

CHAPTER 463

APPROPRIATIONS

SENATE BILL 07-180

BY SENATOR(S) Tapia, Keller, and Johnson;
also REPRESENTATIVE(S) Buescher, Pommer, White, Butcher, Gallegos, Labuda, and McFadyen.

AN ACT**CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF THE TREASURY.***Be it enacted by the General Assembly of the State of Colorado:*

SECTION 1. Part XXII of section 2 of chapter 394, Session Laws of Colorado 2006, is amended to read:

Section 2. **Appropriation.**

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

**PART XXII
DEPARTMENT OF THE TREASURY**

(1) ADMINISTRATION^{119, 120, 121}

Personal Services	1,179,947
	(16.0 FTE)
Health, Life, and Dental	114,120
Short-term Disability	1,732
S.B. 04-257 Amortization	
Equalization Disbursement	11,060
Salary Survey and Senior	
Executive Service	41,641
Operating Expenses	107,765
Information Technology	
Asset Maintenance	12,568
Legal Services for 575	
hours	38,968
Purchase of Services from	
Computer Center	829
	8,645

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Workers' Compensation and Payment to Risk Management and Property Funds	1,567 50,011					
Capitol Complex Leased Space	47,806					
Charter School Facilities Financing Services	5,000					
Discretionary Fund	5,000					
	1,568,003	756,848		811,155*		
	1,624,263	813,108				

* Of this amount, \$717,747 shall be from cash management transaction fees in accordance with Section 24-36-120, C.R.S., \$88,408 shall be from the principal balance of the Unclaimed Property Trust Fund pursuant to Section 38-13-116.5 (2), C.R.S., and \$5,000 shall be from the Charter School Financing Administrative Cash Fund in accordance with Section 22-30.5-406 (1) (c), C.R.S. Moneys from the Charter School Financing Administrative Cash Fund are continuously appropriated and are included as information for purposes of complying with the limitation on state fiscal year spending imposed by Section 20 of Article X of the State Constitution.

(2) UNCLAIMED PROPERTY PROGRAM

Personal Services 649,947
(10.0 FTE)

Operating Expenses	116,417		
Promotion and Correspondence ¹²²	150,296		
Leased Space	56,791		
Contract Auditor Services	<u>800,000</u>		
		1,773,451	1,773,451 ^a

^a Of this amount, \$973,451 shall be from the principal balance of the Unclaimed Property Trust Fund pursuant to Section 38-13-116.5 (2), C.R.S., and \$800,000 shall be from revenues collected by contract auditors.

(3) SPECIAL PURPOSE

Senior Citizen Property Tax Exemption	64,600,000	64,600,000 ^a	
CoverColorado ¹²³	12,300,000		12,300,000 ^b
Fire and Police Pension Association - Old Hire Plans ¹²⁴	34,774,141	34,774,141 ^c	
Highway Users Tax Fund - County Payments	152,762,000		152,762,000 ^d
Highway Users Tax Fund - Municipality Payments	<u>100,174,100</u>		100,174,100 ^d
		364,610,241	

^a Pursuant to Article X, Section 3.5 (3), of the State Constitution, this amount is not subject to the limitation on General Fund appropriations set forth in Section 24-75-201.1, C.R.S., because enactment of this constitutional provision by the people of Colorado constitutes voter approval of a weakening of such limitation.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^b This amount represents estimated transmittals from the Unclaimed Property Trust Fund to CoverColorado pursuant to Section 38-13-116.5 (2.7), C.R.S. Pursuant to Section 38-13-116.5 (1) (b), C.R.S., moneys comprising the principal of the Unclaimed Property Trust Fund do not constitute fiscal year spending of the state for purposes of Section 20 of Article X of the State Constitution. In addition, pursuant to Section 24-77-102 (15) (b) (XII) and (16) (b) (II), C.R.S., CoverColorado is defined as a "special purpose authority" and thus is not considered part of the State for purposes of Section 20 of Article X of the State Constitution.

^c This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S. This amount represents transfers to the Fire and Police Pension Association for old hire pension plans, including the State's annual contribution of \$25,321,079 as required by Section 31-30.5-307 (2), C.R.S., plus \$9,453,062 to pay a portion of the unfunded liability accrued as a result of the suspension of the state contribution for old hire pension plans pursuant to Section 31-30.5-307 (5) (b), C.R.S. This amount is included as information for purposes complying with the limitation on state fiscal year spending imposed by Section 20 of Article X of the State Constitution. This amount, transferred pursuant to Section 31-30.5-307 (2), C.R.S., shall not be deemed to be an appropriation subject to the limitations of Section 24-75-201.1, C.R.S.

^d These amounts represent estimated allocations of Highway Users Tax Fund revenues to counties and municipalities pursuant to Sections 43-4-205, 207, and 208, C.R.S. These estimates are included for informational purposes for the purpose of complying with the limitation on state fiscal year spending imposed by Section 20 of Article X of the State Constitution.

TOTALS PART XXII

(TREASURY)^{2,3}	\$367,951,695	\$65,356,848^a	\$34,774,141 ^b	\$2,584,606	\$265,236,100 ^c	
	<u>\$368,007,955</u>	<u>\$65,413,108^a</u>				

^a Of this amount, \$64,600,000 is not subject to the limitation on General Fund appropriations imposed by Section 24-75-201.1, C.R.S.

^b This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S. This amount is not subject to the limitation on General Fund appropriations imposed by Section 24-75-201.1, C.R.S.

° Of this amount, \$252,936,100 represents allocations of Highway Users Tax Fund revenues to counties and municipalities pursuant to Sections 43-4- 205, 207, and 208, C.R.S.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

- 2 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Until such time as the Secretary of State publishes the code of Colorado regulations and the Colorado register in electronic form pursuant to section 24-4-103 (11) (b), C.R.S., each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. Alternatively, the Office of Legislative Legal Services may provide links on its internet web site to such rules. It is the intent of the General Assembly that this be done within existing resources.
- 3 (Governor lined through this provision. See L. 2006, p. 2896.)
- 119 Department of the Treasury, Administration -- The State Treasurer is requested to submit an annual report to the Joint Budget Committee concerning the performance of the state's investments. The report should include comparisons to relevant benchmarks and a detailed discussion of the benchmarks. This report should be submitted as a part of the State Treasurer's annual budget request.
- 120 Department of the Treasury, Administration -- The State Treasurer is requested to provide to the Joint Budget Committee, by November 1, 2006, information concerning expenditures related to the Department's bank services contract(s) which are paid through deductions from interest earned on bank account balances. The State Treasurer is requested to include actual expenditures for FY 2005-06 as well as projected expenditures for FY 2006-07. The requested report should be submitted as part of the State Treasurer's annual budget request.
- 121 Department of the Treasury, Administration -- The State Treasurer is requested to provide to the Joint Budget Committee, by November 1, 2006, information concerning state revenues and expenditures related to the issuance of tax and revenue anticipation notes for school districts pursuant to Section 29-15-112, C.R.S. The State Treasurer is requested to include actual data for fiscal years 2003-04 through 2005-06, as well as projected data for FY 2006-07. The requested information should be submitted as part of the State Treasurer's annual budget request.

- 122 Department of the Treasury, Unclaimed Property Program, Promotion and Correspondence-- The State Treasurer is requested to provide to the Joint Budget Committee, by November 1, 2006, data concerning the cost and the effectiveness of various activities designed to promote awareness of the Unclaimed Property Program. The State Treasurer is further requested to describe the measurements used to evaluate the effectiveness of such activities.
- 123 Department of the Treasury, Special Purpose, CoverColorado -- Pursuant to Section 10-8-530 (4) (c) (I), C.R.S., the Executive Director of CoverColorado is required to report annually to the Joint Budget Committee concerning actual program receipts and expenditures. In addition, the Department is requested to work with the Executive Director to provide reports to the Joint Budget Committee by October 1, 2006, and by February 1, 2007, that contain enrollment, revenue, expenditure, and assessment projections for the CoverColorado program for FY 2006-07 and FY 2007-08.
- 124 Department of the Treasury, Special Purpose, Fire and Police Pension Association - Old Hire Plans -- The Fire and Police Pension Association is requested to submit an annual report of operations and investments for state-supported programs to the Joint Budget Committee by October 1, 2006. This report shall include the following: (1) the amount of additional funding the State is required to transfer to the Association pursuant to Section 31-30.5-307 (5) (b), C.R.S., assuming such payment is made on April 30, 2012, along with a description of the actuarial assumptions used to calculate this amount; (2) the current estimated unfunded liability for each local plan still eligible to receive state assistance; and (3) the projected remaining funded period for each local plan still eligible to receive state assistance.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: March 22, 2007