

CHAPTER 324

APPROPRIATIONS

SENATE BILL 11-145

BY SENATOR(S) Hodge, Steadman, Lambert;
also REPRESENTATIVE(S) Gerou, Becker, Ferrandino.

AN ACT

CONCERNING SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF LOCAL AFFAIRS.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. The appropriation to the department of local affairs for the fiscal year beginning July 1, 2010, as enacted in Part XII of section 2 of chapter 453, Session Laws of Colorado 2010 (HB 10-1376), 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.

APPROPRIATION FROM

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

**PART XII
DEPARTMENT OF LOCAL AFFAIRS**

(1) EXECUTIVE DIRECTOR'S OFFICE

Personal Services	1,245,439				1,245,439 ^a	
					(13.7 FTE)	
Health, Life, and Dental	897,953	401,921		110,384 ^b	195,263 ^c	190,385
Short-term Disability	16,785	5,052		2,757 ^b	5,310 ^c	3,666
S.B. 04-257 Amortization						
Equalization Disbursement	259,884	78,218		42,692 ^b	82,208 ^c	56,766
S.B. 06-235 Supplemental						
Amortization Equalization						
Disbursement	189,500	57,034		31,130 ^b	59,944 ^c	41,392
Workers' Compensation	49,163	45,713		1,484 ^b	1,966 ^c	
Operating Expenses	144,175				132,413 ^d	11,762
Legal Services for 1,790						
hours	131,331	119,160		6,167 ^b	1,238 ^c	4,766
Purchase of Services from						
Computer Center	669,800	200,536			153,436 ^b	315,828
Multiuse Network						
Payments	119,545	15,066		1,291 ^b	1,902 ^c	101,286

Ch. 324		Appropriations				1717
---------	--	----------------	--	--	--	------

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Management and Administration of OIT	72,123		5,804			56,372 ^c	9,947
Payment to Risk Management and Property Funds	5,411		5,032		258 ^b	121 ^c	
Vehicle Lease Payments	132,945 129,746		102,349 99,150			30,596 ^c	
Information Technology Asset Maintenance	104,793		29,913		13,049 ^b	37,507 ^c	24,324
Leased Space	105,801		22,376			18,866 ^c	64,559
Capitol Complex Leased Space	470,185		160,064		24,279 ^c	236,366 ^c	49,476
Communication Services Payments	26,314		6,290				20,024
Moffat Tunnel Improvement District	<u>137,444</u>				137,444 ^f		
		4,778,591 4,775,392					

^a This amount shall be from indirect cost recoveries.

^b These amounts shall be from various sources of cash funds.

^c These amounts shall be from the Local Government Mineral and Energy Impact Grants and Disbursements line item, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S., and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5) (a) (I), C.R.S.

^a Of this amount, \$97,920 shall be from the Local Government Mineral and Energy Impact Grants and Disbursements line item, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S., and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5) (a) (I), C.R.S., and \$34,493 shall be from indirect cost recoveries.

^c Of this amount, \$9,973 shall be from the Building Regulation Fund created in Section 24-32-3309 (1), C.R.S.; \$5,819 shall be from the Local Government Limited Gaming Impact Fund created in Section 12-47.1-1601 (1) (a), C.R.S.; \$4,560 shall be from the Search and Rescue Fund created in Section 33-1-112.5 (1), C.R.S.; and \$3,927 shall be from the Colorado Water Resources and Power Development Authority pursuant to Section 37-95-107.6 (3) (b), C.R.S.

^f This amount shall be from the Moffat Tunnel Cash Fund pursuant to Section 32-8-126, C.R.S.

(2) PROPERTY TAXATION

Division of Property				
Taxation	2,664,455	1,277,072	690,877 ^a	696,506 ^b
	(36.7 FTE)			
State Board of				
Equalization	12,856	12,856		
Board of Assessment				
Appeals	543,416	188,864		354,552 ^c
	(13.2 FTE)			
Indirect Cost Assessment	<u>128,008</u>			128,008 ^b
		3,348,735		

^a This amount shall be from the Property Tax Exemption Fund created in Section 39-2-117 (8), C.R.S.

^b These amounts shall be from the Local Government Mineral and Energy Impact Grants and Disbursements line item, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S., and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5) (a) (I), C.R.S.

^c This amount shall be from indirect cost recoveries.

(3) DIVISION OF HOUSING

Personal Services	1,301,344	367,276	76,884 ^a	150,166 ^b	707,018
	(21.4 FTE)				
Operating Expenses	322,845	24,608			298,237

Ch. 324 Appropriations 1719

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Manufactured Buildings Program	1,183,372				1,183,372 ^c (11.7 FTE)		
Colorado Affordable Housing Construction Grants and Loans	2,225,000		2,225,000				
Federal Affordable Housing Construction Grants and Loans	45,000,000						45,000,000 ^d
Emergency Shelter Program	965,000						965,000
Private Activity Bond Allocation Committee	2,500				2,500 ^a		
Low Income Rental Subsidies	18,000,000						18,000,000
Indirect Cost Assessment	<u>252,579</u>				47,498 ^e	61,462 ^b	143,619
		69,252,640					

^a These amounts shall be from the Private Activity Bond Allocations Fund created in Section 24-32-1707 (6) (b), C.R.S.

^b These amounts shall be from the Local Government Mineral and Energy Impact Grants and Disbursements line item, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S., and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5) (a) (I), C.R.S.

^c These amounts shall be from the Building Regulation Fund created in Section 24-32-3309 (1), C.R.S.

^d This amount includes a one-time allocation of \$34,013,566 from the U.S. Department of Housing and Urban Development for the Neighborhood Stabilization Program.

(4) DIVISION OF LOCAL GOVERNMENTS
(A) Local Government and Community Services

(1) Administration

Personal Services	1,288,148	598,005	560,305 ^a	129,838
	1,287,612	597,469		
		(7.0 FTE)	(8.1 FTE)	(2.6 FTE)
Operating Expenses	<u>129,242</u>	40,069	25,146 ^a	64,027
	1,417,390			
	1,416,854			

^a These amounts shall be from the Local Government Mineral and Energy Impact Grants and Disbursements line item, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S., and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5) (a) (I), C.R.S.

(2) Local Government Services

Local Utility Management Assistance	154,709		154,709 ^a	
			(2.0 FTE)	
Conservation Trust Fund Disbursements	51,400,000		51,400,000 ^b	
			(2.0 FTE)	
Volunteer Firefighter Retirement Plans	4,114,363	4,114,363 ^c		
Volunteer Firefighter Death and Disability Insurance	30,000	30,000 ^c		

Ch. 324

Appropriations

1721

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM					FEDERAL FUNDS
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS		
\$	\$	\$	\$	\$	\$	\$	
Environmental Protection Agency Water/Sewer File Project	49,890						49,890 (0.5 FTE)
	<u>55,748,962</u>						

^a This amount shall be from the Colorado Water Resources and Power Development Authority pursuant to Section 37-95-107.6 (3) (b), C.R.S.

^b This amount shall be from the net lottery proceeds transferred to the Conservation Trust Fund pursuant to Section 3 (1) (b) (I) of Article XXVII of the Colorado Constitution. This amount is included for informational purposes, as net lottery proceeds are continuously appropriated by said section. Further, pursuant to Section 24-77-102 (17) (b) (IX), C.R.S., net lottery proceeds are not subject to the limitation on state fiscal year spending set forth in Section 20 of Article X of the Colorado Constitution.

^c These amounts shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S. Pursuant to Section 31-30-1112 (2) (i), C.R.S., these amounts are included for informational purposes to comply with the limitation on state fiscal year spending imposed by Article X, Section 20, of the State Constitution and Section 24-77-103, C.R.S. Further, these amounts are transferred from the proceeds of insurance premium taxes pursuant to Sections 31-30-1112 (2) (g) and (h), C.R.S., and shall be deemed not to be an appropriation subject to the limitation on General Fund appropriations set forth in Section 24-75-201.1, C.R.S.

(3) Community Services

Community Services Block Grant	6,000,000						6,000,000
-----------------------------------	-----------	--	--	--	--	--	-----------

(4) Waste Tire Fund

Waste Tire Recycling, Reuse and Removal Grants	4,200,000			4,200,000 ^a			
--	-----------	--	--	------------------------	--	--	--

(0.7 FTE)

^a Of these amounts, \$2,600,000 shall be from the Waste Tire Recycling Development Cash Fund created in Section 25-17-202 (3) (a), C.R.S.; \$800,000 shall be from the Processors and End Users of Waste Tires Cash Fund created in Section 25-17-202.5 (1), C.R.S.; and \$800,000 shall be from the Waste Tire Cleanup Fund created in Section 24-32-114 (1), C.R.S.

(B) Field Services

Program Costs	2,360,874	105,289 ^a (1.0 FTE)	1,957,844 ^b (22.6 FTE)	297,741 (4.3 FTE)
Community Development Block Grant	9,697,000			9,697,000
Local Government Mineral and Energy Impact Grants and Disbursements	137,900,000	137,900,000 ^c		
Local Government Limited Gaming Impact Grants	6,000,000	6,000,000 ^d		
Search and Rescue Program	615,000	615,000 ^e (1.3 FTE)		
Colorado Heritage Communities Grants	<u>200,000</u>		200,000 ^f	
	156,772,874			

^a This amount shall be from the Local Government Limited Gaming Impact Fund created in Section 12-47.1-1601 (1) (a), C.R.S.

^b This amount shall be from the Local Government Mineral and Energy Impact Grants and Disbursements line item, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S., and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5) (a) (I), C.R.S.

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

^c Of this amount, \$91,500,000 is estimated to be from the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S., and \$46,400,000 is estimated to be from federal mineral leasing revenues transferred to the Local Government Mineral Impact Fund pursuant to Section 34-63-102 (5), C.R.S. These amounts are included for informational purposes as the Department is statutorily authorized to distribute moneys from these funds. As the Local Government Mineral Impact Fund solely consists of federal mineral leasing revenues, moneys in this fund are not subject to the limitation on state fiscal year spending set forth in Section 20 of Article X of the Colorado Constitution.

^d This amount shall be from the fund balance in the Local Government Limited Gaming Impact Fund created in Section 12-47.1-1601 (1) (a), C.R.S., which consists of funds transferred from the Limited Gaming Fund in the Department of Revenue during the prior fiscal year pursuant to Sections 12-47.1-701 and 12-47.1-1601, C.R.S. This amount is included for informational purposes as the Department is statutorily authorized to distribute moneys from this fund.

^e This amount shall be from the Search and Rescue Fund created in Section 33-1-112.5, C.R.S.

^f This amount shall be from the Colorado Heritage Communities Fund created in Section 24-32-3207, C.R.S.

(C) Indirect Cost

Assessments	1,033,715			150,631 ^a	769,750 ^b	113,334 ^c
--------------------	-----------	--	--	----------------------	----------------------	----------------------

^a Of this amount, \$55,501 shall be from net lottery proceeds transferred to the Conservation Trust Fund pursuant to Section 3 (1) (b) (I) of Article XXVII of the Colorado Constitution; \$36,907 shall be from the Colorado Water Resources and Power Development Authority pursuant to Section 37-95-107.6 (3) (b), C.R.S.; \$30,102 shall be from the Search and Rescue Fund created in Section 33-1-112.5, C.R.S.; \$24,134 shall be from the Local Government Limited Gaming Impact Fund created in Section 12-47.1-1601 (1) (a), C.R.S.; and \$3,987 shall be from the Waste Tire Recycling Development Cash Fund created in Section 25-17-202 (3) (a), C.R.S.

^b This amount shall be from the Local Government Mineral and Energy Impact Grants and Disbursements line item, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S., and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5) (a) (I), C.R.S.

^c Of this amount, \$72,743 is anticipated from the Community Development Block Grant, and \$40,591 is anticipated from the Community Services Block Grant.

~~225,172,944~~

225,172,405

(5) DIVISION OF EMERGENCY MANAGEMENT

Administration	2,599,828	571,685 (8.2 FTE)	65,392 ^a (1.0 FTE)	1,962,751 (18.7 FTE)
Disaster Response and Recovery	4,950,000		4,500,000 ^b	450,000
Preparedness Grants and Training	12,010,988		10,988 ^c	12,000,000
Indirect Cost Assessment	<u>220,182</u>		15,399 ^a	204,783
	19,780,998			

^a These amounts shall be from the Local Government Mineral and Energy Impact Grants and Disbursements line item, which includes moneys in the Local Government Severance Tax Fund created in Section 39-29-110 (1) (a) (I), C.R.S., and moneys in the Local Government Mineral Impact Fund created in Section 34-63-102 (5) (a) (I), C.R.S.

^b This amount shall be from the Disaster Emergency Fund established in Section 24-32-2106 (2) (a), C.R.S.

^c This amount shall be from fees paid for emergency training programs.

TOTALS PART XII

(LOCAL AFFAIRS)	\$322,333,905	\$6,559,963	\$4,144,363 ^a	\$207,408,683	\$7,243,477	\$96,977,419
	<u>\$322,330,170</u>	<u>\$6,556,228</u>				

^a This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S. This amount is included as information for purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20, of the State Constitution. As this amount is continuously appropriated by a permanent statute or constitutional provision, it is not subject to the limitation on General Fund appropriations as set forth in Section 24-75-201.1, C.R.S.

SECTION 2. Repeal. The appropriation to the department of local affairs for the fiscal year beginning July 1, 2010, as enacted in Section 2 (4) of chapter 402, Session Laws of Colorado 2010 (HB10-1176), is repealed as follows:

Section 2. **Appropriation.** (4) ~~In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of local affairs, for allocation to the division of local governments, field services, for program costs, for the fiscal year beginning July 1, 2010, the sum of twenty-six thousand nine hundred twenty-seven dollars (\$26,927) and 0.3 FTE, or so much thereof as may be necessary, for the implementation of this act.~~

SECTION 3. 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 9, 2011