NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.



HOUSE BILL 22-1170

BY REPRESENTATIVE(S) McCluskie, Herod, Ransom, Amabile, Gray, Jodeh, Ricks; also SENATOR(S) Moreno, Hansen, Rankin, Gonzales, Lee, Priola.

CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF CORRECTIONS.

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

SECTION 1. Appropriation to the department of corrections for the fiscal year beginning July 1, 2021. In Session Laws of Colorado 2021, section 2 of chapter 504, (SB 21-205), amend Part II as follows:

Section 2. Appropriation.

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT		CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$		\$	\$
			PA	RT II				
			DEPARTMENT (OF CORRECTION	S			
(1) MANAGEMENT								
(A) Executive Director's Of	fice Subprogram							
Personal Services	4,211,835		3,968,030				243,805ª	
			(32.8 FTE)				(4.0 FTE)	
Health, Life, and Dental	67,562,540		65,734,361			1,828,179 ^b		
Short-term Disability	603,955		588,373			15,582 ^b		
S.B. 04-257 Amortization								
Equalization Disbursement	19,329,894		18,841,701			488,193 ^b		
S.B. 06-235 Supplemental								
Amortization Equalization								
Disbursement	19,329,894		18,841,701			488,193 ^b		
Salary Survey	12,350,919		12,032,028			318,891 ^b		
PERA Direct Distribution	10,222,043		9,964,045			257,998 ^b		
Shift Differential	10,251,533		10,222,298			29,235 ^b		
Workers' Compensation	5,781,190		5,598,506			182,684 ^b		
Operating Expenses	376,801		286,801				$5,000^{a}$	85,000(I) ^c
Legal Services	$3,414,416^{d}$		2,933,453			480,963 ^b		
Payment to Risk Managemen			4 105 500			1.60 5.60 h		
and Property Funds	4,297,495		4,127,732			169,763 ^b		
Leased Space	6,066,143		5,711,336			354,807 ^b		
Capitol Complex Leased	50 402		42 400			1.6.00.4h		
Space	59,492		42,498			16,994 ^b		
Annual Depreciation-Lease Equivalent Payments	530,642		530,642					
Planning and Analysis	330,042		330,042					
Contracts	82,410		82,410					
Conducto	02,710		02,410					

APPROPRIATION FROM

				 APPROPRIATION FROM							
		EM & TOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT		CASH FUNDS		OPRIATED JNDS	FEDERAL FUNDS	
	\$		\$	\$	\$	\$		\$	\$		
Payments to District											
Attorneys		681,102		681,102							
Payments to Coroners		32,175		32,175							
	16	5,184,479									

^a These amounts shall be transferred from the Department of Public Safety from the State Victims Assistance and Law Enforcement Program line item appropriation in the Victims Assistance section of the Division of Criminal Justice. These amounts originate as cash funds from the Victims Assistance and Law Enforcement Fund created in Section 24-33.5-506 (1), C.R.S.

(B) External Capacity Subprogram

(1) Private Prison Monitoring Unit

(1) I II vate I II son Wonton	5 Omt		
Personal Services	980,145	980,145	
		(12.7 FTE)	
Operating Expenses	183,443	153,976	29,467 ^a
	1,163,588		

^a This amount shall be from revenues earned from monitoring private Colorado prisons that house out-of-state offenders.

(2) Payments to House State Prisoners³ Payments to local jails at a rate of \$59.42 per inmate per

day 13,023,829

13,023,829

^b Of these amounts, an estimated \$3,646,579 shall be from sales revenues earned by Correctional Industries, an estimated \$591,549 shall be from sales revenues earned by the Canteen Operation, and an estimated \$393,354 shall be from the COVID Heroes Collaboration Fund created in Section 24-50-104 (1)(k), C.R.S.

^c This amount shall be from the Social Security Administration Incentive Payment Memorandum of Understanding. This amount is included for informational purposes only.

^d Of this amount, \$3,393,670 shall be used to purchase legal services from the Department of Law and \$20,746 shall be used to contract for legal services from private firms for litigation related to the Rifle Correctional Center.

			APPROPRIATION FROM						
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS		
	\$	\$	\$	\$	\$	\$	\$		
Payments to in-state private prisons at a rate of \$58.79									
\$63.32 per inmate per day ⁴	58,968,020		56,568,020	•	2,400,0	90 *			
	59,362,872		59,362,872						
Inmate Education and Benefit Programs at In-state Private									
Prisons	541,566		541,566	•					
	72,533,415								
	72,928,267								
*-This amount shall be from the	ne State Criminal Ali	en Assistance Pro	ogram Cash Fund crea	ted in Section 17-1-1	107.5 (1), C.R.S.				
(C) Inspector General Subp	rogram								
Personal Services	4,591,555		4,485,322		106,2	33ª			
			(49.2 FTE))					

362,185

83,187a

207,912(I)

244,126,321 244,521,173

(2) INSTITUTIONS

Operating Expenses

Inspector General Grants

(A) Utilities Subprogram

Personal Services 337,252 337,252 (2.6 FTE)

445,372

207,912

5,244,839

^a These amounts shall be from revenues earned from private prison out of state offender investigations.

				 APPROPRIATION FROM							
		ITEM & SUBTOTAL	TOTAL	GENERAL FUND		GENERAL FUND EXEMPT		CASH FUNDS	R	EAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$		\$	\$	\$	EXEIVII I	\$		\$	\$	
Utilities	_	22,678,039 23,015,291		21,378,039	1			1,300,00)() ^a		

17,271,775

17,972,476

1,806,354

(B) Maintenance Subprogram

Operating Expenses

Food Service Pueblo Campus 1,806,354 40,250,362

\ /		
Personal Services	22,557,739	
	(282.8 FTE)	
Operating Expenses	6,990,024	
Maintenance Pueblo Campus	2,161,317	
· •	31,709,080	31,709,080
(C) Housing and Security Sub	pprogram	
Personal Services ⁵	203,467,698	203,467,698
		(2,995.1 FTE)
Operating Expenses	1,979,880	1,979,880
- -	205,447,578	
(D) Food Service Subprogram	1	
Personal Services	21,172,233	21,172,233
		(318.8 FTE)

17,271,775

17,972,476

40,951,063

^a This amount shall be from sales revenues earned by Correctional Industries.

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ΑГ	$r \kappa \iota$	7 F N I	A I I	.	r r t jivi	

\$	ITEM & SUBTOTAL	TOTAL \$	\$ GENERAL FUND \$	GENERAL FUND EXEMPT	\$ CASH FUNDS	REAPPROPRIATEI FUNDS \$	D FEDERAL FUNDS \$
(E) Medical Services Subprog SUBPROGRAM ^{5a}	ram						
Personal Services	43,543,740		43,277,661		266,079) a	
			(409.2 FTE)		(3.0 FTE))	
Operating Expenses	2,647,168		2,647,168				
Purchase of Pharmaceuticals	14,433,888		14,433,888				
	16,149,292		16,149,292				
Hepatitis C Treatment Costs	10,368,384		10,368,384				
	8,368,384		8,368,384				
External Medical Services	35,490,765		35,490,765				
	40,642,110		40,642,110				
Service Contracts	2,613,724		2,613,724				
Indirect Cost Assessment	1,206				1,206	$\tilde{\mathbf{b}}^{\mathrm{a}}$	
_	109,098,875						
	113,965,624						

^a These amounts shall be from inmate medical fees collected pursuant to Section 17-1-113 (2), C.R.S.

(F) Laundry Subprogram

Personal Services	2,759,002	
	(38.4 FTE)	
Operating Expenses	2,181,498	
	4,940,500	4,940,500

(G) Superintendents Subprogram

Personal Services 12,283,096 (160.0 FTE)
Operating Expenses 5,308,532

			APPROPRIATION FROM				
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$		\$	\$	
Dress Out	1,006,280						
	18,597,908		18,597,908				
(H) Youthful Offender Sys	tem Subprogram						
Personal Services	11,752,439						
	(160.7 FTE)						
Operating Expenses	604,705						
Contract Services	28,820						
Maintenance and Food	-,						
Service	1,196,640						
	13,582,604		13,582,604				
(I) Case Management Subp	_						
Personal Services	17,875,489						
	(238.6 FTE)						
Operating Expenses	180,236						
Offender ID Program	346,936						
	18,402,661		18,402,661				
(J) Mental Health Subprog	ram						
Personal Services	11,882,144		11,882,144				
	,,		(159.1 FTE)				
Operating Expenses	312,366		312,366				
Medical Contract Services	4,987,736		4,987,736				
	17,182,246) ·) ·				
azi e post	2 220 002		2 220 002				
(K) Inmate Pay Subprogra	m 2,320,893		2,320,893				

				APPROPRIATION FROM					
	ITEM & SUBTOTAL	TOTAL	\$	GENERAL FUND \$	GENERAL FUND EXEMPT	\$	CASH REFUNDS	EAPPROPRIATED FUNDS \$	FEDERAL FUNDS
(I) I I A C. I									
(L) Legal Access Subprogr									
Personal Services	1,505,362	2							
	(21.5 FTE)							
Operating Expenses	299,602	2							
Contract Services	70,90	5							
	1,875,869			1,875,869					
	1,075,00	,		1,075,007					
		486,423,8 6	7						
		491,991,3							
		491,991,3	. /						
(3) SUPPORT SERVICES									
(A) Business Operations S		_		6.155.056			46.5643	500 055h	
Personal Services	6,734,49	/		6,157,356			$46,764^{a}$	530,377 ^b	
				(90.2 FTE)				(10.6 FTE)	
Operating Expenses	234,20	Ĺ		234,201					
	6,968,698	3							

^a This amount shall be from restitution collected pursuant to Section 16-18.5-109 (3), C.R.S.

(B) Personnel Subprogram

(b) I ci sonnei Subprogram			
Personal Services	1,854,712	1,483,617	371,095 ^a
		(18.7 FTE)	(4.5 FTE)
Operating Expenses	89,931	86,931	$3,000^{a}$
Personnel start-up	37,200		37,200 ^a
	1,981,843		

^a These amounts shall be from the COVID Heroes Collaboration Fund created in Section 24-50-104 (1)(k), C.R.S.

^b Of this amount, \$470,902 shall be from departmental indirect cost recoveries or the Indirect Costs Excess Recovery Fund created in Section 24-75-1401 (2), C.R.S., and \$59,475 shall be from statewide indirect cost recoveries.

			APPROPRIATION FROM						
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIA FUNDS	ATED FEDERAL FUNDS		
	\$	\$	\$	\$	\$	\$	\$		
(C) Offender Services Sul	program								
Personal Services	3,297,832								
	(44.1 FTE)								
Operating Expenses	62,044								
	3,359,876		3,359,876						
(D) Communications Sub	orogram								
Operating Expenses	1,634,247		1,634,247						
Dispatch Services	265,477		265,477						
	1,899,724								
(E) Transportation Subp	_								
Personal Services	2,490,638		2,490,638						
			(35.9 FTE)						
Operating Expenses	483,538		483,538						
Vehicle Lease Payments	3,468,680		2,987,707		48	30,973 ^a			
	6,442,856								

^a Of this amount, an estimated \$439,839 shall be from sales revenues earned by Correctional Industries and an estimated \$41,134 shall be from sales revenues earned by the Canteen Operation.

(F) Training Subprogram

Personal Services	2,482,608	
	(33.0 FTE)	
Operating Expenses	287,121	
	2,769,729	2,769,729

				APPROPRIATION FROM									
	ITEM & SUBTOTAL	TOTA	Ĺ	GENERAL FUND	GENERAL FUND EXEMPT		CASH RE FUNDS	EAPPROPRIATED FUNDS	FEDERAL FUNDS				
	\$	\$	\$		\$	\$	\$	\$					
(G) Information System	ns Subprogram												
Operating Expenses	1,391,809	9		1,391,809)								
Payments to OIT	25,011,012	2		24,956,388	3		54,624 ^a						
CORE Operations	362,053	3		316,700)		21,907ª	$23,446^{b}$					
	26,764,874	- 4											

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(H) Facility Services Subprogram

Personal Services 1,046,727 (9.7 FTE)
Operating Expenses 83,096 1,129,823 1,129,823

51,317,423

(4) INMATE PROGRAMS

(A) Labor Subprogram

Personal Services 5,556,661 (78.5 FTE)
Operating Expenses 88,017 5,644,678 5,644,678

(B) Education Subprogram

Personal Services 14,332,166 14,332,166 (189.9 FTE)

^a Of these amounts, an estimated \$64,822 shall be from Correctional Industries sales to non-state entities and an estimated \$11,709 shall be from sales revenues earned by the Canteen Operation.

^b This amount shall be from Correctional Industries sales to other state agencies.

				APPROPRIATION FROM									
		ITEM & SUBTOTAL	TOTAL	GENERAL FUND		GENERAL FUND EXEMPT		CASH FUNDS	REA	APPROPRIATED FUNDS		FEDERAL FUNDS	
	\$		\$	\$	\$	DIDINI 1	\$		\$		\$		
Operating Expenses		4,279,330		2,816,746				1,173,669) a	288,915 ^b			
Contract Services		237,128		237,128									
Education Grants		80,060						10,000) ^c	$42,410^{d}$		27,650(I)	
		(2.0 FTE)											
	_	18,928,684											

APPROPRIATION FROM

(C) Recreation Subprogram

Personal Services	8,128,820	8,128,820	
		(119.5 FTE)	
Operating Expenses	77,552		77,552°
	8,206,372		

^a This amount shall be from sales revenues earned by the Canteen Operation.

(D) Drug and Alcohol Treatment Subprogram

(D) Diag and Medici iica	tillent Subprogram		
Personal Services	5,888,391	5,888,391	
		(87.4 FTE)	
Operating Expenses	117,884	117,884	
Contract Services	2,200,886	2,200,886	
Treatment Grants	126,682		126,682a
	8,333,843		

^a This amount shall be from grant funds appropriated to the Division of Criminal Justice in the Department of Public Safety.

^a Of this amount, an estimated \$643,311 shall be from sales revenues earned by the Canteen Operation and an estimated \$530,358 shall be from sales revenues earned by vocational programs.

^b This amount shall be from sales revenues earned by vocational programs for products and services sold to other government agencies.

^c This amount shall be from gifts, grants, and donations.

^d This amount shall be from the Colorado Department of Education from special education funds.

			APPROPRIATION FROM						
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CAS: FUNI		PPROPRIATED FUNDS	FEDERAL FUNDS	
	\$	\$	\$	\$	\$	\$	\$		
(E) Son Offender Treetmee	-4 Ch								
(E) Sex Offender Treatmen			2 277 007			21 22 48			
Personal Services	3,309,141		3,277,907			31,234 ^a			
			(54.8 FTE)		(1	1.0 FTE)			
Operating Expenses	92,276		91,776			500^{a}			
Polygraph Testing	242,500		242,500						
Sex Offender Treatment									
Grants	65,597							65,597(I)	
	3,709,514							· · · · · · · · · · · · · · · · · · ·	

^a These amounts shall be from the Sex Offender Surcharge Fund created in Section 18-21-103 (3), C.R.S.

(F) Volunteers Subprogram

Personal Services 462,090 (8.0 FTE)

Operating Expenses 17,912 480,002

480,002^a

45,303,093

(5) COMMUNITY SERVICES

(A) Parole Subprogram

Personal Services	21,032,381	21,032,381	
		(325.2 FTE)	
Operating Expenses	2,694,848	2,694,848	
Parolee Supervision and			
Support Services	7,773,850	4,161,715	

3,612,135^a

^a This amount shall be from sales revenues earned by the Canteen Operation.

			APPROPRIATION FROM							
	ITEM & SUBTOTAL	TOTAL	NERAL FUND	GENERAL FUND EXEMPT		CASH FUNDS		ROPRIATED UNDS	FEDERAL FUNDS	
	\$	\$	\$ \$		\$		\$	\$		
Wrap-Around Services										
Program	1,541,849		1,541,849							
Grants to Community-based										
Organizations for Parolee										
Support	6,697,140		6,697,140							
Community-based										
Organizations Housing										
Support	500,000		500,000							
Parolee Housing Support	500,000		500,000							
	40,740,068									

^a This amount shall be transferred from the Judicial Department from the Correctional Treatment Cash Fund Expenditures line item appropriation in the Probation and Related Services section.

(B) Community Supervision Subprogram

(1) Community Supervision			
Personal Services	4,313,280	4,313,280	
		(48.0 FTE)	
Operating Expenses	505,042	505,042	
Psychotropic Medication	31,400	31,400	
Community Supervision			
Support Services	2,234,102	2,196,451	37,651 ^a
	7,083,824		

^a This amount shall be transferred from the Department of Public Safety, Division of Criminal Justice, Offender Treatment and Services. These amounts originate as federal funds.

(2) Youthful Offender System Aftercare

Personal Services 566,463

(8.0 FTE)

			APPROPRIATION FROM					
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	
	\$	5	\$ \$	EALWII I	\$	\$ \$		
Operating Expenses	141,067							
Contract Services	837,601							
	1,545,131		1,545,131					
(C) Community Re-entry S								
Personal Services	2,652,824		2,652,824					
On anoting Exmanges	146,702		(42.6 FTE) 146,702					
Operating Expenses Offender Emergency	140,702		140,702					
Assistance	96,768		96,768					
Contract Services	190,000		190,000					
Offender Re-employment								
Center	100,000		100,000					
Community Reintegration	••••						*** **********************************	
Grants	39,098						39,098(I) (1.0 FTE)	
Transitional Work Program	1,900,000		1,900,000				(1.011L)	
	-,, -,, -,		(1.0 FTE)					
	5,125,392		,					
		54,494,415	5					
(6) PAROLE BOARD								
Personal Services	1,725,091							
	(19.5 FTE)							
Operating Expenses	107,390							

242,437

Contract Services

					APP	ROPRIATION F	ROM		
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT		CASH FUNDS	RE.	APPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$ \$		\$	\$		\$	\$	
Administrative and IT Support	177,677 (2.0 FTE)	2,252,595	2,252,595						
(7) CORRECTIONAL IND	USTRIES								
Personal Services	11,890,516					4,068,234	l ^a	$7,822,282^{b}$	
						(52.1 FTE))	(102.9 FTE)	
Operating Expenses	5,694,639					1,546,956	o ^a	4,147,683 ^b	
Raw Materials	30,116,846					6,055,860) ^a	$24,060,986^{b}$	
Inmate Pay	2,750,000					1,114,590) ^a	$1,635,410^{b}$	
Capital Outlay	1,219,310					309,259) a	910,051 ^b	
Correctional Industries Grants	2,500,000								2,500,000(I)
Indirect Cost Assessment	446,643					137,785	j ^a	$301,690^{b}$	7,168(I)
		54,617,954							

^a Of these amounts, an estimated \$13,082,684 is from sales to non-state entities and an estimated \$150,000 is from rents and royalties earned on Penitentiary Trust land managed by the State Board of Land Commissioners pursuant to Section 36-1-116 (2), C.R.S.

(8) CANTEEN OPERATION

Personal Services	2,364,287		
	(28.0 FTE)		
Operating Expenses	18,930,041		
Inmate Pay	73,626		
Indirect Cost Assessment	82,811		
		21,450,765	21,450,765(I) ^a

^a This amount shall be from sales revenues earned by the Canteen Operation and is continuously appropriated to the division pursuant to Section 17-24-126 (1), C.R.S.

^b Of these amounts, an estimated \$29,028,013 is from sales to other state agencies and an estimated \$9,850,089 is from the Department of Revenue for the purchase of license plates.

						APPI	ROPRIATION I	FROM		
	TEM & JBTOTAL	TOTAL		GENERAL FUND	GENERAL FUND EXEMPT		CASH FUNDS	REA	PPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$		\$	\$		\$	9	\$
TOTALS PART II										
(CORRECTIONS)		\$959,986,433		\$866,975,862			\$46,289,62		\$43,788,523	\$2,932,425 ^b
		 \$965,948,735	_	\$875,338,164			\$43,889,62	3ª		

^a Of this amount, \$21,450,765 contains an (I) notation.

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

- Department of Corrections, Management, External Capacity Subprogram, Payments to House State Prisoners -- The Department of Corrections is authorized to transfer up to 5.0 percent of the total appropriation for the external capacity subprogram between line items in the external capacity subprogram for purposes of reimbursing local jails and private prison providers.
- Department of Corrections, Management, External Capacity Subprogram, Payments to House State Prisoners, Payments to in-state private prisons at a rate of \$58.79 \$63.32 per inmate per day It is the General Assembly's intent that in-state private prisons use funds provided through this appropriation to provide levels of staffing and services similar to comparable state prisons to the extent possible.
- Department of Corrections, Institutions, Housing and Security Subprogram, Personal Services -- The amount appropriated in this line item does not include the \$591,630 of FY 2021-22 General Fund appropriations for the Department of Corrections set forth in sections 124 through 128 of Title 17, Article 18, C.R.S. In calculating the amount appropriated in this line item, it is assumed that these statutory appropriations will be used for the same line item.
- DEPARTMENT OF CORRECTIONS, INSTITUTIONS, MEDICAL SERVICES SUBPROGRAM -- IN ADDITION TO THE TRANSFER AUTHORITY PROVIDED IN SECTION 24-75-108, C.R.S., THE DEPARTMENT OF CORRECTIONS IS AUTHORIZED TO TRANSFER UP TO 5.0 PERCENT OF THE TOTAL APPROPRIATION FOR PURCHASE OF PHARMACEUTICALS, HEPATITIS C TREATMENT COSTS, AND EXTERNAL MEDICAL SERVICES BETWEEN THOSE LINE ITEMS FOR THE PURPOSES OF PROVIDING PHARMACEUTICALS, HEPATITIS C TREATMENTS, AND EXTERNAL MEDICAL SERVICES FOR INMATES.

^b This amount contains an (I) notation.

Alec Garnett SPEAKER OF THE HOUSE	Steve Fenber PRESIDENT O
OF REPRESENTATIVES	THE SENAT
Robin Jones	Cindi L. Markwe
CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES	
APPROVED	
	(Date and Time)

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate