

Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 24-0764.01 Craig Harper x3481

HOUSE BILL 24-1190

HOUSE SPONSORSHIP

Bird, Sirota, Taggart

SENATE SPONSORSHIP

Zenzinger, Bridges, Kirkmeyer

House Committees
Appropriations

Senate Committees

A BILL FOR AN ACT

101 CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT
102 OF LAW.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

Supplemental appropriations are made to the department of law.

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

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

1 **SECTION 1. Appropriation to the department of law for the**
2 **fiscal year beginning July 1, 2023.** In Session Laws of Colorado 2023,
3 section 2 of chapter 474, (SB 23-214), **amend** Part XI as follows:
4 Section 2. **Appropriation.**

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	PART XI						
2	DEPARTMENT OF LAW						
3							
4	(1) ADMINISTRATION						
5	Personal Services	5,448,593				5,448,593 ^a	
6						(56.0 FTE)	
7	Office of Community						
8	Engagement	1,009,080	994,080		15,000 ^b		
9		(8.8 FTE)					
10	Patterns and Practices	449,057	449,057				
11			(2.8 FTE)				
12	Health, Life, and Dental	7,881,423	1,960,401		1,040,076 ^c	4,616,121 ^d	264,825(I) ^e
13	Short-term Disability	97,310	23,827		11,412 ^c	59,491 ^d	2,580(I) ^e
14	S.B. 04-257 Amortization						
15	Equalization Disbursement	3,257,151	798,952		374,142 ^c	1,997,853 ^d	86,204(I) ^e

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	S.B. 06-235 Supplemental						
2	Amortization Equalization						
3	Disbursement	3,257,151	798,952		374,142 ^c	1,997,853 ^d	86,204(I) ^e
4	Salary Survey for Classified						
5	Employees	932,933	271,952		301,885 ^c	290,163 ^d	68,933(I) ^e
6	Salary Survey for Exempt						
7	Employees	6,434,758	1,341,356		249,210 ^c	4,817,904 ^d	26,288(I) ^e
8	PERA Direct Distribution	198,235	54,306		24,112 ^c	119,817 ^d	
9	Workers' Compensation	181,482	48,232		23,873 ^c	102,966 ^d	6,411(I) ^e
10	Attorney Registration and						
11	Continuing Legal Education	176,036	33,987		4,465 ^c	135,803 ^d	1,781(I) ^e
12	Operating Expenses	245,867				245,867 ^a	
13	Legal Services	211,769	81,341		130,428 ^f		

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	Administrative Law Judge						
2	Services	1,118			1,118 ^c		
3	Payment to Risk Management						
4	and Property Funds	393,081	104,470		51,704 ^c	223,022^d	13,885(I) ^e
5		884,210	260,008			558,613 ^d	
6	Vehicle Lease Payments	83,975	33,200		15,000 ^c	28,175 ^d	7,600(I) ^e
7	Information Technology Asset						
8	Maintenance	1,369,433	363,954		180,135 ^c	776,971 ^d	48,373(I) ^e
9	Ralph L. Carr Colorado						
10	Judicial Center Leased Space	3,629,348	964,571		477,401 ^c	2,059,174 ^d	128,202(I) ^e
11	Payments to OIT	1,374,536	364,996		181,008 ^c	780,062^d	48,470(I) ^e
12		1,488,228	401,002			857,748 ^d	
13	Digital Trunk Radio	20,895	5,804		12,421 ^c	2,670 ^d	
14	CORE Operations	38,349	10,192		5,045 ^c	21,758 ^d	1,354(I) ^e

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1 Attorney General							
2 Discretionary Fund	5,000		5,000				
3		36,696,580					
4		37,301,401					
5							

6 ^a Of these amounts, \$5,451,536 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 \$242,924
7 shall be from statewide indirect cost recoveries or the Indirect Costs Excess Recovery Fund created in Section 24-75-1401 (2), C.R.S.

8 ^b This amount shall be from the Safe2Tell Cash Fund created in Section 24-31-610 (1), C.R.S.

9 ^c Of these amounts, \$255,660(I) shall be from custodial money and \$3,071,489 shall be from various sources of cash funds. Pursuant to Section 24-31-108 (5), C.R.S., custodial money
10 received by the Attorney General is not subject to annual appropriation, but the expenditure of such money may be indicated in the annual general appropriation act. Expenditures from
11 custodial money do not constitute fiscal year spending for the purposes of Section 20 of Article X of the State Constitution.

12 ^d These amounts shall be from various sources of reappropriated funds.

13 ^e These amounts shall be from the federal Medicaid Fraud Control Program administered by the U.S. Department of Health and Human Services and are shown for informational purposes
14 only.

15 ^f This amount shall be from the P.O.S.T. Board Cash Fund created in Section 24-31-303 (2)(b), C.R.S.

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1							
2	(2) LEGAL SERVICES TO STATE AGENCIES⁷⁴						
3	Personal Services	46,173,374					
4		46,681,764					
5		(336.2 FTE)					
6	Operating and Litigation	2,654,287					
7	Indirect Cost Assessment	4,916,588					
8			<u>53,744,249</u>		2,067,378 ^a	51,676,871 ^b	
9			54,252,639			52,185,261 ^b	

11 ^a Of this amount, \$1,867,378 shall be from funds that are received for the provision of legal services and that are credited to the Legal Services Cash Fund created in Section 24-31-108
12 (4), C.R.S., and \$200,000 shall be from the Attorney Fees and Costs Account created pursuant to Section 24-31-108 (3), C.R.S. The cash funds appropriation from the Legal Services
13 Cash Fund reflects funds received from state entities for which there is not a corresponding appropriation made in this act for the purchase of legal services. The Attorney General is
14 authorized to transfer spending authority between cash and reappropriated fund sources appropriated within this section (2), but the Attorney General shall not increase total spending
15 authority for the line item appropriations within this section (2).

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	<p>^b This amount shall be from funds that are received for the provision of legal services and that are credited to the Legal Services Cash Fund created in Section 24-31-108 (4), C.R.S. The</p>						
2	<p>reappropriated funds appropriation reflects funds received from state agencies for which there is a corresponding appropriation made in this act for the purchase of legal services. The</p>						
3	<p>Attorney General is authorized to transfer spending authority between cash and reappropriated fund sources appropriated within this section (2), but the Attorney General shall not increase</p>						
4	<p>total spending authority for the line item appropriations within this section (2).</p>						
5							
6	(3) CRIMINAL JUSTICE AND APPELLATE						
7	Special Prosecutions Unit	5,488,135	2,830,127		1,753,913 ^a	904,095 ^b	
8			(20.0 FTE)		(15.4 FTE)	(7.4 FTE)	
9	Auto Theft Prevention Grant	172,300				172,300(I) ^c	
10						(1.0 FTE)	
11	Appellate Unit	5,111,359	4,171,200			940,159 ^d	
12		(41.6 FTE)					
13	Medicaid Fraud Control Unit	3,596,188	899,047				2,697,141(I) ^e
14			(9.0 FTE)				(19.0 FTE)

			APPROPRIATION FROM				
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	Peace Officers Standards and						
2	Training Board Support	6,178,762			6,178,762 ^f		
3					(16.0 FTE)		
4	Indirect Cost Assessment	843,468			442,857 ^g	94,690 ^b	305,921(I) ^e
5		21,390,212					

7 ^a This amount shall be from the Insurance Fraud Cash Fund created in Section 24-31-104.5 (2), C.R.S.

8 ^b These amounts shall be transferred from the Department of Regulatory Agencies from the Securities Fraud Prosecution line item in the Division of Securities section. These amounts
9 originate as cash funds from the Division of Securities Cash Fund pursuant to Section 11-51-707 (2), C.R.S.

10 ^c This amount shall be transferred from the Department of Public Safety from the Automobile Theft Prevention Authority line item in the Colorado State Patrol section, from a grant
11 awarded pursuant to Section 42-5-112 (3), C.R.S. This amount is shown for informational purposes only because grant funds are continuously appropriated to the Department pursuant
12 to Section 24-31-108 (2)(b), C.R.S.

13 ^d Of this amount, \$855,163 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 \$84,996(I)
14 shall be transferred from the Department of Public Safety from the State Victims Assistance and Law Enforcement Program line item in the Division of Criminal Justice, Victims
15 Assistance section, pursuant to Section 24-33.5-506 (1)(c), C.R.S.

APPROPRIATION FROM

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

1 ^e These amounts shall be from the federal Medicaid Fraud Control Program administered by the U.S. Department of Health and Human Services and are shown for informational purposes
2 only.

3 ^f Of this amount, \$5,141,996 shall be from from the P.O.S.T. Board Cash Fund created in Section 24-31-303 (2)(b), C.R.S. and \$1,036,766 shall be from the Marijuana Tax Cash Fund
4 created in Section 39-28.8-501 (1), C.R.S.

5 ^g Of this amount, \$233,083 shall be from the P.O.S.T. Board Cash Fund created in Section 24-31-303 (2)(b), C.R.S., and \$209,774 shall be from the Insurance Fraud Cash Fund created
6 in Section 24-31-104.5 (2), C.R.S.

7
8 **(4) WATER AND NATURAL RESOURCES**

9 Federal and Interstate Water

10 Unit	1,049,696		1,049,696	
11			(8.1 FTE)	

12 Defense of the Colorado River

13 Basin Compact	977,107			977,107 ^a
14				(3.5 FTE)

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	Defense of the Republican						
2	River Compact	110,000			110,000 ^a		
3	Consultant Expenses	475,000			475,000 ^b		
4	Comprehensive						
5	Environmental Response,						
6	Compensation and Liability						
7	Act	594,444				594,444 ^c	
8						(3.5 FTE)	
9	Indirect Cost Assessment	50,987				50,987 ^c	
10		3,257,234					

12 ^a These amounts shall be from the Colorado Water Conservation Board's Litigation Fund created in Section 37-60-121 (2.5)(a), C.R.S.

13 ^b Of this amount, \$425,000 shall be from the Colorado Water Conservation Board's Litigation Fund created in Section 37-60-121 (2.5)(a), C.R.S., and \$50,000 shall be from the Attorney
 14 Fees and Costs Account created in Section 24-31-108 (3), C.R.S.

APPROPRIATION FROM

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

1 ^c These amounts shall be transferred from the Department of Public Health and Environment from the Transfer to the Department of Law for CERCLA-Related Costs line item in the
2 Hazardous Materials and Waste Management Division, Contaminated Site Cleanups and Remediation Programs section. These amounts originate as cash funds from the Hazardous
3 Substance Response Fund and are transferred pursuant to Section 25-16-104.5 (1.7)(a)(III), C.R.S.

4

5 **(5) CONSUMER PROTECTION**

6 Consumer Protection and

7 Antitrust	5,728,974		2,728,990		2,832,352 ^a	167,632 ^b	
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8	(41.8 FTE)						
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9 Consumer Credit Unit	2,568,079				2,568,079 ^c		
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10 False Claims Recovery Act

11 Reimbursements	300,000				300,000 ^d		
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12					(25.0 FTE)		
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13 Indirect Cost Assessment	738,581				716,729 ^e	21,852 ^b	
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14		9,335,634					
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APPROPRIATION FROM

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

1 ^a Of this amount, \$1,989,643(I) shall be from custodial money, \$583,000 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., and \$259,709 shall be
2 from the Tobacco Settlement Defense Account of the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115 (2)(a), C.R.S. Pursuant to Section 24-31-108 (5), C.R.S.,
3 custodial money received by the Attorney General is not subject to annual appropriation but the expenditure of such money may be indicated in the annual general appropriation act.
4 Expenditures from custodial money do not constitute fiscal year spending for the purposes of Section 20 of Article X of the State Constitution.

5 ^b These amounts shall be transferred from the Department of Regulatory Agencies from the Mortgage Broker Consumer Protection line item in the Division of Real Estate. These amounts
6 originate as cash funds from the Division of Real Estate Cash Fund created in Section 12-10-215 (2)(a)(II)(B), C.R.S., and are transferred pursuant to Section 12-10-719, C.R.S.

7 ^c Of this amount, \$2,209,404 shall be from the Collection Agency Cash Fund created in Section 5-16-134 (1)(a), C.R.S., or from the Uniform Consumer Credit Code Cash Fund created
8 in Section 5-6-204 (1), C.R.S., and \$358,675(I) shall be from the Student Loan Ombudsperson and Student Loan Servicer Licensing Fund created in Section 5-20-104 (3)(a), C.R.S.
9 Appropriations from the Student Loan Ombudsperson and Student Loan Servicer Licensing Fund are shown for informational purposes only because they are continuously appropriated
10 pursuant to Section 5-20-104 (3)(c), C.R.S.

11 ^d This amount shall be from the False Claims Recovery Cash Fund created in Section 24-31-1209(1), C.R.S.

APPROPRIATION FROM

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

1 ° Of this amount, \$305,921 shall be from the Uniform Consumer Credit Code Cash Fund created in Section 5-6-204 (1), C.R.S., or the Collection Agency Cash Fund created in Section
2 5-16-134 (1)(a), C.R.S., \$279,699(I) shall be from custodial money, and \$58,271(I) shall be from the Student Loan Ombudsperson and Student Loan Servicer Licensing Fund created
3 in Section 5-20-104 (3)(a), C.R.S., \$43,703 shall be from the Marijuana Tax Cash Fund created in Section 29.28.8-501 (1), C.R.S., and \$29,135 shall be from the Tobacco Settlement
4 Defense Account of the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115 (2)(a), C.R.S., pursuant to Section 24-31-108 (5), C.R.S. Custodial money received by
5 the Attorney General is not subject to annual appropriation, but the expenditure of such money may be indicated in the annual general appropriation act. Expenditures from custodial
6 money do not constitute fiscal year spending for the purposes of Section 20 of Article X of the State Constitution. Appropriations from the Student Loan Ombudsperson and Student
7 Loan Servicer Licensing Fund are shown for informational purposes only as they are continuously appropriated pursuant to Section 5-20-104 (3)(c), C.R.S.

8

9 **(6) SPECIAL PURPOSE**

10 District Attorneys' Salaries	2,813,096		2,813,096				
11 Deputy District Attorney							
12 Training	350,000		350,000				
13 District Attorney							
14 Assistance for Bond							
15 Hearings Grants	600,000		600,000				
16 Litigation Management	1,675,700				1,675,700 ^a		

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	Tobacco Litigation	100,000			100,000 ^b		
2	CORA OML Attorney	101,808	101,808				
3			(1.0 FTE)				
4		5,640,604					
5							
6	^a This amount shall be from either excess earnings credited to the Legal Services Cash Fund created in Section 24-31-108 (4), C.R.S., in FY 2022-23, or from the Attorney Fees and Costs						
7	Account created pursuant to Section 24-31-108 (3), C.R.S.						
8	^b This amount shall be from the Tobacco Settlement Defense Account of the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115 (2)(a), C.R.S. Expenditures from						
9	the Tobacco Settlement Defense Account of the Tobacco Litigation Settlement Cash Fund do not constitute fiscal year spending for the purposes of Section 20 of Article X of the State						
10	Constitution.						
11							
12							
13	TOTALS PART XI						
14	(LAW)	\$130,064,513	\$24,252,594		\$23,670,454 ^a	\$78,347,293 ^b	\$3,794,172
15		\$131,177,724	\$24,444,138			\$79,268,960 ^b	

APPROPRIATION FROM

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

1

2 ^a Of this amount, \$2,941,948 contains an (I) notation.

3 ^b Of this amount, \$172,300 contains an (I) notation.

4 ^c This amount contains an (I) notation.

5

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

7

8 74 Department of Law, Legal Services to State Agencies -- In making this appropriation, it is the General Assembly's intent that hourly billing rates charged by
9 the Department for legal services to state agencies not exceed \$133.30 per hour for attorneys and not exceed \$97.72 per hour for legal assistants, which equates
10 to a blended legal rate of \$128.02 per hour.

1 **SECTION 2. Safety clause.** The general assembly finds,
2 determines, and declares that this act is necessary for the immediate
3 preservation of the public peace, health, or safety or for appropriations for
4 the support and maintenance of the departments of the state and state
5 institutions.