

# JOINT BUDGET COMMITTEE

## APPROPRIATIONS REPORT FISCAL YEAR 2021-22



SENATOR DOMINICK MORENO, CHAIR  
SENATOR CHRIS HANSEN  
SENATOR BOB RANKIN  
REPRESENTATIVE JULIE MCCLUSKIE, VICE-CHAIR  
REPRESENTATIVE LESLIE HEROD  
REPRESENTATIVE KIM RANSOM

# JOINT BUDGET COMMITTEE STAFF

A NONPARTISAN SERVICE AGENCY OF THE  
COLORADO GENERAL ASSEMBLY

## JBC STAFF: 2021 LEGISLATIVE SESSION

### OFFICE ADMINISTRATION

Carolyn Kampman, Staff Director  
Jessi Neuberg, Administrator IV  
Diva Mardones, Administrative Assistant III

### CHIEF LEGISLATIVE BUDGET AND POLICY ANALYSTS

Amanda Bickel  
Craig Harper  
Eric Kurtz

### PRINCIPAL LEGISLATIVE BUDGET AND POLICY ANALYSTS

Christina Beisel  
Tom Dermody  
Alfredo Kemm  
Robin Smart  
Scott Thompson

### LEGISLATIVE BUDGET AND POLICY ANALYSTS

Justin Brakke  
Mitch Burmeister  
Andrew Forbes  
Emily Hansen  
Andrea Uhl

Legislative Services Building  
200 East 14th Avenue, 3rd Floor  
Denver, CO 80203  
JBC Main: 303-866-2061  
<http://leg.colorado.gov/content/budget>

# FISCAL YEAR 2021-22 APPROPRIATIONS REPORT

## TABLE OF CONTENTS

### INTRODUCTION

### PART I: OVERVIEW

A. Overview of the Budget Process .....	I-1
B. Overview of General Fund Revenues and Expenditures	
1. Major Actions Affecting the General Fund Budget .....	I-5
2. General Fund Budget Overview.....	I-9
3. Statutory and Constitutional Restrictions.....	I-12
C. Summary Charts and Tables	
1. Sources of General Fund Revenue.....	I-14
2. History of Appropriations by Fund Source .....	I-15
3. Comparison of Operating Appropriations by Program Type	
a. Total Funds .....	I-16
b. General Fund.....	I-17
4. FY 2020-21 Operating Appropriations by Department .....	I-18
5. FY 2021-22 Operating Appropriations by Department .....	I-19

### PART II: DEPARTMENT SUMMARIES

Agriculture.....	II-1
Corrections.....	II-5
Education .....	II-9
Governor-Lieutenant Governor-State Planning and Budgeting.....	II-15
Health Care Policy and Financing .....	II-21
Higher Education.....	II-29
Human Services.....	II-37
Judicial.....	II-44
Labor and Employment .....	II-49
Law (Attorney General's Office) .....	II-53
Legislative Branch .....	II-56

# FISCAL YEAR 2021-22

## APPROPRIATIONS REPORT

### TABLE OF CONTENTS

Local Affairs.....	II-58
Military and Veterans Affairs.....	II-62
Natural Resources .....	II-65
Personnel.....	II-69
Public Health and Environment.....	II-74
Public Safety.....	II-80
Regulatory Agencies.....	II-84
Revenue .....	II-87
State.....	II-92
Transportation.....	II-95
Treasury .....	II-99
Capital Construction.....	II-102
Information Technology Projects.....	II-107

### **PART III: DEPARTMENT DETAILS *Available Online Only***

Agriculture .....	III-1
Corrections.....	III-10
Education.....	III-20
Governor-Lieutenant Governor-State Planning and Budgeting.....	III-35
Health Care Policy and Financing.....	III-45
Higher Education.....	III-68
Human Services.....	III-89
Judicial .....	III-110
Labor and Employment.....	III-128
Law (Attorney General's Office) .....	III-138
Legislative Branch.....	III-147
Local Affairs .....	III-155
Military and Veterans Affairs .....	III-163
Natural Resources .....	III-169



# FISCAL YEAR 2021-22 APPROPRIATIONS REPORT

## TABLE OF CONTENTS

Personnel.....	III-178
Public Health and Environment.....	III-188
Public Safety .....	III-207
Regulatory Agencies .....	III-218
Revenue .....	III-229
State.....	III-239
Transportation.....	III-244
Treasury .....	III-250
Capital Construction.....	III-255
Information Technology Projects .....	III-257

### APPENDICES

A. Recent Legislation.....	A-1
B. Glossary of Terms .....	B-1
C. Common Policies.....	C-1
D. General Fund Appropriations Exempt from Constitutional or Statutory Restrictions or Appropriated from the CARE Subfund .....	D-1
D2. Federal Coronavirus State Fiscal Recovery Fund Money .....	D-6
E. Select Revenue Sources and Cash Funds	
E1. State Education Fund Overview .....	E-1
E2. Highway Users Tax Fund Off-the-Top Appropriation .....	E-4
E3. Severance Tax Trust Fund and Operational Fund Overview .....	E-5
E4. Tobacco Revenue Allocations .....	E-8
E5. Marijuana Tax Revenue Allocations.....	E-12

### *Available Online Only:*

F. 2021 Supplemental Adjustments to Appropriations for FY 2018-19 and FY 2019-20.....	F-1
G. Informational "(I)" Notations .....	G-1
H. Letters Requesting Information from State Departments .....	H-1

# INTRODUCTION

The Joint Budget Committee (JBC) staff prepare this report annually to assist members of the General Assembly, state personnel, and other interested parties in understanding state funding decisions made during the 2021 Regular Legislative Session. This report provides an overview of state revenue and expenditures, comparative and historical information regarding appropriations, and a detailed explanation of major funding changes for each state department. While this report does not detail all historical appropriations included within line items through the budget, also known as the "base" budget, this report provides information on all change decisions made in the just completed legislative session that make adjustments to the base budget.

The FY 2021-22 Appropriations Report is comprised of four sections, described below. While the full report is available online, the printed version of this report now excludes Part III and three of the 12 appendices (F, G, and H). In addition, reports prior to FY 2020 included bill summaries in department Part III sections for bills that affect each department. Since 2020, this report consolidates all bill summaries in Appendix A. We welcome your feedback on these changes to the report.

## PART I: OVERVIEW

This section includes overviews of:

- the State budget process;
- the State budget, focused on the allocation of General Fund revenue and expenditures;
- a discussion of statutory and constitutional revenue and spending restrictions; and
- a series of charts, graphs, and tables identifying the sources of General Fund revenue and comparing the distribution of appropriations by program and fund source.

## PART II: DEPARTMENT SUMMARIES

This section contains a summary of operating appropriations for each department for FY 2018-19 through FY 2021-22 and highlights the major appropriation changes from FY 2020-21 to FY 2021-22.

## PART III: DEPARTMENT DETAILS *Available Online Only*

This section includes detailed information regarding funding for the operations of each state department and for capital construction projects. The subsection for each department summarizes funding and FTE authorizations for FY 2020-21 and FY 2021-22. The format reflects appropriations by bill and by division or program area. Narrative sections describe major changes in funding from FY 2020-21 and FY 2021-22, fund sources for each division, and division responsibilities.

## APPENDICES

Multiple appendices provide additional information and supporting documentation related to the State budget.

## ADDITIONAL RESOURCES

The General Assembly includes footnotes in the annual Long Bill to: (a) set forth purposes, conditions, or limitations on an item of appropriation; (b) explain assumptions used in determining a specific amount of an appropriation; or (c) express legislative intent relating to any appropriation. Footnotes to the 2021 Long Bill (S.B. 21-205) can be found at the end of each departmental section of the bill at at <https://leg.colorado.gov/bills/SB21-205>.

Additional information concerning the JBC members and staff, the budget process, and related documents is available at <https://leg.colorado.gov/content/budget>. In addition, JBC staff has worked with Legislative Council Staff to create an interactive website that allows you to explore and learn about sources of State tax revenue and the State budget at <https://leg.colorado.gov/explorebudget/>.

# **PART I**

## **OVERVIEW**

# A: OVERVIEW OF THE BUDGET PROCESS

This section provides a summary of the process of finalizing the State budget for fiscal year (FY) 2020-21 and for preparing and adopting a State budget for FY 2021-22. Each fiscal year begins July 1 and ends June 30.

## SUBMISSION OF ANNUAL BUDGET REQUESTS

On November 2, 2020, the Governor submitted his FY 2021-22 budget request. This request was predicated on revenues projected to be available in the September 2020 economic forecast prepared by the Office of State Planning and Budgeting (OSPB). The Governor's annual request is a comprehensive plan that includes:

- amounts requested by executive agencies for ongoing operations, to be appropriated through the annual general appropriations bill (the "Long Bill");
- place holders for amounts that will be appropriated for legislative and judicial agency operations, and for executive agencies that are led by independent elected officials;
- amounts that will be distributed or transferred pursuant to existing constitutional or statutory requirements;
- amounts the Governor is requesting to fund state facilities and infrastructure; and
- place holders for amounts proposed to be appropriated or transferred through separate legislation.

Each of the eight judicial agencies, the Attorney General, the Secretary of State, and the State Treasurer submitted their own budget requests for the ongoing operations of their respective agencies.

The annual budget for legislative agencies is prepared by the legislature's Executive Committee. Most appropriations for legislative agencies are included in the annual legislative appropriation bill, which is sponsored by members of the Executive Committee.

## JBC STAFF BRIEFINGS AND AGENCY BUDGET HEARINGS

The Joint Budget Committee (JBC) began meeting on November 11, 2020, to review the FY 2021-22 budget requests. For two months the Committee heard presentations from JBC Staff concerning agency budget requests and related legislative proposals, and met with each executive and judicial agencies to discuss their budget and policy priorities.

## 2020 EXTRAORDINARY LEGISLATIVE SESSION

In late November 2020 the Governor issued an executive order<sup>1</sup> requiring the General Assembly to convene an extraordinary legislative session to consider appropriate legislative action and funding to address impacts of the COVID-19 pandemic emergency. The General Assembly met from November 30 through December 2, and passed ten bills<sup>2</sup>. The fiscal impacts of these bills are reflected throughout this publication. These bills are differentiated from those bills passed during the 2020 regular legislative session by the letter "B" after the year (e.g., HB 20B-1002 Emergency relief programs for child care sector).

## MEETINGS WITH COMMITTEES OF REFERENCE AND TEMPORARY ADJOURNMENT OF LEGISLATURE

In a typical legislative session the JBC meets with each joint committee of reference to discuss the budget requests submitted by those agencies for which each committee has oversight. Due to the temporary adjournment of the General Assembly from January 15 through February 15, 2021, and the associated public health concerns, the JBC did not schedule formal meetings with committees of reference during the 2021 regular session. However, a larger than average number of legislators participated in JBC proceedings (mostly remotely) from November 2020 through February 2021. The JBC also sent a letter on January 26, 2021, encouraging all legislators to provide additional input to inform the JBC's decisions concerning specific budget requests, prioritization of requests, or funding needs not identified in the Governor's FY 2021-22 request.

---

<sup>1</sup> For more information about this executive order see [D 2020 259](#).

<sup>2</sup> See summaries of the six extraordinary session bills that had a fiscal impact in *Appendix A, Recent Legislation*.

## SUPPLEMENTAL APPROPRIATION BILLS

On January 4 and 15, 2021, the Governor, judicial agencies, and independent elected officials submitted additional requests for mid-year appropriation changes (“supplemental requests”) as well as amendments to their FY 2021-22 budget requests. In late January, the JBC considered the supplemental requests. The General Assembly reconvened after its temporary adjournment and passed 15 supplemental bills to make mid-year appropriation adjustments<sup>3</sup>. These bills were signed by the Governor in early March.

## PUBLIC TESTIMONY AND CRAFTING THE FY 2021-22 BUDGET PROPOSAL

On January 27, 2021, the JBC met to hear public testimony concerning the FY 2021-22 State budget. From January 28 through March 18, the JBC reviewed every agency’s budget request and voted on appropriations to include in the FY 2021-22 Long Bill. The JBC also established common policies that apply to all department budgets, such as State employee salaries and benefits and rates paid to community-based service providers<sup>4</sup>. When the JBC approved a motion that would require a statutory change (e.g., to transfer money from one fund to another), the Office of Legislative Legal Services prepared the associated bill draft. Bill drafts that were unanimously approved by the JBC were introduced as JBC-sponsored bills.

## ECONOMIC AND REVENUE FORECASTS

On March 19, 2021, the Legislative Council Staff (LCS) and OSPB staff presented their quarterly economic and revenue forecasts. The JBC voted to use the LCS March 2021 revenue forecast as the basis for finalizing the FY 2020-21 budget and the FY 2021-22 budget proposal. The LCS projections of gross General Fund revenues to be collected in fiscal years 2020-21 and 2021-22 were \$239.8 million lower than those projected by OSPB staff. Thus, the JBC chose the lower of the two General Fund revenue forecasts.

However, both March forecasts project significantly higher General Fund revenues compared to the May 2020 forecasts that were used to craft the initial FY 2020-21 budget. Table 1 details the changes in the LCS and OSPB projections of General Fund revenues for fiscal years 2020-21 and 2021-22 over the course of 18 months.

	FY 2020-21		FY 2021-22		CUMULATIVE TOTAL	
	LCS	OSPB	LCS	OSPB	LCS	OSPB
September 2019	\$13,309.0	\$13,617.0	\$13,724.6	\$14,301.3	\$27,033.6	\$27,918.3
December 2020	13,475.1	13,528.0	14,031.0	14,159.5	27,506.1	27,687.5
March 2020	12,725.1	13,136.0	13,652.1	13,798.8	26,377.2	26,934.8
May 2020	10,306.6	10,755.0	11,663.7	11,750.8	21,970.3	22,505.8
<b>Decrease: September 2019 to May 2020</b>	<b>(\$3,002.4)</b>	<b>(\$2,862.0)</b>	<b>(\$2,060.9)</b>	<b>(\$2,550.5)</b>	<b>(\$5,063.26)</b>	<b>(\$5,412.5)</b>
<b>Percent Change</b>	<b>(22.6%)</b>	<b>(21.0%)</b>	<b>(15.0%)</b>	<b>(17.8%)</b>	<b>(18.7%)</b>	<b>(19.4%)</b>
June 2020	\$10,832.8	\$10,687.5	\$12,338.9	\$11,753.0	\$23,171.7	\$22,440.5
September 2020	11,374.8	12,262.4	12,548.3	12,840.3	23,923.1	25,102.7
December 2020	12,150.6	12,484.0	13,139.2	13,466.4	25,289.8	25,950.4
March 2021	12,721.5	12,909.0	13,804.6	13,857.0	26,526.1	26,766.0
<b>Increase: May 2020 to March 2021</b>	<b>\$2,414.9</b>	<b>\$2,154.0</b>	<b>\$2,140.9</b>	<b>\$2,106.1</b>	<b>\$4,555.8</b>	<b>\$4,260.1</b>
<b>Percent Change</b>	<b>23.4%</b>	<b>20.0%</b>	<b>18.4%</b>	<b>17.9%</b>	<b>20.7%</b>	<b>18.9%</b>
<b>Net Change: September 2019 to March 2021</b>	<b>(\$587.5)</b>	<b>(\$708.0)</b>	<b>\$80.0</b>	<b>(\$444.4)</b>	<b>(\$507.5)</b>	<b>(\$1,152.4)</b>

"LCS" refers to the Colorado Legislative Council Staff's *Economic and Revenue Forecast*.

"OSPB" refers to the Governor's Office of State Planning and Budgeting's *Colorado Economic and Fiscal Outlook*.

<sup>3</sup> See the summaries for Senate Bills 21-041 through 21-055 in *Appendix A, Recent Legislation*.

<sup>4</sup> For more information about the various policies that applied to all agency budgets, see *Appendix C, Common Policies*.

- The OSPB September 2019 forecast provided the basis for the Governor’s initial budget request for FY 2020-21.
- From September 2019 to May 2020, the General Fund revenue projections from LCS and OSPB for two fiscal years combined (2020-21 and 2021-22) decreased by more than \$5.0 billion (about 19 percent). The General Assembly responded to this unprecedented projected revenue decline by taking a number of actions during the 2020 regular legislative session to reduce and delay expenditures and enhance available revenues.
- Based on the economic and revenue forecasts available in the fall of 2020, the General Assembly convened an extraordinary legislative session to address impacts of the COVID-19 pandemic emergency. In total these bills:
  - transferred \$165.0 million General Fund for State disaster emergency expenditures, and housing and direct assistance for individuals;
  - appropriated \$127.2 million General Fund to support businesses, nonprofit and community organizations, child care providers, and public schools; and
  - allowed certain businesses to temporarily retain a portion of their State sales tax revenues, an action that was anticipated to reduce General Fund revenues by \$39.3 million to \$52.8 million in FY 2020-21.
- From May 2020 to March 2021, the General Fund revenue projections from both LCS and OSPB for the same two fiscal years increased by more than \$4.0 billion (\$4,555.8 million for LCS and \$4,260.1 million for OSPB).
- When the September 2019 and March 2021 forecasts are compared, General Fund revenue projections decreased. This decrease was \$507.5 million (1.9 percent) for LCS and \$1,152.4 million (4.1 percent) for OSPB.
- Based on the trends reflected in the December 2020 and March 2021 General Fund revenue projections, the General Assembly restored or reversed many of the budget balancing actions that were taken during the 2020 regular legislative session, and enhanced reserves to improve the State’s financial position and provide a more appropriate buffer against revenue uncertainty and volatility<sup>5</sup>.

The JBC continued to meet from March 22 through 31 to consider additional actions to finalize a balanced budget proposal for the General Assembly. The Long Bill (S.B. 21-205) was introduced April 5 and passed by the General Assembly on April 30. In addition to the Long Bill, the JBC sponsored 23 bills as part of the budget package that made necessary transfers and statutory changes (Senate Bills 21-206 through 21-228). On June 8, the House of Representatives and the Senate adjourned, ending the 2021 regular legislative session.

## UNUSUAL CIRCUMSTANCES IN DEVELOPING THE BUDGET

The process of finalizing the FY 2020-21 budget and crafting the FY 2021-22 budget was extraordinarily complex for several reasons. First, there was a high level of uncertainty concerning State revenue projections during the COVID-19 pandemic emergency. As described above, projections declined dramatically from December 2019 to May 2020, throughout the process of crafting the FY 2020-21 budget. Subsequent forecasts from September 2020 through March 2021 each reflected significant increases in projected revenues. The timing and magnitude of these changes required the General Assembly to make significant modifications to the budget requests that were submitted for FY 2020-21 and FY 2021-22.

Second, the magnitude of the projected revenue declines and subsequent increases required a large number of statutory changes. Most recently, in addition to the Long Bill, the proposed budget package included funding for 34 other budget-related bills sponsored by the JBC, as well as significant place holders for both FY 2020-21 and FY 2021-22 for other bills that had not been introduced or passed at the time the budget was introduced. The most

---

<sup>5</sup> For more information concerning State reserves, see the summaries for S.B. 21-226 and S.B. 21-227 in *Appendix A, Recent Legislation*.

significant bills were part of a package of 36 “state stimulus” bills for which the JBC had set aside \$800.0 million General Fund within the FY 2020-21 budget.

Third, the FY 2021-22 budget package needed to be introduced before federal guidance was issued concerning allowable uses of the \$3.4 billion made available to Colorado from the Coronavirus State Fiscal Recovery Fund through the federal *American Rescue Plan Act of 2021*<sup>6</sup>. Late in the 2021 session a number of bills were amended or introduced addressing these federal funds and significantly adjusting General Fund appropriations and transfers.

---

<sup>6</sup> For more information about the American Rescue Plan Act (ARPA) and the allocation of federal Coronavirus State Fiscal Recover Funds, see *Appendix D2, Federal Coronavirus State Fiscal Recovery Fund Money*.

# B: OVERVIEW OF GENERAL FUND REVENUE AND EXPENDITURES

This section provides an overview of the State budget, focused on the allocation of General Fund revenue. Subsection 1 summarizes major legislative actions that affected the General Fund budget, and subsection 2 provides an overview of General Fund revenues, expenditures, and reserves for fiscal years 2020-21 and 2021-22. Subsection 3 addresses relevant statutory and constitutional restrictions. Details concerning the allocation of cash and federal fund sources are included in *Section C* of this *Part I*, as well as in *Parts II* and *III* for individual departments.

## 1. MAJOR ACTIONS AFFECTING THE GENERAL FUND BUDGET

The following is a summary of the major actions that impacted the General Fund budget during the 2020 Extraordinary Legislative Session and the 2021 Regular Legislative Session, including actions that affected revenue, obligations, and the size of the fiscal year-end reserve.

### AVAILABLE GENERAL FUND REVENUE

**GENERAL FUND REVENUE PROJECTIONS:** The General Assembly used the Legislative Council Staff (LCS) March 2021 revenue estimates to make final adjustments to the FY 2020-21 budget and prepare the FY 2021-22 budget. Compared to the Office of State Planning and Budgeting (OSPB) forecast, the LCS forecast anticipated \$239.8 million less General Fund revenue to be collected in fiscal years 2020-21 and FY 2021-22.

**ACTIONS THAT IMPACTED AVAILABLE GENERAL FUND REVENUE:** Table 2 contains a list of bills that impacted the amount of available General Fund revenue for FY 2020-21 or FY 2021-22 and were not incorporated in the March 2021 LCS forecast of General Fund revenue. *Appendix A* provides more detail for each bill, and *Appendix D* includes information about the allocation of federal Coronavirus Relief Fund money that was transferred into the General Fund by the Governor in FY 2020-21.

TABLE 2  
2021 REGULAR LEGISLATIVE SESSION ACTIONS  
THAT IMPACTED THE AMOUNT OF AVAILABLE GENERAL FUND REVENUE  
(\$ MILLIONS)

BILL NUMBER AND SHORT TITLE	FY 2020-21	FY 2021-22
<b>Revenue Changes</b>		
SB 21-229 Rural jump-start zone grant program	\$0.0	(\$0.1)
HB 21-1214 Record sealing collateral	0.0	0.1
HB 21-1233 Conservation easement tax credit modifications	(11.5)	(23.1)
HB 21-1261 Extend beetle kill wood product sales tax exemption	0.0	(0.5)
HB 21-1265 Qualified retailer retain sales tax for assistance	0.0	(45.1)
HB 21-1311 Income tax	0.0	13.3
HB 21-1312 Insurance premium property sales severance taxes	0.0	97.2
<b>Subtotal</b>	<b>(\$11.5)</b>	<b>\$41.8</b>
<b>Transfers In</b>		
SB 21-055 Collection of state debts	\$0.1	\$0.0
SB 21-209 Transfer to General Fund from repealed cash funds	0.0	0.2
<b>Subtotal</b>	<b>\$0.1</b>	<b>\$0.2</b>
<b>TOTAL</b>	<b>(\$11.4)</b>	<b>\$41.9</b>

Totals may not sum due to rounding.



## GENERAL FUND OBLIGATIONS

### APPROPRIATIONS AND RESTRICTIONS ON APPROPRIATIONS

Consistent with previous fiscal years, the General Assembly passed legislation to modify appropriations for the current fiscal year (FY 2020-21) and make appropriations for the next fiscal year (FY 2021-22).

### FY 2020-21 APPROPRIATION ADJUSTMENTS

Overall, bills adopted during the 2020 extraordinary and 2021 regular legislative sessions made mid-year adjustments to increase General Fund appropriations for FY 2020-21 by \$320.5 million (3.0 percent). Table 3, below, lists those bills that made the most significant increases or decreases to FY 2020-21 appropriations. *Appendix F* details bills that made appropriation changes for previous fiscal years.

### FY 2021-22 – LONG BILL APPROPRIATIONS AND APPROPRIATION CHANGES IN OTHER BILLS

Total General Fund appropriations increased from \$11.2 billion for FY 2020-21 to \$12.5 billion for FY 2021-22. This \$1.3 billion (11.8 percent) increase is the result of bills that were passed during the 2020 and 2021 regular sessions and the 2020 extraordinary session. Table 3 identifies those bills that had the most significant impacts on General Fund appropriations for FY 2020-21 and FY 2021-22. For both fiscal years, the Long Bill provided the majority of funding. For FY 2020-21, Long Bill appropriations actually exceeded the final appropriation due to the significant legislative changes designed to reduce the budget based on revenue projections.

Major changes in appropriations for each department are explained in *Part II* and *Part III* of this document. *Part II* contains an overview of appropriations at the department level, and *Part III* (available online only) provides detailed appropriations by division and by bill for each department for FY 2020-21 and FY 2021-22. *Appendix A* includes a brief description of each bill. *Appendix C, Common Policies*, summarizes those budget actions that affected all departments.

TABLE 3  
2020 EXTRAORDINARY AND 2021 REGULAR LEGISLATIVE SESSION ACTIONS  
THAT AFFECTED GENERAL FUND APPROPRIATIONS

BILL NUMBER	SHORT TITLE	FY 2020-21	FY 2021-22
<b>Appropriation Increases:</b>			
HB 20-1360	FY 2020-21 Long Bill	\$11,942,153,407	\$0
SB 21-228	PERA Payment cash fund	380,000,000	0
SB 21-053	Adjustments to school funding FY 2020-21	60,764,377	0
SB 20B-001	COVID-19 Relief small & minority business arts organizations	57,171,775	0
HB 20-1345	FY 2020-21 Legislative appropriation bill	49,542,990	0
HB 20B-1002	Emergency relief programs for child care sector	45,016,340	0
HB 21-1262	Money support agricultural events organization	30,500,000	0
SB 21-042	Governor, Lt Governor & OSPB supplemental	25,000,000	0
HB 20B-1001	Grants to improve internet access in P-12 education	20,000,000	0
HB 21-1302	Continue COVID-19 small business grant program	15,000,000	0
SB 21-232	Displaced workers grant	15,000,000	0
HB 20-1399	Suspend limited gaming tax transfers to cash funds	14,025,000	0
HB 21-1258	Rapid mental health response for Colorado youth	9,000,000	0
SB 21-236	Increase capacity early childhood care & education	8,800,000	0
SB 21-044	Department of Human Services supplemental	8,031,717	0
SB 20-212	Reimbursement for telehealth services	5,068,381	0
HB 20B-1003	Food pantry assistance grant program	5,000,000	0
HB 21-1285	Funding to support creative arts industries	5,000,000	0
SB 21-205	FY 2021-22 Long Bill	0	11,931,603,867
SB 21-268	Public school finance	0	483,354,361
SB 21-196	FY 2021-22 Legislative appropriation bill	0	53,030,160

TABLE 3  
2020 EXTRAORDINARY AND 2021 REGULAR LEGISLATIVE SESSION ACTIONS  
THAT AFFECTED GENERAL FUND APPROPRIATIONS

BILL NUMBER	SHORT TITLE	FY 2020-21	FY 2021-22
SB 21-290	Security for Colorado seniors	0	15,000,000
SB 21-185	Supporting educator workforce in Colorado	0	12,335,620
SB 21-275	Child find responsibilities	0	8,266,779
SB 21-137	Behavioral health recovery act	0	8,057,614
SB 21-252	Community revitalization grant program	0	7,000,000
SB 21-274	Sustainable model to serve facility students	0	6,200,000
SB 21-204	Rural econ dev initiative grant program funding	0	5,000,000
Other bills		13,911,876	63,990,853
<b>Subtotal</b>		<b>\$12,708,985,863</b>	<b>\$12,593,839,254</b>
<b>Appropriation Decreases:</b>			
HB 20-1418	Public school finance	(\$722,777,639)	\$0
SB 21-043	Department of Health Care Policy & Financing supplemental	(294,832,248)	0
HB 20-1379	Suspend PERA direct distribution	(201,518,047)	0
HB 20-1386	Use fees for medical assistance program general fund offset	(161,000,000)	0
SB 21-205	FY 2021-22 Long Bill	(63,720,655)	0
HB 20-1385	Use of increased Medicaid match	(26,755,711)	0
HB 20-1376	Modify transportation funding mechanisms	(12,000,000)	0
SB 21-286	Distribute federal funds home- & community-based services	(8,286,959)	(26,708,125)
HB 20-1398	Modify automatic funding mechanism for cap construction	(7,561,261)	0
SB 21-252	Community revitalization grant program	(7,000,000)	0
SB 21-213	Use of increased Medicaid match	0	(67,561,519)
Other bills		(21,973,227)	(1,748,901)
<b>Subtotal</b>		<b>(\$1,527,425,747)</b>	<b>(\$96,018,545)</b>
<b>TOTAL</b>		<b>\$11,181,560,116</b>	<b>\$12,497,820,709</b>

## OTHER OBLIGATIONS

The General Assembly also adopted a number of bills that affect General Fund obligations other than appropriations. These statutory changes generally affect either the transfer of money out of the General Fund to another fund or the diversion of revenue away from the General Fund for other dedicated purposes. Tables 4 and 5 identify all bills that impact General Fund obligations other than appropriations. Table 4 focuses on infrastructure-related transfers, and Table 5 includes all other transfers. *Appendix A* includes a brief description of each bill.

TABLE 4  
2021 REGULAR LEGISLATIVE SESSION ACTIONS  
THAT MADE CHANGES TO GENERAL FUND INFRASTRUCTURE-RELATED TRANSFERS

BILL NUMBER AND SHORT TITLE	FY 2020-21	FY 2021-22
<b>Transfers Out of the General Fund for Transportation</b>		
SB 21-260 Sustainability of the transportation system	\$0	\$170,000,000
SB 21-265 Transfer to state highway fund	0	124,000,000
<b>Subtotal</b>	<b>\$0</b>	<b>\$294,000,000</b>
<b>Transfers Out of the General Fund for Capital Construction</b>		
SB 21-064 Criminalizing retaliation against an elected official	\$0	\$109,462
SB 21-224 Capital-related transfers	0	327,829,480
<b>Subtotal</b>	<b>\$0</b>	<b>\$327,938,942</b>
<b>TOTAL</b>	<b>\$0</b>	<b>\$621,938,942</b>

TABLE 5  
2021 REGULAR LEGISLATIVE SESSION ACTIONS  
THAT MADE CHANGES TO OTHER GENERAL FUND TRANSFERS

BILL NUMBER AND SHORT TITLE	FY 2020-21	FY 2021-22
<b>Increases in Transfers Out of the General Fund</b>		
SB 21-202 Public school air quality improvement grants	\$10,000,000	\$0
SB 21-211 Adult dental benefit	1,139,402	2,278,804
SB 21-225 Repay cash funds for 2020 transfers	0	10,000,000
SB 21-227 State emergency reserve	101,000,000	0
SB 21-230 Colorado energy office energy fund	40,000,000	0
SB 21-231 Energy office weatherization assistance grants	3,000,000	0
SB 21-234 Agricultural and drought resiliency	3,000,000	0
SB 21-235 Agriculture efficiency programs	3,000,000	0
SB 21-240 Watershed restoration grant program	30,000,000	0
SB 21-242 Housing development grants hotel tenancy	15,000,000	0
SB 21-243 Annual appropriations to Department of Public Health & Environment	0	14,500,000
SB 21-248 Loan program for Colorado agriculture	30,000,000	0
SB 21-251 General fund loan family medical leave program	1,500,000	0
SB 21-258 Wildfire risk mitigation	25,000,000	0
SB 21-281 State severance tax trust fund allocation	9,456,005	9,456,005
SB 21-283 Cash fund solvency	0	4,300,000
SB 21-286 Distribute federal funds home & community-based services	260,730,099	0
HB 21-1149 Energy sector career pathway in higher education	0	5,000,000
HB 21-1215 Expansion of justice crime prevention initiative	3,500,000	0
HB 21-1253 Renewable and clean energy project grants	5,000,000	0
HB 21-1260 Implement state water plan	20,000,000	0
HB 21-1262 Support agricultural events organizations	5,000,000	0
HB 21-1263 Meeting & events incentive program	10,000,000	0
HB 21-1285 Support creative arts industries	0	5,000,000
HB 21-1288 Colorado start-up loan program	31,350,000	0
HB 21-1290 Just transition	15,000,000	0
HB 21-1326 Support DNR programs	25,000,000	0
<b>TOTAL</b>	<b>\$647,675,506</b>	<b>\$50,534,809</b>

## STATUTORILY REQUIRED GENERAL FUND RESERVE

The General Assembly passed legislation in 2020 to temporarily decrease the statutorily required General Fund reserve, thus making more revenue available for appropriation in the affected fiscal years. Specifically, H.B. 20-1383 decreased the statutory General Fund reserve requirement from 7.25 percent of General Fund appropriations at the end of each fiscal year to:

- 3.07 percent of appropriations for FY 2019-20; and
- 2.86 percent of appropriations for FY 2020-21 and 2021-22.

In response to more recent revenue forecasts, the General Assembly passed S.B. 21-226 to increase the statutory General Fund reserve requirement for FY 2021-22 and subsequent years as follows:

- from 2.86 percent of appropriations for FY 2021-22 to 13.4 percent; and
- from 7.25 percent of appropriations for FY 2022-23 and subsequent fiscal years to 15.0 percent.

As detailed in Table 6, based on existing appropriations, S.B. 21-226 increases the required General Fund reserve by \$1,294.5 million for FY 2021-22.

TABLE 6  
CALCULATION OF STATUTORY GENERAL FUND RESERVE  
(\$ MILLIONS)

	FY 2020-21	FY 2021-22
General Fund Appropriations (Excluding Rebates and Expenditures)	\$10,978.9	\$12,281.9
Applicable Percentage to be applied to General Fund Appropriations [Section 24-75-201.1 (1)(d)(XXI), C.R.S.]	2.86%	2.86%
Required Statutory Reserve (prior to SB 21-226)	\$314.00	\$351.3
Applicable Percentage to be applied to General Fund Appropriations per SB 21-226	2.86%	13.40%
<b>Required Statutory Reserve (with SB 21-226)</b>	<b>\$314.00</b>	<b>\$1,645.8</b>
Change to Reserve Due to SB 21-226	\$0.0	\$1,294.5

Totals may not sum due to rounding.

## 2. GENERAL FUND BUDGET OVERVIEW

This section provides an overview of the State General Fund budget, including the legislative actions taken during the 2020 Extraordinary and 2021 Regular Legislative Sessions. Table 7 details available General Fund revenue, obligations, and year-end reserves for fiscal years 2020-21 and 2021-22. Please note that some amounts will change in the future with revised revenue forecasts and actions of the General Assembly. A description of each item follows the table.

TABLE 7  
GENERAL FUND OVERVIEW FOR FY 2020-21 AND FY 2021-22 BASED ON THE LCS MARCH 2021 FORECAST  
(\$ MILLIONS)

	FY 2020-21	FY 2021-22
<b>General Fund Available</b>		
1 Beginning Reserve	\$1,825.7	\$2,049.6
2 Gross General Fund Revenue	12,721.5	13,804.6
3 <i>Impact of law changes</i>	<i>(11.5)</i>	<i>41.8</i>
4 Transfers In (existing law reflected in forecast)	333.1	13.8
5 <i>Impact of law changes</i>	<i>0.1</i>	<i>0.2</i>
6 <b>Total General Fund Available</b>	<b>\$14,868.9</b>	<b>\$15,909.9</b>
<b>General Fund Obligations</b>		
7 Appropriations:	\$11,181.6	\$12,497.8
8 LESS: Rebates and expenditures in appropriations	<u>(202.6)</u>	<u>(215.9)</u>
9 Adjusted Appropriations	10,978.9	12,281.9
10 Rebates and Expenditures	292.2	302.0
TABOR Refund Obligation [Article X, Section 20 (7)(d)]:		
11 Current year revenue above Referendum C Cap	0.0	0.0
Transfers Out and Other Diversions:		
12 Transportation (existing law reflected in forecast)	30.0	0.0
13 <i>Impact of law changes</i>	<i>0.0</i>	<i>294.0</i>
14 Capital/IT projects (existing law reflected in forecast)	44.0	20.0
15 <i>Impact of law changes</i>	<i>0.0</i>	<i>327.9</i>
16 Other Transfers and Diversions (existing law reflected in forecast)	677.6	561.9
17 <i>Impact of law changes</i>	<i>647.7</i>	<i>50.5</i>
18 Governor's transfer to the Disaster Emergency Fund for direct stimulus payments to individuals	148.9	n/a
19 <b>Total General Fund Obligations</b>	<b>\$12,819.3</b>	<b>\$13,838.3</b>
20 <b>Fiscal Year-end General Fund Reserve</b>	<b>\$2,049.6</b>	<b>\$2,071.6</b>
Statutory Reserve Requirement:		
21 Statutorily Required Reserve Percent	2.86%	2.86%
22 Required Reserve Amount	\$314.0	\$351.3
23 Year-end Reserve Above/(Below) Requirement	\$1,735.6	\$1,720.3
24 Increase Required Reserve (SB 21-226)	n/a	13.40%
25 Adjusted Reserve	n/a	\$1,645.8
26 Year-end Reserve Above/(Below) Adjusted Requirement	\$1,735.6	\$425.8

Totals may not sum due to rounding.

**1 BEGINNING RESERVE:** These figures represent the total balance in the General Fund reserve at the start of the fiscal year based on the assumptions used for revenue and obligations. The beginning General Fund reserve is the same as the prior fiscal year's ending General Fund reserve.

**2 GROSS GENERAL FUND REVENUE:** This figure represents an estimate of the total General Fund revenue reflected in the March LCS revenue estimate<sup>1</sup>. The major components of General Fund revenue include individual and corporate income, sales and use, insurance, retail marijuana, liquor, and cigarette taxes. The General Assembly may appropriate General Fund revenue available after certain statutory obligations are satisfied. These obligations are described below.

These amounts include “General Fund Exempt” revenue. As a result of voter approval of Referendum C in November 2005, the State is permitted to retain excess revenue that otherwise would have been refunded under the Taxpayer’s Bill of Rights (TABOR). Please see the section titled “2. Statutory and Constitutional Restrictions” in this Part I-B for a more detailed overview of TABOR and Referendum C. In addition, *Appendix D* details General Fund Exempt appropriations for FY 2020-21 and FY 2021-22.

**3 IMPACT OF LAW CHANGES:** This line identifies the impact of statutory changes affecting General Fund revenue that were authorized after the March 2021 LCS forecast was published. Table 2 in this section provides a list of these bills, and these bills are described in *Appendix A*.

**4 TRANSFERS IN (EXISTING LAW REFLECTED IN FORECAST):** This line reflects money transferred to the General Fund from various other funds based on existing statutes that were enacted before the March 2021 LCS forecast was published<sup>2</sup>.

**5 IMPACT OF LAW CHANGES:** This line identifies the impact of transfers from other cash funds to the General Fund that were authorized after the March 2021 LCS forecast was published. Table 2 in this section provides a list of these bills, and these bills are described in *Appendix A*.

**6 TOTAL GENERAL FUND AVAILABLE:** This line identifies the total amount of General Fund revenue projected to be available to spend or hold in reserve for each fiscal year.

**7 APPROPRIATIONS:** These figures represent the total General Fund appropriations made in the annual appropriation bill (referred to as the Long Bill) and other bills. For a breakdown of total appropriations for each fiscal year by department, see the two tables at the end of this *Part I*. Further details are provided for each department in *Parts II* and *III*.

**8, 10 REBATES AND EXPENDITURES:** The quarterly revenue forecasts prepared by LCS and OSPB include dollar amounts referred to as “rebates and expenditures.” These amounts reflect various expenditures or diversions of funds from the General Fund, which are exempt from or not subject to the statutory restriction on General Fund appropriations pursuant to statutory or constitutional provisions. Some of these items are not reflected in General Fund appropriations, and the amounts that are reflected in General Fund appropriations are not routinely adjusted to reflect changes in the quarterly revenue forecasts. To make final adjustments to the FY 2020-21 budget and prepare the FY 2021-22 budget, the General Assembly used projections of rebates and expenditures in the March 2021 LCS revenue estimate.<sup>3</sup>

---

<sup>1</sup> See row 2 of the table on page 8 of the [LCS March 2021 Economic and Revenue Forecast](#).

<sup>2</sup> See the first subtotal in Table 6 on page 17 of the [LCS March 2021 Economic and Revenue Forecast](#).

<sup>3</sup> See *Section 2 of Appendix D* for details concerning General Fund appropriations for FY 2020-21 and FY 2021-22 that are excluded from these figures. See Table 5 on page 16 of the [LCS March 2021 Economic and Revenue Forecast](#) for LCS projections of all rebates and expenditures for FY 2021-22.

**11 TABOR REFUND OBLIGATION:** These amounts represent the estimated refund that will result when State revenue exceed the amount permitted to be retained under Article X, Section 20 (7)(d) of the State Constitution. The LCS March 2021 forecast did not anticipate revenue to exceed the amount permitted to be retained in fiscal years 2020-21 or 2021-22. For more information see the discussion in the *Constitutional Restrictions* subsection at the end of this section.<sup>4</sup>

**TRANSFERS OUT AND OTHER DIVERSIONS:**

- **12 TRANSPORTATION (EXISTING LAW REFLECTED IN FORECAST):** This line reflects transfers from the General Fund to the State Highway Fund and the Highway Users Tax Fund based on existing law at the time of the March 2021 economic forecast.<sup>5</sup>
- **13 IMPACT OF LAW CHANGES:** This line reflects the impact of 2021 bills on transportation-related transfers other than S.B. 21-110 (Fund safe revitalization of main streets), which passed prior to the March 2021 forecast. These bills are included in Table 4 in this section and are described in *Appendix A*.
- **14 CAPITAL CONSTRUCTION/IT PROJECTS (EXISTING LAW REFLECTED IN FORECAST):** This line reflects transfers from the General Fund to the Capital Construction Fund, the National Western Center Trust Fund, or the Capitol Complex Master Plan Implementation Fund based on existing law at the time of the March 2021 economic forecast.<sup>5</sup>
- **15 IMPACT OF LAW CHANGES:** This line reflects the impact of 2021 bills that affected capital-related transfers. These bills are included in Table 4 in this section and are described in *Appendix A*.
- **16 OTHER TRANSFERS AND DIVERSIONS (EXISTING LAW REFLECTED IN FORECAST):** These amounts reflect money that will be transferred out of or diverted from the General Fund based on existing statutes that were signed into law prior to the March 2021 LCS revenue forecast.<sup>6</sup>
- **17 IMPACT OF LAW CHANGES:** This line reflects the impact of 2021 bills that affected transfers out of or diversions from the General Fund, and that passed after the March 2021 economic forecast. These bills are included in Table 5 in this section and are described in *Appendix A*.

**18 GOVERNOR'S TRANSFER TO THE DISASTER EMERGENCY FUND:** In October 2020 Governor Polis issued an executive order directing the Colorado Department of Labor and Employment to make one-time direct stimulus payments to certain individuals experiencing economic hardships caused by COVID-19. The Governor transferred \$148.9 million from the General Fund to the Disaster Emergency Fund for this purpose.<sup>7</sup>

**19 TOTAL GENERAL FUND OBLIGATIONS:** This line identifies the total amount of General Fund revenue that has been appropriated, transferred, or is otherwise anticipated to be spent in each fiscal year.

**20 FISCAL YEAR-END GENERAL FUND RESERVE:** These figures represent the amount of General Fund in reserve after the transfers and other obligations described above have occurred. The ending General Fund reserve for one fiscal year becomes the beginning General Fund reserve for the next fiscal year.

**21-26 STATUTORY RESERVE REQUIREMENT:** Section 24-75-201.1 (1)(d), C.R.S., as amended by SB 21-226, requires a General Fund reserve of 2.86 percent for FY 2020-21 and 13.4 percent for FY 2021-22. Table 6, above, provides the calculations for the statutory reserve, including the impact of SB 21-226. Section 24-75-201.5, C.R.S., requires the Governor to take action to reduce state spending if revenue estimates indicate the General Fund reserve would fall below half of the required reserve in a given fiscal year.

---

<sup>4</sup> For information about revenue subject to the TABOR limit, see pages 11 and 12 of the [LCS March 2021 Economic and Revenue Forecast](#).

<sup>5</sup> See Table 4 on page 13 of the [LCS March 2021 Economic and Revenue Forecast](#). In addition, for purposes of this document, staff has included the FY 2020-21 \$1.0 million transfer to the Capital Construction Fund for State Parks (SB 20-003) in this row.

<sup>6</sup> See the first subtotal in Table 6 on page 17 of the [LCS March 2021 Economic and Revenue Forecast](#). For purposes of this document, in addition to excluding the SB 20-003 transfer from this line, staff has included in this line transfers to the State Education Fund. These appear in row 10 of Table 1 in the forecast document (\$113.0 million in FY 2020-21 and \$23.0 million in FY 2021-22).

<sup>7</sup> For more information about this executive order see [D 2020 230](#).

### 3. STATUTORY AND CONSTITUTIONAL RESTRICTIONS

#### STATUTORY RESTRICTION ON APPROPRIATIONS

Prior to FY 2009-10, Section 24-75-201.1, C.R.S., restricted the increase in state General Fund appropriations to the lesser of 5.0 percent of Colorado personal income or 6.0 percent over the total General Fund appropriations for the previous fiscal year. While this provision existed, the lesser amount was 6.0 percent over the previous fiscal year's General Fund appropriations. Senate Bill 09-228 amended this provision to restrict General Fund appropriations to an amount equal to 5.0 percent of Colorado personal income. Section 24-75-201.1 (1)(a)(III), C.R.S., exempts certain appropriations from this restriction, including those associated with new federal mandates, requirements of final court orders, and voter-approved revenue increases.

Table 8 shows the calculation of statutorily allowable General Fund appropriations for FY 2021-22. The table also shows the General Fund appropriations that are exempt from or not subject to the statutory restriction on General Fund appropriations for FY 2021-22, and the difference between General Fund appropriations and the restriction for FY 2021-22.

TABLE 8 STATUTORY RESTRICTION ON GENERAL FUND APPROPRIATIONS FOR FY 2021-22 (\$ MILLIONS)	
Calendar Year 2019 Colorado Personal Income (base as defined in Section 24-75-201.1 (1)(a)(VII)(A), C.R.S.)	\$352,184.8
Multiplied by 5.0 Percent	5.0%
FY 2021-22 General Fund Appropriations Restriction	\$17,609.2
FY 2021-22 General Fund Appropriations	\$12,497.8
Less: General Fund Appropriations Exempt From/ Not Subject to Statutory Restriction	(215.9)
FY 2021-22 General Fund Appropriations Subject to Restriction	\$12,281.9
Over/(Under) FY 2021-22 General Fund Appropriations Restriction	(\$5,327.3)

Totals may not sum due to rounding.

#### CONSTITUTIONAL RESTRICTIONS

**SECTION 20 OF ARTICLE X (TABOR):** In addition to the statutory restriction on General Fund appropriations, Section 20 of Article X of the State Constitution (the Taxpayer's Bill of Rights or "TABOR") places restrictions on the amount of total General Fund and cash fund revenue that may be collected and spent by the State. TABOR requires that State revenue in excess of this limit be refunded in the following fiscal year, unless the voters approve otherwise. This section provides information about this constitutional revenue and spending restriction.

TABOR has several key provisions that impact the state budget:

- "State fiscal year spending" is defined as expenditures or reserve increases. In other words, all revenue received by the State that are not specifically exempt is considered spending.
- The change in state fiscal year spending for the next year is restricted to the percentage change in the consumer price index (inflation) plus the percentage change in state population in the prior calendar year, adjusted for revenue changes approved by the voters after 1991.
- The base for calculating the allowable growth is the lesser of either actual revenue or the allowable limit.

Each quarterly revenue forecast includes the calculations for revenue that are subject to TABOR, the TABOR limit, and required refunds for each fiscal year.

**REFERENDUM C:** Voters approved Referendum C in November 2005. This measure authorizes the State to retain and spend money in excess of the constitutional limitation on state fiscal year spending as follows:

- For FY 2005-06 through FY 2009-10, this measure authorized the State to retain and spend all state revenue in excess of the limitation on state fiscal year spending.
- For FY 2010-11 and each succeeding fiscal year, this measure authorizes the State to retain and spend all state revenue in excess of the limitation on state fiscal year spending, but less than a newly defined "excess state revenue" cap for the given fiscal year. The excess state revenue cap is equal to the highest annual total state revenue from FY 2005-06 through FY 2009-10, adjusted each subsequent fiscal year for inflation, the percentage change in state population, enterprises, and debt service charges.

Within the General Fund, the measure established the General Fund Exempt Account, which consists of the amount of state revenue in excess of the limitation on state fiscal year spending that the State would have refunded had Referendum C not passed. The measure further established that money in the Account would be appropriated or transferred to fund:

- health care;
- education, including related capital construction projects;
- retirement plans for firefighters and police officers, so long as the General Assembly determines that such funding is necessary; and
- strategic transportation projects included in the Department of Transportation's strategic transportation project investment program.

The measure clarified that the statutory restriction on General Fund appropriations and associated exceptions or exclusions applies to money in the General Fund Exempt Account.

The measure requires the Director of Research of the Legislative Council Staff to annually prepare a report that includes the amount of excess state revenue that the State retained and a description of how the excess state revenue were expended.

Table 9 summarizes the General Fund Exempt Account appropriations made in compliance with Referendum C (see Sections 24-77-103.6 and 24-77-104.5, C.R.S.).

TABLE 9 REFERENDUM C: GENERAL FUND EXEMPT ACCOUNT APPROPRIATIONS BY PROGRAM (\$ MILLIONS)			
DEPARTMENT	LINE ITEM	FY 2020-21	FY 2021-22
Education	State Share of Districts' Total Program Funding	\$635.1	\$865.3
Health Care Policy and Financing	Medical Services Premiums	635.1	865.3
Higher Education	Various Line Items	575.0	805.2
Local Affairs	Volunteer Firefighter Retirement Plans	4.3	4.4
Transportation	Capital Construction - Transportation Highway Construction Projects	0.5	0.5
<b>TOTAL</b>		<b>\$1,850.1</b>	<b>\$2,540.7</b>

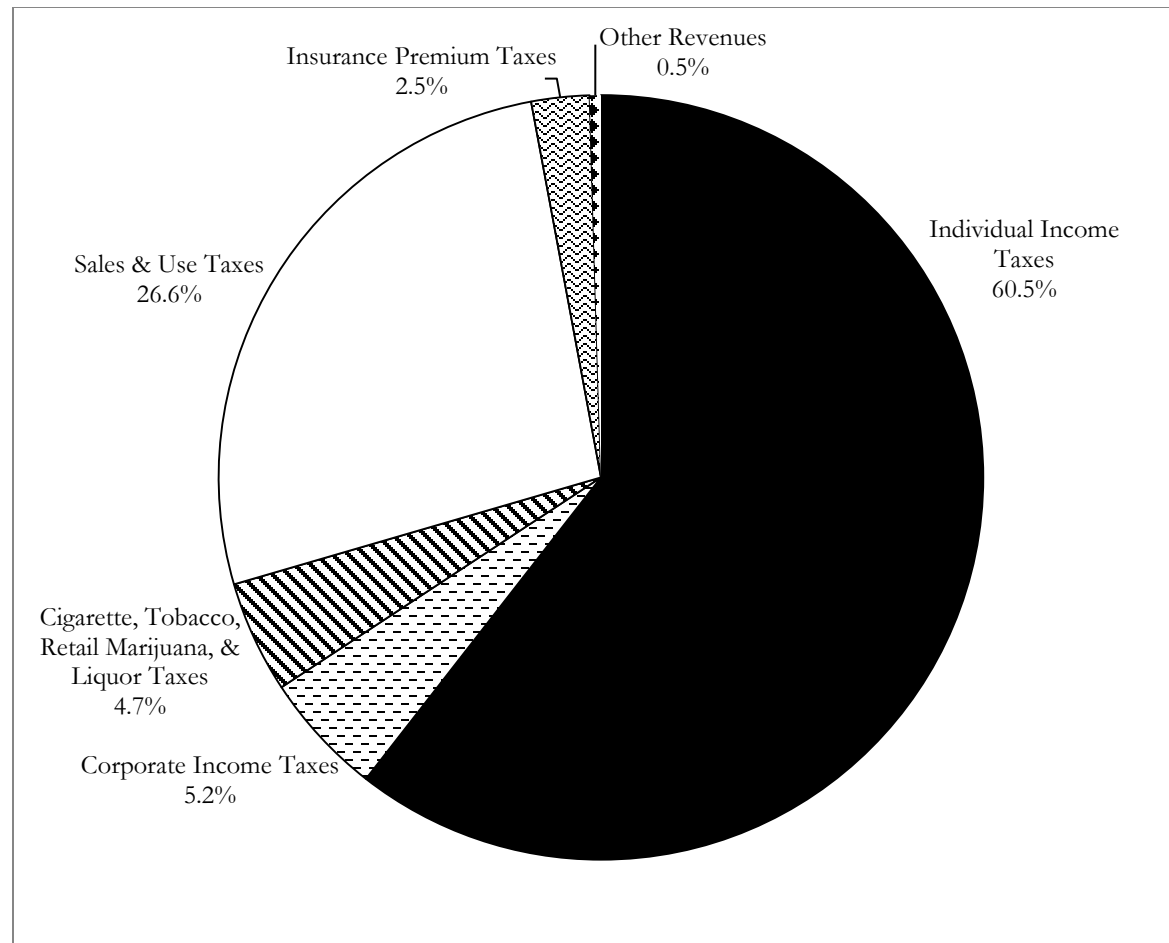
Totals may not sum due to rounding.



# C: SUMMARY CHARTS AND TABLES

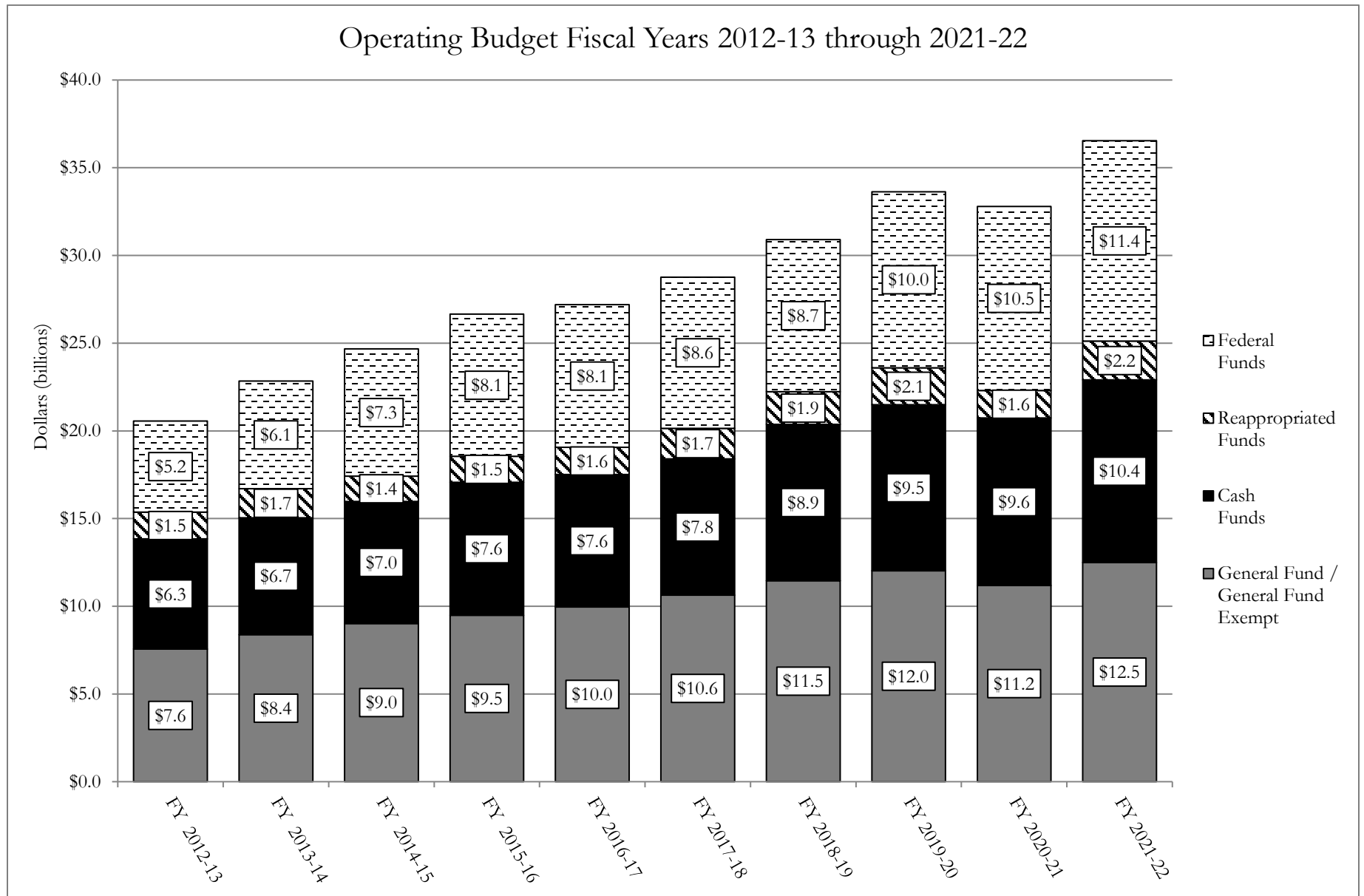
## 1. SOURCES OF GENERAL FUND REVENUE

ESTIMATED TOTAL GENERAL FUND REVENUE FY 2021-22 = \$13,804.6 MILLION<sup>1</sup>



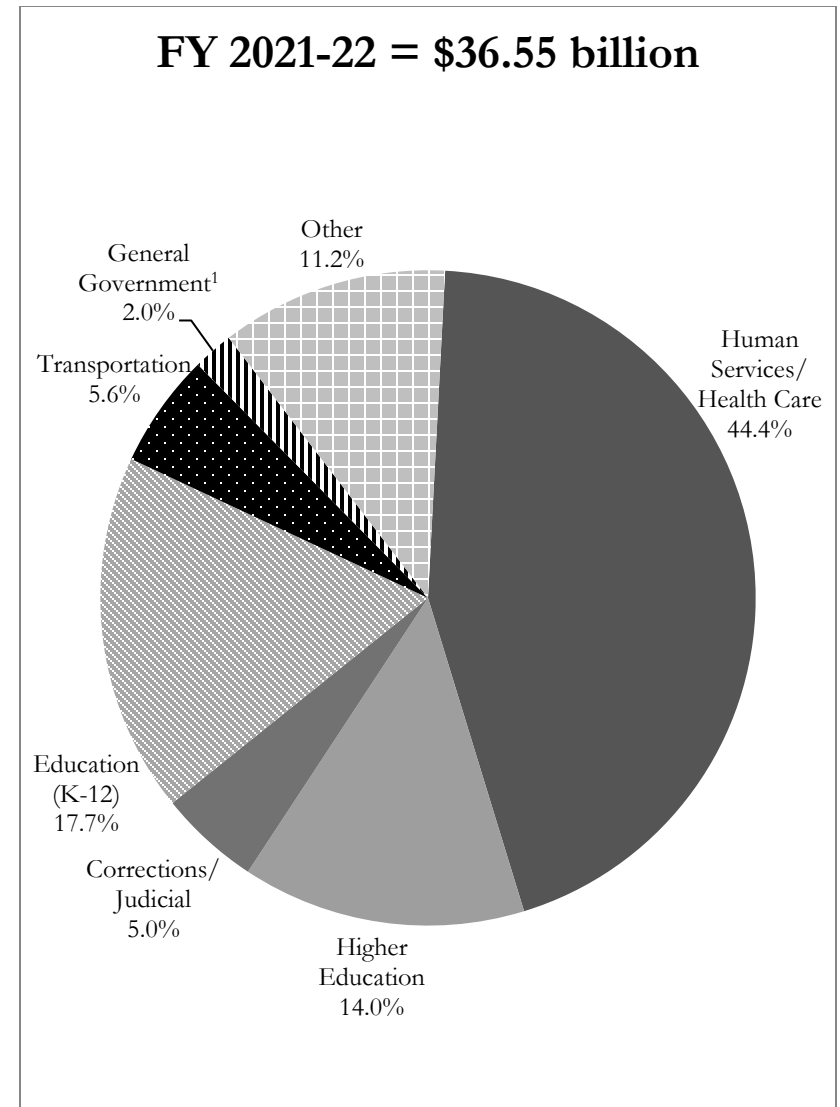
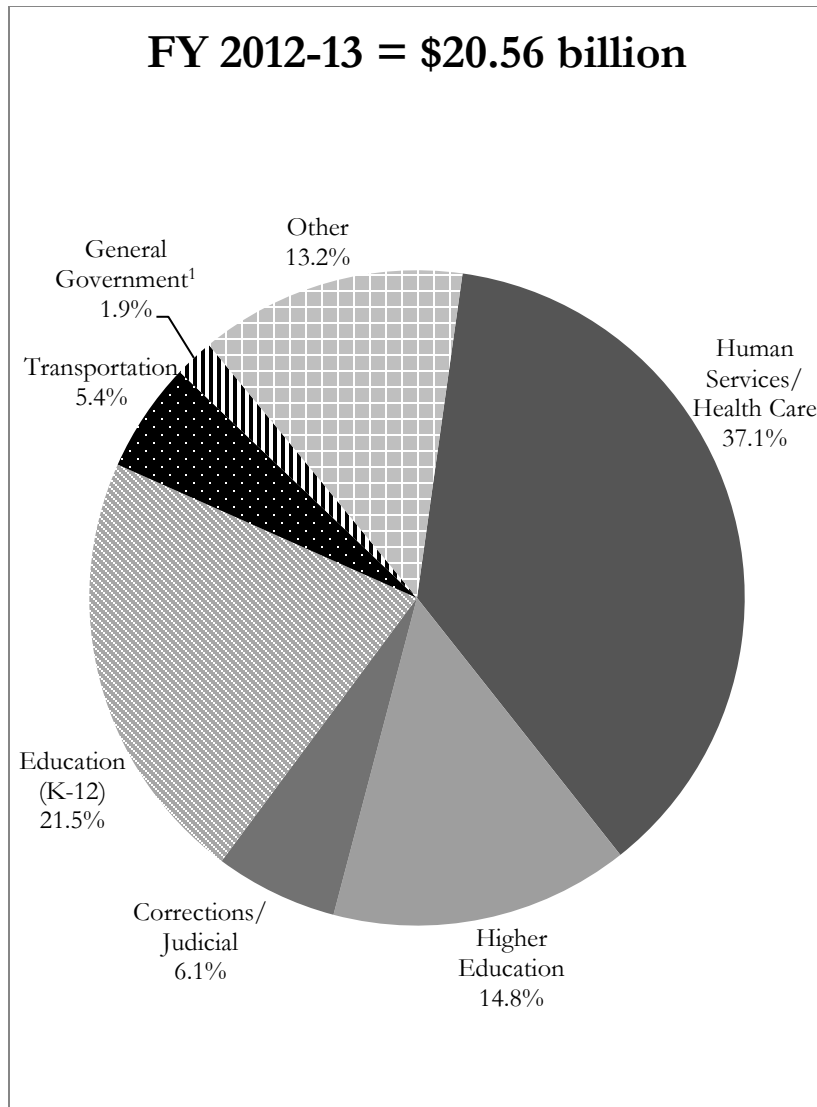
<sup>1</sup> Legislative Council Staff March 19, 2021 Economic and Revenue Forecast, which was used as the basis for the FY 2021-22 budget. Percentages are based on projected General Fund revenues, less the amount of income tax receipts credited to the State Education Fund (\$750.3 million). Please note these revenue projections do not reflect the impact of 2021 legislation.

## 2. HISTORY OF APPROPRIATIONS BY FUND SOURCE



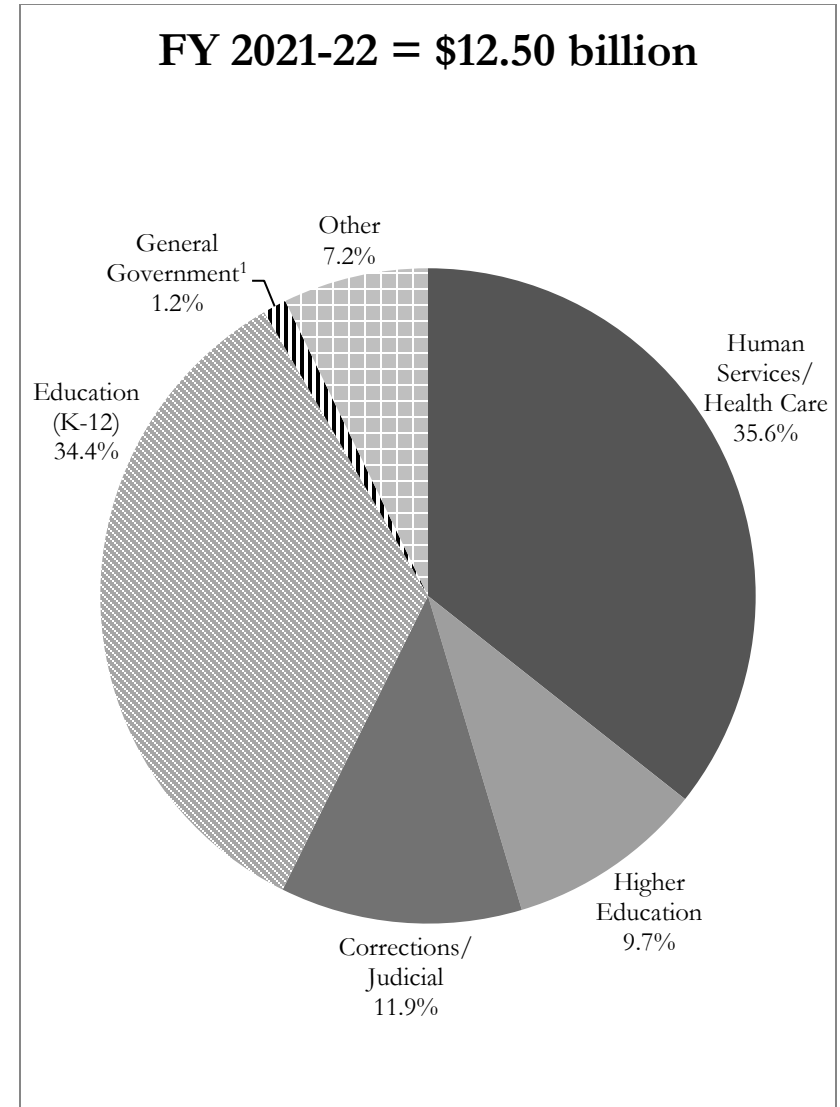
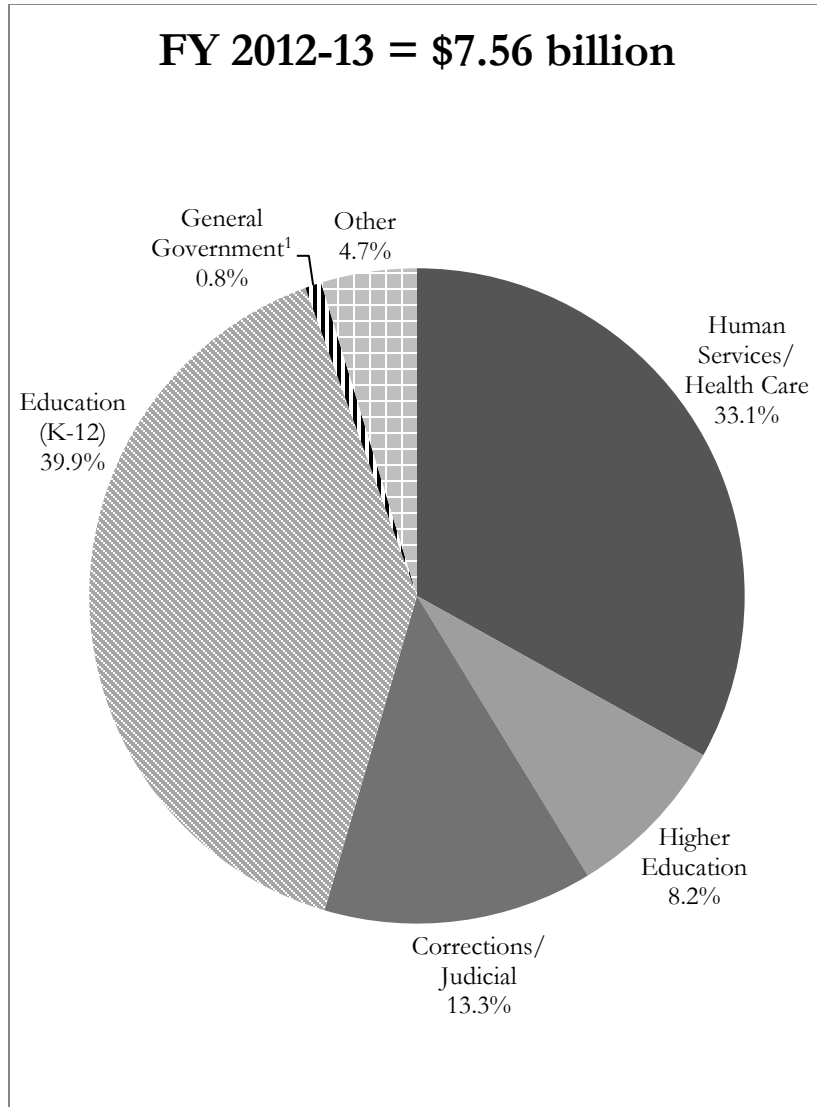
Note: Figures reflect appropriations made for each state fiscal year, including any adjustments that were made in subsequent fiscal years.

### 3. A. COMPARISON OF TOTAL OPERATING APPROPRIATIONS BY PROGRAM TYPE



<sup>1</sup> Includes the Governor's Office, the Legislative Department, and the Department of Personnel.

### 3. B. COMPARISON OF GENERAL FUND OPERATING APPROPRIATIONS BY PROGRAM TYPE



<sup>1</sup> Includes the Governor's Office, the Legislative Department, and the Department of Personnel.

## 4. FY 2020-21 OPERATING APPROPRIATIONS BY DEPARTMENT

FY 2020-21 OPERATING APPROPRIATIONS BY DEPARTMENT AND FUND SOURCE						
DEPARTMENT	TOTAL FUNDS	GENERAL FUND <sup>1,2</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Agriculture	\$101,813,584	\$46,344,162	\$48,944,741	\$2,575,576	\$3,949,105	299.5
Corrections	949,643,357	841,986,542	47,524,821	50,558,294	9,573,700	6,463.1
Education	5,909,134,799	4,009,781,369	1,081,772,606	39,999,728	777,581,096	609.0
Governor	541,045,307	110,912,694	95,219,996	328,338,800	6,573,817	1,178.9
Health Care Policy and Financing	12,075,252,183	2,814,512,212	1,651,639,211	45,994,354	7,563,106,406	557.2
Higher Education	3,771,896,511	612,749,705	2,701,753,080	431,543,250	25,850,476	26,733.3
Human Services	2,375,269,818	1,034,930,086	421,832,773	209,414,386	709,092,573	5,181.3
Judicial	814,464,051	577,549,448	176,372,106	56,117,497	4,425,000	4,945.8
Labor and Employment	280,701,603	18,494,327	96,509,312	6,388,200	159,309,764	1,292.7
Law	91,573,634	14,284,468	19,459,500	55,459,431	2,370,235	518.0
Legislative Department	54,872,111	53,636,489	90,000	1,145,622	0	306.5
Local Affairs	375,957,063	71,570,750	207,250,550	15,178,663	81,957,100	201.5
Military and Veterans Affairs	132,302,822	10,350,429	1,641,694	163,167	120,147,532	2,534.6
Natural Resources	403,588,190	32,699,083	337,059,811	7,170,362	26,658,934	1,528.9
Personnel	222,924,200	29,410,841	12,453,212	181,060,147	0	404.1
Public Health and Environment	611,685,192	66,738,515	188,149,625	55,827,028	300,970,024	1,397.0
Public Safety	509,991,716	153,179,304	239,790,945	47,103,491	69,917,976	1,922.3
Regulatory Agencies	118,752,799	1,940,640	109,836,123	5,533,354	1,442,682	600.8
Revenue	408,507,576	119,422,328	281,140,152	6,908,583	1,036,513	1,595.2
State	31,103,181	0	31,103,181	0	0	147.0
Transportation	1,984,492,382	1,000,000	1,346,836,605	7,078,096	629,577,681	3,326.0
Treasury	1,034,049,820	560,066,724	456,549,852	17,433,244	0	37.9
<b>OPERATING TOTAL<sup>3</sup></b>	<b>\$32,799,021,899</b>	<b>\$11,181,560,116</b>	<b>\$9,552,929,896</b>	<b>\$1,570,991,273</b>	<b>\$10,493,540,614</b>	<b>61,780.6</b>

<sup>1</sup> Includes General Fund Exempt.

<sup>2</sup> Includes funds from the CARE subfund in the General Fund.

<sup>3</sup> For information about Capital Construction appropriations, see the Capital Construction Sections of this report.

## 5. FY 2021-22 OPERATING APPROPRIATIONS BY DEPARTMENT

FY 2021-22 OPERATING APPROPRIATIONS BY DEPARTMENT AND FUND SOURCE						
DEPARTMENT	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Agriculture	\$59,788,045	\$13,402,194	\$39,854,113	\$2,580,863	\$3,950,875	303.0
Corrections	961,309,352	867,647,658	46,289,623	44,439,646	2,932,425	6,313.9
Education	6,480,110,390	4,294,112,839	1,517,903,229	47,339,278	620,755,044	614.4
Governor	445,875,859	64,227,994	84,850,988	290,029,415	6,767,462	1,189.2
Health Care Policy and Financing	13,279,794,040	3,346,715,726	1,595,483,422	87,674,424	8,249,920,468	601.4
Higher Education	5,115,829,862	1,216,230,141	2,894,089,582	980,098,751	25,411,388	26,549.2
Human Services	2,957,638,755	1,108,252,446	548,063,145	228,925,941	1,072,397,223	5,194.4
Judicial	857,385,790	624,209,011	175,210,066	53,541,713	4,425,000	5,007.0
Labor and Employment	351,984,636	20,396,768	144,555,509	6,436,493	180,595,866	1,315.9
Law	103,776,246	16,306,035	19,976,690	65,007,133	2,486,388	560.2
Legislative Department	61,410,959	59,667,762	311,958	1,431,239	0	386.3
Local Affairs	471,596,007	57,130,354	315,922,406	16,384,956	82,158,291	205.5
Military and Veterans Affairs	138,651,593	11,766,152	1,663,652	124,920	125,096,869	2,515.9
Natural Resources	334,054,889	37,335,479	262,297,967	7,540,179	26,881,264	1,522.4
Personnel	218,141,793	20,065,817	13,506,508	184,569,468	0	409.4
Public Health and Environment	670,993,260	77,598,934	230,498,663	47,123,084	315,772,579	1,577.6
Public Safety	545,457,628	173,885,290	248,657,305	54,542,492	68,372,541	1,971.5
Regulatory Agencies	126,648,532	2,867,009	116,251,796	5,639,571	1,890,156	635.5
Revenue	429,718,882	141,512,775	278,671,581	8,469,940	1,064,586	1,626.2
State	33,198,403	271,360	32,927,043	0	0	147.2
Transportation	2,062,259,862	0	1,414,578,403	5,478,096	642,203,363	3,329.0
Treasury	841,410,713	344,218,965	422,198,881	74,992,867	0	41.8
<b>OPERATING TOTAL<sup>2</sup></b>	<b>\$36,547,035,496</b>	<b>\$12,497,820,709</b>	<b>\$10,403,762,530</b>	<b>\$2,212,370,469</b>	<b>\$11,433,081,788</b>	<b>62,016.9</b>

<sup>1</sup> Includes General Fund Exempt.

<sup>2</sup> For information about Capital Construction appropriations, see the Capital Construction Sections of this report.

## **PART II**

# **DEPARTMENT SUMMARIES**

# DEPARTMENT OF AGRICULTURE

The Department of Agriculture regulates, promotes, and supports agricultural activities throughout Colorado and provides a wide range of services including: regulation and certification of the livestock industry; regulation of the use of pesticides and pesticide applicators; administration of inspection and consumer services programs; inspection of livestock brands; oversight of conservation services across the state; promotion of Colorado's agricultural industries; regulation of the industrial hemp industry; and administration of the State Fair and fairgrounds. The Department's budget is comprised of the Commissioner's Office and Administrative Services, Agricultural Services, the Agricultural Markets Division, the Brand Board, the Colorado State Fair, and the Conservation Board.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund	\$11,107,420	\$12,098,767	\$46,344,162	\$13,402,194
Cash Funds	34,082,132	37,231,886	48,944,741	39,854,113
Reappropriated Funds	2,494,460	2,498,418	2,575,576	2,580,863
Federal Funds	3,908,862	3,909,565	3,949,105	3,950,875
<b>TOTAL FUNDS</b>	<b>\$51,592,874</b>	<b>\$55,738,636</b>	<b>\$101,813,584</b>	<b>\$59,788,045</b>
Full Time Equiv. Staff	289.9	297.8	299.5	303.0

Funding for this department consists of 22.4 percent General Fund, 66.7 percent cash funds, 4.3 percent reappropriated funds, and 6.6 percent federal funds.

## APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

DEPARTMENT OF AGRICULTURE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$56,294,892	\$11,501,978	\$38,268,233	\$2,575,576	\$3,949,105	299.5
HB 20-1379 Suspend PERA distribution	(481,308)	(157,816)	(323,492)	0	0	0.0
SB 21-203 Funding Colorado Proud	2,500,000	2,500,000	0	0	0	0.0
SB 21-234 Drought resiliency	3,000,000	0	3,000,000	0	0	0.0
SB 21-235 AGR efficiency stimulus	5,000,000	2,000,000	3,000,000	0	0	0.0
HB 21-1262 AGR events organization	35,500,000	30,500,000	5,000,000	0	0	0.0
<b>TOTAL</b>	<b>\$101,813,584</b>	<b>\$46,344,162</b>	<b>\$48,944,741</b>	<b>\$2,575,576</b>	<b>\$3,949,105</b>	<b>299.5</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$101,813,584	\$46,344,162	\$48,944,741	\$2,575,576	\$3,949,105	299.5
Centrally appropriated line items	1,546,225	816,389	730,142	(2,076)	1,770	0.0
Annualize prior year budget actions	764,222	1,046,090	(281,868)	0	0	1.0
Depreciation lease payment	461,617	0	461,617	0	0	0.0
Industrial hemp enforcement	79,869	0	72,506	7,363	0	1.0
Agricultural Climate Resilience Office	0	0	0	0	0	0.0
Annualize prior year legislation	(45,518,692)	(34,842,184)	(10,676,508)	0	0	0.0
Budget and operational efficiencies	(213,239)	(261,942)	48,703	0	0	(1.0)
<b>SB 21-205 Long Bill</b>	<b>\$58,933,586</b>	<b>\$13,102,515</b>	<b>\$39,299,333</b>	<b>\$2,580,863</b>	<b>\$3,950,875</b>	<b>300.5</b>
SB 21-087 Agriculture workers rights	193,882	193,882	0	0	0	0.9
SB 21-281 Severance tax trust fund	450,000	0	450,000	0	0	0.0
HB 21-1181 Soil health program	4,464	4,464	0	0	0	0.0
HB 21-1242 Drought & climate resilience	101,333	101,333	0	0	0	0.9
HB 21-1301 Cannabis cultivation	104,780	0	104,780	0	0	0.7
<b>TOTAL</b>	<b>\$59,788,045</b>	<b>\$13,402,194</b>	<b>\$39,854,113</b>	<b>\$2,580,863</b>	<b>\$3,950,875</b>	<b>303.0</b>



DEPARTMENT OF AGRICULTURE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>INCREASE/(DECREASE)</b>	(\$42,025,539)	(\$32,941,968)	(\$9,090,628)	\$5,287	\$1,770	3.5
Percentage Change	(41.3%)	(71.1%)	(18.6%)	0.2%	0.0%	1.2%

## FY 2020-21 APPROPRIATION – MID-YEAR ADJUSTMENTS

Senate Bill 21-203 appropriates \$2.5 million from the General Fund to the Agricultural Markets Division's Colorado Proud Program within the Department of Agriculture for FY 2020-21. Dollars not expended by July 1, 2021 are further appropriated to the Department for the same purpose in FY 2021-22.

Senate Bill 21-234 creates the Agriculture and Drought Resiliency Fund in the Department and appropriates \$3.0 million cash funds to the Department in FY 2020-21.

Senate Bill 21-235 creates a one-time transfer of \$3.0 million from the General Fund to the Agriculture Value-Added Cash Fund and appropriates \$3.0 million from this fund to the Department in FY 2020-21 to support the Department's Advancing Colorado's Renewable Energy and Energy Efficiency (ACRE3) program. The bill also appropriates \$2.0 million from the General Fund to the Conservation Services Division to administer voluntary soil health programs.

House Bill 21-1262 creates the Agricultural Events Relief Program in the Department to provide COVID-19 relief payments to agricultural events organizations and provides funding for the Colorado State Fair and National Western Stock Show. The bill makes \$35.5 million in appropriations for FY 2020-21, that are further appropriated for FY 2021-22.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to the following centrally appropriated line items:

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Payments to OIT	\$917,305	\$659,668	\$257,637	\$0	\$0	0.0
Salary survey	647,320	208,482	438,838	0	0	0.0
Payment to risk management / property funds	142,180	86,204	55,976	0	0	0.0
Vehicle lease payments	123,392	49,339	72,283	0	1,770	0.0
Health, life, and dental	(20,189)	(72,066)	51,877	0	0	0.0
PERA direct distribution	8,859	(9)	8,868	0	0	0.0
OIT budget request package	(107,429)	(77,256)	(30,173)	0	0	0.0
Legal services	(44,879)	0	(44,879)	0	0	0.0
AED	(42,123)	(16,572)	(25,551)	0	0	0.0
SAED	(42,123)	(16,572)	(25,551)	0	0	0.0
CORE	(15,846)	(2,138)	(11,632)	(2,076)	0	0.0
AIJ	(9,225)	0	(9,225)	0	0	0.0
Workers' compensation	(8,210)	(1,624)	(6,586)	0	0	0.0
Short-term disability	(2,807)	(1,067)	(1,740)	0	0	0.0
<b>TOTAL</b>	<b>\$1,546,225</b>	<b>\$816,389</b>	<b>\$730,142</b>	<b>(\$2,076)</b>	<b>\$1,770</b>	<b>0.0</b>

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments that reflect the out-year impact of budget actions. The following table summarizes those changes.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY20-21 GF HLD reduction	\$345,284	\$345,284	\$0	\$0	\$0	0.0
FY 20-21 FFA and 4H Funding reduction	275,000	125,000	150,000	0	0	0.0
FY 20-21 R9 Implementing budget efficiencies	188,660	89,300	99,360	0	0	1.0
FY 20-21 R8 Unused spending authority	130,000	0	130,000	0	0	0.0
FY 20-21 50k marketing reduction	50,000	50,000	0	0	0	0.0
SB 18-200 PERA unfunded liability	206	66	140	0	0	0.0
FY 20-21 Personal services refinancing	0	436,440	(436,440)	0	0	0.0
FY 20-21 BA2 Hemp center for excellence	(103,403)	0	(103,403)	0	0	0.0
FY 20-21 R5 PACFA licensing repair	(69,625)	0	(69,625)	0	0	0.0
FY 20-21 BA1 Industrial hemp compliance	(51,900)	0	(51,900)	0	0	0.0
<b>TOTAL</b>	<b>\$764,222</b>	<b>\$1,046,090</b>	<b>(\$281,868)</b>	<b>\$0</b>	<b>\$0</b>	<b>1.0</b>

**DEPRECIATION LEASE PAYMENT:** The appropriation includes an increase of \$461,617 cash funds for the Department's lab depreciation payment, which was suspended in FY 2020-21 for balancing purposes.

**INDUSTRIAL HEMP ENFORCEMENT:** The appropriation includes an increase of \$79,869 total funds, including \$72,506 cash funds from the Industrial Hemp Registration Program Cash Fund and \$7,363 reappropriated funds, for FY 2021-22 to hire an additional Hemp Enforcement Specialist. The additional staff person will follow up on enforcement activities relating to the US Department of Agriculture's Interim Final Rule for hemp production, which goes into effect in October of 2021.

**AGRICULTURAL CLIMATE RESILIENCE OFFICE:** The appropriation includes a net zero Long Bill reorganization that creates the new Agricultural Climate Resilience Office within the Conservation Services line of the Agricultural Services Division. The new office takes two existing programs, the Advancing Colorado's Renewable Energy and Energy Efficiency (ACRE3) and the Soil Health Intuitive, and consolidates them under the Agricultural Services Division. The ACRE3 program currently resides within the Agricultural Development Board within the Agricultural Markets Division.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments that reflect the out-year impact of prior year legislation. The following table summarizes those changes:

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 21-1379 Suspend PERA distribution	\$481,308	\$157,816	\$323,492	\$0	\$0	0.0
HB 21-1262 AGR Events organization	(35,500,000)	(30,500,000)	(5,000,000)	0	0	0.0
SB21-235 AGR efficiency stimulus	(5,000,000)	(2,000,000)	(3,000,000)	0	0	0.0
SB21-234 Drought resiliency	(3,000,000)	0	(3,000,000)	0	0	0.0
SB21-203 Funding Colorado Proud	(2,500,000)	(2,500,000)	0	0	0	0.0
<b>TOTAL</b>	<b>(\$45,518,692)</b>	<b>(\$34,842,184)</b>	<b>(\$10,676,508)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**BUDGET AND OPERATIONAL EFFICIENCIES:** The appropriation includes a net-reduction of \$213,239 total funds, including a decrease of \$261,942 General Fund offset by an increase of \$48,703 cash funds, relating to both permanent and one-time reductions across various line items throughout the Department consisting of:

- A net zero consolidation of the Adult Agriculture Leadership Grant Program and the Agriculture Workforce Development Program.
- A net zero consolidation of the Pet Animal Care Facilities Act from the Animal Services Division into the Inspection and Consumer Services Division.
- A reduction of \$59,831 cash funds from the IT Asset Maintenance line to better reflect historical expenditures.

- The continuation of a one-time reduction of \$89,300 cash funds to the State Insectary as initially approved for the FY 2020-21 appropriation. The program has federal funds available to sustain this reduction for one more year.
- A reduction of \$172,642 General Fund and refinancing, in part, with an increase of \$108,534 cash funds across various divisions.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

---

# DEPARTMENT OF CORRECTIONS

The Department is responsible for:

- Managing, supervising, and controlling the correctional facilities operated and supported by the State;
- Supervising the population of offenders placed in the custody of the Department, including inmates, parolees, and transition inmates who are placed into community corrections programs;
- Planning for the projected, long-range needs of the institutions under the Department's control; and
- Developing educational, treatment, and correctional industries programs that have a rehabilitative or therapeutic value for inmates and supply products for state and private purposes, as provided by law.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund	\$829,097,218	\$891,299,801	\$841,986,542	\$867,647,658
Cash Funds	40,610,054	47,901,602	47,524,821	46,289,623
Reappropriated Funds	54,336,517	51,757,665	50,558,294	44,439,646
Federal Funds	4,004,817	7,175,312	9,573,700	2,932,425
<b>TOTAL FUNDS</b>	<b>\$928,048,606</b>	<b>\$998,134,380</b>	<b>\$949,643,357</b>	<b>\$961,309,352</b>
Full Time Equiv. Staff	6,247.4	6,316.3	6,463.1	6,313.9

Funding for this department consists of 90.3 percent General Fund, 4.8 percent cash funds, 4.6 percent reappropriated funds, and 0.3 percent federal funds.

## APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

DEPARTMENT OF CORRECTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$959,178,595	\$850,333,207	\$47,793,269	\$51,364,657	\$9,687,462	6,463.1
HB 16-1080 Assault by strangulation	170,900	170,900	0	0	0	0.0
SB 18-119 False imprisonment minor	39,334	39,334	0	0	0	0.0
HB 18-1077 Penalty firearm burglary	69,856	69,856	0	0	0	0.0
HB 18-1200 Cybercrime changes	34,677	34,677	0	0	0	0.0
SB 19-172 Unlawful abandonment	26,220	26,220	0	0	0	0.0
HB 19-1250 Sexual assault in custody	39,701	39,701	0	0	0	0.0
HB 20-1153 Quality jobs & services	118,646	0	118,646	0	0	0.0
HB 20-1379 Suspend PERA distribution	(9,388,586)	(9,128,730)	(259,856)	0	0	0.0
HB 20-1398 Modify mech. Cap. Const.	(307,843)	(307,843)	0	0	0	0.0
SB 21-041 Supplemental appropriations	(338,143)	709,220	(127,238)	(806,363)	(113,762)	0.0
<b>TOTAL</b>	<b>\$949,643,357</b>	<b>\$841,986,542</b>	<b>\$47,524,821</b>	<b>\$50,558,294</b>	<b>\$9,573,700</b>	<b>6,463.1</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$949,643,357	\$841,986,542	\$47,524,821	\$50,558,294	\$9,573,700	6,463.1
Centrally appropriated line items	20,199,157	19,997,758	203,873	(2,474)	0	0.0
Annualize prior year budget actions	17,218,467	22,417,735	127,238	759,732	(6,086,238)	(34.0)
Annualize prior year legislation	10,979,950	10,190,392	789,558	0	0	4.5
Community provider rate	2,544,485	2,456,574	0	87,911	0	0.0
Take TWO expansion	400,000	400,000	0	0	0	0.0
CDHS and CDOC agreement	140,827	140,827	0	0	0	0.0
Offset salary increase other agencies	60,079	60,079	0	0	0	0.0
Technical corrections	324	0	0	324	0	0.0

DEPARTMENT OF CORRECTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Align prison caseload	(26,093,967)	(26,021,343)	(72,624)	0	0	(110.2)
Align cash & reappropriated spending	(9,377,659)	0	(2,292,605)	(7,085,054)	0	0.0
Align adult parole services	(4,903,698)	(4,903,698)	0	0	0	(13.8)
Indirect cost assessment	(537,801)	538,084	9,362	(530,210)	(555,037)	0.0
Align private prison monitoring unit	(287,088)	(287,088)	0	0	0	(3.0)
<b>SB 21-205 Long Bill</b>	<b>\$959,986,433</b>	<b>\$866,975,862</b>	<b>\$46,289,623</b>	<b>\$43,788,523</b>	<b>\$2,932,425</b>	<b>6,306.6</b>
SB 18-119 False imprisonment minor <sup>1</sup>	39,334	39,334	0	0	0	0.0
HB 18-1077 Penalty firearm burglary <sup>1</sup>	467,144	467,144	0	0	0	0.0
HB 18-1200 Cybercrime changes <sup>1</sup>	39,334	39,334	0	0	0	0.0
SB 19-172 Unlawful abandonment <sup>1</sup>	1,902	1,902	0	0	0	0.0
HB 19-1250 Sexual assault in custody <sup>1</sup>	43,916	43,916	0	0	0	0.0
SB 21-069 License plate expiration	256,970	0	0	256,970	0	0.0
SB 21-076 Third-party vehicle transact	394,153	0	0	394,153	0	0.0
SB 21-138 Brain injury support justice	144,409	144,409	0	0	0	0.9
SB 21-146 Improve prison release	(332,002)	(332,002)	0	0	0	3.7
SB 21-193 Protect pregnant people	148,783	148,783	0	0	0	1.3
HB 21-1209 Parole eligibility youths	118,976	118,976	0	0	0	1.4
<b>TOTAL</b>	<b>\$961,309,352</b>	<b>\$867,647,658</b>	<b>\$46,289,623</b>	<b>\$44,439,646</b>	<b>\$2,932,425</b>	<b>6,313.9</b>
<b>INCREASE/(DECREASE)</b>	<b>\$11,665,995</b>	<b>\$25,661,116</b>	<b>(\$1,235,198)</b>	<b>(\$6,118,648)</b>	<b>(\$6,641,275)</b>	<b>(149.2)</b>
Percentage Change	1.2%	3.0%	(2.6%)	(12.1%)	(69.4%)	(2.3%)

<sup>1</sup> Bills passed prior to the 2021 session contain statutory appropriations pursuant to Section 2-2-703, C.R.S. These appropriations are contained in Sections 17-18-123 through 128, C.R.S.

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-041 decreases the FY 2019-20 appropriation by \$338,143 total funds, comprised of an increase of \$709,220 General Fund and a decrease of \$127,238 cash funds, \$806,363 reappropriated funds, and \$113,762 federal funds. These changes are the results of technical adjustments to various line items. More information can be found in the FY 2020-21 Supplemental Narrative.<sup>1</sup>

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to the following centrally appropriated line items:

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Salary survey	\$13,125,624	\$12,787,501	\$338,123	\$0	\$0	0.0
Health, life, and dental	4,031,085	4,154,457	(123,372)	0	0	0.0
Risk management/property funds	1,370,670	1,316,525	54,145	0	0	0.0
Shift differential	1,364,128	1,386,219	(22,091)	0	0	0.0
PERA direct distribution	833,457	835,315	(1,858)	0	0	0.0
Legal services	749,905	473,368	276,537	0	0	0.0
AED	371,820	429,211	(57,391)	0	0	0.0
SAED	371,820	429,211	(57,391)	0	0	0.0
Leased space	284,876	271,968	12,908	0	0	0.0
Workers' compensation	234,911	227,488	7,423	0	0	0.0
Vehicle lease payments	128,775	264,997	(136,222)	0	0	0.0
Capitol Complex leased space	3,979	2,842	1,137	0	0	0.0
Payments to OIT	(2,590,191)	(2,506,808)	(83,383)	0	0	0.0
Short-term disability	(43,483)	(41,104)	(2,379)	0	0	0.0
CORE	(38,219)	(33,432)	(2,313)	(2,474)	0	0.0
<b>TOTAL</b>	<b>\$20,199,157</b>	<b>\$19,997,758</b>	<b>\$203,873</b>	<b>(\$2,474)</b>	<b>\$0</b>	<b>0.0</b>

<sup>1</sup> <http://coga.prod.acquia-sites.com/sites/default/files/fy2020-21suppnarr.pdf>

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impacts of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 GF HLD reduction	\$19,465,170	\$19,465,170	\$0	\$0	\$0	0.0
FY 20-21 Adjust indirect cost assessment	500,366	(500,366)	127,238	759,732	113,762	0.0
FY 20-21 Mental health staff salary	370,738	370,738	0	0	0	0.0
FY 20-21 CARES Act funding	0	6,200,000	0	0	(6,200,000)	0.0
FY 20-21 Skyline closure/La Vista reduct	(3,117,807)	(3,117,807)	0	0	0	(34.0)
<b>TOTAL</b>	<b>\$17,218,467</b>	<b>\$22,417,735</b>	<b>\$127,238</b>	<b>\$759,732</b>	<b>(\$6,086,238)</b>	<b>(34.0)</b>

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend PERA distribution	\$9,388,586	\$9,128,730	\$259,856	\$0	\$0	0.0
SB 18-200 PERA unfunded liability	736,586	736,562	24	0	0	0.0
HB 20-1153 Quality jobs & services	535,078	5,400	529,678	0	0	4.5
HB 20-1398 Modify mech. Cap. Const.	307,843	307,843	0	0	0	0.0
HB 17-1144 Depreciation calculation	222,799	222,799	0	0	0	0.0
Five-year sentencing bills	(210,942)	(210,942)	0	0	0	0.0
<b>TOTAL</b>	<b>\$10,979,950</b>	<b>\$10,190,392</b>	<b>\$789,558</b>	<b>\$0</b>	<b>\$0</b>	<b>4.5</b>

**COMMUNITY PROVIDER RATE:** The appropriation includes an increase of \$2,544,485 total funds, including \$2,456,574 General Fund, for a 2.5 percent common policy provider rate increase.

**TAKE TWO EXPANSION:** The appropriation includes an increase of \$400,000 General Fund to expand the Transitional Work Opportunity (Take TWO) program.

**CDHS AND CDOC AGREEMENT:** The appropriation includes an increase of \$140,827 General Fund related to an interagency agreement between the Department of Corrections and Department of Human Services.

**OFFSET SALARY INCREASE OTHER AGENCIES:** The appropriation includes an increase of \$60,079 General Fund in various line items for services provided by other state agencies. This increase partially offsets the impact of the salary survey increase in those other agencies.

**TECHNICAL CORRECTIONS:** The appropriation includes a net increase of \$324 reappropriated funds for technical corrections related to the Correctional Treatment Cash Fund.

**ALIGN PRISON CASELOAD:** The appropriation includes a decrease of \$26,093,967 total funds, including \$26,021,343 General Fund, and 110.2 FTE in various line items to align appropriations with prison caseload. This also includes a decrease of \$8,700,826 General Fund for external medical services and pharmaceutical costs.

**ALIGN CASH AND REAPPROPRIATED SPENDING:** The appropriation includes a decrease of \$9,377,659 total funds. These reductions are in the Utilities Subprogram, operating expenses for the Education Subprogram, and various line items for Correctional Industries.

**ALIGN ADULT PAROLE SERVICES:** The appropriation includes a decrease of \$4,903,698 General Fund and 13.8 FTE in various line items within the Division of Adult Parole. The appropriation also transfers FTE from the Community Supervision Subprogram to the Parole Subprogram and makes reductions for various contract services.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease in the Department's indirect cost assessment.

**ALIGN PRIVATE PRISON MONITORING UNIT:** The appropriation includes a decrease of \$287,088 General Fund and 3.0 FTE for the Private Prison Monitoring Unit.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*. For sentencing bills enacted prior to the 2020 legislative session, please consult the legislative website at: <http://leg.colorado.gov/>.

---

# DEPARTMENT OF EDUCATION

The elected members of the State Board of Education are responsible for the general supervision of public schools throughout Colorado. The Commissioner of Education, appointed by the State Board, advises the State Board concerning the operation and status of public schools and serves as the executive officer of the Department of Education. Among other tasks and responsibilities, the Department supports the Board in its duties by:

- Accrediting public schools and school districts;
- Developing and maintaining state model academic content standards and administering associated student assessments for certain subject areas and grade levels; and
- Issuing school performance reports for every public school in the state.

The Department also administers a number of education-related programs, including: educator licensure and professional development; the School Finance Act and the distribution of state and federal funds to school districts; special education for children with disabilities; English language proficiency programs; the Colorado Preschool Program; educator effectiveness and evaluation programs; and adult basic education programs.

The Department includes three independent agencies: (1) the Board of Trustees for the Colorado School for the Deaf and the Blind; (2) the State Charter School Institute Board, which is responsible for authorizing and monitoring the operations of institute charter schools located within certain school districts; and (3) the Public School Capital Construction Assistance Board, which is responsible for assessing public school capital construction needs statewide and making recommendations concerning the prioritization and allocation of state financial assistance for school construction projects.

In addition to its responsibilities related to public schools, statute charges the Department with promoting the improvement of library services statewide to ensure equal access to information, including providing library services to persons who reside in state-funded institutions and to persons who are blind or physically disabled.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund <sup>1</sup>	\$4,116,143,086	\$4,413,841,994	\$4,009,781,369	\$4,294,112,839
Cash Funds	1,146,052,221	1,111,463,635	1,081,772,606	1,517,903,229
Reappropriated Funds	39,385,509	42,577,029	39,999,728	47,339,278
Federal Funds	617,194,961	1,128,920,698	777,581,096	620,755,044
<b>TOTAL FUNDS</b>	<b>\$5,918,775,777</b>	<b>\$6,696,803,356</b>	<b>\$5,909,134,799</b>	<b>\$6,480,110,390</b>
Full Time Equiv. Staff	602.5	616.4	609.0	614.4

<sup>1</sup> Includes General Fund Exempt.

Funding for this department consists of 66.3 percent General Fund, 23.4 percent cash funds, 0.7 percent reappropriated funds, and 9.6 percent federal funds. Although local government revenues provide a significant source of funding for K-12 education in Colorado (including an anticipated \$3.1 billion for school finance in FY 2021-22), local funds are not reflected in the State's annual appropriations to the Department of Education.



# APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

DEPARTMENT OF EDUCATION						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$6,328,385,349	\$4,652,659,058	\$1,015,987,081	\$40,151,896	\$619,587,314	612.0
HB 20-1135 Replace soc. stud. assess	(667,680)	0	(667,680)	0	0	0.0
HB 20-1379 Suspend PERA direct dist.	(1,220,885)	(870,498)	(198,219)	(152,168)	0	0.0
HB 20-1418 School finance	(532,382,433)	(722,777,639)	32,401,424	0	157,993,782	(3.0)
HB 20B-1001 P12 internet access	20,000,000	20,000,000	0	0	0	0.0
SB 21-053 Mid-year school finance	85,764,377	60,764,377	25,000,000	0	0	0.0
SB 21-202 Improve school air quality	10,000,000	0	10,000,000	0	0	0.0
SB 21-205 Long Bill	6,071	6,071	0	0	0	0.0
HB 21-1161 Suspend select assessments	(750,000)	0	(750,000)	0	0	0.0
<b>TOTAL</b>	<b>\$5,909,134,799</b>	<b>\$4,009,781,369</b>	<b>\$1,081,772,606</b>	<b>\$39,999,728</b>	<b>\$777,581,096</b>	<b>609.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$5,909,134,799	\$4,009,781,369	\$1,081,772,606	\$39,999,728	\$777,581,096	609.0
Total program increase	118,095,535	(190,830,786)	308,926,321	0	0	0.0
Categorical programs increase	16,889,468	0	16,889,468	0	0	0.0
Restore FY 2020-21 reductions	3,379,329	1,979,329	0	1,400,000	0	0.0
Centrally appropriated line items	1,996,251	224,418	222,875	833,139	715,819	0.0
Bullying prevention grant program increase	1,000,000	1,000,000	0	0	0	0.0
Annualize prior year budget actions	713,216	913,216	0	(200,000)	0	0.0
Indirect cost assessments	464,594	0	44,081	0	420,513	0.0
Facility schools adjustment	340,475	0	340,475	0	0	0.0
Fund source adjustments	0	(32,730)	0	32,730	0	0.0
School finance admin adjustment	0	3,117,521	0	(3,117,521)	0	0.0
Annualize prior year legislation	(201,174,818)	(37,681,691)	(5,651,726)	152,219	(157,993,620)	0.4
Nutrition program adjustments	(1,450,000)	(1,450,000)	900,000	(900,000)	0	0.0
Assessment technical adjustment	(704,720)	0	(735,956)	0	31,236	0.0
Personal services and operating decreases	(593,918)	(117,624)	(476,294)	0	0	(0.8)
Other technical adjustments	(294,725)	0	(294,725)	0	0	0.0
At-risk supplemental aid adjustment	(250,000)	0	(250,000)	0	0	0.0
<b>SB 21-205 Long Bill</b>	<b>\$5,847,545,486</b>	<b>\$3,786,903,022</b>	<b>\$1,401,687,125</b>	<b>\$38,200,295</b>	<b>\$620,755,044</b>	<b>608.6</b>
SB 21-056 Cannabis medicine at schools	15,419	15,419	0	0	0	0.0
SB 21-058 Alt principal programs	16,692	0	16,692	0	0	0.2
SB 21-106 High school transition	220,115	220,115	0	0	0	0.3
SB 21-115 Talking Book Library	250,000	0	0	250,000	0	0.0
SB 21-119 Increase access to credentials	20,000	20,000	0	0	0	0.0
SB 21-151 Literacy curric. transparency	91,944	0	91,944	0	0	0.3
SB 21-185 Support educator workforce	9,132,856	9,132,856	0	0	0	4.3
SB 21-207 BEST fund transfer	100,000,000	0	100,000,000	0	0	0.0
SB 21-255 Menstrual hygiene products	100,000	100,000	0	0	0	0.0
SB 21-268 School finance	496,754,361	483,354,361	11,400,000	2,000,000	0	2.3
SB 21-274 Facility school sustainability	6,200,000	6,200,000	0	0	0	0.0
SB 21-275 Child Find responsibilities	6,888,983	0	0	6,888,983	0	0.0
HB 21-1010 Diverse educator report	20,115	20,115	0	0	0	0.3
HB 21-1087 Teaching & learning survey	53,500	53,500	0	0	0	0.0
HB 21-1104 Educator licensure renewal	2,630,444	2,922,976	(292,532)	0	0	(4.0)
HB 21-1200 Financial literacy standards	4,888	4,888	0	0	0	0.1
HB 21-1234 High-impact tutoring	4,981,720	4,981,720	0	0	0	1.1
HB 21-1264 Funds workforce dev	5,000,000	0	5,000,000	0	0	0.0
HB 21-1273 School psychologists report	35,000	35,000	0	0	0	0.0
HB 21-1294 K12 Accountability audit	52,000	52,000	0	0	0	0.0
HB 21-1304 Early childhood system	96,867	96,867	0	0	0	0.9
<b>TOTAL</b>	<b>\$6,480,110,390</b>	<b>\$4,294,112,839</b>	<b>\$1,517,903,229</b>	<b>\$47,339,278</b>	<b>\$620,755,044</b>	<b>614.4</b>
<b>INCREASE/(DECREASE)</b>	<b>\$570,975,591</b>	<b>\$284,331,470</b>	<b>\$436,130,623</b>	<b>\$7,339,550</b>	<b>(\$156,826,052)</b>	<b>5.4</b>
Percentage Change	9.7%	7.1%	40.3%	18.3%	(20.2%)	0.9%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

House Bill 20B-1001 appropriates \$20.0 million General Fund for FY 2020-21 to provide grants to local education providers for broadband services and other technology to increase internet access for students, educators, and staff.

Senate Bill 21-053 includes the following appropriations for FY 2020-21:

- \$40,905,287 General Fund for the state share of districts' total program funding.
- \$19,859,090 General Fund outside of the school finance formula to mitigate impacts of the COVID-19 pandemic on funded pupil counts, at-risk pupil counts, and local revenues.
- \$25,000,000 cash funds from the Rural Schools Cash Fund as required by H.B. 20-1427 based on the passage of Proposition EE in November 2020.

Senate Bill 21-202 appropriates \$10.0 million cash funds from the Public School Capital Construction Assistance Fund (originating as a transfer from the General Fund) to provide public school air quality improvement grants in FY 2020-21.

Senate Bill 21-205 appropriates \$6,071 General Fund to support additional vehicle lease payment costs at the Colorado School for the Deaf and the Blind in FY 2020-21. The bill also adjusts the portion of General Fund appropriations from the General Fund Exempt account.

House Bill 21-1161 includes a reduction of \$750,000 cash funds from the State Education Fund associated with the suspension of certain statewide assessments in FY 2020-21.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**TOTAL PROGRAM INCREASE:** The Long Bill appropriation includes an increase of \$118.1 million total funds (a decrease of \$190.8 million General Fund that is offset by an increase of \$308.9 million cash funds) for the state share of districts' total program funding.

**CATEGORICAL PROGRAMS INCREASE:** The appropriation includes an increase of a total of \$16.9 million cash funds from the State Education Fund for categorical programs. The increase includes \$6.9 million distributed among five categorical programs to increase total *state* spending on categorical programs 2.0 percent, based on the rate of inflation from CY 2020. The State Constitution requires the General Assembly to increase *total state funding* for all categorical programs (in aggregate) by at least the rate of inflation from the prior calendar year. For FY 2021-22, the appropriation includes an *additional* increase of \$10.0 million cash funds from the State Education Fund for the Special Education Programs for Children with Disabilities line item. The following table shows the total allocation of the increase among five categorical programs.

INCREASE IN STATE FUNDING FOR CATEGORICAL PROGRAMS FOR FY 2021-22				
LONG BILL LINE ITEM	FY 2020-21 APPROPRIATION OF STATE FUNDS	ALLOCATION OF FY 2021-22 INCREASES IN STATE FUNDS		FY 2021-22 APPROPRIATION OF STATE FUNDS
		\$ CHANGE	% CHANGE	
DISTRICT PROGRAMS REQUIRED BY STATUTE				
Special education programs for children with disabilities	\$206,223,158	\$13,931,475	6.8%	\$220,154,633
English language proficiency programs	24,105,549	1,152,193	4.8%	25,257,742
OTHER CATEGORICAL PROGRAMS				
Public school transportation	61,582,729	1,189,233	1.9%	62,771,962
Career and technical education	27,778,242	466,119	1.7%	28,244,361
Special education programs for gifted and talented children	12,844,494	150,448	1.2%	12,994,942
Expelled and at-risk student services grant program	9,493,560	0	0.0%	9,493,560

INCREASE IN STATE FUNDING FOR CATEGORICAL PROGRAMS FOR FY 2021-22				
LONG BILL LINE ITEM	FY 2020-21 APPROPRIATION OF STATE FUNDS	ALLOCATION OF FY 2021-22 INCREASES IN STATE FUNDS		FY 2021-22 APPROPRIATION OF STATE FUNDS
		\$ CHANGE	% CHANGE	
Small attendance center aid	1,314,250	0	0.0%	1,314,250
Comprehensive health education	1,131,396	0	0.0%	1,131,396
<b>Totals</b>	<b>\$344,473,378</b>	<b>\$16,889,468</b>	<b>4.9%</b>	<b>\$361,362,846</b>

**RESTORE FY 2020-21 REDUCTIONS:** The appropriation includes increases totaling \$3.4 million total funds (\$2.0 million General Fund) to restore certain reductions taken as budget balancing measures in FY 2020-21, as shown in the following table.

RESTORE FY 2020-21 REDUCTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
CSI Mill Levy Equalization Restoration	\$2,800,000	\$1,400,000	\$0	\$1,400,000	\$0	0.0
Restore State Grants to Libraries	500,000	500,000	0	0	0	0.0
CSDB Teacher salary restoration	79,329	79,329	0	0	0	0.0
<b>TOTAL</b>	<b>\$3,379,329</b>	<b>\$1,979,329</b>	<b>\$0</b>	<b>\$1,400,000</b>	<b>\$0</b>	<b>0.0</b>

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes the following adjustments to centrally appropriated line items.

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Salary survey	\$1,570,896	\$515,245	\$244,564	\$190,219	\$620,868	0.0
Payment to risk management / property funds	314,031	314,031	0	0	0	0.0
Health, life, and dental	285,125	31,185	28,781	158,838	66,321	0.0
Capitol Complex leased space	170,626	51,188	20,440	33,187	65,811	0.0
PERA direct distribution	37,405	(467,715)	(2,622)	507,742	0	0.0
Leased space	5,335	(30,069)	34,521	33,067	(32,184)	0.0
Administrative law judges	4,975	0	4,116	859	0	0.0
Vehicle lease payments	4,773	4,773	0	0	0	0.0
Amortization equalization disbursement	3,898	(3,354)	(15,952)	12,508	10,696	0.0
Supplemental amortization equalization disbursement	3,898	(3,354)	(15,952)	12,508	10,696	0.0
Legal services	2,667	1,542	1,057	68	0	0.0
Payments to OIT	(216,166)	(92,507)	(32,187)	(91,472)	0	0.0
CORE operations	(86,403)	(33,466)	(33,473)	(19,464)	0	0.0
Workers' compensation	(70,070)	(31,298)	(9,144)	(4,735)	(24,893)	0.0
Shift differential	(30,214)	(30,214)	0	0	0	0.0
Short-term disability	(4,525)	(1,569)	(1,274)	(186)	(1,496)	0.0
<b>TOTAL</b>	<b>\$1,996,251</b>	<b>\$224,418</b>	<b>\$222,875</b>	<b>\$833,139</b>	<b>\$715,819</b>	<b>0.0</b>

**BULLYING PREVENTION GRANT PROGRAM INCREASE:** The appropriation includes an increase of \$1.0 million General Fund for the School Bullying Prevention and Education Grant Program. The increase restores funding for the program to the FY 2019-20 level but uses General Fund for the increase rather than cash funds from the Marijuana Tax Cash Fund as in previous years.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the second-year impact of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Restore health, life, and dental reduction	\$863,216	\$863,216	\$0	\$0	\$0	0.0
Teaching and learning conditions survey	50,000	50,000	0	0	0	0.0

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Colorado Talking Book Library	(200,000)	0	0	(200,000)	0	0.0
<b>TOTAL</b>	<b>\$713,216</b>	<b>\$913,216</b>	<b>\$0</b>	<b>(\$200,000)</b>	<b>\$0</b>	<b>0.0</b>

**INDIRECT COST ASSESSMENTS:** The appropriation includes a net increase in indirect cost assessments in several divisions.

**FACILITY SCHOOLS ADJUSTMENT:** The appropriation includes an increase of \$340,475 cash funds from the State Education Fund to align appropriations for Facility School Funding with the statutory formula and with estimated pupil counts for FY 2021-22.

**FUND SOURCE ADJUSTMENTS:** The appropriation includes a net increase in reappropriated funds which is offset by a decrease in General Fund. The primary driver is an increase in the amount of facility schools funding anticipated to be available to the Colorado School for the Deaf and the Blind (reducing the required amount of General Fund).

**SCHOOL FINANCE ADMIN ADJUSTMENT:** The appropriation includes a change to the fund sources supporting the School Finance Administration line item and the associated centrally appropriated amounts. The appropriation funds those items (totaling \$3.1 million) directly from the General Fund rather than from funds withheld from the State Share of Districts' Total Program Funding line item as in prior years.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1427 Cigarette tobacco and nicotine products tax	\$5,000,000	\$0	\$5,000,000	\$0	\$0	0.0
HB 20-1379 Suspend PERA direct dist.	1,220,885	870,498	198,219	152,168	0	0.0
HB 21-1161 Suspend statewide assessments for select grades	750,000	0	750,000	0	0	0.0
HB 20-1032 Timing K12 education standards review	131,515	131,515	0	0	0	0.0
SB 18-200 PERA unfunded liability	399	131	55	51	162	0.0
HB 20-1418 School finance	(158,418,527)	1,175,255	(1,600,000)	0	(157,993,782)	0.4
HB 20B-1001 Improve internet access in education	(20,000,000)	(20,000,000)	0	0	0	0.0
SB 21-053 Mid-year school finance	(19,859,090)	(19,859,090)	0	0	0	0.0
SB 21-202 School air quality improvement grants	(10,000,000)	0	(10,000,000)	0	0	0.0
<b>TOTAL</b>	<b>(\$201,174,818)</b>	<b>(\$37,681,691)</b>	<b>(\$5,651,726)</b>	<b>\$152,219</b>	<b>(\$157,993,620)</b>	<b>0.4</b>

**NUTRITION PROGRAM ADJUSTMENTS:** The appropriation includes reductions totaling \$1.45 million General Fund for two school nutrition programs to align appropriations with anticipated revenues and expenditures. The General Fund changes include the following reductions: (1) \$900,000 from the Start Smart Nutrition Program Fund line item (and a corresponding fund source adjustment for the Start Smart Nutrition Program line item) based on the available fund balance in the program's cash fund; and (2) \$550,000 from the Child Nutrition School Lunch Protection Program line item to better align the appropriation with anticipated expenditures.

**ASSESSMENT TECHNICAL ADJUSTMENT:** The appropriation includes a net reduction of \$704,720 total funds (with no General Fund) to align appropriations for the Statewide Assessment Program with anticipated contract costs for FY 2021-22 based on current law requirements for the assessment program.

**PERSONAL SERVICES AND OPERATING REDUCTIONS:** The appropriation includes reductions totaling \$593,918 total funds (including \$117,624 General Fund) and a net reduction of 0.8 FTE from a variety of line items. The majority of the reduction (\$373,880 cash funds from the State Education Fund) is associated with a transition to managing the financial transparency system in-house rather than through a private vendor. The following table reflects the adjustments to each affected line item.

PERSONAL SERVICES AND OPERATING REDUCTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Financial transparency system maintenance	(\$373,880)	\$0	(\$373,880)	\$0	\$0	1.0
Statewide assessment program	(50,000)	0	(50,000)	0	0	(1.0)
State Board of Education	(35,417)	(35,417)	0	0	0	0.0
Breakfast after the bell	(24,987)	(24,987)	0	0	0	(0.3)
School finance administration	(24,970)	(24,970)	0	0	0	(0.5)
B.E.S.T. financial assistance priority assessment	(15,000)	0	(15,000)	0	0	0.0
Content specialists	(15,000)	0	(15,000)	0	0	0.0
English language learners technical assistance	(15,000)	(15,000)	0	0	0	0.0
Educator effectiveness unit administration	(12,500)	0	(12,500)	0	0	0.0
Information technology services	(10,000)	(10,000)	0	0	0	0.0
Preschool to postsecondary education alignment	(9,914)	0	(9,914)	0	0	0.0
Longitudinal analyses of student assessment results	(4,250)	(4,250)	0	0	0	0.0
General department and program administration	(3,000)	(3,000)	0	0	0	0.0
<b>TOTAL</b>	<b>(\$593,918)</b>	<b>(\$117,624)</b>	<b>(\$476,294)</b>	<b>\$0</b>	<b>\$0</b>	<b>(0.8)</b>

**OTHER TECHNICAL ADJUSTMENTS:** The appropriation includes a reduction of \$294,725 cash funds for other technical adjustments. This primarily reflects a net reduction of \$294,715 cash funds to align appropriations for the State Aid for Charter School Facilities line item with available revenues.

**AT-RISK SUPPLEMENTAL AID ADJUSTMENT:** The appropriation includes a reduction of \$250,000 cash funds from the State Education Fund from the At-risk Supplemental Aid line item to better align the appropriation for At-risk Supplemental Aid with anticipated expenditures in FY 2021-22.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

# GOVERNOR – LIEUTENANT GOVERNOR – STATE PLANNING AND BUDGETING

The Department is comprised of the Office of the Governor, the Office of the Lieutenant Governor, the Office of State Planning and Budgeting, Economic Development Programs, and the Office of Information Technology.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund <sup>1</sup>	\$42,508,950	\$73,898,493	\$110,912,694	\$64,227,994
Cash Funds	47,889,843	51,577,746	95,219,996	84,850,988
Reappropriated Funds	256,873,308	293,687,073	328,338,800	290,029,415
Federal Funds	6,767,275	6,852,287	6,573,817	6,767,462
<b>TOTAL FUNDS</b>	<b>\$354,039,376</b>	<b>\$426,015,599</b>	<b>\$541,045,307</b>	<b>\$445,875,859</b>
Full Time Equiv. Staff	1,102.8	1,161.7	1,178.9	1,189.2

<sup>1</sup>Includes appropriations from the CARE subfund in the General Fund for FY 2019-20.

Funding for this department consists of 14.4 percent General Fund, 19.0 percent cash funds, 65.0 percent reappropriated funds, and 1.5 percent federal funds.

## APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

GOVERNOR - LIEUTENANT GOVERNOR - STATE PLANNING AND BUDGETING						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$389,113,937	\$43,115,696	\$46,715,872	\$292,708,552	\$6,573,817	1,178.0
SB 20-003 State parks improvement	(1,000,000)	(1,000,000)	0	0	0	0.0
SB 20-028 Substance use disorder recovery	(74,620)	(74,620)	0	0	0	0.0
SB 20-162 Fed family first policy	242,250	0	0	242,250	0	0.0
SB 20-163 School entry immunization	10,022	0	0	10,022	0	0.0
SB 20-200 CO secure savings program	(1,197,552)	(1,197,552)	0	0	0	0.0
HB 20-1153 CO partnership for quality jobs	112,931	0	112,931	0	0	0.9
HB 20-1379 Suspend PERA direct dist.	(2,427,624)	(230,830)	(58,019)	(2,138,775)	0	0.0
HB 20-1399 Suspend limited gaming	(9,330,833)	12,150,000	(21,480,833)	0	0	0.0
SB 20B-001 COVID-19 relief small bus.	19,000,000	11,500,000	0	7,500,000	0	0.0
SB 20B-002 Housing & direct covid assis.	16,751	0	0	16,751	0	0.0
SB 21-042 Supplemental bill	49,930,045	25,000,000	(69,955)	25,000,000	0	0.0
SB 21-241 Small business acc. growth prog.	1,650,000	1,650,000	0	0	0	0.0
HB 21-1285 Creative arts industries	10,000,000	5,000,000	0	5,000,000	0	0.0
HB 21-1289 Broadband deployment	70,000,000	0	70,000,000	0	0	0.0
HB 21-1302 COVID small business grants	15,000,000	15,000,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$541,045,307</b>	<b>\$110,912,694</b>	<b>\$95,219,996</b>	<b>\$328,338,800</b>	<b>\$6,573,817</b>	<b>1,178.9</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$541,045,307	\$110,912,694	\$95,219,996	\$328,338,800	\$6,573,817	1,178.9
Centrally appropriated line items	7,718,686	2,628,425	137,208	4,688,431	264,622	0.0
(OEDIT) Replenish funding to FY19-20	1,497,000	1,497,000	0	0	0	0.0
(OIT) CBMS/PEAK funding adjustment	906,134	0	0	906,134	0	0.0
(OIT) Implement SB 19-235 Voter registration	136,240	0	0	136,240	0	0.0
Annualize prior year legislation	(122,163,795)	(39,367,315)	(71,723,834)	(11,072,555)	(91)	(0.2)
Annualize prior year budget actions	(48,472,229)	(17,781,828)	(6,510,786)	(24,179,615)	0	2.5
(OIT) Budget efficiencies package	(12,062,328)	(74,000)	(201,600)	(11,786,728)	0	0.0
(OIT) Public Safety Network technical	(2,000,000)	0	0	(2,000,000)	0	0.0

GOVERNOR - LIEUTENANT GOVERNOR - STATE PLANNING AND BUDGETING						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
(OIT) Leased space savings	(750,000)	0	0	(750,000)	0	0.0
Changes to OIT from other agencies	(148,048)	(47,474)	0	(100,574)	0	(3.5)
(CEO) Wind down ReNew Our Schools program	(134,626)	(134,626)	0	0	0	0.0
(CEO) Redirect funds from cultivators energy management	(130,419)	(130,419)	0	0	0	0.0
Indirect cost assessment	(37,110)	66,686	(272,540)	236,260	(67,516)	0.0
Technical changes	(20,081)	0	40	(16,751)	(3,370)	0.0
<b>SB 21-205 Long Bill</b>	<b>\$365,384,731</b>	<b>\$57,569,143</b>	<b>\$16,648,484</b>	<b>\$284,399,642</b>	<b>\$6,767,462</b>	<b>1,177.7</b>
SB 21-009 Reproductive health care program	273,792	0	0	273,792	0	0.0
SB 21-021 Audiology interstate compact	100,000	0	0	100,000	0	0.0
SB 21-025 Family planning services	565,614	0	0	565,614	0	0.0
SB 21-039 Elimination of subminimum wage	129,859	0	0	129,859	0	0.0
SB 21-146 Improve prison release outcomes	229,220	0	0	229,220	0	0.0
SB 21-194 Maternal health providers	291,732	0	0	291,732	0	0.0
SB 21-229 Rural jump-start zone grant prog.	6,000,000	3,000,000	0	3,000,000	0	0.5
SB 21-251 Family medical leave program	231,920	0	0	231,920	0	0.0
SB 21-260 Transportation system	100,491	100,491	0	0	0	0.0
SB 21-264 Prog. reduce greenhouse emissions	37,000	0	0	37,000	0	0.0
SB 21-287 Risk prevention & response fund	2,000,000	2,000,000	0	0	0	0.0
SB 21-291 Economic recovery & relief fund	40,000,000	0	40,000,000	0	0	0.0
SB 21-293 Property tax classification rates	75,000	75,000	0	0	0	0.0
HB 21-1007 State apprenticeship agency	78,598	0	0	78,598	0	0.1
HB 21-1014 Disability identification doc.	30,000	0	0	30,000	0	0.0
HB 21-1109 Changes to expand broadband	202,504	0	202,504	0	0	2.0
HB 21-1110 Persons with disabilities laws	312,922	312,922	0	0	0	0.9
HB 21-1189 Regulate air toxics	283,896	0	0	283,896	0	0.0
HB 21-1230 User-friendly state internet rules	368,194	368,194	0	0	0	2.1
HB 21-1266 Envtl. justice impacted comm.	386,345	146,703	0	239,642	0	1.8
HB 21-1285 Creative arts industries	18,000,000	0	18,000,000	0	0	0.0
HB 21-1288 Colorado startup loan program	10,000,000	0	10,000,000	0	0	0.0
HB 21-1304 Early childhood system	587,500	587,500	0	0	0	3.6
HB 21-1311 Income tax	68,041	68,041	0	0	0	0.5
HB 21-1312 Property sales severance tax	138,500	0	0	138,500	0	0.0
<b>TOTAL</b>	<b>\$445,875,859</b>	<b>\$64,227,994</b>	<b>\$84,850,988</b>	<b>\$290,029,415</b>	<b>\$6,767,462</b>	<b>1,189.2</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$95,169,448)</b>	<b>(\$46,684,700)</b>	<b>(\$10,369,008)</b>	<b>(\$38,309,385)</b>	<b>\$193,645</b>	<b>10.3</b>
Percentage Change	(17.6%)	(42.1%)	(10.9%)	(11.7%)	2.9%	0.9%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 20B-001 provides relief to small businesses, arts and cultural organizations, and minority-owned businesses. It also provides General Fund backfill to support a one-year suspension of health inspection and liquor licensing fees. For FY 2020-21, appropriates:

- \$7.5 million General Fund to the Creative Industries Cash Fund in the Governor's Office, which is reappropriated to the Governor's Office; and
- \$4.0 million General Fund to the Economic Development Fund in the Governor's Office.

House Bill 20B-002 reappropriates \$16,751 funds from funds received from the transfer from the General Fund to the Housing Development Grant Fund to the Governor's Office of Information Technology in FY 2020-21.

House Bill 21-042 modifies FY 2020-21 appropriations to:

- Add \$15.0 million General Fund, and an equal amount of reappropriated funds spending authority, to the Colorado Economic Development Fund, often called the "Strategic Fund," for the Office to take advantage of unique economic development opportunities. This funding provides the resources to support efforts that create

net new jobs and bolster the economy in an expedient manner. The bill includes a footnote stating the General Assembly's intent that \$1.5 million of the amount appropriated be used to support local economic development organizations.

- Add \$10.0 million General Fund, and an equal amount of reappropriated funds spending authority, to the Advanced Industries Acceleration Cash Fund for incentives for advanced industries to move or expand in Colorado. The program accelerates economic growth through grants that improve and expand the development of seven advanced industries in Colorado: advanced manufacturing, aerospace, bioscience, electronics, energy and natural resources, infrastructure engineering, and technology and information. Requires a 200 percent match from outside investors.
- Makes technical corrections to letternotes in the Governor's Office, Economic Development Programs, and the Office of Information Technology, including a reduction of \$69,995 cash funds, which reflects annualization of prior year budget action.

Senate Bill 21-241 creates the Small Business Accelerated Growth Program in the Office of Economic Development and International Trade (OEDIT) to provide business development support to businesses with fewer than 19 employees. Provides an appropriation of \$1.65 million General Fund to the Office of Economic Development and International Trade.

House Bill 21-1285 provides supplemental funding for several programs in the Office of Economic Development and International Trade and enacts the following changes:

- Transfers \$5 million from the general fund to the Colorado office of film, television, and media operational account cash fund and appropriates that amount to the governor's office for use in the 2021-22 state fiscal year by the Colorado office of film, television, and media in awarding performance-based incentives for film production in Colorado and for the loan guarantee program to finance production activities;
- For the 2020-21 state fiscal year, appropriates \$3.5 million, in addition to the amount appropriated pursuant to Senate Bill 20B-001, from the general fund to the creative industries cash fund for the arts relief program and removes the prohibition against an applicant that received a relief payment from the small business relief program from also receiving a relief payment under the arts relief program;
- For the 2020-21 state fiscal year, appropriates \$1.5 million from the general fund to the creative industries cash fund for allocation by the creative industries division to a nonprofit organization that administers grants to certain cultural facilities that focus on programming for and have board representation from defined historically marginalized and under-resourced communities; and
- Transfers the following amounts of money appropriated for the small business relief program that is not encumbered or expended by June 30, 2021:
  - Up to \$12 million to the creative industries cash fund for the arts relief program; and
  - Up to \$1 million to the Colorado office of film, television, and media operational account cash fund for performance-based incentives for film production in Colorado and for the loan guarantee program to finance production activities.

House Bill 21-1289 creates the Colorado Broadband Office in statute and grant programs in various departments to support broadband infrastructure development. Appropriates \$35.0 million cash funds from the Digital Inclusion Grant Program Fund and \$35.0 million cash funds from the Broadband Stimulus Account of the Broadband Administrative Fund to the Office in Information Technology in the Governor's Office.

House Bill 21-1302 Continues a grant program created by S.B. 20-222 (Use CARES Act Money for Small Business) financed through the federal "Coronavirus Aid, Relief, and Economic Security Act" to support small businesses suffering from the economic impacts of COVID-19 and related public health restrictions. Appropriates \$15.0 million from the General Fund to continue the grant program until the end of the 2021-22.



## FY 2021-22 APPROPRIATION HIGHLIGHTS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes the following adjustments to centrally appropriated line items: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; shift differential; salary survey; workers' compensation; legal services; administrative law judges; payment to risk management and property funds; vehicle lease payments; Capitol complex leased space; payments to the Governor's Office of Information Technology (OIT); and CORE operations.

**(OEDIT) REPLENISH FUNDING TO FY 19-20 BASE:** The appropriation includes a one-time increase of \$1,497,000 General Fund in FY 2021-22 to replenish the funding levels back to FY 2019-20 base appropriations. After one year, the General Fund will be replaced by revenue from limited gaming, transfers of which were temporarily suspended in anticipation of impacts from public health closures of gaming establishments. The increases include \$797,000 for Creative Industries, \$500,000 for Destination Development, and \$200,000 for the Office of Film, Television, and Media.

**(OIT) CBMS/PEAK FUNDING ADJUSTMENT:** The appropriation includes technical corrections, cost allocation adjustments, and several other updates requested by OIT related to truing up Colorado Benefits Management System/PEAK funding that total \$906,134 reappropriated funds in FY 2021-22. These updates include an offset for Medical ID card printing from the Department of Health Care Policy and Financing budget, a rate adjustment for contracted pool hours, and an update to the federal Medicaid match associated with OIT FTE.

**(OIT) IMPLEMENT S.B. 19-235 VOTER REGISTRATION:** The appropriation includes an increase of \$136,240 reappropriated funds for CBMS to implement changes required by adoption of S.B. 19-235.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend PERA direct dist.	\$2,427,624	\$230,830	\$58,019	\$2,138,775	\$0	0.0
HB 20-1153 Partnership for CO Jobs	27,906	0	27,906	0	0	0.1
HB 21-1289 Funding for Broadband	(70,000,000)	0	(70,000,000)	0	0	0.0
SB 20B-001 Small Business COVID Relief	(19,000,000)	(11,500,000)	0	(7,500,000)	0	0.0
HB 21-1302 Continue COVID-19 Small Business Program	(15,000,000)	(15,000,000)	0	0	0	0.0
HB 21-1285 Funding to support Creative Industries	(10,000,000)	(5,000,000)	0	(5,000,000)	0	0.0
SB19-006 E-Sales and Use Tax Simplification	(6,447,552)	(6,447,552)	0	0	0	0.0
HB 18-1323 Pay for Success pilot	(1,809,600)	0	(1,809,600)	0	0	0.0
HB 21-241 Small business accelerated growth program	(1,650,000)	(1,650,000)	0	0	0	0.0
SB 19-005 Import Canadian Prescription Medication	(296,160)	0	0	(296,160)	0	0.0
SB 20-162 Federal Family First	(242,250)	0	0	(242,250)	0	0.0
SB 19-073 Medical Directive System	(126,456)	0	0	(126,456)	0	0.0
HB 19-1287 Opioids and Substance-use Treatment	(32,611)	0	0	(32,611)	0	(0.3)
SB 20-163 School Immunizations	(8,664)	0	0	(8,664)	0	0.0
SB 18-200 PERA unfunded liability	(6,032)	(593)	(159)	(5,189)	(91)	0.0
<b>TOTAL</b>	<b>(\$122,163,795)</b>	<b>(\$39,367,315)</b>	<b>(\$71,723,834)</b>	<b>(\$11,072,555)</b>	<b>(\$91)</b>	<b>(0.2)</b>

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out year impact of prior year budget actions, as detailed in the following table.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
(OEDIT) Reinstate FY 19-20 funding	\$4,946,000	\$4,946,000	\$0	\$0	\$0	1.0
(OIT) FY 20-21 Long Bill reorganization	2,272,172	2,272,172	0	0	0	0.0
(OIT) FY 20-21 Improve network stability	686,691	0	0	686,691	0	0.0
(OIT) FY 20-21 Data sharing pilot	417,477	0	0	417,477	0	1.5
(OIT) DHS Salesforce shield	263,164	0	0	263,164	0	0.0
(OEDIT) FY 20-21 Strategic Fund transfer	(30,000,000)	(15,000,000)	0	(15,000,000)	0	0.0
(OEDIT) FY 20-21 Advanced Industries transfer	(20,000,000)	(10,000,000)	0	(10,000,000)	0	0.0
Reflect revenue forecast Sev. Tax	(6,500,000)	0	(6,500,000)	0	0	0.0
(OIT) FY 20-21 HUM TRAILS	(309,920)	0	0	(309,920)	0	0.0
(OIT) FY 20-21 NAT OGCC filing system	(112,200)	0	0	(112,200)	0	0.0
(OIT) FY 20-21 HUM R15 Replace phone systems	(105,792)	0	0	(105,792)	0	0.0
(OEDIT) FY 20-21 Creative Districts spending authority	(10,786)	0	(10,786)	0	0	0.0
(OIT) FY 20-21 Customer focused tools	(9,632)	0	0	(9,632)	0	0.0
(OIT) FY21 R5 Disaster recovery staff	(9,403)	0	0	(9,403)	0	0.0
<b>TOTAL</b>	<b>(\$48,472,229)</b>	<b>(\$17,781,828)</b>	<b>(\$6,510,786)</b>	<b>(\$24,179,615)</b>	<b>\$0</b>	<b>2.5</b>

**(OIT) BUDGET EFFICIENCIES PACKAGE:** The appropriation includes a decrease of \$12.1 million total funds related to budget efficiencies identified by the Office of Information Technology.

**(OIT) PUBLIC SAFETY NETWORK TECHNICAL:** The appropriation includes a decrease of \$2.0 million reappropriated funds to correct a technical error in the annualization of H.B. 18-1325 (Trunked Radios System Coverage Gaps).

**(OIT) LEASED SPACE SAVINGS:** The appropriation includes a reduction of \$750,000 reappropriated funds beginning in FY 2021-22 and ongoing related to OIT's leased space. OIT maintains three leases funded through the Leased Space appropriation including two data centers and office space.

**CHANGES TO OIT FROM OTHER AGENCIES:** The appropriation includes a reduction of \$148,048 total funds including \$47,474 General Fund associated with changes approved in other agencies but for which OIT's budget is impacted.

**(CEO) WIND DOWN ReNew OUR SCHOOLS PROGRAM:** The appropriation includes a reduction of \$134,626 General Fund in FY 2021-22, increasing to a \$173,000 General Fund reduction in FY 2022-23 and ongoing. The ReNew Our Schools program reports its historical average electricity savings for participating schools is 7.0 percent. The Office intends to use those savings to offer grants to past applicants based on their approved energy efficiency proposals.

**(CEO) REDIRECT FUNDS FROM CULTIVATORS ENERGY MANAGEMENT:** The appropriation includes a reduction of \$130,419 General Fund in FY 2021-22 and ongoing from funds appropriated to the Colorado Cultivator's Energy Management program, which launched as a pilot program in FY 2019-20. The Colorado Energy Office (CEO) administers the program, which provides energy management services to 15 licensed marijuana grow operations.

**INDIRECT COST ASSESSMENT:** The appropriation includes adjustments based on the Department's indirect cost assessment plan. The adjustments increase the General Fund required by the Department by \$66,686.

**TECHNICAL CHANGES:** The appropriation includes a decrease of \$20,081 total funds to account for technical corrections to prior year appropriations.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

---

# DEPARTMENT OF HEALTH CARE POLICY AND FINANCING

The Department helps pay health and long-term care expenses for low-income and vulnerable populations. To assist with these costs, the Department receives significant federal matching funds, but must adhere to federal rules regarding program eligibility, benefits, and other features, as a condition of accepting the federal money. The major programs administered by the Department include:

- **Medicaid**, which serves people with low income and people needing long-term care;
- **Children's Basic Health Plan**, which provides a low-cost insurance option for children and pregnant women with income slightly higher than the Medicaid eligibility criteria;
- **Colorado Indigent Care Program**, which defrays a portion of the costs to providers of uncompensated and under-compensated care for people with low income, if the provider agrees to program requirements for discounting charges to patients on a sliding scale based on income; and
- **Old Age Pension Health and Medical Program**, which serves elderly people with low income who qualify for a state pension but do not qualify for Medicaid or Medicare.

The Department also performs functions related to improving the health care delivery system, including advising the General Assembly and the Governor, distributing tobacco tax funds through the Primary Care and Preventive Care Grant Program, financing Public School Health Services, and housing the Commission on Family Medicine Residency Training Programs.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund <sup>1, 2</sup>	\$2,985,709,605	\$3,001,084,178	\$2,814,512,212	\$3,346,715,726
Cash Funds	1,390,584,738	1,401,230,812	1,651,639,211	1,595,483,422
Reappropriated Funds	83,593,971	93,709,522	45,994,354	87,674,424
Federal Funds	5,944,110,291	6,355,609,055	7,563,106,406	8,249,920,468
<b>TOTAL FUNDS</b>	<b>\$10,403,998,605</b>	<b>\$10,851,633,567</b>	<b>\$12,075,252,183</b>	<b>\$13,279,794,040</b>
Full Time Equiv. Staff	506.3	544.6	557.2	601.4

<sup>1</sup> Includes General Fund Exempt.

<sup>2</sup> Includes appropriations from the CARE subfund in the General Fund for FY 2020-21.

Funding for this department consists of 25.2 percent General Fund, 12.0 percent cash funds, 0.7 percent reappropriated funds, and 62.1 percent federal funds. The largest sources of cash funds include: (1) hospital and nursing facility provider fees; (2) tobacco taxes and tobacco settlement funds; (3) local government funds (certified public expenditures); (4) recoveries and recoupments; (5) money from the Unclaimed Property Trust Fund that is transferred to the Adult Dental Fund; and (6) sales taxes diverted to the Old Age Pension Health and Medical Care Fund. The federal funds include matching funds for the Medicaid program (through Title XIX of the Social Security Administration Act) and matching funds for the Children's Basic Health Plan (through Title XXI of the Social Security Administration Act).

# APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

DEPARTMENT OF HEALTH CARE POLICY AND FINANCING						
	TOTAL FUNDS	GENERAL FUND <sup>1, 2, 3</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$12,048,019,640	\$3,370,498,402	\$1,582,848,138	\$48,000,598	\$7,046,672,502	560.6
SB 20-033 Medicaid buy-in after 65	100,000	50,000	0	0	50,000	0.0
SB 20-057 Fire employee benefits	1,954	977	0	0	977	0.0
SB 20-212 Reimbursement for telehealth	5,068,381	5,068,381	0	0	0	0.0
HB 20-1361 Reduce adult dental benefit	(5,565,000)	(331,462)	(1,139,402)	0	(4,094,136)	0.0
HB 20-1362 Medicaid nursing rates	(7,011,151)	(3,288,230)	0	0	(3,722,921)	0.0
HB 20-1379 PERA direct distribution	(977,212)	(880,628)	(74,277)	(22,307)	0	0.0
HB 20-1384 Eligible at-risk children	(1,490,063)	(677,492)	0	0	(812,571)	(3.9)
HB 20-1385 Use of Medicaid match	(4,310,802)	(24,733,945)	24,733,945	(2,021,766)	(2,289,036)	0.0
HB 20-1386 Fees to offset Medicaid	0	(161,000,000)	161,000,000	0	0	0.0
SB 21-043 Supplemental Appropriations	104,828,388	(294,832,248)	(72,901,340)	161,568	472,400,408	0.5
SB 21-205 Long Bill	(64,095,952)	(67,758,584)	(38,333,899)	(123,739)	42,120,270	0.0
SB 21-214 State payment for hospice	684,000	684,000	0	0	0	0.0
SB 21-286 Federal funds for HCBS	0	(8,286,959)	(4,493,954)	0	12,780,913	0.0
<b>TOTAL</b>	<b>\$12,075,252,183</b>	<b>\$2,814,512,212</b>	<b>\$1,651,639,211</b>	<b>\$45,994,354</b>	<b>\$7,563,106,406</b>	<b>557.2</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$12,075,252,183	\$2,814,512,212	\$1,651,639,211	\$45,994,354	\$7,563,106,406	557.2
Enrollment/utilization trends						
Medical Services Premiums	707,479,424	343,386,849	70,283,053	49,482	293,760,040	0.0
Office of Community Living	74,051,986	55,248,970	(728,727)	0	19,531,743	0.0
Behavioral Health	65,081,055	14,235,666	9,449,416	0	41,395,973	0.0
Medicare Modernization Act	38,759,085	38,759,085	0	0	0	0.0
Public school health services	29,837,398	0	17,295,408	0	12,541,990	0.0
Vaccine admin ARPA	0	(5,518,581)	4,426	0	5,514,155	0.0
Behavioral health SUD benefit	(80,034,644)	(12,022,339)	(6,027,487)	0	(61,984,818)	0.0
Child Health Plan Plus	<u>(1,255,859)</u>	<u>16,499,756</u>	<u>(7,758,205)</u>	<u>0</u>	<u>(9,997,410)</u>	<u>0.0</u>
<i>Subtotal – Enrollment/ utilization trends</i>	<i>833,918,445</i>	<i>450,589,406</i>	<i>82,517,884</i>	<i>49,482</i>	<i>300,761,673</i>	<i>0.0</i>
Eligibility/benefit changes						
Adult comprehensive waiver	15,511,082	7,274,698	0	0	8,236,384	0.0
Copays	4,404,931	954,930	274,532	0	3,175,469	0.0
Wraparound services for children	1,407,606	586,514	0	0	821,092	4.0
Senior dental program	1,000,000	1,000,000	0	0	0	0.0
Supported living services flexibility	940,718	470,359	0	0	470,359	0.0
Remote supports for HCBS	(716,616)	(348,345)	(9,962)	0	(358,309)	0.0
Speech therapy evaluations	<u>(531,260)</u>	<u>(265,630)</u>	<u>0</u>	<u>0</u>	<u>(265,630)</u>	<u>0.0</u>
<i>Subtotal – Eligibility/ benefit changes</i>	<i>22,016,461</i>	<i>9,672,526</i>	<i>264,570</i>	<i>0</i>	<i>12,079,365</i>	<i>4.0</i>
Provider rates						
Community provider rate	157,705,637	51,509,242	7,462,154	0	98,734,241	0.0
Disproportionate share hospitals	48,150,724	0	21,090,017	0	27,060,707	0.0
CU School of Medicine	42,203,030	0	(33,823,959)	49,900,426	26,126,563	1.8
Family medicine residencies	1,066,098	500,000	0	0	566,098	0.0
HCBS rates ARPA	0	(112,794,177)	0	0	112,794,177	0.0
Clinic based indigent care	(6,039,386)	(2,832,473)	0	0	(3,206,913)	0.0
Targeted rate adjustments	<u>(4,204,227)</u>	<u>2,662,375</u>	<u>(1,038,292)</u>	<u>0</u>	<u>(5,828,310)</u>	<u>0.0</u>
<i>Subtotal – Provider rates</i>	<i>238,881,876</i>	<i>(60,955,033)</i>	<i>(6,310,080)</i>	<i>49,900,426</i>	<i>256,246,563</i>	<i>1.8</i>
Annualize prior year budget actions	76,838,196	204,500,100	(170,994,694)	2,192,108	41,140,682	1.0
Eligibility redeterminations	9,431,940	3,023,624	(1,970,652)	0	8,378,968	1.5
Behavioral health systems consolidation	7,466,780	7,488,276	0	0	(21,496)	0.0
Addressing health care disparities	5,900,000	1,000,000	0	0	4,900,000	0.0
Patient access rule compliance	2,846,713	(9,695)	0	0	2,856,408	1.0
Centrally appropriated items	2,420,201	1,533,884	14,444	(229,767)	1,101,640	0.0
Human Services programs	1,801,884	4,001,634	0	0	(2,199,750)	0.0
eConsult program	1,776,198	179,892	222,708	0	1,373,598	1.9
SBIRT	250,000	0	250,000	0	0	0.0
MMIS delay services integrator	(7,253,689)	(1,913,195)	0	0	(5,340,494)	0.0
Medicaid for Connect for Health	(6,346,529)	0	(2,964,584)	0	(3,381,945)	0.0

DEPARTMENT OF HEALTH CARE POLICY AND FINANCING						
	TOTAL FUNDS	GENERAL FUND <sup>1, 2, 3</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
CBMS PEAK	(3,133,663)	(1,682,045)	(350,386)	(994)	(1,100,238)	0.0
Convert contractor funds to FTE	(1,249,111)	(55,061)	(53,347)	0	(1,140,703)	13.5
Technical adjustments	(1,138,059)	(7,329,018)	(409,954)	0	6,600,913	0.0
Nurse advice line	(306,929)	(218,763)	(88,166)	0	0	0.0
Transfers to other state agencies	(8,300)	(11,633)	0	0	3,333	0.0
<b>SB 21-205 Long Bill</b>	<b>\$13,259,364,597</b>	<b>\$3,424,327,111</b>	<b>\$1,551,766,954</b>	<b>\$97,905,609</b>	<b>\$8,185,364,923</b>	<b>581.9</b>
SB 21-009 Reproductive health program	4,125,347	4,125,347	0	0	0	3.4
SB 21-016 Preventive health coverage	905,467	90,547	0	0	814,920	0.0
SB 21-025 Medicaid family planning	1,921,292	253,117	19,839	0	1,648,336	1.8
SB 21-038 Alternative medicine	75,967	37,984	0	0	37,983	0.9
SB 21-039 Eliminate subminimum wage	500,576	82,414	8,277	0	409,885	1.3
SB 21-128 Nursing penalty cash fund	(500,000)	0	(500,000)	0	0	0.0
SB 21-137 Behavioral health recovery	2,285,227	1,017,614	250,000	0	1,017,613	2.8
SB 21-194 Maternal health providers	559,372	77,993	0	0	481,379	0.7
SB 21-211 Adult dental benefit	5,565,000	0	1,522,875	0	4,042,125	0.0
SB 21-212 Primary care federal funds	25,330,755	0	0	0	25,330,755	0.0
SB 21-213 Use of Medicaid match	(23,358,871)	(57,330,334)	57,330,334	(10,231,185)	(13,127,686)	0.0
SB 21-286 Federal funds for HCBS	757,686	(26,708,125)	(14,958,121)	0	42,423,932	4.6
HB 21-1085 Behav. health crisis transp.	174,601	39,993	6,807	0	127,801	0.9
HB 21-1166 Behav. health crisis training	67,680	67,680	0	0	0	0.0
HB 21-1198 Health billing indigent care	219,295	219,295	0	0	0	0.7
HB 21-1206 Medicaid transportation	0	0	0	0	0	0.0
HB 21-1232 Health plan CO option	78,993	78,993	0	0	0	0.8
HB 21-1275 Medicaid pharmacist pay	1,721,056	336,097	36,457	0	1,348,502	1.6
<b>TOTAL</b>	<b>\$13,279,794,040</b>	<b>\$3,346,715,726</b>	<b>\$1,595,483,422</b>	<b>\$87,674,424</b>	<b>\$8,249,920,468</b>	<b>601.4</b>
<b>INCREASE/(DECREASE)</b>	<b>\$1,204,541,857</b>	<b>\$532,203,514</b>	<b>(\$56,155,789)</b>	<b>\$41,680,070</b>	<b>\$686,814,062</b>	<b>44.2</b>
Percentage Change	10.0%	18.9%	(3.4%)	90.6%	9.1%	7.9%

<sup>1</sup> Includes General Fund Exempt.

<sup>2</sup> Includes \$395,925 in FY 2020-21 and \$420,001 in FY 2021-22 that is not subject to the statutory restriction on state General Fund appropriations imposed by Section 24-75-201.1, C.R.S.

<sup>3</sup> Includes appropriations from the CARE subfund in the General Fund for FY 2020-21.

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-043 modifies FY 2020-21 appropriations to provide a net increase of \$104.8 million total funds, including a decrease of \$294.8 million General Fund, primarily for changes in the forecast of enrollment and expenditures, including:

- Public Health Emergency Extension – a net increase of \$238.6 million total funds, including a decrease of \$75.1 million General Fund, for the impact of an extension of the federal public health emergency, which increased how long Colorado qualified for an additional 6.2 percent federal match and the period when Colorado cannot terminate eligibility for anybody enrolled in Medicaid
- School health services – an increase of \$8.8 million total funds for changes in certified public expenditures by local school districts and boards of cooperative education services (BOCES)
- Behavioral Health – a decrease of \$98.8 million total funds, including a decrease of \$42.3 million General Fund, for the capitation and fee-for-service Medicaid behavioral health programs
- Children's Basic Health Plan – a decrease of \$52.4 million total funds, including a decrease of \$14.0 million General Fund, for children and pregnant women enrolled in the Children's Basic Health Plan
- Medical Services Premiums – a decrease of \$17.9 million total funds, including a decrease of \$148.9 million General Fund, for medical services and long-term services and supports provided through Medicaid
- Medicare Modernization Act – a decrease of \$14.4 million General Fund in reimbursements to the federal government for prescription drugs for people eligible for both Medicaid and Medicare
- Office of Community Living – a decrease of \$4.9 million total funds, including a decrease of \$14.5 million General Fund, for home- and community-based services for people with intellectual and developmental disabilities

In addition, the bill includes an increase of \$10.9 million total funds, including \$5.0 million cash funds and \$5.9 million federal funds, for Connect for Health Colorado Eligibility Determinations, an increase of \$1.2 million total funds, including \$353,723 General Fund, to partially restore the FY 2020-21 elimination of the State University Teaching Hospitals line item that impacted family medicine residencies, and other small miscellaneous adjustments.

Senate Bill 21-205 decreases FY 2020-21 appropriations by a net \$64.1 million total funds, including a decrease of \$67.8 million General Fund, primarily for revised caseload and expenditure estimates as follows:

- Medicare Modernization Act – An increase of \$7.6 million General Fund for reimbursements to the federal government for prescription drugs for people eligible for both Medicaid and Medicare
- Office of Community Living – A decrease of \$25.6 million total funds, including a decrease of \$15.1 million General Fund, for home- and community-based services for people with intellectual and developmental disabilities
- Child Health Plan Plus – A decrease of \$15.2 million total funds, including a decrease of \$3.5 million General Fund, for children and pregnant women enrolled in the Child Health Plan Plus
- Medical Services Premiums – A decrease of \$15.1 million total funds, including an increase of \$3.7 million General Fund, for medical services and long-term services and supports provided through Medicaid
- Behavioral Health – A decrease of \$7.3 million total funds, including a decrease of \$1.7 million General Fund, for the capitation and fee-for-service Medicaid behavioral health programs
- American Rescue Plan Act – A net \$0 total funds change, including a decrease of \$58.2 million General Fund, for provisions of the federal American Rescue Plan Act that temporarily increased the federal match rate for select home- and community-based services and provided a 100 percent federal match for COVID-19 vaccine administration costs

Senate Bill 21-214 provides \$684,000 General Fund for state payments to qualified hospice providers for services to Medicaid clients who are eligible for care in a nursing facility but unable to secure a bed due to the presence of COVID-19.

Senate Bill 21-286 makes a net \$0 total funds change, including a decrease of \$8.3 million General Fund, to reflect federal guidance that certain rehabilitative behavioral health services are eligible for an enhanced federal match through the federal American Rescue Plan Act (ARPA). Senate Bill 21-286 transfers all the General Fund savings from the enhanced federal match to a cash fund and directs the Department to develop a spending plan to supplement, rather than supplant, state spending on eligible services, consistent with the federal requirements of ARPA.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**ENROLLMENT/UTILIZATION TRENDS:** The appropriation includes a net increase of \$833.9 million, including an increase of \$450.6 million General Fund, based on the projected caseload and expenditures under current law and policy for the following programs:

- Medical Services Premiums – An increase of \$707.5 million total funds, including an increase of \$343.4 million General Fund, for medical services and long-term services and supports provided through Medicaid
- Office of Community Living – An increase of \$74.1 million total funds, including \$55.2 million General Fund, for home- and community-based services for people with intellectual and developmental disabilities
- Behavioral Health – An increase of \$65.1 million total funds, including \$14.2 million General Fund, for the capitation and fee-for-service Medicaid behavioral health programs
- Medicare Modernization Act – An increase of \$38.8 million General Fund for reimbursements to the federal government for prescription drugs for people eligible for both Medicaid and Medicare
- Public school health services – An increase of \$29.8 million total funds based on expected certified public expenditures by school districts and boards of cooperative education for public school health services

- Vaccine administration ARPA – A net \$0 total funds change, including a decrease of \$5.5 million General Fund, to reflect a provision of the federal American Rescue Plan Act that provides a 100 percent federal match for COVID-19 vaccine administration costs (in addition to existing federal funds for the vaccines themselves)
- Behavioral health SUD benefit - A decrease of \$80.0 million total funds, including a decrease of \$12.0 million General Fund, to reflect a more recent projection of utilization that takes into account the currently limited provider capacity for the new Substance Use Disorder (SUD) benefit
- Child Health Plan Plus – A net decrease of \$1.3 million total funds, including an increase of \$16.5 million General Fund, for children and pregnant women enrolled in the Child Health Plan Plus

**ELIGIBILITY/BENEFIT CHANGES:** The appropriation includes an increase of \$22.0 million total funds, including \$9.7 million General Fund, for changes in eligibility or benefits, including:

- Adult comprehensive waiver – An increase of \$15.5 million total funds, including \$7.3 million General Fund, for 667 enrollments onto the Adult Comprehensive Waiver for individuals with intellectual and developmental disabilities. Enrollments will be distributed across the state according to the Centers for Medicare and Medicaid-approved population per capita methodology
- Copays – An increase of \$4.4 million total funds, including \$954,930 General Fund, to undo increases in copays that are scheduled to take effect when the federal public health emergency expires
- Wraparound services for children – an increase of \$1.4 million total funds, including an increase of \$586,514 General Fund, to restart implementation of S.B. 19-195 that will provide wraparound services for children with behavioral health needs
- Senior dental program - An increase of \$1.0 million General Fund to restore a FY 2020-21 reduction to the senior dental program
- Supported living services flexibility – An increase of \$0.9 million total funds, including \$0.5 million General Fund, to provide additional Home- and Community-Based Services (HCBS) services and supports to members on the Supported Living Services waiver who are in need of services that exceed the service plan authorization limit
- Remote supports for HCBS - A decrease of \$716,616 total funds, including a decrease of \$348,345 General Fund, to implement a remote support option into existing electronic monitoring services in several HCBS waivers
- Speech therapy evaluations - A decrease of \$531,260 total funds, including a decrease of \$265,630 General Fund, to establish a limit of three outpatient speech therapy evaluations

**PROVIDER RATES:** The appropriation includes a net increase of \$238.9 million total funds, including a decrease of \$61.0 million General Fund, for changes to provider rates, including:

- Community provider rate – An increase of \$157.7 million total funds, including an increase of \$51.5 million General Fund, for the common policy 2.5 percent community provider rate increase
- Disproportionate share hospitals – An increase of \$48.2 million total funds to reflect an increase (through the American Rescue Plan Act) in the federal allocation for hospitals that serve a disproportionate share of low-income patients
- CU School of Medicine – A net increase of \$42.2 million total funds for supplemental payments for clinical work by the faculty of the University of Colorado (CU) School of Medicine
- Family medicine residencies – An increase of \$1.1 million total funds, including \$500,000 General Fund, to restore a budget balancing reduction to the funding for family medicine residencies that was made in FY 2020-21
- HCBS rates ARPA – A net \$0 change, including a decrease of \$112.8 General Fund, for a temporary 10.0 percent increase in the federal match rate for select Home- and Community-Based Services (HCBS) through the federal American Rescue Plan Act (ARPA). Separate related legislation (S.B. 21-286) transfers all the General Fund savings from the enhanced federal match to a cash fund and directs the Department to develop a spending plan for the cash fund to supplement, rather than supplant, state spending on eligible services, consistent with the federal requirements of ARPA.
- Clinic based indigent care – A reduction of \$6.0 million total funds, including a reduction of \$2.8 million General Fund, for clinic based indigent care. Related separate legislation (S.B. 21-212) requires the Department to align



payments for primary care with Medicaid and is anticipated to draw an additional \$25.3 million federal funds for providers.

- Targeted rate adjustments – A net reduction of \$4.2 million total funds, including an increase of \$2.7 million General Fund, for the targeted rate adjustments summarized in the table below

TARGETED RATE ADJUSTMENTS					
RATE	CHANGE	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	FEDERAL FUNDS
Home health and private duty nursing	5.9%-10.9%	\$14,925,373	\$7,000,000	\$0	\$7,925,373
Lab testing	80% of Medicare	(12,587,595)	(2,745,720)	(697,277)	(9,144,598)
Hospital outpatient physician administered drugs	340B drug price discount	(6,546,978)	(1,704,584)	(320,317)	(4,522,077)
Prosthetics, orthotics, and supplies	80-100% of Medicare	1,158,422	437,536	29,424	691,462
Allergy test antigen preparation	Commercial benchmark	(694,456)	(151,481)	(38,469)	(504,506)
Pulse oximeter rental	10% of purchase price	(458,993)	(173,376)	(11,653)	(273,964)
<b>TOTAL</b>		<b>(\$4,204,227)</b>	<b>\$2,662,375</b>	<b>(\$1,038,292)</b>	<b>(\$5,828,310)</b>

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for out-year impacts of prior year legislation and budget actions, summarized in the table below. The titles of the annualizations begin with either a bill number or the relevant fiscal year. For budget decisions made in the Long Bill, the title includes a reference to the priority number the Department used in that year for the initiative, if relevant. If there is no reference to a bill number or priority number, then the change was initiated by the legislature.

The largest General Fund increases are for the expiration of one-time budget balancing measures implemented by the General Assembly, including:

- H.B. 20-1386 that used money from the Healthcare Affordability and Sustainability (HAS) Fee to offset the need for General Fund;
- *FY 20-21 R11 Patient placement and benefit – SUD* that adjusted the budget for a delay in the implementation of the substance use disorder (SUD) benefit;
- H.B. 20-1385 that captured the benefit to certain cash funds provided by a temporary increase in the federal match rate and converted that benefit to General Fund relief;
- *FY 20-21 Refinance GF with IDD CF* that used a balance in the Intellectual and Developmental Disabilities Services Cash Fund to offset the need for General Fund; and
- *FY 20-21 Local minimum wage rate adjustment* that increased rates in Denver for nursing homes, personal care, homemaker services, health maintenance activities, residential habilitation, and consumer directed services.

The largest decreases in General Fund were for the expiration of *FY 21-22 LTSS day services rates for COVID* that temporarily increased rates for select long-term services and supports, the second year of H.B. 20-1362 that temporarily limits the maximum allowable increase in nursing home rates to 2.0 percent (rather than 3.0 percent), and implementation of *FY 20-21 R12 Work number verification* that uses automated tools to verify income at application and reduce the number of Medicaid applicants initially determined eligible who are later determined ineligible.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
ITEM	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 R11 Patient placement and benefit - SUD	\$130,401,052	\$25,611,411	\$8,628,370	\$0	\$96,161,271	0.0
FY 20-21 Federal match rate non-forecast lines	12,816,638	860,909	12,816,638	0	(860,909)	0.0
FY 20-21 Local minimum wage rate adjustment	10,919,423	5,459,713	0	0	5,459,710	0.0
SB 20-212 Telehealth services	5,068,377	(1,489,630)	307,030	0	6,250,977	0.0
FY 19-20 OeHI Operating	4,507,691	2,411,350	0	0	2,096,341	0.3
FY 20-21 R12 Medicaid enterprise operations	4,345,924	1,146,549	550,721	0	2,648,654	0.2
HB 20-1385 Capture federal match to cash funds	4,596,989	24,733,945	(24,733,945)	2,155,401	2,441,588	0.0
SB 19-005 Import prescription drugs	985,162	985,162	0	0	0	0.9
HB 20-1379 Suspend direct distribution to PERA	977,212	880,628	74,277	22,307	0	0.0
FY 20-21 Increase funding for IDD enrollments	625,141	312,570	0	0	312,571	0.0
FY 20-21 R7 Payment reform	125,405	156,340	82,237	0	(113,172)	0.0

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
ITEM	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 R19 Leased space	120,606	50,003	10,300	0	60,303	0.0
HB 19-1210 Local government minimum wage	109,500	54,750	0	0	54,750	0.1
SB 19-197/SB 15-011 Spinal cord injury	109,318	54,982	0	0	54,336	0.0
FY 20-21 R16 Employment First initiatives	75,000	0	75,000	0	0	0.0
SB 18-200 PERA unfunded liability	21,056	7,272	3,063	450	10,271	0.0
FY 20-21 R14 OCL governance	12,696	6,348	0	0	6,348	0.0
FY 20-21 BA11 Convert contractors to FTE	1,963	1,381	2,621	0	(2,039)	1.2
HB 20-1386 Use HAS Fee to offset GF	0	161,000,000	(161,000,000)	0	0	0.0
FY 20-21 Refinance GF with IDD CF	0	6,727,431	(6,727,431)	0	0	0.0
FY 20-21 R20 Safety net provider payments	0	0	0	0	0	0.0
HB 20-1384/SB 19-195 Wraparound services	0	0	0	0	0	(1.1)
SB 21-286 Federal funds for HCBS	0	8,286,959	4,493,954	0	(12,780,913)	0.0
SB 20-033 Medicaid buy-in age 65 and over	0	(50,000)	50,000	0	0	0.0
FY 21-22 LTSS day services rates for COVID	(33,105,025)	(14,500,000)	0	0	(18,605,025)	0.0
FY 20-21 R12 Work number verification	(23,661,933)	(3,947,813)	(1,487,069)	0	(18,227,051)	0.0
FY 20-21 R7 Pharmacy pricing and technology	(10,884,371)	(2,508,920)	(724,243)	0	(7,651,208)	0.0
HB 20-1362 Nursing home provider rates	(9,495,334)	(4,965,012)	0	0	(4,530,322)	0.0
HB 20-1361 Reduce the adult dental benefit	(5,565,000)	331,462	(1,802,326)	0	(4,094,136)	0.0
FY 20-21 R10 Provider rate adjustments	(4,452,887)	(1,509,535)	(182,541)	0	(2,760,811)	0.0
FY 20-21 R15 Medicaid recovery 3rd party liability	(3,312,544)	(1,434,905)	426,973	0	(2,304,612)	0.5
HB 18-1326 Support for transition	(2,709,791)	(1,354,896)	0	0	(1,354,895)	2.9
FY 20-21 R17 Single assessment tool financing	(2,038,259)	(1,019,129)	0	0	(1,019,130)	0.0
FY 21-22 Fed match adjustment	(1,602,326)	(548,164)	(1,602,338)	13,950	534,226	0.0
SB 21-214 Hospice providers residential care	(684,000)	(684,000)	0	0	0	0.0
FY 20-21 R13 Long term care utilization	(624,535)	(308,666)	(3,602)	0	(312,267)	0.0
FY 20-21 BA12 Nursing home closure	(250,000)	0	(250,000)	0	0	0.0
FY 20-21 R6 Electronic visit verification	(235,364)	(73,551)	0	0	(161,813)	(4.0)
FY 20-21 R9 Adult LTHH/PDN assessment	(195,373)	(97,687)	0	0	(97,686)	0.0
HB 19-1176 Health care cost savings	(92,649)	(92,649)	0	0	0	0.0
FY 20-21 Correction to CICIP federal match	(40,187)	0	0	0	(40,187)	0.0
HB 19-1038 Dental services pregnant women	(31,379)	5,492	(2,383)	0	(34,488)	0.0
<b>TOTAL</b>	<b>\$76,838,196</b>	<b>\$204,500,100</b>	<b>(\$170,994,694)</b>	<b>\$2,192,108</b>	<b>\$41,140,682</b>	<b>1.0</b>

**ELIGIBILITY REDETERMINATIONS:** The appropriation includes an increase of \$9.4 million total funds, including \$3.0 million General Fund, and 1.5 FTE for expected administrative costs, mostly at the county level, associated with an anticipated surge in eligibility redeterminations when the federal public health emergency ends.

**BEHAVIORAL HEALTH SYSTEMS CONSOLIDATION:** The appropriation includes a net increase of \$7.5 million, including \$7.5 million General Fund, to integrate eligibility determinations, claims processing, and data reporting for various behavioral health programs statewide.

**ADDRESSING HEALTH CARE DISPARITIES:** The appropriation includes an increase of \$5.9 million total funds, including an increase of \$1.0 million General Fund, to support data transfers from community partners and provide data analytics for strategies to address health disparities by race and ethnicity.

**PATIENT ACCESS RULE COMPLIANCE:** The appropriation includes a net increase of \$2.8 million total funds, including a decrease of \$9,695 General Fund, and an increase of 1.0 FTE to implement new federal rules regarding Medicaid client access to health records.

**CENTRALLY APPROPRIATED ITEMS:** The appropriation includes adjustments to centrally appropriated line items for: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; shift differential; salary survey; workers' compensation; legal services; administrative law judges; payment to risk management and property funds; Capitol complex leased space; payments to the Governor's Office of Information Technology (OIT); and CORE operations.

**HUMAN SERVICES PROGRAMS:** The appropriation includes an increase of \$1.8 million total funds, including an increase of \$4.0 million General Fund, for programs that are financed with Medicaid funds, but operated by the Department of Human Services. See the Department of Human Services section of this document for more detail.

**ECONSULT PROGRAM:** The appropriation includes \$1.8 million total funds, including \$179,892 General Fund, and 1.9 FTE for a platform for primary care providers to submit cases for asynchronous review by specialists.

**SBIRT:** The appropriation provides an increase of \$250,000 from the Marijuana Tax Cash Fund for the Screening, Brief Intervention, and Referral to Treatment (SBIRT) Training Grant Program.

**MMIS DELAY SERVICES INTEGRATOR:** The appropriation includes a reduction of \$7.3 million total funds, including a decrease of \$1.9 million General Fund, for a reduction in funding for a services integrator vendor.

**MEDICAID FOR CONNECT FOR HEALTH:** The appropriation includes a decrease of \$6.3 million total funds to annualize one-time supplemental spending authority for payments related to prior years for eligibility work by Connect for Health that can be certified as public expenditures to match federal funds.

**CBMS PEAK:** The appropriation includes a reduction of \$3.1 million total funds, including a decrease of \$1.7 million General Fund, to reflect ongoing costs for the Colorado Benefits Management System (CBMS) and Program Eligibility and Application Kit (PEAK) and the allocation of costs between the Department of Health Care Policy and Financing and the Department of Human Services.

**CONVERT CONTRACTOR FUNDS TO FTE:** The appropriation includes a net decrease of \$1.2 million total funds, including a decrease of \$55,061 General Fund, and an increase of 13.5 FTE to bring work previously done by contractors in-house.

**TECHNICAL ADJUSTMENTS:** The appropriation includes a reduction \$1.1 million total funds, including a reduction of \$7.3 million General Fund, to: collapse the funding for Community Centered Boards and Single Entry Points into one line item; make a handful of transfers of contract funds between line items to improve transparency; eliminate a transfer from the Department of Public Health and Environment that is no longer necessary due to a lack of federal matching funds for the transfer; move information technology funding between line items based on a change in the federal authorization for the funding; and reflect the most recent forecast of tobacco tax revenues.

**NURSE ADVICE LINE:** The appropriation includes a reduction of \$306,929 total funds, including a reduction of \$218,763 General Fund, to annualize a supplemental action to continue operating the nurse advice line despite a discontinuation of federal funds.

**TRANSFERS TO OTHER STATE AGENCIES:** The appropriation includes a net decrease of \$8,300 total funds, including a decrease of \$11,633 General Fund, for transfers to programs administered by other departments, primarily for the Facility Survey and Certification program in the Department of Public Health and Environment.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see the *Appendix A, Recent Legislation*.

---

# DEPARTMENT OF HIGHER EDUCATION

The Department is responsible for higher education and vocational training programs in the State. The Colorado Commission on Higher Education (CCHE) serves as the central policy and coordinating board for state higher education institutions. Most financial aid programs also fall under the purview of CCHE and, for state-funded programs, are included in the higher education budget. The executive director of CCHE is the executive director of the Department and appoints the directors of College Assist and CollegeInvest, which are both statutorily authorized state enterprises with responsibilities related to student loans and college savings programs. In addition, the Department administers various state and federal programs designed to promote higher education participation and success.

The College Opportunity Fund Program provides stipends for undergraduate resident students to attend public colleges and participating private colleges in Colorado. Statute also provides for appropriations for fee-for-service contracts with public higher education institutions for educational services not covered by the stipends. These contracts support institutional roles and missions, student outcomes, and specialty programs such as medical and veterinary schools. Tuition, stipend, and fee-for-service spending authority for public higher education institutions is provided in the Governing Boards section.

The Division of Occupational Education oversees Colorado Vocational Act programs, including support for the area technical colleges (previously known as area vocational schools), federal Perkins technical training programs, and resources for the promotion of job development, training, and retraining supported through state and federal funds.

The Department also includes: state subsidies for local district colleges; History Colorado; and the Auraria Higher Education Center, which maintains the single shared campus of the Community College of Denver, Metropolitan State College of Denver, and the University of Colorado at Denver.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund <sup>1, 2</sup>	\$1,003,593,739	\$1,111,529,895	\$612,749,705	\$1,216,230,141
Cash Funds	2,739,337,662	2,822,976,639	2,701,753,080	2,894,089,582
Reappropriated Funds	819,590,900	901,199,179	431,543,250	980,098,751
Federal Funds	22,785,619	475,835,590	25,850,476	25,411,388
<b>TOTAL FUNDS</b>	<b>\$4,585,307,920</b>	<b>\$5,311,541,303</b>	<b>\$3,771,896,511</b>	<b>\$5,115,829,862</b>
Full Time Equiv. Staff	26,150.0	26,304.0	26,733.3	26,549.2

<sup>1</sup>Includes appropriations from the CARE subfund in the General Fund for FY 2019-20.

<sup>2</sup>Includes General Fund Exempt.

Funding for this department consists of 23.8 percent General Fund, 56.6 percent cash funds, 19.2 percent reappropriated funds, and 0.5 percent federal funds.

## APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

DEPARTMENT OF HIGHER EDUCATION						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$3,972,963,677	\$610,162,421	\$2,903,252,129	\$433,698,651	\$25,850,476	26,733.3
HB 20-1364 Opioid awareness approp	(500,000)	0	(500,000)	0	0	0.0
HB 20-1379 Suspend PERA distribution	(441,133)	(160,598)	(280,535)	0	0	0.0

DEPARTMENT OF HIGHER EDUCATION						
	TOTAL FUNDS	GENERAL FUND¹	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1385 Increased Medicaid match	(4,043,532)	(2,021,766)	0	(2,021,766)	0	0.0
HB 20-1398 Modify mech. Cap. Const.	(3,461,717)	(3,461,717)	0	0	0	0.0
HB 20-1399 Suspend gaming transfers	(800,000)	0	(800,000)	0	0	0.0
SB 21-109 Bond payments for Auraria	5,500,000	2,750,000	2,750,000	0	0	0.0
SB 21-205 Long Bill	(212,320,784)	5,481,365	(217,668,514)	(133,635)	0	0.0
SB 21-232 Displaced workers grant	15,000,000	0	15,000,000	0	0	0.0
<b>TOTAL</b>	<b>\$3,771,896,511</b>	<b>\$612,749,705</b>	<b>\$2,701,753,080</b>	<b>\$431,543,250</b>	<b>\$25,850,476</b>	<b>26,733.3</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$3,771,896,511	\$612,749,705	\$2,701,753,080	\$431,543,250	\$25,850,476	26,733.3
Restore General Fund support for public institutions of higher education	967,894,017	494,179,143	0	473,714,874	0	0.0
Increase operating support for public higher education and financial aid	179,469,973	100,273,947	0	79,196,026	0	0.0
Tuition spending authority	129,704,854	0	129,704,854	0	0	0.0
Student fee adjustments	11,608,144	0	11,608,144	0	0	0.0
Colorado State Forest Service wildfire mitigation programs at CSU	9,000,000	9,000,000	0	0	0	0.0
Restore Cybercoding Cryptology Program	4,000,000	2,000,000	0	2,000,000	0	0.0
Fort Lewis College Native American tuition waiver	2,254,481	2,254,481	0	0	0	0.0
Tobacco Master Settlement Agreement revenue adjustment	1,181,818	0	1,181,818	0	0	0.0
Restore Colorado First Customized Job Training	1,000,000	0	0	1,000,000	0	0.0
Restore Cumbres and Toltec Railroad support	871,500	871,500	0	0	0	0.0
Restore Institute of Cannabis Research support	800,000	0	800,000	0	0	0.0
Lease purchase payment adjustments	644,861	(326,708)	832,575	138,994	0	0.0
Restore teacher mentor grants	548,477	548,477	0	0	0	0.5
Restore Rural Educator Recruitment, Retention, and Professional Development	500,000	500,000	0	0	0	0.0
Distribution for Career and Technical Education	466,119	0	0	466,119	0	0.0
Restore Prosecution Fellowship Program	356,496	356,496	0	0	0	0.0
Centrally appropriated line items	247,886	165,571	30,818	239,222	(187,725)	0.0
Add Chief Educational Equity Officer	125,000	125,000	0	0	0	1.0
Auraria Higher Education Center	100,000	0	0	100,000	0	0.0
Indirect cost adjustments	89,118	462,636	(2,396)	(360,233)	(10,889)	0.0
Higher education institution employees	0	0	0	0	0	(189.3)
General Fund support for History Colorado lease purchase payments	0	3,525,209	(3,525,209)	0	0	0.0
Annualize prior year legislation	(15,032,403)	2,909,271	(20,065,764)	2,057,736	66,354	(1.0)
Annualize Fitzsimons lease purchase pre-payment	(7,645,750)	(7,645,750)	0	0	0	0.0
Higher education limited gaming adjustment	(2,044,497)	0	(2,044,497)	0	0	0.0
History Colorado informational funds adjustments	(580,000)	0	(580,000)	0	0	0.0
Colorado Geological Survey	(479,082)	54,878	(175,099)	(51,958)	(306,903)	0.0
Annualize prior year budget actions	(45,116)	54,884	(100,000)	0	0	0.0
Other	(925)	0	(7,128)	6,128	75	0.0
<b>SB 21-205 Long Bill</b>	<b>\$5,056,931,482</b>	<b>\$1,222,058,740</b>	<b>\$2,819,411,196</b>	<b>\$990,050,158</b>	<b>\$25,411,388</b>	<b>26,544.5</b>
SB 21-106 Success high school transition	44,222	44,222	0	0	0	0.6
SB 21-137 Behavioral health recovery act	7,355,000	0	7,355,000	0	0	0.0
SB 21-185 Support educator workforce	3,442,542	3,202,764	0	239,778	0	1.5
SB 21-213 Increased Medicaid match	(20,462,370)	(10,231,185)	0	(10,231,185)	0	0.0
SB 21-215 Open educational resources	1,108,200	1,108,200	0	0	0	1.0
HB 21-1010 Diverse educator report	7,400	7,400	0	0	0	0.0
HB 21-1149 Energy sector career path	1,724,590	0	1,724,590	0	0	0.0
HB 21-1264 Funds workforce dev	10,000,000	0	10,000,000	0	0	0.0
HB 21-1268 Study tech for water mgmt	80,000	40,000	0	40,000	0	0.0

DEPARTMENT OF HIGHER EDUCATION						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 21-1306 Accreditation postsecondary	98,796	0	98,796	0	0	0.6
HB 21-1317 Regulate marijuana concentrates	4,000,000	0	4,000,000	0	0	0.0
HB 21-1330 Higher ed student success	51,500,000	0	51,500,000	0	0	1.0
<b>TOTAL</b>	<b>\$5,115,829,862</b>	<b>\$1,216,230,141</b>	<b>\$2,894,089,582</b>	<b>\$980,098,751</b>	<b>\$25,411,388</b>	<b>26,549.2</b>
<b>INCREASE/(DECREASE)</b>	<b>\$1,343,933,351</b>	<b>\$603,480,436</b>	<b>\$192,336,502</b>	<b>\$548,555,501</b>	<b>(\$439,088)</b>	<b>(184.1)</b>
Percentage Change	35.6%	98.5%	7.1%	127.1%	(1.7%)	(0.7%)

<sup>1</sup>Includes General Fund Exempt.

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-205 includes the following changes for FY 2020-21:

- *Adjust Tuition and Fee Estimates:* Reduces tuition spending authority for the state governing boards by a total of \$200,387,631 cash funds based on updated FY 2020-21 forecast data. Also reduces mandatory fee revenue shown for the state governing boards for informational purposes by a total of \$17,280,883 cash funds. The FY 2020-21 Long Bill included estimates developed before the COVID-19 pandemic. The Long Bill supplemental reflects the impact of the pandemic on institutional enrollment, as well as decisions by many institutions to avoid or limit tuition and fee increases given the impact of the pandemic on students.
- *Pre-pay Portion of Fitzsimons Lease Purchase Obligation:* Provides \$5,615,000 General Fund to pre-pay a portion of the principal for the University of Colorado, Lease Purchase of Academic Facilities at Fitzsimons obligation. This FY 2020-21 payment allows for a reduction of \$2,030,750 General Fund in the payment due in FY 2021-22 and additional out-year reductions.
- *Adjust HB 20-1385 (Use of Increased Medicaid Match):* Amends the appropriation for H.B. 20-1385 to reflect additional General Fund savings of \$133,635 associated with using appropriations for the University of Colorado Health Sciences Center to draw down federal Medicaid matching funds.
- *General Fund Exempt Adjustment:* Reduces appropriations from the General Fund by \$550,613,529 and increases appropriations from the General Fund Exempt Account by the same amount, for a net \$0 total impact.

Senate Bill 21-109 (Bond Payments for Auraria Higher Ed Center) includes an appropriation of \$5,500,000, including \$2,750,000 from the General Fund and \$2,750,000 cash funds from institutional sources, for Auraria Higher Education bond payments and bond reserves for FY 2020-21.

Senate Bill 21-232 (Displaced Workers Grant) provides a FY 2020-21 appropriation of \$15,000,000 from the Workers, Employers, and Workforce Centers Cash Fund, from federal Coronavirus State Fiscal Recovery Fund money, for the Colorado Opportunity Scholarship Initiative Displaced Workers Grant.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**RESTORE GENERAL FUND SUPPORT FOR PUBLIC INSTITUTIONS OF HIGHER EDUCATION:** The appropriation includes an increase of \$494,179,143 General Fund for student stipends, fee-for-service contracts, and grants that support public institutions of higher education (state governing boards, local district colleges, and area technical colleges). Of this amount, \$473,714,874 is reappropriated to state institutions of higher education. The overall increase restores most General Fund support for higher education institutions to the FY 2019-20 level. As part of these changes, the appropriation restores student stipends for students attending state institutions to the FY 2019-20 level.

of \$94 per credit hour and restores stipends for qualified low-income students attending private institutions to the FY 2019-20 level of \$47 per credit hour.

**INCREASE OPERATING SUPPORT FOR PUBLIC HIGHER EDUCATION AND FINANCIAL AID:** The appropriation includes an increase of \$100,273,947 General Fund for fee-for-service contracts and grants that support institutions of public higher education (state governing boards, local district colleges, and area technical colleges) and financial aid, detailed in the table below. Of the General Fund, \$79,196,026 is for fee-for-service contract amounts that are reappropriated to the state governing boards, \$2,566,896 is for grants to local district colleges and area technical colleges, and \$18,511,025 is for financial aid, including \$17,511,024 for Need Based Grants and \$1,000,000 for the Colorado Opportunity Scholarship Initiative.

INCREASE FOR PUBLIC HIGHER EDUCATION AND FINANCIAL AID					
	BASE FUNDING FOR STUDENT STIPENDS, FEE- FOR-SERVICE CONTRACTS UNDER 23-18-303.5, SPECIALTY EDUCATION, AND GRANTS FOR LOCAL DISTRICT AND AREA TECHNICAL COLLEGES AFTER FUNDS ARE RESTORED TO FY 2019-20 LEVEL	FY 2021-22 INCREASE THROUGH "STEP 2" PERFORMANCE MODEL (4.7% AVERAGE INCREASE)	FY 2021-22 INCREASE THROUGH "STEP 1" AND RELATED - FUNDING SUPPORTING RETENTION AND RECRUITMENT OF LOW-INCOME, UNDERREPRESENTED MINORITY, AND FIRST- GENERATION STUDENTS (4.9% AVERAGE INCREASE)	TOTAL INCREASE	PERCENTAGE INCREASE IN FUNDING
Adams State University	\$17,280,257	\$667,785	\$1,119,388	\$1,787,173	10.3%
Colorado Mesa University	32,184,959	1,466,070	2,025,973	3,492,043	10.8%
Metropolitan State University	63,669,142	3,230,103	5,339,806	8,569,909	13.5%
Western Colorado University	15,035,379	779,717	679,345	1,459,062	9.7%
Colorado State University System	170,828,219	7,705,683	4,809,093	12,514,776	7.3%
Fort Lewis College	14,136,437	555,870	683,352	1,239,222	8.8%
University of Colorado System	241,373,927	10,949,973	8,140,657	19,090,630	7.9%
Colorado School of Mines	25,371,265	1,293,303	912,892	2,206,195	8.7%
University of Northern Colorado	47,004,464	2,170,451	2,549,655	4,720,106	10.0%
Community College System	189,865,735	9,568,286	14,548,624	24,116,910	12.7%
<b>Subtotal, Governing Boards</b>	<b>\$816,749,784</b>	<b>\$38,387,241</b>	<b>\$40,808,785</b>	<b>\$79,196,026</b>	<b>9.7%</b>
Colorado Mountain College	9,010,042	423,472	234,494	657,966	7.3%
Aims Community College	10,653,783	500,728	328,500	829,228	7.8%
Area Technical Colleges	13,910,021	653,771	425,931	1,079,702	7.8%
<b>TOTAL</b>	<b>\$850,323,630</b>	<b>\$39,965,213</b>	<b>\$41,797,710</b>	<b>\$81,762,923</b>	<b>9.6%</b>
Financial aid programs aligned with funding for institutions	193,849,624	9,048,074	9,462,950	18,511,024	9.6%
<b>GRAND TOTAL</b>	<b>\$1,044,173,254</b>	<b>\$49,013,287</b>	<b>\$51,260,660</b>	<b>\$100,273,947</b>	

**TUITION SPENDING AUTHORITY:** The appropriation includes an increase of \$129,704,854 cash funds spending authority for state public institutions' tuition revenue for FY 2021-22. The spending authority is based on the assumption that undergraduate resident tuition rates will increase by no more than 3.0 percent except at the University of Northern Colorado where these rates may increase by up to 7.0 percent. No limitations are assumed on tuition rates for graduate and nonresident students. The FY 2021-22 Long Bill includes total tuition spending authority for the state governing boards of \$2.41 billion, of which \$1.32 billion is estimated to be from students with in-state tuition status (Colorado residents) and \$1.09 billion is estimated to be from students classified as nonresidents. Total tuition revenue for FY 2021-22 is projected to be well above FY 2020-21 but still slightly below the FY 2019-20 actual tuition revenue of \$2.43 billion. The FY 2021-22 projection reflects the steep revenue decline estimated for FY 2020-21 and a substantial bounce-back projected for FY 2021-22.

**STUDENT FEE ADJUSTMENTS:** The appropriation includes an increase of \$11,608,144 cash funds for the projected increase in higher education mandatory student fee revenue. Mandatory higher education fees are shown for informational purposes only. A Long Bill supplemental reduced the fee projection for FY 2020-21. The FY 2021-22 increase reflects the post-pandemic restoration of some fee amounts.

**COLORADO STATE FOREST SERVICE WILDFIRE MITIGATION PROGRAMS AT CSU:** The appropriation increases funding for the Colorado State Forest Service, which is part of Colorado State University (CSU), by \$9.0 million General Fund. This includes an increase for the Forest Restoration and Wildfire Risk Mitigation Grant Program Cash Fund of \$7.0 million, for a total appropriation of \$8.0 million, and an appropriation to the Healthy Forests and Vibrant Communities Fund of \$2.0 million. These appropriations support state staff and community grant programs managed by the Colorado State Forest Service. The funds are for programs to increase forest health and reduce the volume of dead timber and other materials that increase the risk and potential damage from wildfires, particularly in the wildland urban interface. Funding at this level is expected to be ongoing.

**RESTORE CYBERCODING CRYPTOLOGY PROGRAM:** The appropriation restores funding for the Cybercoding Cryptology Program to the level in FY 2019-20, eliminating a FY 2020-21 cut of \$2,000,000 General Fund. The General Fund is then reappropriated to the governing boards to fully restore support to the FY 2019-20 level. The program supports the development of cybersecurity certificates and degree programs at state institutions, as well as grants to the National Cybersecurity Center (via the University of Colorado at Colorado Springs) and other institutional programs to support cybersecurity research and promote development of the cybersecurity profession and industry in Colorado.

**FORT LEWIS COLLEGE NATIVE AMERICAN TUITION WAIVER:** The appropriation includes an increase of \$2,254,481 General Fund (10.6%) for the Fort Lewis College Native American tuition waiver to provide a total of \$24,045,076 General Fund for the waiver. Waiver payments are mandated by Section 23-52-105 (1)(b)(I), C.R.S., which requires the General Assembly to fund 100 percent of the tuition obligations for qualifying Native American students attending Fort Lewis College. Funding for the tuition waiver is made one year in arrears and is calculated based on the prior year enrollment estimates. Almost all funds support Native American students who are not Colorado residents, although the majority of these are from tribes with historic ties to Colorado.

**TOBACCO MASTER SETTLEMENT AGREEMENT REVENUE ADJUSTMENT:** The appropriation includes an increase of \$1,181,818 cash funds based on revenue deposited to the Tobacco Settlement Health Education Fund appropriated to the Regents of the University of Colorado for programs on the medical campus.

**RESTORE COLORADO FIRST CUSTOMIZED JOB TRAINING:** The appropriation includes an increase of \$1,000,000 reappropriated funds transferred from the Governor's Office of Economic Development and International Trade for the Colorado First and Existing Industry job training programs. This program supports employee training through the Colorado Community College System for businesses relocating to or expanding in Colorado. The increase reflects the restoration of funding for this program in the Governor's Office to the FY 2019-20 level of \$4.5 million.

**RESTORE CUMBRES AND TOLTEC RAILROAD SUPPORT:** The appropriation increases funding for the Cumbres and Toltec Scenic Railroad by \$871,500 General Fund, restoring all funds for operation of the Railroad Commission and 75.0 percent of funds previously authorized for capital-related expenditures to the FY 2019-20 level. Funding provided in FY 2021-22 may be used to support railroad operating costs, as well as maintenance and improvement of locomotives, tracks, and passenger cars, but is only included for the 2021-22 fiscal year and will not continue in FY 2022-23 without further authorization.

**RESTORE INSTITUTE OF CANNABIS RESEARCH SUPPORT:** The appropriation includes \$800,000 cash funds from the Marijuana Tax Cash Fund to restore funding for the Institute of Cannabis Research to the FY 2019-20 level of \$1.8 million. The appropriation also includes technical changes to provide funding through two line items rather than one, reflecting the Institute's current legal structure, and provides limited roll-forward authority for grants. Institute operations are hosted at CSU Pueblo, although grants support research throughout the state.

**LEASE PURCHASE PAYMENT ADJUSTMENTS:** The appropriation includes annual technical adjustments to three lease purchase obligations: the University of Colorado Health Sciences Center at Fitzsimons lease purchase authorized by H.B. 03-1256; the Higher Education Federal Mineral Lease (FML) Revenues lease purchase that supported the



construction of various higher education capital construction projects in 2008; and the lease purchase for the new History Colorado Center authorized in 2008. The appropriation includes a decrease of \$326,708 General Fund based on net increases in Tobacco Settlement and FML cash funds that offset General Fund otherwise required for the Fitzsimons and FML lease purchase obligations. The appropriation also includes a scheduled increase in the History Colorado lease purchase payment.

**RESTORE TEACHER MENTOR GRANTS:** The appropriation adds \$548,477 General Fund and 0.5 FTE to partially restore funding for grants authorized in S.B. 19-190 (Growing Great Teachers). The program provides financial incentives for experienced teachers who serve as mentors to new teachers and encourages school districts to develop more robust programs for onboarding new educators.

**RESTORE RURAL EDUCATOR RECRUITMENT, RETENTION, AND PROFESSIONAL DEVELOPMENT:** The appropriation restores \$500,000 General Fund for the Rural Educator Recruitment, Retention, and Professional Development line item to provide total funding of \$1.2 million. This line item supports fellowships and stipends for students in education programs who do student teaching in rural districts, provides stipends for teachers in rural areas pursuing alternative teacher certification, and provides stipends for rural teachers who are pursuing National Board Certification or additional training to be certified to teach concurrent enrollment. The line item also supports a contract with a rural education coordinator (currently housed at the University of Northern Colorado) and the high school teacher cadet program.

**DISTRIBUTION FOR CAREER AND TECHNICAL EDUCATION:** The appropriation adds \$466,119 reappropriated funds transferred from the Department of Education consistent with amounts in the Department of Education that are used to support career and technical education programs in secondary schools.

**RESTORE PROSECUTION FELLOWSHIP PROGRAM:** The appropriation restores \$356,496 General Fund for the Prosecution Fellowship Program that places six recent law school graduates from the University of Colorado and the University of Denver in rural district attorney offices for one-year fellowships to support these offices and learn about district attorney operations in rural areas.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items for central department operations and History Colorado, as detailed in the table below. Costs for the institutions of higher education are not included in these amounts.

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Salary survey	\$508,710	\$47,286	\$332,726	\$96,196	\$32,502	0.0
Payment to risk management / property funds	116,691	0	104,920	11,771	0	0.0
Health, life, and dental	60,221	88,049	30,138	108,606	(166,572)	0.0
Legal services	3,909	0	(10,858)	14,767	0	0.0
Payments to OIT	(357,605)	3,352	(361,866)	909	0	0.0
CORE	(37,662)	0	(14,632)	(23,030)	0	0.0
AED	(20,799)	13,286	(23,616)	15,841	(26,310)	0.0
SAED	(20,799)	13,286	(23,616)	15,841	(26,310)	0.0
Workers' compensation	(3,406)	0	(1,471)	(1,935)	0	0.0
Short-term disability	(1,374)	312	(907)	256	(1,035)	0.0
<b>TOTAL</b>	<b>\$247,886</b>	<b>\$165,571</b>	<b>\$30,818</b>	<b>\$239,222</b>	<b>(\$187,725)</b>	<b>0.0</b>

**ADD CHIEF EDUCATIONAL EQUITY OFFICER:** The appropriation includes \$125,000 General Fund and 1.0 FTE for a new Chief Educational Equity Officer position at the Department of Higher Education.

**AURARIA HIGHER EDUCATION CENTER:** The appropriation increases spending authority for the Auraria Higher Education Center by \$100,000 for funds received from the institutions operating on the Auraria campus (University of Colorado – Denver, Metropolitan State University of Denver, and the Community College of Denver).

**INDIRECT COST ADJUSTMENTS:** The appropriation includes adjustments consistent with the Department's indirect cost plan.

**HIGHER EDUCATION INSTITUTION EMPLOYEES:** The appropriation includes a net decrease of 189.3 FTE for the governing boards. These FTE are shown for informational purposes only.

**GENERAL FUND SUPPORT FOR HISTORY COLORADO LEASE PURCHASE PAYMENTS:** The appropriation provides General Fund to pay History Colorado's FY 2021-22 lease purchase payment obligation of \$3,525,209 in lieu of limited gaming revenue deposited in the State Historical Fund. The COVID-19 pandemic has significantly reduced limited gaming revenue, and, even before the pandemic, History Colorado's limited gaming and earned revenue receipts were not increasing at a rate sufficient to cover escalating lease purchase obligations. General Fund support for History Colorado's annual lease purchase payment is expected to continue in future years.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1385 Use of increased Medicaid match	\$4,310,802	\$2,155,401	\$0	\$2,155,401	\$0	0.0
HB 20-1398 Depreciation lease equivalent adjustment (restore)	3,461,717	3,461,717	0	0	0	0.0
HB 20-1398 Depreciation lease equivalent adjustment (annualize)	1,227,716	1,227,716	0	0	0	0.0
HB 20-1379 PERA direct distribution	478,087	25,566	233,519	152,559	66,443	0.0
SB 18-200 PERA unfunded liability	451	47	717	(224)	(89)	0.0
SB 21-232 COSI displaced workers grant	(15,000,000)	0	(15,000,000)	0	0	0.0
SB 21-109 AHEC bond payments	(5,500,000)	(2,750,000)	(2,750,000)	0	0	0.0
SB 19-001 Medication assisted treatment	(2,500,000)	0	(2,500,000)	0	0	0.0
HB 18-1331 Open educational resources	(961,176)	(961,176)	0	0	0	(1.0)
SB 16-196 Inclusive HED pilot	(500,000)	(250,000)	0	(250,000)	0	0.0
SB 19-228 Substance use disorders prevention measures (perinatal data project)	(50,000)	0	(50,000)	0	0	0.0
<b>TOTAL</b>	<b>(\$15,032,403)</b>	<b>\$2,909,271</b>	<b>(\$20,065,764)</b>	<b>\$2,057,736</b>	<b>\$66,354</b>	<b>(1.0)</b>

**ANNUALIZE FITZSIMONS LEASE PURCHASE PRE-PAYMENT:** The appropriation includes the second year impact of a FY 2020-21 Long Bill supplemental appropriation to pre-pay a portion of the Fitzsimons lease purchase obligation. The FY 2021-22 appropriation eliminates the one-time FY 2020-21 pre-payment amount (\$5,615,000 General Fund) and reduces the FY 2021-22 lease purchase payment for the University of Colorado, Lease Purchase of Academic Facilities at Fitzsimons line item by \$2,030,750 General Fund. Lower lease purchase payments are expected to be ongoing.

**HIGHER EDUCATION LIMITED GAMING ADJUSTMENT:** The appropriation includes a decrease of \$2,044,497 cash funds for community college and other designated institutions' revenue from limited gaming funds. These funds are received based on Constitutional provisions and are shown for informational purposes only. This decrease reflects the overall decline in receipts from FY 2018-19 to FY 2019-20.

**HISTORY COLORADO INFORMATIONAL FUNDS ADJUSTMENTS:** The appropriation includes a reduction of \$520,000 cash funds for a revised estimate of limited gaming funds distributed to gaming cities from the State Historical Fund and a reduction of \$60,000 in estimated cash funds appropriations by the State of New Mexico to support the Cumbres and Toltec Scenic Railroad. Both amounts are shown for informational purposes only.

**COLORADO GEOLOGICAL SURVEY:** The appropriation removes informational amounts from the appropriation to the Colorado Geological Survey, which is housed at the Colorado School of Mines. The appropriation also includes

a 2.5 percent inflationary increase on the funds that are retained in the line item, which consist of General Fund and Severance Tax Tier 1 funds. The inflationary adjustment of \$54,878 is paid from the General Fund due to limitations in available Severance Tax.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the second-year impact of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 General Fund Health, Life, and Dental /personal services reduction	\$54,884	\$54,884	\$0	\$0	\$0	0.0
FY 20-21 Division of Private Occupational Schools IT system	(100,000)	0	(100,000)	0	0	0.0
<b>TOTAL</b>	<b>(\$45,116)</b>	<b>\$54,884</b>	<b>(\$100,000)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**OTHER:** The appropriation includes other technical adjustments, including net \$0 adjustments to General Fund Exempt amounts that are offset by General Fund changes, fund source adjustments for CSU veterinary capital outlay, and reductions in fee appropriations for the Western Interstate Commission on Higher Education.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

# DEPARTMENT OF HUMAN SERVICES

The Department of Human Services is responsible for the administration and supervision of all non-medical public assistance and welfare activities of the State, including: assistance payments, the Supplemental Nutrition Assistance Program (food stamps), child welfare services, rehabilitation programs, alcohol and drug treatment programs, and programs for the aging. The Department is also responsible for inspecting and licensing child care facilities and for the care and treatment of the State's dependent citizens who are mentally ill, developmentally disabled, or juvenile offenders. The Department operates two mental health institutes, three regional centers for persons with developmental disabilities, and ten institutions for juvenile delinquents. The Department also provides funding for the care of indigent mentally ill people, services for children qualifying for early intervention services, and for the supervision and treatment of delinquent juveniles.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund <sup>1</sup>	\$977,848,825	\$1,028,050,155	\$1,034,930,086	\$1,108,252,446
Cash Funds	416,811,839	445,987,547	421,832,773	548,063,145
Reappropriated Funds	188,322,020	211,209,030	209,414,386	228,925,941
Federal Funds	611,583,369	695,177,789	709,092,573	1,072,397,223
<b>TOTAL FUNDS</b>	<b>\$2,194,566,053</b>	<b>\$2,380,424,521</b>	<b>\$2,375,269,818</b>	<b>\$2,957,638,755</b>
Full Time Equiv. Staff	5,053.8	5,134.2	5,181.3	5,194.4

<sup>1</sup> Includes appropriations from the CARE subfund of the General Fund for FY 2019-20 and FY 2020-21.

Funding for this department consists of 37.5 percent General Fund, 18.5 percent cash funds, 7.7 percent reappropriated funds, and 36.3 percent federal funds.

## APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

DEPARTMENT OF HUMAN SERVICES						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$2,286,142,552	\$974,723,623	\$420,761,170	\$210,141,860	\$680,515,899	5,187.6
SB 20-028 Substance use disorder	74,620	74,620	0	0	0	0.0
SB 20-029 Cost of living CO Works	8,424,500	0	0	0	8,424,500	0.0
SB 20-162 Family First policy	637,691	(389,760)	0	936,412	91,039	1.7
HB 20-1153 Quality jobs and services	96,132	0	96,132	0	0	0.0
HB 20-1379 Suspend PERA distribution	(7,450,138)	(5,576,328)	(74,354)	(1,799,456)	0	0.0
HB 20-1384 Eligible at-risk children	(495,380)	(195,380)	0	(300,000)	0	(2.5)
HB 20-1388 General Fund reversions	(4,254,999)	(4,254,999)	0	0	0	(0.7)
HB 20-1390 Discontinue DYS pilots	(610,854)	(610,854)	0	0	0	(4.0)
HB 20-1391 Behavioral health programs	(546,013)	0	(546,013)	0	0	(2.5)
HB 20-1392 Parking program disabilities	(238,497)	(238,497)	0	0	0	(1.0)
HB 20-1398 Modify mech. Cap. Const.	(3,103,396)	(3,103,396)	0	0	0	0.0
HB 20B-1002 Emergency relief for child care	45,016,340	45,016,340	0	0	0	1.2
HB 20B-1003 Food Pantry Assistance	5,000,000	5,000,000	0	0	0	0.5
SB 21-044 Supplemental appropriation	30,124,260	8,031,717	1,595,838	435,570	20,061,135	0.0
SB 21-205 Long Bill	(2,347,000)	(2,347,000)	0	0	0	0.0
SB 21-236 Early childhood capacity	8,800,000	8,800,000	0	0	0	1.0
SB 21-239 2-1-1 statewide human services	1,000,000	1,000,000	0	0	0	0.0
HB 21-1258 Rapid mental health	9,000,000	9,000,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$2,375,269,818</b>	<b>\$1,034,930,086</b>	<b>\$421,832,773</b>	<b>\$209,414,386</b>	<b>\$709,092,573</b>	<b>5,181.3</b>
FY 2021-22 APPROPRIATION:						

DEPARTMENT OF HUMAN SERVICES						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 Appropriation	\$2,375,269,818	\$1,034,930,086	\$421,832,773	\$209,414,386	\$709,092,573	5,181.3
Annualize prior year balancing actions	60,695,837	64,884,412	6,029,093	1,087,000	(11,304,668)	1.5
Provider rate adjustments	47,093,915	24,622,118	8,428,999	586,202	13,456,596	0.0
Centrally appropriated line items	22,297,049	11,222,962	3,371,463	(2,779,815)	10,482,439	0.0
Colorado Works programs	15,502,982	0	0	0	15,502,982	0.0
Services for children and families at risk of or experiencing child welfare involvement	4,878,488	1,906,730	2,837,331	0	134,427	3.6
Indirect cost assessment	3,775,144	0	549,591	1,105,652	2,119,901	0.0
Community services for older Coloradans	3,553,454	163,250	0	0	3,390,204	0.0
CBMS PEAK	3,540,671	1,768,305	(157,233)	0	1,929,599	0.0
Consent Decree fines and fees	3,053,000	3,053,000	0	0	0	0.0
National school lunch commodity storage and distribution	1,982,131	1,499,792	57,339	0	425,000	0.4
SNAP outreach	1,000,000	500,000	0	0	500,000	0.0
Behavioral health services for children in crisis	910,000	910,000	0	0	0	0.0
Restore S.B. 19-195 (Wraparound Services)	442,449	142,449	0	300,000	0	0.0
Jail Medication Consistency Program	380,000	0	380,000	0	0	0.0
Meal interagency agreement true-up	147,615	0	0	147,615	0	0.0
Implement S.B. 19-235 (Automatic Voter Reg)	136,240	61,301	9,973	0	64,966	0.0
Annualize prior year legislation	(96,920,035)	(68,687,853)	(975,471)	1,364,399	(28,621,110)	12.4
Annualize prior year budget actions	(24,756,292)	6,710,631	(2,049,384)	(855,022)	(28,562,517)	20.7
Division of Youth Services programs	(5,978,144)	(5,500,332)	(611)	(307,219)	(169,982)	(20.5)
Early childhood programs	(4,673,857)	(6,566,354)	513,801	0	1,378,696	0.0
MHI Pueblo restructure	(1,230,990)	(1,230,990)	0	0	0	(14.0)
Technical corrections	(21,000)	38,661	751,303	(789,058)	(21,906)	0.0
<b>SB 21-205 Long Bill</b>	<b>\$2,411,078,475</b>	<b>\$1,070,428,168</b>	<b>\$441,578,967</b>	<b>\$209,274,140</b>	<b>\$689,797,200</b>	<b>5,185.4</b>
SB 21-027 Supplies for CO babies	7,000,000	2,000,000	5,000,000	0	0	1.9
SB 21-071 Limit juvenile detention	(1,002,167)	(1,033,096)	0	(98,199)	129,128	(22.5)
SB 21-118 Mistreatment at-risk adults	173,351	173,351	0	0	0	0.9
SB 21-129 Veteran suicide prevention	1,660,000	1,660,000	0	0	0	0.0
SB 21-131 Protect personal info	14,053	5,000	9,053	0	0	0.1
SB 21-137 Behavioral health recovery	96,790,000	6,240,000	90,550,000	0	0	2.0
SB 21-146 Improve prison release	50,000	50,000	0	0	0	0.0
SB 21-154 Suicide prevention lifeline	5,687,692	0	5,687,692	0	0	1.9
SB 21-199 Barriers public opportunity	178,627	47,768	0	0	130,859	0.0
SB 21-201 Transparency child care	83,375	0	0	0	83,375	0.0
SB 21-217 Market rate study child care	(55,000)	(55,000)	0	0	0	0.0
SB 21-236 Early childhood capacity	378,864,512	0	0	0	378,864,512	22.0
SB 21-269 Licensing of respite child care	21,352	14,092	0	0	7,260	0.0
SB 21-275 Child Find responsibilities	8,266,779	8,266,779	0	0	0	0.9
SB 21-276 CHRP enrollment	1,162,912	1,162,912	0	0	0	0.5
SB 21-277 Child welfare services	250,000	250,000	0	0	0	0.0
SB 21-278 Reimbursement out of home	250,000	250,000	0	0	0	0.0
SB 21-290 Security for Colorado seniors	30,000,000	15,000,000	0	15,000,000	0	0.0
SB 21-292 Fed. COVID funding victims	9,500,000	0	4,750,000	4,750,000	0	0.0
HB 21-1021 Peer support prof behavioral health	28,654	26,254	2,400	0	0	0.3
HB 21-1084 Foster children driver licenses	54,180	54,180	0	0	0	0.0
HB 21-1094 Foster Youth transition	888,039	408,498	102,125	0	377,416	0.0
HB 21-1099 Identifying domestic abuse	22,500	22,500	0	0	0	0.0
HB 21-1101 Preserving family relations	21,352	13,879	0	0	7,473	0.0
HB 21-1270 Approp to DHS for SNAP	6,000,000	3,000,000	0	0	3,000,000	0.0
HB 21-1276 Prevent substance use disorder	382,908	0	382,908	0	0	0.8
HB 21-1304 Early childhood system	267,161	267,161	0	0	0	1.2
<b>TOTAL</b>	<b>\$2,957,638,755</b>	<b>\$1,108,252,446</b>	<b>\$548,063,145</b>	<b>\$228,925,941</b>	<b>\$1,072,397,223</b>	<b>5,195.4</b>
<b>INCREASE/(DECREASE)</b>	<b>\$582,368,937</b>	<b>\$73,322,360</b>	<b>\$126,230,372</b>	<b>\$19,511,555</b>	<b>\$363,304,650</b>	<b>14.1</b>
Percentage Change	24.5%	7.1%	29.9%	9.3%	51.2%	0.3%

<sup>1</sup> Includes appropriations from the CARE subfund of the General Fund for FY 2020-21.

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

House Bill 20B-1002 adds \$45.0 million General Fund in FY 2020-21 for two emergency relief grant programs to allow the state to allocate and quickly distribute money to existing licensed and start-up child care providers in Colorado. The Child Care Sustainability Grant Program provides financial support to licensed providers, including those that are in danger of closing as a result of the COVID-19 public health emergency. The Emerging and Expanding Child Care Grant Program provides financial assistance to new or existing providers in order to expand access and availability of licensed providers throughout Colorado.

House Bill 20B-1003 adds \$5.0 million General Fund in FY 2020-21 to expand the provisions of the Food Pantry Assistance Grant Program to allow for grants to food banks and food pantries to eligible entities, including faith-based organizations.

Senate Bill 21-044 modifies FY 2020-21 appropriations to provide an increase of \$30.1 million total funds, including \$8.0 million General Fund. This includes:

- an increase of \$20.4 million federal funds from the Child Care Development Fund (CCDF) to account for the supplemental federal funding provided to the Department through the federal Coronavirus Aid, Relief, and Economic Security (CARES) Act;
- a one-time increase of \$9.2 million General Fund to correct appropriations to line items that fund public health emergency-related incentive pay for staff in institutional settings;
- an increase of \$986,838 cash funds spending authority from the Title IV-E Administrative Cost Cash Fund to align the Department's spending authority with that of the Office of the Respondent Parents' Counsel and the Office of the Child's Representative in the Judicial Branch;
- an increase of \$609,000 cash funds spending authority from the Excess Federal Title IV-E Reimbursements Cash Fund to provide post-permanency services to eligible families;
- a net reduction of \$640,000 General Fund, including a decrease of \$850,000 for the Division of Youth Services Parole and Transition Programs and an increase of \$210,000 General Fund for visitation improvements related to the COVID-19 disaster emergency;
- a net reduction of \$415,723 total funds, including \$571,883 General Fund, to align appropriations with projected caseload in the Division of Youth Services;
- a reduction of \$50,688 federal funds spending authority for the enactment of S.B. 19-063 (Infant and Family Child Care Action Plan); and
- corrections to fund sources identified in various Long Bill line item letternotes.

Senate Bill 21-205 modifies FY 2020-21 appropriations to provide a net reduction of \$2,347,000 General Fund for fines and fees related to the Consent Decree resulting from the *Center for Legal Advocacy (d/b/a Disability Law Colorado) v. Barnes and Marshall (Colorado Department of Human Services)* lawsuit.

Senate Bill 21-236 adds \$8.8 million General Fund and 1.0 FTE in FY 2020-21 for the implementation of the Employer-based Child Care Facility Grant Program.

Senate Bill 21-239 adds \$1.0 million General Fund in FY 2020-21 for the Colorado 2-1-1 Collaborative.

House Bill 21-1258 adds \$9.0 million General Fund in FY 2020-21 for implementation of the Temporary Youth Mental Health Services Program.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**ANNUALIZE PRIOR YEAR BALANCING ACTIONS:** The appropriation includes adjustments to restore funding for a variety of line items in which funding was reduced through FY 2020-21 budget balancing actions.

ANNUALIZE PRIOR YEAR BALANCING ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Budget balancing adjustments as a result of COVID expenditures	\$26,125,246	\$26,125,246	\$0	\$0	\$0	0.0
Health, life, dental reduction	10,956,710	10,956,710	0	0	0	0.0
Delay HB 19-1287	5,000,000	0	5,000,000	0	0	0.0
Substance use treatment	2,800,000	1,300,000	1,500,000	0	0	0.0
Disability benefits assistance programs	2,000,000	2,000,000	0	0	0	0.0
One-time balancing actions	1,305,115	12,609,783	0	0	(11,304,668)	1.0
Delay SB 19-008	1,146,861	1,146,861	0	0	0	0.5
Contract physician salary adjustment	1,127,667	1,127,667	0	0	0	0.0
Jail-based behavioral health reduction	1,100,000	1,100,000	0	0	0	0.0
Office of Early Childhood programs	1,027,951	1,027,951	0	0	0	0.0
Services for Juvenile and Adult Offenders reduction	1,000,000	0	1,000,000	0	0	0.0
Assertive Community Treatment reduction	1,000,000	1,000,000	0	0	0	0.0
Brain Injury Trust Fund	900,000	450,000	0	450,000	0	0.0
Contract Medical Services reduction	750,000	750,000	0	0	0	0.0
STIRRT program reduction	750,000	750,000	0	0	0	0.0
Delay SB 19-228	652,376	0	652,376	0	0	0.0
High Risk Pregnant Women Program	637,000	0	0	637,000	0	0.0
Community Transition Services reduction	600,000	600,000	0	0	0	0.0
Crisis system public information campaign	600,000	600,000	0	0	0	0.0
Circle program treatment reduction	581,081	581,081	0	0	0	0.0
Secure transportation pilot program	546,639	0	546,639	0	0	0.0
Forensic community-based services	89,191	89,191	0	0	0	0.0
Veterans Community Living Center	0	2,669,922	(2,669,922)	0	0	0.0
<b>TOTAL</b>	<b>\$60,695,837</b>	<b>\$64,884,412</b>	<b>\$6,029,093</b>	<b>\$1,087,000</b>	<b>(\$11,304,668)</b>	<b>1.5</b>

**PROVIDER RATE ADJUSTMENTS:** The appropriation adds \$47.1 million total funds, including \$24.6 million General Fund, as follows:

- \$24.8 million total funds, including \$13.9 million General Fund, for an across the board increase of 2.5 percent in the rates paid to most providers; and
- \$22.3 million total funds, including \$10.7 million General Fund, for targeted provider rate increases required to be implemented by June 30, 2022 pursuant to H.B. 17-1292 (Child Welfare Provider Rates) and S.B. 18-254 (Child Welfare Reforms).

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items for the following:

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Salary survey	\$10,923,924	\$7,224,238	\$397,032	\$1,567,290	\$1,735,364	0.0
Health, life, and dental	5,232,180	561,217	1,906,960	(2,905,105)	5,669,108	0.0
PERA	3,317,982	1,472,463	975,254	(2,724,509)	3,594,774	0.0
Shift differential	951,686	766,069	76,469	23,545	85,603	0.0
Short-term disability	9,411	5,091	16,503	(69,158)	56,975	0.0
Payments to OIT	874,910	594,009	0	940,286	(659,385)	0.0
CORE	(171,195)	(94,085)	0	(77,110)	0	0.0
Capitol Complex leased space	161,848	58,471	0	103,377	0	0.0
Fleet vehicles	106,999	54,031	0	52,968	0	0.0
Administrative Law Judge	26,616	9,431	0	17,185	0	0.0
Legal services	(235,462)	(222,215)	(755)	(12,492)	0	0.0
Payment to risk management/property funds	1,254,108	881,948	0	372,160	0	0.0
Workers' compensation	(155,958)	(87,706)	0	(68,252)	0	0.0
<b>TOTAL</b>	<b>\$22,297,049</b>	<b>\$11,222,962</b>	<b>\$3,371,463</b>	<b>(\$2,779,815)</b>	<b>\$10,482,439</b>	<b>0.0</b>

**COLORADO WORKS PROGRAMS:** The appropriation adds \$15.5 million federal Temporary Assistance for Needy Families (TANF) funds, as follows:

- \$13.5 million for short-term non-recurrent benefits for Colorado Works participants;
- \$2.0 million to reinstate the Colorado Works Subsidized Training and Employment Program (CW STEP), authorized by Section 26-2-706.6 (4)(a)(I), C.R.S.; and
- A net zero refinance of \$3.0 million federal Temporary Assistance for Needy Families (TANF) funds with an equivalent amount of federal Child Care Development Funds.

**SERVICES FOR CHILDREN AND FAMILIES AT RISK OF OR EXPERIENCING CHILD WELFARE INVOLVEMENT:** The appropriation adds \$4.9 million total funds, including \$1.9 million General Fund, and 3.6 FTE for implementation of programs that serve children and families at risk of or experiencing child welfare involvement, as follows:

- \$1.8 million total funds, including \$1.7 million General Fund, and 3.6 FTE for the implementation of the federal Family First Prevention Services Act of 2018;
- \$1.4 million cash funds spending authority from the Excess Federal Title IV-E Reimbursements Cash Fund in for post-permanency services for eligible families;
- \$986,838 cash fund spending authority from the Title IV-E Administrative Cost Cash Fund to align the Department's spending authority with that of the Office of the Respondent Parents' Counsel and the Office of the Child's Representative in the Judicial Branch; and
- \$706,493 total funds, including \$250,000 General Fund, for the Tony Grampsas Youth Services Program.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Department's indirect cost assessment.

**COMMUNITY SERVICES FOR OLDER COLORADANS:** The appropriation adds \$3.6 million total funds, including \$163,250 General Fund, as follows:

- \$3.4 million federal funds from the Older Americans Act (shown for informational purposes only), a budget neutral transfer of \$316,163 General Fund between line items in the Adult Assistance Program Division, and the removal of associated (M) notes; and
- \$163,250 General Fund for the State Ombudsman Program to provide ongoing funding for the Program for All-Inclusive Care for the Elderly (PACE) State Ombudsman.

**CBMS PEAK:** The appropriation adds \$3.5 million total funds, including \$1.8 million General Fund, to purchase information technology services from the Governor's Office of Information Technology for the Colorado Benefits Management PEAK System.

**CONSENT DECREE FINES AND FEES:** The appropriation adds \$3.1 million General Fund to pay for fines and fees accrued as part of the Consent Decree resulting from the *Center for Legal Advocacy (d/b/a Disability Law Colorado) v. Barnes and Marshall (Colorado Department of Human Services)* lawsuit.

**NATIONAL SCHOOL LUNCH COMMODITY STORAGE AND DISTRIBUTION:** The appropriation adds \$2.0 million total funds, including \$1.5 million General Fund, and 0.4 FTE to establish a warehouse and distribution system to support Colorado's implementation of the National School Lunch Program.

**SNAP OUTREACH:** The appropriation adds \$1.0 million total funds, including \$500,000 General Fund, for Supplemental Nutrition Assistance Program (SNAP) outreach.

**BEHAVIORAL HEALTH SERVICES FOR CHILDREN IN CRISIS:** The appropriation adds \$910,000 General Fund for improved hotline, walk-in, and mobile crisis services for children and youth. The appropriation includes four components:

- \$300,000 for the hotline vendor to add staff for additional follow-up services;
- \$250,000 for the development and first-year implementation of child, youth, and family-specific training for crisis system staff;



- \$200,000 for the development and first-year implementation of training in specific interventions for children and youth with disabilities; and
- \$160,000 for hotline staff and clinical providers to attend the trainings. This would be administered via regional payments to the seven regional Administrative Services Organizations (ASOs) to provide reimbursements to hotline staff.

**RESTORE S.B. 19-195 (WRAPAROUND SERVICES):** The appropriation adds \$442,449 total funds, including \$142,449 General Fund, to restart implementation of S.B. 19-195 to provide wraparound services for children with behavioral health needs.

**JAIL MEDICATION CONSISTENCY PROGRAM:** The appropriation adds \$380,000 cash funds from the Marijuana Tax Cash Fund for the Jail Medication Consistency Program.

**MEAL INTERAGENCY AGREEMENT TRUE-UP:** The appropriation adds \$147,615 reappropriated funds to address rising costs of staffing, food, and operations related to the Department of Human Services' interagency agreement with the Colorado Department of Corrections to provide meals for offenders at San Carlos Correctional Facility, La Vista Correctional Facility, and the Youth Offender System.

**IMPLEMENT S.B. 19-235 (AUTOMATIC VOTER REGISTRATION):** The appropriation adds \$136,240 total funds, including \$61,301 General Fund, to implement S.B. 19-235. This appropriation includes a footnote allowing the Department to roll-forward unspent appropriations through FY 2022-23.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend DD to PERA	\$7,450,138	\$5,576,328	\$74,354	\$1,799,456	\$0	0.0
HB 20-1398 Funding Capital Construction	1,561,967	1,561,967	0	0	0	0.0
HB 20-1153 Colorado partnership	809,172	809,172	0	0	0	5.8
HB 20-1391 Behavioral Health programs	546,013	0	546,013	0	0	3.0
SB 18-200 PERA unfunded liability	338,643	338,130	0	513	0	0.0
SB 20-162 Federal Family First	131,650	216,437	0	0	(84,787)	2.3
HB 20B-1002 Emergency relief for child care	(45,016,340)	(45,016,340)	0	0	0	1.8
SB 21-044 Supplemental bill	(30,174,948)	(8,031,717)	(1,595,838)	(435,570)	(20,111,823)	0.0
HB 21-1258 Rapid mental health response for Colorado	(9,000,000)	(9,000,000)	0	0	0	0.0
SB 21-236 Early childhood care and education capacity	(8,800,000)	(8,800,000)	0	0	0	0.0
SB 20-029 COLA for CO Works	(8,424,500)	0	0	0	(8,424,500)	0.0
HB 20B-1003 Food pantry assistance grant program	(5,000,000)	(5,000,000)	0	0	0	(0.5)
SB 21-239 2-1-1 statewide human services referral system	(1,000,000)	(1,000,000)	0	0	0	0.0
HB 20-1390 DYS pilot	(331,170)	(331,170)	0	0	0	0.0
SB 20-028 Substance use disorder recovery	(10,660)	(10,660)	0	0	0	0.0
<b>TOTAL</b>	<b>(\$96,920,035)</b>	<b>(\$68,687,853)</b>	<b>(\$975,471)</b>	<b>\$1,364,399</b>	<b>(\$28,621,110)</b>	<b>12.4</b>

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impacts of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 Consent Decree fines and fees	\$2,347,000	\$2,347,000	\$0	\$0	\$0	0.0
FY 20-21 CCCAP MOE	1,906,795	1,102,968	1,102,968	0	(299,141)	0.0
FY 20-21 L2 Operating and staffing	976,683	976,683	0	0	0	20.5
FY 20-21 Child support pass-through	153,569	153,569	0	0	0	0.0
FY 20-21 Improve child care quality	122,101	0	0	0	122,101	0.2
FY 20-21 Child welfare targeted provider rate increase	119,425	0	0	119,425	0	0.0

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 Salesforce	11,287	697	948	6,767	2,875	0.0
FY 20-21 Older Coloradans Cash Fund refinance	0	3,000,000	(3,000,000)	0	0	0.0
FY 20-21 Necessary COVID-19 expenditure	(26,125,246)	0	0	0	(26,125,246)	0.0
FY 20-21 County Block Grant Support Fund	(1,500,000)	0	0	0	(1,500,000)	0.0
FY 20-21 Statewide indirect cost recoveries	(977,295)	0	0	(977,295)	0	0.0
FY 20-21 County Admin one-time provider rate exception	(766,499)	(255,154)	(153,300)	0	(358,045)	0.0
FY 20-21 CARES funding for Domestic Abuse	(500,000)	(500,000)	0	0	0	0.0
FY 20-21 CCCAP redistribution	(405,061)	0	0	0	(405,061)	0.0
FY 20-21 Replace phone systems	(105,792)	(105,792)	0	0	0	0.0
FY 20-21 Family First policy	(10,660)	(10,660)	0	0	0	0.0
FY 20-21 HR staffing	(2,599)	1,320	0	(3,919)	0	0.0
<b>TOTAL</b>	<b>(\$24,756,292)</b>	<b>\$6,710,631</b>	<b>(\$2,049,384)</b>	<b>(\$855,022)</b>	<b>(\$28,562,517)</b>	<b>20.7</b>

**DIVISION OF YOUTH SERVICES PROGRAMS:** The appropriation includes a reduction of \$6.0 million total funds, including \$5.5 million General Fund, and 20.5 FTE for Division of Youth Services programs, as follows:

- \$2.5 million total funds, including \$2.4 million General Fund, to reflect savings incurred based on a lower caseload forecast of committed youth and a reduction in contracted services;
- \$1.4 million total funds, including \$1.2 million General Fund, and 13.5 FTE from multiple divisions within the Department, for reductions related to the elimination of the Medical Management Oversight Unit, a reduction in FTE in Client Management staff, a reduction in Administrative Review Division personnel, and a reduction in the Division of Youth Services Research Unit;
- \$1.21 million General Fund to close one living unit at the Mount View Youth Services Center and revert ongoing vacancy savings for unfilled nursing staff positions;
- \$550,270 total funds, including \$339,032 General Fund, and 7.0 vacant FTE positions as the result of personal services cost savings strategies implemented in FY 2020-21; and
- \$316,216 General Fund to align Youth Parole and Transition Programs appropriations with caseload.

**EARLY CHILDHOOD PROGRAMS:** The appropriation includes a net reduction of \$4.7 million total funds, including \$6.7 million General Fund, for early childhood programs, as follows:

- An increase of \$513,801 cash funds from the Nurse Home Visitor Program Fund to support the higher costs of the program and the continuation of the services provided;
- A net zero refinance of \$1.4 million General Fund with an equivalent amount of federal Child Care Development Fund funds; and
- A reduction of \$5.2 million General Fund due to programmatic changes to the provision of Early Intervention services, that include: a cap on administrative costs in contracts for the services; additional use of Medicaid payments for eligible children and families (in lieu of General Fund); and the implementation of eligibility changes approved by the State Board of Human Services, which reduce the number of children eligible for services.

**MHI PUEBLO RESTRUCTURE:** The appropriation includes a reduction of \$1.2 million General Fund and 14.0 FTE for FY 2021-22 and beyond for the public safety unit within the Colorado Mental Health Institute at Pueblo (CMHIP) to reflect a shift in providing care in a more clinical rather than correctional setting.

**TECHNICAL CORRECTIONS:** The bill includes corrections to several line items throughout the Department.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see the *Appendix A, Recent Legislation*.

# JUDICIAL DEPARTMENT

The Judicial Department consists of the Supreme Court, the Court of Appeals, the district courts, the Denver probate and juvenile courts, and all county courts except the Denver county court. In addition to resolving disputes and delivering justice in criminal and civil cases, the Judicial Department supervises juvenile and adult offenders who are sentenced to probation. The Judicial Department also currently includes seven independent agencies:

- The *Office of the State Public Defender* (OSPD) provides legal representation for indigent defendants in criminal and juvenile delinquency cases where there is a possibility of incarceration.
- The *Office of Alternate Defense Counsel* (OADC) oversees the provision of legal representation to indigent defendants in criminal and juvenile delinquency cases where there is a possibility of incarceration and the OSPD has an ethical conflict of interest. The office provides legal representation by contracting with licensed attorneys across the state.
- The *Office of the Child's Representative* (OCR) oversees the provision of legal services for children, including legal representation of children involved in the court system due to abuse or neglect.
- The *Office of the Respondent Parents' Counsel* (ORPC) oversees the provision of legal representation for indigent parents or guardians who are involved in dependency and neglect proceedings.
- The *Office of the Child Protection Ombudsman* (OCPO) serves as an independent and neutral organization to investigate complaints and grievances about child protection services, make recommendations about system improvements, and serve as a resource for persons involved in the child welfare system.
- The *Independent Ethics Commission* (IEC) provides advice and guidance on ethics-related matters concerning state legislative and executive branch elected officials and employees, as well as elected officials and employees of most Colorado counties and municipalities.
- The *Office of Public Guardianship* (OPG) operates a pilot program in Denver to provide legal guardianship services for incapacitated and indigent adults who have no other guardianship prospects.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund	\$560,727,218	\$606,121,371	\$577,549,448	\$624,209,011
Cash Funds	166,229,388	173,009,573	176,372,106	175,210,066
Reappropriated Funds	37,273,036	52,069,633	56,117,497	53,541,713
Federal Funds	4,425,000	4,425,000	4,425,000	4,425,000
<b>TOTAL FUNDS</b>	<b>\$768,654,642</b>	<b>\$835,625,577</b>	<b>\$814,464,051</b>	<b>\$857,385,790</b>
Full Time Equiv. Staff	4,744.8	4,870.8	4,945.8	5,007.0

Funding for this department consists of 72.8 percent General Fund, 20.4 percent cash funds, 6.2 percent reappropriated funds, and 0.5 percent federal funds.

## APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

JUDICIAL DEPARTMENT						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$827,340,205	\$590,680,495	\$176,117,213	\$56,117,497	\$4,425,000	4,945.8
SB 20-162 Federal Family First	389,760	389,760	0	0	0	0.0
HB 20-1368 Delay HB 19-1229	(153,377)	(153,377)	0	0	0	0.0
HB 20-1379 Suspend PERA distribution	(8,470,053)	(7,850,176)	(619,877)	0	0	0.0
HB 20-1394 PERA rate modification	(2,696,865)	(2,696,865)	0	0	0	0.0

JUDICIAL DEPARTMENT						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 20B-002 COVID Housing assistance	1,000,000	0	1,000,000	0	0	0.0
SB 21-045 Supplemental appropriation	(2,945,619)	(2,820,389)	(125,230)	0	0	0.0
<b>TOTAL</b>	<b>\$814,464,051</b>	<b>\$577,549,448</b>	<b>\$176,372,106</b>	<b>\$56,117,497</b>	<b>\$4,425,000</b>	<b>4,945.8</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$814,464,051	\$577,549,448	\$176,372,106	\$56,117,497	\$4,425,000	4,945.8
Centrally appropriated line items	17,899,298	19,885,034	(1,997,917)	12,181	0	0.0
Restore courts and probation staff	9,263,420	9,263,420	0	0	0	130.5
Annualize prior year budget actions	7,218,359	12,953,937	(5,750,788)	15,210	0	(194.0)
Additional magistrates	3,863,825	3,863,825	0	0	0	33.2
OSPD staffing increase	3,471,859	3,471,859	0	0	0	36.8
Increase Eviction Legal Defense Grant spending authority	1,400,000	0	1,400,000	0	0	0.0
Courthouse furnishings and infrastructure	1,384,262	1,384,262	0	0	0	0.0
Community provider rate	848,229	333,378	413,714	101,137	0	0.0
Mental health diversion	406,000	0	406,000	0	0	0.0
OPG additional FTE for behavioral health clients	89,684	0	0	89,684	0	1.0
OCPO additional FTE	88,355	88,355	0	0	0	1.0
DA mandated costs	80,750	80,750	0	0	0	0.0
Indirect cost assessment	66,796	0	66,796	0	0	0.0
OADC caseload decrease	(4,520,835)	(4,520,835)	0	0	0	0.0
OCR caseload adjustment	(1,984,079)	(1,984,079)	0	0	0	0.0
Technical adjustments	(1,792,533)	0	1,110,942	(2,903,475)	0	28.8
Carr Building payments	(786,506)	48,382	(944,376)	109,488	0	0.0
ORPC appointments and costs	(640,140)	(640,140)	0	0	0	0.0
Annualize prior year legislation	(608,418)	515,794	(1,124,203)	(9)	0	0.0
Carr Building maintenance	(86,840)	0	(86,840)	0	0	13.0
<b>SB 21-205 Long Bill</b>	<b>\$850,125,537</b>	<b>\$622,293,390</b>	<b>\$169,865,434</b>	<b>\$53,541,713</b>	<b>\$4,425,000</b>	<b>4,996.1</b>
SB 21-146 Prison release outcomes	157,760	157,760	0	0	0	1.8
SB 21-173 Residential lease rights	15,756	15,756	0	0	0	0.2
SB 21-292 Federal COVID victim services	3,750,000	0	3,750,000	0	0	0.0
HB 21-1069 Sexual exploitation of a child	1,894	1,894	0	0	0	0.0
HB 21-1094 Foster youth in transition	52,392	52,392	0	0	0	0.5
HB 21-1136 Judicial division retirees	723,564	723,564	0	0	0	0.9
HB 21-1214 Record sealing collateral	300,605	300,605	0	0	0	2.0
HB 21-1228 Domestic violence training	86,680	86,680	0	0	0	0.9
HB 21-1255 Order against domestic abuser	101,050	101,050	0	0	0	0.5
HB 21-1280 Pre-trial detention reform	479,952	385,320	94,632	0	0	3.2
HB 21-1313 Child protection ombudsman	90,600	90,600	0	0	0	0.9
HB 21-1329 ARPA affordable housing	1,500,000	0	1,500,000	0	0	0.0
<b>TOTAL</b>	<b>\$857,385,790</b>	<b>\$624,209,011</b>	<b>\$175,210,066</b>	<b>\$53,541,713</b>	<b>\$4,425,000</b>	<b>5,007.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$42,921,739</b>	<b>\$46,659,563</b>	<b>(\$1,162,040)</b>	<b>(\$2,575,784)</b>	<b>\$0</b>	<b>61.2</b>
Percentage Change	5.3%	8.1%	(0.7%)	(4.6%)	0.0%	1.2%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 20B-002 transfers \$1.0 million from the General Fund to the Eviction Legal Defense Fund and specifies that money does not revert to the General Fund.

House Bill 21-045 modifies the FY 2020-21 Judicial Branch appropriation to:

- Provide \$1,510,276 General Fund to the Office of the Respondent Parents' Counsel (ORPC) for increases for Court-appointed Counsel and Mandated Costs due to an increase in appointments and costs per appointment;
- Provide \$64,940 General Fund for an exonerated persons payout;
- Make net zero technical adjustments to the FY 2020-21 Long Bill; and
- Reduce \$4,520,835 General Fund to the Office of the Alternate Defense Counsel to reflect a decrease in caseload.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes the following adjustments to centrally appropriated line items: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; workers' compensation; legal services; payment to risk management and property funds; lease payments, vehicle lease payments; capital outlay; payments to the Governor's Office of Information Technology (OIT); and CORE operations.

**RESTORE COURTS AND PROBATION STAFF:** The appropriation adds \$9.3 million General Fund and 130.5 FTE to restore courts and probation positions that were eliminated in FY 2020-21. The increase is based on an anticipated rise in caseload for FY 2021-22.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes a net increase of \$7.2 million total funds for prior year budget actions, summarized in the following table.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 Health, life, dental reduction	\$14,798,008	\$14,798,008	\$0	\$0	\$0	0.0
FY 20-21 Caseload decrease	4,520,835	4,520,835	0	0	0	0.0
FY 20-21 OSPD Staffing requirements	18,518	18,518	0	0	0	2.7
FY 20-21 OSPD Denver grant funding	15,000	0	15,000	0	0	0.0
FY 20-21 OCR New staff attorney	9,956	0	0	9,956	0	0.0
FY 20-21 ORPC Carrie Ann Lucas Fellowship	5,254	0	0	5,254	0	0.0
FY 20-21 Continue staffing decreases	(10,212,799)	(4,445,971)	(5,766,828)	0	0	(196.7)
FY 20-21 Decision items	(1,790,083)	(1,791,123)	1,040	0	0	0.0
FY 20-21 OSPD IT security	(81,390)	(81,390)	0	0	0	0.0
FY 20-21 Exonerated persons payout	(64,940)	(64,940)	0	0	0	0.0
<b>TOTAL</b>	<b>\$7,218,359</b>	<b>\$12,953,937</b>	<b>(\$5,750,788)</b>	<b>\$15,210</b>	<b>\$0</b>	<b>(194.0)</b>

**ADDITIONAL MAGISTRATES:** The appropriation includes \$3.9 million General Fund and 33.2 FTE comprised of 16.6 FTE additional magistrates and 16.6 FTE support staff to help address an expected trial backlog in FY 2021-22.

**OSPD STAFFING INCREASE:** The appropriation includes \$3.5 million General Fund and 36.8 FTE for FY 2021-22 to increase staffing for indigent defense provided by the Office of the State Public Defender. This builds on partial funding that the General Assembly approved in FY 2020-21.

**INCREASE EVICTION LEGAL DEFENSE GRANT SPENDING AUTHORITY:** The appropriation includes an increase of \$1.4 million cash funds for the Eviction Legal Defense Grant Program, based on an estimate of funds that will be unspent at the end of the current fiscal year.

**COURTHOUSE FURNISHINGS AND INFRASTRUCTURE:** The appropriation includes \$1.4 million General Fund for the State's share of county-initiated courthouse infrastructure projects in five counties in FY 2021-22.

**COMMUNITY PROVIDER RATE:** The appropriation includes \$848,229 total funds, including \$333,378 General Fund, for a 2.5 percent common policy increase to community provider rates.

**MENTAL HEALTH DIVERSION:** The appropriation includes \$406,000 cash funds in FY 2021-22 for the District Attorney Adult Pretrial Diversion Program. The source of these funds is an anticipated award from the Competency Fines Subcommittee, established by the Consent Decree in the case, *Center for Legal Advocacy v. Barnes and Marshall*, No. 11-CV-02285-NYW (D. Colo.).

**OPG ADDITIONAL FTE FOR BEHAVIORAL HEALTH CLIENTS:** The appropriation includes \$89,684 reappropriated funds and 1.0 FTE for the Office of Public Guardianship to provide guardianships to qualified Office of Behavioral Health (OBH) clients.

**OCPO ADDITIONAL FTE:** The appropriation includes \$88,355 General Fund and 1.0 FTE for an additional analyst in the Office of the Child Protection Ombudsman to address increasing caseload.

**DA MANDATED COSTS:** The appropriation includes an increase of \$80,750 General Fund for the Colorado District Attorney's Council for District Attorney mandated costs.

**INDIRECT COST ADJUSTMENTS:** The appropriation includes an increase of \$66,796 for indirect cost assessments.

**OADC CASELOAD DECREASE:** The appropriation includes a \$4.5 million General Fund decrease, including \$4.2 million for Conflicts of Interest Contracts and \$289,878 for Mandated Costs, to adjust for projected caseload for the Office of the Alternate Defense Counsel for FY 2021-22.

**OCR CASELOAD ADJUSTMENT:** The appropriation includes a reduction of \$2.0 million General Fund to reflect a projected decrease in attorney caseload and workload for the Office of the Child's Representative.

**TECHNICAL ADJUSTMENTS:** The appropriation includes several technical adjustments, including a true-up of the number of FTE in the Department, adjustments to fund sources, and the alignment of funding for the Correctional Treatment Cash Fund spending with the Correctional Treatment Board funding plan.

**CARR BUILDING PAYMENTS:** The appropriation includes a net reduction of \$786,506 total funds associated with the Ralph L. Carr Judicial Center, including increases of \$48,382 General Fund and \$109,488 reappropriated funds that are offset by a decrease of \$944,376 cash funds. The appropriation addresses two components:

- An increase of \$48,382 General Fund for the 1.8% annual increase in leased space payments for the Ralph L. Carr Colorado Judicial Center.
- A reduction of \$834,888 for the Carr Center debt service payment to align with the debt service payments due in FY 2021-22.

**ORPC APPOINTMENTS AND COSTS:** The appropriation includes a reduction of \$640,140 General Fund below the final FY 2020-21 appropriation (as modified by S.B. 21-045) for the Office of the Respondent Parents' Counsel (ORPC). This amount includes an increase of \$432,281 for court-appointed counsel that is offset by a decrease of \$1,072,421 for mandated costs. The appropriation reflects the ORPC's most recent projections and year-to-date data.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes a net decrease of \$608,418 total funds to reflect the FY 2021-22 impact of bills passed in previous sessions, summarized in the following table.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 20-162 Federal Family First	\$389,760	\$389,760	\$0	\$0	\$0	0.0
SB 18-200 PERA unfunded liability	1,822	804	1,027	(9)	0	0.0
HB 19-1229 Preservation of abandoned estate documents	0	125,230	(125,230)	0	0	0.0
SB 20B-002 Housing COVID Emergency Assistance	(1,000,000)	0	(1,000,000)	0	0	0.0
<b>TOTAL</b>	<b>(\$608,418)</b>	<b>\$515,794</b>	<b>(\$1,124,203)</b>	<b>(\$9)</b>	<b>\$0</b>	<b>0.0</b>

**CARR BUILDING MAINTENANCE:** The appropriation includes a total reduction of \$86,840 cash funds from the Justice Center Cash Fund and an increase of 13.0 FTE to assume building management responsibilities from an outside contractor. Additionally, the bill includes the consolidation of building operations and management appropriations into a single line item.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see the *Appendix A, Recent Legislation*.

---

# DEPARTMENT OF LABOR AND EMPLOYMENT

The Department consists of eight divisions:

- 1 The Executive Director's Office is responsible for providing common services to all divisions, including human resources and accounting services. This division also houses the State Apprenticeship Agency and other special purpose programs.
- 2 The Division of Unemployment Insurance is responsible for the administration and monitoring of Colorado's unemployment insurance programs, including audits and investigations to ensure proper payment of premiums and benefits.
- 3 The Division of Employment and Training is responsible for the administration of the workforce development programs, state-run workforce centers, and research and analysis on Colorado's employment trends.
- 4 The Division of Labor Standards and Statistics is responsible for ensuring employer compliance with state and federal employment laws and provides annual and monthly information on general labor market trends including unemployment rates, industry trends, and employee compensation by region and industry.
- 5 The Division of Oil and Public Safety is responsible for the inspection of boilers, conveyances, amusement park and carnival rides, distribution centers of petroleum products, storage sites for explosive materials, and monitoring the clean-up of leaking underground storage tanks.
- 6 The Division of Workers' Compensation is responsible for enforcing workers' compensation laws and the administration of the Major Medical Insurance and Subsequent Injury Funds.
- 7 The Division of Vocational Rehabilitation and Independent Living Services is responsible for providing vocational rehabilitation services to individuals with disabilities so they can obtain employment. It also provides financial and technical support to non-profit independent living centers that help individuals with disabilities live and work independently in the community of their choice.
- 8 The Division of Family and Medical Leave Insurance is responsible for managing a statewide paid family and medical leave program, which was authorized by voters in November 2020 through Proposition 118. The Division will collect premiums from employers beginning January 2023 and pay benefits to workers for 12 weeks of paid family and medical leave beginning January 2024.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund	\$19,475,174	\$25,519,883	\$18,494,327	\$20,396,768
Cash Funds	80,841,770	82,643,259	96,509,312	144,555,509
Reappropriated Funds	7,521,018	10,092,733	6,388,200	6,436,493
Federal Funds	151,711,122	153,713,234	159,309,764	180,595,866
<b>TOTAL FUNDS</b>	<b>\$259,549,084</b>	<b>\$271,969,109</b>	<b>\$280,701,603</b>	<b>\$351,984,636</b>
Full Time Equiv. Staff	1,280.6	1,292.8	1,292.7	1,315.9

Funding for this department consists of 5.8 percent General Fund, 41.1 percent cash funds, 1.8 percent reappropriated funds, and 51.3 percent federal funds.



# APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

DEPARTMENT OF LABOR AND EMPLOYMENT						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$273,448,021	\$21,714,537	\$81,583,758	\$9,699,764	\$160,449,962	1,283.1
SB 20-205 Sick leave for employees	206,566	206,566	0	0	0	2.7
HB 20-1153 Partnership for quality jobs	412,584	0	412,584	0	0	4.4
HB 20-1379 Suspend PERA distribution	(2,035,721)	(126,776)	(757,183)	(11,564)	(1,140,198)	0.0
HB 20-1395 End WORK Act grants	(6,600,000)	(3,300,000)	0	(3,300,000)	0	(2.0)
HB 20-1415 Whistleblower protection	270,153	0	270,153	0	0	2.5
HB 21-1290 Add'l fund. Just Transition	15,000,000	0	15,000,000	0	0	2.0
<b>TOTAL</b>	<b>\$280,701,603</b>	<b>\$18,494,327</b>	<b>\$96,509,312</b>	<b>\$6,388,200</b>	<b>\$159,309,764</b>	<b>1,292.7</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$280,701,603	\$18,494,327	\$96,509,312	\$6,388,200	\$159,309,764	1,292.7
Informational funds adjustment	18,579,418	0	0	0	18,579,418	0.0
Centrally appropriated line items	1,379,430	122,346	(234,154)	(75,054)	1,566,292	0.0
Annualize prior year budget actions	276,218	276,218	0	0	0	0.0
Wage theft enforcement	231,818	0	231,818	0	0	0.0
Office of Just Transition	208,273	208,273	0	0	0	1.5
Restore Veterans Service-to-Career Program funding	200,000	0	200,000	0	0	0.0
Community provider rate adjustment	153,321	153,321	0	0	0	0.0
Indirect cost adjustments	0	(111,780)	0	111,780	0	0.0
Annualize prior year legislation	(12,608,541)	501,562	(14,262,062)	11,567	1,140,392	4.7
<b>SB 21-205 Long Bill</b>	<b>\$289,121,540</b>	<b>\$19,644,267</b>	<b>\$82,444,914</b>	<b>\$6,436,493</b>	<b>\$180,595,866</b>	<b>1,298.9</b>
SB 21-039 Elim. subminimum wage	13,160	13,160	0	0	0	0.2
SB 21-087 Agricultural workers' rights	474,657	0	474,657	0	0	5.2
SB 21-131 Protect personal information	45,890	0	45,890	0	0	0.3
SB 21-233 CDLE UI division enterprise	75,000	75,000	0	0	0	0.0
SB 21-239 Human services referral	5,741	5,741	0	0	0	0.0
SB 21-246 Beneficial electrification	73,351	73,351	0	0	0	0.9
SB 21-251 GF loan family medical leave	1,500,000	0	1,500,000	0	0	6.0
HB 21-1007 State apprenticeship agency	485,249	485,249	0	0	0	3.1
HB 21-1149 Energy sector career path	90,048	0	90,048	0	0	1.3
HB 21-1194 Immigration legal defense	100,000	100,000	0	0	0	0.0
HB 21-1264 Funds workforce develop	60,000,000	0	60,000,000	0	0	0.0
<b>TOTAL</b>	<b>\$351,984,636</b>	<b>\$20,396,768</b>	<b>\$144,555,509</b>	<b>\$6,436,493</b>	<b>\$180,595,866</b>	<b>1,315.9</b>
<b>INCREASE/(DECREASE)</b>	<b>\$71,283,033</b>	<b>\$1,902,441</b>	<b>\$48,046,197</b>	<b>\$48,293</b>	<b>\$21,286,102</b>	<b>23.2</b>
Percentage Change	25.4%	10.3%	49.8%	0.8%	13.4%	1.8%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

House Bill 21-1290 (Additional Funding for Just Transition) transfers \$15,000,000 General Fund to cash funds administered by the Department of Labor and Employment and appropriates \$15,000,000 from these funds for FY 2020-21 for programs to assist workers and communities adversely affected by the closure of coal mines and coal fired power plants. Any amounts that are unexpended in FY 2020-21 may be rolled forward for expenditure in FY 2022-23 and FY 2023-24. For additional information, see *Appendix A, Recent Legislation*.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**INFORMATIONAL FUNDS ADJUSTMENT:** The appropriation includes adjustments to federal funds shown for informational purposes. Among other adjustments, the appropriation reflects increases for administration of the state's unemployment insurance programs, including funding for fraud detection, provided through federal stimulus legislation.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes the following adjustments to centrally appropriated line items.

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Salary survey	\$3,021,871	\$197,870	\$1,179,431	\$21,791	\$1,622,779	0.0
Health, life, and dental	542,446	105,049	141,047	26,469	269,881	0.0
Payment to risk management / property funds	102,401	2,048	30,721	0	69,632	0.0
Leased space	60,346	0	60,346	0	0	0.0
Statewide indirect cost recoveries	36,726	0	(38,571)	0	75,297	0.0
Capitol Complex leased space	4,639	0	4,639	0	0	0.0
Shift differential	1,656	0	0	0	1,656	0.0
Payments to OIT	(1,477,849)	(206,785)	(848,176)	(156,485)	(266,403)	0.0
ALJ	(479,756)	0	(479,756)	0	0	0.0
Legal services	(169,224)	(13,538)	(67,689)	0	(87,997)	0.0
CORE	(109,783)	0	(54,891)	0	(54,892)	0.0
Workers' compensation	(48,356)	(1,934)	(13,540)	0	(32,882)	0.0
PERA Direct Distribution	(41,823)	6,970	(37,020)	6,509	(18,282)	0.0
AED	(23,870)	17,394	(50,859)	13,146	(3,551)	0.0
SAED	(23,870)	17,394	(50,859)	13,146	(3,551)	0.0
Short-term disability	(9,142)	30	(4,732)	370	(4,810)	0.0
Vehicle lease payments	(6,982)	(2,152)	(4,245)	0	(585)	0.0
<b>TOTAL</b>	<b>\$1,379,430</b>	<b>\$122,346</b>	<b>(\$234,154)</b>	<b>(\$75,054)</b>	<b>\$1,566,292</b>	<b>0.0</b>

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes an increase of \$276,218 General Fund to eliminate the FY 2020-21 5.0 percent General Fund personal services reduction that was implemented through the Health, Life, Dental line item.

**WAGE THEFT ENFORCEMENT:** The appropriation includes an increase of \$231,818 cash funds spending authority from the Wage Theft Enforcement Fund. The funds will support the Labor Standards Unit in enforcement of Colorado labor law. This includes supporting an additional administrative position, producing wage law informational materials in additional languages, purchasing software licenses for recently hired staff, and increasing payments for legal services to defend challenges to agency rulings. The unit investigates an average of over 3,500 unpaid wage claims and responds to nearly 3,400 labor law inquiries annually.

**OFFICE OF JUST TRANSITION:** The appropriation adds \$208,273 General Fund and 1.5 FTE in FY 2021-22 and ongoing to support implementation of Colorado's Just Transition Plan, which was released December 31, 2020. The additional staff and funds will enable the Office of Just Transition to work with coal workers and communities across the State that are affected by the transition from coal-based power production by bringing the total appropriation for the Office to \$366,625 General Fund and 3.5 FTE. The Office expects to begin implementing the Just Transition Plan in late FY 2020-21, which will include developing a package of training, job search and relocation support services for workers transitioning from a coal-based economy, assisting affected communities in developing local transition programs, aligning and coordinating existing state programs to support local transition plans, and developing new financial resources for just transitions activities.

**RESTORE VETERANS SERVICE-TO-CAREER PROGRAM FUNDING:** The appropriation restores funding for the Veterans Service-to-Career Program from \$300,000 in FY 2020-21 to \$500,000 cash funds from the Marijuana Tax Cash Fund, a level similar to that approved when the program was reauthorized in H.B. 18-1343. This is a grant program to which workforce centers may apply to enhance services for veterans that are not available under the federal Workforce Innovation and Opportunity Act. Statute requires that when awarding grants the Department give preference to workforce centers that partner with nonprofit agencies that are integrated service and support centers for veterans and their families. Several of these nonprofit veterans "one stop" centers throughout the state have collaborated with local workforce centers to receive these grants.

**COMMUNITY PROVIDER RATE ADJUSTMENT:** The appropriation includes an increase of \$153,321 General Fund for the 2.5 percent common policy across-the-board increase for most community providers. In this department, this increase is for independent living centers.

**INDIRECT COST ADJUSTMENTS:** The appropriation includes an increase in statewide indirect cost assessments, which offset the need for General Fund otherwise required in this department. This is reflected as an increased appropriation of reappropriated funds and a decreased appropriation of General Fund.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes the following adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend PERA distribution	\$2,035,721	\$126,776	\$757,183	\$11,564	\$1,140,198	0.0
SB 19-196 Modification of procurement	294,900	294,900	0	0	0	4.4
HB 20-1153 Partnership for quality jobs	68,934	0	68,934	0	0	0.6
SB 19-085 Equal pay for equal work	44,570	44,570	0	0	0	0.9
SB 20-205 Sick leave for employees	35,293	35,293	0	0	0	0.8
SB 18-200 PERA unfunded liability	344	23	124	3	194	0.0
HB 21-1290 Add'l fund Just Transition	(15,000,000)	0	(15,000,000)	0	0	(2.0)
HB 19-1107 Employment Support and Job Retention Services Program	(65,000)	0	(65,000)	0	0	0.0
HB 20-1415 Whistleblower protection	(18,600)	0	(18,600)	0	0	0.0
HB 19-1210 Local government minimum wage	(4,703)	0	(4,703)	0	0	0.0
<b>TOTAL</b>	<b>(\$12,608,541)</b>	<b>\$501,562</b>	<b>(\$14,262,062)</b>	<b>\$11,567</b>	<b>\$1,140,392</b>	<b>4.7</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

# DEPARTMENT OF LAW

The Attorney General is one of five independently elected constitutional officers of the State, whose powers and duties are prescribed by the General Assembly. As the chief executive officer of the Department of Law, the Attorney General represents and defends the legal interests of the people of the State of Colorado, and serves as chief legal counsel and advisor to state government, its statewide elected officials, and its many state agencies, boards, and commissions.

The Attorney General also has primary authority for: enforcement of consumer protection and antitrust laws; prosecution of criminal appeals and some complex white-collar crimes; the statewide grand jury; training and certification of peace officers; and certain natural resource and environmental matters. The Attorney General and his staff also work concurrently with Colorado's 22 locally elected district attorneys and other local, state, and federal law enforcement authorities to carry out the criminal justice responsibilities and activities of the office.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund <sup>1</sup>	\$16,593,918	\$18,867,152	\$14,284,468	\$16,306,035
Cash Funds	17,747,080	17,688,477	19,459,500	19,976,690
Reappropriated Funds	47,855,062	53,606,154	55,459,431	65,007,133
Federal Funds	2,002,322	2,324,715	2,370,235	2,486,388
<b>TOTAL FUNDS</b>	<b>\$84,198,382</b>	<b>\$92,486,498</b>	<b>\$91,573,634</b>	<b>\$103,776,246</b>
Full Time Equiv. Staff	483.5	513.5	518.0	560.2

<sup>1</sup>Includes appropriations from the CARE subfund in the General Fund for FY 2019-20.

Funding for this department consists of 15.7 percent General Fund, 19.2 percent cash funds, 62.6 percent reappropriated funds, and 2.4 percent federal funds.

## APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

DEPARTMENT OF LAW						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$91,244,902	\$14,760,572	\$19,397,708	\$54,716,387	\$2,370,235	509.7
SB 20-028 Substance use disorder	74,620	0	0	74,620	0	0.4
SB 20-162 Fed family first policy	38,376	0	0	38,376	0	0.2
SB 20-200 CO secure savings program	63,960	0	0	63,960	0	0.3
SB 20-204 Protect air quality	10,660	0	0	10,660	0	0.0
SB 20-217 Law enforcement integrity	95,940	0	0	95,940	0	0.5
HB 20-1001 Nicotine product regulation	98,605	0	0	98,605	0	0.5
HB 20-1153 Quality jobs & services act	1,151,750	0	197,445	954,305	0	6.1
HB 20-1369 Reduce prosecution training	(150,000)	(150,000)	0	0	0	0.0
HB 20-1379 PERA direct distribution	(1,121,212)	(326,058)	(137,650)	(657,504)	0	0.0
HB 20-1415 Whistleblower public health	63,960	0	0	63,960	0	0.3
SB 21-046 Supplemental bill	2,073	(46)	1,997	122	0	0.0
<b>TOTAL</b>	<b>\$91,573,634</b>	<b>\$14,284,468</b>	<b>\$19,459,500</b>	<b>\$55,459,431</b>	<b>\$2,370,235</b>	<b>518.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$91,573,634	\$14,284,468	\$19,459,500	\$55,459,431	\$2,370,235	518.0
Centrally appropriated line items	4,783,046	946,646	1,254,459	2,458,350	123,591	0.0
Annualize prior year budget actions and legislation	1,469,086	398,717	(371,802)	1,448,378	(6,207)	12.1

DEPARTMENT OF LAW						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Implement patterns and practices investigations	323,921	323,921	0	0	0	1.8
Indirect cost assessment	249,026	(256,520)	(593,179)	1,099,956	(1,231)	0.0
Consumer Credit Unit affordable credit study	215,000	215,000	0	0	0	0.0
POST job task analysis	150,000	0	150,000	0	0	0.0
CDLE Wage theft enforcement	60,122	0	0	60,122	0	0.0
Technical adjustments	(135,963)	0	25,929	(161,892)	0	1.8
<b>SB 21-205 Long Bill</b>	<b>\$98,687,872</b>	<b>\$15,912,232</b>	<b>\$19,924,907</b>	<b>\$60,364,345</b>	<b>\$2,486,388</b>	<b>533.7</b>
SB 21-021 Audiology interstate compact	17,014	0	0	17,014	0	0.1
SB 21-056 School cannabis medicine	15,419	0	0	15,419	0	0.1
SB 21-082 Alcohol and festivals	10,634	0	0	10,634	0	0.1
SB 21-087 Agricultural workers' rights	38,282	0	0	38,282	0	0.2
SB 21-088 Child sex abuse act	1,137,838	0	0	1,137,838	0	5.9
SB 21-103 Off. of consumer counsel	159,510	0	0	159,510	0	0.8
SB 21-108 PUC gas utility safety	53,170	0	0	53,170	0	0.3
SB 21-126 Credentialing physicians	21,268	0	0	21,268	0	0.1
SB 21-146 Improve prison outcomes	30,307	0	0	30,307	0	0.2
SB 21-148 Financial empowerment off.	204,028	204,028	0	0	0	1.8
SB 21-175 Rx drug affordability board	382,824	0	0	382,824	0	2.0
SB 21-248 Loan program for agriculture	165,890	0	0	165,890	0	0.9
SB 21-251 Family med. leave prog. loan	105,878	0	0	105,878	0	0.6
SB 21-260 Transportation system	504,583	0	0	504,583	0	2.6
SB 21-264 Reduce util. greenhouse gas	21,268	0	0	21,268	0	0.1
HB 21-1007 State apprenticeship agency	85,072	0	0	85,072	0	0.4
HB 21-1122 First responders & disabled	39,775	39,775	0	0	0	0.5
HB 21-1189 Regulate air toxics	12,761	0	0	12,761	0	0.1
HB 21-1195 Radon professionals	15,951	0	0	15,951	0	0.1
HB 21-1232 Health benefit plan option	212,680	0	0	212,680	0	1.1
HB 21-1233 Cons. easement tax credits	143,559	0	0	143,559	0	0.9
HB 21-1250 Law enforcement account.	582,742	0	0	582,742	0	3.0
HB 21-1266 Environmental justice	382,680	0	0	382,680	0	2.0
HB 21-1280 Pre-trial detention reform	300,000	150,000	0	150,000	0	0.0
HB 21-1282 Regulate mortgage servicers	51,783	0	51,783	0	0	0.5
HB 21-1301 Cannabis outdoor cultiv.	53,170	0	0	53,170	0	0.3
HB 21-1304 Early childhood system	191,412	0	0	191,412	0	1.0
HB 21-1306 Postsecondary institutions	53,170	0	0	53,170	0	0.3
HB 21-1317 Marijuana concentrates	95,706	0	0	95,706	0	0.5
<b>TOTAL</b>	<b>\$103,776,246</b>	<b>\$16,306,035</b>	<b>\$19,976,690</b>	<b>\$65,007,133</b>	<b>\$2,486,388</b>	<b>560.2</b>
<b>INCREASE/(DECREASE)</b>	<b>\$12,202,612</b>	<b>\$2,021,567</b>	<b>\$517,190</b>	<b>\$9,547,702</b>	<b>\$116,153</b>	<b>42.2</b>
Percentage Change	13.3%	14.2%	2.7%	17.2%	4.9%	8.1%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

House Bill 21-046 modifies the FY 2020-21 to make a technical correction to the H.B. 20-1379 appropriation clause. This clause resulted in a FY 2020-21 General Fund appropriation to the PERA Direct Distribution line item of less than zero. Correcting this error requires an increase of \$2,073 total funds, comprised of a reduction of \$46 General Fund and increases of \$1,997 cash funds and \$122 reappropriated funds. Changes also include a net-zero correction to the Long Bill letternote on the cash fund appropriation to the Consumer Credit Unit line item to reflect funds associated with the annualization of S.B. 19-002 (Regulation of Student Loan Servicers) that were approved by Committee but inadvertently omitted from the 2020 Long Bill in FY 2020-21.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes an increase of \$4.8 million total funds, including \$0.9 million General Fund, for adjustments to centrally appropriated line items for the following: state

contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; salary survey; workers' compensation; legal services; administrative law judges; payment to risk management and property funds; Ralph L. Carr Colorado Judicial Center leased space; payments to the Governor's Office of Information Technology (OIT); and CORE operations.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS AND LEGISLATION:** The appropriation includes adjustments related to prior year budget actions and legislation, which are summarized in the following table:

ANNUALIZE PRIOR YEAR BUDGET ACTIONS AND LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1153 Partnership for CO jobs	\$1,111,623	\$0	(\$219,609)	\$1,331,232	\$0	7.0
HB 20-1360 Long Bill	400,000	400,000	0	0	0	4.0
HB 20-1001 Nicotine produce regulation	204,672	0	0	204,672	0	1.1
HB 20-1369 Reduce Prosecution Training	150,000	150,000	0	0	0	0.0
SB 20-204 Protect Air Q. Whistleblowers	50,102	0	0	50,102	0	0.3
SB 18-200 PERA unfunded liability	16,553	5,420	1,885	8,818	430	0.0
HB 20-1360 Attorney reg. and CLE	9,452	(10,308)	6,128	13,632	0	0.0
HB 20-1360 PERA DD technical	0	0	0	0	0	0.0
HB 20-1360 IT asset maintenance	(234,530)	(120,641)	(10,752)	(96,500)	(6,637)	0.0
FY 20-21 BA1 Post job task analysis	(150,000)	0	(150,000)	0	0	0.0
SB 20-200 Secure Savings Program	(42,638)	0	0	(42,638)	0	(0.2)
FY 20-21 GF HLD reduction	(24,418)	(25,344)	546	380	0	0.1
SB 20-028 Substance Use Rec. Disorder	(10,660)	0	0	(10,660)	0	(0.1)
SB 20-162 Fed Family First program	(10,660)	0	0	(10,660)	0	(0.1)
SB 18-200 JBC January action	(410)	(410)	0	0	0	0.0
<b>TOTAL</b>	<b>\$1,469,086</b>	<b>\$398,717</b>	<b>(\$371,802)</b>	<b>\$1,448,378</b>	<b>(\$6,207)</b>	<b>12.1</b>

**IMPLEMENT PATTERNS AND PRACTICES INVESTIGATIONS:** The appropriation includes an increase of \$323,921 General Fund and 1.8 FTE for the Department to dedicate more resources to fulfilling statutory obligations to perform patterns and practices investigations as outlined in S.B. 20-217 (Concerning Measures to Enhance Law Enforcement Integrity). Between the bill's enactment and January 15, 2021, fourteen attorneys and paralegals have dedicated at least 2,291 staff hours to these investigations, exceeding the Department's appropriation that supports 0.5 FTE in FY 2020-21.

**INDIRECT COST ASSESSMENT:** The appropriation includes adjustments based on the Department's indirect cost assessment plan. The adjustments reduce the General Fund required by the Department by \$256,520.

**CONSUMER CREDIT UNIT AFFORDABLE CREDIT STUDY:** The appropriation includes \$215,000 General Fund for the Consumer Credit Unit to study access to affordable credit.

**POST JOB TASK ANALYSIS:** The appropriation includes \$150,000 cash funds from the P.O.S.T. Board Cash Fund in FY 2021-22 to conduct a Job Task Analysis (JTA) for Colorado peace officers.

**CDLE WAGE THEFT ENFORCEMENT:** The appropriation includes \$60,122 reappropriated funds to increase the appropriation for legal services for the Department of Labor and Employment related to investigating and prosecuting wage theft claims.

**TECHNICAL ADJUSTMENTS:** The appropriation includes technical adjustments to account for changes to items funded from continuously appropriated fund sources related to the legal services to state agencies appropriations.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

# LEGISLATIVE BRANCH

The Legislative Branch includes the elected members of the House of Representatives and the Senate, and the necessary staff to support these legislators in their duties and responsibilities. The staff include those assigned to the House and the Senate, and those employed by the following legislative service agencies:

- Office of the State Auditor;
- Joint Budget Committee Staff;
- Legislative Council Staff; and
- Office of Legislative Legal Services.

The legislative service agency staff are full-time nonpartisan professionals. The House and the Senate employ both partisan and nonpartisan staff, and many of these staff serve only when the General Assembly is in session.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund	\$50,287,893	\$55,197,745	\$53,636,489	\$59,667,762
Cash Funds	470,869	90,000	90,000	311,958
Reappropriated Funds	1,087,079	1,365,918	1,145,622	1,431,239
Federal Funds	0	0	0	0
<b>TOTAL FUNDS</b>	<b>\$51,845,841</b>	<b>\$56,653,663</b>	<b>\$54,872,111</b>	<b>\$61,410,959</b>
Full Time Equiv. Staff	290.0	306.9	306.5	386.3

Funding for this department consists of 97.2 percent General Fund, 0.5 percent cash funds, and 2.3 percent reappropriated funds.

## APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

LEGISLATIVE DEPARTMENT						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$4,990,689	\$4,990,689	\$0	\$0	\$0	0.0
HB 20-1345 Legislative appropriation bill	50,778,612	49,542,990	90,000	1,145,622	0	306.6
SB 20-214 Suspend interim committees	(100,867)	(100,867)	0	0	0	0.0
SB 20-220 Freeze legislator per diem	(81,162)	(81,162)	0	0	0	0.0
HB 20-1379 Suspend PERA distribution	(660,409)	(660,409)	0	0	0	0.0
HB 20-1416 Initiated measures summary	(7,865)	(7,865)	0	0	0	(0.1)
HB 20-1423 Freeze legislator salaries	(46,887)	(46,887)	0	0	0	0.0
<b>TOTAL</b>	<b>\$54,872,111</b>	<b>\$53,636,489</b>	<b>\$90,000</b>	<b>\$1,145,622</b>	<b>\$0</b>	<b>306.5</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$54,872,111	\$53,636,489	\$90,000	\$1,145,622	\$0	306.5
Personnel and operating adjustments	1,918,926	1,883,309	0	35,617	0	7.3
Annualize prior year budget actions	1,370,444	1,370,444	0	0	0	0.0
Centrally appropriated line items	801,528	801,528	0	0	0	0.0
Annualize prior year legislation	747,558	747,558	0	0	0	0.0
Cost of living analysis	250,000	0	0	250,000	0	0.0
<b>Long Bill and Legislative appropriation bill</b>	<b>\$59,960,567</b>	<b>\$58,439,328</b>	<b>\$90,000</b>	<b>\$1,431,239</b>	<b>\$0</b>	<b>313.8</b>
SB 21-205 Long Bill	5,659,168	5,409,168	0	250,000	0	1.0
SB 21-196 Legislative appropriation bill	54,301,399	53,030,160	90,000	1,181,239	0	312.8
SB 21-137 Behavioral health recovery act	50,000	50,000	0	0	0	0.0
SB 21-237 Colorado forest health council	668	668	0	0	0	0.0

LEGISLATIVE DEPARTMENT						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 21-244 Legislative aide health benefits	617,348	617,348	0	0	0	70.0
SB 21-284 Evidence-based evaluations	41,245	41,245	0	0	0	0.3
SB 21-291 Economic recovery and relief	21,958	0	21,958	0	0	0.2
HB 21-1077 Tax policy oversight committee	108,383	108,383	0	0	0	1.4
HB 21-1171 Kidney disease task force	1,882	1,882	0	0	0	0.0
HB 21-1248 Colorado children's trust fund	890	890	0	0	0	0.0
HB 21-1294 K12 account. system audit	300,000	300,000	0	0	0	0.0
HB 21-1321 Ballot measure transparency	7,865	7,865	0	0	0	0.1
HB 21-1325 K12 finance interim committee	100,153	100,153	0	0	0	0.5
HB 21-1329 ARPA funds for housing	200,000	0	200,000	0	0	0.0
<b>TOTAL</b>	<b>\$61,410,959</b>	<b>\$59,667,762</b>	<b>\$311,958</b>	<b>\$1,431,239</b>	<b>\$0</b>	<b>386.3</b>
<b>INCREASE/(DECREASE)</b>	<b>\$6,538,848</b>	<b>\$6,031,273</b>	<b>\$221,958</b>	<b>\$285,617</b>	<b>\$0</b>	<b>79.8</b>
Percentage Change	11.9%	11.2%	246.6%	24.9%	n/a	26.0%

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**PERSONNEL AND OPERATING ADJUSTMENTS:** The appropriation includes a net increase of \$1,918,926 total funds, including \$1,883,309 General Fund and \$35,617 reappropriated funds, and 7.3 FTE for a variety of personnel and operating expense changes. Of this amount, \$1,842,664 and 6.3 FTE were included in the legislative appropriation bill and \$76,262 and 1.0 FTE were included in the Long Bill.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes \$1,370,444 General Fund to restore a one-time 5.0 percent personal service base reduction that was implemented for FY 2020-21.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes a total of \$801,528 General Fund for the following adjustments to centrally appropriated line items: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; salary survey; workers' compensation; legal services; payment to risk management and property funds; Capitol complex leased space; payments to the Governor's Office of Information Technology (OIT); and CORE operations. Of this amount, \$459,349 was included in the legislative appropriation bill for expenses associated with legislative agency personnel and \$342,179 was included in the Long Bill for services provided by other agencies.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$747,558 General Fund to restore funding for the PERA direct distribution payment, which was suspended for one year pursuant to H.B. 20-1379.

**COST OF LIVING ANALYSIS:** The appropriation includes \$250,000 reappropriated funds for Legislative Council Staff to certify the cost of living factor for each school district as required by Section 22-54-104 (5)(c)(III)(A), C.R.S. The cost of living study conducted during the 2021 interim will determine school district cost-of-living factors for FYs 2021-22 and 2022-23.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.



# DEPARTMENT OF LOCAL AFFAIRS

The Department of Local Affairs (DOLA) is responsible for building community and local government capacity by providing training, technical, and financial assistance to local governments. The Department's budget is comprised of four sections: the Executive Director's Office, Property Taxation, the Division of Housing, and the Division of Local Government.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund <sup>1</sup>	\$37,800,724	\$48,817,338	\$71,570,750	\$57,130,354
Cash Funds	186,097,459	205,682,582	207,250,550	315,922,406
Reappropriated Funds	12,147,248	12,565,874	15,178,663	16,384,956
Federal Funds	81,813,401	82,055,371	81,957,100	82,158,291
<b>TOTAL FUNDS</b>	<b>\$317,858,832</b>	<b>\$349,121,165</b>	<b>\$375,957,063</b>	<b>\$471,596,007</b>
Full Time Equiv. Staff	181.1	189.7	201.5	205.5

<sup>1</sup> Includes General Fund Exempt.

Funding for this department consists of 12.1 percent General Fund, 67.0 percent cash funds, 3.5 percent reappropriated funds, and 17.4 percent federal funds.

## APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

DEPARTMENT OF LOCAL AFFAIRS						
	TOTAL FUNDS	GENERAL FUND <sup>1,2</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$337,148,712	\$41,432,649	\$200,338,105	\$13,420,858	\$81,957,100	199.8
HB 20-1019 Prison pop reduction mgmt	250,000	250,000	0	0	0	0.0
HB 20-1095 Local govts water elements	26,215	26,215	0	0	0	0.5
HB 20-1371 Delay substance use servs grant	(1,866,208)	(1,866,208)	0	0	0	(0.9)
HB 20-1379 Suspend PERA dir distrib	(323,311)	(161,219)	(44,897)	(117,195)	0	0.0
HB 20-1399 Suspend lim gaming transfers	(1,542,658)	1,875,000	(5,292,658)	1,875,000	0	0.0
SB 20B-001 COVID-19 relief small bus	37,000,000	37,000,000	0	0	0	2.1
SB 21-205 Long Bill	14,313	14,313	0	0	0	0.0
SB 21-252 Community revitalization grant	(7,000,000)	(7,000,000)	0	0	0	0.0
HB 21-1253 Renewable clean energy projects	5,000,000	0	5,000,000	0	0	0.0
HB 21-1289 Fund broadband deployment	5,000,000	0	5,000,000	0	0	0.0
HB 21-1326 General fund outdoor rec	2,250,000	0	2,250,000	0	0	0.0
<b>TOTAL</b>	<b>\$375,957,063</b>	<b>\$71,570,750</b>	<b>\$207,250,550</b>	<b>\$15,178,663</b>	<b>\$81,957,100</b>	<b>201.5</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$375,957,063	\$71,570,750	\$207,250,550	\$15,178,663	\$81,957,100	201.5
Annualize prior year budget actions	6,230,546	2,467,850	3,750,000	12,696	0	0.0
Centrally appropriated line items	695,747	(64,286)	351,027	183,887	225,119	0.0
Mobile Home Park Act informational line item	505,540	0	505,540	0	0	4.8
Indirect cost assessment	369,646	0	94,461	299,143	(23,958)	0.0
Law Enforcement Community Services Grant Program	200,000	0	200,000	0	0	0.0
Annualize prior year legislation	(41,308,351)	(29,585,643)	(12,205,085)	482,347	30	(1.4)
Technical adjustments	(25,628,175)	67,692	(24,924,087)	(771,780)	0	(2.4)
Gray & Black Market Marijuana Enforcement restructure	(4,000,000)	0	(4,000,000)	0	0	0.0
Defense Counsel on First Appearance Grant Program realignment	(687,625)	(687,625)	0	0	0	0.0

DEPARTMENT OF LOCAL AFFAIRS						
	TOTAL FUNDS	GENERAL FUND <sup>1,2</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Refinance Firefighter Heart and Circulatory Malfunction Benefits	(150,000)	(150,000)	0	0	0	0.0
Personal services reductions	(124,658)	(124,658)	0	0	0	(1.0)
<b>SB 21-205 Long Bill</b>	<b>\$312,059,733</b>	<b>\$43,494,080</b>	<b>\$171,022,406</b>	<b>\$15,384,956</b>	<b>\$82,158,291</b>	<b>201.5</b>
SB 21-032 Mobile veterans-support unit	229,070	229,070	0	0	0	0.6
SB 21-204 REDI funding	5,000,000	5,000,000	0	0	0	0.0
SB 21-252 Community revitalization grant	7,000,000	7,000,000	0	0	0	0.0
HB 21-1028 Annual report aff housing	18,704	18,704	0	0	0	0.3
HB 21-1030 Exp peace officers mental health	2,000,000	1,000,000	0	1,000,000	0	0.5
HB 21-1250 Law enforcement account	250,000	250,000	0	0	0	0.0
HB 21-1271 Affordable housing strategies	46,400,000	0	46,400,000	0	0	2.6
HB 21-1312 Ins prem prop sales sev tax	138,500	138,500	0	0	0	0.0
HB 21-1329 ARPA invest affordable housing	98,500,000	0	98,500,000	0	0	0.0
<b>TOTAL</b>	<b>\$471,596,007</b>	<b>\$57,130,354</b>	<b>\$315,922,406</b>	<b>\$16,384,956</b>	<b>\$82,158,291</b>	<b>205.5</b>
<b>INCREASE/(DECREASE)</b>	<b>\$95,638,944</b>	<b>(\$14,440,396)</b>	<b>\$108,671,856</b>	<b>\$1,206,293</b>	<b>\$201,191</b>	<b>4.0</b>
Percentage Change	25.4%	(20.2%)	52.4%	7.9%	0.2%	2.0%

<sup>1</sup> Includes General Fund Exempt.

<sup>2</sup> Includes \$4,375,000 in FY 2020-21 and \$4,442,692 in FY 2021-22 that is not subject to the statutory restriction on state General Fund appropriations pursuant to Section 24-75-201.1, C.R.S.

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-205 (Long Bill) modifies the FY 2020-21 appropriation to add \$14,313 General Fund for mid-year adjustments for vehicle lease payments.

Senate Bill 21-252 (Community Revitalization Grant Program) modifies the FY 2020-21 appropriation to reduce the appropriation for relief to small businesses by \$7.0 million General Fund.

House Bill 21-1253 (Renewable and Clean Energy Project Grants) increases the FY 2020-21 appropriation by \$5.0 million cash funds from the Local Government Severance Tax Fund. The bill also transfers \$5.0 million from the General Fund to the Local Government Severance Tax Fund.

House Bill 21-1289 (Funding for Broadband Deployment) increases the FY 2020-21 appropriation by \$5.0 million cash funds from the Interconnectivity Grant Program Fund that originates as federal Coronavirus State Fiscal Recovery Funds authorized by the American Rescue Plan Act of 2021 for the Interconnectivity Grant Program.

House Bill 21-1326 (FY 2020-21 General Fund Transfer Support Department of Natural Resources Programs) increases the FY 2020-21 appropriation by \$2,250,000 cash funds from the Search and Rescue Fund to support backcountry search and rescue efforts.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes a net increase of \$6,230,546 total funds for out-year impacts of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Gray & Black Market Marijuana reduction	\$4,000,000	\$0	\$4,000,000	\$0	\$0	0.0
Crime Prevention Initiative Grants reduction	1,000,000	1,000,000	0	0	0	0.0
Defense Counsel on First Appearance Grants reduction	997,145	997,145	0	0	0	0.0
FY 2020-21 GF HLD reduction	235,018	235,018	0	0	0	0.0
FY 2019-20 HCPF Community Living	12,696	0	0	12,696	0	0.0

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Firefighter Benefits funds adjustment	0	250,000	(250,000)	0	0	0.0
FY 2019-20 Fleet adjustment	(14,313)	(14,313)	0	0	0	0.0
<b>TOTAL</b>	<b>\$6,230,546</b>	<b>\$2,467,850</b>	<b>\$3,750,000</b>	<b>\$12,696</b>	<b>\$0</b>	<b>0.0</b>

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items for the following:

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Salary survey	\$511,033	\$149,561	\$65,629	\$188,279	\$107,564	0.0
Payments to OIT	192,887	34,063	69,034	78,618	11,172	0.0
Capitol Complex leased space	73,014	23,145	11,648	20,635	17,586	0.0
Health, life, and dental	60,612	12,626	3,932	24,513	19,541	0.0
Payment to risk management / property funds	33,355	11,799	7,044	14,512	0	0.0
PERA direct distribution	21,841	(60,204)	(572)	9,968	72,649	0.0
Vehicle lease payments	20,662	18,559	0	2,103	0	0.0
AED	12,129	1,767	(5,844)	8,681	7,525	0.0
SAED	12,129	1,767	(5,844)	8,681	7,525	0.0
ALJ services	810	0	810	0	0	0.0
Short-term disability	209	61	27	77	44	0.0
Legal services	(150,079)	(231,100)	221,021	(140,000)	0	0.0
CORE	(83,374)	(23,011)	(13,737)	(28,296)	(18,330)	0.0
Workers' compensation	(7,952)	(2,813)	(1,679)	(3,460)	0	0.0
Short-term disability	(1,529)	(506)	(442)	(424)	(157)	0.0
<b>TOTAL</b>	<b>\$695,747</b>	<b>(\$64,286)</b>	<b>\$351,027</b>	<b>\$183,887</b>	<b>\$225,119</b>	<b>0.0</b>

**MOBILE HOME PARK ACT INFORMATIONAL LINE ITEM:** The appropriation includes a new line item to reflect estimated expenditures of \$505,540 from the Mobile Home Dispute Resolution and Enforcement Program Fund that was created pursuant to H.B. 19-1309 (Mobile Home Park Act Oversight) and is continuously appropriated.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase to the Department's indirect cost assessment.

**LAW ENFORCEMENT COMMUNITY SERVICES GRANT PROGRAM:** The appropriation includes an ongoing increase of \$200,000 cash funds from the Law Enforcement Community Services (LECS) Grant Program Fund to begin making grants.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 21-252 Community revitalization grant program	\$7,000,000	\$7,000,000	\$0	\$0	\$0	0.0
HB 18-1326 Transition from institutional settings	552,840	552,840	0	0	0	0.0
HB 19-1245 Aff housing vendor fee changes	365,097	0	0	365,097	0	1.7
HB 20-1379 Suspend PERA direct distribution	323,311	161,219	44,897	117,195	0	0.0
HB 20-1095 Water elements local govt plans	36,240	36,240	0	0	0	0.5
SB 18-200 PERA unfunded liability	145	42	18	55	30	0.0
SB 20B-001 COVID-19 relief small bus	(37,000,000)	(37,000,000)	0	0	0	(2.1)
HB 21-1253 Renewable clean energy projects	(5,000,000)	0	(5,000,000)	0	0	0.0
HB 21-1289 Fund broadband deployment	(5,000,000)	0	(5,000,000)	0	0	0.0
HB 21-1326 General fund outdoor rec	(2,250,000)	0	(2,250,000)	0	0	0.0
HB 20-1019 Prison population reduction	(250,000)	(250,000)	0	0	0	0.0
HB 19-1239 Census outreach grant program	(85,984)	(85,984)	0	0	0	(1.5)

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>TOTAL</b>	<b>(\$41,308,351)</b>	<b>(\$29,585,643)</b>	<b>(\$12,205,085)</b>	<b>\$482,347</b>	<b>\$30</b>	<b>(1.4)</b>

**TECHNICAL ADJUSTMENTS:** The appropriation includes technical adjustments to informational appropriations and other technical cleanup adjustments as detailed in the following table.

TECHNICAL ADJUSTMENTS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Conservation Trust Fund	\$8,075,913	\$0	\$8,075,913	\$0	\$0	0.0
Annual firefighter benefits cleanup	67,692	67,692	0	0	0	0.0
Reappropriated fund cleanup	18,734	0	0	18,734	0	0.0
Informational funds adjustment	(33,000,000)	0	(33,000,000)	0	0	0.0
Reappropriated cost adjustment	(790,514)	0	0	(790,514)	0	(2.4)
<b>TOTAL</b>	<b>(\$25,628,175)</b>	<b>\$67,692</b>	<b>(\$24,924,087)</b>	<b>(\$771,780)</b>	<b>\$0</b>	<b>(2.4)</b>

**GRAY & BLACK MARKET MARIJUANA ENFORCEMENT RESTRUCTURE:** The appropriation includes a one-time reduction of \$4.0 million Marijuana Tax Cash Fund to the Gray & Black Market Marijuana Enforcement Grant Program. The Program provides grants to local governments, law enforcement agencies, and district attorneys to assist with the enforcement of unlicensed and illegal marijuana cultivation and related crimes.

**DEFENSE COUNSEL ON FIRST APPEARANCE GRANT PROGRAM REALIGNMENT:** The appropriation includes a one-time reduction of \$687,625 General Fund for the Defense Counsel on First Appearance (DCFA) Grant Program, for a total FY 2021-22 appropriation of \$1,309,520. This program was established by H.B. 18-1353 (Defense Counsel in Municipal Court Grant Program) to reimburse local governments for costs associated with the provision of defense counsel to defendants making their first appearances in municipal courts.

**REFINANCE FIREFIGHTER HEART AND CIRCULATORY MALFUNCTION BENEFITS:** The appropriation includes a one-time reduction of \$150,000 General Fund to the Firefighter Heart and Circulatory Malfunction Benefits line item, with a corresponding amount spent from the program's fund balance.

**PERSONAL SERVICES REDUCTIONS:** The appropriation includes ongoing personal services reductions of \$49,658 General Fund and 1.0 FTE in the Property Taxation Division and \$75,000 General Fund in the Division of Housing, Community and Non-Profit Services subdivision. The Property Tax position is a high-turnover role that is currently vacant; duties associated with this position have been absorbed elsewhere. The Division of Housing reduction comes from a series of cost savings identified throughout the Community and Non-Profit Services subdivision.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

# DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

The Department of Military and Veterans Affairs has approximately 5,500 Army and Air National Guard members trained and ready for federal active duty abroad and for preserving life and property during natural disasters and civil emergencies at home in Colorado.

The Department maintains the equipment and facilities for the state military forces; provides for safekeeping of the public arms, military records, relics and banners of the state; assists veterans and National Guard members with benefits claims; maintains the Western Slope Veterans' Cemetery and the Grand Junction Veterans' One-stop Center; supports the Civil Air Patrol, Colorado Wing; and assists in fighting the spread of drug trafficking and abuse.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund	\$11,206,594	\$11,856,255	\$10,350,429	\$11,766,152
Cash Funds	1,203,530	1,470,429	1,641,694	1,663,652
Reappropriated Funds	0	4,143	163,167	124,920
Federal Funds	219,710,038	118,388,018	120,147,532	125,096,869
<b>TOTAL FUNDS</b>	<b>\$232,120,162</b>	<b>\$131,718,845</b>	<b>\$132,302,822</b>	<b>\$138,651,593</b>
Full Time Equiv. Staff	1,407.5	2,579.1	2,534.6	2,515.9

Funding for this department consists of 8.5 percent General Fund, 1.2 percent cash funds, 0.1 percent reappropriated funds, and 90.2 percent federal funds.

## APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$132,612,501	\$10,666,526	\$1,645,234	\$163,167	\$120,137,574	2,534.6
HB 20-1379 PERA direct distribution	(238,282)	(234,742)	(3,540)	0	0	0.0
HB 20-1398 Suspend ADLEP	(87,994)	(87,994)	0	0	0	0.0
SB 21-205 Long Bill	16,597	6,639	0	0	9,958	0.0
<b>TOTAL</b>	<b>\$132,302,822</b>	<b>\$10,350,429</b>	<b>\$1,641,694</b>	<b>\$163,167</b>	<b>\$120,147,532</b>	<b>2,534.6</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$132,302,822	\$10,350,429	\$1,641,694	\$163,167	\$120,147,532	2,534.6
Informational funds adjustment	4,800,000	0	0	0	4,800,000	(19.0)
Centrally appropriated line items	1,094,548	928,203	17,042	0	149,303	0.0
Annualize prior year budget action	787,551	625,106	157,862	4,583	0	1.0
Annualize prior year legislation	326,335	322,760	3,541	0	34	0.0
Common policy provider rate adjustment	31,118	31,118	0	0	0	0.0
Indirect cost assessment	596	0	596	0	0	0.0
National Guard tuition assistance	(425,000)	(425,000)	0	0	0	0.0
Veterans Trust Fund revenue adjustment	(182,083)	0	(182,083)	0	0	0.0
Reductions for DMVA	(97,394)	(97,394)	0	0	0	(1.0)
Western Region One Source Center adjustment	(17,830)	0	25,000	(42,830)	0	0.0
<b>SB 21-205 Long Bill</b>	<b>\$138,620,663</b>	<b>\$11,735,222</b>	<b>\$1,663,652</b>	<b>\$124,920</b>	<b>\$125,096,869</b>	<b>2,515.6</b>
SB 21-015 Funeral services stipend	30,930	30,930	0	0	0	0.3

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>TOTAL</b>	<b>\$138,651,593</b>	<b>\$11,766,152</b>	<b>\$1,663,652</b>	<b>\$124,920</b>	<b>\$125,096,869</b>	<b>2,515.9</b>
<b>INCREASE/(DECREASE)</b>	\$6,348,771	\$1,415,723	\$21,958	(\$38,247)	\$4,949,337	(18.7)
Percentage Change	4.8%	13.7%	1.3%	(23.4%)	4.1%	(0.7%)

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-205 includes an increase of \$16,597 total funds to the FY 2020-21 appropriation for vehicle lease payments.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**INFORMATIONAL FUNDS ADJUSTMENT:** The appropriation includes an increase of \$4.8 million federal funds and a decrease of 19.0 FTE reflected in the Long Bill for informational purposes only. Estimates are based on recent-year spending and related information provided by the Department.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to the following centrally appropriated line items: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; PERA direct distributions; shift differential; workers' compensation; legal services; administrative law judges; payment to risk management and property funds; vehicle lease payments; Capitol complex leased space; payments to the Governor's Office of Information Technology (OIT); and CORE operations.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments of \$815,828 total funds for out-year impacts of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 Restore tuition reduction	\$425,000	\$425,000	\$0	\$0	\$0	0.0
FY 20-21 Restore GF HLD reduction	200,106	200,106	0	0	0	0.0
FY 20-21 WROS refinance	157,862	0	157,862	0	0	0.0
FY 20-21 WROS administration	4,583	0	0	4,583	0	1.0
<b>TOTAL</b>	<b>\$787,551</b>	<b>\$625,106</b>	<b>\$157,862</b>	<b>\$4,583</b>	<b>\$0</b>	<b>1.0</b>

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$326,335 total funds for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 PERA direct distribution	\$238,282	\$234,742	\$3,540	\$0	\$0	0.0
HB 20-1398 Suspend ADLEP	87,994	87,994	0	0	0	0.0
SB 18-200 PERA unfunded liability	59	24	1	0	34	0.0
<b>TOTAL</b>	<b>\$326,335</b>	<b>\$322,760</b>	<b>\$3,541</b>	<b>\$0</b>	<b>\$34</b>	<b>0.0</b>

**COMMON POLICY PROVIDER RATE ADJUSTMENT:** The appropriation includes an increase of \$31,118 General Fund to reflect the impact of a 2.5 percent common policy provider rate increase for County Veterans Service Officer payments.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase to the Department's indirect cost assessment.

**NATIONAL GUARD TUITION ASSISTANCE:** The appropriation includes a \$425,000 General Fund reduction to the appropriation to the National Guard Tuition Assistance Fund for an anticipated decrease in demand for the program.

**VETERANS TRUST FUND REVENUE ADJUSTMENT:** The appropriation includes a decrease of \$182,083 cash fund spending authority from the Veterans Trust Fund based on the net impact of the Legislative Council FY 2021-22 Tobacco Master Settlement revenue projection and the projected interest earnings on amounts in the Trust Fund.

**REDUCTIONS FOR DMVA:** The appropriation includes a reduction of \$97,394 General Fund to reflect the elimination of one director position in the Division of Veterans Affairs.

**WESTERN REGION ONE SOURCE CENTER ADJUSTMENT:** The appropriation includes a decrease of \$17,830 total funds for adjustments to appropriations to the Grand Junction Veterans One-stop Center (known as the Western Region One Source) and the Veterans Trust Fund to reflect new tenants at the Center. In FY 2020-21, the Board of Veterans Affairs awarded reappropriated funds from the Veterans Trust Fund when rental revenues were not sufficient to cover costs for the Center. The adjustments reflect a decrease in reappropriated funds from the Veterans Trust Fund as well as an increase in cash funds for anticipated rental revenue.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

---

# DEPARTMENT OF NATURAL RESOURCES

The Department of Natural Resources (DNR) is responsible for developing, protecting, and enhancing Colorado's natural resources for the use and enjoyment of present and future residents and visitors. The Department is comprised of the following divisions: the Executive Director's Office, including the Colorado Avalanche Information Center; the Division of Reclamation, Mining, and Safety; the Oil and Gas Conservation Commission; the State Board of Land Commissioners; the Division of Parks and Wildlife; the Colorado Water Conservation Board; and the Division of Water Resources.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund	\$32,005,418	\$42,671,491	\$32,699,083	\$37,335,479
Cash Funds	238,857,665	260,232,426	337,059,811	262,297,967
Reappropriated Funds	7,933,687	7,523,560	7,170,362	7,540,179
Federal Funds	26,568,474	26,609,004	26,658,934	26,881,264
<b>TOTAL FUNDS</b>	<b>\$305,365,244</b>	<b>\$337,036,481</b>	<b>\$403,588,190</b>	<b>\$334,054,889</b>
Full Time Equiv. Staff	1,464.5	1,495.9	1,528.9	1,522.4

Funding for the Department of Natural Resources consists of 11.2 percent General Fund, 78.5 percent cash funds, 2.3 percent reappropriated funds, and 8.0 percent federal funds.

## APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

DEPARTMENT OF NATURAL RESOURCES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$308,568,368	\$33,219,716	\$241,432,970	\$7,256,748	\$26,658,934	1,511.9
HB 20-1153 Quality jobs & services	25,904	0	25,904	0	0	0.0
HB 20-1379 Suspend PERA distribution	(2,936,082)	(520,633)	(2,329,063)	(86,386)	0	0.0
HB 20-1403 CWCBC projects	26,180,000	0	26,180,000	0	0	0.0
SB 21-054 Wildfire mitigation & response	4,000,000	0	4,000,000	0	0	0.0
SB 21-240 Watershed restoration	30,000,000	0	30,000,000	0	0	0.0
HB 21-1260 General fund water plan	15,000,000	0	15,000,000	0	0	0.0
HB 21-1326 General fund outdoor rec	22,750,000	0	22,750,000	0	0	17.0
<b>TOTAL</b>	<b>\$403,588,190</b>	<b>\$32,699,083</b>	<b>\$337,059,811</b>	<b>\$7,170,362</b>	<b>\$26,658,934</b>	<b>1,528.9</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$403,588,190	\$32,699,083	\$337,059,811	\$7,170,362	\$26,658,934	1,528.9
Centrally appropriated line items	8,057,596	1,434,217	5,867,093	545,473	210,813	0.0
Increase OHV direct services spending authority	2,000,000	0	2,000,000	0	0	0.0
Wolf reintroduction planning	1,100,000	1,100,000	0	0	0	0.0
Annualize prior year budget actions	989,107	1,038,129	(44,925)	(4,097)	0	0.1
Technical corrections	236,254	0	236,254	0	0	0.0
Indirect cost assessment	203,626	327,328	192,133	(327,328)	11,493	0.0
Fishers Peak staff and operating support	178,879	0	178,879	0	0	2.0
Habitat connectivity and transportation coordinator	91,879	0	91,879	0	0	1.0
Support for remote avalanche control systems	69,353	0	0	69,353	0	0.8
Off-highway revenue and costs adjustment	0	0	0	0	0	0.0
Annualize prior year legislation	(97,216,752)	520,652	(97,823,844)	86,416	24	(15.8)



DEPARTMENT OF NATURAL RESOURCES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>SB 21-205 Long Bill</b>	<b>\$319,298,132</b>	<b>\$37,119,409</b>	<b>\$247,757,280</b>	<b>\$7,540,179</b>	<b>\$26,881,264</b>	<b>1,517.0</b>
SB 21-189 CWCB projects	4,250,000	0	4,250,000	0	0	0.0
SB 21-245 Backcountry search & rescue	216,070	216,070	0	0	0	1.5
SB 21-249 Keep CO wild	504,646	0	504,646	0	0	2.4
SB 21-264 Reduce greenhouse utilities	49,362	0	49,362	0	0	0.5
SB 21-281 Severance tax allocation	9,006,005	0	9,006,005	0	0	0.0
HB 21-1318 Outdoor equity program	730,674	0	730,674	0	0	1.0
<b>TOTAL</b>	<b>\$334,054,889</b>	<b>\$37,335,479</b>	<b>\$262,297,967</b>	<b>\$7,540,179</b>	<b>\$26,881,264</b>	<b>1,522.4</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$69,533,301)</b>	<b>\$4,636,396</b>	<b>(\$74,761,844)</b>	<b>\$369,817</b>	<b>\$222,330</b>	<b>(6.5)</b>
Percentage Change	(17.2%)	14.2%	(22.2%)	5.2%	0.8%	(0.4%)

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

- Senate Bill 21-054 (Wildfire Mitigation & Response) transferred \$4.0 million General Fund to the Colorado Water Conservation Board (CWCB) Construction Fund and appropriated \$4.0 million cash funds from the Construction Fund to the CWCB for watershed restoration efforts.
- Senate Bill 21-240 (Watershed Restoration Grant Program Stimulus) transferred \$30.0 million General Fund to the CWCB Construction Fund and appropriated \$30.0 million cash funds from the Construction Fund to the CWCB for watershed restoration efforts.
- House Bill 21-1260 (General Fund Transfer Implement State Water Plan) transferred \$15.0 million General Fund to the Water Plan Implementation Cash Fund and \$5.0 million to the Water Supply Reserve Fund. The bill also appropriated \$15.0 million cash funds from the CWCB Construction Fund to the CWCB.
- House Bill 21-1326 transferred \$22,750,000 General Fund to the following DNR cash funds: \$17,500,000 to the Parks and Outdoor Recreation Cash Fund, \$3,500,000 to the Wildlife Cash Fund, \$1,000,000 to the Outdoor Equity Fund, and \$750,000 to the Colorado Avalanche Information Center (CAIC) Cash Fund. The bill also appropriated a corresponding \$22,750,000 from these cash funds, which included funding for 17.0 FTE.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to the following centrally appropriated line items:

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Salary survey	\$4,424,112	\$696,645	\$3,468,577	\$145,557	\$113,333	0.0
PERA direct distribution	2,491,735	47,144	2,430,519	14,072	0	0.0
Health, life, and dental	647,924	73,201	591,603	(47,174)	30,294	0.0
Risk management/property funds	568,786	36,008	523,427	5,762	3,589	0.0
Vehicle lease payments	351,625	53,022	287,497	(1,930)	13,036	0.0
Capitol Complex leased space	143,474	26,959	72,876	27,989	15,650	0.0
AED	88,839	44,940	14,338	21,368	8,193	0.0
SAED	88,839	44,940	14,338	21,368	8,193	0.0
Payments to OIT	58,308	437,621	(776,039)	333,045	63,681	0.0
Shift differential	9,164	0	9,164	0	0	0.0
Leased space	6,912	17,263	(10,018)	(2,025)	1,692	0.0
Legal services	(580,660)	(102,989)	(467,769)	33,837	(43,739)	0.0
Workers' compensation	(157,527)	67,483	(217,216)	(6,539)	(1,255)	0.0
CORE	(75,885)	(7,799)	(65,892)	(223)	(1,971)	0.0
Short-term disability	(8,050)	(221)	(8,312)	366	117	0.0
<b>TOTAL</b>	<b>\$8,057,596</b>	<b>\$1,434,217</b>	<b>\$5,867,093</b>	<b>\$545,473</b>	<b>\$210,813</b>	<b>0.0</b>

**INCREASE OHV DIRECT SERVICES SPENDING AUTHORITY:** The appropriation includes an increase of \$2,000,000 cash funds from the Off-highway Vehicle (OHV) Recreation Fund for FY 2021-22 and future years. This increases the amount of OHV grants that Colorado Parks and Wildlife (CPW) can distribute in a given year.

**WOLF REINTRODUCTION PLANNING:** The appropriation includes an increase of \$1,100,000 General Fund in FY 2021-22 for the planning and implementation of wolf reintroduction in the State of Colorado.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impacts of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 GF HLD reduction	\$1,035,518	\$1,035,518	\$0	\$0	\$0	0.0
FY 19-20 CAIC equipment maintenance	10,012	0	0	10,012	0	0.1
FY 20-21 Vehicle for water commissioner	2,611	2,611	0	0	0	0.0
FY 20-21 Staff for avalanche center	(40,222)	0	(40,222)	0	0	0.0
FY 19-20 Accounting & procurement staff	(14,109)	0	0	(14,109)	0	0.0
FY 20-21 Water conservation specialist	(4,703)	0	(4,703)	0	0	0.0
<b>TOTAL</b>	<b>\$989,107</b>	<b>\$1,038,129</b>	<b>(\$44,925)</b>	<b>(\$4,097)</b>	<b>\$0</b>	<b>0.1</b>

**TECHNICAL CORRECTIONS:** The appropriation includes an increase of \$236,254 cash funds for technical adjustments to various line items.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Department's indirect cost assessment.

**FISHERS PEAK STAFF AND OPERATING SUPPORT:** The appropriation includes an increase of \$178,879 cash funds starting in FY 2021-22 for a Park Ranger and a Park Resource Technician. The appropriation also includes spending authority for temporary staffing, utilities, supplies, and fleet vehicles. The cash funds are from the Parks and Outdoor Recreation Cash Fund, which is primarily supported by revenue from state parks passes.

**HABITAT CONNECTIVITY AND TRANSPORTATION COORDINATOR:** The appropriation includes an increase \$91,879 cash funds for 1.0 FTE starting in FY 2021-22 to coordinate between CPW, the U.S. Department of the Interior, the Colorado Department of Transportation, and other parties to improve migration corridors and big game winter ranges. The cash funds are from the Wildlife Cash Fund, which is primarily supported by revenue from hunting and fishing licenses.

**SUPPORT FOR REMOTE AVALANCHE CONTROL SYSTEMS:** The appropriation includes an increase of \$69,353 reappropriated funds and 0.8 FTE for the Colorado Avalanche Information Center (CAIC) to increase maintenance and installation of state-owned and -operated avalanche control equipment. Funding is from the Colorado Department of Transportation's State Highway Fund as part of an ongoing effort to reduce avalanche risks to the transportation system.

**OFF-HIGHWAY REVENUE AND COSTS ADJUSTMENT:** The appropriation includes a net-zero technical adjustment to the State Park Operations line item to increase the appropriation from the Off-highway Vehicle (OHV) Recreation Fund by \$633,626 and decrease the contribution from the Parks and Outdoor Recreation Cash Fund by the same amount.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend PERA distribution	\$607,019	\$520,633	\$0	\$86,386	\$0	0.0
HB 20-1153 Quality jobs & services	135,513	0	135,513	0	0	1.2
SB 18-200 PERA unfunded liability	767	19	694	30	24	0.0
SB 21-240 Watershed restoration	(30,000,000)	0	(30,000,000)	0	0	0.0
HB 20-1403 CWCBC projects	(26,180,000)	0	(26,180,000)	0	0	0.0
SB 21-1326 General fund outdoor rec	(22,750,000)	0	(22,750,000)	0	0	(17.0)
SB 21-1260 General fund water plan	(15,000,000)	0	(15,000,000)	0	0	0.0
SB 21-054 Wildfire mitigation & response	(4,000,000)	0	(4,000,000)	0	0	0.0
SB 19-181 Oil and gas operations	(30,051)	0	(30,051)	0	0	0.0
<b>TOTAL</b>	<b>(\$97,216,752)</b>	<b>\$520,652</b>	<b>(\$97,823,844)</b>	<b>\$86,416</b>	<b>\$24</b>	<b>(15.8)</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

# DEPARTMENT OF PERSONNEL

The Department of Personnel administers the State personnel system. Its responsibilities include developing the annual employee compensation plan, administering personnel policies for classified employees, administering the State's employee group benefit plans such as health, life, and dental insurance and short-term disability insurance. It supports the State Personnel Board, which is responsible for ensuring compliance with the state personnel system. The Department also provides general support services for state agencies, including: overseeing state fiscal rules through the Office of the State Controller; administering the State's procurement policies, maintaining the state archives and public records; providing for statewide planning and post-appropriation construction for capital construction and controlled maintenance; overseeing statewide lease and building energy policy through the Office of the State Architect; maintaining the buildings in the Capitol Complex; providing mail services for state agencies; providing document handling services such as printing and copying; administering the State's motor vehicle fleet; and providing administrative law judge services.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund	\$14,074,381	\$17,547,567	\$29,410,841	\$20,065,817
Cash Funds	14,336,747	14,485,983	12,453,212	13,506,508
Reappropriated Funds	176,990,307	179,351,330	181,060,147	184,569,468
Federal Funds	0	0	0	0
<b>TOTAL FUNDS</b>	<b>\$205,401,435</b>	<b>\$211,384,880</b>	<b>\$222,924,200</b>	<b>\$218,141,793</b>
Full Time Equiv. Staff	425.6	404.9	404.1	409.4

Funding for this department consists of 9.2 percent General Fund, 6.2 percent cash funds, and 84.6 percent reappropriated funds. The primary source of reappropriated funds is user fees transferred from other agencies for the provision of statewide services.

## APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

DEPARTMENT OF PERSONNEL						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$209,825,100	\$14,876,401	\$13,025,558	\$181,923,141	\$0	404.3
HB 20-1001 Nicotine product regulation	69,450	0	0	69,450	0	0.0
HB 20-1153 CO Partnership for quality jobs act	879,159	0	879,159	0	0	4.5
HB 20-1379 Suspend PERA direct distribution	(671,727)	(260,140)	(32,065)	(379,522)	0	0.0
HB 20-1398 Modify funding mechanism cap const	(566,806)	(566,806)	0	0	0	0.0
SB 21-048 Supplemental appropriation	(283,698)	361,386	(48,962)	(596,122)	0	(1.0)
SB 21-055 Collection of state debts	(1,370,478)	0	(1,370,478)	0	0	(3.7)
SB 21-232 Displaced workers grant	15,000,000	15,000,000	0	0	0	0.0
HB 21-1326 FY 20-21 General Fund support DNR	43,200	0	0	43,200	0	0.0
<b>TOTAL</b>	<b>\$222,924,200</b>	<b>\$29,410,841</b>	<b>\$12,453,212</b>	<b>\$181,060,147</b>	<b>\$0</b>	<b>404.1</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$222,924,200	\$29,410,841	\$12,453,212	\$181,060,147	\$0	404.1
Centrally appropriated line items	3,394,131	3,386,702	242,171	(234,742)	0	0.0
Annual fleet vehicle request	2,439,145	0	0	2,439,145	0	0.0
Risk Management base adjustment	2,278,127	0	0	2,278,127	0	0.0
Annualize prior year budget actions	1,233,691	893,250	0	340,441	0	0.0
Capitol complex base adjustment	346,970	0	9,290	337,680	0	0.0
Prevailing wages for capital construction contracts	133,868	133,868	0	0	0	1.8

DEPARTMENT OF PERSONNEL						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Disparity study implementation outreach	100,000	100,000	0	0	0	0.0
OAC translation services	15,000	0	15,000	0	0	0.0
Integrated Document Solutions restructure	0	0	0	0	0	0.0
Procurement card rebate refinance	0	1,000,000	(1,000,000)	0	0	0.0
CORE Operations base adjustment	0	0	1,149,861	(1,149,861)	0	0.0
Annualize prior year legislation	(13,957,602)	(14,917,445)	27,241	932,602	0	5.3
COE program financial restructure	(1,407,108)	461,674	(48,962)	(1,819,820)	0	(0.7)
Extend reduction of statewide planning	(980,000)	(980,000)	0	0	0	0.0
Indirect cost assessment	(136,785)	(595,458)	158,695	299,978	0	0.0
Eliminate safety specialist position	(58,323)	0	0	(58,323)	0	(1.0)
Procurement and Contracts vacancy savings	(49,991)	(49,991)	0	0	0	(1.0)
<b>SB 21-205 Long Bill</b>	<b>\$216,275,323</b>	<b>\$18,843,441</b>	<b>\$13,006,508</b>	<b>\$184,425,374</b>	<b>\$0</b>	<b>408.5</b>
SB 21-082 Alcohol bev festival tastings and sales	35,370	0	0	35,370	0	0.0
SB 21-088 Child sexual abuse accountability act	1,198,355	1,198,355	0	0	0	0.9
SB 21-131 Protect personal identifying info	3,393	3,393	0	0	0	0.1
SB 21-148 Create financial empowerment office	3,900	0	0	3,900	0	0.0
SB 21-154 988 Suicide prevention lifeline network	1,966	0	0	1,966	0	0.0
SB 21-222 Repeal recovery audit program	(64,714)	(64,714)	0	0	0	(1.0)
SB 21-292 Fed COVID funding victim's services	500,000	0	500,000	0	0	0.0
HB 21-1257 Recog of veterans in cap comp parks	10,000	10,000	0	0	0	0.0
HB 21-1303 Glbl warm poten for pub project materials	75,342	75,342	0	0	0	0.9
HB 21-1312 Ins premium property sales severance tax	512	0	0	512	0	0.0
HB 21-1327 State and local tax parity act for businesses	102,346	0	0	102,346	0	0.0
<b>TOTAL</b>	<b>\$218,141,793</b>	<b>\$20,065,817</b>	<b>\$13,506,508</b>	<b>\$184,569,468</b>	<b>\$0</b>	<b>409.4</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$4,782,407)</b>	<b>(\$9,345,024)</b>	<b>\$1,053,296</b>	<b>\$3,509,321</b>	<b>\$0</b>	<b>5.3</b>
Percentage Change	(2.1%)	(31.8%)	8.5%	1.9%	n/a	1.3%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-048 modifies the FY 2020-21 and FY 2019-20 appropriations to:

- Add \$414,841 General Fund in FY 2019-20 to lift a restriction placed on the Professional Development Center Cash Fund by the State Controller, pursuant to Section 24-75-109 (3), C.R.S.;
- Add \$43,455 reappropriated funds for fleet vehicle lease-purchase financing agreements from 2010 through 2021, a non-discretionary expenditure entirely based on lease-purchase payments for vehicle assets and a 1.5 percent set-aside for unforeseen accidents and denied repairs; and
- Reduce by \$327,153 total funds and 1.0 FTE the appropriation for the Center for Organizational Effectiveness for FY 2020-21. The changes include an increase of \$361,386 General Fund to subsidize the operations of the Center for Organizational Effectiveness in FY 2020-21 and to provide a modest FY 2021-22 year-beginning fund balance. The General Fund increase is offset by reductions of cash and reappropriated funds.

Senate Bill 21-055 repeals the Central Collection Services Section (CSS) in the Department of Personnel, which was the centralized collection agency for state debts and reduces appropriations to the Department of Personnel for FY 2020-21 by \$1,370,478 cash funds from the Debt Collection Fund and 3.7 FTE.

Senate Bill 21-232 appropriates \$15.0 million General Fund to the Workers, Employers, and Workforce Centers Cash Fund, for which the Department is responsible for the accounting.

House Bill 21-1326 appropriates \$43,200 reappropriated funds to the Department of Personnel for vehicle lease payments made by the Department of Natural Resources.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items for the following:

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Capitol Complex leased space	\$1,600,985	\$2,083,398	\$26,639	(\$509,052)	\$0	0.0
Legal services	1,023,584	139,115	361,698	522,771	0	0.0
Salary survey	977,523	408,639	38,879	530,005	0	0.0
Health, life, and dental	653,385	804,876	(46,430)	(105,061)	0	0.0
Payment to risk management / property funds	546,064	186,262	6,594	353,208	0	0.0
Vehicle lease	22,335	0	0	22,335	0	0.0
Shift differential	5,493	0	0	5,493	0	0.0
ALJ	440	2,347	(1,907)	0	0	0.0
Payments to OIT	(1,289,580)	(292,265)	(104,925)	(892,390)	0	0.0
CORE	(97,557)	(24,567)	(7,077)	(65,913)	0	0.0
Workers' compensation	(22,550)	(2,697)	(3,655)	(16,198)	0	0.0
PERA direct distribution	(21,256)	11,326	(6,217)	(26,365)	0	0.0
Short-term disability	(2,131)	294	(432)	(1,993)	0	0.0
AED	(1,302)	34,987	(10,498)	(25,791)	0	0.0
SAED	(1,302)	34,987	(10,498)	(25,791)	0	0.0
<b>TOTAL</b>	<b>\$3,394,131</b>	<b>\$3,386,702</b>	<b>\$242,171</b>	<b>(\$234,742)</b>	<b>\$0</b>	<b>0.0</b>

**ANNUAL FLEET VEHICLE REQUEST:** The appropriation includes an increase of \$2,439,145 reappropriated funds based on the approved replacement of 492 total vehicles, which includes 251 standard vehicles, 199 hybrid vehicles, 41 electric vehicles, one CNG capable vehicle, and two State Patrol motorcycles. The appropriation also includes the purchase and use of two additional vehicles for the Division of Parks and Wildlife in the Department of Natural Resources.

**RISK MANAGEMENT BASE ADJUSTMENT:** The appropriation includes an increase of \$2,278,127 reappropriated funds based on the payments anticipated to be made by the property program for property policies.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impacts of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 Statewide planning services	\$980,000	\$980,000	\$0	\$0	\$0	0.0
FY 20-21 Telematics for state fleet	340,441	0	0	340,441	0	0.0
FY 13-14 Employee engagement survey	215,000	215,000	0	0	0	0.0
FY 15-16 Total comp vendor	(300,000)	(300,000)	0	0	0	0.0
FY 20-21 Streamline electronic docs	(1,750)	(1,750)	0	0	0	0.0
<b>TOTAL</b>	<b>\$1,233,691</b>	<b>\$893,250</b>	<b>\$0</b>	<b>\$340,441</b>	<b>\$0</b>	<b>0.0</b>

**CAPITOL COMPLEX BASE ADJUSTMENT:** The appropriation includes an increase of \$346,970 total funds, including \$9,290 cash funds and \$337,680 reappropriated funds, to account for changes related to the Capitol Complex common policy.

**PREVAILING WAGES FOR CAPITAL CONSTRUCTION CONTRACTS:** The appropriation includes an increase of \$133,868 General Fund and 1.8 FTE to address increased workload in the Office of the State Architect related to prevailing wage determination requirements associated with Section 24-92-203, C.R.S.

**DISPARITY STUDY IMPLEMENTATION OUTREACH:** The appropriation includes \$100,000 General Fund to perform implementation outreach associated with the disparity study authorized by S.B. 19-135 (State Procurement Disparity Study).

**OAC TRANSLATION SERVICES:** The appropriation includes an increase of \$15,000 cash funds to allow the Office of Administrative Courts (OAC) to contract for interpretation and translation services. These services will ensure that people with limited English proficiency or those who are hearing impaired are able to participate in OAC proceedings.

**INTEGRATED DOCUMENT SOLUTIONS RESTRUCTURE:** The appropriation includes a net zero restructure of the Integrated Document Solutions appropriation to:

- consolidate printing and mail volumes to eliminate duplicative activities and to resolve a recommendation from the Office of the State Auditor's 2011 audit report on tax processing; and
- create a new and temporary line item for the purpose of funding a capital lease for a new continuous-feed production inkjet press.

**PROCUREMENT CARD REBATE REFINANCE:** The appropriation includes an increase of \$1.0 million General Fund with an equivalent decrease of cash funds from rebates from the state purchasing card program. The Procurement Card Program has realized a significant decrease in spending during the pandemic, as a result rebate revenue used to offset General Fund is projected to be significantly lower than in prior years.

**CORE OPERATIONS BASE ADJUSTMENT:** The appropriation includes an increase of \$1,149,861 cash funds offset by an equivalent decrease of reappropriated funds for CORE Operations base adjustments.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend PERA direct distribution	\$671,727	\$260,140	\$32,065	\$379,522	\$0	0.0
HB 20-1398 Modify funding mechanism cap const	566,806	566,806	0	0	0	0.0
SB 21-048 Supplemental bill	283,698	(361,386)	48,962	596,122	0	0.0
SB 19-196 CO Quality apprenticeship	247,769	247,769	0	0	0	1.4
SB 13-276 Disability investigational pilot	82,000	0	82,000	0	0	0.0
HB 20-1153 CO partnership for quality jobs and services act	81,206	0	81,206	0	0	4.5
HB 13-1286 Suspend state recovery audits	50,000	0	50,000	0	0	0.0
HB 17-1144 Amend Cap Const auto funding mechanism	49,152	19,152	30,000	0	0	0.0
SB 18-200 PERA unfunded liability	239	74	7	158	0	0.0
SB 21-232 Displaced workers grant	(15,000,000)	(15,000,000)	0	0	0	0.0
SB 19-135 State procurement disparity study	(650,000)	(650,000)	0	0	0	0.0
SB 21-055 Collection of state debts	(296,999)	0	(296,999)	0	0	(0.6)
HB 21-1326 FY 2020-21 General Fund support DNR	(43,200)	0	0	(43,200)	0	0.0
<b>TOTAL</b>	<b>(\$13,957,602)</b>	<b>(\$14,917,445)</b>	<b>\$27,241</b>	<b>\$932,602</b>	<b>\$0</b>	<b>5.3</b>

**COE PROGRAM FINANCIAL RESTRUCTURE:** The appropriation includes a decrease of \$1,407,108 total funds, including an increase of \$461,674 General Fund, and a decrease of 0.7 FTE to provide the Center for Organizational Effectiveness (COE) with a one-time General Fund subsidy in FY 2021-22. The subsidy will address the Center's revenue shortfalls.

**EXTEND REDUCTION OF STATEWIDE PLANNING:** The appropriation includes a one-time reduction of \$980,000 General Fund for the Office of the State Architect’s Statewide Planning Services. The State developed this program pursuant to S.B. 15-270 (Create Office of State Architect), which directed the State Architect to assist state agencies to complete master plans to inform capital construction decisions. Since its creation in 2015, the Statewide Planning Services program has received an appropriation with the statutory authority to roll forward unspent funding from each year, for up to three fiscal years, as specified in the footnotes of each Long Bill. The Office is expected to offset the FY 2021-22 reduction with amounts rolled forward from prior years.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease in the Department’s indirect cost assessment.

**ELIMINATE SAFETY SPECIALIST POSITION:** The appropriation includes a decrease of \$58,323 reappropriated funds and 1.0 FTE from the Risk Management Program.

**PROCUREMENT AND CONTRACTS VACANCY SAVINGS:** The appropriation includes a decrease of \$49,991 General Fund and 1.0 FTE from the Procurement and Contracts program.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

---



# DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT

The Department of Public Health and Environment consists of the following 10 divisions:

- 1 Administration and Support
  - a. Provides department-wide administrative services
  - b. Houses the Health Disparities Program, which provides grants for health initiatives aimed at reducing and eliminating disparities currently existing in the provision of health services across the state
  - c. Houses the Office of Planning and Partnerships, which oversees the distribution of state funds to local public health agencies
- 2 Center for Health and Environmental Information
  - a. Maintains a database of all Colorado births, deaths, marriages, and divorces
  - b. Provides birth and death certificates
  - c. Gathers and analyzes health data for use by public and private agencies
  - d. Operates the Medical Marijuana Registry
- 3 Disease Control and Public Health Response
  - a. Operates the Immunization Program, which includes the Immunization Outreach Program, the Colorado Immunization Information System, and grants to local public health agencies for operation of immunization clinics
  - b. Assesses the threat risk from environmental contaminants on human health, and, when needed, takes action to contain and/or nullify these threats
  - c. Provides testing, analysis, and results reporting of laboratory tests on specimens and samples submitted by other divisions, departments, and private clients
  - d. Includes the following laboratory units:
    - i. Molecular Sciences and Newborn Screening Units
    - ii. Public Health Microbiology and Environmental Microbiology Units
    - iii. Organic and Inorganic Units
    - iv. Evidential Breath and Alcohol Testing and Certification Units
  - e. Works with local agencies and other state departments to ensure Colorado is prepared for, and able to respond to, a variety of natural and man-made disasters
  - f. Coordinates a statewide network of laboratories, local agencies, hospitals, and other resources that can be utilized during disaster response
- 4 Air Pollution Control Division
  - a. Performs statewide air monitoring, pollutant analysis, and air emission modeling
  - b. Researches the causes and effects of pollution from mobile vehicles and implements strategies aimed at reducing emissions from mobile sources
  - c. Permits, monitors, and inspects factories, power plants, and other commercial air pollutant emitters for compliance with air pollutant emissions standards
- 5 Water Quality Control Division
  - a. Issues waste water discharge permits and, if necessary, takes enforcement action to ensure compliance with water quality standards
  - b. Issues water quality permits for the following sectors: construction, public and private utilities, commerce and industry, pesticides, and water quality certification
  - c. Monitors the pollutant levels in rivers, streams, and other bodies of water

- d. Conducts surveillance of public and non-public drinking water sources to ensure compliance with federal and state water quality standards
  - e. Reviews designs and specifications of new and/or expanding water treatment facilities
- 6 Hazardous Materials and Waste Management Division
- a. Regulates the treatment, storage, and disposal of solid and hazardous waste in Colorado
  - b. Performs inspections of solid waste facilities
  - c. Oversees hazardous waste generators, transporters, and storage facilities
  - d. Regulates commercial radioactive materials in Colorado
  - e. Administers the Waste Tire Program
- 7 Office of HIV, Viral Hepatitis and STI's
- a. Responsible for identifying, containing, controlling, and tracking the spread of communicable diseases, with a focus on:
    - i. Hepatitis
    - ii. Tuberculosis
    - iii. Sexually transmitted infections and
    - iv. HIV/AIDS
  - b. Houses the Colorado HIV and AIDS Prevention Grant Program (CHAPP)
  - c. Houses the Ryan White Program
- 8 Division of Environmental Health and Sustainability
- a. Certifies and inspects wholesale food distributors and dairy processors
  - b. Oversees restaurant, child care facility, and school inspections done by local public health agencies (with a few exceptions where the State is responsible for these inspections)
  - c. Administers the following environmental sustainability programs:
    - i. Environmental Leadership Program
    - ii. Pollution Prevention Program
    - iii. Pharmaceutical Take-Back Program
  - d. Administers the Recycling Resources Opportunity Program
  - e. Administers the Animal Feeding Operations Program
- 9 Prevention Services Division
- a. Administers the Tobacco Education, Prevention, and Cessation Program and the Cancer, Cardiovascular Disease, and Chronic Pulmonary Disease Prevention, Early Detection, and Treatment Program
  - b. Operates the Breast and Cervical Cancer Screening Program
  - c. Operates programs for children with special needs and the Genetics Counseling Program
  - d. Administers the School-Based Health Centers Program
  - e. Administers injury and suicide prevention programs
  - f. Operates the Primary Care Office and Oral Health Program
  - g. Administers the following two federal food assistance programs:
    - i. Women, Infants, and Children Program
    - ii. Child and Adult Care Food Program
- 10 Health Facilities and Emergency Medical Services Division
- a. Enforces, through certification and inspections, the standards for the operation of health care facilities, including hospitals and nursing facilities
  - b. Inspects and certifies emergency medical and trauma service providers

# DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund <sup>1,2</sup>	\$52,128,667	\$62,733,564	\$66,738,515	\$77,598,934
Cash Funds	192,656,016	206,351,030	188,149,625	230,498,663
Reappropriated Funds	47,439,428	49,385,559	55,827,028	47,123,084
Federal Funds	299,022,334	301,861,481	300,970,024	315,772,579
<b>TOTAL FUNDS</b>	<b>\$591,246,445</b>	<b>\$620,331,634</b>	<b>\$611,685,192</b>	<b>\$670,993,260</b>
Full Time Equiv. Staff	1,346.1	1,384.6	1,397.0	1,577.6

<sup>1</sup>Includes appropriations from the CARE subfund in the General Fund for FY 2019-20 and FY 2020-21.

<sup>2</sup>Includes General Fund Exempt.

Funding for this department consists of 11.6 percent General Fund, 34.4 percent cash funds, 7.0 percent reappropriated funds, and 47.1 percent federal funds.

## APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT						
	TOTAL FUNDS	GENERAL FUND <sup>1, 2</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$599,973,495	\$61,588,578	\$188,092,900	\$49,324,190	\$300,967,827	1,395.2
SB 20-055 Incentivize recycling end markets	985,283	0	985,283	0	0	2.1
SB 20-057 Fire prevention benefits	4,151	0	0	1,954	2,197	0.0
SB 20-163 School entry immunization	41,906	41,906	0	0	0	0.1
SB 20-204 Protect air quality	10,660	10,660	0	0	0	0.0
HB 20-1119 Government regulation of substances	43,836	0	43,836	0	0	0.5
HB 20-1215 Wastewater certification board	24,815	0	24,815	0	0	0.0
HB 20-1374 Repeal waste grease program	(100,890)	0	(100,890)	0	0	(0.7)
HB 20-1379 Suspend DD to PERA	(2,671,912)	(1,496,477)	(896,319)	(279,116)	0	0.0
HB 20-1384 Services for at-risk children	(108,640)	(108,640)	0	0	0	(0.2)
HB 20-1397 Eliminate support of certain boards	(44,007)	(44,007)	0	0	0	0.0
HB 20-1398 Modify Cap Construction Funding	(33,505)	(33,505)	0	0	0	0.0
SB 20B-001 COVID relief for small businesses	13,560,000	6,780,000	0	6,780,000	0	0.0
<b>TOTAL</b>	<b>\$611,685,192</b>	<b>\$66,738,515</b>	<b>\$188,149,625</b>	<b>\$55,827,028</b>	<b>\$300,970,024</b>	<b>1,397.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$611,685,192	\$66,738,515	\$188,149,625	\$55,827,028	\$300,970,024	1,397.0
Capital construction superfund	11,666,666	0	1,169,181	0	10,497,485	0.0
Tobacco related adjustments	7,251,801	32,245	7,219,556	0	0	0.0
Centrally appropriated line items	6,241,932	210,438	3,201,059	549,043	2,281,392	0.0
Annualize prior year budget actions	2,167,505	(937,347)	3,104,852	0	0	9.7
Indirect cost assessment	1,885,685	98,198	(1,047,738)	121,322	2,713,903	0.0
Increasing equity in health outcomes	1,111,693	1,111,693	0	0	0	10.5
Healthy Foods Incentive Program	300,000	300,000	0	0	0	0.0
Suicide Prevention	250,000	250,000	0	0	0	0.0
Community provider rate adjustment	225,160	179,907	45,253	0	0	0.0
Long bill reorganization	0	0	0	0	0	0.0
Annualize prior year legislation	(10,625,385)	(4,984,798)	832,973	(6,476,884)	3,324	0.7
Extend marijuana education campaign reduction	(3,700,000)	0	(3,700,000)	0	0	(1.7)
Technical adjustments	(1,135,904)	277,792	7,957	(728,104)	(693,549)	0.0
Administration and Support division efficiencies	(1,033,593)	0	0	(1,033,593)	0	0.0
Opiate antagonist true-up	(950,000)	0	(950,000)	0	0	0.0
Necessary document repeal	(250,000)	(250,000)	0	0	0	0.0
<b>SB 21-205 Long Bill</b>	<b>\$625,090,752</b>	<b>\$63,026,643</b>	<b>\$198,032,718</b>	<b>\$48,258,812</b>	<b>\$315,772,579</b>	<b>1,416.2</b>
SB 21-006 Human remains natural reduction soil	20,000	0	20,000	0	0	0.0
SB 21-018 Continue necessary document program	250,000	250,000	0	0	0	0.0
SB 21-101 Sunset direct entry midwives	80,080	0	80,080	0	0	0.6

DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT						
	TOTAL FUNDS	GENERAL FUND <sup>1,2</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 21-128 Nursing Home Penalty Cash Fund	2,053,254	0	2,053,254	0	0	0.8
SB 21-137 Behavioral health recovery act	7,650,000	750,000	6,900,000	0	0	1.0
SB 21-158 Increase medical providers for seniors	400,000	400,000	0	0	0	0.0
SB 21-181 Equity plan to address health disparities	4,872,818	4,821,035	51,783	0	0	2.3
SB 21-193 Protection of pregnant people	50,215	50,215	0	0	0	0.6
SB 21-194 Maternal health providers	82,243	82,243	0	0	0	0.5
SB 21-243 Public health infrastructure	21,090,149	0	21,090,149	0	0	121.4
SB 21-260 Sustainability of transportation system	1,702,187	1,702,187	0	0	0	0.3
SB 21-264 Reduce greenhouse gas emissions	199,111	199,111	0	0	0	1.6
SB 21-283 Cash fund solvency	0	0	1,135,728	(1,135,728)	0	0.0
HB 21-1005 Health care reserve task force	75,118	75,118	0	0	0	0.4
HB 21-1085 Secure transportation behavioral health	46,490	46,490	0	0	0	0.6
HB 21-1171 Kidney disease task force	89,775	89,775	0	0	0	0.5
HB 21-1189 Regulate air toxics	480,939	0	480,939	0	0	1.2
HB 21-1198 Billing for indigent patients	(44,204)	(44,204)	0	0	0	(0.3)
HB 21-1251 Chemical restraint on a person	132,488	132,488	0	0	0	1.2
HB 21-1266 Environmental justice	2,550,218	2,172,376	377,842	0	0	20.4
HB 21-1281 Behavioral health disaster program	529,801	529,801	0	0	0	1.8
HB 21-1299 Office of Gun Violence Prevention	3,000,000	3,000,000	0	0	0	2.0
HB 21-1317 Regulating marijuana concentrates	591,826	315,656	276,170	0	0	4.5
<b>TOTAL</b>	<b>\$670,993,260</b>	<b>\$77,598,934</b>	<b>\$230,498,663</b>	<b>\$47,123,084</b>	<b>\$315,772,579</b>	<b>1,577.6</b>
<b>INCREASE/(DECREASE)</b>	<b>\$59,308,068</b>	<b>\$10,860,419</b>	<b>\$42,349,038</b>	<b>(\$8,703,944)</b>	<b>\$14,802,555</b>	<b>180.6</b>
Percentage Change	9.7%	16.3%	22.5%	(15.6%)	4.9%	12.9%

<sup>1</sup>Includes appropriations from the CARE subfund in the General Fund for FY 2020-21.

<sup>2</sup>Includes General Fund Exempt.

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

S.B. 20B-001 modified the FY 2020-21 appropriation to:

- Transfers \$6,780,000 General Fund to the Food Protection Cash Fund
- Reappropriates those dollars from the Food Protection Cash Fund to the Environmental Health Program

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**CAPITAL CONSTRUCTION SUPERFUND:** The appropriation includes an increase of \$11,666,666 total funds. This item is being moved from the Capital Construction budget to the Department's operating budget.

**TOBACCO RELATED ADJUSTMENTS:** The appropriation includes several adjustments for programs affected by Tobacco Master Settlement Agreement and Tobacco Tax Cash Fund dollars.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items for the following:

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Salary survey	\$4,311,340	\$596,850	\$1,530,472	\$474,162	\$1,709,856	0.0
Health, life, and dental	789,363	(394,800)	999,546	55,554	129,063	0.0
Payments to OIT	49,543	115,296	81,165	(324,291)	177,373	0.0
Payment to risk management / property funds	448,275	68,756	0	379,519	0	0.0
AED	240,559	(88,317)	232,860	(41,204)	137,220	0.0
SAED	240,559	(88,317)	232,860	(41,204)	137,220	0.0
Leased space	238,359	36,843	79,183	122,333	0	0.0
Annual fleet vehicle	16,563	(6,842)	54,550	(31,145)	0	0.0
CORE	12,619	12,997	0	(378)	0	0.0

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Legal services	10,044	0	0	10,044	0	0.0
Capitol Complex leased space	4,791	562	0	4,229	0	0.0
Workers' compensation	(51,866)	(32,599)	0	(19,267)	0	0.0
Administrative Law Judges	(39,656)	(3,924)	0	(35,732)	0	0.0
Shift differential	(19,840)	(865)	(11,545)	0	(7,430)	0.0
Short-term disability	(8,721)	(5,202)	1,968	(3,577)	(1,910)	0.0
<b>TOTAL</b>	<b>\$6,241,932</b>	<b>\$210,438</b>	<b>\$3,201,059</b>	<b>\$549,043</b>	<b>\$2,281,392</b>	<b>0.0</b>

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes the following adjustments for the out-year impact of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 Restore one time reduction	\$6,056,357	\$1,845,319	\$4,211,038	\$0	\$0	3.7
FY 20-21 GF HLD reduction	1,027,334	1,027,334	0	0	0	0.0
FY 20-21 Oil and gas enforcement compliance	538,310	0	538,310	0	0	5.5
FY 20-21 Mobile monitoring of oil and gas health	50,785	0	50,785	0	0	0.5
FY 20-21 Immunization CARES funding	(2,000,000)	(2,000,000)	0	0	0	0.0
FY 20-21 Leased space expansion	(1,695,281)	0	(1,695,281)	0	0	0.0
FY 20-21 LPHA CARES funding	(1,500,000)	(1,500,000)	0	0	0	0.0
FY 18-19 Health information exchange	(310,000)	(310,000)	0	0	0	0.0
<b>TOTAL</b>	<b>\$2,167,505</b>	<b>(\$937,347)</b>	<b>\$3,104,852</b>	<b>\$0</b>	<b>\$0</b>	<b>9.7</b>

**INDIRECT COST ASSESSMENT:** The appropriation includes net increase in the Department's indirect cost assessment.

**INCREASING EQUITY IN HEALTH OUTCOMES:** The appropriation includes \$1,111,693 General Fund and 10.5 FTE to create a new Health Equity Grant Program and expand health equity staffing and practices within the Department.

**HEALTHY FOODS INCENTIVE PROGRAM:** The appropriation includes an increase of \$300,000 General Fund for the Healthy Food Incentive Program

**SUICIDE PREVENTION:** The appropriation includes an increase of \$250,000 General Fund for the Suicide Prevention Program.

**COMMUNITY PROVIDER RATE ADJUSTMENT:** The appropriation includes an increase of \$225,160 total funds, including \$179,907 General Fund, for the 2.5 percent community provider rate increase.

**LONG BILL REORGANIZATION:** The appropriation includes a net zero reorganization of the Department's Long Bill to better align with its organizational structure.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes the following adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend DD to PERA	\$2,671,909	\$1,496,477	\$896,316	\$279,116	\$0	0.0
SB 18-200 PERA unfunded liability	171,812	90,932	56,526	24,000	354	0.0
HB 19-1237 Licensing behavioral health	170,467	98,775	71,692	0	0	1.1
HB 20-1380 Move tobacco money to general fund	160,717	0	160,717	0	0	0.0
SB 19-227 Harm reduction substance use	83,520	83,520	0	0	0	0.0

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 19-1010 Freestanding emergency dept	49,210	0	49,210	0	0	1.2
HB 20-1398 Modify fund capital construction	33,505	33,505	0	0	0	0.0
SB 19-073 Statewide system advance medical	23,544	23,544	0	0	0	0.0
HB 20-1215 Water wastewater facilities	2,970	0	0	0	2,970	0.0
SB 20B-001 COVID relief small and minority business	(13,560,000)	(6,780,000)	0	(6,780,000)	0	0.0
SB 20-055 Incentivize development	(366,894)	0	(366,894)	0	0	(0.9)
SB 19-065 Peer assistance emergency medical	(28,394)	0	(28,394)	0	0	(0.4)
SB 20-163 School entry immunization	(17,544)	(17,544)	0	0	0	(0.1)
HB 19-1174 Out of network health care	(14,007)	(14,007)	0	0	0	(0.2)
HB 20-1119 State government regulation	(6,200)	0	(6,200)	0	0	0.0
<b>TOTAL</b>	<b>(\$10,625,385)</b>	<b>(\$4,984,798)</b>	<b>\$832,973</b>	<b>(\$6,476,884)</b>	<b>\$3,324</b>	<b>0.7</b>

**EXTEND MARIJUANA EDUCATION CAMPAIGN REDUCTION:** The appropriation includes a reduction of \$3,700,000 cash funds from the Marijuana Tax Cash Fund and 1.7 FTE for the Marijuana Education Research Campaign.

**TECHNICAL ADJUSTMENTS:** The appropriation includes a net decrease of \$1,135,904 total funds for technical adjustments largely related to the representation of federal funds, adjustments to the Department's performance management system, and how the Department's reappropriated funds interact with the Department of Health Care Policy and Financing for Medicaid reimbursement.

**ADMINISTRATION AND SUPPORT DIVISION EFFICIENCIES:** The appropriation includes a decrease of \$1.0 million reappropriated funds from indirect cost recoveries in the Administration and Support division. The Department has identified several instances of spending authority that are no longer needed for operations, including:

- \$300,000 for construction and building improvements
- \$51,746 for records conversion
- \$88,000 for 0.5 FTE that can be moved to the Disease Control and Public Health Response division
- \$375,749 for federally funded employee leave payouts
- \$118,098 for unused Sharepoint licenses
- \$100,000 in unused IT related costs

**OPIATE ANTAGONIST TRUE-UP:** The appropriation includes a reduction of \$950,000 cash fund spending authority from the Opiate Antagonist Bulk Purchase Fund. The program created by S.B. 19-227 (Harm Reduction Substance Use Disorders) was anticipated to generate revenue requiring cash fund spending authority. The program is currently structured so that subsidized antagonists, such as naloxone, are procured by a third party administrator, and no revenue passes through the Department.

**NECESSARY DOCUMENT REPEAL:** The appropriation includes a reduction of \$250,000 General Fund to the Necessary Document Assistance Program to coincide with the program's repeal in September 2021. Senate Bill 21-018 (Continuation of Necessary Document Program) continues the program indefinitely and includes a \$250,000 General Fund appropriation to offset this reduction.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

# DEPARTMENT OF PUBLIC SAFETY

The Department consists of six divisions: the Executive Director's Office, Colorado State Patrol, Division of Fire Prevention and Control, Division of Criminal Justice, Colorado Bureau of Investigation, and Division of Homeland Security and Emergency Management.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund	\$184,815,705	\$171,309,553	\$153,179,304	\$173,885,290
Cash Funds	217,279,782	239,452,903	239,790,945	248,657,305
Reappropriated Funds	43,455,354	52,591,767	47,103,491	54,542,492
Federal Funds	69,838,616	70,080,226	69,917,976	68,372,541
<b>TOTAL FUNDS</b>	<b>\$515,389,457</b>	<b>\$533,434,449</b>	<b>\$509,991,716</b>	<b>\$545,457,628</b>
Full Time Equiv. Staff	1,854.3	1,908.1	1,922.3	1,971.5

Funding for this department consists of 31.9 percent General Fund, 45.6 percent cash funds, 10.0 percent reappropriated funds, and 12.5 percent federal funds.

## APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

DEPARTMENT OF PUBLIC SAFETY						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$505,823,820	\$153,040,145	\$235,729,989	\$47,135,710	\$69,917,976	1,904.5
SB 20-057 DFPC benefits	26,749	0	22,598	4,151	0	0.0
SB 20-197 Align state & federal hemp law	55,620	0	55,620	0	0	0.3
SB 20-217 Enhance law enforcement	617,478	0	617,478	0	0	1.0
SB 20-218 CDPHE hazardous substances	1,552,558	0	1,552,558	0	0	0.0
HB 20-1153 Quality jobs & services	18,996	0	18,996	0	0	0.0
HB 20-1379 Suspend PERA distribution	(3,859,353)	(1,021,162)	(2,518,486)	(319,705)	0	0.0
SB 21-049 Supplemental appropriation	5,539,251	983,780	4,330,392	225,079	0	16.5
SB 21-205 Long Bill	216,597	176,541	(18,200)	58,256	0	0.0
<b>TOTAL</b>	<b>\$509,991,716</b>	<b>\$153,179,304</b>	<b>\$239,790,945</b>	<b>\$47,103,491</b>	<b>\$69,917,976</b>	<b>1,922.3</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$509,991,716	\$153,179,304	\$239,790,945	\$47,103,491	\$69,917,976	1,922.3
Wildfire stimulus package	13,222,867	11,422,867	1,200,000	600,000	0	17.3
Indirect cost assessment	6,790,896	(3,067,991)	92,054	11,172,504	(1,405,671)	0.0
Centrally appropriated line items	6,127,628	4,137,877	6,631,158	(4,498,240)	(143,167)	0.0
Increase body-worn camera grant funding	4,000,000	4,000,000	0	0	0	0.0
Community provider rates	1,890,654	1,825,918	0	64,736	0	0.0
Increase funding for processing firearms transfers	1,706,573	0	1,706,573	0	0	20.0
State personal protective equipment and stockpile	1,306,057	1,306,057	0	0	0	5.0
Underground market marijuana interdiction unit	890,901	0	890,901	0	0	5.0
State Patrol spending authority adjustments	700,000	0	700,000	0	0	0.0
Enhance school safety incident response grant	250,000	0	250,000	0	0	0.0
Licensing behavioral health entities	114,107	0	114,107	0	0	1.0
Refinance troopers with vehicle inspection funds	0	(293,962)	293,962	0	0	0.0
Technical adjustments	0	0	(9,145)	6,273	2,872	3.7
Annualize prior year legislation	(7,970,506)	(1,903,943)	(6,386,822)	319,728	531	5.1
Annualize prior year budget actions	(4,369,987)	1,076,385	(3,720,372)	(1,726,000)	0	(21.5)
Community corrections placements	(1,651,599)	(1,651,599)	0	0	0	0.0
Remove funding EPIC Resource Center	(1,118,865)	(1,118,865)	0	0	0	(9.0)

DEPARTMENT OF PUBLIC SAFETY						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Administrative efficiencies	(169,404)	(169,404)	0	0	0	0.0
<b>SB 21-205 Long Bill</b>	<b>\$531,711,038</b>	<b>\$168,742,644</b>	<b>\$241,553,361</b>	<b>\$53,042,492</b>	<b>\$68,372,541</b>	<b>1,948.9</b>
SB 21-021 Audiology interstate compact	140,676	0	140,676	0	0	0.8
SB 21-156 Nurse intake 911 calls grants	865,583	865,583	0	0	0	0.5
SB 21-166 CO fire commission	1,108,800	1,108,800	0	0	0	7.3
SB 21-292 Federal COVID funds victims	7,500,000	0	6,000,000	1,500,000	0	0.0
HB 21-1064 Juvenile sex offend registry	7,200	7,200	0	0	0	0.0
HB 21-1214 Record sealing collateral	39,815	39,815	0	0	0	0.5
HB 21-1250 Law enforcement account.	4,065,016	3,101,748	963,268	0	0	13.5
HB 21-1280 Pre-trial detention reform	19,500	19,500	0	0	0	0.0
<b>TOTAL</b>	<b>\$545,457,628</b>	<b>\$173,885,290</b>	<b>\$248,657,305</b>	<b>\$54,542,492</b>	<b>\$68,372,541</b>	<b>1,971.5</b>
<b>INCREASE/(DECREASE)</b>	<b>\$35,465,912</b>	<b>\$20,705,986</b>	<b>\$8,866,360</b>	<b>\$7,439,001</b>	<b>(\$1,545,435)</b>	<b>49.2</b>
Percentage Change	7.0%	13.5%	3.7%	15.8%	(2.2%)	2.6%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-049 modifies the FY 2020-21 appropriation in the following ways:

- Adds \$14.0 million total funds for the Wildfire Stimulus Package;
- Adds \$1.0 million cash fund spending authority and 15.0 FTE to increase funding for processing firearms transfers;
- Adds \$520,380 General Fund to increase funding for Capitol security on a one-time basis;
- Adds \$385,580 General Fund for the personal protective equipment stockpile;
- Makes a net-zero refinance of two State Patrol positions from General Fund to cash funds;
- Makes a net-zero adjustment to the Department's indirect cost recoveries; and
- Removes \$10.4 million General Fund for the community corrections caseload adjustment.

Senate Bill 21-205 includes an increase of \$216,597 total funds, including \$176,541 General Fund, to the FY 2020-21 appropriation for vehicle lease payments.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**WILDFIRE STIMULUS PACKAGE:** The appropriation includes an increase of \$13,222,867 total funds, including \$11,422,867 General Fund, for the Wildfire Stimulus Package. The increase is the continuation of actions taken in the Department's supplemental bill for extended contracts for firefighting aircraft, additional personnel, and state assistance for local capacity.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Department's indirect cost assessment.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to the following centrally appropriated line items: salary survey; state contributions for health, life, and dental benefits; vehicle lease payments; payment to risk management and property funds; Public Employees' Retirement Association (PERA) direct distribution; Capitol complex leased space; annual depreciation leased equivalent payments; payments to the Governor's Office of Information Technology (OIT); shift differential; workers' compensation; legal services; CORE operations; supplemental state contributions to PERA; short-term disability; and administrative law judge costs.

**INCREASE BODY-WORN CAMERA GRANT FUNDING:** The appropriation includes \$4,000,000 General Fund to help local law enforcement agencies comply with the requirements of S.B. 20-217 (Enhance Law Enforcement Integrity), which mandates the use of body-worn cameras by law enforcement officers in Colorado by July 1, 2023.



**COMMUNITY PROVIDER RATES:** The appropriation includes an increase of \$1,890,654 total funds, including \$1,825,918 General Fund, for a 2.5 percent per-diem rate increase for community corrections providers.

**INCREASE FUNDING FOR PROCESSING FIREARMS TRANSFERS:** The appropriation includes an increase of \$1,706,573 cash funds spending authority and 20.0 FTE for the Colorado Bureau of Investigation's (CBI) Instacheck Unit, which performs criminal background checks for firearms transfers.

**STATE PERSONAL PROTECTIVE EQUIPMENT AND STOCKPILE:** The appropriation includes an increase of \$1,306,057 General Fund and 5.0 FTE to continue the State Personal Protective Equipment (PPE) Stockpile.

**UNDERGROUND MARKET MARIJUANA INTERDICTION UNIT:** The appropriation includes a continuation of \$890,901 cash funds spending authority from the Marijuana Tax Cash Fund and 5.0 FTE to maintain funding for lower case criminal investigators who assist rural law enforcement agencies in the investigation of illegal marijuana growing operations.

**STATE PATROL SPENDING AUTHORITY ADJUSTMENTS:** The appropriation includes an increase of \$700,000 cash fund spending authority for the State Patrol to align spending authority with expenses incurred and revenues collected for the Training Academy and Safety and Law Enforcement Support.

**ENHANCE SCHOOL SAFETY INCIDENT RESPONSE GRANT:** The appropriation includes an increase of \$250,000 cash funds from the Marijuana Tax Cash Fund for the Enhance School Safety Incident Response grant.

**LICENSING BEHAVIORAL HEALTH ENTITIES:** The appropriation includes an increase of \$114,107 cash funds and 1.0 FTE to provide increased support for facility inspections under H.B. 19-1237 (Licensing Behavioral Health).

**REFINANCE TROOPERS WITH VEHICLE INSPECTION FUNDS:** The appropriation includes a net-zero refinance of two positions in State Patrol from \$293,962 General Fund to cash funds from the Vehicle Identification Number Inspection Fund.

**TECHNICAL ADJUSTMENTS:** The appropriation includes a net-zero technical adjustment in State Patrol, and an increase of 3.7 FTE to correct a technical error in the appropriation for the Colorado Bureau of Investigation.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend PERA distribution	\$3,859,353	\$1,021,162	\$2,518,486	\$319,705	\$0	0.0
SB 20-217 Enhance law enforcement integrity	1,700,708	579,690	1,121,018	0	0	2.8
HB 20-1153 Colorado partnership	151,647	151,647	0	0	0	1.0
HB 19-1237 Licensing behavioral health	117,540	0	117,540	0	0	1.0
SB 20-197 Align state & federal hemp law	6,810	0	6,810	0	0	0.3
SB 18-200 PERA unfunded liability	2,039	1,281	204	23	531	0.0
SB 17-261 Flood recovery account	(12,824,764)	(3,657,723)	(9,167,041)	0	0	0.0
SB 20-218 CDPHE hazardous substances	(983,839)	0	(983,839)	0	0	0.0
<b>TOTAL</b>	<b>(\$7,970,506)</b>	<b>(\$1,903,943)</b>	<b>(\$6,386,822)</b>	<b>\$319,728</b>	<b>\$531</b>	<b>5.1</b>

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impacts of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 Community corrections caseload	\$10,439,478	\$10,439,478	\$0	\$0	\$0	0.0
FY20-21 Restore GF HLD reduction	2,064,868	2,064,868	0	0	0	0.0
FY 20-21 State trooper refinance	0	293,962	(293,962)	0	0	0.0
FY 20-21 Wildfire Stimulus Package	(14,037,260)	(10,811,260)	(1,500,000)	(1,726,000)	0	0.0
FY 20-21 Increase funding for processing firearms transfers	(1,035,509)	0	(1,035,509)	0	0	(15.0)
FY 20-21 Marijuana enforcement division	(890,901)	0	(890,901)	0	0	(5.0)
FY 20-21 Capitol security adjustment	(520,380)	(520,380)	0	0	0	0.0
FY 20-21 State PPE adjustment	(385,580)	(385,580)	0	0	0	(1.5)
FY 20-21 State recovery section	(4,703)	(4,703)	0	0	0	0.0
<b>TOTAL</b>	<b>(\$4,369,987)</b>	<b>\$1,076,385</b>	<b>(\$3,720,372)</b>	<b>(\$1,726,000)</b>	<b>\$0</b>	<b>(21.5)</b>

**COMMUNITY CORRECTIONS PLACEMENTS:** The appropriation includes a decrease of \$1,651,599 General Fund for community corrections placements.

**REMOVE FUNDING EPIC RESOURCE CENTER:** The appropriation removes all funding for the Evidence-Based Practices Implementation for Capacity (EPIC) Resource Center with a decrease of \$1,118,865 General Fund and 9.0 FTE.

**ADMINISTRATIVE EFFICIENCIES:** The appropriation includes a reduction of \$169,404 General Fund to reflect cost savings realized by the Department during the COVID-19 pandemic that can be implemented on an ongoing basis without operational impacts.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

# DEPARTMENT OF REGULATORY AGENCIES

The Department of Regulatory Agencies (DORA) consists of the following eleven divisions:

- The **Executive Director's Office** provides administrative and technical support for the Department's divisions and programs, including functions associated with accounting, purchasing, budgeting, communications, legislative services, and human resources. It also includes the Colorado Office of Policy, Research, and Regulatory Reform.
- The **Division of Banking** regulates state-chartered commercial banks, trust companies, money transmitters, and national banks and interstate banks that maintain public deposit accounts in Colorado.
- The **Division of Civil Rights** enforces Colorado's anti-discrimination laws in the areas of employment, housing, and public accommodations.
- The **Office of the Utility Consumer Advocate** represents the public interest and the specific interests of residential, small business, and agricultural consumers in rate and rulemaking cases before the Public Utilities Commission, federal agencies, and the courts.
- The **Division of Financial Services** examines and supervises state-chartered credit unions and state-chartered savings and loan associations, enforces the Savings and Loan Public Deposit Protection Act, and regulates certain financial activities of life care institutions.
- The **Division of Insurance** regulates companies and agents providing health insurance, property and liability insurance (homeowners and automobile), life insurance, and title insurance.
- The **Public Utilities Commission** regulates investor-owned electric, natural gas, telecommunications, private water utilities, and motor vehicle carriers for hire.
- The **Division of Real Estate** licenses real estate agents, appraisers, and mortgage loan originators and registers mortgage companies and homeowners associations.
- The **Division of Professions and Occupations** regulates licensees in over 30 professions and occupations to ensure a basic level of competence to protect the public welfare.
- The **Division of Securities** monitors the conduct of broker-dealers and sales representatives, investigates citizen complaints, and investigates indicators of investment fraud.
- The **Division of Conservation**, in conjunction with the Conservation Easement Oversight Commission, certifies conservation easement holders and conservation easement tax credit certificates.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund	\$2,066,931	\$2,324,519	\$1,940,640	\$2,867,009
Cash Funds	91,205,734	109,697,995	109,836,123	116,251,796
Reappropriated Funds	5,211,298	5,482,149	5,533,354	5,639,571
Federal Funds	1,249,820	1,323,269	1,442,682	1,890,156
<b>TOTAL FUNDS</b>	<b>\$99,733,783</b>	<b>\$118,827,932</b>	<b>\$118,752,799</b>	<b>\$126,648,532</b>
Full Time Equiv. Staff	574.7	591.8	600.8	635.5

Funding for this department consists of 2.3 percent General Fund, 91.7 percent cash funds, 4.5 percent reappropriated funds, and 1.5 percent federal funds.

# APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

DEPARTMENT OF REGULATORY AGENCIES						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$119,683,304	\$1,974,831	\$110,668,540	\$5,597,251	\$1,442,682	599.8
SB 20-030 Consume prot util customers	16,545	0	16,545	0	0	0.2
SB 20-118 Hazardous mats transport	(20,918)	0	(20,918)	0	0	(0.5)
HB 20-1061 HIV prevention meds	13,347	0	13,347	0	0	0.2
HB 20-1158 Infertility insurance	3,337	0	3,337	0	0	0.1
HB 20-1209 Sunset nurse adv task force	15,554	0	15,554	0	0	0.2
HB 20-1286 Sunset reg fantasy sports	(11,252)	0	(11,252)	0	0	(0.2)
HB 20-1293 Emergency phone charge	83,247	0	83,247	0	0	0.9
HB 20-1332 Prohibit housing discrim	9,641	9,641	0	0	0	0.1
HB 20-1379 Suspend DD to PERA	(1,040,006)	(43,832)	(932,277)	(63,897)	0	0.0
<b>TOTAL</b>	<b>\$118,752,799</b>	<b>\$1,940,640</b>	<b>\$109,836,123</b>	<b>\$5,533,354</b>	<b>\$1,442,682</b>	<b>600.8</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$118,752,799	\$1,940,640	\$109,836,123	\$5,533,354	\$1,442,682	600.8
Centrally appropriated line items	1,233,267	128,040	498,177	154,490	452,560	0.0
Annualize prior year legislation and budget actions	873,815	131,858	678,060	63,897	0	(1.1)
Funding for Civil Rights Division	650,000	650,000	0	0	0	8.0
Indirect cost assessment	5,363	12,981	89,638	(92,170)	(5,086)	0.0
Technical adjustments	0	3,500	16,500	(20,000)	0	0.0
<b>SB 21-205 Long Bill</b>	<b>\$121,515,244</b>	<b>\$2,867,019</b>	<b>\$111,118,498</b>	<b>\$5,639,571</b>	<b>\$1,890,156</b>	<b>607.7</b>
SB 21-016 Protect prevent health care	13,353	0	13,353	0	0	0.2
SB 21-021 Audiology interstate compact	151,440	0	151,440	0	0	0.3
SB 21-063 MEWA offer insurance	13,352	0	13,352	0	0	0.2
SB 21-103 PUC electric trans infra	453,941	0	453,941	0	0	3.2
SB 21-108 PUC gas util safety authority	423,448	423,448	0	0	0	3.7
SB 21-115 Talking Book Library funding	250,000	0	250,000	0	0	0.0
SB 21-126 Phys credentials by insurance	52,505	0	52,505	0	0	0.4
SB 21-175 Rx drug afford review board	730,771	0	730,771	0	0	3.0
SB 21-246 Elec util beneficial electrify	168,448	0	168,448	0	0	1.6
SB 21-261 PUC encourage renew gen	91,488	0	91,488	0	0	1.0
SB 21-264 Reduce ghg emissions	92,482	0	92,482	0	0	1.0
SB 21-272 Modernize PUC	499,990	(471,849)	971,839	0	0	0.0
HB 21-1012 Expand Rx drug monitor	61,118	0	61,118	0	0	0.8
HB 21-1013 Divide domestic stock insur	10,729	0	10,729	0	0	0.2
HB 21-1068 Mental health wellness insur	26,353	0	26,353	0	0	0.2
HB 21-1109 Expand broadband service	(202,504)	0	(202,504)	0	0	(2.0)
HB 21-1140 Elim living donor costs	13,353	0	13,353	0	0	0.2
HB 21-1195 Reg of radon profts	63,134	0	63,134	0	0	0.5
HB 21-1201 Telecom transparency	259,251	0	259,251	0	0	3.0
HB 21-1232 Standard health benefit plan	1,409,637	0	1,409,637	0	0	5.4
HB 21-1233 Cons easement tax mods	254,372	0	254,372	0	0	2.0
HB 21-1269 PUC community choice	48,391	48,391	0	0	0	0.5
HB 21-1276 Prevent substance disorders	228,207	0	228,207	0	0	2.1
HB 21-1283 Vehicle towing protection	20,029	0	20,029	0	0	0.3
<b>TOTAL</b>	<b>\$126,648,532</b>	<b>\$2,867,009</b>	<b>\$116,251,796</b>	<b>\$5,639,571</b>	<b>\$1,890,156</b>	<b>635.5</b>
<b>INCREASE/(DECREASE)</b>	<b>\$7,895,733</b>	<b>\$926,369</b>	<b>\$6,415,673</b>	<b>\$106,217</b>	<b>\$447,474</b>	<b>34.7</b>
Percentage Change	6.6%	47.7%	5.8%	1.9%	31.0%	5.8%

<sup>1</sup> The FY 2021-22 General Fund appropriation is \$10 less than it should be as a result of a technical error in the appropriation clause of S.B. 21-272 that reduced the General Fund appropriation from H.B. 21-1269 by ten dollars too much.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items, as detailed in the following table.

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Salary survey	\$1,491,333	\$52,552	\$1,289,085	\$93,870	\$55,826	0.0
Leased space	909,813	0	767,401	59,649	82,763	0.0
Payment to risk management / property funds	76,903	2,588	70,538	2,616	1,161	0.0
Vehicle lease payment	41,280	0	41,280	0	0	0.0
Health, life, and dental	31,789	80,651	(214,307)	(610)	166,055	0.0
Payments to OIT	29,979	2,027	27,952	0	0	0.0
PERA Direct Distribution	1,356	(7,134)	(32,135)	1,647	38,978	0.0
SB18-200 PERA unfunded liability	186	7	161	11	7	0.0
Legal services	(1,159,849)	(9,564)	(1,142,246)	(3,514)	(4,525)	0.0
Administrative law judges	(79,340)	(3,585)	(75,755)	0	0	0.0
CORE	(59,411)	(2,302)	(53,324)	(3,059)	(726)	0.0
Workers' compensation	(16,508)	(542)	(15,175)	(243)	(548)	0.0
AED	(15,480)	6,608	(80,092)	2,113	55,891	0.0
SAED	(15,480)	6,608	(80,092)	2,113	55,891	0.0
Short-term disability	(3,304)	126	(5,114)	(103)	1,787	0.0
<b>TOTAL</b>	<b>\$1,233,267</b>	<b>\$128,040</b>	<b>\$498,177</b>	<b>\$154,490</b>	<b>\$452,560</b>	<b>0.0</b>

**ANNUALIZE PRIOR YEAR LEGISLATION AND BUDGET ACTIONS:** The appropriation includes the out-year impacts of prior year budget actions and legislation, as detailed in the following table.

ANNUALIZE PRIOR YEAR LEGISLATION AND BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend DD to PERA	\$1,040,006	\$43,832	\$932,277	\$63,897	\$0	0.0
FY 20-21 GF HLD reduction	74,526	74,526	0	0	0	0.0
HB 20-1332 Prohibit Discrimination Housing	13,500	13,500	0	0	0	0.0
HB 20-1158 Insurance Coverage Infertility	4,165	0	4,165	0	0	0.1
FY 20-21 Remove Talking Book Library appropriation	(200,000)	0	(200,000)	0	0	0.0
SB 20-118 Hazardous materials transportation permit issuance	(41,837)	0	(41,837)	0	0	(1.0)
SB 20-030 Consumer Protections Utility	(16,545)	0	(16,545)	0	0	(0.2)
<b>TOTAL</b>	<b>\$873,815</b>	<b>\$131,858</b>	<b>\$678,060</b>	<b>\$63,897</b>	<b>\$0</b>	<b>(1.1)</b>

**FUNDING FOR CIVIL RIGHTS DIVISION:** The appropriation includes an increase of \$650,000 General Fund and 8.0 FTE to support the mission of the Civil Rights Division.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Department's indirect cost assessment.

**TECHNICAL ADJUSTMENTS:** The appropriation includes adjustments related to funding received from other departments to carry out sunset reviews.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see the “*Appendix A, Recent Legislation*”.

# DEPARTMENT OF REVENUE

The Department has three functional groups: the Taxation Business Group, the Division of Motor Vehicles, and the Specialized Business Group. The Taxation Business Group collects revenue for the state and for many local governments and assists taxpayers in tax related matters. The Division of Motor Vehicles regulates motor vehicle safety, issues personal identification documents, and regulates commercial vehicles. The Specialized Business Group regulates alcohol, tobacco, marijuana, horseracing and off-track betting, limited gaming, sports betting, and automobile dealers and sales persons. The three functional groups are supported by the Executive Director's Office. The Department also operates the State Lottery, a TABOR enterprise supported by lottery ticket sales. Lottery proceeds (sales less prizes and expenses) are distributed to the Conservation Trust Fund, Great Outdoors Colorado, the Division of Parks and Wildlife, and the Public School Capital Construction Assistance Fund.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund	\$113,271,850	\$124,688,584	\$119,422,328	\$141,512,775
Cash Funds	250,494,506	272,293,824	281,140,152	278,671,581
Reappropriated Funds	6,381,910	6,149,821	6,908,583	8,469,940
Federal Funds	824,388	1,036,329	1,036,513	1,064,586
<b>TOTAL FUNDS</b>	<b>\$370,972,654</b>	<b>\$404,168,558</b>	<b>\$408,507,576</b>	<b>\$429,718,882</b>
Full Time Equiv. Staff	1,472.2	1,564.9	1,595.2	1,626.2

Funding for this department consists of 32.9 percent General Fund, 64.8 percent cash funds, 2.0 percent reappropriated funds, and 0.2 percent federal funds.

## APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

DEPARTMENT OF REVENUE						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$405,987,406	\$118,141,241	\$279,898,954	\$6,910,698	\$1,036,513	1,573.7
SB 20-035 Kiosk prog provider services	112,500	0	112,500	0	0	0.0
SB 20-056 Surplus mil vehicles firefight	3,375	0	3,375	0	0	0.0
SB 20-218 CDPHE hazardous substance	39,769	39,769	0	0	0	0.0
HB 20-1001 Nicotine product regulation	2,391,262	0	2,391,262	0	0	18.9
HB 20-1153 CO Partnership Act	26,479	0	26,479	0	0	0.0
HB 20-1293 Emergency telephone svc	18,930	0	18,930	0	0	0.0
HB 20-1379 Suspend PERA dir distrib	(2,143,176)	(829,713)	(1,311,348)	(2,115)	0	0.0
HB 20-1420 Adjust tax expend for SEF	49,002	49,002	0	0	0	0.0
SB 20B-001 COVID-19 relief small bus	1,891,775	1,891,775	0	0	0	0.0
HB 21-1002 Reduce income tax liability	130,254	130,254	0	0	0	2.6
<b>TOTAL</b>	<b>\$408,507,576</b>	<b>\$119,422,328</b>	<b>\$281,140,152</b>	<b>\$6,908,583</b>	<b>\$1,036,513</b>	<b>1,595.2</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$408,507,576	\$119,422,328	\$281,140,152	\$6,908,583	\$1,036,513	1,595.2
Technical adjustments	16,442,725	16,321,308	121,417	0	0	0.0
Lottery vendor changes	9,202,843	0	9,202,843	0	0	0.0
Annualize prior year budget actions	3,836,222	3,022,125	814,097	0	0	7.0
DMV digital transformation	2,520,072	2,520,072	0	0	0	0.0
Sales and use tax simplification support	2,169,705	2,169,705	0	0	0	4.6
Indirect cost assessment	1,460,452	(1,460,452)	1,460,452	1,460,452	0	0.0
Annualize prior year legislation	1,248,679	(652,942)	1,899,502	2,115	4	15.6
Proposition EE Funding	50,206	50,206	0	0	0	0.9

DEPARTMENT OF REVENUE						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Centrally appropriated line items	(11,884,794)	(3,159,199)	(8,744,254)	(9,410)	28,069	(5.0)
Realign DMV spending	(6,631,401)	0	(6,631,401)	0	0	(16.1)
Realign spending Specialized Bus Group	(1,013,471)	0	(1,013,471)	0	0	0.0
Saving from adopting virtual government	(749,976)	(558,353)	(191,623)	0	0	(5.0)
Information Technology reorganization	(703,479)	(370,548)	(332,931)	0	0	0.0
Budget savings Taxation Business Group	(420,722)	(420,722)	0	0	0	0.0
<b>SB 21-205 Long Bill</b>	<b>\$424,034,637</b>	<b>\$136,883,528</b>	<b>\$277,724,783</b>	<b>\$8,361,740</b>	<b>\$1,064,586</b>	<b>1,597.2</b>
SB 21-055 Collection of state debts	50,625	50,625	0	0	0	0.0
SB 21-069 Lic plate exp on change owner	598,290	102,600	495,690	0	0	0.0
SB 21-076 Fund third party vehicle c-tran	1,631,792	1,631,792	0	0	0	6.9
SB 21-082 Alcohol beverage festival	511,210	0	511,210	0	0	6.2
SB 21-131 Protect personal info by State	300,986	300,986	0	0	0	0.0
SB 21-154 988 suicide prevention netwrk	74,566	74,566	0	0	0	0.0
SB 21-199 Remove barriers public opps	83,881	83,881	0	0	0	0.0
SB 21-249 Keep CO Wild annual pass	108,200	0	0	108,200	0	0.0
SB 21-253 Women vets disabil lic plate	5,481	0	5,481	0	0	0.0
SB 21-260 Sustainable transport system	1,104,661	1,082,480	22,181	0	0	5.3
SB 21-271 Misdemeanor reform	95,340	35,940	59,400	0	0	0.6
SB 21-283 Cash fund solvency	(1,135,728)	0	(1,135,728)	0	0	0.0
HB 21-1002 Reduce income tax liability	96,905	96,905	0	0	0	0.7
HB 21-1014 Disability symbol ID	89,298	89,298	0	0	0	0.0
HB 21-1027 Contin alc bev takeout deliv	63,274	0	63,274	0	0	0.8
HB 21-1044 Wine lic incl noncontiguous	13,247	0	13,247	0	0	0.2
HB 21-1073 Support foster fam lic plate	14,145	0	14,145	0	0	0.0
HB 21-1128 Hospice palliative care lic pla	6,907	0	6,907	0	0	0.0
HB 21-1141 Electric vehicle license plate	91,636	0	91,636	0	0	0.0
HB 21-1145 Support pollinator lic plate	22,544	0	22,544	0	0	0.0
HB 21-1219 Nurses special license plate	17,490	0	17,490	0	0	0.0
HB 21-1233 Cons easemt tax cred mods	206,998	206,998	0	0	0	0.0
HB 21-1265 Qual retailer retain sales tax	101,600	101,600	0	0	0	0.0
HB 21-1301 Outdoor cannabis cultiv	279,194	0	279,194	0	0	1.9
HB 21-1311 Income tax	64,856	64,856	0	0	0	0.8
HB 21-1312 Ins prem prop sales sev tax	274,142	274,142	0	0	0	1.3
HB 21-1314 DOR action on documents	211,500	0	211,500	0	0	0.0
HB 21-1317 Reg marijuana concentrates	255,167	0	255,167	0	0	1.5
HB 21-1323 Special Olympics lic plate	13,460	0	13,460	0	0	0.0
HB 21-1327 State & local tax parity bus	432,578	432,578	0	0	0	2.8
<b>TOTAL</b>	<b>\$429,718,882</b>	<b>\$141,512,775</b>	<b>\$278,671,581</b>	<b>\$8,469,940</b>	<b>\$1,064,586</b>	<b>1,626.2</b>
<b>INCREASE/(DECREASE)</b>	<b>\$21,211,306</b>	<b>\$22,090,447</b>	<b>(\$2,468,571)</b>	<b>\$1,561,357</b>	<b>\$28,073</b>	<b>31.0</b>
Percentage Change	5.2%	18.5%	(0.9%)	22.6%	2.7%	1.9%

<sup>1</sup> Includes \$33,800,122 in FY 2020-21 and \$49,844,140 in FY 2021-22 that is not subject to the statutory restriction on state General Fund appropriations imposed by Section 24-75-201.1, C.R.S.

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

House Bill 21-1002 modifies the FY 2019-20 appropriation to add \$130,254 General Fund and a corresponding 2.6 FTE to implement the act.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**TECHNICAL ADJUSTMENTS:** The appropriation includes adjustments resulting from the revenue forecast for cigarette and marijuana tax, General Fund, and Tobacco Tax Cash Fund distributions to local governments via statutory or constitutional formula, IT systems contract escalators, and refinancing adjustments.

TECHNICAL ADJUSTMENTS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Revenue forecast adjustment	\$16,146,492	\$16,044,018	\$102,474	\$0	\$0	0.0
GenTax (FAST Enterprises) contract escalator	171,433	171,433	0	0	0	0.0
DRIVES (FAST Enterprises) contract escalator	124,800	0	124,800	0	0	0.0
Indirect-related refinancing	0	105,857	(105,857)	0	0	0.0
<b>TOTAL</b>	<b>\$16,442,725</b>	<b>\$16,321,308</b>	<b>\$121,417</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**LOTTERY VENDOR CHANGES:** The appropriation includes \$9.2 million cash funds from the Lottery Fund to allow the Lottery to convert to a variable cost, incentive based contract with its scratch ticket vendor. This change is anticipated to increase proceeds to Lottery beneficiaries by \$2.8 million in FY 2021-22.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the second-year impact of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 GF HLD reduction	\$2,032,254	\$2,032,254	\$0	\$0	\$0	0.0
FY 19-20 GenTax support enhancements	896,656	889,551	7,105	0	0	7.0
FY 19-20 Leased space for 2019 special bills	498,960	100,320	398,640	0	0	0.0
FY 19-20 Driver's license documents	408,352	0	408,352	0	0	0.0
<b>TOTAL</b>	<b>\$3,836,222</b>	<b>\$3,022,125</b>	<b>\$814,097</b>	<b>\$0</b>	<b>\$0</b>	<b>7.0</b>

**DMV DIGITAL TRANSFORMATION:** The appropriation includes a one-time increase of \$2.5 million General Fund to support the DMV's digital expansion. The initiative includes expanding self-service kiosks to include new transaction types, creation of cloud-based virtual call centers with artificial intelligence technology, a statewide marketing campaign to promote online services, and establishment of mobile driver's license offices to reach residents with limited mobility and in remote areas.

**SALES AND USE TAX SIMPLIFICATION SUPPORT:** The appropriation includes an increase of \$2.2 million General Fund and 4.6 FTE for ongoing support and maintenance of the Sales and Use Tax Simplification System (SUTS).

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase of \$1.5 million in the Department's indirect cost assessment used to offset the same amount of General Fund.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments related to prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend PERA DD FY20-21	\$2,143,176	\$829,713	\$1,311,348	\$2,115	\$0	0.0
HB 20-1420 Adjust tax expenditures for State	499,830	499,830	0	0	0	8.4
HB 19-1230 Marijuana hospitality	317,058	0	317,058	0	0	5.3
HB 20-1001 Nicotine product regulation	250,996	0	250,996	0	0	2.4
HB 20-1153 Colorado Partnership	186,855	0	186,855	0	0	1.2
HB 19-1159 Modify motor vehicle income tax	51,478	51,478	0	0	0	0.9
HB 20-1236 Health care coverage	28,372	28,372	0	0	0	0.0
HB 20-1024 Net operating loss deduction	22,859	22,859	0	0	0	0.0
SB 18-200 PERA unfunded liability	618	252	362	0	4	0.0
SB 20B-001 COVID-19 relief small & minority bus arts orgs	(1,891,775)	(1,891,775)	0	0	0	0.0
HB 21-1002 Reductions certain taxpayers income tax liability	(130,254)	(130,254)	0	0	0	(2.6)
SB 20-035 Kiosk program provider	(112,500)	0	(112,500)	0	0	0.0
SB 20-218 CDPHE hazardous substance	(39,643)	(39,643)	0	0	0	0.0
HB 19-1255 Mesa Verde license plate	(32,312)	0	(32,312)	0	0	0.0
HB 20-1293 Emergency telephone service	(18,930)	0	(18,930)	0	0	0.0
HB 18-1208 Expand childcare income tax credit	(11,040)	(11,040)	0	0	0	0.0



ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 18-1267 Income tax credit retrofitting	(6,444)	(6,444)	0	0	0	0.0
HB 18-1202 Income tax credit organ donation	(6,290)	(6,290)	0	0	0	0.0
SB 20-056 Surplus military vehicles	(3,375)	0	(3,375)	0	0	0.0
<b>TOTAL</b>	<b>\$1,248,679</b>	<b>(\$652,942)</b>	<b>\$1,899,502</b>	<b>\$2,115</b>	<b>\$4</b>	<b>15.6</b>

**PROPOSITION EE FUNDING:** The appropriation includes an increase of \$50,206 General Fund and 0.9 FTE for one Tax Examiner I position to manage policy changes related to Proposition EE – Taxes on Nicotine Products.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items for the following.

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Salary survey	\$3,213,596	\$1,282,289	\$1,908,289	\$1,516	\$21,502	0.0
Leased space	260,966	33,389	227,577	0	0	0.0
DPA document management	157,024	499,583	(342,559)	0	0	(5.0)
Payment to risk management/property	152,305	58,087	94,218	0	0	0.0
PERA Direct Distribution	113,221	89,629	8,982	(1,011)	15,621	0.0
Health, life, and dental	69,405	620,071	(545,095)	(5,063)	(508)	0.0
Annual fleet vehicle request	52,853	11,367	41,486	0	0	0.0
ALJ services	11,365	0	11,365	0	0	0.0
Payments to OIT	(12,492,523)	(4,517,334)	(7,975,189)	0	0	0.0
Capitol Complex leased space	(1,414,343)	(527,136)	(887,207)	0	0	0.0
Legal services	(1,411,934)	(782,895)	(629,039)	0	0	0.0
CORE	(356,265)	(135,874)	(220,391)	0	0	0.0
Workers' compensation	(148,059)	(56,467)	(91,592)	0	0	0.0
AED	(30,007)	132,737	(156,192)	(2,383)	(4,169)	0.0
SAED	(30,007)	132,737	(156,192)	(2,383)	(4,169)	0.0
Shift differential	(21,892)	0	(21,892)	0	0	0.0
Short-term disability	(10,499)	618	(10,823)	(86)	(208)	0.0
<b>TOTAL</b>	<b>(\$11,884,794)</b>	<b>(\$3,159,199)</b>	<b>(\$8,744,254)</b>	<b>(\$9,410)</b>	<b>\$28,069</b>	<b>(5.0)</b>

**REALIGN DMV SPENDING:** The appropriation includes a permanent reduction of \$6.6 million cash funds and an associated 16.1 FTE within the DMV. Over two-thirds of this reduction, about \$4.5 million, is to align spending authority for the Driver's License Documents and License Plate Ordering line items with available revenues. The remaining reductions are related to personnel changes to address the effects of the COVID-19 pandemic and respond to changing demographics that will cause a long-term decrease in demand. The reductions will be implemented by eliminating vacant positions and transferring employees to alternate locations or positions where necessary.

**REALIGN SPENDING SPECIALIZED BUS GROUP:** The appropriation includes a reduction of \$1.0 million cash funds from savings originating in the Specialized Business Group. The majority of the reduction would come from spending reductions in the Liquor Enforcement Division (LED) and Marijuana Enforcement Division (MED), with small reductions in the Division of Racing Events and Auto Industry Division.

**SAVING FROM ADOPTING VIRTUAL GOVERNMENT:** The appropriation includes a decrease of \$749,976 total funds, including a decrease of \$558,353 General Fund, and a decrease of 5.0 FTE, associated with a transition to allow hearings to be conducted virtually.

**INFORMATION TECHNOLOGY REORGANIZATION:** The appropriation includes reductions of \$370,548 General Fund and \$332,931 cash funds from the Information Technology Division, the permanent dissolution of this division, and the relocation of remaining funds to other line items throughout the Department.

**BUDGET SAVINGS TAXATION BUSINESS GROUP:** The appropriation includes a decrease of \$420,722 General Fund. This item comprises a reorganization and consolidation of two subdivisions, Taxation and Compliance and Taxpayer Services, into a single, Taxation Services subdivision. The savings reflect cost reductions related to the GenTax system that include a one-time forbearance of the annual inflationary contract escalator.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

---

# DEPARTMENT OF STATE

The Secretary of State is one of five independently elected constitutional officers of the State and serves as Colorado's chief elections official and the chief executive officer of the Department of State. The Department of State is broadly responsible for overseeing elections, registering businesses, and publishing information and records for public use. This includes: administering statutory provisions that pertain to elections; managing the statewide voter registration database; implementing the Help America Vote Act; overseeing campaign finance reporting; registering lobbyists and monitoring the filing of required disclosures; collecting, maintaining, and providing public access to business filings; regulating charities and charitable gaming; and certifying notaries public. The Department has four divisions: (1) Administration Division; (2) Information Technology Division; (3) Elections Division; and (4) Business and Licensing Division.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund	\$0	\$9,453,590	\$0	\$271,360
Cash Funds	26,136,661	32,968,106	31,103,181	32,927,043
Reappropriated Funds	0	0	0	0
Federal Funds	0	0	0	0
<b>TOTAL FUNDS</b>	<b>\$26,136,661</b>	<b>\$42,421,696</b>	<b>\$31,103,181</b>	<b>\$33,198,403</b>
Full Time Equiv. Staff	142.9	145.9	147.0	147.2

Funding for this department consists of 99.2 percent cash funds from the Department of State Cash Fund and 0.8 percent General Fund.

## APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

DEPARTMENT OF STATE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$31,215,705	\$0	\$31,215,705	\$0	\$0	145.9
SB 20-096 Remote notaries privacy	132,795	0	132,795	0	0	1.1
HB 20-1379 Suspend DD to PERA	(245,319)	0	(245,319)	0	0	0.0
<b>TOTAL</b>	<b>\$31,103,181</b>	<b>\$0</b>	<b>\$31,103,181</b>	<b>\$0</b>	<b>\$0</b>	<b>147.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$31,103,181	\$0	\$31,103,181	\$0	\$0	147.0
Centrally appropriated line items	1,531,555	0	1,531,555	0	0	0.0
2020 HAVA election security grant state match	1,426,773	0	1,426,773	0	0	0.0
General Fund appropriation for SB19-235	271,360	271,360	0	0	0	0.0
Annualize prior year legislation and budget actions	13,558	0	13,558	0	0	(0.5)
Technical adjustments	(1,632,367)	0	(1,632,367)	0	0	0.0
Indirect cost assessment	(49,675)	0	(49,675)	0	0	0.0
<b>SB 21-205 Long Bill</b>	<b>\$32,664,385</b>	<b>\$271,360</b>	<b>\$32,393,025</b>	<b>\$0</b>	<b>\$0</b>	<b>146.5</b>
SB 21-250 Elections and voting	306,500	0	306,500	0	0	0.0
HB 21-1011 Multilingual ballot access	82,800	0	82,800	0	0	0.0
HB 21-1230 User-friendly internet rules	108,718	0	108,718	0	0	0.7
HB 21-1321 Voter transparency ballots	36,000	0	36,000	0	0	0.0
<b>TOTAL</b>	<b>\$33,198,403</b>	<b>\$271,360</b>	<b>\$32,927,043</b>	<b>\$0</b>	<b>\$0</b>	<b>147.2</b>
<b>INCREASE/(DECREASE)</b>	<b>\$2,095,222</b>	<b>\$271,360</b>	<b>\$1,823,862</b>	<b>\$0</b>	<b>\$0</b>	<b>0.2</b>
Percentage Change	6.7%	n/a	5.9%	n/a	n/a	0.1%

## FY 2019-20 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-051 (supplemental bill) modifies the FY 2019-20 appropriation to increase the General Fund appropriation by \$1,035,000 to release the restriction on the Local Election Reimbursement line item that was placed as a result of the over expenditure from the line.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes an increase of \$1,531,555 cash funds for FY 2021-22. The following table itemizes each previously acted on or requested centrally appropriated line item change.

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Salary survey	\$406,979	\$0	\$406,979	\$0	\$0	0.0
Legal services	387,531	0	387,531	0	0	0.0
Document management	170,568	0	170,568	0	0	0.0
Leased space	170,000	0	170,000	0	0	0.0
Health, life, and dental	145,730	0	145,730	0	0	0.0
Payments to OIT	70,987	0	70,987	0	0	0.0
Payment to risk management / property funds	60,301	0	60,301	0	0	0.0
AED	49,890	0	49,890	0	0	0.0
SAED	49,890	0	49,890	0	0	0.0
PERA Direct Distribution	10,472	0	10,472	0	0	0.0
Workers' compensation	9,966	0	9,966	0	0	0.0
Vehicle lease payments	4,204	0	4,204	0	0	0.0
Short-term disability	728	0	728	0	0	0.0
CORE	(4,845)	0	(4,845)	0	0	0.0
Administrative law judges	(846)	0	(846)	0	0	0.0
<b>TOTAL</b>	<b>\$1,531,555</b>	<b>\$0</b>	<b>\$1,531,555</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**2020 HAVA ELECTION SECURITY GRANT STATE MATCH:** The appropriation includes \$1,426,773 cash funds for FY 2021-22 from the Department of State Cash Fund for a state match to leverage federal funds of \$7,133,864. The appropriation also includes roll-forward spending authority through FY 2024-25.

**GENERAL FUND APPROPRIATION FOR SB 19-235:** The appropriation includes an increase of \$271,360 General Fund to the Department of State Cash Fund for FY 2021-22 to be used to further enhance the statewide voter registration and election management system (SCORE) system to allow for automatic voter registration of Medicaid applicants.

**ANNUALIZE PRIOR YEAR LEGISLATION AND BUDGET ACTIONS:** The appropriation includes an increase of \$13,558 cash funds for the out-year impacts of prior year legislation and budget actions.

ANNUALIZE PRIOR YEAR LEGISLATION AND BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend DD to PERA	\$245,319	\$0	\$245,319	\$0	\$0	0.0
Eliminate one-time funding for expanded outreach to eligible but unregistered voters	(135,000)	0	(135,000)	0	0	0.0
SB 20-096 Remote notaries protect privacy	(96,761)	0	(96,761)	0	0	(0.5)
<b>TOTAL</b>	<b>\$13,558</b>	<b>\$0</b>	<b>\$13,558</b>	<b>\$0</b>	<b>\$0</b>	<b>(0.5)</b>

**TECHNICAL ADJUSTMENTS:** The appropriation includes a decrease of \$1,632,367 cash funds from the Electronic Recording Technology Board Fund to reflect the Electronic Recording Technology Board's adjusted balance. These

funds are shown for informational purposes and are continuously appropriated pursuant to Section 24-21-404 (1)(a), C.R.S.

**INDIRECT COST ASSESSMENT:** The appropriation includes a decrease of \$49,675 cash funds for the Department's indirect cost assessment.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

---

# DEPARTMENT OF TRANSPORTATION

The Colorado Department of Transportation (CDOT) is primarily responsible for the construction, maintenance, and operation of Colorado's state highway system, with additional responsibilities relating to aviation, interregional bus service, transit, multimodal transportation, and other state transportation systems. Most policy and budget authority for the Department rests with the Transportation Commission, which is composed of eleven governor-appointed members who represent specific districts around the state. Department staff provide support to the Commission as it adopts budgets, establishes policies, and implements Commission decisions. The Department's responsibilities include managing highway construction projects, implementing the State's Highway Safety Plan, operating and maintaining Colorado's 9,100-mile state highway system, providing technical support to local airports regarding aviation safety, distributing aviation fuel tax revenues and discretionary grants to local airports, and distributing grants for multimodal transportation projects. The structure of the Department shown in the Long Bill corresponds with the General Assembly's authority over particular areas of the Department's budget and differs from the Department's administrative organization. The CDOT portion of the Long Bill is unique in that it is a revenue allocation document that projects department revenues from all sources, including federal grants and transfers from the General Fund. It also shows how those revenues are expected to be allocated among divisions.

Most of the revenues that appear in the Long Bill are either federal funds that are not under the control of the General Assembly or continuously appropriated state funds. For FY 2021-22, the General Assembly has appropriation authority over 2.0 percent of the projected revenue shown in the Long Bill. The General Assembly controls revenues for the following Long Bill divisions:

- Administration, where the General Assembly controls the total appropriation, but not the allocation within the division;
- Southwest Chief Rail and Front Range Passenger Rail Commission; and
- Special Purpose (comprised of the *First Time Drunk Driving Offender Account*, the *Marijuana Impaired Driving Program*, and *Multimodal Transportation Projects*).

The other 98.0 percent of revenue shown in the Long Bill is federal revenue or continuously appropriated state revenue.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund	\$0	\$0	\$1,000,000	\$0
Cash Funds	1,209,197,195	1,483,476,167	1,346,836,605	1,414,578,403
Reappropriated Funds	6,672,645	7,078,096	7,078,096	5,478,096
Federal Funds	611,918,704	621,466,824	629,577,681	642,203,363
<b>TOTAL FUNDS</b>	<b>\$1,827,788,544</b>	<b>\$2,112,021,087</b>	<b>\$1,984,492,382</b>	<b>\$2,062,259,862</b>
Full Time Equiv. Staff	3,328.8	3,328.8	3,326.0	3,329.0

Funding for this department consists of no General Fund, 68.6 percent cash funds, 0.3 percent reappropriated funds, and 31.1 percent federal funds.

# APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

DEPARTMENT OF TRANSPORTATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$1,984,439,402	\$1,000,000	\$1,346,783,625	\$7,078,096	\$629,577,681	3,326.0
HB 20-1153 CO partnership quality jobs	52,980	0	52,980	0	0	0.0
<b>TOTAL</b>	<b>\$1,984,492,382</b>	<b>\$1,000,000</b>	<b>\$1,346,836,605</b>	<b>\$7,078,096</b>	<b>\$629,577,681</b>	<b>3,326.0</b>
CHANGES FROM FY 2021-22 APPROPRIATION:						
<b>FY 2021-22 revenue forecast compared to FY 2020-21 forecast</b>						
Revenue from Bridge Enterprise sources	4,434,279	0	4,434,279	0	0	0.0
Revenue from Transportation Enterprise sources	32,007	0	1,632,007	(1,600,000)	0	0.0
Revenue from CM&O sources <sup>1</sup>	(89,198,763)	0	(101,824,445)	0	12,625,682	0.0
<b>Total revenue adjustments</b>	<b>(\$84,732,477)</b>	<b>\$0</b>	<b>(\$95,758,159)</b>	<b>(\$1,600,000)</b>	<b>\$12,625,682</b>	<b>0.0</b>
<b>FY 2021-22 revenue forecast</b>	<b>\$1,899,759,905</b>	<b>\$1,000,000</b>	<b>\$1,251,078,446</b>	<b>\$5,478,096</b>	<b>\$642,203,363</b>	<b>3,326.0</b>
<b>Offsetting revenue allocation adjustments</b>						
Other common policy changes in the Administration Division						
Admin impact	1,743,854	0	1,744,151	(297)	0	0.0
CM&O impact	(1,743,854)	0	(1,744,151)	297	0	0.0
Total-compensation changes in the Administration Division						
Admin impact	774,437	0	774,437	0	0	0.0
CM&O impact	(774,437)	0	(774,437)	0	0	0.0
Annualize prior year legislation						
Admin impact	548,282	0	548,282	0	0	0.0
CM&O impact	(548,282)	0	(548,282)	0	0	0.0
Administration efficiency savings						
Admin impact	(1,075,612)	0	(1,075,612)	0	0	0.0
CM&O impact	1,075,612	0	1,075,612	0	0	0.0
Impact of offsetting changes in affected divisions						
Admin impact	1,990,961	0	1,991,258	(297)	0	0.0
CM&O impact	(1,990,961)	0	(1,991,258)	297	0	0.0
<b>Net impact of offsetting revenue allocation adjustments</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
<b>Non-offsetting expenditure adjustments</b>						
Marijuana Impaired Driving Program expenditure adjustment						
	500,000	0	500,000	0	0	0.0
Southwest Chief Fund						
	300,000	0	300,000	0	0	0.0
Annualize prior year budget actions						
	(1,000,000)	(1,000,000)	0	0	0	0.0
First Time Drunk Driving Offender Account expenditure adjustment						
	(900,000)	0	(900,000)	0	0	0.0
<b>Total non-offsetting expenditure adjustments</b>	<b>(\$1,100,000)</b>	<b>(\$1,000,000)</b>	<b>(\$100,000)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
<b>SB 21-205 Long Bill</b>	<b>\$1,898,659,905</b>	<b>\$0</b>	<b>\$1,250,978,446</b>	<b>\$5,478,096</b>	<b>\$642,203,363</b>	<b>3,326.0</b>
SB 21-260 Sustainable transport system	161,599,957	0	161,599,957	0	0	3.0
HB 21-1317 Regulate marijuana concentrates	2,000,000	0	2,000,000	0	0	0.0
<b>TOTAL</b>	<b>\$2,062,259,862</b>	<b>\$0</b>	<b>\$1,414,578,403</b>	<b>\$5,478,096</b>	<b>\$642,203,363</b>	<b>3,329.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$77,767,480</b>	<b>(\$1,000,000)</b>	<b>\$67,741,798</b>	<b>(\$1,600,000)</b>	<b>\$12,625,682</b>	<b>3.0</b>
Percentage Change	3.9%	(100.0%)	5.0%	(22.6%)	2.0%	0.1%

<sup>1</sup>CM&O = Construction, Maintenance, and Operations

## DESCRIPTION OF INCREMENTAL CHANGES

### REVENUE FORECAST CHANGES

The appropriation includes a net reduction of \$84.7 million for the difference between this year's forecast of next year's Departmental revenue and last year's forecast of this year's Departmental revenue. Long Bill appropriations for the Department are largely informational; rather than limiting the Department's spending levels, they forecast the amount of revenue the Department will receive from a variety of sources, such as state fuel taxes, federal grants, and transfers from the General Fund.

**REVENUE FROM BRIDGE ENTERPRISE SOURCES:** The appropriation reflects a forecast of FY 2021-22 revenues from bridge safety surcharge fees increasing \$4.4 million from the Department's November 2019 forecast of Bridge Enterprise revenue.

**REVENUE FROM TRANSPORTATION ENTERPRISE SOURCES:** The appropriation reflects a forecast of FY 2021-22 revenues from user fees generated on corridors owned by the High Performance Transportation Enterprise (HPTE) increasing slightly from November 2019.

**REVENUE FROM CONSTRUCTION, MAINTENANCE, AND OPERATIONS (CM&O) SOURCES:** The appropriation reflects a decrease in anticipated revenue of \$89.2 million. This includes changes made in H.B. 20-1376 (Modify Transportation Funding Mechanisms) that result in CDOT paying \$62.0 million in debt service payments that were previously subsidized by the General Fund, as well as continued depression of transportation activity and revenue related to the COVID-19 pandemic. This amount does not reflect transfers or revenue generated in other bills that passed during the 2021 legislative session.

### OFFSETTING REVENUE ALLOCATION ADJUSTMENTS AMONG DIVISIONS

The appropriation changes the allocation of revenue among divisions. For FY 2021-22, these allocation changes decrease revenue available to the Construction, Maintenance, and Operations (CM&O) division by \$2.0 million and increase revenue available to the Administration Division by \$2.0 million for a net-zero department-wide change. The revenue shifts, which are cash funds unless otherwise noted and individually net to zero, are as follows:

- \$1,743,854 total funds from the CM&O Division to the Administration Division (of which all but \$297 is cash funds) for legal services, indirect costs, payments to OIT, and other operating common policies in the Administration Division;
- \$774,437 from the CM&O Division to the Administration Division to pay for total-compensation changes in the Administration Division;
- \$548,282 from the CM&O Division to the Administration Division for the out-year impact of H.B. 20-1153 (Colorado Partnership for Quality Jobs and Services Act); and
- \$1,075,612 from the Administration Division to the CM&O Division as the Administration Division implements various efficiency measures.

### NON-OFFSETTING EXPENDITURE ADJUSTMENTS

**MARIJUANA IMPAIRED DRIVING PROGRAM EXPENDITURE ADJUSTMENT:** FY 2020-21 balancing actions included a one-time reduction of \$500,000 from the Marijuana Tax Cash Fund; the appropriation includes a corresponding increase as an annualization of the previous year's action.

**SOUTHWEST CHIEF FUND:** The appropriation includes an additional \$300,000 from the Southwest Chief Fund to support the Commission's Consolidated Rail Infrastructure and Safety Improvements grant match obligations, as well as personal services and operating expenses.



**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes a \$1.0 million General Fund decrease in the Special Purpose Division. FY 2020-21 balancing actions included a one-time appropriation of \$1.0 million General Fund to a new line item for *Transportation for Vulnerable Populations, Including Seniors* that was intended to partially offset a transfer of \$10.0 million from the Multimodal Transportation Options Fund to the General Fund.

**FIRST TIME DRUNK DRIVING OFFENDER ACCOUNT EXPENDITURE ADJUSTMENT:** The appropriation included for the First Time Drunk Driver program represents the remaining fund balance, not new revenue. The \$900,000 reduction reflects a remaining balance of \$600,000.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

---

# DEPARTMENT OF THE TREASURY

The State Treasurer is one of five independently elected constitutional officers of the state. The Department of the Treasury is responsible for the following primary duties: (1) acts as the State's banker and investment officer, providing investment, accounting, and cash management services and preparing related reports; (2) administers the Unclaimed Property Program; (3) disburses Senior Citizen and Disabled Veteran Property Tax Exemption payments to local governments; (4) provides short-term interest-free financing to school districts by issuing tax and revenue anticipation notes and making loans from the General Fund; (5) assists charter schools with long-term financing by making direct bond payments; (6) distributes Highway Users Tax Fund (HUTF) revenues to counties and municipalities; (7) distributes federal mineral leasing funds received for the State's share of sales, bonuses, royalties, and rentals of public lands within Colorado; (8) manages certain state public financing transactions; and (9) reimburses certain property taxes for real and business personal property destroyed in a natural disaster.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
General Fund	\$400,353,177	\$322,775,495	\$560,066,724	\$344,218,965
Cash Funds	396,384,849	448,557,959	456,549,852	422,198,881
Reappropriated Funds	17,685,263	73,905,349	17,433,244	74,992,867
Federal Funds	0	0	0	0
<b>TOTAL FUNDS</b>	<b>\$814,423,289</b>	<b>\$845,238,803</b>	<b>\$1,034,049,820</b>	<b>\$841,410,713</b>
Full Time Equiv. Staff	32.9	32.9	37.9	41.8

Funding for this department consists of 40.9 percent General Fund, 50.2 percent cash funds, and 8.9 percent reappropriated funds.

## APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

DEPARTMENT OF THE TREASURY						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$877,117,998	\$361,072,642	\$444,561,518	\$71,483,838	\$0	32.9
SB 20-200 CO secure savings program	1,197,552	1,197,552	0	0	0	5.0
HB 20-1376 Modify transport funding	0	(12,000,000)	12,000,000	0	0	0.0
HB 20-1379 Suspend DD to PERA	(225,049,947)	(170,981,282)	(18,071)	(54,050,594)	0	0.0
SB 21-051 FY 20-21 Supplemental	84,217	77,812	6,405	0	0	0.0
SB 21-205 Long Bill supplemental	700,000	700,000	0	0	0	0.0
SB 21-228 PERA payments cash fund	380,000,000	380,000,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$1,034,049,820</b>	<b>\$560,066,724</b>	<b>\$456,549,852</b>	<b>\$17,433,244</b>	<b>\$0</b>	<b>37.9</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$1,034,049,820	\$560,066,724	\$456,549,852	\$17,433,244	\$0	37.9
Increase property tax reimbursement appropriation	975,000	975,000	0	0	0	0.0
Department personnel costs	334,614	216,315	118,299	0	0	3.5
Unclaimed property technology upgrades	21,000	0	21,000	0	0	0.0
Annualize prior year legislation and budget actions	(156,854,010)	(210,916,270)	11,666	54,050,594	0	0.0
Revenue forecast adjustments	(37,290,532)	(6,379,582)	(34,419,979)	3,509,029	0	0.0
Centrally appropriated line items	(47,241)	34,716	(81,957)	0	0	0.0
<b>SB 21-205 Long Bill</b>	<b>\$841,188,651</b>	<b>\$343,996,903</b>	<b>\$422,198,881</b>	<b>\$74,992,867</b>	<b>\$0</b>	<b>41.4</b>
SB 21-148 Financial empower office	17,062	17,062	0	0	0	0.4
HB 21-1134 Tenant rent payment info	205,000	205,000	0	0	0	0.0

DEPARTMENT OF THE TREASURY						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>TOTAL</b>	<b>\$841,410,713</b>	<b>\$344,218,965</b>	<b>\$422,198,881</b>	<b>\$74,992,867</b>	<b>\$0</b>	<b>41.8</b>
<b>INCREASE/(DECREASE)</b>	(\$192,639,107)	(\$215,847,759)	(\$34,350,971)	\$57,559,623	\$0	3.9
Percentage Change	(18.6%)	(38.5%)	(7.5%)	330.2%	n/a	10.3%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-051 modifies FY 2020-21 appropriations to increase General Fund appropriations by \$77,812 to restore the 5.0 percent across-the-board reduction to Health, Life, and Dental as a result of budget balancing actions. Additionally, SB 21-051 increases cash fund appropriations from the Unclaimed Property Trust Fund by \$6,405 in FY 2020-21 to support one division's permanent transition to remote work.

Senate Bill 21-205 (Long Bill) modifies FY 2020-21 appropriations to increase General Fund appropriations by \$700,000 for Property Tax Reimbursement for Property Destroyed by a Natural Cause.

Senate Bill 21-228 includes an appropriation of \$380 million General Fund to the PERA Payment Cash Fund, which is accounted for in this department. For additional information, see Appendix A, Recent Legislation.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**INCREASE PROPERTY TAX REIMBURSEMENT APPROPRIATION:** The appropriation includes an increase of \$975,000 General Fund to the Property Tax Reimbursement for Property Destroyed by a Natural Cause line item, bringing the total appropriation to \$1,000,000 General Fund. This line item is used to reimburse counties for property tax revenue lost when natural disasters result in the destruction of property.

**DEPARTMENT PERSONNEL COSTS:** The appropriation includes an increase of \$334,614 total funds, including \$216,315 General Fund and \$118,299 cash funds, and 3.5 FTE for FY 2021-22. This appropriation will support an additional Junior Investment Officer, a Policy Director/Legislative Liaison, and two positions in the Unclaimed Property Division to assist in the management of claims and tangible property.

**UNCLAIMED PROPERTY TECHNOLOGY UPGRADES:** The appropriation includes an increase of \$21,000 cash funds for FY 2021-22. These funds will support purchase, installation, and maintenance of a client service phone system and vault security cameras. The phone system will assist the Unclaimed Property Division's move to permanent remote work and the security cameras will improve the physical security of the Division's holdings.

**ANNUALIZE PRIOR YEAR LEGISLATION AND BUDGET ACTIONS:** The appropriation includes adjustments for out-year impacts of prior year budget actions and legislation

ANNUALIZE PRIOR YEAR LEGISLATION AND BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 suspend DD to PERA	\$225,049,947	\$170,981,282	\$18,071	\$54,050,594	\$0	0.0
FY 20-21 GF HLD reduction	77,812	77,812	0	0	0	0.0
SB 21-228 PERA payments cash fund	(380,000,000)	(380,000,000)	0	0	0	0.0
SB 20-200 CO secure savings program	(1,197,552)	(1,197,552)	0	0	0	0.0
FY 20-21 Long Bill supplemental	(700,000)	(700,000)	0	0	0	0.0
Prior year supplemental	(84,217)	(77,812)	(6,405)	0	0	0.0
<b>TOTAL</b>	<b>(\$156,854,010)</b>	<b>(\$210,916,270)</b>	<b>\$11,666</b>	<b>\$54,050,594</b>	<b>\$0</b>	<b>0.0</b>

**REVENUE FORECAST ADJUSTMENTS:** The appropriation includes the following adjustments resulting from the revenue forecasts and a technical funds adjustment to the PERA direct distribution.

REVENUE FORECAST ADJUSTMENTS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
September forecast adjustments	\$50,708,991	\$11,278,587	\$39,430,404	\$0	\$0	0.0
PERA Direct Distribution statewide adjustment	0	(3,509,029)	0	3,509,029	\$0	0.0
March forecast adjustments	(87,999,523)	(14,149,140)	(73,850,383)	0	\$0	0.0
<b>TOTAL</b>	<b>(\$37,290,532)</b>	<b>(\$6,379,582)</b>	<b>(\$34,419,979)</b>	<b>\$3,509,029</b>	<b>\$0</b>	<b>0.0</b>

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes the following adjustments to centrally appropriated line items:

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Payments to OIT	\$109,419	\$54,710	\$54,709	\$0	\$0	0.0
Salary survey	78,617	48,374	30,243	0	0	0.0
Capitol Complex leased space	6,046	6,046	0	0	0	0.0
PERA Direct Distribution	5,392	2,175	3,217	0	0	0.0
Workers' compensation	5,164	5,164	0	0	0	0.0
CORE	(127,140)	(57,213)	(69,927)	0	0	0.0
Legal services	(107,002)	(19,266)	(87,736)	0	0	0.0
Health, life, and dental	(7,673)	6,306	(13,979)	0	0	0.0
AED	(4,926)	(5,682)	756	0	0	0.0
SAED	(4,926)	(5,682)	756	0	0	0.0
Short-term disability	(212)	(216)	4	0	0	0.0
<b>TOTAL</b>	<b>(\$47,241)</b>	<b>\$34,716</b>	<b>(\$81,957)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

# CAPITAL CONSTRUCTION

This section summarizes capital construction and controlled maintenance appropriations for state agencies and institutions of higher education. Many of the appropriations are from the Capital Construction Fund. The primary source of revenue to the Capital Construction Fund is transfers from the General Fund.

## DEPARTMENT BUDGET: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19 <sup>1</sup>	FY 2019-20	FY 2020-21	FY 2021-22
Capital Construction Fund	\$142,666,850	\$165,262,575	\$73,543,768	\$217,504,487
Cash Funds	182,778,907	179,636,738	70,936,641	79,429,276
Reappropriated Funds	375,000	0	0	1,800,000
Federal Funds	0	397,370	31,492,456	3,092,683
<b>TOTAL FUNDS</b>	<b>\$325,820,757</b>	<b>\$345,296,683</b>	<b>\$175,972,865</b>	<b>\$301,826,446</b>

<sup>1</sup> Excludes statutory funding provided in S.B. 17-267 of \$120,680,645 total funds, including \$119,922,495 Capital Construction Fund, \$120,000 cash funds, and \$638,150 federal funds.

Funding for Capital Construction consists of 72.1 percent Capital Construction Fund, 26.3 percent cash funds, 0.6 percent reappropriated funds, and 1.0 percent federal funds.

## APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

CAPITAL CONSTRUCTION						
	TOTAL FUNDS	CAPITAL CONSTRUCTION FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$105,724,997	\$2,543,768	\$71,688,773	\$0	\$31,492,456	0.0
SB 20-003 State parks improvement	1,000,000	1,000,000	0	0	0	0.0
HB 20-1408 Distrib HB20-1377 money	49,046,800	49,000,000	46,800	0	0	0.0
SB 21-052 Supplemental	2,431,068	1,000,000	1,431,068	0	0	0.0
SB 21-112 GF to CCF for state parks	20,000,000	20,000,000	0	0	0	0.0
SB 21-205 Long Bill	(2,230,000)	0	(2,230,000)	0	0	0.0
<b>TOTAL</b>	<b>\$175,972,865</b>	<b>\$73,543,768</b>	<b>\$70,936,641</b>	<b>\$0</b>	<b>\$31,492,456</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION BY CATEGORY:						
State agencies	\$98,063,576	\$61,161,552	\$32,009,341	\$1,800,000	\$3,092,683	0.0
Institutions of higher education	203,653,408	156,233,473	47,419,935	0	0	0.0
<b>SB 21-205 Long Bill</b>	<b>\$301,716,984</b>	<b>\$217,395,025</b>	<b>\$79,429,276</b>	<b>\$1,800,000</b>	<b>\$3,092,683</b>	<b>0.0</b>
Controlled maintenance	\$89,587,524	\$87,070,809	\$1,668,282	\$0	\$848,433	0.0
Capital renewal and recapitalization	176,814,581	123,221,027	53,593,554	0	0	0.0
Capital expansion	35,314,879	7,103,189	24,167,440	1,800,000	2,244,250	0.0
<b>SB 21-205 Long Bill</b>	<b>\$301,716,984</b>	<b>\$217,395,025</b>	<b>\$79,429,276</b>	<b>\$1,800,000</b>	<b>\$3,092,683</b>	<b>0.0</b>
SB 21-064 Retaliation against elect off	109,462	109,462	0	0	0	0.0
<b>TOTAL</b>	<b>\$301,826,446</b>	<b>\$217,504,487</b>	<b>\$79,429,276</b>	<b>\$1,800,000</b>	<b>\$3,092,683</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION BY PROJECT (Long Bill only):						
<b>Controlled Maintenance</b>						
State Agencies	\$36,527,692	\$35,679,259	\$0	\$0	\$848,433	0.0
Institutions of Higher Education	53,059,832	51,391,550	1,668,282	0	0	0.0
<b>Subtotal - Controlled Maintenance</b>	<b>\$89,587,524</b>	<b>\$87,070,809</b>	<b>\$1,668,282</b>	<b>\$0</b>	<b>\$848,433</b>	<b>0.0</b>
<b>State Agencies - Capital Renewal and Recapitalization</b>						
DNR Infrastructure and real prop maint	\$18,840,500	\$0	\$18,840,500	\$0	\$0	0.0
DHS CMHIP HVAC replace four bldgs	12,196,140	12,196,140	0	0	0	0.0

CAPITAL CONSTRUCTION						
	TOTAL FUNDS	CAPITAL CONSTRUCTION FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
DOC SCF steam condensate line replace	8,487,496	8,487,496	0	0	0	0.0
DOA CSF repr/repl water infrastrct	3,383,907	3,383,907	0	0	0	0.0
DHS Dept-wide facility master plan	1,758,841	0	1,758,841	0	0	0.0
CDOT Highway construction projects	500,000	500,000	0	0	0	0.0
HED HistCO Museum preserv projects	310,000	0	310,000	0	0	0.0
Subtotal - SA CR&R	\$45,476,884	\$24,567,543	\$20,909,341	\$0	\$0	0.0
<b>State Agencies - Capital Expansion</b>						
DNR Property acquisition and improve	\$11,000,000	\$0	\$11,000,000	\$0	\$0	0.0
CDOT Weather radar system in SW CO	2,600,000	300,000	100,000	1,800,000	400,000	0.0
DMVA Field artillery readiness center	2,459,000	614,750	0	0	1,844,250	0.0
Subtotal - SA Capital Expansion	\$16,059,000	\$914,750	\$11,100,000	\$1,800,000	\$2,244,250	0.0
<b>Subtotal - State Agencies Cap Con</b>	<b>\$61,535,884</b>	<b>\$25,482,293</b>	<b>\$32,009,341</b>	<b>\$1,800,000</b>	<b>\$2,244,250</b>	<b>0.0</b>
<b>Institutions of Higher Education - Capital Renewal and Recapitalization</b>						
UCB Helles Building renovation	\$35,207,000	\$14,082,800	\$21,124,200	\$0	\$0	0.0
CMU Kinesiology renovation-expansion	23,289,512	17,467,133	5,822,379	0	0	0.0
AHEC Campus-wide HVAC replace	20,563,100	20,353,100	210,000	0	0	0.0
CSUP Tech Building renovation-addition	17,122,654	16,952,654	170,000	0	0	0.0
CCD Boulder Creek HSC renovation	15,747,133	13,227,592	2,519,541	0	0	0.0
ACC Health progs integration-renovation	11,152,093	8,364,000	2,788,093	0	0	0.0
TSJC Freudenthal Library renovation	6,276,339	6,276,339	0	0	0	0.0
LCC Bowman Library renovation	1,979,866	1,929,866	50,000	0	0	0.0
Subtotal - HED CR&R	\$131,337,697	\$98,653,484	\$32,684,213	\$0	\$0	0.0
<b>Institutions of Higher Education - Capital Expansion</b>						
CSU Lease purchase pay NWC COP	\$9,860,000	\$0	\$9,860,000	\$0	\$0	0.0
CCA Diesel Ed/Support Service Building	9,395,879	6,188,439	3,207,440	0	0	0.0
Subtotal - HED Capital Expansion	\$19,255,879	\$6,188,439	\$13,067,440	\$0	\$0	0.0
<b>Subtotal - Inst. of HED Cap Con</b>	<b>\$150,593,576</b>	<b>\$104,841,923</b>	<b>\$45,751,653</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
<b>Other Bills</b>						
SB 21-064 Retaliation against elect off	\$109,462	\$109,462	\$0	\$0	\$0	0.0
<b>Subtotal - Other Bills</b>	<b>\$109,462</b>	<b>\$109,462</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
<b>TOTAL</b>	<b>\$301,826,446</b>	<b>\$217,504,487</b>	<b>\$79,429,276</b>	<b>\$1,800,000</b>	<b>\$3,092,683</b>	<b>0.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$125,853,581</b>	<b>\$143,960,719</b>	<b>\$8,492,635</b>	<b>\$1,800,000</b>	<b>(\$28,399,773)</b>	<b>0.0</b>
Percentage Change	71.5%	195.7%	12.0%	n/a	(90.2%)	n/a

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-052 adds \$2.4 million total funds, including \$1.0 million Capital Construction Fund and \$1.4 million cash funds, as follows:

- An additional \$1.0 million Capital Construction Fund for a new metal building at the Department of Corrections Buena Vista Correctional Facility to accommodate up to four manufacturing/production companies.
- An additional \$8.0 million cash funds from the Capitol Complex Master Plan Implementation Fund for the Department of Personnel's State Capitol security upgrades.
- A decrease of \$6.6 million cash funds spending authority from the National Western Center Trust Fund for the Colorado State University (CSU) National Western Center Certificates of Participation (COP) payments resulting from the State Treasurer's COP refinance in 2020.

Senate Bill 21-112 adds \$20.0 million Capital Construction Fund for capital construction projects at twelve state parks.

Senate Bill 21-205 includes a mid-year appropriation adjustment that decreases \$2,230,000 cash funds from the Capitol Complex Master Plan Implementation Fund for the Department of Personnel's State Capitol security upgrades added in S.B. 21-052.

## FY 2021-22 APPROPRIATION HIGHLIGHTS BY CATEGORY

**CONTROLLED MAINTENANCE:** The appropriation includes \$89.6 million total funds, including \$87.1 million Capital Construction Fund, \$1.7 million cash funds, and \$0.8 million federal funds, for 89 controlled maintenance projects. This includes 31 projects for state agencies totaling \$36.5 million and 58 projects for institutions of higher education totaling \$53.1 million. Controlled maintenance projects are the repair or replacement of building systems for the existing state building inventory with a total cost of no more than \$2.0 million in a single year (for phased projects).

**CAPITAL RENEWAL AND RECAPITALIZATION:** The appropriation includes \$176.8 million total funds, including \$123.2 million Capital Construction Fund and \$53.6 million cash funds, for seven state agency and eight institution of higher education capital renewal and recapitalization projects. Capital renewal projects are controlled maintenance projects, including bundled projects, that total more than \$2.0 million in a single year. Recapitalization refers to other renovation projects on existing building inventory.

**CAPITAL EXPANSION:** The appropriation includes \$35.3 million total funds, including \$7.1 million Capital Construction Fund, \$24.2 million cash funds, \$1.8 million reappropriated funds, and \$2.2 million federal funds, for three state agency and two institution of higher education new building or other capital expansion projects. Capital expansion refers to new construction projects or real estate purchases.

## FY 2021-22 APPROPRIATION HIGHLIGHTS BY PROJECT

### CONTROLLED MAINTENANCE

**CONTROLLED MAINTENANCE:** The appropriation provides \$89.6 million total funds, including \$87.1 million Capital Construction Fund, \$1.7 million cash funds, and \$0.8 million federal funds, for 89 controlled maintenance projects.

### CAPITAL RENEWAL AND RECAPITALIZATION

**DNR INFRASTRUCTURE AND REAL PROP MAINT:** The appropriation provides \$18.8 million cash funds from the Wildlife Cash Fund and Highway Users Tax Fund for recapitalization projects at state parks, wildlife areas, fishing units, and administrative areas.

**DHS CMHIP HVAC REPLACE FOUR BLDGS:** The appropriation provides \$12.2 million Capital Construction Fund for a capital renewal project at the Colorado Mental Health Institute at Pueblo (CMHIP) for the replacement of HVAC systems in four buildings. The appropriation provides \$4.2 million for phase one and \$8.0 million (of \$24.1 million) for phase two of this three-phase project.

**DOC SCF STEAM CONDENSATE LINE REPLACE:** The appropriation provides \$8.5 million Capital Construction Fund for a capital renewal project at the Sterling Correctional Facility (SCF). The one-phase project replaces 10,020 linear feet of condensate piping and associated infrastructure for the steam heat system at the facility.

**DOA CSF REPR/REPL WATER INFRASTRUCT:** The appropriation provides \$3.4 million Capital Construction Fund for a capital renewal project at the Colorado State Fair (CSF) in the Department of Agriculture. The one-phase project continues repairs and replacement of water, sanitary, and stormwater systems to separate the sanitary and stormwater

discharges and address water quality issues at the 4-H Complex. Previous work was completed from S.B. 17-267 state building collateralization COP funding distributions.

**DHS DEPT-WIDE FACILITY MASTER PLAN:** The appropriation provides \$1.8 million cash funds from the Fort Logan Land Sale Account within the Capital Construction Fund. The fund consists of proceeds from the sale of land from the Fort Logan campus to the Fort Logan National Cemetery pursuant to H.B. 17-1346, *Land Sale to Fort Logan Cemetery*. The project develops a department-wide master plan for 354 Department-occupied buildings, totaling 4.2 million square feet on 1,573 acres and 20 campuses.

**CDOT HIGHWAY CONSTRUCTION PROJECTS:** The appropriation provides \$500,000 Capital Construction Fund for this item funded annually since FY 2010-11 with Referendum C, General Fund Exempt funds.

**HED HISTCO MUSEUM PRESERV PROJECTS:** The appropriation provides \$310,000 cash funds, including \$210,000 from limited gaming revenues and \$100,000 from revenue generated at community museums and historic sites, for ongoing preservation projects at History Colorado museums and historic sites.

#### STATE AGENCIES CAPITAL EXPANSION

**DNR PROPERTY ACQUISITION AND IMPROVE:** The appropriation provides \$11.0 million cash funds from the Wildlife Cash Fund to acquire interests in real property to protect, preserve, enhance, and manage wildlife and the environment.

**CDOT WEATHER RADAR SYSTEM IN SW CO:** The appropriation provides \$2.6 million total funds, including \$300,000 Capital Construction Fund, to purchase and install a C-band, dual polarization Doppler weather radar system southwest of Durango. Installation allows data collection in a 146-mile radius in the Four Corners area not currently covered by federal radar systems.

**DMVA FIELD ARTILLERY READINESS CENTER:** The appropriation provides \$2.5 million total funds, including \$614,750 Capital Construction Fund and \$1.8 million federal funds, for the Department of Military and Veterans Affairs for a first, design phase, of a three-phase project to construct a 75,332 square foot readiness center (armory) in Jefferson County. The facility will accommodate the 236-soldier 157<sup>th</sup> Field Artillery Unit and a headquarters battery.

#### INSTITUTIONS OF HIGHER EDUCATION CAPITAL RENEWAL AND RECAPITALIZATION

**UCB HELLEMS BUILDING RENOVATION:** The appropriation provides \$35.2 million total funds, including \$14.1 million Capital Construction Fund and \$21.1 million cash funds from institutional sources for the Hellems Building and Mary Rippon Theatre renovation project for this nearly 100-year-old building at the University of Colorado at Boulder. The appropriation provides funding for phases one and two of this four-phase project. Phase one is design while the subsequent phases each address renovation of one of the building's three wings.

**CMU KINESIOLOGY RENOVATION-EXPANSION:** The appropriation provides \$23.3 million total funds, including \$17.5 million Capital Construction Fund and \$5.8 million cash funds from institutional sources for this one-phase project at the Colorado Mesa University. The project renovates 16,900 square feet for the Kinesiology Department within the Maverick Pavilion and constructs a 46,206 square foot addition to the Maverick Pavilion.

**AHEC CAMPUS-WIDE HVAC REPLACE:** The appropriation provides \$20.6 million total funds, including \$20.4 million Capital Construction Fund and \$210,000 cash funds from the three institutions on the Auraria Campus for a capital renewal project at the Auraria Higher Education Center. This one-phase project replaces the HVAC systems campus-wide for nine buildings totaling 1.25 million square feet.

**CSUP TECH BUILDING RENOVATION-ADDITION:** The appropriation provides \$17.1 million total funds, including \$17.0 million Capital Construction Fund and \$170,000 cash funds from institutional sources for this one-phase project



at the Colorado State University – Pueblo. The project includes the renovation of the 57,654 square foot Technology Building and the construction of a 20,000 square foot addition. The building will house five departments, including Teacher Education, Engineering, Civil Engineering Technology, Nursing, and Automotive Industry Management.

**CCD BOULDER CREEK HSC RENOVATION:** The appropriation provides \$15.7 million total funds, including \$13.2 million Capital Construction Fund and \$2.5 million cash funds from institutional sources for this project at the Community College of Denver. The appropriation provides funding for phases one and two of this three-phase project to renovate the 63,700 square foot Boulder Creek Building and construct a 10,000 square foot addition to consolidate healthcare programming in one location. Phases one and two will renovate the building, while phase three will construct the addition along Colfax Avenue.

**ACC HEALTH PROGS INTEGRATION-RENOVATION:** The appropriation provides \$11.2 million total funds, including \$8.4 million Capital Construction Fund and \$2.8 million cash funds from institutional sources for Arapahoe Community College to renovate the 39,400 square foot Annex Building on the Littleton Campus for this one-phase project. The project will integrate the college's health programs, including Emergency Medical Services, Medical Assistant, Nursing, Nurse's Aide, and Physical Therapist Assistant.

**TSJC FREUDENTHAL LIBRARY RENOVATION:** The appropriation provides \$6.3 million Capital Construction Fund for the Freudenthal Library Renovation project at the Trinidad State Junior College for phase one of a two-phase project. The building houses the campus library, student services, classroom space, faculty offices, and the Loudon-Henritze Archaeology Museum. The project creates new student study spaces and reorganizes student support offices.

**LCC BOWMAN LIBRARY RENOVATION:** The appropriation provides \$2.0 million total funds, including \$1.9 million Capital Construction Fund and \$50,000 cash funds from institutional sources for Lamar Community College's Bowman Library Renovation project. This one-phase project renovates 6,962 square feet of the existing library, tutoring lab classroom, and testing center in the Bowman Building to construct a Learning Commons space and upgrade technology and electrical equipment.

#### INSTITUTIONS OF HIGHER EDUCATION CAPITAL EXPANSION

**CSU LEASE PURCHASE PAY NWC COP:** The appropriation provides \$9.9 million cash funds from the National Western Center Trust Fund (NWCTF) for certificate of participation, or COP, payments for construction of buildings on the National Western Center campus and affiliated buildings on the Colorado State University campus. Cash funds in the NWCTF are from a General Fund transfer to the NWCTF pursuant to Section 23-31-902 (3), C.R.S.

**CCA DIESEL ED/SUPPORT SERVICE BUILDING:** The appropriation provides \$9.4 million total funds, including \$6.2 million Capital Construction Fund and \$3.2 million cash funds from institutional sources for this new building for the Community College of Aurora. This one-phase project constructs a 22,250 square foot Diesel and Support Services Building. The project will co-locate Diesel Power Mechanics, Campus Facilities, and Information Technology departments from other facilities currently located on the CentreTech and Lowry campuses.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

---

# INFORMATION TECHNOLOGY PROJECTS

This section summarizes information technology projects. State funded appropriations are from the Information Technology Account in the Capital Construction Fund transferred from the General Fund.

## INFORMATION TECHNOLOGY PROJECTS: RECENT APPROPRIATIONS

FUNDING SOURCE	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
Capital Construction Fund	\$15,906,760	\$19,804,324	\$445,000	\$28,711,790
Cash Funds	12,227,802	4,597,441	3,685,795	29,977,393
Reappropriated Funds	18,368,326	8,911,836	0	0
Federal Funds	5,179,500	14,199,193	4,005,000	7,246,200
<b>TOTAL FUNDS</b>	<b>\$51,682,388</b>	<b>\$47,512,794</b>	<b>\$8,135,795</b>	<b>\$65,935,383</b>

## APPROPRIATION HIGHLIGHTS - 2021 LEGISLATIVE SESSION

INFORMATION TECHNOLOGY PROJECTS						
	TOTAL FUNDS	CAPITAL CONSTRUCTION FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$8,135,795	\$445,000	\$3,685,795	\$0	\$4,005,000	0.0
SB 21-052 Supplemental	0	0	0	0	0	0.0
<b>TOTAL</b>	<b>\$8,135,795</b>	<b>\$445,000</b>	<b>\$3,685,795</b>	<b>\$0</b>	<b>\$4,005,000</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION BY CATEGORY:						
State agencies	\$43,367,158	\$7,698,718	\$28,422,240	\$0	\$7,246,200	0.0
Institutions of higher education	22,568,225	21,013,072	1,555,153	0	0	0.0
<b>SB 21-205 Long Bill</b>	<b>\$65,935,383</b>	<b>\$28,711,790</b>	<b>\$29,977,393</b>	<b>\$0</b>	<b>\$7,246,200</b>	<b>0.0</b>
<b>TOTAL</b>	<b>\$65,935,383</b>	<b>\$28,711,790</b>	<b>\$29,977,393</b>	<b>\$0</b>	<b>\$7,246,200</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION BY PROJECT:						
<b>State Agencies</b>						
CDLE Modernize CO Automate Tax Sys	\$28,422,240	\$0	\$28,422,240	\$0	\$0	0.0
DHS Behavioral Health Infrastructure	8,446,918	6,616,918	0	0	1,830,000	0.0
HCPF Rural Connectivity	6,498,000	1,081,800	0	0	5,416,200	0.0
<b>Subtotal - State Agencies</b>	<b>\$43,367,158</b>	<b>\$7,698,718</b>	<b>\$28,422,240</b>	<b>\$0</b>	<b>\$7,246,200</b>	<b>0.0</b>
<b>Institutions of Higher Education</b>						
ASU/FLC/WCU Digital Transfrm Init	\$9,291,975	\$9,199,055	\$92,920	\$0	\$0	0.0
CMU Network Security and Resiliency	2,472,417	2,249,898	222,519	0	0	0.0
CNCC Network and Security Upgrade	1,921,053	1,746,412	174,641	0	0	0.0
CCD Classroom and Conf Room Tech	1,697,743	1,595,878	101,865	0	0	0.0
MSUD Network Infrastructure Modern	1,500,000	1,250,000	250,000	0	0	0.0
MSUD Reimagine Campus Digital Exp	1,500,000	1,300,000	200,000	0	0	0.0
UNC Next Generation Cyber Secure Net	1,202,987	1,191,077	11,910	0	0	0.0
CSM Re-envisioning Mines ERP and SIS	911,000	789,000	122,000	0	0	0.0
CSU Upgrade Network Hardware	760,000	541,000	219,000	0	0	0.0
OJC Technology and Equip Upgrade	722,750	597,750	125,000	0	0	0.0
LCC Technology and Equip Upgrade	588,300	553,002	35,298	0	0	0.0
<b>Subtotal - Institutions of HED</b>	<b>\$22,568,225</b>	<b>\$21,013,072</b>	<b>\$1,555,153</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
<b>TOTAL</b>	<b>\$65,935,383</b>	<b>\$28,711,790</b>	<b>\$29,977,393</b>	<b>\$0</b>	<b>\$7,246,200</b>	<b>0.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$57,799,588</b>	<b>\$28,266,790</b>	<b>\$26,291,598</b>	<b>\$0</b>	<b>\$3,241,200</b>	<b>0.0</b>
Percentage Change	710.4%	6,352.1%	713.3%	n/a	80.9%	n/a

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-052 corrects a technical error by moving a \$4.45 million appropriation for the Office of eHealth Innovation's phase three Health Information Technology Roadmap Initiatives from the Office of the Governor to the Department of Health Care Policy and Financing.

## FY 2021-22 APPROPRIATION HIGHLIGHTS BY PROJECT

**CDLE MODERNIZE CO AUTOMATE TAX SYS:** The appropriation provides \$28.4 million cash funds for the Department of Labor and Employment's Modernize Colorado Automated Tax System project. The project modernizes the Colorado Automated Tax System (CATS), the employer services component of the unemployment insurance legacy system. Cash funds are provided from the Employment and Training Technology (ETT) Fund.

**DHS BEHAVIORAL HEALTH INFRASTRUCTURE:** The appropriation provides \$8.4 million total funds, including \$6.6 million Capital Construction Fund and \$1.8 million federal funds for the Department of Human Services Behavioral Health Infrastructure Investments project. The project includes the following components: consolidated behavioral health data collection; a virtual crisis telehealth app; a health information exchange; a bed capacity tracking system; and other support components.

**HCPF RURAL CONNECTIVITY:** The appropriation provides \$6.5 million total funds, including \$1.1 million Capital Construction Fund and \$5.4 million federal funds, for the Department of Health Care Policy and Financing and the Governor's Office of eHealth Innovation (OeHI) for their Rural Connectivity project. The project will increase rural health providers' access to health information, analytics, and technical support to improve the health and safety of rural communities.

**ASU/FLC/WCU DIGITAL TRANSFORM INIT:** The appropriation provides \$9.3 million total funds, including \$9.2 million Capital Construction Fund and \$92,920 cash funds, for the Digital Transformation Initiative for Rural Higher Education project for Adams State University, Fort Lewis College, and Western Colorado University. This represents the first phase of a two-phase project intended to modernize the institutions' Enterprise Resource Planning (ERP) systems, which manage human resources and finance components and student information systems (SIS), and the move to a cloud-based ERP/SIS solution.

**CMU NETWORK SECURITY AND RESILIENCY:** The appropriation provides \$2.5 million total funds, including \$2.2 million Capital Construction Fund and \$222,519 cash funds, for the Colorado Mesa University's Network Security and Resiliency project. The project modernizes the University's network hardware.

**CNCC NETWORK AND SECURITY UPGRADE:** The appropriation provides \$1.9 million total funds, including \$1.7 million Capital Construction Fund and \$174,641 cash funds, for the Colorado Northwestern Community College's Network and Security Upgrades project. The project will upgrade the College's network capabilities with a new fiber optic network and strengthen the existing network's security.

**CCD CLASSROOM AND CONF ROOM TECH:** The appropriation provides \$1.7 million total funds, including \$1.6 million Capital Construction Fund and \$101,865 cash funds, for the Community College of Denver's Classroom and Conference Room Technology project. This represents phase one of a three-phase project to replace, update, and standardize the College's classroom and conference room technology.

**MSUD NETWORK INFRASTRUCTURE MODERN:** The appropriation provides \$1.5 million total funds, including \$1.3 million Capital Construction Fund and \$250,000 cash funds, for the Metropolitan State University of Denver's Network Infrastructure Modernization project. This represents phase one of a three-phase project to modernize network infrastructure and address deferred maintenance on current IT infrastructure.

**MSUD REIMAGINE CAMPUS DIGITAL EXP:** The appropriation provides \$1.5 million total funds, including \$1.3 million Capital Construction Fund and \$200,000 cash funds, for the Metropolitan State University of Denver's Reimagine the Campus Digital Experience project. This represents phase one of a four-phase project to replace the University's Enterprise Resource Planning and Student Information System.

**UNC NEXT GENERATION CYBER SECURE NET:** The appropriation provides \$1.2 million total funds, including \$1.2 million Capital Construction Fund and \$11,910 cash funds, for the University of Northern Colorado's Next Generation Cyber Secure Network. The project implements a new core network architecture.

**CSM RE-ENVISIONING MINES ERP AND SIS:** The appropriation provides \$911,000 total funds, including \$789,000 Capital Construction Fund and \$122,000 cash funds, for the Colorado School of Mines' Re-envisioning Mines ERP and SIS project. This represents phase one of a four-phase project to modernize the Institution's Enterprise Resource Planning and Student Information System.

**CSU UPGRADE NETWORK HARDWARE:** The appropriation provides \$760,000 total funds, including \$541,000 Capital Construction Fund and \$219,000 cash funds, for the Colorado State University – Fort Collins' Upgrade Network Hardware project. The project is phase one of a three-phase project to upgrade out-of-date networking hardware.

**OJC TECHNOLOGY AND EQUIP UPGRADE:** The appropriation provides \$722,750 total funds, including \$597,750 Capital Construction Fund and \$125,000 cash funds, for the Otero Junior College's Technology and Equipment Upgrades project. The project replaces and upgrades equipment in the College's library, computer labs, and classrooms, and enhances the campus emergency notification system.

**LCC TECHNOLOGY AND EQUIP UPGRADE:** The appropriation provides \$588,300 total funds, including \$553,002 Capital Construction Fund and \$35,298 cash funds, for the Lamar Community College's Technology and Equipment Upgrades project. The project improves and enhances classroom technology, distance learning technology, virtual simulation equipment, and a state-of-the-art remote testimony center.

---

# **PART III**

## **DEPARTMENT DETAILS**

# Details

## DEPARTMENT OF AGRICULTURE

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

DEPARTMENT OF AGRICULTURE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$101,813,584</b>	<b>\$46,344,162</b>	<b>\$48,944,741</b>	<b>\$2,575,576</b>	<b>\$3,949,105</b>	<b>299.5</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Commissioner's Office and Administrative Services	47,410,984	33,675,270	11,822,499	1,791,576	121,639	18.7
Agricultural Services	24,656,081	7,040,282	14,453,985	784,000	2,377,814	147.5
Agricultural Markets Division	7,962,693	3,550,007	3,469,815	0	942,871	42.2
Brand Board	4,781,836	0	4,781,836	0	0	59.0
Colorado State Fair	14,841,606	875,000	13,966,606	0	0	26.9
Conservation Board	2,160,384	1,203,603	450,000	0	506,781	5.2
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	56,294,892	11,501,978	38,268,233	2,575,576	3,949,105	299.5
HB 20-1379 Suspend PERA distribution	(481,308)	(157,816)	(323,492)	0	0	0.0
SB 21-203 Funding Colorado Proud	2,500,000	2,500,000	0	0	0	0.0
SB 21-234 Drought resiliency	3,000,000	0	3,000,000	0	0	0.0
SB 21-235 AGR efficiency stimulus	5,000,000	2,000,000	3,000,000	0	0	0.0
HB 21-1262 AGR events organization	35,500,000	30,500,000	5,000,000	0	0	0.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$59,788,045</b>	<b>\$13,402,194</b>	<b>\$39,854,113</b>	<b>\$2,580,863</b>	<b>\$3,950,875</b>	<b>303.0</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Commissioner's Office and Administrative Services	16,225,446	4,872,679	9,432,495	1,796,863	123,409	19.6
Agricultural Services	20,630,163	5,210,161	12,258,188	784,000	2,377,814	150.6
Agricultural Markets Division	5,231,922	1,101,671	3,187,380	0	942,871	41.7
Brand Board	4,904,303	0	4,904,303	0	0	59.0
Colorado State Fair	10,171,747	1,000,000	9,171,747	0	0	26.9
Conservation Board	2,624,464	1,217,683	900,000	0	506,781	5.2
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
SB 21-205 Long Bill	58,933,586	13,102,515	39,299,333	2,580,863	3,950,875	300.5
SB 21-087 Agriculture workers rights	193,882	193,882	0	0	0	0.9
SB 21-281 State severance tax trust fund	450,000	0	450,000	0	0	0.0
HB 21-1181 Soil health program	4,464	4,464	0	0	0	0.0
HB 21-1242 Drought & climate resilience	101,333	101,333	0	0	0	0.9
HB 21-1301 Cannabis cultivation	104,780	0	104,780	0	0	0.7
<b>INCREASE/(DECREASE)</b>	<b>(\$42,025,539)</b>	<b>(\$32,941,968)</b>	<b>(\$9,090,628)</b>	<b>\$5,287</b>	<b>\$1,770</b>	<b>3.5</b>
Percentage Change	(41.3%)	(71.1%)	(18.6%)	0.2%	0.0%	1.2%

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the Department of Agriculture are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$5,833,507	\$0	\$1,882,632	\$0	\$3,950,875

## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### COMMISSIONER'S OFFICE AND ADMINISTRATIVE SERVICES

The Commissioner's Office, in conjunction with the Colorado Agricultural Commission, is responsible for the development and implementation of agricultural policies throughout Colorado. The Administrative Services section provides administrative and technical support for Department programs including accounting, budgeting, and human resources. Funding sources for this division include General Fund, various cash funds, and federal grants. Reappropriated funds are received from various cash funds within the Department for centrally appropriated line items.

COMMISSIONER'S OFFICE AND ADMINISTRATIVE SERVICES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$14,392,292	\$3,333,086	\$9,145,991	\$1,791,576	\$121,639	18.7
HB 20-1379	(481,308)	(157,816)	(323,492)	0	0	0.0
SB 21-235	3,000,000	0	3,000,000	0	0	0.0
HB 21-1262	30,500,000	30,500,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$47,410,984</b>	<b>\$33,675,270</b>	<b>\$11,822,499</b>	<b>\$1,791,576</b>	<b>\$121,639</b>	<b>18.7</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$47,410,984	\$33,675,270	\$11,822,499	\$1,791,576	\$121,639	18.7
Centrally appropriated line items	1,083,085	692,865	390,526	(2,076)	1,770	0.0
Annualize prior year budget actions	491,022	797,322	(306,300)	0	0	0.0
Depreciation lease payment	461,617	0	461,617	0	0	0.0
Industrial hemp enforcement	7,363	0	0	7,363	0	0.0
Annualize prior year legislation	(33,018,692)	(30,342,184)	(2,676,508)	0	0	0.0
Budget and operational efficiencies	(235,363)	(25,532)	(209,831)	0	0	0.0
Technical adjustments	(97,171)	(26,395)	(70,776)	0	0	0.0
<b>SB 21-205</b>	<b>\$16,102,845</b>	<b>\$4,771,346</b>	<b>\$9,411,227</b>	<b>\$1,796,863</b>	<b>\$123,409</b>	<b>18.7</b>
HB 21-1242	101,333	101,333	0	0	0	0.9
HB 21-1301	21,268	0	21,268	0	0	0.0
<b>TOTAL</b>	<b>\$16,225,446</b>	<b>\$4,872,679</b>	<b>\$9,432,495</b>	<b>\$1,796,863</b>	<b>\$123,409</b>	<b>19.6</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$31,185,538)</b>	<b>(\$28,802,591)</b>	<b>(\$2,390,004)</b>	<b>\$5,287</b>	<b>\$1,770</b>	<b>0.9</b>
Percentage Change	(65.8%)	(85.5%)	(20.2%)	0.3%	1.5%	4.8%

### FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-235 creates a one-time transfer of \$3.0 million from the General Fund to the Agriculture Value-Added Cash Fund and appropriates \$3.0 million from this fund to the Department in FY 2020-21 to support the Department's Advancing Colorado's Renewable Energy and Energy Efficiency (ACRE3) program. The bill also appropriates \$2.0 million from the General Fund to the Conservation Services Division to administer voluntary soil health programs.

House Bill 21-1262 creates the Agricultural Events Relief Program in the Department to provide COVID-19 relief payments to agricultural events organizations and provides funding for the Colorado State Fair and National Western Stock Show. The bill makes \$35.5 million in appropriations for FY 2020-21, including \$30.5 million in this division, that are further appropriated for FY 2021-22.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to the following centrally appropriated line items: salary survey, state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; PERA direct distributions; shift differential; workers' compensation; legal services; administrative law judges; payment to risk management and property funds; vehicle lease payments; payments to the Governor's Office of Information Technology (OIT); and CORE operations.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments that reflect the out-year impact of budget actions. The following table summarizes those changes.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY20-21 GF HLD reduction	\$345,284	\$345,284	\$0	\$0	\$0	0.0
FY 20-21 R8 Unused spending authority	130,000	0	130,000	0	0	0.0
FY 20-21 R9 Implementing budget efficiencies	15,532	15,532	0	0	0	0.0
SB18-200 PERA unfunded liability	206	66	140	0	0	0.0
FY 20-21 Personal services refinancing	0	436,440	(436,440)	0	0	0.0
<b>TOTAL</b>	<b>\$491,022</b>	<b>\$797,322</b>	<b>(\$306,300)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**DEPRECIATION LEASE PAYMENT:** The appropriation includes an increase of \$461,617 cash funds for the Department's lab depreciation payment, which was suspended in FY 2020-21 for balancing purposes.

**INDUSTRIAL HEMP ENFORCEMENT:** The appropriation includes an increase of \$7,363 reappropriated funds within the Commissioner's Office for FY 2021-22 to hire an additional Hemp Enforcement Specialist. The additional staff person will follow up on enforcement activities relating to the US Department of Agriculture's Interim Final Rule for hemp production, which goes into effect in October of 2021.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments that reflect the out-year impact of prior year legislation. The following table summarizes those changes.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend PERA distribution	\$481,308	\$157,816	\$323,492	\$0	\$0	0.0
HB 21-1262 AGR Events Organization	(30,500,000)	(30,500,000)	140	0	0	0.0
SB21-235 AGR Efficiency Stimulus	(3,000,000)	0	(436,440)	0	0	0.0
<b>TOTAL</b>	<b>(\$33,018,692)</b>	<b>(\$30,342,184)</b>	<b>(\$2,676,508)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**BUDGET AND OPERATIONAL EFFICIENCIES:** The appropriation includes a reduction of \$235,363 total funds, including a decrease of \$25,532 General Fund, relating to both permanent and one-time reductions across various line items within the division.

**TECHNICAL ADJUSTMENTS:** The appropriation includes technical adjustments redistributing PERA appropriations from the Commissioner's Office to the various other divisions.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.



## AGRICULTURAL SERVICES

This section includes four major Department program areas administered by their respective divisions:

- **ANIMAL INDUSTRY DIVISION** programs monitor the health of livestock and other animals used in various agricultural fields; prevent and control livestock disease; license and inspect pet animal facilities; implement pest control; and investigate animal cruelty claims.
- **PLANT INDUSTRY DIVISION** programs manage statewide pest control programs; register pesticides and pesticide applicators; inspect plants and plant byproducts intended for domestic use or international export; oversee the organic certification program; and inspect nursery stock for quality and health.
- **INSPECTION AND CONSUMER SERVICES DIVISION** programs ensure compliance with product quality standards through licensing and inspection, the certification of large and small commercial weights and measurements devices, and analysis of fertilizer and animal feed for chemical contaminants.
- **CONSERVATION SERVICES DIVISION** programs provide technical and financial support, leadership, statewide coordination, and regulatory oversight to public and private landowners on an array of natural resource management challenges including noxious weed management and biological pest control.

The primary source of revenue supporting appropriations for these divisions is from license and inspection fees, which are credited to several cash funds, as well as General Fund.

AGRICULTURAL SERVICES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$19,656,081	\$5,040,282	\$11,453,985	\$784,000	\$2,377,814	147.5
SB 21-234	3,000,000	0	3,000,000	0	0	0.0
SB 21-235	2,000,000	2,000,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$24,656,081</b>	<b>\$7,040,282</b>	<b>\$14,453,985</b>	<b>\$784,000</b>	<b>\$2,377,814</b>	<b>147.5</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$24,656,081	\$7,040,282	\$14,453,985	\$784,000	\$2,377,814	147.5
Agricultural Climate Resilience Office	500,000	0	500,000	0	0	0.5
Centrally appropriated line items	242,464	97,515	144,949	0	0	0.0
Industrial hemp enforcement	72,506	0	72,506	0	0	1.0
Technical adjustments	51,108	20,838	30,270	0	0	0.0
Annualize prior year legislation	(5,000,000)	(2,000,000)	(3,000,000)	0	0	0.0
Budget and operational efficiencies	(122,054)	(220,588)	98,534	0	0	(1.0)
Annualize prior year budget actions	(51,800)	73,768	(125,568)	0	0	1.0
<b>SB 21-205</b>	<b>\$20,348,305</b>	<b>\$5,011,815</b>	<b>\$12,174,676</b>	<b>\$784,000</b>	<b>\$2,377,814</b>	<b>149.0</b>
SB 21-087	193,882	193,882	0	0	0	0.9
HB 21-1181	4,464	4,464	0	0	0	0.0
HB 21-1301	83,512	0	83,512	0	0	0.7
<b>TOTAL</b>	<b>\$20,630,163</b>	<b>\$5,210,161</b>	<b>\$12,258,188</b>	<b>\$784,000</b>	<b>\$2,377,814</b>	<b>150.6</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$4,025,918)</b>	<b>(\$1,830,121)</b>	<b>(\$2,195,797)</b>	<b>\$0</b>	<b>\$0</b>	<b>3.1</b>
Percentage Change	(16.3%)	(26.0%)	(15.2%)	0.0%	0.0%	2.1%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-234 creates the Agriculture and Drought Resiliency Fund in the Department and appropriates \$3.0 million cash funds to the Department in FY 2020-21.

Senate Bill 21-235 appropriates \$2.0 million from the General Fund to the Conservation Services Division to administer voluntary soil health programs.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**AGRICULTURAL CLIMATE RESILIENCE OFFICE:** The appropriation includes a net zero Long Bill reorganization, reflected as an increase of \$500,000 cash funds in this division, that creates the new Agricultural Climate Resilience Office within the Conservation Services line of the Agricultural Services Division. The new office takes two existing programs, the Advancing Colorado’s Renewable Energy and Energy Efficiency (ACRE3) and the Soil Health Intuitive, and consolidates them under the Agricultural Services Division. The ACRE3 program currently resides within the Agricultural Development Board within the Agricultural Markets Division.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes an increase to the Department’s salary survey.

**INDUSTRIAL HEMP ENFORCEMENT:** The appropriation includes an increase \$72,506 cash funds from the Industrial Hemp Registration Program cash fund within FY 2021-22 to hire an additional Hemp Enforcement Specialist. The additional staff person will follow up on enforcement activities relating to the US Department of Agriculture’s Interim Final Rule for hemp production, which goes into effect in October of 2021.

**TECHNICAL ADJUSTMENTS:** The appropriation includes technical adjustments redistributing PERA appropriations from the Commissioner’s Office to the various other divisions.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments that reflect the out-year impact of budget actions and prior year legislation. The following table summarizes those changes.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB21-234 Drought Resiliency	(3,000,000)	0	(3,000,000)	0	0	0.0
SB21-235 AGR Efficiency Stimulus	(2,000,000)	(2,000,000)	0	0	0	0.0
<b>TOTAL</b>	<b>(\$5,000,000)</b>	<b>(\$2,000,000)</b>	<b>(\$3,000,000)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**BUDGET AND OPERATIONAL EFFICIENCIES:** The appropriation includes a reduction of \$122,054 total funds, including a decrease of \$220,558 General Fund, relating to both permanent and one-time reductions across various line items within the division.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments that reflect the out-year impact of prior year budget actions. The following table summarizes those changes.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 R9 Implementing budget efficiencies	\$173,128	\$73,768	\$99,360	\$0	\$0	1.0
FY 20-21 BA2 Hemp center for excellence	(103,403)	0	(103,403)	0	0	0.0
FY 20-21 R5 PACFA licensing repair	(69,625)	0	(69,625)	0	0	0.0
FY 20-21 BA1 Industrial hemp compliance	(51,900)	0	(51,900)	0	0	0.0
<b>TOTAL</b>	<b>(\$51,800)</b>	<b>\$73,768</b>	<b>(\$125,568)</b>	<b>\$0</b>	<b>\$0</b>	<b>1.0</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## AGRICULTURAL MARKETS DIVISION

The Agricultural Markets Division is organized into two subdivisions:

- The AGRICULTURAL MARKETS subdivision provides support and marketing assistance to Colorado's agricultural businesses competing in local, national, and international arenas by coordinating market orders, promoting Colorado agricultural products, and assisting start-up or expanding food processing companies within the state. The primary sources of funding are the Wine Industry Development Cash Fund, the Agriculture Value-Added Development Cash Fund, and General Fund.
- The AGRICULTURAL PRODUCTS INSPECTION subdivision administers the agricultural products inspection program, which performs mandatory and non-mandatory inspections to determine the grade, size, and quality of fruits and vegetables. This subdivision receives \$200,000 General Fund in addition to cash funds from agricultural products inspection fees.

AGRICULTURAL MARKETS DIVISION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$5,462,693	\$1,050,007	\$3,469,815	\$0	\$942,871	42.2
SB 21-203	2,500,000	2,500,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$7,962,693</b>	<b>\$3,550,007</b>	<b>\$3,469,815</b>	<b>\$0</b>	<b>\$942,871</b>	<b>42.2</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$7,962,693	\$3,550,007	\$3,469,815	\$0	\$942,871	42.2
Budget and operational efficiencies	144,178	(15,822)	160,000	0	0	0.0
Centrally appropriated line items	62,056	14,408	47,648	0	0	0.0
Annualize prior year budget actions	50,000	50,000	0	0	0	0.0
Technical adjustments	12,995	3,078	9,917	0	0	0.0
Annualize prior year legislation	(2,500,000)	(2,500,000)	0	0	0	0.0
Agricultural climate resilience office	(500,000)	0	(500,000)	0	0	(0.5)
<b>SB 21-205</b>	<b>\$5,231,922</b>	<b>\$1,101,671</b>	<b>\$3,187,380</b>	<b>\$0</b>	<b>\$942,871</b>	<b>41.7</b>
<b>TOTAL</b>	<b>\$5,231,922</b>	<b>\$1,101,671</b>	<b>\$3,187,380</b>	<b>\$0</b>	<b>\$942,871</b>	<b>41.7</b>
<b>INCREASE/(DECREASE)</b>						
	(\$2,730,771)	(\$2,448,336)	(\$282,435)	\$0	\$0	(0.5)
Percentage Change						
	(34.3%)	(69.0%)	(8.1%)	n/a	0.0%	(1.2%)

### FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-203 appropriates \$2.5 million from the General Fund to the Agricultural Markets Division's Colorado Proud Program within the Department of Agriculture for FY 2020-21. Dollars not expended by July 1, 2021 are further appropriated to the Department for the same purpose in FY 2021-22.

### FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**BUDGET AND OPERATIONAL EFFICIENCIES:** The appropriation includes an increase of \$144,178 total funds, including a decrease of \$15,822 General Fund, relating to both permanent and one-time reductions and refinancing across various line items within this division.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes an increase to the Department's salary survey.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes a restoration of \$50,000 General Fund from balancing actions taken in FY 2020-21.

**TECHNICAL ADJUSTMENTS:** The appropriation includes technical adjustments redistributing PERA appropriations from the Commissioner's Office to the various other divisions.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation eliminates \$2.5 million in one-time funding added in S.B. 21-203.

**AGRICULTURAL CLIMATE RESILIENCE OFFICE:** The appropriation includes a net zero Long Bill reorganization that creates the new Agricultural Climate Resilience Office within the Conservation Services line of the Agricultural Services Division. The new office takes two existing programs, the Advancing Colorado's Renewable Energy and Energy Efficiency (ACRE3) and the Soil Health Initiative, and consolidates them under the Agricultural Services Division. The \$500,000 reduction to this division reflects the relocation of the ACRE3 Program.

## BRAND BOARD

The Brand Board serves the livestock industry and assists the public with problems related to livestock management. This division administers and records livestock brands and inspects cattle, horse, and alternative livestock brands (such as deer and elk) to verify ownership at the time of sale, transport, or slaughter. The Brand Board is cash funded from the Brand Inspection Fund and the Alternative Livestock Farm Cash Fund. Pursuant to Section 35-41-101 (5)(a), C.R.S., the Brand Board constitutes an enterprise for the purposes of Section 20 of Article X of the State Constitution (TABOR).

BRAND BOARD						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$4,781,836	\$0	\$4,781,836	\$0	\$0	59.0
<b>TOTAL</b>	<b>\$4,781,836</b>	<b>\$0</b>	<b>\$4,781,836</b>	<b>\$0</b>	<b>\$0</b>	<b>59.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$4,781,836	\$0	\$4,781,836	\$0	\$0	59.0
Centrally appropriated line items	101,375	0	101,375	0	0	0.0
Technical adjustments	21,092	0	21,092	0	0	0.0
<b>SB 21-205</b>	<b>\$4,904,303</b>	<b>\$0</b>	<b>\$4,904,303</b>	<b>\$0</b>	<b>\$0</b>	<b>59.0</b>
<b>TOTAL</b>	<b>\$4,904,303</b>	<b>\$0</b>	<b>\$4,904,303</b>	<b>\$0</b>	<b>\$0</b>	<b>59.0</b>
<b>INCREASE/(DECREASE)</b>	\$122,467	\$0	\$122,467	\$0	\$0	0.0
Percentage Change	2.6%	n/a	2.6%	n/a	n/a	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes an increase to the Department's salary survey.

**TECHNICAL ADJUSTMENTS:** The appropriation includes technical adjustments redistributing PERA appropriations from the Commissioner's Office to the various other divisions.

## COLORADO STATE FAIR

The Colorado State Fair Authority, administered by an eleven-member board, plans and operates the annual fair event, as well as non-fair events held at the fairgrounds during the rest of the year. The State Fair is designated as a Type 1 agency pursuant to Section 35-65-401 (1)(a), C.R.S., and is almost entirely cash funded from the Colorado

State Fair Authority Cash Fund and the Agriculture Management Fund. Revenue is from fees collected during the State Fair and from other non-fair events. These fees fund personal services and operating expenses. The State Fair receives \$1.0 million General Fund for Future Farmers of America and 4-H program support, program costs, and facility maintenance.

COLORADO STATE FAIR						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$9,841,606	\$875,000	\$8,966,606	\$0	\$0	26.9
HB 21-1262	5,000,000	0	5,000,000	0	0	0.0
<b>TOTAL</b>	<b>\$14,841,606</b>	<b>\$875,000</b>	<b>\$13,966,606</b>	<b>\$0</b>	<b>\$0</b>	<b>26.9</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$14,841,606	\$875,000	\$13,966,606	\$0	\$0	26.9
Annualize prior year budget actions	275,000	125,000	150,000	0	0	0.0
Centrally appropriated line items	45,644	0	45,644	0	0	0.0
Technical adjustments	9,497	0	9,497	0	0	0.0
Annualize prior year legislation	(5,000,000)	0	(5,000,000)	0	0	0.0
<b>SB 21-205</b>	<b>\$10,171,747</b>	<b>\$1,000,000</b>	<b>\$9,171,747</b>	<b>\$0</b>	<b>\$0</b>	<b>26.9</b>
<b>TOTAL</b>	<b>\$10,171,747</b>	<b>\$1,000,000</b>	<b>\$9,171,747</b>	<b>\$0</b>	<b>\$0</b>	<b>26.9</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$4,669,859)</b>	<b>\$125,000</b>	<b>(\$4,794,859)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
Percentage Change	(31.5%)	14.3%	(34.3%)	n/a	n/a	0.0%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

House Bill 21-1262 creates the Agricultural Events Relief Program in the Department to provide COVID-19 relief payments to agricultural events organizations and provides funding for the Colorado State Fair and National Western Stock Show. The bill includes an appropriation of \$5.0 million cash funds for the State Fair in FY 2020-21, which is further appropriated for FY 2021-22.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation restores \$275,000 total funds from balancing actions taken in FY 2020-21.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes an increase to the Department's salary survey.

**TECHNICAL ADJUSTMENTS:** The appropriation includes technical adjustments redistributing PERA appropriations from the Commissioner's Office to the various other divisions.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation eliminates \$5.0 million in one-time funding added in H.B. 21-1262.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## CONSERVATION BOARD

The Conservation Board is responsible for providing administrative and fiscal oversight to Colorado's 77 conservation districts. The Board also coordinates federal programs related to natural resource issues, provides guidance on stream bank erosion, and assists farmers and ranchers in implementing a variety of water and energy practices. The primary

sources of funding are General Fund, federal grant dollars from the U.S. Department of Agriculture Natural Resources Conservation Service, and cash funds transferred from the Severance Tax Operational Fund.

CONSERVATION BOARD						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$2,160,384	\$1,203,603	\$450,000	\$0	\$506,781	5.2
<b>TOTAL</b>	<b>\$2,160,384</b>	<b>\$1,203,603</b>	<b>\$450,000</b>	<b>\$0</b>	<b>\$506,781</b>	<b>5.2</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$2,160,384	\$1,203,603	\$450,000	\$0	\$506,781	5.2
Centrally appropriated line items	11,601	11,601	0	0	0	0.0
Technical adjustments	2,479	2,479	0	0	0	0.0
<b>SB 21-205</b>	<b>2,174,464</b>	<b>1,217,683</b>	<b>450,000</b>	<b>0</b>	<b>506,781</b>	<b>5.2</b>
SB 21-281	450,000	0	450,000	0	0	0.0
<b>TOTAL</b>	<b>\$2,624,464</b>	<b>\$1,217,683</b>	<b>\$900,000</b>	<b>\$0</b>	<b>\$506,781</b>	<b>5.2</b>
<b>INCREASE/(DECREASE)</b>	\$464,080	\$14,080	\$450,000	\$0	\$0	0.0
Percentage Change	21.5%	1.2%	100.0%	n/a	0.0%	0.0%

#### FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes an increase to the Departments salary survey.

**TECHNICAL ADJUSTMENTS:** The appropriation includes technical adjustments redistributing PERA appropriations from the Commissioner’s Office to the various other divisions.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

# Details

## DEPARTMENT OF CORRECTIONS

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

DEPARTMENT OF CORRECTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$949,643,357</b>	<b>\$841,986,542</b>	<b>\$47,524,821</b>	<b>\$50,558,294</b>	<b>\$9,573,700</b>	<b>6,463.1</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Management	205,508,753	192,320,697	6,446,339	248,805	6,492,912	101.7
Institutions	497,928,795	496,257,556	1,671,239	0	0	4,911.8
Support Services	53,400,551	51,980,350	826,186	594,015	0	242.2
Inmate Programs	47,033,178	44,309,134	2,050,690	580,107	93,247	563.3
Community Services	58,467,552	54,866,903	0	3,561,551	39,098	439.6
Parole Board	2,251,902	2,251,902	0	0	0	21.5
Correctional Industries	63,605,438	0	15,083,179	45,573,816	2,948,443	155.0
Canteen Operation	21,447,188	0	21,447,188	0	0	28.0
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$959,178,595	\$850,333,207	\$47,793,269	\$51,364,657	\$9,687,462	6,463.1
HB 16-1080 Assault by strangulation	170,900	170,900	0	0	0	0.0
SB 18-119 False imprisonment minor	39,334	39,334	0	0	0	0.0
HB 18-1077 Penalty firearm burglary	69,856	69,856	0	0	0	0.0
HB 18-1200 Cybercrime changes	34,677	34,677	0	0	0	0.0
SB 19-172 Unlawful abandonment	26,220	26,220	0	0	0	0.0
HB 19-1250 Sexual assault in custody	39,701	39,701	0	0	0	0.0
HB 20-1153 Quality jobs & services	118,646	0	118,646	0	0	0.0
HB 20-1379 Suspend PERA distribution	(9,388,586)	(9,128,730)	(259,856)	0	0	0.0
HB 20-1398 Modify mech. Cap. Const.	(307,843)	(307,843)	0	0	0	0.0
SB 21-041 Supplemental appropriations	(338,143)	709,220	(127,238)	(806,363)	(113,762)	0.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$961,309,352</b>	<b>\$867,647,658</b>	<b>\$46,289,623</b>	<b>\$44,439,646</b>	<b>\$2,932,425</b>	<b>6,313.9</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Management	241,370,681	233,578,595	7,250,369	248,805	292,912	99.2
Institutions	487,250,625	485,683,340	1,567,285	0	0	4,794.8
Support Services	51,552,318	49,982,932	1,015,563	553,823	0	246.7
Inmate Programs	45,303,093	42,978,882	1,772,957	458,007	93,247	541.1
Community Services	56,809,000	53,120,116	0	3,649,786	39,098	426.7
Parole Board	2,303,793	2,303,793	0	0	0	22.4
Correctional Industries	55,269,077	0	13,232,684	39,529,225	2,507,168	155.0
Canteen Operation	21,450,765	0	21,450,765	0	0	28.0
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
SB 21-205 Long Bill	\$959,986,433	\$866,975,862	\$46,289,623	\$43,788,523	\$2,932,425	6,306.6
SB 18-119 False imprisonment minor	39,334	39,334	0	0	0	0.0
HB 18-1077 Penalty firearm burglary	467,144	467,144	0	0	0	0.0
HB 18-1200 Cybercrime changes	39,334	39,334	0	0	0	0.0
SB 19-172 Unlawful abandonment	1,902	1,902	0	0	0	0.0
HB 19-1250 Sexual assault in custody	43,916	43,916	0	0	0	0.0
SB 21-069 License plate expiration	256,970	0	0	256,970	0	0.0
SB 21-076 Third-party vehicle transact	394,153	0	0	394,153	0	0.0

DEPARTMENT OF CORRECTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 21-138 Brain injury support justice	144,409	144,409	0	0	0	0.9
SB 21-146 Improve prison release	(332,002)	(332,002)	0	0	0	3.7
SB 21-193 Protect pregnant people	148,783	148,783	0	0	0	1.3
HB 21-1209 Parole eligibility youths	118,976	118,976	0	0	0	1.4
<b>INCREASE/(DECREASE)</b>	\$11,665,995	\$25,661,116	(\$1,235,198)	(\$6,118,648)	(\$6,641,275)	(149.2)
Percentage Change	1.2%	3.0%	(2.6%)	(12.1%)	(69.4%)	(2.3%)

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the Department of Corrections are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$24,383,190	\$0	\$21,450,765	\$0	\$2,932,425

## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### MANAGEMENT

The Management Division contains the main departmental management functions, including the Executive Director's Office, the External Capacity Subprogram, and the Inspector General Subprogram. The Executive Director's Office provides general administrative oversight for the Department. The External Capacity Subprogram reimburses private prisons and local jails and monitors private prisons. The Inspector General Subprogram is responsible for investigating crimes in prisons.

MANAGEMENT						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 APPROPRIATION:</b>						
HB 20-1360	\$214,924,313	\$201,595,047	\$6,587,549	\$248,805	\$6,492,912	101.7
HB 20-1153	118,646	0	118,646	0	0	0.0
HB 20-1379	(9,388,586)	(9,128,730)	(259,856)	0	0	0.0
HB 20-1398	(307,843)	(307,843)	0	0	0	0.0
SB 21-041	162,223	162,223	0	0	0	0.0
<b>TOTAL</b>	<b>\$205,508,753</b>	<b>\$192,320,697</b>	<b>\$6,446,339</b>	<b>\$248,805</b>	<b>\$6,492,912</b>	<b>101.7</b>
<b>FY 2021-22 APPROPRIATION:</b>						
FY 2020-21 Appropriation	\$205,508,753	\$192,320,697	\$6,446,339	\$248,805	\$6,492,912	101.7
Centrally appropriated line items	22,698,792	22,273,001	425,791	0	0	0.0
Annualize prior year budget actions	12,611,221	18,811,221	0	0	(6,200,000)	0.0
Annualize prior year legislation	10,041,632	9,663,393	378,239	0	0	0.0
Community provider rates	1,836,580	1,836,580	0	0	0	0.0
Align prison caseload	(8,067,302)	(8,067,302)	0	0	0	0.0
Align private prison monitoring unit	(287,088)	(287,088)	0	0	0	(3.0)
Align adult parole services	(216,267)	(216,267)	0	0	0	0.0
<b>SB 21-205</b>	<b>\$244,126,321</b>	<b>\$236,334,235</b>	<b>\$7,250,369</b>	<b>\$248,805</b>	<b>\$292,912</b>	<b>98.7</b>
SB 21-146	(2,755,640)	(2,755,640)	0	0	0	0.5
<b>TOTAL</b>	<b>\$241,370,681</b>	<b>\$233,578,595</b>	<b>\$7,250,369</b>	<b>\$248,805</b>	<b>\$292,912</b>	<b>99.2</b>
<b>INCREASE/(DECREASE)</b>	<b>\$35,861,928</b>	<b>\$41,257,898</b>	<b>\$804,030</b>	<b>\$0</b>	<b>(\$6,200,000)</b>	<b>(2.5)</b>
Percentage Change	17.5%	21.5%	12.5%	0.0%	(95.5%)	(2.5%)



## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-041 (Department of Corrections Supplemental) increased the General Fund appropriation for Annual Depreciation-lease Equivalent Payments by \$162,223 General Fund.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes the following adjustments to centrally appropriated line items: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; shift differential; workers' compensation; legal services; payment to risk management and property funds; and lease payments.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impact of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 GF HLD reduction	\$19,465,170	\$19,465,170	\$0	\$0	\$0	0.0
FY 20-21 CARES Act funding	(6,200,000)	0	0	0	(6,200,000)	0.0
FY 20-21 Skyline closure/La Vista reduct	(653,949)	(653,949)	0	0	0	0.0
<b>TOTAL</b>	<b>\$12,611,221</b>	<b>\$18,811,221</b>	<b>\$0</b>	<b>\$0</b>	<b>(\$6,200,000)</b>	<b>0.0</b>

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend PERA distribution	\$9,388,586	\$9,128,730	\$259,856	\$0	\$0	0.0
HB 20-1398 Modify mech. Cap. Const.	307,843	307,843	0	0	0	0.0
HB 17-1144 Depreciation calculation	222,799	222,799	0	0	0	0.0
HB 20-1153 Quality jobs & services	118,533	150	118,383	0	0	0.0
SB 18-200 PERA unfunded liability	3,871	3,871	0	0	0	0.0
<b>TOTAL</b>	<b>\$10,041,632</b>	<b>\$9,663,393</b>	<b>\$378,239</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**COMMUNITY PROVIDER RATE:** The appropriation includes an increase of \$1,836,580 General Fund for a 2.5 percent common policy provider rate increase.

**ALIGN PRISON CASELOAD:** The appropriation includes a decrease of \$8,067,302 General Fund to align appropriations with prison caseload.

**ALIGN PRIVATE PRISON MONITORING UNIT:** The appropriation includes a decrease of \$287,088 General Fund and 3.0 FTE to the Private Prison Monitoring Unit.

**ALIGN ADULT PAROLE CASELOAD:** The appropriation includes a decrease of \$216,267 General Fund to align appropriations with parole caseload.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## INSTITUTIONS

The Institutions division includes all cost centers directly attributable to the operation of state-owned and operated correctional facilities. Included are costs for utilities, maintenance, housing and security, food, medical, laundry, case management, mental health, and the costs of running the Youthful Offender System. The cash funds are primarily from fees charged for inmate medical costs and utilities costs associated with Correctional Industries programs.

INSTITUTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$497,548,107	\$495,876,868	\$1,671,239	\$0	\$0	4,911.8
HB 16-1080	170,900	170,900	0	0	0	0.0
SB 18-119	39,334	39,334	0	0	0	0.0
HB 18-1077	69,856	69,856	0	0	0	0.0
HB 18-1200	34,677	34,677	0	0	0	0.0
SB 19-172	26,220	26,220	0	0	0	0.0
HB 19-1250	39,701	39,701	0	0	0	0.0
SB 21-041	0	0	0	0	0	0.0
<b>TOTAL</b>	<b>\$497,928,795</b>	<b>\$496,257,556</b>	<b>\$1,671,239</b>	<b>\$0</b>	<b>\$0</b>	<b>4,911.8</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$497,928,795	\$496,257,556	\$1,671,239	\$0	\$0	4,911.8
Annualize prior year budget actions	4,350,360	4,350,360	0	0	0	(30.2)
Annualize prior year legislation	487,155	487,155	0	0	0	0.0
Community provider rates	364,814	364,814	0	0	0	0.0
CDHS and CDOC agreement	140,827	140,827	0	0	0	0.0
Offset salary increase other agencies	53,604	53,604	0	0	0	0.0
Indirect cost assessment	116	0	116	0	0	0.0
Align prison caseload	(16,797,734)	(16,797,734)	0	0	0	(91.8)
Align cash & reappropriated spending	(104,070)	0	(104,070)	0	0	0.0
<b>SB 21-205</b>	<b>\$486,423,867</b>	<b>\$484,856,582</b>	<b>\$1,567,285</b>	<b>\$0</b>	<b>\$0</b>	<b>4,789.8</b>
SB 18-119	39,334	39,334	0	0	0	0.0
HB 18-1077	467,144	467,144	0	0	0	0.0
HB 18-1200	39,334	39,334	0	0	0	0.0
SB 19-172	1,902	1,902	0	0	0	0.0
HB 19-1250	43,916	43,916	0	0	0	0.0
SB 21-138	143,559	143,559	0	0	0	0.9
SB 21-146	(174,915)	(174,915)	0	0	0	1.4
SB 21-193	147,508	147,508	0	0	0	1.3
HB 21-1209	118,976	118,976	0	0	0	1.4
<b>TOTAL</b>	<b>\$487,250,625</b>	<b>\$485,683,340</b>	<b>\$1,567,285</b>	<b>\$0</b>	<b>\$0</b>	<b>4,794.8</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$10,678,170)</b>	<b>(\$10,574,216)</b>	<b>(\$103,954)</b>	<b>\$0</b>	<b>\$0</b>	<b>(117.0)</b>
Percentage Change	(2.1%)	(2.1%)	(6.2%)	n/a	n/a	(2.4%)

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-041 (Department of Corrections Supplemental) reallocated \$1.0 million General Fund from the Operating Expenses line item to the Personal Services line item in the Superintendents Subprogram.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impact of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 GF HLD reduction	\$6,200,000	\$6,200,000	\$0	\$0	\$0	0.0
FY 20-21 CARES Act funding	370,738	370,738	0	0	0	0.0
FY 20-21 Skyline closure/La Vista reduct	(2,220,378)	(2,220,378)	0	0	0	(30.2)
<b>TOTAL</b>	<b>\$4,350,360</b>	<b>\$4,350,360</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>(30.2)</b>

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of prior year legislation, including S.B. 18-200 (PERA unfunded liability) and statutory appropriations for sentencing bills.

**COMMUNITY PROVIDER RATE:** The appropriation includes an increase of \$364,814 General Fund for a 2.5 percent common policy provider rate increase.

**CDHS AND CDOC AGREEMENT:** The appropriation includes an increase of \$140,827 General Fund for an adjustment to an interagency agreement between the Department of Corrections and the Department of Human Services.

**OFFSET SALARY INCREASE OTHER AGENCIES:** The appropriation includes an increase of \$53,604 General Fund in various line items for services provided by other state agencies. This increase partially offsets the impact of the salary survey increase in those other agencies.

**INDIRECT COST ADJUSTMENT:** The appropriation includes a net increase in the division's indirect cost assessment.

**ALIGN PRISON CASELOAD:** The appropriation includes a decrease of \$16,797,734 General Fund and 91.8 FTE to align appropriations with prison caseload.

**ALIGN CASH & REAPPROPRIATED SPENDING:** The appropriation includes a decrease of \$104,070 cash funds to align appropriations with actual expenditures in the Utilities Subprogram.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## SUPPORT SERVICES

The Support Services division includes business operations, personnel, offender services, communications, transportation, training, information systems, and facility services. The cash funds and reappropriated funds are primarily from sales revenue from Canteen Operations and Correctional Industries.

SUPPORT SERVICES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$53,400,551	\$51,479,984	\$826,186	\$1,094,381	\$0	242.2
SB 21-041	0	500,366	0	(500,366)	0	0.0
<b>TOTAL</b>	<b>\$53,400,551</b>	<b>\$51,980,350</b>	<b>\$826,186</b>	<b>\$594,015</b>	<b>\$0</b>	<b>242.2</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$53,400,551	\$51,980,350	\$826,186	\$594,015	\$0	242.2
Annualize prior year legislation	423,140	11,845	411,295	0	0	4.5
Offset salary increase other agencies	6,475	6,475	0	0	0	0.0
Indirect cost assessment	0	538,084	0	(538,084)	0	0.0
Centrally appropriated line items	(2,499,635)	(2,275,243)	(221,918)	(2,474)	0	0.0
Align adult parole services	(12,750)	(12,750)	0	0	0	0.0
Annualize prior year budget actions	(358)	(500,724)	0	500,366	0	0.0

SUPPORT SERVICES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>SB 21-205</b>	<b>\$51,317,423</b>	<b>\$49,748,037</b>	<b>\$1,015,563</b>	<b>\$553,823</b>	<b>\$0</b>	<b>246.7</b>
SB 21-138	850	850	0	0	0	0.0
SB 21-146	232,770	232,770	0	0	0	0.0
SB 21-193	1,275	1,275	0	0	0	0.0
<b>TOTAL</b>	<b>\$51,552,318</b>	<b>\$49,982,932</b>	<b>\$1,015,563</b>	<b>\$553,823</b>	<b>\$0</b>	<b>246.7</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$1,848,233)</b>	<b>(\$1,997,418)</b>	<b>\$189,377</b>	<b>(\$40,192)</b>	<b>\$0</b>	<b>4.5</b>
Percentage Change	(3.5%)	(3.8%)	22.9%	(6.8%)	n/a	1.9%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-041 (Department of Corrections Supplemental) made a new zero adjustment to indirect cost assessments within the division.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of H.B. 20-1153 (Colorado Partnership Quality Jobs) and S.B. 18-200 (PERA Unfunded Liability).

**OFFSET SALARY INCREASE OTHER AGENCIES:** The appropriation includes \$6,475 General Fund for services provided by other state agencies. This increase partially offsets the impact of the salary survey increase in those other agencies.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net-zero adjustment to the division's indirect cost assessment.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to Payments to OIT, CORE operations, and vehicle lease payments.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes a decrease of \$358 total funds to annualize the closure of Skyline Correctional Facility and a reduction of beds at La Vista Correctional Facility.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## INMATE PROGRAMS

The Inmate Programs division includes educational, vocational, recreational, and inmate labor programs operated by the Department. This division also includes the Sex Offender Treatment Subprogram, the Drug and Alcohol Treatment Subprogram, and the Volunteers Subprogram. Cash and reappropriated funds are primarily from the Correctional Treatment Cash Fund and sales revenue of the Canteen Operation.

INMATE PROGRAMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$47,033,178	\$44,309,134	\$2,050,690	\$580,107	\$93,247	563.3
<b>TOTAL</b>	<b>\$47,033,178</b>	<b>\$44,309,134</b>	<b>\$2,050,690</b>	<b>\$580,107</b>	<b>\$93,247</b>	<b>563.3</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$47,033,178	\$44,309,134	\$2,050,690	\$580,107	\$93,247	563.3

INMATE PROGRAMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Community provider rates	53,680	53,680	0	0	0	0.0
Annualize prior year legislation	15,497	15,497	0	0	0	0.0
Align prison caseload	(1,228,931)	(1,156,307)	(72,624)	0	0	(18.4)
Align cash & reappropriated spending	(327,209)	0	(205,109)	(122,100)	0	0.0
Annualize prior year budget actions	(243,122)	(243,122)	0	0	0	(3.8)
<b>SB 21-205</b>	<b>\$45,303,093</b>	<b>\$42,978,882</b>	<b>\$1,772,957</b>	<b>\$458,007</b>	<b>\$93,247</b>	<b>541.1</b>
<b>TOTAL</b>	<b>\$45,303,093</b>	<b>\$42,978,882</b>	<b>\$1,772,957</b>	<b>\$458,007</b>	<b>\$93,247</b>	<b>541.1</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$1,730,085)</b>	<b>(\$1,330,252)</b>	<b>(\$277,733)</b>	<b>(\$122,100)</b>	<b>\$0</b>	<b>(22.2)</b>
Percentage Change	(3.7%)	(3.0%)	(13.5%)	(21.0%)	0.0%	(3.9%)

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**COMMUNITY PROVIDER RATE:** The appropriation includes an increase of \$53,680 General Fund for a 2.5 percent common policy provider rate increase.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of SB 18-200 (PERA Unfunded Liability).

**ALIGN PRISON CASELOAD:** The appropriation includes a decrease of \$1,228,931 total funds and 18.4 FTE to align appropriations with prison caseload.

**ALIGN CASH & REAPPROPRIATED SPENDING:** The appropriation includes a decrease of \$327,209 total funds to align appropriations with actual expenditures.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes a decrease of \$243,122 General Fund and 3.8 FTE for the closure of Skyline Correctional Facility and a reduction of beds at La Vista Correctional Facility.

## COMMUNITY SERVICES

The Community Services division includes the Parole Subprogram, the Community Supervision Subprogram for inmates in community corrections and in the Intensive Supervision-Inmate (ISP-I) program, and the Community Re-entry Subprogram. Other costs associated with residential community corrections placements are appropriated to the Department of Public Safety's Division of Criminal Justice. The reappropriated funds are from the Correctional Treatment Cash Fund.

COMMUNITY SERVICES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$58,467,552	\$54,820,272	\$0	\$3,608,182	\$39,098	439.6
SB 21-041	0	46,631	0	(46,631)	0	0.0
<b>TOTAL</b>	<b>\$58,467,552</b>	<b>\$54,866,903</b>	<b>\$0</b>	<b>\$3,561,551</b>	<b>\$39,098</b>	<b>439.6</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$58,467,552	\$54,866,903	\$0	\$3,561,551	\$39,098	439.6
Take TWO expansion	400,000	400,000	0	0	0	0.0
Community provider rates	289,411	201,500	0	87,911	0	0.0
Annualize prior year legislation	11,809	11,809	0	0	0	0.0
Technical corrections	324	0	0	324	0	0.0
Align adult parole services	(4,674,681)	(4,674,681)	0	0	0	(13.8)

COMMUNITY SERVICES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>SB 21-205</b>	<b>\$54,494,415</b>	<b>\$50,805,531</b>	<b>\$0</b>	<b>\$3,649,786</b>	<b>\$39,098</b>	<b>425.8</b>
SB 21-146	2,314,585	2,314,585	0	0	0	0.9
<b>TOTAL</b>	<b>\$56,809,000</b>	<b>\$53,120,116</b>	<b>\$0</b>	<b>\$3,649,786</b>	<b>\$39,098</b>	<b>426.7</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$1,658,552)</b>	<b>(\$1,746,787)</b>	<b>\$0</b>	<b>\$88,235</b>	<b>\$0</b>	<b>(12.9)</b>
Percentage Change	(2.8%)	(3.2%)	n/a	2.5%	0.0%	(2.9%)

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-041 (Department of Corrections Supplemental) made a net-zero adjustment to Parolee Supervision and Support Services.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**TAKE TWO EXPANSION:** The appropriation includes an increase of \$400,000 General Fund to expand the Transitional Work Opportunity (Take TWO) program.

**COMMUNITY PROVIDER RATE:** The appropriation includes an increase of \$289,411 total funds for a 2.5 percent common policy provider rate increase.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$11,809 General Fund for annualization of SB 18-200 (PERA Unfunded Liability).

**TECHNICAL CORRECTIONS:** The appropriation includes \$324 adjustment to an appropriation from the Correctional Treatment Cash Fund.

**ALIGN ADULT PAROLE SERVICES:** The appropriation includes a decrease of \$4,674,681 General Fund and 13.8 FTE in various line items within the Division of Adult Parole. The bill also transfers FTE from the Community Supervision Subprogram to the Parole Subprogram and makes reductions for various contract services.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## PAROLE BOARD

The Parole Board has the discretion to grant or deny parole to offenders who have reached their parole eligibility date. The Board must parole offenders when they reach their mandatory parole date. The Board imposes conditions of parole on parolees and it may revoke parole when those conditions are violated.

PAROLE BOARD						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$2,251,902	\$2,251,902	\$0	\$0	\$0	21.5
<b>TOTAL</b>	<b>\$2,251,902</b>	<b>\$2,251,902</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>21.5</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$2,251,902	\$2,251,902	\$0	\$0	\$0	21.5
Annualize prior year legislation	693	693	0	0	0	0.0
<b>SB 21-205</b>	<b>\$2,252,595</b>	<b>\$2,252,595</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>21.5</b>
SB 21-146	51,198	51,198	0	0	0	0.9

PAROLE BOARD						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>TOTAL</b>	<b>\$2,303,793</b>	<b>\$2,303,793</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>22.4</b>
<b>INCREASE/(DECREASE)</b>	\$51,891	\$51,891	\$0	\$0	\$0	0.9
Percentage Change	2.3%	2.3%	n/a	n/a	n/a	4.2%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$693 General Fund for the annualization S.B. 18-200 (PERA Unfunded Liability).

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## CORRECTIONAL INDUSTRIES

Correctional Industries manages profit-oriented work programs that provide inmates with on-the-job training while generating revenues to cover costs. Correctional Industries sells its products primarily to other government agencies. Correctional Industries is fully supported by cash and reappropriated funds from sales of Correctional Industries products and services. Because Correctional Industries is an enterprise, its appropriations are exempt from Section 20 of Article X of the State Constitution (TABOR).

CORRECTIONAL INDUSTRIES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$64,105,804	\$0	\$15,210,417	\$45,833,182	\$3,062,205	155.0
SB 21-041	(500,366)	0	(127,238)	(259,366)	(113,762)	0.0
<b>TOTAL</b>	<b>\$63,605,438</b>	<b>\$0</b>	<b>\$15,083,179</b>	<b>\$45,573,816</b>	<b>\$2,948,443</b>	<b>155.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$63,605,438	\$0	\$15,083,179	\$45,573,816	\$2,948,443	155.0
Annualize prior year budget actions	500,366	0	127,238	259,366	113,762	0.0
Annualize prior year legislation	15	0	15	0	0	0.0
Align cash & reappropriated spending	(8,946,380)	0	(1,983,426)	(6,962,954)	0	0.0
Indirect cost assessment	(541,485)	0	5,678	7,874	(555,037)	0.0
<b>SB 21-205</b>	<b>\$54,617,954</b>	<b>\$0</b>	<b>\$13,232,684</b>	<b>\$38,878,102</b>	<b>\$2,507,168</b>	<b>155.0</b>
SB 21-069	256,970	0	0	256,970	0	0.0
SB 21-076	394,153	0	0	394,153	0	0.0
<b>TOTAL</b>	<b>\$55,269,077</b>	<b>\$0</b>	<b>\$13,232,684</b>	<b>\$39,529,225</b>	<b>\$2,507,168</b>	<b>155.0</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$8,336,361)</b>	<b>\$0</b>	<b>(\$1,850,495)</b>	<b>(\$6,044,591)</b>	<b>(\$441,275)</b>	<b>0.0</b>
Percentage Change	(13.1%)	n/a	(12.3%)	(13.3%)	(15.0%)	0.0%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-041 (Department of Corrections Supplemental) included a net decrease in the division's indirect cost assessment.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes an increase of \$500,366 total funds related to the annualization S.B. 21-041 (Department of Corrections Supplemental).

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$15 cash funds for the annualization S.B. 18-200 (PERA Unfunded Liability).

**ALIGN CASH AND REAPPROPRIATED SPENDING:** The appropriation includes a decrease of \$8,946,380 total funds to align appropriations with actual expenditures.

**INDIRECT COST ADJUSTMENT:** The appropriation includes a net decrease in the division's indirect cost assessment.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## CANTEEN OPERATIONS

The Canteen Operation provides personal items for purchase by inmates, including toiletries, snack foods, televisions, phone services, and other approved items. Per court order, all funds remaining after expenses are used to provide inmates with additional educational or recreational resources including library materials and cable television services. The Canteen Operation is fully supported by cash funds from sales of canteen products to inmates. Its revenues are continuously appropriated to the Department pursuant to Section 17-24-126 (1), C.R.S.

CANTEEN OPERATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$21,447,188	\$0	\$21,447,188	\$0	\$0	28.0
<b>TOTAL</b>	<b>\$21,447,188</b>	<b>\$0</b>	<b>\$21,447,188</b>	<b>\$0</b>	<b>\$0</b>	<b>28.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$21,447,188	\$0	\$21,447,188	\$0	\$0	28.0
Indirect cost assessment	3,568	0	3,568	0	0	0.0
Annualize prior year legislation	9	0	9	0	0	0.0
<b>SB 21-205</b>	<b>\$21,450,765</b>	<b>\$0</b>	<b>\$21,450,765</b>	<b>\$0</b>	<b>\$0</b>	<b>28.0</b>
<b>TOTAL</b>	<b>\$21,450,765</b>	<b>\$0</b>	<b>\$21,450,765</b>	<b>\$0</b>	<b>\$0</b>	<b>28.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$3,577</b>	<b>\$0</b>	<b>\$3,577</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
Percentage Change	0.0%	n/a	0.0%	n/a	n/a	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INDIRECT COST ADJUSTMENT:** The appropriation includes a net increase in the division's indirect cost assessment.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$9 cash funds for the annualization of SB 18-200 (PERA).



# Details

## DEPARTMENT OF EDUCATION

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

DEPARTMENT OF EDUCATION						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$5,909,134,799</b>	<b>\$4,009,781,369</b>	<b>\$1,081,772,606</b>	<b>\$39,999,728</b>	<b>\$777,581,096</b>	<b>609.0</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Management and Administration	110,454,933	21,844,012	33,251,717	31,653,676	23,705,528	169.9
Assistance to Public Schools	5,772,300,089	3,970,434,122	1,047,163,477	4,118,845	750,583,645	223.8
Library Programs	9,204,590	4,915,255	287,412	710,000	3,291,923	38.1
School for the Deaf and the Blind	17,175,187	12,587,980	1,070,000	3,517,207	0	177.2
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$6,328,385,349	\$4,652,659,058	\$1,015,987,081	\$40,151,896	\$619,587,314	612.0
HB 20-1135 Replace soc. stud. assess	(667,680)	0	(667,680)	0	0	0.0
HB 20-1379 Suspend PERA direct dist.	(1,220,885)	(870,498)	(198,219)	(152,168)	0	0.0
HB 20-1418 School finance	(532,382,433)	(722,777,639)	32,401,424	0	157,993,782	(3.0)
HB 20B-1001 P12 internet access	20,000,000	20,000,000	0	0	0	0.0
SB 21-053 Mid-year school finance	85,764,377	60,764,377	25,000,000	0	0	0.0
SB 21-202 Improve school air quality	10,000,000	0	10,000,000	0	0	0.0
SB 21-205 Long Bill	6,071	6,071	0	0	0	0.0
HB 21-1161 Suspend select assessments	(750,000)	0	(750,000)	0	0	0.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$6,480,110,390</b>	<b>\$4,294,112,839</b>	<b>\$1,517,903,229</b>	<b>\$47,339,278</b>	<b>\$620,755,044</b>	<b>614.4</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Management and Administration	125,214,588	32,608,307	33,382,705	34,738,492	24,485,084	169.2
Assistance to Public Schools	6,327,501,825	4,243,069,846	1,483,163,111	8,290,845	592,978,023	229.9
Library Programs	10,164,833	5,825,483	287,413	760,000	3,291,937	38.1
School for the Deaf and the Blind	17,229,144	12,609,203	1,070,000	3,549,941	0	177.2
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
SB 21-205 Long Bill	\$5,847,545,486	\$3,786,903,022	\$1,401,687,125	\$38,200,295	\$620,755,044	608.6
SB 21-056 Cannabis medicine at schools	15,419	15,419	0	0	0	0.0
SB 21-058 Alt principal programs	16,692	0	16,692	0	0	0.2
SB 21-106 High school transition	220,115	220,115	0	0	0	0.3
SB 21-115 Talking Book Library	250,000	0	0	250,000	0	0.0
SB 21-119 Increase access to credentials	20,000	20,000	0	0	0	0.0
SB 21-151 Literacy curric. transparency	91,944	0	91,944	0	0	0.3
SB 21-185 Support educator workforce	9,132,856	9,132,856	0	0	0	4.3
SB 21-207 BEST fund transfer	100,000,000	0	100,000,000	0	0	0.0
SB 21-255 Menstrual hygiene products	100,000	100,000	0	0	0	0.0
SB 21-268 School finance	496,754,361	483,354,361	11,400,000	2,000,000	0	2.3
SB 21-274 Facility school sustainability	6,200,000	6,200,000	0	0	0	0.0
SB 21-275 Child Find responsibilities	6,888,983	0	0	6,888,983	0	0.0
HB 21-1010 Diverse educator report	20,115	20,115	0	0	0	0.3
HB 21-1087 Teaching & learning survey	53,500	53,500	0	0	0	0.0
HB 21-1104 Educator licensure renewal	2,630,444	2,922,976	(292,532)	0	0	(4.0)
HB 21-1200 Financial literacy standards	4,888	4,888	0	0	0	0.1
HB 21-1234 High-impact tutoring	4,981,720	4,981,720	0	0	0	1.1

DEPARTMENT OF EDUCATION						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 21-1264 Funds workforce dev	5,000,000	0	5,000,000	0	0	0.0
HB 21-1273 School psychologists report	35,000	35,000	0	0	0	0.0
HB 21-1294 K12 Accountability audit	52,000	52,000	0	0	0	0.0
HB 21-1304 Early childhood system	96,867	96,867	0	0	0	0.9
<b>INCREASE/(DECREASE)</b>	<b>\$570,975,591</b>	<b>\$284,331,470</b>	<b>\$436,130,623</b>	<b>\$7,339,550</b>	<b>(\$156,826,052)</b>	<b>5.4</b>
Percentage Change	9.7%	7.1%	40.3%	18.3%	(20.2%)	0.9%

<sup>1</sup> Includes General Fund Exempt.

**GENERAL FUND EXEMPT:** Amounts in the General Fund column include appropriations from both the General Fund and General Fund Exempt Account. The General Fund Exempt Account was created by Referendum C, passed by Colorado voters in November 2005. Referendum C allowed the State to retain for FY 2005-06 through FY 2009-10 all revenue collected in excess of the TABOR limit and for FY 2010-11 and subsequent fiscal years all revenues in excess of the TABOR limit but less than the excess state revenues cap. The retained revenue must be placed in the General Fund Exempt Account. The table below shows the amount of General Fund that is appropriated for FY 2019-20 and FY 2021-22 from the General Fund Exempt Account for preschool through twelfth grade education pursuant to Sections 24-77-103.6 (2)(b) and 24-77-104.5 (3), C.R.S. For additional information on General Fund Exempt appropriations, see Appendix D.

FISCAL YEAR	TOTAL GENERAL FUND	GENERAL FUND	GENERAL FUND EXEMPT
FY 2020-21	\$4,009,781,369	\$3,374,676,446	\$635,104,923
FY 2021-22	\$4,294,112,839	\$3,428,828,640	\$865,284,199

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the Department of Education are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$645,152,476	\$0	\$4,297,432	\$20,100,000	\$620,755,044

## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### MANAGEMENT AND ADMINISTRATION

This section provides funding for the State Board of Education, the Commissioner of Education, and general department administrative responsibilities including: human resources, budgeting, accounting, information management, assessments, and data analyses. This section also includes funding for the Office of Professional Services, the Division of On-line Learning, activities associated with educator effectiveness, and the State Charter School Institute.

Cash funds primarily include the State Education Fund, the State Public School Fund, the Educator Licensure Cash Fund, the Institute Charter School Assistance Fund, general education development (GED) program fees, the Marijuana Tax Cash Fund, and the Public School Capital Construction Assistance Fund. Reappropriated funds consist primarily of indirect cost recoveries, the transfer of funds from various cash- and federally-funded line items, and the transfer of various grants and donations originally appropriated in the Assistance to Public Schools section.

MANAGEMENT AND ADMINISTRATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$113,093,498	\$22,714,510	\$34,867,616	\$31,805,844	\$23,705,528	169.9
HB 20-1135	(667,680)	0	(667,680)	0	0	0.0
HB 20-1379	(1,220,885)	(870,498)	(198,219)	(152,168)	0	0.0
HB 21-1161	(750,000)	0	(750,000)	0	0	0.0
<b>TOTAL</b>	<b>\$110,454,933</b>	<b>\$21,844,012</b>	<b>\$33,251,717</b>	<b>\$31,653,676</b>	<b>\$23,705,528</b>	<b>169.9</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$110,454,933	\$21,844,012	\$33,251,717	\$31,653,676	\$23,705,528	169.9
Restore FY 2020-21 reductions	2,800,000	1,400,000	0	1,400,000	0	0.0
Centrally appropriated line items	2,021,692	249,859	222,875	833,139	715,819	0.0
Annualize prior year legislation	1,971,000	870,547	948,242	152,197	14	0.0
Annualize prior year budget actions	863,216	863,216	0	0	0	0.0
Indirect cost assessments	76,568	0	44,081	0	32,487	0.0
School finance admin adjustment	0	1,300,520	0	(1,300,520)	0	0.0
Outdated appropriations and additional program suspensions	0	0	0	0	0	0.0
Assessment technical adjustment	(704,720)	0	(735,956)	0	31,236	0.0
Personal services and operating decreases	(125,081)	(52,667)	(72,414)	0	0	(1.0)
<b>SB 21-205</b>	<b>\$117,357,608</b>	<b>\$26,475,487</b>	<b>\$33,658,545</b>	<b>\$32,738,492</b>	<b>\$24,485,084</b>	<b>168.9</b>
SB 21-056	15,419	15,419	0	0	0	0.0
SB 21-058	16,692	0	16,692	0	0	0.2
SB 21-185	1,087,310	1,087,310	0	0	0	3.8
SB 21-268	4,000,000	2,000,000	0	2,000,000	0	0.0
HB 21-1010	20,115	20,115	0	0	0	0.3
HB 21-1104	2,630,444	2,922,976	(292,532)	0	0	(4.0)
HB 21-1273	35,000	35,000	0	0	0	0.0
HB 21-1294	52,000	52,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$125,214,588</b>	<b>\$32,608,307</b>	<b>\$33,382,705</b>	<b>\$34,738,492</b>	<b>\$24,485,084</b>	<b>169.2</b>
<b>INCREASE/(DECREASE)</b>	<b>\$14,759,655</b>	<b>\$10,764,295</b>	<b>\$130,988</b>	<b>\$3,084,816</b>	<b>\$779,556</b>	<b>(0.7)</b>
Percentage Change	13.4%	49.3%	0.4%	9.7%	3.3%	(0.4%)

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

House Bill 21-1161 includes a reduction of \$750,000 cash funds from the State Education Fund associated with the suspension of certain statewide assessments in FY 2020-21.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**RESTORE FY 2020-21 REDUCTIONS:** The appropriation includes an increase of \$2.8 million total funds (including \$1.4 million General Fund and \$1.4 million reappropriated funds) for Charter School Institute (CSI) mill levy equalization. The increase restores funding for CSI mill levy equalization to the level of the FY 2019-20 appropriation.

**CENTRALLY APPROPRIATED ITEMS:** The appropriation includes a net increase of \$2.0 million total funds related to employee benefits and other centrally appropriated line items.

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Salary survey	\$1,570,896	\$515,245	\$244,564	\$190,219	\$620,868	0.0
Payment to risk management and property funds	314,031	314,031	0	0	0	0.0
Health, life, and dental	285,125	31,185	28,781	158,838	66,321	0.0
Capitol Complex leased space	170,626	51,188	20,440	33,187	65,811	0.0

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
PERA direct distribution	37,405	(467,715)	(2,622)	507,742	0	0.0
Leased space	5,335	(30,069)	34,521	33,067	(32,184)	0.0
Administrative law judges	4,975	0	4,116	859	0	0.0
Amortization equalization disbursement	3,898	(3,354)	(15,952)	12,508	10,696	0.0
Supplemental amortization equalization disbursement	3,898	(3,354)	(15,952)	12,508	10,696	0.0
Legal services	2,667	1,542	1,057	68	0	0.0
Payments to OIT	(216,166)	(92,507)	(32,187)	(91,472)	0	0.0
CORE operations	(86,403)	(33,466)	(33,473)	(19,464)	0	0.0
Workers' compensation	(70,070)	(31,298)	(9,144)	(4,735)	(24,893)	0.0
Short-term disability	(4,525)	(1,569)	(1,274)	(186)	(1,496)	0.0
<b>TOTAL</b>	<b>\$2,021,692</b>	<b>\$249,859</b>	<b>\$222,875</b>	<b>\$833,139</b>	<b>\$715,819</b>	<b>0.0</b>

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments related to prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend PERA direct dist.	\$1,220,885	\$870,498	\$198,219	\$152,168	\$0	0.0
HB 21-1161 Suspend statewide assessments for select grades	750,000	0	750,000	0	0	0.0
SB 18-200 Eliminate PERA unfunded liability	115	49	23	29	14	0.0
<b>TOTAL</b>	<b>\$1,971,000</b>	<b>\$870,547</b>	<b>\$948,242</b>	<b>\$152,197</b>	<b>\$14</b>	<b>0.0</b>

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes an increase of \$863,216 General Fund to restore funding for health, life, and dental insurance that was reduced in lieu of a personal services base reduction in FY 2020-21.

**INDIRECT COST ASSESSMENTS:** The appropriation includes a net increase in the division's indirect cost assessment.

**SCHOOL FINANCE ADMIN ADJUSTMENT:** The appropriation includes a change to the fund sources supporting the School Finance Administration line item in the Public School Finance subdivision and the associated centrally appropriated amounts in this division. The appropriation funds costs associated with school finance administration (\$1.3 million in this division) directly from the General Fund rather than from funds withheld from the State Share of Districts' Total Program Funding line item.

**ASSESSMENT TECHNICAL ADJUSTMENT:** The appropriation includes a net reduction of \$704,720 total funds (with no General Fund) to align appropriations for the Statewide Assessment Program with anticipated contract costs for FY 2021-22 based on current law requirements for the assessment program.

**PERSONAL SERVICES AND OPERATING DECREASES:** The appropriation includes reductions totaling \$125,081 total funds (including \$52,667 General Fund) and 1.0 FTE from a variety of line items in this division. The following table reflects the adjustments to each line item.

PERSONAL SERVICES AND OPERATING DECREASES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Accountability and improvement planning	\$0	\$0	\$0	\$0	\$0	0.0
Statewide assessment program	(50,000)	0	(50,000)	0	0	(1.0)
State Board of Education	(35,417)	(35,417)	0	0	0	0.0
Educator effectiveness unit admin	(12,500)	0	(12,500)	0	0	0.0
Information technology services	(10,000)	(10,000)	0	0	0	0.0

PERSONAL SERVICES AND OPERATING DECREASES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Preschool to postsecondary education alignment	(9,914)	0	(9,914)	0	0	0.0
Longitudinal analyses of student assessment results	(4,250)	(4,250)	0	0	0	0.0
General department and program administration	(3,000)	(3,000)	0	0	0	0.0
<b>TOTAL</b>	<b>(\$125,081)</b>	<b>(\$52,667)</b>	<b>(\$72,414)</b>	<b>\$0</b>	<b>\$0</b>	<b>(1.0)</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## ASSISTANCE TO PUBLIC SCHOOLS

This section includes funding that is distributed to public schools or is used to directly support public schools (e.g., federally-funded Department staff that provide technical assistance to districts concerning special education programs). This section is comprised of the following four subsections:

- **Public School Finance:** This subsection includes funding for the state share of districts' total program funding required under the School Finance Act, for other distributions that are directly related to school district pupil counts, and for administration of the School Finance Act and related programs.
- **Categorical Programs:** This subsection includes state and federal funding for all programs defined as "categorical programs" pursuant to Article IX, Section 17 of the Colorado Constitution.
- **Grant Programs, Distributions, and Other Assistance:** This subsection includes other state and federal funds that are distributed to schools and districts, or that are used to provide direct support and assistance to schools and districts.
- **Indirect Cost Assessment:** This subsection reflects all of the indirect cost assessments against fund sources within the Assistance to Public Schools division.

The changes in appropriation by subdivision and the factors driving such changes are included in tables for each subdivision.

ASSISTANCE TO PUBLIC SCHOOLS						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$6,188,918,145	\$4,612,447,384	\$979,762,053	\$4,118,845	\$592,589,863	226.8
HB 20-1418	(532,382,433)	(722,777,639)	32,401,424	0	157,993,782	(3.0)
HB 20B-1001	20,000,000	20,000,000	0	0	0	0.0
SB 21-053	85,764,377	60,764,377	25,000,000	0	0	0.0
SB 21-202	10,000,000	0	10,000,000	0	0	0.0
SB 21-205	0	0	0	0	0	0.0
<b>TOTAL</b>	<b>\$5,772,300,089</b>	<b>\$3,970,434,122</b>	<b>\$1,047,163,477</b>	<b>\$4,118,845</b>	<b>\$750,583,645</b>	<b>223.8</b>
FY 2021-22 APPROPRIATION:						
SB 21-205	\$5,703,454,122	\$3,742,403,070	\$1,366,671,167	\$1,401,862	\$592,978,023	224.4
SB 21-106	220,115	220,115	0	0	0	0.3
SB 21-119	20,000	20,000	0	0	0	0.0
SB 21-151	91,944	0	91,944	0	0	0.3
SB 21-185	8,045,546	8,045,546	0	0	0	0.5
SB 21-207	100,000,000	0	100,000,000	0	0	0.0
SB 21-255	100,000	100,000	0	0	0	0.0
SB 21-268	492,344,140	480,944,140	11,400,000	0	0	2.3
SB 21-274	6,200,000	6,200,000	0	0	0	0.0

ASSISTANCE TO PUBLIC SCHOOLS						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 21-275	6,888,983	0	0	6,888,983	0	0.0
HB 21-1087	53,500	53,500	0	0	0	0.0
HB 21-1200	4,888	4,888	0	0	0	0.1
HB 21-1234	4,981,720	4,981,720	0	0	0	1.1
HB 21-1264	5,000,000	0	5,000,000	0	0	0.0
HB 21-1304	96,867	96,867	0	0	0	0.9
<b>TOTAL</b>	<b>\$6,327,501,825</b>	<b>\$4,243,069,846</b>	<b>\$1,483,163,111</b>	<b>\$8,290,845</b>	<b>\$592,978,023</b>	<b>229.9</b>
<b>INCREASE/(DECREASE)</b>	<b>\$555,201,736</b>	<b>\$272,635,724</b>	<b>\$435,999,634</b>	<b>\$4,172,000</b>	<b>(\$157,605,622)</b>	<b>6.1</b>
Percentage Change	9.6%	6.9%	41.6%	101.3%	(21.0%)	2.7%

<sup>1</sup> Includes General Fund Exempt.

## PUBLIC SCHOOL FINANCE

This subsection of the Assistance to Public Schools section primarily consists of appropriations for the State's share of funding required under the School Finance Act of 1994, as amended. The local share of funding (39.3 percent of total program funding for FY 2021-22 or \$3.1 billion) is not reflected in appropriations to the Department. This subsection also includes funding for other distributions that are directly related to school district pupil counts, as well as funding for staff responsible for administering the School Finance Act and the Colorado Preschool Program, and for auditing school districts to ensure compliance with the federal school lunch, public school transportation, and English language proficiency programs.

For FY 2021-22, 83.3 percent of the State's share of districts' total program funding is from the General Fund; the remainder is appropriated from two cash funds: the State Education Fund and the State Public School Fund. Administrative costs are primarily supported by transfers from the State Share of Districts' Total Program Funding, which has the effect of reducing funding that would otherwise be distributed to school districts.

### SCHOOL FINANCE FORMULA OVERVIEW: FY 2021-22 FUNDING FOR PUBLIC SCHOOL FINANCE

The annual Long Bill contains appropriations based on current law. Thus, for purposes of public school finance, the Long Bill contains appropriations to fund public schools based on projected student enrollment, the existing statutory public school finance funding formula, and the minimum constitutionally required increase in the statewide base per-pupil funding amount. The General Assembly also passes a separate bill each year, called the school finance bill, that modifies the statutory school finance formula for the upcoming fiscal year. The school finance bill always specifies, in statute, the constitutionally required increase in the statewide base per-pupil funding amount. In addition, the school finance bill often includes other statutory modifications that increase or decrease the cost of funding public schools. If necessary, the school finance bill then includes an appropriation clause which increases or decreases Long Bill appropriations for the following fiscal year accordingly.

The FY 2021-22 Long Bill (S.B. 21-205) includes appropriations sufficient to fully fund public schools based on projected student enrollment for FY 2021-22, support the minimum constitutionally required increase in the statewide base per-pupil funding amount, and maintain the budget stabilization factor as a constant dollar amount from FY 2020-21 to FY 2021-22 (\$1.05 billion) as required by H.B. 20-1418 (School Finance). Specifically, the Long Bill appropriation for the State Share of Districts' Total Program Funding line item increased by \$118.1 million above the FY 2020-21 appropriation (as adjusted during the 2021 Session).

The 2021 school finance bill (S.B. 21-268) includes formula modifications that increase the cost of funding the public school finance formula for FY 2021-22, including expanding the definition of at-risk students to include students qualifying for reduced price lunches under the federal school lunch program (rather than just free lunch) and adding a new "factor" to the formula for English language learners. The bill also restores funding for a variety of grant programs that were reduced in FY 2020-21 as budget balancing measures. Specific to school finance, the bill increases state funding for total program by \$505.7 million total funds (including \$478.7 million General Fund and \$27.0 million

cash funds from the State Education Fund) above the amount appropriated in the FY 2021-22 Long Bill. Combined with the formula changes, the bill decreases the dollar value of the budget stabilization factor by \$481.4 million (from \$1.05 billion assumed in the Long Bill to \$571.2 million).

The largest line item appropriation within this subsection provides the state share of districts' total program funding. The table below provides data related to this line item appropriation for both FY 2020-21 and FY 2021-22. Including an estimated increase in local revenues relative to FY 2020-21, total state and local funding for school districts for FY 2021-22 is \$750.8 million (10.4 percent) higher than for FY 2020-21. This level of funding is anticipated to increase average per-pupil funding from \$8,123 in FY 2020-21 to \$8,991 in FY 2021-22 (an increase of \$868 per pupil, or 10.7 percent).

OVERVIEW OF DISTRICTS' TOTAL PROGRAM FUNDING: FY 2020-21 AND FY 2021-22					
	FY 2020-21 AMENDED APPROPRIATION	FY 2021-22 LONG BILL APPROPRIATION (SB 21-205)	FY 2021-22 SCHOOL FINANCE BILL (SB 21-268)	TOTAL FY 2021-22 APPROPRIATION	ANNUAL CHANGE
Funded Pupil Count	891,118.6	888,556.8	(0.4)	888,556.4	(2,562.2)
<i>Annual Percent Change</i>					-0.3%
Statewide Base Per Pupil Funding	\$7,084	\$7,225	\$0	\$7,225	\$141
<i>Annual Percent Change</i>					2.0%
<b>Total Program Funding PRIOR TO Budget Stabilization Factor</b>	<b>\$8,291,005,431</b>	<b>\$8,442,870,876</b>	<b>\$117,536,959</b>	<b>\$8,560,407,835</b>	<b>\$269,402,404</b>
Less: Budget Stabilization Factor Reduction	(1,052,661,912)	(1,052,661,912)	481,428,765	(571,233,147)	481,428,765
<b>EQUALS: Adjusted Total Program Funding</b>	<b>\$7,238,343,519</b>	<b>\$7,390,208,964</b>	<b>\$598,965,724</b>	<b>\$7,989,174,688</b>	<b>\$750,831,169</b>
<i>Annual Percent Change</i>					10.4%
<i>Total funds reduction as a percent of "full" funding</i>	<i>(12.7%)</i>	<i>(12.5%)</i>		<i>(6.7%)</i>	
Statewide Average Per Pupil Funding (for adjusted total program funding)	\$8,123	\$8,317	\$674	\$8,991	\$868
<i>Annual Percent Change</i>					10.7%
Local Share of Districts' Total Program Funding	\$3,013,645,502	\$3,047,415,412	\$93,222,028	\$3,140,637,440	\$126,991,938
<i>Annual Percent Change</i>					4.2%
<b>State Share of Districts' Total Program Funding</b>	<b>\$4,224,698,017</b>	<b>\$4,342,793,552</b>	<b>\$505,743,696</b>	<b>\$4,848,537,248</b>	<b>\$623,839,231</b>
<i>Annual Percent Change</i>					14.8%
<i>State Share as Percent of Districts' Total Program</i>	<i>58.4%</i>			<i>60.7%</i>	

The next table compares FY 2020-21 and FY 2021-22 appropriations for the Public School Finance subsection of the budget. The table is followed by descriptions of mid-year adjustments to FY 2020-21 appropriations and descriptions of the year-over-year funding changes that are reflected in the FY 2021-22 Long Bill. Descriptions of the statutory and appropriation changes included in other bills are included in *Appendix A, Recent Legislation*.

PUBLIC SCHOOL FINANCE						
	TOTAL FUNDS	GENERAL FUND <sup>a</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$4,797,378,832	\$4,433,610,083	\$361,951,763	\$1,816,986	\$0	17.9
HB 20-1418	(561,915,264)	(721,579,451)	122,664,187	0	37,000,000	0.0
SB 21-053	85,764,377	60,764,377	25,000,000	0	0	0.0
SB 21-205	0	0	0	0	0	0.0
<b>TOTAL</b>	<b>\$4,321,227,945</b>	<b>\$3,772,795,009</b>	<b>\$509,615,950</b>	<b>\$1,816,986</b>	<b>\$37,000,000</b>	<b>17.9</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$4,321,227,945	\$3,772,795,009	\$509,615,950	\$1,816,986	\$37,000,000	17.9
Total program increase	118,095,535	(190,830,786)	308,926,321	0	0	0.0
School finance admin adjustment	0	1,817,001	0	(1,817,001)	0	0.0
Fund source adjustments	0	0	0	0	0	0.0

PUBLIC SCHOOL FINANCE						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Annualize prior year legislation	(53,459,074)	(19,859,090)	3,400,001	15	(37,000,000)	0.0
Personal services and operating decreases	(398,850)	(24,970)	(373,880)	0	0	0.5
At-risk supplemental aid adjustment	(250,000)	0	(250,000)	0	0	0.0
<b>SB 21-205</b>	<b>\$4,385,215,556</b>	<b>\$3,563,897,164</b>	<b>\$821,318,392</b>	<b>\$0</b>	<b>\$0</b>	<b>18.4</b>
SB 21-268	506,143,696	478,743,696	27,400,000	0	0	0.0
<b>TOTAL</b>	<b>\$4,891,359,252</b>	<b>\$4,042,640,860</b>	<b>\$848,718,392</b>	<b>\$0</b>	<b>\$0</b>	<b>18.4</b>
<b>INCREASE/(DECREASE)</b>	\$570,131,307	\$269,845,851	\$339,102,442	(\$1,816,986)	(\$37,000,000)	0.5
Percentage Change	13.2%	7.2%	66.5%	(100.0%)	(100.0%)	2.8%

<sup>1</sup> Includes General Fund Exempt.

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-053 includes the following appropriations for FY 2020-21:

- \$40,905,287 General Fund for the state share of districts' total program funding.
- \$19,858,090 General Fund outside of the school finance formula to mitigate impacts of the COVID-19 pandemic on funded pupil counts, at-risk pupil counts, and local revenues.
- \$25,000,000 cash funds from the Rural Schools Cash Fund for distribution to rural schools as required by H.B. 20-1427 based on the passage of Proposition EE in November 2020.

Senate Bill 21-205 includes an adjustment to the portion of General Fund appropriations from the General Fund Exempt account.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**TOTAL PROGRAM INCREASE:** The *Long Bill* appropriation includes an increase of \$118.1 million total funds (including a decrease of \$190.8 million General Fund that is offset by an increase in cash funds) for the State Share of Districts Total Program Funding.

**SCHOOL FINANCE ADMIN ADJUSTMENT:** The appropriation includes a change to the fund sources supporting the School Finance Administration line item and the associated centrally appropriated amounts. The appropriation funds those items (totaling \$3.1 million, including \$1.8 million in this division) directly from the General Fund rather than from funds withheld from the State Share of Districts' Total Program Funding line item as in prior years.

**FUND SOURCE ADJUSTMENTS:** The appropriation includes an adjustment to the portion of General Fund appropriations from the General Fund Exempt account.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments related to prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1427 Cigarette tobacco and nicotine products tax	\$5,000,000	\$0	\$5,000,000	\$0	\$0	0.0
SB 18-200 PERA unfunded liability	16	0	1	15	0	0.0
HB 20-1418 School finance	(38,600,000)	0	(1,600,000)	0	(37,000,000)	0.0
SB 21-053 Mid-year school finance	(19,859,090)	(19,859,090)	0	0	0	0.0
<b>TOTAL</b>	<b>(\$53,459,074)</b>	<b>(\$19,859,090)</b>	<b>\$3,400,001</b>	<b>\$15</b>	<b>(\$37,000,000)</b>	<b>0.0</b>

**PERSONAL SERVICES AND OPERATING DECREASES:** The appropriation includes reductions totaling \$398,850 total funds (including \$24,970 General Fund) and a net increase of 0.5 FTE for personal services and operating expenses reductions in this subdivision, driven by a decrease of \$373,880 cash funds from the State Education Fund (and an



increase of 1.0 FTE) for financial transparency system maintenance. The Department is going to maintain the financial transparency system rather than doing so through an external contract, reducing anticipated costs but requiring the additional 1.0 FTE. The General Fund reduction is associated with the elimination of 0.5 FTE for an unused position in the school finance unit.

**AT-RISK SUPPLEMENTAL AID ADJUSTMENT:** The appropriation includes a reduction of \$250,000 cash funds from the State Education Fund for the At-risk Supplemental Aid line item to better align the appropriation with anticipated expenditures in FY 2021-22.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## CATEGORICAL PROGRAMS

This subsection includes appropriations for all "categorical programs," a term that refers to programs designed to serve particular groups of students (e.g., students with limited proficiency in English) or particular student needs (e.g., transportation). Article IX, Section 17 of the Colorado Constitution defines categorical programs and requires the General Assembly to increase total state funding for all categorical programs annually by at least the rate of inflation plus one percent for FY 2001-02 through FY 2010-11 and by at least the rate of inflation for subsequent fiscal years. For example, in calendar year 2020 the percentage change in the Denver-Aurora-Lakewood consumer price index was 2.0 percent, so the General Assembly was required to increase state funding for categorical programs by at least that rate, equal to an additional \$6,889,468 for FY 2021-22.

The General Assembly determines on an annual basis how to allocate the required increase among the various categorical programs. Since FY 2000-01, the General Assembly has increased annual state funding for categorical programs by \$219.2 million. In certain fiscal years, the General Assembly elected to increase state funding by more than the minimum, constitutionally-required amount, resulting in appropriations that are now \$104.7 million higher than the minimum amount that would have otherwise been required. The following table shows the change in *state* funding for each categorical program since FY 2000-01.

INCREASES IN STATE FUNDING FOR CATEGORICAL PROGRAMS SINCE FY 2000-01				
LONG BILL LINE ITEM	FY 2000-01 APPROPRIATION	FY 2021-22 APPROPRIATION	TOTAL INCREASE IN ANNUAL APPROPRIATION OF STATE FUNDS SINCE FY 2000-01	
Special Education - Children with Disabilities	\$71,510,773	\$220,154,633	\$148,643,860	207.9%
English Language Proficiency Program	3,101,598	25,257,742	22,156,144	714.3%
Public School Transportation	36,922,227	62,771,962	25,849,735	70.0%
Career and Technical Education Programs	17,792,850	28,244,361	10,451,511	58.7%
Special Education - Gifted and Talented Children	5,500,000	12,994,942	7,494,942	136.3%
Expelled and At-risk Student Services Grant Program	5,788,807	9,493,560	3,704,753	64.0%
Small Attendance Center Aid	948,140	1,314,250	366,110	38.6%
Comprehensive Health Education	600,000	1,131,396	531,396	88.6%
<b>Total</b>	<b>\$142,164,395</b>	<b>\$361,362,846</b>	<b>\$219,198,451</b>	<b>154.2%</b>

Categorical programs are funded primarily with General Fund, cash funds from the State Education Fund, and various sources of federal funds. Additional cash funds are from the Public School Transportation Fund. Reappropriated funds include federal funds transferred from the Department of Human Services.

CATEGORICAL PROGRAMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$512,645,217	\$163,765,474	\$181,157,904	\$191,090	\$167,530,749	73.1

CATEGORICAL PROGRAMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>TOTAL</b>	<b>\$512,645,217</b>	<b>\$163,765,474</b>	<b>\$181,157,904</b>	<b>\$191,090</b>	<b>\$167,530,749</b>	<b>73.1</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$512,645,217	\$163,765,474	\$181,157,904	\$191,090	\$167,530,749	73.1
Categorical programs increase	16,889,468	0	16,889,468	0	0	0.0
Annualize prior year legislation	76	0	0	0	76	0.0
<b>SB 21-205</b>	<b>\$529,534,761</b>	<b>\$163,765,474</b>	<b>\$198,047,372</b>	<b>\$191,090</b>	<b>\$167,530,825</b>	<b>73.1</b>
<b>TOTAL</b>	<b>\$529,534,761</b>	<b>\$163,765,474</b>	<b>\$198,047,372</b>	<b>\$191,090</b>	<b>\$167,530,825</b>	<b>73.1</b>
<b>INCREASE/(DECREASE)</b>	<b>\$16,889,544</b>	<b>\$0</b>	<b>\$16,889,468</b>	<b>\$0</b>	<b>\$76</b>	<b>0.0</b>
Percentage Change	3.3%	0.0%	9.3%	0.0%	0.0%	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CATEGORICAL PROGRAMS INCREASE:** The appropriation includes an increase of a total of \$16.9 million cash funds from the State Education Fund allocated among five categorical programs. The State Constitution requires the General Assembly to increase *total state funding* for all categorical programs (in aggregate) by at least the rate of inflation in FY 2021-22. Based on that requirement, the increase for FY 2021-22 includes \$6.9 million distributed among five categorical programs to increase total *state* spending on categorical programs by 2.0 percent, equal to the rate of inflation from CY 2020. In addition, the appropriation includes an increase of \$10.0 million cash funds from the State Education Fund specifically for the Special Education Programs for Children with Disabilities line item. The following table shows the total allocation of the increase among the designated categorical programs.

INCREASE IN <i>STATE</i> FUNDING FOR CATEGORICAL PROGRAMS FOR FY 2021-22				
LONG BILL LINE ITEM	FY 2020-21 APPROPRIATION OF STATE FUNDS	ALLOCATION OF FY 2021-22 INCREASES IN STATE FUNDS		FY 2021-22 APPROPRIATION OF STATE FUNDS
		\$ CHANGE	% CHANGE	
DISTRICT PROGRAMS REQUIRED BY STATUTE				
Special education programs for children with disabilities	\$206,223,158	\$13,931,475	6.8%	\$220,154,633
English language proficiency programs	24,105,549	1,152,193	4.8%	25,257,742
OTHER CATEGORICAL PROGRAMS				
Public school transportation	\$61,582,729	\$1,189,233	1.9%	\$62,771,962
Career and technical education	27,778,242	466,119	1.7%	28,244,361
Special education programs for gifted and talented children	12,844,494	150,448	1.2%	12,994,942
Expelled and at-risk student services grant program	9,493,560	0	0.0%	9,493,560
Small attendance center aid	1,314,250	0	0.0%	1,314,250
Comprehensive health education	1,131,396	0	0.0%	1,131,396
Totals	\$344,473,378	\$16,889,468	4.9%	\$361,362,846

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation adds \$76 federal funds to reflect the FY 2021-22 impact of S.B. 18-200 (Eliminate Unfunded PERA Liability).

## GRANT PROGRAMS, DISTRIBUTIONS, AND OTHER ASSISTANCE

This subsection includes state and federal funds that are distributed to schools and districts, or that are used to provide direct support and assistance to schools and districts, outside of total program and the programs defined as categorical programs. This subsection also includes funding for the Public School Capital Construction Assistance Board and the Facility Schools Board.

Significant sources of cash funds include: the Public School Capital Construction Assistance Fund, the State Education Fund, the Marijuana Tax Cash Fund, the State Public School Fund, fees collected for workshops and training, and gifts, grants, and donations. Significant sources of reappropriated funds include federal child care funds transferred from the Department of Human Services, and federal Medicaid funds transferred from the Department of Health Care Policy and Financing that are used to administer the Public School Health Services Program.

The most significant sources of federal funds reflected in this subsection include the following:

- Title I of the Elementary and Secondary Education Act - funding to improve education for children at risk of school failure, including those who live in low income communities, migrant children, and those who are neglected and delinquent;
- U.S. Department of Agriculture Food and Nutrition Service - funding for the National School Lunch Program, which provides for reduced-cost or free meals to students; and
- Title II of the Elementary and Secondary Education Act - funding for professional development and activities designed to improve educator quality.

GRANT PROGRAMS, DISTRIBUTIONS, AND OTHER ASSISTANCE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$875,687,009	\$15,071,827	\$436,627,386	\$2,055,198	\$421,932,598	135.8
HB 20-1418	29,532,831	(1,198,188)	(90,262,763)	0	120,993,782	(3.0)
HB 20B-1001	20,000,000	20,000,000	0	0	0	0.0
SB 21-202	10,000,000	0	10,000,000	0	0	0.0
<b>TOTAL</b>	<b>\$935,219,840</b>	<b>\$33,873,639</b>	<b>\$356,364,623</b>	<b>\$2,055,198</b>	<b>\$542,926,380</b>	<b>132.8</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$935,219,840	\$33,873,639	\$356,364,623	\$2,055,198	\$542,926,380	132.8
Bullying prevention grant program increase	1,000,000	1,000,000	0	0	0	0.0
Facility schools adjustment	340,475	0	340,475	0	0	0.0
Annualize prior year budget actions	50,000	50,000	0	0	0	0.0
Annualize prior year legislation	(149,686,911)	(18,693,220)	(9,999,970)	3	(120,993,724)	0.4
Nutrition program adjustments	(1,450,000)	(1,450,000)	900,000	(900,000)	0	0.0
Other technical adjustments	(294,725)	0	(294,725)	0	0	0.0
Personal services and operating decreases	(69,987)	(39,987)	(30,000)	0	0	(0.3)
<b>SB 21-205</b>	<b>\$785,108,692</b>	<b>\$14,740,432</b>	<b>\$347,280,403</b>	<b>\$1,155,201</b>	<b>\$421,932,656</b>	<b>132.9</b>
SB 21-106	220,115	220,115	0	0	0	0.3
SB 21-119	20,000	20,000	0	0	0	0.0
SB 21-151	91,944	0	91,944	0	0	0.3
SB 21-185	8,045,546	8,045,546	0	0	0	0.5
SB 21-207	100,000,000	0	100,000,000	0	0	0.0
SB 21-255	100,000	100,000	0	0	0	0.0
SB 21-268	(13,799,556)	2,200,444	(16,000,000)	0	0	2.3
SB 21-274	6,200,000	6,200,000	0	0	0	0.0
SB 21-275	6,888,983	0	0	6,888,983	0	0.0
HB 21-1087	53,500	53,500	0	0	0	0.0
HB 21-1200	4,888	4,888	0	0	0	0.1
HB 21-1234	4,981,720	4,981,720	0	0	0	1.1
HB 21-1264	5,000,000	0	5,000,000	0	0	0.0
HB 21-1304	96,867	96,867	0	0	0	0.9
<b>TOTAL</b>	<b>\$903,012,699</b>	<b>\$36,663,512</b>	<b>\$436,372,347</b>	<b>\$8,044,184</b>	<b>\$421,932,656</b>	<b>138.4</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$32,207,141)</b>	<b>\$2,789,873</b>	<b>\$80,007,724</b>	<b>\$5,988,986</b>	<b>(\$120,993,724)</b>	<b>5.6</b>
Percentage Change	(3.4%)	8.2%	22.5%	291.4%	(22.3%)	4.2%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

House Bill 20B-1001 House Bill 20B-1001 appropriates \$20.0 million General Fund to provide grants to local education providers for broadband services and other technology to increase internet access for students, educators, and staff.

Senate Bill 21-202 appropriates \$10.0 million cash funds from the Public School Capital Construction Assistance Fund (originating as a transfer from the General Fund) to provide public school air quality improvement grants in FY 2020-21.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**BULLYING PREVENTION GRANT PROGRAM INCREASE:** The appropriation includes an increase of \$1.0 million General Fund for the School Bullying Prevention and Education Grant Program. The increase restores total funding for the program to the FY 2019-20 level but uses General Fund to support the increase rather than cash funds from the Marijuana Tax Cash Fund (MTCF) as in previous years. As a result, the FY 2021-22 appropriation includes \$1.0 million from the MTCF and \$1.0 million from the General Fund.

**FACILITY SCHOOLS ADJUSTMENT:** The appropriation an increase of \$340,475 cash funds from the State Education Fund to align appropriations for Facility School Funding with the statutory formula and with estimated pupil counts for FY 2021-22.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes an increase of \$50,000 General Fund to support the FY 2021-22 costs associated with educator perception (the Teaching and Learning Conditions survey).

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments related to prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1032 Timing K12 education standards review	\$131,515	\$131,515	\$0	\$0	\$0	0.0
SB 18-200 PERA unfunded liability	101	10	30	3	58	0.0
HB 20-1418 School finance	(119,818,527)	1,175,255	0	0	(120,993,782)	0.4
HB 21B-1001 Improve P12 intrnt access	(20,000,000)	(20,000,000)	0	0	0	0.0
SB 21-202 School air quality improvement grants	(10,000,000)	0	(10,000,000)	0	0	0.0
<b>TOTAL</b>	<b>(\$149,686,911)</b>	<b>(\$18,693,220)</b>	<b>(\$9,999,970)</b>	<b>\$3</b>	<b>(\$120,993,724)</b>	<b>0.4</b>

**NUTRITION PROGRAM ADJUSTMENTS:** The appropriation includes reductions totaling \$1.45 million General Fund for two school nutrition programs to align appropriations with anticipated revenues and expenditures. The General Fund changes include the following reductions: (1) \$900,000 from the Start Smart Nutrition Program Fund line item (and a corresponding fund source adjustment for the Start Smart Nutrition Program line item) based on the available fund balance in the program's cash fund; and (2) \$550,000 from the Child Nutrition School Lunch Protection Program line item to better align the appropriation with anticipated expenditures.

**OTHER TECHNICAL ADJUSTMENTS:** The appropriation includes a reduction of \$294,725 total funds (with no General Fund) for two technical adjustments:

- A net reduction of \$294,715 cash funds to align appropriations for the State Aid for Charter School Facilities line item with available revenues.
- A reduction of \$10 cash funds from the State Education Fund to align with the State's FY 2021-22 dues for the Interstate Compact on Educational Opportunity for Military Children.

**PERSONAL SERVICES AND OPERATING DECREASES:** The appropriation includes reductions totaling \$69,987 total funds (including \$39,987 General Fund) and a net reduction of 0.3 FTE from four line items in this subsection (see following table). Other than the reduction to the Breakfast After the Bell line item, which reflects costs being absorbed within the Federal Nutrition Programs line item, all of the decreases are associated with departmental operating expenses.

PERSONAL SERVICES AND OPERATING DECREASES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Breakfast after the bell	(\$24,987)	(\$24,987)	\$0	\$0	\$0	(0.3)
B.E.S.T. financial assistance priority assessment	(15,000)	0	(15,000)	0	0	0.0
Content specialists	(15,000)	0	(15,000)	0	0	0.0
English language learners technical assistance	(15,000)	(15,000)	0	0	0	0.0
<b>TOTAL</b>	<b>(\$69,987)</b>	<b>(\$39,987)</b>	<b>(\$30,000)</b>	<b>\$0</b>	<b>\$0</b>	<b>(0.3)</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## INDIRECT COST ASSESSMENT

This subsection reflects all of the indirect cost assessments against fund sources within the Assistance to Public Schools division. Major fund sources include federal funds in the Special Education Programs for Children with Disabilities line item and the Appropriated Sponsored Programs line item, with relatively minor contributions from cash and reappropriated fund sources within the division.

INDIRECT COST ASSESSMENT						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$3,207,087	\$0	\$25,000	\$55,571	\$3,126,516	0.0
<b>TOTAL</b>	<b>\$3,207,087</b>	<b>\$0</b>	<b>\$25,000</b>	<b>\$55,571</b>	<b>\$3,126,516</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$3,207,087	\$0	\$25,000	\$55,571	\$3,126,516	0.0
Indirect cost assessments	388,026	0	0	0	388,026	0.0
<b>SB 21-205</b>	<b>\$3,595,113</b>	<b>\$0</b>	<b>\$25,000</b>	<b>\$55,571</b>	<b>\$3,514,542</b>	<b>0.0</b>
<b>TOTAL</b>	<b>\$3,595,113</b>	<b>\$0</b>	<b>\$25,000</b>	<b>\$55,571</b>	<b>\$3,514,542</b>	<b>0.0</b>
<b>INCREASE/(DECREASE)</b>	\$388,026	\$0	\$0	\$0	\$388,026	0.0
Percentage Change	12.1%	n/a	0.0%	0.0%	12.4%	n/a

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the division's indirect cost assessment.

## LIBRARY PROGRAMS

This section contains appropriations for all library-related programs and staff. There are approximately 1,800 publicly-funded libraries in Colorado, including libraries operated by school districts, higher education institutions, and counties and municipalities, as well as institutional libraries at nursing homes, correctional facilities, and similar institutions. State library programs, which provide support to locally-funded libraries, are primarily supported by General Fund and federal funds. Cash fund sources include grants and donations. Reappropriated funds are

transferred from the Colorado Disabled Telephone Users Fund to the Reading Services for the Blind Cash Fund and are used to support privately operated reading services for the blind.

LIBRARY PROGRAMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$9,204,590	\$4,915,255	\$287,412	\$710,000	\$3,291,923	38.1
<b>TOTAL</b>	<b>\$9,204,590</b>	<b>\$4,915,255</b>	<b>\$287,412</b>	<b>\$710,000</b>	<b>\$3,291,923</b>	<b>38.1</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$9,204,590	\$4,915,255	\$287,412	\$710,000	\$3,291,923	38.1
Restore FY 2020-21 reductions	500,000	500,000	0	0	0	0.0
Annualize prior year legislation	22	7	1	0	14	0.0
Annualize prior year budget actions	(200,000)	0	0	(200,000)	0	0.0
<b>SB 21-205</b>	<b>\$9,504,612</b>	<b>\$5,415,262</b>	<b>\$287,413</b>	<b>\$510,000</b>	<b>\$3,291,937</b>	<b>38.1</b>
SB 21-115	250,000	0	0	250,000	0	0.0
SB 21-268	410,221	410,221	0	0	0	0.0
<b>TOTAL</b>	<b>\$10,164,833</b>	<b>\$5,825,483</b>	<b>\$287,413</b>	<b>\$760,000</b>	<b>\$3,291,937</b>	<b>38.1</b>
<b>INCREASE/(DECREASE)</b>	<b>\$960,243</b>	<b>\$910,228</b>	<b>\$1</b>	<b>\$50,000</b>	<b>\$14</b>	<b>0.0</b>
Percentage Change	10.4%	18.5%	0.0%	7.0%	0.0%	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**RESTORE FY 2020-21 REDUCTIONS:** The appropriation includes an increase of \$500,000 General Fund for the State Grants to Publicly-Supported Libraries Program, returning the appropriation to the same level as in FY 2019-20.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation adds \$22 total funds (including \$7 General Fund) to reflect the FY 2021-22 impact of S.B. 18-200 (Eliminate Unfunded PERA Liability).

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes a decrease of \$200,000 reappropriated funds originating from the Department of Regulatory Agencies to eliminate one-time funding provided to the Colorado Talking Book Library in FY 2020-21.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## SCHOOL FOR THE DEAF AND THE BLIND

This section contains appropriations for the operation of the Colorado School for the Deaf and the Blind (CSDB), which is located in Colorado Springs. The CSDB provides educational services for children throughout the state who are deaf, hard of hearing, blind, or visually impaired, and under the age of 21. In FY 2020-21, the CSDB had an on-campus enrollment of 159 students (ages 3 to 21). The on-campus enrollment included 100 deaf or hard of hearing students and 59 blind or low vision students. Of the 159 total students, an average of 49 resided at CSDB (returning home on weekends), and the remaining 110 students attended classes only during the day. In addition to the on-campus enrollment, the school provided in-home services to 594 children from birth to age 3 (and their families) through the early intervention (CO-Hears) program and 166 children from birth to age 8 through the Early Literacy Development Initiative (ELDI). The school also provided outreach services to 132 school-age students being served in local districts, supported in part by fees paid by the local school districts.

The General Fund provides the primary source of funding for the CSDB. However, the CSDB also receives State Education Fund money that is reappropriated from the Facility School Funding line item. Similar to community-based residential facilities that operate education programs, the CSDB is permitted to receive up to 1.73 times the *statewide base per pupil funding* level, based on the number of instructional days in the School's calendar. The CSDB also receives other sources of state and federal funding (e.g., Medicaid and nutrition funding), tuition from other states that place children at CSDB, payments from school districts that place students at CSDB on a short-term basis for diagnostic purposes, and various grants and fees. The General Assembly appropriates General Fund to cover operating costs that are not covered by other funding sources.

SCHOOL FOR THE DEAF AND THE BLIND						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$17,169,116	\$12,581,909	\$1,070,000	\$3,517,207	\$0	177.2
SB 21-205	6,071	6,071	0	0	0	0.0
<b>TOTAL</b>	<b>\$17,175,187</b>	<b>\$12,587,980</b>	<b>\$1,070,000</b>	<b>\$3,517,207</b>	<b>\$0</b>	<b>177.2</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$17,175,187	\$12,587,980	\$1,070,000	\$3,517,207	\$0	177.2
Restore FY 2020-21 reductions	79,329	79,329	0	0	0	0.0
Annualize prior year legislation	69	65	0	4	0	0.0
Fund source adjustments	0	(32,730)	0	32,730	0	0.0
Centrally appropriated line items	(25,441)	(25,441)	0	0	0	0.0
<b>SB 21-205</b>	<b>\$17,229,144</b>	<b>\$12,609,203</b>	<b>\$1,070,000</b>	<b>\$3,549,941</b>	<b>\$0</b>	<b>177.2</b>
<b>TOTAL</b>	<b>\$17,229,144</b>	<b>\$12,609,203</b>	<b>\$1,070,000</b>	<b>\$3,549,941</b>	<b>\$0</b>	<b>177.2</b>
<b>INCREASE/(DECREASE)</b>						
	\$53,957	\$21,223	\$0	\$32,734	\$0	0.0
Percentage Change	0.3%	0.2%	0.0%	0.9%	n/a	0.0%

## FY 2020-21 APPROPRIATION – MID-YEAR ADJUSTMENTS

Senate Bill 21-205 includes an increase of \$6,071 General Fund for increased fleet vehicle costs in FY 2020-21.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**RESTORE FY 2020-21 REDUCTIONS:** The appropriation adds \$79,329 General Fund to support teacher salary increases awarded at the School for the Deaf and the Blind in FY 2020-21. The school absorbed those costs within its existing funding in FY 2020-21 but the appropriation includes the additional funds for FY 2021-22.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation adds \$69 total funds (including \$65 General Fund) to reflect the FY 2021-22 impact of S.B. 18-200 (Eliminate Unfunded PERA Liability).

**FUND SOURCE ADJUSTMENTS:** The appropriation includes a decrease in General Fund that is offset by an increase in reappropriated funds transferred from the Facility School Funding line item.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items for shift differential and vehicle lease payments.

# Details

## GOVERNOR – LIEUTENANT GOVERNOR – STATE PLANNING AND BUDGETING

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

GOVERNOR - LIEUTENANT GOVERNOR - STATE PLANNING AND BUDGETING						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$541,045,307</b>	<b>\$110,912,694</b>	<b>\$95,219,996</b>	<b>\$328,338,800</b>	<b>\$6,573,817</b>	<b>1,178.9</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Office of the Governor	23,498,779	9,581,757	8,625,119	1,264,100	4,027,803	60.6
Office of the Lieutenant Governor	841,947	840,763	1,184	0	0	7.0
Office of State Planning and Budgeting	5,565,606	1,216,136	2,641,991	1,707,479	0	21.4
Economic Development Programs	139,586,061	86,115,994	13,284,762	37,760,291	2,425,014	63.1
Office of Information Technology	371,552,914	13,158,044	70,666,940	287,606,930	121,000	1,026.8
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$389,113,937	\$43,115,696	\$46,715,872	\$292,708,552	\$6,573,817	1,178.0
SB 20-003 State parks improvement	(1,000,000)	(1,000,000)	0	0	0	0.0
SB 20-028 Substance use disorder recovery	(74,620)	(74,620)	0	0	0	0.0
SB 20-162 Fed family first policy	242,250	0	0	242,250	0	0.0
SB 20-163 School entry immunization	10,022	0	0	10,022	0	0.0
SB 20-200 CO secure savings program	(1,197,552)	(1,197,552)	0	0	0	0.0
HB 20-1153 CO partnership for quality jobs	112,931	0	112,931	0	0	0.9
HB 20-1379 Suspend PERA direct dist.	(2,427,624)	(230,830)	(58,019)	(2,138,775)	0	0.0
HB 20-1399 Suspend limited gaming	(9,330,833)	12,150,000	(21,480,833)	0	0	0.0
SB 20B-001 COVID-19 relief small bus.	19,000,000	11,500,000	0	7,500,000	0	0.0
SB 20B-002 Housing & direct covid assis.	16,751	0	0	16,751	0	0.0
SB 21-042 Supplemental bill	49,930,045	25,000,000	(69,955)	25,000,000	0	0.0
SB 21-241 Small business acc. growth prog.	1,650,000	1,650,000	0	0	0	0.0
HB 21-1285 Creative arts industries	10,000,000	5,000,000	0	5,000,000	0	0.0
HB 21-1289 Broadband deployment	70,000,000	0	70,000,000	0	0	0.0
HB 21-1302 COVID small business grants	15,000,000	15,000,000	0	0	0	0.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$445,875,859</b>	<b>\$64,227,994</b>	<b>\$84,850,988</b>	<b>\$290,029,415</b>	<b>\$6,767,462</b>	<b>1,189.2</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Office of the Governor	20,610,688	12,668,951	2,338,474	1,381,815	4,221,448	64.3
Office of the Lieutenant Governor	841,947	840,763	1,184	0	0	7.0
Office of State Planning and Budgeting	3,831,006	1,291,136	832,391	1,707,479	0	21.4
Economic Development Programs	124,273,411	37,577,011	81,011,095	3,260,291	2,425,014	65.1
Office of Information Technology	296,318,807	11,850,133	667,844	283,679,830	121,000	1,031.4
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
SB 21-205 Long Bill	\$365,384,731	\$57,569,143	\$16,648,484	\$284,399,642	\$6,767,462	1,177.7
SB 21-009 Reproductive health care program	273,792	0	0	273,792	0	0.0
SB 21-021 Audiology interstate compact	100,000	0	0	100,000	0	0.0
SB 21-025 Family planning services	565,614	0	0	565,614	0	0.0
SB 21-039 Elimination of subminimum wage	129,859	0	0	129,859	0	0.0
SB 21-146 Improve prison release outcomes	229,220	0	0	229,220	0	0.0
SB 21-194 Maternal health providers	291,732	0	0	291,732	0	0.0



GOVERNOR - LIEUTENANT GOVERNOR - STATE PLANNING AND BUDGETING						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 21-229 Rural jump-start zone grant prog.	6,000,000	3,000,000	0	3,000,000	0	0.5
SB 21-251 Family medical leave program	231,920	0	0	231,920	0	0.0
SB 21-260 Transportation system	100,491	100,491	0	0	0	0.0
SB 21-264 Prog. reduce greenhouse emissions	37,000	0	0	37,000	0	0.0
SB 21-287 Risk prevention & response fund	2,000,000	2,000,000	0	0	0	0.0
SB 21-291 Economic recovery & relief fund	40,000,000	0	40,000,000	0	0	0.0
SB 21-293 Property tax classification rates	75,000	75,000	0	0	0	0.0
HB 21-1007 State apprenticeship agency	78,598	0	0	78,598	0	0.1
HB 21-1014 Disability identification doc.	30,000	0	0	30,000	0	0.0
HB 21-1109 Changes to expand broadband	202,504	0	202,504	0	0	2.0
HB 21-1110 Persons with disabilities laws	312,922	312,922	0	0	0	0.9
HB 21-1189 Regulate air toxics	283,896	0	0	283,896	0	0.0
HB 21-1230 User-friendly state internet rules	368,194	368,194	0	0	0	2.1
HB 21-1266 Env'tl. justice impacted comm.	386,345	146,703	0	239,642	0	1.8
HB 21-1285 Creative arts industries	18,000,000	0	18,000,000	0	0	0.0
HB 21-1288 Colorado startup loan program	10,000,000	0	10,000,000	0	0	0.0
HB 21-1304 Early childhood system	587,500	587,500	0	0	0	3.6
HB 21-1311 Income tax	68,041	68,041	0	0	0	0.5
HB 21-1312 Property sales severance tax	138,500	0	0	138,500	0	0.0
<b>INCREASE/(DECREASE)</b>	<b>(\$95,169,448)</b>	<b>(\$46,684,700)</b>	<b>(\$10,369,008)</b>	<b>(\$38,309,385)</b>	<b>\$193,645</b>	<b>10.3</b>
Percentage Change	(17.6%)	(42.1%)	(10.9%)	(11.7%)	2.9%	0.9%

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the Department are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$14,067,462	\$0	\$7,300,000	\$0	\$6,767,462

## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### OFFICE OF THE GOVERNOR

The Office of the Governor (division) oversees operation of the executive branch of state government including coordination, direction, and planning of agency operations. The Office represents the state, and serves as a liaison with local and federal governments. Includes the core functions of a traditional executive director's office and the Colorado Energy Office.

OFFICE OF THE GOVERNOR						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 APPROPRIATION:</b>						
HB 20-1360	\$23,710,706	\$9,792,354	\$8,570,207	\$1,320,342	\$4,027,803	59.7
HB 20-1153	112,931	0	112,931	0	0	0.9
HB 20-1379	(324,858)	(210,597)	(58,019)	(56,242)	0	0.0
<b>TOTAL</b>	<b>\$23,498,779</b>	<b>\$9,581,757</b>	<b>\$8,625,119</b>	<b>\$1,264,100</b>	<b>\$4,027,803</b>	<b>60.6</b>
<b>FY 2021-22 APPROPRIATION:</b>						
FY 2020-21 Appropriation	\$23,498,779	\$9,581,757	\$8,625,119	\$1,264,100	\$4,027,803	60.6
Centrally appropriated line items	2,988,897	2,525,490	137,208	61,577	264,622	0.0
Annualize prior year legislation	351,870	210,057	85,766	56,138	(91)	0.1
Annualize prior year budget actions	(6,500,000)	0	(6,500,000)	0	0	0.0

OFFICE OF THE GOVERNOR						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
(CEO) Wind down ReNew Our Schools	(134,626)	(134,626)	0	0	0	0.0
(CEO) Redirect funds from cultivators energy management	(130,419)	(130,419)	0	0	0	0.0
Indirect cost assessment	(77,135)	0	(9,619)	0	(67,516)	0.0
Changes to OIT from other agencies	(47,474)	(47,474)	0	0	0	0.0
Technical changes	(3,370)	0	0	0	(3,370)	0.0
<b>SB 21-205</b>	<b>\$19,946,522</b>	<b>\$12,004,785</b>	<b>\$2,338,474</b>	<b>\$1,381,815</b>	<b>\$4,221,448</b>	<b>60.7</b>
SB 21-260	100,491	100,491	0	0	0	0.0
HB 21-1266	146,703	146,703	0	0	0	1.8
HB 21-1304	416,972	416,972	0	0	0	1.8
<b>TOTAL</b>	<b>\$20,610,688</b>	<b>\$12,668,951</b>	<b>\$2,338,474</b>	<b>\$1,381,815</b>	<b>\$4,221,448</b>	<b>64.3</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$2,888,091)</b>	<b>\$3,087,194</b>	<b>(\$6,286,645)</b>	<b>\$117,715</b>	<b>\$193,645</b>	<b>3.7</b>
Percentage Change	(12.3%)	32.2%	(72.9%)	9.3%	4.8%	6.1%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes the following adjustments to centrally appropriated line items: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; shift differential; salary survey; workers' compensation; legal services; administrative law judges; payment to risk management and property funds; vehicle lease payments; Capitol complex leased space; payments to the Governor's Office of Information Technology (OIT); and CORE operations.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend PERA direct dist.	\$324,858	\$210,597	\$58,019	\$56,242	\$0	0.0
HB 20-1153 Partnership for CO Jobs	27,906	0	27,906	0	0	0.1
SB 18-200 PERA unfunded liability	(894)	(540)	(159)	(104)	(91)	0.0
<b>TOTAL</b>	<b>\$351,870</b>	<b>\$210,057</b>	<b>\$85,766</b>	<b>\$56,138</b>	<b>(\$91)</b>	<b>0.1</b>

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out year impact of prior year budget actions including a reduction of \$6.5 million based on expected transfers of severance tax revenue.

**(CEO) WIND DOWN RENEW OUR SCHOOLS :** The appropriation includes a reduction of \$134,626 General Fund in FY 2021-22, annualizing to a \$173,000 General Fund reduction in FY 2022-23 and ongoing. The ReNew Our Schools program reports its historical average electricity savings for participating schools is 7.0 percent. The Office intends to use those savings to offer grants to past applicants based on their approved energy efficiency proposals.

**(CEO) REDIRECT FUNDS FROM CULTIVATORS ENERGY MANAGEMENT:** The appropriation includes a reduction of \$130,419 General Fund in FY 2021-22 and ongoing from funds appropriated to the Colorado Cultivator's Energy Management program, which launched as a pilot program in FY 2019-20. The Colorado Energy Office (CEO) administers the program, which provides energy management services to 15 licensed marijuana grow operations.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease in the Office's indirect cost assessment.

**CHANGES TO OIT FROM OTHER AGENCIES:** The appropriation includes a reduction of \$47,474 General Fund associated with changes requested and approved in other agencies but for which OIT's budget is impacted.

**TECHNICAL CHANGES:** The appropriation includes a decrease of \$3,370 total funds to account for technical corrections to prior year appropriations.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## OFFICE OF THE LIEUTENANT GOVERNOR

The Office of the Lieutenant Governor directly oversees the Colorado Commission of Indian Affairs, Commission on Community Service, and other initiatives. The Lieutenant Governor temporarily takes the Governor's place if the Governor is out of Colorado or is unable to perform his/her duties.

OFFICE OF THE LIEUTENANT GOVERNOR						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$841,947	\$840,763	\$1,184	\$0	\$0	7.0
<b>TOTAL</b>	<b>\$841,947</b>	<b>\$840,763</b>	<b>\$1,184</b>	<b>\$0</b>	<b>\$0</b>	<b>7.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$841,947	\$840,763	\$1,184	\$0	\$0	7.0
No Changes	0	0	0	0	0	0.0
<b>SB 21-205</b>	<b>\$841,947</b>	<b>\$840,763</b>	<b>\$1,184</b>	<b>\$0</b>	<b>\$0</b>	<b>7.0</b>
<b>TOTAL</b>	<b>\$841,947</b>	<b>\$840,763</b>	<b>\$1,184</b>	<b>\$0</b>	<b>\$0</b>	<b>7.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
Percentage Change	0.0%	0.0%	0.0%	n/a	n/a	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**NO CHANGES:** The appropriation for this Office did not change from the prior year.

## OFFICE OF STATE PLANNING AND BUDGETING

The Office of State Planning and Budgeting (OSPB) develops executive branch budget requests, reviews and analyzes departmental expenditures, and prepares quarterly revenue and economic estimates for the state. Additionally, the Office implements the Results First initiative, a cost benefit analysis model initially developed by the Washington State Institute for Public Policy, and now supported by the Pew Charitable Trusts and the MacArthur Foundation, that aims to determine the monetary value of State policies and programs.

OFFICE OF STATE PLANNING AND BUDGETING						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$5,565,606	\$1,216,136	\$2,641,991	\$1,707,479	\$0	21.4
<b>TOTAL</b>	<b>\$5,565,606</b>	<b>\$1,216,136</b>	<b>\$2,641,991</b>	<b>\$1,707,479</b>	<b>\$0</b>	<b>21.4</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$5,565,606	\$1,216,136	\$2,641,991	\$1,707,479	\$0	21.4
Annualize prior year legislation	(1,809,600)	0	(1,809,600)	0	0	0.0
<b>SB 21-205</b>	<b>\$3,756,006</b>	<b>\$1,216,136</b>	<b>\$832,391</b>	<b>\$1,707,479</b>	<b>\$0</b>	<b>21.4</b>
SB 21-293	75,000	75,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$3,831,006</b>	<b>\$1,291,136</b>	<b>\$832,391</b>	<b>\$1,707,479</b>	<b>\$0</b>	<b>21.4</b>

OFFICE OF STATE PLANNING AND BUDGETING						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>INCREASE/(DECREASE)</b>	(\$1,734,600)	\$75,000	(\$1,809,600)	\$0	\$0	0.0
Percentage Change	(31.2%)	6.2%	(68.5%)	0.0%	n/a	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes a decrease of \$1,809,600 cash funds related to H.B. 18-1323 (Pay for Success Pilot).

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## ECONOMIC DEVELOPMENT PROGRAMS

The Office of Economic Development and International Trade (OEDIT) assists in strengthening Colorado's prospects for long-term economic growth by providing broad-based support to businesses. The Office's support services include business funding and incentives, promotion of creative industries, international trade assistance, tourism promotion, minority business assistance, key industry promotion (including advanced industries, aerospace, and health and wellness), and film, television, and media industry development.

ECONOMIC DEVELOPMENT PROGRAMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 APPROPRIATION:</b>						
HB 20-1360	\$53,336,849	\$15,815,994	\$34,835,550	\$260,291	\$2,425,014	63.1
HB 20-1399	(9,330,833)	12,150,000	(21,480,833)	0	0	0.0
SB 20B-001	19,000,000	11,500,000	0	7,500,000	0	0.0
SB 21-042	49,930,045	25,000,000	(69,955)	25,000,000	0	0.0
SB 21-241	1,650,000	1,650,000	0	0	0	0.0
HB 21-1285	10,000,000	5,000,000	0	5,000,000	0	0.0
HB 21-1302	15,000,000	15,000,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$139,586,061</b>	<b>\$86,115,994</b>	<b>\$13,284,762</b>	<b>\$37,760,291</b>	<b>\$2,425,014</b>	<b>63.1</b>
<b>FY 2021-22 APPROPRIATION:</b>						
FY 2020-21 Appropriation	\$139,586,061	\$86,115,994	\$13,284,762	\$37,760,291	\$2,425,014	63.1
(OEDIT) Replenish funding to FY19-20	1,497,000	1,497,000	0	0	0	0.0
Centrally appropriated line items	33,290	33,290	0	0	0	0.0
Technical changes	40	0	40	0	0	0.0
Annualize prior year legislation	(45,650,000)	(33,150,000)	0	(12,500,000)	0	0.0
Annualize prior year budget actions	(45,064,786)	(20,054,000)	(10,786)	(25,000,000)	0	1.0
Indirect cost assessment	(196,235)	66,686	(262,921)	0	0	0.0
<b>SB 21-205</b>	<b>\$50,205,370</b>	<b>\$34,508,970</b>	<b>\$13,011,095</b>	<b>\$260,291</b>	<b>\$2,425,014</b>	<b>64.1</b>
SB 21-229	6,000,000	3,000,000	0	3,000,000	0	0.5
SB 21-291	40,000,000	0	40,000,000	0	0	0.0
HB 21-1285	18,000,000	0	18,000,000	0	0	0.0
HB 21-1288	10,000,000	0	10,000,000	0	0	0.0
HB 21-1311	68,041	68,041	0	0	0	0.5
<b>TOTAL</b>	<b>\$124,273,411</b>	<b>\$37,577,011</b>	<b>\$81,011,095</b>	<b>\$3,260,291</b>	<b>\$2,425,014</b>	<b>65.1</b>
<b>INCREASE/(DECREASE)</b>	(\$15,312,650)	(\$48,538,983)	\$67,726,333	(\$34,500,000)	\$0	2.0
Percentage Change	(11.0%)	(56.4%)	509.8%	(91.4%)	0.0%	3.2%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 20B-001 provides relief to small businesses, arts and cultural organizations, and minority-owned businesses. It also provides General Fund backfill to support a one-year suspension of health inspection and liquor licensing fees. For FY 2020-21, appropriates:

- \$7.5 million General Fund to the Creative Industries Cash Fund in the Governor's Office, which is reappropriated to the Governor's Office; and
- \$4.0 million General Fund to the Economic Development Fund in the Governor's Office.

House Bill 21-042 modifies FY 2020-21 appropriations to:

- Add \$15.0 million General Fund, and an equal amount of reappropriated funds spending authority, to the Colorado Economic Development Fund, often called the “Strategic Fund,” for the Office to take advantage of unique economic development opportunities. This funding provides the resources to support efforts that create net new jobs and bolster the economy in an expedient manner. The bill includes a footnote stating the General Assembly’s intent that \$1.5 million of the amount appropriated be used to support local economic development organizations.
- Add \$10.0 million General Fund, and an equal amount of reappropriated funds spending authority, to the Advanced Industries Acceleration Cash Fund for incentives for advanced industries to move or expand in Colorado. The program accelerates economic growth through grants that improve and expand the development of seven advanced industries in Colorado: advanced manufacturing, aerospace, bioscience, electronics, energy and natural resources, infrastructure engineering, and technology and information. Requires a 200 percent match from outside investors.
- Makes technical corrections to letternotes in the Governor’s Office, Economic Development Programs, and the Office of Information Technology, including a reduction of \$69,995 cash funds, which reflects annualization of prior year budget action.

Senate Bill 21-241 creates the Small Business Accelerated Growth Program in the Office of Economic Development and International Trade (OEDIT) to provide business development support to businesses with fewer than 19 employees. Provides an appropriation of \$1.65 million General Fund to the Office of Economic Development and International Trade.

House Bill 21-1285 Provides supplemental funding for several programs in the Office of Economic Development and International Trade and enacts the following changes:

- Transfers \$5 million from the general fund to the Colorado office of film, television, and media operational account cash fund and appropriates that amount to the governor's office for use in the 2021-22 state fiscal year by the Colorado office of film, television, and media in awarding performance-based incentives for film production in Colorado and for the loan guarantee program to finance production activities;
- For the 2020-21 state fiscal year, appropriates \$3.5 million, in addition to the amount appropriated pursuant to Senate Bill 20B-001, from the general fund to the creative industries cash fund for the arts relief program and removes the prohibition against an applicant that received a relief payment from the small business relief program from also receiving a relief payment under the arts relief program;
- For the 2020-21 state fiscal year, appropriates \$1.5 million from the general fund to the creative industries cash fund for allocation by the creative industries division to a nonprofit organization that administers grants to certain cultural facilities that focus on programming for and have board representation from defined historically marginalized and under-resourced communities; and
- Transfers the following amounts of money appropriated for the small business relief program that is not encumbered or expended by June 30, 2021:

- Up to \$12 million to the creative industries cash fund for the arts relief program; and
- Up to \$1 million to the Colorado office of film, television, and media operational account cash fund for performance-based incentives for film production in Colorado and for the loan guarantee program to finance production activities.

House Bill 21-1302 Continues a grant program created by S.B. 20-222 (Use CARES Act Money for Small Business) financed through the federal "Coronavirus Aid, Relief, and Economic Security Act" to support small businesses suffering from the economic impacts of COVID-19 and related public health restrictions. Appropriates \$15.0 million from the General Fund to continue the grant program until the end of the 2021-22.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**(OEDIT) REPLENISH FUNDING TO FY19-20:** The bill includes a one-time increase of \$1,497,000 General Fund in FY 2021-22 to replenish the funding levels back to FY 2019-20 base appropriations. After one year, the General Fund will be replaced by revenue from limited gaming, transfers of which was temporarily suspended in anticipation of impacts from public health closures of gaming establishments. The increases include \$797,000 for Creative Industries, \$500,000 for Destination Development and \$200,000 for the Office of Film, Television, and Media.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to the following centrally appropriated line items: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; PERA direct distributions; vehicle lease payments; leased space.

**TECHNICAL CHANGES:** The appropriation includes a technical change to correct an error made in a prior appropriation which results in a net \$40 increase in cash funds.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for out-year impacts of prior year legislation as detailed in the following table.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 20B-001 Small Business COVID Relief	(\$19,000,000)	(\$11,500,000)	\$0	(\$7,500,000)	\$0	0.0
HB 21-1302 COVID Small Bus. Program	(15,000,000)	(15,000,000)	0	0	0	0.0
HB 21-1285 Funding for Creative Ind.	(10,000,000)	(5,000,000)	0	(5,000,000)	0	0.0
HB 21-241 Small business acc. growth	(1,650,000)	(1,650,000)	0	0	0	0.0
<b>TOTAL</b>	<b>(\$45,650,000)</b>	<b>(\$33,150,000)</b>	<b>\$0</b>	<b>(\$12,500,000)</b>	<b>\$0</b>	<b>0.0</b>

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out year impact of prior year budget actions, as detailed in the following table.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
(OEDIT) Reinstatement funding for one-time cuts	\$4,946,000	\$4,946,000	\$0	\$0	\$0	1.0
(OEDIT) FY 20-21 Strategic Fund transfer	(30,000,000)	(15,000,000)	0	(15,000,000)	0	0.0
(OEDIT) FY 20-21 Advanced Industries transfer	(20,000,000)	(10,000,000)	0	(10,000,000)	0	0.0
(OEDIT) FY 20-21 Creative Districts support	(10,786)	0	(10,786)	0	0	0.0
<b>TOTAL</b>	<b>(\$45,064,786)</b>	<b>(\$20,054,000)</b>	<b>(\$10,786)</b>	<b>(\$25,000,000)</b>	<b>\$0</b>	<b>1.0</b>

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease in the Office's indirect cost assessment.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## OFFICE OF INFORMATION TECHNOLOGY

The Governor's Office of Information Technology (OIT) is responsible for the operation and delivery of all information and communications technology services across state executive branch agencies. The Office is tasked with providing information technology services, as well as promoting Colorado as the ideal location for information technology companies and technology-based workers.

OFFICE OF INFORMATION TECHNOLOGY						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	305,658,829	15,450,449	666,940	289,420,440	121,000	1,026.8
SB 20-003	(1,000,000)	(1,000,000)	0	0	0	0.0
SB 20-028	(74,620)	(74,620)	0	0	0	0.0
SB 20-162	242,250	0	0	242,250	0	0.0
SB 20-163	10,022	0	0	10,022	0	0.0
SB 20-200	(1,197,552)	(1,197,552)	0	0	0	0.0
HB 20-1379	(2,102,766)	(20,233)	0	(2,082,533)	0	0.0
SB 20B-002	16,751	0	0	16,751	0	0.0
HB 21-1289	70,000,000	0	70,000,000	0	0	0.0
<b>TOTAL</b>	<b>\$371,552,914</b>	<b>\$13,158,044</b>	<b>\$70,666,940</b>	<b>\$287,606,930</b>	<b>\$121,000</b>	<b>1,026.8</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$371,552,914	\$13,158,044	\$70,666,940	\$287,606,930	\$121,000	1,026.8
Centrally appropriated line items	4,696,499	69,645	0	4,626,854	0	0.0
Annualize prior year budget actions	3,092,557	2,272,172	0	820,385	0	1.5
(OIT) CBMS/PEAK funding adjustment	906,134	0	0	906,134	0	0.0
Indirect cost assessment	236,260	0	0	236,260	0	0.0
(OIT) Implement SB 19-235 Voter regist.	136,240	0	0	136,240	0	0.0
Annualize prior year legislation	(75,056,065)	(6,427,372)	(70,000,000)	1,371,307	0	(0.3)
(OIT) Budget efficiencies package	(12,062,328)	(74,000)	(201,600)	(11,786,728)	0	0.0
(OIT) Public Safety Network technical	(2,000,000)	0	0	(2,000,000)	0	0.0
(OIT) Leased space savings	(750,000)	0	0	(750,000)	0	0.0
Changes to OIT from other agencies	(100,574)	0	0	(100,574)	0	(3.5)
Technical changes	(16,751)	0	0	(16,751)	0	0.0
<b>SB 21-205</b>	<b>\$290,634,886</b>	<b>\$8,998,489</b>	<b>\$465,340</b>	<b>\$281,050,057</b>	<b>\$121,000</b>	<b>1,024.5</b>
SB 21-009	273,792	0	0	273,792	0	0.0
SB 21-021	100,000	0	0	100,000	0	0.0
SB 21-025	565,614	0	0	565,614	0	0.0
SB 21-039	129,859	0	0	129,859	0	0.0
SB 21-146	229,220	0	0	229,220	0	0.0
SB 21-194	291,732	0	0	291,732	0	0.0
SB 21-251	231,920	0	0	231,920	0	0.0
SB 21-264	37,000	0	0	37,000	0	0.0
SB 21-287	2,000,000	2,000,000	0	0	0	0.0
HB 21-1007	78,598	0	0	78,598	0	0.1
HB 21-1014	30,000	0	0	30,000	0	0.0
HB 21-1109	202,504	0	202,504	0	0	2.0
HB 21-1110	312,922	312,922	0	0	0	0.9
HB 21-1189	283,896	0	0	283,896	0	0.0
HB 21-1230	368,194	368,194	0	0	0	2.1
HB 21-1266	239,642	0	0	239,642	0	0.0
HB 21-1304	170,528	170,528	0	0	0	1.8
HB 21-1312	138,500	0	0	138,500	0	0.0
<b>TOTAL</b>	<b>\$296,318,807</b>	<b>\$11,850,133</b>	<b>\$667,844</b>	<b>\$283,679,830</b>	<b>\$121,000</b>	<b>1,031.4</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$75,234,107)</b>	<b>(\$1,307,911)</b>	<b>(\$69,999,096)</b>	<b>(\$3,927,100)</b>	<b>\$0</b>	<b>4.6</b>
Percentage Change	(20.2%)	(9.9%)	(99.1%)	(1.4%)	0.0%	0.4%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

House Bill 20B-002 reappropriates \$16,751 funds from funds received from the transfer from the General Fund to the Housing Development Grant Fund to the Governor's Office of Information Technology in FY 2020-21.

House Bill 21-1289 creates the Colorado Broadband Office in statute and grant programs in various departments to support broadband infrastructure development. Appropriates \$35.0 million cash funds from the Digital Inclusion Grant Program Fund and \$35.0 million cash funds from the Broadband Stimulus Account of the Broadband Administrative Fund to the Office in Information Technology in the Governor's Office.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to the following centrally appropriated line items: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; PERA direct distributions; shift differential; workers' compensation; legal services; administrative law judges; payment to risk management and property funds; vehicle lease payments; payments to the Governor's Office of Information Technology (OIT); and CORE operations.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out year impact of prior year budget actions, as detailed in the following table.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
(OIT) FY 20-21 Long Bill reorganization	\$2,272,172	\$2,272,172	\$0	\$0	\$0	0.0
(OIT) FY 20-21 Improve network	686,691	0	0	686,691	0	0.0
(OIT) FY 20-21 Data sharing pilot	417,477	0	0	417,477	0	1.5
(OIT) DHS Salesforce shield	263,164	0	0	263,164	0	0.0
(OIT) FY 20-21 HUM TRAILS	(309,920)	0	0	(309,920)	0	0.0
(OIT) FY 20-21 OGCC filing system	(112,200)	0	0	(112,200)	0	0.0
(OIT) FY 20-21 HUM Replace phones	(105,792)	0	0	(105,792)	0	0.0
(OIT) FY 20-21 Customer focused tools	(9,632)	0	0	(9,632)	0	0.0
(OIT) FY 20-21 Disaster recovery staff	(9,403)	0	0	(9,403)	0	0.0
<b>TOTAL</b>	<b>\$3,092,557</b>	<b>\$2,272,172</b>	<b>\$0</b>	<b>\$820,385</b>	<b>\$0</b>	<b>1.5</b>

**(OIT) CBMS/PEAK FUNDING ADJUSTMENT:** The bill includes technical corrections, cost allocation adjustments, and several other updates requested by OIT related to truing up Colorado Benefits Management System/PEAK funding that total \$906,134 reappropriated funds in FY 2021-22. These updates include an offset for Medical ID card printing from the Department of Health Care Policy and Financing budget, a rate adjustment for contracted pool hours, and an update to the federal Medicaid match associated with OIT FTE.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease in the office's indirect cost assessment.

**IMPLEMENT S.B. 19-235 VOTER REGISTRATION:** The appropriation includes an increase of \$136,240 reappropriated funds for updates to CBMS to implement changes required by adoption of S.B. 19-235.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for out-year impacts of prior year legislation as detailed in the following table.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend PERA direct dist.	\$2,102,766	\$20,233	\$0	\$2,082,533	\$0	0.0



ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 21-1289 Funding for Broadband	(70,000,000)	0	(70,000,000)	0	0	0.0
SB 19-006 E-Sales and Use Tax	(6,447,552)	(6,447,552)	0	0	0	0.0
SB 19-005 Import Canada Rx Medication	(296,160)	0	0	(296,160)	0	0.0
SB 20-162 Federal Family First	(242,250)	0	0	(242,250)	0	0.0
SB 19-073 Medical Directive System	(126,456)	0	0	(126,456)	0	0.0
HB 19-1287 Opioids and Substance-use Treatment	(32,611)	0	0	(32,611)	0	(0.3)
SB 20-163 School Immunizations	(8,664)	0	0	(8,664)	0	0.0
SB 18-200 PERA unfunded liability	(5,138)	(53)	0	(5,085)	0	0.0
<b>TOTAL</b>	<b>(\$75,056,065)</b>	<b>(\$6,427,372)</b>	<b>(\$70,000,000)</b>	<b>\$1,371,307</b>	<b>\$0</b>	<b>(0.3)</b>

**(OIT) BUDGET EFFICIENCIES PACKAGE:** The appropriation includes a decrease of \$12.1 million total funds related to budget efficiencies identified by the Office of Information Technology.

**(OIT) PUBLIC SAFETY NETWORK TECHNICAL:** The appropriation includes a decrease of \$2.0 million reappropriated funds to correct a technical error in the annualization of H.B. 18-1325 (Trunked Radios System Coverage Gaps).

**(OIT) LEASED SPACE SAVINGS:** The appropriation includes a reduction of \$750,000 reappropriated funds beginning in FY 2021-22 and ongoing related to OIT's leased space. OIT maintains three leases funded through the Leased Space appropriation for two data centers and office space.

**CHANGES TO OIT FROM OTHER AGENCIES:** The appropriation includes a reduction of \$100,574 reappropriated associated with changes requested and approved in other agencies but for which OIT's budget is impacted.

**TECHNICAL CHANGES:** The appropriation includes a decrease of \$16,751 total funds to account for corrections to prior year appropriations.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

# Details

## DEPARTMENT OF HEALTH CARE POLICY AND FINANCING

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

DEPARTMENT OF HEALTH CARE POLICY AND FINANCING						
	TOTAL FUNDS	GENERAL FUND <sup>1, 2, 3</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$12,075,252,183</b>	<b>\$2,814,512,212</b>	<b>\$1,651,639,211</b>	<b>\$45,994,354</b>	<b>\$7,563,106,406</b>	<b>557.2</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Executive Director's Office	418,008,675	92,081,801	63,381,300	4,352,565	258,193,009	519.7
Medical Services Premiums	9,225,222,552	2,014,539,822	1,286,851,092	41,444,689	5,882,386,949	0.0
Behavioral Health Community Programs	882,904,151	194,556,781	53,510,125	0	634,837,245	0.0
Office of Community Living	696,526,243	286,328,411	16,526,567	0	393,671,265	37.5
Indigent Care Program	415,439,310	11,931,607	156,793,946	0	246,713,757	0.0
Other Medical Services	315,963,227	162,005,013	72,687,278	197,100	81,073,836	0.0
Department of Human Services Medicaid-Funded Programs	121,188,025	53,068,777	1,888,903	0	66,230,345	0.0
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$12,048,019,640	\$3,370,498,402	\$1,582,848,138	\$48,000,598	\$7,046,672,502	560.6
SB 20-033 Medicaid buy-in after 65	100,000	50,000	0	0	50,000	0.0
SB 20-057 Fire employee benefits	1,954	977	0	0	977	0.0
SB 20-212 Reimbursement for telehealth	5,068,381	5,068,381	0	0	0	0.0
HB 20-1361 Reduce adult dental benefit	(5,565,000)	(331,462)	(1,139,402)	0	(4,094,136)	0.0
HB 20-1362 Medicaid nursing rates	(7,011,151)	(3,288,230)	0	0	(3,722,921)	0.0
HB 20-1379 PERA direct distribution	(977,212)	(880,628)	(74,277)	(22,307)	0	0.0
HB 20-1384 Eligible at-risk children	(1,490,063)	(677,492)	0	0	(812,571)	(3.9)
HB 20-1385 Use of Medicaid match	(4,310,802)	(24,733,945)	24,733,945	(2,021,766)	(2,289,036)	0.0
HB 20-1386 Fees to offset Medicaid	0	(161,000,000)	161,000,000	0	0	0.0
SB 21-043 Supplemental Appropriations	104,828,388	(294,832,248)	(72,901,340)	161,568	472,400,408	0.5
SB 21-205 Long Bill	(64,095,952)	(67,758,584)	(38,333,899)	(123,739)	42,120,270	0.0
SB 21-214 State payment for hospice	684,000	684,000	0	0	0	0.0
SB 21-286 Federal funds for HCBS	0	(8,286,959)	(4,493,954)	0	12,780,913	0.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$13,279,794,040</b>	<b>\$3,346,715,726</b>	<b>\$1,595,483,422</b>	<b>\$87,674,424</b>	<b>\$8,249,920,468</b>	<b>601.4</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Executive Director's Office	452,070,940	111,130,856	59,830,475	4,144,561	276,965,048	563.9
Medical Services Premiums	9,986,500,266	2,403,846,425	1,196,746,162	83,318,813	6,302,588,866	0.0
Behavioral Health Community Programs	998,723,955	204,048,968	54,738,645	0	739,936,342	0.0
Office of Community Living	834,240,034	340,224,884	9,255,237	0	484,759,913	37.5
Indigent Care Program	495,585,511	26,107,686	182,541,314	0	286,936,511	0.0
Other Medical Services	388,997,903	204,380,616	90,482,686	211,050	93,923,551	0.0
Department of Human Services Medicaid-Funded Programs	123,675,431	56,976,291	1,888,903	0	64,810,237	0.0
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
SB 21-205 Long Bill	\$13,259,364,597	\$3,424,327,111	\$1,551,766,954	\$97,905,609	\$8,185,364,923	581.9
SB 21-009 Reproductive health program	4,125,347	4,125,347	0	0	0	3.4
SB 21-016 Preventive health coverage	905,467	90,547	0	0	814,920	0.0

DEPARTMENT OF HEALTH CARE POLICY AND FINANCING						
	TOTAL FUNDS	GENERAL FUND <sup>1, 2, 3</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 21-025 Medicaid family planning	1,921,292	253,117	19,839	0	1,648,336	1.8
SB 21-038 Alternative medicine	75,967	37,984	0	0	37,983	0.9
SB 21-039 Eliminate subminimum wage	500,576	82,414	8,277	0	409,885	1.3
SB 21-128 Nursing penalty cash fund	(500,000)	0	(500,000)	0	0	0.0
SB 21-137 Behavioral health recovery	2,285,227	1,017,614	250,000	0	1,017,613	2.8
SB 21-194 Maternal health providers	559,372	77,993	0	0	481,379	0.7
SB 21-211 Adult dental benefit	5,565,000	0	1,522,875	0	4,042,125	0.0
SB 21-212 Primary care federal funds	25,330,755	0	0	0	25,330,755	0.0
SB 21-213 Use of Medicaid match	(23,358,871)	(57,330,334)	57,330,334	(10,231,185)	(13,127,686)	0.0
SB 21-286 Federal funds for HCBS	757,686	(26,708,125)	(14,958,121)	0	42,423,932	4.6
HB 21-1085 Behav. health crisis transp.	174,601	39,993	6,807	0	127,801	0.9
HB 21-1166 Behav. health crisis training	67,680	67,680	0	0	0	0.0
HB 21-1198 Health billing indigent care	219,295	219,295	0	0	0	0.7
HB 21-1206 Medicaid transportation	0	0	0	0	0	0.0
HB 21-1232 Health plan CO option	78,993	78,993	0	0	0	0.8
HB 21-1275 Medicaid pharmacist pay	1,721,056	336,097	36,457	0	1,348,502	1.6
<b>INCREASE/(DECREASE)</b>	<b>\$1,204,541,857</b>	<b>\$532,203,514</b>	<b>(\$56,155,789)</b>	<b>\$41,680,070</b>	<b>\$686,814,062</b>	<b>44.2</b>
Percentage Change	10.0%	18.9%	(3.4%)	90.6%	9.1%	7.9%

<sup>1</sup> Includes General Fund Exempt.

<sup>2</sup> Includes \$395,925 in FY 2020-21 and \$420,001 in FY 2021-22 that is not subject to the statutory restriction on state General Fund appropriations imposed by Section 24-75-201.1, C.R.S.

<sup>3</sup> Includes appropriations from the CARE subfund in the General Fund for FY 2020-21.

**GENERAL FUND EXEMPT AND CARE SUBFUND IN THE GENERAL FUND:** Amounts in the General Fund column include appropriations from the following accounts:

- General Fund
- General Fund Exempt
- CARE subfund in the General Fund

Appropriations for this department include two different types of General Fund Exempt, which are described below.

- The General Fund Exempt Account was created by Referendum C, passed by Colorado voters in November 2005. Referendum C allowed the State to retain for FY 2005-06 through FY 2009-10 all revenue collected in excess of the TABOR limit and for FY 2010-11 and subsequent fiscal years all revenues in excess of the TABOR limit but less than the excess state revenues cap. The retained revenue must be placed in the General Fund Exempt Account. Money in the General Fund Exempt Account is appropriated to this department for the purposes of funding health care for Colorado's elderly, low-income, and disabled populations pursuant to Sections 24-77-103.6 (2)(a) and 24-77-104.5 (2)(a)(I), C.R.S.
- Amendment 35, which was approved by voters in November 2004, imposed new cigarette and tobacco taxes through the addition of Section 21 in Article X of the State Constitution. The new tobacco tax revenues authorized by Amendment 35 are exempt from the TABOR state fiscal year spending limit, and General Fund appropriations from these revenues are also exempt from the statutory restriction on General Fund appropriations. Amendment 35 requires that a portion of the new tobacco tax revenues be appropriated to the General Fund and made available to this department for the Children's Basic Health Plan.

In addition, in FY 2020-21 the General Fund column includes appropriations from the CARE subfund in the General Fund. For more information on the CARE subfund in the General Fund see Appendix D.

The table below reflects General Fund Exempt appropriations for FY 2020-21 and FY 2021-22 from the sources described above.

GENERAL FUND SUMMARY	TOTAL GENERAL FUND	GENERAL FUND	CARE SUBFUND IN THE GENERAL FUND	GENERAL FUND EXEMPT
FY 2020-21	\$2,814,512,212	\$2,173,942,983	\$5,068,381	\$635,500,848
FY 2021-22	\$3,346,715,726	\$2,481,011,526	\$0	\$865,704,200

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the Department of Health Care Policy and Financing are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$404,150,200	\$0	\$16,691,071	\$0	\$387,459,129

## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### EXECUTIVE DIRECTOR'S OFFICE

This appropriation for the Executive Director's Office contains the administrative funding for the Department, including the Department's personnel, operation of the Medicaid Management Information System, utilization reviews, provider audits, eligibility determinations, contract research and analysis, and customer services. The fund sources for this division include the General Fund, federal funds received for the Medicaid and Children's Basic Health Plan programs, the Health Care Expansion Fund, the Children's Basic Health Plan Trust Fund, provider fees from hospitals and nursing facilities, and various other cash funds.

EXECUTIVE DIRECTOR'S OFFICE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$409,480,412	\$92,634,103	\$58,455,371	\$4,374,872	\$254,016,066	523.1
SB 20-033	100,000	50,000	0	0	50,000	0.0
SB 20-057	1,954	977	0	0	977	0.0
HB 20-1379	(977,212)	(880,628)	(74,277)	(22,307)	0	0.0
HB 20-1384	(1,190,063)	(527,492)	0	0	(662,571)	(3.9)
SB 21-043	10,593,584	804,841	5,000,206	0	4,788,537	0.5
<b>TOTAL</b>	<b>\$418,008,675</b>	<b>\$92,081,801</b>	<b>\$63,381,300</b>	<b>\$4,352,565</b>	<b>\$258,193,009</b>	<b>519.7</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$418,008,675	\$92,081,801	\$63,381,300	\$4,352,565	\$258,193,009	519.7
Annualize prior year budget actions	9,978,795	4,931,977	1,082,771	22,757	3,941,290	1.0
Eligibility redeterminations	9,431,940	3,023,624	(1,970,652)	0	8,378,968	1.5
Behavioral health systems consolidation	7,466,780	7,488,276	0	0	(21,496)	0.0
Addressing health care disparities	5,900,000	1,000,000	0	0	4,900,000	0.0
Patient access rule compliance	2,846,713	(9,695)	0	0	2,856,408	1.0
eConsult program	2,728,517	501,973	258,593	0	1,967,951	1.9
Centrally appropriated items	2,420,201	1,533,884	14,444	(229,767)	1,101,640	0.0
Community provider rate	2,202,314	311,542	530,269	0	1,360,503	0.0
Wraparound services for children	1,107,606	436,514	0	0	671,092	4.0
CU School of Medicine	152,933	0	76,467	0	76,466	1.8
Supported living services flexibility	73,200	36,600	0	0	36,600	0.0
MMIS delay services integrator	(6,598,548)	(1,258,054)	0	0	(5,340,494)	0.0
Medicaid for Connect for Health	(6,346,529)	0	(2,964,584)	0	(3,381,945)	0.0
CBMS PEAK	(3,133,663)	(1,682,045)	(350,386)	(994)	(1,100,238)	0.0
Technical adjustments	(2,565,605)	(1,282,802)	0	0	(1,282,803)	0.0
Convert contractor funds to FTE	(1,249,111)	(55,061)	(53,347)	0	(1,140,703)	13.5
Nurse advice line	(306,929)	(218,763)	(88,166)	0	0	0.0
Transfers to other state agencies	(8,300)	(11,633)	0	0	3,333	0.0

EXECUTIVE DIRECTOR'S OFFICE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>SB 21-205</b>	<b>\$442,108,989</b>	<b>\$106,828,138</b>	<b>\$59,916,709</b>	<b>\$4,144,561</b>	<b>\$271,219,581</b>	<b>544.4</b>
SB 21-009	2,303,252	2,303,252	0	0	0	3.4
SB 21-016	905,467	90,547	0	0	814,920	0.0
SB 21-025	1,921,292	253,117	19,839	0	1,648,336	1.8
SB 21-038	75,967	37,984	0	0	37,983	0.9
SB 21-039	500,576	82,414	8,277	0	409,885	1.3
SB 21-128	(500,000)	0	(500,000)	0	0	0.0
SB 21-137	1,878,789	939,395	0	0	939,394	2.8
SB 21-194	559,372	77,993	0	0	481,379	0.7
SB 21-286	757,686	0	378,843	0	378,843	4.6
HB 21-1085	174,601	39,993	6,807	0	127,801	0.9
HB 21-1166	67,680	67,680	0	0	0	0.0
HB 21-1198	219,295	219,295	0	0	0	0.7
HB 21-1206	(103,503)	(66,003)	0	0	(37,500)	0.0
HB 21-1232	78,993	78,993	0	0	0	0.8
HB 21-1275	1,122,484	178,058	0	0	944,426	1.6
<b>TOTAL</b>	<b>\$452,070,940</b>	<b>\$111,130,856</b>	<b>\$59,830,475</b>	<b>\$4,144,561</b>	<b>\$276,965,048</b>	<b>563.9</b>
<b>INCREASE/(DECREASE)</b>	<b>\$34,062,265</b>	<b>\$19,049,055</b>	<b>(\$3,550,825)</b>	<b>(\$208,004)</b>	<b>\$18,772,039</b>	<b>44.2</b>
Percentage Change	8.1%	20.7%	(5.6%)	(4.8%)	7.3%	8.5%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-043 includes an increase of \$10.9 million total funds for eligibility work by Connect for Health that can be certified as public expenditures to match federal funds; a net increase of \$306,929 total funds, including \$1.1 million General Fund, to continue operating the nurse advice line despite a discontinuation of federal funds and repay the federal government for money drawn in prior years; an increase of \$55,457 total funds and 0.5 FTE for planning costs associated with an anticipated surge in eligibility redeterminations when the federal public health emergency ends; and a decrease of \$624,374 total funds, including a decrease of \$312,187 General Fund, for miscellaneous technical adjustments.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes \$10.0 million total funds, including \$4.9 million General Fund, and 1.0 FTE to annualize prior year budget actions.

**ELIGIBILITY REDETERMINATIONS:** The appropriation includes an increase of \$9.4 million total funds, including \$3.0 million General Fund, and 1.5 FTE for expected administrative costs, mostly at the county level, associated with an anticipated surge in eligibility redeterminations when the federal public health emergency ends.

**BEHAVIORAL HEALTH SYSTEMS CONSOLIDATION:** The appropriation includes a net increase of \$7.5 million, including \$7.5 million General Fund, to integrate eligibility determinations, claims processing, and data reporting for various behavioral health programs statewide.

**ADDRESSING HEALTH CARE DISPARITIES:** The appropriation includes an increase of \$5.9 million total funds, including an increase of \$1.0 million General Fund, to support data transfers from community partners and provide data analytics for strategies to address health disparities by race and ethnicity.

**PATIENT ACCESS RULE COMPLIANCE:** The appropriation includes a net increase of \$2.8 million total funds, including a decrease of \$9,695 General Fund, and an increase of 1.0 FTE to implement new federal rules regarding Medicaid client access to health records.

**ECONSULT PROGRAM:** The appropriation includes \$2.7 million total funds, including \$501,973 General Fund, and 1.9 FTE to set up and maintain a platform for primary care providers to submit cases for asynchronous review by specialists.

**CENTRALLY APPROPRIATED ITEMS:** The appropriation includes adjustments to centrally appropriated line items for the following: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; shift differential; salary survey; workers' compensation; legal services; administrative law judges; payment to risk management and property funds; Capitol complex leased space; payments to the Governor's Office of Information Technology (OIT); and CORE operations.

**COMMUNITY PROVIDER RATE:** The appropriation includes an increase of \$2.2 million total funds, including an increase of \$311,542 General Fund, for the common policy 2.5 percent community provider rate increase.

**WRAPAROUND SERVICES FOR CHILDREN** The appropriation includes an increase of \$1.1 million total funds, including an increase of \$436,514 General Fund, to restart implementation of S.B. 19-195 that will provide wraparound services for children with behavioral health needs.

**CU SCHOOL OF MEDICINE:** The appropriation includes a net increase of \$152,933 total funds and 1.8 FTE for administrative costs related to increasing supplemental payments for clinical work by the faculty of the University of Colorado (CU) School of Medicine.

**SUPPORTED LIVING SERVICES FLEXIBILITY:** The appropriation includes an increase of \$73,200 total funds, including \$36,600 General Fund, for administrative costs related to providing additional Home- and Community-Based Services (HCBS) services and supports to members on the Supported Living Services waiver who are in need of services that exceed the service plan authorization limit.

**MMIS DELAY SERVICES INTEGRATOR:** The appropriation includes a reduction of \$6.6 million total funds, including a decrease of \$1.3 million General Fund, for a reduction in funding for a services integrator vendor.

**MEDICAID FOR CONNECT FOR HEALTH:** The appropriation includes a decrease of \$6.3 million total funds to annualize one-time supplemental spending authority for payments related to prior years for eligibility work by Connect for Health that can be certified as public expenditures to match federal funds.

**CBMS PEAK:** The appropriation includes a reduction of \$3.1 million total funds, including a decrease of \$1.7 million General Fund, to reflect ongoing costs for the Colorado Benefits Management System (CBMS) and Program Eligibility and Application Kit (PEAK) and the allocation of costs between the Department of Health Care Policy and Financing and the Department of Human Services.

**TECHNICAL ADJUSTMENTS:** The appropriation includes a reduction of \$2.6 million total funds, including a reduction of \$1.3 million General Fund, to: collapse the funding for Community Centered Boards and Single Entry Points into one line item; make a handful of transfers of contract funds between line items to improve transparency; eliminate a transfer from the Department of Public Health and Environment that is no longer necessary due to a lack of federal matching funds for the transfer; move information technology funding between line items based on a change in the federal authorization for the funding; and reflect the most recent forecast of tobacco tax revenues.

**CONVERT CONTRACTOR FUNDS TO FTE:** The appropriation includes a net decrease of \$1.2 million total funds, including a decrease of \$55,061 General Fund, and an increase of 13.5 FTE to bring work previously done by contractors in-house.

**NURSE ADVICE LINE:** The appropriation includes a reduction of \$306,929 total funds, including a reduction of \$218,763 General Fund, to annualize a supplemental action to continue operating the nurse advice line despite a discontinuation of federal funds.

**TRANSFERS TO OTHER STATE AGENCIES:** The appropriation includes a net decrease of \$8,300 total funds, including a decrease of \$11,633 General Fund, for transfers to programs administered by other departments, primarily for the Facility Survey and Certification program in the Department of Public Health and Environment.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see the *Appendix A, Recent Legislation*.

## MEDICAL SERVICES PREMIUMS

This division provides the health care funding for an estimated 1,409,306 Medicaid clients in FY 2020-21. Medical services include medical care services (i.e. physician visits, prescription drugs, hospitalization) and long-term care services (i.e. nursing home care and community-based services). Significant sources of cash funds include tobacco revenues deposited in the Health Care Expansion Fund, provider fees from hospitals and nursing facilities, funds spent by local governments for health services and certified as the state match for federal funds, unclaimed property trust fund revenues deposited in the Adult Dental Fund, and recoveries and recoupments. The reappropriated funds include transfers from the Department of Higher Education for the University of Colorado supplemental payment and from the Old Age Pension State Medical Program. Federal funds represent the federal funds available for the Medicaid program through the federal medical assistance program (FMAP).

MEDICAL SERVICES PREMIUMS						
	TOTAL FUNDS	GENERAL FUND <sup>1,2</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$9,043,278,907	\$2,434,578,840	\$1,208,691,357	\$43,625,726	\$5,356,382,984	0.0
SB 20-212	5,068,381	5,068,381	0	0	0	0.0
HB 20-1361	(5,565,000)	(331,462)	(1,139,402)	0	(4,094,136)	0.0
HB 20-1362	(7,011,151)	(3,288,230)	0	0	(3,722,921)	0.0
HB 20-1385	(4,310,802)	(24,733,945)	24,733,945	(2,021,766)	(2,289,036)	0.0
HB 20-1386	0	(161,000,000)	161,000,000	0	0	0.0
SB 21-043	208,506,487	(197,693,562)	(70,148,303)	(49,482)	476,397,834	0.0
SB 21-205	(15,428,270)	(38,744,200)	(36,286,505)	(109,789)	59,712,224	0.0
SB 21-214	684,000	684,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$9,225,222,552</b>	<b>\$2,014,539,822</b>	<b>\$1,286,851,092</b>	<b>\$41,444,689</b>	<b>\$5,882,386,949</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$9,225,222,552	\$2,014,539,822	\$1,286,851,092	\$41,444,689	\$5,882,386,949	0.0
Medical Services Premiums	707,479,424	343,386,849	70,283,053	49,482	293,760,040	0.0
Community provider rate	137,647,475	42,728,726	6,795,317	0	88,123,432	0.0
CU School of Medicine	42,050,097	0	(33,900,426)	49,900,426	26,050,097	0.0
Copays	4,404,931	954,930	274,532	0	3,175,469	0.0
HCBS rates ARPA	0	(80,701,942)	0	0	80,701,942	0.0
Vaccine admin ARPA	0	(5,518,581)	4,426	0	5,514,155	0.0
Annualize prior year budget actions	(54,319,610)	168,821,907	(191,368,433)	2,155,401	(33,928,485)	0.0
Technical adjustments	(51,065,662)	(23,949,795)	0	0	(27,115,867)	0.0
Targeted rate adjustments	(4,204,227)	2,662,375	(1,038,292)	0	(5,828,310)	0.0
eConsult program	(952,319)	(322,081)	(35,885)	0	(594,353)	0.0
Adult comprehensive waiver	(951,239)	(446,131)	0	0	(505,108)	0.0
MMIS delay services integrator	(655,141)	(655,141)	0	0	0	0.0
Remote supports for HCBS	(639,397)	(310,810)	(8,888)	0	(319,699)	0.0
Speech therapy evaluations	(531,260)	(265,630)	0	0	(265,630)	0.0
Public school health services	(50,000)	(50,000)	0	0	0	0.0
<b>SB 21-205</b>	<b>\$10,003,435,624</b>	<b>\$2,460,874,498</b>	<b>\$1,137,856,496</b>	<b>\$93,549,998</b>	<b>\$6,311,154,632</b>	<b>0.0</b>
SB 21-137	156,438	78,219	0	0	78,219	0.0

MEDICAL SERVICES PREMIUMS						
	TOTAL FUNDS	GENERAL FUND <sup>1,2</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 21-211	5,565,000	0	1,522,875	0	4,042,125	0.0
SB 21-213	(23,358,871)	(57,330,334)	57,330,334	(10,231,185)	(13,127,686)	0.0
HB 21-1206	103,503	66,003	0	0	37,500	0.0
HB 21-1275	598,572	158,039	36,457	0	404,076	0.0
<b>TOTAL</b>	<b>\$9,986,500,266</b>	<b>\$2,403,846,425</b>	<b>\$1,196,746,162</b>	<b>\$83,318,813</b>	<b>\$6,302,588,866</b>	<b>0.0</b>
<b>INCREASE/(DECREASE)</b>	\$761,277,714	\$389,306,603	(\$90,104,930)	\$41,874,124	\$420,201,917	0.0
Percentage Change	8.3%	19.3%	(7.0%)	101.0%	7.1%	n/a

<sup>1</sup> Includes General Fund Exempt.

<sup>2</sup> Includes appropriations from the CARE subfund in the General Fund for FY 2020-21.

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-043 provides a net increase of \$208.5 million total funds, including a decrease of \$197.7 million General Fund, composed of: a net increase of \$201.2 million total funds, including a decrease of \$200.9 million General Fund, for projected Medicaid enrollment and expenditures for medical services and long-term services and supports, including adjustments for the enhanced federal match available through the federal Families First Coronavirus Response Act; an increase of \$6.7 million total funds, including \$2.9 million General Fund, for rate increases for day programming providers for people with intellectual and developmental disabilities; and miscellaneous technical corrections to the appropriation.

Senate Bill 21-205 reduces appropriations by a net \$15.4 million total funds, including a decrease of \$38.7 million General Fund, composed of: a net decrease of \$15.1 million total funds, including an increase of \$3.7 million General Fund, for a new forecast of enrollment and expenditures for medical services and long-term services and supports provided through Medicaid; a net \$0 total funds change, including a decrease of \$42.5 million General Fund, to reflect a temporary 10 percent increase in the federal match rate for select long-term services and supports as provided by the American Rescue Plan Act; and technical corrections to the appropriation.

Senate Bill 21-214 provides \$684,000 General Fund for state payments to qualified hospice providers for services to Medicaid clients who are eligible for care in a nursing facility but unable to secure a bed due to the presence of COVID-19.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

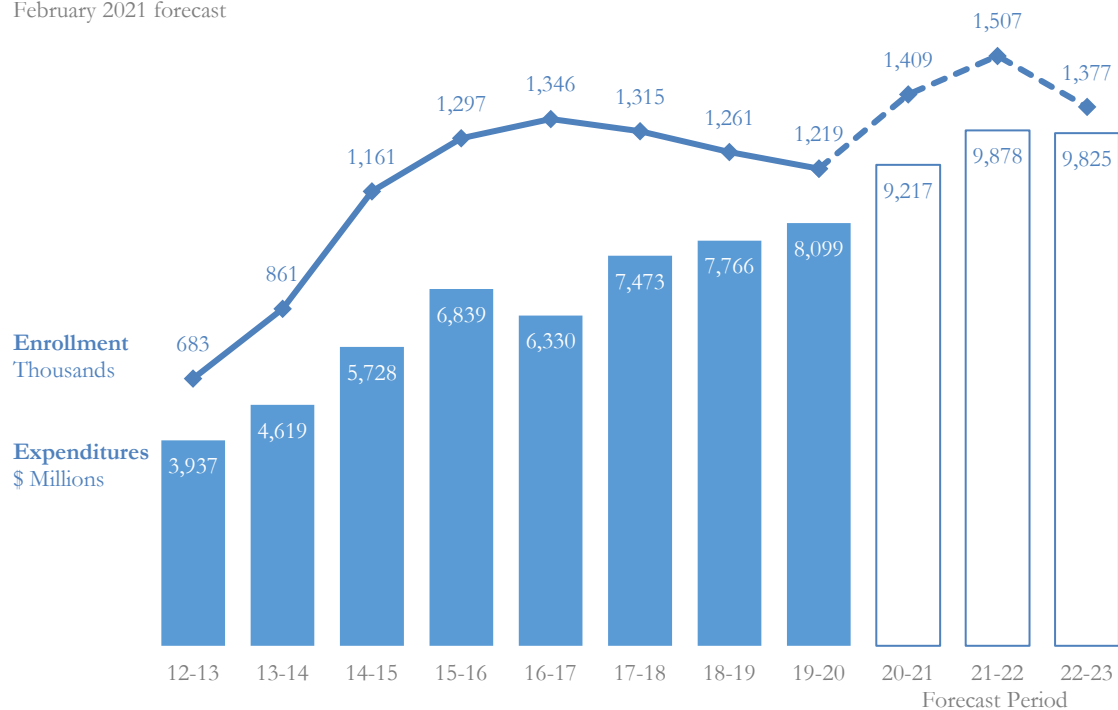
**MEDICAL SERVICES PREMIUMS:** The appropriation provides an increase of \$707.5 million total funds, including an increase of \$343.4 million General Fund, to reflect a new forecast of enrollment, utilization, and per capita costs for medical services and long-term services and supports provided through Medicaid.

The graph below summarizes actual and projected enrollment and expenditures over time. It includes annualizations of prior year budget actions.



## Medical Services Premiums Enrollment and Expenditures

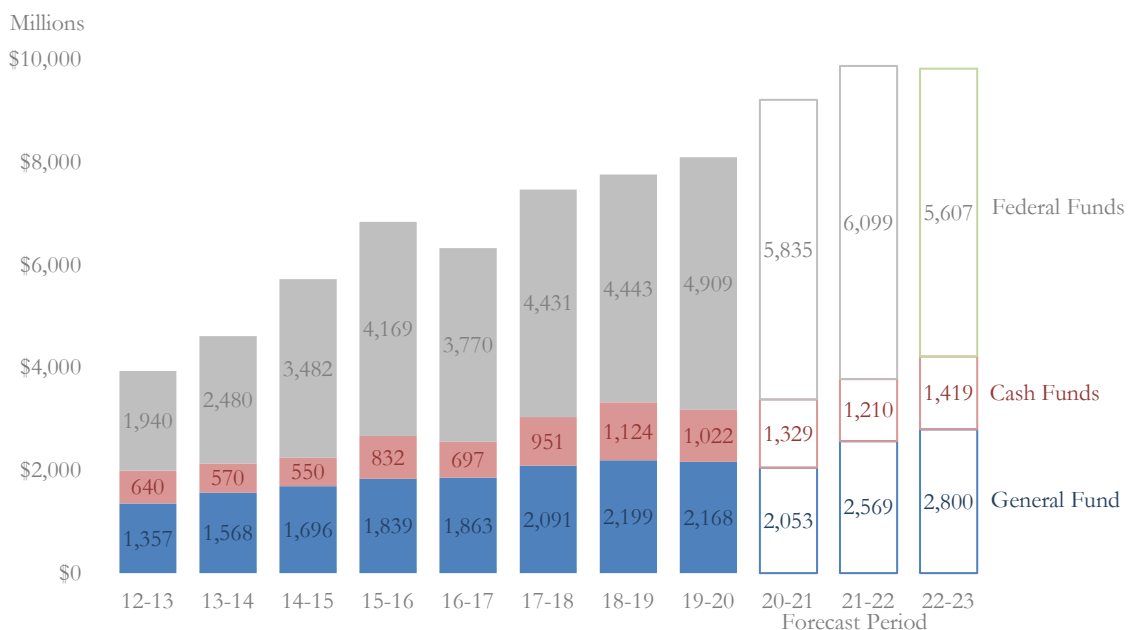
February 2021 forecast



The next graph shows actual and projected expenditures by fund source. General Fund expenditures are heavily influenced by the cost of services for the elderly and people with disabilities and by the federal match rate for Medicaid. The total fund expenditure trend includes the impact of enrollment expansions financed with the Healthcare Affordability and Sustainability Fee and 90 percent federal matching funds as well as special financing. The special financing is primarily for supplemental payments to hospitals, which are less dependent on enrollment than on state and federal policies about allowable payments.

## Medical Services Premiums Expenditures by Fund Source

February 2021 forecast



**COMMUNITY PROVIDER RATE:** The appropriation includes an increase of \$137.6 million total funds, including an increase of \$42.7 million General Fund, for the common policy 2.5 percent community provider rate increase.

**CU SCHOOL OF MEDICINE:** The appropriation includes a net increase of \$42.1 million total funds to increase supplemental payments for clinical work by the faculty of the University of Colorado (CU) School of Medicine.

**COPAYS:** The appropriation includes an increase of \$4.4 million total funds, including \$954,930 General Fund, to undo increases in copays that are scheduled to take effect when the federal public health emergency expires.

**HCBS RATES ARPA:** The appropriation includes a net \$0 change, including a decrease of \$80.7 million General Fund, for a temporary 10.0 percent increase in the federal match rate for select Home- and Community-Based Services (HCBS).

**VACCINE ADMIN ARPA:** The appropriation includes a net \$0 total funds change, including a decrease of \$5.5 million General Fund, to reflect a provision of the federal American Rescue Plan Act that provides a 100 percent federal match for COVID-19 vaccine administration costs (in addition to existing federal funds for the vaccines themselves).

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes a net decrease of \$54.3 million total funds, including an increase of \$168.8 million General Fund, to annualize prior year budget actions.

**TECHNICAL ADJUSTMENTS:** The appropriation includes a reduction of \$51.1 million total funds, including a reduction of \$23.9 million General Fund, to: collapse the funding for Community Centered Boards and Single Entry Points into one line item; make a handful of transfers of contract funds between line items to improve transparency; eliminate a transfer from the Department of Public Health and Environment that is no longer necessary due to a lack of federal matching funds for the transfer; move information technology funding between line items based on a change in the federal authorization for the funding; and reflect the most recent forecast of tobacco tax revenues.

**TARGETED RATE ADJUSTMENTS:** The appropriation includes a net reduction of \$4.2 million total funds, including an increase of \$2.7 million General Fund, for the targeted rate adjustments summarized in the table below.

TARGETED RATE ADJUSTMENTS					
RATE	CHANGE	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	FEDERAL FUNDS
Home health and private duty nursing	5.9%-10.9%	\$14,925,373	\$7,000,000	\$0	\$7,925,373
Lab testing	80% of Medicare	(12,587,595)	(2,745,720)	(697,277)	(9,144,598)
Hospital outpatient physician administered drugs	340B drug price discount	(6,546,978)	(1,704,584)	(320,317)	(4,522,077)
Prosthetics, orthotics, and supplies	80-100% of Medicare	1,158,422	437,536	29,424	691,462
Allergy test antigen preparation	Commercial benchmark	(694,456)	(151,481)	(38,469)	(504,506)
Pulse oximeter rental	10% of purchase price	(458,993)	(173,376)	(11,653)	(273,964)
<b>TOTAL</b>		<b>(\$4,204,227)</b>	<b>\$2,662,375</b>	<b>(\$1,038,292)</b>	<b>(\$5,828,310)</b>

**ECONSULT PROGRAM:** The appropriation includes a reduction of \$952,319 total funds, including a reduction of \$322,081 General Fund, for an expected net decrease in utilization of medical services as a result of a new platform for primary care providers to submit cases for review by specialists.

**ADULT COMPREHENSIVE WAIVER:** The appropriation includes a decrease of \$952,239 total funds, including a reduction of \$446,131 General Fund, associated with an increase of 667 enrollments onto the Adult Comprehensive Waiver for individuals with intellectual and developmental disabilities.

**MMIS DELAY SERVICES INTEGRATOR:** The appropriation includes a reduction of \$655,141 General Fund, for a reduction in funding for a services integrator vendor.

**REMOTE SUPPORTS FOR HCBS:** The appropriation includes a decrease of \$639,397 total funds, including a decrease of \$310,810 General Fund, to implement a remote support option into existing electronic monitoring services in several HCBS waivers.

**SPEECH THERAPY EVALUATIONS:** The appropriation includes a decrease of \$531,260 total funds, including a decrease of \$265,630 General Fund, associated with a new limit of three outpatient speech therapy evaluations per year.

**PUBLIC SCHOOL HEALTH SERVICES:** The appropriation includes a decrease of \$50,000 General Fund based on expected certified public expenditures by school districts and boards of cooperative education for public school health services.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see the *Appendix A, Recent Legislation*.

## BEHAVIORAL HEALTH COMMUNITY PROGRAMS

This section provides funding for Medicaid clients' behavioral health care. Most mental health and substance use disorder services are provided to Medicaid-eligible clients through a statewide managed care or "capitated" program through which the Department contracts with "regional accountable entities" (RAEs) to provide or arrange for medically necessary behavioral health services to Medicaid-eligible clients. Each RAE receives a pre-determined monthly amount for each client who is eligible for Medicaid behavioral health services and enrolled with that RAE. In addition to funding for capitation payments to RAEs, a separate appropriation covers fee-for-service payments for certain behavioral health services that are not covered by the capitation program. All Medicaid enrollees are eligible for Medicaid behavioral health services except non-citizens and higher income elderly people who receive assistance with Medicare premiums but not the full Medicaid benefit. Appropriations for FY 2020-21 reflect funding for a projected 1,367,262 Medicaid clients eligible for behavioral health services. Behavioral health services are primarily supported by General Fund and federal funds. Cash fund sources include the Healthcare Affordability and Sustainability Fee Cash Fund and the Breast and Cervical Cancer Prevention and Treatment Fund.

BEHAVIORAL HEALTH COMMUNITY PROGRAMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$959,410,239	\$249,860,102	\$54,860,438	\$0	\$654,689,699	0.0
SB 21-043	(69,181,266)	(45,269,363)	3,907,894	0	(27,819,797)	0.0
SB 21-205	(7,324,822)	(1,746,999)	(764,253)	0	(4,813,570)	0.0
SB 21-286	0	(8,286,959)	(4,493,954)	0	12,780,913	0.0
<b>TOTAL</b>	<b>\$882,904,151</b>	<b>\$194,556,781</b>	<b>\$53,510,125</b>	<b>\$0</b>	<b>\$634,837,245</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$882,904,151	\$194,556,781	\$53,510,125	\$0	\$634,837,245	0.0
Annualize prior year budget actions	130,381,569	33,894,217	13,120,949	0	83,366,403	0.0
Behavioral Health	65,081,055	14,235,666	9,449,416	0	41,395,973	0.0
Community provider rate	329,646	63,607	22,606	0	243,433	0.0
Adult comprehensive waiver	62,178	29,161	0	0	33,017	0.0
Behavioral health SUD benefit	(80,034,644)	(12,022,339)	(6,027,487)	0	(61,984,818)	0.0
<b>SB 21-205</b>	<b>\$998,723,955</b>	<b>\$230,757,093</b>	<b>\$70,075,609</b>	<b>\$0</b>	<b>\$697,891,253</b>	<b>0.0</b>
SB 21-286	0	(26,708,125)	(15,336,964)	0	42,045,089	0.0
<b>TOTAL</b>	<b>\$998,723,955</b>	<b>\$204,048,968</b>	<b>\$54,738,645</b>	<b>\$0</b>	<b>\$739,936,342</b>	<b>0.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$115,819,804</b>	<b>\$9,492,187</b>	<b>\$1,228,520</b>	<b>\$0</b>	<b>\$105,099,097</b>	<b>0.0</b>
Percentage Change	13.1%	4.9%	2.3%	n/a	16.6%	n/a

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-043 includes a decrease of \$69.2 million total funds, including a reduction of \$45.3 million General Fund, for projected expenditures on the capitation and fee-for-service Medicaid behavioral health programs.

Senate Bill 21-205 includes a decrease of \$7.3 million total funds, including a decrease of \$1.7 million General Fund, for a more recent projection of expenditures on the capitation and fee-for-service Medicaid behavioral health programs.

Senate Bill 21-286 makes a net \$0 total funds change, including a decrease of \$8.3 million General Fund, to reflect federal guidance that certain rehabilitative behavioral health services are eligible for an enhanced federal match through the federal American Rescue Plan Act (ARPA). Senate Bill 21-286 transfers all the General Fund savings from the enhanced federal match to a cash fund and directs the Department to develop a spending plan to supplement, rather than supplant, state spending on eligible services, consistent with the federal requirements of ARPA.

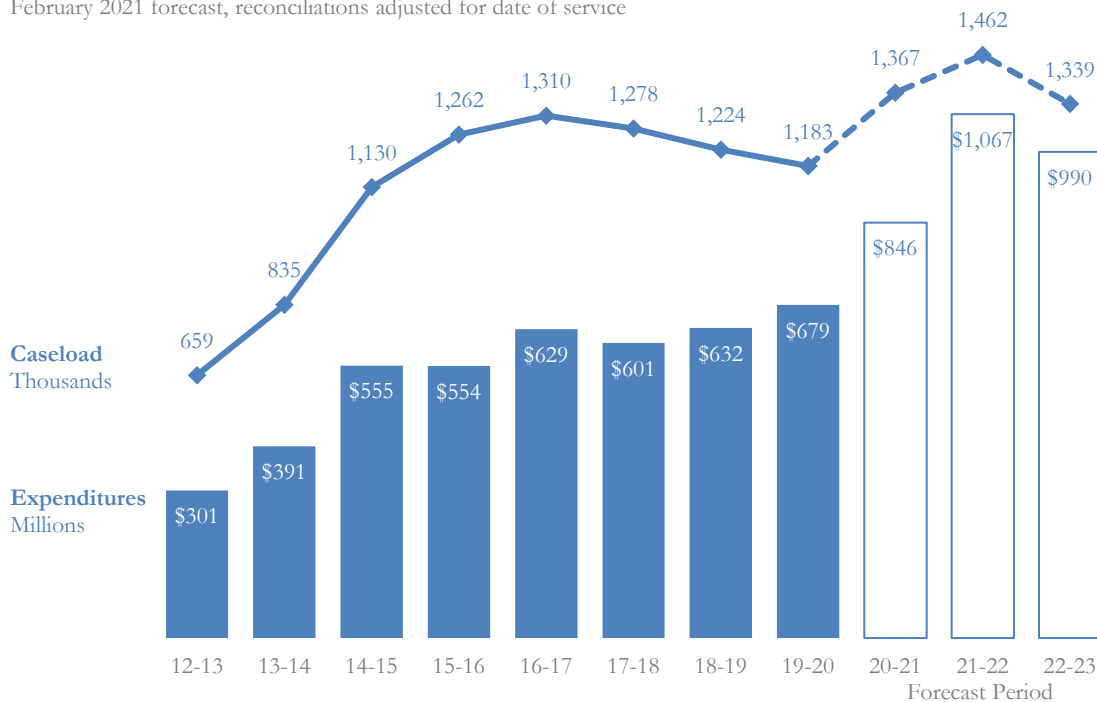
## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes an increase of \$130.4 million total funds, including \$33.9 million General Fund, to annualize prior year budget actions.

**BEHAVIORAL HEALTH:** The appropriation includes an increase of \$65.1 million total funds, including \$14.2 million General Fund, for the capitation and fee-for-service Medicaid behavioral health programs. The appropriation is based on the Department's February 2021 caseload and expenditure forecast. The graph below summarizes the actual and projected behavioral health caseload and expenditures over time.

### Behavioral Health Capitation Payments and Caseload

February 2021 forecast, reconciliations adjusted for date of service



**COMMUNITY PROVIDER RATE:** The appropriation includes an increase of \$329,646 total funds, including \$63,607 General Fund, for the common policy 2.5 percent community provider rate increase.

**ADULT COMPREHENSIVE WAIVER:** The appropriation includes an increase of \$62,718 total funds, including \$29,161 General Fund, associated with an increase of 667 enrollments onto the Adult Comprehensive Waiver for individuals with intellectual and developmental disabilities.

**BEHAVIORAL HEALTH SUD BENEFIT:** The appropriation includes a decrease of \$80.0 million total funds, including a decrease of \$12.0 million General Fund to reflect a more recent projection of utilization that takes into account the currently limited provider capacity for the new Substance Use Disorder (SUD) benefit.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see the *Appendix A, Recent Legislation*.

## OFFICE OF COMMUNITY LIVING

The Office houses the Division for Intellectual and Developmental Disabilities (IDD) and is responsible for the following functions related to the provision of services by community-based providers to individuals with intellectual and developmental disabilities:

- administration of four Medicaid waivers for individuals with developmental disabilities;
- establishment of service reimbursement rates;
- ensuring compliance with federal Centers for Medicare and Medicaid rules and regulations;
- communication and coordination with community-centered boards regarding waiver policies, rate changes, and waiting list information reporting; and
- administration of the Family Support Services Program.

OFFICE OF COMMUNITY LIVING						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$700,631,156	\$330,377,776	\$11,118,976	\$0	\$359,134,404	37.5
SB 21-043	21,538,193	(13,232,894)	1,569,237	0	33,201,850	0.0
SB 21-205	(25,643,106)	(30,816,471)	3,838,354	0	1,335,011	0.0
<b>TOTAL</b>	<b>\$696,526,243</b>	<b>\$286,328,411</b>	<b>\$16,526,567</b>	<b>\$0</b>	<b>\$393,671,265</b>	<b>37.5</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$696,526,243	\$286,328,411	\$16,526,567	\$0	\$393,671,265	37.5
Office of Community Living	74,051,986	55,248,970	(728,727)	0	19,531,743	0.0
Technical adjustments	52,903,162	17,903,579	0	0	34,999,583	0.0
Provider rates	17,140,692	8,214,505	113,962	0	8,812,225	0.0
Eligibility/benefit changes	17,190,442	(24,004,343)	(1,074)	0	41,195,859	0.0
Annualize prior year budget actions	(23,572,491)	(3,466,238)	(6,655,491)	0	(13,450,762)	0.0
<b>SB 21-205</b>	<b>\$834,240,034</b>	<b>\$340,224,884</b>	<b>\$9,255,237</b>	<b>\$0</b>	<b>\$484,759,913</b>	<b>37.5</b>
<b>TOTAL</b>	<b>\$834,240,034</b>	<b>\$340,224,884</b>	<b>\$9,255,237</b>	<b>\$0</b>	<b>\$484,759,913</b>	<b>37.5</b>
<b>INCREASE/(DECREASE)</b>	<b>\$137,713,791</b>	<b>\$53,896,473</b>	<b>(\$7,271,330)</b>	<b>\$0</b>	<b>\$91,088,648</b>	<b>0.0</b>
Percentage Change	19.8%	18.8%	(44.0%)	n/a	23.1%	0.0%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-043 modifies FY 2020-21 appropriations to provide a net increase of \$21.5 million total funds, including a decrease of \$13.2 million General Fund, primarily for changes in the forecast of enrollment and expenditures, including:

- Public Health Emergency Extension – A decrease of \$10.3 million General Funds and \$68,020 cash funds and an offsetting increase of \$10.4 million federal funds for the impact of an extension of the federal public health

emergency, which increased how long Colorado qualified for an additional 6.2 percent federal match and the period when Colorado cannot terminate eligibility for anybody enrolled in Medicaid.

- Office of Community Living – A decrease of \$4.9 million total funds, including a decrease of \$14.5 million General Fund, for home- and community-based services for people with intellectual and developmental disabilities.
- Day Services Targeted Rate Increase – An increase of \$26.4 million total funds, including \$11.6 million General Fund, for a short-term targeted rate increase for providers of day services for individuals with intellectual and developmental disabilities.

Senate Bill 21-205 decreases FY 2020-21 appropriations by a net \$25.6 million total funds, including a decrease of \$15.1 million General Fund, primarily for revised caseload and expenditure estimates.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**OFFICE OF COMMUNITY LIVING:** The appropriation includes an increase of \$74.1 million total funds, including \$55.2 million General Fund, for home- and community-based services for people with intellectual and developmental disabilities (IDD). Individuals with IDD who are enrolled in HCBS waivers receive case management, monitoring, and assessment services.

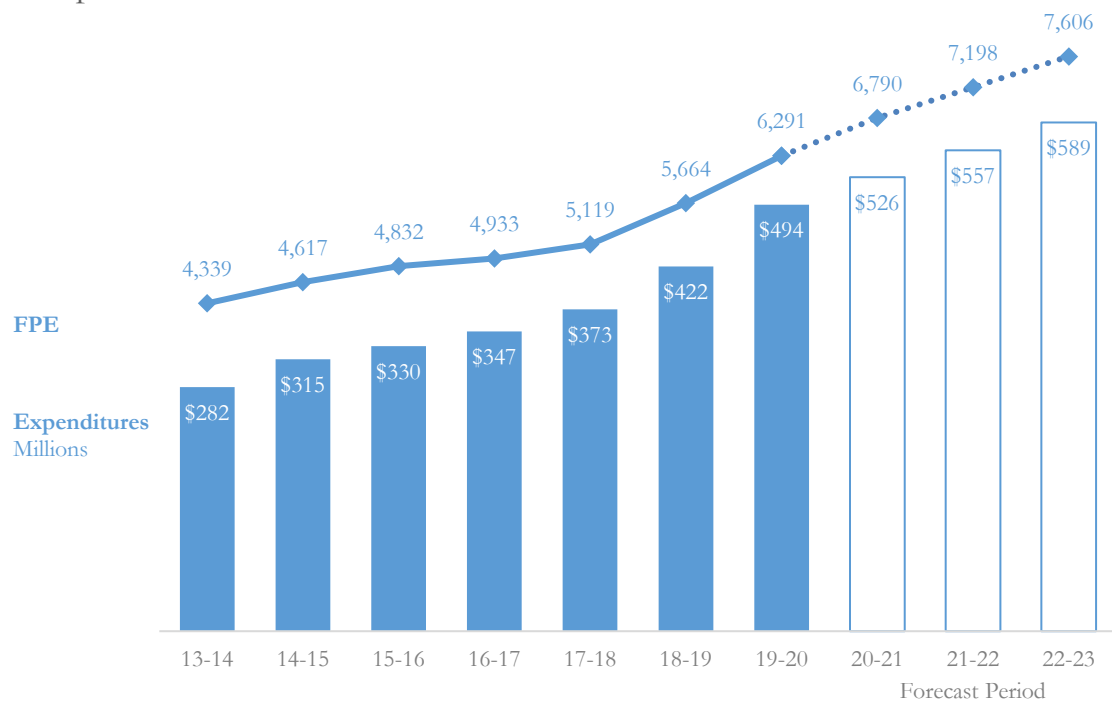
- Targeted Case Management (TCM) provides assessment of each client's long-term care needs, the development and implementation of personalized care plans, coordination and monitoring of the delivery of services, and evaluation of the effectiveness of services. As of July 1, 2020, Community Centered Boards receive a per member per month TCM payment for each client.
- Four monitoring visits per year are provided to each client. These quarterly visits with a case manager include an evaluation of service delivery and quality, evaluation of choice in providers, and the promotion of self-determination, self-representation, and self-advocacy.
- Intake, an annual Continued Stay Review assessment, and a Supports Intensity Scale (SIS) assessment are required and are necessary to determine the member's functional level for activities of daily living. The SIS specifically measures support needs in the areas of home living, community living, lifelong learning, employment, health and safety, social activities, and protection and advocacy. For children enrolled in the CHRP waiver, the Inventory for Client and Agency Planning assessment is used to measure support needs by determining adaptive behavior skills. Support needs identified by the assessments help determine the level of support each client needs, which subsequently informs the Service Plan Authorization Limit (SPAL).

The Department calculates annual caseload forecasts by determining the cost of the average full program equivalent (FPE). The number of individuals served through each waiver can be communicated in three ways:

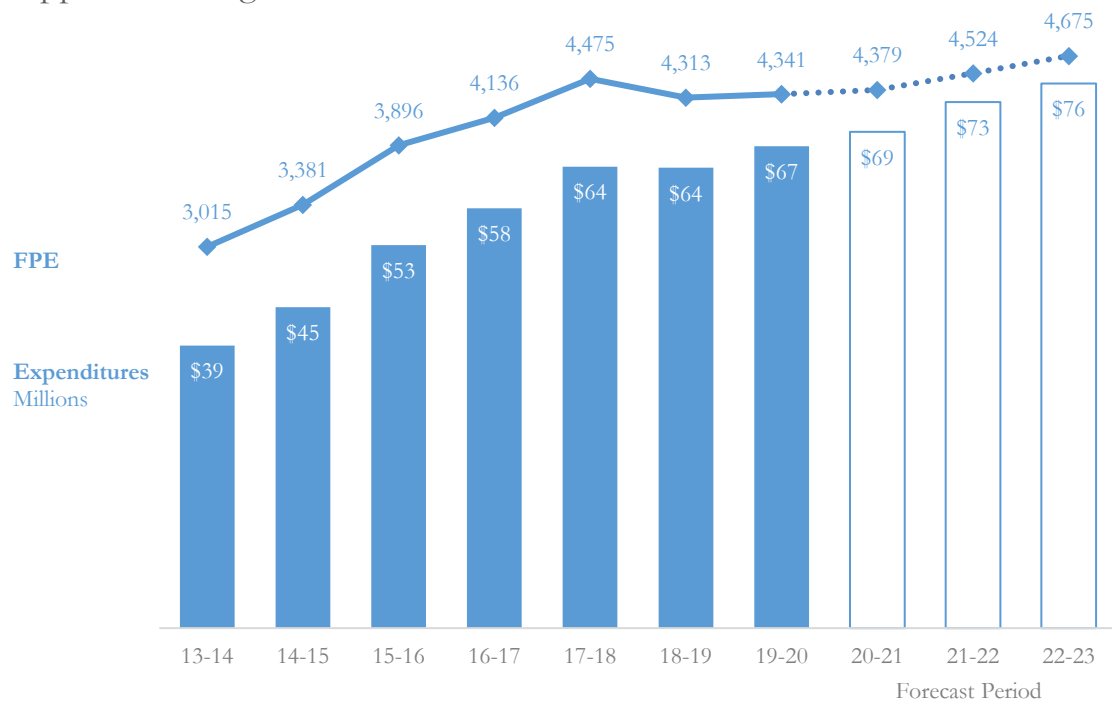
- **Maximum enrollment** represents the allowable number of individuals that can be served in a given year. Because the General Assembly has appropriated necessary funding required to ensure no wait list exists for the SLS and CES waivers, this metric applies to the DD waiver and to the State-only Programs.
- **Average monthly enrollment** represents an average of the actual number of individuals enrolled in each waiver during a 12 month period.
- **Full program equivalent (FPE)** represents the number of clients with a paid claim in a given year. The average monthly FPE is determined by multiplying the average monthly enrollment for a 12 month period by an FPE conversion factor that represents the percentage of clients with a paid service each month. The conversion factor is program specific.

As indicated in the following charts, with the exception of the Children's Habilitation Residential Program waiver, total expenditures for the IDD waiver programs and Targeted Case Management have reflected upward trends since FY 2012-13, as have the associated enrollments and average FPE.

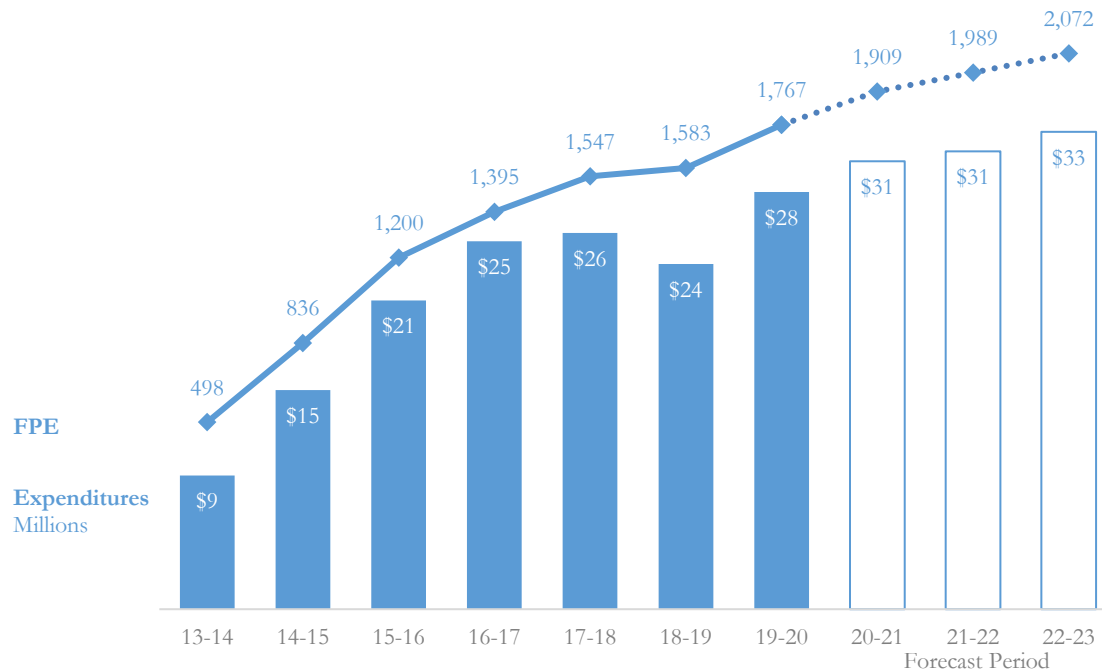
## Comprehensive Services



## Supported Living Services

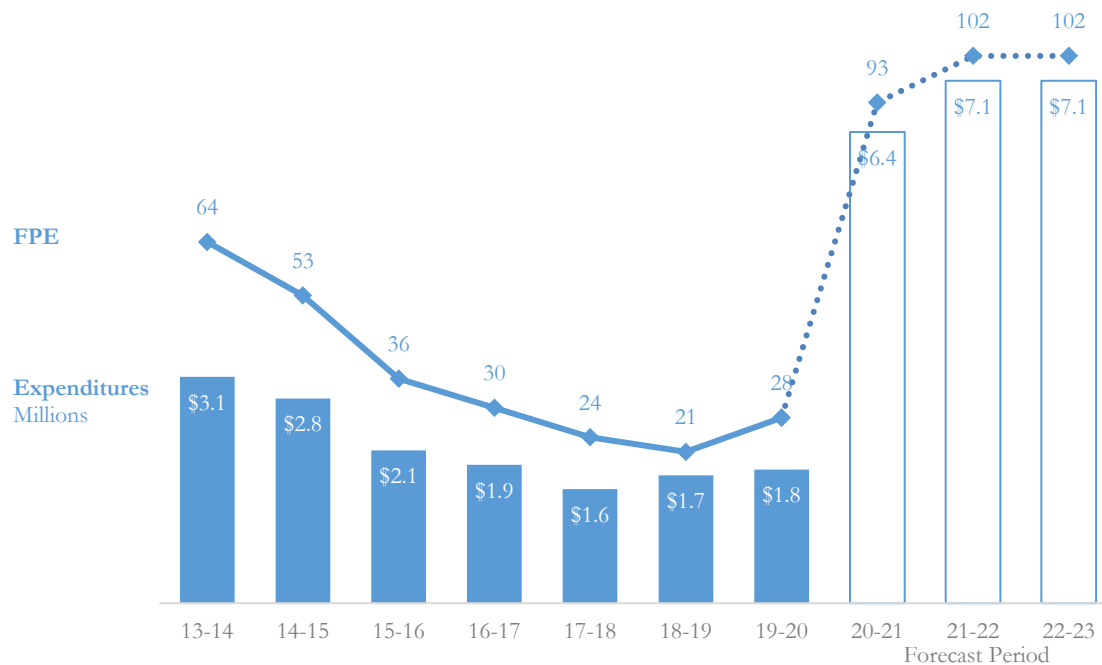


## Children's Extensive Support



Note: The significant decrease in expenditures beginning in FY 2018-19 is a result of the shift of certain services from the Children's Extensive Support Services Waiver to the State Medicaid Plan.

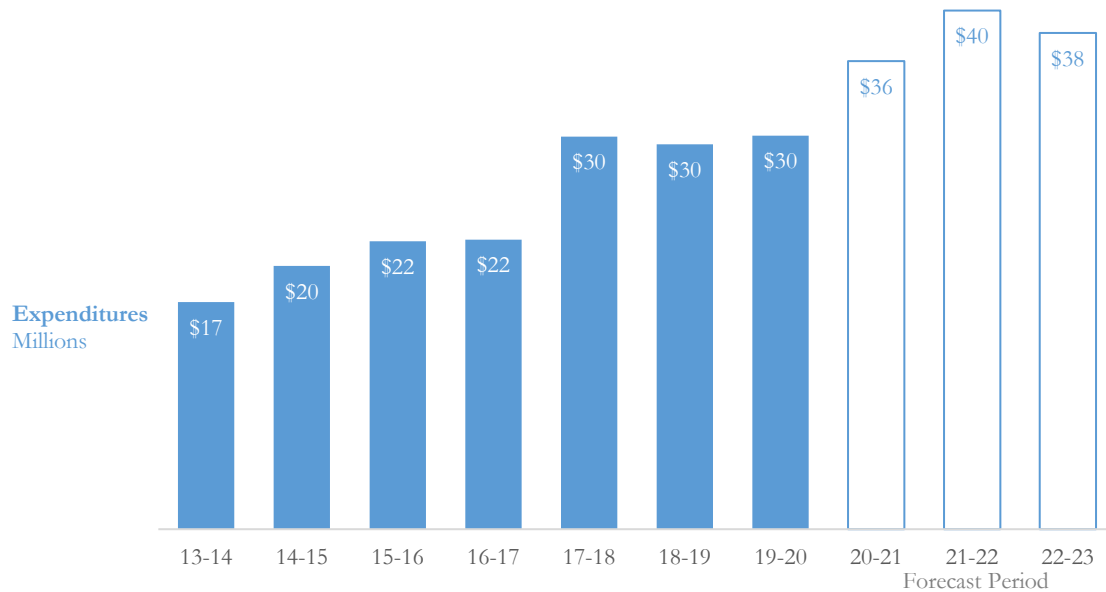
## Children's Residential Habilitation



Note: Prior to FY 2018-19, the Children's Residential Habilitation Program was administered by the Division of Child Welfare in the Department of Human Services.

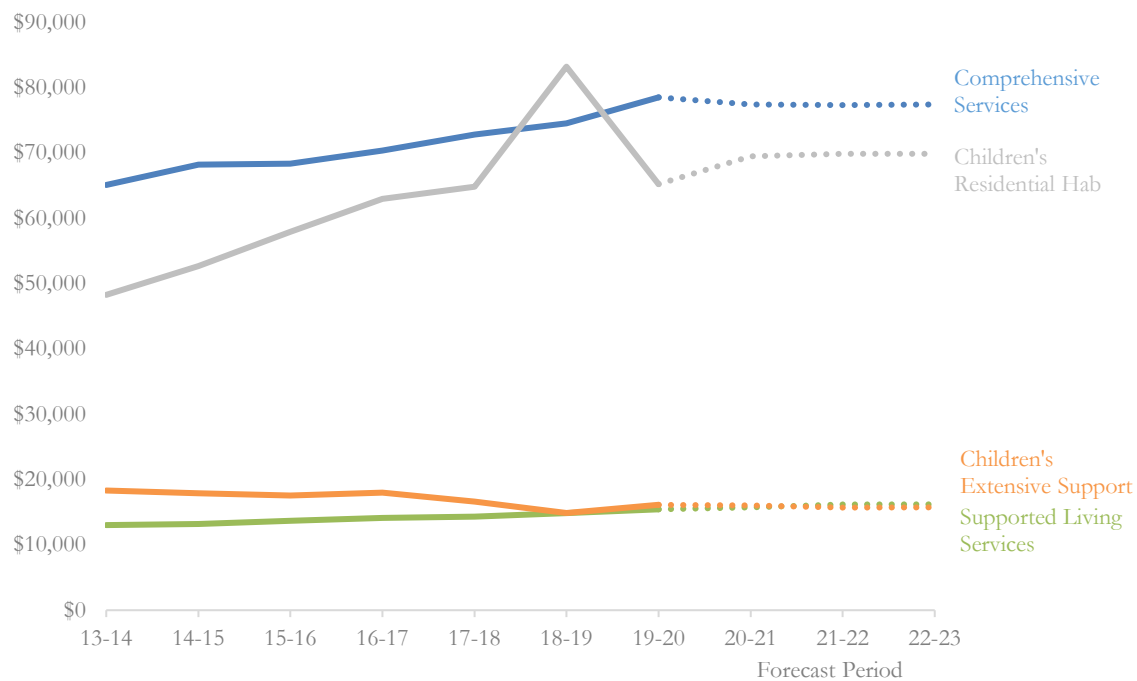


## Targeted Case Management



Note: Targeted Case Management is provided for the HCBS Waivers, State SLS, and FSSP.

## Average Cost Per FPE



**TECHNICAL ADJUSTMENTS:** The appropriation includes \$52.9 million total funds, including \$17.9 million General Fund, to collapse the funding for Community Centered Boards and Single Entry Points into one line item and make a handful of transfers of contract funds between line items to improve transparency.

**PROVIDER RATES:** The appropriation includes \$17.1 million total funds, including \$8.2 million General Fund, for the common policy 2.5 percent community provider rate increase.

**ELIGIBILITY/BENEFITS CHANGES:** The appropriation includes a net increase of \$17.2 million total funds, including a reduction of \$24.0 million General Fund, for changes in eligibility or benefits, including:

- Adult comprehensive waiver – An increase of \$16.4 million total funds, including \$7.7 million General Fund, for 667 enrollments onto the Adult Comprehensive Waiver for individuals with intellectual and developmental disabilities. Enrollments will be distributed across the state according to the Centers for Medicare and Medicaid-approved population per capita methodology.
- Supported living services flexibility – An increase of \$0.9 million total funds, including \$0.5 million General Fund, to provide additional Home- and Community-Based Services (HCBS) services and supports to members on the Supported Living Services waiver who are in need of services that exceed the service plan authorization limit.
- Remote supports for HCBS – A reduction of \$77,219 total funds, including \$37,535 General Fund, to implement a remote support option into existing electronic monitoring services in several HCBS waivers.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impacts of prior year legislation and budget actions, summarized in the table below. The titles of the annualizations begin with either a bill number or the relevant fiscal year. For budget decisions made in the Long Bill, the title includes a reference to the priority number the Department used in that year for the initiative, if relevant. If there is no reference to a bill number or priority number, then the change was initiated by an action other than a bill or request from the Department. The largest decrease in General Fund was for the expiration of FY 21-22 LTSS day services rates for COVID that temporarily increased rates for select long-term services and supports.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 Local minimum wage	\$2,079,658	\$1,039,830	\$0	\$0	\$1,039,828	0.0
FY 20-21 Increase funding for IDD enrollments	625,141	312,570	0	0	312,571	0.0
HB 18-1326 Support for transition	596,263	298,132	0	0	298,131	0.0
FY 20-21 R16 Employment First initiatives	75,000	0	75,000	0	0	0.0
FY 20-21 Refinance GF with IDD CF	0	6,727,431	(6,727,431)	0	0	0.0
FY 21-22 LTSS day services rates for COVID	(26,399,164)	(11,562,833)	0	0	(14,836,331)	0.0
FY 20-21 R10 Provider rate adjustments	(549,389)	(281,368)	(3,060)	0	(264,961)	0.0
<b>TOTAL</b>	<b>(\$23,572,491)</b>	<b>(\$3,466,238)</b>	<b>(\$6,655,491)</b>	<b>\$0</b>	<b>(\$13,450,762)</b>	<b>0.0</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see the *Appendix A, Recent Legislation*.

## INDIGENT CARE PROGRAM

This division contains funding for the following programs:

- Indigent Care Program - This program provides partial reimbursement to participating hospitals and clinics that serve uninsured or under-insured clients. To be eligible for this program, clients must have income or assets equal to or lower than 250 percent of the federal poverty level (FPL) and may not qualify for assistance through the Medicaid program.
- Children's Basic Health Plan - This program provides health insurance to otherwise uninsured children from families at or below 250 percent of the federal poverty guidelines. The program also provides health insurance to eligible adult women between 185 percent and 250 percent of the federal poverty guidelines.

Funding sources include the General Fund, provider fees paid by hospitals, tobacco tax and tobacco master settlement revenues, and federal funds.

INDIGENT CARE PROGRAM						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$493,375,663	\$31,189,425	\$172,908,670	\$0	\$289,277,568	0.0
SB 21-043	(55,785,212)	(15,789,127)	(10,993,229)	0	(29,002,856)	0.0
SB 21-205	(22,151,141)	(3,468,691)	(5,121,495)	0	(13,560,955)	0.0
<b>TOTAL</b>	<b>\$415,439,310</b>	<b>\$11,931,607</b>	<b>\$156,793,946</b>	<b>\$0</b>	<b>\$246,713,757</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$415,439,310	\$11,931,607	\$156,793,946	\$0	\$246,713,757	0.0
Disproportionate share hospitals	48,150,724	0	21,090,017	0	27,060,707	0.0
Annualize prior year budget actions	14,369,921	508,796	12,825,510	0	1,035,615	0.0
Clinic based indigent care	(6,039,386)	(2,832,473)	0	0	(3,206,913)	0.0
Child Health Plan Plus	(1,255,859)	16,499,756	(7,758,205)	0	(9,997,410)	0.0
Technical adjustments	(409,954)	0	(409,954)	0	0	0.0
<b>SB 21-205</b>	<b>\$470,254,756</b>	<b>\$26,107,686</b>	<b>\$182,541,314</b>	<b>\$0</b>	<b>\$261,605,756</b>	<b>0.0</b>
SB 21-212	25,330,755	0	0	0	25,330,755	0.0
<b>TOTAL</b>	<b>\$495,585,511</b>	<b>\$26,107,686</b>	<b>\$182,541,314</b>	<b>\$0</b>	<b>\$286,936,511</b>	<b>0.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$80,146,201</b>	<b>\$14,176,079</b>	<b>\$25,747,368</b>	<b>\$0</b>	<b>\$40,222,754</b>	<b>0.0</b>
Percentage Change	19.3%	118.8%	16.4%	n/a	16.3%	n/a

<sup>1</sup> Includes \$395,925 in FY 2020-21 and \$420,001 in FY 2021-22 that is not subject to the statutory restriction on state General Fund appropriations imposed by Section 24-75-201.1, C.R.S.

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-043 includes a decrease of \$52.6 million total funds, including a decrease of \$14.0 million General Fund, for a more recent forecast of utilization and enrollment of children and pregnant women in the Children's Basic Health Plan and a decrease of \$3.2 million total funds, including a decrease of \$1.8 million General Fund, to reflect the enhanced federal match available through the federal Families First Coronavirus Response Act.

Senate Bill 21-205 includes: a decrease of \$15.2 million total funds, including a decrease of \$3.5 million General Fund, for a more recent forecast of utilization and enrollment of children and pregnant women in the Children's Basic Health Plan; a decrease of \$8.2 million total funds for Safety Net Provider Payments based on projected federal payments for disproportionate share hospitals and the required state match from the Healthcare Affordability and Sustainability Cash Fund; and an increase of \$1.3 million total funds for a more recent forecast of tobacco revenues.

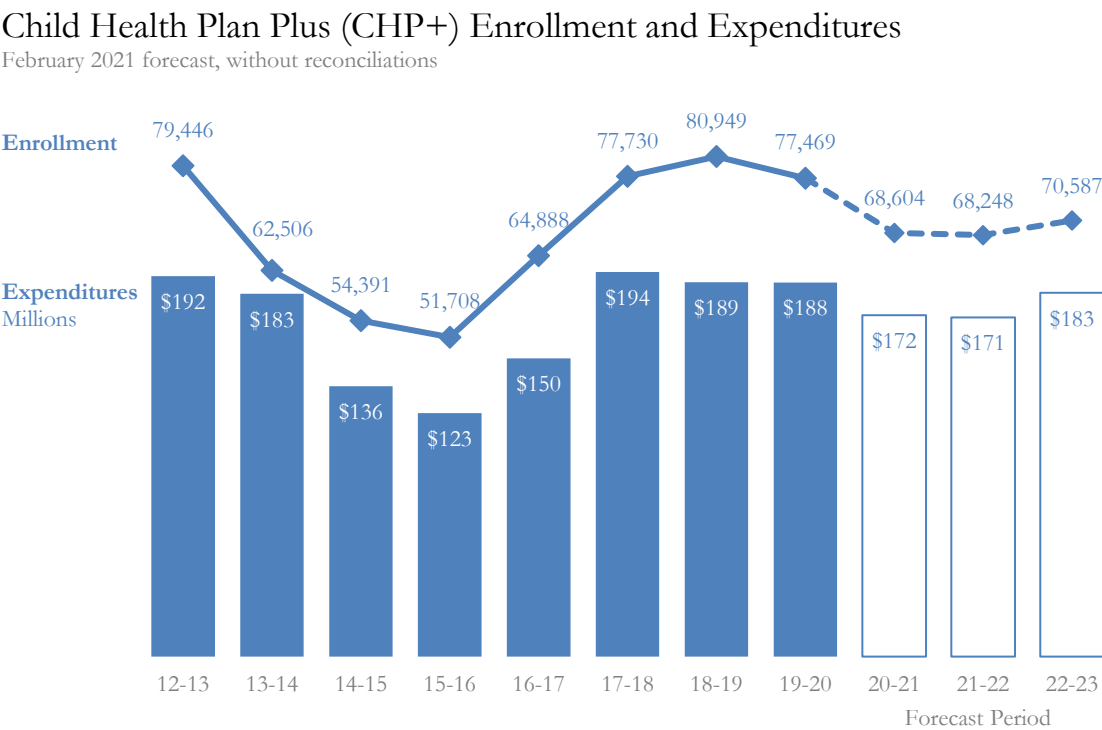
## FY 2021-22 APPROPRIATION HIGHLIGHTS

**DISPROPORTIONATE SHARE HOSPITALS:** The appropriation includes an increase of \$48.2 million total funds to reflect an increase (through the American Rescue Plan Act) in the federal allocation for hospitals that serve a disproportionate share of low-income patients.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes an increase of \$14.4 million total funds to annualize prior year budget actions.

**CLINIC BASED INDIGENT CARE:** The appropriation includes a reduction of \$6.0 million total funds, including a reduction of \$2.8 million General Fund, for clinic based indigent care. Related separate legislation (S.B. 21-212) requires the Department to align payments for primary care with Medicaid and is anticipated to draw an additional \$25.3 million federal funds for providers.

**CHILD HEALTH PLAN PLUS:** The appropriation includes a net decrease of \$1.3 million total funds, including an increase of \$16.5 million General Fund, for children and pregnant women enrolled in the Child Health Plan Plus (CHP+). The graph below summarizes actual and projected enrollment and expenditures over time. The relationship between enrollment in CHP+ and the economy is not always intuitive. For example, in an improving economy enrollment could decrease as people move off of CHP+, or increase as children and pregnant women move from Medicaid to CHP+. Similarly, a declining economy is not necessarily a predictor of enrollment growth as people may migrate from CHP+ to Medicaid.



**TECHNICAL ADJUSTMENTS:** The appropriation includes a reduction \$409,954 total funds to: collapse the funding for Community Centered Boards and Single Entry Points into one line item; make a handful of transfers of contract funds between line items to improve transparency; eliminate a transfer from the Department of Public Health and Environment that is no longer necessary due to a lack of federal matching funds for the transfer; move information technology funding between line items based on a change in the federal authorization for the funding; and reflect the most recent forecast of tobacco tax revenues.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see the *Appendix A, Recent Legislation*.

## OTHER MEDICAL SERVICES

This division contains the funding for:

- The state's obligation under the Medicare Modernization Act for prescription drug benefits
- The Old Age Pension State-Only Medical Program
- Health training programs, including the Commission on Family Medicine and the University Teaching Hospitals
- Public School Health Services

Funding sources for these programs include the General Fund, cash funds for certified public expenditures at school districts, the Old Age Pension Medical and Supplemental Medical Fund, reappropriated funds from Amendment 35 tobacco taxes, and matching federal funds.

OTHER MEDICAL SERVICES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$319,611,267	\$175,554,017	\$74,924,423	\$0	\$69,132,827	0.0
SB 21-043	(11,278,968)	(21,156,552)	(2,237,145)	211,050	11,903,679	0.0
SB 21-205	7,630,928	7,607,548	0	(13,950)	37,330	0.0
<b>TOTAL</b>	<b>\$315,963,227</b>	<b>\$162,005,013</b>	<b>\$72,687,278</b>	<b>\$197,100</b>	<b>\$81,073,836</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$315,963,227	\$162,005,013	\$72,687,278	\$197,100	\$81,073,836	0.0
Medicare Modernization Act	38,759,085	38,759,085	0	0	0	0.0
Public school health services	29,887,398	50,000	17,295,408	0	12,541,990	0.0
Family medicine residencies	1,066,098	500,000	0	0	566,098	0.0
Senior dental program	1,000,000	1,000,000	0	0	0	0.0
SBIRT	250,000	0	250,000	0	0	0.0
Annualize prior year budget actions	0	244,423	0	13,950	(258,373)	0.0
<b>SB 21-205</b>	<b>\$386,925,808</b>	<b>\$202,558,521</b>	<b>\$90,232,686</b>	<b>\$211,050</b>	<b>\$93,923,551</b>	<b>0.0</b>
SB 21-009	1,822,095	1,822,095	0	0	0	0.0
SB 21-137	250,000	0	250,000	0	0	0.0
<b>TOTAL</b>	<b>\$388,997,903</b>	<b>\$204,380,616</b>	<b>\$90,482,686</b>	<b>\$211,050</b>	<b>\$93,923,551</b>	<b>0.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$73,034,676</b>	<b>\$42,375,603</b>	<b>\$17,795,408</b>	<b>\$13,950</b>	<b>\$12,849,715</b>	<b>0.0</b>
Percentage Change	23.1%	26.2%	24.5%	7.1%	15.8%	n/a

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-043 includes:

- a decrease of \$21.3 million General Fund in the forecast for reimbursements to the federal government for prescription drugs for people eligible for both Medicaid and Medicare, primarily due to the enhanced federal match available through the federal Families First Coronavirus Response Act reducing the state's obligation;
- an increase of \$8.8 million total funds for expenditures by school districts and Boards of Cooperative Education Services (BOCES) in support of Medicaid eligible children with an Individual Education Plan (IEP) or Individualized Family Services Plan (IFSP);
- an increase of \$1.2 million total funds, including \$353,723 General Fund, for family medicine residency training programs; and
- a net \$0 total funds change, including a decrease of \$221,043 General Fund, to reflect the enhanced federal match available through the federal Families First Coronavirus Response Act

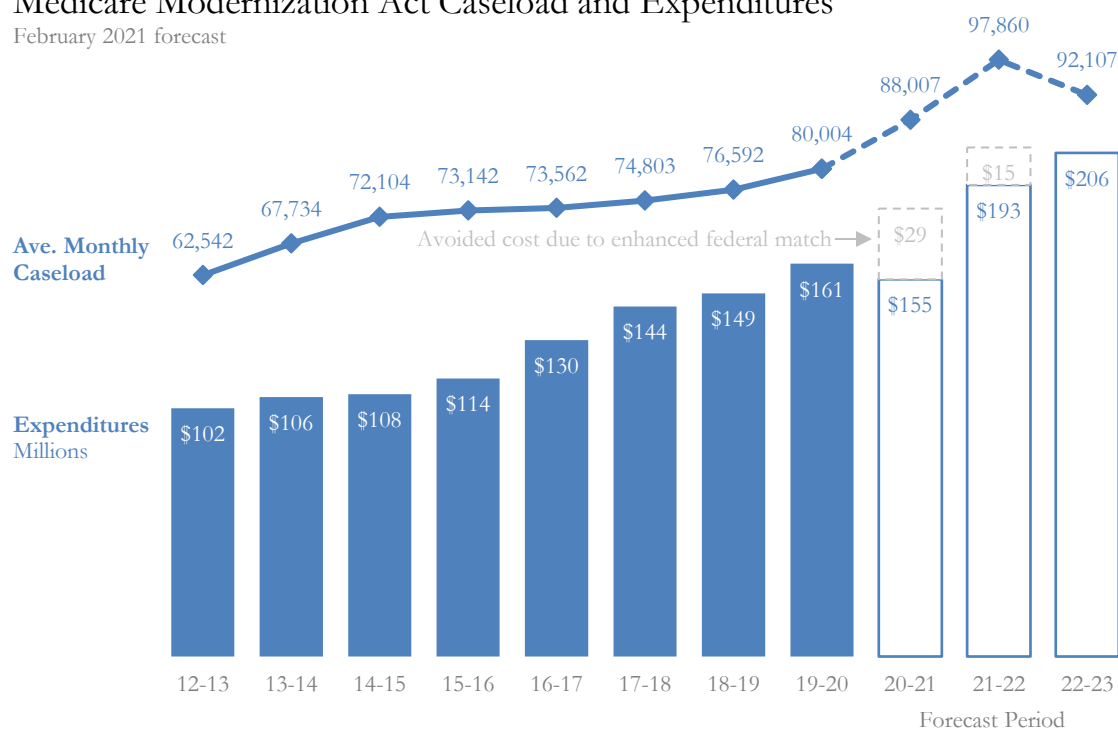
Senate Bill 21-205 includes an increase of \$7.6 million General Fund in the forecast for reimbursements to the federal government for prescription drugs for people eligible for both Medicaid and Medicare and some technical corrections to projected fund sources.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**MEDICARE MODERNIZATION ACT:** The appropriation includes an increase of \$38.8 million General Fund for reimbursements to the federal government for prescription drugs for people eligible for both Medicaid and Medicare based on the most recent forecast of the state's obligation under the federal formula. The graph below shows the actual and projected state obligation over time. The enhanced federal match for Medicaid available through the federal Families First Coronavirus Response Act reduced the state obligation in FY 2020-21 and FY 2021-22.

## Medicare Modernization Act Caseload and Expenditures

February 2021 forecast



**PUBLIC SCHOOL HEALTH SERVICES:** The appropriation includes an increase of \$29.9 million total funds, including an increase of \$50,000 General Fund, based on expected certified public expenditures by school districts and boards of cooperative education services (BOCES) for public school health services and associated administrative costs.

**FAMILY MEDICINE RESIDENCIES:** The appropriation includes an increase of \$1.1 million total funds, including \$500,000 General Fund, to restore a budget balancing reduction to the funding for family medicine residencies that was made in FY 2020-21.

**SENIOR DENTAL PROGRAM:** The appropriation includes an increase of \$1.0 million General Fund to restore a FY 2020-21 reduction to the senior dental program.

**SBIRT:** The appropriation provides an increase of \$250,000 from the Marijuana Tax Cash Fund for the Screening, Brief Intervention, and Referral to Treatment (SBIRT) Training Grant Program.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes a net \$0 total funds change, including an increase of \$244,423 General Fund, to annualize prior year budget actions.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see the *Appendix A, Recent Legislation*.

## DEPARTMENT OF HUMAN SERVICES MEDICAID-FUNDED PROGRAMS

This section contains funding for programs administered by the Department of Human Services that are funded with Medicaid dollars. General Fund is appropriated in this section, matched with anticipated federal funds, and then transferred to the Department of Human Services as Medicaid cash funds.

DEPARTMENT OF HUMAN SERVICES MEDICAID-FUNDED PROGRAMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$122,231,996	\$56,304,139	\$1,888,903	\$0	\$64,038,954	0.0
HB 20-1384	(300,000)	(150,000)	0	0	(150,000)	0.0
SB 21-043	435,570	(2,495,591)	0	0	2,931,161	0.0
SB 21-205	(1,179,541)	(589,771)	0	0	(589,770)	0.0
<b>TOTAL</b>	<b>\$121,188,025</b>	<b>\$53,068,777</b>	<b>\$1,888,903</b>	<b>\$0</b>	<b>\$66,230,345</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$121,188,025	\$53,068,777	\$1,888,903	\$0	\$66,230,345	0.0
Human Services programs	1,801,884	4,001,634	0	0	(2,199,750)	0.0
Provider rates	385,510	190,862	0	0	194,648	0.0
Wraparound services for children	300,000	150,000	0	0	150,000	0.0
Annualize prior year budget actions	12	(434,982)	0	0	434,994	0.0
<b>SB 21-205</b>	<b>\$123,675,431</b>	<b>\$56,976,291</b>	<b>\$1,888,903</b>	<b>\$0</b>	<b>\$64,810,237</b>	<b>0.0</b>
<b>TOTAL</b>	<b>\$123,675,431</b>	<b>\$56,976,291</b>	<b>\$1,888,903</b>	<b>\$0</b>	<b>\$64,810,237</b>	<b>0.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$2,487,406</b>	<b>\$3,907,514</b>	<b>\$0</b>	<b>\$0</b>	<b>(\$1,420,108)</b>	<b>0.0</b>
Percentage Change	2.1%	7.4%	0.0%	n/a	(2.1%)	n/a

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-043 modifies FY 2020-21 appropriations to provide a net increase of \$435,570 total funds, including a decrease of \$2,495,591 General Fund, for the purchase of contract placements in Division of Youth Services facilities.

Senate Bill 21-205 decreases FY 2020-21 appropriations by \$1.2 million total funds, including \$589,771 General Fund, to align Medicaid appropriations with reappropriated funds in the Department of Human Services.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**HUMAN SERVICES PROGRAMS:** The table below summarizes the changes for each division within the Department of Human Services that is responsible for the administration of the program. See the Part III detail of appropriation by administrative section for the Department of Human Services for more information.

DEPARTMENT OF HUMAN SERVICES MEDICAID-FUNDED PROGRAMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 Appropriation</b>	\$122,367,566	\$53,658,548	\$1,888,903	\$0	\$66,820,115	0.0
SB 21-205	(1,179,541)	(589,771)	0	0	(589,770)	0.0
<b>FY 2020-21 Adjusted Appropriation</b>	<b>\$121,188,025</b>	<b>\$53,068,777</b>	<b>\$1,888,903</b>	<b>\$0</b>	<b>\$66,230,345</b>	<b>0.0</b>
CHANGES FROM FY 2020-21 APPROPRIATION						
Executive Director's Office	\$196,863	\$98,433	\$0	\$0	\$98,430	0.0
Office of Information Technology Services	0	0	0	0	0	0.0
Division of Child Welfare	573,653	667,336	0	0	(93,683)	0.0
Office of Early Childhood	0	242,069	0	0	(242,069)	0.0
Office of Self Sufficiency	0	0	0	0	0	0.0
Office of Behavioral Health Services	715,653	631,927	0	0	83,726	0.0
Services for People with Disabilities	0	1,719,346	0	0	(1,719,346)	0.0
Adult Assistance Programs, Community Services for the Elderly	0	0	0	0	0	0.0
Division of Youth Corrections	(96,430)	(449)	0	0	(95,981)	0.0
Other	1,097,667	548,852	0	0	548,815	0.0
<b>TOTAL FY 2021-22 LONG BILL APPROPRIATION</b>	<b>\$2,487,406</b>	<b>\$3,907,514</b>	<b>\$0</b>	<b>\$0</b>	<b>(\$1,420,108)</b>	<b>0.0</b>
\$ Change from prior year	\$2,487,406	\$3,907,514	\$0	\$0	(\$1,420,108)	0.0

DEPARTMENT OF HUMAN SERVICES MEDICAID-FUNDED PROGRAMS

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
% Change from prior year	2.1%	7.4%	n/a	n/a	(2.1%)	n/a

**PROVIDER RATES:** The appropriation includes \$385,510 total funds, including \$190,862 General Fund, for a common policy provider rate increase for most community providers of 2.5 percent.

**WRAPAROUND SERVICES FOR CHILDREN** The appropriation includes \$300,000 total funds, including \$150,000 General Fund, to restart implementation of S.B. 19-195 that will provide wraparound services for children with behavioral health needs.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impacts of prior year legislation and budget actions.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see the *Appendix A, Recent Legislation*.



# Details

## DEPARTMENT OF HIGHER EDUCATION

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

DEPARTMENT OF HIGHER EDUCATION						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$3,771,896,511</b>	<b>\$612,749,705</b>	<b>\$2,701,753,080</b>	<b>\$431,543,250</b>	<b>\$25,850,476</b>	<b>26,733.3</b>
<b>BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION</b>						
Department Administrative Office	5,213,901	332,334	3,099,995	1,192,140	589,432	0.0
Colorado Commission on Higher Education and Higher Education Special Purpose Programs	140,447,661	33,658,514	73,520,135	27,856,260	5,412,752	87.7
Colorado Commission on Higher Education Financial Aid	230,640,219	214,320,698	15,000,000	1,319,521	0	0.0
College Opportunity Fund Program	345,306,937	345,306,937	0	0	0	0.0
Governing Boards	2,920,624,746	0	2,576,052,209	344,572,537	0	26,304.1
Local District College Grants Pursuant to Section 23-71-301, C.R.S.	9,919,040	8,258,807	1,660,233	0	0	0.0
Division of Occupational Education	56,948,679	5,842,209	0	32,240,551	18,865,919	32.0
Auraria Higher Education Center	29,439,958	2,750,000	2,750,000	23,939,958	0	189.0
History Colorado	33,355,370	2,280,206	29,670,508	422,283	982,373	120.5
<b>BREAKDOWN OF TOTAL APPROPRIATION BY BILL</b>						
HB 20-1360 Long Bill	\$3,972,963,677	\$610,162,421	\$2,903,252,129	\$433,698,651	\$25,850,476	26,733.3
HB 20-1364 Opioid awareness approp	(500,000)	0	(500,000)	0	0	0.0
HB 20-1379 Suspend PERA distribution	(441,133)	(160,598)	(280,535)	0	0	0.0
HB 20-1385 Increased Medicaid match	(4,043,532)	(2,021,766)	0	(2,021,766)	0	0.0
HB 20-1398 Modify mech. Cap. Const.	(3,461,717)	(3,461,717)	0	0	0	0.0
HB 20-1399 Suspend gaming transfers	(800,000)	0	(800,000)	0	0	0.0
SB 21-109 Bond payments for Auraria	5,500,000	2,750,000	2,750,000	0	0	0.0
SB 21-205 Long Bill	(212,320,784)	5,481,365	(217,668,514)	(133,635)	0	0.0
SB 21-232 Displaced workers grant	15,000,000	0	15,000,000	0	0	0.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$5,115,829,862</b>	<b>\$1,216,230,141</b>	<b>\$2,894,089,582</b>	<b>\$980,098,751</b>	<b>\$25,411,388</b>	<b>26,549.2</b>
<b>BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION</b>						
Department Administrative Office	6,047,928	578,355	3,417,502	1,583,921	468,150	0.0
Colorado Commission on Higher Education and Higher Education Special Purpose Programs	168,959,449	44,077,753	91,735,133	28,051,603	5,094,960	92.3
Colorado Commission on Higher Education Financial Aid	285,449,946	235,593,061	49,000,000	856,885	0	0.6
College Opportunity Fund Program	893,163,271	893,163,271	0	0	0	0.0
Governing Boards	3,613,896,785	0	2,722,459,354	891,437,431	0	26,103.4
Local District College Grants Pursuant to Section 23-71-301, C.R.S.	22,559,016	21,151,019	1,407,997	0	0	0.0
Division of Occupational Education	67,562,312	14,989,723	0	33,706,670	18,865,919	32.0
Auraria Higher Education Center	24,039,958	0	0	24,039,958	0	200.4
History Colorado	34,151,197	6,676,959	26,069,596	422,283	982,359	120.5
<b>BREAKDOWN OF TOTAL APPROPRIATION BY BILL</b>						
SB 21-205 Long Bill	\$5,056,931,482	\$1,222,058,740	\$2,819,411,196	\$990,050,158	\$25,411,388	26,544.5
SB 21-106 Success high school transition	44,222	44,222	0	0	0	0.6
SB 21-137 Behavioral health recovery act	7,355,000	0	7,355,000	0	0	0.0

DEPARTMENT OF HIGHER EDUCATION						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 21-185 Support educator workforce	3,442,542	3,202,764	0	239,778	0	1.5
SB 21-213 Increased Medicaid match	(20,462,370)	(10,231,185)	0	(10,231,185)	0	0.0
SB 21-215 Open educational resources	1,108,200	1,108,200	0	0	0	1.0
HB 21-1010 Diverse educator report	7,400	7,400	0	0	0	0.0
HB 21-1149 Energy sector career path	1,724,590	0	1,724,590	0	0	0.0
HB 21-1264 Funds workforce dev	10,000,000	0	10,000,000	0	0	0.0
HB 21-1268 Study tech for water mgmt	80,000	40,000	0	40,000	0	0.0
HB 21-1306 Accreditation postsecondary	98,796	0	98,796	0	0	0.6
HB 21-1317 Regulate marijuana concentrates	4,000,000	0	4,000,000	0	0	0.0
HB 21-1330 Higher ed student success	51,500,000	0	51,500,000	0	0	1.0
<b>INCREASE/(DECREASE)</b>	<b>\$1,343,933,351</b>	<b>\$603,480,436</b>	<b>\$192,336,502</b>	<b>\$548,555,501</b>	<b>(\$439,088)</b>	<b>(184.1)</b>
Percentage Change	35.6%	98.5%	7.1%	127.1%	(1.7%)	(0.7%)

<sup>1</sup>Includes General Fund Exempt.

**GENERAL FUND EXEMPT:** Amounts in the General Fund column include appropriations from both the General Fund and General Fund Exempt Account. The General Fund Exempt Account was created by Referendum C, passed by Colorado voters in November 2005. Referendum C allowed the State to retain for FY 2005-06 through FY 2009-10 all revenue collected in excess of the TABOR limit and for FY 2010-11 and subsequent fiscal years all revenues in excess of the TABOR limit but less than the excess state revenues cap. The retained revenue must be placed in the General Fund Exempt Account. The table below shows the amount appropriated from the General Fund Exempt Account for FY 2020-21 and FY 2021-22 for higher education pursuant to Sections 24-77-103.6 (2)(b) and 24-77-104.5 (1)(b)(III), C.R.S.

For additional information on General Fund Exempt appropriations, see Appendix D.

GENERAL FUND SUMMARY	TOTAL GENERAL FUND	GENERAL FUND	GENERAL FUND EXEMPT
FY 2020-21	\$612,749,705	\$37,722,282	\$575,027,423
FY 2021-22	\$1,216,230,141	\$410,989,596	\$805,240,545

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the Department of Higher Education are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$494,995,557	\$0	\$469,584,169	\$0	\$25,411,388

## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### DEPARTMENT ADMINISTRATIVE OFFICE

This division includes funding for centrally appropriated items for the Colorado Commission on Higher Education, the Division of Private Occupational Schools, and History Colorado. These centrally appropriated items include salary survey, risk management, leased space, health benefits, and other miscellaneous expenses. These expenses are not appropriated centrally for the other divisions within the Department. The sources of cash funds include limited gaming revenues deposited in the State Historical Fund and various fees. The source of reappropriated funds is indirect cost recoveries.

DEPARTMENT ADMINISTRATIVE OFFICE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$5,655,034	\$492,932	\$3,380,530	\$1,192,140	\$589,432	0.0
HB 20-1379	(441,133)	(160,598)	(280,535)	0	0	0.0
<b>TOTAL</b>	<b>\$5,213,901</b>	<b>\$332,334</b>	<b>\$3,099,995</b>	<b>\$1,192,140</b>	<b>\$589,432</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$5,213,901	\$332,334	\$3,099,995	\$1,192,140	\$589,432	0.0
Annualize prior year legislation	478,087	25,566	233,519	152,559	66,443	0.0
Centrally appropriated line items	247,886	165,571	30,818	239,222	(187,725)	0.0
Annualize prior year budget actions	54,884	54,884	0	0	0	0.0
<b>SB 21-205</b>	<b>\$5,994,758</b>	<b>\$578,355</b>	<b>\$3,364,332</b>	<b>\$1,583,921</b>	<b>\$468,150</b>	<b>0.0</b>
HB 21-1306	53,170	0	53,170	0	0	0.0
<b>TOTAL</b>	<b>\$6,047,928</b>	<b>\$578,355</b>	<b>\$3,417,502</b>	<b>\$1,583,921</b>	<b>\$468,150</b>	<b>0.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$834,027</b>	<b>\$246,021</b>	<b>\$317,507</b>	<b>\$391,781</b>	<b>(\$121,282)</b>	<b>0.0</b>
Percentage Change	16.0%	74.0%	10.2%	32.9%	(20.6%)	n/a

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of prior year legislation. In this division, the adjustment restores a one-time FY 2020-21 reduction included in H.B. 20-1379 (Suspend PERA Direct Distribution) and includes related changes to the fund sources for the PERA direct distribution payment.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items for central department operations and History Colorado, as detailed in the table below. Costs for the institutions of higher education are not included in these amounts.

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Salary survey	\$508,710	\$47,286	\$332,726	\$96,196	\$32,502	0.0
Payment to risk management / property funds	116,691	0	104,920	11,771	0	0.0
Health, life, and dental	60,221	88,049	30,138	108,606	(166,572)	0.0
Legal services	3,909	0	(10,858)	14,767	0	0.0
Payments to OIT	(357,605)	3,352	(361,866)	909	0	0.0
CORE	(37,662)	0	(14,632)	(23,030)	0	0.0
AED	(20,799)	13,286	(23,616)	15,841	(26,310)	0.0
SAED	(20,799)	13,286	(23,616)	15,841	(26,310)	0.0
Workers' compensation	(3,406)	0	(1,471)	(1,935)	0	0.0
Short-term disability	(1,374)	312	(907)	256	(1,035)	0.0
<b>TOTAL</b>	<b>\$247,886</b>	<b>\$165,571</b>	<b>\$30,818</b>	<b>\$239,222</b>	<b>(\$187,725)</b>	<b>0.0</b>

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the second-year impact of prior year budget actions. In this division, the adjustment restores a one-time 5.0 percent reduction to General Fund personal services appropriations that were taken through the Health, Life, Dental line item in the FY 2020-21 Long Bill.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## COLORADO COMMISSION ON HIGHER EDUCATION AND HIGHER EDUCATION SPECIAL PURPOSE PROGRAMS

This division includes funding for the Commission's staff, the Division of Private Occupational Schools, special purpose initiatives of the Department, and higher education lease purchase payments and related capital costs. The sources of cash funds include indirect cost recoveries, fees paid to the Division of Private Occupational Schools, limited gaming revenues that are used for competitive research grants, and federal mineral lease revenue and tobacco settlement revenue used for certain lease purchase payments. The primary source of reappropriated funds is indirect cost recoveries.

COLORADO COMMISSION ON HIGHER EDUCATION AND HIGHER EDUCATION SPECIAL PURPOSE PROGRAMS						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$139,094,378	\$31,505,231	\$74,320,135	\$27,856,260	\$5,412,752	87.7
HB 20-1398	(3,461,717)	(3,461,717)	0	0	0	0.0
HB 20-1399	(800,000)	0	(800,000)	0	0	0.0
SB 21-205	5,615,000	5,615,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$140,447,661</b>	<b>\$33,658,514</b>	<b>\$73,520,135</b>	<b>\$27,856,260</b>	<b>\$5,412,752</b>	<b>87.7</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$140,447,661	\$33,658,514	\$73,520,135	\$27,856,260	\$5,412,752	87.7
Colorado State Forest Service wildfire mitigation programs at CSU	9,000,000	9,000,000	0	0	0	0.0
Annualize prior year legislation	3,727,985	3,728,260	24	(224)	(75)	(1.0)
Restore Institute of Cannabis Research support	800,000	0	800,000	0	0	0.0
Restore teacher mentor grants	548,477	548,477	0	0	0	0.5
Restore Rural Educator Recruitment, Retention, and Professional Development	500,000	500,000	0	0	0	0.0
Restore Prosecution Fellowship Program	356,496	356,496	0	0	0	0.0
Lease purchase payment adjustments	141,257	(326,708)	328,971	138,994	0	0.0
Add Chief Educational Equity Officer	125,000	125,000	0	0	0	1.0
Indirect cost adjustments	89,118	0	(2,396)	102,403	(10,889)	0.0
Other	0	0	0	0	0	0.0
Annualize Fitzsimons lease purchase pre-payment	(7,645,750)	(7,645,750)	0	0	0	0.0
Colorado Geological Survey	(479,082)	54,878	(175,099)	(51,958)	(306,903)	0.0
Annualize prior year budget actions	(100,000)	0	(100,000)	0	0	0.0
Other	(925)	0	(7,128)	6,128	75	0.0
<b>SB 21-205</b>	<b>\$147,510,237</b>	<b>\$39,999,167</b>	<b>\$74,364,507</b>	<b>\$28,051,603</b>	<b>\$5,094,960</b>	<b>88.2</b>
SB 21-137	4,825,000	0	4,825,000	0	0	0.0
SB 21-185	2,962,986	2,962,986	0	0	0	1.5
SB 21-215	1,108,200	1,108,200	0	0	0	1.0
HB 21-1010	7,400	7,400	0	0	0	0.0
HB 21-1264	10,000,000	0	10,000,000	0	0	0.0
HB 21-1306	45,626	0	45,626	0	0	0.6
HB 21-1330	2,500,000	0	2,500,000	0	0	1.0
<b>TOTAL</b>	<b>\$168,959,449</b>	<b>\$44,077,753</b>	<b>\$91,735,133</b>	<b>\$28,051,603</b>	<b>\$5,094,960</b>	<b>92.3</b>
<b>INCREASE/(DECREASE)</b>	<b>\$28,511,788</b>	<b>\$10,419,239</b>	<b>\$18,214,998</b>	<b>\$195,343</b>	<b>(\$317,792)</b>	<b>4.6</b>
Percentage Change	20.3%	31.0%	24.8%	0.7%	(5.9%)	5.2%

<sup>1</sup> Includes General Fund Exempt.

### FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-205 adds \$5,615,000 General Fund to pre-pay a portion of the principal for the University of Colorado, Lease Purchase of Academic Facilities at Fitzsimons obligation. This FY 2020-21 payment allows for a reduction of \$2,030,750 General Fund in the payment due in FY 2021-22 and additional out-year reductions. This bill also includes

adjustments to amounts from the General Fund Exempt account and offsetting adjustments to General Fund appropriations that result in a net \$0 impact.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**COLORADO STATE FOREST SERVICE WILDFIRE MITIGATION PROGRAMS AT CSU:** The appropriation increases funding for the Colorado State Forest Service, which is part of Colorado State University (CSU), by \$9.0 million General Fund. This includes an increase for the Forest Restoration and Wildfire Risk Mitigation Grant Program Cash Fund of \$7.0 million, for a total appropriation of \$8.0 million, and an appropriation to the Healthy Forests and Vibrant Communities Fund of \$2.0 million. These appropriations support state staff and community grant programs managed by the Colorado State Forest Service. The funds are for programs to increase forest health and reduce the volume of dead timber and other materials that increase the risk and potential damage from wildfires, particularly in the wildland urban interface. Funding at this level is expected to be ongoing.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1398 Depreciation lease equivalent adjustment (restore)	\$3,461,717	\$3,461,717	\$0	\$0	\$0	0.0
HB 20-1398 Depreciation lease equivalent adjustment (annualize)	1,227,716	1,227,716	0	0	0	0.0
SB 18-200 PERA unfunded liability	(272)	3	24	(224)	(75)	0.0
HB 18-1331 Open educational resources	(961,176)	(961,176)	0	0	0	(1.0)
<b>TOTAL</b>	<b>\$3,727,985</b>	<b>\$3,728,260</b>	<b>\$24</b>	<b>(\$224)</b>	<b>(\$75)</b>	<b>(1.0)</b>

**RESTORE INSTITUTE OF CANNABIS RESEARCH SUPPORT:** The appropriation includes \$800,000 cash funds from the Marijuana Tax Cash Fund to restore funding for the Institute of Cannabis Research to the FY 2019-20 level of \$1.8 million. The appropriation also includes technical changes to provide funding through two line items rather than one, reflecting the Institute's current legal structure, and provides limited roll-forward authority for grants. Institute operations are hosted at CSU Pueblo, although grants support research throughout the state.

**RESTORE TEACHER MENTOR GRANTS:** The appropriation adds \$548,477 General Fund and 0.5 FTE to partially restore funding for grants authorized in S.B. 19-190 (Growing Great Teachers). The program provides financial incentives for experienced teachers who serve as mentors to new teachers and encourages school districts to develop more robust programs for onboarding new educators.

**RESTORE RURAL EDUCATOR RECRUITMENT, RETENTION, AND PROFESSIONAL DEVELOPMENT:** The appropriation restores \$500,000 General Fund for the Rural Educator Recruitment, Retention, and Professional Development line item to provide total funding of \$1.2 million. This line item supports fellowships and stipends for students in education programs who do student teaching in rural districts, provides stipends for teachers in rural areas pursuing alternative teacher certification, and provides stipends for rural teachers who are pursuing National Board Certification or additional training to be certified to teach concurrent enrollment. The line item also supports a contract with a rural education coordinator (currently housed at the University of Northern Colorado) and the high school teacher cadet program.

**RESTORE PROSECUTION FELLOWSHIP PROGRAM:** The appropriation restores \$356,496 General Fund for the Prosecution Fellowship Program that places six recent law school graduates from the University of Colorado and the University of Denver in rural district attorney offices for one-year fellowships to support these offices and learn about district attorney operations in rural areas.

**LEASE PURCHASE PAYMENT ADJUSTMENTS:** The appropriation includes annual technical adjustments to two lease purchase obligations funded in this section: the University of Colorado Health Sciences Center at Fitzsimons lease purchase authorized by H.B. 03-1256; and the Higher Education Federal Mineral Lease (FML) Revenues lease purchase that supported the construction of various higher education capital construction projects in 2008. For both programs, funds from cash fund sources, when available, offset General Fund otherwise required. The adjustments for the two programs for FY 2021-22 allow for a net decrease of \$326,708 General Fund. This incorporates a net decrease of \$465,702 General Fund for the Fitzsimons lease purchase payment, based on an increase in available Tobacco Settlement revenues, and a net increase of \$138,994 General Fund for the FML Revenues lease purchase payment, based on a decline in available FML revenues.

**ADD CHIEF EDUCATIONAL EQUITY OFFICER:** The appropriation includes \$125,000 General Fund and 1.0 FTE for a new Chief Educational Equity Officer position at the Department of Higher Education.

**INDIRECT COST ADJUSTMENTS:** The appropriation includes adjustments consistent with the Department's indirect cost plan.

**ANNUALIZE FITZSIMONS LEASE PURCHASE PRE-PAYMENT:** The appropriation includes the second year impact of a FY 2020-21 Long Bill supplemental appropriation to pre-pay a portion of the Fitzsimons lease purchase obligation. The FY 2021-22 appropriation eliminates the one-time FY 2020-21 pre-payment amount (\$5,615,000 General Fund) and reduces the FY 2021-22 lease purchase payment for the University of Colorado, Lease Purchase of Academic Facilities at Fitzsimons line item by \$2,030,750 General Fund. Lower lease purchase payments are expected to be ongoing.

**COLORADO GEOLOGICAL SURVEY:** The appropriation removes informational amounts from the appropriation to the Colorado Geological Survey, which is housed at the Colorado School of Mines. The appropriation also includes a 2.5 percent inflationary increase on the funds that are retained in the line item, which consist of General Fund and Severance Tax Tier 1 funds. The inflationary adjustment of \$54,878 is paid from the General Fund due to limitations in available Severance Tax.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the second-year impact of prior year budget actions. In this division, the appropriation eliminates a one-time FY 2020-21 appropriation of \$100,000 cash funds for an information technology system for the Division of Private Occupational Schools.

**OTHER:** The appropriation includes other technical adjustments, including adjustments to amounts from the General Fund Exempt account and offsetting adjustments to General Fund appropriations that result in a net \$0 impact, fund source adjustments for CSU veterinary capital outlay, reductions in fee appropriations for the Western Interstate Commission on Higher Education, and an adjustment to the Gear Up federal funds appropriation.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

---

## COLORADO COMMISSION ON HIGHER EDUCATION FINANCIAL AID

This division includes the state-funded financial aid programs, most of which are administered by the Colorado Commission on Higher Education. This division is supported by General Fund and, in most years, reappropriated funds from indirect cost recoveries.

COLORADO COMMISSION ON HIGHER EDUCATION FINANCIAL AID						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$215,640,219	\$214,320,698	\$0	\$1,319,521	\$0	0.0
SB 21-205	0	0	0	0	0	0.0
SB 21-232	15,000,000	0	15,000,000	0	0	0.0
<b>TOTAL</b>	<b>\$230,640,219</b>	<b>\$214,320,698</b>	<b>\$15,000,000</b>	<b>\$1,319,521</b>	<b>\$0</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$230,640,219	\$214,320,698	\$15,000,000	\$1,319,521	\$0	0.0
Increase operating support for public higher education and financial aid	18,511,024	18,511,024	0	0	0	0.0
Fort Lewis College Native American tuition waiver	2,254,481	2,254,481	0	0	0	0.0
Indirect cost adjustments	0	462,636	0	(462,636)	0	0.0
Other	0	0	0	0	0	0.0
Annualize prior year legislation	(15,000,000)	0	(15,000,000)	0	0	0.0
<b>SB 21-205</b>	<b>\$236,405,724</b>	<b>\$235,548,839</b>	<b>\$0</b>	<b>\$856,885</b>	<b>\$0</b>	<b>0.0</b>
SB 21-106	44,222	44,222	0	0	0	0.6
HB 21-1330	49,000,000	0	49,000,000	0	0	0.0
<b>TOTAL</b>	<b>\$285,449,946</b>	<b>\$235,593,061</b>	<b>\$49,000,000</b>	<b>\$856,885</b>	<b>\$0</b>	<b>0.6</b>
<b>INCREASE/(DECREASE)</b>	<b>\$54,809,727</b>	<b>\$21,272,363</b>	<b>\$34,000,000</b>	<b>(\$462,636)</b>	<b>\$0</b>	<b>0.6</b>
Percentage Change	23.8%	9.9%	226.7%	(35.1%)	n/a	n/a

<sup>1</sup> Includes General Fund Exempt.

### FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-205 includes adjustments to amounts from the General Fund Exempt account and offsetting adjustments to General Fund appropriations that result in a net \$0 impact. Senate Bill 21-232 (Displaced Workers Grant) provides a FY 2020-21 appropriation of \$15,000,000 from the Workers, Employers, and Workforce Centers Cash Fund, from federal Coronavirus State Fiscal Recovery Fund money, for the Colorado Opportunity Scholarship Initiative Displaced Workers Grant. For additional information on S.B. 21-232 see *Appendix A, Recent Legislation*.

### FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INCREASE OPERATING SUPPORT FOR PUBLIC HIGHER EDUCATION AND FINANCIAL AID:** The Department's appropriation includes an increase of 9.6 percent General Fund above the *FY 2019-20* level for fee-for-service contracts and grants that support institutions of public higher education (state governing boards, local district colleges, and area technical colleges). Consistent with statute, financial aid support must increase at the same rate as General Fund support for the governing boards. The aligned increase, which is appropriated in this division, includes \$17,511,024 for Need Based Grants and \$1,000,000 to restore funding for the Colorado Opportunity Scholarship Initiative that was cut in FY 2020-21.

**FORT LEWIS COLLEGE NATIVE AMERICAN TUITION WAIVER:** The appropriation includes an increase of \$2,254,481 General Fund (10.6%) for the Fort Lewis College Native American tuition waiver to provide a total of \$24,045,076 General Fund for the waiver. Waiver payments are mandated by Section 23-52-105 (1)(b)(I), C.R.S., which requires the General Assembly to fund 100 percent of the tuition obligations for qualifying Native American students attending Fort Lewis College. Funding for the tuition waiver is made one year in arrears and is calculated

based on the prior year enrollment estimates. Almost all funds support Native American students who are not Colorado residents, although the majority of these are from tribes with historic ties to Colorado.

**INDIRECT COST ADJUSTMENTS:** The appropriation includes adjustments consistent with the Department's indirect cost plan.

**OTHER:** The appropriation includes adjustments to amounts from the General Fund Exempt account and offsetting adjustments to General Fund appropriations that result in a net \$0 impact.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of prior year legislation. In this division, the appropriation eliminates a one-time appropriation of \$15,000,000 cash funds included in S.B. 21-232 (COSI Displaced Workers Grant).

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## COLLEGE OPPORTUNITY FUND PROGRAM

This section provides funding for student stipend payments for resident students attending state-operated higher education institutions and resident students attending certain private institutions located in the state, as well as fee-for-service contracts between the Commission and the institutions. For a summary of the impact of these changes by governing board, see the Governing Boards section.

COLLEGE OPPORTUNITY FUND PROGRAM						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$347,462,338	\$347,462,338	\$0	\$0	\$0	0.0
HB 20-1385	(2,021,766)	(2,021,766)	0	0	0	0.0
SB 21-205	(133,635)	(133,635)	0	0	0	0.0
<b>TOTAL</b>	<b>\$345,306,937</b>	<b>\$345,306,937</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$345,306,937	\$345,306,937	\$0	\$0	\$0	0.0
Restore General Fund support for public institutions of higher education	474,706,313	474,706,313	0	0	0	0.0
Increase operating support for public higher education and financial aid	79,196,027	79,196,027	0	0	0	0.0
Restore Cybercoding Cryptology Program	2,000,000	2,000,000	0	0	0	0.0
Annualize prior year legislation	1,905,401	1,905,401	0	0	0	0.0
Other	0	0	0	0	0	0.0
<b>SB 21-205</b>	<b>\$903,114,678</b>	<b>\$903,114,678</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
SB 21-185	239,778	239,778	0	0	0	0.0
SB 21-213	(10,231,185)	(10,231,185)	0	0	0	0.0
HB 21-1268	40,000	40,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$893,163,271</b>	<b>\$893,163,271</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$547,856,334</b>	<b>\$547,856,334</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
Percentage Change	158.7%	158.7%	n/a	n/a	n/a	n/a

<sup>1</sup> Includes General Fund Exempt.

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-205 adjusts appropriations in H.B. 20-1385 (Use of Increased Medicaid Match) based on updated information about some federal Medicaid match funds available for the University of Colorado Health Sciences



Center. It also includes adjustments to amounts from the General Fund Exempt account and offsetting adjustments to General Fund appropriations that result in a net \$0 impact.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**RESTORE GENERAL FUND SUPPORT FOR PUBLIC INSTITUTIONS OF HIGHER EDUCATION:** The appropriation includes an increase of \$494,179,143 General Fund for student stipends, fee-for-service contracts, and grants that support public institutions of higher education (state governing boards, local district colleges, and area technical colleges). Of this amount, \$473,714,873 General Fund is appropriated in this division and reappropriated to state institutions of higher education. In addition, \$991,440 General Fund is appropriated in this division for stipends for students attending private institutions. The overall increase restores most General Fund support for higher education institutions to the FY 2019-20 level. As part of these changes, the appropriation restores student stipends for students attending state institutions to the FY 2019-20 level of \$94 per credit hour and restores stipends for qualified low-income students attending private institutions to the FY 2019-20 level of \$47 per credit hour.

**INCREASE OPERATING SUPPORT FOR PUBLIC HIGHER EDUCATION AND FINANCIAL AID:** The appropriation includes an increase of \$100,273,947 General Fund (9.6 percent) for fee-for-service contracts and grants that support institutions of public higher education (state governing boards, local district colleges, and area technical colleges) and financial aid. Of the General Fund, \$79,196,026 is for fee-for-service contract amounts that are appropriated in this division.

**RESTORE CYBERCODING CRYPTOLOGY PROGRAM:** The appropriation restores funding for the Cybercoding Cryptology Program to the level in FY 2019-20, eliminating a FY 2020-21 cut of \$2,000,000 General Fund. The General Fund is then reappropriated to the governing boards to fully restore support to the FY 2019-20 level. The program supports the development of cybersecurity certificates and degree programs at state institutions, as well as grants to the National Cybersecurity Center (via the University of Colorado at Colorado Springs) and other institutional programs to support cybersecurity research and promote development of the cybersecurity profession and industry in Colorado.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1385 Use of increased Medicaid match	\$2,155,401	\$2,155,401	\$0	\$0	\$0	0.0
SB 16-196 Inclusive HED pilot	(250,000)	(250,000)	0	0	0	0.0
<b>TOTAL</b>	<b>\$1,905,401</b>	<b>\$1,905,401</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**OTHER:** The appropriation includes adjustments to amounts from the General Fund Exempt account and offsetting adjustments to General Fund appropriations that result in a net \$0 impact.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## GOVERNING BOARDS

This division includes cash funds for the state-operated higher education institutions from tuition, tobacco settlement money, mandatory student fees, limited gaming funds, and Marijuana Tax Cash Funds. It also includes reappropriated funds for student stipend payments and fee-for-service contracts with the state governing boards. Amounts shown as reappropriated funds in this section are appropriated first as General Fund in the College Opportunity Fund Program section. *Additional background on higher education funding is included at the bottom of this section.*

GOVERNING BOARDS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS <sup>1</sup>	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$3,140,948,661	\$0	\$2,794,220,723	\$346,727,938	\$0	26,304.1
HB 20-1364	(500,000)	0	(500,000)	0	0	0.0
HB 20-1385	(2,021,766)	0	0	(2,021,766)	0	0.0
SB 21-205	(217,802,149)	0	(217,668,514)	(133,635)	0	0.0
<b>TOTAL</b>	<b>\$2,920,624,746</b>	<b>\$0</b>	<b>\$2,576,052,209</b>	<b>\$344,572,537</b>	<b>\$0</b>	<b>26,304.1</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$2,920,624,746	\$0	\$2,576,052,209	\$344,572,537	\$0	26,304.1
Restore General Fund support for public institutions of higher education	473,714,874	0	0	473,714,874	0	0.0
Tuition spending authority	129,704,854	0	129,704,854	0	0	0.0
Increase operating support for public higher education and financial aid	79,196,026	0	0	79,196,026	0	0.0
Student fee adjustments	11,608,144	0	11,608,144	0	0	0.0
Restore Cybercoding Cryptology Program	2,000,000	0	0	2,000,000	0	0.0
Tobacco Master Settlement Agreement revenue adjustment	1,181,818	0	1,181,818	0	0	0.0
Higher education institution employees	0	0	0	0	0	(200.7)
Higher education limited gaming adjustment	(1,792,261)	0	(1,792,261)	0	0	0.0
Annualize prior year legislation	(644,599)	0	(2,550,000)	1,905,401	0	0.0
<b>SB 21-205</b>	<b>\$3,615,593,602</b>	<b>\$0</b>	<b>\$2,714,204,764</b>	<b>\$901,388,838</b>	<b>\$0</b>	<b>26,103.4</b>
SB 21-137	2,530,000	0	2,530,000	0	0	0.0
SB 21-185	239,778	0	0	239,778	0	0.0
SB 21-213	(10,231,185)	0	0	(10,231,185)	0	0.0
HB 21-1149	1,724,590	0	1,724,590	0	0	0.0
HB 21-1268	40,000	0	0	40,000	0	0.0
HB 21-1317	4,000,000	0	4,000,000	0	0	0.0
<b>TOTAL</b>	<b>\$3,613,896,785</b>	<b>\$0</b>	<b>\$2,722,459,354</b>	<b>\$891,437,431</b>	<b>\$0</b>	<b>26,103.4</b>
<b>INCREASE/(DECREASE)</b>	<b>\$693,272,039</b>	<b>\$0</b>	<b>\$146,407,145</b>	<b>\$546,864,894</b>	<b>\$0</b>	<b>(200.7)</b>
Percentage Change	23.7%	n/a	5.7%	158.7%	n/a	(0.8%)

<sup>1</sup> Reappropriated amounts in this section reflect General Fund amounts that are initially appropriated in the College Opportunity Fund Program section.

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-205 includes the following changes to FY 2020-21 appropriations for the governing boards:

- *Adjust Tuition and Fee Estimates:* Reduces tuition spending authority for the state governing boards by a total of \$200,387,631 cash funds based on updated FY 2020-21 forecast data. Also reduces mandatory fee revenue shown for the state governing boards for informational purposes by a total of \$17,280,883 cash funds. The FY 2020-21 Long Bill included estimates developed before the COVID-19 pandemic. The S.B. 21-205 Long Bill supplemental reflects the impact of the pandemic on institutional enrollment, as well as decisions by many institutions to avoid or limit tuition and fee increases given the impact of the pandemic on students.
- *Adjust HB 20-1385 (Use of Increased Medicaid Match):* Amends the appropriation for H.B. 20-1385 to reflect additional savings of \$133,635 reappropriated funds in this division associated with using appropriations for the University of Colorado Health Sciences Center to draw down federal Medicaid matching funds.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**RESTORE GENERAL FUND SUPPORT FOR PUBLIC INSTITUTIONS OF HIGHER EDUCATION:** The appropriation includes an increase of \$494,179,143 General Fund for student stipends, fee-for-service contracts, and grants that support public institutions of higher education (state governing boards, local district colleges, and area technical colleges). Of this amount, \$473,714,874 is reappropriated to state institutions of higher education in this division. The overall increase restores most General Fund support for higher education institutions to the FY 2019-20 level. As part of these changes, the appropriation restores student stipends for students attending state institutions to the FY 2019-20 level of \$94 per credit hour.

**TUITION SPENDING AUTHORITY:** The appropriation includes an increase of \$129,704,854 cash funds spending authority for state public institutions' tuition revenue for FY 2021-22. The spending authority is based on the assumption that undergraduate resident tuition rates will increase by no more than 3.0 percent except at the University of Northern Colorado where these rates may increase by up to 7.0 percent. No limitations are assumed on tuition rates for graduate and nonresident students. The FY 2021-22 Long Bill includes total tuition spending authority for the state governing boards of \$2.41 billion, of which \$1.32 billion is estimated to be from students with in-state tuition status (Colorado residents) and \$1.09 billion is estimated to be from students classified as nonresidents. Total tuition revenue for FY 2021-22 is projected to be well above FY 2020-21 but still slightly below the FY 2019-20 actual tuition revenue of \$2.43 billion. The FY 2021-22 projection reflects the steep revenue decline estimated for FY 2020-21 and a substantial bounce-back projected for FY 2021-22.

**INCREASE OPERATING SUPPORT FOR PUBLIC HIGHER EDUCATION AND FINANCIAL AID:** The appropriation includes an increase of \$100,273,947 General Fund for fee-for-service contracts and grants that support institutions of public higher education (state governing boards, local district colleges, and area technical colleges) and financial aid, detailed in the table below. Of the General Fund, \$79,196,026 is for fee-for-service contract amounts that are reappropriated to the state governing boards in this division. For additional information on the funding model steps referenced in the table, see the discussion at the end of this section.

INCREASE FOR PUBLIC HIGHER EDUCATION AND FINANCIAL AID					
	BASE FUNDING FOR STUDENT STIPENDS, FEE- FOR-SERVICE CONTRACTS UNDER 23-18-303.5, SPECIALTY EDUCATION, AND GRANTS FOR LOCAL DISTRICT AND AREA TECHNICAL COLLEGES AFTER FUNDS ARE RESTORED TO FY 2019-20 LEVEL	FY 2021-22 INCREASE THROUGH "STEP 2" PERFORMANCE MODEL (4.7% AVERAGE INCREASE)	FY 2021-22 INCREASE THROUGH "STEP 1" AND RELATED - FUNDING SUPPORTING RETENTION AND RECRUITMENT OF LOW-INCOME, UNDERREPRESENTED MINORITY, AND FIRST- GENERATION STUDENTS (4.9% AVERAGE INCREASE)	TOTAL INCREASE	PERCENTAGE INCREASE IN FUNDING
Adams State University	\$17,280,257	\$667,785	\$1,119,388	\$1,787,173	10.3%
Colorado Mesa University	32,184,959	1,466,070	2,025,973	3,492,043	10.8%
Metropolitan State University	63,669,142	3,230,103	5,339,806	8,569,909	13.5%
Western Colorado University	15,035,379	779,717	679,345	1,459,062	9.7%
Colorado State University System	170,828,219	7,705,683	4,809,093	12,514,776	7.3%
Fort Lewis College	14,136,437	555,870	683,352	1,239,222	8.8%
University of Colorado System	241,373,927	10,949,973	8,140,657	19,090,630	7.9%
Colorado School of Mines	25,371,265	1,293,303	912,892	2,206,195	8.7%
University of Northern Colorado	47,004,464	2,170,451	2,549,655	4,720,106	10.0%
Community College System	189,865,735	9,568,286	14,548,624	24,116,910	12.7%
<b>Subtotal, Governing Boards</b>	<b>816,749,784</b>	<b>38,387,241</b>	<b>40,808,785</b>	<b>79,196,026</b>	<b>9.7%</b>
Colorado Mountain College	9,010,042	423,472	234,494	657,966	7.3%
Aims Community College	10,653,783	500,728	328,500	829,228	7.8%
Area Technical Colleges	13,910,021	653,771	425,931	1,079,702	7.8%
<b>TOTAL</b>	<b>\$850,323,630</b>	<b>\$39,965,213</b>	<b>\$41,797,710</b>	<b>\$81,762,923</b>	<b>9.6%</b>
Financial aid programs aligned with funding for institutions	193,849,624	9,048,074	9,462,950	18,511,024	9.6%
<b>GRAND TOTAL</b>	<b>\$1,044,173,254</b>	<b>\$49,013,287</b>	<b>\$51,260,660</b>	<b>\$100,273,947</b>	

**STUDENT FEE ADJUSTMENTS:** The appropriation includes an increase of \$11,608,144 cash funds for the projected increase in higher education mandatory student fee revenue. Mandatory higher education fees are shown for informational purposes only. A Long Bill supplemental reduced the fee projection for FY 2020-21. The FY 2021-22 increase reflects the post-pandemic restoration of some fee amounts.

**RESTORE CYBERCODING CRYPTOLOGY PROGRAM:** The appropriation restores funding for the Cybercoding Cryptology Program to the level in FY 2019-20, eliminating a FY 2020-21 cut of \$2,000,000 General Fund. The General Fund is then reappropriated to the governing boards to fully restore support to the FY 2019-20 level. The program supports the development of cybersecurity certificates and degree programs at state institutions, as well as grants to the National Cybersecurity Center (via the University of Colorado at Colorado Springs) and other institutional programs to support cybersecurity research and promote development of the cybersecurity profession and industry in Colorado.

**TOBACCO MASTER SETTLEMENT AGREEMENT REVENUE ADJUSTMENT:** The appropriation includes an increase of \$1,181,818 cash funds based on revenue deposited to the Tobacco Settlement Health Education Fund appropriated to the Regents of the University of Colorado for programs on the medical campus.

**HIGHER EDUCATION INSTITUTION EMPLOYEES:** The appropriation includes a net decrease of 200.7 FTE in this section, reflecting estimated changes to the net number of faculty and staff employed in educational and related activities at the ten state governing boards. These FTE are shown for informational purposes only.

**HIGHER EDUCATION LIMITED GAMING ADJUSTMENT:** The appropriation includes a decrease of \$1,792,261 cash funds in this section to reflect declines in limited gaming revenue received by state system community colleges and other state governing boards. These funds are received based on Constitutional provisions and are shown for informational purposes only. This decrease reflects the overall decline in receipts from FY 2018-19 to FY 2019-20.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1385 Use of increased Medicaid match	\$2,155,401	\$0	\$0	\$2,155,401	\$0	0.0
SB 19-001 Medication assisted treatment	(2,500,000)	0	(2,500,000)	0	0	0.0
SB 16-196 Inclusive HED pilot	(250,000)	0	0	(250,000)	0	0.0
SB 19-228 Substance use disorders prevention measures (perinatal data project)	(50,000)	0	(50,000)	0	0	0.0
<b>TOTAL</b>	<b>(\$644,599)</b>	<b>\$0</b>	<b>(\$2,550,000)</b>	<b>\$1,905,401</b>	<b>\$0</b>	<b>0.0</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## ADDITIONAL BACKGROUND ON HIGHER EDUCATION FUNDING

### INSTITUTIONAL VERSUS STUDENT PERSPECTIVE ON COSTS AND REVENUE

The tables below include state General Fund operating support, tuition, and mandatory fees included in Long Bill appropriations for the state governing boards. These figures do not include: federal stimulus funding provided directly to institutions, which may be expended in FY 2020-21 and FY 2021-22; capital construction funding provided by the state; or other appropriations included in new legislation, including amounts appropriated by the General Assembly using federal stimulus funds.<sup>1</sup>

<sup>1</sup> For additional information on federal stimulus funds appropriated by the General Assembly, see Appendix D2.

*Institutional perspective -- Total Revenue:* The estimated total revenue per student FTE, based on amounts in S.B. 21-205 (the Long Bill), is shown below.

TOTAL AMOUNT REFLECTED IN THE LONG BILL PER TOTAL STUDENT FTE			
	TOTAL LONG BILL REVENUE (STATE SUPPORT, TUITION, FEES)	TOTAL PROJECTED STUDENT FTE	REVENUE PER STUDENT FTE
Adams State University	\$44,170,418	2,298.3	\$19,219
Colorado Mesa University	112,277,141	7,309.1	15,361
Metropolitan State University	219,471,786	12,651.7	17,347
Western Colorado University	39,340,129	1,906.7	20,633
Colorado State University System	744,794,304	28,177.7	26,432
Fort Lewis College	63,618,719	3,029.2	21,002
University of Colorado System	1,518,130,332	58,979.4	25,740
Colorado School of Mines	207,824,194	6,652.0	31,242
University of Northern Colorado	148,512,433	7,141.8	20,795
Community College System	515,578,187	46,216.1	11,156
<b>TOTAL</b>	<b>\$3,613,717,643</b>	<b>174,362.0</b>	<b>\$20,725</b>

*Student perspective – tuition and fees:* The weighted average of tuition and mandatory fees for resident and nonresident students, based on the tuition and enrollment forecasts are shown below by governing board. Students are typically responsible for the sum of tuition (either resident or nonresident) and mandatory fees, but federal, state, and institutional financial aid may reduce students' out-of-pocket obligations.

STUDENT VIEWPOINT: TUITION AND MANDATORY FEES (WEIGHTED AVERAGE, GRADUATE AND UNDERGRADUATE) FY 2021-22 ESTIMATED			
	RESIDENT TUITION	NONRESIDENT TUITION	MANDATORY FEES (ALL STUDENTS)
Adams State University	\$7,703	\$11,091	\$2,061
Colorado Mesa University	9,156	12,066	744
Metropolitan State University	8,652	23,462	2,345
Western Colorado University	6,326	15,300	2,978
Colorado State University System	11,925	28,536	2,808
Fort Lewis College	7,136	19,532	1,764
University of Colorado System	12,774	35,393	1,637
Colorado School of Mines	16,842	35,364	2,331
University of Northern Colorado	9,653	19,732	2,484
Community College System	5,555	13,220	403

#### STUDENT ENROLLMENT ESTIMATES

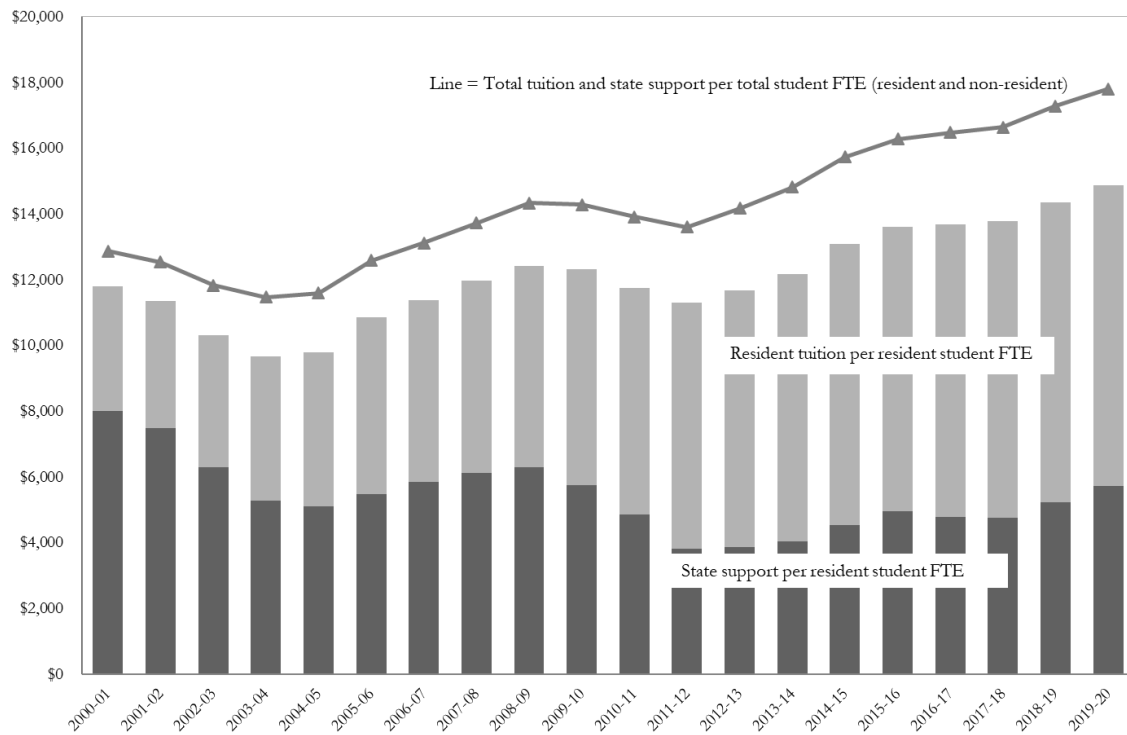
The estimates below reflect institutional estimates used for Long Bill calculations.

FY 2021-22 STUDENT FTE ENROLLMENT ESTIMATES USED FOR LONG BILL APPROPRIATIONS (INSTITUTIONAL FORECAST)			
	RESIDENT STUDENT FTE	NON-RESIDENT STUDENT FTE	TOTAL STUDENT FTE
Adams State University	1,513.3	785.0	2,298.3
Colorado Mesa University	6,148.2	1,160.9	7,309.1
Metropolitan State University	12,125.0	526.7	12,651.7
Western Colorado University	1,360.0	546.7	1,906.7
Colorado State University System	19,450.4	8,727.3	28,177.7
Fort. Lewis College	1,312.2	1,717.0	3,029.2
University of Colorado System	41,692.8	17,286.6	58,979.4
Colorado School of Mines	3,806.3	2,845.7	6,652.0
University of Northern Colorado	6,138.8	1,003.0	7,141.8
Community College System	44,155.4	2,060.7	46,216.1
<b>TOTAL</b>	<b>137,702.4</b>	<b>36,659.6</b>	<b>174,362.0</b>

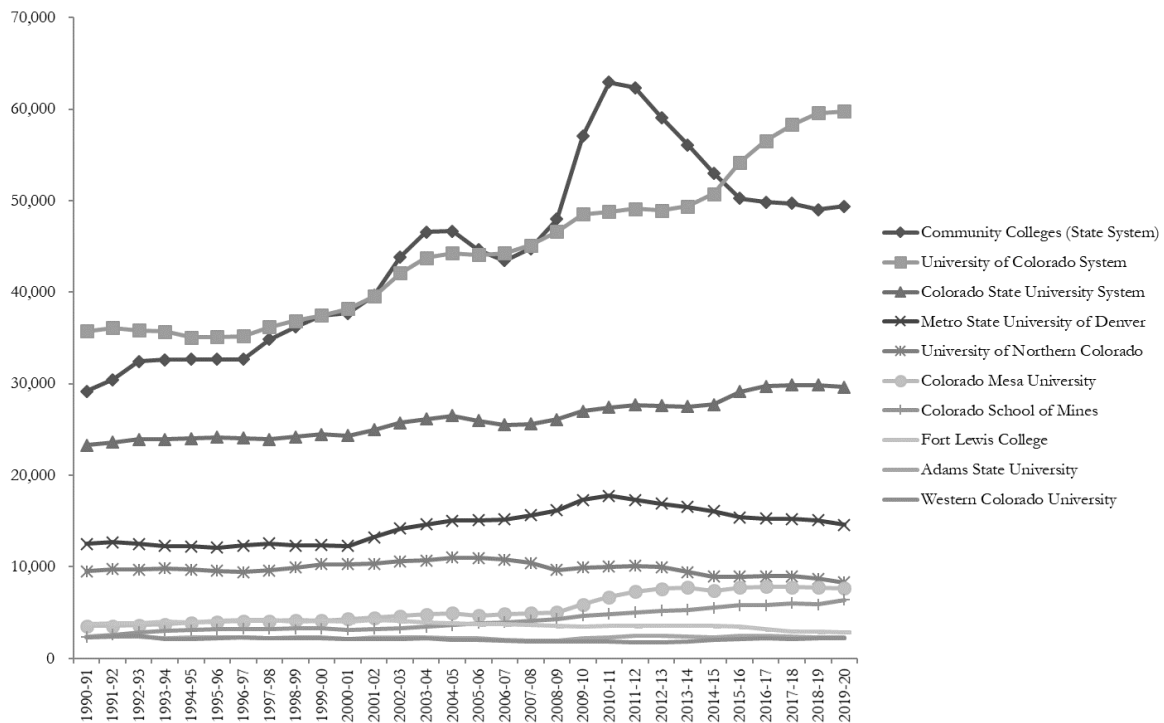
## HIGHER EDUCATION ENROLLMENT AND FUNDING TRENDS

The charts below are based on actual data through FY 2019-20. Based on February 2021 estimates used for the Long Bill, both revenue and student FTE were expected to decline for FY 2020-21 but rebound to close to the FY 2019-20 levels in FY 2021-22.

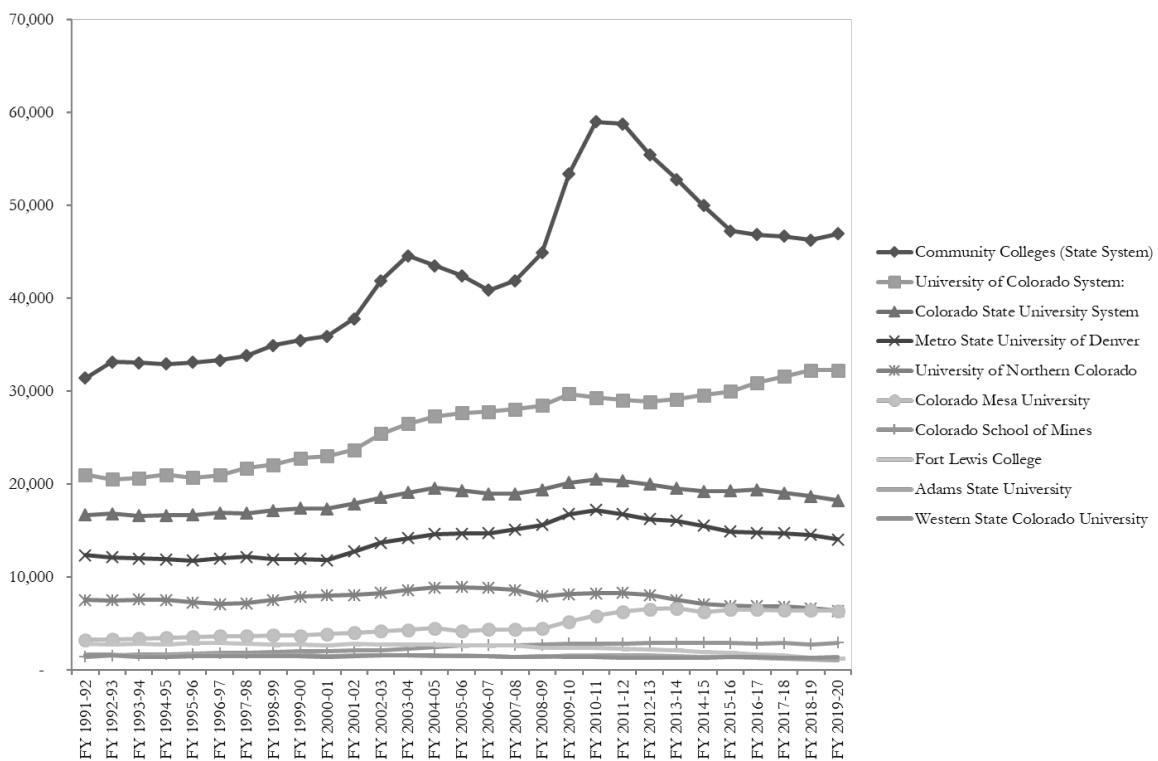
HIGHER EDUCATION STATE INSTITUTIONS' TUITION AND STATE SUPPORT  
PER STUDENT FTE IN CONSTANT FY 2019-20 DOLLARS



TOTAL STUDENT FTE  
(RESIDENT & NONRESIDENT, UNDERGRADUATE & GRADUATE)  
HIGHER EDUCATION STATE INSTITUTIONS



RESIDENT UNDERGRADUATE FTE  
HIGHER EDUCATION STATE INSTITUTIONS



## *FUNDING ALLOCATION MODEL*

House Bill 20-1366 created a new funding model beginning in FY 2021-22 that includes provisions for calculating fee-for-service contracts for state institutions and makes related changes to the calculation of state funding to support specialty education programs (e.g., medical and veterinary programs), area technical colleges, and local district colleges.

*COMPONENTS OF THE NEW MODEL:* Under the new funding model, fee-for-service contracts for institutions are based on 3 components:

- Step 1: Ongoing additional funding;
- Step 2: Performance funding; and
- Step 3: Temporary additional funding.

**Ongoing additional funding** is base building and may be awarded to an institution to make progress toward the commission's higher education master plan goals. The bill included a formula that may be used to recognize an institution's additional costs associated with educating and providing services to first-generation undergraduate students. Other mechanisms for distributing ongoing additional funding may also be used.

**Performance funding** is calculated based on an institution's change over time in performance on each performance funding metric compared to other institutions' change in performance and adjusted based on each institution's share of funding in the previous state fiscal year.

The performance funding metrics include: resident student full-time equivalent enrollment; credential completion; resident Pell-eligible student population share; resident underrepresented minority student population share; retention rate; one-hundred-percent-of-time graduation rate; one-hundred-fifty-percent-of-time graduation rate; and resident first-generation undergraduate student population share.

The Joint Budget Committee determines the amount of funding allocated to each performance funding metric for a fiscal year after considering recommendations from the Colorado Commission on Higher Education and Department of Higher Education that are developed in collaboration with the institutions.

**Temporary additional funding**, which is not base building, may be awarded to an institution for a specified period of time to address Commission master plan goals or other areas the commission identifies.

*SPECIAL PROGRAMS:* Minimum funding for specialty education programs, local district colleges, and area technical colleges provided pursuant to Section 23-18-304, Colorado Revised Statutes, is based on their previous year's funding, increased or decreased by the average percentage change in funding provided through the performance portion of the model. However, these programs may receive additional support.

*MODEL VERSION USED IN FY 2021-22:* For FY 2021-22, the Long Bill provides an increase of 4.7 percent (\$40.0 million) for the institutions over the restored FY 2019-20 base through the performance funding portion of the model (Step 2) and 4.9 percent (\$41.8 million) through Step 1 of the model and related adjustments. The Step 1 distribution components used include: enrollment of first generation students, enrollment of underrepresented minority students, enrollment of Pell eligible (low income) students, and improvements in retention of underrepresented minority students. An accompanying footnote expresses legislative intent that the Step 1 amounts be used to prioritize recruiting and retaining first generation, underrepresented minority, and low income students in FY 2021-22 and future years consistent with the goals of Colorado's Higher Education Master Plan. This may include the development, enhancement, and expansion of programs to recruit and retain such students as well as steps to reduce the cost of higher education through tuition rate freezes, reductions, and need-based scholarships for Colorado resident students.



## LOCAL DISTRICT COLLEGE GRANTS PURSUANT TO SECTION 23-71-301, C.R.S.

This section subsidizes the operations of the state's two local district colleges: Aims Community College and Colorado Mountain College. These two institutions have special property tax districts that support their operations and governing boards that are independent from state-operated governing board systems. Students from the special property tax districts pay discounted tuition rates. The source of cash funds is limited gaming money.

LOCAL DISTRICT COLLEGE GRANTS PURSUANT TO SECTION 23-71-301, C.R.S.						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$9,919,040	\$8,258,807	\$1,660,233	\$0	\$0	0.0
SB 21-205	0	0	0	0	0	0.0
<b>TOTAL</b>	<b>\$9,919,040</b>	<b>\$8,258,807</b>	<b>\$1,660,233</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$9,919,040	\$8,258,807	\$1,660,233	\$0	\$0	0.0
Restore General Fund support for public institutions of higher education	11,405,018	11,405,018	0	0	0	0.0
Increase operating support for public higher education and financial aid	1,487,194	1,487,194	0	0	0	0.0
Other	0	0	0	0	0	0.0
Higher Education limited gaming adjustment	(252,236)	0	(252,236)	0	0	0.0
<b>SB 21-205</b>	<b>\$22,559,016</b>	<b>\$21,151,019</b>	<b>\$1,407,997</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
<b>TOTAL</b>	<b>\$22,559,016</b>	<b>\$21,151,019</b>	<b>\$1,407,997</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
<b>INCREASE/(DECREASE)</b>	\$12,639,976	\$12,892,212	(\$252,236)	\$0	\$0	0.0
Percentage Change	127.4%	156.1%	(15.2%)	n/a	n/a	n/a

<sup>1</sup>Includes General Fund Exempt.

### FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-205 includes adjustments to amounts from the General Fund Exempt account and offsetting adjustments to General Fund appropriations that result in a net \$0 impact.

### FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**RESTORE GENERAL FUND SUPPORT FOR PUBLIC INSTITUTIONS OF HIGHER EDUCATION:** The appropriation includes an increase of \$494,179,143 General Fund for student stipends, fee-for-service contracts, and grants that support public institutions of higher education (state governing boards, local district colleges, and area technical colleges). Of this amount, \$11,405,018 General Fund is appropriated in this section for grants to the local district colleges (Aims Community College and Colorado Mountain College).

**INCREASE OPERATING SUPPORT FOR PUBLIC HIGHER EDUCATION AND FINANCIAL AID:** The appropriation includes an increase of \$100,273,947 General Fund for fee-for-service contracts and grants that support institutions of public higher education (state governing boards, local district colleges, and area technical colleges) and financial aid. Of this amount, \$1,487,194 General Fund is appropriated in this section for grants to the local district colleges (Aims Community College and Colorado Mountain College).

**OTHER:** The appropriation includes adjustments to amounts from the General Fund Exempt account and offsetting adjustments to General Fund appropriations that result in a net \$0 impact.

**HIGHER EDUCATION LIMITED GAMING ADJUSTMENT:** The appropriation includes a decrease of \$252,236 cash funds in this section to reflect declines in limited gaming revenue received by local district colleges. These funds are

received based on Constitutional provisions and are shown for informational purposes only. This decrease reflects the overall decline in receipts from FY 2018-19 to FY 2019-20.

## DIVISION OF OCCUPATIONAL EDUCATION

This division supervises and administers state occupational education programs and approves the allocation and distribution of state and federal vocational education funds to the community colleges, local district colleges, area technical colleges, secondary school districts, and any other appropriate state and local educational agencies or institutions. This division also coordinates resources available for the promotion of job development, job training, and job retraining in the state. The primary source of reappropriated funds is a transfer from the Department of Education for career and technical education, but there is also a smaller transfer from the Governor's Office for training related to economic development, as well as indirect cost recoveries. The federal funds are from grants from the Carl D. Perkins Vocational and Technical Education Act and miscellaneous smaller grants.

DIVISION OF OCCUPATIONAL EDUCATION						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$56,948,679	\$5,842,209	\$0	\$32,240,551	\$18,865,919	32.0
SB 21-205	0	0	0	0	0	0.0
<b>TOTAL</b>	<b>\$56,948,679</b>	<b>\$5,842,209</b>	<b>\$0</b>	<b>\$32,240,551</b>	<b>\$18,865,919</b>	<b>32.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$56,948,679	\$5,842,209	\$0	\$32,240,551	\$18,865,919	32.0
Restore General Fund support for public institutions of higher education	8,067,812	8,067,812	0	0	0	0.0
Increase operating support for public higher education and financial aid	1,079,702	1,079,702	0	0	0	0.0
Restore Colorado First Customized Job Training	1,000,000	0	0	1,000,000	0	0.0
Distribution for Career and Technical Education	466,119	0	0	466,119	0	0.0
Other	0	0	0	0	0	0.0
<b>SB 21-205</b>	<b>\$67,562,312</b>	<b>\$14,989,723</b>	<b>\$0</b>	<b>\$33,706,670</b>	<b>\$18,865,919</b>	<b>32.0</b>
<b>TOTAL</b>	<b>\$67,562,312</b>	<b>\$14,989,723</b>	<b>\$0</b>	<b>\$33,706,670</b>	<b>\$18,865,919</b>	<b>32.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$10,613,633</b>	<b>\$9,147,514</b>	<b>\$0</b>	<b>\$1,466,119</b>	<b>\$0</b>	<b>0.0</b>
Percentage Change	18.6%	156.6%	n/a	4.5%	0.0%	0.0%

<sup>1</sup> Includes General Fund Exempt.

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-205 includes adjustments to amounts from the General Fund Exempt account and offsetting adjustments to General Fund appropriations that result in a net \$0 impact.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**RESTORE GENERAL FUND SUPPORT FOR PUBLIC INSTITUTIONS OF HIGHER EDUCATION:** The appropriation includes an increase of \$494,179,143 General Fund for student stipends, fee-for-service contracts, and grants that support public institutions of higher education (state governing boards, local district colleges, and area technical colleges). Of this amount, \$8,067,812 General Fund is appropriated in this section for grants to the area technical colleges.

**INCREASE OPERATING SUPPORT FOR PUBLIC HIGHER EDUCATION AND FINANCIAL AID:** The appropriation includes an increase of \$100,273,947 General Fund for fee-for-service contracts and grants that support institutions of public higher education (state governing boards, local district colleges, and area technical colleges) and financial aid. Of this amount, \$1,079,702 General Fund is appropriated in this section for grants to the area technical colleges.

**RESTORE COLORADO FIRST CUSTOMIZED JOB TRAINING:** The appropriation includes an increase of \$1,000,000 reappropriated funds transferred from the Governor's Office of Economic Development and International Trade for the Colorado First and Existing Industry job training programs. This program supports employee training through the Colorado Community College System for businesses relocating to or expanding in Colorado. The increase reflects the restoration of funding for this program in the Governor's Office to the FY 2019-20 level of \$4.5 million.

**DISTRIBUTION FOR CAREER AND TECHNICAL EDUCATION:** The appropriation adds \$466,119 reappropriated funds transferred from the Department of Education consistent with amounts in the Department of Education that are used to support career and technical education programs in secondary schools.

**OTHER:** The appropriation includes adjustments to amounts from the General Fund Exempt account and offsetting adjustments to General Fund appropriations that result in a net \$0 impact.

## AURARIA HIGHER EDUCATION CENTER

Established by statute in 1974, the Auraria Higher Education Center (AHEC) is governed by a Board of Directors who oversee the centralized operations of the campus located in Denver. AHEC houses and provides common services to the Community College of Denver, Metropolitan State University of Denver, and the University of Colorado at Denver and Health Sciences Center. Reappropriated funds in this section are from the governing boards located on the campus.

AURARIA HIGHER EDUCATION CENTER						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$23,939,958	\$0	\$0	\$23,939,958	\$0	189.0
SB 21-109	5,500,000	2,750,000	2,750,000	0	0	0.0
<b>TOTAL</b>	<b>\$29,439,958</b>	<b>\$2,750,000</b>	<b>\$2,750,000</b>	<b>\$23,939,958</b>	<b>\$0</b>	<b>189.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$29,439,958	\$2,750,000	\$2,750,000	\$23,939,958	\$0	189.0
Auraria Higher Education Center	100,000	0	0	100,000	0	0.0
Higher education institution employees	0	0	0	0	0	11.4
Annualize prior year legislation	(5,500,000)	(2,750,000)	(2,750,000)	0	0	0.0
<b>SB 21-205</b>	<b>\$24,039,958</b>	<b>\$0</b>	<b>\$0</b>	<b>\$24,039,958</b>	<b>\$0</b>	<b>200.4</b>
<b>TOTAL</b>	<b>\$24,039,958</b>	<b>\$0</b>	<b>\$0</b>	<b>\$24,039,958</b>	<b>\$0</b>	<b>200.4</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$5,400,000)</b>	<b>(\$2,750,000)</b>	<b>(\$2,750,000)</b>	<b>\$100,000</b>	<b>\$0</b>	<b>11.4</b>
Percentage Change	(18.3%)	(100.0%)	(100.0%)	0.4%	n/a	6.0%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-109 (Bond Payments for Auraria Higher Ed Center) includes an appropriation of \$5,500,000, including \$2,750,000 from the General Fund and \$2,750,000 cash funds from institutional sources, for Auraria Higher Education bond payments and bond reserves for FY 2020-21.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**AURARIA HIGHER EDUCATION CENTER:** The appropriation increases spending authority for the Auraria Higher Education Center by \$100,000 for funds received from the institutions operating on the Auraria campus (University of Colorado – Denver, Metropolitan State University of Denver, and the Community College of Denver).

**HIGHER EDUCATION INSTITUTION EMPLOYEES:** The appropriation includes an increase of 11.4 FTE for estimated changes to staffing at the Auraria Higher Education Center. These FTE are shown for informational purposes only.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of prior year legislation. In this division, the appropriation eliminates the amounts appropriated in S.B. 21-109 which were for FY 2020-21 only.

## HISTORY COLORADO

History Colorado, founded in 1879, is an educational institution of the State and acts as trustee for the State in collecting, preserving, exhibiting, and interpreting collections and properties of state historical significance. History Colorado maintains museums and historical sites throughout Colorado and provides assistance to local and regional historical societies and museums. It also distributes gaming revenue to gaming cities and operates a state-wide grant program for historic preservation. Cash funds in this section are primarily from limited gaming funds deposited in the State Historical Fund. Additional sources include cash funds from museum fees, memberships, and other revenue-generating activities and, for informational purposes, support from the State of New Mexico for the Cumbres and Toltec Railroad.

HISTORY COLORADO						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$33,355,370	\$2,280,206	\$29,670,508	\$422,283	\$982,373	120.5
<b>TOTAL</b>	<b>\$33,355,370</b>	<b>\$2,280,206</b>	<b>\$29,670,508</b>	<b>\$422,283</b>	<b>\$982,373</b>	<b>120.5</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$33,355,370	\$2,280,206	\$29,670,508	\$422,283	\$982,373	120.5
Restore Cumbres and Toltec Railroad support	871,500	871,500	0	0	0	0.0
Lease purchase payment adjustments	503,604	0	503,604	0	0	0.0
Annualize prior year legislation	723	44	693	0	(14)	0.0
General Fund support for History Colorado lease purchase payments	0	3,525,209	(3,525,209)	0	0	0.0
History Colorado informational funds adjustments	(580,000)	0	(580,000)	0	0	0.0
<b>SB 21-205</b>	<b>\$34,151,197</b>	<b>\$6,676,959</b>	<b>\$26,069,596</b>	<b>\$422,283</b>	<b>\$982,359</b>	<b>120.5</b>
<b>TOTAL</b>	<b>\$34,151,197</b>	<b>\$6,676,959</b>	<b>\$26,069,596</b>	<b>\$422,283</b>	<b>\$982,359</b>	<b>120.5</b>
<b>INCREASE/(DECREASE)</b>	<b>\$795,827</b>	<b>\$4,396,753</b>	<b>(\$3,600,912)</b>	<b>\$0</b>	<b>(\$14)</b>	<b>0.0</b>
Percentage Change	2.4%	192.8%	(12.1%)	0.0%	(0.0%)	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**RESTORE CUMBRES AND TOLTEC RAILROAD SUPPORT:** The appropriation increases funding for the Cumbres and Toltec Scenic Railroad by \$871,500 General Fund, restoring all funds for operation of the Railroad Commission and 75.0 percent of funds previously authorized for capital-related expenditures to the FY 2019-20 level. Funding provided in FY 2021-22 may be used to support railroad operating costs, as well as maintenance and improvement of

locomotives, tracks, and passenger cars, but is only included for the 2021-22 fiscal year and will not continue in FY 2022-23 without further authorization.

**LEASE PURCHASE PAYMENT ADJUSTMENTS:** The appropriation includes a technical adjustments to the lease purchase payment for the new History Colorado Center authorized in 2008 to reflect a scheduled \$503,604 increase in the annual payment.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of S.B. 18-200 (PERA Unfunded Liability).

**GENERAL FUND SUPPORT FOR HISTORY COLORADO LEASE PURCHASE PAYMENTS:** The appropriation provides General Fund to pay History Colorado's FY 2021-22 lease purchase payment obligation of \$3,525,209 in lieu of limited gaming revenue deposited in the State Historical Fund. The COVID-19 pandemic significantly reduced limited gaming revenue, and, even before the pandemic, History Colorado's limited gaming and earned revenue receipts were not increasing at a rate sufficient to cover escalating lease purchase obligations. General Fund support for History Colorado's annual lease purchase payment is expected to continue in future years.

**HISTORY COLORADO INFORMATIONAL FUNDS ADJUSTMENTS:** The appropriation includes a reduction of \$520,000 for a revised estimate of limited gaming funds distributed to gaming cities from the State Historical Fund and a reduction of \$60,000 in estimated cash funds appropriations by the State of New Mexico to support the Cumbres and Toltec Scenic Railroad. Both amounts are shown for informational purposes only.

# Details

## DEPARTMENT OF HUMAN SERVICES

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

DEPARTMENT OF HUMAN SERVICES						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$2,375,269,818</b>	<b>\$1,034,930,086</b>	<b>\$421,832,773</b>	<b>\$209,414,386</b>	<b>\$709,092,573</b>	<b>5,181.3</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Executive Director's Office	137,156,876	63,540,058	2,895,108	36,614,278	34,107,432	169.3
Office of Information Technology Services	81,043,120	34,478,954	903,809	29,902,711	15,757,646	11.0
Office of Operations	49,150,035	27,550,832	1,428,371	20,170,832	0	424.9
County Administration	87,628,655	29,395,164	22,428,979	0	35,804,512	0.0
Division of Child Welfare	536,580,259	286,305,696	98,105,027	13,601,734	138,567,802	98.7
Office of Early Childhood	352,311,278	143,402,765	51,372,000	7,968,022	149,568,491	99.9
Office of Self Sufficiency	305,391,310	19,277,923	30,768,891	5,525,466	249,819,030	257.2
Office of Behavioral Health	372,119,052	255,694,282	48,341,550	25,722,102	42,361,118	1,470.8
Services for People with Disabilities	135,946,981	1,460,121	47,303,952	65,743,939	21,438,969	1,414.6
Adult Assistance Programs	184,168,684	47,625,388	114,920,459	1,001,800	20,621,037	33.3
Division of Youth Services	133,773,568	126,198,903	3,364,627	3,163,502	1,046,536	1,201.6
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$2,286,142,552	\$974,723,623	\$420,761,170	\$210,141,860	\$680,515,899	5,187.6
SB 20-028 Substance use disorder	74,620	74,620	0	0	0	0.0
SB 20-029 Cost of living CO works	8,424,500	0	0	0	8,424,500	0.0
SB 20-162 Family First policy	637,691	(389,760)	0	936,412	91,039	1.7
HB 20-1153 Quality jobs and services	96,132	0	96,132	0	0	0.0
HB 20-1379 Suspend PERA distribution	(7,450,138)	(5,576,328)	(74,354)	(1,799,456)	0	0.0
HB 20-1384 Eligible at-risk children	(495,380)	(195,380)	0	(300,000)	0	(2.5)
HB 20-1388 General Fund reversions	(4,254,999)	(4,254,999)	0	0	0	(0.7)
HB 20-1390 Discontinue DYS pilots	(610,854)	(610,854)	0	0	0	(4.0)
HB 20-1391 Behavioral health programs	(546,013)	0	(546,013)	0	0	(2.5)
HB 20-1392 Parking program disabilities	(238,497)	(238,497)	0	0	0	(1.0)
HB 20-1398 Modify mech. Cap. Const.	(3,103,396)	(3,103,396)	0	0	0	0.0
HB 20B-1002 Emergency relief child care	45,016,340	45,016,340	0	0	0	1.2
HB 20B-1003 Food Pantry Assistance	5,000,000	5,000,000	0	0	0	0.5
SB 21-044 Supplemental appropriation	30,124,260	8,031,717	1,595,838	435,570	20,061,135	0.0
SB 21-205 Long Bill	(2,347,000)	(2,347,000)	0	0	0	0.0
SB 21-236 Capacity early childhood	8,800,000	8,800,000	0	0	0	1.0
SB 21-239 2-1-1 statewide human services	1,000,000	1,000,000	0	0	0	0.0
HB 21-1258 Rapid mental health	9,000,000	9,000,000	0	0	0	0.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$2,957,638,755</b>	<b>\$1,108,252,446</b>	<b>\$548,063,145</b>	<b>\$228,925,941</b>	<b>\$1,072,397,223</b>	<b>5,195.4</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Executive Director's Office	151,014,325	90,589,005	6,692,763	34,607,255	19,125,302	176.9
Office of Information Technology Services	85,902,060	37,064,085	799,160	30,771,182	17,267,633	11.0
Office of Operations	53,265,638	32,670,012	1,443,084	19,152,542	0	418.4
County Administration	88,759,241	29,771,516	22,655,096	0	36,332,629	0.0
Division of Child Welfare	577,341,032	318,873,367	105,877,196	14,049,342	138,541,127	108.0

DEPARTMENT OF HUMAN SERVICES						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Office of Early Childhood	669,122,884	95,757,398	53,852,394	7,968,022	511,545,070	125.0
Office of Self Sufficiency	332,710,315	21,045,701	40,583,340	10,624,751	260,456,523	259.0
Office of Behavioral Health	509,299,756	284,668,739	155,862,750	26,334,705	42,433,562	1,486.2
Services for People with Disabilities	137,741,514	4,580,043	44,874,851	66,847,195	21,439,425	1,414.6
Adult Assistance Programs	220,412,772	68,364,632	111,974,113	16,001,800	24,072,227	34.2
Division of Youth Services	132,069,218	124,867,948	3,448,398	2,569,147	1,183,725	1,161.1
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
<b>SB 21-205 Long Bill</b>	<b>\$2,411,078,475</b>	<b>\$1,070,428,168</b>	<b>\$441,578,967</b>	<b>\$209,274,140</b>	<b>\$689,797,200</b>	<b>5,185.4</b>
SB 21-027 Supplies for CO babies	7,000,000	2,000,000	5,000,000	0	0	1.9
SB 21-071 Limit detention juveniles	(1,002,167)	(1,033,096)	0	(98,199)	129,128	(22.5)
SB 21-118 Mistreatment at-risk adults	173,351	173,351	0	0	0	0.9
SB 21-129 Veteran suicide prevention	1,660,000	1,660,000	0	0	0	0.0
SB 21-131 Protect personal info	14,053	5,000	9,053	0	0	0.1
SB 21-137 Behavioral health recovery	96,790,000	6,240,000	90,550,000	0	0	2.0
SB 21-146 Improve prison release	50,000	50,000	0	0	0	0.0
SB 21-154 Suicide prevention lifeline	5,687,692	0	5,687,692	0	0	1.9
SB 21-199 Barriers public opportunities	178,627	47,768	0	0	130,859	0.0
SB 21-201 Transparency child care	83,375	0	0	0	83,375	0.0
SB 21-217 Market rate study child care	(55,000)	(55,000)	0	0	0	0.0
SB 21-236 Increase capacity early child.	378,864,512	0	0	0	378,864,512	22.0
SB 21-269 Licensing of respite child care	21,352	14,092	0	0	7,260	0.0
SB 21-275 Child Find responsibilities	8,266,779	8,266,779	0	0	0	0.9
SB 21-276 CHRP enrollment	1,162,912	1,162,912	0	0	0	0.5
SB 21-277 Child welfare services	250,000	250,000	0	0	0	0.0
SB 21-278 Reimbursement out of home	250,000	250,000	0	0	0	0.0
SB 21-290 Security for Colorado seniors	30,000,000	15,000,000	0	15,000,000	0	0.0
SB 21-292 Fed. COVID funding victims	9,500,000	0	4,750,000	4,750,000	0	0.0
HB 21-1021 Peer support BH prof.	28,654	26,254	2,400	0	0	0.3
HB 21-1084 Foster children drive licenses	54,180	54,180	0	0	0	0.0
HB 21-1094 Foster youth transition	888,039	408,498	102,125	0	377,416	0.0
HB 21-1099 Identifying domestic abuse	22,500	22,500	0	0	0	0.0
HB 21-1101 Preserving family relations	21,352	13,879	0	0	7,473	0.0
HB 21-1270 Approp to DHS for SNAP	6,000,000	3,000,000	0	0	3,000,000	0.0
HB 21-1276 Prevent substance use dis.	382,908	0	382,908	0	0	0.8
HB 21-1304 Early childhood system	267,161	267,161	0	0	0	1.2
<b>INCREASE/(DECREASE)</b>	<b>\$582,368,937</b>	<b>\$73,322,360</b>	<b>\$126,230,372</b>	<b>\$19,511,555</b>	<b>\$363,304,650</b>	<b>13.1</b>
Percentage Change	24.5%	7.1%	29.9%	9.3%	51.2%	0.3%

<sup>1</sup> Includes appropriations from the CARE subfund of the General Fund for FY 2020-21.

**CARE SUBFUND IN THE GENERAL FUND:** In FY 2020-21, the General Fund column includes appropriations from the CARE subfund in the General Fund. For more information on the CARE subfund in the General Fund see Appendix D.

GENERAL FUND SUMMARY	TOTAL GENERAL FUND	GENERAL FUND	CARE SUBFUND IN THE GENERAL FUND
FY 2020-21	\$1,034,930,086	\$1,340,430,086	\$500,000

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the Department of Human Services are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$620,652,880	\$0	\$292,474,087	\$2,114,134	\$326,064,659

## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### EXECUTIVE DIRECTOR'S OFFICE

This office is responsible for the management and administration of the Department, performing such functions as budgeting, human resources, and quality control, as well as program supervision, coordination, and evaluation. This section includes centrally appropriated line items, such as workers' compensation, legal services, administrative law judge services, and payments related to risk management. In addition, this office contains funding for specific functions including:

- The Juvenile Parole Board;
- The Developmental Disabilities Council;
- The Colorado Commission for the Deaf and Hard of Hearing;
- Compliance with the federal Health Insurance Portability and Accountability Act of 1996 (HIPAA); and
- The Administrative Review Unit, which performs case reviews of children and youth who are placed in out-of-home residential care and conducts formal reviews of county adult protective services cases.

Cash funds include patient payments collected by the mental health institutes and other sources. Reappropriated funds are primarily Medicaid funds transferred from the Department of Health Care Policy and Financing and departmental indirect cost recoveries. Federal fund sources include the Temporary Assistance for Needy Families Block Grant, the Supplemental Nutrition Assistance Program Block Grant, the Child Care Development Funds Block Grant, the Substance Abuse Prevention and Treatment Block Grant, Title IV-E of the Social Security Act funds, Developmental Disabilities Assistance Act funds, and other sources.

EXECUTIVE DIRECTOR'S OFFICE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$143,505,134	\$69,047,050	\$2,873,330	\$37,477,322	\$34,107,432	169.0
SB 20-028	74,620	74,620	0	0	0	0.0
SB 20-162	169,625	(766,787)	0	936,412	0	1.3
HB 20-1153	96,132	0	96,132	0	0	0.0
HB 20-1379	(7,450,138)	(5,576,328)	(74,354)	(1,799,456)	0	0.0
HB 20-1392	(238,497)	(238,497)	0	0	0	(1.0)
SB 21-239	1,000,000	1,000,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$137,156,876</b>	<b>\$63,540,058</b>	<b>\$2,895,108</b>	<b>\$36,614,278</b>	<b>\$34,107,432</b>	<b>169.3</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$137,156,876	\$63,540,058	\$2,895,108	\$36,614,278	\$34,107,432	169.3
Centrally appropriated line items	21,324,487	10,610,536	3,371,463	(3,799,336)	11,141,824	0.0
Annualize prior year balancing actions	11,225,308	11,225,308	0	0	0	0.0
Annualize prior year legislation	7,768,193	5,893,870	74,354	1,799,969	0	7.5
Indirect cost assessment	52,370	0	42,785	8,293	1,292	0.0
Provider rate adjustments	22,855	0	0	22,855	0	0.0
Annualize prior year budget actions	(26,138,505)	(9,340)	0	(3,919)	(26,125,246)	0.0
Division of Youth Services programs	(395,878)	(360,993)	0	(34,885)	0	0.0
<b>SB 21-205</b>	<b>\$151,015,706</b>	<b>\$90,899,439</b>	<b>\$6,383,710</b>	<b>\$34,607,255</b>	<b>\$19,125,302</b>	<b>176.8</b>
SB 21-071	(310,434)	(310,434)	0	0	0	0.0
SB 21-131	9,053	0	9,053	0	0	0.1
SB 21-137	300,000	0	300,000	0	0	0.0
<b>TOTAL</b>	<b>\$151,014,325</b>	<b>\$90,589,005</b>	<b>\$6,692,763</b>	<b>\$34,607,255</b>	<b>\$19,125,302</b>	<b>176.9</b>
<b>INCREASE/(DECREASE)</b>	<b>\$13,857,449</b>	<b>\$27,048,947</b>	<b>\$3,797,655</b>	<b>(\$2,007,023)</b>	<b>(\$14,982,130)</b>	<b>7.6</b>
Percentage Change	10.1%	42.6%	131.2%	(5.5%)	(43.9%)	4.5%



## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-239 adds \$1.0 million General Fund in FY 2020-21 for the Colorado 2-1-1 Collaborative.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items for the following:

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Salary survey	\$10,923,924	\$7,224,238	\$397,032	\$1,567,290	\$1,735,364	0.0
Health, life, and dental	5,232,180	561,217	1,906,960	(2,905,105)	5,669,108	0.0
PERA	3,317,982	1,472,463	975,254	(2,724,509)	3,594,774	0.0
Payment to risk management/property funds	1,254,108	881,948	0	372,160	0	0.0
Shift differential	951,686	766,069	76,469	23,545	85,603	0.0
Administrative Law Judge	26,616	9,431	0	17,185	0	0.0
Short-term disability	9,411	5,091	16,503	(69,158)	56,975	0.0
Legal services	(235,462)	(222,215)	(755)	(12,492)	0	0.0
Workers' compensation	(155,958)	(87,706)	0	(68,252)	0	0.0
<b>TOTAL</b>	<b>\$21,324,487</b>	<b>\$10,610,536</b>	<b>\$3,371,463</b>	<b>(\$3,799,336)</b>	<b>\$11,141,824</b>	<b>0.0</b>

**ANNUALIZE PRIOR YEAR BALANCING ACTIONS:** The appropriation includes adjustments to restore funding for a variety of line items in which funding was reduced through FY 2020-21 budget balancing actions.

ANNUALIZE PRIOR YEAR BALANCING ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Health, life, dental reduction	\$10,956,710	\$10,956,710	\$0	\$0	\$0	0.0
Budget balancing adjustments as a result of COVID expenditures	268,598	268,598	\$0	\$0	\$0	0.0
<b>TOTAL</b>	<b>\$11,225,308</b>	<b>\$11,225,308</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend DD to PERA	\$7,450,138	\$5,576,328	\$74,354	\$1,799,456	\$0	0.0
HB 20-1153 Colorado partnership	809,172	809,172	0	0	0	5.8
SB18-200 PERA unfunded liability	338,643	338,130	0	513	0	0.0
SB 20-162 Family First	180,900	180,900	0	0	0	1.7
SB 21-239 2-1-1 statewide human services referral system	(1,000,000)	(1,000,000)	0	0	0	0.0
SB 20-028 Substance use disorder recovery	(10,660)	(10,660)	0	0	0	0.0
<b>TOTAL</b>	<b>\$7,768,193</b>	<b>\$5,893,870</b>	<b>\$74,354</b>	<b>\$1,799,969</b>	<b>\$0</b>	<b>7.5</b>

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Division's indirect cost assessment.

**PROVIDER RATE ADJUSTMENTS:** The appropriation adds \$22,855 reappropriated funds for an across the board increase of 2.5 percent in the rates paid to most providers.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impacts of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 Necessary expenditures due to COVID-19	(\$26,125,246)	\$0	\$0	\$0	(\$26,125,246)	0.0
FY 20-21 Family First policy	(10,660)	(10,660)	0	0	0	0.0
FY 20-21 HR staffing	(2,599)	1,320	0	(3,919)	0	0.0
<b>TOTAL</b>	<b>(\$26,138,505)</b>	<b>(\$9,340)</b>	<b>\$0</b>	<b>(\$3,919)</b>	<b>(\$26,125,246)</b>	<b>0.0</b>

**DIVISION OF YOUTH SERVICES PROGRAMS:** The appropriation includes a reduction of \$395,878 total funds, including \$360,993 General Fund, for Division of Youth Services programs, as follows:

- \$240,398 total funds, including \$205,513 General Fund, for centrally appropriated line items related to the elimination of the Medical Management Oversight Unit, a reduction in FTE in Client Management staff, a reduction in Administrative Review Division personnel, and a reduction in the Division of Youth Services Research Unit; and
- \$155,480 General Fund for centrally appropriated line items related to the closure of one living unit at the Mount View Youth Services Center and reverting ongoing vacancy savings for unfilled nursing staff positions.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see the *Appendix A, Recent Legislation*.

## OFFICE OF INFORMATION TECHNOLOGY SERVICES

This section contains appropriations for developing and maintaining the major centralized computer systems of the Department, including systems that link to all 64 counties in the state.

OFFICE OF INFORMATION TECHNOLOGY SERVICES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$80,843,481	\$34,321,491	\$946,420	\$29,902,711	\$15,672,859	11.0
SB 20-162	242,250	157,463	0	0	84,787	0.0
HB 20-1391	(42,611)	0	(42,611)	0	0	0.0
<b>TOTAL</b>	<b>\$81,043,120</b>	<b>\$34,478,954</b>	<b>\$903,809</b>	<b>\$29,902,711</b>	<b>\$15,757,646</b>	<b>11.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$81,043,120	\$34,478,954	\$903,809	\$29,902,711	\$15,757,646	11.0
CBMS PEAK	3,540,671	1,768,305	(157,233)	0	1,929,599	0.0
Centrally appropriated line items	703,715	499,924	0	863,176	(659,385)	0.0
Services for children and families at risk of or experiencing child welfare involvement	250,000	162,500	0	0	87,500	0.0
Implement S.B. 19-235 (Automatic Voter Registration)	136,240	61,301	9,973	0	64,966	0.0
Annualize prior year budget actions	5,992	697	0	5,295	0	0.0
Annualize prior year legislation	(199,639)	(157,463)	42,611	0	(84,787)	0.0
<b>SB 21-205</b>	<b>\$85,480,099</b>	<b>\$36,814,218</b>	<b>\$799,160</b>	<b>\$30,771,182</b>	<b>\$17,095,539</b>	<b>11.0</b>
SB 21-071	306,880	202,541	0	0	104,339	0.0
SB 21-199	72,377	19,355	0	0	53,022	0.0
SB 21-269	21,352	14,092	0	0	7,260	0.0
HB 21-1101	21,352	13,879	0	0	7,473	0.0
<b>TOTAL</b>	<b>\$85,902,060</b>	<b>\$37,064,085</b>	<b>\$799,160</b>	<b>\$30,771,182</b>	<b>\$17,267,633</b>	<b>11.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$4,858,940</b>	<b>\$2,585,131</b>	<b>(\$104,649)</b>	<b>\$868,471</b>	<b>\$1,509,987</b>	<b>0.0</b>
Percentage Change	6.0%	7.5%	(11.6%)	2.9%	9.6%	0.0%

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**CBMS PEAK:** The appropriation adds \$3.5 million total funds, including \$1.8 million General Fund, to purchase information technology services from the Governor's Office of Information Technology for the Colorado Benefits Management PEAK System.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items for the following:

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Payments to OIT	\$874,910	\$594,009	\$0	\$940,286	(\$659,385)	0.0
CORE	(171,195)	(94,085)	0	(77,110)	0	0.0
<b>TOTAL</b>	<b>\$703,715</b>	<b>\$499,924</b>	<b>\$0</b>	<b>\$863,176</b>	<b>(\$659,385)</b>	<b>0.0</b>

**SERVICES FOR CHILDREN AND FAMILIES AT RISK OF OR EXPERIENCING CHILD WELFARE INVOLVEMENT:** The appropriation adds \$250,000 total funds, including \$162,500 General Fund, for the implementation of the federal Family First Prevention Services Act of 2018.

**IMPLEMENT S.B. 19-235 (AUTOMATIC VOTER REGISTRATION):** The appropriation adds \$136,240 total funds, including \$61,301 General Fund, to implement S.B. 19-235. This appropriation includes a footnote allowing the Department to roll-forward unspent appropriations through FY 2022-23.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impacts of prior year budget actions, include the FY 2020-21 Salesforce budget action.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1391 Behavioral Health programs	\$42,611	\$0	\$42,611	\$0	\$0	0.0
SB 20-162 Family First	(242,250)	(157,463)	0	0	(84,787)	0.0
<b>TOTAL</b>	<b>(\$199,639)</b>	<b>(\$157,463)</b>	<b>\$42,611</b>	<b>\$0</b>	<b>(\$84,787)</b>	<b>0.0</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see the *Appendix A, Recent Legislation*.

## OFFICE OF OPERATIONS

This section of the budget contains appropriations for various central departmental functions and incorporates four department units: Facilities Management, Accounting, Procurement, and Contract Management. The largest of these units, the Division of Facilities Management, is responsible for managing leased space, vehicle leases, and utility costs, and for operating, cleaning, and maintaining an estimated 301 department buildings and facilities, including ten youth correctional facilities, two state mental health institute campuses, and three regional centers for the developmentally disabled, in addition to department office buildings. The Division of Accounting manages all financial operations and resources, including payments to counties and service providers, overall accounts and controls over expenditures and revenues from multiple state and federal sources, and private party billing for the Department's various community and institutional programs. The Procurement Division purchases goods and services for the Department's programs and operates warehouses and distribution centers for all departmental residential facilities. The Contract Management Unit is responsible for managing the contracting process in the Department, including development, approval, and

performance oversight of all Department contracts. Funding for the Office comes primarily from General Fund and reappropriated funds from indirect cost assessments initially appropriated in each division.

OFFICE OF OPERATIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$51,092,506	\$29,493,303	\$1,428,371	\$20,170,832	\$0	424.9
HB 20-1398	(3,103,396)	(3,103,396)	0	0	0	0.0
SB 21-044	1,160,925	1,160,925	0	0	0	0.0
<b>TOTAL</b>	<b>\$49,150,035</b>	<b>\$27,550,832</b>	<b>\$1,428,371</b>	<b>\$20,170,832</b>	<b>\$0</b>	<b>424.9</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$49,150,035	\$27,550,832	\$1,428,371	\$20,170,832	\$0	424.9
Annualize prior year balancing actions	4,912,414	4,912,414	0	0	0	0.0
Annualize prior year legislation	401,042	401,042	0	0	0	0.0
Centrally appropriated line items	268,847	112,502	0	156,345	0	0.0
Indirect cost assessment	16,490	0	14,713	1,777	0	0.0
Annualize prior year budget actions	(945,041)	32,254	0	(977,295)	0	0.5
Division of Youth Services programs	(538,149)	(339,032)	0	(199,117)	0	(7.0)
<b>SB 21-205</b>	<b>\$53,265,638</b>	<b>\$32,670,012</b>	<b>\$1,443,084</b>	<b>\$19,152,542</b>	<b>\$0</b>	<b>418.4</b>
<b>TOTAL</b>	<b>\$53,265,638</b>	<b>\$32,670,012</b>	<b>\$1,443,084</b>	<b>\$19,152,542</b>	<b>\$0</b>	<b>418.4</b>
INCREASE/(DECREASE)						
	\$4,115,603	\$5,119,180	\$14,713	(\$1,018,290)	\$0	(6.5)
Percentage Change	8.4%	18.6%	1.0%	(5.0%)	n/a	(1.5%)

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-044 modifies FY 2020-21 appropriations to provide an increase of \$1.2 million General Fund for a one-time increase to correct appropriations to line items that fund public health emergency-related incentive pay for staff in institutional settings

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**ANNUALIZE PRIOR YEAR BALANCING ACTIONS:** The appropriation includes adjustments to restore funding for FY 2020-21 budget balancing actions related to COVID-19 expenditures.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1398 Funding Capital Construction	\$1,561,967	\$1,561,967	\$0	\$0	\$0	0.0
SB 21-044 Supplemental bill	(1,160,925)	(1,160,925)	0	0	0	0.0
<b>TOTAL</b>	<b>\$401,042</b>	<b>\$401,042</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items for the following:

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Capitol Complex leased space	\$161,848	\$58,471	\$0	\$103,377	\$0	0.0
Fleet vehicles	106,999	54,031	0	52,968	0	0.0
<b>TOTAL</b>	<b>\$268,847</b>	<b>\$112,502</b>	<b>\$0</b>	<b>\$156,345</b>	<b>\$0</b>	<b>0.0</b>

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Division's indirect cost assessment.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impacts of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 L2 Operating and staffing	\$32,254	\$32,254	\$0	\$0	\$0	0.5
FY 20-21 Statewide indirect cost recoveries	(977,295)	0	0	(977,295)	0	0.0
<b>TOTAL</b>	<b>(\$945,041)</b>	<b>\$32,254</b>	<b>\$0</b>	<b>(\$977,295)</b>	<b>\$0</b>	<b>0.5</b>

**DIVISION OF YOUTH SERVICES PROGRAMS:** The appropriation includes a reduction of \$538,149 total funds, including \$339,032 General Fund, and 7.0 FTE as the result of personal services cost savings strategies implemented in FY 2020-21.

## COUNTY ADMINISTRATION

This section contains appropriations for 64 county departments of social or human services to administer the Supplemental Nutrition Assistance Program (food assistance) and Aid to the Needy Disabled. It also includes appropriations to assist counties with high human services program costs relative to their county property tax bases. Cash funds sources in this section include retained child support collections, fraud refunds, and state revenue intercepts. Federal funds are from the U.S. Department of Agriculture's Supplemental Nutrition Assistance Program and various other sources.

COUNTY ADMINISTRATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$87,628,655	\$29,395,164	\$22,428,979	\$0	\$35,804,512	0.0
<b>TOTAL</b>	<b>\$87,628,655</b>	<b>\$29,395,164</b>	<b>\$22,428,979</b>	<b>\$0</b>	<b>\$35,804,512</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$87,628,655	\$29,395,164	\$22,428,979	\$0	\$35,804,512	0.0
Provider rate adjustments	1,897,085	631,506	379,417	0	886,162	0.0
Annualize prior year budget actions	(766,499)	(255,154)	(153,300)	0	(358,045)	0.0
<b>SB 21-205</b>	<b>\$88,759,241</b>	<b>\$29,771,516</b>	<b>\$22,655,096</b>	<b>\$0</b>	<b>\$36,332,629</b>	<b>0.0</b>
<b>TOTAL</b>	<b>\$88,759,241</b>	<b>\$29,771,516</b>	<b>\$22,655,096</b>	<b>\$0</b>	<b>\$36,332,629</b>	<b>0.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$1,130,586</b>	<b>\$376,352</b>	<b>\$226,117</b>	<b>\$0</b>	<b>\$528,117</b>	<b>0.0</b>
Percentage Change	1.3%	1.3%	1.0%	n/a	1.5%	n/a

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**PROVIDER RATE ADJUSTMENTS:** The appropriation adds \$1.9 million total funds, including \$631,506 General Fund, for an across the board increase of 2.5 percent in the rates paid to most providers.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impacts of prior year budget actions, including the FY 2020-21 one-time provider rate exception for County Administration that did not apply that fiscal year's provider rate reduction.

## DIVISION OF CHILD WELFARE

This section provides funding for programs that protect children from harm and assist families in caring for and protecting their children. Nearly 79.0 percent of funding in this division is allocated to counties, which are responsible for administering child welfare services under the supervision of the Department. Reappropriated funds reflect Medicaid funds and are transferred from the Department of Health Care Policy and Financing. Cash funds include county tax revenues, docket fee revenues, Tobacco Master Settlement funds, and Marijuana Tax Cash Funds. Federal fund sources include those available pursuant to Titles IV-B and IV-E of the Social Security Act, the Title XX Social Services Block Grant, and the Child Abuse Prevention and Treatment Act.

DIVISION OF CHILD WELFARE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$534,758,605	\$286,086,132	\$96,509,189	\$13,601,734	\$138,561,550	98.3
SB 20-162	225,816	219,564	0	0	6,252	0.4
SB 21-044	1,595,838	0	1,595,838	0	0	0.0
<b>TOTAL</b>	<b>\$536,580,259</b>	<b>\$286,305,696</b>	<b>\$98,105,027</b>	<b>\$13,601,734</b>	<b>\$138,567,802</b>	<b>98.7</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$536,580,259	\$286,305,696	\$98,105,027	\$13,601,734	\$138,567,802	98.7
Provider rate adjustments	34,254,542	17,379,706	6,422,475	324,448	10,127,913	0.0
Services for children and families at risk of or experiencing child welfare involvement	3,893,371	1,009,113	2,837,331	0	46,927	2.7
Indirect cost assessment	710,759	0	6,076	3,735	700,948	0.0
Annualize prior year budget actions	119,425	0	0	119,425	0	0.0
Annualize prior year balancing actions	105,115	11,409,783	0	0	(11,304,668)	1.0
Annualize prior year legislation	(1,402,838)	193,000	(1,595,838)	0	0	0.6
<b>SB 21-205</b>	<b>\$574,260,633</b>	<b>\$316,297,298</b>	<b>\$105,775,071</b>	<b>\$14,049,342</b>	<b>\$138,138,922</b>	<b>103.0</b>
SB 21-071	452,768	427,979	0	0	24,789	4.5
SB 21-276	1,162,912	1,162,912	0	0	0	0.5
SB 21-277	250,000	250,000	0	0	0	0.0
SB 21-278	250,000	250,000	0	0	0	0.0
HB 21-1084	54,180	54,180	0	0	0	0.0
HB 21-1094	888,039	408,498	102,125	0	377,416	0.0
HB 21-1099	22,500	22,500	0	0	0	0.0
<b>TOTAL</b>	<b>\$577,341,032</b>	<b>\$318,873,367</b>	<b>\$105,877,196</b>	<b>\$14,049,342</b>	<b>\$138,541,127</b>	<b>108.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$40,760,773</b>	<b>\$32,567,671</b>	<b>\$7,772,169</b>	<b>\$447,608</b>	<b>(\$26,675)</b>	<b>9.3</b>
Percentage Change	7.6%	11.4%	7.9%	3.3%	0.0%	9.4%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-044 modifies FY 2020-21 appropriations to provide an increase of \$1.6 million cash funds, including:

- an increase of \$986,838 cash funds spending authority from the Title IV-E Administrative Cost Cash Fund to align the Department's spending authority with that of the Office of the Respondent Parents' Counsel and the Office of the Child's Representative in the Judicial Branch; and
- an increase of \$609,000 cash funds spending authority from the Excess Federal Title IV-E Reimbursements Cash Fund to provide post-permanency services to eligible families.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**PROVIDER RATE ADJUSTMENTS:** The appropriation adds \$34.3 million total funds, including \$17.4 million General Fund, as follows:

- \$22.3 million total funds, including \$10.7 million General Fund, for targeted provider rate increases required to be implemented by June 30, 2022 pursuant to H.B. 17-1292 (Child Welfare Provider Rates) and S.B. 18-254 (Child Welfare Reforms); and
- \$12.0 million total funds, including \$6.7 million General Fund, for an across the board increase of 2.5 percent in the rates paid to most providers).

**SERVICES FOR CHILDREN AND FAMILIES AT RISK OF OR EXPERIENCING CHILD WELFARE INVOLVEMENT:** The appropriation adds \$3.9 million total funds, including \$1.0 million General Fund, and 2.7 FTE for implementation of programs that serve children and families at risk of or experiencing child welfare involvement.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Department's indirect cost assessment.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impacts of prior year budget actions, including the FY 2020-21 targeted provider rate increase for the Children's Habilitation Residential Program waiver daily rate.

**ANNUALIZE PRIOR YEAR BALANCING ACTIONS:** The appropriation includes adjustments to restore funding for a variety of line items in which funding was reduced through FY 2020-21 budget balancing actions.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 20-162 Family First	\$193,000	\$193,000	\$0	\$0	\$0	0.6
SB 21-044 Supplemental bill	(1,595,838)	0	(1,595,838)	0	0	0.0
<b>TOTAL</b>	<b>(\$1,402,838)</b>	<b>\$193,000</b>	<b>(\$1,595,838)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.6</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see the *Appendix A, Recent Legislation*.

## OFFICE OF EARLY CHILDHOOD

The Office of Early Childhood includes the Division of Early Care and Learning and the Division of Community and Family Support. The Division of Early Care and Learning includes funding associated with the state supervision and the county administration of the Colorado Child Care Assistance Program (CCCAP). Through CCCAP, counties provide childcare subsidies to low income families and families transitioning from the Colorado Works Program. In addition, this division is responsible for licensing and monitoring child care facilities and for administering programs that are designed to improve the quality and availability of child care in the State. The Division of Community and Family Support includes funding for various early childhood family support programs such as Early Intervention Services, Early Childhood Mental Health Specialists, and the Nurse Home Visitor Program.

OFFICE OF EARLY CHILDHOOD						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$278,654,393	\$90,086,425	\$51,372,000	\$7,968,022	\$129,227,946	98.3
HB 20-1388	(500,000)	(500,000)	0	0	0	(0.6)
HB 20B-1002	45,016,340	45,016,340	0	0	0	1.2
SB 21-044	20,340,545	0	0	0	20,340,545	0.0

OFFICE OF EARLY CHILDHOOD						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 21-236	8,800,000	8,800,000	0	0	0	1.0
<b>TOTAL</b>	<b>\$352,311,278</b>	<b>\$143,402,765</b>	<b>\$51,372,000</b>	<b>\$7,968,022</b>	<b>\$149,568,491</b>	<b>99.9</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$352,311,278	\$143,402,765	\$51,372,000	\$7,968,022	\$149,568,491	99.9
Provider rate adjustments	4,588,775	1,909,055	352,053	0	2,327,667	0.0
Annualize prior year budget actions	1,623,835	1,102,968	1,102,968	0	(582,101)	0.2
Annualize prior year balancing actions	1,027,951	1,027,951	0	0	0	0.0
Indirect cost assessment	241,519	0	12,183	0	229,336	0.0
Colorado Works programs	0	0	0	0	0	0.0
Annualize prior year legislation	(74,207,573)	(53,816,340)	0	0	(20,391,233)	1.8
Early childhood programs	(4,673,857)	(6,566,354)	513,801	0	1,378,696	0.0
Division of Youth Services programs	(12,121)	0	(611)	0	(11,510)	0.0
<b>SB 21-205</b>	<b>\$280,899,807</b>	<b>\$87,060,045</b>	<b>\$53,352,394</b>	<b>\$7,968,022</b>	<b>\$132,519,346</b>	<b>101.9</b>
SB 21-137	690,000	190,000	500,000	0	0	0.0
SB 21-199	106,250	28,413	0	0	77,837	0.0
SB 21-201	83,375	0	0	0	83,375	0.0
SB 21-217	(55,000)	(55,000)	0	0	0	0.0
SB 21-236	378,864,512	0	0	0	378,864,512	22.0
SB 21-275	8,266,779	8,266,779	0	0	0	0.9
HB 21-1304	267,161	267,161	0	0	0	1.2
<b>TOTAL</b>	<b>\$669,122,884</b>	<b>\$95,757,398</b>	<b>\$53,852,394</b>	<b>\$7,968,022</b>	<b>\$511,545,070</b>	<b>126.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$316,811,606</b>	<b>(\$47,645,367)</b>	<b>\$2,480,394</b>	<b>\$0</b>	<b>\$361,976,579</b>	<b>25.1</b>
Percentage Change	89.9%	(33.2%)	4.8%	0.0%	242.0%	25.1%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

House Bill 20B-1002 adds \$45.0 million General Fund in FY 2020-21 for two emergency relief grant programs to allow the state to allocate and quickly distribute money to existing licensed and start-up child care providers in Colorado. The Child Care Sustainability Grant Program provides financial support to licensed providers, including those that are in danger of closing as a result of the COVID-19 public health emergency. The Emerging and Expanding Child Care Grant Program provides financial assistance to new or existing providers in order to expand access and availability of licensed providers throughout Colorado.

Senate Bill 21-044 modifies FY 2020-21 appropriations to provide an increase of \$20.3 million federal Child Care Development Funds, including:

- An increase of \$20.4 million to account for the supplemental federal funding provided to the Department through the federal Coronavirus Aid, Relief, and Economic Security (CARES) Act; and
- A reduction of \$50,688 federal funds spending authority for the enactment of S.B. 19-063 (Infant and Family Child Care Action Plan).

Senate Bill 21-236 adds \$8.8 million General Fund and 1.0 FTE in FY 2020-21 for the implementation of the Employer-based Child Care Facility Grant Program.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**PROVIDER RATE ADJUSTMENTS:** The appropriation adds \$4.6 million total funds, including \$1.9 million General Fund, for an across the board increase of 2.5 percent in the rates paid to most providers.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impacts of prior year budget actions.



ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 CCCAP maintenance of effort	\$1,906,795	\$1,102,968	\$1,102,968	\$0	(\$299,141)	0.0
FY 20-21 Improve child care quality	122,101	0	0	0	122,101	0.2
FY 20-21 CCCAP redistribution	(405,061)	0	0	0	(405,061)	0.0
<b>TOTAL</b>	<b>\$1,623,835</b>	<b>\$1,102,968</b>	<b>\$1,102,968</b>	<b>\$0</b>	<b>(\$582,101)</b>	<b>0.2</b>

**ANNUALIZE PRIOR YEAR BALANCING ACTIONS:** The appropriation includes adjustments to restore funding for FY 2020-21 one-time budget balancing actions.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Division's indirect cost assessment.

**COLORADO WORKS PROGRAMS:** The appropriation includes a net zero refinance of \$3.0 million federal Temporary Assistance for Needy Families (TANF) funds with an equivalent amount of federal Child Care Development Funds.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20B-1002 Emergency relief programs for child care sector	(\$45,016,340)	(\$45,016,340)	\$0	\$0	\$0	1.8
SB 21-044 Supplemental bill	(20,391,233)	0	0	0	(20,391,233)	0.0
SB 21-236 Increase capacity early childhood care and education	(8,800,000)	(8,800,000)	0	0	0	0.0
<b>TOTAL</b>	<b>(\$74,207,573)</b>	<b>(\$53,816,340)</b>	<b>\$0</b>	<b>\$0</b>	<b>(\$20,391,233)</b>	<b>1.8</b>

**EARLY CHILDHOOD PROGRAMS:** The appropriation includes a net reduction of \$4.7 million total funds, including \$6.6 million General Fund, for early childhood programs, as follows:

- An increase of \$513,801 cash funds from the Nurse Home Visitor Program Fund to support the higher costs of the program and the continuation of the services provided;
- A net zero refinance of \$1.4 million General Fund with an equivalent amount of federal Child Care Development Fund funds; and
- A reduction of \$5.2 million General Fund due to programmatic changes to the provision of Early Intervention services, including: a cap on administrative costs in contracts for the services; additional use of Medicaid payments for eligible children and families (in lieu of General Fund); and the implementation of eligibility changes approved by the State Board of Human Services, which reduce the number of children eligible for services.

**DIVISION OF YOUTH SERVICES PROGRAMS:** The appropriation includes a reduction of \$12,121 total funds as the result of personal services cost savings strategies implemented in FY 2020-21.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see the *Appendix A, Recent Legislation*.

## OFFICE OF SELF SUFFICIENCY

This section includes appropriations for various public assistance programs, including Colorado Works, the Low-income Energy Assistance Program (LEAP), child support enforcement, and disability determination programs, among others. The majority of funding for this Office comes from the federal Temporary Assistance for Needy Families (TANF) Block Grant.

OFFICE OF SELF SUFFICIENCY						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$291,966,810	\$14,277,923	\$30,768,891	\$5,525,466	\$241,394,530	256.7
SB 20-029	8,424,500	0	0	0	8,424,500	0.0
HB 20B-1003	5,000,000	5,000,000	0	0	0	0.5
<b>TOTAL</b>	<b>\$305,391,310</b>	<b>\$19,277,923</b>	<b>\$30,768,891</b>	<b>\$5,525,466</b>	<b>\$249,819,030</b>	<b>257.2</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$305,391,310	\$19,277,923	\$30,768,891	\$5,525,466	\$249,819,030	257.2
Colorado Works programs	15,502,982	0	0	0	15,502,982	0.0
National school lunch commodity storage and distribution	1,982,131	1,499,792	57,339	0	425,000	0.4
Indirect cost assessment	1,443,856	0	7,110	349,285	1,087,461	0.0
SNAP outreach	1,000,000	500,000	0	0	500,000	0.0
Annualize prior year balancing actions	114,417	114,417	0	0	0	0.0
Provider rate adjustments	46,550	0	0	0	46,550	0.0
Annualize prior year legislation	(13,424,500)	(5,000,000)	0	0	(8,424,500)	(0.5)
Annualize prior year budget actions	(1,846,431)	(346,431)	0	0	(1,500,000)	0.0
<b>SB 21-205</b>	<b>\$310,210,315</b>	<b>\$16,045,701</b>	<b>\$30,833,340</b>	<b>\$5,874,751</b>	<b>\$257,456,523</b>	<b>257.1</b>
SB 21-027	7,000,000	2,000,000	5,000,000	0	0	1.9
SB 21-292	9,500,000	0	4,750,000	4,750,000	0	0.0
HB 21-1270	6,000,000	3,000,000	0	0	3,000,000	0.0
<b>TOTAL</b>	<b>\$332,710,315</b>	<b>\$21,045,701</b>	<b>\$40,583,340</b>	<b>\$10,624,751</b>	<b>\$260,456,523</b>	<b>259.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$27,319,005</b>	<b>\$1,767,778</b>	<b>\$9,814,449</b>	<b>\$5,099,285</b>	<b>\$10,637,493</b>	<b>1.8</b>
Percentage Change	8.9%	9.2%	31.9%	92.3%	4.3%	0.7%

<sup>1</sup> Includes appropriations from the CARE subfund of the General Fund for FY 2020-21.

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

House Bill 20B-1003 adds \$5.0 million General Fund in FY 2020-21 to expand the provisions of the Food Pantry Assistance Grant Program to allow for grants to food banks and food pantries to eligible entities, including faith-based organizations.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**COLORADO WORKS PROGRAMS:** The appropriation adds \$15.5 million federal Temporary Assistance for Needy Families (TANF) funds, as follows:

- \$13.5 million for short-term non-recurrent benefits for Colorado Works participants.
- \$2.0 million to reinstate the Colorado Works Subsidized Training and Employment Program (CW STEP), authorized by Section 26-2-706.6 (4)(a)(I), C.R.S.

**NATIONAL SCHOOL LUNCH COMMODITY STORAGE AND DISTRIBUTION:** The appropriation adds \$2.0 million total funds, including \$1.5 million General Fund, and 0.4 FTE to establish a warehouse and distribution system to support Colorado's implementation of the National School Lunch Program. This commodity food program provides a stable, reliable, and less costly source of USDA Foods for participating schools and child care providers in the state. The first year cost includes funding for the renovation of a department facility for warehouse storage.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Division's indirect cost assessment.

**SNAP OUTREACH:** The appropriation adds \$1.0 million total funds, including \$500,000 General Fund, for Supplemental Nutrition Assistance Program (SNAP) outreach.

**ANNUALIZE PRIOR YEAR BALANCING ACTIONS:** The appropriation includes adjustments to restore funding that was reduced in FY 2020-21 for budget balancing adjustments required as a result of COVID-19 expenditures.

**PROVIDER RATE ADJUSTMENTS:** The appropriation adds \$46,550 federal funds for an across the board increase of 2.5 percent in the rates paid to most providers.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 20-029 COLA for CO Works	(\$8,424,500)	\$0	\$0	\$0	(\$8,424,500)	0.0
HB 20B-1003 Food pantry assistance grant program	(5,000,000)	(5,000,000)	0	0	0	(0.5)
<b>TOTAL</b>	<b>(\$13,424,500)</b>	<b>(\$5,000,000)</b>	<b>\$0</b>	<b>\$0</b>	<b>(\$8,424,500)</b>	<b>(0.5)</b>

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impacts of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 Child support pass-through	\$153,569	\$153,569	\$0	\$0	\$0	0.0
FY 20-21 County Block Grant Support Fund	(1,500,000)	0	0	0	(1,500,000)	0.0
FY 20-21 CARES funding for Domestic Abuse Program	(500,000)	(500,000)	0	0	0	0.0
<b>TOTAL</b>	<b>(\$1,846,431)</b>	<b>(\$346,431)</b>	<b>\$0</b>	<b>\$0</b>	<b>(\$1,500,000)</b>	<b>0.0</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see the *Appendix A, Recent Legislation*.

## OFFICE OF BEHAVIORAL HEALTH

The Office of Behavioral Health (OBH) is responsible for administrative oversight of the State's public behavioral health system. Funding in this section supports community-based prevention, crisis response, treatment, and recovery support services for mental health and substance use disorders. Funding also supports the operation of the State's two Mental Health Institutes. Significant sources of cash funds include: marijuana tax revenues, patient revenues earned by the Mental Health Institutes, and penalty surcharges for traffic offenses involving alcohol and drugs. Significant sources of reappropriated funds include: Medicaid funds transferred from the Department of Health Care Policy and Financing, Correctional Treatment Cash Fund money transferred from the Judicial Department, and General Fund transferred from the Department of Corrections. Federal funds primarily include the Substance Abuse Prevention and Treatment Block Grant and the Mental Health Services Block Grant.

OFFICE OF BEHAVIORAL HEALTH						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$361,927,034	\$244,698,862	\$48,844,952	\$26,022,102	\$42,361,118	1,475.8
HB 20-1384	(495,380)	(195,380)	0	(300,000)	0	(2.5)
HB 20-1391	(503,402)	0	(503,402)	0	0	(2.5)
SB 21-044	4,537,800	4,537,800	0	0	0	0.0
SB 21-205	(2,347,000)	(2,347,000)	0	0	0	0.0
HB 21-1258	9,000,000	9,000,000	0	0	0	0.0

OFFICE OF BEHAVIORAL HEALTH						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>TOTAL</b>	<b>\$372,119,052</b>	<b>\$255,694,282</b>	<b>\$48,341,550</b>	<b>\$25,722,102</b>	<b>\$42,361,118</b>	<b>1,470.8</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$372,119,052	\$255,694,282	\$48,341,550	\$25,722,102	\$42,361,118	1,470.8
Annualize prior year balancing actions	33,797,700	24,461,685	8,699,015	637,000	0	0.5
Provider rate adjustments	4,852,818	3,519,105	1,107,445	226,268	0	0.0
Annualize prior year budget actions	3,185,637	3,185,637	0	0	0	20.0
Consent Decree fines and fees	3,053,000	3,053,000	0	0	0	0.0
Behavioral health services for children in crisis	910,000	910,000	0	0	0	0.0
Services for children and families at risk of or experiencing child welfare involvement	735,117	735,117	0	0	0	0.9
Restore S.B. 19-195 (Wraparound Services)	442,449	142,449	0	300,000	0	0.0
Indirect cost assessment	403,502	0	219,280	90,778	93,444	0.0
Jail Medication Consistency Program	380,000	0	380,000	0	0	0.0
Meal interagency agreement true-up	147,615	0	0	147,615	0	0.0
Annualize prior year legislation	(13,034,398)	(13,537,800)	503,402	0	0	3.0
MHI Pueblo restructure	(1,230,990)	(1,230,990)	0	0	0	(14.0)
Technical corrections	(21,000)	0	789,058	(789,058)	(21,000)	0.0
<b>SB 21-205</b>	<b>\$405,740,502</b>	<b>\$276,932,485</b>	<b>\$60,039,750</b>	<b>\$26,334,705</b>	<b>\$42,433,562</b>	<b>1,481.2</b>
SB 21-129	1,660,000	1,660,000	0	0	0	0.0
SB 21-137	95,800,000	6,050,000	89,750,000	0	0	2.0
SB 21-154	5,687,692	0	5,687,692	0	0	1.9
HB 21-1021	28,654	26,254	2,400	0	0	0.3
HB 21-1276	382,908	0	382,908	0	0	0.8
<b>TOTAL</b>	<b>\$509,299,756</b>	<b>\$284,668,739</b>	<b>\$155,862,750</b>	<b>\$26,334,705</b>	<b>\$42,433,562</b>	<b>1,486.2</b>
<b>INCREASE/(DECREASE)</b>	<b>\$137,180,704</b>	<b>\$28,974,457</b>	<b>\$107,521,200</b>	<b>\$612,603</b>	<b>\$72,444</b>	<b>15.4</b>
Percentage Change	36.9%	11.3%	222.4%	2.4%	0.2%	1.0%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-044 modifies FY 2020-21 appropriations to provide a one-time increase of \$4.5 million General Fund to correct appropriations to line items that fund public health emergency-related incentive pay for staff in institutional settings.

Senate Bill 21-205 reduces FY 2020-21 appropriations by \$2.3 million General Fund associated with fees and fines accrued as part of the Consent Decree resulting from the *Center for Legal Advocacy (d/b/a Disability Law Colorado) v. Barnes and Marshall (Colorado Department of Human Services)* lawsuit.

House Bill 21-1258 adds \$9.0 million General Fund in FY 2020-21 for the Temporary Youth Mental Health Services Program and makes that amount available to the Department of Human Services through FY 2021-22.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR BALANCING ACTIONS:** The appropriation includes adjustments to restore funding for a variety of line items where funding was reduced through FY 2020-21 budget balancing actions.

ANNUALIZE PRIOR YEAR BALANCING ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Budget balancing adjustments as a result of COVID expenditures	\$15,416,885	\$15,416,885	\$0	\$0	\$0	0.0

ANNUALIZE PRIOR YEAR BALANCING ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Delay HB 19-1287 Treatment for opioids and substance use disorders	5,000,000	0	5,000,000	0	0	0.0
Substance use treatment	2,800,000	1,300,000	1,500,000	0	0	0.0
Delay SB 19-008 Substance use disorder treatment in criminal justice system	1,146,861	1,146,861	0	0	0	0.5
Contract physicians salary adjustment	1,127,667	1,127,667	0	0	0	0.0
Jail-based behavioral health reduction	1,100,000	1,100,000	0	0	0	0.0
Services for juvenile and adult offenders reduction	1,000,000	0	1,000,000	0	0	0.0
Assertive Community Treatment reduction	1,000,000	1,000,000	0	0	0	0.0
Contract Medical Services reduction	750,000	750,000	0	0	0	0.0
STIRRT program reduction	750,000	750,000	0	0	0	0.0
Delay SB 19-228 Substance use disorders prevention measures	652,376	0	652,376	0	0	0.0
High Risk Pregnant Women Program reduction	637,000	0	0	637,000	0	0.0
Community Transition Services reduction	600,000	600,000	0	0	0	0.0
Crisis system public information campaign	600,000	600,000	0	0	0	0.0
Circle program treatment reduction	581,081	581,081	0	0	0	0.0
Secure transportation pilot program	546,639	0	546,639	0	0	0.0
Forensic community-based services reduction	89,191	89,191	0	0	0	0.0
<b>TOTAL</b>	<b>\$33,797,700</b>	<b>\$24,461,685</b>	<b>\$8,699,015</b>	<b>\$637,000</b>	<b>\$0</b>	<b>0.5</b>

**PROVIDER RATE ADJUSTMENTS:** The appropriation adds \$4.9 million total funds, including \$3.5 million General Fund, for an across the board increase of 2.5 percent in the rates paid to most providers.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the second year impact of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 Consent Decree fines and fees	\$2,347,000	\$2,347,000	\$0	\$0	\$0	0.0
FY 20-21 L2 Operating and staffing	944,429	944,429	0	0	0	20.0
FY 20-21 Replace phone systems	(105,792)	(105,792)	0	0	0	0.0
<b>TOTAL</b>	<b>\$3,185,637</b>	<b>\$3,185,637</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>20.0</b>

**CONSENT DECREE FINES AND FEES:** The appropriation adds \$3.1 million General Fund to pay for fines and fees accrued as part of the Consent Decree resulting from the *Center for Legal Advocacy (d/b/a Disability Law Colorado) v. Barnes and Marshall (Colorado Department of Human Services)* lawsuit.

**BEHAVIORAL HEALTH SERVICES FOR CHILDREN IN CRISIS:** The appropriation adds \$910,000 General Fund (which is anticipated to decrease to \$530,000 in FY 2022-23) for improved hotline, walk-in, and mobile crisis services for children and youth. The appropriation for FY 2021-22 includes four components:

- \$300,000 for the hotline vendor for additional follow-up services;
- \$250,000 for the development and first-year implementation of child, youth, and family-specific training for crisis system staff;
- \$200,000 for the development and first-year implementation of training in specific interventions for children and youth with disabilities; and
- \$160,000 for hotline staff and clinical providers to attend the trainings. This would be administered via regional payments to the seven regional Administrative Services Organizations (ASOs) to provide reimbursements to hotline staff.

**SERVICES FOR CHILDREN AND FAMILIES AT RISK OF OR EXPERIENCING CHILD WELFARE INVOLVEMENT:** The appropriation adds \$735,117 General Fund and 0.9 FTE for the implementation of the federal Family First Prevention Services Act of 2018.

**RESTORE S.B. 19-195 (WRAPAROUND SERVICES):** The appropriation adds \$442,449 total funds, including \$142,449 General Fund, to restart implementation of S.B. 19-195 to provide wraparound services for children with behavioral health needs.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the division's indirect cost assessment.

**JAIL MEDICATION CONSISTENCY PROGRAM:** The appropriation adds \$380,000 cash funds from the Marijuana Tax Cash Fund for the Jail Medication Consistency Program.

**MEAL INTERAGENCY AGREEMENT TRUE-UP:** The appropriation adds \$147,615 reappropriated funds to address rising costs of staffing, food, and operations related to the Department of Human Services' interagency agreement with the Colorado Department of Corrections to provide meals for offenders at San Carlos Correctional Facility, La Vista Correctional Facility, and the Youth Offender System.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments related to prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1391 Behavioral health programs	\$503,402	\$0	\$503,402	\$0	\$0	3.0
HB 21-1258 Rapid mental health response for Colorado	(9,000,000)	(9,000,000)	0	0	0	0.0
SB 21-044 Supplemental bill	(4,537,800)	(4,537,800)	0	0	0	0.0
<b>TOTAL</b>	<b>(\$13,034,398)</b>	<b>(\$13,537,800)</b>	<b>\$503,402</b>	<b>\$0</b>	<b>\$0</b>	<b>3.0</b>

**MHI PUEBLO RESTRUCTURE:** The appropriation includes a reduction of \$1.2 million General Fund and 14.0 FTE for FY 2021-22 and beyond for the public safety unit within the Colorado Mental Health Institute at Pueblo (CMHIP) to reflect a shift in providing care in a more clinical than correctional setting.

**TECHNICAL CORRECTIONS:** The appropriation includes Technical corrections associated with appropriations for Community Behavioral Health.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see the *Appendix A, Recent Legislation*.

## SERVICES FOR PEOPLE WITH DISABILITIES

This division includes funding for the following:

- Regional Centers – state operated facilities for individuals with intellectual and developmental disabilities that provide residential services, medical care, and active treatment programs based on individual assessments and habilitation plans.
- Work Therapy Program – sheltered training and employment workshops for individuals receiving services at the Colorado Mental Health Institute at Fort Logan and the Regional Centers at Grand Junction and Wheat Ridge.
- Colorado Brain Injury Program – direct services for individuals with a traumatic brain injury, research related to traumatic brain injuries, and education related to traumatic brain injuries.
- Veterans Community Living Centers – facilities to serve honorably discharged veterans and their spouses, widows, and parents of deceased veterans, including: long-term care such as skilled nursing care; speech, physical and

occupational therapy; social activities; short-term rehabilitation services for individuals seeking to return home following a qualifying hospital stay; memory care services for individuals with dementia; short-term respite care; and end-of-life/hospice services.

SERVICES FOR PEOPLE WITH DISABILITIES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$135,946,981	\$1,460,121	\$47,303,952	\$65,743,939	\$21,438,969	1,414.6
<b>TOTAL</b>	<b>\$135,946,981</b>	<b>\$1,460,121</b>	<b>\$47,303,952</b>	<b>\$65,743,939</b>	<b>\$21,438,969</b>	<b>1,414.6</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$135,946,981	\$1,460,121	\$47,303,952	\$65,743,939	\$21,438,969	1,414.6
Annualize prior year balancing actions	900,000	3,119,922	(2,669,922)	450,000	0	0.0
Indirect cost assessment	894,533	0	240,821	653,256	456	0.0
<b>SB 21-205</b>	<b>\$137,741,514</b>	<b>\$4,580,043</b>	<b>\$44,874,851</b>	<b>\$66,847,195</b>	<b>\$21,439,425</b>	<b>1,414.6</b>
<b>TOTAL</b>	<b>\$137,741,514</b>	<b>\$4,580,043</b>	<b>\$44,874,851</b>	<b>\$66,847,195</b>	<b>\$21,439,425</b>	<b>1,414.6</b>
<b>INCREASE/(DECREASE)</b>	<b>\$1,794,533</b>	<b>\$3,119,922</b>	<b>(\$2,429,101)</b>	<b>\$1,103,256</b>	<b>\$456</b>	<b>(0.0)</b>
Percentage Change	1.3%	213.7%	(5.1%)	1.7%	0.0%	(0.0%)

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**ANNUALIZE PRIOR YEAR BALANCING ACTIONS:** The appropriation includes adjustments to restore funding for the Colorado Brain Injury Trust Fund that was reduced through FY 2020-21 budget balancing actions.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Department's indirect cost assessment.

## ADULT ASSISTANCE PROGRAMS

This section includes funding for the Old Age Pension Program, for various adult cash assistance programs, for community services for the elderly, including Older Americans Act programs, and for adult protective services programs. Cash Funds are primarily from the Old Age Pension Fund and from local funds.

ADULT ASSISTANCE PROGRAMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$187,923,683	\$51,380,387	\$114,920,459	\$1,001,800	\$20,621,037	33.4
HB 20-1388	(3,754,999)	(3,754,999)	0	0	0	(0.1)
<b>TOTAL</b>	<b>\$184,168,684</b>	<b>\$47,625,388</b>	<b>\$114,920,459</b>	<b>\$1,001,800</b>	<b>\$20,621,037</b>	<b>33.3</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$184,168,684	\$47,625,388	\$114,920,459	\$1,001,800	\$20,621,037	33.3
Community services for older Coloradans	3,553,454	163,250	0	0	3,390,204	0.0
Annualize prior year balancing actions	2,000,000	2,000,000	0	0	0	0.0
Provider rate adjustments	452,441	308,982	91,406	0	52,053	0.0
Indirect cost assessment	9,842	0	3	0	9,839	0.0
Annualize prior year budget actions	0	3,000,000	(3,000,000)	0	0	0.0
Technical corrections	0	38,661	(37,755)	0	(906)	0.0
<b>SB 21-205</b>	<b>\$190,184,421</b>	<b>\$53,136,281</b>	<b>\$111,974,113</b>	<b>\$1,001,800</b>	<b>\$24,072,227</b>	<b>33.3</b>
SB 21-118	173,351	173,351	0	0	0	0.9
SB 21-131	5,000	5,000	0	0	0	0.0
SB 21-146	50,000	50,000	0	0	0	0.0

ADULT ASSISTANCE PROGRAMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 21-290	30,000,000	15,000,000	0	15,000,000	0	0.0
<b>TOTAL</b>	<b>\$220,412,772</b>	<b>\$68,364,632</b>	<b>\$111,974,113</b>	<b>\$16,001,800</b>	<b>\$24,072,227</b>	<b>34.2</b>
<b>INCREASE/(DECREASE)</b>	\$36,244,088	\$20,739,244	(\$2,946,346)	\$15,000,000	\$3,451,190	0.9
Percentage Change	19.7%	43.5%	(2.6%)	1,497.3%	16.7%	2.7%

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**COMMUNITY SERVICES FOR OLDER COLORADANS:** The appropriation adds \$3.6 million total funds, including \$163,250 General Fund, as follows:

- \$3.4 million federal funds from the Older Americans Act (shown for informational purposes only), a budget neutral transfer of \$316,163 General Fund between line items in the Adult Assistance Program Division, and the removal of associated (M) notes; and
- \$163,250 General Fund for the State Ombudsman Program to provide ongoing funding for the Program for All-Inclusive Care for the Elderly (PACE) State Ombudsman.

**ANNUALIZE PRIOR YEAR BALANCING ACTIONS:** The appropriation includes adjustments to restore funding for the Disability Benefits Assistance Program.

**PROVIDER RATE ADJUSTMENTS:** The appropriation adds \$452,441 total funds, including \$308,982 General Fund, for an across the board increase of 2.5 percent in the rates paid to most providers.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Division's indirect cost assessment.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impacts of the prior year Older Coloradans Cash Fund refinance.

**TECHNICAL CORRECTIONS:** The bill includes corrections to several line items throughout the Department.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see the *Appendix A, Recent Legislation*.

## DIVISION OF YOUTH SERVICES

Formerly known as the Division of Youth Corrections, this agency is responsible for the supervision, care, and treatment of juveniles held in secure detention pre- or post-adjudication, juveniles committed or sentenced to the Department by courts, and juveniles receiving six-month mandatory parole services following a commitment. The Division maintains ten secure institutional centers and augments this capacity with contracts for community, staff secure, and detention placements.

DIVISION OF YOUTH SERVICES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$131,895,270	\$124,476,765	\$3,364,627	\$2,727,932	\$1,325,946	1,205.6
HB 20-1390	(610,854)	(610,854)	0	0	0	(4.0)
SB 21-044	2,489,152	2,332,992	0	435,570	(279,410)	0.0
<b>TOTAL</b>	<b>\$133,773,568</b>	<b>\$126,198,903</b>	<b>\$3,364,627</b>	<b>\$3,163,502</b>	<b>\$1,046,536</b>	<b>1,201.6</b>
FY 2021-22 APPROPRIATION:						



DIVISION OF YOUTH SERVICES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 Appropriation	\$133,773,568	\$126,198,903	\$3,364,627	\$3,163,502	\$1,046,536	1,201.6
Annualize prior year balancing actions	6,612,932	6,612,932	0	0	0	0.0
Provider rate adjustments	978,849	873,764	76,203	12,631	16,251	0.0
Indirect cost assessment	7,568	0	7,568	0	0	0.0
Division of Youth Services programs	(5,031,996)	(4,800,307)	0	(73,217)	(158,472)	(13.5)
Annualize prior year legislation	(2,820,322)	(2,664,162)	0	(435,570)	279,410	0.0
<b>SB 21-205</b>	<b>\$133,520,599</b>	<b>\$126,221,130</b>	<b>\$3,448,398</b>	<b>\$2,667,346</b>	<b>\$1,183,725</b>	<b>1,188.1</b>
SB 21-071	(1,451,381)	(1,353,182)	0	(98,199)	0	(27.0)
<b>TOTAL</b>	<b>\$132,069,218</b>	<b>\$124,867,948</b>	<b>\$3,448,398</b>	<b>\$2,569,147</b>	<b>\$1,183,725</b>	<b>1,161.1</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$1,704,350)</b>	<b>(\$1,330,955)</b>	<b>\$83,771</b>	<b>(\$594,355)</b>	<b>\$137,189</b>	<b>(40.5)</b>
Percentage Change	(1.3%)	(1.1%)	2.5%	(18.8%)	13.1%	(3.4%)

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-044 modifies FY 2020-21 appropriations to provide a net increase of \$2.5 million total funds, including \$2.3 million General Fund. This includes:

- A one-time increase of \$3.5 million General Fund to correct appropriations to line items that fund public health emergency-related incentive pay for staff in institutional settings;
- A net reduction of \$640,000 General Fund, including a decrease of \$850,000 for the Division of Youth Services Parole and Transition Programs and an increase of \$210,000 General Fund for visitation improvements related to the COVID-19 disaster emergency; and
- A net reduction of \$415,723 total funds, including \$571,883 General Fund, to align appropriations with projected caseload in the Division of Youth Services.

## FY 2021-22 APPROPRIATION HIGHLIGHTS

**ANNUALIZE PRIOR YEAR BALANCING ACTIONS:** The appropriation includes adjustments to restore funding for a variety of line items in which funding was reduced through FY 2020-21 budget balancing actions.

ANNUALIZE PRIOR YEAR BALANCING ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 Budget balancing adjustments as a result of COVID expenditures	\$5,412,932	\$5,412,932	\$0	\$0	\$0	0.0
FY 20-21 One-time balancing actions	1,200,000	1,200,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$6,612,932</b>	<b>\$6,612,932</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**PROVIDER RATE ADJUSTMENTS:** The appropriation adds \$978,849 total funds, including \$873,764 General Fund, for an across the board increase of 2.5 percent in the rates paid to most providers.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Department's indirect cost assessment.

**DIVISION OF YOUTH SERVICES PROGRAMS:** The appropriation includes a reduction of \$5.0 million total funds, including \$4.8 million General Fund, and 13.5 FTE for Division of Youth Services programs, as follows:

- \$2.5 million total funds, including \$2.4 million General Fund, to reflect savings incurred based on a lower caseload forecast of committed youth and a reduction in contracted services;
- \$1.2 million total funds, including \$1.0 million General Fund, and 13.5 FTE, including reductions related to the elimination of the Medical Management Oversight Unit, a reduction in FTE in Client Management staff and a reduction in the Division of Youth Services Research Unit;

- \$1.0 million General Fund to close one living unit at the Mount View Youth Services Center and revert ongoing vacancy savings for unfilled nursing staff positions; and
- \$316,216 General Fund to align Youth Parole and Transition Programs appropriations with caseload.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 21-044 Supplemental bill	(\$2,489,152)	(\$2,332,992)	\$0	(\$435,570)	\$279,410	0.0
HB 20-1390 DYS pilot	(331,170)	(331,170)	0	0	0	0.0
<b>TOTAL</b>	<b>(\$2,820,322)</b>	<b>(\$2,664,162)</b>	<b>\$0</b>	<b>(\$435,570)</b>	<b>\$279,410</b>	<b>0.0</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see the *Appendix A, Recent Legislation*.

# Details

## JUDICIAL DEPARTMENT

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

JUDICIAL DEPARTMENT						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$814,464,051</b>	<b>\$577,549,448</b>	<b>\$176,372,106</b>	<b>\$56,117,497</b>	<b>\$4,425,000</b>	<b>4,945.8</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Supreme Court and Court of Appeals	27,880,934	15,907,974	11,900,063	72,897	0	220.5
Courts Administration	212,270,216	102,064,453	95,758,933	14,446,830	0	474.5
Trial Courts	189,120,604	148,562,963	36,682,641	2,250,000	1,625,000	1,949.5
Probation and Related Services	164,932,835	98,811,222	31,028,625	32,292,988	2,800,000	1,296.8
Office of the State Public Defender	108,256,486	108,116,486	140,000	0	0	925.1
Office of the Alternate Defense Counsel	47,546,547	47,466,547	80,000	0	0	16.0
Office of the Child's Representative	33,068,267	31,305,822	0	1,762,445	0	34.4
Office of the Respondent Parents' Counsel	29,503,410	24,163,073	48,000	5,292,337	0	14.0
Office of the Child Protection Ombudsman	961,637	961,637	0	0	0	8.0
Independent Ethics Commission	189,271	189,271	0	0	0	1.0
Office of Public Guardianship	733,844	0	733,844	0	0	6.0
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$827,340,205	\$590,680,495	\$176,117,213	\$56,117,497	\$4,425,000	4,945.8
SB 20-162 Federal Family First	389,760	389,760	0	0	0	0.0
HB 20-1368 Delay HB 19-1229	(153,377)	(153,377)	0	0	0	0.0
HB 20-1379 Suspend PERA distribution	(8,470,053)	(7,850,176)	(619,877)	0	0	0.0
HB 20-1394 PERA rate modification	(2,696,865)	(2,696,865)	0	0	0	0.0
SB 20B-002 COVID Housing assistance	1,000,000	0	1,000,000	0	0	0.0
SB 21-045 Supplemental appropriation	(2,945,619)	(2,820,389)	(125,230)	0	0	0.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$857,385,790</b>	<b>\$624,209,011</b>	<b>\$175,210,066</b>	<b>\$53,541,713</b>	<b>\$4,425,000</b>	<b>5,007.0</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Supreme Court and Court of Appeals	27,639,163	15,616,304	11,949,962	72,897	0	217.3
Courts Administration	243,162,845	131,057,113	100,049,414	12,056,318	0	476.2
Trial Courts	192,512,189	155,350,799	33,286,390	2,250,000	1,625,000	1,964.6
Probation and Related Services	164,482,576	100,802,195	28,889,731	31,990,650	2,800,000	1,299.7
Office of the State Public Defender	118,904,447	118,749,447	155,000	0	0	966.4
Office of the Alternate Defense Counsel	47,690,846	47,610,846	80,000	0	0	16.0
Office of the Child's Representative	31,614,037	29,841,104	0	1,772,933	0	34.9
Office of the Respondent Parents' Counsel	29,183,550	23,826,319	48,000	5,309,231	0	14.0
Office of the Child Protection Ombudsman	1,161,653	1,161,653	0	0	0	9.9
Independent Ethics Commission	193,231	193,231	0	0	0	1.0
Office of Public Guardianship	841,253	0	751,569	89,684	0	7.0
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
<b>SB 21-205 Long Bill</b>	<b>\$850,125,537</b>	<b>\$622,293,390</b>	<b>\$169,865,434</b>	<b>\$53,541,713</b>	<b>\$4,425,000</b>	<b>\$4,996.1</b>
SB 21-146 Prison release outcomes	157,760	157,760	0	0	0	1.8
SB 21-173 Residential lease rights	15,756	15,756	0	0	0	0.2
SB 21-292 Federal COVID victim services	3,750,000	0	3,750,000	0	0	0.0
HB 21-1069 Sexual exploitation of a child	1,894	1,894	0	0	0	0.0
HB 21-1094 Foster youth in transition	52,392	52,392	0	0	0	0.5

JUDICIAL DEPARTMENT						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 21-1136 Judicial division retirees	723,564	723,564	0	0	0	0.9
HB 21-1214 Record sealing collateral	300,605	300,605	0	0	0	2.0
HB 21-1228 Domestic violence training	86,680	86,680	0	0	0	0.9
HB 21-1255 Order against domestic abuser	101,050	101,050	0	0	0	0.5
HB 21-1280 Pre-trial detention reform	479,952	385,320	94,632	0	0	3.2
HB 21-1313 Child protection ombudsman	90,600	90,600	0	0	0	0.9
HB 21-1329 ARPA affordable housing	1,500,000	0	1,500,000	0	0	0.0
<b>INCREASE/(DECREASE)</b>	<b>\$42,921,739</b>	<b>\$46,659,563</b>	<b>(\$1,162,040)</b>	<b>(\$2,575,784)</b>	<b>\$0</b>	<b>61.2</b>
Percentage Change	5.3%	8.1%	(0.7%)	(4.6%)	0.0%	1.2%

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the Judicial Department are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$46,135,966	\$0	\$41,652,962	\$58,004	\$4,425,000

## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### SUPREME COURT AND COURT OF APPEALS

This Long Bill section provides funding for the Colorado Supreme Court and the Colorado Court of Appeals. The *Supreme Court* is the State's court of last resort, and its decisions are binding on all other State courts. While requests to review decisions of the Colorado Court of Appeals constitute the majority of the Supreme Court's filings, the Court also has direct appellate jurisdiction over other types of cases, such as those cases in which a statute has been held to be unconstitutional. The Supreme Court also oversees the regulation of attorneys and the practice of law. The Supreme Court is composed of seven Justices who serve renewable ten-year terms. The Chief Justice, selected by the Justices of the Court, is the executive head of the Judicial Department.

Created by statute, the *Court of Appeals* is generally the first court to hear appeals of judgments and orders in criminal, juvenile, civil, domestic relations, and probate matters. The Court of Appeals also has initial jurisdiction to review actions and decisions of several state agencies, boards, and commissions. Its determination of an appeal is final unless the Colorado Supreme Court agrees to review the matter. The Court of Appeals is currently composed of 22 judges who serve renewable eight-year terms. In FY 2018-19, 2,481 cases were filed with the Court of Appeals.

Cash fund sources primarily include annual attorney registration fees and law examination application fees, appellate court filing fees, and court docket fees that are credited to the Judicial Stabilization Cash Fund. Reappropriated funds are transferred from the Department of Law.

SUPREME COURT AND COURT OF APPEALS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$28,145,964	\$16,173,004	\$11,900,063	\$72,897	\$0	220.5
HB 20-1394	(265,030)	(265,030)	0	0	0	0.0
<b>TOTAL</b>	<b>\$27,880,934</b>	<b>\$15,907,974</b>	<b>\$11,900,063</b>	<b>\$72,897</b>	<b>\$0</b>	<b>220.5</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$27,880,934	\$15,907,974	\$11,900,063	\$72,897	\$0	220.5

SUPREME COURT AND COURT OF APPEALS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Restore courts and probation staff	137,522	137,522	0	0	0	2.0
Indirect cost assessment	49,899	0	49,899	0	0	0.0
Annualize prior year legislation	33	33	0	0	0	0.0
Technical adjustments	0	0	0	0	0	0.2
Annualize prior year budget actions	(429,225)	(429,225)	0	0	0	(5.4)
<b>SB 21-205</b>	<b>\$27,639,163</b>	<b>\$15,616,304</b>	<b>\$11,949,962</b>	<b>\$72,897</b>	<b>\$0</b>	<b>217.3</b>
<b>TOTAL</b>	<b>\$27,639,163</b>	<b>\$15,616,304</b>	<b>\$11,949,962</b>	<b>\$72,897</b>	<b>\$0</b>	<b>217.3</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$241,771)</b>	<b>(\$291,670)</b>	<b>\$49,899</b>	<b>\$0</b>	<b>\$0</b>	<b>(3.2)</b>
Percentage Change	(0.9%)	(1.8%)	0.4%	0.0%	n/a	(1.5%)

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**RESTORE COURTS AND PROBATION STAFF:** The appropriation adds \$137,522 General Fund and 2.0 FTE to restore positions that were eliminated in FY 2020-21. The increase is based on an anticipated rise in caseload for FY 2021-22.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the division's indirect cost assessment.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$33 General Fund to annualize S.B. 18-200 (PERA).

**TECHNICAL ADJUSTMENT:** The appropriation includes a net-zero technical adjustment to add 0.2 FTE for the division.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes a decrease of \$429,225 General Fund and 5.4 FTE to continue FY 2020-21 staffing decreases.

## COURTS ADMINISTRATION

The Justices of the Supreme Court appoint a State Court Administrator to oversee the daily administration of the Department and provide technical and administrative support to the courts and probation. This Long Bill section is comprised of four subsections: Administration and Technology; Central Appropriations; Centrally Administered Programs; and Ralph L. Carr Colorado Judicial Center.

COURTS ADMINISTRATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$219,800,559	\$109,849,689	\$95,504,040	\$14,446,830	\$0	474.5
HB 20-1368	(125,230)	(125,230)	0	0	0	0.0
HB 20-1379	(8,470,053)	(7,850,176)	(619,877)	0	0	0.0
SB 20B-002	1,000,000	0	1,000,000	0	0	0.0
SB 21-045	64,940	190,170	(125,230)	0	0	0.0
<b>TOTAL</b>	<b>\$212,270,216</b>	<b>\$102,064,453</b>	<b>\$95,758,933</b>	<b>\$14,446,830</b>	<b>\$0</b>	<b>474.5</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$212,270,216	\$102,064,453	\$95,758,933	\$14,446,830	\$0	474.5
Centrally appropriated line items	14,501,746	16,517,332	(2,015,586)	0	0	0.0
Annualize prior year budget actions	6,736,091	7,355,051	(618,960)	0	0	(14.9)
Restore courts and probation staff	1,995,951	1,995,951	0	0	0	0.0

COURTS ADMINISTRATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Increase Eviction Legal Defense Grant spending authority	1,400,000	0	1,400,000	0	0	0.0
Courthouse furnishings and infrastructure	1,384,262	1,384,262	0	0	0	0.0
Additional magistrates	525,610	525,610	0	0	0	0.0
Mental health diversion	406,000	0	406,000	0	0	0.0
Indirect cost assessment	30,447	0	30,447	0	0	0.0
Annualize prior year legislation	(999,545)	125,291	(1,124,836)	0	0	0.0
Carr Building payments	(786,506)	48,382	(944,376)	109,488	0	0.0
Technical adjustments	(600,000)	0	1,900,000	(2,500,000)	0	0.8
Carr Building maintenance	(86,840)	0	(86,840)	0	0	13.0
<b>SB 21-205</b>	<b>\$236,777,432</b>	<b>\$130,016,332</b>	<b>\$94,704,782</b>	<b>\$12,056,318</b>	<b>\$0</b>	<b>473.4</b>
SB 21-292	3,750,000	0	3,750,000	0	0	0.0
HB 21-1136	723,564	723,564	0	0	0	0.9
HB 21-1214	111,419	111,419	0	0	0	0.0
HB 21-1228	86,680	86,680	0	0	0	0.9
HB 21-1255	6,200	6,200	0	0	0	0.0
HB 21-1280	207,550	112,918	94,632	0	0	1.0
HB 21-1329	1,500,000	0	1,500,000	0	0	0.0
<b>TOTAL</b>	<b>\$243,162,845</b>	<b>\$131,057,113</b>	<b>\$100,049,414</b>	<b>\$12,056,318</b>	<b>\$0</b>	<b>476.2</b>
<b>INCREASE/(DECREASE)</b>	<b>\$30,892,629</b>	<b>\$28,992,660</b>	<b>\$4,290,481</b>	<b>(\$2,390,512)</b>	<b>\$0</b>	<b>1.7</b>
Percentage Change	14.6%	28.4%	4.5%	(16.5%)	n/a	0.4%

## ADMINISTRATION AND TECHNOLOGY

This Long Bill subsection of the Courts Administration section provides funding and staff associated with central administration of the State's judicial system, including information technology systems and support. Cash funds are primarily from fees and cost recoveries that are credited to the Judicial Department Information Technology Cash Fund and drug offender surcharges that are credited to the Correctional Treatment Cash Fund. Reappropriated funds are primarily from departmental indirect cost recoveries.

ADMINISTRATION AND TECHNOLOGY						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$48,494,940	\$18,221,711	\$28,019,637	\$2,253,592	\$0	261.6
HB 20-1368	(125,230)	(125,230)	0	0	0	0.0
SB 21-045	0	125,230	(125,230)	0	0	0.0
<b>TOTAL</b>	<b>\$48,369,710</b>	<b>\$18,221,711</b>	<b>\$27,894,407</b>	<b>\$2,253,592</b>	<b>\$0</b>	<b>261.6</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$48,369,710	\$18,221,711	\$27,894,407	\$2,253,592	\$0	261.6
Carr Building maintenance	82,646	0	82,646	0	0	1.0
Indirect cost assessment	30,447	0	30,447	0	0	0.0
Annualize prior year legislation	94	125,283	(125,189)	0	0	0.0
Technical adjustments	0	0	0	0	0	0.8
Annualize prior year budget actions	(1,380,422)	(1,381,462)	1,040	0	0	(14.9)
<b>SB 21-205 Long Bill</b>	<b>\$47,102,475</b>	<b>\$16,965,532</b>	<b>\$27,883,351</b>	<b>\$2,253,592</b>	<b>\$0</b>	<b>248.5</b>
HB 21-1136	71,738	71,738	0	0	0	0.9
HB 21-1228	80,480	80,480	0	0	0	0.9
HB 21-1280	115,332	47,100	68,232	0	0	1.0
<b>TOTAL</b>	<b>\$47,370,025</b>	<b>\$17,164,850</b>	<b>\$27,951,583</b>	<b>\$2,253,592</b>	<b>\$0</b>	<b>251.3</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$999,685)</b>	<b>(\$1,056,861)</b>	<b>\$57,176</b>	<b>\$0</b>	<b>\$0</b>	<b>(10.3)</b>
Percentage Change	(2.1%)	(5.8%)	0.2%	0.0%	n/a	(3.9%)

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-045 includes a net zero technical adjustment to the FY 2020-21 Long Bill to correct an error that resulted in a negative General Fund appropriation.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CARR BUILDING MAINTENANCE:** The appropriation includes an increase of \$82,646 cash funds from the Justice Center Cash Fund and an increase of 1.0 FTE to assume building management responsibilities from an outside contractor and consolidate building operations into a single line item.

**INDIRECT COST ASSESSMENT:** The appropriation includes adjustments based on the Department's indirect cost assessment plan.

**ANNUALIZE PRIOR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB18-200 PERA unfunded liability	\$94	\$53	\$41	\$0	\$0	0.0
HB 20-1368 Delay of Implementation of HB 19-1229	0	125,230	(125,230)	0	0	0.0
<b>TOTAL</b>	<b>\$94</b>	<b>\$125,283</b>	<b>(\$125,189)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**TECHNICAL ADJUSTMENTS:** The appropriation includes technical adjustments that increase FTE by 0.8 in this division.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes a decrease of \$1,380,422 total funds and 14.9 FTE for the annualization of prior year budget actions and to continue FY 2020-21 staffing decreases.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## CENTRAL APPROPRIATIONS

This Long Bill subsection of the Courts Administration section includes funding related to employee benefits, leased space, and services purchased from other agencies such as legal and technology services. Significant sources of cash funds include the following: payments and fees that are credited to the Offender Services Fund and the Alcohol and Drug Driving Safety Program Fund; fees and cost recoveries that are credited to the Judicial Department Information Technology Cash Fund; and time payment and late penalty fees credited to the Judicial Collection Enhancement Fund.

CENTRAL APPROPRIATIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$81,608,267	\$76,226,496	\$5,381,771	\$0	\$0	0.0
HB 20-1379	(8,470,053)	(7,850,176)	(619,877)	0	0	0.0
<b>TOTAL</b>	<b>\$73,138,214</b>	<b>\$68,376,320</b>	<b>\$4,761,894</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$73,138,214	\$68,376,320	\$4,761,894	\$0	\$0	0.0
Centrally appropriated line items	14,501,746	16,517,332	(2,015,586)	0	0	0.0
Annualize prior year budget actions	10,596,337	10,596,337	0	0	0	0.0

CENTRAL APPROPRIATIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Restore courts and probation staff	1,995,951	1,995,951	0	0	0	0.0
Additional magistrates	495,610	495,610	0	0	0	0.0
Carr Building payments	48,382	48,382	0	0	0	0.0
<b>SB 21-205</b>	<b>\$100,776,240</b>	<b>\$98,029,932</b>	<b>\$2,746,308</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
HB 21-1136	51,825	51,825	0	0	0	0.0
HB 21-1214	111,419	111,419	0	0	0	0.0
HB 21-1228	6,200	6,200	0	0	0	0.0
HB 21-1255	6,200	6,200	0	0	0	0.0
HB 21-1280	92,218	65,818	26,400	0	0	0.0
<b>TOTAL</b>	<b>\$101,044,102</b>	<b>\$98,271,394</b>	<b>\$2,772,708</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
<b>INCREASE/(DECREASE)</b>	\$27,905,888	\$29,895,074	(\$1,989,186)	\$0	\$0	0.0
Percentage Change	38.2%	43.7%	(41.8%)	n/a	n/a	n/a

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes the following adjustments to centrally appropriated line items: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; workers' compensation; legal services; payment to risk management and property funds; vehicle lease payments; capital outlay; payments to the Governor's Office of Information Technology (OIT); and CORE operations.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes a net increase of \$10,596,337 General Fund for the annualization of prior year budget actions. Adjustments include an increase of \$10,616,874 General Fund for the annualization of the FY 2020-21 health, life, dental reduction and a decrease of \$20,537 General Fund for the annualization of prior year decision items.

**RESTORE COURTS AND PROBATION STAFF:** The appropriation includes an increase of \$1,995,951 General Fund for centrally appropriated line items related to the restoration of courts and probation positions that were eliminated in FY 2020-21.

**ADDITIONAL MAGISTRATES:** The appropriation includes an increase of \$495,610 General Fund for centrally appropriated line items to support additional magistrates to address an expected trial backlog in FY 2021-22.

**CARR BUILDING PAYMENTS:** The appropriation includes an increase of \$48,382 General Fund for the 1.8% annual increase in leased space payments for the Ralph L. Carr Colorado Judicial Center.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## CENTRALLY ADMINISTERED PROGRAMS

This Long Bill subsection of the Courts Administration section includes various programs and distributions that are administered by the Office of the State Court Administrator for the benefit of the courts, probation, and administrative functions.

Significant sources of cash funds include the following: the Victims and Witnesses Assistance and Law Enforcement Fund; the Crime Victim Compensation Fund; time payment and late penalty fees credited to the Judicial Collection Enhancement Fund; fines credited to the Fines Collection Cash Fund; docket fees credited to the Judicial Stabilization Cash Fund and the State Commission on Judicial Performance Cash Fund; fees and cost recoveries that are credited to the Judicial Department Information Technology Cash Fund; various fees and cost recovery charges paid by court



system users; surcharges credited to the Court Security Cash Fund and the Family-Friendly Court Program Cash Fund; and fees for divorce proceedings credited to the Family Violence Justice Fund. Reappropriated funds include: General Fund that is appropriated to the Underfunded Courthouse Facility Cash Fund; local victim assistance funds transferred from the Trial Courts section; and federal child support enforcement funds that are transferred from the Department of Human Services.

CENTRALLY ADMINISTERED PROGRAMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$66,558,986	\$14,518,064	\$47,298,667	\$4,742,255	\$0	210.9
SB 20B-002	1,000,000	0	1,000,000	0	0	0.0
SB 21-045	64,940	64,940	0	0	0	0.0
<b>TOTAL</b>	<b>\$67,623,926</b>	<b>\$14,583,004</b>	<b>\$48,298,667</b>	<b>\$4,742,255</b>	<b>\$0</b>	<b>210.9</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$67,623,926	\$14,583,004	\$48,298,667	\$4,742,255	\$0	210.9
Increase Eviction Legal Defense Grant spending authority	1,400,000	0	1,400,000	0	0	0.0
Courthouse furnishings and infrastructure	1,384,262	1,384,262	0	0	0	0.0
Mental health diversion	406,000	0	406,000	0	0	0.0
Additional magistrates	30,000	30,000	0	0	0	0.0
Annualize prior year budget actions	(2,479,824)	(1,859,824)	(620,000)	0	0	0.0
Annualize prior year legislation	(999,652)	8	(999,660)	0	0	0.0
Technical adjustments	(600,000)	0	1,900,000	(2,500,000)	0	0.0
<b>SB 21-205</b>	<b>\$66,764,712</b>	<b>\$14,137,450</b>	<b>\$50,385,007</b>	<b>\$2,242,255</b>	<b>\$0</b>	<b>210.9</b>
SB 21-292	3,750,000	0	3,750,000	0	0	0.0
HB 21-1136	600,001	600,001	0	0	0	0.0
HB 21-1329	1,500,000	0	1,500,000	0	0	0.0
<b>TOTAL</b>	<b>\$72,614,713</b>	<b>\$14,737,451</b>	<b>\$55,635,007</b>	<b>\$2,242,255</b>	<b>\$0</b>	<b>210.9</b>
<b>INCREASE/(DECREASE)</b>	<b>\$4,990,787</b>	<b>\$154,447</b>	<b>\$7,336,340</b>	<b>(\$2,500,000)</b>	<b>\$0</b>	<b>(0.0)</b>
Percentage Change	7.4%	1.1%	15.2%	(52.7%)	n/a	(0.0%)

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 20B-002 transfers \$1.0 million General Fund to the Eviction Legal Defense Fund and requires that money not revert to the General Fund.

Senate Bill 21-045 includes an increase of \$64,940 General Fund for an exonerated persons payout.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INCREASE EVICTION LEGAL DEFENSE GRANT SPENDING AUTHORITY:** The appropriation includes an increase of \$1,400,000 cash funds for the Eviction Legal Defense Grant Program, based on an estimate of funds that will be unspent at the end of the current fiscal year.

**COURTHOUSE FURNISHINGS AND INFRASTRUCTURE:** The appropriation includes an increase of \$1,384,262 General Fund for Courthouse Furnishings and Infrastructure Maintenance at several county courts that are modifying their courthouses.

**MENTAL HEALTH DIVERSION:** The appropriation includes an increase of \$406,000 General Fund for the Mental Health Criminal Justice Diversion Grant Program.

**ADDITIONAL MAGISTRATES:** The appropriation includes an increase of \$30,000 General Fund to support additional magistrates to address an expected trial backlog in FY 2021-22.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for out-year impacts of prior year budget actions.

ANNUALIZE PRIOR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 Decision items	(\$1,794,884)	(\$1,794,884)	\$0	\$0	\$0	0.0
FY 20-21 Continue staffing decreases	(620,000)	0	(620,000)	0	0	0.0
FY 20-21 Exonerated persons payout	(64,940)	(64,940)	0	0	0	0.0
<b>TOTAL</b>	<b>(\$2,479,824)</b>	<b>(\$1,859,824)</b>	<b>(\$620,000)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 18-200 PERA unfunded liability	\$348	\$8	\$340	\$0	\$0	0.0
SB 20B-002 Housing COVID Emergency Assistance	(1,000,000)	0	(1,000,000)	0	0	0.0
<b>TOTAL</b>	<b>(\$999,652)</b>	<b>\$8</b>	<b>(\$999,660)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**TECHNICAL ADJUSTMENTS:** The appropriation makes a number of technical adjustments that result in a decrease of \$600,000 total funds.

## RALPH L. CARR COLORADO JUDICIAL CENTER

This Long Bill subsection of the Courts Administration section includes appropriations related to the operations of the Ralph L. Carr Colorado Judicial Center. The source of funding is the Justice Center Cash Fund, which consists of docket fees, lease payments from Carr Center tenants, and parking fees paid by employees and members of the public who utilize the Carr Center parking garage. Reappropriated funds reflect transfers from the Department of Law and the State Court Administrator's Office (from an appropriation in the Central Appropriations subsection above) for leased space in the Carr Center. The remaining sources of revenue are reflected as cash fund appropriations, and include fee revenue that is used to pay for the Supreme Court and Court of Appeals areas of the Carr Center.

RALPH L. CARR COLORADO JUDICIAL CENTER						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$23,138,366	\$883,418	\$14,803,965	\$7,450,983	\$0	2.0
<b>TOTAL</b>	<b>\$23,138,366</b>	<b>\$883,418</b>	<b>\$14,803,965</b>	<b>\$7,450,983</b>	<b>\$0</b>	<b>2.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$23,138,366	\$883,418	\$14,803,965	\$7,450,983	\$0	2.0
Annualize prior year legislation	13	0	13	0	0	0.0
Carr Building payments	(834,888)	0	(944,376)	109,488	0	0.0
Carr Building maintenance	(169,486)	0	(169,486)	0	0	12.0
<b>SB 21-205</b>	<b>\$22,134,005</b>	<b>\$883,418</b>	<b>\$13,690,116</b>	<b>\$7,560,471</b>	<b>\$0</b>	<b>14.0</b>
<b>TOTAL</b>	<b>\$22,134,005</b>	<b>\$883,418</b>	<b>\$13,690,116</b>	<b>\$7,560,471</b>	<b>\$0</b>	<b>14.0</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$1,004,361)</b>	<b>\$0</b>	<b>(\$1,113,849)</b>	<b>\$109,488</b>	<b>\$0</b>	<b>12.0</b>
Percentage Change	(4.3%)	0.0%	(7.5%)	1.5%	n/a	600.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$13 cash funds to annualize S.B. 18-200 (PERA).

**CARR BUILDING PAYMENTS:** The appropriation includes a decrease of \$834,888 total funds for the Carr Center debt service payment to align with payments due in FY 2021-22.

**CARR CENTER MAINTENANCE:** The appropriation includes a decrease of \$169,486 cash funds from the Justice Center Cash Fund and an increase of 12.0 FTE to assume building management responsibilities from an outside contractor and consolidate building operations to a single line item.

### TRIAL COURTS

This Long Bill section provides funding for operation of the State trial courts, which include district courts in 22 judicial districts, water courts, and county courts (excluding the Denver county court). This section also provides funding to reimburse district attorneys for "mandated costs" incurred for prosecution of state matters as well as the ACTION case management and the statewide discovery sharing systems, which are operated by the Colorado District Attorneys' Council.

*District courts* hear civil cases involving any dollar amount, as well as domestic relations, felony criminal, juvenile, probate, and mental health cases. In addition, district courts handle appeals from municipal and county courts, and review decisions of administrative boards and agencies. Within the district court system, the General Assembly established seven water divisions in the State based on the drainage patterns of major rivers in Colorado. Each water division is staffed by a division engineer, a district court judge who is designated as the water judge by the Colorado Supreme Court, a water referee appointed by the water judge, and a water clerk assigned by the district court. Water judges have exclusive jurisdiction over cases involving the determination of water rights and the use and administration of water. The General Assembly establishes judicial districts and the number of judges for each district in statute; these judges serve renewable six-year terms.

*County courts* have limited jurisdiction, handling civil actions involving no more than \$25,000, misdemeanor cases, civil and criminal traffic infractions, and felony complaints. County courts also issue search warrants and protection orders in cases involving domestic violence. In addition, county courts handle appeals from municipal courts. The General Assembly establishes the number of judges for each county in statute, with each county having at least one; these judges serve renewable four-year terms.

Significant cash fund sources include court docket fees that are credited to the Judicial Stabilization Cash Fund, various fees and cost recovery charges paid by court system users, and grants. Reappropriated funds include funds transferred from other state agencies.

TRIAL COURTS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$191,580,586	\$151,022,945	\$36,682,641	\$2,250,000	\$1,625,000	1,949.5
HB 20-1368	(28,147)	(28,147)	0	0	0	0.0
HB 20-1394	(2,431,835)	(2,431,835)	0	0	0	0.0
<b>TOTAL</b>	<b>\$189,120,604</b>	<b>\$148,562,963</b>	<b>\$36,682,641</b>	<b>\$2,250,000</b>	<b>\$1,625,000</b>	<b>1,949.5</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$189,120,604	\$148,562,963	\$36,682,641	\$2,250,000	\$1,625,000	1,949.5

TRIAL COURTS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Restore courts and probation staff	4,079,196	4,079,196	0	0	0	76.0
Additional magistrates	3,338,215	3,338,215	0	0	0	33.2
DA mandated costs	80,750	80,750	0	0	0	0.0
Annualize prior year legislation	911	334	577	0	0	0.0
Technical adjustments	0	0	0	0	0	23.7
Annualize prior year budget actions	(4,614,439)	(1,217,611)	(3,396,828)	0	0	(122.7)
<b>SB 21-205</b>	<b>\$192,005,237</b>	<b>\$154,843,847</b>	<b>\$33,286,390</b>	<b>\$2,250,000</b>	<b>\$1,625,000</b>	<b>1,959.7</b>
SB 21-173	15,756	15,756	0	0	0	0.2
HB 21-1069	1,894	1,894	0	0	0	0.0
HB 21-1214	189,186	189,186	0	0	0	2.0
HB 21-1255	94,850	94,850	0	0	0	0.5
HB 21-1280	205,266	205,266	0	0	0	2.2
<b>TOTAL</b>	<b>\$192,512,189</b>	<b>\$155,350,799</b>	<b>\$33,286,390</b>	<b>\$2,250,000</b>	<b>\$1,625,000</b>	<b>1,964.6</b>
<b>INCREASE/(DECREASE)</b>	<b>\$3,391,585</b>	<b>\$6,787,836</b>	<b>(\$3,396,251)</b>	<b>\$0</b>	<b>\$0</b>	<b>15.1</b>
Percentage Change	1.8%	4.6%	(9.3%)	0.0%	0.0%	0.8%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**RESTORE COURTS AND PROBATION STAFF:** The appropriation includes an increase of \$4,079,196 General Fund and 76.0 FTE for the division to restore courts and probation positions that were eliminated in FY 2020-21. The increase is based on an anticipated rise in caseload for FY 2021-22.

**ADDITIONAL MAGISTRATES:** The appropriation includes an increase of \$3,338,215 General Fund and 33.2 FTE for additional magistrates for the division to address an expected trial backlog in FY 2021-22.

**DA MANDATED COSTS:** The appropriation includes an increase of \$80,750 General Fund for the Colorado District Attorney's Council for District Attorney mandated costs.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$911 total funds for the annualization of SB 18-200 (PERA).

**TECHNICAL ADJUSTMENTS:** The appropriation includes technical adjustments that result in an increase of 23.7 FTE in this division.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes a decrease of \$4,614,439 total funds to continue FY 2020-21 staffing decreases.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## PROBATION AND RELATED SERVICES

This Long Bill section provides funding for probation officers and staff, as well as services that are provided to offenders on probation or related to the probation function. Persons convicted of certain offenses are eligible to apply to the court for probation. An offender on probation serves a sentence in the community under the supervision of a probation officer, subject to conditions imposed by the court. A breach of any imposed condition may result in revocation or modification of probation, or incarceration. Managed by the Chief Probation Officer in each judicial district, approximately 1,300 employees prepare assessments and provide pre-sentence investigation services to the courts, supervise adult and juvenile offenders sentenced to community programs, and provide notification and support services to victims. The Chief Probation Officer is supervised by the Chief Judge in each district. Investigation and supervision services are provided based on priorities established by the Chief Justice and each offender's risk of re-offending.

Cash fund sources include: payments and fees that are credited to the Offender Services Fund, the Correctional Treatment Cash Fund, the Alcohol and Drug Driving Safety Program Fund, the Sex Offender Surcharge Fund, the Interstate Compact Probation Transfer Cash Fund, and the Offender Identification Fund; the Marijuana Tax Cash Fund; and various fees, cost recoveries, and grants. Sources of reappropriated funds include: General Fund that is appropriated to the Correctional Treatment Cash Fund; Victims and Witnesses Assistance and Law Enforcement Board grants that are transferred from the Courts Administration section; and transfers from other state agencies.

PROBATION AND RELATED SERVICES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$164,932,835	\$98,811,222	\$31,028,625	\$32,292,988	\$2,800,000	1,296.8
<b>TOTAL</b>	<b>\$164,932,835</b>	<b>\$98,811,222</b>	<b>\$31,028,625</b>	<b>\$32,292,988</b>	<b>\$2,800,000</b>	<b>1,296.8</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$164,932,835	\$98,811,222	\$31,028,625	\$32,292,988	\$2,800,000	1,296.8
Restore courts and probation staff	3,050,751	3,050,751	0	0	0	52.5
Community provider rate	848,229	333,378	413,714	101,137	0	0.0
Annualize prior year legislation	219	219	0	0	0	0.0
Annualize prior year budget actions	(3,143,375)	(1,393,375)	(1,750,000)	0	0	(53.7)
Technical adjustments	(1,192,533)	0	(789,058)	(403,475)	0	4.1
Indirect cost assessment	(13,550)	0	(13,550)	0	0	0.0
<b>SB 21-205</b>	<b>\$164,482,576</b>	<b>\$100,802,195</b>	<b>\$28,889,731</b>	<b>\$31,990,650</b>	<b>\$2,800,000</b>	<b>1,299.7</b>
<b>TOTAL</b>	<b>\$164,482,576</b>	<b>\$100,802,195</b>	<b>\$28,889,731</b>	<b>\$31,990,650</b>	<b>\$2,800,000</b>	<b>1,299.7</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$450,259)</b>	<b>\$1,990,973</b>	<b>(\$2,138,894)</b>	<b>(\$302,338)</b>	<b>\$0</b>	<b>2.9</b>
Percentage Change	(0.3%)	2.0%	(6.9%)	(0.9%)	0.0%	0.2%

### FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**RESTORE COURTS AND PROBATION STAFF:** The appropriation includes an increase of \$3,050,751 General Fund and 52.5 FTE for the division to restore courts and probation positions that were eliminated in FY 2020-21. The increase is based on an anticipated rise in caseload for FY 2021-22.

**COMMUNITY PROVIDER RATE:** The appropriation includes an increase of \$848,229 total funds for the community provider rate common policy adjustment.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$219 General Fund for the annualization of SB 18-200 (PERA).

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes a decrease of \$3,143,375 total funds to continue FY 2020-21 staffing decreases.

**TECHNICAL ADJUSTMENTS:** The appropriation makes a number of technical adjustments that result in a decrease of \$1,192,533 total funds and an increase of 4.1 FTE in this division.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease to the division's indirect cost plan.

## OFFICE OF THE STATE PUBLIC DEFENDER

The Office of the State Public Defender (OSPD) is an independent agency that provides legal representation for indigent defendants who are facing the possibility of incarceration. The OSPD provides representation through employees who are located around the state. The OSPD is comprised of a central administrative office, an appellate office, and 21 regional trial offices.

OFFICE OF THE STATE PUBLIC DEFENDER						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$108,256,486	\$108,116,486	\$140,000	\$0	\$0	925.1
<b>TOTAL</b>	<b>\$108,256,486</b>	<b>\$108,116,486</b>	<b>\$140,000</b>	<b>\$0</b>	<b>\$0</b>	<b>925.1</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$108,256,486	\$108,116,486	\$140,000	\$0	\$0	925.1
Annualize prior year budget actions	3,860,692	3,845,692	15,000	0	0	2.7
OSPD staffing increase	3,471,859	3,471,859	0	0	0	36.8
Centrally appropriated line items	3,090,453	3,090,453	0	0	0	0.0
Annualize prior year legislation	61	61	0	0	0	0.0
<b>SB 21-205</b>	<b>\$118,679,551</b>	<b>\$118,524,551</b>	<b>\$155,000</b>	<b>\$0</b>	<b>\$0</b>	<b>964.6</b>
SB 21-146	157,760	157,760	0	0	0	1.8
HB 21-1280	67,136	67,136	0	0	0	0.0
<b>TOTAL</b>	<b>\$118,904,447</b>	<b>\$118,749,447</b>	<b>\$155,000</b>	<b>\$0</b>	<b>\$0</b>	<b>966.4</b>
<b>INCREASE/(DECREASE)</b>	<b>\$10,647,961</b>	<b>\$10,632,961</b>	<b>\$15,000</b>	<b>\$0</b>	<b>\$0</b>	<b>41.3</b>
Percentage Change	9.8%	9.8%	10.7%	n/a	n/a	4.5%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impacts of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 Health, life, dental reduction	\$3,908,564	\$3,908,564	\$0	\$0	\$0	0.0
FY 20-21 OSPD Staffing requirements	18,518	18,518	0	0	0	2.7
FY 20-21 OSPD Denver grant funding	15,000	0	15,000	0	0	0.0
FY 20-21 OSPD IT security	(81,390)	(81,390)	0	0	0	0.0
<b>TOTAL</b>	<b>\$3,860,692</b>	<b>\$3,845,692</b>	<b>\$15,000</b>	<b>\$0</b>	<b>\$0</b>	<b>2.7</b>

**OSPD STAFFING INCREASE:** The appropriation includes \$3,471,859 General Fund and 36.8 FTE for FY 2021-22 to increase staffing for indigent defense provided by the Office of the State Public Defender. This builds on partial funding that the General Assembly approved in FY 2020-21.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items for the following: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; salary survey; and vehicle lease.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes \$61 General Fund for the annualization of SB 18-200 (PERA).

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## OFFICE OF THE ALTERNATE DEFENSE COUNSEL

The Office of Alternate Defense Counsel (OADC) is an independent agency that provides legal representation for indigent defendants in criminal and juvenile delinquency cases in which the Office of the State Public Defender is precluded from doing so because of an ethical conflict of interest. The OADC provides legal representation by contracting with licensed attorneys and investigators. Cash funds are from training fees.

OFFICE OF THE ALTERNATE DEFENSE COUNSEL						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$52,067,382	\$51,987,382	\$80,000	\$0	\$0	16.0
SB 21-045	(4,520,835)	(4,520,835)	0	0	0	0.0
<b>TOTAL</b>	<b>\$47,546,547</b>	<b>\$47,466,547</b>	<b>\$80,000</b>	<b>\$0</b>	<b>\$0</b>	<b>16.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$47,546,547	\$47,466,547	\$80,000	\$0	\$0	16.0
Annualize prior year budget actions	4,566,853	4,566,853	0	0	0	0.0
Centrally appropriated line items	98,195	98,195	0	0	0	0.0
Annualize prior year legislation	86	86	0	0	0	0.0
OADC caseload decrease	(4,520,835)	(4,520,835)	0	0	0	0.0
<b>SB 21-205</b>	<b>\$47,690,846</b>	<b>\$47,610,846</b>	<b>\$80,000</b>	<b>\$0</b>	<b>\$0</b>	<b>16.0</b>
<b>TOTAL</b>	<b>\$47,690,846</b>	<b>\$47,610,846</b>	<b>\$80,000</b>	<b>\$0</b>	<b>\$0</b>	<b>16.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$144,299</b>	<b>\$144,299</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>(0.0)</b>
Percentage Change	0.3%	0.3%	0.0%	n/a	n/a	(0.0%)

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-045 includes a decrease of \$4,520,835 General Fund in FY 2020-21 for the Office of the Alternate Defense Counsel to reflect a decrease in caseload.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes a total increase of \$4,566,853 total funds for the out-year impacts of prior year budget actions. Adjustments include an increase of \$4,520,835 General Fund for the annualization of a FY 2020-21 caseload decrease and \$46,018 General Fund for restoration of the FY 2020-21 health, life, dental reduction.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items for the following: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; and salary increases.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$86 General Fund for the annualization of SB 18-200 (PERA).

**OADC CASELOAD DECREASE:** The appropriation includes a decrease of \$4,520,835 General Fund for projected caseload decreases at the OADC.

## OFFICE OF THE CHILD'S REPRESENTATIVE

The Office of the Child's Representative (OCR) is an independent agency that is responsible for ensuring the provision of uniform, high-quality legal representation and non-legal advocacy to children involved in judicial proceedings. Generally, this includes representing children involved in the court system due to abuse or neglect, delinquency, truancy, high conflict divorce, alcohol or drug abuse, mental health issues, and probate matters. In most judicial districts, OCR provides legal representation by contracting with private attorneys or multi-disciplinary law offices. However, in El Paso County, the OCR employs attorneys and other staff to provide legal representation through a centralized office rather than through contracted services. Reappropriated funds are from federal funds transferred from the Department of Human Services.

OFFICE OF THE CHILD'S REPRESENTATIVE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$32,857,067	\$31,094,622	\$0	\$1,762,445	\$0	34.4
SB 20-162	211,200	211,200	0	0	0	0.0
<b>TOTAL</b>	<b>\$33,068,267</b>	<b>\$31,305,822</b>	<b>\$0</b>	<b>\$1,762,445</b>	<b>\$0</b>	<b>34.4</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$33,068,267	\$31,305,822	\$0	\$1,762,445	\$0	34.4
Annualize prior year legislation	211,200	211,206	0	(6)	0	0.0
Annualize prior year budget actions	170,224	160,268	0	9,956	0	0.0
Centrally appropriated line items	96,033	95,495	0	538	0	0.0
OCR caseload adjustment	(1,984,079)	(1,984,079)	0	0	0	0.0
<b>SB 21-205</b>	<b>\$31,561,645</b>	<b>\$29,788,712</b>	<b>\$0</b>	<b>\$1,772,933</b>	<b>\$0</b>	<b>34.4</b>
HB 21-1094	52,392	52,392	0	0	0	0.5
<b>TOTAL</b>	<b>\$31,614,037</b>	<b>\$29,841,104</b>	<b>\$0</b>	<b>\$1,772,933</b>	<b>\$0</b>	<b>34.9</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$1,454,230)</b>	<b>(\$1,464,718)</b>	<b>\$0</b>	<b>\$10,488</b>	<b>\$0</b>	<b>0.5</b>
Percentage Change	(4.4%)	(4.7%)	n/a	0.6%	n/a	1.5%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$211,200 General Fund for the annualization of SB 20-162 (Federal Family First) and a net-zero total impact for the annualization of SB 18-200 (PERA).

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes an increase of \$170,224 total funds for the out-year impacts of prior year budget actions. Adjustments include increases of \$160,268 General Fund for the restoration of the FY 2020-21 General Fund health, life, dental reduction, and \$9,956 reappropriated funds for a new staff attorney.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items for the following: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; and salary increases.



**OCR CASELOAD ADJUSTMENT:** The appropriation includes a reduction of \$1,984,079 General Fund to reflect a projected decrease in attorney caseload and workload for the Office of the Child's Representative.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## OFFICE OF THE RESPONDENT PARENTS' COUNSEL

The Office of the Respondent Parents' Counsel (ORPC) is an independent agency charged with ensuring the provision and availability of high-quality legal representation for indigent respondent parents involved in dependency and neglect proceedings. The ORPC provides legal representation by contracting with licensed attorneys. Cash funds are from training fees, and reappropriated funds are from federal funds transferred from the Department of Human Services.

OFFICE OF THE RESPONDENT PARENTS' COUNSEL						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$27,814,574	\$22,474,237	\$48,000	\$5,292,337	\$0	14.0
SB 20-162	178,560	178,560	0	0	0	0.0
SB 21-045	1,510,276	1,510,276	0	0	0	0.0
<b>TOTAL</b>	<b>\$29,503,410</b>	<b>\$24,163,073</b>	<b>\$48,000</b>	<b>\$5,292,337</b>	<b>\$0</b>	<b>14.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$29,503,410	\$24,163,073	\$48,000	\$5,292,337	\$0	14.0
Annualize prior year legislation	178,559	178,562	0	(3)	0	0.0
Annualize prior year budget actions	71,538	66,284	0	5,254	0	0.0
Centrally appropriated line items	70,183	58,540	0	11,643	0	0.0
ORPC appointments and costs	(640,140)	(640,140)	0	0	0	0.0
<b>SB 21-205</b>	<b>\$29,183,550</b>	<b>\$23,826,319</b>	<b>\$48,000</b>	<b>\$5,309,231</b>	<b>\$0</b>	<b>14.0</b>
<b>TOTAL</b>	<b>\$29,183,550</b>	<b>\$23,826,319</b>	<b>\$48,000</b>	<b>\$5,309,231</b>	<b>\$0</b>	<b>14.0</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$319,860)</b>	<b>(\$336,754)</b>	<b>\$0</b>	<b>\$16,894</b>	<b>\$0</b>	<b>0.0</b>
Percentage Change	(1.1%)	(1.4%)	0.0%	0.3%	n/a	0.0%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-045 includes an increase of \$1,510,276 General Fund in FY 2020-21 for the Office of the Respondent Parents' Counsel for increases for Court-appointed Counsel and Mandated Costs due to an increase in appointments and costs per appointment.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 20-162 Federal Family First	\$178,560	\$178,560	\$0	\$0	\$0	0.0
SB 18-200 PERA unfunded liability	(1)	2	0	(3)	0	0.0
<b>TOTAL</b>	<b>\$178,559</b>	<b>\$178,562</b>	<b>\$0</b>	<b>(\$3)</b>	<b>\$0</b>	<b>0.0</b>

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes a total increase of \$71,538 total funds of the out-year impacts of prior-year budget actions. Adjustments include increases of \$66,284 General Fund for the restoration of the FY 2020-21 health, life, dental adjustment, and \$5,254 reappropriated funds for the FY 2020-21 Carrie Ann Lucas Fellowship.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items for the following: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; and salary increases.

**ORPC APPOINTMENTS AND COSTS:** The appropriation includes a decrease of \$640,140 General Fund below the final FY 2020-21 appropriation (as modified by S.B. 21-045) for the Office of the Respondent Parents' Counsel (ORPC). This amount includes an increase of \$432,281 for court-appointed counsel that is offset by a decrease of \$1,072,421 for mandated costs. The appropriation reflects the ORPC's most recent projections and year-to-date data.

## OFFICE OF THE CHILD PROTECTION OMBUDSMAN

The Office of the Child Protection Ombudsman (OCPO) is an independent agency that serves as a resource for persons involved in the child welfare system, reviews and investigates complaints concerning child protection services, makes recommendations about system improvements, and educates the public concerning child maltreatment.

OFFICE OF THE CHILD PROTECTION OMBUDSMAN						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$961,637	\$961,637	\$0	\$0	\$0	8.0
<b>TOTAL</b>	<b>\$961,637</b>	<b>\$961,637</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>8.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$961,637	\$961,637	\$0	\$0	\$0	8.0
OCPO additional FTE	88,355	88,355	0	0	0	1.0
Centrally appropriated line items	21,059	21,059	0	0	0	0.0
Annualize prior year legislation	2	2	0	0	0	0.0
<b>SB 21-205</b>	<b>\$1,071,053</b>	<b>\$1,071,053</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>9.0</b>
HB 21-1313	90,600	90,600	0	0	0	0.9
<b>TOTAL</b>	<b>\$1,161,653</b>	<b>\$1,161,653</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>9.9</b>
<b>INCREASE/(DECREASE)</b>	<b>\$200,016</b>	<b>\$200,016</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>1.9</b>
Percentage Change	20.8%	20.8%	n/a	n/a	n/a	23.8%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**OCPO ADDITIONAL FTE:** The appropriation includes \$88,355 General Fund and 1.0 FTE for an additional analyst in the Office of the Child Protection Ombudsman to address increasing caseload.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items for the following: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; and salary increases.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$2 General Fund for the annualization of S.B. 18-200 (PERA).

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## INDEPENDENT ETHICS COMMISSION

The Independent Ethics Commission is an independent agency that is responsible for hearing complaints, issuing findings, assessing penalties, and issuing advisory opinions on ethics issues arising under Article XXIX of the State Constitution and other standards of conduct and reporting requirements as provided by law. The Commission has jurisdiction over all state legislative and executive branch elected officials and employees, as well as elected officials and employees of all Colorado counties and municipalities, unless the county or municipality is a home rule jurisdiction that has adopted charters, ordinances, or resolutions that address the matters covered by Article XXIX.

INDEPENDENT ETHICS COMMISSION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$189,271	\$189,271	\$0	\$0	\$0	1.0
<b>TOTAL</b>	<b>\$189,271</b>	<b>\$189,271</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>1.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$189,271	\$189,271	\$0	\$0	\$0	1.0
Centrally appropriated line items	3,960	3,960	0	0	0	0.0
<b>SB 21-205</b>	<b>\$193,231</b>	<b>\$193,231</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>1.0</b>
<b>TOTAL</b>	<b>\$193,231</b>	<b>\$193,231</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>1.0</b>
<b>INCREASE/(DECREASE)</b>	\$3,960	\$3,960	\$0	\$0	\$0	0.0
Percentage Change	2.1%	2.1%	n/a	n/a	n/a	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items for the following: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; and salary increases.

## OFFICE OF PUBLIC GUARDIANSHIP

The Office of Public Guardianship is an independent agency that provides legal guardianship services for incapacitated and indigent adults who have no other guardianship prospects. A pilot program will begin in the Second Judicial District (Denver) in 2020. The Office will report to the General Assembly by January 1, 2023 and will be automatically repealed on December 31, 2023 if the program is not continued or expanded by the General Assembly during the 2023 session. The cash funds are from probate fees.

OFFICE OF PUBLIC GUARDIANSHIP						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$733,844	\$0	\$733,844	\$0	\$0	6.0
<b>TOTAL</b>	<b>\$733,844</b>	<b>\$0</b>	<b>\$733,844</b>	<b>\$0</b>	<b>\$0</b>	<b>6.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$733,844	\$0	\$733,844	\$0	\$0	6.0
OPG additional FTE for behavioral health clients	89,684	0	0	89,684	0	1.0
Centrally appropriated line items	17,669	0	17,669	0	0	0.0

OFFICE OF PUBLIC GUARDIANSHIP						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Annualize prior year legislation	56	0	56	0	0	0.0
<b>SB 21-205</b>	<b>\$841,253</b>	<b>\$0</b>	<b>\$751,569</b>	<b>\$89,684</b>	<b>\$0</b>	<b>7.0</b>
<b>TOTAL</b>	<b>\$841,253</b>	<b>\$0</b>	<b>\$751,569</b>	<b>\$89,684</b>	<b>\$0</b>	<b>7.0</b>
<b>INCREASE/(DECREASE)</b>	\$107,409	\$0	\$17,725	\$89,684	\$0	1.0
Percentage Change	14.6%	n/a	2.4%	n/a	n/a	16.7%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**OPG ADDITIONAL FTE FOR BEHAVIORAL HEALTH CLIENTS:** The appropriation includes \$89,684 reappropriated funds and 1.0 FTE for the Office of Public Guardianship to provide guardianships to qualified Office of Behavioral Health (OBH) clients.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items for the following: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; and salary increases.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$56 cash funds for the annualization of S.B. 18-200 (PERA).

# Details

## DEPARTMENT OF LABOR AND EMPLOYMENT

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

DEPARTMENT OF LABOR AND EMPLOYMENT						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$280,701,603</b>	<b>\$18,494,327</b>	<b>\$96,509,312</b>	<b>\$6,388,200</b>	<b>\$159,309,764</b>	<b>1,292.7</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Executive Director's Office	56,493,929	4,933,424	23,589,971	648,855	27,321,679	110.7
Division of Unemployment Insurance	54,521,792	0	12,816,379	0	41,705,413	484.1
Division of Employment and Training	74,143,010	1,181,511	28,731,332	518,208	43,711,959	207.9
Division of Labor Standards and Statistics	5,572,849	552,908	2,733,043	0	2,286,898	71.8
Division of Oil and Public Safety	6,479,571	105,080	5,645,752	19,318	709,421	69.5
Division of Workers' Compensation	22,387,265	0	22,387,265	0	0	111.0
Division of Vocational Rehabilitation and Independent Living Services	61,103,187	11,721,404	605,570	5,201,819	43,574,394	237.7
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$273,448,021	\$21,714,537	\$81,583,758	\$9,699,764	\$160,449,962	1,283.1
SB 20-205 Sick leave for employees	206,566	206,566	0	0	0	2.7
HB 20-1153 Partnership for quality jobs	412,584	0	412,584	0	0	4.4
HB 20-1379 Suspend PERA distribution	(2,035,721)	(126,776)	(757,183)	(11,564)	(1,140,198)	0.0
HB 20-1395 End WORK Act grants	(6,600,000)	(3,300,000)	0	(3,300,000)	0	(2.0)
HB 20-1415 Whistleblower protection	270,153	0	270,153	0	0	2.5
HB 21-1290 Add'l fund. Just Transition	15,000,000	0	15,000,000	0	0	2.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$351,984,636</b>	<b>\$20,396,768</b>	<b>\$144,555,509</b>	<b>\$6,436,493</b>	<b>\$180,595,866</b>	<b>1,315.9</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Executive Director's Office	61,815,231	6,007,233	25,082,684	697,145	30,028,169	113.8
Division of Unemployment Insurance	72,073,617	5,741	12,862,269	0	59,205,607	484.4
Division of Employment and Training	119,649,685	1,463,135	73,956,380	518,211	43,711,959	209.6
Division of Labor Standards and Statistics	7,640,166	940,831	3,333,019	0	3,366,316	83.9
Division of Oil and Public Safety	6,479,571	105,080	5,645,752	19,318	709,421	69.5
Division of Workers' Compensation	21,907,633	0	21,907,633	0	0	111.0
Division of Vocational Rehabilitation and Independent Living Services	61,256,531	11,874,748	605,570	5,201,819	43,574,394	237.7
Division of Family and Medical Leave Insurance	1,162,202	0	1,162,202	0	0	6.0
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
SB 21-205 Long Bill	\$289,121,540	\$19,644,267	\$82,444,914	\$6,436,493	\$180,595,866	1,298.9
SB 21-039 Elim. subminimum wage	13,160	13,160	0	0	0	0.2
SB 21-087 Agricultural workers' rights	474,657	0	474,657	0	0	5.2
SB 21-131 Protect personal information	45,890	0	45,890	0	0	0.3
SB 21-233 CDLE UI division enterprise	75,000	75,000	0	0	0	0.0
SB 21-239 Human services referral	5,741	5,741	0	0	0	0.0
SB 21-246 Beneficial electrification	73,351	73,351	0	0	0	0.9
SB 21-251 GF loan family medical leave	1,500,000	0	1,500,000	0	0	6.0

DEPARTMENT OF LABOR AND EMPLOYMENT						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 21-1007 State apprenticeship agency	485,249	485,249	0	0	0	3.1
HB 21-1149 Energy sector career path	90,048	0	90,048	0	0	1.3
HB 21-1194 Immigration legal defense	100,000	100,000	0	0	0	0.0
HB 21-1264 Funds workforce develop	60,000,000	0	60,000,000	0	0	0.0
<b>INCREASE/(DECREASE)</b>	<b>\$71,283,033</b>	<b>\$1,902,441</b>	<b>\$48,046,197</b>	<b>\$48,293</b>	<b>\$21,286,102</b>	<b>23.2</b>
Percentage Change	25.4%	10.3%	49.8%	0.8%	13.4%	1.8%

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the Department of Labor and Employment are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$179,860,757	\$0	\$9,714,302	\$5,201,819	\$164,944,636

## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### EXECUTIVE DIRECTOR'S OFFICE

The Office provides funding for common services to all divisions including legal services from the Department of Law and information technology services from the Governor's Office of Information Technology. Additionally, this office provides support services to all divisions including budgeting, accounting, and human resources services.

Funding for the Office is 9.7 percent General Fund, 40.6 percent cash funds, 1.1 percent reappropriated funds, and 48.6 percent federal funds. The Employment Support Fund and Workers' Compensation Cash Fund are the largest sources of cash funds.

EXECUTIVE DIRECTOR'S OFFICE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 APPROPRIATION:</b>						
HB 20-1360	\$58,442,664	\$5,060,200	\$24,260,168	\$660,419	\$28,461,877	110.7
HB 20-1153	23,026	0	23,026	0	0	0.0
HB 20-1379	(2,035,721)	(126,776)	(757,183)	(11,564)	(1,140,198)	0.0
HB 20-1415	63,960	0	63,960	0	0	0.0
<b>TOTAL</b>	<b>\$56,493,929</b>	<b>\$4,933,424</b>	<b>\$23,589,971</b>	<b>\$648,855</b>	<b>\$27,321,679</b>	<b>110.7</b>
<b>FY 2021-22 APPROPRIATION:</b>						
FY 2020-21 Appropriation	\$56,493,929	\$4,933,424	\$23,589,971	\$648,855	\$27,321,679	110.7
Annualize prior year legislation	2,089,447	126,776	810,909	11,564	1,140,198	0.0
Centrally appropriated line items	1,859,186	122,346	245,602	(75,054)	1,566,292	0.0
Annualize prior year budget actions	276,218	276,218	0	0	0	0.0
Wage theft enforcement	60,122	0	60,122	0	0	0.0
Indirect cost adjustments	0	(111,780)	0	111,780	0	0.0
<b>SB 21-205</b>	<b>\$60,778,902</b>	<b>\$5,346,984</b>	<b>\$24,706,604</b>	<b>\$697,145</b>	<b>\$30,028,169</b>	<b>110.7</b>
SB 21-087	38,282	0	38,282	0	0	0.0
SB 21-233	75,000	75,000	0	0	0	0.0
SB 21-251	337,798	0	337,798	0	0	0.0
HB 21-1007	485,249	485,249	0	0	0	3.1
HB 21-1194	100,000	100,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$61,815,231</b>	<b>\$6,007,233</b>	<b>\$25,082,684</b>	<b>\$697,145</b>	<b>\$30,028,169</b>	<b>113.8</b>
<b>INCREASE/(DECREASE)</b>	<b>\$5,321,302</b>	<b>\$1,073,809</b>	<b>\$1,492,713</b>	<b>\$48,290</b>	<b>\$2,706,490</b>	<b>3.1</b>

EXECUTIVE DIRECTOR'S OFFICE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Percentage Change	9.4%	21.8%	6.3%	7.4%	9.9%	2.8%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes the following adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend PERA distribution	\$2,035,721	\$126,776	\$757,183	\$11,564	\$1,140,198	0.0
HB 20-1153 Partnership for quality jobs	53,726	0	53,726	0	0	0.0
<b>TOTAL</b>	<b>\$2,089,447</b>	<b>\$126,776</b>	<b>\$810,909</b>	<b>\$11,564</b>	<b>\$1,140,198</b>	<b>0.0</b>

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes the following adjustments to centrally appropriated line items in this division.

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Salary survey	\$3,021,871	\$197,870	\$1,179,431	\$21,791	\$1,622,779	0.0
Health, life, and dental	542,446	105,049	141,047	26,469	269,881	0.0
Payment to risk management / property funds	102,401	2,048	30,721	0	69,632	0.0
Leased space	60,346	0	60,346	0	0	0.0
Statewide indirect cost recoveries	36,726	0	(38,571)	0	75,297	0.0
Capitol Complex leased space	4,639	0	4,639	0	0	0.0
Shift differential	1,656	0	0	0	1,656	0.0
Payments to OIT	(1,477,849)	(206,785)	(848,176)	(156,485)	(266,403)	0.0
Legal services	(169,224)	(13,538)	(67,689)	0	(87,997)	0.0
CORE	(109,783)	0	(54,891)	0	(54,892)	0.0
Workers' compensation	(48,356)	(1,934)	(13,540)	0	(32,882)	0.0
PERA Direct Distribution	(41,823)	6,970	(37,020)	6,509	(18,282)	0.0
AED	(23,870)	17,394	(50,859)	13,146	(3,551)	0.0
SAED	(23,870)	17,394	(50,859)	13,146	(3,551)	0.0
Short-term disability	(9,142)	30	(4,732)	370	(4,810)	0.0
Vehicle lease payments	(6,982)	(2,152)	(4,245)	0	(585)	0.0
<b>TOTAL</b>	<b>\$1,859,186</b>	<b>\$122,346</b>	<b>\$245,602</b>	<b>(\$75,054)</b>	<b>\$1,566,292</b>	<b>0.0</b>

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes an increase of \$276,218 General Fund to eliminate the FY 2020-21 5.0 percent General Fund personal services reduction that was implemented through the Health, Life, Dental line item.

**WAGE THEFT ENFORCEMENT:** The appropriation includes an increase in cash funds spending authority from the Wage Theft Enforcement Fund to support labor standards enforcement. The funds in this division will support the Labor Standards Unit by increasing payments for legal services to defend challenges to agency rulings.

**INDIRECT COST ADJUSTMENTS:** The appropriation includes an increase in statewide indirect cost assessments, which offset the need for General Fund otherwise required in this department. This is reflected as an increased appropriation of reappropriated funds and a decreased appropriation of General Fund.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## DIVISION OF UNEMPLOYMENT INSURANCE

Unemployment Insurance (UI) Programs provide weekly benefits to individuals who have lost their job through no fault of their own. Responsibilities include tax collection from employers, benefit payments, employer tax audits, call center operation, and claimant appeal application processing. Additionally, the UI Fraud Program identifies, investigates, and prosecutes unqualified individuals who receive UI benefits and employers who fail to pay UI premiums and taxes. The Division's funding consists of 82.1 percent federal funds, 17.8 percent cash funds, and 0.1 percent General Fund. The Employment Support Fund is the primary source of cash funds and derives from a portion of UI premiums paid by employers. The Unemployment Revenue Fund, a smaller source of cash funds, derives from penalties on employers and employees for violating unemployment insurance requirements.

DIVISION OF UNEMPLOYMENT INSURANCE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$54,521,792	\$0	\$12,816,379	\$0	\$41,705,413	484.1
<b>TOTAL</b>	<b>\$54,521,792</b>	<b>\$0</b>	<b>\$12,816,379</b>	<b>\$0</b>	<b>\$41,705,413</b>	<b>484.1</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$54,521,792	\$0	\$12,816,379	\$0	\$41,705,413	484.1
Informational funds adjustment	17,500,000	0	0	0	17,500,000	0.0
Annualize prior year legislation	194	0	0	0	194	0.0
<b>SB 21-205</b>	<b>\$72,021,986</b>	<b>\$0</b>	<b>\$12,816,379</b>	<b>\$0</b>	<b>\$59,205,607</b>	<b>484.1</b>
SB 21-131	45,890	0	45,890	0	0	0.3
SB 21-239	5,741	5,741	0	0	0	0.0
<b>TOTAL</b>	<b>\$72,073,617</b>	<b>\$5,741</b>	<b>\$12,862,269</b>	<b>\$0</b>	<b>\$59,205,607</b>	<b>484.4</b>
<b>INCREASE/(DECREASE)</b>	<b>\$17,551,825</b>	<b>\$5,741</b>	<b>\$45,890</b>	<b>\$0</b>	<b>\$17,500,194</b>	<b>0.3</b>
Percentage Change	32.2%	n/a	0.4%	n/a	42.0%	0.1%

### FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INFORMATIONAL FUNDS ADJUSTMENT:** The appropriation includes adjustments to federal funds shown for informational purposes. This includes increases for administration of the state's unemployment insurance programs, including funding for fraud detection, provided through federal stimulus legislation.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an adjustment for the out-year impact of S.B. 18-200 (PERA unfunded liability).

## DIVISION OF EMPLOYMENT AND TRAINING

The Division of Employment and Training offers free assistance to job seekers, including: job search assistance, additional job training, and classes to improve interview and résumé skills. These services are offered through state and county one-stop workforce centers. Additionally, workforce centers match employers with qualified candidates to fill job vacancies. Funding for these programs consists of cash funds, primarily from the Employment Support Fund, and various federal funds including from the Workforce Innovation and Opportunity Act. This division also houses the Colorado Workforce Development Council, which supports collaboration between state agencies that are responsible for workforce issues and is funded in part by reappropriated funds transferred from the Departments of



Higher Education, Education, Local Affairs, and Human Services. Finally, this division includes funding for various state-created employment and training programs that are supported by state General Fund and cash funds.

DIVISION OF EMPLOYMENT AND TRAINING						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$65,743,010	\$4,481,511	\$13,731,332	\$3,818,208	\$43,711,959	207.9
HB 20-1395	(6,600,000)	(3,300,000)	0	(3,300,000)	0	(2.0)
HB 21-1290	15,000,000	0	15,000,000	0	0	2.0
<b>TOTAL</b>	<b>\$74,143,010</b>	<b>\$1,181,511</b>	<b>\$28,731,332</b>	<b>\$518,208</b>	<b>\$43,711,959</b>	<b>207.9</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$74,143,010	\$1,181,511	\$28,731,332	\$518,208	\$43,711,959	207.9
Office of Just Transition	208,273	208,273	0	0	0	1.5
Restore Veterans Service-to-Career Program funding	200,000	0	200,000	0	0	0.0
Annualize prior year legislation	(15,064,997)	0	(15,065,000)	3	0	(2.0)
<b>SB 21-205</b>	<b>\$59,486,286</b>	<b>\$1,389,784</b>	<b>\$13,866,332</b>	<b>\$518,211</b>	<b>\$43,711,959</b>	<b>207.4</b>
SB 21-246	73,351	73,351	0	0	0	0.9
HB 21-1149	90,048	0	90,048	0	0	1.3
HB 21-1264	60,000,000	0	60,000,000	0	0	0.0
<b>TOTAL</b>	<b>\$119,649,685</b>	<b>\$1,463,135</b>	<b>\$73,956,380</b>	<b>\$518,211</b>	<b>\$43,711,959</b>	<b>209.6</b>
<b>INCREASE/(DECREASE)</b>	<b>\$45,506,675</b>	<b>\$281,624</b>	<b>\$45,225,048</b>	<b>\$3</b>	<b>\$0</b>	<b>1.7</b>
Percentage Change	61.4%	23.8%	157.4%	0.0%	0.0%	0.8%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

House Bill 21-1290 (Additional Funding for Just Transition) transfers \$15,000,000 General Fund to cash funds administered by the Department of Labor and Employment and appropriates \$15,000,000 from these funds for FY 2020-21 for programs to assist workers and communities adversely affected by the closure of coal mines and coal fired power plants. Any amounts that are unexpended in FY 2020-21 may be rolled forward for expenditure in FY 2022-23 and FY 2023-24. For additional information, see *Appendix A, Recent Legislation*.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**OFFICE OF JUST TRANSITION:** The appropriation adds \$208,273 General Fund and 1.5 FTE in FY 2021-22 and ongoing to support implementation of Colorado’s Just Transition Plan, which was released December 31, 2020. The additional staff and funds will enable the Office of Just Transition to work with coal workers and communities across the State that are affected by the transition from coal-based power production by bringing the total appropriation for the Office to \$366,625 General Fund and 3.5 FTE. The Office expects to begin implementing the Just Transition Plan in late FY 2020-21, which will include developing a package of training, job search and relocation support services for workers transitioning from a coal-based economy, assisting affected communities in developing local transition programs, aligning and coordinating existing state programs to support local transition plans, and developing new financial resources for just transitions activities.

**RESTORE VETERANS SERVICE-TO-CAREER PROGRAM FUNDING:** The appropriation restores funding for the Veterans Service-to-Career Program from \$300,000 in FY 2020-21 to \$500,000 cash funds from the Marijuana Tax Cash Fund, a level similar to that approved when the program was reauthorized in H.B. 18-1343. This is a grant program to which workforce centers may apply to enhance services for veterans that are not available under the federal Workforce Innovation and Opportunity Act. Statute requires that when awarding grants the Department give preference to workforce centers that partner with nonprofit agencies that are integrated service and support centers

for veterans and their families. Several of these nonprofit veterans “one stop” centers throughout the state have collaborated with local workforce centers to receive these grants.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes the following adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 21-1290 Add'l Fund. Just Transition	(\$15,000,000)	\$0	(\$15,000,000)	\$0	\$0	(2.0)
HB 19-1107 Employment Support and Job Retention Services Program	(65,000)	0	(65,000)	0	0	0.0
SB18-200 PERA unfunded liability	3	0	0	3	0	0.0
<b>TOTAL</b>	<b>(\$15,064,997)</b>	<b>\$0</b>	<b>(\$15,065,000)</b>	<b>\$3</b>	<b>\$0</b>	<b>(2.0)</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## DIVISION OF LABOR STANDARDS AND STATISTICS

The Division of Labor Standards and Statistics administers two subdivisions: Labor Standards and Labor Market Information. Labor Standards ensures compliance with Colorado's wage, youth, and labor laws, and facilitates labor dispute resolution and mediation. Labor Market Information provides data on labor force trends across the state, including monthly unemployment numbers and job growth information. It also collaborates with one-stop centers to identify fields that have potential long-term growth in Colorado and associated training needs.

The Labor Standards subdivision receives General Fund and cash funds appropriations. The cash funds are primarily from the Employment Support Fund, with some support provided by the Employment Verification Cash Fund. The Labor Market Information subdivision is supported entirely by federal funds.

DIVISION OF LABOR STANDARDS AND STATISTICS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$4,770,532	\$346,342	\$2,137,292	\$0	\$2,286,898	62.2
SB 20-205	206,566	206,566	0	0	0	2.7
HB 20-1153	389,558	0	389,558	0	0	4.4
HB 20-1415	206,193	0	206,193	0	0	2.5
<b>TOTAL</b>	<b>\$5,572,849</b>	<b>\$552,908</b>	<b>\$2,733,043</b>	<b>\$0</b>	<b>\$2,286,898</b>	<b>71.8</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$5,572,849	\$552,908	\$2,733,043	\$0	\$2,286,898	71.8
Informational funds adjustment	1,079,418	0	0	0	1,079,418	0.0
Annualize prior year legislation	366,668	374,763	(8,095)	0	0	6.7
Wage theft enforcement	171,696	0	171,696	0	0	0.0
<b>SB 21-205</b>	<b>\$7,190,631</b>	<b>\$927,671</b>	<b>\$2,896,644</b>	<b>\$0</b>	<b>\$3,366,316</b>	<b>78.5</b>
SB 21-039	13,160	13,160	0	0	0	0.2
SB 21-087	436,375	0	436,375	0	0	5.2
<b>TOTAL</b>	<b>\$7,640,166</b>	<b>\$940,831</b>	<b>\$3,333,019</b>	<b>\$0</b>	<b>\$3,366,316</b>	<b>83.9</b>
<b>INCREASE/(DECREASE)</b>	<b>\$2,067,317</b>	<b>\$387,923</b>	<b>\$599,976</b>	<b>\$0</b>	<b>\$1,079,418</b>	<b>12.1</b>
Percentage Change	37.1%	70.2%	22.0%	n/a	47.2%	16.9%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INFORMATIONAL FUNDS ADJUSTMENT:** The appropriation includes adjustments to federal funds shown for informational purposes. In this division, the appropriation reflects increases for administration of the state's unemployment insurance programs, including funding for fraud detection, provided through federal stimulus legislation.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes the following adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 19-196 Modification of procurement	\$294,900	\$294,900	\$0	\$0	\$0	4.4
SB 19-085 Equal pay for equal work	44,570	44,570	0	0	0	0.9
SB 20-205 Sick leave for employees	35,293	35,293	0	0	0	0.8
HB 20-1153 Partnership for quality jobs	15,208	0	15,208	0	0	0.6
HB 20-1415 Whistleblower protection	(18,600)	0	(18,600)	0	0	0.0
HB 19-1210 Local government minimum wage	(4,703)	0	(4,703)	0	0	0.0
<b>TOTAL</b>	<b>\$366,668</b>	<b>\$374,763</b>	<b>(\$8,095)</b>	<b>\$0</b>	<b>\$0</b>	<b>6.7</b>

**WAGE THEFT ENFORCEMENT:** The appropriation includes an increase in cash funds spending authority from the Wage Theft Enforcement Fund to support the Labor Standards Unit in enforcing of Colorado labor law. This includes supporting an additional administrative position, producing wage law informational materials in additional languages, and purchasing software licenses for recently hired staff. The unit investigates an average of over 3,500 unpaid wage claims and responds to nearly 3,400 labor law inquiries annually.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## DIVISION OF OIL AND PUBLIC SAFETY

This division is comprised of the Public Safety Unit (PSU) and the Office of the State Oil Inspector (Inspector). The PSU conducts inspections of boilers and pressure vessels in commercial and multi-unit residential buildings; regulates the distribution and storage of petroleum products; regulates the remediation of contamination caused by leaking underground storage tanks; enforces statutory requirements pertaining to carnival and amusement park rides; licenses conveyances, conveyance inspectors and mechanics; and regulates and monitors proper storage of explosives. Cash funds used to support the operations of this Division include the Petroleum Storage Tank Fund, the Boiler Inspection Fund, and the Conveyance Safety Fund. Reappropriated funds are from the Department of Public Health and Environment.

DIVISION OF OIL AND PUBLIC SAFETY						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$6,479,571	\$105,080	\$5,645,752	\$19,318	\$709,421	69.5
<b>TOTAL</b>	<b>\$6,479,571</b>	<b>\$105,080</b>	<b>\$5,645,752</b>	<b>\$19,318</b>	<b>\$709,421</b>	<b>69.5</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$6,479,571	\$105,080	\$5,645,752	\$19,318	\$709,421	69.5
No changes	0	0	0	0	0	0.0
<b>SB 21-205</b>	<b>\$6,479,571</b>	<b>\$105,080</b>	<b>\$5,645,752</b>	<b>\$19,318</b>	<b>\$709,421</b>	<b>69.5</b>
<b>TOTAL</b>	<b>\$6,479,571</b>	<b>\$105,080</b>	<b>\$5,645,752</b>	<b>\$19,318</b>	<b>\$709,421</b>	<b>69.5</b>

DIVISION OF OIL AND PUBLIC SAFETY						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>INCREASE/(DECREASE)</b>	\$0	\$0	\$0	\$0	\$0	0.0
Percentage Change	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**NO CHANGES:** The appropriation does not contain changes from the FY 2020-21 appropriation.

## DIVISION OF WORKERS' COMPENSATION

The Division of Workers' Compensation is comprised of five major units: customer service, dispute resolution, medical cost containment, employer services, and special funds.

- The customer service unit provides administrative oversight of injury claims to ensure compliance with all benefit and reporting requirements. This unit provides information and technical assistance and audits insurers' claims handling practices.
- The dispute resolution unit provides mediation, arbitration, pre-hearing, and settlement services to quickly resolve contested issues without administrative hearings and/or litigation.
- The medical cost containment unit oversees the programs intended to ensure that medical services for workers' compensation claims are provided in a cost-effective manner.
- The employer services section administers the self-insurance and premium cost-containment programs and ensures employer compliance with workers' compensation coverage requirements.
- The special funds section administers two large insurance programs, the Major Medical Insurance Fund (MMIF) and Subsequent Injury Fund (SIF). The MMIF covers the medical expenses in excess of \$20,000 of an injured worker who sustained catastrophic injuries between July 1971 and June 1981. The Subsequent Injury Fund covers an injured worker's medical expenses from a second workplace injury that occurred before 1994 and resulted in permanent disability or up to \$10,000 of a worker's medical expenses from a second or subsequent exposure to certain occupational materials.

The Division of Workers' Compensation is cash-funded primarily from the Workers' Compensation Cash Fund, the Subsequent Injury Fund, and the Major Medical Insurance Fund. These funds are derived from surcharges on workers' compensation insurance policies.

DIVISION OF WORKERS' COMPENSATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$22,387,265	\$0	\$22,387,265	\$0	\$0	111.0
<b>TOTAL</b>	<b>\$22,387,265</b>	<b>\$0</b>	<b>\$22,387,265</b>	<b>\$0</b>	<b>\$0</b>	<b>111.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$22,387,265	\$0	\$22,387,265	\$0	\$0	111.0
Annualize prior year legislation	124	0	124	0	0	0.0
Centrally appropriated line items	(479,756)	0	(479,756)	0	0	0.0
<b>SB 21-205</b>	<b>\$21,907,633</b>	<b>\$0</b>	<b>\$21,907,633</b>	<b>\$0</b>	<b>\$0</b>	<b>111.0</b>
<b>TOTAL</b>	<b>\$21,907,633</b>	<b>\$0</b>	<b>\$21,907,633</b>	<b>\$0</b>	<b>\$0</b>	<b>111.0</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$479,632)</b>	<b>\$0</b>	<b>(\$479,632)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
Percentage Change	(2.1%)	n/a	(2.1%)	n/a	n/a	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an adjustment for the out-year impact of S.B. 18-200 (PERA Unfunded Liability).

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items, including an adjustment to the line item for administrative law judges in this division.

### DIVISION OF VOCATIONAL REHABILITATION AND INDEPENDENT LIVING SERVICES

This division consists of two subdivisions: Vocational Rehabilitation Programs and Office of Independent Living Services.

- Vocational Rehabilitation Programs assists individuals, whose disabilities result in barriers to employment or independent living, with attaining and maintaining employment and/or independent living. At any of the 43 field and satellite offices located throughout the state, rehabilitation counselors work with clients to assess their needs and identify appropriate vocational rehabilitation services. Federal rules establish a match rate for Vocational Rehabilitation Programs of 78.7 percent federal funds and 21.3 percent non-federal funds. State funds include General Fund and reappropriated funds primarily from school districts for the School to Work Alliance Program.
- The Office Independent Living Services allocates funding to the nine Independent Living Centers in Colorado that provide services to individuals with significant disabilities. The goal of independent living services is to provide individuals with the resources and skills to live independently in the community. Funding for independent living services is primarily General Fund, although some federal funds and matching local cash funds are also reflected in the budget.

DIVISION OF VOCATIONAL REHABILITATION AND INDEPENDENT LIVING SERVICES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$61,103,187	\$11,721,404	\$605,570	\$5,201,819	\$43,574,394	237.7
<b>TOTAL</b>	<b>\$61,103,187</b>	<b>\$11,721,404</b>	<b>\$605,570</b>	<b>\$5,201,819</b>	<b>\$43,574,394</b>	<b>237.7</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$61,103,187	\$11,721,404	\$605,570	\$5,201,819	\$43,574,394	237.7
Community provider rate adjustment	153,321	153,321	0	0	0	0.0
Annualize prior year legislation	23	23	0	0	0	0.0
<b>SB 21-205</b>	<b>\$61,256,531</b>	<b>\$11,874,748</b>	<b>\$605,570</b>	<b>\$5,201,819</b>	<b>\$43,574,394</b>	<b>237.7</b>
<b>TOTAL</b>	<b>\$61,256,531</b>	<b>\$11,874,748</b>	<b>\$605,570</b>	<b>\$5,201,819</b>	<b>\$43,574,394</b>	<b>237.7</b>
<b>INCREASE/(DECREASE)</b>	<b>\$153,344</b>	<b>\$153,344</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
Percentage Change	0.3%	1.3%	0.0%	0.0%	0.0%	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**COMMUNITY PROVIDER RATE ADJUSTMENT:** The appropriation includes an increase of \$153,321 General Fund for the 2.5 percent common policy across-the-board increase for most community providers. In this department, this increase is for independent living centers.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an adjustment for the out-year impact of S.B. 18-200 (PERA Unfunded Liability).

### DIVISION OF FAMILY AND MEDICAL LEAVE INSURANCE

The Division of Family and Medical Leave Insurance is responsible for managing a statewide paid family and medical leave program, which was authorized by voters in November 2020 through Proposition 118. The Division will collect premiums from employers beginning January 2023 and pay benefits to workers for 12 weeks of paid family and medical leave beginning January 2024.

DIVISION OF FAMILY AND MEDICAL LEAVE INSURANCE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
None	\$0	\$0	\$0	\$0	\$0	0.0
<b>TOTAL</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION:						
SB 21-251	\$1,162,202	\$0	\$1,162,202	\$0	\$0	6.0
<b>TOTAL</b>	<b>\$1,162,202</b>	<b>\$0</b>	<b>\$1,162,202</b>	<b>\$0</b>	<b>\$0</b>	<b>6.0</b>
<b>INCREASE/(DECREASE)</b>	\$1,162,202	0	\$1,162,202	0	0	6.0
Percentage Change	n/a	n/a	n/a	n/a	n/a	n/a

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

# Details

## DEPARTMENT OF LAW

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

DEPARTMENT OF LAW						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$91,573,634</b>	<b>\$14,284,468</b>	<b>\$19,459,500</b>	<b>\$55,459,431</b>	<b>\$2,370,235</b>	<b>518.0</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Administration	21,634,099	4,540,749	2,321,547	14,338,121	433,682	56.3
Legal Services to State Agencies	40,981,598	0	2,455,154	38,526,444	0	281.5
Criminal Justice and Appellate	16,950,661	6,122,854	7,065,285	1,825,969	1,936,553	111.4
Water and Natural Resources	2,066,159	621,497	850,675	593,987	0	11.6
Consumer Protection	6,641,749	0	6,466,839	174,910	0	57.2
Special Purpose	3,299,368	2,999,368	300,000	0	0	0.0
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$91,244,902	\$14,760,572	\$19,397,708	\$54,716,387	\$2,370,235	509.7
SB 20-028 Substance use disorder	74,620	0	0	74,620	0	0.4
SB 20-162 Fed family first policy	38,376	0	0	38,376	0	0.2
SB 20-200 CO secure savings program	63,960	0	0	63,960	0	0.3
SB 20-204 Protect air quality	10,660	0	0	10,660	0	0.0
SB 20-217 Law enforcement integrity	95,940	0	0	95,940	0	0.5
HB 20-1001 Nicotine product regulation	98,605	0	0	98,605	0	0.5
HB 20-1153 Quality jobs & services act	1,151,750	0	197,445	954,305	0	6.1
HB 20-1369 Reduce prosecution training	(150,000)	(150,000)	0	0	0	0.0
HB 20-1379 PERA direct distribution	(1,121,212)	(326,058)	(137,650)	(657,504)	0	0.0
HB 20-1415 Whistleblower public health	63,960	0	0	63,960	0	0.3
SB 21-046 Supplemental bill	2,073	(46)	1,997	122	0	0.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$103,776,246</b>	<b>\$16,306,035</b>	<b>\$19,976,690</b>	<b>\$65,007,133</b>	<b>\$2,486,388</b>	<b>560.2</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Administration	26,515,856	5,679,125	3,571,572	16,714,523	550,636	58.0
Legal Services to State Agencies	47,095,081	0	1,514,518	45,580,563	0	316.0
Criminal Justice and Appellate	17,234,830	6,298,362	7,054,280	1,946,436	1,935,752	115.2
Water and Natural Resources	2,055,346	612,908	850,929	591,509	0	11.5
Consumer Protection	7,274,621	415,128	6,685,391	174,102	0	59.5
Special Purpose	3,600,512	3,300,512	300,000	0	0	0.0
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
SB 21-205 Long Bill	\$98,687,872	\$15,912,232	\$19,924,907	\$60,364,345	\$2,486,388	533.7
SB 21-021 Audiology interstate compact	17,014	0	0	17,014	0	0.1
SB 21-056 School cannabis medicine	15,419	0	0	15,419	0	0.1
SB 21-082 Alcohol and festivals	10,634	0	0	10,634	0	0.1
SB 21-087 Agricultural workers' rights	38,282	0	0	38,282	0	0.2
SB 21-088 Child sex abuse act	1,137,838	0	0	1,137,838	0	5.9
SB 21-103 Off. of consumer counsel	159,510	0	0	159,510	0	0.8
SB 21-108 PUC gas utility safety	53,170	0	0	53,170	0	0.3
SB 21-126 Credentialing physicians	21,268	0	0	21,268	0	0.1
SB 21-146 Improve prison outcomes	30,307	0	0	30,307	0	0.2
SB 21-148 Financial empowerment off.	204,028	204,028	0	0	0	1.8

DEPARTMENT OF LAW						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 21-175 Rx drug affordability board	382,824	0	0	382,824	0	2.0
SB 21-248 Loan program for agriculture	165,890	0	0	165,890	0	0.9
SB 21-251 Family med. leave prog. loan	105,878	0	0	105,878	0	0.6
SB 21-260 Transportation system	504,583	0	0	504,583	0	2.6
SB 21-264 Reduce util. greenhouse gas	21,268	0	0	21,268	0	0.1
HB 21-1007 State apprenticeship agency	85,072	0	0	85,072	0	0.4
HB 21-1122 First responders & disabled	39,775	39,775	0	0	0	0.5
HB 21-1189 Regulate air toxics	12,761	0	0	12,761	0	0.1
HB 21-1195 Radon professionals	15,951	0	0	15,951	0	0.1
HB 21-1232 Health benefit plan option	212,680	0	0	212,680	0	1.1
HB 21-1233 Cons. easement tax credits	143,559	0	0	143,559	0	0.9
HB 21-1250 Law enforcement account.	582,742	0	0	582,742	0	3.0
HB 21-1266 Environmental justice	382,680	0	0	382,680	0	2.0
HB 21-1280 Pre-trial detention reform	300,000	150,000	0	150,000	0	0.0
HB 21-1282 Regulate mortgage servicers	51,783	0	51,783	0	0	0.5
HB 21-1301 Cannabis outdoor cultiv.	53,170	0	0	53,170	0	0.3
HB 21-1304 Early childhood system	191,412	0	0	191,412	0	1.0
HB 21-1306 Postsecondary institutions	53,170	0	0	53,170	0	0.3
HB 21-1317 Marijuana concentrates	95,706	0	0	95,706	0	0.5
<b>INCREASE/(DECREASE)</b>	<b>\$12,202,612</b>	<b>\$2,021,567</b>	<b>\$517,190</b>	<b>\$9,547,702</b>	<b>\$116,153</b>	<b>42.2</b>
Percentage Change	13.3%	14.2%	2.7%	17.2%	4.9%	8.1%

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the Department of Law are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$7,294,720	\$0	\$4,559,623	\$248,709	\$2,486,388

## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### ADMINISTRATION

This section includes funding for the Attorney General, the Solicitor General, and other management staff, as well as the Office of Community Engagement and the Department's human resources, accounting/budgeting, information technology, and legal support services units. These units are primarily supported by General Fund and indirect cost recoveries. This section also includes central appropriations for the entire Department, including funding for employee benefits, facilities, vehicles, and information technology. Cash funds appropriations include money received by the Attorney General as an award of attorney fees or costs in legal cases, and other sources. Reappropriated funds derive from indirect cost recoveries and money transferred from a variety of other appropriations. Federal funds are from the Medicaid Fraud Control Program.

ADMINISTRATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$22,753,238	\$4,866,853	\$2,457,200	\$14,995,503	\$433,682	56.3
HB 20-1379	(1,121,212)	(326,058)	(137,650)	(657,504)	0	0.0
SB 21-046	2,073	(46)	1,997	122	0	0.0
<b>TOTAL</b>	<b>\$21,634,099</b>	<b>\$4,540,749</b>	<b>\$2,321,547</b>	<b>\$14,338,121</b>	<b>\$433,682</b>	<b>56.3</b>
FY 2021-22 APPROPRIATION:						



ADMINISTRATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 Appropriation	\$21,634,099	\$4,540,749	\$2,321,547	\$14,338,121	\$433,682	56.3
Centrally appropriated line items	4,783,046	946,646	1,254,459	2,458,350	123,591	0.0
Implement patterns and practices investigations	323,921	323,921	0	0	0	1.8
Annualize prior year budget actions and legislation	(229,110)	(136,091)	(4,434)	(81,948)	(6,637)	(0.1)
<b>SB 21-205</b>	<b>\$26,511,956</b>	<b>\$5,675,225</b>	<b>\$3,571,572</b>	<b>\$16,714,523</b>	<b>\$550,636</b>	<b>58.0</b>
SB 21-148	3,900	3,900	0	0	0	0.0
<b>TOTAL</b>	<b>\$26,515,856</b>	<b>\$5,679,125</b>	<b>\$3,571,572</b>	<b>\$16,714,523</b>	<b>\$550,636</b>	<b>58.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$4,881,757</b>	<b>\$1,138,376</b>	<b>\$1,250,025</b>	<b>\$2,376,402</b>	<b>\$116,954</b>	<b>1.7</b>
Percentage Change	22.6%	25.1%	53.8%	16.6%	27.0%	3.0%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

House Bill 21-046 modifies the FY 2020-21 to make a technical correction to the H.B. 20-1379 appropriation clause. This clause resulted in a FY 2020-21 General Fund appropriation to the PERA Direct Distribution line item of less than zero. Correcting this error requires an increase of \$2,073 total funds, comprised of a reduction of \$46 General Fund and increases of \$1,997 cash funds and \$122 reappropriated funds. Changes also include a net-zero correction to the Long Bill letternote on the cash fund appropriation to the Consumer Credit Unit line item to reflect funds associated with the annualization of S.B. 19-002 (Regulation of Student Loan Servicers) that were approved by Committee but inadvertently omitted from the 2020 Long Bill in FY 2020-21.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CENTRALLY APPROPRIATED ITEMS:** The appropriation includes an increase of \$4.8 million total funds, including \$946,646 General Fund, for adjustments to centrally appropriated line items for the following: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; shift differential; workers' compensation; legal services; administrative law judges; payment to risk management and property funds; Capitol complex leased space; payments to the Governor's Office of Information Technology (OIT); and CORE operations.

**IMPLEMENT PATTERNS AND PRACTICES INVESTIGATIONS:** The appropriation includes an increase of \$323,921 General Fund and 1.8 FTE for the Department to dedicate more resources to fulfilling statutory obligations to perform patterns and practices investigations as outlined in S.B. 20-217 (Concerning Measures to Enhance Law Enforcement Integrity). Between the bill's enactment and January 15, 2021, fourteen attorneys and paralegals have dedicated at least 2,291 staff hours to these investigations, exceeding the Department's appropriation that supports 0.5 FTE in FY 2020-21.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS AND LEGISLATION:** The appropriation includes adjustments related to prior year budget actions and legislation, which are summarized in the following table:

ANNUALIZE PRIOR YEAR BUDGET ACTIONS AND LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Attorney registration and CLE	\$9,452	(\$10,308)	\$6,128	\$13,632	\$0	0.0
SB 18-200 PERA unfunded liability	1,560	450	190	920	0	0.0
IT asset maintenance	(234,530)	(120,641)	(10,752)	(96,500)	(6,637)	0.0
FY 20-21 GF HLD reduction	(5,592)	(5,592)	0	0	0	(0.1)
<b>TOTAL</b>	<b>(\$229,110)</b>	<b>(\$136,091)</b>	<b>(\$4,434)</b>	<b>(\$81,948)</b>	<b>(\$6,637)</b>	<b>(0.1)</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## LEGAL SERVICES TO STATE AGENCIES

The Department provides legal services on a fee-for-service basis to state agencies and enterprises. This section includes appropriations for the attorneys, legal assistants, and support personnel who provide these services. In most cases, the appropriations in this section are reflected as reappropriated funds because a corresponding appropriation for the purchase of legal services appears in the client agency's budget. Cash funds reflect payments the Department receives from state agencies that are not duplicated in appropriations elsewhere in the budget. In FY 2021-22, the Department expects to provide 475,740 hours of legal service at an average billing rate of \$98.57 per hour.

LEGAL SERVICES TO STATE AGENCIES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$39,383,727	\$0	\$2,257,709	\$37,126,018	\$0	273.2
SB 20-028	74,620	0	0	74,620	0	0.4
SB 20-162	38,376	0	0	38,376	0	0.2
SB 20-200	63,960	0	0	63,960	0	0.3
SB 20-204	10,660	0	0	10,660	0	0.0
SB 20-217	95,940	0	0	95,940	0	0.5
HB 20-1001	98,605	0	0	98,605	0	0.5
HB 20-1153	1,151,750	0	197,445	954,305	0	6.1
HB 20-1415	63,960	0	0	63,960	0	0.3
<b>TOTAL</b>	<b>\$40,981,598</b>	<b>\$0</b>	<b>\$2,455,154</b>	<b>\$38,526,444</b>	<b>\$0</b>	<b>281.5</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$40,981,598	\$0	\$2,455,154	\$38,526,444	\$0	281.5
Annualize prior year budget actions and legislation	1,310,083	0	(219,609)	1,529,692	0	8.0
Indirect cost assessment	130,551	0	(721,027)	851,578	0	0.0
CDLE Wage theft enforcement	60,122	0	0	60,122	0	0.0
Technical adjustments	(30,061)	0	0	(30,061)	0	2.8
<b>SB 21-205</b>	<b>\$42,452,293</b>	<b>\$0</b>	<b>\$1,514,518</b>	<b>\$40,937,775</b>	<b>\$0</b>	<b>292.3</b>
SB 21-021	17,014	0	0	17,014	0	0.1
SB 21-056	15,419	0	0	15,419	0	0.1
SB 21-082	10,634	0	0	10,634	0	0.1
SB 21-087	38,282	0	0	38,282	0	0.2
SB 21-088	1,137,838	0	0	1,137,838	0	5.9
SB 21-103	159,510	0	0	159,510	0	0.8
SB 21-108	53,170	0	0	53,170	0	0.3
SB 21-126	21,268	0	0	21,268	0	0.1
SB 21-146	30,307	0	0	30,307	0	0.2
SB 21-175	382,824	0	0	382,824	0	2.0
SB 21-248	165,890	0	0	165,890	0	0.9
SB 21-251	105,878	0	0	105,878	0	0.6
SB 21-260	504,583	0	0	504,583	0	2.6
SB 21-264	21,268	0	0	21,268	0	0.1
HB 21-1007	85,072	0	0	85,072	0	0.4
HB 21-1189	12,761	0	0	12,761	0	0.1
HB 21-1195	15,951	0	0	15,951	0	0.1
HB 21-1232	212,680	0	0	212,680	0	1.1
HB 21-1233	143,559	0	0	143,559	0	0.9
HB 21-1250	582,742	0	0	582,742	0	3.0
HB 21-1266	382,680	0	0	382,680	0	2.0
HB 21-1280	150,000	0	0	150,000	0	0.0
HB 21-1301	53,170	0	0	53,170	0	0.3
HB 21-1304	191,412	0	0	191,412	0	1.0
HB 21-1306	53,170	0	0	53,170	0	0.3
HB 21-1317	95,706	0	0	95,706	0	0.5

LEGAL SERVICES TO STATE AGENCIES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>TOTAL</b>	<b>\$47,095,081</b>	<b>\$0</b>	<b>\$1,514,518</b>	<b>\$45,580,563</b>	<b>\$0</b>	<b>316.0</b>
<b>INCREASE/(DECREASE)</b>	\$6,113,483		(\$940,636)	\$7,054,119	\$0	34.5
Percentage Change	14.9%	n/a	(38.3%)	18.3%	n/a	12.3%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS AND LEGISLATION:** The appropriation includes adjustments related to prior year budget actions and legislation, which are summarized in the following table:

ANNUALIZE PRIOR YEAR BUDGET ACTIONS AND LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB20-1153 Partnership for CO jobs	\$1,111,623	\$0	(\$219,609)	\$1,331,232	\$0	7.0
HB20-1001 Nicotine produce regulation	204,672	0	0	204,672	0	1.1
SB20-204 Protect Air Quality Whistleblowers	50,102	0	0	50,102	0	0.3
SB18-200 PERA unfunded liability	7,644	0	0	7,644	0	0.0
SB20-200 Secure Savings Program	(42,638)	0	0	(42,638)	0	(0.2)
SB20-028 Substance Use Recovery Disorder	(10,660)	0	0	(10,660)	0	(0.1)
SB20-162 Fed Family First program	(10,660)	0	0	(10,660)	0	(0.1)
<b>TOTAL</b>	<b>\$1,310,083</b>	<b>\$0</b>	<b>(\$219,609)</b>	<b>\$1,529,692</b>	<b>\$0</b>	<b>8.0</b>

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the division's indirect cost assessment.

**CDLE WAGE THEFT ENFORCEMENT:** The appropriation includes \$60,122 reappropriated funds to increase the appropriation for legal services for the Department of Labor and Employment (CDLE) related to investigating and prosecuting wage theft claims.

**TECHNICAL ADJUSTMENTS:** The appropriation includes technical adjustments to account for changes to items funded from continuously appropriated fund sources related to the legal services to state agencies appropriations.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## CRIMINAL JUSTICE AND APPELLATE

This section provides funding for department staff who:

- Investigate and prosecute certain complex and multi-jurisdictional cases, environmental crimes, and foreign prosecutions;
- Investigate and prosecute Medicaid provider fraud and patient abuse;
- Investigate and prosecute securities, insurance, and workers' compensation fraud;
- Provide investigative and prosecutorial support to district attorneys for certain homicide cases;
- Represent the State in criminal appeal cases in state and federal courts;
- Ensure that the constitutional and statutory rights of victims are preserved in criminal cases being prosecuted or defended by the Department; and
- Support and provide funding for the Peace Officers Standards and Training (P.O.S.T.) Board.

Cash fund sources include money paid by insurance companies for the investigation and prosecution of insurance fraud, fees paid by peace officers for P.O.S.T. Board certification, and a statewide vehicle registration fee to support training for peace officers. Reappropriated fund sources include departmental indirect cost recoveries, money transferred from the Department of Public Safety from the Colorado Auto Theft Prevention Cash Fund and from the Victims Assistance and Law Enforcement (VALE) Fund, and money transferred from the Department of Regulatory Agencies from fees paid by regulated entities for the investigation and prosecution of securities fraud. Federal funds help support the Medicaid Fraud Control Unit.

CRIMINAL JUSTICE AND APPELLATE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$16,950,661	\$6,122,854	\$7,065,285	\$1,825,969	\$1,936,553	111.4
<b>TOTAL</b>	<b>\$16,950,661</b>	<b>\$6,122,854</b>	<b>\$7,065,285</b>	<b>\$1,825,969</b>	<b>\$1,936,553</b>	<b>111.4</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$16,950,661	\$6,122,854	\$7,065,285	\$1,825,969	\$1,936,553	111.4
Annualize prior year budget actions and legislation	244,116	392,253	(148,947)	380	430	4.3
POST job task analysis	150,000	0	150,000	0	0	0.0
Technical adjustments	(131,831)	0	0	(131,831)	0	(1.0)
Indirect cost assessment	(17,891)	(256,520)	(12,058)	251,918	(1,231)	0.0
<b>SB 21-205</b>	<b>\$17,195,055</b>	<b>\$6,258,587</b>	<b>\$7,054,280</b>	<b>\$1,946,436</b>	<b>\$1,935,752</b>	<b>114.7</b>
HB 21-1122	39,775	39,775	0	0	0	0.5
<b>TOTAL</b>	<b>\$17,234,830</b>	<b>\$6,298,362</b>	<b>\$7,054,280</b>	<b>\$1,946,436</b>	<b>\$1,935,752</b>	<b>115.2</b>
<b>INCREASE/(DECREASE)</b>	<b>\$284,169</b>	<b>\$175,508</b>	<b>(\$11,005)</b>	<b>\$120,467</b>	<b>(\$801)</b>	<b>3.8</b>
Percentage Change	1.7%	2.9%	(0.2%)	6.6%	(0.0%)	3.4%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS AND LEGISLATION:** The appropriation includes adjustments related to prior year budget actions and legislation, which are summarized in the following table:

ANNUALIZE PRIOR YEAR BUDGET ACTIONS AND LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 20-1360 Special Prosecutions Unit	\$400,000	\$400,000	\$0	\$0	\$0	4.0
SB 18-200 PERA unfunded liability	3,847	2,910	507	0	430	0.0
FY 20-21 Post job task analysis	(150,000)	0	(150,000)	0	0	0.0
FY 20-21 GF HLD reduction	(9,731)	(10,657)	546	380	0	0.3
<b>TOTAL</b>	<b>\$244,116</b>	<b>\$392,253</b>	<b>(\$148,947)</b>	<b>\$380</b>	<b>\$430</b>	<b>4.3</b>

**POST JOB TASK ANALYSIS:** The appropriation includes \$150,000 cash funds from the P.O.S.T. Board Cash Fund in FY 2021-22 to conduct a Job Task Analysis (JTA) for Colorado peace officers.

**TECHNICAL ADJUSTMENTS:** The appropriation includes a fund source adjustment for the division's Medicaid match.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease in the division's indirect cost assessment.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## WATER AND NATURAL RESOURCES

This section provides funding for department staff who protect and defend the interests of the State and its citizens in all areas of natural resources law and environmental law, including: the use of surface and ground water, oil and gas development, mining and minerals, wildlife, the clean-up of contaminated sites (pursuant to the federal Comprehensive Environmental Response, Compensation and Liability Act or "CERCLA"), the proper storage or disposal of hazardous waste, and protection of the state's air and water. Cash fund sources include the Colorado Water Conservation Board's Litigation Fund and money received by the Attorney General as an award of attorney fees or costs. Reappropriated funds are transferred from the Department of Public Health and Environment from the Hazardous Substance Response Fund.

WATER AND NATURAL RESOURCES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$2,066,159	\$621,497	\$850,675	\$593,987	\$0	11.6
<b>TOTAL</b>	<b>\$2,066,159</b>	<b>\$621,497</b>	<b>\$850,675</b>	<b>\$593,987</b>	<b>\$0</b>	<b>11.6</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$2,066,159	\$621,497	\$850,675	\$593,987	\$0	11.6
Annualize prior year budget actions and legislation	(8,335)	(8,589)	254	0	0	(0.1)
Indirect cost assessment	(2,478)	0	0	(2,478)	0	0.0
<b>SB 21-205</b>	<b>\$2,055,346</b>	<b>\$612,908</b>	<b>\$850,929</b>	<b>\$591,509</b>	<b>\$0</b>	<b>11.5</b>
<b>TOTAL</b>	<b>\$2,055,346</b>	<b>\$612,908</b>	<b>\$850,929</b>	<b>\$591,509</b>	<b>\$0</b>	<b>11.5</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$10,813)</b>	<b>(\$8,589)</b>	<b>\$254</b>	<b>(\$2,478)</b>	<b>\$0</b>	<b>(0.1)</b>
Percentage Change	(0.5%)	(1.4%)	0.0%	(0.4%)	n/a	(0.9%)

### FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS AND LEGISLATION:** The appropriation includes adjustments related to prior year budget actions and legislation, which are summarized in the following table:

ANNUALIZE PRIOR YEAR BUDGET ACTIONS AND LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 18-200 PERA unfunded liability	\$760	\$506	\$254	\$0	\$0	0.0
FY 20-21 GF HLD reduction	(9,095)	(9,095)	0	0	0	(0.1)
<b>TOTAL</b>	<b>(\$8,335)</b>	<b>(\$8,589)</b>	<b>\$254</b>	<b>\$0</b>	<b>\$0</b>	<b>(0.1)</b>

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease in the division's indirect cost assessment.

## CONSUMER PROTECTION

This section provides funding for department staff who protect Colorado consumers against fraud and maintain a competitive business environment by enforcing state and federal laws regarding consumer protection, antitrust, consumer lending, mortgage fraud, predatory lending, debt collection, rent-to-own, and credit repair. This section also provides funding to support one attorney who is responsible for enforcing the Tobacco Master Settlement Agreement. Cash fund sources include fees paid by regulated entities, custodial money awarded to the Attorney General in consumer protection lawsuits, and tobacco settlement money. Reappropriated funds are transferred from the Department of Regulatory Agencies for consumer protection activities related to mortgage brokers.

CONSUMER PROTECTION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$6,641,749	\$0	\$6,466,839	\$174,910	\$0	57.2
<b>TOTAL</b>	<b>\$6,641,749</b>	<b>\$0</b>	<b>\$6,466,839</b>	<b>\$174,910</b>	<b>\$0</b>	<b>57.2</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$6,641,749	\$0	\$6,466,839	\$174,910	\$0	57.2
Consumer Credit Unit affordable credit study	215,000	215,000	0	0	0	0.0
Indirect cost assessment	138,844	0	139,906	(1,062)	0	0.0
Technical adjustments	25,929	0	25,929	0	0	0.0
Annualize prior year budget actions and legislation	1,188	0	934	254	0	0.0
<b>SB 21-205</b>	<b>\$7,022,710</b>	<b>\$215,000</b>	<b>\$6,633,608</b>	<b>\$174,102</b>	<b>\$0</b>	<b>57.2</b>
SB 21-148	200,128	200,128	0	0	0	1.8
HB 21-1282	51,783	0	51,783	0	0	0.5
<b>TOTAL</b>	<b>\$7,274,621</b>	<b>\$415,128</b>	<b>\$6,685,391</b>	<b>\$174,102</b>	<b>\$0</b>	<b>59.5</b>
<b>INCREASE/(DECREASE)</b>	<b>\$632,872</b>	<b>\$415,128</b>	<b>\$218,552</b>	<b>(\$808)</b>	<b>\$0</b>	<b>2.3</b>
Percentage Change	9.5%	0.0%	3.4%	(0.5%)	n/a	4.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CONSUMER CREDIT UNIT AFFORDABLE CREDIT STUDY:** The appropriation includes \$215,000 General Fund for the Consumer Credit Unit to study access to affordable credit.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the division's indirect cost assessment.

**TECHNICAL ADJUSTMENTS:** The appropriation includes technical adjustments to account for changes to items funded from continuously appropriated fund sources related to the legal services to state agencies appropriations.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS AND LEGISLATION:** The appropriation includes adjustments related to prior year budget actions and legislation, which is for S.B. 18-200 PERA in this division.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## SPECIAL PURPOSE

The section includes funding to cover 80.0 percent of the statutory minimum salary for Colorado's twenty-two district attorneys, for unanticipated legal and technology expenses, and for litigation expenses associated with significant lawsuits. Cash fund sources include tobacco settlement money, money received from the State Board of Land Commissioners from its Investment and Development Fund, and money received by the Attorney General as an award of attorney fees or costs.

SPECIAL PURPOSE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$3,449,368	\$3,149,368	\$300,000	\$0	\$0	0.0
HB 20-1369	(150,000)	(150,000)	0	0	0	0.0
<b>TOTAL</b>	<b>\$3,299,368</b>	<b>\$2,999,368</b>	<b>\$300,000</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION:						

SPECIAL PURPOSE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 Appropriation	\$3,299,368	\$2,999,368	\$300,000	\$0	\$0	0.0
Annualize prior year budget actions and legislation	151,144	151,144	0	0	0	0.0
<b>SB 21-205</b>	<b>\$3,450,512</b>	<b>\$3,150,512</b>	<b>\$300,000</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
HB 21-1280	150,000	150,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$3,600,512</b>	<b>\$3,300,512</b>	<b>\$300,000</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
<b>INCREASE/(DECREASE)</b>	\$301,144	\$301,144	\$0	\$0	\$0	0.0
Percentage Change	9.1%	10.0%	0.0%	n/a	n/a	n/a

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS AND LEGISLATION:** The appropriation includes adjustments related to prior year budget actions and legislation, which are summarized in the following table:

ANNUALIZE PRIOR YEAR BUDGET ACTIONS AND LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1369 Reduce Prosecution Training	\$150,000	\$150,000	\$0	\$0	\$0	0.0
SB 18-200 PERA unfunded liability	1,144	1,144	0	0	0	0.0
<b>TOTAL</b>	<b>\$151,144</b>	<b>\$151,144</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

# Details

## LEGISLATIVE BRANCH

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

LEGISLATIVE DEPARTMENT						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$54,872,111</b>	<b>\$53,636,489</b>	<b>\$90,000</b>	<b>\$1,145,622</b>	<b>\$0</b>	<b>306.5</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
General Assembly	\$21,112,972	\$21,022,972	\$90,000	\$0	\$0	74.4
State Auditor	10,945,592	9,925,750	0	1,019,842	0	78.7
Joint Budget Committee	2,094,596	2,094,596	0	0	0	16.0
Legislative Council	13,111,133	12,985,353	0	125,780	0	81.3
Committee on Legal Services	7,607,818	7,607,818	0	0	0	56.1
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$4,990,689	\$4,990,689	\$0	\$0	\$0	0.0
HB 20-1345 Legislative appropriation bill	50,778,612	49,542,990	90,000	1,145,622	0	306.6
SB 20-214 Suspend interim committees	(100,867)	(100,867)	0	0	0	0.0
SB 20-220 Freeze legislator per diem	(81,162)	(81,162)	0	0	0	0.0
HB 20-1379 Suspend PERA distribution	(660,409)	(660,409)	0	0	0	0.0
HB 20-1416 Initiated measure summary	(7,865)	(7,865)	0	0	0	(0.1)
HB 20-1423 Freeze legislator salaries	(46,887)	(46,887)	0	0	0	0.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$61,410,959</b>	<b>\$59,667,762</b>	<b>\$311,958</b>	<b>\$1,431,239</b>	<b>\$0</b>	<b>386.3</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
General Assembly	23,333,544	23,226,604	106,940	0	0	144.4
State Auditor	12,069,084	11,028,845	0	1,040,239	0	79.0
Joint Budget Committee	2,405,887	2,405,887	0	0	0	17.3
Legislative Council	15,040,337	14,444,319	205,018	391,000	0	87.3
Committee on Legal Services	8,562,107	8,562,107	0	0	0	58.3
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
SB 21-205 Long Bill	\$5,659,168	\$5,409,168	\$0	\$250,000	\$0	1.0
SB 21-196 Legislative appropriation bill	54,301,399	53,030,160	90,000	1,181,239	0	312.8
SB 21-137 Behavioral health recovery act	50,000	50,000	0	0	0	0.0
SB 21-237 Colorado forest health council	668	668	0	0	0	0.0
SB 21-244 Legislative aide health benefits	617,348	617,348	0	0	0	70.0
SB 21-284 Evidence-based evaluations	41,245	41,245	0	0	0	0.3
SB 21-291 Economic recovery and relief	21,958	0	21,958	0	0	0.2
HB 21-1077 Tax policy oversight committee	108,383	108,383	0	0	0	1.4
HB 21-1171 Kidney disease task force	1,882	1,882	0	0	0	0.0
HB 21-1248 Colorado children's trust fund	890	890	0	0	0	0.0
HB 21-1294 K12 account. system audit	300,000	300,000	0	0	0	0.0
HB 21-1321 Ballot measure transparency	7,865	7,865	0	0	0	0.1
HB 21-1325 K12 finance interim committee	100,153	100,153	0	0	0	0.5
HB 21-1329 ARPA funds for housing	200,000	0	200,000	0	0	0.0
<b>INCREASE/(DECREASE)</b>	<b>\$6,538,848</b>	<b>\$6,031,273</b>	<b>\$221,958</b>	<b>\$285,617</b>	<b>\$0</b>	<b>79.8</b>
Percentage Change	11.9%	11.2%	246.6%	24.9%	n/a	26.0%



## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### GENERAL ASSEMBLY

The General Assembly consists of 100 legislators, including 35 Senators and 65 Representatives. Senators serve four-year terms and Representatives serve two-year terms. All legislators are limited to serving for eight consecutive years in their chamber. As of the 2010 census, State Senators serve an average of 143,691 residents and State Representatives serve an average of 77,372 residents. The President of the Senate, Speaker of the House of Representatives, and the Majority and Minority Leaders of each chamber serve as the primary leadership for the legislature. These six leaders are responsible for the day-to-day operations of the House and Senate as well as serving as the oversight authority for the legislative service agencies.

The General Assembly meets annually beginning in early January for a 120-day regular session. The General Assembly may also conduct legislative business in special or extraordinary sessions if called to do so by the Governor or by written request of two-thirds of the legislators in each chamber. The General Assembly may establish committees that meet year-round or during the interim months to study timely and important issues and recommend related legislation. The General Assembly is primarily supported by General Fund, with a small amount of cash fund support from the sale of bill boxes, legislative directories, publications, and other services. Appropriations for FY 2021-22 include two cash fund appropriations that originated as General Fund.

GENERAL ASSEMBLY						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$2,714,689	\$2,714,689	\$0	\$0	\$0	0.0
HB 20-1345 Legislative appropriation bill	18,852,888	18,762,888	90,000	0	0	74.4
SB 20-214	(100,867)	(100,867)	0	0	0	0.0
SB 20-220	(81,162)	(81,162)	0	0	0	0.0
HB 20-1379	(225,689)	(225,689)	0	0	0	0.0
HB 20-1423	(46,887)	(46,887)	0	0	0	0.0
<b>TOTAL</b>	<b>\$21,112,972</b>	<b>\$21,022,972</b>	<b>\$90,000</b>	<b>\$0</b>	<b>\$0</b>	<b>74.4</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$21,112,972	\$21,022,972	\$90,000	\$0	\$0	74.4
Personnel and operating adjustments	652,730	652,730	0	0	0	0.0
Centrally appropriated line items	401,840	401,840	0	0	0	0.0
Annualize prior year legislation	270,018	270,018	0	0	0	0.0
Annualize prior year budget actions	240,222	240,222	0	0	0	0.0
<b>Long Bill and Legislative appropriation bill</b>	<b>\$22,677,782</b>	<b>\$22,587,782</b>	<b>\$90,000</b>	<b>\$0</b>	<b>\$0</b>	<b>74.4</b>
<i>SB 21-205 Long Bill</i>	<i>3,056,906</i>	<i>3,056,906</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0.0</i>
<i>SB 21-196 Legislative appropriation bill</i>	<i>19,620,876</i>	<i>19,530,876</i>	<i>90,000</i>	<i>0</i>	<i>0</i>	<i>74.4</i>
SB 21-237	668	668	0	0	0	0.0
SB 21-244	617,348	617,348	0	0	0	70.0
SB 21-291	8,470	0	8,470	0	0	0.0
HB 21-1077	8,623	8,623	0	0	0	0.0
HB 21-1171	1,882	1,882	0	0	0	0.0
HB 21-1248	890	890	0	0	0	0.0
HB 21-1325	9,411	9,411	0	0	0	0.0
HB 21-1329	8,470	0	8,470	0	0	0.0
<b>TOTAL</b>	<b>\$23,333,544</b>	<b>\$23,226,604</b>	<b>\$106,940</b>	<b>\$0</b>	<b>\$0</b>	<b>144.4</b>
<b>INCREASE/(DECREASE)</b>	<b>\$2,220,572</b>	<b>\$2,203,632</b>	<b>\$16,940</b>	<b>\$0</b>	<b>\$0</b>	<b>70.0</b>
Percentage Change	10.5%	10.5%	18.8%	n/a	n/a	94.1%

# FY 2021-22 APPROPRIATION – S.B. 21-196 (LEGISLATIVE APPROPRIATION BILL) AND S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**PERSONNEL AND OPERATING ADJUSTMENTS:** The appropriation includes a net increase of \$652,730 General Fund for a variety of personnel and operating expense changes.

**CENTRALLY APPROPRIATED LINE ITEMS:** The legislative appropriation bill (S.B. 21-196) includes an increase of \$59,661 General Fund for the General Assembly’s share of adjustments to the following centrally appropriated line items: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; and salary survey. The Long Bill (S.B. 21-205) includes adjustments to centrally appropriated line items that benefit all legislative agencies, as detailed in the following table.

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>SB 21-205 Long Bill</b>						
Capitol Complex leased space	\$257,554	\$257,554	\$0	\$0	\$0	0.0
Payments to OIT	54,404	54,404	0	0	0	0.0
Payment to risk management/property funds	41,075	41,075	0	0	0	0.0
Workers’ compensation	7,908	7,908	0	0	0	0.0
CORE	(11,557)	(11,557)	0	0	0	0.0
Legal services	(7,205)	(7,205)	0	0	0	0.0
<b>TOTAL</b>	<b>\$342,179</b>	<b>\$342,179</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$270,018 General Fund to restore funding for the PERA direct distribution payment, which was suspended for one year pursuant to H.B. 20-1379.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes \$240,222 General Fund to restore a one-time 5.0 percent personal service base reduction that was implemented for FY 2020-21.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## STATE AUDITOR

The Legislative Audit Committee (LAC), which is comprised of four Representatives and four Senators, is responsible for reviewing and releasing audit reports and recommending special studies. The LAC also recommends to legislative leadership an appointment for State Auditor every five years. The State Auditor directs a nonpartisan agency that conducts performance, financial, and information technology audits of all state departments and agencies, public colleges and universities, most special purpose authorities, any state entity that is designated as an enterprise, and other political subdivisions as required by law. The Office of the State Auditor is supported by General Fund and reappropriated funds received from state agencies.

STATE AUDITOR						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1345 Legislative appropriation bill	\$11,094,368	\$10,074,526	\$0	\$1,019,842	\$0	78.7
HB 20-1379	(148,776)	(148,776)	0	0	0	0.0
<b>TOTAL</b>	<b>\$10,945,592</b>	<b>\$9,925,750</b>	<b>\$0</b>	<b>\$1,019,842</b>	<b>\$0</b>	<b>78.7</b>
FY 2021-22 APPROPRIATION:						

STATE AUDITOR						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 Appropriation	\$10,945,592	\$9,925,750	\$0	\$1,019,842	\$0	78.7
Annualize prior year budget actions	350,905	350,905	0	0	0	0.0
Personnel and operating adjustments	265,764	245,367	0	20,397	0	0.3
Annualize prior year legislation	150,932	150,932	0	0	0	0.0
Centrally appropriated line items	55,891	55,891	0	0	0	0.0
<b>SB 21-196 Legislative appropriation bill</b>	<b>\$11,769,084</b>	<b>\$10,728,845</b>	<b>\$0</b>	<b>\$1,040,239</b>	<b>\$0</b>	<b>79.0</b>
HB 21-1294	300,000	300,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$12,069,084</b>	<b>\$11,028,845</b>	<b>\$0</b>	<b>\$1,040,239</b>	<b>\$0</b>	<b>79.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$1,123,492</b>	<b>\$1,103,095</b>	<b>\$0</b>	<b>\$20,397</b>	<b>\$0</b>	<b>0.3</b>
Percentage Change	10.3%	11.1%	n/a	2.0%	n/a	0.4%

## FY 2021-22 APPROPRIATION – S.B. 21-196 (LEGISLATIVE APPROPRIATION BILL) AND S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes \$350,905 General Fund to restore a one-time 5.0 percent personal service base reduction that was implemented for FY 2020-21.

**PERSONNEL AND OPERATING ADJUSTMENTS:** The appropriation includes a net increase of \$265,764 total funds, including \$245,367 General Fund and \$20,397 reappropriated funds, and 0.3 FTE for a variety of personnel and operating expense changes.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$150,932 General Fund to restore funding for the PERA direct distribution payment, which was suspended for one year pursuant to H.B. 20-1379.

**CENTRALLY APPROPRIATED LINE ITEMS:** The legislative appropriation bill (S.B. 21-196) includes adjustments to the following centrally appropriated line items: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; and salary survey.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## JOINT BUDGET COMMITTEE

The Joint Budget Committee (JBC), which is comprised of three Representatives and three Senators, is the General Assembly's permanent fiscal and budget review agency. The JBC holds hearings and reviews the budget requests from executive and judicial branch agencies, and introduces the annual appropriations bill (called the Long Bill) to fund the operations of State government. The JBC may also introduce “supplemental” bills when necessary to make mid-year adjustments to appropriations. The JBC provides oversight for a nonpartisan, full-time professional staff.

Over the course of the budget cycle, JBC staff present agency budget requests to the JBC and make recommendations for appropriations and budget-related operational or policy issues. JBC staff draft supplemental bills and the Long Bill based on JBC actions, and they draft and enroll all related amendments. In addition, JBC staff prepare fiscal analyses of other bills that are referred to the Appropriations Committees, draft appropriation clauses for such bills, and provide staff support for both Appropriations Committees. Finally, JBC staff respond to research requests from other committees, individual legislators, the press, and the public. The JBC staff office is supported by General Fund.

JOINT BUDGET COMMITTEE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1345 Legislative appropriation bill	\$2,128,975	\$2,128,975	\$0	\$0	\$0	16.0
HB 20-1379	(34,379)	(34,379)	0	0	0	0.0
<b>TOTAL</b>	<b>\$2,094,596</b>	<b>\$2,094,596</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>16.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$2,094,596	\$2,094,596	\$0	\$0	\$0	16.0
Personnel and operating adjustments	94,262	94,262	0	0	0	1.0
Annualize prior year budget actions	78,448	78,448	0	0	0	0.0
Centrally appropriated line items	62,575	62,575	0	0	0	0.0
Annualize prior year legislation	34,761	34,761	0	0	0	0.0
<b>Long Bill and Legislative appropriation bill</b>	<b>\$2,364,642</b>	<b>\$2,364,642</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>17.0</b>
<i>SB 21-205 Long Bill</i>	<i>76,262</i>	<i>76,262</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>1.0</i>
<i>SB 21-196 Legislative appropriation bill</i>	<i>2,288,380</i>	<i>2,288,380</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>16.0</i>
SB 21-284	41,245	41,245	0	0	0	0.3
<b>TOTAL</b>	<b>\$2,405,887</b>	<b>\$2,405,887</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>17.3</b>
<b>INCREASE/(DECREASE)</b>	<b>\$311,291</b>	<b>\$311,291</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>1.3</b>
Percentage Change	14.9%	14.9%	n/a	n/a	n/a	8.1%

## FY 2021-22 APPROPRIATION – S.B. 21-196 (LEGISLATIVE APPROPRIATION BILL) AND S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**PERSONNEL AND OPERATING ADJUSTMENTS:** The appropriation includes an increase of \$94,262 General Fund and 1.0 FTE for a variety of personnel and operating expense changes. Of this amount, \$76,262 and 1.0 FTE were included in the Long Bill and \$18,000 was included in the legislative appropriation bill.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes \$78,448 General Fund to restore a one-time 5.0 percent personal service base reduction that was implemented for FY 2020-21.

**CENTRALLY APPROPRIATED LINE ITEMS:** The legislative appropriation bill (S.B. 21-196) includes adjustments to the following centrally appropriated line items: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; and salary survey.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$34,761 General Fund to restore funding for the PERA direct distribution payment, which was suspended for one year pursuant to H.B. 20-1379.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## LEGISLATIVE COUNCIL

The Legislative Council, which is comprised of nine Representatives and nine Senators, is the legislative oversight committee for the Legislative Council Staff. The Council is responsible for approving the Legislative Council Staff budget, approving written requests for interim study committees, reviewing legislation created by committees that meet during the legislative interim, and reviewing the ballot information booklet prepared by Legislative Council Staff.

The nonpartisan Legislative Council staff provide the following services to the legislature and the public:

- responding to research requests from legislators and requests for information or aid from constituents;

- conducting special projects and studies and preparing reports, handbooks, memoranda, and issue briefs of interest to legislators and their constituents;
- staffing most legislative committees;
- preparing fiscal notes for introduced bills, interim committee bill drafts, and initiated measures;
- preparing quarterly economic and revenue forecasts, as well as various school finance and budget-related reports;
- providing centralized services for the legislative branch, including information technology, printing, accounting, and construction management;
- co-facilitating the initiative review and comment process related to initiated amendments to the State Constitution or the Colorado Revised Statutes, and publishing the text and title of each statewide ballot measure and distributing the ballot information booklet (the “Blue Book”) concerning statewide ballot measures; and
- providing services for visitors to the State Capitol.

The Legislative Council Staff office is supported by General Fund and reappropriated funds received from the Department of Education and other legislative agencies. Appropriations for FY 2021-22 include two cash fund appropriations that originated as General Fund.

LEGISLATIVE COUNCIL						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$2,276,000	\$2,276,000	\$0	\$0	\$0	0.0
HB 20-1345 Legislative appropriation bill	10,985,872	10,860,092	0	125,780	0	81.4
HB 20-1379	(142,874)	(142,874)	0	0	0	0.0
HB 20-1416	(7,865)	(7,865)	0	0	0	(0.1)
<b>TOTAL</b>	<b>\$13,111,133</b>	<b>\$12,985,353</b>	<b>\$0</b>	<b>\$125,780</b>	<b>\$0</b>	<b>81.3</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$13,111,133	\$12,985,353	\$0	\$125,780	\$0	81.3
Personnel and operating adjustments	625,774	610,554	0	15,220	0	4.6
Annualize prior year budget actions	405,496	405,496	0	0	0	0.0
Cost of living analysis	250,000	0	0	250,000	0	0.0
Annualize prior year legislation	170,518	170,518	0	0	0	0.0
Centrally appropriated line items	81,916	81,916	0	0	0	0.0
<b>Long Bill and Legislative appropriation bill</b>	<b>\$14,644,837</b>	<b>\$14,253,837</b>	<b>\$0</b>	<b>\$391,000</b>	<b>\$0</b>	<b>85.9</b>
<i>SB 21-205 Long Bill</i>	<i>2,526,000</i>	<i>2,276,000</i>	<i>0</i>	<i>250,000</i>	<i>0</i>	<i>0.0</i>
<i>SB 21-196 Legislative appropriation bill</i>	<i>12,118,837</i>	<i>11,977,837</i>	<i>0</i>	<i>141,000</i>	<i>0</i>	<i>85.9</i>
SB 21-137	50,000	50,000	0	0	0	0.0
SB 21-291	13,488	0	13,488	0	0	0.2
HB 21-1077	54,079	54,079	0	0	0	0.8
HB 21-1321	7,865	7,865	0	0	0	0.1
HB 21-1325	78,538	78,538	0	0	0	0.3
HB 21-1329	191,530	0	191,530	0	0	0.0
<b>TOTAL</b>	<b>\$15,040,337</b>	<b>\$14,444,319</b>	<b>\$205,018</b>	<b>\$391,000</b>	<b>\$0</b>	<b>87.3</b>
<b>INCREASE/(DECREASE)</b>	<b>\$1,929,204</b>	<b>\$1,458,966</b>	<b>\$205,018</b>	<b>\$265,220</b>	<b>\$0</b>	<b>6.0</b>
Percentage Change	14.7%	11.2%	n/a	210.9%	n/a	7.4%

## FY 2021-22 APPROPRIATION – S.B. 21-196 (LEGISLATIVE APPROPRIATION BILL) AND S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**PERSONNEL AND OPERATING ADJUSTMENTS:** The appropriation includes a net increase of \$625,774 total funds, including \$610,554 General Fund and \$15,220 reappropriated funds, and 4.6 FTE for a variety of personnel and operating expense changes.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes \$405,496 General Fund to restore a one-time 5.0 percent personal service base reduction that was implemented for FY 2020-21.

**COST OF LIVING ANALYSIS:** The appropriation includes \$250,000 reappropriated funds for Legislative Council Staff to certify the cost of living factor for each school district as required by Section 22-54-104 (5)(c)(III)(A), C.R.S. These factors must be certified by April 15 every other year, and the new factors are effective for the following two state fiscal years. The source of funding for this study is a transfer from the appropriation to the Department of Education for the State Share of Districts' Total Program Funding. The cost of living study conducted during the 2021 interim will determine school district cost-of-living factors for FYs 2021-22 and 2022-23.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$170,518 General Fund to restore funding for the PERA direct distribution payment, which was suspended for one year pursuant to H.B. 20-1379.

**CENTRALLY APPROPRIATED LINE ITEMS:** The legislative appropriation bill (S.B. 21-196) includes adjustments to the following centrally appropriated line items: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; and salary survey.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

---

### COMMITTEE ON LEGAL SERVICES

The Committee on Legal Services, which is comprised of five Representatives and five Senators, is the legislative oversight committee for the Office of Legislative Legal Services (OLLS) and oversees the review of executive branch agency rules among other legislative duties. The duties and responsibilities of OLLS include:

- drafting and preparing bills, resolutions, memorials, amendments, conference committee reports, and an annual digest of enacted bills;
- editing, collating, and revising laws enacted each legislative session, and contracting for the publication of the annual Session Laws and the Colorado Revised Statutes;
- reviewing rules promulgated by executive agencies to determine whether they are within the powers delegated to the agency;
- co-facilitating the initiative review and comment process related to initiated amendments to the State Constitution or the Colorado Revised Statutes;
- performing legal research and issuing legal opinions for members of the General Assembly, and providing guidance and assistance to members of the General Assembly and legislative service agencies in connection with requests for records made pursuant to the Colorado Open Records Act and on issues involving legislative ethics and certain personnel issues;
- coordinating litigation involving the General Assembly, and providing legal assistance in connection with contracts and other business done by the General Assembly and its legislative service agencies;
- assisting the Committee on Legal Services, the Executive Committee of the Legislative Council, the Statutory Revision Committee, and other legislative committees; and

- providing assistance to the Colorado Commission on Uniform State Laws.

The Office of Legislative Workplace Relations (OLRW) operates within OLLS. The OLRW provides services and training for the General Assembly, its members and employees, and the legislative service agencies concerning:

- employee relations;
- workplace culture, including investigation of complaints under the workplace expectations policy; and
- workplace harassment, including investigation of complaints under the workplace harassment policy.

The OLLS and OLRW are supported by General Fund.

COMMITTEE ON LEGAL SERVICES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1345 Legislative appropriation bill	\$7,716,509	\$7,716,509	\$0	\$0	\$0	56.1
HB 20-1379	(108,691)	(108,691)	0	0	0	0.0
<b>TOTAL</b>	<b>\$7,607,818</b>	<b>\$7,607,818</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>56.1</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$7,607,818	\$7,607,818	\$0	\$0	\$0	56.1
Annualize prior year budget actions	295,373	295,373	0	0	0	0.0
Personnel and operating adjustments	280,396	280,396	0	0	0	1.4
Centrally appropriated line items	199,306	199,306	0	0	0	0.0
Annualize prior year legislation	121,329	121,329	0	0	0	0.0
<b>SB 21-196 Legislative appropriation bill</b>	<b>\$8,504,222</b>	<b>\$8,504,222</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>57.5</b>
HB 21-1077	45,681	45,681	0	0	0	0.6
HB 21-1325	12,204	12,204	0	0	0	0.2
<b>TOTAL</b>	<b>\$8,562,107</b>	<b>\$8,562,107</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>58.3</b>
<b>INCREASE/(DECREASE)</b>	<b>\$954,289</b>	<b>\$954,289</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>2.2</b>
Percentage Change	12.5%	12.5%	n/a	n/a	n/a	3.9%

## FY 2021-22 APPROPRIATION – S.B. 21-196 (LEGISLATIVE APPROPRIATION BILL) AND S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes \$295,373 General Fund to restore a one-time 5.0 percent personal service base reduction that was implemented for FY 2020-21.

**PERSONNEL AND OPERATING ADJUSTMENTS:** The appropriation includes a net increase of \$280,396 General Fund and 1.4 FTE for a variety of personnel and operating expense changes.

**CENTRALLY APPROPRIATED LINE ITEMS:** The legislative appropriation bill (S.B. 21-196) includes adjustments to the following centrally appropriated line items: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; and salary survey.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$121,329 General Fund to restore funding for the PERA direct distribution payment, which was suspended for one year pursuant to H.B. 20-1379.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

# Details

## DEPARTMENT OF LOCAL AFFAIRS

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

DEPARTMENT OF LOCAL AFFAIRS						
	TOTAL FUNDS	GENERAL FUND <sup>1,2</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$375,957,063</b>	<b>\$71,570,750</b>	<b>\$207,250,550</b>	<b>\$15,178,663</b>	<b>\$81,957,100</b>	<b>201.5</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Executive Director's Office	9,551,239	2,825,138	1,126,391	4,264,590	1,335,120	20.2
Property Taxation	3,922,585	2,417,964	1,244,203	260,418	0	50.4
Division of Housing	110,685,005	22,291,059	17,470,015	2,217,615	68,706,316	69.1
Division of Local Government	251,798,234	44,036,589	187,409,941	8,436,040	11,915,664	61.8
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$337,148,712	\$41,432,649	\$200,338,105	\$13,420,858	\$81,957,100	199.8
HB 20-1019 Prison pop reduction mgmt	250,000	250,000	0	0	0	0.0
HB 20-1095 Local govts water elements	26,215	26,215	0	0	0	0.5
HB 20-1371 Delay substance use servs grant	(1,866,208)	(1,866,208)	0	0	0	(0.9)
HB 20-1379 Suspend PERA dir distrib	(323,311)	(161,219)	(44,897)	(117,195)	0	0.0
HB 20-1399 Suspend lim gaming transfers	(1,542,658)	1,875,000	(5,292,658)	1,875,000	0	0.0
SB 20B-001 COVID-19 relief small bus	37,000,000	37,000,000	0	0	0	2.1
SB 21-205 Long Bill	14,313	14,313	0	0	0	0.0
SB 21-252 Community revitalization grant	(7,000,000)	(7,000,000)	0	0	0	0.0
HB 21-1253 Renewable clean energy projects	5,000,000	0	5,000,000	0	0	0.0
HB 21-1289 Fund broadband deployment	5,000,000	0	5,000,000	0	0	0.0
HB 21-1326 General fund outdoor rec	2,250,000	0	2,250,000	0	0	0.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$471,596,007</b>	<b>\$57,130,354</b>	<b>\$315,922,406</b>	<b>\$16,384,956</b>	<b>\$82,158,291</b>	<b>205.5</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Executive Director's Office	10,926,298	3,281,276	1,519,707	4,565,672	1,559,643	20.2
Property Taxation	3,904,775	2,368,306	1,265,442	271,027	0	49.4
Division of Housing	209,954,983	22,787,624	116,500,827	1,995,275	68,671,257	73.5
Division of Local Government	246,809,951	28,693,148	196,636,430	9,552,982	11,927,391	62.4
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
SB 21-205 Long Bill	\$312,059,733	\$43,494,080	\$171,022,406	\$15,384,956	\$82,158,291	201.5
SB 21-032 Mobile veterans-support unit	229,070	229,070	0	0	0	0.6
SB 21-204 REDI funding	5,000,000	5,000,000	0	0	0	0.0
SB 21-252 Community revitalization grant	7,000,000	7,000,000	0	0	0	0.0
HB 21-1028 Annual report aff housing	18,704	18,704	0	0	0	0.3
HB 21-1030 Exp peace officers mental health	2,000,000	1,000,000	0	1,000,000	0	0.5
HB 21-1250 Law enforcement account	250,000	250,000	0	0	0	0.0
HB 21-1271 Affordable housing strategies	46,400,000	0	46,400,000	0	0	2.6
HB 21-1312 Ins prem prop sales sev tax	138,500	138,500	0	0	0	0.0
HB 21-1329 ARPA invest affordable housing	98,500,000	0	98,500,000	0	0	0.0
<b>INCREASE/(DECREASE)</b>	<b>\$95,638,944</b>	<b>(\$14,440,396)</b>	<b>\$108,671,856</b>	<b>\$1,206,293</b>	<b>\$201,191</b>	<b>4.0</b>
Percentage Change	25.4%	(20.2%)	52.4%	7.9%	0.2%	2.0%

<sup>1</sup> Includes General Fund Exempt.

<sup>2</sup> Includes \$4,375,000 in FY 2020-21 and \$4,442,692 in FY 2021-22 that is exempt from the statutory limit on state General Fund appropriations pursuant to Section 24-75-201.1, C.R.S.



**GENERAL FUND EXEMPT:** The General Fund Exempt Account was created by Referendum C, passed by Colorado voters in November 2005. Referendum C allowed the State to retain for FY 2005-06 through FY 2009-10 all revenue collected in excess of the TABOR limit and for FY 2010-11 and subsequent fiscal years all revenues in excess of the TABOR limit but less than the excess state revenues cap. The retained revenue must be placed in the General Fund Exempt Account. The table below shows the amounts appropriated from the General Fund Exempt Account for FY 2020-21 and FY 2021-22 for volunteer firefighter retirement plans and death and disability insurance, pursuant to Section 24-77-103.6 (2)(c), C.R.S. For additional information on General Fund Exempt appropriations, see Appendix D.

GENERAL FUND SUMMARY	TOTAL GENERAL FUND	GENERAL FUND	GENERAL FUND EXEMPT
FY 2020-21	\$71,570,750	\$67,225,750	\$4,345,000
FY 2021-22	57,130,354	52,717,662	4,412,692

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the Department of Local Affairs are annotated with the "(I)". For additional information, see *Appendix G*.

	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$237,171,428	\$4,442,692	\$148,860,253	\$1,710,192	\$82,158,291

<sup>1</sup> Includes General Fund Exempt.

## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### EXECUTIVE DIRECTOR'S OFFICE

The Executive Director's Office (EDO) is responsible for the management and administration of the Department, including accounting, budgeting, human resources, and other functions statutorily assigned to the Department such as administration of the Moffat Tunnel Improvement District. The State Demography Office provides demographic data and analysis for the state. This includes providing support to other state agencies, federal partners, local governments, and the public about demographic trends at the state, regional, county, and municipal levels. Cash fund sources for the EDO include marijuana tax revenues, lease revenues generated from the operation of the Moffat Tunnel, Conservation Trust Fund revenues, and various other sources. Reappropriated funds include indirect cost recoveries and severance tax and federal mineral lease revenues transferred from the Local Government Mineral and Energy Impact Grants and Disbursements line item.

EXECUTIVE DIRECTOR'S OFFICE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$9,860,237	\$2,972,044	\$1,204,560	\$4,348,513	\$1,335,120	20.2
HB 20-1379	(323,311)	(161,219)	(44,897)	(117,195)	0	0.0
HB 20-1399	0	0	(33,272)	33,272	0	0.0
SB 21-205	14,313	14,313	0	0	0	0.0
<b>TOTAL</b>	<b>\$9,551,239</b>	<b>\$2,825,138</b>	<b>\$1,126,391</b>	<b>\$4,264,590</b>	<b>\$1,335,120</b>	<b>20.2</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$9,551,239	\$2,825,138	\$1,126,391	\$4,264,590	\$1,335,120	20.2
Centrally appropriated line items	695,747	(64,286)	351,027	183,887	225,119	0.0
Annualize prior year legislation	323,329	161,219	44,915	117,195	0	0.0
Annualize prior year budget actions	220,705	220,705	0	0	0	0.0
Indirect cost assessment	(3,222)	0	(2,626)	0	(596)	0.0
<b>SB 21-205</b>	<b>\$10,787,798</b>	<b>\$3,142,776</b>	<b>\$1,519,707</b>	<b>\$4,565,672</b>	<b>\$1,559,643</b>	<b>20.2</b>

EXECUTIVE DIRECTOR'S OFFICE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 21-1312	138,500	138,500	0	0	0	0.0
<b>TOTAL</b>	<b>\$10,926,298</b>	<b>\$3,281,276</b>	<b>\$1,519,707</b>	<b>\$4,565,672</b>	<b>\$1,559,643</b>	<b>20.2</b>
<b>INCREASE/(DECREASE)</b>	<b>\$1,375,059</b>	<b>\$456,138</b>	<b>\$393,316</b>	<b>\$301,082</b>	<b>\$224,523</b>	<b>0.0</b>
Percentage Change	14.4%	16.1%	34.9%	7.1%	16.8%	0.0%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-205 (Long Bill) modifies the FY 2020-21 appropriation to add \$14,313 General Fund for mid-year adjustments for vehicle lease payments.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items for the following:

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Salary survey	\$511,033	\$149,561	\$65,629	\$188,279	\$107,564	0.0
Payments to OIT	192,887	34,063	69,034	78,618	11,172	0.0
Capitol Complex leased space	73,014	23,145	11,648	20,635	17,586	0.0
Health, life, and dental	60,612	12,626	3,932	24,513	19,541	0.0
Payment to risk management / property funds	33,355	11,799	7,044	14,512	0	0.0
PERA direct distribution	21,841	(60,204)	(572)	9,968	72,649	0.0
Vehicle lease payments	20,662	18,559	0	2,103	0	0.0
AED	12,129	1,767	(5,844)	8,681	7,525	0.0
SAED	12,129	1,767	(5,844)	8,681	7,525	0.0
ALJ services	810	0	810	0	0	0.0
Short-term disability	209	61	27	77	44	0.0
Legal services	(150,079)	(231,100)	221,021	(140,000)	0	0.0
CORE	(83,374)	(23,011)	(13,737)	(28,296)	(18,330)	0.0
Workers' compensation	(7,952)	(2,813)	(1,679)	(3,460)	0	0.0
Short-term disability	(1,529)	(506)	(442)	(424)	(157)	0.0
<b>TOTAL</b>	<b>\$695,747</b>	<b>(\$64,286)</b>	<b>\$351,027</b>	<b>\$183,887</b>	<b>\$225,119</b>	<b>0.0</b>

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend PERA direct distribution	\$323,311	\$161,219	\$44,897	\$117,195	\$0	0.0
SB 18-200 PERA unfunded liability	18	0	18	0	0	0.0
<b>TOTAL</b>	<b>\$323,329</b>	<b>\$161,219</b>	<b>\$44,915</b>	<b>\$117,195</b>	<b>\$0</b>	<b>0.0</b>

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes a net increase of \$220,705 General Fund for out-year impacts of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Annualize FY 2020-21 GF HLD reduction	\$235,018	\$235,018	\$0	\$0	\$0	0.0
Annualize supplemental fleet adjustment	(14,313)	(14,313)	0	0	0	0.0
<b>TOTAL</b>	<b>\$220,705</b>	<b>\$220,705</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease to the Department's indirect cost assessment.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## PROPERTY TAXATION

The Division of Property Taxation issues appraisal standards and provides training and technical assistance to county assessors, values multi-county companies, and grants taxation exemptions. Within the Division, the State Board of Equalization supervises the administration of property tax laws by local county assessors, as well as for the Board of Assessment Appeals, which hears petitions for appeal on valuation, abatements, exemptions, and valuation of state-assessed properties. Cash fund sources include property tax exemption fee revenue and property tax assessment appeal filing fee revenue. Reappropriated funds are from severance tax revenues and federal mineral lease revenues transferred from the Local Government Mineral and Energy Impact Grants and Disbursements line item within the Division of Local Government.

PROPERTY TAXATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$3,922,585	\$2,417,964	\$1,244,203	\$260,418	\$0	50.4
<b>TOTAL</b>	<b>\$3,922,585</b>	<b>\$2,417,964</b>	<b>\$1,244,203</b>	<b>\$260,418</b>	<b>\$0</b>	<b>50.4</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$3,922,585	\$2,417,964	\$1,244,203	\$260,418	\$0	50.4
Indirect cost assessment	31,848	0	21,239	10,609	0	0.0
Personal services reductions	(49,658)	(49,658)	0	0	0	(1.0)
<b>SB 21-205</b>	<b>\$3,904,775</b>	<b>\$2,368,306</b>	<b>\$1,265,442</b>	<b>\$271,027</b>	<b>\$0</b>	<b>49.4</b>
<b>TOTAL</b>	<b>\$3,904,775</b>	<b>\$2,368,306</b>	<b>\$1,265,442</b>	<b>\$271,027</b>	<b>\$0</b>	<b>49.4</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$17,810)</b>	<b>(\$49,658)</b>	<b>\$21,239</b>	<b>\$10,609</b>	<b>\$0</b>	<b>(1.0)</b>
Percentage Change	(0.5%)	(2.1%)	1.7%	4.1%	n/a	(2.0%)

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in this division's indirect cost assessment.

**PERSONAL SERVICES REDUCTIONS:** The appropriation includes ongoing personal services reductions of \$49,658 General Fund and 1.0 FTE from the elimination of a high-turnover role that is currently vacant; duties associated with this position have been absorbed elsewhere.

## DIVISION OF HOUSING

The Division of Housing provides financial and technical assistance designed to increase the availability of housing to individuals with a low income, individuals with disabilities, and elderly individuals. Financial assistance programs include state and federal grants, loans, loan guarantees, equity investments, and subordinated debt for construction or rehabilitation of affordable housing. The Division provides technical assistance to local communities, including helping communities identify housing needs and apply for and secure available private and public financing for housing projects. The Division develops and updates various studies on the availability and affordability of housing

in Colorado. Finally, the Division works with local governments to reform local development and building regulations in ways that lower housing production costs.

Significant cash fund sources include: marijuana tax revenues; unspent General Fund appropriations to the Department of Public Safety for community corrections programs that are credited to the Housing Assistance for Persons Transitioning from the Criminal or Juvenile Justice System Cash Fund; and fee revenue related to the regulation of manufactured housing. Reappropriated fund sources include: severance tax revenues and federal mineral lease revenues transferred from the Local Government Mineral and Energy Impact Grants and Disbursements line item within the Division of Local Government; money transferred from the Department of Health Care Policy and Financing for the Medicaid home modification benefit; and funds transferred within the Division to reflect amounts used for administration of affordable housing construction grants and loans. Federal funds are from the U.S. Department of Housing and Urban Development for rental vouchers and other housing-related grants and programs.

DIVISION OF HOUSING						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$110,685,005	\$22,291,059	\$17,470,015	\$2,217,615	\$68,706,316	69.1
<b>TOTAL</b>	<b>\$110,685,005</b>	<b>\$22,291,059</b>	<b>\$17,470,015</b>	<b>\$2,217,615</b>	<b>\$68,706,316</b>	<b>69.1</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$110,685,005	\$22,291,059	\$17,470,015	\$2,217,615	\$68,706,316	69.1
Annualize prior year legislation	917,988	552,861	0	365,097	30	1.7
Mobile Home Park Act informational line item	505,540	0	505,540	0	0	4.8
Indirect cost assessment	161,830	0	25,272	171,647	(35,089)	0.0
Annualize prior year budget actions	12,696	0	0	12,696	0	0.0
Technical adjustments	(771,780)	0	0	(771,780)	0	(2.4)
Personal services reductions	(75,000)	(75,000)	0	0	0	0.0
<b>SB 21-205</b>	<b>\$111,436,279</b>	<b>\$22,768,920</b>	<b>\$18,000,827</b>	<b>\$1,995,275</b>	<b>\$68,671,257</b>	<b>73.2</b>
HB 21-1028	18,704	18,704	0	0	0	0.3
HB 21-1329	98,500,000	0	98,500,000	0	0	0.0
<b>TOTAL</b>	<b>\$209,954,983</b>	<b>\$22,787,624</b>	<b>\$116,500,827</b>	<b>\$1,995,275</b>	<b>\$68,671,257</b>	<b>73.5</b>
<b>INCREASE/(DECREASE)</b>	<b>\$99,269,978</b>	<b>\$496,565</b>	<b>\$99,030,812</b>	<b>(\$222,340)</b>	<b>(\$35,059)</b>	<b>4.4</b>
Percentage Change	89.7%	2.2%	566.9%	(10.0%)	(0.1%)	6.4%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation, as detailed in the following table.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 18-1326 Transition institutional settings	\$552,840	\$552,840	\$0	\$0	\$0	0.0
HB 19-1245 Affordable housing vendor fee changes	365,097	0	0	365,097	0	1.7
SB 18-200 PERA unfunded liability	51	21	0	0	30	0.0
<b>TOTAL</b>	<b>\$917,988</b>	<b>\$552,861</b>	<b>\$0</b>	<b>\$365,097</b>	<b>\$30</b>	<b>1.7</b>

**MOBILE HOME PARK ACT INFORMATIONAL LINE ITEM:** The appropriation includes a new line item to reflect estimated expenditures of \$505,540 from the Mobile Home Dispute Resolution and Enforcement Program Fund that was created pursuant to H.B. 19-1309 (Mobile Home Park Act Oversight) and is continuously appropriated.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in this division's indirect cost assessment.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes an increase of \$12,696 reappropriated funds from the Department of Health Care Policy and Financing for the out-year impact of FY 2019-20 changes to the Community Living program.

**TECHNICAL ADJUSTMENTS:** The appropriation includes reductions of \$771,780 reappropriated funds for technical changes in how administrative costs related to transfers into the Housing Development Grant Fund are reflected.

**PERSONAL SERVICES REDUCTIONS:** The appropriation includes ongoing personal services reductions of \$75,000 General Fund in the Division of Housing, Community and Non-Profit Services subdivision. The reduction comes from a series of cost savings identified throughout the Community and Non-Profit Services subdivision.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## DIVISION OF LOCAL GOVERNMENT

This division provides information and training for local governments concerning budget development, purchasing, demographics, land use planning, and regulatory issues. This division also manages state- and federally-funded programs that support local government infrastructure and services. To provide this assistance to local governments, this division operates eight field offices. Significant cash fund sources include: (1) severance tax revenues; (2) federal mineral lease revenues; (3) net lottery proceeds; (4) limited gaming revenues; and (5) marijuana tax revenues. Reappropriated funds are primarily from severance tax revenues and federal mineral lease revenues transferred within this division from the Local Government Mineral and Energy Impact Grants and Disbursements line item. Federal funds in this section include the Community Services Block Grant and the Community Development Block Grant.

DIVISION OF LOCAL GOVERNMENT						
	TOTAL FUNDS	GENERAL FUND <sup>1,2</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$212,680,885	\$13,751,582	\$180,419,327	\$6,594,312	\$11,915,664	60.1
HB 20-1019	250,000	250,000	0	0	0	0.0
HB 20-1095	26,215	26,215	0	0	0	0.5
HB 20-1371	(1,866,208)	(1,866,208)	0	0	0	(0.9)
HB 20-1399	(1,542,658)	1,875,000	(5,259,386)	1,841,728	0	0.0
SB 20B-001	37,000,000	37,000,000	0	0	0	2.1
SB 21-252	(7,000,000)	(7,000,000)	0	0	0	0.0
HB 21-1253	5,000,000	0	5,000,000	0	0	0.0
HB 21-1289	5,000,000	0	5,000,000	0	0	0.0
HB 21-1326	2,250,000	0	2,250,000	0	0	0.0
<b>TOTAL</b>	<b>\$251,798,234</b>	<b>\$44,036,589</b>	<b>\$187,409,941</b>	<b>\$8,436,040</b>	<b>\$11,915,664</b>	<b>61.8</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$251,798,234	\$44,036,589	\$187,409,941	\$8,436,040	\$11,915,664	61.8
Annualize prior year budget actions	5,997,145	2,247,145	3,750,000	0	0	0.0
Law Enforcement Community Services Grant Program	200,000	0	200,000	0	0	0.0
Indirect cost assessment	179,190	0	50,576	116,887	11,727	0.0
Annualize prior year legislation	(42,549,668)	(30,299,723)	(12,250,000)	55	0	(3.1)
Technical adjustments	(24,856,395)	67,692	(24,924,087)	0	0	0.0
Gray & Black Market Marijuana Enforcement restructure	(4,000,000)	0	(4,000,000)	0	0	0.0
Defense Counsel on First Appearance Grant Program realignment	(687,625)	(687,625)	0	0	0	0.0
Refinance Firefighter Heart and Circulatory Malfunction Benefits	(150,000)	(150,000)	0	0	0	0.0
<b>SB 21-205</b>	<b>\$185,930,881</b>	<b>\$15,214,078</b>	<b>\$150,236,430</b>	<b>\$8,552,982</b>	<b>\$11,927,391</b>	<b>58.7</b>
SB 21-032	229,070	229,070	0	0	0	0.6

DIVISION OF LOCAL GOVERNMENT						
	TOTAL FUNDS	GENERAL FUND <sup>1,2</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 21-204	5,000,000	5,000,000	0	0	0	0.0
SB 21-252	7,000,000	7,000,000	0	0	0	0.0
HB 21-1030	2,000,000	1,000,000	0	1,000,000	0	0.5
HB 21-1250	250,000	250,000	0	0	0	0.0
HB 21-1271	46,400,000	0	46,400,000	0	0	2.6
<b>TOTAL</b>	<b>\$246,809,951</b>	<b>\$28,693,148</b>	<b>\$196,636,430</b>	<b>\$9,552,982</b>	<b>\$11,927,391</b>	<b>62.4</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$4,988,283)</b>	<b>(\$15,343,441)</b>	<b>\$9,226,489</b>	<b>\$1,116,942</b>	<b>\$11,727</b>	<b>0.6</b>
Percentage Change	(2.0%)	(34.8%)	4.9%	13.2%	0.1%	1.0%

<sup>1</sup> Includes General Fund Exempt.

<sup>2</sup> Includes \$4,300,000 in FY 2018-19 and \$4,375,000 in FY 2019-20 that is exempt from the statutory limit on state General Fund appropriations pursuant to Section 24-75-201.1, C.R.S.

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-252 (Community Revitalization Grant Program) modifies the FY 2020-21 appropriation to reduce the appropriation for relief to small businesses by \$7.0 million General Fund.

House Bill 21-1253 (Renewable and Clean Energy Project Grants) increases the FY 2020-21 appropriation by \$5.0 million cash funds from the Local Government Severance Tax Fund. The bill also transfers \$5.0 million from the General Fund to the Local Government Severance Tax Fund.

House Bill 21-1289 (Funding for Broadband Deployment) increases the FY 2020-21 appropriation by \$5.0 million cash funds from the Interconnectivity Grant Program Fund that originates as federal Coronavirus State Fiscal Recovery Funds authorized by the American Rescue Plan Act of 2021 for the Interconnectivity Grant Program.

House Bill 21-1326 (2020-21 General Fund Transfer Support Department of Natural Resources Programs) increases the FY 2020-21 appropriation by \$2,250,000 cash funds from the Search and Rescue Fund to support backcountry search and rescue efforts.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impacts of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Gray & Black Market Marijuana reduction	\$4,000,000	\$0	\$4,000,000	\$0	\$0	0.0
Crime Prevention Initiative Grants reduction	1,000,000	1,000,000	0	0	0	0.0
Defense Counsel on First Appearance Grants reduction	997,145	997,145	0	0	0	0.0
Firefighter Benefits funds adjustment	0	250,000	(250,000)	0	0	0.0
<b>TOTAL</b>	<b>\$5,997,145</b>	<b>\$2,247,145</b>	<b>\$3,750,000</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**LAW ENFORCEMENT COMMUNITY SERVICES GRANT PROGRAM:** The appropriation includes an ongoing increase of \$200,000 cash funds from the Law Enforcement Community Services (LECS) Grant Program Fund to begin making grants.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in this division's indirect cost assessment.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation, as detailed in the following table.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 21-252 Community Revitalization Grant	\$7,000,000	\$7,000,000	\$0	\$0	\$0	0.0
HB 20-1095 Local govts water elements	36,240	36,240	0	0	0	0.5
SB 18-200 PERA unfunded liability	76	21	0	55	0	0.0
SB 20B-001 COVID-19 relief small bus	(37,000,000)	(37,000,000)	0	0	0	(2.1)
HB 21-1253 Renewable clean energy proj	(5,000,000)	0	(5,000,000)	0	0	0.0
HB 21-1289 Fund broadband deployment	(5,000,000)	0	(5,000,000)	0	0	0.0
HB 21-1326 General Fund DNR prog	(2,250,000)	0	(2,250,000)	0	0	0.0
HB 20-1019 Prison Population Reduction	(250,000)	(250,000)	0	0	0	0.0
HB 19-1239 Census Outreach Grant Prog	(85,984)	(85,984)	0	0	0	(1.5)
<b>TOTAL</b>	<b>(\$42,549,668)</b>	<b>(\$30,299,723)</b>	<b>(\$12,250,000)</b>	<b>\$55</b>	<b>\$0</b>	<b>(3.1)</b>

**TECHNICAL ADJUSTMENTS:** The appropriation includes technical adjustments to informational appropriations and other technical cleanup adjustments as detailed in the following table.

TECHNICAL ADJUSTMENTS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Conservation Trust Fund adjustment	\$8,075,913	\$0	\$8,075,913	\$0	\$0	0.0
Annual firefighter benefits cleanup	67,692	67,692	0	0	0	0.0
Informational funds adjustment	(33,000,000)	0	(33,000,000)	0	0	0.0
<b>TOTAL</b>	<b>(\$24,856,395)</b>	<b>\$67,692</b>	<b>(\$24,924,087)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**GRAY & BLACK MARKET MARIJUANA ENFORCEMENT RESTRUCTURE:** The appropriation includes a one-time reduction of \$4.0 million Marijuana Tax Cash Fund to the Gray & Black Market Marijuana Enforcement Grant Program. The Program provides grants to local governments, law enforcement agencies, and district attorneys to assist with the enforcement of unlicensed and illegal marijuana cultivation and related crimes.

**DEFENSE COUNSEL ON FIRST APPEARANCE GRANT PROGRAM REALIGNMENT:** The appropriation includes a one-time reduction of \$687,625 General Fund for the Defense Counsel on First Appearance (DCFA) Grant Program, for a total FY 2021-22 appropriation of \$1,309,520. This program was established by H.B. 18-1353 (Defense Counsel in Municipal Court Grant Program) to reimburse local governments for costs associated with the provision of defense counsel to defendants making their first appearances in municipal courts.

**REFINANCE FIREFIGHTER HEART AND CIRCULATORY MALFUNCTION BENEFITS:** The appropriation includes a one-time reduction of \$150,000 General Fund to the Firefighter Heart and Circulatory Malfunction Benefits line item, with a corresponding amount spent from the program's cash fund balance.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## Details

# DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

## FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$132,302,822</b>	<b>\$10,350,429</b>	<b>\$1,641,694</b>	<b>\$163,167</b>	<b>\$120,147,532</b>	<b>2,534.6</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Executive Director and Army National Guard	21,012,150	6,464,309	115,004	5,305	14,427,532	109.5
Division of Veterans Affairs	5,155,715	3,471,163	1,526,690	157,862	0	22.1
Air National Guard	3,734,957	414,957	0	0	3,320,000	41.0
Federal Funded Programs	102,400,000	0	0	0	102,400,000	2,362.0
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$132,612,501	\$10,666,526	\$1,645,234	\$163,167	\$120,137,574	2,534.6
HB 20-1379 PERA direct distribution	(238,282)	(234,742)	(3,540)	0	0	0.0
HB 20-1398 Suspend ADLEP	(87,994)	(87,994)	0	0	0	0.0
SB 21-205 Long Bill	16,597	6,639	0	0	9,958	0.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$138,651,593</b>	<b>\$11,766,152</b>	<b>\$1,663,652</b>	<b>\$124,920</b>	<b>\$125,096,869</b>	<b>2,515.9</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Executive Director and Army National Guard	22,632,232	7,914,716	136,182	5,305	14,576,029	109.5
Division of Veterans Affairs	5,083,486	3,436,401	1,527,470	119,615	0	22.4
Air National Guard	3,735,875	415,035	0	0	3,320,840	41.0
Federal Funded Programs	107,200,000	0	0	0	107,200,000	2,343.0
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
SB 21-205 Long Bill	\$138,620,663	\$11,735,222	\$1,663,652	\$124,920	\$125,096,869	2,515.6
SB 21-015 Funeral services stipend	30,930	30,930	0	0	0	0.3
<b>INCREASE/(DECREASE)</b>	<b>\$6,348,771</b>	<b>\$1,415,723</b>	<b>\$21,958</b>	<b>(\$38,247)</b>	<b>\$4,949,337</b>	<b>(18.7)</b>
Percentage Change	4.8%	13.7%	1.3%	(23.4%)	4.1%	(0.7%)

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the Department of Military and Veterans Affairs are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$125,216,484	\$0	\$0	\$119,615	\$125,096,869



## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### EXECUTIVE DIRECTOR AND ARMY NATIONAL GUARD

This division is responsible for the overall management and administration of the Department. The appropriation includes the operating budget for the Executive Director's Office, as well as all centrally appropriated line items for the Department. It also includes appropriations for tuition assistance for National Guard members attending college and the state's share of maintenance and operations costs for Army National Guard facilities.

The federal government fully funds National Guard training and provides most of the funding for construction of armories and other military facilities. Under cooperative agreements with the federal government, the Department is responsible for a portion of maintenance and operations costs for the military facilities in the State. The state's share varies by function and facility. Most of the Department's General Fund expenditures for personal services costs are for administrative and professional staff in the Executive Director/Army National Guard Office and for the labor trades and crafts employees who maintain and repair the armories and other military facilities. The Division also provides support for the Colorado Wing of the Civil Air Patrol and administers the Colorado National Guard Tuition Assistance Program.

The Division is funded by General Fund, cash funds, and federal funds. The cash funds sources include armory rental fees, real estate proceeds, and the Western Slope Military Veterans' Cemetery Fund. Federal funds are provided through cooperative agreements with the federal government for operations of the Colorado National Guard.

EXECUTIVE DIRECTOR AND ARMY NATIONAL GUARD						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$21,321,829	\$6,780,406	\$118,544	\$5,305	\$14,417,574	109.5
HB 20-1379	(238,282)	(234,742)	(3,540)	0	0	0.0
HB 20-1398	(87,994)	(87,994)	0	0	0	0.0
SB 21-205	16,597	6,639	0	0	9,958	0.0
<b>TOTAL</b>	<b>\$21,012,150</b>	<b>\$6,464,309</b>	<b>\$115,004</b>	<b>\$5,305</b>	<b>\$14,427,532</b>	<b>109.5</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$21,012,150	\$6,464,309	\$115,004	\$5,305	\$14,427,532	109.5
Centrally appropriated line items	1,094,548	928,203	17,042	0	149,303	0.0
Annualize prior year budget action	625,106	625,106	0	0	0	0.0
Annualize prior year legislation	324,832	322,098	3,540	0	(806)	0.0
Indirect cost assessment	596	0	596	0	0	0.0
Reductions for DMVA	0	0	0	0	0	0.0
National Guard tuition assistance	(425,000)	(425,000)	0	0	0	0.0
<b>SB 21-205</b>	<b>\$22,632,232</b>	<b>\$7,914,716</b>	<b>\$136,182</b>	<b>\$5,305</b>	<b>\$14,576,029</b>	<b>109.5</b>
<b>TOTAL</b>	<b>\$22,632,232</b>	<b>\$7,914,716</b>	<b>\$136,182</b>	<b>\$5,305</b>	<b>\$14,576,029</b>	<b>109.5</b>
INCREASE/(DECREASE)						
Percentage Change	7.7%	22.4%	18.4%	0.0%	1.0%	(0.0%)

### FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-205 includes an increase of \$16,597 total funds to the FY 2020-21 appropriation for vehicle lease payments.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to the following centrally appropriated line items: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; PERA direct distributions; shift differential; workers' compensation; legal services; administrative law judges; payment to risk management and property funds; vehicle lease payments; Capitol complex leased space; payments to the Governor's Office of Information Technology (OIT); and CORE operations.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impacts of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 Restore tuition reduction	\$425,000	\$425,000	\$0	\$0	\$0	0.0
FY 20-21 Restore GF HLD reduction	200,106	200,106	0	0	0	0.0
<b>TOTAL</b>	<b>\$625,106</b>	<b>\$625,106</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 PERA direct distribution	\$238,282	\$234,742	\$3,540	\$0	\$0	0.0
HB 20-1398 Suspend ADLEP	87,994	87,994	0	0	0	0.0
SB 18-200 PERA unfunded liability	(1,444)	(638)	0	0	(806)	0.0
<b>TOTAL</b>	<b>\$324,832</b>	<b>\$322,098</b>	<b>\$3,540</b>	<b>\$0</b>	<b>(\$806)</b>	<b>0.0</b>

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase to the Department's indirect cost assessment.

**NATIONAL GUARD TUITION ASSISTANCE:** The appropriation includes a \$425,000 General Fund reduction to the appropriation to the National Guard Tuition Assistance Fund for an anticipated decrease in demand for the program.

## DIVISION OF VETERANS AFFAIRS

The Division of Veterans Affairs represents veterans in federal benefits claims and provides information, training, and direct funding to county veterans service officers. It operates the Western Slope Veterans' OneSource Center (a one-stop resource center for veterans in Grand Junction) and maintains the Western Slope Veterans' Cemetery in Grand Junction. This division also oversees state grant programs that award funds to programs for veterans. The State Board of Veterans Affairs makes grants to veterans' service organizations from the Veterans Trust Fund, which receives tobacco master settlement revenue. The Department also receives state General Fund appropriations for grants to nonprofit organizations and government agencies that serve veterans.

The cash funds sources are the Colorado State Veterans Trust Fund (tobacco master settlement revenue), the Western Slope Military Veterans' Cemetery Fund, and the Veterans Assistance Grant Program Cash Fund.

DIVISION OF VETERANS AFFAIRS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$5,155,715	\$3,471,163	\$1,526,690	\$157,862	\$0	22.1
<b>TOTAL</b>	<b>\$5,155,715</b>	<b>\$3,471,163</b>	<b>\$1,526,690</b>	<b>\$157,862</b>	<b>\$0</b>	<b>22.1</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$5,155,715	\$3,471,163	\$1,526,690	\$157,862	\$0	22.1
Annualize prior year budget actions	162,445	0	157,862	4,583	0	1.0
Common policy provider rate adjustment	31,118	31,118	0	0	0	0.0
Annualize prior year legislation	585	584	1	0	0	0.0
Veterans Trust Fund revenue adjustment	(182,083)	0	(182,083)	0	0	0.0
Reductions for DMVA	(97,394)	(97,394)	0	0	0	(1.0)
Western Region One Source Center adjustment	(17,830)	0	25,000	(42,830)	0	0.0
<b>SB 21-205 Long Bill</b>	<b>\$5,052,556</b>	<b>\$3,405,471</b>	<b>\$1,527,470</b>	<b>\$119,615</b>	<b>\$0</b>	<b>22.1</b>
SB 21-015 Funeral services stipend	30,930	30,930	0	0	0	0.3
<b>TOTAL</b>	<b>\$5,083,486</b>	<b>\$3,436,401</b>	<b>\$1,527,470</b>	<b>\$119,615</b>	<b>\$0</b>	<b>22.4</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$72,229)</b>	<b>(\$34,762)</b>	<b>\$780</b>	<b>(\$38,247)</b>	<b>\$0</b>	<b>0.3</b>
Percentage Change	(1.4%)	(1.0%)	0.1%	(24.2%)	n/a	1.4%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes an increase of \$162,445 total funds for the annualization of the Western Region OneSource refinance.

**COMMON POLICY PROVIDER RATE ADJUSTMENT:** The appropriation includes an increase of \$31,118 General Fund to reflect the impact of a 2.5 percent common policy provider rate increase for County Veterans Service Officer payments.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$585 total funds for the annualization of S.B. 18-200 (PERA).

**VETERANS TRUST FUND REVENUE ADJUSTMENT:** The appropriation includes a decrease of \$182,083 cash fund spending authority from the Veterans Trust Fund based on the net impact of the Legislative Council FY 2021-22 Tobacco Master Settlement revenue projection and the projected interest earnings on amounts in the Trust Fund.

**REDUCTIONS FOR DMVA:** The appropriation includes a reduction of \$97,394 General Fund to reflect the elimination of one director position in the Division of Veterans Affairs.

**WESTERN REGION ONE SOURCE CENTER ADJUSTMENT:** The appropriation includes a decrease of \$17,830 total funds for adjustments to appropriations to the Grand Junction Veterans One-stop Center (known as the Western Region One Source) and the Veterans Trust Fund to reflect new tenants at the Center. In FY 2020-21, the Board of Veterans Affairs awarded reappropriated funds from the Veterans Trust Fund when rental revenues were not sufficient to cover costs for the Center. The adjustments reflect a decrease in reappropriated funds from the Veterans Trust Fund as well as an increase in cash funds for anticipated rental revenue.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## AIR NATIONAL GUARD

This division provides funding for the operations of the Buckley and Greeley Air National Guard bases. The State's share of operating and maintenance costs varies under its agreements with the federal government, based on the type and use of each building and whether it is on state or federal land. The federal government also funds full-time security guards at the space command facility at Greeley. Federal funds are provided through cooperative agreements with the federal government for the operations of the Colorado National Guard.

AIR NATIONAL GUARD						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$3,734,957	\$414,957	\$0	\$0	\$3,320,000	41.0
<b>TOTAL</b>	<b>\$3,734,957</b>	<b>\$414,957</b>	<b>\$0</b>	<b>\$0</b>	<b>\$3,320,000</b>	<b>41.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$3,734,957	\$414,957	\$0	\$0	\$3,320,000	41.0
Annualize prior year legislation	918	78	0	0	840	0.0
<b>SB 21-205 Long Bill</b>	<b>\$3,735,875</b>	<b>\$415,035</b>	<b>\$0</b>	<b>\$0</b>	<b>\$3,320,840</b>	<b>41.0</b>
<b>TOTAL</b>	<b>\$3,735,875</b>	<b>\$415,035</b>	<b>\$0</b>	<b>\$0</b>	<b>\$3,320,840</b>	<b>41.0</b>
<b>INCREASE/(DECREASE)</b>	\$918	\$78	\$0	\$0	\$840	0.0
Percentage Change	0.0%	0.0%	n/a	n/a	0.0%	0.0%

### FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$918 total funds for the annualization of S.B. 18-200 (Eliminate Unfunded PERA Liability).

## FEDERAL FUNDED PROGRAMS

This section provides an estimate of funding that is managed by the Department but is not subject to appropriation by the General Assembly and does not flow through the State accounting system. Beginning in FY 2019-20, the amount shown is an estimate of the federal salary outlays for uniformed personnel who are enlisted in the Colorado National Guard but for whom all salaries and related costs are paid directly by the federal government.

FEDERAL FUNDED PROGRAMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360 Long Bill	\$102,400,000	\$0	\$0	\$0	\$102,400,000	2,362.0
<b>TOTAL</b>	<b>\$102,400,000</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$102,400,000</b>	<b>2,362.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$102,400,000	\$0	\$0	\$0	\$102,400,000	2,362.0
Informational funds adjustment	4,800,000	0	0	0	4,800,000	(19.0)
<b>SB 21-205 Long Bill</b>	<b>\$107,200,000</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$107,200,000</b>	<b>2,343.0</b>
<b>TOTAL</b>	<b>\$107,200,000</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$107,200,000</b>	<b>2,343.0</b>
<b>INCREASE/(DECREASE)</b>	\$4,800,000	\$0	\$0	\$0	\$4,800,000	(19.0)
Percentage Change	4.7%	n/a	n/a	n/a	4.7%	(0.8%)

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INFORMATIONAL FUNDS ADJUSTMENT:** The appropriation includes an increase of \$4,800,000 federal funds and a reduction of 19.0 FTE shown for informational purposes. These figures are based on the number of federal positions and typical federal National Guard salaries.

# Details

## DEPARTMENT OF NATURAL RESOURCES

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

DEPARTMENT OF NATURAL RESOURCES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$403,588,190</b>	<b>\$32,699,083</b>	<b>\$337,059,811</b>	<b>\$7,170,362</b>	<b>\$26,658,934</b>	<b>1,528.9</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Executive Director's Office	68,688,705	9,981,388	50,587,332	6,945,362	1,174,623	61.6
Division of Reclamation, Mining, and Safety	8,013,410	0	4,658,880	0	3,354,530	64.8
Oil and Gas Conservation Commission	20,098,484	0	19,998,229	0	100,255	147.3
State Board of Land Commissioners	5,345,601	0	5,120,601	225,000	0	42.0
Division of Parks and Wildlife	191,753,085	125,000	170,207,389	0	21,420,696	909.5
Colorado Water Conservation Board	85,053,208	0	84,678,350	0	374,858	49.7
Division of Water Resources	24,635,697	22,592,695	1,809,030	0	233,972	254.0
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$308,568,368	\$33,219,716	\$241,432,970	\$7,256,748	\$26,658,934	1,511.9
HB 20-1153 Quality jobs & services	25,904	0	25,904	0	0	0.0
HB 20-1379 Suspend PERA distribution	(2,936,082)	(520,633)	(2,329,063)	(86,386)	0	0.0
HB 20-1403 CWCBC projects	26,180,000	0	26,180,000	0	0	0.0
SB 21-054 Wildfire mitigation & response	4,000,000	0	4,000,000	0	0	0.0
SB 21-240 Watershed restoration	30,000,000	0	30,000,000	0	0	0.0
HB 21-1260 General fund water plan	15,000,000	0	15,000,000	0	0	0.0
HB 21-1326 General fund outdoor rec	22,750,000	0	22,750,000	0	0	17.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$334,054,889</b>	<b>\$37,335,479</b>	<b>\$262,297,967</b>	<b>\$7,540,179</b>	<b>\$26,881,264</b>	<b>1,522.4</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Executive Director's Office	82,810,970	13,301,695	60,808,660	7,315,179	1,385,436	60.7
Division of Reclamation, Mining, and Safety	8,035,021	0	4,628,271	0	3,406,750	64.8
Oil and Gas Conservation Commission	20,208,021	0	20,104,810	0	103,211	147.8
State Board of Land Commissioners	5,360,321	0	5,135,321	225,000	0	42.0
Division of Parks and Wildlife	178,923,697	1,441,070	156,127,249	0	21,355,378	903.4
Colorado Water Conservation Board	13,997,023	0	13,600,638	0	396,385	49.7
Division of Water Resources	24,719,836	22,592,714	1,893,018	0	234,104	254.0
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
SB 21-205 Long Bill	\$319,298,132	\$37,119,409	\$247,757,280	\$7,540,179	\$26,881,264	1,517.0
SB 21-189 CWCBC projects	4,250,000	0	4,250,000	0	0	0.0
SB 21-245 Backcountry search & rescue	216,070	216,070	0	0	0	1.5
SB 21-249 Keep CO wild	504,646	0	504,646	0	0	2.4
SB 21-264 Reduce greenhouse utilities	49,362	0	49,362	0	0	0.5
SB 21-281 Severance tax allocation	9,006,005	0	9,006,005	0	0	0.0
HB 21-1318 Outdoor equity program	730,674	0	730,674	0	0	1.0
<b>INCREASE/(DECREASE)</b>	<b>(\$69,533,301)</b>	<b>\$4,636,396</b>	<b>(\$74,761,844)</b>	<b>\$369,817</b>	<b>\$222,330</b>	<b>(6.5)</b>
Percentage Change	(17.2%)	14.2%	(22.2%)	5.2%	0.8%	(0.4%)

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the Department of Natural Resources are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$52,207,297	\$0	\$25,326,033	\$0	\$26,881,264

## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### EXECUTIVE DIRECTOR'S OFFICE

The Executive Director's Office is responsible for the management and administration of the Department, including: departmental administration and policy development, human resources, accounting and purchasing, budgeting, and information technology services. The Colorado Avalanche Information Center is also housed within this division.

EXECUTIVE DIRECTOR'S OFFICE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$70,848,883	\$10,502,021	\$52,140,491	\$7,031,748	\$1,174,623	58.6
HB 20-1153	25,904	0	25,904	0	0	0.0
HB 20-1379	(2,936,082)	(520,633)	(2,329,063)	(86,386)	0	0.0
HB 21-1326	750,000	0	750,000	0	0	3.0
<b>TOTAL</b>	<b>\$68,688,705</b>	<b>\$9,981,388</b>	<b>\$50,587,332</b>	<b>\$6,945,362</b>	<b>\$1,174,623</b>	<b>61.6</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$68,688,705	\$9,981,388	\$50,587,332	\$6,945,362	\$1,174,623	61.6
Centrally appropriated line items	8,057,596	1,434,217	5,867,093	545,473	210,813	0.0
Annualize prior year budget actions	993,810	1,038,129	(40,222)	(4,097)	0	0.1
Support for remote avalanche control systems	69,353	0	0	69,353	0	0.8
Fishers Peak staff and operating support	4,680	0	4,680	0	0	0.0
Indirect cost assessment	4,260	327,328	4,260	(327,328)	0	0.0
Annualize prior year legislation	(7,434)	520,633	(614,483)	86,416	0	(1.8)
<b>SB 21-205</b>	<b>\$77,810,970</b>	<b>\$13,301,695</b>	<b>\$55,808,660</b>	<b>\$7,315,179</b>	<b>\$1,385,436</b>	<b>60.7</b>
SB 21-281	5,000,000	0	5,000,000	0	0	0.0
<b>TOTAL</b>	<b>\$82,810,970</b>	<b>\$13,301,695</b>	<b>\$60,808,660</b>	<b>\$7,315,179</b>	<b>\$1,385,436</b>	<b>60.7</b>
<b>INCREASE/(DECREASE)</b>	<b>\$14,122,265</b>	<b>\$3,320,307</b>	<b>\$10,221,328</b>	<b>\$369,817</b>	<b>\$210,813</b>	<b>(0.9)</b>
Percentage Change	20.6%	33.3%	20.2%	5.3%	17.9%	(1.5%)

### FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

House Bill 21-1326 transferred \$750,000 General Fund to the Colorado Avalanche Information Center Fund and appropriated the same amount of cash funds, which included funding for 3.0 additional FTE.

### FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to the following centrally appropriated line items: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; PERA direct distributions; shift differential; workers' compensation; legal services; administrative law judges; payment to risk management and property funds; vehicle lease payments; Capitol complex leased space; payments to the Governor's Office of Information Technology (OIT); and CORE operations.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impact of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 GF HLD reduction	\$1,035,518	\$1,035,518	\$0	\$0	\$0	0.0
FY 19-20 CAIC equipment maintenance	10,012	0	0	10,012	0	0.1
FY 20-21 Vehicle for water commissioner	2,611	2,611	0	0	0	0.0
FY 20-21 Staff for avalanche center	(40,222)	0	(40,222)	0	0	0.0
FY 19-20 Accounting & procurement staff	(14,109)	0	0	(14,109)	0	0.0
<b>TOTAL</b>	<b>\$993,810</b>	<b>\$1,038,129</b>	<b>(\$40,222)</b>	<b>(\$4,097)</b>	<b>\$0</b>	<b>0.1</b>

**SUPPORT FOR REMOTE AVALANCHE CONTROL SYSTEMS:** The appropriation includes an increase of \$69,353 reappropriated funds and 0.8 FTE for the Colorado Avalanche Information Center (CAIC) to increase maintenance and installation of state-owned and -operated avalanche control equipment. Funding is from the Colorado Department of Transportation's State Highway Fund as part of an ongoing effort to reduce avalanche risks to the transportation system.

**FISHERS PEAK STAFF AND OPERATING SUPPORT:** The appropriation includes an increase of \$4,680 cash funds for vehicle leases.

**INDIRECT COST ASSESSMENT:** The appropriation includes net increase in the division's indirect cost assessment.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend PERA distribution	\$607,019	\$520,633	\$0	\$86,386	\$0	0.0
HB 20-1153 Quality jobs & services	135,513	0	135,513	0	0	1.2
SB18-200 PERA unfunded liability	34	0	4	30	0	0.0
HB 21-1326 General fund outdoor rec	(750,000)	0	(750,000)	0	0	(3.0)
<b>TOTAL</b>	<b>(\$7,434)</b>	<b>\$520,633</b>	<b>(\$614,483)</b>	<b>\$86,416</b>	<b>\$0</b>	<b>(1.8)</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## DIVISION OF RECLAMATION, MINING, AND SAFETY

The Division of Reclamation, Mining, and Safety includes four main program areas, which are primarily funded by the Severance Tax Operational Fund and federal grants.

- The **Coal Regulatory Program** issues and enforces mining and reclamation permits for coal mines in Colorado on state, federal, and private lands, including ensuring compliance with the requirements of the federal Surface Mining Control and Reclamation Act.
- The **Minerals Regulatory Program** issues and enforces mining and reclamation permits for all non-coal mines in Colorado on state, federal, and private lands
- The **Inactive Mines Reclamation Program** safeguards mine openings, inspects and monitors inactive mine sites, and reclaims abandoned mines.



- The **Mine Safety Program** regulates active mines for safety, inspects tourist mines, performs safety audits, administers certification programs for mining employees, provides training in mine rescue and safety, and regulates underground diesel equipment and mining explosives.

DIVISION OF RECLAMATION, MINING, AND SAFETY						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$8,013,410	\$0	\$4,658,880	\$0	\$3,354,530	64.8
<b>TOTAL</b>	<b>\$8,013,410</b>	<b>\$0</b>	<b>\$4,658,880</b>	<b>\$0</b>	<b>\$3,354,530</b>	<b>64.8</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$8,013,410	\$0	\$4,658,880	\$0	\$3,354,530	64.8
Indirect cost assessment	21,573	0	(30,625)	0	52,198	0.0
Annualize prior year legislation	38	0	16	0	22	0.0
<b>SB 21-205</b>	<b>\$8,035,021</b>	<b>\$0</b>	<b>\$4,628,271</b>	<b>\$0</b>	<b>\$3,406,750</b>	<b>64.8</b>
<b>TOTAL</b>	<b>\$8,035,021</b>	<b>\$0</b>	<b>\$4,628,271</b>	<b>\$0</b>	<b>\$3,406,750</b>	<b>64.8</b>
INCREASE/(DECREASE)						
	\$21,611	\$0	(\$30,609)	\$0	\$52,220	(0.0)
Percentage Change	0.3%	n/a	(0.7%)	n/a	1.6%	(0.0%)

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the division's indirect cost assessment.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$38 total funds for the out-year impact of SB 18-200 (PERA).

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## OIL AND GAS CONSERVATION COMMISSION

The Oil and Gas Conservation Commission (OGCC) is responsible for regulating the exploration, development, and conservation of Colorado's oil and natural gas resources in a manner that protects public health and safety. In addition to enforcement, this responsibility involves: answering complaints and inquiries; responding to oil and gas spills and other environmental emergencies at production sites; managing reclamation work at abandoned well sites; and performing baseline water quality studies. Funding for the OGCC is from the Oil and Gas Conservation and Environmental Response Fund, supported by a mill levy on oil and gas production and penalty revenue, and from the Severance Tax Operational Fund as a core departmental program.

OIL AND GAS CONSERVATION COMMISSION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$20,098,484	\$0	\$19,998,229	\$0	\$100,255	147.3
<b>TOTAL</b>	<b>\$20,098,484</b>	<b>\$0</b>	<b>\$19,998,229</b>	<b>\$0</b>	<b>\$100,255</b>	<b>147.3</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$20,098,484	\$0	\$19,998,229	\$0	\$100,255	147.3
Indirect cost assessment	90,146	0	87,190	0	2,956	0.0
Annualize prior year legislation	(29,971)	0	(29,971)	0	0	0.0
<b>SB 21-205</b>	<b>\$20,158,659</b>	<b>\$0</b>	<b>\$20,055,448</b>	<b>\$0</b>	<b>\$103,211</b>	<b>147.3</b>
SB 21-264	49,362	0	49,362	0	0	0.5
<b>TOTAL</b>	<b>\$20,208,021</b>	<b>\$0</b>	<b>\$20,104,810</b>	<b>\$0</b>	<b>\$103,211</b>	<b>147.8</b>

OIL AND GAS CONSERVATION COMMISSION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>INCREASE/(DECREASE)</b>	\$109,537	\$0	\$106,581	\$0	\$2,956	0.5
Percentage Change	0.5%	n/a	0.5%	n/a	2.9%	0.3%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INDIRECT COST ASSESSMENT:** The appropriation includes an increase in the division's indirect cost assessment.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes a decrease of \$29,971 cash funds for the out-year impact of S.B. 19-181 (Protect Public Welfare Oil and Gas) and S.B. 18-200 (PERA).

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## STATE BOARD OF LAND COMMISSIONERS

The State Board of Land Commissioners (State Land Board) manages eight public trusts of land, including the Public School Trust, to raise money for the benefit of K-12 education and other trust beneficiaries as specified in the Colorado Constitution or in statute. Over 98.0 percent of State Land Board revenue is attributable to lands managed for the Public School Trust and the majority is from mineral assets including oil and gas leases and bonus payments. Funding for this division reflects the State Land Board's operating costs. Cash funds are from a portion of School Trust revenues, and the reappropriated funds are transferred from the Division of Parks and Wildlife (CPW) for improvements on Land Board land leased to CPW.

STATE BOARD OF LAND COMMISSIONERS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$5,345,601	\$0	\$5,120,601	\$225,000	\$0	42.0
<b>TOTAL</b>	<b>\$5,345,601</b>	<b>\$0</b>	<b>\$5,120,601</b>	<b>\$225,000</b>	<b>\$0</b>	<b>42.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$5,345,601	\$0	\$5,120,601	\$225,000	\$0	42.0
Indirect cost assessment	14,697	0	14,697	0	0	0.0
Annualize prior year legislation	23	0	23	0	0	0.0
<b>SB 21-205</b>	<b>\$5,360,321</b>	<b>\$0</b>	<b>\$5,135,321</b>	<b>\$225,000</b>	<b>\$0</b>	<b>42.0</b>
<b>TOTAL</b>	<b>\$5,360,321</b>	<b>\$0</b>	<b>\$5,135,321</b>	<b>\$225,000</b>	<b>\$0</b>	<b>42.0</b>
<b>INCREASE/(DECREASE)</b>	\$14,720	\$0	\$14,720	\$0	\$0	0.0
Percentage Change	0.3%	n/a	0.3%	0.0%	n/a	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INDIRECT COST ASSESSMENT:** The appropriation includes an increase in the division's indirect cost assessment.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes an increase of \$23 cash funds for the out-year impact of S.B. 18-200 (PERA).

## DIVISION OF PARKS AND WILDLIFE

The Division of Parks and Wildlife (CPW) manages 42 parks and several special purpose programs including the snowmobile program, the off-highway vehicle program, river outfitters regulation, federal grants, aquatic nuisance species control and prevention, and the distribution of trails grants. Funding for the State Parks' programs is a mixture of cash funds from license fees, lottery funds, off-highway vehicle recreation funds, severance tax dollars, and other state and federal funds.

CPW also manages the state's 960 game and non-game wildlife species by issuing fishing and hunting licenses, enforcing wildlife regulations, protecting habitat and native wildlife populations, and managing more than 350 state wildlife areas. Funding for wildlife operations and programs is a mixture of cash funds from license fees (primarily hunting and fishing licenses), federal funds, Great Outdoors Colorado funds, and various other sources.

DIVISION OF PARKS AND WILDLIFE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$169,753,085	\$125,000	\$148,207,389	\$0	\$21,420,696	895.5
HB 21-1326	22,000,000	0	22,000,000	0	0	14.0
<b>TOTAL</b>	<b>\$191,753,085</b>	<b>\$125,000</b>	<b>\$170,207,389</b>	<b>\$0</b>	<b>\$21,420,696</b>	<b>909.5</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$191,753,085	\$125,000	\$170,207,389	\$0	\$21,420,696	909.5
Increase OHV direct services spending authority	2,000,000	0	2,000,000	0	0	0.0
Wolf reintroduction planning	1,100,000	1,100,000	0	0	0	0.0
Technical corrections	236,254	0	236,254	0	0	0.0
Fishers Peak staff and operating support	174,199	0	174,199	0	0	2.0
Indirect cost assessment	110,350	0	175,668	0	(65,318)	0.0
Habitat connectivity and transportation coordinator	91,879	0	91,879	0	0	1.0
Off-highway revenue and costs adjustment	0	0	0	0	0	0.0
Annualize prior year legislation	(21,999,465)	0	(21,999,465)	0	0	(14.0)
<b>SB 21-205</b>	<b>\$173,466,302</b>	<b>\$1,225,000</b>	<b>\$150,885,924</b>	<b>\$0</b>	<b>\$21,355,378</b>	<b>898.5</b>
SB 21-249	504,646	0	504,646	0	0	2.4
SB 21-281	4,006,005	0	4,006,005	0	0	0.0
HB 21-1318	730,674	0	730,674	0	0	1.0
HB 21-245	216,070	216,070	0	0	0	1.5
<b>TOTAL</b>	<b>\$178,923,697</b>	<b>\$1,441,070</b>	<b>\$156,127,249</b>	<b>\$0</b>	<b>\$21,355,378</b>	<b>903.4</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$12,829,388)</b>	<b>\$1,316,070</b>	<b>(\$14,080,140)</b>	<b>\$0</b>	<b>(\$65,318)</b>	<b>(6.1)</b>
Percentage Change	(6.7%)	1,052.9%	(8.3%)	n/a	(0.3%)	(0.7%)

### FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

House Bill 21-1326 transferred \$22,000,000 General Fund to Parks and Wildlife cash funds and appropriated the same amount as cash funds, which included funding for 14.0 additional FTE.

### FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INCREASE OHV DIRECT SERVICES SPENDING AUTHORITY:** The appropriation includes an increase of \$2,000,000 cash funds from the Off-highway Vehicle (OHV) Recreation Fund for FY 2021-22 and future years. This increases the amount of OHV grants that Colorado Parks and Wildlife (CPW) can distribute in a given year.

**WOLF REINTRODUCTION PLANNING:** The appropriation includes an increase of \$1,100,000 General Fund in FY 2021-22 for the planning and implementation of wolf reintroduction in the State of Colorado.

**TECHNICAL CORRECTIONS:** The appropriation includes an increase of \$236,254 cash funds for a technical correction to annual lease depreciation payments.

**FISHERS PEAK STAFF AND OPERATING SUPPORT:** The appropriation includes an increase of \$174,199 cash funds starting in FY 2021-22 for a Park Ranger and a Park Resource Technician. The appropriation also includes spending authority for temporary staffing, utilities, supplies, and fleet vehicles.

**INDIRECT COST ASSESSMENT:** The appropriation includes an increase in the division's indirect cost assessment.

**HABITAT CONNECTIVITY AND TRANSPORTATION COORDINATOR:** The appropriation includes an increase of \$91,879 cash funds for 1.0 FTE starting in FY 2021-22. The cash funds are from the Wildlife Cash Fund, which is primarily supported by revenue from hunting and fishing licenses.

**OFF-HIGHWAY REVENUE AND COSTS ADJUSTMENT:** The appropriation includes a net-zero technical adjustment the State Park Operations line item to increase the appropriation from the Off-highway Vehicle (OHV) Recreation Fund by \$633,626 and decrease the contribution from the Parks and Outdoor Recreation Cash Fund by the same amount.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 18-200 PERA unfunded liability	\$535	\$0	\$535	\$0	\$0	0.0
HB 21-1326 General fund outdoor rec	(22,000,000)	0	(22,000,000)	0	0	(14.0)
<b>TOTAL</b>	<b>(\$21,999,465)</b>	<b>\$0</b>	<b>(\$21,999,465)</b>	<b>\$0</b>	<b>\$0</b>	<b>(14.0)</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## COLORADO WATER CONSERVATION BOARD

Under the guidance of the Board, this division is responsible for protecting, conserving, and developing the state's water resources, and minimizing the risk of flood damage and associated economic loss. The Colorado Water Conservation Board is divided into two main functional areas: administration and special purpose programs. This division is primarily supported by cash funds from the Colorado Water Conservation Board Construction Fund.

COLORADO WATER CONSERVATION BOARD						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$9,873,208	\$0	\$9,498,350	\$0	\$374,858	49.7
HB 20-1403	26,180,000	0	26,180,000	0	0	0.0
SB 21-054	4,000,000	0	4,000,000	0	0	0.0
SB 21-240	30,000,000	0	30,000,000	0	0	0.0
HB 21-1260	15,000,000	0	15,000,000	0	0	0.0
<b>TOTAL</b>	<b>\$85,053,208</b>	<b>\$0</b>	<b>\$84,678,350</b>	<b>\$0</b>	<b>\$374,858</b>	<b>49.7</b>
FY 2021-22 APPROPRIATION:						

COLORADO WATER CONSERVATION BOARD						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 Appropriation	\$85,053,208	\$0	\$84,678,350	\$0	\$374,858	49.7
Annualize prior year legislation	(74,799,965)	0	(74,799,967)	0	2	0.0
Technical corrections	(380,000)	0	(380,000)	0	0	0.0
Indirect cost assessment	(21,517)	0	(43,042)	0	21,525	0.0
Annualize prior year budget actions	(4,703)	0	(4,703)	0	0	0.0
<b>SB 21-205</b>	<b>\$9,847,023</b>	<b>\$0</b>	<b>\$9,450,638</b>	<b>\$0</b>	<b>\$396,385</b>	<b>49.7</b>
SB 21-189	4,150,000	0	4,150,000	0	0	0.0
<b>TOTAL</b>	<b>\$13,997,023</b>	<b>\$0</b>	<b>\$13,600,638</b>	<b>\$0</b>	<b>\$396,385</b>	<b>49.7</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$71,056,185)</b>	<b>\$0</b>	<b>(\$71,077,712)</b>	<b>\$0</b>	<b>\$21,527</b>	<b>0.0</b>
Percentage Change	(83.5%)	n/a	(83.9%)	n/a	5.7%	0.0%

#### FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

- Senate Bill 21-054 (Wildfire Mitigation & Response) transferred \$4.0 million General Fund to the Colorado Water Conservation Board (CWCB) Construction Fund and appropriated \$4.0 million cash funds from the Construction Fund to the CWCB for watershed restoration efforts.
- Senate Bill 21-240 (Watershed Restoration Grant Program Stimulus) transferred \$30.0 million General Fund to the CWCB Construction Fund and appropriated \$30.0 million cash funds from the Construction Fund to the CWCB for watershed restoration efforts.
- House Bill 21-1260 (General Fund Transfer Implement State Water Plan) transferred \$15.0 million General Fund to the Water Plan Implementation Cash Fund and \$5.0 million to the Water Supply Reserve Fund. The bill also appropriated \$15.0 million cash funds from the CWCB Construction Fund to the CWCB.

#### FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB18-200 PERA unfunded liability	\$35	\$0	\$33	\$0	\$2	0.0
SB 21-240 Watershed restoration	(30,000,000)	0	(30,000,000)	0	0	0.0
HB 20-1403 CWCB projects	(25,800,000)	0	(25,800,000)	0	0	0.0
HB 21-1260 General fund water plan	(15,000,000)	0	(15,000,000)	0	0	0.0
SB 21-054 Wildfire mitigation & response	(4,000,000)	0	(4,000,000)	0	0	0.0
<b>TOTAL</b>	<b>(\$74,799,965)</b>	<b>\$0</b>	<b>(\$74,799,967)</b>	<b>\$0</b>	<b>\$2</b>	<b>0.0</b>

**TECHNICAL CORRECTIONS:** The appropriation includes a decrease of \$380,000 cash funds for a technical correction related to H.B. 20-1403 (CWCB Projects).

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease in the division's indirect cost assessment.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes a decrease of \$4,703 cash funds for the annualization of prior year budget actions.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## DIVISION OF WATER RESOURCES

This division, also called the Office of the State Engineer, is primarily responsible for administration of water resources. This includes daily oversight of water allocations within the state and downstream interstate compact compliance, monitoring of water supply through stream-flow measurements, and groundwater regulation. The Division administers and operates water rights and is responsible for dam safety inspections and groundwater well construction regulation. Cash fund sources include the Water Resources Cash Fund, the Well Inspection Cash Fund, and the Satellite Monitoring System Cash Fund.

DIVISION OF WATER RESOURCES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$24,635,697	\$22,592,695	\$1,809,030	\$0	\$233,972	254.0
<b>TOTAL</b>	<b>\$24,635,697</b>	<b>\$22,592,695</b>	<b>\$1,809,030</b>	<b>\$0</b>	<b>\$233,972</b>	<b>254.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$24,635,697	\$22,592,695	\$1,809,030	\$0	\$233,972	254.0
Technical corrections	380,000	0	380,000	0	0	0.0
Annualize prior year legislation	(379,978)	19	(379,997)	0	0	0.0
Indirect cost assessment	(15,883)	0	(16,015)	0	132	0.0
<b>SB 21-205</b>	<b>\$24,619,836</b>	<b>\$22,592,714</b>	<b>\$1,793,018</b>	<b>\$0</b>	<b>\$234,104</b>	<b>254.0</b>
SB 21-189	100,000	0	100,000	0	0	0.0
<b>TOTAL</b>	<b>\$24,719,836</b>	<b>\$22,592,714</b>	<b>\$1,893,018</b>	<b>\$0</b>	<b>\$234,104</b>	<b>254.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$84,139</b>	<b>\$19</b>	<b>\$83,988</b>	<b>\$0</b>	<b>\$132</b>	<b>0.0</b>
Percentage Change	0.3%	0.0%	4.6%	n/a	0.1%	0.0%

### FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**TECHNICAL CORRECTIONS:** The appropriation includes an increase of \$380,000 cash funds for a technical correction related to H.B. 20-1403 (CWCB Projects).

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB18-200 PERA unfunded liability	\$22	\$19	\$3	\$0	\$0	0.0
HB 20-1403 CWCB projects	(380,000)	0	(380,000)	0	0	0.0
<b>TOTAL</b>	<b>(\$379,978)</b>	<b>\$19</b>	<b>(\$379,997)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease in the division's indirect cost assessment.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

# Details

## DEPARTMENT OF PERSONNEL

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

DEPARTMENT OF PERSONNEL						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$222,924,200</b>	<b>\$29,410,841</b>	<b>\$12,453,212</b>	<b>\$181,060,147</b>	<b>\$0</b>	<b>404.1</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Executive Director's Office	37,969,559	21,202,999	1,856,218	14,910,342	0	37.3
Division of Human Resources	70,331,924	2,480,786	3,431,289	64,419,849	0	50.2
Constitutionally Independent Entities	622,370	622,370	0	0	0	4.8
Division of Central Services	30,577,803	1,462,929	1,380,134	27,734,740	0	121.8
Division of Accounts and Control	18,860,462	3,641,757	5,299,594	9,919,111	0	70.2
Administrative Courts	4,579,715	0	114,382	4,465,333	0	44.7
Division of Capital Assets	59,982,367	0	371,595	59,610,772	0	75.1
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$209,825,100	\$14,876,401	\$13,025,558	\$181,923,141	\$0	404.3
HB 20-1001 Nicotine product regulation	69,450	0	0	69,450	0	0.0
HB 20-1153 CO Partnership for quality jobs act	879,159	0	879,159	0	0	4.5
HB 20-1379 Suspend PERA direct distribution	(671,727)	(260,140)	(32,065)	(379,522)	0	0.0
HB 20-1398 Modify funding mechanism cap const	(566,806)	(566,806)	0	0	0	0.0
SB 21-048 Supplemental appropriation	(283,698)	361,386	(48,962)	(596,122)	0	(1.0)
SB 21-055 Collection of state debts	(1,370,478)	0	(1,370,478)	0	0	(3.7)
SB 21-232 Displaced workers grant	15,000,000	15,000,000	0	0	0	0.0
HB 21-1326 FY 20-21 General Fund support DNR	43,200	0	0	43,200	0	0.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$218,141,793</b>	<b>\$20,065,817</b>	<b>\$13,506,508</b>	<b>\$184,569,468</b>	<b>\$0</b>	<b>409.4</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Executive Director's Office	27,139,693	10,133,322	1,858,694	15,147,677	0	40.1
Division of Human Resources	73,843,043	3,699,383	4,054,957	66,088,703	0	53.9
Constitutionally Independent Entities	605,323	605,323	0	0	0	4.8
Division of Central Services	31,245,531	1,462,941	1,880,134	27,902,456	0	121.8
Division of Accounts and Control	17,930,200	3,977,079	5,202,456	8,750,665	0	67.6
Administrative Courts	4,424,625	0	129,382	4,295,243	0	44.7
Division of Capital Assets	62,953,378	187,769	380,885	62,384,724	0	76.5
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
SB 21-082 Alcohol bev festival tastings and sales	\$216,275,323	\$18,843,441	\$13,006,508	\$184,425,374	\$0	408.5
SB 21-088 Child sexual abuse accountability act	35,370	0	0	35,370	0	0.0
SB 21-131 Protect personal identifying info	1,198,355	1,198,355	0	0	0	0.9
SB 21-148 Create financial empowerment office	3,393	3,393	0	0	0	0.1
SB 21-154 988 Suicide prevention lifeline network	3,900	0	0	3,900	0	0.0
SB 21-222 Repeal recovery audit program	1,966	0	0	1,966	0	0.0
SB 21-292 Fed COVID funding victim's services	(64,714)	(64,714)	0	0	0	(1.0)
HB 21-1257 Recog of veterans in cap comp parks	500,000	0	500,000	0	0	0.0
HB 21-1303 Glbl warm poten for pub project materials	10,000	10,000	0	0	0	0.0
HB 21-1312 Ins premium property sales severance tax	75,342	75,342	0	0	0	0.9

DEPARTMENT OF PERSONNEL						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 21-1327 State and local tax parity act for businesses	512	0	0	512	0	0.0
SB 21-082 Alcohol bev festival tastings and sales	102,346	0	0	102,346	0	0.0
<b>INCREASE/(DECREASE)</b>	(\$4,782,407)	(\$9,345,024)	\$1,053,296	\$3,509,321	\$0	5.3
Percentage Change	(2.1%)	(31.8%)	8.5%	1.9%	n/a	1.3%

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the Department of Personnel are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$62,853,922	\$0	\$1,848,255	\$61,005,667	\$0

## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### EXECUTIVE DIRECTOR'S OFFICE

This division provides centralized accounting, personnel, and budgeting services for the Department. It also includes the Colorado State Employees Assistance Program (C-SEAP) and the Office of the State Architect. The primary fund source is reappropriated funds, which originate as indirect cost recoveries from other divisions within the Department, as well as user fees from other state agencies.

EXECUTIVE DIRECTOR'S OFFICE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 APPROPRIATION:</b>						
HB 20-1360	\$23,824,332	\$6,889,371	\$1,504,523	\$15,430,438	\$0	37.3
HB 20-1153	383,760	0	383,760	0	0	0.0
HB 20-1379	(671,727)	(260,140)	(32,065)	(379,522)	0	0.0
HB 20-1398	(566,806)	(566,806)	0	0	0	0.0
SB 21-048	0	140,574	0	(140,574)	0	0.0
SB 21-232	15,000,000	15,000,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$37,969,559</b>	<b>\$21,202,999</b>	<b>\$1,856,218</b>	<b>\$14,910,342</b>	<b>\$0</b>	<b>37.3</b>
<b>FY 2021-22 APPROPRIATION:</b>						
FY 2020-21 Appropriation	\$37,969,559	\$21,202,999	\$1,856,218	\$14,910,342	\$0	37.3
Centrally appropriated line items	2,934,790	3,403,752	242,171	(711,133)	0	0.0
Annualize prior year budget actions	978,250	978,250	0	0	0	0.0
Prevailing wages for capital construction contracts	133,868	133,868	0	0	0	1.8
COE program financial restructure	41,004	135,636	0	(94,632)	0	0.0
Annualize prior year legislation	(13,944,052)	(14,224,460)	(239,695)	520,103	0	0.0
Extend reduction of statewide planning	(980,000)	(980,000)	0	0	0	0.0
Indirect cost assessment	(72,461)	(595,458)	0	522,997	0	0.0
<b>SB 21-205</b>	<b>\$27,060,958</b>	<b>\$10,054,587</b>	<b>\$1,858,694</b>	<b>\$15,147,677</b>	<b>\$0</b>	<b>39.1</b>
SB 21-131	3,393	3,393	0	0	0	0.1
HB 21-1303	75,342	75,342	0	0	0	0.9
<b>TOTAL</b>	<b>\$27,139,693</b>	<b>\$10,133,322</b>	<b>\$1,858,694</b>	<b>\$15,147,677</b>	<b>\$0</b>	<b>40.1</b>
<b>INCREASE/(DECREASE)</b>	(\$10,829,866)	(\$11,069,677)	\$2,476	\$237,335	\$0	2.8
Percentage Change	(28.5%)	(52.2%)	0.1%	1.6%	n/a	7.5%



## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-048 modifies the FY 2020-21 appropriation to include an increase of \$140,574 General Fund to subsidize the operations of the Center for Organizational Effectiveness in FY 2020-21. The General Fund increase is offset by the reduction of reappropriated funds.

Senate Bill 21-232 appropriates \$15.0 million General Fund to the Workers, Employers, and Workforce Centers Cash Fund, for which the Department is responsible for the accounting.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to the following centrally appropriated line items: state contributions for health, life, and dental benefits; short-term disability; supplemental state contributions to the Public Employees' Retirement Association (PERA) pension fund; PERA direct distributions; shift differential; workers' compensation; salary survey; legal services; administrative law judges; payment to risk management and property funds; payments to the Governor's Office of Information Technology (OIT); and CORE operations.

**ANNUALIZE PRIOR YEAR BUDGET ACTION:** The appropriation includes adjustments for the out-year impacts of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 Statewide planning services	\$980,000	\$980,000	\$0	\$0	\$0	0.0
FY 20-21 Streamline electronic docs	(1,750)	(1,750)	0	0	0	0.0
<b>TOTAL</b>	<b>\$978,250</b>	<b>\$978,250</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**PREVAILING WAGES FOR CAPITAL CONSTRUCTION CONTRACTS:** The appropriation includes an increase of \$133,868 General Fund and 1.8 FTE to address increased workload in the Office of the State Architect related to prevailing wage determination requirements associated with Section 24-92-203, C.R.S.

**COE PROGRAM FINANCIAL RESTRUCTURE:** The appropriation includes an increase \$41,004 total funds, including an increase of \$135,636 General Fund, to provide the Center for Organizational Effectiveness (COE) with a one-time General Fund subsidy in FY 2021-22. The subsidy will address the Center's revenue shortfalls.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend DD to PERA	\$671,727	\$260,140	\$32,065	\$379,522	\$0	0.0
HB 20-1398 Funding for Cap Const	566,806	566,806	0	0	0	0.0
SB 13-276 Disability investigational pilot	82,000	0	82,000	0	0	0.0
SB 19-196 CO Quality apprenticeship	70,000	70,000	0	0	0	0.0
HB 17-1144 Amend Cap Const auto funding mechanism	49,152	19,152	30,000	0	0	0.0
SB 18-200 PERA unfunded liability	23	16	0	7	0	0.0
SB 21-048 Supplemental bill	0	(140,574)	0	140,574	0	0.0
SB 21-232 Displaced workers grant	(15,000,000)	(15,000,000)	0	0	0	0.0
HB 20-1153 CO partnership	(383,760)	0	(383,760)	0	0	0.0
<b>TOTAL</b>	<b>(\$13,944,052)</b>	<b>(\$14,224,460)</b>	<b>(\$239,695)</b>	<b>\$520,103</b>	<b>\$0</b>	<b>0.0</b>

**EXTEND REDUCTION OF STATEWIDE PLANNING:** The appropriation includes a one-time reduction of \$980,000 General Fund for the Office of the State Architect's Statewide Planning Services. The State developed this program pursuant to S.B. 15-270 (Create Office of State Architect), which directed the State Architect to assist state agencies to complete master plans to inform capital construction decisions. Since its creation in 2015, the Statewide Planning Services program receives an appropriation with the statutory authority to roll forward unspent funding from each year, for up to three fiscal years, as specified in the footnotes of each Long Bill. The Office is expected to offset the FY 2021-22 reduction with amounts rolled forward from prior years.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease in the Division's indirect cost assessment.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## DIVISION OF HUMAN RESOURCES

This division administers the State's classified personnel system, administers the employee benefits programs, manages statewide systems for payroll and employee databases, and operates the statewide risk management program, including the provision of liability, property, and workers' compensation insurance.

DIVISION OF HUMAN RESOURCES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$70,163,678	\$2,259,974	\$2,984,852	\$64,918,852	\$0	46.7
HB 20-1153	495,399	0	495,399	0	0	4.5
SB 21-048	(327,153)	220,812	(48,962)	(499,003)	0	(1.0)
<b>TOTAL</b>	<b>\$70,331,924</b>	<b>\$2,480,786</b>	<b>\$3,431,289</b>	<b>\$64,419,849</b>	<b>\$0</b>	<b>50.2</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$70,331,924	\$2,480,786	\$3,431,289	\$64,419,849	\$0	50.2
Risk Management base adjustment	2,278,127	0	0	2,278,127	0	0.0
Annualize prior year legislation	792,149	(220,796)	513,935	499,010	0	4.5
Centrally appropriated line items	476,391	0	0	476,391	0	0.0
Indirect cost assessment	357,532	0	158,695	198,837	0	0.0
COE program financial restructure	(1,448,112)	326,038	(48,962)	(1,725,188)	0	(0.7)
Annualize prior year budget actions	(85,000)	(85,000)	0	0	0	0.0
Eliminate safety specialist position	(58,323)	0	0	(58,323)	0	(1.0)
<b>SB 21-205</b>	<b>\$72,644,688</b>	<b>\$2,501,028</b>	<b>\$4,054,957</b>	<b>\$66,088,703</b>	<b>\$0</b>	<b>53.0</b>
SB 21-088	1,198,355	1,198,355	0	0	0	0.9
<b>TOTAL</b>	<b>\$73,843,043</b>	<b>\$3,699,383</b>	<b>\$4,054,957</b>	<b>\$66,088,703</b>	<b>\$0</b>	<b>53.9</b>
<b>INCREASE/(DECREASE)</b>	<b>\$3,511,119</b>	<b>\$1,218,597</b>	<b>\$623,668</b>	<b>\$1,668,854</b>	<b>\$0</b>	<b>3.7</b>
Percentage Change	5.0%	49.1%	18.2%	2.6%	n/a	7.4%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-048 reduces the FY 2020-21 appropriation by \$327,153 total funds, including an increase of \$220,812 General Fund, to subsidize the operations of the Center for Organizational Effectiveness in FY 2020-21. The General Fund increase will address the Center's revenue shortfalls and is partially offset by the reduction of reappropriated funds.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**RISK MANAGEMENT BASE ADJUSTMENT:** The appropriation includes an increase of \$2,278,127 reappropriated funds based on the payments anticipated to be made by the property program for property policies.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1153 CO partnership	\$464,966	\$0	\$464,966	\$0	\$0	4.5
SB 21-048 Supplemental bill	327,153	(220,812)	48,962	499,003	0	0.0
SB 18-200 PERA unfunded liability	30	16	7	7	0	0.0
<b>TOTAL</b>	<b>\$792,149</b>	<b>(\$220,796)</b>	<b>\$513,935</b>	<b>\$499,010</b>	<b>\$0</b>	<b>4.5</b>

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to the centrally appropriated line items for legal services for the risk management programs.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Division's indirect cost assessment.

**COE PROGRAM FINANCIAL RESTRUCTURE:** The appropriation includes a decrease of \$1,448,112 total funds, including an increase of \$326,038 General Fund, and a decrease of 0.7 FTE to provide the Center for Organizational Effectiveness (COE) with a one-time General Fund subsidy in FY 2021-22. The subsidy will address the Center's revenue shortfalls.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impact of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 13-14 Employee engagement survey	\$215,000	\$215,000	\$0	\$0	\$0	0.0
FY 15-16 Total comp vendor	(300,000)	(300,000)	0	0	0	0.0
<b>TOTAL</b>	<b>(\$85,000)</b>	<b>(\$85,000)</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**ELIMINATE SAFETY SPECIALIST POSITION:** The appropriation includes a decrease of \$58,323 reappropriated funds and 1.0 FTE from the Risk Management Program.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## CONSTITUTIONALLY INDEPENDENT ENTITIES

This division houses the State Personnel Board, which has the authority to adopt a uniform grievance procedure to be used by all state agencies for classified employees in the state personnel system. The Board adjudicates employment disputes within the state classified system and is responsible for promulgating rules to ensure that state employment is based on merit.

CONSTITUTIONALLY INDEPENDENT ENTITIES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$622,370	\$622,370	\$0	\$0	\$0	4.8
<b>TOTAL</b>	<b>\$622,370</b>	<b>\$622,370</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>4.8</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$622,370	\$622,370	\$0	\$0	\$0	4.8
Annualize prior year legislation	3	3	0	0	0	0.0
Centrally appropriated line items	(17,050)	(17,050)	0	0	0	0.0
<b>SB 21-205</b>	<b>\$605,323</b>	<b>\$605,323</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>4.8</b>
<b>TOTAL</b>	<b>\$605,323</b>	<b>\$605,323</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>4.8</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$17,047)</b>	<b>(\$17,047)</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
Percentage Change	(2.7%)	(2.7%)	n/a	n/a	n/a	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of S.B. 19-200 (PERA Unfunded Liability).

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to the centrally appropriated line item for legal services.

## DIVISION OF CENTRAL SERVICES

This division is responsible for providing statewide support services such as print, document management, and mail services, and includes the Office of State Archives. Division of Central Services is almost entirely funded by reappropriated funds consisting of user fees from state agencies or other public entities. General Fund and cash funds from offender surcharges and grants provide funding for the Address Confidentiality Program within Integrated Document Solutions.

CENTRAL SERVICES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$30,577,803	\$1,462,929	\$1,380,134	\$27,734,740	\$0	121.8
<b>TOTAL</b>	<b>\$30,577,803</b>	<b>\$1,462,929</b>	<b>\$1,380,134</b>	<b>\$27,734,740</b>	<b>\$0</b>	<b>121.8</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$30,577,803	\$1,462,929	\$1,380,134	\$27,734,740	\$0	121.8
Indirect cost assessment	62,832	0	0	62,832	0	0.0
Annualize prior year legislation	72	12	0	60	0	0.0
Integrated Document Solutions restructure	0	0	0	0	0	0.0
<b>SB 21-205</b>	<b>\$30,640,707</b>	<b>\$1,462,941</b>	<b>\$1,380,134</b>	<b>\$27,797,632</b>	<b>\$0</b>	<b>121.8</b>
SB 21-154	1,966	0	0	1,966	0	0.0
SB 21-292	500,000	0	500,000	0	0	0.0
HB 21-1312	512	0	0	512	0	0.0
HB 21-1327	102,346	0	0	102,346	0	0.0
<b>TOTAL</b>	<b>\$31,245,531</b>	<b>\$1,462,941</b>	<b>\$1,880,134</b>	<b>\$27,902,456</b>	<b>\$0</b>	<b>121.8</b>
<b>INCREASE/(DECREASE)</b>	<b>\$667,728</b>	<b>\$12</b>	<b>\$500,000</b>	<b>\$167,716</b>	<b>\$0</b>	<b>0.0</b>
Percentage Change	2.2%	0.0%	36.2%	0.6%	n/a	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Division's indirect cost assessment.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of S.B. 19-200 (PERA Unfunded Liability).

**INTEGRATED DOCUMENT SOLUTIONS RESTRUCTURE:** The appropriation includes a net zero restructure of the Integrated Document Solutions appropriation to:

- consolidate printing and mail volumes to eliminate duplicative activities and to resolve a recommendation from the Office of the State Auditor's 2011 audit report on tax processing; and
- create a new and temporary line item for the purpose of funding a capital lease for a new continuous-feed production inkjet press.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

### DIVISION OF ACCOUNTS AND CONTROL

This division includes the Office of the State Controller as part of the Financial Operations and Reporting budget group, which manages statewide fiscal rules, conducts statewide financial reporting, provides policy and procedural guidance, and develops the statewide indirect cost allocation plan. CORE Operations oversees the state's accounting system, the Colorado Operations Resource Engine (CORE). Procurement and Contracts administers a statewide procurement program and meets the product and service needs of state agencies by negotiating contracts for goods and services. This division is funded with rebates received from the Procurement Card Program, statewide indirect cost recoveries, cash funds from the Supplier Database Cash Fund, user fees from state agencies for CORE Operations, and the General Fund.

DIVISION OF ACCOUNTS AND CONTROL						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$20,230,940	\$3,641,757	\$6,670,072	\$9,919,111	\$0	73.9
SB 21-055	(1,370,478)	0	(1,370,478)	0	0	(3.7)
<b>TOTAL</b>	<b>\$18,860,462</b>	<b>\$3,641,757</b>	<b>\$5,299,594</b>	<b>\$9,919,111</b>	<b>\$0</b>	<b>70.2</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$18,860,462	\$3,641,757	\$5,299,594	\$9,919,111	\$0	70.2
Disparity study implementation outreach	100,000	100,000	0	0	0	0.0
Procurement card rebate refinance	0	1,000,000	(1,000,000)	0	0	0.0
CORE Operations base adjustment	0	0	1,149,861	(1,149,861)	0	0.0
Annualize prior year legislation	(896,959)	(649,973)	(246,999)	13	0	(0.6)
Procurement and Contracts vacancy savings	(49,991)	(49,991)	0	0	0	(1.0)
Indirect cost assessment	(18,598)	0	0	(18,598)	0	0.0
<b>SB 21-205</b>	<b>\$17,994,914</b>	<b>\$4,041,793</b>	<b>\$5,202,456</b>	<b>\$8,750,665</b>	<b>\$0</b>	<b>68.6</b>
SB 21-222	(64,714)	(64,714)	0	0	0	(1.0)
<b>TOTAL</b>	<b>\$17,930,200</b>	<b>\$3,977,079</b>	<b>\$5,202,456</b>	<b>\$8,750,665</b>	<b>\$0</b>	<b>67.6</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$930,262)</b>	<b>\$335,322</b>	<b>(\$97,138)</b>	<b>(\$1,168,446)</b>	<b>\$0</b>	<b>(2.6)</b>
Percentage Change	(4.9%)	9.2%	(1.8%)	(11.8%)	n/a	(3.7%)

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-055 repeals the Central Collection Services Section (CSS) in the Department of Personnel, which was the centralized collection agency for state debts and reduces appropriations to the Department of Personnel for FY 2020-21 by \$1,370,478 cash funds from the Debt Collection Fund and 3.7 FTE.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**DISPARITY STUDY IMPLEMENTATION OUTREACH:** The appropriation includes \$100,000 General Fund to perform implementation outreach associated with the disparity study authorized by S.B. 19-135 (State Procurement Disparity Study).

**PROCUREMENT CARD REBATE REFINANCE:** The appropriation includes an increase of \$1.0 million General Fund with an equivalent decrease of cash funds from rebates from the state purchasing card program. The Procurement Card Program has realized a significant decrease in spending during the pandemic, as a result rebate revenue used to offset General Fund is projected to be significantly lower than in prior years.

**CORE OPERATIONS BASE ADJUSTMENT:** The appropriation includes an increase of \$1,149,861 cash funds offset by an equivalent decrease of reappropriated funds for CORE Operations base adjustments.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 13-1286 Suspend state recovery audits	\$50,000	\$0	\$50,000	\$0	\$0	0.0
SB 18-200 PERA unfunded liability	40	27	0	13	0	0.0
SB 19-135 State procurement disparity study	(650,000)	(650,000)	0	0	0	0.0
SB 21-055 Collection of state debts	(296,999)	0	(296,999)	0	0	(0.6)
<b>TOTAL</b>	<b>(\$896,959)</b>	<b>(\$649,973)</b>	<b>(\$246,999)</b>	<b>\$13</b>	<b>\$0</b>	<b>(0.6)</b>

**PROCUREMENT AND CONTRACTS VACANCY SAVINGS:** The appropriation includes a decrease of \$49,991 General Fund and 1.0 FTE from the Procurement and Contracts program.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease in the Division's indirect cost assessment.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

---

## ADMINISTRATIVE COURTS

This division provides an independent administrative law adjudication system for state agencies in order to resolve cases related to workers' compensation, human resources, and regulatory law. It offers a full range of alternative dispute resolution options, including evidentiary hearings, settlement conferences, and mediation. Approximately one-half of all hearings are related to workers' compensation cases. The division is primarily funded with reappropriated funds transferred from user agencies, and it receives a small amount of cash funds that originate as user fees from non-state agencies.

ADMINISTRATIVE COURTS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$4,579,715	\$0	\$114,382	\$4,465,333	\$0	44.7
<b>TOTAL</b>	<b>\$4,579,715</b>	<b>\$0</b>	<b>\$114,382</b>	<b>\$4,465,333</b>	<b>\$0</b>	<b>44.7</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$4,579,715	\$0	\$114,382	\$4,465,333	\$0	44.7
OAC translation services	15,000	0	15,000	0	0	0.0
Annualize prior year legislation	26	0	0	26	0	0.0
Indirect cost assessment	(170,116)	0	0	(170,116)	0	0.0
<b>SB 21-205</b>	<b>\$4,424,625</b>	<b>\$0</b>	<b>\$129,382</b>	<b>\$4,295,243</b>	<b>\$0</b>	<b>44.7</b>
<b>TOTAL</b>	<b>\$4,424,625</b>	<b>\$0</b>	<b>\$129,382</b>	<b>\$4,295,243</b>	<b>\$0</b>	<b>44.7</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$155,090)</b>	<b>\$0</b>	<b>\$15,000</b>	<b>(\$170,090)</b>	<b>\$0</b>	<b>0.0</b>
Percentage Change	(3.4%)	n/a	13.1%	(3.8%)	n/a	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**OAC TRANSLATION SERVICES:** The appropriation includes an increase of \$15,000 cash funds to allow the Office of Administrative Courts (OAC) to contract for interpretation and translation services. These services will ensure that people with limited English proficiency or those who are hearing impaired are able to participate in OAC proceedings.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of S.B. 18-200 (PERA Unfunded Liability).

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease in the Division's indirect cost assessment.

## DIVISION OF CAPITAL ASSETS

This division is responsible for providing statewide support services such as fleet management and operation and maintenance of buildings in the Capitol Complex and other state-owned facilities. The Division of Capital Assets is almost entirely funded by reappropriated funds consisting of user fees from state agencies or cash funds that originated as user fees.

DIVISION OF CAPITAL ASSETS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$59,826,262	\$0	\$371,595	\$59,454,667	\$0	75.1
HB 20-1001	69,450	0	0	69,450	0	0.0
SB 21-048	43,455	0	0	43,455	0	0.0
HB 21-1326	43,200	0	0	43,200	0	0.0
<b>TOTAL</b>	<b>\$59,982,367</b>	<b>\$0</b>	<b>\$371,595</b>	<b>\$59,610,772</b>	<b>\$0</b>	<b>75.1</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$59,982,367	\$0	\$371,595	\$59,610,772	\$0	75.1
Annual fleet vehicle request	2,439,145	0	0	2,439,145	0	0.0
Capitol Complex base adjustment	346,970	0	9,290	337,680	0	0.0
Annualize prior year budget actions	340,441	0	0	340,441	0	0.0
Annualize prior year legislation	91,159	177,769	0	(86,610)	0	1.4
Indirect cost assessment	(295,974)	0	0	(295,974)	0	0.0
<b>SB 21-205</b>	<b>\$62,904,108</b>	<b>\$177,769</b>	<b>\$380,885</b>	<b>\$62,345,454</b>	<b>\$0</b>	<b>76.5</b>
SB 21-082	35,370	0	0	35,370	0	0.0

DIVISION OF CAPITAL ASSETS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 21-148	3,900	0	0	3,900	0	0.0
HB 21-1257	10,000	10,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$62,953,378</b>	<b>\$187,769</b>	<b>\$380,885</b>	<b>\$62,384,724</b>	<b>\$0</b>	<b>76.5</b>
<b>INCREASE/(DECREASE)</b>	<b>\$2,971,011</b>	<b>\$187,769</b>	<b>\$9,290</b>	<b>\$2,773,952</b>	<b>\$0</b>	<b>1.4</b>
Percentage Change	5.0%	n/a	2.5%	4.7%	n/a	1.9%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-048 modifies the FY 2020-21 appropriation to add \$43,455 reappropriated funds for fleet vehicle lease-purchase financing agreements from 2010 through 2021, a non-discretionary expenditure entirely based on lease-purchase payments for vehicle assets and a 1.5 percent set-aside for unforeseen accidents and denied repairs

House Bill 21-1326 appropriates \$43,200 reappropriated funds to the Department of Personnel for vehicle lease payments made by the Department of Natural Resources.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUAL FLEET VEHICLE REQUEST:** The appropriation includes an increase of \$2,439,145 reappropriated funds based on the approved replacement of 492 total vehicles, which includes 251 standard vehicles, 199 hybrid vehicles, 41 electric vehicles, one CNG capable vehicle, and two State Patrol motorcycles. The appropriation also includes the purchase and use of two additional vehicles for the Division of Parks and Wildlife in the Department of Natural Resources.

**CAPITOL COMPLEX BASE ADJUSTMENT:** The appropriation includes an increase of \$346,970 total funds, including \$9,290 cash funds and \$337,680 reappropriated funds, to account for changes related to the Capitol Complex common policy.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the second-year impact of prior year budget actions for FY 2020-21 (Telemetrics for state fleet).

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 19-196 CO Quality apprenticeship	\$177,769	\$177,769	\$0	\$0	\$0	1.4
SB 18-200 PERA unfunded liability	45	0	0	45	0	0.0
SB 21-048 Supplemental bill	(43,455)	0	0	(43,455)	0	0.0
HB 21-1326 2020-21 General Fund transfer support DNR programs	(43,200)	0	0	(43,200)	0	0.0
<b>TOTAL</b>	<b>\$91,159</b>	<b>\$177,769</b>	<b>\$0</b>	<b>(\$86,610)</b>	<b>\$0</b>	<b>1.4</b>

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease in the Division's indirect cost assessment.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.



# Details

## DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT						
	TOTAL FUNDS	GENERAL FUND <sup>1,2</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$611,685,192</b>	<b>\$66,738,515</b>	<b>\$188,149,625</b>	<b>\$55,827,028</b>	<b>\$300,970,024</b>	<b>1,397.0</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Administration and Support	81,447,061	16,562,427	15,468,308	36,545,653	12,870,673	96.3
Center for Health and Environmental Information	12,331,237	922,512	6,135,186	5,887	5,267,652	95.8
Laboratory Services	16,744,381	1,429,285	9,449,024	1,964,246	3,901,826	89.7
Air Pollution Control Division	28,399,471	661,739	23,012,729	0	4,725,003	208.1
Water Quality Control Division	27,578,239	5,109,975	8,025,254	95,202	14,347,808	180.7
Hazardous Materials and Waste Management Division	32,053,882	0	23,286,251	308,671	8,458,960	112.5
Division of Environmental Health and Sustainability	25,704,089	8,649,134	8,771,697	6,891,730	1,391,528	45.2
Disease Control and Environmental Epidemiology Division	103,928,087	10,328,233	12,140,969	15,252	81,443,633	147.1
Prevention Services Division	232,804,936	19,543,187	62,328,887	3,086,429	147,846,433	203.8
Health Facilities and Emergency Medical Services Division	34,568,031	1,937,678	19,531,320	6,913,958	6,185,075	182.7
Office of Emergency Preparedness and Response	16,125,778	1,594,345	0	0	14,531,433	35.1
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$599,973,495	\$61,588,578	\$188,092,900	\$49,324,190	\$300,967,827	1,395.2
SB 20-055 Incentivize recycling end markets	985,283	0	985,283	0	0	2.1
SB 20-057 Fire prevention benefits	4,151	0	0	1,954	2,197	0.0
SB 20-163 School entry immunization	41,906	41,906	0	0	0	0.1
SB 20-204 Protect air quality	10,660	10,660	0	0	0	0.0
HB 20-1119 Government regulation of substances	43,836	0	43,836	0	0	0.5
HB 20-1215 Wastewater certification board	24,815	0	24,815	0	0	0.0
HB 20-1374 Repeal waste grease program	(100,890)	0	(100,890)	0	0	(0.7)
HB 20-1379 Suspend DD to PERA	(2,671,912)	(1,496,477)	(896,319)	(279,116)	0	0.0
HB 20-1384 Services for at-risk children	(108,640)	(108,640)	0	0	0	(0.2)
HB 20-1397 Eliminate support of certain boards	(44,007)	(44,007)	0	0	0	0.0
HB 20-1398 Modify Cap Construction Funding	(33,505)	(33,505)	0	0	0	0.0
SB 20B-001 COVID relief for small businesses	13,560,000	6,780,000	0	6,780,000	0	0.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$670,993,260</b>	<b>\$77,598,934</b>	<b>\$230,498,663</b>	<b>\$47,123,084</b>	<b>\$315,772,579</b>	<b>1,577.6</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Administration and Support	103,816,128	25,091,706	28,096,861	35,918,347	14,709,214	107.1
Center for Health and Environmental Information	11,794,209	901,717	6,396,482	5,887	4,490,123	100.3
Division of Disease Control and Public Health Response	111,964,055	10,131,752	24,153,909	828,518	76,849,876	333.3
Air Pollution Control Division	31,963,392	4,054,823	23,181,115	0	4,727,454	237.1
Water Quality Control Division	27,665,011	5,109,990	7,856,087	95,202	14,603,732	180.7
Hazardous Materials and Waste Management Division	43,039,754	0	23,803,178	307,267	18,929,309	112.5
Office of HIV, Viral Hepatitis and STI's	36,867,954	2,445,977	10,398,281	15,252	24,008,444	52.6
Division of Environmental Health and Sustainability	13,398,180	2,030,447	9,016,066	111,730	2,239,937	55.3

DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT						
	TOTAL FUNDS	GENERAL FUND <sup>1,2</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Prevention Services Division	254,009,215	25,704,489	76,100,266	3,085,503	149,118,957	210.8
Health Facilities and Emergency Medical Services Division	36,475,362	2,128,033	21,496,418	6,755,378	6,095,533	187.9
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
SB 21-205 Long Bill	\$625,090,752	\$63,026,643	\$198,032,718	\$48,258,812	\$315,772,579	1,416.2
SB 21-006 Human Remains natural reduction soil	20,000	0	20,000	0	0	0.0
SB 21-018 Continue necessary document program	250,000	250,000	0	0	0	0.0
SB 21-101 sunset direct entry midwives	80,080	0	80,080	0	0	0.6
SB 21-128 Nursing Home Penalty Cash Fund	2,053,254	0	2,053,254	0	0	0.8
SB 21-137 Behavioral health recovery act	7,650,000	750,000	6,900,000	0	0	1.0
SB 21-158 Increase medical providers for seniors	400,000	400,000	0	0	0	0.0
SB 21-181 Equity plan to address health disparities	4,872,818	4,821,035	51,783	0	0	2.3
SB 21-193 Protection of pregnant people	50,215	50,215	0	0	0	0.6
SB 21-194 Maternal health providers	82,243	82,243	0	0	0	0.5
SB 21-243 Public health infrastructure	21,090,149	0	21,090,149	0	0	121.4
SB 21-260 Sustainability of transportation system	1,702,187	1,702,187	0	0	0	0.3
SB 21-264 Reduce greenhouse gas emissions	199,111	199,111	0	0	0	1.6
SB 21-283 Cash fund solvency	0	0	1,135,728	(1,135,728)	0	0.0
HB 21-1005 Health care reserve task force	75,118	75,118	0	0	0	0.4
HB 21-1085 Secure transportation behavioral health	46,490	46,490	0	0	0	0.6
HB 21-1171 Kidney disease task force	89,775	89,775	0	0	0	0.5
HB 21-1189 Regulate air toxics	480,939	0	480,939	0	0	1.2
HB 21-1198 Billing requirements for indigent patients	(44,204)	(44,204)	0	0	0	(0.3)
HB 21-1251 Chemical restraint on a person	132,488	132,488	0	0	0	1.2
HB 21-1266 Environmental justice	2,550,218	2,172,376	377,842	0	0	20.4
HB 21-1281 Behavioral health disaster program	529,801	529,801	0	0	0	1.8
HB 21-1299 Office of Gun Violence Prevention	3,000,000	3,000,000	0	0	0	2.0
HB 21-1317 Regulating marijuana concentrates	591,826	315,656	276,170	0	0	4.5
<b>INCREASE/(DECREASE)</b>	<b>\$59,308,068</b>	<b>\$10,860,419</b>	<b>\$42,349,038</b>	<b>(\$8,703,944)</b>	<b>\$14,802,555</b>	<b>180.6</b>
Percentage Change	9.7%	16.3%	22.5%	(15.6%)	4.9%	12.9%

<sup>1</sup>Includes appropriations from the CARE subfund in the General Fund for FY 2020-21.

<sup>2</sup>Includes General Fund Exempt.

**GENERAL FUND EXEMPT AND CARE SUBFUND IN THE GENERAL FUND:** Amounts in the General Fund column include appropriations from the following accounts:

- General Fund
- General Fund Exempt
- CARE subfund in the General Fund

**General Fund Exempt:** The General Fund Exempt amount for the Department of Public Health and Environment is from revenue received and appropriated pursuant to Amendment 35 to the State Constitution. Amendment 35, which was approved by voters in November 2004, imposed new cigarette and tobacco taxes through the addition of Section 21 in Article X of the State Constitution. The new tobacco tax revenues authorized by Amendment 35 are exempt from the TABOR state fiscal year spending limit and General Fund appropriations from these revenues are exempt from the statutory restriction on General Fund appropriations. Amendment 35 requires that a portion of the new tobacco tax revenues be appropriated to the General Fund and made available to this department for immunization services provided by local public health agencies. This amount equated to \$420,001 in FY 2021-22.

In addition, in FY 2020-21 the General Fund column includes appropriations from the CARE subfund in the General Fund. For more information on the CARE subfund in the General Fund see Appendix D.

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the Department of Public Health and Environment are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$296,624,073	\$0	\$600,000	\$0	\$296,024,073

## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### ADMINISTRATION AND SUPPORT

This division is comprised of three subdivisions: Administration, Office of Health Equity, and Office of Planning and Partnerships.

#### (A) ADMINISTRATION

This subdivision provides department-wide administrative services including: accounting, budgeting, human resources, and purchasing. The appropriations for this subdivision include funds for the provision of department-wide services, and centrally appropriated personnel line items like salary survey and health, life, and dental. Funding for this subdivision is primarily from reappropriated funds from departmental indirect cost recoveries with a small amount from Medicaid reappropriated funds. This subdivision also receives appropriations from the General Fund, cash funds, including the Air subaccount of the Highway Users Tax Fund, and federal funds.

#### (B) OFFICE OF HEALTH EQUITY

This subdivision provides grants for health initiatives aimed at reducing and eliminating disparities in the provision of health services across the state. Funding for this subdivision is primarily Amendment 35 tobacco tax revenue that is transferred into the Health Disparities Grant Fund and a small amount of General Fund for the Necessary Document Assistance Program.

#### (C) OFFICE OF PLANNING AND PARTNERSHIPS

This subdivision oversees the distribution of state funds to local public health agencies. Funding for this subdivision is a combination of General Fund, Marijuana Tax Cash Funds, and federal funds.

ADMINISTRATION AND SUPPORT						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$84,131,796	\$18,071,727	\$16,364,627	\$36,824,769	\$12,870,673	96.3
SB 20-163	10,022	10,022	0	0	0	0.0
SB 20-204	10,660	10,660	0	0	0	0.0
HB 20-1379	(2,671,912)	(1,496,477)	(896,319)	(279,116)	0	0.0
HB 20-1398	(33,505)	(33,505)	0	0	0	0.0
<b>TOTAL</b>	<b>\$81,447,061</b>	<b>\$16,562,427</b>	<b>\$15,468,308</b>	<b>\$36,545,653</b>	<b>\$12,870,673</b>	<b>96.3</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$81,447,061	\$16,562,427	\$15,468,308	\$36,545,653	\$12,870,673	96.3
Centrally appropriated line items	6,241,932	210,438	3,201,059	549,043	2,281,392	0.0
Annualize prior year legislation	2,951,460	1,697,659	950,706	303,082	13	0.0
Increasing equity in health outcomes	1,033,941	1,033,941	0	0	0	9.5
Indirect cost assessment	708,624	98,198	77,475	282,266	250,685	0.0
Community provider rate adjustment	225,160	179,907	45,253	0	0	0.0
Annualize prior year budget actions	(2,167,947)	(472,666)	(1,695,281)	0	0	0.0
Technical adjustments	(1,057,601)	364,052	0	(728,104)	(693,549)	0.0

ADMINISTRATION AND SUPPORT						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Administration and Support division efficiencies	(1,033,593)	0	0	(1,033,593)	0	0.0
Tobacco related adjustments	(299,099)	0	(299,099)	0	0	0.0
Necessary document repeal	(250,000)	(250,000)	0	0	0	0.0
Long bill reorganization	(77,784)	(77,784)	0	0	0	(1.0)
<b>SB 21-205</b>	<b>\$87,722,154</b>	<b>\$19,346,172</b>	<b>\$17,748,421</b>	<b>\$35,918,347</b>	<b>\$14,709,214</b>	<b>104.8</b>
SB 21-018	250,000	250,000	0	0	0	0.0
SB 21-181	4,872,818	4,821,035	51,783	0	0	2.3
SB 21-243	10,000,000	0	10,000,000	0	0	0.0
SB 21-264	58,268	58,268	0	0	0	0.0
HB 21-1189	296,657	0	296,657	0	0	0.0
HB 21-1198	(6,091)	(6,091)	0	0	0	0.0
HB 21-1266	622,322	622,322	0	0	0	0.0
<b>TOTAL</b>	<b>\$103,816,128</b>	<b>\$25,091,706</b>	<b>\$28,096,861</b>	<b>\$35,918,347</b>	<b>\$14,709,214</b>	<b>107.1</b>
<b>INCREASE/(DECREASE)</b>	<b>\$22,369,067</b>	<b>\$8,529,279</b>	<b>\$12,628,553</b>	<b>(\$627,306)</b>	<b>\$1,838,541</b>	<b>10.8</b>
Percentage Change	27.5%	51.5%	81.6%	(1.7%)	14.3%	11.2%

<sup>1</sup>Includes appropriations from the CARE subfund in the General Fund for FY 2020-21.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items for the following:

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Salary survey	\$4,311,340	\$596,850	\$1,530,472	\$474,162	\$1,709,856	0.0
Health, life, and dental	789,363	(394,800)	999,546	55,554	129,063	0.0
Payments to OIT	49,543	115,296	81,165	(324,291)	177,373	0.0
Payment to risk management / property funds	448,275	68,756	0	379,519	0	0.0
AED	240,559	(88,317)	232,860	(41,204)	137,220	0.0
SAED	240,559	(88,317)	232,860	(41,204)	137,220	0.0
Leased space	238,359	36,843	79,183	122,333	0	0.0
Annual fleet vehicle	16,563	(6,842)	54,550	(31,145)	0	0.0
CORE	12,619	12,997	0	(378)	0	0.0
Legal services	10,044	0	0	10,044	0	0.0
Capitol Complex leased space	4,791	562	0	4,229	0	0.0
Workers' compensation	(51,866)	(32,599)	0	(19,267)	0	0.0
Administrative Law Judges	(39,656)	(3,924)	0	(35,732)	0	0.0
Shift differential	(19,840)	(865)	(11,545)	0	(7,430)	0.0
Short-term disability	(8,721)	(5,202)	1,968	(3,577)	(1,910)	0.0
<b>TOTAL</b>	<b>\$6,241,932</b>	<b>\$210,438</b>	<b>\$3,201,059</b>	<b>\$549,043</b>	<b>\$2,281,392</b>	<b>0.0</b>

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes the following adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend DD to PERA	\$2,671,909	\$1,496,477	\$896,316	\$279,116	\$0	0.0
SB 18-200 PERA unfunded liability	169,210	90,841	54,390	23,966	13	0.0
HB 19-1237 Licensing behavioral health	85,500	85,500	0	0	0	0.0
HB 20-1398 Modify fund capital construction	33,505	33,505	0	0	0	0.0
SB 20-163 School entry immunization	(8,664)	(8,664)	0	0	0	0.0
<b>TOTAL</b>	<b>\$2,951,460</b>	<b>\$1,697,659</b>	<b>\$950,706</b>	<b>\$303,082</b>	<b>\$13</b>	<b>0.0</b>

**INCREASING EQUITY IN HEALTH OUTCOMES:** The appropriation includes \$1,033,941 General Fund and 9.5 FTE to create a new Health Equity Grant Program and expand health equity staffing and practices within the Department.

**INDIRECT COST ASSESSMENT:** The appropriation includes net increase in the Division's indirect cost assessment.

**COMMUNITY PROVIDER RATE ADJUSTMENT:** The appropriation includes an increase of \$225,160 total funds, including \$179,907 General Fund, for the 2.5 percent community provider rate increase.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes the following adjustments for the out-year impact of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 GF HLD reduction	\$1,027,334	\$1,027,334	\$0	\$0	\$0	0.0
FY 20-21 BA1 Leased Space Expansion	(1,695,281)	0	(1,695,281)	0	0	0.0
FY 20-21 LPHA CARES Funding	(1,500,000)	(1,500,000)	0	0	0	0.0
<b>TOTAL</b>	<b>(\$2,167,947)</b>	<b>(\$472,666)</b>	<b>(\$1,695,281)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**TECHNICAL ADJUSTMENTS:** The appropriation includes a net decrease of \$1,057,601 total funds for technical adjustments largely related to the representation of federal funds and how the Department's reappropriated funds interact with the Department of Health Care Policy and Financing for Medicaid reimbursement.

**ADMINISTRATION AND SUPPORT DIVISION EFFICIENCIES:** The appropriation includes a decrease of \$1.0 million reappropriated funds from indirect cost recoveries in the Administration and Support division. The Department has identified several instances of spending authority that are no longer needed for operations, including:

- \$300,000 for construction and building improvements
- \$51,746 for records conversion
- \$88,000 for 0.5 FTE that can be moved to the Disease Control and Public Health Response division
- \$375,749 for federally funded employee leave payouts
- \$118,098 for unused Sharepoint licenses
- \$100,000 in unused IT related costs

**TOBACCO RELATED ADJUSTMENTS:** The appropriation includes several adjustments for programs affected by Tobacco Master Settlement Agreement and Tobacco Tax Cash Fund dollars.

**NECESSARY DOCUMENT REPEAL:** The appropriation includes a reduction of \$250,000 General Fund to the Necessary Document Assistance Program to coincide with the program's repeal in September 2021. Senate Bill 21-018 (Continuation of Necessary Document Program) continues the program indefinitely and includes a \$250,000 General Fund appropriation to offset this reduction.

**LONG BILL REORGANIZATION:** The appropriation amounts to a reorganization of the Department's Long Bill to better align with its organizational structure. The request takes three of the Department's divisions and restructures them into two. For the Administration and Support division, the change moves one FTE to the Disease Control and Public Health Response Division.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## CENTER FOR HEALTH AND ENVIRONMENTAL INFORMATION

This division is comprised of four subdivisions including: Administration, Health Statistics and Vital Records, Medical Marijuana Registry, and Health Data Programs and Information.

### (A) ADMINISTRATION

This subdivision provides division-wide services to the three programs within this division. Funding for this subdivision is from General Fund, cash funds from the Vital Statistics Records Cash Funds, and departmental indirect cost recoveries.

### (B) HEALTH STATISTICS AND VITAL RECORDS

This subdivision is responsible for the maintenance of Colorado birth, death, marriage, divorce, and other vital records-related certificates. In Colorado in 2018 there were 63,463 recorded births, 43,205 recorded marriages, and 39,146 recorded deaths. The subdivision administers the Voluntary Adoption Registry, which facilitates voluntary contact between Colorado-born adoptees 18 years of age and older and their birth parents. Staff provide training on vital records rules, regulations and statutes to individuals and local public health agencies. Data users include the Center for Disease Control, local public health agencies, and epidemiologists. This subdivision is primarily funded with cash funds from the Vital Statistic Records Cash Fund and federal funds.

### (C) MEDICAL MARIJUANA REGISTRY

This subdivision serves as the state database for all individuals who have satisfied the medical requirements to use medical marijuana and have paid the Medical Marijuana Registry fee. The Medical Marijuana Registry is entirely cash funded by the Medical Marijuana Program Cash Fund. In FY 2018-19, there were 83,879 registered medical marijuana cardholders.

### (D) HEALTH DATA PROGRAMS AND INFORMATION

This subdivision houses a number of the Department's health data programs that gather health data and survey information, including the Cancer Registry and the Birth Defects Monitoring Program. It also receives funding to connect a number of the health data systems with the statewide Health Information Exchange and for Local Public Health Agencies to build electronic health records that can communicate with the Health Information Exchange. Funding for this subdivision consists of General Fund, Vital Statistics Records Cash Fund, and federal funds.

CENTER FOR HEALTH AND ENVIRONMENTAL INFORMATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$12,331,237	\$922,512	\$6,135,186	\$5,887	\$5,267,652	95.8
<b>TOTAL</b>	<b>\$12,331,237</b>	<b>\$922,512</b>	<b>\$6,135,186</b>	<b>\$5,887</b>	<b>\$5,267,652</b>	<b>95.8</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$12,331,237	\$922,512	\$6,135,186	\$5,887	\$5,267,652	95.8
Annualize prior year legislation	23,548	23,549	(1)	0	0	0.0
Indirect cost assessment	(842,402)	0	(64,873)	0	(777,529)	0.0
Annualize prior year budget actions	(310,000)	(310,000)	0	0	0	0.0
<b>SB 21-205</b>	<b>\$11,202,383</b>	<b>\$636,061</b>	<b>\$6,070,312</b>	<b>\$5,887</b>	<b>\$4,490,123</b>	<b>95.8</b>
SB 21-006	20,000	0	20,000	0	0	0.0
SB 21-101	30,000	0	30,000	0	0	0.0
HB 21-1317	541,826	265,656	276,170	0	0	4.5
<b>TOTAL</b>	<b>\$11,794,209</b>	<b>\$901,717</b>	<b>\$6,396,482</b>	<b>\$5,887</b>	<b>\$4,490,123</b>	<b>100.3</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$537,028)</b>	<b>(\$20,795)</b>	<b>\$261,296</b>	<b>\$0</b>	<b>(\$777,529)</b>	<b>4.5</b>
Percentage Change	(4.4%)	(2.3%)	4.3%	0.0%	(14.8%)	4.7%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes the following adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 19-073 Statewide system advance medical	\$23,544	\$23,544	\$0	\$0	\$0	0.0
SB18-200 PERA unfunded liability	4	5	(1)	0	0	0.0
<b>TOTAL</b>	<b>\$23,548</b>	<b>\$23,549</b>	<b>(\$1)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease in the Division's indirect cost assessment.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes the following adjustments for the out-year impact of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2018-19 R07 HIE	(310,000)	(310,000)	0	0	0	0.0
<b>TOTAL</b>	<b>(\$310,000)</b>	<b>(\$310,000)</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## DISEASE CONTROL AND PUBLIC HEALTH RESPONSE

This division is comprised of the following four sections:

### (A) ADMINISTRATION AND SUPPORT

The subdivision provides managerial and administrative support for the Division. Funding for the subdivision is from the General Fund; cash funds including the Laboratory Cash Fund, Newborn Screening and Genetics Counseling Cash Funds, and the Law Enforcement Assistance Cash Fund; divisional reappropriated funds; and federal funds.

### (B) GENERAL DISEASE CONTROL AND SURVEILLANCE

This subdivision is responsible for maintaining and monitoring the disease-monitoring network, and the operation of the Immunization Program, Tuberculosis control, and houses the Marijuana Health Effects Monitoring Program, which is responsible for researching the health impacts of marijuana use. This subdivision is funded by General Fund, cash funds from the Tobacco Master Settlement Agreement and Marijuana Tax Cash Fund, and federal funds.

### (C) LABORATORY SERVICES

This subdivision performs the following activities: analysis of blood and tissue specimens, testing for newborn genetic disorders, diagnostic testing for bacterial diseases, analysis for disease outbreaks, and water and environmental testing. Laboratory Services also houses the States Certification Sections, which certifies private medical laboratories, environmental laboratories, including water testing laboratories, on-site dairy laboratories, and the state and local law enforcement breath-alcohol testing devices (intoxilyzers) throughout the state. This section is also responsible for surveying marijuana testing facilities and making certification recommendations to the Department of Revenue. The Department also operates a marijuana reference library to supplement the certification work in the Department of Revenue of private marijuana labs. Funding for this section is from the General Fund, cash funds from the Laboratory

Cash Fund, and the Newborn Screening and Genetics Counseling Cash Funds, reappropriated funds from the Water Quality Control Division, and federal funds.

### (C) OFFICE OF EMERGENCY PREPAREDNESS AND RESPONSE

The Office develops and implements emergency response plans to enable the Department to ensure the protection of health and the medical response for victims when an emergency occurs in Colorado. The Office works to ensure the Department, local public health agencies, and medical agencies have plans for responding to emergency events and administering medication in mass quantities to all citizens in Colorado. Funding for this division includes General Fund and federal funds. The amount of federal dollars this Division receives is driven by formulas that are based, in part, on state population, and if the state accepts the federal funds the state must provide the required match amount.

DIVISION OF DISEASE CONTROL AND PUBLIC HEALTH RESPONSE						
	TOTAL FUNDS	GENERAL FUND <sup>1,2</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$0	\$0	\$0	\$0	\$0	0.0
<b>TOTAL</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$0	\$0	\$0	\$0	\$0	0.0
Long bill reorganization	99,950,993	9,476,833	11,660,038	1,964,246	76,849,876	209.7
Tobacco related adjustments	267,994	0	267,994	0	0	0.0
<b>SB 21-205</b>	<b>\$100,218,987</b>	<b>\$9,476,833</b>	<b>\$11,928,032</b>	<b>\$1,964,246</b>	<b>\$76,849,876</b>	<b>209.7</b>
SB 21-243	11,090,149	0	11,090,149	0	0	121.4
SB 21-283	0	0	1,135,728	(1,135,728)	0	0.0
HB 21-1005	75,118	75,118	0	0	0	0.4
HB 21-1281	529,801	529,801	0	0	0	1.8
HB 21-1317	50,000	50,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$111,964,055</b>	<b>\$10,131,752</b>	<b>\$24,153,909</b>	<b>\$828,518</b>	<b>\$76,849,876</b>	<b>333.3</b>
<b>INCREASE/(DECREASE)</b>	<b>\$111,964,055</b>	<b>\$10,131,752</b>	<b>\$24,153,909</b>	<b>\$828,518</b>	<b>\$76,849,876</b>	<b>333.3</b>
Percentage Change	n/a	n/a	n/a	n/a	n/a	n/a

<sup>1</sup> Includes General Fund Exempt.

<sup>2</sup> Includes appropriations from the CARE subfund of the General Fund for FY 2020-21, which is not captured in HB 20-1360 because of the Department's Long Bill reorganization.

### FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**LONG BILL REORGANIZATION:** The appropriation includes a reorganization of the Department's Long Bill to better align with its organizational structure. The appropriation takes three of the Department's divisions and restructures them into two. The Office of Emergency Preparedness and Response, Division of Disease Control and Environmental Epidemiology, and Laboratory Services Division will be reorganized into the new Disease Control and Public Health Response division and Office of HIV, Viral Hepatitis and Sexually Transmitted Infections. The reorganization also creates the Toxicology and Environmental Epidemiology Unit within the Division of Environmental Health and Sustainability.

**TOBACCO RELATED ADJUSTMENTS:** The appropriation includes several adjustments for programs affected by Tobacco Master Settlement Agreement and Tobacco Tax Cash Fund dollars.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.



## AIR POLLUTION CONTROL DIVISION

This division is comprised of four subdivisions: Administration, Technical Services, Mobile Sources, and Stationary Sources.

### (A) ADMINISTRATION

This subdivision provides administrative support to the Air Quality Control Commission and manages the implementation of air programs by the other subdivisions. This division is funded by General Fund, cash funds including the Stationary Sources Control Fund, and federal funds.

### (B) TECHNICAL SERVICES

This subdivision is responsible for measuring Colorado's air quality, compliance with the National Ambient Air Quality Standards, and issuing air quality forecasts and advisories. The subdivision houses three distinct programs: Air Quality Monitoring; Modeling and Analysis; and Visibility and Risk Assessment. Funding for this subdivision is from a variety of sources including the Department's subaccount of the Highway Users Tax Fund, the Stationary Sources Control Fund, and federal funds.

### (C) MOBILE SOURCES

This subdivision is comprised of the Research and Support Program, which contains four subprograms: (1) the High Altitude Testing Program, (2) the Oxygenated Fuel Program, (3) the Clean Fuel Fleet Program, and (4) the Inspection and Maintenance Program. The Inspection and Maintenance Program works to reduce motor vehicle-related pollution through the inspection and emissions-related repair of motor vehicles. Emissions testing of gas and diesel powered vehicles are required when registering, renewing, or selling vehicles within the program areas along Colorado's Front Range. Funding for this subdivision is primarily from the Department's subaccount of the Highway Users Tax Fund, and a small amount is from federal funds.

### (D) STATIONARY SOURCES

This subdivision is responsible for controlling and reducing air pollutants from stationary sources (i.e., factories, power plants, wood stoves, etc.) through permits, monitoring, and inspections of stationary sources that emit air pollutants. The subdivision houses the following three programs: the Inventory and Support Services Program, the Permits and Compliance Assurance Program, and the Hazardous and Toxic Control Program. Division staff permit, monitor, and inspect stationary source air pollution emitters. The majority of funding for this subdivision is from General Fund, the Stationary Sources Control Cash Fund, and a small amount of federal funds.

AIR POLLUTION CONTROL DIVISION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$28,399,471	\$661,739	\$23,012,729	\$0	\$4,725,003	208.1
<b>TOTAL</b>	<b>\$28,399,471</b>	<b>\$661,739</b>	<b>\$23,012,729</b>	<b>\$0</b>	<b>\$4,725,003</b>	<b>208.1</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$28,399,471	\$661,739	\$23,012,729	\$0	\$4,725,003	208.1
Annualize prior year budget actions	538,310	0	538,310	0	0	5.5
Annualize prior year legislation	109	0	109	0	0	0.0
Indirect cost assessment	(929,706)	0	(932,157)	0	2,451	0.0
<b>SB 21-205</b>	<b>\$28,008,184</b>	<b>\$661,739</b>	<b>\$22,618,991</b>	<b>\$0</b>	<b>\$4,727,454</b>	<b>213.6</b>
SB 21-260	1,702,187	1,702,187	0	0	0	0.3
SB 21-264	140,843	140,843	0	0	0	1.6
HB 21-1189	184,282	0	184,282	0	0	1.2
HB 21-1266	1,927,896	1,550,054	377,842	0	0	20.4
<b>TOTAL</b>	<b>\$31,963,392</b>	<b>\$4,054,823</b>	<b>\$23,181,115</b>	<b>\$0</b>	<b>\$4,727,454</b>	<b>237.1</b>
<b>INCREASE/(DECREASE)</b>	<b>\$3,563,921</b>	<b>\$3,393,084</b>	<b>\$168,386</b>	<b>\$0</b>	<b>\$2,451</b>	<b>29.0</b>
Percentage Change	12.5%	512.8%	0.7%	n/a	0.1%	13.9%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impact of prior year budget actions, including the Department's FY 2020-21 budget request related to oil and gas compliance.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of prior year legislation, including S.B. 18-200 (PERA unfunded liability).

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease in the Division's indirect cost assessment.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

---

### WATER QUALITY CONTROL DIVISION

This division is comprised of four subdivisions: Administration, Clean Water Sectors, Clean Water Program, and Drinking Water Program.

#### (A) ADMINISTRATION

This subdivision provides management and support staff for the Water Quality Control Commission, clerical support for other subdivisions, and maintains a centralized records system for the Division. This subdivision is responsible for training and certifying the operators of all water and wastewater treatment facilities in the state. Funding for this subdivision is from General Fund, various division cash funds including the Water Quality Control Fund and the Drinking Water Fund, and federal funds.

#### (B) CLEAN WATER SECTORS

This subdivision is responsible for issuing discharge permits, monitoring compliance with permits, conducting inspections, providing technical assistance, and, as necessary, pursuing enforcement actions for the permitting and compliance assurance program for the six industry sectors. The sectors are construction, commerce and industry, municipal separate storm sewer systems, pesticides, public and private utilities, and water quality certification. Funding for the sectors is from General Fund, cash funds from the sector specific cash funds, and federal funds.

#### (C) CLEAN WATER PROGRAM

This subdivision funds grants and contracts primarily to local governments for the Non-Point Source Program and the Water Quality Improvement Program. Funding for this subdivision is from the General Fund, the Water Quality Improvement Fund, reappropriated funds from the Department of Agriculture, and federal funds.

#### (D) DRINKING WATER PROGRAM

This subdivision is established under the federal Safe Drinking Water Act and implements measures to ensure that public water systems throughout Colorado provide safe drinking water for Colorado citizens. Funding for this subdivision is from the General Fund, the Drinking Water Cash Fund, and federal funds.

WATER QUALITY CONTROL DIVISION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$27,553,424	\$5,109,975	\$8,000,439	\$95,202	\$14,347,808	180.7
HB 20-1215	24,815	0	24,815	0	0	0.0
<b>TOTAL</b>	<b>\$27,578,239</b>	<b>\$5,109,975</b>	<b>\$8,025,254</b>	<b>\$95,202</b>	<b>\$14,347,808</b>	<b>180.7</b>
FY 2021-22 APPROPRIATION:						

WATER QUALITY CONTROL DIVISION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 Appropriation	\$27,578,239	\$5,109,975	\$8,025,254	\$95,202	\$14,347,808	180.7
Indirect cost assessment	83,459	0	(169,409)	0	252,868	0.0
Annualize prior year legislation	3,313	15	242	0	3,056	0.0
<b>SB 21-205</b>	<b>\$27,665,011</b>	<b>\$5,109,990</b>	<b>\$7,856,087</b>	<b>\$95,202</b>	<b>\$14,603,732</b>	<b>180.7</b>
<b>TOTAL</b>	<b>\$27,665,011</b>	<b>\$5,109,990</b>	<b>\$7,856,087</b>	<b>\$95,202</b>	<b>\$14,603,732</b>	<b>180.7</b>
<b>INCREASE/(DECREASE)</b>	\$86,772	\$15	(\$169,167)	\$0	\$255,924	(0.0)
Percentage Change	0.3%	0.0%	(2.1%)	0.0%	1.8%	(0.0%)

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Division’s indirect cost assessment.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes the following adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB20-1215 Water wastewater facilities	\$2,970	\$0	\$0	\$0	\$2,970	0.0
SB18-200 PERA unfunded liability	343	15	242	0	86	0.0
<b>TOTAL</b>	<b>\$3,313</b>	<b>\$15</b>	<b>\$242</b>	<b>\$0</b>	<b>\$3,056</b>	<b>0.0</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## HAZARDOUS MATERIALS AND WASTE MANAGEMENT DIVISION

This division is comprised of six subdivisions: Administration, Hazardous Waste Control Program, Solid Waste Control Program, Contaminated Site Cleanups and Remediation Programs, Radiation Management, and the Waste Tire Program.

### (A) ADMINISTRATION

This subdivision provides division-wide administrative and management support services. Funding for this subdivision is from divisional cash funds including the Hazardous Substance Response Fund, reappropriated funds from the Department of Local Affairs, and federal funds.

### (B) HAZARDOUS WASTE CONTROL PROGRAM

This subdivision has four primary responsibilities: permitting, compliance assurance, corrective action, and compliance assistance. This program monitors compliance and enforces hazardous waste regulations over 500 large-quantity hazardous waste generators, 3,000 small generators, hazardous waste transporters, and 50 hazardous waste treatment, storage and disposal facilities. Funding for this subdivision is from the Hazardous Waste Service Fee and Illegal Drug Laboratory Funds, and federal funds.

### (C) SOLID WASTE CONTROL PROGRAM

This subdivision is responsible for the regulation of all solid waste management facilities in Colorado, including landfills, composting facilities, recycling facilities, transfer facilities, certain types of waste surface impoundments, asbestos waste facilities, solid waste incinerators, and medical waste facilities. There are 63 landfills regulated by the Solid Waste Control Program. Funding for this subdivision is from cash funds, including the Solid Waste Management Fund and the Radiation Control Fund.

#### (D) CONTAMINATED SITE CLEANUPS AND REMEDIATION PROGRAMS

This subdivision is comprised of the following programs and is funded primarily from the Hazardous Substance Response Fund and federal funds.

- The Superfund Program works with the U.S. Environmental Protection Agency as either the lead agency or support agency in the review and implementation of cleanup plans and oversight of the cleanup work at superfund sites. Funding for cleanup of the Rocky Mountain Arsenal superfund site is included in this program. There are 26 Superfund Sites in Colorado.
- The subdivision provides the Department of Law with technical support relating to the federal Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA).
- The Contaminated Site Cleanups Program works to facilitate the cleanup of contaminated sites that have not been designated as superfund sites.
- The Uranium Mill Tailings Remedial Action Program assists local governments in managing mill tailings that were not removed during cleanup and are disturbed during road work or other renewal or building activities.
- The Rocky Flats Program is responsible for monitoring long-term operations and maintenance of continuing remedy components (i.e., ground water cleanups and landfill caps), and closing out the administrative aspects of the regulatory process for site remediation.

#### (E) RADIATION MANAGEMENT

This subdivision provides regulatory services for radioactive materials through the review of license applications and inspections of facilities; administration of contract services with local public health agencies for indoor radon testing, prevention, and education; and monitoring low-level radioactive waste producers by ensuring proper and economically sound disposal. Funding for this subdivision is primarily from the Radiation Control Fund and federal funds.

#### (F) WASTE TIRE PROGRAM

This subdivision is responsible for regulating the reuse and disposal of waste tires including: regulation of waste tire haulers and facilities that generate, collect, store, process and/or use waste tires; awarding grants to local agencies for equipment, training and other activities related to prevention and response to waste tire fires; developing initiatives designed to encourage the disposal, recycling or reuse of illegally dumped tires and the recycling or reuse of waste tires; and payment of rebates to waste tire end users. Funding for this subdivision is from revenue from a \$0.55 fee on waste tires. This fee increased to \$2.00 per tire beginning January 1, 2020 through January 1, 2024, pursuant to S.B. 19-198 (Continued Management Of Waste Tires).

HAZARDOUS MATERIALS AND WASTE MANAGEMENT DIVISION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$32,110,936	\$0	\$23,343,305	\$308,671	\$8,458,960	112.7
HB 20-1119	43,836	0	43,836	0	0	0.5
HB 20-1374	(100,890)	0	(100,890)	0	0	(0.7)
<b>TOTAL</b>	<b>\$32,053,882</b>	<b>\$0</b>	<b>\$23,286,251</b>	<b>\$308,671</b>	<b>\$8,458,960</b>	<b>112.5</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$32,053,882	\$0	\$23,286,251	\$308,671	\$8,458,960	112.5
Capital construction superfund	11,666,666	0	1,169,181	0	10,497,485	0.0
Technical adjustments	16,060	0	16,060	0	0	0.0
Indirect cost assessment	(690,750)	0	(662,159)	(1,405)	(27,186)	0.0
Annualize prior year legislation	(6,104)	0	(6,155)	1	50	0.0
<b>SB 21-205</b>	<b>\$43,039,754</b>	<b>\$0</b>	<b>\$23,803,178</b>	<b>\$307,267</b>	<b>\$18,929,309</b>	<b>112.5</b>
<b>TOTAL</b>	<b>\$43,039,754</b>	<b>\$0</b>	<b>\$23,803,178</b>	<b>\$307,267</b>	<b>\$18,929,309</b>	<b>112.5</b>

HAZARDOUS MATERIALS AND WASTE MANAGEMENT DIVISION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>INCREASE/(DECREASE)</b>	\$10,985,872	\$0	\$516,927	(\$1,404)	\$10,470,349	(0.0)
Percentage Change	34.3%	n/a	2.2%	(0.5%)	123.8%	(0.0%)

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CAPITAL CONSTRUCTION SUPERFUND:** The appropriation includes an increase of \$11,666,666 total funds. This item is being moved from the Capital Construction budget to the Department’s operating budget.

**TECHNICAL ADJUSTMENTS:** The appropriation includes an increase of \$16,016 cash funds for other technical adjustments related to the transfer to the Department of Law for the CERCLA program.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease in the Division’s indirect cost assessment.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes the following adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 18-200 PERA unfunded liability	\$96	\$0	\$45	\$1	\$50	0.0
HB 20-1119 State government regulation	(6,200)	0	(6,200)	0	0	0.0
<b>TOTAL</b>	<b>(\$6,104)</b>	<b>\$0</b>	<b>(\$6,155)</b>	<b>\$1</b>	<b>\$50</b>	<b>0.0</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## OFFICE OF HIV, VIRAL HEPATITIS AND STP'S

This Division is responsible for disease control programs that are designed to control and prevent certain communicable diseases including: sexually transmitted infections, HIV and AIDS, and tuberculosis. The Division also houses the Ryan White Program and the Colorado HIV and AIDS Prevention Grant Program (CHAPP). This Division is funded by General Fund, cash funds from the Tobacco Master Settlement Agreement, and federal funds.

OFFICE OF HIV, VIRAL HEPATITIS AND STP'S						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$0	\$0	\$0	\$0	\$0	0.0
<b>TOTAL</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$0	\$0	\$0	\$0	\$0	0.0
Long bill reorganization	33,456,773	1,945,977	7,487,100	15,252	24,008,444	52.6
Tobacco related adjustments	911,181	0	911,181	0	0	0.0
<b>SB 21-205</b>	<b>\$34,367,954</b>	<b>\$1,945,977</b>	<b>\$8,398,281</b>	<b>\$15,252</b>	<b>\$24,008,444</b>	<b>52.6</b>
SB 21-137	2,500,000	500,000	2,000,000	0	0	0.0
<b>TOTAL</b>	<b>\$36,867,954</b>	<b>\$2,445,977</b>	<b>\$10,398,281</b>	<b>\$15,252</b>	<b>\$24,008,444</b>	<b>52.6</b>
<b>INCREASE/(DECREASE)</b>	<b>\$36,867,954</b>	<b>\$2,445,977</b>	<b>\$10,398,281</b>	<b>\$15,252</b>	<b>\$24,008,444</b>	<b>52.6</b>
Percentage Change	n/a	n/a	n/a	n/a	n/a	n/a

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**LONG BILL REORGANIZATION:** The appropriation includes a reorganization of the Department’s Long Bill to better align with its organizational structure. The appropriation takes three of the Department’s divisions and restructures them into two. The Office of Emergency Preparedness and Response, Division of Disease Control and Environmental Epidemiology, and Laboratory Services Division will be reorganized into the new Disease Control and Public Health Response division and Office of HIV, Viral Hepatitis and Sexually Transmitted Infections. The reorganization also creates the Toxicology and Environmental Epidemiology Unit within the Division of Environmental Health and Sustainability.

**TOBACCO RELATED ADJUSTMENTS:** The appropriation includes several adjustments for programs affected by Tobacco Master Settlement Agreement and Tobacco Tax Cash Fund dollars.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

### DIVISION OF ENVIRONMENTAL HEALTH AND SUSTAINABILITY

This Division is comprised of multiple programs aimed to protect and improve Colorado’s environment and human health. These programs: address food safety in restaurants, schools, child care facilities, and state correctional facilities, as well as the production and sale of safe food; protect land, water, and air quality resources affected by the agricultural animal feeding industry; and protect and improve Colorado’s environment through programs that conserve and reuse resources, prevent pollution, and advance the principles of sustainable development. The Division administers six programs:

- The Dairy Program inspects dairy operations from the farm to the production plant in accordance with state and federal standards to ensure safe milk products and allow for interstate shipment of these products.
- The Retail Food Program ensures safe food in restaurants, mobile food trucks, grocery stores, and school cafeterias by utilizing federal standards to develop state regulations for inspections and to provide compliance assistance to these operations.
- The Manufactured Food Program incorporates federal requirements into state regulations to inspect and ensure safe food products from food manufacturers, seafood and shellfish dealers, and food storage and warehouse facilities.
- The Environmental Institutions Program develops state requirements and inspects facilities to ensure safe environments in child care centers, summer camps, public and private schools, and correctional facilities.
- The Environmental Agriculture Program inspects concentrated animal feed operations and housed commercial swine feeding operations pursuant to state and federal requirements to ensure generated waste is managed to protect Colorado’s water, air, and land.
- The Sustainability Programs implement the medication take back program, recycling grants, environmental leadership program, supplemental environmental projects, and pollution prevention initiatives.

This Division is funded by General Fund, cash funds, reappropriated funds, and federal funds. The major sources of cash funds are from license fees for businesses, such as retail and wholesale food licenses. Reappropriated funds are from the Departments of Corrections and Human Services for the inspection of adult and youth correctional facilities.

DIVISION OF ENVIRONMENTAL HEALTH AND SUSTAINABILITY						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$11,158,806	\$1,869,134	\$7,786,414	\$111,730	\$1,391,528	43.1

DIVISION OF ENVIRONMENTAL HEALTH AND SUSTAINABILITY						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 20-055	985,283	0	985,283	0	0	2.1
SB 20B-001	13,560,000	6,780,000	0	6,780,000	0	0.0
<b>TOTAL</b>	<b>\$25,704,089</b>	<b>\$8,649,134</b>	<b>\$8,771,697</b>	<b>\$6,891,730</b>	<b>\$1,391,528</b>	<b>45.2</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$25,704,089	\$8,649,134	\$8,771,697	\$6,891,730	\$1,391,528	45.2
Long bill reorganization	1,459,801	77,784	495,026	0	886,991	11.0
Indirect cost assessment	77,583	0	116,165	0	(38,582)	0.0
Annualize prior year legislation	(13,843,293)	(6,696,471)	(366,822)	(6,780,000)	0	(0.9)
<b>SB 21-205</b>	<b>\$13,398,180</b>	<b>\$2,030,447</b>	<b>\$9,016,066</b>	<b>\$111,730</b>	<b>\$2,239,937</b>	<b>55.3</b>
<b>TOTAL</b>	<b>\$13,398,180</b>	<b>\$2,030,447</b>	<b>\$9,016,066</b>	<b>\$111,730</b>	<b>\$2,239,937</b>	<b>55.3</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$12,305,909)</b>	<b>(\$6,618,687)</b>	<b>\$244,369</b>	<b>(\$6,780,000)</b>	<b>\$848,409</b>	<b>10.1</b>
Percentage Change	(47.9%)	(76.5%)	2.8%	(98.4%)	61.0%	22.3%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

S.B. 20B-001 modified the FY 2020-21 appropriation to:

- Transfers \$6,780,000 General Fund to the Food Protection Cash Fund
- Reappropriate those dollars from the Food Protection Cash Fund to the Environmental Health Program

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**LONG BILL REORGANIZATION:** The appropriation includes to a reorganization of the Department's Long Bill to better align with its organizational structure. The appropriation takes three of the Department's divisions and restructures them into two. The Office of Emergency Preparedness and Response, Division of Disease Control and Environmental Epidemiology, and Laboratory Services Division will be reorganized into the new Disease Control and Public Health Response division and Office of HIV, Viral Hepatitis and Sexually Transmitted Infections. The reorganization also creates the Toxicology and Environmental Epidemiology Unit within the Division of Environmental Health and Sustainability.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Division's indirect cost assessment.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes the following adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 19-227 Harm reduction substance use	\$83,520	\$83,520	\$0	\$0	\$0	0.0
SB 18-200 PERA unfunded liability	81	9	72	0	0	0.0
SB 20B-001 COVID relief small and minority business	(13,560,000)	(6,780,000)	0	(6,780,000)	0	0.0
SB 20-055 Incentivize development	(366,894)	0	(366,894)	0	0	(0.9)
<b>TOTAL</b>	<b>(\$13,843,293)</b>	<b>(\$6,696,471)</b>	<b>(\$366,822)</b>	<b>(\$6,780,000)</b>	<b>\$0</b>	<b>(0.9)</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## PREVENTION SERVICES DIVISION

This Division is comprised of the following five subdivisions: Administration, Chronic Disease Prevention Programs, Primary Care Office, Family and Community Health, and Nutrition Services.

#### (A) ADMINISTRATION

This subdivision provides administrative services to the other division programs. Funding for this subdivision is from the General Fund, various division cash funds, and federal funds.

#### (B) CHRONIC DISEASE PREVENTION PROGRAMS

This subdivision provides targeted prevention services for specific chronic diseases including: breast and cervical cancer, lung cancer, and cardiovascular and chronic pulmonary disease. This subdivision also includes oral health programs and tobacco cessation, education, and prevention programs. Funding for this subdivision includes the Prevention, Early Detection, and Treatment Fund and the Tobacco Education Programs Fund which receive revenue from the Amendment 35 tobacco tax, Medicaid reappropriated funds, and federal funds.

#### (C) PRIMARY CARE OFFICE

This subdivision assesses the need for primary health care professionals in various parts of the state and directs incentives to qualified professionals and clinics willing to serve in areas that are short of providers. Funding for this subdivision includes General Fund, cash funds from the Tobacco Master Settlement Agreement, and federal funds.

#### (D) FAMILY AND COMMUNITY HEALTH

This subdivision includes the following three program areas: (1) Women's Health Programs, (2) Children and Youth Programs, (3) Injury, Suicide, and Violence Prevention Programs, and (4) Office of Gun Violence Prevention. Women's Health Programs include health and family planning services for low-income women, prenatal and postpartum services, and counseling and education to low-income pregnant women and their newborns. Children and Youth Programs include the children with special needs health care program, genetics counseling for children with possible genetic disorders, and school-based health centers. Injury, Suicide, and Prevention Programs include suicide and injury prevention programs. The Office of Gun Violence Prevention was created by H.B. 21-1299 and coordinates the Statewide response to gun violence. Funding for this subdivision includes General Fund, cash funds from the Newborn Screening and Genetic Counseling Cash Fund and the Marijuana Tax Cash Fund, and federal funds.

#### (E) NUTRITION SERVICES

This subdivision includes the Women, Infants and Children (WIC) Nutrition Program and the Child and Adult Food Care Program. WIC provides a monthly check to low-income (185.0 percent of federal poverty guidelines) women and children who are at-risk of poor nutritional outcomes. The Child and Adult Food Care Program provides reimbursement for nutritious foods to participating child care centers, Head Start programs, family day care homes, and adult day care centers. These programs are entirely federally funded.

PREVENTION SERVICES DIVISION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$232,913,576	\$19,651,827	\$62,328,887	\$3,086,429	\$147,846,433	204.0
HB 20-1384	(108,640)	(108,640)	0	0	0	(0.2)
<b>TOTAL</b>	<b>\$232,804,936</b>	<b>\$19,543,187</b>	<b>\$62,328,887</b>	<b>\$3,086,429</b>	<b>\$147,846,433</b>	<b>203.8</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$232,804,936	\$19,543,187	\$62,328,887	\$3,086,429	\$147,846,433	203.8
Tobacco related adjustments	7,536,890	0	7,536,890	0	0	0.0
Annualize prior year budget actions	6,008,807	1,797,769	4,211,038	0	0	3.7
Indirect cost assessment	2,883,983	0	1,612,385	(926)	1,272,524	0.0
Healthy Foods Incentive Program	300,000	300,000	0	0	0	0.0



PREVENTION SERVICES DIVISION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Suicide Prevention	250,000	250,000	0	0	0	0.0
Annualize prior year legislation	161,089	23	161,066	0	0	0.0
Increasing equity in health outcomes	77,752	77,752	0	0	0	1.0
Long Bill amendments	0	0	0	0	0	0.0
Extend marijuana education campaign reduction	(3,700,000)	0	(3,700,000)	0	0	(1.7)
Opiate antagonist true-up	(950,000)	0	(950,000)	0	0	0.0
Technical adjustments	(86,260)	(86,260)	0	0	0	0.0
<b>SB 21-205</b>	<b>\$245,287,197</b>	<b>\$21,882,471</b>	<b>\$71,200,266</b>	<b>\$3,085,503</b>	<b>\$149,118,957</b>	<b>206.8</b>
SB 21-137	5,150,000	250,000	4,900,000	0	0	1.0
SB 21-158	400,000	400,000	0	0	0	0.0
SB 21-194	82,243	82,243	0	0	0	0.5
HB 21-1171	89,775	89,775	0	0	0	0.5
HB 21-1299	3,000,000	3,000,000	0	0	0	2.0
<b>TOTAL</b>	<b>\$254,009,215</b>	<b>\$25,704,489</b>	<b>\$76,100,266</b>	<b>\$3,085,503</b>	<b>\$149,118,957</b>	<b>210.8</b>
<b>INCREASE/(DECREASE)</b>	<b>\$21,204,279</b>	<b>\$6,161,302</b>	<b>\$13,771,379</b>	<b>(\$926)</b>	<b>\$1,272,524</b>	<b>7.0</b>
Percentage Change	9.1%	31.5%	22.1%	(0.0%)	0.9%	3.4%

<sup>1</sup> Includes appropriations from the CARE subfund of the General Fund for FY 2020-21.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**TOBACCO RELATED ADJUSTMENTS:** The appropriation includes several adjustments for programs affected by Tobacco Master Settlement Agreement and Tobacco Tax Cash Fund dollars.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes the restoration of several programs funding that were decreased in FY 2020-21 for balancing purposes.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Division's indirect cost assessment.

**HEALTHY FOODS INCENTIVE PROGRAM:** The appropriation includes an increase of \$300,000 General Fund for the Healthy Food Incentive Program

**SUICIDE PREVENTION:** The appropriation includes an increase of \$250,000 General Fund for the Suicide Prevention Program.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes the following adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1380 Move tobacco money to general fund	\$160,717	\$0	\$160,717	\$0	\$0	0.0
SB 18-200 PERA unfunded liability	372	23	349	0	0	0.0
<b>TOTAL</b>	<b>\$161,089</b>	<b>\$23</b>	<b>\$161,066</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**INCREASING EQUITY IN HEALTH OUTCOMES:** The appropriation includes \$77,752 General Fund and 1.0 FTE to create a new Health Equity Grant Program and expand health equity staffing and practices within the Department.

**EXTEND MARIJUANA EDUCATION CAMPAIGN REDUCTION:** The appropriation includes a reduction of \$3,700,000 cash fund from the Marijuana Tax Cash Fund and 1.7 FTE to the Marijuana Education Research Campaign.

**OPIATE ANTAGONIST TRUE-UP:** The appropriation includes a reduction of \$950,000 cash fund spending authority from the Opiate Antagonist Bulk Purchase Fund. The program created by S.B. 19-227 (Harm Reduction Substance Use Disorders) was anticipated to generate revenue requiring cash fund spending authority. The program is currently structured so that subsidized antagonists, such as naloxone, are procured by a third party administrator, and no revenue passes through the Department.

**TECHNICAL ADJUSTMENTS:** The appropriation includes a net decrease of \$86,260 General Fund for technical adjustments related to the Department's performance management system.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## HEALTH FACILITIES AND EMERGENCY MEDICAL SERVICES DIVISION

This division is comprised of three subdivisions.

### (A) OPERATIONS MANAGEMENT

This subdivision provides division-wide services to the Health Facilities Program. Funding for this subdivision is General Fund, divisional cash funds, and federal funds.

### (B) HEALTH FACILITIES PROGRAMS

This subdivision is responsible for the licensing and regulation of 3,269 medical facilities. Licensing activities conducted by the division include performing fitness reviews, conducting fire safety inspections, investigating complaints, and conducting enforcement activities. General Fund is required pursuant to Section 25-3-103.1, C.R.S., so that fees paid by non-government owned facilities do not subsidize the regulation of government-owned facilities. Funding for this subdivision is from the General Fund, cash funds including the Assisted Living Residences Cash Fund and the Health Facilities General Licensure Cash Fund, Medicaid reappropriated funds, and federal funds.

### (C) EMERGENCY MEDICAL SERVICES

This subdivision supports the emergency medical and trauma services system in Colorado, which provides transportation and immediate care to the ill and injured 24 hours a day, 365 days a year. Emergency medical and trauma care services are defined as the immediate health care services needed because of an injury or sudden illness, particularly when there is a threat to life or long-term functional abilities. Funding through this subdivision is provided to the Rocky Mountain Poison Control Center for operation of the poison center and call line. Funding for this subdivision includes General Fund, cash funds including the Emergency Medical Services Account within the Highway Users Tax Fund, and federal funds.

HEALTH FACILITIES AND EMERGENCY MEDICAL SERVICES DIVISION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$34,607,887	\$1,981,685	\$19,531,320	\$6,912,004	\$6,182,878	182.7
SB 20-057	4,151	0	0	1,954	2,197	0.0
HB 20-1397	(44,007)	(44,007)	0	0	0	0.0
<b>TOTAL</b>	<b>\$34,568,031</b>	<b>\$1,937,678</b>	<b>\$19,531,320</b>	<b>\$6,913,958</b>	<b>\$6,185,075</b>	<b>182.7</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$34,568,031	\$1,937,678	\$19,531,320	\$6,913,958	\$6,185,075	182.7
Annualize prior year legislation	93,075	(725)	93,767	33	0	1.7
Indirect cost assessment	(480,158)	0	(232,003)	(158,613)	(89,542)	0.0
<b>SB 21-205</b>	<b>\$34,180,948</b>	<b>\$1,936,953</b>	<b>\$19,393,084</b>	<b>\$6,755,378</b>	<b>\$6,095,533</b>	<b>184.4</b>
SB 21-101	50,080	0	50,080	0	0	0.6
SB 21-128	2,053,254	0	2,053,254	0	0	0.8

HEALTH FACILITIES AND EMERGENCY MEDICAL SERVICES DIVISION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 21-193	50,215	50,215	0	0	0	0.6
HB 21-1085	46,490	46,490	0	0	0	0.6
HB 21-1198	(38,113)	(38,113)	0	0	0	(0.3)
HB 21-1251	132,488	132,488	0	0	0	1.2
<b>TOTAL</b>	<b>\$36,475,362</b>	<b>\$2,128,033</b>	<b>\$21,496,418</b>	<b>\$6,755,378</b>	<b>\$6,095,533</b>	<b>187.9</b>
<b>INCREASE/(DECREASE)</b>	<b>\$1,907,331</b>	<b>\$190,355</b>	<b>\$1,965,098</b>	<b>(\$158,580)</b>	<b>(\$89,542)</b>	<b>5.2</b>
Percentage Change	5.5%	9.8%	10.1%	(2.3%)	(1.4%)	2.8%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes the following adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB19-1237 Licensing behavioral health	\$84,967	\$13,275	\$71,692	\$0	\$0	1.1
HB19-1010 Freestanding emergency dept	49,210	0	49,210	0	0	1.2
SB18-200 PERA unfunded liability	1,299	7	1,259	33	0	0.0
SB19-065 Peer assistance emergency medical	(28,394)	0	(28,394)	0	0	(0.4)
HB19-1174 Out of network health care	(14,007)	(14,007)	0	0	0	(0.2)
<b>TOTAL</b>	<b>\$93,075</b>	<b>(\$725)</b>	<b>\$93,767</b>	<b>\$33</b>	<b>\$0</b>	<b>1.7</b>

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease in the Department's indirect cost assessment.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

# Details

## DEPARTMENT OF PUBLIC SAFETY

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

DEPARTMENT OF PUBLIC SAFETY						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$509,991,716</b>	<b>\$153,179,304</b>	<b>\$239,790,945</b>	<b>\$47,103,491</b>	<b>\$69,917,976</b>	<b>1,922.3</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Executive Director's Office	71,910,437	14,509,483	35,057,622	21,065,647	1,277,685	128.2
Colorado State Patrol	178,738,765	7,273,100	155,646,673	9,479,870	6,339,122	1,166.3
Division of Fire Prevention and Control	44,091,185	29,749,247	7,482,290	6,513,850	345,798	117.5
Division of Criminal Justice	117,379,493	72,419,704	4,462,773	5,790,030	34,706,986	85.2
Colorado Bureau of Investigation	43,644,981	19,818,507	18,437,432	4,188,253	1,200,789	325.2
Division of Homeland Security and Emergency Management	54,226,855	9,409,263	18,704,155	65,841	26,047,596	99.9
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$505,823,820	\$153,040,145	\$235,729,989	\$47,135,710	\$69,917,976	1,904.5
SB 20-057 DFPC benefits	26,749	0	22,598	4,151	0	0.0
SB 20-197 Align state & federal hemp law	55,620	0	55,620	0	0	0.3
SB 20-217 Enhance law enforcement	617,478	0	617,478	0	0	1.0
SB 20-218 CDPHE hazardous substances	1,552,558	0	1,552,558	0	0	0.0
HB 20-1153 Quality jobs & services	18,996	0	18,996	0	0	0.0
HB 20-1379 Suspend PERA distribution	(3,859,353)	(1,021,162)	(2,518,486)	(319,705)	0	0.0
SB 21-049 Supplemental appropriation	5,539,251	983,780	4,330,392	225,079	0	16.5
SB 21-205 Long Bill	216,597	176,541	(18,200)	58,256	0	0.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$545,457,628</b>	<b>\$173,885,290</b>	<b>\$248,657,305</b>	<b>\$54,542,492</b>	<b>\$68,372,541</b>	<b>1,971.5</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Executive Director's Office	86,078,144	20,629,422	36,914,388	27,419,580	1,114,754	135.0
Colorado State Patrol	187,086,140	6,724,104	164,640,596	10,007,619	5,713,821	1,175.3
Division of Fire Prevention and Control	43,449,230	30,278,676	7,445,049	5,406,024	319,481	137.4
Division of Criminal Justice	140,918,588	88,655,885	10,478,858	7,354,766	34,429,079	78.0
Colorado Bureau of Investigation	45,337,820	20,715,710	19,385,836	4,288,662	947,612	341.0
Division of Homeland Security and Emergency Management	42,587,706	6,881,493	9,792,578	65,841	25,847,794	104.8
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
SB 21-205 Long Bill	\$531,711,038	\$168,742,644	\$241,553,361	\$53,042,492	\$68,372,541	1,948.9
SB 21-021 Audiology interstate compact	140,676	0	140,676	0	0	0.8
SB 21-156 Nurse intake 911 calls grants	865,583	865,583	0	0	0	0.5
SB 21-166 CO fire commission	1,108,800	1,108,800	0	0	0	7.3
SB 21-292 Federal COVID funds victims	7,500,000	0	6,000,000	1,500,000	0	0.0
HB 21-1064 Juvenile sex offend registry	7,200	7,200	0	0	0	0.0
HB 21-1214 Record sealing collateral	39,815	39,815	0	0	0	0.5
HB 21-1250 Law enforcement account.	4,065,016	3,101,748	963,268	0	0	13.5
HB 21-1280 Pre-trial detention reform	19,500	19,500	0	0	0	0.0
<b>INCREASE/(DECREASE)</b>	<b>\$35,465,912</b>	<b>\$20,705,986</b>	<b>\$8,866,360</b>	<b>\$7,439,001</b>	<b>(\$1,545,435)</b>	<b>49.2</b>
Percentage Change	7.0%	13.5%	3.7%	15.8%	(2.2%)	2.6%

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the Department of Public Safety are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$84,423,136	\$0	\$11,478,175	\$4,572,420	\$68,372,541

## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### EXECUTIVE DIRECTOR'S OFFICE

This office manages the administrative and fiscal affairs of the Department. It also houses the Witness Protection Program, the Colorado Integrated Criminal Justice Information System, and the School Safety Resource Center.

EXECUTIVE DIRECTOR'S OFFICE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$75,174,915	\$15,152,848	\$35,916,365	\$22,828,017	\$1,277,685	128.2
SB 20-217	95,940	0	95,940	0	0	0.0
HB 20-1153	18,996	0	18,996	0	0	0.0
HB 20-1379	(3,859,353)	(1,021,162)	(2,518,486)	(319,705)	0	0.0
SB 21-049	263,342	201,256	1,563,007	(1,500,921)	0	0.0
SB 21-205	216,597	176,541	(18,200)	58,256	0	0.0
<b>TOTAL</b>	<b>\$71,910,437</b>	<b>\$14,509,483</b>	<b>\$35,057,622</b>	<b>\$21,065,647</b>	<b>\$1,277,685</b>	<b>128.2</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$71,910,437	\$14,509,483	\$35,057,622	\$21,065,647	\$1,277,685	128.2
Centrally appropriated line items	4,827,691	4,341,794	5,250,330	(4,601,502)	(162,931)	0.0
Annualize prior year legislation	4,032,857	1,172,818	2,540,334	319,705	0	1.0
Annualize prior year budget actions	1,682,980	1,863,612	(180,632)	0	0	0.0
Indirect cost assessment	1,319,012	(3,067,991)	(6,248,727)	10,635,730	0	0.0
Wildfire stimulus package	976,898	976,898	0	0	0	5.8
State personal protective equipment and stockpile	950,050	950,050	0	0	0	0.0
Increase funding for processing firearms transfers	302,229	0	302,229	0	0	0.0
Underground market marijuana interdiction unit	118,546	0	118,546	0	0	0.0
Licensing behavioral health entities	12,600	0	12,600	0	0	0.0
Refinance troopers with vehicle inspection funds	0	(62,086)	62,086	0	0	0.0
Remove funding EPIC Resource Center	(190,251)	(190,251)	0	0	0	0.0
<b>SB 21-205</b>	<b>\$85,631,263</b>	<b>\$20,418,063</b>	<b>\$36,712,259</b>	<b>\$27,391,989</b>	<b>\$1,108,952</b>	<b>135.0</b>
SB 21-166	98,795	98,795	0	0	0	0.0
HB 21-1250	36,300	36,300	0	0	0	0.0
<b>TOTAL</b>	<b>\$86,078,144</b>	<b>\$20,629,422</b>	<b>\$36,914,388</b>	<b>\$27,419,580</b>	<b>\$1,114,754</b>	<b>135.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$14,167,707</b>	<b>\$6,119,939</b>	<b>\$1,856,766</b>	<b>\$6,353,933</b>	<b>(\$162,931)</b>	<b>6.8</b>
Percentage Change	19.7%	42.2%	5.3%	30.2%	(12.8%)	5.3%

### FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-049 modifies the FY 2020-21 appropriation in the following ways:

- Adds \$263,342 General Fund for centrally appropriated items associated with the State Personal Protective Equipment (PPE) stockpile;
- Makes a net-zero refinance for centrally appropriated items associated with two positions in State Patrol from General Fund to cash funds; and
- Makes a net-zero adjustment to the Departmental indirect cost recovery.

Senate Bill 21-205 includes an increase of \$216,597 total funds, including \$176,541 General Fund, to the FY 2020-21 appropriation for vehicle lease payments.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to the following centrally appropriated line items: salary survey; state contributions for health, life, and dental benefits; vehicle lease payments; payment to risk management and property funds; Public Employees' Retirement Association (PERA) direct distribution; Capitol complex leased space; annual depreciation leased equivalent payments; payments to the Governor's Office of Information Technology (OIT); shift differential; workers' compensation; legal services; CORE operations; supplemental state contributions to PERA; short-term disability; and administrative law judge costs.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the annualization of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend PERA distribution	\$3,859,353	\$1,021,162	\$2,518,486	\$319,705	\$0	0.0
HB 20-1153 Colorado partnership	151,647	151,647	0	0	0	1.0
HB 19-1237 Licensing behavioral health	21,848	0	21,848	0	0	0.0
SB 18-200 PERA unfunded liability	9	9	0	0	0	0.0
<b>TOTAL</b>	<b>\$4,032,857</b>	<b>\$1,172,818</b>	<b>\$2,540,334</b>	<b>\$319,705</b>	<b>\$0</b>	<b>1.0</b>

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for out-year impacts of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 GF HLD reduction	\$2,064,868	\$2,064,868	\$0	\$0	\$0	0.0
FY 20-21 S4 State trooper refinance	0	62,086	(62,086)	0	0	0.0
FY 20-21 S2 State PPE stockpile	(263,342)	(263,342)	0	0	0	0.0
FY 20-21 NP7 Marijuana enforcement division	(118,546)	0	(118,546)	0	0	0.0
<b>TOTAL</b>	<b>\$1,682,980</b>	<b>\$1,863,612</b>	<b>(\$180,632)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Department's indirect cost assessment.

**WILDFIRE STIMULUS PACKAGE:** The appropriation includes an increase of \$976,898 General Fund for centrally appropriated line items associated with the Wildfire Stimulus Package.

**STATE PERSONAL PROTECTIVE EQUIPMENT AND STOCKPILE:** The appropriation includes an increase of \$950,050 General Fund for centrally appropriated line items and leased space associated with the new State PPE stockpile warehouse operated by the Division of Homeland Security and Emergency Management.

**INCREASE FUNDING FOR PROCESSING FIREARMS TRANSFERS:** The appropriation includes an increase of \$302,229 cash funds spending authority for centrally appropriated line items associated with the one-time addition of 20.0 FTE in the Colorado Bureau of Investigation's Instacheck Unit, which performs criminal background checks for firearms transfers.

**UNDERGROUND MARKET MARIJUANA INTERDICTION UNIT:** The appropriation includes a continuation of \$118,546 cash funds spending authority for centrally appropriated line items to support the underground market marijuana interdiction unit under the Colorado Bureau of Investigation.

**LICENSING BEHAVIORAL HEALTH ENTITIES:** The appropriation includes an increase of \$12,600 cash funds for leased space and vehicle lease payments associated with increased facility inspections by the Division of Fire Prevention and Control under H.B. 19-1237 (Licensing Behavioral Health).

**REFINANCE TROOPERS WITH VEHICLE INSPECTION FUNDS:** The appropriation includes a net-zero refinance of \$62,086 General Fund to cash funds from the Vehicle Identification Number Inspection Fund for centrally appropriated line items related to two positions in State Patrol.

**REMOVE FUNDING EPIC RESOURCE CENTER:** The appropriation includes a decrease of \$190,251 General Fund for centrally appropriated line items related to the EPIC Resource Center under the Division of Criminal Justice as part of the elimination of all funding associated with the center.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## COLORADO STATE PATROL

The State Patrol is responsible for the safe and efficient movement of motor vehicle traffic on federal, state, and county roads in Colorado. State Troopers enforce motor vehicle laws, assist motorists in need, conduct automotive and motor carrier safety checks, investigate traffic accidents, and oversee the transportation of hazardous materials. The primary funding sources include: the Highway Users Tax Fund, limited gaming funds transferred from the Department of Revenue, funds transferred from the Department of Transportation, the Vehicle Identification Number Inspection Fund, the Auto Theft Prevention Fund, and user fees from state and non-state agencies.

COLORADO STATE PATROL						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$176,144,289	\$6,984,596	\$153,340,701	\$9,479,870	\$6,339,122	1,165.3
SB 20-217	521,538	0	521,538	0	0	1.0
SB 20-218	1,552,558	0	1,552,558	0	0	0.0
SB 21-049	520,380	288,504	231,876	0	0	0.0
<b>TOTAL</b>	<b>\$178,738,765</b>	<b>\$7,273,100</b>	<b>\$155,646,673</b>	<b>\$9,479,870</b>	<b>\$6,339,122</b>	<b>1,166.3</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$178,738,765	\$7,273,100	\$155,646,673	\$9,479,870	\$6,339,122	1,166.3
Indirect cost assessment	5,675,575	0	5,901,875	424,665	(650,965)	0.0
Centrally appropriated line items	1,391,510	(28,628)	1,300,564	96,788	22,786	0.0
State Patrol spending authority adjustments	700,000	0	700,000	0	0	0.0
Annualize prior year legislation	137,402	12	137,361	23	6	1.0
Refinance troopers with vehicle inspection funds	0	(231,876)	231,876	0	0	0.0
Technical adjustments	0	0	(9,145)	6,273	2,872	0.0
Annualize prior year budget actions	(520,380)	(288,504)	(231,876)	0	0	0.0

COLORADO STATE PATROL						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>SB 21-205</b>	<b>\$186,122,872</b>	<b>\$6,724,104</b>	<b>\$163,677,328</b>	<b>\$10,007,619</b>	<b>\$5,713,821</b>	<b>1,167.3</b>
HB 21-1250	963,268	0	963,268	0	0	8.0
<b>TOTAL</b>	<b>\$187,086,140</b>	<b>\$6,724,104</b>	<b>\$164,640,596</b>	<b>\$10,007,619</b>	<b>\$5,713,821</b>	<b>1,175.3</b>
<b>INCREASE/(DECREASE)</b>	<b>\$8,347,375</b>	<b>(\$548,996)</b>	<b>\$8,993,923</b>	<b>\$527,749</b>	<b>(\$625,301)</b>	<b>9.0</b>
Percentage Change	4.7%	(7.5%)	5.8%	5.6%	(9.9%)	0.8%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-049 modifies the FY 2020-21 appropriation in the following ways:

- Adds \$520,380 General Fund to increase funding for Capitol security on a one-time basis;
- Makes a net-zero refinance of two State Patrol positions from General Fund to cash funds; and
- Makes a net-zero technical spending authority adjustment.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase to the division's indirect cost assessment.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to vehicle lease payments for the division.

**STATE PATROL SPENDING AUTHORITY ADJUSTMENTS:** The appropriation includes an increase of \$700,000 cash fund spending authority for the State Patrol to align spending authority with expenses incurred and revenues collected for the Training Academy and Safety and Law Enforcement Support.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 20-217 Enhance law enforcement	\$1,121,018	\$0	\$1,121,018	\$0	\$0	1.0
SB 18-200 PERA unfunded liability	223	12	182	23	6	0.0
SB 20-218 CDPHE hazardous substances	(983,839)	0	(983,839)	0	0	0.0
<b>TOTAL</b>	<b>\$137,402</b>	<b>\$12</b>	<b>\$137,361</b>	<b>\$23</b>	<b>\$6</b>	<b>1.0</b>

**REFINANCE TROOPERS WITH VEHICLE INSPECTION FUNDS:** The appropriation includes a net-zero refinance of two positions in State Patrol from \$231,876 General Fund to cash funds from the Vehicle Identification Number Inspection Fund.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impact of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 S4 State trooper refinance	\$0	\$231,876	(\$231,876)	\$0	\$0	0.0
FY 20-21 S3 Capitol security	(520,380)	(520,380)	0	0	0	0.0
<b>TOTAL</b>	<b>(\$520,380)</b>	<b>(\$288,504)</b>	<b>(\$231,876)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.



## DIVISION OF FIRE PREVENTION AND CONTROL

The Division of Fire Prevention and Control is tasked with fire code and wildfire management. The primary sources of cash funds for this division include: the proceeds of insurance premium taxes credited to the Wildfire Preparedness Fund; the Public School Construction and Inspection Cash Fund; the Emergency Fire Fund; the Wildland Fire Equipment Repair Cash Fund; the Firefighter, First Responder, and Hazardous Materials Responder Certification Fund; the Fire Suppression Cash Fund; and the Wildfire Emergency Response Fund.

DIVISION OF FIRE PREVENTION AND CONTROL						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$30,027,176	\$18,937,987	\$5,959,692	\$4,783,699	\$345,798	117.5
SB 20-057	26,749	0	22,598	4,151	0	0.0
SB 21-049	14,037,260	10,811,260	1,500,000	1,726,000	0	0.0
<b>TOTAL</b>	<b>\$44,091,185</b>	<b>\$29,749,247</b>	<b>\$7,482,290</b>	<b>\$6,513,850</b>	<b>\$345,798</b>	<b>117.5</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$44,091,185	\$29,749,247	\$7,482,290	\$6,513,850	\$345,798	117.5
Wildfire stimulus package	12,245,969	10,445,969	1,200,000	600,000	0	11.5
Licensing behavioral health entities	101,507	0	101,507	0	0	1.0
Annualize prior year legislation	95,715	15	95,700	0	0	1.0
Indirect cost assessment	57,409	0	65,552	18,174	(26,317)	0.0
Annualize prior year budget actions	(14,037,260)	(10,811,260)	(1,500,000)	(1,726,000)	0	0.0
Administrative efficiencies	(40,000)	(40,000)	0	0	0	0.0
<b>SB 21-205</b>	<b>\$42,514,033</b>	<b>\$29,343,971</b>	<b>\$7,444,557</b>	<b>\$5,406,024</b>	<b>\$319,481</b>	<b>131.0</b>
SB 21-166	934,705	934,705	0	0	0	6.4
<b>TOTAL</b>	<b>\$43,449,230</b>	<b>\$30,278,676</b>	<b>\$7,445,049</b>	<b>\$5,406,024</b>	<b>\$319,481</b>	<b>137.4</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$641,955)</b>	<b>\$529,429</b>	<b>(\$37,241)</b>	<b>(\$1,107,826)</b>	<b>(\$26,317)</b>	<b>19.9</b>
Percentage Change	(1.5%)	1.8%	(0.5%)	(17.0%)	(7.6%)	16.9%

### FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-049 includes an increase of \$14,037,260 total funds, including \$10,811,260 General Fund, to the FY 2020-21 appropriation for the Wildfire Stimulus Package.

### FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**WILDFIRE STIMULUS PACKAGE:** The appropriation includes an increase of \$12,245,969 total funds, including \$10,445,969 General Fund, for the Wildfire Stimulus Package. The increase includes extended contracts for firefighting aircraft, additional personnel, and state assistance for local capacity.

**LICENSING BEHAVIORAL HEALTH ENTITIES:** The appropriation includes an increase of \$101,507 cash funds and 1.0 FTE to provide increased support for facility inspections under H.B. 19-1237 (Licensing Behavioral Health).

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 19-1237 Licensing behavioral health	\$95,692	\$0	\$95,692	\$0	\$0	1.0
SB 18-200 PERA unfunded liability	23	15	8	0	0	0.0
<b>TOTAL</b>	<b>\$95,715</b>	<b>\$15</b>	<b>\$95,700</b>	<b>\$0</b>	<b>\$0</b>	<b>1.0</b>

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the division's indirect cost assessment.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes a decrease of \$14,037,260 total funds for the annualization of the FY 2020-21 Wildfire Stimulus Package.

**ADMINISTRATIVE EFFICIENCIES:** The appropriation includes a reduction of \$40,000 General Fund that reflects cost savings realized by the Department during the COVID-19 pandemic that can be implemented on an ongoing basis without operational impacts.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## DIVISION OF CRIMINAL JUSTICE

The Division of Criminal Justice allocates funding for the State's community corrections programs and for local oversight boards. The Division also provides assistance to state and local agencies in the criminal justice system by analyzing policy, conducting criminal justice research, managing programs and administering grants. The primary sources of cash funds are the Victims Assistance and Law Enforcement Fund (the State VALE Fund), the Child Abuse Investigation Surcharge Fund, the Sex Offender Surcharge Fund, and the Marijuana Tax Cash Fund. The primary sources of reappropriated funds are transfers of money appropriated to the Correctional Treatment Cash Fund in the Judicial Department and departmental indirect cost recoveries. Sources of federal funds include Federal Victims Assistance and Compensation Grants and State and Local Crime Control and System Improvement Grants.

DIVISION OF CRIMINAL JUSTICE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$127,818,971	\$82,859,182	\$4,462,773	\$5,790,030	\$34,706,986	85.2
SB 21-049	(10,439,478)	(10,439,478)	0	0	0	0.0
<b>TOTAL</b>	<b>\$117,379,493</b>	<b>\$72,419,704</b>	<b>\$4,462,773</b>	<b>\$5,790,030</b>	<b>\$34,706,986</b>	<b>85.2</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$117,379,493	\$72,419,704	\$4,462,773	\$5,790,030	\$34,706,986	85.2
Annualize prior year budget actions	10,439,478	10,439,478	0	0	0	0.0
Increase body-worn camera grant funding	4,000,000	4,000,000	0	0	0	0.0
Community provider rates	1,890,654	1,825,918	0	64,736	0	0.0
Annualize prior year legislation	581,427	580,902	0	0	525	1.8
Community corrections placements	(1,651,599)	(1,651,599)	0	0	0	0.0
Remove funding EPIC Resource Center	(928,614)	(928,614)	0	0	0	(9.0)
Indirect cost assessment	(262,347)	0	16,085	0	(278,432)	0.0
Administrative efficiencies	(49,404)	(49,404)	0	0	0	0.0
<b>SB 21-205</b>	<b>\$131,399,088</b>	<b>\$86,636,385</b>	<b>\$4,478,858</b>	<b>\$5,854,766</b>	<b>\$34,429,079</b>	<b>78.0</b>
SB 21-292	7,500,000	0	6,000,000	1,500,000	0	0.0
HB 21-1250	2,000,000	2,000,000	0	0	0	0.0
HB 21-1280	19,500	19,500	0	0	0	0.0
<b>TOTAL</b>	<b>\$140,918,588</b>	<b>\$88,655,885</b>	<b>\$10,478,858</b>	<b>\$7,354,766</b>	<b>\$34,429,079</b>	<b>78.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$23,539,095</b>	<b>\$16,236,181</b>	<b>\$6,016,085</b>	<b>\$1,564,736</b>	<b>(\$277,907)</b>	<b>(7.2)</b>
Percentage Change	20.1%	22.4%	134.8%	27.0%	(0.8%)	(8.5%)

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-049 reduced FY 2020-21 appropriations by \$10,439,478 General Fund for caseload adjustments in community corrections.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for the out-year impact of the supplemental caseload adjustment contained in S.B. 21-049.

**INCREASE BODY-WORN CAMERA GRANT FUNDING:** The appropriation includes an increase of \$4,000,000 General Fund for the Body-worn Camera Grant Program.

**COMMUNITY PROVIDER RATES:** The appropriation includes an increase of \$1,890,654 total funds, including \$1,825,918 General Fund, for a 2.5 percent per-diem rate increase for community corrections providers.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for the out-year impact of S.B. 20-217 (Enhance Law Enforcement Integrity) and S.B. 18-200 (PERA).

**COMMUNITY CORRECTIONS PLACEMENTS:** The appropriation includes a reduction of \$1,651,599 General Fund for community corrections placements.

**REMOVE FUNDING EPIC RESOURCE CENTER:** The appropriation includes a reduction of \$928,614 General Fund and 9.0 FTE to eliminate funding for the EPIC Resource Center.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease in the division's indirect cost assessment.

**ADMINISTRATIVE EFFICIENCIES:** The appropriation includes a reduction of \$49,404 General Fund to reflect cost savings realized by the Department during the COVID-19 pandemic that can be implemented on an ongoing basis without operational impacts.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## COLORADO BUREAU OF INVESTIGATION

The Colorado Bureau of Investigation (CBI) provides information technology, laboratory, and investigative services to local, state, and federal law enforcement agencies upon request. The CBI also operates the State's InstaCheck criminal background check program for firearms. Major cash fund sources include the CBI Identification Unit Fund, the Instant Criminal Background Check Cash Fund, and the Marijuana Tax Cash Fund.

COLORADO BUREAU OF INVESTIGATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$42,553,852	\$19,818,507	\$17,346,303	\$4,188,253	\$1,200,789	309.9
SB 20-197	55,620	0	55,620	0	0	0.3
SB 21-049	1,035,509	0	1,035,509	0	0	15.0
<b>TOTAL</b>	<b>\$43,644,981</b>	<b>\$19,818,507</b>	<b>\$18,437,432</b>	<b>\$4,188,253</b>	<b>\$1,200,789</b>	<b>325.2</b>
FY 2021-22 APPROPRIATION:						

COLORADO BUREAU OF INVESTIGATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 Appropriation	\$43,644,981	\$19,818,507	\$18,437,432	\$4,188,253	\$1,200,789	325.2
Increase funding for processing firearms transfers	1,404,344	0	1,404,344	0	0	20.0
Underground market marijuana interdiction unit	772,355	0	772,355	0	0	5.0
Indirect cost assessment	195,585	0	351,805	93,935	(250,155)	0.0
Annualize prior year legislation	6,853	29	6,824	0	0	0.3
Technical adjustments	0	0	0	0	0	3.7
Annualize prior year budget actions	(1,807,864)	0	(1,807,864)	0	0	(20.0)
Centrally appropriated line items	(91,573)	(175,289)	80,264	6,474	(3,022)	0.0
Administrative efficiencies	(40,000)	(40,000)	0	0	0	0.0
<b>SB 21-205</b>	<b>\$44,084,681</b>	<b>\$19,603,247</b>	<b>\$19,245,160</b>	<b>\$4,288,662</b>	<b>\$947,612</b>	<b>334.2</b>
SB 21-021	140,676	0	140,676	0	0	0.8
HB 21-1064	7,200	7,200	0	0	0	0.0
HB 21-1214	39,815	39,815	0	0	0	0.5
HB 21-1250	1,065,448	1,065,448	0	0	0	5.5
<b>TOTAL</b>	<b>\$45,337,820</b>	<b>\$20,715,710</b>	<b>\$19,385,836</b>	<b>\$4,288,662</b>	<b>\$947,612</b>	<b>341.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$1,692,839</b>	<b>\$897,203</b>	<b>\$948,404</b>	<b>\$100,409</b>	<b>(\$253,177)</b>	<b>15.8</b>
Percentage Change	3.9%	4.5%	5.1%	2.4%	(21.1%)	4.9%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-049 includes an increase of \$1,035,509 cash funds spending authority and 15.0 FTE to the FY 2020-21 appropriation for the CBI Instacheck Unit, which performs criminal background checks for firearms transfers.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INCREASE FUNDING FOR PROCESSING FIREARMS TRANSFERS:** The appropriation includes an increase of \$1,404,344 cash funds spending authority and 20.0 FTE for the Colorado Bureau of Investigation's (CBI) Instacheck Unit, which performs criminal background checks for firearms transfers.

**UNDERGROUND MARKET MARIJUANA INTERDICTION UNIT:** The appropriation includes an increase of \$772,355 cash fund spending authority from the Marijuana Tax Cash Fund and 5.0 FTE to continue funding for lower case criminal investigators who assist rural law enforcement agencies in the investigation of illegal marijuana growing operations.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the division's indirect cost assessment.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 20-197 Aligning state & federal hemp law	\$6,810	\$0	\$6,810	\$0	\$0	0.3
SB 18-200 PERA unfunded liability	43	29	14	0	0	0.0
<b>TOTAL</b>	<b>\$6,853</b>	<b>\$29</b>	<b>\$6,824</b>	<b>\$0</b>	<b>\$0</b>	<b>0.3</b>

**TECHNICAL ADJUSTMENTS:** The appropriation includes an increase of 3.7 FTE to correct a technical error in the prior year appropriation.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for out-year impacts of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 ES1 Increase funding for processing firearms transfers	(\$1,035,509)	\$0	(\$1,035,509)	\$0	\$0	(15.0)
FY 20-21 NP7 Marijuana enforcement division	(772,355)	0	(772,355)	0	0	(5.0)
<b>TOTAL</b>	<b>(\$1,807,864)</b>	<b>\$0</b>	<b>(\$1,807,864)</b>	<b>\$0</b>	<b>\$0</b>	<b>(20.0)</b>

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments for vehicle lease payments for the division.

**ADMINISTRATIVE EFFICIENCIES:** The appropriation includes a reduction of \$40,000 General Fund to reflect cost savings realized by the Department during the COVID-19 pandemic that can be implemented on an ongoing basis without operational impacts.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT

The Division of Homeland Security and Emergency Management consists of three offices: the Office of Emergency Management, the Office of Prevention and Security, and the Office of Preparedness. The Division is tasked with consolidating and restructuring the State's homeland security and disaster preparedness and response functions by better coordination of emergency management, homeland security, and public health entities in the state. This division is primarily federally funded. The primary cash fund source is the Disaster Emergency Fund.

DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$54,104,617	\$9,287,025	\$18,704,155	\$65,841	\$26,047,596	98.4
SB 21-049	122,238	122,238	0	0	0	1.5
<b>TOTAL</b>	<b>\$54,226,855</b>	<b>\$9,409,263</b>	<b>\$18,704,155</b>	<b>\$65,841</b>	<b>\$26,047,596</b>	<b>99.9</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$54,226,855	\$9,409,263	\$18,704,155	\$65,841	\$26,047,596	99.9
State personal protective equipment and stockpile	356,007	356,007	0	0	0	5.0
Enhance school safety incident response grant	250,000	0	250,000	0	0	0.0
Annualize prior year legislation	(12,824,760)	(3,657,719)	(9,167,041)	0	0	0.0
Indirect cost assessment	(194,338)	0	5,464	0	(199,802)	0.0
Annualize prior year budget actions	(126,941)	(126,941)	0	0	0	(1.5)
Administrative efficiencies	(40,000)	(40,000)	0	0	0	0.0
<b>SB 21-205</b>	<b>\$41,646,823</b>	<b>\$5,940,610</b>	<b>\$9,792,578</b>	<b>\$65,841</b>	<b>\$25,847,794</b>	<b>103.4</b>
SB 21-156	865,583	865,583	0	0	0	0.5
SB 21-166	75,300	75,300	0	0	0	0.9
<b>TOTAL</b>	<b>\$42,587,706</b>	<b>\$6,881,493</b>	<b>\$9,792,578</b>	<b>\$65,841</b>	<b>\$25,847,794</b>	<b>104.8</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$11,639,149)</b>	<b>(\$2,527,770)</b>	<b>(\$8,911,577)</b>	<b>\$0</b>	<b>(\$199,802)</b>	<b>4.9</b>
Percentage Change	(21.5%)	(26.9%)	(47.6%)	0.0%	(0.8%)	4.9%

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

Senate Bill 21-049 includes an increase of \$122,238 General Fund and 1.5 FTE for the State Personal Protective Equipment (PPE) stockpile.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**STATE PERSONAL PROTECTIVE EQUIPMENT AND STOCKPILE:** The appropriation includes an increase of \$356,007 General Fund and 5.0 FTE to continue the State PPE Stockpile.

**ENHANCE SCHOOL SAFETY INCIDENT RESPONSE GRANT:** The appropriation includes an increase of \$250,000 cash funds from the Marijuana Tax Cash Fund for the Enhance School Safety Incident Response grant.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments for out-year impacts of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 18-200 PERA unfunded liability	\$4	\$4	\$0	\$0	\$0	0.0
SB 17-261 Flood recovery account	(12,824,764)	(3,657,723)	(9,167,041)	0	0	0.0
<b>TOTAL</b>	<b>(\$12,824,760)</b>	<b>(\$3,657,719)</b>	<b>(\$9,167,041)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Division's indirect cost assessment.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments for out-year impacts of prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 S2 State PPE Stockpile	(\$122,238)	(\$122,238)	\$0	\$0	\$0	(1.5)
FY 20-21 R3 State recovery section	(4,703)	4,703	0	0	0	0.0
<b>TOTAL</b>	<b>(\$126,941)</b>	<b>(\$126,941)</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>(1.5)</b>

**ADMINISTRATIVE EFFICIENCIES:** The appropriation includes a reduction of \$40,000 General Fund to reflect cost savings realized by the Department during the COVID-19 pandemic that can be implemented on an ongoing basis without operational impacts.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

# Details

## DEPARTMENT OF REGULATORY AGENCIES

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

DEPARTMENT OF REGULATORY AGENCIES						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$118,752,799</b>	<b>\$1,940,640</b>	<b>\$109,836,123</b>	<b>\$5,533,354</b>	<b>\$1,442,682</b>	<b>600.8</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Executive Director's Office and Administrative Services	52,501,920	790,343	47,137,128	4,328,845	245,604	31.5
Division of Banking	4,933,638	0	4,933,638	0	0	40.0
Civil Rights Division	2,347,040	1,150,297	0	611,058	585,685	27.3
Office of the Utility Consumer Advocate	1,035,075	0	1,035,075	0	0	7.0
Division of Financial Services	1,782,426	0	1,782,426	0	0	15.6
Division of Insurance	9,780,598	0	9,209,772	0	570,826	92.3
Public Utilities Commission	16,802,953	0	16,762,386	0	40,567	104.9
Division of Real Estate	4,907,102	0	4,907,102	0	0	48.9
Division of Professions and Occupations	20,219,632	0	19,626,181	593,451	0	205.5
Division of Securities	3,942,996	0	3,942,996	0	0	24.0
Division of Conservation	499,419	0	499,419	0	0	3.8
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$119,683,304	\$1,974,831	\$110,668,540	\$5,597,251	\$1,442,682	599.8
SB 20-030 Consume prot util customers	16,545	0	16,545	0	0	0.2
SB 20-118 Hazardous mats transport	(20,918)	0	(20,918)	0	0	(0.5)
HB 20-1061 HIV prevention meds	13,347	0	13,347	0	0	0.2
HB 20-1158 Infertility insurance	3,337	0	3,337	0	0	0.1
HB 20-1209 Sunset nurse adv task force	15,554	0	15,554	0	0	0.2
HB 20-1286 Sunset reg fantasy sports	(11,252)	0	(11,252)	0	0	(0.2)
HB 20-1293 Emergency phone charge	83,247	0	83,247	0	0	0.9
HB 20-1332 Prohibit housing discrim	9,641	9,641	0	0	0	0.1
HB 20-1379 Suspend DD to PERA	(1,040,006)	(43,832)	(932,277)	(63,897)	0	0.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$126,648,532</b>	<b>\$2,867,009</b>	<b>\$116,251,796</b>	<b>\$5,639,571</b>	<b>\$1,890,156</b>	<b>635.5</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Executive Director's Office and Administrative Services	55,729,083	1,040,234	49,463,460	4,527,232	698,157	29.5
Division of Banking	4,936,529	0	4,936,529	0	0	40.0
Civil Rights Division	2,927,747	1,826,785	0	518,888	582,074	35.3
Office of the Utility Consumer Advocate	1,330,010	0	1,330,010	0	0	10.2
Division of Financial Services	1,783,553	0	1,783,553	0	0	15.6
Division of Insurance	11,505,639	0	10,935,519	0	570,120	102.1
Public Utilities Commission	18,347,390	(10)	18,307,595	0	39,805	114.9
Division of Real Estate	4,936,547	0	4,936,547	0	0	48.9
Division of Professions and Occupations	20,516,777	0	19,923,326	593,451	0	209.2
Division of Securities	3,976,898	0	3,976,898	0	0	24.0
Division of Conservation	658,359	0	658,359	0	0	5.8
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
SB 21-205 Long Bill	\$121,515,244	\$2,867,019	\$111,118,498	\$5,639,571	\$1,890,156	607.7

DEPARTMENT OF REGULATORY AGENCIES						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 21-016 Protect prevent health care	13,353	0	13,353	0	0	0.2
SB 21-021 Audiology interstate compact	151,440	0	151,440	0	0	0.3
SB 21-063 MEWA offer insurance	13,352	0	13,352	0	0	0.2
SB 21-103 PUC electric trans infra	453,941	0	453,941	0	0	3.2
SB 21-108 PUC gas util safety authority	423,448	423,448	0	0	0	3.7
SB 21-115 Talking Book Library funding	250,000	0	250,000	0	0	0.0
SB 21-126 Phys credentials by insurance	52,505	0	52,505	0	0	0.4
SB 21-175 Rx drug afford review board	730,771	0	730,771	0	0	3.0
SB 21-246 Elec util beneficial electrify	168,448	0	168,448	0	0	1.6
SB 21-261 PUC encourage renew gen	91,488	0	91,488	0	0	1.0
SB 21-264 Reduce GHG emissions	92,482	0	92,482	0	0	1.0
SB 21-272 Modernize PUC	499,990	(471,849)	971,839	0	0	0.0
HB 21-1012 Expand Rx drug monitor	61,118	0	61,118	0	0	0.8
HB 21-1013 Divide domestic stock insur	10,729	0	10,729	0	0	0.2
HB 21-1068 Mental health wellness insur	26,353	0	26,353	0	0	0.2
HB 21-1109 Expand broadband service	(202,504)	0	(202,504)	0	0	(2.0)
HB 21-1140 Elim living donor costs	13,353	0	13,353	0	0	0.2
HB 21-1195 Reg of radon profs	63,134	0	63,134	0	0	0.5
HB 21-1201 Telecom transparency	259,251	0	259,251	0	0	3.0
HB 21-1232 Standard health benefit plan	1,409,637	0	1,409,637	0	0	5.4
HB 21-1233 Cons easement tax mods	254,372	0	254,372	0	0	2.0
HB 21-1269 PUC community choice	48,391	48,391	0	0	0	0.5
HB 21-1276 Prevent substance disorders	228,207	0	228,207	0	0	2.1
HB 21-1283 Vehicle towing protection	20,029	0	20,029	0	0	0.3
<b>INCREASE/(DECREASE)</b>	<b>\$7,895,733</b>	<b>\$926,369</b>	<b>\$6,415,673</b>	<b>\$106,217</b>	<b>\$447,474</b>	<b>34.7</b>
Percentage Change	6.6%	47.7%	5.8%	1.9%	31.0%	5.8%

<sup>1</sup>The Public Utilities Commission's General Fund appropriation should be \$0, however this table shows (\$10) due to a technical error in the appropriation clause of S.B. 21-272 that reduced the General Fund appropriation from H.B. 21-1269 by ten dollars too much.

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the Department of Regulatory Agencies are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$21,515,262	\$0	\$19,625,106	\$0	\$1,890,156

## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### EXECUTIVE DIRECTOR'S OFFICE AND ADMINISTRATIVE SERVICES

The Executive Director's Office provides administrative and technical support for the Department's divisions and programs, including functions associated with accounting, purchasing, budgeting, communications, legislative services, and human resources. It also includes the Colorado Office of Policy, Research, and Regulatory Reform.

EXECUTIVE DIRECTOR'S OFFICE AND ADMINISTRATIVE SERVICES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$53,541,926	\$834,175	\$48,069,405	\$4,392,742	\$245,604	31.5
HB 20-1379	(1,040,006)	(43,832)	(932,277)	(63,897)	0	0.0
<b>TOTAL</b>	<b>\$52,501,920</b>	<b>\$790,343</b>	<b>\$47,137,128</b>	<b>\$4,328,845</b>	<b>\$245,604</b>	<b>31.5</b>



EXECUTIVE DIRECTOR'S OFFICE AND ADMINISTRATIVE SERVICES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$52,501,920	\$790,343	\$47,137,128	\$4,328,845	\$245,604	31.5
Centrally appropriated line items	1,175,011	128,033	439,935	154,490	452,553	0.0
Annualize prior year legislation and budget actions	1,114,532	118,358	932,277	63,897	0	0.0
Technical adjustments	0	3,500	16,500	(20,000)	0	0.0
<b>SB 21-205</b>	<b>\$54,791,463</b>	<b>\$1,040,234</b>	<b>\$48,525,840</b>	<b>\$4,527,232</b>	<b>\$698,157</b>	<b>31.5</b>
SB 21-021	117,015	0	117,015	0	0	0.0
SB 21-103	159,510	0	159,510	0	0	0.0
SB 21-108	53,170	53,170	0	0	0	0.0
SB 21-126	21,268	0	21,268	0	0	0.0
SB 21-175	382,824	0	382,824	0	0	0.0
SB 21-272	0	(53,170)	53,170	0	0	0.0
HB 21-1109	(202,504)	0	(202,504)	0	0	(2.0)
HB 21-1195	15,951	0	15,951	0	0	0.0
HB 21-1232	212,680	0	212,680	0	0	0.0
HB 21-1233	95,706	0	95,706	0	0	0.0
HB 21-1276	82,000	0	82,000	0	0	0.0
<b>TOTAL</b>	<b>\$55,729,083</b>	<b>\$1,040,234</b>	<b>\$49,463,460</b>	<b>\$4,527,232</b>	<b>\$698,157</b>	<b>29.5</b>
<b>INCREASE/(DECREASE)</b>	<b>\$3,227,163</b>	<b>\$249,891</b>	<b>\$2,326,332</b>	<b>\$198,387</b>	<b>\$452,553</b>	<b>(2.0)</b>
Percentage Change	6.1%	31.6%	4.9%	4.6%	184.3%	(6.3%)

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items, as detailed in the following table.

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Salary survey	\$1,491,333	\$52,552	\$1,289,085	\$93,870	\$55,826	0.0
Leased space	909,813	0	767,401	59,649	82,763	0.0
Payment to risk management / property funds	76,903	2,588	70,538	2,616	1,161	0.0
Vehicle lease payment	41,280	0	41,280	0	0	0.0
Health, life, and dental	31,789	80,651	(214,307)	(610)	166,055	0.0
Payments to OIT	29,979	2,027	27,952	0	0	0.0
PERA Direct Distribution	1,356	(7,134)	(32,135)	1,647	38,978	0.0
SB18-200 PERA unfunded liability	11	0	0	11	0	0.0
Legal services	(1,217,930)	(9,564)	(1,200,327)	(3,514)	(4,525)	0.0
Administrative law judges	(79,340)	(3,585)	(75,755)	0	0	0.0
CORE	(59,411)	(2,302)	(53,324)	(3,059)	(726)	0.0
Workers' compensation	(16,508)	(542)	(15,175)	(243)	(548)	0.0
AED	(15,480)	6,608	(80,092)	2,113	55,891	0.0
SAED	(15,480)	6,608	(80,092)	2,113	55,891	0.0
Short-term disability	(3,304)	126	(5,114)	(103)	1,787	0.0
<b>TOTAL</b>	<b>\$1,175,011</b>	<b>\$128,033</b>	<b>\$439,935</b>	<b>\$154,490</b>	<b>\$452,553</b>	<b>0.0</b>

**ANNUALIZE PRIOR YEAR LEGISLATION AND BUDGET ACTIONS:** The appropriation includes the out-year impacts of prior year budget actions and legislation, as detailed in the following table.

ANNUALIZE PRIOR YEAR LEGISLATION AND BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend DD to PERA	\$1,040,006	\$43,832	\$932,277	\$63,897	\$0	0.0
FY20-21 GF HLD reduction	74,526	74,526	0	0	0	0.0
<b>TOTAL</b>	<b>\$1,114,532</b>	<b>\$118,358</b>	<b>\$932,277</b>	<b>\$63,897</b>	<b>\$0</b>	<b>0.0</b>

**TECHNICAL ADJUSTMENTS:** The appropriation includes adjustments to the fund sources for sunset reviews scheduled to take place in FY 2021-22.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## DIVISION OF BANKING

The Division of Banking regulates state-chartered commercial banks, trust companies, money transmitters, and national banks and interstate banks that maintain public deposit accounts in Colorado. The Division is slated for repeal on September 1, 2024.

DIVISION OF BANKING						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$4,933,638	\$0	\$4,933,638	\$0	\$0	40.0
<b>TOTAL</b>	<b>\$4,933,638</b>	<b>\$0</b>	<b>\$4,933,638</b>	<b>\$0</b>	<b>\$0</b>	<b>40.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$4,933,638	\$0	\$4,933,638	\$0	\$0	40.0
Indirect cost assessment	2,877	0	2,877	0	0	0.0
Centrally appropriated line items	14	0	14	0	0	0.0
<b>SB 21-205</b>	<b>\$4,936,529</b>	<b>\$0</b>	<b>\$4,936,529</b>	<b>\$0</b>	<b>\$0</b>	<b>40.0</b>
<b>TOTAL</b>	<b>\$4,936,529</b>	<b>\$0</b>	<b>\$4,936,529</b>	<b>\$0</b>	<b>\$0</b>	<b>40.0</b>
<b>INCREASE/(DECREASE)</b>	\$2,891	\$0	\$2,891	\$0	\$0	0.0
Percentage Change	0.1%	n/a	0.1%	n/a	n/a	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Division's indirect cost assessment.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes an adjustment to the amount contributed by the Division to the PERA unfunded liability as a result of SB 18-200.

## CIVIL RIGHTS DIVISION

The Division of Civil Rights enforces Colorado's anti-discrimination laws in the areas of employment, housing, and public accommodations. The Division is slated for repeal on September 1, 2027.

CIVIL RIGHTS DIVISION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$2,337,399	\$1,140,656	\$0	\$611,058	\$585,685	27.2
HB 20-1332	9,641	9,641	0	0	0	0.1
<b>TOTAL</b>	<b>\$2,347,040</b>	<b>\$1,150,297</b>	<b>\$0</b>	<b>\$611,058</b>	<b>\$585,685</b>	<b>27.3</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$2,347,040	\$1,150,297	\$0	\$611,058	\$585,685	27.3
Funding for Civil Rights Division	650,000	650,000	0	0	0	8.0

CIVIL RIGHTS DIVISION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Annualize prior year legislation and budget actions	13,500	13,500	0	0	0	0.0
Centrally appropriated line items	14	7	0	0	7	0.0
Indirect cost assessment	(82,807)	12,981	0	(92,170)	(3,618)	0.0
<b>SB 21-205</b>	<b>\$2,927,747</b>	<b>\$1,826,785</b>	<b>\$0</b>	<b>\$518,888</b>	<b>\$582,074</b>	<b>35.3</b>
<b>TOTAL</b>	<b>\$2,927,747</b>	<b>\$1,826,785</b>	<b>\$0</b>	<b>\$518,888</b>	<b>\$582,074</b>	<b>35.3</b>
<b>INCREASE/(DECREASE)</b>	\$580,707	\$676,488	\$0	(\$92,170)	(\$3,611)	8.0
Percentage Change	24.7%	58.8%	n/a	(15.1%)	(0.6%)	29.3%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**FUNDING FOR CIVIL RIGHTS DIVISION:** The appropriation includes an increase of \$650,000 General Fund and 8.0 FTE to support the mission of the Civil Rights Division.

**ANNUALIZE PRIOR YEAR LEGISLATION AND BUDGET ACTIONS:** The appropriation includes an increase of \$13,500 General Fund as part of the annualization of HB 20-1332.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes an adjustment to the amount contributed by the Division to the PERA unfunded liability as a result of SB 18-200.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease in the Division's indirect cost assessment.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## OFFICE OF THE UTILITY CONSUMER ADVOCATE

The Office of the Utility Consumer Advocate represents the public interest and the specific interests of residential, small business, and agricultural consumers in rate and rulemaking cases before the Public Utilities Commission, federal agencies, and the courts. The Division is slated for repeal on September 1, 2028.

OFFICE OF THE UTILITY CONSUMER ADVOCATE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$1,035,075	\$0	\$1,035,075	\$0	\$0	7.0
<b>TOTAL</b>	<b>\$1,035,075</b>	<b>\$0</b>	<b>\$1,035,075</b>	<b>\$0</b>	<b>\$0</b>	<b>7.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$1,035,075	\$0	\$1,035,075	\$0	\$0	7.0
Indirect cost assessment	503	0	503	0	0	0.0
Centrally appropriated line items	1	0	1	0	0	0.0
<b>SB 21-205</b>	<b>\$1,035,579</b>	<b>\$0</b>	<b>\$1,035,579</b>	<b>\$0</b>	<b>\$0</b>	<b>7.0</b>
SB 21-103	294,431	0	294,431	0	0	3.2
<b>TOTAL</b>	<b>\$1,330,010</b>	<b>\$0</b>	<b>\$1,330,010</b>	<b>\$0</b>	<b>\$0</b>	<b>10.2</b>
<b>INCREASE/(DECREASE)</b>	\$294,935	\$0	\$294,935	\$0	\$0	3.2
Percentage Change	28.5%	n/a	28.5%	n/a	n/a	45.7%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Division’s indirect cost assessment.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes an adjustment to the amount contributed by the Division to the PERA unfunded liability as a result of SB 18-200.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

### DIVISION OF FINANCIAL SERVICES

The Division of Financial Services examines and supervises state-chartered credit unions and state-chartered savings and loan associations, enforces the Savings and Loan Public Deposit Protection Act, and regulates certain financial activities of life care institutions. The Division is slated for repeal on September 1, 2024.

DIVISION OF FINANCIAL SERVICES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$1,782,426	\$0	\$1,782,426	\$0	\$0	15.6
<b>TOTAL</b>	<b>\$1,782,426</b>	<b>\$0</b>	<b>\$1,782,426</b>	<b>\$0</b>	<b>\$0</b>	<b>15.6</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$1,782,426	\$0	\$1,782,426	\$0	\$0	15.6
Indirect cost assessment	1,122	0	1,122	0	0	0.0
Centrally appropriated line items	5	0	5	0	0	0.0
<b>SB 21-205</b>	<b>\$1,783,553</b>	<b>\$0</b>	<b>\$1,783,553</b>	<b>\$0</b>	<b>\$0</b>	<b>15.6</b>
<b>TOTAL</b>	<b>\$1,783,553</b>	<b>\$0</b>	<b>\$1,783,553</b>	<b>\$0</b>	<b>\$0</b>	<b>15.6</b>
INCREASE/(DECREASE)						
Percentage Change	0.1%	n/a	0.1%	n/a	n/a	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Division’s indirect cost assessment.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes an adjustment to the amount contributed by the Division to the PERA unfunded liability as a result of SB 18-200.

### DIVISION OF INSURANCE

The Division of Insurance regulates companies and agents providing health insurance, property and liability insurance (homeowners and automobile), life insurance, and title insurance. The Division is slated for repeal on September 1, 2030.

DIVISION OF INSURANCE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$9,763,914	\$0	\$9,193,088	\$0	\$570,826	92.0
HB 20-1061	13,347	0	13,347	0	0	0.2
HB 20-1158	3,337	0	3,337	0	0	0.1

DIVISION OF INSURANCE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>TOTAL</b>	<b>\$9,780,598</b>	<b>\$0</b>	<b>\$9,209,772</b>	<b>\$0</b>	<b>\$570,826</b>	<b>92.3</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$9,780,598	\$0	\$9,209,772	\$0	\$570,826	92.3
Indirect cost assessment	55,400	0	56,106	0	(706)	0.0
Annualize prior year legislation and budget actions	3,336	0	3,336	0	0	0.0
Centrally appropriated line items	24	0	24	0	0	0.0
<b>SB 21-205</b>	<b>\$9,839,358</b>	<b>\$0</b>	<b>\$9,269,238</b>	<b>\$0</b>	<b>\$570,120</b>	<b>92.3</b>
SB 21-016	13,353	0	13,353	0	0	0.2
SB 21-063	13,352	0	13,352	0	0	0.2
SB 21-126	31,237	0	31,237	0	0	0.4
SB 21-175	347,947	0	347,947	0	0	3.0
HB 21-1013	10,729	0	10,729	0	0	0.2
HB 21-1068	26,353	0	26,353	0	0	0.2
HB 21-1140	13,353	0	13,353	0	0	0.2
HB 21-1232	1,196,957	0	1,196,957	0	0	5.4
HB 21-1276	13,000	0	13,000	0	0	0.0
<b>TOTAL</b>	<b>\$11,505,639</b>	<b>\$0</b>	<b>\$10,935,519</b>	<b>\$0</b>	<b>\$570,120</b>	<b>102.1</b>
<b>INCREASE/(DECREASE)</b>	<b>\$1,725,041</b>	<b>\$0</b>	<b>\$1,725,747</b>	<b>\$0</b>	<b>(\$706)</b>	<b>9.8</b>
Percentage Change	17.6%	n/a	18.7%	n/a	(0.1%)	10.6%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Division’s indirect cost assessment.

**ANNUALIZE PRIOR YEAR LEGISLATION AND BUDGET ACTIONS:** The appropriation includes an increase of \$3,336 cash funds as part of the annualization of HB 20-1158.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes an adjustment to the amount contributed by the Division to the PERA unfunded liability as a result of SB 18-200.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## PUBLIC UTILITIES COMMISSION

The Public Utilities Commission regulates investor-owned electric, natural gas, telecommunications, private water utilities, and motor vehicle carriers for hire. The Division is slated for repeal on September 1, 2026.

PUBLIC UTILITIES COMMISSION						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$16,724,079	\$0	\$16,683,512	\$0	\$40,567	104.3
SB 20-030	16,545	0	16,545	0	0	0.2
SB 20-118	(20,918)	0	(20,918)	0	0	(0.5)
HB 20-1293	83,247	0	83,247	0	0	0.9
<b>TOTAL</b>	<b>\$16,802,953</b>	<b>\$0</b>	<b>\$16,762,386</b>	<b>\$0</b>	<b>\$40,567</b>	<b>104.9</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$16,802,953	\$0	\$16,762,386	\$0	\$40,567	104.9
Indirect cost assessment	1,594	0	2,356	0	(762)	0.0

PUBLIC UTILITIES COMMISSION						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Centrally appropriated line items	39	0	39	0	0	0.0
Annualize prior year legislation and budget actions	(257,553)	0	(257,553)	0	0	(1.1)
<b>SB 21-205</b>	<b>\$16,547,033</b>	<b>\$0</b>	<b>\$16,507,228</b>	<b>\$0</b>	<b>\$39,805</b>	<b>103.8</b>
SB 21-108	370,278	370,278	0	0	0	3.7
SB 21-115	250,000	0	250,000	0	0	0.0
SB 21-246	168,448	0	168,448	0	0	1.6
SB 21-261	91,488	0	91,488	0	0	1.0
SB 21-264	92,482	0	92,482	0	0	1.0
SB 21-272	499,990	(418,679)	918,669	0	0	0.0
HB 21-1201	259,251	0	259,251	0	0	3.0
HB 21-1269	48,391	48,391	0	0	0	0.5
HB 21-1283	20,029	0	20,029	0	0	0.3
<b>TOTAL</b>	<b>\$18,347,390</b>	<b>(\$10)</b>	<b>\$18,307,595</b>	<b>\$0</b>	<b>\$39,805</b>	<b>114.9</b>
<b>INCREASE/(DECREASE)</b>	<b>\$1,544,437</b>	<b>(\$10)</b>	<b>\$1,545,209</b>	<b>\$0</b>	<b>(\$762)</b>	<b>10.0</b>
Percentage Change	9.2%	0.0%	9.2%	0.0%	(1.9%)	9.5%

<sup>1</sup>The Public Utilities Commission's General Fund appropriation should be \$0, however this table shows (\$10) due to a technical error in the appropriation clause of S.B. 21-272 that reduced the General Fund appropriation from H.B. 21-1269 by ten dollars too much.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Division's indirect cost assessment.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes an adjustment to the amount contributed by the Division to the PERA unfunded liability as a result of SB 18-200.

**ANNUALIZE PRIOR YEAR LEGISLATION AND BUDGET ACTIONS:** The appropriation includes the out-year impacts of prior year budget actions and legislation, as detailed in the following table.

ANNUALIZE PRIOR YEAR LEGISLATION AND BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1293 Emergency phone charge	\$829	\$0	\$829	\$0	\$0	0.1
FY 20-21 Remove Talking Book Library appropriation	(200,000)	0	(200,000)	0	0	0.0
SB20-118 Hazardous mats transport	(41,837)	0	(41,837)	0	0	(1.0)
SB 20-030 Consumer prot util customers	(16,545)	0	(16,545)	0	0	(0.2)
<b>TOTAL</b>	<b>(\$257,553)</b>	<b>\$0</b>	<b>(\$257,553)</b>	<b>\$0</b>	<b>\$0</b>	<b>(1.1)</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## DIVISION OF REAL ESTATE

The Division of Real Estate licenses real estate agents, appraisers, and mortgage loan originators and registers mortgage companies and homeowners associations. The Division is slated for repeal on September 1, 2026.

DIVISION OF REAL ESTATE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$4,907,102	\$0	\$4,907,102	\$0	\$0	48.9
<b>TOTAL</b>	<b>\$4,907,102</b>	<b>\$0</b>	<b>\$4,907,102</b>	<b>\$0</b>	<b>\$0</b>	<b>48.9</b>

DIVISION OF REAL ESTATE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$4,907,102	\$0	\$4,907,102	\$0	\$0	48.9
Centrally appropriated line items	25,928	0	25,928	0	0	0.0
Indirect cost assessment	3,517	0	3,517	0	0	0.0
<b>SB 21-205</b>	<b>\$4,936,547</b>	<b>\$0</b>	<b>\$4,936,547</b>	<b>\$0</b>	<b>\$0</b>	<b>48.9</b>
<b>TOTAL</b>	<b>\$4,936,547</b>	<b>\$0</b>	<b>\$4,936,547</b>	<b>\$0</b>	<b>\$0</b>	<b>48.9</b>
<b>INCREASE/(DECREASE)</b>	\$29,445	\$0	\$29,445	\$0	\$0	0.0
Percentage Change	0.6%	n/a	0.6%	n/a	n/a	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments related to centrally appropriated line items as detailed in the following table:

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Legal services	\$25,914	\$0	\$25,914	\$0	\$0	0.0
SB18-200 PERA unfunded liability	14	0	14	0	0	0.0
<b>TOTAL</b>	<b>\$25,928</b>	<b>\$0</b>	<b>\$25,928</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Division's indirect cost assessment.

## DIVISION OF PROFESSIONS AND OCCUPATIONS

The Division of Professions and Occupations regulates licensees in over 30 professions and occupations to ensure a basic level of competence to protect the public welfare. The professions and occupations regulated by this Division vary in repeal dates.

DIVISION OF PROFESSIONS AND OCCUPATIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$20,215,330	\$0	\$19,621,879	\$593,451	\$0	205.5
HB 20-1209	15,554	0	15,554	0	0	0.2
HB 20-1286	(11,252)	0	(11,252)	0	0	(0.2)
<b>TOTAL</b>	<b>\$20,219,632</b>	<b>\$0</b>	<b>\$19,626,181</b>	<b>\$593,451</b>	<b>\$0</b>	<b>205.5</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$20,219,632	\$0	\$19,626,181	\$593,451	\$0	205.5
Indirect cost assessment	21,157	0	21,157	0	0	0.0
Centrally appropriated line items	55	0	55	0	0	0.0
<b>SB 21-205</b>	<b>\$20,240,844</b>	<b>\$0</b>	<b>\$19,647,393</b>	<b>\$593,451</b>	<b>\$0</b>	<b>205.5</b>
SB 21-021	34,425	0	34,425	0	0	0.3
HB 21-1012	61,118	0	61,118	0	0	0.8
HB 21-1195	47,183	0	47,183	0	0	0.5
HB 21-1276	133,207	0	133,207	0	0	2.1
<b>TOTAL</b>	<b>\$20,516,777</b>	<b>\$0</b>	<b>\$19,923,326</b>	<b>\$593,451</b>	<b>\$0</b>	<b>209.2</b>
<b>INCREASE/(DECREASE)</b>	\$297,145	\$0	\$297,145	\$0	\$0	3.7
Percentage Change	1.5%	n/a	1.5%	0.0%	n/a	1.8%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Division’s indirect cost assessment.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes an adjustment to the amount contributed by the Division to the PERA unfunded liability as a result of SB 18-200.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

### DIVISION OF SECURITIES

The Division of Securities monitors the conduct of broker-dealers and sales representatives, investigates citizen complaints, and investigates indicators of investment fraud. The Division is slated for repeal on September 1, 2026.

DIVISION OF SECURITIES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$3,942,996	\$0	\$3,942,996	\$0	\$0	24.0
<b>TOTAL</b>	<b>\$3,942,996</b>	<b>\$0</b>	<b>\$3,942,996</b>	<b>\$0</b>	<b>\$0</b>	<b>24.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$3,942,996	\$0	\$3,942,996	\$0	\$0	24.0
Centrally appropriated line items	32,176	0	32,176	0	0	0.0
Indirect cost assessment	1,726	0	1,726	0	0	0.0
<b>SB 21-205</b>	<b>\$3,976,898</b>	<b>\$0</b>	<b>\$3,976,898</b>	<b>\$0</b>	<b>\$0</b>	<b>24.0</b>
<b>TOTAL</b>	<b>\$3,976,898</b>	<b>\$0</b>	<b>\$3,976,898</b>	<b>\$0</b>	<b>\$0</b>	<b>24.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$33,902</b>	<b>\$0</b>	<b>\$33,902</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
Percentage Change	0.9%	n/a	0.9%	n/a	n/a	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments related to centrally appropriated line items as detailed in the following table:

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Legal services	\$32,167	\$0	\$32,167	\$0	\$0	0.0
SB18-200 PERA unfunded liability	9	0	9	0	0	0.0
<b>TOTAL</b>	<b>\$32,176</b>	<b>\$0</b>	<b>\$32,176</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Division’s indirect cost assessment.

### DIVISION OF CONSERVATION

The Division of Conservation, in conjunction with the Conservation Easement Oversight Commission, certifies conservation easement holders and conservation easement tax credit certificates. The Division is slated for repeal on July 1, 2026.



DIVISION OF CONSERVATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$499,419	\$0	\$499,419	\$0	\$0	3.8
<b>TOTAL</b>	<b>\$499,419</b>	<b>\$0</b>	<b>\$499,419</b>	<b>\$0</b>	<b>\$0</b>	<b>3.8</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$499,419	\$0	\$499,419	\$0	\$0	3.8
Indirect cost assessment	274	0	274	0	0	0.0
<b>SB 21-205</b>	<b>\$499,693</b>	<b>\$0</b>	<b>\$499,693</b>	<b>\$0</b>	<b>\$0</b>	<b>3.8</b>
HB 21-1233	158,666	0	158,666	0	0	2.0
<b>TOTAL</b>	<b>\$658,359</b>	<b>\$0</b>	<b>\$658,359</b>	<b>\$0</b>	<b>\$0</b>	<b>5.8</b>
<b>INCREASE/(DECREASE)</b>	\$158,940	\$0	\$158,940	\$0	\$0	2.0
Percentage Change	31.8%	n/a	31.8%	n/a	n/a	52.6%

### FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Division’s indirect cost assessment.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

# Details

## DEPARTMENT OF REVENUE

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

DEPARTMENT OF REVENUE						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$408,507,576</b>	<b>\$119,422,328</b>	<b>\$281,140,152</b>	<b>\$6,908,583</b>	<b>\$1,036,513</b>	<b>1,595.2</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Executive Director's Office	84,016,130	35,812,989	41,948,001	6,070,759	184,381	172.3
Information Technology Division	4,853,386	1,209,976	3,643,410	0	0	0.0
Taxation Business Group	80,392,928	76,071,188	3,152,240	317,368	852,132	411.2
Division of Motor Vehicles	64,641,558	4,255,177	60,200,492	185,889	0	559.4
Specialized Business Group	70,541,320	2,072,998	68,133,755	334,567	0	350.2
State Lottery Division	104,062,254	0	104,062,254	0	0	102.1
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$405,987,406	\$118,141,241	\$279,898,954	\$6,910,698	\$1,036,513	1,573.7
SB 20-035 Kiosk prog provider services	112,500	0	112,500	0	0	0.0
SB 20-056 Surplus mil vehicles firefight	3,375	0	3,375	0	0	0.0
SB 20-218 CDPHE hazardous substance	39,769	39,769	0	0	0	0.0
HB 20-1001 Nicotine product regulation	2,391,262	0	2,391,262	0	0	18.9
HB 20-1153 CO Partnrshp Qual Jobs Act	26,479	0	26,479	0	0	0.0
HB 20-1293 Emerg teleph svc charge	18,930	0	18,930	0	0	0.0
HB 20-1379 Suspend PERA dir distrib	(2,143,176)	(829,713)	(1,311,348)	(2,115)	0	0.0
HB 20-1420 Adjust tax expend for SEF	49,002	49,002	0	0	0	0.0
SB 20B-001 COVID-19 relief small bus	1,891,775	1,891,775	0	0	0	0.0
HB 21-1002 Reduce income tax liability	130,254	130,254	0	0	0	2.6
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$429,718,882</b>	<b>\$141,512,775</b>	<b>\$278,671,581</b>	<b>\$8,469,940</b>	<b>\$1,064,586</b>	<b>1,626.2</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Executive Director's Office	75,467,496	31,842,780	35,888,346	7,523,916	212,454	178.3
Information Technology Division	0	0	0	0	0	0.0
Taxation Business Group	104,861,585	100,464,582	3,227,503	317,368	852,132	432.5
Division of Motor Vehicles	67,650,600	9,010,415	58,346,096	294,089	0	545.6
Specialized Business Group	68,403,997	194,998	67,874,432	334,567	0	367.7
State Lottery Division	113,335,204	0	113,335,204	0	0	102.1
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
SB 21-205 Long Bill	\$424,034,637	\$136,883,528	\$277,724,783	\$8,361,740	\$1,064,586	\$1,597.2
SB 21-055 Collection of state debts	50,625	50,625	0	0	0	0.0
SB 21-069 Lic plate exp on change owner	598,290	102,600	495,690	0	0	0.0
SB 21-076 Fund third party vehicle e-tran	1,631,792	1,631,792	0	0	0	6.9
SB 21-082 Alcohol beverage festival	511,210	0	511,210	0	0	6.2
SB 21-131 Protect personal info by State	300,986	300,986	0	0	0	0.0
SB 21-154 988 suicide prevention netwrk	74,566	74,566	0	0	0	0.0
SB 21-199 Remove barriers public opps	83,881	83,881	0	0	0	0.0
SB 21-249 Keep CO Wild annual pass	108,200	0	0	108,200	0	0.0
SB 21-253 Women vets disabili lic plate	5,481	0	5,481	0	0	0.0
SB 21-260 Sustainable transport system	1,104,661	1,082,480	22,181	0	0	5.3
SB 21-271 Misdemeanor reform	95,340	35,940	59,400	0	0	0.6

DEPARTMENT OF REVENUE						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 21-283 Cash fund solvency	(1,135,728)	0	(1,135,728)	0	0	0.0
HB 21-1002 Reduce income tax liability	96,905	96,905	0	0	0	0.7
HB 21-1014 Disability symbol ID	89,298	89,298	0	0	0	0.0
HB 21-1027 Contin alc bev takeout deliv	63,274	0	63,274	0	0	0.8
HB 21-1044 Wine lic incl noncontiguous	13,247	0	13,247	0	0	0.2
HB 21-1073 Support foster fam lic plate	14,145	0	14,145	0	0	0.0
HB 21-1128 Hospice palliative care lic pla	6,907	0	6,907	0	0	0.0
HB 21-1141 Electric vehicle license plate	91,636	0	91,636	0	0	0.0
HB 21-1145 Support pollinator lic plate	22,544	0	22,544	0	0	0.0
HB 21-1219 Nurses special license plate	17,490	0	17,490	0	0	0.0
HB 21-1233 Cons easemt tax cred mods	206,998	206,998	0	0	0	0.0
HB 21-1265 Qual retailer retain sales tax	101,600	101,600	0	0	0	0.0
HB 21-1301 Outdoor cannabis cultiv	279,194	0	279,194	0	0	1.9
HB 21-1311 Income tax	64,856	64,856	0	0	0	0.8
HB 21-1312 Ins prem prop sales sev tax	274,142	274,142	0	0	0	1.3
HB 21-1314 DOR action on documents	211,500	0	211,500	0	0	0.0
HB 21-1317 Reg marijuana concentrates	255,167	0	255,167	0	0	1.5
HB 21-1323 Special Olympics lic plate	13,460	0	13,460	0	0	0.0
HB 21-1327 State & local tax parity bus	432,578	432,578	0	0	0	2.8
<b>INCREASE/(DECREASE)</b>	<b>\$21,211,306</b>	<b>\$22,090,447</b>	<b>(\$2,468,571)</b>	<b>\$1,561,357</b>	<b>\$28,073</b>	<b>31.0</b>
Percentage Change	5.2%	18.5%	(0.9%)	22.6%	2.7%	1.9%

<sup>1</sup> Includes \$33,800,122 in FY 2020-21 and \$49,844,140 in FY 2021-22 that is not subject to the statutory restriction on state General Fund appropriations imposed by Section 24-75-201.1, C.R.S.

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the Department of Revenue are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$90,689,074	\$49,844,140	\$39,780,348	\$0	\$1,064,586

## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### EXECUTIVE DIRECTOR'S OFFICE

The Executive Director's Office includes a citizens' advocate, a public information officer, and the following units: Central Budget Office, Accounting and Financial Services, Internal Audit, Office of Human Resources, and Office of Research and Analysis. The Executive Director's Office section of the Long Bill includes centrally appropriated direct and indirect costs. Cash funds sources include various other division cash funds. The sources of reappropriated funds are primarily from indirect costs.

EXECUTIVE DIRECTOR'S OFFICE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$85,432,305	\$36,642,702	\$42,532,348	\$6,072,874	\$184,381	170.8
HB 20-1001	700,522	0	700,522	0	0	1.5
HB 20-1153	26,479	0	26,479	0	0	0.0
HB 20-1379	(2,143,176)	(829,713)	(1,311,348)	(2,115)	0	0.0
<b>TOTAL</b>	<b>\$84,016,130</b>	<b>\$35,812,989</b>	<b>\$41,948,001</b>	<b>\$6,070,759</b>	<b>\$184,381</b>	<b>172.3</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$84,016,130	\$35,812,989	\$41,948,001	\$6,070,759	\$184,381	172.3

EXECUTIVE DIRECTOR'S OFFICE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Annualize prior year budget actions	3,458,425	3,022,125	436,300	0	0	7.0
Annualize prior year legislation	2,655,712	844,235	1,809,358	2,115	4	2.0
Information Technology reorganization	1,245,942	839,428	406,514	0	0	0.0
Indirect cost assessment	50,438	(1,460,452)	50,438	1,460,452	0	0.0
Centrally appropriated line items	(15,988,576)	(7,262,981)	(8,744,254)	(9,410)	28,069	(5.0)
Saving from adopting virtual government	(749,976)	(558,353)	(191,623)	0	0	(5.0)
<b>SB 21-205</b>	<b>\$74,688,095</b>	<b>\$31,236,991</b>	<b>\$35,714,734</b>	<b>\$7,523,916</b>	<b>\$212,454</b>	<b>171.3</b>
SB 21-076	408,113	408,113	0	0	0	5.2
SB 21-082	46,004	0	46,004	0	0	0.0
SB 21-154	1,600	1,600	0	0	0	0.0
SB 21-260	109,135	109,135	0	0	0	1.8
HB 21-1002	4,608	4,608	0	0	0	0.0
HB 21-1014	30,000	30,000	0	0	0	0.0
HB 21-1233	47,853	47,853	0	0	0	0.0
HB 21-1265	1,600	1,600	0	0	0	0.0
HB 21-1301	31,902	0	31,902	0	0	0.0
HB 21-1311	1,280	1,280	0	0	0	0.0
HB 21-1317	95,706	0	95,706	0	0	0.0
HB 21-1327	1,600	1,600	0	0	0	0.0
<b>TOTAL</b>	<b>\$75,467,496</b>	<b>\$31,842,780</b>	<b>\$35,888,346</b>	<b>\$7,523,916</b>	<b>\$212,454</b>	<b>178.3</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$8,548,634)</b>	<b>(\$3,970,209)</b>	<b>(\$6,059,655)</b>	<b>\$1,453,157</b>	<b>\$28,073</b>	<b>6.0</b>
Percentage Change	(10.2%)	(11.1%)	(14.4%)	23.9%	15.2%	3.5%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes adjustments related to prior year budget actions.

ANNUALIZE PRIOR YEAR BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 GF HLD reduction	\$2,032,254	\$2,032,254	\$0	\$0	\$0	0.0
FY 19-20 GenTax support enhancements	896,656	889,551	7,105	0	0	7.0
FY 19-20 Leased space for 2019 special bills	498,960	100,320	398,640	0	0	0.0
FY 21-22 Driver's license documents	30,555	0	30,555	0	0	0.0
<b>TOTAL</b>	<b>\$3,458,425</b>	<b>\$3,022,125</b>	<b>\$436,300</b>	<b>\$0</b>	<b>\$0</b>	<b>7.0</b>

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments related to prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 Suspend PERA DD FY20-21	\$2,143,176	\$829,713	\$1,311,348	\$2,115	\$0	0.0
HB 20-1001 Nicotine product reg	316,788	0	316,788	0	0	0.8
HB 20-1153 Colorado Partnership	186,855	0	186,855	0	0	1.2
HB 20-1024 Net operating loss deduction	7,819	7,819	0	0	0	0.0
HB 20-1420 Adjust tax expenditures for State	4,608	4,608	0	0	0	0.0
HB 19-1159 Modify motor vehicle income tax	1,843	1,843	0	0	0	0.0
SB 18-200 PERA unfunded liability	618	252	362	0	4	0.0
HB 19-1230 Marijuana hospitality	(5,995)	0	(5,995)	0	0	0.0
<b>TOTAL</b>	<b>\$2,655,712</b>	<b>\$844,235</b>	<b>\$1,809,358</b>	<b>\$2,115</b>	<b>\$4</b>	<b>2.0</b>

**INFORMATION TECHNOLOGY REORGANIZATION:** The appropriation includes an increase of \$1.2 million total funds, including \$839,428 General Fund and \$406,514 cash funds from the relocation of budget items from the dissolution of the Information Technology Division.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the Division's indirect cost assessment and refinancing of General Fund in this division from indirect cost recoveries across the Department.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes adjustments to centrally appropriated line items for the following.

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Salary survey	\$3,213,596	\$1,282,289	\$1,908,289	\$1,516	\$21,502	0.0
Leased space	260,966	33,389	227,577	0	0	0.0
Payment to risk management / property	152,305	58,087	94,218	0	0	0.0
PERA direct distribution	113,221	89,629	8,982	(1,011)	15,621	0.0
Health, life, and dental	69,405	620,071	(545,095)	(5,063)	(508)	0.0
Annual fleet vehicle request	52,853	11,367	41,486	0	0	0.0
AIJ adjustment	11,365	0	11,365	0	0	0.0
Payments to OIT	(12,492,523)	(4,517,334)	(7,975,189)	0	0	0.0
DPA document management	(3,946,758)	(3,604,199)	(342,559)	0	0	(5.0)
Capitol Complex leased space	(1,414,343)	(527,136)	(887,207)	0	0	0.0
Legal services	(1,411,934)	(782,895)	(629,039)	0	0	0.0
CORE	(356,265)	(135,874)	(220,391)	0	0	0.0
Workers' compensation	(148,059)	(56,467)	(91,592)	0	0	0.0
AED	(30,007)	132,737	(156,192)	(2,383)	(4,169)	0.0
SAED	(30,007)	132,737	(156,192)	(2,383)	(4,169)	0.0
Shift differential	(21,892)	0	(21,892)	0	0	0.0
Short-term disability	(10,499)	618	(10,823)	(86)	(208)	0.0
<b>TOTAL</b>	<b>(\$15,988,576)</b>	<b>(\$7,262,981)</b>	<b>(\$8,744,254)</b>	<b>(\$9,410)</b>	<b>\$28,069</b>	<b>(5.0)</b>

**SAVING FROM ADOPTING VIRTUAL GOVERNMENT:** The appropriation includes a decrease of \$749,976 total funds, including a decrease of \$558,353 General Fund and \$191,623 cash funds, and a decrease of 5.0 FTE, related to the authorization for virtual tax-related administrative hearings.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## INFORMATION TECHNOLOGY DIVISION

The appropriations in the Information Technology Division historically provided funding for contract services and maintenance for information technology systems not maintained by the Governor's Office of Information Technology and the Driver License, Record, Identification, and Vehicle Enterprise Solution (DRIVES) System, formerly known as the Colorado State Titling and Registration System (CSTARS). All FTE in the Division were transferred to OIT as part of the Statewide consolidation in FY 2010-11. The appropriations supporting the services of those personnel were included in the Executive Director's Office centrally appropriated line items.

The General Assembly approved a request for the dissolution of the Information Technology Division in the FY 2021-22 Long Bill. Budget items in this Division were relocated to Administration and Support Subdivision of the Executive Director's Office and the newly created County Support Services subdivision of the Division of Motor Vehicles.

INFORMATION TECHNOLOGY DIVISION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$4,853,386	\$1,209,976	\$3,643,410	\$0	\$0	0.0
<b>TOTAL</b>	<b>\$4,853,386</b>	<b>\$1,209,976</b>	<b>\$3,643,410</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

INFORMATION TECHNOLOGY DIVISION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$4,853,386	\$1,209,976	\$3,643,410	\$0	\$0	0.0
Information Technology reorganization	(4,853,386)	(1,209,976)	(3,643,410)	0	0	0.0
<b>SB 21-205</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
<b>TOTAL</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$4,853,386)</b>	<b>(\$1,209,976)</b>	<b>(\$3,643,410)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
Percentage Change	(100.0%)	(100.0%)	(100.0%)	0.0%	0.0%	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INFORMATION TECHNOLOGY REORGANIZATION:** The appropriation includes a decrease of \$4.9 million total funds, including \$1.2 million General Fund and \$3.6 million cash funds from cost savings measures and the relocation of budget items from the dissolution of the Information Technology Division.

## TAXATION BUSINESS GROUP

The Taxation Business Group administers, collects, and enforces business taxes, income taxes, severance taxes, estate and transfer taxes, special taxes, including gasoline, special fuel, aviation fuel, cigarette, tobacco, and liquor excise taxes, public utility assessments, and food service licensing fees. Sources of cash funds include the Private Letter Ruling Fund, the Aviation Fund, the Tobacco Tax Cash Fund, the Alternative Fuels Rebate Fund, the Highway Users Tax Fund (for the Fuel Tracking System), and the Mineral Audit Program. Sources of reappropriated funds include the Mineral Audit Program (federal funds), the State Board of Land Commissioners, and the Oil and Gas Conservation Commission.

The Mineral Audit Division audits oil, gas, and mineral rents and royalties; the mill levy from oil and gas production; and severance taxes from federal, state, and private lands. It receives funding from the U.S. Department of the Interior under a cooperative agreement for delegated authority to audit federal minerals production in Colorado. The Group manages the State's subsystem of the International Fuel Tracking System, which licenses fuel distributors, suppliers, importers, exporters and transporters, and collects fuel taxes for the Highway Users Tax Fund. The Group also administers the old age heat and fuel and property tax assistance grants, the cigarette tax rebate to local governments, and the Amendment 35 tobacco tax distribution to local governments of proceeds from the tobacco tax fund.

TAXATION BUSINESS GROUP						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$80,139,398	\$75,838,388	\$3,131,510	\$317,368	\$852,132	408.6
SB 20-218	39,769	39,769	0	0	0	0.0
HB 20-1001	1,800	0	1,800	0	0	0.0
HB 20-1293	18,930	0	18,930	0	0	0.0
HB 20-1420	49,002	49,002	0	0	0	0.0
SB 20B-001	13,775	13,775	0	0	0	0.0
HB 21-1002	130,254	130,254	0	0	0	2.6
<b>TOTAL</b>	<b>\$80,392,928</b>	<b>\$76,071,188</b>	<b>\$3,152,240</b>	<b>\$317,368</b>	<b>\$852,132</b>	<b>411.2</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$80,392,928	\$76,071,188	\$3,152,240	\$317,368	\$852,132	411.2
Technical adjustments	16,317,925	16,220,845	97,080	0	0	0.0
Centrally appropriated line items	4,103,782	4,103,782	0	0	0	0.0
Sales and use tax simplification support	2,169,705	2,169,705	0	0	0	4.6

TAXATION BUSINESS GROUP						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Annualize prior year legislation	358,093	380,823	(22,730)	0	0	6.7
Proposition EE funding	50,206	50,206	0	0	0	0.9
Indirect cost assessment	913	0	913	0	0	0.0
Budget savings Taxation Business Group	(420,722)	(420,722)	0	0	0	0.0
<b>SB 21-205</b>	<b>\$102,972,830</b>	<b>\$98,575,827</b>	<b>\$3,227,503</b>	<b>\$317,368</b>	<b>\$852,132</b>	<b>423.4</b>
SB 21-055	50,625	50,625	0	0	0	0.0
SB 21-154	72,966	72,966	0	0	0	0.0
SB 21-199	83,881	83,881	0	0	0	0.0
SB 21-260	561,145	561,145	0	0	0	3.5
HB 21-1002	92,297	92,297	0	0	0	0.7
HB 21-1233	159,145	159,145	0	0	0	0.0
HB 21-1265	100,000	100,000	0	0	0	0.0
HB 21-1311	63,576	63,576	0	0	0	0.8
HB 21-1312	274,142	274,142	0	0	0	1.3
HB 21-1327	430,978	430,978	0	0	0	2.8
<b>TOTAL</b>	<b>\$104,861,585</b>	<b>\$100,464,582</b>	<b>\$3,227,503</b>	<b>\$317,368</b>	<b>\$852,132</b>	<b>432.5</b>
<b>INCREASE/(DECREASE)</b>	<b>\$24,468,657</b>	<b>\$24,393,394</b>	<b>\$75,263</b>	<b>\$0</b>	<b>\$0</b>	<b>21.3</b>
Percentage Change	30.4%	32.1%	2.4%	0.0%	0.0%	5.2%

<sup>1</sup> Includes \$33,800,122 in FY 2020-21 and \$49,844,140 in FY 2021-22 that is not subject to the statutory restriction on state General Fund appropriations imposed by Section 24-75-201.1, C.R.S.

## FY 2020-21 APPROPRIATION - MID-YEAR ADJUSTMENTS

House Bill 21-1002 (Reduce income tax liability) modifies the FY 2019-20 appropriation to add \$130,254 General Fund and a corresponding 2.6 FTE to implement the act.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**TECHNICAL ADJUSTMENTS:** The appropriation includes adjustments resulting from the revenue forecast for cigarette and marijuana tax, General Fund, and Tobacco Tax Cash Fund distributions to local governments via statutory or constitutional formula, IT systems contract escalators, and refinancing adjustments.

TECHNICAL ADJUSTMENTS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Revenue forecast adjustment	\$16,146,492	\$16,044,018	\$102,474	\$0	\$0	0.0
GenTax (FAST Enterprises) contract escalator	171,433	171,433	0	0	0	0.0
Indirect-related refinancing	0	5,394	(5,394)	0	0	0.0
<b>TOTAL</b>	<b>\$16,317,925</b>	<b>\$16,220,845</b>	<b>\$97,080</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes an increase of \$4.1 million General Fund for centralized Document Management services provided by the Department of Personnel.

**SALES AND USE TAX SIMPLIFICATION SUPPORT:** The appropriation includes an increase of \$2.2 million General Fund and 4.6 FTE for ongoing support and maintenance of the Sales and Use Tax Simplification System (SUTS).

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments related to prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1420 Adjust tax expenditures for State	\$495,222	\$495,222	\$0	\$0	\$0	8.4
HB 19-1159 Modify motor vehicle income tax	49,635	49,635	0	0	0	0.9
HB 20-1236 Health care coverage	28,372	28,372	0	0	0	0.0

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1024 Net operating loss deduction	15,040	15,040	0	0	0	0.0
HB 21-1002 Reductions certain taxpayers income tax liability	(130,254)	(130,254)	0	0	0	(2.6)
SB 20-218 CDPHE hazardous substance	(39,643)	(39,643)	0	0	0	0.0
HB 20-1293 Emergency telephone service	(18,930)	0	(18,930)	0	0	0.0
SB 20B-001 COVID-19 relief small & minority bus arts orgs	(13,775)	(13,775)	0	0	0	0.0
HB 18-1208 Expand childcare income tax credit	(11,040)	(11,040)	0	0	0	0.0
HB 18-1267 Income tax credit retrofitting	(6,444)	(6,444)	0	0	0	0.0
HB 18-1202 Income tax credit organ donation	(6,290)	(6,290)	0	0	0	0.0
HB 19-1230 Marijuana hospitality	(2,000)	0	(2,000)	0	0	0.0
HB 20-1001 Nicotine product regulation	(1,800)	0	(1,800)	0	0	0.0
<b>TOTAL</b>	<b>\$358,093</b>	<b>\$380,823</b>	<b>(\$22,730)</b>	<b>\$0</b>	<b>\$0</b>	<b>6.7</b>

**PROPOSITION EE FUNDING:** The appropriation includes an increase of \$50,206 General Fund and 0.9 FTE for one Tax Examiner I position to manage policy changes related to Proposition EE – Taxes on Nicotine Products.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the division's indirect cost assessment.

**BUDGET SAVINGS TAXATION BUSINESS GROUP:** The appropriation includes a decrease of \$420,722 General Fund. This item comprises a reorganization and consolidation of two subdivisions, Taxation and Compliance and Taxpayer Services, into a single, Taxation Services subdivision. The savings reflect cost reductions related to the GenTax system that include a one-time forbearance of the annual inflationary contract escalator.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## DIVISION OF MOTOR VEHICLES

This division is responsible for licensing drivers and issuing driver's licenses and state identification cards; maintaining driver records and administering driver sanctions; titling and registering motor vehicles; regulating commercial driving schools; enforcing the State's emissions program; administering the Motorist Insurance Identification Database Program; and assisting first time drunk driving offenders in obtaining ignition interlock devices required for those offenders to drive motor vehicles.

Major sources of cash funds are the Licensing Services Cash Fund and the License Plate Cash Fund. Other cash funds sources include the Highway Users Tax Fund, and subaccounts of the Highway Users Tax Fund including: the Colorado DRIVES Vehicle Services Account, the Automotive Inspections and Readjustment (AIR) Account, and the Driver's License Administrative Revocation Account.

DIVISION OF MOTOR VEHICLES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$64,525,683	\$4,255,177	\$60,084,617	\$185,889	\$0	559.4
SB 20-035	112,500	0	112,500	0	0	0.0
SB 20-056	3,375	0	3,375	0	0	0.0
<b>TOTAL</b>	<b>\$64,641,558</b>	<b>\$4,255,177</b>	<b>\$60,200,492</b>	<b>\$185,889</b>	<b>\$0</b>	<b>559.4</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$64,641,558	\$4,255,177	\$60,200,492	\$185,889	\$0	559.4
Information Technology reorganization	2,903,965	0	2,903,965	0	0	0.0
DMV digital transformation	2,520,072	2,520,072	0	0	0	0.0
Indirect cost assessment	658,659	0	658,659	0	0	0.0
Annualize prior year budget actions	377,797	0	377,797	0	0	0.0



DIVISION OF MOTOR VEHICLES						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Technical adjustments	124,800	100,463	24,337	0	0	0.0
Realign DMV spending	(6,631,401)	0	(6,631,401)	0	0	(16.1)
Annualize prior year legislation	(148,187)	0	(148,187)	0	0	0.0
<b>SB 21-205</b>	<b>\$64,447,263</b>	<b>\$6,875,712</b>	<b>\$57,385,662</b>	<b>\$185,889</b>	<b>\$0</b>	<b>543.3</b>
SB 21-069	598,290	102,600	495,690	0	0	0.0
SB 21-076	1,223,679	1,223,679	0	0	0	1.7
SB 21-131	300,986	300,986	0	0	0	0.0
SB 21-249	108,200	0	0	108,200	0	0.0
SB 21-253	5,481	0	5,481	0	0	0.0
SB 21-260	434,381	412,200	22,181	0	0	0.0
SB 21-271	95,340	35,940	59,400	0	0	0.6
HB 21-1014	59,298	59,298	0	0	0	0.0
HB 21-1024	0	0	0	0	0	0.0
HB 21-1073	14,145	0	14,145	0	0	0.0
HB 21-1128	6,907	0	6,907	0	0	0.0
HB 21-1141	91,636	0	91,636	0	0	0.0
HB 21-1145	22,544	0	22,544	0	0	0.0
HB 21-1219	17,490	0	17,490	0	0	0.0
HB 21-1254	0	0	0	0	0	0.0
HB 21-1314	211,500	0	211,500	0	0	0.0
HB 21-1323	13,460	0	13,460	0	0	0.0
<b>TOTAL</b>	<b>\$67,650,600</b>	<b>\$9,010,415</b>	<b>\$58,346,096</b>	<b>\$294,089</b>	<b>\$0</b>	<b>545.6</b>
<b>INCREASE/(DECREASE)</b>	<b>\$3,009,042</b>	<b>\$4,755,238</b>	<b>(\$1,854,396)</b>	<b>\$108,200</b>	<b>\$0</b>	<b>(13.8)</b>
Percentage Change	4.7%	111.8%	(3.1%)	58.2%	n/a	(2.5%)

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INFORMATION TECHNOLOGY REORGANIZATION:** The appropriation includes an increase of \$2.9 million cash funds from the relocation of budget items from the dissolution of the Information Technology Division.

**DMV DIGITAL TRANSFORMATION:** The appropriation includes a one-time increase of \$2.5 million General Fund to support the DMV's digital expansion. The initiative includes expanding self-service kiosks to include new transaction types, creation of cloud-based virtual call centers with artificial intelligence technology, a statewide marketing campaign to promote online services, and establishment of mobile driver's license offices to reach residents with limited mobility and in remote areas.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the division's indirect cost assessment.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes an increase of \$377,797 cash funds related to the FY 2019-20 R4 driver's license documents budget item.

**TECHNICAL ADJUSTMENTS:** The appropriation includes an increase of \$124,800 cash funds for an IT systems contract escalator with FAST Enterprises and an increase of \$100,463 General Fund and equivalent decrease in cash funds for an indirect cost recovery refinancing.

**REALIGN DMV SPENDING:** The appropriation includes a permanent reduction of \$6.6 million cash funds and an associated 16.1 FTE within the DMV. Over two-thirds of this reduction, about \$4.5 million, is to align spending authority for the Driver's License Documents and License Plate Ordering line items with available revenue. The remaining reductions are related to personnel changes to address the effects of the COVID-19 pandemic and respond to changing demographics that will cause a long-term decrease in demand. The reductions will be implemented by eliminating vacant positions and transferring employees to alternate locations or positions where necessary.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments related to the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
SB 20-035 Kiosk program provider	(\$112,500)	\$0	(\$112,500)	\$0	\$0	0.0
HB 19-1255 Mesa Verde license plate	(32,312)	0	(32,312)	0	0	0.0
SB 20-056 Surplus military vehicles	(3,375)	0	(3,375)	0	0	0.0
<b>TOTAL</b>	<b>(\$148,187)</b>	<b>\$0</b>	<b>(\$148,187)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## SPECIALIZED BUSINESS GROUP

This division regulates the limited gaming and sports betting industries; regulates horse and dog racing events; enforces the State's liquor, tobacco, and marijuana regulations; licenses liquor retailers, wholesalers, and manufacturers, and medical and retail marijuana retailers, manufacturers and cultivators; regulates the motor vehicles sales industry; and manages adjudication hearings related to drivers' licenses, certain racing licenses, and some tax disputes. Major sources of cash funds include the Limited Gaming Fund, the Auto Dealers License Fund, the Liquor Enforcement Division and State Licensing Authority Cash Fund, the Medical Marijuana License Cash Fund, the Racing Cash Fund, the Horse Breeders' and Owners' Awards and Supplemental Purse Fund, the Driver's License Administrative Revocation Account, and the Tobacco Education Programs Fund. The source of reappropriated funds is the Limited Gaming Fund.

SPECIALIZED BUSINESS GROUP						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$66,974,380	\$194,998	\$66,444,815	\$334,567	\$0	332.8
HB 20-1001	1,688,940	0	1,688,940	0	0	17.4
SB 20B-001	1,878,000	1,878,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$70,541,320</b>	<b>\$2,072,998</b>	<b>\$68,133,755</b>	<b>\$334,567</b>	<b>\$0</b>	<b>350.2</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$70,541,320	\$2,072,998	\$68,133,755	\$334,567	\$0	350.2
Indirect cost assessment	680,335	0	680,335	0	0	0.0
Annualize prior year legislation	(1,616,939)	(1,878,000)	261,061	0	0	6.9
Realign spending Specialized Bus Group	(1,013,471)	0	(1,013,471)	0	0	0.0
<b>SB 21-205</b>	<b>\$68,591,245</b>	<b>\$194,998</b>	<b>\$68,061,680</b>	<b>\$334,567</b>	<b>\$0</b>	<b>357.1</b>
SB 21-082	465,206	0	465,206	0	0	6.2
SB 21-283	(1,135,728)	0	(1,135,728)	0	0	0.0
HB 21-1027	63,274	0	63,274	0	0	0.8
HB 21-1044	13,247	0	13,247	0	0	0.2
HB 21-1301	247,292	0	247,292	0	0	1.9
HB 21-1317	159,461	0	159,461	0	0	1.5
<b>TOTAL</b>	<b>\$68,403,997</b>	<b>\$194,998</b>	<b>\$67,874,432</b>	<b>\$334,567</b>	<b>\$0</b>	<b>367.7</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$2,137,323)</b>	<b>(\$1,878,000)</b>	<b>(\$259,323)</b>	<b>\$0</b>	<b>\$0</b>	<b>17.5</b>
Percentage Change	(3.0%)	(90.6%)	(0.4%)	0.0%	n/a	5.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the division's indirect cost assessment.

**ANNUALIZE PRIOR YEAR LEGISLATION:** The appropriation includes adjustments related to the out-year impact of prior year legislation.

ANNUALIZE PRIOR YEAR LEGISLATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 19-1230 Marijuana hospitality	\$325,053	\$0	\$325,053	\$0	\$0	5.3
SB 20B-001 COVID-19 relief small & minority bus arts orgs	(1,878,000)	(1,878,000)	0	0	0	0.0
HB 20-1001 Nicotine product regulation	(63,992)	0	(63,992)	0	0	1.6
<b>TOTAL</b>	<b>(\$1,616,939)</b>	<b>(\$1,878,000)</b>	<b>\$261,061</b>	<b>\$0</b>	<b>\$0</b>	<b>6.9</b>

**REALIGN SPENDING SPECIALIZED BUS GROUP:** The appropriation includes a reduction of \$1.0 million cash funds from savings originating in the Specialized Business Group. The majority of the reduction is from spending reductions in the Liquor Enforcement Division (LED) and Marijuana Enforcement Division (MED), with small reductions in the Division of Racing Events and Auto Industry Division.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## STATE LOTTERY DIVISION

The State Lottery Division regulates and administers the State Lottery. It is an enterprise under the provisions of Section 20 of Article X of the Colorado Constitution (the Taxpayer's Bill of Rights). Expenditures are paid from the State Lottery Fund and appropriated as cash funds. The Lottery's direct costs for centrally appropriated items are shown in consolidated budget lines within the Executive Director's Office. Proceeds from the Lottery are distributed to: the Conservation Trust Fund for parks, recreation, and open space purposes; the Division of Parks and Wildlife in the Department of Natural Resources for the acquisition, development, and improvement of state parks, recreation areas, and recreational trails; Great Outdoors Colorado; and public school capital improvements.

STATE LOTTERY DIVISION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$104,062,254	\$0	\$104,062,254	\$0	\$0	102.1
<b>TOTAL</b>	<b>\$104,062,254</b>	<b>\$0</b>	<b>\$104,062,254</b>	<b>\$0</b>	<b>\$0</b>	<b>102.1</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$104,062,254	\$0	\$104,062,254	\$0	\$0	102.1
Lottery vendor changes	9,202,843	0	9,202,843	0	0	0.0
Indirect cost assessment	70,107	0	70,107	0	0	0.0
<b>SB 21-205</b>	<b>\$113,335,204</b>	<b>\$0</b>	<b>\$113,335,204</b>	<b>\$0</b>	<b>\$0</b>	<b>102.1</b>
<b>TOTAL</b>	<b>\$113,335,204</b>	<b>\$0</b>	<b>\$113,335,204</b>	<b>\$0</b>	<b>\$0</b>	<b>102.1</b>
<b>INCREASE/(DECREASE)</b>	<b>\$9,272,950</b>		<b>\$9,272,950</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
Percentage Change	8.9%	0.0%	8.9%	0.0%	0.0%	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**LOTTERY VENDOR CHANGES:** The appropriation includes \$9.2 million cash funds from the Lottery Fund to allow the Lottery to convert to a variable cost, incentive based contract with its scratch ticket vendor. This change is anticipated to increase proceeds to Lottery beneficiaries by \$2.8 million in FY 2021-22.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net increase in the division's indirect cost assessment.

# Details

## DEPARTMENT OF STATE

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

DEPARTMENT OF STATE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$31,103,181</b>	<b>\$0</b>	<b>\$31,103,181</b>	<b>\$0</b>	<b>\$0</b>	<b>147.0</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Administration Division	11,018,743	0	11,018,743	0	0	21.1
Information Technology Division	9,266,683	0	9,266,683	0	0	46.0
Elections Division	7,284,966	0	7,284,966	0	0	39.7
Business and Licensing Division	3,532,789	0	3,532,789	0	0	40.2
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$31,215,705	\$0	\$31,215,705	\$0	\$0	145.9
SB 20-096 Remote notaries protect privacy	132,795	0	132,795	0	0	1.1
HB 20-1379 Suspend DD to PERA	(245,319)	0	(245,319)	0	0	0.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$33,198,403</b>	<b>\$271,360</b>	<b>\$32,927,043</b>	<b>\$0</b>	<b>\$0</b>	<b>147.2</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Administration Division	10,943,007	0	10,943,007	0	0	21.1
Information Technology Division	9,966,938	271,360	9,695,578	0	0	46.0
Elections Division	8,747,307	0	8,747,307	0	0	39.7
Business and Licensing Division	3,541,151	0	3,541,151	0	0	40.4
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
SB 21-205 Long Bill	\$32,664,385	\$271,360	\$32,393,025	\$0	\$0	146.5
SB 21-250 Elections and voting	306,500	0	306,500	0	0	0.0
HB 21-1011 Multilingual ballot access	82,800	0	82,800	0	0	0.0
HB 21-1230 User-friendly internet rules	108,718	0	108,718	0	0	0.7
HB 21-1321 Voter transparency ballots	36,000	0	36,000	0	0	0.0
<b>INCREASE/(DECREASE)</b>	<b>\$2,095,222</b>	<b>\$271,360</b>	<b>\$1,823,862</b>	<b>\$0</b>	<b>\$0</b>	<b>0.2</b>
Percentage Change	6.7%	n/a	5.9%	n/a	n/a	0.1%

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the Department of State are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$2,232,375	\$0	\$2,232,375	\$0	\$0

## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### ADMINISTRATION DIVISION

The Administration Division provides general oversight and administrative support services for all divisions in the Department, including budgeting, human resources services, and public outreach. This division is entirely supported by the Department of State Cash Fund, which primarily consists of revenue from fees collected from businesses and other non-profits when filing required annual reporting documents. The Department of State has been cash funded for more than 30 years; however, as a result of S.B. 17-305 (Primary Election Clean-up), the Department periodically receives General Fund to reimburse counties for the preparation and conduct of presidential primary elections.

ADMINISTRATION DIVISION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$11,264,062	\$0	\$11,264,062	\$0	\$0	21.1
HB 20-1379	(245,319)	0	(245,319)	0	0	0.0
<b>TOTAL</b>	<b>\$11,018,743</b>	<b>\$0</b>	<b>\$11,018,743</b>	<b>\$0</b>	<b>\$0</b>	<b>21.1</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$11,018,743	\$0	\$11,018,743	\$0	\$0	21.1
Centrally appropriated line items	1,360,987	0	1,360,987	0	0	0.0
Annualize prior year legislation and budget actions	245,319	0	245,319	0	0	0.0
Technical adjustments	(1,632,367)	0	(1,632,367)	0	0	0.0
Indirect cost assessment	(49,675)	0	(49,675)	0	0	0.0
<b>SB 21-205</b>	<b>\$10,943,007</b>	<b>\$0</b>	<b>\$10,943,007</b>	<b>\$0</b>	<b>\$0</b>	<b>21.1</b>
<b>TOTAL</b>	<b>\$10,943,007</b>	<b>\$0</b>	<b>\$10,943,007</b>	<b>\$0</b>	<b>\$0</b>	<b>21.1</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$75,736)</b>		<b>(\$75,736)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
Percentage Change	(0.7%)	n/a	(0.7%)	n/a	n/a	0.0%

### FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes the following adjustments to centrally appropriated line items:

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Salary survey	\$406,979	\$0	\$406,979	\$0	\$0	0.0
Legal services	387,531	0	387,531	0	0	0.0
Leased space	170,000	0	170,000	0	0	0.0
Health, life, and dental	145,730	0	145,730	0	0	0.0
Payments to OIT	70,987	0	70,987	0	0	0.0
Payment to risk management / property funds	60,301	0	60,301	0	0	0.0
AED	49,890	0	49,890	0	0	0.0
SAED	49,890	0	49,890	0	0	0.0
PERA Direct Distribution	10,472	0	10,472	0	0	0.0
Workers' compensation	9,966	0	9,966	0	0	0.0
Vehicle lease payments	4,204	0	4,204	0	0	0.0
Short-term disability	728	0	728	0	0	0.0
CORE	(4,845)	0	(4,845)	0	0	0.0
ALJ	(846)	0	(846)	0	0	0.0
<b>TOTAL</b>	<b>\$1,360,987</b>	<b>\$0</b>	<b>\$1,360,987</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**ANNUALIZE PRIOR YEAR LEGISLATION AND BUDGET ACTIONS:** The appropriation includes an increase of \$245,319 cash funds for the annualization of the PERA direct distribution suspension as a result of H.B. 20-1379 (Suspend PERA DD).

**TECHNICAL ADJUSTMENTS:** The appropriation includes a decrease of \$1,632,367 cash funds from the Electronic Recording Technology Board Fund to reflect the Electronic Recording Technology Board's adjusted balance. These funds are shown for informational purposes and are continuously appropriated pursuant to Section 24-21-404 (1)(a), C.R.S.

**INDIRECT COST ASSESSMENT:** The appropriation includes a net decrease of \$49,675 cash funds to the division's indirect cost assessment.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## INFORMATION TECHNOLOGY DIVISION

Information Technology (IT) Division provides technical and project management services, systems development, and support for information technology systems in the Department, including: (1) web-based search and filing services used by the Business and Licensing Division to process over 2,500 web-based transactions daily; and (2) the statewide voter registration and election management system (SCORE). The IT Division is also responsible for ensuring the Department's compliance with the Colorado Information Security Act. Funding for this division is provided primarily by the Department of State Cash Fund, however, S.B. 19-235 (Automatic Voter Registration) appropriates General Fund to the Division for ongoing voter registration efforts.

INFORMATION TECHNOLOGY DIVISION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$9,199,483	\$0	\$9,199,483	\$0	\$0	46.0
SB 20-096	67,200	0	67,200	0	0	0.0
<b>TOTAL</b>	<b>\$9,266,683</b>	<b>\$0</b>	<b>\$9,266,683</b>	<b>\$0</b>	<b>\$0</b>	<b>46.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$9,266,683	\$0	\$9,266,683	\$0	\$0	46.0
General Fund appropriation for SB19-235	271,360	271,360	0	0	0	0.0
Annualize prior year legislation and budget actions	(67,200)	0	(67,200)	0	0	0.0
<b>SB 21-205</b>	<b>\$9,470,843</b>	<b>\$271,360</b>	<b>\$9,199,483</b>	<b>\$0</b>	<b>\$0</b>	<b>46.0</b>
SB 21-250	306,500	0	306,500	0	0	0.0
HB 21-1011	82,800	0	82,800	0	0	0.0
HB 21-1230	70,795	0	70,795	0	0	0.0
HB 21-1321	36,000	0	36,000	0	0	0.0
<b>TOTAL</b>	<b>\$9,966,938</b>	<b>\$271,360</b>	<b>\$9,695,578</b>	<b>\$0</b>	<b>\$0</b>	<b>46.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$700,255</b>	<b>\$271,360</b>	<b>\$428,895</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
Percentage Change	7.6%	n/a	4.6%	n/a	n/a	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**GENERAL FUND APPROPRIATION FOR SB 19-235:** The appropriation includes an increase of \$271,360 General Fund to the Department of State Cash Fund for FY 2021-22 to be used to further enhance the statewide voter registration and election management system (SCORE) to allow for automatic voter registration of Medicaid applicants.

**ANNUALIZE PRIOR YEAR LEGISLATION AND BUDGET ACTIONS:** The appropriation includes a decrease of \$67,200 cash funds for the annualization of S.B. 19-096, which provided one-time funding to authorize notaries public to notarize remotely.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## ELECTIONS DIVISION

The Elections Division administers statewide statutory and constitutional provisions that relate to elections, including the administration of the initiative and referendum process. This includes supervising primary, general, and congressional vacancy elections; maintaining the statewide voter registration database; authorizing official recounts for federal, state, and district elections; and administering the Fair Campaign Practices Act. The Elections Division also helps the Secretary of State supervise the 64 county clerks in the execution of their statutory responsibilities relating to voter registration and elections. Additionally, the Division administers the lobbyist program. This division is funded by the Department of State Cash Fund and the continuously-appropriated Federal Elections Assistance Fund, which was established to receive federal Help America Vote Act (HAVA) funding.

ELECTIONS DIVISION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$7,284,966	\$0	\$7,284,966	\$0	\$0	39.7
<b>TOTAL</b>	<b>\$7,284,966</b>	<b>\$0</b>	<b>\$7,284,966</b>	<b>\$0</b>	<b>\$0</b>	<b>39.7</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$7,284,966	\$0	\$7,284,966	\$0	\$0	39.7
2020 HAVA election security grant state match	1,426,773	0	1,426,773	0	0	0.0
Centrally appropriated line items	170,568	0	170,568	0	0	0.0
Annualize prior year legislation and budget actions	(135,000)	0	(135,000)	0	0	0.0
<b>SB 21-205</b>	<b>\$8,747,307</b>	<b>\$0</b>	<b>\$8,747,307</b>	<b>\$0</b>	<b>\$0</b>	<b>39.7</b>
<b>TOTAL</b>	<b>\$8,747,307</b>	<b>\$0</b>	<b>\$8,747,307</b>	<b>\$0</b>	<b>\$0</b>	<b>39.7</b>
<b>INCREASE/(DECREASE)</b>	<b>\$1,462,341</b>	<b>\$0</b>	<b>\$1,462,341</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
Percentage Change	20.1%	n/a	20.1%	n/a	n/a	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**2020 HAVA ELECTION SECURITY GRANT STATE MATCH:** The appropriation includes an increase of \$1,426,773 cash funds from the Department of State Cash Fund to provide a 20.0 percent match for a federal Help America Vote Act (HAVA) grant that totals \$7,133,864. These funds will be used to further improve the State's election administration.

**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes an increase of \$170,568 cash funds for document management related to petition verification, the activities of the Ballot Title Setting Board, and the cost of translating the ballot information booklet into Spanish.

**ANNUALIZE PRIOR YEAR LEGISLATION AND BUDGET ACTIONS:** The appropriation includes a decrease of \$135,000 cash funds for an adjustment to eliminate one-time funding used for expanded outreach to eligible but unregistered voters.

## BUSINESS AND LICENSING DIVISION

The Business and Licensing Division is responsible for processing filings from businesses and non-profits and collecting the associated fees, as well as: overseeing the Business Intelligence Center and the Go Code Colorado statewide app challenge event; licensing entities involved in charitable gaming; registering charitable organizations; licensing and regulating notaries public; and publishing the Code of Colorado Regulations.

BUSINESS AND LICENSING DIVISION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$3,467,194	\$0	\$3,467,194	\$0	\$0	39.1
SB 20-096	65,595	0	65,595	0	0	1.1
<b>TOTAL</b>	<b>\$3,532,789</b>	<b>\$0</b>	<b>\$3,532,789</b>	<b>\$0</b>	<b>\$0</b>	<b>40.2</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$3,532,789	\$0	\$3,532,789	\$0	\$0	40.2
Annualize prior year legislation and budget actions	(29,561)	0	(29,561)	0	0	(0.5)
<b>SB 21-205</b>	<b>\$3,503,228</b>	<b>\$0</b>	<b>\$3,503,228</b>	<b>\$0</b>	<b>\$0</b>	<b>39.7</b>
HB 21-1230	37,923	0	37,923	0	0	0.7
<b>TOTAL</b>	<b>\$3,541,151</b>	<b>\$0</b>	<b>\$3,541,151</b>	<b>\$0</b>	<b>\$0</b>	<b>40.4</b>
<b>INCREASE/(DECREASE)</b>	<b>\$8,362</b>	<b>0</b>	<b>\$8,362</b>	<b>\$0</b>	<b>\$0</b>	<b>0.2</b>
Percentage Change	0.2%	n/a	0.2%	n/a	n/a	0.5%

### FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ANNUALIZE PRIOR YEAR LEGISLATION AND BUDGET ACTIONS:** The appropriation includes a decrease of \$29,561 cash funds for the annualization of SB 19-096, which provided one-time funding to authorize notaries public to notarize remotely.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.



# Details

## DEPARTMENT OF TRANSPORTATION

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

DEPARTMENT OF TRANSPORTATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$1,984,492,382</b>	<b>\$1,000,000</b>	<b>\$1,346,836,605</b>	<b>\$7,078,096</b>	<b>\$629,577,681</b>	<b>3,326.0</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Administration	35,709,985	0	35,646,798	63,187	0	158.0
Construction, Maintenance, and Operations	1,802,173,507	0	1,171,180,917	1,414,909	629,577,681	3,156.0
Statewide Bridge Enterprise	120,910,162	0	120,910,162	0	0	1.0
High Performance Transportation Enterprise	22,648,728	0	17,048,728	5,600,000	0	9.0
Southwest Chief and Front Range Passenger Rail Commission	100,000	0	100,000	0	0	2.0
Special Purpose	2,950,000	1,000,000	1,950,000	0	0	0.0
Multimodal Transportation Projects	0	0	0	0	0	0.0
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$1,984,439,402	\$1,000,000	\$1,346,783,625	\$7,078,096	\$629,577,681	3,326.0
HB 20-1153 CO partnership quality jobs	52,980	0	52,980	0	0	0.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$2,062,259,862</b>	<b>\$0</b>	<b>\$1,414,578,403</b>	<b>\$5,478,096</b>	<b>\$642,203,363</b>	<b>3,329.0</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Administration	37,960,903	0	37,898,013	62,890	0	161.0
Construction, Maintenance, and Operations	1,710,983,783	0	1,067,365,214	1,415,206	642,203,363	3,156.0
Statewide Bridge Enterprise	125,344,441	0	125,344,441	0	0	1.0
High Performance Transportation Enterprise	22,680,735	0	18,680,735	4,000,000	0	9.0
Southwest Chief and Front Range Passenger Rail Commission	14,900,000	0	14,900,000	0	0	2.0
Special Purpose	150,390,000	0	150,390,000	0	0	0.0
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
SB 21-205 Long Bill	\$1,898,659,905	\$0	\$1,250,978,446	\$5,478,096	\$642,203,363	3,326.0
SB 21-260 Sustainable transport system	161,599,957	0	161,599,957	0	0	3.0
HB 21-1317 Regulate marijuana concentrates	2,000,000	0	2,000,000	0	0	0.0
<b>INCREASE/(DECREASE)</b>	<b>\$77,767,480</b>	<b>(\$1,000,000)</b>	<b>\$67,741,798</b>	<b>(\$1,600,000)</b>	<b>\$12,625,682</b>	<b>3.0</b>
Percentage Change	3.9%	(100.0%)	5.0%	(22.6%)	2.0%	0.1%

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the Department of Transportation are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$1,859,008,959	\$0	\$1,211,390,390	\$5,415,206	\$642,203,363

## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### ADMINISTRATION

The Administration Division includes the Transportation Commission, the Office of the Executive Director, the Office of Government Relations, the Public Relations Office, the Office of Information Technology, the Office of Financial Management and Budget, the Accounting Branch, the Chief Engineer and Regional Directors, the multi-agency fleet vehicle garage, Human Resources and Administration, Audit, and other centralized administrative appropriations for the Department.

ADMINISTRATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$35,657,005	\$0	\$35,593,818	\$63,187	\$0	158.0
HB 20-1153	52,980	0	52,980	0	0	0.0
<b>TOTAL</b>	<b>\$35,709,985</b>	<b>\$0</b>	<b>\$35,646,798</b>	<b>\$63,187</b>	<b>\$0</b>	<b>158.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$35,709,985	\$0	\$35,646,798	\$63,187	\$0	158.0
Other common policy changes in Admin (Admin impact)	1,743,854	0	1,744,151	(297)	0	0.0
Total-compensation changes in Admin (Admin impact)	774,437	0	774,437	0	0	0.0
Annualize prior year legislation (Admin impact)	548,282	0	548,282	0	0	0.0
Administration efficiency savings (Admin impact)	(1,075,612)	0	(1,075,612)	0	0	0.0
<b>SB 21-205</b>	<b>\$37,700,946</b>	<b>\$0</b>	<b>\$37,638,056</b>	<b>\$62,890</b>	<b>\$0</b>	<b>158.0</b>
SB 21-260	259,957	0	259,957	0	0	3.0
<b>TOTAL</b>	<b>\$37,960,903</b>	<b>\$0</b>	<b>\$37,898,013</b>	<b>\$62,890</b>	<b>\$0</b>	<b>161.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$2,250,918</b>	<b>\$0</b>	<b>\$2,251,215</b>	<b>(\$297)</b>	<b>\$0</b>	<b>3.0</b>
Percentage Change	6.3%	n/a	6.3%	(0.5%)	n/a	1.9%

### FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**OTHER COMMON POLICY CHANGES IN ADMIN (ADMIN IMPACT):** The appropriation includes an increase of \$1,743,854 total funds in the Administration division (\$1,744,151 cash funds) that reflects cumulative increased costs for legal services, indirect costs, payments to the Office of Information Technology (OIT), and other operating common policies. The cost increase results in a corresponding reduction in the Construction, Maintenance, and Operations (CM&O) Division.

**TOTAL-COMPENSATION CHANGES IN ADMIN (ADMIN IMPACT):** The appropriation shifts \$774,437 cash funds from CM&O to the Administration Division to pay for compensation and benefits adjustments in the Administration Division.

**ANNUALIZE PRIOR YEAR LEGISLATION (ADMIN IMPACT):** The appropriation shifts \$548,282 cash funds from CM&O to the Administration Division for the out-year impact of H.B. 20-1153 (Colorado Partnership for Quality Jobs and Services Act).

**ADMINISTRATION EFFICIENCY SAVINGS (ADMIN IMPACT):** The appropriation includes a reduction of \$1,075,612 cash funds in the Administration Division as it implements various efficiency measures, with the savings shifted to the Construction, Maintenance, and Operations Division.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## CONSTRUCTION, MAINTENANCE, AND OPERATIONS

The Construction, Maintenance, and Operations Division (CM&O) is responsible for transportation planning and all phases of highway operation including engineering, construction, and maintenance. The Transportation Commission allocates the budgets for these programs, and the amounts are included in the Long Bill for informational purposes only. The Division also includes other, smaller programs.

This division's revenues are continuously appropriated to the Department for the construction, maintenance, and operations of state highways and transportation systems. Cash funds include the State Highway Fund, miscellaneous permit fees, interest earnings, and local funds made available to match federal dollars.

CONSTRUCTION, MAINTENANCE, AND OPERATIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$1,802,173,507	\$0	\$1,171,180,917	\$1,414,909	\$629,577,681	3,156.0
<b>TOTAL</b>	<b>\$1,802,173,507</b>	<b>\$0</b>	<b>\$1,171,180,917</b>	<b>\$1,414,909</b>	<b>\$629,577,681</b>	<b>3,156.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$1,802,173,507	\$0	\$1,171,180,917	\$1,414,909	\$629,577,681	3,156.0
Administration efficiency savings (CM&O impact)	1,075,612	0	1,075,612	0	0	0.0
Revenue from CM&O sources	(89,198,763)	0	(101,824,445)	0	12,625,682	0.0
Other common policy changes in Admin (CM&O impact)	(1,743,854)	0	(1,744,151)	297	0	0.0
Total-compensation changes in Admin (CM&O impact)	(774,437)	0	(774,437)	0	0	0.0
Annualize prior year legislation (CM&O impact)	(548,282)	0	(548,282)	0	0	0.0
<b>SB 21-205</b>	<b>\$1,710,983,783</b>	<b>\$0</b>	<b>\$1,067,365,214</b>	<b>\$1,415,206</b>	<b>\$642,203,363</b>	<b>3,156.0</b>
<b>TOTAL</b>	<b>\$1,710,983,783</b>	<b>\$0</b>	<b>\$1,067,365,214</b>	<b>\$1,415,206</b>	<b>\$642,203,363</b>	<b>3,156.0</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$91,189,724)</b>	<b>\$0</b>	<b>(\$103,815,703)</b>	<b>\$297</b>	<b>\$12,625,682</b>	<b>(0.0)</b>
Percentage Change	(5.1%)	n/a	(8.9%)	0.0%	2.0%	(0.0%)

### FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**ADMINISTRATION EFFICIENCY SAVINGS (CM&O IMPACT):** The appropriation includes a reduction of \$1,075,612 cash funds in the Administration Division as it implements various efficiency measures, with the savings shifted to the CM&O Division.

**REVENUE FROM CM&O SOURCES:** The appropriation includes \$89.2 million less total funds to reflect the difference between this year's forecast of next year's CM&O revenue and last year's forecast of this year's CM&O revenue.

**OTHER COMMON POLICY CHANGES IN ADMIN (CM&O IMPACT):** The appropriation includes an increase of \$1,743,854 total funds in the Administration Division (\$1,744,151 cash funds) that reflects changing costs for legal services, indirect costs, payments to OIT, and other operating common policies. This cost is shifted to the CM&O Division.

**TOTAL-COMPENSATION CHANGES IN ADMIN (CM&O IMPACT):** The appropriation shifts \$774,437 cash funds from the CM&O Division to the Administration Division to pay for compensation and benefits adjustments in the Administration Division.

**ANNUALIZE PRIOR YEAR LEGISLATION (CM&O IMPACT):** The appropriation shifts \$548,282 cash funds from CM&O to the Administration Division for the out-year impact of H.B. 20-1153 (Colorado Partnership for Quality Jobs and Services Act).

## STATEWIDE BRIDGE ENTERPRISE

This TABOR (Taxpayer Bill of Rights) enterprise, which operates within the Department of Transportation, finances, repairs, reconstructs, and replaces state bridges. The Enterprise can and has raised money by issuing revenue bonds. It can also borrow funds from the Transportation Commission, which serves as the Enterprise's board of directors. The Transportation Enterprise receives revenue from the bridge safety surcharge on vehicle registrations. The amounts shown in the Long Bill are revenue estimates and are included for informational purposes only.

STATEWIDE BRIDGE ENTERPRISE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$120,910,162	\$0	\$120,910,162	\$0	\$0	1.0
<b>TOTAL</b>	<b>\$120,910,162</b>	<b>\$0</b>	<b>\$120,910,162</b>	<b>\$0</b>	<b>\$0</b>	<b>1.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$120,910,162	\$0	\$120,910,162	\$0	\$0	1.0
Revenue from Bridge Enterprise sources	4,434,279	0	4,434,279	0	0	0.0
<b>SB 21-205</b>	<b>\$125,344,441</b>	<b>\$0</b>	<b>\$125,344,441</b>	<b>\$0</b>	<b>\$0</b>	<b>1.0</b>
<b>TOTAL</b>	<b>\$125,344,441</b>	<b>\$0</b>	<b>\$125,344,441</b>	<b>\$0</b>	<b>\$0</b>	<b>1.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$4,434,279</b>	<b>\$0</b>	<b>\$4,434,279</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
Percentage Change	3.7%	n/a	3.7%	n/a	n/a	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**REVENUE FROM BRIDGE ENTERPRISE SOURCES:** The appropriation includes a \$4.4 million cash funds increase that reflects the difference between this year's forecast of next year's Bridge Enterprise revenue and last year's forecast of this year's Bridge Enterprise revenue.

## HIGH PERFORMANCE TRANSPORTATION ENTERPRISE

This TABOR enterprise operates within the Department of Transportation. It pursues innovative means of financing and operating surface transportation infrastructure projects, including public-private partnerships, operating concession agreements, user fees, and design-build contracting. The amounts in the Long Bill come from two main sources: user-fee revenue from express lanes and fee-for-service payments. These amounts are revenue estimates and are included for informational purposes only.

HIGH PERFORMANCE TRANSPORTATION ENTERPRISE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$22,648,728	\$0	\$17,048,728	\$5,600,000	\$0	9.0
<b>TOTAL</b>	<b>\$22,648,728</b>	<b>\$0</b>	<b>\$17,048,728</b>	<b>\$5,600,000</b>	<b>\$0</b>	<b>9.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$22,648,728	\$0	\$17,048,728	\$5,600,000	\$0	9.0

HIGH PERFORMANCE TRANSPORTATION ENTERPRISE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Revenue from Transportation Enterprise sources	32,007	0	1,632,007	(1,600,000)	0	0.0
<b>SB 21-205</b>	<b>\$22,680,735</b>	<b>\$0</b>	<b>\$18,680,735</b>	<b>\$4,000,000</b>	<b>\$0</b>	<b>9.0</b>
<b>TOTAL</b>	<b>\$22,680,735</b>	<b>\$0</b>	<b>\$18,680,735</b>	<b>\$4,000,000</b>	<b>\$0</b>	<b>9.0</b>
<b>INCREASE/(DECREASE)</b>	\$32,007	\$0	\$1,632,007	(\$1,600,000)	\$0	0.0
Percentage Change	0.1%	n/a	9.6%	(28.6%)	n/a	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**REVENUE FROM TRANSPORTATION ENTERPRISE SOURCES:** The appropriation includes a net increase of \$32,007 total funds, including \$1,632,007 cash funds, that reflects the difference between this year's forecast of next year's Transportation Enterprise revenue and last year's forecast of this year's Transportation Enterprise revenue. The decrease in reappropriated funds reflects changes to the Fee for Service Intra-Agency Agreement, which is how the Department compensates the Enterprise for services provided.

## SOUTHWEST CHIEF AND FRONT RANGE PASSENGER RAIL COMMISSION

House Bill 14-1161 created the Southwest Chief Rail Line Economic Development, Rural Tourism, and Infrastructure Repair and Maintenance Commission to encourage Amtrak to continue the existing Southwest Chief rail line service and expand the service to include a stop in Pueblo and potentially Walsenberg. Senate Bill 17-153 extended the Commission's life, expanded its duties, and renamed it the Southwest Chief and Front Range Passenger Rail Commission. The expanded duties include facilitating the future of Front Range passenger rail. The appropriations are from the Commission's cash fund.

SOUTHWEST CHIEF AND FRONT RANGE PASSENGER RAIL COMMISSION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$100,000	\$0	\$100,000	\$0	\$0	2.0
<b>TOTAL</b>	<b>\$100,000</b>	<b>\$0</b>	<b>\$100,000</b>	<b>\$0</b>	<b>\$0</b>	<b>2.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$100,000	\$0	\$100,000	\$0	\$0	2.0
Southwest Chief Fund	300,000	0	300,000	0	0	0.0
<b>SB 21-205</b>	<b>\$400,000</b>	<b>\$0</b>	<b>\$400,000</b>	<b>\$0</b>	<b>\$0</b>	<b>2.0</b>
SB 21-260	14,500,000	0	14,500,000	0	0	0.0
<b>TOTAL</b>	<b>\$14,900,000</b>	<b>\$0</b>	<b>\$14,900,000</b>	<b>\$0</b>	<b>\$0</b>	<b>2.0</b>
<b>INCREASE/(DECREASE)</b>	\$14,800,000	\$0	\$14,800,000	\$0	\$0	0.0
Percentage Change	14,800.0%	n/a	14,800.0%	n/a	n/a	0.0%

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**SOUTHWEST CHIEF FUND:** The appropriation includes an additional \$300,000 from the Southwest Chief Fund to support the Commission's Consolidated Rail Infrastructure and Safety Improvements (CRISI) grant match obligations, as well as personal services and operating expenses.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## SPECIAL PURPOSE

**SPECIAL PURPOSE:** This section contains ongoing appropriated programs and one-time or short-term appropriations made by the General Assembly that don't fit under existing programs.

- The *First Time Drunk Driving Offenders Account* receives revenue from drivers' license reinstatement fees following drunk driving convictions and uses the revenue to fund high visibility impaired driving enforcement events.
- The *Marijuana Impaired Driving Program* receives support from the Marijuana Tax Cash Fund and uses the money to fund marijuana-impaired driving prevention efforts, including public education campaigns and data collection efforts.
- *Transportation Services for Vulnerable Populations, Including Seniors* was a one-time General Fund appropriation for FY 2020-21.
- *Multimodal Transportation Projects* is a new program added through S.B. 21-260.

SPECIAL PURPOSE						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$2,950,000	\$1,000,000	\$1,950,000	\$0	\$0	0.0
<b>TOTAL</b>	<b>\$2,950,000</b>	<b>\$1,000,000</b>	<b>\$1,950,000</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$2,950,000	\$1,000,000	\$1,950,000	\$0	\$0	0.0
Marijuana Impaired Driving Program expenditure adjustment	500,000	0	500,000	0	0	0.0
Annualize prior year budget actions	(1,000,000)	(1,000,000)	0	0	0	0.0
First Time Drunk Driving Offender Account expenditure adjustment	(900,000)	0	(900,000)	0	0	0.0
<b>SB 21-205</b>	<b>\$1,550,000</b>	<b>\$0</b>	<b>\$1,550,000</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
SB 21-260	146,840,000	0	146,840,000	0	0	0.0
HB 21-1317	2,000,000	0	2,000,000	0	0	0.0
<b>TOTAL</b>	<b>\$150,390,000</b>	<b>\$0</b>	<b>\$150,390,000</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$147,440,000</b>	<b>(\$1,000,000)</b>	<b>\$148,440,000</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>
Percentage Change	4,998.0%	(100.0%)	7,612.3%	n/a	n/a	n/a

### FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**MARIJUANA IMPAIRED DRIVING PROGRAM EXPENDITURE ADJUSTMENT:** FY 2020-21 balancing actions included a one-time reduction of \$500,000 from the Marijuana Tax Cash Fund; the FY 2021-22 appropriation includes a corresponding increase as an annualization of the previous year's action.

**ANNUALIZE PRIOR YEAR BUDGET ACTIONS:** The appropriation includes a \$1.0 million General Fund decrease in the Special Purpose Division. FY 2020-21 balancing actions included a one-time appropriation of \$1.0 million General Fund to a new line item for *Transportation for Vulnerable Populations, Including Seniors* that was intended to partially offset a transfer of \$10.0 million from the Multimodal Transportation Options Fund to the General Fund.

**FIRST TIME DRUNK DRIVING OFFENDER ACCOUNT EXPENDITURE ADJUSTMENT:** The appropriation included for the First Time Drunk Driver program represents the remaining fund balance, not new revenue. The \$900,000 reduction reflects a remaining balance of \$600,000.

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

# Details

## DEPARTMENT OF THE TREASURY

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DIVISION AND BILL

DEPARTMENT OF THE TREASURY						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$1,034,049,820</b>	<b>\$560,066,724</b>	<b>\$456,549,852</b>	<b>\$17,433,244</b>	<b>\$0</b>	<b>37.9</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Administration	4,477,849	2,678,304	1,799,545	0	0	22.4
Unclaimed Property Program	2,488,372	0	2,488,372	0	0	15.5
Special Purpose	1,027,083,599	557,388,420	452,261,935	17,433,244	0	0.0
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$877,117,998	\$361,072,642	\$444,561,518	\$71,483,838	\$0	32.9
SB 20-200 CO secure savings program	1,197,552	1,197,552	0	0	0	5.0
HB 20-1376 Modify transport funding	0	(12,000,000)	12,000,000	0	0	0.0
HB 20-1379 Suspend DD to PERA	(225,049,947)	(170,981,282)	(18,071)	(54,050,594)	0	0.0
SB 21-051 FY 20-21 Supplemental	84,217	77,812	6,405	0	0	0.0
SB 21-205 Long Bill supplemental	700,000	700,000	0	0	0	0.0
SB 21-228 PERA payments cash fund	380,000,000	380,000,000	0	0	0	0.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$841,410,713</b>	<b>\$344,218,965</b>	<b>\$422,198,881</b>	<b>\$74,992,867</b>	<b>\$0</b>	<b>41.8</b>
BREAKDOWN OF TOTAL APPROPRIATION BY ADMINISTRATIVE SECTION						
Administration	3,544,193	1,780,721	1,763,472	0	0	24.8
Unclaimed Property Program	2,593,453	0	2,593,453	0	0	17.0
Special Purpose	835,273,067	342,438,244	417,841,956	74,992,867	0	0.0
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
SB 21-205 Long Bill	\$841,188,651	\$343,996,903	\$422,198,881	\$74,992,867	\$0	41.4
SB 21-148 Financial empower office	17,062	17,062	0	0	0	0.4
HB 21-1134 Tenant rent payment info to credit agencies	205,000	205,000	0	0	0	0.0
<b>INCREASE/(DECREASE)</b>	<b>(\$192,639,107)</b>	<b>(\$215,847,759)</b>	<b>(\$34,350,971)</b>	<b>\$57,559,623</b>	<b>\$0</b>	<b>3.9</b>
Percentage Change	(18.6%)	(38.5%)	(7.5%)	330.2%	n/a	10.3%

<sup>1</sup> Includes \$163,663,420 in FY 2020-21 and \$160,792,867 in FY 2021-22 that is not subject to the statutory restriction on state General Fund appropriations imposed by Section 24-75-201.1, C.R.S.

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the Department of the Treasury are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$758,283,793	\$328,233,244	\$355,057,682	\$74,992,867	\$0

## DETAIL OF APPROPRIATION BY ADMINISTRATIVE SECTION

### ADMINISTRATION

This division is responsible for the operation and oversight of the Department and provides accounting, cash management, and investment services for the State. The Division's cash funds derive from the Treasury transaction fee imposed pursuant to Section 24-36-120 (1), C.R.S., and from the Unclaimed Property Trust Fund.

ADMINISTRATION						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$3,252,432	\$1,434,816	\$1,817,616	\$0	\$0	17.4
SB 20-200	1,197,552	1,197,552	0	0	0	5.0
HB 20-1379	(49,947)	(31,876)	(18,071)	0	0	0.0
SB 21-051	77,812	77,812	0	0	0	0.0
<b>TOTAL</b>	<b>\$4,477,849</b>	<b>\$2,678,304</b>	<b>\$1,799,545</b>	<b>\$0</b>	<b>\$0</b>	<b>22.4</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$4,477,849	\$2,678,304	\$1,799,545	\$0	\$0	22.4
Department personnel costs	244,128	216,315	27,813	0	0	2.0
Annualize prior year legislation and budget actions	(1,147,605)	(1,165,676)	18,071	0	0	0.0
Centrally appropriated line items	(47,241)	34,716	(81,957)	0	0	0.0
<b>SB 21-205</b>	<b>\$3,527,131</b>	<b>\$1,763,659</b>	<b>\$1,763,472</b>	<b>\$0</b>	<b>\$0</b>	<b>24.4</b>
SB 21-148	17,062	17,062	0	0	0	0.4
<b>TOTAL</b>	<b>\$3,544,193</b>	<b>\$1,780,721</b>	<b>\$1,763,472</b>	<b>\$0</b>	<b>\$0</b>	<b>24.8</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$933,656)</b>	<b>(\$897,583)</b>	<b>(\$36,073)</b>	<b>\$0</b>	<b>\$0</b>	<b>2.4</b>
Percentage Change	(20.9%)	(33.5%)	(2.0%)	n/a	n/a	10.7%

### FY 2020-21 APPROPRIATION – MID-YEAR ADJUSTMENTS

Senate Bill 21-051 modified the FY 2020-21 appropriation to increase General Fund appropriations by \$77,812 to reverse the 5.0 percent across-the-board Health, Life, and Dental reduction implemented in FY 2020-21 budget balancing.

### FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**DEPARTMENT PERSONNEL COSTS:** The appropriation includes an increase of \$244,128 total funds in the Administration Division, including \$216,315 General Fund and \$27,813 cash funds, and 2.0 FTE for FY 2021-22.

**ANNUALIZE PRIOR YEAR LEGISLATION AND BUDGET ACTIONS:** The appropriation includes the following adjustments for the out-year impact of prior year legislation and budget actions:

ANNUALIZE PRIOR YEAR LEGISLATION AND BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 20-21 GF HLD reduction	\$77,812	\$77,812	\$0	\$0	\$0	0.0
HB 20-1379 suspend DD to PERA	49,947	31,876	18,071	0	0	0.0
SB 20-200 CO secure savings program	(1,197,552)	(1,197,552)	0	0	0	0.0
FY 19-20 supplemental	(77,812)	(77,812)	0	0	0	0.0
<b>TOTAL</b>	<b>(\$1,147,605)</b>	<b>(\$1,165,676)</b>	<b>\$18,071</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>



**CENTRALLY APPROPRIATED LINE ITEMS:** The appropriation includes the following adjustments to centrally appropriated line items:

CENTRALLY APPROPRIATED LINE ITEMS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
Payments to OIT	\$109,419	\$54,710	\$54,709	\$0	\$0	0.0
Salary survey	78,617	48,374	30,243	0	0	0.0
Capitol Complex leased space	6,046	6,046	0	0	0	0.0
PERA Direct Distribution	5,392	2,175	3,217	0	0	0.0
Workers' compensation	5,164	5,164	0	0	0	0.0
CORE	(127,140)	(57,213)	(69,927)	0	0	0.0
Legal services	(107,002)	(19,266)	(87,736)	0	0	0.0
Health, life, and dental	(7,673)	6,306	(13,979)	0	0	0.0
AED	(4,926)	(5,682)	756	0	0	0.0
SAED	(4,926)	(5,682)	756	0	0	0.0
Short-term disability	(212)	(216)	4	0	0	0.0
<b>TOTAL</b>	<b>(\$47,241)</b>	<b>\$34,716</b>	<b>(\$81,957)</b>	<b>\$0</b>	<b>\$0</b>	<b>0.0</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

## UNCLAIMED PROPERTY PROGRAM

Pursuant to the Unclaimed Property Act, the State takes possession of dormant properties held by a wide range of institutions and attempts to return the properties to their rightful owners. The Department deposits recovered money in the Unclaimed Property Trust Fund (UPTF), using the principal and interest to pay claims as well as the costs of operating the program. The remaining principal and interest earnings in the fund support the Medicaid Adult Dental Program and provide a reserve against future unclaimed property claims. The Department holds recovered securities for at least a year and then sells those that have not been returned, depositing sales proceeds in the Unclaimed Property Tourism Promotion Trust Fund (UPTPTF). The State uses the interest earned on the UPTPTF to promote economic development, agri-tourism, and the State Fair. The cash funds source for appropriations in this division is the Unclaimed Property Trust Fund.

UNCLAIMED PROPERTY PROGRAM						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$2,481,967	\$0	\$2,481,967	\$0	\$0	15.5
SB 21-051	6,405	0	6,405	0	0	0.0
<b>TOTAL</b>	<b>\$2,488,372</b>	<b>\$0</b>	<b>\$2,488,372</b>	<b>\$0</b>	<b>\$0</b>	<b>15.5</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$2,488,372	\$0	\$2,488,372	\$0	\$0	15.5
Department personnel costs	90,486	0	90,486	0	0	1.5
Unclaimed property technology upgrades	21,000	0	21,000	0	0	0.0
Annualize prior year legislation and budget actions	(6,405)	0	(6,405)	0	0	0.0
<b>SB 21-205</b>	<b>\$2,593,453</b>	<b>\$0</b>	<b>\$2,593,453</b>	<b>\$0</b>	<b>\$0</b>	<b>17.0</b>
<b>TOTAL</b>	<b>\$2,593,453</b>	<b>\$0</b>	<b>\$2,593,453</b>	<b>\$0</b>	<b>\$0</b>	<b>17.0</b>
<b>INCREASE/(DECREASE)</b>	<b>\$105,081</b>	<b>0</b>	<b>\$105,081</b>	<b>\$0</b>	<b>\$0</b>	<b>1.5</b>
Percentage Change	4.2%	n/a	4.2%	n/a	n/a	9.7%

## FY 2020-21 APPROPRIATION – MID-YEAR ADJUSTMENTS

Senate Bill 21-051 modifies the FY 2020-21 appropriation to increase cash fund appropriations by \$6,405 from the Unclaimed Property Trust Fund to pay for moving expenses incurred by the division to permanently vacate their previously leased space.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**DEPARTMENT PERSONNEL COSTS:** The appropriation includes an increase of \$90,486 cash funds from the Unclaimed Property Trust Fund in the Unclaimed Property Division, and 1.5 FTE for FY 2021-22.

**UNCLAIMED PROPERTY TECHNOLOGY UPGRADES:** The appropriation includes an increase of \$21,000 cash funds for FY 2021-22. These funds will support purchase, installation, and maintenance of a client service phone system and vault security cameras. The phone system will assist the Unclaimed Property Division's move to permanent remote work and the security cameras will improve the physical security of the Division's holdings.

**ANNUALIZE PRIOR YEAR LEGISLATION AND BUDGET ACTIONS:** The appropriation includes a reduction of \$6,405 cash funds from the Unclaimed Property Trust Fund that were used for the division's move out of its leased space.

## SPECIAL PURPOSE

This section of the Long Bill reflects various disbursements and transfers the Treasurer is required to make, including the following: (1) reimbursements to local governments for property tax revenues foregone due to the senior citizen and disabled veteran property tax exemption; (2) allocations of Highway Users Tax Fund (HUTF) revenues to local governments; and (3) property tax reimbursements for real or business property listed on a single schedule that was destroyed by a natural cause. The General Fund appropriation for the senior citizen property tax exemption is not subject to the statutory restrictions on General Fund appropriations. The source of cash funds is the Highway Users Tax Fund.

SPECIAL PURPOSE						
	TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
FY 2020-21 APPROPRIATION:						
HB 20-1360	\$871,383,599	\$359,637,826	\$440,261,935	\$71,483,838	\$0	0.0
HB 20-1376	0	(12,000,000)	12,000,000	0	0	0.0
HB 20-1379	(225,000,000)	(170,949,406)	0	(54,050,594)	0	0.0
SB 21-205	700,000	700,000	0	0	0	0.0
SB 21-228	380,000,000	380,000,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$1,027,083,599</b>	<b>\$557,388,420</b>	<b>\$452,261,935</b>	<b>\$17,433,244</b>	<b>\$0</b>	<b>0.0</b>
FY 2021-22 APPROPRIATION:						
FY 2020-21 Appropriation	\$1,027,083,599	\$557,388,420	\$452,261,935	\$17,433,244	\$0	0.0
Increase property tax reimbursement appropriation	975,000	975,000	0	0	0	0.0
Annualize prior year legislation and budget actions	(155,700,000)	(209,750,594)	0	54,050,594	0	0.0
Revenue forecast adjustments	(37,290,532)	(6,379,582)	(34,419,979)	3,509,029	0	0.0
<b>SB 21-205</b>	<b>\$835,068,067</b>	<b>\$342,233,244</b>	<b>\$417,841,956</b>	<b>\$74,992,867</b>	<b>\$0</b>	<b>0.0</b>
HB 21-1134	205,000	205,000	0	0	0	0.0
<b>TOTAL</b>	<b>\$835,273,067</b>	<b>\$342,438,244</b>	<b>\$417,841,956</b>	<b>\$74,992,867</b>	<b>\$0</b>	<b>0.0</b>
<b>INCREASE/(DECREASE)</b>	<b>(\$191,810,532)</b>	<b>(\$214,950,176)</b>	<b>(\$34,419,979)</b>	<b>\$57,559,623</b>	<b>\$0</b>	<b>0.0</b>
Percentage Change	(18.7%)	(38.6%)	(7.6%)	330.2%	n/a	0.0%

<sup>1</sup> Includes \$163,663,420 in FY 2020-21 and \$160,792,867 in FY 2021-22 that is not subject to the statutory restriction on state General Fund appropriations imposed by Section 24-75-201.1, C.R.S.

## FY 2020-21 APPROPRIATION – MID-YEAR ADJUSTMENTS

Senate Bill 21-205 modifies FY 2020-21 appropriations to increase General Fund appropriations by \$700,000 General Fund for reimbursements made to counties for property tax revenue lost due to property destroyed by a natural cause.

Senate Bill 21-228 adds \$380 million General Fund for the funding of the newly created PERA Payment Cash Fund.

## FY 2021-22 APPROPRIATION – S.B. 21-205 (LONG BILL) ISSUE DESCRIPTIONS

**INCREASE PROPERTY TAX REIMBURSEMENT APPROPRIATION:** The appropriation includes an increase of \$975,000 General Fund to the Property Tax Reimbursement for Property Destroyed by a Natural Cause line item, bringing the total appropriation to \$1,000,000 General Fund. This line item is used to reimburse counties for property tax revenue lost when natural disasters result in the destruction of property.

**ANNUALIZE PRIOR YEAR LEGISLATION AND BUDGET ACTIONS:** The appropriation includes the following adjustments for the out-year impact of prior year legislation and budget actions.

ANNUALIZE PRIOR YEAR LEGISLATION AND BUDGET ACTIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
HB 20-1379 suspend DD to PERA	\$225,000,000	\$170,949,406	\$0	\$54,050,594	\$0	0.0
SB 21-228 PERA payment cash fund	(380,000,000)	(380,000,000)	0	0	0	0.0
SB 21-205 Long Bill supplemental	(700,000)	(700,000)	0	0	0	0.0
<b>TOTAL</b>	<b>(\$155,700,000)</b>	<b>(\$209,750,594)</b>	<b>\$0</b>	<b>\$54,050,594</b>	<b>\$0</b>	<b>0.0</b>

**REVENUE FORECAST ADJUSTMENTS:** The appropriation includes a decrease of \$37.3 million total funds, including a decrease of \$6.4 million General Fund, for revenue forecast, statutory, and other technical adjustments as follows:

REVENUE FORECAST ADJUSTMENTS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
September Homestead exemption forecast adjustments	\$50,708,991	\$11,278,587	\$39,430,404	\$0	\$0	0.0
PERA Direct Distribution statewide adjustment	0	(3,509,029)	0	3,509,029	0	0.0
March Homestead exemption forecast adjustment	(87,999,523)	(14,149,140)	(73,850,383)	0	0	0.0
<b>TOTAL</b>	<b>(\$37,290,532)</b>	<b>(\$6,379,582)</b>	<b>(\$34,419,979)</b>	<b>\$3,509,029</b>	<b>\$0</b>	<b>0.0</b>

**ADDITIONAL LEGISLATION:** For information on additional legislation, see *Appendix A, Recent Legislation*.

# Details

## CAPITAL CONSTRUCTION

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DEPARTMENT AND BILL

CAPITAL CONSTRUCTION						
	TOTAL FUNDS	CAPITAL CONSTRUCTION FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$175,972,865</b>	<b>\$73,543,768</b>	<b>\$70,936,641</b>	<b>\$0</b>	<b>\$31,492,456</b>	<b>0.0</b>
BREAKDOWN OF TOTAL APPROPRIATION BY DEPARTMENT						
Agriculture	739,797	739,797	0	0	0	0.0
Corrections	3,779,460	3,779,460	0	0	0	0.0
Higher Education	70,211,872	32,378,189	37,833,683	0	0	0.0
Human Services	4,868,903	1,913,089	2,955,814	0	0	0.0
Local Affairs	1,099,456	1,099,456	0	0	0	0.0
Natural Resources	41,869,600	21,000,000	20,869,600	0	0	0.0
Personnel	17,078,240	11,308,240	5,770,000	0	0	0.0
Public Health and Environment	35,000,000	0	3,507,544	0	31,492,456	0.0
Public Safety	825,537	825,537	0	0	0	0.0
Transportation	500,000	500,000	0	0	0	0.0
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$105,724,997	\$2,543,768	\$71,688,773	\$0	\$31,492,456	0.0
SB 20-003 State parks improvement	1,000,000	1,000,000	0	0	0	0.0
HB 20-1408 Distrib HB20-1377 money	49,046,800	49,000,000	46,800	0	0	0.0
SB 21-052 Supplemental	2,431,068	1,000,000	1,431,068	0	0	0.0
SB 21-112 GF to CCF for state parks	20,000,000	20,000,000	0	0	0	0.0
SB 21-205 Long Bill	(2,230,000)	0	(2,230,000)	0	0	0.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$301,826,446</b>	<b>\$217,504,487</b>	<b>\$79,429,276</b>	<b>\$1,800,000</b>	<b>\$3,092,683</b>	<b>0.0</b>
BREAKDOWN OF TOTAL APPROPRIATION BY DEPARTMENT						
Agriculture	4,536,963	4,536,963	0	0	0	0.0
Corrections	14,806,620	14,806,620	0	0	0	0.0
Education	3,532,738	3,532,738	0	0	0	0.0
Governor	1,315,802	1,315,802	0	0	0	0.0
Higher Education	204,187,327	156,457,392	47,729,935	0	0	0.0
Human Services	26,615,141	24,856,300	1,758,841	0	0	0.0
Local Affairs	227,300	227,300	0	0	0	0.0
Military and Veterans Affairs	3,831,786	1,139,103	0	0	2,692,683	0.0
Natural Resources	29,840,500	0	29,840,500	0	0	0.0
Personnel	9,510,295	9,510,295	0	0	0	0.0
Public Health and Environment	321,974	321,974	0	0	0	0.0
Transportation	3,100,000	800,000	100,000	1,800,000	400,000	0.0
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
SB 21-205 Long Bill	\$301,716,984	\$217,395,025	\$79,429,276	\$1,800,000	\$3,092,683	0.0
SB 21-064 Retaliation against elect off	109,462	109,462	0	0	0	0.0
<b>INCREASE/(DECREASE)</b>	<b>\$125,853,581</b>	<b>\$143,960,719</b>	<b>\$8,492,635</b>	<b>\$1,800,000</b>	<b>(\$28,399,773)</b>	<b>0.0</b>
Percentage Change	71.5%	195.7%	12.0%	n/a	(90.2%)	n/a

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the capital construction section are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$3,092,683	\$0	\$0	\$0	\$3,092,683

## APPROPRIATIONS AND TRANSFERS TO THE CAPITAL CONSTRUCTION FUND

The following table summarizes appropriations, adjustments, and transfers to or from the Capital Construction Fund that increase or decrease the balance available for building capital projects.

FY 2021-22 CAPITAL CONSTRUCTION FUND BALANCE	
<b>CCF Beginning Balance - July 1, 2021</b>	<b>\$0</b>
CCF Reversions - FY 2019-20	342,069
CCF Interest - FY 2019-20 - actual, above estimated	2,205,677
CCF Interest - FY 2020-21 - estimated in Long Bill	3,000,000
CCF Interest - FY 2020-21 - additional estimated included	1,000,000
Depreciation-lease equivalent transfers - FY 2018-19	499,133
Depreciation-lease equivalent transfers - FY 2019-20	3,007,620
Depreciation-lease equivalent transfers - previously included	(264,405)
<b>CCF Beginning Balance - FY 2021-22</b>	<b>\$9,790,093</b>
<b>Prior year items addressed in 2021 Session</b>	
SB 21-112 General Fund transfer to Capital Construction Fund for State Parks (FY 2020-21)	\$20,000,000
SB 21-112 CCF appropriation to Department of Natural Resources (FY 2020-21)	(20,000,000)
SB 21-052 Capital Construction supplemental - DOC Take Two expansion (FY 2020-21)	(1,000,000)
SB 21-205 Long Bill - 2021 LB add-on: HED-ASU Plachy Hall HVAC Upgrade (FY 2018-19)	(1,714,246)
SB 21-205 Long Bill - 2021 LB add-on: DHS GJRC supplemental (FY 2018-19)	(1,470,000)
<b>CCF Adjusted Balance - FY 2021-22</b>	<b>\$5,605,847</b>
<b>FY 2021-22 Transfers to CCF</b>	
SB 21-224 Capital-related transfers - from General Fund	\$191,289,178
SB 21-224 Capital-related transfers - from General Fund Exempt	500,000
SB 21-224 Capital-related transfers - from the Emergency Controlled Maintenance Account	8,000,000
HB 21-1174 Transfer SB 20-219 COP issuance premium to CCF	12,000,000
SB 21-064 Retaliation against elected officials - from General Fund	109,462
<b>CCF Adjusted Balance</b>	<b>\$217,504,487</b>
<b>FY 2021-22 Appropriations from CCF</b>	
SB 21-205 Long Bill	(\$217,395,025)
SB 21-064 Retaliation against elected officials	(109,462)
<b>CCF Ending Balance - FY 2021-22</b>	<b>\$0</b>
<b>General Fund and General Fund Exempt transferred to the CCF for FY 2021-22</b>	<b>\$191,898,640</b>

## GENERAL FUND EXEMPT

Referendum C, passed by Colorado voters in November 2005, allows the State to retain and spend all revenue that is collected in excess of the TABOR limit for FY 2005-06 through FY 2009-10. For FY 2010-11 and subsequent fiscal years, Referendum C allows the State to retain all revenues that are in excess of the TABOR limit, but less than the excess state revenues cap, for that fiscal year. This revenue must be placed in the General Fund Exempt Account. The following table shows the amount of General Fund Exempt that is appropriated for FY 2020-21 and FY 2021-22 from the General Fund Exempt Account for transportation projects pursuant to Section 24-77-103.6 (2)(d), C.R.S.

GENERAL FUND SUMMARY	TOTAL GENERAL FUND	GENERAL FUND	GENERAL FUND EXEMPT
FY 2020-21	\$72,988,768	\$72,488,768	\$500,000
FY 2021-22	191,898,640	191,398,640	500,000

# Details

## INFORMATION TECHNOLOGY PROJECTS

### FY 2020-21 AND FY 2021-22 APPROPRIATIONS BY DEPARTMENT AND BILL

INFORMATION TECHNOLOGY PROJECTS						
	TOTAL FUNDS	CAPITAL CONSTRUCTION FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2020-21 TOTAL APPROPRIATION:</b>	<b>\$8,135,795</b>	<b>\$445,000</b>	<b>\$3,685,795</b>	<b>\$0</b>	<b>\$4,005,000</b>	<b>0.0</b>
BREAKDOWN OF TOTAL APPROPRIATION BY DEPARTMENT						
Health Care Policy and Financing	4,450,000	445,000	0	0	4,005,000	0.0
Public Health and Environment	1,575,000	0	1,575,000	0	0	0.0
Public Safety	2,110,795	0	2,110,795	0	0	0.0
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
HB 20-1360 Long Bill	\$8,135,795	\$445,000	\$3,685,795	\$0	\$4,005,000	0.0
SB 21-052 Supplemental	0	0	0	0	0	0.0
<b>FY 2021-22 TOTAL APPROPRIATION:</b>	<b>\$65,935,383</b>	<b>\$28,711,790</b>	<b>\$29,977,393</b>	<b>\$0</b>	<b>\$7,246,200</b>	<b>0.0</b>
BREAKDOWN OF TOTAL APPROPRIATION BY DEPARTMENT						
Health Care Policy and Financing	6,498,000	1,081,800	0	0	5,416,200	0.0
Higher Education	22,568,225	21,013,072	1,555,153	0	0	0.0
Human Services	8,446,918	6,616,918	0	0	1,830,000	0.0
Labor and Employment	28,422,240	0	28,422,240	0	0	0.0
BREAKDOWN OF TOTAL APPROPRIATION BY BILL						
SB 21-205 Long Bill	\$65,935,383	\$28,711,790	\$29,977,393	\$0	\$7,246,200	0.0
<b>INCREASE/(DECREASE)</b>	<b>\$57,799,588</b>	<b>\$28,266,790</b>	<b>\$26,291,598</b>	<b>\$0</b>	<b>\$3,241,200</b>	<b>0.0</b>
Percentage Change	710.4%	6,352.1%	713.3%	n/a	80.9%	n/a

**INFORMATIONAL FUNDS:** The FY 2021-22 Long Bill and other legislation indicates when an amount is shown solely for informational purposes through an "(I)" notation. The following amounts in the capital construction section are annotated with the "(I)". For additional information, see Appendix G.

	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
FY 2021-22 Appropriations containing an (I) notation	\$7,246,200	\$0	\$0	\$0	\$7,246,200

### APPROPRIATIONS AND TRANSFERS TO THE IT CAPITAL ACCOUNT OF THE CCF

The following table summarizes appropriations, adjustments, and transfers to or from the Information Technology Capital Account in the Capital Construction Fund (IT Capital Account) that increase or decrease the balance available for information technology projects.

FY 2021-22 IT CAPITAL ACCOUNT IN THE CCF BALANCE	
<b>IT Capital Account Beginning Balance - July 1, 2021</b>	<b>\$0</b>
ITCAP Reversions - FY 2019-20	135,542
ITCAP Interest - FY 2019-20 - actual, above estimated	1,535,946
<b>ITCAP Beginning Balance - FY 2021-22</b>	<b>\$1,671,488</b>
<b>FY 2021-22 Transfers to the IT Capital Account</b>	
SB 21-224 Capital-related Transfers - from General Fund	\$27,040,302
<b>ITCAP Adjusted Balance - FY 2021-22</b>	<b>\$28,711,790</b>
<b>FY 2021-22 Appropriations from the IT Capital Account</b>	
SB 21-205 Long Bill	(\$28,711,790)
<b>ITCAP Ending Balance - FY 2021-22</b>	<b>\$0</b>
<b>General Fund transferred to the ITCA for FY 2021-22</b>	<b>\$27,040,302</b>

# **APPENDICES**



# A. RECENT LEGISLATION

## 2021 REGULAR SESSION BILLS

### **S.B. 21-006 HUMAN REMAINS NATURAL REDUCTION SOIL**

Allows the use of natural reduction to dispose of human remains. Modifies statutes that reference burial, cremation, interment, and entombment to instead reference final disposition, a term that is defined to include natural reduction. Natural reduction is excluded from the definitions of both cremation and mortuary science practitioner. Includes a cash funds appropriation of \$20,000 to the Department of Public Health and Environment (CDPHE) for FY 2021-22.

### **S.B. 21-009 REPRODUCTIVE HEALTH CARE PROGRAM**

Creates a reproductive health care program for people who would be eligible for Medicaid except for their citizenship or immigration status. Specifies that family planning services provided under Medicaid include a 12-month supply of any contraceptive drug, device, or product approved by the Federal Drug Administration. Provides a net \$4,125,347 General Fund and 3.4 FTE to the Department of Health Care Policy and Financing in FY 2021-22 for administration, information technology, and service costs, after accounting for projected avoided costs from prenatal services, deliveries, and early childhood care. Reappropriates \$273,792 to the Office of Information Technology in the Governor's Office for required technology modifications.

### **S.B. 21-015 VETERANS SERVICE ORGANIZATION STIPEND FOR FUNERAL SERVICES**

Requires the Department of Military and Veterans Affairs to pay a stipend to local veterans service organizations for providing an honor guard detail at the funeral of an honorably discharged veteran. Appropriates a total of \$30,930 General Fund and 0.3 FTE to the Department of Military and Veterans Affairs in FY 2021-22 to administer the stipend.

### **S.B. 21-016 PROTECTING PREVENTIVE HEALTH CARE COVERAGE**

Adds counseling, prevention, and screening for a sexually transmitted infection and contraception to the list of preventive services that must be covered without cost sharing requirements in state-regulated health insurance plans. Modifies requirements for health care providers and facilities when examining or treating a minor for a sexually transmitted infection. Requires that Medicaid cover family planning and family planning-related services without cost sharing for the client. Appropriates \$13,353 General Fund for 0.2 FTE to the Division of Insurance in the Department of Regulatory Agencies for FY 2021-22 to administer the new regulatory requirements. Provides \$905,467 total funds, including \$90,547 General Fund and \$814,920 federal funds, to the Department of Health Care Policy and Financing in FY 2021-22 for information technology costs to set up the new benefits. Reduces projected General Fund revenue by \$13,353 by diverting insurance premium tax revenues that would otherwise be credited to the General Fund.

### **S.B. 21-018 CONTINUATION OF NECESSARY DOCUMENT PROGRAM**

Continues the Necessary Document Program in the Office of Health Equity in the Colorado Department of Public Health and Environment (CDPHE) indefinitely. Appropriates \$250,000 General Fund to the Department of Public Health and Environment for FY 2021-22.

### **S.B. 21-021 AUDIOLOGY & SPEECH-LANGUAGE INTERSTATE COMPACT**

Enters Colorado into the Audiology and Speech-language Pathology Interstate Compact to allow audiologists and speech-language pathologists to practice in multiple states. Requires that Colorado recognize audiology and speech-language pathology licenses issued by any other member state. Establishes background checks for audiologists and speech-language pathologists. Grants the Department of Regulatory Agencies the authority to promulgate rules to implement the compact. For FY 2021-22, makes the following appropriations: \$151,440 cash funds from the

Division of Professions and Occupations Cash Fund and 0.3 FTE to the Department of Regulatory Agencies; \$140,676 cash funds from the Colorado Bureau of Investigation Identification Unit Cash Fund and 0.8 FTE to the Department of Public Safety; \$100,000 reappropriated funds to the Governor's Office of Information Technology; and \$17,014 reappropriated funds and 0.1 FTE to the Department of Law.

#### **S.B. 21-025 FAMILY PLANNING SERVICES FOR ELIGIBLE INDIVIDUALS**

Expands Medicaid coverage of family planning services, pending federal approval, to people earning up to the income limit for the Children's Basic Health Plan, which is effectively 260 percent of the federal poverty level after standard income disregards. Provides \$1,921,292 total funds in FY 2021-22 to the Department of Health Care Policy and Financing, including \$253,117 General Fund, \$19,839 cash funds, and \$1,648,336 federal funds, and 1.8 FTE for administrative and information technology costs associated with setting up the expanded benefit. Of this amount, \$565,614 is reappropriated to the Office of the Governor for the Office of Information Technology.

#### **S.B. 21-027 EMERGENCY SUPPLIES FOR COLORADO BABIES AND FAMILIES**

Requires the Department of Human Services to solicit interest and cost distribution proposals from diaper distribution centers to administer the diaper distribution program. Diapering essentials must be made available to all parents, guardians, or family members of a child who wears diapers and resides in Colorado. Provides the following FY 2021-22 appropriations to the Department of Human Services: \$2,000,000 General Fund for the diaper distribution program; and \$5,000,000 cash funds from the Economic Recovery and Relief Cash Fund, from money the State receives from the federal Coronavirus State Fiscal Recovery Fund, for the food pantry assistance grant program. The appropriation reflects the assumption that the Department will add 1.9 FTE.

#### **S.B. 21-032 MOBILE VETERANS-SUPPORT UNIT GRAN PROGRAM**

Creates the Mobile Veterans-Support Unit Grant Program in the Division of Local Government in the Department of Local Affairs. Appropriates \$229,070 and 0.6 FTE to the Department of Local Affairs in FY 2021-22.

#### **S.B. 21-038 EXPANSION OF COMPLEMENTARY AND ALTERNATIVE MEDICINE**

Expands eligibility for the Complimentary or Alternative Medicine Pilot Program, which allows Medicaid clients with spinal cord injuries to receive additional medical services not otherwise available to Medicaid clients, including acupuncture, chiropractic care, and massage therapy. Geographic eligibility is expanded from Adams, Arapahoe, Denver, Douglas, and Jefferson counties to statewide. Diagnosis eligibility is expanded to include a primary condition of multiple sclerosis, a brain injury, spina bifida, muscular dystrophy, or cerebral palsy, with the total inability for independent ambulation directly resulting from one of these diagnoses. Provides \$75,967 total funds to the Department of Health Care Policy and Financing in FY 2021-22, including \$37,984 General Fund and \$37,984 federal funds, and 0.9 FTE for administration associated with the benefit expansion.

#### **S.B. 21-039 ELIMINATION OF SUBMINIMUM WAGE EMPLOYMENT**

Phases out subminimum wage employment for individuals with disabilities, prohibiting subminimum wage employment by employers without a special certificate from the U.S. Department of Labor and requiring a transition plan for those with such a certificate so that all subminimum wage employment is eliminated by July 1, 2025. Provides the following appropriations for FY 2021-22: appropriates \$90,691, including \$82,414 General Fund and \$8,277 cash funds, to the Department of Health Care Policy and Financing and reflects the assumption that this department will add 1.3 FTE and receive \$409,885 federal funds; appropriates \$129,859 reappropriated funds to the Governor's Office of Information Technology from amounts transferred from the Department of Health Care Policy and Financing; and appropriates \$13,160 General Fund to the Department of Labor and Employment for the Division of Labor Standards and Statistics, reflecting the assumption that this division will add 0.2 FTE.

#### **S.B. 21-041 CORRECTIONS SUPPLEMENTAL APPROPRIATION BILL**

Modifies FY 2020-21 appropriations to the Department of Corrections.

**S.B. 21-042 GOVERNOR’S OFFICE SUPPLEMENTAL APPROPRIATION BILL**

Modifies FY 2020-21 appropriations to the Office of the Governor – Lt. Governor – State Planning and Budgeting.

**S.B. 21-043 HEALTH CARE POLICY AND FINANCING SUPPLEMENTAL APPROPRIATION BILL**

Modifies FY 2020-21 and FY 2019-20 appropriations to the Department of Health Care Policy and Financing.

**S.B. 21-044 HUMAN SERVICES SUPPLEMENTAL APPROPRIATION BILL**

Modifies FY 2020-21 appropriations to the Department of Human Services.

**S.B. 21-045 JUDICIAL SUPPLEMENTAL APPROPRIATION BILL**

Modifies FY 2020-21 appropriations to the Judicial Department.

**S.B. 21-046 LAW SUPPLEMENTAL APPROPRIATION BILL**

Modifies FY 2020-21 appropriations for the Department of Law.

**S.B. 21-047 NATURAL RESOURCES SUPPLEMENTAL APPROPRIATION BILL**

Modifies FY 2020-21 appropriations for the Department of Natural Resources.

**S.B. 21-048 PERSONNEL SUPPLEMENTAL APPROPRIATION BILL**

Modifies FY 2020-21 appropriations to the Department of Personnel.

**S.B. 21-049 PUBLIC SAFETY SUPPLEMENTAL APPROPRIATION BILL**

Modifies FY 2020-21 appropriations to the Department of Public Safety.

**S.B. 21-051 TREASURY SUPPLEMENTAL APPROPRIATION BILL**

Modifies FY 2020-21 appropriations to the Department of the Treasury.

**S.B. 21-052 CAPITAL CONSTRUCTION SUPPLEMENTAL APPROPRIATION**

Modifies FY 2020-21, FY 2019-20, FY 2018-19, FY 2016-17, and FY 2011-12 appropriations for Capital Construction.

**S.B. 21-053 MID-YEAR ADJUSTMENTS TO SCHOOL FUNDING FY 2020-21**

Makes mid-year school finance-related statutory adjustments to reflect actual pupil counts and the local revenues available for school finance in FY 2020-21. Maintains total program after the application of the budget stabilization factor at the level assumed in the initial FY 2020-21 appropriation (\$7,238,343,519), requiring an appropriation of \$40,905,287 in state funds to offset a reduction in local revenues below the estimates included in the initial FY 2020-21 appropriation. After accounting for lower-than-anticipated pupil counts and at-risk pupil counts, maintaining total program funding after the application of the budget stabilization factor *reduces* the dollar value of the budget stabilization factor by \$120,850,246 below the level assumed in the initial appropriation.

Provides \$19,858,090 in state funds outside of the school finance formula to mitigate the impacts of the COVID-19 pandemic associated with reduced pupil counts, reduced at-risk pupil counts, and decreases in local revenues. Ensures that no district’s appropriation falls by a greater percentage than their decrease in funded pupil count and that no district experiences a reduction of more than 2.0 percent below the amount assumed in the original appropriation. Finally, appropriates \$25,000,000 for distribution to rural schools as required by H.B. 20-1427 based on the passage of Proposition EE in November 2020.

For FY 2020-21, includes the following appropriations:

- \$40,905,287 General Fund for the state share of districts’ total program funding.
- \$19,858,090 General Fund outside of the school finance formula to mitigate impacts of the COVID-19 pandemic on funded pupil counts, at-risk pupil counts, and local revenues.

- \$25,000,000 cash funds from the Rural Schools Cash Fund as required by H.B. 20-1427 based on the passage of Proposition EE in November 2020.

#### **S.B. 21-054 TRANSFERS FOR WILDFIRE MITIGATION AND RESPONSE**

Requires the state treasurer to transfer \$6,000,000 General Fund to the Forest Restoration and Wildfire Risk Mitigation Grant Program Cash Fund, \$3,000,000 General Fund to the Wildfire Preparedness Fund, and \$4,000,000 to the Colorado Water Conservation Board Construction Fund. Appropriates \$4,000,000 cash funds from the CWCB Construction Fund to the Department of Natural Resources in FY 2020-21.

#### **S.B. 21-055 COLLECTION OF STATE DEBTS**

Repeals the Central Collection Services Section (CSS) in the Department of Personnel, which was the centralized collection agency for state debts of many state agencies. Authorizes all state agencies to collect their own debts and requires the State Controller to promulgate rules for state agencies to use regarding debt collection. Reduces appropriations to the Department of Personnel for FY 2020-21 by \$1,370,478 cash funds from the Debt Collection Fund and 3.7 FTE. Transfers an estimated \$61,942 from the Debt Collection Fund, which is repealed, to the General Fund in FY 2020-21. Provides \$50,625 General Fund in FY 2021-22 to the Department of Revenue for tax software system upgrades.

#### **S.B. 21-056 EXPAND CANNABIS-BASED MEDICINE AT SCHOOLS**

Requires public schools to treat non-smokeable medical marijuana that is legally recommended by a licensed physician in the same manner as other medication prescribed by a licensed health care practitioner. Eliminates principals' discretion and requires local school boards to implement policies allowing for the storage, possession, or administration of cannabis-based medicine on school grounds by school personnel. Does not require school personnel to administer medical marijuana and prohibits retaliation against personnel who refuse to do so. For FY 2021-22, appropriates \$15,419 General Fund to the Department of Education and reappropriates this amount to the Department of Law for 0.1 FTE and legal services.

#### **S.B. 21-058 APPROVAL OF ALTERNATIVE PRINCIPAL PROGRAMS**

Allows school districts, boards of cooperative educational services (BOCES), institutions of higher education, nonprofit organizations, charter schools, and nonpublic schools to establish alternative principal programs that prepare qualified participants to be licensed as principals while employed by a district or charter school. Specifies required components of such alternative programs. Requires alternative principal programs to be reviewed by the Department of Education and approved by the State Board of Education (including periodic reapproval by the State Board of Education) in order to operate. For FY 2021-22, appropriates \$16,692 cash funds from the Educator Licensure Cash Fund and 0.2 FTE to the Department of Education.

#### **S.B. 21-063 MULTIPLE EMPLOYER WELFARE ARRANGEMENTS OFFER INSURANCE**

Creates a process for multiple employer welfare arrangement (MEWA) associations to offer health care benefits to members without becoming licensed as insurers. Appropriates \$13,352 cash funds from the Division of Insurance Cash Fund and 0.2 FTE to the Department of Regulatory Agencies. Reduces General Fund revenue by \$13,352 by diverting insurance premium tax revenues that would otherwise be credited to the General Fund.

#### **S.B. 21-064 RETALIATION AGAINST AN ELECTED OFFICIAL**

Makes it illegal to issue a credible threat against or engage in harassment of an elected official or their family. A credible threat is a class 6 felony, whereas harassment or other means of retaliation is a class 1 misdemeanor. Appropriates a total of \$71,524 General Fund to the Department of Corrections over four years, beginning in FY 2022-23. Also transfers \$109,462 General Fund to the Capital Construction Fund and appropriates the same amount from that fund in FY 2021-22 for the construction of prison cells, if necessary.

**S.B. 21-069 LICENSE PLATE EXPIRATION ON CHANGE OF OWNERSHIP**

Specifies that license plates of a motor vehicle that is Class C personal property expire upon the transfer of the owner's title or interest in the motor vehicle; except that the license plates do not expire if the motor vehicle has personalized number plates or plates with a valuable registration number that has been reserved for use under the Laura Hershey Disability Support Act. Authorizes the Department of Revenue to issue license plates in the previously retired style that had white letters and numbers on a background of green mountains and a white sky to individuals who request such plates. Requires the Department to charge additional fees consisting of the existing personal license plate fee plus a fee of \$25 for such plates. Directs the additional \$25 fee to the Disability Support Fund for the purposes of the Laura Hershey Disability Support Act. Appropriates \$598,290 cash funds to the Department of Revenue, including \$102,600 from the General Fund and \$495,690 from the License Plate Cash Fund, for FY 2021-22. Reappropriates \$256,970 to the Department of Corrections.

**S.B. 21-071 LIMIT THE DETENTION OF JUVENILES**

Prohibits the imposition of secured monetary or property conditions on a bond for juveniles charged with or accused of committing a delinquent act. Reduces the juvenile detention bed cap from 327 beds to 215 beds beginning in fiscal year 2021-22. Adds members and responsibilities to the existing statutory working group for criteria for placement of juvenile offenders, related to examining the availability of alternatives to youth detention and the use of detention beds, and examining necessary investments in alternatives to youth detention. Reduces appropriations to the Department of Human Services by \$1,002,167 total funds, including \$1,033,096 General Fund, and 22.5 FTE for FY 2021-22.

**S.B. 21-072 PUBLIC UTILITIES COMMISSION MODERNIZE ELECTRIC TRANSMISSION INFRASTRUCTURE**

Creates the Colorado Electric Transmission Authority – an independent special purpose authority, requires transmission utilities to join organized wholesale markets, and expands the authority to install broadband facilities on an electric utility easement. It also requires the Public Utilities Commission to issue a final order concerning a utility's application to construct or expand transmission facilities within 240 days. The bill makes no appropriation, however, S.B. 21-272 appropriates \$500,000 cash funds from the Fixed Utility Fund to the Department of Regulatory Agencies to implement S.B. 21-072.

**S.B. 21-076 FUND ELECTRONIC THIRD-PARTY VEHICLE TRANSACTIONS**

Modifies existing statute to allow state funds to be used to implement an electronic system that authorizes third-party providers to offer vehicle registration and titling services, and allows the Department of Revenue to set and collect a new fee of up to \$3 on the transactions. Directs fee revenue to the newly created Electronic Transactions Fund. Requires the repayment of \$1,631,792 startup costs to the General Fund by June 30, 2023; or, if fee revenue of that amount is uncollected by that time, by December 31, 2023. Appropriates \$1,631,792 General Fund to the Department of Revenue in FY 2021-22, reflecting the assumption that the Department will require an additional 6.9 FTE. Reappropriates \$394,153 to the Department of Corrections in FY 2021-22.

**S.B. 21-082 ALCOHOL BEVERAGE FESTIVAL FOR TASTINGS & SALES**

Authorizes the following types of licensees to hold festivals where they can conduct joint tastings and engage in any retail operations authorized by their licenses or permits: beer and wine; hotel and restaurant; tavern; brew pub; vintner's restaurant; distillery pub; winery or limited winery; spirits manufacturer; and beer manufacturer licensees. Allows local licensing authorities to create a permitting process for these festivals. Appropriates \$511,210 cash funds from the Liquor Enforcement Division and State Licensing Authority Cash Fund to the Department of Revenue in FY 2021-22. Reappropriates \$10,634 to the Department of Law for legal services and \$35,370 to the Department of Personnel for vehicle lease/purchase.

**S.B. 21-087 AGRICULTURAL WORKERS' RIGHTS**

Removes the exemption for agricultural workers in the Colorado Labor Peace Act, granting agricultural workers new rights and protections and instituting new requirements for employers. Provides the following appropriations for FY 2021-22: \$474,657 from the Employment Support Fund to the Department of Labor and Employment for

the Division of Labor Standards and Statistics and legal services, based on an assumption that the Department will require an additional 5.2 FTE; \$38,282 reappropriated funds and 0.2 FTE to the Department of Law from the funds appropriated to the Department of Labor and Employment; and \$193,882 General Fund and 0.9 FTE to the Department of Agriculture for the Plant Industry Division.

#### **S.B. 21-088 CHILD SEXUAL ABUSE ACCOUNTABILITY ACT**

Allows a person who is a victim of sexual misconduct that occurred when the victim was a minor to bring a civil action for damages against the actor who committed the misconduct. If the misconduct occurred at a youth organization or youth-related activity, the victim may also bring a civil claim against the managing organization of the youth program or activity. The victim may bring a claim against a public employee or agent or public entity that operates a youth program or activity, overriding the Colorado Governmental Immunity Act's (CGIA's) restrictions or any other state law prohibiting the claim in these situations. The cause of action applies retroactively and victims whose assault occurred between January 1, 1960 and January 1, 2022 may bring a cause of action before January 1, 2025. Provides the following appropriations for FY 2021-22: \$1,198,355 General Fund to the Department of Personnel, based on the assumption this department will require an additional 0.9 FTE; and \$1,137,838 reappropriated funds to the Department of Law for the provision of legal services to the Department of Personnel, based on the assumption the Department of Law will require an additional 5.9 FTE.

#### **S.B. 21-101 SUNSET DIRECT-ENTRY MIDWIVES**

Continues the regulation of direct-entry midwives until September 1, 2028. Allows direct-entry midwives to work in birth centers and repeals a reporting requirement during registration renewal. For FY 2021-22, appropriates \$50,080 cash funds from the Health Facilities General Licensure Cash Fund and \$30,000 cash funds from the Vital Statistics Records Cash Fund and 0.6 FTE to the Department of Public Health and Environment.

#### **S.B. 21-103 SUNSET OFFICE OF CONSUMER COUNSEL**

Changes the name of the Office of Consumer Counsel to the Office of the Utility Consumer Advocate and continues the office and the Utility Consumer's Board through September 1, 2028. The bill also expands the scope of the Office and allows the Office to intervene in matters regarding telecommunications utilities. Appropriates \$453,941 cash funds from the Fixed Utility Fund and 3.2 FTE to the Department of Regulatory Agencies in FY 2021-22. Reappropriates \$159,510 to the Department of Law for legal services provided to the Department of Regulatory Agencies.

#### **S.B. 21-106 CONCERNING SUCCESSFUL HIGH SCHOOL TRANSITIONS**

Makes changes to the High School Innovative Learning Pilot Program in the Department of Education encouraging the State Board of Education to select up to 20 applicants for the program beginning in FY 2021-22 and specifies additional criteria for the selection of participating schools and programs. Creates the Fourth-year Innovation Pilot Program in the Department of Higher Education to provide state funding for low-income students who graduate early from high school to use for postsecondary education. Beginning in FY 2022-23, provides specific amounts for students that graduate prior to their fourth year of high school (the greater of 75.0 percent of FY 2021-22 statewide average per pupil funding or \$3,500) and for students that graduate prior to the second semester of their fourth year of high school (the greater of 45.0 percent of FY 2021-22 statewide average per pupil funding or \$2,000). Sets eligibility criteria for participation in the new pilot program and creates reporting requirements for the Department of Higher Education. For FY 2021-22, includes the following General Fund appropriations: (1) \$220,115 and 0.3 FTE to the Department of Education; and (2) \$44,222 and 0.6 FTE to the Department of Higher Education.

#### **S.B. 21-108 PUBLIC UTILITIES COMMISSION GAS UTILITY SAFETY INSPECTION AUTHORITY**

Directs the Public Utilities Commission (PUC) to expand its rules to address operator qualifications, annual reporting requirements, abandoned gas pipelines, mapping of all pipelines within PUC jurisdiction, increased inspections, and pipeline damage enforcement, and increases the maximum penalty for violations of pipeline safety rules. Appropriates \$423,448 General Fund and 3.7 FTE to the Department of Regulatory Agencies for FY 2021-22. Senate Bill 21-272 shifts the source of the funding from the General Fund to the Public Utilities Commission

Fixed Utility Fund. Reappropriates \$53,170 to the Department of Law for 0.3 FTE and legal services provided to the Department of Regulatory Agencies in FY 2021-22.

**S.B. 21-109 BOND PAYMENTS FOR AURARIA HIGHER ED CENTER**

Authorizes the Auraria Higher Education Center (AHEC) to make bond payments for auxiliary facilities in FY 2020-21 and FY 2021-22 from sources other than the revenues generated by the auxiliary facility for which a bond was issued. Requires the three higher education governing boards that operate institutions on the Auraria campus to contribute specific amounts from institutional sources for FY 2020-21 AHEC auxiliary bond payments. These amounts are as follows: \$1,389,300 from the Trustees of Metropolitan State University of Denver, \$980,700 from the Regents of the University of Colorado, and \$380,000 from the State Board for Community Colleges and Occupational Education for a total of \$2,750,000. Provides an appropriation of \$5,500,000, including \$2,750,000 from the General Fund and \$2,750,000 cash funds from institutional sources for AHEC bond payments and bond reserves for FY 2020-21. The cash funds are from the contributions from Metropolitan State University of Denver, the Regents of the University of Colorado, and the Community College System outlined above. No fiscal impact is anticipated in FY 2021-22.

**S.B. 21-112 GENERAL FUND TRANSFER TO CAPITAL CONSTRUCTION FUND STATE PARKS**

Transfers \$20,000,000 from the General Fund to the Capital Construction Fund for FY 2020-21 for capital construction projects at 12 state parks. Appropriates \$20,000,000 Capital Construction Fund to the Department of Natural Resources for FY 2020-21.

**S.B. 21-115 ANNUAL FUNDING FOR TALKING BOOK LIBRARY SERVICES**

Requires the General Assembly to make annual appropriations from the Colorado Telephone Users with Disabilities Fund (which is managed by the Department of Regulatory Agencies) to support the Colorado Talking Books Library in the Department of Education. For FY 2021-22, appropriates \$250,000 cash funds from the Colorado Telephone Users with Disabilities Fund to the Department of Regulatory Agencies and reappropriates that amount to the Department of Education.

**S.B. 21-118 ALTERNATIVE RESPONSE MISTREATMENT AT-RISK ADULTS**

Creates, on or after January 1, 2022, an alternative response pilot program that a participating county department can utilize when it receives a report, related to an at-risk adult, of mistreatment or self-neglect, and the report has identified the risk as lower risk, as defined by rules promulgated by the state Department of Human Services. Requires the Department to:

- Select a maximum of 15 rural and urban county departments to participate in the pilot. Upon receipt of a report, a participating county department will not make a finding nor will it be required to complete unannounced initial in-person interviews, so long as the report has identified the risk as lower risk, as defined by rule of the state department. If, upon further review, the participating county department determines the situation is more severe, it shall revert to the process that is currently set forth in law for investigating a report.
- Provide initial training on the pilot to participating county departments, as well as ongoing technical assistance.
- Promulgate rules for the implementation and administration of the pilot. The rules must include, at a minimum, a description of the risk levels and the parameters around unannounced initial in-person interviews.
- Contract with a third-party evaluator to evaluate the pilot's success or failure, including a consideration of the pilot's effectiveness in achieving outcomes over a 2-year period.
- Submit a summary report to the Health and Human Services Committee of the Senate and the Public and Behavioral Health and Human Services Committee of the House of Representatives as part of its "State Measurement for Accountable, Responsive, and Transparent (SMART) Government Act" presentations in January 2025 and January 2026.

The pilot program is repealed July 1, 2027. Provides an appropriation of \$173,351 General Fund to the Department of Human Services for FY 2021-22, and reflects the assumption that the Department will add 0.9 FTE.

**S.B. 21-119 INCREASING ACCESS TO HIGH-QUALITY CREDENTIALS**

Modifies the Career Development Success Program in the Department of Education and requires the program to identify industry credentials and align those credentials with statewide academic content standards. For FY 2021-22, appropriates \$20,000 General Fund to the Department of Education.

**S.B. 21-126 TIMELY CREDENTIALING OF PHYSICIANS BY INSURERS**

Establishes timelines and parameters for insurance carriers to enter physicians into the networks, and requires the Commissioner of Insurance to investigate related complaints. Sets the time limit for an application to be processed at 60 calendar days after receiving the application. Requires participating physicians to maintain updated records with insurance carriers. Appropriates \$52,505 cash funds from the Division of Insurance Cash Fund and 0.4 FTE to the Department of Regulatory Agencies for FY 2021-22. Reduces General Fund revenue by \$52,505 by diverting insurance premium tax revenues that would otherwise be credited to the General Fund. Reappropriates \$21,268 to the Department of Law for legal services provided to the Department of Regulatory Agencies.

**S.B. 21-128 MODIFICATION TO ADMINISTRATION OF THE NURSING HOME PENALTY CASH FUND**

Transfers primary responsibility for the Nursing Home Penalty Cash Fund from the Department of Health Care Policy and Financing to the Department of Public Health and Environment, makes emergency funding for nursing home closures continuously appropriated to the Department of Health Care Policy and Financing, broadens the projects that can be awarded grants from the fund, removes a prohibition on non-state governmental entities receiving grants, removes a \$10,000 limit on annual administrative costs, and modifies notification requirements around nursing home violations. Reduces FY 2021-22 appropriations from the Nursing Home Penalty Cash Fund to the Department of Health Care Policy and Financing by \$500,000. Appropriates \$2,053,254 in FY 2021-22 from the Nursing Home Penalty Cash Fund to the Department of Public Health and Environment with \$53,254 for 0.8 FTE for administration and \$2,000,000 for grants.

**S.B. 21-129 VETERAN SUICIDE PREVENTION PILOT PROGRAM**

Requires the Department of Human Services to establish a veteran suicide prevention pilot program (pilot program) to reduce the suicide rate and suicidal ideation among veterans by providing no-cost, stigma-free, confidential, and effective behavioral health treatment for up to 700 veterans and their families. The Department is permitted to enter into an agreement with a nonprofit or educational organization to administer the pilot program. The department is required to include information about the pilot program in its annual report to the General Assembly. The pilot program is repealed June 30, 2025. Provides an appropriation of \$1,660,000 General Fund to the Department of Human Services to implement the act.

**S.B. 21-131 PROTECT PERSONAL IDENTIFYING INFORMATION KEPT BY STATE**

Prohibits state agencies from disclosing or making accessible personal identifying information (PII) that is not available to the public for the purpose of investigating for, participating in, cooperating with, or assisting in federal immigration enforcement, except as required by federal or state law or as required to comply with a court-issued subpoena, warrant, or order. The Department of Revenue is prohibited from sharing motor vehicle records with law enforcement agencies and other government agencies if the information is to be used for the purpose of investigating for or assisting in federal immigration enforcement, except as required by federal or state law or as required to comply with a court-issued subpoena, warrant, or order. If a third party requests a record from a state agency and the record contains PII, the state agency is required to retain a written record of the request that contains specified information. Furthermore, on a quarterly basis, the state agency receiving the request must provide the information contained in the written record to the Governor's Office of Legal Counsel for transmittal to the Joint Budget Committee.

Provides the following appropriations for FY 2021-22: \$45,890 cash funds to the Department of Labor and Employment for the Division of Unemployment Insurance, based on the assumption that the Department will require an additional 0.3 FTE; \$14,053 to the Department of Human Services, including \$5,000 General Fund and



\$9,053 cash funds, for adult protective services and the administrative review unit; \$3,393 General Fund to the Department of Personnel for the Colorado State Archives, based on the assumption that this department will require an additional 0.1 FTE; and \$300,986 General Fund to the Department of Revenue for the Division of Motor Vehicles.

#### **S.B. 21-137 BEHAVIORAL HEALTH RECOVERY ACT**

Contains the following provisions:

- Continues the requirement that an opioid prescriber must adhere to the limitations on prescribing opioids.
- Continues funding for the medication-assisted treatment expansion pilot program for the 2020-21 fiscal year and each year thereafter and continues the pilot program indefinitely.
- Expands the Colorado State University AgrAbility project (project) by providing funding for the project's rural rehabilitation specialists to provide information, services, and research-based, stress-assistance information, education, suicide prevention training, and referrals to behavioral health-care services to farmers, ranchers, agricultural workers, and their families to mitigate incidences of harmful responses to stress experienced by these individuals.
- Continues the Harm Reduction Grant Program and continuously appropriates the Harm Reduction Grant Program Cash Fund (which was previously subject to annual appropriation) to the Department of Human Services to support the program.
- Requires a managed care organization (MCO) to notify a person's provider of approval of authorization of services no later than 24 hours after the submission of the request for services. Specifies that the initial authorization for intensive residential treatment must be no less than 7 days, and the initial authorization for transitional residential treatment must be no less than 14 days.
- Requires the state medical assistance program (Medicaid) to include screening for perinatal mood and anxiety disorders for the care giver of each child enrolled in Medicaid (regardless of whether the parent is enrolled in Medicaid) in accordance with the health resources and services administration guidelines.
- Requires the Department of Human Services to develop a statewide data collection and information system to analyze implementation data and selected outcomes to identify areas for improvement, promote accountability, and provide insights to continually improve child and program outcomes.
- Requires the Department of Human Services, in collaboration with the Department of Agriculture, to contract with a nonprofit organization primarily focused on serving agricultural and rural communities in Colorado to provide vouchers to individuals living in rural and frontier communities in need of behavioral health-care services.
- Requires the Center for Research into Substance Use Disorder Prevention, Treatment, and Recovery to support strategies to engage in community engagement activities to address substance use prevention, harm reduction, criminal justice response, treatment, and recovery.
- Continues the building substance use disorder treatment capacity in underserved communities grant program.
- Requires the Perinatal Substance Use Data Linkage Project to utilize data from multiple state-administered data sources when examining certain issues related to pregnant and postpartum women with substance use disorders and their infants.
- Requires the Office of Behavioral Health to use a competitive selection process to select a recovery residence certifying body to certify recovery residences and educate and train recovery residence owners and staff on industry best practices.
- Requires the Office of Behavioral Health to establish a program to provide temporary financial housing assistance to individuals with a substance use disorder who have no supportive housing options when the individual is transitioning out of a residential treatment setting and into recovery or receiving treatment for the individual's substance use disorder. Creates the recovery support services grant program for the purpose of providing recovery-oriented services to individuals with a substance use and co-occurring mental health disorder.
- Continues the appropriation to the maternal and child health pilot program.

- Continues the program to increase public awareness concerning the safe use, storage, and disposal of opioids and the availability of Naloxone and other drugs used to block the effects of an opioid overdose.
- Requires a correctional facility or private contract prison to offer a person in custody, upon release from the facility, at least 2 doses of an opioid reversal medication and education about the appropriate use of the medication.
- Removes municipal, county, or fire program district fire stations from the definition of "safe station" as it relates to the disposal of controlled substances.
- Includes the following appropriations for FY 2021-22:
  - \$1,267,614 total funds, including \$1,017,614 General Fund, to the Department of Health Care Policy and Financing and reflects an assumption that the Department will add 2.8 FTE;
  - \$7,355,000 total funds, including \$4,725,000 Marijuana Tax Cash Funds, to the Department of Higher Education;
  - \$96,790,000 total funds, including \$6,240,000 General Fund, to the Department of Human Services and reflects an assumptions that the Department will add 2.0 FTE;
  - \$50,000 General Fund to the Legislative Department; and
  - \$7,650,000 total funds, including \$750,000 General Fund and \$1,000,000 Marijuana Tax Cash Funds, to the Department of Public Health and Environment and reflects an assumption that the Department will add 1.0 FTE.

#### **S.B. 21-138 IMPROVE BRAIN INJURY SUPPORT IN CRIMINAL JUSTICE SYSTEM**

Subject to available appropriations, requires the Department of Corrections to create a brain injury pilot program to determine whether a comprehensive brain injury program within the department improves outcomes for offenders. Also creates in the Department of Human Services the Brain Injury Support in the Criminal Justice System Task Force to develop a plan to integrate into the criminal justice system a model to identify and support individuals with a brain injury who are in the criminal justice system. Provides \$144,409 General Fund to the Department of Corrections for 0.9 FTE, training and program materials, and contract services in FY 2021-22.

#### **S.B. 21-146 IMPROVE PRISON RELEASE OUTCOMES**

Modifies the eligibility criteria for special needs parole; requires the Office of the State Public Defender to provide a liaison to the Department of Corrections; requires the DOC to pay health insurance premiums for up to six months for certain released senior inmates; and requires studies on health care coverage for senior inmates upon release and of the youthful offender system. Reduces appropriations to multiple state agencies by a net of \$124,242 General Fund in FY 2021-22, including a reduction of \$332,002 General Fund to the Department of Corrections. Increases the amount of funds reappropriated to the Governor's Office of Information Technology by \$229,220 and to the Department of Law by \$30,307 and 0.2 FTE.

#### **S.B. 21-148 CREATION OF FINANCIAL EMPOWERMENT OFFICE**

Creates the Financial Empowerment Office (office) in the Department of Law (DOL), which is charged with growing the financial resilience of Coloradans by expanding access to safe and affordable banking and credit, and free individual financial counseling and coaching, as well as developing stronger consumer protections. Appropriates \$204,028 General Fund and 1.8 FTE to the Department of Law for FY 2021-22, of which \$3,900 is reappropriated to the Department of Personnel and Administration. Appropriates \$17,062 General Fund and 0.4 FTE to the Office of the State Treasurer for FY 2021-22.

#### **S.B. 21-151 LITERACY CURRICULUM TRANSPARENCY**

Requires local education providers to submit certain information related to the Colorado Reading to Ensure Academic Development (READ) Act, including curriculum, instructional programs, uses of early literacy program funding, and data regarding the number of students with early literacy plans that are no longer identified as having a significant reading deficiency. Requires the Department of Education to post the information on the Department's website. For FY 2021-22, appropriates \$91,944 cash funds from the Early Literacy Fund and 0.3 FTE to the Department of Education.

**S.B. 21-154 988 SUICIDE PREVENTION LIFELINE NETWORK**

Implements 988 as the 3-digit number for crisis response services in Colorado by creating the 988 crisis hotline enterprise in the Department of Human Services to fund the 988 crisis hotline and provide crisis outreach, stabilization, and acute care to individuals calling the 988 crisis hotline. Effective January 1, 2022, requires the enterprise to:

- Impose a 988 surcharge on service users in an amount to be established annually by the enterprise, in collaboration with the public utilities commission but not to exceed 30 cents per month.
- Impose a prepaid wireless 988 charge on each retail transaction in an amount to be established annually by the enterprise, in collaboration with the commission but not to exceed 30 cents per each retail transaction.
- Fund a nonprofit organization to operate the 988 crisis hotline and provide intervention services and crisis care coordination to individuals calling the 988 crisis hotline.

Requires each service supplier to collect the surcharge from its service users and remit the collected surcharges to the commission on a monthly basis. Requires each seller to collect the prepaid wireless 988 charge from the consumer on each retail transaction occurring in the state and remit the collected charges to the Department of Revenue. Requires the state treasurer to credit surcharge collections and the prepaid wireless 988 charge to the 988 Surcharge Cash Fund.

Beginning January 1, 2023, requires the Department of Human Services to annually submit information about the usage of the 988 crisis hotline center to the federal substance abuse and mental health services administration, and information about the expenditures of the fund to the Federal Communications Commission, and annually report progress on the implementation of the 988 crisis hotline to the General Assembly. Provides appropriation for FY 2021-22 of:

- \$5,687,692 cash funds to the Department of Human Services and reflects an assumption that the Department will add 1.9 FTE; and
- \$74,566 General Fund to the Department of Revenue, of which \$1,966 is reappropriated to the Department of Personnel.

**S.B. 21-156 NURSE INTAKE OF 911 CALLS GRANT PROGRAM**

Creates a grant pilot program to finance nurse intake of 911 calls to divert non-urgent calls from the emergency room to lower-cost alternatives. Appropriates \$865,583 General Fund and 0.5 FTE to the Department of Public Safety in FY 2021-22 to administer the program.

**S.B. 21-158 INCREASE MEDICAL PROVIDERS FOR SENIOR CITIZENS**

Modifies the Colorado Health Service Corps program in the Department of Public Health and Environment (CDPHE) to include geriatric advanced practice providers. It allows geriatric advanced practice providers who meet certain criteria to participate in an education loan repayment program. In order to be eligible, a geriatric advanced practice provider must enter into a contract to provide such care for at least two years. Appropriates \$400,000 General Fund in FY 2021-22 for loan repayment contracts and administration.

**S.B. 21-166 COLORADO FIRE COMMISSION RECOMMENDATIONS**

Creates the Colorado Coordinated Regional Mutual Aid System (CCRMAS) to provide regional and statewide coordinated response for emergency incidence and adopts recommendations from the Colorado Fire Commission. Appropriates \$1,108,800 General Fund and 7.3 FTE to the Department of Public Safety in FY 2021-22.

**S.B. 21-173 RIGHTS IN RESIDENTIAL LEASE AGREEMENTS**

Increases protections for tenants related to late fees, evictions proceedings, and rental agreements. The bill limits the amount a landlord may charge for late fees, prohibits eviction on the sole basis of failure to pay late fees, and

requires that late fees be disclosed in the rental agreement. Appropriates \$15,756 General Fund and 0.2 FTE to the Judicial Department for FY 2021-22.

#### **S.B. 21-175 PRESCRIPTION DRUG AFFORDABILITY REVIEW BOARD**

Creates the Prescription Drug affordability Review Board to review data and create caps on drug costs. Appropriates for FY 2021-22 \$730,771 cash funds from the Division of Insurance Cash Fund to the Department of Regulatory Agencies for 3.0 FTE and administrative costs to support the board. Of this amount, \$382,824 is reappropriated to the Department of Law for 2.0 FTE and legal services to support the board.

#### **S.B. 21-178 EXTEND CARE SUBFUND DEADLINE FOR COVID-19 PROGRAMS**

To align with federal legislation, extends expenditure or appropriation deadlines for the following programs for which the departments have not yet expended all of their appropriation from the Care Subfund of the General Fund:

- Eviction legal assistance (Sections 2 and 7);
- Human services referral services (Sections 5 and 8);
- Low-income energy assistance (Section 6);
- Behavioral health services (Section 9);
- Immunization operating expenses (Section 10); and
- Local public health agencies in rural areas (Section 10).

Extends the exclusion of the Care Subfund expenditures from the calculation of the General Fund reserve and delays a transfer of any unused money from the Care Subfund to the unemployment compensation fund from December 30, 2020, to December 31, 2021.

#### **S.B. 21-181 EQUITY STRATEGIC PLAN ADDRESS HEALTH DISPARITIES**

Renames the Health Disparities Grant Program in the Department of Public Health and Environment to the Health Disparities and Community Grant Program and expands its functions. The program's grantmaking scope is broadened to address social determinants of health for underrepresented populations. In addition, the bill specifies that the program fund may receive appropriations from the General Assembly, and requires the office to develop grant application criteria for community organizations seeking grant funding. Appropriates \$4,821,035 General Fund and \$51,783 cash funds, as well as 2.3 FTE, to the Department of Public Health and Environment to expand the program's scope.

#### **S.B. 21-185 SUPPORTING EDUCATOR WORKFORCE IN COLORADO**

Makes a variety of statutory changes to address teacher preparation, recruitment, and retention, including the following provisions:

- Modifies requirements associated with the renewal of adjunct instructor authorizations and the employment of adjunct instructors by public schools.
- Requires the Department of Education to: (1) promote existing programs to support teacher recruitment, preparation, and retention; and (2) provide technical assistance to support local education providers in accessing the programs.
- No later than the 2022-23 school year, requires the Department of Higher Education, in consultation with the Department of Education, to design a career pathway for students to enter the teaching profession.
- Creates the Teacher Recruitment Education and Preparation (TREP) program in the Department of Education to allow students to concurrently enroll in postsecondary courses for two years following the student's twelfth grade year and specifies requirements for designation as a TREP program participant (including that the student be in the teaching career pathway). Beginning with the 2022-23 school year, requires the General Assembly to annually decide on the number of TREP program participants to fund in the Long Bill (to be funded at the same per pupil amount as Accelerating Students through Concurrent Enrollment (ASCENT) program participants).

- Creates the Educator Recruitment and Retention Program in the Department of Education to provide support to members of the armed forces, nonmilitary-affiliated educator candidates, and local education providers to recruit and retain qualified educators. Specifies requirements for the Department's operation of the program.
- Requires the University of Colorado Health Sciences Center to provide support services for educators through the Educator Well-Being and Mental Health Program in the Department of Psychiatry. Specifies eligible services and authorizes the Department of Higher Education to enter into a fee-for-service contract to provide funding for the program.
- Restores funding for the Educator Loan Forgiveness Program in the Department of Higher Education and the Quality Teacher Recruitment Program in the Department of Education, both of which were reduced for FY 2020-21.

The following table shows the FY 2021-22 appropriations included in S.B. 21-185.

S.B. 21-185 FY 2021-22 APPROPRIATIONS				
	TOTAL FUNDS	GENERAL FUND	REAPPROPRIATED FUNDS	FTE
<b>Department of Education</b>				
Financial assistance through the educator recruitment and retention program	\$5,000,000	\$5,000,000	\$0	0.0
Quality teacher recruitment program	3,000,000	3,000,000	0	0.0
Educator effectiveness unit administration	1,087,310	1,087,310	0	3.8
Teacher recruitment and preparation program	45,546	45,546	0	0.5
<b>Subtotal - Department of Education</b>	<b>\$9,132,856</b>	<b>\$9,132,856</b>	<b>\$0</b>	<b>4.3</b>
<b>Department of Higher Education</b>				
Appropriation to Educator Loan Forgiveness Fund	\$2,500,000	\$2,500,000	\$0	0.0
Teacher recruitment education and preparation (TREP) program	479,556	239,778	239,778	0.0
Educator loan forgiveness program administration	398,963	398,963	0	0.5
Department of Higher Education for educator career pathway	64,023	64,023	0	1.0
<b>Subtotal - Department of Higher Education</b>	<b>\$3,442,542</b>	<b>\$3,202,764</b>	<b>\$239,778</b>	<b>1.5</b>
<b>Total</b>	<b>\$12,575,398</b>	<b>\$12,335,620</b>	<b>\$239,778</b>	<b>5.8</b>

### **S.B. 21-189 CWCB PROJECTS**

Appropriates \$4,250,000 cash funds from the Colorado Water Conservation Board (CWCB) Construction Fund to the Department of Natural Resources (DNR) in FY 2021-22 for various water-related projects. Also reinstitutes a continuous \$150,000 cash funds appropriation from the CWCB Construction Fund to the DNR for distribution to Water Education Colorado beginning in FY 2020-21.

### **SB. 21-193 PROTECTION OF PREGNANT PEOPLE IN PERINATAL PERIOD**

Addresses medical malpractice insurance coverage, policies for health facilities that provide labor and delivery services, and the treatment of pregnant persons in correctional facilities. Provides \$148,783 General Fund and 1.3 FTE for the Department of Corrections and \$50,215 General Fund and 0.6 FTE for the Department of Public Health and Environment in FY 2021-22.

### **SB. 21-194 MATERNAL HEALTH PROVIDERS**

Requires state-regulated health insurers to pay for labor and delivery services in a manner that does not discriminate based on the type of provider or facility and promotes high-quality, cost-effective care, and prevents risk in subsequent pregnancies. Requires providers to accept transfers from a home or birthing center and requires birth certificate worksheet forms to indicate where a person intended to give birth at the onset of labor. Expands both Medicaid and the Children's Basic Health Plan, pending federal approval, to allow anyone who qualified for 60 days of postpartum care to remain eligible for all services for 12 months. Modifies and expands the responsibilities of the Maternal Mortality Review Committee. Provides \$559,372 total funds, including \$77,993 General Fund and \$481,379 federal funds, and 0.7 FTE to the Department of Health Care Policy and Financing in FY 2021-22 for administrative and information technology costs associated with the expanded benefits. Of this amount, \$291,732 is

reappropriated to the Office of the Governor for the Office of Information Technology. Also, appropriates \$82,243 General Fund to the Department of Public Health and Environment in FY 2021-22 for 0.5 FTE and administrative costs to support the Maternal Mortality Review Committee.

#### **S.B. 21-196 LEGISLATIVE APPROPRIATION BILL**

Legislative appropriation act for FY 2021-22.

#### **S.B. 21-199 REMOVE BARRIERS TO CERTAIN PUBLIC OPPORTUNITIES**

Repeals existing provisions, effective July 1, 2022, that require a person to demonstrate the their lawful presence in the United States to be eligible for certain public benefits and requires that lawful presence is not a requirement of eligibility for state or local public benefits, as defined by 8 U.S.C. sec. 1621. Amends certain statutory provisions to clarify acceptable documents to demonstrate eligibility. Repeals the requirement that a state agency or political subdivision is prohibited from entering into or renewing a public contract with a contractor who knowingly employs or contracts with persons who are undocumented and repeals any associated statutory provisions. Provides the following FY 2021-22 appropriations: \$178,627 total funds, including \$47,768 General Fund and \$130,859 federal Child Care Development Funds, to the Department of Human Services; and \$83,881 General Fund to the Department of Revenue.

#### **S.B. 21-201 STRICTER TRANSPARENCY & ENFORCEMENT IN CHILD CARE**

Addresses concerns related to child care providers that are operating without a valid license or are exempt from licensure, including:

- Adding a requirement for the Department of Human Services to include the names and locations of cease-and-desist orders that have been issued against child care providers on the Department's child care provider website that is accessible to the public;
- Adding an additional requirement for the Department to post on its website the name and location of any provider operating outside the allowed exemptions and to whom one or more cease-and-desist order has been issued. The information posted must include name, location, and total number of cease-and-desist orders issued to the same provider;
- Establishing that a person operating a facility, whether licensed or exempt from licensure, that has received a cease-and-desist order from the Department or a county department and who fails to cure the violation cited by the Department or a county department in the allotted period is guilty of a petty offense;
- Revising and increasing the language related to civil penalties and fines for persons operating a facility, whether licensed or exempt from licensure; and
- Clarifying that those petty offenses count toward the withholding of Colorado Child Care Assistance Program money for family child care home providers.

Provides an appropriation of \$83,375 federal Child Care Development Funds to the Department of Human Services for FY 2021-22.

#### **S.B. 21-202 PUBLIC SCHOOL AIR QUALITY IMPROVEMENT GRANTS**

Transfers \$10,000,000 from the General Fund to the Public School Capital Construction Assistance Fund (PSCCAF) and then appropriates that amount from the PSCCAF to the Department of Education to provide grants for public school air quality improvement projects in FY 2020-21. Includes criteria for the prioritization of projects. Also makes the appropriation available to the Department of Education through FY 2021-22.

#### **S.B. 21-203 FUNDING FOR COLORADO PROUD**

Appropriates \$2,500,000 from the General Fund to the Agricultural Markets Division's Colorado Proud Program within the Department of Agriculture (CDA) for FY 2020-21. Dollars not expended July 1, 2021 are further appropriated to the Department for the same purpose in FY 2021-22.

**S.B. 21-204 RURAL ECONOMIC DEVELOPMENT INITIATIVE GRANT PROGRAM FUNDING**

Appropriates \$5,000,000 from the General Fund to the existing Rural Economic Development Initiative Grant Program within the Department of Local Affairs for FY 2021-22. Allows the Department to use up to 3.75 percent of the appropriation in the bill for administrative costs for grants awarded from the appropriation in the bill. Dollars not expended July 1, 2022 are further appropriated to the Department for the same purpose in FY 2022-23.

**S.B. 21-205 LONG BILL**

General appropriations act for FY 2021-22. Includes supplemental appropriations for FY 2019-20 and FY 2020-21.

**S.B. 21-206 EDUCATOR LICENSURE CASH FUND**

Extends the continuous appropriation of the Educator Licensure Cash Fund, which supports the Office of Professional Services in the Department of Education, through FY 2023-24 rather than allowing the continuous appropriation to expire at the end of FY 2020-21 as under previous statute.

**S.B. 21-207 PUBLIC SCHOOL CAPITAL CONSTRUCTION ASSISTANCE FUND TRANSFER**

Transfers \$100,000,000 from the Marijuana Tax Cash Fund to the Public School Capital Construction Assistance Fund in FY 2021-22. Also appropriates \$100,000,000 cash funds from the Public School Capital Construction Assistance Fund to the Department of Education to support cash grants provided through the Building Excellent Schools Today (BEST) program in FY 2021-22.

**S.B. 21-208 GENERAL FUND TRANSFER TO STATE EDUCATION FUND**

Transfers \$100,000,000 from the General Fund to the State Education Fund in FY 2021-22.

**S.B. 21-209 TRANSFER TO GENERAL FUND FROM REPEALED CASH FUNDS**

Transfers money from two cash funds that were statutorily repealed to the General Fund, increasing the amount of General Fund available by \$54,187. For both cash funds the principal originated as General Fund when the fund was created. The Economic Gardening Pilot Project Fund had a balance of \$15,813 and Public School Energy Efficiency Fund had a balance of \$38,187.

**S.B. 21-210 REMOTE SUPPORTS FOR ELDERLY, BLIND, & DISABLED WAIVER**

Expands the definition of "electronic monitoring services" to include other remote supports as the definition relates to the Home- and Community-based Services waiver program for the elderly, blind, and disabled.

**S.B. 21-211 ADULT DENTAL BENEFIT**

Repeals the temporary \$1,000 annual cap on the Medicaid adult dental benefit that was imposed by H.B. 20-1361. Transfers \$1,139,402 from the General Fund to the Unclaimed Property Trust Fund in FY 2020-21. Repeals a scheduled FY 2021-22 transfer of \$2,278,804 from the Unclaimed Property Trust Fund to the General Fund. Provides \$5,565,000 total funds to the Department of Health Care Policy and Financing, including \$331,462 cash funds from the Healthcare Affordability and Sustainability Fee, \$1,187,152 from the Adult Dental Fund, and \$4,042,125 federal funds, for the projected additional service costs without the dental benefit cap.

**S.B. 21-212 PRIMARY CARE PAYMENTS ALIGN FEDERAL FUNDING**

Requires the Department of Health Care Policy and Financing to align payments from the Primary Care Fund with Medicaid in order to maximize federal funds to the extent permitted by the federal government while maintaining compliance with the constitutional purpose of the Primary Care Fund. The bill is expected to result in an additional \$25,330,755 matching federal funds for the Department of Health Care Policy and Financing in FY 2021-22 for primary care providers that receive payment from the Primary Care Fund who are also Medicaid providers. Providers that do not participate in Medicaid will still receive payments from the Primary Care Fund in proportion to the medically indigent clients served, but they will not receive the matching federal funds.

**S.B. 21-213 USE OF INCREASED MEDICAID MATCH**

Extends provisions of H.B. 20-1385 that allowed the General Fund to receive the benefit that accrues to cash funds from the higher federal match for Medicaid provided by the federal Families First Coronavirus Relief Act. The modified provisions last as long as the higher federal match is available. Specifically:

- If a provider that receives local government funding submits a certification of public expenditure for that local government support, then the provider receives 50 percent federal matching funds and any federal funds in excess of 50 percent are transferred to the General Fund.
- For the provider fee on hospitals, called the Healthcare Affordability and Sustainability (HAS) Fee, a temporary new purpose is created to offset General Fund for the Medical Assistance Program in the amount of federal funds in excess of 50 percent.
- For the provider fee on nursing homes a temporary new purpose is created to offset General Fund for the Medical Assistance Program in the amount of federal funds in excess of 50 percent.
- For the Anschutz Medical Campus at the University of Colorado a temporary exception to the higher education funding distribution formula reduces the General Fund by the amount of federal funds in excess of 50 percent.

Makes the following changes to FY 2021-22 appropriations:

S.B. 21-213 APPROPRIATION CHANGES					
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
<b><u>Health Care Policy and Financing (HCPF)</u></b>					
Provider fee on hospitals (HAS fee)					
Supplemental Payments	\$0	(\$26,633,586)	\$26,633,586	\$0	\$0
Safety Net Providers (DSH)	0	(27,060,707)	27,060,707	0	0
CU School of Medicine	(23,358,871)	0	0	(10,231,185)	(13,127,686)
Provider fee on nursing homes	0	(3,636,041)	3,636,041	0	0
<b>TOTAL HCPF</b>	<b>(\$23,358,871)</b>	<b>(\$57,330,334)</b>	<b>\$57,330,334</b>	<b>(\$10,231,185)</b>	<b>(\$13,127,686)</b>
<b><u>Higher Education (HED)</u></b>					
Fee-for-service contracts for specialty education	(10,231,185)	(10,231,185)	0	0	0
Regents of the University of Colorado	(10,231,185)	0	0	(10,231,185)	0
<b>TOTAL HED</b>	<b>(\$20,462,370)</b>	<b>(\$10,231,185)</b>	<b>\$0</b>	<b>(\$10,231,185)</b>	<b>\$0</b>
<b>Grand Total</b>	<b>(\$43,821,241)</b>	<b>(\$67,561,519)</b>	<b>\$57,330,334</b>	<b>(\$20,462,370)</b>	<b>(\$13,127,686)</b>

The bill is projected to make the following changes to revenue:

FEDERAL FUNDS TRANSFERRED TO GENERAL FUND		
CERTIFIED PUBLIC EXPENDITURE BY:	FY 21-22	FY 22-23
Public school health services	\$3,252,963	\$200,728
Public Emergency Medical Transportation providers	2,400,347	4,070,821
University of Colorado Hospital	218,807	306,126
Denver Health	629,359	0
UCHealth Memorial Hospital	895,342	236,665
<b>TOTAL</b>	<b>\$7,396,818</b>	<b>\$4,814,340</b>

**S.B. 21-214 STATE PAYMENT HOSPICE PROVIDERS RESIDENTIAL CARE**

Authorizes a state payment to qualified hospice providers, as defined in the bill, that provide hospice services in a licensed hospice facility to persons enrolled in the medical assistance program who are eligible for care in a nursing facility but who are unable to secure a bed in a nursing facility due to the presence of COVID-19 in the state or for other reasons described in the bill. The eligible patient, as defined in the bill, must have a hospice diagnosis. The state payment to a qualified hospice provider is limited to not more than 28 days for each eligible patient. The qualified hospice provider must provide residential services to an eligible patient during the fourth quarter of the 2020-21 fiscal year or during the 2021-22 fiscal year. The state payment is an amount equal to one-half of the statewide average per diem rate for nursing facilities. State payments are limited to appropriations for this purpose.



The Department of Health Care Policy and Financing shall administer the state payment and shall seek input from qualified hospice providers concerning the administration of the payment and the allocation of available appropriations. Provides an appropriation of \$684,000 General Fund to the Department of Health Care Policy and Financing for FY 2020-21. Any money not expended prior to July 1, 2021 is further appropriated to the Department for the 2021-22 state fiscal year for the same purpose.

#### **S.B. 21-215 USE OF OPEN EDUCATIONAL RESOURCES IN HIGHER ED**

Reauthorizes and modifies programs to promote the use of open educational resources in higher education. Open educational resources are teaching, learning, and research resources that reside in the public domain or have been released under an intellectual property license that permits free use and repurposing by others. The State's Open Educational Resources Council, which includes faculty, librarians, and other experts in the field, recommends policies for promoting the adaptation, creation, and use of open educational resources at public institutions of higher education across the state. The Council's duties include implementing the Open Educational Resources Grant Program, which provides funding for public institutions of higher education, faculty, and staff to create and expand the use of open educational resources. Provides an appropriation of \$1,108,200 General Fund to the Department of Higher Education for FY 2021-22 and reflects the assumption that the Department will add 1.0 FTE. Appropriations at this level are expected to continue through FY 2025-26.

#### **S.B. 21-216 AUXILIARY SERVICES RURAL AREAS**

Requires the Colorado Commission for the Deaf, Hard of Hearing, and DeafBlind (commission) to arrange for the provision of auxiliary services in rural areas of the state, including the provision of training and outreach regarding the auxiliary services. The commission is required to report annually on the program to the Joint Budget Committee. Amends the definition of "entity" regarding entities eligible to apply to the commission for grant money to remove the requirement that a not-for-profit organization must be a community-based organization to be eligible to apply for grant money. Directs the Public Utilities Commission to implement a cost-recovery mechanism to support the provision of auxiliary services in rural areas of the state.

#### **S.B. 21-217 MARKET RATE STUDY FOR CHILD CARE ASSISTANCE PROGRAM**

Adjusts the contractual and reporting requirement for a market rate study of provider rates for the Colorado Child Care Assistance Program to every three years. Reduces the General Fund appropriation to the Department of Human Services by \$55,000 for FY 2021-22.

#### **S.B. 21-218 CDLE EMPLOYMENT AND TRAINING TECHNOLOGY FUND**

Modifies statute to enable revenue from a 0.04 percent assessment on employers' unemployment insurance premiums to continue to be deposited to the Employment and Training Technology Fund, which supports Department of Labor and Employment (CDLE) technology projects. Consistent with the law before this bill was enacted, revenue to this fund was suspended during FY 2020-21 when the balance in the Unemployment Insurance Trust Fund fell below \$100 million. Under this bill, the Employment and Training Technology Fund receives all of the 0.04 percent assessment revenue (uncapped) between enactment in late FY 2020-21 and June 30, 2023, yielding estimated cumulative revenue of \$35.9 million over this period. After that, revenue is capped at \$7.0 million per year until June 30, 2031 (\$56 million total), when provisions repeal. Any amounts that are not deposited to this fund are instead deposited to the Unemployment Insurance Trust Fund.

#### **S.B. 21-219 APPROPRIATIONS FROM THE COLORADO AVALANCHE INFORMATION CENTER FUND**

Continuously-appropriates reappropriated funds received from the Colorado Department of Transportation to the Department of Natural Resources as part of the Highway Avalanche Safety Program.

#### **S.B. 21-221 FOREST RESTORATION AND WILDFIRE RISK MITIGATION GRANT PROGRAM**

Removes a statutory \$1,000,000 limit on the state share of individual grant projects under the Forest Restoration and Wildfire Risk Mitigation Grant Program and requires the program's advisory panel to show preference to

applicants that have adopted or plan to adopt local wildfire risk reduction measures that complement funds provided through the Program.

**S.B. 21-222 MARKET RATE STUDY FOR CHILD CARE ASSISTANCE PROGRAM**

Repeals the state recovery audit program, effective July 1, 2022. Reduces the FY 2021-22 General Fund appropriation to the Department of Personnel by \$64,714 and the related FTE by 1.0 FTE.

**S.B. 21-223 LOCATION OF DOR ADMINISTRATIVE HEARING**

Allows a Department of Revenue administrative hearing to be held at a location designated by the executive director in either Adams, Arapahoe, Boulder, Broomfield, Denver, Douglas, or Jefferson County, or, at the election of the taxpayer, by video conference. Also specifies that if the taxpayer resides or has their principle place of business in Colorado and the disputed deficiency is either \$200 or less, or involves sales and use taxes regardless of the amount, then the hearing may be held, at the election of the taxpayer, in the district office of the Department nearest to the place where the taxpayer resides or has their principal place of business in Colorado.

**S.B. 21-224 CAPITAL-RELATED TRANSFERS OF MONEY**

To fund FY 2021-22 capital construction projects, transfers:

- \$191,289,178 from the General Fund to the Capital Construction Fund;
- \$8,000,000 from the Emergency Controlled Maintenance Account to the Capital Construction Fund; and
- \$500,000 from the General Fund Exempt Account to the Capital Construction Fund for highway construction projects.

For FY 2021-22 information technology projects, transfers:

- \$27,040,302 from the General Fund to the Information Technology Capital Account.

Also transfers for FY 2021-22, \$110,000,000 from the General Fund to the Controlled Maintenance Trust Fund to be appropriated in FY 2022-23 for controlled maintenance budget requests prioritized by the State Architect as level one and level two controlled maintenance projects.

**S.B. 21-225 REPAY CASH FUNDS FOR 2020 TRANSFERS**

Requires the state treasurer to transfer \$5,000,000 General Fund to the Off-highway Vehicle Recreation Fund and \$5,000,000 General Fund to the Small Communities Water and Wastewater Grant Fund in FY 2021-22.

**S.B. 21-226 INCREASE IN THE GENERAL FUND RESERVE**

Increases the statutory General Fund reserve requirement for FY 2021-22 and subsequent years as follows:

- From 2.86 percent of appropriations for FY 2021-22 to 13.4 percent;
- From 7.25 percent of appropriations for FY 2022-23 and subsequent fiscal years to 15.0 percent.

**S.B. 21-227 STATE EMERGENCY RESERVE**

Under the Taxpayer's Bill of Rights (TABOR) and the implementing legislation, the State is required to maintain a State Emergency Reserve (Reserve) for use only in declared emergencies. Senate Bill 21-227:

- Designates the cash and capital assets that constitute the Reserve for the 2021-22 fiscal year (components of the Reserve for FY 2020-21 and FY 2021-22 are detailed in the table below);
- Creates the State Emergency Reserve Cash Fund to be some or all of the Reserve;
- On June 30, 2021, requires the State Treasurer to transfer to the State Emergency Reserve Cash Fund \$101,000,000 from the General Fund and \$100,000,000 from the Controlled Maintenance Trust Fund (CMTF); and
- Creates a replenishment mechanism by requiring that if money from any fund that is designated as part of the Reserve is expended for a declared emergency and the State subsequently receives reimbursement for the

expenditure, the State Treasurer shall deposit the reimbursement into the fund that was the source of the expenditure.

The \$100.0 million transferred from the CMTF originated as General Fund that was transferred to the CMTF through S.B. 20B-004. The Governor transferred this full amount to the Disaster Emergency Fund (DEF), but is expected to credit \$100.0 million to the CMTF from reimbursements received from the federal government for expenditures from the DEF as intended by S.B. 20B-004.

DESIGNATED STATE EMERGENCY RESERVE				
	FY 2020-21	% OF TOTAL	FY 2021-22	% OF TOTAL
<b>Cash Assets:</b>				
Disaster Emergency Fund	\$75,000,000		\$48,000,000	
State Emergency Reserve Cash Fund - transfer from General Fund	0		101,000,000	
Controlled Maintenance Trust Fund (CMTF)	73,000,000		0	
State Emergency Reserve Cash Fund - transfer from CMTF	0		100,000,000	
Unclaimed Property Tourism Promotion Trust Fund	5,000,000		5,000,000	
Colorado Water Conservation Board Construction Fund	33,000,000		33,000,000	
Major Medical Insurance Fund	63,000,000		59,000,000	
Marijuana Tax Cash Fund	0		100,000,000	
<b>Subtotal:</b>	<b>\$249,000,000</b>	<b>60.9%</b>	<b>\$446,000,000</b>	<b>93.9%</b>
<b>Capital Assets: State Properties up to:</b>	<b>\$160,000,000</b>	<b>39.1%</b>	<b>\$29,000,000</b>	<b>6.1%</b>
<i>Value of State Properties Listed in Headnote:</i>				
<i>State Parking Garage (1350 Lincoln Street, Denver)</i>	<i>\$11,986,350</i>		<i>\$0</i>	
<i>Centennial Building (1313 Sherman Street, Denver)</i>	<i>37,308,975</i>		<i>0</i>	
<i>Human Services Building (1575 Sherman Street, Denver)</i>	<i>32,180,900</i>		<i>0</i>	
<i>Grant Street Building (1570 Grant Street, Denver)</i>	<i>6,004,338</i>		<i>0</i>	
<i>Capitol Annex Building (1375 Sherman Street, Denver)</i>	<i>28,930,625</i>		<i>29,682,821</i>	
<i>State Services Building (1525 Sherman Street, Denver)</i>	<i>44,879,625</i>		<i>0</i>	
<i>Legislative Services Building (200 E 14th Ave, Denver)</i>	<i>17,357,350</i>		<i>0</i>	
<b>Subtotal</b>	<b>\$178,648,163</b>		<b>\$29,682,821</b>	
<b>TOTAL</b>	<b>\$409,000,000</b>	<b>100.0%</b>	<b>\$475,000,000</b>	<b>100.0%</b>

#### **S.B. 21-228 PERA PAYMENT CASH FUND**

Creates the PERA Payment Cash Fund (Fund) and appropriates \$380,000,000 General Fund to the Fund for the 2020-21 state fiscal year. The State Treasurer is authorized to use the money in the Fund for any of the General Fund portion of the \$225 million direct distribution payment to PERA on July 1, 2022, or future years and for any of the State's employer contributions or disbursements.

#### **S.B. 21-229 RURAL JUMP-START ZONE GRANT PROGRAM**

Creates the Rural Jump-Start Zone Grant Program within the Office of Economic Development and Trade (OEDIT) and creates the Rural-Jump Start Grant Fund. Any money not expended or encumbered in the fund at the end of a fiscal year remains available for expenditure in the next fiscal year without further appropriation. Includes an appropriation to the Office of the Governor of \$3,000,000 from the General Fund to the Rural-Jump Start Grant Fund in FY 2021-22 and a corresponding appropriation in the same amount from the Rural-Jump Start Grant Fund to the OEDIT for administration and grants.

#### **S.B. 21-230 TRANSFER TO CO ENERGY OFFICE ENERGY FUND**

Transfers \$40.0 million in FY 2020-21 from the General Fund to the Energy Fund administered by the Colorado Energy Office for renewable and clean energy programs. The Colorado Energy Office is authorized to use the funds to advance energy efficiency and renewable energy throughout the state, and for the purposes of:

- making grants of up to \$30.0 million to the Colorado Clean Energy Fund;
- making grants of up to \$3.0 million to the Colorado New Energy Improvement District;

- expending up to \$2.0 million on the Residential Energy Upgrade Loan Program; and
- expending up to \$5.0 million on the Charge Ahead Colorado Program.

#### **S.B. 21-231 ENERGY OFFICE WEATHERIZATION ASSISTANCE**

Transfers \$3.0 million from the General Fund to the Colorado Energy Office in FY 2020-21 to provide grants for its Weatherization Assistance Program. The grants must be awarded prior to June 30, 2022. The CEO must report on grant expenditures to the Governor's Office and the General Assembly by September 2, 2022.

#### **S.B. 21-232 DISPLACED WORKERS GRANT**

Includes a legislative declaration explaining why money received by the State under the American Rescue Plan Act of 2021 may be used for the Colorado Opportunity Scholarship Initiative Displaced Workers Grant Program. Provides an FY 2020-21 appropriation of \$15,000,000 from the Workers, Employers, and Workforce Centers Cash Fund, from federal Coronavirus State Fiscal Recovery Fund money, to the Department of Higher Education for the Colorado Opportunity Scholarship Initiative Displaced Workers Grant. Also provides an FY 2020-21 appropriation of \$15,000,000 from the General Fund to the Department of Personnel and Administration for the Workers, Employers, and Workforce Centers Cash Fund.

#### **S.B. 21-233 CDLE UNEMPLOYMENT INSURANCE DIVISION ENTERPRISE**

Requires the Colorado Department of Labor and Employment to study the feasibility of administering a wage replacement program for individuals who are unemployed through no fault of their own and who are ineligible for regular unemployment benefits due to their immigration status. Includes an appropriation of \$75,000 General Fund to the Department of Labor and Employment for FY 2021-22 to contract for the study.

#### **S.B. 21-234 GENERAL FUND TRANSFER AGRICULTURE AND DROUGHT RESILIENCY**

Creates the Agriculture and Drought Resiliency Fund in the Department of Agriculture and transfers \$3,000,000 from the General Fund to the new fund in FY 2020-21 and makes an appropriation of \$3,000,000 from the fund. The department will collaborate and coordinate with the Department of Natural Resources, the Colorado Water Conservation Board, and the Governor's Agricultural Impact Task Force to identify the most effective and efficient uses of the fund. This will include activities that promote the ability of the state to anticipate, prepare for, mitigate, adapt to, or respond to any event, trend, or climatological disturbance related to drought or climate.

#### **S.B. 21-235 STIMULUS FUNDING DEPARTMENT OF AGRICULTURE EFFICIENCY PROGRAMS**

Creates a one-time transfer of \$3,000,000 from the General Fund to the Agriculture Value-Added Cash Fund to support the Department of Agriculture's (CDA's) Advancing Colorado's Renewable Energy and Energy Efficiency (ACRE3) program and appropriates \$2,000,000 from the General Fund to the Conservation Services Division within CDA in FY 2020-21 to administer voluntary soil health programs. The voluntary soil health program created in the bill includes:

- Grants for soil health activities;
- Systems for monitoring the environmental or economic benefits of soil health practices;
- A state soil health inventory and platform; and
- Soil health testing programs.

#### **S.B. 21-236 INCREASE CAPACITY EARLY CHILDHOOD CARE & EDUCATION**

Creates four new grant programs to increase capacity for early childhood care and education, improve recruitment and retention rates for early childhood educators, and improve salaries for educators. Creates the:

- Employer-based Child Care Facility Grant Program;
- Early Care and Education Recruitment and Retention Grant and Scholarship Program;
- Child Care Teacher Salary Grant Program; and
- Community Innovation and Resilience for Care and Learning Equity (CIRCLE) Grant Program.

Eliminates the repeal dates for the Child Care Sustainability Grant Program and the Emerging and Expanding Child Care Grant Program. Provides an FY 2020-21 appropriation of \$8,800,000 General Fund to the Department of Human Services, based on the assumption the Department will require an additional 1.0 FTE. Any funds not expended prior to July 1, 2021 are further appropriated to the Department for FY 2021-22. Provides an FY 2021-22 appropriation of \$378,864,512 federal Child Care Development Funds to the Department of Human Services, based on the assumption the Department will require an additional 22.0 FTE. Of the federal funds appropriated in FY 2021-22, \$309,500,664 are further appropriated to the Department for FY 2022-23, if unexpended in FY 2021-22.

**S.B. 21-237 CREATE FOREST HEALTH COUNCIL IN DEPARTMENT OF NATURAL RESOURCES**

Creates the Forest Health Council within the Division of Forestry in the Department of Natural Resources. This council was previously housed within the State Forest Service at Colorado State University. Appropriates \$668 General Fund to the Legislative Department in FY 2021-22.

**S.B. 21-239 2-1-1 STATEWIDE HUMAN SERVICES REFERRAL SYSTEM**

Requires the Colorado 2-1-1 to provide referrals to behavioral health services and requires the state to partner with Colorado 2-1-1 to conduct targeted outreach for the hotline. Provides an appropriation of \$1,000,000 General Fund to the Department of Human Services for FY 2020-21 for a grant to the Colorado 2-1-1 Collaborative and allows any unexpended amount to roll forward to FY 2021-22. Provides an appropriation of \$5,741 General Fund to the Department of Labor and Employment for FY 2021-22 for the Division of Unemployment Insurance.

**S.B. 21-240 WATERSHED RESTORATION GRANT PROGRAM STIMULUS**

Provides funding to protect watersheds against the impacts of wildfires through the existing Watershed Restoration Grant Program administered by the Department of Natural Resources. Transfers \$30,000,000 General Fund to the Colorado Water Conservation Board (CWCB) Construction Fund in FY 2020-21. Appropriates \$30,000,000 cash funds from the CWCB Construction Fund to the Department of Natural Resources until expended, beginning in FY 2020-21.

**S.B. 21-241 SMALL BUSINESS ACCELERATED GROWTH PROGRAM**

The bill creates the Small Business Accelerated Growth Program in the Office of Economic Development and International Trade (OEDIT) to provide business development support to businesses with fewer than 19 employees. Provides an appropriation in FY 2020-21 of \$1,650,000 million General Fund to the Office of Economic Development and International Trade in the Office of the Governor.

**S.B. 21-242 HOUSING DEVELOPMENT GRANTS HOTELS TENANCY SUPPORT PROGRAM**

Broadens the uses of the Housing Development Grant Fund within the Department of Local Affairs to allow for rental assistance, tenancy support service programs, and awarding grants and loans for the rental, acquisition, or renovation of underutilized hotels, underutilized motels, and other underutilized properties to provide non-congregate sheltering or affordable housing for people experiencing homelessness. Expands those who are eligible to benefit from the rental assistance and tenancy support programs to include individuals experiencing homelessness. Requires the Department to report on the rental and tenancy support service programs provided for the purposes stated in the bill annually to the assigned committees of reference. Transfers \$15,000,000 from the General Fund to a new subaccount of the Housing Development Grant Fund for the above purposes in FY 2020-21. Transfers \$30,000,000 from the Affordable Housing and Home Ownership Cash Fund that originates as federal Coronavirus State Fiscal Recovery Funds authorized by the American Rescue Plan Act of 2021 to the Housing Development Grant Fund and transfers \$15,000,000 from the General Fund to the Affordable Housing and Home Ownership Cash Fund in FY 2020-21.

**S.B. 21-243 COLORADO DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT APPROPRIATION PUBLIC HEALTH INFRASTRUCTURE**

Appropriates \$21,000,000 cash funds and 121.4 FTE to the Department of Public Health and Environment (CDPHE) for three fiscal years starting in FY 2021-22 for state and local public health administration and support. For FY 2021-22 the appropriation is from the Economic Recovery and Relief cash fund, while out year appropriations will be from the General Fund. In FY 2021-22 only, appropriates \$14,500,000 from the General Fund to the Economic Recovery and Relief Cash Fund.

**S.B. 21-244 LEGISLATIVE AIDE HEALTH BENEFITS**

Provides funding for state health, life, dental, and short-term disability insurance benefits for legislative aides. Appropriates \$617,348 General Fund to the Legislative Department for FY 2021-22, and converts one aide per legislative member to permanent part-time positions of 0.7 FTE each (a total of 70.0 FTE), thereby making these legislative aides eligible to enroll in state benefits.

**S.B. 21-245 BACKCOUNTRY SEARCH AND RESCUE**

Requires the Department of Natural Resources to conduct a study of the challenges of backcountry search and rescue and perform statewide outreach and training for volunteers. Appropriates \$216,070 General Fund and 1.5 FTE to the Department of Natural Resources in FY 2021-22.

**S.B. 21-246 ELECTRIC UTILITY PROMOTE BENEFICIAL ELECTRIFICATION**

Requires investor-owned electric utilities to file beneficial electrification plans with the Public Utilities Commission (PUC) starting April 1, 2022 and no less frequently than every three years. The PUC must allow for cost recovery for implementing beneficial electrification plans. Requires participating utilities to submit annual reports to the PUC describing plan implementation. In FY 2021-22, appropriates \$168,448 cash funds from the Fixed Utility Fund and 1.6 FTE to the Department of Regulatory Agencies. Appropriates \$73,351 General Fund and 0.9 FTE to the Department of Labor and Employment.

**S.B. 21-248 LOAN PROGRAM FOR COLORADO AGRICULTURE**

Creates the Colorado Agricultural Future Loan Program and the continuously appropriated Colorado Agricultural Future Loan Program Cash Fund in the Department of Agriculture. The program will provide loans for farm-to-market infrastructure until January 1, 2023, and to eligible farmers, ranchers, and businesses on an ongoing basis. The bill appropriates \$165,890 reappropriated funds and 0.9 FTE to the Department of Law for FY 2021-22 and transfers \$30,000,000 General Fund to the Colorado Agricultural Future Loan Program Cash Fund in FY 2020-21.

**S.B. 21-249 KEEP CO WILD**

Creates the Keep Colorado Wild Pass, which will be paid for by a fee assessed when a motor vehicle is registered unless the vehicle owner opts out. The pass grants entry into state parks and other public lands. Appropriates \$504,646 cash funds from the Parks and Outdoor Recreation Cash Fund and 2.4 FTE to the Department of Natural Resources in FY 2021-22. Also provides \$108,200 reappropriated funds to the Department of Revenue in FY 2021-22.

**S.B. 21-250 ELECTIONS AND VOTING**

Modifies and clarifies state and local election code, including provisions related to voter registration, party affiliation, ballot access, and the conduct of recalls. Appropriates \$306,500 cash funds from the Department of State Cash Fund to the Department of State.

**S.B. 21-251 GENERAL FUND LOAN FAMILY MEDICAL LEAVE PROGRAM**

Creates a one-time transfer of \$1,500,000 from the General Fund to the Family and Medical Leave Insurance Fund in FY 2020-21 for the purpose of defraying expenses incurred by the Division of Family and Medical Leave Insurance in the Department of Labor and Employment before the division receives premium revenue or revenue bond proceeds. The Division is required to repay the General Fund with interest by December 31, 2023. Adds FY

2021-22 informational appropriations in the Department of Labor and Employment to indicate how the transferred funds are expected to be expended, including \$1,162,202 for the Division of Family and Medical Leave Insurance, based on the assumption that the Division will require an additional 6.0 FTE, \$231,920 for information technology services, and \$105,878 for legal services. Provides FY 2021-22 appropriations of \$231,920 reappropriated funds to the Governor's Office of Information Technology and \$105,878 reappropriated funds and 0.6 FTE to the Department of Law from the funding provided to the Department of Labor and Employment.

#### **S.B. 21-252 COMMUNITY REVITALIZATION GRANT PROGRAM**

In FY 2021-22, transfers \$65,000,000 from the General Fund to a newly created cash fund to support projects that create or revitalize mixed-use commercial centers. Funds must be used or encumbered by the end of 2022 and are controlled by the Office of Economic Development and International Trade.

#### **S.B. 21-253 WOMEN VETERANS WITH DISABILITIES LICENSE PLATE**

Creates a special license plate that honors United States women veterans who have disabilities and indicates that the owner of the vehicle to which the plate is attached is a woman veteran of the United States armed forces who has a disability. There is no fee for the first set of Disabled Woman Veteran license plates; a second set for an additional vehicle owned by the veteran may be purchased for a fee. Appropriates \$5,481 cash funds to the Department of Revenue in FY 2021-22, including \$5,400 from the Colorado DRIVES Vehicle Services Account in the Highway Users Tax Fund and \$81 from the License Plate Cash Fund.

#### **S.B. 21-255 FREE MENSTRUAL HYGIENE PRODUCTS TO STUDENTS**

Creates the Menstrual Hygiene Product Accessibility Grant Program in the Department of Education to provide menstrual hygiene products at no cost to students. Specifies that eligible schools must have at least 50.0 percent of students eligible for free or reduced price lunch. Requires the Department of Education to award grants in amounts that are proportionate to the number of students and restrooms in recipient schools. For FY 2021-22 appropriates \$100,000 General Fund to the Department of Education.

#### **S.B. 21-257 SPECIAL MOBILE MACHINERY REGISTRATION EXEMPTION**

Exempts registration of special mobile machinery for owners with more than 1,000 pieces of special mobile machinery that regularly rent or lease this equipment. The bill reduces state and local government revenue and increases state expenditures beginning in FY 2022-23. Reduces General Fund revenue by \$110,592 annually beginning in FY 2022-23. Increases General Fund appropriations to the Department of Revenue by \$220,177 and 1.7 FTE in FY 2022-23 and by \$134,591 and 1.8 FTE in FY 2023-24 and future years.

#### **S.B. 21-258 WILDFIRE RISK MITIGATION**

Creates the Hazard Mitigation Fund in the Department of Public Safety to assist local jurisdictions with obtaining matching funds required for certain federal hazard mitigation grants. Also creates the Wildfire Mitigation Capacity Development Fund in the Department of Natural Resources. Transfers \$29.8 million to the following cash funds in FY 2020-21:

- \$2,500,000 General Fund to the Wildfire Risk Mitigation Revolving Fund in the Department of Higher Education (Colorado State Forest Service);
- \$5,000,000 General Fund to the Healthy Forests and Vibrant Communities Fund the Department of Higher Education (Colorado State Forest Service)
- \$3,000,000 cash funds from the Wildfire Preparedness Fund to the Hazard Mitigation Fund in the Department of Public Safety;
- \$17,500,000 General Fund to the Wildfire Mitigation Capacity Development Fund in the Department of Natural Resources;
- \$600,000 from the Wildfire Preparedness Fund to the Wildfire Emergency Response Fund in the Department of Public Safety; and

- \$1,200,000 from the Colorado Firefighting Air Corps Fund to the Wildfire Emergency Response Fund in the Department of Public Safety.

Also transfers an additional \$1.8 million from the Wildfire Preparedness Fund (\$600,000) and the Colorado Firefighting Air Corps Fund (\$1,200,000) to the Wildfire Emergency Preparedness Fund in FY 2021-22.

#### **S.B. 21-260 SUSTAINABILITY OF THE TRANSPORTATION SYSTEM**

Creates new sources of dedicated funding for the state's transportation system and increases state and local government revenue and expenditures on an ongoing basis. The bill:

- Effectuates the following transfers:

S.B. 21-260 TRANSFERS					
	FY 2020-21	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25
General Fund	-	(\$170.0 million)	\$46.6 million	\$50.0 million	(\$67.5 million)
Federal ARPA Funds	(\$380.0 million)	-	-	-	-
State Highway Fund	\$182.2 million	\$170.0 million	(\$49.8 million)	(\$50.0 million)	\$57.0 million
Highway Users Tax Fund	\$36.5 million	-	-	-	-
Multimodal Options Fund	\$161.3 million	(\$14.5 million)	\$3.2 million	-	\$10.5 million
Southwest Chief Fund	-	\$14.5 million	-	-	-
<b>Net Transfers</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

- Creates the following state enterprises:
  - Community Access Enterprise within the Colorado Energy Office in the Office of the Governor to support the widespread and equitable adoption of electric motor vehicles and electric alternatives to motor vehicles. Authorizes the enterprise to impose a community access retail delivery fee.
  - Clean Fleet Enterprise within the Department of Public Health and Environment (CDPHE) to incentivize and support the use of electric motor vehicles and other clean fleet technologies by owners and operators of motor vehicle fleets. Authorizes the enterprise to impose a clean fleet retail delivery fee paid by the purchaser of tangible personal property delivered to the purchaser by motor vehicle and a clean fleet per ride fee paid by a transportation network company (TNC) on each ride offered and accepted by the TNC.
  - Nonattainment Area Air Pollution Mitigation Enterprise within the Department of Transportation (CDOT) to mitigate transportation-related emissions in ozone nonattainment areas. Authorizes the enterprise to impose air pollution mitigation per ride and retail delivery fees.
  - Clean Transit Enterprise within CDOT to support clean public transit through electrification planning efforts, facility upgrades, fleet motor vehicle replacement, and construction and development of associated electric motor vehicle charging and fueling infrastructure. Authorizes the enterprise to impose a clean transit retail delivery fee.
- Restores the Referendum C cap, which the General Assembly reduced in 2017, to its maximum voter-approved level.
- Indexes the existing \$50 registration fee imposed on electric motor vehicles to National Highway Construction Cost Index inflation (NHCCI) and imposes additional electric motor vehicle road usage equalization fees on battery electric motor vehicles at a specified level and on plug-in hybrid electric motor vehicles at a lower level.
- Imposes a commercial electric motor vehicle fee. The increase and new fee revenue is credited to the Highway Users Tax Fund (HUTF) for allocation to the state, counties, and municipalities, except that 40 percent of the revenue generated by inflation indexing of the existing \$50 registration fee is credited to the Electric Vehicle Grant Fund and 30 percent of the revenue generated by the commercial electric motor vehicle fee is credited to the State Highway Fund for freight-related projects.
- Imposes road usage fees on gasoline and diesel purchases that are phased in from state FYs 2022-23 through 2031-32 and thereafter indexed to NHCCI inflation.



- Imposes a retail delivery fee on retail deliveries by motor vehicle, requires the fee to be collected from the purchaser by the retailer, and requires simultaneous collection of fees imposed by the newly created enterprises.
- Changes the name of the Statewide Bridge Enterprise to the Statewide Bridge and Tunnel Enterprise, authorizes the Enterprise to complete tunnel projects, and authorizes the Enterprise to impose a bridge and tunnel impact fee on diesel fuel and a bridge and tunnel retail delivery fee to fund its business purpose.
- Indexes the existing \$2 short-term daily vehicle rental fee to Consumer Price Index inflation and, on or after July 1, 2022, requires a car sharing program to collect the daily vehicle rental fee for any short-term vehicle rental of 24 hours or longer that is enabled by the car sharing program.
- Changes the name of the Multimodal Transportation Options fund to the Multimodal Transportation and Mitigation Options Fund (MTMOF) and classifies greenhouse gas mitigation projects as multimodal projects eligible for MTMOF funding.
- Requires the Colorado Energy Office and CDPHE, after consultation with CDOT, to jointly and annually prepare a report for specified legislative committees that details the progress made toward the electric motor vehicle adoption goals set forth in the "Colorado Electric Vehicle Plan 2020" and the transportation sector greenhouse gas pollution reduction goals set forth in the "Colorado Greenhouse Gas Pollution Reduction Roadmap". Specifies a methodology to be used by the affected state agencies to estimate the social costs of greenhouse gas pollution.
- Repeals the requirement that a ballot question seeking approval for the issuance of transportation revenue anticipation notes be submitted to the voters of the state at the November 2021 statewide election.
- Requires CDOT to comply with specified transparency and contractor short-listing requirements when using the integrated project delivery method of contract procurement for a public project that involves infrastructure that is part of the state highway system.
- Provides legal authority for collection under an existing multistate agreement of the motor fuel road usage and bridge and tunnel impact fees imposed by or as authorized by the act.
- Requires the staff of the Public Utilities Commission to prepare an authorized taxi carrier parity report.
- Requires CDPHE to seek approval from the federal Environmental Protection Agency to modify the State Implementation Plan to expand the exemption from emissions testing for new motor vehicles to 10 model years for internal combustion engine motor vehicles and 12 model years for plug-in hybrid electric motor vehicles.
- Creates the Environmental Justice and Equity branch in CDOT's Engineering, Design, and Construction Division.
- Requires CDOT and metropolitan planning organizations to engage in an enhanced level of planning, analysis, community engagement, and air quality monitoring with respect to transportation capacity projects. Requires CDOT to conduct a road usage charge study and an autonomous vehicle study.
- Creates the Freight Mobility and Safety branch in CDOT's Transportation Development Division.
- Authorizes a transportation planning organization (TPO), subject to territorial restrictions and TPO member jurisdiction approval requirements, to exercise the powers of a regional transportation authority.
- Reduces the amount of each road safety surcharge imposed on motor vehicle registration by \$11.10 for registration periods beginning on or after January 1, 2022, but before January 1, 2023, and by \$5.55 for registration periods beginning on or after January 2, 2023, but before January 1, 2024.
- Causes revenue impacts estimated in the following table:

S.B. 21-260 ESTIMATED REVENUE			
	FY 2021-22	FY 2022-23	FY 2023-24
Highway Users Tax Fund	(\$32.8 million)	\$28.6 million	\$97.0 million
Multimodal Transportation and Mitigation Options Fund	-	\$6.8 million	\$7.6 million
Electric Vehicle Grant Fund	-	\$0.1 million	\$0.2 million
Bridge and Tunnel Enterprise	-	\$23.4 million	\$33.4 million
Community Access Enterprise	-	\$19.4 million	\$21.7 million
Clean Fleet Enterprise	-	\$17.3 million	\$19.6 million
Clean Transit Enterprise	-	\$8.4 million	\$9.4 million

Nonattainment Area Air Pollution Mitigation Enterprise	-	\$9.2 million	\$11.1 million
<b>Total</b>	<b>(\$32.8 million)</b>	<b>\$113.2 million</b>	<b>\$200.1 million</b>
Total Subject to TABOR	(\$32.8 million)	\$35.5 million	\$104.8 million
Total Exempt from TABOR	-	\$77.7 million	\$95.3 million

- Makes the following appropriations in FY 2021-22:
  - \$161,599,957 to the Department of Transportation, including \$146.8 million from the MMTMOF, \$14.5 million from the Southwest Chief Rail Line Economic Development, Rural Tourism, and Infrastructure Repair and Maintenance Fund, and \$259,957 and an associated 3.0 FTE from the State Highway Fund.
  - \$1,104,661 to the Department of Revenue, including \$1,082,480 from the General Fund and \$22,181 from the License Plate Cash Fund, which amount is based on an assumption that the Department will require an additional 5.3 FTE.
  - \$100,491 General Fund to the Colorado Energy Fund.
  - \$1,702,187 General Fund to the Department of Public Health and Environment, which amount is based on an assumption that the Department will require an additional 0.3 FTE.
  - Reappropriates \$504,583 to the Department of Law, based on an assumption that the Department will require an additional 2.6 FTE. Reappropriated funds originate from the following:
    - \$191,412 and 1.0 FTE from the Department of Transportation;
    - \$100,491 and 0.5 FTE from the Office of the Governor; and
    - \$212,680 and 1.1 FTE from the Department of Public Health and Environment.

#### **S.B. 21-261 PUBLIC UTILITIES COMMISSION ENCOURAGE RENEWABLE ENERGY GENERATION**

Makes changes to the renewable energy standard and the regulation of distributed generation. Increases an existing limitation on the size of distributed generation facilities from 120 percent to 200 percent of a customer's historical annual usage. Expands an existing exemption from regulation as a public utility to include persons who sell excess power from distributed generation located on property owned or leased by a customer. Directs the Public Utilities Commission to adopt rules to accommodate the aggregation and interconnection of retail distributed generation. Appropriates \$91,488 cash funds from the Fixed Utility Fund and 1.0 FTE to the Department of Regulatory Agencies for FY 2021-22.

#### **S.B. 21-264 ADOPT PROGRAMS TO REDUCE GREENHOUSE GAS EMISSIONS UTILITIES**

Requires gas distribution utilities to file clean heat plans with the Public Utilities Commission (PUC). The PUC and the Air Quality Control Commission are required to initiate rulemaking proceedings related to clean heat plans. Directs the Colorado Oil and Gas Conservation Commission in the Department of Natural Resources to study and report on the resource needs to ensure the safe and effective regulation of the sequestration of greenhouse gases. Includes FY 2021-22 appropriations to multiple departments. Appropriates \$92,482 cash funds from the Fixed Utility Fund and 1.0 FTE to the Department of Regulatory Agencies. Appropriates \$199,111 General Fund and 1.6 FTE to the Department of Public Health and Environment. Appropriates \$49,362 cash funds from the Oil and Gas Conservation and Environmental Response Fund and 0.5 FTE to the Department of Natural Resources. Reappropriates \$21,268 to the Department of Law for legal services provided to the Department of Regulatory Agencies.

#### **S.B. 21-265 TRANSFER FROM GENERAL FUND TO STATE HIGHWAY FUND**

Transfers \$124.0 million from the General Fund to the State Highway Fund in the Department of Transportation on July 1, 2021.

#### **S.B. 21-268 SCHOOL FINANCE**

Amends the "Public School Finance Act of 1994" and other statutory provisions for programs administered by the Department of Education to provide funding for school districts for FY 2021-22, making the following changes:

- Increases the *statewide base per pupil funding* amount from \$7,083.61 in FY 2020-21 to \$7,225.28 in FY 2021-22 (an increase of 2.0 percent) to account for the annual change in the Denver-Aurora-Lakewood consumer price index in CY 2020.
- Decreases the dollar value of the budget stabilization factor by \$481.4 million from \$1.05 billion in FY 2020-21 to \$571.2 million FY 2021-22.
- Specifies that the dollar value of the budget stabilization factor in FY 2022-23 cannot exceed its value in FY 2021-22.
- Makes the following changes to the statutory school finance formula beginning in FY 2021-22: (1) changes the definition of at-risk pupils by adding pupils that are eligible for reduced-price meals under the federal school lunch program and removing the subset of English language learners (ELL) that were previously included in the at-risk definition; and (2) adds a new ELL factor to the formula for all non-fully proficient ELL pupils, calculated as 8.0 percent of preliminary per pupil funding multiplied by ELL enrollment.
- Modifies the Colorado Imagination Library Program and requires the General Assembly to annually appropriate General Fund to support the State's share of the cost of free books for eligible children.
- Makes technical clarifications related to local school districts' total program reserve funds to allow certain districts to access additional funds in FY 2020-21 related to COVID-19 mitigation funding.
- Makes a variety of statutory changes related to the Department of Education's and State Board of Education's administration of educator licensure, school district accreditation contracts, transportation reimbursements, timelines for alternative pupil count days, and district budget deadlines.
- Restores funding to a variety of grant programs for which appropriations were reduced in FY 2020-21.

The following table summarizes appropriation changes included in the bill.

S.B. 21-268 FY 2021-22 APPROPRIATIONS TO THE DEPARTMENT OF EDUCATION					
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FTE
State share of districts' total program funding (CF from the State Education Fund - SEF)	\$505,743,696	\$478,743,696	\$27,000,000	\$0	0.0
CSI mill levy equalization	4,000,000	2,000,000	0	2,000,000	0.0
Behavioral health care professional matching grant program (Marijuana Tax Cash Fund - MTCF)	3,000,000	0	3,000,000	0	0.0
K-5 social and emotional health program (MTCF)	2,500,000	0	2,500,000	0	1.0
Counselor corps grant program (SEF)	2,000,000	0	2,000,000	0	0.0
Concurrent enrollment expansion and innovation grant program (originally from federal coronavirus relief funds)	1,750,000	0	1,750,000	0	0.0
Career development success program (originally from federal coronavirus relief funds)	1,750,000	0	1,750,000	0	0.0
Ninth grade success program	800,000	800,000	0	0	0.6
Local accountability systems grant program	493,907	493,907	0	0	0.4
Colorado imagination library program	410,221	410,221	0	0	0.0
School finance audit payments (State Public School Fund)	400,000	0	400,000	0	0.0
School leadership pilot program	375,807	375,807	0	0	0.0
Accelerated college opportunity exam fee grant program	280,730	280,730	0	0	0.0
John W. Buckner automatic enrollment in advanced courses grant program	250,000	250,000	0	0	0.3
English language learners professional development and student support program (SEF)	(27,000,000)	0	(27,000,000)	0	0.0
<b>Total</b>	<b>\$496,754,361</b>	<b>\$483,354,361</b>	<b>\$11,400,000</b>	<b>\$2,000,000</b>	<b>2.3</b>

#### S.B. 21-269 LICENSING OF RESPITE CHILD CARE CENTERS

Defines "respite child care centers" and includes them in the overall definition of "child care center" for licensing purposes. A respite child care center is a facility that provides temporary 24-hour group care for three or more children who are placed in foster care or kinship care homes and children with open cases through a regional accountable entity. The respite child care center is not a treatment facility but provides recreational activities, peer

engagement, and skill development to children in its care. Provides an appropriation of \$14,092 General Fund for FY 2021-22 to implement this act.

#### **S.B. 21-271 MISDEMEANOR REFORM**

Reforms sentencing provisions related to misdemeanors and petty offenses. Appropriates \$95,340 to the Department of Revenue, including \$35,940 General Fund and \$59,400 cash funds, and 0.6 FTE

#### **S.B. 21-272 MEASURES TO MODERNIZE THE PUBLIC UTILITIES COMMISSION**

Makes statutory changes to the operation of the Public Utilities Commission and increases the cap on annual fees collected from regulated utilities and regulated telecommunications utilities. Modifies FY 2021-22 appropriations to the Department of Regulatory Agencies in H.B. 21-1269, S.B. 21-072, and S.B. 21-108. General Fund appropriations in H.B. 21-1269 and S.B. 21-108 are reduced by a total of \$471,849 and 4.2 FTE and are replaced by appropriations of the same amount from the Fixed Utility Fund. An appropriation of \$500,000 cash funds from the Fixed Utility Fund is added to implement S.B. 21-072.

#### **S.B. 21-274 SUSTAINABLE MODEL TO SERVE FACILITY STUDENTS**

Creates a work group that is tasked with developing a sustainable educational model that is not embedded in the child welfare system to better serve students. Outlines membership in the work group, duties of the work group, and reporting requirements for the work group and Commissioner of Education. Requires, in state fiscal year 2021-22 only, and within available appropriations, that the Department of Education distribute supplemental payments to facility schools approved by the Department as of October 1, 2021. The supplemental payments must be above and beyond the current daily per pupil revenue rate as established for the 2021-22 state fiscal year. Provides an appropriation of \$6,200,000 General Fund to the Department of Education for FY 2021-22. The appropriation includes \$5,700,000 for supplemental payments to facility schools and \$500,000 for the facility school work group.

#### **S.B. 21-275 CHILD FIND RESPONSIBILITIES**

Transfers the responsibility of performing Part C of the Individuals with Disabilities Education Act (“Child Find”) from the Department of Education to the Department of Human Services on July 1, 2022; except that, on and after May 1, 2022, the Department of Human Services shall administer the referral intake process for Part C Child Find evaluations. Requires the Department of Education and the Department of Human Services to enter into an interagency operating agreement concerning the coordination of transitions of children from Part C Child Find to Part B Child Find (Special Education). Provides an appropriation of \$8,266,779 General Fund to the Department of Human Services for FY 2021-22 and reappropriates \$6,888,983 of that amount to the Department of Education to implement this act. The appropriation reflects an assumption that the Department of Human Services will add 0.9 FTE.

#### **S.B. 21-276 CHILDREN’S HABILITATION RESIDENTIAL PROGRAM ENROLLMENT**

Requires county departments of human or social services to apply for the Children's Habilitation Residential Program (CHRP) waiver for children with intellectual and developmental disabilities who are referred for placement in the program and show proof of enrollment or denial of eligibility to the Department of Human Services when they apply for placement in CHRP. The bill does not guarantee a placement if the child is enrolled in CHRP. Provides an appropriation of \$1,162,912 General Fund to the Department of Human Services for FY 2021-22 to increase the number of beds available for placement in the program. The appropriation reflects the assumption that the Department will add 0.5 FTE.

#### **S.B. 21-277 CHILD WELFARE SERVICES ALLOCATION FORMULA**

Requires the state Department of Human Services, beginning in state fiscal year 2024-25, to use the child welfare funding model (funding model) to determine the capped and targeted allocations for child welfare services, family and children’s programs, and additional county child welfare staff and to determine the funding required for adoption and relative guardianship subsidies and the independent living program. The funding model is used to determine the appropriate level of funding required to fully meet all state and federal requirements concerning the

comprehensive delivery of child welfare services. Clarifies what must be included in the funding model and requires the Department and the Child Welfare Allocations Committee to annually submit a report on the funding model to the Joint Budget Committee. Requires the Department to enter into a three-year agreement with an outside entity to annually modify the funding model based on recommendations from the Child Welfare Allocations Committee and evaluations and deliver the results of the model each year. Requires a child welfare workload study to inform the funding model. To maintain the integrity of the data used in the funding model, the child welfare allocations committee shall annually examine county practices regarding data collection and financial management, an evaluation group annually evaluates the funding model, and, every three years, an outside evaluating entity conducts a comprehensive evaluation of the implementation of the funding model. Provides an appropriation of \$250,000 General Fund for FY 2021-22 to the Department of Human Services to conduct a county workload study.

#### **S.B. 21-278 REIMBURSEMENT FOR OUT-OF-HOME PLACEMENT SERVICES**

Makes several changes to the current child welfare system, including:

- Ensuring that out-of-home placements in the Division of Youth Services align with the requirements of the federal "Family First Prevention Services Act" to qualify for Title IV-E reimbursement for such placements;
- Ensuring appropriate capacity for out-of-home placements in Colorado;
- Authorizing a county to negotiate rates above the base anchor rates established by the state department with licensed out-of-home placement providers serving children in higher acuity cases;
- Requiring the Department of Human Services to contract with a vendor to update the existing actuarial analysis to include Division of Youth Services out-of-home placement providers and new out-of-home placement provider options under federal law, and to update and fully implement the existing rate methodology with the updated provider rates by September 30, 2021;
- Commencing with the 2022-23 fiscal year, requiring the Department to contract with an independent vendor every three years to conduct a new actuarial analysis of all provider rates for licensed out-of-home placement providers, including the Division of Youth Services providers, to update the rate-setting methodology to reflect the new actuarial analysis, and to implement any adjusted provider rates by July 1, 2024, and by July 1 of each fiscal year immediately following the fiscal year in which a new actuarial analysis results in adjusted rates; and
- Requiring the use of a portion of the federal "Family First Transition and Support Act" funding to be used to support the transition of current providers to a placement option that meets the needs of the child or youth and maximizes federal Title IV-E and Medicaid reimbursements.

Provides an appropriation of \$250,000 General Fund to the Department of Human Services for FY 2021-22 to update the provider rate actuarial analysis.

#### **S.B. 21-281 STATE SEVERANCE TAX TRUST FUND ALLOCATION**

Currently, 50 percent of state severance tax revenues are deposited into the Severance Tax Trust Fund, which is split between the Severance Tax Perpetual Base Fund (Perpetual Base Fund) and the Severance Tax Operational Fund (Operational Fund). Money in the Operational Fund is used for core departmental programs and, if there are sufficient available revenues, for transfers to funds that support natural resources and energy grant programs (grant program transfers). The bill repeals the grant program transfers, with some, but not all, of the recipient programs receiving alternative funding from severance tax revenues.

Subject to annual appropriation, the Colorado Water Conservation Board is authorized to direct the State Treasurer to transfer money from the Perpetual Base Fund to the Water Supply Reserve Fund, the Interbasin Compact Committee Operation Fund, and the Water Efficiency Grant Program Cash Fund, all of which previously received grant program transfers. The General Assembly is authorized to directly appropriate or transfer money into the Perpetual Base Fund and the Water Supply Reserve Fund.

If less than 100 percent of the money available in the Operational Fund is used for the current core departmental programs, then, the General Assembly may appropriate money from the Operational Fund to the Species

Conservation Trust Fund, the Division of Parks and Wildlife Aquatic Nuisance Species Fund, and the Conservation District Grant Fund, all of which previously received grant program transfers. The transfers from the Operational Fund are subject to the same limits that they had as grant program transfers. On June 30, 2021, and July 1, 2022, the State Treasurer is required to transfer \$9,456,005 from the General Fund to the Operational Fund.

The Director of the Office of State Planning and Budgeting and the Executive Directors of the Departments of Revenue, Natural Resources, Education, and Local Affairs, or their designees, are required to review and analyze various elements of the state severance tax and submit written recommendations for any changes to the Joint Budget Committee.

The bill also requires metropolitan districts created after July 1, 2021, to annually pay the State an amount equal to the total of all severance tax ad valorem credits claimed for property taxes that are imposed by the metropolitan district. This money will be allocated like severance tax revenues.

For FY 2021-22, appropriates cash funds from the Severance Tax Operational Fund as follows:

- \$5.0 million to the Species Conservation Trust Fund;
- \$4,006,005 to the Division of Parks and Wildlife Aquatic Nuisance Species Fund; and
- \$450,000 to the Conservation District Grant Fund.

#### **S.B. 21-283 CASH FUND SOLVENCY**

Creates the Cash Fund Solvency Fund (Solvency Fund) and transfers \$3,100,000 from the General Fund to the Solvency Fund in FY 2021-22. Upon request from the Office of State Planning and Budgeting (OSPB), authorizes the State Controller to transfer money from the Solvency Fund to another cash fund if:

- the other cash fund's primary source of revenue is from fees;
- there is a significant decrease in fee revenue collected; and
- the other cash fund will have a deficit unless fees are increased or a loan is made.

Requires the State Controller to establish a plan to repay the Solvency Fund from the cash fund that received a transfer, which may occur over multiple fiscal years.

Transfers a total of \$3,005,317 to the Marijuana Cash Fund in FY 2021-22 to avoid a deficit, including \$1,805,317 from the Marijuana Tax Cash Fund and \$1,200,000 from the General Fund. Refinances an existing \$1,135,728 appropriation to the Colorado Department of Public Health and Environment for FY 2021-22 so that it is directly funded from Marijuana Tax Cash Fund, rather than with Marijuana Cash Fund reappropriated from the Department of Revenue.

#### **S.B. 21-284 EVIDENCE-BASED EVALUATIONS FOR BUDGET**

Establishes a set of definitions to be used when analyzing a program or practice. If a state agency or the Office of State Planning and Budgeting includes an evidence-based evaluation of a program or practice in a budget request or budget amendment, then the state agency or office is required to describe the program or practice using the definitions. In such case, the state agency or office is also required to provide any research that supports the program or practice or a decrease in funding for a program or practice, along with information concerning how the evidence referenced was used in the development of the budget request or budget amendment request.

Requires the Joint Budget Committee staff to independently analyze and describe the program or practice using the definitions and to include any evidence-based information as part of any recommendation it makes regarding a budget request or budget amendment request. The staff director is required to appoint additional staff as necessary to provide the evidence-based analysis, and upon request, Joint Budget Committee staff shall also assist legislators in incorporating evidence-based assessments in legislation for bills that create a new program or practice. Requires the Joint Budget Committee to consider, as one of many factors, any available evidence-based information when

determining the appropriate level of funding of a program or practice. Appropriates \$41,245 General Fund to the Legislative Department for FY 2021-22. The appropriation reflects the assumption that the Department will add 0.3 FTE.

#### **S.B. 21-286 DISTRIBUTE FEDERAL FUNDS HOME- & COMMUNITY-BASED SERVICES**

Directs the Department of Health Care Policy and Financing to develop a spending plan for using enhanced, one-time federal matching money received pursuant to the "American Rescue Plan Act of 2021" (federal act) to enhance, expand, and strengthen Medicaid-eligible Home- and Community-based Services for older adults and people with disabilities. The Department is required to:

- Develop a proposed spending plan considering feedback from providers, medical assistance recipients, and advocates consistent with federal guidance on allowable uses of the federal act funding. Money from the federal act may be used for Home- and Community-based Services, as defined in the federal act, including home health services, personal care services, PACE services, waiver services, case management services, and rehabilitative services. The Department must develop the spending plan in accordance with federal act guidance. The bill specifies possible components of the spending plan.
- As soon as practicable after federal guidance is received, submit the proposed spending plan to the Joint Budget Committee (JBC) of the General Assembly for approval. The JBC may reject or approve the spending plan and may make recommendations for modifications to the spending plan. If the spending plan is rejected, the Department shall submit a new spending plan as soon as possible. The Department shall not implement the spending plan unless the spending plan is approved by the JBC.
- Submit expenditure reports with additional information specified in the bill concerning the use of the money received pursuant to the federal act.

Transfers \$225,735,015 from the General Fund to a cash fund created in the bill. The money in the cash fund is appropriated to the Department for the fiscal year commencing on July 1, 2021, for expenditures identified in the spending plan approved by the JBC; except that the spending authority expires if a supplemental appropriation bill is enacted. During the next legislative session, the JBC shall introduce a supplemental appropriation bill for the amount of the expenditures authorized. For fiscal years commencing on and after July 1, 2021, the General Assembly may also appropriate money from the fund for purposes authorized under the federal act. Money in the fund may be used for the Department's reasonable and necessary administrative expenses. The bill repeals the statutory provisions in 2025.

Reduces the appropriation to the Department of Health Care Policy and Financing for Behavioral Health Capitation Payments by \$8,286,959 General Fund and \$4,493,954 cash funds from the Healthcare Affordability and Sustainability Fee Cash Fund and provides an offsetting increase of \$12,780,913 federal funds for FY 2020-21.

Provides an appropriation of \$757,686 total funds to the Department of Health Care Policy and Financing for FY 2021-22, including:

- An increase of \$757,686 cash funds from the Home- and Community-based Services Fund; and
- A reduction of \$26,708,125 General Fund and \$15,336,964 cash funds from the Healthcare Affordability and Sustainability Fee Cash Fund and an offsetting increase of \$42,423,932 federal funds for Behavioral Health Capitation Payments.

#### **S.B. 21-287 TECHNOLOGY RISK PREVENTION & RESPONSE FUND**

Creates the Technology Risk Prevention and Response Fund of which half of the money in the fund at the beginning of each fiscal year is continuously appropriated to the Office of Information Technology to address one-time costs associated with an information technology emergency, ensuring compliance with the office's standards or policies, or preventing risk from information technology debt. Increases the limit on money transferred between items of appropriation made to principal departments and the Office of the Governor, which includes the Office of Information Technology, from \$5.0 million to \$10.0 million. Appropriates \$2.0 million General Fund to the

Technology Risk Prevention and Response Fund, which is managed by the Governor's Office of Information Technology.

#### **S.B. 21-288 AMERICAN RESCUE PLAN ACT OF 2021 CASH FUND**

Creates the "American Rescue Plan Act of 2021" Cash Fund and requires the State Treasurer to deposit \$3,448,761,790 of federal Coronavirus State Fiscal Recovery Fund (FRF) money into this fund. (This is the balance of federal Coronavirus State Fiscal Recovery Fund money received by the State under the American Rescue Plan Act of 2021 after \$380.0 million is deposited to transportation cash funds.) Establishes tracking and reporting requirements for all FRF money and specifies that the \$300.0 million remaining in this fund after transfers enacted during the 2021 legislative session is continuously appropriated to any department designated by the Governor for allowed purposes.

#### **S.B. 21-289 REVENUE LOSS RESTORATION CASH FUND**

Creates the Revenue Loss Restoration Cash Fund and transfers \$1,000,000 from the American Rescue Plan Act Cash Fund created in S.B. 21-288 to this fund. These funds originate from the federal Coronavirus State Fiscal Recovery Fund. Beginning January 1, 2022, the General Assembly may only appropriate money from this fund through the annual general appropriation act or a supplemental appropriation act.

#### **S.B. 21-290 SECURITY FOR COLORADO SENIORS**

Creates the Area Agency on Aging Grant Program in the Department of Human Service to assist and support the health, well-being, and security of older Coloradans. Requires the Department and the Area Agency on Aging to collaborate and establish criteria for the following:

- Adopting the policies and procedures for the administration of the grant program;
- Establishing and publishing criteria for the grant program; and
- Creating application procedures by which eligible organizations may apply for and receive money from the grant program.

Requires the Department to include in its "State Measurement for Accountable, Responsive, and Transparent (SMART) Government Act" hearing information regarding the grant program, including information on the types of projects financed by grant awards, the amount of money awarded to each project, and where those projects were conducted, and the program's impact on the health, well-being, and security of older Coloradans. Provides an appropriation of \$15,000,000 General Fund to the Area Agency on Aging Cash Fund, which amount is reappropriated to the Department of Human Services for the grant program.

#### **S.B. 21-291 ECONOMIC RECOVERY AND RELIEF CASH FUND**

Creates the Economic Recovery and Relief Cash Fund to provide assistance to small businesses, industries, unemployed workers, and communities disproportionately impacted by the COVID-19 pandemic, or for certain infrastructure projects. Money in the fund may be transferred or appropriated to principal departments or the Judicial Department and used for purposes permitted under the federal "American Rescue Plan Act of 2021" and not for any purposes prohibited by the act. The bill transfers \$848.8 million from the "American Rescue Plan Act of 2021" Cash Fund to the newly created Economic Recovery and Relief Cash Fund. Transfers \$40.0 million from the fund to the Colorado Economic Development Fund and directs the Office of Economic Development and International Trade to provide grants to small businesses or other economic development activities, with \$10.0 million reserved to incentivize small businesses to locate in rural Colorado. Appropriates \$40.0 million to the Office of Economic Development and International Trade from the Colorado Economic Development Fund and \$21,958 to the Legislative Department from the Economic Recovery and Relief Cash Fund, from money that originates from the General Fund.

#### **S.B. 21-292 FEDERAL COVID FUNDING FOR VICTIM'S SERVICES**

Allocates a total of \$15 million from federal support provided through the "American Rescue Plan of 2021", Pub.L. 117-2, to be appropriated for victim's services programs and purposes related to populations who have been



disproportionately negatively affected by the COVID-19 public health emergency, including those affected by domestic violence, sexual assault, and violence generally. The appropriation is from the Economic Recovery and Relief Cash Fund, using money from the federal Coronavirus State Fiscal Recovery Fund. All money appropriated through the bill must conform to the eligible uses set forth in the federal act. Provides the following FY 2021-22 appropriations for implementation of the act:

- \$7,500,000 total funds, including \$6,000,000 cash funds and \$1,500,000 reappropriated funds to the Department of Public Safety;
- \$3,750,000 cash funds to the Judicial Department;
- \$9,500,000 total funds, including \$4,750,000 cash funds and \$4,750,000 reappropriated funds to the Department of Human Services; and
- \$500,000 cash funds to the Department of Personnel.

#### **S.B. 21-293 PROPERTY TAX CLASSIFICATION AND ASSESSMENT RATES**

Reduces property tax assessment rates for residential property, agricultural property, and property used for renewable energy production for tax years 2022 and 2023, with contingencies based on whether the voters approve a ballot measure concerning property tax reductions in the November 2021 statewide election. Beginning in 2023, expands the property tax deferral program to all homeowners whose property taxes increase by at least a certain rate each year. Beginning in tax year 2022 (FY 2022-23) reduces local government revenue and will require increased state expenditures, primarily for school finance. Requires the Office of the Governor, in consultation with the Office of the State Treasurer, to commission a study on the property tax deferral program and make recommendations for possible changes to the program to the General Assembly by January 1, 2022. For FY 2021-22, appropriates \$75,000 General Fund to the Office of the Governor.

#### **H.B. 21-1002 REDUCTIONS CERTAIN TAXPAYERS' INCOME TAX LIABILITY**

Restores, over time, certain business deductions to federal taxable income that were disallowed in Colorado by operation of a Department of Revenue rule and by H.B. 20-1420. Allows taxpayers filing with an individual taxpayer identification number to claim the earned income tax credit for income tax years commencing on or after January 1, 2020. Causes state revenue reductions in FY 2020-21 through FY 2028-29, expected to total approximately \$210 million General Fund over that period. Provides a FY 2020-21 appropriation of \$130,254 General Fund to the Department of Revenue, based on an assumption that the Department will require an additional 2.6 FTE. Provides a FY 2021-22 appropriation of \$96,905 General Fund to the Department of Revenue, based on an assumption that the Department will require an additional 0.7 FTE.

#### **H.B. 21-1003 LEGISLATIVE PROCEEDINGS DURING DISASTER EMERGENCY**

Authorizes the Executive Committee of the Legislative Council (executive committee) to allow electronic participation in legislative proceedings during a declared disaster emergency caused by a public health emergency infecting or exposing a great number of people to disease, agents, toxins, or other such threats, and, if it is allowed, to establish policies governing such electronic participation. Allows joint committees of reference that are required to hold hearings commonly referred to as SMART Act hearings to conduct the hearings at any time after the General Assembly convenes, including while the General Assembly is temporarily adjourned. Legislators, departments, and the public may participate remotely in accordance with policies established by the executive committee or the joint rules of the Senate and House of Representatives.

#### **H.B. 21-1005 HEALTH CARE SERVICES RESERVE TASK FORCE**

Creates the Health Care Services Reserve Corps Task Force in the Department of Public Health and Environment (CDPHE) to evaluate and make recommendations regarding the creation of a Colorado Health Care Services Reserve Corps program. The purpose of the program is to cross-train medical professionals to serve during emergencies and disasters. The task force will include the executive director of the CDPHE who will appoint members from statewide organizations representing healthcare professionals, hospitals, the health insurance industry, local public health officials, and plaintiff's attorneys, as well as a member with experience managing a clinic. Appropriates \$75,118 General Fund to CDPHE for FY 2021-22 to support an expected increase of 0.4 FTE.

**H.B. 21-1006 FIFTH-DAY SCHOOL ENRICHMENT PROGRAMS FUNDING**

Creates the Fifth-day Academic Enrichment and Support Grant Program in the Department of Education to award grants to eligible community-based nonprofit organizations and to eligible rural school districts to provide supplemental education programs to preschool through high school-aged children on the fifth day of the week for children in schools that have a four-day school week. Specifies eligibility criteria for grant recipients. Subject to available appropriations, authorizes the State Board of Education to award program grants in a three-year grant cycle, with an initial grant and automatic renewal of the grant for two years based on requirements in the bill. Specifies authorized uses of grant funds. Creates the Fifth-day Academic Enrichment and Support Grant Program Fund to support the program, which would consist of money that the General Assembly appropriates or transfers to the fund. Does not include or specify any appropriations for FY 2021-22 or subsequent years.

**H.B. 21-1007 STATE APPRENTICESHIP AGENCY**

Establishes the State Apprenticeship Agency in the Department of Labor and Employment. Provides a FY 2021-22 appropriation of \$485,249 General Fund to the Department of Labor and Employment, including \$231,579 for agency operations, based on an assumption that the agency will require an additional 3.1 FTE, \$85,072 for legal services, and \$78,598 for information technology services. Provides FY 2021-22 appropriations of \$85,072 reappropriated funds to the Governor's Office of Information Technology and \$78,598 reappropriated funds to the Department of Law from the appropriation to the Department of Labor and Employment. Appropriations are expected to increase to \$968,990 General Fund to support 8.4 FTE in FY 2022-23.

**H.B. 21-1010 DIVERSE K-12 EDUCATOR WORKFORCE REPORT**

Requires the Department of Higher Education, in conjunction with the Colorado Department of Education, to convene a workgroup to investigate barriers to the preparation, recruitment, and retention of a diverse educator workforce. Provides FY 2021-22 appropriations of \$20,115 General Fund to the Department of Education, based on an assumption that this department will require an additional 0.3 FTE, and \$7,400 General Fund to the Department of Higher Education.

**H.B. 21-1011 MULTILINGUAL BALLOT ACCESS FOR VOTERS**

Increases access to multilingual ballots for voters and requires additional translation services to be offered by the Secretary of State and county clerks. Appropriates \$82,800 cash funds from the Department of State Cash Fund to the Department of State.

**H.B. 21-1012 EXPAND PRESCRIPTION DRUG MONITORING PROGRAM**

Directs the Department of Regulatory Agencies to determine if the Prescription Drug Monitoring Program should be expanded to include all prescription drugs and promulgate rules. Appropriates \$61,118 cash funds from the Prescription Drug Monitoring Fund and 0.8 FTE to the Department of Regulatory Agencies for FY 2021-22.

**H.B. 21-1013 DIVISION OF DOMESTIC STOCK INSURER**

Establishes a process for a Colorado domestic stock insurer to divide into two or more resulting insurers through a plan of division. Appropriates \$10,729 cash funds from the Division of Insurance Cash Fund and 0.2 FTE to the Department of Regulatory Agencies for FY 2021-22. Reduces General Fund revenue by a like amount due to diverting insurance premium tax revenues that would otherwise be credited to the General Fund.

**H.B. 21-1014 DISABILITY SYMBOL IDENTIFICATION DOCUMENT**

Adds an option for a person with a disability to request that the Department of Revenue place a discreet disability identifier symbol on the person's driver's license or identification card and requires the Department to collect information that the owner of a vehicle voluntarily discloses about the disability of a person who is either authorized to drive, or a regular passenger of, the registered vehicle. Appropriates \$89,298 General Fund to the Department of Revenue and \$30,000 reappropriated funds to the Governor's Office of Information Technology in FY 2021-22.

**H.B. 21-1021 PEER SUPPORT PROFESSIONALS BEHAVIORAL HEALTH**

Requires the Department of Human Services to establish procedures to approve recovery support services organizations for reimbursement of peer support professional services. Gives the executive director of the Department rule-making authority to establish other criteria and standards as necessary. Permits a recovery support services organization to charge and submit for reimbursement from the medical assistance program certain eligible peer support services provided by peer support professionals. Authorizes the Department of Health Care Policy and Financing to reimburse recovery support services organizations for permissible claims for peer support services submitted under the medical services program. Requires contracts entered into between the Department's Office of Behavioral Health and designated managed service organizations to include terms and conditions related to the support of peer-run recovery support services organizations. Provides an appropriation of \$28,654 total funds, including \$26,254 General Fund, to the Department of Human Services for FY 2021-22.

**H.B. 21-1027 CONTINUE ALCOHOL BEVERAGE TAKEOUT & DELIVERY**

Continues the sale of alcohol as part of takeout and delivery orders through July 1, 2026, changes the amount of alcohol beverages that may be sold for delivery and takeout, and creates a communal outdoor dining area program. Appropriates \$63,274 cash funds from the Liquor Enforcement Division and State Licensing Authority Cash Fund to the Department of Revenue in FY 2021-22, reflecting an assumption that the Department will require an additional 0.8 FTE.

**H.B. 21-1028 ANNUAL PUBLIC REPORT AFFORDABLE HOUSING**

Requires the Division of Housing in the Department of Local Affairs to prepare an annual report on funding and activities administered by the Department to promote the provision of affordable housing. Requires the report to be posted on the Division's website, shared with the State Housing Board, and presented to the Department's legislative oversight committees as part of its SMART Government Act hearing. Appropriates \$18,704 General Fund to the Department of Local Affairs in FY 2021-22, based on an assumption that the Department will require an additional 0.3 FTE.

**H.B. 21-1030 EXPANDING PEACE OFFICERS MENTAL HEALTH GRANT PROGRAM**

Expands the Peace Officers Mental Health Support Grant Program to include law enforcement agencies, behavioral health entities, county or district public health agencies, community-based social service and behavioral health providers, peace officer organizations, and public safety agencies as eligible entities. Expands the purposes for which grant money can be used to include co-responder community responses and community-based alternative responses. Encourages public safety agencies, law enforcement agencies, and peace officer organizations that apply for a grant to do so in collaboration with mental health centers and other community-based social service or behavioral health providers in their region. Specifies which funding opportunities each entity may apply for. Appropriates \$1.0 million General Fund to the Peace Officers Mental Health Support Program Fund in the Department of Local Affairs for FY 2021-22. Reappropriates \$1.0 million from the Peace Officers Mental Health Support Program Fund to the Department of Local Affairs, reflecting an assumption that the Department will require an additional 0.5 FTE.

**H.B. 21-1044 WINERY LICENSE INCLUDE NONCONTIGUOUS AREAS**

Allows a winery that holds a manufacturer's or limited winery license to maintain licensed premises comprising up to two noncontiguous locations within a 10-mile radius. Requires the Department of Revenue to approve an application for the use of a noncontiguous location if the federal Alcohol and Tobacco Tax and Trade Bureau approves the proposed premises. Allows the Department of Revenue to establish application and renewal fees for the additional locations, which cannot exceed \$500. Appropriates \$13,247 cash funds from the Liquor Enforcement Division and State Licensing Authority Cash Fund to the Department of Revenue in FY 2021-22, which amount is based on an assumption that the department will require an additional 0.2 FTE.

**H.B. 21-1064 UPDATE PROCESSES JUVENILE SEX OFFENDER REGISTRY**

Implements recommendations from the Legislative Oversight Committee concerning the treatment of persons with mental health disorders in the criminal and juvenile justice systems regarding juveniles who have committed sex offences. Appropriates a total of \$7,200 General Fund to the Department of Public Safety in FY 2021-22.

**H.B. 21-1068 INSURANCE COVERAGE MENTAL HEALTH WELLNESS EXAM**

Requires that state-regulated health insurance plans provide coverage for the total cost of an annual mental health examination. Appropriates \$26,353 from the Division of Insurance Cash Fund and 0.2 FTE to the Department of Regulatory Agencies. Reduces General Fund revenue, estimated at \$30,830 in FY 2021-22, by diverting insurance premium tax revenues that would otherwise be credited to the General Fund.

**H.B. 21-1069 ENFORCEMENT OF SEXUAL EXPLOITATION OF A CHILD**

Makes sexual exploitation of a child an extraordinary risk crime, enhancing the presumptive sentencing range in certain circumstances. Also creates the Sexual Exploitation of Children Surcharge for any person who is convicted of or receives a deferred sentence for sexual exploitation of a child. Appropriates \$1,894 General Fund to the Judicial Department in FY 2021-22. Increases state revenue by an estimated \$37,875 total funds (General Fund and cash funds combined) in FY 2021-22.

**H.B. 21-1073 SUPPORT FOSTER FAMILIES LICENSE PLATE**

Creates the "Support Foster Families" special license plate. Allows issuance to a person who makes a donation to a designated nonprofit organization that meets the bill's qualifications. In addition to the normal fees for a license plate, the person must pay two additional one-time fees of \$25 each for the issuance of the plate, credited to the Highway Users Tax Fund and the Licensing Services Cash Fund. Appropriates \$14,145 cash funds to the Department of Revenue, including \$5,400 from the Colorado DRIVES Vehicle Services Account in the Highway Users Tax Fund and \$8,745 from the License Plate Cash Fund, for FY 2021-22.

**H.B. 21-1077 LEGISLATIVE OVERSIGHT COMMITTEE CONCERNING TAX POLICY**

Creates the six-member Legislative Oversight Committee Concerning Tax Policy and the associated 21-member Task Force Concerning Tax Policy. Appropriates \$108,383 General Fund to the Legislative Department and 1.4 FTE for FY 2021-22.

**H.B. 21-1084 DRIVERS' LICENSES FOR FOSTER YOUTH**

Requires the state Department of Human Services to reimburse a county or district department of human or social services (county department) for costs paid by the county department to a public or private driving school for the provision of driving instruction to an individual in the custody of the county department who is 15 to 20 years of age. States that it does not waive or limit a county department's governmental immunity or place any liability on a county department for:

- Contracting with a driving school to provide driving instruction to an individual who is in the custody of the county department; or
- An injury alleged to have occurred while an individual in the custody of the county department received driving instruction.

Requires the State Board of Human Services to promulgate rules on or before December 1, 2021, to administer the new requirements. Requires the Department of Revenue to promulgate rules on or before November 1, 2021, establishing, to the extent permissible under federal law, forms of documentation that are acceptable for the purpose of allowing individuals who are in the custody of the state department or a county department to verify their legal residence in the United States, establish identity, and satisfy any other prerequisites for the acquisition of an instruction permit or a minor driver's license. Provides an appropriation of \$54,180 General Fund to the Department of Human Services for FY 2021-22.

**H.B. 21-1085 SECURE TRANSPORTATION BEHAVIORAL HEALTH CRISIS**

Requires the State Board of Health in the Department of Public Health and Environment to establish minimum licensing requirements for secure transportation services to an emergency medical services facility, a mental health treatment facility, an approved alcohol and substance abuse treatment center, or a walk-in crisis center for people in a behavioral health crisis. Providers that meet the minimum requirements may then apply to the local board of county commissioners for a three-year operating license and 12-month permits for each vehicle. Requires the Department of Health Care Policy and Financing to create a Medicaid benefit for secure transportation services beginning January 1, 2023. Allows secure transportation services in lieu of a sheriff to transport an individual detained for mental health evaluation and treatment. Provides \$174,601 total funds to the Department of Health Care Policy and Financing in FY 2021-22, including \$39,993 General Fund, \$6,807 cash funds, and \$127,801 federal funds, for 0.9 FTE and administrative and information technology costs associated with the new benefit. Appropriates \$46,490 General Fund to the Department of Public Health and Environment in FY 2021-22 for 0.6 FTE and administrative costs associated with establishing the minimum licensing requirements.

**H.B. 21-1087 TEACHING AND LEARNING CONDITIONS SURVEY**

Requires the Department of Education to include education support professionals in its biennial teaching and learning conditions survey in addition to the teachers and administrators that previously received the survey. For FY 2021-22, appropriates \$53,500 General Fund to the Department of Education.

**H.B. 21-1094 FOSTER YOUTH IN TRANSITION PROGRAM**

Creates the Foster Youth in Transition Program in the state Department of Human Services to be implemented in county departments of human or social services (county departments) throughout the state. The purpose of the program is to allow foster youth who meet eligibility criteria to voluntarily continue to receive certain child welfare services up until the last day of the month of the youth's twenty-first birthday, or such greater age of foster care eligibility as required by federal law. Services provided through the transition program must be client-directed and developmentally appropriate as set forth in and agreed to through a voluntary services agreement developed and entered into between the youth and county department.

Sets forth the eligibility criteria a youth must meet in order to voluntarily participate in the program. A youth who is no longer under the jurisdiction of the juvenile court and thinks he or she is eligible for the program may make a written request to the juvenile court or county department where the youth resides. The county department shall make a determination of eligibility. If the youth is eligible, the county department shall explain the requirements and benefits of the transition program to the youth and, with the youth, develop an agreement that must be provided to the juvenile court together with a petition to renew jurisdiction with the juvenile court.

Describes the services and supports that will be made available to a youth through the program, including assistance with enrolling in Medicaid; assistance with securing appropriate housing; and providing case management services, such as developing a roadmap to success, obtaining employment, obtaining critical documents and records, and accessing information about relatives and siblings, if available and appropriate. A youth participating in the program must be appointed counsel from a list of attorneys approved by the Office of the Child's Representative. If the youth is 18 years of age or older and, due to diminished capacity, needs a guardian ad litem, one may also be appointed.

Creates the Foster Youth Successful Transition to Adulthood Grant Program and associated advisory board to support eligible youth to successful transition into adulthood. Youth are eligible for services from recipients of grants from the grant program if they are between the ages of 18 and 23, were in foster care or adjudicated dependent and neglected, and are participating voluntarily. The advisory board shall meet at least two times per year, and the bill outlines membership. Provides a FY 2021-22 appropriation of \$510,623, including \$408,498 General Fund, to the Department of Human Services and \$52,392 General Fund to the Office of the Child's Representative in the Judicial Department for implementation of the act. The appropriation reflects the assumption that the Office of the Child's Representative will add 0.5 FTE.

**H.B. 21-1099 POLICIES & PROCEDURES TO IDENTIFY DOMESTIC ABUSE**

Establishes a Domestic Abuse Task Force that will develop a statutory definition for the Colorado Children's Code to define "domestic abuse". The statutory definition should recognize the impact domestic abuse may have on the emotional and developmental well-being of a child. The task force shall review recommendations from the Department of Human Services' Domestic Violence Program and child welfare workgroup to develop the statutory definition. The bill requires the Department to report the recommended definition to committees of the General Assembly no later than December 2022. Provides an appropriation of \$22,500 General Fund to the Department of Human Services for FY 2021-22.

**H.B. 21-1101 PRESERVING FAMILY RELATIONSHIPS IN CHILD PLACEMENT**

Requires the court to enter temporary visitation orders with the child's parent if such orders are in the child's best interests when a child is taken into the custody of a county department of human or social services for allegations of neglect or for other reasons. Sets forth the contents of those orders, and requires contact to commence within 72 hours after a hearing unless the court delays the contact. Requires the court to enter visitation orders consistent with the bill in various phases of the court proceedings.

Sets forth requirements for an open adoption in Colorado, including provisions for entering into post-adoption contact agreements between a child and the child's birth parent or parents, a birth relative, or an Indian tribe if the child is a member. The bill includes provisions for the enforcement, modification, and termination of a post-adoption contact agreement.

Creates a task force on high-quality parenting time in the state Department of Human Services to examine the current policies and statutes governing parenting time and to study best practices for the provision and determination of individualized plans for parenting time, and to make recommendations to the General Assembly for administrative or statutory changes to support high-quality parenting time. The task force shall submit a written report by October 1, 2022, to the Governor, certain committees of the General Assembly, the Department of Human Services, and the Child Welfare Training Academy. The report must include the task force's findings concerning best practices to improve high-quality parenting services and practices in dependency and neglect cases and recommendations for changes to implement those best practices.

Provides an appropriation of \$13,879 General Fund to the Department of Human Services for FY 2021-22.

**H.B. 21-1104 PROFESSIONAL EDUCATOR LICENSURE RENEWAL PERIOD**

Extends the renewal period for professional teacher, special services educator, principal, and administrator licenses from five to seven years. Allows current license holders that are partially through the current five-year licensing cycle to have the current license period extended to seven years. For FY 2021-22, makes the following adjustments to appropriations to the Department of Education: (1) an increase of \$2,922,976 General Fund, including a provision making those funds available for FY 2021-22 and FY 2022-23; and (2) a decrease of \$292,532 cash funds from the Educator Licensure Cash Fund and a decrease of 4.0 FTE.

**H.B. 21-1109 BROADBAND BOARD CHANGES TO EXPAND BROADBAND SERVICE**

Moves the Broadband Deployment Board from the Department of Regulatory Agencies to the Governor's Office of Information Technology and modifies the Board's composition. Transfers an appropriation of \$202,504 cash funds from the broadband administrative fund, and 2.0 related FTE from the Department of Regulatory Agencies to the Office of the Governor for use by the Office of Information Technology in FY 2021-22.

**H.B. 21-1110 CO LAWS FOR PERSONS WITH DISABILITIES**

Adds three discrimination violations and provides additional responsibility for the Office of Information Technology to improve the accessibility of state agency web content. Appropriates \$312,922 General Fund and 0.9

FTE to the Governor's Office of Information Technology for FY 2021-22 to make changes to comply with changes required to avoid new violations.

#### **H.B. 21-1122 FIRST RESPONDER INTERACTIONS WITH PERSONS WITH DISABILITIES**

Creates the Commission on Improving First Responder Interactions with Persons with Disabilities in the Attorney General's Office to review training for first responders to enhance interactions with people with disabilities. Appropriates \$39,775 General Fund and 0.5 FTE to the Department of Law in FY 2021-22.

#### **H.B. 21-1123 CAPS CHECKS FOR SUBSTANTIATED MISTREATMENT OF ADULT**

Requires information sharing between the Department of Human Services (DHS), county departments of human services, and the Department of Regulatory Agencies (DORA) if a regulated professional was found to have a substantiated case of mistreatment of an at-risk adult in the course of their professional duties. As part of this information sharing, DORA must provide the professional license number of the person under investigation to county departments of human services. Starting January 1, 2022, DHS must notify DORA within ten (10) days if a professional has been found to have a substantiated case of mistreatment.

Requires courts to request Colorado Adult Protective Services (CAPS) data system checks from the DHS before a court appoints a conservator or guardian to an at-risk adult. The courts may require the applicant to pay for the CAPS check. DHS must provide notification of a substantiated finding and information concerning the mistreatment within seven (7) calendar days.

#### **H.B. 21-1128 HOSPICE & PALLIATIVE CARE LICENSE PLATE**

Creates the "Hospice and Palliative Care" special license plate. Allows issuance to a person who makes a donation to a designated nonprofit organization that meets the bill's qualifications and requires an annual donation to the organization. In addition to the normal fees for a license plate, the person must pay two additional one-time fees of \$25 each for the issuance of the plate, credited to the Highway Users Tax Fund and the Licensing Services Cash Fund. Appropriates \$6,907 cash funds to the Department of Revenue, including \$5,400 from the Colorado DRIVES Vehicle Services Account in the Highway Users Tax Fund and \$1,507 from the License Plate Cash Fund, for FY 2021-22.

#### **H.B. 21-1134 REPORT TENANT RENT PAYMENT INFO TO CREDIT AGENCIES**

Creates the Rent Reporting for Credit pilot program and directs the Colorado Housing and Finance Authority (CHFA) to contract with a third party (contractor) to administer the pilot program in accordance with rules promulgated by CHFA. Requires the contractor to recruit no more than ten landlords to participate in the pilot program and, to the extent practicable, to attempt to include a total of at least one hundred participant tenants, with an emphasis on selecting participant tenants from populations that are under-served and under-represented in home ownership. Requires CHFA, in consultation with the contractor, to submit a report concerning the pilot program to the Governor and the applicable legislative committees of reference. Requires the State Treasurer to issue a warrant in the amount of \$205,000 from the Treasury Department to CHFA for the implementation of the program and therefore appropriates \$205,000 General Fund to the Treasury Department in FY 2021-22 for this purpose.

#### **H.B. 21-1136 JUDICIAL DIVISION RETIREES TEMPORARY JUDICIAL DUTIES COMPENSATION**

Adds additional contract periods of 10, 20, and 30 days per year to the amount of time a retired judge may work after retirement and changes the amount of a benefit increase a judge will receive. Removes the requirement that a judge enter into such an agreement before retirement, or within five years after retirement. Appropriates \$723,564 General Fund and 0.9 FTE to the Judicial Department in FY 2021-22.

#### **H.B. 21-1140 ELIMINATE DONOR COSTS FOR LIVING ORGAN DONATIONS**

Requires state-regulated health insurance plans to provide coverage for organ donations by living donors. Appropriates \$13,353 cash funds from the Division of Insurance Cash Fund to the Department of Regulatory Agencies in FY 2021-22 for 0.2 FTE and administrative costs to ensure plans meet the insurance requirement. The

bill is projected to decrease General Fund revenues by \$13,353 in FY 2021-22, since unexpended revenue to the Division of Insurance Cash Fund is transferred to the General Fund.

#### **H.B. 21-1141 ELECTRIC VEHICLE LICENSE PLATE**

Creates the “Electric Vehicle” license plate for owners of a plug-in electric motor vehicle upon registration of the vehicle and payment of applicable fees and taxes, unless the owner elects an alternative license plate. Sets the amount of taxes and fees for the plate at the same amount as for regular license plates. Decals to identify plug-in electric motor vehicles are required only if a person has not obtained the Electric Vehicle license plate. Appropriates \$91,636 cash funds to the Department of Revenue, including \$38,600 from the Colorado DRIVES Vehicle Services Account in the Highway Users Tax Fund and \$53,036 from the License Plate Cash Fund, in FY 2021-22.

#### **H.B. 21- 1145 SUPPORT POLLINATOR SPECIAL LICENSE PLATE**

Creates the “Support Pollinators” special license plate. Allows issuance to a person who makes a donation to a nonprofit designated by the Department of Revenue. In addition to the normal fees for a license plate, the person must pay two additional one-time fees of \$25 each for the issuance of the plate, credited to the Highway Users Tax Fund and the Licensing Services Cash Fund. Appropriates \$22,544 cash funds to the Department of Revenue, including \$5,400 from the Colorado DRIVES Vehicle Services Account in the Highway Users Tax Fund and \$17,144 from the License Plate Cash Fund, for FY 2021-22.

#### **H.B. 21-1149 ENERGY SECTOR CAREER PATHWAY IN HIGHER EDUCATION**

Requires the creation of an energy sector career pathway and establishes the Strengthening Photovoltaic and Renewable Careers (SPARC) Workforce Development Program. Requires the Colorado Workforce Development Council (CWDC), the Departments of Higher Education (DHE), Education, Natural Resources, and Labor and Employment, the Office of Economic Development and International Trade (OEDIT), and the community college system to develop a career pathway for the energy sector by the 2022-23 academic year that is consistent with career pathway requirements in current law. Provides for the allocation of funding to expand the capacity of related training programs through career counseling, scholarships, employer-provided training, apprenticeships, career and technical education, transportation and supplies, and retention services, among other activities. Transfers \$5,000,000 from the General Fund to the new SPARC Program Fund on July 1, 2021. For FY 2021-22, appropriates \$90,048 cash funds from the SPARC Program Fund to the Department of Labor and Employment for one-stop workforce center contracts and the Colorado Workforce Development Council, based on the assumption that the Department will require an additional 1.3 FTE. Also appropriates \$1,724,590 cash funds from the SPARC Program Fund to the Department of Higher Education for the State Board for Community Colleges and Occupational State System Community Colleges. The bill is expected to require annual appropriations from the SPARC Program Fund of approximately \$1.0 million per year from FY 2022-23 through FY 2024-25. The program is repealed July 1, 2026.

#### **H.B. 21-1161 SUSPEND SELECT STATEWIDE ASSESSMENTS**

Subject to approval of a waiver of federal law, requires the Department of Education to suspend the administration of the following assessments in FY 2020-21: (1) all science and social studies assessments; (2) English language arts in grades four, six, and eight; and (3) mathematics in grades three, five, and seven. Prohibits the use of student academic growth measures for educator evaluations in FY 2020-21 and suspends the assignment of accreditation ratings to schools and school districts for the 2020-21 and 2021-22 school years. For FY 2020-21, reduces appropriations to the Department of Education by \$750,000 cash funds from the State Education Fund.

#### **H.B. 21-1164 TOTAL PROGRAM MILL LEVY TAX CREDIT**

Requires the Department of Education to adopt a correction schedule to begin phasing out total program mill levy property tax credits created in H.B. 20-1418 (School Finance) in the 2021 property tax year. Specifies that the correction schedule must: apply consistently to each affected school district; require each district’s tax credit to phase out as quickly as possible, but by no more than 1.0 mill per year; and ensure that the tax credits are fully phased out in 19 years. Until the General Assembly determines that stabilizing the state budget no longer requires a reduction in the appropriation for the state share of districts’ total program funding, requires the General Assembly



to ensure that savings to the state share of total program funding resulting from the decrease in temporary tax credits is appropriated to fund a portion of the state share of total program funding.

#### **H.B. 21-1166 BEHAVIORAL HEALTH CRISIS RESPONSE TRAINING**

Requires the Department of Health Care Policy and Financing to provide statewide training on comprehensive care coordination and treatment through teleconferencing to professionals who work with individuals with intellectual and developmental disabilities and co-occurring behavioral health needs. Up to 20 providers nominated by case management agencies, mental health centers, and other approved agencies may be selected for training, plus an additional 10 providers from underserved areas selected by the Department. Appropriates \$67,680 General Fund to the Department of Health Care Policy and Financing in FY 2021-22 for contractor costs and to reimburse providers for time spent in training.

#### **H.B. 21-1171 KIDNEY DISEASE TASK FORCE**

Creates the Kidney Disease Prevention and Education Task Force, comprised of state legislators, representatives of state agencies, and members of the public, including representatives for kidney patients and health care organizations. For FY 2021-22, appropriates \$89,775 General Fund and 0.5 FTE to the Department of Public Health and Environment to administer the task force and \$1,882 General Fund to the Legislative Department for per diem and travel costs.

#### **H.B. 21-1174 TRANSFER SB 20-219 COP ISSUANCE PREMIUM TO CCF**

Senate Bill 20-219 directed the Department of the Treasury to execute a lease-purchase agreement to fund certain capital construction projects. Due to favorable market conditions, the sale resulted in excess proceeds. Upon passage, for FY 2020-21, the bill transfers this \$12.0 million premium from the Emergency Controlled Maintenance Account to the Capital Construction Fund, and allows it to be used for any capital construction, capital renewal, or controlled maintenance projects by March 1, 2024.

#### **H.B. 21-1181 AGRICULTURAL SOIL HEALTH PROGRAM**

Creates the Soil Health Program and the Soil Health Advisory Committee in the Department of Agriculture (CDA). Appropriates \$4,464 General Fund to cover the costs of the Advisory Committee.

*Soil Health Program.* Prior to establishing the program, the CDA must give the public at least 45 days to comment after posting a public notice on its website. In consultation with the advisory committee, the CDA will establish the following, if financial resources are available:

- A grant program for eligible entities to engage in soil health activities;
- A system for monitoring the environmental or economic benefits of soil health practices;
- A state soil health inventory and platform;
- A soil health testing program; and
- Other programs to promote soil health practices.

*Soil Health Advisory Committee.* The Commissioner of Agriculture is required to appoint at least nine members to the advisory committee who represent different geographic areas and demographic diversity of the state and reflect the political diversity of the state, as much as possible. Committee members serve without compensation but may be reimbursed for actual and necessary travel and other actual expenses. The Commissioner is also required to invite ex-officio members from the:

- Colorado Water Conservation Board;
- Colorado Association of Conservation Districts;
- Natural Resources Conservation Service in the United States Department of Agriculture; and
- Colorado State University

### **H.B. 21-1187 LONG-TERM SERVICES AND SUPPORT CASE MANAGEMENT REDESIGN**

Requires the State Board of the Department of Health Care Policy and Financing to adopt rules providing for the establishment of a redesigned case management system, no later than July 1, 2024, that consists of case management agencies throughout the state for the purpose of enabling individuals in need of long-term care to access appropriate long-term services and supports. No later than December 31, 2021, the Department shall work with stakeholders to develop a timeline for the implementation of the system. No later than December 31, 2022, the Department shall issue a competitive solicitation in order to select case management agencies for the system. Makes conforming amendments to replace the terms "community-centered board" and "single entry point agency" with "case management agency".

### **H.B. 21-1189 REGULATE AIR TOXICS**

Expands the monitoring requirements for certain stationary sources of air pollutants and authorizes the Air Quality Control Commission in the Colorado Department of Public Health and Environment (CDPHE) to list additional hazardous air pollutants as covered air toxics in rule. Current law defines covered air toxics as hydrogen cyanide, hydrogen sulfide, and benzene. Appropriates \$480,939 cash funds to the Department for FY 2021-22 and is expected to increase revenue to the Stationary Sources Control Fund by \$587,591. Reappropriates \$12,761 to the Department of Law for legal services provided to the CDPHE. Reappropriates \$283,896 to the Governor's Office of Information Technology.

*Covered Facilities* Defines covered facilities that are required to conduct fenceline monitoring. Specifically, applies to stationary sources in specified industry sectors based on the North American Industry Classification System (NAICS) codes established by the Federal Office of Management and Budget. Directs the Air Quality Control Commission to consider adding new covered air toxics and additional stationary sources to the definition of covered facilities.

*Fenceline Monitoring* Requires covered facilities to conduct fenceline monitoring of covered air toxics beginning July 1, 2024, except for petroleum refineries that must begin fenceline monitoring beginning January 1, 2023. One year prior to conducting fenceline monitoring, the facility must submit a draft plan, including translations of the plan in relevant languages, to the CDPHE for approval. The plans must include emergency notification services based on notification thresholds established by CDPHE.

*Community-based Monitoring* Requires CDPHE, beginning no later than January 1, 2023, to conduct community-based monitoring of covered air toxics for at least 30 cumulative days each quarter. Beginning July 1, 2022 and every three years thereafter CDPHE must publicly post a list of the intended community-based equipment locations and allow 90 days for public comment. CDPHE is required to consider local government and school district input in relevant areas, and make monitoring data available to the public

### **H.B. 21-1194 IMMIGRATION LEGAL DEFENSE FUND**

Creates the Immigration Legal Defense Fund to provide grants to organizations representing indigent individuals in immigration court. Establishes the Department of Labor and Employment as the administrator for the program. Provides an appropriation of \$100,000 General Fund for FY 2021-22 to the Immigration Legal Defense Fund, which is continuously appropriated to the Department of Labor and Employment to implement the program.

### **H.B. 21-1195 REGULATION OF RADON PROFESSIONALS**

Creates a regulatory structure for radon professionals. Appropriates \$63,134 cash funds from the Division of Professions and Occupations Cash Fund and 0.5 FTE to the Department of Regulatory Agencies. Reappropriates \$15,951 to the Department of Law for legal services provided to the Department of Regulatory Agencies.

**H.B. 21-1198 HEALTH CARE BILLING REQUIREMENTS FOR INDIGENT PATIENTS**

Expands hospital requirements around providing discount care to uninsured patients, moves regulatory authority from the Colorado Department of Public Health and Environment to the Department of Health Care Policy and Financing, and updates regulations around the collection of medical debt. Appropriates \$219,295 General Fund to the Department of Health Care Policy and Financing in FY 2021-22 for 0.7 FTE and administrative costs for regulation. Reduces appropriations for the Department of Public Health and Environment in FY 2021-22 by \$44,204 and 0.3 FTE associated with the transfer of regulatory duties.

**H.B. 21-1200 REVISE STUDENT FINANCIAL LITERACY STANDARDS**

Adds requirements for the statewide academic content standards for financial literacy. Requires the State Board of Education, as part of the next scheduled review of academic content standards, to ensure that financial literacy standards for ninth through twelfth grade include the costs associated with the attainment of a postsecondary degree or credential and how to budget for and manage the payment for those costs, methods of savings for retirement, managing credit card debt, and homeownership and mortgages. Adds requirements for local education providers related to the implementation of financial literacy standards and requires the Department of Education to include materials related to the new requirements in the existing financial literacy resource bank. For FY 2021-22, appropriates \$4,888 General Fund and 0.1 FTE to the Department of Education.

**H.B. 21-1201 TRANSPARENCY TELECOMMUNICATIONS CORRECTIONAL FACILITIES**

Requires providers of telecommunication services to jails and prisons to maintain and report certain data to the Public Utilities Commission, and grants the Commission regulatory authority over these service providers. Appropriates \$259,251 from the Telecommunications Utility Fund and 3.0 FTE to the Department of Regulatory Agencies for FY 2021-22.

**H.B. 21-1206 MEDICAID TRANSPORTATION SERVICES**

Moves oversight of Medicaid nonmedical and nonemergency medical transportation services from the Public Utilities Commission in the Department of Regulatory Agencies to the Department of Health Care Policy and Financing (HCPF). Exempts providers from verifying compliance with HCPF rules if the provider already complies with safety standards established by another state agency that meet or exceed HCPF's requirements. Makes a net \$0 change in appropriations for HCPF in FY 2021-22: reduces FY 2021-22 appropriations to HCPF for transfer to the Department of Regulatory Agencies by \$103,503, including \$66,003 from the General Fund and an expected \$37,500 from federal funds, and increases appropriations to HCPF by a like amount for Medical Services Premiums.

**H.B. 21-1208 NATURAL DISASTER MITIGATION ENTERPRISE**

Creates a hazard mitigation enterprise in the Department of Public Safety that charges fees on insurance policies to create revenue for a grant program that provides technical assistance to local governments. The bill creates a continuously appropriated cash fund. No revenue or expenditures are anticipated until FY 2023-24, when the enterprise is expected to have revenue and expenditures of \$4.3 million.

**H.B. 21-1209 PAROLE ELIGIBILITY FOR YOUTHFUL OFFENDERS**

Modifies program eligibility for offenders who committed a felony offense when the offender was under 21 years of age. Appropriates \$118,976 General Fund to the Department of Corrections in FY 2021-22.

**H.B. 21-1214 RECORD SEALING COLLATERAL CONSEQUENCES REDUCTION**

Creates an automatic sealing process for arrest records when no criminal charges are filed, with exceptions for felonies with a statute of limitations longer than three years (or no limitation). Appropriates \$300,605 General Fund and 2.0 FTE to the Judicial Department and \$39,815 cash funds and 0.5 FTE to the Department of Public Safety in FY 2021-22. Increases state revenue by an estimated \$100,170 General Fund and cash funds combined in FY 2021-22.

### **H.B. 21-1215 EXPANSION OF JUSTICE CRIME PREVENTION INITIATIVE**

Expands the Justice Reinvestment Crime Prevention Initiative, administered by the Department of Local Affairs, to include Grand Junction and Trinidad and adds a statewide business and entrepreneurship training and grant program for justice-system-involved persons to the initiative. Modifies the sunset review and repeal date for the initiative from September 1, 2023, to September 1, 2026. Creates the Justice Reinvestment Initiative Expansion Account (expansion account) within the existing Targeted Crime Reduction Grant Program Cash Fund, and directs the State Treasurer to transfer \$3.5 million to the account on June 30, 2021. Continuously appropriates money in the expansion account to the Department.

### **H.B. 21- 1219 NURSES SPECIAL LICENSE PLATE**

Creates the "Colorado Nurses" special license plate. Allows issuance to a person who makes a certified donation to a Colorado-based nurse's foundation in an amount that the foundation may determine but not to exceed one hundred dollars. Requires the foundation to use a portion of each donation made in association with the special license plate to provide scholarships to nurses from minority populations. In addition to the normal fees for a license plate, the person must pay two additional one-time fees of \$25 each for the issuance of the plate, credited to the Highway Users Tax Fund and the Licensing Services Cash Fund. Appropriates \$17,490 cash funds to the Department of Revenue, including \$5,400 from the Colorado DRIVES Vehicle Services Account in the Highway Users Tax Fund and \$12,090 from the License Plate Cash Fund, for FY 2021-22.

### **H.B. 21-1220 COLORADO CHILD SUPPORT COMMISSION RECOMMENDATIONS**

Enacts recommendations of the Colorado Child Support Commission concerning the establishment, calculation, and enforcement of child support, including:

- Clarifies changes made to the child support guidelines pursuant to House Bill 19-1215 relating to a missing component of the schedule of basic child support obligations and clarifications relating to calculation of support;
- Defines the terms "child" and "parent" for purposes of commencing actions concerning the allocation of parental responsibilities, and clarifies that the court shall determine legal parentage and join all necessary parties to the action;
- Reduces the interest rate on unpaid child support;
- Eliminates outdated provisions of the income assignment statute and brings the statute in compliance with federal law;
- Clarifies notice requirements for income assignments, and requires an employer to report and withhold from lump sum payments;
- Clarifies that both the dependency and neglect court and the paternity and child support court have concurrent jurisdiction to address issues of parentage;
- Removes a limitation on the amount of the increase for orders increasing support filed by the child support enforcement agency against an obligor for whom income information is not available; and
- Requires life insurance settlements to be reported to the child support enforcement agency commencing January 1, 2022.

### **H.B. 21-1228 DOMESTIC VIOLENCE TRAINING COURT PERSONNEL**

Increases and clarifies domestic violence training requirements for court personnel who are regularly involved in cases related to domestic matters, including child and family investigators, parenting responsibility evaluators, and legal representatives of children. Training for all personnel must include both an initial training requirement as well as an ongoing annual continuing education requirement as follows:

- Six initial hours of training on domestic violence, and its traumatic effects on children, adults, and families;
- Six initial hours of training on child abuse and child sexual abuse and its traumatic effects; and
- Four subsequent hours of training every 2 years on domestic violence, and child abuse, and child sexual abuse and the traumatic effects on children, adults, and families.

Provides an appropriation of \$86,680 General Fund to the Judicial Department in FY 2021-22 to implement this act.

#### **H.B. 21-1230 CREATE USER-FRIENDLY STATE INTERNET RULES PORTAL**

Directs the Governor's Office of Information Technology to develop a single, public-facing search interface for accessing state agency rules and rulemaking, in conjunction with the Department of State. The bill specifies the parameters and other expectations of the portal. Appropriates \$368,194 from the General Fund and 2.1 FTE to the Governor's Office of Information Technology and \$108,718 cash funds from the Department of State Cash Fund and 0.7 FTE to the Department of State to fulfill those obligations.

#### **H.B. 21-1232 STANDARDIZED HEALTH BENEFIT PLAN COLORADO OPTION**

Directs the Commissioner of Insurance to develop a standardized health insurance plan that private health insurance carriers are required to offer in the individual and small group markets, sets targets for rate reductions under the plan, and creates a process for requiring health care providers and hospitals to participate in the plans and accept the rates set by state regulators. Appropriates \$1,409,637 cash funds from the Division of Insurance Cash Fund to the Department of Regulatory Affairs in FY 2021-22 for 5.4 FTE and administrative costs to develop and implement the standardized plan. Of this amount \$212,680 is reappropriated to the Department of Law for legal services and 1.1 FTE. Appropriates \$78,993 General Fund and 0.8 FTE to the Department of Health Care Policy and Financing in FY 2021-22 for the newly created Office of the Insurance Ombudsman. The bill is projected to decrease General Fund revenues by \$1,409,637 in FY 2021-22, since unexpended revenue to the Division of Insurance Cash Fund is transferred to the General Fund.

#### **H.B. 21-1233 CONSERVATION EASEMENT TAX CREDIT MODIFICATIONS**

Makes modifications to the conservation easement tax credit program by increasing credit amounts, changing how transferred credits are tracked and verified, and broadening the entities that can donate or accept donations of easements. For tax year 2021 and thereafter, the bill increases from 75 percent of the first \$100,000 and 50 percent of the fair market value over \$100,000 to 90 percent of an easement's fair market value. The bill is anticipated to decrease General Fund revenue by \$11.5 million in FY 2020-21 and by \$23.1 million in future years.

For FY 2021-22, appropriates:

- \$254,372 cash funds from the Conservation Cash Fund and 2.0 FTE to the Department of Regulatory Agencies;
- \$206,998 General Fund to the Department of Revenue; and
- \$143,559 reappropriated funds and 0.9 FTE from the Departments of Regulatory Agencies and Revenue to the Department of Law for legal services.

#### **H.B. 21-1234 SUPPLEMENTAL EDUCATION HIGH-IMPACT TUTORING PROGRAMS**

Creates the Colorado High-impact Tutoring Program in the Department of Education to provide grant funding to local education providers to create high-impact tutoring programs to address learning loss and unfinished learning related to the COVID-19 pandemic. Authorizes local education providers to apply for grants and specifies required components of applicants' program plans as well as criteria that the Department must use in awarding grants. In any year in which grants are provided, requires participating local education providers to report certain information to the Department and requires the Department to report to the education committees of the General Assembly. For FY 2021-22, appropriates \$4,981,720 General Fund and 1.1 FTE to the Department of Education.

#### **H.B. 21-1242 CREATE AGRICULTURAL DROUGHT AND CLIMATE RESILIENCE OFFICE**

Creates the Agricultural Drought and Climate Resilience Office in the Department of Agriculture (CDA) to advise the Commissioner of Agriculture, the Colorado Agricultural Value-Added Development Board, other state agencies, and the Governor on the impact to agriculture of drought and climate policies and programs and appropriates \$101,333 General Fund and 0.9 FTE for the administration of the new office. The new office may provide voluntary technical assistance, nonregulatory programs, and incentives that increase agricultural producers' resiliency

in responding to threats related to drought or the climate. The commissioner will appoint the head of the office and may promulgate rules for the office's assistance, programs, and incentives, including grants. Prior to promulgating rules, the commissioner is required to convene a stakeholder group of agricultural producers to advise the commissioner on the needs of the agriculture industry to respond to and mitigate the impacts of climate change.

Adds the Value-Added Cash Fund to the Natural Resources and Energy Grant Programs eligible for severance tax transfers and authorizes an annual transfer of \$500,000 from the Severance Tax Operational Fund to the Value - Added Cash Fund beginning July 1, 2021 and ending July 1, 2029.

#### **H.B. 21-1248 COLORADO CHILDREN'S TRUST FUND ACT**

Updates various provisions of the "Colorado Children's Trust Fund Act", including renaming it the "Colorado Child Abuse Prevention Trust Fund Act" (act). Changes include:

- Expanding the membership of the Colorado Child Abuse Prevention Board from the current 9 members to 17 members;
- Expanding the powers and duties of the board to include advising and making recommendations to the governor, state agencies, and other entities regarding child maltreatment prevention; developing strategies to decrease the incidences of child maltreatment and other adverse childhood experiences; and implementing and monitoring the ongoing development of local child maltreatment prevention plans throughout the state;
- Directing earned Title IV-E reimbursements for eligible prevention services under the "Family First Prevention Services Act" to be deposited into the Fund; and
- Extending the repeal of the act from 2022 to 2027.

Provides an appropriation of \$890 General Fund to the Legislative Department for FY 2021-22.

#### **H.B. 21-1250 MEASURES TO ADDRESS LAW ENFORCEMENT ACCOUNTABILITY**

Requires a multi-agency review of cases involving officer-involved civilian deaths, allows for a civil suit to be filed against Colorado State Patrol Officers, and makes adjustments to provisions of S.B. 20-217 (Enhance Law Enforcement Integrity). Appropriates \$3,101,748 General Fund, \$963,268 cash funds from the Highway Users Tax Fund, and 13.5 FTE to the Department of Public Safety, \$250,000 General Fund to the Department of Local Affairs, and \$582,742 reappropriated funds from the continuously appropriated Risk Management Fund administered by the Department of Personnel to the Department of Law for legal services and 3.0 FTE in FY 2021-22.

#### **H.B. 21-1251 APPROPRIATE USE OF CHEMICAL RESTRAINTS ON A PERSON**

Limits the use of chemical restraints by law enforcement. Requires trained staff to monitor the vital signs and weight of an individual before using chemical restraints in a nonhospital setting, and prohibits a peace officer from compelling a medical service provider to use chemical restraints. Appropriates \$132,488 General Fund and 1.2 FTE to the Colorado Department of Public Health and Environment in FY 2021-22.

#### **H.B. 21-1253 RENEWABLE & CLEAN ENERGY PROJECT GRANTS**

Transfers \$5.0 million in FY 2020-21 from the General Fund to the Local Government Severance Tax Fund for grants to local governments for renewable and clean energy infrastructure implementation projects that meet existing criteria under the Renewable and Clean Energy Initiative Program in the Department of Local Affairs. Requires the Department to make grants by August 15, 2021, or as soon as possible thereafter, and report to the General Assembly regarding the grants during its 2022 annual "State Measurement for Accountable, Responsive, and Transparent (SMART) Government Act" hearing presentation. Appropriates \$5.0 million cash funds from the Local Government Severance Tax Fund to the Department of Local Affairs in FY 2020-21. Dollars not expended July 1, 2021 are further appropriated to the Department in FY 2021-22 and 2022-23.

**H.B. 21-1255 PROTECTION ORDER ISSUED AGAINST DOMESTIC ABUSER**

Modifies procedures relating to firearm relinquishment following the issuance of a protection order. Modifications include requiring an affidavit stating the number and model of firearms in the person's possession within 7 business days of protection order issuance, and compliance hearings within 12 business days. Appropriates \$101,050 General Fund and 0.5 FTE to the Judicial Department in FY 2021-22.

**H.B. 21-1257 RECOGNITION OF VETERANS IN CAPITOL COMPLEX PARKS**

Changes the names of Lincoln and Liberty Parks in central Denver, collectively, to Lincoln Veterans' Memorial Park. These parks are state-owned properties managed by Department of Personnel as part of the Capitol Complex. Provides an appropriation of \$10,000 General Fund to the Department of Personnel.

**H.B. 21-1258 RAPID MENTAL HEALTH RESPONSE FOR COLORADO YOUTH**

Establishes a temporary youth mental health services program in the Office of Behavioral Health in the Department of Human Services to facilitate access to mental health services, including substance use disorder services, for youth to respond to identified mental health needs, including those needs that may have resulted from the COVID-19 pandemic. The program reimburses providers for up to three mental health sessions with a youth and may provide additional reimbursement subject to available money. Provides an appropriation of \$9,000,000 General Fund to the Department of Human Services to implement the act.

**H.B. 21-1260 GENERAL FUND TRANSFER IMPLEMENT STATE WATER PLAN**

Provides funding to the Colorado Water Conservation Board (CWCB) in the Department of Natural Resources for the implementation of the Colorado state water plan. Transfers \$15.0 million General Fund to the Water Plan Implementation Cash Fund and \$5.0 million to the Water Supply Reserve Fund. Appropriates \$15.0 million cash funds from the CWCB Construction Fund to the Department of Natural Resources in FY 2020-21.

**H.B. 21-1261 EXTEND BEETLE KILL WOOD PRODUCT SALES TAX EXEMPTION**

Reinstates the sales and use tax exemption for timber products made from trees killed or infested by mountain pine or spruce beetles, for the period from July 1, 2021 through June 30, 2026. The bill is anticipated to reduce General Fund revenue by \$524,660 in FY 2021-22 and by \$537,200 in future years through FY 2025-26.

**H.B. 21-1262 MONEY TO SUPPORT AGRICULTURAL EVENTS ORGANIZATIONS**

Creates the Agricultural Events Relief Program in the Department of Agriculture (CDA) to provide COVID-19 relief payments to agricultural events organizations and provides funding for the Colorado State Fair and National Western Stock Show. The bill makes \$35.5 million in appropriations for FY 2020-21, that are further appropriated for FY 2021-22, as well as a \$5.0 million transfer from the General Fund to the Colorado State Fair Authority cash fund. The appropriations are to be used as follows:

- \$3.5 million General Fund to provide support for the National Western Stock Show;
- \$2.0 million General Fund for the Agriculture Events Relief Program;
- \$25.0 million General Fund to provide support for the construction of the National Western Stock Show's campus; and
- \$5.0 million cash funds for the Colorado State Fair.

**H.B. 21-1263 MEETING & EVENTS INCENTIVE PROGRAM**

Creates the Colorado Meeting and Events Incentive Program in the Colorado Tourism Office to provide support for personal events, such as weddings or family reunions, and for events such as meetings, conferences, or festivals. For FY 2020-21 the bill transfers \$10.0 million General Fund to the Colorado Meeting and Events Incentive Program Fund, which is continuously appropriated for the purposes outlined in the bill.

## **H.B. 21-1264 FUNDS WORKFORCE DEV INCREASE WORKER SKILLS**

Creates and provides appropriations for various workforce development programs and makes related changes to state law.

*New Fund:* Creates the Workers, Employers, and Workforce Centers Cash Fund. Transfers \$200,000,000 to this fund from money that originates as federal Coronavirus State Fiscal Recovery Funds authorized by the American Rescue Plan Act of 2021 (ARPA). Also transfers \$25,000,000 from the General Fund to this fund in FY 2020-21.

*The Reskilling, Upskilling, and Next-skilling Workers Program:* Creates the Reskilling, Upskilling and Next-skilling Workers Program as an initiative of the State Work Force Development Council (state council) in the Department of Labor and Employment to facilitate training for unemployed and underemployed workers in the state during times of substantial unemployment. Includes an appropriation of \$25,000,000 for the program for FY 2021-22 from the Workers, Employers, and Workforce Centers Cash Fund, from money from the federal Coronavirus State Fiscal Recovery Fund. Requires that, of this amount, \$20,750,000 is allocated by the state council to work force development areas, \$3,000,000 is for a grant program to award funding to partners, including local governments, institutions of higher education, and community-based nonprofits to provide supports for unemployed and underemployed workers receiving program services, and \$1,250,000 is for department outreach and recruitment, providing access to digital platforms for career navigation, issuing licenses for virtual training, and other administrative costs. Amounts that are not used in FY 2021-22 may be rolled forward for use in future years, subject to federal ARPA requirements to obligate funds by the end of December 2024 and expend them by the end of December 2026. Establishes reporting requirements.

*The Work Force Innovation Grant Program:* Creates the Work Force Innovation Grant Program to be administered by the state council in the Department of Labor and Employment. Includes an appropriation of \$35,000,000 for the program for FY 2021-22 from the Workers, Employers, and Workforce Centers Cash Fund, from money from the federal Coronavirus State Fiscal Recovery Fund. Requires \$17,500,000 be allocated to workforce development boards for the Work Force Innovation Grant Program; and \$17,500,000 be allocated for statewide work force innovation initiatives. Amounts that are not used in FY 2021-22 may be rolled forward for use in future years, except that workforce development boards must return to the state council any money that is not expended or obligated by January 1, 2024 and all amounts are subject to federal ARPA requirements to obligate funds by the end of December 2024 and expend them by the end of December 2026.

Requires funds for the Work Force Innovation Grant Program to be allocated to workforce development boards based on a formula, and establishes the framework for the Work Force Innovation Grant Program, which is to be used to build in-demand skills, connect workers and learners to quality jobs, and drive employer engagement in talent development in areas that include supporting work-based learning and skill development, supporting employers and small businesses to mitigate financial hardship resulting from the public health emergency or providing greater opportunities for communities disproportionately affected by COVID-19, and increasing participation by underserved communities in workforce development programs. Requires funds allocated for statewide work force innovation initiatives to be based on a stakeholder process conducted by the state council. Identifies examples of statewide activities, such as capacity building and technical assistance, performing monitoring and compliance activities, managing contracts for external evaluations, and conducting outreach campaigns to reach Coloradans who may benefit from available programs. Establishes evaluation and reporting requirements.

*Career and Technical Education Equipment, Facility, and Instruction Capacity Funding:* Creates the Career and Technical Education Equipment, Facility, and Instruction Capacity Funding Program in the Department of Higher Education. Includes an appropriation of \$10,000,000 for the program for FY 2021-22 from the Workers, Employers, and Workforce Centers Cash Fund, from money from the federal Coronavirus State Fiscal Recovery Fund. Requires funds be allocated among specified post-secondary career and technical education providers to expand equipment, facility, and instruction capacity in key career and technical education job demand areas identified by the Colorado talent report. Amounts that are not used in FY 2021-22 may be rolled forward for use in future years, except that



workforce development boards must return to the state council any money that is not expended or obligated by January 1, 2024 and all amounts are subject to federal ARPA requirements to obligate funds by the end of December 2024 and expend them by the end of December 2026.

*Adult Education and Literacy Program:* Provides an appropriation to the Department of Education of \$5,000,000 for the Adult Education and Literacy Program for FY 2021-22 from the Workers, Employers, and Workforce Centers Cash Fund, from money from the federal Coronavirus State Fiscal Recovery Fund.

*Other Department of Labor and Employment changes:* Also modifies current law to specify that funding from state sources appropriated by the General Assembly or passed through from another entity to implement state workforce development activities are not subject to the federal limitations imposed on the use of federal workforce development funds. Limitations on the use of state funds allocated for workforce development are instead determined by the Division of Employment and Training in partnership with the state council.

#### **H.B. 21-1265 QUALIFIED RETAILER RETAIN SALES TAX FOR ASSISTANCE**

Continues, for June 2021, July 2021, and August 2021, a temporary deduction from state net taxable sales for qualifying retailers in the alcoholic beverages drinking places industry, the restaurant and other eating places industry, and the mobile food services industry in the state in order to allow such qualified retailers to retain the resulting sales tax collected as assistance for lost revenue as a result of the economic disruptions due to the presence of COVID-19 in Colorado. The bill also expands the definition of qualifying retailers to include those in the catering industry, the food service contractors industry, and the hotel-operated restaurant, bar, or catering service. The bill is anticipated to reduce General Fund Revenue by \$45.1 million in FY 2021-22. Appropriates \$101,600 General Fund to the Department of Revenue for FY 2021-22.

#### **H.B. 21-1266 ENVIRONMENTAL JUSTICE DISPROPORTIONATE IMPACTED COMMUNITY**

Directs the Air Quality Control Commission (AQCC) within the Department of Public Health and Environment (CDPHE) to update the list of air pollutants that are required to be reported in an air pollutant emission notice (APEN) to include greenhouse gases (GHG), and to establish a fee per ton of GHG based on the most recent APEN on file. It also requires electric utilities to submit plans to the Public Utilities Commission (PUC) that includes GHG emission reductions. Lastly, the bill creates an environmental justice ombudsperson and advisory board to promote environmental justice throughout the state, and updates the mission of the Colorado Energy Office. Makes appropriations for FY 2021-22 as follows: \$2,550,218 total funds, including \$2,172,376 General Fund and \$377,842 cash funds, and 20.4 FTE to the Department of Public Health and Environment; \$382,680 reappropriated funds and 2.0 FTE to the Department of Law; \$239,642 reappropriated funds and 1.8 FTE the Office of Information Technology; and \$146,703 General Fund to the Colorado Energy Office within the Office of the Governor. The program is expected to generate \$3.1 million cash fund revenue beginning in FY 2022-23.

*GHG emissions fee.* Directs the AQCC to add GHG to the list of air pollutants required to be reported in an APEN by December 31, 2022, and to establish in rule a per-ton fee on GHG emissions in an amount that is sufficient to cover the indirect and direct costs required to develop and administer GHG programs. Fee revenue will be deposited to the Stationary Sources Control Fund and can be used for outreach and engagement with disproportionately impacted communities as well as paying for the environmental justice ombudsperson

*GHG rules and credit trading program.* Directs the AQCC to promulgate and implement rules that will reduce statewide GHG emissions in the oil and gas sector by 36 percent below 2005 levels by 2025 and 60 percent below that level by 2030, and the manufacturing and industrial sector by 20 percent below 2015 levels by 2030, and authorizes a tradeable GHG credit program. Rules must be promulgated and implemented by January 1, 2022 for the oil and gas sector, and by December 1, 2023 for the industrial and manufacturing sector. The AQCC must adopt rule directing the CDPHE to create a comprehensive accounting system before adopting a rule or program that provides for the use of a trading program.

*Social cost of greenhouse gases.* Directs the AQCC to include the social cost of greenhouse gas emissions in economic impact analyses for rules related to statewide GHG pollution abatement that may materially affect GHG emissions.

*GHG inventory.* Requires the CDPHE, when forecasting GHG emissions, to include a scenario that does not reflect emission reductions projected to occur from a federal, state, or local law, rule, regulation, policy, or program that is not in place as of the date of publication of the inventory.

*Electric utilities.* Requires wholesale generation and transmission electric cooperatives and certain electric utilities to file plans with the Public Utilities Commission (PUC) that will achieve at least an 80 percent reduction by 2030, relative to 2005, in GHG emissions caused by the provision of electricity to customers within the state, including emissions associated with imported electricity. The CDPHE must review and verify emissions reductions associated with the plans. If an electric utility fails to file a plan, or the utility is not achieving the GHG emission reductions reflected in the plan, the AQCC must adopt rules that require an updated plan to be filed that demonstrates achievement of the 2030 targets.

*Permitting requirements.* Directs the AQCC to promulgate rules, by June 1, 2023, that include additional permitting requirements for sources of affected pollutants in disproportionately impacted communities as defined in the bill. The rules must require enhanced modeling and monitoring requirements for new and modified sources of affected pollutants in disproportionately impacted communities, and must identify the types of monitoring technology that can be used. Sources of affected pollutants must pay a processing fee to cover the division's direct and indirect costs of implementing this provision. Fees are deposited to the Stationary Source Control Fund.

*Environmental justice ombudsperson.* Creates the position of an environmental justice ombudsperson within CDPHE, which must provide administrative support to this independent position.

*Environmental Justice Advisory Board.* Creates the Environmental Justice Advisory Board in CDPHE to serve in an advisory capacity to the ombudsperson. The twelve-member board will be appointed by the Governor and leadership of the General Assembly and must represent the geographic, racial, and ethnic diversity of the state and have experience with environmental issues. The executive director of CDPHE or a designee will serve as a nonvoting member. Voting members of the board are authorized to receive a per diem of \$200 for regularly scheduled meetings, and reimbursement for actual and necessary expenses. The board must meet at least once every quarter. The advisory board is repealed effective September 1, 2027, following a sunset review.

*Environmental Mitigation Project Grant Program.* In addition to the duties outlined in the bill, the advisory board must develop guidelines for and support the implementation of an Environmental Mitigation Project Grant Program from funds credited to the Community Impact Cash Fund, created in the bill. The Community Impact Cash Fund consists of money credited to the fund from the receipts of certain fines and penalties collected, and any other money the General Assembly appropriates or transfers to the fund. Beginning in FY 2022-23, CDPHE may expend money from the fund to provide environmental mitigation project grants, and to pay for the direct and indirect costs of the Environmental Justice Advisory Board, and the department's costs for administering the program.

*Colorado Energy Office.* Changes the mission of the Colorado Energy Office to include supporting Colorado's transition to a more equitable, low-carbon, and clean energy economy, and to promote an equitable transition to transportation electrification, zero emission vehicles, transportation systems, and land use patterns that reduce energy use and greenhouse gas emissions.

*Air Quality Control Commission Engagement.* Requires the AQCC to engage with disproportionately impacted communities, as defined in the bill, regarding rule-making proceedings, licensing proceedings, and adjudicatory hearings.

**H.B. 21-1268 STUDY EMERGING TECHNOLOGIES FOR WATER MANAGEMENT**

Directs the University of Colorado, in collaboration with Colorado State University and the Colorado Water Institute, to conduct feasibility studies and pilot deployments of new and emerging technologies that have the potential to improve water management. Appropriates \$40,000 General Fund for FY 2021-22 to the Department of Higher Education for fee-for-service contracts for this purpose, of which \$20,000 is reappropriated to the University of Colorado System and \$20,000 is reappropriated to the Colorado State University System, contingent upon receipt by the institutions of no less than \$40,000 total in related gifts, grants, and donations.

**H.B. 21-1269 PUBLIC UTILITIES COMMISSION STUDY OF COMMUNITY CHOICE ENERGY**

Requires the Public Utilities Commission (PUC) to study the implementation of community choice energy in Colorado through an investigatory proceeding. The PUC must submit a final report summarizing its findings and recommendations from the investigation to the energy committees of the General Assembly by December 15, 2022. Appropriates \$48,391 General Fund and 0.5 FTE to the Department of Regulatory Agencies. S.B. 21-272 shifts the source of the funding from the General Fund to the Public Utilities Commission Fixed Utility Fund.

**H.B. 21-1270 APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FOR SUPPLEMENTAL ASSISTANCE NUTRITION PROGRAM**

Appropriates money to the Department of Human Services in order to seek a 50.0 percent match from the federal government for the Colorado Employment First Program within the Supplemental Nutrition Assistance Program (SNAP). Requires the Department to direct county departments and any third-party partners to prioritize any state or federal money received to fund employment support and job retention services and to support work-based learning opportunities for Colorado Employment First participants. Any remaining money may be used to initiate and enhance current and additional state- or county-initiated third-party partnerships. Provides an appropriation of \$3,000,000 General Fund to the Department of Human Services for FY 2021-22.

**H.B. 21-1271 DOLA INNOVATIVE AFFORDABLE HOUSING STRATEGIES**

Creates three programs in the Department of Local Affairs (DOLA) to offer grant money and other forms of state assistance for local governments to promote innovative solutions to the development of affordable housing: Housing Development Incentives Grant Program in the Division of Local Government, Local Government Planning Grant Program in the Division of Local Government, and Affordable Housing Guided Toolkit Program in the Division of Housing. Requires the Department to establish rules for administering the three programs and create an annual report on the assistance awarded. Makes updates and repeals obsolete statutory provisions concerning the Office of Smart Growth and the Colorado Heritage Communities Fund. Transfers \$13.0 million General Fund to Department cash funds, including \$11.4 million to the Colorado Heritage Communities Fund and \$1.6 million to the Housing Development Grant Fund. Transfers \$35.0 million from money in the Affordable Housing and Home Ownership Cash Fund that originates as federal Coronavirus State Fiscal Recovery Funds authorized by the American Rescue Plan Act of 2021 (ARPA) to the Colorado Heritage Communities Fund. Authorizes the Division of Local Government to use up to four percent of the money transferred to the Colorado Heritage Communities Fund to cover its administrative costs for the Housing Development Incentives Grant Program and the Local Government Planning Grant Program. Appropriates \$46.4 million cash funds from the Colorado Heritage Communities Fund to the Department of Local Affairs in FY 2021-22, which amount is based on an assumption that the Department will require an additional 2.6 FTE. Further appropriates money transferred into the Colorado Heritage Communities Fund under the bill through July 1, 2024.

**H.B. 21-1273 CDE REPORT CONCERNING SCHOOL PSYCHOLOGISTS**

Requires the Department of Education to prepare an annual report on the number of pupils enrolled in public schools in Colorado and the total number of licensed school psychologists in the state employed by a school district, board of cooperative services, or a charter school who are reported as full-time employees. Requires reporting of both statewide totals and counts of students and licensed school psychologists disaggregated by school district, board of cooperative services, and the State Charter School Institute. For FY 2021-22, appropriates \$35,000 General Fund to the Department of Education.

**H.B. 21-1274 UNUSED STATE-OWNED REAL PROPERTY BENEFICIAL USE**

Requires the Department of Personnel to create and maintain an inventory of unused state-owned real property and to determine whether the unused state-owned real property identified is suitable for construction of affordable housing or placement of renewable energy facilities, or if such property is suitable for other purposes. Defines unused state-owned real property as real property owned by or under the control of a state agency, not including the Division of Parks and Wildlife in the Department of Natural Resources and not including the State Board of Land Commissioners or any state institution of higher education.

Authorizes the Department of Personnel to seek proposals from and enter into contracts with qualified developers to construct affordable housing, child care facilities, residential mental and behavioral health care facilities, or to place renewable energy facilities on unused state-owned real property that the Department has deemed suitable. Budget requests for those purposes must be made through the current budgetary process; except that budget requests may not be made through a request for a supplemental appropriation. Prior to entering into contracts, the department must first submit a report to Capital Development Committee (CDC) that outlines the anticipated use of the property. The department may not enter into contracts without the approval of the CDC and subject to available appropriations.

Creates the Unused State-owned Real Property Cash Fund to which the state treasurer is required to credit all proceeds from the sale, rent, or lease of unused state-owned real property.

**H.B. 21-1275 MEDICAID REIMBURSEMENT FOR SERVICES BY PHARMACISTS**

Modifies Medicaid to include payments to pharmacists working in a collaborative practice agreement with a physician for services within their scope of practice and not duplicative of existing services. Authorizes Medicaid payments to pharmacists to administer or dispense extended-release injectable medications for treatment of mental health or substance use disorders, which can be paid either as a pharmacy or medical benefit. Requires that clinical pharmacy services be considered allowable costs in a federally qualified health center setting. Provides \$1,721,056 total funds, including \$336,097 General Fund, \$36,457 cash funds from the Healthcare Affordability and Sustainability Fee, and \$1,348,502 anticipated federal funds, and 1.6 FTE in FY 2021-22 to the Department of Health Care Policy and Financing for administrative costs and increased payments for pharmacy services.

**H.B. 21-1276 PREVENTION OF SUBSTANCE USE DISORDERS**

Requires a health benefit plan issued or renewed on or after January 1, 2023, to provide a cost-sharing benefit for nonpharmacological treatment where an opioid might be prescribed. Specifies requirements for cost-sharing agreements. Requires the Division of Insurance in the Department of Regulatory Agencies to submit to the federal Department of Human Services a determination as to whether the cost-sharing benefit is in addition to an essential benefit and subject to defrayal by the state pursuant to federal law and a request for confirmation of the determination. The Division is required to implement the benefit only if the benefit does not constitute an additional benefit that requires a defrayal.

Requires an insurance carrier that provides prescription drug benefits to provide coverage, beginning January 1, 2023, for at least one atypical opioid that is approved by the federal food and drug administration (FDA) for the treatment of acute or chronic pain, which coverage must be at the lowest cost-sharing tier of the carrier's formulary with no requirement for step therapy or prior authorization. Prohibits carriers from requiring step therapy for any additional FDA-approved atypical opioids.

Precludes a carrier that has a contract with a physical therapist, occupational therapist, chiropractor, or acupuncturist from:

- Prohibiting the physical therapist, occupational therapist, chiropractor, or acupuncturist from, or penalizing the physical therapist, occupational therapist, chiropractor, or acupuncturist for, providing a covered person

information on the amount of the covered person's financial responsibility for the covered person's physical therapy, occupational therapy, chiropractic services, or acupuncture services; or

- Requiring the physical therapist, occupational therapist, chiropractor, or acupuncturist to charge a covered person an amount or collect a copayment from a covered person that exceeds the total charges submitted to the carrier by the physical therapist, occupational therapist, chiropractor, or acupuncturist.

Requires the Commissioner of Insurance to take action against a carrier that the commissioner determines is not complying with these prohibitions.

Continues indefinitely limitations (previously scheduled to repeal September 1, 2021) that prevent specified prescribers from prescribing more than a 7-day supply of an opioid to a patient who has not obtained an opioid prescription from that prescriber within the previous 12 months unless certain conditions apply.

Requires the applicable board for each prescriber to promulgate rules that limit the supply of a benzodiazepine, which is a sedative commonly prescribed for anxiety and as a sleep aid, that a prescriber may prescribe to a patient who has not had a prescription for a benzodiazepine in the last 12 months, except for benzodiazepines prescribed to treat specific disorders or conditions. Continues indefinitely the requirement that a health-care provider query the prescription drug monitoring program (program) before prescribing an opioid, including a benzodiazepine, and changes current law to require the query on every prescription fill, not just the second fill.

Directs the Office of Behavioral Health in the Department of Human Services to convene a collaborative with institutions of higher education, nonprofit agencies, and state agencies for the purpose of gathering feedback from local public health agencies, institutions of higher education, nonprofit agencies, and state agencies concerning evidence-based prevention practices.

For FY 2021-22, appropriates \$382,908 cash funds from the Marijuana Tax Cash Fund to the Department of Human Services and \$228,207 cash funds, including \$215,207 Marijuana Tax Cash Funds, to the Department of Regulatory Agencies.

#### **H.B. 21-1280 PRE-TRIAL DETENTION REFORM**

Makes various changes to pre-trial detention, including, but not limited to: (1) requiring an initial bond hearing within 48 hours of arrival at a detention facility, and (2) allowing hearings to be conducted online or by phone. Appropriates \$799,452 to multiple state agencies as follows: (1) \$479,952 total funds, including \$385,320 General Fund and \$94,632 cash funds, to the Judicial Department; (2) \$19,500 General Fund to the Department of Public Safety, and (3) \$300,000 to the Department of Law, including \$150,000 General Fund and \$150,000 reappropriated funds.

#### **H.B. 21-1281 COMMUNITY BEHAVIORAL HEALTH DISASTER PROGRAM**

Creates the Community Behavioral Health Disaster Preparedness and Response Program in the Colorado Department of Public Health and Environment (CDPHE). The program is intended to enhance, support, and formalize behavioral health disaster preparedness and response activities of community behavioral health organizations. The CDPHE must promulgate rules as necessary to oversee the program; work with community behavioral health organizations to create, define, and publish eligibility criteria to participate in the program; and provide funding to community behavioral health organizations to help improve emergency preparedness. Creates the Community Behavioral Health Disaster Preparedness and Response Cash Fund. Appropriates \$529,801 General Fund and 1.8 FTE in FY 2021-22 to the Department for administration and payments to Behavioral Health Organizations.

#### **H.B. 21-1282 ADD CONSUMER PROTECTIONS TO REGULATE MORTGAGE SERVICERS**

Creates the Colorado Nonbank Mortgage Servicers Act and places certain types of nonbank mortgage servicers that service residential mortgage loans under the oversight of the administrator of the Consumer Credit Code, currently

the Department of Law. Requires that these servicers abide by requirements related to record-keeping, reporting, record requests, examinations, and inspections and for the Department of Law to respond to complaints and conduct investigations and examinations to determine compliance with the bill. Appropriates \$51,783 cash funds and 0.5 FTE from the Uniform Consumer Credit Code Cash Fund in FY 2021-22.

#### **H.B. 21-1283 VEHICLE TOWING CONSUMER PROTECTION**

Creates a new sunset review of the Public Utilities Commission's regulation of towing, moves a sunset review of the Towing Task Force, and modifies the membership of the task force. Appropriates \$20,029 cash funds from the Motor Carrier Fund and 0.3 FTE to the Department of Regulatory Agencies.

#### **H.B. 21-1285 FUNDING TO SUPPORT CREATIVE ARTS INDUSTRIES**

Provides supplemental funding for several programs in the Office of Economic Development and International Trade and enacts the following changes:

- Transfers \$5 million from the General Fund to the Colorado Office of Film, Television, and Media Operational Account Cash Fund and appropriates that amount to the Governor's Office for use in FY 2021-22 by the Colorado Office of Film, Television, and Media in awarding performance-based incentives for film production in Colorado and for the loan guarantee program to finance production activities;
- For FY 2020-21, appropriates \$3.5 million, in addition to the amount appropriated pursuant to S.B. 20B-001 (COVID-19 Relief Small & Minority Bus Arts Orgs), from the General Fund to the Creative Industries Cash Fund for the Arts Relief Program and removes the prohibition against an applicant that received a relief payment from the Small Business Relief Program from also receiving a relief payment under the Arts Relief Program;
- For FY 2020-21, appropriates \$1.5 million from the General Fund to the Creative Industries Cash Fund for allocation by the Creative Industries Division to a nonprofit organization that administers grants to certain cultural facilities that focus on programming for and have board representation from defined historically marginalized and under-resourced communities; and
- Transfers the following appropriations for the Small Business Relief Program that is not encumbered or expended by June 30, 2021:
  - Up to \$12 million to the Creative Industries Cash Fund for the Arts Relief Program; and
  - Up to \$1 million to the Colorado Office of Film, Television, and Media Operational Account Cash Fund for performance-based incentives for film production in Colorado and for the loan guarantee program to finance production activities.

#### **H.B. 21-1288 COLORADO STARTUP LOAN PROGRAM**

Creates the Colorado Startup Loan Program in the Office of Economic Development (OEDIT) to provide loans and grants to businesses seeking capital to start, restart, or restructure a business. Also creates the Colorado Startup Loan Program Fund and transfers \$31.35 million from the General Fund to the fund for OEDIT to implement the program. The Colorado Startup Loan Program Fund is continuously appropriated for the purposes outlined in the bill. Appropriates an additional \$10.0 million from the Economic Recovery and Relief Cash Fund to the Colorado Startup Loan Program fund in FY 2021-22.

#### **H.B. 21-1289 FUNDING FOR BROADBAND DEPLOYMENT**

The bill creates the Colorado Broadband Office in statute and grant programs in various departments to support broadband infrastructure development. Appropriates \$35.0 million cash funds from the Digital Inclusion Grant Program Fund and \$35.0 million cash funds from the Broadband Stimulus Account of the Broadband Administrative Fund to the Office of Information Technology in the Governor's Office; and \$5.0 million cash funds from the Interconnectivity Grant Program Fund to the Department of Local Affairs.

#### **H.B. 21-1290 ADDITIONAL FUNDING FOR JUST TRANSITION**

Provides funding to the Department of Labor and Employment for the Office of Just Transition and Direct Assistance to Coal Transition Workers. Upon enactment, provides for transfers of \$8,000,000 from the General

Fund to the Just Transition Cash Fund and \$7,000,000 from the General Fund to the Coal Transition Worker Assistance Program Account of the Just Transition Cash Fund, which is created in the bill. Modifies uses of the Just Transition Cash Fund to enable its use for implementation of the Just Transition Plan and for supplemental funding for existing state programs determined to be the most effective vehicles for targeted investment in coal transition communities. Specifies allowed uses of the Coal Transition Worker Account, including programs that directly assist coal transition workers and related services and supports. Provides FY 2020-21 appropriations to the Department of Labor and Employment of \$8,000,000 cash funds from the Just Transition Cash Fund and \$7,000,000 cash funds from the Coal Transition Worker Assistance Program Account of the Just Transition Cash Fund, reflects an assumption that the Department will require an additional 2.0 FTE, and specifies that any of these amounts that are unexpended in FY 2020-21 may be rolled forward for expenditure in FY 2022-23 and FY 2023-24.

#### **H.B. 21-1294 K-12 EDUCATION ACCOUNTABILITY SYSTEMS PERFORMANCE AUDIT**

Directs the Office of the State Auditor to contract with a public or private entity to conduct a performance audit of the statewide system of standards and assessments and the statewide education accountability system no later than October 1, 2021. Specifies issues that the performance audit must address. By November 15, 2022, and following release by the Legislative Audit Committee, requires the release of the report to the Commissioner of Education, the State Board of Education, and the education committees of the General Assembly. For FY 2021-22, makes the following General Fund appropriations: \$300,000 to the Office of the State Auditor in the Legislative Department and \$52,000 to the Department of Education.

#### **H.B. 21-1299 OFFICE OF GUN VIOLENCE PREVENTION**

Establishes the Office of Gun Violence Prevention in the Department of Public Health and Environment with the purpose of coordinating and promoting efforts to reduce gun violence and Appropriates \$3.0 million General Fund and 2.0 FTE to the Department for administration, grants, and a public education campaign.

#### **H.B. 21-1301 CANNABIS OUTDOOR CULTIVATION MEASURES**

Addresses the cross pollination of marijuana and industrial hemp, adverse weather events as they relate to the outdoor growing of medical marijuana and retail marijuana, and preparing the state in the event of the federal legalization of marijuana. Appropriates \$104,780 cash funds and 0.7 FTE to the Department of Agriculture, including \$21,268 from the Marijuana Tax Cash Fund, as well as \$279,194 cash funds and 1.9 FTE to the Department of Revenue and \$53,170 reappropriated funds and 0.3 FTE to the Department of Law. Revenue to the Marijuana Cash Fund is expected to increase by \$148,000 in FY 2021-22 assuming the Department of Revenue increases fees to cover the increased costs.

#### **H.B. 21-1302 CONTINUE COVID-19 SMALL BUSINESS GRANT PROGRAM**

Continues a grant program created by S.B. 20-222 (Use CARES Act Money for Small Business) financed through the federal "Coronavirus Aid, Relief, and Economic Security Act" to support small businesses suffering from the economic impacts of COVID-19 and related public health restrictions. Appropriates \$15.0 million from the General Fund to continue the grant program until the end of FY 2021-22.

#### **H.B. 21-1303 GLOBAL WARMING POTENTIAL FOR PUBLIC PROJECT MATERIALS**

Requires the Office of the State Architect (OSA) in the Department of Personnel and the Department of Transportation to establish policies regarding the global warming potential for specific categories of eligible materials used to construct certain public projects and to strive to achieve continuous reduction in greenhouse gas emissions in construction materials over time for the projects under their purview. The OSA is required to establish a maximum acceptable global warming potential for each category of eligible material used in certain public projects under its purview. The OSA is further required to base the maximum acceptable global warming potential on the industry average of global warming potential emissions for that material and to express it as a number that states the maximum acceptable global warming potential for each category of eligible material.

Requires the Department of Transportation to develop policies to determine, track, and record greenhouse gas emissions for each category of eligible materials used in certain public projects under its purview in a manner consistent with criteria in an environmental product declaration.

Provides an appropriation of \$75,342 General Fund to the Department of Personnel in FY 2021-22, based on the assumption the OSA will require an additional 0.9 FTE.

#### **H.B. 21-1304 EARLY CHILDHOOD SYSTEM**

Effective July 1, 2022, creates the Department of Early Childhood to:

- Provide early childhood opportunities;
- Coordinate the availability of early childhood programs and services throughout Colorado;
- Establish state and community partnerships for a mixed delivery of child care and early childhood programs through school- and community-based providers;
- Prioritize the interests and input of children, parents, providers, and the community in designing and delivering early childhood services and programs;
- Prioritize the equitable delivery of resources and supports for early childhood; and
- Unify the administration of early childhood programs and services.

Moves the Early Childhood Leadership Commission to the new department, effective July 1, 2022. Creates a transition working group consisting of the co-chairs of the Commission and representatives of certain state agencies and the Governor's Office, and directs the co-chairs of the Commission to convene a transition advisory group. Directs the working group to develop a transition plan for the coordination and administration of early childhood services and programs by the new department and the Departments of Education, Human Services, and Public Health and Environment, including, to the extent necessary, the transition of existing programs and services to the new department.

Requires the Governor's Office to submit the plan to the Joint Budget Committee (JBC) as part of the Governor's FY 2021-22 budget request, and the working group must submit the plan to the Commission for approval. As soon as practicable after the plan is approved, the Governor's Office must submit the approved plan to the JBC with any necessary budget request amendments. The working group must submit the approved plan to other committees of the General Assembly by November 15, 2021, and must meet with the Early Childhood and School Readiness Legislative Commission by December 1, 2021, to present the plan.

Directs the working group to develop recommendations for a new voluntary, universal preschool program to be funded partially by the recently increased sales tax on tobacco and operated by the new department beginning in the 2023-24 school year. The working group must also convene and work with a subgroup that focuses on issues relating to serving children with disabilities through the new preschool program. The working group must submit the recommendations to the commission for approval and must then submit the recommendations to the JBC and other committees of the General Assembly by January 15, 2022.

Requires the Governor's Office to contract with one or more private entities to consult with the working group in developing and implementing the plan and in developing the recommendations and to analyze the current use of existing early childhood programs in the state.

Provides an appropriation of \$587,500 General Fund to the Office of the Governor for FY 2021-22 and reflects the assumption that the Office will add 3.6 FTE. Of this amount, \$191,412 is reappropriated to the Department of Law, which amount reflects the assumption that the Department will add 1.0 FTE. Provides an appropriation of \$96,867 General Fund to the Department of Education for FY 2021-22 and reflects the assumption that the Department will add 0.9 FTE. Appropriates \$267,161 General Fund and 1.2 FTE to the Department of Human Services.



## **H.B. 21-1306 ACCREDITATION OF POSTSECONDARY INSTITUTIONS**

Increases the number of accreditation bodies recognized by the State for the authorization of private colleges and universities including occupational schools. Allows private school accreditation by an institutional or programmatic accreditation body recognized by either the federal Department of Education or the Council for Higher Education Accreditation. Includes a FY 2021-22 appropriation of \$98,796 cash funds and 0.6 FTE from the Private Occupational Schools Fund to the Department of Higher Education for FY 2021-22. Of the total, \$53,170 is reappropriated to the Department of Law for 0.3 FTE and legal services.

## **H.B. 21-1311 INCOME TAX**

Makes various changes to Colorado income tax policy, including taxable income additions and subtractions, income tax credits, corporate income tax policy, and the tax treatment of certain captive insurance companies.

Taxable income adjustments include:

- Beginning for tax year 2022, increases social security income that is deductible from \$20,000 for taxpayers ages 55 to 64 and \$24,000 for taxpayers age 65 and over to all social security income.
- Beginning for tax year 2022, requires taxpayers with adjusted gross incomes of \$400,000 or more to add back a portion of their federal itemized deductions when calculating Colorado taxable income.
- Repeals the income tax deduction for certain federally taxable capital gains after tax year 2021, except for qualified agricultural property.
- Beginning for tax year 2022, limits deductions for contributions to a CollegeInvest 529 account to \$15,000, adjusted annually for inflation.
- For 2022 only, requires taxpayers to add-back to their federal taxable income an amount equal to the enhanced federal deduction for business meals when calculating their Colorado taxable income. The federal deduction for business meals was increased from 50 percent to 100 percent in December 2020 as part of a federal COVID-19 relief bill.
- Extends for three years through tax year 2025, the add-back requirement included in H.B. 20-1420 for tax years 2021 and 2022, for taxpayers filing singly with adjusted gross income over \$500,000 and for taxpayers filing jointly with adjusted gross income over \$1,000,000.

Changes to income tax credits include:

- Beginning in 2022, increases the Colorado earned income tax credit (EITC) from 15 percent to 20 percent of the federal EITC. For 2023 through 2025, the Colorado EITC is increased to 25 percent and returns to 20 percent beginning in 2026.
- Under current law, the state child tax credit becomes available if Congress enacts the Marketplace Fairness Act of 2013 or similar legislation. The bill repeals the conditional availability of the credit and allows the credit to qualifying taxpayers beginning in tax year 2022; increases the amounts of the credit; and extends the credit to taxpayers who would otherwise be able to claim the credit except that one or more of their qualifying children does not have a valid social security number.
- Creates a temporary income tax credit equal to 50 percent of the conversion costs for a business that converts to a worker-owned cooperative, an employee stock ownership plan, or an employee ownership trust, up to a maximum of \$25,000 for a worker-owned cooperative or employee ownership trust or up to \$100,000 for an employee stock ownership plan.

Income tax modifications include:

- Makes changes to how corporate income among a combined group of affiliated corporations is apportioned to Colorado, shifting from the "Joyce" rule to the "Finnigan" rule beginning in tax year 2022. Under current law (the Joyce rule), each individual corporation within a combined group is treated as an individual taxpayer, and as such for a corporation to have tax liability within Colorado it must have a "nexus" to the state (i.e. a significant economic presence within the state). Under the Finnigan rule, the combined group is treated as a single

taxpayer, and as such if one corporation in the combined group has a nexus to Colorado, all of the affiliated corporations are considered to have a nexus to Colorado for tax liability apportionment purposes.

- Beginning in tax year 2022, requires that combined groups include any affiliated corporation within their combined return that is incorporated in a foreign jurisdiction for the purpose of tax avoidance. A corporation is presumed to be incorporated in a foreign jurisdiction for the purpose of tax avoidance if they are located in any of the listed jurisdictions within the bill, unless the taxpayer proves to the satisfaction of the DOR executive director that the corporation is legitimately operating within the listed jurisdiction.
- Under current law, insurance companies that are subject to the insurance premium tax are exempt from the state income tax. Under this bill, a disqualified insurance company, defined as a captive insurance company with less than half of its revenue being generated from insurance premiums in a given taxable year, would be subject to the state income tax rather than the insurance premium tax.

The bill is anticipated to increase General Fund revenue by \$13.3 million in FY 2021-22, by \$39.5 million in FY 2022-23, and by \$57.2 million in FY 2023-24. The bill includes transfers from the General Fund to the State Education Fund of \$6.7 million, \$16.1 million, and \$19.3 million in each of those years. For FY 2021-22, appropriates \$68,041 General Fund and 0.5 FTE to the Office of the Governor for Economic Development Programs and \$64,856 General Fund and 0.8 FTE to the Department of Revenue.

#### **H.B. 21-1312 INSURANCE PREMIUM PROPERTY SALES SEVERANCE TAX**

Requires a company to have a minimum percentage of its total domestic workforce in the state to be deemed to maintain a home office or regional home office and pay the insurance premium tax at a rate of 1 percent. This minimum workforce percentage is 2 percent for 2022, 2.25 percent for 2023, and 2.5 percent for 2024 and thereafter.

For purposes of the property tax, specifies that the actual value of real property reflects the value of the fee simple estate and the actual value of personal property is determined based on the property's value in use defined by the property tax administrator. The act also increases the per schedule exemption for business personal property from \$7,900 to \$50,000, adjusted for inflation, and the State is required to reimburse local governments for lost property tax revenue caused by the increase. Assessors are required to provide an estimate of the exempt business personal property along with the certifications to local governments.

The state sales and use tax is imposed on the sale and use of tangible personal property. The act codifies the Department of Revenue rule that the definition of "tangible personal property" includes "digital goods" and specifies that the state sales tax applies to amounts charged for mainframe computer access, photocopying, and packing and crating.

Beginning January 1, 2022, a retailer whose total taxable sales were greater than \$1 million for a filing period is not permitted to retain any portion of the sales and use tax collected as compensation for the retailer's tax-collection expenses.

Limits the allowable deductions, which are used to determine the taxable amount of oil and gas subject to the severance tax, to direct costs actually paid or accrued by the taxpayer for those purposes. Beginning with the 2022 taxable year, the act phases out the quarterly exemption and the tax credits for the severance tax on coal. The additional revenue that results from changes to the coal severance tax is credited to the Just Transition Cash Fund.

The bill is anticipated to increase General Fund revenue by \$97.2 to \$99.3 million in FY 2021-22 and by \$140.5 to \$144.3 million in subsequent years. For FY 2021-22, appropriates \$274,142 General Fund and 1.3 FTE to the Department of Revenue, of which, \$512 is reappropriated to the Department of Personnel. For FY 2021-22 appropriates \$138,500 General Fund to the Department of Local Affairs and reappropriates that amount to the Governor's Office of Information Technology.

### **H.B. 21-1313 CHILD PROTECTION OMBUDSMAN AND IMMIGRANT CHILDREN**

Extends the scope of the ombudsman's duties to self-initiate investigations and ongoing reviews of the safety and well-being of unaccompanied immigrant children who live in state-licensed residential child care facilities under the custody of the federal department of health and human services. Appropriates \$90,600 General Fund to the Judicial Department with 0.9 FTE for the Office of the Child Protection Ombudsman in FY 2021-22.

### **H.B. 21-1314 DOR ACTION AGAINST CERTAIN DOCUMENTS**

Repeals the Department of Revenue's discretionary authority to take administrative action to cancel, deny, or deny renewal of a person's driver's license:

- For unlawful or fraudulent use or conviction of misuse of license, titles, permits, or license plates;
- Because the person failed to pay a monetary judgment or has an outstanding warrant relating to a traffic violation or a municipal violation committed when the person was under 18 years of age; or
- Because the person failed to pay a judgment for using public transportation without paying the fare; and
- Because the person failed to register all vehicles owned by the person.

Repeals mandatory administrative actions by the Department to revoke a person's driver's license or instruction permit following a first conviction for illegal underage possession or consumption of alcohol or marijuana or attempting to obtain alcohol when underage, and only permits revocation upon a second or subsequent conviction when a person has failed to complete an alcohol evaluation or assessment, education program, or treatment program ordered by the court in connection with the conviction. The bill allows the revocation to run concurrently with another suspension, revocation, cancellation, or denial.

Repeals mandatory administrative actions by the Department to:

- Revoke a person's driver's license or instruction permit because the person was convicted of, or has received a deferred judgment for, aggravated motor vehicle theft or second degree criminal trespass;
- Deny issuance or renewal of a person's driver's license because the person failed to pay a monetary judgment or has an outstanding warrant relating to a traffic violation or a municipal violation committed when the person was under 18 years of age or the person failed to pay a monetary judgment for using public transportation without paying the fare; or
- Suspend the driver's license of certain persons following conviction for selling, serving, or otherwise providing alcohol to or for an underage person or permitting or failing to prevent an underage person from using the person's identification to unlawfully purchase alcohol.

Prohibits the Department from denying to issue, renew, or reinstate a person's driver's license because the person failed to pay a monetary judgment or has an outstanding warrant relating to a traffic violation or a municipal violation. Requires the person to pay the required fees for issuance or reinstatement of the license.

Imposes a \$25 fee to issue or restore a person's license if the person's license was revoked because of a DUI, DUI per se, DWAI, or UDD. Establishes a study group to examine methods to encourage people who have received a traffic citation, and fail to appear in court, to contest the citation or to pay any default judgment associated with the citation. Requires the study group to report its findings and recommendations by December 31, 2021.

On July 31, 2021, transfers \$211,500 From the Marijuana Tax Cash Fund to the Licensing Services Cash Fund within the Department of Revenue. On July 1, 2022 and on July 1 each year thereafter, transfers \$1,401,000 from the Marijuana Tax Cash Fund to the Licensing Services Cash Fund within the Department of Revenue. On January 1, 2022, transfers \$700,500 from the Marijuana Tax Cash Fund to the Licensing Services Cash Fund within the Department of Revenue. Authorizes the Marijuana Tax Cash Fund to be used for Trial Court Programs administered by the Judicial Department. Appropriates \$211,500 cash funds from the Licensing Services Cash Fund to the Department of Revenue for FY 2021-22. Decreases the FY 2021-22 appropriation in the 2021 Long Bill from various fees and cost recoveries to the Judicial Department for Trial Court Programs by \$553,862 cash funds,

and increases the FY 2021-22 appropriation in the 2021 Long Bill to the Judicial Department for Trial Court Programs by \$553,862 cash funds from the Marijuana Tax Cash Funds.

#### **H.B. 21-1317 REGULATING MARIJUANA CONCENTRATES**

In FY 2021-22, appropriates \$4.0 million cash funds from the Marijuana Tax Cash Fund to the School of Public Health within the Department of Higher Education, \$591,826 total funds, including \$315,656 General Fund and \$276,170 cash funds and 4.5 FTE to the Department of Public Health and Environment, \$255,167 cash funds and 1.5 FTE to the Department of Revenue, and \$2.0 million cash funds to the Department of Transportation. State revenue is expected to increase by \$671,430 in FY 2021-22 from fees on marijuana registries and licensing. Reappropriates \$95,706 to the Department of Law for 0.5 FTE and legal services provided to the Departments of Regulatory Agencies and Revenue.

Requires a study of high-potency marijuana concentrates, defines retail and medical marijuana concentrates, and makes changes to state law related to physician recommendations for medical marijuana, the sale of medical marijuana, and the sale of marijuana concentrate, among other changes.

*Physician certification of medical marijuana.* Adds additional requirements for a physician certifying that the patient has a debilitating or disabling medical condition that would benefit from the use of medical marijuana.

*Study of high-potency THC marijuana concentrates.* Requires that the Colorado School of Public Health (SPH) review and report on available evidence-based research on the possible physical and mental health effects of high-potency THC marijuana concentrates, and convene a scientific review council to review the report and make recommendations to the General Assembly. The SPH must report on any research gaps, as well as the funding and timeline needed to complete necessary studies, by January 1, 2022, produce an initial report by July 1, 2022, and may conduct additional research subject to available appropriations.

*Public information campaign.* The SPH must produce a public information campaign, approved by the scientific review council, on the effect of high-potency THC marijuana on the brain and on physical and mental health. The council must also create a pamphlet describing possible risks of marijuana concentrate overconsumption.

*Sale limits.* A medical marijuana store may not sell more than eight grams of medical marijuana concentrate to a patient in a single day, or no more than two grams to a patient in a single day if the patient is between 18 and 20 years old. These limits do not apply if the patient is homebound and has physician authorization for a higher amount, if it would be a significant physical or geographic hardship to make a daily purchase, or if the patient had a medical marijuana registry card prior to the age of 18. A retail marijuana store may not sell more than eight grams of retail marijuana concentrate to a person in a single day.

*Tracking system.* When completing a patient sales transaction, a medical marijuana store must immediately record the transaction into the seed-to-sale tracking system.

#### **H.B. 21-1318 CREATE OUTDOOR EQUITY GRANT PROGRAM**

Diverts state revenue from lottery proceeds to create an outdoor equity board, grant program, and cash fund in the Department of Natural Resources. Appropriates \$730,674 cash funds from the Outdoor Equity Fund and 1.0 FTE to the Department of Natural Resources in FY 2021-22. Reduces lottery proceeds diverted to the Public School Capital Construction Fund and increases lottery proceeds diverted to the Outdoor Equity Fund, the Wildlife Cash Fund, and the Parks and Outdoor Recreation Cash Fund. Actual amounts of diverted revenue will depend on actual lottery proceeds in future years.

#### **H.B. 21-1321 VOTER TRANSPARENCY IN BALLOT MEASURES**

Modifies the format of fiscal analyses prepared by nonpartisan legislative staff for citizen-initiated ballot measures affecting sales or income taxation. For initiated measures that either increase or decrease the individual income tax

rate, or the state sales tax rate, requires a table that shows the average tax burden change for filers within specified income categories, to be included in the fiscal summary prepared for the measure when it is heard at the Title Board, as part of the measure's title set by the Title Board, and in the statewide voter guide (Blue Book). For FY 2021-22, appropriates \$7,865 General Fund and 0.1 FTE to the Legislative Department and \$36,000 cash funds from the Department of State Cash Fund to the Department of State.

#### **H.B. 21-1323 SPECIAL OLYMPICS LICENSE PLATE**

Creates the "Special Olympics" special license plate. Allows issuance to a person who makes a donation to a designated nonprofit organization that meets the bill's qualifications. In addition to the normal fees for a license plate, the person must pay two additional one-time fees of \$25 each for the issuance of the plate, credited to the Highway Users Tax Fund and the Licensing Services Cash Fund. Appropriates \$13,460 cash funds to the Department of Revenue, including \$5,400 from the Colorado DRIVES Vehicle Services Account in the Highway Users Tax Fund and \$8,060 from the License Plate Cash Fund, for FY 2021-22.

#### **H.B. 21-1325 FUNDING PUBLIC SCHOOLS FORMULA**

Creates the Legislative Interim Committee on School Finance (interim committee), which will meet during the 2021 and 2022 legislative interims and during the 2022 and 2023 legislative sessions. Specifies membership of the interim committee which includes four senators and four representatives, with equal membership from each party. Specifies the issues that the interim committee must consider and authorizes the committee to introduce up to a total of five bills, joint resolutions, and concurrent resolutions in each of the 2022 and 2023 legislative sessions. Requires the interim committee to contract with a qualified third-party vendor to study alternative approaches to measure student economic disadvantage in Colorado in addition to or in lieu of the current federal school lunch proxy for at-risk students. For FY 2021-22, appropriates a total of \$100,153 General Fund and 0.5 FTE to the Legislative Department.

#### **H.B. 21-1326 GENERAL FUND TRANSFER SUPPORT DEPARTMENT OF NATURAL RESOURCES PROGRAMS**

Provides funding for various outdoor recreation-related programs in the Department of Natural Resources (DNR) and the Department of Local Affairs (DOLA). Transfers \$22,750,000 General Fund to the following DNR cash funds:

- \$17,500,000 to the Parks and Outdoor Recreation Cash Fund;
- \$3,500,000 to the Wildlife Cash Fund;
- \$1,000,000 to the Outdoor Equity Fund; and
- \$750,000 to the Colorado Avalanche Information Center (CAIC) Cash Fund.

Also transfers \$2,250,000 to the Search and Rescue Fund administered by DOLA. Appropriates a total of \$22,750,000 cash funds and 17.0 FTE to DNR in FY 2020-21, of which \$43,200 is reappropriated to the Department of Personnel, and \$2,250,000 cash funds to DOLA. These appropriations have roll-forward spending authority through FY 2023-24, with the exception of a \$750,000 cash funds appropriation to CAIC, which only has roll-forward spending authority through FY 2022-23.

#### **H.B. 21-1327 STATE AND LOCAL TAX PARITY ACT FOR BUSINESSES**

The 2017 federal "Tax Cuts and Jobs Act" placed a cap of \$10,000 on the amount of state and local taxes paid that an individual can deduct on their federal taxes. This limitation did not apply to C corporations. Consequently, businesses organized as pass-through entities like S corporations and partnerships pay increased taxes on business profits compared to C corporations because pass-through entities pay taxes on business profits at the individual (partner or shareholder) level.

For income tax years commencing on or after January 1, 2022, the bill allows pass-through entities to elect to pay their state income tax at the entity level so that the pass-through entity can claim an unlimited deduction at the federal level of state and local taxes paid; except that the election is only allowed in an income tax year where there is a limitation on the deductions allowed to individuals under section 164 of the internal revenue code. While this

reduces federal taxable income for the pass-through entity, it does not reduce Colorado taxable income because, under current law, the individual and the partnership are required to add back any state and local taxes deducted at the federal level.

For FY 2021-22, appropriates \$432,578 General Fund and 2.8 FTE to the Department of Revenue, of which, \$102,346 is reappropriated to the Department of Personnel.

#### **H.B. 21-1329 ARPA MONEY TO INVEST AFFORDABLE HOUSING**

Creates the Affordable Housing and Home Ownership Cash Fund in the State Treasury. Authorizes the General Assembly to appropriate or transfer money from the fund to a department or cash fund for programs or services that benefit populations, households, or geographic areas disproportionately impacted by the COVID-19 public health emergency, focusing on programs or services that address housing insecurity, lack of affordable housing, or homelessness. Transfers \$550.0 million from the American Rescue Plan Act (ARPA) of 2021 Cash Fund to the Affordable Housing and Home Ownership Cash Fund. Directs the Division of Housing within the Department of Local Affairs to use the appropriation made by the bill for programs or services of the type and kind financed through the Housing Investment Trust Fund or the Housing Development Grant Fund to support the programs or services that benefit populations, households, or geographic areas disproportionately affected by the COVID-19 public health emergency. Requires the Executive Committee of the Legislative Council, by resolution, to create a task force to meet during the 2021 interim and issue a report with recommendations to the General Assembly and the Governor on policies to create transformative change in the area of housing using money the state receives from the ARPA. Transfers \$1.5 million from the Affordable Housing and Home Ownership Cash Fund that originates as federal Coronavirus State Fiscal Recovery Funds authorized by the American Rescue Plan Act of 2021 to the Eviction Legal Defense Fund in the Judicial Department. Appropriates \$98.5 million cash funds from the Affordable Housing and Home Ownership Cash Fund that originates as federal Coronavirus State Fiscal Recovery Funds authorized by the American Rescue Plan Act of 2021 to the Department of Local Affairs in FY 2021-22. Appropriates \$1.5 million cash funds from the Eviction Legal Defense Fund to the Judicial Department in FY 2021-22. Appropriates \$200,000 cash funds from the Affordable Housing and Home Ownership Cash Fund that originates as General Fund to the Legislative Department in FY 2021-22.

#### **H.B. 21-1330 HIGHER ED STUDENT SUCCESS**

Changes and adds higher education programs, including allocating federal funding for multiple purposes, creating the Colorado Re-engaged Initiative (CORE) initiative, and modifying the ability of community colleges and local district colleges to offer a bachelor's degree in applied science, among other changes. Includes an appropriation clause that provides an appropriation of \$51,500,000 for programs in the Department of Higher Education for FY 2021-22. Funding is from the Workers, Employers, and Workforce Centers Cash Fund, from money received by the State from the federal Coronavirus State Fiscal Recovery Fund. This includes \$49,000,000 appropriated to the Colorado Opportunity Scholarship Initiative Fund (COSI Fund) to support student scholarships and support services at public higher education institutions. These funds are to be allocated among public institutions on a formula basis, subject to approval of institutions' plans for use of the funds by the Colorado Scholarship Initiative Advisory Board. Also appropriates \$1,500,000 to the COSI Fund to be used for a Free Application for Federal Student Aid (FAFSA) completion initiative. Finally, appropriates \$1,000,000 to the Department, based on an assumption the Department will require an additional 1.0 FTE, for the CORE initiative and the Associate Degree Completion Initiative.

## **2020 FIRST EXTRAORDINARY SESSION BILLS**

#### **S.B. 20B-001 COVID-19 RELIEF SMALL AND MINORITY BUSINESS ARTS ORGS**

Provides relief to small businesses, arts and cultural organizations, and minority-owned businesses. It also provides General Fund backfill to support a one-year suspension of health inspection and liquor licensing fees. For FY 2020-21, appropriates:

- \$37.0 million General Fund to the Department of Local Affairs and an associated 2.1 FTE;
- \$7.5 million General Fund to the Creative Industries Cash Fund in the Governor's Office, which is reappropriated to the Governor's Office;
- \$4.0 million General Fund to the Economic Development Fund in the Governor's Office;
- \$6.78 million General Fund to the Food Protection Cash Fund in the Department of Public Health and Environment, which is reappropriated to the Department of Public Health and Environment and available through FY 2021-22;
- \$1,891,775 General Fund to the Department of Revenue, which is available through FY 2021-22.

#### **S.B. 20B-002 HOUSING & DIRECT COVID EMERGENCY ASSISTANCE**

Creates the Emergency Direct Assistance Grant Program in the Department of Local Affairs to provide grants to individuals who experience financial need due to the COVID-19 public health emergency and may not be eligible for other types of assistance. Transfers \$5.0 million General Fund to the newly created Emergency Direct Assistance Grant Program Fund and continuously appropriates money in the fund to the Department. Transfers \$54.0 million from the General Fund to the Housing Development Grant Fund in the Department of Local Affairs and specifies the funds must be accounted for separately. Allows the Department to use up to three percent of the funds transferred for administrative costs. Transfers \$1.0 million from the General Fund to the Eviction Legal Defense Fund in the Judicial Department. Requires the State Court Administrator to grant funds to qualifying organizations that were previously awarded grants from the fund in FY 2020-21. Specifies that any remaining money in the Eviction Legal Defense Fund at the end of the fiscal year does not revert to the General Fund. Adds a second trigger for turning on federally funded state extended benefits by specifying that if the total unemployed rate exceeds 6.5 percent and 100 percent federal funding is available. Appropriates \$1.0 million cash funds from the Eviction Legal Defense Fund to the Judicial Department and \$16,751 reappropriated funds from funds received from the transfer from the General Fund to the Housing Development Grant Fund to the Governor's Office of Information Technology in FY 2020-21.

#### **S.B. 20B-003 MONEY FOR ENERGY UTILITY BILL PAYMENT ASSISTANCE**

The bill transfers \$5.0 million from the General Fund to the Energy Outreach Colorado Low-income Energy Assistance Fund, which is administered by the Colorado Energy Office (CEO). The CEO must distribute the money to the nonprofit organization Energy Outreach Colorado within three days of receiving the transfer. Energy Outreach Colorado must disburse the money on behalf of energy assistance recipients by June 30, 2021, return any unused money to the General Fund by that same date, and report on the disbursements to the CEO by July 15, 2021. None of the money may be used for administrative costs.

#### **S.B. 20B-004 TRANSFER TO MAKE MONEY AVAILABLE FOR COVID EMERGENCY**

Requires the State Treasurer to transfer \$100,000,000 from the General Fund to the Controlled Maintenance Trust Fund in FY 2020-21. Authorizes the Governor, prior to July 1, 2021, to transfer these funds to the Disaster Emergency Fund if necessary for public health and emergency response expenses associated with the COVID-19 pandemic emergency. If, after this transfer, the State receives a reimbursement from the federal government for any expenditures from the Disaster Emergency Fund, requires the State Treasurer to deposit the reimbursement into the Controlled Maintenance Trust Fund. States that the deposited amount shall not exceed \$100,000,000.

#### **H.B. 20B-1001 GRANTS TO IMPROVE INTERNET ACCESS IN P-12 EDUCATION**

Creates the Connecting Colorado Students Grant Program in the Department of Education to provide grants to local education providers for broadband services and other technology for increased internet access for students, educators, and staff who lack stable, reliable internet access for online learning. Directs the Department of Education to review grant applications in consultation with the Office of Information Technology, the Office of Economic Development and International Trade, and broadband and education technology experts. Outlines criteria for grant applications, funding prioritization, and the eligible usage of funds. Creates the Connecting Colorado Students Grant Program Cash Fund, which is continuously appropriated to the Department of

Education. Appropriates \$20,000,000 General Fund to the Connecting Colorado Students Grant Program Cash Fund for FY 2020-21.

#### **H.B. 20B-1002 EMERGENCY RELIEF PROGRAMS FOR CHILD CARE SECTOR**

Creates two emergency relief grant programs to allow the state to allocate and quickly distribute money to existing licensed and start-up child care providers in Colorado. The Child Care Sustainability Grant Program provides financial support to licensed provider, including those that are in danger of closing as a result of the COVID-19 public health emergency. The Emerging and Expanding Child Care Grant Program provides financial assistance to new or existing providers in order to expand access and availability of licensed provided throughout Colorado. Provides an appropriation of \$45,016,340 General Fund to the Department of Human Services to implement the act.

#### **H.B. 20B-1003 FOOD PANTRY ASSISTANCE GRANT PROGRAM**

Expands the provisions of the Food Pantry Assistance Grant Program to allow for grants to food banks and food pantries to eligible entities, including faith-based organizations. Extends the provisions of the program to February 28, 2021. Provides an appropriation of \$5,000,000 General Fund and 0.5 FTE to the Department of Human Services to implement the act.

#### **H.B. 20B-1004 QUALIFIED RETAILER RETAIN SALES TAX FOR ASSISTANCE**

Allows qualifying retailers in the alcoholic beverages drinking places industry, the restaurant and other eating places industry, and the mobile food services industry to temporarily deduct up to \$70,000 in net taxable sales from their monthly state sales tax return and retain the resulting sales tax revenue. The monthly \$70,000 net taxable sales deduction equates to about \$2,000 in sales tax collections per retailer per site for up to five sites. This temporary deduction will be allowed for sales made in November and December 2020, and in January and February 2021. It is anticipated that General Fund revenues will decrease by \$39.3 million to \$52.8 million in FY 2020-21.

## **2020 REGULAR SESSION BILLS**

#### **S.B. 20-003 STATE PARKS IMPROVEMENT APPROPRIATION**

Provides \$1.0 million to the Department of Natural Resources for infrastructure projects at the new Fishers Peak State Park. For FY 2020-21, reduces appropriations by \$1.0 million General Fund to the Governor's Office of Information Technology; transfers \$1.0 million General Fund to the Capital Construction Fund; and appropriates \$1.0 million Capital Construction Fund to the Department of Natural Resources.

#### **S.B. 20-006 AMEND COLORADO OPPORTUNITY SCHOLARSHIP INITIATIVE**

Modifies the Colorado Opportunity Scholarship Initiative in the Department of Higher Education, including changes to increase flexibility in how program funds are used. Among other changes, removes restrictions on the share of funds that may be used for student support services (as opposed to student scholarships) and the share of funds that must be awarded to nongovernmental entities (as opposed to government agencies). Also modifies provisions related to administrative expenditures. Under prior law, no more than 3.0 percent of money in the Colorado Opportunity Scholarship Initiative Fund could be used for administrative overhead. The bill changes the calculation to be 7.5 percent of the expenditures from the fund in the prior year and allows a higher figure if authorized by Long Bill footnote.

#### **S.B. 20-028 SUBSTANCE USE DISORDER RECOVERY**

Modifies the definition of "child abuse or neglect" in regards to substance exposure and continues the Opioid and Other Substance Use Disorders Committee. Requires the state substance abuse trend and response task force to convene stakeholders for the purpose of generating policy recommendations related to opioid and other substance use disorders and reviewing progress on bills introduced by the committee and passed by the General Assembly. Authorizes the statewide perinatal substance use data linkage project to conduct ongoing research related to the



incidence of perinatal substance exposure or related infant and family health and human service outcomes based on the new standards for determining child abuse, neglect, or dependency when alcohol or substance exposure is involved. For FY 2020-21, appropriates \$74,620 General Fund to the Department of Human Services and \$74,620 reappropriated funds and 0.4 FTE to the Department of Law for the purchase of legal services. Reduces \$74,620 General Fund to the Governor's Office of Information Technology (OIT) for applications administration.

**S.B. 20-029 COST OF LIVING ADJUSTMENT FOR CO WORKS PROGRAM**

Provides each household in the Colorado Works program with a one-time supplemental payment of \$500. Appropriates \$8,424,500 federal funds from the Temporary Assistance for Needy Families block grant in FY 2020-21 to the Department of Human Services.

**S.B. 20-030 CONSUMER PROTECTIONS FOR UTILITY CUSTOMERS**

Requires the Public Utilities Commission to collect and report information on utility customers who receive medical exemptions from tiered electricity rates. Requires the adoption of new rules around utility disconnection because of nonpayment and that all changes in billing methodology be revenue neutral. Appropriates \$16,545 cash funds and 0.2 FTE to the Department of Regulatory Agencies for FY 2020-21.

**S.B. 20-033 ALLOW MEDICAID BUY-IN PROGRAM AFTER AGE 65**

Requires the Department of Health Care Policy and Financing to seek federal approval to expand eligibility for the Medicaid buy-in program to include people 65 or older. Provides \$100,000 to the Department of Health Care Policy and Financing in FY 2020-21, including \$50,000 General Fund and \$50,000 federal funds.

**S.B. 20-035 KIOSK PROGRAM PROVIDER VEHICLE & IDENTITY SERVICES**

Under preexisting law, a county clerk may conduct a pilot kiosk program using private providers to issue driver's licenses, register motor vehicles, or issue certificates of title. This bill eliminates the program's pilot status, and converts it to a regular program, expands the services the program may provide, eliminates the convenience fee cap, and adds data security and accessibility requirements to the program. Appropriates \$112,500 cash funds from the Colorado DRIVES Vehicle Services Account in the Highway Users Tax Fund for IT programming for the DRIVES system for FY 2020-21.

**S.B. 20-055 INCENTIVIZE DEVELOPMENT RECYCLING END MARKETS**

Requires the Pollution Prevention Advisory Board within the Department of Public Health and Environment to develop a structure and governance recommendation for a recycling market development center. Provides for property tax reimbursements for recyclers. Requires the Department to develop a recycling study and a statewide recycling education campaign. Appropriates \$985,283 cash funds and 2.1 FTE to the Department of Public Health and Environment in FY 2020-21.

**S.B. 20-056 SURPLUS MILITARY VEHICLES HIGHWAY USE IF FIREFIGHTING**

Exempts surplus military vehicles used by local governments and fire protection districts for fire protection purposes from the definition of an off-highway vehicle. Appropriates \$3,375 cash funds to the Department of Revenue to update the Colorado DRIVES Vehicle Services Account.

**S.B. 20-057 FIRE PREVENTION & CONTROL EMPLOYEE BENEFITS**

Requires the Division of Fire Prevention and Control in the Department of Public Safety to provide additional employee benefits to its firefighters and support staff, including insurance for certain heart conditions and cancers, as well as an increased pension benefit. For FY 2020-21, appropriates \$977 General Fund and \$977 federal funds to the Department of Health Care Policy and Financing, a total of \$4,151 to the Colorado Department of Public Health and Environment, and a total of \$26,749 to the Department of Public Safety.

**S.B. 20-095 MIDDLE SCHOOL STUDENTS CONCURRENT ENROLLMENT INFO**

Requires the community college system in the Department of Higher Education to distribute information on concurrent enrollment to middle school students. Increases state expenditures and school district workload on an ongoing basis beginning in FY 2021-22 and was expected to require a General Fund appropriation of \$40,000 in FY 2021-22 and \$150,000 in FY 2022-23 for the Colorado Community College System.

**S.B. 20-096 REMOTE NOTARIES PROTECT PRIVACY**

Authorizes a notary public to perform a notarial act on behalf of an individual who is not in the notary's physical presence, but only with respect to an electronic document. Clarifies statutory authority concerning temporary rules adopted by the Secretary of State for the period March 2020 through December 2020, and establishes a permanent statutory framework beginning January 2021. Appropriates \$132,795 cash funds from the Department of State Cash Fund and 1.1 FTE to the Department of State for FY 2020-21.

**S.B. 20-118 HAZMAT TRANSPORT PERMIT ISSUANCE**

Transfers the issuance of permits for the transportation of hazardous materials by motor vehicles from the Public Utilities Commission to the Colorado Department of Transportation (CDOT). Permit fees and fee revenue are unchanged but the revenue is redirected to CDOT. For FY 2020-21, reduces cash fund appropriations to the Department of Regulatory Agencies by \$20,918 and 0.5 FTE. Increases FY 2020-21 expenditures for the Department of Transportation by \$37,028 cash funds from the State Highway Fund but no appropriation is required because the State Highway Fund is continuously appropriated.

**S.B. 20-158 PROFESSIONAL TRAINING FOR EDUCATORS**

Makes changes to programs in the Department of Higher Education intended to increase the number of educators in the state and the process for review and approval of educator preparation programs. Among other changes, modifies the allocation of funds among several programs intended to increase the supply of rural educators. Specifies that after fully funding rural teacher fellowship stipends (which must be matched by higher education institutions) funds available for rural educator programs will be allocated as follows: 25 percent for stipends for student teachers who commit to working in a rural area, 25 percent for stipends for rural teachers pursuing national certification, concurrent enrollment certification, an additional teaching endorsement or a master's degree to meet a faculty need, and 50 percent for stipends for rural teachers pursuing alternative licensure. Allows amounts for rural teacher fellowship stipends appropriated in FY 2018-19 and FY 2019-20 to be rolled forward and used for a broader array of rural educator programs in FY 2020-21 but eliminates statutory roll forwards thereafter.

**S.B. 20-162 CHANGES RELATED TO FEDERAL FAMILY FIRST POLICY**

Makes statutory changes concerning the child welfare system to align state law with the federal Family First Prevention Services Act of 2018. For FY 2020-21, includes appropriations to the following departments:

- Department of Human Services
  - Reduces General Fund appropriations by \$389,760; and
  - Increases reappropriated funds appropriations by \$936,412 and 1.7 FTE, and is based on the assumption that the Department will receive \$91,039 in federal funds.
- Judicial Department
  - Increases General Fund appropriations to the Office of the Child's Representative by \$211,200; and
  - Increase General Fund appropriations to the Office of the Respondent Parents' Counsel by \$178,560.
- Increases reappropriated funds appropriations to the Office of the Governor by \$242,250.
- Increases reappropriated funds appropriations to the Department of Law by \$38,376 and 0.2 FTE.

**S.B. 20-163 SCHOOL ENTRY IMMUNIZATION**

Allows students to attend school after completion of an online education module by their parent or guardian that lists the benefits and risks of immunizations. Defines non-medical exemptions as those based on a religious belief whose teachings are opposed to immunizations or a personal belief that is opposed to immunizations. Requires that the Department of Public Health and Environment collect data and report on Measles, Mumps and Rubella (MMR)

vaccination rates. Appropriates \$41,906 General Fund and 0.1 FTE to the Department of Public Health and Environment, and \$10,022 reappropriated funds to the Governor's Office of Information Technology.

#### **S.B. 20-170 UPDATE COLORADO EMPLOYMENT SECURITY ACT**

Amends unemployment insurance statutes to eliminate the documentation requirement for workers separating from employment because of domestic violence, expands the definition of immediate family, and makes other technical adjustments. Expected to increase unemployment insurance benefits paid by up to \$1.5 million in FY 2020-21 and \$3.0 million in FY 2021-22. Benefit payments are not subject to appropriation or reflected in the state budget.

#### **S.B. 20-186 COLORADO REDISTRICTING COMMISSIONS**

Makes statutory changes concerning congressional and legislative redistricting to conform to constitutional changes approved by voters in 2018 (Amendments Y and Z). Transfers a total of \$2,000,000 from the Legislative Department Cash Fund into two newly created accounts within the Fund: the Congressional Redistricting Account and the Legislative Redistricting Account. Each account receives \$1,000,000 from the transfer, and money in each account is continuously appropriated for statutorily authorized purposes. Any money remaining in the accounts after June 30, 2022 will revert to the Fund.

#### **S.B. 20-197 ALIGNING STATE AND FEDERAL LAW ON HEMP**

Aligns Colorado statutes on hemp with federal law, including adopting federal definitions. For FY 2020-21, appropriates \$55,620 cash funds from the Investigation Identification Unit Fund and 0.3 FTE to the Colorado Bureau of Investigation in the Department of Public Safety.

#### **S.B. 20-200 IMPLEMENTATION OF CO SECURE SAVINGS PROGRAM**

Directs the Colorado Secure Savings Program Board in the Office of the State Treasurer to create and implement the Colorado Secure Savings Program, a state-facilitated automatic enrollment IRA program for Colorado workers whose employers do not provide such a program. Creates the Colorado Secure Savings Program Fund as a continuously appropriated cash fund. Includes appropriations as follows:

- Reduces the FY 2020-21 appropriation to the Governor's Office of Information Technology (OIT) for Applications Administration by \$1,197,552 General Fund;
- Provides a two-year appropriation for FY 2020-21 through FY 2021-22 for the Department of the Treasury of \$1,197,552 General Fund for the Colorado Secure Savings Program and 5.0 FTE; and
- Provides an appropriation of \$63,960 reappropriated funds to the Department of Law to provide legal services and 0.3 FTE.

#### **S.B. 20-204 ADDITIONAL RESOURCES TO PROTECT AIR QUALITY**

Creates the TABOR-exempt Air Quality Enterprise in the Department of Public Health and Environment to conduct air quality modeling, monitoring, assessment, data analysis, and research, and to provide its data to fee payers and state regulators. Increases revenue to the Department from emissions fees to provide additional funding for air quality control programs. Appropriates \$10,660 General Fund to the Department of Public Health and Environment for the purchase of legal services and provides an appropriation of \$10,660 reappropriated funds in the Department of Law.

#### **S.B. 20-205 SICK LEAVE FOR EMPLOYEES**

Creates the Healthy Families and Workplace Act and requires that employers provide paid sick leave to each employee. Effective January 1, 2021, this applies to each employer with 16 or more employees; effective January 1, 2022, this applies to all employers. Employers must provide one hour of paid sick leave for every 30 hours worked, up to a maximum of 48 hours per year. Requires additional paid sick leave during a public health emergency. Appropriates \$206,566 General Fund and 2.7 FTE to the Department for FY 2020-21 for labor standards program costs. The FY 2021-22 cost is estimated to be \$298,196 General Fund and 3.5 FTE, including an estimated \$56,337 in centrally appropriated amounts.

## **S.B. 20-207 UNEMPLOYMENT INSURANCE**

Amends employee benefits and employer payments for unemployment insurance and makes other changes to unemployment insurance programs. Significant changes include the following:

- *Employer Payments*
  - *Chargeable Wage Base.* Beginning in CY 2022, increases employer payments for unemployment insurance by increasing the maximum employee earnings that are used for calculating premiums (the chargeable wage base). For CY 2021 holds the chargeable wage base at \$13,600 (unchanged from CY 2020). Increases the chargeable wage base to \$17,000 in CY 2022, \$20,400 in CY 2023, \$23,800 in CY 2024, \$27,200 in CY 2025, and \$30,600 in CY 2026. Thereafter, the wage base is increased by the change in average weekly earnings.
  - *Solvency Surcharge.* Prohibits the division from assessing a solvency surcharge on employers for the calendar years 2021 and 2022, thereby reducing amounts that will be deposited to the Unemployment Insurance Trust Fund.
  - *Impact on Unemployment Insurance Trust Fund.* Preliminary estimates indicate that these changes will somewhat worsen the insolvency of the Unemployment Insurance Trust Fund (UITF) in CY 2021 and CY 2022 and will improve solvency thereafter. Assuming a weak recovery, initial Department estimates indicate that at the end of CY 2022 the change will leave the UITF with a negative \$2.9 billion balance, rather than the negative \$2.7 billion balance projected under current law. However, by the end of CY 2023, the changes will begin to have a positive impact on the fund balance. By the end of CY 2026, the changes are expected to increase annual revenue to the UITF by \$1.7 to \$1.9 billion compared to current law. The change is expected to return the UITF to solvency in CY 2026 assuming even a moderate economic recovery, while under current law the UITF is not expected to be solvent in 2026 even under strong economic conditions.
- *Amount a person may earn while receiving benefits.* Current law requires the weekly total and partial unemployment benefit amounts to be reduced by the amount of an individual's wages that exceeds 25% of the weekly benefit amount. For the next 2 calendar years only, changes the deduction amount to the amount of an individual's wages that exceeds 50% of the weekly benefit amount. This component will increase unemployment insurance benefits paid on an ongoing basis beginning in FY 2020-21 by an estimated \$18.0 million.
- *Employment Support Fund.* Removes the cap on the amount of money that can be paid into and remain in the Employment Support Fund. This fund derives from a portion of unemployment insurance premiums and is subject to appropriation by the General Assembly for specified department administrative functions. Previously, amounts above the cap were required to be transferred to the Unemployment Insurance Trust Fund. (No such transfers had occurred as of the bill's enactment, but they could have occurred in future years.)
- *Work share plans.* Current law authorizes the division to approve a work share plan submitted by an employer if the employee's normal weekly work hours have been reduced by at least 10% but not more than 40%. The act changes the amount that hours may be reduced to an amount consistent with rules adopted by the division and federal law. This is expected to increase in the use of workshare plans and reduce benefit payments by an amount that has not been estimated.
- *Public health emergency.* Requires the Division of Unemployment Insurance and the Department to consider various factors related to the public health emergency when determining whether an individual qualifies for unemployment insurance benefits. The fiscal impact for this change, if any, has not been determined.
- *Use of federal CARES Act funds.* Requires the state treasurer to transfer any unexpended federal funds received by the state from the federal Coronavirus Relief Fund, created in the federal CARES Act of 2020, to the Unemployment Insurance Trust Fund prior to the close of business on December 30, 2020. Any fiscal impact is contingent upon the status of Coronavirus Relief Fund expenditures as of December 30, 2020.
- *Study.* Requires the Office of Future of Work in the Department to study unemployment assistance as part of a study on the modernization of worker benefits and protections and report its findings to the Governor and the General Assembly by January 15, 2021. Associated costs are expected to be absorbed within the Department's existing budget.

Although this legislation is expected to make significant changes to anticipated unemployment insurance revenues and expenditures, it does not include appropriations changes because unemployment insurance benefits payments are not subject to appropriation or included in the state budget.

#### **S.B. 20-212 REIMBURSEMENT FOR TELEHEALTH SERVICES**

Requires Medicaid to reimburse Federally Qualified Health Centers, Indian Health Services, and Rural Health Clinics for telemedicine at the same rates as comparable in-person face-to-face encounters. Expands the definition of telemedicine services reimbursed by Medicaid to include speech therapy, physical therapy, occupational therapy, hospice care, home health care, and pediatric behavioral healthcare. Prohibits state-regulated health insurance carriers from limiting telehealth based on the technology used by a provider, whether an individual has a previous relationship with the provider, or the provider's certification, location, or training. Allows supervision by telehealth for homecare agencies. Appropriates \$5,068,381 from the Care subfund in the General Fund to the Department of Health Care Policy and Financing for FY 2020-21.

#### **S.B. 20-214 SUSPEND 2020 LEGISLATIVE INTERIM COMMITTEES**

Prohibits legislative interim committees from meeting, taking field trips, and making legislative recommendations during the 2020 interim. Reduces the General Fund appropriation to the Legislative Department for FY 2020-21 for the General Assembly by \$100,867. This is a budget balancing bill.

#### **S.B. 20-215 HEALTH INSURANCE AFFORDABILITY ENTERPRISE**

Refinances and extends the reinsurance program and adds new duties for the Health Insurance Affordability Enterprise. Allows the Enterprise to collect a fee from health insurance carriers. Eliminates previously scheduled statutory diversions from the General Fund of \$15,000,000 in FY 2019-20 and \$40,000,000 in FY 2020-21. Reduces hospital fees by \$40,000,000 overall and changes the timing of the fees. Authorizes the Enterprise to make payments to increase the affordability of health insurance for tax credit recipients and qualified low-income individuals, and to perform outreach and education related to health care coverage. Establishes a cascading allocation of the revenue to the enterprise for these purposes. This is a budget balancing bill.

#### **S.B. 20-217 ENHANCE LAW ENFORCEMENT INTEGRITY**

Requires local law enforcement and the Colorado State Patrol to use body-worn cameras and release recordings to the public, and to conduct data reporting about certain incidents and contacts with the public. Requires the Division of Criminal Justice to post this reporting on its website and summarize it in an annual report. Requires the Peace Officer Standards and Training (POST) Board to revoke peace officer certification for certain violations. Prohibits state and local law enforcement from certain enforcement actions in response to public demonstrations. Removes immunity for local law enforcement peace officers and requires those agencies to indemnify officers acting in good faith. Limits the acceptable use of force by all peace officers and creates a duty to report excessive use of force. Permits the Attorney General to intervene in instances where a government authority engages in a pattern or practice that deprives persons of their constitutional rights. For FY 2020-21 appropriates \$617,478 cash funds from the Highway Users Tax Fund (HUTF) and 1.0 FTE to the Department of Public Safety and \$95,940 reappropriated funds and 0.5 FTE to the Department of Law. For FY 2021-22, costs increase to \$1,700,708 total funds, including \$579,690 General Fund and \$1,121,018 cash funds from the Highway Users Tax Fund, and 4.3 FTE for the Department of Public Safety.

#### **S.B. 20-218 HAZARDOUS SUBSTANCE RESPONSE**

Creates a new fee on fuel products, collected by the Department of Revenue, to fund a grant program and a takeback program for certain hazardous substances in the Department of Public Health and Environment. Twenty-five percent of the revenue, which is projected to equal \$6,250,000 in FY 2020-21 and \$7,500,000 in FY 2021-22, is directed to the Department of Transportation where the funds are continuously appropriated and will be used to enhance current activities related to the transportation of hazardous materials. Appropriates \$39,769 General Fund to the Department of Revenue and \$1,552,558 cash funds to the Department of Public Safety in FY 2020-21.

**S.B. 20-219 LEASE-PURCHASE ISSUANCE FOR CAPITAL CONSTRUCTION**

Requires the state treasurer to execute a lease-purchase agreement of up to \$65.5 million to fund the continuation of previously funded capital construction projects for institutions of higher education. Requires the Capital Development Committee to publish the list of projects to be funded by August 15, 2020. Requires any additional revenue received from the issuance to be credited to the State Architect's Emergency Controlled Maintenance Account. Specifies annual payments of no more than \$5.5 million to begin no earlier than July 1, 2022 (FY 2022-23). The bill does not make appropriations.

**S.B. 20-220 FREEZE MEMBER PER DIEM AMOUNT**

Suspends a scheduled increase in the per diem rate for members of the General Assembly who do not reside in the Denver metropolitan area. Fixes this per diem at \$219 for FY 2020-21 only. Reduces the General Fund appropriation to the Legislative Department for FY 2020-21 for the General Assembly by \$81,162. This is a budget balancing bill.

**S.B. 20-222 USE CARES ACT MONEY SMALL BUSINESS GRANTS**

Creates the Small Business COVID-19 grant program in the Colorado Office of Economic Development and International Trade (OEDIT) to assist small businesses facing economic hardship caused by the COVID-19 pandemic. The grant program is financed with \$20,000,000 in federal Coronavirus Aid, Relief, and Economic Security (CARES) Act funding, which is appropriated from the CARE subfund in the General Fund. OEDIT is granted continuous spending authority in order to make grants through the Colorado Housing and Finance Authority (CHFA), and for program administration. Administrative overhead for OEDIT is limited to six tenths of one percent of total financing, or \$120,000.

**H.B. 20-1001 NICOTINE PRODUCT REGULATION**

Establishes statewide licensing and regulation of cigarettes, tobacco products, and nicotine products. Raises the minimum age of a person to whom products may be sold from 18 to 21 years and repeals the criminal penalty for purchasing or attempting to purchase the products as a minor. Appropriates \$45,414 cash funds from the Liquor Enforcement Division Cash Fund to the Department of Revenue for FY 2019-20, which amount is based on an assumption that the department will require an additional 0.5 FTE to implement the act. Appropriates \$2,391,262 from the Liquor Enforcement Division Cash Fund and a corresponding 18.9 FTE to the Department of Revenue for FY 2020-21. Reappropriates \$98,605 and 0.5 FTE to the Department of Law and \$69,450 to the Department of Personnel and Administration for FY 2020-21.

**H.B. 20-1002 COLLEGE CREDIT FOR WORK EXPERIENCE**

Requires the Department of Higher Education to conduct a study concerning awarding academic credit for prior learning within all state institutions of higher education and to implement a plan for determining and awarding academic credit for postsecondary education based on work-related experience. Requires institutions to accept and transfer academic credit awarded for work-related experience as courses with guaranteed-transfer designation or part of a statewide degree transfer agreement beginning no later than academic year 2022-23. However, the plan must not be created, adopted, or implemented unless sufficient money is available from gifts, grants, or donations to cover the costs of creating, adopting, and implementing a plan. It is anticipated that the Department must secure at least \$283,647 for FY 2021-22 and FY 2022-23 from private gifts, grants, or donations in order to implement the bill.

**H.B. 20-1003 RURAL JUMP START ZONE ACT MODIFICATIONS**

Extends the Rural Jump-Start program for an additional five years. Changes the competition clause to specify that a new business applying for the Rural Jump-Start program cannot compete with an existing business in the rural jump-start zone in which the new business will be located or in any distressed county that is contiguous to the zone. The prior competition clause included the entire state. The program provides tax benefits to approved businesses that locate inside a rural jump-start zone and establish a relationship with a state institution of higher education, junior college, or an area vocational school. A rural jump start zone is an area within the distressed county. To

qualify, the business must be new to the state, hire at least five employees, and not directly compete with the core function of a business that is already operating in the distressed areas. Expected to reduce General Fund revenue by \$164,500 in FY 2020-21 and by \$783,875 in FY 2021-22.

#### **H.B. 20-1019 PRISON POPULATION REDUCTION AND MANAGEMENT**

Opens the currently unoccupied Centennial South campus of the Centennial Correctional Facility for occupancy by up to 650 close custody inmates, which is the approximate capacity of two of the facility's three towers. Requires the Executive Director of the Department of Corrections to develop criteria for the placement of out-of-state prisoners in private prisons in Colorado. Directs the Division of Local Government in the Department of Local Affairs to contract with a research and consulting entity to study future prison bed needs in Colorado. Adds to the list of achievements that allow an inmate to receive earned time. Amends the escape statutes to reduce the number of actions that can result in an escape conviction. Appropriates \$5,511,167 total funds to the Department of Corrections, comprised of \$5,450,197 General Fund and \$60,970 cash funds, to pay part of the cost of opening and operating Centennial South Correctional Facility. The remaining FY 2019-20 opening and operating costs are paid by H.B. 20-1243. Appropriates \$250,000 General Fund to the Department of Local Affairs for the required study.

#### **H.B. 20-1020 LONG-TERM LODGING SALES TAX EXEMPTION**

Limits the state sales tax exemption for long-term lodging to natural persons. It is anticipated to increase General Fund revenue by at least \$3.7 million in FY 2020-21 and by at least \$7.4 million in future years. The bill does not make appropriations.

#### **H.B. 20-1022 SALES AND USE TAX SIMPLIFICATION TASK FORCE**

Continues the Sales and Use Tax Simplification Task Force for five years, however eliminates activity of the Task Force during the 2020 interim. The bill does not make appropriations.

#### **H.B. 20-1026 CREATE TWENTY-THIRD JUDICIAL DISTRICT**

Removes Douglas, Elbert, and Lincoln counties from the 18<sup>th</sup> Judicial District effective January 7, 2025 and creates a 23<sup>rd</sup> Judicial District comprised of those counties. Has as estimated future General Fund fiscal impact for the Judicial Department of \$0.9 million in FY 2022-23, \$1.1 million in FY 2023-24, \$1.8 million and 12.1 FTE in FY 2024-25, and \$1.7 million and 14.5 FTE in FY 2025-26.

#### **H.B. 20-1061 HIV INFECTION PREVENTION MEDICATIONS**

Allows pharmacists to prescribe and dispense HIV medications in accordance with statewide drug therapy protocol. Requires health benefit plans to provide coverage prevention medication prescribed by a pharmacist. Appropriates \$13,347 cash funds from the Division of Insurance Cash Fund and 0.2 FTE to the Department of Regulatory Agencies. Reduces General Fund revenue by diverting insurance premium tax revenues that would otherwise be credited to the General Fund.

#### **H.B. 20-1095 LOCAL GOVERNMENTS WATER ELEMENTS IN MASTER PLANS**

Specifies that a local government master plan that contains a water supply element must include water conservation policies, to be determined by the local government, which may include goals specified in the state water plan and policies that require implementation of water conservation and other state water plan goals as a condition of development approvals. Authorizes the Department of Local Affairs to hire and employ a full-time employee to provide educational resources and assistance to local governments that include water conservation policies in their master plans. Appropriates \$26,215 General Fund to the Department of Local Affairs in FY 2020-21, which amount is based on an assumption that the department will require an additional 0.5 FTE to implement the act.

#### **H.B. 20-1116 PROCUREMENT TECHNICAL ASSISTANCE PROGRAM EXTENSION**

Extends the Procurement Technical Assistance Program, which contracts with the nonprofit Procurement Technical Assistance Center (PTAC) to provide assistance to small businesses in obtaining government contracts. This bill permits the Office of Economic Development and International Trade OEDIT to renew its contract,

which is scheduled to expire in September 2020, for up to five years. For FY 2020-21 and FY 2021-22, transfers \$175,000 General Fund to the Procurement Technical Assistance Cash Fund, which is continuously appropriated for the purpose of the program.

#### **H.B. 20-1119 STATE GOV REGULATION OF PFAS**

Requires the Solid and Hazardous Waste Commission in the Department of Public Health and Environment to establish a certificate of registration for any facility or fire department that possess perfluoroalkyl and polyfluoroalkyl substances. Authorizes the Department to establish standards for drinking water, surface water, and groundwater. Appropriates \$43,836 cash funds and 0.5 FTE to the Department of Public Health and Environment in FY 2020-21.

#### **H.B. 20-1135 REPLACE HIGH SCHOOL SOCIAL STUDIES ASSESSMENT**

Removes the statutory requirement to administer a statewide social studies assessment in high school. For FY 2020-21, reduces appropriations to the Department of Education by \$667,680 cash funds from the State Education Fund.

#### **H.B. 20-1153 COLORADO PARTNERSHIP FOR QUALITY JOBS AND SERVICES ACT**

Creates the Colorado Partnership for Quality Jobs and Services Act, which creates a collective bargaining system between covered state employees and the state's executive branch. Requires the state to notify covered employees that they can request that the state not share certain information with a certified employee organization by September 2020. The director of the Department of Personnel and Administration (DPA) and the Department of Labor and Employment must enforce certain aspects of the partnership agreement process, promulgate rules, and determine appropriate remedies to address violations under the bill. After the state and a certified employee organization reach a partnership agreement, the Governor must request sufficient appropriations as part of the initial supplemental budget request.

Increases state appropriations in various agencies by \$1,941,256 and 15.4 FTE in FY 2020-21 and \$6,575,426 and 46.6 FTE in FY 2021-22, summarized below. Note, the anticipated increase in FY 2021-22 does not include costs associated with implementing an agreement once initial negotiations are concluded.

SUMMARY OF H.B. 20-1153 APPROPRIATIONS		
DEPARTMENT	FY 2020-21	FY 2021-22
Department of Personnel	\$879,159	\$1,521,993
Department of Labor and Employment	412,584	667,744
Department of Law	197,445	648,148
Department of Corrections	118,646	1,131,051
Governor's Office	112,931	160,483
Department of Human Services	96,132	1,010,235
Department of Transportation	52,980	738,101
Department of Revenue	26,479	245,175
Department of Natural Resources	25,904	246,162
Department of Public Safety	18,996	206,334
<b>Total<sup>1</sup></b>	<b>\$1,941,256</b>	<b>\$6,575,426</b>
<b>Total FTE</b>	<b>15.4 FTE</b>	<b>46.6 FTE</b>
Funds Reappropriated from above to the <b>Department of Law</b> for the provision of legal services	\$954,305	\$2,273,372

<sup>1</sup>Appropriations are from the COVID Heroes Collaboration Fund except for those to the Department of Transportation, which are from the State Highway Fund.

#### **H.B. 20-1158 COVERAGE INFERTILITY DIAGNOSIS TREATMENT PRESERVE**

Requires that health plans regulated by the Division of Insurance provide coverage for the diagnosis and treatment of infertility and fertility preservation services. Restricts health plans ability to impose cost-sharing requirements or restrictions that are beyond those imposed on other medications or treatments in the plan. Contains a religious exemption clause for employers to opt out of the coverage. Appropriates \$3,337 cash funds from the Division of



Insurance Cash Fund and 0.1 FTE to the Department of Regulatory Agencies. Reduces General Fund revenue by diverting insurance premium tax revenues that would otherwise be credited to the General Fund.

#### **H.B. 20-1197 2-1-1 STATEWIDE HUMAN SERVICES REFERRAL SYSTEM**

Requires the Colorado 2-1-1 Collaborative to provide necessary human services referral services related to the COVID-19 public health emergency and provides a \$500,000 grant to the collaborative. For FY 2019-20, appropriates \$500,000 from the CARE subfund in the General Fund to the Department of Human Services.

#### **H.B. 20-1209 SUNSET NURSE-ADVISORY TASK FORCE**

Extends the Nurse-Physician Task Force for Colorado Health Care until September 1, 2027. The Task Force was previously scheduled for repeal on September 1, 2020. Requires that the three members recommended by a statewide physician's organization must be licensed physicians, and that the recommending physician's organization must represent multi-specialty physicians whose membership includes at least one-third of the doctors of medicine and osteopathy licensed in the state. Appropriates \$15,554 cash funds and 0.2 FTE to the Department of Regulatory Agencies.

#### **H.B. 20-1215 SUNSET WATER WASTEWATER FACILITY OPERATORS CERTIFICATION BOARD**

Implements the recommendations of the sunset review of the Water and Wastewater Facility Operators Certification Board in the Department of Public Health and Environment, including continuing the board through September 1, 2031. Creates the Water and Wastewater Facility Operators Fund and diverts \$5.00 per certification from the General Fund to the new cash fund. Appropriates \$24,815 cash funds to the Department of Public Health and Environment in FY 2020-21.

#### **H.B. 20-1261 GENERAL FUND TRANSFER TO IT CAPITAL ACCOUNT**

Transfers \$7,466,648 General Fund in FY 2019-20 to the Information Technology Capital Account within the Capital Construction Fund to pay for information technology project appropriations included in the 2020 supplemental bill for capital construction.

#### **H.B. 20-1262 HOUSING ASSISTANCE FOR PERSONS TRANSITIONING**

Modifies the existing method of funding housing assistance for persons transitioning from the criminal or juvenile justice systems. Specifically, repeals the requirement that unspent appropriations to the Department of Public Safety for community corrections programs be credited to a cash fund, and subsequently appropriated to the Department of Local Affairs (DOLA) for the provision of housing assistance. Therefore, any unspent community corrections funding will revert to the General Fund, which is expected to increase General Fund revenues by \$2.0 million in FY 2019-20 and FY 2020-21. Maintains the ability of the General Assembly to annually make an appropriation from the General Fund directly to DOLA for these services.

#### **H.B. 20-1286 SUNSET REGULATION OF FANTASY SPORTS**

Extends the regulation of fantasy sports operators until September 1, 2027. The program was previously scheduled for repeal on September 1, 2020. Transfers regulatory authority from the Department of Regulatory Agencies to the Department of Revenue. Requires annual audits of small fantasy contest operators by an independent third party. Reduces appropriations to the Department of Regulatory Agencies by \$11,252 cash funds and 0.2 FTE. The bill does not require an appropriation to the Department of Revenue as the cash fund is continuously appropriated.

#### **H.B. 20-1293 EMERGENCY TELEPHONE SERVICE CHARGES**

Eliminates the statutory cap on emergency telephone charges for local 911 governing bodies, and directs the Public Utilities Commission to determine the cap annually. Creates a new 911 surcharge within the Public Utilities Commission and creates a corresponding cash fund for revenue to be deposited. Eliminates a statutory 911 surcharge of 1.4 percent for people who purchase prepaid phones. Appropriates \$83,247 cash funds and 0.9 FTE to the Department of Regulatory Agencies and \$18,930 to the Department of Revenue for FY 2020-21.

**H.B. 20-1332 PROHIBIT HOUSING DISCRIMINATION SOURCE OF INCOME**

Prohibits discrimination in housing based on a person's source of income and makes such discrimination an unfair housing practice. Prohibits a landlord from refusing to rent or lease housing, show housing, transmit an offer to rent or lease, advertise that the rental or lease is limited based on source of income, or deny that housing is available in order to discriminate against someone based on their source of income. Appropriates \$9,641 General Fund and 0.1 FTE to the Department of Regulatory Agencies for FY 2020-21.

**H.B. 20-1345 LEGISLATIVE APPROPRIATION BILL**

Legislative appropriation act for FY 2020-21. In addition to the appropriations that are summarized in the Legislative Department sections within Parts II and III of this report, this act specifies that \$1,200,000 of the General Fund appropriated to the Legislative Department for FY 2019-20 that remains unencumbered and unexpended at the end of FY 2019-20 will revert to the General Fund rather than being transferred to the Legislative Department Cash Fund. This is a budget balancing provision.

**H.B. 20-1360 LONG BILL**

General appropriations act for FY 2020-21. Includes supplemental appropriations for FY 2018-19 and FY 2019-20.

**H.B. 20-1361 REDUCE ADULT DENTAL BENEFIT**

Reduces the annual cap on the Medicaid adult dental benefit to \$1,000 beginning when the higher federal match afforded through the federal Families First Coronavirus Response Act expires through at least June 30, 2022. Reduces FY 2020-21 funding for the Department of Health Care Policy and Financing by \$5,565,000, including \$331,462 General Fund, \$1,139,402 cash funds, and \$4,094,136 federal funds. Transfers from the Unclaimed Property Trust Fund to the General Fund \$1,139,402 in FY 2020-21 and \$2,278,804 in FY 2021-22. This is a budget balancing bill.

**H.B. 20-1362 LIMIT INCREASE TO MEDICAID NURSING FACILITY RATES**

Reduces the annual increase to Medicaid nursing facility rates for FY 2020-21 and FY 2021-22 from the lesser of actual allowable costs or 3.0 percent to the lesser of actual allowable costs or 2.0 percent. Reduces funding for the Department of Health Care Policy and Financing by \$7,011,151 in FY 2020-21, including \$3,288,230 General Fund and \$3,722,921 federal funds. This is a budget balancing bill.

**H.B. 20-1363 REPEAL REPORT ON RATE INCREASE FOR DIRECT SUPPORT**

Repeals the requirement for service agencies to report to the Department of Health Care Policy and Financing regarding increased reimbursement rates within the Medicaid Home and Community Based Services Waivers for individuals with intellectual and developmental disabilities.

**H.B. 20-1364 REPEAL OPIOID AWARENESS PROGRAM APPROPRIATION**

Reduces a requirement to appropriate funds from the Marijuana Tax Cash Fund to the Center for Research into Substance Use Disorder Prevention, Treatment, and Recovery Support Strategies at the University of Colorado in the Department of Higher Education. Statute previously required an appropriation of \$750,000 for the program for state fiscal years 2019-20 through 2023-24. This is changed to \$250,000 beginning in FY 2020-21. The funds are to implement a program to increase public awareness concerning the safe use, storage, and disposal of opioids and the availability of naloxone and other drugs used to block the effects of an opioid overdose. Reduces the appropriation to the Department of Higher Education for the Regents of the University of Colorado by \$500,000 cash funds from the Marijuana Tax Cash Fund for FY 2020-21. This is a budget balancing bill.

**H.B. 20-1365 SUSTAIN FUNDING HISTORY COLORADO**

Makes three statutory changes related to funding for the State Historical Society (History Colorado) in the Department of Higher Education.

- Transfers the unencumbered portion of funds previously transferred from the State Historical Fund to the Capital Construction Fund back to the State Historical Fund. The transfer to the Capital Construction Fund was

to repaint the interior dome of the State Capitol. An estimated \$940,000 will be deposited into the Museum and Preservation Operations Account of the State Historical Fund based on this provision.

- Authorizes History Colorado to transfer up to \$1,000,000 per year from its Preservation Grant Program Account within the State Historical Fund to its Museum and Preservation Operations Account, for FY 2020-21 and FY 2021-22 only.
- Current law requires the General Assembly to appropriate money from the State Historical Fund for lease purchase payments for the Colorado History Museum; the bill expands this authority to allow appropriations from any fund, including the General Fund.

#### **H.B. 20-1366 HIGHER EDUCATION FUNDING ALLOCATION MODEL**

Creates a new funding model beginning in FY 2021-22 that includes new provisions for calculating fee-for-service contracts for state higher education institutions and makes related changes to the calculation of state funding to support specialty education programs, area technical colleges, and local district colleges.

#### **H.B. 20-1367 REALLOCATE STATE SALES & USE TAX TO GENERAL FUND**

Reduces the amount of sales and use tax revenue that will be credited to the Older Coloradans Cash Fund in FY 2020-21 from \$10.0 million to \$8.0 million with the difference credited to the General Fund. Money in the Older Coloradans Cash Fund statutorily transferred from state sales and use tax revenue is subject to annual appropriation for distribution to Area Agencies on Aging.

#### **H.B. 20-1368 DELAY IMPLEMENTATION OF H.B. 19-1229**

Delays the effective date of H.B. 19-1229 (Electronic Preservation of Abandoned Estate Documents) from January 1, 2021 until January 1, 2023, thus delaying costs of startup and operation for two years. Reduces the FY 2020-21 Long Bill appropriation to the Judicial Department in the Long Bill by \$153,377 General Fund.

#### **H.B. 20-1369 REDUCE PROSECUTION TRAINING APPROPRIATION**

Reduces the FY 2020-21 appropriation to the Department of Law for district attorney prosecution training from \$350,000 General Fund to \$200,000 General Fund. This is a budget balancing bill.

#### **H.B. 20-1370 TRANSFERS FROM UNCLAIMED PROPERTY TRUST FUND TO HOUSING**

Modifies provisions of H.B. 19-1322 (Expand Supply of Affordable Housing) that, beginning with the 2020-21 state fiscal year and for three total state fiscal years, assuming certain conditions are satisfied, requires the State Treasurer to transfer \$30 million from the Unclaimed Property Trust Fund to the Housing Development Grant Fund in the Department of Local Affairs to support the provision of affordable housing statewide. Delays the starting date of the first possible transfer by two fiscal years to FY 2022-23. The first of the three possible transfers will occur in June 2023 for the FY 2022-23 fiscal year if Legislative Council Staff's June 2023 forecast projects revenue subject to TABOR to fall below a "cutoff" amount equal to the projected Referendum C cap minus \$30 million. This is a budget balancing bill.

#### **H.B. 20-1371 DELAY SUBSTANCE USE & MENTAL HEALTH SERVICES GRANT PROGRAM**

Modifies provisions of H.B. 19-1263 (Offense Level for Controlled Substance Possession) that require the General Assembly, beginning in FY 2020-21, to annually appropriate at least \$1,800,000 from the General Fund to the Department of Local Affairs (DOLA) for the Community Substance Use and Mental Health Services Grant Program and instead makes the program subject to available appropriations. Reduces appropriations to DOLA by \$1,866,208 General Fund in FY 2020-21, and reduces the corresponding FTE by 0.9. This is a budget balancing bill.

#### **H.B. 20-1372 OPERATIONAL FUND MINED LAND RECLAMATION REPEAL**

Repeals two transfers from the Severance Tax Operational Fund, effective July 1, 2020: the \$500,000 transfer from core departmental program funding to the Abandoned Mine Reclamation Fund created in Section 34-34-102 (1), C.R.S.; and the \$127,000 transfer from grant program funding to the Reclamation Warranty and Forfeiture Fund, pursuant to Section 39-29-109.3 (2)(o), C.R.S. Repealed funding through transfer will instead be provided directly

from core departmental program funding. The bill also repeals the Abandoned Mine Reclamation Fund, effective July 1, 2023.

#### **H.B. 20-1374 REPEAL WASTE GREASE PROGRAM**

Repeals the Waste Grease Program in the Department of Public Health and Environment. Reduces the appropriation to the Department of Public Health and Environment by \$100,890 cash funds and 0.7 FTE in FY 2020-21.

#### **H.B. 20-1375 REPEAL LAW ENFORCEMENT GRANT APPROPRIATION ROLL-FORWARD**

Repeals the authority of the Division of Criminal Justice in the Department of Public Safety to spend unused appropriations for the Law Enforcement Assistance Grant Program (LEAGP) in the following fiscal year. Appropriations for LEAGP come from the Marijuana Tax Cash Fund.

#### **H.B. 20-1376 MODIFY TRANSPORTATION FUNDING MECHANISMS**

Suspends for two years, beginning in FY 2020-21, an annual \$50.0 million transfer from the General Fund to the Colorado Department of Transportation (CDOT) that was placed in statute by S.B. 18-001 and modified by S.B. 19-263. Prior to this two-year suspension, CDOT used this transfer to pay its debt service obligations under S.B. 17-267. Increases by \$12.0 million General Fund payments that CDOT must make in FY 2020-21 and FY 2021-22 on S.B. 17-267 indebtedness thus eliminating the need for the General Fund to make these payments. Cancels a November 2020 referred ballot measure that, if approved by voters, would have (1) authorized the issuance of transportation revenue anticipation notes (TRANS) by CDOT and (2) reduced the number of tranches of S.B. 17-267 COPs that are issued. This is a budget balancing bill that saves the General Fund \$62.0 million in FY 2020-21 and FY 2021-22.

#### **H.B. 20-1377 FUND CONTROLLED MAINTENANCE PROJECTS**

Directs up to \$49.0 million of the proceeds in excess of \$500 million from issue of the second tranche of S.B. 17-267 lease-purchase agreements to the Capital Construction Fund for controlled maintenance projects. Under the original terms of S.B. 17-267 all proceeds from the lease-purchase issue would have gone to the Colorado Department of Transportation (CDOT). This is a budget balancing bill that provided up to \$49.0 million of revenue for state controlled maintenance projects in FY 2020-21 that would otherwise have gone to CDOT.

#### **H.B. 20-1378 CAPITAL-RELATED TRANSFERS OF MONEY**

Provides for FY 2019-20, a net transfer of \$19,737,085 from the Capital Construction Fund to the General Fund as follows:

- \$1,397,624 from the General Fund to the Capital Construction Fund for building capital projects for FY 2019-20; and
- \$21,134,709 from the Information Technology Capital Account of the Capital Construction Fund to the General Fund.

Provides for FY 2020-21, transfers totaling \$2,988,768, including \$2,488,768 from the General Fund and \$500,000 from the General Fund Exempt Account, as follows:

- \$2,043,768 from the General Fund to the Capital Construction Fund for building capital projects;
- \$445,000 from the General Fund to the Information Technology Capital Account of the Capital Construction Fund for information technology capital projects; and
- \$500,000 from the General Fund Exempt Account of the General Fund for capital construction transportation projects.

**H.B. 20-1379 SUSPEND PERA DIRECT DISTRIBUTION FOR FY 2020-21**

Suspends the \$225.0 million direct distribution payment from the State Treasurer to PERA, pursuant to Section 24-51-414, C.R.S., for FY 2020-21, eliminating the payment, specified as General Fund or other funds. This is a budget balancing bill.

Includes appropriations as follows:

- Decreases the informational appropriation in the Department of the Treasury by \$225.0 million total funds, including \$170,949,406 General Fund and \$54,050,594 reappropriated funds.
- Decreases state agency PERA Direct Distribution common policy appropriations totaling \$48.9 million, including \$30.6 million General Fund, \$11.1 million cash funds, \$6.0 million reappropriated funds, and \$1.1 million federal funds as follows:

PERA DIRECT DISTRIBUTION - STATE AGENCY APPROPRIATION ADJUSTMENTS					
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
Agriculture	(\$481,308)	(\$157,816)	(\$323,492)	\$0	\$0
Corrections	(9,388,586)	(9,128,730)	(259,856)	0	0
Education	(1,220,885)	(870,498)	(198,219)	(152,168)	0
Governor's Office	(2,427,624)	(230,830)	(58,019)	(2,138,775)	0
Health Care Policy and Financing	(977,212)	(880,628)	(74,277)	(22,307)	0
Higher Education - Admin & Hist.CO	(441,133)	(160,598)	(280,535)	0	0
Human Services	(7,450,138)	(5,576,328)	(74,354)	(1,799,456)	0
Judicial	(8,470,053)	(7,850,176)	(619,877)	0	0
Labor and Employment	(2,035,721)	(126,776)	(757,183)	(11,564)	(1,140,198)
Law	(1,121,212)	(326,058)	(137,650)	(657,504)	0
Legislature	(660,409)	(660,409)	0	0	0
Local Affairs	(323,311)	(161,219)	(44,897)	(117,195)	0
Military and Veterans Affairs	(238,282)	(234,742)	(3,540)	0	0
Natural Resources	(2,936,082)	(520,633)	(2,329,063)	(86,386)	0
Personnel	(671,727)	(260,140)	(32,065)	(379,522)	0
Public Health and Environment	(2,671,912)	(1,496,477)	(896,319)	(279,116)	0
Public Safety	(3,859,353)	(1,021,162)	(2,518,486)	(319,705)	0
Regulatory Agencies	(1,040,006)	(43,832)	(932,277)	(63,897)	0
Revenue	(2,143,176)	(829,713)	(1,311,348)	(2,115)	0
State	(245,319)	0	(245,319)	0	0
Treasury	(49,947)	(31,876)	(18,071)	0	0
<b>TOTAL</b>	<b>(\$48,853,396)</b>	<b>(\$30,568,641)</b>	<b>(\$11,114,847)</b>	<b>(\$6,029,710)</b>	<b>(1,140,198)</b>

The common policy allocation of \$5.2 million cash funds to the Department of Transportation is not appropriated in the Long Bill and is therefore excluded from adjustments included in the appropriation as reflected in the table.

**H.B. 20-1380 MOVE TOBACCO LITIGATION SETTLEMENT MONEYS GENERAL FUND**

Makes a number of budget balancing changes to existing statutory distributions to divert Tobacco Master Settlement Agreement (MSA) revenue to the General Fund. Modifies the FY 2020-21 formula for distribution of MSA revenue by maintaining the base allocation at \$80.4 million (amount expected based on February forecast); reducing the distribution to the Department of Law to 0.75 percent; and reducing the distribution to the State Dental Loan Repayment Program by \$160,717. Transfers a total of \$40.0 million cash funds to the General Fund, including: \$20.0 million from an increase to the Accelerated Payment, \$8.0 million from the Tobacco Litigation Settlement Account, \$4.2 million from the Nurse Home Visitor Program Fund, \$3.0 million from the Colorado State Veterans Trust Fund, and \$4.8 million of unallocated funds. This is a budget balancing bill. For more information, see Appendix E4, Tobacco.

**H.B. 20-1381 CASH FUND TRANSFERS TO THE GENERAL FUND**

Transfers a total of \$143.4 million from various cash funds to the General Fund for FY 2019-20 and FY 2020-21. This is a budget balancing bill.

CASH FUND TRANSFERS TO GENERAL FUND IN H.B. 20-1381			
DEPARTMENT	NAME OF FUND	YEAR	TOTAL
Labor and Employment	Employment Verification Fund	FY 19-20	\$3,176
Human Services	Fort Logan Land Sale Account	FY 19-20	7,900,000
Human Services	State Supplemental Security Income Stabilization Fund	FY 19-20	1,887,116
Local Affairs	Moffat Tunnel Cash Fund	FY 19-20	167,463
Military and Veterans Affairs	Veterans Assistance Grant Program Cash Fund	FY 19-20	1,000,000
Natural Resources	Severance Tax Perpetual Base Fund	FY 20-21	45,500,000
Statewide	Indirect Costs Excess Recovery Fund	FY 19-20	8,381,753
Statewide	State Employee Reserve Fund	FY 19-20	25,600,000
Transportation	Multimodal Transportation Options Fund	FY 19-20	10,000,000
Treasury	Unclaimed Property Trust Fund	FY 20-21	43,000,000
FY 19-20 Total Transfers			54,939,508
FY 20-21 Total Transfers			88,500,000
<b>Total Transfers</b>			<b>\$143,439,508</b>

**H.B. 20-1382 REPEAL TECHNOLOGY ADVANCEMENT AND EMERGENCY FUND**

Repeals the Technology Advancement and Emergency Fund, effective upon the Governor's signature (June 30, 2020). This fund receives annual transfers of unexpended General Fund appropriations to various state agencies for the procurement of information technology resources or major automation system projects. The repeal of this fund thus results in any such unexpended General Fund appropriations reverting to the General Fund. Requires the State Treasurer to transfer the unexpended and unencumbered balance from this fund to the General Fund (an estimated transfer of \$13.9 million). This is a budget balancing bill.

**H.B. 20-1383 TEMPORARY REDUCTION IN THE GENERAL FUND RESERVE**

Temporarily decreases the statutory General Fund reserve requirement from 7.25 percent of General Fund appropriations at the end of each fiscal year to:

- 3.07 percent of appropriations for FY 2019-20, and
- 2.86 percent of appropriations for FY 2020-21 and 2021-22.

For FY 2022-23 and subsequent fiscal years, the reserve requirement remains unchanged at 7.25 percent of General Fund appropriations. This is a budget balancing bill.

**H.B. 20-1384 WRAPAROUND SERVICES FOR ELIGIBLE AT-RISK CHILDREN**

Makes implementation of programs providing wraparound services for children and youth in or at risk of out-of-home placement created in S.B. 19-195 (Child and Youth Behavioral Health System Enhancements) subject to available appropriations. Beginning in FY 2020-21, reduces state expenditures for the Department of Health Care Policy and Financing by \$1.5 million total funds, including \$677,492 General Fund, and 3.9 FTE; the Department of Human Services by \$495,380 total funds, including \$195,380 General Fund and 2.5 FTE; and the Department of Public Health and Environment by \$108,640 General Fund and 0.2 FTE. This is a budget balancing bill.

**H.B. 20-1385 USE OF INCREASED MEDICAID MATCH**

Requires, for FY 2019-20 and FY 2020-21, the amount of increased federal financial participation above 50 percent for certified public expenditures to be transferred to the General Fund. Requires, for FY 2019-20 and FY 2020-21, the amount of increased federal financial participation above 50 percent for both the Healthcare Affordability and Sustainability Fee Cash Fund and the Medicaid Nursing Facility Cash Fund to offset General Fund expenditures for Medical Services Premiums. Makes a temporary exception to the higher education funding distribution formula to reduce the General Fund for the health sciences center at the University of Colorado by the amount of federal funds in excess of 50 percent. This is a budget balancing bill.

Makes the following changes to appropriations:

APPROPRIATION CHANGES					
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
<b>FY 2019-20</b>					
HEALTH CARE POLICY AND FINANCING					
Provider fee on hospitals (HAS Fee)	\$0	(\$21,132,815)	\$21,132,815	\$0	\$0
Provider fee on nursing homes	0	(3,601,130)	3,601,130	0	0
<b>Health Care Policy and Financing</b>	<b>\$0</b>	<b>(\$24,733,945)</b>	<b>\$24,733,945</b>	<b>\$0</b>	<b>\$0</b>
<b>FY 2020-21</b>					
HEALTH CARE POLICY AND FINANCING					
Provider fee on hospitals (HAS Fee)	\$0	(\$21,132,815)	\$21,132,815	\$0	\$0
Provider fee on nursing homes	0	(3,601,130)	3,601,130	0	0
CU health sciences center	(4,310,802)	0	0	(2,021,766)	(2,289,036)
<b>Health Care Policy and Financing</b>	<b>(\$4,310,802)</b>	<b>(\$24,733,945)</b>	<b>\$24,733,945</b>	<b>(\$2,021,766)</b>	<b>(\$2,289,036)</b>
HIGHER EDUCATION					
Fee-for-service contracts	(\$2,021,766)	(\$2,021,766)	\$0	\$0	\$0
Regents of the University of Colorado	(2,021,766)	0	0	(2,021,766)	0
<b>Higher Education</b>	<b>(\$4,043,532)</b>	<b>(\$2,021,766)</b>	<b>\$0</b>	<b>(\$2,021,766)</b>	<b>\$0</b>

In addition, the bill is projected to increase revenue to the General Fund from certified public expenditures by the following amounts:

PROJECTED REVENUE TO THE GENERAL FUND		
	FY 2019-20	FY 2020-21
Denver Health	\$43,400	\$538,862
Home Health Agencies	0	114,715
UCHealth Memorial Hospital	0	632,243
<b>Total</b>	<b>\$43,400</b>	<b>\$1,285,820</b>

#### **H.B. 20-1386 USE FEES TO OFFSET MEDICAID PROGRAM**

Creates a new temporary allowable use of the Healthcare Affordability and Sustainability (HAS) Fee for FY 2020-21 to offset General Fund for Medicaid expenditures in the amount of \$161.0 million. Appropriates \$161.0 million from the HAS Fee and decreases General Fund by a like amount for the Department of Health Care Policy and Financing in FY 2020-21. This is a budget balancing bill.

#### **H.B. 20-1387 TRANSFERS FROM UNEXPENDED COUNTY REIMBURSEMENTS**

Repeals the potential annual transfers from the General Fund to the Older Coloradans Cash Fund and the Veterans Assistance Grant Program that are triggered when the amount of funding included in the budget for the Senior Citizen and Disabled Veteran Property Tax Exemptions is overestimated. Transfers \$13.0 million from the Older Coloradans Cash Fund to the General Fund in FY 2020-21. This is a budget balancing bill.

#### **H.B. 20-1388 STATUTORY PROVISIONS DIVERT GENERAL FUND REVERSIONS**

Requires that unexpended money for certain programs in the Department of Human Services revert to the General Fund, and repeals requirements that the General Assembly appropriate money to certain programs. Eliminates the Child Support Collection Fund and increases potential reversions to the General Fund on an ongoing basis. Reduces FY 2020-21 appropriations to the Department of Human Services by \$4,254,999 General Fund and 0.7 FTE. This is a budget balancing bill.

**H.B. 20-1389 SUSPEND TRANSFERS TO CHILD WELFARE SERVICES CASH FUND**

Suspends transfers to the Child Welfare Prevention and Intervention Services Cash Fund from any unspent General Fund included in child welfare capped allocations for allocations made in FY 2019-20 through FY 2021-22. This is a budget balancing bill.

**H.B. 20-1390 DISCONTINUE DIVISION OF YOUTH SERVICES TRAUMA PILOT PROGRAM**

Discontinues two therapeutic and rehabilitative culture pilot programs within the Division of Youth Services in the Department of Human Services and repeals the Youth Services Pilot Program Cash Fund. Reduces FY 2020-21 appropriations to the Department of Human Services by \$610,854 General Fund and reduces the corresponding FTE by 4.0 FTE. This is a budget balancing bill.

**H.B. 20-1391 BEHAVIORAL HEALTH PROGRAMS APPROPRIATIONS**

Makes implementation of certain behavioral health programs created in H.B. 19-1287 (Treatment for Substance Use Disorders) subject to available appropriations and removes the FY 2020-21 appropriation for those programs. This is a budget balancing bill. Specifically, the bill:

- Removes the date by which the Department of Human Services must implement and make publicly available a centralized, web-based behavioral health tracking system and a care navigation program;
- Specifies that implementation of the programs is subject to available appropriations;
- Eliminates the September 2020 care navigation program reporting requirement and instead specifies that the reporting must occur during the first year in which the program is implemented; and
- Reduces appropriations to the Department of Human Services by \$546,013 cash funds from the Marijuana Tax Cash Fund and 2.5 FTE.

**H.B. 20-1392 COUNCIL AND PARKING EDUCATION PROGRAM FOR PERSONS WITH DISABILITY**

Repeals the Colorado Advisory Council for Persons with Disabilities and the Disabled Parking Education Program. Reduces FY 2020-21 appropriations to the Department of Human Services by \$238,497 General Fund and reduces the corresponding FTE by 1.0 FTE. This is a budget balancing bill.

**H.B. 20-1393 EXPAND MENTAL HEALTH DIVERSION PILOT PROGRAM**

Allows the Mental Health Diversion Pilot Program, which was established by S.B. 18-249, to be expanded into five or more judicial districts to increase the number of participants. Currently the pilot program may operate in up to four judicial districts.

**H.B. 20-1394 PUBLIC EMPLOYEES' RETIREMENT ASSOCIATION JUDICIAL DIVISION CONTRIBUTION RATE MODIFICATION**

Increases the PERA contribution rate for judges for FY 2020-21 and FY 2021-22 by 5.0 percent and reduces the PERA contribution rate for the Judicial Department by 5.0 percent. This leaves a judge's gross salary unchanged but reduces the judge's after-retirement-contribution pay by 5 percent. The 5 percent reduction corresponds to the 5 percent personal services base reduction contained in the Long Bill. The additional 5 percent contribution for judges and the 5 percent reduction for the Judicial Department is repealed starting in FY 2022-23. Reduces the FY 2020-21 appropriation to the Judicial Department by \$2,696,865 General Fund. This is a budget balancing bill.

**H.B. 20-1395 END WORK ACT GRANTS TRANSFER MONEY TO GENERAL FUND**

Phases out the Skilled Worker Outreach Recruitment and Key Training Program (WORK Act), a grant program that supports governmental and non-governmental organizations in marketing and updating workforce training programs to meet industry needs. Prohibits the Department of Labor and Employment from awarding or issuing new grants under this program, eliminates the requirement that the General Assembly appropriate \$3,300,000 General Fund for the program in FY 2020-21, transfers any balance in the Skilled Worker Outreach Recruitment and Key Training Grant Program Fund (WORK Fund) to the General Fund on September 1, 2020 and September 1, 2021, and repeals the program on September 30, 2021. Reduces FY 2020-21 Long Bill appropriations to the Department of Labor and Employment for the WORK Fund by \$3,300,000 General Fund and strikes a related FY



2020-21 appropriation to the Department of \$3,300,000 reappropriated funds and 2.0 FTE. Also expected to increase available General Fund by at least \$160,300 in FY 2020-21, based on amounts in the WORK Fund anticipated to be transferred to the General Fund on September 1, 2020. This is a budget balancing bill.

#### **H.B. 20-1396 WORK FORCE DEVELOPMENT COUNCIL ONLINE CAREER PLATFORM**

Requires the State Work Force Development Council, in collaboration with the Departments of Higher Education, Labor and Employment, and Human Services, to implement and maintain a free online platform to provide Coloradans with personalized information to assist them in making career and education planning decisions; however this requirement is subject to available appropriations or money from other sources. The platform authorized by the bill is active and supported through private donations (\$2.3 million in FY 2019-20). Operating costs are estimated at \$1,525,000 per year from multiple sources, with a minimum of \$750,000 per year for IT costs. Sufficient grant funding is expected to be available through at least FY 2021-22 to support the program. The bill allows, but does not require, state appropriations in future years.

#### **H.B. 20-1397 ELIMINATE CDPHE SUPPORT OF CERTAIN BOARDS**

Eliminates the statutory requirements of the Department of Public Health and Environment to support the Stroke Advisory Board and the Colorado Coroner's Standards and Training Board. Passed as part of the budget balancing package. Allows the Department to identify an independent agency to take over the administrative responsibilities of both boards and transfers any remaining fund balances to that agency. Decreases appropriations to the Department of Public Health and Environment by \$44,007 General Fund.

#### **H.B. 20-1398 MODIFY AUTOMATIC FUNDING MECHANISM FOR CAPITAL CONSTRUCTION**

Suspends the annual depreciation-lease equivalent payment mechanism, defined in Section 24-30-1310 (1)(a), C.R.S., for FY 2020-21. Also exempts the Legislative Department Cash Fund and the Redistricting Account in the Legislative Department Cash Fund from capital reserve requirements related to depreciation-lease equivalent payments. Decreases General Fund appropriations for the annual depreciation-lease equivalent payment in six departments by \$7,561,261, for FY 2020-21, as follows:

ANNUAL DEPRECIATION-LEASE EQUIVALENT PAYMENT APPROPRIATION ADJUSTMENTS FOR FY 2020-21	
DEPARTMENT	GENERAL FUND
Corrections	(\$307,843)
Higher Education	(3,461,717)
Human Services	(3,103,396)
Military and Veterans Affairs	(87,994)
Personnel	(566,806)
Public Health and Environment	(33,505)
<b>Total</b>	<b>(\$7,561,261)</b>

#### **H.B. 20-1399 SUSPEND LIMITED GAMING TAX TRANSFERS TO CASH FUNDS**

Suspends, for two years, statutory transfers of revenue from limited gaming activities to tourism, economic development, gaming impact grants, and higher education research grants. Revenue that otherwise would be transferred for these programs in early FY 2020-21 (between \$23.2 and \$23.4 million) is retained in the General Fund. Instead, some impacted programs receive direct General Fund appropriations totaling \$14.0 million in FY 2020-21 as follows:

- \$12,150,000 General Fund to the Office of the Governor for use by Economic Development Programs, including: \$310,331 for the Colorado Office of Film, Television, and Media, \$500,000 for Colorado Promotion – Colorado Welcome Centers and a corresponding 3.3 FTE, \$8,678,000 for Colorado Promotion – Other Program Costs, \$600,000 for the Destination Development Program, \$1,226,000 for the Council on Creative Industries, \$398,000 for Advanced Industries, and \$437,669 for indirect costs; and
- \$1,875,000 General Fund to the Local Government Limited Gaming Impact Fund within the Department of Local Affairs, including \$33,272 reappropriated funds for use by the Executive Director's Office, \$114,788

reappropriated funds and 1.0 corresponding FTE for use by the Division of Local Government for Program Costs, \$1,710,192 reappropriated funds for Local Government Limited Gaming Impact Grants, and \$16,748 reappropriated funds for indirect costs.

Makes the following FY 2020-21 adjustments to H.B. 20-1360 (Long Bill):

- Reduces appropriations to the Office of the Governor from the Colorado Travel and Tourism Promotion Fund for Colorado Promotion – Colorado Welcome Centers by \$516,000 and a related 3.3 FTE and for Colorado Promotion – Other Program Costs by \$10,579,623;
- Reduces appropriations to the Office of the Governor from the Advanced Industries Acceleration Cash Fund for Advanced Industries by \$8,362,210;
- Reduces appropriations to the Office of the Governor from the Creative Industries Cash Fund for the Council on Creative Industries by \$2,023,000;
- Reduces appropriations to the Department of Higher Education from the Higher Education Research Fund by \$800,000;
- Reduces appropriations to the Department of Local Affairs from various cash funds for use throughout the Executive Director's Office by \$33,272;
- Reduces appropriations to the Department of Local Affairs from the Local Government Limited Gaming Impact Fund for Program Costs by \$114,788 and 1.0 corresponding FTE and for indirect costs by \$16,748; and
- Reduces appropriations to the Department of Local Affairs for Local Government Limited Gaming Impact Grants by \$5,127,850.

This is a budget balancing bill and is estimated to result in a net increase to the amount of General Fund available of between \$9.2 million and \$9.4 million in FY 2020-21. Transfers of gaming revenue to the impacted programs will resume at the end of FY 2021-22, and this revenue will be available for appropriation as cash funds in FY 2022-23.

#### **H.B. 20-1400 TEMPORARY MODIFICATION OF LIMITED GAMING TAX REVENUE ALLOCATION**

Temporarily modifies statutory provisions that clarify the allocation of limited gaming tax revenue between the original recipients of limited gaming tax revenue described in Article XVIII of the State Constitution (including the General Fund and State Historical Society) and the recipients of extended gaming tax revenue, added to the Constitution by voters in 2008 Amendment 50 (primarily community colleges). Suspends statutory provisions that limit annual increases to the original limited gaming recipients to 3.0 percent with limited exceptions. Specifies that until the fiscal year immediately following the fiscal year in which total limited gaming tax revenue collections again equal or exceed the revenues collected in FY 2018-19, any annual growth or decline in total net gaming tax distributions shall be allocated between the original limited gaming fund recipients and the extended gaming recipients based on the relative percentages in which each group of recipients shared in the decrease in total net gaming tax distributions from state fiscal year 2018-19 to state fiscal year 2019-20. Allows any adjustments necessary to ensure that the final distributions to all recipients comply with Constitutional requirements while achieving this intent. The fiscal impact of the bill will depend upon total limited gaming receipts. If limited gaming receipts increase in FY 2020-21 (as forecast by Legislative Council staff and the Office of State Planning and Budgeting in June 2021), this bill will allow the original limited gaming recipients, including the General Fund/other funds designated by the General Assembly and the State Historical Society, to receive a larger share of gaming tax distributions than they would receive under previous law.

#### **H.B. 20-1401 MARIJUANA TAX CASH FUND SPENDING AND TRANSFER**

Repeals the prohibition on the General Assembly appropriating most of the money in the Marijuana Tax Cash Fund (MTCF) in the same fiscal year that it is collected by the State. Requires the State Treasurer to transfer \$136,989,750 from the MTCF to the General Fund on October 1, 2020. This is a budget balancing bill.

### H.B. 20-1403 CWCB PROJECTS BILL

Appropriates \$26,030,000 cash funds to the Colorado Water Conservation Board (CWCB) in the Department of Natural Resources for various water-related projects in FY 2020-21. The bill also authorizes the CWCB to make up to \$130.5 million in loans from the Severance Tax Perpetual Base Fund, and modifies state expenditures as follows:

- In FY 2019-20, reduces by \$866,742 an existing \$1,700,000 General Fund appropriation for the development of a Colorado River demand management program in the CWCB. Extends the remaining \$833,258 appropriation from FY 2019-20 to FY 2020-21; and
- In FY 2020-21, eliminates \$150,000 of annual funding from the CWCB Construction Fund to Water Education Colorado.

### H.B. 20-1406 CASH FUND TRANSFERS TO THE GENERAL FUND

Transfers a total of \$42.8 million from various cash funds to the General Fund for FY 2019-20 and FY 2020-21. This is a budget balancing bill.

CASH FUND TRANSFERS TO GENERAL FUND IN H.B. 20-1406			
DEPARTMENT	NAME OF FUND	YEAR	TOTAL
Labor and Employment	Petroleum Cleanup and Redevelopment Fund	FY 19-20	\$2,000,000
Labor and Employment	Petroleum Storage Tank Fund	FY 20-21	4,000,000
Labor and Employment	Workers' Compensation Cash Fund	FY 19-20	1,000,000
Labor and Employment	Unemployment Revenue Fund	FY 19-20	2,000,000
Labor and Employment	Conveyance Safety Fund	FY 19-20	500,000
Local Affairs	Local Government Permanent Fund	FY 19-20	2,300,000
Military and Veterans Affairs	Sales of Real Estate Acquired for Military Purposes	FY 20-21	4,908,395
Natural Resources	Off-Highway Vehicle Recreation Fund	FY 19-20	5,000,000
Personnel	State Archives and Records Cash Fund	FY 20-21	130,000
Public Health and Environment	Waste Tire Market Development Fund	FY 19-20	771,204
Public Health and Environment	Small Communities Water and Wastewater Grant Fund	FY 19-20	5,600,000
Public Health and Environment	Vital Statistics Records Cash Fund	FY 19-20	180,000
Public Health and Environment	Construction Sector Fund	FY 19-20	433,728
Public Health and Environment	Public and Private Utilities Sector Fund	FY 19-20	500,000
Public Health and Environment	Water Quality Improvement Fund	FY 19-20	483,535
Public Health and Environment	Hazardous Waste Service Fund	FY 19-20	422,411
Public Health and Environment	Solid Waste Management Fund	FY 19-20	363,243
Public Health and Environment	Waste Tire Administration, Enforcement, Market Development, and Cleanup Fund	FY 19-20	5,372,415
Public Health and Environment	End Users Fund	FY 19-20	1,400,000
Public Safety	School Safety Resource Center Cash Fund	FY 19-20	1,000,000
Revenue	Marijuana Cash Fund	FY 19-20	1,600,000
Regulatory Agencies	Division of Insurance Cash Fund	FY 20-21	1,224,100
Regulatory Agencies	Division of Banking Cash Fund	FY 20-21	370,795
Regulatory Agencies	Prescription Drug Monitoring Fund	FY 20-21	267,521
Regulatory Agencies	Highway-rail Crossing Signalization	FY 20-21	1,007,176
FY 19-20 Total Transfers			30,926,536
FY 20-21 Total Transfers			11,907,987
<b>Total Transfers</b>			<b>\$42,834,523</b>

### H.B. 20-1408 DISTRIBUTION OF H.B. 20-1377 CAPITAL CONSTRUCTION FUND MONEY

Appropriates for FY 2020-21, a total of \$49.0 million from proceeds deposited in the Capital Construction Fund pursuant to H.B. 20-1377 *Fund Controlled Maintenance Projects* as follows:

- Appropriates \$34,098,768 from the Capital Construction Fund for Level I controlled maintenance projects as included in the table in the bill, representing current and out-year costs of all Level I controlled maintenance projects included in the State Architect's prioritization list.
- Appropriates \$3,826,172 total funds, including \$3,779,372 Capital Construction Fund and \$46,800 cash funds from institutional funds specified for construction projects, to the University of Northern Colorado for the Boiler #3 Replacement capital renewal project.
- Appropriates \$2,819,630 Capital Construction Fund to Adams State University for the Plachy Hall HVAC Upgrade and Replacement capital renewal project.

- Appropriates any remaining money to the State Architect's Emergency Controlled Maintenance Account. This appropriation is estimated to be \$8,302,230 of the maximum of \$49.0 million in proceeds from H.B. 20-1377.

#### **H.B. 20-1410 COVID-19 RELATED HOUSING ASSISTANCE**

Uses \$20.0 million of federal funds received from the Coronavirus Aid, Relief, and Economic Security (CARES) Act to provide assistance to individuals whose housing has been affected by the COVID-19 pandemic.

- During FY 2019-20 transfers \$350,000 from the CARE subfund in the General Fund to the Pandemic Subaccount of the Eviction Legal Defense Fund, a subaccount that is created by this bill and is administered by the Office of the State Court Administrator in the Judicial Department. For FY 2019-20 appropriates \$350,000 cash funds from the Pandemic Subaccount to the Eviction Legal Defense Grant Program to provide legal assistance to indigent tenants facing eviction related to the COVID-19 pandemic. Any money in the Pandemic Subaccount not expended prior to July 1, 2020, is further appropriated to the Judicial Department for the period from July 1, 2020, through December 30, 2020, for the same purpose. Money in the Pandemic Subaccount of the Eviction Legal Defense Fund must be used by December 30, 2020. Note that this is a transfer from the CARE subfund, it is not an appropriation from the subfund.
- During FY 2019-20 transfers \$19,650,000 from the CARE subfund in the General Fund to the Pandemic Subaccount of the Housing Development Grant Fund, a subaccount that is created by this bill and is administered by the Division of Housing in the Department of Local Affairs. The transferred funds are to be used for the purpose of providing housing assistance, including rental assistance, mortgage assistance, and guidance on other housing assistance, to households facing financial hardship due to the COVID-19 pandemic. No appropriation from that special account is needed because the Housing Development Grant Fund is continuously appropriated by Section 24-32-721 (1), C.R.S. Money in the Pandemic Subaccount of the Housing Development Grant Fund must be used by December 30, 2020.

#### **H.B. 20-1411 COVID-19 FUNDS ALLOCATION FOR BEHAVIORAL HEALTH**

Modifies FY 2019-20 appropriations to allocate funds from the CARE subfund in the General Fund to various behavioral health programs. The CARE subfund originates as federal Coronavirus Relief Fund money that was deposited in the CARE subfund pursuant to Executive Order D 2020 070. These funds are available through December 30, 2020. Appropriations include:

- \$13,080,000 for the Office of Behavioral Health in the Department of Human Services
  - \$3,530,000 directed to the managed service organizations (MSO) for substance use disorder (SUD) treatment and recovery providers for unanticipated expenses related to COVID-19;
  - \$3,250,000 for community mental health centers for unanticipated expenses related to COVID-19;
  - \$500,000 directed to the MSOs for SUD screening, brief intervention services, referral to treatment, training, and supports;
  - \$2,000,000 for services provided to school-aged children and parents by community mental health center school-based clinicians and prevention specialists; and
  - \$3,800,000 for co-responder programs, Colorado crisis system services, housing assistance, and treatment for rural communities.
- \$1,400,000 for the Department of Public Health and Environment
  - \$250,000 for allocation to Mental Health First Aid for in-person and virtual trainings; and
  - \$1,150,000 for the opiate antagonist purchase fund and school-based health centers.
- \$600,000 for allocation to the Center for Research into Substance Use Disorder Prevention, Treatment, and Recovery Support Strategies at the University of Colorado for education for health care professionals, grant writing assistance, and personal protective equipment (PPE) and telehealth supplies for the medication-assisted treatment expansion pilot program.
- \$120,000 for the Safe2Tell program in the Department of Law.

#### **H.B. 20-1412 COVID-19 UTILITY BILL PAYMENT-RELATED ASSISTANCE**

Transfers \$4.8 million from the CARE subfund in the General Fund to the Energy Outreach Colorado Low-income Energy Assistance Fund in the Colorado Energy Office (CEO) to provide direct utility bill payment assistance to households facing economic hardship due to the COVID-19 pandemic through its nonprofit partner, Energy Outreach Colorado. Funding must be spent on or before December 4, 2020, and Energy Outreach Colorado is prohibited from using any of this funding for administrative purposes. Any unexpended funds must be returned and credited to the Unemployment Compensation Fund, to be expended by December 30, 2020. The CEO is required to report on how direct utility bill payments were made in its annual reporting to the General Assembly and Office of the State Auditor. The Energy Outreach Colorado Low-income Energy Assistance Fund is continuously appropriated pursuant to Section 40-8.7-112 (2)(a).

#### **H.B. 20-1413 SMALL BUSINESS RECOVERY LOAN PROGRAM PREMIUM TAX CREDITS**

Establishes a state and private investor-funded small business recovery loan program in the Office of the State Treasurer. Affects state revenue, transfers, and expenditures through FY 2026-27. Creates the Small Business Recovery Fund, which is continuously appropriated to the Department of the Treasury for the program.

#### **H.B. 20-1415 WHISTLEBLOWER PROTECTION PUBLIC HEALTH EMERGENCIES**

Prohibits a principal, including an employer, certain labor contractors, public employers, and entities that rely on independent contractors for a specified percentage of their workforce, from discriminating, retaliating, or taking adverse action against any worker who raises concerns about workplace health and safety practices or hazards related to a public health emergency. Appropriates \$270,153 cash funds from the Employment Support Fund to the Department of Labor and Employment for FY 2020-21, including \$206,193 in the Division of Labor Standards and Statistics, based on the assumption the Division will require 2.5 FTE, and \$63,960 for legal services. The legal services amount is reappropriated to the Department of Law and reflects the assumption that the Department of Law will require an additional 0.3 FTE. For FY 2021-22, is expected to require appropriations of \$293,059 cash funds from the Employment Support Fund to the Department of Labor and Employment, including centrally appropriated amounts. Of this amount, \$63,960 will be reappropriated to the Department of Law. The two departments are expected to require the same number of FTE in FY 2021-22 as in FY 2020-21.

#### **H.B. 20-1416 FISCAL SUMMARY FOR INITIATED MEASURES**

Modifies the timing and format of the fiscal analyses prepared by Legislative Council Staff for citizen-initiated ballot measures. Reduces the General Fund appropriation to the Legislative Department for FY 2020-21 for the Legislative Council Staff by \$7,865 and 0.1 FTE. This is a budget balancing bill.

#### **H.B. 20-1417 CARE SUBFUND IN THE GENERAL FUND**

Codifies the CARE subfund in the General Fund. The subfund is created pursuant to the Governor's Executive Order D 2020 070, which makes \$70.0 million of the federal funds received by the State from the federal Coronavirus Relief Fund subject to appropriation by the General Assembly for expenses that are necessary due to the coronavirus public health emergency, were not accounted for in the budget most recently approved as of March 27, 2020, and are incurred from March 1, 2020 through December 30, 2020. Specifies that amounts not expended revert to the subfund on December 30, 2020 and are transferred to the Unemployment Insurance Trust Fund.

#### **H.B. 20-1418 SCHOOL FINANCE**

Amends the "Public School Finance Act of 1994" and other statutory provisions for programs administered by the Department of Education to provide funding for school districts for FY 2020-21, making the following changes:

- Increases the *statewide base per pupil funding* amount from \$6,951.53 to \$7,083.61 (1.9 percent) to account for the annual change in the Denver-Aurora-Lakewood consumer price index in CY 2019.
- Increases the dollar value of the budget stabilization factor by \$601.1 million from FY 2019-20 (\$572.4 million) to FY 2020-21 (\$1.17 billion).

- Specifies that the dollar value of the budget stabilization factor in FY 2021-22 cannot exceed its value in FY 2020-21.
- Increases the statutory limit on B.E.S.T. Program lease purchase payments from \$110.0 million in FY 2020-21 under current law to \$125.0 million in FY 2020-21 and subsequent years.
- For FY 2020-21 only, diverts any marijuana excise tax revenues above the first \$40.0 million to the State Public School Fund rather than the Public School Capital Construction Assistance Fund.
- For FY 2020-21 only, diverts State School Trust revenue that would otherwise be credited to the Public School (Permanent) Fund to the State Public School Fund.
- For FY 2020-21, repeals the following statutory requirements for General Fund appropriations: \$250,000 for the counselor corps grant program and \$250,000 for the computer science education grant program. Also makes the corresponding reductions in appropriations.
- Beginning in FY 2020-21, repeals the Grow Your Own Educator Program and the Advanced Placement Incentives Program.
- Delays implementation of the Local School Food Purchasing Program and the K-5 Social and Emotional Health Pilot Program.
- Authorizes the Department of Education to expend money to correct the underpayment of state funding to local education providers under the School Finance Act.
- Modifies timelines for school districts' budget submittal, notice, and adoption.
- Makes technical changes related to pupil counts for kindergarten and first graders.
- Requires the Department of Education to use student enrollment numbers from FY 2018-19 to calculate per pupil payments under the READ Act for FY 2020-21 only.
- Beginning with tax year 2020, resets the total program mill levy for each school district that has obtained voter approval to retain revenues above the constitutional limit. Sets each such district's mill levy at the lesser of: 27.0 mills, the mill levy necessary to fully fund the district's total program, or the number of mills the district would have levied but for reductions in the mill levy after receiving voter approval to retain excess revenue. Requires school districts to approve tax credits equal to the number of mills levied in excess of the number of mills levied in tax year 2019.

For FY 2020-21, makes the following transfers to the State Public School Fund:

- \$100.0 million from the Public School Capital Construction Assistance Fund.
- \$2.5 million from the Marijuana Tax Cash Fund.
- \$2.5 million from the High Cost Special Education Trust Fund.

For FY 2020-21, makes the following transfers to the State Education Fund:

- \$3.5 million from the Early Literacy Fund.
- \$11,831 from the Teacher of the Year Fund.
- All unexpended and unencumbered money from the following funds: Full-day Kindergarten Capital Construction Fund, Retaining Teachers Fund, School Cardiopulmonary Resuscitation and Automated External Defibrillator Training Fund, Closing the Achievement Gap Cash Fund, Great Teachers and Leaders Fund, Nonpublic School Fingerprint Fund, and Student Re-engagement Program Fund.

The following table summarizes appropriation changes included in the bill.

H.B. 20-1418 APPROPRIATIONS TO THE DEPARTMENT OF EDUCATION				
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	FTE
FY 2019-20				
Quality Teacher Recruitment Program	(\$1,000,000)	\$0	(\$1,000,000)	0.0
<b>Total FY 2019-20</b>	<b>(\$1,000,000)</b>	<b>\$0</b>	<b>(\$1,000,000)</b>	<b>0.0</b>

H.B. 20-1418 APPROPRIATIONS TO THE DEPARTMENT OF EDUCATION				
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	FTE
FY 2020-21				
B.E.S.T. Program lease purchase payments	\$15,000,000	\$0	\$15,000,000	0.0
School district audit payments	2,200,000	0	2,200,000	0.0
State share of districts' total program funding	(601,115,264)	(721,579,451)	120,464,187	0.0
B.E.S.T. Program cash grants	(100,000,000)	(100,000,000)	0	0.0
K-5 social and emotional health program	(2,500,000)	0	(2,500,000)	(1.0)
Retaining teachers grant program	(2,500,000)	0	(2,500,000)	(1.0)
Local school food purchasing programs	(675,255)	(675,255)	0	(0.4)
Advanced placement incentives pilot	(262,763)	0	(262,763)	(0.3)
Counselor corps grant program	(250,000)	(250,000)	0	0.0
Computer science education grants	(250,000)	(250,000)	0	0.0
Grow you own educator program	(22,933)	(22,933)	0	(0.3)
<b>Total FY 2020-21</b>	<b>(\$690,376,215)</b>	<b>(\$822,777,639)</b>	<b>\$132,401,424</b>	<b>(3.0)</b>

Reflects the following informational appropriations of federal funds for distribution to local education providers:

- \$510,000,000 from the Coronavirus Relief Fund in FY 2019-20.
- \$120,993,782 from the Elementary and Secondary School Emergency Fund for FY 2020-21.
- \$37,000,000 from the Coronavirus Relief Fund for FY 2020-21.

#### **H.B. 20-1420 ADJUST TAX EXPENDITURES FOR STATE EDUCATION FUND**

Makes changes to state income tax expenditures as follows:

- For tax year 2020, requires additions to the taxable income of pass-through businesses and C corporations. These additions effectively reverse certain expanded income tax deductions allowed under the federal Coronavirus Aid, Relief, and Economic Security Act (CARES Act).
- For 2021 and 2022, requires pass-through business owners who claim a federal qualified business income deduction as allowed under the Tax Cuts and Jobs Act of 2017 (TCJA), to add back the amount of the deduction for the purposes of computing their state taxable income if their adjusted gross income (AGI) exceeds \$500,000 for single filers or \$1,000,000 for married taxpayers filing jointly. Taxpayers who report farm income are exempt from this requirement.
- Beginning in tax year 2021, extends the state earned income tax credit (EITC) to taxpayers who would otherwise qualify for the federal EITC but who are disqualified for not having a valid social security number. Beginning in tax year 2022, increase the state EITC to 15 percent of the federal EITC.

Increases General Fund revenue by \$94.1 million in FY 2020-21 and \$32.0 million in FY 2021-22. Makes transfers from the General Fund to the State Education Fund of \$113.0 million on March 1, 2021, and of \$23.0 million on March 1, 2022. Appropriates \$49,002 General Fund to the Department of Revenue for FY 2020-21. Appropriations to the Department of Revenue increase to \$724,379 General Fund and 8.5 FTE in FY 2021-22 and \$615,175 General Fund and 8.5 FTE in future years.

#### **H.B. 20-1422 FOOD PANTRY ASSISTANCE GRANT PROGRAM**

Creates the Food Pantry Assistance Grant Program in the Department of Human Services to aid Colorado food pantries and food banks in the purchase of foods and to create new market opportunities for Colorado agricultural products. Appropriates \$500,000 from the CARE subfund in the General Fund to the Department of Human Services in FY 2019-20.

#### **H.B. 20-1423 SUSPEND SCHEDULED LEGISLATOR SALARY INCREASE**

Suspends scheduled increases in the annual salary for members of the General Assembly. For members beginning their terms in the 2021 legislative session, freezes base compensation at \$40,242 for one year, until the beginning of the 2022 legislative session. Reduces the General Fund appropriation to the Legislative Department for FY 2020-21 for the General Assembly by \$46,887. This is a budget balancing bill.

## SELECT BILLS FROM SESSIONS PRIOR TO 2020

### **S.B. 18-001 TRANSPORTATION INFRASTRUCTURE FUNDING**

Provides additional funding for transportation and conditionally modifies the lease-purchase provisions of S.B. 17-267.

- On July 1, 2018, transferred \$495.0 million from the General Fund to funds that support state and local transportation projects, with 70 percent (\$346.5 million) going to the State Highway Fund, which supports the Colorado Department of Transportation (CDOT), 15 percent (\$74.25 million) to a new Multimodal Transportation Options Fund (“Multimodal Fund”) in CDOT, and 15 percent to the Highway Users Tax Fund (HUTF) for distribution to counties and municipalities. Of the \$74.25 million transferred to the Multimodal Fund, \$2.5 million is subsequently transferred to the Southwest Chief Rail Line Economic Development, Rural Tourism, and Infrastructure Repair and Maintenance Fund, which is appropriated in CDOT.
- On July 1, 2019, transfers an additional \$150.0 million from the General Fund, with \$105.0 million going to the State Highway Fund, \$22.5 million to the Multimodal Fund, and \$22.5 million to the HUTF for counties and municipalities.
- Other provisions in the bill were contingent on passage of Propositions 109 and/or 110 at the 2018 election, which both failed, thus triggering other contingencies in the bill:
  - \$50.0 million is annually transferred from the General Fund to the State Highway Fund for 20 years, beginning in FY 2019-20 and ending FY 2038-39, which closely aligns with CDOT’s debt service obligations under S.B. 17-267.
  - A ballot measure is sent to voters at the 2019 election, asking for approval of a debt issue by CDOT of \$2.34 billion of Transportation Revenue Anticipation Notes with a 20 year repayment period and with debt service payments coming from the State Highway Fund. This ballot measure was delayed and modified by S.B. 19-263 and then cancelled by H.B. 20-1376. If voters had approved the measure contained in S.B. 18-001, the 2<sup>nd</sup>, 3<sup>rd</sup>, and 4<sup>th</sup> years of lease-purchase agreements issued pursuant to S.B. 17-267 would have been cancelled and \$72.6 million would have been annually transferred from the General Fund to the State Highway Fund for 20 years, in addition to the annual \$50.0 million transfer.

**S.B. 18-200 (ELIMINATE UNFUNDED LIABILITY IN PERA):** Modifies the hybrid defined benefit plan administered by the Colorado Public Employees' Retirement Association (PERA) with the goal of eliminating the unfunded actuarial accrued liability of each of PERA's divisions within 30 years. The bill creates ongoing state revenue reductions; ongoing state and local expenditure increases; and ongoing PERA revenue increases. Changes to the defined benefit plan include the following:

- *DIRECT DISTRIBUTION:* On July 1, 2018, and on July 1 each year thereafter until each PERA division that receives a direct distribution is fully funded, the State Treasurer is required to issue a warrant to PERA in an amount equal to \$225.0 million to be paid from the General Fund or any other fund; the Governor's Office of State Planning and Budgeting may include funding sources other than the General Fund in the Governor's annual budget request. PERA is required to allocate the direct distribution to the trust funds of each division of PERA, except for the Local Government Division, as it would an employer contribution, in a manner that is proportionate to the annual payroll of each division.
- *INCREASE IN MEMBER CONTRIBUTIONS:* On July 1, 2019, and on July 1, 2020, the monthly member contribution to PERA will increase by 0.75 percent of salary. On July 1, 2021, the monthly member contribution to PERA will increase by 0.5 percent of salary. When all increases are fully implemented, the total contribution will be 10.0 percent of salary each month for PERA members who are not state troopers and 12.0 percent each month for PERA members who are state troopers.



- *INCREASE IN EMPLOYER CONTRIBUTIONS:* On July 1, 2019, the monthly employer contribution to PERA on behalf of members will increase by 0.25 percent of salary; except that the increase does not apply to employers in the Local Government Division. The total increased contribution will be equal to 10.4 percent of salary each month for most PERA employers, 13.1 percent each month for PERA employers who employ state troopers, and 13.91 percent for PERA employers in the Judicial Division.
- *COST OF LIVING ADJUSTMENT (COLA) FOR ALL RETIREES, MEMBERS, AND INACTIVE MEMBERS:* For the years 2018 and 2019, the COLA is reduced from 2.0 percent to 0.0 percent. For each year thereafter, the COLA is 1.5 percent, unless it is adjusted pursuant to the automatic adjustment provision. In addition, benefit recipients whose effective date of retirement is on or after January 1, 2011, and who have not received a COLA on or before May 1, 2018, receive benefits for at least a 36-month period following retirement before receiving a COLA adjustment.
- *AUTOMATIC CONTRIBUTION, ANNUAL INCREASE, AND DIRECT DISTRIBUTION AMOUNT CHANGES:* When the blended total contribution (BTC) amount is less than 98.0 percent of the blended total actuarially required contribution (BRTARC), provides automatic yearly adjustments to the following components so the fund remains on a path to pay off the unfunded liability within 30 years:
  - Up to 0.5 percent per year and up to 2.0 percent total on the employer contribution rate;
  - Up to 0.5 percent per year and up to 2.0 percent total on the member contribution rate;
  - Up to 0.25 percent per year and 0.5 percent total on the annual increase percentage (also known as the cost-of-living adjustment or COLA) for retirement benefits; and
  - Up to \$20.0 million per year, but not to exceed \$225.0 million, for the direct distribution to PERA.

The automatic adjustment provision similarly requires decrease adjustments when the BTC amount is greater than or equal to 110.0 percent of the BTARC. The BTC represents the total contribution or its equivalent provided by the automatic adjustment components. The BTARC represents the total actuarial required contribution or ARC, which represents a full annual payment to enable the unfunded liability to be paid within 30 years, as provided by the automatic adjustment components.
- *HIGHEST AVERAGE SALARY (HAS):* For PERA members not in the Judicial Division hired on or after January 1, 2020, or who do not have 5 years of service credit as of January 1, 2020, the HAS calculation is modified to be based on an average of the highest annual salaries associated with 5 periods of 12 consecutive months of service with a base year, rather than 3 periods of 12 consecutive months of services with a base year. For Judicial Division members the HAS calculation is modified to be based on an average of the highest annual salaries associated with 3 periods of 12 consecutive months of service with a base year, rather than 12 consecutive months of service.
- *SERVICE RETIREMENT ELIGIBILITY FOR NEW MEMBERS:* For PERA members hired on or after January 1, 2020, the age and service requirements for full-service retirement benefits for most divisions is increased to age 64 with a minimum of 30 years of service credit, or for state troopers age 55 with a minimum of 25 years of service credit or any age with a minimum of 35 years of service credit. For PERA members who begin employment on or after January 1, 2020, a reduced service retirement benefit increase to 55 years with a minimum of 25 years of service credit; except that, for state troopers, the requirements are increased to 55 years with a minimum of 20 years of service credit.
- *DEFINITION OF SALARY:* For PERA members hired on or after July 1, 2019, amounts deducted from pay pursuant to a cafeteria plan or a qualified transportation plan are included in the definition of salary. For all PERA members, unused sick leave converted to cash payments is included in the definition of salary and insurance premiums paid by employers are not included in the definition of salary.
- *DEFINITION OF STATE TROOPER:* The definition of state trooper is expanded to include a county sheriff, undersheriff, deputy sheriff, noncertified deputy sheriff, or detention officer hired by a local government division employer, and a corrections officer classified as I through IV hired by a state division employer, on or after January 1, 2020.
- *SENSITIVITY ANALYSIS:* The PERA Board is required to perform an annual sensitivity analysis to determine when model assumptions are meeting targets and achieving sustainability. The Board is required to deliver an

annual report detailing the findings of the analysis to the Office of the Governor, the Joint Budget Committee, the Legislative Audit Committee, and the Finance Committees of the Senate and the House of Representatives.

- *TERMINATION OF AFFILIATION:* An employer in the Local Government Division that ceases operations or ceases to participate in PERA for any reason is deemed to have terminated its affiliation with PERA. Any such employer is required to fully fund its share of the unfunded liability of the defined benefit plan and its share of the unfunded liability of the Health Care Trust Fund. Such members may elect to have their member contributions credited to an alternative pension plan or refunded. In the absence of such election, the member contributions will remain with PERA.

Changes to the defined contribution plan include the following:

- *ELIGIBILITY TO PARTICIPATE IN DEFINED CONTRIBUTION PLAN:* Beginning January 1, 2019, the defined contribution plan is expanded to include members of the Local Government Division and State Division members in the state personnel system employed by a state college or university. A new member's participant account will receive the same employer contribution as received by current members of the defined contribution plan.
- *DEFINED CONTRIBUTION SUPPLEMENT:* Beginning January 1, 2021, employer contribution rates will be adjusted to include a defined contribution supplement. The defined contribution supplement for each division will be the employer contribution amount paid to defined contribution plan participant accounts that would have otherwise gone to the defined benefit trusts to pay down the unfunded liability, plus any defined benefit investment earnings thereon, expressed as a percentage of salary on which employer contributions have been made. The employer contribution amounts only include contributions made on behalf of eligible employees who commence employment on or after January 1, 2019.

In addition to the changes to the defined benefit and defined contribution plans administered by PERA, the Police Officers' and Firefighters' Pension Reform Commission is changed to the Pension Review Commission. The number of legislators on the Commission and the manner in which they are appointed is modified beginning in January 2019, and the Commission has oversight over both the Fire and Police Pension Association and PERA. A subcommittee of the Pension Review Commission consisting of legislative and non-legislative members is also created to study specified issues and to make recommendations to the commission.

#### **S.B. 17-267 SUSTAINABILITY OF RURAL COLORADO**

Contains provisions affecting several areas of state government. The transportation-related provisions require the state to execute lease-purchase agreements for state buildings for up to \$500 million per year for the four fiscal years 2018-19 through 2021-22 (up to \$2 billion in total). These agreements generate funding for transportation and capital construction projects.

- The first \$120 million in proceeds from the first offering must be used for controlled maintenance and capital construction projects and the remaining proceeds for tier 1 transportation projects.
- Of the transportation money, 25 percent must be expended for projects in rural counties and 10 percent must be expended for transit.
- The maximum term of the lease-purchase agreements is 20 years and the maximum total annual payment is \$150 million.
- Of the annual payment the first \$9 million is from the General Fund (or other legal sources designated by the General Assembly), the next \$50 million is from funds under the control of the Transportation Commission, and the remaining \$91 million is from the General Fund (or other legal sources designated by the General Assembly).
- Eliminates transfers required by S.B. 17-262 from the General Fund to the Highway Users Tax Fund of \$160 million that were scheduled to occur on June 30, 2019 and June 30, 2020.

## **H.B. 15-1344 FUND NATIONAL WESTERN CENTER & CAPITAL CONSTRUCTION PROJECTS**

Repurposes starting in FY 2019-20 the annual expenditure for lease payments for certificates of participation (COPs) issued to finance the construction of the Centennial Correctional Facility expansion project. Effective July 1, 2019, authorizes the State Treasurer to enter into one or more lease-purchase agreements on behalf of Colorado State University (CSU) for a period of up to 20 years to construct facilities at the National Western Center and the CSU main campus. Creates two funds consisting of transfers from the General Fund:

- the National Western Center Trust Fund to make annual lease-purchase payments; and
- the Capitol Complex Master Plan (CCMP) Implementation Fund to fund projects included in the CCMP, subject to the standard capital project review and approval process.

Beginning in FY 2019-20, authorizes an annual General Fund transfer of up to \$20 million to the National Western Center Trust Fund to make annual lease-purchase payments for the term of the COPs. Beginning in FY 2019-20, also authorizes a General Fund transfer to the CCMP Implementation Fund and a potential transfer to the Controlled Maintenance Trust Fund (CMTF). If COPs have been issued on behalf of CSU projects, the amount transferred to the CCMP Implementation Fund will represent the difference between \$20 million and the annual lease purchase payment. However, if no COPs have been issued, the bill authorizes a \$10 million General Fund transfer to the CCMP Implementation Fund and \$10 million General Fund transfer to the CMTF each year until a lease-purchase payment is due. Limits the total amount transferred to the CCMP Implementation Fund to \$80 million.

# B. GLOSSARY OF TERMS

## **APPROPRIATION**

An appropriation is legal authority for a department to expend a specified sum of money for a specified purpose. A state department may only expend money from the State treasury if the agency has a legislative appropriation for such purpose or if the expenditure is otherwise authorized by law. Most appropriations for government operations are for a single state fiscal year. However, appropriations for capital construction projects generally remain available until completion of the project for up to three years.

## **CAPITAL CONSTRUCTION FUND**

The Capital Construction Fund is a fund that receives transfers from the General Fund or other funds for capital construction projects. Money in this fund is appropriated to: construct, repair, and renovate state facilities; purchase major equipment; and acquire land. Appropriations from this fund are exempt from the fiscal year spending limit imposed by Section 20 of Article X of the State Constitution (also known as the Taxpayer's Bill of Rights or TABOR), because they authorize expenditures from a reserve.

## **CARE SUBFUND IN THE GENERAL FUND**

Federal H.R. 748, the Coronavirus Aid, Relief, and Economic Security (CARES) Act, created the \$150.0 billion Coronavirus Relief Fund, which was allocated to states, tribal governments, territories, and local governments to address costs directly related to the novel coronavirus, COVID-19. Colorado's state government received a total allocation of \$1,673,849,579 from the Coronavirus Relief Fund, and of this amount, \$70,000,000 was transferred to the General Fund through Executive Order D 2020 070 and placed in the CARE subfund for appropriation by the General Assembly.

Federal law requires that this funding is to be used to cover those expenditures that:

- 1 are necessary expenditures incurred due to the public health emergency with respect to COVID-19;
- 2 were not accounted for in the budget most recently approved as of the date of enactment of this section for the State or government; and
- 3 were incurred during the period that begins March 1, 2020, and ends on December 31, 2021. Funds were initially available until December 30, 2020, but changes to federal law and related change to state law have extended this deadline.

## **CASH FUNDS**

Specific funds created to receive earmarked revenues, such as specific taxes or fees and fines. These funds typically pay for the programs for which the revenues are collected. Examples are the Wildlife Cash Fund and the Colorado Telephone Users with Disabilities Fund.

## **COMMON POLICIES**

Policies adopted by the General Assembly that are applicable to all departments, unless specifically exempted. Examples of common policies are the rates paid by agencies to the Department of Personnel for vehicle leases and Capitol Complex leased space and to the Governor's Office of Information Technology for information technology-related services.

## **C.R.S.**

Colorado Revised Statutes, the compilation of Colorado laws.

## **FEDERAL FUNDS**

Funds from the federal government. Some federal funds are grants for limited purposes, while other federal funds support ongoing programs and may require matching State funds. Examples of programs requiring a State match are

Medicaid and highway construction. Federal funds are exempt from the fiscal year spending limit imposed by TABOR and are typically included for informational purposes only.

### **FTE**

Full-time equivalent (FTE) means the budgetary equivalent of one permanent position continuously filled full-time for an entire fiscal year by elected officials or by state employees who are paid for at least 2,080 hours. For example, two employees in two different positions whose combined hours equal 2,080 for a fiscal year equal 1.0 FTE.

### **GENERAL FUND**

A fund that consists of general tax revenues, such as state sales and income tax revenues, as well as any other revenues and money not legally required to be credited to a specific fund. The General Fund is used to pay for a variety of state programs and services. General Fund revenue and expenditures are restricted by both TABOR and a statutory provision that restricts annual state General Fund appropriations to an amount equal to 5.0 percent of Colorado personal income.

### **GENERAL FUND APPROPRIATIONS EXEMPT FROM THE STATUTORY RESTRICTION ON GENERAL FUND APPROPRIATIONS**

The total annual State General Fund appropriation is statutorily restricted to an amount equal to 5.0 percent of Colorado personal income. There are three specific exemptions to the statutory restriction on General Fund appropriations:

- appropriations due to federal law requiring a new program or service or an increase in the level of service for an existing program;
- appropriations due to a state or federal court order requiring a new program or service or an increase in the level of service for an existing program; and
- appropriations funded from an increase in taxes or fees approved by voters.

For more information, see Appendix D and Section 24-75-201.1, C.R.S.

### **GENERAL FUND EXEMPT**

TABOR restricts the amount of General Fund and cash fund revenues that can be collected and spent by the State. Two categories of General Fund revenues are exempt from these provisions: (1) tobacco tax revenues received pursuant to Amendment 35, which contained a voter-approved tax increase that specified that some of the resulting tax revenue be deposited in the General Fund; and (2) General Fund revenues that exceed the TABOR limit but are less than the revenue cap established by Referendum C. The latter source of funds must be deposited in the General Fund Exempt Account and can be appropriated only for health care, education, retirement plans for firefighters and police officers, and strategic transportation projects. For more information, see Appendix D.

### **INFORMATIONAL FUNDS**

The Long Bill and other legislation indicate when an amount is shown for informational purposes with an "(I)" notation. As defined in the Long Bill headnotes, these amounts do not reflect appropriations made by the General Assembly, nor do they limit the expenditure of such money. For more information, see Appendix G.

### **INFORMATION TECHNOLOGY CAPITAL ACCOUNT (WITHIN THE CAPITAL CONSTRUCTION FUND)**

The Information Technology Capital Account within the Capital Construction Fund is a fund that receives transfers from the General Fund or other funds for information technology projects. Appropriations from this fund are exempt from the fiscal year spending limit imposed by Section 20 of Article X of the State Constitution (also known as the Taxpayer's Bill of Rights or TABOR), because they authorize expenditures from a reserve.

### **INDIRECT COSTS**

Indirect costs are the centrally-provided overhead or administrative costs associated with the operation of general state government functions and performance of departmental administrative duties. While centrally-provided services

that can be costed discretely or by unit and therefore billed based on usage, indirect costs are not able to be discretely costed and billed efficiently. Indirect cost planning or budgeting for apportioning the cost of centrally provided services, such as accounting, budgeting, or human resources, is often calculated proportionally based on FTE, appropriation amount, historical cost, or as a set percentage of actual program cost. Indirect cost recoveries are intended to offset the costs of providing central services for cash-funded and federally-funded programs that otherwise would be supported by the General Fund.

### **LONG BILL**

Colorado's annual general appropriation bill, which provides most of the appropriations for the expenses of the State's executive, legislative, and judicial departments, is called the Long Bill. The annual Long Bill is comprised of at least four sections:

- Section 1 states applicable definitions and general provisions, and designates funds to constitute the State Emergency Reserve required by TABOR [Section 20 (5) of Article X of the State Constitution];
- Section 2 includes appropriations that provide for the payment of agencies' ordinary, ongoing operating expenses;
- Section 3 includes appropriations related to capital construction projects; and
- Section 4 includes appropriations for information technology projects.

The bill may also include additional sections that amend existing appropriations for the current or prior state fiscal years.

### **OPERATING BUDGET**

This term refers to the sum of appropriations in the Long Bill and other bills that support the ordinary, ongoing operating expenses of executive, legislative, and judicial departments. The operating budget excludes appropriations related to capital construction projects and information technology projects included in sections 3 and 4 of the Long Bill.

### **REAPPROPRIATED FUNDS**

Reappropriated funds are amounts of General Fund, cash funds, or federal funds that are appropriated more than one time in the same fiscal year. For example, General Fund is appropriated to the Department of Education for the purchase of legal services, and the same amount is appropriated to the Department of Law to provide such services. The appropriation to the Department of Law is identified as reappropriated funds with an associated letter note indicating the origin of the funds.

### **REFERENDUM C**

Colorado voters adopted a measure, popularly known as Referendum C, in the general election of 2005. This measure allowed the State to retain all General Fund revenues in excess of the fiscal year spending limit imposed by TABOR from July 1, 2005, through June 30, 2010. For FY 2010-11 and subsequent fiscal years, Referendum C allows the State to retain all revenues that are in excess of the TABOR fiscal year spending limit, but less than the "excess state revenues cap" for that fiscal year. The excess state revenues cap is equal to the highest total state revenues for a fiscal year from FY 2005-06 through FY 2009-10, adjusted for each subsequent fiscal year for inflation, the percentage change in state population, enterprises, and debt service changes. These "excess" revenues must be deposited in the General Fund Exempt Account and appropriated by the General Assembly for the following purposes: (a) health care; (b) education, including capital construction projects related thereto; (c) retirement plans for firefighters and police officers, if the General Assembly determines funding is needed; and (d) strategic transportation projects.

### **SUPPLEMENTAL APPROPRIATION**

Legislation authorizing changes in appropriations for the current fiscal year or a previous fiscal year.

### **TAXPAYER'S BILL OF RIGHTS (TABOR)**

Colorado voters adopted a citizen-initiated amendment to the State Constitution known as the Taxpayer's Bill of Rights or TABOR (Section 20 of Article X) in 1992. The amendment restricts the ability of the State and local

governments to collect and spend revenues without voter approval. Under TABOR, a vote of the people is required for the State or local governments to: (a) increase tax rates; (b) increase retained revenues by more than the sum of inflation and the percentage population growth; (c) incur multi-year debt; or (d) weaken other limits on revenue. The amendment requires that collected revenue in excess of the inflation plus population growth limit be refunded in the following fiscal year. In November 2005 voters passed Referendum C, which allows the State to retain certain revenues in excess of the TABOR fiscal year spending limit.

## C. COMMON POLICIES

A number of line item appropriations are determined by general policies (called common policies) that are applied consistently to all departments. For many line items affected by a common policy, amounts are initially appropriated in individual departments and then transferred to another department such as the Department of Personnel, the Governor's Office of Information Technology, or the Department of Law, where they appear a second time as reappropriated funds. A brief explanation for each common policy and the associated line items is provided below. Most of the line item appropriations described below appear in the Executive Director's Office section (or its equivalent) of a department's budget.

### **ADMINISTRATIVE LAW JUDGE SERVICES**

Funds for Administrative Law Judge (ALJ) services, which are provided by the Department of Personnel, are included for the 14 departments that use these services. The recommended billing is calculated by identifying the budget year's base costs (personal services, operating expenses, and indirect costs) plus the program's share of the Department of Personnel's prior-fiscal-year benefits and common policy costs. These costs are then allocated to departments for the upcoming fiscal year according to the actual percentage of service hours each agency utilized in the prior fiscal year. For FY 2021-22, statewide spending authority for ALJ services totals approximately \$5.9 million, compared to \$6.4 million for FY 2020-21.

### **CAPITOL COMPLEX LEASED SPACE**

This line item provides funding to pay the Department of Personnel for property management for departments occupying state-owned space in the Capitol Complex, the North Campus facility, the Pierce Street Building, the Grand Junction State Office Building, and Camp George West. Each campus has a distinct rental rate per square foot calculated on the pooled expenses of the campus. For FY 2021-22, statewide agency allocations total approximately \$16.5 million, compared to \$15.2 million for FY 2020-21.

### **COMMUNITY PROVIDER RATES**

Community provider rate adjustments are applied to programs and services that, if not provided by contracted provider organizations or county staff, would need to be provided by State employees. For FY 2021-22, the common policy is an increase of 2.5 percent costing approximately \$188.1 million total funds, including \$70.4 million General Fund.

### **HEALTH, LIFE, AND DENTAL**

The Long Bill adjusts the State contribution for employee health, life, and dental insurance premiums to match prevailing compensation. The State contribution is set at 80.0 percent of total premium costs for FY 2021-22, consistent with the state contribution rate for FY 2020-21. Statewide appropriations for health, life, and dental total \$323.2 million, including \$184.7 million General Fund, in FY 2021-22. This compares to base costs of \$309.8 million total funds, including \$178.4 million General Fund identified for FY 2020-21.

In FY 2020-21, the Health, Life, and Dental appropriations provided in the Long Bill include a "reduction in Health, Life, and Dental in lieu of a 5.0 percent General Fund personal services base reduction." Including the reduction, statewide health, life, and dental appropriations totaled \$252.0 million total funds, including \$120.6 million General Fund, in FY 2020-21.



## **LEASE PURCHASE**

The Long Bill continues annual appropriations for existing lease purchase agreements. Requests for additional lease purchase funds are examined on an individual department basis and funded where appropriate. A department may only spend funds for a lease purchase if money is specifically appropriated for that purpose.

## **LEASED SPACE**

This line item provides funding for the payment of leased space expenses including rent, associated facility operating costs, and leased space contract escalators for properties not owned by the State.

## **LEGAL SERVICES**

This line item provides funding to purchase necessary legal services from the Department of Law. For FY 2021-22, agencies will pay an average blended rate of \$98.57 per hour for legal services, which are provided by both attorneys and legal assistants. This compares to a rate of \$106.32 per hour for FY 2020-21. The payments that client agencies make to the Department of Law are sufficient to pay all the direct and indirect costs of supplying the services. The Department of Law expects to provide 475,740 hours of legal services to client agencies in FY 2021-22. The blended rate for FY 2021-22 reflects a one-time expenditure of \$5.0 million paid for from a reserve in the Legal Services to State Agencies Cash Fund. Thus, the blended rate for FY 2022-23 will rebound to figures that more closely resemble FY 2020-21.

## **OPERATING EXPENSES AND CAPITAL OUTLAY**

The Long Bill funds operating expenses at a continuation level of funding, with some individual exceptions. The General Assembly has periodically provided inflationary increases for operating expenses related to food, medical, and laboratory services in departments for which these costs are not incidental. Inflationary increases were not included for any operating expenses for FY 2021-22.

Operating costs for FTE are prorated by each tenth of an FTE; however, no operating costs are provided if the budget request leads to an increase of 0.5 FTE or fewer. On the other hand, capital outlay is incurred on an incremental basis, and is provided when the number of full-year FTE meets or exceeds 0.6 FTE and is rounded to the nearest whole FTE.

## **PAYMENTS TO OIT**

This line provides funding to pay for information technology services provided by the Governor's Office of Information Technology (OIT). For FY 2021-22, amounts in the Long Bill include recoverable costs of \$171.7 million total funds, including \$73.2 million General Fund. This compares to \$179.2 million total funds, including \$82.1 million General Fund, for FY 2020-21.

## **PAYMENT TO RISK MANAGEMENT AND PROPERTY FUNDS**

This line item provides funding to pay the department's share of the statewide cost of property and liability insurance coverage, based on a three-year average loss history as verified by an independent actuarial firm. The Department of Personnel has continuous spending authority for the property and liability programs claims, premiums, and legal expenses, but not for administrative costs. For FY 2021-22, the appropriation for the risk management and property

program is \$31.9 million total funds, comprised of \$17.6 million for property and \$14.4 million for liability. This compares to \$18.9 million total funds for FY 2020-21, which is comprised of approximately \$10.6 million for property and \$8.3 million for liability.

## **PERSONAL SERVICES**

Personal Services line items provide funding for: employee salaries and wages, the associated state contribution to the Public Employees Retirement Association (PERA), and the employer's share of federal Medicare taxes; professional services; temporary services; and payments for unemployment claims or insurance.

## **PERA PAYMENTS**

### *PERA STANDARD CONTRIBUTIONS*

The amount necessary to fund the standard contribution from employers of state employees is calculated and included in personal services and program line items that include staff compensation. Senate Bill 18-200 increased the standard contribution from employers by 0.25 percent. Effective July 1, 2019, the standard contribution increased to 10.4 percent of salary for employers of most state employees, 13.1 percent for employers of state troopers, and 13.91 percent for employers in the Judicial Division.

Senate Bill 18-200 also included an automatic increase provision which was triggered for FY 2020-21 that required an additional 0.5 percent increase in the standard contribution from employers, increasing the standard contribution rate to 10.9 percent for employers of most state employees.

For FY 2021-22, the employer contribution rate increases by 0.05 percent to 10.95 percent. This increase is due to a provision in S.B. 18-200 which provides additional funding to PERA as a "defined contribution supplement." PERA has calculated this amount for FY 2021-22 to be 0.05 percent. The "defined contribution supplement" is intended to replace the amount lost for new hire state employees who select enrollment in the defined contribution plan rather than the defined benefit plan. The increase related to the 0.05 percent defined contribution supplement is estimated to total \$11,955. Statewide, the PERA standard contribution appropriations are estimated to total \$222.0 million, including \$125.4 million General Fund, \$50.4 million cash funds, \$24.1 million reappropriated funds, and \$22.1 million federal funds.

### *EMPLOYEE CONTRIBUTION INCREASE*

Although paid entirely by employees through withholding from gross salary, S.B. 18-200 also increased the employee contribution by 2.0 percent over three years – 0.75 percent, 0.75 percent, and 0.5 percent – for all state employees. Additionally, the automatic increase provision in S.B. 18-200 includes increases of up to an additional 0.5 percent per year, up to a total of 2.0 percent, for employee contribution rates.

The employee contribution increased:

- 0.75 percent in FY 2019-20, from 8.0 percent to 8.75 percent (for most state employees); and
- 1.25 percent in FY 2020-21 to 10.0 percent (for most state employees), including a 0.5 percent automatic increase.

For FY 2021-22, the employee contribution rate will increase by 0.5 percent to 10.5 percent (for most state employees).

### *S.B. 04-257 AMORTIZATION EQUALIZATION DISBURSEMENT (AED)*

Pursuant to S.B. 04-257, the State contributes additional funds to assist in the amortization of PERA's unfunded liability. The appropriation amount is calculated on base salary plus salary increases and shift differential pay. For most employees, the contribution rate is 5.0 percent. For judges, the state contribution remained constant at 2.2 percent until H.B. 17-1265 (*PERA Judicial Division Total Employer Contribution*) enacted increases to reach the current

rate of 5.0 percent. Long Bill appropriations for FY 2021-22 are estimated to total \$103.3 million total funds, including \$58.2 million General Fund, compared to \$98.4 million total funds, including \$55.1 million General Fund, for FY 2020-21.

#### *S.B. 06-235 SUPPLEMENTAL AMORTIZATION EQUALIZATION DISBURSEMENT (SAED)*

In addition to the AED contribution amounts, S.B. 06-235 provides a supplemental PERA contribution. The intended fund source is money that would otherwise be available for, but has not been awarded as, employee salary increases. While this payment is effectively made by the State, these funds represent foregone employee salary increases that would otherwise appear in the salary base as employee compensation. For most employees, the contribution rate is 5.0 percent. Similar to AED, the state contribution rate for judges increased from 2.2 percent to the current rate of 5.0 percent as a result of H.B. 17-1265 (*PERA Judicial Division Total Employer Contribution*). Long Bill appropriations for FY 2021-22 are estimated to total \$103.3 million total funds, including \$58.2 million General Fund, compared to \$98.4 million total funds, including \$55.1 million General Fund, for FY 2020-21.

#### *PERA DIRECT DISTRIBUTION*

The PERA Direct Distribution was added as a common policy allocation in the 2019 Long Bill pursuant to Section 24-51-414 (2), C.R.S. A new line item in each department provides an appropriation of General Fund, cash funds, reappropriated funds, and federal funds based on a billing allocation (proportional to AED and SAED allocations) for the State's share of the \$225.0 million annual PERA Direct Distribution payment required by Section 24-51-414 (1), C.R.S.

For FY 2021-22, the State's share is calculated to be \$57.6 million of the \$225.0 million annual PERA Direct Distribution payment. This compares to \$54.1 million in FY 2020-21. However, H.B. 20-1379 (*Suspend PERA DD*) suspended the \$225.0 million payment and the common policy allocations for the State's share for FY 2020-21. The PERA Direct Distribution appropriations to all departments for FY 2021-22 total \$57.6 million, comprised of \$31.5 million General Fund, \$16.6 million cash funds, \$6.2 million reappropriated funds, and \$3.3 million federal funds. Due to an inability to collect for this payment across all federal funds sources consistently, most federal funds are backfilled with General Fund through supplemental actions, with the intention that the backfilled amount will be collected through the State Controller's indirect cost process.

The 2021 Long Bill includes a corresponding informational appropriation of \$225.0 million to the Department of the Treasury, which includes \$57.6 million reappropriated funds collected from departments for the State and Judicial PERA divisions, and a direct appropriation of \$167.4 million General Fund for the School and Denver Public Schools PERA divisions.

### **SALARY SURVEY AND MERIT PAY AWARDS**

Salary survey appropriations total \$67.7 million total funds, including \$38.0 million General Fund, for a 3.0 percent across-the-board salary increase for FY 2021-22. The FY 2020-21 budget did not include any funding for a salary survey increase for FY 2020-21.

There is no merit pay component for FY 2021-22, and there was no merit pay component for FY 2020-21.

### **SHIFT DIFFERENTIAL**

Shift differential payments provide higher wages for evening, night, and weekend shifts, except for State Troopers who do not receive shift differential adjustments. Long Bill appropriations for shift differential payments for FY 2021-22 total \$20.0 million, including \$15.9 million General Fund, primarily for the Departments of Corrections and Human Services, compared to \$18.1 million, including \$14.2 million General Fund, for FY 2020-21. Shift differential is set at 100.0 percent of the most recent actual year's (FY 2019-20) expenditures.

## **SHORT-TERM DISABILITY**

All state employees are eligible for employer-paid, short-term disability insurance. Long Bill appropriations are calculated based on 0.16 percent of revised base salary (base salary plus salary increases and shift differential) for FY 2021-22, a reduction from the 0.17 percent rate for FY 2020-21. Statewide short-term disability appropriations for FY 2021-22 total \$3.2 million, including \$1.8 million General Fund, which compares to \$3.2 million, including \$1.7 million General Fund, for FY 2020-21.

## **STATEWIDE INDIRECT COSTS**

Indirect costs are the overhead costs associated with the operation of general government functions and departmental administrative duties. Indirect cost recoveries are intended to offset the costs of providing central services for cash-funded and federally-funded programs that would otherwise be supported by General Fund. In practice, each cash funded or federal funded program in a department is charged a proportional indirect cost assessment that includes statewide and departmental indirect costs. These indirect cost recoveries are used to offset General Fund appropriations in each department's Executive Director's office. For FY 2021-22, the statewide indirect cost recovery plan is estimated to recover \$17.3 million in comparison to \$18.3 million for FY 2020-21.

## **VEHICLE LEASE PAYMENTS**

Pursuant to Section 24-30-1117, C.R.S., state agency motor vehicles may only be purchased through the Fleet Management Program in the Department of Personnel. Long Bill appropriations are based on the amount necessary for each department's vehicle lease payments, which vary according to vehicle model, type, and build costs for special features. For FY 2021-22, the bill includes funding to replace 492 total vehicles, which includes 199 hybrid vehicles, 41 electric vehicles, one CNG capable vehicle, and 251 conventional combustion engine vehicles. Fiscal year 2020-21 appropriations supported the replacement of 607 vehicles, including up to 190 hybrid vehicles, 127 electric vehicles, three CNG equipped vehicles, and 287 conventional combustion engine vehicles. Statewide the appropriations to state agency Vehicle Lease Payments line items for FY 2021-22 total \$22.8 million in comparison to \$20.3 million total funds for FY 2020-21. The appropriation for the Department of Personnel's Fleet Management Vehicle Replacement Lease/Purchase line item for FY 2021-22 is \$25.8 million reappropriated funds, in comparison to \$23.3 million reappropriated funds for FY 2020-21.

## **WORKERS' COMPENSATION**

This line item provides funding for each department's share of the statewide cost of workers' compensation coverage, based on a three-year average loss history as verified by an independent actuarial firm. The State is self-insured and provides coverage for employees in all departments (except for institutions of higher education, which operate separate self-insured programs). For FY 2021-22, the Long Bill appropriation for the workers' compensation program totals \$28.7 million total funds, in comparison to \$29.8 million total funds for FY 2020-21.

# D. GENERAL FUND APPROPRIATIONS EXEMPT FROM CONSTITUTIONAL OR STATUTORY RESTRICTIONS OR APPROPRIATED FROM THE CARE SUBFUND

This appendix provides information concerning General Fund amounts that are described or categorized as "exempt" in this document or that were appropriated from the CARE subfund in the General Fund.

## 1. APPROPRIATIONS EXEMPT FROM THE CONSTITUTIONAL RESTRICTION

Items that appear in the "General Fund Exempt" column are exempt from the state fiscal year spending limit in Section 20 of Article X of the State Constitution (the Taxpayer's Bill of Rights or TABOR). There are currently two types of appropriations that are categorized as General Fund Exempt:

- **Appropriations from the General Fund Exempt Account:** Referendum C, which was referred to and passed by voters in November 2005, authorizes the State to retain and spend state revenues in excess of the TABOR state fiscal year spending limit, but less than the excess state revenues cap. This measure also established the General Fund Exempt Account, which consists of the amount of state revenues in excess of the TABOR state fiscal year spending limit that would have been refunded had Referendum C not passed. Money in the General Fund Exempt Account may only be appropriated or transferred for four purposes: health care; education; retirement plans for firefighters and police officers; and strategic transportation projects. For more information about Referendum C, see the section concerning Statutory and Constitutional Restrictions in Part I-B.
- **Appropriations from Tobacco Tax Revenues:** Amendment 35, which was approved by voters in November 2004, imposed new cigarette and tobacco taxes through the addition of Section 21 in Article X of the State Constitution. The new tobacco tax revenues authorized by Amendment 35 are exempt from the TABOR state fiscal year spending limit, and General Fund appropriations from these revenues are also exempt from the statutory restriction on General Fund appropriations (this exemption is discussed later in this section). Amendment 35 requires that a portion of the new tobacco tax revenues be appropriated to the General Fund and made available to the Department of Public Health and Environment for immunization services and to the Department of Health Care Policy and Financing for the Children's Basic Health Plan. For more information about Amendment 35, see Appendix E4.

The following table details General Fund Exempt appropriations and transfers for FY 2020-21 and FY 2021-22.

GENERAL FUND APPROPRIATIONS EXEMPT FROM CONSTITUTIONAL RESTRICTIONS			
DEPARTMENT	FY 2020-21	FY 2021-22	EXPLANATION
APPROPRIATIONS FROM THE GENERAL FUND EXEMPT ACCOUNT (REFERENDUM C):			
Education	\$635,104,923	\$865,284,199	Appropriations for preschool through twelfth grade education pursuant to Sections 24-77-103.6 (2)(b) and 24-77-104.5 (3), C.R.S.
Health Care Policy and Financing	635,104,923	865,284,199	Appropriations for health care funding for Colorado's elderly, low-income, and disabled populations pursuant to Sections 24-77-103.6 (2)(a) and 24-77-104.5 (2), C.R.S.
Higher Education	575,027,423	805,240,545	Appropriations for higher education pursuant to Sections 24-77-103.6 (2)(b) and 24-77-104.5 (4), C.R.S.

GENERAL FUND APPROPRIATIONS EXEMPT FROM CONSTITUTIONAL RESTRICTIONS			
DEPARTMENT	FY 2020-21	FY 2021-22	EXPLANATION
Local Affairs	4,345,000	4,412,692	Appropriations for volunteer firefighter retirement plans and death and disability insurance, pursuant to Section 24-77-103.6 (2)(c), C.R.S.
Transportation	500,000	500,000	General Fund transfer to the Capital Construction Fund for strategic transportation projects pursuant to Section 24-77-103.6 (2)(d), C.R.S.
SUBTOTAL	\$1,850,082,269	\$2,540,721,635	
APPROPRIATIONS FROM TOBACCO TAX REVENUES (AMENDMENT 35):			
Health Care Policy and Financing	\$395,925	\$420,001	Appropriations for the Children's Basic Health Plan pursuant to Section 24-22-117 (1)(c)(I)(B.5), C.R.S.
Public Health and Environment	387,756	420,001	Appropriations for immunizations performed by county or district public health agencies pursuant to Section 24-22-117 (1)(c)(I)(B.5), C.R.S.
SUBTOTAL	\$783,681	\$840,002	
<b>TOTAL</b>	<b>\$1,850,865,950</b>	<b>\$2,541,561,637</b>	

## 2. APPROPRIATIONS EXEMPT FROM THE STATUTORY RESTRICTION

From FY 1991-92 through FY 2008-09, Section 24-75-201.1, C.R.S., restricted annual state General Fund appropriations to the lesser of: (1) an amount equal to 5.0 percent of Colorado personal income, or (2) 6.0 percent over the total General Fund appropriations for the previous fiscal year. During this time period, the lesser amount was 6.0 percent over the previous year's General Fund appropriations, so this restriction was commonly called the "6.0 percent limit". Senate Bill 09-228 amended Section 24-75-201.1, C.R.S., to simply restrict annual state General Fund appropriations to an amount equal to 5.0 percent of Colorado personal income. Therefore, beginning in FY 2009-10, the 6.0 percent limit is no longer applicable.

Section 24-75-201.1 (1)(a)(III), C.R.S., specifies that the statutory restriction on General Fund appropriations shall not apply to:

- A. Any General Fund appropriation which, as a result of any requirement of *federal law*, is made for any new program or service or for any increase in the level of service for an existing program beyond the existing level of service;
- B. Any General Fund appropriation which, as a result of any requirement of a final state or federal *court order*, is made for any new program or service or for any increase in the level of service for an existing program beyond the existing level of service; or
- C. Any General Fund appropriation of any revenue derived from any increase in the rate or amount of any *tax or fee* which is approved by a majority of the registered electors of the state voting at any general election.

In addition, some other General Fund transfers and appropriations are not subject to the statutory restriction for reasons other than the exceptions listed above. For example, pursuant to Section 24-75-302 (2), C.R.S., General Fund transfers to the Capital Construction Fund are not subject to the statutory restriction; and the General Fund appropriation related to the senior citizen and disabled veteran property tax exemption is not subject to the statutory restriction because the enactment of Section 3.5 (3) of Article X of the Colorado Constitution constitutes voter approval of a weakening of the restriction. These other exceptions are noted in the relevant department sections of this report.

The following table lists the General Fund appropriations that are exempt from or are not subject to the statutory restriction on General Fund appropriations for FY 2020-21 and FY 2021-22. These amounts are organized into three sections, which are described following the table.

GENERAL FUND APPROPRIATIONS DEEMED EXEMPT FROM STATUTORY RESTRICTIONS			
	DEPARTMENT	AMOUNT	REASON
<b>FY 2020-21</b>			
SECTION 1 - REBATES AND EXPENDITURES			
Children's Basic Health Plan (Amendment 35) <sup>1</sup>	Health Care Policy and Financing	\$395,925	Voter Approved
Volunteer Firefighter Benefit Plans <sup>1</sup>	Local Affairs	4,375,000	Other
Immunizations (Amendment 35) <sup>1</sup>	Public Health and Environment	387,756	Voter Approved
Cigarette Tax Rebate <sup>1</sup>	Revenue	7,363,055	Other
Old Age Heat and Fuel and Property Tax Assistance Grant <sup>1</sup>	Revenue	5,624,000	Other
Retail Marijuana Sales Tax Distribution <sup>1</sup>	Revenue	20,813,067	Other
SUBTOTAL: REBATES AND EXPENDITURES		\$38,958,803	
SECTION 2 - HOMESTEAD EXEMPTION			
Senior Citizen and Disabled Veteran Property Tax Exemption <sup>1</sup>	Treasury	\$163,663,420	Voter Approved
SECTION 3 - AMOUNTS DEEMED EXEMPT			
Total Amounts Deemed Exempt		\$0	
<b>FY 2020-21 TOTAL</b>		<b>\$202,622,223</b>	
<b>FY 2021-22</b>			
SECTION 1 - REBATES AND EXPENDITURES			
Children's Basic Health Plan (Amendment 35) <sup>2</sup>	Health Care Policy and Financing	\$420,001	Voter Approved
Volunteer Firefighter Benefit Plans <sup>2</sup>	Local Affairs	4,442,692	Other
Immunizations (Amendment 35) <sup>2</sup>	Public Health and Environment	420,001	Voter Approved
Cigarette Tax Rebate <sup>2</sup>	Revenue	8,686,720	Other
Old Age Heat and Fuel and Property Tax Assistance Grant <sup>2</sup>	Revenue	6,327,420	Other
Retail Marijuana Sales Tax Distribution <sup>2</sup>	Revenue	34,830,000	Other
SUBTOTAL: REBATES AND EXPENDITURES		\$55,126,834	
SECTION 2 - HOMESTEAD EXEMPTION			
Senior Citizen and Disabled Veteran Property Tax Exemption <sup>2</sup>	Treasury	\$160,792,867	Voter Approved
SECTION 3 - AMOUNTS DEEMED EXEMPT			
Total Amounts Deemed Exempt		\$0	
<b>FY 2021-22 TOTAL</b>		<b>\$215,919,701</b>	

<sup>1</sup> These amounts are included in H.B. 20-1360 (the 2020 General Appropriations Act), as amended in supplemental adjustments in S.B. 21-205.

<sup>2</sup> These amounts are included in S.B. 21-205 (the 2021 General Appropriations Act).

## SECTION 1 – REBATES AND EXPENDITURES

The quarterly revenue forecasts prepared by the Legislative Council Staff and the Office of State Planning and Budgeting include dollar amounts referred to as "rebates and expenditures." These amounts reflect various expenditures or diversions of funds from the General Fund, which are exempt from or are not subject to the statutory restriction on General Fund appropriations pursuant to statutory or constitutional provisions. These statutory and constitutional obligations are listed below. Please note that some of these items are not reflected in General Fund appropriations, and the amounts that are reflected in General Fund appropriations are not routinely adjusted to reflect

changes in the quarterly revenue forecasts. For purposes of developing and adjusting the overall General Fund budget, the most recent projected amounts are utilized rather than the appropriated amounts. The above table reflects the actual appropriations for rebates and expenditures.

*Items that are included in annual General Fund appropriations include:*

- fire and police pension payments for local governments [Section 31-30-1112 (2), C.R.S.];
- cigarette tax rebates to local governments [Section 39-22-623 (1)(a)(II)(A), C.R.S.];
- retail marijuana sales tax distributions to local governments [Section 39-28.8-203 (1)(a), C.R.S.];
- Old Age Heat and Fuel and Property Tax Assistance Grants [Section 39-31-102 (1), C.R.S.]; and
- General Fund appropriations related to certain tobacco tax revenues [Section 21 of Article X of the State Constitution, often referred to as "Amendment 35"].

*Items that are not included in annual General Fund appropriations include:*

- sales and use taxes that are credited to the Old Age Pension Fund [Article XXIV of the State Constitution and Section 39-26-123 (3), C.R.S.];
- sales and use taxes that are credited to the Older Coloradans Cash Fund [Section 39-26-123 (3), C.R.S.]; and
- earnings related to cash flow loans to school districts [Sections 22-54-110 and 29-15-112, C.R.S.].

## SECTION 2 – SENIOR AND DISABLED VETERAN PROPERTY TAX HOMESTEAD EXEMPTION

In the 2000 general election, Colorado voters approved a constitutional amendment (Section 3.5 of Article X) that reduces property taxes for qualifying senior citizens and disabled veterans. The property tax reduction, or "homestead exemption," is available to senior citizens 65 years of age or older who have owned and lived in their homes for at least ten years. In the 2006 general election, Colorado voters approved a constitutional amendment extending the homestead exemption to honorably discharged veterans who are 100 percent disabled as a result of a service-connected disability. The cost of the exemption is borne by the State rather than by local governments or other property owners.

## SECTION 3 – AMOUNTS DEEMED EXEMPT

These amounts are appropriated for purposes that are exempt from the statutory restriction on General Fund appropriations as reflected in Section 24-75-201.1, C.R.S. For FY 2020-21 and FY 2021-22, no General Fund is deemed exempt.

# 3. CARE SUBFUND IN THE GENERAL FUND

Federal H.R. 748, the Coronavirus Aid, Relief, and Economic Security (CARES) Act, signed into law in March 2020, created the \$150.0 billion Coronavirus Relief Fund, which was allocated to states, tribal governments, territories, and local governments to address costs directly related to the novel coronavirus, COVID-19. Colorado's state government received a total allocation of \$1,673,849,579 from the Coronavirus Relief Fund, and of this amount, \$70,000,000 was transferred to the General Fund through Executive Order D 2020 070 and placed in the CARE subfund for appropriation by the General Assembly. The General Assembly codified the use of the CARE subfund in the General Fund through H.B. 20-1417 and appropriated the funds through the following bills during the 2020 regular legislative session: S.B. 20-212, S.B. 20-222, H.B. 20-1197, H.B. 20-1360, H.B. 20-1410, H.B. 20-1411, H.B. 20-1412, H.B. 20-1422.

Federal law requires that this funding be used to cover those expenditures that:

- (1) are necessary expenditures incurred due to the public health emergency with respect to COVID-19;
- (2) were not accounted for in the budget most recently approved as of the date of enactment of this section for the State or government; and



- (3) were incurred during the period that begins March 1, 2020, and ends on December 31, 2021. The original CARES Act allowed for use of the funds through December 2020, but this deadline was extended in federal H.R. 133.

The bills enacted by the General Assembly that appropriate or transfer money from the CARE subfund in the General Fund require that the funds be used in a manner consistent with these federal requirements. Colorado Senate Bill 21-178 extended the availability of appropriations from the CARE subfund to December 2021 to align with changes in federal law.

Most of the appropriations from the CARE subfund were for FY 2019-20 and included authority to roll-forward unexpended amounts. The following appropriations were for *FY 2020-21* and are therefore included in FY 2020-21 departmental General Fund appropriations included in the FY 2021-22 Appropriations Report.

DEPARTMENT	PROGRAM	FY 2020-21	BILL	BILL SHORT TITLE
Health Care Policy & Financing	Telemedicine expansion services	5,068,381	SB 20-212	Reimbursement for Telehealth Services
Human Services	Domestic Abuse Programs	500,000	HB 20-1360	Long Bill
Public Health & Environment	Distribution to Local Public Health Agencies	1,500,000	HB 20-1360	Long Bill
Public Health & Environment	Immunization Operating Expenses	2,000,000	HB 20-1360	Long Bill
<b>TOTAL for FY 2020-21</b>		<b>\$9,068,381</b>		

For a comprehensive list of CARE subfund appropriations made during the 2020 legislative session, including information on FY 2019-20 appropriations from the CARE subfund, see Appendix D of the FY 2020-21 Appropriations Report.

# D2. FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUND MONEY

This appendix provides an overview of legislative decisions on the use of federal Coronavirus State Fiscal Recovery Fund money received by the State of Colorado under the American Rescue Plan Act of 2021.

## LEGAL OVERVIEW - FEDERAL LAW AND POLICY

The federal American Rescue Plan Act (ARPA), signed into law on March 11, 2021, provides significant funding to assist state and local governments in addressing the health and economic impacts of the coronavirus pandemic. This includes \$3,828,761,790 awarded to the Colorado state government from the Coronavirus State Fiscal Recovery Fund.

- Colorado's Coronavirus State Fiscal Recovery Fund money is subject to appropriation by the General Assembly, as reflected in the decision by the General Assembly to adopt legislation placing the federal funds received into state cash funds and the decision by the Governor to sign this legislation. This differs from most funds received by the State from the federal government.<sup>1</sup>
- The federal government transferred the full \$3,828,761,790 award to the State on May 18, 2021. Colorado received the funding in a single tranche, rather than two tranches, because its unemployment rate in May 2021 was more than 2.0 percentage points higher than its February 2020 unemployment rate.
- The State may use the funds for costs incurred from March 3, 2021 through December 31, 2024. A cost is considered to be incurred if the state has an obligation for the cost by December 31, 2024. Obligations must be expended by December 31, 2026.
- The ARPA law specifies that the funds may be expended:
  - “a) **To respond to the public health emergency or its negative economic impacts**, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality;
  - b) **To respond to workers performing essential work during the COVID-19 public health emergency** by providing premium pay to eligible workers;
  - c) **For the provision of government services to the extent of the reduction in revenue due to the COVID-19 public health emergency** relative to revenues collected in the most recent full fiscal year prior to the emergency; and
  - d) **To make necessary investments in water, sewer, or broadband infrastructure.**”

The law also specifies that eligible uses do **not** include:

- “depositing funds into any pension fund” or
- “directly or indirectly offset[ting] a reduction in the net tax revenue of [the] State or territory resulting from a change in law, regulation, or administrative interpretation.”

On May 10, 2021, the federal Department of the Treasury issued an Interim Final Rule and other guidance for the Coronavirus State and Local Fiscal Recovery Funds. This rule and other guidance help clarify how Colorado may use

---

<sup>1</sup> Most federal funds are considered to be custodial funds that are under the control of the executive branch. (Office of Legislative Legal Services, *Control over Federal Funds*, November 18, 2011.

<https://leg.colorado.gov/sites/default/files/olls-11-13-20.pdf>)

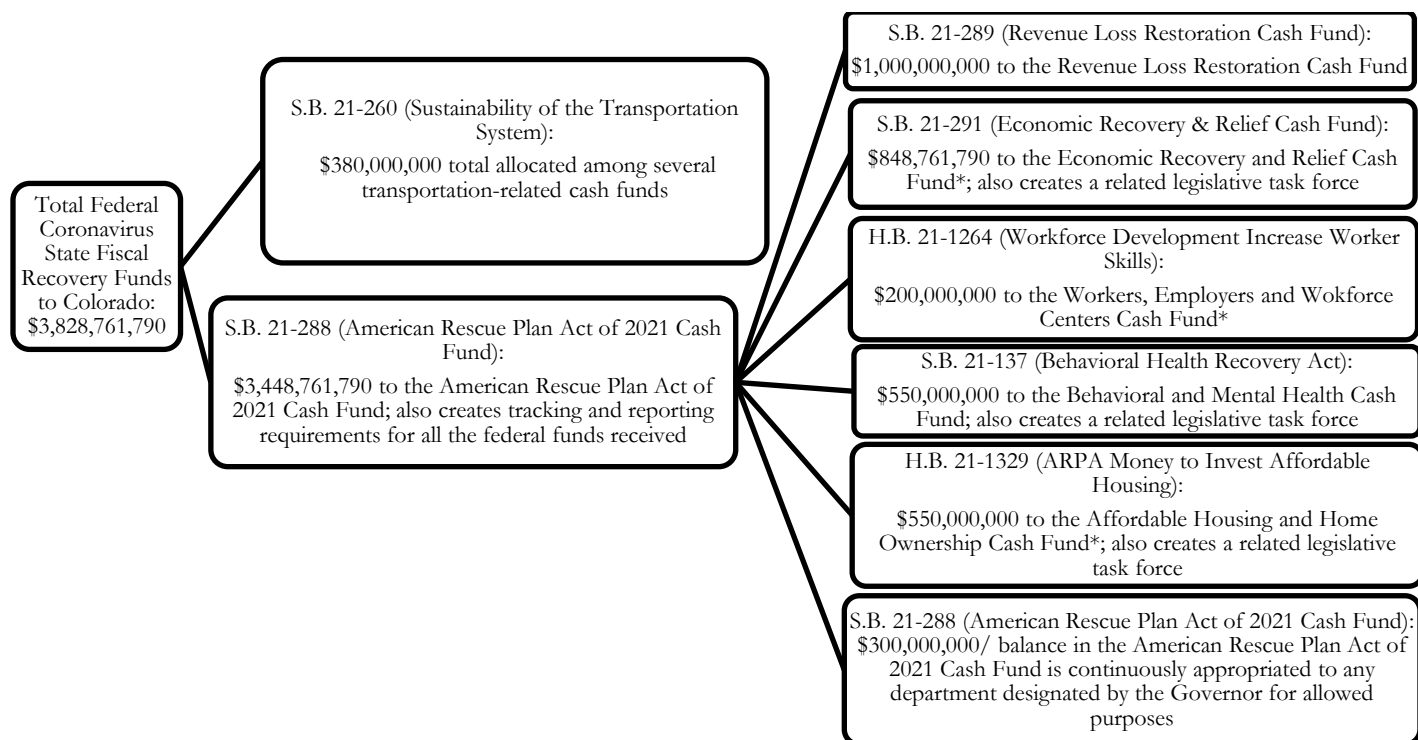
these funds. The materials may be found here: <https://home.treasury.gov/policy-issues/coronavirus/assistance-for-state-local-and-tribal-governments/state-and-local-fiscal-recovery-funds>.

Local governments in Colorado also received allocations of federal Coronavirus Fiscal Recovery Fund money. This appendix addresses only funds received by and subject to appropriation and administration by the state government.

## COLORADO LEGISLATIVE FRAMEWORK

During the 2021 regular legislative session, the General Assembly adopted multiple bills that established an overall framework for use of the federal Coronavirus State Fiscal Recovery Fund money by transferring the money into cash funds with discrete purposes. For some of the funds, more specific uses were determined during the 2021 session and reflected in FY 2020-21 and FY 2021-22 appropriations and transfers. Uses for the remainder of the funds will be informed by the work of several task forces that were also established through bills adopted during the 2021 legislative session. The following chart shows the initial allocation of all of the federal funds into state cash funds and the creation of the legislative task forces. As shown in the chart, all \$3.8 billion federal Coronavirus State Fiscal Recovery Funds received by Colorado were deposited into cash funds with designated uses during the 2021 legislative session. Based on federal guidance, the state's preliminary calculation is that it experienced a reduction in revenue due to the COVID-19 public health emergency of at least \$1.38 billion during calendar year 2020. The amount transferred to the Revenue Loss Restoration Cash Fund (\$1,000,000,000) and transportation-related cash funds (\$380,000,000) is based on this figure.

### 2021 LEGISLATIVE SESSION: DEPOSIT OF FEDERAL FUNDS INTO STATE CASH FUNDS AND CREATION OF TASK FORCES



\*State General Fund dollars were also deposited into these three cash funds. The amounts shown include only federal funds deposited.

# FY 2020-21 AND FY 2021-22 APPROPRIATIONS AND TRANSFERS FOR SPECIFIC PURPOSES

In addition to establishing a broad legislative framework for the use of the Coronavirus State Fiscal Recovery Funds, the General Assembly also determined more specific uses for some of the funds during the 2021 regular legislative session. In some cases this was accomplished through transfer of funds into cash funds from which state departments have authority to spend for specific purposes. In other cases, this was accomplished through legislative appropriations from four of the new cash funds created: the Economic Recovery and Relief Cash Fund, the Workers Employers and Workforce Centers Cash Fund, the Behavioral and Mental Health Cash Fund, and the Affordable Housing and Home Ownership Cash Fund. Most programs that received appropriations for FY 2020-21 or FY 2021-22 also received authority to roll-forward unspent funds for at least one additional fiscal year. However, even when departments are authorized to roll-forward unexpended amounts for multiple future years, they remain bound by federal requirements and state law enacted in S.B. 21-288 that all funds must be obligated by December 31, 2024, and all obligated funds must be expended by December 31, 2026.

The table below summarizes legislative appropriations and transfers from funds originating as federal Coronavirus State Fiscal Recovery Funds for specific programs and services. For additional information on the provisions of individual bills, please see the bill description in Appendix A or the bill text and Legislative Council Staff fiscal note available on the General Assembly's website: <http://leg.colorado.gov/bills>.

APPROPRIATIONS AND TRANSFERS FOR EXPENDITURE BY STATE AGENCIES: AMOUNTS ORIGINATING AS FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUNDS		
	TOTAL ANNUAL APPROPRIATION OR TRANSFER	DEPARTMENT, SPECIFIC PROGRAM OR FUND
<b>Transportation-related Cash Funds</b>		
S.B. 21-260 Sustainability of the Transportation System	\$380,000,000	Includes the following transfers to funds in the Dept. of Transportation with continuous spending authority: \$182,160,000 to the State Highway Fund, including \$22,160,000 for the Revitalizing Main Streets Program and \$500,000 for acquiring and developing the Burnham Yard Rail Property; \$161,340,000 to the Multimodal Transportation and Mitigation Options Fund; \$36,500,000 to the Highway Users Tax Fund.
<b>Revenue Loss Restoration Cash Fund</b>		
S.B. 21-289 Revenue Loss Restoration Cash Fund	0	This bill creates the fund, but no money is appropriated from the fund during the 2021 legislative session in this bill or other legislation. Beginning January 1, 2022, the General Assembly may only appropriate money from the fund through the annual general appropriation act or a supplemental appropriation act.
<b>Economic Recovery and Relief Cash Fund</b>		
S.B. 21-291 Economic Recovery & Relief Cash Fund	40,000,000	Total amount is appropriated to the Governor's Office for assistance to businesses affected by the pandemic or its negative economic impacts.
S.B. 21-027 Emergency Supplies for CO Babies and Families	5,000,000	Total amount is appropriated to the Dept. of Human Services for the Food Pantry Assistance Grant Program.
S.B. 21-292 Federal COVID Funding for Victim's Services	15,000,000	Includes the following appropriations: \$3,000,000 to the Dept. of Public Safety for the Forensic Nurse Examiners Telehealth Program; \$1,500,000 to the Dept. of Public Safety for the State Victim Compensation Program; \$3,000,000 to the Victims and Witnesses Assistance and Law Enforcement Fund in the Judicial Dept.; \$1,500,000 to the Victims Assistance and Law Enforcement Fund in the Dept. of Public Safety; \$500,000 to the Address Confidentiality Program Fund in the Dept. of Personnel; \$4,750,000 to the Colorado Domestic Abuse Program Fund in the Dept. of Human Services; \$750,000 to the Judicial Dept. for Family Violence Justice Grants.
H.B. 21-1288 Colorado Startup Loan Program	10,000,000	Total amount is appropriated to the Colorado Startup Loan Program Fund in the Office of the Governor.
H.B. 21-1289 Funding for Broadband Deployment	75,000,000	Transfers \$35,000,000 to the Digital Inclusion Grant Program Fund and appropriates this to the Governor's Office of Information Technology; Transfers \$35,000,000 to the Broadband Stimulus Account in the Broadband Administrative Fund and appropriates this to the Governor's Office of Information Technology; Transfers \$5,000,000 to the Interconnectivity Grant Program Fund and appropriates this to the Dept. of Local Affairs.

**APPROPRIATIONS AND TRANSFERS FOR EXPENDITURE BY STATE AGENCIES: AMOUNTS ORIGINATING AS  
FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUNDS**

	TOTAL ANNUAL APPROPRIATION OR TRANSFER	DEPARTMENT, SPECIFIC PROGRAM OR FUND
S.B. 21-243 CDPHE Approp Public Health Infrastructure	<u>21,090,149</u>	Includes the following appropriations to the Dept. of Public Health and Environment: \$10,000,000 for distributions to local public health agencies; and \$11,090,149 for administration and support costs, including the addition of 121.4 FTE, in the Division of Disease Control and Public Health Response.
Subtotal	\$166,090,149	
<b>Workers, Employers, and Workforce Centers Cash Fund</b>		
H.B. 21-1264 Fund Workforce Dev. Increase Worker Skills	75,000,000	Includes the following appropriations: \$25,000,000 to the Dept. of Labor and Employment for the Reskilling, Upskilling, and Next-skilling Workers Program; \$35,000,000 to the Dept. of Labor and Employment for Work Force Innovation Act programs; \$10,000,000 to the Dept. of Higher Education for career and technical education equipment, facility, and instruction capacity funding; \$5,000,000 to the Dept. of Education for the Adult Education and Literacy Grant Program.
H.B. 21-1330 Higher Ed Student Success	51,500,000	Includes the following appropriations to the Dept. of Higher Education: \$49,000,000 to the Colorado Opportunity Scholarship Initiative Fund for distribution to institutions of higher education for student scholarships and support services; \$1,500,000 to the Colorado Opportunity Scholarship Initiative Fund to implement a Student Aid Applications Completion Grant Program; \$1,000,000 for the Colorado Re-engaged Initiative and the Associate Degree Completion Program.
S.B. 21-268 Public School Finance	3,500,000	Includes the following appropriations to the Dept. of Education: \$1,750,000 for the Concurrent Enrollment Expansion and Innovation Grant Program; and \$1,750,000 for the Career Development Success Program.
S.B. 21-232 COSI Displaced Workers	<u>15,000,000</u>	Total amount is appropriated to the Department of Higher Education for the Colorado Opportunity Scholarship Initiative's Displaced Workers Grant program.
Subtotal	\$145,000,000	
<b>Behavioral and Mental Health Cash Fund</b>		
S.B. 21-137 Behavioral Health Recovery Act	99,330,000	<i>Dept. of Health Care Policy and Financing:</i> Appropriates \$250,000 for training health-care and behavioral health-care professional in substance use screening, brief intervention, and referral to treatment; <i>Dept. of Higher Education:</i> Appropriates \$1,000,000 for the Center for Research into Substance Use Disorder, Prevention, Treatment, and Recovery Support Strategies at the University of Colorado Health Sciences Center for training and education for health-care professionals and other services; \$1,000,000 for the University of Colorado School of Medicine for the regional health connector workforce program; and \$630,000 for the University of Colorado School of Medicine for practice consultation services for health-care providers eligible to provide medication for opioid use disorder; <i>Dept. of Human Services:</i> Appropriates \$10,000,000 for managed service organizations for increasing access to substance use disorder treatment and recovery; \$2,000,000 services for school-aged children and parents by community mental health center school-based clinicians; \$5,000,000 for Colorado crisis system services in response to COVID-19 impacts on the behavioral health of Colorado residents; \$2,000,000 for behavioral health and substance use disorder treatment for children, youth, and their families; \$1,000,000 for a mental health awareness campaign; \$18,000,000 for the behavioral health workforce development program; \$26,000,000 for behavioral health statewide care coordination infrastructure, \$9,000,000 for the county-based behavioral health grant program; \$500,000 for guardianship services for individuals transferring out of mental health institutes; \$5,000,000 for jail based behavioral health services; \$3,250,000 for community mental health centers for COVID-19 response; \$5,000,000 for a pilot program for residential placement of children and youth with high acuity physical, mental, or behavioral health needs; \$3,000,000 to the high-risk families cash fund in the Dept. of Human Services; \$500,000 for the early childhood mental health consultation program; \$300,000 for the Office of the Ombudsman for Behavioral Health Access to Care; <i>Dept. of Public Health and Environment:</i> Appropriates \$1,700,000 for loan repayments for participants in the Colorado Mental Health Services Corps and scholarships for addiction counselors; \$1,000,000 for the opiate antagonist bulk purchase fund; \$2,000,000 for the HIV and AIDS Prevention Grant Program; and \$1,200,000 for school-based health centers.
<b>Affordable Housing and Home Ownership Cash Fund</b>		
S.B. 21-242 Housing Dev Grants Hotel Tenancy	30,000,000	Total amount is transferred to the Housing Development Grant Fund in the Dept. of Local Affairs for rental assistance and tenancy support services for individuals experiencing homelessness through grants and loans to local governments and nonprofit organizations for the rental, acquisition, or renovation of underutilized hotels, motels, and other underutilized properties.

APPROPRIATIONS AND TRANSFERS FOR EXPENDITURE BY STATE AGENCIES: AMOUNTS ORIGINATING AS FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUNDS		
	TOTAL ANNUAL APPROPRIATION OR TRANSFER	DEPARTMENT, SPECIFIC PROGRAM OR FUND
H.B. 21-1271 DOLA Innovative Affordable Housing Strategies	35,000,000	Includes the following transfers and appropriations to the Dept. of Local Affairs: \$30,000,000 transferred to the Colorado Heritage Communities Fund and appropriated for the Local Government Affordable Housing Development Incentive Grant Program; and \$5,000,000 transferred to the Colorado Heritage Communities Fund and appropriated for the Local Government Planning Grant Program.
H.B. 21-1329 ARPA Money to Invest Affordable Housing	<u>100,000,000</u>	Includes the following appropriations: \$98,500,000 to the Dept. of Local Affairs for programs or services of the type and kind financed through the Housing Investment Trust Fund or the Housing Development Grant Fund to support programs or services that benefit populations disproportionately affected by the COVID-19 public health emergency and focusing on addressing housing insecurity, lack of affordable or workforce housing, or homelessness; \$1,500,000 to the Judicial Dept. for the Eviction Legal Defense Grant Program.
Subtotal	\$165,000,000	
<b>Governor - Flexible</b>		
S.B. 21-288 American Rescue Plan Act of 2021 Cash Fund	300,000,000	After any legislative transfers from the American Rescue Plan Act of 2021 Cash Fund that are enacted during the 2021 regular legislative session, the lesser of \$300,0000 or the remaining balance in the fund is continuously appropriated to any department designated by the Governor for any allowable purpose under the American Rescue Plan Act of 2021.
<b>TOTAL Designated in 2021 Legislative Session</b>	<b>\$1,255,420,149</b>	

Based on the amounts outlined in the table above, the following federal Coronavirus State Fiscal Recovery Fund money will be available for appropriation and transfer to state agencies in subsequent legislative sessions.

2021 LEGISLATIVE SESSION ALLOCATION OF CORONAVIRUS STATE FISCAL RECOVERY FUND MONEY AND BALANCES REMAINING			
	INITIAL TRANSFER TO CASH FUND	SPENDING AUTHORITY PROVIDED IN 2021 LEGISLATIVE SESSION, INCLUDING CONTINUOUS APPROPRIATION	BALANCE AVAILABLE FOR FUTURE LEGISLATIVE APPROPRIATION/TRANSFER
Transportation-related Cash Funds	\$380,000,000	\$380,000,000	\$0
Revenue Loss Restoration Cash Fund	1,000,000,000	0	1,000,000,000
Economic Recovery and Relief Cash Fund	848,761,790	166,090,149	682,671,641
Workers, Employers, and Workforce Centers Cash Fund	200,000,000	145,000,000	55,000,000
Behavioral and Mental Health Cash Fund	550,000,000	99,330,000	450,670,000
Affordable Housing and Home Ownership Cash Fund	550,000,000	165,000,000	385,000,000
Balance in American Rescue Plan Act of 2021 Cash Fund	300,000,000	300,000,000	0
<b>TOTAL</b>	<b>\$3,828,761,790</b>	<b>\$1,255,420,149</b>	<b>\$2,573,341,641</b>

# E1. STATE EDUCATION FUND OVERVIEW

This appendix describes appropriations and transfers from the State Education Fund.

## STATE EDUCATION FUND REVENUES AND APPROPRIATIONS

In November 2000, Colorado voters approved Amendment 23, which added Section 17 to Article IX of the State Constitution. This provision links funding for kindergarten through twelfth grade education to the rate of inflation. This provision also creates the State Education Fund (SEF), consisting of all state revenues collected from a tax equal to one-third of 1.0 percent on federal taxable income of every individual, estate, trust, and corporation<sup>1</sup>, as well as any interest earned on the fund balance. Revenues to the SEF are not subject to the constitutional Taxpayer's Bill of Rights (TABOR) limitation on fiscal year spending, and SEF appropriations are not subject to the statutory limitation on state General Fund appropriations. The General Assembly may annually appropriate money from the SEF for the following education-related purposes:

- Compliance with the requirement to annually increase base per pupil funding for public school finance;
- Compliance with the requirement to annually increase funding for categorical programs;
- Accountable education reform;
- Class size reduction;
- Expanding technology education;
- Improving student safety;
- Expanding the availability of preschool and kindergarten programs;
- Performance incentives for teachers;
- Accountability reporting; or
- Public school building capital construction.

Table 1, on the next page, summarizes appropriations and transfers from the SEF for FY 2001-02 through FY 2019-20 and details appropriations and transfers from the SEF for FY 2020-21 and FY 2021-22. To date, the General Assembly has appropriated over \$8.3 billion from the SEF specifically for the State share of districts' total program funding (distributed based on the school finance formula), representing 70.9 percent of all SEF appropriations. Appropriations for categorical programs (\$2.0 billion) comprise another 17.3 percent of SEF appropriations.

Appropriations and transfers from the SEF increased from \$740.4 million in FY 2013-14 to \$966.2 million in FY 2014-15 and \$943.7 million in FY 2015-16, largely as a result of \$1.1 billion in one-time funding transferred from the General Fund to the SEF pursuant to H.B. 12-1338 (Transfer of General Fund Surplus to State Education Fund). However, the one-time funds were depleted by the end of FY 2016-17. Total appropriations and transfers decreased to \$627.1 million in FY 2020-21 (including \$0.9 million in appropriations for centrally appropriated items that are not reflected in Table 1) largely because of anticipated declines in revenues credited to the State Education Fund as a result of the COVID-19 pandemic. However, higher-than-anticipated revenues in FY 2019-20 and FY 2020-21, in combination with increased projections for FY 2021-22, enabled an increase in appropriations from the fund for FY 2021-22. The initial appropriation for FY 2021-22 includes a total of \$936.1 million in appropriations and transfers from the SEF (including \$1.3 million in appropriations for centrally appropriated), with a projected balance of \$511.7 million at the end of FY 2021-22.

---

<sup>1</sup> Given the current state income tax rate of 4.55 percent, this equates to 7.25 percent of state income tax revenues (0.0033/0.0455). However, due to certain state tax credits that reduce income tax revenue, deposits to the State Education Fund actually represent a slightly higher percentage of state income tax revenues (e.g., 7.56 percent in FY 2019-20 when the income tax rate was 4.63 percent for tax year 2019).

TABLE 1: HISTORY OF APPROPRIATIONS FROM THE STATE EDUCATION FUND

DESCRIPTION	CUMULATIVE FY 2001-02 THRU FY 2019-20	FY 2020-21	FY 2021-22
<b>PUBLIC SCHOOL FINANCE</b>			
Funding for the State Share of Districts' Total Program Funding (including Colorado Preschool Program and full-day kindergarten funding)	\$7,048,049,825	\$297,944,140	\$614,390,325
Facility school funding (HB 08-1388)	195,962,791	17,024,650	17,365,125
Hold-harmless full-day kindergarten funding (HB 08-1388)	83,346,662	0	0
District per pupil reimbursements for juveniles held in jail (SB 10-054)	215,000	10,000	10,000
Public school finance administration	544,634	87,494	87,495
Additional funding for rural school districts and institute charter schools	40,000,000	0	0
Declining enrollment study (HB 08-1388)	200,000	0	0
Mid-year appropriation adjustments	12,659,482	0	0
<b>SUBTOTAL: SCHOOL FINANCE</b>	<b>\$7,380,978,394</b>	<b>\$315,066,284</b>	<b>\$631,852,945</b>
<i>Percent of Total</i>	<i>72.5%</i>	<i>50.3%</i>	<i>67.6%</i>
<b>CATEGORICAL PROGRAMS</b>			
	<b>\$1,657,186,027</b>	<b>\$180,707,904</b>	<b>\$197,597,372</b>
<i>Percent of Total</i>	<i>16.3%</i>	<i>28.9%</i>	<i>21.1%</i>
<b>SCHOOL CAPITAL CONSTRUCTION</b>			
Charter school capital construction	\$189,376,554	\$22,430,131	\$22,829,962
School capital construction expenditures reserve	25,471,112	0	0
School construction and renovation fund	7,500,000	0	0
Charter school debt reserve fund	7,500,000	0	0
<b>SUBTOTAL: CAPITAL CONSTRUCTION</b>	<b>\$229,847,666</b>	<b>\$22,430,131</b>	<b>\$22,829,962</b>
<i>Percent of Total</i>	<i>2.3%</i>	<i>3.6%</i>	<i>2.4%</i>
<b>PROFESSIONAL DEVELOPMENT AND INSTRUCTIONAL SUPPORT</b>			
English language learners professional development and student support (HB 14-1298)	\$162,000,000	\$27,000,000	\$0
Quality teacher recruitment program (SB 13-260)	18,040,000	0	0
School turnaround leaders development/School transformation grant (SB 14-124)	12,007,020	2,004,774	2,004,775
Stipends for nationally board certified teachers (HB 08-1384)	11,639,256	0	0
Content specialists	5,838,963	545,861	530,864
English language proficiency excellence award program (HB 14-1298)	3,000,000	0	0
Computer science education grants for teachers (SB 17-296)	2,596,975	551,657	551,658
A.P. Incentives pilot program (HB 14-1118)	1,566,545	0	0
Transfer to Department of Higher Education for rural teacher recruitment, retention, and professional development (SB 18-085)	480,000	0	0
English language learners technical assistance (HB 14-1298)	315,730	55,684	55,684
Teaching and learning conditions survey (HB 08-1384)	85,000	0	0
Closing the achievement gap	5,301,000	0	0
Teacher pay incentive program	12,630,000	0	0
Science and technology education center grant program	1,400,000	0	0
Civic education	602,305	0	0
National credential fee assistance	493,000	0	0
Financial literacy	201,757	0	0
School leadership academy program (HB 08-1386)	162,983	0	0
Colorado history day	60,000	0	0
<b>SUBTOTAL: PROFESSIONAL DEVELOPMENT AND INSTRUCTIONAL SUPPORT</b>	<b>\$238,420,534</b>	<b>\$30,157,976</b>	<b>\$3,142,981</b>
<i>Percent of Total</i>	<i>2.3%</i>	<i>4.8%</i>	<i>0.3%</i>
<b>OTHER GRANTS, DISTRIBUTIONS, AND ASSISTANCE</b>			
Transfer to Early Literacy Fund (SB 13-260)	\$220,000,000	\$34,000,000	\$34,000,000
School counselor corps grant program (HB 08-1370)	88,002,172	10,000,000	12,000,000
Assistance to BOCES (HB 12-1345)	22,450,614	3,318,279	3,318,280
Child nutrition school lunch protection program (SB 08-123)	10,201,462	850,731	850,731
Colorado student leaders institute pilot program	875,300	0	0
Transfer to Colorado Teacher of the Year Fund (HB 14-1298)	148,800	24,800	24,800
Interstate compact on educational opportunities for military children	290,594	21,308	21,298
Funding for new textbooks	14,144,066	0	0



TABLE 1: HISTORY OF APPROPRIATIONS FROM THE STATE EDUCATION FUND

DESCRIPTION	CUMULATIVE FY 2001-02 THRU FY 2019-20	FY 2020-21	FY 2021-22
Summer school grant program	2,988,563	0	0
Regional service cooperatives (SB 08-038)	1,224,877	0	0
Facility summer school grant program	1,000,000	0	0
Aid for declining enrollment districts with new charter schools	1,000,000	0	0
Hold-harmless facility school student funding (HB 08-1388)	587,504	0	0
Family literacy education grant program	400,000	0	0
First responder school mapping (HB 08-1267)	150,000	0	0
<b>SUBTOTAL: OTHER GRANTS, DISTRIBUTIONS, AND ASSISTANCE</b>	<b>\$363,463,952</b>	<b>\$48,215,118</b>	<b>\$50,215,109</b>
<i>Percent of Total</i>	<i>3.6%</i>	<i>7.7%</i>	<i>5.4%</i>
<b>ACCOUNTABILITY/REFORM</b>			
Colorado student assessment program	\$258,906,958	\$24,696,180	\$24,660,227
Early literacy assessment tool (HB 12-1345)	20,453,693	2,997,072	2,997,072
Preschool to postsecondary alignment (SB 08-212)	7,390,490	635,363	625,453
Division of on-line learning (SB 07-215)	3,630,822	379,368	379,369
Basic skills placement or assessment tests (HB 12-1345)	1,891,834	50,000	50,000
Longitudinal assessment data analyses	2,176,000	298,000	298,000
Educator effectiveness unit administration (HB 13-1257)	881,715	136,738	124,239
Transfer to Financial Reporting Fund/Transparency System maintenance (HB 14-1292)	3,110,000	432,000	88,120
Transfer to Great Teachers and Leaders Fund (SB 13-260)	200,000	0	0
Educator effectiveness implementation (SB 10-191)	6,426,830	0	0
School improvement grant program	5,350,000	0	0
Facility schools unit and facility schools board (HB 08-1204)	523,568	0	0
Review and update of non-English assessments	411,953	0	0
Modifications to accountability reports	75,000	0	0
Study non-English assessments	50,000	0	0
Study administration of ACT	50,000	0	0
<b>SUBTOTAL: ACCOUNTABILITY/REFORM</b>	<b>\$311,528,863</b>	<b>\$29,624,721</b>	<b>\$29,222,480</b>
<i>Percent of Total</i>	<i>3.1%</i>	<i>4.7%</i>	<i>3.1%</i>
<b>TOTAL APPROPRIATIONS AND TRANSFERS FROM FUND</b>	<b>\$10,181,425,436</b>	<b>\$626,202,134</b>	<b>\$934,860,849</b>
<i>Annual Change</i>		<i>(\$99,443,070)</i>	<i>\$308,658,715</i>
<i>Percent Annual Change</i>		<i>(13.7%)</i>	<i>49.3%</i>

Table 2 summarizes SEF revenues and expenditures/appropriations for FY 2019-20 through FY 2021-22, including the ending fund balances for each year.

TABLE 2: COMPARISON OF STATE EDUCATION FUND REVENUES AND EXPENDITURES/APPROPRIATIONS  
(\$ MILLIONS)

DESCRIPTION	FY 2019-20	FY 2020-21	FY 2021-22
Beginning fund balance	\$176.0	\$153.5	\$433.6
Actual/projected revenues <sup>1</sup>	651.4	756.8	753.1
Appropriations/transfers to the SEF <sup>2</sup>	40.3	150.3	261.1
Actual expenditures/appropriation /transfers to other cash funds <sup>3</sup>	(714.2)	(627.1)	(936.1)
<b>Ending Fund Balance<sup>4</sup></b>	<b>\$153.5</b>	<b>\$433.6</b>	<b>\$511.7</b>

<sup>1</sup> Projected State Education Fund revenues for FY 2020-21 and FY 2021-22 are based on the amount of General Fund revenues anticipated to be directed or transferred to the Fund pursuant to the *March 2021 Legislative Council Staff Revenue Forecast*, as well as projections of interest earnings based on the State Education Fund model utilized by Legislative Council and Joint Budget Committee staff.

<sup>2</sup> Transfer from the General Fund to the State Education Fund for FY 2019-20 is a result of S.B. 19-246 (School Finance). The transfers in FY 2020-21 include: (1) \$113.0 million pursuant to H.B. 20-1420 (Adjust Tax Expenditures for State Education Fund); (2) \$6.4 million pursuant to H.B. 20-1418 (School Finance); and (3) \$30.9 million in nicotine products tax transferred as a result of H.B. 20-1427 (Cigarette Tobacco and Nicotine Products Tax).

<sup>3</sup> Actual expenditures are reflected for FY 2019-20; appropriations are reflected for FY 2020-21 and FY 2021-22. Amounts include the following transfers to other cash funds: \$34.0 million per year to the Early Literacy Fund pursuant to H.B. 14-1292 (Student Success Act); and \$24,800 per year to the Colorado Teacher of the Year Fund pursuant to H.B. 14-1298 (School Finance).

<sup>4</sup> Totals may not sum due to rounding.

## E2. HIGHWAY USERS TAX FUND OFF-THE-TOP APPROPRIATION

The Highway Users Tax Fund (HUTF) includes revenues from gas and special-fuel taxes, fines, license plate fees, driver's license fees, motor vehicle title and registration fees, and passenger-mile taxes. Section 18 of Article X of the Colorado Constitution limits expenditures from gas taxes and license and registration fees exclusively to the construction, maintenance, and supervision of state highways. HUTF "off-the-top" refers to the portion of the HUTF that is appropriated to the Colorado State Patrol for highway supervision. This amount is taken before the formula allocation of HUTF to the State Highway Fund, counties, and cities.

Section 43-4-201 (3)(a)(I)(C), C.R.S., limits the annual growth of HUTF off-the-top appropriations to no more than 6.0 percent of the off-the-top appropriation from the previous fiscal year, regardless of any increase or decrease in overall highway-related revenues. The following table shows the HUTF off-the-top appropriations for FY 2021-22, as compared to FY 2020-21 appropriations and the limit for FY 2021-22.

HUTF OFF-THE-TOP APPROPRIATIONS COMPARISON		
	APPROPRIATIONS COMPARISON	PERCENT CHANGE
FY 2020-21 HUTF Off the Top Appropriations Base	\$166,042,809	
6.0 Percent Allowable Growth	9,962,569	
FY 2021-22 HUTF Off the Top Appropriations Limit	\$176,005,378	6.0%
<b>Total FY 2021-22 HUTF Off the Top Appropriations</b>	<b>\$175,471,753</b>	<b>5.7%</b>
Over / (Under) FY 2021-22 Off the Top Appropriations Limit	(\$533,625)	

# E3. SEVERANCE TAX TRUST FUND AND OPERATIONAL FUND OVERVIEW

This appendix describes the allocation of state severance tax revenues and anticipated expenditures from the Severance Tax Operational Fund.

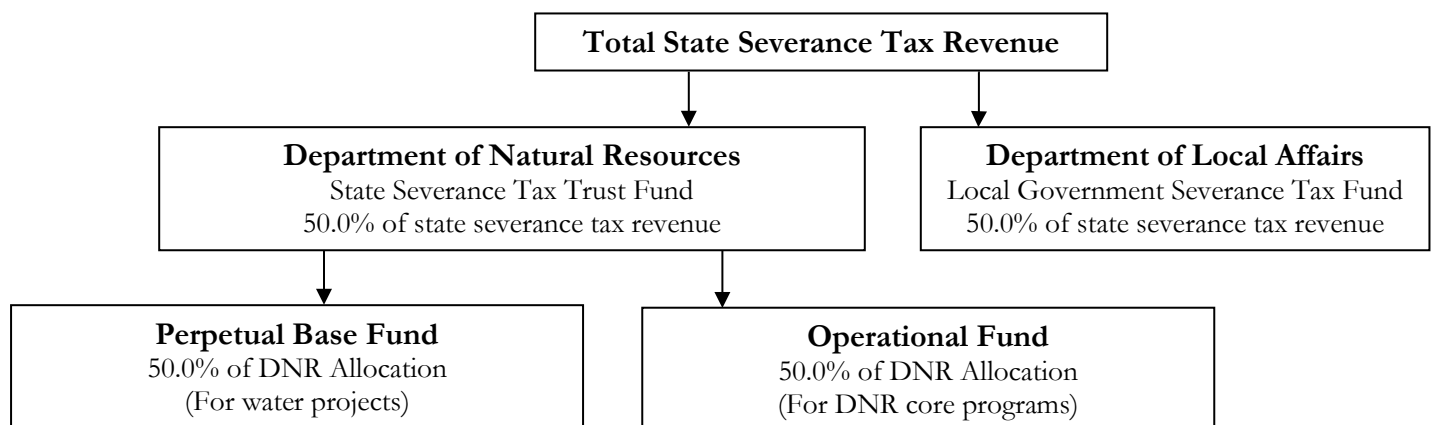
## SEVERANCE TAX REVENUE ALLOCATION

Pursuant to Section 39-29-108 (2)(b), C.R.S., 50.0 percent of severance tax revenue is credited to the Severance Tax Trust Fund, primarily for programs in the Department of Natural Resources (DNR), and the remaining 50.0 percent is credited to the Local Government Severance Tax Fund to be used by the Department of Local Affairs (DOLA) for grants and distributions to local governments affected by extraction activities.

Section 39-29-109 (1), C.R.S., specifies that the Severance Tax Trust Fund is intended to fund programs that "promote and encourage sound natural resource planning, management, and development related to minerals, energy, geology, and water and for the use in funding programs to reduce the burden of increasing home energy costs on low-income households." Revenue in the State Severance Tax Trust Fund is further distributed as follows:

- Section 39-29-109 (2)(a)(II), C.R.S., provides for 50.0 percent of revenue deposited into the State Severance Tax Trust Fund (or 25.0 percent of total severance tax revenue) to be allocated to the Severance Tax Perpetual Base Fund and used by the Colorado Water Conservation Board (CWCB) for water construction projects.
- Section 39-29-109 (2)(b), C.R.S., provides for the remaining 50.0 percent of State Severance Tax Trust Fund revenue (or 25.0 percent of total severance tax revenue) to be allocated to the Severance Tax Operational Fund (Operational Fund).

The following figure illustrates the statutory distribution of severance tax revenue:



## SUMMARY OF THE SEVERANCE TAX OPERATIONAL FUND

### S.B. 21-281 STATE SEVERANCE TAX TRUST FUND ALLOCATION

Prior to S.B. 21-281, *State Severance Tax Trust Fund Allocation*, money in the Operational Fund was used for core departmental programs and, if there were sufficient available revenues, for transfers to funds that support natural

resources and energy grant programs (grant program transfers). The bill repeals the grant program transfers, with some, but not all, of the recipient programs receiving alternative funding from severance tax revenues.

Subject to annual appropriation, the Colorado Water Conservation Board is authorized to direct the State Treasurer to transfer money from the Perpetual Base Fund to the Water Supply Reserve Fund, the Interbasin Compact Committee Operation Fund, and the Water Efficiency Grant Program Cash Fund, all of which previously received grant program transfers. The General Assembly is authorized to directly appropriate or transfer money into the Perpetual Base Fund and the Water Supply Reserve Fund.

The General Assembly may appropriate money from the Operational Fund to the Species Conservation Trust Fund, the Division of Parks and Wildlife Aquatic Nuisance Species Fund, and the Conservation District Grant Fund, all of which previously received grant program transfers.

The bill includes transfers on June 30, 2021, and July 1, 2022, of \$9,456,005 from the General Fund to the Operational Fund representing amounts necessary to fund appropriations to the Species Conservation Trust Fund, the Division of Parks and Wildlife Aquatic Nuisance Species Fund, and the Conservation District Grant Fund. For FY 2021-22, the bill appropriates cash funds from the Severance Tax Operational Fund as follows:

- \$5,000,000 to the Species Conservation Trust Fund;
- \$4,006,005 to the Division of Parks and Wildlife Aquatic Nuisance Species Fund; and
- \$450,000 to the Conservation District Grant Fund.

The following table provides an overview of projected revenues and expenditures from the Operational Fund based on the March 2021 Legislative Council Staff revenue forecast.

SEVERANCE TAX OPERATIONAL FUND					
	FY 2018-19 ACTUAL	FY 2019-20 ACTUAL	FY 2020-21 APPROPRIATION	FY 2021-22 APPROPRIATION	FY 2022-23 PROJECTED
<b>Revenue</b>					
Beginning Fund Balance	\$9,414,921	\$54,115,867	\$31,540,173	\$18,860,763	\$973,274
NR&E Distributions in Arrears (Aug 15)	0	(36,378,072)	(6,374,272)	0	0
<i>Balance after NREG Distributions</i>	<i>\$9,414,921</i>	<i>\$17,737,795</i>	<i>\$25,165,901</i>	<i>18,860,763</i>	<i>973,274</i>
Transfers from GF	20,030,925	0	9,456,005	0	9,456,005
Revenue/Projected Revenue*	40,027,039	30,064,651	2,225,472	8,988,577	24,985,657
Interest/Projected Interest	685,781	594,606	265,092	102,004	89,207
<b>Total Available Revenue</b>	<b>\$70,158,666</b>	<b>\$48,397,052</b>	<b>\$37,112,470</b>	<b>\$27,951,344</b>	<b>\$35,504,143</b>
<b>Core Departmental Programs - DNR &amp; CGS</b>					
			FY20-21	FY21-22	FY22-23
Oil & Gas Conservation Commission	\$6,148,067	\$6,148,067	\$6,148,067	\$6,148,067	\$6,148,067
CO Geo Survey	1,585,133	1,390,257	1,627,932	1,627,932	1,660,491
Avalanche Information Center	638,057	699,089	989,726	988,059	1,017,701
Reclamation, Mining, & Safety	3,875,106	4,921,418	4,867,448	4,947,208	5,095,624
CO Water Conservation Board	1,268,802	1,276,150	1,319,250	1,319,250	1,319,250
CPW - Parks	2,473,291	2,367,555	2,499,936	2,437,206	2,437,206
CPW - Wildlife	54,343	54,343	54,343	54,343	54,343
<b><i>SB 21-281 Programs</i></b>					
DNR Species Conserv Trust Fund				5,000,000	5,000,000
CPW Aquatic Nuisance Species Fund				4,006,005	4,006,005
CDA Conserv District Grant Fund				450,000	450,000
<b>Core Programs Total</b>	<b>\$16,042,799</b>	<b>\$16,856,879</b>	<b>\$17,506,702</b>	<b>\$26,978,070</b>	<b>\$27,188,687</b>
<b>Other Expenditures</b>					
DRMS Inactive Mines Prog Rollforward	\$0	\$0	\$745,005	\$0	\$0
<b>Other Expenditures Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$745,005</b>	<b>\$0</b>	<b>\$0</b>
<b>Core Reserve Requirement (100%)</b>					
Revenue Held in Section 1 Reserve	17,214,854	17,052,760	18,860,763	973,274	8,315,456
<i>% Held in Section 1 Reserve</i>	<i>100.0%</i>	<i>100.0%</i>	<i>53.9%</i>	<i>1.8%</i>	<i>15.3%</i>

**SEVERANCE TAX OPERATIONAL FUND**

	FY 2018-19 ACTUAL	FY 2019-20 ACTUAL	FY 2020-21 APPROPRIATION	FY 2021-22 APPROPRIATION	FY 2022-23 PROJECTED
<b>Revenue Available for NREG Programs</b>	<b>\$36,901,013</b>	<b>\$14,487,413</b>			
Amount Held for Distribution	36,378,072	14,487,413			
<i>% of Authorized Distribution</i>	<i>100.0%</i>	<i>39.8%</i>			
<b>NREG Reserve Requirement (100%)</b>	<b>\$36,378,072</b>	<b>\$36,378,072</b>			
Revenue Held in Grant Program Reserve	522,941	0			
% Held in Grant Program Reserve	1.4%	0.0%			
<b>Transfer to Perpetual Base Fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Natural Resources and Energy Grant Program Distributions</b>					
Water Supply Reserve Fund	\$0	\$10,000,000	\$0		
Soil Conservation District Grants	0	450,000	179,838		
Water Efficiency Grant Program	0	550,000	0		
Species Conservation Trust Fund	0	5,000,000	0		
LEAP - Low-income Energy Assist	0	13,000,000	5,195,332		
Interbasin Compact Committee	0	745,067	0		
Forestry Grants	0	2,500,000	999,102		
Aquatic Nuisance Species	0	4,006,005	0		
Abandoned Mine Reclamation	0	127,000	0		
<b>NREG Program Total Distributions</b>	<b>\$0</b>	<b>\$36,378,072</b>	<b>\$6,374,272</b>		
*Based on the Mar 2021 Legislative Council Staff Revenue Forecast					

# E4. TOBACCO REVENUE ALLOCATIONS

This appendix describes the allocation of revenues that Colorado receives from the Tobacco Master Settlement Agreement and from tobacco taxes imposed by Amendment 35 and Proposition EE.

## TOBACCO MASTER SETTLEMENT AGREEMENT REVENUE ALLOCATION

The Tobacco Master Settlement Agreement (MSA) provides Colorado with an annual revenue stream distributed via a statutory formula to a variety of programs. Revenue from the MSA is the result of a 1998 legal settlement between tobacco manufacturers and the states who sued to recover Medicaid and other health-related costs incurred by the states as a result of treating smoking-related illnesses.

Tobacco Master Settlement Agreement payments are driven by the number of units sold, an inflation adjustment, and the amount of disputed payments withheld by Participating Manufacturers. Payments received in April are based on sales and adjustments from the prior year. For example, the payment received by Colorado in April 2021 was based on the number of units sold in 2020.

The core MSA funding allocation process is described in Section 24-75-1104.5, C.R.S. In brief:

- The total amount of tobacco settlement funds allocated to programs equals 98.5 percent of the total settlement payments received by the State during the prior fiscal year.
- Annual allocations include money received during the prior fiscal year and the current fiscal year.
- Most programs cannot spend their allocation without an appropriation. In most cases, the appropriation equals or approximates the annual allocation.

Allocation formula procedures are described in more detail below.

### USE OF CURRENT AND PRIOR-YEAR REVENUE TO SUPPORT ALLOCATIONS - ACCELERATED PAYMENTS

Since FY 2008-09, allocations during a given year have been a combination of current-year and prior-year revenue. Prior to FY 2007-08, all allocations were based on revenue received in the prior year. Pursuant to H.B. 07-1359, for FY 2008-09, the General Assembly began to rely on current year receipts to support current year allocations, which allowed it to redirect one-time funds of \$15.4 million to other purposes without reducing support for MSA-funded programs. Pursuant to S.B. 09-269, for FY 2010-11, the General Assembly expanded the use of current year revenue, using this mechanism to access \$65.0 million in one-time funding without reducing support for MSA-funded programs. This use of current year revenue is referred to as the “accelerated payment.” Because of these acts, MSA-funded programs operate for most of the fiscal year before the majority of the tobacco settlement revenue arrives. To do so, the programs may receive advances from the State Treasury which are repaid in April.

House Bill 12-1247 began to gradually reduce the use of such advances from the Treasury by reducing the use of current year revenue and increasing the use of prior year revenue for MSA allocations. This act requires spending from current year revenue to be reduced each year by any unallocated MSA funds and other residual funds in the Tobacco Litigation Settlement Cash Fund (approximately \$1.2 million per year, but varies by year). Allocations from reserves in the Tobacco Litigation Settlement Cash Fund compensate for the decline in spending from current year revenue, so that programs supported by MSA revenue receive no less than they would have under the previous formula.

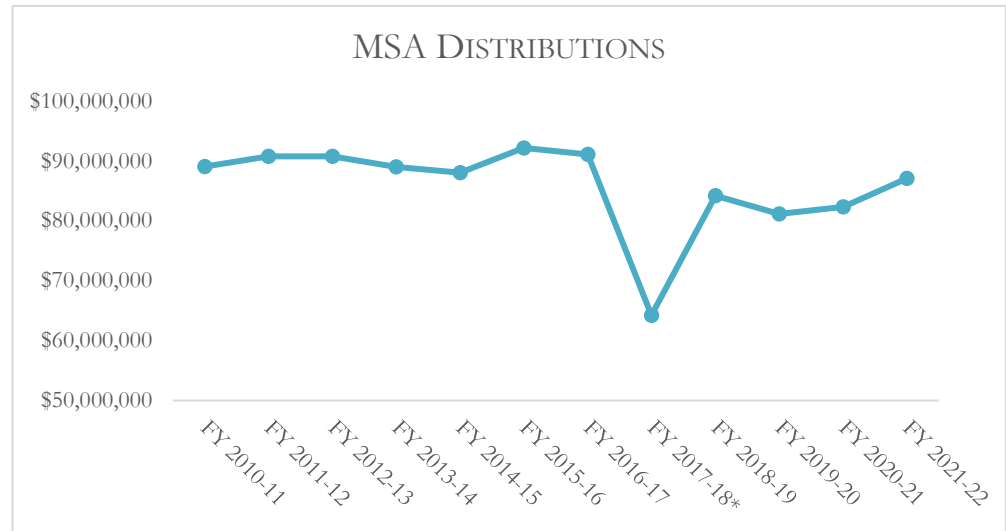
For FY 2020-21, H.B. 20-1380 (Move Tobacco Litigation Settlement Moneys) increases the accelerated payment by \$20.0 million, redirecting these funds on a one-time basis to the General Fund bringing the total accelerated payment to around \$60.0 million.

## MSA FUNDING HISTORY

The tables below reflect the total amount transferred to programs since FY 2010-11. Note that the amounts below may not align with total funding received by the state or the final appropriation included in the Long Bill, but reflect the amounts distributed to programs each fiscal year.

MSA DISTRIBUTIONS	
FISCAL YEAR	DISTRIBUTION
FY 2010-11	\$89,065,763
FY 2011-12	90,809,964
FY 2012-13	90,769,997
FY 2013-14	89,037,054
FY 2014-15	88,079,225
FY 2015-16	92,200,153
FY 2016-17	91,116,849
FY 2017-18 <sup>1</sup>	64,240,436
FY 2018-19	84,205,504
FY 2019-20	81,149,778
FY 2020-21	82,359,389
FY 2021-22	87,112,136

<sup>1</sup> Payments were reduced in FY 2017-18 due to a legal settlement around disputed payments.



## FY 2021-22 DISTRIBUTIONS

MSA revenues are distributed according to statutory formula. The table below summarizes the total allocations by department and program for FY 2020-21 and FY 2021-22.

TOBACCO MASTER SETTLEMENT AGREEMENT REVENUE ALLOCATIONS			
	PERCENTAGE	FY 2020-21 ALLOCATION	FY 2021-22 PAYMENT
Health Care Policy and Financing			
Children's Basic Health Plan Trust	18.0%	\$14,464,601	\$15,680,184
Autism Waiver	2.0%	1,607,178	\$1,742,243
<b>Subtotal - Health Care Policy and Financing</b>	<b>20.0%</b>	<b>16,071,779</b>	<b>17,422,427</b>
Higher Education			
University of Colorado Health Sciences Center	17.5%	14,062,807	15,244,624
Human Services			
Nurse Home Visitor Program	26.7%	21,455,825	23,258,940
Tony Grampas Youth Services Program	7.5%	6,026,917	6,533,410
<b>Subtotal - Human Services</b>	<b>34.2%</b>	<b>27,482,742</b>	<b>29,792,350</b>
Law			
Tobacco Settlement Defense Account <sup>1</sup>	2.5%	602,692	2,177,803
Military and Veterans Affairs			
State Veterans Trust Fund	1.0%	803,589	871,121
Personnel			
Supplemental State Contribution Fund	2.3%	1,848,255	2,003,579
Public Health and Environment			
Drug Assistance Program (ADAP; Ryan White)	5.0%	4,017,945	4,355,607
AIDS and HIV Prevention Grants (CHAPP)	3.5%	2,812,561	3,048,925

TOBACCO MASTER SETTLEMENT AGREEMENT REVENUE ALLOCATIONS			
	PERCENTAGE	FY 2020-21 ALLOCATION	FY 2021-22 PAYMENT
Immunizations	2.5%	2,008,972	2,177,803
Health Services Corps Fund	1.0%	803,589	871,121
Dental Loan Repayment Program <sup>1</sup>	1.0%	642,872	871,121
<b><i>Subtotal - Public Health and Environment</i></b>	<b>13.0%</b>	<b>\$10,285,939</b>	<b>11,324,578</b>
Capital Construction - Department of Higher Education - Fitzsimons Lease Purchase Payments	8.0%	6,428,712	6,968,971
Unallocated Amount <sup>1</sup>	1.5%	4,772,511	1,306,682
<b>TOTAL</b>	<b>100.0%</b>	<b>\$82,359,026</b>	<b>\$87,112,135</b>

<sup>1</sup> These programs distribution amounts were modified by HB 20-1380 in order to provide General Fund relief for FY 2020-21 and therefore the distribution amounts do not match the percentages outlined in the table.

## AMENDMENT 35 AND PROPOSITION EE TAX REVENUE

Amendment 35 was approved by the voters in 2004 and added the following two cigarette and tobacco taxes to Section 21 of Article X of the Colorado Constitution.

- 1 An additional \$0.64 tax on each pack of cigarettes sold in Colorado (a pack equals twenty cigarettes); and
- 2 A statewide tobacco products tax equal to 20.0 percent of the manufacturer's list price, on the sale, use, consumption, handling, or distribution of tobacco products by distributors.

Amendment 35 was codified in Section 24-22-117, C.R.S., which outlines how revenue from Amendment 35 is distributed to various state agencies including: the Departments of Health Care Policy and Financing, Public Health and Environment, and Human Services.

Proposition EE was a ballot measure created by HB 20-1427 (Cigarette, Tobacco, and Nicotine Products Tax) and approved by voters during the November 2020 election. The measure raises taxes on cigarettes and other tobacco products (OTP) and creates a tax on nicotine products such as vaping devices. The measure creates a funding stream that is separate from Amendment 35 revenue and has transfer amounts that are largely defined Section 24-22-118 (2), C.R.S., rather than a distribution formula.

The distribution amounts approved for the FY 2021-22 Long Bill were based on the December 2020 Legislative Council Staff revenue forecast. This forecast projects Amendment 35 revenues will equal **\$124,213,000** in FY 2021-22, with an additional **\$10,950,000** being made available to traditional Amendment 35 distribution programs through Proposition EE. Dollars from both of these revenue streams are held in the Tobacco Tax Cash Fund (TTCF), and distributed from there via the formula outlined in the table below.

DISTRIBUTION OF TTCF DOLLARS					
DEPT.	PROGRAM AND/OR FUND	PERCENT	FY 2021-22 A35 DISTRIBUTION	FY 2021-22 PROP EE DISTRIBUTION	TOTAL FY 2021-22 DISTRIBUTION
HCPF	Health Care Expansion Fund	46.0%	\$57,137,980	\$5,037,000	62,174,980
HCPF	Primary Care Fund	19.0%	23,600,470	2,080,500	25,680,970
DPHE	Tobacco Education Programs Fund	16.0%	19,874,080	1,752,000	21,626,080
DPHE	Prevention, Early Detection and Treatment Fund	16.0%	19,874,080	1,752,000	21,626,080
HCPF	Old Age Pension Fund	1.5%	1,863,195	164,250	2,027,445
REV	Local governments to compensate for lost revenue from tobacco taxes	0.9%	1,117,917	98,550	1,216,467



DISTRIBUTION OF TTCF DOLLARS					
DEPT.	PROGRAM AND/OR FUND	PERCENT	FY 2021-22 A35 DISTRIBUTION	FY 2021-22 PROP EE DISTRIBUTION	TOTAL FY 2021-22 DISTRIBUTION
DPHE	Immunizations performed by small local public health agencies.	0.3%	372,639	32,850	405,489
HCPF	Children's Basic Health Plan	0.3%	372,639	32,850	405,489
<b>Total Distributions</b>		<b>100%</b>	<b>\$124,213,000</b>	<b>\$10,950,000</b>	<b>\$135,163,000</b>

Money that is credited to the Prevention, Early Detection, and Treatment Fund is further divided among three programs: Breast and Cervical Cancer Program, Health Disparities Program Fund, and Center for Health and Environmental Information. The following table summarizes how the total funds credited to the Prevention, Early Detection, and Treatment Fund is further allocated.

BREAKDOWN OF MONEY CREDITED TO THE PREVENTION, EARLY DETECTION AND TREATMENT FUND				
	PERCENT	FY 2021-22 A35 DISTRIBUTION	FY 2021-22 PROP EE DISTRIBUTION	TOTAL FY 2021-22 DISTRIBUTION
<b>Total Amount Credited to the Prevention, Early Detection and Treatment Fund</b>		<b>\$19,874,080</b>	<b>\$1,752,000</b>	<b>\$21,626,080</b>
Breast and Cervical Cancer Program	20.0%	3,974,816	350,400	4,325,216
Health Disparities Program Fund	15.0%	2,981,112	262,800.00	3,243,912
Center for Health and Environmental Information	Fixed \$	-	-	116,942
<i>Remains in the Prevention, Early Detection and Treatment Fund</i>		<i>\$12,918,152</i>	<i>\$1,138,800</i>	<i>\$13,940,010</i>

Proposition EE identifies specific dollar amounts to be collected and distributed to individual cash funds based on amounts outlined in statute, rather than relying on a distribution formula. These distribution amounts are expected to affect different cash funds in different years. The FY 2021-22 distribution amounts are outlined below.

DISTRIBUTION OF PROPOSITION EE DOLLARS	
PROGRAM AND/OR FUND	TOTAL FY 2021-22 DISTRIBUTION
Tobacco Tax Cash Fund	\$16,425,000
Rural Schools Fund	30,000,000
Housing Development Grant Fund	22,333,000
Eviction Legal Defense Fund	1,000,000
State Education Fund	176,577,787
<b>Total</b>	<b>\$246,335,787</b>

# E5. MARIJUANA TAX REVENUE ALLOCATIONS

This appendix provides an overview of state taxes related to marijuana, the allocation of these tax revenues, and a summary of appropriations and transfers from the Marijuana Tax Cash Fund for FY 2020-21 and FY 2021-22.

## LEGAL AND REGULATORY OVERVIEW

Marijuana was legalized in Colorado through the passage of two citizen ballot initiatives that amended the State Constitution. In 2000, voters passed an initiative<sup>1</sup> that added Section 14 to Article XVIII, authorizing the medical use of marijuana for persons suffering from debilitating medical conditions. In 2012, voters passed a second initiative<sup>2</sup> that added Section 16 to Article XVIII, authorizing personal use of marijuana.

The General Assembly has passed legislation to implement the constitutional provisions adopted by voters. The most significant statutory provisions concerning marijuana include:

- Colorado Marijuana Code [Section 44-10-101 et. Seq., C.R.S.]<sup>3</sup>
- Taxes on Marijuana and Marijuana Products [Section 39-28.8-101 et seq., C.R.S.]

Two state agencies are primarily responsible for implementing the above laws: the Department of Revenue and the Department of Public Health and Environment.

The **Department of Revenue** has two general areas of responsibility:

- First, the Department's Executive Director is the "State Licensing Authority," charged with regulating and controlling the licensing of the cultivation, manufacture, distribution, and sale of medical and retail<sup>4</sup> marijuana. These duties are performed with the assistance of the Department's Marijuana Enforcement Division and are supported by medical and retail marijuana business fees that are credited to the *Marijuana Cash Fund*<sup>5</sup>. These regulatory functions include:
  - Establishing and enforcing rules and regulations for the marijuana industry.
  - Administering the marijuana inventory seed-to-sale tracking system (METRC).
  - Issuing licenses to medical and retail marijuana businesses (including stores, cultivations, and testing facilities), and issuing occupational licenses to those seeking employment in the marijuana industry.
  - Administering caregiver cultivation registration.
  - Approving responsible vendor training programs.
- Second, the Department collects, administers, and enforces state taxes and fees related to marijuana and marijuana products. This includes the distribution of a portion of the special sales tax on retail marijuana to local governments. These activities are supported by medical and retail marijuana sales tax revenues that are credited to the *Marijuana Tax Cash Fund*.

---

<sup>1</sup> Amendment 20 was adopted with 915,943 (53.5 percent) voting for the measure.

<sup>2</sup> Amendment 64 was adopted with 1,383,140 (55.3 percent) voting for the measure.

<sup>3</sup> Senate Bill 19-224 integrates the previously existing Colorado Medical Marijuana Code and Colorado Retail Marijuana Code into a single "Colorado Marijuana Code" in Article 10 of Title 44, C.R.S.

<sup>4</sup> While marijuana that is sold for personal use as authorized by Amendment 64 is often called "recreational" marijuana, the statutory provisions that implement Amendment 64 use the term "retail" marijuana. Staff has generally used the term "retail" for purposes of this document.

<sup>5</sup> Actual business fee and fine revenues collected and credited to this fund, along with associated interest and other adjustments, totaled \$12,167,929 in FY 2019-20.

The **Department of Public Health and Environment** administers portions of the medical marijuana program, including:

- Administering the medical marijuana registry (which tracks patients, caregivers, and physician recommendations) and distributing medical marijuana cards.
- Coordinating inspection of retail marijuana lab testing facilities.
- Administering education and prevention campaigns to educate the public and visitors on the parameters of safe, legal, and responsible marijuana use.
- Monitoring marijuana use patterns, health impacts, and research on marijuana's health effects.

This department's regulatory activities are supported by fees paid by patients seeking medical marijuana cards that are credited to the *Medical Marijuana Program Cash Fund*<sup>6</sup>, and the remaining activities are supported by medical and retail marijuana sales tax revenues that are credited to the *Marijuana Tax Cash Fund*.

Other state agencies that perform key functions related to marijuana legalization include the following:

- The **Department of Agriculture** determines and monitors allowable pesticides for use on cannabis plants. This department also administers registration for commercial industrial hemp growers and administers industrial hemp inspection, sampling, and testing.
- The **Governor's Office** coordinates the Executive Branch response to the legalization of marijuana, including strategic planning and budget coordination.
- The **Department of Law** provides training for peace officers concerning various legal issues related to marijuana legalization. This department also provides legal clarification and guidance for state agencies and district attorneys concerning marijuana legalization.
- The **Department of Public Safety** enforces criminal marijuana laws, and collects and analyzes data concerning the impacts of marijuana legalization.
- The **Department of Regulatory Agencies** administers disciplinary proceedings concerning physicians who inappropriately recommend medical marijuana in excess, for a profit, or without medical necessity. This department is also responsible for approving applications for charter marijuana financial services cooperatives.
- The **Department of Transportation** administers impaired driving public education campaigns, including those related to marijuana use. This department also administers and certifies Colorado law enforcement officers in advanced impaired driving training and in the detection of drivers impaired by drugs other than alcohol.

Finally, local governments also have a role in regulating marijuana. Cities and counties may prohibit or place limits on the sale of medical and retail marijuana in their jurisdictions, including the number and location of businesses as well as hours of operation. Cities and counties may establish land use restrictions concerning marijuana businesses, cultivation, and operations. Local jurisdictions may also impose and collect their own sales or excise tax on retail marijuana. However, each local government is responsible for collecting, administering, and enforcing local marijuana taxes.

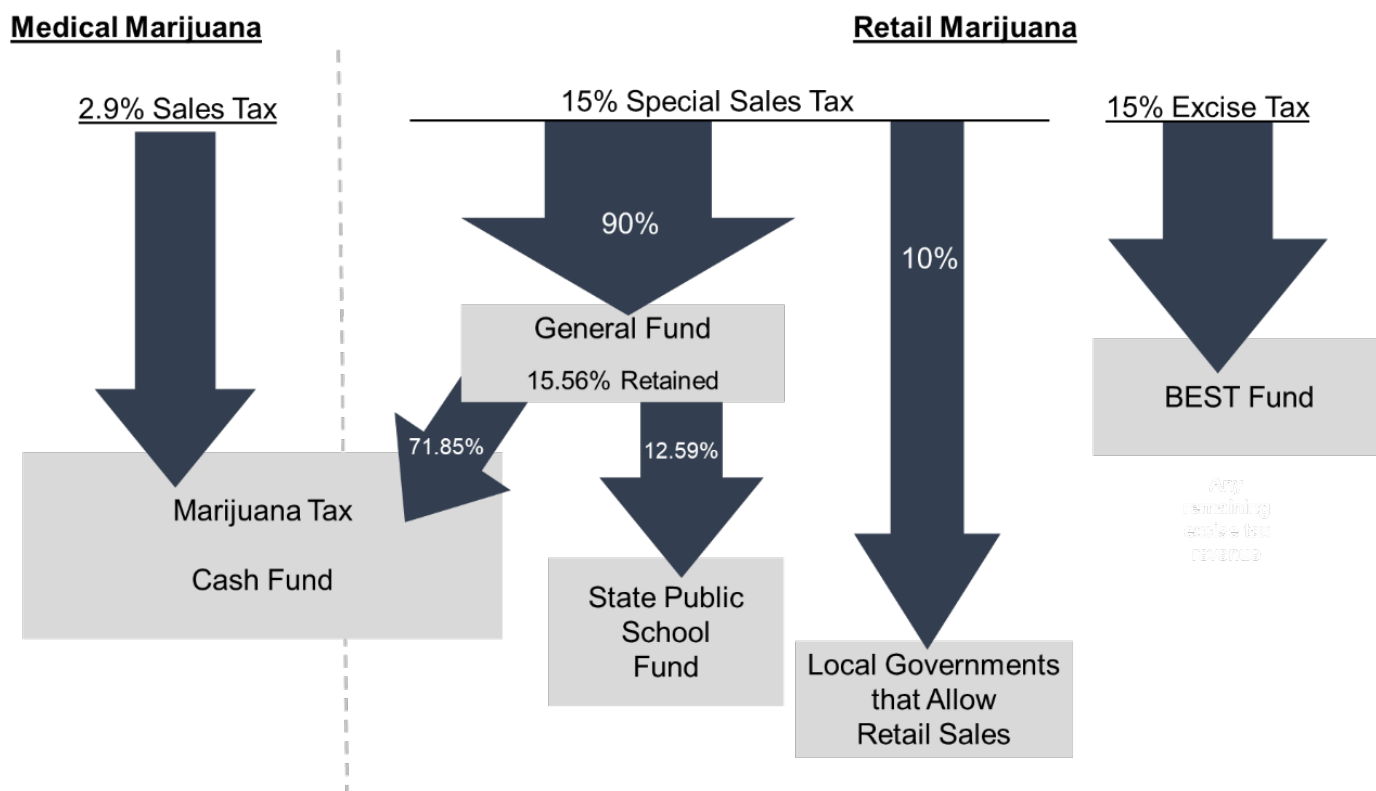
## TAX REVENUE OVERVIEW

The State collects three types of taxes on marijuana products: (1) the State's regular sales tax, which applies to medical marijuana and some non-marijuana products; (2) a special sales tax on retail marijuana, which accounts for the majority of annual marijuana tax revenues; and (3) an excise tax on wholesale transfers of retail marijuana that supports uses related to K-12 education. The following graphic (designed by Legislative Council Staff) illustrates the statutory allocation of state tax revenue related to marijuana. Please note that for FY 2020-21 only, H.B. 20-1418 (School Finance) diverted any marijuana excise tax revenues above the first \$40.0 million in collections to the State Public School Fund rather than the Public School Capital Construction Assistance (BEST) Fund as a budget balancing

---

<sup>6</sup> Actual patient fee revenues collected and credited to this fund, along with associated interest and other adjustments, totaled \$2,109,364 in FY 2019-20.

measure. However, the graphic aligns with the allocation of funds for FY 2021-22. A discussion of each type of tax and the allocation of the associated tax revenue follows the graphic.



First, a **regular state sales tax** (2.9 percent) applies to consumer goods. With respect to marijuana products, this tax applies to sales of medical marijuana and to non-marijuana products sold by marijuana stores (e.g., t-shirts and other novelty items). Since July 1, 2017, retail marijuana has been exempt from this tax. All general sales tax revenue related to marijuana is credited to the *Marijuana Tax Cash Fund* (MTCF) and is used to support a variety of state programs and services. The next section of this appendix provides an overview of the allocation of money in this fund.

Second, a **special sales tax** (15.0 percent<sup>7</sup>) is collected on retail marijuana sales (medical marijuana is exempt from this tax) and represents the largest source of marijuana-related tax revenue. Of the total amount collected annually, 10.0 percent is allocated to local governments based on the percentage of such revenues collected within the boundaries for each local government. The remaining 90.0 percent state share of special sales tax revenues is allocated among three funds:

- 71.85 percent is transferred to the *MTCF* and is annually appropriated to support a variety of state programs and services;
- 12.59 percent is transferred to the *State Public School Fund* and may be appropriated to the Department of Education to meet the State's share of total program funding for school districts and institute charter schools<sup>8</sup>; and
- the remainder (15.56 percent<sup>8</sup>) is retained in the *General Fund* and is thus available for appropriation in the fiscal year in which it is collected.

Third, a 15.0 percent marijuana **excise tax** applies to the wholesale price of the product being sold or otherwise transferred from a retail marijuana cultivation facility. For certain transfers between unaffiliated businesses, the tax

<sup>7</sup> In 2013, voters approved Proposition AA, which authorized the State to levy up to a 15.0 percent excise tax and up to a 15.0 percent special retail sales tax on retail marijuana and marijuana products. The State initially chose to levy a 10.0 percent special sales tax (effective beginning January 1, 2014). Pursuant to S.B. 17-267, the special sales tax rate increased to 15.0 percent, effective July 1, 2017.

<sup>8</sup> For FY 2017-18 only, a flat amount of \$30,000,000 was transferred to the State Public School Fund (rather than applying 12.59 percent to annual special sales tax revenues) and was statutorily appropriated to the Department of Education for disbursement to schools in rural school districts.

applies to the contract price for the transfer. For transfers between affiliated businesses, the tax applies to an “average market rate” (AMR) set periodically by the Department of Revenue’s Office of Research and Analysis (ORA) and the Marijuana Enforcement Division (MED).

The State Constitution<sup>9</sup> requires the first \$40.0 million of excise tax revenue raised annually from retail marijuana wholesale products to be transferred to the *Public School Capital Construction Assistance Fund (PSCCAF)*. Money in this fund helps pay for local K-12 school construction projects through the Building Excellent Schools Today (BEST) program, which is administered through the Department of Education. Prior to FY 2018-19, statute credited annual excise tax revenues in excess of \$40.0 million to the Public School (Permanent) Fund. However, several recent bills have changed the allocation of marijuana excise tax revenues:

- House Bill 18-1101 required that starting July 1, 2018, the greater of \$40.0 million or 90.0 percent of the total excise tax revenue collected annually be transferred to the PSCCAF.
- House Bill 19-1055 required that starting July 1, 2019, all excise tax revenue collected annually is transferred to the PSCCAF, thereby eliminating the transfer of any excise tax revenue to the Permanent Fund.
- As discussed above, for FY 2020-21 only, H.B. 20-1418 deposits the first \$40.0 million in the PSCCAF and transfers any additional revenue to the State Public School Fund. However, beginning in FY 2021-22, current law will credit all excise tax revenues to the PSCCAF.

From FY 2013-14 through FY 2019-20, a total of \$345.3 million from marijuana excise tax revenue has been credited to the PSCCAF and the Permanent Fund, including:

- \$277.7 million to the Public School Capital Construction Assistance Fund<sup>10</sup>; and
- \$67.6 million to the Public School Permanent Fund.

Two of the three sources of state marijuana-related tax revenues are not subject to the limitation on state fiscal year spending imposed by Article X, Section 20, of the State Constitution (the Taxpayer’s Bill of Rights or TABOR): the special sales tax and the excise tax<sup>11</sup>. However, the regular state sales tax (2.9 percent) revenue collected by medical marijuana centers and retail marijuana stores is subject to TABOR. In addition, the fees and fines paid by retail and medical marijuana businesses and the fees paid by medical marijuana patients are subject to TABOR. For FY 2019-20, the marijuana-related tax and fee revenue that is subject to TABOR totaled \$24.2 million (including \$12.4 million in sales tax revenue and \$11.8 million in fee revenue).

## MARIJUANA TAX CASH FUND OVERVIEW

As described earlier in this appendix, the General Assembly has established three marijuana-related cash funds:

- The *Marijuana Cash Fund* consists of medical and retail marijuana business fees and fines. Money in this fund is annually appropriated to the Department of Revenue to support the Marijuana Enforcement Division.
- The *Medical Marijuana Program Cash Fund* consists of fees paid by patients seeking medical marijuana cards. Money in this fund is annually appropriated to the Department of Public Health and Environment to support the medical marijuana registry and other regulatory functions.
- The *Marijuana Tax Cash Fund* (MTCF) consists of: (a) all revenues collected from the regular state sales tax on medical marijuana and non-marijuana retail product sales; and (b) a portion of special sales tax revenue that is collected on retail marijuana sales (64.665 percent of the total collections and 71.85 percent of the state share). The General Assembly annually appropriates money in this fund to support a variety of state programs and services, including the Department of Revenue’s Taxation Business Group.

<sup>9</sup> See Article XVIII, Section 16 (5)(d), of the State Constitution.

<sup>10</sup> This amount excludes an additional \$40.0 million that was transferred to the Public School Capital Construction Assistance Fund from the Proposition AA Refund Account in FY 2015-16, pursuant to voter approval of Proposition BB. The source of this funding was sales tax revenues, rather than excise tax revenues.

<sup>11</sup> See Sections 39-28.8-204 and 39-28.8-307, C.R.S., respectively.

In FY 2019-20, the State collected a total of \$347.3 million in marijuana tax revenue and allocated this amount as follows:

- \$172.1 million (49.5 percent) was credited to the MTCF and appropriated for a variety of purposes;
- \$116.3 million (33.5 percent) was allocated to two funds that support K-12 education;
- \$24.5 million (7.1 percent) was distributed to local governments; and
- \$34.4 million (9.9 percent) was retained in the General Fund.

The remainder of this section provides an overview of the allocation of money in the MTCF.

The statutory provision that establishes the MTCF limits the timing, amount, and allowable uses of this fund.<sup>12</sup> With respect to **timing**, prior to FY 2020-21, statute limited most appropriations from the MTCF (other than for specific uses in the Department of Revenue) to the fiscal year following the fiscal year in which the revenue was received (e.g., revenue collected in FY 2019-20 could only be appropriated for FY 2020-21 or subsequent fiscal years). However, the enactment of H.B. 20-1401 (Marijuana Tax Cash Fund Spending and Transfer) repealed that limitation. As a result, beginning in FY 2020-21 the General Assembly may appropriate or transfer money from the MTCF in the same year in which the revenue is collected.

With respect to the **amount** appropriated from the MTCF, this statutory provision limits annual appropriations from the MTCF to 93.5 percent of the “amount of moneys in the fund available for appropriation.” This provision thus establishes an annual MTCF reserve. In addition, for FY 2021-22, S.B. 21-227 (State Emergency Reserve) designates \$100.0 million of the MTCF fund balance as part of the State Emergency Reserve under TABOR.

Finally, the General Assembly has specified the **allowable purposes** for which appropriations from the MTCF may be made. These purposes are listed in Section 39-28.8-501 (2)(b)(IV), C.R.S., and are periodically amended through legislation.

The General Assembly makes annual appropriations from the MTCF based on the most recent tax revenue projections from either Legislative Council Staff or staff at the Office of State Planning and Budgeting (OSPB). Appropriations for FY 2021-22 were premised on the March 2021 revenue forecast prepared by Legislative Council Staff. Based on that forecast, a total of \$256.5 million is projected to be available for transfers and appropriations for FY 2021-22 after accounting for the statutory reserve and the \$100.0 million of the fund balance designated as part of the State Emergency Reserve.

The General Assembly appropriated or transferred a total of \$256.3 million from the MTCF for FY 2021-22 (\$0.3 million below the amount anticipated to be available based on the March 2021 revenue forecast), including \$151.0 million in appropriations to various departments and \$105.3 million in transfers to other funds (primarily driven by a transfer of \$100.0 million to the Public School Capital Construction Assistance Fund in S.B. 21-207). The table beginning on the following page details appropriations and transfers from the MTCF for FY 2020-21 and FY 2021-22.

SUMMARY OF APPROPRIATIONS AND TRANSFERS FROM THE MARIJUANA TAX CASH FUND FOR FY 2020-21 AND FY 2021-22			
	FY 2020-21 APPROPRIATION	FY 2021-22 APPROPRIATION	ANNUAL CHANGE
Breakdown of Appropriations by Department and Program			
<b>Agriculture:</b>			
Pesticide control and regulation	\$1,198,700	\$1,216,076	\$17,376

<sup>12</sup> See Section 39-28.8-501 (2), C.R.S.

SUMMARY OF APPROPRIATIONS AND TRANSFERS FROM THE MARIJUANA TAX CASH FUND FOR FY 2020-21 AND FY 2021-22			
	FY 2020-21 APPROPRIATION	FY 2021-22 APPROPRIATION	ANNUAL CHANGE
Colorado State Fair Authority: FFA and 4-H programming	150,000	300,000	150,000
Centrally appropriated amounts not accounted for above	<u>554,694</u>	<u>607,084</u>	<u>52,390</u>
<b>Subtotal: Agriculture</b>	<b>1,903,394</b>	<b>2,123,160</b>	<b>219,766</b>
<b>Education:</b>			
School Health Professionals Grant Program	11,948,026	14,948,029	3,000,003
Early Literacy Competitive Grant Program	5,378,678	5,378,678	0
Office of Dropout Prevention and Student Reengagement	2,006,088	2,006,088	0
Appropriation to the School Bullying Prevention and Education Cash Fund	1,000,000	1,000,000	0
Concurrent Enrollment Expansion and Innovation Grant Program	1,476,896	1,476,896	0
K-5 Social and Emotional Health Pilot Program	0	2,500,000	2,500,000
Centrally appropriated amounts not accounted for above	<u>129,453</u>	<u>158,425</u>	<u>28,972</u>
<b>Subtotal: Education</b>	<b>21,939,141</b>	<b>27,468,116</b>	<b>5,528,975</b>
<b>Governor:</b>			
Office of Information Technology, Applications Administration	629,550	0	(629,550)
Evidence-based policymaking evaluation and support	500,000	500,000	0
Office of Information Technology, Enterprise Solutions	0	453,812	
Cannabis opportunity program	150,000	0	(150,000)
Governor's Office	106,912	106,912	0
Centrally appropriated amounts not accounted for above	<u>37,718</u>	<u>28,099</u>	<u>(9,619)</u>
<b>Subtotal: Governor</b>	<b>1,424,180</b>	<b>1,088,823</b>	<b>(789,169)</b>
<b>Health Care Policy and Financing:</b>			
Training for health professionals to provide Screening, Brief Intervention, and Referral for Treatment (SBIRT) services for Medicaid clients at risk for substance abuse	<u>500,000</u>	<u>750,000</u>	<u>250,000</u>
<b>Subtotal: Health Care Policy and Financing</b>	<b>500,000</b>	<b>750,000</b>	<b>250,000</b>
<b>Higher Education:</b>			
Regulating marijuana concentrates - CU School of Public Health (H.B. 21-1317)	0	4,000,000	4,000,000
Medication-assisted Treatment Pilot Program (S.B. 17-074)	2,500,000	3,000,000	500,000
Institute of Cannabis Research at CSU-Pueblo (S.B. 16-191)	1,000,000	1,800,000	800,000
AgriAbility project at CSU (S.B. 21-137)	0	900,000	900,000
Opioid awareness campaign, grant assistance, and provider education per Section 27-80-118, C.R.S.	500,000	1,250,000	750,000
Perinatal Data Linkage Study (S.B. 19-228)	<u>50,000</u>	<u>75,000</u>	<u>25,000</u>
<b>Subtotal: Higher Education</b>	<b>4,050,000</b>	<b>11,025,000</b>	<b>2,975,000</b>
<b>Human Services:</b>			
Increasing access to effective substance use disorder services, including evaluation of intensive residential treatment (S.B. 16-202)	13,921,095	15,806,622	1,885,527
Criminal justice diversion programs (Law Enforcement Assisted Diversion or "LEAD" pilot programs and S.B. 17-207)	5,632,130	5,772,933	140,803
Circle Program and other rural treatment programs for people with co-occurring mental health and substance use disorders	5,590,842	5,730,613	139,771
Mental health services for juvenile and adult offenders	4,653,735	5,795,078	1,141,343
Enhance behavioral health crisis response system (S.B. 17-207)	3,957,414	4,953,958	996,544

SUMMARY OF APPROPRIATIONS AND TRANSFERS FROM THE MARIJUANA TAX CASH FUND FOR FY 2020-21 AND FY 2021-22			
	FY 2020-21 APPROPRIATION	FY 2021-22 APPROPRIATION	ANNUAL CHANGE
Programs that fund service alternatives to placing youth in a correctional facility (S.B. 91-094)	3,048,112	3,124,315	76,203
Tony Gramscas Youth Services Program grants for the prevention of youth marijuana use	1,623,672	1,623,672	0
Incredible Years program	846,029	864,773	18,744
Community prevention and treatment for alcohol and drug abuse	774,830	1,094,201	319,371
Office of Behavioral Health administrative expenses	565,831	817,731	251,900
Treatment and Detoxification Programs	540,000	6,192,376	5,652,376
Substance use disorder treatment at the mental health institutes	535,753	541,445	5,692
Appropriation to the Youth Mentoring Services Cash Fund (Tony Gramscas Youth Services Program)	500,000	500,000	0
Mental Health Treatment for Children and Youth at Risk of Out-of-home Placement	413,031	423,357	10,326
Medication consistency and health information exchange (S.B. 17-019)	380,700	760,700	380,000
Office of Operations, personal services	3,291	3,291	0
Building Substance Use Disorder Treatment Capacity in Underserved Communities Grant Program	0	0	0
Disability benefits application assistance	0	0	0
Office of Information Technology Services, Behavioral Health Capacity Tracking System	0	42,611	42,611
Adult Assistance Programs Administration	0	0	0
Indirect cost assessments and centrally appropriated amounts not accounted for above	<u>1,773,026</u>	<u>2,661,927</u>	<u>888,901</u>
<b>Subtotal: Human Services</b>	<b>44,759,491</b>	<b>56,709,603</b>	<b>11,950,112</b>
<b>Judicial:</b>			
Appropriation to the Correctional Treatment Cash Fund for jail-based behavioral health services (administered through the Department of Human Services)	1,587,285	1,626,967	39,682
Trial court programs	<u>0</u>	<u>553,862</u>	<u>553,862</u>
<b>Subtotal: Judicial</b>	<b>1,587,285</b>	<b>2,180,829</b>	<b>593,544</b>
<b>Labor and Employment:</b>			
Colorado Veterans' Service-to-career Pilot Program (H.B. 16-1267)	<u>300,000</u>	<u>500,000</u>	<u>200,000</u>
<b>Subtotal: Labor and Employment</b>	<b>300,000</b>	<b>500,000</b>	<b>200,000</b>
<b>Law:</b>			
Office of Community Engagement/Safe2Tell	<u>175,209</u>	<u>175,399</u>	<u>190</u>
<b>Subtotal: Law</b>	<b>175,209</b>	<b>175,399</b>	<b>190</b>
<b>Local Affairs:</b>			
Affordable Housing Construction Grants and Loans	15,300,000	15,300,000	0
Gray and Black Market Marijuana Enforcement Efforts (H.B. 17-1221)	950,673	950,673	0
Low income rental subsidies	939,649	939,649	0
Indirect cost assessments and centrally appropriated amounts not accounted for above	<u>292,570</u>	<u>320,906</u>	<u>28,336</u>
<b>Subtotal: Local Affairs</b>	<b>17,482,892</b>	<b>17,511,228</b>	<b>28,336</b>
<b>Public Health and Environment:</b>			
Substance abuse prevention	9,439,501	9,439,554	53



SUMMARY OF APPROPRIATIONS AND TRANSFERS FROM THE MARIJUANA TAX CASH FUND FOR FY 2020-21 AND FY 2021-22			
	FY 2020-21 APPROPRIATION	FY 2021-22 APPROPRIATION	ANNUAL CHANGE
Public awareness campaign	954,102	954,155	53
Colorado Health Service Corps Program (S.B. 18-024)	2,044,153	3,555,191	1,511,038
Distributions to Local Public Health Agencies	1,810,105	1,855,358	45,253
Transfer to Harm Reduction Cash Fund	1,800,000	1,800,000	0
Healthy Kids Colorado Survey	752,416	752,469	53
Marijuana Health Effects Monitoring	349,895	349,921	26
Health survey data collection	238,000	238,000	0
Data collection and analysis (S.B. 13-283)	194,285	194,325	40
Enhanced marijuana data collection through Rocky Mountain Poison and Drug	60,100	60,100	0
Executive Director's Office, Personal Services	9,947	9,947	0
Retail marijuana health research grants	8,103	0	(8,103)
School Nurse Program (H.B. 19-1203)	0	0	0
Marijuana lab certification	0	1,135,732	1,135,732
Indirect cost assessments and centrally appropriated amounts not accounted for above	<u>2,469,196</u>	<u>2,482,560</u>	<u>13,364</u>
<b>Subtotal: Public Health and Environment</b>	<b>20,129,803</b>	<b>22,827,312</b>	<b>2,697,509</b>
<b>Public Safety:</b>			
Black market marijuana interdiction	3,205,227	3,205,227	0
Appropriation for body-worn cameras for law enforcement	0	0	0
Division of Criminal Justice - Study of the impacts of the legalization of retail marijuana (S.B. 13-283/S.B. 16-191), and Law Enforcement Assistance Grant Program (H.B. 18-1020)	1,163,406	1,163,406	0
Juvenile diversion programs	400,000	400,000	0
Enhance school safety incident response grant program	0	250,000	250,000
State Patrol training academy	150,000	150,000	0
Public Safety Intelligence Support Related to the Illegal Sale and Diversion of Marijuana	77,611	77,611	0
Reserve Peace Officer Academy Grant Program (S.B. 17-096)	0	433	433
Indirect cost assessments and centrally appropriated amounts not accounted for above	<u>1,079,209</u>	<u>1,363,449</u>	<u>284,240</u>
<b>Subtotal: Public Safety</b>	<b>6,075,453</b>	<b>6,610,126</b>	<b>534,673</b>
<b>Revenue:</b>			
Appropriations to Department of Revenue	<u>1,063,130</u>	<u>1,031,424</u>	<u>(31,706)</u>
<b>Subtotal: Revenue</b>	<b>1,063,130</b>	<b>1,031,424</b>	<b>(31,706)</b>
<b>Transportation:</b>			
Marijuana impaired driving campaign	<u>450,000</u>	<u>950,000</u>	<u>500,000</u>
<b>Subtotal: Transportation</b>	<b>450,000</b>	<b>950,000</b>	<b>500,000</b>
<b>Total Appropriations (including Long Bill and Other Legislation)</b>	<b>\$121,839,978</b>	<b>\$150,951,020</b>	<b>\$29,111,042</b>
<b>Statutory Transfers:</b>			
FY 2020-21 Transfer to General Fund (H.B. 20-1401)	\$136,989,750	\$0	(\$136,989,750)
Transfer to Pay for Success Contracts Fund (H.B. 18-1323)	1,725,066	0	(1,725,066)
Transfer to Marijuana Entrepreneur Fund (S.B. 21-111)	4,000,000	0	(4,000,000)
Transfer to State Public School Fund (H.B. 20-1418)	2,500,000	0	(2,500,000)

SUMMARY OF APPROPRIATIONS AND TRANSFERS FROM THE MARIJUANA TAX CASH FUND FOR FY 2020-21 AND FY 2021-22			
	FY 2020-21 APPROPRIATION	FY 2021-22 APPROPRIATION	ANNUAL CHANGE
Transfer from Marijuana Cash Fund to MTCTF to support CBI Task Force (S.B. 19-213)	(890,901)	0	890,901
Transfer to Public School Capital Construction Assistance Fund (S.B. 21-207)	0	100,000,000	100,000,000
Transfer to First Time Drunk Driving Offender Account (H.B. 21-1317)	0	2,000,000	2,000,000
Transfer to Marijuana Cash Fund (S.B. 21-283)	0	1,805,317	1,805,317
Transfers to Licensing Services Cash Fund (H.B. 21-1314)	0	912,000	912,000
Transfers to various criminal justice related funds (H.B. 21-1315)	<u>0</u>	<u>598,000</u>	<u>598,000</u>
<b>Total Statutory Transfers</b>	<b>\$144,323,915</b>	<b>\$105,315,317</b>	<b>(\$39,008,598)</b>
<b>Total Appropriations and Transfers from the Marijuana Tax Cash Fund</b>	<b>\$266,163,893</b>	<b>\$256,266,337</b>	<b>(\$9,897,556)</b>

# F. 2021 SUPPLEMENTAL ADJUSTMENTS TO APPROPRIATIONS FOR FY 2018-19 AND 2019-20

CAPITAL APPROPRIATIONS					
	TOTAL FUNDS	CAPITAL CONSTRUCTION FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
<b>FY 2018-19</b>					
SB 21-052	\$546,976	\$0	\$546,976	\$0	\$0
SB 21-205	3,184,246	3,184,246	0	0	0
<b>Total FY 2018-19</b>	<b>\$3,731,222</b>	<b>\$3,184,246</b>	<b>\$546,976</b>	<b>\$0</b>	<b>\$0</b>

OPERATING APPROPRIATIONS						
	TOTAL FUNDS	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	FTE
<b>FY 2019-20</b>						
Education						
SB 21-205	\$0	\$0	\$0	\$0	\$0	0.0
Health Care Policy and Financing						
SB 21-043	28,935,853	26,728,471	2,207,382	0	0	0.0
SB 21-205	0	0	0	0	0	0.0
Higher Education						
SB 21-205	0	0	0	0	0	0.0
Human Services						
SB 21-044	21,683,373	0	0	0	21,683,373	0.0
Personnel						
SB 21-048	414,841	414,841	0	0	0	0.0
State						
SB 21-050	1,035,000	1,035,000	0	0	0	0.0
<b>Total FY 2019-20</b>	<b>\$52,069,067</b>	<b>\$28,178,312</b>	<b>\$2,207,382</b>	<b>\$0</b>	<b>\$21,683,373</b>	<b>0.0</b>

# G. INFORMATIONAL "(I)" NOTATIONS

The Long Bill and other legislation indicate when an amount is shown for informational purposes through an "(I)" notation. As defined in the Long Bill headnotes:

Where the letter "(I)" appears directly to the right of a figure or in a letternote referencing a figure, that amount is not an appropriation, nor does it limit the expenditure of such money. The figure is included for informational purposes only. It provides a record of funds anticipated to be expended and, in some instances, may indicate assumptions used relative to those funds in developing appropriated amounts.

The amounts that are annotated with an (I) in the FY 2021-22 Long Bill and other legislation are described below, followed by a table detailing these amounts by department and fund source.

**GENERAL FUND:** The (I) notation applies to a General Fund or General Fund Exempt amount when the amount is continuously appropriated to a state agency, or the agency is otherwise authorized by law to spend the money. This includes General Fund amounts annotated with the (I) in three departments:

- Treasury: Senior Citizen and Disabled Veteran Property Tax Exemption;
- Revenue: Old Age Heat and Fuel and Property Tax Assistance, Cigarette Tax Rebate, and Retail Marijuana Sales Tax Distributions to Local Governments; and
- Local Affairs: Payments for Volunteer Firefighter Retirement Plans and Death and Disability Insurance.

**CASH FUNDS:** The (I) notation applies to a cash funds amount when the amount is continuously appropriated to a state agency, or the agency is otherwise authorized by law to spend the money. The most significant amounts that are annotated with the (I) include:

- Cash funds overseen by the State Transportation Commission;
- Fees collected by state institutions of higher education;
- Local Government Mineral and Energy Impact grants and disbursements in the Department of Local Affairs;
- Highway Users Tax Funds distributed to local governments through the Department of Treasury; and
- Old Age Pension allocations and the local share of funding for various social services programs in the Department of Human Services.

**REAPPROPRIATED FUNDS:** The (I) notation applies to a reappropriated funds amount when it is continuously appropriated to a state agency, the agency is otherwise authorized by law to spend the money, or when the underlying federal funds source is informational. The largest amount that is annotated with the (I) is for workers compensation claims in the Department of Personnel.

**FEDERAL FUNDS:** Most federal funds in the Long Bill are annotated with an (I). However, some federal grants that are administered by the Departments of Human Services and Public Health and Environment are appropriated by the General Assembly pursuant to federal law. In addition, there are federal funds that require state matching funds (e.g., the Medicaid program), and the associated General Fund or cash funds amounts are annotated with an "(M)" or "(H)" in the Long Bill. With some exceptions, these annotations require the associated state funding to be reduced if the amount of available federal funding changes. Thus, these federal amounts are not considered informational.

The table below summarizes, by department and bill, those appropriations annotated with the (I).

**SUMMARY OF FY 2021-22 "(I)" NOTES**

		TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	PERCENT OF OPERATING BUDGET (I) NOTATIONS
<b>OPERATING BUDGET</b>							
Agriculture	S.B. 21-205 <sup>2</sup>	5,833,507	\$0	\$1,882,632	\$0	\$3,950,875	0.1%
Corrections	S.B. 21-205	24,383,190	0	21,450,765	0	2,932,425	0.4%
Education	S.B. 21-205	640,855,044	0	0	20,100,000	620,755,044	
	S.B. 21-206	<u>4,297,432</u>	<u>0</u>	<u>4,297,432</u>	<u>0</u>	<u>0</u>	
Subtotal - Education		<b>645,152,476</b>	<b>0</b>	<b>4,297,432</b>	<b>20,100,000</b>	<b>620,755,044</b>	<b>10.7%</b>
Governor	S.B. 21-205	14,067,462	0	7,300,000	0	6,767,462	0.2%
Health Care Policy and Financing	S.B. 21-205	374,851,824	0	16,671,232	0	358,180,592	
	S.B.21-016	814,920	0	0	0	814,920	
	S.B. 21-025	1,010,333	0	19,839	0	990,494	
	S.B. 21-038	37,983	0	0	0	37,983	
	S.B. 21-039 <sup>3</sup>	296,667	0	0	0	296,667	
	S.B. 21-137	175,327	0	0	0	175,327	
	S.B. 21-194	218,821	0	0	0	218,821	
	S.B. 21-212	25,330,755	0	0	0	25,330,755	
	S.B. 21-286	378,843	0	0	0	378,843	
	H.B. 21-1085	127,801	0	0	0	127,801	
	H.B.21-1206	(37,500)	0	0	0	(37,500)	
	H.B.21-1275	<u>944,426</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>944,426</u>	
Subtotal - Health Care Policy		<b>404,150,200</b>	<b>0</b>	<b>16,691,071</b>	<b>0</b>	<b>387,459,129</b>	<b>6.7%</b>
Higher Education	S.B. 21-205	494,995,557	0	469,584,169	0	25,411,388	8.2%
Human Services	S.B. 21-205	617,029,478	0	292,371,962	2,114,134	322,543,382	
	S.B. 21-071	129,128	0	0	0	129,128	
	S.B.21-269	7,260	0	0	0	7,260	
	S.B.21-1094	479,541	0	102,125	0	377,416	
	H.B. 21-1101	7,473	0	0	0	7,473	
	H.B. 21-1270	<u>3,000,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>3,000,000</u>	
Subtotal - Human Services		<b>620,652,880</b>	<b>0</b>	<b>292,474,087</b>	<b>2,114,134</b>	<b>326,064,659</b>	<b>10.3%</b>
Judicial	S.B. 21-205	46,135,966	0	41,652,962	58,004	4,425,000	0.8%
Labor and Employment	S.B. 21-205	178,360,757	0	8,214,302	5,201,819	164,944,636	
	S.B. 21-251	<u>1,500,000</u>	<u>0</u>	<u>1,500,000</u>	<u>0</u>	<u>0</u>	
Subtotal - Labor and Employment		<b>179,860,757</b>	<b>0</b>	<b>9,714,302</b>	<b>5,201,819</b>	<b>164,944,636</b>	<b>3.0%</b>
Law	S.B. 21-205	7,294,720	0	4,559,623	248,709	2,486,388	0.1%
Legislature	S.B. 21-205	0	0	0	0	0	0.0%
Local Affairs	S.B. 21-205	237,171,428	4,442,692	148,860,253	1,710,192	82,158,291	3.9%
Military and Veterans Affairs	S.B. 21-205	125,216,484	0	0	119,615	125,096,869	2.1%
Natural Resources	S.B. 21-205	52,207,297	0	25,326,033	0	26,881,264	0.9%
Personnel	S.B. 21-205	62,853,922	0	1,848,255	61,005,667	0	1.0%
Public Health and Environment	S.B. 21-205	296,624,073	0	600,000	0	296,024,073	4.9%
Public Safety	S.B. 21-205	84,423,136	0	11,478,175	4,572,420	68,372,541	1.4%
Regulatory Agencies	S.B. 21-205	21,515,262	0	19,625,106	0	1,890,156	0.4%
Revenue	S.B. 21-205	90,689,074	49,844,140	39,780,348	0	1,064,586	1.5%
State	S.B. 21-205	2,232,375	0	2,232,375	0	0	0.0%
Transportation	S.B. 21-205	1,859,008,959	0	1,211,390,390	5,415,206	642,203,363	30.8%
Treasury	S.B. 21-205	758,283,793	328,233,244	355,057,682	74,992,867	0	12.6%
<b>TOTAL – OPERATING BUDGET</b>		<b>6,032,752,518</b>	<b>382,520,076</b>	<b>2,685,805,660</b>	<b>175,538,633</b>	<b>2,788,888,149</b>	<b>100.00%</b>
<b>CAPITAL TOTAL</b>	S.B. 21-205	\$3,092,683	\$0	\$0	\$0	\$3,092,683	

# SUMMARY OF FY 2021-22 "(I)" NOTES

		TOTAL FUNDS	GENERAL FUND <sup>1</sup>	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS	PERCENT OF OPERATING BUDGET (I) NOTATIONS
<b>GRAND TOTAL (I) NOTATIONS: OPERATING AND CAPITAL CONSTRUCTION BUDGETS</b>							
<b>GRAND TOTAL</b>		<b>6,035,845,201</b>	<b>\$382,520,076</b>	<b>\$2,685,805,660</b>	<b>\$175,538,633</b>	<b>\$2,791,980,832</b>	

<sup>1</sup> Includes General Fund Exempt.

<sup>2</sup> The annotation on the department total in S.B. 21-205 differs due to a technical error in the bill.

<sup>3</sup> Amounts shown are deemed to be informational based on the line items specified in the appropriation clause, although this was not stated in the bill.

The table below reflects operating budget appropriations with (I) notations as a percentage of the total state operating budget for FY 2021-22. For FY 2021-22, informational funds represent 16.5 percent of all operating appropriations, consisting primarily of cash funds and federal funds.

## FY 2021-22 OPERATING BUDGET APPROPRIATIONS AND INFORMATIONAL "(I)" NOTATIONS

	OPERATING BUDGET APPROPRIATIONS	(I) NOTATION OPERATING BUDGET TOTALS	(I) NOTATION AMOUNTS AS PERCENT OF OPERATING APPROPRIATIONS
General Fund and General Fund Exempt	\$12,497,820,709	\$382,520,076	3.1%
Cash Funds	10,403,762,530	2,685,805,660	25.8%
Reappropriated Funds	2,212,370,469	175,538,633	7.9%
Federal Funds	11,433,081,788	2,788,888,149	24.4%
<b>TOTAL</b>	<b>\$36,547,035,496</b>	<b>\$6,032,752,518</b>	<b>16.5%</b>

# H. LETTERS REQUESTING INFORMATION FROM STATE DEPARTMENTS

Historically, the annual Long Bill included a number of footnotes that described the General Assembly's intent regarding an appropriation; placed a condition or limitation on an appropriation; explained any assumptions used in determining the specific amount of an appropriation; or requested information. However, pursuant to H.B. 08-1321 (Section 24-75-112 (2), C.R.S.), the Long Bill no longer contains footnotes that request information. In their place, the Joint Budget Committee submits requests for information to executive departments and the judicial branch via letters to the Governor, the Chief Justice, and other elected officials. Each request is associated with one or more specific Long Bill line item(s), and the requests have been prioritized by the Joint Budget Committee as required by Section 2-3-203 (3), C.R.S.

Copies of these letters are included in the following pages. The first of these attached letters is to the Governor and addresses all affected departments in alphabetical order, except those under the purview of the Chief Justice or other elected officials. Letters to the Chief Justice (Judicial Department), the Attorney General (Department of Law), the Secretary of State (Department of State), and the Treasurer (Department of the Treasury) follow in that order.

Responses to these requests for information are typically summarized in Joint Budget Committee staff briefing documents (available at [leg.colorado.gov/content/budget](http://leg.colorado.gov/content/budget)). Department submissions may also be requested in their entirety from the Legislative Library (email: [lcs.ga@state.co.us](mailto:lcs.ga@state.co.us); or telephone: (303) 866-4011).

# STATE OF COLORADO

SENATORS  
DOMINICK MORENO, CHAIR  
CHRIS HANSEN  
BOB RANKIN

REPRESENTATIVES  
JULIE MCCLUSKIE, VICE-CHAIR  
LESLIE HEROD  
KIM RANSOM



STAFF DIRECTOR  
CAROLYN KAMPMAN

JOINT BUDGET COMMITTEE  
200 EAST 14TH AVENUE, 3RD FLOOR  
LEGISLATIVE SERVICES BUILDING  
DENVER, CO 80203  
TELEPHONE 303-866-2061  
<http://leg.colorado.gov/agencies/joint-budget-committee>

April 21, 2021

Hon. Jared Polis, Governor  
136 State Capitol  
Denver, CO 80203-1792

Dear Governor Polis:

The General Assembly recently finalized the FY 2021-22 Long Bill. Pursuant to Section 24-75-112 (2), C.R.S., the Long Bill footnotes no longer include requests for information. In lieu of such footnotes, the Joint Budget Committee respectfully submits the following requests for information. These requests are associated with specific Long Bill line items, and each has its own details and deadlines. Consistent with the provisions of Section 2-3-203 (3), C.R.S., information requests have been prioritized within each department in the attached lists.

To assist our staff in organizing and tracking submissions, we would appreciate if the department would follow the protocol outlined in an attachment to this letter with respect to submitting hard copies and electronic responses. The Committee requests that the department comply with these requests for information to the fullest extent possible.

Please notify us by June 14, 2021 if the department does not intend to comply with any requests.

Sincerely,

Senator Dominick Moreno  
Chair

cc:  
Executive Agency Directors  
Lauren Larson, Office of State Planning and Budgeting  
Carolyn Kampman, Staff Director, Joint Budget Committee



**Attachment**  
**Requested Format for Responses to Legislative Requests for Information**

Please submit electronic copies of request for information (RFI) responses as follows:

- An electronic copy of all submissions should be sent by email to:
  - The JBC analyst(s) responsible for the specified budget area(s)
  - Diva Mardones ([diva.mardones@state.co.us](mailto:diva.mardones@state.co.us)) at the JBC offices
  - Legislative Council Staff at the following address: [lcs.ga@state.co.us](mailto:lcs.ga@state.co.us)

The Legislative Council Staff ([lcs.ga@state.co.us](mailto:lcs.ga@state.co.us)) will include the report in an electronic database (part of the Legislative Council Library) and will also ensure the report is distributed to other legislative committees, as specified in some of the RFIs.

- All submissions should include the following information:
  - Name of Department
  - Long Bill fiscal year to which the RFI is attached (FY 2021-22 for the RFIs listed in this letter)
  - Correct RFI number, as listed in this letter

Please include this information in the subject line for electronic submissions, as well as in the body of both electronic and hard copy submissions.

- Please use the following naming convention for your electronic attachments:

**"[Department] [fiscal year] [RFI Number]"**

For example, the attachment providing the response to RFI #5 in the Department of Health Care Policy and Financing would be entitled: **Health Care Policy and Financing FY 2021-22 RFI #5**.

# LEGISLATIVE REQUESTS FOR INFORMATION FOR FY 2021-22

## REQUESTS AFFECTING MULTIPLE DEPARTMENTS

- 1 All Departments -- Based on the Department's most recent available record, what is the FTE vacancy and turnover rate: (1) by department; (2) by division; (3) by program for programs with at least 20 FTE; and (4) by occupational class for classes that are located within a larger occupational group containing at least 20 FTE. To what does the Department attribute this turnover/vacancy experience? Do the statewide compensation policies or practices administered by the Department of Personnel help or hinder the department in addressing vacancy or turnover issues?
- 2 Department of Corrections; Department of Human Services; Judicial Department; Department of Public Safety; and Department of Transportation -- State agencies involved in multi-agency programs requiring separate appropriations to each agency are requested to designate one lead agency to be responsible for submitting a comprehensive annual budget request for such programs to the Joint Budget Committee, including prior year, request year, and three year forecasts for revenues into the fund and expenditures from the fund by agency. The requests should be sustainable for the length of the forecast based on anticipated revenues. Each agency is still requested to submit its portion of such request with its own budget document. This applies to requests for appropriation from: the Alcohol and Drug Driving Safety Program Fund, the Law Enforcement Assistance Fund, the Offender Identification Fund, the Persistent Drunk Driver Cash Fund, and the Sex Offender Surcharge Fund, among other programs.
- 3 Department of Education, Assistance to Public Schools, Categorical Programs; and Department of Higher Education, Division of Occupational Education, Distribution of State Assistance for Career and Technical Education pursuant to Section 23-8-102, C.R.S. -- The Department of Education is requested to work with the Department of Higher Education and to provide to the Joint Budget Committee information concerning the distribution of state funds available for each categorical program, excluding grant programs. The information for special education programs for children with disabilities, English language proficiency programs, public school transportation, career and technical education, and small attendance center aid is requested to include the following: (a) a comparison of the state funding distributed to each district or administrative unit for each program in fiscal year 2020-21 and the maximum allowable distribution pursuant to state law and/or State Board of Education rule; and (b) a comparison of the state and federal funding distributed to each district or administrative unit for each program in fiscal year 2019-20 and actual district expenditures for each program in fiscal year 2019-20. The information for special education programs for gifted and talented children is requested to include a comparison of the state funding distributed to each district or administrative unit for each program in fiscal year 2019-20 and actual district expenditures in fiscal year 2019-20.

- 4 Department of Health Care Policy and Financing, Executive Director's Office and Department of Higher Education, Governing Boards, Regents of the University of Colorado -- Based on agreements between the University of Colorado and the Department of Health Care Policy and Financing regarding the use of Anschutz Medical Campus Funds as the State contribution to the Upper Payment Limit, the General Assembly anticipates various public benefits. The General Assembly further anticipates that any increases to funding available for this program will lead to commensurate increases in public benefits. The University of Colorado and the Department of Health Care Policy and Financing are requested to submit a report to the Joint Budget Committee about the program and these benefits by October 1 each year.
- 5 Department of Health Care Policy and Financing, Medical Services Premiums; Indigent Care Program, Children's Basic Health Plan Medical and Dental Costs; Department of Higher Education, Colorado Commission on Higher Education, Special Purpose, University of Colorado, Lease Purchase of Academic Facilities at Fitzsimons; Governing Boards, Regents of the University of Colorado; Department of Human Services, Division of Child Welfare, Tony Grampas Youth Services Program; Office of Early Childhood, Division of Community and Family Support, Nurse Home Visitor Program; Department of Military and Veterans Affairs, Division of Veterans Affairs, Colorado State Veterans Trust Fund Expenditures; Department of Personnel, Division of Human Resources, Employee Benefits Services, H.B. 07-1335 Supplemental State Contribution Fund; Department of Public Health and Environment, Disease Control and Environmental Epidemiology Division, Administration, General Disease Control, and Surveillance, Immunization Operating Expenses; Special Purpose Disease Control Programs, Sexually Transmitted Infections, HIV and AIDS Operating Expenses, and Ryan White Act Operating Expenses; Prevention Services Division, Chronic Disease Prevention Programs, Oral Health Programs; Primary Care Office -- Each Department is requested to provide the following information to the Joint Budget Committee by October 1, 2021 for each program funded with Tobacco Master Settlement Agreement money: the name of the program; the amount of Tobacco Master Settlement Agreement money received and expended by the program for the preceding fiscal year; a description of the program including the actual number of persons served and the services provided through the program; information evaluating the operation of the program, including the effectiveness of the program in achieving its stated goals.

## DEPARTMENT OF AGRICULTURE

- 1 Department of Agriculture, Colorado State Fair, State Fair Facilities Maintenance and Financing -- The Department is requested to provide on November 1, 2021 a report on total revenue and expenditures relating to the Colorado State Fair, including both state and non-state revenue sources. The report should also include facility maintenance projects for the Colorado State Fairgrounds, including facility name, the type and nature of maintenance, the anticipated cost of the maintenance, the expenditures to-date on the maintenance, and the anticipated completion date.

## DEPARTMENT OF CORRECTIONS

- 1 Department of Corrections, Institutions, Mental Health Subprogram -- It is requested that the Department of Corrections submit a report to the House Judiciary Committee and the Senate Judiciary Committee by January 31, 2022, detailing progress related to the mental health unit at the Centennial Correctional Facility.
- 2 Department of Corrections, Community Services, Community Reentry Subprogram, Transitional Work Program -- It is requested that the Department of Corrections submit a report to the Joint Budget Committee by November 1 of each year detailing progress related to the transitional work program. In 2021, the report should include desired outcomes and include, if available, data related to those outcomes. In 2022, the report should also include, to the extent possible:
  - Data on program participants, including prior offense type, custody level, recidivism risk, earnings through wages, general fund tax contributions, and the state cost per participant.
  - Data comparing recidivism outcomes between program participants and a non-participant comparison group. The report shall also identify the criteria used to select the non-participant comparison group.
  - Impact of the program on recidivism in relation to other variables, such as prior offense type, prior offense history, level of education, prior work history, arrest rate in county or city of residence, sentence rate in judicial district of residence, or any other variable that the Department thinks could impact recidivism rates.

## DEPARTMENT OF EDUCATION

- 1 Department of Education, Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding -- The Department is requested to provide to the Joint Budget Committee, on or before November 1, 2021, information concerning the Colorado Preschool Program. The information provided is requested to include the following for fiscal year 2020-21: (a) data reflecting the ratio of the total funded pupil count for the Program to the total funded pupil count for kindergarten; (b) data indicating the number of three-year-old children who participated in the Program; (c) data indicating the number of children who participated in the Program for a full-day rather than a half-day; and (d) the state and local shares of total program funding that are attributable to the Program.
- 2 Department of Education; and Colorado School for the Deaf and the Blind -- The Department of Education and the Colorado School for the Deaf and the Blind are requested to provide to the Joint Budget Committee, by September 1, 2021, detailed information concerning each entity's implementation of the recommendations of the independent review panel for the Colorado School for the Deaf and Blind. The requested information should include both detail on the progress made to date and each entity's plans going forward.

## GOVERNOR – LIEUTENANT GOVERNOR – STATE PLANNING AND BUDGETING

- 1 Governor – Lieutenant Governor – State Planning and Budgeting – The Office is requested to provide on, or before, November 1, 2021, a report on initiatives or expenditures that rely on gifts, grants, and donations. For each initiative or project, the report should include the name, a description, the amount, the source, and the number of FTE supported.

## DEPARTMENT OF HEALTH CARE POLICY AND FINANCING

- 1 Department of Health Care Policy and Financing, Executive Director's Office -- The Department is requested to submit monthly Medicaid expenditure and caseload reports on the Medical Services Premiums, behavioral health capitation, and the intellectual and developmental disabilities line items to the Joint Budget Committee, by the fifteenth or first business day following the fifteenth of each month. The Department is requested to include in the report the managed care organization caseload by aid category. The Department is also requested to provide caseload and expenditure data for the Children's Basic Health Plan, the Medicare Modernization Act State Contribution Payment, and the Old Age Pension State Medical Program within the monthly report. The Department is also requested to include in the report the number of applications and the number of approvals for new intermediate care facilities for individuals with intellectual disabilities, including the number of beds and the cost of those beds.
- 2 Department of Health Care Policy and Financing, Other Medical Services, Public School Health Services -- The Department is requested to submit a report by November 1 of each year to the Joint Budget Committee on the services that receive reimbursement from the federal government under the S.B. 97-101 public school health services program. The report is requested to include information on the type of services, how those services meet the definition of medical necessity, and the total amount of federal dollars that were distributed to each school under the program. The report should also include information on how many children were served by the program.
- 3 Department of Health Care Policy and Financing, Executive Director's office – The Department is requested to submit a report by April 1, 2021, discussing the appropriate role for the Department in resolving issues between behavioral health providers and payers, including the Regional Accountable Entities (RAEs), around billing, parity of coverage, and prior authorizations. The report should include a description of the tools available to resolve conflicts. The report should assess and discuss the administrative burden on providers, such as cumbersome prior authorization procedures or lack of timely adjudication of claims, and any other challenges with implementing the regional accountability entity structure. As part of the report, please provide a detailed description of who operates the RAEs in each region, how the operators are selected, and how the Department evaluates and prevents potential conflicts of interest. Also, please discuss differences in the performance of the RAEs in implementing the Substance Use Disorder benefit and how the policies of the RAEs are affecting implementation.

## DEPARTMENT OF HIGHER EDUCATION

- 1 Department of Higher Education, Colorado Commission on Higher Education and Special Purpose Programs, Administration; College Opportunity Fund Program Fee-for-service Contracts with State Institutions; Governing Boards; Local District College Grants Pursuant to Section 23-71-301, C.R.S.; and Division of Occupational Education, Area Technical Colleges -- Of the total funding allocated to the Higher Education institutions for FY 2021-22, \$41,797,710 allocated to institutions, and an associated \$9,462,950 distributed as financial aid, is based on institutions' share of first generation, underrepresented minority, and Pell-eligible students in FY 2019-20 and their improvement in retaining underrepresented minority students in FY 2019-20 compared to prior years. The General Assembly has expressed its intent that this funding be used to prioritize retention of first generation, underrepresented minority, and low income students in FY 2021-22 and future years consistent with the goals of Colorado's Higher Education Master Plan. It has indicated that this may include the development, enhancement, and expansion of programs to recruit and retain such students as well as steps to reduce the cost of higher education through tuition rate freezes, reductions, and need-based scholarships for Colorado resident students. The General Assembly anticipates that the Colorado Commission on Higher Education may incorporate conditions in fee-for-service contracts with state institutions and grants with local district colleges and area technical colleges to ensure that the additional \$41.8 million in funding allocated to the institutions is used to supplement and not supplant existing institutional efforts to recruit and retain first generation, underrepresented minority, and low-income students, including reducing the financial barriers to students pursuing higher education through tuition rate freezes, reductions, and need-based scholarships for Colorado resident students. The Commission is requested to coordinate and submit a report to the Joint Budget Committee by October 1, 2021 that describes how these funds will be used for FY 2021-22 and future years. The institutions are requested to provide the information to the Department by a date and in a format specified by the Department, and the Department is requested to forward this information to the Joint Budget Committee with an executive summary developed by the Department. The report should specifically address the steps institutions will take with these funds to reduce and eliminate the retention rate gap and increase enrollment, and ultimately successful completion, of the targeted student groups.
- 2 Colorado Department of Higher Education, Colorado Commission on Higher Education, Administration --- The Department, in collaboration with the governing boards, is requested to continue to explore the implications of eliminating the current College Opportunity Fund student stipend structure and instead funding the state governing boards solely through fee-for-service contracts. The Department is requested to submit a report by September 1, 2021 that addresses the response it has received from the Attorney General's Office on the implications of this change, and, based on this, whether the Department and the governing boards support making this transition. If so, the Department is requested to outline any specific recommendations for

implementing the change, including a timeline that will minimize disruptions to institutional operations.

- 3 Colorado Department of Higher Education, Colorado Commission on Higher Education and Higher Education Special Purpose Programs, Special Purpose, WICHE - Optometry -- The Department is requested to work with the Western Interstate Commission for Higher Education, the Colorado Optometric Association, and other stakeholders to explore how this program could be modified to ensure that funding for the program results in increased optometry services for underserved communities and locations, including rural areas. The Department is requested to report its findings to the Joint Budget Committee by October 1, 2021.
- 4 Colorado Department of Higher Education, Colorado Commission on Higher Education, Administration; and Governing Boards -- The Department is requested to coordinate the following annual data submissions to the Joint Budget Committee and Legislative Council Staff to support tuition, fee, and stipend revenue estimates used for appropriations and informational amounts included in the Long Bill.

By November 10, 2021: Submit budget data books for each of the governing boards that provide detail on education and general revenue and expenditures for each institution for the most recent actual year (FY 2020-21) and the current estimate year (FY 2021-22).

- Include estimate-year FY 2021-22 full time equivalent (FTE) enrollment data for resident undergraduate and graduate students and non-resident undergraduate and graduate students, in addition to actual year FY 2020-21 student FTE data. The FY 2021-22 student FTE estimates should be those used to develop the FY 2021-22 revenue and expenditure estimates in the data books.
- Identify actual FY 2020-21 and budgeted FY 2021-22 student FTE eligible for the College Opportunity Fund (COF) stipend in the budget data book submission.
- As part of the submission, the Department is requested to identify actual and estimated expenditures of federal stimulus funds used to support institutional operations. The submission should address: (1) Coronavirus Relief Funds and any other funds allocated through the State; (2) Higher Education Emergency Relief funds allocated directly by the federal government for institutional use; (3) the portion of such funds used for education and general purposes; and, separately, the portion used for other purposes that are not typically reflected in the state budget.
- The Department is requested to provide separately the actual and estimated revenue from mandatory fees using the definitions established by the Department of Higher Education for mandatory fees.

By December 15, 2021: Submit fall 2021 student FTE census data. This should include resident undergraduate and graduate and non-resident undergraduate and graduate FTE figures for each governing board and institutional break-outs for those governing boards that oversee multiple institutions.

By February 15, 2022: Submit revised estimate year FY 2021-22 and request year FY 2022-23 revenue and enrollment data for each governing board, along with the comparable FY

2020-21 actual data for context. Include data at the institutional level for the University of Colorado and Colorado State University Systems.

- For each year, include FTE enrollment and revenue estimates for resident undergraduate and graduate students and non-resident undergraduate and graduate students. The data should clearly separate revenue associated with each of these four categories, where applicable.
- Include annotations explaining assumptions, including tuition and fee rate and enrollment assumptions for the FY 2022-23 request year.
- Consistent with the requirements of Section 23-18-202 (2)(a)(I), C.R.S., also include an update on the number of student FTE estimated to be eligible for COF stipends in FY 2021-22 based on the most recent data available (different from the figures used to establish initial stipend appropriations).
- Include actual and estimated expenditures of federal stimulus funds used to support institutional operations. The submission should address: (1) Coronavirus Relief Funds and any other funds allocated through the State; (2) Higher Education Emergency Relief funds allocated directly by the federal government for institutional use; (3) the portion of such funds used for education and general purposes; and, separately, the portion used for other purposes that are not typically reflected in the state budget.
- Include actual and estimated revenue from mandatory fees using the definitions established by the Department of Higher Education for mandatory fees.

- 5 Department of Higher Education, Colorado Commission on Higher Education, Administration -  
- The Department should continue its efforts to provide data on the efficiency and effectiveness of state financial aid in expanding access to higher education for Colorado residents. The Department is requested to provide to the Joint Budget Committee by December 1 of each year an evaluation of financial aid programs, which should include, but not be limited to: (1) an estimate of the amount of federal, institutional, and private resources (including tax credits) devoted to financial aid; (2) the number of recipients from all sources; (3) information on typical awards; and (4) the typical debt loads of graduates. The Department is requested to provide more in-depth data on the financial aid awarded at the state's public institutions, by institution. This should include further information on the use of institutional aid, including the extent to which such aid is awarded to residents versus non-residents, for financial need versus merit, and the extent to which merit-based aid is awarded to students who qualify on the basis of need, whether or not the aid was classified as merit-based.
- 6 Department of Higher Education, Colorado Commission on Higher Education, Administration -  
- The Department is requested to submit a report by November 1 of each year demonstrating that its annual funding request for centrally-appropriated amounts is similar to the amount that would be provided if Department staff were enrolled in state plans. The Department is further requested to submit, as part of the annual request for common policy benefits adjustments, templates that reflect the benefit selection for each member of the Department's staff in a manner that will enable health benefits for these staff to be calculated consistent with common policy. The templates are



expected to contain July data on health benefits actually selected by Department staff and relate staff benefit elections to comparable state plan premiums.

- 7 Department of Higher Education, Colorado Commission on Higher Education, Special Purpose, Tuition/Enrollment Contingency -- The Department is requested to provide information on the amount of Tuition Enrollment Contingency funds distributed to any governing board and whether the governing board complied with Colorado Commission on Higher Education tuition policy and intended limits on undergraduate rates expressed in Long Bill footnotes. This information, as it applies to actual expenditures in FY 2020-21 should be provided by November 1, 2021, and as it applies to actual expenditures in FY 2021-22 should be provided by November 1, 2022.

## DEPARTMENT OF HUMAN SERVICES

- 1 Department of Human Services, Office of Early Childhood, Early Intervention Services -- The Department is requested to submit annually, on or before January 1, a report to the Joint Budget Committee concerning caseload growth for early intervention services. The requested report should include the following information: (a) the total number of early intervention services performed compared to the projected amount of early intervention services; (b) the amount of funds expended in the fiscal year from July 1 through the time period when the report is created compared to the projected spending; and (c) the amount of any expected gaps between the appropriation in the long bill and actual expenditures.
- 2 Department of Human Services, Office of Early Childhood, Child Care Assistance Program -- The Department is requested to submit annually, on or before January 1, a report to the Joint Budget Committee concerning costs for the Colorado Child Care Assistance Program. The requested report should include the following information: (a) the changes in direct services costs from the prior year due to inflation; (b) changes in direct services costs from the prior year due to quality; and (c) changes in cost due to changes to continuity from the previous year.
- 3 Department of Human Services, Division of Youth Services, Institutional Programs -- The Department is requested to submit a report by November 1 of each fiscal year, that includes the following monthly data for each State-owned and operated facility for the previous fiscal year:
  - Number of assaults by type (e.g. juvenile on staff, staff on juvenile, juvenile on juvenile);
  - The number and type of sexual assaults;
  - Number of homicides;
  - Number of suicides;
  - Number of new crimes reported to local police;
  - Number of direct care staff at each facility (Youth Services Specialists); and
  - Average length of service for direct care staff (Youth Services Specialists).

- 4 Department of Human Services, Totals -- The Department is requested to submit a report concerning the status of federal Temporary Assistance for Needy Families (TANF) funds. The requested report should include the following: (a) an analysis of the TANF Long Term Reserve, including estimated TANF funds available for appropriation, estimated TANF appropriations by Long Bill line item, and the estimated closing Long Term Reserve balance, for the most recent actual fiscal year, the current fiscal year, and the request fiscal year; (b) an analysis of the TANF maintenance of effort (MOE) payments, showing the actual and forecasted MOE expenditures, by program, for the most recent actual fiscal year, the current fiscal year, and the request fiscal year; and (c) an analysis of the counties' TANF reserve balances that includes, for each county, for the most recent actual fiscal year, the starting TANF Reserve Account balances for the Works Program, Title XX, and Child Care Development Fund accounts, the annual TANF allocation, the total expenditures, the net transfers to child care and child welfare, any amounts remitted to the state, and the closing reserve balance for all county TANF accounts. The report should be provided to the Joint Budget Committee annually on or before November 1. An update to this information reflecting data at the close of the federal fiscal year should be provided to the Joint Budget Committee annually on or before January 1.
- 5 Department of Human Services, Totals -- The Department is requested to submit annually, on or before November 1, a report to the Joint Budget Committee concerning federal Child Care Development Funds. The requested report should include the following information related to these funds for the actual, estimate, and request years: (a) the total amount of federal funds available and anticipated to be available to Colorado, including funds rolled forward from previous state fiscal years; (b) the amount of federal funds expended, estimated, or requested to be expended for these years by Long Bill line item; (c) the amount of funds expended, estimated, or requested to be expended for these years, by Long Bill line item where applicable, to be reported to the federal government as either maintenance of effort or matching funds associated with the expenditure of federal funds; and (d) the amount of funds expended, estimated, or requested to be expended for these years that are to be used to meet the four percent federal requirement related to quality activities and the federal requirement related to targeted funds. An update to the information on the amount of federal funds anticipated to be available and requested to be expended by Long Bill line item should be provided to the Joint Budget Committee annually on or before January 15.
- 6 Department of Human Services, Office of Early Childhood, Division of Community and Family Support -- The Department is requested to submit a report annually, on or before November 1, updating the Joint Budget Committee on the recent expansion of The Incredible Years® (IY) programs initially funded in the Long Bill in FY 2018-19. Rigorously researched IY programs support parenting skills (Preschool Basic Parent Program), teacher training (Teacher Classroom Management), and children's social-emotional skill development (Dinosaur School). The report should include a listing of the organizations that have applied for and received funding; the specific IY program(s) delivered; and information regarding how IY is being supported by the

Implementation Partner through: (a) Community readiness and entity selection; (b) Training, coaching and fidelity monitoring; (c) Local Implementation Team development; (d) Entity-specific and statewide process and outcomes evaluation; and (e) On-going quality improvements to ensure high-quality scale and sustainability. The report should also include information on any changes made that affect the nature of the program.

- 7 Department of Human Services, Adult Assistance Programs, Community Services for the Elderly -- The Department is requested to submit a report by November 1 of each year on Older Americans Act Funds received and anticipated to be received, and the match requirements for these funds. The report should also specify the amount of funds, if any, that were transferred between the State Funding for Senior Services line item and the Older Americans Act Programs line item in the prior actual fiscal year to comply with federal match requirements.
- 8 Department of Human Services, Division of Youth Services, Community Programs, S.B. 91-094 Programs -- The Department is requested to submit to the Joint Budget Committee no later than November 1 of each fiscal year a report that includes the following information by judicial district and for the state as a whole: (1) comparisons of trends in detention and commitment incarceration rates; (2) profiles of youth served by S.B. 91-094; (3) progress in achieving the performance goals established by each judicial district; (4) the level of local funding for alternatives to detention; and (5) identification and discussion of potential policy issues with the types of youth incarcerated, length of stay, and available alternatives to incarceration.
- 9 Department of Human Services, Adult Assistance Programs -- The Department is requested to submit annually, on or before November 1, a report to that provides the cost to eliminate waitlists for each service type for services provided to older adults by the state's Area Agencies on Aging.
- 10 Department of Human Services, Division of Child Welfare -- The Department is requested to provide to the Joint Budget Committee, by November 1 of each fiscal year, information on county child welfare worker staffing, including county data on: (1) caseload ratios by county; (2) actual staffing levels; (3) new hires funded by the child welfare block grant; (4) new hires funded through county level child welfare staffing funding; (5) workload and funding allocation comparisons by county for each type of block allocation; (6) performance metrics concerning the training of and support provided to case workers; (7) how each of the previous data categories support successful outcomes for children served in the child welfare system; and (8) a description of each outcome and how it is measured.
- 11 Department of Human Services, Division of Child Welfare, Child Welfare Services -- The Department is requested to provide to the Joint Budget Committee, by November 1 of each fiscal year, the following information for each county:
  - The actual use of funds allocated to counties through the child welfare services, county staffing, and core services block allocations, including data on previous fiscal year expenses

and children service by funding category. At minimum such data should include the following: (a) program services expenditures, including the cost of services delivered through county staff and the cost of services delivered through contract providers; and the average cost per open involvement per year; (b) out-of-home placement care expenditures and the average cost per child per day; and (c) subsidized adoption expenditures and the average payment per child per day.

- The forecast cost, by county, of fully funding the child welfare system in the current and subsequent fiscal years as determined by the funding model required by S.B. 18-254 (Child Welfare Reforms).

- 12 Department of Human Services, Division of Child Welfare -- The Department is requested to provide to the Joint Budget Committee, by November 1 of each fiscal year, information concerning the gross amount of payments to child welfare service providers, including amounts that were paid using child welfare block or core services allocation funds and any other revenue source. The Department is requested to identify amounts, by source, for the last two actual fiscal years.
- 13 Department of Human Services, All Divisions -- The Department is requested to provide, by November 1 of each fiscal year, a list of each transfer made in the previous fiscal year pursuant to Section 24-75-106, C.R.S. This information should include: the line item in which the funds originated, the line item to which the funds were transferred, the amount of each transfer, the fund split for each transfer, and the purpose of the transfer.
- 14 Department of Human Services, Division of Child Welfare -- The Department is requested to provide by November 1 of each fiscal year, a list of each transfer made in the previous fiscal year between division line items as authorized by a Long Bill footnote pursuant to Long Bill Footnote 39. This information should include: the line item in which the funds originated, the line item to which the funds were transferred, the amount of each transfer, the fund split for each transfer, and the purpose of the transfer.
- 15 Department of Human Services, Division of Child Welfare, Promoting Permanency -- The Department is requested to provide to the Joint Budget Committee, by November 1 of each fiscal year, an evaluation report concerning programs funded through this line item.
- 16 Department of Human Services, Division of Child Welfare and Totals -- The Department is requested to provide a report to the Joint Budget Committee by October 1 of each fiscal year concerning the amount of federal revenues earned by the State for the previous fiscal year pursuant to Title IV-E of the Social Security Act, as amended; the amount of money that was expended for the previous state fiscal year, including information concerning the purposes of the expenditures; and the amount of money that was credited to the Excess Federal Title IV-E Reimbursements Cash Fund created in Section 26-1-111 (2)(d)(II)(C), C.R.S.

- 17 Department of Human Services, Services for People with Disabilities, Regional Centers for People with Developmental Disabilities -- The Department is requested to provide by November 1 of each fiscal year, the monthly census for each Regional Center by licensure type since the beginning of the fiscal year, and annual cost per capita for each Regional Center by licensure type, including the Regional Center costs for utilities, depreciation, indirect costs, and centrally appropriated personnel items.
- 18 Department of Human Services, Executive Director's Office, Special Purpose, Employment and Regulatory Affairs -- The Department is requested to provide to the Joint Budget Committee, by November 1 of each fiscal year, a report including aggregate data by program area and job classification for the previous five fiscal years, including, but not limited to: employee recruitment and retention activities; time-to-fill (positions) data; staff turn-over rates; and direct care professional to client ratios.

## DEPARTMENT OF LABOR AND EMPLOYMENT

- 1 Colorado Department of Labor and Employment, Division of Unemployment Insurance - The Division is requested to identify key performance indicators for the state's unemployment insurance programs that indicates how promptly and effectively the Division is responding to the needs of unemployed Coloradans. This report should build on the Daily Dashboard developed by the Division and may include federal performance indicators that the Department believes are most relevant (e.g., UI claimant volume, payments, duration, and first-time payment timeliness) and measures such call volumes and response times, call center staffing, fraud holds, fraud releases, average time until fraud release, and, if available, data on the volume of fraudulent payments made and recovered. The Department is encouraged to identify the report elements it believes would be most relevant and helpful for internal and external stakeholders and to work with the Governor's Office, JBC staff, and other interested parties to develop report components. The Department is requested to provide the first report to the Joint Budget Committee and include the report on its website no later than July 1, 2021 and no less than monthly thereafter.
- 2 Department of Labor and Employment, Division Of Vocational Rehabilitation and Independent Living Services, Vocational Rehabilitation Programs -- The Department is requested to provide a report by November 1 of each year on the number of individuals receiving vocational rehabilitation services, including: a break-down by category of the number of individuals receiving services and the number for whom a determination is pending; the average cost by category of services; the most recent actual fiscal year and projected current fiscal year expenditures, and the projected balance of the State's federal vocational rehabilitation account. The Department is also requested to provide data on vocational rehabilitation employment outcomes, including Employment First outcomes.
- 3 Department of Labor and Employment, Division of Vocational Rehabilitation and Independent Living Services, Office of Independent Living Services -- The Department is requested to submit

to the Joint Budget Committee, by November 1 of each year, its annual report on independent living services and outcomes. As part of this report, the Department is requested to include data on the distribution of state funds to independent living centers and the numbers of clients served.

## DEPARTMENT OF LOCAL AFFAIRS

None.

## DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

- 1 Department of Military Affairs, Division of Veterans Affairs – The Department is requested to provide the following information to the Joint Budget Committee by November 1, 2021 for the Western Region OneSource: the amount of money received and expended by the facility for the preceding fiscal year; a description of services provided including the actual number of persons served; and facility partnerships with other public and private entities.

## DEPARTMENT OF NATURAL RESOURCES

- 1 Department of Natural Resources, Division of Reclamation, Mining, and Safety, Inactive Mines, Program Costs -- The Division of Reclamation, Mining, and Safety is requested to include in its annual budget request a report detailing all expenditures made in the previous year from this line item. The report should include but not be limited to: (1) Non-project expenditures: (a) spending type, (b) FTE allocation, (c) total expenditure; and (d) fund sources and fund source splits. (2) Project expenditures: (a) project name; (b) project type; (c) geographic location; (d) period of work on-site; (e) total expenditure and FTE allocation; and (f) fund sources and fund source split. The Division is requested to include any other data points, details, or comments that more fully express or explain the expenditure experience from this line item.
- 2 Department of Natural Resources, Oil and Gas Conservation Commission, Program Costs -- The Department of Natural Resources is requested to include in its annual budget request a report on the performance of the risk-based inspection program. The report should provide information on the activities of the Facilities Integrity group, the inspection process for piping and flowlines, and the metrics used to measure the performance and effectiveness of the Facilities Integrity program.
- 3 Department of Natural Resources, Oil and Gas Conservation Commission, Plugging and Reclaiming Abandoned Wells -- The Oil and Gas Conservation Commission is requested to include in its annual budget request a report detailing all expenditures made in the previous year from this line item and an inventory of all known orphaned wells that are in the process of being plugged and reclaimed or remain to be plugged and reclaimed.

- 4 Department of Natural Resources, Oil and Gas Conservation Commission, Emergency Response -- The Oil and Gas Conservation Commission is requested to include in its annual budget request a report detailing all expenditures made in the previous year from this line item.
- 5 Department of Natural Resources, Oil and Gas Conservation Commission, Special Environmental Protection and Mitigation Studies -- The Oil and Gas Conservation Commission is requested to include in its annual budget request a report detailing all expenditures made in the previous year from this line item.

## DEPARTMENT OF PERSONNEL

- 1 Department of Personnel, Executive Director's Office, Payments to OIT -- The Department is requested to provide by November 1, 2021, the amount of funds eliminated from the Payments to OIT line item as a result of reducing the number of service units obtained from the Governor's Office of Information Technology for operating the Colorado Automotive Reporting System (CARS) after full replacement is achieved.
- 2 Department of Personnel, Division of Accounts and Control, Financial Operations and Reporting -- The State Controller is requested to provide by October 1, 2021, to the Joint Budget Committee, a report on uncommitted reserves that includes all cash funds, including those that are otherwise exempt from and unreported in the cash funds excess uncommitted reserves report required by Section 24-30-207, C.R.S.

## DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT

- 1 Department of Public Health and Environment; Office of Health Equity, Disease Control and Environmental Epidemiology Division, Prevention Services Division. The Department is requested to provide the following information to the Joint Budget Committee by November 1<sup>st</sup> 2021 for each program funded by Amendment 35 tax revenues: Name of the program, the amount of money received and expended by the program for the preceding fiscal year, a description of the program including the actual number of persons served and the services provided through the program, information evaluating the operation of the program including the effectiveness of the program in achieving its stated goals.
- 2 Department of Public Health and Environment; Disease Control and Epidemiology Division. The Department is requested to provide the following information to the Joint Budget Committee Biannually on August 1<sup>st</sup> and February 1<sup>st</sup> beginning August 1<sup>st</sup> 2021: Measles Mumps and Rubella (MMR) vaccination rates for the Kindergarten and first grade populations across the state, how much money was allocated, through state or federal resources, to each local public health agency specifically to address the issue of MMR vaccination rates. In FY 2020-21 the Joint Budget Committee approved an ongoing appropriation of \$1.5 million for local public health agencies to address MMR vaccination rates, should any dollars from this appropriation be used for any

targeted populations or diseases other than kindergarten MMR this information should also be included in the report.

## DEPARTMENT OF PUBLIC SAFETY

- 1 Department of Public Safety, Division of Criminal Justice, Community Corrections, Community Corrections Placements, Correctional Treatment Cash Fund Residential Placements, and Community Corrections Facility Payments -- As part of its FY 2022-23 budget request, the Department is requested to report actual average daily community corrections placements for recently completed fiscal years with a level of detail compatible with the table in Long Bill footnote 98. This document should also report condition of probation placements. The Department is requested to update the report with year-to-date community corrections placements shortly after January 1, 2022. The January report should also include an estimated placements table for FY 2022-23. If the Department believes that a supplemental adjustment to the FY 2021-22 Community Corrections Placements appropriation is needed, the Department is requested to also submit an estimated placements table for FY 2021-22. If the Department estimates that the actual number of Community Corrections facility payments in either FY 2021-22 or FY 2022-23 will differ from the number on which the FY 2021-22 facility payments appropriation is based, the Department is requested to include that information in its January report. These estimates are not intended to be formal statistical forecasts, but informal estimates based upon year-to-date caseload, knowledge of facilities that are opening and closing or expanding and contracting, and upon other factors that influence the community corrections appropriations. The Department is requested to submit a brief narrative with the estimates.
- 2 Department of Public Safety, Division of Criminal Justice, Community Corrections -- As part of its FY 2022-23 budget request, the Department is requested to submit a proposal for the implementation of performance based contracting. This proposal should include payment models, outcomes to evaluate the performance of community providers and local community corrections boards, baseline targets for the Program Assessment for Correctional Excellence (PACE) and core security audits, the frequency of PACE and core security audits, and a warning system for underperforming providers. The Department is requested to submit this proposal no later than January 3, 2022.
- 3 Department of Public Safety, Colorado State Patrol, Information Technology Asset Maintenance -- The Department is requested to submit to the Joint Budget Committee an annual expenditure report on November 1 of each year. At a minimum, each report should include on-going 5-year expenditure estimates for the line item, any new contracts awarded, and the names of the vendors.

## DEPARTMENT OF REGULATORY AGENCIES

- 1 Department of Regulatory Agencies; Public Utilities Commission. The Department is requested to provide the following information to the Joint Budget Committee every year on November 1:



The number of pipeline incidents that have occurred under the jurisdiction of the Gas Pipeline Safety Unit for the previous three fiscal years, the classification of pipelines in which those incidents have occurred, and the degree of severity of incidents that have occurred. Additionally, the Department is requested to provide the status of hiring and number of FTE included within the Public Utilities Commission, as well as a detailed list of how many FTE are assigned to each program or unit within the PUC.

## DEPARTMENT OF TRANSPORTATION

- 1 Department of Transportation, Totals -- The Department is requested to submit, with its FY 2022-23 budget request, electronic versions of the following:
  - a. The draft one-sheet budget (also known as the “Revenue Allocation Plan”) on which the Long Bill request is based with an explanation that shows how the Long Bill request relates to the one-sheet budget;
  - b. A schedule or schedules showing, for each of the publishing issues that collectively show how the Administration Division request is derived from the prior year Administration Division appropriation, the incremental budget changes that make up that publishing issue;
  - c. Projected expenditures by division for all common-policy items, including common policies for total compensation, operating, and IT;
  - d. A schedule showing the projected revenues for FY 2022-23 on which the draft one-sheet budget and the Long Bill request are based, with revenue-source detail that is comparable to the detail in the Department's draft narrative budget (also known as the “Budget Allocation Plan”);
  - e. A schedule showing the most recent projection of revenues for FY 2021-22 in a form compatible with the revenue projection for FY 2022-23;
  - f. A schedule showing actual revenues received during FY 2019-20 and FY 2020-21 in a form compatible with the revenue projection for FY 2022-23;
  - g. Projected state HUTF revenue for FY 2021-22 that shows (1) the revenue sources and (2) the allocation of that revenue among counties, municipalities, and other recipients.
  - h. Actual revenue for the two most recently completed Fiscal Years of (1) the Construction, Maintenance, and Operations Division, (2) the Bridge Enterprise, and (3) the High-performance Transportation Enterprise.
- 2 Department of Transportation, Construction, Maintenance, and Operations -- The Department is requested to submit, with its FY 2022-23 budget request, an analysis comparing CDOT's Alternative Delivery System (ADS), which includes Construction Manager/General Contractor and Design Build, and CDOT's Conventional Delivery System (CDS), which includes Design-Bid-Build low bid. The analysis should discuss:
  - a. The number of ADS and CDS projects awarded in construction year 2021;
  - b. The dollar value of ADS and CDS projects awarded in construction year 2021;
  - c. The proportion of 2021 bid winners with a Colorado headquarters, broken down by ADS and CDS;

- d. New projects initiated using ADS in construction year 2021 and a description of why ADS was chosen;
- e. The cost at contract award compared with final cost for projects achieving Project Acceptance (Substantial Completion) in construction year 2021; and
- f. An update on ongoing ADS projects, including expected cost and duration compared to cost and duration at contract, and a description of major change orders.

For any response data that is publicly available on CDOT's online dashboard, please provide a description of how to access the information.

# STATE OF COLORADO

SENATORS  
DOMINICK MORENO, CHAIR  
CHRIS HANSEN  
BOB RANKIN

REPRESENTATIVES  
JULIE MCCLUSKIE, VICE-CHAIR  
LESLIE HEROD  
KIM RANSOM



STAFF DIRECTOR  
CAROLYN KAMPMAN

JOINT BUDGET COMMITTEE  
200 EAST 14TH AVENUE, 3RD FLOOR  
LEGISLATIVE SERVICES BUILDING  
DENVER, CO 80203  
TELEPHONE 303-866-2061  
<http://leg.colorado.gov/agencies/joint-budget-committee>

April 21, 2021

Hon. Brian D. Boatright, Chief Justice of the Colorado Supreme Court  
2 East 14th Avenue  
Denver, CO 80203

Dear Chief Justice Boatright:

The General Assembly recently finalized the FY 2021-22 Long Bill. Pursuant to Section 24-75-112 (2), C.R.S., the Long Bill footnotes no longer include requests for information. In lieu of such footnotes, the Joint Budget Committee respectfully submits the following requests for information. These requests are associated with specific Long Bill line items, and each has its own details and deadlines. Consistent with the provisions of Section 2-3-203 (3), C.R.S., information requests have been prioritized within each department in the attached lists.

To assist our staff in organizing and tracking submissions, we would appreciate if the department would follow the protocol outlined in an attachment to this letter with respect to submitting hard copies and electronic responses. The Committee requests that the department comply with these requests for information to the fullest extent possible.

Please notify us by June 14, 2021 if the department does not intend to comply with any requests.

Sincerely,

A handwritten signature in black ink, appearing to be "DM", with a long horizontal line extending to the right.

Senator Dominick Moreno  
Chair

cc:

Steven Vasconcellos, State Court Administrator  
Megan Ring, Colorado State Public Defender  
Thomas Raynes, Executive Director, Colorado District Attorneys' Council  
Carolyn Kampman, Staff Director, Joint Budget Committee

**Attachment**  
**Requested Format for Responses to Legislative Requests for Information**

Please submit electronic copies of request for information (RFI) responses as follows:

- An electronic copy of all submissions should be sent by email to:
  - The JBC analyst(s) responsible for the specified budget area(s)
  - Diva Mardones ([diva.mardones@state.co.us](mailto:diva.mardones@state.co.us)) at the JBC offices
  - Legislative Council Staff at the following address: [lcs.ga@state.co.us](mailto:lcs.ga@state.co.us)

The Legislative Council Staff ([lcs.ga@state.co.us](mailto:lcs.ga@state.co.us)) will include the report in an electronic database (part of the Legislative Council Library) and will also ensure the report is distributed to other legislative committees, as specified in some of the RFIs.

- All submissions should include the following information:
  - Name of Department
  - Long Bill fiscal year to which the RFI is attached (FY 2021-22 for the RFIs listed in this letter)
  - Correct RFI number, as listed in this letter

Please include this information in the subject line for electronic submissions, as well as in the body of both electronic and hard copy submissions.

- Please use the following naming convention for your electronic attachments:

**"[Department] [fiscal year] [RFI Number]"**

For example, the attachment providing the response to RFI #5 in the Department of Health Care Policy and Financing would be entitled: **Health Care Policy and Financing FY 2021-22 RFI #5**.

# LEGISLATIVE REQUESTS FOR INFORMATION FOR FY 2021-22

## JUDICIAL DEPARTMENT

- 1 Judicial Department, Office of the State Public Defender – The State Public Defender is requested to provide by November 1, 2021, a report concerning the Appellate Division's progress in reducing its case backlog, including the following data for FY 2020-21: the number of new cases; the number of opening briefs filed by the Office of the State Public Defender; the number of cases resolved in other ways; the number of cases closed; and the number of cases awaiting an opening brief as of June 30, 2021.
- 2 Judicial Department, Probation and Related Services – The State Court Administrator's Office is requested to provide by November 1 of each year a report on pre-release rates of recidivism and unsuccessful terminations and post-release recidivism rates among offenders in all segments of the probation population, including the following: adult and juvenile intensive supervision; adult and juvenile minimum, medium, and maximum supervision; and the female offender program. The Office is requested to include information about the disposition of pre-release failures and post-release recidivists, including how many offenders are incarcerated (in different kinds of facilities) and how many offenders return to probation because of violations.
- 3 Judicial Department, Trial Courts, District Attorney Mandated Costs – District Attorneys in each judicial district shall be responsible for allocations made by the Colorado District Attorneys' Council's Mandated Cost Committee. Any increases in this line item shall be requested and justified in writing by the Colorado District Attorneys' Council, rather than the Judicial Department, through the regular appropriation and supplemental appropriation processes. The Colorado District Attorneys' Council is requested to submit an annual report by November 1 detailing how the District Attorney Mandated Costs appropriation is spent, how it is distributed, and the steps taken to control these costs.
- 4 Judicial Department, Probation and Related Services, Offender Treatment and Services – The State Court Administrator's Office is requested to provide by November 1 of each year a detailed report on how this appropriation is used, including the amount spent on testing, treatment, and assessments for offenders.
- 5 Judicial Department, Probation and Related Services – The State Court Administrator's Office is requested to provide a report to the Joint Budget Committee by November 1, 2021, concerning the Judicial Department's use of private probation. It is requested that the report:
  - a. Evaluate the relative effectiveness of private probation and state probation for clients with similar characteristics, using suitable measures of effectiveness such as pre- and post-release

recidivism and unsuccessful terminations. To the extent possible, the report should examine the relative effectiveness of state and private probation for differing types of offenders. To the extent possible, it should examine the relative effectiveness of the various private probation providers. This analysis should be based on Colorado data

- b. Examine problems that arise with private probation and propose ways that these problems can be mitigated. If a problem cannot be mitigated, the report should discuss whether it is a serious problem and the reasons it cannot be mitigate.
  - c. Explain why the number of clients on private probation has declined, including the extent to which the decline may reflect the growth of new probation practices, such as telephone reporting.
  - d. Explain who makes the decision to place a client on state probation verses private probation and how those decisions are made.
  - e. Propose ways to encourage the use of private probation, including ways to encourage private probation providers to begin supplying services in a Judicial District that lacks private probation providers.
  - f. Describe and evaluate instances in which private probation providers in judicial districts have ended services.
  - g. Evaluate the cost of providing private probation services and, based on estimates of cost, propose a suitable amount of monthly revenue that private probation providers should receive for private probation supervision.
  - h. Estimate the number of probationers who could be effectively and safely placed on private probation if sufficient private probation providers were available.
- 6 Judicial Department, Courts Administration, Centrally-administered Programs, Eviction Legal Defense Fund – The State Court Administrator’s Office is requested to provide by November 1, 2021 a report on eviction filing indicators for each fiscal year FY 2017-18 through FY 2020-21. In addition to total filings, it is requested the Office provide the following information for each filing:
- a. Filing date
  - b. Status of representation by counsel for both parties
  - c. Case outcome (specify from the following)
    - a. Answer filed
    - b. Answer including counterclaim filed
    - c. Judgment entered
    - d. Stipulated agreement entered
    - e. Stipulated agreement including entry of judgment language entered
    - f. Writ of resolution issued
  - d. Money judgment at the end of the case
  - e. Whether it was a residential or commercial eviction
  - f. Zip code of the address where the eviction occurred

If any of this data is not already collected and available, the Department is requested to submit a report with the November 1<sup>st</sup> budget request that includes: an estimate of funding needed to collect this data; options the Department could pursue, including working with external partners

to obtain this data; and, estimate of the costs that the Denver County Court would incur to also collect this data.

# STATE OF COLORADO

**SENATORS**  
DOMINICK MORENO, CHAIR  
CHRIS HANSEN  
BOB RANKIN

**REPRESENTATIVES**  
JULIE MCCLUSKIE, VICE-CHAIR  
LESLIE HEROD  
KIM RANSOM



**STAFF DIRECTOR**  
CAROLYN KAMPMAN

**JOINT BUDGET COMMITTEE**  
200 EAST 14TH AVENUE, 3RD FLOOR  
LEGISLATIVE SERVICES BUILDING  
DENVER, CO 80203  
TELEPHONE 303-866-2061  
<http://leg.colorado.gov/agencies/joint-budget-committee>

April 21, 2021

Hon. Phil Weiser, Attorney General  
Colorado Department of Law  
Ralph L. Carr Colorado Judicial Center  
1300 Broadway, 10th Floor  
Denver, CO 80203

Dear Attorney General Weiser:

The General Assembly recently finalized the FY 2021-22 Long Bill. Pursuant to Section 24-75-112 (2), C.R.S., the Long Bill footnotes no longer include requests for information. In lieu of such footnotes, the Joint Budget Committee respectfully submits the following requests for information. These requests are associated with specific Long Bill line items, and each has its own details and deadlines. Consistent with the provisions of Section 2-3-203 (3), C.R.S., information requests have been prioritized within each department in the attached lists.

To assist our staff in organizing and tracking submissions, we would appreciate if the department would follow the protocol outlined in an attachment to this letter with respect to submitting hard copies and electronic responses. The Committee requests that the department comply with these requests for information to the fullest extent possible.

Please notify us by June 14, 2021 if the department does not intend to comply with any requests.

Sincerely,

Senator Dominick Moreno  
Chair

cc:

Natalie Hanlon Leh, Chief Deputy Attorney General, Colorado Department of Law  
Jon Reitan, Budget Director, Colorado Department of Law  
Carolyn Kampman, Staff Director, Joint Budget Committee



**Attachment**  
**Requested Format for Responses to Legislative Requests for Information**

Please submit electronic copies of request for information (RFI) responses as follows:

- An electronic copy of all submissions should be sent by email to:
  - The JBC analyst(s) responsible for the specified budget area(s)
  - Diva Mardones ([diva.mardones@state.co.us](mailto:diva.mardones@state.co.us)) at the JBC offices
  - Legislative Council Staff at the following address: [lcs.ga@state.co.us](mailto:lcs.ga@state.co.us)

The Legislative Council Staff ([lcs.ga@state.co.us](mailto:lcs.ga@state.co.us)) will include the report in an electronic database (part of the Legislative Council Library) and will also ensure the report is distributed to other legislative committees, as specified in some of the RFIs.

- All submissions should include the following information:
  - Name of Department
  - Long Bill fiscal year to which the RFI is attached (FY 2021-22 for the RFIs listed in this letter)
  - Correct RFI number, as listed in this letter

Please include this information in the subject line for electronic submissions, as well as in the body of both electronic and hard copy submissions.

- Please use the following naming convention for your electronic attachments:

**"[Department] [fiscal year] [RFI Number]"**

For example, the attachment providing the response to RFI #5 in the Department of Health Care Policy and Financing would be entitled: **Health Care Policy and Financing FY 2021-22 RFI #5**.

# LEGISLATIVE REQUESTS FOR INFORMATION FOR FY 2021-22

## DEPARTMENT OF LAW

- 1 Department of Law, Legal Services to State Agencies, Personal Services -- The Department is requested to provide by November 1, 2021 a report concerning the implementation of changes to the appropriation and billing methodologies for legal services provided to state agencies. As part of the report, the Department is requested to solicit feedback from all client agencies regarding the benefits and challenges associated with the change in methodologies.
- 2 Department of Law, Criminal Justice and Appellate, Appellate Unit -- The Department is requested to provide by November 1, 2021 a report concerning the Appellate Unit's progress in reducing its case backlog, including the following data for FY 2021-22: the number of opening briefs received; the number of answer briefs filed; and the case backlog as of June 30, 2021.
- 3 Department of Law, Criminal Justice and Appellate, Medicaid Fraud Control Unit -- Pursuant to Section 25.5-4-310, C.R.S., the Department of Law's Medicaid Fraud Control Unit is required to submit an annual report by January 15 concerning: actions filed under the "Colorado Medicaid False Claims Act", the amount recovered as a result of such actions, and the amount of related expenditures. The General Assembly requests that the Department also include in this annual report information about expenditures and recoveries related to the Unit's criminal investigations.
- 4 Department of Law, Special Purpose, District Attorney Training -- Pursuant to Section 20-1-111 (4) (b), C.R.S., the Colorado District Attorneys' Council (CDAC) allocated these dollars to provide prosecution training, seminar, continuing education programs, and other prosecution related services on behalf of District Attorneys who are members of the CDAC. The CDAC is requested to submit an annual report by November 1 detailing how the District Attorney Training appropriation is spent, including the number and type of training activities provided, the number of district attorney offices served by each type of training activity, the number of deputy district attorneys trained, and detail of the costs categorized by personnel, operating, and travel, for each training effort.

# STATE OF COLORADO

**SENATORS**  
DOMINICK MORENO, CHAIR  
CHRIS HANSEN  
BOB RANKIN

**REPRESENTATIVES**  
JULIE MCCLUSKIE, VICE-CHAIR  
LESLIE HEROD  
KIM RANSOM



**STAFF DIRECTOR**  
CAROLYN KAMPMAN

**JOINT BUDGET COMMITTEE**  
200 EAST 14TH AVENUE, 3RD FLOOR  
LEGISLATIVE SERVICES BUILDING  
DENVER, CO 80203  
TELEPHONE 303-866-2061  
<http://leg.colorado.gov/agencies/joint-budget-committee>

April 21, 2021

Hon. Jena Griswold  
Colorado Secretary of State  
1700 Broadway, Suite 200  
Denver, CO 80290

Dear Secretary Griswold:

The General Assembly recently finalized the FY 2021-22 Long Bill. Pursuant to Section 24-75-112 (2), C.R.S., the Long Bill footnotes no longer include requests for information. In lieu of such footnotes, the Joint Budget Committee respectfully submits the following requests for information. These requests are associated with specific Long Bill line items, and each has its own details and deadlines. Consistent with the provisions of Section 2-3-203 (3), C.R.S., information requests have been prioritized within each department in the attached lists.

To assist our staff in organizing and tracking submissions, we would appreciate if the department would follow the protocol outlined in an attachment to this letter with respect to submitting hard copies and electronic responses. The Committee requests that the department comply with these requests for information to the fullest extent possible.

Please notify us by June 14, 2021 if the department does not intend to comply with any requests.

Sincerely,

Senator Dominick Moreno  
Chair

cc:

Brad Lang, Controller, Colorado Secretary of State  
Carolyn Kampman, Staff Director, Joint Budget Committee

**Attachment**  
**Requested Format for Responses to Legislative Requests for Information**

Please submit electronic copies of request for information (RFI) responses as follows:

- An electronic copy of all submissions should be sent by email to:
  - The JBC analyst(s) responsible for the specified budget area(s)
  - Diva Mardones ([diva.mardones@state.co.us](mailto:diva.mardones@state.co.us)) at the JBC offices
  - Legislative Council Staff at the following address: [lcs.ga@state.co.us](mailto:lcs.ga@state.co.us)

The Legislative Council Staff ([lcs.ga@state.co.us](mailto:lcs.ga@state.co.us)) will include the report in an electronic database (part of the Legislative Council Library) and will also ensure the report is distributed to other legislative committees, as specified in some of the RFIs.

- All submissions should include the following information:
  - Name of Department
  - Long Bill fiscal year to which the RFI is attached (FY 2021-22 for the RFIs listed in this letter)
  - Correct RFI number, as listed in this letter

Please include this information in the subject line for electronic submissions, as well as in the body of both electronic and hard copy submissions.

- Please use the following naming convention for your electronic attachments:

**"[Department] [fiscal year] [RFI Number]"**

For example, the attachment providing the response to RFI #5 in the Department of Health Care Policy and Financing would be entitled: **Health Care Policy and Financing FY 2021-22 RFI #5**.

## LEGISLATIVE REQUESTS FOR INFORMATION FOR FY 2021-22

### DEPARTMENT OF STATE

- 1 Department of State, Elections Division, Local Election Reimbursement – The Department is requested to submit a letter addressed to the General Assembly and to the Joint Budget Committee notifying both if, and when, it relies on footnote 103 to overexpend the Local Election Reimbursement line item authorized by aforementioned footnote to meet statutory requirements of Section 1-5-505.5, C.R.S.
- 2 Department of State, Business and Licensing Division, Business Intelligence Center -- The Department is requested to submit a report with its annual budget request detailing donations received by the Business Intelligence Center, either directly or through the 501(c)(3) organization designated by the Department. The report should include data on the receipt and expenditure of both financial and in-kind donations for the prior fiscal year and year-to-date data on donations made in the current fiscal year. It should also include information on each project ever funded, including public availability/access, features/purpose, and a measure to gauge its success or usage.

# STATE OF COLORADO

## SENATORS

DOMINICK MORENO, CHAIR  
CHRIS HANSEN  
BOB RANKIN

## REPRESENTATIVES

JULIE MCCLUSKIE, VICE-CHAIR  
LESLIE HEROD  
KIM RANSOM



STAFF DIRECTOR  
CAROLYN KAMPMAN

JOINT BUDGET COMMITTEE  
200 EAST 14TH AVENUE, 3RD FLOOR  
LEGISLATIVE SERVICES BUILDING  
DENVER, CO 80203  
TELEPHONE 303-866-2961  
<http://leg.colorado.gov/agencies/joint-budget-committee>

April 21, 2021

Hon. Dave Young  
Colorado State Treasurer  
200 East Colfax Ave.  
State Capitol, Suite 140  
Denver, CO 80203

Dear Treasurer Young:

The General Assembly recently finalized the FY 2021-22 Long Bill. Pursuant to Section 24-75-112 (2), C.R.S., the Long Bill footnotes no longer include requests for information. In lieu of such footnotes, the Joint Budget Committee respectfully submits the following requests for information. These requests are associated with specific Long Bill line items, and each has its own details and deadlines. Consistent with the provisions of Section 2-3-203 (3), C.R.S., information requests have been prioritized within each department in the attached lists.

To assist our staff in organizing and tracking submissions, we would appreciate if the department would follow the protocol outlined in an attachment to this letter with respect to submitting hard copies and electronic responses. The Committee requests that the department comply with these requests for information to the fullest extent possible.

Please notify us by June 14, 2021 if the department does not intend to comply with any requests.

Sincerely,

A handwritten signature in black ink, appearing to read "Dominick Moreno", written over a horizontal line.

Senator Dominick Moreno  
Chair

cc:

Eric Rothaus, Deputy Treasurer  
Clare Jozwiak, Controller, State Treasury  
Carolyn Kampman, Staff Director, Joint Budget Committee

**Attachment**  
**Requested Format for Responses to Legislative Requests for Information**

Please submit electronic copies of request for information (RFI) responses as follows:

- An electronic copy of all submissions should be sent by email to:
  - The JBC analyst(s) responsible for the specified budget area(s)
  - Diva Mardones ([diva.mardones@state.co.us](mailto:diva.mardones@state.co.us)) at the JBC offices
  - Legislative Council Staff at the following address: [lcs.ga@state.co.us](mailto:lcs.ga@state.co.us)

The Legislative Council Staff ([lcs.ga@state.co.us](mailto:lcs.ga@state.co.us)) will include the report in an electronic database (part of the Legislative Council Library) and will also ensure the report is distributed to other legislative committees, as specified in some of the RFIs.

- All submissions should include the following information:
  - Name of Department
  - Long Bill fiscal year to which the RFI is attached (FY 2021-22 for the RFIs listed in this letter)
  - Correct RFI number, as listed in this letter

Please include this information in the subject line for electronic submissions, as well as in the body of both electronic and hard copy submissions.

- Please use the following naming convention for your electronic attachments:

**"[Department] [fiscal year] [RFI Number]"**

For example, the attachment providing the response to RFI #5 in the Department of Health Care Policy and Financing would be entitled: **Health Care Policy and Financing FY 2021-22 RFI #5**.

# LEGISLATIVE REQUESTS FOR INFORMATION FOR FY 2021-22

## DEPARTMENT OF THE TREASURY

- 1 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 on November 1<sup>st</sup> each year.