

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



SENATE BILL 15-160

BY SENATOR(S) Lambert, Grantham, Steadman;
also REPRESENTATIVE(S) Hamner, Young, Rankin, Rosenthal.

CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF
REGULATORY AGENCIES.

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

SECTION 1. Appropriation to the department of regulatory agencies for the fiscal year beginning July 1, 2014. In Session Laws of Colorado 2014, section 2 of chapter 420, (HB 14-1336), **amend** Part XVIII as follows:

Section 2. **Appropriation.**

APPROPRIATION FROM

| ITEM & SUBTOTAL | TOTAL | GENERAL FUND | GENERAL FUND EXEMPT | CASH FUNDS | REAPPROPRIATED FUNDS | FEDERAL FUNDS |
|---|-------------------------------|-----------------------------|---------------------------|--|--------------------------------------|-------------------------|
| \$ | \$ | \$ | \$ | \$ | \$ | \$ |
| PART XVIII | | | | | | |
| DEPARTMENT OF REGULATORY AGENCIES | | | | | | |
| (1) EXECUTIVE DIRECTOR'S OFFICE AND ADMINISTRATIVE SERVICES | | | | | | |
| Personal Services | 2,312,290 | | 3,000 | 70,660 ^a | 2,238,630 ^b (29.5 FTE) | |
| Health, Life, and Dental | 3,699,832 | 96,445 | | 3,364,783 ^c | 210,172 ^b | 28,432(I) ^d |
| Short-term Disability | 79,402 | 2,456 | | 71,414 ^c | 4,925 ^b | 607(I) ^d |
| S.B. 04-257 Amortization Equalization Disbursement | 1,472,905 | 45,576 | | 1,324,603 ^c | 91,453 ^b | 11,273(I) ^d |
| S.B. 06-235 Supplemental Amortization Equalization Disbursement | 1,380,848 | 42,727 | | 1,241,815 ^c | 85,737 ^b | 10,569(I) ^d |
| Salary Survey | 994,154 | 30,751 | | 894,137 ^c | 61,665 ^b | 7,601(I) ^d |
| Merit Pay | 333,820 | 10,803 | | 296,843 ^c | 23,258 ^b | 2,916(I) ^d |
| Workers' Compensation | 76,885 | 2,600 | | 70,485 ^c | 2,644 ^b | 1,156(I) ^d |
| Operating Expenses | 210,344 | 3,689 | | 95,427 ^c | 111,228 ^b | |
| Legal Services for 108,364 hours | 10,729,120 | 216,752 | | 10,217,463 ^c | 106,439 ^b | 188,466(I) ^d |
| Administrative Law Judge Services | 269,692 278,450 | 12,197 12,593 | | 257,495^c 265,857 ^c | | |
| Payment to Risk Management and Property Funds | 258,515 | 8,740 | | 236,997 ^c | 8,891 ^b | 3,887(I) ^d |
| Vehicle Lease Payments | 224,605 | | | 224,605 ^c | | |
| Information Technology Asset Maintenance | 671,403 | | | 480,646 ^c | 190,757 ^b | |

| | ITEM & SUBTOTAL | TOTAL | APPROPRIATION FROM | | | | |
|--|----------------------|-----------------------|--------------------|---------------------------|----------------------------------|-------------------------|---------------------------------|
| | | | GENERAL FUND | GENERAL FUND EXEMPT | CASH FUNDS | REAPPROPRIATED FUNDS | FEDERAL FUNDS |
| | \$ | \$ | \$ | \$ | \$ | \$ | \$ |
| Hardware/Software | | | | | | | |
| Maintenance | 729,218 | | 800 | | 469,816 ^c | 258,602 ^b | |
| Leased Space | 3,150,891 | | 96,244 | | 2,617,827 ^c | 367,091 ^b | 69,729(I) ^d |
| Capitol Complex Leased Space | 3,975 | | | | 3,975 ^c | | |
| Payments to OIT | 3,093,171 | | 130,015 | | 2,963,156^c | | |
| | 3,103,376 | | 130,444 | | 2,972,932 ^c | | |
| COFRS Modernization | 144,466 | | 3,016 | | 131,452^c | 7,995 ^b | 2,003(I)^d |
| | 201,825 | | 4,136 | | 180,433 ^c | 10,975 ^b | 6,281(I) ^d |
| Consumer Outreach / Education Program | <u>205,000</u> | | | | 205,000 ^e | | |
| | | 30,040,536 | | | | | |
| | | 30,116,858 | | | | | |

^a Of this amount, it is estimated that \$8,000 shall be from the Colorado Identity Theft and Financial Fraud Cash Fund created in Section 24-33.5-1707 (1) (a), C.R.S., \$7,500 shall be from the Racing Cash Fund created in Section 12-60-205 (1), C.R.S., \$7,000 shall be from the Parks and Outdoor Recreation Cash Fund created in Section 33-10-111 (1), C.R.S., \$6,000 shall be from the Stationary Sources Control Fund created in Section 25-7-114.7 (2) (b) (I), C.R.S., \$5,000 shall be from the Collection Agency Cash Fund created in Section 12-14-136 (1) (a), C.R.S., \$5,000 shall be from the Medical Marijuana Program Cash Fund created in Section 25-1.5-106 (16) (a), C.R.S., \$5,000 shall be from the Nursing Home Penalty Cash Fund created in Section 25.5-6-205 (3) (a), C.R.S., \$5,000 shall be from the Rural Alcohol and Substance Abuse Cash Fund created in Section 27-80-117 (3) (a), C.R.S., \$5,000 shall be from the Sex Offender Surcharge Fund created in Section 18-21-103 (3), C.R.S., \$4,160 shall be from the Private Occupational Schools Fund created in Section 12-59-116 (1), C.R.S., \$4,000 shall be from the Commission for the Deaf and Hard of Hearing Cash Fund created in Section 26-21-107 (1), C.R.S., \$4,000 shall be from the Plant Health, Pest Control, and Environmental Protection Cash Fund created in Section 35-1-106.3 (1), C.R.S., and \$5,000 shall be from various sources of cash funds.

^b These amounts shall be from departmental indirect cost recoveries or the Indirect Costs Excess Recovery Fund created in Section 24-75-1401 (2), C.R.S.

^c These amounts shall be from various cash sources within the Department.

^d These amounts shall be from the Equal Employment Opportunity Commission, the U.S. Department of Housing and Urban Development, the U.S. Department of Justice, and the Health Information Counseling and Assistance Grant Program and are included for informational purposes only.

^e ~~This amount shall~~ OF THIS AMOUNT, \$200,000 SHALL BE FROM THE CONSUMER OUTREACH AND EDUCATION CASH FUND CREATED IN SECTION 24-34-108 (2), C.R.S., AND \$5,000 SHALL BE FROM THE MOVING OUTREACH FUND CREATED IN SECTION 40-10.1-509, C.R.S.

APPROPRIATION FROM

| | ITEM & SUBTOTAL | TOTAL | GENERAL FUND | GENERAL FUND EXEMPT | CASH FUNDS | REAPPROPRIATED FUNDS | FEDERAL FUNDS |
|--|--------------------|-----------|-----------------|---------------------------|------------------------|-------------------------|-------------------------|
| | \$ | \$ | \$ | \$ | \$ | \$ | \$ |
| (2) DIVISION OF BANKING | | | | | | | |
| Personal Services | 3,675,282 | | | | 3,675,282 ^a | | |
| | | | | | (40.0 FTE) | | |
| Operating Expenses | 490,703 | | | | 490,703 ^a | | |
| Board Meeting Costs | 23,500 | | | | 23,500 ^a | | |
| Indirect Cost Assessment | <u>309,653</u> | | | | 309,653 ^a | | |
| | | 4,499,138 | | | | | |
| ^a These amounts shall be from the Division of Banking Cash Fund created in Section 11-102-403, C.R.S. | | | | | | | |
| (3) CIVIL RIGHTS DIVISION | | | | | | | |
| Personal Services | 1,854,264 | | 1,092,377 | | | 357,238 ^a | 404,649(I) ^b |
| | | | (20.2 FTE) | | | (2.0 FTE) | (5.0 FTE) |
| Operating Expenses | 105,460 | | 62,284 | | | | 43,176(I) ^b |
| Hearings Pursuant to Complaint | 18,000 | | 17,000 | | | | 1,000(I) ^b |
| Commission Meeting Costs | 12,374 | | 5,174 | | | | 7,200(I) ^b |
| Indirect Cost Assessment | <u>36,014</u> | | | | | | 36,014(I) ^b |
| | | 2,026,112 | | | | | |
| ^a This amount shall be from statewide indirect cost recoveries or the Indirect Costs Excess Recovery Fund created in Section 24-75-1401 (2), C.R.S. | | | | | | | |
| ^b These amounts shall be from the Equal Employment Opportunity Commission and the U.S. Department of Housing and Urban Development. | | | | | | | |
| (4) OFFICE OF CONSUMER COUNSEL | | | | | | | |
| Personal Services | 816,711 | | | | 816,711 ^a | | |
| | | | | | (7.0 FTE) | | |
| Operating Expenses | 55,787 | | | | 55,787 ^a | | |
| Indirect Cost Assessment | <u>54,189</u> | | | | 54,189 ^a | | |
| | | 926,687 | | | | | |

APPROPRIATION FROM

| | ITEM & SUBTOTAL | TOTAL | APPROPRIATION FROM | | | | |
|---|--------------------|-----------|--------------------|---------------------------|------------------------|-------------------------|------------------|
| | | | GENERAL FUND | GENERAL FUND EXEMPT | CASH FUNDS | REAPPROPRIATED FUNDS | FEDERAL FUNDS |
| | \$ | \$ | \$ | \$ | \$ | \$ | \$ |
| (5) DIVISION OF FINANCIAL SERVICES | | | | | | | |
| Personal Services | 1,169,941 | | | | 1,169,941 ^a | | |
| | | | | | (13.0 FTE) | | |
| Operating Expenses | 131,788 | | | | 131,788 ^a | | |
| Indirect Cost Assessment | <u>100,637</u> | | | | 100,637 ^a | | |
| | | 1,402,366 | | | | | |

^a These amounts shall be from the Public Utilities Commission Fixed Utility Fund created in Section 40-2-114, C.R.S.

^a These amount shall be from the Division of Financial Services Cash Fund created in Section 11-40-106 (2), C.R.S.

| | | | | | | | |
|----------------------------------|----------------|-----------|--|--|-------------------------|--|-------------------------|
| (6) DIVISION OF INSURANCE | | | | | | | |
| Personal Services | 5,927,628 | | | | 5,927,628 ^a | | |
| | | | | | (82.9 FTE) | | |
| Operating Expenses | 291,716 | | | | 291,716 ^a | | |
| Out-of-State Travel Expenses | 100,000 | | | | 100,000(I) ^b | | |
| Senior Health Counseling Program | 517,794 | | | | | | 517,794(I) (2.0 FTE) |
| Transfer to CAPCO Administration | 81,852 | | | | 81,852 ^a | | |
| Indirect Cost Assessment | <u>674,707</u> | | | | 641,756 ^a | | 32,951(I) |
| | | 7,593,697 | | | | | |

^a Of these amounts, it is estimated that \$7,030,952 shall be from the Division of Insurance Cash Fund created in Section 10-1-103 (3), C.R.S., and \$12,000 shall be from the Viatical Settlements Cash Fund created in Section 10-7-619, C.R.S.

APPROPRIATION FROM

| ITEM & SUBTOTAL | TOTAL | APPROPRIATION FROM | | | | |
|---|----------------|--------------------|---------------------------|---------------------------|-------------------------|------------------|
| | | GENERAL FUND | GENERAL FUND EXEMPT | CASH FUNDS | REAPPROPRIATED FUNDS | FEDERAL FUNDS |
| \$ | \$ | \$ | \$ | \$ | \$ | \$ |
| (7) PUBLIC UTILITIES COMMISSION | | | | | | |
| Personal Services | 8,935,997 | | | 8,935,997 ^a | | |
| | | | | (95.0 FTE) | | |
| Operating Expenses | 438,672 | | | 438,672 ^a | | |
| Expert Testimony | 25,000 | | | 25,000 ^a | | |
| Disabled Telephone Users Fund Payments | 1,900,542 | | | 1,900,542(I) ^b | | |
| Transfer to Reading Services for the Blind Cash Fund | 360,000 | | | 360,000 ^a | | |
| Commission for the Deaf and Hard of Hearing Cash Fund | 1,012,818 | | | 1,012,818 ^a | | |
| Colorado Bureau of Investigation Background Checks Pass-through | 104,377 | | | 104,377 ^a | | |
| Indirect Cost Assessment | <u>752,987</u> | | | 735,426 ^a | | 17,561(I) |
| | 13,530,393 | | | | | |

^b This amount shall be from reimbursements from insurance companies for travel expenses and is shown for purposes of complying with the limitation on state fiscal year spending imposed by Section 20 of Article X of the State Constitution and is continuously appropriated pursuant to Section 10-1-108 (9), C.R.S.

^a Of these amounts, it is estimated that \$7,953,047 shall be from the Public Utilities Commission Fixed Utility Fund created in Section 40-2-114, C.R.S., \$2,087,959 shall be from the Public Utilities Commission Motor Carrier Fund created in Section 40-2-110.5 (6), C.R.S., \$1,485,430 shall be from the Colorado Disabled Telephone Users Fund created in Section 40-17-104 (1), C.R.S., and \$85,854 shall be from the Colorado High Cost Administration Fund created in Section 40-15-208 (3), C.R.S.

^b This amount shall be from the Colorado Disabled Telephone Users Fund created in Section 40-17-104 (1), C.R.S., and is shown for purposes of complying with Section 20 of Article X of the State Constitution.

(8) DIVISION OF REAL ESTATE

| | | | | | | |
|--------------------|-----------|--|--|------------------------|--|--|
| Personal Services | 3,844,328 | | | 3,844,328 ^a | | |
| | | | | (55.9 FTE) | | |
| Operating Expenses | 244,557 | | | 244,557 ^a | | |

APPROPRIATION FROM

| | ITEM & SUBTOTAL | TOTAL | GENERAL FUND | GENERAL FUND EXEMPT | CASH FUNDS | REAPPROPRIATED FUNDS | FEDERAL FUNDS |
|--|--------------------|-----------|-----------------|---------------------------|----------------------|-------------------------|------------------|
| | \$ | \$ | \$ | \$ | \$ | \$ | \$ |
| Commission Meeting Costs | 38,836 | | | | 38,836 ^a | | |
| Hearings Pursuant to Complaint | 4,000 | | | | 4,000 ^a | | |
| Mortgage Broker Consumer Protection | 363,149 | | | | 363,149 ^a | | |
| Indirect Cost Assessment | <u>432,740</u> | | | | 432,740 ^a | | |
| | | 4,927,610 | | | | | |

^a Of these amounts, it is estimated that ~~\$3,550,029~~ \$3,417,314 shall be from the Division of Real Estate Cash Fund created in Section 12-61-111.5 (2) (b), C.R.S., \$982,382 shall be from the Mortgage Company and Loan Originator Licensing Cash Fund created in Section 12-61-908 (2), C.R.S., \$164,006 shall be from the Conservation Easement Tax Credit Certificate Review Fund created in Section 12-61-723 (6), C.R.S., \$148,294 shall be from the HOA Information and Resource Center Cash Fund created in Section 12-61-406.5 (4), C.R.S., \$132,715 SHALL BE FROM THE COMMUNITY ASSOCIATION MANAGER LICENSING CASH FUND CREATED IN SECTION 12-61-1012, C.R.S., and \$82,899 shall be from the Conservation Easement Holder Certification Fund created in Section 12-61-720 (3), C.R.S.

(9) DIVISION OF PROFESSIONS AND OCCUPATIONS

| | | | | | | | |
|--|------------------|------------|--|--|-------------------------|----------------------|--|
| Personal Services | 13,716,086 | | | | | | |
| | (199.1 FTE) | | | | | | |
| Operating Expenses | 1,480,869 | | | | | | |
| Office of Expedited Settlement Program Costs | 379,120 | | | | | | |
| | (5.0 FTE) | | | | | | |
| Hearings Pursuant to Complaint | 307,075 | | | | | | |
| Payments to Department of Health Care Policy and Financing | 14,652 | | | | | | |
| Indirect Cost Assessment | <u>1,580,005</u> | | | | | | |
| | | 17,477,807 | | | 16,882,025 ^a | 595,782 ^b | |

APPROPRIATION FROM

| | ITEM & SUBTOTAL | TOTAL | GENERAL FUND | GENERAL FUND EXEMPT | CASH FUNDS | REAPPROPRIATED FUNDS | FEDERAL FUNDS |
|---|--------------------|-----------|-----------------|---------------------------|------------------------|-------------------------|------------------|
| | \$ | \$ | \$ | \$ | \$ | \$ | \$ |
| | | | | | | | |
| <p>^a Of this amount, it is estimated that \$16,739,403 shall be from the Division of Professions and Occupations Cash Fund created in Section 24-34-105 (2) (b) (I), C.R.S., and \$142,622 shall be from the Prescription Drug Monitoring Fund created in Section 12-42.5-405 (1), C.R.S.</p> <p>^b Of this amount, it is estimated that \$324,041 shall be from the Department of Health Care Policy and Financing and \$271,741 shall be from the Department of Public Health and Environment.</p> | | | | | | | |
| | | | | | | | |
| (10) DIVISION OF SECURITIES | | | | | | | |
| Personal Services | 2,202,907 | | | | 2,202,907 ^a | | |
| | | | | | (24.0 FTE) | | |
| Operating Expenses | 58,999 | | | | 58,999 ^a | | |
| Hearings Pursuant to Complaint | 19,594 | | | | 19,594 ^a | | |
| Board Meeting Costs | 4,500 | | | | 4,500 ^a | | |
| Securities Fraud Prosecution | 967,912 | | | | 967,912 ^a | | |
| Indirect Cost Assessment | <u>185,792</u> | | | | 185,792 ^a | | |
| | | 3,439,704 | | | | | |

^a These amounts shall be from the Division of Securities Cash Fund created in Section 11-51-707 (2), C.R.S.

TOTALS PART XVIII

**(REGULATORY
AGENCIES)¹**

| | | | | | | |
|--|---------------------|--------------------|-------|---------------------------------|--------------------|--------------------------------|
| | \$85,864,050 | \$1,882,646 | | \$77,871,913 ^a | \$4,722,507 | \$1,386,984 ^b |
| | <u>\$85,940,372</u> | <u>\$1,884,591</u> | _____ | <u>\$77,939,032^a</u> | <u>\$4,725,487</u> | <u>\$1,391,262^b</u> |

^a Of this amount, \$2,000,542 contains an (I) notation.

^b This amount contains an (I) notation.

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

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

- 1 All Departments except Department of Corrections, Department of Human Services, and Department of Public Safety, Totals -- It is the intent of the General Assembly that when each department applies the 2.5 percent salary survey increase reflected in the salary survey line item appropriations, each employee shall receive a base-building increase up to the range maximum, and that salary survey increase amounts over the range maximum shall not be base-building.

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

Bill L. Cadman
PRESIDENT OF
THE SENATE

Dickey Lee Hullinghorst
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO