

**First Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO**

REVISED

*This Version Includes All Amendments Adopted
on Second Reading in the Second House*

LLS NO. 13-0265.01

SENATE BILL 13-102

SENATE SPONSORSHIP

Steadman, Hodge, Lambert

HOUSE SPONSORSHIP

Levy, Duran, Gerou

Senate Committees
Appropriations

House Committees
Appropriations

A BILL FOR AN ACT

101 **CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT**
102 **OF REGULATORY AGENCIES.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Supplemental appropriations are made to the department of regulatory agencies.

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

2 **SECTION 1. Appropriation to the department of regulatory**

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

HOUSE
2nd Reading Unamended
February 8, 2013

SENATE
3rd Reading Unamended
February 4, 2013

SENATE
2nd Reading Unamended
February 1, 2013

1 **agencies for the fiscal year beginning July 1, 2012.** In Session Laws
2 of Colorado 2012, section 2 of chapter 305, (HB 12-1335), **amend** Part
3 XVIII as follows:

4 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

5	Personal Services	2,233,220		2,636	37,360 ^a	2,193,224 ^b	
6						(29.5 FTE)	
7	Health, Life, and Dental	3,257,548		115,010	2,930,931 ^c	161,670 ^b	49,937(I) ^d
8	Short-term Disability	54,636		1,917	48,891 ^c	3,432 ^b	396(I) ^d
9	S.B. 04-257 Amortization						
10	Equalization Disbursement	1,073,245		34,627	964,304 ^c	62,041 ^b	12,273(I) ^d
11	S.B. 06-235 Supplemental						
12	Amortization Equalization						
13	Disbursement	922,177		29,615	828,699 ^c	53,316 ^b	10,547(I) ^d
14	Workers' Compensation	70,200		2,236	64,251 ^c	2,407 ^b	1,306(I) ^d
15	Operating Expenses	210,344		3,689	95,427 ^c	111,228 ^b	

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	Legal Services for 104,340						
2	105,170 hours	8,060,265	156,586		7,669,419 ^c	89,339 ^b	144,921(I) ^d
3		8,123,104			7,732,258 ^c		
4	Administrative Law Judge						
5	Services	297,213	13,441		283,772 ^c		
6	Purchase of Services from						
7	Computer Center	1,783,611	70,270		1,713,341 ^c		
8		1,883,611			1,813,341 ^c		
9	Multiuse Network Payments	348,448	13,728		334,720 ^c		
10	Management and						
11	Administration of OIT	136,785	5,389		131,396 ^c		
12	COFRS Modernization	144,715	3,016		131,452 ^c	7,995 ^b	2,252(I) ^d
13	Payment to Risk						
14	Management and Property						
15	Funds	129,422	4,122		118,456 ^c	4,438 ^b	2,406(I) ^d

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	183,033		5,829		167,525 ^c	6,276 ^b	3,403(I) ^d
2	Vehicle Lease Payments 221,254				221,254 ^c		
3	Information Technology						
4	Asset Maintenance 671,403				480,646 ^c	190,757 ^b	
5	Leased Space 3,038,518		106,866		2,536,022 ^c	356,190 ^b	39,440(I) ^d
6	Capitol Complex Leased						
7	Space 4,787				4,787 ^c		
8	Hardware/Software						
9	Maintenance 686,330		800		426,928 ^c	258,602 ^b	
10	Consumer Outreach /						
11	Education Program 200,000				200,000 ^e		
12		23,544,121					
13		23,760,571					
14							

APPROPRIATION FROM

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

1 ^a Of this amount, it is estimated that \$8,840 shall be from the Pet Animal Care Facilities Cash Fund created in Section 35-80-116, C.R.S., \$6,760 shall be from the Home Care Agency
2 Cash Fund created in Section 25-27.5-105, C.R.S., \$4,000 shall be from the Limited Gaming Fund created in Section 12-47.1-701 (1), C.R.S., \$3,800 shall be from the Stationary Sources
3 Control Fund created in Section 25-7-114.7 (2) (b) (I), C.R.S., \$3,640 shall be from the Fire Suppression Cash Fund created in Section 24-33.5-1207.6 (1), C.R.S., \$3,120 shall be from
4 the Physician's Accreditation Cash Fund created in Section 8-42-101 (3.6) (I), C.R.S., \$2,250 shall be from the Water Quality Control Fund created in Section 25-8-502 (1) (c), C.R.S.,
5 \$2,250 shall be from the Drinking Water Cash Fund created in Section 25-1.5-209 (2), C.R.S., \$1,500 shall be from the Coordination Council Cash Fund created in Section 24-33-303
6 (2), C.R.S., and \$1,200 shall be from the Licensing Services Cash Fund created in Section 42-2-114.5 (1), C.R.S.

7 ^b Of these amounts, it is estimated that \$3,489,959 shall be from indirect cost ~~recoveries and~~ RECOVERIES, \$4,680 shall be from other departments for sunset ~~reviews.~~ REVIEWS, AND \$1,838
8 SHALL BE FROM VARIOUS REAPPROPRIATED FUND SOURCES WITHIN THE DEPARTMENT.

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

10 ^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
11 Information Counseling and Assistance Grant Program. These amounts are included for informational purposes only.

12 ^e This amount shall be from the Consumer Outreach and Education Cash Fund created in Section 24-34-108 (2), C.R.S.

14 **(2) DIVISION OF BANKING**

15 Personal Services	3,578,405				3,578,405 ^a		
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APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1					(40.0 FTE)		
2	Operating Expenses	490,703			490,703 ^a		
3	Board Meeting Costs	23,500			23,500 ^a		
4	Indirect Cost Assessment	277,199			277,199 ^a		
5		4,369,807					

^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

10	Personal Services	1,593,380	1,068,671			174,930 ^a	349,779(I) ^b
11			(20.0 FTE)			(2.0 FTE)	(5.0 FTE)
12	Operating Expenses	100,438	59,318				41,120(I) ^b
13	Hearings Pursuant to						
14	Complaint	18,000	17,000				1,000(I) ^b
15	Commission Meeting Costs	12,374	5,174				7,200(I) ^b

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	Indirect Cost Assessment	55,460					55,460(I) ^b
2							1,779,652

3

4 ^a This amount shall be from statewide indirect cost recoveries.

5 ^b These amounts shall be from the Equal Employment Opportunity Commission and the U.S. Department of Housing and Urban Development, and are included for informational purposes
6 only.

7

8 **(4) OFFICE OF CONSUMER COUNSEL**

9	Personal Services	792,953			792,953 ^a		
10					(7.0 FTE)		
11	Operating Expenses	55,787			55,787 ^a		
12	Indirect Cost Assessment	48,510			48,510 ^a		
13							897,250

14

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

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1							
2	(5) DIVISION OF FINANCIAL SERVICES						
3	Personal Services	1,134,247			1,134,247 ^a		
4					(13.0 FTE)		
5	Operating Expenses	161,788			161,788 ^a		
6	Indirect Cost Assessment	90,090			90,090 ^a		
7		1,386,125					
8							
9	^a These amount shall be from the Division of Financial Services Cash Fund created in Section 11-40-106 (2), C.R.S.						
10							
11	(6) DIVISION OF INSURANCE						
12	Personal Services	5,729,650			5,729,650 ^a		
13					(83.0 FTE)		
14	Operating Expenses	291,716			291,716 ^a		

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	Out-of-State Travel						
2	Expenses	100,000			100,000(I) ^b		
3	Senior Health Counseling						
4	Program	509,000					509,000(I)
5							(2.0 FTE)
6	Transfer to CAPCO						
7	Administration	78,746			78,746 ^a		
8		80,281			80,281 ^a		
9	Indirect Cost Assessment	631,572			575,187 ^a		56,385(I)
10		<u>7,340,684</u>					
11		7,342,219					

^a Of these amounts, it is estimated that ~~\$6,663,299~~ \$6,664,834 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	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	^b This amount shall be from reimbursements from insurance companies for travel expenses and are shown for purposes of complying with the limitation on state fiscal year spending						
2	imposed by Section 20 of Article X of the State Constitution and are continuously appropriated pursuant to Section 10-1-108 (9), C.R.S.						
3							
4	(7) PUBLIC UTILITIES COMMISSION						
5	Personal Services	8,673,610			8,673,610 ^a		
6					(95.0 FTE)		
7	Operating Expenses	445,689			445,689 ^a		
8	Expert Testimony	25,000			25,000 ^a		
9	Disabled Telephone Users						
10	Fund Payments	2,439,591			2,439,591(D) ^b		
11	Transfer to Reading Services						
12	for the Blind Cash Fund	350,000			350,000 ^a		
13	Commission for the Deaf and						
14	Hard of Hearing Cash Fund	980,328			980,328^a		
15		986,351			986,351 ^a		

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	Low Income Telephone						
2	Assistance	2,143,752			2,143,752 ^c		
3	Colorado Bureau of						
4	Investigation Background						
5	Checks Pass-through	104,377			104,377 ^a		
6	Indirect Cost Assessment	689,128			658,347 ^a		30,781(I)
7		<u>15,851,475</u>					
8		15,857,498					
9							

^a Of these amounts, it is estimated that \$7,692,830 shall be from the Public Utilities Commission Fixed Utility Fund created in Section 40-2-114, C.R.S., \$2,022,238 shall be from the Public Utilities Commission Motor Carrier Fund created in Section 40-2-110.5 (6), C.R.S., ~~\$1,439,245~~ \$1,445,268 shall be from the Colorado Disabled Telephone Users Fund created in Section 40-17-104 (1), C.R.S., and \$83,038 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 shown for purposes of complying with Section 20 of Article X of the State Constitution.

^c This amount shall be from the Low-Income Telephone Assistance Fund created in Section 40-3.4-108 (2) (a), C.R.S.

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1							
2	(8) DIVISION OF REAL ESTATE						
3	Personal Services	3,293,470			3,293,470*		
4		3,384,429			3,384,429 ^a		
5					(46.9 FTE)		
6					(48.9 FTE)		
7	Operating Expenses	219,546			219,546*		
8		230,852			230,852 ^a		
9	Commission Meeting Costs	38,836			38,836 ^a		
10	Hearings Pursuant to						
11	Complaint	4,000			4,000 ^a		
12	Mortgage Broker Consumer						
13	Protection	306,431			306,431 ^a		
14	Indirect Cost Assessment	325,015			325,015 ^a		
15		<u>4,187,298</u>					

APPROPRIATION FROM

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

4,289,563

^a Of these amounts, it is estimated that ~~\$3,000,392~~ \$3,102,657 shall be from the Division of Real Estate Cash Fund created in Section 12-61-111.5 (2) (b), C.R.S., \$951,938 shall be from the Mortgage Company and Loan Originator Licensing Cash Fund created in Section 12-61-908 (2), C.R.S., \$115,633 shall be from the HOA Information and Resource Center Cash Fund created in Section 12-61-406.5 (4), C.R.S., \$71,828 shall be from the Conservation Easement Appraisal Review Fund created in Section 12-61-719 (8), C.R.S., and \$47,507 shall be from the Conservation Easement Holder Certification Fund created in Section 12-61-720 (3), C.R.S.

(9) DIVISION OF REGISTRATIONS

Personal Services	12,350,484
	(183.5 FTE)
Operating Expenses	1,379,648
Office of Expedited	
Settlement Program Costs	361,397
	(5.0 FTE)

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	Hearings Pursuant to						
2	Complaint	307,075					
3	Payments to Department of						
4	Health Care Policy and						
5	Financing	14,652					
6	Indirect Cost Assessment	1,306,299					
7		15,719,555			15,123,773 ^a	595,782 ^b	
8							
9	^a Of this amount, it is estimated that \$15,009,985 shall be from the Division of Registrations Cash Fund created in Section 24-34-105 (2) (b) (I), C.R.S. and \$113,788 shall be from the						
10	Prescription Drug Monitoring Fund created in Section 12-22-706 (1), C.R.S.						
11	^b Of this amount, it is estimated that \$326,371 shall be from the Department of Health Care Policy and Financing and \$269,411 shall be from the Department of Public Health and						
12	Environment.						
13							
14	(10) DIVISION OF SECURITIES						
15	Personal Services	2,136,379			2,136,379 ^a		

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1					(24.0 FTE)		
2	Operating Expenses	58,999			58,999 ^a		
3	Hearings Pursuant to						
4	Complaint	19,594			19,594 ^a		
5	Board Meeting Costs	4,500			4,500 ^a		
6	Securities Fraud Prosecution	718,835			718,835 ^a		
7	Indirect Cost Assessment	166,319			166,319 ^a		
8		3,104,626					
9							
10	^a These amounts shall be from the Division of Securities Cash Fund created in Section 11-51-707 (2), C.R.S.						
11							
12	TOTALS PART XVIII						
13	(REGULATORY						
14	AGENCIES)	\$78,180,593	\$1,714,111		\$70,886,928 ^a	\$4,265,351	\$1,314,203 ^b
15		\$78,506,866	\$1,715,818		\$71,208,659 ^a	\$4,267,189	\$1,315,200 ^b

APPROPRIATION FROM

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

1

2 ^a Of this amount, \$2,539,591 contains an (I) notation.

3 ^b This amount contains an (I) notation.

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