

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 13-102

BY SENATOR(S) Steadman, Hodge, Lambert;
also REPRESENTATIVE(S) Levy, Duran, Gerou, Fields, Ginal, Labuda, Salazar,
Williams, Young.

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, 2012. In Session Laws of Colorado 2012, section 2 of chapter 305, (HB 12-1335), **amend** Part XVIII as follows:

Section 2. **Appropriation.**

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

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	2,233,220		2,636		37,360 ^a	2,193,224 ^b (29.5 FTE)	
Health, Life, and Dental	3,257,548		115,010		2,930,931 ^c	161,670 ^b	49,937(I) ^d
Short-term Disability	54,636		1,917		48,891 ^c	3,432 ^b	396(I) ^d
S.B. 04-257 Amortization Equalization Disbursement	1,073,245		34,627		964,304 ^c	62,041 ^b	12,273(I) ^d
S.B. 06-235 Supplemental Amortization Equalization Disbursement	922,177		29,615		828,699 ^c	53,316 ^b	10,547(I) ^d
Workers' Compensation	70,200		2,236		64,251 ^c	2,407 ^b	1,306(I) ^d
Operating Expenses	210,344		3,689		95,427 ^c	111,228 ^b	
Legal Services for 104,340 105,170 hours	8,060,265 8,123,104		156,586		7,669,419^c 7,732,258 ^c	89,339 ^b	144,921(I) ^d
Administrative Law Judge Services	297,213		13,441		283,772 ^c		
Purchase of Services from Computer Center	1,783,611 1,883,611		70,270		1,713,341^c 1,813,341 ^c		
Multiuse Network Payments Management and Administration of OIT	348,448 136,785		13,728 5,389		334,720 ^c 131,396 ^c		
COFRS Modernization	144,715		3,016		131,452 ^c	7,995 ^b	2,252(I) ^d
Payment to Risk Management and Property Funds	129,422 4,438 ^b		4,122 4,438 ^b		118,456^c 4,438 ^b		2,406(I)^d

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

^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 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 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 the Physician's Accreditation Cash Fund created in Section 8-42-101 (3.6) (1), C.R.S., \$2,250 shall be from the Water Quality Control Fund created in Section 25-8-502 (1) (c), C.R.S., \$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 (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.

^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 SHALL BE FROM VARIOUS REAPPROPRIATED FUND SOURCES WITHIN THE DEPARTMENT.

^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. These amounts are included for informational purposes only.

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

(2) DIVISION OF BANKING

Personal Services	3,578,405				3,578,405 ^a		
					(40.0 FTE)		

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Operating Expenses	490,703				490,703 ^a		
Board Meeting Costs	23,500				23,500 ^a		
Indirect Cost Assessment	<u>277,199</u>				277,199 ^a		
		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

Personal Services	1,593,380		1,068,671 (20.0 FTE)			174,930 ^a (2.0 FTE)	349,779(I) ^b (5.0 FTE)
Operating Expenses	100,438		59,318				41,120(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>55,460</u>						55,460(I) ^b
		1,779,652					

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

^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 only.

(4) OFFICE OF CONSUMER COUNSEL

Personal Services	792,953				792,953 ^a (7.0 FTE)		
Operating Expenses	55,787				55,787 ^a		
Indirect Cost Assessment	<u>48,510</u>				48,510 ^a		
		897,250					

^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	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(5) DIVISION OF FINANCIAL SERVICES							
Personal Services	1,134,247				1,134,247 ^a		
					(13.0 FTE)		
Operating Expenses	161,788				161,788 ^a		
Indirect Cost Assessment	<u>90,090</u>				90,090 ^a		
		1,386,125					
^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	5,729,650				5,729,650 ^a		
					(83.0 FTE)		
Operating Expenses	291,716				291,716 ^a		
Out-of-State Travel Expenses	100,000				100,000(I) ^b		
Senior Health Counseling Program	509,000						509,000(I) (2.0 FTE)
Transfer to CAPCO Administration	78,746				78,746 ^a		
	80,281				80,281 ^a		
Indirect Cost Assessment	<u>631,572</u>				575,187 ^a		56,385(I)
		7,340,684					
		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.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(7) PUBLIC UTILITIES COMMISSION						
Personal Services	8,673,610			8,673,610 ^a		
				(95.0 FTE)		
Operating Expenses	445,689			445,689 ^a		
Expert Testimony	25,000			25,000 ^a		
Disabled Telephone Users Fund Payments	2,439,591			2,439,591(I) ^b		
Transfer to Reading Services for the Blind Cash Fund	350,000			350,000 ^a		
Commission for the Deaf and Hard of Hearing Cash Fund	980,328 986,351			980,328* 986,351 ^a		
Low Income Telephone Assistance	2,143,752			2,143,752 ^c		
Colorado Bureau of Investigation Background Checks Pass-through	104,377			104,377 ^a		
Indirect Cost Assessment	<u>689,128</u>			658,347 ^a		30,781(I)
		15,851,475				
		15,857,498				

^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	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(8) DIVISION OF REAL ESTATE							
Personal Services	3,293,470				3,293,470*		
	3,384,429				3,384,429 ^a		
					(46.9 FTE)		
					(48.9 FTE)		
Operating Expenses	219,546				219,546*		
	230,852				230,852 ^a		
Commission Meeting Costs	38,836				38,836 ^a		
Hearings Pursuant to Complaint	4,000				4,000 ^a		
Mortgage Broker Consumer Protection	306,431				306,431 ^a		
Indirect Cost Assessment	325,015				325,015 ^a		
		4,187,298					
		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
	\$	\$	\$	\$	\$	\$	\$
Hearings Pursuant to Complaint	307,075						
Payments to Department of Health Care Policy and Financing	14,652						
Indirect Cost Assessment	<u>1,306,299</u>						
		15,719,555			15,123,773 ^a	595,782 ^b	

^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 Prescription Drug Monitoring Fund created in Section 12-22-706 (1), C.R.S.

^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 Environment.

(10) DIVISION OF SECURITIES

Personal Services	2,136,379				2,136,379 ^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	718,835				718,835 ^a		
Indirect Cost Assessment	<u>166,319</u>				166,319 ^a		
		3,104,626					

^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)**

	\$78,180,593	\$1,714,111		\$70,886,928 ^a	\$4,265,351	\$1,314,203 ^b
	<u>\$78,506,866</u>	<u>\$1,715,818</u>		<u>\$71,208,659^a</u>	<u>\$4,267,189</u>	<u>\$1,315,200^b</u>

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

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

^b This amount contains an (I) notation.

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.

John P. Morse
PRESIDENT OF
THE SENATE

Mark Ferrandino
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