

**First Regular Session
Seventieth General Assembly
STATE OF COLORADO**

REREVISED

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

LLS NO. 15-0418.01 John Ziegler

SENATE BILL 15-160

SENATE SPONSORSHIP

Lambert, Grantham, Steadman

HOUSE SPONSORSHIP

Hamner, Young, Rankin

Senate Committees
Appropriations

House Committees
Appropriations

HOUSE
3rd Reading Unamended
February 12, 2015

A BILL FOR AN ACT

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

HOUSE
2nd Reading Unamended
February 11, 2015

Bill Summary

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

Supplemental appropriations are made to the department of regulatory agencies.

SENATE
3rd Reading Unamended
February 5, 2015

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

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.

SENATE
2nd Reading Unamended
February 4, 2015

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

5 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	2,312,290		3,000	70,660 ^a	2,238,630 ^b	
6						(29.5 FTE)	
7	Health, Life, and Dental	3,699,832		96,445	3,364,783 ^c	210,172 ^b	28,432(I) ^d
8	Short-term Disability	79,402		2,456	71,414 ^c	4,925 ^b	607(I) ^d
9	S.B. 04-257 Amortization						
10	Equalization Disbursement	1,472,905		45,576	1,324,603 ^c	91,453 ^b	11,273(I) ^d
11	S.B. 06-235 Supplemental						
12	Amortization Equalization						
13	Disbursement	1,380,848		42,727	1,241,815 ^c	85,737 ^b	10,569(I) ^d
14	Salary Survey	994,154		30,751	894,137 ^c	61,665 ^b	7,601(I) ^d
15	Merit Pay	333,820		10,803	296,843 ^c	23,258 ^b	2,916(I) ^d

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	Workers' Compensation	76,885	2,600		70,485 ^c	2,644 ^b	1,156(I) ^d
2	Operating Expenses	210,344	3,689		95,427 ^c	111,228 ^b	
3	Legal Services for 108,364						
4	hours	10,729,120	216,752		10,217,463 ^c	106,439 ^b	188,466(I) ^d
5	Administrative Law Judge						
6	Services	269,692	12,197		257,495^c		
7		278,450	12,593		265,857 ^c		
8	Payment to Risk						
9	Management and Property						
10	Funds	258,515	8,740		236,997 ^c	8,891 ^b	3,887(I) ^d
11	Vehicle Lease Payments	224,605			224,605 ^c		
12	Information Technology						
13	Asset Maintenance	671,403			480,646 ^c	190,757 ^b	
14	Hardware/Software						
15	Maintenance	729,218	800		469,816 ^c	258,602 ^b	

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	Leased Space	3,150,891	96,244		2,617,827 ^c	367,091 ^b	69,729(I) ^d
2	Capitol Complex Leased						
3	Space	3,975			3,975 ^c		
4	Payments to OIT	3,093,171	130,015		2,963,156^c		
5		3,103,376	130,444		2,972,932 ^c		
6	COFRS Modernization	144,466	3,016		131,452^c	7,995 ^b	2,003(I)^d
7		201,825	4,136		180,433 ^c	10,975 ^b	6,281(I) ^d
8	Consumer Outreach /						
9	Education Program	205,000			205,000 ^c		
10		<u>30,040,536</u>					
11		30,116,858					
12							

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 \$8,000 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
2 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
3 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
4 (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
5 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
6 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.,
7 \$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
8 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.

9 ^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.

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

11 ^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
12 Information Counseling and Assistance Grant Program and are included for informational purposes only.

13 ^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
14 FROM THE MOVING OUTREACH FUND CREATED IN SECTION 40-10.1-509, C.R.S.

15

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	(2) DIVISION OF BANKING						
2	Personal Services	3,675,282			3,675,282 ^a		
3					(40.0 FTE)		
4	Operating Expenses	490,703			490,703 ^a		
5	Board Meeting Costs	23,500			23,500 ^a		
6	Indirect Cost Assessment	309,653			309,653 ^a		
7		<u>4,499,138</u>					
8							
9	^a These amounts shall be from the Division of Banking Cash Fund created in Section 11-102-403, C.R.S.						
10							
11	(3) CIVIL RIGHTS DIVISION						
12	Personal Services	1,854,264	1,092,377			357,238 ^a	404,649(I) ^b
13			(20.2 FTE)			(2.0 FTE)	(5.0 FTE)
14	Operating Expenses	105,460	62,284				43,176(I) ^b

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	Hearings Pursuant to						
2	Complaint	18,000		17,000			1,000(I) ^b
3	Commission Meeting Costs	12,374		5,174			7,200(I) ^b
4	Indirect Cost Assessment	36,014					36,014(I) ^b
5		<u>2,026,112</u>					
6							
7	^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.						
8	^b These amounts shall be from the Equal Employment Opportunity Commission and the U.S. Department of Housing and Urban Development.						
9							
10	(4) OFFICE OF CONSUMER COUNSEL						
11	Personal Services	816,711			816,711 ^a		
12					(7.0 FTE)		
13	Operating Expenses	55,787			55,787 ^a		
14	Indirect Cost Assessment	54,189			54,189 ^a		
15		<u>926,687</u>					

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1							
2	^a These amounts shall be from the Public Utilities Commission Fixed Utility Fund created in Section 40-2-114, C.R.S.						
3							
4	(5) DIVISION OF FINANCIAL SERVICES						
5	Personal Services	1,169,941			1,169,941 ^a		
6					(13.0 FTE)		
7	Operating Expenses	131,788			131,788 ^a		
8	Indirect Cost Assessment	100,637			100,637 ^a		
9		1,402,366					
10							
11	^a These amount shall be from the Division of Financial Services Cash Fund created in Section 11-40-106 (2), C.R.S.						
12							
13	(6) DIVISION OF INSURANCE						
14	Personal Services	5,927,628			5,927,628 ^a		

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1					(82.9 FTE)		
2	Operating Expenses	291,716			291,716 ^a		
3	Out-of-State Travel						
4	Expenses	100,000			100,000(I) ^b		
5	Senior Health Counseling						
6	Program	517,794					517,794(I)
7							(2.0 FTE)
8	Transfer to CAPCO						
9	Administration	81,852			81,852 ^a		
10	Indirect Cost Assessment	674,707			641,756 ^a		32,951(I)
11		<u>7,593,697</u>					

13 ^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
14 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 is 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 is continuously appropriated pursuant to Section 10-1-108 (9), C.R.S.						
3							
4	(7) PUBLIC UTILITIES COMMISSION						
5	Personal Services	8,935,997			8,935,997 ^a		
6					(95.0 FTE)		
7	Operating Expenses	438,672			438,672 ^a		
8	Expert Testimony	25,000			25,000 ^a		
9	Disabled Telephone Users						
10	Fund Payments	1,900,542			1,900,542(I) ^b		
11	Transfer to Reading Services						
12	for the Blind Cash Fund	360,000			360,000 ^a		
13	Commission for the Deaf and						
14	Hard of Hearing Cash Fund	1,012,818			1,012,818 ^a		

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	Colorado Bureau of						
2	Investigation Background						
3	104,377				104,377 ^a		
4	752,987				735,426 ^a		17,561(I)
5		13,530,393					

^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

14	3,844,328				3,844,328 ^a		
15					(55.9 FTE)		

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	Operating Expenses	244,557			244,557 ^a		
2	Commission Meeting Costs	38,836			38,836 ^a		
3	Hearings Pursuant to						
4	Complaint	4,000			4,000 ^a		
5	Mortgage Broker Consumer						
6	Protection	363,149			363,149 ^a		
7	Indirect Cost Assessment	432,740			432,740 ^a		
8		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.

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	(9) DIVISION OF PROFESSIONS AND OCCUPATIONS						
2	Personal Services	13,716,086					
3		(199.1 FTE)					
4	Operating Expenses	1,480,869					
5	Office of Expedited						
6	Settlement Program Costs	379,120					
7		(5.0 FTE)					
8	Hearings Pursuant to						
9	Complaint	307,075					
10	Payments to Department of						
11	Health Care Policy and						
12	Financing	14,652					
13	Indirect Cost Assessment	1,580,005					
14		<u>17,477,807</u>			16,882,025 ^a	595,782 ^b	
15							

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 \$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
2 shall be from the Prescription Drug Monitoring Fund created in Section 12-42.5-405 (1), C.R.S.

3 ^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
4 Environment.

5

6 **(10) DIVISION OF SECURITIES**

7 Personal Services	2,202,907				2,202,907 ^a		
8					(24.0 FTE)		
9 Operating Expenses	58,999				58,999 ^a		
10 Hearings Pursuant to							
11 Complaint	19,594				19,594 ^a		
12 Board Meeting Costs	4,500				4,500 ^a		
13 Securities Fraud Prosecution	967,912				967,912 ^a		
14 Indirect Cost Assessment	185,792				185,792 ^a		
15		3,439,704					

APPROPRIATION FROM

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

1

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

3

4 **TOTALS PART XVIII**

5 **(REGULATORY**

6 AGENCIES)¹	\$85,864,050	\$1,882,646	\$77,871,913 ^a	\$4,722,507	\$1,386,984 ^b
	\$85,940,372	\$1,884,591	\$77,939,032 ^a	\$4,725,487	\$1,391,262 ^b

8

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

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

11

12

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

14

15 1 All Departments except Department of Corrections, Department of Human Services, and Department of Public Safety, Totals -- It is the intent of the General

APPROPRIATION FROM

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

1 Assembly that when each department applies the 2.5 percent salary survey increase reflected in the salary survey line item appropriations, each employee shall
 2 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.

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.