An Act

HOUSE BILL 00-1411

BY REPRESENTATIVES Tool, Berry, Saliman, and Lawrence;
also SENATORS Lacy, Owen, and Tanner.

CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF REGULATORY AGENCIES.

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

SECTION 1. Part XVIII of section 2 of chapter 364, Session Laws of Colorado 1999, is amended to read:

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.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	$	$	$	$	$	$
PART XVIII						
DEPARTMENT OF REGULATORY AGENCIES						
(1) EXECUTIVE DIRECTOR'S OFFICE						
(A) Director's Office						
Personal Services	554,651	1,500			553,151(T)[a] (9.0 FTE)	
Health, Life, and Dental	996,225	45,278		818,005[b]	132,942(T)[a]	
Short-term Disability	46,179	2,868		38,975[b]	4,336(T)[a]	
Salary Survey and Anniversary Increases	1,179,389	53,697		982,516[b]	143,176(T)[a]	
Workers' Compensation	97,534	4,437		81,786[b]	9,920(T)[a]	1,391
Operating Expenses	136,708	3,883		102,196[b]	30,629(T)[a]	
Legal Services for 79,847 hours	4,221,511	75,827		3,944,902[b]	101,124(T)[a]	99,658
Administrative Law Judge Services for 5,975 hours	532,030	12,021		406,925[b]	113,084(T)[a]	
Purchase of Services from Computer Center	130,297	3,090		116,586[b]	10,621(T)[a]	
Payment to Risk Management and Property Funds	64,148	3,181		51,316[b]	8,391(T)[a]	1,260
Vehicle Lease Payments	306,186	2,141		297,039[b]	7,006(T)[a]	
Information Technology Asset Maintenance	512,256	21,925		423,056[b]	67,275(T)[a]	
Leased Space	2,043,467	103,979		1,557,667[b]	356,541(T)[a]	25,280
Capitol Complex Leased Space	5,728	4,796		932[b]		
Centralized Data Processing	137,607	800		24,600[b]	112,207(T)[a]	
Hardware/Software Maintenance	467,383			142,000[b]	325,383(T)[a]	

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	$	$	$	$	$	$	$
Colorado Uninsurable Health Insurance Plan[236]	3,340,041					3,340,041[c]	
	14,771,340						

[a] Of these amounts, it is estimated that $1,837,382 shall be from indirect cost recoveries, $34,909 shall be from transfers from other departments, $45,524 shall be from the Department of Public Health and Environment, $40,371 shall be from the Department of Health Care Policy and Financing, and $17,600 shall be from other departments for sunset reviews.

[b] These amounts shall be from various cash sources within the Department.

[c] Of this amount, it is estimated that $2,500,000 shall be from the Business Associations Unclaimed Moneys Fund and $840,041 shall be from the Insurance Unclaimed Moneys Fund.

(B) Office of Certification							
Program Costs	271,351				44,225[a]	227,126(T)[b]	
	(5.0 FTE)						

[a] This amount shall be from various grants from local governmental entities.

[b] This amount shall be from federal funds transferred from the Department of Transportation.

		15,042,691					
(2) ADMINISTRATIVE SERVICES DIVISION[237]							
Personal Services	1,883,743						
	(33.0 FTE)						
Operating Expenses	66,963						
		1,950,706				1,950,706(T)[a]	

[a] This amount shall be from indirect cost recoveries.

(3) DIVISION OF BANKING							
Personal Services	2,271,571						
	(38.0 FTE)						

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	$	$	$	$	$	$	$
Operating Expenses	234,903						
Board Meeting Costs	13,769						
Indirect Cost Assessment	289,916						
		2,810,159			2,610,159[a]	200,000[b]	

[a] This amount shall be from the Division of Banking Cash Fund.
[b] This amount shall be from reserves in the Division of Banking Cash Fund.

(4) CIVIL RIGHTS DIVISION

Personal Services	1,800,051		1,279,203		9,900[a]	143,846(T)[b]	367,102
			(20.0 FTE)			(6.5 FTE)	(8.5 FTE)
Operating Expenses	132,553		58,267				74,286
Hearings Pursuant to Complaint	6,000		5,000				1,000
Commission Meeting Costs	17,174		5,174				12,000
Indirect Cost Assessment	43,340						43,340
		1,999,118					

[a] This amount shall be from fees collected for training services.
[b] This amount shall be from indirect cost recoveries.

(5) OFFICE OF CONSUMER COUNSEL

Program Costs	725,550						
	(8.0 FTE)						
Indirect Cost Assessment	61,035						
		786,585			776,585[a]	10,000[b]	

[a] This amount shall be from the Public Utilities Commission Fixed Utilities Fund.
[b] This amount shall be from reserves in the Retail Electricity Policy Development Fund.

(6) DIVISION OF FINANCIAL SERVICES

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	$	$	$	$	$	$	$
Personal Services	667,989						
	(10.0 FTE)						
Operating Expenses	62,489						
Indirect Cost Assessment	76,294						
		806,772			806,772[a]		

[a] This amount shall be from the Division of Financial Services Cash Fund.

(7) DIVISION OF INSURANCE[238, 239]

Personal Services	5,209,220						
	(93.3 FTE)						
Operating Expenses	475,792						
Workers' Compensation Studies	72,787						
PIP Exam Program	100,000						
Insurance Fraud Prosecution	162,695						
Indirect Cost Assessment	730,252						
		6,750,746			6,513,588[a]	72,787[b]	164,371

[a] Of this amount, $6,413,588 shall be from the Division of Insurance Cash Fund, and $100,000 shall be from reimbursements from insurance companies for travel expenses. Of this amount, $100,000 is shown for purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution. Such moneys are included for informational purposes and are appropriated under Section 10-1-204 (9), C.R.S.

[b] This amount shall be from reserves in the Workers' Compensation Cash Fund.

(8) PUBLIC UTILITIES COMMISSION

Personal Services	~~5,940,255~~						
	5,929,255						
	(93.7 FTE)						
Operating Expenses	~~332,050~~						
	343,050						
Expert Testimony	25,000						

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	$	$	$	$	$	$	$
Indirect Cost Assessment	720,975						
Highway Crossing Payments	~~279,293~~ 417,596						
Disabled Telephone Users Fund Payments	3,383,550						
Low Income Telephone Assistance	239,013						
High Cost Fund Payments	134,461						
	(1.0 FTE)						
		~~11,054,597~~ 11,192,900	240,000		9,973,266[a]	~~841,331~~[b] 979,634[b]	

[a] Of this amount, it is estimated that $5,101,371 shall be from the Public Utilities Commission Fixed Utilities Fund, $1,369,311 shall be from the Public Utilities Commission Motor Carrier Fund, $3,461,550 shall be from the Disabled Telephone Users Cash Fund, $39,293 shall be from interest earned on the Highway Crossing Protection Fund, and $1,741 shall be from the Low-Income Telephone Assistance Fund. Of this amount, $3,461,550 is shown for purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution. Such moneys are included for informational purposes as they are continuously appropriated by Section 40-17-104, C.R.S.

[b] Of this amount, it is estimated that $423,062 shall be from reserves in the Public Utilities Commission Motor Carrier Fund, $237,272 shall be from reserves in the Low-Income Telephone Assistance Fund, $138,303 SHALL BE FROM RESERVES IN THE HIGHWAY CROSSING PROTECTION FUND, $134,461 shall be from reserves in the Colorado High Cost Administration Fund, and $46,536 shall be from reserves in the Retail Electricity Policy Development Fund.

(9) DIVISION OF REAL ESTATE

Personal Services	2,113,160
	(38.0 FTE)
Operating Expenses	198,391
Commission Meeting Costs	23,666
Hearings Pursuant to Complaint	4,427
Name Check	11,000
Indirect Cost Assessment	313,139
Payments from the Real Estate Recovery Fund	250,000

			APPROPRIATION FROM				
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	$	$	$	$	$	$	$
		2,913,783			2,890,261[a]	23,522[b]	

[a] This amount shall be from the Division of Real Estate Cash Fund.

[b] This amount shall be from reserves in the Real Estate Recovery Fund.

(10) DIVISION OF REGISTRATIONS[240, 241]

Personal Services	7,659,220						
	(150.6 FTE)						
Operating Expenses	1,302,501						
Centralized Licensing System - Annual License	175,000						
Hearings Pursuant to Complaint	303,075						
Payments to Department of Health Care Policy and Financing	12,844						
Indirect Cost Assessment	2,866,906						
		12,319,546			10,552,381[a]	1,767,165(T)[b]	

[a] This amount shall be from the Division of Registrations Cash Fund.

[b] Of this amount, it is estimated that $1,335,862 shall be from indirect cost recoveries, $220,833 shall be from the Department of Public Health and Environment, and $210,470 shall be from the Department of Health Care Policy and Financing.

(11) DIVISION OF SECURITIES

Personal Services	1,363,075						
	(21.0 FTE)						
Operating Expenses	42,832						
Hearings Pursuant to Complaint	16,560						
Board Meeting Costs	3,127						
Securities Fraud Prosecution	265,258						

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	$	$	$	$	$	$	$
Indirect Cost Assessment	160,217						
		1,851,069			1,851,069[a]		

[a] This amount shall be from the Division of Securities Cash Fund.

TOTALS PART XVIII (REGULATORY AGENCIES)[5, 6]	~~$58,285,772~~ $58,424,075	$1,927,067		$45,016,707	~~$10,552,310[a]~~ $10,690,613[a]	$789,688

[a] Of this amount, $6,064,629 contains a (T) notation.

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

5 (Governor lined through this provision. See L. 99, p. 2245.)

6 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state shall produce its rules and regulations in an electronic format that is suitable for public access through electronic means. Such rules and regulations in such format shall be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.

236 Department of Regulatory Agencies, Executive Director's Office, Director's Office, Colorado Uninsurable Health Insurance Plan -- It is the intent of the General Assembly that the Colorado Uninsurable Health Insurance Plan (CUHIP) provide a report to the Joint Budget Committee by November 1, 1999, that details alternative funding sources for the Plan including private company assessments, to replace CUHIP's current funding sources that may be depleted as soon as FY 2002-03.

237 (Governor lined through this provision. See L. 99, p. 2245.)

238 Department of Regulatory Agencies, Division of Insurance -- It is the intent of the General Assembly that the Division of Insurance provide a report to the Joint Budget Committee by November 1, 1999, that explains how the functions of the Division's health care policy unit relate to the regulatory powers granted to the Division by statute. Furthermore, this report should explore possible duplication of responsibilities between the Division and the Department of Health Care Policy and Financing.

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

239 Department of Regulatory Agencies, Division of Insurance -- It is the intent of the General Assembly that the Division of Insurance submit to the Joint Budget Committee by November 1, 1999, a zero-based budget for FY 2000-01. This budget should be presented in a manner that is consistent with, and addresses each of, the stated objectives of Section 2-3-207, C.R.S. Any departure from these statutory guidelines should be explained and justified in the budget document.

240 Department of Regulatory Agencies, Division of Registrations -- It is the intent of the General Assembly that the Division of Registrations submit a report to the Joint Budget Committee by October 31, 1999, that summarizes residential and commercial construction trends as they pertain to both electrical and plumbing inspection demand for the current fiscal year and the previous three fiscal years. The report should include trends in counties along the Front Range, counties in mountain regions, and any counties that reflect at least a ten percent growth rate between any two fiscal years. The Division should establish mechanisms that will enable such information to be provided in successive fiscal years.

241 Department of Regulatory Agencies, Division of Registrations -- It is the intent of the General Assembly that the Division of Registrations submit a report to the Joint Budget Committee by October 31, 1999, that summarizes how appropriations to the Dental and Nursing Boards have helped to reduce case backlog. In addition, this report should include information on the efficacy of the Early Neutral Intervention Program that was developed by the Nursing Board as a means of decreasing the number of cases that are forwarded to the Attorney General's Office.

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.

Russell George SPEAKER OF THE HOUSE OF REPRESENTATIVES	Ray Powers PRESIDENT OF THE SENATE
Judith M. Rodrigue CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES	Patricia K. Dicks SECRETARY OF THE SENATE

APPROVED_____

Bill Owens
GOVERNOR OF THE STATE OF COLORADO