

  
*Colorado Legislative Council Staff Fiscal Note*  
**STATE**  
**FISCAL IMPACT**

<b>Drafting Number:</b> LLS 11-0333	<b>Date:</b> January 18, 2011
<b>Prime Sponsor(s):</b> Rep. Gardner B. Sen. Boyd	<b>Bill Status:</b> House Economic and Business Development <b>Fiscal Analyst:</b> Kerry White (303-866-3469)

**TITLE:** CONCERNING MODIFICATIONS TO THE SET ASIDE PROGRAM THAT REQUIRES A STATE AGENCY TO FIRST SOLICIT BIDS FOR CERTAIN SERVICES FROM NONPROFIT AGENCIES THAT EMPLOY PERSONS WITH SEVERE DISABILITIES.

Fiscal Impact Summary	FY 2011-2012	FY 2012-2013
<b>State Revenue</b>		
<b>State Expenditures</b>	See State Expenditures section	
<b>FTE Position Change</b>		
<b>Effective Date:</b> August 10, 2011, assuming the General Assembly adjourns May 11, 2011, as scheduled and no referendum petition is filed.		
<b>Appropriation Summary for FY 2011-2012:</b> None required.		
<b>Local Government Impact:</b> None.		

**Summary of Legislation**

Under current law, state agencies are required to first solicit bids for certain services from nonprofit agencies that employ persons with severe disabilities. Each year, the Department of Personnel and Administration (DPA) publishes a list of services for which the requirements of this set aside program apply. This bill clarifies that participating nonprofit agencies must operate in Colorado and directs state agencies to monitor whether nonprofit agencies awarded work under the program comply with its requirements. State agencies are required to implement this legislation using existing resources.

**Background**

The disability set aside program applies to the following services: advertising and public relations, building maintenance, food services, grounds maintenance and landscaping, janitorial services, laundry supplies and equipment, mail courier and shipping services, printing and bindery services, security, telecommunications, transcription services, and vending services. There are six non-profit agencies currently awarded work under the program.

**State Expenditures**

This bill requires state agencies to monitor non-profit agencies that are awarded work under the set-aside program. While all state agencies currently monitor the performance of vendors in fulfilling contract obligations, this bill requires agencies to ensure that the current statutory requirements of the set-aside program are also being met. The fiscal note assumes that the increase in workload to any individual state agency for staff training and monitoring of the nonprofit agencies is minimal and will not require an increase in appropriations.

**Departments Contacted**

All departments