

Colorado Legislative Council Staff Fiscal Note

STATE
FISCAL IMPACT

Drafting Number: LLS 12-0663
Prime Sponsor(s): Rep. Ferrandino
 Sen. Morse

Date: April 23, 2012
Bill Status: House SVMA
Fiscal Analyst: Kirk Mlinek (303-866-4782)

TITLE: CONCERNING THE POWERS OF THE LEGISLATIVE DEPARTMENT WITH RESPECT TO CAPITOL BUILDINGS GROUP SPACE, AND, IN CONNECTION THEREWITH, PROVIDING FOR THE DESIGNATION OF SPACE FOR THE MEMBERS OF THE GENERAL ASSEMBLY, LEGISLATIVE STAFF, AND LEGISLATIVE STAFF AGENCIES AND THE FURNISHING AND EQUIPPING THEREOF, AND GRANTING THE CONTROL OF LEGISLATIVE SPACES TO THE LEGISLATIVE DEPARTMENT.

Fiscal Impact Summary	FY 2012-2013	FY 2013-2014
State Revenue	See State Revenue section.	
State Expenditures	See State Expenditures section.	
FTE Position Change		
Effective Date: August 8, 2012, if the General Assembly adjourns on May 9, 2012, as scheduled, and no referendum petition is filed.		
Appropriation Summary for FY 2012-2013: None required.		
Local Government Impact: None.		

Summary of Legislation

The bill clarifies that the existing authority of the General Assembly to designate and assign space in the capitol building includes all subbasement tunnels, legislative space in the state office building located at 1525 Sherman Street, and the Legislative Services Building (14th Avenue and Sherman Street). Upon the General Assembly's occupancy of office space located at 1525 Sherman Street, the Department of Personnel and Administration (DPA) is required to designate to the legislature a proportionate amount of parking space in the lot located at Lincoln and East Colfax Avenue.

In addition to having control of the legislative spaces in the buildings identified above, the General Assembly also assumes control of the grounds immediately adjacent to the buildings. Maintenance of the legislative spaces and grounds continues to be the responsibility of DPA until such time as the Executive Committee of Legislative Council adopts a resolution assuming such responsibility. The Executive Branch will continue to control space on the first floor of the capitol building.

State Revenue

Cash fund revenue collected by DPA for parking fees could change under the bill. DPA currently charges market rate for parking in state-owned lots. Revenue from DPA's parking operations is used to repay certificates of participation associated with the parking garage located at 14th avenue and Lincoln and for the maintenance of state-owned parking facilities. Revenue will be reduced to the extent that the General Assembly provides parking at no charge to members of the General Assembly or its staff. At current rates, if the General Assembly occupied 42 spaces and did not provide revenue for the spaces to DPA, the reduction in revenue is estimated at \$50,400.

State Expenditures

This bill does not affect the expenditures of any state agency. The bill designates authority over space occupied by the Legislative Branch, it does not allocate any space to the Legislative Branch. The Long Bill, House Bill 12-1335, authorizes the General Assembly to assume control of some space in the state office building located at 1525 Sherman Street once the building is vacated by the Department of Law. This fiscal note assumes that any costs associated with the leasing, maintenance, and parking associated with that space will be handled through the normal budget process.

Departmental Difference

The DPA identified the following costs associated with the bill:

- \$13.9 million to bring the capitol subbasement tunnels into code compliance;
- from \$35 to \$40 per square foot for private space lease costs if DPA and other state agencies currently in leased space are not permitted to move into 1525 Sherman Street as planned; and
- \$103,373 and 3.0 FTE for janitorial services to be provided at 1525 Sherman Street.

The Department of Public Safety identified \$160,000 for capitol communication system enhancements to ensure that persons using the tunnels can communicate with capitol security or 911 in the event of an emergency. Two bidirectional amplifiers (\$30,000 each) will allow radio communications between the Colorado State Patrol security unit, capitol security guards, and 911 dispatch. Extending cellular communication coverage to the tunnels is estimated to cost \$100,000.

These costs are not included in the fiscal note for these reasons:

- under the bill, access to the subbasement tunnels may be denied by the Executive Committee of Legislative Council after consideration of security and safety concerns; and

- as this bill does not grant the authority to occupy space at 1525 Sherman Street, costs associated with leasing, including janitorial services, are not part of this analysis. Further, any such costs will be managed through the normal budget process as they would be for any lessee.

Departments Contacted

Personnel and Administration
Governor
Public Safety

Legislature
State Planning and Budgeting