

**NOTE: This bill has been prepared for the signature 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.**

2001



SENATE BILL 01-233

BY SENATOR(S) Hernandez;  
also REPRESENTATIVE(S) Dean, Larson, Mace, and Young.

CONCERNING THE USE OF MONEYS ALLOCATED FROM THE EMPLOYMENT SUPPORT FUND FOR EXISTING PROGRAMS IN THE DEPARTMENT OF LABOR AND EMPLOYMENT, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

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

**SECTION 1.** 8-77-109 (2), Colorado Revised Statutes, is amended to read:

**8-77-109. Employment support fund - created - repeal.**  
(2) (a) Moneys collected pursuant to this section shall be credited by the state treasurer to the employment support fund, created in subsection (1) of this section. Moneys in the employment support fund shall be annually appropriated by the general assembly to ~~the division~~ THE DEPARTMENT OF LABOR AND EMPLOYMENT:

(I) To be used to offset funding deficits for program administration, including information technology initiatives, under the provisions of articles 70 to 82 of this title and to further support programs to strengthen

---

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

unemployment fund solvency; AND

(II) TO FUND LABOR STANDARDS, LABOR RELATIONS, AND THE COLORADO WORKS GRIEVANCE PROCEDURE UNDER THE PROVISIONS OF ARTICLES 1 TO 6, 9, 10, 12, AND 13 OF THIS TITLE AND SECTION 26-2-716 (3) (b), C.R.S.

(b) The moneys in the employment support fund shall not revert to the general fund at the end of any fiscal year and any unobligated amounts remaining in the fund at the end of any fiscal year shall be retained in the employment support fund for purposes of this subsection (2). ~~beginning with the fiscal year ending on June 30, 1999.~~

(c) ON AND AFTER JULY 1, 2001, MONEYS FROM THE STATEWIDE INDIRECT COST ALLOCATION AGREEMENT WITH THE FEDERAL GOVERNMENT SHALL BE USED TO SUPPLEMENT MONEYS IN THE EMPLOYMENT SUPPORT FUND, IN A MANNER THAT IS CONSISTENT WITH THE PROVISIONS OF THIS SUBSECTION (2).

(d) THIS SUBSECTION (2) IS REPEALED, EFFECTIVE JULY 1, 2003.

**SECTION 2.** Part IX (3) of section 2 of Senate Bill 01-212, as enacted in the First Regular Session of the Sixty-third General Assembly, is REPEALED AND REENACTED, WITH AMENDMENTS, to read:

APPROPRIATION FROM

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

**PART IX  
DEPARTMENT OF LABOR AND EMPLOYMENT**

**(3) DIVISION OF LABOR**

**(A) Administration, Statistics, and Labor Standards**

PERSONAL SERVICES	694,610					
	(11.5 FTE)					
OPERATING EXPENSES	61,822					
ADMINISTRATIVE LAW						
JUDGE SERVICES FOR 54						
HOURS	6,217					
WELFARE REFORM <sup>157</sup>	95,117					
	<u>(2.0 FTE)</u>					
	857,766			437,947 <sup>a</sup>	419,819(T) <sup>b</sup>	

<sup>a</sup> THIS AMOUNT SHALL BE FROM THE EMPLOYMENT SUPPORT FUND.

<sup>b</sup> THIS AMOUNT SHALL BE FROM STATEWIDE INDIRECT COST RECOVERIES.

**(B) Public Safety and Inspection Programs**

PERSONAL SERVICES	3,253,218					
	(57.3 FTE)					
OPERATING EXPENSES	342,845					
STATEWIDE INDIRECT COST						
ASSESSMENT	<u>34,209</u>					
	3,630,272			2,331,802 <sup>a</sup>	761,037 <sup>b</sup>	537,433

<sup>a</sup> OF THIS AMOUNT, \$1,449,256 SHALL BE FROM THE PETROLEUM STORAGE TANK FUND PURSUANT TO SECTION 8-20.5-103, C.R.S., \$771,114 SHALL BE FROM THE BOILER INSPECTION FUND PURSUANT TO SECTION 9-4-109, C.R.S., AND \$111,432 SHALL BE FROM THE PUBLIC SAFETY INSPECTION FUND PURSUANT TO SECTION 8-1-151, C.R.S.

<sup>b</sup> OF THIS AMOUNT, \$437,947(T) SHALL BE FROM INDIRECT COST RECOVERIES, \$315,140 SHALL BE FROM RESERVES IN THE PETROLEUM STORAGE TANK FUND PURSUANT TO SECTION 8-20.5-103, C.R.S., AND \$7,950(T) SHALL BE FROM THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT.

4,488,038

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

**SECTION 3. Appropriation - adjustments in 2001 long bill.**

(1) For the implementation of this act, appropriations made in the annual general appropriation act for the fiscal year beginning July 1, 2001, shall be adjusted as follows:

(b) The general fund appropriation for the grand totals for Part IX is decreased by one hundred eighty-two thousand one hundred ninety-nine dollars (\$182,199).

(c) The cash funds appropriation for the grand totals for Part IX is increased by one hundred eighty-two thousand one hundred ninety-nine dollars (\$182,199).

**SECTION 4. 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.

---

Stan Matsunaka  
PRESIDENT OF  
THE SENATE

---

Doug Dean  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

---

Karen Goldman  
SECRETARY OF  
THE SENATE

---

Judith Rodrigue  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

APPROVED \_\_\_\_\_

---

Bill Owens  
GOVERNOR OF THE STATE OF COLORADO