NOTE: This bill has been prepared for the signatures 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.

SENATE BILL 19-123

BY SENATOR(S) Moreno, Zenzinger, Rankin; also REPRESENTATIVE(S) Esgar, Hansen, Ransom, Snyder.

CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF REVENUE.

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

SECTION 1. Appropriation to the department of revenue for the fiscal year beginning July 1, 2018. In Session Laws of Colorado 2018, section 2 of chapter 424, (HB 18-1322), amend Part XIX as follows:

Section 2. Appropriation.

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

					APPROPRIATION	FROM	
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
S	\$\$		\$	\$	\$	\$\$	
			D + D				
				RT XIX T OF REVENUE			
(1) EXECUTIVE DIRECTO	OR'S OFFICE						
(A) Administration and Sup	port						
Personal Services	9,634,991		3,680,120		497,69	01 ^a 5,457,180 ^b	
	(126.1 FTE)						
Health, Life, and Dental	12,699,520		5,065,441		7,615,88	32 ^a 18,197 ^b	
Short-term Disability	137,500		56,646		80,68	88 ^a 166 ^b	
S.B. 04-257 Amortization							
Equalization Disbursement	4,042,418		1,666,122		2,371,40	9 ^a 4,887 ^b	
S.B. 06-235 Supplemental							
Amortization Equalization Disbursement	4,042,418		1,666,122		2,371,40	9 ^a 4,887 ^b	
Salary Survey	2,582,782		1,083,134		1,496,46	,	
Shift Differential	126,584		1,000,101		126,58		
Workers' Compensation	1,085,724		430,129		655,59		
Operating Expenses	2,277,404		1,557,425		719,97		
Postage	3,051,455		2,840,891		210,56		
C	3,133,381				292,49	00^{a}	
Legal Services	4,333,814		2,627,857		1,705,95	57 ^a	
Administrative Law Judge							
Services	4,158				4,15	58 ^a	
Payment to Risk							
Management and Property	202 249		116 175		177.00	1 7 a	
Funds Vahiala Lassa Payments	293,248 669,802		116,175		177,07 501,33		
Vehicle Lease Payments Leased Space			168,466 835,024		4,403,50		
Leased Space Capitol Complex Leased	5,238,528		833,024		4,403,50	/4	
Space	2,330,327		1,649,646		680,68	21 ^a	
Space	2,550,527		1,077,070		000,00		

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				 APPROPRIATION FROM								
		ITEM & SUBTOTAL	TOTAL	GENERAL FUND		GENERAL FUND EXEMPT		CASH FUNDS	REA	APPROPRIATED FUNDS		DERAL UNDS
	\$		\$	\$	\$		\$		\$	9	5	
Payments to OIT CORE Operations Utilities	_	15,778,342 902,422 143,702 69,375,140 69,457,060	2 3 }	10,372,670 357,507				5,405,67 544,91 143,70	.5 ^a			

^a These amounts shall be from various sources of cash funds.

^b Of these amounts, it is estimated that \$4,723,434 shall be from departmental indirect cost recoveries or the Indirect Costs Excess Recovery Fund created in Section 24-75-1401 (2), C.R.S., and \$761,883 shall be from statewide indirect cost recoveries or the Indirect Costs Excess Recovery Fund created in Section 24-75-1401 (2), C.R.S.

° This amount shall be transferred from the Department of Corrections from the Offender ID Program in the Institutions Section.

(B) Hearings Division

Personal Services	2,227,978	2,227,978ª
	(29.6 FTE)	
Operating Expenses	95,457	95,457ª
Indirect Cost Assessment	175,174	175,174ª
	2,498,609	

^a These amounts shall be from various sources of cash funds.

71,873,749	
71,955,675	

(2) INFORMATION TECHNOLOGY DIVISION

(A) Systems Support			
Personal Services	100,000	100,000	
Operating Expenses	1,516,490	1,109,976	406,514 ^a
	1,616,490		

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			APPROPRIATION FROM					
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT		CASH FUNDS	REAPPROPRIATEI FUNDS	D FEDERAL FUNDS
	\$	\$	\$	\$	\$		\$	\$
^a This amount shall be from (B) DMV IT System (DR)		ash funds.						
Operating Expenses	2,617,5	535				2,617,535	1	
County Office Asset Maintenance County Office	568,2	230				568,230	1	
Improvements	40,0					40,000	1	

^a These amounts shall be from the Colorado State Titling and Registration Account in the Highway Users Tax Fund created in Section 42-1-211 (2)(a)(I), C.R.S., or the Colorado DRIVES Vehicle Services Account in the Highway Users Tax Fund created in Section 42-1-211 (2)(b)(I), C.R.S.

4,842,255

(3) TAXATION BUSINESS G	ROUP ^{102a}		
(A) Administration			
Personal Services	540,557	512,427	28,130ª
	(5.0 FTE)		
Operating Expenses	12,543	12,543	
Tax Administration IT			
System (GenTax) Support	5,701,770	5,691,770	10,000 ^b
	6,254,870		

^a Of this amount, it is estimated that \$26,104 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., and \$2,026 shall be from the Highway Users Tax Fund created in Section 43-4-201 (1)(a), C.R.S., and appropriated pursuant to Section 43-4-201 (3)(a)(III)(V), C.R.S.

^b This amount shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S.

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				APPROPRIATION FROM					
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT		CASH FUNDS	REAPPROF FUN		FEDERAL FUNDS
	\$\$		\$	\$	\$		\$	\$	
(B) Taxation and Complian	ce Division								
Personal Services	17,788,866 (234.6 FTE)		16,547,328	5		1,087,453	a	154,085 ^b	
Operating Expenses	1,029,745		1,005,549)		24,196	$\tilde{\mathbf{b}}^{\mathrm{a}}$		
Joint Audit Program	131,244		131,244	ļ					
Mineral Audit Program	890,388							66,000°	824,388(I) ^d (10.2 FTE)
	19,840,243								

^a Of these amounts, \$1,049,093 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., and \$62,556 shall be from the Tobacco Tax Enforcement Cash Fund created in Section 39-28-107 (1)(b), C.R.S.

^b This amount shall be from the Mineral Audit Program for programmatic indirect cost recoveries.

^c Of this amount, \$65,500 shall be transferred from the State Board of Land Commissioners in the Department of Natural Resources, pursuant to Section 36-1-145 (2)(b), C.R.S., and \$500 shall be transferred from the Oil and Gas Conservation Commission in the Department of Natural Resources.

^d This amount is anticipated to include \$670,303 for direct expenses and \$154,085 for programmatic indirect cost recoveries and is included for informational purposes.

(C) Taxpayer Service Divis	ion		
Personal Services	8,616,529	8,304,362	312,167 ^a
	(137.6 FTE)		
Operating Expenses	508,769	504,686	4,083 ^b
Seasonal Tax Processing	296,391	296,391	
Document Management	4,321,455	4,282,936	38,519°
Fuel Tracking System	497,442		497,442 ^d
			(1.5 FTE)
Indirect Cost Assessment	9,724		9,724 ^d
	14,250,310		

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			APPROPRIATION FROM						
	TOT 1	CENTER 11							
ITEM &	TOTAI		GENERAL	CASH	REAPPROPRIATED	FEDERAL			
SUBTOTAL		FUND	FUND	FUNDS	FUNDS	FUNDS			
			EXEMPT						
\$	\$	\$	\$	\$	\$	\$			

97.283^a

^a Of this amount, it is estimated that \$157,536 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., \$68,993 shall be from the Private Letter Ruling Fund created in Section 24-35-103.5 (6), C.R.S., \$63,800 shall be from the Tobacco Settlement Defense Account of the Tobacco Litigation Settlement Cash Fund created in Section 43-10-109 (1), C.R.S. Expenditures from the Tobacco Settlement Defense Account of the Tobacco Settlement Cash Fund do not constitute fiscal year spending for the purposes of Section 20 of Article X of the State Constitution.

^b Of this amount, it is estimated that \$2,633 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., \$950 shall be from the Tobacco Settlement Defense Account of the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115 (2)(a), C.R.S., and \$500 shall be from the Private Letter Ruling Fund created in Section 24-35-103.5 (6), C.R.S.

^c This amount shall be from various sources of cash funds.

^d These amounts shall be from the Highway Users Tax Fund created in Section 43-4-201 (1)(a), C.R.S., and appropriated pursuant to Section 43-4-201 (3)(a)(III)(V), C.R.S.

(D) Tax Conferee		
Personal Services	1,714,139	1,616,856
		(13.6 FTE)
Operating Expenses	60,905	60,905
	1,775,044	

^a This amount shall be transferred from Governor - Lieutenant Governor - State Planning and Budgeting from the Economic Development Commission - General Economic Incentives and Marketing line item in Economic Development Programs and originated as user fees.

(E) Special Purpose			
Cigarette Tax Rebate	8,141,834	8,141,834(I) ^a	
Amendment 35 Distribution			
to Local Governments	1,289,727		1,289,727 ^b
Old Age Heat and Fuel and			
Property Tax Assistance			
Grant	5,634,000	5,634,000(I) ^c	
Commercial Vehicle			
Enterprise Sales Tax Refund	120,524		120,524 ^d

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			 APPROPRIATION FROM								
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT		CASH FUNDS	REAPPROP FUNI		FEDERAL FUNDS		
	\$ \$		\$ \$	•	\$		\$	\$			
Retail Marijuana Sales Tax Distribution to Local Governments	 20,336,822 35,522,907		20,336,822(I) ⁶	2							

^a Pursuant to Section 39-22-623 (1)(a)(II)(B), C.R.S., this amount is included in the general appropriation bill for informational purposes and shall not be deemed to be an appropriation subject to the limitations of Section 24-75-201.1, C.R.S., or subject to the limitation on state fiscal year spending imposed by Section 20 of Article X of the State Constitution.

^b This amount shall be from the Tobacco Tax Cash Fund created in Section 24-22-117 (1)(a), C.R.S., which consists of revenues from additional state cigarette and tobacco taxes imposed pursuant to Section 21 of Article X of the State Constitution. This amount is thus not subject to the limitation on state fiscal year spending imposed by Section 20 of Article X of the State Constitution.

^c Pursuant to Section 39-31-102 (1)(a), C.R.S., this amount is included in the general appropriation bill for informational purposes and shall not be deemed to be an appropriation subject to the limitations of Section 24-75-201.1, C.R.S., or subject to the limitation on state fiscal year spending imposed by Section 20 of Article X of the State Constitution.

^d This amount shall be from the Commercial Vehicle Enterprise Tax Fund created in Section 42-1-225 (1), C.R.S.

^e Pursuant to Section 39-28.8-203 (1)(a)(V), C.R.S., this amount is included in the general appropriation bill for informational purposes and shall not be deemed to be an appropriation subject to the limitations of Section 24-75-201.1, C.R.S., or subject to the limitations on state fiscal year spending imposed by Section 20 of Article X of the State Constitution.

77,643,374

(4) DIVISION OF MOTOR VEHICLES

(A) Administration				
Personal Services	2,586,977	231,797	2,303,835ª	51,345 ^b
	(32.9 FTE)			
Operating Expenses	458,200	11,711	443,099ª	3,390 ^b
DRIVES Maintenance and				
Support	2,600,000		$2,600,000^{a}$	
	5,645,177			

^a These amounts shall be from various sources of cash funds.

^b These amounts shall be transferred from the Department of Corrections from the Offender ID Program in the Institutions Section.

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					APPR	OPRIATION F	ROM		
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT		CASH FUNDS	REAPPROPRI FUNDS		FEDERAL FUNDS
	\$\$		\$\$		\$		\$	\$	
(B) Driver Services									
Personal Services ¹⁰³	21,771,697 (409.1 FTE)		3,156,569			18,501,562	2ª 11.	3,566 ^b	
Operating Expenses	2,517,127		411,155			2,095,802	2ª 1	0,170 ^b	
Drivers License Documents	6,571,858					6,571,858			
	7,400,218					7,400,218	3°		
Ignition Interlock Program	1,240,450					1,240,450			
						(6.9 FTE			
Indirect Cost Assessment	2,289,223					2,289,223	3ª		
	34,390,355 35,218,715								
	55,210,715								

^a Of these amounts, \$2,000,000 shall be from the Highway Users Tax Fund created in Section 43-4-201 (1)(a), C.R.S., and appropriated pursuant to Section 43-4-201 (3)(a)(I)(C), C.R.S., and \$18,597,364 shall be from various sources of cash funds.

^b These amounts shall be transferred from the Department of Corrections from the Offender ID Program in the Institutions Section.

^c This amount shall be from the Licensing Services Cash Fund created in Section 42-2-114.5 (1), C.R.S.

^d This amount shall be from the First Time Drunk Driving Offender Account in the Highway Users Tax Fund created in Section 42-2-132 (4)(b)(II)(A), C.R.S.

(C) Vehicle Services			
Personal Services	3,031,998	466,605	2,565,393ª
	(55.0 FTE)		
Operating Expenses	482,267	26,157	456,110 ^ª
License Plate Ordering	10,197,124	216,315	9,980,809ª
Motorist Insurance			
Identification Database			
Program	338,255		338,255ª
			(1.0 FTE)

	APPROPRIATION FROM										
	ITEM & SUBTOTAL	TOTAL		GENERAL FUND		GENERAL FUND EXEMPT		CASH FUNDS	REA	APPROPRIATED FUNDS	FEDERAL FUNDS
	\$ \$		\$		\$		\$		\$	\$	
Emissions Program	1,275,174							1,275,17	4 ^b		
								(15.0 FTE	·		
Indirect Cost Assessment	 382,961							382,96	1 ^a		
	15,707,779										

^a These amounts shall be from various sources of cash funds.

^b This amount shall be from the Department of Revenue Subaccount in the AIR Account, a subaccount in the Highway Users Tax Fund created in Section 42-3-304 (18)(c), C.R.S.

55,743,311 56,571,671

(5) ENFORCEMENT BUSINESS GROUP

(A) Administration				
Personal Services	980,001	7,407	642,965ª	329,629 ^b
	(10.0 FTE)			
Operating Expenses	14,680	111	9,631ª	4,938 ^b
	994,681			

^a These amounts shall be from various sources of cash funds.

^b These amounts shall be from the Limited Gaming Fund created in Section 12-47.1-701 (1), C.R.S., and shall be transferred from the Limited Gaming Division in this department.

(B) Limited Gaming Division		
Personal Services	6,937,637	6,937,637(I) ^a
		(89.0 FTE)
Operating Expenses	1,022,457	1,022,457(I) ^a
Payments to Other State		
Agencies	4,497,011	$4,497,011(I)^{a}$
Distribution to Gaming		
Cities and Counties	23,788,902	23,788,902(I) ^a

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			APPROPRIATION FROM								
	ITEM & SUBTOTAL	TOTAL		GENERAL FUND		GENERAL FUND EXEMPT		CASH FUNDS	REA	PPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$		\$		\$		\$	\$	
Indirect Cost Assessment	 583,2							583,28	5(I) ^a		

^a These amounts shall be from the Limited Gaming Fund created in Section 12-47.1-701 (1), C.R.S., and are included for informational purposes pursuant to Section 9 (5)(b)(I) of Article XVIII of the State Constitution and Section 12-47.1-701 (1)(b)(I), C.R.S., that specify that the State Treasurer is authorized to pay all ongoing expenses of the Limited Gaming Commission related to the administration of Limited Gaming, and that such payments shall not be conditioned on any appropriation by the General Assembly.

(C) Liquor and Tobacco Enforcement Division											
Personal Services	2,697,773	171,607	2,526,166ª								
	(31.5 FTE)										
Operating Expenses	153,091	6,965	146,126ª								
Indirect Cost Assessment	195,180		195,180ª								
	3,046,044										

^a Of these amounts, \$2,488,826 shall be from the Liquor Enforcement Division and State Licensing Authority Cash Fund created in Section 24-35-401, C.R.S., \$350,000 shall be from the Tobacco Education Programs Fund created in Section 24-22-117 (2)(c)(I), C.R.S., which consists of revenues from additional state cigarette and tobacco taxes imposed pursuant to Section 21 of Article X of the State Constitution and thus is not subject to the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution, and \$28,646 shall be from the Reduced Cigarette Ignition Propensity Standards and Firefighter Protection Act Enforcement Fund created in Section 24-33.5-1214 (3)(f), C.R.S.

(D) Division of Racing Events		
Personal Services	936,329	936,329ª
		(7.7 FTE)
Operating Expenses	220,721	220,721ª
Purses and Breeders Awards	1,400,000	1,400,000 ^b
Indirect Cost Assessment	50,615	50,615ª
	2,607,665	

^a These amounts shall be from the Racing Cash Fund created in Section 12-60-205 (1), C.R.S.

^b This amount shall be from racing tax revenues deposited into the Horse Breeders' and Owners' Awards and Supplemental Purse Fund created in Section 12-60-704 (1), C.R.S.

			APPROPRIATION FROM								
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT		CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS			
	\$\$		\$	\$	\$		\$	\$			
(E) Motor Vehicle Dealer	Licensing Board										
Personal Services	2,338,324					2,338,324	a				
	_,,.					(32.3 FTE					
Operating Expenses	138,691					138,691					
Indirect Cost Assessment	216,746					216,746					
	2,693,761					210,7 K	,				
^a These amounts shall be fro	om the Auto Dealers Lice	nse Fund creat	ed in Section 12-6-1	23 (1), C.R.S.							
(F) Marijuana Enforceme	nt										
Marijuana Enforcement	10,012,073					10,012,073	a				
						(104.1 FTE					
Indirect Cost Assessment	805,778					805,778					
	10,817,851					000,770	,				
	10,017,001										
^a These amounts shall be fro	om the Marijuana Cash Fu	und created in	Section 12-43.3-501	(1)(a), C.R.S.							
		56,989,294	ł								
(6) STATE LOTTERY D	VISION										
Personal Services	9,651,554					9,651,554	a				
Personal Services	9,051,554										
	1 100 205					(117.1 FTE					
Operating Expenses	1,189,385					1,189,385)-				
Payments to Other State Agencies	239,410					239,410)a				
Travel	113,498					113,498					
	115,498					113,498)				
Marketing and Communications	14,700,000					14,700,000	Ja				
Communications	17,700,000					17,700,000	,				

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			APPROPRIATION FROM								
	ITEM & SUBTOTAL	TOTAL		GENERAL FUND		GENERAL FUND EXEMPT		CASH FUNDS	RE.	APPROPRIATED FUNDS	FEDERAL FUNDS
	\$ \$		\$		\$		\$		\$	\$	
Multi-State Lottery Fees	177,433							177,43	3 ^a		
Vendor Fees	14,269,479							14,269,47	9 ^a		
Retailer Compensation	54,572,160							54,572,16	0^{a}		
Ticket Costs	6,578,000							6,578,00	0^{a}		
Research	250,000							250,00	0^{a}		
Indirect Cost Assessment	748,494							748,49	4 ^a		
		102,489,413									

^a These amounts shall be from the Lottery Fund created in Section 24-35-210 (1), C.R.S.

TOTALS PART XIX					
(REVENUE)	\$369,581,396	\$113,169,403ª	\$249,268,695⁶	\$6,318,910	\$824,388°
	\$370,491,682		\$250,178,981 ^b		

^a Of this amount, \$34,112,656 contains an (I) notation and is included as information for the purpose of complying with the limitation on state fiscal year spending imposed by Section 20 of Article X of the State Constitution. These amounts are continuously appropriated by a permanent statute, and shall not be deemed to be an appropriation subject to the limitations of Section 24-75-201.1, C.R.S.

^b Of this amount, \$36,829,292 contains an (I) notation and \$2,000,000 is from the Highway Users Tax Fund created in Section 43-4-201 (1)(a), C.R.S., appropriated pursuant to Section 43-4-201 (3)(a)(I)(C), C.R.S.

^c This amount contains an (I) notation.

FOOTNOTES -- The following statement is referenced to the numbered footnotes throughout Section 2.

- 102a Department of Revenue, Taxation Business Group -- It is the General Assembly's intent that the Department review its existing resources dedicated to severance tax and provide the Joint Budget Committee with the information requested in the requests for information letter submitted in conjunction with the 2018 long bill.
- 103 Department of Revenue, Division of Motor Vehicles, Driver Services, Personal Services -- The initial fiscal note estimated a total of 66,000 individuals would request an appointment for a S.B. 13-251 document. Continued operations for this program at more than one office are premised on the need to handle the

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			APPROPRIATION FROM					
		CENEDAL	CENERAL	C A GII				
ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS		
SUBIUIAL		FUND	EXEMPT	FUNDS	FUNDS	FUNDS		
\$	\$	\$	\$	\$	\$	\$		

initial surge of applicants. It is the intent of the General Assembly that once the annual appointments for first-time applicants made available for individuals who are not lawfully present in the United States falls below 5,000 per year or the total persons served reaches 66,000 the Division will reduce the offices that provide the service to one location. Of the amount appropriated to Driver Services, \$1.5 million cash funds are for the Colorado Road and Community Safety Act.

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.

Leroy M. Garcia PRESIDENT OF THE SENATE KC Becker SPEAKER OF THE HOUSE OF REPRESENTATIVES

Cindi L. Markwell SECRETARY OF THE SENATE Marilyn Eddins CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES

APPROVED_

(Date and Time)

Jared S. Polis GOVERNOR OF THE STATE OF COLORADO