

# MEMORANDUM

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**TO:** JBC Members  
**FROM:** John Ziegler  
**SUBJECT:** March Revenue Forecast  
**DATE:** March 23, 2010

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Legislative Council Staff (LCS) released their March revenue forecasts on March 18, 2010. Attached are several tables that provide information regarding the LCS March revenue forecast and how it relates to the balancing of FY 2009-10 and FY 2010-11 based on decisions made thus far through the figure setting process.

- Table 1:** Provides the General Fund Overview based on the LCS revenue forecast.
- Table 2:** Provides a summary of FY 2008-09, FY 2009-10, and FY 2010-11 General Fund appropriations.
- Table 3:** Provides a summary of the Cash and General Fund Revenue Actions that impact JBC balancing of FY 2009-10 and FY 2010-11.
- Table 4:** Provides a summary of the bills that impact the JBC budget balancing for FY 2009-10 and FY 2010-11.
- Table 5:** Provides summary of appropriations that are required as a result of Referendum C General Fund Exempt moneys.
- Table 6:** Provides a list of amounts that are not subject to the statutory limit on General Fund appropriations.
- Table 7:** Provides the estimated impact of *MAJOR* items that *MAY* need to be funded with General Fund in the future. It is important to note that this list is not all inclusive and that the list in no way implies that these or any other items are required to be funded. The list is only meant to inform the reader as to the *POTENTIAL* appropriations that may be needed in future years. All of these items will be based on *FUTURE* General Assembly decisions that have not yet been made.

**Table 1**  
**General Fund Overview Based On Legislative Council March 2010 Revenue Estimate**  
**UPDATED as of Completion of Figure Setting**  
(millions of dollars)

	FY 08-09	FY 09-10	FY 10-11	FY 11-12	From Feb 15 GFO LCS Forecast		From Feb 15 GFO LCS Forecast	
					FY 09-10	Diff	FY 10-11	Diff
1 Beginning GF Reserve	\$327.0	\$443.3	\$369.4	\$529.8	438.0	5.3	134.6	234.8
2 GF Nonexempt Revenues	6,742.7	6,729.7	6,690.3	6,852.7	6,500.0	229.7	6,425.3	265.0
3 GF Exempt Revenues	0.0	0.0	428.8	336.4	0.0	0.0	358.3	70.5
4 Transfers/Paybacks	352.7	286.2	8.2	0.2	280.8	5.4	2.6	5.6
5 Transfer to Older Americans Act	(8.8)	(10.9)	(10.9)	(10.9)	(10.9)	0.0	(10.9)	0.0
6 Cash Fund Transfers Approved by JBC not included in LCS March Forecast	0.0	122.7	62.9	0.0	167.1	(44.4)	102.3	(39.4)
7 Year-end Balancing Transfer (Gov's Executive Order D 013 09 pursuant to SB 09-279)	458.1	(458.1)	0.0	0.0	(458.1)	0.0	0.0	0.0
8 TABOR Surplus Liability	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
9 TOTAL GF AVAILABLE	\$7,871.7	\$7,112.9	\$7,548.7	\$7,708.2	6,916.9	196.0	7,012.2	536.5
10								
11 GF Obligations:								
12 GF Appropriations	\$7,410.7	\$7,456.5	\$7,324.7	\$7,324.7				
13 Supplementals	(23.8)	(414.7)	0.0	0.0				
14 Long Bill Supplemental Add-ons	0.0	(392.9)	0.0	0.0				
15 JBC Bills and Placeholders as Part of Supplemental Budget Package	0.0	(59.3)	0.1	0.0				
16 JBC Bills and Placeholders as Part of Long Bill Budget Package	0.0	6.7	(559.8)	(444.0)				
17 Adjusted GF Appropriations Base	7,386.9	6,596.3	6,765.0	6,880.7	6,645.7	(49.4)	6,967.4	(202.4)
18 Amounts Deemed Exempt from the Restriction on State Appropriations (Section 24-75-201.1, C.R.S.)	0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
19 Medicaid Overexpenditures	12.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
20 Estimated Federal Medical Assistance Percentage (FMAP) Changes (includes SB264 impact)	(214.1)	(2.4)	(3.1)	0.0	(2.4)	0.0	(1.2)	(1.9)
21 Rebates and Expenditures - Based on Statutory Minimums	130.3	146.2	154.5	189.8	135.6	10.6	147.5	7.0
22 Reimbursement for Senior and Veterans Property Tax Exemption	85.6	1.4	93.4	98.3	1.4	0.0	1.6	91.8
23 Temporarily Reduce the Senior Property Tax Exemption Benefit Requested by Gov Ritter Nov 6	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
24 Funds in Prior Year Excess Reserve to HUTF (Section 24-75-218, C.R.S.)	29.0	N/A	N/A	N/A	0.0	N/A	0.0	N/A
25 Funds in Prior Year Excess Reserve to Capital Construction (Section 24-75-218, C.R.S.)	14.5	N/A	N/A	N/A	0.0	N/A	0.0	N/A
26 Transfer to HUTF (Sec. 24-75-219, C.R.S.)	N/A	0.0	0.0	0.0	0.0	0.0	0.0	0.0
27 Transfer to Capital Construction (Sec. 24-75-219, C.R.S.)	N/A	0.0	0.0	0.0	0.0	0.0	0.0	0.0
28 Capital Construction Transfer (Based on OSPB Request)	24.9	2.0	9.1	23.6	2.0	0.0	34.9	(25.8)
29 Accounting Adjustments	(41.0)	0.0	0.0	0.0	0.0	0.0	0.0	0.0
30 TOTAL GF OBLIGATIONS	\$7,428.4	\$6,743.5	\$7,018.9	\$7,192.4	6,782.3	(38.8)	7,150.2	(131.3)
31								
32 YEAR END GF RESERVE	\$443.3	\$369.4	\$529.8	\$515.8	134.6	234.8	(138.0)	667.8
33 STATUTORY RESERVE (Section 24-75-201.1 (1) (d), C.R.S.)	147.7	131.9	270.6	275.2	132.9	(1.0)	139.3	131.3
34 MONEYS IN (DEFICT)/EXCESS OF THE STATUTORY GF RESERVE	\$295.6	\$237.5	\$259.2	\$240.6	1.7	235.8	(277.3)	536.5

Table 1 - Continued

	FY 08-09	FY 09-10	FY 10-11	FY 11-12
35 Total Gross General Fund Revenues	\$6,742.7	\$6,729.7	\$7,119.1	\$7,189.1
36 Percent Gross General Fund Revenue Growth	-12.9%	-0.2%	5.8%	1.0%
37				
38 Transfer to the State Education Fund	\$339.9	\$347.1	\$367.9	\$374.7
39				
40 Required TABOR Reserve	\$273.1	\$264.7	\$279.9	\$286.5
41				
42 GF Approp Base (Adj GF approp base + K-12 Capital + Amt Deemed Exempt + Medicaid Over)	\$7,399.2	\$6,596.3	\$6,765.0	\$6,880.7
43 Total Percent Growth (Including both items within restriction and exemptions)	3.9%	-10.9%	2.6%	1.7%
44 GF Appropriations Base Available Growth	\$279.3	(\$802.9)	\$168.7	\$115.7
45				
46 Personal Income (Sec 24-75-201.1 (1)(a)(VII)(A), CRS - PI as of two years prior to fiscal year)	N/A	\$205,548.0	\$212,320.0	\$208,264.0
47 Percent Increase/(Decrease) Over Previous Year	N/A	N/A	3.3%	-1.9%
48				
49 Calculated Restriction on GF Appropriation Growth (Sec 24-75-201.1 (1)(a)(II) through (IV), CRS)	\$7,547.1	\$10,277.4	\$10,616.0	\$10,413.2
50 Adjusted GF Appropriations Base	7,386.9	6,596.3	6,765.0	6,880.7
51 Over/(Under) Calculated Appropriations Restriction	(\$160.2)	(\$3,681.1)	(\$3,851.0)	(\$3,532.5)
52				
53 Year-End GF Reserve Percentage	6.0%	5.6%	7.8%	7.5%
54				
55 Rebates and Expenditures Include (from LCS Forecast)				
56 Cigarette Rebate	\$12.1	\$11.6	\$11.3	\$11.2
57 Old Age Pension	102.4	114.9	123.4	132.7
58 Aged Property Tax & Heating Credit	5.3	8.3	8.2	8.1
59 FPPA	4.0	4.3	4.4	29.8
60 Amendment 35 GFE Expenditures	1.0	0.9	0.9	0.9
61 Treasurer's Loans to School Districts (Off Budget -- Not in Long Bill)	5.5	6.2	6.3	7.1
62 Total Rebates and Expenditures	\$130.3	\$146.2	\$154.5	\$189.8
63				
64 GF Expenditure Outlook based on Caseload as estimated by JBC Staff:				
65 K-12 Education			\$242.7	\$174.4
66 Medicaid			162.3	68.7
67 Performance Based Pay/Salary Survey/HLD (Does Not Include Judicial)			8.0	8.7
68 Corrections			13.3	37.3
69 Higher Education (Assumes the Additional \$150.7 m in FY 2011-12 to return to current levels)			12.9	180.6
70 Human Services			0.5	10.2
71 Judicial (Includes Performance Based Pay/Salary Survey/HLD as Estimated by JBC Staff)			6.3	7.3
72 Total GF Expenditure Estimate			\$446.0	\$487.2
73 Moneys in (Deficit)/Excess of Statutory Reserve less GF Outlook				(\$246.6)

Table 2  
Summary of FY 2008-09, FY 2009-10, and FY 2010-11 General Fund Appropriations  
UPDATED as of Completion of Figure Setting

Departments	FY 2008-09 Appropriation as of 2009 Session	Supplemental Changes to FY 2008- 09 as Approved during 2010 Session	FY 2008-09 Appropriation Adjusted for 2010 Session Changes	FY 2009-10 Appropriation Adjusted for JBC Supplemental Changes and Package Bills	FY 2009-10 Add- on Changes in the FY 2010-11 Long Bill	FY 2009-10 Appropriation Adjusted for Long Bill Add- ons	FY 2009-10 Separate Bills as Part of Long Bill Package	FY 2009-10 Appropriation Adjusted for Add- ons and Separate Bills	Original Nov 1 OSP and Elected Official FY 2010- 11 Requests	Revised OSP and Elected Official FY 2010-11 Requests	FY 2010-11 Operating Base In Long Bill Based on JBC Actions	FY 2010-11 Separate Bills Considered Part of JBC Long Bill Package and Statutory Appropriations	FY 2010-11 Operating Base Total Appropriation	FY 2010-11 Operating Base as Approved by JBC Compared to FY 2009-10 Final Revised Appropriation	Percent
1 Agriculture	\$7,223,168	\$0	\$7,223,168	6,055,836	\$0	\$6,055,836	\$0	\$6,055,836	\$5,568,487	5,520,386	\$6,246,249	(\$1,301,254)	\$4,944,995	(\$1,110,841)	-18.34%
2 Corrections	666,948,257	(24,600,000)	642,348,257	565,603,106	(13,086,980)	3,226,325,619	0	565,603,106	678,668,533	662,001,603	647,746,325	2,959,495	650,705,820	85,102,714	15.05%
3 Education	3,215,359,907	0	3,215,359,907	3,239,412,599	480,000	3,226,325,619	13,862,984	3,226,325,619	3,015,926,875	3,015,695,420	3,459,999,360	(444,000,000)	3,015,999,360	(210,326,259)	-6.52%
4 Governor	13,443,436	0	13,443,436	13,382,984	(375,671,555)	13,862,984	0	13,862,984	12,993,223	13,838,019	11,240,760	0	11,240,760	(2,622,224)	-18.92%
5 Health Care Policy	1,567,671,367	(396,886)	1,567,274,481	1,496,927,385	0	1,121,255,830	7,873,179	1,129,129,009	1,393,771,115	1,200,169,716	1,342,361,024	(113,762,043)	1,228,598,981	99,469,972	8.81%
6 Higher Education	661,973,800	0	661,973,800	428,761,033	0	428,761,033	0	428,761,033	660,498,274	645,098,274	660,566,281	(15,400,000)	645,166,281	216,405,248	50.47%
7 Human Services	679,623,093	390,145	680,013,238	656,173,799	(4,144,613)	652,029,186	(92,031)	651,937,155	641,940,344	634,757,669	630,287,677	0	630,287,677	(21,649,478)	-3.32%
8 Judicial	325,942,329	1,137,229	327,079,558	323,814,931	0	323,814,931	0	323,814,931	327,648,469	327,579,195	329,218,806	0	329,218,806	5,403,875	1.67%
9 Labor	0	0	0	0	0	0	0	0	0	0	0	0	0	0	n/a
10 Law	8,855,044	0	8,855,044	9,225,846	0	9,225,846	0	9,225,846	10,261,371	10,261,371	10,038,263	(511,159)	9,527,104	301,258	3.27%
11 Legislature	34,889,177	0	34,889,177	35,137,319	0	35,137,319	(1,042,000)	34,095,319	35,162,475	35,162,475	2,632,844	32,164,733	34,797,577	702,258	2.06%
12 Local Affairs	12,352,639	0	12,352,639	10,912,921	0	10,912,921	0	10,912,921	10,743,561	10,679,564	10,690,370	0	10,690,370	(222,551)	-2.04%
13 Military Affairs	5,685,713	0	5,685,713	5,407,887	0	5,407,887	0	5,407,887	5,367,629	5,302,038	5,314,704	0	5,314,704	(93,183)	-1.72%
14 Natural Resources	31,057,499	0	31,057,499	26,634,588	0	26,634,588	0	26,634,588	27,425,011	26,945,825	26,356,838	0	26,356,838	(277,750)	-1.04%
15 Personnel	5,784,722	0	5,784,722	5,621,500	(50,312)	5,571,188	0	5,571,188	8,027,418	7,946,417	5,817,396	0	5,817,396	246,208	4.42%
16 Public Health	26,586,357	0	26,586,357	27,130,170	(54,000)	27,076,170	0	27,076,170	27,649,862	27,408,942	27,529,751	0	27,529,751	453,581	1.68%
17 Public Safety	79,735,441	0	79,735,441	81,989,417	0	81,989,417	0	81,989,417	78,198,054	77,875,160	80,826,687	0	80,826,687	(1,162,730)	-1.42%
18 Regulatory Agencies	1,465,862	0	1,465,862	1,457,251	0	1,457,251	0	1,457,251	1,487,010	1,463,578	1,507,322	0	1,507,322	50,071	3.44%
19 Revenue	100,649,490	(362,938)	100,286,552	74,220,949	(471,610)	73,749,339	0	73,749,339	69,682,378	70,566,332	90,021,574	(19,799,543)	70,222,031	(3,527,308)	-4.78%
20 State	0	0	0	0	0	0	0	0	0	0	0	0	0	0	n/a
21 Transportation	0	0	0	0	0	0	0	0	0	0	0	0	0	0	n/a
22 Treasury	86,966,576	0	86,966,576	1,680,359	0	1,680,359	0	1,680,359	97,485,339	97,456,408	94,276,095	0	94,276,095	92,595,736	5510.47%
23 Capital Construction Fund	441,529	0	441,529	0	0	0	0	0	0	0	0	0	0	0	n/a
24 Controlled Maintenance	0	0	0	0	0	0	0	0	0	0	0	0	0	0	n/a
25															
26 Total	\$7,532,655,406	(\$23,832,450)	\$7,508,822,956	\$7,009,549,880	(\$392,999,070)	\$6,616,550,810	\$6,739,148	\$6,623,289,958	\$7,108,505,428	6,875,728,392	7,442,678,326	(559,649,771)	6,883,028,555	259,738,597	3.92%
27															
28															
29 Amounts Deemed Exempt from Statutory Limit	\$241,158		\$241,158	\$0				\$0						0	
30 Rebates and Expenditures	\$121,834,623		\$121,834,623	\$26,841,912				\$26,841,912						117,938,363	
31															
32 Amount Subject to Statutory Limit	\$7,410,579,625		\$7,386,747,175	\$6,982,707,968				\$6,596,448,046						6,765,090,192	

Table 3  
Cash Fund and General Fund Revenue Actions that Impact JBC Budget Balancing for FY 2009-10 and FY 2010-11  
UPDATED as of Completion of Figure Setting

Title:	Bill No.	Department	FY 2009-10 Revenue Impact					FY 2010-11 Revenue Impact				
			GF	CF	RF	FF	Total	GF	CF	RF	FF	Total
<b>Cash Transfers Included in JBC Package:</b>												
<b>Augment FY 2009-10 General Fund Revenues:</b>												
Public Safety Communications Trust Fund (Sno-Cat Replacement)	HB 1327	Governor	230,520	0	0	0	230,520	0	0	0	0	0
Maintenance and Reserve Fund	HB 1327	Higher Education	2,300,000	0	0	0	2,300,000	0	0	0	0	0
<del>Employment Support Fund</del>	<del>HB 1327</del>	<del>Labor</del>	<del>0</del>	<del>0</del>	<del>0</del>	<del>0</del>	<del>0</del>	<del>0</del>	<del>0</del>	<del>0</del>	<del>0</del>	<del>0</del>
Local Government Severance Tax Fund	HB 1327	Local Affairs	50,327,796	0	0	0	50,327,796	0	0	0	0	0
Local Government Permanent Fund	HB 1327	Local Affairs	14,305,697	0	0	0	14,305,697	0	0	0	0	0
Waste Tire Recycling Development Cash Fund	HB 1327	Local Affairs	1,900,000	0	0	0	1,900,000	0	0	0	0	0
Waste Tires Cash Fund	HB 1327	Local Affairs	500,000	0	0	0	500,000	0	0	0	0	0
Operational Account of the Severance Tax Fund	HB 1327	Natural Resources	11,000,000	0	0	0	11,000,000	0	0	0	0	0
Perpetual Base Account of the Severance Tax Fund	HB 1327	Natural Resources	2,000,000	0	0	0	2,000,000	0	0	0	0	0
<del>Colorado Water Conservation Board Construction Fund</del>	<del>HB 1327</del>	<del>Natural Resources</del>	<del>0</del>	<del>0</del>	<del>0</del>	<del>0</del>	<del>0</del>	<del>0</del>	<del>0</del>	<del>0</del>	<del>0</del>	<del>0</del>
Emergency Controlled Maintenance Fund within Capital Construction Fund	HB 1327	Personnel	335,000	0	0	0	335,000	0	0	0	0	0
Fleet Management Motor Fleet Management Fund	HB 1327	Personnel	397,143	0	0	0	397,143	0	0	0	0	0
Law Enforcement Assistance Fund	HB 1327	Transportation	1,560,315	0	0	0	1,560,315	0	0	0	0	0
Summary of Augment FY 2009-10 General Fund			84,856,471	0	0	0	84,856,471	0	0	0	0	0
<b>Augment FY 2010-11 General Fund Revenues:</b>												
Local Government Severance Tax Fund	HB 1327	Local Affairs	0	0	0	0	0	10,000,000	0	0	0	10,000,000
Perpetual Base Account of the Severance Tax Trust Fund	HB 1327	Nat Res	0	0	0	0	0	11,000,000	0	0	0	11,000,000
Medical Marijuana Program Cash Fund	HB 1327	Pub Health	0	0	0	0	0	3,000,000	0	0	0	1,500,000
Alternative Fuels Rebate Fund	HB 1327	Rev	0	0	0	0	0	1,500,000	0	0	0	1,500,000
Summary of Augment FY 2010-11 General Fund			0	0	0	0	0	25,500,000	0	0	0	24,000,000
<b>College Invest Transfer and Refinance</b>	<b>HB 1327</b>	<b>Higher Ed</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>29,800,000</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>29,800,000</b>
<b>Limited Gaming Fund (Elim Trf to Clean Energy Fund)</b>	<b>HB 1339</b>	<b>Governor</b>	<b>16,200,000</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>16,200,000</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Transfer Interest Earned on Rocky Mountain Natural Resources to GF</b>	<b>HB 1325</b>	<b>Law</b>	<b>150,970</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>150,970</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Transfer from Capital Construction Fund as Result of Refinanced COPs</b>	<b>????</b>	<b>Capital</b>	<b>20,930,069</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>20,930,069</b>	<b>10,448,537</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>10,448,537</b>
<b>Eliminate Tobacco Funds for Comprehensive Primary Care Programs</b>	<b>HB 1323</b>	<b>HCPF</b>	<b>2,590,500</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>2,590,500</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Subtotal Cash Transfers Approved as Part of JBC Package</b>			<b>124,728,010</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>124,728,010</b>	<b>65,748,537</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>34,448,537</b>
<b>Credit and Exemption Bills</b>												
Removes Sales Tax Exemption of Direct Mail Materials	HB 1189	Rev	160,300	0	0	0	160,300	801,500	0	0	0	801,500
Eliminates Sales Tax Exemption for Fuels Used for Industrial Purposes	HB 1190	Rev	7,200,000	0	0	0	7,200,000	37,600,000	0	0	0	37,600,000
Eliminates Sales Tax Exemption for Candy and Soda	HB 1191	Rev	1,400,000	0	0	0	1,400,000	18,000,000	0	0	0	18,000,000
Software Sales Tax Standard	HB 1192	Rev	4,600,000	0	0	0	4,600,000	23,700,000	0	0	0	23,700,000
Sales Tax Collection from Out-of-State Retailers (Forecast says indeterminate)	HB 1193	Rev	0	0	0	0	0	4,700,000	0	0	0	4,700,000
Eliminates Sales Tax Exemption for Non-essential Food Containers	HB 1194	Rev	400,000	0	0	0	400,000	2,000,000	0	0	0	2,000,000
Eliminates Sales Tax Exemption for Certain Agricultural Products	HB 1195	Rev	900,000	0	0	0	900,000	4,600,000	0	0	0	4,600,000
Disqualifies Category 7 Vehicle Tax Credit	HB 1196	Rev	0	0	0	0	0	2,700,000	0	0	0	2,700,000
Limit NOI Carry Forward	HB 1199	Rev	0	0	0	0	0	8,200,000	0	0	0	8,200,000
<b>Subtotal Credit and Exemption Bills</b>			<b>14,660,300</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>14,660,300</b>	<b>102,301,500</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>102,301,500</b>
<b>Other Actions Impacting General Fund Revenues:</b>												
PERA - Reduction in Income Taxes	SB 001	Rev	(1,000,000)	0	0	0	(1,000,000)	(2,146,197)	0	0	0	(2,146,197)
PERA - Adjust Contribution Rate	SB 146	Rev	0	0	0	0	0	(1,116,945)	0	0	0	(1,116,945)
Insurance Fraud Bill	HB 1327	Law	0	0	0	0	0	170,000	0	0	0	170,000
Procurement Card Cash Transferred to General Fund - Does not require bill	N/A	Personnel	750,000	0	0	0	750,000	750,000	0	0	0	750,000
<b>Subtotal Other Actions Impacting General Fund Revenue</b>			<b>(250,000)</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>(250,000)</b>	<b>(2,343,142)</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>(2,343,142)</b>
<b>Total</b>			<b>139,138,310</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>139,138,310</b>	<b>165,706,895</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>134,406,895</b>
Cash Fund Transfers Approved by JBC			124,728,010					65,748,537				
Policy Changes that Increase General Fund Revenues Approved by JBC			(250,000)					(2,343,142)				
Other Bills Approved by House and Senate			14,660,300					102,301,500				
Included in LCS March Forecast			16,401,770					99,038,358				
Not Included in LCS March Forecast			122,736,540					66,668,537				
Total Cash Transfers			139,138,310					165,706,895				

**Table 4**  
**Bills that Impact JBC Budget Balancing for FY 2009-10 and FY 2010-11**  
**UPDATED as of Completion of Figure Setting**

	Bill No.	Department	FY 2009-10 Impact					FY 2010-11 Impact					
			GF	CF	RF	FF	Total	GF	CF	RF	FF	Total	
1	<b>Title:</b>												
2	<b>Bills Included in JBC Supplemental Package - Subject to Statutory Limit:</b>												
3	Use of Tobacco Tax Fiscal Emergency	HB 1320	HCPF	(43,693,900)	42,693,900	1,000,000	0	0	0	0	0	0	
4	Eliminate Tobacco Funds for Comprehensive Primary Care Programs	HB 1323	HCPF	0	(2,638,553)	0	(3,009,500)	(5,648,053)	0	0	0	0	
5	Medicaid Nursing Facility Per Diem Rates	HB 1324	HCPF	(1,930,808)	(1,930,808)	0	0	(3,861,616)	0	0	0	0	
6	Repeat Telemedicine Pilot Program	HB 1322	HCPF	(158,750)	0	0	(158,750)	(317,500)	0	0	0	0	
7	Health Care Services Fund Moneys	HB 1321	HCPF	(11,943,000)	0	(1,553,000)	(1,396,753)	(14,892,753)	0	0	0	0	
8	Refinance State Parks with Severance Tax Trust Fund	HB 1326	Nat Resources	(2,147,415)	2,147,415	0	0	0	0	0	0	0	
9	<b>Subtotal Bills Approved as Part of JBC Supp. Package - Statutory Limit</b>			<b>(59,873,873)</b>	<b>40,271,954</b>	<b>(553,000)</b>	<b>(4,565,003)</b>	<b>(24,719,922)</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	
11	<b>Bills Included in JBC Long Bill Package - Subject to Statutory Limit:</b>												
12	Inspection and Consumer Services Cash Fund Refinance	HB ?????	Ag	0	0	0	0	0	(1,301,254)	1,301,254	108,229	0	108,229
13	School Finance Bill	HB 1369	Ed	0	0	0	0	0	(365,312,540)	(1,608,887)	(98,773)	0	(367,020,200)
14	Eliminate 1 week Fee for Service Payment Delay	HB ???	HCPF	14,679,904	2,023,356	17,380	26,400,595	43,121,235	(14,679,904)	(2,023,356)	(17,380)	(26,400,595)	(43,121,235)
15	Hospital Fee Cash Fund	SB 169	HCPF	(4,929,388)	4,929,388	0	0	0	(46,329,388)	46,329,388	0	0	0
16	Transfer Amendment 35 Moneys	HB ?????	HCPF	0	0	0	0	0	(25,691,418)	25,691,418	0	0	0
17	OAP Supplemental Medical Account Transfer	HB ?????	HCPF	0	0	0	0	0	(4,850,000)	4,850,000	0	0	0
18	Nursing Facility	HB ?????	HCPF	0	0	0	0	0	(8,211,333)	5,806,343	0	(3,829,699)	(6,234,689)
19	Primary Care Fund Transfer	HB ?????	HCPF	0	0	0	0	0	(14,000,000)	0	0	18,119,422	4,119,422
20	CollegeInvest Transfer and Refinance	HB ?????	HE	0	0	0	0	0	(15,400,000)	15,400,000	0	0	0
21	Legislative Appropriations Bill	HB 1367	Leg	0	0	0	0	0	32,164,733	202,831	1,000,316	0	33,367,880
22	Solid Waste User Fees	HB 1329	Law	0	0	0	0	0	(511,159)	511,159	0	0	0
23	Refinance Division of Motor Vehicles with Cash Funds	HB ?????	Rev	0	0	0	0	0	(19,961,127)	19,963,089	0	0	1,962
29	<b>Subtotal Bills Approved as Part of JBC LB Package - Statutory Limit</b>			<b>9,750,516</b>	<b>6,952,744</b>	<b>17,380</b>	<b>26,400,595</b>	<b>43,121,235</b>	<b>(484,083,390)</b>	<b>116,423,239</b>	<b>992,392</b>	<b>(12,110,872)</b>	<b>(378,778,631)</b>
41	<b>Bills Not Included in JBC Supplemental Package - Subject to Statutory Limit:</b>												
42	Removes Sales Tax Exemption of Direct Mail Materials	HB 1189	Rev	94,322	0	0	0	94,322	0	0	0	0	0
43	Suspend Industrial Fuels Sales Use Tax Exemption	HB 1190	Rev	94,322	0	0	0	94,322	0	0	0	0	0
44	Eliminate Candy and Soda Sales Tax Exemption	HB 1191	Rev	94,322	0	0	0	94,322	0	0	0	0	0
45	Sales and Use Tax Of Standardized Software	HB 1192	Rev	94,322	0	0	0	94,322	0	0	0	0	0
46	Sales Tax Collection from Out-of-State Retailers	HB 1193	Rev	0	0	0	0	0	161,584	0	0	0	161,584
47	Eliminate Nonessential Articles Sales Tax Exemption	HB 1194	Rev	94,322	0	0	0	94,322	0	0	0	0	0
48	Suspend Ag Sales And Use Tax Exemption	HB 1195	Rev	94,322	0	0	0	94,322	0	0	0	0	0
49	<b>Subtotal Bills Not Included in JBC Supplemental Package - Subject to Statutory Limit:</b>			<b>565,932</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>565,932</b>	<b>161,584</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>161,584</b>
58	<b>Place Holders for Actions Not Contained in Legislation:</b>												
59	Additional School Finance Related Reductions (\$444M total target)	N/A	ED	0	0	0	0	0	(78,687,460)	0	0	0	(78,687,460)
60	GF Reduction if CMS approves HB 09-1293	N/A	HCPF	(1,877,337)	0	0	(3,403,341)	(5,280,678)	0	0	0	0	0
61	GF Reduction if CMS approves HB 09-1293	N/A	Hum Serv	(92,031)	0	(123,228)	(109,023)	(324,282)	0	0	0	0	0
62	Executive Committee Directed Reversions in General Assembly	N/A	Leg	(1,042,000)	0	0	0	0	0	0	0	0	0
63	<b>Subtotal Place Holders</b>			<b>(3,011,368)</b>	<b>0</b>	<b>(123,228)</b>	<b>(3,512,364)</b>	<b>(5,604,960)</b>	<b>(78,687,460)</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>(78,687,460)</b>
65	Five Year Statutory Appropriations for the Department of Corrections	N/A	Corrections	0	0	0	0	0	2,959,495	485,531			3,445,026
67	<b>Total</b>			<b>(53,134,725)</b>	<b>47,224,698</b>	<b>(658,848)</b>	<b>18,323,228</b>	<b>12,796,353</b>	<b>(559,649,771)</b>	<b>116,908,770</b>	<b>992,392</b>	<b>(12,110,872)</b>	<b>(454,021,065)</b>
68	<b>Supplemental Packet Amount</b>			<b>(59,307,941)</b>					<b>161,584</b>				
69	<b>Long Bill Packet Amount</b>			<b>6,739,148</b>					<b>(559,811,355)</b>				

**Table 5**  
**Appropriations from the General Fund Exempt Account**  
**Based on Legislative Council Staff March 2010 Revenue Forecast**

	FY 08-09 Final Appropriation	FY 09-10 Recommended Appropriation	FY 10-11 Recommended Appropriation
1 <b>General Fund Exempt (GFE) Revenues as Estimated by LCS March 2010 Forecast</b>	<b>\$0</b>	<b>\$0</b>	<b>\$428,800,000</b>
2			
3 A) Pursuant to Section 24-77-103.6 (2), C.R.S. a portion of the moneys in the GFE Account must be appropriated or transferred for:			
4     1) Health Care;	\$0	\$0	\$60,177,819
5     2) Education, including capital construction;	0	0	60,177,819
6     3) Retirement plans for firefighters and police officers, so long as the General Assembly determines such funding is necessary; and	0	0	4,144,363
7     4) Strategic transportation projects included in the Department of Transportation's strategic transportation project investment program.	0	0	500,000
8 <b>Subtotal</b>	<u>\$0</u>	<u>\$0</u>	<u>\$125,000,000</u>
9			
10 B) Pursuant to Section 24-77-104.5 (1) (b), C.R.S. the remaining amount in the GFE Account shall be split equally for the following 3 purposes:			
11     1) Health Care;	\$0	\$0	\$101,266,667
12     2) Preschool through 12th Grade; and	0	0	101,266,667
13     3) Benefit of students attending community colleges or other institutions of higher education.	0	0	101,266,667
14 <b>Subtotal</b>	<u>\$0</u>	<u>\$0</u>	<u>\$303,800,000</u>
15			
16 <b>Total GFE Appropriation to:</b>			
17     1) Health Care	\$0	\$0	\$161,444,485
18     2) Preschool through 12th Grade Education	0	0	161,444,485
19     3) Higher Education	0	0	101,266,667
20     4) Retirement Plans for Firefighters and Police Officers	0	0	4,144,363
21     5) Transportation Projects	0	0	500,000
22 <b>Total Appropriations from GFE Account</b>	<u>\$0</u>	<u>\$0</u>	<u>\$428,800,000</u>
23			

**Table 6**  
**List of Amounts that are not Subject to the Statutory Limit on General Fund Appropriations**

	FY 2009-10	FY 2010-11
1 <b>FY 2009-10:</b>		
2 <b>Amounts Deemed Exempt by General Assembly:</b>		
3		
4		
5 <b>Subtotal Amounts Deemed Exempt by General Assembly</b>	<b>\$0</b>	
6		
7 <b>Amounts Not Subject to the Limit due to Constitutional or Statutory Provisions:</b>		
8		
9 Treasury, Disabled Veteran Property Tax Exemption (SB 09-259, SB 09-276)	\$1,000,000	
10 Treasury, Fire and Police Pension Association (SB 09-227)	0	
11 Revenue, Old Age Heat and Fuel (SB 09-259)	8,600,000	
12 Revenue, Cigarette Tax (SB 09-259)	12,200,000	
13 Local Affairs, Fire and Police Pension Association (SB 09-259)	4,141,912	
14 HCPF - Amendment 35 Tobacco Tax (SB 09-259)	450,000	
15 Public Health, Amendment 35 Tobacco Tax (SB 09-259)	<u>450,000</u>	
16 <b>Subtotal Amounts Not Subject to the Limit:</b>	<b>\$26,841,912</b>	
17		
18 <b>Totals</b>	<b>\$26,841,912</b>	
19 <b>FY 2010-11:</b>		
20 <b>Amounts Deemed Exempt by General Assembly:</b>		
21		
22		
23 <b>Subtotal Amounts Deemed Exempt by General Assembly</b>		<b>\$0</b>
24		
25 <b>Amounts Not Subject to the Limit due to Constitutional or Statutory Provisions:</b>		
26		
27 Treasury, Senior Citizen and Disabled Veterans Property Tax Exemption		\$93,400,000
28 Treasury, Fire and Police Pension Association		0
29 Revenue, Old Age Heat and Fuel		8,200,000
30 Revenue, Cigarette Tax		11,300,000
31 Local Affairs, Fire and Police Pension Association		4,144,363
32 HCPF - Amendment 35 Tobacco Tax		447,000
33 Public Health, Amendment 35 Tobacco Tax		<u>447,000</u>
34 <b>Subtotal Amounts Not Subject to the Limit:</b>		<b>\$117,938,363</b>
35		
36 <b>Totals</b>	<b>\$0</b>	<b>\$117,938,363</b>



**Table 7**  
**Estimated Impact of MAJOR Items that MAY Need to be Funded With General Fund in the Future**  
**FY 2011-12 and Beyond**

	<b>Item</b>	<b>Dept</b>	<b>FY 2011-12</b>	<b>FY 2012-13</b>	<b>FY 2013-14</b>	<b>FY 2014-15</b>
1	Restore reduction to Total Program funding in K-12	Ed	0	948,000,000	0	0
2	Restore ARRA FMAP Moneys	HCPF	381,240,500	0	0	0
3	Restore moneys from Amendment 35 as a result of General Assembly declaring fiscal emergency	HCPF	25,600,000	0	0	0
4	Restore refinance of SB 10-169 hospital provider fund offsetting GF	HCPF	46,329,388	0	0	0
5	Backfill health care expansion fund with GF	HCPF	56,400,000	40,000,000	0	0
6	Backfill the use of Amendment 35 tax moneys	HCPF	39,691,418	0	0	0
7	Restore ARRA moneys	HE	89,194,099	0	0	0
8	Restore GF that was temporarily refinanced with federal TANF moneys in Child Welfare	Hum Serv	12,500,000	0	0	0
9	Restore GF that was temporarily refinanced with federal Title-IV-E moneys in Child Welfare	Hum Serv	3,900,000	0	0	0
10	Restore some or all of reductions made in the Courts (9.0% reduction and \$2.4 m federal grant)	Jud	N/A	N/A	N/A	N/A
11	Increase in level of Senior/Disabled Tax Exemption	Tre	5,000,000	0	0	0
12	Restore FPPA payments	Tre	25,321,079	0	0	58,532,775
13	Restore state employee salary increases (Approximately \$8.2 M per 1% of salary) at 5%	Statewide	40,870,230	0	0	0
14	Restore change in 2.5% change in PERA contribution rate (SB 10-146)	Statewide	20,435,116	0	0	0
15	Transfers to HUTF as required by Section 24-75-219, CRS (if PI grows by > 5%)	HUTF	N/A	143,782,000	0	0
16	Transfers to Capital Construction as required by Section 24-75-219, CRS (if PI grows by > 5%)	CCF	N/A	35,945,500	0	35,945,500
17	Increase in Statutory Reserve as required by Section 24-75-201.1 (1) (d), CRS	Reserve	N/A	34,388,000	34,388,000	34,388,000
18	Increase General Fund to restore fully liquid TABOR Reserve	Reserve	192,500,000	0	0	0
19						
20	<b>Total</b>		<b>938,981,830</b>	<b>1,202,115,500</b>	<b>34,388,000</b>	<b>128,866,275</b>

PLEASE NOTE: This table is meant to provide a very rough estimate of MAJOR potential increases that MAY be required in FY 2011-12 and beyond. The list is not a fully inclusive list but is merely MAJOR items. It is by no means accurate. These amounts are dependent on many variables that may change. For example, future decisions of the General Assembly, future decisions of the federal government, level of future revenues, level of future appropriations, future personal income levels, etc. None of these factors can be accurately projected at this time.