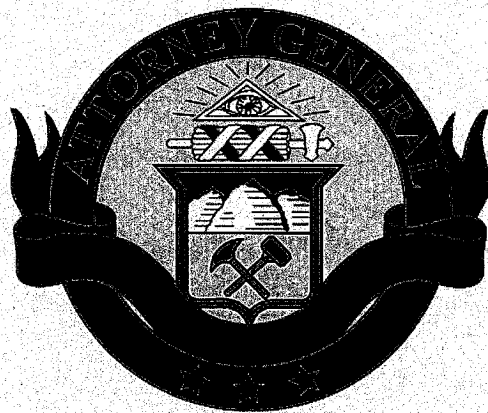


**SPECIAL  
PURPOSE  
LINE ITEMS**

**FY 08-09**  
**Budget**  
**Schedules 2, 3 and 4**  
**SP - Direct Attorneys Salaries**



**SCHEDULE 2 - PROGRAM SUMMARY**

Department of Law Item	Actual FY 05		Actual FY 07		Approp FY 08		Estimate FY 08		Request FY 09	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
<b>DISTRICT ATTORNEYS' SALARIES</b>	1,301,837	-	1,307,731	-	1,313,037	-	1,315,986	-	1,654,706	-
General Fund	1,301,837		1,307,731		1,313,037		1,315,986		1,654,706	

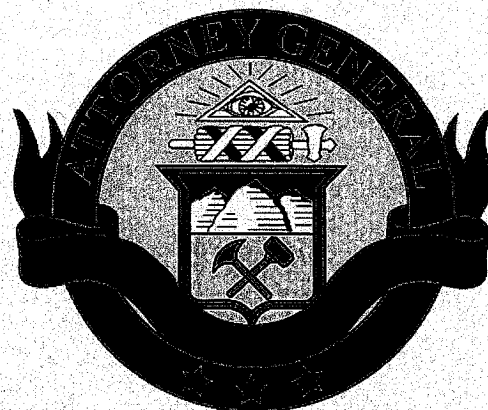
**SCHEDULE 3 - PROGRAM DETAIL**

Department of Law Item	Actual FY 06		Actual FY 07		Approp FY 08		Estimate FY 08		Request FY 09	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
<b>DISTRICT ATTORNEY'S SALARIES</b>	1,179,198	-	1,179,198	-	1,179,198	-	1,179,198	-	1,179,198	-
District Attorney Salaries	108,809		111,529		119,689		119,689		119,689	
PERA	10,881		8,161		14,151		14,151		18,869	
Other Retirement Plans	2,948		8,843		2,948		2,948		8,845	
AED Adjustment										
SAED Adjustment										
SUBTOTAL:					1,315,986		1,315,986		1,326,600	
<b>SPECIAL BILLS</b>									328,106	
HB07-1170 Compensation for Elected DA's									328,106	
General Fund										
<b>TOTAL D.A. SALARIES</b>	1,301,835	-	1,307,731	-	1,313,037	-	1,315,986	-	1,654,706	-
General Fund	1,301,835		1,307,731		1,313,037		1,315,986		1,654,706	
<b>RECONCILIATION OF FUNDS</b>										
Long Bill Appropriation	1,301,837		1,310,681				1,313,037			
Supplemental (SB03-208)										
Shortfall	(2)		(2,950)				2,949			
Reversion										
<b>TOTAL RECONCILIATION</b>	1,301,835		1,307,731				1,315,986			

**SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES**

Department of Law		DISTRICT ATTORNEY'S SALARIES				
		Actual FY 05 Total Funds	Actual FY 07 Total Funds	Approp FY 08 Total Funds	Estimate FY 08 Total Funds	Request FY 09 Total Funds
SCHEDULE 3 TOTAL		1,301,835	1,307,731	1,313,037	1,315,986	1,654,706
General Fund		1,301,835	1,307,731	1,313,037	1,315,986	1,654,706

**FY 08-09**  
**Budget**  
**Schedules 2, 3 and 4**  
**SP - Litigation Management Fund**



**SCHEDULE 2 - PROGRAM SUMMARY**

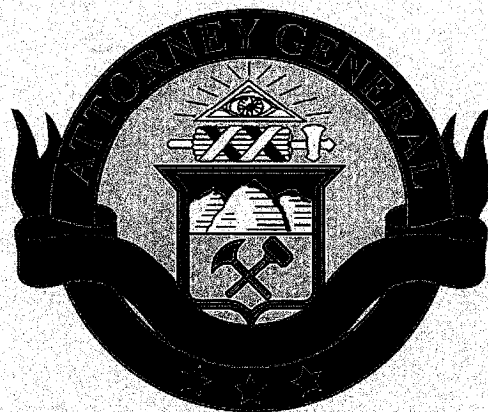
Department of Law		LITIGATION MANAGEMENT FUND											
		Actual FY 06		Actual FY 07		Approp FY 08		Estimate FY 08		Request FY 09			
Item	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	
LITIGATION MANAGEMENT FUND	290,899	-	180,221	-	325,000	-	325,000	-	325,000	-	325,000	-	
General Fund	-	-	-	-	-	-	-	-	-	-	-	-	
General Funds Exempt	290,899	-	180,221	-	325,000	-	325,000	-	325,000	-	325,000	-	
Cash Funds Exempt	-	-	-	-	-	-	-	-	-	-	-	-	

**SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL**

**LITIGATION MANAGEMENT FUND**

Department of Law	Actual FY 06		Actual FY 07		Approp. FY 08		Estimate FY 08		Request FY 09	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
DOL Internal Transfer			2,094							
1120 - SPS Temporary FT Wages			30							
1520 - SPS Medicare			212							
1522 - SPS PERA			21							
1524 - SPS AED			53,856							
1920 - Professional Services	175,520		1,891							
1930 - Litigation			231							
2220 - Building Grounds Maintenance			326							
2230 - Equipment Contract Maintenance			4,192							
2231 - ADP Equip Maint/Repair Services			74,913							
2232 - Software Upgrades	65,305		250							
2512 - IS Personal Travel Per Diem			53							
2530 - Out of State Travel			937							
2531 - OS Common Carrier Fares			838							
2532 - OS Personal Travel Per Diem			112							
2630 - Telephone			1,177							
2641 - Other ADP Billings - Purchase Services			883							
3115 - DP Supplies	169		3,307							
3116 - Purchase/Leased Software	3,543		47							
3120 - Books & Subscriptions			50							
3121 - Office Supplies	7									
3123 - Postage	15									
3128 - Non-Capitalized Equipment			11							
3131 - Noncap. Building Mat'l's			6,368							
3140 - Non-Capitalized IT - PC's	25,416		7,295							
3143 - Non-Capitalized IT - Other	20,925		11,989							
4220 - Registration Fees			177							
6214 - IT Other - Direct Purchase			8,961							
6220 - Office Furn & Equip										
<b>Expense Subtotal:</b>	290,899		180,221							
<b>Rollforward</b>										
General Funds Exempt										

# Statewide HIPPA Legal Services





**SCHEDULE 2 - PROGRAM SUMMARY**

Department of Law Item	Actual FY 06		Actual FY 07		Approp. FY 08		Estimate FY 08		Request FY 09	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
<b>STATEWIDE HIPAA LEGAL SERVICES</b>										
General Fund	27,596	-	20,331	-	21,609	-	21,609	-	21,609	-
Cash Funds Exempt	27,596	-	20,331	-	21,609	-	21,609	-	21,609	-
	-	-	-	-	-	-	-	-	-	-
	-	-	-	-	-	-	-	-	-	-

**SCHEDULE 3 - PROGRAM DETAIL**

Department of Law Item	Actual FY 06		Actual FY 07		Approp. FY 08		Estimate FY 08		Request FY 09	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
<b>STATEWIDE HIPAA LEGAL SERVICES</b>										
General Fund	27,596	-	20,331	-	21,609	-	21,609	-	21,609	-
Cash Funds Exempt	27,596	-	20,331	-	21,609	-	21,609	-	21,609	-
	-	-	-	-	-	-	-	-	-	-
<b>TOTAL STATEWIDE HIPAA</b>										
General Fund	27,596	-	20,331	-	21,609	-	21,609	-	21,609	-
Cash Funds Exempt	27,596	-	20,331	-	21,609	-	21,609	-	21,609	-
	-	-	-	-	-	-	-	-	-	-
<b>RECONCILIATION OF FUNDS</b>										
Long Bill Appropriation	30,638	-	20,331	-	21,609	-	21,609	-	21,609	-
Rollforward from Previous FY	(3,042)	-	-	-	-	-	-	-	-	-
Rollforward to Subsequent FY	-	-	-	-	-	-	-	-	-	-
Reversion	-	-	-	-	-	-	-	-	-	-
<b>TOTAL RECONCILIATION</b>	27,596	-	20,331	-	21,609	-	21,609	-	21,609	-

**SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES**

Department of Law Item	STATEWIDE HIPAA LEGAL SERVICES				
	Actual FY 06 Total Funds	Actual FY 07 Total Funds	Approp. FY 08 Total Funds	Estimate FY 08 Total Funds	Request FY 09 Total Funds
<b>SCHEDULE 3 TOTAL</b>	27,596	20,331	21,609	21,609	21,609
General Fund	27,596	20,331	21,609	21,609	21,609
Cash Funds Exempt	-	-	-	-	-

# **Tobacco Litigation**

## PROGRAM NARRATIVE

**Program Title: Consumer Protection – Tobacco Litigation**

**Long Bill Line Item:** Consumer Protection – Tobacco Litigation

**Change Requests:** N/A

**Federal and State Statutory Authority:**

Tobacco Escrow Funds Act, 39-28-201 to 203, C.R.S. (2005)

**Program Description:**

The Business Regulation Unit is responsible for the enforcement and defense of the state's Tobacco Master Settlement Agreement ("MSA") and the Smokeless Tobacco Master Settlement Agreement ("STMSA"). The MSA requires the nation's leading tobacco manufacturers to comply with extensive injunctive relief and to pay approximately \$2.8 billion dollars to the state over the next 25 years. The STMSA, while not requiring payments to individual states, contains most of the same marketing and advertising restrictions contained in the MSA.

Business Regulation attorneys are responsible for enforcing the tobacco companies' compliance with the payment and other obligations of the MSA. This includes the diligent enforcement of several state statutes passed to implement provisions of the MSA. The Business Regulation Unit is further responsible for defending any and all legal challenges to the MSA, as well as defending all attempts by third parties to recover part or all of the state's share the payments made under the MSA.

The MSA also contains a number of complicated mechanisms, which, if not implemented and enforced, could potentially reduce Colorado's \$2.8 billion dollar share of the settlement. Business Regulation attorneys are responsible for making sure that these mechanisms are implemented and diligently enforced. The Unit also participates in multi-state working groups that address a broad range of tobacco issues, which impact Colorado directly.

Current activities also include proceedings under what is referred to in the MSA as the "Non-Participating Manufacturers" adjustment. Significant litigation is expected as the settling states and the Participating Manufacturers resolve adjustments from calendar year 2003 and beyond.

staff will be material witnesses in any diligent enforcement proceedings, outside counsel has been retained to represent the State's interests.

Unless some other resolution of this NPM Adjustment issue can be achieved, similar litigation can be expected to consume significant resources in the upcoming years as well.

**Similar or Cooperating Programs:** N/A

**Assumptions and Calculations:**

The Department seeks a continuation of this budget in FY09

**SCHEDULE 2 - PROGRAM SUMMARY**

Department of Law	TOBACCO LITIGATION											
	Actual FY 06		Actual FY 07		Approp FY 08		Estimate FY 08		Request FY 09		Total Funds	
Item	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Tobacco Litigation Fund	94,485	-	90,556	-	225,000	-	259,444	-	225,000	-	225,000	-
General Fund	94,485	-	-	-	-	-	-	-	34,444	-	-	-
General Fund Exempt	-	-	-	-	-	-	-	-	-	-	-	-
Cash Funds Exempt	-	-	90,556	-	225,000	-	225,000	-	225,000	-	225,000	-

**SCHEDULE 3 - PROGRAM DETAIL**

Department of Law	TOBACCO LITIGATION											
	Actual FY 06		Actual FY 07		Approp FY 08		Estimate FY 08		Request FY 09		Total Funds	
Item	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Tobacco Litigation Fund	94,485	-	181,112	-	225,000	-	259,444	-	225,000	-	225,000	-
General Fund	94,485	-	90,556	-	-	-	-	-	-	-	-	-
General Fund Exempt	-	-	-	-	-	-	34,444	-	34,444	-	-	-
Cash Funds Exempt	-	-	90,556	-	225,000	-	225,000	-	225,000	-	225,000	-
<b>Personal Service Codes:</b>												
1920 - Personal Services Professional			89,962									
<b>Personal Service Subtotal:</b>			<b>89,962</b>									
<b>Operating Expenses:</b>												
2530 - Out-Of-State Travel			65									
2531 - Common Carrier Fares			331									
2532 - Personal Travel Per Diem			197									
<b>Operating Expenses Subtotal:</b>			<b>593</b>									
<b>Rollforwards</b>												
General Fund Exempt			-									
<b>Long Bill Appropriation</b>												
General Fund					225,000							
Cash Funds Exempt					100,000							
					125,000							

**SCHEDULE 3 - PROGRAM DETAIL**

Department of Law	TOBACCO LITIGATION											
	Item	Actual FY 06		Actual FY 07		Approp FY 08		Estimate FY 09		Request FY 09		
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
<b>SPECIAL BILLS</b>												
<i>SB07-113 Use of Tobacco Lit Fund</i>												
General Fund					(100,000)		(100,000)					
Cash Funds Exempt					100,000		100,000					
<b>TOBACCO LITIGATION TOTAL</b>												
General Fund	94,485		90,556		225,000		259,444				225,000	
General Fund Exempt	94,485		-		-		-				-	
Cash Funds Exempt			90,556		225,000		225,000				225,000	
<b>RECONCILIATION OF FUNDS</b>												
Long Bill Appropriation												
Supplemental HB06-1222	225,000				-		225,000					
1331 Supplemental for FY07												
Rollforward from Previous FY			125,000									
Rollforward to Subsequent FY	(134,104)		(34,444)									
Reversion	3,589		-									
Lapsed Appropriation Cash Fund Exempt												
<b>TOTAL RECONCILIATION</b>												
	94,485		90,556				259,444				225,000	

**SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES**

Department of Law	Item	TOBACCO LITIGATION				
		Actual FY 06 Total Funds	Actual FY 07 Total Funds	Approp FY 08 Total Funds	Estimate FY 08 Total Funds	Request FY 09 Total Funds
<b>SCHEDULE 3 TOTAL</b>		94,485	90,556	225,000	259,444	225,000
General Fund		94,485	-	-	-	-
General Fund Exempt		-	-	-	34,444	-
Cash Fund Exempt		-	90,556	225,000	225,000	225,000
<b>Cash Funds Exempt</b>						
Tobacco Litigation Defense Account				100,000	100,000	225,000
Excess Revenues from FY07 LSSA Line		-	90,556	125,000	125,000	





# Fraudulent Documents





**SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES**

**FRAUDULENT DOCUMENTS SB06-110**

Department of Law	Item	Actual FY 06		Actual FY 07		Approp FY 08		Estimate FY 08		Request FY 09	
		Total Funds		Total Funds		Total Funds		Total Funds		Total Funds	
<b>SCHEDULE 3 TOTAL</b>		-		-		65,874	1.0	65,874	1.0	65,874	1.0
	General Fund	-		-		-		-		-	
	General Fund Exempt	-		-		-		-		-	
	Cash Funds	-		-		65,874		65,874		65,874	
	Cash Fund Exempt	-		-		-		-		-	
<b>Cash Funds</b>		-		-		65,874		65,874		65,874	
	Judicial Stabilization Cash Fund	-		-		-		-		-	

# Referendum K



**SCHEDULE 2 - PROGRAM SUMMARY**

Department of Law		REFERENDUM K.											
		Actual FY 06		Actual FY 07		Approp FY 08		Estimate FY 08		Request FY 09			
Item	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	
REFERENDUM K.		-	13,019	0.5	43,466	0.5	43,466	0.5	43,466	0.5	43,466	0.5	
General Fund			13,019		43,466		43,466		43,466		43,466		
Cash Funds Exempt			-		-		-		-		-		

**SCHEDULE 3 - PROGRAM DETAIL**

Department of Law		REFERENDUM K.											
		Actual FY 06		Actual FY 07		Approp FY 08		Estimate FY 08		Request FY 09			
Item	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	
REFERENDUM K.		-	13,019	0.5	43,466	0.5	43,466	0.5	43,466	0.5	43,466	0.5	
Illegal Immigration General Fund			13,019		43,466		43,466		43,466		43,466		
Operating Expenses: 2690 - Legal Services			13,019										
Operating Subtotal:			-										
Personal and Operating Total:			13,019	0.5	43,466	0.5	43,466	0.5	43,466	0.5	43,466	0.5	
REFERENDUM K.			13,019		43,466		43,466		43,466		43,466		
Illegal Immigration General Fund			13,019		43,466		43,466		43,466		43,466		
Cash Funds Exempt			-		-		-		-		-		
<b>RECONCILIATION OF FUNDS</b>													
Long Bill Appropriation Special Bill			43,446										
Rollforward from Previous FY			-										
Rollforward to Subsequent FY													
Reversion			(30,427)										
Lapsed Appropriation Cash Fund Exempt													
<b>TOTAL RECONCILIATION</b>			13,019										

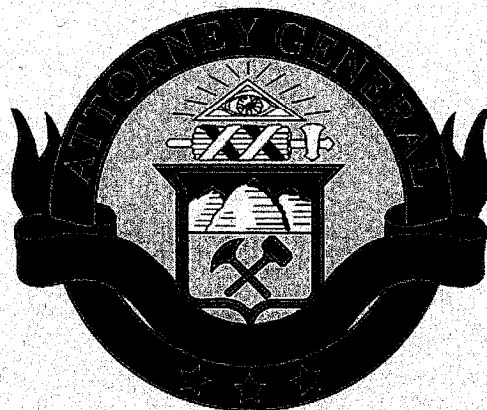
**SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES**

**REFERENDUM K.**

Department of Law Item	Actual FY 06	Actual FY 07	Approp FY 08	Estimate FY 08	Request FY 09
	Total Funds	Total Funds	Total Funds	Total Funds	Total Funds
<b>SCHEDULE 3 TOTAL</b>	-	13,019	43,466	43,466	43,466
General Fund	-	13,019	43,466	43,466	43,466
Cash Fund Exempt	-	-	-	-	-
Cash Funds Exempt	-	-	-	-	-



# **Federal Reimbursement for Costs of Illegal Immigration**



**SCHEDULE 2 - PROGRAM SUMMARY**

		IIIIEGAL IMMIGRATION HB06S-1014									
Department of Law	Item	Actual FY 06		Actual FY 07		Approp FY 08		Estimate FY 08		Request FY 09	
		Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Illegal Immigration HB06S-1014				6,359	-	-	-	-	-	-	-
General Fund				-	-	-	-	-	-	-	-
Cash Funds Exempt				6,359	-	-	-	-	-	-	-

**SCHEDULE 3 - PROGRAM DETAIL**

		IIIIEGAL IMMIGRATION HB06S-1014											
Department of Law	Item	Actual FY 06		Actual FY 07		Approp FY 08		Estimate FY 08		Request FY 09			
		Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE		
Illegal Immigration HB06S-1014				6,359	-	-	-	-	-	-	-		
General Fund				-	-	-	-	-	-	-	-		
Cash Funds Exempt				6,359	-	-	-	-	-	-	-		
<b>Personal Service Codes:</b>													
	1211 - CN Regular PT Wages			5,670									
	1620 - CN FICA- Medicare Contributions			82									
	1621 - CN Other Retirement Plans			576									
	1622 - CN PERA			-									
	1624 - CN PERA Amort Equal Disburse.			28									
	<b>Personal Service Subtotal:</b>			<b>6,356</b>									
<b>Operating Expenses:</b>													
	2690 - Legal Services			-									
	3121 - Office Supplies			3									
	<b>Operating Subtotal:</b>			<b>3</b>									
<b>Personal and Operating Total:</b>				<b>6,359</b>									
<b>GNL03R</b>				<b>6,359</b>									
				-									
General Fund													
Cash Funds Exempt				6,359									



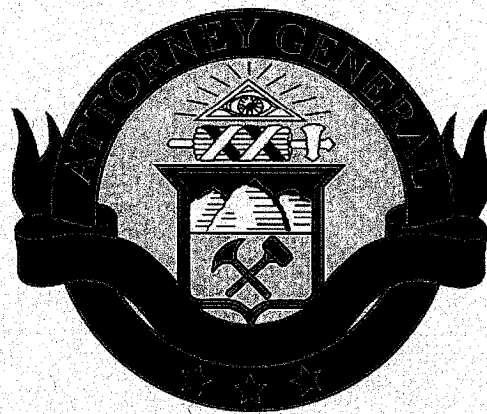
**SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES**

**IIIEGAL IMMIGRATION HB06S-1014**

Department of Law Item	Actual FY 06		Actual FY 07		Approp FY 08		Estimate FY 08		Request FY 09	
	Total Funds		Total Funds		Total Funds		Total Funds		Total Funds	
<b>SCHEDULE 3 TOTAL</b>	-		6,360		-		-		-	
General Fund	-		-		-		-		-	
Cash Fund Exempt	-		6,359		-		-		-	
Cash Funds Exempt	-		6,359		-		-		-	



# **Kansas v. Colorado Damage Award**





**SCHEDULE 2 - PROGRAM SUMMARY**

Department of Law	KANSAS vs COLORADO DAMAGE AWARD									
	Actual FY 06		Actual FY 07		Approp FY 08		Estimate FY 08		Request FY 09	
Item	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
KANSAS vs COLORADO DAMAGE AWARD		-	-	-	-	-	-	-	-	-
General Fund	-	-	-	-	-	-	-	-	-	-
General Funds Exempt	-	-	-	-	-	-	-	-	-	-
Cash Funds Exempt	-	-	-	-	-	-	-	-	-	-

**SCHEDULE 3 - PROGRAM DETAIL**

Department of Law	KANSAS vs COLORADO DAMAGE AWARD									
	Actual FY 06		Actual FY 07		Approp FY 08		Estimate FY 08		Request FY 09	
Item	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
KANSAS vs COLORADO DAMAGE AWARD		-	-	-	-	-	-	-	-	-
General Fund	-	-	-	-	-	-	-	-	-	-
General Fund Exempt	-	-	-	-	-	-	-	-	-	-
Cash Funds Exempt	-	-	-	-	-	-	-	-	-	-
<b>TOTAL KS v CO DAMAGES</b>		-	-	-	-	-	-	-	-	-
General Fund		-	-	-	-	-	-	-	-	-
General Fund Exempt		-	-	-	-	-	-	-	-	-
Cash Funds Exempt		-	-	-	-	-	-	-	-	-
<b>RECONCILIATION OF FUNDS</b>										
Long Bill Appropriation	180,983									
Special Bill SB05-226										
Supplemental: HB02-1375										
Rollforward from Previous FY										
Rollforward to Subsequent FY										
Reversion	(180,983)									
Appropriation Carried through to FY07 CFE										
<b>TOTAL RECONCILIATION</b>										



**SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES**

**KANSAS vs COLORADO DAMAGE AWARD**

Department of Law	Actual FY 06				Actual FY 07				Approp FY 08				Estimate FY 08				Request FY 09			
	Total Funds				Total Funds				Total Funds				Total Funds				Total Funds			
<b>SCHEDULE 3 TOTAL</b>	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
General Fund	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
General Fund Exempt	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Cash Funds Exempt	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
<b>Cash Funds Exempt</b>	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Transfer from Treasury	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Transfer from Local Affairs	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-