

Colorado Department of Law
FY 2014-15 Budget Request
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Special Purpose

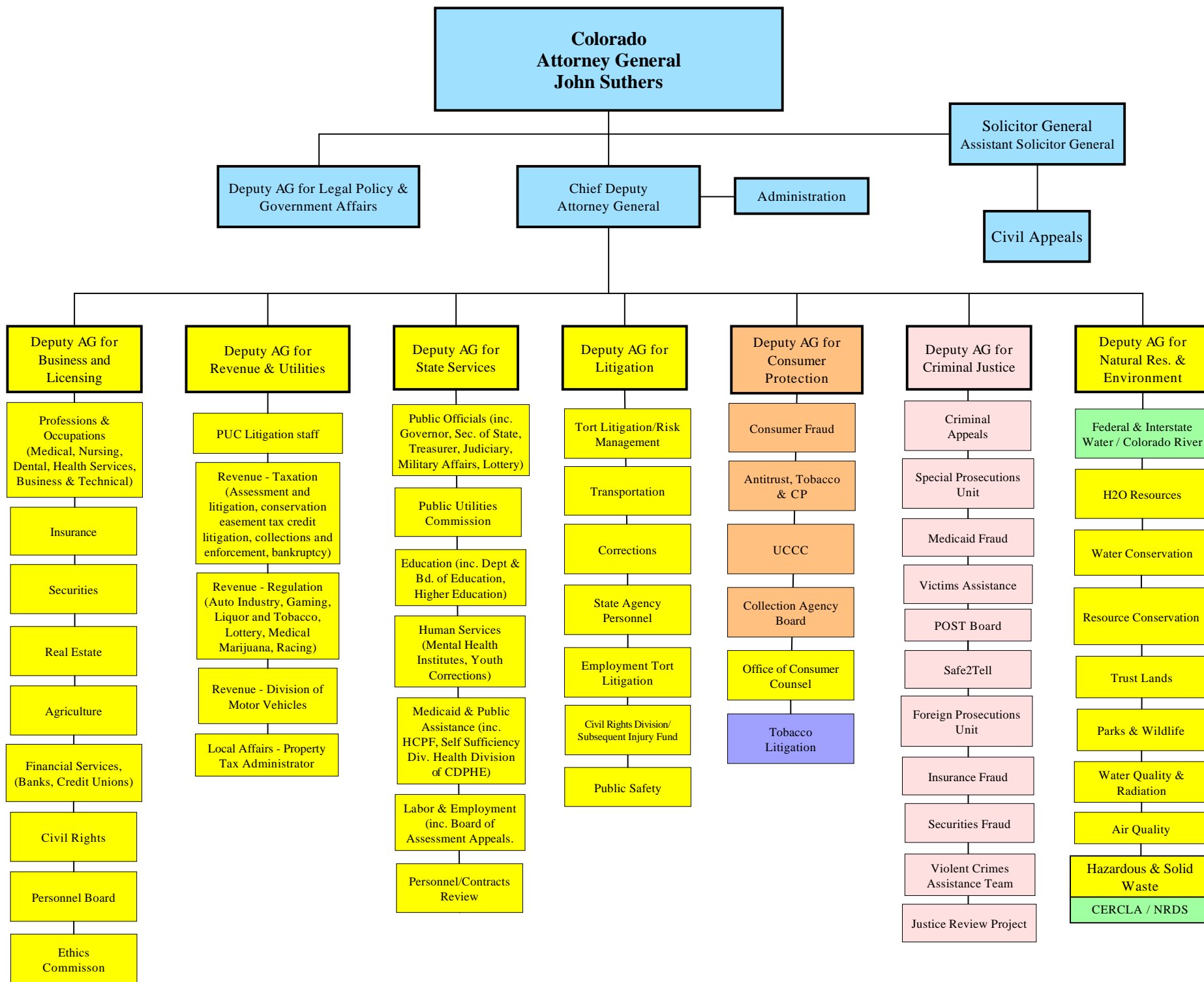
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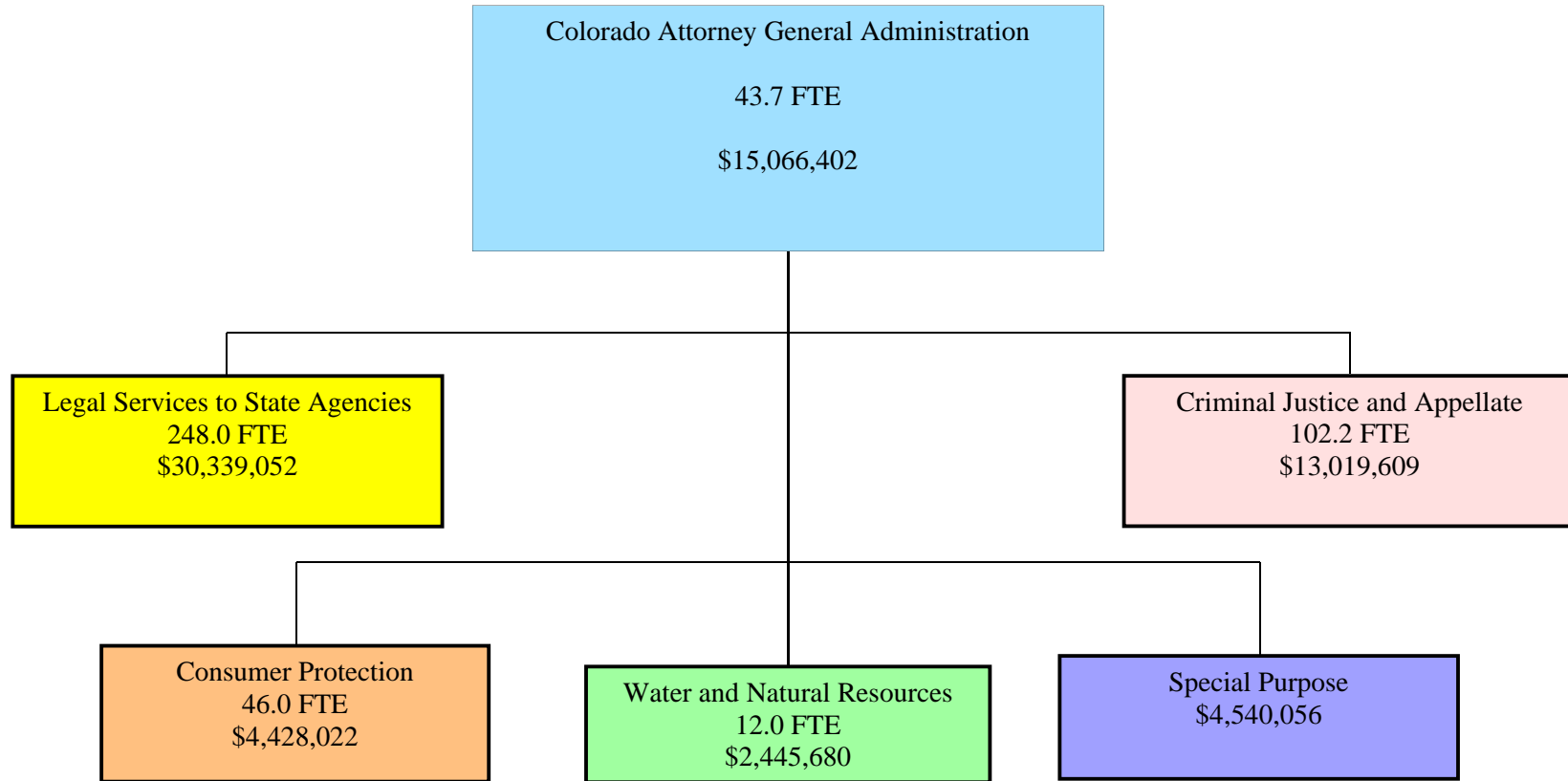
Long Bill Funding Sources: LSSA=Yellow Criminal Justice & Appellate=Pink Administration=Blue

Natural Resources & Water Rights=Light Green

Consumer Protection=Orange

Special Purpose =Purple

Colorado Department of Law
FY 2014-15 Budget Request



Total Funds: \$69,838,822
General Funds: \$13,053,699
Cash Funds: \$12,363,711
Reappropriated Funds: \$42,674,891
Federal Funds: \$1,746,520
FTE: 451.9



COLORADO DEPARTMENT OF LAW

A Fact Sheet

JOHN W. SUTHERS
Attorney General

CYNTHIA H. COFFMAN
Chief Deputy Attorney General

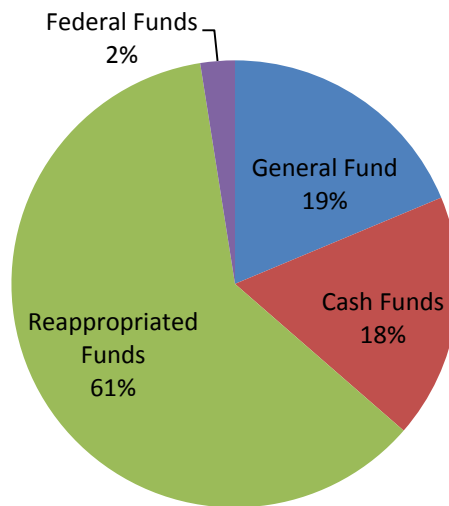
Department of Law

November 2013

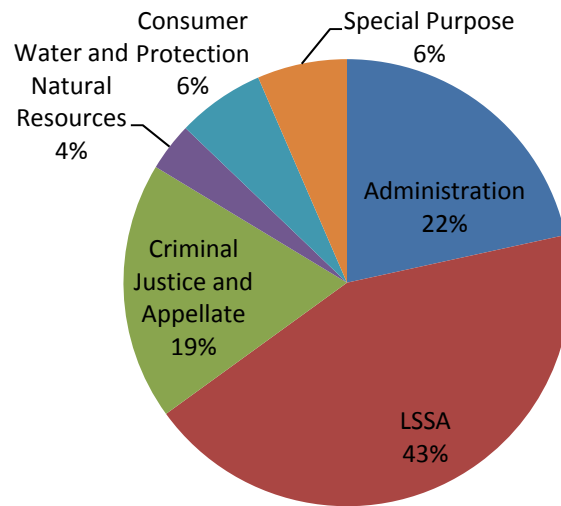
The Department of Law, (often referred to as the Colorado Attorney General's Office), which Attorney General John W. Suthers oversees, represents and defends the legal interests of the people of the State of Colorado and its sovereignty.

FY 2013-14 Appropriation		FY 2014-15 Request	
Total Appropriation	\$67,936,080	Total Appropriation	\$69,838,822
General Fund		General Fund	
Appropriation	\$12,168,714	Appropriation	\$13,053,699
Total Full Time Equivalent	446.5	Total Full Time Equivalent	451.9
Employees (FTE):		Employees (FTE):	

FY 2014-15 Request by Fund Source



FY 2014-15 Request by Long Bill Division



Department in Summary FY 2014-15

The Department of Law defends the legal interests of the people of the State of Colorado in the following program areas:

- Criminal Justice and Appellate – Colorado statutes provide that the Attorney General’s Office has criminal jurisdiction to: 1) To pursue trial level prosecutions of certain offenses, 2) To oversee certification and training of peace officers, and 3) Provide victim services for Department of Law cases. The Appellate Division – Represents the state on defense appeals of all felony convictions before the state appellate courts or the federal courts.
- Legal Services to State Agencies/ Business and Licensing Section – Provides litigation and legal counsel to State professional licensing and occupational regulatory boards, under the Department of Regulatory Agencies. The section also represents the Department of Agriculture and the Independent Ethics Commission.
- Legal Services to State Agencies/ Revenue and Utilities – Provides litigation and legal counsel representing the Department of Revenue in taxation, bankruptcy and regulatory matters involving the racing, lottery, liquor and motor vehicle dealer boards and commissions. Additionally, this section represents the staff of the Colorado Public Utilities Commission in rate cases, company mergers, licensee matters and performance standards for the telecommunications, electric, gas and transportation companies.
- Legal Services to State Agencies/Natural Resources Section – Protects and defends the interests of the State and its citizens in all areas of natural resources and environmental law. It represents and advises state agencies and boards that regulate and oversee the use and conservation of Colorado’s natural resources and the quality of Colorado’s environment.

- Legal Services to State Agencies/State Services Section – The Section’s work protects children and people at risk. It also conserves the state’s fiscal system by reviewing hundreds of state contracts and defending the State against claims typically involving the inadequacy of funding of various programs. The Section also gives legal advice to the statewide elected officials (including the various Governor’s offices),and provides legal advice and counsel to the Public Utilities Commission, and the State Higher Education Institutions.
- Legal Services to State Agencies/Civil Litigation and Employment Law Section – Defends State employees and agencies in State and federal courts. Cases may involve personal injury suits, property damage, or employment discrimination among others. The Section also prosecutes civil rights violations in administrative and state courts and provides employment law legal advice to all state agencies.
- Consumer Protection Section – Protects Colorado consumers against fraud and provides a competitive business environment through enforcement of state and federal consumer protection, charitable solicitations, antitrust, consumer lending, fair debt collection practices, and numerous other consumer protection statutes. The Section also represents the state Office of Consumer Counsel, advocating before the Public Utilities Commission on behalf of residential, small business, and agricultural rate payers.

Leading Budget Change Requests for FY 2014-15:

The FY 2014-15 budget request highlights include the following:

- Decision Item #1 – The Department of Law is requesting \$116,484 TF to provide the needed resources to address the annual replacement of the department’s IT infrastructure. Additionally, this request, if approved, will budget the entire IT resources within one line item, thereby reducing the current appropriation split between the Information Technology Asset Maintenance and the Litigation Management and Technology Line Items. This will allow the Department to spend and represent the annual replacement costs within one line item, as well as appropriately budget the department’s need by fund source.
- Decision Item #2 – The Department is requesting 1.0 FTE and \$56,123 in Custodial Fund spending authority to support the efforts and workload expansion for the Consumer Fraud Unit and the Antitrust Tobacco and Consumer Protection Unit. This request is for a Complaint Intake General Professional II to support both Units. This request will allow the Department of Law, Department, to better protect Colorado consumers across a whole range of deceptive trade practices. Additionally, these resources will enable the agency to manage the huge number of consumer complaints and inquiries received each year, better manage a growing number of lawsuits, more efficiently investigate and resolve complaints, and provide timely restitution payments to victims.
- Decision Item #3 - The Department is requesting \$105,651 for a Database Administrator within the Administration section of the agency. This position is an IT Professional (Senior Database Administrator) to focus on database administration associated with new CORE system for the Department of Law, data growth associated with the Department’s new case management system, and other agency data sets, thereby better supporting the IT integrity of the agency and the financial integrity of the state.

- Decision Item #4 –The Appellate Unit currently has the highest attorney to support staff ratio in the Attorney General’s Office (12 attorneys for each member of the support team). This request is to accommodate administrative support needs that arose with the addition of six new Appellate attorneys in FY 2013-14. The Department of Law is requesting 0.9 FTE Administrative Assistant II in FY 2014-15. This request calculates to \$ \$48,170 GF for FY 15 and \$41,126 in FY 16 and out years.
- Decision Item #5 - The Department of Law is requesting \$392,400 for the Lowry Range Litigation Expenses for FY 2014-15. The Department’s original request suggested a two year need for these efforts. Due to various delays, the trial is now set for July, 2014.
- Decision Item #6 - The Department of Law is requesting \$27,088 TF for Attorney Registration and Continuing Legal Education line item. This request will provide the appropriate funding to accommodate the \$100 increase to the State Supreme Court registration fee.
- The Department’s budget request accommodates for additional spending authority associated with statutory increases to state paid benefits for AED and SAED and salary increases for classified and exempt employees. Additionally, this request includes an increase in state paid Health, Life and Dental insurance contributions for each employee’s chosen coverage for the request year. Lastly, this request includes increases associated with OIT budget initiatives and an increase for legal hours for the Department of Natural Resources.

Key Issues and Legislation from 2013:

- HB 13-1180 restores distributions of the tobacco master settlement agreement to the Defense Account of the Tobacco Litigation Settlement Cash Fund for use by the Department of Law.
- HB 13-1317 - Amendment 64 was approved by voters in November 2012 and enacted as Article XVIII, Section 16 of the Colorado Constitution. It allows Colorado residents 21 years or older to lawfully use and possess up to one ounce of marijuana and requires that a regulatory structure be established. It also allows the cultivation, processing, and retail sale of marijuana in Colorado on and after January 1, 2014. This bill implements many of the regulatory guiding principles for which the Department of Law will counsel and represent client agencies responsible for regulatory enforcement.
- SB 13-111 – This bill creates a new class of protections for "at-risk elders," who are defined as any person age 70 or older. The bill also makes changes to Colorado's Adult Protective Services (APS) system.

For more information about this Department and its programs, please call 303-866-4500.

Links to Additional Fact Sheets and Websites

Colorado Department of Law <http://www.ago.state.co.us/index.cfm>

Colorado No Call Web-site <http://www.coloradonocall.com/>

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

Total Reconciliation

Request/Funding	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
FY 2013-14 Appropriation(Long Bill plus Special Bills)	\$67,936,080	446.5	\$12,168,714	\$12,689,397	\$41,307,605	\$1,770,364
FY 2014-15 Base Request	\$65,258,393	447.0	\$12,833,954	\$12,020,577	\$38,675,162	\$1,728,700
FY 2014-15 November Request	\$69,838,822	451.9	\$13,053,699	\$12,363,711	\$42,674,892	\$1,746,520

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

(1) Administration

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
(A) Administration						
Personal Services						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$3,139,121	42.7	\$0	\$0	\$3,139,121	\$0
	\$0	0.0	\$0	\$0	\$0	\$0
FY 2013-14 Total Appropriation	\$3,139,121	42.7	\$0	\$0	\$3,139,121	\$0
Salary Survey	\$144,753	0.0	\$0	\$0	\$144,753	\$0
Merit Pay (minus one time bonuses)	\$30,696	0.0	\$0	\$0	\$30,696	\$0
PERA Bill Add back in	\$0	0.0	\$0	\$0	\$0	\$0
Switch GF to Indirect Recoveries	\$0	0.0	\$0	\$0	\$0	\$0
FY 14-15 Base Request	\$3,314,570	42.7	\$0	\$0	\$3,314,570	\$0
Decision Item 3: Database Administrator	\$93,744	1.0	\$0	\$0	\$93,744	\$0
	\$0	0.0	\$0	\$0	\$0	\$0
FY 2014-15 November 1st Request	\$3,408,314	43.7	\$0	\$0	\$3,408,314	\$0
(B) Health, Life and Dental						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$2,850,112	0.0	\$748,515	\$275,969	\$1,697,754	\$127,874
	\$0		\$0	\$0	\$0	\$0
HB 13-1180 Tobacco Defense Account	\$0		(\$5,625)	\$5,625	\$0	\$0
FY 2013-14 Total Appropriation	\$2,850,112		\$742,890	\$281,594	\$1,697,754	\$127,874
Common Policy Adjustment	\$94,929		\$65,743	\$69,818	(\$14,822)	(\$25,810)
FY 14-15 Base Request	\$2,945,041	0.0	\$808,633	\$351,412	\$1,682,932	\$102,064
	\$0		-	-	-	-
	\$0		\$0	\$0	\$0	\$0
FY 2014-15 November 1st Request	\$2,945,041	0.0	\$808,633	\$351,412	\$1,682,932	\$102,064
(C) Short-term Disability						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$62,042	0.0	\$15,088	\$5,852	\$38,675	\$2,427
HB 13-1180 Tobacco Defense Account	\$0		(\$171)	\$171		
FY 2013-14 Total Appropriation	\$62,042		\$14,917	\$6,023	\$38,675	\$2,427
Common Policy Adjustment	\$17,633	0.0	\$6,096	\$3,016	\$8,536	(\$16)
FY 14-15 Base Request	\$79,675	0.0	21,013	\$9,039	\$47,211	\$2,411
	\$0	0.0	-	-	-	-
	\$0	0.0	\$0	\$0	\$0	\$0
FY 2014-15 November 1st Request	\$79,675	0.0	\$21,013	\$9,039	\$47,211	\$2,411
(D) SB 04-257 Amortization Equalization Distribution						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$1,243,606	0.0	\$301,564	\$116,950	\$776,652	\$48,440

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

(1) Administration

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
HB 13-1180 Tobacco Defense Account	\$0		(\$3,244)	\$3,244		
FY 2013-14 Total Appropriation	\$1,243,606		\$298,320	\$120,194	\$776,652	\$48,440
Common Policy Adjustment	\$205,032	0.0	\$83,743	\$44,150	\$81,734	(\$4,595)
FY 14-15 Base Request	\$1,448,638	0.0	\$382,063	\$164,344	\$858,386	\$43,845
Tobacco Refinance Decision Item	\$0	0.0	-	-		
	-	0.0	-	-	-	-
FY 2014-15 November 1st Request	\$1,448,638	0.0	\$382,063	\$164,344	\$858,386	\$43,845
(E) SB 06-235 Supplemental Amortization Equalization Distribution						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$1,121,769	0.0	\$271,313	\$105,579	\$701,147	\$43,730
HB 13-1180 Tobacco Defense Account	\$0		(\$2,928)	\$2,928		
FY 2013-14 Total Appropriation	\$1,121,769		\$268,385	\$108,507	\$701,147	\$43,730
Common Policy Adjustment	\$236,330	0.0	\$89,799	\$45,566	\$103,590	(\$2,625)
FY 14-15 Base Request	\$1,358,099	0.0	\$358,184	\$154,073	\$804,737	\$41,105
				-		
				-	-	-
FY 2014-15 November 1st Request	\$1,358,099	0.0	\$358,184	\$154,073	\$804,737	\$41,105
(F) Salary Survey for Classified Employees						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$339,441	0.0	\$73,571	\$70,627	\$167,876	\$27,367
FY 2013-14 Total Appropriation	\$339,441		\$73,571	\$70,627	\$167,876	\$27,367
Common Policy Adjustment	(\$160,862)		(\$18,056)	(\$25,625)	(\$103,327)	(\$13,854)
FY 14-15 Base Request	\$178,579	0.0	\$55,515	\$45,002	\$64,549	\$13,513
	\$0	0.0	\$0	\$0	\$0	\$0
FY 2014-15 November 1st Request	\$178,579	0.0	\$55,515	\$45,002	\$64,549	\$13,513
(G) Salary Survey for Exempt Employees						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$4,115,142	0.0	\$888,600	\$117,733	\$3,057,736	\$51,073
HB 13-1180 Tobacco Defense Account			(\$7,842)	\$7,842		
FY 2013-14 Total Appropriation	\$4,115,142		\$880,758	\$125,575	\$3,057,736	\$51,073
Common Policy Adjustment	(\$3,756,315)		(\$797,172)	(\$106,377)	(\$2,805,255)	(\$47,511)
FY 14-15 Base Request	\$358,827	0.0	\$83,586	\$19,198	\$252,481	\$3,562
	\$0	0.0	\$0	\$0	\$0	\$0
FY 2014-15 November 1st Request	\$358,827	0.0	\$83,586	\$19,198	\$252,481	\$3,562

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

(1) Administration

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
(H) Merit Pay for Classified Employees						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$153,103	0.0	\$47,536	\$27,435	\$65,178	\$12,954
FY 2013-14 Total Appropriation	\$153,103		\$47,536	\$27,435	\$65,178	\$12,954
Common Policy Adjustment	\$14,983		\$12,761	\$5,074	(\$2,567)	(\$285)
FY 14-15 Base Request	\$168,086	0.0	\$60,297	\$32,509	\$62,611	\$12,669
	\$0	0.0	\$0	\$0	\$0	\$0
FY 2014-15 November 1st Request	\$168,086	0.0	\$60,297	\$32,509	\$62,611	\$12,669
(I) Merit Pay Awards for Non Classified Employees						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$388,765	0.0	\$92,519	\$9,388	\$282,623	\$4,235
HB 13-1180 Tobacco Defense Account			(\$1,584)	\$1,584		
FY 2013-14 Total Appropriation	\$388,765		\$90,935	\$10,972	\$282,623	\$4,235
Common Policy Adjustment	\$12,661		\$4,794	\$6,196	\$1,501	\$170
FY 14-15 Base Request	\$401,426	0.0	\$95,729	\$17,168	\$284,124	\$4,405
	\$0	0.0	\$0	\$0	\$0	\$0
FY 2014-15 November 1st Request	\$401,426	0.0	\$95,729	\$17,168	\$284,124	\$4,405
(J) Continuing Legal Education						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$99,263	0.0	\$22,144	\$2,625	\$72,525	\$1,969
	\$0					
HB 13-1180 Tobacco Defense Account	\$0		(\$375)	\$375		
FY 2013-14 Total Appropriation	\$99,263		\$21,769	\$3,000	\$72,525	\$1,969
FY 14-15 Base Request	\$99,263	0.0	\$21,769	\$3,000	\$72,525	\$1,969
	\$0	0.0	\$0	\$0	\$0	\$0
FY 2014-15 November 1st Request	\$99,263	0.0	\$21,769	\$3,000	\$72,525	\$1,969
(K) Workers' Compensation						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$74,945	0.0	\$20,172	\$8,804	\$43,798	\$2,171
	\$0		(\$170)	\$170		
HB 13-1180 Tobacco Defense Account	\$0		(\$170)	\$170		
FY 2013-14 Total Appropriation	\$74,945		\$20,002	\$8,974	\$43,798	\$2,171
DPA Common Policy Adjustment	\$32,242	0.0	\$8,909	\$3,549	\$18,866	\$918
FY 14-15 Base Request	\$107,187	0.0	\$28,911	\$12,523	\$62,664	\$3,089
	\$0	0.0			\$0	\$0
FY 2014-15 November 1st Request	\$107,187	0.0	\$28,911	\$12,523	\$62,664	\$3,089

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

(1) Administration

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
(L) Operating Expenses						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$190,629	0.0	\$0	\$0	\$190,629	\$0
	\$0	0.0	\$0	\$0	\$0	\$0
FY 2013-14 Total Appropriation	\$190,629	0.0	\$0	\$0	\$190,629	\$0
	\$0	0.0	\$0	\$0	\$0	\$0
FY 14-15 Base Request	\$190,629	0.0	\$0	\$0	\$190,629	\$0
Decision Item: Database Administrator	\$11,907	0.0	\$0	\$0	\$11,907	\$0
FY 2014-15 November 1st Request	\$202,536	0.0	\$0	\$0	\$202,536	\$0
(M) Purchase of Services from Computer Center						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$55,762	0.0	\$0	\$0	\$55,762	\$0
	\$0	0.0	\$0	\$0	\$0	\$0
FY 2013-14 Total Appropriation	\$55,762	0.0	\$0	\$0	\$55,762	\$0
OIT Common Policy Adjustment	(\$30,414)	0.0	\$0	\$0	(\$30,414)	\$0
FY 14-15 Base Request	\$25,348	0.0	\$0	\$0	\$25,348	\$0
	\$0	0.0	\$0	\$0	\$0	\$0
FY 2014-15 November 1st Request	\$25,348	0.0	\$0	\$0	\$25,348	\$0
(N) Colorado State Network						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$166,319	0.0	\$0	\$0	\$166,319	\$0
	\$0	0.0	\$0	\$0	\$0	\$0
FY 2013-14 Total Appropriation	\$166,319	0.0	\$0	\$0	\$166,319	\$0
OIT Common Policy	\$40,233	0.0	\$0	\$0	\$40,233	\$0
FY 14-15 Base Request	\$206,552	0.0	\$0	\$0	\$206,552	\$0
Network Resiliency (CORE) DI Nonprioritized	\$9,532	0.0	\$0	\$0	\$9,532	\$0
FY 2014-15 November 1st Request	\$216,084	0.0	\$0	\$0	\$216,084	\$0
(O) Payment to Risk Management						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$128,371	0.0	\$0	\$0	\$128,371	\$0
	\$0	0.0	\$0	\$0	\$0	\$0
FY 2013-14 Total Appropriation	\$128,371	0.0	\$0	\$0	\$128,371	\$0
DPA Common Policy Adjustment	\$23,134	0.0	\$0	\$0	\$23,134	\$0
FY 14-15 Base Request	\$151,505	0.0	\$0	\$0	\$151,505	\$0
Risk Management Decision Item	\$0	0.0	\$0	\$0	\$0	\$0
FY 2014-15 November 1st Request	\$151,505	0.0	\$0	\$0	\$151,505	\$0
(P) Vehicle Lease Payments						

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

(I) Administration

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$62,019	0.0	\$18,377	\$19,889	\$21,138	\$2,615
	\$0	0	\$0	\$0	\$0	\$0
FY 2013-14 Total Appropriation	\$62,019	0.0	\$18,377	\$19,889	\$21,138	\$2,615
DPA Common Policy Adjustment	(\$6,049)	0.0	(\$3,365)	(\$2,792)	\$244	(\$136)
FY 14-15 Base Request	\$55,970	0.0	\$15,012	\$17,097	\$21,382	\$2,479
	\$0	0.0	\$0	\$0	\$0	\$0
FY 2014-15 November 1st Request	\$55,970	0.0	\$15,012	\$17,097	\$21,382	\$2,479
(Q) Information Technology Asset Maintenance						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$445,807	0.0	\$22,803	\$62,250	\$359,373	\$1,381
HB 13-1180 Tobacco Defense Account			(\$1,049)	\$1,049	\$0	\$0
FY 2013-14 Total Appropriation	\$445,807	0.0	\$21,754	\$63,299	\$359,373	\$1,381
	\$0	0.0	\$0	\$0	\$0	\$0
FY 14-15 Base Request	\$445,807	0.0	\$21,754	\$63,299	\$359,373	\$1,381
Asset Maintenance Decision Item #1	\$241,484	0.0	\$162,097	\$17,507	\$43,591	\$18,289
FY 2014-15 November 1st Request	\$687,291	0.0	\$183,851	\$80,806	\$402,964	\$19,670
(R) Lease Space						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$27,789	0.0	\$4,580	\$3,052	\$19,985	\$172
FY 2013-14 Total Appropriation	\$27,789	0.0	\$4,580	\$3,052	\$19,985	\$172
Lease ends July 31, 2014 (will be out prior to that)	(\$27,789)	0.0	(\$4,580)	(\$3,052)	(\$19,985)	(\$172)
FY 14-15 Base Request	\$0	0.0	\$0	\$0	\$0	\$0
		0.0				
FY 2014-15 November 1st Request	\$0	0.0	\$0	\$0	\$0	\$0
(S) Ralph L. Carr Colorado Judicial Center Lease Space						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$2,926,487	0.0	\$767,179	\$353,185	\$1,718,514	\$87,609
		0				
HB 13-1180 Tobacco Defense Account	\$0		(\$6,568)	\$6,568		
FY 2013-14 Total Appropriation	\$2,926,487	0.0	\$760,611	\$359,753	\$1,718,514	\$87,609
Common Policy Adjustment	\$54,889	0.0	\$43,519	(\$11,421)	\$24,496	(\$1,705)
FY 14-15 Base Request	\$2,981,376	0.0	\$804,130	\$348,332	\$1,743,010	\$85,904
		0.0				
					\$0	
FY 2014-15 November 1st Request	\$2,981,376	0.0	\$804,130	\$348,332	\$1,743,010	\$85,904
(T) Communication Services Payments						

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

(1) Administration

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$8,988	0.0	\$3,598	\$2,019	\$1,226	\$2,145
	\$0	0	\$0	\$0	\$0	\$0
FY 2013-14 Total Appropriation	\$8,988	0.0	\$3,598	\$2,019	\$1,226	\$2,145
OIT Common Policy Adjustment	\$591		\$237	\$133	\$80	\$141
FY 14-15 Base Request	\$9,579	0.0	\$3,835	\$2,152	\$1,306	\$2,286
DTRS Operations Increase DI Nonprioritized	\$1,806	0.0	\$723	\$406	\$246	\$431
FY 2014-15 November 1st Request	\$11,385	0.0	\$4,558	\$2,558	\$1,552	\$2,717
(U) Information Technology Security					\$0	
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$2,328	0.0	\$0	\$0	\$2,328	\$0
	\$0	0	\$0	\$0	\$0	\$0
	\$0		\$0	\$0	\$0	\$0
FY 2013-14 Total Appropriation	\$2,328	0.0	\$0	\$0	\$2,328	\$0
Common Policy Adjustment	\$13,208	0.0	\$0	\$0	\$13,208	\$0
FY 14-15 Base Request	\$15,536	0.0	\$0	\$0	\$15,536	\$0
Secure Colorado Phase II (IT Security) DI Nonprioritized	\$59,217	0.0			\$59,217	\$0
					\$0	
FY 2014-15 November 1st Request	\$74,753	0.0	\$0	\$0	\$74,753	\$0
(V) Administrative Law Judges						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$4,362	0.0	\$0	\$4,362	\$0	\$0
	\$0	0	\$0	\$0	\$0	\$0
	\$0		\$0	\$0	\$0	\$0
FY 2013-14 Total Appropriation	\$4,362	0.0	\$0	\$4,362	\$0	\$0
DPA Common Policy Adjustment	\$24,138		\$0	\$24,138	\$0	\$0
FY 14-15 Base Request	\$28,500	0.0	\$0	\$28,500	\$0	\$0
	\$0	0.0	\$0	\$0	\$0	\$0
	\$0		\$0	\$0	\$0	\$0
FY 2014-15 November 1st Request	\$28,500	0.0	\$0	\$28,500	\$0	\$0
(W) ADP Capital Outlay						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$0	0.0	\$0	\$0	\$0	\$0
				\$0		
FY 2013-14 Total Appropriation	\$0	0.0	\$0	\$0	\$0	\$0
	\$0		\$0	\$0	\$0	\$0
FY 14-15 Base Request	\$0	0.0	\$0	\$0	\$0	\$0
	\$0	0.0	\$0	\$0	\$0	\$0
FY 2014-15 November 1st Request	\$0	0.0	\$0	\$0	\$0	\$0

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

(1) Administration

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
(X) / COFRS Modernization						
FY 2013-14 Total Appropriation	\$46,431	0.0	\$0	\$0	\$46,431	\$0
FY 2013-14 Total Appropriation	\$46,431	0.0	\$0	\$0	\$46,431	\$0
OIT Common Policy	\$0		\$0	\$0	\$0	
FY 14-15 Base Request	\$46,431	0.0	\$0	\$0	\$46,431	\$0
		0.0				
Information Technology Security	\$46,431	0.0	\$0	\$0	\$46,431	\$0
(Y) Attorney General Discretionary Fund						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$5,000	0.0	\$5,000	\$0	\$0	\$0
FY 2013-14 Total Appropriation	\$5,000	0.0	\$5,000	\$0	\$0	\$0
FY 14-15 Base Request	\$5,000	0.0	\$5,000	\$0	\$0	\$0
		0.0				
FY 2014-15 November 1st Request	\$5,000	0.0	\$5,000	\$0	\$0	\$0
(1) Administration						
FY 2013-14 Appropriation(Long Bill plus Special Bills)	\$17,657,601	42.7	\$3,273,003	\$1,215,275	\$12,753,161	\$416,162
FY 2014-15 Base Request	\$14,621,624	42.7	\$2,765,433	\$1,267,647	\$10,267,862	\$320,682
FY 2014-15 November Request	\$15,066,402	43.7	\$2,937,008	\$1,287,258	\$10,503,634	\$338,502

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

(2) Legal Services to State Agencies

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Legal Services to State Agencies						
Personal Services						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$21,168,224	244.5	\$0	\$848,945	\$20,319,279	\$0
SB 13-014 Immunity for Emerg Drugs to Overdose Victims	\$2,086		\$0	\$0	\$2,086	\$0
SB 13- 26 Medical Transparency	\$6,953		\$0	\$0	\$6,953	\$0
SB 13-39 Regulation of Audiologists	\$10,165		\$0	\$0	\$10,165	\$0
SB 13-83 Prescribed Burning Program	\$4,172		\$0	\$0	\$4,172	\$0
SB 13-151 Massage Therapists	\$19,120		\$0	\$0	\$19,120	\$0
SB 13- 162 Sunset - Bd of Plumbers	\$5,215		\$0	\$0	\$5,215	\$0
SB 13-172 Sunset - Accupuncture Regulation	\$4,519		\$0	\$0	\$4,519	\$0
SB 13-180 Sunset Occupational Therapy	\$11,471		\$0	\$0	\$11,471	\$0
SB 13-200 Expand Medicaid Eligibility	\$22,419		\$0	\$0	\$22,419	\$0
SB 13-207 Perform Auricular Acudetox by MH Prof	\$5,562		\$0	\$0	\$5,562	\$0
SB 13-219 Meth Lab Remediation	\$13,905	0.1	\$0	\$0	\$13,905	\$0
SB 13-221 Cons Easement Tax Credit Cert App	\$62,573	0.5	\$0	\$0	\$62,573	\$0
SB 13-238 Regulation Hearing Aid Providers/Sellers	\$5,215		\$0	\$0	\$5,215	\$0
SB 13-241 Industrial Hemp	\$12,515	-	\$0	\$0	\$12,515	\$0
SB 13-251 CDL and Identity Documentation	\$6,953	0.1	\$0	\$0	\$6,953	\$0
HB 13-1111 Regulation of Naturopathic Doctors	\$15,296		\$0	\$0	\$15,296	\$0
HB 13-1292 Keep Jobs in Colorado Act	\$41,715	0.3	\$0	\$0	\$41,715	\$0
HB 13-1317 Implement Amend 64: Majority Rec.	\$63,616	0.5	\$0	\$0	\$63,616	\$0
FY 2013-14 Total Appropriation	\$21,481,694	246.0	\$0	\$848,945	\$20,632,749	\$0
SB 13-014 Immunity for Emerg Drugs to Overdose Victims	(\$2,086)		\$0	\$0	(\$2,086)	\$0
SB 13- 26 Medical Transparency	(\$3,476)		\$0	\$0	(\$3,476)	\$0
SB 13-39 Regulation of Audiologists	(\$2,782)		\$0	\$0	(\$2,782)	\$0
SB 13-83 Prescribed Burning Program	(\$2,781)		\$0	\$0	(\$2,781)	\$0
SB 13-151 Massage Therapists	(\$8,690)		\$0	\$0	(\$8,690)	\$0

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

(2) Legal Services to State Agencies

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
SB 13- 162 Sunset - Bd of Plumbers	(\$5,215)		\$0	\$0	(\$5,215)	\$0
SB 13-172 Sunset - Accupuncture Regulation	(\$4,519)		\$0	\$0	(\$4,519)	\$0
SB 13-180 Sunset Occupational Therapy	(\$5,214)		\$0	\$0	(\$5,214)	\$0
SB 13-200 Expand Medicaid Eligibility	\$0		\$0	\$0		\$0
SB 13-207 Perform Auricular Acudetox by MH Prof	\$0		\$0	\$0		\$0
SB 13-219 Meth Lab Remediation	(\$10,428)	(0.1)	\$0	\$0	(\$10,428)	\$0
SB 13-221 Cons Easement Tax Credit Cert App	\$62,573		\$0	\$0	\$62,573	\$0
SB 13-238 Regulation Hearing Aid Providers/Sellers	\$0		\$0	\$0	\$0	\$0
SB 13-241 Industrial Hemp	\$0		\$0	\$0	\$0	\$0
SB 13-251 CDL and Identity Documentation	\$0		\$0	\$0	\$0	\$0
HB 13-1111 Regulation of Naturopathic Doctors	(\$3,963)		\$0	\$0	(\$3,963)	\$0
HB 13-1292 Keep Jobs in Colorado Act	\$0		\$0	\$0	\$0	\$0
HB 13-1317 Implement Amend 64: Majority Rec.	\$15,990	0.1	\$0	\$0	\$15,990	\$0
						\$0
FY 14-15 Base Request	\$21,511,103	246.0	\$0	\$848,945	\$20,662,158	\$0
Salary Survey	\$3,131,230		\$0	\$0	3,131,230	\$0
Merit Pay (minus one time bonuses)	\$304,840		\$0	\$0	\$304,840	\$0
DNR Legal Hours Decision Item Nonprioritized	\$295,099	2.0			\$295,099	
	\$0				\$0	
FY 14-15 November 1 Request	\$25,242,272	248.0	\$0	\$848,945	\$24,393,327	\$0
Operating Expenses						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$1,696,667	0.0	\$0	\$0	\$1,696,667	\$0
SB 13-014 Immunity for Emerg Drugs to Overdose Victims	\$232		\$0	\$0	\$232	\$0
SB 13- 26 Medical Transparency	\$772		\$0	\$0	\$772	\$0
SB 13-39 Regulation of Audiologists	\$1,129		\$0	\$0	\$1,129	\$0
SB 13-83 Prescribed Burning Program	\$463		\$0	\$0	\$463	\$0

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

(2) Legal Services to State Agencies

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
SB 13-151 Massage Therapists	\$2,124		\$0	\$0	\$2,124	\$0
SB 13- 162 Sunset - Bd of Plumbers	\$579		\$0	\$0	\$579	\$0
SB 13-172 Sunset - Accupuncture Regulation	\$502		\$0	\$0	\$502	\$0
SB 13-180 Sunset Occupational Therapy	\$1,275		\$0	\$0	\$1,275	\$0
SB 13-200 Expand Medicaid Eligibility	\$2,491		\$0	\$0	\$2,491	\$0
SB 13-207 Perform Auricular Acudetox by MH Prof	\$618		\$0	\$0	\$618	\$0
SB 13-219 Meth Lab Remediation	\$1,545		\$0	\$0	\$1,545	\$0
SB 13-221 Cons Easement Tax Credit Cert App	\$6,952		\$0	\$0	\$6,952	\$0
SB 13-238 Regulation Hearing Aid Providers/Sellers	\$579		\$0	\$0	\$579	\$0
SB 13-241 Industrial Hemp	\$1,390		\$0	\$0	\$1,390	\$0
SB 13-251 CDL and Identity Documentation	\$772		\$0	\$0	\$772	\$0
HB 13-1111 Regulation of Naturopathic Doctors	\$1,699	-	\$0	\$0	\$1,699	\$0
HB 13-1292 Keep Jobs in Colorado Act	\$4,635	-	\$0	\$0	\$4,635	\$0
HB 13-1317 Implement Amend 64: Majority Rec.	\$7,068	-	\$0	\$0	\$7,068	\$0
FY 2013-14 Total Appropriation	\$1,731,492	0.0	\$0	\$0	\$1,731,492	\$0
SB 13-014 Immunity for Emerg Drugs to Overdose Victims	(\$232)		\$0	\$0	(\$232)	\$0
SB 13- 26 Medical Transparency	(\$386)		\$0	\$0	(\$386)	\$0
SB 13-39 Regulation of Audiologists	(\$309)		\$0	\$0	(\$309)	\$0
SB 13-83 Prescribed Burning Program	(\$309)		\$0	\$0	(\$309)	\$0
SB 13-151 Massage Therapists	(\$966)		\$0	\$0	(\$966)	\$0
SB 13- 162 Sunset - Bd of Plumbers	(\$579)		\$0	\$0	(\$579)	\$0
SB 13-172 Sunset - Accupuncture Regulation	(\$502)		\$0	\$0	(\$502)	\$0
SB 13-180 Sunset Occupational Therapy	(\$579)		\$0	\$0	(\$579)	\$0
SB 13-200 Expand Medicaid Eligibility	\$0		\$0	\$0	\$0	\$0
SB 13-207 Perform Auricular Acudetox by MH Prof	\$0		\$0	\$0	\$0	\$0
SB 13-219 Meth Lab Remediation	(\$1,159)		\$0	\$0	(\$1,159)	\$0
SB 13-221 Cons Easement Tax Credit Cert App	\$6,952		\$0	\$0	\$6,952	\$0
SB 13-238 Regulation Hearing Aid Providers/Sellers	\$0	-	\$0	\$0	\$0	\$0
SB 13-241 Industrial Hemp	\$0	-	\$0	\$0	\$0	\$0

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

(2) Legal Services to State Agencies

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
SB 13-251 CDL and Identity Documentation	\$0	-	\$0	\$0	\$0	\$0
HB 13-1111 Regulation of Naturopathic Doctors	(\$440)	-	\$0	\$0	(\$440)	\$0
HB 13-1292 Keep Jobs in Colorado Act	\$0	-	\$0	\$0	\$0	\$0
HB 13-1317 Implement Amend 64: Majority Rec.	\$1,777		\$0	\$0	\$1,777	\$0
FY 14-15 Base Request	\$1,734,760	0.0	\$0	\$0	\$1,734,760	\$0
DNR Legal Hours Decision Item Nonprioritized	\$32,789				\$32,789	
	\$0					
	\$0					
FY 14-15 November 1 Request	\$1,767,549		\$0	\$0	\$1,767,549	\$0
Indirect Costs						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$3,264,492	0.0	\$0	\$0	\$3,264,492	\$0
	\$0	0.0	\$0	\$0	\$0	\$0
FY 2013-14 Total Appropriation	\$3,264,492	\$0	\$0	\$0	\$3,264,492	\$0
New Indirect Calculation	\$64,739				\$64,739	
FY 14-15 Base Request	\$3,329,231	0.0	\$0	\$0	\$3,329,231	\$0
	\$0					
FY 14-15 November 1 Request	\$3,329,231	0.0	\$0	\$0	\$3,329,231	\$0
(2) Legal Services to State Agencies						
FY 2013-14 Appropriation(Long Bill plus Special Bills)	\$26,477,678	246.0	\$0	\$848,945	\$25,628,733	\$0
FY 14-15 Base Request	\$26,575,094	246.0	\$0	\$848,945	\$25,726,149	\$0
FY 2014-15 November 1 Request	\$30,339,052	248.0	\$0	\$848,945	\$29,490,107	\$0

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

(3) Criminal Justice and Appellate

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
(A) Special Prosecution Unit						
Special Prosecution Unit						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$3,233,334	34.4	\$1,546,447	\$1,090,426	\$596,461	\$0
HB 13-1230	\$128,662	1.4	\$128,662	\$0	\$0	\$0
FY 2013-14 Total Appropriation	\$3,361,996	35.8	\$1,675,109	\$1,090,426	\$596,461	\$0
Prior Year Salary Survey	\$270,403	0.0	\$145,027	\$64,678	\$60,698	\$0
Prior Year Performance-based Pay Minus 1 time Bonus	\$39,186	0.0	\$20,023	\$9,951	\$9,212	\$0
Annualization of FY 14 Special Pros Decision Item	(\$8,686)		(\$4,102)	(\$2,292)	(\$2,292)	\$0
Annualization of HB 13-1230	(\$3,703)		(\$3,703)	\$0	\$0	\$0
FY 14-15 Base Request	\$3,659,196	35.8	\$1,832,354	\$1,162,763	\$664,079	\$0
	\$0	0.0	\$0	\$0	\$0	
	\$0		\$0		\$0	
FY 2014-15 November 1 Request	\$3,659,196	35.8	\$1,832,354	\$1,162,763	\$664,079	\$0
(B) Auto Theft Prevention Grant						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$282,234	2.5	\$0	\$0	\$282,234	\$0
Additional Grant Award from Public Safety	\$9,335	0.0	\$0	\$0	\$9,335	
FY 2013-14 Total Appropriation	\$291,569	2.5	\$0	\$0	\$291,569	\$0
Estimated increase to annual award	\$10,000		\$0		\$10,000	
Prior Year Merit Pay (minus one time bonuses)						
FY 14-15 Base Request	\$301,569	2.5	\$0	\$0	\$301,569	\$0
FY 2014-15 November 1 Request	\$301,569	2.5	\$0	\$0	\$301,569	\$0
(C) Appellate Unit						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$3,240,771	37.5	\$2,603,174	\$0	\$637,597	\$0
Additional VALE funding from Pubic Safety	\$3,408		\$0	\$0	\$3,408	\$0
FY 2013-14 Total Appropriation	\$3,244,179	37.5	\$2,603,174	\$0	\$641,005	\$0

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

(3) Criminal Justice and Appellate

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Annualization of FY 14 Appellate Decision Item	(\$17,034)	0.5	(\$17,034)	\$0	\$0	\$0
New Indirect Calculation refinance adjustment	\$0		317,256	0	(317,256)	\$0
Prior Year Salary Survey	\$389,958		\$389,958	\$0	\$0	\$0
Prior Year Merit Pay (minus one time bonuses)	\$42,247	0.0	\$42,247	\$0	\$0	\$0
FY 14-15 Base Request	\$3,659,350	38.0	\$3,335,601	\$0	\$323,749	\$0
Decision Item: Appellate Admin FTE #4	\$48,170	0.9	\$48,170	\$0	\$0	\$0
	\$0		\$0	\$0	\$0	\$0
FY 2014-15 November 1 Request	\$3,707,520	38.9	\$3,383,771	\$0	\$323,749	\$0
(D) Medicaid Fraud Unit						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$1,579,511	17.0	\$394,876	\$0	\$0	\$1,184,635
	\$0	0.0	\$0	\$0	\$0	\$0
FY 2013-14 Total Appropriation	\$1,579,511	17.0	\$394,876	\$0	\$0	\$1,184,635
Prior Year Salary Survey	\$153,710		\$25,618	\$0	\$0	\$76,856
Prior Year Performance-based Pay minus one time bonus						
Prior Year Performance-based Pay minus one time bonus	(\$33,796)	0.0	(\$8,449)	\$0	\$0	(\$25,347)
FY 14-15 Base Request	\$1,648,189	17.0	\$412,045	\$0	\$0	\$1,236,144
	\$0		\$0	\$0	\$0	\$0
FY 2014-15 November 1 Request	\$1,648,189	17.0	\$412,045	\$0	\$0	\$1,236,144
(E) Peace Officers Standard Training Board						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$2,966,320	7.0	\$0	\$2,966,320	\$0	\$0
SB 13-283	\$20,000			\$20,000		
HB 13-1317	\$76,000			\$76,000		
FY 2013-14 Total Appropriation	\$3,062,320	7.0	\$0	\$3,062,320	\$0	\$0
Prior Year Salary Survey	\$7,915		\$0	\$7,915		
Prior Year Merit Pay (minus one time bonuses)	\$3,039	0.0	\$0	\$3,039	\$0	\$0
FY 14-15 Base Request	\$3,073,274	7.0	\$0	\$3,073,274	\$0	\$0

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

(3) Criminal Justice and Appellate

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
	\$0			\$0		
FY 2014-15 November 1 Request	\$3,073,274	7.0	\$0	\$3,073,274	\$0	\$0
(F) Safe2Tell						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$100,686	1.0	\$100,686	\$0	\$0	\$0
FY 2013-14 Total Appropriation	\$100,686	1.0	\$100,686	\$0	\$0	\$0
Prior Year Salary Survey	\$5,226		\$5,226	\$0	\$0	\$0
Prior Year Merit Pay (minus one time bonuses)	\$1,559		\$1,559	\$0	\$0	\$0
FY 14-15 Base Request	\$107,471	1.0	\$107,471	\$0	\$0	\$0
FY 2014-15 November 1 Request	\$107,471	1.0	\$107,471	\$0	\$0	\$0
(G) Indirect Cost Assessment						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$515,376	0.0	\$0	\$263,029	\$82,780	\$169,567
	\$0		\$0	\$0	\$0	\$0
FY 2013-14 Total Appropriation	\$515,376	0.0	\$0	\$263,029	\$82,780	\$169,567
New Indirect Calculation	\$7,016			\$3,580	\$1,127	\$2,308
FY 14-15 Base Request	\$522,392	0.0	\$0	\$266,609	\$83,907	\$171,875
	\$0		\$0			
FY 2014-15 November 1 Request	\$522,392	0.0	\$0	\$266,609	\$83,907	\$171,875
(3) Criminal Justice and Appellate						
FY 2013-14 Appropriation(Long Bill plus Special Bills)	\$12,155,637	100.8	\$4,773,845	\$4,415,775	\$1,611,815	\$1,354,202
FY 2014-15 Base Request	\$12,971,440	101.3	\$5,687,470	\$4,502,646	\$1,373,305	\$1,408,019
FY 2014-15 November 1 Request	\$13,019,610	102.2	\$5,735,640	\$4,502,646	\$1,373,305	\$1,408,019

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

(4) Water and Natural Resources

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
(A) Federal and Interstate Water Unit						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$513,883 \$0	5.5	\$513,883 \$0	\$0	\$0	\$0
FY 2013-14 Total Appropriation	\$513,883	5.5	\$513,883	\$0	\$0	\$0
Prior Year Salary Survey	\$53,198	0.0	\$53,198	\$0	\$0	\$0
Prior Year Merit Pay minus one time bonus	\$9,643 \$0	0.0 0.0	\$9,643 \$0	\$0 \$0	\$0 \$0	\$0 \$0
FY 14-15 Base Request	\$576,724	5.5	\$576,724	\$0	\$0	\$0
	\$0	0.0	\$0			
FY 2014-15 November 1 Request	\$576,724	5.5	\$576,724	\$0	\$0	\$0
(B) Defense of the Colorado River Basin Compact						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$335,198 \$0	3.0	\$0 \$0	\$335,198 \$0	\$0	\$0
FY 2013-14 Total Appropriation	\$335,198	3.0	\$0	\$335,198	\$0	\$0
Prior Year Salary Survey	\$14,902	0.0	\$0	\$14,902	\$0	\$0
Prior Year Merit Pay minus one time bonus	\$2,189	0.0	\$0	\$2,189	\$0	\$0
PERA adjustment back to 10.15% from 7.65% (Accommodating for HB 13)	\$0	0.0	\$0	\$0	\$0	\$0
FY 14-15 Base Request	\$352,289	3.0	\$0	\$352,289	\$0	\$0
	\$0			\$0		
FY 2014-15 November 1 Request	\$352,289	3.0	\$0	\$352,289	\$0	\$0
(C) Defense of the Republican River Compact						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$110,000	0.0	\$0	\$110,000	\$0	\$0
Additional CWCB grant dollars	\$359,265			\$359,265		
FY 2013-14 Total Appropriation	\$469,265	0.0	\$0	\$469,265	\$0	\$0
	\$0	0.0	\$0	\$0	\$0	\$0
	\$0	0.0	\$0	\$0	\$0	\$0
	\$0	0.0	\$0	\$0	\$0	\$0

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

(4) Water and Natural Resources

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
FY 14-15 Base Request	\$110,000	0.0	\$0	\$110,000	\$0	\$0
FY 2014-15 November 1 Request	\$110,000	0.0	\$0	\$110,000	\$0	\$0
(D) Consultant Expenses						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$400,000	0.0	\$0	\$400,000	\$0	\$0
FY 2013-14 Total Appropriation	\$400,000	0.0	\$0	\$400,000	\$0	\$0
	\$0	0.0	\$0	\$0	\$0	\$0
	\$0	0.0	\$0	\$0	\$0	\$0
	\$0	0.0	\$0	\$0	\$0	\$0
FY 14-15 Base Request	\$400,000	0.0	\$0	\$400,000	\$0	\$0
FY 2014-15 November 1 Request	\$400,000	0.0	\$0	\$400,000	\$0	\$0
(E) Comprehensive Environmental Response, Compensation and Liability Act						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$460,629	3.5	\$0	\$0	\$460,629	\$0
	\$0		\$0	\$0	\$0	\$0
FY 2013-14 Total Appropriation	\$460,629	3.5	\$0	\$0	\$460,629	\$0
Prior Year Salary Survey	\$18,876	0.0	\$0	\$0	\$18,876	\$0
Prior Year Performance-based Pay Minus one time bonus	\$4,795	0.0	\$0	\$0	\$4,795	\$0
	\$0	0.0	\$0	\$0	\$0	\$0
FY 14-15 Base Request	\$484,300	3.5	\$0	\$0	\$484,300	\$0
	\$0				\$0	
	\$0				\$0	
FY 2014-15 November 1 Request	\$484,300	3.5	\$0	\$0	\$484,300	\$0
(F) Comprehensive Environmental Response, Compensation and Liability Act Contracts						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$425,000	0.0	\$0	\$0	\$425,000	\$0
	\$0		\$0	\$0	\$0	\$0
FY 2013-14 Total Appropriation	\$425,000	0.0	\$0	\$0	\$425,000	\$0

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

(4) Water and Natural Resources

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
FY 14-15 Base Request	\$425,000	0.0	\$0	\$0	\$425,000	\$0
FY 2014-15 November 1 Request	\$425,000	0.0	\$0	\$0	\$425,000	\$0
(G) Natural Resource Damage Claims at Rocky Mountain Arsenal FY 2013-14 Long Bill Appropriation (SB 13-230)	\$50,000	0.0	\$0	\$0	\$50,000	\$0
FY 2013-14 Total Appropriation	\$50,000	0.0	\$0	\$0	\$50,000	\$0
FY 14-15 Base Request	\$50,000	0.0	\$0	\$0	\$50,000	\$0
FY 2014-15 November 1 Request	\$50,000	0.0	\$0	\$0	\$50,000	\$0
(H) Indirect Cost Assessment FY 2013-14 Long Bill Appropriation (SB 13-230)	\$46,731 \$0	0.0	\$0 \$0	\$0 \$0	\$46,731 \$0	\$0 \$0
FY 2013-14 Total Appropriation	\$46,731	0.0	\$0	\$0	\$46,731	\$0
New Indirect Calculation	\$636	0.0	\$0	\$0	\$636	\$0
FY 14-15 Base Request	\$47,367	0.0	\$0	\$0	\$47,367	\$0
	\$0					
FY 2014-15 November 1 Request	\$47,367	0.0	\$0	\$0	\$47,367	\$0
(4) Water and Natural Resources FY 2013-14 Appropriation(Long Bill plus Special Bills)	\$2,700,706	12.0	\$513,883	\$1,204,463	\$982,360	\$0
FY 2014-15 Base Request	\$2,445,680	12.0	\$576,724	\$862,289	\$1,006,667	\$0
FY 2014-15 November 1 Request	\$2,445,680	12.0	\$576,724	\$862,289	\$1,006,667	\$0

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

(5) Consumer Protection

Long Bill Line Item	Total Funds	FTE	General Fund	General Fund Exempt	Cash Funds	Reappropriated Funds	Federal Funds
(A) Consumer Protection and Anti-Trust							
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$2,046,520	25.0	\$1,084,818	\$0	\$720,221	\$241,481	\$0
HB 13-1180 Tobacco Litigation Settlement Moneys	\$0		(\$153,795)		\$153,795	\$0	
FY 2013-14 Total Appropriation	\$2,046,520	25.0	\$931,023	\$0	\$874,016	\$241,481	\$0
Prior Year Salary Survey	\$222,995	0.0	\$175,647	\$0	\$32,540	\$14,808	\$0
Prior Year Performance-based Pay minus one time bonus	\$12,530	0.0	\$0	\$0	\$8,240	\$4,290	\$0
	\$0	0.0	\$0	\$0	\$0	\$0	\$0
FY 14-15 Base Request	\$2,282,045	25.0	\$1,106,670	\$0	\$914,796	\$260,579	\$0
Consumer Protection Intake DI #2	\$56,123	1.0	\$0	\$0	\$56,123	\$0	
			\$0		\$0		
FY 2014-15 November 1 Request	\$2,338,168	26.0	\$1,106,670	\$0	\$970,919	\$260,579	\$0
(B) Consumer Credit Unit							
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$1,512,150	20.0	\$0	\$0	\$1,512,150	\$0	\$0
	\$0		\$0		\$0		
FY 2013-14 Total Appropriation	\$1,512,150	20.0	\$0	\$0	\$1,512,150	\$0	\$0
Prior Year Salary Survey	\$91,069	0.0	\$0	\$0	\$91,069	\$0	\$0
Prior Year Performance-based Pay Minus One Time Bonus	\$12,964	0.0	\$0	\$0	\$12,964	\$0	\$0
	\$0	0.0	\$0	\$0	\$0	\$0	\$0
FY 14-15 Base Request	\$1,616,183	20.0	\$0	\$0	\$1,616,183	\$0	\$0
	\$0	0.0			\$0		
FY 2014-15 November 1 Request	\$1,616,183	20.0	\$0	\$0	\$1,616,183	\$0	\$0
(D) Indirect Cost Assessment							
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$467,308	0.0	\$0	\$0	\$427,253	\$40,055	\$0
FY 2013-14 Total Appropriation	\$467,308	0.0	\$0	\$0	\$427,253	\$40,055	\$0
New Indirect Calculation	\$6,363				\$5,818	\$545	

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

(5) Consumer Protection

Long Bill Line Item	Total Funds	FTE	General Fund	General Fund Exempt	Cash Funds	Reappropriated Funds	Federal Funds
FY 14-15 Base Request	\$473,671	0.0	\$0	\$0	\$433,071	\$40,600	\$0
	\$0				\$0	\$0	
FY 2014-15 November 1 Request	\$473,671	0.0	\$0	\$0	\$433,071	\$40,600	\$0
(5) Consumer Protection							
FY 2013-14 Appropriation(Long Bill plus Special Bills)	\$4,025,978	45.0	\$931,023	\$0	\$2,813,419	\$281,536	\$0
FY 2014-15 Base Request	\$4,371,899	45.0	\$1,106,670	\$0	\$2,964,050	\$301,179	\$0
FY 2014-15 November 1 Request	\$4,428,022	46.0	\$1,106,670	\$0	\$3,020,173	\$301,179	\$0

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

(6) Special Purpose

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
(A) District Attorney's Salaries						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$2,676,960 \$0	0.0	\$2,676,960	\$0	\$0	\$0
FY 2013-14 Total Appropriation	\$2,676,960	0.0	\$2,676,960	\$0	\$0	\$0
Base Salary Increase per HB 07-1170 (\$8,667*22*12)	\$0	0.0	\$0	\$0	\$0	\$0
PERA on Salary Increase	\$0	0.0	\$0	\$0	\$0	\$0
AED & SAED Adjustment	\$20,696 \$0	0.0	\$20,696 \$0	\$0	\$0	\$0
FY 14-15 Base Request	\$2,697,656	0.0	\$2,697,656	\$0	\$0	\$0
FY 2014-15 November 1 Request	\$2,697,656	0.0	\$2,697,656	\$0	\$0	\$0
(B) Litigation Management Fund						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$325,000	0.0	\$0	\$325,000	\$0	\$0
FY 2013-14 Total Appropriation	\$325,000	0.0	\$0	\$325,000	\$0	\$0
FY 14-15 Base Request	\$325,000	0.0	\$0	\$325,000	\$0	\$0
Decision Item: Information Technology Asset Maintenance	(\$125,000)			(\$125,000)		
FY 2014-15 November 1 Request	\$200,000	0.0	\$0	\$200,000	\$0	\$0
(C) Tobacco Litigation						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$1,250,000	0.0	\$1,250,000	\$0	\$0	\$0
HB 13-1180 Tobacco Litigation Settlement Moneys			(\$1,250,000)	\$1,250,000		
FY 2013-14 Total Appropriation	\$1,250,000	0.0	\$0	\$1,250,000	\$0	\$0
Reduction in need due to change in stage of Litigation	\$0		\$0		\$0	\$0
FY 14-15 Base Request	\$1,250,000	0.0	\$0	\$1,250,000	\$0	\$0
	\$0		\$0	\$0		
FY 2014-15 November 1 Request	\$1,250,000	0.0	\$0	\$1,250,000	\$0	\$0

DEPARTMENT OF LAW

FY 2014-15 RECONCILIATION OF DEPARTMENT REQUEST

(6) Special Purpose

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
(D) Lobato Litigation Expenses						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$50,000	0.0	\$0	\$0	\$50,000	\$0
FY 2013-14 Total Appropriation	\$50,000	0.0	\$0	\$0	\$50,000	\$0
	\$0				\$0	
FY 14-15 Base Request	\$0	0.0	\$0	\$0	\$0	\$0
FY 2014-15 November 1 Request	\$0	0.0	\$0	\$0	\$0	\$0
(E) Lowry Range Litigation Expenses						
FY 2013-14 Long Bill Appropriation (SB 13-230)	\$616,520	0.0	\$0	\$616,520	\$0	\$0
FY 2013-14 Total Appropriation	\$616,520	0.0	\$0	\$616,520	\$0	\$0
	\$0				\$0	
	\$0		\$0	\$0		
FY 14-15 Base Request	\$0	0.0	\$0	\$0	\$0	\$0
Decision Item: Lowry Range Litigation #5	\$392,400			\$392,400		
FY 2014-15 November 1 Request	\$392,400	0.0	\$0	\$392,400	\$0	\$0
(6) Special Purpose						
FY 2013-14 Appropriation(Long Bill plus Special Bills)	\$4,918,480	0.0	\$2,676,960	\$2,191,520	\$50,000	\$0
FY 2014-15 Base Request	\$4,272,656	0.0	\$2,697,656	\$1,575,000	\$0	\$0
FY 2014-15 November 1 Request	\$4,540,056	0.0	\$2,697,656	\$1,842,400	\$0	\$0

Table I										
Legal Services Provided to State Agencies										
	Actual Year			Actual Year			Estimate Year		Request Year	
		FY 12			FY 13		FY14		FY15	
	Attorney	Legal Asst	Total	Attorney	Legal Asst	Total	@91.08/hr.			
Department	Hours	Hours	Amount	Hours	Hours	Amount	Hours	Amount	Hours	Amount
AGRICULTURE, DEPT. OF	3,576.40	778.40	\$329,281.10	3,234.40	815.10	\$311,552.07	4,653.00	\$423,795.00	4,653.00	\$423,795.00
CORRECTIONS, DEPT. OF	11,085.70	2,251.60	\$1,010,581.77	13,722.60	2,727.90	\$1,273,306.27	15,298.00	\$1,393,342.00	15,298.00	\$1,393,342.00
GOVERNOR'S ENERGY OFFICE	1,096.60	16.90	\$87,127.78	802.60	5.10	\$64,434.23	230.00	\$20,948.00	230.00	\$20,948.00
EDUCATION, DEPT. OF	2,979.90	704.80	\$277,875.66	2,655.50	486.20	\$243,592.12	4,900.00	\$446,292.00	4,900.00	\$446,292.00
GOVERNOR, OFFICE OF	6,673.74	1,504.91	\$617,717.54	4,116.37	627.65	\$369,441.54	5,051.00	\$460,045.00	5,051.00	\$460,045.00
HLTH CARE POLICY & FINANCE	9,723.50	2,161.80	\$898,093.34	9,466.60	1,731.70	\$868,046.01	13,592.00	\$1,237,959.00	13,592.00	\$1,237,959.00
HIGHER EDUCATION, DEPT.	11,369.70	1,632.50	\$994,275.43	10,267.20	1,607.80	\$924,214.40	13,454.00	\$1,225,390.00	13,454.00	\$1,225,390.00
HIGHWAYS, DEPT. OF	11,630.40	3,513.00	\$1,132,067.71	10,159.20	2,233.00	\$956,102.12	16,432.00	\$1,496,627.00	16,432.00	\$1,496,627.00
PUBLIC HEALTH & ENVIRONMNT	26,051.49	3,693.11	\$2,275,228.50	27,142.32	3,960.70	\$2,393,329.61	30,788.00	\$2,804,171.00	30,788.00	\$2,804,171.00
HUMAN SERVICES DEPARTMENT	13,517.10	5,344.80	\$1,394,457.67	13,600.70	4,870.20	\$1,401,843.37	18,439.00	\$1,679,424.00	18,439.00	\$1,679,424.00
INNOVATION & TECHNOLOGY	0.00	0.00	\$0.00				489.00	\$44,538.00	489.00	\$44,538.00
JUDICIAL DEPARTMENT	1,959.60	184.90	\$165,346.60	2,095.00	214.40	\$181,219.69	3,104.00	\$282,712.00	3,104.00	\$282,712.00
LABOR & EMPLOYMENT DEPT.	7,621.60	1,784.10	\$709,549.22	6,095.60	1,402.80	\$577,752.50	8,355.00	\$760,973.00	8,355.00	\$760,973.00
LEGISLATIVE BRANCH	66.10	0.20	\$5,200.73	68.50	1.10	\$5,542.37	188.00	\$17,123.00	188.00	\$17,123.00
LOCAL AFFAIRS DEPT.	1,382.00	111.30	\$115,419.23	1,353.80	233.80	\$123,277.30	1,790.00	\$163,033.00	1,790.00	\$163,033.00
LAW, DEPARTMENT OF							0.00	\$0.00	0.00	\$0.00
MILITARY AFFAIRS, DEPT.	122.30	1.80	\$9,711.80	77.50	0.00	\$6,189.95	110.00	\$10,019.00	110.00	\$10,019.00
NATURAL RESOURCES, DEPT.	36,488.10	7,367.40	\$3,323,637.18	37,931.20	7,491.50	\$3,514,961.24	49,049.00	\$4,467,383.00	49,049.00	\$4,467,383.00
PERA PENSION PLANS	1.90	0.00	\$149.14	7.30	0.00	\$583.06	29.00	\$2,641.00	29.00	\$2,641.00
ADMINISTRATION	2,534.60	232.70	\$213,463.37	1,975.60	162.00	\$168,289.92	2,893.00	\$263,494.00	2,893.00	\$263,494.00
PERSONNEL - RISK MANAGEMENT	22,845.80	8,722.60	\$2,337,117.77	21,103.00	8,113.60	\$2,211,193.69	31,860.00	\$2,901,809.00	31,860.00	\$2,901,809.00
PUBLIC SAFETY, DEPT OF	3,167.60	687.90	\$291,544.51	3,722.10	433.40	\$325,367.04	2,163.00	\$197,006.00	2,163.00	\$197,006.00
REGULATORY AGENCIES	85,510.05	10,385.30	\$7,359,709.09	84,854.30	9,357.25	\$7,383,602.55	104,884.00	\$9,552,835.00	104,600.00	\$9,552,835.00
REVENUE, DEPT. OF	32,567.12	4,899.28	\$2,864,901.31	30,402.36	4,812.90	\$2,740,083.44	38,842.00	\$3,537,729.00	39,307.00	\$3,537,729.00
COLO ST. FAIR AUTHORITY	332.50	24.30	\$27,614.42	269.60	6.10	\$21,928.35	180.00	\$16,394.00	180.00	\$16,394.00
SECRETARY OF STATE	5,466.00	1,179.10	\$502,593.91	3,350.90	349.20	\$290,262.83	7,118.00	\$648,307.00	7,118.00	\$648,307.00
TREASURY, DEPT. OF	1,893.90	292.20	\$166,883.96	1,541.80	154.70	\$133,167.50	575.00	\$52,371.00	575.00	\$52,371.00
Totals	299,664	57,475	27,109,549	299,664	51,798	26,489,283	374,466	34,106,360	374,647	34,106,360

TABLE II

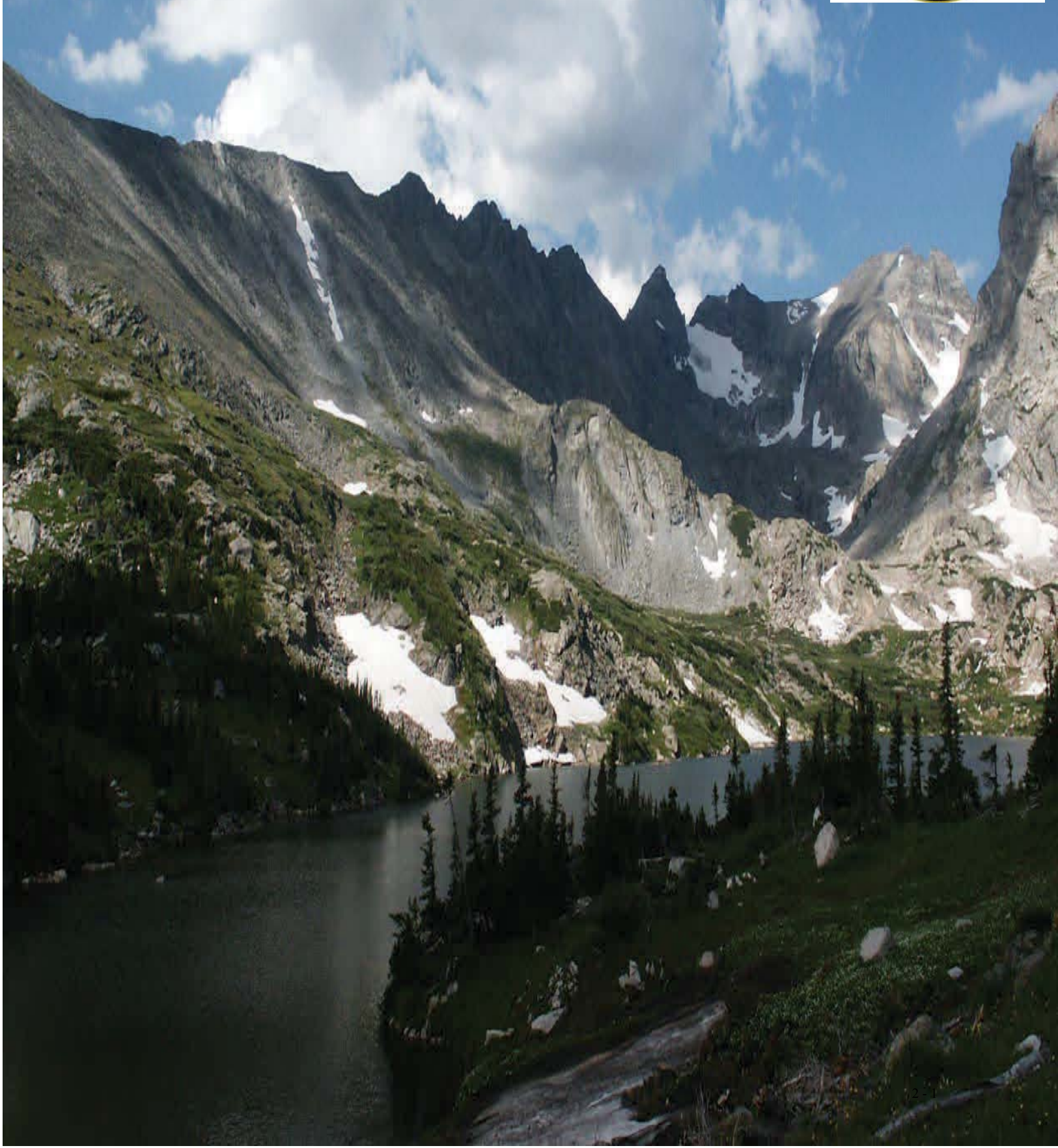
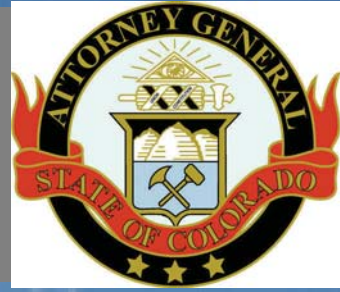
Legal Services to State Agencies Comparison of Attorney Equivalent Hours

	Department	Actual Legal Hours	Actual Legal Hours	Actual Legal Hours	Actual Legal Hours	Actual Legal Hours	Average Hours	Approximate Appropriated Hours	Difference Average to Appropriation	Total Requested Hours	Difference Average to Request	Difference Appropriation FY 13-14 To Request
		9	10	11	12	13	FY 09-13	FY 13-14	FY 13-14	FY 14-15	FY 14-15	FY 14-15
AG	AGRICULTURE, DEPT. OF	4,277.80	3,941.60	3,700.20	4,354.80	4,049.50	4,064.78	4,653	588	4,653	588	0
CO	CORRECTIONS, DEPT. OF	14,618.90	18,647.10	14,619.40	13,337.30	16,450.50	15,534.64	15,298	(237)	15,298	(237)	0
EC	GOVERNOR'S ENERGY OFFICE	656.80	729.10	1,294.30	1,113.50	807.70	920.28	230	(690)	230	(690)	0
ED	EDUCATION, DEPT. OF	5,711.90	4,610.30	4,079.50	3,684.70	3,141.70	4,245.62	4,900	654	4,900	654	0
EX	GOVERNOR, OFFICE OF	1,996.10	5,712.40	13,708.35	8,178.65	4,744.02	6,867.90	5,051	(1,817)	5,051	(1,817)	0
HC	HLTH CARE POLICY & FINANCE	11,681.90	10,147.10	10,981.70	11,885.30	11,198.30	11,178.86	13,592	2,413	13,592	2,413	0
HE	HIGHER EDUCATION, DEPT.	13,401.61	13,114.02	12,878.80	13,002.20	11,875.00	12,854.33	13,454	600	13,454	600	0
HI	HIGHWAYS, DEPT. OF	18,242.30	15,846.40	14,894.10	15,143.40	12,392.20	15,303.68	16,432	1,128	16,432	1,128	0
HL	PUBLIC HEALTH & ENVIRONMENT	28,815.70	28,244.90	27,474.80	29,744.60	31,103.02	29,076.60	30,788	1,711	30,788	1,711	0
HS	HUMAN SERVICES DEPARTMENT	21,072.10	21,015.10	19,639.30	18,861.90	18,470.90	19,811.86	18,439	(1,373)	18,439	(1,373)	0
IT	INNOVATION & TECHNOLOGY	0.00	0.00	0.00	0.00	0.00	0.00	489		489		
JD	JUDICIAL DEPARTMENT	2,948.90	2,457.70	1,700.40	2,144.50	2,309.40	2,312.18	3,104	792	3,104	792	0
LA	LABOR & EMPLOYMENT DEPT.	8,337.70	8,169.30	8,880.70	9,405.70	7,498.40	8,458.36	8,355	(103)	8,355	(103)	0
LE	LEGISLATIVE BRANCH	151.70	106.40	98.20	66.30	69.60	98.44	188	90	188	90	0
LO	LOCAL AFFAIRS DEPT.	980.40	1,917.10	1,656.80	1,493.30	1,587.60	1,527.04	1,790	263	1,790	263	0
LW	LAW, DEPARTMENT OF	226.70	76.70	154.00	0.00	0.00	91.48	0	(91)	0	(91)	0
MA	MILITARY AFFAIRS, DEPT.	43.10	131.20	509.60	124.10	77.50	177.10	110	(67)	110	(67)	0
NR	NATURAL RESOURCES, DEPT.	41,237.30	43,305.10	44,613.80	43,855.50	45,422.70	43,686.88	49,049	5,362	49,049	5,362	0
PA	PERA PENSION PLANS	12.50	29.20	1.50	1.90	7.30	10.48	29	19	29	19	0
PE	DEPARTMENT OF PERSONNEL & ADMINISTRATION	4,461.40	3,519.80	2,985.30	2,767.30	2,137.60	3,174.28	2,893	(281)	2,893	(281)	0
PERISK	PERSONNEL - RISK MANAGEMENT	30,249.50	28,190.50	32,310.00	31,568.40	29,216.60	30,307.00	31,860	1,553	31,860	1,553	0
PS	PUBLIC SAFETY, DEPT OF	2,146.00	1,682.40	2,161.20	3,855.50	4,155.50	2,800.12	2,163	(637)	2,163	(637)	0
RG	REGULATORY AGENCIES	98,007.90	99,427.20	100,781.25	95,895.35	94,211.55	97,664.65	104,884	7,219	104,884	7,219	0
RV	REVENUE, DEPT. OF	12,789.20	12,836.20	23,227.20	37,466.40	35,215.26	24,306.85	38,842	14,535	38,842	14,535	0
SF	COLO ST. FAIR AUTHORITY	223.00	187.70	140.40	356.80	275.70	236.72	180	(57)	180	(57)	0
ST	SECRETARY OF STATE	3,065.60	4,187.20	5,057.90	6,645.10	3,700.10	4,531.18	7,118	2,587	7,118	2,587	0
TR	TREASURY, DEPT. OF	1,219.70	1,675.40	1,635.40	2,186.10	1,696.50	1,682.62	575	(1,108)	575	(1,108)	0
		326,576	326,576	329,907	349,184	357,139	337,876	374,466	36,590	374,466	36,590	0

Colorado Attorney General

John W. Suthers

Annual Report 2012



To my fellow Coloradans,

It is a great privilege to serve as your Attorney General. Since becoming Colorado's 37th Attorney General, I have had the honor of working with hundreds of dedicated public servants at the Colorado Department of Law.

The 2012 Annual Report of the Colorado Department of Law is only a snapshot of the work we do on behalf of the people of Colorado and our clients throughout state government. From protecting Colorado's water, to defending the state against frivolous lawsuits, the work of the Department of Law's affects Coloradans throughout the state.

Here are a just few of the Department of Law's accomplishments from 2012:

- We announced that 100 % of the \$51.17 million in mortgage foreclosure prevention efforts were distributed and that approximately 3,700 Colorado homeowners have benefited.
- The Colorado Natural Resource Damages Trustees awarded \$10,150,000 in funding for 11 conservation projects in the vicinity of the Rocky Mountain Arsenal National Wildlife Refuge. The projects encompass more than 800 acres comprising the Rocky Mountain Greenway Project and are expected to leverage another \$31 million in additional funding to build a regional, integrated greenway and open space network.
- Our work with our Mexican peers to seek justice and improve public safety was deepened as we welcomed Mexico Ambassador Arutro Sarukhán to Colorado.
- My office announced several settlements with pharmaceutical companies for improperly marketing drugs. Chief among them was a \$4.5 million settlement with GlaxoSmithKline and was the largest health care fraud settlement in history.
- We arrested twelve individuals, including the "Johns" and self-reported members of the Crips gang and accused them of running a domestic, human-trafficking operation involving juvenile girls.
- We reached an antitrust settlement with three U.S. publishing companies, Hachette, HarperCollins, and Simon & Schuster over allegations they were price-fixing E-Book.
- We indicted a medical marijuana dispensary and its owners for selling out its back door and distributing medical marijuana to other states in a distribution ring that violates the Colorado Organized Crime Control Act.

We will continue to provide ethical representation and legal advice of the highest caliber to our client agencies and service of the highest quality to the people of Colorado.

Sincerely,

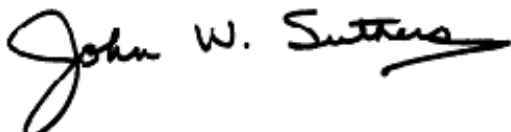
A handwritten signature in black ink that reads "John W. Suthers". The signature is written in a cursive style with a long, sweeping underline that extends to the right.

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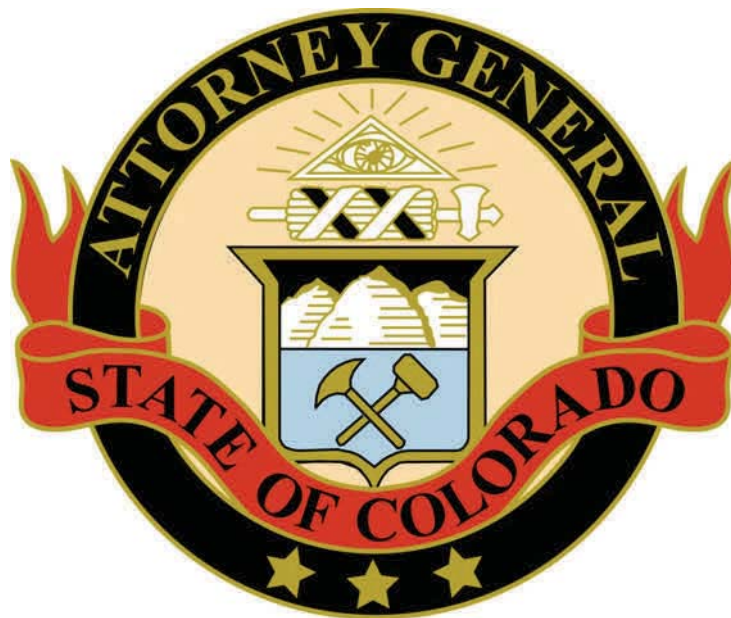


Photo Credits:

Cover Photo of Brainard Lake Taken By Department of Law Employee, **Michael Ciavatta**

Back Photo of Indian Peaks Wilderness Area Taken by Department of Law Employee, **Ryan Crane**

Attorney General John W. Suthers



On January 4, 2005, John W. Suthers was appointed as Colorado's 37th Attorney General. In November of 2006, the voters of Colorado elected Attorney General Suthers by a large margin to serve a full, four-year term. Mr. Suthers was re-elected in November 2010 with more than 960,000 votes — more than any other statewide candidate.

As Attorney General, Mr. Suthers is charged with representing and defending the interests of the people of the state of Colorado, and serves as chief legal counsel and adviser to state government, its statewide elected officials, and its many state agencies, boards, and commissions.

Attorney General Suthers graduated magna cum laude from the University of Notre Dame with a degree in government in 1974, and from the University of Colorado Law School in 1977. From 1977 to 1981, he served as a deputy and chief deputy district attorney in Colorado Springs. From September of 1979 to January of 1981, he headed the Economic Crime Division of the DA's office and co-authored a nationally-published book on consumer fraud and white-collar crime.

In January 1981, Mr. Suthers entered private practice as a litigation partner in Colorado Springs firm of Sparks Dix, P.C. He remained with the firm until November 1988, when he ran against and defeated the incumbent district attorney for the 4th Judicial District. He was elected to a second term as district attorney in 1992. After serving two terms in office, he returned to Sparks Dix, P.C.

In 1999, Mr. Suthers was appointed executive director of the Colorado Department of Corrections by Gov. Bill Owens. As head of the state's correctional system, he oversaw an organization of almost 6,000 employees and an annual operating budget of approximately \$500 million.

On July 30, 2001, Mr. Suthers was nominated by President George W. Bush to be the United States Attorney for the District of Colorado. He was unanimously confirmed by the U.S. Senate, and represented the United States in all criminal and civil matters within the District.

In his tenure as Attorney General, Mr. Suthers has founded a safe surfing initiative to protect Colorado's children from internet predators. He also has convened a Mortgage and Foreclosure Fraud Task Force which has led to several pieces of legislation designed to combat mortgage and foreclosure fraud. Attorney General Suthers has been a champion for Colorado's environment, leading the charge to reclaim damages for the Rocky Mountain Arsenal Superfund site. In 2012 \$10,150,000 was awarded to funding 11 conservation projects in the vicinity of the Rocky Mountain Arsenal National Wildlife Refuge.

The projects encompass more than 800 acres and are expected to leverage another \$31 million in additional funding to build a regional, integrated greenway and open space network. The project funding is related to the Rocky Mountain Arsenal natural resource damages settlements.

He has served on the executive committee of the National Association of Attorneys since 2007 and has been a member of the U.S. Attorney General's Executive Working Group on Prosecution since 2005. In June, Mr. Suthers was awarded the Kelley-Wyman Award by the National Association of Attorneys General. It is the highest award given by the Association and is presented annually to the Attorney General who has done the most to advance the interests of the Association.

Mr. Suthers has served on the board of numerous civic organizations. He served as president of the El Paso County Bar Association in 1990-1991, president of the Colorado District Attorney's Council in 1994-1995, and senior vice president of the Colorado Bar Association in 1996-1997. In 1992, Suthers was appointed by the Colorado legislature to serve as a delegate to the National Conference on Uniform State Laws, serving as such until January 1997. In the summer of 2000, Mr. Suthers received a Gates Foundation Fellowship to attend the Government Executives Program at Harvard University's Kennedy School of Government. Additionally, Mr. Suthers serves as an adjunct professor at the University of Denver School of Law and as a scholar in residence at the University of Colorado-Colorado Springs.

Chief Deputy Attorney General Cynthia Coffman



Cynthia Honssinger Coffman serves as Chief Deputy to General Suthers and supervises the attorneys and staff and manages all administrative functions of the Department of Law. In September 2012, Ms. Coffman won *Law Week Colorado's* Barrister's Best Award for Best Public Sector Lawyer.

Before joining the Office of the Attorney General in March 2005, Ms. Coffman served as chief legal counsel to Colorado Governor Bill Owens. From 1999 to 2003, she served as Director of Legal and Regulatory Affairs and later as Deputy Director of the Colorado Department of Public Health and Environment. Previously, Ms. Coffman worked for the state's Office of Legislative Council and staffed the Senate Judiciary Committee.

A native of Missouri and a graduate of the University of Missouri, Columbia, she earned a JD at Georgia State University College of Law and practiced law in Georgia before moving to Colorado in 1997. Ms. Coffman worked as an attorney for the Georgia Attorney General and the Atlanta Committee for the Olympic Games.

Solicitor General Daniel D. Domenico



Attorney General Suthers appointed Dan Domenico as Solicitor General of Colorado in April 2006. In 2012, he argued his first case before the U.S. Supreme Court, *Wood v. Milyard*, concerning whether or not a federal appellate court can raise the untimeliness of a convicted felon's habeas corpus petition despite the issue not being decided at the district court level. The state argued that the 10th Circuit Court of Appeals did not err in raising the issue.

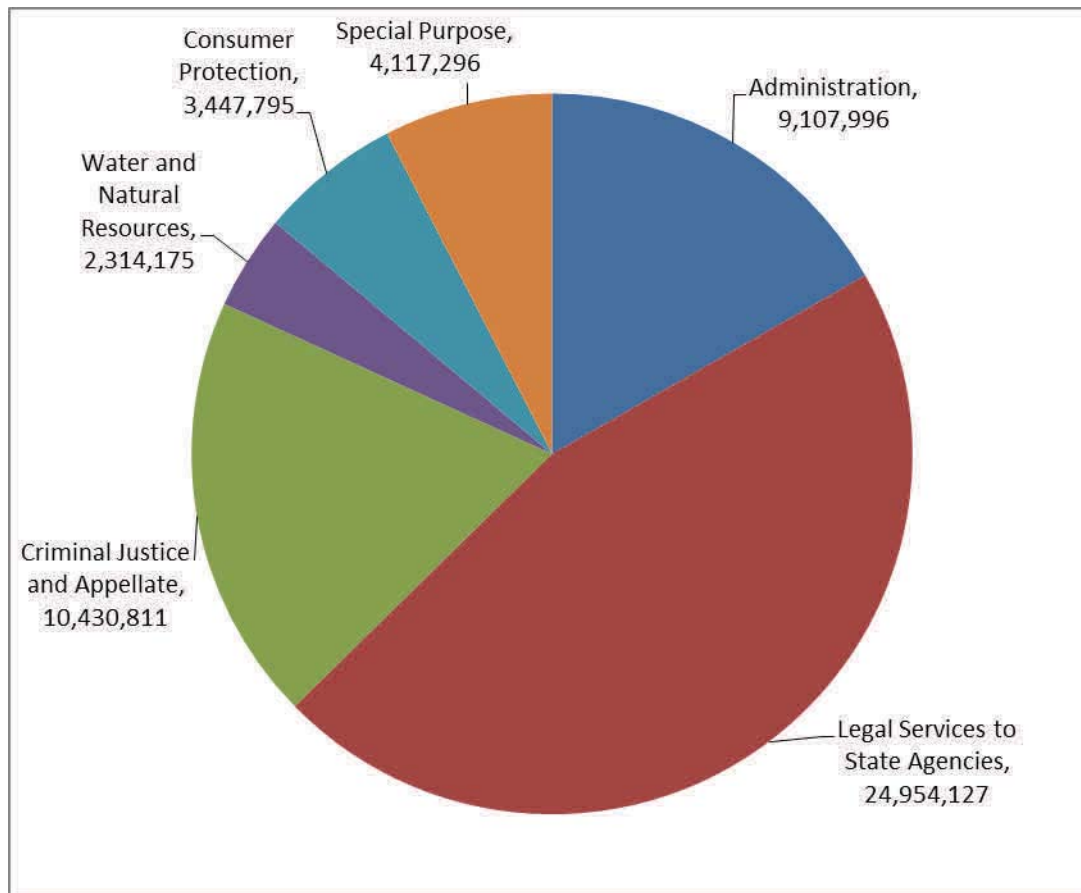
Before joining the Office of the Attorney General, Mr. Domenico was special assistant to the solicitor of the United States Department of the Interior. In that role, he advised the Secretary and senior management of the Department on a wide range of matters relating to National Parks, federal land, water resources, energy production, and other issues important to Coloradans and citizens of the American West.

Prior to his work at the Interior Department, Mr. Domenico practiced for several years in the Denver and Boulder offices of the national law firm Hogan & Hartson. He also clerked for Judge Tim Tymkovich of the United States Court of Appeals for the 10th Circuit (himself a former Colorado Solicitor General), and also worked with U.S. Senator John Thune.

A Boulder native, Mr. Domenico received his undergraduate degree, magna cum laude, from Georgetown University. He attended the University of Virginia School of Law, where he served as editor for two academic journals, including the *Virginia Law Review*, and was elected to the Order of the Coif.

The Department of Law Budget

Total FY 2011-2012 Appropriation	\$54,372,000
Total Full-Time Employees	419



OUR FOCUS

- The Colorado Department of Law shall:
- Uphold the United States and Colorado Constitutions.
 - Provide the highest level of ethical legal service to the State of Colorado.
 - Defend the laws and officers of the State of Colorado from legal challenge.
 - Protect and preserve the quality of Colorado's land, water and air.
 - Advocate for policies that help law enforcement improve community safety.
 - Protect Coloradans from consumer scams and fraud.
 - Ensure that Colorado's elections remain free from criminal fraud.
 - Promote open, accountable governance.

Consumer Protection Section

The Colorado Attorney General's Office protects Colorado consumers and businesses against fraud and maintains a competitive business environment by enforcing state and federal consumer protection laws; enforcing state and federal antitrust laws; implementing and enforcing provisions of the tobacco master settlement agreements; enforcing state laws on consumer lending, predatory lending, debt collection, rent-to-own, and credit repair; and, advocating for residential, small business, and agricultural public utility ratepayers.

The Attorney General promotes consumer protection through a variety of initiatives and enforcement activities. Consumer protection enforcement activities are handled by four distinct units which were formed in order to handle the states numerous consumer protection laws enacted.

Consumer Fraud

Complaint intake processed a record 6,780 general consumer complaints in 2012 along with an additional 1,131 mortgage-specific complaints, totaling 7,911 complaints for 2012. Consumer complaints are received by mail, e-mail and through the website. In addition to these written complaints, intake received 11,738 phone calls and 3,897 pre-recorded message inquiries. During this time, intake continued to evaluate complaint processing procedures and has utilized existing systems to increase complaint processing efficiency while reducing complaint processing times. This freed up additional resources to provide better customer service and additional value-added services.

The unit also engaged in extensive consumer education and outreach efforts. Complaint intake continued to develop and issue consumer fraud advisories, consumer fraud awareness newsletters, and other consumer-protection web content. Intake also managed the development, design, publishing, and distribution of more than 8,500 copies of the new *Consumer Guide for Military Personnel and Their Families*. In addition, intake developed and managed the Consumer Protection victim restitution process by utilizing electronic victim surveys and questionnaires, document management systems, notification alerts, and the actual distribution of funds to victims. The 2012 restitution distribution totaled \$954,757.58 to 1,101 consumers.

Mortgage Fraud and Foreclosure Prevention

In 2012, the Attorney General continued work on a national investigation into foreclosure practices of the country's largest loan servicers. This investigation grew out of the "robo-signing" allegations that came to light in late 2010. The Attorney General, in conjunction with other state and federal law enforcement offices, completed negotiations with the five largest mortgage servicers in March 2012. A civil lawsuit and consent judgment were filed in:

United States of America, et al. v. BAC Home Loans Servicing, LP, Bank of America Corporation, Bank of America, N.A., Citibank, N.A., Citigroup, Inc., CitiMortgage, Inc., Countrywide Financial Corporation, Countrywide Home Loans, Inc., Countrywide Mortgage Ventures, LLC, Ally Financial, Inc. Funding Co., LLC, J.P. Morgan Chase & Company, JPMorgan Chase Bank, N.A., Residential Capital, LLC, Wells Fargo & Company, Wells Fargo Bank, N.A., Civil Action No. 1:12-cv-00361 RMC (D.D.C.)

Approved by the court in April 2012, these consent judgments included comprehensive injunctive relief, including mortgage servicing standards, payments to some foreclosed homeowners, loan modification relief for current homeowners, and payments to the states for local homeownership and foreclosure assistance programs. All told, the settlement is expected to be worth in excess of \$25 billion. As of November 2012, an estimated \$207.4 million in consumer relief had gone to 3,700 homeowners in Colorado.

The Attorney General and his Consumer Protection staff met with the governor's office, members of the legislature, and many other interested parties to develop a plan for Colorado's approximately \$51 million share of the cash payments made to the states. By October, the Attorney General had committed \$24 million for supplemental loan-modification programs; \$18.196 million for affordable housing programs; \$5.625 million for housing counseling through the state; \$1.5 million for Colorado Legal Services; \$750,000 for temporary staffing at the Attorney General's Office; \$600,000 for the Colorado Foreclosure Hotline; and, \$500,000 for marketing and outreach efforts.

In addition to these foreclosure prevention efforts, the Attorney General has continued investigations and lawsuits against local companies that have taken advantage of homeowners:

Bella Homes, Mark Stephen Diamond, David Delpiano, Michael Terrel, David Delpiano, and Laura C. Tabrizipour – federal court action brought with the United States Attorney for the District of Colorado against a Georgia company and its principals for operating a fraudulent foreclosure avoidance scheme. All defendants agreed to a Stipulated Consent Judgment and Permanent Injunction that shut the scheme down and resulted in \$ 10 million in fines and restitution.

Antitrust

The Unit continued its work on important antitrust matters in 2012. The highlight was:

Penguin Group (USA) Inc., MacMillan Holdings, LLC, Simon & Schuster, Inc., Simon & Schuster Digital Sales, Inc., and Apple, Inc. – Colorado and a number of other states brought an antitrust lawsuit against these defendants alleging that they conspired to fix prices and restrain competition in the e-books market. Case is pending in the United States District Court for the Southern District of New York.

Other Consumer Fraud Activities

During 2012, the Consumer Fraud Unit took a series of actions, including:

Consolidated Medical Services, LLC and Joseph Benedetto – Company and its president marketed deceptive on-line business opportunity for affiliates to market non-insurance health plans. Final Consent Judgment enjoined further operation of this business and ordered the payment of \$250,000 in fines, penalties, restitution, damages and costs and fees.

Telemarketing/magazine sales – The Attorney General sued and obtained a preliminary injunction against 21 companies and nine individuals who engaged in deceptive magazine telemarketing in various offices in the Denver area. Settlements were reached with most of the defendants, closing their business operations in Colorado and providing for the payment of nearly \$700,000 in restitution, penalties, and costs.

Alta Colleges/Westwood College – Lawsuit filed against for-profit college headquartered in Denver, Inc., for deceptive sales practices in connection with the recruitment of new students, including gainful employment of graduates and total cost of obtaining a degree. Final Consent Judgment provided a permanent injunction banning deceptive sales practices, mandating conspicuous disclosures about gainful employment and cost of tuition, and \$4.5 million in restitution, loan credits, costs, and attorney fees.

Full Spirit Ministries a/k/a Open Door Mission, Richard M. Thebo, Darren C. Thebo, Andrew Kaminski, and Patsy Kaminski – Lawsuit against Fort Collins-based homeless shelter for misrepresentations in fundraising appeals and misuse of charitable donations. Action was settled with a permanent injunction and restitution orders against the individual defendants. The Fort-Collins Mission was taken over by the Denver Rescue Mission.

Jennifer Proffitt-Payne, Cody Payne, Great Lakes Circulation, Inc.; D2D Consulting, LLC; Reviste, Inc.; Rivista, Inc.; American Cash Awards, Inc.; Monitoring Services Network, Inc.; Youth Incentive Marketing, Inc.; Direct Youth Marketing; Magazines, Inc.; and Fun Sales, Inc. – Evergreen-based company managed teams of young people going door-to-door to sell magazines in Colorado and a number of other states and using deceptive sales practices. Default judgment was entered against all defendants providing a permanent injunction and nearly \$1 million in restitution, civil penalties, costs and attorney fees.

Abbott Laboratories – Consent Judgment entered May 9, 2012 - permanent injunction/\$100 million to states.

Skechers USA, LLC – Multistate Colorado Consumer Protection Act (CCPA) violations — Consent Judgment – entered on May 21, 2012 – permanent injunction/\$40 million restitution/\$5 million to states.

Janssen Pharmaceuticals, Inc., and Johnson & Johnson (Risperdal) — CCPA violations — Final Judgment and Consent Decree – dated September 3, 2012 – injunction/ \$181,047,437 in damages.

GlaxoSmithKline LLC (Avandia) – CCPA violations — Final Consent Judgment – dated November 28, 2012 – permanent injunction/ \$1,913,853.56 to Colorado.

Springs Transmission and Automotive, Greg Ehnes, individually, and Jessica White, individually – CCPA violations – Temporary Restraining Order entered November 16, 2012.

Consumer Credit Unit

The Consumer Credit Unit enforces nine state credit-related laws: the Uniform Consumer Credit Code (consumer finance), including the Consumer Equity Protection Act (predatory lending), and the Deferred Deposit Loan Act (payday loans), the Fair Debt Collection Practices Act (collections), the Child Support Collection Consumer Protection Act (private child support collections), the Debt-Management Services Act (credit counseling and debt settlement), the Credit Services Organization Act (credit repair), the Rental Purchase Agreement Act (rent-to-own), and the Re-

fund Anticipation Loans Act.

Lending Practices

In 2012, the Unit:

Regulated and supervised 732 licensed lenders consisting of payday lenders (37%), mortgage companies (49%), finance companies (12%), and small installment and other lenders (2%). Enforced credit laws against 1,445 other companies including creditors that sell goods and services on credit, sales finance companies that collect those contracts, and rent-to-own companies.

Required refunds of \$1,174,661 million to Colorado consumers in excess finance charges and other credit overcharges from compliance examinations, investigations of consumer complaints, lawsuits, and settlements. Obtained \$42,895 in penalties, costs and fees from settlements and lawsuits.

Conducted 351 compliance examinations of licensed lenders, creditors, and sales finance companies and required them to take corrective action and refund overcharges.

Investigated 419 written consumer complaints against licensed lenders, creditors, sales finance companies and credit repair companies.

Filed or litigated 16 cases against lenders, creditors and credit repair companies.

Obtained an order from Denver District Court that Oasis Legal Finance, LLC and Funding Holding, Inc. dba LawCash's litigation advance transactions are loans under the UCCC. Oasis and LawCash appealed the case to the Colorado Court of Appeals. The companies stopped taking new clients and the court ordered that money received under prior agreements be held in escrow.

Obtained a decision from the Colorado Court of Appeals in Tulips Investments, LLC d/b/a CashBanc and J. David Blevins that Colorado courts have subject matter jurisdiction to enforce administrative subpoenas served on out-of-state creditors to investigate potential violations of the UCCC.

Appealed to the Colorado Court of Appeals the Denver District Court decision in the Cash Advance and Preferred Cash cases that payday lending operations are protected by tribal sovereign immunity as "arms of the tribe." This despite the fact that the lenders were previously owned and operated as non-tribal entities; that the non-tribal partners received 99% of gross revenue; that the lenders were not authorized as tribal businesses until a later date, and were used as an attempt to shield the non-tribal businesses with tribal immuni-

ty. Briefing in the Court of Appeals will be completed in 2013.

Sent 12 cease and desist advisory notices to unlicensed payday lenders, two cease and desist advisories to merchants for illegal credit card surcharges, and one to an auto dealer for advertising violations.

Debt Management

In 2012, the Unit:

Regulated and supervised 45 credit counseling and debt settlement companies.

Investigated 37 written complaints against debt-management providers.

Conducted 7 compliance examinations on registered debt-management providers.

Filed 6 lawsuits against debt settlement companies and denied two debt-management registration applications.

Obtained more than \$10 million in judgments and orders in cases against four debt-management providers: CSA – Credit Solutions of America, LLC and its owner, Doug Van Arsdale, for \$5,366,000 in civil penalties and \$3,830,149 in restitution; Johnson Law Group, PLLC of Nevada and its owner, Clint L. Johnson, for \$783,447 in restitution; Consumer and Business Debt Counseling Services, Inc. d/b/a CBDC and its owner, Isaac Bobbe, for \$321,278 in restitution; and New Life Debt Relief Corp. and its owner, Jesse Brown, for \$20,000 in civil penalties and \$35,340 in restitution.

Negotiated voluntary consent decrees and stipulations in cases against two debt-management providers: Prestige Financial Solutions, Inc. and its owner, Amy Thompson, for \$165,000 in restitution; and Orion Financial Group, Inc. and its owner, Eric Thompson, for \$70,000 in restitution.

Appealed to the Colorado Court of Appeals the Denver District Court decision in the Morgan Drexen, Inc., et al. case. The court held that when the company provided debt-management services under the purported supervision of attorneys, it was exempt from the Debt-Management Services Act. The court also invalidated the 2011 amendments to the DMSA attorney exemption. Briefing should be completed in 2013.

Sent 41 informational packets to companies about the debt-management law based on internet searches and media advertisements.

Debt Collection

In 2012, the Unit:

Regulated and supervised 802 licensed collection agencies.

Investigated 1,149 written complaints and inquiries against collection agencies.

Investigated or litigated 70 cases and obtained \$388,348 in fines, payments and consumer restitution through voluntary stipulations and settlements. Most actions were for failure to include statutorily-required consumer rights disclosures and disclosure of the local Colorado office address on collection notices.

Obtained a judgment against Michael Scata, owner of Regent Asset Management Solutions, Inc., for \$70,000 in civil penalties and a permanent injunction prohibiting him from collecting debts without a Colorado collection agency license and violating the Colorado Fair Debt Collection Practices Act and CCPA.

Resolved administrative charges against GC Services Limited Partnership, a licensed collection agency, involving several consumers. The agency signed a stipulation and paid a total of \$35,000.

Issued 78 cease and desist notices to unlicensed collection agencies.

Office of Consumer Counsel Unit

The OCC Unit provides legal support and represents the Office of Consumer Counsel (OCC). By statutory mandate, the OCC advocates on behalf of residential, small business, and agricultural interests before the Colorado Public Utilities Commission (PUC) and in other forums on issues concerning electricity, natural gas, and telephone issues. On behalf of the OCC, staff in this Unit appeared or worked on 60 matters before the PUC, including protests, interventions, and rule-making activities and before Colorado Courts. In 2012, consumers realized savings, based on the OCC's representation, of approximately \$42.6 million. Some of the significant cases include:

On April 27, 2011, Black Hills/Colorado Electric Utility Company LP ("Black Hills-Electric") filed Advice Letter 642-Electric proposing to change its Energy Cost Adjustment. On April 28, 2011, Black Hills-Electric filed Advice Letter 643-Electric requesting a revenue increase of \$40,234,175, or an 18.84 % increase, based on a 2010 historic test year. The PUC consolidated these filing into one proceeding. The OCC recommended in its Answer Testimony that the increase be \$15.1 million rather than the \$40.2 million proposed by Black Hills-Electric. After a partial settlement of some of the issues was reached by the parties

and an evidentiary hearing on the disputed issues, the parties filed their Statements of Position. The OCC's final position was that a revenue increase of \$4.5 million was appropriate. The Commission issued its Decision on December 22, 2011 authorizing a revenue increase of \$10.5 million, or a 4.91% increase.

On October 31, 2011, Public Service Company of Colorado (Public Service) filed its Application seeking approval of its 2011 Electric Resource Plan (ERP). Subsequent to this filing, Public Service filed two additional Applications seeking to retire its Arapahoe No. 4 coal-fired generating station by the end of 2013 and to enter into a multi-year transaction with Southwest Generation Operating Company (Arapahoe 4 Application) and to acquire the Brush Units No. 1, 3 and 4 generating facilities (Brush Application). The Commission consolidated the three applications. The OCC was an active participant in this proceeding by filing Answer Testimony and participating in the hearing before the Commission. On January 24, 2013, the Commission approved Public Service's ERP Application; approved the Arapahoe 4 Application, in part; and denied the Brush Application. The parties to this proceeding have an opportunity to appeal the Commission's Decision.

On November 22, 2011, Public Service filed Advice Letter No. 1597-Electric, PUC No. 7 Electric seeking to increase Public Service's annual base-rate electric revenue by \$141.9 million, or a 10.6% increase, based on a 2012 forecast test year. On March 2, 2012 the OCC filed Answer Testimony recommending a revenue requirement increase of \$9.4 million increase based on a historic test year. On April 2, 2012, Public Service, the OCC, the Commission's Trial Staff and other parties filed a Settlement Agreement. The Settlement Agreement provided, among other issues, for a three year settlement in which Public Service would be allowed a \$73 million increase in 2012 (residential impact-2.5 %), \$16 million in 2013 (residential impact-1.9 %) and \$25 million in 2014 (residential impact-1.0 %). The Commission approved the Settlement Agreement on May 9, 2012.

On November 23, 2011, Public Service filed a Petition for Interim Rate Relief based on its November 22 electric rate case filing pursuant to § 40-6-111(1)(d), which was included in CACJA. Public Service's Interim Rate Relief request was for \$100 million. This was the first instance in which an electric utility filed a petition for interim rate relief under this statute. On December 23, 2011, the OCC and other parties filed their responses to the Public Service's Interim Rate Relief request. The OCC argued that normal regulatory lag was not sufficient for interim rate relief and that Public Service had not proven that the amount requested was material, that reliable service would be impaired and that its ability to attract capital would be impaired. The Com-

mission orally denied Public Service's Petition on January 11, 2012 and issued its Order on January 20, 2012. On January 12, 2012, Public Service filed a RRR Application based on the Commission's oral decision. The OCC filed its Reply to Public Service's RRR Application on January 17, 2012. The PUC denied Public Service's RRR Application.

On December 14, 2011, Public Service filed an application seeking to recover approximately \$16.6 million in costs incurred in the SmartGrid City Project (SGC Project) in Boulder. The \$16.6 million was not included in the PUC's prior order which granted Public Service recovery of \$27.9 million for the SGC Project. The OCC filed Answer Testimony criticizing how Public Service handled the SGC Project and recommended that the Commission deny Public Service recovery of the \$16.6 million. On January 13, 2013, the Administrative Law Judge issued his Recommended Decision denying Public Service's Application for additional SGC Project cost recovery. Public Service has the right to appeal the Recommended Decision to the PUC.

On June 4, 2012, Black Hills/Colorado Gas Utility, LP ("Black Hills-Gas") filed Advice Letter No. 554 seeking to increase its revenue requirement by \$1,040,937, or a 4.94 % increase, based on a 2011 historic test year. The OCC filed Answer Testimony and recommended a rate reduction of \$822,152. On October 9, 2012, Black Hills-Gas, the OCC the PUC Trial Staff and other parties filed a Settlement Agreement. The Settlement Agreement, among other matters, proposed an annual revenue increase of \$174,000 and was approved on December 5, 2012.

Criminal Justice Section

The Criminal Justice Section of the Colorado Attorney General's Office assists local prosecutors and law enforcement agencies throughout the state on matters that occur in more than one local jurisdiction, including presenting cases to the Statewide Grand Jury and serving as special district attorneys in local communities as requested. Section members provide special assistance to district attorneys in complex homicides, cold cases, human trafficking cases and large-scale drug conspiracies. The Criminal Justice Section also oversees the Peace Officer Standards and Training Board, provides legal counsel to the Department of Public Safety and coordinates the prosecution of foreign fugitives.

The Section also prosecutes white-collar crimes, environmental crimes and multi-jurisdictional matters. Prosecution of crimes in the Criminal Justice Section may be initiated through direct filings in which the prosecutor files charges directly with the court, or through the use of the Statewide Grand Jury, which hears testimony, views evidence and decides whether to issue criminal charges through an indictment. The Criminal Justice Section is recognized as a premier prosecutors' office in the State. The following is a summary of the Units within the Criminal Justice Section.

Special Prosecutions

The Attorney General has statutory authority to prosecute specifically enumerated crimes including environmental violations, tax fraud, mortgage fraud, election fraud, workers' compensation fraud and other types of fraud-related offenses. Additionally, the Attorney General operates as the legal adviser to the Statewide Grand Jury. This function further allows the Special Prosecutions Unit to undertake the investigation and prosecution of complex criminal cases which occurred in multiple judicial districts throughout the state. These complex cases often involve, but are not limited to, criminal enterprises committing narcotics trafficking, identity theft, auto theft and human trafficking.

The Special Prosecutions Unit, which is comprised of seven attorneys, five investigators and one paralegal, is responsible for many of the multi-jurisdictional matters in Colorado, as well as special investigations referred to it by other state agencies or the governor. Unit attorneys prosecute cases throughout the state, either by original jurisdiction or as specially-appointed deputy district attorneys in the 22 judicial districts.

The Special Prosecutions Unit took the lead with a multi-agency law enforcement team to investigate and prosecute a six-defendant burglary ring that operated throughout the Denver Metropolitan area in 2012. This ring committed dozens of commercial burglaries in Adams, Arapahoe, Boulder, Broomfield, Denver, Jefferson and Weld counties in 2012. Additionally, in 2012 the Unit was approached by the United States Drug Enforcement Administration to take the lead investigating a large-scale prescription drug diversion and distribution enterprise that was centered in Colorado. After a comprehensive investigation, 15 defendants were charged, with the majority being accused of violating Colorado's Organized Crime Control Act (COCCA) and are being prosecuted by a Unit attorney in conjunction with an attorney from the Adams County District Attorney's Office.

In 2012, the Unit emerged as a statewide leader in the prosecution of human-trafficking offenses. These offenses can involve significant levels of physical and sexual abuse and are very difficult to investigate and prosecute. The Unit was both proactive and innovative in the prosecution of crimes related to human trafficking and assisted other jurisdictions and trained prosecutors throughout Colorado on how to prosecute offenses related to human trafficking.

The continued proliferation of narcotics trafficking into Colorado led the Unit to initiate a large-scale narcotics distribution investigation in 2012. These cases were prosecuted by a Special Prosecutions attorney in Larimer County District Court. Additionally, many other defendants who were indicted in 2010 and 2011 as part of other narcotics distribution cases had their cases resolved by Unit attorneys in 2012 in Adams, Jefferson and Larimer counties. These case dispositions included lengthy sentences to Department of Corrections in excess of 40 years for some of the key leaders of the various narcotics trafficking organizations.

High-level cases of multi-jurisdictional fraud involving check fraud, credit card fraud, identity theft and mortgage fraud were another area of emphasis for this Unit in 2012. Unit attorneys handling these cases appeared in many jurisdictions including Adams, Arapahoe, Boulder and Mesa counties.

Protecting Colorado's citizens from the fraudulent use of state funds is an important function of the Special Prosecutions Unit. Multiple cases, including various matters of significant tax fraud, were successfully handled this year by the Unit. In 2012, the Unit continued to successfully prosecute a variety of felonies involving

unemployment insurance fraud and workers' compensation insurance fraud.

The Environmental Crimes Prosecution team protects Colorado's natural resources by enforcing environmental laws. The Environmental Crimes prosecution team within the Special Prosecutions Unit investigated 11 environmental crimes during 2012 resulting in multiple convictions. This team works closely with the United States Attorney's Office, the United States Environmental Protection Agency and other state and federal agencies in pursuing environmental crimes that harm Colorado's water, air and soil.

Noteworthy cases prosecuted in 2012:

The re-investigation of the murder of Peggy Hettrick in Fort Collins, CO: In 2011, Governor Hickenlooper reaffirmed Governor Ritter's 2008 Order which appointed the Attorney General to take the lead in this matter and further authorized the Attorney General to continue with this investigation. Timothy Masters had been convicted in the 1987 murder and sentenced to life without parole. After beginning the re-investigation of the case, the Attorney General's Office was assigned to work with the Deputy Attorney General for Criminal Justice, as well as with an investigator from the Unit's Violent Crime Assistance Team, to conduct this investigation.

"Operation Money Raiders": Operation Money Raiders was a six-defendant enterprise which committed a sophisticated credit card fraud scheme throughout many Western and Midwestern states. It was a multi-state credit card fraud case that the Colorado Bureau of Investigations investigated. This organized crime ring used young women to obtain cash from bands and merchandise from stores through the use of a fraudulent credit card. The transactions were facilitated by one member of the criminal enterprise who provided authorization for the transactions over the phone by giving false authorization codes to bank tellers and store clerks. Six targets were indicted by the Statewide Grand Jury and five of those cases resolved in pleas agreements. The main target, Stacy Harris, plead not guilty and proceeded to a jury trial that resulted in the Harris being found guilty of all counts which included violating the COCCA, aggravated motor vehicle theft and five counts of theft. On November 26, 2012, Harris was sentenced to 10 years in the Department of Corrections and was ordered to pay \$28,846.27 in restitution (joint and several with some of the co-defendants).

"Operation I-70": Operation I-70 was the culmination of a three-year, multi-jurisdictional sex trafficking case involving four juvenile victims who were sexually exploited throughout the Front Range, primarily through the use of backpage.com. The Statewide

Grand Jury indicted 14 people in January 2012 on 70 counts, most of which were related to the sex trafficking of children (human trafficking of a child, pimping of a child, pandering of a child). These cases were filed in Jefferson County District Court and all of the cases resolved by plea agreements. One of the primary targets in the case was the last to resolve: Chad Gow plead guilty to pimping of a child and inducement of child prostitution with no sentencing concessions. In December 2012, Gow was sentenced to four years in the Department of Corrections. A 10-year prison sentence was requested by the People, however, Gow was 21 years old at the time of the sentencing and had no prior adult felony convictions. Like many sex trafficking cases, the victims were not fully cooperative and were reluctant to participate. All of the juvenile victims were offered counseling and related services.

"Operation Traveler's Hill": Another significant matter handled by the Unit began in 2010 and concluded in 2012 with agents from the South Metro Drug Task Force, the United States Post Office and the Criminal Tax Division of the Colorado Department of Revenue coordinating an investigation with the Attorney General's Office to take down a Metro Denver-based, interstate large-scale marijuana ring. The ring made use of the United States mail and various web-based chat rooms to ship marijuana to purchasers located in more than a dozen different states. Much of this trafficked marijuana was sourced from Colorado medical marijuana dispensaries operating illegally. Numerous undercover operations utilizing confidential informants and multiple search warrants lead to the indictment of 11 individuals and a medical marijuana dispensary, the Silver Lizard. Charges included illegal trafficking and production of marijuana, money laundering, financial and tax-related offenses. All but four defendants plead guilty in 2012; the last four are expected to plead guilty in 2013. Nearly one-third of all defendants will receive Department of Corrections (community based) multi-year sentences. Approximately \$1 million in assets, including multiple cars and a home, were seized in the arrests and are pending auction.

People v. Tienda: Thomas Tienda was prosecuted by the Environmental Crimes Prosecution Team, consisting of the Unit attorney and Unit investigator, in Pueblo District court for exposing unprotected workers to asbestos contamination when they were hired to demolish a contaminated building Tienda owned. Following a two-week jury trial in late 2011, Tienda was sentenced in 2012 to four years in the Department of Corrections and ordered to pay more than \$300,000 in clean-up costs.

People v. Manor: In late 2011 and throughout 2012, the Unit's Environmental Crimes Prosecution Team investigated and prosecuted an individual responsible for the illegal dumping of more than 50 bags of asbes-

tos-containing materials (ACM) located in an alley near a Denver public school. Investigators contacted the Colorado Department of Public Health and Environment (CDPHE) and coordinated a comprehensive environmental clean-up response along with a forensic examination of the evidence contained within the bags and the acquisition of a video from nearby privately-owned surveillance cameras. Fortunately, no people nor the environment were exposed to this deadly contaminant. After tracing documentation contained within the contaminated bags to an environmental disposal company named Colorado Hazardous Environmental (CHE) and conducting numerous interviews, investigators ultimately focused on Adman Manor who was a new CHE employee and in October, Manor plead guilty. At sentencing, the prosecution presented scientific reports on the dangers of asbestos and the proximity of school-aged children to the dumping site. The Court sentenced Manor to 90 days in jail and two years of Intensive Supervision Probation.

Victim Assistance Program

The Victim Services Program is part of the Criminal Justice Section and the Victim Services Coordinator is a resource to prosecutors and investigators in the Special Prosecutions, Colorado Justice Review Project and the Financial Fraud Units, and to the other units within the Department of Law.

The Victim Services Coordinator is also a liaison for the Department of Law to the statewide network of victim services. The Coordinator represents the Office with statewide taskforces on: human trafficking, post-sentencing victim services, District Attorney Victim Witness Coordinators, Victim Rights Amendment legislative working groups, Sex Assault Nurse Examiner Advisory Board, Domestic Violence Program, and other initiatives that convene to improve services to crime victims. Additionally, the Coordinator is a resource for the Department of Law employees suffering intimate partner violence and other types of victim issues in their lives providing support and referrals in keeping with the Office's Domestic Violence Policy.

In 2012, the Victim Assistance Program provided 1,900 notifications to victims of violent crimes while the convictions and sentences in the offenders' cases were on appeal. Other services provided to the crime victims include post-trauma advocacy, referrals to Victim Compensation and other community resources, as well as accompaniment to oral argument in the Colorado Court of Appeals and the Colorado Supreme Court.

Auto Theft Prosecution Initiative

In early 2012, the Attorney General's Auto Theft Pros-

ecution Initiative team was awarded a new grant, extending the initiative into its third fiscal year. During 2012, the unit tried two auto-theft related cases and obtained felony convictions in both. The Unit also saw the return of two indicted criminals, one from another state and the other another country, back to Colorado to face serious theft and organized crime charges.

Noteworthy cases prosecuted by the Auto Theft Prosecution Initiative of 2012 include:

People v. Hemingway: Jason Hemingway was convicted of ten felony counts including Aggravated Motor Vehicle Theft, Attempt to Influence a public servant, and theft after a December jury trial in Arapahoe County. The jury's verdict represents the culmination of a lengthy investigation and prosecution that was repeatedly delayed by the defendant. Hemingway was found guilty of having perpetrated an elaborate scheme between 2003 and 2010 in several metro-area jurisdictions to steal cars and sell them to unsuspecting buyers using fraudulent paperwork.

People v. Mewbourn: The auto theft unit obtained a 20-year sentence and an order of restitution of approximately \$300,000 in May against Mikel Mewbourn. Mewbourn recruited friends and acquaintances to assist in his scheme to repeatedly defraud insurance companies with false reports of vehicle theft and property damage. Participants staged fake automobile accidents and thefts and provided fraudulent information to insurance companies to collect settlements on the resulting claims. Of the six individuals indicted in 2011, all but one has either plead guilty or been convicted for his or her part in the scheme.

Violent Crimes Assistance Team

In 2012, the Attorney General expanded the Homicide Assistance Team's role to offer the elected district attorneys and local law enforcement an expert team consisting of two senior assistant attorneys general and a criminal investigator to provide critical support and assistance in all aspects of violent crime investigations and prosecution, including homicides, and renamed the unit the Violent Crimes Assistance Team (VCAT). Leading off the success of the unit was the February conviction of Tyrone Martinez in Conejos County. Martinez was convicted of Murder in the First Degree, Burglary, and Tampering with Evidence, based upon evidence that he was driven to his victim's apartment in La Jara, Colorado where he reached through an open window and fatally shot the victim three times. Throughout 2012, the VCAT participated in pending murder cases in Conejos, Crowley, Hinsdale, Montezuma and Montrose Counties.

The Unit members continued participation as special deputy district attorneys on three death-penalty cases

in Arapahoe and Douglas Counties. VCAT not only was an effective member of the prosecution teams throughout the state, but also continued to provide guidance and assistance to individual prosecutors throughout the state. VCAT received 83 inquiries for assistance from prosecutors in 18 of 22 judicial districts. Additionally, the team is actively involved in many cold case investigations throughout the state. The attorneys also gave twelve presentations to prosecutors and law enforcement across Colorado and were requested to present on three occasions to prosecutors in other states.

Colorado Justice Review Project

In its third year of existence, and funded by a second grant award, the Attorney General's Office again led the Colorado Justice Review Project (JRP) in reviewing Colorado criminal convictions pursuant to a grant from the National Institute of Justice's Post-Conviction DNA Testing Assistance Program. The JRP identifies cases without modern DNA testing of case evidence and considers whether testing the physical evidence for DNA now could identify a different perpetrator of the crime and establish innocence for the incarcerated inmate. The work of the JRP is a collaborative effort with the Colorado Department of Corrections, the Colorado Bureau of Investigations, members of the defense bar, the Colorado State Public Defenders Office and the Office of Alternate Defense Counsel, law enforcement agencies statewide and with the 22 District Attorneys.

The Attorney General's Office continues to partner with the Denver District Attorney's Office on the JRP. The JRP staff consists of two attorneys, a criminal investigator and legal interns and reviews cases originating in the 21 counties outside of Denver County while the JRP staff at the Denver District Attorney's Office reviews cases originating in Denver County. In cooperation with the Department of Corrections, in 2012 the JRP distributed applications to more than 7,900 inmates incarcerated on crimes of violence. More than 450 inmates returned applications to the JRP to have their cases reviewed for possible exoneration through DNA testing.

All inmates who submit an application to the JRP receive a case review. The JRP also examines the evidence to ensure that it is available and in proper condition for DNA testing, and interviews witnesses and attorneys. As in the first grant, all 22 district attorneys have fully cooperated with the JRP in allowing access to trial files and case evidence.

In April 2012, the JRP had its first exoneration. Mr. Robert Dewey was convicted of the 1995 rape and murder of a 19-year-old woman in Palisade, Colorado. After extensive investigation by the JRP staff, DNA

testing funded by the JRP and conducted by the Colorado Bureau of Investigation indicated another person's DNA on the case evidence. The Mesa County District Attorney's Office then elected to take the case back for re-investigation and assembled a team of investigators from the Mesa County Sheriff's Office, the Colorado Bureau of Investigation and the Palisade Police Department who determined that Dewey was wrongly convicted of those crimes. In April, the Mesa County District Court released and exonerated Dewey. That same day, another man was charged with the original crime and that case is pending in Mesa County.

Foreign Prosecutions Unit

The Foreign Prosecutions Unit (FPU) works with Mexican authorities to prosecute, apprehend and incarcerate fugitives in Mexico. Foreign prosecutions occur when a victim or defendant is a Mexican national and the offender has fled from the United States to the Republic of Mexico. The fugitive can be subjected to prosecution by Mexican authorities in Mexico pursuant to Article IV of the Mexican Federal Penal Code and also by mutual agreement through an international treaty. These proceedings are based on casebooks submitted by the FPU investigator to the Federal Attorney General's Office of the Republic of Mexico in Mexico City – the Procuraduría General de la República (PGR).

The FPU completed investigations on several Article IV cases in 2012 and continued to work on open case investigations and filings for the Montrose Police Department, the Mesa County Sheriff's Office, the Weld County Sheriff's Office, the Adams County Sheriff's Office, the El Paso County Sheriff's Office and the Thornton Police Department. The FPU investigator is responsible for continued work on outstanding arrest warrants and works with respective law enforcement agencies to conduct follow-up interviews of witnesses and to develop further information to locate and apprehend fugitive suspects.

In addition, the Regional Attaché of the PGR came to Colorado on two separate occasions in 2012 to interview key witnesses on Article IV cases filed for Montrose and Thornton Police Departments respectively. The Attaché and FPU investigator conducted interviews and ratified statements provided on the murder cases already presented and filed in Mexico. These interviews were completed at the Mexican Consulate Office to comply with the mandates of the treaty agreement and under the jurisdiction of the Mexican authorities.

With the assistance of the FPU, Mexican authorities have apprehended several suspects charged with murder who are currently in custody awaiting the Mexican federal court's ruling and sentencing orders. This

“Period of Instruction” under the Mexican Judicial System may be delayed up to 24 months. The PGR will often call upon the FPU to provide supplemental interviews, documents and evidence during this process.

A number of American citizens wanted in Colorado were apprehended in Mexico and returned to this state. Mexican authorities have supported Colorado law enforcement through extradition or expulsion of suspects. Working with Mexico, and U.S. agencies including HSI/ICE, U.S. Marshal’s Service and the FBI, the FPU continues to assist as a liaison for federal, state and local agencies in returning American citizens to stand trial in this country.

Similarly, when witnesses return to Mexico after a crime is committed and are later needed for the prosecution, the FPU provides assistance to the local district attorney’s offices to return the witnesses to Colorado pursuant to a Significant Public Benefit Parole Visa issued through Homeland Security and the State Department. In 2012, the FPU assisted and facilitated the process to return victims and witnesses to Colorado from Mexico to testify in the high-profile trial of Dr. Diego Posada, an optometrist. The FPU also assisted the Commerce City Police Department and the Adams County District Attorney’s Office, the Aurora Police Department and the Arapahoe County District Attorney’s Office, and the Sterling Police Department and the Morgan County District Attorney’s Office with the visa process to allow witnesses to return to Colorado to testify and assist the prosecution of the perpetrators in those jurisdictions.

In addition, the FPU investigator has assisted or served as liaison for several local Colorado law enforcement agencies as a conduit to obtain information for or from Mexico including the Grand Junction Police Department, the Aurora Police Department, the Boulder Sheriff’s Office, the Morgan County Sheriff’s Office, the Colorado Springs Police Department and the El Paso County Sheriff’s Office, the Adams County Sheriff’s Office, the Greeley Police Department, the Weld County Sheriff’s Office, the West Metro Drug Task Force and the North Metro Drug Task Force, and the Commerce City Police Department.

The FPU also participates in training attorneys and law enforcement located both here and abroad. In 2012, the FPU Investigator presented “*Foreign Prosecutions an Alternative to Extraditions - Justice Beyond Our Common Borders*” to attendees at the Colorado District Attorney’s Council Conference. The program was well received and several district attorneys’ offices requested FPU’s assistance in cases involving individuals who have left Colorado and now known to be residing in Mexico as a result.

In addition, the FPU worked with the Conference of

Western Attorneys General and the Alliance Partnership – U.S./Mexico (CWAG), to facilitate, organize and conduct a four-day training of 74 Mexican prosecutors with attorneys from the Criminal Justice Section on a mutual exchange program for the Judicial Reforms for the Judicial System of Mexico.

The FPU is an effective, internationally-recognized unit that also saves the State of Colorado millions of dollars in prosecution and incarceration every year. Through dedication and strong working relationships, the work of the FPU ensures justice for victims and their families, helps prevent fugitives from committing additional offenses in Mexico, and most importantly, brings these fugitives to justice.

Noteworthy cases pursued in 2012 include:

The Murder of Claudia Ceballos: An Article IV case filed in December of 2011 carried over into first months of the 2012. The victim, Claudia Ceballos, a 39-year-old mother of three, was brutally beaten, stabbed to death and found by her 19-year-old son when he returned home on Thanksgiving evening 2009. The son left Colorado after his mother’s murder. The Procuraduría General de la República (PGR) – Federal Attorney General’s Office of the Republic of Mexico – requested DNA samples for comparison to evidence gathered at the murder scene and a follow-up interview with the son. Several weeks of investigation resulted in locating the son in California. Initially, the son was extremely reluctant to cooperate; however, the FPU Investigator was able to convince the son that his cooperation was critical to the success of the Article IV case with the Mexican authorities. The FPU Investigator traveled to Los Angeles, California, to interview the son and take buccal swabs from him. All the supplemental information and evidence was submitted to the PGR in Mexico City, along with some additional evidence. The case was presented to the federal court in Mexico and a federal arrest warrant was issued under Article IV of the Mexican Federal Penal Code for the apprehension of the murder fugitive.

The Murder of Carlos David Serrano-Gutierrez: The FPU investigator prepared an Article IV homicide case for the Westminster Police Department and the 17th Judicial District in 2012. On September 3, 2011, Carlos David Serrano-Gutierrez was bludgeoned to death with a baseball bat. The suspect was identified and confirmed to have fled to Mexico to avoid apprehension and prosecution. The case will be presented for filing to the PGR in February of 2013.

Three-Victim Hit and Run/Murder: The FPU initiated and is currently preparing an Article IV case with the Greeley Police Department and the 19th Judicial District. Three individuals had a verbal altercation with the suspect at a local bar. The suspect then pursued the

victims when they left the bar, resulting in a hit and run traffic collision. One victim died at the scene of the accident; the two other victims were seriously injured. Witnesses provided information regarding the suspect and follow-up investigation and interviews of family members and close associates revealed that the suspect fled to Mexico to avoid arrest and prosecution. *The Murder of Floyd Sanchez:* During the 2012 calendar, the FPU continued to assist the PGR with the investigation into the murder of Floyd Sanchez, Jr., which the Adams County Sheriff's Office initiated. At the request of the PGR, the FPU Investigator traveled to Grand Junction, CO, with the PGR Regional Attaché and his Deputy Attaché and conducted interviews of two witnesses. The Mesa County Sheriff's Office provided the facility to take statements from the two witnesses.

The Murder of Lyn Pham: The FPU assisted the Aurora Police Department with the investigation into the beating, choking and stabbing of Lyn Pham. Lupe Rubio, the victim's assistant manager at the Descanso Apartment Complex, was romantically involved with the suspect who is now a fugitive from Colorado and suspected to be in Mexico. The FPU Investigator assisted the Major Crimes Unit by conducting two lengthy interviews of Rubio in Spanish, after which Rubio was arrested. Rubio was charged by the 17th Judicial District Attorney with First Degree Murder, Conspiracy and Aiding and Abetting in a Crime of Violence. A jury convicted Rubio on the accessory and crime of violence charges but the jury was hung on the murder charge. Rubio was sentenced to 23 years to the Department of Corrections. The FPU is currently assisting with the International Request for Extradition of the primary suspect. The 17th Judicial District Attorney requested the suspect's return to the United States to face charges and the FPU is working with the Department of State in Washington D.C., Office of International Affairs at the Department of Justice, to request a Provisional Arrest Warrant for the apprehension of the suspect in Mexico.

Securities Fraud Unit

The Attorney General has statutory authority to aggressively prosecute criminal violations relating to securities and securities fraud and is recognized statewide for its expertise on securities fraud matters. Colorado citizens are swindled out of millions of dollars every year through securities fraud, which take many forms including pyramid schemes, oil and gas investment schemes, and "fix-and-flip" housing scams, among others. In addition, Colorado's aging populations are often specifically targeted by those seeking to perpetrate investment crimes and the resulting losses to retirement funds and life savings can be catastrophic. Due to the impending explosion of baby boom generation retirements, the potential for loss is ever

increasing.

In 2012, the Securities Fraud Unit utilized its original jurisdiction to independently investigate, charge and prosecute securities violations statewide. The Securities Fraud Unit frequently utilized the Statewide Grand Jury for these sophisticated, complex and high profile cases. The Securities Fraud Unit closely collaborated with the Colorado Division of Securities and Colorado law enforcement agencies to prosecute these crimes. The Unit is made up of two attorneys, two investigators, a paralegal and half time administrative assistant.

The Unit obtained thirteen convictions involving securities fraud in 2012. The convictions resulted in restitution orders totaling \$12,325,750.64 on behalf of 160 victims. In each case, the defendant was convicted of one or more charges of class-three felony securities fraud. All but one defendant were first-time criminal offenders, seven of whom were sentenced to incarceration in the Colorado Department of Corrections.

The Securities Fraud Unit also conducted 16 formal investigations in 2012. In addition, investigators reviewed another 99 complaints derived from multiple sources, including law enforcement agencies, citizens, and a complaint website that investigators and attorneys ultimately referred to other sources or determined did not warrant further formal investigations. The Unit tracked restitution payments of 79 defendants during 2012, during which time more than \$283,000 was collected by the courts on behalf of victims.

Noteworthy cases prosecuted by the Securities Fraud Unit in 2012 include:

People v. Trujillo: Phillip Trujillo was the principal of Wealth Management Resources, LLC and Trujillo Investments, LLC. Trujillo worked in the securities industry for a number of years and possessed a number of investment licenses. Trujillo solicited more than \$4 million from investors for investment entities he controlled. He represented that monies would be directed to "investment grade securities" among other things when in fact the bulk of the funds went to unsecured promissory notes. Trujillo was convicted of five counts of securities fraud and one count of theft and was sentenced to 12 years in the Colorado Department of Corrections. He was further ordered to pay \$4,813,266.37 in restitution to 69 victims.

People v. Anderson: Stanley Fenton Anderson had a number of Colorado business interests including tax services, a trucking company, a cleaning company as well as management companies. He solicited approximately 30 Coloradoans to invest in these interests promising high rates of return of up to 35%. Anderson

told investors that he would use the money to purchase trucks and offer high interest loans. Instead, Anderson used the money for his own personal expenses and to pay back prior investors. He was convicted of securities fraud and was sentenced to 11 years in the Colorado Department of Corrections. In addition, Anderson was ordered to pay \$1,774,168.91 in restitution to 25 victims.

Insurance Fraud Unit

The Insurance Fraud Unit investigates and vigorously prosecutes criminal offenses relating to insurance fraud. Colorado residents pay billions of dollars annually in insurance premiums. When insurance fraud in its many varied forms occurs, those costs are not only borne by the insurance companies, they are also passed on to Colorado citizens in the form of higher premiums and insurance costs. Typical cases involve staged accidents, theft of premiums, fraudulent claims, contractor fraud and overbilling for services and charges often involve crimes such as theft, forgery, identity theft, and in some instances, racketeering.

In 2012, the Insurance Fraud Unit expanded and now consists of four attorneys, five investigators, one full-time paralegal, one half-time paralegal, and half of the time of an administrative assistant. This Unit is uniquely situated to handle insurance fraud cases and the Attorney General's staff is highly regarded statewide due to their expertise in this area. Staff of the Insurance Fraud Unit share their expertise in this arena and provide assistance to other investigators and law enforcement throughout the state.

The Insurance Fraud Unit had 1385 referrals of potential criminal cases relating to insurance fraud in 2012. This represents more than double the referrals from the prior year. Most of these referrals were made to the Unit by the Colorado Division of Insurance and the National Insurance Crime Bureau (NICB). In addition, the Unit investigated and responded to a number of citizen complaints and continued to work larger, more complex cases both internally and in conjunction with other law enforcement agencies. In 2012, the Unit concluded investigations in the Statewide Grand Jury that began the year prior and conducted several large and complex investigations in the Grand Jury, obtaining grand jury indictments.

In 2012, after screening all of the case referrals, the Unit opened 129 new investigations. In addition, the Unit filed a total of 29 new cases in Colorado courts by complaint and information. Cases were filed in Adams, Arapahoe, Broomfield, Chaffee, Delta, Denver, El Paso, Jefferson, and Weld counties. Due to enhanced tracking capability, since July of 2012 the Unit recorded the following number of cases per category: 124 ac-

cident and health, 23 agent or producer, 458 automobile, 23 commercial liability, 1 commercial auto, 98 health and accident, 254 homeowner, 3 life insurance, 12 worker's compensation, and 35 others.

The Insurance Fraud Unit supervised the restitution payments of 58 defendants on probation for insurance fraud-related crimes and collected \$304,277.14 in restitution in 2012. Additionally, the Unit achieved new restitution orders in 2012 totaling \$366,954.47.

Insurance crimes often goes unnoticed by individual insurance companies because the claim losses are spread out among different companies. The Insurance Fraud Unit is changing that by taking the helm and coordinating multiple investigations through the Unit. For instance, the Unit continues to see a large number of staged accidents of motor vehicles and is organizing the investigations of these rings with the dozens of insurance companies affected. By also working with the National Insurance Crime Bureau, the Unit has been able to leverage its unique expertise to initiate investigations based upon analysis of crime patterns and the assimilation of insurance data.

Noteworthy cases prosecuted by the Insurance Fraud Unit in 2012 include:

People v. Lobatos: Martin Lobatos made a claim for worker's compensation insurance after an accident. Lobatos and his wife Belen then began representing to medical providers that Martin's condition was deteriorating to the point that they claimed he had become nearly catatonic. Over a period of 18 months, the Lobatos attended dozens of medical appointments where Mr. Lobatos presented as being in a catatonic state. Witnesses reported observing Martin Lobatos hiding in the back seat of the family car as it would depart the residence with his wife driving. Subsequent surveillance revealed that Mr. Lobatos was engaging in regular activities such as driving, shopping, going to church, and tending to his horse. Both defendants plead guilty to theft and providing false statements. Restitution was ordered in the amount of \$161,721.69.

People v. Phelps: Ann Phelps owned an insurance agency and had a number of employees. She collected \$27,780 from her employees to have them covered under *Errors and Omissions Malpractice Insurance*. However, she did not have the insurance put into place on behalf of her employees and kept the money for herself. She issued her employees false Declaration Sheets of Insurance that she created. She plead guilty to forgery and paid all the money back to her employees. She received two years supervised probation.

Medicaid Fraud Control Unit

The Medicaid Fraud Control Unit (MFCU) defends the financial integrity of the state's Medicaid program and the safety of patients in Medicaid-funded facilities. It investigates and prosecutes fraud by providers against the Medicaid program. The Unit also investigates and prosecutes patient abuse, neglect and exploitation in Medicaid-funded facilities and serves as an authority and training resource on abuse prevention and investigations. Additionally, it pursues civil recoveries and damages against providers under the Colorado False Claims Act.

Colorado pays approximately \$4.7 billion each year to more than 10,000 participating Medicaid providers such as nursing homes, physicians, psychologists and mental health therapists, dentists, pharmacies, laboratories, hospitals, clinics and durable medical equipment companies. In 2012, nearly 700,000 citizens qualified for Medicaid benefits. The Medicaid Fraud Control Unit preserves state resources devoted to Colorado's Medicaid program and protects these funds against fraud.

In 2012, the Medicaid Fraud Control Unit opened 182 new investigations (178 fraud and 4 abuse/neglect) and 11 new criminal cases were filed with the courts throughout Colorado. Eleven criminal convictions and 63 civil settlements were obtained, with the settlements totaling \$31,799,219.74. One hundred twenty cases were resolved and closed.

The Unit also works closely with its counterparts in other states and the federal government on a broad range of fraud cases that span multiple jurisdictions. Several of these cases resulted in regional and national settlements that included activities occurring in Colorado; other cases resulted in federal criminal charges being filed against individuals and corporations. Unit representatives also participate in several working groups of local law enforcement and other agencies dedicated to combating health care fraud.

Noteworthy cases prosecuted by the MFCU Criminal Division in 2012 include:

People v. Moss: Responding to a citizen complaint, the MFCU initiated an investigation of occupational therapist Cheryl Moss, of Castle Rock, into allegations that she had improperly billed the Colorado Medicaid Program. MFCU's investigators discovered at least 83 forged treatment records and thus, confirmed the fraudulent billings. Moss forged those records to support the fraudulent bills submitted to the Colorado Medicaid Program. She claimed that she was providing occupational therapy services for Medicaid recipients when she did not in fact perform those services and Medicaid, in turn, paid Moss for services that she

never rendered. Moss entered pleas of guilty in Denver District Court to one count of felony theft and one count of felony forgery. She was ordered to pay the Colorado Medicaid program \$54,332.00 in criminal restitution; serve 60 days of home detention; pay all court costs and fees, and perform 360 hours of community service. She was also placed on four years supervised probation, and will pay for all costs associated with probation. Ms. Moss also agreed to pay a civil penalty of \$46,000.00 to the Colorado Medicaid program to resolve any potential civil issues.

People v. Kwong: In a case which was referred to the MFCU by the Program Integrity Unit of the Colorado Department of Health Care Policy and Financing, the MFCU obtained a criminal conviction against Viola Kwong in Denver District Court. Kwong had requested services for her elderly father through a Medicaid program known as CDASS (Consumer Directed Attendant Support Services). CDASS is a program which allows a Medicaid client to direct his or her own home-based personal health care when able. In this case, Kwong's father had been too infirm to direct his own care. Medicaid authorized services for Kwong's father, and because he was too infirm to direct his own care, designated his daughter, Viola Kwong as his personal representative in obtaining those services.

Kwong's father died on July 23, 2010. The MFCU investigation revealed that Kwong continued to submit numerous fraudulent documents to Medicaid reflecting personal health care services rendered to her father after he had died, with invoices requesting payment from Medicaid dated as late as November 8, 2010. Kwong received checks from Medicaid as payment for the fictitious services, endorsed the checks, and deposited them into her personal account.

At the conclusion of the MFCU investigation, Ms. Kwong entered a plea of guilty to one count of Offering a False Instrument for Recording, a Class Five Felony. She was sentenced to pay criminal restitution in the amount of \$16,063.29 and perform 50 hours of Useful Public Service. Kwong was also placed on supervised probation for four years, and she will pay all court costs and probation supervision fees. She also agreed to pay a civil penalty of \$37,126.58 to the Colorado Medicaid program to resolve any potential civil liability to the program.

People v. Jessop: George Jessop worked as the plant maintenance director for a company that manages nursing homes in the Denver Metro-area. While employed as the maintenance director, Jessop submitted forged invoices to the company to obtain reimbursement for items he did not purchase or for which he inflated the price paid. For example, Jessop would purchase an item for one price and then forge a receipt reflecting the purchase of the item at a much higher

price. The invoice would then be submitted to his employer, who would reimburse Jessop for the higher cost, and Jessop would keep the difference between the true price of the item and the higher price he was paid. The investigation established that Jessop unlawfully obtained more than \$100,000.00 in this manner.

Investigation by the MFCU uncovered Jessop's criminal wrongdoing. Jessop entered pleas of guilty to felony theft and felony forgery. He was sentenced to pay criminal restitution of \$100,000.00 and perform 120 hours of community service, and to be on four years supervised probation. Jessop was also ordered to pay all court costs and fees, and to pay all costs associated with his probation.

Noteworthy cases litigated by the MFCU's civil division in 2012 include:

Penalties for Improper Home Health Billings: Using a data analysis provided by the Colorado Department of Health Care Policy and Financing (HCPF), the MFCU investigated several dozen providers during the year for submitting bills to the state for home health care on days when the patients were not at home because they had been admitted into the hospital. Demands for repayment and penalties were made against numerous providers. During 2012, settlements were reached with 42 of them for repayment and, in most cases, treble (triple) damage penalties. More than \$62,000.00 has been collected so far on behalf of Colorado Medicaid in this program. The MFCU will monitor future home health billings by these and other providers to determine whether the program has had any deterrent effect.

GlaxoSmithKline Settlement: In August of 2012, the State received \$2.2 million from GlaxoSmithKline (GSK) in a large multi-state settlement of illegal marketing allegations. An additional \$2.3 million was returned to the federal government for its portion of Colorado's recovery, resulting in a total recovery of \$4.5 million. The settlement was the largest health care settlement in history, totaling more than \$3 billion in recoveries, penalties, and criminal fines to many government health care programs. An attorney from the Colorado MFCU was a member of the team that helped negotiate the settlement on behalf of the state Medicaid programs throughout the United States. Four whistleblower suits alleged that GSK engaged in off-label marketing of a number of drugs such as marketing Paxil to patients under 18 and marketing Wellbutrin for weight loss and smoking cessation. Rebate program violations were also alleged and a third component of the settlement resolved allegations that the company engaged in misleading and improper promotion of the diabetes drug Avandia, impacting patient health and resulting in damages to health care programs.

Cost Report Repayments for Unauthorized Workers: In October and November of 2012, the MFCU collected more than \$28,000.00 from nursing home providers whose billings included amounts attributable to unqualified nursing staff. In one case, the employee had received a suspension of his nursing privileges from the State Board of Nursing; in another, the employee's license had been issued based on a falsified social security number. In both cases salaries paid to these unqualified employees were included in reports that were used to calculate future years' billing rates. The MFCU developed a procedure that identified and adjusted the amounts reflected in these cost reports and then recalculated the daily rates that should have applied during the following fiscal year(s). As a result, each of the nursing homes was obligated to repay the state for a portion of their billings. The MFCU director addressed the National Association of Medicaid Fraud Control Units on this innovative procedure after an informal survey indicated that no other state MFCU was recovering money in this fashion.

Department of Public Safety

The Public Safety Unit of the Attorney General's Office is responsible for providing legal advice, counsel, and representation on issues arising from or related to the wide range of Colorado Department of Public Safety (CDPS) entities and areas of responsibility. The CDPS is the principle statewide, law enforcement entity responsible for providing a leadership role in issues and concerns of law enforcement including statewide commissions and multi-jurisdictional task forces. The CDPS includes the Colorado Bureau of Investigation, the Colorado State Patrol, the Division of Criminal Justice, the Division of Fire Prevention and Control, the Division of Homeland Security and Emergency Management, and approximately 50 boards and commissions. The mission and responsibilities of CDPS expanded in 2012 to include statewide management of all natural and human-caused disasters in addition to being tasked with wide ranging, diverse, and critical responsibilities touching on all aspects of law enforcement.

The Unit's one full-time attorney provides myriad services to CDPS including legal research on current issues and policy considerations; coordination of legal matters with outside attorneys; consultation and attendance at various Board meetings; drafting and reviewing transactional documents for intergovernmental agreements and accreditation by the Commission on Accreditation for Law Enforcement Agencies; advice and attendance at all rule making hearings; representation on the Asset Forfeiture committee and at Executive Team meetings; review of open records requests; representation of CDPS in non-party criminal and civil trials; and representation of CDPS in all civil, non-monetary litigation in state, federal, local, and admin-

istrative forums.

Mid-year, the Department of Law shifted CDPS personnel actions before the State Personnel Board to the Civil Litigation and Employment Law Section of the Attorney General's Office. At the time of transfer, there were 13 active personnel board cases. The transfer has resulted in approximately eight different attorneys handling the ever-increasing CDPS personnel cases.

In addition, the attorney in this Unit also serves as legal counsel to the Peace Officers Standards and Training Board.

Following is a brief description of each CDPS entity for which the Attorney General's Office provides counsel:

The Colorado Bureau of Investigation (CBI): Conducts statewide criminal investigations; provides laboratory analyses and testimony on crime scene evidentiary matters; develops and maintains databases vital to law enforcement efforts throughout the state (e.g. CCIC/NCIC, CoG, criminal histories, transfers of firearms, sex offender registries); investigates and prosecutes identity theft and financial fraud; and implements the Amber Alert, Missing Senior Citizen and Persons With Disabilities Alert, and the Blue Alert programs statewide.

The Colorado State Patrol (CSP): The largest division of CDPS is responsible for enforcing all laws on state highways including human smuggling and human trafficking, motor carrier regulations, transport of hazardous and nuclear materials, and the vigilant enforcement of traffic laws to include driving while impaired or under the influence of alcohol or drugs. The CSP operates statewide communications/dispatch centers; collaborates with local law enforcement agencies to address matters of local concern; and maintains a fulltime training Academy for annual classes of cadet recruits, annual in-service training, advanced and specialized training, and hosting outside groups at its driving range, firing range, and conference facilities. In 2012, the Ports of Entry function and employees was transferred into CSP, from the Department of Revenue.

The Department of Criminal Justice (DCJ): The state research center for the collection, analysis, and dissemination of information concerning crime and criminal justice for the purpose of improving the quality of criminal justice at all levels of government in the state. The DCJ areas of research include data on community policing, projected long-range needs of correctional facilities and juvenile detention facilities, recidivism reduction, victim prevention, and development of the sex offender risk assessment screening instrument. The DCJ distributes and administers state and

federal grants and other moneys; administers the Sex Offender Management Board, the Domestic Violence Offender Management Board, and the Crime Victim Services Advisory Board; and oversees Community Corrections program statewide.

The Division of Fire Prevention and Control (DFPC): Provides statewide coordination of the prevention, control, and mitigation of wildfires; administers certification programs for firefighters, first responders, hazardous materials responders, school building inspectors, and fire suppression systems inspectors; works closely with stakeholders in adopting rules and regulations on codes and national standards governing their performance; and is authorized to enforce its rules and regulations through civil penalties and disciplinary actions.

The Division of Homeland Security and Emergency Management (DHSEM): Formalized in statute in 2012, bringing state homeland security and emergency management functions into CDPS. DHSEM is responsible for the coordination and facilitation of efforts among various local, regional, state and federal entities in identifying, preventing, mitigating, and handling threats to the public safety and providing effective response management. The realignment into one department eliminated redundancies in emergency management and homeland security training and exercise, public risk communication systems, and grant management. The reorganization combined related functions, responsibilities, and employees formerly housed in the Colorado Department of Public Health and Environment, the Department of Local Affairs, and the Governor's Office.

Noteworthy activities of counsel for CDPS in 2012 include:

Occupy Denver: Provided follow-up advice to CSP and state officials concerning Occupy Denver encampment on state property; enforcement actions taken; consultation with prosecutors on resulting trials, and legal review of an ACLU open records request for documents related to enforcement actions.

Employment Background Investigations: Handled litigation concerning pre-employment background investigations for potential CDPS employees, including the use of polygraphs.

CDPS Employee Transfers: Provided legal advice and representation of 25 personnel appeals, including the transfer of approximately 245 employees into CDPS from the Department of Revenue, Colorado State University, Department of Local Affairs, and the Colorado Department of Public Health and Environment.

POST Vacancy Assistance: Assisted Colorado Peace Officer Standards and Training staff during the POST Director vacancy and during the transition to the new

Peace Officer Standards and Training Board

The Colorado Peace Officer Standards and Training Board (POST) manages the training and certification of approximately 14,000 active and reserve peace officers who are appointed to Colorado Law Enforcement Agencies, in addition to managing 28 certified peace officer training academies in Colorado and approximately \$2 million dollars in training grants. POST currently consists of six employees, 57 subject matter experts, and 20 appointed POST Board members. Ten of the 11 training regions also have an advisory board for their region. There are more than 100 training advisory board members.

The POST Board is composed of 20 appointed members, three of whom are statutory members: the Attorney General (chairperson); the FBI Special Agent in Charge of the Denver Division of the Federal Bureau of Investigation; and the Executive Director of the Colorado Department of Public Safety. Seventeen members are appointed to three-year terms by the Governor, and include one local government representative; one member of the general public; six active sheriffs; six active chiefs of police; and three line-level peace officers serving at the rank of sergeant or below.

The POST training grant awards are funded by statute. Senate Bill 03-103 was enacted to establish a funding source for peace officer training throughout the State through the POST Board Cash Fund. Revenue for the fund is primarily derived from a fee on motor vehicle registrations, pursuant to Section 42-3-134 (32), C.R.S. The fee was initially \$0.25 on each registration, but was increased to \$0.60 per registration in 2009, with the passage of House Bill 09-1036. According to Section 24-31-310(2) C.R.S., the purpose of the cash fund is to provide training programs for peace officers, especially those in rural and smaller jurisdictions that have limited resources due to their size or location. The mission and goals of the Board has always been to set priorities to ensure monies are awarded to assist the smaller and rural agencies to develop and receive training that they might not be able to afford, but need in order to maintain or improve the proficiencies of their peace officers.

The POST Unit is divided into several different functions, including:

Certifications: The Certifications Unit handles a wide variety of certifications for peace officers in Colorado. In 2012, these certifications included the issuing of 1,514 Conditional Peace Officer Certifications. However, on Aug 8, 2012, Conditional Peace Officer status was discontinued and officers certified conditionally as of August 8, 2009, were converted to full basic certification. This Unit also processed seven Felony Certifi-

cation Revocations and 14 Misdemeanor Revocations. The Unit granted 34 Provisional Certifications and 24 Reserve Certifications.

Academies: The Academies Unit oversees the 28 POST-approved academies in Colorado. These academies conducted 39 basic academy classes, three reserve academy classes, one lateral academy class, two refresher academy classes and 15 skills instructor programs in 2012. In addition, there were 24 academy and program inspections by the POST Compliance Investigator and all academies were found to be in compliance.

The Academies Unit also coordinates four Subject Matter Expert Committees. These committees have a total of 57 Subject Matter Experts (SME) in the areas of curriculum, firearms, arrest control, and law enforcement driving. In 2012, there were ten new subject matter experts from law enforcement across Colorado appointed to the various SME committees.

POST Testing and Training: POST continued to work in 2012 towards developing a new certification exam to be administered online to academy graduates. The exam is being developed using the best practices in the certification testing arena and is being overseen by experts in the field.

The Training Unit disbursed approximately \$1.3 million dollars in grant funds to the training regions in 2012. POST implemented an automated grant application and reimbursement system to increase efficiency. More than 5,000 peace officers obtained specialized training to improve their proficiency, safety and performance. POST provided more than \$650,000 for the development and delivery of new law enforcement curricula. The Greater Metro Training Region, in partnership with POST, developed a comprehensive web-based calendar of law enforcement training opportunities. During 2012, POST evaluated and approved 155 course curricula to be used for training.

Appellate Division

The Appellate Division of the Attorney General's Office is Colorado's prosecutorial authority at the appellate level of the criminal justice system. Division attorneys represent law enforcement when defendants appeal criminal convictions in the Colorado appellate courts. In addition, the Division represents the interests of the State in extradition appeals, in selected civil appeals (such as sealing-of-records cases and property and bond forfeiture actions), and in the federal courts in habeas corpus actions challenging state criminal convictions.

The state's 22 District Attorneys and the Attorney General employ hundreds of trial level prosecutors to do felony trial work; the Attorney General's Appellate Division has 26 full-time and four half-time attorneys supported by three staff members to respond to all of the defense appeals generated by those cases. Cases range from relatively minor sentencing and postconviction appeals, to complicated white-collar crime, homicide, child abuse, sexual assault, and death penalty litigation. The Division's caseload is both high and demanding. Of the Appellate Division cases decided by the various appellate courts in 2012, Division attorneys won 91%.

Because the Division responds to appeals that are filed on behalf of convicted criminals, it cannot control the size of its caseload. The Division must provide effective and ethical representation in all cases, which range from relatively simple trial court denials of postconviction relief to more complicated constitutional questions and issues of statutory interpretation and trial practice. In each case, the attorney must read the trial transcript and other pertinent documents; conduct legal research on each of the defendant's claims, and write an argument explaining why law enforcement should prevail. While a majority of the cases impact only the defendants and the victims directly involved, any given case may result in new published law that has a significant impact on how law enforcement authorities conduct searches and arrests; on procedures for criminal trials and sentencing hearings throughout the state; on the State's Department of Corrections; or on probation, parole, and county community corrections programs.

In addition to their appellate litigation, Appellate Division attorneys share their expertise in criminal law issues with the District Attorneys through weekly case law updates, informal advice, and formal presentations at Colorado District Attorneys Council meetings and training sessions.

2012 Caseload

The Appellate Division opened 1,123 new appellate cases in 2012. These cases involved the following convictions:

- 722 assaults or sexual assaults against children
- 402 burglaries and thefts
- 330 homicides and attempted homicides
- 425 kidnappings and assaults
- 168 completed or attempted aggravated robberies
- 191 drug offenses
- 188 sexual assaults on adults
- 1,194 other offenses (primarily felonies)

In addition, these cases included 577 habitual offender sentence enhancement counts.

In managing the appellate caseload, attorneys also performed the following tasks:

Motions: Monitored and responded as necessary to ongoing pleadings in hundreds of cases in the preliminary stages of the appellate process.

Opening and Answer Briefs: Filed 912 opening briefs, answer briefs, and answers to orders to show cause.

Oral Arguments: Appeared at 121 oral arguments to present the State's position and answer questions from the judges. In most instances, panels of three or more division attorneys review the briefs and serve as judges in mock arguments to prepare the attorney handling the case for argument.

Petitions for Rehearing: Filed 45 petitions for rehearing to try to correct matters that were wrongly decided by the courts.

Petitions for Certiorari: Asked the State Supreme Court to conduct further review in 30 cases that would otherwise have an adverse impact on law enforcement.

Natural Resources Section

The Natural Resources and Environment Section works to protect and improve the quality of our State's natural environment and to ensure intelligent use and development of our natural resources. The Section provides legal counsel and representation to the Colorado Department of Natural Resources, the Colorado Department of Public Health and Environment, and any other state agency or official with a natural resource or environmental issue. The Section also advocates on behalf of the State Natural Resource Trustees to recover damages for injuries to natural resources and to restore, replace or acquire the equivalent of the injured resources.

Federal and Interstate Water

In 2012, attorneys:

Protected the state's interests regarding the Republican River Compact in arbitration and in the U.S. Supreme Court case *Kansas v. Nebraska and Colorado*.

Assisted the State Engineer's Office in developing response areas and response functions for the groundwater model domain in Water Division No. 3 (San Luis Valley) as a prerequisite to promulgating groundwater use rules intended to protect senior surface water rights and Colorado's compact obligation while reducing groundwater withdrawals as little as possible to comply with state law.

Represented the State Engineer and defended his decision to approve Subdistrict No. 1's Annual Replacement Plan with conditions in Water Division No. 3.

Protected the state's interests regarding the Colorado River Compact and the Upper Colorado River Compact, including:

Represented Colorado's and the Upper Colorado River Commission's interests during negotiation and execution of Minute 319 to the 1944 US-Mexico Water Treaty – an interim agreement among the United States Bureau of Reclamation, International Boundary and Water Commission, Seven Colorado River Basin States.

Represented the Seven Colorado River Basin States as intervenors in the Grand Canyon Trust's appeal to the Ninth Circuit of the District Court of Arizona's

decision to reject ESA and NEPA challenges to the Bureau of Reclamation's operation of Glen Canyon Dam.

Assisted the Colorado Water Conservation Board's review of and comment on the Department of the Interior's development of a High-Flow Experimental Protocol and a Non-Native Fish Control Plan and a Long-Term Experimental and Management Plan for Glen Canyon Dam.

Assisted the Colorado Water Conservation Board's consultation efforts with the Bureau of Reclamation and the seven Colorado River Basin states in the development and finalization of the Colorado River Basin Study.

Advised the Colorado Water Conservation Board in their development of and participation in ongoing studies concerning application and administration of the Colorado River Compact.

Assisted the Colorado Water Conservation Board's consultation with the Bureau of Reclamation and interested Colorado parties regarding Ruedi Reservoir debt retirement.

Participated in the Aspinall Unit reoperations Environmental Impact Statement review, and commented on the draft designation of critical habitat for the southwestern willow flycatcher pursuant to National Environmental Policy Act and Endangered Species Act processes for the state.

Provided advice to the Department of Natural Resources in negotiating various agreements on the Blue River Decree.

Assisted the State Engineer's Office in coordinating with interested stakeholders to develop a protocol for Animas-La Plata operations consistent with Colorado water law.

Continued to provide legal and policy advice to the Colorado representatives on all of the various interstate Compact and Decree Commissions.

Water Resources and Conservation

In 2012, attorneys:

Represented the State Engineer in hundreds of water

rights proceedings in Colorado's water courts, including appeals to the Colorado Supreme Court.

Represented the State Engineer before the Colorado Supreme Court in defending a water court decision upholding the State Engineer's adoption of rules assisting with administration of more than 40,000 oil and gas wells.

Represented the State Engineer and the Colorado Water Conservation Board in connection with historic agreements resolving long outstanding questions concerning the operation of several major transmountain diversion projects.

Assisted the Colorado Water Conservation Board, the State Land Board, Colorado Department of Transportation, Department of Corrections, and the Division of Parks and Wildlife in acquiring water rights and protecting existing water rights.

Successfully obtained instream flow decrees for the Colorado Water Conservation Board, including appropriations in Water Divisions 1, 2, 4, 5, 6 and 7.

Provided representation for more than 230 cases for the Colorado Water Conservation Board.

Successfully prosecuted enforcement actions against illegal water diverters in all seven water divisions to protect vested water rights holders from injury caused by illegal diversions.

Assisted the Colorado Ground Water Commission in conducting and ruling on a request for designation for a ground water district.

State Trust Lands

In 2012, attorneys:

Advised and assisted the State Board of Land Commissioners on general management of the trust assets it holds, primarily for the benefit of K-12 education, which generated more than \$145 million of trust revenue this past fiscal year.

Advised and negotiated on behalf of the State Board of Land Commissioners in a multiple private party, multiple governmental entity transaction to convey trust property to the United States for the expansion of the Rocky Flats Wildlife Refuge in return for approximately \$10 million to the trust.

Advised and negotiated on behalf of the State Board of Land Commissioners in acquisition of a \$14.7 million office building in the Denver Tech Center.

Advised and assisted the State Board of Land Commissioners with additional specific transactions involving approximately 21,000 acres and more than \$5 million. The State Land Board holds nearly three million acres of land in fee title and approximately four million acres of mineral interest, which generates significant demand for transactional legal services and the resolution of disputes on the transactions.

Advised and assisted the State Board of Land Commissioners to develop a process for leasing more than 20,000 acres for oil and gas development at the former Lowry Bombing Range, including assisting in developing best management practices and plans to avoid, minimize and mitigate any adverse impacts of the development on the Range's ecosystem. This will generate \$137 million in bonus payments over a five-year period, plus royalties for oil and gas produced.

Advised and assisted the State Board of Land Commissioners to create a new land management program for the Hesperus Trust, which supports Ft. Lewis College in cooperation with the board of trustees for the college.

Advised and negotiated on behalf of the State Board of Land Commissioners to resolve access and lease issues related to the National Hog Farms property and allow for oil and gas leasing.

Advised and assisted the State Board of Land Commissioners develop the Energy By Design project in cooperation The Nature Conservancy, Ft. Collins and Larimer County for oil and gas development with ecosystem appropriate best management practices.

Advised and negotiated on behalf of the State Board of Land Commissioners regarding its development agreement regarding its Roxborough property.

Developed new procedures for the State Board of Land Commissioners to respond to Colorado Open Records Requests.

Represented the State Board of Land Commissioners in federal district court and the 10th Circuit Court of Appeals successfully defending the Rock Flats Section 16 transaction.

Represented the State Board of Land Commissioners and successfully negotiated the settlement of *State Board of Land Commissioners v. Marketplace Associates, et al.* in Denver District Court.

Represented the State Board of Land Commissioners in the ongoing matter *Pure Cycle v. State Board of Land Commissioners* in Denver District Court.

Continued to represent the State Board of Land Commissioners in court actions related to water rights, land use, lease disputes and other matters related to the ownership and management of the trust lands.

Continued legal assistance provided to the State Board of Land Commissioners for operational matters including the implementation of a new strategic plan and a comprehensive review of its governing policies.

State Wildlife and Park Lands

In 2012, attorneys:

Advised and assisted in the merger of the Division of Parks and Outdoor Recreation and the Division of Wildlife into the new Division of Parks and Wildlife and consolidating the Board of Parks and Outdoor Recreation and the Wildlife Commission into the new Parks and Wildlife Commission. The new agency contains more than 75% of all personnel within the Department of Natural Resources.

Advised and assisted in the acquisition by the Division of Parks and Wildlife of more than \$20 million in real property interests, both fee title and conservation easements, that protect and preserve critical wildlife habitat throughout Colorado. Acquisitions were funded by federal fish and wildlife aid, state hunting and fishing license fee revenues and moneys provided by the Great Outdoor Colorado Trust Fund.

Advised and assisted the Division of Parks and Wildlife in responding to the challenges posed to park and wildlife resources from oil and gas development on state and federal lands within Colorado that also provide critical wildlife habitat for game and threatened and endangered species and significant parks and outdoor recreation opportunities. Oil and gas development, particularly in split-estate situations where Parks and Wildlife owns the surface estate, but not the mineral estate, and residential development likely present the greatest threat to wildlife habitat throughout Colorado.

Advised and assisted the Division of Parks and Wildlife in the development and implementation of fish and wildlife mitigations plans required of applicants for water storage projects in Colorado, including the Windy Gap and Moffat Tunnel firming projects in the Colorado River Basin, and the Chatfield Reservoir reallocation of storage in the South Platte basin, and in the development and implementation of enhancement plans to address prior impacts from water projects to the fisheries in the Colorado River.

Advised and assisted the Division of Parks and Wildlife with proposals to re-purpose management of Bonny Lake State Park, including local control of a portion of the park property and management of the remaining property as part of the South Republican State Wildlife Area. Such a management change became necessary to address the draining of Bonny Reservoir due to compliance issues with the Republican River Compact.

Advised and assisted the Division of Parks and Wildlife with all matters involving water rights held by the division. Previously, all such matters were handled by attorneys within the water units also charged with assisting the Division of Water Resources (DWR) and the Colorado Water Conservation Board. At the request of the Division of Parks and Wildlife, water counsel was added to the Parks and Wildlife Unit and dedicated to representation of the division to otherwise avoid conflict issues that might arise between the Division of Parks and Wildlife and the other clients of the water units, including such actions as DWR abandonment proceedings or challenges to water rights applications filed by the Division of Parks and Wildlife.

Advised and assisted the Division of Parks and Wildlife with regard to issues related to the proposed reallocation of additional water storage space in Chatfield Reservoir, including the preparation of its response to the draft environmental impact statement and in developing mitigation for the impacts associated with the federal reallocation project to Chatfield State Park.

Successfully defended against a significant Open Meetings challenge involving the former Board of Parks and Outdoor Recreation in the Colorado Court of Appeals. Counsel for the Parks Board not only secured a very favorable Open Meetings precedent – including the right of a state agency to “cure” any prior violations of state Open Meetings law by holding a subsequent hearing in compliance with state Open Meetings law, but also successfully argued against any award of costs or attorney fees despite the otherwise mandatory fee provision in state Open Meetings law.

Defended against a state district court challenge to the former Parks Board’s decision to authorize, as a matter of state law, the temporary art display otherwise known as “Over the River” by the artists Christo and Jeanne-Claude. The Parks Board authorized the construction of the Over the River project and its display within the Arkansas Headwaters Recreation Area (AHRA) for a three week period initially scheduled for August of 2014. The AHRA is largely comprised of federal lands owned by the U.S. Bureau of Land Management, but managed for recreational purposes by the Division of Parks and Wildlife. Both the federal and state approvals have been challenged in court.

Assisted and advised the Parks and Wildlife Commission and the Division of Parks and Wildlife in the drafting of a memorandum of understanding with the Ute Mountain Ute Indian Tribe concerning the exercise of its federal reserved hunting and fishing rights within the southwestern 1/5 of the State of Colorado. Pursuant to an 1874 agreement with the United States (the Brunot Agreement), the Tribe has the sovereign right to hunt and fish in the Brunot area, but as part of the MOU the Tribe has agreed that, except for certain ceremonial hunting activities, the hunting and fishing activities of its members will be consistent with that of the general public hunting and fishing in the area pursuant to state law.

Oil & Gas and Minerals

In 2012, attorneys:

Defended the Colorado Oil and Gas Conservation Commission (COGCC) in various litigation pending before the Denver District Court, the Court of Appeals and the Supreme Court related to applications for permits to drill and designated outside activity areas.

Participated in stakeholder meetings and assisted in the drafting of new regulations regarding two significant rulemakings; one pertaining to statewide groundwater sampling and monitoring, and another relating to setbacks from occupied structures. Advised the COGCC and worked closely with both industry and environmental representatives during a lengthy rule-making process.

Took an active role on behalf of the COGCC, through letters and appearances at local public meetings, to stay in consistent communications with various local governmental entities discussing preemption issues related to the regulation of the oil and gas industry in Colorado.

Initiated litigation against a home rule city arising out of its adoption of comprehensive oil and gas regulations. The reason for filing suit is that the COGCC believes that many aspects of the adopted local regulations are in operational conflict with the state's regulatory regime and are therefore preempted by the Oil and Gas Conservation Act.

Participated in COGCC enforcement efforts and helped prepare the cases for pre-hearing conferences, negotiations, and formal hearings. Provided legal advice and assistance to COGCC staff in negotiating Administrative Orders by Consent (AOCs) for unpermitted or illegal activities against numerous operators, successfully collecting fine amounts and other monies due the COGCC without contested hearings.

Assisted the COGCC in implementing regulations promulgated in 2011 to regulate oil and gas activities,

specifically disclosure of chemicals used in oil and gas activities, including hydraulic fracturing fluids.

Successfully settled litigation related to the Schwartzwalder site and negotiated a compliance order with Cotter for \$90,000 in civil penalties and the issuance of a cease and desist order and corrective actions to address ongoing impacts to groundwater from the mine pool.

Successfully defended the Mined Land Reclamation Board in judicial review litigation concerning the new rules and amendments the Board adopted to implement legislation regarding the regulation of traditional and in situ leach uranium mining operations and prospecting activities.

Provided advice to the Department of Natural Resources regarding the transfer of the Colorado Geological Survey from DNR to the Colorado School of Mines. Assisted in the drafting of the MOU transferring the duties and functions of CGS to CSM.

Assisted the Division of Reclamation, Mining and Safety in implementing the regulations the Mined Land Reclamation Board promulgated to regulate uranium mining operations, designated mining operations, and prospecting operations.

Advised and assisted the Division of Reclamation, Mining, and Safety with updates and revisions to many of its financial warranty and permit application/modification forms.

Advised and assisted the Division of Reclamation, Mining and Safety's Coal Program in developing an electronic permitting option for coal mining operations. Assisted the Division of Reclamation, Mining and Safety in rulemaking proceedings to implement changes to the regulations concerning coal mining operations.

Defended the Division in various litigation related to hard rock and coal mining operations currently pending before the district courts in Denver, La Plata, and Montrose counties. Successfully argued for dismissal of the Division from a civil lawsuit alleging substantial monetary damages related to a coal mining operation in Montrose County.

Successfully prosecuted numerous violators in administrative enforcement actions before the Mined Land Reclamation Board, including the finding of numerous violations and civil penalties at Cotter's Schwartzwalder uranium mine.

Air, Land and Water Quality

In 2012, attorneys:

Obtained dismissal of a controversial judicial review

action challenging regulations implementing the Clean Air-Clean Jobs Act.

Secured penalty of more than \$1 million from the Sunco Refinery for violations of the Clean Air Act.

Provided counsel to the Air Quality Control Division regarding major revisions to mobile source inspection and maintenance program.

Provided counsel to the Air Quality Control Division regarding Clean Air Act restrictions on Colorado's air quality program development.

Rewrote the procedural rules for the Air Quality Control Commission.

Provided counsel to the Air Quality Control Division on the implementation of new one hour Sulfur Dioxide and Nitrogen Oxides standards.

Provided counsel to the Air Quality Control Division on strategies to improve effectiveness, efficiency and fairness for its enforcement program.

Provided counsel to the Air Quality Control Division on rulemaking initiatives to improve effectiveness, efficiency and fairness for mobile source program.

Represented the Air Quality Control Division in enforcement actions to stop unpermitted emissions from major and area sources.

Provided counsel to the Air Quality Control Division on self-audit penalty immunity petitions.

Represented the Air Quality Control Division with major revisions to Colorado's testing of vehicle emissions.

Assisted the Water Quality Control Division in addressing discharges of uranium and radium from the closed Schwartzwald uranium mine.

Settled violations of Colorado's drinking water regulations at several drinking water facilities throughout the state.

Defended an administrative appeal of the Water Quality Control Division's certification of Colorado Springs Utilities' Southern Delivery System water supply project under the Clean Water Act.

Continued involvement in litigation in support of EPA's rule exempting water transfers from Clean Water Act permitting requirements in order to protect Colorado's interests in interbasin water transfers.

Defended the Colorado Department of Public Health

and Environment in issuing the first conventional uranium mill license in the country in 25 years.

Successfully defended several water quality storm water enforcement actions in administrative and civil litigation.

Successfully convened and conducted an adjudicatory hearing on the Piñon Ridge Uranium Mill license application.

Resolved appeals of drinking water waiver withdrawals, bringing these facilities into compliance with the state's drinking water disinfection requirements.

Used judgment liens against a public water supply system owner/operator to gain compliance with the state's primary drinking water regulations, following lengthy administrative and civil enforcement actions for multiple violations.

Successfully defended an administrative appeal of the Water Quality Control Division's certification of Colorado Springs Utilities' Southern Delivery System (SDS) water supply project under the Clean Water Act. The project is intended to serve Colorado Springs' growing population through additional water storage in Pueblo Reservoir that will be conveyed via pipeline to Colorado Springs. The division's certification includes numerous conditions to ensure protection of water quality in the Fountain Creek and Arkansas River Basins.

Filed briefs in the court of appeals defending the Water Quality Control Division's certification of the SDS Project.

Settled numerous violations of the radiation regulations by a medical imaging company.

Settled violations of the radiation regulations by an industrial radiography company.

Continued to represent the department in the decontamination of two large uranium mills.

Successfully represented the Water Quality Control Commission and Water Quality Control Division in the promulgation and adoption of nutrient control regulations.

Continue to represent the WQCD on several drinking water violations by insolvent companies.

Represented the Water Quality Control Commission and Water Quality Control Division in the promulgation and adoption of numerous regulations, including arsenic, basic standards, drinking water, and organic chemicals.

Successfully mediated a dispute between three local governments over water quality planning.

Hazardous and Solid Waste

In 2012, attorneys:

Fully resolved five lawsuits involving the Clean Harbors Deer Trail hazardous waste disposal facility on terms favorable to the State. The settlement provides for continued safe disposal of low level radioactive wastes and reimbursement from Adams County of \$850,000 in misspent impact fees.

Counseled the Hazardous Materials & Waste Management Division (HMWMD) regarding regulatory flexibility options at low-threat groundwater contamination sites.

Won an injunction in Colorado District Court ordering the owner of a property with historic dry cleaning operations to take remedial actions to prevent dry cleaning solvents from continuing to migrate toward a preschool and a residential neighborhood, and to clean up the site.

Assisted Petroleum Storage Tank Fund Committee in its breach of contract, unjust enrichment and fraud claims arising from major oil companies' improper retainage of Underground Storage Tank Funds. Two major oil company settlements recovered approximately \$20 million, and a third matter is set for trial in April, 2013.

Counseled the Solid & Hazardous Waste Commission and the Solid Waste Program on promulgation and implementing of new regulations, including those for medical waste, recycling, waste tires, asbestos, and waste grease.

Issued and prosecuted solid waste enforcement orders to protect construction workers and the public from the illegal disposal of asbestos at the West Elbert County Landfill, during construction of RTD's light rail corridors and during renovation and construction at the Denver Federal Center.

Assisted HMWMD enforcement of corrective action requirements at the Suncor Refinery hydrocarbon spill site, including issuance of seven interim action orders to reverse adverse impacts on Sand Creek, the South Platte, and workers at the Denver Metro Waste Water and Republic Paperboard Industries properties.

Continued to improve long-term protectiveness of environmental remediation projects in the state by counseling and training the Colorado Department of Public Health and Environment to effectively implement Colorado's unique institutional controls statute.

Advised CDPHE in bringing solid waste enforcement actions for mishandling of asbestos contaminated soils during a municipal park renovation project adjacent to a residential area.

Counseled the Department of Public Health and Environment on proposed residential redevelopment of a military municipal and industrial landfill at Lowry Air Force Base.

Natural Resource Damages, Land Cleanup and Restoration

In 2012, attorneys:

Continued work to disburse settlement funds received for injuries to groundwater at the Lowry Landfill Superfund Site, and began preparations for projects that will provide groundwater protection and improvements for Platte River basin groundwater.

Initiated the State's first natural resource damages case under the Oil Pollution Act and Clean Water Act, instead of CERCLA. Conducted a scientific evaluation of the impact of oil on Sand Creek and the South Platte River, and engaged in fruitful settlement negotiations.

Participated with federal agencies in pursuing insurers of the Standard Metals Company for natural resource damages caused by mining operations near Crested Butte and Silverton.

Worked with federal trustees to continue restoration projects for the Lake County California Gulch Superfund site, including work on stream restoration, fencing to protect stream areas, noxious weed control, land acquisitions, irrigated pasture revegetation and wetland enhancement.

Counseled the HMWMD during its implementation of the Clear Creek/Central City Superfund Site Operable Unit 4, which required the State's first application for a water right to set an in-stream flow protective of the fish in North Fork of Clear Creek, opposition to local governments' water rights applications thwarting effectiveness of CERCLA remedial action, and protracted five-party negotiations between local, municipal, County, State and Federal interests.

With other Trustee representatives, administered \$10 million in Rocky Mountain Arsenal Natural Resource Damages monies by working with community groups and non-profits to develop integrated natural resource restoration projects in the greater Denver Metro area worth more than \$30 million.

Counseled Natural Resource Damages Trustees and HMWMD during contracting and construction of Terrace Irrigation Spillway replacement project that will allow increased storage of water and restoration of Alamosa River and trust lands and resources throughout the Alamosa River Valley.

Won a case against two environmental groups and two municipalities allowing a complex set of land transactions and mineral rights deals to move forward, resulting in the protection of hundreds of acres from inappropriate development while providing for completion of the beltway around the Denver Metro Area.

Assisted EPA Region 8 in selecting a final Superfund remedy for cleaning up an abandoned hard rock mine outside of Crested Butte.

Worked with State Trustee representatives to administer the \$1.5 million natural resource damage settlement at the Shattuck superfund site in Denver. The Trustees approved a plan to, together with matching funds, complete several instream restoration projects on the South Platte River.

State Services Section

Education

During 2012, attorneys:

Defended the constitutionality of the State's School Finance System in the *Lobato* litigation. The District Court's decision that the system is unconstitutional is before the Colorado Supreme Court. The matter was fully briefed and argued in March 2013.

Defended the State Board of Education and the Colorado Department of Education in a constitutional and statutory challenge to the Douglas County Option Certificate Pilot Program. The district court decision enjoining the program is on appeal to the Colorado Court of Appeals. The matter is fully briefed and oral argument took place on November 19, 2012.

Defended State Board of Education rules requiring school districts to notify parents whenever a teacher is arrested for or convicted of certain felonies. These Rules were not continued by the Colorado General Assembly.

Continued representing the State Board of Education in its general supervision over public schools and the Department of Education in execution of its statutory duties, including open records and open meetings issues, rulemaking, personnel issues, charter school appeals, litigation, transactional matters and general legal advice.

Continued representing the Capital Construction Assistance Board in general governance matters regarding administration of the Building Excellent Schools Today program which has completed five rounds of BEST Lease Purchase Financing totaling \$746,960,000 for K-12 school construction and maintenance.

Continued supporting the State Board of Education in protecting students by prosecuting disciplinary charges against educator license holders and applicants who violate statutory requirements. Disciplinary actions included charges of sexual misconduct and child abuse.

Continued representing the Charter School Institute in general governance matters regarding approving and overseeing State charter schools, including public records and open meetings issues, policy development, rulemaking, applications, renewals, closures, appeals, transactions and general legal advice.

Continued representing the State's public institutions of higher education, including the community colleges and the Auraria Higher Education Center, in general governance matters, including open records and open meetings issues, Board representation, policy development, faculty dismissal hearings, personnel issues, state and federal compliance issues, student discipline issues, environmental issues, litigation, transactions and general legal advice.

Continued representing the Colorado Higher Education Insurance Benefits Alliance Trust in general governance matters, including open records and open meetings issues, policy development, trust amendments, employee benefit issues, transactions and general legal advice.

Continued representing the Private Occupational School Board in general governance matters including open records and open meetings issues, rulemaking, refund disputes, illegal schools, litigation, transactions and general legal advice.

Continued supporting the Department of Higher Education, Division of Private Occupational Schools in protecting consumers by prosecuting disciplinary actions against applicants and holders of certificates to operate private occupational schools who violate statutory requirements. Disciplinary actions included charges of deceptive trade practices.

Continued representing the Colorado Historical Society in support of their mission to collect, preserve and interpret the history of Colorado and the West and carry out historic preservation and educational activities and programs authorized by statute or rule. Continued to provide general legal advice to the Society on a wide range of matters including transactional issues associated with operation of the new Colorado state museum and regional museums. Continued to provide general legal advice to offices administered by the Society, including the State Historic Preservation Officer, the Office the State Archaeologist, and the State Historic Fund, which awards hundreds of thousands of dollars in historic preservation grants every year.

Health Care

During 2012, attorneys:

Assisted the Department of Health Care Policy and Financing (HCPF) in recovering Medicaid overpayments from providers through settlement negotiations and litigation, including one settlement from a provider suspected of forging documents in the amount of \$500,000.

Assisted HCPF in recovering funds from liable third parties in personal injury actions for a total of \$316,117.

Advised and represented HCPF in withholding Medicaid payments to providers suspected of fraud.

Obtained a favorable published Court of Appeals decision affirming the Department's 'medical necessity' requirement for eligibility in the Children's Waiver program.

Negotiated a settlement on behalf of HCPF for the full amount of damages against an attorney who allegedly failed to notify HCPF of his client's settlement from a liable third party.

Negotiated settlement of complex nursing facility rate appeals after regulation implementing the phase-in rate changes was declared void by an Administrative Law Judge.

Negotiated settlements of 11 nursing facility rate appeals involving 25 facilities challenging the Fair Rental Value in the appraisals and then assisted HCPF in developing a methodology to implement the settlements. Also assisted HCPF with developing a related statutory amendment to facilitate resolution of future appeals.

Defended HCPF in a lawsuit brought by a major health insurance carrier alleging breach of contract and millions of dollars in damages. Negotiated a favorable settlement in order to resolve the case.

Defended HCPF in a federal law suit brought under the Americans with Disabilities Act challenging Medicaid program rules.

Continued to defend against an action regarding the operation of the Colorado Benefits Management System. Assisted HCPF with improvements to the system that have resulted in successfully meeting processing of benefit claims mandated under the settlement agreement.

Assisted HCPF with responding to and defending against deferral and disallowance notices from CMS.

Provided numerous legal opinions and general legal advice to the Department, including assistance with the Affordable Care Act, the new MMIS contract, revisions to CDASS training rules and policies, and the new RAC contract.

Represented the Colorado Department of Public Health and Environment (CDPHE) in numerous medical marijuana-related matters, including defending against many subpoenas to produce confidential information, providing general legal advice related to the administration of the Registry, and defending litigation challenging the Department's statute and regulations.

Defended CDPHE in administrative hearings challenging the imposition of fines and sanctions assessed on assisted living facilities where patients' well-being was at risk.

Assisted CDPHE in revoking or suspending Emergency Medical Technician licenses when public safety was at risk.

Defended against subpoenas seeking confidential information obtained from health facility surveys and investigations and from CDPHE's HIV/disease control records.

Successfully obtained a public health order against a high risk and non-compliant individual to prevent the transmission of HIV and other sexually transmitted diseases. The case is currently in the Court of Appeals.

Assisted CDPHE with a public health investigation regarding the possible spread of disease due to sub-standard dentistry practices.

Provided numerous legal opinions and general legal advice to CDPHE on a wide variety of public health matters.

Human Services

During 2012, attorneys:

Continued to defend the state in ongoing litigation involving CBMS and patient deaths at CMHIP.

Represented the Department of Human Services in 37 child care licensing cases, including nine summary suspensions of licenses where providers presented a threat to the health and safety of children.

Represented the Department of Human Services in 87 child abuse and neglect administrative appeals.

Defended actions for judicial review and the final

agency decisions of the Office of Appeals in 16 cases in District Court.

Represented the Department of Human Services Division of Youth Corrections in 32 District Court cases regarding the appropriate sentencing, placement or release of juveniles. These cases now also include transfer requests for juveniles who have been direct filed as adults and sexual offender de-registration petitions.

Represented or advised the Department of Human Services in six transactional issues ranging from mineral rights to negotiating or reviewing contract matters.

Represented the Department of Human Services Division of Vocational Rehabilitation in seven cases regarding the provision of vocational rehabilitation services or business enterprise program vendors and subpoenas for records.

Defended and represented the State Hospital in Pueblo in 11 cases involving records, transfer of a violent patient, and other patient matters.

Provided legal advice or assistance to various Divisions within the Department of Law on at least 31 different issues, including subpoenas.

Represented the Department of Law in defending a final agency action demanding return payment from a grant where fraud is suspected and defended the Department in action taken discontinuing benefits.

Labor/Personnel/BAA Unit

Department of Labor and Employment, Department of Personnel and Administration and Board of Assessment Appeals

The Labor/Personnel/BAA Unit opened 83 cases to force employer compliance with mandatory workers' compensation insurance statutes. Unit attorneys closed 75 cases, either by settlement, the employer's payment of fines, sending the fines to collection, or by the employer obtaining insurance or closing the business. Of these cases, the Unit collected \$16,065 in settlements and fines, and sent \$2,017,735 in fines to collection.

In 2012, attorneys also:

Opened 26 cases, filed 19 briefs, and participated in six oral arguments in appeals for the Industrial Claims Appeals Office.

Opened 28 cases and closed 23 cases in petroleum storage tank clean up reimbursement protests for the Division of Oil and Public Safety.

Opened 17 enforcement and miscellaneous cases and closed eight enforcement cases for the Division of Oil and Public Safety.

Handled 39 subpoenas on behalf of the Division of Workers' Compensation, the Division of Unemployment Insurance, and the Division of Oil and Public Safety.

Completed 18 rule opinions for the Department of Labor and Employment and the Department of Personnel and Administration.

Handled 24 miscellaneous and subpoena enforcement cases for the Division of Unemployment Insurance.

Handled five miscellaneous cases for the Department of Personnel and Administration.

Opened 20 cases and filed two briefs in appeals for the Board of Assessment Appeals.

Handled three conflicts cases before the State Personnel Board.

Public Officials

During 2012, attorneys:

Represented the Secretary of State in a federal court action challenging the constitutionality of state initiative and referendum requirements.

Represented the Secretary of State in a state court action alleging the improper dismissal of a Help America Vote Act administrative complaint.

Represented the Secretary of State in a state court action challenging the ability of county clerks to mail ballots to "inactive – failed to vote" voters in a coordinated general election.

Represented the Secretary of State in a state court action alleging that the non-receipt of a mail ballot in a coordinated general election violated the First and Fourteenth Amendment rights of "inactive – failed to vote" voters.

Represented the Secretary of State in a federal court action challenging the constitutionality of state campaign finance disclosure requirements.

Represented the Secretary of State in state court actions challenging the validity of rules governing state campaign finance disclosure requirements.

Represented the Secretary of State and the Governor in a federal court action challenging the constitutionality of state campaign contribution limits for unaffiliated, write-in candidates.

Represented the Secretary of State in a federal court action challenging the constitutionality of the “natural born” citizen requirement for Presidential candidates.

Represented the Secretary of State in a state court action challenging the validity of the 2012 primary election results in two counties.

Represented the Secretary of State in a state court action seeking additional time to collect the number of signatures required to qualify an initiative to the 2014 general election ballot.

Represented the State Treasurer a state court action seeking records from the Colorado Public Employees Retirement Association.

Represented the State in a federal court action challenging certain gun laws.

Successfully represented the Secretary of State in a lawsuit claiming a federal constitutional right to absolute ballot secrecy.

Successfully represented the Governor in a challenge to whether state law requires physician-supervision of certified registered nurse anesthetists.

Advised the Division of Housing on public housing legislation.

Provided advice to the Colorado Lottery and Office of Economic Development.

Provided advice and legal representation to the Judicial Department.

Handled escheat and unclaimed property matters for the State Treasurer.

Public Utilities Commission

During 2012, attorneys:

Energy – Public Service Electric Resource Plan: The Commission completed the first phase of Public Service’s proposed plan for an additional 400MW of generation, including implementation of recent legislation requiring consideration of renewable resources and new, clean technologies.

Energy – Black Hills Electric Resource Plan: The Commission denied Black Hills’s plan for incompleteness and failure to obtain approval of new generation facilities that are to replace coal-fired plants. The case is on appeal and Black Hills is due to re-file its plan in May 2013.

Telecommunications — Competition and High Cost Fund Rulemaking: The Commission completed the first of at least three phases to reform its rules governing competition and the state high cost fund. The new rules better defined the test for effective competition for basic services and authorized the Commission to reduce subsidies in areas where effective competition exists.

Telecommunications — Commission Authority to Set Basic Service Rates: The PUC group obtained an opinion from the state Supreme Court upholding the Commission’s method of considering factors for analyzing rates for basic local exchange services. The Supreme Court’s ruling overturned a District Court ruling stating that the Commission is required to base rates upon the amount of a carrier’s cost. The Supreme Court reversed, stating that the applicable statutes required the Commission only to “consider” a carrier’s costs; there is no requirement to quantitatively factor costs into rates.

Telecommunications — Switched Access Discrimination Case: The Commission granted a formal complaint brought by Qwest Communications against multiple competitive local exchange carriers alleging undue discrimination in the provision of switched access services. The complaint involved issues such as statutes of limitation and the doctrine of equitable tolling, interpretation of applicable statutes prohibiting discrimination in the provision of switched access services, and the ability of the Commission to order reparations.

Telecommunications — Reform Act: Advised the Commission on proposed legislation to revise the telecommunications statutes addressing competition and the high cost fund.

Transportation — Taxi Matters: Handled two significant matters relating to taxi services. In one, filed briefs and argued before the Supreme Court on whether the Commission correctly implemented the test for regulated competition when it denied a taxi company’s application for a certificate to operate. A decision is expected in the first or second quarter of 2013. In another, defended a Commission decision denying an application for authority to operate on the grounds that the applicant has not shown operational or financial fitness or that a grant of a certificate would be in the public interest.

Transportation – Municipality/Railroad Dispute: This was a complex application to build a railroad-public highway crossing and allocate costs between a municipality and a railroad. The proceeding involved the extent of the Commission’s jurisdiction to allocate costs and federal preemption.

Independent Ethics Committee Matters: Obtained dismissal of a complaint against Commissioner Baker related to reimbursement for travel. We also advised the Commission and drafted comments to a new position statement and wrote numerous requests for advisory opinions.

State Auditor Matters: Advised the Commission during an audit performed per legislative request and pursuant to § 2-3-103, C.R.S., by the Office of the State Auditor. The objective of the audit was to review the processes and controls over the Commission’s regulatory and decision-making activities and travel. The State Auditor provided recommendations to improve current practices.

Practice and Procedure Rulemaking: The Commission issued a comprehensive set of new rules governing practice and procedure, including updates for electronic filings, additional public comment, burden-shifting proceedings, confidentiality, and information privacy.

Open Meetings Law and Deliberative Privilege: Successfully defended the Commission in a State Court appeal, which found that emails between the commissioners concerning draft legislation did not violate the Colorado Open Meetings Law and are protected from disclosure by the deliberative process privilege.

Civil Litigation and Employment Law Section

The Colorado Attorney General's Office, through the Civil Litigation and Employment Law Section, defends all state agencies, institutions of higher education (except the University of Colorado) and employees sued in state and federal court for personal injuries, property damage, employment discrimination and constitutional violations. The Section also represents state agencies and institutions of higher education in personnel matters in front of the State Personnel Board and appellate courts, and brings administrative cases against private parties on behalf of the Colorado Civil Rights Commission.

Additionally, Section attorneys provide general legal advice and representation to the Colorado Department of Transportation, the Colorado Transportation Commission, the Colorado Department of Corrections, the Colorado State Board of Parole, the Division of Risk Management, the Colorado Civil Rights Division, the Special Funds Unit of the Division of Workers' Compensation, and the employees of those agencies. The Section attorneys provide advice and training to all state agencies and institutions of higher education on a myriad of employment and general liability issues.

The 35 attorneys and 17 support staff in the Section handled more than 837 new cases and reviewed more than 400 contracts in 2012.

Corrections Unit

The Corrections Unit defends inmate lawsuits involving various issues, including constitutional rights, time computation, prison discipline proceedings, *habeas corpus* petitions, parole and contract-related matters. Unit lawyers provide general legal advice to the Department of Corrections and the Parole Board on a daily basis on matters such as open records requests, environmental issues, sentencing issues, internal discipline, and procedural matters, compliance issues and administrative regulations.

In 2012, the Unit:

Opened 300 new cases.

Obtained favorable rulings in 239 matters brought by inmates or their attorneys and unfavorable rulings in only 19 cases.

Obtained favorable rulings from Appellate Courts in 29 of 34 rulings.

Obtained favorable federal jury and bench verdicts in seven out of eight cases that went to trial. (The one loss was more of a mixed result as the Unit prevailed on four out of the five claims asserted in the case).

Obtained favorable rulings in two out of three hearings held in state court.

Settled three cases for \$19,583.34. (One case settled for \$19,169.99; another for injunctive policy change and payment of costs in the amount of \$413.35; and a third for nonmonetary transfer of an offender to a different facility). While inmates generally seek unspecified damages in their complaints, specified damage requests were in excess of \$25,000,000.

Employment/Personnel and Civil Rights Unit

The Employment/Personnel and Civil Rights Unit helps state government manage classified employees and defends the state and its employees in employment disputes. The Unit represents all agencies and institutions of higher education in personnel hearings and matters before the State Personnel Board and on appeal. The Unit provides advice and training to state agencies, institutions of higher education and employees regarding personnel matters.

The Unit also provides legal advice to the Colorado Civil Rights Division within the Department of Regulatory Agencies (DORA) in conjunction with the Colorado Civil Rights Division's investigation of charges of employment, housing and public accommodations discrimination and prosecutes those cases which have been noticed for hearing by the Colorado Civil Rights Commission. The Unit also defends the Subsequent Injury and Major Medical Insurance Funds which are part of the Special Funds Unit of the Division of Workers' Compensation within the Department of Labor and Employment.

In 2012, the Unit:

Provided daily front-end employment advice and consultation to state agencies and institutions of higher education concerning hiring, discharging and disciplining employees.

Coordinated and presented statewide and agency-specific training seminars directed to state officials and managers to effectively educate, train and manage the workforce.

Provided civil rights advice to the Colorado Civil Rights Division and represented the Division at Colorado Civil Rights Commission meetings.

Defended cases before the State Personnel Board and the Colorado Court of Appeals, including 260 new cases. Won 70% of all mandatory hearing cases and obtained denials of hearings in 71% of all discretionary hearing cases that were briefed.

Prosecuted 18 cases that were noticed for hearing by the Colorado Civil Rights Commission at the Office of Administrative Courts or in state District Court.

Negotiated more than \$130,000.00 in settlement payments to private citizens in employment and fair housing cases. The settlements included provisions requiring policy changes, mandatory discrimination training for private employers and housing providers, and discrimination reporting.

Won all five cases that it argued before the Court of Appeals, including the reversal of a judgment that could have amounted to payment of back pay and interest of almost \$250,000 to a former state employee.

Employment Tort Litigation Unit

The Employment Tort Unit defends state agencies and employees in state and federal employment litigation. The cases involve claims arising under a myriad of federal and state statutes, including Title VII of the Civil Rights Act, the Americans with Disabilities Act, the Fair Labor Standards Act, the Equal Pay Act, the Age Discrimination in Employment Act, the state Whistleblower Act, and other state and federal employment laws. The Unit attorneys also provide advice to the state agencies and training regarding employment law issues.

In 2012, the Unit:

Defended 42 cases filed in state and federal courts. The cases involved 116 claims for relief against state agencies, and 113 claims for relief against state employees.

Aggressively sought and obtained early dismissal or summary judgment of 26 claims. Seven claims were dismissed on motions to dismiss before any time or money had been spent on discovery. Another 19 claims were dismissed on summary judgment.

Won both appellate cases that were decided during 2012.

Settled six cases for a total of \$308,750, saving the state more than \$1,200,000.

Created and presented training to numerous state agencies and to higher education institutions on the FLSA, supervisor training, and conducting investigations.

Provided day-to-day advice to state agencies and higher education institutions, including handling performance issues for non-classified employees, responding to EEOC Charges, mediating with the EEOC, developing or implementing litigation hold policies, responding to Colorado Open Records Act requests, and reviewing proposed agency policies.

Tort Litigation Unit

The Tort Litigation Unit defends the state of Colorado, its agencies, employees, entities and officials in lawsuits seeking damages for personal injury and property damage, as well as those brought pursuant to federal law, often claiming civil rights violations. The unit also provides day-to-day advice to agencies, including Risk Management, on questions of liability, coverage, indemnity, settlements and applicability of the Colorado Governmental Immunity Act.

In 2012, the Unit:

Opened 211 new cases including 43 conflict counsel cases and 4 cases which are being monitored for attorney fees claims associated with 42 U.S.C. §1983 cases seeking injunctive relief. This includes the Lower North Fork litigation, in which the Unit interpleaded claims of 120 individuals and entities with damages from the Lower North Fork fire in a lawsuit against Department of Public Safety brought by six property insurers.

Convinced 11 plaintiffs to dismiss their complaints prior to motions to dismiss or before rulings on motions.

Filed 57 motions to dismiss, of which 44 were granted or granted in part and two were denied.

Filed eight motions for summary judgment, of which seven were granted and one remains pending. Settled 15 damages cases for a total of \$2,802,000. Plaintiffs in these cases had sought damages totaling \$8,766,435.

Settled attorney fees claims in three cases for \$710,623 on demands totaling \$1,039,522.

Appeared in 12 appeals, prevailed in seven, and lost two with three pending.

Petitions for certiorari in the U.S. Supreme Court were filed against the State in three cases and the Court denied certiorari in all of them.

Transportation Unit

The Transportation Unit advises the Colorado Department of Transportation (CDOT) on a multitude of legal issues. The Unit prosecutes all condemnation actions, defends inverse condemnation actions and handles administrative actions. The Unit also handles administrative appeals involving regulation of access control, billboard location, and relocation benefits. Unit attorneys also deal with CDOT procurement matters and protests. The Unit represents two TABOR-exempt enterprises that are divisions of CDOT. The Unit also advises CDOT on construction matters and represents CDOT in construction disputes, claims and litigation.

The Unit provides advice regarding environmental and real estate issues and defends and negotiates settlements in these areas. Members of the Unit assist with the drafting, review, and revision of high risk CDOT contracts and all innovative road and bridge construction contracts. The Unit assists in rulemaking and approval of regulations. Unit attorneys serve as issuer counsel in public finance transactions. The attorneys also review proposed legislation affecting CDOT.

In 2012, the Unit:

Represented CDOT in 18 new condemnation cases and continued to represent the agency in numerous ongoing condemnation, access, relocation, billboard, inverse condemnation, and quiet title cases.

Settled or resolved by trial 16 condemnation cases, saving the state approximately \$1.7 million.

Reviewed approximately 400 contracts for CDOT, with an average turnaround time of two and one-half days.

Continued to provide legal guidance related to CDOT's two TABOR-exempt enterprises created by the FAST-ER legislation, Senate Bill 09-108. In 2012, the Unit defended, and continues to defend, the Colorado Bridge Enterprise against litigation challenging the Bridge Enterprise's enterprise status. In 2012, the Unit continued to represent the Colorado High Performance Transportation Enterprise and a member of the Unit spent a significant amount of time in 2012 as part of the legal team representing the HPTE in negotiating the HPTE's first toll road concession agreement on US 36 between Denver and Boulder.

In 2012, several members of the Unit worked with CDOT to analyze claims made by Union Pacific Railroad regarding expired leases of Union Pacific land in which state highways sit. The Unit worked diligently on this issue in 2012 and hopes to reach positive resolutions for most or all of the parcels in 2013.

Business and Licensing Section

The six units of the Business and Licensing Section provide legal advice and litigation services to several state agencies including the Department of Regulatory Agencies (DORA) and its divisions of Professions and Occupations, Banking, Civil Rights, Financial Services, Insurance, Real Estate and Securities. The Section also represents the Department of Agriculture, the State Personnel Board and the Independent Ethics Commission.

Real Estate Division

The Unit representing the Division of Real Estate works to protect Colorado consumers from incompetent or deceptive brokers, appraisers and mortgage loan originators. Counsel for the Real Estate Division represents the Real Estate Commission, the Board of Real Estate Appraisers, the Conservation Easement Oversight Commission, and the Mortgage Loan Originator Board.

In 2012, among other matters, the Unit received the following favorable outcomes:

Successfully negotiated the revocation of a real estate broker's license and a fine of \$15,000 after uncovering evidence that as part of the broker's rental property management services, the broker deceptively marked up prices for home repair services, disregarded mandatory accounting practices and commingled funds.

Reached a favorable settlement against an unlicensed individual who offered mortgage loan services and held himself out as a mortgage loan originator. The unlicensed individual agreed to cease and desist his unlicensed practice, pay a \$25,300 fine, pay more than \$5,000 in restitution and accept a public censure.

Negotiated a stipulation with a licensee who purchased a home at a foreclosure auction after the broker unsuccessfully represented the home owner. The terms of the stipulation included a six month suspension, two years of license supervision, 36 hours of coursework, public censure and a \$5,000 fine.

Aided the Real Estate Commission in reaching a settlement with a real estate broker who unlawfully removed his client's personal property from his home. The settlement agreement included a public censure, a 30-day suspension, a \$2,000 fine, 33 hours of education and a two-year license probation.

Obtained a favorable settlement with a real estate broker who allowed a buyer she represented to take an undisclosed rebate of more than \$52,000 and who also took an undisclosed rebate of more than \$33,000 as the buyer in a transaction. The broker agreed to discipline including a 30-day suspension, two years of supervision, a \$2,000 fine and coursework.

Obtained a permanent injunction against an unlicensed individual who solicited clients on mortgage loan websites, convinced clients to give him money upfront, failed to provide any services and subsequently disappeared.

Negotiated the revocation of a mortgage loan originator who approved FHA loans with little to no knowledge of the financial viability of the borrowers.

Medical Unit

The Medical Unit provides legal representation to the state boards within the Department of Regulatory Agencies that regulate physicians, physician assistants, podiatrists, anesthesiologist assistants, and pharmacists. The Unit also represents the Healthcare Professions Profile Program. The Unit supports each represented entity in its mission to protect public health, safety and welfare. Legal services provided include litigation and resolution of licensure, disciplinary and injunctive matters. Unit attorneys also provide legal advice and guidance on rulemaking and policy issues. Outside the healthcare field, the Unit additionally represents the Division of Financial Services and the Colorado Civil Rights Commission, also housed in the DORA. Within the Department of Personnel Administration, the Unit represents the State Personnel Board.

Division of Financial Services

Unit attorneys represent the Division of Financial Services and the Financial Services Board which supervise state-chartered credit unions, savings and loan associations, and certain financial activities of life care institutions. Unit attorneys assist and advise on a variety of matters, including promulgation of rules and regulations, enforcement of corresponding state laws and regulations, involuntary liquidation, and any other emergency issues that may arise.

During 2012, attorneys representing the Division of Financial Services worked closely with the Commissioner of Financial Services and Financial Services

Board in order to revise and update Board rules.

Personnel Board

Counsel for the board filed two petitions for writs of certiorari to the Colorado Supreme Court in order to confirm and clarify the standard of review to be exercised by the Board, as well as to clarify the effect of Board procedural rules. Counsel for the board additionally provided legal advice and guidance on rule-making, required following the passage of Constitutional Referendum “S”.

Colorado Civil Rights Commission

Unit attorneys advised the Commission on the conduct of appeals of Director decisions pending before the Commission. Additionally, Unit attorneys assisted the Commission in handling public appeals for assistance. For instance, Unit attorneys advised the Commission regarding a public school district request for guidance in addressing transgendered student needs.

Board of Pharmacy

The Board of Pharmacy’s attorneys provided regular general counsel and litigation services to the board in its efforts to regulate the practice of pharmacy in the state.

Board attorneys advised and assisted Board professional staff and the Board through a comprehensive rule overhaul following sunset legislation effective in 2012.

Following a fatal outbreak of meningitis, the Board’s counsel swiftly and effectively executed the Board’s direction, addressing the Colorado component of the New England Compounding Center matter. Counsel’s representation resulted in a suspension of licensure and surrender of wholesaler registration.

Colorado Medical Board

Counsel for the Medical Board successfully prosecuted and resolved several complex disciplinary actions against physicians who engaged in unprofessional conduct, including the provision of substandard care. Counsel for the board also litigated on behalf of the board before the Office of Administrative Courts and provided guidance and rulemaking advice in relation to new professional review related legislation.

Colorado Medical Board v. Jerath, M.D. Counsel for the Colorado Medical Board successfully tried the Board’s case over three days, involving opinions from four expert physicians concerning an instance of patient care. Dr. Jerath was the on-call OB/GYN for an

emergency department. Dr. Jerath did not examine or speak with a presenting patient before recommending that the ER physician administer a medication. The patient suffered a serious negative outcome resulting from misdiagnosis following inadequate evaluation. Following the hearing, the Administrative Law Judge found that the care was substandard and admonished Dr. Jerath for her conduct in a 13-page Initial Decision.

Colorado Medical Board v. Cruz-Martinez, M.D.

Board attorneys tried this case over four days at the Office of Administrative Courts concerning the care of Dr. Cruz-Martinez, a psychiatrist who was practicing inpatient, adult psychiatric care at Parkview Medical Center in Pueblo. The Administrative Law Judge relied on the Board’s expert opinion and found that the doctor provided substandard care through inadequate evaluation, conferral, and referral when treating a 25-year-old developmentally-disabled male with historical diagnoses of autism and a seizure disorder. The ALJ further recommended revocation of the physician’s license to practice medicine.

Colorado Medical Board v. Credeur, D.C. Counsel for the Medical Board successfully sought a district court order to enforce a subpoena issued in a Board investigation of a chiropractor. The Board’s investigation concerned whether the chiropractor’s practice exceeded the scope of chiropractic practice. Through extensive briefing at the state district court and court of appeals, the Board’s authority to issue and enforce such subpoenas was clarified and confirmed.

Board attorneys advised the Board and Division staff during the legislative session regarding major changes proposed to Colorado’s peer review (now “professional review”) statute. The resulting law confirmed the Board’s authority to access professional review records and clarified the reporting requirements of professional review entities to the Medical Board, particularly when taking action adversely affecting (for instance) physician privileges.

Board attorneys continue to prosecute multiple medical marijuana-related disciplinary matters for the Board. These cases involve physicians the Board alleges recommended medical marijuana without establishing a bona fide physician-patient relationship. These matters are ongoing.

Nursing and Dental Unit

The Nursing and Dental Unit provides legal representation to the state boards that regulate nurses, dentists, certified nurse aides, psychiatric technicians, nursing home administrators, surgical assistants and surgical technologists, and the Nurse Physician Advisory Task Force for Colorado Health Care. The Unit

supports each represented entity in its mission to protect public health, safety and welfare. Legal services provided include litigation and resolution of licensure, disciplinary and injunctive matters, as well as general counsel representation at board meetings, advice and guidance with regard to compliance with the state's open meetings law, rulemaking and policy issues.

Board of Nursing

Counsel for the Board of Nursing resolved a large number of cases this year related to Advanced Practice Nursing, Registered Nurses, Licensed Practical Nurses and Certified Nurse Aides. Counsel successfully resolved a case involving a registered nurse who admitted to engaging in substandard care, substandard practice, and incorrect documentation. The nurse's conduct included responding to an alarm regarding an infiltrated intravenous line, but not assessing the patient as unresponsive. The patient required a "code zero" followed by a transfer to ICU. Respondent agreed to a two-year period of probation. Counsel successfully litigated a case involving a CNA ("Certified Nurse Aide"), in which the CNA's certification was revoked following a hearing upon proof that the CNA failed to report her felony conviction to the Board and her related criminal conduct was in violation of the practice act. (The CNA had entered pleas of guilty related to criminal conduct and a sexual relationship with an inmate.)

In addition to general counsel representation at the Full Board Meetings and Panel Meetings, counsel for the board provided advice on issues including statutory construction regarding prescriptive authority and professional review of advanced practice nurses and advice on significant rulemaking.

Board of Examiners of Nursing Home Administrators

Counsel for the board provided general legal representation at board meetings and advice and guidance with regard to compliance with the state's open meetings law and advice on rulemaking. Counsel also provided legal representation on disciplinary matters.

Surgical Assistants and Surgical Technologists

Counsel litigated two disciplinary cases, including the first case referred for discipline in this program. Counsel successfully prosecuted a surgical technologist who was found to be using an anesthetic agent while working, as well as using a prescription drug for which she did not have a prescription. The surgical technologist's registration was revoked following a hearing. The testimony in this case clarified the statutory lan-

guage regarding what constitutes "abuse" of a prescription drug, as well as defining the anesthetic agent (a non-scheduled, non-habit forming drug) as a drug "having similar effect" within the meaning of the disciplinary statute.

Counsel worked closely with the Division Director in this Director-model program and provided general counsel representation including providing advice on statutory authority for discipline and advice on rulemaking. Counsel also assisted with the Director in successfully defending a rule before Legislative Legal Services.

Nurse Physician Advisory Committee Task Force

The Nurse Physician Advisory Committee Task Force is comprised of physicians and nurses, representatives of their professional organizations, and communities who provide consensus recommendations to the executive director of the Department of Regulatory Agencies, the Colorado Medical Board or the Board of Nursing on a number of issues. Counsel for the Nurse Physician Advisory Committee Task Force provided general counsel representation, including advice and guidance on compliance with the state's open meetings law for this unique task force.

The Colorado Board of Dental Examiners

Counsel for the board successfully negotiated, resolved, or initiated litigation in a number of complex disciplinary cases involving dentists. Counsel to the Board negotiated a stipulated relinquishment in a highly publicized case in which a dentist had previously signed an Interim Cessation of Practice Agreement, in lieu of summary suspension, on allegations of abuse/misuse of controlled substances and diverting controlled substances from patients. Respondent subsequently relinquished his license making admissions related to habitual abuse or excessively using habit-forming drugs or alcohol and on allegations of needle sharing between patients. Counsel for the Board filed charges in numerous cases this year, including filing charges against two dentists who admitted to substandard dental care, fraudulent billing, and failing to make essential entries related to dental care involving dentures and dental implants. The cases were resolved by stipulations in which each dentist stipulated to probation and practice monitoring. Counsel resolved a number of cases against dentists who were unsafe to practice because of health conditions including drug diversion. The public was protected in each case by the prompt use of interim agreements to cease practice, ultimately resulting in public discipline.

Counsel represented the board in a case before the

Court of Appeals. The case resulted in a ruling favorable to the board based on the Appellant's appeal being moot.

Counsel to the Board provided general counsel representation at the Full Board Meetings and Panel Meetings, providing advice on the open meetings laws, as well as on rulemaking.

Health Services Unit

The Unit provides general counsel and litigation representation to the various health-related regulatory programs including:

- Board of Addiction Counselor Examiners
- Marriage and Family Therapist Examiners Board
- Office of Massage Therapist Registration
- Psychologist Examiners Board
- The Social Work Examiners Board
- The Board of Veterinary Medicine
- The Board of Chiropractic Examiners
- The Board of Optometric Examiners
- The Board of Registered Psychotherapists
- The Licensed Professional Counselors Examiners Board

The Unit supports each represented entity in its mission to protect the public. Legal services provided include litigation and resolution of licensure, disciplinary and injunctive matters, as well as advice and guidance with regard to rulemaking and policy issues.

Examples of cases in 2012 include:

Office of Massage Therapist Registration v. Kim Ziwak: Following a favorable decision to deny Ms. Ziwak's application for Massage Therapy registration, Ms. Ziwak initiated an appeal, seeking judicial review before the Court of Appeals. Unit attorneys defended the matter before the Court of Appeals, which upheld the Director's decision to deny Ms. Ziwak's application based on a prior conviction for a prostitution-related offense. The Court rejected Ms. Ziwak's arguments concerning the ex-offenders employment statute and retrospective application of the Massage Therapy Practice Act.

Board of Optometric Examiners v. Diego Posada: Unit attorneys negotiated a settlement with Diego Posada, obtaining a permanent relinquishment of his license to practice optometry in the state of Colorado following allegations that he sexually assaulted the children of patients who were seeking treatment in his office.

Chittenden v. Board of Social Work Examiners: Unit attorneys successfully defended an appeal of an administrative decision by the Social Work Board to not entertain a petition for declaratory order submitted by Chittenden. The petition for declaratory order was essentially an "end-run" around a currently pending disciplinary matter. The Court upheld the Board's decision and found that given the context of the appeal and the relief sought, the refusal to consider the petition was not reviewable and dismissed Ms. Chittenden's appeal.

Board of Chiropractic Examiners v. Cody: Unit attorneys successfully prosecuted an administrative hearing before the Office of Administrative Courts, obtaining a recommendation for revocation of the chiropractic license of Dr. Jack Cody, DC following allegations that he made improper sexual contact with a patient during an examination in his office. The matter remains pending before the Board of Chiropractic Examiners pending final agency review.

Board of Chiropractic Examiners v. Thomas Lawrence, D.C.: Unit attorneys obtained an initial decision, upheld by the Board of Chiropractic Examiners, denying the license application of Thomas Lawrence based upon his prior convictions for felony billing fraud in connection with Medicare. Lawrence had been convicted of 36 felony counts relating to his previous practice as a chiropractor, where he was alleged to have entered codes for services not rendered in an effort to secure payment from Medicare.

Unit attorneys continue to advise the 10 boards and programs throughout the year, as they update and modernize their rules to comply with the new sunset review statutes and modernize their rules and policies in light of evolving trends in their respective professions. For example, the Board of Optometric Examiners addressed concerns relating to the changes that were intended to allow optometrists to dispense certain medications, and the Board of Veterinary Medicine continues to look at issues that impact animal health care, including small and large animal dentistry.

The Division of Insurance

The Division of Insurance is responsible for regulating the *business of insurance* in Colorado and other businesses and/or professions related to insurance. The Division's regulatory authority extends to health care insurance, health maintenance organizations, long-term care insurance, Medicare supplement insurance, life insurance and annuities, title insurance and property and casualty insurance (including auto and homeowners insurance). The Division also oversees the *bail bond* business in Colorado by regulating bail bond agents, bail bond registrants and insurance companies

that underwrite bail bonds. The Division is also responsible for certain regulatory matters related to *preneed funeral contracts*.

Unit attorneys assist the Commissioner of Insurance and Division personnel on a wide variety of matters, including general counsel advice on fiscal and policy matters; legal issues related to the business of insurance through Informal Attorney General Opinions; rulemaking (including participation in monthly rule-making hearings); requests for records under the Colorado Open Records Act; and changes and amendments to the insurance laws during the legislative session.

Unit attorneys also prosecute and represent the Division in litigation involving regulatory actions and market conduct examinations against *unauthorized* individuals and companies and *licensed* individuals and insurance companies engaged in the business of insurance. Unit attorneys also defend the Commissioner and Division personnel in third-party litigation where the Commissioner and/or the Division are named as defendants or when Division personnel and/or Division records are subpoenaed. The Division currently has cases involving insurance producer licensing matters and market conduct examinations pending at the Office of Administrative Courts, in state district court and the Colorado appellate courts.

Significant cases in 2012 included the following:

Farmers Insurance Exchange, Mid-Century Insurance Company, and Bristol West Insurance Company: Unit attorneys successfully completed a three-part settlement of a case filed in the Denver District Court and the Colorado Court of Appeals related to three Final Agency Orders issued by the Commissioner concerning Division market conduct examinations of Farmers Insurance Exchange, Mid-Century Insurance Company, and Bristol West Insurance Company. The MCEs in question identified numerous violations of Colorado insurance statutes and regulations related to the companies' *private passenger auto insurance* business in Colorado. Pursuant to terms of the settlements, the companies agreed to comply with the Division's interpretation of disputed insurance statutes and regulations regarding the failure of the companies to provide mandated language in policies fully informing consumers of their policy rights. The terms of the settlements also required the adoption of an improved computerized record-keeping system for the claims handling process that will be implemented by all Farmers' companies doing automobile liability and motor vehicle liability insurance business in Colorado. The settlements also included civil penalties and surcharges totaling \$590,000.

Alliant Title Insurance Company: The Division conducted a market conduct examination of Alliant Title Insurance Company indicating the company violated

various Colorado insurance laws and regulations related to the company's *title insurance* business in Colorado. Unit attorneys successfully negotiated a settlement with the company just prior to litigation being filed simultaneously in Denver District Court and the Colorado Court of Appeals. The company admitted various violations of Colorado law and related regulations including, but not limited to, failure to provide anti-fraud statements in title documents, charging unfiled (improper) rates, failing to preserve evidence of examination of title, failure to provide evidence that specific coverage exceptions had been disclosed and failure to properly remit and/or report premium. The settlement also included \$106,000 in civil penalties and surcharges.

John Alden Life Insurance Company: The Division oversaw a market conduct examination of John Alden Life Insurance Company indicating the company violated various Colorado insurance laws and regulations pertaining to the company's *health insurance* business. Prior to issuance of a Final Agency Order, the Commissioner of Insurance called for and, with the guidance of Unit attorneys, conducted a non-adversarial "Investigatory Hearing" under Title 10, C.R.S. This was the first hearing of its type conducted by the Division. The Commissioner ultimately determined that the company violated various provisions of Colorado law and related regulations including, but not limited to, failure of the company's contracts and forms to include required provisions and/or correct/complete provisions for cervical cancer vaccines, hearing aids for minor children, organ transplants and outpatient physical, occupational and speech therapies. The Commissioner also imposed \$85,500 in civil penalties and surcharges.

Unites States Fire Insurance Company and North River Insurance Company: The Division conducted a market conduct examination of Unites States Fire Insurance Company and North River Insurance Company indicating the companies violated various Colorado insurance laws and regulations related to the company's *bail bond* business in Colorado. Unit attorneys assisted the Division with negotiating settlements with the companies after the Commissioner issued Final Agency Orders pertaining to the MCEs which assessed \$155,200 in civil penalties against US Fire and \$85,000 in civil penalties against North River. The FAOs also required the companies to develop plans to ensure future compliance with Colorado insurance laws and regulations pertaining to the bail bond business.

Consolidated Medical Services & Joseph Benedetto: Unit attorneys prosecuted and successfully settled a case involving a Cease & Desist Order issued against Consolidated Medical Services and its founder, Joseph

Benedetto. CMS/Benedetto operated a website as a vehicle to purportedly sell insurance and recruit “Affiliates” for an internet-based marketing program. The Cease & Desist Order determined that CMS/Benedetto (and their Affiliates) engaged in fraud and the unauthorized transaction of insurance business in Colorado by marketing and selling *medical benefit programs* to consumers as an alternative to traditional health insurance. The medical benefit programs targeted consumers who had pre-existing conditions and/or who may have been denied traditional major medical insurance. The Cease & Desist Order precludes CMS/Benedetto from conducting any insurance related business in Colorado.

Cinergy Health, Inc. and Steven Trattner: Unit attorneys prosecuted and successfully settled a case involving Cinergy Health, Inc. and Cinergy representative Steven Trattner. Cinergy entered into contracts with various associations and/or purported insurance companies to market *limited health benefit plan insurance policies* to consumers in many states, including Colorado. Limited health benefit plan insurance policies provide coverage, typically through membership in an association, with insurance limits for individuals and groups that are far lower than those provided by a traditional health insurance policy. Limited health benefit plan insurance policies are typically recommended to be used only in conjunction with and not as an alternative to a traditional major medical or catastrophic coverage policy. The policies sold by Cinergy generally provided first dollar coverage to policyholders (immediate coverage for medical expenses not subject to a deductible) though it capped coverage for certain medical costs and treatment at amounts substantially lower than the actual coverage required by policyholders. Cinergy marketed and sold the policies in Colorado primarily through television advertisements aired in the state and through telephone solicitations into Colorado by unlicensed agents in Florida. Cinergy/Trattner admitted having their agents engage in the unauthorized transaction of the business of insurance in Colorado, that their agents made false and misleading statements to consumers as part of their marketing and advertising, and that they failed to disclose administrative and/or regulatory proceedings in other states. Cinergy/Trattner admitted that they violated various provisions of Colorado law and related regulations and agreed to pay \$110,000 in civil penalties and surcharges.

Minnesota Surety & Trust Company: In 2011, Unit attorneys and the Division obtained a \$1,200,000 settlement with Minnesota Surety & Trust Company, a non-resident *bail bond insurance* company, after an expedited investigation and administrative action involving numerous sworn statements and extensive review of records. The settlement included the suspension of the company’s authority to conduct business in

Colorado for various violations of Colorado insurance laws and regulations. Relying on the work done in Colorado, the Minnesota Attorney General’s Office successfully took steps in 2012 to liquidate the company in Minnesota, its state of domicile.

The Bail Bonding Agent Act (BBAA), §§12-7-101, C.R.S., et seq was set to Sunset in 2012. House Bill 1266 was introduced in order to continue the regulation of bail bond agents. In its final form, HB 1266 repealed the BBAA and re-codified the majority of the BBAA within Title 10 (new Article 23). Specifically, professional cash and cash bail bond agents will now be registrants and bail bond agents that are appointed by an insurance company must now be licensed as insurance producers with a casualty line of authority. Unit attorneys offered extensive advice and counsel to the Division throughout the Sunset and legislative process involving HB 1266, and assisted the Division with the drafting and promulgating of regulations for the implementation of HB 1266.

Unit attorneys continue to assist the Division with matters related to federal health care reform and the Division’s commitment to making healthcare more accessible to consumers and containing health care costs while at the same time trying to maintain a competitive, viable market among insurers. The Unit’s workload regarding federal health care reform will continue to increase given implementation deadlines set out in the federal law, the need to align state insurance law with federal law, and issues related to insurance premium rates.

Securities

Unit attorneys act as general and litigation counsel to the Securities Commissioner and the Colorado Division of Securities. The Unit assists the Division of Securities in the regulation of securities, issuers, broker-dealers, sales representatives, investment advisers, investment adviser representatives and other related entities. Unit attorneys primarily conduct litigation in administrative and district courts on behalf of the Division of Securities against individuals and entities involved in the offering of traditional investments (such as stocks and bonds), private placement offerings, and exotic/non-traditional instruments such as derivatives (eg. collateralized mortgage obligations) and auction rate securities.

Significant cases in 2012 include:

Joseph v. Mieka Corporation: Unit attorneys successfully defended an appeal initiated by Mieka Corporation following a successful administrative action resulting in an order directing Mieka to cease and desist from future securities violations in Colorado. As a result, the Court of Appeals issued a published opinion

providing additional guidance concerning whether “joint venture” investments are securities under Colorado law, an issue which continues to be hotly contested in Colorado Courts.

Fred Joseph v. Clinton D. Fraley: Unit attorneys successfully obtained a temporary restraining order, and ultimately, a permanent injunction against Clinton D. Fraley and his associated businesses and his trust following evidence that Fraley essentially solicited and then stole money from two Denver-area firefighters. Evidence revealed that Fraley took investor funds out of their trading accounts through the use of forged checks and then used the money to purchase a home in the Denver-area under the name of Clinton D. Fraley Living Trust. A judgment in the amount of \$598,785.37 was entered against Fraley and he was permanently enjoined from conducting business in Colorado as a securities professional.

Joseph v. John J. Jellinek. Unit attorneys successfully obtained a permanent injunction and restitution in the amount of \$400,000.00 from Jellinek and his company, Jelco Ventures, Inc. following a scheme to raise money from investors for the purchase of preferred stock. Instead of investing the funds, Jellinek diverted the money to pay off other investors, and used investor funds for personal expenses including his personal residence. Under the terms of the permanent injunction, Jellinek is barred from the securities industry in Colorado.

Bottom Line Results, Inc.: Unit attorneys successfully obtained a summary suspension, and then a revocation of the broker-dealer license of Bottom Line Results, Inc. and the securities sales representative license of Richard Roop following allegations that Roop and Bottom Line failed to comply with a lawful demand for records by the Division of Securities.

Unit attorneys continue to represent the Division of Securities in active litigation before all Colorado state and administrative courts, and continue to advise the Division as requested on a variety of issues impacting the regulation of securities professionals and securities products offered in and from the state of Colorado.

Agriculture/Regulatory Boards Division of Registrations Professional and Technical Licensing Boards

The Unit provides general counsel and litigation representation to a variety of Type 1 boards and Type 2 licensing programs within the DORA. The Unit supports each represented entity in its mission to protect the public. Legal services provided include litigation and resolution of licensure, disciplinary, and injunctive matters, as well as advice and guidance with re-

gard to rulemaking and policy issues. The Type 1 boards represented include the Board of Accountancy; the Board of Licensure for Architects, Professional Engineers and Professional Land Surveyors; the State Electrical Board; the Board of Landscape Architects; the Passenger Tramway Safety Board; and the Examining Board of Plumbers.

The Type 2 programs represented include: the Office of Acupuncture Licensure, the Office of Audiology and Hearing Aid Provider Licensure, the Office of Athletic Trainer Registration, the Office of Barber and Cosmetology Licensure, the Office of Funeral Home and Crematory Registration, the Office of Midwifery Registration, the Office of Physical Therapy Licensure, the Office of Occupational Therapist Registration, the Office of Outfitters Registration, and the Office of Respiratory Therapy Licensure.

In 2012, counsel for the Board of Licensure for Architects, Professional Engineers and Professional Land Surveyors filed charges to suspend the license of an engineer, Gary Howell, for allegedly performing sub-standard work on an elementary school in Meeker. The Meeker Elementary School was closed and evacuated in November 2011 after it was found to be structurally deficient. The Board claims that, in his engineering design, Mr. Howell did not meet professional practice standards and violated rules of conduct, including that he failed to consider seismic forces, failed to apply the correct occupancy category, failed to properly size foundation footings, and failed to complete structural design loads. Mr. Howell agreed to cease practice until the case is complete. The matter is scheduled for hearing in early 2013.

Division of Banking

The Unit acts as general and litigation counsel to the Division of Banking and to the Colorado Banking Board which are responsible for the regulation of state-chartered commercial banks, trust companies, industrial banks, and money transmitters. Unit attorneys assist and advise on a variety of matters, including charter and license application hearings, promulgation of rules and regulations, enforcement of corresponding state laws and regulations, involuntary liquidation, and any other emergency issues that may arise.

Department of Agriculture

The Unit acts as general and litigation counsel to the various divisions of the Department of Agriculture, advising on a wide variety of subject areas including rulemaking, alternative livestock, Pet Animal Care Facilities Act enforcement matters, emergency preparedness, zoning, animal cruelty, animal identification,

homeland security, regulation of the sale and use of pesticides, regulation of seed and nursery stock, promotion and marketing of agricultural products, control of noxious weeds, certification of organic producers, regulation of farm products dealers and commodity handlers, inspection of all commercially used weights and measures in the state, administration of the livestock brand recording system, and administration of the State Fair and its associated activities.

In 2012 the attorneys in the Unit:

Briefed appellate argument in defense of an injunction that permanently barred cattle ownership by a Logan County resident who had been found by the district court to be unfit to own livestock; and argued the appeal before the appellate court. The Court of Appeals affirmed judgment and published the opinion. 2012 COA 144.

In late 2011, the Department's attorneys obtained a court order that permanently enjoined a Park County rancher from owning cattle in that County after he allowed more than 150 head of cattle to starve to death during the 2010 winter. During 2012, the Department's attorneys worked with counsel for the parties who had leased the cattle to the rancher in their legal efforts to be compensated. The lessors prevailed, winning a judgment in excess of \$1M. The rancher has appealed the district court's decisions, and the Department's attorneys are awaiting a final briefing schedule from the Court of Appeals with regard to the question of whether the injunction may stand.

Provided counsel to the Alternative Livestock program and assisted with bringing various alternative livestock owners' records into order and compliance with the rules and regulations promulgated by the Colorado State Board of Stock Inspection Commissioners.

Defended the State Fair in its decision to disqualify two goats, one of which had been the 2011 Reserve Grand Champion, based on alleged violations of the 2011 Competition Requirements. Resolved the case through a mediated settlement, the contents of which are confidential.

Re-wrote Colorado State Fair's General Rules, General Livestock Competition Requirements, Junior Livestock Competition Requirements, and Junior Livestock Sale Participation Requirements and Livestock Competition Requirements so that the rules would include processes by which participants could appeal decisions of CSF and the CSF Authority.

Mined Land Reclamation Board

The Unit acts as general and litigation counsel to the

Mined Land Reclamation Board, which establishes the regulations, standards and policies that guide the Division of Reclamation, Mining and Safety. The Board implements the Colorado Mined Land Reclamation Act and is actively involved in the decision-making process for controversial permit issuance and enforcement actions. The Unit provides legal assistance as required by the board, including approving or denying permits and permit modifications when there has been public comment; issuing violations; setting civil penalties; setting program policy, and promulgating rules, and revoking permits and forfeiting bonds.

Noteworthy cases of 2012 include:

Cotter Corporation, Schwartwalder Mine: Cotter Corporation brought a judicial review action concerning the Board's order to dewater the Schwartwalder Mine. The mine is adjacent to Ralston Creek, which flows into Ralston Reservoir, a drinking water source for Denver and Arvada. Cotter ceased mining operations in 2000, but the mine filled with water containing high levels of uranium, radium, and molybdenum. The mine pool contains almost 150 million gallons of contaminated water and reaches a level 25 feet above Ralston Creek. The Division of Reclamation, Mining and Safety notified Cotter that the situation at the mine was a potential violation of the Mined Land Reclamation Act. The Board heard the matter in July 2010, where it found Cotter in violation of the Act and ordered Cotter to reinitiate mine dewatering sufficient to reestablish a hydraulic gradient away from Ralston Creek. The Board also ordered Cotter to provide financial warranty, to amend its permit, and to pay a civil penalty. Cotter filed a Complaint for Judicial Review in Denver District Court, which affirmed the Board's order, finding that the Board's decision was supported by substantial evidence and was otherwise reasonable and proper. Cotter appealed the District Court's decision to the Court of Appeals in November 2011. The Board and Cotter settled the case in September 2012, in which the Board agreed to allow Cotter to treat the mine water to remove pollutants and Cotter agreed to dewater the mine as the Board ordered. If treatments are ineffective.

High Country Citizens' Alliance: The Board defended a judicial review action by High Country Citizens' Alliance concerning the Board's order approving a prospecting notice. High Country argued that the Board should have considered and required additional bonding for potential impacts on water resources near the mine. The Board reviewed findings of other state agencies charged with monitoring water quality, the reduced size of the mining project, steps taken to protect water resources, and the historical quality of the water at issue. The District Court affirmed the Board's order. High Country filed an appeal with the Court of Appeals in July 2012.

Independent Ethics Commission

Amendment 41, which was passed by Colorado voters in 2006, established the Independent Ethics Commission to handle complaints and advisory opinions to help define ethical conduct for government officials and employees. Subsequent legislation further clarified the Independent Ethics Commission's duties. Since 2008, counsel for the Independent Ethics Commission has advised the commission in its resolution of complaints, issuance of advisory opinions, letter rulings and position statements. Those opinions, rulings and statements issued in 2012 covered a broad range of topics, including:

- Acceptance of travel expenses from a federal agency;
- Conflicts of interest of a local government official;
- Acceptance of travel expenses from a non-profit entity;
- Application of the gift ban at political events;
- Acceptance of registration fees for conferences;
- And acceptance of travel expenses from foreign governmental agencies.
- Conflicts of interest of a local government official;
- Application of the gift ban at political events.

Revenue and Utilities Section

In order to create better efficiencies and streamline operations, the new Revenue and Utilities Section was created in 2012 by dividing the Business & Licensing Section in two. The three units of the Revenue and Utilities Section provide legal advice and litigation services to the Department of Revenue, the Litigation Staff of the Public Utilities Commission within the Department of Regulatory Agencies, and the Property Tax Administrator and Property Tax Division within the Department of Local Affairs.

Revenue Unit

The Revenue Unit's attorneys provide general counsel and litigation support to all of the Department of Revenue's business groups: taxation, enforcement, lottery and motor vehicles. This Unit also represents the Property Tax Administrator within the Department of Local Affairs.

Tax Enforcement

The Department of Revenue's taxation divisions require intensive legal services to ensure that taxpayers comply with the law and pay the amounts owed under the law, thereby protecting the interests of all taxpayers. Tax cases often are complex, involving disputed amounts in the millions of dollars. Under state law, tax cases are tried twice: once at the administrative level, and then again in a *de novo* trial in district court. Many cases also are appealed to Colorado's appellate courts. Once the amount of tax is conclusively assessed, the Revenue Unit's attorneys provide legal advice and representation regarding collections. When delinquent taxpayers declare bankruptcy, the Department's interests must be protected in bankruptcy court.

During 2012, Unit attorneys represented the Department of Revenue's taxation divisions in administrative hearings, in state and federal trial and appellate courts.

The Revenue Unit attorneys also defended the state's interest in numerous bankruptcy cases and involuntary seizures, resulting in recovery of sums of money that otherwise might not be collected. Unit attorneys are regularly called upon to determine whether the state's activities are consistent with the automatic stay while bankruptcy cases are pending, and whether taxes and other monies owed to the state remain collectible once a bankruptcy discharge has been granted.

Tax cases pending in district court this year will address many issues, including, for example, the taxability of so-called "blunt wraps," a type of cigar wrapper, under the state's "other tobacco product" tax and the applicability of the machinery sales tax exemption to refining plants which are not located in enterprise zones.

The Unit's attorneys will also represent the Department in several tax cases in appellate courts, including for example:

Defending the denial of bad debt deductions to financial institutions that merely funded motor vehicle purchases;

Seeking review of an order addressing the types of deductions allowed for severance tax; and

Defending a state law which established reporting requirements for retailers that do not collect Colorado sales or use tax.

Regulation and Licensure

Attorneys in the Unit also represent the Department of Revenue's enforcement and lottery business groups and its several boards, commissions and regulatory programs. These include the Colorado Limited Gaming Control Commission, the Motor Vehicle Dealer Board, the Colorado Racing Commission, the Liquor Enforcement Division the Medical Marijuana Enforcement Division and the Colorado Lottery. Each regularly assigned lawyer provides general counsel advice to the programs, litigates cases at the administrative level, and represents the client on judicial review or appeal.

The Attorney General's medical marijuana litigation team successfully settled a lawsuit against the Department of Revenue, the Department of Public Health and Environment, and the Governor, challenging several statutory and regulatory provisions governing medical marijuana primary caregivers and businesses. The Unit's attorneys also advised the Medical Marijuana Enforcement Division on a variety of licensing matters, and successfully defended all appealed business denials.

Attorneys for the Gaming Commission successfully defended a lawsuit brought by Gilpin County challenging the Gaming Commission's rule codifying its historical interpretation of how certain gaming funds are distributed to Teller County, Gilpin County, and the three gaming towns. The case was appealed to the Colorado Court of Appeals and the court affirmed the district court's dismissal of the challenge to the Gam-

ing Commission's rulemaking.

Unit Attorneys advised the Division of Motor Vehicles ("DMV") by issuing informal opinions and reviewing rules. Attorneys represented the Department in cases against two third-party testers, and in driver's license revocation cases in several district courts in Colorado and in the Colorado Court of Appeals. Attorneys prevailed in two cases before the Colorado Court of Appeals concerning the applicability of the Fourth Amendment in civil administrative driver's license revocation hearings, an issue of first impression in Colorado. In *Franzen v. Colorado Dep't of Revenue* and in *Hanson v. Colorado Dep't of Revenue*, the Court of Appeals agreed with the Department that the Fourth Amendment's exclusionary rule does not apply in civil administrative driver's license revocation proceedings. Petitions for writ of certiorari are pending in both of these cases.

Property Tax Administrator

Attorneys provided legal advice and litigation services to the Colorado Department of Local Affairs' Division of Property Taxation, led by the Property Tax Administrator. The Division coordinates and administers the implementation of property tax law throughout 64 counties in Colorado, and is responsible for the valuation of the operating plant and property of all public utilities doing business in Colorado. These include telephone companies, airlines and railroads, among others. Attorneys representing the Division provide statutory interpretation and other general counsel services as needed and represent the Property Tax Administrator in administrative hearings and litigation before the Board of Assessment Appeals and the state district and appellate courts. This year, attorneys for the Property Tax Administrator pursued appeals in exemption cases concerning the YMCA camps in Larimer and Grand Counties, arguing in the Court of Appeals that the Board of Assessment Appeals misconstrued the law. A decision in that case is pending. Attorneys also continued to defend the Division's method of valuation of public utilities on constitutional and statutory grounds. That case is pending in the Colorado Supreme Court, awaiting argument in 2013.

Conservation Easement Tax Credit Unit

The Conservation Easement (CE) Tax Credit Unit attorneys represent the Department of Revenue in litigation of the denial of CE income tax credits in administrative hearings and in *de novo* trials in district court. The Unit was created in 2011, following House Bill 11-1300, which established special procedures to facilitate the equitable and expeditious resolution of hundreds of these disputes.

Noteworthy Highlights from 2012:

On January 5, 2012, in a published opinion, the Colorado Court of Appeals dismissed a petition for interlocutory appeal pursuant to C.A.R. 4.2 filed by taxpayers' counsel, in the matter of *Farm Deals, LLLP, et al. v. Colorado Department of Revenue, et al.* The taxpayers sought interlocutory review of two issues of law related to service of process on CE tax credit purchasers (Transferees). The Court of Appeals held that the trial court improperly granted the untimely motion for certification pursuant to C.A.R. 4.2. The Court further held that the petition was jurisdictionally barred due to taxpayers' counsel's failure to file the petition within the fourteen-day deadline set by C.A.R. 4.2(d), and that counsel failed to show good cause for an extension under C.A.R. 26(b).

On March 15, 2012, in a published opinion, the Colorado Court of Appeals affirmed in part and reversed in part an Order issued by Judge M. Jon Kolomitz in a CE tax credit case: *Kowalchik, et al., v. Brohl*. The Court of Appeals held that neither the statutory procedure governing CE tax credit cases nor due process require that CE tax credit Transferees be joined as necessary parties to CE tax credit cases. The Court of Appeals also held that CE tax credit Transferees are taxpayers who may be subject to deficiencies, interest, and penalties stemming from their CE tax credit following the conclusion of litigation regarding the validity and value of CE tax credits which they purchased and used.

From early spring to late summer, the rest of the CE tax credit cases, which had been halted pending resolution of the *Kowalchik* C.A.R. 4.2 appeal described above, were served by taxpayers upon the Department of Revenue. The Department of Revenue answered, and pressed to move these cases through procedural and administrative requirements as expeditiously and efficiently as was possible.

The first of many CE tax credit threshold validity hearings was held in the Otero District Court in La Junta, Colorado on October 9 and 10, 2012. The Department of Revenue awaits written findings from the Court determining whether the CE tax credit is valid, as provided in section 39-22-522.5(2)(i), C.R.S.

On October 15, 2012, in *Medved v. Brohl*, the Court of Appeals heard a taxpayer's C.A.R. 4.2 petition in a CE tax credit dispute involving over \$6 million in liability. The Court of Appeals denied a taxpayer's request for interlocutory review of a statute of limitations ruling against the taxpayer. The district court previously had agreed with the Revenue, ruling (1) it should defer to the agency in light of the 2006 statute's silence on the issue; and (2) the 2007 amendment was a mere clarification of the existing statute. Revenue opposed interlocutory review, arguing that the issue was not "controlling" and that interlocutory review would not

promote a more orderly disposition of the litigation due to the presence of other pending claims. The Court of Appeals agreed with the Department and denied the C.A.R. 4.2 petition.

As of the end of calendar year 2012:

478 disallowed CE cases subject to the provisions of House Bill 11-1300 have been filed as district court cases against the Department of Revenue and consolidated into 125 discrete cases.

Two additional district court judges have been identified to hear these district court cases bringing the total number of judges hearing CE disputes to five.

The CE Tax Credit Tax Credit Unit trial teams have set validity hearings in 33 of the 125 outstanding distinct district court cases. These hearings commence in February and are scheduled to date through the end of November, with the remainder of the validity hearings to be set as soon as is possible.

The majority of the district court appeals are entering the discovery phase with the Department of Revenue pressing to set the remaining hearings as soon as possible. Substantial settlements have been negotiated with donors and transferees, mitigating the need for and expense of further litigation.

More than half of the cases remaining in the administrative process have been settled. Many of the remaining administrative cases are in settlement negotiations. All of the administrative cases will have had a hearing or have been settled prior to the dates imposed under House Bill 11-1300.

As of December 31, 2012, settlements in the amount of \$6,721,879.25 have been negotiated on behalf of the Department. In six cases, Notices of Final Determination have been issued by the Department representing an additional amount of \$2,176,145 due and payable by taxpayers in CE tax credit cases.

Public Utilities Commission Litigation Unit

The Public Utilities Commission regulates the rates, charges, services and facilities of public utilities within Colorado. The Public Utilities Litigation Unit primarily represents the litigation staff of the Public Utilities Commission. The Unit appears before the commission in litigated matters on behalf of the public interest to balance the need for fair utility rates for all consumers and the financial health of the utilities. The Unit works to ensure that adequate and reliable gas, electric, telephone, water and water/sewer, and motor carrier utility service is provided at reasonable rates.

Significant cases in 2012 include:

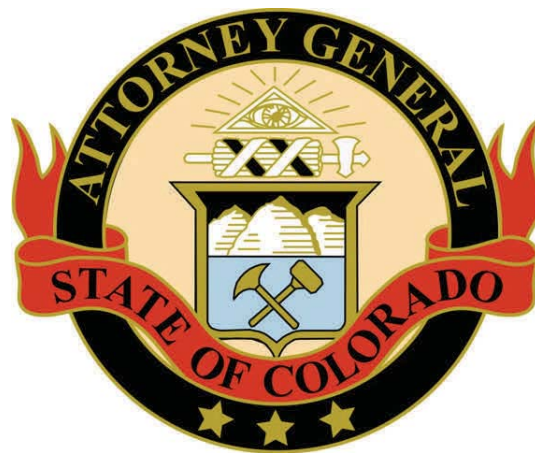
Public Service Company of Colorado 2011 Electric Resource Plan: Represented Staff in Public Service Company of Colorado's (Public Service or the company) 2011 Electric Resource Plan (2011 ERP) docket. The company filed this ERP pursuant to Colorado Public Utility Commission (the Commission or PUC) rules to evaluate the need for additional generation resources in the next ten years and to propose a process and plan for acquiring such resources. By separate application, the company also proposed two alternative forms of acquisition outside of the 2011 ERP plan, although these applications were consolidated with the 2011 ERP. The company proposed to acquire the Brush generating units, roughly 78 MW of existing gas generation (the Brush acquisition) and to enter into a power purchase agreement and a gas sales agreement with Southwest Generation, Inc. (the SWG transactions). Staff participated in a two week hearing on the consolidated matter and offered a number of recommendations. The Commission conducted public deliberations in December 2012. The Commission agreed with Staff's recommendation to deny the Brush acquisition because of the age and other attributes of the generating units. The Commission approved the SWG transactions despite agreeing with Staff that there were transparency concerns and other concerns with the way the Company conducted the acquisition. Finally, the PUC adopted a number of Staff's recommendations for the yet-to-come competitive resource solicitation.

Public Service Company of Colorado Energy Rate Case: Represented Staff in a Public Service Company of Colorado rate case in which Xcel Energy, Public Service's parent company, requested an annual increase to Public Service of \$153.2 million. Staff completed its audit and review and a settlement was entered into by Xcel, Staff, and other major intervenors including the Office of Consumer Counsel, Colorado Energy Consumers, and Climax Molybdenum. The settlement permitted Xcel to implement a series of three rate increases, as follows: \$73 million for the period May 1, 2012 through December 31, 2012, \$16 million for the period January 1, 2013 through December 31, 2013, and \$25 million for the period January 1, 2014 through December 31, 2014. The PUC approved the settlement.

Windsor Long Term Contract Program: Windsor is a voluntary "green" program Public Service offers to ratepayers. In its most recent form, the program was undifferentiated between residential customers and commercial and industrial customers. Customers paid a premium, which varied between customer classes, on top of the tariffed electric rates and could claim that they were purchasing green energy. In its latest case, Public Service proposed to continue offering its "standard" program to residential customers at a reduced premium price, while offering its commercial and industrial customers a complex "contract for differences" between the cost of a low-cost wind purchase

power agreement and Public Service's avoided costs (the Long Term Contract program). The company proposed to direct all but 17% of the output from the low-cost wind contract toward its Windsource programs. Staff opposed Public Service's Long Term Contract program because of the complexity of the contract and also opposed dedicating the benefits of the low-cost wind contract to the Windsource programs because Staff believes all ratepayers should experience the benefits of the low-cost wind contract. The Commission agreed with Staff's position and issued an order denying the Long Term Contract Program.

Public Service's Application to Provide Different Treatment to Its Boulder Customers: This was a case of first impression. Public Service filed an application seeking to apply different terms and conditions to some of the services it provides to its customers within the City of Boulder. Public Service argued that since (in the Company's view), Boulder has taken significant steps towards the municipalization of Public Service's electric distribution system within the City's limits, it was necessary to apply different treatment to its Boulder customers to prevent costs from being inappropriately shifted to the remainder of its customers in the event municipalization occurs. All the parties, with the exception of Public Service, argued that the company's application was premature. The Commission agreed and dismissed Public Service's application without prejudice.



**Office of the Attorney General
1525 Sherman Street
Denver, CO 80203**

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www.coloradoattorneygeneral.gov**

Department of Law
Schedule 10
FY 2014-15 Budget Request

Priority	Number	Division	Request	FTE	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Decision Items									
	1	Administration	Asset Maintenance	0.0	\$116,484	\$162,097	(\$107,493)	\$43,591	\$18,289
	2	Consumer Protection	FTE for Complaint Handling	1.0	\$56,123	\$0	\$56,123	\$0	\$0
	3	Administration	Database Administrator	1.0	\$105,651	\$0	\$0	\$105,651	\$0
	4	Appellate	Administrative Support	0.9	\$48,170	\$48,170	\$0	\$0	\$0
	5	Special Purpose	Lowry Range Litigation	0.0	\$392,400	\$0	\$392,400	\$0	\$0
	6	Administration	Attorney Registration and CLE	0.0	\$27,088	\$8,755	\$1,698	\$17,535	(\$900)
Total - Decision Items				2.9	\$745,916	\$219,022	\$342,728	\$166,777	\$17,389
Base Reduction Items									
Total - Base Reduction Items				0.0	\$0	\$0	\$0	\$0	\$0
Non-Prioritized Items									
		Natural Resources	Legal for DNR	2.0	\$327,888	\$0	\$0	\$327,888	\$0
		Administration	Network Resiliency (CORE)		\$9,532	\$0	\$0	\$9,532	\$0
		Administration	DTRS Operations Increase		\$1,806	\$723	\$406	\$246	\$431
		Administration	Secure Colorado Phase II		\$59,217	\$0	\$0	\$59,217	\$0
Total Non Prioritized Items				2.0	\$398,443	\$723	\$406	\$396,883	\$431
Grand Total November 1, 2013				4.9	\$1,144,359	\$219,745	\$343,134	\$563,660	\$17,820

Schedule 13 Funding Request for the 2014-15 Budget Cycle

Department: Law
 Request Title: Asset Maintenance
 Priority Number: 1

Dept. Approval by:  - 10/10/13 -

x Decision Item FY 2014-15
 Base Reduction Item FY 2014-15
 Supplemental FY 2013-14
 Budget Amendment FY 2014-15

OSPB Approval by: _____
 Date

Line Item Information		FY 2013-14		FY 2014-15		FY 2015-16
		1	2	3	4	6
	Fund	Appropriation FY 2013-14	Supplemental Request FY 2013-14	Base Request FY 2014-15	Funding Change Request FY 2014-15	Continuation Amount FY 2015-16
Total of All Line Items		Total	-			
	FTE	770,807	-	770,807	116,484	116,484
	GF	0.0	-	0.0	-	-
	GFE	21,754	-	21,754	162,097	162,097
	CF	-	-	-	-	-
	RF	388,299	-	388,299	(107,493)	(107,493)
	FF	359,373	-	359,373	43,591	43,591
		1,381	-	1,381	18,289	18,289
(1) Administration: Information Technology Asset Maintenance		Total	-			
	FTE	445,807	-	445,807	241,484	241,484
	GF	-	-	-	-	-
	GFE	21,754	-	21,754	162,097	162,097
	CF	63,299	-	63,299	17,507	17,507
	RF	359,373	-	359,373	43,591	43,591
	FF	1,381	-	1,381	18,289	18,289
(6) Special Purpose: Litigation, Management, and Technology		Total				
	FTE	325,000		325,000	(125,000)	(125,000)
	GF	-		-	-	-
	GFE	-		-	-	-
	CF	325,000		325,000	(125,000)	(125,000)
	RF	-		-	-	-
	FF	-		-	-	-

Letternote Text Revision Required? Yes: No: If yes, describe the Letternote Text Revision:

Cash or Federal Fund Name and COFRS Fund Number: Cash Funds #: 146, 150, 151,26Q, 296

Reappropriated Funds Source, by Department and Line Item Name: All programmatic funding sources

Approval by OIT? Yes: No: Not Required: X

Schedule 13s from Affected Departments: NA

Other Information:



DEPARTMENT OF LAW

*FY 2014-15 Funding Request
November 1, 2013*

*John W. Suthers
Attorney General*

*Cynthia Coffman
Chief Deputy Attorney General*

**Department Priority: 1
Request Title Asset Maintenance**

Summary of Incremental Funding Change for FY 2014-15	Total Funds	GF	CF	RF	FF	FTE
Total Request	\$116,484	\$162,097	(\$107,493)	\$43,591	\$18,289	0.0
Information Technology Asset Maintenance	\$241,484	\$162,097	\$17,507	\$43,591	\$18,289	0.0
Litigation Management and Technology	(\$125,000)	\$0	(\$125,000)	\$0	\$0	0.0

Summary of Incremental Funding Change for FY 2015-16	Total Funds	GF	CF	RF	FF	FTE
Total Request	\$116,484	\$162,097	(\$107,493)	\$43,591	\$18,289	0.0
Information Technology Asset Maintenance	\$241,484	\$162,097	\$17,507	\$43,591	\$18,289	0.0
Litigation Management and Technology	(\$125,000)	\$0	(\$125,000)	\$0	\$0	0.0

Request Summary:

The Department of Law is requesting \$116,484 TF to provide the needed resources to address the annual replacement of the department's IT infrastructure. Additionally, this request, if approved, will budget the entire IT resources within one line item, thereby reducing the current appropriation split between the Information Technology Asset Maintenance and the Litigation Management and Technology Line Items. This will allow the department to spend and represent the annual replacement costs within one line item, as well as appropriately budget the department's need by fund source.

Background:

The Department of Law manages its IT infrastructure budgets currently in two line items:

Information Technology and Asset Maintenance and Litigation Management and Technology. Currently the entire budget for IT efforts is \$571K (\$446K in the Asset Maintenance Line Item and \$125K in the Litigation Management and Technology line item).

This entire budget is not adequate to address the annual replacement cycles of hardware, software, and associated licensing. (See Chart #1) In addition, the appropriation by type of fund source (GF, CF, RF, and FF) is not appropriate.

FY 2008-09 was the last year that the IT Asset Maintenance line item was modified to address business direction and need. Since that time, the Department of Law has grown by 57.5 FTE (389

FTE in FY 09 to 446.5 FTE in FY 14). Each new FTE requires the addition of a computer, a monitor, and a minimum amount of software to provide the tools for that position to function effectively. Computers and software are appropriated one time in the year the new FTE are acquired, however the forecasted replacement costs of those additions are not budgeted and the annual contractual maintenance for the software licenses are not addressed in current statewide budget policies.

To accommodate for the funding deficiencies, the department minimizes expenses to stay within available resources, thereby increasing the risk for downstream failure, due to an aged infrastructure. As an example, the department is not meeting the current 4 year replacement strategy for desktop computers (See Chart #2). Currently, roughly 46% of the department's desktops are 4 years or older (2005-2009).

Lastly, the department is currently implementing a case and document management system, funded through a FY 2012-13 decision item. The department is making strides in becoming less paper intensive and flexible through software integration and reliance. However, to ensure the realization of these results requires a stable IT infrastructure.

Anticipated Outcomes:

With this request, the department will maintain the IT infrastructure, thereby minimize risk, within the planned replacement cycles. This will better position the department to minimize various hardware or software failures, ensuring each department employee has the appropriate tools to ensure adequate document and data handling as the agency represents client agencies and other state interests.

Assumptions for Calculations:

The Department of Law is requesting these dollars based on the life cycle estimates established in Chart #1. Additionally, the department is requesting the fund source of the appropriation to be in line with the FTE splits (See Chart #3)

Consequences if not Funded:

If this request is not funded, the department will continue to manage IT infrastructure needs through available resources and priorities.

However, the consequence of not funding the request has the potential to be disastrous for the department in its responsibilities to effectively represent the legal interests of the state. Stretching the life expectancy of computer equipment can result in total loss of data on network servers; missing a court filing deadline due to loss of a desktop hard drive; and/or loss of productivity as a result of network failure. The department loses \$91.08 (LSSA Blended Rate) for each hour that an individual is unable to access data due to desktop or network failure. Should the entire network be inaccessible, the potential loss to the department is up to \$40,667 per hour (\$91.08*446.5 FTE). Without a right sizing of the IT replacement budget, the efficient and effective work of the department may be compromised.

Impact to Other State Government Agency:

This request, if approved, will ultimately increase the transfer of dollars From CDPHE and DORA to support the CERCLA, Mortgage Broker Consumer Protection, and Securities Fraud programs.

Current Statutory Authority or Needed Statutory Change: NA

Chart #1: Forecasted annual replacement need:

Infrastructure Equipment	Current Quantity	Price	LifeCycle	Annual Cost
Blades	12	3,625.47	4	10,876
Chasis	3	32,000.00	4	24,000
Firewalls	3	17,548.02	4	13,161
Core Distribution Switches	6	11,707.39	4	17,561
IDF Cisco (Switches)	35	2,003.10	5	14,022
Tier I Storage (P4500)	6	17,853.00	4	26,780
Tier II Storage (P4300)	6	14,144.33	4	21,216
Tier III Storage (Drobo)	1	11,000.00	4	2,750
Total Printers		275,000.00	5	55,000
Laptops	95	1,800.00	4	42,750
Desktop	432	1,230.00	4	132,840
Microsoft Enterprise Agreement	1	138,171.00	1	138,171
Microsoft Server Licenses	22	32,433.09	3	10,811
Adobe Suite	2	29,507.50	1	29,508
Checkpoint Firewall Licensing/Software	1	40,000.00	1	40,000
Barracuda Backup Devices	3	52,481.78	3	17,494
CaseSoft Suite	1	23,250.00	1	23,250
Document Review Software (Concordance)	1	218,000.00	4	54,500
Co-Location (based on E-Fort costs)	1	18,000.00	12.00	1,500
Visual Studio	3	11,100.00	1	11,100
			Total	687,289

Chart 2: Law Desktop Inventory

CY Purchase	# in inventory	%
2005	6	1.39%
2006	11	2.54%
2007	44	10.16%
2008	34	7.85%
2009	109	25.17%
2010	106	24.48%
2011	67	15.47%
2012	56	12.93%

Chart #3: Financing of Request

Unit	FY 14 Distribution	FTE	%	GF	CF	RF	FF
Consumer Protection	32,397	21.0	0.0471	15,430	16,967		
Tobacco	1,543	1.0	0.0022		1,543		
Mortgage Fraud	4,628	3.0	0.0067			4,628	
Appellate	57,853	37.5	0.0842	57,853			
P.O.S.T.	10,799	7.0	0.0157		10,799		
Auto Theft	3,857	2.5	0.0056			3,857	
Medicaid Fraud GF/FF	26,227	17.0	0.0382	6,557			19,670
UCCC	21,907	14.2	0.0319		21,907		
Collection Agency Bd	8,948	5.8	0.0130		8,948		
Special Prosecutions	26,072	16.9	0.0379	26,072			
Securities Fraud	9,565	6.2	0.0139			9,565	
Insurance Fraud	19,593	12.7	0.0285		19,593		
CO River	4,628	3.0	0.0067	4,628			
Federal/Interstate Wtr.	8,485	5.5	0.0123	8,485			
Administration	65,875	42.7	0.0958	65,875			
LSSA	379,513	246.0	0.5522			379,513	
CERCLA	5,400	3.5	0.0079			5,400	
	687,290	445.50	1.00				
				Total GF	Total CF	Total RF	Total FF
	687,289			184,900	79,757	402,964	19,670

Chart #4: Changes to Line Items and Total Request

	TF	GF	CF	RF	FF
Total Need	687,291	184,900	79,757	402,964	19,670
Current IT Asset Maintenance Funding	445,807	22,803	62,250	359,373	1,381
Current Litigation Management and Technology Funding Associated with Asset Maintenance	125,000		125,000		
Change to Litigation Management and Technology (Request)	(125,000)		(125,000)		
Change to IT Asset Maintenance Line Item (Request)	241,484	162,097	17,507	43,591	18,289
Total Changes (Total Request)	116,484	162,097	(107,493)	43,591	18,289

Schedule 13 Funding Request for the 2014-15 Budget Cycle

Department: Law
Request Title: Consumer Protection Complaint Intake
Priority Number: 2

Dept. Approval by:  — 10/10/13
OSPB Approval by: _____

x Decision Item FY 2014-15
 Base Reduction Item FY 2014-15
 Supplemental FY 2013-14
 Budget Amendment FY 2014-15

Date

Line Item Information		FY 2013-14		FY 2014-15		FY 2015-16
		1	2	3	4	6
Fund		Appropriation FY 2013-14	Supplemental Request FY 2013-14	Base Request FY 2014-15	Funding Change Request FY 2014-15	Continuation Amount FY 2015-16
Total of All Line Items	Total	2,046,520	-	2,282,045	56,123	54,893
	FTE	25.0	-	25.0	1.0	1.0
	GF	931,023	-	1,106,670	-	-
	GFE	-	-	-	-	-
	CF	874,016	-	914,796	56,123	54,893
	RF	241,481	-	260,579	-	-
	FF	-	-	-	-	-
(5) Consumer Protection: Consumer Protection and Antitrust						
	Total	2,046,520	-	2,282,045	56,123	54,893
	FTE	25.0	-	25.0	1.0	1.0
	GF	931,023	-	1,106,670	-	-
	GFE	-	-	-	-	-
	CF	874,016	-	914,796	56,123	54,893
	RF	241,481	-	260,579	-	-
	FF	-	-	-	-	-

Letternote Text Revision Required? Yes: No: If yes, describe the Letternote Text Revision:

Cash or Federal Fund Name and COFRS Fund Number: Fund #146
Reappropriated Funds Source, by Department and Line Item Name:
Approval by OIT? Yes: No: Not Required: x
Schedule 13s from Affected Departments: NA
Other Information:



DEPARTMENT OF LAW

*FY 2014-15 Funding Request
November 1, 2013*

*John W. Suthers
Attorney General*

*Cynthia Coffman
Chief Deputy Attorney General*

Department Priority: 2
Request Title Consumer Protection Complaint Intake

Summary of Incremental Funding Change for FY 2014-15	Total Funds	CF	FTE
Consumer Fraud Unit/Antitrust Tobacco and Consumer Protection Unit	\$56,123	\$56,123	1.0

Summary of Incremental Funding Change for FY 2015-16	Total Funds	CF	FTE
Consumer Fraud Unit/Antitrust Tobacco and Consumer Protection Unit	\$54,893	\$54,893	1.0

Request Summary:

The Department of Law is requesting 1.0 FTE and \$56,188 in Custodial Fund spending authority to support the efforts and workload expansion for the Consumer Fraud Unit and the Antitrust Tobacco and Consumer Protection Unit. This request is for (1) Complaint Intake General Professional II to support both Units. This request will allow the Department of Law, Department, to better protect Colorado consumers across a whole range of deceptive trade practices. Additionally, these resources will enable the agency to manage the huge number of consumer complaints and inquiries received each year, better manage a growing number of lawsuits, more efficiently investigate and resolve complaints, and provide timely restitution payments to victims.

The **Consumer Fraud Unit** handles general enforcement obligations under the Colorado Consumer Protection Act, including the Motor Vehicle Repair Act and the Charitable Solicitations Act. The Unit is witnessing

increasing workload and litigation need due to the increase in consumer complaints and the increase in deceptive business either operating in Colorado or victimizing Colorado consumers.

The **Antitrust, Tobacco and Consumer Protection Unit** handles more specialized enforcement obligations under the Colorado Foreclosure Protection Act, Colorado's mortgage loan originator and mortgage fraud statutes, the No-Call List Act, and the state and federal antitrust acts. It is also responsible for enforcing the Tobacco Master Settlement Agreement and related statutes. The Unit is, also, witnessing a dramatic increase in mortgage and foreclosure fraud related complaints due to the increase in deceptive business either operating in Colorado or victimizing Colorado consumers.

Purpose of this Request:

This subsequent request is due in-part to an FTE reprioritization that was approved for FY12 - FY13. When the original decision item was

prepared for FY12 – FY13, the DOL preliminarily identified 5 areas of need. In November 2011, when the request was submitted, one area of need was in complaint intake. By July 2012, when the budget item was in effect, the DOL immediate needs had changed somewhat. While we had allocated a new legal assistant to Antitrust, Tobacco, and Consumer Protection Unit because of large pending matters (e-book price fixing, Standard & Poors and law firm investigations), we had not done so in the Consumer Fraud Unit. That Unit was facing some very large litigation (magazine cases), three new private, for-profit college investigations, as well as a number of other matters. Because we had an extremely qualified temporary employee working in complaint intake, we felt that we could temporarily hold off on fulfilling the complaint intake need and, instead, allocated the new FTE to a legal assistant for the Consumer Fraud Unit.

Although temporary staff has provided short-term assistance to complaint intake, the need for permanent personnel in complaint intake persists as complaint intake continues to have dramatic year-over-year gains in the number of complaints filed with the Attorney General. In 2009 we received and processed 4,723 complaints; in 2010, we received and processed 6,462 complaints; in 2011, we received and processed 7,297 complaints; and in 2012, we received and processed 7,911 complaints. That is an increase of more than 67% in less than four years. With the continued increase in caseload, a recent settlement involving \$330 million and nearly one million consumers, along with active investigations into large, multinational corporations, we estimate consumer complaints for 2013 will again provide year-over-year gains and will eclipse the 2012 complaint numbers.

Enforcement actions typically begin with consumer complaints, although some actions are based on multi-state investigations coordinated through the National Association of Attorneys General. Most investigations are fairly complex, involving numerous consumer complainants,

review of thousands (and sometimes tens or even hundreds of thousands) of pages of documents, and interviews and/or depositions of dozens of witnesses. Lack of adequate staffing can lead to bottlenecks at numerous places throughout this process.

Complaint intake consists of three FTE – a General Professional IV, a Program Assistant I, and an Administrative Assistant II. With the assistance of an additional full-time temporary staff member, complaint intake handled more than 11,700 direct incoming phone calls in 2012, received, scanned, reviewed, and responded to over 7,900 mail and electronic complaints, conducted preliminary investigations (talking with consumers, locating and identifying business or individuals complained about), generate monthly/annual reports on complaint statistics and trends, developed public fraud advisories, published and distributed over 10,000 copies of the Consumer Guide for Military Members and Their Families, continued publication of a quarterly electronic newsletter that reaches more than 200,000 consumers throughout Colorado, and is also largely responsible for maintaining and updating the consumer protection sections of the Attorney General’s web site. In addition, complaint intake is largely responsible for the processing and distribution of funds recovered from lawsuits and settlements to disseminate to consumer victims, having distributed restitution payments totaling \$954,757.58 to 1101 consumers in 2012.

Without time or resources to thoroughly review and analyze all consumer complaints in a timely and efficient manner, potentially new investigations are delayed in being referred to investigators and/or civil prosecutors for formal action. In addition, critical customer service and consumer outreach efforts are hindered. That delay means that deceptive trade practices continue, more consumers and honest businesses are harmed, and much needed financial reimbursement to victims is delayed. An additional General Professional II would help alleviate this bottleneck by freeing up more time

for the critical complaint review, analysis, consumer outreach, and enhance the fulfillment times to provide victims much needed restitution.

Further, state attorneys general are given greatly enhanced enforcement authority under a variety of federal statutes and regulations as a result of the Dodd-Frank Wall Street Reform and Consumer Protection Act. While Title X of that Act largely took effect on July 21, 2011, it remains unclear whether and to what extent those provisions will impact enforcement activities by these Units.

Anticipated Outcomes:

With the additional resources these Units will be able to more effectively and efficiently handle more consumer complaints, investigate more violations of the numerous statutes enforced by the Attorney General, and resolve more violations, either through settlement, litigation, or both, and provide much needed restitution back to consumers. Colorado consumers and legitimate businesses will be better protected.

Assumptions for Calculations:

The department is assuming that this position will be filled at the mid-range for the classification. As mentioned above, the cases within this area of law and regulation are complex and significantly litigious. As such, the Units require that the requested general professional have more experience, in order to best serve Colorado consumers.

Consequences if not Funded:

If this request is not funded, the department will continue to prioritize and manage the workload of these Units within existing spending and FTE authority. Thus, despite increases in consumer complaints, these Units will be unable to handle an increase in investigations or prosecutions of even egregious violations of the Consumer Protection Act, Antitrust Act, Charitable Solicitations Act, or other statutes. Companies and individuals engaged in deceptive or anticompetitive activities may escape appropriate

and necessary enforcement activity by the Attorney General.

Impact to Other State Government Agency:

This decision item will not have a fiscal or workload impact on other state agencies.

Current Statutory Authority or Needed Statutory Change:

No statutory changes needed. Current Statutory Authority exists in Colorado Consumer Protection Act (§ 6-1-101, et. seq.), Colorado Antitrust Act (§ 6-4-101, et seq.), Charitable Solicitations Act (§ 6-16-101, et seq.), and numerous other state and federal statutes.

General Prof II Calculations**FY 15****FY 16**

Supplies @ \$500/\$500	\$ 500	\$ 500
Computer @ \$900/\$0	\$ 900	\$ -
Office Suite Software @ \$330/\$0	\$ 330	\$ -
Telephone Base @ \$450/\$450	\$ 450	\$ 450
Total Operating	\$ 2,180	\$ 950

Monthly Salary General Prof II (mid point)	\$4,028	\$ 4,028
Annual Salary	\$ 48,336	\$ 48,336
PERA at 10.15%	\$ 4,906	\$ 4,906
Medicare at 1.45%	\$ 701	\$ 701
Total PS General Prof II	\$ 53,943	\$ 53,943
Total Decision Item	\$ 56,123	\$ 54,893
CF	\$ 56,123	\$ 54,893

Class Code	Class Title	Minimum Q1	Minimum Q2	Midpoint / Minimum Q3	Minimum Q4	Range Maximum
H6G2TX	GENERAL PROFESSIONAL II	\$3,318	\$3,673	\$4,028	\$4,383	\$4,738

Schedule 13

Funding Request for the 2014-15 Budget Cycle

Department: Law
 Request Title: Database Administrator
 Priority Number: 3

Dept. Approval by:  10/10/13

x Decision Item FY 2014-15
 Base Reduction Item FY 2014-15
 Supplemental FY 2013-14
 Budget Amendment FY 2014-15

OSPB Approval by: _____ Date _____

Line Item Information		FY 2013-14		FY 2014-15		FY 2015-16
		1	2	3	4	6
Fund		Appropriation FY 2013-14	Supplemental Request FY 2013-14	Base Request FY 2014-15	Funding Change Request FY 2014-15	Continuation Amount FY 2015-16
Total of All Line Items	Total	3,329,750	-	3,325,199	105,651	95,654
	FTE	42.7	0.0	42.7	1.0	1.0
	GF	-	-	-	-	-
	GFE	-	-	-	-	-
	CF	-	-	-	-	-
	RF	3,329,750	-	3,325,199	105,651	95,654
	FF	-	-	-	-	-
(1) Administration: Personal Services	Total	3,139,121	-	3,134,570	93,744	93,744
	FTE	42.7	-	42.7	1.0	1.0
	GF	-	-	-	-	-
	GFE	-	-	-	-	-
	CF	-	-	-	-	-
	RF	3,139,121	-	3,134,570	93,744	93,744
	FF	-	-	-	-	-
(1) Administration: Operating Expenses	Total	190,629	-	190,629	11,907	1,910
	FTE	-	-	-	-	-
	GF	-	-	-	-	-
	GFE	-	-	-	-	-
	CF	-	-	-	-	-
	RF	190,629	-	190,629	11,907	1,910
	FF	-	-	-	-	-

Letternote Text Revision Required? Yes: No: If yes, describe the Letternote Text Revision:
 Cash or Federal Fund Name and COFRS Fund Number:
 Reappropriated Funds Source, by Department and Line Item Name:
 Approval by OIT? Yes: No: Not Required:
 Schedule 13s from Affected Departments: NA
 Other Information:



DEPARTMENT OF LAW

*FY 2014-15 Funding Request
November 1, 2013*

*John W. Suthers
Attorney General*

*Cynthia Coffman
Chief Deputy Attorney General*

Department Priority: 3
Request Title: Database Administrator Decision Item

Summary of Incremental Funding Change for FY 2014-15	Total Funds	RF	FTE
Total Request	\$105,651	\$105,651	1.0
Administration Personal Services	\$93,744	\$93,744	1.0
Administration Operating Expenses	\$11,907	\$11,907	0.0

Summary of Incremental Funding Change for FY 2015-16	Total Funds	RF	FTE
Total Request	\$95,654	\$95,654	1.0
Administration Personal Services	\$93,744	\$93,744	1.0
Administration Operating Expenses	\$1,910	\$1,910	0.0

Request Summary:

The Department of Law (Department) is requesting an FTE within the Administration section of the agency. This position is an IT Professional (Senior Database Administrator) to focus on database administration associated with new CORE system for the Department of Law, data growth associated with the Department's new case management system, and other agency data sets, thereby better supporting the IT integrity of the agency and the financial integrity of the state.

This request will allow the Department of Law to better mitigate risk to state resources (financial and IT related) while better utilizing the department and state database infrastructures for data analysis and decision making.

Background:

The Administration Section is funded with departmental indirect cost assessments (from revenue funded and federal sources to replace the General Fund) that are collected from the Department's various divisions and transferred as reappropriated funds to the Administration appropriation. The largest source of indirect cost recoveries are assessments within the Department's largest appropriation: Legal Services to State Agencies.

The Administration Division includes the following sections:

- *Office of the Attorney General*, which includes the Attorney General, Chief Deputy Attorney General, Solicitor General, Director

of Legal Policy and Federal-State Issues, and associated administrative staff;

- *Human Resources*, which hires new employees, manages employee benefits, and consults with employees and managers regarding applicable state and federal personnel laws and regulations;
- *Financial Services*, which includes accounting, financial reporting, and payroll.
- *Budgeting*: Prepares the Department's budget and monitors expenditures and budget implementation
-
- *Information Technology Services*, which handles the Department's computer, network, and security needs.

Business Operations and Litigation Support Unit (BOLS), provides litigation support including data and document handling. Additionally, this unit provides office wide support to space planning, workspace preparation, facility and security issues, small move assistance, fleet vehicle coordination, archive and destruction, court and courier service.

Problem or Opportunity:

The Department is witnessing the need for database administration skills, due to new business directions and sophistication of needed services.

The Department is embarking on an electronic time keeping system to more efficiently maintain, manage, and report on each employee's leave tracking and balances. Staff at the Department of Law currently uses a combination of manual, paper based, and in-house Excel and Access data entry systems. The transferring of data between manual and software systems is time consuming and prone to errors.

The Department of Law has roughly 450 employees. The Department of Law primarily schedules either:

- Standard 8 hour day/40 hour work week
- Part-time employees whose time is based on a percentage (3/4 time, 1/2 time)
- 7k/28 day (law enforcement) work schedule
- Various flex schedules, such as, 80 hour/ 2 week periods.

This position's skills will be needed to monitor agency data sets and migration of data to ensure integrity to the system, integrity to each employee's balances, and ultimately integrity to the state's financial statements to account for uncompensated leave calculations.

Additionally, the state is in the midst of replacing the COFRS financial system. COFRS is an aging legacy system, with limited interactions with other management databases. This new system, CORE, will interact with the Department's case management system enabling billing and appropriate account interplay between both systems. This process will require data ETL (extract, transform, load) skills for initially setting up the interaction and for production monitoring and further enhancements moving forward. To successfully link and manage the CORE system with the Department's new case management system will require daily data monitoring and periodic problem solving and data management to ensure the Department's financial integrity with client billings and reporting in maintained.

The Department is, also, initiating the use of Share Point Software within the agency. This software will allow the department to query and report from various Department data storages to help drive data review to best leverage decision making and program delivery. Again, additional database skills sophistication is needed to best leverage the implementation of this asset and to ensure a robust build of this tool moving forward.

Lastly, the Department is currently implementing a case management system requiring significant database set up, management, and maintenance. Currently, the Department is lacking the skillset required for adequate support of this database and other in-house SQL Server databases and

applications. Current IT staff is being trained to address the front end of database applications including programming and reporting. However, the skills necessary for the backend database efforts needed to best leverage this new tool are not currently housed within the Department to the level needed without distracting from other key IT efforts.

The responsibilities that will comprise the job description for this position are currently being assumed by other staff. The current staff is neither fully versed in these areas of expertise nor able to dedicate the appropriate time to these efforts, without compromising other critical IT deliverables. As such, the Department of Law is seeking to reduce risk to critical systems and financial integrity through the acquisition of skills needed by the agency as it continues to move forward and meet business need.

Anticipated Outcomes:

This solution will provide the appropriate solution to long term and developing needs. The Department of Law is handling greater volumes of documents through its case management and document management system, as well as connecting pieces of this system to other statewide initiatives like CORE. This position, assuming the request is approved, will be paid from indirect recoveries generated by all department cash and federal revenues.

Assumptions for Calculations:

The Department is using the old pay structure for IT Prof I, II, and III and associated responsibilities to calculate costs. Please see Charts 2, 3, 4, and 5. These charts articulate the current pay structure across the band, the previous pay scale for the IT Prof III classification, prior to the statewide reclassification of this job band, and that a Senior Database Administrator is an appropriate fit into the old IT Prof III structure. Additionally, the Department is assuming general operating costs for the position, with the exception of office furniture. For office furniture, the Department is

using the furniture costs associated with small offices in the new Carr Building to ensure consistency.

Consequences if not Funded:

If this request is not funded, the department will continue to best meet workload needs and priorities within existing resources. However, as articulated, this position is made to best meet business direction and minimize risk to current IT investments and strategic statewide efforts and financial integrity.

Impact to Other State Government Agency:

Assuming FY 14 figure setting numbers for calculation purposes, this request will have an \$0.17 impact on the hourly legal rate. This increase is due to the percentage of the increase assessed to indirect recoveries for LSSA, which is roughly 61% of the request.

Current Statutory Authority or Needed Statutory Change:

24-31-101(3) C.R.S. states, “The attorney general may appoint such deputies and assistants as are necessary for the efficient operation of his office within the limitations of appropriations made therefor by the general assembly.” There is no statutory modification necessary to implement this request.

FY 15 FTE and Operating Cost Calculations: Chart 1

Operating Expenses for 1.0 FTE	FY 15	FY 16
Supplies @ \$500/\$500*1	\$ 500	\$ 500
Computer @ \$1,230/\$0*1	\$ 1,230	\$ -
Office Equipment @ \$8,767/\$0 (includes office furniture, chair, bookcase) *1	\$ 8,767	\$ -
Telephone Base @ \$450/\$450 *1	\$ 450	\$ 450
Cell Phone \$80/month	\$ 960	\$ 960
Total Operating	\$ 11,907	\$ 1,910

Monthly Salary IT Professional	\$ 7,000	\$ 7,000
Annual Salary	\$ 84,000	\$ 84,000
PERA at 10.15%	\$ 8,526	\$ 8,526
Medicare at 1.45%	\$ 1,218	\$ 1,218
Total PS IT Prof III Assumption	\$ 93,744	\$ 93,744

Total Decision Item	\$ 105,651	\$ 95,654
RF	\$ 105,651	\$ 95,654

Chart 2: Current pay range for IT Professional FY 2013-14

Class Code	Class Title	Pay Grade	Min Qtr 1	Min Qtr 2	Min Qtr3	Min Qtr 4	Range Max
H2A2XX	IT Professional	IT03	\$ 4,200	\$ 5,292	\$ 6,384	\$ 7,476	\$ 8,568

Chart 3: MSEC 2011 IT Benchmark Survey IT Prof III Range:

Class Code	Class Title	Market Ranges Aged to 7/1/12		
		Minimum	Midpoint	Maximum
H2I5	IT Professional III	5,552	6,965	8,378

Chart #4: MSEC Survey multiplied by 2% Salary Survey for FY 14:

Class Code	Class Title	Market Ranges Modified for 2% increase to 7/1/13		
		Minimum	Midpoint	Maximum
H2I5	IT Professional III	5,663	7,104	8,546

Chart #5: MSEC 211 Benchmark Survey traditional job classifications:

Class Code	Class Title	Survey Title
H2I5	IT Professional III	Database Administrator (Senior Level)

Schedule 13 Funding Request for the 2014-15 Budget Cycle

Department: Law
 Request Title: Appellate Admin FTE
 Priority Number: 4

Dept. Approval by:  10/10/13
 Date

x Decision Item FY 2014-15
 Base Reduction Item FY 2014-15
 Supplemental FY 2013-14
 Budget Amendment FY 2014-15

OSPB Approval by: _____
 Date

Line Item Information		FY 2013-14		FY 2014-15		FY 2015-16
		1	2	3	4	6
	Fund	Appropriation FY 2013-14	Supplemental Request FY 2013-14	Base Request FY 2014-15	Funding Change Request FY 2014-15	Continuation Amount FY 2015-16
Total of All Line Items	Total	3,244,179	-	3,659,350	48,170	41,126
	FTE	37.5	-	38.0	0.9	1.0
	GF	2,603,174	-	3,018,345	48,170	41,126
	GFE	-	-	-	-	-
	CF	-	-	-	-	-
	RF	641,005	-	641,005	-	-
	FF	-	-	-	-	-

(3) Criminal Justice and Appellate: Appellate Unit	Total	3,244,179	-	3,659,350	48,170	41,126
	FTE	37.5	-	38.0	0.9	1.0
	GF	2,603,174	-	3,018,345	48,170	41,126
	GFE	-	-	-	-	-
	CF	-	-	-	-	-
	RF	641,005	-	641,005	-	-
	FF	-	-	-	-	-

Letternote Text Revision Required? Yes: No: If yes, describe the Letternote Text Revision:

Cash or Federal Fund Name and COFRS Fund Number:
 Reappropriated Funds Source, by Department and Line Item Name:
 Approval by OIT? Yes: No: Not Required:
 Schedule 13s from Affected Departments: NA
 Other Information:



DEPARTMENT OF LAW

*FY 2014-15 Funding Request
November 1, 2013*

*John W. Suthers
Attorney General*

*Cynthia Coffman
Chief Deputy Attorney General*

**Department Priority: 4
Request Title Appellate Administrative Assistant**

Summary of Incremental Funding Change for FY 2014-15	Total Funds	GF	FTE
Appellate Unit Total	\$48,170	\$48,170	0.9

Summary of Incremental Funding Change for FY 2015-16	Total Funds	GF	FTE
Appellate Unit Total	\$41,126	\$41,126	1.0

Request Summary:

The Appellate Unit currently has the highest attorney to support staff ratio in the Attorney General's Office (12 attorneys for each member of the support team). This request is to accommodate administrative support needs that arose with the addition of six new Appellate attorneys in FY 2013-14. The Department of Law is requesting 0.9 FTE Administrative Assistant II in FY 2014-15. This request calculates to \$ \$48,170 GF for FY 15 and \$41,126 in FY 16 and out years.

With the addition 6.0 attorneys through a FY 2013-14 decision item request, the Appellate Unit consists of a total of 39 employees (34 attorney FTE (32 full-time and four half-time attorneys), and 3 support staff. The Line Item additionally, houses 1.0 FTE for Victims Assistance, funded primarily through the Victims Assistance and Law Enforcement Fund in the Department of Public Safety.

The Appellate Division represents the prosecution when defendants challenge their felony convictions before the state appellate courts or the federal courts. Most of the cases handled by the

Appellate Division are in the Colorado Court of Appeals; the remainder is in the Colorado Supreme Court and the federal courts. For each case, an Appellate Division attorney must review the trial court record and the brief filed by the defense, do legal research into the defendant's claims, and file a response. During FY 2013, Appellate Division attorneys filed 885 briefs.

The current 3.0 administrative positions perform various support activities for 36 attorneys including: entering and maintaining accurate court filings/documentation into the Department of Law's case management system, ProLaw; brief coding; filing various pleadings prepared by Appellate attorneys with the Colorado COA and Colorado Supreme Court (SCt) via Integrated Colorado Courts E-Filing System (ICCES); creation and maintenance of case files; and following established guidelines to create and edit legal documents using various office software.

With the addition of 6.0 new attorneys, the Department of Law is forecasting an estimated 200 additional briefs filed annually, from FY 13 estimate to FY 14 and beyond. (See Chart #2)

Our “briefs filed” estimates include the experimental docket cases, which the court is going to get rid of the end of this calendar year.

The Department of Law was remiss in last year’s request, by not including support staff in line with the increase in attorney resources. Additionally, the DOL is anticipating greater support need from administrative staff to best utilize the various internal software enhancements, including case management in Pro Law, on-line filing through ICCES, and greater involvement in brief coding, for attorney review.

Anticipated Outcomes:

The department is expecting that this solution will help with the ongoing backlog reduction and to maintain that level once achieved. As articulated in last year’s request, once the backlog is at a manageable 68, the Department is suggesting reducing the number of attorney FTE by 4. The Department is anticipating maintaining this administrative position, if approved, to ensure appropriate and ongoing support for all of the appellate attorneys.

Assumptions for Calculations:

The Department of Law is requesting the monthly salary at \$3,000/month, which is in line with the current administrative position salaries.

This position is General Funded and, as such, is impacted by the pay date shift. For the first year of implementation, only 11 months of funding is needed.

Consequences if not Funded:

If this request is not funded, the department will continue to manage the efforts of the Appellate Unit within appropriated dollars.

Because the Appellate Division is a reactive division, it has no control over its incoming caseload. Regardless of staffing, whatever cases come in must be handled, and must be handled to the best of our ability.

Impact to Other State Government Agency:

NA

Current Statutory Authority or Needed Statutory Change: NA

Chart #1: Salary Range for Administrative Assistant II, FY 2013-14

Class Code	Class Title	Minimum Q1	Minimum Q2	Midpoint / Minimum Q3	Minimum Q4	Range Maximum
G3A3XX	ADMIN ASSISTANT II	\$2,644	\$2,900	\$3,156	\$3,412	\$3,668

Chart #2: Historical Backlog with FY 13 actual:

	Cases Opened	Briefs Filed by Division	Cases Resolved Other Ways	Backlog
FY 08	-	-	-	280
FY 09	1240	1029	87	395
FY 10	1152	1054	62	434
FY 11	1050	1021	66	398
FY 12	1171	894	67	608
FY 13	1018	885	163	564

Chart #3: Appellate Brief Estimates from FY 2013-14 Decision Item Request:

	Cases Opened	Briefs Filed by Division	Cases Resolved Other Ways	Backlog
FY 13 Estimate	1153	1018	65	678
FY 14 Estimate (Assumes 6 additional Attorneys)	1153	1250	65	516
FY 15 Estimate	1153	1250	65	354
FY 16 Estimate	1153	1250	65	192
FY 17 Estimate (Assumes 5 of 6 attorneys will stay)	1153	1212	65	68
FY 18 Estimate (Assumes 2 of 6 attorneys will stay)	1153	1095	66	60

Assumptions:

Assumes 4 year average on cases opened (FY 08- FY 12)

Assumes each attorney will on average handle 38.7 cases through filed briefs and other resolution (FY 11 and FY 12, 2 year avg)

Assumes 3 year average on “Cases Resolved Other Ways.”

Assumes one attorney will be let go in FY 17.

Assumes 3 additional attorneys will be let go in FY 18 and out years.

Chart #4: Decision Item Calculations

Administrative Assistant II Calculations	FY 15	FY 16
Supplies @ \$500/\$500	\$ 500	\$ 500
Computer @ \$2,489/\$0	\$ 1,230	\$ -
Office Suite Software @ \$395/\$0	\$ 395	\$ -
Office Equipment @ \$8,767/\$0 (includes office furniture, chair, bookcase)	\$ 8,767	\$ -
Telephone Base @ \$450/\$450	\$ 450	\$ 450
Total Operating	\$ 11,342	\$ 950

Monthly Salary Administrative Asst II	\$ 3,000	\$ 3,000
Annual Salary (11 months in first year)	\$ 33,000	\$ 36,000
PERA at 10.15%	\$ 3,350	\$ 3,654
Medicare at 1.45%	\$ 479	\$ 522
Total PS Administrative Asst II	\$ 36,828	\$ 40,176
Total Decision Item	\$ 48,170	\$ 41,126
GF	\$ 48,170	\$ 41,126

Schedule 13 Funding Request for the 2014-15 Budget Cycle

Department: Law
Request Title: Lowry Range Litigation
Priority Number: 5

Dept. Approval by: 

Decision Item FY 2014-15
 Base Reduction Item FY 2014-15
 Supplemental FY 2013-14
 Budget Amendment FY 2014-15

OSPB Approval by: _____
Date

Line Item Information		FY 2013-14		FY 2014-15		FY 2015-16
		1	2	3	4	6
Fund	Fund	Appropriation FY 2013-14	Supplemental Request FY 2013-14	Base Request FY 2014-15	Funding Change Request FY 2014-15	Continuation Amount FY 2015-16
Total of All Line Items	Total	616,520	-	-	392,400	-
	FTE	-	-	-	-	-
	GF	-	-	-	-	-
	GFE	-	-	-	-	-
	CF	616,520	-	-	392,400	-
	RF	-	-	-	-	-
	FF	-	-	-	-	-
(6) Special Purpose: Lowry Range Litigation	Total	616,520	-	-	392,400	-
	FTE	-	-	-	-	-
	GF	-	-	-	-	-
	GFE	-	-	-	-	-
	CF	616,520	-	-	392,400	-
	RF	-	-	-	-	-
	FF	-	-	-	-	-

Letternote Text Revision Required? Yes: No: If yes, describe the Letternote Text Revision:

Cash or Federal Fund Name and COFRS Fund Number: Fund #100 for Law, source is State Land Board Funding

Reappropriated Funds Source, by Department and Line Item Name:

Approval by OIT? Yes: No: Not Required:

Schedule 13s from Affected Departments: NA

Other Information:



DEPARTMENT OF LAW
FY 2014-15 Funding Request
November 1, 2013

John W. Suthers
Attorney General

Cynthia Coffman
Chief Deputy Attorney General

Department Priority: 5
Request Title Lowry Range Litigation

Summary of Incremental Funding Change for FY 2013-14	Total Funds	CF	FTE
Total Request	\$392,400	\$392,400	
Special Purpose: Litigation Expenses Lowry Range	\$392,400	\$392,400	

Request Summary:

The Department of Law is requesting \$392,400 for the Lowry Range Litigation Expenses for FY 2014-15. The Department's original request suggested a two year need for these efforts. Due to various delays, the trial is now set for July, 2014.

Background Information

The State Land Board entered into a water lease with Rangeview Metropolitan District (RMD) in 1986 for the right to use all the water on and under the Lowry Range. RMD retained Pure Cycle Corp. to act as service provider of water developed at the Lowry Range. The SLB is looking to lease Lowry Range for oil and gas development. RMD's position, on this matter, is that it has the exclusive right to provide water to all users at Lowry Range, including oil and gas lessees. The SLB does not agree with this assessment.

Because of this, Pure Cycle and RMD filed a lawsuit against the SLB alleging breach of contract, anticipatory breach of contract, promissory estoppel, contract reformation, and unjust enrichment claims. This lawsuit is disruptive to any oil and gas leasing process and

requires resources above and beyond the traditionally legal resources of the State Land Board.

Litigation defense involves numerous stages including: case development, pleadings and motions, discovery, and trial preparation and support and administration. The FY 15 efforts for this case will focus primarily on preparation for and the 3 week trial and expert costs. Due to the nature of this case, outside counsel has been retained to support the Attorney General's Office efforts.

The Department was appropriated roughly \$600,000 for FY 13 and for FY 14. During FY 13, the Department utilized \$238,007 for litigation efforts in this case, due to unexpected delays in the case.

Anticipated Outcomes:

This request will ensure that the State Land Board has appropriate legal representation for the FY 15 trial and any additional needs and analysis associated with potential appeals.

Assumptions for Calculations:

The Department of Law is assuming expert witness and outside counsel expenses for FY 15 for this request.

Consequences if not Funded:

If this request is not funded then the Department of Law will not have the means to contract and pay for experts and outside counsel during FY 15.

Impact to Other State Government Agency:

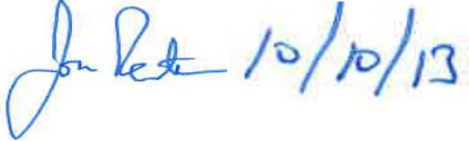
The source of funding for this request is a State Land Board cash source.

Current Statutory Authority or Needed Statutory Change:

24-31-101(1)(a) C.R.S. states, “The attorney general of the state shall be the legal counsel and advisor of each department, division, board, bureau, and agency of the state government other than the legislative branch.” There are no statutory modifications necessary to implement this request.

Schedule 13 Funding Request for the 2014-15 Budget Cycle

Department: Law
Request Title: Attorney Registration and Continuing Legal Education
Priority Number: 6

Dept. Approval by:  10/10/13 —
 x Decision Item FY 2014-15
 Base Reduction Item FY 2014-15
 Supplemental FY 2013-14
 Budget Amendment FY 2014-15

OSPB Approval by: _____ Date _____

Line Item Information		FY 2013-14		FY 2014-15		FY 2015-16
		1	2	3	4	6
	Fund	Appropriation FY 2013-14	Supplemental Request FY 2013-14	Base Request FY 2014-15	Funding Change Request FY 2014-15	Continuation Amount FY 2015-16
Total of All Line Items		99,263	-	99,263	27,088	27,088
	FTE	-	-	-	-	-
	GF	22,144	-	22,144	8,755	8,755
	GFE	-	-	-	-	-
	CF	2,625	-	2,625	1,698	1,698
	RF	72,525	-	72,525	17,535	17,535
	FF	1,969	-	1,969	(900)	(900)
(3) Criminal Justice and Appellate: Appellate Unit		99,263	-	99,263	27,088	27,088
	FTE	-	-	-	-	-
	GF	22,144	-	22,144	8,755	8,755
	GFE	-	-	-	-	-
	CF	2,625	-	2,625	1,698	1,698
	RF	72,525	-	72,525	17,535	17,535
	FF	1,969	-	1,969	(900)	(900)

Letternote Text Revision Required? Yes: No: If yes, describe the Letternote Text Revision:

Cash or Federal Fund Name and COFRS Fund Number: Cash Funds #: 146, 150, 151, 26Q, 296

Reappropriated Funds Source, by Department and Line Item Name: All programmatic funding sources

Approval by OIT? Yes: No: **Not Required: X**

Schedule 13s from Affected Departments: NA

Other Information:



DEPARTMENT OF LAW

*FY 2014-15 Funding Request
November 1, 2013*

*John W. Suthers
Attorney General*

*Cynthia Coffman
Chief Deputy Attorney General*

Department Priority: 6
Request Title Attorney Registration and Continuing Legal Education Decision Item

Summary of Incremental Funding Change for FY 2014-15	Total Funds	GF	CF	RF	FF	FTE
Total Request	\$27,088	\$8,755	\$1,698	\$17,535	(\$900)	0.0
Attorney Registration and Continuing Legal Education	\$27,088	\$8,755	\$1,698	\$17,535	(\$900)	0.0

Summary of Incremental Funding Change for FY 2015-16	Total Funds	GF	CF	RF	FF	FTE
Total Request	\$27,088	\$8,755	\$1,698	\$17,535	(\$900)	0.0
Attorney Registration and Continuing Legal Education	\$27,088	\$8,755	\$1,698	\$17,535	(\$900)	0.0

Request Summary:

The Department of Law is requesting \$27,088 TF for Attorney Registration and Continuing Legal Education line item. This request will provide the appropriate funding to accommodate the \$100 increase to the State Supreme Court registration fee.

Background Information:

To practice law in the courts of Colorado all attorneys must pay annual registration fees to the State Supreme Court. The Supreme Court exercises jurisdiction over all matters involving the licensing of persons to practice law in the State of Colorado. All attorneys in the State of Colorado are required to pay an annual licensing or registration fee in order to practice law in Colorado. This annual fee is currently \$225.

In addition, attorneys actively practicing law in Colorado (admitted after January 1, 1979) must earn forty-five general continuing legal education credits (including seven legal ethics credits) over a compliance period of three calendar years. Continuing legal education credits are earned by taking part in certain organized legal educational activities. To receive credit for the activity, its primary focus must be the increase of professional competence of registered attorneys and judges, and it must deal with subject matter directly related to the practice of law.

The Office considers its employees its most valuable resource and works to provide employees with the skills, knowledge and motivation to be successful and to exercise individual judgment and innovation. To attract

and retain competent attorney staff to fulfill the mission and objectives of the Department and its clients, it is necessary that the Department offer a competitive compensation package including salary, benefits and professional training.

During the FY 09 budget process, the Department of Law submitted a decision item requesting an appropriation to pay the \$225 annual registration fee and to allocate \$150 for each attorney to use toward their CLE requirements. This request was approved and has been a line item in the Department's Long Bill since. The Long Bill Line Item is titled Attorney Registration and Continuing Legal Education. The current total budget for this line item for FY 2013-14 is 99,263.

Request:

Since FY 2008-09, the Department of Law's Long Bill has appropriated dollars specifically for the annual registration fee for each attorney employed by the Department and \$150 to supplement Continuing Legal Education credit fees. The State Supreme Court is increasing the registration fee by \$100 in FY 2014-15. (See Chart #3) The Department is requesting the appropriate dollars to accommodate the entire \$325 court fee and to maintain the \$150 allocation for each attorney for CLE credits.

Anticipated Outcomes:

This solution will provide the appropriate resources to cover the increase in the registration fee from \$225 annual to \$325 annually, while maintaining the \$150 annual allocation for CLE requirements.

Assumptions for Calculations:

The department is calculating \$325 per attorney for State Supreme Court registration fees and \$150 per attorney for CLE training credits, (See Chart #1 below).

Consequences if not Funded:

If this request is not funded, the department will continue to utilize the current spending authority in this line item to support, in part, the Supreme

Court Registration Fees and any available dollars for continuing legal education requirements. The Department believes that offering this benefit is a cost effective means to attract and retain quality attorney employees.

Impact to Other State Government Agency:

The current allocation of the Attorney Registration and Continuing Legal Education Line Item to the Legal Services to State Agencies program is \$70,013. This allocation is factored annually into the legal rate charged to client agencies. This request would increase that allocation by \$17,197. The Department is estimating a \$0.05 increase to the Annual Legal Rate for this request, based on FY 2013-14 appropriated legal hours.

Current Statutory Authority or Needed Statutory Change:

24-31-101(3) C.R.S. states, "The attorney general may appoint such deputies and assistants as are necessary for the efficient operation of his office within the limitations of appropriations made therefor by the general assembly." There is no statutory modification necessary to implement this request.

Chart 1: Total Calculations and Assumptions:

Unit	FTE	475 GF	475 CF	475 RF	475 FF	475 TF
Consumer Protection	10.0	\$4,750				\$4,750
Tobacco	1.0		\$475			\$475
Mortgage Fraud	1.0		\$0	\$475		\$475
Appellate/Victims	34.0	\$16,150				\$16,150
Medicaid Fraud GF/FF	3.0	\$356		\$0	\$1,069	\$1,425
UCCC	3.0		\$1,425			\$1,425
Collection Agency Bd	1.0		\$475			\$475
Special Prosecutions	8.8	\$4,180				\$4,180
Securities Fraud	2.1			\$998		\$998
Insurance Fraud	4.1		\$1,948			\$1,948
Federal/Interstate Wtr.	4.5	\$2,138				\$2,138
Administration	5.0	\$2,375				\$2,375
LSSA	183.6			\$87,210		\$87,210
CO River	2.0	\$950				\$950
CERCLA	2.9			\$1,378		\$1,378
Totals		\$30,899	\$4,323	\$90,060	\$1,069	\$126,351

Chart 2: Decision Item Calculations:

	GF	CF	RF	FF	TF
Total Request	\$30,899	\$4,323	\$90,060	\$1,069	\$126,351
FY 14 Long Bill	\$22,144	\$2,625	\$72,525	\$1,969	\$99,263
Decision Item Request	\$8,755	\$1,698	\$17,535	(\$900)	\$27,088

Chart 3: 2013 and 2014 Fee Schedule:

2013 FEE SCHEDULE

ACTIVE STATUS

Admitted in Colorado or any other state BEFORE
January 1, 2010

\$ 225.00

2014 FEE SCHEDULE

ACTIVE STATUS

Admitted in Colorado or any other state BEFORE January 1, 2011	\$ 325.00
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Schedule 13

Funding Request for the 2014-15 Budget Cycle

Department: Law
 Request Title: Legal Services for DNR R-2
 Priority Number: Non Prioritized

Dept. Approval by:

Jon Peter 10/10/13 -

X Decision Item FY 2014-15
 Base Reduction Item FY 2014-15
 Supplemental FY 2013-14
 Budget Amendment FY 2014-15

OSPB Approval by:

Date

Line Item Information		FY 2013-14		FY 2014-15		FY 2015-16
		1	2	3	4	6
Fund		Appropriation FY 2013-14	Supplemental Request FY 2013-14	Base Request FY 2014-15	Funding Change Request FY 2014-15	Continuation Amount FY 2015-16
Total of All Line Items	Total	23,213,186	-	26,681,933	327,888	327,888
	FTE	246.0	0.0	246.0	2.0	2.0
	GF	-	-	-	-	-
	GFE	-	-	-	-	-
	CF	848,945	-	848,945	-	-
	RF	22,364,241	-	25,832,988	327,888	327,888
	FF	-	-	-	-	-
(2) Legal Services to State Agencies: Personal Services	Total	21,481,694	-	24,947,173	295,099	295,099
	FTE	246.0	-	246.0	2.0	2.0
	GF	-	-	-	-	-
	GFE	-	-	-	-	-
	CF	848,945	-	848,945	-	-
	RF	20,632,749	-	24,098,228	295,099	295,099
	FF	-	-	-	-	-
(2) Legal Services to State Agencies: Operating and Litigation	Total	1,731,492	-	1,734,760	32,789	32,789
	FTE	-	-	-	-	-
	GF	-	-	-	-	-
	GFE	-	-	-	-	-
	CF	-	-	-	-	-
	RF	1,731,492	-	1,734,760	32,789	32,789
	FF	-	-	-	-	-

Letternote Text Revision Required? Yes: No: If yes, describe the Letternote Text Revision:
 Cash or Federal Fund Name and COFRS Fund Number: 26Q Legal Services to State Agencies
 Reappropriated Funds Source, by Department and Line Item Name: 26Q Legal Services to State Agencies
 Approval by OIT? Yes: No: Not Required: x
 Schedule 13s from Affected Departments:
 Other Information:

Schedule 13 Funding Request for the 2014-15 Budget Cycle

Department: Department of Law

Request Title: Network Resiliency (CORE) DI

Priority Number: Non Prioritized

Dept. Approval by:

Jon Pet 10/10/13 -

- | |
|--|
| <input checked="" type="checkbox"/> Decision Item FY 2014-15 |
| <input type="checkbox"/> Base Reduction Item FY 2014-15 |
| <input type="checkbox"/> Supplemental FY 2013-14 |
| <input type="checkbox"/> Budget Amendment FY 2014-15 |

OSPB Approval by:

Date

Line Item Information		FY 2013-14		FY 2014-15		FY 2015-16
		1	2	3	4	6
	Fund	Appropriation FY 2013-14	Supplemental Request FY 2013-14	Base Request FY 2014-15	Funding Change Request FY 2014-15	Continuation Amount FY 2015-16
Total of All Line Items	Total	166,319	-	206,552	9,532	-
	FTE	-	-	-	-	-
	GF	-	-	-	-	-
	CF	-	-	-	-	-
	HUTF	-	-	-	-	-
	RF	166,319	-	206,552	9,532	-
	FF	-	-	-	-	-
(1) Colorado State Network	Total	166,319	-	206,552	9,532	-
	FTE	-	-	-	-	-
	GF	-	-	-	-	-
	CF	-	-	-	-	-
	HUTF	-	-	-	-	-
	RF	166,319	-	206,552	9,532	-
	FF	-	-	-	-	-

Letternote Text Revision Required? Yes: No: If yes, describe the Letternote Text Revision:

Cash or Federal Fund Name and COFRS Fund Number: Medicaid Fraud Grant, Cash Funds: 296, 151,150, 26Q, 16R

Reappropriated Funds Source, by Department and Line Item Name:

Approval by OIT? Yes: No: Not Required:

Schedule 13s from Affected Departments:

Other Information:

Schedule 13
Funding Request for the 2014-15 Budget Cycle

Department: Department of Law
 Request Title: Secure Colorado Phase II
 Priority Number: Non Prioritized

Dept. Approval by:  10/10/13

Decision Item FY 2014-15
 Base Reduction Item FY 2014-15
 Supplemental FY 2013-14
 Budget Amendment FY 2014-15

OSPB Approval by: _____
 Date _____

Line Item Information		FY 2013-14		FY 2014-15		FY 2015-16
		1	2	3	4	6
	Fund	Appropriation FY 2013-14	Supplemental Request FY 2013-14	Base Request FY 2014-15	Funding Change Request FY 2014-15	Continuation Amount FY 2015-16
Total of All Line Items	Total	2,328	-	15,536	59,217	-
	FTE	-	-	-	-	-
	GF	-	-	-	-	-
	CF	-	-	-	-	-
	HUTF	-	-	-	-	-
	RF	2,328	-	15,536	59,217	-
	FF	-	-	-	-	-
(1) Administration Information Technology Security	Total	2,328	-	15,536	59,217	-
	FTE	-	-	-	-	-
	GF	-	-	-	-	-
	CF	-	-	-	-	-
	HUTF	-	-	-	-	-
	RF	2,328	-	15,536	59,217	-
	FF	-	-	-	-	-

Letternote Text Revision Required? Yes: No: If yes, describe the Letternote Text Revision:

Cash or Federal Fund Name and COFRS Fund Number: All Cash and RF funds that pay indirects

Reappropriated Funds Source, by Department and Line Item Name:

Approval by OIT? Yes: No: Not Required:

Schedule 13s from Affected Departments:

Other Information:

Schedule 13
Funding Request for the 2014-15 Budget Cycle

Department: Department of Law
 Request Title: DTRS Operations Increase
 Priority Number: Non Prioritized

Dept. Approval by:
 Date: 10/10/13

Decision Item FY 2014-15
 Base Reduction Item FY 2014-15
 Supplemental FY 2013-14
 Budget Amendment FY 2014-15

OSPB Approval by: _____
 Date

Line Item Information		FY 2013-14		FY 2014-15		FY 2015-16
		1	2	3	4	6
	Fund	Appropriation FY 2013-14	Supplemental Request FY 2013-14	Base Request FY 2014-15	Funding Change Request FY 2014-15	Continuation Amount FY 2015-16
Total of All Line Items	Total	8,988	-	1,306	1,806	-
	FTE	-	-	-	-	-
	GF	3,598	-	3,835	723	-
	CF	2,019	-	2,152	406	-
	HUTF	-	-	-	-	-
	RF	1,226	-	1,306	246	-
	FF	2,145	-	2,286	431	-
(1) Administration	Total	8,988	-	1,306	1,806	-
Communications	FTE	-	-	-	-	-
Services	GF	3,598	-	3,835	723	-
	CF	2,019	-	2,152	406	-
	HUTF	-	-	-	-	-
	RF	1,226	-	1,306	246	-
	FF	2,145	-	2,286	431	-

Letternote Text Revision Required? Yes: No: If yes, describe the Letternote Text Revision:

Cash or Federal Fund Name and COFRS Fund Number: All Cash and RF funds that pay indirects

Reappropriated Funds Source, by Department and Line Item Name:

Approval by OIT? Yes: No: Not Required:

Schedule 13s from Affected Departments:

Other Information:

Colorado Department of Law

FY 2014-15 Budget Request

SCHEDULE 2 - PROGRAM SUMMARY

	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Administration	3,783,349	39.1	4,268,936	39.4	17,657,601	42.7	4,772,573	42.7	15,066,402	43.7
General Fund	511,476	0.0	646,252	0.0	3,273,003	0.0	979,661	0.0	2,937,008	0.0
General Fund Exempt	-	0.0	-	0.0	-	0.0	-	0.0	-	0.0
Cash Fund	-	0.0	-	0.0	1,215,275	0.0	-	0.0	1,287,258	0.0
Reappropriated Funds	3,271,874	0.0	3,622,684	0.0	12,753,161	0.0	3,728,961	0.0	10,503,634	0.0
Federal Funds	-	0.0	-	0.0	416,162	0.0	63,951	0.0	338,502	0.0
Legal Services to State Agencies	27,016,722	226.3	26,929,084	225.1	26,477,678	246.0	35,162,792	246.0	30,339,052	248.0
General Fund	-	0.0	403,018	-	-	-	-	-	-	-
General Fund Exempt	-	0.0	-	-	-	-	-	-	-	-
Cash Fund	1,560,550	0.0	839,619	-	848,945	-	848,945	-	848,945	-
Reappropriated Funds	25,456,172	0.0	25,686,447	-	25,628,733	-	34,313,847	-	29,490,107	-
Federal Funds	-	0.0	-	-	-	-	-	-	-	-
Criminal Justice and Appellate	11,380,239	84.6	11,574,658	81.0	12,155,637	100.8	14,816,888	100.8	13,019,609	102.2
General Fund	4,740,206	0.0	4,571,940	-	4,773,845	-	6,472,624	-	5,735,640	-
General Fund Exempt	-	0.0	-	-	-	-	-	-	-	-
Cash Fund	3,860,058	0.0	4,046,492	-	4,415,775	-	4,826,866	-	4,502,645	-
Reappropriated Funds	1,326,543	0.0	1,488,155	-	1,611,815	-	1,810,985	-	1,373,304	-
Federal Funds	1,453,431	0.0	1,468,071	-	1,354,202	-	1,706,413	-	1,408,019	-
Water and Natural Resources	1,760,857	12.0	1,823,518	11.2	2,700,706	12.0	2,997,328	12.0	2,445,680	12.0
General Fund	558,888	0.0	574,308	-	513,883	-	735,878	-	576,724	-
General Fund Exempt	-	0.0	-	-	-	-	-	-	-	-
Cash Fund	465,460	0.0	603,601	-	1,204,463	-	1,204,464	-	862,289	-
Reappropriated Funds	736,510	0.0	645,609	-	982,360	-	1,056,987	-	1,006,667	-
Federal Funds	-	0.0	-	0.0	-	0.0	-	0.0	-	0.0
Consumer Protection	3,932,469	37.2	4,765,348	42.8	4,025,978	45.0	5,268,018	45.0	4,428,022	46.0
General Fund	1,035,387	0.0	1,082,843	-	931,023	-	1,303,590	-	1,106,670	-
General Fund Exempt	-	0.0	-	-	-	-	-	-	-	-
Cash Fund	2,593,312	0.0	3,378,289	-	2,813,419	-	3,617,602	-	3,020,173	-

SCHEDULE 2 - PROGRAM SUMMARY

	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Reappropriated Funds	303,770	0.0	304,216		281,536		346,826		301,179	
Federal Funds	-	0.0					-	0.0	-	0.0
Special Purpose	3,718,402	0.0	4,459,333	0.0	4,918,480	0.0	4,918,480	0.0	4,540,056	0.0
General Fund	2,479,847	0.0	2,656,471	0.0	2,676,960	0.0	2,676,960	0.0	2,697,656	0.0
General Fund Exempt	-	0.0	-	0.0	-	0.0	-	0.0	-	0.0
Cash Fund	996,518	0.0	1,802,862	0.0	2,191,520	0.0	2,191,520	0.0	1,842,400	0.0
Reappropriated Funds	242,037	0.0	-	0.0	50,000	0.0	50,000	0.0	-	0.0
Federal Funds	-	0.0	-	0.0	-	0.0	-	0.0	-	0.0
GRAND TOTAL Department of Law	51,592,037	399.2	53,820,877	399.5	67,936,080	446.5	67,936,079	446.5	69,838,822	451.9
General Fund	9,325,804	0.0	9,934,832	0.0	12,168,714	0.0	12,168,714	0.0	13,053,699	0.0
General Fund Exempt	-	0.0	-	0.0	-	0.0	-	0.0	-	0.0
Cash Funds	9,475,897	0.0	10,670,864	0.0	12,689,397	0.0	12,689,396	0.0	12,363,711	0.0
Reappropriated Funds	31,336,905	0.0	31,747,110	0.0	41,307,605	0.0	41,307,605	0.0	42,674,891	0.0
Federal Funds	1,453,431	0.0	1,468,071	0.0	1,770,364	0.0	1,770,364	0.0	1,746,520	0.0

**Colorado Department of Law
FY 2014-15 Budget Request
Schedule 5: Line Item to Statute**

Line Item Name	Line Item Description	Statutory Citation
(1) Administration		
Personal Services	The Administration's primary functions are Fiscal/Accounting, Human Resources, Information Technology, Legal Support Services and the Office of the Attorney General.	24-31-101 & 102 C.R.S. (1988)
Health, Life, and Dental	State contribution to employee health, life, and dental insurance premiums	24-50-601, C.R.S.
Short-term Disability	State contribution to premiums related to employee short-term disability coverage	24-50-603, C.R.S.
SB 04-257 Amortization Equalization Disbursement	State contribution to address the unfunded liability of the PERA pension trust fund	24-51-411(1), C.R.S.
SB 06-235 Supplemental Amortization Equalization Disbursement	Secondary state contribution to address the unfunded liability of the PERA pension trust fund	24-51-411(3.2) C.R.S.
Salary Survey for Classified Employees	State contribution to salary survey or cost of living increases associated with each job classification	24-50-104(4)(c), C.R.S.
Salary Survey for Exempt Employees	State contribution to salary survey or cost of living increases for attorneys	24-50-104(4)(c), C.R.S.
Merit Pay for Classified Employees	Salary increases or bonus pay associated with each classified employees performance rating	24-50-104(1)(c), C.R.S.
Merit Pay for Exempt Employees	Salary increases or bonus pay associated with each attorneys performance	24-50-104(4)(c), C.R.S.

**Colorado Department of Law
FY 2014-15 Budget Request
Schedule 5: Line Item to Statute**

Line Item Name	Line Item Description	Statutory Citation
Workers' Compensation	Payment to the Department of Personnel and Administration for Workers' Compensation Premiums	8-42-101 C.R.S.
Attorney Registration and Continuing Legal Education	This funds \$225 annual registration fee that the Department's attorneys must pay to practice law in Colorado and \$150 for continuing legal education (CLE) expenses of the Department's attorneys.	24-31-101(6) C.R.S.
Operating Expenses	The Administration's primary functions are Fiscal/Accounting, Human Resources, Information Technology, Text Management and the Office of the Attorney General.	24-31-101(6) C.R.S.
Administrative Law Judge Services	Payment to the Department of Personnel and Administration for ALJ services	24-30-11003(1) C.R.S.
Purchase of Services from Computer Center	Purchase of automated data processing services from the General Government Computer Center, administered by the Governor's IT Office	24-37.5-108 and 112 C.R.S.
Colorado State Network	Payments to the Governor's IT Office for the high speed fiber-optic network and the staff and operating costs associated with the service	24-37.5-108 C.R.S.
Payment to Risk Management and Property Funds	Payment to the Department of Personnel and Administration for Risk Management Premiums	24-30-1510 C.R.S.
Vehicle Lease Payments	Payments to the Department of Personnel and Administration associated with lease costs and management fees for state vehicles	24-30-1104(2) C.R.S.
Information Technology Asset Maintenance	Purchase of computer equipment for the annual replacement cycle of the Department's information technology infrastructure	24-37.5-108 and 112 C.R.S.
Lease Space	Payments for off site storage space	24-31-101(6) C.R.S.

**Colorado Department of Law
FY 2014-15 Budget Request
Schedule 5: Line Item to Statute**

Line Item Name	Line Item Description	Statutory Citation
Ralph L. Carr Judicial Center Leased Space	Payments to the Judicial Department for leased space at 1300 Broadway	13-32-101(6) C.R.S.
Communications Services Payments	Payments to Governor's IT Office for maintenance of radio towers	24-37.5-108,112 C.R.S.
COFERS Modernization	Payments for OIT to procure a statewide accounting system	24-37.5-108,112 C.R.S.
Information Technology Security	Payments to Governor's IT Office for security support	24-37.5-108,112 C.R.S.
Attorney General Discretionary Fund	\$5,000 annual appropriation for Attorney General direction	24-31-101(6) C.R.S.

(2) Legal Services to State Agencies.

Personal Services	Payments for salaries, benefits, and associated contracts incurred in the legal counsel of Legal Services to State Agencies.	24-31-101(1)(a) C.R.S.
Operating & Litigation	Payments for operating expense incurred in the legal counsel of Legal Services to State Agencies.	24-31-101(1)(a) C.R.S.
Indirect Costs Assessment	This line item funds the overhead expenses of the Department of	24-31-101(1)(a) C.R.S.

(3) Criminal Justice and Appellate

Special Prosecution Unit	Funding supports the investigation and prosecution of: Complex Crimes; Gang prosecution; Environmental crimes; Insurance and Securities Fraud.	24-31-105 C.R.S., 10-3-207(1)(e) C.R.S.,
Auto Theft Prevention Grant	This grant supports the FTE and operating to address auto theft prevention efforts.	24-31-108(1) C.R.S.
Appellate Unit	This unit represents the State of Colorado in criminal cases that are appealed to state and federal appellate courts and houses the Victim Assistance Unit	24-31-101(1)(a) C.R.S.

**Colorado Department of Law
FY 2014-15 Budget Request
Schedule 5: Line Item to Statute**

Line Item Name	Line Item Description	Statutory Citation
Medicaid Fraud Unit	This unit is mandated by federal law, investigates and prosecutes criminal fraud against the Medicaid program as well as misconduct against patients at Medicaid funded facilities, including physical and sexual abuse, threaten abuse and criminal	§ 24-31-101(1)(a), C.R.S. (1982); Executive Order D001787, dated March 4, 1987; 42 C.F.R. § 1002.301 (1987); 42 U.S.C. § 1396b(h) (1987); and § 26-4-101, <i>et seq.</i>
Peace Officers Standards and Training Board	This unit accomodates costs associated with Peace Office training, certification, and disciplines.	24-31-303 C.R.S.
Safe2Tell	This line item funds the personal services for 1.0 FTE to coordinate the Safe2Tell program statewide.	24-31-108(1) C.R.S.
Indirect Costs Assessment	This linet item funds the overhead expenses of the Department of Law including statewide indirect recoveries.	24-31-101 & 102 C.R.S.

(4) Natural Resources and Water Rights

Federal and Interstate Water Unit	This Unit protects the State's interests in the waters of interstate rivers, with respect to both interstate water allocation and federal environmental requirements	§§ 37-60-113, 114, 120, & 121.1; 37-80-116; 37-81-102, C.R.S.
Defense of the Colorado River Basin Compact	This special appropriation funds the costs of litigation on the upper Colorado River Basin Compact.	§§ 37-60-113, 114, 120, & 121.1; 37-80-116; 37-81-102, C.R.S.
Defense of the Republican River Compact	This special appropriation funds the costs of litigation with Kansas and Nebraska regarding Colorado's alleged violations of the	§§ 37-60-113, 114, 120, & 121.1; 37-80-116; 37-81-102, C.R.S.
Consultant Expenses	Payments for experts and analyticals to help protect Colorado water interests	§§ 37-60-113, 114, 120, & 121.1; 37-80-116; 37-81-102, C.R.S.
Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA)	This Unit handles the legal work for ten seriously contaminated sites – known as Superfund sites – most of which are being cleaned up under consent decrees by those who contaminated them.	§ 24-31-101(1)(a) C.R.S. , as implemented by Executive Order Nos. D-0038-83, D-0012-86, D-0060-86, D-0084-86, D-0004-96 and D-0007-97; 42 U.S.C. §§. 9601 to 9675; §§. 25-15-301 to 313; §§ 25-16-101 to 200
CERCLA Contracts	This line item provides funding for contractors who support the work of the CERLA litigation unit. These contractors include expert witnesses, scientists knowledgeable about hazardous waste and economists knowledgeable about natural resources damages.	§ 24-31-101(1)(a) C.R.S. , as implemented by Executive Order Nos. D-0038-83, D-0012-86, D-0060-86, D-0084-86, D-0004-96 and D-0007-97; 42 U.S.C. §§. 9601 to 9675; §§. 25-15-301 to 313; §§ 25-16-101 to 201

**Colorado Department of Law
FY 2014-15 Budget Request
Schedule 5: Line Item to Statute**

Line Item Name	Line Item Description	Statutory Citation
Natural Resource Damage Claims at Rocky Mountain Arsenal	This line funds CERLA litigation against Shell Oil Company and the U.S. Army over natural resource damages at the Rocky Mountain Arsenal.	§ 24-31-101(1)(a) C.R.S.
Indirect Costs Assessment	This line item funds the overhead expenses of the Department of Law including statewide indirect recoveries.	24-31-101 & 102 C.R.S.

(5) Consumer Protection

Consumer Protection and Anti-Trust	The Unit enforces both criminally and civilly, the legislative mandate set forth in the state and federal antitrust laws. It does so on behalf of the state and local governments and their citizens.	Colorado Antitrust Act of 1992, §§ 6-4-101 to 122, C.R.S. ;
Consumer Credit Unit	The Consumer Credit unit enforces the Colorado Uniform Consumer Credit Code (UCCC) (consumer lending); Uniform Debt Management Services Act (credit counseling and debt settlement); Credit Services Organization Act (CSOA) (credit repair), and Rental Purchase Agreement Act (CROA) (rent-to-own).	§§ 12-24-101 to 12-24-137, C.R.S.; 15 U.S.C. § 1692, §§ 5-1-101 to 5-9-102.5, C.R.S.; §§ 5-10-101 to 5-10-1001, C.R.S.; §§12-14.5-101 to 12-14.5-113, C.R.S. 15 U.S.C. § 1601 et seq.; 12 C.F.R. § 226.
Indirect Costs Assessment	This line item funds the overhead expenses of the Department of Law including statewide indirect recoveries.	24-31-101 & 102 C.R.S.

(6) Special Purpose

District Attorneys Salaries	This funds the state portion of the state district attorney's salary expenses.	20-1-306 C.R.S.
Litigation Management and Technology Fund	This funds the unanticipated legal expenses during the fiscal year and also funds a portion of the approved IT expenditures for the Department.	24-31-101 & 102 C.R.S.
Tobacco Litigation	This line item defends the enforcement of the Tobacco Settlement Agreement.	24-31-402 C.R.S.
Lobato Litigation Expenses	This line item pays for the operating and litigation expenses of the Lobato Law Suit.	24-31-101 & 102 C.R.S.
Lowry Range Litigation Expenses	This line item pays for the operating and litigation expenses of the Lowry Range Law Suit.	24-31-101 & 102 C.R.S.

Colorado Department of Law

FY 2014-15 Budget Request

Schedule 6: Special Bills Summary

Bill Number	Short Bill Title	Line Items	FTE	Total Funds	General Fund	General Fund Exempt	Cash Funds	Cash Funds Exempt / Reappropriated Funds	Federal Funds
FY 2013-14									
SB 13-14	Immunity for Emerg Drugs to Overdose Victims	LSSA PS	0.00	\$ 2,086				\$ 2,086	
		LSSA OP		\$ 232				\$ 232	
		Total	0.00	\$ 2,318				\$ 2,318	
SB 13-26	Medical Transparency	LSSA PS	0.00	\$ 6,953				\$ 6,953	
		LSSA OP		\$ 772				\$ 772	
		Total	0.00	\$ 7,725				\$ 7,725	
SB 13-39	Regulation of Audiologists	LSSA PS	0.00	\$ 10,165				\$ 10,165	
		LSSA OP		\$ 1,129				\$ 1,129	
		Total	0.00	\$ 11,294				\$ 11,294	
SB 13-83	Prescribed Burning Program	LSSA PS	0.00	\$ 4,172				\$ 4,172	
		LSSA OP		\$ 463				\$ 463	
		Total	0.00	\$ 4,635				\$ 4,635	
SB 13-151	Massage Therapists	LSSA PS	0.00	\$ 19,120				\$ 19,120	
		LSSA OP		\$ 2,124				\$ 2,124	
		Total	0.00	\$ 21,244				\$ 21,244	
SB 13-162	Sunset - Bd of Plumbers	LSSA PS	0.00	\$ 5,215				\$ 5,215	
		LSSA OP		\$ 579				\$ 579	
		Total	0.00	\$ 5,794				\$ 5,794	
SB 13-172	Sunset - Accupuncture Regulation	LSSA PS	0.00	\$ 4,519				\$ 4,519	
		LSSA OP		\$ 502				\$ 502	
		Total	0.00	\$ 5,021				\$ 5,021	
SB 13-180	Sunset - Occupational Therapy	LSSA PS	0.00	\$ 11,471				\$ 11,471	
		LSSA OP		\$ 1,275				\$ 1,275	
		Total	0.00	\$ 12,746				\$ 12,746	
SB 13-200	Expand Medicaid Eligibility	LSSA PS	0.00	\$ 22,419				\$ 22,419	
		LSSA OP		\$ 2,491				\$ 2,491	
		Total	0.00	\$ 24,910				\$ 24,910	
SB 13-207	Perform Auricular Acudetox by MH Prof	LSSA PS	0.00	\$ 5,562				\$ 5,562	
		LSSA OP		\$ 618				\$ 618	
		Total	0.00	\$ 6,180				\$ 6,180	
SB 13-219	Meth Lab Remediation	LSSA PS	0.10	\$ 13,905				\$ 13,905	
		LSSA OP		\$ 1,545				\$ 1,545	
		Total	0.10	\$ 15,450				\$ 15,450	

Colorado Department of Law

FY 2014-15 Budget Request

Schedule 6: Special Bills Summary

Bill Number	Short Bill Title	Line Items	FTE	Total Funds	General Fund	General Fund Exempt	Cash Funds	Cash Funds Exempt / Reappropriated Funds	Federal Funds
SB 13-221	Cons Easement Tax Credit Cert App	LSSA PS	0.50	\$ 62,573				\$ 62,573	
		LSSA OP		\$ 6,952				\$ 6,952	
		Total	0.50	\$ 69,525				\$ 69,525	
SB 13-238	Regulation Hearing Aid Providers/Sellers	LSSA PS	0.00	\$ 5,215				\$ 5,215	
		LSSA OP		\$ 579				\$ 579	
		Total	0.00	\$ 5,794				\$ 5,794	
SB 13-241	Regulation of Hemp	LSSA PS	0.00	\$ 12,515				\$ 12,515	
		LSSA OP		\$ 1,390				\$ 1,390	
		Total	0.00	\$ 13,905				\$ 13,905	
SB 13-251	CDL and Identity Documentation	LSSA PS	0.10	\$ 6,953				\$ 6,953	
		LSSA OP		\$ 772				\$ 772	
		Total	0.10	\$ 7,725				\$ 7,725	
HB 13-1111	Regulation of Naturopathic Doctors	LSSA PS	0.00	\$ 15,296				\$ 15,296	
		LSSA OP		\$ 1,699				\$ 1,699	
		Total	0.00	\$ 16,995				\$ 16,995	
HB 13-1292	Keep Jobs in Colorado Act	LSSA PS	0.00	\$ 41,715				\$ 41,715	
		LSSA OP		\$ 4,635				\$ 4,635	
		Total	0.00	\$ 46,350				\$ 46,350	
HB 13-1317	Implement Amend 64: Majority Recommendations	LSSA PS	0.50	\$ 63,616				\$ 63,616	
		LSSA OP		\$ 7,068				\$ 7,068	
		Total	0.50	\$ 70,684				\$ 70,684	
	LSSA Total	Total	1.2	\$348,295	\$0	\$0	\$0	\$348,295	\$0
HB 13-1230	Compensation for Persons Wrongly Incarcerated	Special Prosecution Unit	1.4	\$ 128,662	\$ 128,662				
		Total	1.4	\$ 128,662	\$ 128,662				
SB 13-283	Amend. 64 Implement. (MD)	POST	0.0	\$ 20,000		\$ -	\$ 20,000		
		Total	0.0	\$ 20,000	\$ -	\$ -	\$ 20,000	\$ -	\$ -
HB 1317	Implement Amend 64: Majority Recommendations	POST	0.0	\$ 76,000		\$ -	\$ 76,000		
		Total	0.0	\$ 76,000	\$ -	\$ -	\$ 76,000	\$ -	\$ -
	POST Total	Total	0.0	\$ 96,000	\$ -	\$ -	\$ 96,000	\$ -	\$ -

Colorado Department of Law

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Schedule 6: Special Bills Summary

Bill Number	Short Bill Title	Line Items	FTE	Total Funds	General Fund	General Fund Exempt	Cash Funds	Cash Funds Exempt / Reappropriated Funds	Federal Funds
HB 13-1180	Tobacco Litigation Settlement Moneys	Tobacco Litigation	0.0	\$ -	\$ (1,250,000)	\$ -	\$ 1,250,000		
		Health, Life and Dental		\$ -	\$ (5,625)		\$ 5,625		
		Short Term Disability		\$ -	\$ (171)		\$ 171		
		SB 04-257 Amortization Equalization Distribution		\$ -	\$ (3,244)		\$ 3,244		
		SB 06-235 Supplemental Amortization Equalization Distribution		\$ -	\$ (2,928)		\$ 2,928		
		Salary Survey for Exempt Employees		\$ -	\$ (7,842)		\$ 7,842		
		Merit Pay for Exempt Employees		\$ -	\$ (1,584)		\$ 1,584		
		Continuing Legal Ed		\$ -	\$ (375)		\$ 375		
		Workers' Compensation Information Technology		\$ -	\$ (170)		\$ 170		
		Asset Maintenance		\$ -	\$ (1,049)		\$ 1,049		
		Ralph L. Carr Colorado Judicial Center Lease		\$ -	\$ (6,568)		\$ 6,568		
	HB 13-1180	Total	0.0	\$ -	\$ (1,279,556)	\$ -	\$ 1,279,556	\$ -	\$ -
FY 2013-14 Department Total			2.60	\$ 572,957	\$ (1,150,894)	\$ -	\$ 1,375,556	\$ 348,295	\$ -
FY 2012-13									
HB 12-1303	Certification of Speech Lang Pathologists	LSSA PS	0.10	\$ 14,990				\$ 14,990	
		LSSA OP		\$ 1,666				\$ 1,666	
		Total	0.10	\$ 16,656				\$ 16,656	
HB 12-1300	Sunset Continue Prof Review Committee	LSSA PS	0.00	\$ 2,044				\$ 2,044	

Colorado Department of Law

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Schedule 6: Special Bills Summary

Bill Number	Short Bill Title	Line Items	FTE	Total Funds	General Fund	General Fund Exempt	Cash Funds	Cash Funds Exempt / Reappropriated Funds	Federal Funds
		LSSA OP		\$ 227				\$ 227	
		Total	0.00	\$ 2,271				\$ 2,271	
HB 12-1311	Sunset Continue Pharmacy Board	LSSA PS	0.20	\$ 20,783				\$ 20,783	
		LSSA OP		\$ 2,309				\$ 2,309	
		Total	0.20	\$ 23,092				\$ 23,092	
HB 12-1330	Hearing Process Wildlife	LSSA PS	0.00	\$ 2,725				\$ 2,725	
		LSSA OP		\$ 303				\$ 303	
		Total	0.00	\$ 3,028				\$ 3,028	
	LSSA Total	Total	0.3	\$ 40,542	\$ -	\$ -	\$ -	\$ 40,542	\$ -
HB 12-1246	Reverse Portion of Paydate Shift	Appellate	0.00	\$ 5,880	\$ 5,880			\$ -	
		Consumer Prot/Antitrust		\$ 2,919	\$ 2,919			\$ -	
		Total	0.00	\$ 8,799	\$ 8,799			\$ -	
SB 12-110	Insurance Fraud Fees	Special Pros Unit	2.00	\$ 196,677	\$ -	\$ 196,677	\$ 196,677	\$ -	
				\$ -	\$ -			\$ -	
		Total	2.00	\$ 196,677	\$ -	\$ 196,677	\$ 196,677	\$ -	
FY 2012-13 Department Total			2.30	\$ 246,018	\$ 8,799	\$ 196,677	\$ 196,677	\$ 40,542	\$ -
FY 2011-12									
SB11-088	Sunset Review Direct Entry Midwives	LSSA PS	0.00	\$ 3,698				\$ 3,698	
		LSSA OP		\$ 411				\$ 411	
		Total	0.00	\$ 4,109				\$ 4,109	
SB11-091	Sunset Board Veterinary Medicine	LSSA PS	0.00	\$ 3,962				\$ 3,962	
		LSSA OP		\$ 440				\$ 440	
		Total	0.00	\$ 4,402				\$ 4,402	
SB 11-094	Sunset Optometric Board (DORA)	LSSA PS	0.00	\$ 3,962				\$ 3,962	
		LSSA OP		\$ 440				\$ 440	
		Total	0.00	\$ 4,402				\$ 4,402	
SB 11-128	Child-only Health Insurance Plans (DORA)	LSSA PS	0.00	\$ 2,642				\$ 2,642	
		LSSA OP		\$ 293				\$ 293	
		Total	0.00	\$ 2,935				\$ 2,935	
SB11-169	Sunset Physical Therapy Board	LSSA PS	0.30	\$ 34,997				\$ 34,997	
		LSSA OP		\$ 3,889				\$ 3,889	
		Total	0.30	\$ 38,886				\$ 38,886	
SB11-187	Sunset Mental Health Prof	LSSA PS	1.40	\$ 158,479				\$ 158,479	

Colorado Department of Law

FY 2014-15 Budget Request

Schedule 6: Special Bills Summary

Bill Number	Short Bill Title	Line Items	FTE	Total Funds	General Fund	General Fund Exempt	Cash Funds	Cash Funds Exempt / Reappropriated Funds	Federal Funds
	DORA	LSSA OP		\$ 17,609				\$ 17,609	
		Total	1.40	\$ 176,088				\$ 176,088	
SB 11-251	Division of Fire Safety Duties Public Safety	LSSA PS	0.00	\$ 6,603				\$ 6,603	
		LSSA OP		\$ 734				\$ 734	
		Total	0.00	\$ 7,337				\$ 7,337	
SB 11-1100	Military Experience License Certificate	LSSA PS	0.40	\$ 31,036				\$ 31,036	
		LSSA OP		\$ 3,448				\$ 3,448	
	DORA	Total	0.40	\$ 34,484				\$ 34,484	
HB 11-1121	Bar Felons from School Employment Education	LSSA PS	0.00	\$ 9,905				\$ 9,905	
		LSSA OP		\$ 1,100				\$ 1,100	
		Total	0.00	\$ 11,005				\$ 11,005	
HB 11-1195	Private Investigators Voluntary License	LSSA PS	0.00	\$ 6,603				\$ 6,603	
		LSSA OP		\$ 734				\$ 734	
	DORA	Total	0.00	\$ 7,337				\$ 7,337	
HB11-1300	Conservation Easements Revenue	LSSA PS	9.10	\$ 1,216,740				\$ 1,216,740	
		LSSA OP		\$ 135,193				\$ 135,193	
	DORA	Total	9.10	\$ 1,351,933				\$ 1,351,933	
	LSSA Total	Total	11.2	\$ 1,642,918	\$ -	\$ -	\$ -	\$ 1,642,918	\$ -
SB 11-076	PERA Bill	Administration PS	0.00	\$ (31,901)	\$ -			\$ (31,901)	\$ -
		LSSA PS		\$ (451,303)				\$ (451,303)	
		Cons Prot/Anti Trust		\$ (34,271)	\$ (19,506)	\$ -	\$ (9,991)	\$ (4,774)	
		Special Prosecution		\$ (56,055)	\$ (31,984)		\$ (17,328)	\$ (6,743)	
		Appellate		\$ (54,234)	\$ (54,234)				
		Medicaid Fraud		\$ (30,537)	\$ (7,634)				\$ (22,903)
		POST		\$ (8,920)			\$ (8,920)		
		Consumer Credit Unit		\$ (28,499)			\$ (28,499)		
		CERCLA		\$ (7,947)				\$ (7,947)	
		Fed Interstate Water		\$ (11,724)	\$ (11,724)				
		Defense of CO River		\$ (4,278)			\$ (4,278)		
		District Attorney's Salaries		\$ (55,000)	\$ (55,000)				
		Total	0.00	\$ (774,669)	\$ (180,082)	\$ -	\$ (69,016)	\$ (502,668)	\$ (22,903)
FY 2011-12 Department Total			11.20	\$ 868,249	\$ (180,082)	\$ -	\$ (69,016)	\$ 1,140,250	\$ (22,903)
FY 2010-11									
SB10-072	Colorado Seed Potatoes Act	LSSA PS	0.00	\$ 815				\$ 815	
		LSSA OP		\$ 90				\$ 90	
		Total	0.00	\$ 905				\$ 905	
SB10-109	Physician-patient relationship for Marijunan (CDPHE)	LSSA PS	0.73	\$ 89,891				\$ 89,891	
		LSSA OP		\$ 9,988				\$ 9,988	
		Total	0.73	\$ 99,879				\$ 99,879	

Colorado Department of Law

FY 2014-15 Budget Request

Schedule 6: Special Bills Summary

Bill Number	Short Bill Title	Line Items	FTE	Total Funds	General Fund	General Fund Exempt	Cash Funds	Cash Funds Exempt / Reappropriated Funds	Federal Funds
SB10-109	Physician-patient relationship for Marijunan (DORA)	LSSA PS	3.77	\$ 461,326				\$ 461,326	
		LSSA OP		\$ 51,258				\$ 51,258	
		Total	3.77	\$ 512,584				\$ 512,584	
SB10-124	Healthcare provider disclose info practices (DORA)	LSSA PS	0.00	\$ 6,784				\$ 6,784	
		LSSA OP		\$ 754				\$ 754	
		Total	0.00	\$ 7,538				\$ 7,538	
SB10-203	Colo Elections after the US Supr court (Dept. of State)	LSSA PS	0.00	\$ 4,069				\$ 4,069	
		LSSA OP		\$ 453				\$ 453	
		Total	0.00	\$ 4,522				\$ 4,522	
HB10-1018	Regulate waste tires (CDPHE)	LSSA PS	0.20	\$ 13,568				\$ 13,568	
		LSSA OP		\$ 1,508				\$ 1,508	
		Total	0.20	\$ 15,076				\$ 15,076	
HB10-1125	Regulate waste food preparation (CDPHE)	LSSA PS	0.00	\$ 6,784				\$ 6,784	
		LSSA OP		\$ 754				\$ 754	
		Total	0.00	\$ 7,538				\$ 7,538	
HB10-1128	Supervision of Regulated Profes (DORA)	LSSA PS	0.00	\$ (8,819)				\$ (8,819)	
		LSSA OP		\$ (980)				\$ (980)	
		Total	0.00	\$ (9,799)				\$ (9,799)	
HB10-1141	Mortgage Company registered w Real Estate (DORA)	LSSA PS	0.00	\$ 5,766				\$ 5,766	
		LSSA OP		\$ 641				\$ 641	
		Total	0.00	\$ 6,407				\$ 6,407	
HB10-1148	Renew license to pratice architete (DORA)	LSSA PS	0.00	\$ (10,176)				\$ (10,176)	
		LSSA OP		\$ (1,131)				\$ (1,131)	
		Total	0.00	\$ (11,307)				\$ (11,307)	
HB10-1176	Government overpayment of tax (Local Affairs)	LSSA PS	0.00	\$ 1,800				\$ 1,800	
		LSSA OP		\$ 200				\$ 200	
		Total	0.00	\$ 2,000				\$ 2,000	
HB10-1193	Collect sales/use taxes (Revenue)	LSSA PS	0.00	\$ 36,000				\$ 36,000	
		LSSA OP		\$ 4,000				\$ 4,000	
		Total	0.00	\$ 40,000				\$ 40,000	
HB10-1224	Colorado Podiatry Board (DORA)	LSSA PS	0.00	\$ 2,035				\$ 2,035	
		LSSA OP		\$ 226				\$ 226	
		Total	0.00	\$ 2,261				\$ 2,261	
HB10-1260	Sunset - Board of Medical Exm (DORA)	LSSA PS	0.10	\$ 14,926				\$ 14,926	
		LSSA OP		\$ 1,658				\$ 1,658	
		Total	0.10	\$ 16,584				\$ 16,584	
HB10-1260	Sunset - Board of Medical Exm (CDPHE)	LSSA PS	0.00	\$ 610				\$ 610	
		LSSA OP		\$ 68				\$ 68	
		Total	0.00	\$ 678				\$ 678	
HB10-1278	Colorado Common Interest Owe Act	LSSA PS	0.10	\$ 14,112				\$ 14,112	
		LSSA OP		\$ 1,567				\$ 1,567	

Colorado Department of Law

FY 2014-15 Budget Request

Schedule 6: Special Bills Summary

Bill Number	Short Bill Title	Line Items	FTE	Total Funds	General Fund	General Fund Exempt	Cash Funds	Cash Funds Exempt / Reappropriated Funds	Federal Funds
	(DORA)	Total	0.10	\$ 15,679				\$ 15,679	
HB10-1284	Regulate Medical Marijuana and (Revenue)	LSSA PS	2.00	\$ 244,231				\$ 244,231	
		LSSA OP		\$ 27,137				\$ 27,137	
		Total	2.00	\$ 271,368				\$ 271,368	
HB10-1365	PUC reduce air emissions DORA-PUC	LSSA PS	0.10	\$ 11,737				\$ 11,737	
		LSSA OP		\$ 1,304				\$ 1,304	
		Total	0.10	\$ 13,041				\$ 13,041	
HB10-1415	Registration of assistant for surgeon (DORA)	LSSA PS	0.00	\$ 3,392				\$ 3,392	
		LSSA OP		\$ 377				\$ 377	
		Total	0.00	\$ 3,769				\$ 3,769	
	LSSA Total	Total	7.0	\$ 998,723	\$ -		\$ -	\$ 998,723	\$ -
SB10-167	False Claims Act (HCPF)	Medicaid	3.00	\$ 245,095	\$ 61,274			\$ -	\$ 183,821
		Fraud		\$ 31,485	\$ 7,871			\$ -	\$ 23,614
		Total	3.00	\$ 276,580	\$ 69,145			\$ -	\$ 207,435
HB10-1329	Solid Waste User Fees (CDPHE)	CERCLA	0.00	\$ 41,384	\$ (511,159)			\$ 552,543	
		Total	0.00	\$ 41,384	\$ (511,159)			\$ 552,543	
HB10-1385	Division of Insurance Legislation	Special Pros	0.00	\$ -			\$ 860,186	\$ (860,186)	
		Total	0.00	\$ -			\$ 860,186	\$ (860,186)	
FY 2010-11 Department Total			10.00	\$ 1,316,687	\$ (442,014)	\$ -	\$ 860,186	\$ 691,080	\$ 207,435

Colorado Department of Law
FY 2014-15 Budget Request
Schedule 7: Supplemental Bills Summary

Bill Number	Line Items	FTE	Total Funds	General Fund	Cash Funds	Cash Funds Exempt / Reappropriated Funds	Federal Funds
SB 13-94	(1) Administration						
	Payment to Risk Mgt and Property Funds	0.0	\$40,207	\$ 40,207	\$0	\$0	\$0
	Total	0.0	\$40,207	\$40,207	\$0	\$0	\$0
	(2) Legal Services to State Agencies						
	Personal Services	3.5	\$429,940	\$0	\$0	\$429,940	\$0
Operating and Litigation		\$47,771	\$0	\$0	\$47,771	\$0	
Total	3.5	\$477,711	\$0	\$0	\$477,711	\$0	
SB 13-230 Long Bill Add on	(6) Special Purpose						
	Tobacco Litigation	0.0	\$715,630	\$515,630	\$0	\$200,000	\$0
Total	0.0	\$715,630	\$515,630	\$0	\$200,000	\$0	
Total HB 13-94 and 230		3.5	\$1,233,548	\$555,837	\$0	\$677,711	\$0
HB 12-1189	(1) Administration						
	Vehicle Lease Payments	0.0	(\$4,187)	\$ (711)	(\$1,790)	(\$1,539)	(\$147)
Total	0.0	(\$4,187)	(\$711)	(\$1,790)	(\$1,539)	(\$147)	
HB 12-1335 Long Bill Add on	(2) Legal Services to State Agencies						
	Special Prosecutions unit	0.0	\$29,814	\$29,814	\$0	\$0	\$0
Total	0.0	\$29,814	\$29,814	\$0	\$0	\$0	
Total HB 12-1189 and 1335		0.0	\$25,627	\$29,103	(\$1,790)	(\$1,539)	(\$147)
SB 11-144	(1) Administration						
	Health, Life, Dental	0.0	(\$55,000)	(\$55,000)	\$0	\$0	\$0
	Vehicle Lease Payments	0.0	\$1,517	\$ 970	\$417	\$0	\$130
	Total	0.0	(\$53,483)	(\$54,030)	\$417	\$0	\$130
	(2) Legal Services to State Agencies						
Personal Services	6.2	\$806,828	\$0	\$0	\$806,828	\$0	
Operating and Litigation	0.0	\$103,670	\$0	\$0	\$103,670	\$0	
Total	6.2	\$910,498	\$0	\$0	\$910,498	\$0	

Colorado Department of Law
FY 2014-15 Budget Request
Schedule 7: Supplemental Bills Summary

Bill Number	Line Items	FTE	Total Funds	General Fund	Cash Funds	Cash Funds Exempt / Reappropriated Funds	Federal Funds
	Need to figure fund splits						
	(4) Water and Natural Resources						
	Consultant Expenses	0.0	\$25,000	\$0	\$25,000	\$0	\$0
	Total	0.0	\$25,000	\$0	\$25,000	\$0	\$0
	(6) Special Purpose						
	District Attorney's Salaries	0.0	(\$50,600)	(\$50,600)	\$0	\$0	\$0
	Tobacco Litigation (SB 11-209 Add on)	0.0	\$259,790	\$0	\$259,790	\$0	\$0
	Lobato Litigation Expenses	0.0	\$774,593	\$0	\$0	\$774,593	\$0
	Total	0.0	\$983,783	(\$50,600)	\$259,790	\$774,593	\$0
Total SB 11-144		6.2	\$1,865,798	(\$104,630)	\$285,207	\$1,685,091	\$130

Department of Law
Schedule 8

Fiscal Year	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Health/Dental/Life					
FY 2011-12					
(1) Administration	\$232,646	\$232,646	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$1,341,104	\$0	\$0	\$1,341,104	\$0
(3) Criminal Justice and Appellate	\$414,224	\$234,534	\$87,056	\$32,556	\$60,078
(4) Water and Natural Resources	\$45,067	\$34,058	\$0	\$11,009	\$0
(5) Consumer Protection	\$228,453	\$76,662	\$150,490	\$1,301	\$0
Total Expenditures	\$2,261,494	\$577,900	\$237,546	\$1,385,970	\$60,078
Total Appropriated	\$2,261,494	\$577,900	\$237,546	\$1,385,970	\$60,078
(Under)/Over Expenditures	(\$20,078)	\$0	\$0	\$0	(\$20,078)
FY 2012-13					
(1) Administration	\$270,541	\$270,541	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$1,709,984	\$258,652	\$0	\$1,451,332	\$0
(3) Criminal Justice and Appellate	\$331,174	\$109,855	\$107,368	\$33,784	\$80,167
(4) Water and Natural Resources	\$38,366	\$26,342	\$0	\$12,024	\$0
(5) Consumer Protection	\$247,599	\$46,968	\$199,878	\$753	\$0
Total Expenditures	\$2,597,664	\$712,358	\$307,246	\$1,497,893	\$80,167
Total Appropriated	\$2,597,664	\$712,358	\$307,246	\$1,497,893	\$80,167
(Under)/Over Expenditures	(\$22,699)	\$0	\$0	\$0	(\$22,699)
FY 2013-14					
(1) Administration	\$266,133	\$266,133	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$1,643,905	\$0	\$0	\$1,643,905	\$0
(3) Criminal Justice and Appellate	\$583,446	\$382,403	\$68,779	\$36,918	\$95,346
(4) Water and Natural Resources	\$41,146	\$34,269	\$0	\$6,877	\$0
(5) Consumer Protection	\$282,954	\$60,085	\$212,815	\$10,054	\$0
Total Expenditures	\$2,817,584	\$742,890	\$281,594	\$1,697,754	\$95,346
Total Appropriated	\$2,850,112	\$742,890	\$281,594	\$1,697,754	\$127,874
(Under)/Over Expenditures	(\$32,528)	\$0	\$0	\$0	(\$32,528)
FY 2014-15					
(1) Administration	\$2,945,041	\$808,633	\$351,412	\$1,682,932	\$102,064
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$2,945,041	\$808,633	\$351,412	\$1,682,932	\$102,064
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0

Department of Law
Schedule 8

Fiscal Year	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Short-term Disability					
FY 2011-12					
(1) Administration	\$4,163	\$4,163	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$28,297	\$0	\$0	\$28,297	\$0
(3) Criminal Justice and Appellate	\$10,629	\$6,258	\$1,912	\$1,023	\$1,436
(4) Water and Natural Resources	\$1,587	\$1,118	\$0	\$469	\$0
(5) Consumer Protection	\$4,352	\$1,469	\$2,545	\$338	\$0
Total Expenditures	\$49,028	\$13,008	\$4,457	\$30,127	\$1,436
Total Appropriated	\$49,196	\$13,008	\$4,457	\$30,127	\$1,604
(Under)/Over Expenditures	(\$168)	\$0	\$0	\$0	(\$168)
FY 2012-13					
(1) Administration	\$4,301	\$4,301	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$29,063	\$337	\$0	\$28,726	\$0
(3) Criminal Justice and Appellate	\$9,752	\$6,045	\$1,750	\$675	\$1,282
(4) Water and Natural Resources	\$1,180	\$683	\$0	\$497	\$0
(5) Consumer Protection	\$4,578	\$1,642	\$2,707	\$229	\$0
Total Expenditures	\$48,874	\$13,008	\$4,457	\$30,127	\$1,282
Total Appropriated	\$49,196	\$13,008	\$4,457	\$30,127	\$1,604
(Under)/Over Expenditures	(\$322)	\$0	\$0	\$0	(\$322)
FY 2013-14					
(1) Administration	\$5,473	\$5,473	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$36,962	\$0	\$0	\$36,962	\$0
(3) Criminal Justice and Appellate	\$9,722	\$5,820	\$1,732	\$1,024	\$1,146
(4) Water and Natural Resources	\$1,798	\$1,280	\$0	\$518	\$0
(5) Consumer Protection	\$6,806	\$2,344	\$4,291	\$171	\$0
Total Expenditures	\$60,761	\$14,917	\$6,023	\$38,675	\$1,146
Total Appropriated	\$62,042	\$14,917	\$6,023	\$38,675	\$2,427
(Under)/Over Expenditures	(\$1,281)	\$0	\$0	\$0	(\$1,281)
FY 2014-15					
(1) Administration	\$79,675	\$21,013	\$9,039	\$47,211	\$2,411
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$79,675	\$21,013	\$9,039	\$47,211	\$2,411
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0

Department of Law
Schedule 8

Fiscal Year	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
S.B. 04-257 Amortization Equalization Disbursement					
FY 2011-12					
(1) Administration	\$72,181	\$72,181	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$447,651	\$0	\$0	\$447,651	\$0
(3) Criminal Justice and Appellate	\$159,822	\$90,669	\$30,251	\$16,178	\$22,724
(4) Water and Natural Resources	\$24,820	\$17,405	\$0	\$7,415	\$0
(5) Consumer Protection	\$68,573	\$22,972	\$40,254	\$5,347	\$0
(6) Special Purpose	\$52	\$52			
Total Expenditures	\$773,099	\$203,279	\$70,505	\$476,591	\$22,724
Total Appropriated	\$775,756	\$203,279	\$70,505	\$476,591	\$25,381
(Under)/Over Expenditures	(\$2,657)	\$0	\$0	\$0	(\$2,657)
FY 2012-13					
(1) Administration	\$79,979	\$79,979	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$590,208	\$56,573	\$0	\$533,635	\$0
(3) Criminal Justice and Appellate	\$168,343	\$86,698	\$36,731	\$12,539	\$32,375
(4) Water and Natural Resources	\$23,412	\$14,179	\$0	\$9,233	\$0
(5) Consumer Protection	\$95,326	\$34,199	\$56,866	\$4,261	\$0
(6) Special Purpose	\$103	\$103			
Total Expenditures	\$957,371	\$271,731	\$93,597	\$559,668	\$32,375
Total Appropriated	\$965,510	\$271,731	\$93,597	\$559,668	\$40,514
(Under)/Over Expenditures	(\$8,139)	\$0	\$0	\$0	(\$8,139)
FY 2013-14					
(1) Administration	\$103,697	\$103,697	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$744,199	\$0	\$0	\$744,199	\$0
(3) Criminal Justice and Appellate	\$230,182	\$135,661	\$38,873	\$19,396	\$36,252
(4) Water and Natural Resources	\$34,069	\$24,256	\$0	\$9,813	\$0
(5) Consumer Protection	\$119,271	\$34,706	\$81,321	\$3,244	\$0
Total Expenditures	\$1,231,418	\$298,320	\$120,194	\$776,652	\$36,252
Total Appropriated	\$1,243,606	\$298,320	\$120,194	\$776,652	\$48,440
(Under)/Over Expenditures	(\$12,188)	\$0	\$0	\$0	(\$12,188)
FY 2014-15					
(1) Administration	\$1,448,638	\$382,063	\$164,344	\$858,386	\$43,845
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$1,448,638	\$382,063	\$164,344	\$858,386	\$43,845
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0

Department of Law
Schedule 8

Fiscal Year	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
S.B. 06-235 Supplemental Amortization Equalization Disbursement					
FY 2011-12					
(1) Administration	\$57,991	\$57,991	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$359,719	\$0	\$0	\$359,719	\$0
(3) Criminal Justice and Appellate	\$127,572	\$72,002	\$24,309	\$13,001	\$18,260
(4) Water and Natural Resources	\$19,879	\$13,921	\$0	\$5,958	\$0
(5) Consumer Protection	\$54,964	\$18,320	\$32,347	\$4,297	\$0
Total Expenditures	\$620,125	\$162,234	\$56,656	\$382,975	\$18,260
Total Appropriated	\$622,261	\$162,234	\$56,656	\$382,975	\$20,396
(Under)/Over Expenditures	(\$2,136)	\$0	\$0	\$0	(\$2,136)
FY 2012-13					
(1) Administration	\$76,849	\$76,849	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$464,614	\$6,021	\$0	\$458,593	\$0
(3) Criminal Justice and Appellate	\$178,226	\$108,068	\$31,564	\$10,775	\$27,819
(4) Water and Natural Resources	\$20,149	\$12,215	\$0	\$7,934	\$0
(5) Consumer Protection	\$81,782	\$29,249	\$48,871	\$3,662	\$0
Total Expenditures	\$821,620	\$232,402	\$80,435	\$480,964	\$27,819
Total Appropriated	\$828,618	\$232,402	\$80,435	\$480,964	\$34,817
(Under)/Over Expenditures	(\$6,998)	\$0	\$0	\$0	(\$6,998)
FY 2013-14					
(1) Administration	\$93,616	\$93,616	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$668,099	\$0	\$0	\$668,099	\$0
(3) Criminal Justice and Appellate	\$201,435	\$121,538	\$33,902	\$17,510	\$28,485
(4) Water and Natural Resources	\$30,757	\$21,898	\$0	\$8,859	\$0
(5) Consumer Protection	\$112,617	\$31,333	\$74,605	\$6,679	\$0
Total Expenditures	\$1,106,524	\$268,385	\$108,507	\$701,147	\$28,485
Total Appropriated	\$1,121,769	\$268,385	\$108,507	\$701,147	\$43,730
(Under)/Over Expenditures	(\$15,245)	\$0	\$0	\$0	(\$15,245)
FY 2014-15					
(1) Administration	\$1,358,099	\$358,184	\$154,073	\$804,737	\$41,105
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$1,358,099	\$358,184	\$154,073	\$804,737	\$41,105
Total Appropriated					
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0

Department of Law
Schedule 8

Fiscal Year	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Salary Survey for Classified Employees					
FY 2011-12					
(1) Administration	\$0	\$0	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$0	\$0	\$0	\$0	\$0
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2012-13					
(1) Administration	\$0	\$0	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$0	\$0	\$0	\$0	\$0
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2013-14					
(1) Administration	\$47,674	\$47,674	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$153,961	\$0	\$0	\$153,961	\$0
(3) Criminal Justice and Appellate	\$74,281	\$21,738	\$21,013	\$5,747	\$25,783
(4) Water and Natural Resources	\$5,423	\$4,159	\$0	\$1,264	\$0
(5) Consumer Protection	\$56,518	\$0	\$49,614	\$6,904	\$0
Total Expenditures	\$337,857	\$73,571	\$70,627	\$167,876	\$25,783
Total Appropriated	\$339,441	\$73,571	\$70,627	\$167,876	\$27,367
(Under)/Over Expenditures	(\$1,584)	\$0	\$0	\$0	(\$1,584)
FY 2014-15					
(1) Administration	\$178,579	\$55,515	\$45,002	\$64,549	\$13,513
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$178,579	\$55,515	\$45,002	\$64,549	\$13,513
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0

Department of Law
Schedule 8

Fiscal Year	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Salary Survey for Exempt Employees					
FY 2011-12					
(1) Administration	\$0	\$0	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$0	\$0	\$0	\$0	\$0
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2012-13					
(1) Administration	\$0	\$0	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$0	\$0	\$0	\$0	\$0
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2013-14					
(1) Administration	\$97,079	\$97,079	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$2,977,269	\$0	\$0	\$2,977,269	\$0
(3) Criminal Justice and Appellate	\$701,695	\$544,091	\$51,580	\$54,951	\$51,073
(4) Water and Natural Resources	\$81,553	\$63,941	\$0	\$17,612	\$0
(5) Consumer Protection	\$257,546	\$175,647	\$73,995	\$7,904	\$0
Total Expenditures	\$4,115,142	\$880,758	\$125,575	\$3,057,736	\$51,073
Total Appropriated	\$4,115,142	\$880,758	\$125,575	\$3,057,736	\$51,073
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2014-15					
(1) Administration	\$358,827	\$83,586	\$19,198	\$252,481	\$3,562
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$358,827	\$83,586	\$19,198	\$252,481	\$3,562
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0

Department of Law
Schedule 8

Fiscal Year	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Merit Pay for Classified Employees					
FY 2011-12					
(1) Administration	\$0	\$0	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$0	\$0	\$0	\$0	\$0
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2012-13					
(1) Administration	\$0	\$0	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$0	\$0	\$0	\$0	\$0
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2013-14					
(1) Administration	\$32,639	\$32,639	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$56,153	\$0	\$0	\$56,153	\$0
(3) Criminal Justice and Appellate	\$40,587	\$13,546	\$8,990	\$5,097	\$12,954
(4) Water and Natural Resources	\$2,383	\$1,351	\$0	\$1,032	\$0
(5) Consumer Protection	\$21,341	\$0	\$18,445	\$2,896	\$0
Total Expenditures	\$153,103	\$47,536	\$27,435	\$65,178	\$12,954
Total Appropriated	\$153,103	\$47,536	\$27,435	\$65,178	\$12,954
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2014-15					
(1) Administration	\$168,086	\$60,297	\$32,509	\$62,611	\$12,669
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$168,086	\$60,297	\$32,509	\$62,611	\$12,669
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0

Department of Law
Schedule 8

Fiscal Year	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Merit Pay for Exempt Employees					
FY 2011-12					
(1) Administration	\$0	\$0	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$0	\$0	\$0	\$0	\$0
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2012-13					
(1) Administration	\$0	\$0	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$0	\$0	\$0	\$0	\$0
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2013-14					
(1) Administration	\$17,906	\$17,906	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$272,733	\$0	\$0	\$272,733	\$0
(3) Criminal Justice and Appellate	\$74,647	\$61,061	\$4,618	\$4,733	\$4,235
(4) Water and Natural Resources	\$15,731	\$11,968	\$0	\$3,763	\$0
(5) Consumer Protection	\$7,748	\$0	\$6,354	\$1,394	\$0
Total Expenditures	\$388,765	\$90,935	\$10,972	\$282,623	\$4,235
Total Appropriated	\$388,765	\$90,935	\$10,972	\$282,623	\$4,235
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2014-15					
(1) Administration	\$401,426	\$95,729	\$17,168	\$284,124	\$4,405
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$401,426	\$95,729	\$17,168	\$284,124	\$4,405
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0

Department of Law
Schedule 8

Fiscal Year	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Workers' Compensation					
FY 2011-12					
(1) Administration	\$6,721	\$6,721	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$37,418	\$0	\$0	\$37,418	\$0
(3) Criminal Justice and Appellate	\$15,686	\$9,675	\$2,956	\$958	\$2,097
(4) Water and Natural Resources	\$578	\$0	\$0	\$578	\$0
(5) Consumer Protection	\$6,440	\$1,982	\$3,963	\$495	\$0
Total Expenditures	\$66,843	\$18,378	\$6,919	\$39,449	\$2,097
Total Appropriated	\$66,843	\$18,378	\$6,919	\$39,449	\$2,097
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2012-13					
(1) Administration	\$7,190	\$7,190	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$42,307	\$530	\$0	\$41,777	\$0
(3) Criminal Justice and Appellate	\$15,282	\$8,930	\$3,075	\$1,025	\$2,252
(4) Water and Natural Resources	\$1,590	\$972	\$0	\$618	\$0
(5) Consumer Protection	\$6,887	\$1,766	\$4,591	\$530	\$0
Total Expenditures	\$73,256	\$19,388	\$7,666	\$43,950	\$2,252
Total Appropriated	\$73,256	\$19,388	\$7,666	\$43,950	\$2,252
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2013-14					
(1) Administration	\$7,271	\$7,271	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$41,636	\$0	\$0	\$41,636	\$0
(3) Criminal Justice and Appellate	\$16,377	\$9,750	\$3,400	\$1,056	\$2,171
(4) Water and Natural Resources	\$2,043	\$1,448	\$0	\$595	\$0
(5) Consumer Protection	\$7,618	\$1,533	\$5,574	\$511	\$0
Total Expenditures	\$74,945	\$20,002	\$8,974	\$43,798	\$2,171
Total Appropriated	\$74,945	\$20,002	\$8,974	\$43,798	\$2,171
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2014-15					
(1) Administration	\$107,187	\$28,911	\$12,523	\$62,664	\$3,089
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$107,187	\$28,911	\$12,523	\$62,664	\$3,089
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0

Department of Law
Schedule 8

Fiscal Year	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Vehicle Lease Payments					
FY 2011-12					
(1) Administration	\$1,887	\$1,887	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$18,485	\$0	\$0	\$18,485	\$0
(3) Criminal Justice and Appellate	\$30,564	\$13,085	\$10,405	\$4,411	\$2,663
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$15,053	\$3,305	\$11,748	\$0	\$0
Total Expenditures	\$65,989	\$18,277	\$22,153	\$22,896	\$2,663
Total Appropriated	\$65,989	\$18,277	\$22,153	\$22,896	\$2,663
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2012-13					
(1) Administration	\$2,646	\$2,646	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$21,625	\$0	\$0	\$21,625	\$0
(3) Criminal Justice and Appellate	\$35,337	\$17,334	\$10,824	\$4,564	\$2,615
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$10,677	\$0	\$10,677	\$0	\$0
Total Expenditures	\$70,285	\$19,980	\$21,501	\$26,189	\$2,615
Total Appropriated	\$70,285	\$19,980	\$21,501	\$26,189	\$2,615
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2013-14					
(1) Administration	\$2,646	\$2,646	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$16,809	\$0	\$0	\$16,809	\$0
(3) Criminal Justice and Appellate	\$29,811	\$11,292	\$11,575	\$4,329	\$2,615
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$12,753	\$4,439	\$8,314	\$0	\$0
Total Expenditures	\$62,019	\$18,377	\$19,889	\$21,138	\$2,615
Total Appropriated	\$62,019	\$18,377	\$19,889	\$21,138	\$2,615
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2014-15					
(1) Administration	\$55,970	\$15,012	\$17,097	\$21,382	\$2,479
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$55,970	\$15,012	\$17,097	\$21,382	\$2,479
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0

Department of Law
Schedule 8

Fiscal Year	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Capitol Complex Leased Space/CARR Bldg					
FY 2011-12					
(1) Administration	\$100,104	\$100,104	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$718,796	\$0	\$0	\$718,796	\$0
(3) Criminal Justice and Appellate	\$308,143	\$214,726	\$34,575	\$18,398	\$40,444
(4) Water and Natural Resources	\$11,102	\$0	\$0	\$11,102	\$0
(5) Consumer Protection	\$145,916	\$38,065	\$98,335	\$9,516	\$0
Total Expenditures	\$1,284,061	\$352,895	\$132,910	\$757,812	\$40,444
Total Appropriated	\$1,284,061	\$352,895	\$132,910	\$757,812	\$40,444
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2012-13					
(1) Administration	\$107,416	\$107,416	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$807,929	\$79,139	\$0	\$728,790	\$0
(3) Criminal Justice and Appellate	\$215,621	\$115,770	\$43,169	\$17,723	\$38,959
(4) Water and Natural Resources	\$13,178	\$2,483	\$0	\$10,695	\$0
(5) Consumer Protection	\$129,176	\$30,558	\$89,451	\$9,167	\$0
Total Expenditures	\$1,273,320	\$335,366	\$132,620	\$766,375	\$38,959
Total Appropriated	\$1,273,320	\$335,366	\$132,620	\$766,375	\$38,959
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2013-14					
(1) Administration	\$276,229	\$276,229	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$1,635,110	\$0	\$0	\$1,635,110	\$0
(3) Criminal Justice and Appellate	\$636,832	\$371,271	\$137,233	\$40,719	\$87,609
(4) Water and Natural Resources	\$77,969	\$54,987	\$0	\$22,982	\$0
(5) Consumer Protection	\$300,347	\$58,124	\$222,520	\$19,703	\$0
Total Expenditures	\$2,926,487	\$760,611	\$359,753	\$1,718,514	\$87,609
Total Appropriated	\$2,926,487	\$760,611	\$359,753	\$1,718,514	\$87,609
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2014-15					
(1) Administration	\$2,981,376	\$804,130	\$348,332	\$1,743,010	\$85,904
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$2,981,376	\$804,130	\$348,332	\$1,743,010	\$85,904
Total Appropriated	\$2,981,376	\$804,130	\$348,332	\$1,743,010	\$85,904
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0

Department of Law
Schedule 8

Fiscal Year	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
ADP Capital Outlay					
FY 2011-12					
(1) Administration	\$0	\$0	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$0	\$0	\$0	\$0	\$0
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2012-13					
(1) Administration	\$154,370	\$0	\$154,370	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$154,370	\$0	\$154,370	\$0	\$0
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2013-14					
(1) Administration	\$0	\$0	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$0	\$0	\$0	\$0	\$0
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2014-15					
(1) Administration	\$0	\$0	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$0	\$0	\$0	\$0	\$0
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0

Department of Law
Schedule 8

Fiscal Year	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Information Technology					
FY 2011-12					
(1) Administration	\$15,291	\$15,291	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$321,177	\$0	\$0	\$321,177	\$0
(3) Criminal Justice and Appellate	\$32,021	\$0	\$24,715	\$5,580	\$1,381
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$39,523	\$0	\$34,873	\$4,650	\$0
Total Expenditures	\$407,667	\$15,291	\$59,588	\$331,407	\$1,381
Total Appropriated	\$407,667	\$15,291	\$59,588	\$331,407	\$1,381
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2012-13					
(1) Administration	\$21,754	\$21,754	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$348,280	\$0	\$0	\$348,280	\$0
(3) Criminal Justice and Appellate	\$32,304	\$0	\$26,253	\$6,051	\$1,381
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$42,088	\$0	\$37,046	\$5,042	\$0
Total Expenditures	\$445,807	\$21,754	\$63,299	\$359,373	\$1,381
Total Appropriated	\$445,807	\$21,754	\$63,299	\$359,373	\$1,381
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2013-14					
(1) Administration	\$21,754	\$21,754	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$348,280	\$0	\$0	\$348,280	\$0
(3) Criminal Justice and Appellate	\$33,685	\$0	\$26,253	\$6,051	\$1,381
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$42,088	\$0	\$37,046	\$5,042	\$0
Total Expenditures	\$445,807	\$21,754	\$63,299	\$359,373	\$1,381
Total Appropriated	\$445,807	\$21,754	\$63,299	\$359,373	\$1,381
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2014-15					
(1) Administration	\$687,291	\$183,851	\$80,806	\$402,964	\$19,670
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$687,291	\$183,851	\$80,806	\$402,964	\$19,670
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0

Department of Law
Schedule 8

Fiscal Year	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Lease Space Storage					
FY 2011-12					
(1) Administration	\$631	\$631	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$18,857	\$0	\$0	\$18,857	\$0
(3) Criminal Justice and Appellate	\$3,852	\$3,690	\$0	\$0	\$162
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$2,880	\$0	\$2,880	\$0	\$0
Total Expenditures	\$26,220	\$4,321	\$2,880	\$18,857	\$162
Total Appropriated	\$26,220	\$4,321	\$2,880	\$18,857	\$162
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2012-13					
(1) Administration	\$669	\$669	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$19,985	\$0	\$0	\$19,985	\$0
(3) Criminal Justice and Appellate	\$4,083	\$3,911	\$0	\$0	\$172
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$3,052	\$0	\$3,052	\$0	\$0
Total Expenditures	\$27,789	\$4,580	\$3,052	\$19,985	\$172
Total Appropriated	\$27,789	\$4,580	\$3,052	\$19,985	\$172
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2013-14					
(1) Administration	\$669	\$669	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$19,985	\$0	\$0	\$19,985	\$0
(3) Criminal Justice and Appellate	\$4,083	\$3,911	\$0	\$0	\$172
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$3,052	\$0	\$3,052	\$0	\$0
Total Expenditures	\$27,789	\$4,580	\$3,052	\$19,985	\$172
Total Appropriated	\$27,789	\$4,580	\$3,052	\$19,985	\$172
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2014-15					
(1) Administration	\$0	\$0	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$0	\$0	\$0	\$0	\$0
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0

Department of Law
Schedule 8

Fiscal Year	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Communication Service Payments					
FY 2011-12					
(1) Administration	\$0	\$0	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$7,225	\$2,548	\$1,909	\$764	\$2,004
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$1,140	\$398	\$360	\$382	\$0
Total Expenditures	\$8,365	\$2,946	\$2,269	\$1,146	\$2,004
Total Appropriated	\$8,365	\$2,946	\$2,269	\$1,146	\$2,004
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2012-13					
(1) Administration	\$0	\$0	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$8,967	\$3,090	\$2,384	\$960	\$2,533
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$1,647	\$675	\$484	\$488	\$0
Total Expenditures	\$10,614	\$3,765	\$2,868	\$1,448	\$2,533
Total Appropriated	\$10,614	\$3,765	\$2,868	\$1,448	\$2,533
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2013-14					
(1) Administration	\$0	\$0	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$7,594	\$2,617	\$2,019	\$813	\$2,145
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$1,394	\$981	\$0	\$413	\$0
Total Expenditures	\$8,988	\$3,598	\$2,019	\$1,226	\$2,145
Total Appropriated	\$8,988	\$3,598	\$2,019	\$1,226	\$2,145
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2014-15					
(1) Administration	\$11,385	\$4,558	\$2,558	\$1,552	\$2,717
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$11,385	\$4,558	\$2,558	\$1,552	\$2,717
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0

Department of Law
Schedule 8

Fiscal Year	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
CLE Registration Fees					
FY 2011-12					
(1) Administration	\$2,250	\$2,250	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$64,125	\$0	\$0	\$64,125	\$0
(3) Criminal Justice and Appellate	\$16,126	\$13,613	\$1,163	\$787	\$563
(4) Water and Natural Resources	\$3,751	\$3,751	\$0	\$0	\$0
(5) Consumer Protection	\$6,374	\$2,624	\$3,375	\$375	\$0
Total Expenditures	\$92,626	\$22,238	\$4,538	\$65,287	\$563
Total Appropriated	\$92,626	\$22,238	\$4,538	\$65,287	\$563
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2012-13					
(1) Administration	\$1,875	\$1,875	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$70,763	\$750	\$0	\$70,013	\$0
(3) Criminal Justice and Appellate	\$16,875	\$14,081	\$1,125	\$825	\$844
(4) Water and Natural Resources	\$3,000	\$1,688	\$0	\$1,312	\$0
(5) Consumer Protection	\$5,625	\$3,375	\$1,875	\$375	\$0
Total Expenditures	\$98,138	\$21,769	\$3,000	\$72,525	\$844
Total Appropriated	\$99,263	\$21,769	\$3,000	\$72,525	\$1,969
(Under)/Over Expenditures	(\$1,125)	\$0	\$0	\$0	(\$1,125)
FY 2013-14					
(1) Administration	\$1,875	\$1,875	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$70,013	\$0	\$0	\$70,013	\$0
(3) Criminal Justice and Appellate	\$16,875	\$14,081	\$1,125	\$825	\$844
(4) Water and Natural Resources	\$3,750	\$2,438	\$0	\$1,312	\$0
(5) Consumer Protection	\$5,625	\$3,375	\$1,875	\$375	\$0
Total Expenditures	\$98,138	\$21,769	\$3,000	\$72,525	\$844
Total Appropriated	\$99,263	\$21,769	\$3,000	\$72,525	\$1,969
(Under)/Over Expenditures	(\$1,125)	\$0	\$0	\$0	(\$1,125)
FY 2014-15					
(1) Administration	\$126,351	\$30,524	\$4,698	\$90,060	\$1,069
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$126,351	\$30,524	\$4,698	\$90,060	\$1,069
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0

Department of Law
Schedule 8

Fiscal Year	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Building Security					
FY 2011-12					
(1) Administration	\$12,611	\$12,611	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$70,213	\$0	\$0	\$70,213	\$0
(3) Criminal Justice and Appellate	\$26,804	\$15,509	\$5,547	\$1,797	\$3,951
(4) Water and Natural Resources	\$3,718	\$2,634	\$0	\$1,084	\$0
(5) Consumer Protection	\$12,084	\$3,718	\$7,436	\$930	\$0
Total Expenditures	\$125,430	\$34,472	\$12,983	\$74,024	\$3,951
Total Appropriated	\$125,430	\$34,472	\$12,983	\$74,024	\$3,951
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2012-13					
(1) Administration	\$13,788	\$13,788	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$81,136	\$1,016	\$0	\$80,120	\$0
(3) Criminal Justice and Appellate	\$29,302	\$17,125	\$5,894	\$1,965	\$4,318
(4) Water and Natural Resources	\$3,049	\$1,863	\$0	\$1,186	\$0
(5) Consumer Protection	\$13,214	\$3,388	\$8,810	\$1,016	\$0
Total Expenditures	\$140,489	\$37,180	\$14,704	\$84,287	\$4,318
Total Appropriated	\$140,489	\$37,180	\$14,704	\$84,287	\$4,318
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2013-14					
(1) Administration	\$0	\$0	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$0	\$0	\$0	\$0	\$0
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2014-15					
(1) Administration	\$0	\$0	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$0	\$0	\$0	\$0	\$0
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0

Department of Law
Schedule 8

Fiscal Year	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
ALJ					
FY 2011-12					
(1) Administration	\$0	\$0	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$0	\$0	\$0	\$0	\$0
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2012-13					
(1) Administration	\$0	\$0	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$1,135	\$0	\$1,135	\$0	\$0
Total Expenditures	\$1,135	\$0	\$1,135	\$0	\$0
Total Appropriated	\$1,135	\$0	\$1,135	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2013-14					
(1) Administration	\$0	\$0	\$0	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$4,362	\$0	\$4,362	\$0	\$0
Total Expenditures	\$0	\$0	\$0	\$0	\$0
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0
FY 2014-15					
(1) Administration	\$28,500	\$0	\$28,500	\$0	\$0
(2) Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
(3) Criminal Justice and Appellate	\$0	\$0	\$0	\$0	\$0
(4) Water and Natural Resources	\$0	\$0	\$0	\$0	\$0
(5) Consumer Protection	\$0	\$0	\$0	\$0	\$0
Total Expenditures	\$28,500	\$0	\$28,500	\$0	\$0
Total Appropriated	\$0	\$0	\$0	\$0	\$0
(Under)/Over Expenditures	\$0	\$0	\$0	\$0	\$0

SCHEDULE 8 Common Policy Summary

Health/Dental/Life	Total Funds	GF	CF	RA	FF
Actual FY 11-12					
Administration	\$232,646	\$232,646	\$0	\$0	\$0
Legal Services to State Agencies	\$1,341,104	\$0	\$0	\$1,341,104	\$0
Appellate	\$150,263	\$150,263			
Medicaid Fraud	\$80,104	\$20,026			\$60,078
POST Board	\$49,285		\$49,285		
Special Prosecution	\$65,035	\$59,426	\$5,609		
Securities Fraud	\$32,556	\$0		\$32,556	
Insurance Fraud	\$32,162		\$32,162	\$0	
Safe2Tell	\$4,819	\$4,819			
Federal & Interstate Water	\$24,306	\$24,306			
CERCLA	\$11,009	\$0		\$11,009	
RMA Litigation	\$0				
Colorado River Litigation	\$9,752	\$9,752			
Consumer Protection & Anti-Trust	\$126,607	\$76,662	\$48,644	\$1,301	
Collection Agency Board	\$34,282		\$34,282		
UCCC	\$67,564		\$67,564		
Reversions/Lapsed Appropriation	\$20,078				\$20,078
Department Total FY 11-12	\$2,281,572	\$577,900	\$237,546	\$1,385,970	\$80,156
Actual FY 12-13					
Administration	\$270,541	\$270,541	\$0	\$0	\$0
Legal Services to State Agencies	\$1,709,984	\$258,652	\$0	\$1,451,332	\$0
Appellate	\$89,848	\$89,848			
Medicaid Fraud	\$80,167	\$0			\$80,167
POST Board	\$46,496		\$46,496		
Special Prosecution	\$16,266	\$16,266	\$0		
Securities Fraud	\$33,784	\$0		\$33,784	
Insurance Fraud	\$60,872		\$60,872	\$0	
Safe2Tell	\$3,741	\$3,741			
Federal & Interstate Water	\$26,342	\$26,342			
CERCLA	\$12,024	\$0		\$12,024	
RMA Litigation	\$0				
Colorado River Litigation	\$0	\$0			
Consumer Protection & Anti-Trust	\$119,868	\$46,968	\$72,147	\$753	
Collection Agency Board	\$47,247		\$47,247		
UCCC	\$80,484		\$80,484		
Reversions/Lapsed Appropriation	\$22,699				\$22,699
Department Total FY 12-13	\$2,620,363	\$712,358	\$307,246	\$1,497,893	\$102,866

SCHEDULE 8 Common Policy Summary

Health/Dental/Life	Total Funds	GF	CF	RA	FF
Estimate FY 13-14					
Administration	\$266,133	\$266,133			
Legal Services to State Agencies	\$1,643,905			\$1,643,905	
Appellate	\$241,380	\$241,380			
Medicaid Fraud	\$127,128	\$31,782			\$95,346
POST Board	\$20,946		\$20,946		
Special Prosecution	\$99,031	\$99,031		\$0	
Securities Fraud	\$36,918			\$36,918	
Insurance Fraud	\$47,833		\$47,833		
Safe2Tell	\$10,210	\$10,210			
Federal & Interstate Water	\$30,982	\$30,982			
CERCLA	\$6,877			\$6,877	
RMA Litigation	\$0				
Colorado River Litigation	\$3,287	\$3,287			
Consumer Protection & Anti-Trust	\$159,224	\$60,085	\$89,085	\$10,054	
Collection Agency Board	\$29,608		\$29,608		
UCCC	\$94,122		\$94,122		
Reversions/Lapsed Appropriation	\$32,528				\$32,528
Department Total FY 13-14	\$2,850,112	\$742,890	\$281,594	\$1,697,754	\$127,874
Request FY 14-15					
Administration	\$2,945,041	\$808,633	\$351,412	\$1,682,932	\$102,064
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Victims Assistance	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 14-15	\$2,945,041	\$808,633	\$351,412	\$1,682,932	\$102,064

SCHEDULE 8
Common Policy Summary

Short Term Disability	Total Funds	GF	CF	RA	FF
Actual FY 11-12					
Administration	\$4,163	\$4,163			
Legal Services to State Agencies	\$28,297			\$28,297	
Appellate	\$3,948	\$3,948			
Medicaid Fraud	\$1,915	\$479			\$1,436
POST Board	\$663	\$0	\$663		\$0
Special Prosecution	\$2,124	\$1,831	\$293	\$0	
Securities Fraud	\$1,023	\$0	\$0	\$1,023	
Insurance Fraud	\$956	\$0	\$956	\$0	
Safe2Tell	\$0				
Federal & Interstate Water	\$729	\$729			
CERCLA	\$469	\$0		\$469	
RMA Litigation	\$0	\$0			
Colorado River Litigation	\$389	\$389			
Consumer Protection & Anti-Trust	\$2,406	\$1,469	\$599	\$338	
Collection Agency Board	\$476	\$0	\$476	\$0	
UCCC	\$1,470		\$1,470		
Reversions/Lapsed Appropriation	\$168				\$168
Department Total FY 11-12	\$49,196	\$13,008	\$4,457	\$30,127	\$1,604
Actual FY 12-13					
Administration	\$4,301	\$4,301			
Legal Services to State Agencies	\$29,063	\$337		\$28,726	
Appellate	\$3,380	\$3,380			
Medicaid Fraud	\$1,793	\$511			\$1,282
POST Board	\$639	\$0	\$639		\$0
Special Prosecution	\$2,016	\$2,016	\$0	\$0	
Securities Fraud	\$675	\$0	\$0	\$675	
Insurance Fraud	\$1,111	\$0	\$1,111	\$0	
Safe2Tell	\$138	\$138			
Federal & Interstate Water	\$683	\$683			
CERCLA	\$497	\$0		\$497	
RMA Litigation	\$0	\$0			
Colorado River Litigation	\$0	\$0			
Consumer Protection & Anti-Trust	\$2,795	\$1,642	\$924	\$229	
Collection Agency Board	\$487	\$0	\$487	\$0	
UCCC	\$1,296		\$1,296		
Reversions/Lapsed Appropriation	\$322				\$322
Department Total FY 12-13	\$49,196	\$13,008	\$4,457	\$30,127	\$1,604

SCHEDULE 8
Common Policy Summary

Short Term Disability	Total Funds	GF	CF	RA	FF
Estimate FY 13-14					
Administration	\$5,473	\$5,473			
Legal Services to State Agencies	\$36,962			\$36,962	
Appellate	\$2,504	\$2,504			
Medicaid Fraud	\$1,528	\$382			\$1,146
POST Board	\$303		\$303		\$0
Special Prosecution	\$2,764	\$2,764	\$0		
Securities Fraud	\$1,024			\$1,024	
Insurance Fraud	\$1,429		\$1,429		
Safe2Tell	\$170	\$170			
Federal & Interstate Water	\$890	\$890			
CERCLA	\$518	\$0		\$518	
RMA Litigation	\$0			\$0	
Colorado River Litigation	\$390	\$390			
Consumer Protection & Anti-Trust	\$4,223	\$2,344	\$1,708	\$171	
Collection Agency Board	\$646	\$0	\$646	\$0	
UCCC	\$1,937		\$1,937		
Reversions/Lapsed Appropriation	\$1,281				\$1,281
Department Total FY 13-14	\$62,042	\$14,917	\$6,023	\$38,675	\$2,427
Request FY 14-15					
Administration	\$79,675	\$21,013	\$9,039	\$47,211	\$2,411
Legal Services to State Agencies	\$0				
Appellate	\$0				
Capital Crimes	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Insurance Fraud	\$0				
Victims Assistance	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 14-15	\$79,675	\$21,013	\$9,039	\$47,211	\$2,411

SCHEDULE 8 Common Policy Summary

S.B. 04-257 Amortization Equalization Disbursement	Total Funds	GF	CF	RA	FF
Actual FY 11-12					
Administration	\$72,181	\$72,181			
Legal Services to State Agencies	\$447,651			\$447,651	
Appellate	\$53,083	\$53,083			
Medicaid Fraud	\$30,299	\$7,575			\$22,724
POST Board	\$10,493		\$10,493		
Special Prosecution	\$33,279	\$28,640	\$4,639		
Securities Fraud	\$16,178			\$16,178	
Insurance Fraud	\$15,119		\$15,119		
Safe2Tell	\$1,371	\$1,371			
Federal & Interstate Water	\$11,333	\$11,333			
CERCLA	\$7,415			\$7,415	
District Attorney Salaries	\$52	\$52			
Colorado River Litigation	\$6,072	\$6,072			
Consumer Protection & Anti-Trust	\$37,793	\$22,972	\$9,474	\$5,347	
Collection Agency Board	\$7,525		\$7,525		
UCCC	\$23,255		\$23,255		
Reversions/Lapsed Appropriation	\$2,657				\$2,657
Department Total FY 11-12	\$775,756	\$203,279	\$70,505	\$476,591	\$25,381
Actual FY 12-13					
Administration	\$79,979	\$79,979			
Legal Services to State Agencies	\$590,208	\$56,573		\$533,635	
Appellate	\$70,602	\$70,602			
Medicaid Fraud	\$35,265	\$2,890			\$32,375
POST Board	\$13,414		\$13,414		
Special Prosecution	\$10,249	\$10,249	\$0		
Securities Fraud	\$12,539			\$12,539	
Insurance Fraud	\$23,317		\$23,317		
Safe2Tell	\$2,957	\$2,957			
Federal & Interstate Water	\$14,179	\$14,179			
CERCLA	\$9,233			\$9,233	
District Attorney Salaries	\$103	\$103			
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$57,886	\$34,199	\$19,426	\$4,261	
Collection Agency Board	\$10,230		\$10,230		
UCCC	\$27,210		\$27,210		
Reversions/Lapsed Appropriation	\$8,139				\$8,139
Department Total FY 12-13	\$965,510	\$271,731	\$93,597	\$559,668	\$40,514

SCHEDULE 8
Common Policy Summary

S.B. 04-257 Amortization Equalization Disbursement	Total Funds	GF	CF	RA	FF
Estimate FY 13-14					
Administration	\$103,697	\$103,697			
Legal Services to State Agencies	\$744,199			\$744,199	
Appellate	\$67,977	\$67,977			
Medicaid Fraud	\$48,336	\$12,084			\$36,252
POST Board	\$2,408		\$2,408		
Special Prosecution	\$52,133	\$52,133	\$0		
Securities Fraud	\$19,396			\$19,396	
Insurance Fraud	\$36,465		\$36,465		
Safe2Tell	\$3,467	\$3,467			
Federal & Interstate Water	\$16,871	\$16,871			
CERCLA	\$9,813			\$9,813	
Colorado River Litigation	\$7,385	\$7,385			
Consumer Protection & Anti-Trust	\$70,323	\$34,706	\$32,373	\$3,244	
Collection Agency Board	\$12,246		\$12,246		
UCCC	\$36,702		\$36,702		
Reversions/Lapsed Appropriation	\$12,188				\$12,188
Department Total FY 13-14	\$1,243,606	\$298,320	\$120,194	\$776,652	\$48,440
Request FY 14-15					
Administration	\$1,448,638	\$382,063	\$164,344	\$858,386	\$43,845
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Victims Assistance	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 14-15	\$1,448,638	\$382,063	\$164,344	\$858,386	\$43,845

SCHEDULE 8 Common Policy Summary

S.B. 06-235 Supplemental Amortization Equalization	Total Funds	GF	CF	RA	FF
Actual FY 11-12					
Administration	\$57,991	\$57,991			
Legal Services to State Agencies	\$359,719			\$359,719	
Appellate	\$43,098	\$43,098			
Medicaid Fraud	\$24,347	\$6,087			\$18,260
POST Board	\$8,432		\$8,432		
Special Prosecution	\$26,545	\$22,817	\$3,728		
Securities Fraud	\$13,001			\$13,001	
Insurance Fraud	\$12,149		\$12,149		
Safe2Tell	\$0	\$0			
Federal & Interstate Water	\$9,078	\$9,078			
CERCLA	\$5,958			\$5,958	
RMA Litigation	\$0				
Colorado River Litigation	\$4,843	\$4,843			
Consumer Protection & Anti-Trust	\$30,231	\$18,320	\$7,614	\$4,297	
Collection Agency Board	\$6,047		\$6,047		
UCCC	\$18,686		\$18,686		
Reversions/Lapsed Appropriation	\$2,136				\$2,136
Department Total FY 11-12	\$622,261	\$162,234	\$56,656	\$382,975	\$20,396
Actual FY 12-13					
Administration	\$76,849	\$76,849			
Legal Services to State Agencies	\$464,614	\$6,021		\$458,593	
Appellate	\$60,383	\$60,383			
Medicaid Fraud	\$36,953	\$9,134			\$27,819
POST Board	\$11,527		\$11,527		
Special Prosecution	\$36,022	\$36,022	\$0		
Securities Fraud	\$10,775			\$10,775	
Insurance Fraud	\$20,037		\$20,037		
Safe2Tell	\$2,529	\$2,529			
Federal & Interstate Water	\$12,215	\$12,215			
CERCLA	\$7,934			\$7,934	
RMA Litigation	\$0				
Colorado River Litigation	\$0	\$0			
Consumer Protection & Anti-Trust	\$49,606	\$29,249	\$16,695	\$3,662	
Collection Agency Board	\$8,791		\$8,791		
UCCC	\$23,385		\$23,385		
Reversions/Lapsed Appropriation	\$6,998				\$6,998
Department Total FY 12-13	\$828,618	\$232,402	\$80,435	\$480,964	\$34,817

SCHEDULE 8
Common Policy Summary

S.B. 06-235 Supplemental Amortization Equalization	Total Funds	GF	CF	RA	FF
Estimate FY 13-14					
Administration	\$93,616	\$93,616			
Legal Services to State Agencies	\$668,099			\$668,099	
Appellate	\$60,435	\$60,435			
Medicaid Fraud	\$39,394	\$10,909			\$28,485
POST Board	\$982		\$982		
Special Prosecution	\$47,064	\$47,064	\$0		
Securities Fraud	\$17,510			\$17,510	
Insurance Fraud	\$32,920		\$32,920		
Safe2Tell	\$3,130	\$3,130			
Federal & Interstate Water	\$15,231	\$15,231			
CERCLA	\$8,859			\$8,859	
RMA Litigation	\$0				
Colorado River Litigation	\$6,667	\$6,667			
Consumer Protection & Anti-Trust	\$67,237	\$31,333	\$29,225	\$6,679	
Collection Agency Board	\$12,246		\$12,246		
UCCC	\$33,134		\$33,134		
Reversions/Lapsed Appropriation	\$15,245				\$15,245
Department Total FY 13-14	\$1,121,769	\$268,385	\$108,507	\$701,147	\$43,730
		\$268,385	\$108,507	\$701,147	\$43,730
Request FY 14-15					
Administration	\$1,358,099	\$358,184	\$154,073	\$804,737	\$41,105
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Insurance Fraud	\$0				
Victims Assistance	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 14-15	\$1,358,099	\$358,184	\$154,073	\$804,737	\$41,105

SCHEDULE 8 Common Policy Summary

Salary Survey for Classified Employees	Total Funds	GF	CF	RA	FF
Actual FY 11-12					
Administration	\$0				
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Insurance Fraud	\$0				
Safe2Tell	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 11-12	\$0	\$0	\$0	\$0	\$0
Actual FY 12-13					
Administration	\$0				
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Insurance Fraud	\$0				
Safe2Tell	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 12-13	\$0	\$0	\$0	\$0	\$0

SCHEDULE 8

Common Policy Summary

Salary Survey for Classified Employees	Total Funds	GF	CF	RA	FF
Estimate FY 13-14					
Administration	\$47,674	\$47,674	\$0	\$0	\$0
Legal Services to State Agencies	\$153,961			\$153,961	
Appellate	\$2,852	\$2,852			
Medicaid Fraud	\$34,377	\$8,594			\$25,783
POST Board	\$7,915		\$7,915		
Special Prosecution	\$5,066	\$5,066			
Securities Fraud	\$5,747			\$5,747	
Insurance Fraud	\$13,098		\$13,098		
Safe2Tell	\$5,226	\$5,226			
Federal & Interstate Water	\$2,609	\$2,609			
CERCLA	\$1,264			\$1,264	
RMA Litigation	\$0				
Colorado River Litigation	\$1,550	\$1,550			
Consumer Protection & Anti-Trust	\$31,602		\$24,698	\$6,904	
Collection Agency Board	\$6,496		\$6,496		
UCCC	\$18,420		\$18,420		
Reversions/Lapsed Appropriation	\$1,584				\$1,584
Department Total FY 13-14	\$339,441	\$73,571	\$70,627	\$167,876	\$27,367
Request FY 14-15					
Administration	\$178,579	\$55,515	\$45,002	\$64,549	\$13,513
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 14-15	\$178,579	\$55,515	\$45,002	\$64,549	\$13,513

SCHEDULE 8 Common Policy Summary

Salary Survey for Exempt Employees	Total Funds	GF	CF	RA	FF
Actual FY 11-12					
Administration	\$0				
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Insurance Fraud	\$0				
Safe2Tell	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 11-12	\$0	\$0	\$0	\$0	\$0
Actual FY 12-13					
Administration	\$0				
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Insurance Fraud	\$0				
Safe2Tell	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 12-13	\$0	\$0	\$0	\$0	\$0

SCHEDULE 8
Common Policy Summary

Salary Survey for Exempt Employees	Total Funds	GF	CF	RA	FF
Estimate FY 13-14					
Administration	\$97,079	\$97,079			
Legal Services to State Agencies	\$2,977,269			\$2,977,269	
Appellate	\$387,106	\$387,106			
Medicaid Fraud	\$68,097	\$17,024			\$51,073
POST Board	\$0				
Special Prosecution	\$139,961	\$139,961			
Securities Fraud	\$54,951			\$54,951	
Insurance Fraud	\$51,580		\$51,580		
Safe2Tell	\$0				
Federal & Interstate Water	\$50,589	\$50,589			
CERCLA	\$17,612			\$17,612	
RMA Litigation	\$0				
Colorado River Litigation	\$13,352	\$13,352			
Consumer Protection & Anti-Trust	\$191,393	\$175,647	\$7,842	\$7,904	
Collection Agency Board	\$16,477		\$16,477		
UCCC	\$49,676		\$49,676		
Reversions/Lapsed Appropriation	\$0				
Department Total FY 13-14	\$4,115,142	\$880,758	\$125,575	\$3,057,736	\$51,073
Request FY 14-15					
Administration	\$358,827	\$83,586	\$19,198	\$252,481	\$3,562
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Insurance Fraud	\$0				
Safe2Tell	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 14-15	\$358,827	\$83,586	\$19,198	\$252,481	\$3,562

SCHEDULE 8

Common Policy Summary

Performance-based Pay Awards for Classified Employees	Total Funds	GF	CF	RA	FF
Actual FY 11-12					
Administration	\$0				
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Insurance Fraud	\$0				
Safe2Tell	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 11-12	\$0	\$0	\$0	\$0	\$0
Actual FY 12-13					
Administration	\$0				
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Insurance Fraud	\$0				
Safe2Tell	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 12-13	\$0	\$0	\$0	\$0	\$0

SCHEDULE 8

Common Policy Summary

Performance-based Pay Awards for Classified Employees	Total Funds	GF	CF	RA	FF
Estimate FY 13-14					
Administration	\$32,639	\$32,639	\$0	\$0	\$0
Legal Services to State Agencies	\$56,153			\$56,153	
Appellate	\$2,143	\$2,143			
Medicaid Fraud	\$17,272	\$4,318			\$12,954
POST Board	\$3,039		\$3,039		
Special Prosecution	\$5,526	\$5,526			
Securities Fraud	\$5,097			\$5,097	
Insurance Fraud	\$5,951		\$5,951		
Safe2Tell	\$1,559	\$1,559			
Federal & Interstate Water	\$86	\$86			
CERCLA	\$1,032			\$1,032	
RMA Litigation	\$0				
Colorado River Litigation	\$1,265	\$1,265			
Consumer Protection & Anti-Trust	\$11,249		\$8,353	\$2,896	
Collection Agency Board	\$3,510		\$3,510		
UCCC	\$6,582		\$6,582		
Reversions/Lapsed Appropriation	\$0				
Department Total FY 13-14	\$153,103	\$47,536	\$27,435	\$65,178	\$12,954
Request FY 14-15					
Administration	\$168,086	\$60,297	\$32,509	\$62,611	\$12,669
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Insurance Fraud	\$0				
Safe2Tell	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 14-15	\$168,086	\$60,297	\$32,509	\$62,611	\$12,669

SCHEDULE 8 Common Policy Summary

Employees Performance-Pay Awards for Exempt Employees	Total Funds	GF	CF	RA	FF
Actual FY 11-12					
Administration	\$0				
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Insurance Fraud	\$0				
Safe2Tell	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 11-12	\$0	\$0	\$0	\$0	\$0
Actual FY 12-13					
Administration	\$0				
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Insurance Fraud	\$0				
Safe2Tell	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 12-13	\$0	\$0	\$0	\$0	\$0

SCHEDULE 8 Common Policy Summary

Employees Performance-Pay Awards for Exempt Employees	Total Funds	GF	CF	RA	FF
Estimate FY 13-14					
Administration	\$17,906	\$17,906	\$0	\$0	\$0
Legal Services to State Agencies	\$272,733			\$272,733	
Appellate	\$43,790	\$43,790			
Medicaid Fraud	\$5,647	\$1,412			\$4,235
POST Board	\$0				
Special Prosecution	\$15,859	\$15,859			
Securities Fraud	\$4,733			\$4,733	
Insurance Fraud	\$4,618		\$4,618		
Safe2Tell	\$0				
Federal & Interstate Water	\$9,557	\$9,557			
CERCLA	\$3,763			\$3,763	
RMA Litigation	\$0				
Colorado River Litigation	\$2,411	\$2,411			
Consumer Protection & Anti-Trust	\$2,978		\$1,584	\$1,394	
Collection Agency Board	\$1,728		\$1,728		
UCCC	\$3,042		\$3,042		
Reversions/Lapsed Appropriation	\$0				\$0
Department Total FY 13-14	\$388,765	\$90,935	\$10,972	\$282,623	\$4,235
		\$90,935	\$10,972	\$282,623	\$4,235
Request FY 14-15					
Administration	\$401,426	\$95,729	\$17,168	\$284,124	\$4,405
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Insurance Fraud	\$0				
Safe2Tell	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 14-15	\$401,426	\$95,729	\$17,168	\$284,124	\$4,405

SCHEDULE 8
Common Policy Summary

Workers' Compensation	Total Funds	GF	CF	RA	FF
Actual FY 11-12					
Administration	\$6,721	\$6,721			
Legal Services to State Agencies	\$37,418			\$37,418	
Appellate	\$5,284	\$5,284			
Medicaid Fraud	\$2,807	\$710			\$2,097
POST Board	\$1,156		\$1,156		
Special Prosecution	\$4,193	\$3,681	\$512		
Securities Fraud	\$958			\$958	
Insurance Fraud	\$1,288		\$1,288		
Safe2Tell	\$0	\$0			
Federal & Interstate Water	\$0	\$0			
CERCLA	\$578			\$578	
RMA Litigation	\$0				
Colorado River Litigation	\$0	\$0			
Consumer Protection & Anti-Trust	\$3,468	\$1,982	\$991	\$495	
Collection Agency Board	\$908		\$908		
UCCC	\$2,064		\$2,064		
Reversions/Lapsed Appropriation	\$0				
Department Total FY 11-12	\$66,843	\$18,378	\$6,919	\$39,449	\$2,097
Actual FY 12-13					
Administration	\$7,190	\$7,190			
Legal Services to State Agencies	\$42,307	\$530		\$41,777	
Appellate	\$5,653	\$5,653			
Medicaid Fraud	\$3,003	\$751			\$2,252
POST Board	\$1,237		\$1,237		
Special Prosecution	\$2,526	\$2,526	\$0		
Securities Fraud	\$1,025			\$1,025	
Insurance Fraud	\$1,838		\$1,838		
Safe2Tell	\$0	\$0			
Federal & Interstate Water	\$972	\$972			
CERCLA	\$618			\$618	
RMA Litigation	\$0				
Colorado River Litigation	\$0	\$0			
Consumer Protection & Anti-Trust	\$3,710	\$1,766	\$1,414	\$530	
Collection Agency Board	\$972		\$972		
UCCC	\$2,205		\$2,205		
Reversions/Lapsed Appropriation	\$0				
Department Total FY 12-13	\$73,256	\$19,388	\$7,666	\$43,950	\$2,252

SCHEDULE 8
Common Policy Summary

Workers' Compensation	Total Funds	GF	CF	RA	FF
Estimate FY 13-14					
Administration	\$7,271	\$7,271	\$0	\$0	\$0
Legal Services to State Agencies	\$41,636			\$41,636	
Appellate	\$6,386	\$6,386			
Medicaid Fraud	\$2,895	\$724			\$2,171
POST Board	\$1,237		\$1,237		
Special Prosecution	\$2,640	\$2,640	\$0		
Securities Fraud	\$1,056			\$1,056	
Insurance Fraud	\$2,163		\$2,163		
Safe2Tell	\$0				
Federal & Interstate Water	\$937	\$937			
CERCLA	\$595			\$595	
RMA Litigation	\$0				
Colorado River Litigation	\$511	\$511			
Consumer Protection & Anti-Trust	\$4,212	\$1,533	\$2,168	\$511	
Collection Agency Board	\$988		\$988		
UCCC	\$2,418		\$2,418		
Reversions/Lapsed Appropriation	\$0				
Department Total FY 13-14	\$74,945	\$20,002	\$8,974	\$43,798	\$2,171
		\$20,002	\$8,974	\$43,798	\$2,171
Request FY 14-15					
Administration	\$107,187	\$28,911	\$12,523	\$62,664	\$3,089
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Insurance Fraud	\$0				
Safe2Tell	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 14-15	\$107,187	\$28,911	\$12,523	\$62,664	\$3,089

SCHEDULE 8

Common Policy Summary

ALJ	Total Funds	GF	CF	RA	FF
Actual FY 11-12					
Administration	\$0				
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Insurance Fraud	\$0				
Safe2Tell	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 11-12					
Actual FY 12-13					
Administration	\$0				
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Insurance Fraud	\$0				
Safe2Tell	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$378		\$378		
UCCC	\$757		\$757		
Reversions/Lapsed Appropriation	\$0				
Department Total FY 12-13	\$1,135	\$0	\$1,135	\$0	\$0

SCHEDULE 8
Common Policy Summary

ALJ	Total Funds	GF	CF	RA	FF
Estimate FY 13-14					
Administration	\$0				
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Insurance Fraud	\$0				
Safe2Tell	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$1,453		\$1,453		
UCCC	\$2,909		\$2,909		
Reversions/Lapsed Appropriation	\$0				
Department Total FY 13-14	\$4,362	\$0	\$4,362	\$0	\$0
Request FY 14-15					
Administration	\$28,500	\$0	\$28,500	\$0	\$0
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Insurance Fraud	\$0				
Safe2Tell	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 14-15	\$28,500	\$0	\$28,500	\$0	\$0

SCHEDULE 8
Common Policy Summary

Vehicle Lease Payments	Total Funds	GF	CF	RA	FF
Actual FY 11-12					
Administration	\$1,887	\$1,887			
Legal Services to State Agencies	\$18,485			\$18,485	
Appellate	\$0	\$0			
Medicaid Fraud	\$3,551	\$888			\$2,663
POST Board	\$2,375		\$2,375		
Special Prosecution	\$14,127	\$12,197	\$1,930		
Securities Fraud	\$4,411			\$4,411	
Insurance Fraud	\$6,100		\$6,100		
Safe2Tell	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$3,305	\$3,305		\$0	
Collection Agency Board	\$0				
UCCC	\$11,748		\$11,748		
Reversions/Lapsed Appropriation	\$0				
Department Total FY11-12	\$65,989	\$18,277	\$22,153	\$22,896	\$2,663
Actual FY 12-13					
Administration	\$2,646	\$2,646			
Legal Services to State Agencies	\$21,625			\$21,625	
Appellate	\$0	\$0			
Medicaid Fraud	\$3,487	\$872			\$2,615
POST Board	\$2,477		\$2,477		
Special Prosecution	\$16,462	\$16,462	\$0		
Securities Fraud	\$4,564			\$4,564	
Insurance Fraud	\$8,347		\$8,347		
Safe2Tell	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0	\$0		\$0	
Collection Agency Board	\$0				
UCCC	\$10,677		\$10,677		
Reversions/Lapsed Appropriation	\$0				
Department Total FY 12-13	\$70,285	\$19,980	\$21,501	\$26,189	\$2,615

SCHEDULE 8
Common Policy Summary

Vehicle Lease Payments	Total Funds	GF	CF	RA	FF
Estimate FY 13-14					
Administration	\$2,646	\$2,646			
Legal Services to State Agencies	\$16,809			\$16,809	
Appellate	\$0				
Medicaid Fraud	\$3,487	\$872			\$2,615
POST Board	\$2,477		\$2,477		
Special Prosecution	\$10,420	\$10,420			
Securities Fraud	\$4,329			\$4,329	
Insurance Fraud	\$9,098		\$9,098		
Safe2Tell	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$4,439	\$4,439			
Collection Agency Board	\$0				
UCCC	\$8,314		\$8,314		
Reversions/Lapsed Appropriation	\$0		\$0		
Department Total FY 13-14	\$62,019	\$18,377	\$19,889	\$21,138	\$2,615
		\$18,377	\$19,889	\$21,138	\$2,615
		\$0			
Request FY 14-15					
Administration	\$55,970	\$15,012	\$17,097	\$21,382	\$2,479
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Victims Assistance	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 14-15	\$55,970	\$15,012	\$17,097	\$21,382	\$2,479

SCHEDULE 8
Common Policy Summary

Capitol Complex Leased Space	Total Funds	GF	CF	RA	FF
Actual FY 11-12					
Administration	\$100,104	\$100,104			
Legal Services to State Agencies	\$718,796			\$718,796	
Appellate	\$71,507	\$71,507			
Medicaid Fraud	\$53,925	\$13,481			\$40,444
POST Board	\$0		\$0		
Special Prosecution	\$164,313	\$129,738	\$34,575		
Securities Fraud	\$18,398			\$18,398	
Insurance Fraud	\$0		\$0		
Safe2Tell	\$0	\$0			
Federal & Interstate Water	\$0	\$0			
CERCLA	\$11,102			\$11,102	
RMA Litigation	\$0				
Colorado River Litigation	\$0	\$0			
Consumer Protection & Anti-Trust	\$66,614	\$38,065	\$19,033	\$9,516	
Collection Agency Board	\$17,446		\$17,446		
UCCC	\$61,856		\$61,856		
Reversions/Lapsed Appropriation	\$0				
Department Total FY11-12	\$1,284,061	\$352,895	\$132,910	\$757,812	\$40,444
Actual FY 12-13					
Administration	\$107,416	\$107,416			
Legal Services to State Agencies	\$807,929	\$79,139		\$728,790	
Appellate	\$102,783	\$102,783			
Medicaid Fraud	\$51,946	\$12,987			\$38,959
POST Board	\$11,390		\$11,390		
Special Prosecution	\$0	\$0	\$0		
Securities Fraud	\$17,723			\$17,723	
Insurance Fraud	\$31,779		\$31,779		
Safe2Tell	\$0	\$0			
Federal & Interstate Water	\$2,483	\$2,483			
CERCLA	\$10,695			\$10,695	
RMA Litigation	\$0				
Colorado River Litigation	\$0	\$0			
Consumer Protection & Anti-Trust	\$64,172	\$30,558	\$24,447	\$9,167	
Collection Agency Board	\$4,806		\$4,806		
UCCC	\$60,198		\$60,198		
Reversions/Lapsed Appropriation	\$0				
Department Total FY 12-13	\$1,273,320	\$335,366	\$132,620	\$766,375	\$38,959

SCHEDULE 8
Common Policy Summary

Capitol Complex Leased Space Carr Building	Total Funds	GF	CF	RA	FF
Estimate FY 13-14					
Administration	\$276,229	\$276,229			
Legal Services to State Agencies	\$1,635,110			\$1,635,110	
Appellate	\$242,590	\$242,590			
Medicaid Fraud	\$116,019	\$28,410			\$87,609
POST Board	\$48,763		\$48,763		
Special Prosecution	\$100,271	\$100,271	\$0		
Securities Fraud	\$40,719			\$40,719	
Insurance Fraud	\$88,470		\$88,470		
Safe2Tell	\$0				
Federal & Interstate Water	\$35,580	\$35,580			
CERCLA	\$22,982			\$22,982	
RMA Litigation	\$0				
Colorado River Litigation	\$19,407	\$19,407			
Consumer Protection & Anti-Trust	\$161,023	\$58,124	\$83,196	\$19,703	
Collection Agency Board	\$40,405		\$40,405		
UCCC	\$98,919		\$98,919		
Reversions/Lapsed Appropriation	\$0		\$0		
Department Total FY 13-14	\$2,926,487	\$760,611	\$359,753	\$1,718,514	\$87,609
Request FY 14-15					
Administration	\$2,981,376	\$804,130	\$348,332	\$1,743,010	\$85,904
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Victims Assistance	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 14-15	\$2,981,376	\$804,130	\$348,332	\$1,743,010	\$85,904

SCHEDULE 8
Common Policy Summary

Communication Service Payments	Total Funds	GF	CF	RA	FF
Actual FY 11-12					
Administration	\$0				
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$2,672	\$668			\$2,004
POST Board	\$0				
Special Prosecution	\$2,262	\$1,880	\$382		
Securities Fraud	\$764			\$764	
Insurance Fraud	\$1,527		\$1,527		
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$1,140	\$398	\$360	\$382	
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY11-12	\$8,365	\$2,946	\$2,269	\$1,146	\$2,004
Actual FY 12-13					
Administration	\$0				
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$3,377	\$844			\$2,533
POST Board	\$0				
Special Prosecution	\$2,246	\$2,246	\$0		
Securities Fraud	\$960			\$960	
Insurance Fraud	\$2,384		\$2,384		
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$1,647	\$675	\$484	\$488	
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 12-13	\$10,614	\$3,765	\$2,868	\$1,448	\$2,533

SCHEDULE 8
Common Policy Summary

Communication Service Payments	Total Funds	GF	CF	RA	FF
Estimate FY 13-14					
Administration	\$0				
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$2,860	\$715			\$2,145
POST Board	\$0				
Special Prosecution	\$1,902	\$1,902	\$0		
Securities Fraud	\$813			\$813	
Insurance Fraud	\$2,019		\$2,019		
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$1,394	\$981	\$0	\$413	
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 13-14	\$8,988	\$3,598	\$2,019	\$1,226	\$2,145
		\$3,598	\$2,019	\$1,226	\$2,145
Request FY 14-15					
Administration	\$11,385	\$4,558	\$2,558	\$1,552	\$2,717
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Victims Assistance	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 14-15	\$11,385	\$4,558	\$2,558	\$1,552	\$2,717

SCHEDULE 8 Common Policy Summary

ADP	Total Funds	GF	CF	RA	FF
Actual FY 11-12					
Administration	\$0	\$0	\$0		\$0
Legal Services to State Agencies	\$0				
Appellate	\$0	\$0			
Medicaid Fraud	\$0	\$0			
POST Board	\$0				
Special Prosecution	\$0	\$0		\$0	
Victims Assistance	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 11-12	\$0	\$0	\$0	\$0	\$0
Actual FY 12-13					
Administration	\$154,370	\$0	\$154,370	\$0	\$0
Legal Services to State Agencies	\$0				
Appellate	\$0	\$0			
Medicaid Fraud	\$0	\$0			
POST Board	\$0				
Special Prosecution	\$0	\$0		\$0	
Victims Assistance	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 12-13	\$154,370	\$0	\$154,370	\$0	\$0

SCHEDULE 8 Common Policy Summary

ADP	Total Funds	GF	CF	RA	FF
Administration	\$0		\$0		
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Insurance Fraud	\$0				
Victims Assistance	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 13-14	\$0	\$0	\$0	\$0	\$0
Request FY 14-15					
Administration	\$0	\$0	\$0	\$0	\$0
Legal Services to State Agencies	\$0				
Appellate	\$0				
Capital Crimes	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Insurance Fraud	\$0				
Victims Assistance	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 14-15	\$0	\$0	\$0	\$0	\$0

SCHEDULE 8
Common Policy Summary

Information Technology	Total Funds	GF	CF	CFE	FF
Actual FY 11-12					
Administration	\$15,291	\$15,291			
Legal Services to State Agencies	\$321,177			\$321,177	
Appellate	\$0				
Medicaid Fraud	\$1,381	\$0			\$1,381
POST Board	\$8,550		\$8,550		
Special Prosecution	\$3,875		\$3,875		
Securities Fraud	\$5,580			\$5,580	
Insurance Fraud	\$12,290		\$12,290		
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$12,400		\$7,750	\$4,650	
Collection Agency Board	\$8,059		\$8,059		
UCCC	\$19,064		\$19,064		
Reversions/Lapsed Appropriation	\$0				
Department Total FY 11-12	\$407,667	\$15,291	\$59,588	\$331,407	\$1,381
Actual FY 12-13					
Administration	\$21,754	\$21,754			
Legal Services to State Agencies	\$348,280			\$348,280	
Appellate	\$0				
Medicaid Fraud	\$1,381	\$0			\$1,381
POST Board	\$9,082		\$9,082		
Special Prosecution	\$0		\$0		
Securities Fraud	\$6,051			\$6,051	
Insurance Fraud	\$17,171		\$17,171		
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$13,275		\$8,233	\$5,042	
Collection Agency Board	\$8,562		\$8,562		
UCCC	\$20,251		\$20,251		
Reversions/Lapsed Appropriation	\$0				
Department Total FY 12-13	\$445,807	\$21,754	\$63,299	\$359,373	\$1,381

SCHEDULE 8 Comon Policy Summary

Information Technology	Total Funds	GF	CF	RA	FF
Estimate FY 13-14					
Administration	\$21,754	\$21,754			
Legal Services to State Agencies	\$348,280			\$348,280	
Appellate	\$0				
Medicaid Fraud	\$1,381				\$1,381
POST Board	\$9,082		\$9,082		
Special Prosecution	\$0		\$0		
Securities Fraud	\$6,051			\$6,051	
Insurance Fraud	\$17,171		\$17,171		
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$13,275		\$8,233	\$5,042	
Collection Agency Board	\$8,562		\$8,562		
UCCC	\$20,251		\$20,251		
Reversions/Lapsed Appropriation	\$0				
Department Total FY 13-14	\$445,807	\$21,754	\$63,299	\$359,373	\$1,381
Request FY 14-15					
Administration	\$687,291	\$183,851	\$80,806	\$402,964	\$19,670
Legal Services to State Agencies	\$0				
Appellate	\$0				
Capital Crimes	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Securities Fraud	\$0				
Insurance Fraud	\$0				
Victims Assistance	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 14-15	\$687,291	\$183,851	\$80,806	\$402,964	\$19,670

SCHEDULE 8 Common Policy Summary

CLE Registration Fees	Total Funds	GF	CF	RA	FF
Actual FY 11-12					
Administration	\$2,250	\$2,250			
Legal Services to State Agencies	\$64,125			\$64,125	
Appellate	\$11,625	\$11,625			
Medicaid Fraud	\$751	\$188			\$563
POST Board	\$0				
Special Prosecution	\$2,175	\$1,800	\$375		
Securities Fraud	\$787			\$787	
Insurance Fraud	\$788		\$788		
Federal & Interstate Water	\$1,688	\$1,688			
CERCLA	\$938	\$938			
RMA Litigation	\$0				
Colorado River Litigation	\$1,125	\$1,125			
Consumer Protection & Anti-Trust	\$4,499	\$2,624	\$1,500	\$375	
Collection Agency Board	\$750		\$750		
UCCC	\$1,125		\$1,125		
Reversions/Lapsed Appropriation	\$0				
Department Total FY 11-12	\$92,626	\$22,238	\$4,538	\$65,287	\$563
Actual FY 12-13					
Administration	\$1,875	\$1,875			
Legal Services to State Agencies	\$70,763	\$750		\$70,013	
Appellate	\$11,250	\$11,250			
Medicaid Fraud	\$1,125	\$281			\$844
POST Board	\$0				
Special Prosecution	\$2,550	\$2,550	\$0		
Securities Fraud	\$825			\$825	
Insurance Fraud	\$1,125		\$1,125		
Federal & Interstate Water	\$1,688	\$1,688			
CERCLA	\$1,312	\$0		\$1,312	
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$4,125	\$3,375	\$375	\$375	
Collection Agency Board	\$375		\$375		
UCCC	\$1,125		\$1,125		
Reversions/Lapsed Appropriation	\$1,125				\$1,125
Department Total FY 12-13	\$99,263	\$21,769	\$3,000	\$72,525	\$1,969

**SCHEDULE 8
Common Policy Summary**

CLE Registration Fees	Total Funds	GF	CF	CFE	FF
Estimate FY 13-14					
Administration	\$1,875	\$1,875			
Legal Services to State Agencies	\$70,013			\$70,013	
Appellate	\$11,250	\$11,250			
Medicaid Fraud	\$1,125	\$281		\$0	\$844
POST Board	\$0				
Special Prosecution	\$2,550	\$2,550			
Securities Fraud	\$825			\$825	
Insurance Fraud	\$1,125		\$1,125		
Federal & Interstate Water	\$1,688	\$1,688			
CERCLA	\$1,312	\$0		\$1,312	
RMA Litigation	\$0				
Colorado River Litigation	\$750	\$750			
Consumer Protection & Anti-Trust	\$4,125	\$3,375	\$375	\$375	
Collection Agency Board	\$375		\$375		
UCCC	\$1,125		\$1,125		
Reversions/Lapsed Appropriation	\$1,125				\$1,125
Department Total FY 13-14	\$99,263	\$21,769	\$3,000	\$72,525	\$1,969
Request FY 14-15					
Administration	\$126,351	\$30,524	\$4,698	\$90,060	\$1,069
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Victims Assistance	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 14-15	\$126,351	\$30,524	\$4,698	\$90,060	\$1,069

SCHEDULE 8
Common Policy Summary

Lease Space	Total Funds	GF	CF	CFE	FF
Actual FY 11-12					
Administration	\$631	\$631			
Legal Services to State Agencies	\$18,857			\$18,857	
Appellate	\$894	\$894			
Medicaid Fraud	\$216	\$54			\$162
POST Board	\$0				
Special Prosecution	\$2,742	\$2,742			
Securities Fraud	\$0				
Insurance Fraud	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$954		\$954		
UCCC	\$1,926		\$1,926		
Reversions/Lapsed Appropriation	\$0		\$0		
Department Total FY 11-12	\$26,220	\$4,321	\$2,880	\$18,857	\$162
Actual FY 12-13					
Administration	\$669	\$669			
Legal Services to State Agencies	\$19,985			\$19,985	
Appellate	\$947	\$947			
Medicaid Fraud	\$229	\$57			\$172
POST Board	\$0				
Special Prosecution	\$2,907	\$2,907			
Securities Fraud	\$0				
Insurance Fraud	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$1,011		\$1,011		
UCCC	\$2,041		\$2,041		
Reversions/Lapsed Appropriation	\$0		\$0		
Department Total FY 12-13	\$27,789	\$4,580	\$3,052	\$19,985	\$172

Common Policy Summary

Lease Space	Total Funds	GF	CF	RA	FF
Estimate FY 13-14					
Administration	\$669	\$669			
Legal Services to State Agencies	\$19,985			\$19,985	
Appellate	\$947	\$947			
Medicaid Fraud	\$229	\$57			\$172
POST Board	\$0				
Special Prosecution	\$2,907	\$2,907			
Securities Fraud	\$0				
Insurance Fraud	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$1,011		\$1,011		
UCCC	\$2,041		\$2,041		
Reversions/Lapsed Appropriation	\$0				
Department Total FY 13-14	\$27,789	\$4,580	\$3,052	\$19,985	\$172
Request FY 14-15					
Administration	\$0	\$0	\$0	\$0	\$0
Legal Services to State Agencies	\$0				
Appellate	\$0				
Medicaid Fraud	\$0				
POST Board	\$0				
Special Prosecution	\$0				
Victims Assistance	\$0				
Federal & Interstate Water	\$0				
CERCLA	\$0				
RMA Litigation	\$0				
Colorado River Litigation	\$0				
Consumer Protection & Anti-Trust	\$0				
Collection Agency Board	\$0				
UCCC	\$0				
Reversions/Lapsed Appropriation	\$0				
Department Total FY 14-15	\$0	\$0	\$0	\$0	\$0

SCHEDULE 8
Common Policy Summary

Security for State Services Building	Total Funds	GF	CF	RA	FF
Actual FY 11-12					
Administration	\$12,611	\$12,611			
Legal Services to State Agencies	\$70,213			\$70,213	
Appellate	\$9,916	\$9,916			
Medicaid Fraud	\$5,268	\$1,317			\$3,951
POST Board	\$2,169		\$2,169		
Special Prosecution	\$5,237	\$4,276	\$961		
Securities Fraud	\$1,797			\$1,797	
Insurance Fraud	\$2,417		\$2,417		
Safe2Tell	\$0	\$0			
Federal & Interstate Water	\$1,704	\$1,704			
CERCLA	\$1,084			\$1,084	
RMA Litigation	\$0				
Colorado River Litigation	\$930	\$930			
Consumer Protection & Anti-Trust	\$6,507	\$3,718	\$1,859	\$930	
Collection Agency Board	\$1,704		\$1,704		
UCCC	\$3,873		\$3,873		
Reversions/Lapsed Appropriation	\$0				
Department Total FY 11-12	\$125,430	\$34,472	\$12,983	\$74,024	\$3,951
Actual FY 12-13					
Administration	\$13,788	\$13,788			
Legal Services to State Agencies	\$81,136	\$1,016		\$80,120	
Appellate	\$10,841	\$10,841			
Medicaid Fraud	\$5,758	\$1,440			\$4,318
POST Board	\$2,371		\$2,371		
Special Prosecution	\$4,844	\$4,844	\$0		
Securities Fraud	\$1,965			\$1,965	
Insurance Fraud	\$3,523		\$3,523		
Safe2Tell	\$0	\$0			
Federal & Interstate Water	\$1,863	\$1,863			
CERCLA	\$1,186			\$1,186	
RMA Litigation	\$0				
Colorado River Litigation	\$0	\$0			
Consumer Protection & Anti-Trust	\$7,115	\$3,388	\$2,711	\$1,016	
Collection Agency Board	\$1,863		\$1,863		
UCCC	\$4,236		\$4,236		
Reversions/Lapsed Appropriation	\$0				
Department Total FY 11-12	\$140,489	\$37,180	\$14,704	\$84,287	\$4,318

Common Policy Summary

Security for State Services Building	Total Funds	GF	CF	RA	FF
Estimate FY 13-14					
Administration	\$0	\$0	\$0	\$0	\$0
Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
Appellate	\$0	\$0	\$0	\$0	\$0
Medicaid Fraud	\$0	\$0	\$0	\$0	\$0
POST Board	\$0	\$0	\$0	\$0	\$0
Special Prosecution	\$0	\$0	\$0	\$0	\$0
Securities Fraud	\$0	\$0	\$0	\$0	\$0
Insurance Fraud	\$0	\$0	\$0	\$0	\$0
Safe2Tell	\$0	\$0	\$0	\$0	\$0
Federal & Interstate Water	\$0	\$0	\$0	\$0	\$0
CERCLA	\$0	\$0	\$0	\$0	\$0
RMA Litigation	\$0	\$0	\$0	\$0	\$0
Colorado River Litigation	\$0	\$0	\$0	\$0	\$0
Consumer Protection & Anti-Trust	\$0	\$0	\$0	\$0	\$0
Collection Agency Board	\$0	\$0	\$0	\$0	\$0
UCCC	\$0	\$0	\$0	\$0	\$0
Reversions/Lapsed Appropriation	\$0	\$0	\$0	\$0	\$0
Department Total FY 12-13	\$0	\$0	\$0	\$0	\$0
Request FY 14-15					
Administration	\$0	\$0	\$0	\$0	\$0
Legal Services to State Agencies	\$0	\$0	\$0	\$0	\$0
Appellate	\$0	\$0	\$0	\$0	\$0
Capital Crimes	\$0	\$0	\$0	\$0	\$0
Medicaid Fraud	\$0	\$0	\$0	\$0	\$0
POST Board	\$0	\$0	\$0	\$0	\$0
Special Prosecution	\$0	\$0	\$0	\$0	\$0
Securities Fraud	\$0	\$0	\$0	\$0	\$0
Insurance Fraud	\$0	\$0	\$0	\$0	\$0
Victims Assistance	\$0	\$0	\$0	\$0	\$0
Federal & Interstate Water	\$0	\$0	\$0	\$0	\$0
CERCLA	\$0	\$0	\$0	\$0	\$0
RMA Litigation	\$0	\$0	\$0	\$0	\$0
Colorado River Litigation	\$0	\$0	\$0	\$0	\$0
Consumer Protection & Anti-Trust	\$0	\$0	\$0	\$0	\$0
Collection Agency Board	\$0	\$0	\$0	\$0	\$0
UCCC	\$0	\$0	\$0	\$0	\$0
Reversions/Lapsed Appropriation	\$0	\$0	\$0	\$0	\$0
Department Total FY 14-15	\$0	\$0	\$0	\$0	\$0

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 12W- Non-Profit Health Care Review
 6-19-406(1)(f), C.R.S.

Available Liquid Cash Fund Balance	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Cash in Beginning Fund Balance ¹	\$2,801	\$2,801	\$2,801	\$2,801	\$2,801
Actual / anticipated accounts receivable collections	\$0	\$0	\$0	\$0	\$0
Actual / anticipated fees collections	\$0	\$0	\$0	\$0	\$0
Actual / anticipated cash transferred in	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other noncash assets converted to cash ²	\$0	\$0	\$0	\$0	\$0
Actual / Anticipated Cash Inflow During Fiscal Year	\$0	\$0	\$0	\$0	\$0
Actual Expenditure	\$0	\$0	\$0	\$0	\$0
Actual / anticipated cash used to pay short-term liabilities	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated debit service payments	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated loan issuances	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other uses of cash ³	\$0	\$0	\$0	\$0	\$0
Actual / Appropriated Cash Outflow During Fiscal Year	\$0	\$0	\$0	\$0	\$0
Available Liquid Fund Balance Prior to New Requests	\$2,801	\$2,801	\$2,801	\$2,801	\$2,801
Decision Item #1 - "Sample A"	N/A	N/A	N/A	\$0	\$0
Decision Item #2 - "Sample B"	N/A	N/A	N/A	\$0	\$0
Change Requests Using Liquid Assets	N/A	N/A	N/A	\$0	\$0
Actual / Anticipated Liquid Fund Balance	\$2,801	\$2,801	\$2,801	\$2,801	\$2,801

1 - Include only cash - exclude all other assets such as, receivables, investments, prepaids, capital assets, accumulated depreciation, and all short-term and long-term liabilities

2 - Includes sales of capital assets, sales of investments, collections of loans, etc.

3 - Includes nonappropriated purchases of capital assets and investments, new prepaid expense recorded, etc.

Fee Levels (if applicable)	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
1. Fee Name	N/A	N/A	N/A	N/A	N/A
2. Fee Name	N/A	N/A	N/A	N/A	N/A
3. Fee Name	N/A	N/A	N/A	N/A	N/A

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 12W- Non-Profit Health Care Review
 6-19-406(1)(f), C.R.S.

Cash Fund Reserve Balance ¹	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Uncommitted Fee Reserve Balance (total reserve balance minus exempt assets and previously appropriated funds; calculated based on % of revenue from fees)	\$0	\$0	\$0	\$0	\$0
Target/Alternative Fee Reserve Balance (amount set in statute or 16.5% of total expenses)	N/A	N/A	N/A	N/A	N/A
Excess Uncommitted Fee Reserve Balance	\$0	\$0	\$0	\$0	\$0
Assessment of Potential for Compliance (check all that apply)	<input type="checkbox"/> Already in Compliance <input type="checkbox"/> Statute Change ² <input type="checkbox"/> Planned Fee Reduction ²				
	<input type="checkbox"/> Planned One-time Expenditure(s) ¹ <input type="checkbox"/> Planned Ongoing Expenditure(s) ² <input type="checkbox"/> Waiver ³				

1. This section is not required for funds outlined in 24-75-402 (5), C.R.S. (2007)
2. If plan is needed to meet compliance deadline, attach Form 9.B.
3. If pursuing a waiver, attach Form 9.C.

Cash Fund Narrative Information	
Purpose/Background of Fund	Accepting grants for the implementation of article 6-19 C.R.S.
Fee Sources	N/A
Non-Fee Sources	Reimburse State legal costs associated with a change from non-profit to for-profit operation.
Long Bill Groups Supported by Fund	None
Non-appropriated Fund Obligations	None
Statutory or Other Restriction on Use of Fund	Reviewing the transfer of non-profit hospital assets.
Revenue Drivers	None
Expenditure Drivers	None

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 12W- Non-Profit Health Care Review
 6-19-406(1)(f), C.R.S.

Explanation of any Long-term Liability Funding Requirements	N/A
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Fund Expenditures Line Item Detail	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Division Name: N/A					
Line Item Name	\$0	\$0	\$0	\$0	\$0
Line Item Name	\$0	\$0	\$0	\$0	\$0
Division Subtotal	\$0	\$0	\$0	\$0	\$0
TOTAL	\$0	\$0	\$0	\$0	\$0

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 13H - Attorney Fees & Cost
 24-31-108, C.R.S.

Available Liquid Cash Fund Balance	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Cash in Beginning Fund Balance ¹	690,231	1,125,012	1,177,299	902,299	752,299
Actual / anticipated revenue from court awards	\$442,207	\$438,169	\$100,000	\$100,000	\$100,000
Actual / anticipated fees collections	\$0	\$0	\$0	\$0	\$0
Actual / anticipated cash transferred in	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other noncash assets converted to cash ²	\$0	\$0	\$0	\$0	\$0
Actual / Anticipated Cash Inflow During Fiscal Year	\$442,207	\$438,169	\$100,000	\$100,000	\$100,000
Actual Expenditure -	\$7,426	\$385,881	\$375,000	\$250,000	\$250,000
Actual / anticipated cash used to pay short-term liabilities	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated debit service payments	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated loan issuances	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other uses of cash ³	\$0	\$0	\$0	\$0	\$0
Actual / Appropriated Cash Outflow During Fiscal Year	\$7,426	\$385,881	\$375,000	\$250,000	\$250,000
Available Liquid Fund Balance Prior to New Requests	\$1,125,012	\$1,177,299	\$902,299	\$752,299	\$602,299
Actual / Anticipated Liquid Fund Balance	\$1,125,012	\$1,177,299	\$902,299	\$752,299	\$602,299

1 - Include only cash - exclude all other assets such as, receivables, investments, prepaids, capital assets, accumulated depreciation, and all short-term and long-term liabilities

2 - Includes sales of capital assets, sales of investments, collections of loans, etc.

3 - Includes nonappropriated purchases of capital assets and investments, new prepaid expense recorded, etc.

Fee Levels (if applicable)	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
1. Fee Name	N/A	N/A	N/A	N/A	N/A
2. Fee Name	N/A	N/A	N/A	N/A	N/A
3. Fee Name	N/A	N/A	N/A	N/A	N/A

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 13H - Attorney Fees & Cost
 24-31-108, C.R.S.

Cash Fund Reserve Balance ¹	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Uncommitted Fee Reserve Balance (total reserve balance minus exempt assets and previously appropriated funds; calculated based on % of revenue from fees)	\$0	\$0	\$0	\$0	\$0
Target/Alternative Fee Reserve Balance (amount set in statute or 16.5% of total expenses)	N/A	N/A	N/A	N/A	N/A
Excess Uncommitted Fee Reserve Balance	\$0	\$0	\$0	\$0	\$0
Assessment of Potential for Compliance (check all that apply)	<input type="checkbox"/> Already in Compliance <input type="checkbox"/> Statute Change ² <input type="checkbox"/> Planned Fee Reduction ²				
	<input type="checkbox"/> Planned One-time Expenditure(s) ¹ <input type="checkbox"/> Planned Ongoing Expenditure(s) ² <input type="checkbox"/> Waiver ³				

1. This section is not required for funds outlined in 24-75-402 (5), C.R.S. (2007)
2. If plan is needed to meet compliance deadline, attach Form 9.B.
3. If pursuing a waiver, attach Form 9.C.

Cash Fund Narrative Information	
Purpose/Background of Fund	The 2000 session of the General Assembly established this account. Any award of attorneys fees and costs received by the Attorney General are to be deposited into this fund subject to appropriation.
Fee Sources	N/A
Non-Fee Sources	None
Long Bill Groups Supported by Fund	Litigation Management Fund; Consultant Expense Line;
Non-appropriated Fund Obligations	None
Statutory or Other Restriction on Use of Fund	These funds are to be used for legal services provided by the Attorney General's Office.
Revenue Drivers	Court awards of attorney fees and costs.
Expenditure Drivers	None

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 13H - Attorney Fees & Cost
 24-31-108, C.R.S.

Explanation of any Long-term Liability Funding Requirements	None
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Fund Expenditures Line Item Detail	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Division Name: Water & Natural Resources					
ADP Capital Outlay	\$0	\$154,370		\$0	\$0
Consultant Expense	\$7,426	\$0	\$50,000	\$50,000	\$50,000
Attorney Fees and Costs	\$0	\$0			
Division Subtotal	\$7,426	\$0	\$50,000	\$50,000	\$50,000
Division Name: Special Purpose					
Litigation Management Fund	\$0	\$231,511	\$325,000	\$200,000	\$200,000
Division Subtotal	\$0	\$231,511	\$325,000	\$200,000	\$200,000
TOTAL	\$22,417	\$385,881	\$375,000	\$250,000	\$250,000

Schedule 9A: Cash Funds Reports
Department of Law
FY 2014-15 Budget Request
Fund 146 - Consumer Protection Custodial
24-31-108(3), C.R.S.

Available Liquid Cash Fund Balance	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-134	FY 2014-15	FY 2015-16
Cash in Beginning Fund Balance ¹	\$7,464,555	\$9,868,900	\$16,007,985	\$13,314,748	\$11,908,334
Actual / anticipated accounts receivable collections	\$0	\$0	\$0	\$0	\$0
Actual / anticipated fees collections	\$0	\$0	\$0	\$0	\$0
Actual / anticipated cash transferred in	\$3,819,847	9,647,794	\$900,000	\$1,000,000	\$2,000,000
Actual / anticipated other noncash assets converted to cash ²	\$0	\$0	\$0	\$0	\$0
Actual / Anticipated Cash Inflow During Fiscal Year	\$3,819,847	\$9,647,794	\$900,000	\$1,000,000	\$2,000,000
Actual / appropriated / projected cash expenditures	\$1,415,502	\$3,508,709	\$3,593,237	\$2,406,414	\$2,406,414
Actual / anticipated cash used to pay short-term liabilities	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated debit service payments	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated loan issuances	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other uses of cash ³	\$0	\$0	\$0	\$0	\$0
Actual / Appropriated Cash Outflow During Fiscal Year	\$1,415,502	\$3,508,709	\$3,593,237	\$2,406,414	\$2,406,414
Available Liquid Fund Balance Prior to New Requests	\$9,868,900	\$16,007,985	\$13,314,748	\$11,908,334	\$11,501,921
Actual / Anticipated Liquid Fund Balance	\$9,868,900	\$16,007,985	\$13,314,748	\$11,908,334	\$11,501,921

1 - Include only cash - exclude all other assets such as, receivables, investments, prepaids, capital assets, accumulated depreciation, and all short-term and long-term liabilities

2 - Includes sales of capital assets, sales of investments, collections of loans, etc.

3 - Includes nonappropriated purchases of capital assets and investments, new prepaid expense recorded, etc.

Fee Levels (if applicable)	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-134	FY 2014-15	FY 2015-16
1. Fee Name	N/A	N/A	N/A	N/A	N/A
2. Fee Name	N/A	N/A	N/A	N/A	N/A
3. Fee Name	N/A	N/A	N/A	N/A	N/A

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 146 - Consumer Protection Custodial
 24-31-108(3), C.R.S.

Cash Fund Reserve Balance ¹	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-134	FY 2014-15	FY 2015-16
Uncommitted Fee Reserve Balance (total reserve balance minus exempt assets and previously appropriated funds; calculated based on % of revenue from fees)	\$0	\$0	\$0	\$0	\$0
Target/Alternative Fee Reserve Balance (amount set in statute or 16.5% of total expenses)	N/A	N/A	N/A	N/A	N/A
Excess Uncommitted Fee Reserve Balance	\$0	\$0	\$0	\$0	\$0
Assessment of Potential for Compliance (check all that apply)	<input type="checkbox"/> Already in Compliance <input type="checkbox"/> Statute Change ² <input type="checkbox"/> Planned Fee Reduction ²				
	<input type="checkbox"/> Planned One-time Expenditure(s) ¹ <input type="checkbox"/> Planned Ongoing Expenditure(s) ² <input type="checkbox"/> Waiver ³				

1. This section is not required for funds outlined in 24-75-402 (5), C.R.S. (2007)
2. If plan is needed to meet compliance deadline, attach Form 9.B.
3. If pursuing a waiver, attach Form 9.C.

Cash Fund Narrative Information	
Purpose/Background of Fund	Consumer protection and Education Enforcement
Fee Sources	N/A
Non-Fee Sources	Consumer protection litigation court awards
Long Bill Groups Supported by Fund	Consumer Protection and Anti-Trust Appropriation
Non-appropriated Fund Obligations	None
Statutory or Other Restriction on Use of Fund	Only used for consumer protection education and enforcement
Revenue Drivers	Depends on Consumer Protection Litigation
Expenditure Drivers	Depends on Consumer Protection Expenses

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 146 - Consumer Protection Custodial
 24-31-108(3), C.R.S.

Explanation of any Long-term Liability Funding Requirements	N/A
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Fund Expenditures Line Item Detail	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Division Name: Consumer Protection					
Consumer Protection & Anti-Trust	\$436,475	\$839,401	\$933,118	\$944,012	\$944,012
CP Indirect Costs	\$41,819	\$161,252	\$160,119	\$162,402	\$162,402
Division Subtotal	\$478,294	\$1,000,653	\$1,093,237	\$1,106,414	\$1,106,414
Custodial Fund	\$0	\$0	\$0	\$0	\$0
Custodial Fund	\$937,208	\$2,508,056	\$2,500,000	\$1,300,000	\$1,300,000
Division Subtotal	\$937,208	\$2,508,056	\$2,500,000	\$1,300,000	\$1,300,000
TOTAL	\$1,415,502	\$3,508,709	\$3,593,237	\$2,406,414	\$2,406,414

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 147 - Special Prosecution Custodial
 18-17-106, C.R.S.

Available Liquid Cash Fund Balance	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Cash in Beginning Fund Balance ¹	\$14,284	\$29,599	\$30,372	\$30,772	\$31,177
Actual / anticipated accounts receivable collections	\$0	\$0	\$0	\$0	\$0
Actual / anticipated fees collections	\$0	\$0	\$0	\$0	\$0
Actual / anticipated cash transferred in	\$15,314	\$21,836	\$420	\$425	\$430
Actual / anticipated other noncash assets converted to cash ²	\$0	\$0	\$0	\$0	\$0
Actual / Anticipated Cash Inflow During Fiscal Year	\$15,314	\$21,836	\$420	\$425	\$430
Actual / appropriated / projected cash expenditures	\$0	\$21,063	\$20	\$20	\$20
Actual / anticipated cash used to pay short-term liabilities	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated debit service payments	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated loan issuances	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other uses of cash ³	\$0	\$0	\$0	\$0	\$0
Actual / Appropriated Cash Outflow During Fiscal Year	\$0	\$21,063	\$20	\$20	\$20
Available Liquid Fund Balance Prior to New Requests	\$29,599	\$30,372	\$30,772	\$31,177	\$31,587
Decision Item #1 - "Sample A"	N/A	N/A	0	\$0	\$0
Decision Item #2 - "Sample B"	N/A	N/A	0	\$0	\$0
Change Requests Using Liquid Assets	N/A	N/A	0	\$0	\$0
Actual / Anticipated Liquid Fund Balance	\$29,599	\$30,372	\$30,772	\$31,177	\$31,587

1 - Include only cash - exclude all other assets such as, receivables, investments, prepaids, capital assets, accumulated depreciation, and all short-term and long-term liabilities

2 - Includes sales of capital assets, sales of investments, collections of loans, etc.

3 - Includes nonappropriated purchases of capital assets and investments, new prepaid expense recorded, etc.

Fee Levels (if applicable)	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
1. Fee Name	N/A	N/A	N/A	N/A	N/A
2. Fee Name	N/A	N/A	N/A	N/A	N/A
3. Fee Name	N/A	N/A	N/A	N/A	N/A

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 147 - Special Prosecution Custodial
 18-17-106, C.R.S.

Cash Fund Reserve Balance ¹	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Uncommitted Fee Reserve Balance (total reserve balance minus exempt assets and previously appropriated funds; calculated based on % of revenue from fees)	\$0	\$0	\$0	\$0	\$0
Target/Alternative Fee Reserve Balance (amount set in statute or 16.5% of total expenses)	N/A	N/A	N/A	N/A	N/A
Excess Uncommitted Fee Reserve Balance	\$0	\$0	\$0	\$0	\$0
Assessment of Potential for Compliance (check all that apply)	<input type="checkbox"/> Already in Compliance <input type="checkbox"/> Statute Change ² <input type="checkbox"/> Planned Fee Reduction ²				
	<input type="checkbox"/> Planned One-time Expenditure(s) ¹ <input type="checkbox"/> Planned Ongoing Expenditure(s) ² <input type="checkbox"/> Waiver ³				

1. This section is not required for funds outlined in 24-75-402 (5), C.R.S. (2007)
2. If plan is needed to meet compliance deadline, attach Form 9.B.
3. If pursuing a waiver, attach Form 9.C.

Cash Fund Narrative Information	
Purpose/Background of Fund	Forfeitures under the Colorado Organized Crime Act
Fee Sources	N/A
Non-Fee Sources	Interest on Fund Balance
Long Bill Groups Supported by Fund	None
Non-appropriated Fund Obligations	None
Statutory or Other Restriction on Use of Fund	Special Prosecution support
Revenue Drivers	Court awards and interest
Expenditure Drivers	None

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 147 - Special Prosecution Custodial
 18-17-106, C.R.S.

Explanation of any Long-term Liability Funding Requirements	N/A
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Fund Expenditures Line Item Detail	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Division Name: Water & Natural Resources					
Line Item Name	\$0	\$0	\$0	\$0	\$0
Custodial Fund	\$0	\$21,063	\$20	\$20	\$20
Division Subtotal	\$0	\$21,063	\$20	\$20	\$20
TOTAL	\$0	\$21,063	\$20	\$20	\$20

Schedule 9A: Cash Funds Reports
Department of Law
FY 2014-15 Budget Request
Fund 148 - Natural Resources Custodial
24-31-108(3), C.R.S.

Available Liquid Cash Fund Balance	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Cash in Beginning Fund Balance ¹	\$138,308	\$9,609	\$9,687	\$9,766	\$9,845
Actual / Revenue	\$9,608	\$104	\$105	\$105	\$105
Actual / anticipated fees collections	\$0	\$0	\$0	\$0	\$0
Actual / anticipated cash transferred in	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other noncash assets converted to cash ²	\$0	\$0	\$0	\$0	\$0
Actual / Anticipated Cash Inflow During Fiscal Year	\$9,608	\$104	\$105	\$105	\$105
Actual Expenditure	\$138,307	\$26	\$26	\$26	\$26
Actual / anticipated cash used to pay short-term liabilities	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated debit service payments	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated loan issuances	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other uses of cash ³	\$0	\$0	\$0	\$0	\$0
Actual / Appropriated Cash Outflow During Fiscal Year	\$138,307	\$26	\$26	\$26	\$26
Available Liquid Fund Balance Prior to New Requests	\$9,609	\$9,687	\$9,766	\$9,845	\$9,924
Actual / Anticipated Liquid Fund Balance	\$9,609	\$9,687	\$9,766	\$9,845	\$9,924

1 - Include only cash - exclude all other assets such as, receivables, investments, prepaids, capital assets, accumulated depreciation, and all short-term and long-term liabilities

2 - Includes sales of capital assets, sales of investments, collections of loans, etc.

3 - Includes nonappropriated purchases of capital assets and investments, new prepaid expense recorded, etc.

Fee Levels (if applicable)	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
1. Fee Name	N/A	N/A	N/A	N/A	N/A
2. Fee Name	N/A	N/A	N/A	N/A	N/A
3. Fee Name	N/A	N/A	N/A	N/A	N/A

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 148 - Natural Resources Custodial
 24-31-108(3), C.R.S.

Cash Fund Reserve Balance ¹	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Uncommitted Fee Reserve Balance (total reserve balance minus exempt assets and previously appropriated funds; calculated based on % of revenue from fees)	\$0	\$0	\$0	\$0	\$0
Target/Alternative Fee Reserve Balance (amount set in statute or 16.5% of total expenses)	N/A	N/A	N/A	N/A	N/A
Excess Uncommitted Fee Reserve Balance	\$0	\$0	\$0	\$0	\$0
Assessment of Potential for Compliance (check all that apply)	<input type="checkbox"/> Already in Compliance <input type="checkbox"/> Statute Change ² <input type="checkbox"/> Planned Fee Reduction ²				
	<input type="checkbox"/> Planned One-time Expenditure(s) ¹ <input type="checkbox"/> Planned Ongoing Expenditure(s) ² <input type="checkbox"/> Waiver ³				

1. This section is not required for funds outlined in 24-75-402 (5), C.R.S. (2007)
2. If plan is needed to meet compliance deadline, attach Form 9.B.
3. If pursuing a waiver, attach Form 9.C.

Cash Fund Narrative Information	
Purpose/Background of Fund	This fund was established approximately 12 years ago as a result of a court award. The award stipulated that these funds be used for legal services to the State Engineers office. Further additional dollars were deposited to pay for RMA NRDs assessment costs
Fee Sources	None
Non-Fee Sources	None
Long Bill Groups Supported by Fund	None
Non-appropriated Fund Obligations	None
Statutory or Other Restriction on Use of Fund	NRDs assessment costs and other NR related work
Revenue Drivers	None
Expenditure Drivers	CERCLA litigation or legal work by the State Engineer

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 148 - Natural Resources Custodial
 24-31-108(3), C.R.S.

Explanation of any Long-term Liability Funding Requirements	N/A
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Fund Expenditures Line Item Detail	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Division Name: N/A					
Line Item Name	\$0	\$0	\$0	\$0	\$0
Line Item Name	\$0	\$0	\$0	\$0	\$0
Line Item Name	\$0	\$0	\$0	\$0	\$0
Custodial Fund	\$138,307	\$26	\$26	\$26	\$26
Division Subtotal	\$138,307	\$26	\$26	\$26	\$26
TOTAL	\$138,307	\$26	\$26	\$26	\$26

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 14D - Mortgage Fraud Settlement Custodial
 24-31-108(3), C.R.S.

Available Liquid Cash Fund Balance	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Cash in Beginning Fund Balance ¹	\$0	\$2,703,852	\$20,235,411	\$14,235,411	\$8,235,411
Actual / Revenue	\$2,703,852	\$52,216,722	\$0	\$0	\$0
Actual / anticipated fees collections	\$0	\$0	\$0	\$0	\$0
Actual / anticipated cash transferred in	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other noncash assets converted to cash ²	\$0	\$0	\$0	\$0	\$0
Actual / Anticipated Cash Inflow During Fiscal Year	\$2,703,852	\$52,216,722	\$0	\$0	\$0
Actual Expenditure	\$0	\$34,685,163	\$6,000,000	\$6,000,000	\$6,000,000
Actual / anticipated cash used to pay short-term liabilities	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated debit service payments	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated loan issuances	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other uses of cash ³	\$0	\$0	\$0	\$0	\$0
Actual / Appropriated Cash Outflow During Fiscal Year	\$0	\$34,685,163	\$6,000,000	\$6,000,000	\$6,000,000
Available Liquid Fund Balance Prior to New Requests	\$2,703,852	\$20,235,411	\$14,235,411	\$8,235,411	\$2,235,411
Actual / Anticipated Liquid Fund Balance	\$2,703,852	\$20,235,411	\$14,235,411	\$8,235,411	\$2,235,411

1 - Include only cash - exclude all other assets such as, receivables, investments, prepaids, capital assets, accumulated depreciation, and all short-term and long-term liabilities

2 - Includes sales of capital assets, sales of investments, collections of loans, etc.

3 - Includes nonappropriated purchases of capital assets and investments, new prepaid expense recorded, etc.

Fee Levels (if applicable)	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
1. Fee Name	N/A	N/A	N/A	N/A	N/A
2. Fee Name	N/A	N/A	N/A	N/A	N/A
3. Fee Name	N/A	N/A	N/A	N/A	N/A

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 14D - Mortgage Fraud Settlement Custodial
 24-31-108(3), C.R.S.

Cash Fund Reserve Balance ¹	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Uncommitted Fee Reserve Balance (total reserve balance minus exempt assets and previously appropriated funds; calculated based on % of revenue from fees)	\$0	\$0	\$0	\$0	\$0
Target/Alternative Fee Reserve Balance (amount set in statute or 16.5% of total expenses)	N/A	N/A	N/A	N/A	N/A
Excess Uncommitted Fee Reserve Balance	\$0	\$0	\$0	\$0	\$0
Assessment of Potential for Compliance (check all that apply)	<input type="checkbox"/> Already in Compliance <input type="checkbox"/> Statute Change ² <input type="checkbox"/> Planned Fee Reduction ²				
	<input type="checkbox"/> Planned One-time Expenditure(s) ¹ <input type="checkbox"/> Planned Ongoing Expenditure(s) ² <input type="checkbox"/> Waiver ³				

1. This section is not required for funds outlined in 24-75-402 (5), C.R.S. (2007)
2. If plan is needed to meet compliance deadline, attach Form 9.B.
3. If pursuing a waiver, attach Form 9.C.

Cash Fund Narrative Information	
Purpose/Background of Fund	This fund was established in FY 12 as a result of a court award. The award stipulated that these funds be used for various mortgage efforts
Fee Sources	None
Non-Fee Sources	None
Long Bill Groups Supported by Fund	None
Non-appropriated Fund Obligations	None
Statutory or Other Restriction on Use of Fund	
Revenue Drivers	None
Expenditure Drivers	Contracts with various providers

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 14D - Mortgage Fraud Settlement Custodial
 24-31-108(3), C.R.S.

Explanation of any Long-term Liability Funding Requirements	N/A
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Fund Expenditures Line Item Detail	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Division Name: N/A					
Custodial Fund	\$0	\$34,685,163	\$6,000,000	\$6,000,000	\$6,000,000
Division Subtotal	\$0	\$34,685,163	\$6,000,000	\$6,000,000	\$6,000,000
TOTAL	\$0	\$34,685,163	\$6,000,000	\$6,000,000	\$6,000,000

Schedule 9A: Cash Funds Reports
Department of Law
FY 2014-15 Budget Request
Fund 14P - POST Custodial
24-31-108(3), C.R.S.

Available Liquid Cash Fund Balance	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Cash in Beginning Fund Balance ¹	\$4,434	\$4,477	\$13	\$0	\$0
Actual / anticipated accounts receivable collections	\$0	\$0	\$0	\$0	\$0
Actual / anticipated fees collections	\$0	\$0	\$0	\$0	\$0
Actual / anticipated cash transferred in	\$43	\$29	\$0	\$0	\$0
Actual / anticipated other noncash assets converted to cash ²	\$0	\$0	\$0	\$0	\$0
Actual / Anticipated Cash Inflow During Fiscal Year	\$43	\$29	\$0	\$0	\$0
Actual / appropriated / projected cash expenditures	\$0	\$4,493	\$13	\$0	\$0
Actual / anticipated cash used to pay short-term liabilities	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated debit service payments	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated loan issuances	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other uses of cash ³	\$0	\$0	\$0	\$0	\$0
Actual / Appropriated Cash Outflow During Fiscal Year	\$0	\$4,493	\$13	\$0	\$0
Available Liquid Fund Balance Prior to New Requests	\$4,477	\$13	\$0	\$0	\$0
Decision Item #1 - "Sample A"	N/A	N/A	N/A	\$0	\$0
Decision Item #2 - "Sample B"	N/A	N/A	N/A	\$0	\$0
Change Requests Using Liquid Assets	N/A	N/A	N/A	\$0	\$0
Actual / Anticipated Liquid Fund Balance	\$4,477	\$13	\$0	\$0	\$0

1 - Include only cash - exclude all other assets such as, receivables, investments, prepaids, capital assets, accumulated depreciation, and all short-term and long-term liabilities

2 - Includes sales of capital assets, sales of investments, collections of loans, etc.

3 - Includes nonappropriated purchases of capital assets and investments, new prepaid expense recorded, etc.

Fee Levels (if applicable)	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
1. Fee Name	N/A	N/A	N/A	N/A	N/A
2. Fee Name	N/A	N/A	N/A	N/A	N/A
3. Fee Name	N/A	N/A	N/A	N/A	N/A

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 14P - POST Custodial
 24-31-108(3), C.R.S.

Cash Fund Reserve Balance ¹	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Uncommitted Fee Reserve Balance (total reserve balance minus exempt assets and previously appropriated funds; calculated based on % of revenue from fees)	\$0	\$0	\$0	\$0	\$0
Target/Alternative Fee Reserve Balance (amount set in statute or 16.5% of total expenses)	N/A	N/A	N/A	N/A	N/A
Excess Uncommitted Fee Reserve Balance	\$0	\$0	\$0	\$0	\$0
Assessment of Potential for Compliance (check all that apply)	<input type="checkbox"/> Already in Compliance <input type="checkbox"/> Statute Change ² <input type="checkbox"/> Planned Fee Reduction ²				
	<input type="checkbox"/> Planned One-time Expenditure(s) ¹ <input type="checkbox"/> Planned Ongoing Expenditure(s) ² <input type="checkbox"/> Waiver ³				

1. This section is not required for funds outlined in 24-75-402 (5), C.R.S. (2007)
2. If plan is needed to meet compliance deadline, attach Form 9.B.
3. If pursuing a waiver, attach Form 9.C.

Cash Fund Narrative Information	
Purpose/Background of Fund	Support regionalized training of Peace Officers
Fee Sources	N/A
Non-Fee Sources	Court award from US District Court
Long Bill Groups Supported by Fund	None
Non-appropriated Fund Obligations	N/A
Statutory or Other Restriction on Use of Fund	N/A
Revenue Drivers	N/A
Expenditure Drivers	N/A

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 14P - POST Custodial
 24-31-108(3), C.R.S.

Explanation of any Long-term Liability Funding Requirements	N/A
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Fund Expenditures Line Item Detail	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Division Name: None					
Post Custodial Funds	\$0	\$0	\$0	\$0	\$0
Line Item Name	\$0	\$0	\$0	\$0	\$0
Division Subtotal	\$0	\$4,493	\$0	\$0	\$0
TOTAL	\$0	\$4,493	\$0	\$0	\$0

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 150 - Collection Agency Board
 12-14-136, C.R.S.

Available Liquid Cash Fund Balance	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Cash in Beginning Fund Balance ¹	\$156,956	\$86,341	\$104,201	\$77,647	\$54,591
Actual / anticipated accounts receivable collections	\$0	\$0	\$0	\$0	\$0
Actual / anticipated fees collections	\$415,331	\$533,739	\$560,425	\$593,479	\$615,648
Actual / anticipated cash transferred in	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other noncash assets converted to cash ²	\$0	\$0	\$0	\$0	\$0
Actual / Anticipated Cash Inflow During Fiscal Year	\$415,331	\$533,739	\$560,425	\$593,479	\$615,648
Actual Expenditure	\$485,946	515,878	\$586,980	\$616,534	\$616,534
Actual / anticipated cash used to pay short-term liabilities	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated debit service payments	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated loan issuances	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other uses of cash ³	\$0	\$0	\$0	\$0	\$0
Actual / Appropriated Cash Outflow During Fiscal Year	\$485,946	\$515,878	\$586,980	\$616,534	\$616,534
Available Liquid Fund Balance Prior to New Requests	\$86,341	\$104,201	\$77,647	\$54,591	\$53,705
Change Requests Using Liquid Assets	N/A	N/A	N/A	\$0	\$0
Actual / Anticipated Liquid Fund Balance	\$86,341	\$104,201	\$77,647	\$54,591	\$53,705

1 - Include only cash - exclude all other assets such as, receivables, investments, prepaids, capital assets, accumulated depreciation, and all short-term and long-term liabilities

2 - Includes sales of capital assets, sales of investments, collections of loans, etc.

3 - Includes nonappropriated purchases of capital assets and investments, new prepaid expense recorded, etc.

Fee Levels (if applicable)	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
1. Business Registration	\$412,050	\$530,800	\$554,225	\$587,479	\$609,648
2. Other Fines	N/A	N/A	N/A	N/A	N/A
3. Interest Income	\$3,281	\$2,939	\$6,200	\$6,000	\$6,000

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 150 - Collection Agency Board
 12-14-136, C.R.S.

Cash Fund Reserve Balance ¹	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Uncommitted Fee Reserve Balance (total reserve balance minus exempt assets and previously appropriated funds; calculated based on % of revenue from fees)	\$83,061	\$101,262	\$77,647	\$48,591	\$47,705
Target/Alternative Fee Reserve Balance (amount set in statute or 16.5% of total expenses)	\$80,181	\$85,120	\$96,852	\$101,728	\$101,728
Excess Uncommitted Fee Reserve Balance	\$2,880	\$16,143	(\$19,205)	(\$47,137)	(\$48,023)
Assessment of Potential for Compliance (check all that apply)	<input type="checkbox"/> Already in Compliance <input type="checkbox"/> Statute Change ² <input type="checkbox"/> Planned Fee Reduction ²				
	<input type="checkbox"/> Planned One-time Expenditure(s) ¹ <input checked="" type="checkbox"/> Planned Ongoing Expenditure(s) ² <input type="checkbox"/> Waiver ³				

1. This section is not required for funds outlined in 24-75-402 (5), C.R.S. (2007)
2. If plan is needed to meet compliance deadline, attach Form 9.B.
3. If pursuing a waiver, attach Form 9.C.

Cash Fund Narrative Information	
Purpose/Background of Fund	Fund regulation and the licensing of collection agencies to protect the public from illegal and oppressive collection practices.
Fee Sources	Investigation Fee \$300, Renewal Fee \$500, and License Fee \$1,000
Non-Fee Sources	Penalites, Interest
Long Bill Groups Supported by Fund	Collection Agency Board
Non-appropriated Fund Obligations	None
Statutory or Other Restriction on Use of Fund	Only fund activities of the Collection Agency Board
Revenue Drivers	Economy - With a weak economy and relatively minimal entrance requirements, more individuals enter the collection business.
Expenditure Drivers	As the number of licensees grow, the number of complaints, investigation and disciplinary action grow. Expenditure should keep pace with this growth.

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 150 - Collection Agency Board
 12-14-136, C.R.S.

Explanation of any Long-term Liability Funding Requirements	N/A
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Fund Expenditures Line Item Detail	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Division Name: ADMINISTRATION					
Treasurer	\$0	\$362	\$362	\$362	\$362
Division Subtotal	\$0	\$362	\$362	\$362	\$362
Division Name: CONSUMER PROTECTION & ANTI-TRUST					
Collection Agency Board	\$417,724	\$447,294	\$509,178	\$537,678	\$537,678
Indirect Costs	\$68,222	\$68,222	\$77,440	\$78,494	\$78,494
Division Subtotal	\$485,946	\$515,516	\$586,618	\$616,172	\$616,172
Division Name: SPECIAL PURPOSE					
	\$0	\$0	\$0	\$0	\$0
Division Subtotal	\$0	\$0	\$0	\$0	\$0
TOTAL	\$485,946	\$515,878	\$586,980	\$616,534	\$616,534

Schedule 9A: Cash Funds Reports
Department of Law
FY 2014-15 Budget Request
Fund 151 - Uniform Consumer Credit Code
5-6-204, C.R.S.

Available Liquid Cash Fund Balance	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Cash in Beginning Fund Balance ¹	\$499,262	\$635,540	\$4,407	\$37,905	\$45,027
Actual / anticipated accounts receivable collections	\$0	\$0	\$0	\$0	\$0
Actual / anticipated fees collections	\$1,484,755	\$938,703	\$1,742,000	\$1,786,000	\$1,811,000
Actual / anticipated cash transferred in	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other noncash assets converted to cash ²	\$0	\$0	\$0	\$0	\$0
Actual / Anticipated Cash Inflow During Fiscal Year	\$1,484,755	\$938,703	\$1,742,000	\$1,786,000	\$1,811,000
Actual / appropriated / projected cash expenditures	\$1,348,477	\$1,569,837	\$1,708,502	\$1,778,878	\$1,778,878
Actual / anticipated cash used to pay short-term liabilities	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated debit service payments	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated loan issuances	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other uses of cash ³	\$0	\$0	\$0	\$0	\$0
Actual / Appropriated Cash Outflow During Fiscal Year	\$1,348,477	\$1,569,837	\$1,708,502	\$1,778,878	\$1,778,878
Available Liquid Fund Balance Prior to New Requests	\$635,540	\$4,407	\$37,905	\$45,027	\$77,149
Decision Item #1 - "Sample A"	N/A	N/A	N/A	\$0	\$0
Decision Item #2 - "Sample B"	N/A	N/A	N/A	\$0	\$0
Change Requests Using Liquid Assets	N/A	N/A	N/A	\$0	\$0
Actual / Anticipated Liquid Fund Balance	\$635,540	\$4,407	\$37,905	\$45,027	\$77,149

1 - Include only cash - exclude all other assets such as, receivables, investments, prepaids, capital assets, accumulated depreciation, and all short-term and long-term liabilities

2 - Includes sales of capital assets, sales of investments, collections of loans, etc.

3 - Includes nonappropriated purchases of capital assets and investments, new prepaid expense recorded, etc.

Fee Levels (if applicable)	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
1. Business Registration	\$1,386,677	\$929,204	\$1,700,000	\$1,775,000	\$1,800,000
2. Other Fines/Forfeitures	\$67,596	\$4,000	\$36,000	\$5,000	\$5,000
3. Interest Income	\$7,009	\$5,499	\$6,000	\$6,000	\$6,000

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 151 - Uniform Consumer Credit Code
 5-6-204, C.R.S.

Cash Fund Reserve Balance ¹	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Uncommitted Fee Reserve Balance (total reserve balance minus exempt assets and previously appropriated funds; calculated based on % of revenue from fees)	\$628,531	\$4,407	\$37,905	\$45,027	\$77,149
Target/Alternative Fee Reserve Balance (amount set in statute or 16.5% of total expenses) 33% per HB09-1141	\$444,997	\$518,046	\$563,806	\$587,030	\$587,030
Excess Uncommitted Fee Reserve Balance	\$183,534	(\$513,639)	(\$525,901)	(\$542,003)	(\$509,881)
Assessment of Potential for Compliance (check all that apply)	<input type="checkbox"/> Already in Compliance <input type="checkbox"/> Statute Change ² <input type="checkbox"/> Planned Fee Reduction ² <input type="checkbox"/> Planned One-time Expenditure(s) ¹ <input type="checkbox"/> Planned Ongoing Expenditure(s) ² <input type="checkbox"/> Waiver ³				

1. This section is not required for funds outlined in 24-75-402 (5), C.R.S. (2007)

2. If plan is needed to meet compliance deadline, attach Form 9.B.

3. If pursuing a waiver, attach Form 9.C.

Cash Fund Narrative Information	
Purpose/Background of Fund	Fund regulating and licensing of lenders and creditors issuing consumer credit and engaging in debt management and credit repair to protect the public from illegal practices and ensure compliance with the law.
Fee Sources	Business Registrations: Supervised Lender License \$750; Supervised lender Branch License \$750; UCCC Notification Fee \$100; UCCC Volume Fee \$25 per \$100,000; Rent to Own Notification Fee: \$100
Non-Fee Sources	Fines and Forfeits
Long Bill Groups Supported by Fund	Department of Law - CP & Anti-Trust - Uniform Consumer Credit Code
Non-appropriated Fund Obligations	None
Statutory or Other Restriction on Use of Fund	Only for UCCC
Revenue Drivers	Economy and legislation. The availability of credit on the commercial and investment markets impacts whether lenders offer consumer credit. Reductions in mortgage credit will reduce revenue as will consolidations. In addition, any legislation that limits payday lending can reduce revenue. However, lenders that extend their own funds may continue to grow.
Expenditure Drivers	More licensees and creditors operate online to try to avoid state regulation and the number of complaints, investigations and disciplinary actions grow. Expenditures should keep pace with growth.

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 151 - Uniform Consumer Credit Code
 5-6-204, C.R.S.

Explanation of any Long-term Liability Funding Requirements	Legislation was passed in 2009 (HB09-1041) that raised the statutory lid on fees and increase fund balance maximum to 33%.
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Fund Expenditures Line Item Detail	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Division Name: Consumer Protection & Anti-Trust					
Consumer Credit Unit line	\$1,193,427	\$1,389,386	\$1,518,315	\$1,586,110	\$1,586,110
Indirect Costs	\$155,050	\$179,858	\$189,594	\$192,175	\$192,175
Division Subtotal	\$1,348,477	\$1,569,244	\$1,707,909	\$1,778,285	\$1,778,285
Division Name: Administration					
Treasurer	\$0	\$593	\$593	\$593	\$593
Division Subtotal	\$0	\$593	\$593	\$593	\$593
TOTAL	\$1,348,477	\$1,569,837	\$1,708,502	\$1,778,878	\$1,778,878

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 16B - UCCC Custodial
 24-31-108(3), C.R.S.

Available Liquid Cash Fund Balance	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Cash in Beginning Fund Balance ¹	\$705,653	\$904,908	\$720,427	\$775,427	\$830,427
Actual / anticipated accounts receivable collections	\$0	\$0	\$0	\$0	\$0
Actual / anticipated fees collections	\$0	\$0	\$0	\$0	\$0
Actual / anticipated cash transferred in	\$448,066	\$261,033	\$85,000	\$85,000	\$85,000
Actual / anticipated other noncash assets converted to cash ²	\$0	\$0	\$0	\$0	\$0
Actual / Anticipated Cash Inflow During Fiscal Year	\$448,066	\$261,033	\$85,000	\$85,000	\$85,000
Actual / appropriated / projected cash expenditures	\$248,811	445,514	\$30,000	\$30,000	\$30,000
Actual / anticipated cash used to pay short-term liabilities	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated debit service payments	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated loan issuances	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other uses of cash ³	\$0	\$0	\$0	\$0	\$0
Actual / Appropriated Cash Outflow During Fiscal Year	\$248,811	\$445,514	\$30,000	\$30,000	\$30,000
Available Liquid Fund Balance Prior to New Requests	\$904,908	\$720,427	\$775,427	\$830,427	\$885,427
Decision Item #1 - "Sample A"	N/A	N/A	N/A	\$0	\$0
Decision Item #2 - "Sample B"	N/A	N/A	N/A	\$0	\$0
Change Requests Using Liquid Assets	N/A	N/A	N/A	\$0	\$0
Actual / Anticipated Liquid Fund Balance	\$904,908	\$720,427	\$775,427	\$830,427	\$885,427

1 - Include only cash - exclude all other assets such as, receivables, investments, prepaids, capital assets, accumulated depreciation, and all short-term and long-term liabilities

2 - Includes sales of capital assets, sales of investments, collections of loans, etc.

3 - Includes nonappropriated purchases of capital assets and investments, new prepaid expense recorded, etc.

Fee Levels (if applicable)	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
1. Fee Name	N/A	N/A	N/A	N/A	N/A
2. Fee Name	N/A	N/A	N/A	N/A	N/A
3. Fee Name	N/A	N/A	N/A	N/A	N/A

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 16B - UCCC Custodial
 24-31-108(3), C.R.S.

Cash Fund Reserve Balance ¹	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Uncommitted Fee Reserve Balance (total reserve balance minus exempt assets and previously appropriated funds; calculated based on % of revenue from fees)	\$0	\$0	\$0	\$0	\$0
Target/Alternative Fee Reserve Balance (amount set in statute or 16.5% of total expenses)	N/A	N/A	N/A	N/A	N/A
Excess Uncommitted Fee Reserve Balance	\$0	\$0	\$0	\$0	\$0
Assessment of Potential for Compliance (check all that apply)	<input type="checkbox"/> Already in Compliance <input type="checkbox"/> Statute Change ² <input type="checkbox"/> Planned Fee Reduction ²				
	<input type="checkbox"/> Planned One-time Expenditure(s) ¹ <input type="checkbox"/> Planned Ongoing Expenditure(s) ² <input type="checkbox"/> Waiver ³				

1. This section is not required for funds outlined in 24-75-402 (5), C.R.S. (2007)
2. If plan is needed to meet compliance deadline, attach Form 9.B.
3. If pursuing a waiver, attach Form 9.C.

Cash Fund Narrative Information	
Purpose/Background of Fund	Providing moneys for educational purposes in the areas of consumer credit and lending and consumer protection enforcement efforts involving credit and lending.
Fee Sources	N/A
Non-Fee Sources	Custodial Awards
Long Bill Groups Supported by Fund	Consumer Protection & Anti-Trust
Non-appropriated Fund Obligations	None
Statutory or Other Restriction on Use of Fund	None
Revenue Drivers	Disciplinary and legal actions to correct UCCC violations discovered in compliance examinations or through consumer complaints.
Expenditure Drivers	None
Explanation of any Long-term Liability Funding Requirements	N/A

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 16B - UCCC Custodial
 24-31-108(3), C.R.S.

Fund Expenditures Line Item Detail	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Division Name: Consumer Protection					
Consumer Protection & Anti-Trust	\$80,000	\$82,655		\$0	\$0
CP Indirect Costs	\$12,404	\$12,404		\$0	\$0
Division Subtotal	\$92,404	\$95,059	\$0	\$0	\$0
Division Name: Custodial Fund					
Custodial Fund	\$156,407	\$350,455	\$30,000	\$30,000	\$30,000
Division Subtotal	\$156,407	\$350,455	\$30,000	\$30,000	\$30,000
TOTAL	\$248,811	\$445,514	\$30,000	\$30,000	\$30,000

Schedule 9A: Cash Funds Reports
Department of Law
FY 2014-15 Budget Request
Fund 16Z- Insurance Fraud
24-31-104.5 (2), C.R.S.

Available Liquid Cash Fund Balance	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Cash in Beginning Fund Balance ¹	\$79,612	\$110,244	\$4,984	\$194,076	\$258,755
Actual / anticipated accounts receivable collections	\$0	\$0	\$0	\$0	\$0
Actual / anticipated fees collections	\$0	\$0	\$0	\$0	\$0
Actual / anticipated cash transferred in	\$874,178	\$1,262,415	\$1,763,024	\$1,693,103	\$1,627,499
Actual / anticipated other noncash assets converted to cash ²	\$0	\$0	\$0	\$0	\$0
Actual / Anticipated Cash Inflow During Fiscal Year	\$874,178	\$1,262,415	\$1,763,024	\$1,693,103	\$1,627,499
Actual / appropriated / projected cash expenditures	\$843,547	\$1,367,675	\$1,573,932	\$1,628,424	\$1,628,424
Actual / anticipated cash used to pay short-term liabilities	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated debit service payments	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated loan issuances	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other uses of cash ³	\$0	\$0	\$0	\$0	\$0
Actual / Appropriated Cash Outflow During Fiscal Year	\$843,547	\$1,367,675	\$1,573,932	\$1,628,424	\$1,628,424
Available Liquid Fund Balance Prior to New Requests	\$110,244	\$4,984	\$194,076	\$258,755	\$257,830
	N/A	N/A	N/A	\$0	
	N/A	N/A	N/A	\$0	\$0
Change Requests Using Liquid Assets	N/A	N/A	N/A	\$0	\$0
Actual / Anticipated Liquid Fund Balance	\$110,244	\$4,984	\$194,076	\$258,755	\$257,830

1 - Include only cash - exclude all other assets such as, receivables, investments, prepaids, capital assets, accumulated depreciation, and all short-term and long-term liabilities

2 - Includes sales of capital assets, sales of investments, collections of loans, etc.

3 - Includes nonappropriated purchases of capital assets and investments, new prepaid expense recorded, etc.

Fee Levels (if applicable)	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Insurance Fraud Annual Fee	\$860,185	\$860,185	\$1,760,524	\$1,690,103	\$1,622,499
Intrest	\$1,646	\$1,646	\$2,500	\$3,000	\$5,000
3. Fee Name	N/A	N/A	N/A	N/A	N/A

Cash Fund Reserve Balance ¹	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Uncommitted Fee Reserve Balance (total reserve balance minus exempt assets and previously appropriated funds; calculated based on % of revenue from fees)	\$110,244	\$4,984	\$194,076	\$258,755	\$257,830
Target/Alternative Fee Reserve Balance (amount set in statute or 16.5% of total expenses)	\$139,185	\$225,666	\$259,699	\$268,690	\$268,690
Excess Uncommitted Fee Reserve Balance	(\$28,942)	(\$220,683)	(\$65,623)	(\$9,935)	(\$10,860)
Assessment of Potential for Compliance (check all that apply)	<input checked="" type="checkbox"/> Already in Compliance <input type="checkbox"/> Statute Change ² <input type="checkbox"/> Planned Fee Reduction ² <input type="checkbox"/> Planned One-time Expenditure(s) ¹ <input type="checkbox"/> Planned Ongoing Expenditure(s) ² <input type="checkbox"/> Waiver ³				

1. This section is not required for funds outlined in 24-75-402 (5), C.R.S. (2007)

2. If plan is needed to meet compliance deadline, attach Form 9.B.

3. If pursuing a waiver, attach Form 9.C.

Cash Fund Narrative Information	
Purpose/Background of Fund	Providing moneys for educational purposes in the areas of consumer credit and lending and
Fee Sources	\$535 or \$2,165 fee based on previous year insurance premiums
Non-Fee Sources	Interest
Long Bill Groups Supported by Fund	Special Prosecution
Non-appropriated Fund Obligations	None
Statutory or Other Restriction on Use of Fund	None
Revenue Drivers	Number of insurance providers registering to be able to do business in the state
Expenditure Drivers	Expenses associated with salaries, state paid benefits, and associated operating costs
Explanation of any Long-term Liability Funding Requirements	N/A

Fund Expenditures Line Item Detail	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Division Name: Criminal Justice and Appellate					
Special Prosecutions Unit	\$746,796	\$1,238,656	\$1,404,365	\$1,456,549	\$1,456,549
Indirect Cost Assessment	\$96,751	\$129,002	\$169,567	\$171,875	\$171,875
Division Subtotal	\$843,547	\$1,367,658	\$1,573,932	\$1,628,424	\$1,628,424
Division Name:					
Treasury		\$17			
TOTAL	\$843,547	\$1,367,675	\$1,573,932	\$1,628,424	\$1,628,424

Schedule 9A: Cash Funds Reports
Department of Law
FY 2014-15 Budget Request
Fund 19A - CAB Custodial
24-31-108(3), C.R.S.

Available Liquid Cash Fund Balance	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Cash in Beginning Fund Balance ¹	\$175,216	\$248,351	\$435,366	\$472,366	\$509,366
Actual / anticipated accounts receivable collections	\$0	\$0	\$0	\$0	\$0
Actual / anticipated fees collections	\$0	\$0	\$0	\$0	\$0
Actual / anticipated cash transferred in	\$80,189	\$210,336	\$45,000	\$45,000	\$45,000
Actual / anticipated other noncash assets converted to cash ²	\$0	\$0	\$0	\$0	\$0
Actual / Anticipated Cash Inflow During Fiscal Year	\$80,189	\$210,336	\$45,000	\$45,000	\$45,000
Actual / appropriated / projected cash expenditures	\$7,053	\$23,321	\$8,000	\$8,000	\$8,000
Actual / anticipated cash used to pay short-term liabilities	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated debit service payments	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated loan issuances	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other uses of cash ³	\$0	\$0	\$0	\$0	\$0
Actual / Appropriated Cash Outflow During Fiscal Year	\$7,053	\$23,321	\$8,000	\$8,000	\$8,000
Available Liquid Fund Balance Prior to New Requests	\$248,351	\$435,366	\$472,366	\$509,366	\$546,366
Decision Item #1 - "Sample A"	N/A	N/A	N/A	\$0	\$0
Decision Item #2 - "Sample B"	N/A	N/A	N/A	\$0	\$0
Change Requests Using Liquid Assets	N/A	N/A	N/A	\$0	\$0
Actual / Anticipated Liquid Fund Balance	\$248,351	\$435,366	\$472,366	\$509,366	\$546,366

1 - Include only cash - exclude all other assets such as, receivables, investments, prepaids, capital assets, accumulated depreciation, and all short-term and long-term liabilities

2 - Includes sales of capital assets, sales of investments, collections of loans, etc.

3 - Includes nonappropriated purchases of capital assets and investments, new prepaid expense recorded, etc.

Fee Levels (if applicable)	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
1. Fee Name	N/A	N/A	N/A	N/A	N/A
2. Fee Name	N/A	N/A	N/A	N/A	N/A
3. Fee Name	N/A	N/A	N/A	N/A	N/A

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 19A - CAB Custodial
 24-31-108(3), C.R.S.

Cash Fund Reserve Balance ¹	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Uncommitted Fee Reserve Balance (total reserve balance minus exempt assets and previously appropriated funds; calculated based on % of revenue from fees)	\$0	\$0	\$0	\$0	\$0
Target/Alternative Fee Reserve Balance (amount set in statute or 16.5% of total expenses)	N/A	N/A	N/A	N/A	N/A
Excess Uncommitted Fee Reserve Balance	\$0	\$0	\$0	\$0	\$0
Assessment of Potential for Compliance (check all that apply)	<input type="checkbox"/> Already in Compliance <input type="checkbox"/> Statute Change ² <input type="checkbox"/> Planned Fee Reduction ²				
	<input type="checkbox"/> Planned One-time Expenditure(s) ¹ <input type="checkbox"/> Planned Ongoing Expenditure(s) ² <input type="checkbox"/> Waiver ³				

1. This section is not required for funds outlined in 24-75-402 (5), C.R.S. (2007)
2. If plan is needed to meet compliance deadline, attach Form 9.B.
3. If pursuing a waiver, attach Form 9.C.

Cash Fund Narrative Information	
Purpose/Background of Fund	Providing moneys for education purposes in the area of fair debt collection and consumer protection enforcement efforts involving the Colorado Fair Debt Collection Practices Act.
Fee Sources	N/A
Non-Fee Sources	Custodial Awards.
Long Bill Groups Supported by Fund	None
Non-appropriated Fund Obligations	None
Statutory or Other Restriction on Use of Fund	None
Revenue Drivers	Disciplinary and legal actions to remedy violations of the Colorado Fair Debt Collection Practices Act discovered in investigation consumer complaints.
Expenditure Drivers	None

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 19A - CAB Custodial
 24-31-108(3), C.R.S.

Explanation of any Long-term Liability Funding Requirements	N/A
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Fund Expenditures Line Item Detail	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Division Name: N/A					
Line Item Name	\$0	\$0	\$0	\$0	\$0
Line Item Name	\$0	\$0	\$0	\$0	\$0
Line Item Name	\$0	\$0	\$0	\$0	\$0
Custodial Fund	\$7,053	\$23,321	\$8,000	\$8,000	\$8,000
Division Subtotal	\$7,053	\$23,321	\$8,000	\$8,000	\$8,000
TOTAL	\$7,053	\$23,321	\$8,000	\$8,000	\$8,000

Schedule 9A: Cash Funds Reports
Department of Law
FY 2014-15 Budget Request
Fund 26Q- Legal Services Cash Fund
24-31-108(2.5), C.R.S.

Available Liquid Cash Fund Balance	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Cash in Beginning Fund Balance ¹	\$0	\$0	\$16	\$200,016	\$800,016
Actual / Revenue	\$0	\$26,526,082	\$35,362,792	\$36,967,348	\$36,867,348
Actual / anticipated fees collections	\$0	\$0	\$0	\$0	\$0
Actual / anticipated cash transferred in	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other noncash assets converted to cash ²	\$0	\$0	\$0	\$0	\$0
Actual / Anticipated Cash Inflow During Fiscal Year	\$0	\$26,526,082	\$35,362,792	\$36,967,348	\$36,867,348
Actual Expenditure	\$0	\$26,526,066	\$35,162,792	\$36,367,348	\$36,367,348
Actual / anticipated cash used to pay short-term liabilities	\$0		\$0	\$0	\$0
Actual / anticipated nonappropriated debit service payments	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated loan issuances	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other uses of cash ³	\$0	\$0	\$0	\$0	\$0
Actual / Appropriated Cash Outflow During Fiscal Year	\$0	\$26,526,066	\$35,162,792	\$36,367,348	\$36,367,348
Available Liquid Fund Balance Prior to New Requests	\$0	\$16	\$200,016	\$800,016	\$1,300,016
Actual / Anticipated Liquid Fund Balance	\$0	\$16	\$200,016	\$800,016	\$1,300,016

1 - Include only cash - exclude all other assets such as, receivables, investments, prepaids, capital assets, accumulated depreciation, and all short-term and long-term liabilities

2 - Includes sales of capital assets, sales of investments, collections of loans, etc.

3 - Includes nonappropriated purchases of capital assets and investments, new prepaid expense recorded, etc.

Fee Levels (if applicable)	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Attorney hourly Rate	N/A	\$79.87	\$94.95	\$97.80	\$97.80
Legal Assistant Hourly Rate	N/A	\$64.79	\$70.86	\$72.99	\$72.99
3. Fee Name	N/A	N/A	N/A	N/A	N/A

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 26Q- Legal Services Cash Fund
 24-31-108(2.5), C.R.S.

Cash Fund Reserve Balance ¹	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2013-14	FY 2014-15
Uncommitted Fee Reserve Balance (total reserve balance minus exempt assets and previously appropriated funds; calculated based on % of revenue from fees)	\$0	\$16	\$200,016	\$800,016	\$1,300,016
Target/Alternative Fee Reserve Balance (amount set in statute or 16.5% of total expenses)	N/A	\$4,376,801	\$5,801,861	\$6,000,612	\$6,000,612
Excess Uncommitted Fee Reserve Balance	\$0	(\$4,376,785)	(\$5,601,845)	(\$5,200,596)	(\$4,700,596)
Assessment of Potential for Compliance (check all that apply)	<input type="checkbox"/> Already in Compliance <input type="checkbox"/> Statute Change ² <input type="checkbox"/> Planned Fee Reduction ²				
	<input type="checkbox"/> Planned One-time Expenditure(s) ¹ <input type="checkbox"/> Planned Ongoing Expenditure(s) ² <input type="checkbox"/> Waiver ³				

1. This section is not required for funds outlined in 24-75-402 (5), C.R.S. (2007)

2. If plan is needed to meet compliance deadline, attach Form 9.B.

3. If pursuing a waiver, attach Form 9.C.

Cash Fund Narrative Information	
Purpose/Background of Fund	This fund accomodates all the revenues and expenses associated with providing legal representation to client agencies
Fee Sources	Fees are long bill established hourly rates charged by attorneys and legal assistants
Non-Fee Sources	Interest
Long Bill Groups Supported by Fund	Legal Services to State Agencies
Non-appropriated Fund Obligations	None
Statutory or Other Restriction on Use of Fund	None
Revenue Drivers	Hourly rates. FY 15 Fee estimated at 3% greater than FY 14 fees based solely on budget estimates
Expenditure Drivers	personal service and operating costs and some litigation expenses

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 26Q- Legal Services Cash Fund
 24-31-108(2.5), C.R.S.

Explanation of any Long-term Liability Funding Requirements	N/A
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Fund Expenditures Line Item Detail	Actual	Actual	Estimated	Request	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Division Name: Legal Services to State Agencies					
Personal Services	\$0	\$21,666,059	\$28,034,975	\$29,069,191	\$29,069,191
Operating	\$0	\$1,909,096	\$3,863,325	\$3,968,926	\$3,968,926
Indirect Expenses	\$0	\$2,950,911	\$3,264,492	\$3,329,231	\$3,329,231
Litigation, Management and Technology	\$0	\$0	\$0	\$0	\$0
Treasury	\$0				
TOTAL	\$0	\$26,526,066	\$35,162,792	\$36,367,348	\$36,367,348

Schedule 9A: Cash Funds Reports
Department of Law
FY 2014-15 Budget Request
Fund 296 - Peace Officer Standard & Training Board
24-31-301 to 24-31-307, C.R.S.

Available Liquid Cash Fund Balance	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Cash in Beginning Fund Balance ¹	\$645,306	\$811,749	\$997,680	\$633,109	\$239,523
Actual / anticipated accounts receivable collections	\$0	\$0	\$0	\$0	\$0
Actual / anticipated fees collections	\$2,866,245	2,859,766	\$2,888,364	\$2,917,247	\$2,946,420
Actual / anticipated cash transferred in	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other noncash assets converted to cash ²	\$0	\$0	\$0	\$0	\$0
Actual / Anticipated Cash Inflow During Fiscal Year	\$2,866,245	\$2,859,766	\$2,888,364	\$2,917,247	\$2,946,420
Actual / appropriated / projected cash expenditures	\$2,699,803	\$2,673,834	\$3,252,934	\$3,310,834	\$3,010,834
Actual / anticipated cash used to pay short-term liabilities	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated debit service payments	\$0	\$0	\$0	\$0	\$0
Actual / anticipated nonappropriated loan issuances	\$0	\$0	\$0	\$0	\$0
Actual / anticipated other uses of cash ³	\$0	\$0	\$0	\$0	\$0
Actual / Appropriated Cash Outflow During Fiscal Year	\$2,699,803	\$2,673,834	\$3,252,934	\$3,310,834	\$3,010,834
Available Liquid Fund Balance Prior to New Requests	\$811,749	\$997,680	\$633,109	\$239,523	\$175,109
Decision Item #1 - "Sample A"	N/A	N/A	N/A	\$0	\$0
Decision Item #2 - "Sample B"	N/A	N/A	N/A	\$0	\$0
Change Requests Using Liquid Assets	N/A	N/A	N/A	\$0	\$0
Actual / Anticipated Liquid Fund Balance	\$811,749	\$997,680	\$633,109	\$239,523	\$175,109

1 - Include only cash - exclude all other assets such as, receivables, investments, prepaids, capital assets, accumulated depreciation, and all short-term and long-term liabilities

2 - Includes sales of capital assets, sales of investments, collections of loans, etc.

3 - Includes nonappropriated purchases of capital assets and investments, new prepaid expense recorded, etc.

Fee Levels (if applicable)	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
1. Additional Motor Vehicle Registration Fee	\$2,661,454	\$2,708,606	\$2,756,593	\$2,805,430	\$2,855,132
2. Professional/Occupational Licenses	\$124,510	\$144,830	\$125,000	\$125,000	\$120,000
3. Certification/Inspections fee	\$875	\$850	\$1,000	\$1,000	\$1,000
4. Sale of Publications & Maps	\$5,815	\$5,480	\$5,000	\$5,000	\$5,000
5. Reimbursement Prior YR Exp	\$73,591	\$0	\$0	\$0	\$0

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 296 - Peace Officer Standard & Training Board
 24-31-301 to 24-31-307, C.R.S.

Cash Fund Reserve Balance ¹	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Uncommitted Fee Reserve Balance (total reserve balance minus exempt assets and previously appropriated funds; calculated based on % of revenue from fees)	\$811,749	\$997,680	\$633,109	\$239,523	\$175,109
Target/Alternative Fee Reserve Balance (amount set in statute or 16.5% of total expenses) (NA Fees established in Statute . Shown for Info only)	\$445,467	\$441,183	\$536,734	\$546,288	\$496,788
Excess Uncommitted Fee Reserve Balance	\$366,281	\$556,497	\$96,375	(\$306,765)	(\$321,679)
Assessment of Potential for Compliance (check all that apply)	<input type="checkbox"/> Already in Compliance <input type="checkbox"/> Statute Change ² <input type="checkbox"/> Planned Fee Reduction ² <input type="checkbox"/> Planned One-time Expenditure(s) ¹ <input checked="" type="checkbox"/> Planned Ongoing Expenditure(s) ² <input type="checkbox"/> Waiver ³				

1. This section is not required for funds outlined in 24-75-402 (5), C.R.S. (2007)
2. If plan is needed to meet compliance deadline, attach Form 9.B.
3. If pursuing a waiver, attach Form 9.C.

Cash Fund Narrative Information	
Purpose/Background of Fund	Funding the Peace Offices Standards and Training Board (POST Board). This program line must supports certified all Peace Offices in the State of Colorado.
Fee Sources	Certification Exam fees \$125/test; VIN Inspection fees \$25; Publication fees \$20; Motor Vehicle Registration fee : (\$.60) (FY10).
Non-Fee Sources	Sale of Publication regarding POST Certification including study guides, training manuals, etc.
Long Bill Groups Supported by Fund	(3) Criminal Justice and Appellate / (G) Peace Officers Standards and Training Board.
Non-appropriated Fund Obligations	None
Statutory or Other Restriction on Use of Fund	Funds can only be used to fund POST Board
Revenue Drivers	The number of examinations; number of motor vehicles registered.
Expenditure Drivers	Operational of the program line and money to fund the training grants

Schedule 9A: Cash Funds Reports
 Department of Law
 FY 2014-15 Budget Request
 Fund 296 - Peace Officer Standard & Training Board
 24-31-301 to 24-31-307, C.R.S.

Explanation of any Long-term Liability Funding Requirements	N/A
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Fund Expenditures Line Item Detail	Actual	Actual	Estimated	Requested	Projected
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Division Name: POST Board					
POST line item	\$2,612,975	\$2,587,006	\$3,159,472	\$3,216,100	\$2,916,100
Indirect Cost	\$86,828	\$86,828	\$93,462	\$94,734	\$94,734
Division Subtotal	\$2,699,803	\$2,673,834	\$3,252,934	\$3,310,834	\$3,010,834
	\$0	\$0	\$0	\$0	\$0
Division Subtotal	\$0	\$0	\$0	\$0	\$0
TOTAL	\$2,699,803	\$2,673,834	\$3,252,934	\$3,310,834	\$3,010,834

I) BACKGROUND INFORMATION: ADMINISTRATION UNIT

The Administration Division includes the following sections:

- *Office of the Attorney General*, which includes the Attorney General, Chief Deputy Attorney General, Solicitor General, Director of Legal Policy and Federal-State Issues, and associated administrative staff;
- *Human Resources*, which hires new employees, manages employee benefits, and consults with employees and managers regarding applicable state and federal personnel laws and regulations;
- *Financial Services*, which includes accounting, financial reporting, and payroll.
- *Budgeting*: Prepares the Department's budget and monitors expenditures and budget implementation
- *Information Technology Services*, which handles the Department's computer needs including maintenance, computer training, and operation of the Attorney General's website;

Business Operations and Litigation Support Unit (BOLS), provides litigation support including data and document handling. Additionally, this unit provides office wide support to space planning, workspace preparation, facility and security issues, small move assistance, fleet vehicle coordination, archive and destruction, court and courier service.

Administration Division appropriations fall into two categories:

- Appropriations that pay the actual cost of running the Division, such as salaries for the Attorney General and Division personnel, and
- Central appropriations or "Pots", such as Health, Life and Dental, that the Department allocates among its divisions.

The Administration is funded with departmental indirect cost assessments (from revenue funded and federal sources to replace the General Fund) that are collected from the Department's various divisions and transferred as reappropriated funds to the Administration appropriation. The largest source of indirect cost recoveries are assessments within the Department's largest appropriation: Legal Services to State Agencies. Any part of the actual cost of running Administration that cannot be covered by indirect cost assessments must be covered by the General Fund.

The central appropriations are allocated to the line item appropriations that use the "pots". As a consequence, the "potted" appropriations are a mixture of General Fund, cash funds, reappropriated funds, and federal funds, reflecting the funding sources of the divisions to which the central appropriations will be distributed.

Staffing for the Administration appropriation is broken into the following sections:

Staffing Summary	FY 11-12 Actual	FY 12-13 Actual	FY 13-14 Approp.	FY 14-15 Request
Office of the Attorney General	9.1	9.0	9.0	9.0
Human Resources	3.5	3.5	3.5	3.5
Fiscal and Accounting	7.4	7.3	7.5	7.5
Information Technology Services	14.2	15.2	16.7	16.7
Business Operations and Litigation Support	5.0	4.4	6.0	6.0
Total	39.1	39.4	42.7	42.7

The comparison of the Administrative staff (not including the Office of the Attorney General) to total Departmental FTE and annual appropriation is listed below.

Human Resources

The Human Resources Unit consists of 3.5 FTE and is responsible for recruiting and hiring new employees; delivering new employee orientation; processing all employment related actions (e.g., new hires, transfers, promotions, salary changes; terminations, etc.); maintaining official personnel, position and exam files; managing employee leave, Family Medical Leave cases, Short-Term Disability claims and worker's compensation claims; risk management and ergonomics; managing employee benefits; developing and implementing personnel related policies and procedures, to include delivering training on related topics; employee relations and communication; and consulting with employees and managers regarding job classification, compensation, performance management, dispute resolution, ADA, State Personnel Rules and Procedures and state and federal personnel laws and regulations.

The Human Resources function at the Department of Law is unique in that we operate under dual personnel systems, the state personnel system is applied to all classified staff and non-classified staff is covered by more of a private sector type of personnel system. For classified staff, most departmental policies and practices are dictated by statute and State Personnel Rules, where departmental policies and practices for non-classified staff are developed within the office and based primarily on prevailing business practices and state and federal law.

	<u>Administration</u>	<u>Department</u>	
<u>FY</u>	<u>Section Staff</u>	<u>Staff</u>	<u>Appropriation</u>
89-90	29.0	259.1	\$17,846,627
90-91	29.0	269.5	\$20,172,939
91-92	29.0	284.0	\$22,681,389
92-93	29.0	284.4	\$20,694,260
93-94	29.0	284.4	\$20,645,836
94-95	29.7	290.3	\$23,442,187
95-96	29.7	313.7	\$24,769,094
96-97	29.7	313.7	\$25,542,993
97-98	29.7	320.3	\$26,817,570
98-99	29.7	337.4	\$29,807,946
99-00	29.7	340.8	\$31,317,974
00-01	30.7	344.6	\$32,667,757
01-02	30.7	352.0	\$33,748,107
02-03	30.7	345.9	\$33,672,032
03-04	29.7	335.7	\$33,410,398
04-05	30.7	337.3	\$34,623,907
05-06	30.7	338.7	\$35,465,384
06-07	30.7	359.4	\$39,524,819
07-08	31.7	384.9	\$46,891,223
08-09	33.2	391.2	\$47,996,493
09-10	33.2	395.2	\$47,688,779
10-11	33.2	409.8	\$57,797,347
11-12	31.7	419.0	\$54,346,573
12-13	31.7	433.9	\$57,518,525

These increases in staff and appropriation translate to increases in:

- a. additional personnel/payroll activities, transactions, and requirements;
- b. increase in the volume of accounts payable and accounts receivable transactions processed by the fiscal staff;

- c. increases in the demand for general administrative support services, such as word processing, copying, procurement, archive maintenance, travel management, etc.; and
- d. increases in the need for technical support services such as programming, hardware/software maintenance, LAN administration, training, document scanning, e-law and litigation support.

II) PRIOR YEAR LEGISLATION

House Bill 13-1299 revised state departments' planning efforts. This bill establishes the expectations of performance planning and reporting, focusing on improving service delivery and identifying efficiencies. Additionally, this bill reaffirmed the annual audit expectations of the State Auditor's Office and reestablished an oversight committee for the Department of Law, along with other oversight committees.

III) HOT ISSUES:

- Implementation of a document management system to reduce paper and increase document handling efficiency.
- Successfully implement the new statewide accounting system, CORE, while continuing to work with COFRS, thereby closing out the old accounting system and initiating the new system.
- Continue implementation of a Case Management System department wide.
- Successfully link CORE with the Department's case management system to ensure financial integrity through legal billings.
- Identify, procure and implement an automated leave-keeping system.
- Continue Cyber Security efforts toward compliance with state rules and policies.

IV) WORKLOAD MEASURE:

WORKLOAD INDICATORS: N/A

V): PERFORMANCE MEASURES FOR DEPARTMENT OF LAW – ADMINISTRATION SECTION.

1. The goal of the Administration and Planning Section is to provide a high quality of service to the staff of the Department of Law, and to client agencies. This section will continue to analyze and adjust processes and services to meet the changing needs of the Department with existing staff levels for as long as it is feasible to do so.

Performance Measure	Outcome	FY12 Actual	FY 13 Actual	FY 14 Estimate	FY 15 Request
Continue upgrades and improvement to the Attorney General Information System (AGIS), the billing, calendaring, docketing and case management system.		Work is, and will continue to be, on going on the case management system as this will be an ever changing system due to the innovations in technology in the practice of law.			

2. Work with Judicial and other planned tenants at the new building at 13th and Lincoln.

Performance Measure	Outcome	FY12 Actual	FY 13 Actual	FY 14 Estimate	FY 15 Request
New building planning and cooperation		The Department occupied the new building in 2013. The department is working and cooperating with all tenants for space planning, security, data management, security, and other shared services within the building in an ongoing fashion			

3. Work with statewide partners to successfully implement the new accounting system and budgeting system, CORE and Performance Budgeting.

Performance Measure	Outcome	FY12 Actual	FY 13 Actual	FY 14 Estimate	FY 15 Request
New building planning and cooperation		The Department is currently staffing various implementation and analysis teams to best ensure department requirements are met and statewide financial integrity is preserved.			

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
PERSONAL SERVICES	3,304,423	39.1	3,478,578	39.4			3,866,164	42.7	3,408,314	43.7
General Fund	366,981		445,742				664,217		-	
General Fund Exempt	-		-				-		-	
Cash Fund	-		-				-		-	
Reappropriated Funds	2,937,442		3,032,836				3,139,121		3,408,314	
Federal Funds									-	
HEALTH/LIFE INSURANCE TOTAL	-		-				32,528		2,945,041	
General Fund	-		-				-		808,633	
Cash Fund	-		-				-		351,412	
Reappropriated Funds	-		-				-		1,682,932	
Federal Funds	-		-				32,528		102,064	
SHORT TERM DISABILITY	-		-				1,281		79,675	
General Fund	-		-				-		21,013	
Cash Fund	-		-				-		9,039	
Reappropriated Funds	-		-				-		47,211	
Federal Funds	-		-				1,281		2,411	
CLASSIFIED SALARY SURVEY	-		-				1,584		178,579	
General Fund	-		-				-		55,515	
Cash Fund	-		-				-		45,002	
Reappropriated Funds	-		-				-		64,549	
Federal Funds	-		-				1,584		13,513	
SALARY SURVEY - EXEMPT EMPLOYEES	-		-				-		358,827	
General Fund	-		-				-		83,586	
Cash Fund	-		-				-		19,198	
Reappropriated Funds	-		-				-		252,481	
Federal Funds	-		-				-		3,562	
PERFORMANCE PAY FOR CLASSIFIED EMPLOYEES	-		-				-		168,086	
General Fund	-		-				-		60,297	
Cash Fund	-		-				-		32,509	
Reappropriated Funds	-		-				-		62,611	
Federal Funds	-		-				-		12,669	

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
PERFORMANCE PAY FOR EXEMPT EMPLOYEES	-		-				-		-	
General Fund	-		-				-		95,729	
Cash Fund	-		-				-		17,168	
Reappropriated Funds	-		-				-		284,124	
Federal Funds	-		-				-		4,405	
AMORTIZATION EQUALIZATION DISBURSEMENT	-		-				12,188		1,448,638	
General Fund	-		-				-		382,063	
Cash Funds	-		-				-		164,344	
Reappropriated Funds	-		-				-		858,386	
Federal Funds	-		-				12,188		43,845	
SUPPLEMENTAL AMORTIZATION EQUALIZATION DISBURSEMENT	-		-				15,245		1,358,099	
General Fund	-		-				-		358,184	
Cash Funds	-		-				-		154,073	
Reappropriated Funds	-		-				-		804,737	
Federal Funds	-		-				15,245		41,105	
WORKERS COMP TOTAL	-		-				-		107,187	
General Fund	-		-				-		28,911	
Cash Funds	-		-				-		12,523	
Reappropriated Funds	-		-				-		62,664	
Federal Funds	-		-				-		3,089	
OPERATING EXPENSE TOTAL	308,691		348,817				501,073		202,536	
General Fund	139,495		155,304				310,444		-	
General Fund Exempt	-		-				-		-	
Cash Fund	-		-				-		-	
Reappropriated Funds	169,196		193,513				190,629		202,536	
Federal Funds	-		-				-		-	

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
ATTORNEY REGISTRATION FEES TOTAL	-		-				1,125		126,351	
General Fund	-		-				-		30,524	
General Fund Exempt	-		-				-		-	
Cash Fund	-		-				-		4,698	
Reappropriated Funds	-		-				-		90,060	
Federal Funds	-		-				1,125		1,069	
GENERAL GOV'T COMPUTING CENTER TOTAL	-		-				55,762		216,084	
General Fund	-		-				-		-	
Cash Funds	-		-				-		-	
Reappropriated Funds	-		-				55,762		216,084	
RISK MANAGEMENT TOTAL	92,047		128,156				128,371		151,505	
General Fund	-		40,207				-		-	
Cash Funds	-		-				-		-	
Reappropriated Funds	92,047		87,949				128,371		151,505	
VEHICLE LEASE PAYMENTS TOTAL	-		-				-		55,970	
General Fund	-		-				-		15,012	
Cash Funds	-		-				-		17,097	
Reappropriated Funds	-		-				-		21,382	
Federal Funds	-		-				-		2,479	
ADP CAPITAL OUTLAY TOTAL	-		-				-		-	
General Fund	-		-				-		-	
General Fund Exempt	-		-				-		-	
Cash Funds	-		-				-		-	
Reappropriated Funds	-		-				-		-	
Federal Funds	-		-				-		-	

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
IT ASSET MAINTENANCE TOTAL	-		-				-		687,291	
General Fund	-		-				-		183,851	
Cash Funds	-		-				-		80,806	
Reappropriated Funds	-		-				-		402,964	
Federal Funds	-		-				-		19,670	
ADMINISTRATIVE LAW JUDGES TOTAL	-		-						28,500	
General Fund	-		-						-	
Cash Funds	-		-						28,500	
Cash Funds Exempt	-		-						-	
Federal Funds	-		-						-	
CAPITAL COMPLEX TOTAL	-		-				-		2,981,376	
General Fund	-		-				-		804,130	
Cash Funds	-		-				-		348,332	
Reappropriated Funds	-		-				-		1,743,010	
Federal Funds	-		-				-		85,904	
LEASE SPACE TOTAL	-		-				-		-	
General Fund	-		-				-		-	
Cash Funds	-		-				-		-	
Reappropriated Funds	-		-				-		-	
Federal Funds	-		-				-		-	
COMMUNICATION SERVICES PAYMENTS TOTAL	-		-				-		11,385	
General Fund	-		-				-		4,558	
Cash Funds	-		-				-		2,558	
Reappropriated Funds	-		-				-		1,552	
Federal Funds	-		-				-		2,717	
BUILDING SECURITY	-		-				-		-	
General Fund	-		-				-		-	
Cash Funds	-		-				-		-	
Reappropriated Funds	-		-				-		-	
Federal Funds	-		-				-		-	
ATTORNEY GENERAL DISCRETIONARY FUND	5,000		5,000				5,000		5,000	
General Fund	5,000		5,000				5,000		5,000	

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Cash Funds	-		-						-	
Reappropriated Funds	-		-						-	
GRAND TOTAL ADMINISTRATION	3,783,349	39.1	4,268,936	39.4	17,657,601	42.7	4,772,573	42.7	15,066,401	43.7
General Fund	511,476		646,252		3,273,003		979,661		2,937,008	
General Fund Exempt	-		-		-		-		-	
Cash Funds	-		-		1,215,275		-		1,287,258	
Reappropriated Funds	3,271,874		3,622,684		12,753,161		3,728,961		10,503,634	
Federal Funds	-		-		416,162		63,951		338,502	

SCHEDULE 3 - PERSONAL SERVICES PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
I. POSITION DETAIL										
Attorney General	80,004	1.0	80,004	1.0			80,004	1.0	80,004	1.0
Chief Deputy Attorney General	134,112	1.0	134,112	1.0			154,224	1.0	154,224	1.0
Solicitor General	130,620	1.0	130,620	1.0			150,216	1.0	150,216	1.0
Asst. Attorney General I	62,559	0.8	75,501	1.0			86,400	1.0	86,400	1.0
Deputy Attorney General	124,082	1.0	122,688	1.0			141,096	1.0	141,096	1.0
Management	120,000	1.0	120,000	1.0			129,804	1.0	129,804	1.0
General Professional VII									0	0.0
General Professional VI	204,204	2.0	195,696	1.9			112,800	1.0	112,800	1.0
General Professional V									0	0.0
General Professional IV	76,956	1.0	76,956	1.0			160,092	2.0	160,092	2.0
General Profession II	84,450	1.6	50,116	1.0			53,664	1.0	53,664	1.0
General Professional III	60,250	1.0	120,289	2.0			127,908	2.0	127,908	2.0
Controller II	102,108	1.0	99,462	1.0			105,751	1.0	105,751	1.0
Accountant III	5,073	0.1	35,100	0.5			72,744	1.0	72,744	1.0
Accountant I	59,370	1.2	46,206	1.0			44,040	1.0	44,040	1.0
Temp Aide	3,451	0.1								
Accounting Technician III	36,624	1.0	32,392	0.9			40,068	1.0	40,068	1.0
Budget Analyst II	3,101	0.0		0.0					0	0.0
Budget Analyst IV			8,953	0.1			109,584	1.0	109,584	1.0
Accountant II	97,812	1.5	92,406	1.5			57,012	1.0	57,012	1.0
Program Assistant I	11,826	0.3								
Program Assistant II	46,164	1.0	42,317	0.9			48,072	1.0	48,072	1.0
Office Manager I	57,432	1.0	47,860	0.8						
Dept Executive Assistant			10,050	0.2			62,808	1.0	62,808	1.0
Administrative Assistant II	139,932	4.1	131,295	3.9			186,684	5.0	186,684	5.0
APP Programmer I							868,725	14.7	868,725	14.7
APP Programmer III							87,456	1.0	87,456	1.0
APP Programmer III							115,596	1.0	115,596	1.0
APP Programmer Intern										
IT Professional VI	35,182	0.3	114,400	1.1						
IT Professional V	59,136	0.7								
IT Professional IV	129,290	1.5	84,384	1.0						
IT Professional III	26,582	0.3	223,537	3.2						
IT Professional II	483,285	7.6	356,800	5.8						
IT Professional I	99,936	2.0	145,609	3.2						
Technician II	35,264	1.0	26,682	0.7						

SCHEDULE 3 - PERSONAL SERVICES PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
IT Tech I	40,560	1.0	6,581	0.2						
IT Tech II	47,700	1.0	37,280	0.8						
Technician III	40,800	1.0	37,400	0.9			42,492	1.0	42,492	1.0
TOTAL POSITION DETAIL	2,637,866	39.1	2,684,695	39.4			3,037,240	42.7	3,037,240	42.7

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
(I.A.) CONTINUATION FTE SALARY COSTS	2,637,866	39.1	2,684,695	39.4			3,037,240	42.7	3,037,240	42.7
(Permanent FTE by position) Continuation Salary Subtotal										
(I.B.) OTHER PERSONAL SERVICES										
PERA on Continuation Subtotal	197,262		269,148				308,280		308,280	
Medicare on Continuation Subtotal	35,018		36,302				44,040		44,040	
Non-Base Performance Awards	0		-				19,849		-	
Part-Time/Temporary Salaries	27,601		14,064				0		-	
Contractual Services	21,758		24,331				23,500		23,500	
Other Employee Wages			7,833							
Overtime Pay	0		-						-	
Furlough	0		-						-	
Termination/Retirement Payouts	7,476		18,519							
Tuition and Registration										
OT RE DOL TO DPA	0		-							
Forced Vacancy							(116,319)		(98,490)	
Unemployment Insurance	5		-				-		-	
SUBTOTAL	289,120		370,198				279,350		277,330	
(I.C.) P.S. SUBTOTAL=A+B	2,926,985	39.1	3,054,893	39.4			3,316,590	42.7	3,314,570	42.7
Decision Item: Database Administratore									93,744	1.0
(I.D.) POTS EXPENDITURES										
Health/Life/Dental	233,434		244,024				272,926			
Salary Survey							-			
Performance Awards							-			
Short Term Disability	4,711		4,707				5,771			
SB 04.257 A.E.D.	72,303		84,812				109,341			
SB 06.235 S.A.E.D.	58,146		72,868				98,710			
Other:	8,844		17,274							
[] Indicates a Non-add										
(I.E.) BASE PERSONAL SERVICES TOTAL= C+D	3,304,423	39.1	3,478,578	39.4			3,803,338	42.7	3,408,314	43.7
General Fund	-		-				664,217		-	
Cash Funds							-		-	
Reappropriated Funds	3,304,423		3,478,578				3,139,121		3,314,570	
(I.F.) DIFFERENCE= II-I.E.							0		(0)	
ROLLFORWARDS							-		-	
General Funds Exempt							-		-	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
(I.) PERSONAL SERVICES DETAIL TOTAL	3,304,423	39.1	3,478,578	39.4	3,139,121	42.7	3,803,338	42.7	3,408,314	43.7
General Fund	-		-		0		664,217		-	
General Fund Exempt	-		-				-		-	
Cash Funds	-		-				-		-	
Reappropriated Funds	3,304,423		3,478,578		3,139,121		3,139,121		3,408,314	
Federal Funds										
II. PERSONAL SERVICE REQUEST (AGGREGATE ADJUSTMENTS TO THE BASE APPROPRIATION)										
Previous Year Long Bill									3,139,121	42.7
Salary Survey-Classified									47,674	
PBP Classified									17,273	
Salary Survey Exempt									97,079	
PBP Exempt									13,423	
PERA from 7.65% to 10.15%									-	
OSPB .2% Base Reduction									-	
Subtotal									3,314,570	
(II.G) TOTAL BASE REQUEST									3,314,570	42.7
(II.H) DECISION ITEMS										
Database Administrator #3									93,744	1.0
General Fund									-	
Cash Funds									-	
Reappropriated Funds									93,744	1.0
(II.I) REFINANCE THE LINE)									-	
General Fund									-	
Reappropriated Funds									-	
II.TOTAL PERSONAL SERVICES REQUEST									3,408,314	43.7
General Fund									-	
Cash Funds									-	
Reappropriated Funds									3,408,314	
III. PERSONAL SERVICES RECONCILIATION										
Long Bill Appropriation	2,973,997	39.1	3,049,837	41.7	3,139,121	42.7	3,139,121	42.7		
Supplemental Bill	0		-							
Roll Forward from Previous FY							-			
PIO Refinance DI										

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
SB 11-76 PERA Bill	(31,901)				-		-			
Overexpenditures (Reversions) - General Fund										
Lapsed Appropriation Reappropriate Funds Exempt	(4,654)		(2,929)	(2.3)						
(III.C.) ALLOCATED POTS										
Health/Life/Dental	232,646		270,541				266,133			
Salary POTS							144,753			
Performance Awards							50,545			
Short Term Disability	4,163		4,301				5,473			
SB 04.257 A.E.D.	72,181		79,979				103,697			
SB 06.235 S.A.E.D.	57,991		76,849				93,616			
III.C. SUBTOTAL ALLOCATED POTS	366,981		431,670				664,217			
	3,304,423		3,478,578							
III. RECONCILIATION P.S. TOTAL	3,304,423	39.1	3,478,578	39.4	3,139,121	42.7	3,803,338	42.7	3,408,314	43.7
General Fund	366,981		445,742		-		664,217		-	
General Fund Exempt	-		-		-		-		-	
Cash Funds							-		-	
Reappropriated Funds	2,937,442		3,032,836		3,139,121		3,139,121		3,408,314	
Federal Funds	-		-		-		-		-	
IV. RECONCILIATION DIFFERENCE= III-I							0		-	
Health, Life and Dental	-		-		2,850,112				2,850,112	
General Fund	-		-		742,890				742,890	
Cash Funds	-		-		281,594				281,594	
Reappropriated Funds	-		-		1,697,754				1,697,754	
Federal Funds					127,874				127,874	
Decision Items										
General Fund									-	
Cash Funds									-	
Cash Funds Exempt									-	
Federal Funds										
Health/Life/Dental Common Policy Adjustment						0			94,929	
General Fund									65,743	
Cash Funds									69,818	
Reappropriated Funds									(14,822)	
Federal Funds									(25,810)	
TOTAL HEALTH/LIFE/DENTAL INSURANCE	-		-		2,850,112		32,528		2,945,041	
General Fund	-		-		742,890				808,633	
Cash Funds	-		-		281,594				351,412	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Reappropriated Funds	-		-		1,697,754		-		1,682,932	
Federal Funds	-		-		127,874		32,528		102,064	
Health/Life/Dental Reconciliation										
Long Bill Allocation	2,281,572		2,620,363				2,850,112			
Supplemental Bill	-		-							
Allocation to Divisions	(2,261,494)		(2,597,664)				(2,817,584)			
Overexpenditures (Reversions) General Fund										
Lapsed Appropriation Cash Fund										
Lapsed Appropriation Cash Fund Exempt										
Lapsed Appropriation Federal							-			
TOTAL	20,078		22,699				32,528			
Short Term Disability	-		-		62,042				62,042	
General Fund	-		-		14,917				14,917	
Cash Funds	-		-		6,023				6,023	
Reappropriated Funds	-		-		38,675				38,675	
Federal Funds	-		-		2,427				2,427	
Short Term Disability Common Policy Adjustments					0				17,633	
General Fund					0				6,096	
Cash Funds					0				3,016	
Reappropriated Funds					0				8,536	
Federal Funds									(16)	
Decision Items									-	
General Fund									-	
Cash Funds									-	
Cash Funds Exempt									-	
Federal Funds									-	
SHORT TERM DISABILITY TOTAL	-		-		62,042		1,281		79,675	
General Fund	-		-		14,917		-		21,013	
Cash Funds	-		-		6,023		-		9,039	
Reappropriated Funds	-		-		38,675		-		47,211	
Federal Funds	-		-		2,427		1,281		2,411	
Short Term Disability Reconciliation										
Long Bill Allocation	49,196		49,196				62,042			
Allocation to Divisions	(49,028)		(48,874)				(60,761)			
Overexpenditures (Reversions) General Fund										
Lapsed Appropriation Cash Fund										
Lapsed Appropriation Cash Fund Exempt										
Lapsed Appropriation Federal										

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
TOTAL	168		322				1,281			
SB 04-257 Amortization Equalization Disbursement	-		-		1,243,606				1,243,606	
General Fund	-		-		298,320				298,320	
Cash Funds	-		-		120,194				120,194	
Reappropriated Funds	-		-		776,652				776,652	
Federal Funds	-		-		48,440				48,440	
SB 04.257 A.E.D. Adjustment					0				205,032	
General Fund					0				83,743	
Cash Funds					0				44,150	
Reappropriated Funds					0				81,734	
Federal Funds									(4,595)	
Decision Items									-	
General Fund									-	
Cash Funds									-	
Cash Funds Exempt									-	
Federal Funds									-	
SB 04.257 A.E.D. TOTAL	-		-		1,243,606			12,188	1,448,638	
General Fund	-		-		298,320				382,063	
Cash Funds	-		-		120,194				164,344	
Reappropriated Funds	-		-		776,652				858,386	
Federal Funds	-		-		48,440			12,188	43,845	
SB 04.257 A.E.D. Reconciliation										
Long Bill Allocation	775,756		965,510				1,243,606			
<i>Supplemental:</i>										
Allocation to Divisions	(773,099)		(957,371)				(1,231,418)			
Overexpenditures (Reversions)							(12,188)			
TOTAL	2,657		8,139				-			
SB 06-235 Supplemental Amortization Equalization Disbursement	-		-		1,121,769				1,121,769	
General Fund	-		-		268,385				268,385	
Cash Funds	-		-		108,507				108,507	
Reappropriated Funds	-		-		701,147				701,147	
Federal Funds	-		-		43,730				43,730	
SB 06.235 S.A.E.D. Adjustment					0				236,330	
General Fund					0				89,799	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Cash Funds					0				45,566	
Reappropriated Funds					0				103,590	
Federal Funds									(2,625)	
Decision Items									-	
General Fund									-	
Cash Funds									-	
Reappropriated Funds									-	
Federal Funds									-	
SB 06.235 S.A.E.D. TOTAL	-		-		1,121,769		15,245		1,358,099	
General Fund	-		-		268,385				358,184	
Cash Funds	-		-		108,507				154,073	
Reappropriated Funds	-		-		701,147				804,737	
Federal Funds	-		-		43,730		15,245		41,105	
SB 06-235 S.A.E.D. Reconciliation										
Long Bill Allocation	622,261		828,618				1,121,769			
<i>Supplemental:</i>										
Allocation to Divisions	(620,125)		(821,620)				(1,106,524)			
Overexpenditures (Reversions)							(15,245)			
TOTAL	2,136		6,998				-			
Cash Funds									-	
Reappropriated Funds									-	
Federal Funds									-	
TOTAL										
Classified Salary Survey	-		-		339,441				339,441	
General Fund	-		-		73,571				73,571	
Cash Funds	-		-		70,627				70,627	
Reappropriated Funds	-		-		167,876				167,876	
Federal Funds	-		-		27,367				27,367	
Classified Salary Survey Common Policy									(160,862)	
General Fund									(18,056)	
Cash Funds									(25,625)	
Reappropriated Funds									(103,327)	
Federal Funds									(13,854)	
Decision Items										
General Fund										

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Cash Funds									-	
Reappropriated Funds										
Federal Funds										
TOTAL CLASSIFIED SALARY SURVEY	-		-		339,441		1,584		178,579	
General Fund	-		-		73,571				55,515	
Cash Funds	-		-		70,627				45,002	
Reappropriated Funds	-		-		167,876				64,549	
Federal Funds	-		-		27,367		1,584		13,513	
									178,579	
Classified Salary Survey Reconciliation										
Long Bill Allocation	-		-				339,441			
Allocation to Divisions	-		-				(337,857)			
Overexpenditures (Reversions)	-		-							
Lapsed Appropriation Cash Fund										
Lapsed Appropriation Cash Fund Exempt										
Lapsed Appropriation Federal										
TOTAL	-		-				1,584			
Salary Survey - Exempt Employees	-		-		4,115,142				4,115,142	
General Fund	-		-		880,758				880,758	
Cash Funds	-		-		125,575				125,575	
Reappropriated Funds	-		-		3,057,736				3,057,736	
Federal Funds	-		-		51,073				51,073	
Exempt Salary Survey FY14 Common Policy									(3,756,315)	
General Fund									(797,172)	
Cash Funds									(106,377)	
Reappropriated Funds									(2,805,255)	
Federal Funds									(47,511)	
Decision Items									-	
General Fund										
Cash Funds										
Reappropriated Funds										
Federal Funds										
SALARY SURVEY EXEMPT TOTAL	-		-		4,115,142		-		358,827	
General Fund	-		-		880,758				83,586	
Cash Funds	-		-		125,575				19,198	
Reappropriated Funds	-		-		3,057,736				252,481	
Federal Funds	-		-		51,073		-		3,562	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Salary Survey Exempt Reconciliation										
Long Bill Allocation	-		-				4,115,142			
Allocation to Divisions	-		-				(4,115,142)			
Overexpenditures (Reversions) General Fund	-		-							
Lapsed Appropriation Cash Fund										
Lapsed Appropriation Cash Fund Exempt										
Lapsed Appropriation Federal										
TOTAL	-		-				-			
Performance Pay for Classified Employees	-		-		153,103				153,103	
General Fund	-		-		47,536				47,536	
Cash Funds	-		-		27,435				27,435	
Reappropriated Funds	-		-		65,178				65,178	
Federal Funds	-		-		12,954				12,954	
Performance Pay for Classified Employees Common Policy									14,983	
General Fund									12,761	
Cash Funds									5,074	
Reappropriated Funds									(2,567)	
Federal Funds									(285)	
TOTAL Performance Pay FOR CLASSIFIED	-		-		153,103		-		168,086	
General Fund	-		-		47,536				60,297	
Cash Funds	-		-		27,435				32,509	
Reappropriated Funds	-		-		65,178				62,611	
Federal Funds	-		-		12,954		-		12,669	
Performance Pay for Classified Reconciliation										
Long Bill Allocation	-		-				153,103			
Allocation to Divisions	-		-				(153,103)			
Overexpenditures (Reversions)	-		-				-			
Lapsed Appropriation Cash Fund										
Lapsed Appropriation Reappropriated Funds										
Lapsed Appropriation Federal										
TOTAL	-		-				-			
Performance Pay for Exempt Employees	-		-		388,765				388,765	
General Fund	-		-		90,935				90,935	
Cash Funds	-		-		10,972				10,972	
Reappropriated Funds	-		-		282,623				282,623	
Federal Funds	-		-		4,235				4,235	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Performance Pay for Exempt Employees Common Policy									12,661	
General Fund									4,794	
Cash Funds									6,196	
Reappropriated Funds									1,501	
Federal Funds									170	
Decision Items										
General Fund									-	
Cash Funds									-	
Reappropriated Funds										
Federal Funds										
TOTAL MERIT PAY FOR EXEMPT	-		-		388,765		-		401,426	
General Fund	-		-		90,935				95,729	
Cash Funds	-		-		10,972				17,168	
Reappropriated Funds	-		-		282,623				284,124	
Federal Funds	-		-		4,235		-		4,405	
Merit Pay for Exempt Reconciliation										
Long Bill Allocation	-		-				388,765			
Allocation to Divisions	-		-				(388,765)			
Overexpenditures (Reversions) General Fund	-		-				-			
Lapsed Appropriation Cash Fund							-			
Lapsed Appropriation Cash Fund Exempt										
Lapsed Appropriation Federal										
TOTAL	-		-				-			
Workers Compensation	-		-		74,945				74,945	
General Fund	-		-		20,002				20,002	
Cash Funds	-		-		8,974				8,974	
Reappropriated Funds	-		-		43,798				43,798	
Federal Funds	-		-		2,171				2,171	
Workers Compensation Adjustment					0				32,242	
General Fund					0				8,909	
Cash Funds					0				3,549	
Reappropriated Funds					0				18,866	
Federal Funds									918	
Decision Items										
General Fund									-	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Cash Funds										
Reappropriated Funds									-	
Reappropriated Funds										
Federal Funds										
WORKERS COMPENSATION TOTAL	-		-		74,945				107,187	
General Fund	-		-		20,002				28,911	
Cash Funds	-		-		8,974				12,523	
Reappropriated Funds	-		-		43,798				62,664	
Federal Funds	-		-		2,171				3,089	
Workers Compensation Reconciliation										
Long Bill Allocation	66,843		73,256				74,945			
<i>Supplemental: HB 10-1305</i>	-		-							
<i>Supplemental: SB 09-192</i>	-		-							
Allocation to Divisions	(66,843)		(73,256)				(74,945)			
Overexpenditures (Reversions)										
TOTAL	-		-				-			
Page Totals	3,304,423	39.1	3,478,578	39.4	13,488,046	42.7	3,866,164	42.7	10,453,872	43.7
General Fund	366,981		445,742		2,437,314		664,217		1,893,933	
General Fund Exempt							-			
Cash Funds	-		-		759,901		-		805,267	
Reappropriated Funds	2,937,442		3,032,836		9,970,560		3,139,121		7,528,009	
Federal Funds	-		-		320,271		62,826		226,663	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
OPERATING EXPENSES										
1930 Purchased Services - Litigation	198		-				2,500		2,500	
2170 Waste Disposal Services	248		35				35		35	
2210 Other Maintenance/Repair Services	-		-						-	
2220 Building Grounds Maintenance	-		-						-	
2230 Equipment Contract Maintenance	1,050		128				150		150	
2231 ADP Equip Maint/Repair Services	4,227		5,376				5,222		5,222	
2232 Software Upgrades	5,504		5,583				5,583		5,583	
2240 Motor Vehicle Repair/Maintenance	-		-						-	
2250 Misc Rentals	-		-						-	
2251 Rental/Lease Motor Pool Veh	2,544		2,586				-		-	
2252 Leased Vehicle - Variable	4,052		3,292				4,271		4,271	
2253 Rental of Equipment	320		-				678		678	
2254 Rental of Motor Vehicles	-		-						-	
2255 Rental of Building	129,734		124,830						-	
2258 Parking	11,400		10,115				10,555		10,555	
2259 Parking Fee Reimbursement	-		41				12		12	
2268 Rental of IT Software - Network	22,612		-				22,560		22,560	
2510 In State Travel	-		22						-	
2511 IS Common Carrier Fares	-		-						-	
2512 IS Personal Travel Per Diem	1,733		1,555				1,612		1,612	
2513 IS Pers Vehicle Reimbursement	67		113				45		45	
2514 IS State Owned Aircraft	-		-						-	
2515 State-Owned Vehicle Charge	-		-						-	
2530 Out of State Travel	679		597				747		747	
2531 OS Common Carrier Fares	4,434		4,051				4,200		4,200	
2532 OS Personal Travel Per Diem	8,246		8,147				8,146		8,146	
2533 OS Pers Vehicle Reimbursement	-		-				-		-	
2541 OS-Non-Employee Common Carrier	-		-						-	
2542 OS-Non-Employee Per Diem	-		-						-	
2610 Advertising	-		-						-	
2611 Public Relations	-		26						-	
2630 Comm Service Div of Telecom	26,205		14,303				17,366		17,366	
2631 Comm Svcs from Outside Sources	7,671		17,180				16,580		16,580	
2641 Other ADP Billing -Purch Services	3,592		162				3,850		3,850	
2640 GGCC Billing Purch Services	-		-						-	
2650 OIT Purchased SVS	-		-						-	
2660 Insurance	6,721		7,152						-	
2680 Contract Printing	1,139		20,211				16,251		16,251	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
2681 Photocopy Reimbursement	-		-						-	
2710 Purchase Medical Services	-		-						-	
2810 Freight & Storage	-		26						-	
2820 Other Purchased Services	2,034		780						-	
2830 Office Moving-Pur Services	-		-						-	
2831 Storage Purch Svcs	59		51						-	
3110 Other Supplies and Materials	-		-						-	
3112 Automotive Supplies	-		-						-	
3113 Clothing and Uniform Allowance	-		-						-	
3114 Custodial	-		-						-	
3115 DP Supplies	55		85				2,525		2,525	
3116 Purchased/Leased Software	37		1,411				-		-	
3117 Educational	-		-				33		33	
3118 Food and Food Service Supplies	-		-						-	
3119 Med Lab and Supplies	-		-						-	
3120 Books & Subscriptions	6,562		4,929				17,354		17,354	
3121 Office Supplies	6,646		21,136				12,063		12,063	
3122 Microfilming/Photo. Supplies	-		-						-	
3123 Postage	13,695		15,438				18,376		18,376	
3124 Printing	264		809						-	
3126 Repair & Maintenance Supplies	-		-						-	
3128 Non-Capitalized Equipment	1,049		382						-	
3131 Non-Capitalized Building Materials	1,176		-						-	
3132 Non-Capitalized Furn	2,650		35						-	
3139 Non-Capitalized Fixed Asset Other	1,154		6,707						-	
3140 Non-Capitalized IT - PC's	1,434		4,137				-		-	
3142 Non-Capitalized IT - Network	-		44						-	
3143 Non-Capitalized IT - Other	1,936		5,327						-	
3146 Non-Capitalized IT - PC SW	-		-						-	
3950 Gasoline	-		-						-	
3970 Natural Gas	-		-						-	
4111 Prizes and Awards	5,336		1,891						-	
4117 Reportable Claims Against State	-		-						-	
4140 Dues & Memberships	13,513		200				7,400		7,400	
4151 Interest - Late Payments	20		2						-	
4170 Miscellaneous Fees	-		111						-	
4180 Official Functions	965		26,602				5,150		5,150	
4200 Purchase Discounts	-		-						-	
4220 Registration Fees	7,733		6,968				7,145		7,145	
4221 Other Educational - W2 RPT	-		-						-	
6140 Leasehold Improv - Direct Purch	-		-						-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
6210 ADP Equipment	-		-						-	
6212 IT Servers - Direct Purchase	-		454				-		-	
6214 IT Other Direct Purchase	-		-				219		219	
6224 Other Furniture & Fix Direct Purchase			14,143						-	
6250 Library Materials Direct Purchase			9,357							
EBJJ Law to Judicial			2,287							
Operating Expense Subtotal	308,691		348,817				190,629		190,629	
General Fund	139,495		155,304				-		-	
General Fund Exempt										
Cash Funds	-		-				-		-	
Reappropriated Funds	169,196		193,513				190,629		190,629	
Federal Funds	-		-							
FY14 DECISION ITEM: Database Administrator										
DI #									11,907	
General Fund									-	
Reappropriated Funds									11,907	
Potted Operating Expenses										
Workers' Compensation							7,271			
Leased Vehicle Expense							2,646			
Capital Complex/Carr Building							276,229			
Leased Space Expense							669			
IT Asset Maintenance							21,754			
ADP Capital Outlay										
Communication Services Payments										
CLE Registration Fees							1,875			
Building Security										
Total Potted Operating Expenses							310,444			
OPERATING EXPENSE GRAND TOTAL:	308,691		348,817		190,629		501,073		202,536	
General Fund	139,495		155,304				310,444		-	
General Fund Exempt	-		-				-		-	
Cash Funds	-		-				-		-	
Reappropriated Funds	169,196		193,513		190,629		190,629		202,536	
Federal Funds	-		-				-		-	
OPERATING EXPENSE RECONCILIATION										
Long Bill Appropriation	189,679		193,513				190,629		190,629	
FY 14 Decision Item: Database Admin	-		-						11,907	
Allocated POTS										
<i>Worker's Compensation</i>	6,721		7,190				7,271			
<i>Vehicle Lease Payments</i>	1,887		2,646				2,646			

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
<i>Capital Complex/Carr Building</i>	100,104		107,416				276,229			
<i>Leased Space</i>	631		669				669			
<i>IT Asset Maintenance</i>	15,291		21,754				21,754			
<i>ADP Capital Outlay</i>	-		-				-			
<i>Communication Services Payments</i>	-		-				-			
<i>CLE Registration Fees</i>	2,250		1,875				1,875			
<i>Building Security</i>	12,611		13,788				-			
Year-End Transfer										
Rollforward from previous FY	-		-				-			
Rollforward to subsequent FY										
Overexpenditure/(Reversion)			(34)							
Lapsed Appropriation Reappropriated Funds	(20,483)									
TOTAL	308,691		348,817				501,073		202,536	
Attorney Registration & CLE's Costs	-		-		99,263		-		99,263	
General Fund	-		-		21,769		-		21,769	
General Fund Exempt	-		-		-		-		-	
Cash Funds	-		-		3,000		-		3,000	
Reappropriated Funds	-		-		72,525		-		72,525	
Federal Funds	-		-		1,969		-		1,969	
Dec Item #6 : Attorney Registration and CLE									27,088	
General Fund									8,755	
General Fund Exempt									-	
Cash Funds									1,698	
Reappropriated Funds									17,535	
Federal Funds									(900)	
TOTAL ATTORNEY REGIS. & CLE's	-		-		99,263		1,125		126,351	
General Fund	-		-		21,769		-		30,524	
Cash Funds	-		-		3,000		-		4,698	
Reappropriated Funds	-		-		72,525		-		90,060	
Federal Funds	-		-		1,969		1,125		1,069	
Attorney Registration & CLE's Reconciliation										
Long Bill Appropriation	92,626		99,263				98,138			
<i>Special Bills: HB 10-1305</i>										
Allocation to Divisions	(92,626)		(98,138)				(98,138)			
Overexpenditure/(Reversion)										
TOTAL	-		1,125							
Purchase of Service from Computer Center (GGCC)	73,188		107,588		55,762		55,762		55,762	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
General Fund	-		-		-		-		-	
Cash Funds									-	
Reappropriated Funds	73,188		107,588		55,762		55,762		55,762	
Federal Funds										
GGCC FY Common Policy Adjustment									(30,414)	
General Fund									-	
Reappropriated Funds									(30,414)	
GGCC Total	73,188		107,588		55,762		55,762		25,348	
General Fund	-		-		-		-		-	
Cash Funds									-	
Reappropriated Funds	73,188		107,588		55,762		55,762		25,348	
Federal Funds										
GGCC										
Long Bill Appropriation	73,188		107,588				55,762			
Supplemental: HB 10-1305	-		0							
Supplemental: HB08-1290										
Lapsed Reappropriated Funds										
TOTAL	73,188		107,588				55,762			
Colorado State Network	-		-		166,319		166,319		166,319	
General Fund	-		-		-		-		-	
Cash Funds									-	
Reappropriated Funds	-		-		166,319		166,319		166,319	
Federal Funds										
CSN FY Adjustment									49,765	
General Fund									-	
Reappropriated Funds									49,765	
CSN Total	-		-		166,319		166,319		216,084	
General Fund	-		-		-		-		-	
Cash Funds									-	
Reappropriated Funds	-		-		166,319		166,319		216,084	
Federal Funds										
CSN Reconciliation										
Long Bill Appropriation	-		-				166,319			
Supplemental: HB 10-1305	-		0							
Supplemental: HB08-1290										
Lapsed Reappropriated Funds										
TOTAL	-		-				166,319			

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Risk Management	92,047		128,156		128,371		128,371		128,371	
General Fund	-		40,207						-	
Reappropriated Funds	92,047		87,949		128,371		128,371		128,371	
Risk Management Common Policy Adjustment									23,134	
General Fund									-	
Cash Funds									-	
Reappropriated Funds									23,134	
Federal Funds									-	
Risk Management Common Decision Item									-	
General Fund									-	
Cash Funds									-	
Reappropriated Funds									-	
Federal Funds									-	
RISK MANAGEMENT TOTAL	92,047		128,156		128,371		128,371		151,505	
General Fund	-		40,207		-		-		-	
Reappropriated Funds	92,047		87,949		128,371		128,371		151,505	
Risk Management Reconciliation										
Long Bill Appropriation	92,047		87,949				128,371			
<i>Supplemental: SB 13-094</i>	-		40,207							
<i>Supplemental: HB08-1290</i>										
Lapsed Reappropriated Funds										
TOTAL	92,047		128,156				128,371			
Vehicle Lease Payments	-		-		62,019				62,019	
General Fund	-		-		18,377				18,377	
Cash Funds	-		-		19,889				19,889	
Reappropriated Funds	-		-		21,138				21,138	
Federal Funds	-		-		2,615				2,615	
Vehicle Lease Common Policy									(6,049)	
General Fund									(3,365)	
Cash Funds									(2,792)	
Reappropriated Funds									244	
Federal Funds									(136)	
VEHICLE LEASE PAYMENTS TOTAL	-		-		62,019		-		55,970	
General Fund	-		-		18,377		-		15,012	
Cash Funds	-		-		19,889		-		17,097	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Reappropriated Funds	-		-		21,138		-		21,382	
Federal Funds	-		-		2,615		-		2,479	
Vehicle Lease Reconciliation										
Long Bill Appropriation	70,176		70,285				62,019			
<i>Special Bills</i>										
<i>Supplemental</i>	(4,187)		-							
Allocation to Divisions	(65,989)		(70,285)				(62,019)			
Overexpenditure/(Reversion) General Fund										
Lapsed Appropriation Cash Fund										
Lapsed Appropriation Cash Fund Exempt										
Lapsed Appropriation Federal										
TOTAL	-		-				-			
Information Technology Asset Maintenance	-		-		445,807		-		445,807	
General Fund	-		-		21,754		-		21,754	
Cash Funds	-		-		63,299		-		63,299	
Reappropriated Funds	-		-		359,373		-		359,373	
Federal Funds	-		-		1,381		-		1,381	
Dec Item: Asset Maintenance #1									241,484	
General Fund									162,097	
Cash Funds									17,507	
Reappropriated Funds									43,591	
Federal Funds									18,289	
IT ASSET MAINTENANCE TOTAL	-		-		445,807		-		687,291	
General Fund	-		-		21,754		-		183,851	
Cash Funds	-		-		63,299		-		80,806	
Reappropriated Funds	-		-		359,373		-		402,964	
Federal Funds	-		-		1,381		-		19,670	
IT Asset Maintenance Reconciliation										
Long Bill Appropriation	407,667		445,807				445,807			
<i>Supplemental</i>										
Allocation to Divisions	(407,667)		(445,807)				(445,807)			
Rollforward										
Overexpenditure/(Reversion) General Fund										
Lapsed Appropriation Cash Fund										
Lapsed Appropriation Cash Fund Exempt										
Lapsed Appropriation Federal										
TOTAL	-		-				-			

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Capital Complex Leased Space/Carr Building	-		-		2,926,487				2,926,487	
General Fund	-		-		760,611				760,611	
Cash Funds	-		-		359,753				359,753	
Reappropriated Funds	-		-		1,718,514				1,718,514	
Federal Funds	-		-		87,609				87,609	
Capital Complex Adjustment					0				54,889	
General Fund					0				43,519	
Cash Funds					0				(11,421)	
Reappropriated Funds					0				24,496	
Federal Funds									(1,705)	
Carr Building Lease Space									-	
General Fund										
Cash Funds										
Cash Funds Exempt										
Federal Funds										
Decision Items									-	
General Fund									-	
Cash Funds										
Reappropriated Funds										
Reappropriated Funds										
Federal Funds										
CAPITAL COMPLEX TOTAL/Carr Building Total	-		-		2,926,487				2,981,376	
General Fund	-		-		760,611				804,130	
Cash Funds	-		-		359,753				348,332	
Reappropriated Funds	-		-		1,718,514				1,743,010	
Federal Funds	-		-		87,609				85,904	
Capital Complex Reconciliation										
Long Bill Appropriation	1,284,061		1,273,320				2,926,487			
<i>Supplemental: HB10-1305</i>	-		-							
<i>Supplemental: SB09-192</i>	-		-							
Allocation to Divisions	(1,284,061)		(1,273,320)				(2,926,487)			
Overexpenditure/(Reversion) General Fund										
Lapsed Appropriation Cash Fund										
Lapsed Appropriation Cash Fund Exempt										
Lapsed Appropriation Federal	-		-				-			
TOTAL										

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
ADP Capital Outlay					-		-		-	
General Fund					-				-	
Cash Funds					-		-		-	
Reappropriated Funds					-				-	
Federal Funds					-				-	
					0					
FY14 Adjustment - Common Policy					0					
General Fund					0					
Cash Funds					0					
Reappropriated Funds										
Federal Funds										
ADP Capital Outlay TOTAL			154,370							
General Fund										
Cash Funds										
Reappropriated Funds			154,370							
Federal Funds										
ADP Capital Outlay Reconciliation					-	-	-			
Long Bill Appropriation			154,370		-		-			
<i>Special Bills</i>					-	-	-			
<i>Supplemental: HB08-1290</i>					-					
Allocation to Divisions					-					
Overexpenditure/(Reversion) General Fund										
Lapsed Appropriation Cash Fund										
Lapsed Appropriation Cash Fund Exempt										
Total			154,370							
Lease Space	-		-		27,789				-	
General Fund	-		-		4,580				-	
Cash Funds	-		-		3,052				-	
Reappropriated Funds	-		-		19,985				-	
Federal Funds	-		-		172				-	
FY13 Adjustment - Common Policy									-	
General Fund									-	
Cash Funds									-	
Reappropriated Funds									-	
Federal Funds									-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
LEASE SPACE TOTAL	-		-		27,789		-		-	
General Fund	-		-		4,580		-		-	
Cash Funds	-		-		3,052		-		-	
Reappropriated Funds	-		-		19,985		-		-	
Federal Funds	-		-		172		-		-	
Lease Space Reconciliation										
Long Bill Appropriation	26,220		27,789				27,789			
<i>Supplemental: HB08-1290</i>										
Allocation to Divisions	(26,220)		(27,789)				(27,789)			
Overexpenditure/(Reversion) General Fund										
Lapsed Appropriation Cash Fund										
Lapsed Appropriation Cash Fund Exempt										
Lapsed Appropriation Federal										
TOTAL	-		-				-			
Security for State Services Building	-		-		-				-	
General Fund	-		-		-				-	
Cash Funds	-		-		-				-	
Reappropriated Funds	-		-		-				-	
Federal Funds	-		-		-				-	
FY14 Adjustment - Common Policy										
General Fund									-	
Cash Funds									-	
Reappropriated Funds									-	
Federal Funds									-	
Decision Items										
General Fund									-	
Cash Funds									-	
Reappropriated Funds										
Federal Funds										
SECURITY FOR STATE SER BLDG TOTAL	-		-		-		-		-	
General Fund	-		-		-		-		-	
Cash Funds	-		-		-		-		-	
Reappropriated Funds	-		-		-		-		-	
Federal Funds	-		-		-		-		-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Security for State Srv Building Reconciliation										
Long Bill Appropriation	125,430		140,489				-			
<i>Supplemental: HB08-1290</i>										
Allocation to Divisions	(125,430)		(140,489)				-			
Overexpenditure/(Reversion) General Fund										
Lapsed Appropriation Cash Fund										
Lapsed Appropriation Cash Fund Exempt										
Lapsed Appropriation Federal	-		-							
TOTAL	-		-							
Administrative Law Judges	-		-		4,362				4,362	
General Fund	-		-		-				-	
Cash Funds	-		-		4,362				4,362	
Reappropriated Funds	-		-		-				-	
Federal Funds	-		-		-				-	
FYAdjustment - Common Policy									24,138	
General Fund									-	
Cash Funds									24,138	
Reappropriated Funds									-	
Federal Funds									-	
ADMINISTRATIVE LAW JUDGES TOTAL	-		-		4,362		-		28,500	
General Fund	-		-		-		-		-	
Cash Funds	-		-		4,362				28,500	
Reappropriated Funds	-		-		-				-	
Federal Funds	-		-		-		-		-	
Administrative Law Judges Reconciliation										
Long Bill Appropriation	-		1,135				4,362			
<i>Special Bills</i>										
<i>Supplemental: SB07-168</i>										
<i>Supplemental: HB08-1290</i>	-		-							
Allocation to Divisions	-		(1,135)				(4,362)			
Overexpenditure/(Reversion) General Fund										
Lapsed Appropriation Cash Fund										
Lapsed Appropriation Cash Fund Exempt										
Lapsed Appropriation Federal										
TOTAL	-		-				-			
COMMUNICATION SERVICE PAYMENTS	-		-		8,988				8,988	
General Fund	-		-		3,598				3,598	
Cash Funds	-		-		2,019				2,019	
Reappropriated Funds	-		-		1,226				1,226	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Federal Funds	-		-		2,145				2,145	
FYAdjustment - Common Policy and Decision Item					0				2,397	
General Fund									960	
Cash Funds					0				539	
Reappropriated Funds					0				326	
Federal Funds									572	
COMMUNICATION SERVICES TOTAL	-		-		8,988		-		11,385	
General Fund	-		-		3,598		-		4,558	
Cash Funds	-		-		2,019				2,558	
Reappropriated Funds	-		-		1,226				1,552	
Federal Funds	-		-		2,145		-		2,717	
Comm Ser Payments Reconciliation										
Long Bill Appropriation	8,365		10,614				8,988			
<i>Supplemental: SB07-168</i>										
<i>Supplemental: HB08-1290</i>	-		-							
Allocation to Divisions	(8,365)		(10,614)				(8,988)			
Overexpenditure/(Reversion) General Fund										
Lapsed Appropriation Cash Fund										
Lapsed Appropriation Cash Fund Exempt										
Lapsed Appropriation Federal										
TOTAL	-		-				-			
COFRS Modernization	-		46,428		46,431				46,431	
General Fund	-		-		-				-	
Cash Funds	-		-		-				-	
Reappropriated Funds	-		46,428		46,431				46,431	
Federal Funds	-		-		-				-	
FYAdjustment - Common Policy					0				-	
General Fund									-	
Cash Funds					0				-	
Reappropriated Funds					0				-	
Federal Funds									-	
COFRS Modernization Total	-		-		46,431		46,431		46,431	
General Fund	-		-		-		-		-	
Cash Funds	-		-		-				-	
Reappropriated Funds	-		-		46,431		46,431		46,431	
Federal Funds	-		-		-		-		-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
COFRS Modernization Reconciliation										
Long Bill Appropriation	-		46,431							
<i>Supplemental: SB07-168</i>										
<i>Supplemental: HB08-1290</i>	-		-							
Allocation to Divisions	-		-					-		
Overexpenditure/(Reversion) General Fund										
Lapsed Appropriation Cash Fund										
Lapsed Appropriation Cash Fund Exempt			(3)							
Lapsed Appropriation Federal										
TOTAL	-		46,428					-		
Information Technology Security	-		-		2,328					2,328
General Fund	-		-		-					-
Cash Funds	-		-		-					-
Reappropriated Funds	-		-		2,328					2,328
Federal Funds	-		-		-					-
FYAdjustment - Common Policy and Decision Item					0					72,425
General Fund										-
Cash Funds					0					-
Reappropriated Funds					0					72,425
Federal Funds										-
Information Technology Security Total	-		-		2,328		2,328			74,753
General Fund	-		-		-		-			-
Cash Funds	-		-		-		-			-
Reappropriated Funds	-		-		2,328		2,328			74,753
Federal Funds	-		-		-		-			-
Information Technology Security Reconciliation										
Long Bill Appropriation	-		-							
<i>Supplemental: SB07-168</i>										
<i>Supplemental: HB08-1290</i>	-		-							
Allocation to Divisions	-		-					-		
Overexpenditure/(Reversion) General Fund										
Lapsed Appropriation Cash Fund										
Lapsed Appropriation Cash Fund Exempt			-							
Lapsed Appropriation Federal										
TOTAL	-		-					-		
AG's DISCRETIONARY FUND	5,000		5,000		5,000		5,000			5,000
General Fund	5,000		5,000		5,000		5,000			5,000

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

ADMINISTRATION

Item	Actual FY12		Actual FY13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Cash Funds										
Reappropriated Funds										
Federal Funds										
AG's Decret Reconciliation of Funds										
Long Bill Appropriation	5,000		5,000				5,000			
Overexpenditure/(Reversion) General Fund										
TOTAL	5,000		5,000				5,000			
ADMINISTRATION GRAND TOTAL	3,783,349	39.1	4,268,936	39.4	17,657,601	42.7	4,772,573	42.7	15,066,401	43.7
General Fund	511,476		646,252		3,273,003		979,661		2,937,008	
General Fund Exempt	-		-							
Cash Funds	-		-		1,215,275		-		1,287,258	
Reappropriated Funds	3,271,874		3,622,684		12,753,161		3,728,961		10,503,634	
Federal Funds	-		-		416,162		63,951		338,502	

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Revenue		ADMINISTRATION				
Item	Fund Number	Actual	Actual	Approp	Estimate	Request
		Actual FY12	Actual FY13	Approp FY 14	Approp FY 14	Request FY 15
Schedule 3 Total		3,783,349	4,268,936	17,657,601	4,772,573	15,066,401
General Fund		511,476	646,252	3,273,003	979,661	2,937,008
General Fund Exempt		-	-	-	-	-
Cash Funds		-	-	1,215,275	-	1,287,258
Reappropriated Funds		3,271,874	3,622,684	12,753,161	3,728,961	10,503,634
Federal Funds		-	-	416,162	63,951	338,502
Cash Funds						
Various Sources of Cash		-	-	1,215,275	-	1,287,258
NO Call Cash Fund		-	-	-	-	-
SUBTOTAL CASH FUNDS:		-	-	1,215,275	-	1,287,258
Reappropriated Funds						
Various Sources of Cash Exempt		3,271,874	3,622,684	12,753,161	3,728,961	10,503,634
FEDERAL FUNDS						
Mediciad Fraud		-	-	416,162	63,951	338,502
		-	-	-	-	-

Strategic Plan FY 14-15

Business & Licensing Section

Department of Law

MISSION: The Business and Licensing Section’s mission is to provide the highest quality legal representation to regulatory boards, commissions, programs and governmental agencies.

Objective 1: Business and Licensing’s (“B&L”) attorneys shall serve as general counsel to the following clients to effectuate the shared goal of public protection: Department of Regulatory Agencies, Department of Agriculture, and the Independent Ethics Commission. B&L also serves as special counsel or conflicts counsel to other state agencies.

- Goal 1: Attorneys shall provide timely, accurate and responsive legal advice to the agencies and boards.
- Goal 2: Attorneys for all units shall identify general counsel and litigation needs of the agencies and boards and communicate those needs to supervisors and clients.
- Goal 3: Attorneys for all units shall assist in rulemaking as needed or requested by the agencies.
- Goal 4: When appropriate to the agency, attorneys shall develop and maintain internal tracking systems for cases, informal attorney general opinions, rulemaking, and legislation affecting the agencies.
- Goal 5: Attorneys shall provide aggressive and effective legal representation of the board or other clients on all appeals of board or agency decisions.

Objective 2: The Assistant Attorneys General (“AAGs”) within B&L shall develop subject matter expertise on issues relevant to the clients they represent.

- Goal 1: The Section shall continue to implement the training protocols for new attorneys by pairing each new attorney with a First Assistant or mentor and by holding section-wide practice improvement sessions.
- Goal 2: The Section shall maintain competence of all attorneys by participating in the evaluation process and the goal planning process with supervisors.
- Goal 3: The attorneys shall attend Continuing Legal Education programs and other training relevant to their practice.
- Goal 4: Supervisors shall improve legal advice to all agencies by identifying areas of law and practice where section wide consistency can be achieved, and shall implement tools to address consistency.

Objective 3: The section shall effectuate the client’s goals through effective litigation by initiating actions in administrative court, State District Court, courts of appeal and other courts as necessary.

- Goal 1: Attorneys shall effectively and efficiently litigate cases referred to the AGO.

- Goal 2: Supervisors and team leaders shall provide an educational environment in which attorneys and staff may increase their substantive knowledge of the subject matter and develop litigation skills.
- Goal 3: All units shall have policies in place to assure early attorney review and development of case strategies appropriate for all referred cases.
- Goal 4: All units shall identify backlogs and have plans in place to effectively manage backlogs.
- Goal 5: Units shall work with clients to continually educate investigators and staff regarding their role in managing evidence, affidavits and documentation supporting the legal elements that must be proved at hearing.

Objective 4: The B&L attorneys shall provide effective conflicts counsel to agencies as assigned.

- Goal 1: Attorneys shall effectively advise the State Personnel Board in its adjudicatory role in actions that come before the Board, and provide rulemaking support and other advice as required.
- Goal 2: Attorneys shall effectively advise the Civil Rights Commission in its adjudicatory role in actions that come before the commission, and provide rulemaking support and other advice as required.
- Goal 3: Attorneys shall effectively advise the Mined Land Reclamation Board in its adjudicatory role in actions that come before the Board.

I) BACKGROUND INFORMATION: BUSINESS AND LICENSING SECTION

The Department of Regulatory Agencies

The Department of Regulatory Agencies (“DORA”) houses several divisions. The AAGs enforce compliance with the law by prosecuting disciplinary actions against licensed professionals, by representing the programs in licensure denial actions, by litigating civil enforcement and subpoena enforcement actions, and by litigating injunctive actions. In addition to prosecuting individual cases, the attorneys provide general counsel advice regarding legislative and policy matters, rulemaking and case analysis. Examples include:

Division of Professions and Occupations: B&L AAGs provide legal representation to regulatory boards, committees and programs within the Division of Professions and Occupations (formerly the Division of Registrations), the largest division within DORA. The professions regulated include accountants, acupuncturists, addiction counselors, architects, athletic trainers, barbers, cosmetologists, chiropractors, dentists, dental hygienists, electricians, engineers, land surveyors, landscape architects, hearing aid dealers, massage therapists, marriage and family therapists, direct-entry midwives, nurses, nurse aides, nursing home administrators, occupational therapists, optometrists, outfitters, passenger tramways, physicians, physical therapists, plumbers, podiatrists, pharmacists, private investigators, professional counselors, psychologists, respiratory therapists, social workers, speech pathologists, registered psychotherapists, surgical assistants, surgical technologists, the nurse-physician advisory task force for Colorado health care (“NPATCH”), veterinarians and the newly created naturopathic doctors licensure program.

B&L AAGs also provide representation to the Division of Professions and Occupations in carrying out its oversight role for the Michael Skolnik Medical Transparency Act of 2010.

Division of Real Estate: The AAGs representing the Division of Real Estate provide legal counsel to the Colorado Real Estate Commission, the Board of Real Estate Appraisers, the Mortgage Loan Originator Board, and the Colorado Conservation Easement Oversight Commission. Unit attorneys provide each of these boards and commissions general counsel services. Unit attorneys also litigate on behalf of these clients in both state and administrative courts.

Division of Insurance: AAGs representing the Division of Insurance act as general and litigation counsel to the various sections of the Division of Insurance (“Division”). The Division regulates all matters regarding the business of insurance in Colorado, including health care insurance, health maintenance organizations, long-term care, Medicare supplement insurance, life insurance, and property and casualty insurance. The Division also regulates preneed funeral contracts, commercial bail bonding and all unauthorized activities determined to be the business of insurance. Unit attorneys assist and advise on a wide variety of subject areas related to the regulation of insurance companies and their agents (insurance producers), including rulemaking, changes and amendments to the insurance laws, informal attorney general opinions of legal issues pertaining to insurance, open records requests, and consumer complaints. Unit attorneys are assisting the Division with new developments in the law regarding health insurance and significant changes in commercial bail bonding resulting from recent legislation. Litigation is conducted in administrative and district courts on behalf of the DOI against insurance companies and producers in cases involving insurance law violations and/or the unauthorized business of insurance. Unit attorneys also represent the Division in all matters involving third party litigation.

Division of Securities: AAGs representing the Division of Securities assist the client in the regulation of securities, broker-dealers, sales representatives, investment advisers, and investment adviser representatives and other related entities. Unit attorneys conduct litigation on behalf of the Division of Securities in administrative and district court against individuals, companies, and investment funds or entities that operate in violation of the Colorado Securities Act.

Division of Banking: The Division of Banking regulates state-chartered commercial banks, trust companies, and money transmitters. The AAGs provide legal representation and advice to the Board and the Division of Banking on such issues as involuntary liquidations of banks, merger and consolidation applications, and general legal advice including rulemaking.

Division of Financial Services: AAGs representing the Colorado Financial Services Board assist the client in the regulation of life care institutions, state-chartered credit unions, and state-chartered savings and loan associations.

Independent Ethics Commission

The AAGs representing the Independent Ethics Commission assist the Commission in carrying out its constitutional and statutory duties through the Commission’s issuance of Position

Statements, Advisory Opinions and Letter Rulings relating to standards of conduct for government officials. AAGs also help the Commission in its constitutional duty to investigate and hold hearings on ethical complaints.

Department of Agriculture

The Business and Licensing Section provides general and litigation counsel to the Colorado Department of Agriculture and the Commissioner of Agriculture. This representation is provided by two full-time AAGs who represent and provide legal advice to the various divisions within the department including: the Animals Division, the Colorado State Board of Livestock Inspection, the Conservation Services Division, the Inspection and Consumer Services Division, the Plants Division, and the Markets Division. The AAGs also represent and advise the Colorado State Fair and several other marketing-related boards associated with the department. The AAGs assist the department in dealing with a myriad of complicated legal issues on a daily basis from livestock disease emergency quarantines, takings and destructions, to regulation of pesticide use, licensing of commodity handlers, certification of organic producers, and prevention of plant diseases, many of which involve complex interactions between state and federal law. The AAGs also assist with rulemaking, drafting of proposed legislation and the sunset review process.

Mined Land Reclamation Board

The Business and Licensing Section provides a General Counsel position that serves as permanent conflicts counsel to the Colorado Mined Land Reclamation Board (“MLRB”), a multi-interest citizen board that establishes the regulations, standards, and policies that guide the Division of Reclamation, Mining and Safety (“DRMS”). The MLRB implements the Colorado Mined Land Reclamation Act, the Colorado Land Reclamation Act for the Extraction of Construction Materials, and the Colorado Surface Coal Mining Reclamation Act. The MLRB is actively involved in the decision-making process for controversial permit issuance and enforcement actions.

Other Conflicts Counsel Clients

Business and Licensing also represents the Civil Rights Commission and the State Personnel Board. The Civil Rights Commission is a seven-member commission appointed by the Governor for four-year terms. The State Personnel Board includes five members serving five-year terms, three of whom are appointed by the Governor and two of whom are elected by members of the state personnel system.

II) PRIOR YEAR LEGISLATION:

Department of Regulatory Agencies

Division of Securities: The General Assembly passed HB 12-1005, which amended § 24-75-601.1, C.R.S., the statute which governs the types of securities in which public funds may be invested. Unit attorneys advise the Division regarding the impact of these amendments, and whether certain investment vehicles may be utilized by public entities investing public funds.

Division of Professions and Occupations: A number of programs underwent sunset review or were modified by legislation. Including the Professional Review of Health Care Providers (i.e., Peer Review) (H.B. 12-1300), the Committee on Anti-Competitive Conduct (LLS No. 12-0357), and pharmacists and prescription drug outlets (H.B. 12-1311), the Board of Licensure for Architects, Professional Engineers, and Professional Land Surveyors (S.B. 13-161), and the Examining Board of Plumbers (S.B. 13-162).

Senate Bill 13-161 continued the Board of Licensure for Architects, Professional Engineers, and Professional Land Surveyors, clarified various definitions, corrected outdated language, and increased title protection. The Board's SAAG assisted the Board in proposing statutory improvements to the Office of Policy, Research and Regulatory Reform.

The sunset bill for the Examining Board of Plumbers (S.B. 13-162) changed the Board's name to the State Plumbing Board, inserted authority for the Board to enjoin inspections by local jurisdictions upon a finding that the jurisdiction is not inspecting in accordance with the State plumbing code, and modified qualifications for State inspectors. The Board's SAAG assisted the Board in proposing statutory improvements to the Office of Policy, Research and Regulatory Reform.

The General Assembly passed HB 12-1065 extending the deadline for Advanced Practice Nurses, with prescriptive authority (granted prior to July 1, 2010) to submit the attestation of Articulated Plan. The deadline was extended from July 1, 2011 to September 30, 2012.

The General Assembly changed the licensing requirements for Nursing Home Administrators with the passage of HB 12-091 and HB 12-1055.

With H.B. 13-1133, the General Assembly allowed electrical inspection of schools by local inspectors, provided the local jurisdiction complies with the State electrical code.

Division of Real Estate: This year, the General Assembly passed an important piece of legislation regarding Colorado's conservation easement tax credit program - S.B. 13-221. Beginning January 1, 2014, landowners seeking conservation easement tax credits will apply for tax credit certificates with the Division of Real Estate. The Director of the Division of Real Estate will determine whether the appraisal supporting the tax credit application is credible. The Conservation Easement Oversight Commission ("CEOC") will determine whether the conservation easement donation is a qualified conservation contribution under the Internal Revenue Code. If the Director determines that an appraisal is credible and the CEOC determines that the donation is a qualified conservation contribution, then the Department of Revenue cannot disallow the conservation easement tax credit on either of these grounds. This is a significant change to Colorado's conservation easement tax credit program, which should result in substantial savings to the state of Colorado by placing decision making regarding appraisals and conservation purpose at the front end of these transactions.

Both the mortgage loan originator regulatory program (S.B. 13-156) and the appraiser regulatory program (S.B. 13-155) underwent sunset review.

Division of Insurance: The General Assembly passed several bills impacting the Division of Insurance, including: HB 13-1266 (Alignment of state insurance law with federal health care law); HB 13-1062 (Requirements and Enforcement laws for Public Adjusters); and HB 13-1225 (the Homeowners Insurance Reform Act). It should be noted that legislation was passed to repeal Cover Colorado in anticipation of the significant changes in state law regarding health insurance coverage.

III) HOT ISSUES:

Department of Regulatory Agencies

Division of Professions and Occupations (previously known as “Division of Registrations”):

Examples of cases handled by the attorneys representing the various boards, committees and programs within the Division of Professions and Occupations include:

Colorado Medical Board v. Jose Salvador Cruz-Martinez, M.D. Dr. Cruz-Martinez is a psychiatrist who was practicing inpatient, adult psychiatric care at Parkview Medical Center in Pueblo in 2007. This Medical Board case concerned Respondent’s care of patient A, a 25-year-old developmentally-disabled adult with historical diagnoses of autism and a seizure disorder. While in Dr. Cruz-Martinez’ care patient A died. Among the Board’s concerns regarding the care of patient A, Dr. Cruz-Martinez failed to consult a neurologist regarding the patient’s seizure activity and failed to ensure the patient’s transfer to ICU upon learning of a critically high sodium level. Further, Dr. Cruz-Martinez failed to do more than simply refer the patient to the hospitalist upon learning of a critically high sodium level. Following the trial and upon exceptions, the Board issued a final disciplinary order of license suspension pending skill assessment and monitoring, followed by probation.

Colorado Medical Board v. Sam Jahani, D.O. Dr. Jahani was an internist, who owned urgent care centers in Delta, Grand Junction and Montrose. He operated his clinics from 2005 until December 2009. After conducting an investigation, the Board found that Dr. Jahani engaged in a pattern of prescribing controlled substances to patients without clinical indication and without properly documenting patient visits or reasons for the on-going prescription practices. After the Board filed a formal complaint in administrative court, Dr. Jahani permanently relinquished his license and agreed never practice medicine in Colorado again.

Colorado Medical Board v. Michael Camarata, M.D. Dr. Camarata made numerous medical marijuana recommendations. The Medical Board determined that the medical marijuana evaluations performed by Dr. Camarata fell below the standard of care because: 1) he failed to perform sufficient physical examinations; 2) he failed to consider established treatments or to formulate complete treatment plans for his patients; and 3) he failed to sufficiently document his evaluations or the reasons for the medical marijuana recommendations. In addition, the Medical Board received complaints that Dr. Camarata over-prescribed opioids and benzodiazepines. The Board determined that Dr. Camarata’s prescribing of these drugs was excessive, and that his prescribing fell below the standard of care. Dr. Camarata agreed to public discipline, including a five-year probationary period, an

evaluation and education at the Center for Personalized Education for Physicians, and monitoring by a Quality Reviewer.

Colorado Medical Board v. Vandna Jerath, M.D. Dr. Jerath was the on-call OB/GYN for an emergency department when a pregnant patient came in complaining of vaginal bleeding. Based on a telephone conversation with the ER physician, Dr. Jerath assumed the patient had an ectopic pregnancy. Dr. Jerath never examined or spoke with the patient before recommending that the ER physician administer Methotrexate, a drug used to terminate ectopic pregnancies. Dr. Jerath misdiagnosed the patient. The patient later learned that she did not have an ectopic pregnancy. Rather, the patient had a normal intrauterine pregnancy. The patient miscarried because of the medication Dr. Jerath recommended. Following a three day trial, the Administrative Law Judge admonished Dr. Jerath's medical license.

Colorado Medical Board v. Toribio Mestas, M.D. Dr. Mestas came to the attention of the Colorado Medical Board after he placed an advertisement in a Trinidad newspaper offering to see patients for medical marijuana evaluations at the "Deuce Tattoo" office in Trinidad. The Board determined that the medical marijuana evaluations performed by Dr. Mestas fell below the standard of care because 1) he did not sufficiently document his patients' medical history ; 2) he did not gather or document sufficient information about the patients' presenting illnesses; 3) he did not document a full assessment of his patients including a rationale for medical marijuana being an appropriate treatment relative to medical treatments with proven efficacy; and 4) he did not formulate complete treatment plans. Dr. Mestas agreed to license discipline inactivating his license for at least two years. The discipline is reported to the national practitioner database.

State Board of Nursing v. Davene Riesmeyer, R.N.: Ms. Riesmeyer backed her car into another car in a parking lot and was found asleep at the wheel. The police found 6 vials of Propofol (4 unused, 1 empty and 1 half empty) in her car, as well as Tramadol tablets. (Propofol is an IV medication used to sedate patients. Tramadol is a narcotic pain reliever). Respondent admitted diverting the propofol from her employer. Respondent was summarily suspended. Ms. Riesmeyer is currently facing charges including use and/or abuse of drugs, conduct constituting a crime and substandard practice.

State Board of Nursing v. Claudette Louise Kelley, R.N., L.P.N.: Ms. Kelley worked at a long-term care facility providing care to elderly patients. Ms. Kelley failed to inform the physician of a change in two patients' conditions, failed to properly assess the patients and left the floor without notifying staff of her whereabouts during a medical emergency involving one of her patients. Ms. Kelley's licenses to practice as a practical nurse and professional nurse were revoked following a hearing for substandard care, substandard practice and failure to make essential entries.

State Board of Nursing v. Maria Romero, C.N.A.: Ms. Romero worked for a hospice. While on duty and driving between patient visits, Ms. Romero was in an automobile accident. She submitted to a "for cause" drug test. She tested positive for Marijuana, Amphetamines, and Methamphetamines. Ms. Romero's certification was revoked following a hearing for substandard care and misuse of controlled substances.

The State Board of Dental Examiners v. Jack Goodrich: Dr. Goodrich attempted to place mandibular and maxillary implants in a patient. Mr. Goodrich did not conduct appropriate diagnostic testing before attempting the placement and due to advanced bone loss, several of the implants could not be placed. Dr. Goodrich stipulated to a letter of admonition.

The Board of Examiners of Nursing Home Administrators v. Aragon-Herrera, N.H.A.: Ms. Aragon-Herrera signed an Interim Cessation of Practice Agreement in lieu of Summary Suspension. Following lengthy negotiations, Ms. Aragon-Herrera permanently relinquished her license to practice as a nursing home administrator, making admissions including that she failed to protect residents' rights, failed to ensure quality of care and quality of life consistent with health and safety of residents, and failed to ensure that required reports were made to CDPHE regarding investigations of harm to residents.

State Board of Dental Examiners v. Brandon Payne, MD, DDS: Dr. Payne administered deep sedation to a patient in 2011. He administered sedation without a complete preoperative medical history, failed to note irregularities in pain medication use, and failed to document an adequate anesthesia record. In June 2012, he agreed to cease performing any sedation that required a permit or privilege beyond his dental license. Dr. Payne stipulated to probation, and his sedation privilege was restricted pending completion of continuing education and an anesthesia practice monitoring plan.

Board of Licensure for Architects, Professional Engineers, and Professional Land Surveyors v. H. Gary Howell: The Board of Licensure for Architects, Professional Engineers, and Professional Land Surveyors initiated disciplinary proceedings against professional engineer Gary Howell. The Board alleged that Mr. Howell failed to meet generally accepted engineering practice standards; failed to protect public safety, health, property, and welfare; and failed to exercise appropriate skill, care, and judgment in the application of building codes in his structural engineering work on the Meeker Elementary School. The school was closed pending repair of the structural issues. The Board sought a two-year suspension of Mr. Howell's license and other discipline. Several weeks before the hearing, Mr. Howell agreed to voluntarily relinquish his license.

Division of Real Estate: Examples of cases handled by the AAG's representing the Division of Real Estate and programs within the Division include:

Colorado Real Estate Commission v. Michelann Cordero: The Real Estate Commission referred a complaint against Michelann Cordero, a licensed real estate broker, to the OAG after an investigation revealed that she had an elderly gentleman purchase properties at an inflated price from her, or someone working with her, often keeping the proceedings from the sale. She then had the gentleman transfer ownership of the property to Ms. Cordero's company. Notice of Charges was filed against Cordero in August of 2011. For various reasons, the Commission agreed to stay the license disciplinary case while a criminal case in Arapahoe County for these activities proceeded. However, after multiple continuances of the criminal case, the Commission successfully requested that the court lift the stay of the administrative proceedings even though the criminal case had not been resolved. Shortly after the stay was lifted, Ms. Cordero agreed to a revocation of her real estate broker's license, a \$2,300 fine, and a \$42,700 fine should she ever reapply for a real estate broker's license.

Colorado Real Estate Commission and the Mortgage Loan originator Board v. Julian Vigil:

Mr. Vigil held both a real estate broker license and mortgage loan originator license when he was hired in 2010 by Kathleen Hughes to sell her house. Mr. Vigil told Ms. Hughes she owed more on her mortgage than the home was worth and would try to get her lender bank to agree to a short sale. Mr. Vigil conned her into wiring him \$34,000 to pay off more of her mortgage and thereby complete the sale of her home but the home remained unsold. After months of delay Mr. Vigil ultimately completed the sale of her home by transferring Ms. Hughes' mortgage loan to his parents, who he had already allowed to move into the vacant home. Mr. Vigil failed to disclose to Ms. Hughes the full terms of the proposed real estate transaction or to provide her with full copies of documents he asked her to sign. Mr. Vigil also used Ms. Hughes' \$34,000 for his personal use, claiming \$4,000 as a commission. Cases against both of Mr. Vigil's licenses were referred to this office seeking revocation, restitution and fines. After filing notice of charges and working with Mr. Vigil to understand the severity of the case against him, the OAG negotiated a settlement of the case for relinquishment of Mr. Vigil's mortgage loan originator license, revocation of his real estate broker license, \$20,000 in restitution payments to Ms. Hughes, and significant fines due if Mr. Vigil ever reapplied for either license.

Colorado Real Estate Commission v. Elizabeth Ann Trott:

Ms. Trott, a licensed real estate broker, was referred to this office by the Colorado Real Estate Commission, for violating several provisions of the Colorado Real Estate Practice Act and engaging in the unlicensed practice of law. Ms. Trott represented the seller in the sale of an assisted-living facility, which was a two-part transaction: the sale of the home, and then the sale of the real property on which the facility was located. Ms. Trott drafted and negotiated the terms of an asset purchase agreement for the sale of the business. She conducted the sale of the property as a separate transaction and failed to make the two transactions contingent upon the other. The sale of the home closed, but the sale of the business did not. As a result, the seller was forced to re-purchase her home for a significantly higher price. After extensive settlement negotiations Ms. Trott paid restitution to the seller and agreed to a settlement that included a fine, coursework, suspension, and a public censure.

Colorado Real Estate Commission v. Jay D. Stoner:

Mr. Stoner, a licensed real estate broker and residential real estate developer, was referred to this office by the Colorado Real Estate Commission for violating several provisions of the Colorado Real Estate Practice Act, including failing to remit money belonging to others, diverting money belonging to others, and failing to use an escrow or trust account for money belonging to others. Mr. Stoner entered into a purchase contract in which he agreed to sell an undeveloped piece of residential property to a prospective buyer and then build a home on the property. Pursuant to the contract, Mr. Stoner accepted \$30,000.00 in earnest money. However, Mr. Stoner failed to deposit the money in a requisite escrow account and, without knowledge of the buyer, used it to fund the purchase of another unrelated property. Mr. Stoner was unable to recover the earnest money and was therefore unable to complete the sale to the buyer. When the buyer demanded the return of his earnest money Mr. Stoner refused to return it. A formal complaint was filed with OAC on September 21, 2012. A settlement was reached between the parties on February 26, 2013, in which Respondent agreed to pay the total amount of restitution, \$37,875.00, agreed to a probationary license with supervision for five years, a fine of \$3,500.00, and a public censure.

Colorado Real Estate Commission v. Innovative Property Services, LLC ("IPS"):

IPS, a licensed real estate company in Colorado, owned by Mr. Brandon Rockhold, provided rental

property management services. A routine, on-site audit of IPS financial records, by DORA investigators, found the company was missing \$35,000, the amount of client/tenant security deposits. Mr. Rockhold eventually admitted to using the funds for his personal use after records indicated he had sole access to the account containing the missing funds. During the course of the investigation, Mr. Rockhold also entered into an agreement to sell his company for profit to another property management company. At the time, clients were completely unaware of their missing funds as the business was only required to remit security deposit funds as tenants changed out, permitting a Ponzi-like scheme to thrive. Shortly before confirming the sale of IPS, Mr. Rockhold ultimately agreed to settle his company license case, thereby requiring that his clients/consumers receive notice of his actions and the discipline agreed upon. On behalf of IPS, Mr. Rockhold agreed to a permanent revocation of the IPS's real estate company license, admissions to converting or diverting funds of others and unworthy and incompetent behavior, and a public censure.

Division of Insurance: Significant cases handled by the Insurance Unit include:

John Alden Life Insurance Company - The Division conducted a market conduct examination of the company indicating the company violated various Colorado insurance laws and regulations pertaining to the company's health insurance business. Prior to issuance of a Final Agency Order, the Commissioner of Insurance called for and, with the guidance of Unit attorneys, conducted a non-adversarial "Investigatory Hearing" under Title 10, C.R.S. This was the first hearing of this type conducted by the Division. The Commissioner ultimately determined that the company violated various provisions of Colorado law and related regulations including, but not limited to, failure of the company's contracts and forms to include required provisions and/or correct/complete provisions for cervical cancer vaccines, hearing aids for minor children, organ transplants and outpatient physical, occupational and speech therapies. The Commissioner also imposed \$85,500 in civil penalties and surcharges.

Unites States Fire Insurance Company and North River Insurance Company - The Division conducted a market conduct examination indicating the companies violated various Colorado insurance laws and regulations related to the company's bail bond business in Colorado. Unit attorneys assisted the Division with negotiating settlements with the companies after the Commissioner issued Final Agency Orders pertaining to the MCEs which assessed \$155,200 in civil penalties against US Fire and \$85,000 in civil penalties against North River. The FAOs also required the companies to develop plans to ensure future compliance with Colorado insurance laws and regulations pertaining to the bail bond business.

Consolidated Medical Services - Unit attorneys prosecuted and successfully settled a case involving a Cease & Desist Order issued against Consolidated and its founder, Joseph Benedetto. CMS/Benedetto operated a website as a vehicle to purportedly sell insurance and recruit "Affiliates" for an internet-based marketing program. The Cease & Desist Order determined that CMS/Benedetto (and their Affiliates) engaged in fraud and the unauthorized transaction of insurance business in Colorado by marketing and selling medical benefit programs to consumers as an alternative to traditional health insurance. The medical benefit programs targeted consumers who had pre-existing conditions and/or who may have been denied traditional major medical insurance. The Cease & Desist Order precludes CMS/Benedetto from conducting any insurance related business in Colorado.

Cinergy Health, Inc. - Unit attorneys prosecuted and successfully settled a case involving Cinergy and Cinergy representative Steven Trattner. Cinergy entered into contracts with various associations and/or purported insurance companies to market limited health benefit plan insurance policies to consumers in many states, including Colorado. Limited health benefit plan insurance policies provide coverage, typically through membership in an association, with insurance limits for individuals and groups that are far lower than those provided by a traditional health insurance policy. Limited health benefit plan insurance policies are typically recommended to be used only in conjunction with and not as an alternative to a traditional major medical or catastrophic coverage policy. The policies sold by Cinergy generally provided first dollar coverage to policyholders (immediate coverage for medical expenses not subject to a deductible) though it capped coverage for certain medical costs and treatment at amounts substantially lower than the actual coverages required by policyholders. Cinergy marketed and sold the policies in Colorado primarily through television advertisements aired in the state and through telephone solicitations into Colorado by unlicensed agents in Florida. Cinergy/Trattner admitted having their agents engage in the unauthorized transaction of the business of insurance in Colorado, that their agents made false and misleading statements to consumers as part of their marketing and advertising, and that they failed to disclose administrative and/or regulatory proceedings in other states. Cinergy/Trattner admitted that they violated various provisions of Colorado law and related regulations and agreed to pay \$110,000 in civil penalties and surcharges.

Minnesota Surety & Trust Company - The Minnesota Supreme Court indefinitely suspended Peter Plunkett, an Austin, Minnesota attorney, from the practice of law, effective February 26th. Mr. Plunkett's suspension is the latest result of a Colorado Division of Insurance (the "Division") action from 2011, in which Minnesota Surety & Trust Company admitted to altering approximately 4,000 bail bond documents, was ordered to pay a \$1.2 million civil penalty, and had their license to do business in the state of Colorado revoked. Mr. Plunkett, as the President and part owner of Minnesota Surety & Trust, directed the alteration of the bail bond documents in an attempt to avoid possible civil penalties that could have resulted from the Division's examination of the documents to determine compliance with Colorado state law. One million dollars of the civil penalty was stayed under the condition that neither Mr. Plunkett or Minnesota Surety & Trust conduct any insurance related business in the state for at least five years.

Division of Securities: The AAGs representing the Division of Securities handled a significant number of complex civil matters. For example:

Joseph v. Clinton Fraley: Unit attorneys prosecuted an injunctive action against Clinton Fraley, his business Wealth by Design, and the Clinton D. Fraley Living Trust on based upon Fraley's fraudulent conduct in obtaining investor funds and then converting those funds to personal use. Fraley took nearly half a million dollars from Denver-area fire fighters under the guise of investing their funds as an investment adviser. However, instead of investing the funds, Fraley took the funds for his own use, purchasing a personal residence and then transferring the residence out of reach of the investors into the Clinton D. Fraley Living Trust. As a result of this action, attorneys in the unit obtained a temporary restraining order and then a permanent injunction barring Fraley and his entity from securities activities. The

Court also entered full damages and restitution against Fraley and imposed a constructive trust over property obtained with investor funds.

Joseph v. Sawano: Unit attorneys representing the Securities Commissioner obtained a temporary restraining order and then a preliminary injunction and order freezing assets and accounts against two licensed investment adviser representatives (Perry Sawano and Brad Hawkins) and investment advisory businesses operated by Sawano and Hawkins (Providence Financial Services, Integrity Financial Solutions, and Integrity Financial Consulting). The Complaint alleges that the Defendants engaged in a scheme to defraud investors through, among other devices, the use of “alternative” investments without making full disclosure that the investments were non-existent in some cases and in other instances merely businesses or ventures that Sawano himself held an interest. The matter is currently pending in the Denver District Court and is currently set for trial in May of 2014.

In addition to traditional injunctive litigation, AAGs representing the Division of Securities are actively managing a number of cases where a receiver has been successfully sought by the DOS to seize investment funds, including Mueller Capital Management, Wealth Systems International and the DelGreene family of funds, Secured Financial Group and the Integrity Funds, Southern Financial Corporation and the Secured Real Estate Lending Fund, Mark Jackson, Dharma Investment Group and the Dharma family of entities, Yost Company, Valley Investments, as well as XL Capital and the Vision and Velocity Funds.

Division of Banking: As outlined below, AAGs representing the Division of Banking continue to take legal action in District Court to protect confidential consumer and regulatory information from improper disclosure.

Colorado Capital Bank, Douglas County Colorado: Before it was closed through emergency action of Banking Board on July 8, 2011, Colorado Capital Bank was a \$718 million State bank with six branches. Ancillary third-party litigation has subsequently arisen in which the parties seek confidential financial information related to customers of Colorado Capital Bank as well as protected regulatory information. Even though Douglas County District Judge White has issued two protective orders, the Defendant borrowers in First Citizen Bank and Trust v. Roger Bumgarner continue seeking protected information. In addition, there is now also a Denver District Court case in which former officers and directors of Colorado Capital Bank and its holding company BankVest are seeking to bolster their defenses through use and disclosure of confidential consumer and regulatory information. Periodic legal action is required to protect the interest of the Division.

Independent Ethics Commission: Over the past fiscal year, AAGs aided the Commission in conducting hearings and issuing final orders for two complaints filed with the Commission, Complaint 12-06 (Arnett v. Brandeau) and Complaint 12-07 (Ethics Watch v. Gessler). AAGs also successfully defended the Commission in an injunctive relief challenge in district court related to Complaint 12-07. AAGs also were able to obtain a dismissal of a district court challenge brought by Secretary of State Scott Gessler in which the Secretary demanded that the court compel the Commission to issue advisory opinions in a particular manner. In addition, AAGs assisted the Commission in its compliance with Colorado’s Open Meetings Laws and

Open Records Act compliance and guided the Commission in its issuance of Advisory Opinions and Position Statements.

Department of Agriculture: Significant cases handled by AAGs representing the Department of Agriculture include:

Stulp v. Schuman: In April 2011, the Bureau of Animal Protection sought an injunction to restrain a rancher, Dean Schuman, permanently from owning, possessing, managing, or tending livestock. The Logan County District Court issued the injunction, after finding Schuman unfit to own livestock and after concluding that Schuman either did not understand good animal husbandry practices or refused to engage them. Schuman appealed the matter to the Colorado Court of Appeals regarding the scope of the injunctive authority of the district court. The Department's AAG argued this matter before the Court of Appeals on August 8, 2012. The Court of Appeals decided the matter on August 31, 2012, and published its opinion, *Stulp v. Schuman*, 2012 COA 144. Importantly, the Court of Appeals concluded that state district courts do have authority to enjoin activity that would otherwise be lawful when the circumstances so require.

Stulp v. Wagner, et al: In 2010, the Bureau of Animal Protection intervened in a second livestock neglect and cruelty case in which over 150 head, in a 1,200-head herd, were found deceased, having become malnourished and ultimately perishing in the winter's elements in Park County. In May 2010, the Department sought possession of the entire herd, removed 379, sold that portion of the herd, and negotiated a temporary restraining order to uphold the status quo of the remainder of the herd pending a trial on whether Mr. Wagner should be permanently restrained from owning, possessing, managing, or otherwise tending livestock in Park County. From December 5 through 9, 2011, the Department's AAGs argued in Park County District Court that Mr. Wagner's pattern and practice of ranching was unsustainable and would lead only to further livestock death and disease. At the close of the trial, the district court judge granted the Department the injunctive relief it sought, restraining Mr. Wagner from owning, possessing, or managing cattle in Park County, Colorado. Although Wagner filed a Notice of Appeal, he failed to file an opening brief. The permanent restraining order remains in effect.

Colorado State Fair Transitions to a Cashless Fair: In early 2013, the Colorado State Fair Board of Authority decided that all vendors on its grounds would use pre-paid cash cards to effect all sales to patrons for food, beverages, specialty rides, and alcohol for the 2013 Colorado State Fair and Industrial Exposition. While the contractor providing the service sought compensation from the Fair in the form of all un-used, pre-loaded cash remaining on the cards at the close of the Fair, the Department's AAG identified the legal issue with gift-card balances, advised the board, and worked with the Fair's General Manager and the Department's CFO to negotiate a compensation package to the contractor and to draft the initial contract, negotiate revisions, and finalize the contract in time for effective implementation at the 2013 Fair.

Low Level Aerial Applicators, Inc.: In August 2012, the Department's Pesticide Enforcement Program learned that an aerial applicator may have allowed pesticide to drift onto homes and homeowners' associations surrounding a field in Larimer County where the applicator had

made an application. After investigation, the Department determined that it had grounds to believe that the applicator had, in fact, drifted pesticide onto a private individual's home and onto two homeowners' associations. After finalizing its investigation and providing Low Level the opportunity to respond, the Department referred the matter to its AAGs who initiated settlement negotiations without success. The Department's attorneys have filed a notice of charges, alleging drift onto a private individual's residence and onto two homeowners' associations.

Mined Land Reclamation Board: Significant cases handled by General Counsel for the MLRB include:

Cotter Corporation v. MLRB and the Division of Reclamation, Mining and Safety: Cotter Corporation holds a reclamation permit for the Schwartzwalder Mine, an inactive uranium mine in Jefferson County. The mine is located near Ralston Creek. Ralston Creek flows into Ralston Reservoir, which is a drinking water source for Denver, Arvada and other communities. Cotter ceased production at the mine in 2000. When it was active, Cotter dewatered the mine. After mining ceased, the mine was allowed to fill with water, eventually reaching a level at least twenty-five feet above the level of Ralston Creek. After a hearing, the MLRB found Cotter that the level of the mine water is creating a hydrologic gradient toward Ralston Creek, allowing mine water to pollute it. The MLRB found Cotter in violation of the Mined Land Reclamation Act for failing to minimize disturbances to the hydrologic balance, failing to handle toxic-forming material to protect the drainage system from pollution, and failing to protect areas outside of the affected land from damage. The MLRB ordered Cotter to begin dewatering the mine, treat the water removed, and pay a \$55,000 civil penalty. The MLRB subsequently found Cotter had taken no action to comply with its order; the Board issued Cotter a cease and desist order and levied an additional \$39,000 civil penalty. Cotter filed an appeal of both the Board's initial order and its cease and desist order. After extensive briefing, the court affirmed the Board's orders, rejecting all of Cotter's arguments and finding that the initial order and cease and desist order were reasonable, proper and supported by substantial evidence. Cotter filed an appeal of the District Court's orders with the Court of Appeals.

State Personnel Board:

Colorado Department of Human Services v. Maggard: The AAG for the Personnel Board successfully argued this matter before the Colorado Supreme Court, resulting in an affirmation of the straightforward and efficient standard of review applicable to appeals from Personnel Board decisions. The Personnel Board AAG's also assisted with rulemaking related to procedures applicable to state employees in the classified system.

IV) WORKLOAD MEASURE:

WORKLOAD INDICATORS

As a result of DORA's increased use of the Expedited Settlement Program within the Division of Professions and Occupations and Division of Real Estate, cases not requiring referral for legal services have been resolved within the agency. Consequently, the cases that have been referred

to the Office of the Attorney General have been more complex and contentious. Consistent with the client's expectation, AAGs have continued to aggressively file or resolve most cases within a one-year period of time. AAGs have responded to this goal without compromising their commitment to prioritize the most egregious cases and promote public protection. Furthermore, the ongoing mortgage crisis has resulted in increased litigation surrounding the regulation of mortgage loan originators. Under HB 10-1141 enforcement authority shifted to a Board model, as well as to Department of Regulatory Agencies oversight. As has been the case for the past few years, substantial state and federal statutory and regulatory changes to the Mortgage Loan Originator Program have required a significant amount of legal time to be allocated to the drafting and review of newly promulgated rules and position statements.

I. BACKGROUND INFORMATION: CIVIL LITIGATION AND EMPLOYMENT LAW SECTION

The employees of the section defend all state agencies, institutions of higher education, officials, and employees in litigation in state and federal court, as well as administrative hearings. The section also acts as general counsel to the Department of Personnel and Administration, Division of Risk Management (Risk Management), the Colorado Department of Corrections (CDOC), the Colorado State Board of Parole (Parole Board), the Colorado Civil Rights Division (CCRD), the Colorado Transportation Commission, and the Colorado Department of Transportation (CDOT), providing quick and thorough legal advice regarding the many issues that arise on a daily basis. The section advises all state agencies and institutions of higher education regarding employment, personnel and workers' compensation matters. The section is divided into six units: Corrections, Employment Personnel and Civil Rights, Employment Tort, Tort Litigation, Transportation and Workers' Compensation. A brief description of each unit follows.

Corrections Unit:

The Corrections unit is responsible for the representation of CDOC, the Parole Board, and all employees of those agencies, in state and federal lawsuits and appeals alleging tort claims, claims of various constitutional violations, construction claims, requests for documents and appearances in court, challenges to sentences, appeals of internal inmate discipline and classification, environmental matters, religious practices, medical treatment claims, and prison conditions. The unit represents other agencies who are sued by inmates. The unit acts as a general service law firm to CDOC and the Parole Board except in the areas of personnel and contracts. The unit members give advice on a daily basis to representatives of CDOC and the Parole Board on the many complicated issues that arise in a prison and parole context. The attorneys' provide advice regarding proposed legislation as well.

Employment Personnel and Civil Rights Unit:

The Employment Personnel and Civil Rights unit defends state agencies, institutions of higher education, and employees in administrative hearings before the State Personnel Board and before the appellate courts in matters involving classified employee grievances and appeals of disciplinary actions. The cases involve claims arising from the Colorado Constitution, the State Personnel System Act, the state whistleblower act, the Colorado Anti-Discrimination Act, and related federal and state statutes. The attorneys also provide advice and risk reduction training to state agencies and institutions of higher education on issues such as hiring, managing, and disciplining employees, and represents state agencies and

institutions of higher education when a custodian of records or employee receives an personnel related subpoena. The unit provides legal advice to the CCRD within the Department of Regulatory Agencies in connection with CCRD's investigation of charges of employment, housing, and public accommodations discrimination and cases brought based as a result of those investigations. The unit also assists CCRD on all transactional legal matters. The unit prosecutes civil rights cases through all stages of appeal and defends challenges to the authority of the Colorado Civil Rights Commission. Through the end of FY 2012-13, the unit also represented and defended the Special Funds Unit of the Division of Workers' Compensation within the Department of Labor and Employment. This Special Funds Unit function transferred to the Workers' Compensation Unit in August 2013.

Employment Tort Unit:

The Employment Tort unit defends state agencies, institutions of higher education, and employees in state and federal court employment litigation. The attorneys handle the cases from inception through appeal. The cases involve claims arising under a myriad of federal and state statutes, including Title VII of the Civil Rights Act, the Americans with Disabilities Act, the Fair Labor Standards Act, The Family Medical Leave Act, the Equal Pay Act, the Age Discrimination in Employment Act, the state whistleblower act, and other employment laws as well as federal civil rights laws. The attorneys also provide advice and risk reduction training to state agencies and institutions of higher education regarding employment law. The unit provides day to day advice to Risk Management on questions of coverage, indemnity, settlements, and conflicts.

Tort Litigation Unit:

The Tort Litigation unit defends state agencies, institutions of higher education, and employees in lawsuits seeking damages for personal injury and property damage, and those brought pursuant to federal law (except for employment claims). The unit also provides day to day advice to Risk Management on questions of coverage, indemnity, settlement, and applicability of the Colorado Governmental Immunity Act (CGIA). Members of this unit aggressively defend the state and seek to minimize the monetary liability of the state in a variety of law suits. In addition, the unit provides most of the Conflicts Counsel services to regulatory agencies and boards in cases where line attorneys act as prosecutors in regulatory actions before the agencies and boards and are therefore prevented from advising the decision makers.

Transportation Unit:

The Transportation unit acts as a general service law firm to the CDOT and the Colorado Transportation Commission, with the exception of personnel and tort

matters. The unit also represents the Colorado Bridge Enterprise and the Colorado High Performance Transportation Enterprise, which are government-owned enterprises and divisions within CDOT. The members of the unit advise CDOT regarding a myriad of legal issues. The unit prosecutes all condemnation actions, defends inverse condemnation cases, and administrative actions. The unit also handles access control, highway beautification, and billboard location disputes, and protests brought under the Procurement Code. The unit advises CDOT in construction matters and represents CDOT in construction dispute review boards, arbitration and litigation. The unit also provides advice regarding environmental and real estate issues and defends and negotiates settlements in these areas. Members of the unit review, revise, and approve CDOT contracts and assist in rulemaking, legislation and any other legal matters that arise.

Workers' Compensation Unit:

The Workers' Compensation unit works with Risk Management and its third party administrator to defend state agencies, institutions of higher education, and employees in workers' compensation matters. The attorneys manage litigation from inception through hearings and appeals, including fully contested claims, challenges to specific disability and medical benefits, penalty allegations, petitions to review, and cases with subrogation or employment law issues. The attorneys also represent the Special Funds Unit of the Department of Labor and Employment, Division of Workers' Compensation and the Subsequent Injury fund and Major Medical Fund in workers' compensation cases. The attorneys provide day-to-day legal advice to Risk Management's Workers' Compensation Division, its third party administrator, state agencies and the Special Funds Unit, regarding workers' compensation law, liability exposure and settlements.

II. PRIOR YEAR LEGISLATION

HB13-1323: Requiring CDOC to obtain clarification if a court issued mittimus omits instruction concerning whether a sentence is to be served consecutively or concurrently.

This act requires that a court confirm that the mittimus properly reflects the sentencing order of the court and includes all necessary information as to whether the sentence is to be served concurrently or consecutively. If CDOC receives a mittimus that does not clearly indicate whether the defendant sentence or sentences are to be served consecutively or concurrently, it requires that CDOC reach out to Judicial within two business days after receipt of the mittimus. Furthermore, it requires that a court respond to CDOC and clarify the mittimus in question in writing within two business days after receiving the request. Finally, the act stipulates that until the Department obtains clarification of the mittimus

from the court, that it shall not make any determination of the defendant's parole eligibility date or mandatory release date.

HB13-1020: Concerning evidence collect in connection with a sexual assault.

The act requires the executive director of the department of public safety to adopt rules concerning forensic medical evidence of a sexual assault (forensic evidence) collected by law enforcement agencies and appropriates the sum of \$6,351,002 for the Colorado CBI for the testing of backlog evidence related to the implementation of this act.

HB13-1109: Concerning the application of mandatory protection orders to parolees.

This act clarifies that a defendant shall not be deemed to have been released from incarceration until the defendant has also been discharged from any period of parole supervision that follows such incarceration with regard to protection orders. Further, the act restrains the person charged from harassing, molesting, intimidating, retaliating against, or tampering with any witness to or victim of the acts charged.

SB 13-210: Concerning employment conditions for correctional officers.

The act changes the work period for correctional officers from a 28 day cycle to a 14 day work cycle and requires that overtime be paid when the number of hours worked exceeds 85 hours in a 14 day period. The act also establishes that corrections officers who work 12 or more hours in one 24 hour period shall be paid the amount of 1.5 times their regular rate of pay for the time that they worked that exceeded 8.5 hours. Furthermore, the act requires that all department employees receive a clear and accurate pay stub and requires that the Executive Director of the DOC collaborate with DPA and OIT on existing efforts to modernize the state's personnel timekeeping system. Finally, the act designates a portion of the Fort Lyon property as a residential community for the homeless and makes and appropriation.

SB 13-1011: Concerning authorization of civil unions

This act provides eligible couples the opportunity to obtain the benefits, protections, and responsibilities afforded by Colorado law to spouses of the same gender. In addition, the act protects individuals who are or may become partners in a civil union against discrimination in employment, housing and in places of public accommodation. Finally, the act allows for the courts to offer same-sex couples the equal protection of the law and to give full faith and credit to recognize relationships legally created in other jurisdictions that are similar to civil unions and that are not otherwise recognized pursuant to Colorado law. CDOC is in the

process of making a number of changes to its policies, operations, and procedures as a result of this act. Among other items, the CDOC must adjust Administrative Regulations including AR 800-06, develop communications plans with the wardens and determine any potential custody issues that could result from the passage of this legislation.

SB 13-197: Concerning preventing persons who have committed domestic violence from possessing firearms.

This act stipulates that when the court subjects a person to a civil protection order to prevent domestic abuse, the court, as part of that order, will require the person to refrain from possessing or purchasing any firearm or ammunition for the duration of the order and relinquish, for the duration of the order any firearm or ammunition in the respondent's immediate possession or control or subject to their control.

SB 13-216: Concerning youthful offenders within the CDOC.

The act recreates and reenacts, with amendments, certain provisions relating to the sentencing of young adult offenders to the youthful offender system in the CDOC, which provisions were repealed on October 1, 2012. The provisions allow certain young adult offenders to be sentenced to the youthful offender system. A "young adult offender" means a person who is at least 18 years of age but under 20 years of age at the time the crime is committed and under 21 years of age at the time of sentencing. The act also requires that the on or before October 1, 2013, and on or before each October 1 thereafter, the department shall report to the judiciary committees of the House and Senate concerning the implementation of the new PREA policies within the youthful offender system.

HB 13-1136: Concerning the creation of remedies in employment discrimination cases brought under the Colorado Anti-Discrimination Act.

This bill expands the remedies for persons found to be discriminated against in employment to include compensatory damages, punitive damages in some situations, and attorney fees. The bill requires state employees to go to state court to obtain additional remedies after they receive a decision finding discrimination from the state personnel board. The bill also amends the definition of age and requires that the Colorado Civil Rights Commission set up a voluntary working group to reduce instances of discrimination and unfair employment practices.

HB 13-1222: Concerning the expansion of the group of family members for whom Colorado employees are entitled to take leave from work under the federal "Family and Medical Leave Act of 1993".

This bill expands the group of family members for whom employees make take FMLA leave to include a person to whom the employee is related by blood, adoption, legal custody, marriage, or civil union or with whom the employee resides and is in a committed relationship.

HB 13-1298: Concerning employment policies to non-classified state employees.

This bill amends the language of the senior executive service statute to clarify that the employees have no right to another position in the state and their pay is set by State Personnel Director's policy.

HB 13-1294: Concerning a clarification that the judicial department is included in the definition of "public entity" for purposes of the CGIA.

This bill amended the CGIA to include the judicial department in the definition of "public entity."

SB 13-023: Concerning an increase in the limitation on the amount of damages that may be recovered by an injured party under the CGIA,

This bill, for the first time in about 27 years, amended § 24-10-114, C.R.S. to increase damages caps payable on tort claims against public entities and public employees. Increases passed were very significant and provide for regular adjustment of damages caps to keep pace with inflation.

SB 13-288: Concerning the process by which the general assembly approves recommendations made by the State Claims Board for an additional payment to claimants that exceeds the maximum liability under the CGIA

This bill amended § 24-10-114(5)(b), C.R.S. to create a non-judicial path to compensation for Lower North Fork fire victims.

HB 13-1292: Concerning modifications to procurement requirements for government contracts related to U.S. domestic employment (Keep Jobs in Colorado Act).

This bill makes a number of changes to state laws pertaining to government contracting and procurement law. The bill impacts the Transportation unit who will work with CDOT to promulgate rules required by the legislation and to revise procurement methods and policies for road and bridge construction to comply with the legislation.

III. HOT ISSUES

1. *Montez v. Ritter* ADA litigation.

After an eight week hearing, the CDOC was determined to be in substantial compliance with all aspects of the Remedial Plan in the class action lawsuit, *Montez et. al. v. Ritter et. al.* The Order finding substantial compliance was issued on September 11, 2012. A two year monitoring period began October 1, 2012. This case was brought against the CDOC pursuant to the Americans with Disabilities Act and the Rehabilitation Act. The case was settled in 2003. The settlement included two major components. The first are offenders who believed they had been injured by discrimination against them based on a disability were allowed to file individual claims for damages. These claims were handled by special masters appointed by the federal court. Over 1,400 claims were filed and resolved. The state paid less than \$50,000 overall on these claims. The second component was payment of plaintiffs' attorneys fees and the special masters' fees by Risk Management.

2. Sex Offender Lifetime Supervision Act

Implementation of changes to the provision of sex offender treatment to offenders sentenced under the Sex Offender Lifetime Supervision Act. If an offender is sentenced under the Lifetime Act, the offender receives an indeterminate sentence. The sentence specifies a minimum period of incarceration to life. An offender must serve the minimum sentence before being eligible for parole. To be eligible the offender must have successfully progressed in treatment. Offenders are claiming that they are being denied access to treatment and have thus been given a life sentence. A recent study indicated revealed that changes need to occur with respect to the provision of treatment to offenders.

3. Mittimi requiring consecutive sentencing by the courts

Completion of the ten year audit of all CDOC mittimi requiring consecutive sentencing by the courts. The CDOC is working with the State Court Administrator's Office to identify offenders who have been sentenced to CDOC for crimes which statutorily carry consecutive sentences. The mittimus of each offender is being reviewed to see if the sentence entered at DOC was for a consecutive sentence. In those cases where a person is serving a sentence for a crime which carries a statutorily required consecutive sentence, but the person is NOT serving a consecutive sentence, the inquiry is then sent to the court to

determine whether the sentence was issued in error. The CDOC reviewed approximately 8,607 sentences. Of the 8,607, 3,249 had potential sentencing problems. Upon secondary review, 1,807 sentences were sent to the courts for review.

4. Mentally Ill Offenders in Administrative Segregation

Reviewing and revising CDOC policies pertaining to housing mentally ill offenders in Administrative Segregation. The CDOC has several cases relating to extended confinement in Administrative Segregation in which offenders are not permitted outdoor exercise. In addition, recent trends across the country as well as communications from the ACLU here indicate that litigation relating to extended confinement in administrative Segregation is detrimental to offender's mental health and exacerbates mental health problems in offenders with existing mental health problems.

5. Parole Reforms

Due to recent events, the CDOC with assistance from the Corrections unit, is conducting a review of policies and procedures associated with monitoring offenders on parole.

6. Execution Protocols

CDOC and the Corrections unit is involved in litigation regarding execution protocols and working on protocol changes.

7. Implementation of Amendment S.

Amendment S was a referendum to amend the Colorado Constitution that was approved by the voters in November 2012. The amendment increased the number and types of state employees who may be exempt from the state personnel system; changed testing and hiring procedures for filling vacancies in the state personnel system; expanded hiring preferences for veterans; and adjusted the terms of service and duties for members of the State Personnel Board, and the standard to remove certain members. The Employment/Personnel and Civil Rights unit has been assisting the state personnel director and state agencies with changes to personnel rules and processes in order to conform to the voter approved changes.

8. Challenge to Exempt Positions in Higher Education

Article XII, section 13 of the Colorado Constitution provides that “administrators” of educational institutions and departments “may be exempt by law” from the state personnel system. Section 24-50-135, C.R.S. implements this provision by allowing presidents of institutions of higher education to exempt certain “professional” positions and positions funded by “auxiliary activities.” The definitions of “professional” and “auxiliary activities” are defined in the statute. Colorado WINS, the exclusive employee organization for state classified employees, first challenged the facial constitutionality of the statute in a petition for declaratory action to the State Personnel Board. After the petition was denied for lack of jurisdiction, Colorado WINS filed challenges to the statute as it was applied to several different positions at Colorado Mesa University, Adams State University, and the Colorado School of Mines. The matter is set for hearing before the State Personnel Board, and subject to appeal to the Court of Appeals.

9. Workers’ Compensation Representation within the Department of Law

The section added the Workers’ Compensation Unit, a new unit that handles the representation of the Risk Management’s Workers’ Compensation Division and the Special Funds unit. The unit will share a First Assistant with the Employment Tort Unit. This new unit employs one Senior Assistant Attorney General, two Assistant Attorneys General, and one Legal Assistant. The First and Senior AGs will serve as Risk Management’s lead counsel for workers’ compensation advice and litigation. The unit’s lawyers will litigate workers’ compensation claims, oversee the litigation by outside counsel and provide advice to state agencies. As this is a new program within the Department of Law, it is unclear what the workload numbers will be for the upcoming year.

10. Lower North Fork Fire

The Tort and Employment Tort litigation workload was strongly affected by the Lower North Fork fire mass-tort litigation filed in state district court. The litigation includes claims of 22 insurers, which seek to recover amounts paid on fire damage claims, and more than 100 claims on approximately 55 properties affected by the fire. The units have been assisted by attorneys from several other units in the Department of Law. It is expected that the litigation will continue to require significant commitment of time and personnel during the upcoming year.

11. Colorado Bridge Enterprise litigation.

The TABOR Foundation sued the CBE, the Colorado Transportation Commission and individual Transportation Commissioners in their official capacities, claiming that the Bridge Safety Surcharge authorized by SB09-108 constituted a “tax” rather than a “fee” requiring statewide voter approval and also claiming that \$300 million in bonds issued by the Bridge Enterprise in December 2010 to fund “designated bridge” repair and reconstruction projects required voter approval. The lawsuit sought a declaration that the Bridge Safety Surcharge and bonds are illegal and should be enjoined.

A two-day bench trial held before Judge Michael Martinez of Denver District Court on May 13-14, 2013. The lawsuit was defended by both the Transportation unit and outside counsel retained on behalf of the Transportation Commission and the individual Transportation Commissioners. On July 19, 2013, Judge Martinez issued his final order and CBE won on all issues. Judge Martinez concluded that the bridge safety surcharge was indeed a fee and not a tax and held that CBE was an “enterprise” under TABOR because it did not receive impermissible “grants” from CDOT exceeding the 10 percent limitation on state and local government revenue in any fiscal year. The Court concluded that federal money provided to CBE was exempt from the 10 percent limitation and the value of bridges transferred by CDOT to CBE for replacement or repair did not violate the 10 percent limitation. Therefore, bonds issued by CBE without a vote of the people did not violate TABOR. Judge Martinez’ decision is subject to appeal.

12. High Performance Transportation Enterprise.

The HPTE worked throughout FY13 to pursue a concession agreement for construction, operation and maintenance of “managed lanes” on U.S. Highway 36 and I-25. This will be the first concession agreement involving private operation and maintenance of a public highway sought by a state entity. HPTE selected a concessionaire and reached commercial close in June 2013. The Transportation unit actively assisted with the drafting of the concession agreement and negotiation of concession terms. The Transportation unit continues to assist with the project as HPTE and the Concessionaire work to reach financial close by October 2013.

13. Dispute Review Boards

CDOT has revised its specifications for Road and Bridge Construction to include a process for disputes to be heard by Dispute Review Boards. Throughout FY13, the Transportation unit advised CDOT on disputes and prepared claims to be heard at formal Dispute Review Board hearings. The Transportation unit anticipates its participation in this dispute process to continue in FY14 and future years.

IV. WORKLOAD MEASURES

The workload measurements below do not reflect all areas of work these units address on behalf of clients. The measurements below are presented to provide a representation of the type and gravity of work each unit performs throughout each year.

Corrections Unit:

Workload Measure	Unit	FY 12 Actual	FY 13 Actual	FY 14 Estimate	FY 15 Request
New cases	Corrections	336 (202 inmate, 93 Risk Mgmt, 41 advice, 0 assigned to outside counsel)	253 (145 inmate, 72 Risk Mgmt, 36 advice, 0 assigned to outside counsel)	350	350
Billable hours		16,860	16,294	17,000	17,000

Employment/Personnel and Civil Rights Unit:

Workload Measure	Unit	FY 12 Actual	FY 13 Actual	FY 14 Estimate	FY 15 Request
Personnel cases opened	Employment Personnel	240	233	250	275
Special funds (SIF and MMIF) cases opened		6	1		
Civil rights matters opened (including hearing worthiness analysis and probable cause sufficiency analysis)		18	12	15	15
Billable hours		18,690	19,579	21,000	21,000

Employment Tort Unit:

Workload Measure	Unit	FY 12 Actual	FY 13 Actual	FY 14 Estimate	FY 15 Request
New cases opened	Employment Tort	21 new cases with 123 claims	6 new cases with 12 claims	15 new cases with 105 claims	20 new cases with 140 claims
Cases and claims handled in-house		54 cases with 554 claims	43 cases with 174 claims	40 cases with 280 claims	40 cases with 280 claims
Cases and claims handled by outside counsel		5 cases with 13 claims	5 cases with 13 claims	1 case	1 case
Billable hours		9,940	7,435	7,500	8,500

Tort Litigation Unit:

Workload Measure	Unit	FY 12 Actual	FY 13 Actual	FY 14 Estimate	FY 15 Request
New cases opened	Tort Litigation	89	86	90	90
Notices of claims received and reviewed		1,843	1,835	1,850	1,850
Conflicts cases handled (new FTE added in FY 11)		60	60	63	63
Billable hours		19,397	20,115	22,500	22,500

Transportation Unit:

Workload Measure	Unit	FY 12 Actual	FY 13 Actual	FY 14 Estimate	FY 15 Request
New cases filed	Transportation	41	39	40	40
Pending cases		42	35	50	50
Number of trials		0	3	2	2
Contested hearings		6	14	10	10
Condemnation cases resolved		14	16	15	15
Contracts reviewed		620	410	400	400
Billable hours		13,083	11,500	13,000	13,000

D) BACKGROUND INFORMATION: NATURAL RESOURCES AND ENVIRONMENT SECTION (LSSA).

Introduction to the Natural Resources and Environment Section

The Natural Resources and Environment Section protects and defends the interests of Colorado and its citizens in all areas of natural resources and environmental law. The Section, on behalf of the Colorado Department of Natural Resources (DNR) and the Colorado Department of Public Health and Environment (CDPHE), represents and advises state agencies, boards and commissions who regulate the development, use and conservation of the State's natural resources and protect the quality of the environment.

Section attorneys, with the support of legal and administrative assistants, provide general legal advice and represent our clients in administrative matters, rulemaking hearings, transactional matters, enforcement actions, and judicial proceedings. We help to protect legal interests in natural resources and ensure compliance with environmental laws.

CDPHE Clients

Water Quality & Radiation Unit

This Unit represents the divisions and commissions of CDPHE responsible for protecting and improving the quality of our State's water resources. The Unit also represents the division of CDPHE charged with controlling radioactive materials. Specifically, the Unit provides legal counsel to the Executive Director's Office, the Radiation Management Program, the Water Quality Control Commission, the Water Quality Control Division, the Water and Wastewater Facility Operators Certification Board, the Office of Administration, the Office of Policy and Public/Private Initiatives, the Uranium Special Projects Unit, and the Consumer Protection Division.

Air Quality Unit

This Unit represents the divisions and commissions of CDPHE responsible for improving and protecting our State's air quality. Specifically, the Unit provides legal counsel to the Executive Director's Office, the Air Quality Control Commission, and the Air Pollution Control Division. The Unit also represents the Colorado Energy Office.

Hazardous & Solid Waste Unit

This Unit represents the Hazardous Materials & Waste Management Division regarding the storage, treatment and disposal of solid and hazardous waste. The Unit ensures contaminated sites are promptly and thoroughly cleaned up by those responsible for the contamination, and pursues enforcement actions when appropriate. The Unit advises the Division on EPA-lead cases to ensure State input is incorporated into federal cleanup actions. The Unit also provides legal advice to the Petroleum Storage Tank Committee, which oversees reimbursement of cleanup costs under the Petroleum Storage Tank Fund.

DNR Clients

Water Conservation Unit

The Unit assists Colorado Water Conservation Board (CWCB) to adopt and implement programs regarding instream flow protection, recreational in-channel diversions, flood management, water conservation and weather modification. The Unit helps draft contracts for CWCB's grant and loan program which provides funding for many purposes including water studies, conservation efforts, water rights purchases, reservoir construction, and dam rehabilitation. The Unit also acts to acquire and protect water rights on behalf of CWCB, Colorado Parks and Wildlife, the State Land Board, the Department of Transportation, and the Department of Corrections.

Water Resources Unit

This Unit represents the Division of Water Resources (also known as the Office of the State Engineer) including the State Engineer, the seven Division Engineers, the Colorado Groundwater Commission, and the Board of Examiners for Water Well Contractors. The Unit represents its clients in all matter regarding the administration of water rights, including hearings and water court litigation over applications for new water rights, changes to existing water rights, plans for augmentation, objections to well permit issuances and denials, curtailment of illegal water uses; challenges to State Engineer decisions, and other water rights related matters.

Resource Conservation Unit

This Unit represents the Oil and Gas Conservation Commission, the Division of Reclamation, Mining and Safety, the Mined Land Reclamation Board, the Colorado Coal Mine Board of Examiners, the Colorado Inactive Mines Program, and the Mine Safety Unit. These clients implement and enforce numerous programs including regulation of reclamation of land that has been impacted by mining operations, regulation of oil and gas operations, and closure of inactive or abandoned mines. The attorneys help to ensure that the mining and oil and gas industry comply with all environmental protection and reclamation requirements.

State Trust Lands Unit

This Unit primarily represents the State Board of Land Commissioners (also known as the Land Board). The Unit is responsible for all legal matters involving the Land Board, including advising on the management of real property (land, minerals, and water) throughout the state, and representing the Land Board in any legal or administrative proceedings. The Unit assists the Land Board in its trustee capacity as manager of eight trusts of land granted to the state by the federal government, the largest of which is the school lands trust for the benefit of public K-12 education in Colorado. The Land Board manages the trusts under the constitutional and statutory provisions governing the trusts to generate revenue or other benefits for the purposes of the respective trusts. Given the

Board's role to generate revenues, representation of the Land Board is similar in many respects to representation of a for profit corporate business entity and, as such, raises issues frequently not presented by other state agencies.

Parks and Wildlife Unit

This Unit represents the Division of Parks and Wildlife and the Parks and Wildlife Commission on all legal matters, including advising on the management of the Division's significant real property and water rights holdings and assisting to implement its numerous regulatory programs (hunting, fishing, threatened and endangered species, recreational trails, vessels, snowmobiles, Off-Highway Vehicles, river guides). Parks and Wildlife generates its own revenues through the sale of hunting and fishing licenses, parks passes, and other permits and uses these funds to manage all wildlife and park and outdoor recreation resources.

II) PRIOR YEAR LEGISLATION

Air Quality Unit

SB 13-273 amended the powers of the Air Quality Control Commission in C.R.S. § 25-7-105 to authorize the analysis of biomass burning equipment and emissions associated with that equipment.

SB 13-152 amended the asbestos control requirements with § 25-7-509.5 which requires disclosure of asbestos inspections when applying for a building permit. It also extended the Sunset Date for Asbestos Control program in § 25-7-501, et seq.

HB 13-1300 repealed a reference to a previously repealed statute concerning the provisions of § 25-7-133 governing the State Implementation Plan Legislative review process.

Water Conservation Unit

HB 13-1248 requires the CWCB to administer a pilot program to test the efficacy of fallowing-leasing water as an alternative to permanent agricultural dry-up. The pilot program requires the CWCB to issue guidelines concerning the pilot program to determine how the potential pilot projects are to be selected, which regions should be included, and how much water is appropriate for the pilot program. The pilot program allows up to ten pilot projects lasting up to ten years in duration to test the practice.

Water Resources Unit

HB 13-1130 adds a provision to the existing interruptible water supply agreement (IWSA) statute allowing an IWSA to be extended for two additional ten-year periods, even if the IWSA was exercised during the first ten-year period.

SB 13-019 provides that for Water Divisions 4, 5 and 6 only, when determining the historical consumptive use of a water right, the water judge shall not consider a decrease in use for the year that the water right was under a Federal land conservation program or the water right was under a “formal” conservation plan or land fallowing program.

SB 13-041 changes the common law rule that the storage of water alone, without subsequent application to beneficial use, is not a beneficial use of water and is insufficient to make a conditional storage right absolute. The bill allows a conditional storage right to be made absolute for all of its decreed beneficial uses solely by storing the water in the decreed storage structure. The bill also allows a conditional storage right for a particular feature of an integrated water supply system to be made absolute prior to the system operator utilizing all existing absolute decreed water rights that are part of the system to their full extent.

SB 13-072 amend the existing statute which states that a Denver Basin well permitted after July 1, 1991 did not have a final permitting requirement. SB13-072 eliminated that date so that Denver Basin wells no longer need a final permit.

SB 13-74 provides that, for the purposes of determining lawful historical use of a water right, if a decree entered before January 1, 1937 establishes an irrigation water right and does not expressly limit the number of acres to be irrigated, the lawful maximum amount of irrigated acres equals the maximum number of acres irrigated in compliance with all express provisions of the decree within the first 50 years after entry of the original decree. The same standard applies if there is an action initiated by the State Engineer or another person alleging expanded or unlawful use of a water right.

SB 13-75 provides that reducing the use of designated ground water for conservation purposes shall not be grounds to reduce the maximum annual volume of an appropriation, the maximum pumping rate, or the maximum number of acres that have been irrigated. It does not apply in a proceeding to change the use of the appropriation. This bill will not have any significant effect on the actions of the Ground Water Commission or its staff.

SB13-078 allows water right owners to reconcile the actual locations of their diversion structures with the legal descriptions in their original water court decrees if the diversion structures have always been in the same physical locations since the original decrees and the structure has been used to continuously divert water. For surface water rights, the structure must be within 500 feet of the decreed location. For ground water rights, the structure must be within 200 feet of the decreed location.

State Trust Lands Unit

HB 13-1274 granted the State Board of Land Commissioners the authority to enter into lease-purchase agreements to acquire, construct, renovate, and improve commercial real property that the Board will then lease as office space for state agencies or other tenants. It also created the commercial real property operating fund for lease revenues generated

from all commercial real property investments held by the Board provides for the use of those funds for contracting for services and procurement.

III) HOT ISSUES

Water Quality & Radiation Unit

This Unit has spent substantial resources defending a lawsuit filed by a community group challenging the financial surety for decommissioning and the closure plans for the Cotter Corporation's Cañon City uranium milling facility. The State prevailed in court in March 2013. Since then the Unit has spent substantial resources responding to Colorado Open Records Act (CORA) requests concerning the Cotter Cañon City Uranium Mill by the same community group. Documents were made available under three separate CORA requests except for those where privileges were claimed. For two of the CORA requests, the group seeking documents asked the court to review the assertions of privilege. The Unit successfully defended the privilege claims in one CORA hearing, and a hearing on the second request is scheduled for October 2013. It is anticipated that additional CORA requests and demands for hearings will be made requiring additional attorney resources.

Water Conservation Unit

HB 13-1248 requires the CWCB to administer a pilot program to test the efficacy of fallowing-leasing water as an alternative to permanent agricultural dry-up. The pilot program requires the CWCB to issue guidelines to determine how the potential pilot projects are to be selected, which regions should be included, and how much water is appropriate for the pilot program. It is anticipated that the development of guidelines will require input from attorneys for both CWCB and DWR.

Resource Conservation Unit/Water Resources Unit

Executive Order 2013-004 requires the COGCC to undertake a strategic review of its enforcement program, penalty structure, and imposition of fines to evaluate whether they strongly deter violations and encourage prompt and cooperative post-violation response and mitigation. It is anticipated that this review could result in a contentious rulemaking and increased enforcement action requiring additional attorney services.

State Trust Lands Unit

Rangeview Metropolitan District and Pure Cycle Corporation filed suit against the State Board of Land Commissioners claiming the Board gave them with the exclusive right to provide water service to all water users on the former Lowry Bombing Range. The plaintiffs base their case on contract theories of promissory estoppel and reformation of a water lease between the Board and Rangeview and claim \$128 million in damages. Trial is scheduled for three weeks in July 2014. The case management order provides for the possibility of over 50 depositions so there will be a substantial amount of legal work by the Unit and outside counsel over the next two years.

State Trust Lands Unit

The U.S. Fish and Wildlife Service and its partners, including the State of Colorado and local municipalities, recently closed on a land exchange that will add approximately 1,200 acres of important wildlife habitat to the Rocky Flats National Wildlife Refuge, increasing the refuge's total size by nearly one-third. Section attorneys worked on the cleanup of Rocky Flats and its designation as a wildlife refuge, as well as the land exchange which included some Land Board property. Although several municipalities and environmental groups challenged the land exchange in federal district court, the court found the transaction lawful and dismissed the case. The matter was appealed by the challengers and is now before the Tenth Circuit Court of Appeals. Attorneys will continue to expend resources defending this land exchange.

IV) WORKLOAD MEASURES

Water Quality & Radiation Unit

The attorneys in the Unit provide general legal advice as well as representation in regulatory, administrative, and judicial proceedings, enforcement actions, and legislative proposals. This includes representing clients in meetings, rulemaking hearings, and adjudicatory proceedings before the Water Quality Control Division, Water Quality Control Commission, the Water and Wastewater Facility Operators Certification Board, the Radiation Management Program, the Board of Health, and various state and federal courts. As just one example, the attorneys prepare for and attend approximately 15 – 20 meetings of various boards and commissions annually.

The attorneys assist the water quality division and radiation program in obtaining and maintaining delegation from the EPA and the U.S. Nuclear Regulatory Commission to administer the state counterparts of corresponding federal environmental and radiation programs. They ensure that adoption, implementation and enforcement of the state's environmental programs are consistent with state and federal requirements, and defend any challenges to such programs. The attorneys are regularly involved in issues of statewide importance, including such matters as clean streams, rivers and lakes, safe drinking water, the regulation of medical and industrial uses of radioactive materials, clean-up of historic uranium mills, and licensing of new uranium mills. The Unit's attorneys have a regular caseload of enforcement actions. The attorneys seek to ensure compliance with environmental programs through creative, non-punitive means, as well as through traditional enforcement methods. In addition to traditional cash penalties, the attorneys help to negotiate supplemental environmental projects, which can be used to reduce cash penalties and improve the environment, and environmental covenants to ensure protection of the public health and safety. In the regulatory arena, the attorneys help to draft and to negotiate clear, effective and efficient regulations and legislation on behalf of their clients. They review proposed legislation to ensure that it is consistent with existing laws and regulations.

In recent years the CDPHE has experienced an increase in workload related to many of the state's environmental programs, including water quality and radiation control. Such workload increases have included and will include large-scale rulemakings such as nutrient pollution control. They also include new temperature, organic chemicals, and arsenic standards, other permitting regulations, and water pollution issues from oil and gas operations. There has also been an increase in litigation concerning challenges to CDPHE decisions, such as with respect to water permits, radioactive materials licenses, Open Records Act issues, agency commission determinations, construction stormwater enforcement, water treatment plant site approvals, and drinking water disinfection revocations. This trend has required the Unit to spend additional time assisting the client to develop and defend its decision-making record. A recent increase in major federal environmental legislation, litigation, and policy initiatives will require additional legal resources as the client makes changes to its corresponding state program.

Air Quality Unit

The attorneys in the Air Quality Unit provide general legal advice as well as representation in regulatory, administrative and judicial proceedings, enforcement actions, and legislative proposals. This includes representing clients in meetings, rulemaking hearings, and adjudicatory hearings before the Air Pollution Control Division, Air Quality Control Commission, the Public Utilities Commission, the Board of Health, and various state and federal courts. As just one example, the attorneys prepare for and attend approximately fifteen meetings of various boards and commissions annually.

Unit attorneys assist the Air Pollution Control Division and Air Quality Control Commission in obtaining and maintaining delegation from the EPA to administer the state counterpart of corresponding federal environmental program. They ensure that adoption, implementation and enforcement of the state's environmental programs are consistent with state and federal requirements, and defend any challenges to such programs. The attorneys are regularly involved in prominent issues of statewide importance, including such matters as compliance with national standards for ground level ozone and regional haze, greenhouse gas regulation, and the management of pollution emissions associated with wildfires and controlled, open burning. A Unit attorney also serve as counsel for the Colorado Energy Office, serving as general counsel for the office, which includes representing the office when it intervenes in cases before the Public Utilities Commission.

The Unit's attorneys have a regular caseload of enforcement actions. The attorneys seek to ensure compliance with environmental programs through creative, non-punitive means, as well as through traditional enforcement methods. In addition to traditional cash penalties, the attorneys help to negotiate supplemental environmental projects, which can be used to reduce cash penalties and improve the environment. In the regulatory arena, the attorneys help to draft and to negotiate clear, effective and efficient regulations and legislation on behalf of their clients. They review proposed legislation to ensure that it is consistent with existing laws and regulations.

The Air Pollution Control Division continues to experience significantly more work associated with rulemaking, permitting and enforcement due to an increase in oil and gas

exploration and production as well as an increasingly educated regulated industry, requiring additional support from the Unit's attorneys. As the Division manages this workload, there is more demand on Air Quality attorneys to address a myriad of issues. The Division continues to undertake significant rulemaking revisions for its oil and gas air emission controls program and anticipates more revisions to address the new and tighter federal standards for ozone, nitrogen oxides and sulfur dioxides. These complicated and contentious program changes also strain the resources of the Air Quality Control Commission. Air Quality Unit attorneys will continue to see an increased demand for legal support on these program changes. In recent years, the Division and Commission have been involved in litigation over decisions approving the Regional Haze State Implementation Plan, permits, and Open Records Act issues. This trend has required the Unit attorneys to spend additional time advising the agencies and defending their decisions.

Hazardous & Solid Waste Unit

This Unit represents the HMWMD in a wide variety of civil matters. The Unit's attorneys promptly review draft administrative orders to ensure that they are within the client's authority to issue and enforce. Additionally, the Unit represents the related rule-making body, the Solid & Hazardous Waste Commission, and ensures it complies with applicable statutory and regulatory procedural requirements, and advises the Commission as needed. The Unit also handles civil and administrative litigation and assists the client in formulating litigation strategy, amassing evidence, preparing witnesses, and appearing in administrative, trial and appellate courts. The attorneys help draft and negotiate clear, effective and efficient hazardous and solid waste regulations and legislation on behalf of their clients. Many Solid Waste Regulations are being completely revised and re-promulgated over the next several years. They review proposed legislation to ensure that it is consistent with existing laws and regulations.

Water Conservation Unit

The Unit assists the CWCB, Parks and Wildlife, State Land Board, Department of Transportation, Department of Corrections and Department of Education in acquiring, maintaining and protecting water rights. In order to meet expectations of the above goal, Unit personnel undertake the following: evaluate water rights portfolio and recommend and assist in implementing advisable actions; identify and resolve problems concerning existing water rights through stipulated settlements or litigation; pursue changes of water rights or applications for new water rights as directed by the client; protect clients water rights and access easements from 3rd parties; represent and assist client agencies in administrative proceedings and hearings and advise staff in preparing for such meetings; assist CWCB staff in developing and obtaining Controller approval of standard loan contract and revisions; assist CWCB staff in resolving issues related to loans and grants and in developing loan programs and procedures; provide comprehensive legislative history research for client agencies, and other complex legal research, including drafting legal memos and opinions; advise Parks and Wildlife staff regarding water and water rights acquisitions for new parks and wildlife areas; assess the quality and viability of

prospective acquisitions, negotiate specific terms of purchase and negotiate and draft transactional documents; and assess the quality and viability of prospective acquisitions, negotiate specific terms, negotiate and draft transactional documents, providing guidance through the due diligence process. For example, this year the Unit helped draft and finalize 18 loans, totaling over \$22 million.

Water Resources Unit

Attorneys in the Water Resources Unit represent the State Engineer and his seven Division Engineers in water matters before Colorado's seven water courts. These matters may include: (1) opposition to applications for new water rights, changes of water rights, plans for augmentation, required findings of reasonable diligence in the development of conditional water rights, or to make conditional water rights absolute through actual use; (2) water right abandonment proceedings initiated by the Division Engineers; (3) the enforcement of water right administrative orders issued by the Division Engineers; (4) complaints for declaratory or injunctive relief regarding water rights or their administration; (5) appeals of the State Engineer's rulemakings; and (6) other State Administrative Procedures Act appeals of agency actions related to well-permitting, nontributary ground water determinations, temporary substitute water supply plans, interruptible water supply agreements, and other determinations delegated to the State Engineer by the General Assembly. Presently, the Unit is handling over 700 water matters in varying stages of litigation.

Unit attorneys also represent and advise the Colorado Ground Water Commission and the State Engineer's staff in proceedings before the Commission at its quarterly meetings. The Ground Water Commission is a regulatory and adjudicatory body authorized by the General Assembly to manage and control ground water resources within eight Designated Ground Water Basins in eastern Colorado. These basins have very little surface water and users rely primarily on ground water as their source of supply. Matters before the Commission may include: (1) the determination of designated ground water basins; (2) the creation of ground water management districts; (3) the creation and adoption of rules and policies; (4) reviews of requests for variances from such rules and policies; and (5) appeals of determinations the Commission has delegated to the State Engineer. Such determinations by the State Engineer include: (1) the issuance of new conditional large capacity well permits; (2) the determination of rights to ground water in the Denver Basin aquifers within the designated basins; (3) the issuance of replacement well permits for large capacity wells; (4) the determination of water rights or changes of water rights for large capacity wells; and (5) the issuance of final permits for such wells. The State Engineer and his staff also provide technical and administrative support to the Ground Water Commission and the Ground Water Management Districts.

Unit attorneys also represent the Board of Examiners of Water Well Construction and Pump Installation Contractors, which has general supervision and authority over the construction and abandonment of wells and the installation of pumping equipment, with the ability to adopt and revise related rules. The Board of Examiners also has the authority to examine for, deny, approve, revoke, suspend, and renew the licenses of applicants and disseminate information to pump installation contractors and well

construction contractors in order to protect and preserve the ground water resources of the state. The Board handles complaints regarding licensed water well construction and pump installation contractors and those persons operating without a license. Unit attorneys assist the Board with hearings, the judicial enforcement of the Board's orders, and complaints against unlicensed contractors.

Resource Conservation Unit

Attorneys in the Resource Conservation Unit represent the Division of Reclamation, Mining and Safety (DRMS) in administrative hearings held monthly before the Mined Land Reclamation Board. Attorneys advise and assist the Division in preparing for administrative hearings and represent the Division at prehearing conferences and at the hearings. In addition, the Unit represents Division staff related to administrative enforcement actions. These administrative hearings can range from small hearings with a few people involved to time consuming hearings in which numerous parties (operator, objectors, attorneys, etc.) and complex issues (water quality, uranium contamination, legal right to enter) are involved. In addition, attorneys represent the Division in all litigation and related appeals. The attorneys also assist the Division in drafting proposed regulations for rulemaking hearings. Unit attorneys also provide day-to-day verbal and written advice and representation to the Division on a variety of legal issues and matters. The DRMS continues to see a substantial increase in its workload related gold, silver, molybdenum, and uranium prospecting and mining/development. Such mining and development will ultimately result in reclamation permit applications and/or amendments being filed with the Division and hearings being held on such applications before the Mined Land Reclamation Board. Accordingly, there will be a parallel increased need for legal services.

Unit attorneys also act as legal advisor to the Colorado Oil and Gas Conservation Commission (COGCC) at monthly administrative hearings. The Unit represents COGCC staff on administrative enforcement actions and handles all litigation for this client. They formulate litigation strategy, amass evidence, prepare witnesses, and appear in administrative, trial and appellate courts. The Commission's attorney also assists in drafting proposed regulations for rulemaking hearings. The Commission has several large rulemaking hearings a year with multiple parties and numerous alternate proposals. The attorneys provide day-to-day verbal and written advice and representation to the Commission and staff on a variety of legal issues and matters. The attorneys work with the COGCC and its staff to set priorities for legal services based on workload, need, and budget constraints. The average yearly number of matters for which legal services are provided runs in the hundreds. This workload will dramatically increase as the COGCC increases its enforcement efforts in response Executive Order 2013-004. The trend of issuing record breaking numbers of applications for permits to drill will most likely continue this year. In addition, the COGCC initiated litigation regarding the preemption of a local municipality's oil and gas regulations and is a party to a lawsuit challenging a voter-approved ban on the use of hydraulic fracturing. Both these matters will continue to require significant attorney resources for the next year. Based on the rules, the

litigation and the record breaking business of the COGCC, there is likely to be a continued increase in the Commission's need for legal services.

All client agencies represented by this Unit have seen an increase in litigation this past year, and that trend will likely continue. In much of the current litigation, appeals are becoming more common; therefore, the Unit is involved in a significant amount of appellate work.

Trust Lands Unit

The attorneys in the State Trust Lands Unit are assigned to State Board of Land Commissioners. The attorneys act as general counsel to and work directly with the Land Board to appropriately plan and meet the demand for legal services based on workload and budget constraints. The case load for the Board continues to increase and generally exceeds legal service budgets even though attorneys worked directly with the Board to establish priorities within those budgets. Due to the specialized nature of the agency, which is primarily a revenue generating entity and not primarily regulatory in nature, legal services are provided by attorneys on a daily and otherwise on-going basis and not generally on an individual request basis. In many instances such services are provided informally in person or through telephone consultations. Assigned attorneys attend, represent and assist the Land Board to establish policy and program direction, and assess real estate transactions during its monthly meetings. Attorneys then assist Board staff to implement those policies, programs, and transactions as well as advise on the general management of the revenue generating assets of the Board. The provision of legal services is given in a manner intended to avoid legal challenge to or litigation regarding the activities of the Board. Any litigation that is filed is handled by the attorney assigned to represent the Land Board in a timely and effective manner.

Parks and Wildlife Unit

The attorneys in the Parks and Wildlife Unit act as general counsel to and work directly with its client agency, the Colorado Parks and Wildlife Commission, to appropriately plan and meet the demand for legal services based on workload and budget constraints. The case load for the client agency continues to increase and generally exceeds the legal service budget. Attorneys work directly with staff from the client agency to establish priorities within the budget. Due to the specialized nature of their client agency, which is primarily a revenue generating entity and not primarily regulatory in nature, legal services are provided by attorneys on a daily and otherwise on-going basis and not generally on an individual request basis. In many instances such services are provided informally in person or through telephone consultations. Assigned attorneys attend, represent and assist the Parks and Wildlife Commission to establish policies and program direction during its monthly meetings and then assist the agency's staff to implement those policies and programs. Attorneys also assist with legal issues regarding the general management of the revenue generating assets of the client agency. The provision of legal services is given in a manner intended to avoid legal challenge to or litigation regarding the activities of the client agency. Any litigation filed is handled by the attorney assigned to represent the client agency in a timely and effective manner.

I) BACKGROUND INFORMATION: OFFICE OF CONSUMER COUNSEL SECTION.

This Unit provides full legal services to the Office of Consumer Counsel (“OCC”), a type 1 agency within the Colorado Department of Regulatory Agencies, and the Utility Consumers’ Board. By statute, the OCC is charged with representing the public interest and specific interests of residential, small business, and agricultural consumers in proceedings before the Colorado Public Utilities Commission (“Commission”). Such advocacy most often involves matters relating to proposed changes in electric, gas, and telephone utility rates and services. In addition, the Unit represents the OCC in federal regulatory proceedings affecting Colorado consumers’ rates and services. See Legal Services to State Agencies for Program Summary.

II) PRIOR YEARS LEGISLATION

The Colorado Legislature in 2010 passed the following legislation affecting energy regulation in Colorado:

HB10-1001, Concerning the Installation of New Distributed Renewable Energy Generation Facilities in Colorado and Increasing the Target Percentages under the Electric Utility Portfolio Standard;

HB10-1365, Concerning Incentives for Electric Utilities to Reduce Air Emissions, and Requiring Plans to Achieve Such Reductions that Give Primary Consideration to Replacing or Repowering Coal Generation with Natural Gas and Also Considering Other Low-Emitting Resources.

III) HOT ISSUES (for the OCC)

Governor Ritter’s issuance in November 2007 of his Colorado Climate Action Plan and the Legislature’s passage of HB10-1365, known as the “Clean Air-Clean Jobs Act” (“CACJA”), has greatly affected energy regulation in Colorado. As a result of the Governor’s Climate Action Plan, the CACJA, and the Commission’s rulemaking dockets to implement this legislation, the OCC has been heavily involved in numerous proceedings before the Commission involving energy issues.

The Commission requires jurisdictional electric utilities, Public Service Company of Colorado (“Public Service”) and Black Hills/Electric (“Black Hills”) to file every four years their electric resource plan (“ERP”) to determine cost-effective resource portfolios to meet their electric resource needs. Public Service filed their latest ERP in October 2011 and Black Hills filed their latest ERP in July 2012. These ERP filings were affected by the PUC’s decisions in other dockets, which included the CACJA, Demand Side Management, Renewable Energy Resources, Interruptible Service Option Plan and various transmission plan applications. HB07-1037 required

the Commission to develop rules for natural gas and electric demand side management programs to develop natural gas and electric savings targets. Electric resource needs will be reduced by the implementation of these conservation measures. HB07-1281 revised the electric resource standards by requiring electricity to be generated, for utilities under the Commission's jurisdiction, from eligible energy resources in the following amounts: 3% for the year 2007, 5% for the years 2008 through 2010, 10% for the years 2011 through 2014, 15% for the years 2015 through 2019 and 20% for the year 2020 and thereafter. (Municipal utilities and cooperative electric associations have smaller requirements.) The maximum retail rate impact to comply with these standards is 2% of the total electric bill annually for each customer. HB06-1281 (codified at 40-2-123) provides incentives for utilities to consider the use of "new clean energy and energy-efficient technologies" for its electric generation portfolio. For generation that qualifies as a 123 Resource, the utility is allowed to collect approved costs through a separate rate rider. SB09-051 encourages the installation of energy-efficient equipment such as solar panels. HB10-1001 further revised the electric resource standards by requiring electricity from eligible energy resources to 12% for the years 2011 through 2014, 20% for the years 2015 through 2019 and 30% for the year 2020 and thereafter. The 2011 and 2012 ERP proceedings involved all of the above referenced legislation.

The CACJA required Public Service and Black Hills to file at the Commission before August 15, 2010 its Emission Reduction Plan, which covered a minimum of 900 megawatts or 50% of the utility's coal-fired electric generating units in Colorado, whichever was smaller. Each of the utility's plans had to be reviewed by the Department of Public Health and Environment prior to filing to determine if the plan or plans "meet the current and reasonably foreseeable requirements of the Federal Act ("Federal Clean Air Act") and State law ("Colorado Air Pollution Prevention and Control Act") in a cost-effective manner." Filings were made by Public Service and Black Hills. Pursuant to HB10-1365 the Commission issued its Decision in both proceedings on December 15, 2010. The CACJA requires full implementation of the approved Emission Reduction Plans on or before December 31, 2017. As indicated above, the CACJA affects the ERP filings made by Public Service and Black Hills. In addition to affecting the ERP filings, the implementation of the CACJA will affect the electric rates paid by the customers of the two utilities. The OCC has represented its statutorily required customers in the electric rate cases that were filed by Public Service and Black Hills and will continue to represent customers in future rate cases.

The OCC also represents its statutorily required customers in natural gas rate cases that were filed by five investor owned natural gas companies. As a result of new federal legislation, investor owned natural gas companies have to implement updated natural gas safety procedures. As a result, the natural gas companies have proposed adjustments to allow recovery of these costs outside of a normal rate case.

IV) WORKLOAD MEASURE (for the OCC)

Workload Measure	Unit	FY 12 Actual	FY 13 Actual	FY 14 Estimate	FY 15 Request
Achieve customer savings that at least equal the OCC's annual appropriation		3074% \$45,432,244	3284% \$50,202,608	3179% \$47,800,000 (Based on a 2 year fiscal average)	3179% \$47,800,000 (Based on a 2 year fiscal average)
Percent of rate proceedings in which the OCC participated on behalf of consumers		100%	100%	100%	100%

OCC

Performance Measure	Outcome	FY 12 Actual		FY 13 Actual		FY 14 Estimate		FY 15 Request	
		Incidents	Change	Incidents	Change	Incidents	Change	Incidents	Change
Number of cases OCC participates	Benchmark	60		60		60		60	
	Actual	74		80					

Strategy: The Office of Consumer Counsel (“OCC”) unit represents the Office of Consumer Counsel and therefore represents residential, small commercial and agricultural customers before the Public Utilities Commission.

Evaluation of Prior Year Performance: Because the cases the OCC unit participates is based on the filings done by electric, natural gas and telephone utilities, the OCC has no control on the number of cases worked on. However, by reviewing the savings chart above, the OCC has saved utility customers millions of dollars.

Key Workload Indicators: The key workload factor is the amount of customer savings. The number can fluctuate each year because it depends on the number and type of cases filed by utilities. For example, there are potentially more savings in years that a utility or multiple utilities file rate cases.

Performance Evaluation: The OCC has saved utility customers millions of dollars each year since the OCC was created by the Legislature in 1984. The savings chart above shows the customer savings for the past two fiscal years. The OCC can maintain this success by diligently advocating for utility customers in proceedings before the Commission.

Revenue and Utilities Section (“R&U”) Department of Law FY 2014-15

MISSION: R&U’s mission is to provide responsive and proactive legal representation of the highest quality to its clients.

The Department of Law created this new Section in FY 13-14 based on a decision item approved by the legislature to provide an additional Deputy Attorney General to the Legal Services to State Agencies line item. R&U was split off from the Business & Licensing Section so that an appropriate span of control could be maintained for both sections.

I. BACKGROUND INFORMATION: REVENUE & UTILITIES SECTION

R&U consists of three Units: 1) Revenue, 3) Conservation Easement Tax Credit, and 3) Public Utilities Commission (“PUC”) Litigation. These Units represent the following clients:

- Department of Revenue
- Department of Local Affairs (Property Tax Administrator and Property Tax Division)
- Department of Regulatory Agencies (PUC Litigation Staff)

A. Department of Revenue

The Revenue Unit represents several clients within the Department of Revenue (“Revenue”).

Taxation (Office of the Tax Conferee, Collections, Taxpayer Services, Discovery, Tax Policy Analysis, Audit and Compliance). The Revenue Unit attorneys represent the Tax Conferee in administrative, district court and appellate proceedings in which all types of tax assessments are contested; defend the Revenue against multiple tax protester lawsuits in several different courts; provide legal advice defending the State’s interest in consumer bankruptcy cases; support and assist Revenue in rulemaking and legislative matters; and represent the Revenue in actions related to tax collection efforts. The Department’s taxation division requires intensive legal services to assure that taxpayers comply with the law and pay the amount owed under the law, thereby protecting the interests of all taxpayers. Tax cases are complex and often involve disputed amounts in the millions of dollars. Taxpayers are statutorily entitled to receive two trials: one at the administrative level, and a *de novo* trial in district court. Many also are appealed to Colorado’s appellate courts. R&U attorneys also provide legal advice and representation to Revenue regarding collections. Often, when delinquent taxpayers declare bankruptcy, Revenue’s interest must be protected in bankruptcy court.

Enforcement (Division of Gaming and the Colorado Limited Gaming Control Commission, Auto Industry Division and the Colorado Motor Vehicle Dealer Board, Division of Racing and the Racing Commission, Marijuana Enforcement Division, and Liquor and Tobacco Enforcement Division). Attorneys provide general counsel advice on matters including rulemaking, interpretations, policies, legislative matters and other questions presented. Attorneys represent the clients in administrative hearings, during the exceptions process and on appeal. Finally, attorneys defend clients in injunctive, declaratory judgment and other civil actions in district court.

Colorado Lottery: (Lottery Division and Lottery Commission.) Attorneys provide general counsel advice, assistance with rulemaking, and other legal assistance as requested.

Division of Motor Vehicles: Attorneys review rules and records requests, represent the Division in appeals of driver’s license revocation cases to the Colorado Court of Appeals and Supreme Court, and provide other legal assistance as requested.

Executive Director’s Office: Attorneys provide legal representation to Revenue’s Executive Director, including defending the Executive Director in a variety of lawsuits related to any of Revenue’s Divisions.

B. Department of Revenue—Conservation Easement (“CE”) Tax Credit

The CE Tax Credit Unit provides general counsel advice and legal representation to various Divisions and Programs at Revenue with respect to CE income tax credits. The CE Tax Credit Unit was created following legislation to address a backlog of credit disallowance cases. Among other things, House Bill 11-1300 created a process by which taxpayers may elect to waive their administrative hearing on the disallowance of the CE tax credits and proceed with an appeal and de novo trial to a district court presided over by a specially appointed judge.

C. Department of Local Affairs

The Revenue Unit also represents the Division of Property Tax and the Property Tax Administrator within the Department of Local Affairs.

Property Tax Administrator and Division of Property Tax. Attorneys prosecute cases related to state-assessed value before the Board of Assessment Appeals (BAA), the district courts, and appellate courts. The Division coordinates and administers the implementation of property tax law throughout 64 counties in Colorado, and is responsible for the valuation of the operating plant and property of all public utilities doing business in Colorado. These include telephone companies, airlines and railroads, among others. Attorneys representing the Division provide statutory interpretation and other general counsel services as needed.

C. Department of Regulatory Agencies

The PUC Litigation Unit represents the staff of the Colorado Public Utilities Commission (“PUC” or “Commission”).

Public Utilities Commission Litigation Staff. The PUC regulates the rates, charges, services, and facilities of public utilities within the State. The PUC Litigation Unit represents Litigation Staff of the PUC in cases before the Commission.

Staff of the Commission consists of experts in fields including, but not limited to engineering, finance, and economics. When Staff enters an appearance and becomes a party to a proceeding, Staff is divided into Advisory Staff and Litigation Staff. Representation of Litigation Staff includes providing legal advice on a daily basis and representing them in cases before the PUC. Such cases include but are not limited to those in which public utilities seek to increase the rates charged to the public, including residential, commercial, and industrial customers as well as in cases in which public utilities seek to either build new facilities or extend existing Colorado facilities.

The Unit attorneys represent the PUC and its Commissioners in judicial review actions; in civil actions commenced by or against the PUC in state and federal courts (except civil actions for damages against the PUC and/or PUC Commissioners, which are litigated by attorneys in the Tort Litigation Unit); and in federal administrative proceedings before the Federal Communications Commission, Federal Energy Regulatory Commission, and the Surface Transportation Board.

II. HOT ISSUES

A. Department of Revenue

Significant cases handled by the Revenue Unit on behalf of the Department of Revenue include:

TAXATION

Direct Mktg Ass’n v. Brohl. R&U attorneys argued before the Tenth Circuit seeking reversal of the district court’s permanent injunction enjoining the enforcement of use tax notice and reporting requirements for non-collecting retailers. The dispute in this case is over what methods the State may employ to enforce and collect the undisputedly constitutional use tax on sales made via the Internet and other remote means. District Court Judge Robert E. Blackburn found that the notice and reporting requirements discriminate against and unduly burden interstate commerce in violation of the dormant Commerce Clause. The Department argues on appeal that the dormant Commerce Clause does not require that interstate commerce be treated *more favorably* than intrastate commerce and that the modest reporting requirements on retailers without a physical presence in the State do not approach the significant burdens upon local and national retailers with such a presence of collecting and remitting the use tax. The Department received amicus support from the Multistate Tax Commission, which was uniquely positioned to offer a national perspective on the explosion of E-commerce and the U.S.

Supreme Court's *Quill Corp. v. N.D.* decision prohibiting states from compelling out-of-state retailers to collect and remit use tax.

Creager Mercantile v. Dep't of Revenue. R&U attorneys prevailed in this case, in which the district court found that "blunts," or "blunt wraps," constitute a "tobacco product" as defined in C.R.S. §39-28.5-101(5) for the purposes of tobacco taxes proscribed in C.R.S. §39-28.5-102 and §39-28.5-102.5. The court ruled against the Department, however, on the issue of penalties and interest. Plaintiffs' tort claims against the Department and its criminal investigator were dismissed.

Daimler Chrysler v. Dep't of Revenue. R&U attorneys prevailed in district court in this dispute over whether Daimler Chrysler is entitled to a "bad debt" deduction of \$490,284.40 for loans it made through motor vehicle dealers to consumers that were not repaid. The case is now on appeal, and briefing is ongoing.

Pub. Serv. Co. v. Brohl. R&U attorneys are representing Revenue on an appeal pending in the Colorado Supreme Court. The issue is whether equipment, wire, and transformers purchased by PSCo to generate, transmit and distribute electricity qualify for the manufacturing machinery exemption under section 39-26-709, C.R.S. A decision is expected in late 2013 or early 2014.

Pioneer N.R. v. Dep't of Revenue. At issue in this case, currently pending in the Colorado Court of Appeals, is whether gas gathering pipe qualifies for the enterprise zone machinery exemption in section 39-30-106, C.R.S. A decision is expected in 2013.

BP America Prod. Co. v. Dep't of Revenue. At issue in this case, currently pending in the Colorado Court of Appeals, is whether a company may deduct "return on investment" as a "cost borne" from its severance tax return in Colorado. A decision is expected in 2013.

DIVISION OF MOTOR VEHICLES

Francen v. Dep't of Revenue & Hanson v. Dep't of Revenue. R&U attorneys are representing Revenue's Division of Motor Vehicles ("DMV") on appeal in these two cases. The DMV prevailed on review in the district court and before the court of appeals. The Colorado Supreme Court has certified two questions: (1) Whether a driver can rely on the exclusionary rule to raise the illegality of the initial police contact as a defense in a civil driver's license revocation proceeding; and (2) Regardless of whether the exclusionary rule applies in these proceedings, does the express consent statute allow the DMV to revoke a driver's license on the basis of a search that is a product of an illegal stop and arrest. Briefing is ongoing.

ENFORCEMENT

Bd. of County Comm'rs of Gilpin County, et al. v. Ltd. Gaming Comm'n et al. R&U attorneys for the Gaming Commission prevailed in the Colorado Court of Appeals

in this case brought by Gilpin County challenging the Gaming Commission's rule codifying its historical interpretation of how certain Limited Gaming funds are distributed to Teller County, Gilpin County, and the three gaming towns.

Neugebauer, et al. v. Racing Comm'n. R&U attorneys for the Racing Commission prevailed in the Colorado Court of Appeals in a case that affirmed the Commission's orders and authority to take action based upon the presence of unauthorized medication in a race horse.

Marijuana Enforcement Division. R&U attorneys advised the Marijuana Enforcement Division as it continues to regulate medical marijuana throughout the state and as it prepares to implement an unprecedented state regulatory scheme to regulate sales of retail marijuana following the passage of Amendment 64. Attorneys assisted with review of legislation, stakeholder meetings, development of regulations and a variety of other unique legal issues.

B. Department of Revenue - CE Tax Credit

As of the end of FY 13-14, over 120 consolidated elections by taxpayers under House Bill 11-1300 ("HB 1300"), filed against Revenue were being actively litigated by the Unit's attorneys. The total amount of income tax liability at issue estimated for fiscal note purposes under HB 1300 was \$222.8 million, including \$154.9 million from CE income tax credit claims; \$18.6 million in penalties assessed on denied credit claims; and \$49.3 million in interest on those denied credit claims. HB 1300 strongly encourages Revenue to waive penalties and interest for taxpayers who have acted in good faith to resolve these disputes and Revenue has been waiving such penalties and interest in the vast majority of settlements. Such waivers will impact the amount ultimately collected by Revenue.

Significant matters handled by the CE Tax Credit Unit on behalf of the Department of Revenue include:

Thompson v. Brohl. In the first CE tax credit case to go to trial, Revenue prevailed in establishing that the taxpayers' claimed CE tax credit was invalid. The trial court agreed with the Department's position that the taxpayers failed to comply with the filing and recordkeeping requirements of the federal and state tax codes, thus rendering their six-figure CE tax credit invalid as a matter of law and upholding Revenue's initial determination. The case provided important guidance to Revenue and taxpayers evaluating the risks of litigation and prompted settlement discussions in other cases with Revenue.

Farm Deals, LLLP v. Dep't of Revenue. Revenue prevailed on summary judgment in a case involving approximately \$1.5 million of liability for tax, penalties and interest. Unit attorneys successfully argued that the taxpayers' multiple CE donations in the same year violated state laws that sought to curb the abusive practice of "fractionalizing" land to multiply the effect of the credit. Revenue also prevailed in arguing that the CE deeds'

extinguishment language violated the requirement that qualified conservation contributions be “protected in perpetuity.” IRC § 170(h)(5). The district court also agreed that the statute of limitations did not preclude Revenue’s disallowance of the CE tax credits.

Nichols v Colo. Dep’t of Revenue. In a case involving over \$6 million, the Court of Appeals denied a taxpayer’s petition for interlocutory review of a statute-of-limitations ruling in Revenue’s favor. The district court previously had ruled in Revenue’s favor that the statute of limitations for disallowing the claimed CE tax credit had not yet expired.

McSween et al. v. Brohl. Unit attorneys prevailed on summary judgment in a Teller County case where the judge concluded that four adjacent conservation easements were all invalid, because each allowed the donor and donee of the easement to agree, without court approval, to extinguish the easements. Judge Tallman further determined that a taxpayer who carried forward a portion of his tax credit could not simultaneously apply for a second credit.

Omnibus Sand and Gravel Settlement. Unit attorneys have represented Revenue in settlement negotiations with dozens of taxpayers wherein an agreement in principle to settle 19 different district court cases, involving 96 CE donations and approximately \$25 million of tax liability, as part of an omnibus settlement agreement. The cases involve similarly-situated taxpayers who donated CEs which gave up the ability to mine sand and gravel on properties in southeast Colorado using the same appraiser who prepared over 250 nearly identical appraisals. Revenue and the attorneys in the Unit carefully analyzed all of the pending district court cases involving gravel CEs to exclude from the omnibus framework cases presenting unique facts or significant invalidity defects, electing to take those cases to trial. The Department is finalizing documentation for these settlements and preparing for apportionment hearings. Transferees who have purchased CE tax credits involved in these cases will be given an opportunity either to settle with Revenue or the opportunity to be heard regarding Revenue’s agreement with their tax matters representatives at upcoming apportionment hearings that will be held in southeast Colorado.

Broyles, BCRR, Emick, and Ullom-Jones. The Department recently reached settlement agreements in principle for over \$20 million in three consolidated CE cases in Prowers County District Court and one consolidated case in Bent County. As a result of these agreements, the validity hearings set in these cases have been vacated. Transferees who have purchased CE tax credits involved in these cases will be given an opportunity either to settle with Revenue or the opportunity to be heard regarding Revenue’s agreement with their tax matters representatives at upcoming apportionment hearings that will be held in Prowers County, Colorado.

Senate Bill 2013-221. Unit attorneys worked represented Revenue in connection with SB13-221, which creates an application and review process for precertification of conservation easement donations and issuance of tax credit certificates. Unit attorneys and Revenue worked with stakeholders, the Division of Real Estate (DRE), the

Conservation Easement Oversight Commission (CEOC), and the State Auditor's Office on the drafting of SB 13-221 and on implementing the recommendations of the State Auditor in an audit report issued October 2012. The audit examined the process to review and determine the sufficiency of CE tax credit claims. SB 13-221 provides for a review and approval process by the DRE and the CEOC of the real estate and conservation aspects of the conservation easement transactions, including deeds, appraisals, and conservation purposes. The DRE certifies those elements of the conservation contribution as eligible for a tax credit under Colorado and federal law. After January 1, 2015, the Department will only review tax credit claims for narrow tax compliance issues.

C. Department of Local Affairs

Significant cases handled by the Revenue Unit on behalf of the Department of Local Affairs include:

Qwest Corp v. Dep't of Prop. Tax. The Division of Property Tax (DPT) prevailed in the Colorado Supreme Court, bringing to an end this litigation commenced in 2009. Qwest's case challenged differences between the way state assessed public utilities and other locally assessed property are valued for property tax purposes under the federal and state constitution. The Supreme Court rejected Qwest's equal protection claims, noting the wide latitude afforded to state laws in drawing economic classifications. The Supreme Court also rejected Qwest's claim under the state Gallagher Amendment (Uniformity Clause), which, it held, applies only to taxes assessed within the same territorial limits, and which, by definition, cannot require equity between state-assessed and locally-assessed companies.

Treehouse Condo. Ass'n v. Dep't of Prop. Tax. At issue in this case, currently pending before the Colorado Court of Appeals, is whether development rights held separately from surface rights constitute a taxable interest in real property, subject to assessment in Colorado. The Colorado Board of Assessment Appeals has found that these rights constitute a taxable interest.

D. Public Utilities Commission

Significant cases handled by the PUC Litigation Unit include:

ENERGY

Pub. Ser. Co. of Colo. Electric Rate Case. The PUC approved a settlement which resulted in a return to Public Service Company of Colorado's (PSCo) customers of over \$8 million. This settlement was the result of a prior electric rate case proceeding in April 2012 that resulted in approval of a multi-year rate plan for PSCo. Beginning July 2013, PSCo customers saw a credit on their utility bills, and the ongoing review process will result in more stringent and transparent reporting requirements for PSCo.

Pub. Ser. Co. of Colo. Gas Rate Case. In December 2012, PSCo filed an Advice Letter with the PUC that requires the PUC to decide significant policy issues. PSCo seeks approval of a set of three rate increases to natural gas base rates using forecasted information, which is commonly referred to as a future test year. The three requested increases are referred to as a multi-year rate plan. There has been considerable discussion, including significant testimony from Trial Staff and other parties, of whether it is in the public interest to use a future test year in lieu of historical test year information as a basis to set rates. This is the first time PSCo has sought approval of a multi-year plan. The hearing was completed May 31 and the parties are awaiting a decision.

Pub. Ser. Co. of Colo. CPCN Application to Construct Boilers. PSCo has filed an application to construct two new boilers to produce steam for its downtown Denver steam customers. Given the expense of the project, PSCo is concerned that steam customers will leave the system in favor of alternative sources of space heating, such as electricity and natural gas, which would require costs to be spread among a smaller number of customers, thereby increasing costs for the remaining steam customers. To avoid this, PSCo has proposed a regulatory plan that would require natural gas customers across Colorado to help pay for the upgrades to the steam system. An evidentiary hearing is scheduled for October 2013.

Public Service Electric Rate Case Expected in 2014. Pursuant to the Clean Air - Clean Jobs Act, the PUC approved a number of modifications, early retirements, and replacement of existing coal electric generation in Colorado. The work has been ongoing since 2011. The largest investment in new facilities by Xcel Energy is a large combined cycle unit at the Cherokee site, estimated at \$534 million. The project is scheduled to be completed by close of 2014. As a result, it is anticipated that Xcel Energy will request that cost recovery for the project be included in rates through a rate filing in 2014.

GAS PIPELINE SAFETY

Natural Gas Pipeline System Safety. Because of new legislation and federal rules under the National Pipeline Safety Act, four natural gas companies that have natural gas pipelines have new regulations in place that require additional safety inspections and replacement of natural gas pipelines under new conditions. These pipeline management and integrity programs require all utilities regulated by the PUC to replace, repair, inspect and replace pipe under an accelerated schedule within certain mandated timeframes. These costs which may be substantial are being passed on to ratepayers in rates in the form of a special rate called a Safety and Security Integrity Rider. Because these costs are substantial and may or may not be outside the normal course of business for a utility, Trial Staff has urged utilities to make these requests for special rate treatment along with their requests for regular rate increases, so that a determination can be made by the PUC on the appropriate method of recovery and amounts necessary to be recovered in a way that does not unduly impact rates paid by utility customers. This has led to at least eight filings for rate case and rate rider requests by utilities in this fiscal year and is a foreseeable event for the next several years as more and more federal regulations come

into effect requiring additional spending by utilities and corresponding additional requests for cost recovery.

TELECOMMUNICATIONS

Docket to Examine Whether Certain Areas of Colorado Are Receiving Effectively Competitive Basic Telephone Service. Earlier this year, the PUC promulgated new rules establishing a framework and process for determining the geographic areas of Colorado where there is effective competition for basic telephone services. Telephone carriers serving consumers in areas deemed effectively competitive stand to lose funding under the Colorado High Cost Support Mechanism (HCSM), which is a statutorily-established subsidy designed to help ensure that rural areas of Colorado receive basic telephone services. The expansion and modernization of telephone services, along with a growing population, have caused the PUC to reexamine the HCSM funding. Accordingly, in May of this year, the PUC established a docket applying its newly-promulgated rules to begin the process of deciding which portions of Colorado it should deem effectively competitive. It is anticipated that by the end of 2013, the Administrative Law Judge will deem the more obvious portions of Colorado as effectively competitive, and order a more detailed examination of the less obvious portions. The proceedings will continue until all wire centers within the state have been examined.

TRANSPORTATION

Contempt Proceeding Leads to Jail Time for Children's Activity Bus Operator for Violation of Permanent Injunction. Unit attorneys prevailed in a contempt proceeding against Larry Holle for violation of a permanent injunction. Mr. Holle operated as a charter bus/children's activity bus for many years. He transported primarily school age and high school age children, to and from afterschool or extracurricular events in old school buses that he purchased through the years. In 2005, the PUC sought and obtained a permanent injunction enjoining Holle from operating without being in compliance with certain statutory requirements and PUC safety rules. After a hearing, the court sentenced Mr. Holle to the maximum six months in the Denver County Jail and immediately remanded him into the custody of Sheriff's deputies.

I) BACKGROUND INFORMATION: STATE SERVICES SECTION.

Collectively, the attorneys in the State Services section provide representation to eight of sixteen executive branch state agencies, as well as Colorado's five statewide elected public officials, the Governor, Lt. Governor, Attorney General, Secretary of State and Treasurer. The Section also represents the Judiciary and the Public Utilities Commission. The legal work of the Section is diverse, ranging from providing advice on transactions and general operations to defending the constitutionality of state laws in both state and federal court. In general, the State Services Section protects children, people at risk, and represents the public at large. The Section also conserves the state's fiscal system by reviewing hundreds of state contracts and defending the State against claims typically involving the inadequacy of funding of various programs.

The primary metric is the volume of cases handled by each unit. For some units, additional workload measures are provided. We caution, however, that a single case, such as the Lobato School Finance trial and appeal may involve thousands of hours of legal work and other cases can be disposed of with minimal time.

The Section is composed of the following units:

Human Services:

This Unit represents the Department of Human Services both defending the Department in civil litigation and prosecuting on its behalf in the administrative courts. The Unit defends the county confirmation that a person is responsible for child abuse or neglect in administrative appeals. The unit prosecutes licensure actions to revoke or discipline child care providers who harm children or do not follow requirements. Attorneys represent the Division of Youth Corrections requesting early parole or community placement for aggravated offenders or extensions of commitment for youth who are a risk to the community. The unit files motions to quash record subpoenas and assists with open records requests. The Unit regularly provides general legal counsel to various Divisions within the Department, including: Behavioral Health, the Mental Health Institutes, the Developmental Disabilities, Colorado Works, Food Assistance, Child Support Enforcement and Vocational Rehabilitation. The Unit assists with transactional issues, including contract review and drafting, tax disputes, and more. Lastly, the Unit represents the State Long Term Care Ombudsman and the Child Welfare Ombudsman.

Health Care:

This Unit represents the health programs of the Department of Public Health and Environment, including the division that licenses and surveys all health facilities in the state, sets standards and level of care for hospital emergency departments and trauma units, and certifies EMTs and paramedics. The Unit also represents the Prevention Services Division, Disease Control and Environmental Epidemiology Division, and the Registrar of

Vital Statistics within CDPHE, which includes the Medical Marijuana Registry, birth/death records, and the State Laboratory. The Unit represents the Department of Health Care Policy and Financing, which administers Medicaid, the Colorado Indigent Care Program and the Children's Basic Health Plan. The Unit's representation includes eligibility issues, Medicaid provider appeals, recipient appeals, judicial review actions, collection of overpayments and amounts owed Medicaid by providers and liable third-parties. In addition, the Unit reviews rules for and provides counsel to the Colorado Board of Health and the Colorado Medical Services Board.

Labor/Personnel and Administration:

This Unit represents the Department of Labor and Employment, which involves mainly workers compensation, unemployment compensation, and petroleum storage tank monitoring and cleanup. In addition, the Unit does the legal work for the Department of Personnel and Administration, including the Personnel Director, employee benefit programs, state buildings, and purchasing. The Unit also advises the Colorado State Controller and reviews hundreds of contracts annually for legal sufficiency.

Education:

This Unit advises all of state's public colleges and universities, and the community college system, on a wide range of state and federal compliance issues, board governance, and transactional matters. In addition, the Unit represents the State Board of Education and the Department of Education on a wide variety of issues, including charter school appeals, general policy questions, and in the prosecution of teacher licensure cases. The Unit provides general legal advice to the Colorado State Charter School Institute, the BEST (Building Excellent Schools Today) Board, and the Department of Higher Education, including the Division of Private Occupational Schools, the Colorado Historical Society, and the Commission on Higher Education. The Unit regularly defends state education laws and the system of public school finance against constitutional challenges.

Public Officials:

This Unit provides legal advice to the Governor, Lt. Governor, Secretary of State (election and campaign finance law), the Treasurer, the Attorney General, and the Judicial Department, as well as the Department of Local Affairs, the Department of Military Affairs, the Office of Economic Development and International Trade, the Office of Information Technology, the State Auditor, the License Plate Auction Group, and the Title Board. The Unit handles constitutional challenges to some state laws and initiated measures adopted by the voters.

Public Utilities Commission (PUC):

This Unit represents the three commissioners of the PUC and its staff in an advisory (general counsel) capacity. The PUC Unit provides legal advice and writes orders in a wide variety of quasi-judicial and quasi-legislative proceedings, including rulemaking proceedings, conducted before the Commission. These proceedings address energy, telecommunications, and transportation regulation for the state. The PUC Unit also advises and represents the PUC on legislative matters and in state and federal court.

II) PRIOR YEAR LEGISLATION

Human Services

SB 13 012 - Concerning Reporting of Suspected Child Abuse and Neglect By Youth Sports Organizations. The bill adds directors, coaches, assistant coaches, and athletic program personnel employed by private sports programs or organizations to the list of persons required to report suspected child abuse or neglect to the county department of social services or local law enforcement agency.

SB 13 266 - Concerning a Request for Proposals Process to Create a Coordinated Behavioral Health Crisis Response System for Communities Throughout the State. The bill directs the Department of Human Services to issue a request for proposals to create a statewide coordinated and seamless behavioral health crisis response system to include a 24-hour crisis telephone hotline, walk-in crisis services, crisis stabilization units, mobile crisis services, residential and respite crisis services, and a public information campaign.

HB 13 1117 - Concerning Alignment of Child Development Programs. This bill specifies that the Department of Human Services is responsible for early childhood programs. The Early Childhood Leadership Council is moved from the Governor's Office to the Department. The nurse home visitation program, Tony Grampas youth services program, the Colorado student dropout prevention and intervention program, the Colorado before-and-after school project, the family resource center program, and the Colorado Children's Trust Fund and its board is moved from the department of public health and environment to the department of human services.

HB 13 1314 - Concerning the Transfer of the Administration of Long-Term Services for Persons with Intellectual and Developmental Disabilities to the Department of Health Care Policy and Financing. This bill creates the Office of Community Living in the Department of Health Care Policy and Financing (HCPF) and transfers the powers, duties, and functions from the Department of Human Services to HCPF by March 1, 2014. Employees and property will also transfer.

Education

SB 13-031 - CONCERNING PAYMENT OF TUITION FOR STUDENTS WHO PARTICIPATE IN DROPOUT RECOVERY PROGRAMS. The bill clarifies that a local education provider that operates a dropout recovery program must pay the student share of the tuition for each postsecondary course in which a student enrolls while participating in the program, not just for those courses that the student completes.

SB 13-033 - CONCERNING IN-STATE CLASSIFICATION AT INSTITUTIONS OF HIGHER EDUCATION FOR STUDENTS WHO COMPLETE HIGH SCHOOL IN COLORADO. The bill requires an institution of higher education (institution) in

Colorado to classify a student as an in-state student for tuition purposes if the student attends a public or private high school in Colorado for at least 3 years immediately preceding graduation or completion of a general equivalency diploma (GED) in Colorado; and is admitted to a Colorado institution or attends an institution under a reciprocity agreement. These students shall not be counted as resident students for any other purpose, but are eligible for the college opportunity fund stipend pursuant to the provisions of that program, and may be eligible for institutional or other financial aid. The bill exempts persons receiving educational services or benefits from institutions of higher education from providing any required documentation of lawful presence in the United States.

SB 13-053 - CONCERNING ESTABLISHING A PROCEDURE BETWEEN THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF HIGHER EDUCATION THAT ALLOWS FOR THE TRANSFER OF AVAILABLE STUDENT DATA RELEVANT TO THE TRANSITION FROM HIGH SCHOOL TO THE POSTSECONDARY SYSTEM. The bill establishes a procedure between the department of education and the department of higher education that allows for the transfer of available student data relevant to the transition from high school to the postsecondary system.

SB 13-178 - CONCERNING AUTHORIZING RED ROCKS COMMUNITY COLLEGE TO OFFER A PHYSICIAN ASSISTANT STUDIES PROGRAM AS A PROGRAM OF GRADUATE EDUCATION. The bill authorizes Red Rocks community college to continue providing its physician assistant studies program by authorizing Red Rocks community college to confer a graduate degree on students who complete the physician assistant studies program.

SB 13-193 - CONCERNING INCREASING PARENT ENGAGEMENT IN PUBLIC SCHOOLS. In addition to their duties under existing law, the bill requires the school accountability committees to hold public meetings to solicit input concerning the contents of school priority improvement plans and school turnaround plans before the plans are written. The existing state advisory council for parent involvement in education (council), will identify key indicators of parent engagement in elementary, secondary, and postsecondary schools, and use the indicators to create metrics to measure and monitor the level of parent engagement and the progress made in increasing parent engagement. The council will annually report its findings concerning parent engagement to the state board of education, the Colorado commission on higher education, and the education committees of the general assembly.

SB 13-213 – CONCERNING THE FINANCING OF PUBLIC SCHOOLS. The bill creates a new school finance act, implementation of which is conditioned upon passage of a statewide ballot measure to increase state revenues for funding public education.

HB 13-1006 - CONCERNING REQUIRING CERTAIN SCHOOLS TO OFFER BREAKFAST TO ALL STUDENTS FOLLOWING THE FIRST BELL. The bill creates the “Breakfast After the Bell Nutrition Program,” which requires every school with

70% or more students eligible for free or reduced-cost lunch to offer a free breakfast to each student in the school.

HB 13-1081 - CONCERNING HUMAN SEXUALITY EDUCATION. The bill moves and adds language to the content standards for the instruction of comprehensive human sexuality education. The bill creates the comprehensive human sexuality education grant program in the department of public health and environment, and places limitations on the department of education's administration of federal Title V State Abstinence Education Grant Program.

HB 13-1147 - CONCERNING VOTER REGISTRATION FACILITATED BY STATE INSTITUTIONS OF HIGHER EDUCATION. The bill requires a state institution of higher education (institution) that utilizes and electronic course registration process to provide its students the opportunity to be electronically directed to the official website of the Secretary of State to apply for voter registration, either during or immediately following the electronic course registration.

HB 13-1194 - CONCERNING IN-STATE STUDENT CLASSIFICATION FOR DEPENDANTS OF MEMBERS OF THE ARMED FORCES. Current law authorizes a dependent of a service member to receive in-state tuition at a Colorado public institution of higher education (Colorado college) if the service member was stationed in Colorado during the dependent's last year of high school and the dependent enrolled in a Colorado college within 12 months after graduating from a high school in Colorado. The bill extends in-state tuition to all dependents that enroll within 10 years after the member was stationed in Colorado.

HB 13-1171 - CONCERNING THE USE OF EPINEPHRINE AUTO-INJECTORS IN EMERGENCY SITUATIONS IN SCHOOL SETTINGS. The governing authority of public and nonpublic schools may adopt a policy to authorize the school nurse or other designated school personnel to administer an epinephrine auto-injector to any student that the school nurse or designated school personnel in good faith believes is experiencing anaphylaxis, in accordance with a standing protocol from a licensed physician, physician's assistant, or advance practice nurse with prescriptive authority, and regardless of whether the student has a prescription for an epinephrine auto-injector. The department of education shall develop and publish an annual report compiling, summarizing, and analyzing all incident reports submitted to the department.

HB 13-1220 - CONCERNING THE CONFIDENTIALITY OF AN INDIVIDUAL EDUCATOR'S PERFORMANCE DATA. Any information collected concerning an individual educator must remain confidential and may not be published in any way that would identify the individual educator. The department of education and state board of education may also collect data for bona fide research, so long as the data is collected per established protocol and is used in a manner that protects the identity of the educator. The bill clarifies that evaluation reports and information are available when reviewing certain appeals.

HB 13-1263 - CONCERNING THE REGULATION OF PRIVATE OCCUPATIONAL SCHOOLS BY THE PRIVATE OCCUPATIONAL SCHOOL BOARD. The bill makes nonprofit private occupational schools subject to authorization and regulation by the board. The bill repeals the board's authority to accredit a private occupational school, but the board will continue to authorize private occupational schools. Under current law, a person who has a complaint against a private occupational school must exhaust the complaint procedures at the school before filing a complaint with the board. The bill repeals this requirement and allows a person to file a complaint directly with the board.

HB 13-1297 - CONCERNING THE AUTHORITY OF CERTAIN INSTITUTIONS OF HIGHER EDUCATION TO INVEST MONEYS. The board of trustees of Colorado school of mines and the board of trustees of Fort Lewis College (boards) may vote to invest the assets of its institution outside of the state treasury fund if they establish an investment advisory committee and a written investment policy. Each board must report to the joint budget committee at each regular legislative session regarding investments made and the earnings or losses derived therefrom. Neither board shall request from the general assembly any general fund appropriations to replace any losses incurred due to investment activities.

HB 13-1320 - CONCERNING FINANCIAL SUPPORT FOR MERITORIOUS COLORADO STUDENTS AT STATE-SUPPORTED INSTITUTIONS OF HIGHER EDUCATION. Under current law, state-supported institutions of higher education (institution) must generally maintain a required ratio of resident student admissions to nonresident student admissions. The bill allows an institution to count a student who is admitted as a Colorado scholar as 2 in-state students for purposes of calculating this ratio.

Health Care

SB 13 13-222 - CONCERNING IMPROVING ACCESS TO CHILDHOOD IMMUNIZATIONS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION. This bill allows CDPHE to create a system for purchasing vaccines and to assess the ability of HCPF to purchase vaccines for children enrolled in CHP.

SB 13-242 - CONCERNING DENTAL SERVICES FOR ADULTS IN THE MEDICAID PROGRAM, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING AN APPROPRIATION. This bill creates an adult dental benefit for adults in the Medicaid program.

SB 13-200 - CONCERNING AN INCREASE IN THE INCOME ELIGIBILITY FOR CERTAIN OPTIONAL GROUPS IN THE MEDICAID PROGRAM TO ONE HUNDRED THIRTY-THREE PERCENT OF THE FEDERAL POVERTY LINE, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING AN APPROPRIATION. This Medicaid expansion bill allows for funds in the hospital provider fee cash fund to be used to increase the income eligibility for certain populations.

HB 13-1068 - CONCERNING ON-SITE INSPECTIONS OF MEDICAID PROVIDERS. This bill aligns state law with federal law and allows the Department to conduct unannounced inspections of providers for the purpose of an audit or review for compliance with state and federal law.

HB 13-1314 - CONCERNING THE TRANSFER OF THE ADMINISTRATION OF LONG-TERM SERVICES FOR PERSONS WITH INTELLECTUAL AND DEVELOPMENTAL DISABILITIES TO THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING. This bill transfers the division of developmental disabilities from DHS to HCPF.

Public Utilities Commission

SB 252 - Concerning renewable energy standards for rural cooperatives and transmission and generation utilities. This bill amends Section 40-2-124 and increases the required percentage of energy generation from renewable energy sources to 20% by 2020 for rural operators and transmission and generation utilities, namely Tri-State.

When signing this bill, the Governor also created an advisory committee among the electricity cooperatives, environmentalists, large agricultural customers, and government agencies, including the AG's Office, to develop recommendations for the Colorado Energy Office on how SB 252 may be amended in the upcoming legislative session.

SB 282 - Concerning a medical exemption from tiered electricity rates. This bill exempts consumers with medical conditions requiring electricity to power medical equipment with an exemption from the applicability of tiered electricity rates.

SB 194 - Concerning the repeal of the low income telephone assistance program (LITAP).

Several miscellaneous bills addressing reporting by the PUC to the legislature, promotion of forestry biomass, licensure of solar panel contractors, imposing penalties upon motor carriers, and revising obsolete provisions of the public utilities law.

Public Officials

SB 13-210 - CONCERNING EMPLOYMENT CONDITIONS FOR CORRECTIONAL OFFICERS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION. The bill designates a portion of Fort Lyon for use as residential community by the Department of Local Affairs to provide supportive housing services to homeless individuals.

HB 13-1135 - CONCERNING THE ABILITY OF A PERSON TO PREREGISTER TO VOTE IF THE PERSON HAS REACHED SIXTEEN YEARS OF AGE BUT WILL NOT BE EIGHTEEN YEARS OF AGE BY THE DATE OF THE NEXT

ELECTION, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION. The bill allows any person who is sixteen years old, but who will not be eighteen years old by the date of the next election, to preregister to vote.

HB 13-1224 - CONCERNING PROHIBITING LARGE-CAPACITY AMMUNITION MAGAZINES. The bill prohibits large-capacity ammunition magazines.

HB 13-1229 - CONCERNING CRIMINAL BACKGROUND CHECKS PERFORMED PURSUANT TO THE TRANSFER OF A FIREARM, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION. The bill requires criminal background checks to be performed when transferring a firearm.

III) HOT ISSUES:

Human Services

- The Unit continues to defend Human Services in the CBMS litigation. We continue to monitor monthly case processing for compliance with the settlement agreement.
- The Unit is working with the Department on bankruptcy cases where there is a federal tax intercept.
- The Unit is defending the Department in judicial review actions in benefits cases where the county handled the administrative court action. At least two of these cases have been ongoing and involve individuals who are *pro se* and appear to be mentally ill.
- The Unit is assisting counties, GALs, and the State Department to sort out the impact of a Supreme Court decision on privileges held by children in dependency and neglect proceedings.

The Unit will be defending the Old Age Pension statute requiring applications for social security benefits in order to receive Old Age Pension.

Health Care

- The Unit continues to defend HCPF in the CBMS litigation. Presently, we are continuing to monitor case processing figures for compliance with the settlement agreement.
- The Unit continues to provide assistance to HCPF regarding implementation of the Affordable Care Act.

- The Unit is defending HCPF in numerous deferrals and disallowances from CMS.
- The Unit continues to defend HCPF in ongoing challenges to its automatic lien statute which allows the state to collect millions of dollars each year from liable third parties.
- The Unit is continuing joint efforts with the U.S. Attorney's office and the Medicaid Fraud Control Unit to pursue Medicaid provider fraud, in both the civil and criminal arenas.
- The Unit continues to defend HCPF in appeals filed by nursing facilities challenging reimbursement rates.
- The Unit continues to defend HCPF in a Americans with Disabilities Act action in federal district court challenging HCPF's reimbursement rate for non-emergency medical care.
- The Unit continues to provide legal advice and opinions to the Department of Public Health and Environment, Medical Marijuana Registry. We also continuously defend the Department against subpoenas seeking confidential information, and assist the Board of Health with rulemaking issues.
- The Unit continues to assist CDPHE with ongoing public health and disease control investigations.
- The Unit continues to defend the CDPHE's Laboratory Services Division against challenges to their blood-alcohol and breathalyzer testing and from subpoenas seeking confidential and protected information.

Labor/Personnel and Administration

- *CDLE WyCAN Project.* The U.S. Department of Labor ("USDOL") made federal grant funds available to the states for the purpose of facilitating the design, development, and implementation of unemployment insurance ("UI") benefit systems and tax systems by multiple states working cooperatively. It is the stated intent of the USDOL to make the systems developed with federal funds available for use by other states. The states of Wyoming, Colorado, Arizona, and North Dakota (collectively, "WyCAN States") jointly applied for and received the federal funds for this use. The total grant amount is \$58,100,000 ("Grant Funds") to the WyCAN States for this system (the "Project"). With contributions from each state for state specific work, the total project amount is \$110M.
- *CDLE, Division of UI v. FedEx.*, Docket Nos. 6299-2011, 7956-2011, 37816-2010. These three cases involve a reclassification of package delivery drivers from independent contractors to employees. Extensive discovery is proceeding and a hearing is scheduled for April of 2014.

- The Unit is working with the Office of Information Technology to streamline the State's contracting and administration process in connection with information technology.
- The Unit will continue to work with DPA and the Governor's Office and reform of the State procurement and State contracting policies and procedures.

Education

These matters have significant potential impact and have received coverage in the press.

- *Taxpayers for Public Education, et al., v. Douglas County School District RE-1, et al., and LaRue, et al., v. Colorado Board of Education, et al.* These cases were brought against the Douglas County School District, the State Board of Education, and the Colorado Department of Education as a constitutional and statutory challenge to the Douglas County Option Certificate Pilot Program, which will allow up to 500 Douglas County public school students to attend private schools of their choice either inside or outside the district. The District Court enjoined the Program and the County, the Board and CDE appealed. On February 28, 2013, the Court of Appeals issued a ruling in favor of Defendants, overturning the District Court's permanent injunction, and concluding that Plaintiffs lacked standing, and that the pilot program did not violate any of the Colorado constitutional provisions at issue. Plaintiffs filed petitions for writs of certiorari on April 11, 2013, and Defendants filed responses on April 19, 2013. The Supreme Court has not yet decided whether it will hear the case.
- *ASSET Bill.* Our office continues to work closely with the Department of Higher Education to implement the provision of SB 13-033. The Governor signed the ASSET Bill on April 19, 2013. DHE, in consultation with our office, has responded to a list of preliminary questions from tuition classification officers via a FAQ document circulated and posted on DHE's website on April 25, 2013. In addition, Our office is currently in the process of assisting DHE in updating the tuition classification guidelines and other policies. Institutions are struggling to determine their obligations under federal immigration law in light of the portion of SB 13-033 that eliminated the requirement that institutions of higher education verify lawful presence under C.R.S. 24-76.1-103.
- *Cost Recovery Efforts for Environmental Contamination on the campus of Colorado School of Mines.* Mining research projects conducted primarily by private mining interests and the Federal government at a research center on the Colorado School of Mines campus left research wastes containing radioactive materials and other metals at the Site. In the 1990s, the EPA conducted a partial clean up that proved ineffective. The General Assembly appropriated approximately \$7.5 million between April 1994 and February 1995 for additional Site cleanup. Cleanup efforts extended through 2012 with the total funds expended by Colorado School of Mines in cleaning up the site and pursuing

recovery exceeding Seventeen Million Dollars. The State has negotiated a Consent Decree with numerous Principal Responsible Parties (PRPs) and the Federal government to recover a large proportion of the State's unrecovered costs and the parties expect approval by the Federal District Court in fall of 2013, and payment by the settling PRPs thereafter.

- *Casey, et.al. v. Colorado Higher Education Insurance Benefits Alliance Trust, et.al.* Plaintiffs claim to be representative of a putative class of plaintiffs, employees of Mesa State College, who allege they were harmed by the refusal of the CHEIBA Trust and its member colleges to return somewhere near \$1 million in funds maintained as reserves in the CHEIBA Trust, alleged to be attributable to Mesa State College's contributions to the Trust while it was a member. The case was initially filed in Denver Probate Court. Defendants appealed the Probate Court's ruling on the applicability of the CGIA to plaintiffs' claims, and on August 16, 2012, the Colorado Court of Appeals ruled that some of plaintiffs' claims, including claims for breach of fiduciary duty, breach of the implied covenant of good faith and fair dealing, and inverse condemnation, did not and could not lie in tort and therefore were not barred by the CGIA. Defendants filed petitions for writ of certiorari and plaintiffs filed cross-petitions. The petitions and cross-petitions were fully briefed in July, 2013. The Supreme Court has not yet decided whether it will hear the case.

Public Officials

a. Pending Public Officials litigation—These lawsuits have potentially significant public impact and have been covered in the media:

- *Independence Institute v. Gessler.* The Independence Institute and other plaintiffs challenge several provisions in Colorado's initiative statute, including residency for circulators, limits on payments made on a per-signature basis, requirements that circulators be available to provide testimony in petition challenges, licensure of petition entities, and other provisions. The Secretary's summary judgment prevailed on eight out of ten claims, a ninth claim was settled, and the federal district court held an eight-day trial on the pay-per-signature claim in May 2012. The court ultimately found that the State's limitation on pay-per-signature compensation violated the First Amendment and permanently enjoined enforcement of the law. No appeal of the trial court's decision was taken.
- *Colorado Common Cause v. Gessler.* The 10th Circuit in *Sampson v. Buescher* declared that the \$200 threshold for issue committees was unconstitutional. The Secretary passed a rule establishing a \$5,000 threshold. The district court found that the Secretary exceeded his authority by promulgating the rule. The Secretary appealed the decision to the Colorado Court of Appeals, which affirmed the lower court's decision. The Secretary filed a petition for *writ of certiorari*, which was granted. The Secretary's opening brief is due August 8, 2013.

- *Paladino v. Gessler*. Various plaintiffs have challenged campaign finance regulations promulgated by the Secretary of State. The district court held that all but one of the Secretary's rules exceeded his rulemaking authority. The Secretary appealed the decision to the Colorado Court of Appeals. Oral argument will be heard on September 3, 2013.
- *Coalition for Secular Government v. Gessler*. The plaintiff is challenging the constitutionality of several provisions in the Campaign and Political Finance Amendment relating to issue committees, including the definition of "major purpose" and the \$200 threshold. The federal district court certified four questions to the Colorado Supreme Court, which heard oral argument regarding same on May 8, 2013. We are awaiting the Supreme Court's opinion.
- *Riddle v. Hickenlooper, et al.* The federal district court upheld the constitutionality of Colorado's constitutional limits on the amount of contributions to candidates for public office against attack under the First Amendment. The court also upheld the constitutionality of Colorado's constitutional and statutory distinction between contributions made to primary-exempt candidates and to primary-participant candidates against attack under the Fourteenth Amendment. Plaintiff appealed to the Tenth Circuit Court of Appeals and oral argument is scheduled for September 26, 2013.
- *Citizen Center v. Gessler, et al.* Plaintiff filed suit in federal district court alleging that several county clerks utilize election materials and practices that allow voted ballots to be traced back to the voter in violation of the right to secrecy of the ballot under state and federal law. The district court granted the Secretary and County Clerks' motions to dismiss for lack of standing and plaintiffs appealed. The appeal had been stayed pending final rulemaking by the Secretary; however the stay has been lifted because appellants are not satisfied with the rules.
- *Peterson v. Martinez*. The Tenth Circuit Court of Appeals upheld a provision of Colorado's concealed handgun permitting scheme that prohibits the issuance of permits to non-residents. The court held that the Second Amendment does not protect the right to concealed carry, that carrying a concealed weapon was not protected by the Privileges and Immunities Clause of Article IV, and that the Executive Director of the Colorado Department of Public Safety was shielded from suit by Eleventh Amendment immunity.
- *Cooke v. Hickenlooper*. A group of plaintiffs consisting of numerous county sheriffs, individuals, and organizations, sued the Governor in federal district court alleging that the State's ban on large-capacity ammunition magazines and universal background check requirement violated the Second Amendment. The federal district court denied plaintiffs' request to enter a TRO in advance of the preliminary injunction hearing, and denied their request for a preliminary injunction. Discovery will be conducted on an expedited basis and a trial to court likely will take place at the end of 2013 or beginning of 2014.

Public Utilities Commission

a. Pending PUC litigation – The PUC Unit is defending the PUC in the lawsuits described below:

- *Clean Air Clean Jobs Act Judicial Review Litigation I.* The Associated Governments of Northwest Colorado and Peabody Corporation have brought judicial review actions challenging a variety of procedural and substantive rulings made by the PUC in the establishment of the parameters for the retirement and replacement by Public Service Company of approximately 900 MW of coal fired generation facilities. These challenges focus on whether the decision of the PUC was just, reasonable and in the public interest and on whether any of the PUC Commissioners were biased and should have been disqualified. On April 23, 2012, the Colorado Supreme Court found that filing a petition for judicial review in the wrong court related to venue rather than subject matter jurisdiction, and that the Routt County District Court therefore possessed the authority to transfer it to a proper division of the district court. The cases were subsequently transferred to Denver and consolidated. Further, the case is stayed while the parties await a ruling from the Colorado Court of Appeals in a related case, *CMA v. Urbina*. *CMA v. Urbina* is the substantive challenge to the AQCC's approval of the Regional Haze SIP that included the CACJA emission reduction plans. The Court of Appeals heard oral argument in *Urbina* on July 2, 2013.
- *American Tradition Institute v. State of Colorado.* This federal lawsuit asserts that Colorado's Renewable Energy Standard (which became law on December 1, 2004 (codified at 40-2-124, C.R.S.) following its approval by the electors of the State as Amendment 37, and as subsequently amended by the General Assembly in 2005, 2007, 2008, 2009, and 2010) violates the dormant commerce clause aspect of the Commerce Clause of the United States Constitution. Plaintiffs seek injunctive and declaratory relief as well as damages and attorneys' fees under § 1983. SB 252 addressed and resolved some of the commerce clause issues, but the plaintiffs have amended their complaint and the case proceeds. Will Allen is heading the PUC's representation in this case.
- *Bullseye Communications v. Public Utilities Commission.* Bullseye seeks judicial review of the PUC's decisions awarding Qwest Communications Company reparations for Bullseye's failure to extend discounted switched access rates, which it had provided to some long distance carriers, to Qwest. The case has been briefed before the Denver District Court and is awaiting decision.
- *Qwest Corporation v. Public Utilities Commission.* Qwest seeks judicial review of the PUC's rulemaking that revised the telecommunications rules and, specifically, the determination of areas that are subject to effective competition and reduced regulation, and potential decreases in state subsidies in areas found to

be subject to effective competition. This case has been stayed until the end of November 2013.

- *Black Hills v. Public Utilities Commission.* Black Hills has appealed the PUC's determination that it must first approve a utility's plan to replace a coal-fired plant with a gas-fired plant before the utility may seek recovery from ratepayers for the cost of the replacement. This case is stayed pending completion of Black Hills's proceeding addressing its electric resource plan.

b. Potential PUC litigation:

- *SB 252 Litigation.* Tri-State and rural electrical cooperatives may seek judicial review in either state or federal court attacking SB 252 as a violation of the dormant commerce clause.
- *La Plata Electric Cooperative v. Tri-State Transmission and Generation.* Rural cooperative members of Tri-State and their large industrial customers have filed a complaint before the PUC requesting a declaration that Tri-State's current rate structure is discriminatory and in violation of the public interest. The Commission will be deciding whether it has jurisdiction over Tri-State's rates under the dormant commerce clause, and this decision is subject to further judicial review.

c. High-profile initiatives: The PUC is undertaking several high-profile dockets that may receive legislative or press attention: Boulder's municipalization of Public Service's distribution of electricity, Public Service's Electric Resource Plan, Black Hills's Electric Resource Plan, determination of effective competition areas in Qwest's service territories, remand of Mile High Taxi's certification proceeding, the PUC's transportation rulemaking and its impact on new entrants into the taxi and limousine markets, and Public Service's petition for certification of a new steam plant and to subsidize steam rates through gas rates.

IV) WORKLOAD MEASURE:

DEPARTMENT OF HUMAN SERVICES

Workload Measure	FY 14 Actual	FY 15 Estimate
Defend the Department in litigation regarding the implementation of the Colorado Benefits Management System (CBMS).	Review and submit monthly data regarding timely processing in accordance with settlement agreement; communicate with plaintiffs' counsel to address concerns, CBMS upgrades and processing data.	Work with the Department to address systemic issues; review monthly reports, assist the department as it prepares for health care reform, and if necessary defend in active litigation.
Defend County confirmations of child abuse/neglect in the State database system on behalf of the Department for use in employment/background checks.	Ongoing litigation to prosecute child abuse/neglect in full evidentiary hearings before the OAC.	Aggressively prosecute child abuse cases to prevent persons who are found responsible for child abuse from working with children.
Prosecute licensing actions for the Division of Childcare	Actively litigate to revoke, suspend, and deny licenses where the facility fails to follow department rules, the licensee or employs commits child abuse, or otherwise fails to assure safe care for children.	Continue to actively prosecute child care licensing cases to assure safe childcare.
Advise the Department in rulemaking and adoption process.	Review rules and advise on authority and substantive content.	Continue advising on rulemaking.
Initiate actions to revoke, suspend, or deny substance abuse treatment licenses for the Division of Behavioral Health, and certifications for the Division of Developmental Disabilities.	Prosecute treatment agencies or certified service agencies for failures to comply with Department regulations.	Continue to represent the Divisions in licensing actions.

Defend the Department in administrative proceedings brought by recipients of Vocational Rehabilitation services or programs who were denied or reduced services.	Actively defend and, where possible, negotiate settlements for the Division of Vocational Rehabilitation.	Continue to defend the Department in these actions before the OAC. Assist the Division to improve the administrative hearing rules for these cases.
File petitions in district courts on behalf of the Division of Youth Corrections for aggravated offenders, requesting extensions of commitments, release from mittimus or vacating illegal sentences.	Represent the DYC in all post-commitment juvenile proceedings, specifically those requiring a return to court for a change in placement or status or responding to subpoenas for records.	Continue representing the DYC in juvenile cases and providing legal advice. Represent the DYC in direct file cases where the juvenile should be transferred to adult jail.
Assist the Department to respond to subpoenas and open records requests.	File motions to quash or redact records as needed when responding to records requests.	Provide ongoing legal advice and representation.
Represent and advise the Division of Developmental Disabilities.	Provide legal advice and represent the Department when needed in court actions.	Advise the Division in proceedings before OAC, represent the Division in Imposition of Legal Disability proceedings, and assist with rule revisions as the department prepares to transition this program to HCPF.

Caseload Trends:

The Human Services Unit continues to see a greater variety of cases and requests for legal advice from more divisions within the Department of Human Services.

Type of Case	Number of Cases	Current Status
All Other Cases	74 cases or issues assigned	36 currently active
Child Abuse/Neglect	79 cases received	47 active currently
Child Care Licensing	33 cases received (11 were summary suspensions of the license)	18 active currently
Youth Corrections	36 cases received	All granted or pending

HEALTH CARE

Workload Measure	FY 13 Actual	FY 14 Estimate
Department of Health Care Policy and Financing		
Defend HCPF in litigation regarding the Colorado Benefits Management System.	Monitor provision of claims processing date. Respond to inquiries from plaintiffs' counsel	Anticipate that this office will continue to monitor a very complex settlement, especially after the implementation of ACA and Medicaid expansion.
Defend HCPF in numerous administrative and civil proceedings brought by recipients and providers. Pursue overpayments due from providers for amounts unlawfully paid.	65 new incoming civil cases received.	Given the substantial increase in Medicaid we anticipate increased number of provider and recipient appeals.
Recover funds expended as a result of third parties' actions and defend challenges to automatic lien statute.	Total recovery of \$88,077.89.	Same.
Coordinate with HCPF's Program Integrity Unit to uncover and eliminate provider overpayments and fraud in the Medicaid program.	Prosecute and defend provider overpayment appeals at civil level. Work with agency and health care fraud task force to identify fraud in the Medicaid program.	Anticipate increase in provider appeals due to increasing Medicaid enrollment.
Advise HCPF in the rule-making and adoption process to keep the state in compliance with federal and state statutes in connection with the distribution of benefits.	Continue to provide advice to Medical Services Board, attend monthly meetings, and review proposed regulations for compliance with state and federal law.	Continue representation of MSB.
Provide advice and legal opinions with regard to numerous Medicaid, health care, and CORA	50 requests for legal opinions received.	Need for legal advice and opinions is expected to increase due to health care reform and expansion.

issues.		
Colorado Department of Public Health and Environment		
Workload Measure	FY 13 Actual	FY 14 Estimate
Actions prosecuted to revoke, suspend, or place on probationary status licenses of Emergency Medical Technicians.	30	Anticipate equivalent case load.
Defend civil action, provide legal advice and opinions, and defend against subpoenas seeking confidential and/or overly burdensome requests.	Defended CDPHE in 20 civil matters. Defended against 20 medical marijuana related subpoenas. 25 requests for legal advice and opinions received.	Same as FY 13.
Prosecute licensing actions involving Health facilities licensed under the authority of the Department.	30 requests for assistance received regarding action or potential action to be taken against non-compliant health facilities.	Anticipate equivalent case load.
Provide rulemaking advice to Board of Health.	Review all rules and attend monthly Board meetings. Provide advice and legal opinions to Board.	Same as FY 13

EDUCATION

Caseload trends:

The unit continues to average 2-3 major constitutional cases each year.

The total number of teacher licensure cases referred has increased significantly this year, as has the number of matters that will carry over into the next year.

Legislative Measures

The General Assembly enacted numerous laws affecting the State Board of Education’s oversight responsibilities. Many will require additional rule-making, policy and procedure creation, and additional hearings and board meeting work.

Workload Measure Teacher Licensure	Unit	FY 12 Actual	FY 13 Actual
Total teacher licensure matters referred	# of matters	89	117
Settlements obtained	# of settlements	14	15
Closed cases/matters	# of closed matters	30	62
Actions Filed/matters referred for litigation	# of cases	36	36
Cases/matters carried over to next FY	# of matters	9	56

Objective: To support the Department of Education and the State Board of Education in protecting school children from teachers who have violated State standards.

Strategy: Provide timely legal services to the clients on all matters referred; closely track case status to assure timeliness; solicit and respond to oral and written client feedback to maintain client satisfaction.

Evaluation of Prior Year Performance; The Unit avoided case backlogs and worked collaboratively with the client to achieve its objective of protecting students from substandard teachers.

Key Workload Indicators: Case status tracking numbers, client satisfaction surveys and ongoing communication to address client concerns.

PUBLIC UTILITIES COMMISSION

Workload Measure	FY 13 Actual	FY 2014 Estimate
<p>Providing legal advice and writing decisions in the major matters listed above and the multiple smaller matters that come before the PUC each week; representing the PUC in judicial review of PUC decisions.</p>	<p>The PUC Unit operated at a rate of about 150 hours per month for each of the Unit's 3 attorneys. Because we had only 2 attorneys for the first quarter, and due to MC's marriage and vacation, the Unit was below 450 hours per month for the entire year.</p>	<p>We estimate that, absent an unforeseen circumstance, the Unit should bill at a rate of 150 hours per month, or 1800 hours per year, for each of the 3 Unit attorneys.</p>
<p>The PUC Unit also advises the Governor's Office on utility matters.</p>	<p>We estimate that between 50 and 100 hours were spent advising the Governor's Office on legislation addressing energy and telecommunications matters.</p>	<p>We estimate that at least as many hours will be billed advising the Governor's Office on legislative matters and perhaps defending legislation in state or federal court.</p>

LABOR/PERSONNEL AND ADMINISTRATION

**DEPARTMENT OF LABOR AND EMPLOYMENT,
DIVISION OF WORKERS COMPENSATION**

1. Worker's Compensation Enforcement

Objective: Pursue statutory fines against employers that fail to have WC insurance for their employees. In the event that employers continue to fail to obtain or maintain WC insurance coverage, the Division seeks to either bring the employer into compliance or close the business.

Workload Measure	Unit	FY 12 Actual	FY 13 Actual	FY14 Estimate
Total number of new cases in Unit		235	197	175 to 200
WC cases		73	54	Approx. 100 cases
WC settlements		21	43	15 to 20
WC fines imposed and sent to collections		\$2.3M	\$1.4M	\$1.5M
WC fines sent to collections		\$1.2M	\$1.3M	\$500K

2. ICAO Appeals

The Industrial Claims Appeals Office (ICAO) serves as the first appellate level for appeals in Worker's Compensation and Unemployment Insurance cases. If an ICAO decision is appealed, that appeal is filed with the Colorado Court of Appeals. Further appeal is available in the Colorado Supreme Court. The ICAO selects cases that effect the overall administration of the WC or UI systems, and not just whether benefits were granted in a particular case.

Workload Measure	Unit	FY 12 Actual	FY 13 Actual	FY14 Estimate
Total number of cases		26	21	30 cases
Appellate briefs		17	19	30 briefs
Oral arguments		4	5	7 oral arguments

3. Division of Oil and Public Safety

The Division of Oil and Public Safety (OPS) has several statutory duties including oversight of petroleum storage tanks, amusement rides, boiler inspection program, and the elevator, escalator,

and other public conveyances program. OPS is in the process of streamlining the administration of UST program claims with the goal of reducing the number of hearings and appeals.

Workload Measure	Unit	FY 12 Actual	FY 13 Actual	FY14 Estimate
New OPS cases		41	25	30 to 40 new cases
Successfully closed or dismissed cases		22	34	40 cases
OPS settlements		15	15	30 settlements

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

LEGAL SERVICES TO STATE AGENCIES

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
PERSONAL SERVICES	21,424,236	226.3	21,987,642	225.1	21,481,694	246.0	28,034,975	246.0	25,242,272	248.0
General Fund	-		321,583		-		-		-	
General Fund Exempt	-		-		-		-		-	
Cash Fund	1,560,550		839,619		848,945		848,945		848,945	
Reappropriated Funds	19,863,686		20,826,440		20,632,749		27,186,030		24,393,327	
OPERATING EXPENSES	2,782,987		1,990,531		-		3,863,325		1,767,549	
General Fund	-		81,435		-		-		-	
General Fund Exempt	-		-		-		-		-	
Cash Fund	-		-		-		-		-	
Reappropriated Funds	2,782,987		1,909,096		-		3,863,325		1,767,549	
INDIRECT COST ASSESSMENT	2,809,499		2,950,911		3,264,492		3,264,492		3,329,231	
General Fund	-		-		-		-		-	
Cash Fund	-		-		-		-		-	
Reappropriated Funds	2,809,499		2,950,911		3,264,492		3,264,492		3,329,231	
GRAND TOTAL	27,016,722	226.3	26,929,084	225.1	26,477,678	246.0	35,162,792	246.0	30,339,052	248.0
General Fund	-		403,018		-		-		-	
General Fund Exempt	-		-		-		-		-	
Cash Funds	1,560,550		839,619		848,945		848,945		848,945	
Reappropriated Funds	25,456,172		25,686,447		25,628,733		34,313,847		29,490,107	
Federal Funds	-		-		-		-		-	

SCHEDULE 3 - PERSONAL SERVICES PROGRAM DETAIL

Department of Law

LEGAL SERVICES TO STATE AGENCIES

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
I. POSITION DETAIL										
Deputy Attorney General	491,488	3.9	622,411	5.0			717,180	5.0	717,180	5.0
Assistant Deputy Attorney General	135,528	1.0	67,764.00	0.5						
First Assistant Attorney General	2,706,978	27.1	2,868,813	28.2			3,575,952	29.0	3,575,952	29.0
Senior Assistant Attorney General	3,402,571	37.8	3,322,855	36.8			4,509,920	40.0	4,509,920	40.0
Assistant Attorney General	7,308,804	99.4	7,137,346	97.4			9,597,573	109.6	9,597,573	109.6
Assistant Attorney General II										
Assistant Attorney General I										
Attorney I										
General Professional IV										
Legal Assistant II	1,888,915	32.2	1,797,205	30.6			2,087,283	33.0	2,087,283	33.0
Legal Assistant I	38,278	0.8	49,274	1.1			47,352	1.0	47,352	1.0
Program Assistant I	42,900	1.0								
Office Manager I	215,868	4.0	265,768	5.0			275,532	5.0	275,532	5.0
General Professional V	37,762	0.4	37,762	0.4			38,515	0.4	38,515	0.4
General Professional IV							81,600	1.0	81,600	1.0
IT Tech II										
Administrative Assistant I	7,950	0.3								
Administrative Assistant III	234,516	6.0	198,979	5.1			284,424	7.0	284,424	7.0
Administrative Assistant II	447,203	12.3	541,508	15.0			564,180	15.0	564,180	15.0
TOTAL POSITION DETAIL	16,958,760	226.3	16,909,684	225.1			21,779,511	246.0	21,779,511	246.0

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

LEGAL SERVICES TO STATE AGENCIES

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
(I.A) CONTINUATION FTE SALARY COSTS	16,958,760	226.3	16,909,684	225.1			21,779,511	246.0	21,779,511	246.0
(Permanent FTE by position) Continuation Salary Subtotal										
(I.B) OTHER PERSONAL SERVICES										
PERA on Continuation Subtotal	1,271,701		1,687,885				2,210,620		2,210,620	
Medicare on Continuation Subtotal	235,899		237,826				315,803		315,803	
Non-Base Building Performance Awards							27,008			
Part-Time/Temporary Salaries	237,649		242,714				247,560		298,673	
Contractual Services	289,546		150,419				233,569		335,327	
Overtime Pay	12,857		-				7,239		7,239	
Termination/Retirement Payouts	29,577		65,704							
Sick Leave Payouts	23,481		124,019							
Unemployment Compensation	24,062		17,723							
OT TO JUD	46,964		-							
Furloughs	-		-							
Other Employee Benefits	38,502		37,321							
Subtotal -	19,168,998	226.3	19,473,298	225.1			24,821,310	246.0	24,947,173	246.0
(I.C.) PERSONAL SERVICES SUBTOTAL= A+B										
(I.D.) POTS EXPENDITURES										
Health/Life/Dental	1,384,976		1,496,619				1,680,388			
Salary Survey										
Performance Awards										
Short Term Disability	29,737		28,925				41,381			
SB 04.257 A.E.D.	465,922		531,852				784,062			
SB 06.235 S.A.E.D.	374,604		456,949				707,834			
Other: [] Indicates a Non-add										
	21,424,236	226.3	21,987,642	225.1			28,034,975	246.0	24,947,173	246.0
(I.E.) BASE PERSONAL SERVICES= C+D										
General Fund										
General Fund Exempt										
Cash Funds	1,560,550		839,619				848,945		848,945	
Reappropriated Funds	19,863,686		21,148,023				27,186,030		24,098,228	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

LEGAL SERVICES TO STATE AGENCIES

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
(I.F.) DIFFERENCE= II-I.E.										
(I.G.) REQUEST YEAR DECISION ITEMS										
General Fund										
Cash Funds										
Reappropriated Funds										
Dec Item #										
General Fund										
Cash Funds										
Reappropriated Funds										
NP Decision Item: DNR Legal Hours									295,099	2.0
Reappropriated Fund									295,099	2.0
ROLLFORWARDS	-		-				-			
General Fund Exempt	-		-				-			
Reappropriated Funds	-		-				-			
Projected Spending Authority Shortfall							-			
Reappropriated Funds							-			
PERSONAL SERVICES TOTAL	21,424,236	226.3	21,987,642	225.1			28,034,975	246.0	25,242,272	248.0
General Fund			321,583							
General Fund Exempt	-		-				-			
Cash Funds	1,560,550		839,619				848,945		848,945	
Reappropriated Funds	19,863,686		20,826,440				27,186,030		24,393,327	
Federal Funds										
II. PERSONAL SERVICES REQUEST (AGGREGATE ADJUSTMENTS TO THE BASE APPROPRIATION)										
Previous Year Long Bill and Special Bills									21,481,694	246.0
DNR: Legal Hours Decision Item									295,099	2.0
									-	0.0
SPECIAL BILLS:										0.0
Salary Survey-Classified									153,961	
Merit Pay Classified									45,890	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

LEGAL SERVICES TO STATE AGENCIES

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Salary Survey Exempt									2,977,269	
Merit Pay Exempt									258,950	
Annualization of Special Bills									29,409	
Subtotal -									25,242,272	248.0
PERSONAL SERVICES RECONCILIATION										
Long Bill Appropriation	19,473,569	226.6	20,510,299	237.9	21,168,224	244.5	21,168,224	244.5		
Supplemental SB 13-94			373,385	3.5						
Supplemental SB11-144		0.0		0.0						
Special Bills -										
HB 12-1303 Certification of Speech Lang Pathologists			14,990	0.1						
HB 12-1330 Hearing Process Wildlife			2,725							
HB 12-1300 Sunset Continue Prof Review Committee			2,044	-						
HB 12-1311 Sunset Continue Pharmacy Board			20,783	0.2						
HB 12-1110 Appraisal Mgt Companies			56,555	0.5						
SB 13-014 Immunity for Emerg Drugs to Overdose Victims					2,086		2,086		(2,086)	
SB 13- 26 Medical Transparency					6,953		6,953		(3,476)	
SB 13-39 Regulation of Audiologists					10,165		10,165		(2,782)	
SB 13-83 Prescribed Burning Program					4,172		4,172		(2,781)	
SB 13-151 Massage Therapists					19,120		19,120		(8,690)	
SB 13- 162 Sunset - Bd of Plumbers					5,215		5,215		(5,215)	
SB 13-172 Sunset - Accupuncture Regulation					4,519		4,519		(4,519)	
SB 13-180 Sunset Occupational Therapy					11,471		11,471		(5,214)	
SB 13-200 Expand Medicaid Eligibility					22,419		22,419			
SB 13-207 Perform Auricular Acudetox by MH Prof					5,562		5,562			
SB 13-219 Meth Lab Remediation					13,905	0.1	13,905	0.1	(10,428)	
SB 13-221 Cons Easement Tax Credit Cert App					62,573	0.5	62,573	0.5	62,573	
SB 13-238 Regulation Hearing Aid Providers/Sellers					5,215		5,215		0	
SB 13-241 Industrial Hemp					12,515	0	12,515	0	0	
SB 13-251 CDL and Identity Documentation					6,953	0.1	6,953	0.1	0	
HB 13-1111 Regulation of Naturopathic Doctors					15,296		15,296		(3,963)	
HB 13-1292 Keep Jobs in Colorado Act					41,715	0.3	41,715	0.3	0	
HB 13-1317 Implement Amend 64: Majority Rec.					63,616	0.5	63,616	0.5	15,990	
<i>SB 11-76 PERA Bill</i>	(451,303)									
SB 11-88 Sunset Review Direct Entry Midwives	3,698	-								
SB 11-91 Sunset Board Veterinary Medicine	3,962	-								
SB 11-94 Sunset Optometric Board	3,962	-								
SB 11-128 Child-only Health Insurance Plans	2,642	-								
SB 11-169 Sunset Physical Therapy Board	34,997	0.3								
SB 11-187 Sunset Mental Health Professionals	158,479	1.4								

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

LEGAL SERVICES TO STATE AGENCIES

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
SB 11-251 Division of Fire Safety Duties	6,603	-								
HB 11-1100 Military Experience License Certificat	31,036	0.4								
HB 11-1121 Bar Felons from School Employment	9,905	-								
HB 11-1195 Private Investigators Voluntary Licens	6,603	-								
HB 11-1300 Conservation Easements	1,216,740	9.1								
Roll Forward to Subsequent FY										
Year End Transfers										
Overexpenditures (Reversions)										
Lapsed Appropriation Cash Funds										
Lapsed Appropriation Cash Funds Exempt										
Lapsed Appropriation Reappropriated Funds	(1,253,428)	(11.5)	(1,787,008)	(17.1)						
Other										
Allocated POTS										
Salary POTS	-		-				-			
Health/Life/Dental	1,341,104		1,709,984				1,643,905			
Short Term Disability	28,297		29,063				36,962			
SB 04.257 A.E.D.	447,651		590,208				744,199			
SB 06.235 S.A.E.D.	359,719		464,614				668,099			
Salary Survey Classified	-		-				153,961			
Salary Survey Exempt	-		-				2,977,269			
Merit Pay Classified							56,153			
Merit Pay Exempt							272,733			
Pots Subtotal	2,176,771		2,793,869				6,553,281			
Reconciled Total	21,424,236	226.3	21,987,642	225.1			28,034,975	246.0		
ii. PERSONAL SERVICES REQUEST TOTAL	21,424,236	226.3	21,987,642	225.1	21,481,694	246.0	28,034,975	246.0	25,242,272	248.0
General Fund	-		321,583		-		-			
General Fund Exempt	-		-		-		-			
Cash Funds	1,560,550		839,619		848,945		848,945		848,945	
Reappropriated Funds	19,863,686		20,826,440		20,632,749		27,186,030		24,393,327	
Federal Funds	-		-		-		-		-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

LEGAL SERVICES TO STATE AGENCIES

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
OPERATING EXPENSES										
1930 Purchased Services - Litigation	108,914		91,992				494,068		496,784	
2170 Waste Disposal Services	5,087		6,007				6,000		6,000	
2210 Other Maintenance			3,844							
2220 Building Grounds Maintenance	8,940		-				-		-	
2230 Equipment Contract Maintenance	734		2,043				2,225		2,225	
2231 ADP Equip Maint/Repair Services	42,705		131,733				79,852		79,852	
2232 Software Upgrades	115,266		97,265				185,026		205,515	
2240 Motor Vehicle Repair/Maintenance	-		1,141						-	
2251 Rental/Lease Motor Pool Veh	19,786		18,874							
2252 Leased Vehicle - Variable	19,575		17,131				22,520		22,520	
2253 Rental of Equipment	36		6,390				5,240		5,240	
2254 Rental of Motor Vehicles	-		89						-	
2255 Rental of Building	737,624		748,359						-	
2258 Parking	6,600		6,600				6,600		6,600	
2259 Parking Fee Reimbursement	132		59				-		-	
2268 Rental of IT Software - Network	84,622		28,980				15,678		15,678	
2510 In State Travel	606		238				1,000		1,000	
2511 IS Common Carrier Fares	1,154		2,231				1,584		1,584	
2512 IS Personal Travel Per Diem	6,055		8,454				7,853		7,853	
2513 IS Pers Vehicle Reimbursement	936		717				715		715	
2514 IS State Owned Aircraft	-		-						-	
2515 State-Owned Vehicle Charge	-		-						-	
2520 IS Travel Non Employee	-		39						-	
2521 IS Common Carrier Non Employee	-		196						-	
2522 IS Non Employee Per Diem	-		-						-	
2523 IS Non Employee Per Veh Reimburse	-		-						-	
2530 Out of State Travel	770		869				650		650	
2531 OS Common Carrier Fares	4,591		3,509				4,312		4,312	
2532 OS Personal Travel Per Diem	4,427		2,937				4,200		4,200	
2533 OS Pers Vehicle Reimbursement	0		-						-	
2541 OS/Non-Empl Common Carrier	436		-						-	
2550 Out of Country Travel	0		-						-	
2552 OC Per Diem	0		-						-	
2610 Advertising	300		-						-	
2611 Public Relations	0		-						-	
2630 Comm Service Div of Telecom	127,963		68,280				82,546		82,546	
2631 Comm Svcs from Outside Sources	6,040		21,143				14,895		14,895	
2640 GGCC Billing Purch Services	0		-						-	
2641 Other ADP Billing	241,520		13,853				287,255		287,255	
2650 OIT Purchased Svs	-		-						-	
2660 Insurance	37,418		41,808							
2680 Contract Printing	45,553		46,201				52,852		52,852	
2681 Photocopy Reimbursement	-		60						-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

LEGAL SERVICES TO STATE AGENCIES

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
2810 Freight & Storage	0		-						-	
2820 Other Purchased Services	14,397		4,626				25,316		25,316	
2830 Office Moving-Pur Services	-		6,600				-		-	
2831 Storage-Purchase Services	1,233		810						-	
3110 Other Supplies and Materials	-		-						-	
3112 Automotive Supplies	-		-						-	
3113 Clothing and Uniform Allowance	-		-						-	
3114 Custodial	-		-						-	
3115 DP Supplies	2,299		963				29,850		28,150	
3116 Purchased/Leased Software	143,820		90,585				90,585		90,585	
3117 Educational	-		59				100		100	
3118 Food and Food Service Supplies	-		-						-	
3120 Books & Subscriptions	54,199		49,289				55,452		55,452	
3121 Office Supplies	40,928		50,081				45,245		43,848	
3122 Microfilming/Photo. Supplies	-		-						-	
3123 Postage	27,851		25,679				28,526		28,526	
3124 Printing	1,402		966				1,247		1,247	
3126 Repair & Maintenance Supplies	34		95						-	
3128 Non-Capitalized Equipment	20,009		2,264				16,450		16,450	
3131 Non-Capitalized Building Materials	115,846		5,382				4,500		4,500	
3132 Non Capitalized IT Purchases	5,519		1,781						-	
3139 Non - Capitalized Fixed Asset Other	-		-						-	
3140 Non-Capitalized IT - PC's	57,610		32,166						-	
3141 Non-Capitalized IT- Servers	-		-						-	
3142 Noncapitalized IT Network	39,559		712						-	
3143 Non-Capitalized IT Other	22,394		32,703						-	
3146 Non-Cap. IT Purch. Server Software	-		-						-	
3940 Electricity	-		-						-	
3950 Gasoline	-		-						-	
3970 Natural Gas	-		-						-	
4110 Losses	-		-						-	
4111 Prizes and Awards	12,449		950						-	
4117 Reportable Claims Against the State	-		-						-	
4140 Dues & Memberships	76,347		1,159				73,550		73,550	
4151 Interest - Late Payments	73		282						-	
4170 Miscellaneous Fees	-		-						-	
4180 Official Functions	7,786		2,369				7,260		7,260	
4220 Registration Fees	76,695		49,898				61,500		61,500	
4221 Other Educational - W2 RPT	-		-						-	
5993 Refunds			35						-	
6140 Leasehold Improv - Direct Purch	-		-						-	
6210 ADP Equipment	-		-						-	
6212 IT Servers - Direct Purchase	-		88,982						-	
6213 IT PC SW Direct Purchase			73,590						-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

LEGAL SERVICES TO STATE AGENCIES

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
6214 IT Other Direct Purchase	-		-						-	
6215 IT Network Direct Purchase	53,559		-						-	
6220 Office Furn & Equip	-		-				16,840		-	
6222 Office Furn Direct Purchase	381,187		-						-	
6224 Other Furn & Fixtures- Direct Purch.	-		89						-	
6480 Other Cap. Equipment-Lease Furn	-		-						-	
6340 Leasehold Improvements	-		-						-	
EBJJ OT RE LAW to JUD			97,378							
OPERATING EXPENSE SUBTOTAL	2,782,987		1,990,531				1,731,492		1,734,760	
General Fund										
General Fund Exempt										
Cash Funds	-		-							
Reappropriated Funds	2,782,987		1,990,531				1,731,492		1,734,760	
DECISION ITEMS:										
TF									-	
General Fund										
Cash Funds										
Reappropriated									-	
DECISION ITEMS: DNR Legal Hours										
TF									32,789	
Reappropriated									32,789	
DECISION ITEMS:										
TF									-	
RF									-	
ROLLFORWARDS										
General Funds Exempt							-			
Reappropriated Funds							-			
Subtotal:	-		-				-		-	
Reappropriated Funds	-		-				-		-	
Potted Operating Expenses										
Workers' Compensation							41,636			
Leased Vehicle Expense							16,809			
Carr Bldg							1,635,110			
Lease Space							19,985			
IT Asset Maintenance							348,280			
ADP Capital Outlay										
CLE Registration Fees							70,013			

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

LEGAL SERVICES TO STATE AGENCIES

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Total							2,131,833			
Reappropriated Funds							2,131,833			
OPERATING EXPENSE TOTAL:	2,782,987		1,990,531		-		3,863,325		1,767,549	
General Fund			81,435				-		-	
General Fund Exempt							-		-	
Cash Funds	-		-				-		-	
Reappropriated Funds	2,782,987		1,909,096		-		3,863,325		1,767,549	
Operating Expense Reconciliation										
Long Bill Appropriation	1,479,444		1,670,720		1,696,667		1,696,667		1,731,492	
Supplemental SB 13-94			41,487							
DNR Legal Hours Decision Item									32,789	
Special Bills -										
HB 12-1303 Certification of Speech Lang Pathologists			1,666							
HB 12-1330 Hearing Process Wildlife			303							
HB 12-1300 Sunset Continue Prof Review Committee			227							
HB 12-1311 Sunset Continue Pharmacy Board			2,309							
HB 12-1110 Appraisal Mgt Companies			6,284							
SB 13-014 Immunity for Emerg Drugs to Overdose Victims					232		232		(\$232)	
SB 13- 26 Medical Transparency					772		772		(\$386)	
SB 13-39 Regulation of Audiologists					1,129		1,129		(\$309)	
SB 13-83 Prescribed Burning Program					463		463		(\$309)	
SB 13-151 Massage Therapists					2,124		2,124		(\$966)	
SB 13- 162 Sunset - Bd of Plumbers					579		579		(\$579)	
SB 13-172 Sunset - Accupuncture Regulation					502		502		(\$502)	
SB 13-180 Sunset Occupational Therapy					1,275		1,275		(\$579)	
SB 13-200 Expand Medicaid Eligibility					2,491		2,491		\$0	
SB 13-207 Perform Auricular Acudetox by MH Prof					618		618		\$0	
SB 13-219 Meth Lab Remediation					1,545		1,545		(\$1,159)	
SB 13-221 Cons Easement Tax Credit Cert App					6,952		6,952		\$6,952	
SB 13-238 Regulation Hearing Aid Providers/Sellers					579		579		\$0	
SB 13-241 Industrial Hemp					1,390		1,390		\$0	
SB 13-251 CDL and Identity Documentation					772		772		\$0	
HB 13-1111 Regulation of Naturopathic Doctors					1,699		1,699		(\$440)	
HB 13-1292 Keep Jobs in Colorado Act					4,635		4,635		\$0	
HB 13-1317 Implement Amend 64: Majority Rec.					7,068		7,068		\$1,777	
SB 11-88 Sunset Review Direct Entry N	411									
SB 11-91 Sunset Board Veterinary Med	440									
SB 11-94 Sunset Optometric Board	440									

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

LEGAL SERVICES TO STATE AGENCIES

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
SB 11-128 Child-only Health Insurance	293									
SB 11-169 Sunset Physical Therapy B	3,889									
SB 11-187 Sunset Mental Health Profe	17,609									
SB 11-251 Division of Fire Safety Dutie	734									
HB 11-1100 Military Experience Licens	3,448									
HB 11-1121 Bar Felons from School E	1,100									
HB 11-1195 Private Investigators Volun	734									
HB 11-1300 Conservation Easements	135,193									
Allocated POTS:										
Vehicle Lease Payments	18,485		21,625				16,809			
Capital Complex Lease Space	718,796		807,929				1,635,110			
Lease Space	18,857		19,985				19,985			
<i>Worker's Compensation</i>	37,418		42,307				41,636			
IT Asset Maintenance	321,177		348,280				348,280			
Building Security	70,213		81,136				-			
Postage Increase										
ADP Capital Outlay										
CLE Registration Fees	64,125		70,763				70,013			
Year-End Transfer										
Rollforward from previous FY										
Rollforward to Subsequent FY										
Overexpenditure/(Reversion)										
Lapsed Appropriation Cash Funds Exempt										
Lapsed Appropriation Reappropriated	(109,819)		(1,124,490)							
Other										
TOTAL	2,782,987		1,990,531		1,731,492		3,863,325		1,767,549	
GF			\$81,435							
RF			1,909,096							
OPERATING AND LITIGATION:					1,731,492				1,767,549	
General Fund									-	
Cash Funds									-	
Reappropriated					1,731,492				1,767,549	
INDIRECT COST ASSESSMENT	2,809,499		2,950,911		3,264,492		3,264,492		3,329,231	
General Fund										
Cash Funds										
Reappropriated Funds	2,809,499		2,950,911		3,264,492		3,264,492		3,329,231	
INDIRECT COST ASSESSMENT TOTAL	2,809,499		2,950,911		3,264,492		3,264,492		3,329,231	
General Fund										
Cash Funds										
Reappropriated Funds	2,809,499		2,950,911		3,264,492		3,264,492		3,329,231	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

LEGAL SERVICES TO STATE AGENCIES

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Indirect Cost Assess. Reconciliation										
Long Bill Appropriation	2,809,499		2,950,911				3,264,492			
Lapsed Appropriation Reappropriated	-									
Other										
TOTAL	2,809,499		2,950,911				3,264,492			
GRAND TOTALS LSSA (PS, OP, IND)	27,016,722	226.3	26,929,084	225.1	26,477,678	246.0	35,162,792	246.0	30,339,052	248.0
General Fund	-		403,018		-		-		-	
General Fund Exempt	-		-		-		-		-	
Cash Funds	1,560,550		839,619		848,945		848,945		848,945	
Reappropriated Funds	25,456,172		25,686,447		25,628,733		34,313,847		29,490,107	

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law	LEGAL SERVICES TO STATE AGENCIES				
Item	Actual	Actual	Approp	Estimate	Request
	FY 2012	Actual FY 13	Approp FY 14	Estimate FY 14	Request FY 15
Schedule 3 Total	27,016,722	26,929,084	26,477,678	35,162,792	30,339,052
General Fund	-	403,018	-	-	-
General Fund Exempt	-	-	-	-	-
Cash Funds	1,560,550	839,619	848,945	848,945	848,945
Reappropriated Funds	25,456,172	25,686,447	25,628,733	34,313,847	29,490,107
Federal Funds	-	-	-	-	-
CASH FUNDS					
Various Sources of Cash				848,945	848,945
Fringe Benefits					
AIDT Receiversip and Liquidation					
College Invest	3,195				
Colo State VA Center-Homelake					
Rifle State Nursing Home	757				
Service Director of Nursing Homes					
PERA	149	583			
Colorado Student Loan Program		2,452			
Student Obligation Bond Authority					
Correctional Industries	3,719				
Auraria Higher Education Ctr-Tabor Enterp	408				
CU Health Sciences Center	192	120			
Revenue - Lottery	20,833				
Division of Wildlife-Enterprise	549,121				
Cumbres & Toltec RR					
Colo School Dist Self Insurance PL					
Disability Insurance Trust	17,237	15,990			
SVC-State VA Center - Fitzsimons	42,130				
AHEC	80,805	28,273			
State Board of Agriculture	67,002	47,321			
DOAG/Brand BD	8,247				
School of Mines	251,374	196,702			
UNC	2,217	19,069			
Adams State College	125,465	175,443			
Metro State College	113,294	78,104			
Mesa State College	29,434	48,297			

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law	LEGAL SERVICES TO STATE AGENCIES				
Item	Actual	Actual	Approp	Estimate	Request
	FY 2012	Actual FY 13	Approp FY 14	Estimate FY 14	Request FY 15
Western State College	26,046	22,897			
Ft. Lewis College	113,830	92,808			
CCCOES	45,497	74,303			
Private VOC School	38,632	28,759			
CU Boulder	2,074	2,770			
CSU-Global Campus		40			
Authorities - State Comp.					
Student Loan	2,967	5,447			
Health Benefit Exchange Board	7,614	240			
DOLE Petroleum storage tank	8,313				
Reversion of Excess Earnings to G/F (CF)					
Subtotal Cash Funds	1,560,550	839,619		848,945	848,945
REAPPROPRIATED FUNDS					
Various Sources of Cash Exempt Administration				34,313,847	29,490,107
Agriculture	321,034	311,552			
Colorado Horse Development Authority					
Corrections	1,006,966	1,270,547			
Correctional Industries		2,759			
Education	277,876	243,592			
Governor's Office	617,718	433,876			
Governor's Office - OIT					
Energy Conservation	87,128				
Public Health and Environment	2,260,015	2,393,330			
Higher Education	6,931	85,418			
HE - Comp Resort Auth	78				
Arts and Humanities Council					
Historical Society	67,599				
Health Care Policy and Financing	897,969	868,046			
Human Services	1,351,570	1,336,319			
Nursing Homes		65,524			
Judicial	165,347	181,220			
Law - HIPAA					
Law - POST	12,314	15,455			

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law	LEGAL SERVICES TO STATE AGENCIES				
Item	Actual	Actual	Approp	Estimate	Request
	FY 2012	Actual FY 13	Approp FY 14	Estimate FY 14	Request FY 15
General Assembly (GA)	5,201	5,542			
Labor & Employment	701,236	577,753			
Local Affairs	115,419	123,277			
Military Affairs	9,712	6,190			
Natural Resources	2,774,516	3,514,961			
Personnel	213,463	168,290			
Risk Management	2,337,118	2,211,194			
Public Safety	290,515	325,367			
Regulatory Agencies	7,359,709	7,383,603			
Revenue	2,673,273	2,564,746			
Revenue - Gaming	167,795	149,508			
Secretary of State	502,594	290,263			
Transportation	1,132,068	956,102			
Treasury	166,884	133,168			
State Fair Authority	27,614	21,928			
Lottery		25,829			
Interest		21,105			
Rollforward					
Capital Construction Expenses					
Transfer to Fund Litigation Mgmt Fund	(93,490)				
Fund Balance Addition		(16)			
Underearned Revenue					
Subtotal Reappropriated Funds	25,456,172	25,686,447		34,313,847	29,490,107
Total Revenues - CF and RA	27,016,722	26,526,066			

I) BACKGROUND INFORMATION: SPECIAL PROSECUTION UNIT

The Attorney General's trial prosecution efforts are focused in multiple areas:

1) Complex Crimes, 2) Environmental Crimes, 3) Gang Prosecution, 4) Foreign Prosecutions, (5) Auto Theft and 6) the Violent Crime Assistance Team (VCAT). Of these duties, the "Special Prosecutions Unit" (hereinafter SPU) dealt with all six areas. The SPU is also involved in several outreach programs associated with mitigating gang activity, preventing school violence and responding to child abductions.

The most accurate review of the Special Prosecutions Unit is illustrated by an individual review of each of six subject areas:

1. Complex Crimes

The Complex Crimes Unit prosecutes cases that are: 1) referred to us because of our specialized knowledge and experience, or 2) multi-jurisdictional cases investigated through the use of the statewide grand jury.

This Unit derives its authority to investigate and prosecute from three sources: a) statutory authority granted directly to the Attorney General; b) appointment by a local District Attorney to act as a Special Deputy District Attorney; and c) gubernatorial order.

Complex criminal matters required the efforts of four attorneys and three investigators. Several areas of expertise include racketeering cases, domestic terrorism, burglary and robbery cases, identity fraud, large check fraud schemes, narcotics trafficking rings (including the illegal distribution of cocaine, methamphetamine and prescription drugs), mortgage fraud, and tax fraud.

One of the investigators and one of the prosecutors allocate a portion of their time to gang prosecutions, as needed. The remaining complex crime prosecutors focused on the financial and narcotic crimes associated with the gang activities and organized criminal enterprises.

2. Environmental Crimes

The primary function of the Environmental Crimes subspecialty is to investigate and prosecute environmental crimes occurring in the State of Colorado. The Unit also provides investigative and prosecutorial expertise and support to statewide law enforcement efforts against entities committing environmental crimes in the state. The Unit also coordinates a state/federal task force for the purpose of engendering an interrelated effort to contend with environmental crimes affecting Colorado. Members of the Unit also work with the Colorado Department of Public Health and Environment and the United States Environmental Protection Agency to increase awareness and recognition of environmental crimes through training programs directed at local regulators, law enforcement, and other agencies intimately related to the management of Colorado's resources.

The unit derives its authority from statutory authority granted directly to the Attorney General and special appointment by district attorneys. The Unit consists of one Attorney General Prosecutor, a Special Assistant Attorney General, as needed, from the Environmental Protection Agency, an Attorney General Investigator, an analyst and two special agents from the Environmental Protection Agency's Criminal Investigations Division. All costs associated with the EPA Attorney and Investigator are borne by the EPA. The Unit investigates and prosecutes environmental crimes regardless of media (i.e. hazardous waste, hazardous substances, water and air) using existing environmental statutes and other crimes enumerated in the criminal code when applicable.

3. Gang Prosecution

Gangs are a continuing problem in Colorado. The Gang Prosecutions (GP) emphasis began in 2000 with a mission to decrease the impact gangs have on the community. Since the inception of this emphasis, we have indicted over 200 gang members on over 300 felony charges. The majority of these gang members were indicted on racketeering-related charges. These prosecutions have all resulted in felony convictions and dozens of years in prison sentences. GP works to accomplish that goal through collaborative efforts with other agencies. GP prosecutes gang-related multi-jurisdictional crimes. Since the GP started, many gang members have been successfully indicted and convicted under the Colorado Organized Crime Control Act ("COCCA").

The COCCA laws are similar to federal racketeering laws. Racketeering cases are complex, and demand a lot of resources to adequately investigate and prosecute. Investigations often requires months of collaborative work with numerous agencies before sufficient evidence exists to prosecute these cases. The complexity of these large, multi-jurisdictional cases demand prosecution by experienced attorneys.

In addition to investigation and prosecution, the GP attorneys should be involved with community outreach. An attorney from the AG's Office serves as a legal advisor to the Colorado Gang Advisory Board ("CoG"). The other COG board members are representatives from the Colorado Bureau of Investigation and Colorado law enforcement agencies. COG created and maintains a gang database that is used by law enforcement statewide. The GP attorneys also provide educational outreach and training to other prosecutors, police officers, school officials, mental health professionals, law enforcement command staff and corrections officials.

4. Foreign Prosecutions

Each year fugitives flee Colorado after committing homicides. State records reveal 226 active homicide arrest warrants. Nearly 20% of these warrants reveal that the murder fugitive fled to Mexico to avoid prosecution in Colorado. The CBI database indicates 43 murder fugitives believed to be Mexican nationals returned to their country of origin and

currently are residing in the Republic of Mexico, in an effort to avoid apprehension and justice in Colorado.

There are two avenues available to states when attempting to prosecute fugitives that have fled to Mexico. First, the state may attempt to extradite the fugitive back to the United States for prosecution. Second, we have the option to prosecute the fugitive in Mexico under Article IV of the Mexican Federal Penal Code. Extradition treaties exist between Mexico and the U.S. However, the government of Mexico has been reluctant to extradite Mexican nationals back to the United States. There have been limited extraditions of Mexican nationals for serious offenses and certain aggravated murders.

The other option available in prosecuting fugitives in Mexico is prosecution in Mexico under Article IV of the Mexican Penal Code. This option, provided by the government of Mexico, is to try their citizens in Mexico for crimes committed in the U.S. If convicted, the offenders serve their sentence in a Mexican prison. In 2001, the General Assembly granted funding for a bilingual investigator at the Attorney General's Office to be the coordinator for Colorado Article IV prosecutions. Mexico's Article IV requires the case be submitted by either the State or Federal Attorney General. The FPU investigator works both with the Mexican Attorney General's Office (PGR), and Colorado law enforcement, to facilitate appropriate Article IV filings and prosecutions of Colorado cases.

During FY 2012-2013 the Attorney General's Foreign Prosecution prepared and filed murder case in Mexico. Two Mexican Federal Warrants for homicide cases were obtained for murders committed in Adams County, Colorado. One of these warrants was from a previous filing during the last months of the prior fiscal year in addition to the case filed for Adams County Sheriff's Office. This Unit also assisted in several requests regarding fugitives in Mexico or Mexican detainees and or victims/witnesses needed for trial in Colorado. Assistance was provided to Adams, Alamosa, Arapahoe, Boulder, El Paso, Jefferson, Larimer, Mesa, Montrose, and Weld Counties as well as Aurora, Brighton, Colorado Springs, Commerce City, Golden, Grand Junction, Greeley, Littleton, Sheridan, Thornton, and Westminster Police Departments with witnesses and/or persons of interest in criminal investigations.

In addition, FPU receives requests from Mexico to locate and detain murder fugitives seeking refuge in Colorado. With the cooperation of ICE and other law enforcement, three homicide suspects and one sexual assault on a child perpetrator were apprehended and returned to Mexico and are no longer a threat to Colorado citizens.

5. Auto Theft

The Auto Theft team comprises 2.5 FTE positions, which are funded by a grant through the Colorado Auto Theft Prevention Authority (CATPA). The Auto Theft team provides investigative and prosecutorial resources for combating complex statewide crimes which center on automobile theft. The general goals of the Auto Theft Team are: (a) to utilize the State Grand Jury, search warrants, and other criminal investigative tools to investigate

potential complex multi-jurisdictional automobile centered cases; (b) to vigorously prosecute defendants under applicable Colorado statutes and obtain criminal convictions, incarceration of offenders where appropriate, to seek restitution, fines, and penalties; and, (c) to protect consumers and to minimize losses through the deterrent effect of prosecuting violators.

6. Violent Crime Assistance Team

The Violent Crime Assistance Team (VCAT) is a two-attorney, one-investigator unit. VCAT was created by the Legislature in fiscal year 1994-1995 to assist District Attorneys by providing additional investigative and prosecutorial resources in their active, cold-case, and death-penalty-eligible homicides and to more effectively analyze and prosecute these cases. In addition to providing legal assistance in the prosecution of cases, the Unit has provided investigator assistance as well. VCAT's workload is dictated by the incidence of homicides, as well as District Attorney requests for assistance in other, complex violent crime cases.

The team has handled capital appeals in both the state and federal appellate courts, and post-conviction proceedings involving death row inmates. VCAT has performed a primary role in responding to legal and logistical needs during the execution process and is the only prosecutorial entity in Colorado, which provides expertise on capital cases from initial investigation through execution.

The VCAT attorneys and investigator only become involved in a case upon the request of the local District Attorney and the approval of the Attorney General. As anticipated, requests by state prosecutors to VCAT for consultation or other assistance was greater than the assistance that could be provided.

II) PRIOR YEAR LEGISLATION

HB 13-1230 *Concerning Compensation for Persons who are Exonerated of their Crimes after a Period of Incarceration...*, This bill creates a state compensation program for persons who are found actually innocent of felony crimes after serving time in jail, prison, or juvenile placement. This bill appropriated \$230K and 1.4 FTE to the Department of Law to address the requirements of this bill.

III) HOT ISSUES:

1) In early 2008, Governor Ritter ordered the Criminal Justice Section to undertake the investigation of the 1987 murder of Peggy Hettrick. This office is now tasked with a renewed investigation of that murder. Apart from the resources required to rework the entire investigation from the beginning in an effort to objectively consider all of the available evidence, the advent of modern DNA procedures and the costs associated with that science are significant factors in this renewed effort to solve this crime. This investigation continues to be a highly intensive effort that is using significant amounts of office resources and personnel time.

IV) WORKLOAD MEASURE:

WORKLOAD INDICATORS

1. Complex Crimes

Objective: To utilize the Statewide Grand Jury to a greater extent and obtain at least 10 felony indictments.

Workload Measure	FY 13 Actual	FY 14 Estimate	FY 15 Request
Grand Jury investigations initiated in FY. (Individuals)	93	100	100
Indictments obtained in FY (Individuals)	62	70	70

Objective: To open 40 new investigation files, file 25 new cases in court and obtain at least 15 felony convictions.

Workload Measure	FY 13 Actual	FY 14 Estimate	FY 15 Request
Total new investigations opened (Individuals)	102	120	120
Total new cases filed (Individuals)	88	95	95
Felony convictions obtained* (Individuals)	126	75	75
Misdemeanor convictions obtained (Individuals)	2	6	6
Cases Closed	90	80	80

***Numbers for felony convictions appear higher due to resolved cases being filed in prior fiscal year(s).**

Objective: To obtain restitution, fines and cost recoveries in appropriate cases

Workload Measure	FY 13 Actual	FY 14 Estimate	FY 15 Request
Fines, costs and restitution ordered.	\$3,216,846.73	\$2,000,000	\$2,000,000

Objective: To participate in multi-jurisdictional case-driven task forces and information exchanging work groups.

Workload Measure	FY 13 Actual	FY 14 Estimate	FY 15 Request
Intergovernmental Cooperation	15	12	12

Objective: To continue in multi-jurisdiction case-driven task forces and information exchanging work groups.

Workload Measure	FY 13 Actual	FY 14 Estimate	FY 15 Request
Training sessions given.	31	30	30

2. Environmental Crimes

Objective: Maintain the effort of the Environmental Crimes prosecution emphasis to work in collaborative effort with local law enforcement, local emergency response personnel, District Attorneys, the Colorado Department of Public Health and Environment and the US Environmental Protection Agency.

Workload Measure	FY 13 Actual	FY 14 Estimate	FY 15 Request
Obtain federal funding and/or federal support as part of a cooperative state/federal criminal enforcement effort to combat environmental crimes within the borders of the State of Colorado	Yes	Yes	Yes

Objective: To enforce compliance with existing environmental laws and regulations through investigation and prosecution of environmental crimes.

Workload Measure	FY 13 Actual	FY 14 Estimate	FY 15 Request
New investigations opened	28	30	30
New cases filed	14	15	15
Felony convictions	9	10	10
Cases closed	24	25	25
Jury trials	1		
Court trials	0		

Objective: To increase the State of Colorado's participation in cohesive state and federal effort to combat environmental crimes.

Workload Measure	FY 13 Actual	FY 14 Estimate	FY 15 Request
Increase membership participation in state/federal task forces and unified state environmental programs	4	4	4

Objective: To increase awareness of environmental criminal activity within the State of Colorado by conducting statewide training.

Workload Measure	FY 13 Actual	FY 14 Estimate	FY 15 Request
Conduct local/state/federal awareness training to entities concerned with Colorado's environment	11	12	12

3. Gang Prosecution*

Objective: To prosecute gang members, with the State Grand Jury, for multi-jurisdictional criminal activities.

Workload Measure	FY 13 Actual	FY 14 Estimate	FY 15 Request
Gang* members investigated	72	100	100
Gang members indicted	65	90	90
Felony convictions obtained for gang members**	113	50	50
Number of years of Department of Corrections**	328	200	200
Trials	7		

* A “Gang” means a group of three or more individuals with a common interest or bond and whose activity is characterized by criminal or delinquent conduct.

** The timing of individual being convicted of a felony usually does not occur at the same time that the individual is sentenced. For example, if a defendant is convicted of a felony crime in May or June (end of a Fiscal Year) then the sentence will likely be imposed during the beginning of the next Fiscal Year. Therefore, the number of years in the Department of Corrections that will be imposed by trial courts for offenders who plead guilty in that later part of FY 13 will likely be higher in the FY 14 report.

4. Foreign Prosecution

Workload Measure	FY 13 Actual	FY 14 Estimate	FY 15 Request
Active Cases	16	14	14
Article IV cases filed in Mexico	1	2	2
Extraditions/assists	19	12	12

5. Auto Theft

Workload Measures		Actual FY13	Estimate FY14
Measure 1.1 Criminal Investigations Opened (Individuals)	Target	4	4
	Actual	3	
Measure 1.2 Criminal Cases Filed (Individuals)		9	10
Measure 1.3 Jury trials		1	3
Measure 1.4 Convictions Obtained		8	13
Measure 1.4 Restitution Ordered			
	Actual	\$552,657.47	
Measure 1.6 Publicize Prosecutions	Target	4	4
	Actual	2	

6. Violent Crime Assistance Team

Objectives: The objective of the Unit is to assist local District Attorneys in the investigation, evaluation, and prosecution of homicides and serious violent crimes. If the death penalty is sought, the Team provides prompt and effective assistance to the local District Attorney in filing and arguing motions, and trying cases, as requested by the local jurisdiction.

Workload Measure	FY 13 Actual	FY 14 Estimate
Cold Case and Active Homicide/Serious Violent Crime Assistance (special deputy)	7*	15
Cold Case and Active Homicide/Serious Violent Crime Assistance (investigator)#	12**	
Capital Case Assistance	6***	3
Inquiries from Prosecutors Answered, Number of Judicial Districts#	85 from 15 Judicial Districts	
Lectures, Classes, Practicums, Given by Members of Unit#	24	
Task Force; Review Teams#	3	

* Bessey I, Garcia, Hampson, Mueller, Martinez, Hettrick, Bessey II

** Parris, Burt, M. Bueno, Trujillo, Barros, Clyborn, Schoup, Pruzinski, Neal, Bessey I, Bessey II, Medina

***Dunlap, Ray, Owens, Holmes, Montour, Perez

I) BACKGROUND INFORMATION: INSURANCE FRAUD UNIT

Colorado residents pay billions of dollars annually in insurance premiums. When insurance fraud in its many varied forms occurs, those costs are not only borne by the insurance companies but they are passed on to Colorado citizens in the form of higher premiums and insurance costs. Typical criminal conduct in this area involves staged automobile accidents, theft of premiums, fraudulent claims, contractor fraud and overbilling for services. The Insurance Fraud Unit has been tasked with the investigation and vigorous prosecution of criminal offenses relating to insurance fraud. Charges often involve crimes such as theft, forgery, conspiracy counts and in some instances racketeering. The Unit was recently expanded and now consists of four attorneys, six investigators, one full time paralegal, one half time paralegal, and half of the time of an administrative assistant. This Unit is uniquely situated to handle insurance fraud cases and our staff is highly regarded statewide due to their expertise in this area. Staff of the Insurance Fraud Unit share their expertise in this arena and provide assistance to other investigators and law enforcement throughout the state.

The Insurance Fraud Unit is funded by an industry assessment through the Division of Insurance of the Colorado Department of Regulatory Agencies. The Insurance Fraud Unit provides investigative and prosecutorial resources for combating insurance fraud statewide. The general goals of the Insurance Fraud Program are: (a) to investigate allegations of insurance fraud by utilizing the appropriate tools available to members of the unit including the Statewide Grand Jury, search warrants and other investigative techniques; (b) to vigorously prosecute defendants under applicable Colorado statutes and obtain criminal convictions and just sentences of offenders where appropriate. This includes seeking restitution, fines, and penalties where appropriate; (c) to protect Colorado insurance consumers and to minimize losses to Colorado citizens; and (d) to make the public aware of the Unit's prosecutorial actions in order to educate and generally deter insurance fraud.

During FY13, the Unit saw a dramatic increase in referrals. Most of these referrals were channeled to the Unit by the Colorado Division of Insurance and the National Insurance Crime Bureau (NICB). In addition, the Unit investigated and responded to a number of citizen complaints as well. The Unit continues to work larger, more complex cases both internally and in conjunction with other investigative agencies. In the last fiscal year, the Unit conducted several large and complex investigations in the Statewide Grand Jury and obtained grand jury indictments.

In FY13, the Unit opened 116 new investigations after screening all of the case referrals. The Unit filed a total of 28 new cases in Colorado courts.

Cases were filed in Adams, Arapahoe, Boulder, Broomfield, Denver, Douglas, El Paso, Jefferson, Mesa, Montrose, Pueblo, and Weld counties. In FY13 the Unit recorded the following number of cases per category among those investigated: 12 homeowners insurance, 9 liability insurance, 3 workers compensation insurance, 3 commercial liability insurance, 17 cases involving insurance agents or brokers, 41 automobile insurance, 9 accident and health insurance claims, 3 title insurance, and 20 miscellaneous cases.

Noteworthy cases for FY13 include the following:

Lilly Queen owned a restaurant and was injured in an automobile accident. She claimed she was engaged in work for the business at the time of the accident and thus entitled to collect benefits. Investigation revealed that she was on a personal errand (returning from a massage appointment) at the time of the accident and fell-asleep at the wheel. The insurance company paid for medical treatment and other costs in the amount of \$17,650. She plead guilty to a felony.

Candice Jenkins repeatedly misrepresented to the Department of Labor and Employment that she had not been employed during an 18-month period while she received unemployment insurance benefits. She was charged with multiple counts of Theft, Computer Crime, Forgery, Tax Evasion and Failure to File a Tax Return. She pleaded guilty to theft and false statement on an unemployment claim. She was sentenced to 5 years of probation and 45 days jail. She was also ordered to pay restitution, penalties and fees totaling \$21,117.

Ann Phelps owned an insurance agency and had a number of employees. She collected \$27,780 from her employees to have them covered under *Errors and Omissions Malpractice Insurance*. However, she did not have the insurance put into place on behalf of her employees and kept the money for herself. She issued her employees false Declaration Sheets of Insurance that she created. She pled guilty to forgery and paid all the money back to her employees. She received two years supervised probation.

The Unit continues to see a large number of staged accidents of motor vehicles. In terms of loss, The Unit has been attempting to coordinate the investigations of staged accident rings with the dozens of insurance companies affected. By also working with the National Insurance Crime Bureau, the Unit has been able to leverage its unique expertise to initiate investigations based upon analysis of crime patterns and the assimilation of insurance data. Many times insurance crimes goes unnoticed by individual insurance companies because the claim losses are spread out among different companies. The Insurance Fraud Unit is changing that.

During FY13, the Unit supervised the restitution payments of 48 defendants on probation for insurance fraud-related crimes. \$253,077 in restitution was collected in FY13. Additionally, the Unit achieved new restitution orders totaling \$3,162,077.

IV) WORKLOAD MEASURE:

WORKLOAD INDICATORS

Workload Measures		Actual FY12	Actual FY13	Estimate FY14	Request FY15
Measure 1.1 Criminal Investigation Opened	Target	80		80	80
	Actual	74	116		
Measure 1.2. Criminal Cases Filed	Target	20		28	33
	Actual	20	28		
Measure 1.3 Jury trials	Target	2		2	2
	Actual	1	0		
Measure 1.4 Convictions Obtained	Target	22		22	22
	Actual	28	21		
Measure 1.4 Restitution Ordered	Target	\$450,000		\$450,000	\$450,000
	Actual	\$648,347	\$3,162,077		
Measure 1.6 Publicize convictions obtained	Target	5		5	5
	Actual	3	2		

*Estimates include future Worker's Compensation investigations, cases filed and convictions obtained.

Performance Measures

1. Complex and/or multi-jurisdictional fraud investigations and prosecutions

Objective: To conduct a statewide program for investigating and prosecuting violations of applicable state laws pertaining to fraud relating to insurance which local jurisdictions would be unable to effectively handle.

Performance Measures		Actual FY12	Actual FY13	Estimate FY14	Request FY15
Measure 1.1 Investigate multi-jurisdictional insurance fraud cases in the grand jury, and obtain indictment where appropriate.	Target	4	4	4	4
	Actual	0	9		
Measure 1.2. Restitution actually collected pursuant to court order	Target	\$100,000		100,000	100,000
	Actual	\$209,063	\$253,077		

Strategy: The Unit receives referrals from numerous sources. Fraud referrals often require substantial investigation, and some investigations take months or in rare cases even years. Many of the investigations result in charges. However, some of the fraud referrals once they are fully investigated do not result in criminal charges. This is a common part of the criminal investigation process and can be due to a variety of factors including a lack of provable criminal intent, jurisdictional issues, ambiguous documentation or inconsistencies or vagueness in the applicable rules.

The Unit endeavors to be expeditious and responsive when reviewing referrals, opening investigations, and bringing cases through the court system. The Unit will occasionally partner with outside law enforcement agencies to prosecute cases when appropriate.

The statewide grand jury is a powerful investigative tool exclusively available to the Colorado Attorney General's Office. The Unit had a number of complex and multi-jurisdictional cases that were submitted to the grand jury in FY 13. Indictments were obtained on all of these cases.

It is anticipated that there will continue to be significant insurance fraud cases submitted to the grand jury in FY 14. Some notable cases that resulted in grand jury indictments in the past year include:

- A large scale staged accident ring where car crashes were being staged and then fraudulent claims being submitted to insurance companies. Six people were indicted.
- An office manager for a dental practice submitted false billing codes to insurance companies to inflate payouts. One person was indicted and convicted of a felony.
- A sophisticated real estate operation where the defendants misappropriated escrowed money from real estate closings and converted them to other business interests causing multi-million dollar losses to a title insurance company. Another part of the scheme involved mortgage fraud through falsifying real estate documents. Two people were indicted. Restitution totaled over \$2.9 million.

Evaluation of Prior Year Performance: The significant increase in restitution ordered helps illustrate that the Unit is meeting the goal of prosecuting more serious cases.

Key Workload Indicators: Workload indicators are consistent with the results in the Performance Measure table. Indicators show that the Unit has the ability to handle both routine cases and the more complex cases that are highly demanding of employee time.

2. Case openings, assignments, and processing

Objective: To quickly process referrals once they are received in Unit and, after initial review, continue the procedure of assigning the responsibility of each case to a team of at least one investigator and one prosecutor, and holding periodic status meetings and preparing reports on each case.

Performance Measures		Actual FY12	Actual FY13	Estimate FY14	Request FY15
Measure 2.1 Assign an investigator and attorney at the time of case opening	Target	80		80	80
	Actual	74	116		
Measure 2.2 Update case status reports monthly and provide reports to Division of Insurance	Target	12	12	12	12
	Actual	12	12		

Strategy: As the Unit's case load has varied from simple to more complex cases, it has become increasingly important for the Unit to promptly assign cases to the assigned investigators and attorneys, and to monitor and assess the progress of each case on a monthly basis.

Evaluation of Prior Year Performance: Assignments and monitoring have proceeded according to the standards set, and this has assisted the Unit in keeping its cases progressing satisfactorily.

Key Workload Indicators: Workload indicators are consistent with the results in the Performance Measure table.

*****NOTE: removed all workers comp material. I do not think this needs to be included anymore.**

I) BACKGROUND INFORMATION: SECURITIES FRAUD UNIT

Colorado citizens are swindled out of millions of dollars each year through securities fraud. Securities fraud takes many forms including pyramid or “Ponzi” schemes, oil and gas investment schemes, and “fix-and-flip” housing scams, among others. The cases handled by the Securities Fraud Unit generally involve the prosecution of individuals who solicit and receive investor money for investment schemes that are not regulated. In addition, the Securities Fraud Unit has recently ventured into new territories such as securities fraud related to marijuana dispensaries. Our aging populations are often specifically targeted by those seeking to perpetrate investment crimes and the resulting losses to retirement funds and life savings can be catastrophic. In addition, due to the impending explosion of baby boom generation retirements the potential for losses is ever increasing. The Attorney General has been granted the authority to aggressively prosecute criminal violations relating to securities and securities fraud. The Office of the Attorney General is recognized statewide for its expertise on securities fraud matters and works many high profile cases. The Unit independently investigates, charges when necessary, and prosecutes securities violations statewide. The Securities Fraud Unit frequently utilizes the Statewide Grand Jury for these sophisticated and complex cases. The Securities Fraud Unit closely collaborates with the Colorado Division of Securities and Colorado law enforcement agencies to prosecute these crimes. The Unit is made up of two attorneys, two investigators, a paralegal and half of the time of an administrative assistant.

The Securities Fraud Unit is funded by an industry assessment through the Division of Securities of the Colorado Department of Regulatory Agencies. The Attorney General’s Office has original jurisdiction to both investigate and prosecute crime relating to securities. The Securities Fraud Unit provides investigative and prosecutorial resources for combating securities fraud statewide. The general goals of the Securities Fraud Program are: (a) to investigate allegations of insurance fraud by utilizing the appropriate tools available to members of the unit including the Statewide Grand Jury, search warrants, and other investigative techniques; (b) to vigorously prosecute defendants under applicable Colorado statutes and obtain criminal convictions and just sentences of offenders where appropriate. This includes seeking restitution, fines, and penalties where appropriate; (c) to protect consumers and to minimize losses to victims; and (d) to make the public aware of the Unit’s prosecutorial actions in order to educate and generally deter securities fraud violations.

II) PRIOR YEAR LEGISLATION

NA

III) HOT ISSUES

Major fraud cases:

Martin Hutcheson solicited nearly \$1.4 million dollars from investors, all of whom received a promissory note as evidence of their investment in either the sale of boat slips and property development in Lake of the Ozarks, Missouri, or for the purchase of distressed residential properties for the purpose of rehabilitating and reselling them at a profit. Hutcheson never used any of the investor funds to purchase boat slips in the Ozarks development project, and he did not use the residential real estate investor funds as represented. He failed to disclose investment risks to potential investors, and he failed to inform them of his prior personal history, which included two bankruptcies and two felony theft convictions in Larimer and Weld counties. Hutcheson was convicted of two counts of securities fraud. He was sentenced to 12 years in the Colorado Department of Corrections, and was ordered to pay \$1,076,718.00 in restitution to 12 victims.

Stanley Anderson had a number of Colorado business interests including tax services, a trucking company, a cleaning company as well as management companies. He solicited approximately 30 Colorado investors to invest in these interests promising high rates of return of up to 35%. Anderson told investors that he would use the money to purchase trucks and offer high interest loans. Instead, Anderson used the money for his own personal expenses and to pay back prior investors. Anderson was convicted of securities fraud and was sentenced to 11 years in the Colorado Department of Corrections. In addition, he was ordered to pay \$1,774,168.91 in restitution to 25 victims.

This Unit has especially benefitted from the services of a forensic auditor to aid in both the investigation and prosecution of securities fraud. The Unit can move expeditiously on investigating cases with the expertise of the auditor and can better explain how money was used or misappropriated.

IV) WORKLOAD MEASURE:

WORKLOAD INDICATORS

Workload Measures		Actual FY 12	Actual FY13	Estimate FY14	Request FY15
Measure 1.1 Criminal Investigations Opened	Target	12	8	8	8
	Actual	6	18		
Measure 1.2. Criminal Cases Filed	Target	12	10	10	10
	Actual	8	10		
Measure 1.3 Jury trials	Target	2	2	2	2
	Actual	1	1		
Measure 14. Convictions Obtained	Target	10	10	8	8
	Actual	6	7		
Measure 1.5. Restitution Ordered	Target	\$5,000,000	\$5,000,000	\$5,000,000	\$5,000,000
	Actual	\$11,023,182	\$4,283,094		
Measure 1.6. Media items published	Target	15	15	8	8
	Actual	17	8		

Statistics kept by the Unit indicate that the workload of the Unit is continuing to trend toward investigating and prosecuting fewer yet larger and more significant cases. The Unit's new restitution orders were made on behalf of 100 victims this year.

PERFORMANCE MEASURES

1. Complex and/or multi-jurisdictional fraud investigations and prosecutions

Objective: To conduct a statewide program for investigating and prosecuting violations of applicable state laws pertaining to securities fraud which local jurisdictions would be unable to effectively handle.

Performance Measures		Actual FY 12	Actual FY13	Estimate FY14	Request FY15
Measure 1.1 Investigate multi-jurisdictional Securities fraud cases in the grand jury, and obtain indictment where appropriate.	Target	6	6	6	6
	Actual	7	6		
Measure 1.2. Restitution actually collected pursuant to court order	Target	\$250,000	\$250,000	\$250,000	\$250,000
	Actual	\$182,928	\$135,859		

Strategy: The Unit receives referrals from numerous sources. The Division of Securities refers approximately 50% of the Unit’s cases to our office. Private attorneys, law enforcement and private citizens also refer cases to the Unit. Fraud referrals often require substantial investigation, and most investigations take months or years. Some of the fraud referrals, once investigated, do not result in criminal charges. This is due to various reasons, including lack of provable criminal intent, inconsistencies or uncooperative victims and witnesses, or statute of limitations problems when cases are brought to our attention years after the criminal behavior. The Unit had 7 referrals for the year.

Evaluation of Prior Year Performance: The unit’s numbers were fairly similar for the past two years; while the case numbers are low, the sentences and restitution figures reflect the complexity and size of the cases prosecuted. However, the Unit has seen a dramatic increase in the number of criminal investigations opened. This is a reflection on greater cooperation with partner law enforcement and regulatory agencies. Additionally, Colorado victims across the Front Range are well represented in that cases prosecuted this year involve Larimer, Arapahoe, Adams, Jefferson, Denver, Broomfield, Douglas and El Paso counties.

Key Workload Indicators: Workload indicators are consistent with the results in the Performance Measure table. Indicators show that the Unit has the ability to handle the more complex cases that are highly demanding of employee time.

2. Case openings, assignments, and processing

Objective: To quickly process referrals once they are received in the Unit and, after initial review, continue the procedure of assigning the responsibility of each

case to a team of at least one investigator and one prosecutor, and holding periodic status meetings and preparing reports on each case.

Performance Measures		Actual FY12	Actual FY13	Estimate FY14	Request FY15
Measure 2.1 Assign an investigator and attorney at the time of case opening	Target	12	12	8	8
	Actual	6	17		
Measure 2.2 Update case status reports monthly and provide reports to Division of Securities	Target	12	12	12	12
	Actual	12	12		

Strategy: As the Unit's case load and referrals is often fluctuating, monthly reports are created and sent to the Division of Securities and the Unit meets routinely to discuss ongoing investigations and cases to ensure cases keep moving forward.

Evaluation of Prior Year Performance: The Unit has seen an increase in the number of referrals this fiscal year from the Division of Securities and from other sources.

Key Workload Indicators: Workload indicators are consistent with the results in the Performance Measure table.

D) BACKGROUND INFORMATION: APPELLATE DIVISION

Structure:

General fund unit headed by the Deputy Solicitor General.
34 attorney FTE's and 3 support staff.

Primary duties. The Division represents the prosecution when defendants challenge their felony convictions before state and federal appellate courts.

For the most part, the Division responds to appeals that are brought on behalf of convicted criminals, and thus has no control over the size of its incoming caseload. That caseload has consistently exceeded the Division's ability to keep pace, and each year Division attorneys have fallen farther behind.

Most of the cases handled by the Appellate Division are in the Colorado Court of Appeals; the rest are Colorado Supreme Court and the federal district and appellate courts. For each case, an Appellate Division attorney must review the trial court record and the brief filed by the defense, do legal research into the defendant's claims, and file a response. In a small number of cases, the Appellate attorney will be filing the first (or opening) brief rather than a response. In FY 2013, Appellate Division attorneys filed 885 opening and response briefs. On some appeals, the attorney must also argue the case before an appellate court; appellate attorneys conducted 110 such arguments in FY 2013.

The Division must provide effective and ethical representation in every case and handle whatever issues are presented in as timely a manner as possible. At times, however, it must take the offensive and seek certiorari review in the Supreme Court when (1) the court of appeals issues an opinion that appears to be contrary to established law and/or would have an adverse impact on law enforcement; or (2) conflicting decisions from the court of appeals emphasize the need for clarification in particular areas of the law.

The outcome of any given case may significantly affect how law enforcement authorities conduct searches and arrests; influence criminal trials and sentencing hearings throughout the state; or impact the state's Department of Corrections, and probation, parole, and county Community Corrections programs. As such, each case must be given thorough and careful attention.

In order to do the best job possible, appellate and trial prosecutors must keep current on ongoing developments in criminal law and procedure. In addition to writing briefs and presenting oral arguments, Division attorneys condense the critical principles embodied in each published case, and classify and incorporate them into a digest that is transmitted weekly to the division's attorneys and to the Offices of the State's District Attorneys. This digest is available to state prosecutors through a web site posting that is updated monthly. Division attorneys also participate in training sessions for the DA's throughout the year and at the annual CDAC conference in September.

Critical issues. The Division’s obligation to effectively represent the interests of the People must be balanced with the need to process cases as quickly and efficiently as possible.

The Division officially “opens” a case when it receives an opening brief from the defense. In FY 2013, the Division opened 1018 new appeals, an average of 85 new cases per month. On average, Division attorneys can generate approximately 75 responses per month.

The Colorado Appellate Rules provide that a response (or answer brief) should be filed within 35 days after service of the opening brief. As of the end of FY 2013, the Division had 564 cases awaiting a response. Meeting a 35-day turnaround is impossible.

	Cases Opened	Briefs Filed by Division	Cases Resolved Other Ways	Backlog
FY 08	-	-	-	280
FY 09	1240	1029	87	395
FY 10	1152	1054	62	434
FY 11	1050	1021	66	398
FY 12	1171	894	67	608
FY 13	1018	885	163	564

Over time, the Division has been severely impacted by huge incoming numbers, exacerbated by inadequate resources to generate an output equal to the number of cases received. The Division has experienced high turnover, as many Division attorneys who were hired in at entry level and were frozen at that low level for many years left for higher-paying positions. Hiring takes time and staff resources, and new attorneys require more oversight and cannot generate quality briefs as quickly as senior attorneys.

As a result, the backlog of cases needing attention grew significantly for several years, which increased the time it took for Division lawyers to process appeals. In FY 2013, despite some turnover and the retirement of a senior attorney, the Division was able to reduce the backlog by 34 cases, a decrease of 6%. This gain was helped by lower incoming numbers and the cases resolved via the experimental docket (see below).

Reducing the backlog, reducing the length of time it takes to process our appeals, and getting the Division back on track to keep pace with incoming cases must be the Division’s top priorities.

III) HOT ISSUES:

Appellate’s biggest challenge has always been how to keep pace with an unpredictable incoming caseload, while also trying to pare down the pending caseload. The state appellate courts (and particularly the Court of Appeals) have traditionally recognized the difficulties posed by our workload and have been generous in granting extra time to file our briefs. However, the Court of Appeals is catching up on its caseload thanks to the addition of more judges, and has indicated that it wants to reduce the amount of time it takes for cases to pass through the appellate system. The Division agrees that it is to everyone’s benefit to have appellate cases resolved as quickly as possible, while giving those appeals the attention they deserve. We can expect to see continuing pressure by the Courts for a faster turnaround on our appeals.

The United States Court of Appeals for the Tenth Circuit Court has concluded that “delay in adjudicating a direct criminal appeal beyond two years from the filing of the notice of appeal gives rise to a presumption that the state appellate process is ineffective. *Harris v. Champion*, 15 F.3d 1538, *1556 (10th Cir. 1994). Thus, in any federal habeas corpus cases we are involved in, we may have to overcome that presumption. The task is not impossible, but time devoted to overcoming the presumption is time not spent on other cases. Indeed the time we spend “managing delays” (repeatedly requesting additional extensions of time and overcoming these presumptions) takes time away from work on substantive claims and has a snowball effect.

We have not yet had a conviction vacated in state or federal court because of inordinate delay on appeal, but each year we are faced with more such claims than in the past.

IV) WORKLOAD MEASURE:

Work on these appeals involves additional activities that vary by case, including monitoring case files; writing and responding to motions; conducting legal research; filing supplemental pleadings such as petitions for rehearing and petitions for certiorari; and preparing for and orally arguing the merits of the appeal before an appellate court(s). Oral arguments involve significant prep time, so an increase in arguments directly impacts brief production.

Workload Measure		FY 12 Actual	FY 13 Actual	FY 14 Estimate	FY15 Request
Incoming cases		1171	1018	1100	1200
Oral arguments		115	110	120	130

CORE OBJECTIVES AND PERFORMANCE MEASURES

Objective: Produce quality briefs appropriately tailored to the seriousness of the offense/appellate challenge while maintaining or improving success rate. As a performance measure, the most quantifiable indicator may be “Cases Resolved,” which reflects the number of briefs filed plus the cases decided by the Court of Appeals via its expedited docket (which issues opinions in simple cases without the need for an AG response) or otherwise resolved.

Performance Measure	Target	FY 12 Actual	FY 13 Actual	FY 14 Estimate	FY15 Request
Briefs filed annually		894	885	950	
Cases resolved (i.e. total of briefs filed and cases decided via expedited docket or otherwise resolved) annually		961	1048	1000	
Percentage of cases with a successful outcome on appeal annually	90%	91.2%	91%	90%	90%

Performance Evaluation:

Over the past two years, the Division has met its goal of preserving at least 90% of the convictions challenged on appeal.

It has not done as well meeting its caseload. Although the Division has implemented a variety of strategies for increasing efficiency, circumstances beyond its control have hindered that effort. Large incoming numbers, increasingly complex cases, and high turnover resulting in a high percentage of junior attorneys have combined to cause the Division to fall further and further behind each year. This past year, however, due to a combination of factors, the Division was able to counteract this trend and to **reduce** the backlog by 6% (34 cases).

Strategy:

The strategy of the Division is do whatever it can to resolve cases in a timely fashion while providing quality representation of the state's interests. Toward that end, it is critical that the Division reduce the backlog to a manageable level.

1. The Division was awarded six new attorney FTE for FY 2014, two permanent and four short term (three positions end in FY 2018 and one in FY 2017). It is anticipated that, once these positions are filled and the attorneys trained, Division attorneys can begin making significant inroads on the backlog.
2. Cases are channeled within the Division as efficiently as possible so that the best people for the job are working on particular cases. Many Division attorneys have developed special expertise, and to the extent possible, supervisors channel cases dealing with particular subject areas to those with expertise (few cases, however, ever consist of single issues). Resource materials (a brief bank, outlines, etc.) are compiled and updated to provide starting points and shortcuts for research, and senior staff provide mentoring and oversight so that junior staff get on the right track quickly and efficiently.
3. At the end of FY 2012, the Division worked with the Court of Appeals on a procedure for an "experimental docket" in which Division attorneys screened cases and filed abbreviated pleadings short of thorough briefs. This was designed to expedite the small percentage of cases that could be dealt with easily and effectively without full briefing, thereby increasing Division and court efficiency and expediting case processing. In FY 2013, 91 cases were resolved via the experimental docket. However, many of the judges on the Court of Appeals did not like this practice, as they felt it put them in the role of advocates rather than neutral adjudicators. In addition, it necessitated much more work by the Court's staff attorneys, which also did not work well for the Court. As a result, the Chief Judge has advised the Division that the experimental docket will be discontinued at the end of the 2013 calendar year. The cases that had been diverted to the experimental docket will now need to be absorbed back into the general caseload.
4. The Deputy Solicitor General has organized a working group consisting of representatives from the Appellate Division, the appellate court clerks, the Court of Appeals, the Public Defender's Office, and the Office of Alternate Defense Counsel to discuss matters of mutual concern and how we might streamline our interaction for maximum efficiency. The group meets every other month and has come up with a number of changes that have been beneficial to all involved.

I) BACKGROUND INFORMATION: VICTIM ASSISTANCE UNIT.

Under Colo. Const. Art. II, § 16a and Colo. Rev. Stat. §§ 24-4.1-302, *et seq.*, victims of certain crimes have the right to be informed of and present for each critical stage of the criminal justice process. To this end, law enforcement agencies are required to provide certain services to all victims of crime against persons. The Department of Law Victim Services is provided by 1 FTE, the Victim Services Coordinator. The Victim Services Coordinator carries out these duties for both the (Criminal) Appellate Division and the trial prosecutions within the Criminal Justice Section in the Attorney General's office. The Coordinator helps over 1200 victims each year. These duties entail providing status information, explanations, court accompaniment, referral, and liaison services to crime victims in Appellate, Special Prosecutions, Medicaid fraud, and, occasionally, capital cases. Also, under Sec. 18-3-417, when there is a disciplinary case involving a licensed professional who is accused of a sex offense, the Victim Services Coordinator advises the victim of the alleged offense of their right to pursue criminal and civil action and provides the victim with information about the Colorado Victim Rights Act.

The Coordinator provides status information, explanations, court accompaniment, referral, and liaison services to the victim as his or her case progresses through the "critical stages" of the criminal justice process. Depending on whether the case is an appellate or trial-level proceeding, the critical stages and nature of additional services vary. These services are non-duplicative of any other services in the state. The VSC enables crime victims and their families to keep informed about the legal events in their cases.

The Victim Services Coordinator works cooperatively with the Victim Assistance Coordinators in all of the District Courts in Colorado, with Victim Compensation, with the Victim Advocates in the Departments of Correction, Probation, Parole, and with community-based victim programs throughout the state.

II) PRIOR YEAR LEGISLATION

The Victim Assistance Unit did not sponsor or promote any legislation in FY 2011-2012.

III) HOT ISSUES

People v. Nathan Dunlap

In 1996, an El Paso County jury sentenced Nathan Dunlap to death for the 1993 execution murders of four employees- and the attempted murder of a fifth employee - three of whom were teenagers--of an Aurora Chuck E Cheese's children's restaurant.

During the years between the 1996 conviction and death sentence and this fiscal year, the Attorney General's office has prosecuted the appeals of multiple state level appeals, in

the Court of Appeals and the Colorado Supreme Court. There have been motions before the Federal Court and the U.S. Supreme Court.

The Victim Services Coordinator has kept 17 family members informed of the legal events on appeal, and has communicated with Arapahoe County District Court when the motions are at the District Court.

Most recently, the defendant came to the end of his state and Federal appeals, and an execution week was set by a judge in Arapahoe County District Court. Soon afterward, Governor Hickenlooper requested a meeting with the victim families and a separate meeting with the prosecutors and investigators. After listening and considering various experiences and points of view of thirty family members, the Governor invited the victim families and the Victim Services Coordinator to his office to hear his decision on the execution of Nathan Dunlap. Those victims who could not attend in person attended on a conference call. The Governor explained that he was granting Mr. Dunlap a “reprieve”.

The Victim Services Coordinator attended with the victims all of the various legal events – sentencing, family meeting with the Governor, and the meeting where he announced his decision. It has been a difficult time for these families, and ongoing support was needed during these critical months.

People v. James Whitler

In May, 2009, a Fort Collins process server attempted to serve divorce papers and a restraining order on James Whitler. When officers responded to the estranged wife’s frantic phone calls from next door, they found the body of the process server upstairs. He had been bludgeoned with a baseball bat and stabbed with a knife. When the officers went downstairs, they found the defendant attempting to strangle to death his own two children, a 10 and 12 year old son and daughter. Officers tazed him and stopped him before they were dead.

Whitler was convicted of first degree murder and two counts of attempted murder and two counts of child abuse. When the criminal appeal came to the Attorney General’s Office, the Victim Services Coordinator provided support and information to the defendant’s ex-wife and two children, and to the family of the deceased process server. The VSC accompanied the victims when the case went to oral argument in the Court of Appeals in February 2013. The Court of Appeal affirmed all convictions and sentences in March.

I) BACKGROUND INFORMATION: MEDICAID FRAUD UNIT

The Medicaid Fraud Control Unit (“MFCU”), authorized for 17 FTE positions, defends the financial integrity of the state’s Medicaid program and the safety of patients in Medicaid-funded facilities. The MFCU investigates and prosecutes fraud by providers against the Medicaid program and patient abuse in Medicaid-funded facilities throughout the state. It also pursues civil recoveries and damages against providers under the Colorado Medicaid False Claims Act, which became law on May 26, 2010. By law, the Unit is separate from and independent of the state agency (Colorado Department of Health Care Policy and Financing, HCPF) that administers Colorado’s Medicaid program. By federal law and State Executive Order D1787, the Unit has statewide investigation and prosecution authority, which occurs with the cooperation and assistance of the 22 local District Attorneys across the state.

The Colorado Medical Assistance Program (Medicaid) provides medical assistance to low income, disabled individuals, children and families in Colorado, paying approximately \$5.4 billion each fiscal year to over 10,000 participating Colorado Medicaid providers (such as nursing homes, physicians, psychologists and mental health therapists, dentists, pharmacies, laboratories, hospitals, clinics and durable medical equipment companies) on behalf of over 900,000 recipients enrolled in its various programs. Accordingly, Medicaid is one of the two largest items in the current Colorado state budget.

Colorado Medicaid is jointly funded by the federal and state governments at an approximate 50/50 split. The MFCU receives 75% of its funding from the federal government, but in most cases a full 50% of the monies recovered by the Unit are returned to the state. During FY 2013, the MFCU returned **\$16,408,813.91** in restitution and recoveries to the Medicaid program in Colorado. Recoveries are accomplished through criminal restitution orders, settlements with providers, and participation with other state MFCUs in civil and criminal litigation, termed “global” cases, over alleged fraud against state Medicaid programs nationwide.

This past fiscal year, under the False Claims Act, the MFCU obtained civil fraud recoveries to supplement its criminal authority. In FY 2013, the MFCU recovered **\$468,028.84** in civil recoveries for local fraud and overpayments unrelated to the global cases, far in excess of the **\$69,145.00** of state money appropriated for its civil unit.

A large majority of health care providers deliver reasonable and honest services, and bill appropriately. Fraud in the delivery of health care services has been estimated nationally at **3.0%** (testimony of the Inspector General of Health and Human Services before the Senate Special Committee on Aging, May 6, 2009), although in 1999 it was estimated in Colorado at **1.8%**. Recognizing that any amount is too much, it is the goal of the MFCU to effectively investigate, prosecute and to recover overpayments. Modern Medicaid fraud is typically a complex, multi-party (and sometimes multistate) white-collar crime which requires sophisticated investigative and prosecution personnel, who are well-trained and experienced in the white-collar crime arena.

II) PRIOR YEAR LEGISLATION

During fiscal year 2013, the Medicaid Fraud Unit wrote and introduced a bill in the Colorado Legislature to amend the state's Medicaid False Claims Act to qualify the state for the incentive provided by the Deficit Reduction Act and section 1909 of the Social Security Act. Working with the Attorney General's Legislative Liaison and with counsel from the Office of Counsel to the Inspector General, HHS (OCIG), the MFCU addressed all of the issues previously raised by the OCIG when the state's Act was disapproved in 2011. The bill passed, and the statute has been re-submitted to the OCIG for its approval.

Also in fiscal year 2013, the MFCU was instrumental in the introduction and passage of new legislation that enhances elder protection statutes in Colorado by requiring health workers and other professionals to report physical and financial abuse of elderly persons. Colorado was one of only three states that did not have some form of mandatory elder abuse reporting.

III) HOT ISSUES

Major fraud cases: In the past fiscal year, the MFCU has continued to investigate and prosecute medical supply and equipment cases with significant losses, and more such cases are under investigation.

False Claims: With the passage of the Medicaid False Claims Act, the State of Colorado has been named as a party plaintiff in approximately 225 global cases, resulting in a sharp increase in the MFCU's case load and activity level. As mentioned above, the MFCU has also recovered substantial funds from local civil cases, some of which were generated within the MFCU and some of which were the result of referrals from outside sources.

Initiatives and directions: The MFCU has begun initiatives to combat certain types of fraud that are prominent in Colorado. These frauds include overbilling in home health and Home and Community Based Services (HCBS), upcoding of services by physicians and other professionals, and expense reporting in nursing home cost reports. The MFCU is reviewing home health and home-based services providers for potential fraud whenever their billed service dates coincide with recipients' hospitalization, and has opened numerous cases in fiscal year 2013. The MFCU has also been determining the cost report impact of any nursing home professional discovered to not have been duly licensed in their field, and demanding repayment and penalties from their employers when appropriate.

Affordable Care Act: With the recent United States Supreme Court case upholding major provisions of the Affordable Care Act, there is the potential for the act's implementation to have a major effect on the Unit's caseload, as the act may significantly increase the number of Medicaid recipients, with current rough estimates projecting a 15% increase in recipients. Even before the ACA ruling, CMS had predicted that the growth in Medicaid spending would outpace the growth of the U.S. economy over the next decade (CMS Press Release, October 17, 2008).

IV) WORKLOAD MEASURE:

WORKLOAD INDICATORS

Workload Measures		FY 12 Actual	FY 13 Actual	FY 14 Estimate	FY 15 Request
Measure 1.1 Criminal Investigation Opened	Target	45	45	45	45
	Actual	26	47		
Measure 1.1a Civil Investigation Opened	Target	50	50		
	Actual		103		
Measure 1.2. Criminal Investigations Pending	Target	55	55		
	Actual	48	58		
Measure 1.2a Civil Investigation Pending	Target		150		
	Actual		192		
Measure 1.3. Criminal Cases Filed	Target	12	12	12	12
	Actual	12	15		
Measure 1.4. Convictions	Target	12	12	12	12
	Actual	19	10		
Measure 1.8. Total fines / Costs / Restitution Recovered (This includes all Civil & Criminal)	Target	\$450,000	\$3,500,000	\$3,500,000	\$2,500,000
	Actual	\$8,469,092.38	\$16,250,428.94		
Measure 1.9. Referred for program exclusions (Providers)	Target	12/60	12/60	12/60	12/60
	Actual	8/Indefinite	20/Pending		
Measure 1.10. Cases closed (Civil & Criminal)	Target	45	55	55	55
	Actual	105	115		
Measure 1.11. Patient Incident Reviews	Target	1,000	2,000	2,000	2,000
	Actual	3819	3,328		
Measure 1.12. Intergovernmental Cooperation (open non-global cases investigated jointly w/other agencies)	Target	22	15	15	15
	Actual	10	9		

N.B.: The dollar amount listed in Measure 1.8 reflects all recoveries, both civil and criminal, made by the Unit. Per estimates obtained from the National Association of Medicaid Fraud Control Units (NAMFCU), with whom the Unit coordinates its participation in global cases, the amount of dollar recoveries to be obtained through global cases over the next few years is expected to decrease markedly. While such estimates are not an exact science, they are worth noting, as the largest part of the Unit's recoveries over the past several years has been through global cases. Future years' recoveries have been adjusted to reflect both current trends and the NAMFCU estimates.

Under Measure 1.9, twenty individuals were referred for exclusions from the Medicaid program. The amount of time for which they will be excluded is pending.

Statistics kept by the MFCU indicate that the workload of the MFCU has increased gradually but steadily over the fiscal years. A comparatively dramatic increase in the MFCU caseload is anticipated for FY14 with the Supreme Court's ruling pertaining to the Affordable Care Act.

V. PERFORMANCE MEASURES

1. Fraud investigations and prosecutions

Objective: To conduct a statewide program for investigating and prosecuting violations of applicable state laws pertaining to fraud in the administration of the Medicaid program, the provision of medical assistance, or the activities of providers of medical assistance under the State Medicaid plan.

SEE FOLLOWING TABLE

Performance Measure	Outcome	FY 12 Actual		FY 13 Actual		FY 14 Estimate		FY 15 Request	
		Goal	Change	Goal	Change	Goal	Change	Goal	Change
1.1 Open fraud investigations with substantial potential for criminal prosecution.	Benchmark	35		35		35		35	
	Actual	26		58	32				
1.2 Identify, collect overpayments or refer the matter to appropriate state agency for collection.	Benchmark	\$450,000		\$2,000,000		\$2,000,000		\$2,000,000	
	Actual	\$8,469,092.38	\$3,271,941.38	\$16,250,428.94	\$7,781,336.56				
1.3 To prosecute and convict providers who violate the criminal law by defrauding the Medicaid program.	Benchmark	9		9		9		9	
	Actual	20	7	10	(10)				
*Probation sentences (years)	Benchmark	10		10		10		10	
	Actual	32.75	22.75	30.5	2.25				
*Jail / prison sentences(days)	Benchmark	180		180		180		180	
	Actual	60	(1400)	2,275.00	2,215				
*Useful public service (hours)	Benchmark	100		100		100		100	
	Actual	552		966	414				

Strategy: The Unit receives referrals from numerous sources. Fraud referrals often require substantial investigation, and some investigations take months or years. Many of the fraud referrals, once investigated, do not result in criminal charges. This is due to various reasons including lack of provable criminal intent, and inconsistencies or vagueness of applicable rules.

The Unit endeavors to be as quick and responsive as possible in receiving referrals, opening investigations, and bringing cases through the court system. When cases are not appropriate for criminal investigation, the Unit refers them promptly for consideration of civil recoveries or refers them to other agencies and/or delivers information or assistance to the referring entity or person to assure that their concerns may be addressed.

The MFCU’s case load increased sharply with the addition of the civil unit, both from new local civil cases and from the service upon the state of scores of civil *qui tam* cases based in federal courts throughout the country.

Evaluation of Prior Year Performance: The MFCU obtained more convictions in FY13 than projected for this year.

Workload Indicators: Workload indicators are consistent with the results in the Performance Measure table, and reflect an increasing Unit caseload. Indicators show that the Unit has the ability to handle both routine cases and those that are highly demanding of employee time.

2. Abuse Investigations and Prosecutions

Objective: To review complaints alleging abuse of patients in health care facilities receiving payments under the State Medicaid plan and in board and care facilities regardless of funding; and complaints of the misappropriation of patients’ private funds in such facilities.

Performance Measure	Outcome	FY 12 Actual		FY 13 Actual		FY 14 Estimate		FY 15 Request	
		Incidents	Change	Incidents	Change	Incidents	Change	Incidents	Change
2.1 Open abuse investigations with a substantial potential for criminal prosecution or refer to appropriate government agency	Benchmark	6		6		6		6	
	Actual	6		8	2				
2.2 Criminally prosecute and convict those who violate the criminal law, particularly the “Wrongs to At-risk Adults” statute.	Benchmark	1		1		1		1	
	Actual	3	2	(3)					

Strategy: The Unit investigates thousands of occurrences of injury, endangerment, and wrongdoing in nursing homes and other facilities. These cases can be investigated and prosecuted by the Unit, but a substantially greater number are tracked through the system as they are prosecuted by other government agencies, usually the local District Attorney. As with fraud referrals, the Unit endeavors to be as quick and responsive as possible. Abuse cases are coordinated with local police and prosecutors and assistance is given as needed. In rare cases, a local agency will not accept an abuse case but the Unit is able to prosecute it independently.

Evaluation of Prior Year Performance: The Unit continues its work reviewing and investigating incidents of abuse and provides assistance and support to other law enforcement agencies. As mentioned, these cases are typically investigated by the local police and prosecuted by the local District Attorney, with the MFCU providing assistance as needed. This year, the Unit reviewed 3,328 allegations of abuse and other incidents in long-term care facilities.

Key Workload Indicators: Workload indicators are consistent with the results in the Performance Measure table, and reflect an increasing overall Unit caseload. The indicators do not demonstrate the number of cases for which the Unit provided expert assistance or consultation.

3. Criminal Case openings, assignments, and processing

Objective: Process cases quickly in Unit and, where applicable, in court system by continuing the procedure of assigning the responsibility of each case to a team of at least one investigator and one prosecutor, and holding periodic status meetings and preparing reports on each case.

Performance Measure	Outcome	FY 12 Actual		FY 13 Actual		FY 14 Estimate		FY 15 Request	
		Incidents	Change	Incidents	Change	Incidents	Change	Incidents	Change
3.1 Assign an investigator, auditor and attorney at the time of case opening.	Benchmark	35		35		35		35	
	Actual	26	25	47	21				
3.2 Update case status report and do case review of each case at least quarterly.	Benchmark	4/4		4/4		4/4		4/4	
	Actual	4/4	0	4/4	0				

Strategy: As the Unit’s case load has increased steadily, it has become increasingly important for the Unit to promptly assign cases to the respective investigators and attorneys, and to monitor and assess the progress of each case on at least a quarterly basis.

Evaluation of Prior Year Performance: Assignments and monitoring have proceeded according to the standards set, and this has assisted the Unit in keeping its cases progressing satisfactorily. In addition, the Unit has improved its pre-assignment evaluation of referred cases, providing a review of cases to be assigned, so that limited Unit resources may be utilized properly. Thus, the number of cases actually opened is far fewer than the number of cases reviewed.

Key Workload Indicators: Workload indicators are consistent with the results in the Performance Measure table, and reflect an increasing overall Unit caseload.

I) BACKGROUND INFORMATION: P.O.S.T. UNIT

Structure: The Colorado Peace Officer Standards and Training Board (P.O.S.T.) was established as a result of the enactment of federal legislation requiring equal protection by jurisdictions receiving federal funding (Title VII of the Rehabilitation Act of 1973).

The P.O.S.T. Board is composed of 20 members, of which three are statutory members: the Attorney General (Chairperson); the FBI Special Agent in Charge of the Denver Division of the Federal Bureau of Investigation; and the Executive Director of the Colorado Department of Public Safety. Seventeen members are appointed to 3-year terms by the Governor, and include one local government representative; one member of the general public; 6 active sheriffs; 6 active chiefs of police; and 3 line-level peace officers serving at the rank of sergeant and below.

Primary Duties: The P.O.S.T. Board is statutorily responsible for the approval, inspection, and regulation of all basic and reserve peace officer training academy programs: to include the development of the basic, reserve peace officer, refresher academy curriculums program curriculums; instruction methodology training programs; skills training programs (arrest control tactics, firearms, and law enforcement driving) and skills instructor programs. The Board's responsibilities also include enforcement of statutes and rules related to peace officer academy enrollment; ensuring peace officer applicants are not convicted criminals; reviewing variance applications; and taking timely revocation action against any certified peace officer convicted of a felony or certain misdemeanors. P.O.S.T. is required to establish the standards for the renewal of expired Colorado peace officer certificates.

P.O.S.T. Staff members work with the four (4) Subject Matter Expert (SME) Committees, which include the Curriculum SME Committee, and three skills disciplines (Firearms, Arrest Control Tactics, and Law Enforcement Driving), to improve training delivery, administer practical examinations to individuals seeking Colorado peace officer certification under reciprocity. Over the years, Colorado P.O.S.T. has joined with its counterparts from other states to develop a reciprocity process for the evaluation for out-of-state peace officer applicants.

P.O.S.T. also participates in the Peace Officer Certification Information System (POCIS), a service provided through the International Association of International Association of Directors of Law Enforcement Standards and Training (IADLEST) and enters revocation data into the National Decertification Index (NDI). P.O.S.T. enters the personal data of individuals whose peace officer authority and peace officer certificates have been revoked by the P.O.S.T. Board. NDI can be accessed by all states and serves as a national clearing house which maintains the names of individuals who have been revoked and/or prohibited to serve as peace officers in other states.

During the 2003 Legislative Session, Senate Bill 03-103 was passed. The legislative intent of SB03-103 was to re-establish a statewide peace officer training program and to enable the P.O.S.T. Board to provide substantial training for certified peace officers. Since implementation, a twenty-five cent fee was collected on motor vehicle registrations and transferred to the P.O.S.T. Board Cash Fund pursuant to § 42-3-

134(32), C.R.S.. The Department of Law and the Peace Officer Standards and Training Board (P.O.S.T.) pursued legislation during the 2009 Legislative Session. HB09-1036, was offered to increase the vehicle registration fee (from \$.25/vehicle to \$.60/vehicle) to provide additional training grant funds and pay program costs for the peace officer training board. This was approved. This fee is the Primary Funding Source for the P.O.S.T. Peace Officer Training Project. These revenues are used to provide funding for peace officer training programs as determined by the P.O.S.T. Board. Early on, P.O.S.T. established 10 training regions, which are based upon the state's 22 judicial districts. Law enforcement agencies within each training region are encouraged to work collaboratively and each region is required to develop training programs through the use of regional law enforcement planning groups and multi-agency collaborative efforts. The regions then annually submit a grant application on behalf of their region to P.O.S.T. Applications are reviewed by the P.O.S.T. Peace Officer Training Project Sub-committee, which then makes grant award recommendations to the P.O.S.T. Board.

This grant and training program has achieved significant success, and the project is still growing in participation. Prior to its implementation, advanced officer training had been in many cases sporadic, inconsistent and driven by the available financial resources of the communities our officer's serve. Now thousands of officers have received training that was previously unavailable prior to the P.O.S.T. grant program. P.O.S.T. had incurred an increase in operating costs, indirect and personnel costs from FY 01 to FY 09. In FY10, without additional revenues, P.O.S.T. awarded grants totaled \$1,579,853. In FY11, without additional revenues, P.O.S.T. awarded grants totaled \$1,720,707. For FY 12, P.O.S.T. awarded \$1,880,993 in grants.

Since 2001, sixteen (16) new academies have applied for and have received approval from P.O.S.T. to conduct basic, reserve, and refresher academy training programs. This process requires the P.O.S.T. Investigator to accept, review and process the academy applications, course descriptions and schedules, lesson plans, site depiction, and instructor credentials. The investigator forwards all skills training course and instructor information to each of the Subject Matter Expert (S.M.E.) Committees for review and approval. The P.O.S.T. investigator is also responsible for all academy and program inspections, which requires travel to each of the 31 training academies. The P.O.S.T. Investigator and S.M.E. Committee members are regularly and routinely required to travel to the numerous academies located in Alamosa, Buena Vista, Colorado Springs (3 academies), Delta, Durango, Fort Collins, Glenwood Springs, Grand Junction, Greeley (2 academies), La Junta, Pueblo (2 academies), Teller County and numerous Denver Metro area locations.

P.O.S.T. Staff electronically maintains the peace officer certification record and data for approximately 13,554+- active peace officers. P.O.S.T. is also responsible for the maintenance of the certification records of many thousands of individuals who were at one time appointed as active peace officers, but who no longer serve as peace officers.

II) HOT ISSUES:

P.O.S.T.'s responsibility for the certification and training of Colorado Peace Officers is a critical link between federal agencies, state agencies, and local government agencies. P.O.S.T. will continue to review the educational requirements and certification needs of Colorado peace officers. Towards that end, POST will be seeking a statutory in-service training requirement. There is currently no mandate that any POST-certified peace officer train after the academy, including firearms, legal update and other areas. While many agencies have policies requiring in-service training, there are others that have no such requirement. Part of this will include regular perishable skills training. Perishable skills are firearms, driving and arrest control.

POST is planning on developing or purchasing an interactive database to track certification, employment and training of the certified officers. Currently, the existing databases are not interactive. Part of this process would be to allow agency representatives to input data of their personnel into the system, reducing time and redundant data entry by POST.

POST will develop a strategic plan in September to focus on priorities and programs as identified by the POST Board.

III) WORKLOAD MEASURE:

At its quarterly meetings, the P.O.S.T. Board considers appealed variance requests and may hold hearings of appealed suspension, revocation, or denial rulings made by the P.O.S.T. Director.

The Board also reviews applications for program approval. Additionally, the P.O.S.T. Board conducts Rule Making Hearings to modify or implement P.O.S.T. Rules as a result of changes made during the legislative session, at the request of Staff, or to coincide with case law.

Staff also reviews the certification records of peace officers from bordering states applying for Colorado peace officer certification or involved in temporary assignment to law enforcement agencies in Colorado (see § 29-1-206, C.R.S.).

Recent Legislative Actions Affecting P.O.S.T. Workload

HB 12-1163 eliminates the authority of the Peace Officer Standards and Training (POST) Board to grant conditional peace officer status. The bill also allows a person to be granted provisional peace officer status if he or she has been authorized to act as a peace officer in another state or federal jurisdiction *within the last three years*, in addition to the current requirement that he or she has served in good standing in the other jurisdiction for one year.

SB 13-283, *Concerning Implementation of Amendment 64*, was passed. This Bill appropriates \$20,000 to the P.O.S.T Board and encourages the Board to include advanced roadside impairment driving enforcement training curriculum in the peace officer training academy.

HB13-1317, *Concerning the Recommendations Made in the Public Process for the Purpose of Implementing Retail Marijuana Legalized by Section 16 of Article XVIII of the Colorado Constitution*. This bill appropriates \$76,000 for the Marijuana Cash Fund to the P.O.S.T. Board for training purposes.

SB 13-111, *Concerning Abuse of At-Risk Adults* was passed. This Bill required POST to develop curricula to train peace officers in elder abuse. The curricula must be completed by January 1, 2014 and one member from each municipal and county agency must attend the training by January 1, 2015. There is a grandfathering provision for attending equivalent training in the past. No funding was appropriated for this bill although POST may charge for attendance.

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

SPECIAL PROSECUTIONS UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
SPECIAL PROSECUTIONS UNIT	3,302,077	29.6	3,375,427	30.2	3,361,996	35.8	4,363,199	35.8	3,659,196	35.8
General Fund	1,628,331		1,486,121		1,675,109		2,163,203		1,832,353	
General Fund Exempt	-		-		-		-		-	
Cash Funds	1,025,052		1,243,656		1,090,426		1,404,365		1,162,762	
Reappropriated Funds	648,694		645,651		596,461		795,631		664,079	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

SPECIAL PROSECUTIONS UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
I. POSITION DETAIL										
Deputy Attorney General	124,728	1.0	124,728	1.0			143,436	1.0	143,436	1.0
First Assistant Attorney General	211,164	2.0	196,918	1.9			334,944	3.0	334,944	3.0
Senior Assistant Attorney General	648,387	7.0	615,829	6.4			678,264	6.0	678,264	6.0
Assistant Attorney General	175,980	2.0	276,560	3.3			471,876	5.0	471,876	5.0
							0	0.0	0	0.0
Criminal Investigator II	848,887	10.8	800,380	10.6			907,008	11.8	907,008	11.8
Criminal Investigator III	88,200	1.0	88,200	1.0			91,848	1.0	91,848	1.0
Legal Assistant II							0	0.0	0	0.0
Legal Assistant I	131,794	2.8	128,152	2.8			165,510	4.0	165,510	4.0
Legal Assistant II	55,561	1.0	55,776	1.0			57,804	1.0	57,804	1.0
Auditor IV	78,000	1.0	78,000	1.0			80,832	1.0	80,832	1.0
Program Assistant I			30,149	0.6			52,716	1.0	52,716	1.0
Administrative Assistant III	48,780	1.0	27,571	0.6			45,276	1.0	45,276	1.0
Administrative Assistant II										
TOTAL POSITION DETAIL	2,411,480	29.6	2,422,263	30.2			3,029,514	35.8	3,029,514	35.8
(I.A.) CONTINUATION FTE SALARY COSTS										
(Permanent FTE by Position) Continuation Salary Subtotal	2,411,480	29.6	2,422,263	30.2			3,029,514	35.8	3,029,514	35.8
(I.B.) OTHER PERSONAL SERVICES										
PERA on Continuation Subtotal	180,281		241,963				307,496		307,496	
Medicare on Continuation Subtotal	32,615		34,217				43,928		43,928	
Non-Base Building Performance Awards							2,518			
Part-Time/Temporary Salaries	653		-							
Contractual Services	20,950		21,252				65,862		104,291	
Furloughs	-		-							
Leave	31,377		13,979							
Forced Vacancy							-			
Overtime	3,335		49							
Unemployment Compensation	12,714		-							
Other	2,665		2,953							
SUBTOTAL	284,589	29.6	314,413	30.2			419,803	35.8	455,714	35.8
(I.C.) PERSONAL SERVICES SUBTOTAL= A+B	2,696,070		2,736,676				3,449,317		3,485,228	
(I.D.) POTS EXPENDITURES										

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

SPECIAL PROSECUTIONS UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Health/Life Dental	170,051		184,422				229,315			
Salary Survey							-			
Performance Awards							-			
Short Term Disability	4,234		4,132				5,756			
SB 04.257 A.E.D.	65,982		72,511				109,063			
SB 06.235 S.A.E.D.	53,044		62,264				98,459			
Other										
[] Indicates a Non-add										
(I.E.) BASE PERSONAL SERVICES TOTAL= C+D	2,989,380	29.6	3,060,005	30.2			3,891,910	35.8	3,485,228	35.8
General Fund	1,457,109		1,334,751				1,939,714			
Cash Funds	927,107		1,131,643				1,247,134			
Reappropriated Funds	605,164		593,612				705,062			
(I.F.) DIFFERENCE= II-I.E.										
(I.G.) REQUEST YEAR DECISION ITEMS										
FY15 Decision Items:										
General Fund									-	0.0
Cash Funds									-	
Reappropriated Funds										
II. PERSONAL SERVICE REQUEST TOTAL	2,989,380	29.6	3,060,005	30.2			3,891,910	35.8	3,485,228	35.8
General Fund	1,457,109		1,334,751				1,939,714		1,732,347	
Cash Funds	927,107		1,131,643				1,247,134		1,127,869	
Reappropriated Funds	605,164		593,612				705,062		625,012	
Federal Funds										

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

SPECIAL PROSECUTIONS UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
OPERATING EXPENSES										
1930 Litigation	8,856		7,867				17,310		23,204	
2150 Custodial Services	-		-							
2160 Janitorial Service	-		-							
2170 Waste Disposal Services	-		37				10		10	
2210 Bldg Maintenance/Repair Svcs	-		-							
2220 Building Grounds Maintenance	-		-							
2230 Equipment Contract Maintenance	50		136				20		20	
2231 ADP Equip Maint/Repair Services	6,949		2,796				5,700		5,700	
2232 Software Upgrades	9,458		5,960				-		-	
2240 Motor Veh Maint/Repair Svcs	-		-							
2251 Lease Motor Pool Vehicle	24,137		24,269						-	
2252 Motor Pool Mileage Charge	25,947		16,445				27,456		27,456	
2253 Equipment Rental	-		-				-		-	
2254 Rental of Motor Vehicles	-		-							
2255 Rental of Buildings	94,244		95,683				-		-	
2258 Parking Fees	12,375		13,790				13,375		13,375	
2259 Parking Fee Reimbursement	60		6							
2510 In State Travel	4		68				150		150	
2511 In State Common Carrier Fares	-		-				-		-	
2512 IS Personal Travel Per Diem	12,374		13,638				16,541		16,541	
2513 IS Personal Vehicle Reimbursement	236		219				150		150	
2520 IS Travel/Non Employee	-		453							
2521 IS Common Carrier Non Employee	-		-							
2522 IS Non-Emp - Pers Per Diem	-		69							
2523 IS/Non-Emp - Pers Veh Reimb	-		-							
2530 Out of State Travel	205		238				179		179	
2531 OS Common Carrier Fares	885		1,288				980		980	
2532 OS Personal Travel Per Diem	2,117		1,239				2,150		2,150	
2533 OS Personal Vehicle Reimbursement	-		-							
2540 OS Travel Non-Employee	-		531							
2541 OS Non Emp Common Carrier Fares	-		-							
2542 OS/Non Emp - Pers Per Diem	-		46							
2550 Out of Country Travel	148		-				-		-	
2551 Out of Country Common Carrier Fares	2,396		-							
2552 OC Pers Travel Reimbursement	2,193		-							
2610 Advertising	-		-				-		-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

SPECIAL PROSECUTIONS UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
2630 Telephone	22,386		16,510				21,541		21,541	
2631 Comm Svcs from Outside Sources	10,466		11,865				10,990		10,990	
2641 Other ADP Billings - Purchase Services	9,116		-				-		-	
2650 OIT Purchased Svcs	-		-							
2660 Insurance	5,037		5,360							
2680 Contract Printing	676		6,498				9,412		9,412	
2681 Photocopy Reimbursement	-		-							
2710 Purchase Medical Services	-		-				-		-	
2810 Freight & Storage	-		-							
2820 Other Purchased Services	10		75				320		320	
2830 Office Moving/Purchased Services	-		7,710							
2831 Storage Purch Svcs	84		54							
3110 Other Supplies and Materials	-		1,384							
3112 Automotive Supplies	-		-							
3113 Clothing and Uniform Allowance	-		-							
3114 Custodial	-		-							
3115 DP Supplies	410		469				-		-	
3116 Purchase/Leased Software	542		356				600		600	
3117 Educational	2,256		1,178				2,532		2,532	
3120 Books & Subscriptions	12,759		13,380				13,250		13,250	
3121 Office Supplies	1,588		3,655				4,215		4,215	
3122 Microfilming/Photo. Supplies	-		-							
3123 Postage	2,884		2,343				2,850		2,850	
3124 Printing	29		188							
3126 Repair & Maintenance/Supplies	-		-							
3128 Non-Capitalized Equipment	8,111		2,505				-		-	
3131 Non-Capitalized Building Mat'ls	-		3,511							
3132 Non-Cap Office Furn/Office Systems	1,223		-				7,996			
3140 Non-Capitalized IT - PC's	2,039		13,073				4,659		3,969	
3141 Non Capitalized IT Servers	-		-				-		-	
3142 Non Cap IT Network	-		47							
3143 Non-Capitalized IT - Other	332		1,509				-		-	
3146 Non Capitalized IT	-		-				-		-	
4100 Other Operating Expenses	-		-							
4140 Dues & Memberships	21,498		7,675				8,750		8,750	
4151 Interest Late Payments	-		-							
4170 Miscellaneous Fees	-		194							
4180 Official Functions	309		1,001				200		200	
4111 Prizes and Awards	2,750		-							
4220 Registration Fees	5,557		6,771				5,424		5,424	
6140 Buildings and Improves. to Bldg.	-		-							

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

SPECIAL PROSECUTIONS UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
6210 Other Capital Equipment	-		-							
6212 IT Servers - Direct Purchase	-		485							
6213 IT PC SW - Direct Purchase	-		-							
6214 IT Other Direct Purchase	-		12,164							
6216 IT Servers SW	-		2,452							
EBJJ Law to Judicial	-		8,232							
Operating Expense Subtotal:	312,697		315,422				176,760		173,968	
FY15 DECISION ITEMS:										
Total Funds									-	0.0
General Fund									-	
Cash Funds										
Cash Funds Exempt										
OPERATING EXPENSE TOTAL:	312,697		315,422				176,760		173,968	
General Fund	171,222		151,370				102,799		100,007	
General Funds Exempt										
Cash Funds	97,945		112,013				37,185		34,893	
Reappropriated Funds	43,530		52,039				36,775		39,067	
Potted Operating Expenses										
### Workers' Compensation							5,859			
Vehicle Leased Expense							23,847			
Capital Complex Lease Space							229,460			
Lease Space							2,907			
IT Asset Maintenance							23,222			
ADP Capital Outlay							-			
Communication Service Payments							4,734			
Building Security							-			
CLE Registration Fees							4,500			
Total							294,529			
General Fund							120,690			
Cash Funds							120,046			
Reappropriated Funds							53,793			
ROLLFORWARDS										
General Fund							-		-	
Cash Funds										
Reappropriated Funds							-			
REFINANCING THE LINE ITEM									-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

SPECIAL PROSECUTIONS UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
General Fund										
General Fund Exempt										
Cash Funds									-	
Cash Funds Exempt										
TOTAL SPECIAL PROSECUTIONS UNIT	3,302,077	29.6	3,375,427	30.2			4,363,199	35.8	3,659,196	35.8
General Fund	1,628,331		1,486,121				2,163,203		1,832,353	
General Fund Exempt	-		-							
Cash Funds	1,025,052		1,243,656				1,404,365		1,162,762	
Reappropriated Funds	648,694		645,651				795,631		664,079	
RECONCILIATION OF FUNDS										
Long Bill Appropriation	2,830,320	31.0	2,816,528	30.5	3,233,334	34.4	3,233,334	34.4	3,233,334	34.4
SB 11-76 PERA Adjustment	(56,055)								0	
Increase due to \$5,000 Grant			5,000							
SB 12-110			196,677	2.0					-	
SB 13-1230 Exoneration of wrongly convicted	-		0		128,662	1.4	128,662	1.4	128,662	1.4
Annualization of FY 14 Decision Item									(8,686)	
SB 13-1230 annualization									(3,703)	
Long Bill Add On	29,814									
FY 14 Decision Item										
Salary Survey-Classified							23,911		23,911	
PBP - Classified							16,574		15,338	
Salary Survey Exempt							246,492		246,492	
PBP - Exempt							25,210		23,848	
Health/Life/Dental	129,753		110,922				183,782			
Short Term Disability	4,103		3,802				5,217			
SB 04.257 A.E.D.	64,576		46,105				107,994			
SB 06.235 S.A.E.D.	51,695		66,834				97,494			
Worker's Compensation	6,439		5,389				5,859			
Capital Complex Lease Space	182,711		49,502				229,460			
Lease Space	2,742		2,907				2,907			
Vehicle Lease Allocation	24,638		29,373				23,847			
IT Asset Maintenance	21,745		23,222				23,222			
ADP Capital Outlay Allocation			-				-			
Communication Service Payments	4,553		5,590				4,734			

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

SPECIAL PROSECUTIONS UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Building Security	9,451		10,332				-			
CLE Registration Fees	3,750		4,500				4,500			
Roll Forward from Previous FY							-			
Rollforward to Subsequent FY										
Overexpenditure/(Reversion) - GF		(0.9)	(1,255)	(2.3)						
Lapsed Appropriation Cash Fund	(8,148)	(0.5)	(1)							
Lapsed Appropriation Reappropriated Funds	(10)									
TOTAL RECONCILIATION	3,302,077	29.6	3,375,427	30.2			4,363,199	35.8	3,659,196	35.8
DIFFERENCE=										
GRAND TOTAL	3,302,077	29.6	3,375,427	30.2	3,361,996	35.8	4,363,199	35.8	3,659,196	35.8
General Fund	1,628,331		1,486,121		1,675,109		2,163,203		1,832,353	
General Fund Exempt	-		-		-		-		-	
Cash Funds	1,025,052		1,243,656		1,090,426		1,404,365		1,162,762	
Reappropriated Funds	648,694		645,651		596,461		795,631		664,079	
Federal Funds							-		-	

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law

SPECIAL PROSECUTIONS UNIT

Item	Fund Number	Actual	Actual	Approp	Estimate	Request
		FY 2012	FY 2013	FY 2014	FY 2014	FY 2015
Schedule 3 Total		3,130,538	3,375,427	3,361,996	4,363,199	3,659,196
General Funds		1,741,166	1,486,121	1,675,109	2,163,203	1,832,353
General Funds Exempt		-	-	-	-	-
Cash Funds		942,404	1,243,656	1,090,426	1,404,365	1,162,762
Reappropriated Funds		446,968	645,651	596,461	795,631	664,079
Cash Funds						
State Compensation Insurance Authority		253,603		-	-	-
Fund #16Z		688,801	1,238,656	1,090,426	1,404,365	1,162,762
EALA			5,000			
Reappropriated Funds		446,968	645,651	596,461	795,631	664,079
Special Prosecution Custodial		-	-	-		
DORA Division of Insurance Cash Fund		-	-	-		-
DORA Division of Securities		446,968	645,651	596,461	795,631	664,079

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

Auto Theft Prevention Grant

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Auto Theft	222,007	2.0	255,694	2.3	291,569	2.5	291,569	2.5	301,569	2.5
General Fund	-		-		-		-		-	
General Fund Exempt	-		-		-		-		-	
Cash Funds	-		-		-		-		-	
Reappropriated Funds	222,007		255,694		291,569		291,569		301,569	
Federal Funds	-		-		-		-		-	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

Auto Theft Prevention Grant

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
I. POSITION DETAIL										
Senior Asst Attorney General	98,004	1.0	98,004	1.0			116,256	1.0	116,256	1.0
Criminal Investigator II	76,800	1.0	76,800	1.0			79,584	1.0	79,584	1.0
Administrative Asst III			14,185	0.3			23,154	0.5	23,154	0.5
TOTAL POSITION DETAIL	174,804	2.0	188,989	2.3			218,994	2.5	218,994	2.5
(I.A.) CONTINUATION FTE SALARY COSTS										
(Permanent FTE by position) Continuation Salary Subtotal	174,804	2.0	188,989	2.3			218,994	2.5	218,994	2.5
(I.B.) OTHER PERSONAL SERVICES										
PERA on Continuation Subtotal	12,366		17,827				22,228		22,228	
Medicare on Continuation Subtotal	2,344		2,548				3,175		3,175	
Non-Base Building Performance Awards										
Contractual	-		673				-		-	
Overtime			49							
Sick and Annual Leave Payouts			395							
Furlough Days	-		-				-		-	
Other	734		489						9,400	
SUBTOTAL	15,444		21,981				25,403		34,803	
(I.C.) PERSONAL SERVICES SUBTOTAL=										
A+B	190,248	2.0	210,970	2.3			244,397	2.5	253,797	2.5
(I.D.) POTS EXPENDITURES										
Health/Life Dental	16,583		19,493				24,430		24,430	
Salary Survey							-			
Performance Awards							-			
Short Term Disability	309		322				416		416	
SB 04.257 A.E.D.	4,526		5,629				7,884		8,760	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

Auto Theft Prevention Grant

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
SB 06.235 S.A.E.D. Other [] Indicates a Non-add	3,637		4,841				7,117		8,212	
(I.E.) BASE PERSONAL SERVICES TOTAL= C+D	215,302	2.0	241,255	2.3			284,244	2.5	295,615	2.5
(I.F.) DIFFERENCE= II- I.E. (I.G.) REQUEST YEAR DECISION ITEMS									-	
General Fund Cash Funds Reappropriated Funds										
II. PERSONAL SERVICES REQUEST TOTAL	215,302	2.0	241,255	2.3			284,244	2.5	295,615	2.5
General Fund Cash Funds Reappropriated Funds Federal Funds	-		-				284,244		295,615	
	215,302		241,255							

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

Auto Theft Prevention Grant

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
OPERATING EXPENSES										
1930 Litigation	544		298				250			
2210 Bldg Maintenance/Repair Svcs	-		-							
2230 Equipment Maintenance/Repair Svcs	-		-				-			
2231 ADP Equip Maint/Repair Services	-		-				-			
2251 Rental/Lease Motor Pool Vehicle	721		1,344							
2252 Motor Pool Mileage Charge	-		1,105				250		250	
2254 Rental of Motor Vehicles	-		-							
2255 Rental of Buildings	3,188		6,109				984		519	
2258 Parking Fees	-		-				0		0	
2559 Parking Fee Reimbursement	-		-				26		26	
2510 In State Travel	-		-						0	
2258 Parking Fees	-		-							
2512 IS Personal Travel Per Diem	437		313				600		600	
2513 IS Personal Vehicle Reimbursement	-		-							
2530 Out of State Travel	-		-							
2531 OS Common Carrier Fares	-		-							
2532 OS Personal Travel Per Diem	-		-							
2533 OS Personal Vehicle Reimbursement	-		-							
2630 Comm Svcs Div of Telecom	892		553				600		600	
2631 Comm Svcs from Outside Sources	650		628				650		650	
2641 Other ADP Billings - Purchase Services	-		-							
2660 Insurance	-		351							
2680 Contract Printing	(2,073)		278				182		182	
2681 Photocopy Reimbursement	-		-							
2810 Freight & Storage	-		-				-		-	
2820 Other Purchased Services	-		-				657			
2830 Office Moving/Purchased Services	-		-							
3110 Other Supplies and Materials	-		246				360		360	
3112 Automotive Supplies	-		-							
3114 Custodial	-		-							
3115 DP Supplies	(240)		103				250		250	
3116 Purchase/Leased Software	-		-							
3117 Educational	-		59							
3120 Books & Subscriptions	1,112		1,137				900		900	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

Auto Theft Prevention Grant

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
3121 Office Supplies	276		1,012				350		350	
3122 Microfilming/Photo. Supplies	-		-							
3123 Postage	51		173				266		266	
3124 Printing	7		35				-		0	
3126 Repair & Maintenance/Supplies	-		-				50		50	
3128 Non-Capitalized Equipment	96		-							
3132 Non-Capitalized Furn/Office Sust	-		-							
3140 Non-Capitalized IT - PCs	-		-				-		-	
3141 Non-Capitalized IT - Servers	-		-							
3143 Non-Capitalized IT - Other	10		4							
3146 Non-Capitalized IT Purchased Server SW	-		-							
4100 Other Operating Expenses	-		-							
4140 Dues & Memberships	225		(113)				450		450	
4170 Miscellaneous Fees	-		-							
4180 Official Functions	-		-							
4220 Registration Fees	810		345				500		500	
EBJJ OT RE Law to Jud			457							
Operating Expense Subtotal:	6,705		14,439				7,325		5,953	
Decision Item										
Cash Funds Exempt										
OPERATING EXPENSE TOTAL:	6,705		14,439				7,325		5,953	
General Fund										
General Funds Exempt										
Cash Funds	6,705		14,439							
Reappropriated Funds	-		-				7,325		5,953	
Potted Operating Expenses										
Workers' Compensation							-			
Leased Vehicle Expense										
Leased Space Allocation							-			
IT Asset Maintenance										
ADP Capital Outlay										
Building Security										
Total							-			

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

Auto Theft Prevention Grant

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
General Fund							-			
Cash Funds Exempt							-			
Base Refinancing									-	
General Fund										
Reappropriated Funds										
FY010 Refinancing									-	
General Fund									-	
Reappropriated Funds									-	
DECISION ITEMS									-	
General Fund									-	
Projected Shortfall							-			
Reappropriated Funds							-			
TOTAL Auto Theft Grant	222,007	2.0	255,694	2.3	282,234	2.5	291,569	2.5	301,569	2.5
General Fund										
General Fund Exempt										
Cash Funds	-		-							
Reappropriated Funds	222,007		255,694		282,234	2.5	291,569.00	2.5	301,569	
Federal Funds									-	
RECONCILIATION OF FUNDS										
Long Bill Appropriation	239,075	2.0	239,075	2.0			282,234	2.5	291,569	2.5
Supplemental HB 10-1305	-		-							
<i>Additional Grant Amount (Est)</i>			43,159	0.5	9,335		9,335		10,000	
PERA, AED, SAED adjustments										
Removal of one time equipment purchases										
Classified Salary POTS										
Health/Life/Dental										
Short Term Disability										

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

Auto Theft Prevention Grant

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
SB 04.257 A.E.D.										
SB 06.235 S.A.E.D.										
Capital Complex Lease Space										
Workers Compensation										
Vehicle Lease Allocation										
IT Asset Maintenance										
ADP Capital Outlay Allocation										
Building Security										
Rollforward from Previous FY year										
Restriction										
Overexpenditure/(Reversion) - GF										
Lapsed Appropriation Reappropriated Fund	(17,068)		(26,540)							
Lapsed Appropriation Federal Funds	-		-							
TOTAL RECONCILIATION	222,007	2.0	255,694	2.0			291,569	2.5	301,569	
GRAND TOTAL	222,007	2.0	255,694	2.3	291,569	2.5	291,569	2.5	301,569	2.5
General Fund	-		-		-		-		-	
General Fund Exempt	-		-		-		-		-	
Cash Funds	-		-		-		-		-	
Reappropriated Funds	222,007		255,694		291,569		291,569		301,569	
Federal Funds	0		0				-			

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law

Auto Theft Prevention Grant

Item	Fund Number	Actual	Actual	Approp	Estimate	Request
		FY 2012	FY 2013	FY 2014	FY 2014	FY 2015
Schedule 3 Total		222,007	255,694	291,569	291,569	301,569
General Funds		-	-	-	-	-
General Funds Exempt		-	-	-	-	-
Cash Funds		-	-	-	-	-
Reappropriated Funds		222,007	255,694	291,569	291,569	301,569
Federal Funds		-	-	-	-	-
Reappropriated Funds						
Auto Theft Prevention Grant		222,007	255,694	291,569	291,569	301,569
Federal Funds						
Federal VOCA Grant		-	-		-	-

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

APPELLATE UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
APPELLATE UNIT	2,953,237	30.9	3,065,022	31.3	3,244,179	37.5	4,313,539	37.5	3,707,520	38.9
General Fund	2,569,338		2,551,396		2,603,174		3,672,534		3,383,771	
General Fund Exempt	-		-		-		-		-	
Cash Funds	-		-		-		-		-	
Reappropriated Funds	383,899		513,626		641,005		641,005		323,749	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

APPELLATE UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
I. POSITION DETAIL										
Deputy Attorney General	122,016	1.0	122,016	1.0			140,316	1.0	140,316	1.0
First Assistant Attorney General	286,857	3.0	286,437	3.0			374,328	3.0	374,328	3.0
Senior Assistant Attorney General	321,516	4.0	546,600	6.7			724,104	7.0	724,104	7.0
Assistant Attorney General	1,278,840	19.0	1,100,637	16.6			1,435,854	18.0	1,435,854	18.0
Attorney							297,000	4.5	330,000	5.0
General Prof IV	68,256	1.0	68,256	1.0			71,088	1.0	71,088	1.0
Program Assistant I	42,261	0.9	48,000	1.0			48,960	1.0	48,960	1.0
Administrative Assistant II	72,000	2.0	72,000	2.0			74,930	2.0	74,930	2.0
Administrative Assistant I										
TOTAL POSITION DETAIL	2,191,746	30.9	2,243,945	31.3			3,166,580	37.5	3,199,580	38.0
(I.A.) CONTINUATION FTE SALARY COSTS										
(Permanent FTE by Position)										
Continuation Salary Subtotal	2,191,746	30.9	2,243,945	31.3			3,166,580	37.5	3,199,580	38.0
(I.B.) OTHER PERSONAL SERVICES										
PERA on Continuation Subtotal	160,407		221,255				321,408		324,757	
Medicare on Continuation Subtotal	29,749		30,136				45,915		46,394	
Non-Base building Performance Award							3,686		-	
Furlough	-		-				-		-	
Part-Time/Temporary Salaries	-		-				-		-	
Contractual Services	9,915		10,449				10,250		10,250	
Leave	5,559		21,777							
Vacancy Savings							(148,019)			
Overtime	-		-				-		9,757	
Other	41,609		4,944				-			
SUBTOTAL	247,240	30.9	288,561	31.3			233,240	37.5	391,158	38.0
(I.C.) PERSONAL SERVICES										
SUBTOTAL= A+B	2,438,986	30.9	2,532,506	31.3			3,399,820	37.5	3,590,738	38.0
Difference										
(I.D.) POTS EXPENDITURES										
Health/Life Dental	175,915		250,553				308,807			
Salary Survey							-			
Performance Awards							-			
Short Term Disability	3,854		3,864				6,017			
SB 04.257 A.E.D.	58,972		62,556				113,997			
SB 06.235 S.A.E.D.	47,379		53,606				102,914			

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

APPELLATE UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Other [] Indicates a Non-add										
BASE PERSONAL SERVICES TOTAL=	2,725,105	30.9	2,903,085	31.3			3,931,554	37.5	3,590,738	38.0
(I.F.) DIFFERENCE= II-I.E.									-	
(I.G.)										
General Fund Cash Funds Reappropriated Funds										
II PERSONAL SERVICES REQUEST TOTAL	2,725,105	30.9	2,903,085	31.3			3,931,554	37.5	3,590,738	38.0
General Fund	2,341,206		2,389,459				3,290,549		3,266,989	
Cash Funds										
Reappropriated Funds	383,899		513,626				641,005		323,749	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

APPELLATE UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
OPERATING EXPENSES										
1930 Litigation	1,247		4,735				2,525		2,525	
2170 Waste Disposal Services	172		-				-		-	
2220 Building Grounds Maintenance	-		-				-		-	
2230 Bldg Maintenance/Repair Svcs	-		-				-		-	
2231 ADP Equip Maint/Repair Services	2,922		1,197				650		650	
2232 Software Upgrades	-		-				-		-	
2240 Motor Veh Maint/Repair Svcs	-		-				-		-	
2251 Lease Motor Pool Vehicle	-		-				-		-	
2252 Motor Pool Mileage Charge	-		-				-		-	
2255 Rental of Buildings	102,399		95,513				-		-	
2258 Parking Fees	-		-				-		-	
2559 Parking Fee Reimbursement	-		-				-		-	
2510 In State Travel	230		40				-		-	
2512 IS Personal Travel Per Diem	711		2,330				2,250		2,250	
2513 IS Personal Vehicle Reimbursement	40		88				75		75	
2520 IS Travel/Non Employee	-		-				-		-	
2521 IS Common Carrier Non Employee	-		-				-		-	
2522 IS Non-Emp - Pers Per Diem	-		-				-		-	
2523 IS/Non-Emp - Pers Veh Reimb	-		-				-		-	
2530 Out of State Travel	227		-				-		-	
2531 OS Common Carrier Fares	1,377		-				-		-	
2532 OS Personal Travel Per Diem	1,615		-				118		118	
2533 OS Personal Vehicle Reimbursement	-		-				-		-	
2550 Out of Country Travel	-		-				-		-	
2552 OC Pers Travel Reimbursement	-		-				-		-	
2630 Telephone	13,659		7,840				15,545		15,545	
2631 Comm Svcs from Outside Sources	-		142				425		425	
2641 Other ADP Billings - Purchase Services	61,601		88				250		250	
2660 Insurance	5,284		5,448				-		-	
2680 Contract Printing	4,843		4,675				7,524		7,524	
2681 Photocopy Reimbursement	-		-				-		-	
2810 Freight & Storage		0.0		-						
2820 Other Purchased Services	230		120				5,264		5,264	
2830 Office Moving/Purchased Services	-		-				-		-	
3110 Other Supplies and Materials	-		-				-		-	
3115 DP Supplies	422		-				350		350	
3116 Purchase/Leased Software	-		-				-		-	
3117 Educational	-		-				-		-	
3120 Books & Subscriptions	2,929		2,862				3,115		3,115	
3121 Office Supplies	4,578		3,939				6,900		6,900	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

APPELLATE UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
3122 Microfilming/Photo. Supplies	-		-						-	
3123 Postage	4,287		3,898				4,421		4,421	
3124 Printing	-		-						-	
3126 Repair & Maintenance/Supplies	-		-						-	
3128 Non-Capitalized Equipment	89		-						-	
3131 Non-Capitalized Building Materials	-		3,511				-		-	
3132 Non-Cap Office Furn/Office Systems	444		299				-		-	
3139 NONCAPITLIZD FIXED ASSET OTHER	-		-						-	
3140 Non-Capitalized IT - PC's	-		2,932						-	
3141 Non-Capitalized IT - Servers	-		-						-	
3143 Non-Capitalized IT Other	-		1,082				-		-	
3146 Non-Capitalized Purchased Server SW	-		-						-	
3950 Gasoline	-		-						-	
4111 Prizes and Awards	1,600		-						-	
4140 Dues & Memberships	10,445		110				10,700		10,700	
4151 Interest Late Payments	-		-						-	
4170 Miscellaneous Fees	-		-						-	
4180 Official Functions	31		-				-		-	
4220 Registration Fees	6,749		8,280				8,500		8,500	
6140 Buildings and Improves. to Bldg.	-		-						-	
6210 Other Capital Equipment	-		-						-	
6212 IT PC SW - Direct Purchase	-		-				-		-	
6213 IT Servers Direct Purchase	-		-				-		-	
6220 Office Furn & Equip	-		-				52,200		-	
6224 Other Furn & Fixtures- Direct Purchase	-		-						-	
6410 ADP Equipment-Lease Purchase	-		-						-	
EBJJ OT RE LAW TO JUD			12,807						-	
Operating Expense Subtotal:	228,131		161,937				120,812		68,612	
OPERATING EXPENSE TOTAL:	228,131		161,937				120,812		68,612	
General Fund	228,131		161,937				120,812		68,612	
General Funds Exempt							-			
Reappropriated Funds										
Rollforwards							-			
General Fund Exempt							-			
Special Bills										
HB07-1054 Increasing Judges									-	-

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

APPELLATE UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
General Fund									-	
Potted Operating Expenses										
Workers' Compensation							6,386			
Leased Vehicle Expense							-			
Capital Complex Lease Space							242,590			
Lease Space							947			
IT Asset Maintenance							-			
ADP Capital Outlay										
CLE Registration Fees							11,250			
Building Security							-			
Total							261,173			
General Fund							261,173			
General Fund Exempt										
Cash Funds										
Reappropriated Funds							-			
DECISION ITEMS										
Appellate FTE Administrative Support #4									48,170	0.9
General Fund									48,170	0.9
Cash Funds										
Cash Funds Exempt										
TOTAL APPELLATE UNIT	2,953,237	30.9	3,065,022	31.3			4,313,539	37.5	3,707,520	38.9
General Fund	2,569,338		2,551,396				3,672,534		3,383,771	
General Fund Exempt							0.00		-	
Cash Funds							0.00		-	
Reappropriated Funds	383,899		513,626				641,005		323,749	
RECONCILIATION OF FUNDS/REQUEST										
Long Bill Appropriation	2,666,027	32.0	2,703,455	32.0	3,240,771	37.5	3,240,771	37.5	3,240,771	37.5
SB 11-76 PERA Reduction	(54,234)		-							
Additional VALE Grant					3408.0		3,408		3,408	
FY 14 Decision Item Reconciliation									(17,034)	0.5
FY 15 DI: Appellate Admin FTE									48,170	0.9
HB 12 1246 Reinstate Paydate Shift Part Time <i>Decision Item</i>			5,880							
Salary Survey Classified							2,852		2,852	
Salary Survey Exempt							387,106		387,106	
Merit Pay Classified							2,143		1,465	
Merit Pay Exempt							43,790		40,782	
Health/Life/Dental	150,263		89,848				241,380			
Short Term Disability	3,948		3,380				2,504			

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

APPELLATE UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
SB 04.257 A.E.D.	53,083		70,602				67,977			
SB 06.235 S.A.E.D.	43,098		60,383				60,435			
Worker's Compensation	5,284		5,653				6,386			
Capital Complex Lease Space/Carr	71,507		102,783				242,590			
Lease Space	894		947				947			
Vehicle Lease Allocation							-			
IT Asset Maintenance							-			
CLE Registration Fees	11,625		11,250				11,250			
Building Security	9,916		10,841							
ADP Capital Outlay Allocation										
Rollforward from Previous FY year							-			
Rollforward to Subsequent FY										
Overexpenditure/(Reversions) - GF										
Lapsed Appropriation RF	(8,174)	(1.2)		(0.7)						
TOTAL RECONCILIATION	2,953,237	30.9	3,065,022	31.3			4,313,539		3,707,520	38.9
GRAND TOTAL	2,953,237	30.9	3,065,022	31.3	3,244,179	37.5	4,313,539	37.5	3,707,520	38.9
General Fund	2,569,338		2,551,396		2,603,174		3,672,534		3,383,771	
General Fund Exempt							-		-	
Cash Funds							-		-	
Reappropriated Funds	383,899		513,626		641,005		641,005		323,749	
Federal Funds							-		-	

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law

APPELLATE UNIT

Item	Fund Number	Actual	Actual	Approp	Estimate	Request
		FY 2012	FY 2013	FY 2014	FY 2014	FY 2015
Schedule 3 Total		2,953,237	3,065,022	3,244,179	4,313,539	3,707,520
General Funds		2,569,338	2,551,396	2,603,174	3,672,534	3,383,771
General Funds Exempt				-	-	-
Cash Funds				-	-	-
Reappropriated Funds		383,899	513,626	641,005	641,005	323,749
Reappropriated Funds	100					
Indirect Cost Recoveries		311,248	440,975	564,946	564,946	247,690
Haz Waste HB 10-1329						
Victim's Assistance		72,651	72,651	76,059	76,059	76,059

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

MEDICAID FRAUD GRANT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
MEDICAID FRAUD CONTROL GRANT	1,742,928	16.6	1,738,022	16.2	1,579,511	17.0	2,049,286	17.0	1,648,189	17.0
General Fund	435,732		424,643		394,876		512,440		412,045	
General Fund Exempt	-		-		-		-		-	
Cash Funds	-		-		-		-		-	
Reappropriated Funds	-		-		-		-		-	
Federal Funds	1,307,196		1,313,380		1,184,635		1,536,846		1,236,144	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

MEDICAID FRAUD GRANT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
I. POSITION DETAIL										
First Assistant Attorney General	105,000	1.0	105,000	1.0			127,056	1.0	127,056	1.0
Senior Assistant Attorney General	98,400	1.0	98,400	1.0			119,856	1.0	119,856	1.0
Assistant Attorney General	90,000	1.0	83,888	0.9			97,524	1.0	97,524	1.0
Criminal Investigator III	99,036	1.0	99,036	1.0			103,140	1.0	103,140	1.0
Criminal Investigator II	692,681	9.0	622,648	8.4			695,255	9.0	695,255	9.0
Criminal Investigator I									0	
Auditor V									0	
Auditor IV	65,026	0.8	77,100	1.0			80,832	1.0	80,832	1.0
Program Assistant I	45,165	1.0	37,322	0.8			45,480	1.0	45,480	1.0
Health Professional IV	57,702	0.8	71,700	1.0			74,244	1.0	74,244	1.0
Legal Assistant I									0	
Legal Assistant II	49,044	1.0	49,044	1.0			57,528	1.0	57,528	1.0
TOTAL POSITION DETAIL	1,302,054	16.6	1,244,137	16.2			1,400,915	17.0	1,400,915	17.0
(I.A.) CONTINUATION FTE SALARY COSTS										
(Permanent FTE by position) Continuation Salary Subtotal	1,302,054	16.6	1,244,137	16.2			1,400,915	17.0	1,400,915	17.0
(I.B.) OTHER PERSONAL SERVICES										
PERA on Continuation Subtotal	96,232		122,485				142,193		142,194	
Medicare on Continuation Subtotal	18,299		17,510				20,313		20,313	
Non-Base building Performance Award	4,000		-				-		-	
Part-Time/Temporary Salaries	1,699		-				-		-	
Professional Contractual Services	5,922		6,947				55,140		8,580	
Sick Leave Payouts	-		56				-		-	
Annual Leave Payouts	368		430				-		-	
Leave Payouts							-		-	
Furloughs	-		-				-		-	
Overtime	-		-				-		-	
Other	447		1,571				750		750	
SUBTOTAL	126,967	16.6	148,998	16.2			218,396	17.0	171,837	17.0
(I.C.) PERSONAL SERVICES SUBTOTAL= A+B										
	1,429,020	16.6	1,393,135	16.2			1,619,311	17.0	1,572,752	17.0
(I.D.) POTS EXPENDITURES										
Health/Life Dental	99,166		108,756				127,917		-	
Salary Survey							-			

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

MEDICAID FRAUD GRANT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Performance Awards							-			
Short Term Disability	2,299		2,143				2,662			
SB 04.257 A.E.D.	35,214		38,560				50,433			
SB 06.235 S.A.E.D.	28,293		33,116				45,530			
Other										
[] Indicates a Non-add										
(I.E.) BASE PERSONAL SERVICES TOTAL=C+D	1,593,992	16.6	1,575,710	16.2			1,845,853	17.0	1,572,752	17.0
(I.F.) DIFFERENCE- II.-I.E.										
(I.G.) REQUEST YEAR DECISION ITEMS										
General Fund										
Cash Funds										
Reappropriated Funds										
II. PERSONAL SERVICES REQUEST TOTAL	1,593,992	16.6	1,575,710	16.2			1,845,853	17.0	1,572,752	17.0
General Fund	398,498		384,064				461,463		393,188	
Cash Funds										
Reappropriated Funds	-		-							
Federal Funds	1,195,494		1,191,645				1,384,390		1,179,564	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

MEDICAID FRAUD GRANT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
OPERATING EXPENSES										
1930 Litigation	433		(43)				750		750	
2170 Waste Disposal Service	-		2				-		-	
2230 Equipment Contract Maintenance	3		8				-		-	
2231 ADP Equip Maint/Repair Services	1,104		(697)				450		450	
2232 Software Upgrades	495		354				1,212		1,212	
2240 Motor Veh Maint/Repair Svcs	-		-				-		-	
2251 Lease Motor Pool Vehicle	3,423		3,306							
2252 Motor Pool Mileage Charge	3,610		3,583				3,025		3,025	
2253 Equipment Rental	-		-						-	
2254 Rental of Motor Vehicles	-		-						-	
2255 Rental of Buildings	54,140		52,127						-	
2258 Parking Fees	3,960		3,960				3,500		3,500	
2259 Parking Fee Reimbursement	-		-				-		-	
2510 In State Travel	-		-						-	
2511 In State Common Carrier Fare	-		-						-	
2512 IS Personal Travel Per Diem	4,073		2,720				3,525		3,525	
2513 IS Personal Vehicle Reimbursement	80		20				50		50	
2520 IS Travel/Non Employee	-		-						-	
2522 IS Non-Emp - Pers Per Diem	-		-						-	
2523 IS/Non-Emp - Pers Veh Reimb	-		-						-	
2530 Out of State Travel	246		514				500		500	
2531 OS Common Carrier Fares	1,672		3,609				3,425		3,425	
2532 OS Personal Travel Per Diem	4,509		4,900				4,972		4,972	
2533 OS Personal Vehicle Reimbursement	-		-						-	
2550 Out of Country Travel	-		-						-	
2552 OC Pers Travel Reimbursement	-		-						-	
2610 Advertising	-		-						-	
2630 Telephone	11,632		8,204				11,250		11,250	
2631 Comm Svcs from Outside Sources	8,480		7,688				8,545		8,545	
2641 Other ADP Billings - Purchase Services	3,293		-				250		250	
2650 OIT Purchased Svcs	-		-						-	
2660 Insurance	2,807		2,988						-	
2680 Contract Printing	13		1,575				2,256		2,256	
2981 Photocopy Reimbursement	-		-						-	
2810 Freight & Storage	-		-						-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

MEDICAID FRAUD GRANT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
2820 Other Purchased Services	445		-						-	
2830 Office Moving/Purchased Services	-		-						-	
2831 Storage Purch Svs	5		3							
3110 Other Supplies and Materials	-		272						-	
3112 Automotive Supplies	-		-						-	
3113 Clothing & Uniform Allowance	-		-						-	
3114 Custodial	-		-						-	
3115 DP Supplies	56		226				-		-	
3116 Purchase/Leased Software	7		83							
3119 Med Lab Supplies	-		32				-		-	
3120 Books & Subscriptions	12,516		8,648				10,128		10,128	
3121 Office Supplies	2,541		979				2,256		2,256	
3122 Microfilming/Photo. Supplies	-		-						-	
3123 Postage	693		526				778		778	
3124 Printing	43		81						-	
3126 Repair & Maintenance/Supplies	-		-						-	
3128 Non-Capitalized Equipment	6,113		1,172				-		-	
3131 Non-Capitalized Building Materials	-		-				-		-	
3132 Non-Capitalized Furn/Office Systems	-		-						-	
3139 Non-Capitalized Fixed Asset Other	-		-						-	
3140 Non-Capitalized IT - PC's	129		9,212				-		-	
3142 Non-Capitalized IT - Network	-		3				-		-	
3143 Non-Capitalized IT Other	94		334				-		-	
3146 Non-Capitalized IT Purch Servers SW	-		-				-		-	
4111 Prizes and Awards	-		-						-	
4140 Dues & Memberships	17,590		9,778				14,715		14,715	
4151 Interest Late Payments	-		-						-	
4170 Miscellaneous Fees	-		-						-	
4180 Official Functions	65		33						-	
4220 Registration Fees	4,664		3,784				3,850		3,850	
6140 Buildings and Improves. to Bldg.	-		-						-	
6210 Other Capital Equipment	-		-						-	
6212 IT Servers Direct Purchase	-		29				-		-	
6216 IT Server SW - Direct Purchase	-		146						-	
6224 Other Furniture and Fixtures Direct Purchase	-		24,377				-		-	
EBJJ Law to Judicial			7,775							
Operating Expense Subtotal:	148,936		162,312				75,437		75,437	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

MEDICAID FRAUD GRANT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
OPERATING EXPENSE TOTAL:	148,936		162,312				75,437		75,437	
General Fund	37,234		40,578				18,859		18,858	
Federal Funds	111,702		121,734				56,578		56,579	
Potted Operating Expenses										
Workers' Compensation							2,895			
Leased Vehicle Expense							3,487			
Capital Complex Lease Space							116,019			
Leased Space Allocation							229			
IT Asset Maintenance							1,381			
Communication Service Payments							2,860			
ADP Capital Outlay										
CLE Registration Fees							1,125			
Building Security							-			
Total							127,996			
General Fund							31,059			
Cash Funds										
Reappropriated Funds										
Federal Funds							96,937			
FY 13 Decision Item:										
Med Fraud FTE										
General Funds									-	
Federal Funds									-	
Vacancy Savings										
General Funds									-	
Federal Funds									-	
TOTAL MEDICAID FRAUD	1,742,928	16.6	1,738,022	16.2			2,049,286	17.0	1,648,189	17.0
General Fund	435,732		424,643				512,440		412,046	
General Fund Exempt	-		-				-		-	
Cash Funds	-		-				-		-	
Reappropriated Funds	-		-				-		-	
Federal Funds	1,307,196		1,313,380				1,536,846		1,236,144	
RECONCILIATION OF FUNDS/REQUEST										
Long Bill Appropriation	1,579,511	17.0	1,579,511	17.0	1,579,511		1,579,511	17.0	1,579,511	17.0
Supplemental SB09-192										
SB 10-167 False Claims Act										
SB 11-76 PERA	(30,537)						-		-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

MEDICAID FRAUD GRANT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Dept requested base adjustment									(33,796)	
DPA NP Printing Statewide Warrants and Mainframe Docs										
Classified Salary Survey							34,377		34,377	
NonClassified Salary Survey							68,097		68,097	
Classified Perf Pay							17,272			
NonClassified Perf Pay							5,647			
Health/Life/Dental	80,104		80,167				127,128			
Short Term Disability	1,915		1,793				1,528			
SB 04.257 A.E.D.	30,299		35,265				48,336			
SB 06.235 S.A.E.D.	24,347		36,953				39,394			
Worker's Compensation	2,807		3,003				2,895			
Leased Space Allocation	216		229				229			
Capital Complex Lease Space	53,925		51,946				116,019			
Vehicle Lease Allocation	3,551		3,487				3,487			
IT Asset Maintenance	1,381		1,381				1,381			
ADP Capital Outlay Allocation										
Communication Service Payments	2,672		3,377				2,860			
CLE Registration Fees	751		1,125				1,125			
Building Security	5,268		5,758				-			
Rollforward from Previous FY										
Rollforward to Subsequent FY										
Overexpenditure/(Reversion) - GF	(3,320)	(0.1)								
Lapsed Appropriation Reappropriated Funds										
Lapsed Appropriation Federal Funds	(9,962)	(0.3)	(65,973)	(0.8)						
TOTAL RECONCILIATION	1,742,928	16.6	1,738,022	16.2			2,049,286	17.0	1,648,189	17.0
GRAND TOTAL	1,742,928	16.6	1,738,022	16.2	1,579,511	17.0	2,049,286	17.0	1,648,189	17.0
General Fund	435,732		424,643		394,876		512,440		412,045	
General Fund Exempt	-		-		-		-		-	
Cash Funds	-		-		-		-		-	
Reappropriated Funds	-		-		-		-		-	
Federal Funds	1,307,196		1,313,380		1,184,635		1,536,846		1,236,144	

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law		MEDICAID FRAUD GRANT				
Item	Fund Number	Actual	Actual	Approp	Estimate	Request
		FY 2012	FY 2013	FY 2014	FY 2014	FY 2015
Schedule 3 Total		1,742,928	1,738,022	1,579,511	2,049,286	1,648,189
General Funds		435,732	424,643	394,876	512,440	412,045
General Funds Exempt		-	-	-	-	-
Cash Funds		-	-	-	-	-
Reappropriated Funds		-	-	-	-	-
Federal Funds		1,307,196	1,313,380	1,184,635	1,536,846	1,236,144
Federal Funds						
Medicaid Fraud Federal Funds		1,307,196	1,313,380	1,184,635	1,536,846	1,236,144

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

PEACE OFFICERS STANDARDS & TRAINING BOARD

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
POST Board	2,612,975	4.6	2,587,006	5.5	3,062,320	7.0	3,159,472	7.0	3,073,274	7.0
General Fund	-		-		-		-		-	
General Fund Exempt	-		-		-		-		-	
Cash Funds	2,612,975		2,587,006		3,062,320		3,159,472		3,073,274	
Reappropriated Funds	-		-		-		-		-	
Federal Funds										

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

PEACE OFFICERS STANDARDS & TRAINING BOARD

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
I. POSITION DETAIL										
General Professional VI	96,800	1.0	59,860	0.7			92,304	1.0	92,304	1.0
General Professional V	73,986	0.9								
General Prof IV			58,949	0.9			73,248	1.0	73,248	1.0
Compliance Investigator II	66,876	1.0	66,876	1.0			69,300	1.0	69,300	1.0
Assistant Attorney General			6,309							
Data Specialist	8,045	0.2							-	
Technician III	1,239	0.0					44,736	1.0	44,736	1.0
Administrative Asst II	8,753	0.2	36,000	1.0			37,308	1.0	37,308	1.0
Program Assistant II	41,000	0.8								
Program Assistant I	16,374	0.4	81,600	2.0			86,604	2.0	86,604	2.0
TOTAL POSITION DETAIL	313,074	4.6	309,594	5.5			403,500	7.0	403,500	7.0
(I.A.) CONTINUATION FTE SALARY COSTS										
(Permanent FTE by Position)										
Continuation Salary Subtotal	313,074	4.6	309,594	5.5			403,500	7.0	403,500	7.0
(I.B.) OTHER PERSONAL SERVICES										
PERA on Continuation Subtotal	27,325		30,584				40,955		40,955	
Medicare on Continuation Subtotal	5,210		4,373				5,851		5,851	
Non-Base building performance Award							-		-	
Part Time/Temporary Services	28,158		2,457				-	0.0	-	
Contractual Services	197,244		87,394				248,575		247,781	
Overtime Payments	5,106		-							
Termination/Retirement Payouts										
Furlough	-		-							
Leave Payout	17,099		-				-			
Sick Leave Payout	2,129		-				-			
Unemployment Payout	6,548		2,724				-			
SUBTOTAL	288,817		127,532				295,381		294,587	
(I.C.) PERSONAL SERVICES										
SUBTOTAL= A+B	601,891	4.6	437,126	5.5			698,881	7.0	698,087	7.0
(I.D.) POTS EXPENDITURES										
Health/Life Dental	19,036		34,404				40,779			
Salary Survey										

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

PEACE OFFICERS STANDARDS & TRAINING BOARD

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Performance Awards										
Short Term Disability	544		531				767			
SB 04.257 A.E.D.	10,033		9,707				14,526			
SB 06.235 S.A.E.D.	8,076		8,367				13,114			
Other	1,275		435							
[] Indicates a Non-add										
(I.E.) BASE PERSONAL SERVICES TOTAL= C+D	640,855	4.6	490,570	5.5			768,067	7.0	698,087	7.0
(I.F.) DIFFERENCE=II- I.E.									-	
(I.G.) REQUEST YEAR DECISION ITEMS										
General Fund										
Cash Funds										
Reappropriated Funds										
II. PERSONAL SERVICES REQUEST TOTAL	640,855	4.6	490,570	5.5			768,067	7.0	698,087	7.0
General Fund							-		-	
General Fund Exempt										
Cash Funds	640,855		490,570			-	768,067		698,087	
Reappropriated Funds	-		-				-		-	
Federal Funds										

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

PEACE OFFICERS STANDARDS & TRAINING BOARD

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
OPERATING EXPENSES										
2170 Waste Disposal Services	-		15				-		-	
2230 Equipment Contract Maintenance	20		53				1,250		1,250	
2231 ADP Equip Maint/Repair Services	1,664		2,294				2,250		2,250	
2232 Software Upgrades	6,167		6,481				-		-	
2240 Motor Veh Maint/Repair Svcs	-		-				-		-	
2250 Misc Rentals	-		-				-		-	
2251 Lease Motor Pool Vehicle	2,375		2,417				-		-	
2252 Motor Pool Mileage Charge	2,061		2,560				3,215		3,215	
2253 Equipment Rental	-		-				-		-	
2254 Rental of Motor Vehicles	-		88				-		-	
2255 Rental of Buildings	22,205		21,382				-		-	
2258 Parking Fees	1,320		1,320				-		-	
2259 Parking Fee Reimbursement	337		310				400		400	
2510 In State Travel	-		180				-		-	
2512 IS Personal Travel Per Diem	2,021		2,191				3,886		3,886	
2513 IS Personal Vehicle Reimbursement	320		95				-		-	
2514 State Owned Aircraft	-		-				-		-	
2520 IS Travel/Non Employee	25		53				-		-	
2522 IS/Non-Emp - Pers Per Diem			2,381				2,450		2,450	
2523 IS/Non-Emp - Pers Veh Reimb	-		2,524				2,625		2,625	
2530 Out of State Travel	122		36				150		150	
2531 OS Common Carrier Fares	645		776				500		500	
2532 OS Personal Travel Per Diem	2,776		838				225		225	
2533 OS Personal Vehicle Reimbursement	-		-				-		-	
2540 OS Travel - Non Emp	87		-				-		-	
2541 OS Non Emp - Comm Carrier	209		-				-		-	
2542 OS/Non Employee Pers Per Diem	393		-				-		-	
2550 Out of Country Travel	-		-				-		-	
2552 OC Pers Travel Reimbursement	-		-				-		-	
2630 Telephone	3,830		1,721				4,214		4,214	
2631 Comm Svcs from Outside Sources	420		455				275		275	
2641 Other ADP Billings - Purchase Services	-		-				215		215	
2650 OIT Purchased Services	-		-				-		-	
2660 Insurance	1,156		1,230				-		-	
2680 Contract Printing	5,248		6,138				8,700		8,700	
2681 Photocopy Reimbursement	-		-				-		-	
2690 Other Pur Services - Legal	12,314		15,455				18,500		18,500	
2810 Freight & Storage	-		-				-		-	
2820 Other Purchased Services	-		-				-		-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

PEACE OFFICERS STANDARDS & TRAINING BOARD

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
2830 Office Moving/Purchased Services	-		-						-	
2831 Storage - Purch Svcs	33		21							
3110 Other Supplies and Materials	-		-						-	
3112 Automotive Supplies	-		-						-	
3113 Clothing & Uniform Allowance	-		1,523						-	
3114 Custodial	-		-						-	
3115 DP Supplies	91		-				189		189	
3116 Purchase/Leased Software	46		139				-		-	
3117 Educational	-		5				75		75	
3120 Books & Subscriptions	8,959		178				212		212	
3121 Office Supplies	3,991		2,992				4,360		4,360	
3122 Microfilming/Photo. Supplies	46		97				39		39	
3123 Postage	4,336		4,976				4,250		4,250	
3124 Printing	337		174						-	
3126 Repair & Maintenance/Supplies	-		-						-	
3128 Non-Capitalized Equipment	-		1,276						-	
3131 Non-Capitalized Building Materials	-		-						-	
3132 Non-Capitalized Furn/Office Systems	-		599						-	
3140 Non-Capitalized IT PC's	802		2,488				-		-	
3141 Non-Capitalized IT - Servers	-		-				-		-	
3142 Non-Capitalized IT - Network	-		19						-	
3143 Non-Capitalized IT Other	10		5,768				-		-	
3146 Non-Capitalized IT Purchased Server	-		-				-		-	
4100 Other Operating Expenses	-		-						-	
4111 Prizes and Awards	-		-						-	
4140 Dues & Memberships	3,076		450				1,475		1,475	
4151 Interest Late Payments	-		-						-	
4170 Miscellaneous Fees	-		-						-	
4180 Official Functions	1,646		966				1,200		1,200	
4220 Registration Fees	2,040		527						-	
5110 Grants to Cities	-		-						-	
5120 Grants to Counties	-		-						-	
5520 Distributions Counties	1,628		2,925						-	
5776 State Grant - Interfund	34,685		28,809				18,040		18,040	
5781 Grants to NonGov/Organizations	1,844,682		1,836,496				2,251,152		2,296,492	
5881 Grants to NonGov/Organ			97,003							
6140 Buildings and Improves. to Bldg.	-		-						-	
6210 Other Capital Equipment	-		-						-	
6212 IT PC SW Direct Purchase	-		190				-		-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

PEACE OFFICERS STANDARDS & TRAINING BOARD

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
6213 IT Servers Direct Purchase	-		-				-		-	
6214 IT Other Direct Purchase	-		12,164						-	
6216 IT Server SW == Direct Purchase			959							
6220 Office Furn & Equip	-		-						-	
6222 Office Furniture Direct Purchase			24,703							
6280 Other Capital Equipment (direct purchase)	-		-						-	
6410 ADP Equipment-Lease Purchase	-		-						-	
7520 Intra Fund Transfer-Other	-		-						-	
Operating Expense Subtotal:	1,972,120		2,096,437				2,329,847		2,375,187	
OPERATING EXPENSE TOTAL:	1,972,120		2,096,437				2,329,847		2,375,187	
General Fund									-	
General Funds Exempt										
Cash Funds	1,972,120		2,096,437				2,329,847		2,375,187	
Reappropriated Funds										
Potted Operating Expenses										
Workers' Compensation							1,237			
Leased Vehicle Expense							2,477			
Capital Complex Lease Space							48,763			
Leased Space							-			
IT Asset Maintenance							9,082			
ADP Capital Outlay							-			
Building Security							-			
Total							61,559			
General Fund							-			
Cash Funds							61,559			
Reappropriated Funds										
FY DECISION ITEM REQUEST										
General Fund							-		-	
Cash Funds							-		-	
TOTAL POST BOARD	2,612,975	4.6	2,587,006	5.5	2,966,320	7.0	3,159,472	7.0	3,073,274	7.0
General Fund							-		-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

PEACE OFFICERS STANDARDS & TRAINING BOARD

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
General Fund Exempt	-		-				-			
Cash Funds	2,612,975		2,587,006		2,966,320		3,159,472		3,073,274	
Reappropriated Funds							-		-	
Federal Funds										
RECONCILIATION OF FUNDS/REQUEST										
Long Bill Appropriation	2,683,620	7.0	2,683,620	7.0	2,966,320		2,966,320	7.0	2,966,320	7.0
SB 13-283					20,000		20,000		20,000	
HB 13-1317 Recommendations for Retail Marijuana					76,000		76,000		76,000	
Salary Survey-Classified									-	
PBP - Classified									-	
SB 11-76 PERA Reduction	(8,920)						-		-	
PERA change back to 10.15%										
<i>DPA NP Printing Statewide Warrants and Mainframe Docs</i>										
<i>Special Bill - HB08-1397</i>							-			
<i>Supplemental HB 10-1305</i>										
Merit Pay							3,039		3,039	
Salary Survey							7,915		7,915	
Health/Life/Dental	49,285		46,496				20,946			
Short Term Disability	663		639				303			
SB 04.257 A.E.D.	10,493		13,414				2,408			
SB 06.235 S.A.E.D.	8,432		11,527				982			
Workers Compensation	1,156		1,237				1,237			
Capital Complex Lease Space/CARR BLDG	-		11,390				48,763			
Leased Space Allocation										
Vehicle Lease Allocation	2,375		2,477				2,477			
Building Security	2,169		2,371							
IT Asset Maintenance	8,550		9,082				9,082			
ADP Capital Outlay Allocation										
Rollforward from Previous FY							-			
Rollforward to Subsequent FY										
Overexpenditure/(Reversion) - GF										
Lapsed Appropriation Cash Fund	(144,848)	(2.5)	(195,247)	(1.5)						
Lapsed Appropriation Cash Fund Exempt										
TOTAL RECONCILIATION	2,612,975	4.5	2,587,006	5.5			3,159,472	7.0	3,073,274	7.0
GRAND TOTAL	2,612,975	4.6	2,587,006	5.5	3,062,320	7.0	3,159,472	7.0	3,073,274	7.0
General Fund					-		-		-	
General Fund Exempt	-		-		-		-		-	
Cash Funds	2,612,975		2,587,006		3,062,320		3,159,472		3,073,274	
Reappropriated Funds							-		-	
Federal Funds										

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law

PEACE OFFICERS STANDARDS & TRAINING BOARD

Item	Fund Number	Actual	Actual	Approp	Estimate	Request
		FY 2012	FY 2013	FY 2014	FY 2014	FY 2015
Schedule 3 Total		2,612,975	2,587,006	3,062,320	3,159,472	3,073,274
General Funds		-	-	-	-	-
General Funds Exempt		-	-	-	-	-
Cash Funds		2,612,975	2,587,006	3,062,320	3,159,472	3,073,274
Reappropriated Funds		-	-	-	-	-
Cash Funds	296					
POST Board Fund		2,612,975	2,587,006	3,062,320	3,159,472	3,073,274
Reappropriated Funds	296					
POST Board Fund Reserve		-	-	-	-	-

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

Safe2Tell

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Safe2Tell	106,805	1.0	109,781	1.0	100,686	1.0	124,448	1.0	107,471	1.0
General Fund	106,805		109,781		100,686		124,448		107,471	
General Fund Exempt	-		-		-		-		-	
Cash Funds	-		-		-		-		-	
Reappropriated Funds	0		0		0		-		0	
Federal Funds	-		-		-		-		-	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

Safe2Tell

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
I. POSITION DETAIL										
General Professional VI	93,384		93,384				96,300	1.0	96,300	1.0
TOTAL POSITION DETAIL	93,384	-	93,384	-			96,300	1.0	96,300	1.0
(I.A.) CONTINUATION FTE SALARY COSTS (Permanent FTE by position) Continuation Salary Subtotal	93,384	1.0	93,384	1.0			96,300	1.0	96,300	1.0
(I.B.) OTHER PERSONAL SERVICES										
PERA on Continuation Subtotal	6,716		9,712				9,774		9,774	
Medicare on Continuation Subtotal	1,354		1,355				1,396		1,396	
Non-Base Building Performance Awards	-		-							
Contractual	-		-							
Furlough Days	-		-							
Other	-		-							
SUBTOTAL	8,070		11,067				11,171		11,171	
(I.C.) PERSONAL SERVICES SUBTOTAL= A+B	101,454	1.0	104,451	1.0			107,471	1.0	107,471	1.0
(I.D.) POTS EXPENDITURES										
Health/Life Dental	113		110				10,210			
Salary Survey							-			
Performance Awards							-			
Short Term Disability	165		162				170			
SB 04.257 A.E.D.	2,817		2,724				3,467			
SB 06.235 S.A.E.D.	2,257		2,335				3,130			
Other										
[] Indicates a Non-add										
(I.E.) BASE PERSONAL SERVICES TOTAL= C+D	106,805	1.0	109,781	1.0			124,448	1.0	107,471	1.0
(I.F.) DIFFERENCE= II- I.E.										
(I.G.) REQUEST YEAR DECISION ITEMS										

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

Safe2Tell

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
General Fund										
Cash Funds										
Reappropriated Funds										
II. PERSONAL SERVICES REQUEST TOTAL	106,805	1.0	109,781	1.0			124,448	1.0	107,471	1.0
General Fund	106,805		109,781				124,448		107,471	
Cash Funds										
Reappropriated Funds									-	
Federal Funds									-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

Safe2Tell

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
OPERATING EXPENSES										
2230 Equipment Maintenance/Repair Svcs	-		-				-			
2231 ADP Equip Maint/Repair Services	-		-				-			
2232 Software Upgrades	-		-				-			
2254 Rental of Motor Vehicles	-		-							
2255 Rental of Buildings	-		-							
2258 Parking Fees	-		-							
2512 IS Personal Travel Per Diem	-		-							
2513 IS Personal Vehicle Reimbursement	-		-							
2532 OS Personal Travel Per Diem	-		-							
2630 Telephone	-		-							
2631 Comm Svcs from Outside Sources	-		-				-			
2641 Other ADP Billings - Purchase Services	-		-							
2660 Insurance	-		-							
2680 Contract Printing	-		-							
3115 Data Processing Supplies	-		-							
3116 Purchase/Leased Software	-		-							
3117 Educational	-		-							
3120 Books & Subscriptions	-		-							
3121 Office Supplies	-		-							
3122 Microfilming/Photo. Supplies	-		-							
3123 Postage	-		-							
3140 Non-Capitalized IT - PCs	-		-							
3141 Non-Capitalized IT - Servers	-		-							
3143 Non-Capitalized IT - Other	-		-							
3146 Non-Capitalized IT Purchased Server SW	-		-							
4140 Dues & Memberships	-		-							
4220 Registration Fees	-		-							
6212 IT Servers - Direct Purchase	-		-							
6213 IT PC SW - Direct Purchase	-		-							
Operating Expense Subtotal:	-		-				-		-	
OPERATING EXPENSE TOTAL:	-		-				-		-	
General Fund										
Reappropriated Funds	-		-				-		-	
Potted Operating Expenses										

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

Safe2Tell

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
### Workers' Compensation							-			
Leased Space Allocation							-			
IT Asset Maintenance										
ADP Capital Outlay										
Building Security							-			
Total							-			
General Fund							-			
General Fund										
Reappropriated Funds										
Projected Shortfall							-			
GF							-			
TOTAL SAFE2TELL	106,805	1.0	109,781	1.0	100,686	1.0	124,448	1.0	107,471	1.0
General Fund					100,686		124,448		107,471	
Reappropriated Funds					-		-		-	
Federal Funds									-	
RECONCILIATION OF FUNDS/REQUEST										
Long Bill Appropriation	100,686		100,686				100,686	1.0	100,686	1.0
Safe2Tell Decision Item										
Federal Grant										
Salary Survey Classified							5,226		5,226	
Perf Pay Classified							1,559		1,559	
Health/Life/Dental	4,819		3,741				10,210			
Short Term Disability							170			
SB 04.257 A.E.D.	1,371		2,957				3,467			
SB 06.235 S.A.E.D.			2,529				3,130			
Capital Complex Lease Space							-			
Workers Compensation							-			
Vehicle Lease Allocation										
IT Asset Maintenance										
ADP Capital Outlay Allocation										
Building Security							-			
Rollforward from Previous FY year										
Restriction										
Overexpenditure/(Reversion) - GF	(71)		(270)							

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

Safe2Tell

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Lapsed Appropriation Reappropriated Funds										
Lapsed Appropriation Federal Funds										
TOTAL RECONCILIATION	106,805	1.0	109,781	1.0			124,448	1.0	107,471	1.0
GRAND TOTAL	106,805	1.0	109,781	1.0	100,686	1.0	124,448	1.0	107,471	1.0
General Fund	106,805		109,781		100,686		124,448		107,471	
General Fund Exempt	-		-		-		-		-	
Cash Funds	-		-		-		-		-	
Reappropriated Funds	-		-		-		-		-	
Federal Funds							-			

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law

Safe2Tell

Item	Fund Number	Actual	Actual	Approp	Estimate	Request
		FY 2012	FY 2013	FY 2014	FY 2014	FY 2015
Schedule 3 Total		106,805	109,781	100,686	124,448	107,471
General Funds		106,805	109,781	100,686	124,448	107,471
General Funds Exempt		-	-	-	-	-
Cash Funds		-	-	-	-	-
Reappropriated Funds		-	-	-	-	-
Federal Funds		-	-	-	-	-
Reappropriated Funds		-	-	-	-	-
Federal Funds		-	-	-	-	-

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

INDIRECT COST ASSESSMENT - CRIMINAL JUSTICE & APPELLATE

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14.		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Criminal Justice & Appellate Indirect	440,209		443,705		515,376		515,376		522,392	
General Fund	-		-		-		-		-	
General Fund Exempt	-		-		-		-		-	
Cash Funds	222,031		215,830		263,029		263,029		266,609	
Reappropriated Funds	71,943		73,184		82,780		82,780		83,907	
Federal Funds	146,235		154,691		169,567		169,567		171,875	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

INDIRECT COST ASSESSMENT - CRIMINAL JUSTICE & APPELLATE

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14.		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Criminal Justice & Appellate Indirect	440,209		443,705		515,376		515,376		522,392	
General Fund							-		-	
General Fund Exempt							-		-	
Cash Funds	222,031		215,830		263,029		263,029		266,609	
Reappropriated Funds	71,943		73,184		82,780		82,780		83,907	
Federal Funds	146,235		154,691		169,567		169,567		171,875	
RECONCILIATION OF FUNDS										
Long Bill Appropriation Supplemental	451,504		446,544							
Rollforward from Previous FY										
Rollforward to Subsequent FY										
Lapsed Appropriation Cash Funds	-		0							
Lapsed Appropriation Federal Funds	(11,295)		0							
Lapsed Appropriation Reappropriated Funds	-		(2,839)							
TOTAL RECONCILIATION	440,209		443,705							

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law

INDIRECT COST ASSESSMENT - CRIMINAL JUSTICE & APPELLATE

Item	Fund Number	Actual	Actual	Approp	Estimate	Request
		FY 2012	FY 2013	FY 2014	FY 2014	FY 2015
Schedule 3 Total		440,209	443,705	515,376	515,376	522,392
General Funds		-	-	-	-	-
General Funds Exempt		-	-	-	-	-
Cash Funds		222,031	215,830	263,029	263,029	266,609
Reappropriated Funds		71,943	73,184	82,780	82,780	83,907
Federal Funds		146,235	154,691	169,567	169,567	171,875
Cash Funds		222,031	215,830	263,029	263,029	266,609
State Compensation Insurance Authority		38,452	-	-	-	-
POST Board Cash Fund		86,828	86,828	93,462	93,462	94,734
Insurance Fraud Cash Fund		96,751	129,002	169,567	169,567	171,875
Reappropriated Funds		71,943	73,184	82,780	82,780	83,907
DORA Division of Insurance Cash Fund		-	-	-	-	-
DORA Division of Securities		71,943	73,184	82,780	82,780	83,907
Federal Funds						
Medicaid Federal Grant		146,235	154,691	169,567	169,567	171,875

D) BACKGROUND INFORMATION: NATURAL RESOURCES AND ENVIRONMENT UNIT (Non-Legal Services to State Agencies).

Introduction to the Natural Resources and Environment Section

The Natural Resources and Environment Section protects and defends the interests of Colorado and its citizens in all areas of natural resources and environmental law. The Section, on behalf of the Colorado Department of Natural Resources (DNR) and the Colorado Department of Public Health and Environment (CDPHE), represents and advises state agencies, boards and commissions who regulate the development, use and conservation of the State's natural resources and protect the quality of the environment.

Section attorneys, with the support of legal and administrative assistants, provide general legal advice and represent our clients in administrative matters, rulemaking hearings, transactional matters, enforcement actions, and judicial proceedings. We help to protect legal interests in natural resources and ensure compliance with environmental laws.

Federal and Interstate Water Unit

This Unit protects the State's interests in interstate rivers with respect to both interstate water allocation and federal environmental requirements, including the National Environmental Policy Act, Endangered Species Act, and Wild and Scenic Rivers Act. The Unit also works with state water users to protect the State's interests in the timely and reasonable resolution of federal claims for water rights, including reserved water rights and claims for instream flows.

Colorado River Subunit

This Unit provides legal counsel and representation to DNR, CWCB, the State Engineer and Colorado's Commissioner to the Upper Colorado River Commission regarding the Colorado River Compacts and administration and management of the Colorado River system. The Unit's major tasks include representing the State's Colorado River interests in interstate and environmental litigations involving the Colorado River, counseling and representing the CWCB and Compact Commissioner regarding legal and policy strategies relevant to the Colorado River, preparing a litigation database of the voluminous documents relevant to the Colorado River, and assisting the State Engineer in preparing for enforcing the State's obligations under the Colorado River compacts. The Unit also represents the State's water agencies in Colorado River negotiations with the Colorado River basin states that are signatories to the Colorado River Compact, various Federal agencies and the Republic of Mexico.

CERCLA Litigation Unit

This Unit handles the legal work for seriously contaminated sites – known as Superfund sites – most of which are being cleaned up under consent decrees by those who contaminated them. The Unit works to recover the state's costs for overseeing these

cleanups from the responsible parties to the greatest extent possible. The Unit represents CDPHE to ensure cleanup work progresses in a timely fashion and is completed.

In addition, the Unit advocates on behalf of the State Natural Resources Trustees to recover damages for injuries to natural resources caused by releases of hazardous substances. The Trustees are the Executive Directors of CDPHE and DNR, and the Attorney General. The Unit serves the Trustees by assisting with the identification of injuries and negotiating or litigating to recover damages. Once recovered, the Unit assists the Trustees to determine how to allocate the recovered funds to restore or replace the injured natural resources (i.e., ground water, wildlife habitat, and fish populations).

II) PRIOR YEAR LEGISLATION

CERCLA Litigation Unit

SB 13 -113 made two revisions to CRS § 25-16-104.7. First, it allowed reimbursement of money used for litigation and settlement of the Rocky Mt. Arsenal natural resources damage claim by means other than interest earned on the recovered funds. The bill also removed a provision requiring an annual appropriation of money spent from the fund.

III) HOT ISSUES

Federal and Interstate Water Unit

The Federal and Interstate Water Unit and Colorado River Unit continue to provide the necessary highly specialized consul to state agencies and leaders. During FY 2013, the Unit started representing the State's interests in the litigation filed by Texas with the U.S. Supreme Court concerning the Rio Grande Compact, assisted the State Engineer in developing a legally defensible groundwater model and implementing the groundwater management subdistrict program in Water Division 3 (San Luis Valley), protected the State's interests regarding the Republican River Compact in arbitration and in the U.S. Supreme Court case *Kansas v. Nebraska and Colorado*, authored and filed with the U.S. Supreme Court an amicus brief concerning compact law and interpretation in *Tarrant Regional Water District v. Oklahoma*, assisted the State Engineer's Office in developing a draft Protocol for administering water rights associated with the Animas-La Plata Project, and negotiated Minute 319 to the 1944 Mexico Water Treaty on behalf of the Upper Colorado River Basin.

CERCLA Litigation Unit

Suncor Commerce City Refinery

In November 2011, a fisherman discovered oily material seeping out of the banks of Sand Creek approximately 500 feet from the confluence with the South Platte River, which is a major source of agricultural water and drinking water in northeastern Colorado. The oily material migrated in a groundwater plume off of Suncor's property, traveled under Metro

Wastewater Reclamation District's property, and daylighted on Sand Creek. Water samples confirm levels of hydrocarbons exceeded water standards. The Natural Resources Trustees representatives have worked closely with federal Trustees and reached a favorable settlement with Suncor, pending federal District Court approval of a Consent Decree in 2013.

Rocky Mountain Arsenal Natural Resources Damages Settlement

The State recovered about \$27 million from Shell Oil and the United States Army in 2008. The Natural Resources Trustees approved in July 2012 a plan to spend \$10 million of Foundation Fund money on eleven projects around the RMA / South Platt area. With matching funds, the projects total \$41 million. Several projects are moving forward, while others did not prove feasible and the Trustees will review other restoration options by late FY 2013. The Unit continues to explore ways to get \$17 Million in Restoration Fund monies released as soon as possible, now that repayment of the initial litigation funds can be expedited through SB 13-113 as discussed above.

Rocky Flats National Wildlife Refuge/Section 16 Litigation

Pursuant to authority granted in the Rocky Flats National Wildlife Refuge Act, the Fish and Wildlife Service has transferred a 300' wide right-of-way along the eastern edge of Rocky Flats to the Jefferson Parkway Public Highway Authority. In exchange, as part of a complex series of real estate transactions, 617 acres of Section 16 (formerly owned by the State Land Board) and 128 acres of privately-owned mineral rights located within the boundaries of the Refuge were added to the Refuge. Two cities, Golden and Superior, and two environmental groups sued to stop the transaction, alleging that FWS violated the National Environmental Policy Act, the Endangered Species Act, and the Rocky Flats Refuge Act. The State Natural Resources Trustees and the State Land Board, who are parties to the real estate transactions, intervened in the suit on the side of the Federal Defendants and prevailed at the trial court level. Plaintiffs appealed but did not obtain a stay of the land transactions. The Unit is assisting US DOJ on the appeal.

Natural Resources Damages Claim at Lowry Landfill CERCLA Site

The CERCLA Litigation Unit finalized settlement with the City and County of Denver, Waste Management, Inc., and generator responsible parties regarding a claim for damages to State groundwater at Lowry Landfill. \$1.2 million in damages was collected for restoration, acquisition and conservation of groundwater. Of that, \$500,000 in damages were pre-allocated for a revolving loan fund with DURA to be used for sewer and water tap repairs. CDPHE is currently working with DURA in drafting a contract to obtain the funds. The Trustees have approved 4 projects for the restoration and conservation of groundwater for the balance of the money.

Remedial Work at Idarado Mine Site

Idarado mining company is conducting additional investigation and a feasibility analysis to identify significant sources of zinc loading to Red Mountain Creek that can be addressed with remedial projects. The analysis is slated for completion by the end of 2013 with construction commencing in the spring of 2014. Meanwhile, negotiations continue with the town of Telluride regarding access and remediation of mine tailings on the valley floor. Much of the discussion revolves around the contents of an environmental covenant to protect human health and the environment from residual exposure after the cleanup.

IV) WORKLOAD MEASURES

Federal and Interstate Water Unit

The primary purpose of the Federal and Interstate Water Unit is to defend the rights and interests of the state of Colorado and its water users against claims made by federal agencies or other states. The Unit handles all matters regarding water right claims made by federal agencies, including federal reserved rights, as well as providing advice on planning and litigation related to Colorado's Compacts, interstate decrees and any other interstate agreements relating to the water resources of the State. Attorneys within the Unit have developed very specific knowledge to provide legal assistance within this specialized area of law and policy.

The major litigation currently within the Unit involves the Rio Grande Compact, the Arkansas River Compact, and the Republican River Compact. Unit attorneys have begun representing the State's interests in the Rio Grande as part of the interstate litigation Texas recently filed with the U.S. Supreme Court. Although Texas' claims are directed toward New Mexico, Colorado is a named defendant as a signatory to the Rio Grande Compact. Unit attorneys are actively involved in ensuring that the State's rights and authorities under the compact are unaffected. The Unit also continues to work with the State Engineer and affected water users to develop rules to address well impacts on surface water supplies and Colorado's Compact obligation in the Rio Grande basin. As part of that effort, Unit attorneys are defending the State Engineer's approval of Subdistrict No. 1 of the Rio Grande Water Conservation District that addresses these issues as well as working with the State Engineer and a Special Advisory Committee to promulgate Rules and Regulations to address conjunctive management and establish criteria for the beginning and end of the irrigation season for Water Division No. 3. Unit attorneys also continue to monitor developments related to both the Rio Grande Compact and the Costilla Creek Compact, not only with regards to actual water flow, but also other environmental or endangered species matters that may adversely impact Colorado's ability to meet its compact obligations.

In the Arkansas River basin, the Unit continues to provide legal advice regarding disputes with Kansas concerning the Decree and how Colorado's water resources development can continue under the terms of that Decree. Specifically, Unit attorneys are working closely with the State Engineer's Office to enforce the recently promulgated Irrigation Improvement Rules that are intended to address the potential adverse effects of increased

irrigation efficiency on compact compliance. Unit attorneys are also involved in several cases with compact implications in the Water Division 2.

Unit attorneys also continue to work with state leaders to address Colorado's compliance with the Republican River Compact. Currently, Unit attorneys are involved in four separate arbitrations concerning both Nebraska and Colorado's compliance with the Republican River Compact as well as the U.S. Supreme Court case *Kansas v. Nebraska and Colorado*. The Unit's involvement in the litigation is focused on assuring that any position taken by either Kansas or Nebraska concerning Nebraska's past non-compliance and related damages do not adversely impact Colorado's compact compliance efforts or monetary interests. Similarly, Unit attorneys are also involved in three separate arbitrations invoked by Nebraska in efforts to determine appropriate procedures for assuring future compact compliance. At the same time, Unit attorneys are in the midst of arbitrating the State's proposed Compact Compliance Pipeline and Accounting Modifications as a result of draining of Bonny Reservoir to assure Colorado's future compact compliance. If the states do not unanimously accept the four separate arbitration decisions, a state may invoke the original jurisdiction of the U.S. Supreme Court to litigate each of the matters.

Finally, Unit attorneys continue to provide legal counsel to the State Engineer and the CWCB in diverse matters with federal or interstate implications including the continuing development and operation of the Animas-La Plata project, evaluation of potential federal reserved water right claims by the U.S. Forest Service and as part of a Wild and Scenic River designations, and numerous smaller water court cases throughout the State.

Continually increasing demands for scarce water supplies, both within and outside of the State, ensure that the Unit's workload remains heavy. This workload will likely increase as the Unit attorneys continue to take the lead on interstate water matters over outside counsel, and downstream states continue to covet Colorado's compact entitlements and monitor Colorado's actions closely to gain advantages for their water users. Moreover, Unit attorneys will likely become increasingly involved in addressing legal matters associated with the development of the State Water Plan pursuant to the Governor's 2013 Executive Order.

Colorado River Subunit

The Colorado River Unit focuses on interstate issues regarding the Colorado River, including actions by other states that may impact Colorado's rights under the Colorado River Compact and the Upper Basin Compact.

The Unit attorneys provide counsel on operation of the Colorado River and its storage and other water projects under the Colorado River and Upper Colorado River Compacts. The Unit provides legal advice on interstate negotiations, agreements, legislation and litigation. These actions include monitoring implementation of interim operating criteria for management of the Colorado River reservoir system (i.e., Guidelines for Lower Basin shortages and coordinated operation of Lake Powell and Lake Mead), the Quantified

Settlement Agreement, which is intended to bring California into compliance with its 4.4 Plan, monitoring and joining proposals or litigation that may affect operation of Glen Canyon or Hoover Dams, assisting in analyzing the effects of drought on Colorado River water supplies, and assisting the Department of Natural Resources in evaluating Colorado's options to respond to Colorado River shortages. The Unit attorneys also participate in talks with the Department of Interior to finalize the Environmental Impact Statement for the Glen Canyon Long-Term Experimental and Management Plan, Environmental Assessment for the High Flow Experimental Protocol, and Environmental Impact Statement for the Re-Operation of the Aspinall Unit. Additional negotiations that the Unit attorneys are involved in include discussions with the Republic of Mexico regarding storage in United States' reservoirs, discussions within the Department of Natural Resources and with water users regarding plans for developing Colorado's apportionment under the Compacts, opportunities for implementing statewide and/or region wide water banking, and proposed ideas for adopting a statewide water plan. Unit attorneys are also actively involved in negotiating and implementing finalization of the Colorado River Cooperative Agreement consistent with compact and intrastate water laws.

Finally, the Unit is charged with the long term task of collecting documents and organizing an electronic database for those documents that relate to the development, implementation or interpretation of the Colorado River Compact or the Upper Basin Compact. This includes working with and monitoring outside vendors for the collection, scanning and organization of millions of documents. This work is in anticipation of litigation regarding these Compacts. Because this collection and organization is so time consuming, it must be accomplished well in advance of any actual litigation or disagreement and will have to be continually maintained so as to be an up to date and valuable tool for Colorado to protect its entitlement and its water users.

CERCLA Litigation Unit

The CERCLA Litigation Unit provides legal advice to the three Natural Resources Trustees regarding damages claims, and coordinates HMWMD staff, consultants, expert witnesses, and stakeholders in a timely fashion. The Unit also prepares litigation plans and budgets. Several settled natural resources damages cases will require significant legal support as stakeholder groups in the Alamosa River drainage basin, north Metro area and Lake County seek to have potential restoration projects funded from settlement monies. Similar natural resource damages restoration efforts are on-going at previously settled case sites. The Unit is in the process of developing guidance for sites involving injuries to groundwater from small releases. The Unit is also in the process of evaluating three new natural resource damage claims.

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

FEDERAL & INTERSTATE WATER UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
FEDERAL & INTERSTATE WATER UNIT	535,833	5.3	574,308	5.3	513,883	5.5	678,903	5.5	576,724	5.5
General Fund	535,833		574,308		513,883		678,903		576,724	
General Fund Exempt	-		-		-		-		-	
Cash Funds	-		-		-		-		-	
Reappropriated Funds	-		-		-		-		-	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

FEDERAL & INTERSTATE WATER UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
I. POSITION DETAIL										
First Assistant Attorney General	83,010	0.8	86,964	1.0			57,816	0.5	57,816	0.5
Senior Assistant Attorney General	28,988	0.3	53,878	0.5			102,612	1.0	102,612	1.0
Assistant Attorney General	223,980	3.2	200,353	2.8			236,856	3.0	236,856	3.0
Assistant Attorney General II	0		-				-		-	
Assistant Attorney General I	0		-				-		-	0.0
Legal Assistant II	65,580	1.0	59,765	1.0			57,528	1.0	57,528	1.0
TOTAL POSITION DETAIL	401,558	5.3	400,960	5.3			454,812	5.5	454,812	5.5
(I.A.) CONTINUATION FTE SALARY COSTS										
(Permanent FTE by position) Continuation Salary Subtotal	401,558	5.3	400,960	5.3			454,812	5.5	454,812	5.5
(I.B.) OTHER PERSONAL SERVICES										
PERA on Continuation Subtotal	29,805		42,820				46,163		46,163	
Medicare on Continuation Subtotal	5,776		6,016				6,595		6,595	
Non-Base Building Performance Awards	-		-				-		-	
Part-Time/Temporary Salaries	-		3,477				-		-	
Contractual Services	1,704		1,245				35,250		40,738	
Leave	11,883		24,811							
Overtime			3,398							
Vacancy Savings										
Other	1,057		1,428						-	
SUBTOTAL	50,225	5.3	83,196	5.3			88,008	5.5	93,496	5.5
(I.C.) PERSONAL SERVICES SUBTOTAL= A+B										
	451,783	5.3	484,156	5.3			542,820	5.5	548,308	5.5
Difference										
(I.D.) POTS EXPENDITURES										
Health/Life Dental	28,472		27,160				31,414			
Salary Survey	-		-				-		-	
Performance Award	-		-				-		-	
Short Term Disability	704		690				864			

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

FEDERAL & INTERSTATE WATER UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
SB 04.257 A.E.D.	11,181		12,037				19,542			
SB 06.235 S.A.E.D.	9,004		10,303				17,642			
Other							-			
[] Indicates a Non-add										
(I.E.) BASE PERSONAL SERVICES TOTAL=	501,145	5.3	534,344	5.3			612,282	5.5	548,308	5.5
C+D										
(I.F) DIFFERENCE= II.-I.E										
(I.G.) REQUEST YEAR DECISION ITEMS										
General Fund										
Cash Funds										
Reappropriated Funds										
II. PERSONAL SERVICES REQUEST TOTAL	501,145	5.3	534,344	5.3			612,282	5.5	548,308	5.5
General Fund	501,145		534,344				612,282		548,308	
Cash Funds										
Reappropriated Funds										

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

FEDERAL & INTERSTATE WATER UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
OPERATING EXPENSES										
1930 Litigation	1,993		5,718				8,988		8,988	
2150 2150 - Custodial Services	-		-						-	
2160 2160 - Janitorial Service	-		-						-	
2170 Waste Disposal Services	-		-						-	
2210 2210 - Bldg Maintenance/Repair Svcs	-		-						-	
2220 2220 - Building Grounds Maintenance	-		-						-	
2230 Equipment Contract Maintenance	-		-						-	
2220 Building Grounds Maintenance	-		-						-	
2231 ADP Equip Maint/Repair Services	-		-				-		-	
2232 Software Upgrades	-		-				-		-	
2240 2240 - Motor Veh Maint/Repair Svcs	-		-						-	
2251 2251 - Lease Motor Pool Vehicle	-		-						-	
2252 2252 - Motor Pool Mileage Charge	-		-						-	
2253 2253 - Equipment Rental	-		-						-	
2254 2254 - Rental of Motor Vehicles	-		153						-	
2255 Rental of Buildings	17,447		16,800				-		-	
2559 2559 - Parking Fee Reimbursement	-		-						-	
2258 Parking Fees	-		-						-	
2259			11							
2510 In State Travel	11		88				50		50	
2511 In State Common Carrier Fares	389		1,517				800		800	
2512 IS Personal Travel Per Diem	892		1,791				1,220		1,220	
2513 IS Personal Vehicle Reimbursement	250		20				-		-	
2514 State Owned Aircraft	-		-						-	
2521 2521 - IS Common Carrier Non Employee	-		-						-	
2522 2522 - IS Non-Emp - Pers Per Diem	-		-						-	
2523 2523 - IS/Non-Emp - Pers Veh Reimb	-		-						-	
2530 Out of State Travel	55		274				150		150	
2531 OS Common Carrier Fares	1,581		1,889				1,675		1,675	
2532 OS Personal Travel Per Diem	694		2,154				1,850		1,850	
2533 2533 - OS Personal Vehicle Reimbursement	-		-						-	
2550 2550 - Out of Country Travel	-		-						-	
2552 2552 - OC Pers Travel Reimbursement	-		-						-	
2630 Telephone	2,210		1,141				2,241		2,241	
2631 Comm Svcs from Outside Sources	-		2,343				2,350		2,350	
2641 Other ADP Billings - Purchase Services	5,099		55				4,822		4,822	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

FEDERAL & INTERSTATE WATER UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
2660 Insurance	908		967				-			
2680 Contract Printing	278		604				725		725	
2810 2810 - Freight & Storage	-		-						-	
2820 2820 - Other Purchased Services	-		-						-	
2830 2830 - Office Moving/Purchased Services	-		-						-	
3111 3110 - Other Supplies and Materials	-		-						-	
3112 3112 - Automotive Supplies	-		-						-	
3114 3114 - Custodial	-		-						-	
3115 DP Supplies	-		-				-		-	
3116 Purchase/Leased Software	-		-				-		-	
3117 Educational	-		-				-		-	
3120 Books & Subscriptions	-		245				200		200	
3121 Office Supplies	3		-				100		100	
3122 3122 - Microfilming/Photo. Supplies	-		-						-	
3123 Postage	434		633				545		545	
3124 3124 - Printing	-		-						-	
3126 3126 - Repair & Maintenance/Supplies	-		-						-	
3128 3128 - Non-Capitalized Equipment	-		-						-	
3132 Non-Cap. Office/Furn.	-		-						-	
3140 Non-Capitalized IT - PCs	-		-						-	
3141 Non-Capitalized IT - Servers	-		-						-	
3143 Non-Capitalized IT Other	59		-				500		500	
3144 NonCap IT-Purchased Server SW	-		-						-	
3940 3940 - Electricity	-		-						-	
3950 3950 - Gasoline	-		-						-	
4100 4100 - Other Operating Expenses	-		-						-	
4140 Dues & Memberships	1,813		-				1,450		1,450	
4151 4151 - Interest Late Payments	-		-						-	
4170 4170 - Miscellaneous Fees	-		-						-	
4180 4180 - Official Functions	-		-						-	
4220 Registration Fees	573		1,045				750		750	
6140 6140 - Buildings and Improves. to Bldg.	-		-						-	
6210 6210 - Other Capital Equipment	-		-						-	
6212 IT Servers Direct Purchase	-		-				-		-	
6213 IT PC SW Direct Purchase	-		-				-		-	
EBJJ OT RE LAW TO JUD			2,516							
Operating Expense Subtotal:	34,688		39,964				28,416		28,416	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

FEDERAL & INTERSTATE WATER UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
OPERATING EXPENSE TOTAL:	34,688		39,964				28,416		28,416	
General Fund	34,688		39,964				28,416		28,416	
General Funds Exempt										
Decision Item:							-		-	
General Fund							-		-	
Potted Operating Expenses										
#### Workers' Compensation							937			
Leased Vehicle Expense							-			
Capital Complex/Carr Bldg							35,580			
Lease Space							-			
IT Asset Maintenance							-			
ADP Capital Outlay							-			
CLE Registration Fees							1,688			
Total							38,205			
General Fund							38,205			
General Fund Exempt										
Cash Funds										
Reappropriated Funds										
TOTAL FED & INTERSTATE WATER UNIT	535,833	5.3	574,308	5.3			678,903	5.5	576,724	5.5
General Fund	535,833		574,308				678,903		576,724	
CF	-		-							
RECONCILIATION OF FUNDS										
Long Bill Appropriation/Request	513,883	5.5	513,883	5.5	513,883	5.5	513,883	5.5	513,883	5.5
<i>Supplemental HB10-1305</i>										
<i>SB 11-76 PERA Bill</i>	(11,724)								-	
<i>Salary Survey</i>							53,198		53,198	
Merit Pay							9,643		9,643	
Health/Life/Dental	24,306		26,342				30,982			
Short Term Disability	729		683				890			
SB 04.257 A.E.D.	11,333		14,179				16,871			
SB 06.235 S.A.E.D.	9,078		12,215				15,231			
Worker's Compensation			972				937			

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

FEDERAL & INTERSTATE WATER UNIT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Capital Complex Lease Space			2,483				35,580			
Lease Space	-		-				-			
Vehicle Lease Allocation	-		-				-			
IT Asset Maintenance	-		-				-			
ADP Capital Outlay Allocation	-		-				-			
Building Security	1,704		1,863				-			
Insurance Reimbursement										
CLE Registration Fees	1,688		1,688				1,688			
Rollforward from Previous FY							-			
Rollforward to Subsequent FY										
Overexpenditures (Reversions) - GF	(12,190)	(0.2)		(0.2)						
Lapsed Appropriation Cash Fund										
TOTAL RECONCILIATION	538,808	5.3	574,308	5.3			678,903	5.5	576,724	5.5
GRAND TOTAL	535,833	5.3	574,308	5.3	513,883	5.5	678,903	5.5	576,724	5.5
General Fund	535,833		574,308		513,883		678,903		576,724	
General Fund Exempt										
Cash Funds	-		0							
Reappropriated Funds										
Federal Funds										

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law

FEDERAL & INTERSTATE WATER UNIT

Item	Fund Number	Actual	Actual	Approp	Estimate	Request
		FY 2012	FY 2013	FY 2014	FY 2014	FY 2015
Schedule 3 Total		535,833	574,308	513,883	678,903	576,724
General Funds		535,833	574,308	513,883	678,903	576,724
General Funds Exempt		-	-	-	-	-
Cash Funds		-	-	-	-	-
Reappropriated Funds		-	-	-	-	-
Cash Funds						
Fund 13H Attorney Fees		-	-		-	-
Reappropriated Funds		-	-			

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

DEFENSE OF THE COLORADO RIVER COMPACT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
DEFENSE OF THE COLORADO RIVER COMPACT	323,410	3.0	267,883	2.6	335,198	3.0	392,173	3.0	352,290	3.0
General Fund	23,055		-		-		56,975		-	
General Fund Exempt	-		-		-		-		-	
Cash Funds	294,878		267,883		335,198		335,198		352,290	
Reappropriated Funds	5,477		-		-		-		-	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

DEFENSE OF THE COLORADO RIVER COMPACT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
I. POSITION DETAIL										
First Assistant Attorney General	15,928	0.2	47,784	0.5			57,816	0.5	57,816	0.5
Assistant Attorney General	132,226	1.8	75,121	1.1			114,390	1.5	114,390	1.5
Assistant Attorney General II										
Assistant Attorney General I										
Legal Assistant II	69,432	1.0	69,432	1.0			70,824	1.0	70,824	1.0
TOTAL POSITION DETAIL	217,586	3.0	192,337	2.6			243,030	3.0	243,030	3.0
(I.A.) CONTINUATION FTE SALARY COSTS										
	217,586	3.0	192,337	2.6			243,030	3.0	243,030	3.0
(Permanent FTE by Position Continuation Salary Subtotal)										
(I.B.) OTHER PERSONAL SERVICES										
PERA on Continuation Subtotal	16,508		21,875				24,668		24,668	
Medicare on Continuation Subtotal	2,136		1,765				3,524		3,524	
Non-Base Building Performance Awards	-		0				-		-	
Part-Time/Temporary Salaries	-		0				-		-	
Contractual Services	27,307		2,058				47,092		59,695	
Leave	-		0				-		-	
Furlough	-		0				-		-	
Overtime	-		0				-		-	
Other	883		1,101				-		-	
SUBTOTAL	46,833		26,798				75,283		87,887	
(I.C.) PERSONAL SERVICES SUBTOTAL= A+B										
	264,419	3.0	219,136	2.6			318,313	3.0	330,917	3.0
(I.D.) POTS EXPENDITURES										
Health/Life Dental	9,742		10,573				16,929			
Salary Survey	-		-				-			
Performance Awards	-		-				-			
Short Term Disability	381		333				430			
SB 04.257 A.E.D.	6,033		6,056				7,777			
SB 06.235 S.A.E.D.	4,844		5,198				6,683			
Other	-		-				-			

[] Indicates a Non-add

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

DEFENSE OF THE COLORADO RIVER COMPACT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
(I.E.) BASE PERSONAL SERVICES TOTAL=C+D	285,419	3.0	241,295	2.6			350,132	3.0	330,917	3.0
(I.G.) REQUEST YEAR DECISION ITEMS										
General Fund										
Cash Funds										
Reappropriated Funds										
II. PERSONAL SERVICES REQUEST TOTAL	285,419	3.0	241,295	2.6			350,132	3.0	330,917	3.0
General Fund	21,000						36,307			
Cash Funds	264,419		241,295				313,825		330,917	
Reappropriated Funds							-		-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

DEFENSE OF THE COLORADO RIVER COMPACT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
OPERATING EXPENSES										
1930 1930 - Litigation	200		2,415				7,563		7,563	
2150 Custodial Services	-		0						-	
2160 Janitorial Service	-		0						-	
2170 Waste Disposal Services	-		0						-	
2210 Bldg Maintenance/Repair Svcs	-		0						-	
2220 Building Grounds Maintenance	-		0						-	
2230 Equipment Contract Maintenance	-		0						-	
2231 ADP Equip Maint/Repair Services	-		0						-	
2232 Software Upgrades	-		0						-	
2240 Motor Veh Maint/Repair Svcs	-		0						-	
2251 Lease Motor Pool Vehicle	-		0						-	
2252 Motor Pool Mileage Charge	-		0						-	
2253 Equipment Rental	-		0						-	
2254 Rental of Motor Vehicles	-		99						-	
2255 Rental of Buildings	9,516		0						-	
2258 Parking Fees	-		0						-	
2259 Parking Fee Reimbursement	22		0						-	
2510 In State Travel	50		11						-	
2511 In State Common Carrier Fares	-		0						-	
2512 IS Personal Travel Per Diem	-		321				154		154	
2513 IS Personal Vehicle Reimbursement	-		0						-	
2520 IS Travel/Non Employee	-		0						-	
2522 IS Non-Emp - Pers Per Diem	-		0						-	
2530 Out of State Travel	1,202		248				675		675	
2531 OS Common Carrier Fares	11,391		3,533				5,258		5,258	
2532 OS Personal Travel Per Diem	4,049		1,555				2,585		2,585	
2533 OS Personal Vehicle Reimbursement	-		0						-	
2550 Out of Country Travel	-		0						-	
2552 OC Pers Travel Reimbursement	229		0						-	
2630 Telephone	237		10				493		493	
2631 Comm Svcs from Outside Sources	263		1,580				1,250		1,250	
2641 Other ADP Billings - Purchase Services	1,915		26				285		285	
2660 Insurance	495		0						-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

DEFENSE OF THE COLORADO RIVER COMPACT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
2680 Contract Printing	-		0						-	
3115 DP Supplies	-		0						-	
3116 Purchase/Leased Software	-		0						-	
3117 Educational	-		0						-	
3120 Books & Subscriptions	-		35						-	
3123 Postage	11		22						-	
3121 Office Supplies	-		635						-	
3140 Noncapitalized IT - PCs	-		0						-	
3141 Noncapitalized IT - Servers	-		0						-	
3143 Non-Capitalized IT Other	-		0						-	
3146 Non-Capitalized IT Purchased Server SW	-		0						-	
4140 Dues & Memberships	429		40				610		610	
4170 Miscellaneous Fees	-		0						-	
4180 Official Functions	-		82						-	
4220 Registration Fees	2,504		2,440				2,500		2,500	
6212 IT Servers - Direct Purchase	-		0						-	
6214 IT Other - Direct Purchase	-		12,164						-	
EBJJ Law to Judicial	-		1,372						-	
Operating Expense Subtotal:	32,514		26,588				21,373		21,373	
OPERATING EXPENSE TOTAL:	32,514		26,588				21,373		21,373	
General Fund	2,055									
General Funds Exempt										
Cash Funds	30,459		26,588				21,373		21,373	
Reappropriated Funds							-			
ROLLFORWARD	5,477						-			
RF: Lit Document Group	5,477									
Allocated Operating POTS										
Workers' Compensation							511			
Leased Vehicle Expense										
Carr Building							19,407			
IT Asset Maintenance							-			
Communication Service Payments							-			

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

DEFENSE OF THE COLORADO RIVER COMPACT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
ADP Capital Outlay							-			
CLE Registration Fees							750			
Total							20,668		-	
General Funds							20,668		-	
Reappropriated Funds							-			
Dec Item									-	
General Fund									-	
Cash Funds									-	
Cash Funds Exempt										
TOTAL COLORADO RIVER LITIGATION	323,410	3.0	267,883	2.6			392,173	3.0	352,290	3.0
General Fund	23,055		-				56,975		-	
General Fund Exempt									-	
Cash Funds	294,878		267,883				335,198		352,290	
Reappropriated Funds	5,477		-				-		-	
Federal Funds										
RECONCILIATION OF FUNDS										
Long Bill Appropriation	335,198	3.0	335,198	3.0	335,198	3.0	335,198	3.0	335,198	3.0
<i>SB 11-76 PERA Bill</i>	-4278				0		-		-	
<i>PERA going back to 10.15%</i>										
Salaury Sur vey	-		-				14,902		14,902	
Merit Pay							3,676		2,189	
Health/Life/Dental	9,752						3,287			
Short Term Disability	389						390			
SB 04.257 A.E.D	6,072						7,385			
SB 06.235 S.A.E.D.	4,843						6,667			
Worker's Compensation							511			
Carr Building							19,407			
Vehicle Lease Allocation							-			
IT Asset Maintenance	-		-				-			
Office Suite Upgrade							-			
Storage Lease Space										

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

DEFENSE OF THE COLORADO RIVER COMPACT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
ADP Capital Outlay Allocation							-			
Communication Service Payments										
ALJ Allocation										
CLE Registration Fees	1,125						750			
Building Security	930									
Rollforward to Subsequent FY	(70,021)						-			
Rollforward	75,498				0		-			
Overexpenditure/(Reversion)										
Lapsed Appropriation Cash Fund	(36,098)	0.0	(67,315)	(0.5)						
Lapsed Appropriation GF Funds										
TOTAL RECONCILIATION	323,410	3.0	267,883	2.5			392,173	3.0	352,289	3.0
GRAND TOTAL	323,410	3.0	267,883	2.6	335,198	3.0	392,173	3.0	352,290	3.0
General Fund	23,055		-				56,975		-	
Cash Funds	294,878		267,883		335,198		335,198		352,290	
Reappropriated Funds	5,477		-		-		-		-	

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law

DEFENSE OF THE COLORADO RIVER COMPACT

Item	Fund Number	Actual	Actual	Approp	Estimate	Request
		Actual FY 12	Actual FY 13	Approp FY 14	Estimate FY 14	Request FY 15
Schedule 3 Total		323,410	267,883	335,198	392,173	352,290
General Funds		23,055	-	-	56,975	-
General Funds Exempt		-	-	-	-	-
Cash Funds		294,878	267,883	335,198	335,198	352,290
Reappropriated Funds		5,477	-	-	-	-
Cash Funds						
Water Conservation Board Litigation Fund		294,878	267,883	335,198	335,198	352,290
Reappropriated Funds						
Water Conservation Board Litigation Fund		5,477	-	-	-	-

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

DEFENSE OF THE REPUBLICAN RIVER COMPACT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
DEFENSE OF THE REPUBLICAN RIVER COMPACT	64,156	-	196,138	-	469,265	-	469,265	-	110,000	-
General Fund	-		-		-		-		-	
General Fund Exempt	-		-		-		-		-	
Cash Funds	64,156		196,138		469,265		469,265		110,000	
Reappropriated Cash Funds	-		-		-		-		-	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

DEFENSE OF THE REPUBLICAN RIVER COMPACT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Personal Services										
Part-Time/Temporary Salaries										
Prof Contractual Services/Litigation	34,547		106,361				420,224		88,991	
Purchased Services- Professional										
Termination/Retirement Payouts										
Overtime Wages										
Other:										
Vacancy Savings										
Subtotal:	34,547		106,361				420,224	-	88,991	-
Total Personal Services Continuation	34,547		106,361				420,224	-	88,991	-
PERSONAL SERVICES TOTAL	34,547		106,361				420,224		88,991	-
General Fund	-		-							
General Fund Exempt	-		-							
Cash Funds	34,547		106,361				420,224		88,991	
Reappropriated Cash Funds							-		-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

DEFENSE OF THE REPUBLICAN RIVER COMPACT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
OPERATING EXPENSES										
1930 Litigation	21,405		72,250				30,500		16,250	
2254 Rental of Motor Vehicles			55							
2258 Parking Fees	-		-							
2559 Parking Fee Reimbursement	-		-							
2510 In State Travel	92		-							
2512 IS Personal Travel Per Diem	549		248							
2513 IS Personal Vehicle Reimbursement	-		60							
2520 IS Travel/Non Employee	-		-							
2523 IS/Non-Emp - Pers Veh Reimb	-		-							
2530 Out of State Travel	1,058		1,237				2,500		450	
2531 OS Common Carrier Fares	3,186		5,347				6,000		2,200	
2532 OS Personal Travel Per Diem	3,029		9,621				4,250		1,825	
2533 OS Personal Vehicle Reimbursement	-		-							
2550 Out of Country Travel	-		-							
2552 OC Pers Travel Reimbursement	-		-							
2630 Telephone	5		62				31		31	
2681 Photocopy Reimbursement	-		-				260		98	
3117 Educational	-		-							
3120 Books & Subscriptions	-		-							
3121 Office Supplies	-		-							
3122 Microfilming/Photo. Supplies	-		-							
3123 Postage	285		834				5,500		155	
4151 Interest - Late Payments			39							
4220 Registraion Fees			25							
Operating Expense Subtotal:	29,609		89,777				49,041		21,009	
OPERATING EXPENSE TOTAL:	29,609		89,777				49,041		21,009	
General Fund	-		-				-		-	
General Funds Exempt										
Cash Funds	29,609		89,777				49,041		21,009	
Reappropriated Cash Funds							-		-	
Potted Operating Expenses										
Workers' Compensation										
Leased Vehicle Expense										
Capital Complex Lease Space										
IT Asset Maintenance										

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

DEFENSE OF THE REPUBLICAN RIVER COMPACT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
ADP Capital Outlay										
Total							-			
General Fund										
Rollforward	-		-				-		-	
Cash Funds							-		-	
Reappropriated Cash Funds	-		-				-			
TOTAL DEFENSE OF THE REPUBLICAN RIVER	64,156	-	196,138	-			469,265	-	110,000	-
General Fund	-		-				-		-	
General Fund Exempt	-		-				-		-	
Cash Funds	64,156		196,138				469,265		110,000	
Reappropriated Cash Funds	-		-				-		-	
RECONCILIATION OF FUNDS										
Long Bill Appropriation	110,000		110,000		110,000		110,000			
Special Bills										
<i>HB 12-1248 additional spending</i>			110,000		359,265		359,265			
<i>Supplemental SB09-192</i>										
Salary POTS										
Health/Life/Dental										
Short Term Disability										
Worker's Compensation										
Capital Complex Leased Space Allocation										
Vehicle Lease Allocation										
IT Asset Maintenance										
ADP Capital Outlay Allocation										
Rollforward to Subsequent FY							-			
Rollforward from Previous FY							-			
Overexpenditure/(Reversion) - GF										
Lapsed Appropriation Reappropriate Funds										
Lapsed Appropriation Cash Funds	(45,844)		(23,862)							
Total	64,156		196,138				469,265			
GRAND TOTAL	64,156	0.0	196,138	0.0	469,265	0.0	469,265	0.0	110,000	0.0
General Fund	-		-				-		-	
General Fund Exempt	-		-				-		-	
Cash Funds	64,156		196,138		469,265		469,265		110,000	
Reappropriated Cash Funds	-		-				-		-	
Federal Funds										

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law

DEFENSE OF THE REPUBLICAN RIVER COMPACT

Item	Fund Number	Actual	Actual	Approp	Estimate	Request
		FY 2012	FY 2013	FY 2014	FY 2014	FY 2015
Schedule 3 Total		64,156	196,138	469,265	469,265	110,000
General Funds		-	-	-	-	-
General Funds Exempt		-	-	-	-	-
Cash Funds		64,156	196,138	469,265	469,265	110,000
Reappropriated Cash Funds		-	-	-	-	-
Cash Fund						
Colorado Water Conservation Board		64,156	196,138	469,265	469,265	110,000
Cash Funds Exempt						
Colorado Water Conservation Board		-	-	-	-	-

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

CONSULTANT EXPENSE

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
CONSULTANT EXPENSE	106,426		139,581		400,000		400,000	-	400,000	-
General Fund	-		-		-		-		-	
General Fund Exempt	-		-		-		-		-	
Cash Funds	106,426		139,581		400,000		400,000		400,000	
Reappropriated Funds	-		-		-		-		-	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

CONSULTANT EXPENSE

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
CONSULTANT EXPENSE TOTAL	106,426		139,581		400,000		400,000		400,000	
General Fund										
General Fund Exempt										
Cash Funds	106,426		139,581		400,000		400,000		400,000	
Reappropriated Funds			-				-		-	
RECONCILIATION OF FUNDS										
Long Bill Appropriation	400,000		400,000				400,000			
<i>Supplemental</i>	-		-				-			
Rollforward from Previous FY	-		0				-			
Rollforward to Subsequent FY							-			
Overexpenditure/(Reversion)							-			
Lapsed Appropriation RF			0				-			
Lapsed Appropriation Cash Funds	(293,574)		(260,419)							
TOTAL RECONCILIATION	106,426		139,581				400,000			

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law

CONSULTANT EXPENSE

Item	Actual FY 12	Actual FY 13	Approp FY 14	Estimate FY 14	Request FY 15
	Total Funds	Total Funds	Total Funds	Total Funds	Total Funds
Schedule 3 Total	106,426	139,581	400,000	400,000	400,000
General Fund				-	-
General Fund Exempt				-	-
Cash Funds	-	139,581	400,000	400,000	400,000
Reappropriated Funds	106,426	-	-	-	-
Cash Funds					
Attorneys Fees and Costs	7,426	-	50,000	50,000	50,000
DNR Water Conservation	99,000	139,581	350,000	350,000	350,000
Reappropriated Funds					
Attorneys Fees and Costs	-	-		-	-

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION & LIABILITY ACT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
CERCLA	387,178	3.8	394,204	3.2	460,629	3.5	535,256	3.5	484,300	3.5
General Fund							-		-	
General Fund Exempt	-		-		-		-		-	
Cash Funds	-		-		-		-		-	
Reappropriated Funds	387,178		394,204		460,629		535,256		484,300	
Federal Funds	-		-		-					

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION & LIABILITY ACT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
I. POSITION DETAIL										
Senior Assistant Attorney General	24,890	0.3	62,909	0.7			69,993	0.7	69,993	0.7
Assistant Attorney General	206,421	2.9	158,493	1.9			168,556	2.2	168,556	2.2
Assistant Attorney General II										
Assistant Attorney General I										
General Professional V	56,642	0.6	60,335	0.6			57,773	0.6	57,773	0.6
Legal Assistant II										
TOTAL POSITION DETAIL	287,954	3.8	281,737	3.2			296,321	3.5	296,321	3.5
(I.A.) CONTINUATION FTE SALARY COSTS	287,954	3.8	281,737	3.2			296,321	3.5	296,321	3.5
(Permanent FTE by Position) Continuation Salary Subtotal										
(I.B.) OTHER PERSONAL SERVICES										
PERA on Continuation Subtotal	22,074		25,722				30,077		30,077	
Medicare on Continuation Subtotal	3,399		2,811				4,297		4,297	
Non-Base Building Performance Awards	-		-				-		-	
Part-Time/Temporary Salaries			1,170							
Furlough	-		-						-	
Contractual Services	5,381		4,185				132,055		138,592	
Annual Leave Payout	4,746		1,606				-		-	
Overtime							-		-	
Vacancy Savings							-		-	
Sick Leave	2,539		-				-		-	
Other Employee Benefits	184		176				-		-	
SUBTOTAL	38,322		35,670				166,428		172,965	
(I.C.) PERSONAL SERVICES SUBTOTAL=										
A+B	326,276	3.8	317,408	3.2			462,750	3.5	469,287	3.5
(I.D.) POTS EXPENDITURES										
Health/Life Dental	13,740		13,678				11,743			
Salary Survey										
Performance Awards										

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION & LIABILITY ACT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Short Term Disability	507		430				563			
SB 04.257 A.E.D.	8,106		8,083				10,668			
SB 06.235 S.A.E.D.	6,525		6,935				9,630			
Other										
[] Indicates a Non-add										
(I.E.) BASE PERSONAL SERVICES TOTAL= C+D	355,154	3.8	346,534	3.2			495,354	3.5	469,287	3.5
(I.F.) DIFFERENCE- II- I.E.										
(I.G.) REQUEST YEAR DECISION ITEMS										
General Fund										
Cash Funds										
Reappropriated Funds										
II. PERSONAL SERVICES REQUEST TOTAL	355,154	3.8	346,534	3.2			495,354	3.5	469,287	3.5
General Fund							-		-	
General Funds Exempt										
Cash Funds										
Reappropriated Funds	355,154		346,534				495,354		469,287	
Federal Funds										

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION & LIABILITY ACT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
OPERATING EXPENSES										
1930 Litigation	580		1,241				5,673		5,673	
2170 Waste Disposal Services	-		-				-		-	
2230 IT Hardware Maint/Repair Svcs	-		-				-		-	
2231 ADP Equip Maint/Repair Services	-		-				250		250	
2232 IT Software Mntc/Upgrade Svcs	-		-				380		380	
2255 Rental of Buildings	11,102		10,692							
2258 Parking Fees	-		-							
2259 Parking Feee Reimbursement	11		-							
2510 In-State Travel	-		124				-		-	
2511 In-State Common Carrier Fares	-		-				-		-	
2512 IS Personal Travel Per Diem	-		602				-		-	
2513 IS Personal Vehicle Reimbursement	-		-				-		-	
2530 Out of State Travel	142		-				-		-	
2531 OS Common Carrier Fares	1,734		(530)				-		-	
2532 OS Personal Travel Per Diem	2,080		-				-		-	
2630 Telephone	7,334		5,596				3,750		3,750	
2631 Comm Svcs from Outside Sources	-		595				-		-	
2641 Other ADP Billings - Purchase Services	271		22				972		972	
2660 Insurance	578		614				-		-	
2680 Contract Printing	364		255				200		200	
2820 Other Purchased Servs	-		-				-		-	
3115 DP Supplies	-		-				-		-	
3116 Purchase/Leased Software	-		-				33		33	
3117 Educational	-		-							
3120 Books & Subscriptions	1,519		1,324				1,500		1,500	
3121 Office Supplies	203		-				345		345	
3123 Postage	25		31				129		129	
3140 Non-Capitalized IT PC's	2,364		-							
3141 Non-Capitalized IT Servers	-		-							
3143 Non-Capitalized IT - Other	34		-							
3146 Non-Capitalized IT Purchased Server Software	-		-							
4140 Dues & Memberships	1,153		-				960		960	
4180 Official Functions	-		664							

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION & LIABILITY ACT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
4220 Registration Fees	2,532		784				718		718	
6212 IT Servers Direct Purchase	-		-				104		104	
6214 IT Other Direct Purchase	-		24,328				-		-	
EBJJ DOL to JUD			1,328							
Operating Expense Subtotal:	32,025		47,670				15,013		15,013	
OPERATING EXPENSE TOTAL:	32,025		47,670				15,013		15,013	
General Fund	-		-				0		0	
Cash Funds										
Reappropriated Funds	32024.6		47,670				15,013		15,013	
ROLLFORWARD	-		-							
General Fund	-		-							
Reappropriated Funds										
Potted Operating Expenses										
Workers' Compensation							595			
Leased Vehicle Expense										
Carr Building							22,982			
Lease Space										
IT Asset Maintenance										
ADP Capital Outlay										
CLE Registration Fees							1,312			
Total							24,889			
General Fund							-			
Reappropriated Funds							24,889			
Rollforward - Previous Year	-		-				-			
General Fund Exempt							-			
FY013 DECISION ITEM REQUEST										
General Fund									-	
Refinance									-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION & LIABILITY ACT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
FY 13 DPA NP									-	
General Fund									-	
Cash Funds Exempt									-	
LONG BILL APPROPRIATION					460,629					
GF					0					
RF					460,629					
SPECIAL BILLS										
SB 11-76 PERA										
GF							-			
RF					0		-			
TOTAL CERCLA	387,178	3.8	394,204	3.2	460,629	3.5	535,256	3.5	484,300	3.5
General Fund					-		-			
General Fund Exempt	-		-				-			
Cash Funds					-					
Reappropriated Funds	387,178		394,204		460,629		535,256.00		484,300	
Federal Funds										
RECONCILIATION OF FUNDS										
Long Bill Appropriation	460,629	3.5	460,629	3.5			460,629	3.5	460,629	3.5
<i>Supplemental SB09-192</i>										
HB 10-1329 CF to RF										
PERA back to 10.15% from 7.65%									-	
SB 11=76 PERA	(7,947)						-		-	
Salary Survey							18,876		18,876	
Merit Pay							4,795		4,795	
Health/Life/Dental	11,009		12,024				6,877			
Short Term Disability	469		497				518			
SB 04.257 A.E.D.	7,415		9,233				9,813			
SB 06.235 S.A.E.D.	5,958		7,934				8,859			
Worker's Compensation	578		618				595			
Capital Complex Lease Space	11,102		10,695				22,982			
Lease Space			-				-			
Vehicle Lease Allocation			-				-			

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION & LIABILITY ACT

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
IT Asset Maintenance			-				-			
Building Security	1,084		1,186				-			
ADP Capital Outlay Allocation										
CLE Registration Fees	938		1,312				1,312			
Rollforward from Previous FY										
Rollforward to Subsequent FY										
Overexpenditure/(Reversion)- GF	-		-							
Lapsed Appropriation General Funds Exempt										
Lapsed Appropriation Reappropriated Funds	(104,057)		(109,924)	(0.3)						
TOTAL RECONCILIATION	387,178	3.5	394,204	3.2			535,256	3.5	484,300	3.5
GRAND TOTAL	387,178	3.8	394,204	3.2	460,629	3.5	535,256	3.5	484,300	3.5
General Fund	-		-		-		-		-	
General Fund Exempt	-		-				-		-	
Cash Funds	-		-				-		-	
Reappropriated Funds	387,178		394,204		460,629		535,256		484,300	
Federal Funds	-		-							

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law		COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION & LIABILITY ACT				
Item	Fund Number	Actual	Actual	Approp	Estimate	Request
		FY 2012	FY 2013	FY 2014	FY 2014	FY 2015
Schedule 3 Total		387,178	394,204	460,629	535,256	484,300
General Funds		-	-	-	-	-
General Funds Exempt		-	-	-	-	-
Cash Funds		-	-	-	-	-
Reappropriated Funds		387,178	394,204	460,629	535,256	484,300
Federal Funds						
Reappropriated Funds						
Hazardous Substance Response Fund		387,178	394,204	460,629	535,256	484,300

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law **COMPREHENSIVE ENVIRON RESPONSE COMPEN & LIAB ACT CONTRACTS**

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
CERCLA CONTRACTS	300,440	-	207,991	-	425,000		425,000	-	425,000	-
General Fund	-		-		-		-		-	
General Fund Exempt	-		-		-		-		-	
Cash										
Reappropriated Funds	300,440		207,991		425,000		425,000		425,000	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law **COMPREHENSIVE ENVIRON RESPONSE COMPEN & LIAB ACT CONTRACTS**

Item	Actual FY 11		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
CERCLA CONTRACTS										
1920 - Purchased Services - Professional	300,440		207,991				425,000		425,000	
Rollforward	-		-				-		-	
General Fund Exempt							-			
Reappropriated Funds										
CERCLA CONTRACTS TOTAL	300,440		207,991		425,000		425,000		425,000	
General Fund	-		-		-		-		-	
General Fund Exempt							-			
Reappropriated Funds	300,440		207,991		425,000		425,000		425,000	
RECONCILIATION OF FUNDS										
Long Bill Appropriation	425,000		425,000		425,000		425,000		425,000	
<i>Supplemental</i>										
HB 10-1329 Solid Waste Tipping Fees Ref	-		-							
GF to RF									0	
Rollforward from previous FY							0			
Rollforward to Subsequent FY	-		-							
Reversion GF							0			
Reversion RF	(124,560)		(217,009)							
TOTAL RECONCILIATION	300,440		207,991		425,000		425,000		425,000	
GF										
RF	300,440		207,991		425,000		425,000		425,000	

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law

COMPREHENSIVE ENVIRON RESPONSE COMPEN & LIAB ACT CONTRACTS

Item	Actual FY 12	Actual FY 13	Approp FY 14	Estimate FY 14	Request FY 15
	Total Funds	Total Funds	Total Funds	Total Funds	Total Funds
Schedule 3 Total	300,440	207,991	425,000	425,000	425,000
General Fund	-	-	-	-	-
General Fund Exempt	-	-	-	-	-
Reappropriated Funds	300,440	207,991	425,000	425,000	425,000
Cash Funds					
Reappropriated Funds					
Hazardous Substance Response Fund	300,440	207,991	425,000	425,000	425,000

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

ROCKY MOUNTAIN ARSENAL

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
NATURAL RESOURCE DAMAGE										
CLAIMS AT ROCKY MOUNTAIN ARSENAL	-	-	-	-	50,000	-	50,000	-	50,000	-
General Fund	-		-		-		-		-	
General Fund Exempt	-		-		-		-		-	
Cash Funds	-		-		-		-		-	
Reappropriated Funds	-		-		50,000		50,000		50,000	
Federal Funds	-		-		-		-		-	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

ROCKY MOUNTAIN ARSENAL

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
I. POSITION DETAIL										
Senior Assistant Attorney General										
Assistant Attorney General I										
Assistant Attorney General II	-	0.0	-	0.0			-			
TOTAL POSITION DETAIL	-	0.0	-	0.0			-	0.0	-	0.0
(I.A.) CONTINUATION FTE SALARY COSTS										
(Permanent FTE by position)										
Continuation Salary Subtotal	-	0.0	-	0.0			-	0.0	-	0.0
(I.B.) OTHER PERSONAL SERVICES										
PERA on Continuation Subtotal	-		-				-		-	
Medicare on Continuation Subtotal	-		-				-		-	
Non-Base Building Performance Awards	-		-				-		-	
Part-Time/Temporary Salaries	-		-				-		-	
Contractual	-		-				50,000		50,000	
Other	-		-							
SUBTOTAL	-		-				50,000		50,000	
(I.C.) PERSONAL SERVICES SUBTOTAL= A+B										
	-	0.0	-	0.0			50,000		50,000	
(I.D.) POTS EXPENDITURES										
Health/Life Dental	-		-				-		-	
Salary Survey	-		-				-		-	
Performance Awards	-		-				-		-	
Short Term Disability	-		-				-		-	
SB 04.257 A.E.D.	-		-				-		-	
SB 06.235 S.A.E.D.	-		-				-		-	
Other	-		-							
[] Indicates a Non-add										
(I.E.) BASE PERSONAL SERVICES TOTAL= C+D										
	-	0.0	-	0.0			50,000		50,000	0.0

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

ROCKY MOUNTAIN ARSENAL

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
(I.F.)DIFFERENCE= II- I.E.										
(I.G.) REQUEST YEAR DECISION ITEMS							-			
General Fund										
Cash Funds										
Reappropriated Funds										
II. PERSONAL SERVICES REQUEST (AGGREGATE ADJUSTMENTS TO THE BASE APPROPRIATION)										
Previous Year Long Bill									50,000	0.0
Salary Survey-Classified									-	
PBP - Classified									-	
Salary Survey Exempt									-	
PBP - Exempt									-	
OSPB .2% Base Reduction									-	
SPECIAL BILLS:										
Subtotal									50,000	
II. PERSONAL SERVICES REQUEST TOTAL	-	0.0	-	0.0			50,000	0.0	50,000	0.0
General Fund	-		-				-		-	
Cash Funds	-		-				50,000		50,000	
Reappropriated Funds									-	
Federal Funds									-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

ROCKY MOUNTAIN ARSENAL

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
OPERATING EXPENSES										
1930 - Litigation									-	
2170 Waste Disposal Services	-		-							
2230 Equipment Maintenance/Repair Svcs	-		-							
2231 ADP Equip Maint/Repair Services	-		-							
2232 Software Upgrades	-		-							
2240 Motor Veh Maint/Repair Svcs	-		-							
2251 Lease Motor Pool Vehicle	-		-							
2252 Motor Pool Mileage Charge	-		-							
2253 Equipment Rental	-		-							
2254 Rental of Motor Vehicles	-		-							
2255 Rental of Buildings	-		-							
2258 Parking Fees	-		-							
2559 Parking Fee Reimbursement	-		-							
2510 In State Travel	-		-							
2512 IS Personal Travel Per Diem	-		-							
2513 IS Personal Vehicle Reimbursement	-		-							
2520 IS Travel/Non Employee	-		-							
2523 IS/Non-Emp - Pers Veh Reimb	-		-							
2530 Out of State Travel	-		-							
2531 OS Common Carrier Fares	-		-							
2532 OS Personal Travel Per Diem	-		-							
2533 OS Personal Vehicle Reimbursement	-		-							
2550 Out of Country Travel	-		-							
2552 OC Pers Travel Reimbursement	-		-							
2630 Telephone	-		-							
2631 Comm Svcs from Outside Sources	-		-							
2641 Other ADP Billings - Purchase Services	-		-							
2660 Insurance	-		-							
2680 Contract Printing	-		-							
3115 Data Processing Supplies	-		-							
3116 Purchase/Leased Software	-		-							
3117 Educational	-		-							
3123 Postage	-		-							
3140 Non-Capitalized IT- PC's	-		-							
3141 Non-Capitalized IT- Servers	-		-							
3143 Non-Capitalized IT - Other	-		-							
3146 Non-Capitalized IT - Purchased Server SW	-		-							
4140 Dues & Memberships	-		-							
4151 Interest Late Payments	-		-							
4170 Miscellaneous Fees	-		-							
4180 Official Functions	-		-							

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

ROCKY MOUNTAIN ARSENAL

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
4220 Registration Fees	-		-							
6140 Buildings and Improves. to Bldg.	-		-							
6210 Other Capital Equipment	-		-							
6212 IT Servers Direct Purchase	-		-							
6213 IT PC SW Direct Purchase	-		-							
Operating Expense Subtotal:	-		-				-		-	
OPERATING EXPENSE TOTAL:	-		-				-		-	
General Fund	-		-				-		-	
Cash Funds	-		-				-		-	
Reappropriated Funds							-		-	
ROLLFORWARD							-		-	
General Fund							-		-	
Cash Funds							-		-	
Allocated Operating POTS										
Workers' Compensation							-			
Leased Space Allocation							-			
IT Asset Maintenance							-			
ADP Capital Outlay							-			
Total							-		-	
General Fund							-			
Cash Fund										
Reappropriated Funds										
Budget Amendment										
FY 10 BRI#01							-	0.0	-	0.0
Cash Funds							-	-	-	
Special Bill HB 07-1357 Litigation Cost										
General Fund									-	
Cash Funds									-	
TOTAL ROCKY MOUNTAIN ARSENAL	-	0.0	-	0.0			50,000	-	50,000	0.0
General Fund	-		-				-		-	
Cash Funds	-		-				50,000		50,000	
Reappropriated Funds	-		-				-		-	
Federal Funds									-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

ROCKY MOUNTAIN ARSENAL

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
RECONCILIATION OF FUNDS										
Long Bill Appropriation	150,000	0.0	50,000	0.0			50,000	0.0		
<i>Supplemental</i>										
Salary POTS							-			
Health/Life/Dental							-			
Short Term Disability							-			
SB 04.257 A.E.D.							-			
SB 06.235 S.A.E.D.							-			
Capital Complex Lease Space							-			
Workers Compensation							-			
Vehicle Lease Allocation							-			
IT Asset Maintenance							-			
ADP Capital Outlay Allocation							-			
CLE Registration Fees	-		-				-			
Rollforward from Previous FY							-			
Rollforward to Subsequent FY										
Restriction										
Overexpenditure/(Reversion) - GF										
Lapsed Appropriation Cash Funds	(150,000)	0.0	(50,000)	0.0						
Lapsed Appropriation Federal Funds										
TOTAL RECONCILIATION	0	0.0	0	0.0			50,000	0.0		
GRAND TOTAL	-	0.0	-	0.0	50,000	0.0	50,000	0.0	50,000	0.0
General Fund	-		-				-		-	
General Fund Exempt	-		-				-		-	
Cash Funds	-		-			-	-		-	
Reappropriated Funds	-		-		50,000		50,000		50,000	
Federal Funds	-		-				-		-	

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law		ROCKY MOUNTAIN ARSENAL				
Item	Fund Number	Actual	Actual	Approp	Estimate	Request
		FY 2012	FY 2013	FY 2014	FY 2014	FY 2015
Schedule 3 Total		-	-	50,000	50,000	50,000
General Funds		-	-	-	-	-
General Funds Exempt		-	-	-	-	-
Cash Funds		-	-	-	-	-
Reappropriated Funds		-	-	50,000	50,000	50,000
Federal Funds		-	-	-	-	-
Cash Funds						
CDPHE Hazardous Substance Response Fund		-	-	-	-	-
Reappropriated Funds						
CDPHE Hazardous Substance Response Fund		-	-	50,000	50,000	50,000

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law INDIRECT COST ASSESSMENT - NATURAL RESOURCES

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
INDIRECT COST ASSESSMENT	43,414		43,414		46,731		46,731	-	47,367	-
General Fund										
General Fund Exempt										
Cash Funds	-		-		-		-		-	
Reappropriated Funds	43,414		43,414		46,731		46,731		47,367	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law INDIRECT COST ASSESSMENT - NATURAL RESOURCES

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
INDIRECT COST ASSESSMENT	43,414		43,414		46,731		46,731		47,367	
Cash Funds					-		-		-	
Reappropriated Funds	43,414		43,414		46,731		46,731		47,367	
INDIRECT COST ASSESSMENT	43,414		43,414		46,731		46,731		47,367	
Cash Funds					-		-		-	
Reappropriated Funds	43,414		43,414		46,731		46,731		47,367	
RECONCILIATION OF FUNDS										
Long Bill Appropriation										
HB 10-1329 Solid Waste Users Fees	43,414		43,414		46,731		46,731		47,367	
Lapsed Spending Authority CF										
TOTAL RECONCILIATION							46,731			

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law

INDIRECT COST ASSESSMENT - NATURAL RESOURCES

Item	Fund Number	Actual	Actual	Approp	Estimate	Request
		FY 2012	FY 2013	FY 2014	FY 2014	FY 2015
Schedule 3 Total		43,414	43,414	46,731	46,731	47,367
General Funds						
General Funds Exempt						
Cash Funds		-	-	-	-	-
Reappropriated Funds		43,414	43,414	46,731	46,731	47,367
Reappropriated Funds		43,414	43,414	46,731	46,731	47,367
CDPHE Haz Sub Response Fund		43,414	43,414	46,731	46,731	47,367
Federal Funds						

(I) BACKGROUND INFORMATION: CONSUMER PROTECTION UNITS

There are two units that enforce the provisions of the Colorado Consumer Protection Act (“CCPA”) (Colo. Rev. Stat. §§ 6-1-101, *et seq.*). The Consumer Fraud Unit handles traditional consumer protection matters such as false advertising, Internet marketing scams and charitable fraud cases.

The Antitrust, Tobacco and Consumer Protection Unit handles the Colorado Antitrust Act (“Antitrust Act”) (Colo. Rev. Stat. §§ 6-4-101, *et seq.*), several specialized consumer protection statutes, such as the No-Call List Act (Colo. Rev. Stat. §§ 6-1-901, *et seq.*) and all of the consumer protection laws designed to address mortgage fraud and foreclosure rescue schemes. *See, e.g.,* Colo. Rev. Stat. § 12-61-904.5, 12-61-911 and § 38-40-105 (governing mortgage loan originator conduct), Colo. Rev. Stat. § 6-1-717, (governing appraisal fraud) and Colo. Rev. Stat. § 6-1-1100, *et seq.*, (Colorado Foreclosure Protection Act). This unit also enforces the Tobacco Master Settlement Agreement and related tobacco laws (Colo. Rev. Stat. §§ 39-28-201, *et seq.* – Tobacco Escrow Funds Act; and Colo. Rev. Stat. §§ 39-28-301, *et seq.* – Certified Brands Directory Act). Below is a description of how these units handle their enforcement efforts under their statutory provisions.

Consumer Fraud

Consumer fraud investigations and prosecutions are handled by a variety of attorneys, investigators, and support staff through both Units. While most cases are brought under the Colorado Consumer Protection Act, these Units also bring cases under the Charitable Solicitations Act and the Motor Vehicle Repair Act. In addition to purely local cases, attorneys and staff periodically participate in national or multi-state enforcement activities with their counterparts in the Attorney General Offices of other states and with the Federal Trade Commission.

Antitrust

The Attorney General’s antitrust enforcement efforts are directed at protecting consumers and legitimate competitors from a whole range of anticompetitive conduct, including price fixing, conspiracies to suppress competition and mergers that will unreasonably restrain fair competition. The Attorney General has exclusive jurisdiction to enforce the civil and criminal provisions of the Colorado Antitrust Act. The Attorney General also

participates in merger reviews in conjunction with the FTC where the industry at issue implicates statewide interests of concern in Colorado.

The Antitrust, Tobacco and Consumer Protection Unit has one full-time lawyer who enforces the Colorado Antitrust Act and the federal antitrust laws. This lawyer is also responsible for enforcement of the no-call laws, discussed below. This position is funded from the general fund.

Tobacco Settlement Enforcement

Since the State's settlement of the tobacco litigation against the major domestic tobacco companies in 1998, this unit has monitored compliance with the numerous injunctive terms and payment obligations under the Master Settlement Agreement ("MSA") and the Smokeless Tobacco Master Settlement Agreement ("STMSA"). Under these agreements the companies have agreed to a host of marketing restrictions, including a prohibition on youth marketing. Also under these agreements, the companies pay anywhere from \$80.0 - \$100.0 Million to the general fund of the State of Colorado each year. The fluctuations in payments depend on various complex adjustments provided for under the MSA which relate to sales volume by the participating companies and market share loss to manufacturers that are not part of the MSA (so called, "nonparticipating manufacturers" or "NPMs").

This unit monitors compliance with the settlement and ensures Colorado's interests are protected in the MSA's payment calculations. This unit also enforces statutes that require NPMs to pay an escrow on their sales that approximates what they would owe under the settlement. The Colorado Department of Revenue (DOR) also has enforcement responsibilities with regard to these escrow requirements, and this unit works closely with DOR on this enforcement. The Antitrust, Tobacco and Consumer Protection Unit has one full-time lawyer who is funded out the tobacco settlement funds to handle these functions.

The “diligent enforcement” arbitration proceedings provided for under the MSA has occupied a significant amount of time for this unit since 2006. Through this arbitration, the tobacco companies can challenge the State’s enforcement of the NPM escrow obligations. If it is determined through this arbitration that our enforcement was not diligent, the payment Colorado receives under the settlement can be reduced significantly. After nearly seven years of litigation, Colorado recently received a determination that it diligently enforced the tobacco escrow laws against NPMs. This determination, however, only applies to enforcement undertaken in 2003. While this favorable resolution will likely influence arbitrations for years 2004 - 2012, these proceedings still need to be undertaken to determine the diligence of our enforcement efforts during these years. Work on the arbitrations for these latter years continues and will continue in FY 14-15.

No-Call Enforcement

The No-Call List Act was enacted in 2002. Since that time over 3.4 Million residential phone numbers have been registered on the no-call list. The no-call list and other procedural aspects of the no-call program are administered by the Public Utilities Commission (“PUC”). However, enforcement of violations are handled by one investigator and one lawyer within the Antitrust, Tobacco and Consumer Protection Unit. The lawyer splits his time between this work and antitrust enforcement. The investigator position is funded in part through the fees generated by telemarketers who buy the no-call lists each quarter. The attorney position is funded through general funds.

The Attorney General investigates complaints that are reported to the PUC of suspected no-call violations. These investigations involve some detailed work to ensure that the jurisdictional elements of the No-Call List Act are satisfied. They also involve extensive investigation to identify the suspects or telemarketers involved in the violation. As discussed below, these investigations are labor intensive because violators use calling technologies that make it difficult to trace the calls back to them.

Mortgage Fraud and Foreclosure Prevention

To address the rise in mortgage fraud and foreclosure rescue fraud, the General Assembly passed the Foreclosure Protection Act in 2006 and four mortgage fraud bills in 2007. Also, as part of the 2007 mortgage fraud bills the Antitrust, Tobacco and Consumer Protection Unit was staffed with one lawyer FTE and two investigator FTEs to enforce these new laws and the Foreclosure Protection Act. These three new positions are funded through the licensing fees that are paid by mortgage originators to get licensed with the Division of Real Estate's Mortgage Loan Originator Program.

During FY 12-13, significant resources have been devoted to implementing and monitoring the historic \$25.0 billion settlement with the five major mortgage servicing companies, Bank of America, Wells Fargo, JP Morgan Chase, Citibank and Ally/GMAC ("the National Mortgage Settlement"). This settlement resolved several state and federal claims related to the banks' foreclosure and loan servicing practices. It was the largest settlement reached in a joint federal - state investigation. The federal agencies participating in this settlement were the U.S. Department of Justice, the U.S. Department of Housing and Urban Development, the Consumer Protection Financial Bureau and the U.S. Department of Treasury. Forty-nine state Attorneys General and state banking departments participated in this settlement.

As a result of this settlement the servicing companies agreed to provide at least \$20.0 billion in loan relief to homeowners who are struggling to pay their mortgages. This loan relief can come in the form of reducing the principal balance of the loan in conjunction with a loan modification that will allow a borrower to have an affordable monthly payment. It can also come in the form of refinancing a borrower who is current on the loan, but who has been unable to take advantage of the historically low interest rates during FY 12-13. Credit can also be earned for granting relief that avoids a foreclosure and gets the home back on the market, such as a short sale. The banks also agreed to a detailed 42-page injunction and monitoring plan which regulates the way they conduct foreclosures and handle loan modification requests. One lawyer from this unit serves on the monitoring committee for this nationwide settlement. This activity consumes a significant amount of time and it is expected that this will continue to be the case through FY 14-15 when the settlement expires.

In addition to this relief, \$51.17 Million in custodial funds were paid to Colorado under the National Mortgage Settlement to help prevent

foreclosures and stabilize the housing market. During FY 11-12 this office worked with the Governor's Office, the Division of Housing, the leadership in both the state House and Senate and the housing community to devise a plan to spend this money in a way that will prevent foreclosures and stabilize housing. After holding public hearings and soliciting comments from numerous interested stakeholders this office announced the following funding for existing and new foreclosure prevention and housing stabilization programs:

- ▶ \$24.0 Million for supplemental loan mod programs
- ▶ \$18.196 Million for affordable housing programs
- ▶ \$5.625 Million for housing counseling support over three years
- ▶ \$1.5 Million for Colorado Legal Services over three years
- ▶ \$1.1 Million to the Colorado Foreclosure Hotline for an additional three years of operation and funding for marketing and outreach to distressed homeowners
- ▶ \$750,000 for Colorado Attorney General's Office enforcement and monitoring support

The funding for these programs will continue for three years through FY 14-15. As a result of this settlement this unit has added two contract lawyers, both of whom are funded through the custodial funds recovered in National Mortgage Settlement. One of these lawyers has primary responsibility for monitoring the programs that have been established with the custodial funds. This position will continue through FY 14-15.

The other lawyer works directly with consumers facing foreclosure in an effort to assist them with the loan modification process. This lawyer receives written complaints that these borrowers submit to our office and escalates them to executive level contacts that our office has established with the servicing companies. Each of these complaints is reviewed at the highest levels of the major mortgage servicers. This escalation process afforded these particular homeowners an independent review of their request for assistance. Sometimes as a result of this review, the homeowner obtains relief that they otherwise would not have gotten had they not filed a complaint with our office.

During FY12-13 this unit also continued its mortgage fraud enforcement efforts. Two major enforcement efforts occupied the unit's remaining resources during FY 12-13 and will continue to do so through FY 14-15. First, our office along with DOJ and 17 other state Attorney General Offices have

filed consumer protection claims against Standard and Poor's Rating Services, Inc. as a result of its ratings of mortgage-backed securities. *In re: Standard & Poor's Rating Agency Litigation*, Civil Action No. 13-MD-2446 (JMF) (SDNY). This action has been consolidated with 14 other state actions in the Southern District of New York. DOJ and the states brought these actions because of the important role that S&P played in the financial crisis. Its ratings were relied upon by investors and the public to assess the creditworthiness of complex securities, such as mortgage-backed securities. DOJ and the states alleged that its conflicts of interests were allowed to influence its ratings of mortgage-backed securities. These AAA ratings failed to recognize the true creditworthiness of these securities. When the financial crisis started in 2008 these securities were downgraded to junk status. This action is being handled by the mortgage fraud lawyer who is funded from the mortgage fraud funding.

Second, during FY12-13 our office has stepped up the investigation of six law firm and their related companies regarding their foreclosure billing practices. This investigation was commenced in FY11-12. The complexity and number of parties involved has required our unit to add staff. Three lawyers who are funded through the general fund have been assigned to this investigation full-time. In addition, the two mortgage fraud investigators work full-time on this investigation. We have also hired an additional three contract lawyers to assist with this investigation. The contract lawyers are being funded with mortgage fraud custodial funds. We anticipate that this staffing will be necessary through FY14-15 for this investigation.

(II) PRIOR YEAR LEGISLATION

There was no legislation passed last year that will impact our workflow during FY 13-14.

III) HOT ISSUES

The Antitrust, Tobacco and Consumer Protection Unit will have three major focuses during FY14-15:

1. Bring a successful conclusion to the programs established under the settlement to prevent foreclosures and promote housing;
2. Continue to prosecute the Standard & Poor's litigation; and

3. Continue to the investigation into billing practices of Colorado's foreclosure law firms.

IV) WORKLOAD MEASURES

Workload Indicators

As discussed in previous budget submissions, quantifiable workload measures are difficult to formulate for the type of consumer protection work that is done by these two units. It is impossible to predict how long any particular litigation will last, or the extent to which a single case will consume unit resources.

Moreover, quantifiable measures such as consumer complaints filed and population growth have been poor predictors of the consumer protection caseload. For example, no-call complaints continue to decrease each year, yet nearly 3.4 Million phone numbers are registered on the no-call list. However, the advent of new calling technology and more diffused telemarketing strategies have actually increased the investigative burden on the no-call enforcement staff. In a similar vein, homeowners who have been sold risky loans through deceptive trade practices, or lost their homes to fraudulent foreclosure rescue scams seldom file complaints with our office regarding these practices. However, mortgage fraud and foreclosure rescue fraud has accounted for the greatest portion of this unit's work during the past seven fiscal years.

This unit's experience with the foreclosure crisis provides a case-in-point as to why these artificial measures are poor predictors of workload and why they should not be used to set targets or project workload. We have found that our limited resources are best guided by enforcement priorities that respond to current issues that are affecting a large number of consumers, such as the foreclosure crisis. These current issues can arise quickly, such as the robo-signing scandal, which led to the National Mortgage Settlement. Or they can be revealed by a qualitative analysis of complaints. In any event, we have found that being guided by quantifiable indicators such as consumer complaints or population growth are not accurate indicators of workload or the targets that should be pursued.

For these reasons it is difficult to establish benchmarks for enforcement of these laws. In addition, as a prosecutor it would be inappropriate for the Attorney General to set quotas for the number of cases or investigations

commenced. Therefore, the benchmarks set in the reports below are not an indication of actual goals. In some instances no benchmarks are set. Rather strategic objectives will continue to guide these units' enforcement priorities.

CORE OBJECTIVES AND PERFORMANCE MEASURES

CONSUMER FRAUD

Objective: Identify and prevent deceptive trade practices in marketplaces affecting Colorado consumers and businesses

Performance Measure	Outcome	FY 12 Actual		FY 13 Actual		FY 14 Estimate		FY 15 Request	
		Incidents	Change	Incidents	Change	Incidents	Change	Incidents	Change
Investigate and either sue or settle with individuals or entities that are engaged in deceptive trade practices	Target	60		70		70		70	
	Actual	55	-25%	27	-51%	70	0%	70	0%

Strategy:

The strategy of both Units continues to be, as it has in the past, to investigate those companies attracting both the largest number and the most discernable pattern of complaints alleging a deceptive trade practice. The consumer intake unit analyzes complaint volume and patterns and regularly communicates to the attorneys within the unit those businesses attracting the most compelling consumer allegations of deceptive advertising and sales practices. The unit also confers with other law enforcement agencies including the FTC, postal service, FBI, and state district attorney's offices to determine what investigations merit the resources of this unit. When investigations confirm the allegations of deceptive trade practices the unit proceeds with prosecution alternatives ranging from voluntary changes to business practices to Formal Assurances of Discontinuance to Complaints for restitution, fines, attorney fees and injunctive relief.

This figure represents investigations and cases that were worked on during FY 13 under the Colorado Consumer Protection Act and Charitable Fraud Act. This figure represents the following actions:

- 24 investigations opened

- 11 settlements, assurances of discontinuance or stipulated final judgments reached in cases, regardless of when they were opened
- 8 lawsuits filed

Performance Evaluation: The number of lawsuits filed and the number of settlements/judgments obtained was consistent with last year but lower than prior years. Significant time and resources are being spent on larger cases and to our increased efforts at enforcing judgments and to collect hidden assets. One attorney spent approximately 40% of his time this past year on a case that resulted in a \$330 million dollar stipulated judgment. Another continues to conduct investigations of large for profit colleges while monitoring former settlements and ensuring that injunctive orders are followed. The large magazine investigation resulted in a judgment of over \$6 million and much time has been spent post judgment on collection including the filing of motions to set aside fraudulent transfers and to seize undisclosed assets. Our charitable fraud attorney obtained a restraining order and a seizure of assets against a nationwide charity.

ANTITRUST

Objective: Preserve competition in marketplaces affecting Colorado consumers and businesses by investigating and resolving conduct that is anticompetitive and unreasonably restricts trade in Colorado.

Performance Measure	Outcome	FY 12 Actual		FY 13 Actual		FY 14 Estimate		FY 15 Request	
		Incidents	Change	Incidents	Change	Incidents	Change	Incidents	Change
Investigate and either sue or settle with individuals or entities that are engaged in anticompetitive conduct such as price fixing, agreeing to restrain trade or entering into mergers that unreasonably restrict competition	Target	8		10	20%	10	--	10	--
	Actual	9	12.5%	12	25%				

Strategy:

The antitrust enforcement strategy is to leverage our limited resources by participating in investigations and cases with the Department of Justice, the Federal Trade Commission and other state Attorney General Offices. Anticompetitive practices with the most profound impact on Colorado residents are usually perpetrated by companies operating on a nationwide basis. With just one antitrust lawyer who also splits his time on enforcement of the no-call laws, this unit can leverage our enforcement efforts by coordinating with other state and federal antitrust enforcement agencies. This strategy allows us to take on those practices that have widespread harm within the state and across the nation. This strategy will continue to be used.

Performance Evaluation:

As a result of this strategy we were able to fulfill our goal of providing protecting for Colorado consumers by leveraging limited resources. The e-books lawsuit provides a good example as to the effectiveness of this strategy. In April 2012 Colorado, along with 32 state Attorney General Offices, filed suit against five publishers and Apple for price fixing on best-selling books that are distributed electronically and read by consumers on tablets or other electronic devices. This is a nationwide practice that Colorado could not handle on its own with just one attorney. This strategy has resulted in \$166.0 million in settlements with five publishers, and resulted in a finding that Apple participated in this price-fixing conspiracy.

The figure reported for FY12-13 reports the number of cases investigated, litigated or brought to resolution through settlement or judgment. They include traditional investigations of anticompetitive conduct, such as price fixing and agreements to restrain competition. They also include reviews of mergers that threatened to reduce competition. These activities are broken down as follows:

- The trial and finding entered against Apple in which the court concluded that Apple conspired with eBook publishers to raise the price of eBooks.
- 3 investigations opened to conduct that may be anticompetitive
- 8 settlements reached, including 5 with the publishing companies that conspired with Apple to raise the price of eBooks. These settlements resulted in \$166.0 million to consumers nationwide.

TOBACCO

Objective: Ensure that the Master Settlement Agreement continues to protect consumers and fair competition in the tobacco industry by enforcing the anti-youth marketing and honest advertising requirements contained in this agreement and protecting the payments owed to Colorado under this settlement.

Performance Measure	Outcome	FY12 Actual		FY 13 Actual		FY 14 Estimate		FY 15 Request	
		Incidents	Change	Incidents	Change	Incidents	Change	Incidents	Change
Participate in MSA proceedings to ensure that proper payments are made under the settlement to Colorado.	Target	NA		10		12		12	
	Actual	13	30%	12	- 8.5%				

Performance Measure	Outcome	FY 12 Actual		FY 13 Actual		FY 14 Estimate		FY 15 Request	
		Incidents	Change	Incidents	Change	Incidents	Change	Incidents	Change
Diligently enforce the tobacco laws requiring escrow payments by NPMs and certification of compliant brands by all tobacco manufacturers	Target	NA		NA		85		85	
	Actual	95		85	-10.5%				

Strategy:

The strategy for tobacco enforcement is to protect Colorado's settlement payments under the MSA. This is composed of two main functions. The first is to ensure that Colorado's diligent enforcement efforts are presented in the multistate arbitration that is currently pending with regard to the nonparticipating manufacturer (NPM) adjustment.

The other strategy that this unit employs to protect the MSA payments is to diligently enforce the tobacco escrow and certification laws relating to the MSA. Under these laws, an NPM must make certifications as to its sales in Colorado and pay an escrow equivalent to \$0.029 per cigarette. In addition, all tobacco manufacturers regardless of whether they are NPMs or parties to the MSA must certify the brands that they intend to sell in Colorado. If certified, the brands are published on a certified brands directory. This certification process provides an effective way to ensure compliance with the MSA, and therefore, protect Colorado's payment under the MSA.

Performance Evaluation:

In FY 12-13, Colorado participated in the NPM Arbitration hearings and had its own state-specific arbitration. The arbitration panel determined that Colorado was diligent in the enforcement of its tobacco escrow laws against the NPMs and that our office had a "culture of compliance". This positive result is likely to influence the arbitrations in later years. This positive result means that Colorado's payment will not be reduced for the 2003 sales year and bodes well for protection of our payment in later years.

The number reported in table #1 represents participation in proceedings that are conducted under the MSA for the processing of payments. This number has held steady for the last two fiscal years. Most of the work, however, is related to the diligent enforcement proceedings.

With regard to certification review, this unit has met our goal of reviewing each escrow certification and certification made for the certified brands directory in a timely manner. The numbers reported in table #2 represent certifications reviewed and other enforcement efforts to ensure NPM compliance. This number has declined because the number of NPMs selling cigarettes in Colorado has declined over time. The certifications are then published to all retailers and provide them with up to date information about brands that may be sold in Colorado. By timely reviewing these certifications and publishing them to retailers, we are able to deter the sale of unauthorized brands in Colorado. This measure has proven to be an effective way to ensure that only compliant brands are sold in Colorado. This control measure in turn protects the MSA payments to Colorado.

No-Call

Objective: Ensure that residential privacy is protected by actively enforcing the Colorado No-Call List Act.

Performance Measure	Outcome	FY 12 Actual		FY 13 Actual		FY 14 Estimate		FY 15 Request	
		Incidents	Change	Incidents	Change	Incidents	Change	Incidents	Change
Identify telemarketers who are responsible for the most number of violations and take immediate action to bring them into compliance with the No-Call Act.	Target	22		24	9%	30	25%	30	--
	Actual	19	5%	15	-21%				

Strategy:

No-call enforcement continues to be a challenge as a result of telemarketers that use calling technologies that conceal their location and telephone numbers. The most common no-call violations are committed by companies that are located in other states and even outside of the country. They telemarket on a nationwide basis. They use auto-dialer devices that do not scrub calling lists against the no-call list. They use calling technologies that conceal the identity of telemarketers and make it difficult to trace the call back to them.

To identify these violators our strategy had been to use traditional investigative techniques to trace these calls back to the telemarketer. This enforcement approach is labor intensive. It requires the issuance of numerous subpoenas to local telecom carriers, Internet service providers and financial institutions to identify the particular telemarketer originating the calls. We have also coordinated information sharing among other state Attorney General Offices and the FTC.

Despite our best efforts, we have been unable to make a meaningful difference in stopping unwanted calls by telemarketers who are located out of state or out of the country and who are using these call-masking techniques. Our office is not alone among law enforcement agencies across the country having this same problem. The FTC held a robo-call summit on October 18, 2012 to discuss this issue. See <http://www.ftc.gov/opa/2012/10/robocalls.shtm>. Our office attended, along with interested telecom stakeholders. The focus of the summit was to identify alternative ways to identify and stop these violators. The FTC even offered a \$50,000 reward to

contestants who submitted creative ideas for stopping these calls. See <http://www.ftc.gov/opa/2012/10/robocalls3.shtm>.

In FY13-14 this office is changing its enforcement strategy. First, we are going to focus on text message complaints. This is a common occurrence and we are working on a system to collect complaints about these violations. We are also participating in a coordinated law enforcement effort to stop cramming of unauthorized charges on wireless bills. Common unauthorized charges generally arise out of free offers for new ring tones or daily horoscope texts. Third, we are going to focus on violators who we can quickly identify. We have adopted a strategy to quickly identify them and then stop their calls. These violators usually operate for a limited time and on a small scale. While these violators account for approximately 10% of our complaints, stopping these telemarketers will at least reduce the number of unwanted calls.

Performance Evaluation:

Unfortunately the strategy discussed above has not resulted in less unwanted calls. This is a problem common to other law enforcement agencies nationwide. This has caused a shift in our enforcement strategy, as discussed above.

MORTGAGE AND FORECLOSURE RESCUE FRAUD

Objective: Preserve and stabilize home ownership in Colorado by helping delinquent borrowers save their homes from foreclosure and preventing exploitation of homeowners in foreclosure.

Performance Measure	Outcome	FY 12 Actual		FY 13 Actual		FY 14 Estimate		FY 15 Request	
		Incidents	Change	Incidents	Change	Incidents	Change	Incidents	Change
Enforce the mortgage fraud and foreclosure rescue fraud laws in order to protect a borrower from foreclosure or unfair loan terms.	Benchmark	140		140		NA*		NA*	
	Actual	138		15*					

* This figure represents new investigations, settlements or filings that were initiated or completed under the mortgage fraud and foreclosure relief statutes in FY 12-13. This figure does measure the results of foreclosure prevention programs which are discussed below. It also does not account for the new change in strategy this unit pursued in FY 12-13 and will continue to pursue through FY14-15. It also provides an example of how our enforcement efforts are driven by strategic priorities rather than artificial targets that are based on complaints filed or population trends. As discussed above these factors are poor predictors of the enforcement priorities that this unit serves. Rather we will continue to be strategic in our choice of enforcement objectives. For this reason no benchmarks are provided for FY 13-14 or FY 14-15.

Strategy:

As discussed in last year's budget submission this unit is pursuing a new strategy that is focused on alleviating the foreclosure crisis in Colorado. This new strategy is designed to prevent unnecessary foreclosures. The National Mortgage Settlement has put in place the financial incentives, injunctive terms and state-level funding that has allowed us to pursue this new strategy. Therefore, during FY 12-13 through FY14-15 this unit will focus more on running programs to prevent foreclosure and less on enforcement actions against entities violating the mortgage fraud and foreclosure relief laws. As stated in last year's budget narrative, this unit will employ three strategies to try to avoid foreclosure and the rescue scams that prey on homeowners trying to save their homes.

1. Actively monitoring the National Mortgage Settlement to ensure that relief is provided to homeowners in need. Our office serves on the monitoring committee which is tasked with working with the settlement monitor to ensure that the major mortgage servicers are following the requirements necessary to evaluate a modification request and provide meaningful relief to struggling homeowners.
2. Implement and fund the settlement programs that are designed to help borrowers avoid foreclosure.
3. Continue to devote one full-time staff to escalate complaints to the major mortgage servicers in FY 13-14. As foreclosures continue to decline and the servicing companies improve their systems for assisting delinquent borrowers an assessment will be made as to the need to continue this position in FY 14-15.

Performance Evaluation:

The National Mortgage Settlement and our Colorado-specific programs have helped alleviate the foreclosure crisis and stabilize the housing market during FY12-13. The Colorado Division of Housing [reports](#) that foreclosures are at their lowest point since 2007. In addition, Metro Denver area housing prices have recovered to their pre-financial crisis peak sent in July 2006.

<http://www.divisionofhousing.com/2013/08/case-shiller-metro-denver-home-price.html#.UkmlNtznAU>.

The National Mortgage Settlement and Colorado-specific programs have helped contribute to these positive results. Below are the results of the National Mortgage Settlement and related programs during FY 12-13:

1. Loan Relief Granted under the National Mortgage Settlement: The settlement has delivered loan relief in the amount of \$425.0 Million to 7,500 homeowners in Colorado. This relief means that there were 7,500 less foreclosures because of the settlement in FY12-13. This nearly doubles the amount of relief that we estimated at the outset of the settlement. Nationwide over \$51.0 Billion in loan relief has been granted to 643,726 borrowers. Again, this represents a significant number of foreclosures avoided nationwide as a result of this settlement.

2. Affordable Housing Gains: The foreclosure crisis has created an expensive rental market as homeowners leave their homes for rental housing. The Division of Housing also reports that vacancy rates are at historical lows and that rental rates are at an all time high. http://www.divisionofhousing.com/search/label/vacancy%20surveys#.UkdC_9znaUk. As a result of this situation, the Attorney General provided just over \$13.1 million to the Colorado Division of Housing to offer funding that would stimulate the construction of more affordable rental housing. As a result of this funding 900 affordable housing units have been preserved or created in Denver, Loveland and Ft. Collins. An additional \$5.0 Million has been provided to repurpose Ft. Lyon as a residential treatment and housing facility for homeless veterans. As a result of this funding, the Division of Housing has been able to retrofit Ft. Lyon. Residents started to be admitted in September 2013, just in time to provide some help with those displaced by the flooding. It is anticipated that up to 300 homeless veterans will be housed at Ft. Lyon and receive treatment there.
3. Supplemental Loan Programs: The Attorney General established two loan funds with \$24.0 million to provide relief to homeowners who don't qualify for relief under the National Mortgage Settlement. Both of these loan programs got up and running in late 2012 and early 2013. We are still working with the major servicers to get them to recognize these assistance programs. But so far with limited participation of the servicers these programs have provided assistance to 27 homeowners. We will work with the major servicers to get them onboard with these programs throughout FY 13-14.
4. Housing Counseling Support: The Attorney General committed just over \$5.6 million to increase the availability of housing counseling throughout Colorado. These housing counselors are HUD approved nonprofit counselors who charge nothing for their services and can provide expert advice to homeowners. Four out of five homeowners who contact a counselor are able to save their home or work out an arrangement that avoids a foreclosure. This free service is the best way for struggling homeowners to get assistance. It also provides an alternative to the loan mod and foreclosure relief scams that prey on vulnerable homeowners.

As a result of this funding, 18 housing counseling agencies have been able to expand their services to homeowners across the state. In particular five agencies have received rural expansion funding which has resulted in coverage of areas that had limited service or had previously not been served, including the counties of Archuleta, Garfield, Delta, Montrose, Moffat, Rio Blanco, Crowley, Otero, Bent, Teller, Chaffee, Lake and Gunnison. Overall 182 households have received counseling as a result of this increased funding.

5. Colorado Foreclosure Hotline: The Colorado Foreclosure Hotline is a service that was founded in 2006 in response to the foreclosure crisis. Homeowners who are in need of assistance call the hotline and are connected with a nonprofit, HUD approved housing counselor. Of the additional \$1.1 Million provided to the hotline, \$600,000 is for continued operation of the hotline through FY 14-15. The other \$500,000 is used to increase marketing of the hotline. As a result of this extra funding the hotline undertook two significant marketing initiatives in FY 12-13 and promoted grassroots awareness in areas hit hardest by the foreclosure crisis. This extra funding increased call volume, which translated directly into free

help for homeowners struggling with their mortgages.

6. Colorado Legal Services: In FY 12-13 Colorado received the first of three \$500,000 grants to support servicers for homeowners who are in foreclosure or in default on their loans. As a result of this funding CLS has been able to expand legal aid services to homeowners across the state. CLS added lawyers in Denver, Grand Junction, Ft. Collins, Greeley, Pueblo and Colorado Springs to provide free legal services to clients who qualified for representation. In FY 12-13 CLS also launched a statewide tollfree assistance line and provided representation to 318 clients.
7. Attorney General Escalation Program: The \$750,000 retained by the Attorney General's Office has allowed us to hire a full time lawyer to review mortgage fraud complaints and determine which ones to escalate to the servicing companies. In FY 12-13 1,745 complaints have been filed and 626 were escalated to the servicing companies.

D) BACKGROUND INFORMATION: CONSUMER CREDIT UNIT

This Unit enforces seven state laws relating to consumer credit and debt collections. As of July 1, 2013, it has a combined FTE total of 20 consisting of 4 attorney positions and 16 classified staff positions.

Consumer Credit:

The Consumer Credit unit enforces the Colorado Uniform Consumer Credit Code (UCCC) (consumer lending); Uniform Debt Management Services Act (credit counseling and debt settlement); Credit Services Organization Act (credit repair), Rental Purchase Agreement Act (rent-to-own), and Refund Anticipation Loans Act.

UCCC: The UCCC protects the rights of consumers who borrow money, establishes reasonable limits on interest rates and fees, fosters fair competition among lenders, and promotes an adequate supply of credit. The UCCC, title 5 of the Colorado Revised Statutes, includes articles establishing the Colorado Consumer Equity Protection Act (restricting certain terms in high-cost loans), Deferred Deposit Loan Act (payday loans), and the Refund Anticipation Loans Act and Rental Purchase Agreement Act, both described below. The unit licenses and examines lenders who make high-rate loans – defined as loans with an annual percentage rate of more than 12%, including deferred deposit or “payday” lenders – and as of January 1, 2010 may examine retailers that extend credit and sales finance companies that collect credit contracts. These retailers must file an annual notification form. There is an advisory board – the Council of Advisors on Consumer Credit. The UCCC contains a licensing exemption for residential first mortgage acquisition and refinance loans.

Debt Management: Debt management companies act as an intermediary between an individual and creditors to obtain concessions such as reduction of interest, waiver of fees, etc. The law regulates both traditional credit counseling companies that distribute periodic payments to creditors, and debt settlement companies that attempt to negotiate with creditors to settle a debt for a lesser amount. Companies that enter into contracts with Colorado consumers are subject to strict regulation including registration, bonding, insurance requirements, fee limitations, and contract and disclosure requirements. The unit conducts compliance examinations and investigates complaints.

Credit Repair and Rent-To-Own: Companies that engage in credit repair contract with consumers to remove old and inaccurate information from credit reports. The law requires written contracts and disclosures and prohibits advance fees. There are no licensing, registration, or compliance examination requirements. The unit investigates complaints. Complaints typically increase during economic downturns. The Rental Purchase Agreement Act regulates rent-to-own companies who lease goods to consumers with impaired credit. Payments are due weekly or monthly. The consumer may continue to make payments and eventually own the items or stop payments and return the items at any time. Fees and costs are higher than retail sales. There is no licensing or registration. The unit investigates complaints and may conduct compliance examinations.

Refund Anticipation Loans: The RAL Act requires companies that facilitate short-term tax refund anticipation loans to make written and oral disclosures, including that the products are loans, the fee schedule, sample loan fees and interest rates, and other tax filing alternatives for quick refunds without incurring fees.

Debt Collection:

Colorado Fair Debt Collection Practices Act: This unit enforces the Colorado Fair Debt Collection Practices Act (CFDCPA) – the state’s law on consumer debt collection. The law protects businesses that place accounts for collection and protects consumers contacted by collection agencies. This ensures that all collection agencies act in compliance with the law and there is no unfair competition. The unit licenses collection agencies, investigates complaints of unlawful activity, and takes administrative discipline against collection agencies that violate the law. There is no statutory authority to conduct compliance examinations without cause to believe a violation of the law has occurred. There is an advisory board with members appointed by the governor.

Colorado Child Support Collection Consumer Protection Act: This law specifically governs collection of child support by private collection agencies contracting with custodial parents (not governmental agencies). In addition to incorporating most of the CFDCPA’s provisions, including licensing, the law provides additional protections applicable to child support collection.

II) PRIOR YEAR LEGISLATION

SB 13-262 amended the Debt-Management Services Act to exempt certain representative services of enrolled agents from the definition of “debt-management services” such as services provided for tax purposes before the Internal Revenue Service.

SB 13-248 amended the Consumer Protection Act, the UCCC, the Colorado Fair Debt Collection Practices Act, and the Colorado Credit Services Organization Act to clarify the authority of the Attorney General or a district attorney to enforce subpoenas for consumer protection violations against individuals located outside Colorado.

III) HOT ISSUES:

Consumer Credit:

- The economic situation continues to impact the consumer credit area. Compliance examinations and consumer complaints have been focused on delinquency, defaults, repossessions, debt purchasing, debt settlement, and collection practices. The number of licensed lenders is expected to be flat or decrease slightly as lenders reduce the number of direct loans made to subprime borrowers.

- Since January 1, 2010 when unit staff began to examine creditors and sales finance companies that file notification on a regular basis, compliance examinations have taken more time. This is the first compliance exam for many companies, they appear to be unfamiliar with detailed compliance and the examination process, and records are not in good order resulting in larger refunds and slower examinations.
- Enforcement of the Debt Management Services Act continues to take substantial resources. The law is detailed and compliance examinations reveal compliance problems. More importantly, many companies ignore the law or test its exemptions. More than half of the unit's pending litigation involves DMSA cases.
- Significant unit resources have been focused on legal action and investigations involving unlicensed internet payday lenders and claims that loans are made by arms of Native American Indian tribes asserting tribal sovereign immunity.
- The federal Consumer Financial Protection Bureau has been in operation since June 21, 2011 and has federal supervision and regulatory authority to enforce federal law over many of the same non-depository financial industries that the unit regulates – specifically payday loans, private student loans, and some mortgage loans. It will also have supervisory authority over larger market participants (to be defined) in other credit areas and enforcement authority over all consumer credit products. The unit expects to be involved in joint enforcement efforts with the Bureau in the future and already has engaged in simultaneous exams of deferred deposit lenders.

Debt Collection:

- The negative economic environment has also impacted collection agencies. Accounts assigned for collection increased and so have license numbers. This has resulted in the filing of more collection lawsuits and has resulted in larger numbers of consumer complaints. There has been an increase in the number and complexity of licensing and regulatory compliance issues triggered by mergers and acquisitions.
- The unit continues to monitor and investigate the nationwide problems with the collection of old debt, e.g. collecting on cases beyond the statute of limitations and inadequate proof of debt problems.
- The unit is currently involved in investigations of collection agencies that purchase and collect large portfolios of defaulted consumer debt from banks or credit card companies. The issues in these cases is the use of “robo-signed” affidavits to validate the debt and attempt to collect on the debt from the consumer and/or for filing in default judgments against consumers.

- With the unit now licensing as many collection agencies as supervised lenders, and receiving twice the number of consumer complaints about debt collection as consumer lending, the unit is considering amending the CFDCPA to allow periodic compliance examinations of collection agencies instead of investigating only on a complaint basis.

IV) WORKLOAD MEASURE:

WORKLOAD INDICATORS

Consumer Credit					
Workload Measure	Unit	FY12 Actual	FY13 Actual	FY 14 Estimate	FY15
New Licenses Issued (UCCC)	Number	140	95	110	120
License Total on June 30 (UCCC)	Number	745	735	725	725
Notifications Filed (Credit Sales, Sales Finance, Rent-to-Own)	Number	1,433	1379	1,400	1,500
New Registrations Issued (Debt Management)	Number	4	4	5	5
Registration Total on June 30 (Debt Management)	Number	49	48	50	50
Written Complaints Received (UCCC, CSOA, CROA)	Number	473	378	500	500
Written Complaints Received (Debt Management)	Number	31	40	75	80
Compliance Examinations (UCCC)	Number	386	296	400	400

Debt Collection					
Workload Measure	Unit	FY 12 Actual	FY 13 Actual	FY 14 Estimate	FY15
New Licenses Issued	Number	122	126	120	135
License Total on June 30	Number	786	805	825	840
Written Complaints Received	Number	964	1035	1,070	1100

CORE OBJECTIVES AND PERFORMANCE MEASURES

CONSUMER CREDIT

Objective: Ensure compliance with consumer credit laws.

Performance Measure	Outcome	FY 12 Actual		FY 13 Actual		FY 14 Estimate		FY 15 Request	
		Incidents	Change	Incidents	Change	Incidents	Change	Incidents	Change
Open investigations and file, defend, or settle cases	Target	200		200		130		130	
	Actual	131		126					

Strategy: Enforcement actions and investigations come from consumer complaints, information from competitors, from staff detection of violations during compliance examinations, and publicly available advertising and information on the Internet. These actions are very important in the debt management area as it is a relatively new law. In addition, in the consumer lending and credit area, consumers often are unaware of whether particular fees are legal or if loan payments have been correctly applied.

Evaluation of Prior Year Performance: Cases and investigations have decreased only slightly largely due to the substantial time required on a few large court cases that have required significant attorney and staff time and resources.

Key Workload Indicators: Because most cases and investigations arise from consumer complaints, compliance examinations, and searching the Internet, it is difficult to predict these numbers. In addition, changes in the debt management and payday lending laws will, at best, take some time for the industry to reach compliance. There will be some companies that do not comply with statutory changes or never intend to, such as certain online companies. Finally, the relatively new compliance examination programs in many of the consumer credit areas will result in some legal cases and challenges. These numbers cannot be predicted.

Performance Measure	Outcome	FY 12 Actual		FY 13 Actual		FY 14 Estimate		FY 15 Request	
		Incidents	Change	Incidents	Change	Incidents	Change	Incidents	Change
Require consumer refunds	Benchmark	\$2,200,000		\$3,000,000		\$3,000,000		\$3,000,000	
	Actual	\$5,287,437		\$1,170,574					

Strategy: Refunds result from overcharges and illegal charges discovered from compliance examinations, consumer complaints, searching the Internet, and from litigation. Refunds may include credits to existing balances on open accounts.

Evaluation of Prior Year Performance: Consumer refund total amounts were consistent with previous years prior to the institution of the exam authority of retail sales finance. Additionally, the examinations are resulting in more compliance with the statutes.

Key Workload Indicators: Refund totals are dependent on industry compliance with state law. It generally takes several years for compliance to improve after new laws are adopted or an industry is first subject to regulation or examination.

Objective: Ensure efficient operations to benefit creditors and consumers.

Uniform Consumer Credit Code, Credit Repair, Rent-to-Own

Performance Measure	Outcome	FY12 Actual		FY 13 Actual		FY 14 Estimate		FY 15 Request	
		Incidents	Change	Incidents	Change	Incidents	Change	Incidents	Change
Investigate and resolve complaints within 60 days or less	Benchmark	50		50		50		55	
	Actual	41		40					
Performance Measure	Outcome	FY12 Actual		FY 13 Actual		FY 14 Estimate		FY 15 Request	
		Incidents	Change	Incidents	Change	Incidents	Change	Incidents	Change
Investigate and resolve 80% of complaints received during FY	Benchmark	80%		80%		80%		80%	
	Actual	78%		78%					

Debt Management

Performance Measure	Outcome	FY 12 Actual		FY 13 Actual		FY 14 Estimate		FY 15 Request	
		Incidents	Change	Incidents	Change	Incidents	Change	Incidents	Change
Investigate and resolve complaints within 60 days or less	Benchmark	50		50		60		60	
	Actual	16		27					
Performance Measure	Outcome	FY 12 Actual		FY 13 Actual		FY 14 Estimate		FY 15 Request	
		Incidents	Change	Incidents	Change	Incidents	Change	Incidents	Change
Investigate and resolve 80% of complaints received during FY	Benchmark	80%		80%		65%		65%	
	Actual	45%		57%					

Strategy: The Unit’s goal was to resolve 80% of consumer complaints received in the fiscal year within an average of 60 days or less. The complaint resolution process includes complaint intake to determine jurisdiction, locating the business, obtaining a response and often additional information, business requests for extensions of time, and staff time to investigate and determine what action to take.

Evaluation of Prior Year Performance: Debt management closure time increased as well as the percent of closed complaints. The unit’s staff has done an excellent job in handling the increase in complaints in addition to the significant time spent on the examination process of registrants especially in light of the amount of litigation the unit is involved in this area.

Key Workload Indicators: Completion time depends on the number and complexity of consumer complaints, whether the business complies with state law, and other workload demands. Complaint numbers usually increase during economic downturns with increased delinquencies, defaults, repossessions, foreclosures, and offers to reduce debt or remove bad credit. In addition, complaints against unlicensed lenders, particularly Internet payday lenders, often increase. These lenders generally refuse to comply with state law, do not respond, and challenge our jurisdiction, requiring legal action. This substantially delays complaint resolution.

TITLE – DEBT COLLECTION

Objective: Ensure compliance with laws regulating collection agencies.

Performance Measure	Outcome	FY12 Actual		FY 13 Actual		FY 14 Estimate		FY 15 Request	
		Incidents	Incidents	Incidents	Change	Incidents	Change	Incidents	Change
Open investigations and file, defend, or settle cases	Benchmark	50		70		70		70	
	Actual	81		73					

Strategy: Enforcement actions and investigations come from consumer or collection agency client complaints, information from competitors, and from staff detection of violations in license renewal applications. Because the statute does not provide for periodic compliance examinations, complaints are the primary method to ensure compliance.

Evaluation of Prior Year Performance: The number of enforcement actions during FY 13 decreased; however, it is not an indication of a future downward trend since the number of enforcement actions in FY 13 were still significantly higher compared to the fiscal years prior to 2012. Despite the fewer numbers of enforcement actions those actions resulted in total fines of \$558,142.00 compared to \$416,820.00 in FY 12.

Key Workload Indicators: The unit is and will continue to be involved in the investigations of collection agencies that purchase and collect large portfolios of defaulted consumer debts from banks or credit card companies that are relying on robo-signed affidavits as proof of debt. The scope of these investigations may expand as other debt purchaser engaged in similar debt collection practices are brought to light and will involve utilization of more of the investigator’s time and unit’s resources as they progress to filing of cases.

Performance Measure	Outcome	FY 12 Actual		FY13 Actual		FY 14 Estimate		FY 15 Request	
		Incidents	Change	Incidents	Change	Incidents	Change	Incidents	Change
Issue cease and desist notices to unlicensed collection agencies	Benchmark	65		70		70		70	
	Actual	71		87		67			

Strategy: Cease and desist advisory notices are issued based on information provided by consumers, competitors, and review of lawsuits filed in Colorado courts. Unlicensed

collection agencies are generally offered an opportunity to become licensed if they cease collections and pay a penalty for prior unlicensed collections.

Evaluation of Prior Year Performance: This number is generally consistent with past years.

Key Workload Indicators: These numbers are typically consistent over the years. Colorado’s licensing requirements are clear and readily accessible to collection agencies.

Objective: Ensure efficient operations to benefit collection agencies and protection of consumers.

Performance Measure	Outcome	FY 11 Actual		FY 12 Actual		FY 13 Estimate		FY 14 Request	
		Incidents	Change	Incidents	Change	Incidents	Change	Incidents	Change
Investigate and resolve complaints within 60 days or less	Benchmark	60		60		60		65	
	Actual	44		56		45			
Performance Measure	Outcome	FY 11 Actual		FY 12 Actual		FY 13 Estimate		FY 14 Request	
		Incidents	Change	Incidents	Change	Incidents	Change	Incidents	Change
Investigate and resolve 80% of complaints received during FY	Benchmark	80%		80%		80%		75%	
	Actual	80%		91%		90%			

Strategy: The Unit’s goals is to resolve consumer complaints within an average of 60 days or less and resolve 80% of written complaints received during a fiscal year. These goals are based on receipt of 1,000 or fewer written complaints. The complaint resolution process includes complaint intake to determine jurisdiction, locating the collection agency, obtaining a response and often additional information, collection agency requests for extensions of time, and staff time to investigate and determine what action to take.

Evaluation of Prior Year Performance: The Unit’s performance was good, and resolution time has slightly decreased despite the increase in consumer complaints.

Key Workload Indicators: Resolution time depends on the number and complexity of consumer complaints, whether complaints reveal violations of the law, whether violations can be resolved informally or require administrative or legal action, and whether staff time must be devoted to other activities such as litigation.

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

CONSUMER PROTECTION & ANTI-TRUST

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
CONS. PROTECT. & ANTI-TRUST	1,986,411	19.3	2,457,316	23.6	2,046,520	25.0	2,773,217	25.0	2,338,168	26.0
General Fund	1,035,387		1,082,843		931,023		1,303,590		1,106,670	
General Fund Exempt	-		-		-		-		-	
Cash Fund	684,466		1,107,469		874,016		1,162,856		970,919	
Reappropriated Funds	266,558		267,004		241,481		306,771		260,579	
Federal Funds										

SCHEDULE 3 - PERSONAL SERVICES PROGRAM DETAIL

Department of Law

CONSUMER PROTECTION & ANTI-TRUST

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
I. POSITION DETAIL										
Deputy Attorney General	124,728	1.0	124,728	1.0			143,436	1.0	143,436	1.0
First Assistant Attorney General	200,097	2.0	209,925	2.0			255,048	2.0	255,048	2.0
Senior Assistant Attorney General	32,936	0.4	67,863	0.7			108,888	1.0	108,888	1.0
Assistant Attorney General	453,612	6.3	460,145	6.0			706,692	8.0	706,692	8.0
Compl Investigator I	6,534	0.1	55,597	1.0			58,320	1.0	58,320	1.0
Criminal Investigator II	148,824	2.0	64,800	1.0			216,492	3.0	216,492	3.0
Criminal Investigator I										
Compl Investigator II	64,800	1.0	182,154	2.6			67,488	1.0	67,488	1.0
Legal Assistant II	87,234	1.5	204,965	3.5			189,588	3.0	189,588	3.0
Admin Asst II	40,020	1.0	71,370	1.8			82,152	2.0	82,152	2.0
General Professional IV	64,498	0.9	96,132	1.3			69,972	1.0	69,972	1.0
General Professional III	61,080	1.0	43,386	0.7						
General Professional II									-	0.0
Program Assistant II	52,176	1.0	52,176	1.0			53,808	1.0	53,808	1.0
Program Assistant I	49,176	1.0	49,176	1.0			50,160	1.0	50,160	1.0
TOTAL POSITION DETAIL	1,385,714	19.3	1,682,417	23.6			2,002,044	25.0	2,002,044	25.0

SCHEDULE 3 - PROGRAM DETAIL

Department of Law		CONSUMER PROTECTION & ANTI-TRUST								
		Actual FY 12		Actual FY 13		Estimate FY 14		Estimate FY 14		Request FY 15
Item	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
(I.A.) CONTINUATION FTE SALARY COST	1,407,103	19.7	1,682,417	23.6			2,002,044	25.0	2,002,044	25.0
(Permanent FTE by position)										
Continuation Salary Subtotal										
(I.B.) OTHER PERSONAL SERVICES										
PERA on Continuation Subtotal	111,642		168,402				203,207		203,207	
Medicare on Continuation Subtotal	19,830		23,658				29,030		29,030	
Non-Base building Performance Awards							-		-	
Part-Time/Temporary Salaries	90,270		16,929				-		-	
Contractual Services	43,955		24,069				25,400		25,400	
Overtime Pay	90		2,143							
Sick Leave Conversion										
Termination/Retirement Payouts	97		10,434							
Employment Security Payments	2,102		1,398							
Furlough Days	0		-							
Other Employee Benefits	6971		5,744				2,500		2,500	
Vacancy Savings							(75,062)		(120,113)	
SUBTOTAL	163,948		252,777				185,075		140,024	
(I.C.) PERSONAL SERVICE										
SUBTOTAL= A+B	1,549,662	19.3	1,935,194	23.6			2,187,119	25.0	2,142,068	25.0
(I.D.) POTS EXPENDITURES										
Health/Life/Dental	117,478		161,313				180,078			
Salary Act/Merit							-			
One Time Performance Awards							1,697			
Short Term Disability	2,449		2,900				3,804			
SB 04.257 A.E.D.	37,833		51,133				72,074			
SB 06.235 S.A.E.D.	30,384		43,988				65,066			
Other										
[] Indicates a Non-add										
(I.E.) BASE PERSONAL SERVICES	1,737,806	19.3	2,194,528	23.6			2,444,772	25.0	2,142,068	25.0
TOTAL = C+D										
General Fund							1,167,658		1,039,190	
General Funds Exempt										
Cash Funds							1,016,889		862,801	
Reappropriated Funds							260,225		240,077	
(I.F.) DIFFERENCE= II-I.E.							-		53,943	
(I.G.) Decision Item: Consumer Intake FTE									53,943	1.0
General Fund										
Cash Funds									53,943	1.0
Reappropriated Funds										

SCHEDULE 3 - PROGRAM DETAIL

Department of Law		CONSUMER PROTECTION & ANTI-TRUST								
Item	Actual FY 12		Actual FY 13		Estimate FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
II. PERSONAL SERVICES REQUEST TOTAL	1,737,806	19.3	2,194,528	23.6			2,444,772	25.0	2,196,011	26.0
General Fund	930,730		965,592				1,167,658		1,039,190	
General Fund Exempt	-		-				-			
Cash Funds	571,501		1,003,372				1,016,889		916,744	
Reappropriated Funds	235,575		225,564				260,225		240,077	
Federal Funds	-		-						-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

CONSUMER PROTECTION & ANTI-TRUST

Item	Actual FY 12		Actual FY 13		Estimate FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
OPERATING EXPENSES										
1930 1930 - Purchased Services - Litigation	57,394		51,944				58,250		58,250	
2170 Waste Disposal Services	-		511				-		-	
2230 Equipment Contract Maintenance	28		78				48		48	
2231 ADP Equip Maint/Repair Services	2,808		2,548				2,160		2,160	
2232 Software Upgrades	8,097		3,407				250		250	
2251 Rental/Lease Motor Pool Veh	4,690		4,774				-		-	
2252 Leased Vehicle - Variable	1,114		1,084				1,500		1,500	
2253 Rental of Equipment	-		-				-		-	
2254 Rental of Motor Vehicles	-		-				-		-	
2255 Rental of Building	65,525		64,148				-		-	
2258 Parking	2,640		2,640				2,640		2,640	
2259 Parking Fee Reimbursement	4		70				-		-	
2510 In State Travel	-		175				50		50	
2511 IS Common Carrier Fares	-		-				-		-	
2512 IS Personal Travel Per Diem	-		268				100		100	
2513 IS Pers Vehicle Reimbursement	109		328				-		-	
2514 IS State Owned Aircraft	-		-				-		-	
2515 State-Owned Vehicle Charge	-		-				-		-	
2520 IS Travel Non Employee	-		149				-		-	
2522 IS Non Employee Per Diem	-		-				-		-	
2530 Out of State Travel	645		2,538				950		950	
2531 OS Common Carrier Fares	2,634		9,868				3,000		3,000	
2532 OS Personal Travel Per Diem	11,763		20,652				12,250		12,250	
2533 OS Pers Vehicle Reimbursement	-		-				-		-	
2610 Advertising	-		-				-		-	
2611 Public Relations	-		-				-		-	
2630 Comm Service Div of Telecom	22,157		14,547				5,450		5,450	
2631 Comm Svcs from Outside Sources	2,441		2,659				7,200		7,200	
2641 Other ADP Billing	17,913		8,560				6,744		6,744	
2650 OIT Purchased Svs	-		-				-		-	
2660 Insurance	3,467		3,691				-		-	
2680 Contract Printing	2,782		14,106				2,625		2,625	
2681 Photocopy Reimbursement	-		-				-		-	
2710 Purchased Medical Services	-		-				-		-	
2810 Freight & Storage	-		-				-		-	
2820 Other Purchased Services	65		-				-		-	
2830 Office Moving-Pur Services	-		-				-		-	
2831 Storage Purchased Svs	48		31				-		-	
3110 Other Supplies and Materials	-		-				-		-	
3112 Automotive Supplies	-		-				-		-	
3113 Clothing and Uniform Allowance	-		-				-		-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

CONSUMER PROTECTION & ANTI-TRUST

Item	Actual FY 12		Actual FY 13		Estimate FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
3114 Custodial	-		-						-	
3115 DP Supplies	187		109				200		200	
3116 Purchased/Leased Software	400		2,053				-		-	
3117 Educational	-		-				-		-	
3118 Food and Food Service Supplies	-		-						-	
3120 Books & Subscriptions	12,251		14,555				12,100		12,100	
3121 Office Supplies	5,230		8,988				7,525		7,525	
3123 Postage	5,115		5,998				5,385		5,385	
3124 Printing/Copy Supplies	467		322						-	
3126 Repair & Maintenance Supplies	-		80						-	
3128 Non-Capitalized Equipment	348		(9)						-	
3131 Noncapitalized Bldg Materials	-		-						-	
3132 Non- Cap Office Furn-Off Systems	110		-						-	
3140 Non-Capitlized IT - PC's	1,163		4,683						-	
3141 Non-Capitalized IT Servers	-		-						-	
3142 Non-Capitalized IT Network			3,465						-	
3143 Non-Capitalized IT Other	1,954		2,495						-	
3146 Non-Capital. IT Purchsd. Server Software	-		-						-	
3940 Electricity	-		-						-	
3950 Gasoline	-		-						-	
3970 Natural Gas	-		-						-	
4111 Prizes and Awards	2,000		-						-	
4140 Dues & Memberships	7,300		(225)				7,550		7,550	
4151 Interest - Late Payments	-		-						-	
4170 Miscellaneous Fees	-		-						-	
4180 Official Functions	434		80						-	
4220 Registration Fees	5,321		3,334				4,000		4,000	
4221 Other Educational - W2 RPT	-		-						-	
6140 Leasehold Improv - Direct Purch	-		-						-	
6212 IT Servers Direct Purchase	-		277						-	
6216 IT Servers SW Direct Purchase	-		1,401						-	
EBJJ Law to Judicial	-		6,404						-	
Operating Expense Subtotal:	248,604		262,788				139,977		139,977	
OPERATING EXPENSE SUBTOTAL:	248,604		262,788				139,977		139,977	
General Fund	104,657		117,251				67,480		67,480	
General Fund Exempt	-		-				-		0	
Cash Funds	112,964		104,097				51,995		51,995	
Reappropriated Funds	30,983		41,440				20,502		20,502	
Potted Operating Expenses										

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

CONSUMER PROTECTION & ANTI-TRUST

Item	Actual FY 12		Actual FY 13		Estimate FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Workers' Compensation							4,212			
Vehicle Leased Expense							4,439			
Capital Complex Lease Space							161,023			
Leased Space							-			
IT Asset Maintenance							13,275			
Communication Service Payments							1,394			
ADP Capital Outlay							-			
CLE Registration Fees							4,125			
Building Security							-			
Total							188,468			
General Fund							68,452			
Cash Funds							93,972			
Reappropriated Funds							26,044			
Rollforwards										
Reappropriated Funds										
DECISION ITEM REQUESTS:										
Dec Item - Consumer Intake FTE									2,180	-
General Fund										
Cash Funds									2,180	
Reappropriated Funds										
Dec Item -										
General Fund										
Cash Funds										
Reappropriated Funds										
General Fund									-	
Cash Funds									-	
Reappropriated Funds										
TOTAL CONSUMER PROTECTION	1,986,411	19.3	2,457,316	23.6			2,773,217	25.0	2,338,168	26.0
General Fund	1,035,387		1,082,843				1,303,590		1,106,670	
General Fund Exempt	-		-						-	
Cash Funds	684,466		1,107,469				1,162,856		970,919	
Reappropriated Funds	266,558		267,004				306,771		260,579	
RECONCILIATION OF FUNDS										
Long Bill Appropriation	1,815,952	21.0	2,167,295	26.0	2,046,520	25.0	2,046,520	25.0	2,046,520	25.0

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

CONSUMER PROTECTION & ANTI-TRUST

Item	Actual FY 12		Actual FY 13		Estimate FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
FY 15 Decision Item: Consumer Intake FTE PERA Bill SB 11-76	(34,271)				0		-		56,123	1.0
Pay date Shift bill for biweekly employees			2,919							
Refinance Tobacco HB 13-1180										
PIO Refinance DI										
Supplemental SB09-192	-		-							
Allocated POTS:										
Salary Survey Classified							31,602		31,602	
Salary Survey NonClassified							191,393		191,393	
Performance Pay Classified							11,249		10,913	
Performance Pay NonClassified							2,978		1,617	
Health/Life/Dental	126,607		119,868				159,224			
Short Term Disability	2,406		2,795				4,223			
SB 04.257 A.E.D.	37,793		57,886				70,323			
SB 06.235 S.A.E.D.	30,231		49,606				67,237			
Worker's Compensation	3,468		3,710				4,212			
Vehicle Lease Payments	3,305						4,439			
Capital Complex Lease Space	66,614		64,172				161,023			
Lease Space			-				-			
ADP Capital Outlay			-				-			
Communication Service Payments	1,140		1,647				1,394			
IT Asset Maintenance	12,400		13,275				13,275			
CLE Registration Fees	4,499		4,125				4,125			
Building Security	6,507		7,115				-			
Year-End Transfer							-			
Rollforward from previous FY							-			
Rollforward to subsequent FY										
Overexpenditure/(Reversion) - GF	(42,726)	(1.2)								
Lapsed Appropriation Reappropriated Fund	(4)									
Lapsed Appropriation Cash Fund	(47,510)	(0.6)	(37,097)	(2.4)						
TOTAL RECONCILIATION	1,986,411	19.3	2,457,316	23.6			2,773,217	25.0	2,338,168	
TOTALS	1,986,411	19.3	2,457,316	23.6	2,046,520	25.0	2,773,217	25.0	2,338,168	26.0
General Fund	1,035,387		1,082,843		931,023		1,303,590		1,106,670	
General Fund Exempt	-		-				-		-	
Cash Funds	684,466		1,107,469		874,016		1,162,856		970,919	
Reappropriated Funds	266,558		267,004		241,481		306,771		260,579	

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law

CONSUMER PROTECTION & ANTI-TRUST

Item	Fund Number	Actual	Actual	Approp	Estimate	Request
		FY 2012	FY 2013	FY 2014	FY 2014	FY 2015
Schedule 3 Total		1,986,411	2,457,316	2,046,520	2,773,217	2,338,168
General Fund		1,035,387	1,082,843	931,023	1,303,590	1,106,670
General Fund Exempt		-	-	-	-	-
Cash Funds		684,466	1,107,469	874,016	1,162,856	970,919
Reappropriated Funds		266,558	267,004	241,481	306,771	260,579
Federal Funds				-	-	-
Cash Funds		684,466	1,107,469	874,016	1,162,856	970,919
Dept of Local Affairs (Manufactured Home Fund)		20,784	20,668	20,668	20,668	20,668
No Call Fund Source		26,550	25,719	25,719	25,719	25,719
146 Custodial Fund		416,840	839,401	717,973	933,118	761,311
Tobacco Litigation Defense Account		140,292	139,026	153,795	183,351	163,221
UCCC Custodial		80,000	82,655			-
Reappropriated Funds		266,558	267,004	241,481	306,771	260,579
Custodial Fund Balance		-	-	-	-	-
Tobacco Litigation Defense Account		-	-	-	-	-
UCCC Custodial		-	-	-	-	-
Division of Real Estate		266,558	267,004	241,481	306,771	260,579

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

Consumer Credit Unit

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
CONS. PROTECT. & ANTI-TRUST	1,611,151	17.9	1,836,680	19.2	1,512,150	20.0	2,027,493	20.0	1,616,183	20.0
General Fund	-		-		-		-		-	
General Fund Exempt	-		-		-		-		-	
Cash Fund	1,611,151		1,836,680		1,512,150		2,027,493		1,616,183	
Reappropriated Funds	-		-		-		-		-	
Federal Funds										

SCHEDULE 3 - PERSONAL SERVICES PROGRAM DETAIL

Department of Law

Consumer Credit Unit

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
I. POSITION DETAIL										
First Assistant Attorney General	119,952	1.0	87,665	0.8			123,420	1.0	123,420	1.0
Senior Assistant Attorney General	164,045	2.0	164,045	2.0			193,572	2.0	193,572	2.0
Assistant Attorney General			53,961	0.7			87,240	1.0	87,240	1.0
Financial Credit Examiner IV	89,640	1.0	89,640	1.0			93,348	1.0	93,348	1.0
Financial Credit Examiner III	89,244	1.0	109,771	1.4			153,288	2.0	153,288	2.0
Financial Credit Examiner II	352,788	5.6	257,414	4.1			187,428	3.0	187,428	3.0
Financial Credit Examiner I	13,227	0.3	60,170	1.1			110,820	2.0	110,820	2.0
Compl Investigator I	102,072	2.0	109,188	2.0			113,148	2.0	113,148	2.0
Legal Assistant II	50,150	1.0	49,044	1.0			57,528	1.0	57,528	1.0
Legal Assistant I			34,261	0.7			49,356	1.0	49,356	1.0
Admin Asst II	39,720	1.0	57,790	1.5			40,596	1.0	40,596	1.0
Program Assistant I	146,196	3.0	150,612	3.0			153,624	3.0	153,624	3.0
TOTAL POSITION DETAIL	1,167,034	17.9	1,223,561	19.2			1,363,368	20.0	1,363,368	20.0

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

Consumer Credit Unit

Item	Actual FY 12		Actual FY 13		Estimate FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
(I.A.) CONTINUATION FTE SALARY COST	1,167,034	17.9	1,223,561	19.2			1,363,368	20.0	1,363,368	20.0
(Permanent FTE by position)										
Continuation Salary Subtotal										
(I.B.) OTHER PERSONAL SERVICES										
PERA on Continuation Subtotal	85,715		120,973				138,382		138,382	
Medicare on Continuation Subtotal	14,507		16,116				19,769		19,769	
Non-Base building Performance Awards							-		-	
Part-Time/Temporary Salaries	0		-				-		-	
Contractual Services	7,629		17,182				29,154			
Overtime Pay	513		-							
Board Member Compensation	400		-							
Sick Leave Conversion										
Termination/Retirement Payouts	3,038		64,848							
Employment Security Payments	0		-							
Furlough Days	0		-							
Other Employee Benefits	3666		3,360				3,500		3,500	
Other										
Special Bills										
SUBTOTAL	115,469		222,480				190,805		161,651	
(I.C.) PERSONAL SERVICE										
SUBTOTAL= A+B	1,282,502	17.9	1,446,040	19.2			1,554,173	20.0	1,525,019	20.0
(I.D.) POTS EXPENDITURES										
Health/Life/Dental	114,690		135,201				139,746			
Salary Act/Merit							-			
Performance Awards							-			
Short Term Disability	2,065		2,092				2,590			
SB 04.257 A.E.D.	31,363		38,118				49,081			
SB 06.235 S.A.E.D.	25,198		32,749				44,309			
Other										
[] Indicates a Non-add										
(I.E.) BASE PERSONAL SERVICES	1,455,819	17.9	1,654,201	19.2			1,745,590	20.0	1,525,019	20.0
TOTAL = C+D										
General Fund							-		-	
General Funds Exempt										
Cash Funds							1,745,590		1,525,019	
Reappropriated Funds							-		-	
(I.F.) DIFFERENCE= II-I.E.							-		-	
(I.G.) REQUEST YEAR DECISION ITEMS										
General Fund										

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

Consumer Credit Unit

Item	Actual FY 12		Actual FY 13		Estimate FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Cash Funds										
Reappropriated Funds										
II. PERSONAL SERVICES REQUEST TOTAL	1,455,819	17.9	1,654,201	19.2			1,745,590	20.0	1,525,019	20.0
General Fund	-		-				-		-	
General Fund Exempt	-		-				-		-	
Cash Funds	1,455,819		1,654,201				1,745,590		1,525,019	
Reappropriated Funds	-		-				-		-	
Federal Funds	-		-				-		-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

Consumer Credit Unit

Item	Actual FY 12		Actual FY 13		Estimate FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
OPERATING EXPENSES										
1930 1930 - Purchased Services - Litigation	8,325		23,337				22,519		20,552	
2170 Waste Disposal Services	-		215				-		-	
2230 Equipment Contract Maintenance	62		169				83		83	
2231 ADP Equip Maint/Repair Services	3,004		3,521				-		-	
2232 Software Upgrades	11,477		7,395				-		-	
2251 Rental/Lease Motor Pool Veh	10,742		10,201							
2252 Leased Vehicle - Variable	9,737		7,023				10,250		10,250	
2253 Rental of Equipment	-		-				-		-	
2254 Rental of Motor Vehicles	-		50				118		118	
2255 Rental of Building	59,974		57,625				-		-	
2258 Parking	-		-				-		-	
2259 Parking Fee Reimbursement	11		13				-		-	
2510 In State Travel	-		10				-		-	
2511 IS Common Carrier Fares	-		-				-		-	
2512 IS Personal Travel Per Diem	2,403		1,287				2,512		2,512	
2513 IS Pers Vehicle Reimbursement	1,441		1,461				1,130		1,130	
2514 IS State Owned Aircraft	-		-				-		-	
2515 State-Owned Vehicle Charge	-		-				-		-	
2520 IS Travel Non Employee	84		-				85		85	
2522 IS Non Employee Per Diem	39		-				45		45	
2523 IS Non Employee Personal Vehicle Reimb	395		-				420		420	
2530 Out of State Travel	56		535				2,856		2,856	
2531 OS Common Carrier Fares	-		2,416				4,200		4,200	
2532 OS Personal Travel Per Diem	869		1,645				2,415		2,415	
2533 OS Pers Vehicle Reimbursement	-		-				-		-	
2610 Advertising	-		-				-		-	
2611 Public Relations	-		-				-		-	
2630 Comm Service Div of Telecom	10,016		5,517				11,520		11,520	
2631 Comm Svcs from Outside Sources	1,024		795				1,984		1,984	
2641 Other ADP Billing	5,211		1,198				5,474		5,474	
2650 OIT Purchased Services	-		-				-		-	
2660 Insurance	2,972		3,164				-		-	
2680 Contract Printing	1,749		10,684				7,854		7,854	
2681 Photocopy Reimbursement	-		-				-		-	
2710 Purchased Medical Services	-		-				-		-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

Consumer Credit Unit

Item	Actual FY 12		Actual FY 13		Estimate FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
2810 Freight & Storage	-		-						-	
2820 Other Purchased Services	10		10				25		25	
2830 Office Moving-Pur Services	-		-				-		-	
2831 Storage Purch Svs	104		67							
3110 Other Supplies and Materials	-		-				-		-	
3112 Automotive Supplies	-		-				-		-	
3113 Clothing and Uniform Allowance	-		-				-		-	
3114 Custodial	-		-				-		-	
3115 DP Supplies	73		74				450		450	
3116 Purchased/Leased Software	146		441				115		115	
3117 Educational	-		-				-		-	
3118 Food and Food Service Supplies	-		-				-		-	
3120 Books & Subscriptions	1,905		7,083				2,050		2,050	
3121 Office Supplies	3,020		4,867				4,020		4,020	
3123 Postage	7,904		6,571				7,582		7,582	
3124 Printing/Copy Supplies	148		404							
3128 Non-Capitalized Equipment	-		2,015				-		-	
3131 Noncapitalized Bldg Materials	-		-				-		-	
3132 Non- Cap Office Furn-Off Systems	-		-				-		-	
3140 Non-Capitlized IT - PC's	2,543		3,421				-		-	
3141 Non-Capitalized IT Servers	-		-				-		-	
3142 Non-Capitalized IT Network			59							
3143 Non-Capitalized IT Other	2,413		1,622				-		-	
3146 Non-Capital. IT Purchsd. Server Software	-		-				-		-	
3940 Electricity	-		-				-		-	
3950 Gasoline	-		-				-		-	
3970 Natural Gas	-		-				-		-	
4111 Prizes and Awards	-		-				-		-	
4140 Dues & Memberships	5,933		847				4,500		4,500	
4151 Interest - Late Payments	-		-				-		-	
4170 Miscellaneous Fees	-		-				-		-	
4180 Official Functions	666		356				700		700	
4220 Registration Fees	874		422				225		225	
4221 Other Educational - W2 RPT	-		-				-		-	
6140 Leasehold Improv - Direct Purch	-		-				-		-	
6210 ADP Equipment	-		-				-		-	
6212 IT Servers Direct Purchase	-		601				-		-	
6214 IT Other- Direct Purchase	-		12,164				-		-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

Consumer Credit Unit

Item	Actual FY 12		Actual FY 13		Estimate FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
6216 IT Server SW Direct Purchase			904							
ABJE Law to Judicial			2,287							
Forced Savings										
Operating Expense Subtotal:	155,332		182,479				93,132		91,164	
OPERATING EXPENSE SUBTOTAL:	155,332		182,479				93,132		91,164	
General Fund							0		0	
General Fund Exempt	-		-				-		0	
Cash Funds	155,332		182,479				93,132		91,164	
Reappropriated Funds							0		0	
Potted Operating Expenses										
Workers' Compensation							3,406			
Vehicle Leased Expense							8,314			
Capital Complex Lease Space							139,324			
Leased Space							3,052			
IT Asset Maintenance							28,813			
Communication Service Payments							-			
ALJ							4,362			
CLE Registration Fees							1,500			
Building Security							-			
Total							188,771			
General Fund							-			
Cash Funds							188,771			
Reappropriated Funds							-			
DECISION ITEM REQUESTS										
General Fund									-	
Cash Funds									-	
Reappropriated Funds									-	
General Fund									-	
Cash Funds									-	
Reappropriated Funds									-	

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

Consumer Credit Unit

Item	Actual FY 12		Actual FY 13		Estimate FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
TOTAL CONSUMER PROTECTION	1,611,151	17.9	1,836,680	19.2			2,027,493	20.0	1,616,183	20.0
General Fund	-		-				-		-	
General Fund Exempt	-		-				-		-	
Cash Funds	1,611,151		1,836,680				2,027,493		1,616,183	
Reappropriated Funds	-		-				-		-	
RECONCILIATION OF FUNDS										
Long Bill Appropriation	1,359,706	18.0	1,521,916	20.0	1,512,150	20.0	1,512,150	20.0	1,512,150	20.0
PERA Adjustment back to 10.15%										
PERA SB 11-76 @ 7.65%	(28,499)						-		-	
<i>Supplemental</i>										
<i>Annualization of FY 13 DI</i>										
Salary Survey Classified							24,916		24,916	
Salary Survey NonClassified							66,153		66,153	
Perf Pay Classified							10,092		10,092	
Perf Pay Non Classified							4,770		2,872	
Health/Life/Dental	101,846		127,731				123,730			
Short Term Disability	1,946		1,783				2,583			
SB 04.257 A.E.D.	30,780		37,440				48,948			
SB 06.235 S.A.E.D.	24,733		32,176				45,380			
Worker's Compensation	2,972		3,177				3,406			
Vehicle Lease Payments	11,748		10,677				8,314			
Capital Complex Lease Space	79,302		65,004				139,324			
Lease Space	2,880		3,052				3,052			
ALJ			1,135				4,362			
IT Asset Maintenance	27,123		28,813				28,813			
CLE Registration Fees	1,875		1,500				1,500			
Building Security	5,577		6,099							
Year-End Transfer										
Rollforward from previous FY							-			
Overexpenditure/(Reversion) - GF										
Lapsed Appropriation Reappropriated Fund										
Lapsed Appropriation Cash Fund	(10,838)	(0.1)	(3,823)	(0.8)						
TOTAL RECONCILIATION	1,611,151	17.9	1,836,680	19.2			2,027,493	20.0	1,616,183	
TOTALS	1,611,151	17.9	1,836,680	19.2	1,512,150	20.0	2,027,493	20.0	1,616,183	20.0
General Fund	-		-		-		-		-	
General Fund Exempt	-		-		-		-		-	
Cash Funds	1,611,151		1,836,680		1,512,150		2,027,493		1,616,183	
Reappropriated Funds	-		-		-		-		-	

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law

Consumer Credit Unit

Item	Fund Number	Actual	Actual	Approp	Estimate	Request
		FY 2012	FY 2013	FY 2014	FY 2014	FY 2015
Schedule 3 Total		1,611,151	1,836,680	1,512,150	2,027,493	1,616,183
General Fund		-	-	-	-	-
General Fund Exempt		-	-	-	-	-
Cash Funds		1,611,151	1,836,680	1,512,150	2,027,493	1,616,183
Reappropriated Funds		-	-	-	-	-
Federal Funds				-	-	-
Cash Funds		1,611,151	1,836,680	1,512,150	2,027,493	1,616,183
Collection Agency Cash Fund		417,724	447,294	373,428	509,178	401,291
UCCC Cash Fund		1,193,427	1,389,386	1,138,722	1,518,315	1,214,892

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

INDIRECT COST ASSESSMENT - CONSUMER PROTECTION

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
INDIRECT COST ASSESSMENT	334,907		471,352		467,308		467,308	-	473,671	-
General Fund Exempt										
General Fund										
Cash Funds	297,695		434,140		427,253		427,253		433,071	
Reappropriated Funds	37,212		37,212		40,055		40,055		40,600	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

INDIRECT COST ASSESSMENT - CONSUMER PROTECTION

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
INDIRECT COST ASSESSMENT	334,907		471,352		467,308		467,308		473,671	
Cash Funds	297,695		434,140		427,253		427,253		433,071	
Reappropriated Funds	37,212		37,212		40,055		40,055		40,600	
INDIRECT COST ASSESSMENT	334,907		471,352		467,308		467,308		473,671	
Cash Funds	297,695		434,140		427,253		427,253		433,071	
Reappropriated Funds	37,212		37,212		40,055		40,055		40,600	
RECONCILIATION OF FUNDS										
Long Bill Appropriation	334,907		471,352				467,308			
Supplemental Appropriation										
Lapsed Spending Authority CF	(17,510)		-							
TOTAL RECONCILIATION	317,397		471,352				467,308			

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law

INDIRECT COST ASSESSMENT - CONSUMER PROTECTION

Item	Fund Number	Actual	Actual	Approp	Estimate	Request
		FY 2012	FY 2013	FY 2014	FY 2014	FY 2015
Schedule 3 Total		334,907	471,352	467,308	467,308	473,671
General Funds						
General Funds Exempt						
Cash Funds		297,695	434,140	427,253	427,253	433,071
Reappropriated Funds		37,212	37,212	40,055	40,055	40,600
Cash Funds		297,695	434,140	427,153	427,153	433,071
146 Department Custodials Funds		49,615	161,252	160,119	160,119	162,402
DOLA-Manuf Housing Fund		-	-		-	-
No-Call Fund					-	-
Tobacco Litigation Defense Fund		12,404	12,404		-	-
Collection Agency Board Fund		68,222	68,222	77,440	77,440	78,494
UCCC Custodial Fund		12,404	12,404	-	-	-
Uniform Consumer Credit Code fund		155,050	179,858	189,594	189,594	192,175
Reappropriated Funds		37,212	37,212	40,055	40,055	40,600
Department Custodials Funds		-	-			
Collection Agency Board Fund		-	-			
Tobacco Litigation Defense Fund		-	-			
UCCC Custodial Fund		-	-			
UCCC Fund Balance		-	-			
Division of Real Estate Cash Fund		37,212	37,212	40,055	40,055	40,600
Federal Funds						

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

DISTRICT ATTORNEY'S SALARIES

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
District Attorney Salaries	2,479,847		2,656,471		2,676,960		2,676,960	-	2,697,656	-
General Fund	2,479,847		2,656,471		2,676,960		2,676,960		2,697,656	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

DISTRICT ATTORNEY'S SALARIES

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
District Attorney Salaries	2,200,044		2,288,088				2,288,000		2,288,088	
PERA/Other Retirement Plans	168,304		232,241				232,232		232,241	
SB 04.257 A.E.D.	61,777		73,219				82,368		91,524	
SB 06.235 S.A.E.D.	49,722		62,923				74,360		85,803	
Subtotal	2,479,847		2,656,471				2,676,960		2,697,656	
TOTAL D.A. SALARIES	2,479,847		2,656,471		2,676,960		2,676,960		2,697,656	
General Fund	2,479,847		2,656,471		2,676,960		2,676,960		2,697,656	
RECONCILIATION OF FUNDS										
Long Bill Appropriation	2,534,796		2,656,368		2,676,960		2,676,960		2,697,656	
Supplemental (SB11-144)										
SB 11-76 PERA Reduction	(55,000)						0		0	
Reversion	(1)									
AED/SAED POT Increase	52		103						-	
TOTAL RECONCILIATION	2,479,847		2,656,471		2,676,960		2,676,960		2,697,656	

Department of Law

DISTRICT ATTORNEY'S SALARIES

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Schedule 3 Total	2,479,847		2,656,471		2,676,960		2,676,960		2,697,656	
General Fund	2,479,847		2,656,471		2,676,960		2,676,960		2,697,656	

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

LITIGATION MANAGEMENT FUND

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Litigation Management Fund	250,894	-	325,000	-	325,000		325,000	-	200,000	-
General Fund	-		-		-		-		-	
General Fund Exempt										
Cash Funds	250,894		325,000		325,000		325,000		200,000	
Reappropriated Funds	-		-		-		-		-	

SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL

Department of Law

LITIGATION MANAGEMENT FUND

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Litigation Management Fund										
DOL Transfers to CDOT										
DOL Transfers to Capitol Construction (461)										
1120 SPS Temporary FT Wages	-		-							
1622 CN PERA	-		-							
1920 Professional Services	19,375		15,910				325,000		200,000	
1962 PERSONAL SVCS- IT - CONSULTING	9,080		32,321							
1961 PS IT Software	-		-							
2150 Custodial Services	-		-							
2160 Janitorial Service	-		-							
2170 Waste Disposal Services	-		202							
2210 Bldg Maintenance/Repair Svcs	-		-							
2220 Building Grounds Maintenance	-		-							
2230 Equipment Contract Maintenance	286		733							
2231 ADP Equip Maint/Repair Services	7,722		11,136							
2232 Software Upgrades	54,394		32,082							
2268 Rental of IT Software Network	35,000		-							
2630 Telephone	-		-							
2631 Comm Svcs from Outside Sources	1,085		678							
2641 Other ADP Billings - Purchase Services	-		-							
2650 OIT Purchased Services	-		-							
2660 Insurance	-		-							
2680 Printing/Reproduction	-		-							
2810 Freight & Storage	-		-							
2820 Other Purchased Services	-		-							
2830 Office Moving/Purchased Services	-		-							
2831 Storage Purchased Service	480		291							
3110 Other Supplies and Materials	-		-							
3112 Automotive Supplies	-		-							
3114 Custodial	-		-							
3115 DP Supplies	28		-							
3116 Purchase/Leased Software	20,055		1,915							
3117 Educational	-		-							

SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL

Department of Law

LITIGATION MANAGEMENT FUND

Item		Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
		Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
3120	Books & Subscriptions	-		394							
3121	Office Supplies	21		803							
3122	Microfilming/Photo. Supplies	-		-							
3123	Postage	10		-							
3124	Printing	-		-							
3126	Repair & Maintenance/Supplies	-		-							
3128	Non-Capitalized Equipment	750		-							
3131	Noncap. Building Mat'ls	-		-							
3140	Non-Capitalized IT - PC's	11,721		14,843							
3141	Non-Capitalized IT - Servers	22,709		-							
3142	Non-Capitalized IT - Network	-		255							
3143	Non-Capitalized IT - Other	249		9,726							
3146	Non-Capitalized IT - SW	5,643		-							
4170	Miscellaneous Fees	-		-							
4180	Official Functions	-		-							
4220	Registration Fees	-		367							
6140	Buildings and Improves. to Bldg.	-		10,508							
6212	IT Servers - Direct Purchase	62,286		2,609							
6213	IT PC SW - Direct Purchase	-		-							
6214	IT Other- Direct Purchase	-		125,000							
EALA	OT CS DOL Internal	-		65,227							
Expense Subtotal:		250,894		325,000				325,000		200,000	
Rollforward								-		-	
TOTAL Litigation Management Fund		250,894		325,000				325,000	-	200,000	-
General Fund								-			
General Fund Exempt								-			
Cash Funds		250,894		325,000				325,000		200,000	
Reappropriated Funds		-		-						-	
RECONCILIATION OF FUNDS											
Long Bill Appropriation		325,000		325,000				325,000		325,000	
Decision Item: Information Technology Asset Maint								-		(125,000)	
Excess GF transfers to CDOT											
Rollforward from Previous FY								-			

SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL

Department of Law

LITIGATION MANAGEMENT FUND

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Rollforward to Subsequent FY (Hettrick DNA)							-			
Lapsed CF Spending Authority	(74,106)									
Lapsed CFE Spending Authority										
TOTAL RECONCILIATION	250,894		325,000				325,000			
GRAND TOTAL	250,894		325,000		325,000		325,000		200,000	
General Fund	-		-				-		-	
General Fund Exempt	-		-				-		-	
Cash Funds	250,894		325,000		325,000		325,000		200,000	
Reappropriated Funds	-		-				-		-	
Federal Funds	-		-				-		-	

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law

LITIGATION MANAGEMENT FUND

Item	Fund Number	Actual	Actual	Approp	Estimate	Request
		FY 2012	FY 2013	FY 2014	FY 2014	FY 2015
Schedule 3 Total		250,894	325,000		325,000	200,000
General Funds		-	-			-
General Funds Exempt		-	-		-	-
Cash Funds		250,894	325,000		325,000	200,000
Reappropriated Funds		-	-		-	-
Cash Funds						
Attorney Fees and Costs	13H	-	231,511		325,000	200,000
26Q Fund Balance		250,894	93,489		-	
Reappropriated Funds						
Attorney Fees and Costs	13H	-	-			
LSSA Excess Revenues		-	-		-	-

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law		TOBACCO LITIGATION								
Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Tobacco Litigation Fund	745,624	-	1,239,856	-	1,250,000		1,250,000	-	1,250,000	-
General Fund	-		-		-		-		-	
General Fund Exempt	-		-		-		-		-	
Cash Funds	745,624		1,239,856		1,250,000		1,250,000		1,250,000	
Reappropriated Funds	-		-		-		-		-	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law		TOBACCO LITIGATION								
Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Tobacco Litigation Fund							1,250,000		1,250,000	
General Fund							-			
General Fund Exempt							-			
Cash Funds							1,250,000		1,250,000	
Personal Service Codes:										
1920 - Personal Services Professional	745,624		1,239,856				1,250,000		1,250,000	
Personal Service Subtotal:	745,624		1,239,856				1,250,000		1,250,000	
Operating Expenses:										
1930 Litigation	-		-							
2231 IT Hardware Maint/Repair Svcs	-		-							
2530 - Out-Of-State Travel	-		-							
2531 - Common Carrier Fares	-		-							
2532 - Personal Travel Per Diem	-		-							
2641 - Other DPA Billing - Purch Svcs	-		-							
3121 - Office Supplies	-		-							
3123 - Postage	-		-							
3128 - NonCap Equipment	-		-							
Operating Expenses Subtotal:	-		-				-	-	-	-
Tobacco Refinance Decision Item	-		-				-		1,250,000	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

TOBACCO LITIGATION

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
General Fund							-			
Cash Funds	-		-				-		1,250,000	
Long Bill Appropriation	880,000		880,000				-			
General Fund	-		-							
Cash Funds	880,000		880,000				-			
Reappropriated Funds	-		-							
SPECIAL BILLS									-	
<i>SB 11-209 Long Bill Add On</i>	-		715,630				-			
General Fund										
Reappropriated Funds										
TOBACCO LITIGATION TOTAL	745,624		1,239,856		1,250,000		1,250,000		1,250,000	
General Fund										
General Fund Exempt							-		-	
Cash Funds	745,624		1,239,856		1,250,000		1,250,000		1,250,000	
Reappropriated Funds									-	
RECONCILIATION OF FUNDS										
Long Bill Appropriation	880,000		880,000				1,250,000			
<i>SB 11-209 Long Bill Add On</i>			715,630				-		-	
<i>SB 11-209 Long Bill Add On</i>	-		-				-			
Rollforward from Previous FY							-			
Rollforward to Subsequent FY										
Reversion										
Lapsed Appropriation Cash Funds	(134,376)		(355,774)							
TOTAL RECONCILIATION	745,624		1,239,856				1,250,000			

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law

TOBACCO LITIGATION

Item	Actual FY 12	Actual FY 13	Approp FY 14	Estimate FY 14	Request FY 15
	Total Funds	Total Funds	Total Funds	Total Funds	Total Funds
Schedule 3 Total	745,624	1,239,856	1,250,000	1,250,000	1,250,000
General Fund	-	-	-	-	-
General Fund Exempt	-	-	-	-	-
Cash Funds	745,624	1,239,856	1,250,000	1,250,000	1,250,000
Reappropriated Funds	-	-	-	-	-
Cash Funds					
Tobacco Litigation Defense Account	745,624	1,239,856	1,250,000	1,250,000	1,250,000
Rollforward from previous year			-	-	
Excess Revenues from LSSA Line					
Reappropriated Funds					
Tobacco Litigation Defense Account				-	-
Excess Revenues from LSSA Line				-	

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

LOBATO LITIGATION

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Tobacco Litigation Fund	242,037	-	-	-	50,000		50,000	-	-	-
General Fund	-		-		-		-		-	
General Fund Exempt	-		-		-		-		-	
Cash Funds	-		-		-		-		-	
Reappropriated Funds	242,037		-		50,000		50,000		-	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

LOBATO LITIGATION

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Lobato Litigation							-		-	
General Fund							-			
General Fund Exempt							-			
Reappropriated Funds							-		-	
Personal Service Codes:										
1120 SPS Temp Full Time Wages	2,311		-							
1520 Medicare	34		-							
SPS Retirement Plans	1,254		-							
1524 SPS AED	60		-							
1525 SPS SAED	46		-							
1920 - Personal Services Professional	3,450		-				50,000		-	
Personal Service Subtotal:	7,155		-				50,000		-	
Operating Expenses:										
1930 Litigation	3,379		-				-			
2231 IT Hardware Maint/Repair Svcs	528		-							
2259 Parking Fee Reimbursement	28		-							
2510 In-State Travel	-		-							
2511 In -State Common Carrier Fares	-		-							

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

LOBATO LITIGATION

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
2512 In-State- Pers Travel Per Diem	62		-							
2513 In State Pers Vehicle Reimbursemer	60		-							
2530 Out of State Travel	445		-							
2531 Out of State Common Carrier Fares	3,090		-							
2532 OS Personal Travel Per Diem	2,330		-							
2630 Comm Svs Div of Telectom	34		-							
2631 Comm Svs from Outside Sources	771		-							
2641 Other ADP Billing - Purchased Serv	-		-				-			
2680 Printing/Reproduction Svs	-		-							
3115 Data Processing Supplies	197		-							
3116 Non Cap IT PC SW	-		-							
3120 Books/ Periodicals Subscription	-		-							
3121 Office Supplies	2,768		-							
3123 Postage	489		-							
3128 Non Capitalized Equipment	349		-							
3143 Non Cap IT Other	212		-							
3140 Non Capitalized IT PCs	-		-							
4180 Official Function	1,151		-							
Operating Expenses Subtotal:	15,893		-				-		-	
Rollforwards	-		-				-		-	
Cash Funds							-			
Reappropriated Funds	218,989						-			
Long Bill Appropriation							-			
General Fund										
Cash Funds							-			
Reappropriated Funds	-		-							
SPECIAL BILLS										
<i>SB07-113 Use of Tobacco Lit Fund</i>							-			
General Fund										
Reappropriated Funds										

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

LOBATO LITIGATION

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
LOBATO LITIGATION TOTAL	242,037		-		50,000		50,000		-	
General Fund										
General Fund Exempt							-			
Cash Funds					-					
Reappropriated Funds	242,037		-		50,000		50,000		-	
RECONCILIATION OF FUNDS										
Long Bill Appropriation	432,500		50,000		50,000		50,000		0	
BR 1 Lobato Base Reduction									0	
<i>Supplemental SB 11-144</i>	-		-				-		-	
<i>1331 Supplemental for FY07</i>							-			
Rollforwards from Previous FY							-			
Rollforward to Subsequent FY	617,051									
Reversion										
Lapsed Appropriation Reappropriated Funds	(807,514)		(50,000)							
TOTAL RECONCILIATION	242,037		-		50,000				-	

Lobato Roll Forwards:

Blue Moose	166,138
Moloney	39,650
Hunter & Geist	309,644
IDEA	1,619
Hanusheck	100,000
Total	617,051

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law

LOBATO LITIGATION

Item	Actual FY 12	Actual FY 13	Approp FY 14	Estimate FY 14	Request FY 15
	Total Funds	Total Funds	Total Funds	Total Funds	Total Funds
Schedule 3 Total	242,037	-	50,000	50,000	-
General Fund	-	-	-	-	-
General Fund Exempt	-	-	-	-	-
Cash Funds	-	-	-	-	-
Reappropriated Funds	242,037	-	50,000	50,000	-
Reappropriated Funds					
Governor's Office	-		50,000	50,000	0
	-			-	

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

LOWRY RANGE LITIGATION

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Tobacco Litigation Fund	-	-	238,007	-	616,520		616,520	-	392,400	-
General Fund	-		-		-		-		-	
General Fund Exempt	-		-		-		-		-	
Cash Funds	-		238,007		616,520		616,520		392,400	
Reappropriated Funds	-		-		-		-		-	

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

LOWRY RANGE LITIGATION

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Lowry Range Litigation							616,520		-	
General Fund							-			
General Fund Exempt							-			
Cash Fund							616,520		392,400	
Personal Service Codes:										
1120 SPS Temp Full Time Wages	-		-							
1520 Medicare	-		-							
1522 SPS PERA	-		-							
1524 SPS AED	-		-							
1525 SPS SAED	-		-							
1920 - Personal Services Professional	-		214,914				600,000		-	
Personal Service Subtotal:	-		214,914				600,000		-	
Operating Expenses:										
1930 Litigation	-		-				16,520		-	
2231 IT Hardware Maint/Repair Svcs	-		-							
2510 In-State Travel	-		-							
2511 In -State Common Carrier Fares	-		-							
2512 In-State- Pers Travel Per Diem	-		-							

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

LOWRY RANGE LITIGATION

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
2513 In State Pers Vehicle Reimbursemer	-		-							
2530 Out of State Travel	-		-							
2531 Out of State Common Carrier Fares	-		-							
2532 OS Personal Travel Per Diem	-		-							
2630 Comm Svs Div of Telectom	-		-							
2631 Comm Svs from Outside Sources	-		-							
2641 Other ADP Billing - Purchased Servic	-		23,093				-			
2680 Printing/Reproduction Svs	-		-							
3115 Data Processing Supplies	-		-							
3116 Non Cap IT PC SW	-		-							
3120 Books/ Periodicals Subscription	-		-							
3121 Office Supplies	-		-							
3123 Postage	-		-							
3128 Non Capitalized Equipment	-		-							
3143 Non Cap IT Other	-		-							
3140 Non Capitalized IT PCs	-		-							
Operating Expenses Subtotal:	-		23,093				16,520		-	
DI #6: Lowry Range Litigation	-		-				-	-		-
Cash Funds									392,400	
Reappropriated Funds	-		-				-			
Lowry Range Litigation	-		238,007		616,520		616,520		-	
General Fund									-	
General Fund Exempt									-	
Cash Funds			238,007		616,520		616,520		-	
Reappropriated Funds	-		-				-		-	
RECONCILIATION OF FUNDS										
Long Bill Appropriation	-		638,870		616,520		616,520		0	
Budget change from decision item									392,400	
<i>Supplemental SB 11-144</i>	-		-				-		-	
<i>1331 Supplemental for FY07</i>										
Rollforwards from Previous FY										

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

LOWRY RANGE LITIGATION

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Rollforward to Subsequent FY Reversion	-		-							
Lapsed Appropriation Cash Funds	-		(400,863)				-			
TOTAL RECONCILIATION	-		238,007		616,520		616,520		392,400	

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law

LOWRY RANGE LITIGATION

Item	Actual FY 12	Actual FY 13	Approp FY 14	Estimate FY 14	Request FY 15
	Total Funds	Total Funds	Total Funds	Total Funds	Total Funds
Schedule 3 Total	-	238,007	616,520	616,520	392,400
General Fund	-	-	-	-	-
General Fund Exempt	-	-	-	-	-
Cash Funds	-	238,007	616,520	616,520	392,400
Reappropriated Funds	-	-	-	-	-
Reappropriated Funds	-		0	0	0
	-			-	

SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL

Department of Law

ATTORNEYS FEES AND COSTS 13H

Item	Actual FY12		Actual FY13		Approp FY14		Estimate FY14		Request FY15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Attorney Fees and Costs										
DOL Internal Transfer	7,426		231,511				375,000		250,000	
2268- Rental IT Software Network			110,480							
6140 - Buildings and Improves. to Bldg.										
6216- IT Server SW - Direct Purchase			43,890							
6220 - Office Furn & Equip										
6280 - Other Capital Equipment (direct purchase)										
6410 - ADP Equipment-Lease Purchase										
Expense Subtotal:							-		-	
Decision Item										
Cash Funds Exempt										
EXPENSE TOTAL:	7,426		385,881				375,000		250,000	
General Fund										
General Funds Exempt										
Cash Funds							-		-	
Cash Funds Exempt	7,426		385,881				375,000		250,000	
TOTAL Attorneys Fees and Costs Custodial	7,426	0.0	385,881	-			375,000	-	250,000	-
Cash Funds										
Cash Funds Exempt	7,426		385,881				375,000		250,000	
GRAND TOTAL	7,426	0.0	385,881	-			375,000	-	250,000	-
General Fund	-		-				-		-	
General Fund Exempt	-		-				-		-	
Cash Funds	-		-				-		-	
Cash Funds Exempt	7,426		385,881				375,000		250,000	
Federal Funds										

SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL

Department of Law

CP- CUSTODIAL - 146

Item	Actual FY12		Actual FY13		Approp FY14		Estimate FY14		Request FY15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
PERSONAL SERVICES										
DOL Internal Transfer	466,456		1,000,653				1,093,237		1,106,414	
Regular Wages	-		24,878							
Temporary Services	293,402		151,698							
Medicare	4,254		2,696							
PERA	22,445		18,873							
AED	8,253		5,974							
SAED	6,648		5,143							
Short Term Disability			29							
HLD			2,070							
Umemployment			17							
PERSONAL SERVICES TOTAL	801,459		1,212,030							
OPERATING EXPENSES										
1910 Personal Services Temp Services	2,500		-							
1920 Professional Services	550,000		600,000				2,500,000		1,300,000	
1930 Purchased Service - Litigation	187		64,954							
1961 IT Personal Services - Software	1,800		-							
1962 Personal Services IT Consulting	4,703		5,011							
2231 IT Hardware Maintenance/Repair	2,372		950							
2232 IT Software Upgrad Services	6,490		6,270							
2255 Rental of Buildings	-		-							
2512 In State Pers Travel Per Diem			289							
2513 IS Personal Vehicle Reimbursement	156		190							
2520 IS Travel/Non Employee	-		-							
2522 IS Non Emp - Pers Per Diem	254		-							
2523 IS/Non-Emp - Pers Veh Reimb	267		-							
2530 Out of State Travel	1,195		497							
2531 OS Common Carrier Fares	4,648		2,934							
2532 OS Personal Travel Per Diem	5,439		2,531							
2533 OS Personal Vehicle Reimbursement	-		-							

SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL

Department of Law

CP- CUSTODIAL - 146

Item	Actual FY12		Actual FY13		Approp FY14		Estimate FY14		Request FY15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
2550 Out of Country Travel	-		-							
2552 OC Pers Travel Reimbursement	-		-							
2630 Telephone	92		94							
2631 Comm Svcs from Outside Sources	-		107							
2641 Other ADP Billings - Purchase Services	-		-							
2660 Insurance	-		-							
2680 Contract Printing	7,958		53							
2681 Photocopy Reimbursement	-		-							
2810 Freight & Storage	-		-							
2820 Other Purchased Services	441		-							
2830 Office Moving/Purchased Services	-		-							
3110 Other Supplies and Materials	-		-							
3112 Automotive Supplies	-		-							
3114 Custodial	-		-							
3115 DP Supplies	-		-							
3116 Purchase/Leased Software	-		51,146							
3117 Educational	-		-							
3120 Books & Subscriptions	-		173							
3121 Office Supplies	-		2,556							
3122 Microfilming/Photo. Supplies	-		-							
3123 Postage	155		-							
3124 Printing	-		-							
3126 Repair & Maintenance/Supplies	-		-							
3128 Non-Capitalized Equipment	-		3,400							
3131 Non-Capitalized Bldg Mat.	-		-							
3132 Noncap Office Furn/Office Syst	-		12,661							
3140 Noncap IT - PC'S	-		-							
3143 Noncap IT - Other	-		45,216							
3940 Electricity	-		-							
3950 Gasoline	-		-							
4100 Other Operating Expenses	-		-							
4140 Dues & Memberships	-		175							
4151 Interest Late Payments	-		61							
4170 Miscellaneous Fees	-		379							

SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL

Department of Law

CP- CUSTODIAL - 146

Item	Actual FY12		Actual FY13		Approp FY14		Estimate FY14		Request FY15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
4180 Official Functions	4,684		-							
4220 Registration Fees	2,683		1,025							
5540 Distributions Other State			27,798							
5781 Grants to Non Gov Org			1,000,000							
6140 Buildings and Improves. to Bldg.	-		-							
6210 Other Capital Equipment	-		-							
6212 IT Servers	18,018		-							
6220 Office Furn & Equip	-		-							
6222 Off Furn Off System Direct Purchase			437,626							
6224 Off Furn Fixtures Direct Purchase			30,581							
6280 Other Capital Equipment (direct purchase)	-		-							
6410 ADP Equipment-Lease Purchase	-		-							
OPERATIONAL EXPENSES SUBTOTAL	1,415,502		3,508,709				3,593,237		2,406,414	
TOTAL CP Custodial	1,415,502		3,508,709				3,593,237		2,406,414	
General Fund										
General Funds Exempt										
Cash Funds										
Cash Funds Exempt	1,415,502		3,508,709				3,593,237		2,406,414	
GRAND TOTAL	1,415,502		3,508,709				3,593,237		2,406,414	
General Fund	-		-				-		-	
General Fund Exempt	-		-				-		-	
Cash Funds	-		-				-		-	
Reappropriated Funds	1,415,502		3,508,709				3,593,237		2,406,414	
Federal Funds										

SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL

Department of Law

SPECIAL PROSECUTIONS CUSTODIAL #147

Item	Actual FY12		Actual FY13		Approp FY14		Estimate FY14		Request FY15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Special Prosecutions Custodial										
1110 Reg. FT Wages	-		-							
1520 Medicare Contribution	-		-							
1522 PERA	-		-							
1524 Amort. Equal Disburmt	-		-							
1525 Suppl Amort Equal Disburmt	-		-							
1920 PS / Professional	19,597		-							
2540 Out-Of-State Travel/Non-Empl	-		-							
2541 OS Non-Empl-Common Carrier	-		-							
2542 OS Non-Empl/Pers Per Diem	-		-							
3121 Office Supplies	-		-							
3122 Photographic Supplies	-		-							
3131 Non-Capt. Buidling Mat'l	-		-							
4170 Misc Fees and Fines			19				20		20	
6224 Off Furn Fixtures Direct Purchase			21,044							
Expense Subtotal:	19,597		21,063				20		20	
Decision Item										
Cash Funds Exempt										
EXPENSE TOTAL:	19,597		21,063				20		20	
General Fund										
General Funds Exempt										
Cash Funds										
Cash Funds Exempt	19,597		21,063				20		20	
GRAND TOTAL	19,597		21,063				-		-	
General Fund	-		-				-		-	
General Fund Exempt	-		-				-		-	
Cash Funds							-		-	
Cash Funds Exempt	19,597		21,063				-		-	
Federal Funds							-			

SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL

Department of Law

NATURAL RESOURCES CUSTODIAL FUNDS #148

Item	Actual FY12		Actual FY13		Approp FY14		Estimate FY14		Request FY15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Natural Resources Custodial Funds										
1920 - PS / Professional	1,712		-				-			
4170 Misc Fees and Fines			26				26		26	
5570- Distributions Intergov entity	136,595		-							
Expense Subtotal:	138,307		26				-		-	
EXPENSE TOTAL:	138,307		26				26		26	
General Fund										
General Funds Exempt										
Cash Funds							-			
Cash Funds Exempt	138,307		26				26		26	
GRAND TOTAL	138,307		26				26		26	
General Fund							-		-	
General Fund Exempt							-		-	
Cash Funds							-		-	
Cash Funds Exempt	138,307		26				26		26	
Federal Funds										

SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL

Department of Law

MORTGAGE FRAUD SETTLEMENT FUND 14D

Item	Actual FY12		Actual FY13		Approp FY14		Estimate FY14		Request FY15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
PERSONAL SERVICES										
DOL Internal Transfer										
1210 Regular Wages			49,615				66,153		66,153	
1220 Temporary Services			-							
1620 Medicare			715				959		959	
1621 PERA			5,008				6,715		6,715	
1624 AED			1,612				2,382		2,382	
1625 SAED			1,398				2,150		2,150	
1613 Short Term Disability			76				126		126	
HLD			73				105		105	
1632 Umemployment			-							
1630 Other Employee Benefits			35							
PERSONAL SERVICES TOTAL			58,532				78,589		78,589	
OPERATING EXPENSES										
1910 Personal Services Temp Services			-							
1920 Professional Services			16,425,000				5,921,411		5,921,411	
1930 Purchased Service - Litigation			-							
1961 IT Personal Services - Software			-							
1962 Personal Services IT Consulting			-							
2231 IT Hardware Maintenance/Repair			-							
2232 IT Software Upgrad Services			-							
2255 Rental of Buildings			-							
2512 In State Pers Travel Per Diem			-							
2513 IS Personal Vehicle Reimbursement			80							
2520 IS Travel/Non Employee			-							
2522 IS Non Emp - Pers Per Diem			-							
2523 IS/Non-Emp - Pers Veh Reimb			-							
2530 Out of State Travel			256							
2531 OS Common Carrier Fares			4,109							
2532 OS Personal Travel Per Diem			1,998							

SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL

Department of Law		MORTGAGE FRAUD SETTLEMENT FUND 14D									
Item	Actual FY12		Actual FY13		Approp FY14		Estimate FY14		Request FY15		
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	
2533 OS Personal Vehicle Reimbursement			-								
2550 Out of Country Travel			-								
2552 OC Pers Travel Reimbursement			-								
2630 Telephone			-								
2631 Comm Svcs from Outside Sources			-								
2641 Other ADP Billings - Purchase Services			-								
2660 Insurance			-								
AANE DOL to DOLA			18,195,188								
Cash Funds Exempt											
EXPENSE TOTAL:	-		34,685,163				6,000,000		6,000,000		
General Fund											
General Funds Exempt											
Cash Funds	-						-				
Cash Funds Exempt	-		34,685,163				-		-		
TOTAL Mortgage Fraud Custodial	-		34,685,163				6,000,000		6,000,000		
Cash Funds	-		-				-				
Cash Funds Exempt	-		34,685,163				-		-		
GRAND TOTAL	-		34,685,163				6,000,000		6,000,000		
General Fund	-		-				-		-		
General Fund Exempt	-		-				-		-		
Cash Funds	-		-				-		-		
Cash Funds Exempt	-		34,685,163				6,000,000		6,000,000		
Federal Funds							-				

SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL

Department of Law

POST CUSTODIAL 14P

Item	Actual FY12		Actual FY13		Approp FY14		Estimate FY14		Request FY15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
1622 - CN PERA										
1910 - PS Temporary Services										
1920 - Professional Services										
2230 - Equipment Contract Maintenance										
2231 - ADP Equip Maint/Repair Services										
2232 - Software Upgrades	-		-							
2630 - Telephone										
3115 - DP Supplies										
3120 - Books & Subscriptions										
4170 - Miscellaneous Fees			17							
6410 - ADP Equipment-Lease Purchase										
5140 - Grant Intergovernmental							-			
5781 - Grant to Nongovern/Organization										
6224 - Office Furn/Fixtures Direct Purchase			4,476							
Expense Subtotal:	-		4,493				-		-	
EXPENSE TOTAL:	-		4,493				-		-	
Cash Funds	-		4,493				-		-	
Cash Funds Exempt	-		-				-		-	
TOTAL POST Custodial	-		4,493				-		-	
Cash Funds	-		4,493				-		-	
Cash Funds Exempt	-		-				-		-	
GRAND TOTAL	-		4,493				-		-	
General Fund	-		-				-		-	
General Fund Exempt	-		-				-		-	
Cash Funds	-		4,493				-		-	
Cash Funds Exempt	-		-				-		-	
Federal Funds	-		-				-		-	

SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL

Department of Law

UCCC CUSTODIAL 16B

Item	Actual FY12		Actual FY13		Approp FY14		Estimate FY14		Request FY15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
DOL Internal Transfer	92,404		95,059				-		-	
1120 SPS Temp FT Wages	9,393		-							
1220 CN Temp FT Wages	22,890		13,909							
Medicare	416		202							
Retirement Plans (PERA, Other)	2,522		1,412							
AED	953		417							
SAED	787		348							
1910 Personal Services - Temp Svcs	4,784		-							
1920 Purchased Services - Professional	5,200		10,470				30,000		30,000	
1930 Litigation	-		-							
1961 Personal Services IT Software	88,125		-							
2150 Custodial Services	-		-							
2160 Janitorial Service	-		-							
2170 Waste Disposal Services	-		-							
2210 Bldg Maintenance/Repair Svcs	-		-							
2220 Building Grounds Maintenance	-		-							
2230 Equipment Contract Maintenance	-		-							
2231 ADP Equip Maint/Repair Services	-		-							
2232 Software Upgrades	-		24,000							
2240 Motor Veh Maint/Repair Svcs	-		-							
2251 Lease Motor Pool Vehicle	-		-							
2252 Motor Pool Mileage Charge	-		-							
2253 Equipment Rental	-		-							
2254 Rental of Motor Vehicles	-		-							
2255 Rental of Buildings	-		-							
2258 Parking Fees	-		-							
2559 Parking Fee Reimbursement	-		-							
2510 In State Travel	-		-							
2512 IS Personal Travel Per Diem	-		-							
2513 IS Personal Vehicle Reimbursement	135		153							
2520 IS Travel/Non Employee	-		-							
2523 IS/Non-Emp - Pers Veh Reimb	-		-							
2530 Out of State Travel	1,225		421							
2531 OS Common Carrier Fares	5,855		2,332							
2532 OS Personal Travel Per Diem	5,301		2,841							
2533 OS Personal Vehicle Reimbursement	-		-							
2550 Out of Country Travel	-		-							

SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL

Department of Law

UCCC CUSTODIAL 16B

Item	Actual FY12		Actual FY13		Approp FY14		Estimate FY14		Request FY15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
2552 OC Pers Travel Reimbursement	-		-							
2630 Telephone	-		-							
2631 Comm Svcs from Outside Sources	-		-							
2641 Other ADP Billings - Purchase Services	-		1,525							
2660 Insurance	-		-							
2680 Contract Printing	-		-							
2681 Photocopy Reimbursement	-		-							
2810 Freight & Storage	-		-							
2820 Other Purchased Services	-		904							
2830 Office Moving/Purchased Services	-		-							
3110 Other Supplies and Materials	-		-							
3112 Automotive Supplies	-		-							
3114 Custodial	-		-							
3115 DP Supplies	-		-							
3116 Purchase/Leased Software	-		2,443							
3117 Educational	-		-							
3120 Books & Subscriptions	5,012		982							
3121 Office Supplies	-		31							
3122 3122 - Microfilming/Photo. Supplies	-		-							
3123 Postage	10		157							
3124 Printing	-		-							
3126 Repair & Maintenance/Supplies	-		-							
3128 Non-Capitalized Equipment	-		-							
3940 Electricity	-		-							
3950 Gasoline	-		-							
3131 Noncap Building Mat's	-		-							
3132 Noncap Office Furn/Off. Syst	-		-							
3140 Noncap IT PC's	-		5,926							
3143 Noncap IT - Other	-		288							
4100 Other Operating Expenses	-		-							
4140 Dues & Memberships	2,020		2,440							
4151 Interest Late Payments	-		-							
4170 Miscellaneous Fees	-		174							
4180 Official Functions	-		853							
4120 Bad Debt Expense	-		-							
4220 Registration Fees	1,780		4,086							
6140 Buildings and Improves. to Bldg.	-		-							

SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL

Department of Law

UCCC CUSTODIAL 16B

Item	Actual FY12		Actual FY13		Approp FY14		Estimate FY14		Request FY15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
6210 6210 - Other Capital Equipment	-		-							
6222 Office Furn & Equip Dir Pur	-		270,208							
6224 Off Furn Fixtures Direct Purchase			3,933							
Expense Subtotal:	248,811		445,514				30,000		30,000	
EXPENSE TOTAL:	248,811		445,514				30,000		30,000	
Cash Funds	248,811		445,514				30,000		30,000	
Reappropriated Funds	-		-				-		-	
TOTAL UCCC CUSTODIAL	248,811		445,514				30,000		30,000	
Cash Funds	248,811		445,514				30,000		30,000	
Reappropriated Funds	-		-				-		-	
GRAND TOTAL	248,811		445,514				30,000		30,000	
Cash Funds	248,811		445,514				30,000		30,000	
Cash Funds Exempt	-		-				-		-	
Federal Funds							-		-	

SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL

Department of Law

CAB CUSTODIAL 19A

Item	Actual FY12		Actual FY13		Approp FY14		Estimate FY14		Request FY15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
1120 SPS Temp FT Wages	0		-							
1520 SPS FICA-Medicare Contribution	0		-							
1522 SPS PERA	0		-							
1524 SPS PERA-Amort Equal Disbursmt	0		-							
1920 Prof Serv IT	0		-							
1930 Litigation	0		-							
1961 Pers Svs IT Software			15,000							
2150 Custodial Services	0		-							
2160 Janitorial Service	0		-							
2170 Waste Disposal Services	0		-							
2210 Bldg Maintenance/Repair Svcs	0		-							
2220 Building Grounds Maintenance	0		-							
2230 Equipment Contract Maintenance	0		-							
2231 ADP Equip Maint/Repair Services	0		-							
2232 Software Upgrades	0		-							
2240 Motor Veh Maint/Repair Svcs	0		-							
2251 Lease Motor Pool Vehicle	0		-							
2252 Motor Pool Mileage Charge	0		-							
2253 Equipment Rental	0		-							
2254 Rental of Motor Vehicles	0		-							
2255 Rental of Buildings	0		-							
2258 Parking Fees	0		-							
2559 Parking Fee Reimbursement	0		-							
2510 In State Travel	0		-							
2511 In State Comm Carrier Fares	0		-							
2512 IS Personal Travel Per Diem	0		-							
2513 IS Personal Vehicle Reimbursement	101		56							
2520 IS Travel/Non Employee	0		-							
2523 IS/Non-Emp - Pers Veh Reimb	0		-							
2530 Out of State Travel	402		141							
2531 OS Common Carrier Fares	2,454		1,074							
2532 OS Personal Travel Per Diem	2,748		762							
2533 OS Personal Vehicle Reimbursement	0		-							
2550 Out of Country Travel	0		-							
2552 OC Pers Travel Reimbursement	0		-							

SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL

Department of Law

CAB CUSTODIAL 19A

Item	Actual FY12		Actual FY13		Approp FY14		Estimate FY14		Request FY15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
2630 Telephone	0		-							
2631 Comm Svcs from Outside Sources	0		-							
2641 Other ADP Billings - Purchase Services	0		-							
2660 Insurance	0		-							
2680 Contract Printing	0		-							
2681 Photocopy Reimbursement	0		-							
2810 Freight & Storage	0		-							
2820 Other Purchased Services	0		-							
2830 Office Moving/Purchased Services	0		-							
3110 Other Supplies and Materials	0		-							
3112 Automotive Supplies	0		-							
3114 Custodial	0		-							
3120 Book/Periodicals Subscription	0		-							
3123 Postage			83							
3132 Noncap Office Furn/Office Syst	0		-							
3117 Educational	0		-							
3121 Office Supplies	0		-							
3122 Microfilming/Photo. Supplies	0		-							
3124 Printing	0		-							
3126 Repair & Maintenance/Supplies	0		-							
3128 Non-Capitalized Equipment	0		-							
3940 Electricity	0		-							
3950 Gasoline	0		-							
4100 Other Operating Expenses	0		-							
4140 Dues & Memberships	200		200							
4151 Interest Late Payments	0		-							
4170 Miscellaneous Fees	0		127							
4180 Official Functions	0		-							
4220 Registration Fees	1,149		695							
5891 Distribution to Individuals	0		-							
6140 Buildings and Improves. to Bldg.	0		-							
6210 Other Capital Equipment	0		-							
6224 Off Furn Fixtures Direct Purchase	0		5,183							
6280 Other Capital Equipment (direct purchase)	0		-							
6410 ADP Equipment-Lease Purchase	0		-							
Expense Subtotal:	7,053		23,321				8,000		8,000	

SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL

Department of Law

CAB CUSTODIAL 19A

Item	Actual FY12		Actual FY13		Approp FY14		Estimate FY14		Request FY15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
EXPENSE TOTAL:	7,053		23,321				8,000		8,000	
Cash Funds Exempt	7,053		23,321				8,000		8,000	
GRAND TOTAL	7,053		23,321				-		-	
General Fund	0		-				-		-	
General Fund Exempt	0		-				-		-	
Cash Funds							-		-	
Reappropriated	7,053		23,321				-		-	
Federal Funds							-		-	

SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL

Department of Law

IDENTITY THEFT FINANCIAL FRAUD #19Q

Item	Actual FY12		Actual FY13		Approp FY14		Estimate FY14		Request FY15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
AARD - Transfer DOL to CDPS	84,800		80,400							
Expense Subtotal:	84,800		80,400				-		-	
EXPENSE TOTAL:	84,800		80,400				-		-	
Cash Funds Exempt	84,800		80,400				-		-	
GRAND TOTAL	84,800		80,400				-		-	
General Fund	-		-				-		-	
General Fund Exempt	-		-				-		-	
Cash Funds	-		-				-		-	
Cash Funds Exempt	84,800		80,400				-		-	
Federal Funds	-		-				-		-	

SCHEDULE 2 - PROGRAM SUMMARY

Department of Law

DNA Grant

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
/DNA Grant	415,819	2.5	464,512	2.8	0	0.0	576,007	1.6	-	
General Fund	-		-		-		-		-	
General Fund Exempt	-		464,512		-		576,007		-	
Cash Funds	-		-		-		-		-	
Reappropriated Funds							-			
Federal Funds	415,819	2.5	464,512		-		576,007			

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

DNA Grant

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
I. POSITION DETAIL										
General Prof IV	4,537	0.0								
Senior Asst Attorney General	67,692	0.8	58,210	0.6			44,271	0.3	-	0.0
Accountant II	22,481	0.4	39,361	0.2			17,602	0.3		
Asst Attorney General	29,318	0.3	90,000	1.0			48,762	0.5	-	0.0
Criminal Investigator II	74,400	1.0	79,200	1.0			42,342	0.5	-	0.0
TOTAL POSITION DETAIL	198,429	2.5	266,771	2.8			152,977	1.6	-	-
(I.A.) CONTINUATION FTE SALARY COSTS										
(Permanent FTE by position) Federal DNA Grant	198,429	2.5	266,771	2.8			152,977	1.6	-	0.0
(I.B.) OTHER PERSONAL SERVICES										
PERA on Continuation Subtotal	13,655		21,661				15,527		-	
Medicare on Continuation Subtotal	2,590		3,107				2,218		-	
Annual Leave Payments	1,649		-						-	
Non-Base Building Performance Awards									-	
Contractual	12,217		1,000				41,719		-	
Furlough Days	-		-				-		-	
Other	441		734						-	
SUBTOTAL	30,552		26,501				59,464		-	
(I.C.) PERSONAL SERVICES SUBTOTAL=										
A+B	228,981	2.5	293,272	2.8			212,441	1.6	-	0.0
(I.D.) POTS EXPENDITURES										
Health/Life Dental	21,745		28,698				16,635		-	
Salary Survey							-		-	
Performance Awards							-		-	
Short Term Disability	317		399				291		-	
SB 04.257 A.E.D.	4,999		6,863				5,507		-	
SB 06.235 S.A.E.D.	4,017		5,902				4,972		-	
Other									-	
[] Indicates a Non-add										
(I.E.) BASE PERSONAL SERVICES TOTAL=	260,059	2.5	335,135	2.8			239,846	1.6	-	0.0

SCHEDULE 3 - PROGRAM DETAIL

Department of Law

DNA Grant

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
C+D										
(I.F.)DIFFERENCE= II- I.E.									-	
(I.G.) REQUEST YEAR DECISION ITEMS										
General Fund										
Cash Funds										
Reappropriated Funds										
II. PERSONAL SERVICES REQUEST TOTAL	260,059	2.5	335,135	2.8			239,846	1.6	-	0.0
General Fund										
Cash Funds	-		-							
## Reappropriated Funds	-		-							
Federal Funds	260,059		335,135				239,846		-	

Assumption is Grant will end December 2013
with no extension

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

DNA Grant

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
OPERATING EXPENSES										
1930 Litigation	288		68				225		-	
2210 Bldg Maintenance/Repair Svcs	-		-				-			
2230 Equipment Maintenance/Repair Svcs	-		-				-			
2231 ADP Equip Maint/Repair Services	-		-				-			
2252 Motor Pool Mileage Charge	1,051		-				-		-	
2254 Rental of Motor Vehicles	-		-				-			
2255	3,141		8,400				0			
2258 Parking Fees	-		-				0			
2259 Parking Fee Reimbursement	-		-				25			
2510 Federal DNA Grant	4		-				0			
2258 Parking Fees	-		-				-			
2512 IS Personal Travel Per Diem	2,265		1,963				800			
2513 IS Personal Vehicle Reimbursement	427		-				500			
2530 Out of State Travel	-		-				-			
2531 OS Common Carrier Fares	-		-				-			
2532 OS Personal Travel Per Diem	-		-				-			
2533 OS Personal Vehicle Reimbursement	-		-				-			
2630 Comm Svcs Div of Telecom	1,800		877				425			
2631 Comm Svcs from Outside Sources	639		729				350			
2641 Other ADP Billings - Purchase Services	432		-				-			
2660 Insurance	-		483				-			
2680 Contract Printing	1,700		913				1,242			
2681 Photocopy Reimbursement	-		-				-			
2810 Freight & Storage	-		-				-			
2820 Other Purchased Services	-		-				-			
2830 Office Moving/Purchased Services	-		-				-			
3110 Other Supplies and Materials	-		-				-			
3112 Automotive Supplies	-		-				-			
3114 Custodial	-		-				-			
3115 DP Supplies	150		27				145			
3116 Purchase/Leased Software	-		-				-			
3117 Educational	-		-				-			
3120 Books & Subscriptions	1,134		930				-			
3121 Office Supplies	988		1,104				250			

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

DNA Grant

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
3122 Microfilming/Photo. Supplies	-		-							
3123 Postage	1,746		545				368			
3124 Printing	-		35				-			
3126 Repair & Maintenance/Supplies	-		-				-			
3128 Non-Capitalized Equipment	-		-				-			
3132 Non-Capitalized Furn/Office Sust	-		-				-			
3140 Non-Capitalized IT - PCs	-		2,364				-			
3141 Non-Capitalized IT - Servers	-		-				-			
3143 Non-Capitalized IT - Other	10		90				-			
3146 Non-Capitalized IT Purchased Server SW	-		-				-			
4100 Other Operating Expenses	-		-				-			
4140 Dues & Memberships	225		(113)				225			
4170 Miscellaneous Fees	-		31				-			
4180 Official Functions	69		38				-			
4220 Registration Fees	450		850				-			
5110 GRANTS-CITIES	139,242		109,242				331,606			
EBJJ Law to Judicial			800							
Operating Expense Subtotal:	155,760		129,376				336,161		-	
Decision Item										
OPERATING EXPENSE TOTAL:	155,760		129,376				336,161		-	
General Fund										
General Funds Exempt										
Cash Funds	-		-							
Federal Funds	155,760		129,376				336,161		-	
Potted Operating Expenses										
Workers' Compensation							-			
Leased Vehicle Expense							-			
Leased Space Allocation							-			
IT Asset Maintenance										
ADP Capital Outlay										
Building Security										
Total							-			
General Fund							-			

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

DNA Grant

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Cash Funds Exempt							-			
FY06 DECISION ITEMS										
Dec Item #										
Cash Funds Exempt										
Federal Funds										
Base Refinancing									-	
General Fund										
Reappropriated Funds										
FY010 Refinancing									-	
General Fund									-	
Reappropriated Funds									-	
FY11 DECISION ITEMS									-	
General Fund									-	
Projected Shortfall							-			
Reappropriated Funds							-			
TOTAL Auto Theft Grant	415,819	2.5	464,512	2.8	-	0.0	576,007	1.6	-	0.0
General Fund										
General Fund Exempt										
Cash Funds	-		-							
Reappropriated Funds	-		-		-		-			
Federal Funds	415,819		464,512			0.0	576,007		-	
RECONCILIATION OF FUNDS										
Long Bill Appropriation							-			
Supplemental HB 10-1305	-		-							
PERA, AED, SAED adjustments										
Removal of one time equipment purchases										
Classified Salary POTS										

SCHEDULE 3 - OPERATING PROGRAM DETAIL

Department of Law

DNA Grant

Item	Actual FY 12		Actual FY 13		Approp FY 14		Estimate FY 14		Request FY 15	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
Health/Life/Dental										
Short Term Disability										
SB 04.257 A.E.D.										
SB 06.235 S.A.E.D.										
Capital Complex Lease Space										
Workers Compensation										
Vehicle Lease Allocation										
IT Asset Maintenance										
ADP Capital Outlay Allocation										
Building Security										
Rollforward from Previous FY year										
Restriction										
Overexpenditure/(Reversion) - GF										
Lapsed Appropriation Reappropriated Funds										
Lapsed Appropriation Federal Funds	-		-							
TOTAL RECONCILIATION	0	0.0	-	0.0			-	0.0	-	
GRAND TOTAL	415,819	2.5	464,512	2.8	-	0.0	576,007	1.6	-	0.0
General Fund	-		-		-		-		-	
Federal Funds	415,819		464,512		-		576,007		-	

SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES

Department of Law

DNA Grant

Item	Fund Number	Actual	Actual	Approp	Estimate	Request
		FY 2012	FY 2013	FY 2014	FY 2014	FY 2015
Schedule 3 Total	DNA Grant	415,819	464,512	-	576,007	-
General Funds		-	-	-	-	-
General Funds Exempt		415,819	464,512	-	576,007	-
Cash Funds		-	-	-	-	-
Reappropriated Funds		-	-	-	-	-
Federal Funds		415,819	464,512	-	576,007	-
Reappropriated Funds		-	-	-	-	-
Federal Funds						
Federal DNA Grant		415,819	464,512		576,007	-

Receipt and Expenditures of Public Grant Sources

HB 12-1248, “Concerning Receipt of Certain Moneys by the Department of Law”, sponsored by the Joint Budget Committee, in part, authorizes the Department of Law to solicit, accept, and expend gifts, grants, and donations from public and private sources, consistent with its duties and the laws of the state. The bill requires the Department to include in its annual budget request to the Joint Budget Committee a report describing the receipt and expenditure of any such moneys. The bill repeals these new provisions after three years, effective July 1, 2015.

FY 2012-13 Department of Law receipt of resources from public sources per 24-31-108(1)(b)(I)

There were three instances during FY 2012-13 that the Department of Law received funds from public sources.

The Department of Law receives spending authority for the Auto Theft Prevention Grant Line Item through the annual Long Bill Appropriation. The Long Bill appropriation for FY 2012-13 for these efforts was \$239,075. The FY 2012-13 budget request was based on the previous year’s grant award. The budget request is due prior to the grant application to the Department of Public Safety.

The Department of Law made an application to the Department of Public Safety for FY 2012-13 efforts in an amount of \$282,234 and was approved for this amount. The increase is primarily due to the addition of a 0.5 FTE Administrative Assistant position and associated operating costs. The balance of the grant accommodates the salary and associated costs for an Assistant Attorney General and a Criminal Investigator. The Department has provided the actual expenses by object code for this grant in the Schedule 3 for FY 13 and the estimated expenditures for FY 14 and FY 15.

Additionally,, the Department receives spending authority for the Defense of the Republican River Basin Compact, through the annual Long Bill Appropriation. The FY 2012-13 appropriations for these efforts established in the Long Bill was \$110,000.

The Attorney General requested an additional \$110,000 dollars from the Colorado Water Conservation Board (CWCB) for expenditure during FY 2012-13. Per the request letter to the CWCB, “First, funds are necessary for continued outside consultant fees relating to the Compact Compliance Pipeline and Nebraska’s

proposed changes to the Republican River Compact Administration Accounting Procedures...”

“In addition, The United States Supreme Court has appointed a Special Master to hear Kansas’ current petition. Colorado is a named party to this interstate suit and is responsible for a portion of the Special Master’s expenses and fees.”

The Department has provided the actual expenses by object code for this grant in the Schedule 3 associated with the Defense of the Colorado River Basin Compact line item.

Lastly, the Department of Law received \$5,000 from the National Insurance Crime Bureau. These dollars were specifically provided for the purchase of laptops for the use of the Insurance Fraud Unit, to aid in their investigation and prosecution efforts. These dollars were booked and actual expenditures recorded in the Special Prosecution Unit Line Item and provided in the Schedule 3 for FY 13.

FY 2013-14 Department of Law anticipated receipt of resources from public sources in line per 24-31-108(1)(b)(I)

There are four known instances for FY 2013-14 that the Department of Law will receive additional grant funds.

The Department of Law received notice from the Statewide Victim Assistance and Law Enforcement Program (VALE) administered by the Department of Public Safety, that the FY 2013-14 allocation has been increased by \$3,408 to \$76,059. The FY 2013-14 Long Bill Appropriation for this effort was set at \$72,651. These dollars are included in the Appellate Unit Schedule 3.

Additionally, the Department of Law received \$9,335 of additional resources in the Auto Theft Grant Line Item from the Department of Public Safety. The additional resources will address the salary and associated benefit increases for the 2.5 FTE administering the program.

The Department was approved additional spending authority for the Defense of the Republican River Basin Compact, beyond the annual Long Bill Appropriation for FY 2013-14. The FY 2013-14 Long Bill appropriations for these efforts is \$110,000. The Colorado Water Conservation Board authorized an additional \$359,265 for use during FY 2013-14. Per the Attorney General’s request letter, the funds, “will be used for outside consultant fees, discovery expenses, arbitrator’s fees relating to Nebraska’s two plans for compact compliance....”.

Additionally the Special Master appointed by the United States Supreme Court will hold another hearing in Portland, Maine during August, 2013. This effort will require incurred expenses associated with trial preparation and related litigation expenses. Colorado will also be required to pay a portion of the costs for publishing the Special Master's final report.

Lastly, the Department of Law is receiving \$10,000 from the University of Denver and \$40,000 from the University of Colorado, to partially support the salaries of law school graduates from each institution. The Department of Law has entered into agreements with each institution to provide fellowships to a few new graduates to provide broad exposure of the Department of Law's responsibilities to these recent graduates and to help them build necessary skills to continue to advance their careers. These revenues and costs will be booked in the Legal Services to State Agencies line item, when fully executed contracts are finalized.