



**COLORADO
DEPARTMENT
OF PUBLIC SAFETY**

Office of the Executive Director
700 Kipling Street, Suite 1000
Denver, CO 80215-5865
(303) 239-4398
FAX (303) 239-4670

November 2, 2012

The Honorable Cheri Gerou, Chair
Joint Budget Committee
Legislative Services Building
200 East 14th Avenue, Third Floor
Denver, Colorado 80203

Dear Rep. Gerou and Committee Members:

Enclosed please find the Department of Public Safety's RFI #3 pursuant to the FY 2012-13 Long Bill. This RFI pertains to the Department's use of HUTF funds by division and program. Please do not hesitate to contact Teresa Anderle, CDPS Budget Director, if you have questions or require additional information.

Thank you,

James H. Davis
Executive Director

*James H. Davis, by
Kathy Christensen
acting ED*

- CC: Sen. Mary Hodge, Vice-Chair, Joint Budget Committee
- Sen. Pat Steadman, Joint Budget Committee
- Sen. Kent Lambert, Joint Budget Committee
- Rep. Jon Becker, Joint Budget Committee
- Rep. Claire Levy, Joint Budget Committee
- Viktor Bojilov, Joint Budget Committee Staff
- Dan Krug, OSPB Analyst
- Teresa Anderle, CDPS Budget Director
- Bobby Juchem, Colorado State Patrol Legislative Liaison
- Jana Locke, CDPS Legislative Liaison

John W. Hickenlooper
GOVERNOR

James H. Davis
EXECUTIVE DIRECTOR

Colorado State
Patrol

Colorado Bureau
of Investigation

Division of
Criminal Justice

Division of Fire Prevention and
Control

Division of Homeland Security and
Emergency Management



Colorado Department of Public Safety

James H. Davis
Executive Director

FY 2012-13 CDPS RFI #3 Report to the Joint Budget Committee

The Use of Highway Users Tax Fund “Off the Top” Revenue During FY 2011-12

November 2012

This report is in response to the Joint Budget Committee's request for information concerning the Department of Public Safety's use of Highway Users Tax Fund (HUTF) "Off the Top" revenue, included as part of the FY 2012-13 Long Bill. The complete text of this request for information is as follows:

3. The Department is requested to submit to the Joint Budget Committee a detailed report, on November 1 of each year, a detailed report on the Department's use of HUTF funds by division and program. Each annual report should include the amount of HUTF spent and the FTE employed for each program in the prior fiscal year, including detail on Colorado State Patrol FTE performing work for other divisions.

Two divisions within the Colorado Department of Public Safety (CDPS) receive appropriations with HUTF "Off the Top" spending authority: the Colorado State Patrol (CSP) and the Executive Director's Office (EDO). Although both divisions receive HUTF "Off the Top" appropriations, all *programs* that use these funds are within the Colorado State Patrol. Below is a brief summary of the programs that used HUTF "Off the Top" funds during FY 2011-12.

General Traffic Safety Operations and Administration

General Traffic Safety Operations and Administration Program includes all personnel and related operating expenses necessary to support the Patrol's statewide traffic safety operations. In total, the Patrol spent \$80,268,461 and 696.53 FTE in HUTF "Off the Top" to support the General Traffic Operations and Administration Program. Listed below are the personnel and operating costs included in this calculation:

- State Patrol Law Enforcement Personnel - HUTF funds supported the personnel costs of the CSP Chief, Lieutenant Colonels, Majors, Captains, Sergeants, Troopers and Technicians.
- Civilian Personnel - HUTF funds paid for personnel costs for most Civilian support staff within the State Patrol. The support staff consists of administrative support, budget, accounting, purchasing and operational development staff, needed to support CSP.
- Retirement Payouts - HUTF funds were used for sick and annual leave payouts for members of the State Patrol who retire or separate from CDPS.
- Overtime Expenses - HUTF funds supported overtime payments made to State Patrol Troopers.
- Operating Expenses - HUTF funds paid for the majority of operating expenses for State Patrol operations, including per-mile fleet vehicle charges.
- Information Technology Asset Maintenance - HUTF funds supported ongoing operating and maintenance costs for the State Patrol's Computer Aided Dispatch (CAD) and Mobile Data Computers.
- Vehicle Lease Payments - HUTF funds were used for vehicle lease payments for all vehicles operated by the State Patrol.
- EDO Personal Services - HUTF paid a small portion of the Executive Director's Office's (EDO's) personnel costs. This marginal HUTF appropriation within the

EDO's Administration Personal Services line item appeared in the FY 2003-04 Long Bill as a result of the Department's allocation of Performance-Based Pay awards.

- Purchase of Services from Computer Center - HUTF funds used to support certain services of the Governor's Office of Information Technology.
- Management and Administration of OIT - HUTF funds used to support the management and administration of the Governor's Office of Information Technology.
- Multiuse Network Payments - HUTF funds supported a portion of the payments to the Department of Personnel and Administration (DPA) for use of the Statewide Multiuse Network. These payments ensured connectivity of IT resources located throughout the Patrol's geographically disparate offices.
- Risk Management and Property Funds - HUTF funds were used to pay for the portion of payments to DPA for property insurance specifically attributable to CSP Troop Offices located within defined flood plains.
- Leased Space - HUTF funds were used to pay for non-state owned buildings occupied by State Patrol staff.
- Capitol Complex Leased Space - HUTF funds were used for payments to DPA for state-owned building leased space occupied by CSP staff.
- Communication Services Payments - HUTF funds supported payments to DPA for the support of the Statewide Digital Trunked Radio network.
- Utilities - HUTF funds were used for utilities payments for buildings occupied by CSP staff.

Communications Program

The Communications Program comprises personnel and operating costs for the State Patrol's police dispatching services to the CSP, as well as several other federal, county, and municipal law enforcement agencies throughout the State. The amount of HUTF funds used to fund this program in FY 2011-12 totaled \$6,876,935 and 102.7 FTE.

State Patrol Training Academy

The State Patrol Training Academy provides training for State Patrol Cadets, as well as in-service training for all uniformed CSP personnel, at the State Patrol's Training Academy. The amount of HUTF funds used to fund this program in FY 2011-12 totaled \$1,892,257 and 13.7 FTE.

Aircraft Program

The Aircraft Program includes both traffic safety activities in the form of aerial highway supervision, as well as passenger carrier services for State agencies. The amount of HUTF funds used to fund this program in FY 2011-12 totaled \$412,138 and 1.5 FTE.

Hazardous Materials Safety Program

The Hazardous Materials Safety Program provides scheduling, routing, permitting and inspection services for commercial vehicles carrying hazardous and nuclear materials, as well as clean-up and mitigation capabilities for hazardous materials spills. The amount of HUTF funds used to fund this program in FY 2011-12 totaled \$832,394 and 6.0 FTE.

Indirect Cost Recoveries

Through Indirect Cost Recoveries, the State collects funding for the administrative support provided by the Executive Director's Office, Department of Personnel and Administration, and other central services. The amount of HUTF funds collected to pay for these services in FY 2011-12 totaled \$7,184,799.

Victim Assistance Program

The Victim Assistance Program allows the State Patrol to offer support and services to victims of crime on Colorado's highways. The amount of HUTF funds used to support victims assistance services in FY 2011-12 totaled \$53,177.

DUI Enforcement Grants

The CSP transferred \$1,082,980 HUTF to the Colorado Dept. of Transportation to fund DUI enforcement grants to local law enforcement agencies.

Motor Carrier Safety and Assistance Program

The Motor Carrier Safety and Assistance Program (MCSAP) used HUTF to support the commercial vehicle safety inspectors transferred to the CSP by HB 10-1113. The amount of HUTF funds used to fund this program in FY 2011-12 totaled \$326,607 and 3.8 FTE.

Executive and Capitol Complex Security Program and Homeland Security Program

The Executive and Capitol Complex Security Program provides funding for expenses related to the State Patrol's State protection operations. This program provides protection to the State Capitol, Capitol Complex Buildings, the Governor, the First Family, and the Lieutenant Governor.

The Homeland Security Program provides protection of Colorado's residents and visitors from potential threats, primarily through operation of the Colorado Information and Analysis Center (CIAC) and Critical Infrastructure Protection Program.

In accordance with the JBC's direction to spend existing General Fund appropriations on these items, the Department applied as much General Funds as possible to appropriate Capitol Security and Homeland Security expenses. In FY 2010-11, the Department eliminated direct spending of HUTF funds on these non-highway programs.