



COLORADO
Department of
Regulatory Agencies

Department of Regulatory Agencies
Line Item Descriptions

FY 2022-23 Budget Request

(1) EXECUTIVE DIRECTOR'S OFFICE

This Office oversees and coordinates the operations of the Department's various divisions. This Office provides leadership, coordination, control and various management and technical services (accounting, payroll, purchasing, human resources, information technology, planning and budgeting, facilities planning and management) to DORA divisions. The Office of Policy, Research and Regulatory Reform provides sunset and sunrise regulatory evaluations and policy recommendations to the General Assembly and analyzes the submission of proposed rules and regulations from state agencies.

PERSONAL SERVICES

This line item recurs annually to provide division staffing and pay for contractual services. The base personal services calculation includes the FY 2021-22 long bill amount of \$2,672,646 and 29.5 FTE, plus \$87,388 to annualize prior year salary survey, as well as a net adjustment of \$436,327 and 6.0 FTE associated with NP-05 R-01 Colorado Equity Office Placeholder Request and R-04 Increase EDO Resources. The results at an FY 2022-23 calculation of \$99,685 General Fund, \$27,000 Cash Funds, and \$3,069,676 Reappropriated Funds.

HEALTH, LIFE, AND DENTAL

This line item recurs annually for the State contribution toward health, life and dental insurance coverage for DORA's FTE. The request includes the FY 2021-22 Long Bill appropriation plus a total compensation request adjustment to arrive at an FY 2022-23 calculation of \$245,120 General Fund, \$6,479,578 Cash Funds, and \$396,670 Reappropriated Funds, with \$46,796 reflected in informational federal fund authority.

SHORT TERM DISABILITY

This line item recurs annually for the State contribution toward short-term disability coverage for DORA's FTE. The request includes the FY 2021-22 Long Bill appropriation plus a total compensation request adjustment to arrive at an FY 2022-23 calculation of \$2,247 General Fund, \$68,282 Cash Funds, and \$4,409 Reappropriated Funds, with \$581 reflected in informational federal fund authority.

SB 04-257 AMORTIZATION EQUALIZATION DISBURSEMENT

This line item recurs annually for required increases in employer payments to PERA pursuant to S.B. 04-257. The request includes the FY 2021-22 Long Bill appropriation plus a total compensation request adjustment to arrive at an FY 2022-23 calculation of \$70,325 General Fund, \$2,136,603 Cash Funds, and \$137,955 Reappropriated Funds, with \$18,172 reflected in informational federal fund authority.

SB 06-235 SUPPLEMENTAL AMORTIZATION EQUALIZATION DISBURSEMENT

This line item recurs annually for required increases in employer payments to PERA pursuant to S.B. 06-235. The request includes the FY 2021-22 Long Bill appropriation plus a total compensation request adjustment to arrive at an FY 2022-23 calculation of \$70,325 General Fund, \$2,136,603 Cash Funds, and \$137,955 Reappropriated Funds, with \$18,172 reflected in informational federal fund authority.

PERA DIRECT DISTRIBUTION

This line item supports statutorily required payments to PERA pursuant to S.B. 18-200 (Modifications to PERA). The request includes the FY 2021-22 Long Bill appropriation plus a total compensation request adjustment to arrive at the FY 2022-23 common policy calculation of \$31,730 General Fund, \$964,031 Cash Funds, and \$62,245 Reappropriated Funds, with \$8,199 reflected in informational federal fund authority.

SALARY SURVEY AND SENIOR EXECUTIVE SERVICE

This line item recurs annually to fund salary survey increases. The request zeroes out the FY 2021-22 Long Bill appropriation and replaces it with a total compensation request amount for FY 2022-23 of \$46,237 General Fund, \$1,404,553 Cash Funds, \$90,682 Reappropriated Funds, with \$11,951 reflected in informational federal fund authority.

PAID FAMILY LEAVE

This line item requests a total compensation request amount of FY 2022-23 plus an adjustment of \$36,163 for NP 01-Paid Family Medical Leave Act Funding. Although the request will be considered in tandem with the Department of Personnel and Administration's budget request, the incremental impact on DORA of \$4,381 General Fund, \$128,309 Cash Funds, \$8,993 Reappropriated Funds, with \$818 reflected in informational federal fund authority.

WORKERS' COMPENSATION

This line item recurs annually to pay for the State's self-insurance of worker and board member injury claims. The request includes the FY 2021-22 Long Bill appropriation plus a common policy requested adjustment to arrive at an FY 2022-23 calculation of \$5,227 General Fund, \$138,248 Cash Funds, and \$8,111 Reappropriated Funds, with \$3,862 reflected in informational federal fund authority.

OPERATING EXPENSES

This line item recurs annually for costs associated with supporting Office operations, and also includes the Department's capital outlay pot for allocation to Divisions (General Fund and Cash Fund splits). This includes but is not limited to office supplies, telephone, postage, printing, furniture and travel expenses. The base calculation includes FY 2021-22 appropriations of \$210,379, and net adjustments of \$47,700 to reflect funding requested in change requests NP-05 R-01 Colorado Equity Office Placeholder Request and R-04 Increase in EDO Resources. To arrive at the FY 2022-23 calculation of \$11,639 General Fund, \$95,427 Cash Funds, and \$151,013 Reappropriated Funds.

LEGAL SERVICES

This line item recurs annually to pay the Attorney General's Office for legal representation in litigation, and for legal advice and rule-making assistance. The base legal services calculation includes FY 2021-22 Long Bill Appropriations, a net common policy increase of \$639,881, and net adjustments of \$1,002,149 associated with HB 21-1995, HB 21-1232, HB 21-1233, SB 21-021, SB 21-103, SB 21-108, SB 21-126, SB 21-175, SB 21-272, HB 21-1195, HB 21-1232, SB21-021, SB 21-103, SB 21-175 and SB 21-264. To arrive at an FY 2022-23 calculation of \$171,366 General Fund, \$10,768,611 Cash Funds, and \$93,025 Reappropriated Funds, with \$69,997 reflected in informational federal fund authority.

ADMINISTRATIVE LAW JUDGES

This line item supports payment for services received from the Division of Administrative Hearings in the Department of Personnel. The request includes a net adjustment to reflect the common policy request and fund splits. The total request for FY 2022-23 is \$514,330 including \$23,238 General Fund and \$491,092 Cash Funds.

PAYMENTS TO RISK MANAGEMENT

This line item recurs annually to pay for the State's self-insurance of property and vehicles. The total request for FY 2022-23 is \$384,013, including \$12,913 General Fund, \$341,522 Cash Funds, and \$20,106 Reappropriated Funds. The amount will be supplemented by \$9,472 in Federal Funds. These amounts include a net common policy adjustment of \$154,906 and \$2,813 adjustment for NP-02 CSAEP Resources.

VEHICLE LEASE PAYMENTS

This line item recurs annually for vehicles leased from the Department of Personnel's Fleet Management section for staff that must travel to complete their job duties. This includes vehicles assigned to the Division of Professions and Occupations, the Public Utilities

Commission, and the Division of Securities. The request for FY 2022-23 is \$276,795 Cash Funds, which is the continuation amount of \$279,899 less an adjustment of \$3,104 to reflect the NP-03 Fleet Request.

INFORMATION TECHNOLOGY ASSET MAINTENANCE

This line item recurs annually for the purchase of equipment related to the implementation of an asset management plan to achieve and maintain a standard information technology environment department-wide. Funding supports replacement of the Department's IT assets on a replacement schedule. The request includes FY 2021-22 Long Bill Appropriation plus a net adjustment of \$1,007,000 for HB 21-1276 and HB 21-1012 to arrive at FY 2022-23 calculation of \$1,678,403, including \$0 General Fund, \$1,487,646 Cash Funds, and \$190,757 Reappropriated Funds.

HARDWARE/SOFTWARE MAINTENANCE

This line item recurs annually for system maintenance and software purchases to achieve and maintain a standard information technology environment department-wide. Funding pays for licensing and maintenance agreements for the computer hardware and software used by the Department. The request includes continuation funding of \$800 General Fund, \$331,537 Cash Funds, and \$258,602 Reappropriated Funds.

LEASED SPACE

This line item recurs annually for office space rent in buildings outside the capitol complex. The Department occupies consolidated space at 1560 Broadway in Denver with a present total of 165,674 leased square feet. The Department is presently in the fifth year of a 10-year agreement for this lease. The lease agreement results in a base request of \$4,346,332 plus an incremental adjustment of \$82,882 to reflect annual increases per the lease agreement to arrive at FY 2022-23 calculation of \$167,080 General Fund, \$3,661,996 Cash Funds, and \$433,158 Reappropriated Funds, with \$166,980 reflected in informational federal fund authority.

PAYMENTS TO OIT

This consolidated line item exists to support payment for services provided by the Governor's Office of Information and Technology. The base calculation includes the FY 2021-22 long bill appropriation, a common policy adjustment of \$718,822, plus a net adjustment of \$18,529 for SB 21-021 and HP-04 OIT_FY22 Budget Request. The total request includes \$155,485 General Fund and \$4,115,297 in Cash Funds.

CORE OPERATIONS

Payment for the State of Colorado's Financial Reporting System database. The continuation request for FY 2022-23 is \$360,575, including \$12,125 General Fund, \$320,677 Cash Funds, \$18,814 Reappropriated Funds, and an informational appropriation of \$8,959 Federal Funds. These amounts include a net common policy increase of \$58,079.

CONSUMER OUTREACH/EDUCATION PROGRAM

This line item was created by HB 08-1216. The line item pays for a consumer education and outreach program funded by a surcharge on fines collected by the Department. The request includes continuation funding of \$205,000 Cash Funds.

BROADBAND DEPLOYMENT BOARD

This line item exists to fund the administrative costs of the Department's Broadband Deployment Board. The request includes FY 2021-22 Long Bill Appropriation which was zeroed out by HB 21-1109, as the \$202,504 cash funds and 2.0 FTE were transferred to the office of the governor for use by the office of information technology.

BROADBAND DEPLOYMENT BOARD GRANTS

This line item was first inserted by JBC to informational reflect High Cost Support Mechanism proceeds expected to be available for grant-making by the Broadband Deployment Board. The amount is informational and the Department does not propose any changes to this informational amount. In relation to HB 21-1109, continuation funding of this informational line is included because the bill did not address it – however, the line item no longer serves a purpose and it is expected this can be addressed alongside the annualization of the bill during figure-setting.

(2) DIVISION OF BANKING

The Division of Banking regulates state-chartered banks and debt management companies. Division staff conducts examinations and enforce compliance in the following areas: the Public Deposit Protection Act, trust departments, electronic funds transfers, electronic data processing, and the Uniform Consumer Credit Code. The eight-member Colorado State Banking Board is the policy and rulemaking authority for the Division. The funding source for all Division of Banking expenditures is the Division of Banking Cash Fund created in Section 11-102-403, C.R.S.

PERSONAL SERVICES

This line item recurs annually to provide division staffing and pay for contractual services associated with the regulation of state-chartered commercial banks, industrial banks, trust companies, money order companies and money transmitters. The base personal services calculation includes the FY 2021-22 Long Bill amount of \$4,061,412 and 40.0 FTE, plus \$91,816 to reflect annualizing prior year salary survey to arrive at the FY 2022-23 calculation of \$4,153,22 Cash Funds.

OPERATING EXPENSES

This line item recurs annually for costs associated with supporting Division operations and capital needs. This includes but is not limited to office supplies, telephone, postage, printing, furniture and travel expenses. The request includes continuation funding of \$490,733 Cash Funds.

BOARD MEETING COSTS

This line item recurs annually to pay per diem, travel and miscellaneous costs for board members attending meetings to conduct business related to rule-making, policy formulation, taking disciplinary action, and making licensing and chartering decisions. Funding pays operating expenses of the Colorado State Banking Board and a \$50 per diem for board members. The request includes continuation funding of \$23,500 Cash Funds.

INDIRECT COST ASSESSMENT

This line item recurs annually for the payment of indirect costs to cover the operations of the Executive Director's Office and for DORA's share of statewide indirect costs. This amount reflects continuation funding for the Division's proportionate share necessary to recover the full amount of costs for the Executive Director's Office and the Statewide Indirect Cost Recovery plan for FY 2022-23. The base request includes the FY 2021-22 Long Bill Appropriation of \$360,870, less a net adjustment of \$17,549 to reflect common policy adjustment and R-04 Increase to EDO Resources. To arrive at FY 2022-23 calculation of \$343,321 Cash Funds.

(3) DIVISION OF CIVIL RIGHTS

The Division of Civil Rights is the administrative arm of the Colorado Civil Rights Commission. It carries out state laws that prohibit discrimination in employment, housing, and public accommodations on the basis of race, sex, national origin, ancestry, physical or mental disability, religion, color, or marital status (housing and public accommodations only). The primary duties of the Commission and of Division personnel are the investigation and adjudication of charges of unfair or discriminatory practices, and the supervision of hearings upon complaints issued against a respondent pursuant to statute. The Division's Compliance Unit also provides training and

education, technical assistance with fair housing laws, public information, and community intervention. Enforcement activities account for a major portion of the Division's resources.

PERSONAL SERVICES

This line item recurs annually to provide division staffing and pay for contractual services. The Civil Rights Division is the administrative arm of the Colorado Civil Rights Commission, both carrying out the Colorado state laws that prohibit discrimination in housing, employment and public accommodations. As advocates of the law, the CCRD and CCRC are concerned with the civil rights of all persons, including the “charging party” (private citizen) and the “respondent” (business) on an equal basis. The base personal services calculation includes the FY 2021-22 Long Bill amount of \$2,701,061 and 35.3 FTE plus an adjustment of \$82,042 to annualize prior year salary survey to arrive at FY 2022-23 calculation of \$1,791,155 General Fund, \$518,888 Reappropriated Funds, and an informational appropriation of \$473,060 Federal Funds.

OPERATING EXPENSES

This line item recurs annually for costs associated with supporting Division operations and capital needs. This includes but is not limited to office supplies, telephone, postage, printing, furniture and travel expenses. The request includes continuation funding of \$105,556 including \$62,380 General Fund and \$43,176 Federal Funds (which is an informational amount).

HEARINGS PURSUANT TO COMPLAINT

This line item recurs annually for investigation of complaints, primarily to contract for expert witness testimony, depositions, and shorthand/court reports and transcripts. Funding supports expenses associated with hearings, proceedings and mediations as well as a portion of the cost of cases referred to the Attorney General. Expenses of the Attorney General include costs for expert witnesses, court reporters, transcripts and depositions. The request includes continuation funding of \$18,000, including \$17,000 General Fund and an informational amount of \$1,000 Federal Funds.

COMMISSION MEETINGS

This line item recurs annually to pay per diem, travel and miscellaneous costs for commissioners attending meetings to conduct business related to rule-making and policy formulation; and to investigate and pass upon charges alleging unfair or discriminatory practices and to hold hearings upon any complaint issued against a respondent pursuant to statute. This line pays for meetings that the Colorado Civil Rights Commission holds at various locations around the state. The appropriation pays for per diem and travel for commissioners and pays for miscellaneous meeting costs. The request includes continuation funding of \$12,374, including \$5,174 General Fund and an informational amount of \$7,200 Federal Funds.

INDIRECT COST ASSESSMENT

This line item recurs annually for the payment of indirect costs to cover the operations of the Executive Director's Office and for DORA's share of statewide indirect costs. The request includes an informational amount of \$93,437 Federal Funds. This amount reflects continuation funding for the Division's proportionate share necessary to recover the full amount of costs for the Executive Director's Office and the Statewide Indirect Cost Recovery plan for FY 21-22 plus a proposed adjustment that corresponds to the request year incremental change for the proposed Statewide Indirect Cost Recovery plan for FY 2022-23. However, the precise amount for FY 2022-23 must be calculated after all other figures are determined for FY 2022-23.

(4) OFFICE OF CONSUMER COUNSEL

The Office of Consumer Counsel represents the public interest on behalf of residential, small business, and agricultural consumers, in cases before the Public Utilities Commission. These cases involve proposed changes to electric, gas, and telecommunications utility rates, service, and policies. The fund source for all Division appropriations is the Public Utility Commission's Fixed Utility Fund established in Section 40-2-114, C.R.S.

PERSONAL SERVICES

This line item recurs annually to provide funding for the payment of office staffing and contractual services. The Office of Consumer Counsel represents the public interest and the specific interests of residential, small business and agricultural consumers in electric, gas and telecommunications service in rate and rule-making proceedings before the Colorado Public Utilities Commission. The OCC also represents these interests in the courts on appeal arising from PUC decisions and in federal court and federal regulatory proceedings affecting Colorado consumers' rates and service. The base personal services calculation includes the FY 2021-22 Long Bill Appropriation of \$916,613 and 7.0 FTE, plus a net adjustment of \$375,575 and 4.0 FTE to reflect SB 21-103 and to annualize prior year salary survey to arrive at FY 2022-23 calculation of \$1,292,188 Cash Funds.

OPERATING EXPENSES

This line item recurs annually for costs associated with supporting Office operations and capital needs. The request includes the FY 2021-22 Long Bill Appropriation of \$84,934 less an adjustment of \$23,720 for SB 21-103 Sunset Office of Consumer Counsel to arrive at FY 2022-23 calculation of \$61,214 Cash Funds.

INDIRECT COST ASSESSMENT

This line item recurs annually for the payment of indirect costs to cover the operations of the Executive Director's Office and for DORA's share of statewide indirect costs. The request includes \$60,082 Cash Funds. This amount reflects continuation funding for the Division's proportionate share necessary to recover the full amount of costs for the Executive Director's Office and the Statewide Indirect Cost Recovery plan for FY 21-22 less a net adjustment of \$3,070 that corresponds to the request year incremental change for the proposed Statewide Indirect Cost Recovery plan for FY 2022-23. The request also includes an adjustment to reflect the revenue-neutral nature of R-04 Increase EDO Resources. However, the precise amount for FY 2021-22 must be calculated after all other figures are determined for FY 2022-23.

(5) DIVISION OF FINANCIAL SERVICES

The Division of Financial Services regulates state-chartered credit unions, savings and loan associations, and life-care institutions, which provide care for the duration of a person's life in return for the payment of an initial fee. The Financial Services Division also administers the Public Deposit Protection Act which safeguards the uninsured deposits of public moneys in a number of state and federal savings and loan associations. The Division conducts onsite examinations that are designed to ensure financial stability and compliance with applicable state and federal laws, and initiates enforcement actions when appropriate. The five-member Financial Services Board provides policy guidance to the Division. The funding source for all Division appropriations is the Division of Financial Services Cash Fund created in Section 11-40-106 (2), C.R.S.

PERSONAL SERVICES

This line item recurs annually to provide division staffing and pay for board per diem and contractual services. The Division of Financial Services is responsible for the regulation of state-chartered credit unions, a single wholesale corporate credit union, state-chartered savings and loan associations, and life-care institutions. It also administers the Public Deposit Protection Act to safeguard uninsured deposits of public monies in state and federal savings and loan associations. The base personal services calculation includes the FY 2021-22 Long Bill Appropriation of \$1,496,853 and 15.6 FTE, plus an adjustment of \$32,331 to annualize prior year salary survey to arrive at a FY 2022-23 calculation of \$1,529,184 Cash Funds.

OPERATING EXPENSES

This line item recurs annually for costs associated with supporting Division operations and capital needs. This includes but is not limited to office supplies, telephone, and postage, printing, furniture and travel expenses. The request includes continuation funding of \$145,961 Cash Funds.

INDIRECT COST ASSESSMENT

This line item recurs annually for the payment of indirect costs to cover the operations of the Executive Director's Office and for DORA's share of statewide indirect costs. The request includes \$133,895 Cash Funds. This amount reflects continuation funding for the Division's proportionate share necessary to recover the full amount of costs for the Executive Director's Office and the Statewide Indirect Cost Recovery plan for FY 2021-22 less a net adjustment of \$6,844 that corresponds to the request year incremental change for the proposed Statewide Indirect Cost Recovery plan for FY 2022-23. The request also includes an adjustment to reflect the revenue-neutral nature of R-04 Increase EDO Resources. However, the precise amount for FY 2022-23 must be calculated after all other figures are determined for FY 2022-23.

(6) DIVISION OF INSURANCE

The Division of Insurance regulates authorized insurance entities and licensed insurance producers throughout Colorado to promote and preserve a safe and sound competitive market environment for both the industry and the consumer. The Division's duties include the following: Conduct actuarial examinations, authorize surplus lines, and regulate provider networks and non-traditional insurance entities; Conduct examinations related to the financial solvency of Colorado insurance companies; Monitor and rehabilitate troubled insurance companies, collect premium taxes, and perform financial analysis of applicable companies; Review policy forms submitted by insurance carriers and ensure that insurer rates are reasonable and equitable; Perform field and desk examinations to monitor compliance related to the advertising, underwriting, and other practices of regulated insurance entities; Respond to consumer inquiries and complaints; and, Regulate bail bond agents, investigate producer violations and act to prohibit unauthorized insurance activities. The funding source is primarily the Division of Insurance Cash Fund, created in Section 10-1-103 (3), C.R.S. In addition to cash fee sources, this fund is backfilled by insurance premium tax revenues that would otherwise be credited to the General Fund.

PERSONAL SERVICES

This line item recurs annually to provide division staffing and pay for contractual services. The Division of Insurance is separated into two functional areas. Financial Regulation is composed of corporate affairs, financial examinations and financial affairs. The second functional area is Consumer Affairs, composed of rates and forms, consumer complaints, market conduct and investigations. The base personal services calculation includes the FY 2021-22 Long Bill Appropriation of \$6,993,579 and 86.3 FTE, an adjustment to annualize prior year salary survey of \$194,075, as well as a net adjustment of \$2,486,075 and 12.1 FTE associated with HB 21-1013, HB 21-1068, HB 21-1140, HB 21-1232, HB 21-1276, SB 21-016, SB 21-063, SB 21,126, SB 21-175, R-01 Implementation of Primary Care and Maternal Health APMs, R-02 Actuarial Review of Insurance Coverages, and R-03 Align State Surprise Billing Law with Federal No Surprise. To arrive at FY 2022-23 calculation of \$9,654,877 Cash Funds an informational amount of \$18,852 Federal Funds.

OPERATING EXPENSES

This line item recurs annually for costs associated with supporting Division operations and capital needs. This includes but is not limited to office supplies, telephone, postage, printing, furniture and travel expenses. The Division's Operating Expense appropriation consists of two components: (1) moneys continuously appropriated by Section 10-1-108 (9), C.R.S., which derive from out-of-state travel expense reimbursements paid by insurance companies; and (2) amounts appropriated annually by the General Assembly. The out-of-state travel component varies substantially. The request calculation includes the FY 2021-22 Long Bill Appropriation of \$299,455 less a net adjustment of \$62,985 associated with HB 21-1232, SB 21-126, and SB 21-175. To arrive at FY 2022-23 calculation of \$236,470 Cash Funds.

OUT-OF-STATE TRAVEL

This line item funds out-of-state travel expenses incurred when Division staff are required to perform market conduct examinations. Funds in this line item are reimbursements paid by insurance companies and are continuously appropriated pursuant to Section 10-1-108 (9), C.R.S. The request includes continuation funding of \$50,000 Cash Funds.

SENIOR HEALTH COUNSELING PROGRAM

This line item reflects a federally funded program that provides information to senior citizens regarding Medicare. This federally funded program supports senior citizen awareness of Medicare information. The level of program expenditures is contingent on the availability of federal money from the Centers for Medicare and Medicaid Services (CMS) and the U.S. Administration on Aging, two Federal agencies located within the U.S. Department of Health and Human Services. The request includes an informational amount for continuation funding of \$533,253 Federal Funds and 2.0 FTE.

TRANSFER TO CAPCO ADMINISTRATION

This line item recurs annually to support payment to the Governor's Office to support work related to certified capital companies. The request includes a continuation amount of \$85,291 cash funds.

INDIRECT COST ASSESSMENT

This line item recurs annually for the payment of indirect costs to cover the operations of the Executive Director's Office and for DORA's share of statewide indirect costs. The request includes \$823,592, including \$785,636 Cash Funds and \$37,956 of informational Federal Funds. This amount reflects continuation funding for the Division's proportionate share necessary to recover the full amount of costs for the Executive Director's Office and the Statewide Indirect Cost Recovery plan for FY 2021-22. The request includes a proposed adjustment that corresponds to the request year incremental change for the proposed Statewide Indirect Cost Recovery plan

for FY 2022-23, less an adjustment to reflect the revenue-neutral nature of R-04 Increase EDO Resources. However, the precise amount for FY 2022-23 must be calculated after all other figures are determined for FY 2022-23.

COLORADO REINSURANCE PROGRAM

This line item was added for the FY 2020-21 Long Bill (authorized by H.B. 19-1168) and recurs annually for the Colorado Reinsurance Program. The program exists to support the costs of a State reinsurance program to assist health insurers in paying high-cost insurance claims, and thereby reduce insurance premiums and healthcare costs in the individual healthcare insurance market. The request includes a continuation amount of \$1,015,122 Cash Funds.

(7) PUBLIC UTILITIES COMMISSION

The three-member Public Utilities Commission (PUC) regulates the rates and services of fixed utilities and transportation utilities located in the state. The PUC also administers the Colorado Telecommunications High Cost Program, the Low Income Telephone Assistance Program, the Disabled Telephone Users Program, and the Highway Crossing Protection Program. Most of the PUC's activities are supported by the PUC Fixed Utility Fund created in Section 40-2-114, C.R.S. or the PUC Motor Carrier Fund created in Section 40-2-110.5 (6), C.R.S.; however, certain special purpose line items utilize specific corresponding cash funds.

PERSONAL SERVICES

This line item recurs annually to provide division staffing and pay for contractual services. The PUC has regulatory responsibility for fixed utilities, those utilities that do not move (such as natural gas, electric, telecommunications and water) and for transportation utilities, those that move persons or property. The base personal services calculation includes the FY 2021-22 Long Bill Appropriation of \$11,221,099 and 103.8 FTE, plus an adjustment of \$320,997 to annualize prior year salary survey, as well as a net increase of \$1,360,171 and 12.7 FTE for HB 21-1201, HB 21-1269, HB 21-1283, SB 21-108, SB 21-246, SB 21-261, SB 21-264, and SB 21-272. To arrive at a FY 2022-23 calculation of \$12,902,267 Cash Funds.

OPERATING EXPENSES

This line item recurs annually for costs associated with supporting Division operations and capital needs. This includes but is not limited to office supplies, telephone, postage, printing, furniture and travel expenses. The request includes the FY 2021-22 Long Bill Appropriation of \$636,190 plus a net adjustment of \$57,045 to reflect HB 21-1201, HB 21-1269, SB 21-108, SB 21-246, SB 21-261, SB 21-264, and SB 21-272. To arrive at FY 2022-23 calculation of \$693,235 Cash Funds.

EXPERT TESTIMONY

This line item recurs annually to support contractual services requiring expertise not available from PUC staff and to assist with PUC representation before the Commissioners. This line pays for expert testimony during hearings before the PUC. The request includes continuation funding of \$25,000 Cash Funds.

DISABLED TELEPHONE USERS' FUND

This line is for the annual contract for the provision of telephone services for the deaf and hard of hearing. The revenue comes from a specific charge on consumers' telephone bills. This fund is continuously appropriated. Pursuant to Section 40-17-104 (1), C.R.S., phone companies impose a fee, set by the PUC, on each phone line in the state with the resulting revenues deposited in the Disabled Telephone Users Fund. Moneys in the fund are continuously appropriated to pay the cost of a contract that provides telecommunications relay services for disabled individuals. The request includes the FY 2021-22 Long Bill Appropriation of \$837,350 less an adjustment of \$59,541 for R-05 Reduce Disabled Telephone Payments Appropriation to arrive at an FY 2022-23 calculation of \$777,809 Cash Funds.

TRANSFER TO READING SERVICES FOR THE BLIND CASH FUND

This line item recurs annually as a mechanism for the transfer of funds from the Disabled Telephone Users Fund Payment line in the Long Bill to the Reading Services for the Blind cash fund. Pursuant to Section 40-17-104 (1), C.R.S., this line item appropriates money from the Disabled Telephone Users Fund to the Reading Services for the Blind Cash Fund. There is a corresponding Reappropriated Funds appropriation from the Reading Services for the Blind Cash Fund in the Department of Education, where the appropriation supports broadcasts by the Radio Reading Service of the Rockies, a volunteer reading service for the visually impaired. The request includes continuation funding of \$510,000 Cash Funds.

TRANSFER TO COMMISSION FOR THE DEAF AND HARD OF HEARING CASH FUND

This line item recurs annually as a mechanism for the transfer of funds from the Disabled Telephone Users Fund Payment line in the Long Bill to the Colorado Commission for the Deaf and Hard of Hearing cash fund. This line item reflects the annual transfer from the Disabled Telephone Users Fund to the Colorado Commission for the Deaf and Hard of Hearing Cash Fund that is required by Section 40-17-104 (4), C.R.S. Pursuant to S.B. 06-218, the funds are directly transferred from the Colorado Disabled Telephone Users Fund to the Colorado Commission for the Deaf and Hard of Hearing Cash Fund. The appropriation includes continuation funding of \$1,992,589 Cash Funds.

TRANSFER FOR TALKING BOOK LIBRARY

This line item was created in SB 21-115 Annual Funding for Talking Book Library Services as a mechanism for the transfer of funds from the Talking Book Library payment line to the Department of Education. This line item reflects the annual transfer from the Department of Education for the Colorado Talking Book Library pursuant to Section 40-17-104 (1)(b), C.R.S. Pursuant to SB 21-115, the funds are directly transferred from the Colorado Talking Book Library to the Department of Education. The appropriation includes continuation funding of \$250,000 Cash Funds.

COLORADO BUREAU OF INVESTIGATION BACKGROUND CHECKS PASS-THROUGH

This line item was added during FY 2008-09 and recurs annually to pass-through CBI/FBI background check fees to the Department of Public Safety pursuant to HB07-1065 and HB 07-1249, which require fingerprint-based criminal history record checks for drivers of certain motor vehicle carriers, and the principals of household goods moving companies, respectively. The appropriation includes continuation funding of \$104,377 Cash Funds.

HIGHWAY-RAIL CROSSING SIGNALIZATION FUND

This line item was added during FY 2016-17 pursuant to SB 16-087 and recurs annually to reflect statutory transfers into the Highway-Rail Crossing Signalization Fund from the 3 percent excise tax on fixed utility revenue. A appropriation includes continuation funding of \$244,800 Cash Funds. Actual expenditures from this fund to support rail crossing safety improvements are continuously appropriated.

INDIRECT COST ASSESSMENT

This line item recurs annually for the payment of indirect costs to cover the operations of the Executive Director's Office and for DORA's share of statewide indirect costs. The request includes \$931,297, including \$890,316 Cash Funds and \$40,981 informational Federal Funds. This amount reflects continuation funding for the Division's proportionate share necessary to recover the full amount of costs for the Executive Director's Office and the Statewide Indirect Cost Recovery plan for FY 2021-22. The request includes a proposed adjustment that corresponds to the request year incremental change for the proposed Statewide Indirect Cost Recovery plan for FY 2022-23 less an adjustment of \$75,269 to reflect the revenue-neutral nature of R-04 Increase EDO Resources. However, the precise amount for FY 2022-23 must be calculated after all other figures are determined for FY 2022-23.

COLORADO ELECTRIC TRANSMISSION AUTHORITY

This line item was created in SB 21-272 Measures to Modernize the Public Utilities Commission as a mechanism for the Public Utilities Commission Fixed Utility Fund to cover the administrative expenses for the Colorado Electric Transmission Authority pursuant to Section 40-2-114 ((III), C.R.S. Pursuant to SB 21-072. The appropriation includes \$500,000 Cash Funds.

(8) DIVISION OF REAL ESTATE

The Division of Real Estate licenses real estate brokers, real estate appraisers, and mortgage brokers; analyzes subdivision offerings on undeveloped land; and administers an enforcement program that responds to the needs of the industry and the consumer. The five-member Real Estate Commission and the seven-member Appraisal Board serve as the policy-making bodies of the Division. Appropriations for the Division are from the Division of Real Estate Cash Fund created in Section 12-61-111.5 (2) (b), C.R.S., and the Mortgage Broker Registration Cash Fund created in Section 12-61-908 (2), C.R.S.

PERSONAL SERVICES

This line item recurs annually to provide division staffing and pay for contractual services. The fundamental purpose of the Division is to establish and maintain a safe, stable environment in which the general public may buy, sell and lease real property in Colorado. The Division accomplishes this through qualifying and licensing real estate brokers, appraiser professionals, and mortgage brokers; by careful scrutiny of time share and undeveloped, raw land subdivision offerings; and through an enforcement program that is responsive to the needs of the citizenry. The base personal services calculation includes the FY 2021-22 Long Bill amount of \$4,014,743 and 48.9 FTE, plus an adjustment of \$94,995 to annualize prior year salary survey to arrive at an FY 2022-23 calculation of \$4,109,738 Cash Funds.

OPERATING EXPENSES

This line item recurs annually for costs associated with supporting Division operations and capital needs. This includes but is not limited to office supplies, telephone, postage, printing, furniture and travel expenses. The request includes continuation funding of \$198,627 Cash Funds.

COMMISSION MEETINGS

This line item recurs annually to pay per diem, travel and miscellaneous costs for Real Estate Commission members attending meetings to conduct business related to rule-making, policy formulation, taking disciplinary action, and making licensing decisions. The request includes continuation funding of \$36,332 Cash Funds.

HEARINGS PURSUANT TO COMPLAINT

This line item recurs annually for investigation of complaints, primarily to contract for expert witness testimony, depositions, and shorthand/court reports and transcripts. Expenses associated with hearings, proceedings and mediations as well as a portion of the cost

of cases referred to the Attorney General are funded via this line item. Expenses of the Attorney General include costs for expert witnesses, court reporters, transcripts and depositions. The request includes continuation funding of \$4,000 Cash Funds.

MORTGAGE BROKER CONSUMER PROTECTION

This new line item was added for FY 09-10 and will recur annually to support the investigation and prosecution of Mortgage Broker complaints in the Attorney General's Office. The line is not part of "Legal Services to State Agencies", but rather supports expenditures in the Department of Law for related to mortgage fraud. Funds are appropriated in the Division of Real Estate and then transferred to the Department of Law, where they reappear as a Reappropriated Funds appropriation. The request includes continuation funding of \$241,681 Cash Funds. The amount will not be final until the Department of Law's budget is final for FY 2022-23.

INDIRECT COST ASSESSMENT

This line item recurs annually for the payment of indirect costs to cover the operations of the Executive Director's Office and for DORA's share of statewide indirect costs. The request includes \$419,712 Cash Funds. This amount reflects continuation funding for the Division's proportionate share necessary to recover the full amount of costs for the Executive Director's Office and the Statewide Indirect Cost Recovery plan for FY 2021-22. The request includes a proposed adjustment that corresponds to the request year incremental change for the proposed Statewide Indirect Cost Recovery plan for FY 2022-23 less an adjustment of \$35,482 to reflect the revenue-neutral nature of R-04 Increase EDO Resources. However, the precise amount for FY 2022-23 must be calculated after all other figures are determined for FY 2022-23.

(9) DIVISION OF PROFESSIONS AND OCCUPATIONS

The Division of Professions and Occupations regulates licensees in more than thirty professions and occupations throughout Colorado. Its boards and licensing programs have been created by the General Assembly to ensure a basic level of competence among licensees and to protect the public welfare. The Division's licensing examinations measure applicants' knowledge, skills, and abilities. The Division also licenses or approves qualified facilities, programs, and equipment. Public protection is further enhanced by conducting inspections, investigating complaints, and restricting or revoking licenses when generally accepted standards of practice or safety have not been met. The funding source for Division is the Division of Professions and Occupations Cash Fund created in Section 24-34-105 (2) (b) (I), C.R.S.

PERSONAL SERVICES

This line item recurs annually to provide division staffing, contractual services, and board per diem. The Division's boards and licensing programs have been created to ensure a minimal level of competence of licensees and to protect the public. The base personal services calculation includes the FY 2021-22 Long Bill Appropriation of \$15,988,710 and 200.5 FTE an adjustment of \$380,995 to annualize

prior year salary survey and appropriations/annualizations associated with net adjustment of \$453,032 and 8.3 FTE for HB 21-1012 Expand Prescription Drug Monitoring Program, HB 21-1195 Regulation of Radon Professionals, HB 21-1276 Prevention of Substance Use Disorders, and SB 21-021 Audiology and Speech-language Interstate Compact. To arrive at an FY 2022-23 calculation of \$16,229,286 Cash Funds and \$593,451 Reappropriated Funds.

OPERATING EXPENSES

This line item recurs annually for costs associated with supporting Division operations and capital needs. This includes but is not limited to office supplies, telephone, postage, printing, and travel expenses. The request includes the FY 2021-22 Long Bill Appropriation of \$1,610,460 and a net adjustment of \$58,665 for appropriations/annualizations related to HB 21-1012, HB 21-1195, HB 21-1276, SB 21-021. To arrive at an FY 2022-23 calculation of \$1,669,125 Cash Funds.

OFFICE OF EXPEDITED SETTLEMENT PROGRAM COSTS

This line item was created in FY 09-10 to separate the costs associated with the Division's Office of Expedited Settlement. This includes but is not limited to personal services as well as office supplies, telephone, postage, printing, and travel expenses. The request includes FY 2021-22 Long Bill Appropriation of \$459,600 and 5.0 FTE plus an adjustment to annualize prior year salary survey of \$11,276 to arrive at an FY 2022-23 calculation of \$470,876 Cash Funds.

HEARINGS PURSUANT TO COMPLAINT

This line item recurs annually to support hearings related to the investigation of complaints, primarily to contract for expert witness testimony, depositions, and shorthand/court reports and transcripts. This line item pays for expenses associated with hearings, proceedings and mediations as well as a portion of the cost of cases referred to the Attorney General. Expenses of the Attorney General include costs for expert witnesses, court reporters, transcripts and depositions. The request includes continuation funding of \$307,075 Cash Funds.

PAYMENTS TO DEPT OF HEALTH CARE POLICY AND FINANCING

This line item recurs annually to support payment to HCPF as a partial federal funds match related to the Nurse Aides Certification Program. Federal regulations require the state to certify nurse aides who work in medical facilities with Medicaid or Medicare patients. The Nursing Board, which is within the Division of Professions and Occupations, runs Colorado's nurse aide certification program. Federal matching funds pay half the cost of the Medicaid portion of this program, but the Department cannot apply directly for the federal match; Medicaid's centralization rules require that the match be routed through the Department of Health Care Policy and Financing. Nurse Aide certification was modified to require criminal background checks, for which a match is required from the

Division of Professions and Occupations Cash Fund. This line item supports that match. The request includes continuation funding of \$14,652 Cash Funds.

INDIRECT COST ASSESSMENT

This line item recurs annually for the payment of indirect costs to cover the operations of the Executive Director's Office, for DORA's share of statewide indirect costs and to cover the operations of the Division's Director's Office and Complaints and Investigations Section. The request includes \$1,769,884 Cash Funds. This amount reflects continuation funding for the Division's proportionate share necessary to recover the full amount of costs for the Executive Director's Office and the Statewide Indirect Cost Recovery plan for FY 2021-22 plus a proposed adjustment that corresponds to the request year incremental change for the proposed Statewide Indirect Cost Recovery plan for FY 2022-23 less an adjustment for R-04 Increase EDO Resources. However, the precise amount for FY 2022-23 must be calculated after all other figures are determined for FY 2022-23.

(10) DIVISION OF SECURITIES

The Division of Securities monitors the conduct of broker-dealers and sales representatives throughout Colorado. It also investigates citizen complaints and other indications of investment fraud. In addition to license application screening, Division personnel perform on-site examinations of broker-dealer offices. The Division enforces the following programs: the Colorado Securities Act, the Colorado Commodity Code, the Colorado Municipal Bond Supervision Act, and the Local Government Investment Pool Trust Fund Administration and Enforcement Act. All appropriations for the Division are from the Division of Securities Cash Fund

PERSONAL SERVICES

This line item recurs annually to provide division staffing. The Division of Securities' purpose is to bring enforcement actions against fraudulent and other abusive conduct. The Division investigates complaints of Colorado citizens and other indications of investment fraud and monitors Colorado broker-dealer and sales representative conduct. The base personal services calculation includes the FY 2021-22 Long Bill amount of \$2,417,638 and 24.0 FTE, plus an adjustment of \$70,614 to annualize prior year salary survey to arrive at an FY 2022-23 calculation of \$2,488,252 Cash Funds.

OPERATING EXPENSES

This line item recurs annually for costs associated with supporting Division operations and capital needs. This includes but is not limited to office supplies, telephone, postage, printing, and travel expenses. The request includes continuation funding of \$99,064 Cash Funds.

HEARINGS PURSUANT TO COMPLAINT

This line item recurs annually for investigation of complaints, primarily to contract for expert witness testimony, depositions, and shorthand/court reports and transcripts. This line item pays for expenses associated with hearings, proceedings and mediations as well as a portion of the cost of cases referred to the Attorney General. Expenses of the Attorney General include costs for expert witnesses, Court reporters, transcripts and depositions. The request includes continuation funding of \$19,594 Cash Funds.

BOARD MEETING COSTS

This line item recurs annually to pay per diem, travel and miscellaneous costs for board members attending meetings to conduct business related to rule-making, policy formulation, taking disciplinary action, and making licensing and chartering decisions. This line item funds per diem, travel, and miscellaneous costs for the five members of the Colorado Securities Board. The request includes continuation funding of \$4,500 Cash Funds.

SECURITIES FRAUD PROSECUTION

This line item supports expenditures in the department of Law for related to the criminal prosecution of securities fraud. The line is not part of “Legal Services to State Agencies”, but rather supports expenditures in the Department of Law for related to the prosecution of securities fraud. Funds are appropriated in the Division of Securities and then transferred to the Department of Law, where it appears again as a Reappropriated Funds appropriation. The request includes continuation funding of \$1,219,580 Cash Funds. The amount will not be final until the Department of Law’s budget is final for FY 2022-23.

INDIRECT COST ASSESSMENT

This line item recurs annually for the payment of indirect costs to cover the operations of the Executive Director’s Office and for DORA’s share of statewide indirect costs. The request includes \$205,993 Cash Funds. This amount reflects continuation funding for the Division’s proportionate share necessary to recover the full amount of costs for the Executive Director’s Office and the Statewide Indirect Cost Recovery plan for FY 2021-22 plus a proposed adjustment that corresponds to the request year incremental change for the proposed Statewide Indirect Cost Recovery plan for FY 2022-23 less an adjustment for R-04 Increase EDO Resources. However, the precise amount for FY 2022-23 must be calculated after all other figures are determined for FY 2022-23.

(11) DIVISION OF CONSERVATION

The Division of Conservation ensures the soundness of the state income tax credits issued to landowners who donate conservation easements. The Division carries out this work by determining the credibility of appraisals, by assuring that the deeds of conservation easement protect conservation purposes in perpetuity, and by certifying non-profit and government organizations to hold conservation

easements where their donors will seek a tax credit. The Division was created in statute by HB 18-1291, established in the Long Bill via the supplemental process during the 2019 legislative session, and was ultimately reenacted by HB 19-1264.

CONSERVATION EASEMENT PROGRAM COSTS

This line item recurs annually to provide for all costs of the Division. The calculation includes the FY 2021-22 Long Bill Appropriation of \$465,410 and 3.8 FTE plus a net adjustment of \$146,266 and 2.0 FTE for HB 21-1233 Conservation Easement Tax Credit Modifications to arrive at an FY 2022-23 calculation of \$611,676 Cash Funds.

INDIRECT COST ASSESSMENT

This line item recurs annually for the payment of indirect costs to cover the operations of the Executive Director's Office and for DORA's share of statewide indirect costs. The request includes \$32,616 Cash Funds. This amount reflects continuation funding for the Division's proportionate share necessary to recover the full amount of costs for the Executive Director's Office and the Statewide Indirect Cost Recovery plan for FY 2021-22 plus a proposed adjustment that corresponds to the request year incremental change for the proposed Statewide Indirect Cost Recovery plan for FY 2022-23 less an adjustment for R-04 Increase EDO Resources. However, the precise amount for FY 2022-23 must be calculated after all other figures are determined for FY 2022-23.