

# MEMORANDUM



## JOINT BUDGET COMMITTEE

TO Joint Budget Committee Members  
FROM John Ziegler, JBC Director  
DATE January 31, 2019  
SUBJECT Summary of Potential JBC Bills

---

Attached for your consideration is a list of potential legislation that was discussed during the FY 2019-20 briefing and hearing process. This potential legislation may have been requested by the Governor's Office, the department, recommended by staff, or suggested by a Joint Budget Committee (Committee) member. Pursuant to the Committee rules, a unanimous vote of the Committee is necessary for a bill to be considered a JBC bill.

Please note that this list only includes items discussed during the briefing, hearing, and supplemental process. There may be other bills requested or recommended during the remaining supplemental and figure setting processes upon which the Committee will take action. I have included the name of the staff analyst that is assigned to the particular issue on the list and where the request originated.

An item on the list can be tracked by using the JBC Tracking Number (found on the far left of all the reports). This number is unique to the item and will follow it throughout the entire process. This should allow you to track your items of interest more easily and aid in the discussion of bills during all future presentations.

This list will be updated regularly, based on Committee actions. Any bills moved to draft by the Committee will be assigned to a packet and scheduled for presentation to the Committee once the draft has been completed. Each packet will contain a memo detailing the items in the packet and a copy of the draft legislation under consideration.

## Legislation Pending Presentation

JBC Tracking Number	Department	Subject	Assigned Staff	Initiated By	Summary	Last Action Taken
21	Capital Construction	IT Capital Construction Transfer	Neimond	Governor Office	This is the IT component of the requested transfer from the GF to the CCF for FY 2019-20. This does NOT include Higher Ed IT projects. From FY 2019-20 budget request documents.	Reviewed
34	Capital Construction	Capital Construction GF to CCF transfer request	Kemm	Governor Office	Capital Construction - GF to CCF transfer request for building capital projects only. Governor letter page 3.	Reviewed
59	Capital Construction	CMTF and Depreciation-Lease Equivalent Payments	Kemm	Staff	Staff legislation recommendation (CAP brief doc, p.22): 1) Repeal or rename CMTF to have nothing to do with CM. 2) Eliminate depreciation-lease equivalent payment transfer to the CMTF. 3) Require all capcon approps to be routed through depreciation-lease equivalent whether expenditures are depreciated or expensed.	Reviewed
60	Capital Construction	CAP - SB14-110 JBC Req to Develop New Methods of Fin CapCon	Kemm	Staff	Address requirement at 2-3-203 (1)(g), C.R.S. Either repeal provision or delay provision. (CAP brief doc, pp.23-25).	Reviewed
61	Capital Construction	CAP - Propose Capital Asset Mgt Fin Authority for state agency buildings	Kemm	Staff	Propose a capital asset management and finance authority for state agency buildings. (CAP brief doc, pp.26-32).	Reviewed
62	Capital Construction	CAP - Higher Ed capital construction funding	Kemm	Staff	Replace project funding in the capital construction section of the budget for institutions of higher ed with a funding formula distribution in fee-for-service contract payment appropriations. (CAP brief doc, pp.33-40).	Reviewed
2	Controlled Maintenance Trust Fund	CMTF Transfer to CMTF	Ziegler	Governor Office	\$40.0 million GF transfer to CMTF (pay back for FY 2018-19 wildfire transfers). In Gov 11/1/18 letter (placeholder section pg. 4).	Reviewed
1	Corrections	DOC External Capacity Placeholder	Roper	Governor Office	\$8.0 M Placeholder for external capacity for a pending supplemental. This is intended to pay for inmates house in non-state owned facilities. Item is from Gov letter, page 1.	No Action Taken
68	Corrections	Parole Board Legislation	Roper	JBC Member	Potential Legislation to move the parole board and add members to the board.	Reviewed
6	Education	CDE GF transfer to SEF for Total Program	Harper	Governor Office	Transfer of \$77.0 million General Fund to the State Education Fund to buy down the budget stabilization factor. From Governors letter, page 1; section on transfers of GF to cash funds.	Reviewed

## Legislation Pending Presentation

JBC Tracking Number	Department	Subject	Assigned Staff	Initiated By	Summary	Last Action Taken
7	Education	CDE GF Transfer to State Education Fund for ELC Priorities	Harper	Governor Office	Proposed transfer of \$10.0 million GF to the SEF to support recommendations of Education Leadership Council. Proposed in Governor FY 2018-19 budget submittal letter, pg 1.	Reviewed
48	Education	School Finance Uniform Mill Levy	Harper	Staff	Amend School Finance Act (or the Constitution under an alternative) to institute a uniform total program mill levy. Staff recommendation is in the issue brief beginning on page 26 of the FY 2019-20 JBC Staff Briefing Document for the Department of Education.	Reviewed
49	Education	Early Literacy (READ Act) Reform	Harper	Staff	Legislation to improve early literacy results under the READ Act. Staff recommendation is in the issue brief beginning on page 48 of the FY 2019-20 JBC Staff Briefing Document for the Department of Education.	Reviewed
73	Education	High School Freshman Success Fund	Harper	Governor Office	High School Freshman Success Fund placeholder. Proposal is in placeholder table on page 16 of the Governor's January 15, 2019, submittal letter.	No Action Taken
77	Education	Governor's Proposed Transfer of Year-end Surplus to SEF	Harper	Governor Office	Proposal to transfer the year-end surplus at the end of FY 2019-20 to the State Education Fund. Included in General Fund Overview section of Governor's January 15, 2019, submittal letter (unnumbered page following page 24).	No Action Taken
51	Governor	OIT SAO Evaluation Follow-on Legislation	Neimond	Staff	Staff recommendations from briefing (p.28-29) resulting from the BerryDunn evaluation conducted by the State Auditor on the state's implementation of information technology services.	Reviewed
74	Governor	Rural Economic Grant Program	Neimond	Governor Office	Rural Economic Grant Program placeholder. Governor's January 15th letter, page 16.	No Action Taken
56	Health Care Policy and Financing	Nursing home civil penalty revenue	Kurtz	Department	HCPF proposes, in R14 Office of Community Living Governance to increase the statutory limit on annual expenditures.	Reviewed
57	Health Care Policy and Financing	Increase oversight of Individual Residential Support Services for people with IDD	Smart	Governor Office	HCPF proposes, in R14 Office of Community Living Governance, legislation to give the Medical Services Board rule-making authority for Individual Residential Support Services.	Reviewed
58	Health Care Policy and Financing	Renew Breast and Cervical Cancer Prevention & Treatment Program	Kurtz	Department	HCPF assumes, in R1 Medical Services Premiums, that the statutory authorization for the Breast and Cervical Cancer Prevention and Treatment Program will be renewed, but it would require a bill.	Reviewed
75	Health Care Policy and Financing	Competitive State-backed Health Insurance Study	Kurtz	Governor Office	Jan 15 Placeholder for legislation (page 16) Affordable Health Care Option, presumably HB 19-1004.	No Action Taken

## Legislation Pending Presentation

JBC Tracking Number	Department	Subject	Assigned Staff	Initiated By	Summary	Last Action Taken
76	Health Care Policy and Financing	Prescription Drug Importation	Kurtz	Governor Office	Jan 15 placeholder for legislation (page 16) Prescription Drug Importation, presumably SB 19-005.	No Action Taken
8	Higher Education	HED Workforce and Education Tax Credits	Bickel	Governor Office	Governor proposal for Workforce and Education Tax Credits bill for FY 2019-20. Found in Governor letter - Nov 1, 2018 - p. 18.	Reviewed
10	Higher Education	HED Workforce and Education Tax Credits	Bickel	Governor Office	Governor proposal for Workforce and Education Tax Credits bill for FY 2020-21. Found in Governor letter - Nov 1, 2018 - p. 18.	Reviewed
70	Higher Education	Teacher Loan Forgiveness	Bickel	Governor Office	CDHE request R4 (CO teacher scholarships) is being removed in favor of a placeholder for a loan forgiveness program.	No Action Taken
71	Higher Education	Expand Dual and Concurrent Enrollment	Bickel	Governor Office	Jan 15 letter from Governor (p. 7 and p. 16) requests a new placeholder to provide community colleges with a program coordinator to increase dual and concurrent enrollment opportunities statewide.	No Action Taken
5	Human Services	DHS Initiative to help with opioid issues	Kampman	Governor Office	Placeholder of \$5 million GF for a FY 19-20 budget amendment. Per OSPB - The \$5 million is for opioids for forthcoming proposals that may require legislation. From Governor's 11/1 letter (page 1 in Placeholder section).	No Action Taken
17	Human Services	DHS Youth Services Capacity and Behavioral Health	Neimond	Governor Office	Legislation is requested to reduce the statutory bed cap on Division of Youth Services (DYS) detention bed space. Found in Governor's 11/1 letter, page 5 and related to R-03.	Reviewed
22	Human Services	DHS Improving Nutrition in Rural and Underserved Communities	Mann	Governor Office	DHS Self Sufficiency R5 Request to allow GF spending on SNAP outreach activities. Found in Governors letter page 5 of 5 summary.	Reviewed
23	Human Services	DHS Child Care Tax Credit	Mann	Governor Office	Tax credits to reduce childcare expenses for families. Also includes \$21 million in credits to be phased in FY 2020-21. Found in Governors letter, page 6 of 295.	Reviewed
24	Human Services	DHS Earned Income Tax Credit	Mann	Governor Office	Phased-in expansion of \$66.8 million to \$99 million in FY 2020-21 for tax credits for low-income families with jobs. Governors letter page 6 of 295 and p 18 Tax Credit Proposal.	No Action Taken
69	Human Services	Community-based Competency Restoration Services	Kampman	Governor Office	Community-based Competency Restoration Services placeholder [See Governor's 1/15/19 letter to JBC, page 13 and page 16, "Polis Administration Priority Placeholder Items"].	No Action Taken

## Legislation Pending Presentation

JBC Tracking Number	Department	Subject	Assigned Staff	Initiated By	Summary	Last Action Taken
4	Local Affairs	DOLA R2 Colorado Resiliency Office	Kampman	Governor Office	Governors Office requests \$249,454 GF for the Resiliency Office. HB 18-1394 created Resiliency Office subject to available grant funding. This item comes from the Governor's letter (page 5 in Placeholder section).	Reviewed
13	Military and Veterans Affairs	MVA Update State Awards for Department of Military and Veterans Affairs	Bickel	Governor Office	\$8,000 General Fund set-aside for the Department of Military and Veterans Affairs to update state awards. Found in the Governor's November 1, 2018, letter, pg 1.	No Action Taken
67	Military and Veterans Affairs	National Guard Tuition Assistance at CSU-Global	Bickel	Staff	In the MIL supplemental (Jan 16, p. 6) staff recommended a bill to add CSU Global to the list of state higher education institutions where members of the Colorado National Guard may use their National Guard Tuition Assistance.	Reviewed
18	Natural Resources	DNR Colorado Water Plan Implementation	Dermody	Governor Office	\$30 million GF to provide the CWCB sufficient funding to implement the Colorado Water Plan over the next three years. Found in Governor Ltr pg 4.	Reviewed
50	Natural Resources	Aquatic Nuisance Species Program Funding	Dermody	Staff	Legislation for Aquatic Nuisance Species Program. This item is discussed on page 27 of staff's briefing document.	Reviewed
47	Personnel	Contract Compensation Specialist	Kemm	Staff	Legislation recommendation for a 2-yr contract compensation specialist to identify weaknesses and make recs on PER's statewide comp responsibility. Total Comp briefing pp.15-19.	Reviewed
3	Public Safety	DPS ComCor Performance Based Contracting Placeholder	Roper	Governor Office	Governor Placeholder for \$25,000 GF for ComCor proformance based contracting (PBC); Gov letter page 1. This will require legislation as staute does not allow for PBC.	Reviewed
54	Public Safety	DCJ Performance Based Contracting	Roper	Staff	Potential legislation to allow DCJ to establish performance based contracts. The Governors office has a set-aside for \$25,000 for this purpose. Staff briefing document page 8.	Reviewed
55	Public Safety	EPIC expansion and adjustments	Roper	Staff	Potential legislation to expand EPICs role and to make adjustments in statute in regards to EPIC and evidenced based programs.Staff briefing document page 13.	Reviewed
78	Public Safety	DCJ January Caseload Legislation	Roper	Staff	Potential legislation to require DCJ to submit an annual caseload adjustment on January 15th. Staff supplemental document pg 3.	No Action Taken
72	Regulatory Agencies	Reinsurance Program	Neimond	Governor Office	Placeholder for a reinsurance program. Governor's January 15th letter, page 16.	No Action Taken
27	Revenue	REV e-file program legislation set-aside	Kemm	Governor Office	\$20,000 GF Legislation set-aside for REV e-file program. Governor letter page 1.	No Action Taken

## Legislation Pending Presentation

JBC Tracking Number	Department	Subject	Assigned Staff	Initiated By	Summary	Last Action Taken
28	Revenue	REV/DHS tax credits	Kemm	Governor Office	REV/DHS \$185,000 GF legislation set-aside for tax credits. Found on page 2 of Governor letter.	No Action Taken
35	Revenue	REV R7 Transfer from MCF to MTCF for CBI-DPS funding	Kemm	Governor Office	REV R7 request for Marijuana Enforcement Division Operations - transfer from MCF to MTCF to support DPS-CBI operations. Governor letter page 5.	Reviewed
52	Revenue	REV - continuous spending authority	Kemm	Department	Department requests (Dept request R4, p1 and p3) continuous spending authority for Driver's License Documents line and License Plates cash fund/line.	Reviewed
53	Revenue	REV - establish online renewal app fee for liquor licenses	Kemm	Department	At Department hearing (DOR Hearing PP slide/pdf p.29) on 12/14, department requested JBC bill to establish online renewal and application fee for liquor licenses.	Reviewed
14	Statewide	Statewide Increase Statutory Reserve	Ziegler	Governor Office	Legislation to increase the statutory reserve from 7.25 percent to 8.00 percent. In Gov 11/1/18 letter (placeholder section pg. 4).	No Action Taken