

Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 24-0754.01 Craig Harper x3481

HOUSE BILL 24-1180

HOUSE SPONSORSHIP

Bird, Sirota, Taggart

SENATE SPONSORSHIP

Zenzinger, Bridges, Kirkmeyer

House Committees

Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT
102 OF AGRICULTURE.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

Supplemental appropriations are made to the department of agriculture.

1 *Be it enacted by the General Assembly of the State of Colorado:*

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

HOUSE
2nd Reading Unamended
February 7, 2024

1 **SECTION 1. Appropriation to the department of agriculture**
2 **for the fiscal year beginning July 1, 2023.** In Session Laws of Colorado
3 2023, section 2 of chapter 474, (SB 23-214), **amend** Part I as follows:
4 **Section 2. Appropriation.**

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

1

PART I

2

DEPARTMENT OF AGRICULTURE

3

(1) COMMISSIONER'S OFFICE AND ADMINISTRATIVE SERVICES

5	Personal Services	2,403,186	840,370		1,446,323 ^a	116,493(I)
6		(20.1 FTE)				
7	Health, Life, and Dental	4,339,695	1,564,098		2,770,522 ^b	5,075 ^a
8	Short-term Disability	31,530	13,195		18,250 ^b	85 ^a
9	S.B. 04-257 Amortization					
10	Equalization Disbursement	1,050,687	439,603		608,424 ^b	2,660 ^a
11	S.B. 06-235 Supplemental					
12	Amortization Equalization					
13	Disbursement	1,050,687	439,603		608,424 ^b	2,660 ^a
14	Salary Survey	1,136,763	475,981		660,782 ^b	
15	PERA Direct Distribution	75,702	31,526		44,176 ^b	

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
		\$	\$	\$	\$	\$	\$
1	Shift Differential	5,090		48		5,042 ^b	
2	Temporary Employees						
3	Related to Authorized Leave	41,536				41,536 ^b	
4	Workers' Compensation	201,026		39,759		161,267 ^b	
5	Operating Expenses	289,528		18,514			270,064 ^a 950(I)
6	Legal Services	816,451		154,223		662,228 ^b	
7	Administrative Law Judge						
8	Services	22,148				22,148 ^b	
9	Payment to Risk Management						
10	and Property Funds	269,885		163,623		106,262 ^b	
11		495,886		300,625		195,261 ^b	
12	Annual Depreciation-Lease						
13	Equivalent Payment	461,617				461,617 ^b	
14	Vehicle Lease Payments	364,820		151,332		208,462 ^b	5,026(I)

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
		\$	\$	\$	\$	\$	\$
1	Information Technology						
2	Asset Maintenance	42,041		42,041			
3	Leased Space	19,301				19,301 ^b	
4	Office Consolidation COP	529,063				529,063 ^b	
5	Payments to OIT	3,031,668		1,964,559		1,067,109 ^b	
6		2,933,555		1,900,982		1,032,573 ^b	
7	IT Accessibility	1,637,964		1,061,400		576,564 ^b	
8	Digital Trunk Radio						
9	Payments	31,690		20,599		11,091 ^b	
10	CORE Operations	129,937		17,722		98,110 ^b	14,105 ^a
11	Utilities	240,000		50,000			190,000 ^a
12	Agriculture Management						
13	Fund	2,048,914			2,048,914 ^c		
14					(2.0 FTE)		

APPROPRIATION FROM							
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
		\$	\$	\$	\$	\$	\$
1	Indirect Cost Assessment	157,190				157,190 ^c	
2		<u>20,428,119</u>					
3		20,556,007					
4							

^a These amounts shall be from departmental indirect cost recoveries or the Indirect Costs Excess Recovery Fund created in Section 24-75-1401 (2), C.R.S.

^b Of these amounts, an estimated \$1,433,007 shall be from the Brand Inspection Fund created in Section 35-41-102 (1), C.R.S., an estimated \$833,200 shall be from the Plant Health, Pest Control, and Environmental Protection Cash Fund created in Section 35-1-106.3 (1), C.R.S., an estimated \$759,656 shall be from the Agricultural Products Inspection Cash Fund created in Section 35-23-114 (3)(a), C.R.S., an estimated \$571,972 shall be from the Colorado State Fair Authority Cash Fund created in Section 35-65-107 (1), C.R.S., an estimated \$484,710 shall be from the Inspection and Consumer Services Cash Fund created in Section 35-1-106.5 (1), C.R.S., an estimated \$480,619 shall be from the Agriculture Management Fund created in Section 35-1-106.9, C.R.S., an estimated \$376,474 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., an estimated \$248,280 shall be from the Marijuana Cash Fund created in Section 44-10-801, C.R.S., an estimated \$61,663 shall be from the Pet Animal Care and Facility Fund created in Section 35-80-116, C.R.S., an estimated \$12,242(I) shall be from the Agriculture Value-added Cash Fund created in Section 35-75-205 (1), C.R.S., which amount is included for informational purposes only, an estimated \$6,708 shall be from the Alternative Livestock Farm Cash Fund created in Section 35-41.5-116, C.R.S., an estimated \$6,704(I) shall be from the Colorado Wine Industry Development Fund created in Section 35-29.5-105 (1), C.R.S., which amount is included for informational purposes only, an estimated \$1,438 shall be from the Aquaculture Cash Fund created in Section 35-24.5-111, C.R.S., and an estimated \$3,403,705 \$3,458,168 shall be from various sources of cash funds.

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
		\$	\$	\$	\$	\$	\$
1							
2							
3	(2) AGRICULTURAL SERVICES						
4	Animal Industry Division	2,848,926	2,265,741		405,925 ^a		177,260(I)
5		(20.5 FTE)					
6	Plant Industry Division	6,996,254	546,768		5,647,630 ^b		801,856(I)
7		(59.2 FTE)					
8	Inspection and Consumer						
9	Services Division	5,386,750	1,129,275		3,857,632 ^c	84,000 ^d	315,843(I)
10		(56.2 FTE)					
11	Conservation Services						
12	Division	4,660,837	1,232,828		1,901,705 ^e	700,000 ^f	826,304(I)
13		(21.5 FTE)					
14	Appropriation to the Noxious						
15	Weed Management Fund	700,000	700,000				

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
		\$	\$	\$	\$	\$	\$
1	Lease Purchase Lab						
2	Equipment	99,360			99,360 ^g		
3	Indirect Cost Assessment	1,275,571			1,046,861 ^g		228,710(I)
4		21,967,698					
5							

^a Of this amount, an estimated \$335,318(I) shall be from the Veterinary Vaccine and Service Fund created in Section 35-50-106 (1), C.R.S., which amount is included for informational purposes only, an estimated \$10,000 shall be from the Animal Protection Fund created in Section 35-42-113 (1), C.R.S., an estimated \$5,000 shall be from the Aquaculture Cash Fund created in Section 35-24.5-111, C.R.S., an estimated \$5,000(I) shall be from the Diseased Livestock Indemnity Fund created in Section 35-50-114 (3), C.R.S., which amount is included for informational purposes only, an estimated \$5,000(I) shall be from the Cervidae Disease Revolving Fund created in Section 35-50-115 (1)(a), C.R.S., which amount is included for informational purposes only, and an estimated \$45,607 shall be from various sources of cash funds.

^b Of this amount, an estimated \$3,197,479 shall be from the Plant Health, Pest Control, and Environmental Protection Cash Fund created in Section 35-1-106.3 (1), C.R.S., \$1,079,677 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., an estimated \$1,035,220 shall be from the Industrial Hemp Registration Program Cash Fund created in Section 35-61-106 (1), C.R.S., an estimated \$16,124 shall be from the Emergency Invasive Pest Control Fund created in Section 35-1-106.4 (1), C.R.S., an estimated \$5,000 shall be from the Industrial Hemp Research Grant Cash Fund created in Section 35-61-104.5 (2), C.R.S., 35-61-106, C.R.S., an estimated \$5,000 shall be from the Seed Potato Cash Fund created in Section 35-27.3-111, C.R.S., and an estimated \$309,130 shall be from various sources of cash funds.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

1 ^c Of this amount, an estimated \$2,605,270 shall be from the Inspection and Consumer Services Cash Fund created in Section 35-1-106.5 (1), C.R.S., an estimated \$725,427 shall be from
 2 the Pet Animal Care and Facility Fund created in Section 35-80-116, C.R.S., an estimated \$170,000 shall be from the Plant Health, Pest Control, and Environmental Protection Cash
 3 Fund created in Section 35-1-106.3 (1), C.R.S., \$167,518 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., and an estimated \$189,417 shall be
 4 from various sources of cash funds.

5 ^d This amount shall be from the Department of Public Health and Environment from the Clean Water Program Costs line item appropriation in the Clean Water Program subdivision
 6 in the Water Quality Control Division.

7 ^e Of this amount, an estimated \$1,254,449 shall be from the Plant Health, Pest Control, and Environmental Protection Cash Fund created in Section 35-1-106.3 (1), C.R.S., an estimated
 8 \$500,000(I) shall be from the Agriculture Value-added Cash Fund created in Section 35-75-205 (1), C.R.S., which amount is included for informational purposes only, an estimated
 9 \$15,000 shall be from the Noxious Weed Management Fund created in Section 35-5.5-116 (1), C.R.S., and an estimated \$132,256 from various sources of cash funds.

10 ^f This amount shall be transferred from the appropriation to the Noxious Weed Management Fund line item within this section. This amount shall be from the Noxious Weed Management
 11 Fund created in Section 35-5.5-116 (1), C.R.S.

APPROPRIATION FROM						
ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$

1 ^a Of these amounts, an estimated \$306,116 shall be from the Plant Health, Pest Control, and Environmental Protection Cash Fund created in Section 35-1-106.3 (1), C.R.S., an estimated
 2 \$284,967 be from the Inspection and Consumer Services Cash Fund created in Section 35-1-106.5 (1), C.R.S., \$214,346 shall be from the Marijuana Tax Cash Fund created in Section
 3 39-28.8-501 (1), C.R.S., an estimated \$74,614 shall be from the Pet Animal Care and Facility Fund created in Section 35-80-116, C.R.S., an estimated \$49,187 shall be from the Industrial
 4 Hemp Registration Program Cash Fund created in Section 35-61-106 (1), C.R.S., an estimated \$33,916 (I) shall be from the Veterinary Vaccine and Service Fund created in Section
 5 35-50-106 (1), C.R.S., an estimated \$7,970 shall be from the Industrial Hemp Research Grant Cash Fund created in Section 35-61-104.5 (2), C.R.S., 35-61-106, C.R.S., ~~which amount~~
 6 is included for informational purposes only, and an estimated \$175,105 from various sources of cash funds.

7

8

9 **(3) AGRICULTURAL MARKETS DIVISION**

10 **(A) Agricultural Markets**

11 Program Costs	2,138,192	1,177,511	32,451 ^a	928,230(I)
12		(7.3 FTE)		
13 Wine Promotion Board	574,246		574,246(I) ^b	
14			(1.5 FTE)	

		APPROPRIATION FROM					
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
		\$	\$	\$	\$	\$	\$
1	Agriculture Workforce						
2	Development Program ^{1,2}	232,708		82,708		150,000 ^c	
3				(0.3 FTE)			
4	Indirect Cost Assessment	34,579				21,526(I) ^b	13,053(I)
5		2,979,725					
6							

^a This amount shall be from various sources of cash funds within the Department.

^b These amounts shall be from the Colorado Wine Industry Development Fund created in Section 35-29.5-105 (1), C.R.S., which amount is included for informational purposes as the fund is continuously appropriated pursuant to Section 35-29.5-105 (1), C.R.S.

^c This amount shall be from the Agriculture Management Fund created in Section 35-1-106.9, C.R.S.

11

(B) Agricultural Products Inspection

13	Program Costs	2,546,379	200,000	2,346,379 ^a
14				(34.5 FTE)

		APPROPRIATION FROM					
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
		\$	\$	\$	\$	\$	\$
1	Indirect Cost Assessment	120,868			120,868 ^a		
2		<hr/>			2,667,247		
3							
4	^a These amounts shall be from the Agricultural Products Inspection Cash Fund created in Section 35-23-114 (3)(a), C.R.S.						
5							
6			5,646,972				
7							
8	(4) BRAND BOARD						
9	Brand Inspection	4,783,282			4,783,282 ^a		
10					(59.0 FTE)		
11	Alternative Livestock	15,355			15,355 ^b		
12	Brand Estray Fund	40,000			40,000(I) ^c		
13	Indirect Cost Assessment	216,581			216,581 ^d		
14		<hr/>			5,055,218		
15							

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

1 ^a This amount shall be from the Brand Inspection Fund created in Section 35-41-102 (1), C.R.S.

2 ^b This amount shall be from the Alternative Livestock Farm Cash Fund created in Section 35-41.5-116, C.R.S.

3 ^c This amount shall be from the Estray Fund created in Section 35-41-102 (1), C.R.S., and is included for informational purposes as the fund is continuously appropriated pursuant to
4 Section 35-41-102 (1), C.R.S.

5 ^d Of this amount, an estimated \$207,551 shall be from the Brand Inspection Fund created in Section 35-41-102 (1), C.R.S., an estimated \$4,304 shall be from the Alternative Livestock
6 Farm Cash Fund created in Section 35-41.5-116, C.R.S., and an estimated \$4,076(I) shall be from the Estray Fund created in Section 35-41-102 (1), C.R.S., which amount is included
7 for informational purposes only as the fund is continuously appropriated pursuant Section 35-41-102 (1), C.R.S, and an estimated \$650 from various sources of cash funds.

8

9

10 **(5) COLORADO STATE FAIR**

11 Program Costs	9,779,572	450,000	9,329,572 ^a
12			(26.9 FTE)
13 FFA and 4H Funding	550,000	250,000	300,000 ^b
14 State Fair Facilities			
15 Maintenance	429,492	300,000	129,492 ^a

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

1	Indirect Cost Assessment	126,183			126,183 ^a	
2		<hr/>	10,885,247			

3

4 ^a These amounts shall be from the Colorado State Fair Authority Cash Fund created in Section 35-65-107 (1), C.R.S.5 ^b This amount shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S.6
7 **(6) CONSERVATION BOARD**

8	Program Costs	526,251	526,251			
9			(5.2 FTE)			
10	Distributions to Soil					
11	Conservation Districts	483,767	483,767			
12	Matching Grants to Districts	675,000	225,000	450,000 ^a		
13	Salinity Control Grants	506,781			506,781(I)	

APPROPRIATION FROM							
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
		\$	\$	\$	\$	\$	\$
1	Appropriation to the						
2	Conservation District Grant						
3	Fund	450,000			450,000 ^b		
4		<hr/>			2,641,799		
5							
6	^a Of this amount, an estimated \$350,000(I) shall be from the Conservation District Grant Fund created in Section 35-1-106.7 (1), C.R.S., which amount is included for informational						
7	purposes only, and an estimated \$100,000 shall be from the Agriculture Management Fund created in Section 35-1-106.9, C.R.S.						
8	^b This amount shall be from the Severance Tax Operational Fund created in Section 39-29-109 (2)(b), C.R.S.						
9							
10							
11	TOTALS PART I						
12	(AGRICULTURE)	\$66,625,053	\$17,058,045		\$42,985,993 ^a	\$2,714,972	\$3,920,506 ^b
13		\$66,752,941	\$17,131,470		\$42,985,993 ^a		
14		<hr/>	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>

15 ^a Of this amount, \$637,149 \$1,888,028 contains an (I) notation.

APPROPRIATION FROM						
ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$

1 ^bThis amount contains an (I) notation.

2

3 **FOOTNOTES** -- The following statements are referenced to the numbered footnotes throughout section 2.

4

5 1 Department of Agriculture, Agricultural Markets Division, Agricultural Markets, Agriculture Workforce Development Program -- This appropriation remains

6 available for expenditure until the close of the 2024-25 state fiscal year.

7

8 2 Department of Agriculture, Agricultural Markets Division, Agricultural Markets, Agriculture Workforce Development Program -- It is the General Assembly's

9 intent that \$64,108 General Fund of this appropriation is designated to be used for purposes of the Workforce Development Program.

1 **SECTION 2. Safety clause.** The general assembly finds,
2 determines, and declares that this act is necessary for the immediate
3 preservation of the public peace, health, or safety or for appropriations for
4 the support and maintenance of the departments of the state and state
5 institutions.