

# **Capital Development Committee**

**Report to the  
COLORADO  
GENERAL ASSEMBLY**

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October 2004**

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October 2004

To Members of the Sixty-fourth General Assembly:

Submitted herewith is the 2004 Capital Development Committee (CDC) Final Report. The purpose of the CDC Final Report is to provide annual and historical information on the capital development process. The 2004 Final Report provides a complete summary of all capital construction and controlled maintenance appropriations during the 2004 session. A five-year history and five-year forecast of capital project funding are also included. The report concludes with a summary of 2004 legislation, enacted by the General Assembly, that impacts capital development funding or the capital development process, and a description of other action taken by the CDC in FY 2003-04.

The CDC Final Report serves as a permanent record of capital development funding. The report is referred to by CDC staff and other state agencies throughout the year to help facilitate the capital development process. The report also serves as an informational document for any other entity or individual interested in the progress of capital development in the State of Colorado.

Respectfully submitted,

Kirk A. Mlinek  
Director

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## **Capital Development Committee**

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## **Executive Summary**

### **Primary Responsibility of the Capital Development Committee**

The primary responsibility of the Capital Development Committee (CDC), established by House Bill 85-1070 (Section 2-3-1301, et seq., C.R.S.), is to review and make recommendations concerning capital construction and controlled maintenance requests and proposals for the acquisition of capital assets of each state department and higher education institution in Colorado. The CDC forwards its recommendations to the Joint Budget Committee (JBC). House Bill 04-1465 extended the CDC to July 1, 2009.

### **Types of Projects that Qualify for State Funding**

Appropriations from the Capital Construction Fund (CCF) and the Controlled Maintenance Trust Fund are used for capital construction and controlled maintenance projects. The definition of capital construction includes the purchase of land, buildings, or other facilities; the construction, renovation, or remodeling of buildings or other facilities; the purchase and installation of equipment necessary to operate the buildings or facilities; and the architectural, engineering, or other consultant services associated with a capital construction project.

Controlled maintenance is defined as corrective repairs or replacement of utilities, equipment, and site improvements at existing state-owned, general-funded buildings and other physical facilities.

### **Capital Construction Fund and Controlled Maintenance Trust Fund Revenue**

Revenue to the CCF for the last five fiscal years — FY 2000-01 through FY 2004-05 — totaled \$417.7 million. This represents a 35.8 percent decline from the five-year period ending in FY 2003-04, which had a revenue total of \$650.6 million. Over the past five years, the CCF has received revenue from eight sources, three of which are new this year. *Figure A* identifies the amount credited to the CCF from each of these revenue sources. A description of each source follows the figure.

**Figure A**  
**Revenue to the Capital Construction Fund – FY 2000-01 to FY 2004-05**

Revenue Source	FY 00-01	FY 01-02	FY 02-03	FY 03-04	FY 04-05	Five-Year Total
Ongoing Statutory General Fund Transfer (Section 24-75-302 (2), C.R.S.)	\$100,000,000	\$100,000,000	\$9,489,000	\$9,420,498	\$0	\$218,909,498
Additional General Fund Transfer (Section 24-75-302 (2), C.R.S.)*	174,526,651	(174,904,802)	(25,401,078)	69,467	(285,782)	(25,995,544)
General Fund Appropriations (within 6% limit)	10,728,270	79,109,454	0	0	152,800	89,990,524
Interest Earnings & Reversions	37,040,456	61,137,110	2,894,136	0	4,884,000	105,955,702
Deposits Pursuant to Legislation	0	0	240,000	0	0	240,000
Tobacco Master Settlement	0	0	0	0	1,900,000	1,900,000
Flexible Federal Funds	0	0	0	23,929,023	0	23,929,023
HB 02-1310 Allocation, Excess Reserve Credit	0	0	0	0	2,775,722	2,775,722
<b>Total</b>	<b>\$322,295,377</b>	<b>\$65,341,762</b>	<b>(\$12,777,942)</b>	<b>\$33,418,988</b>	<b>\$9,426,740</b>	<b>\$417,704,925</b>

\* The negative transfers in FY 2001-02, FY 2002-03, and FY 2004-05 are a result of the General Assembly's decision to transfer money from the CCF back to the General Fund to help address the state's revenue shortfall. Generally, funds are transferred to the CCF.

**General Fund statutory transfer (ongoing and additional).** Until recently, the statutes provided for an annual transfer of General Fund moneys to the CCF. This ongoing transfer was intended to help the CDC establish a base budget recommendation for capital construction and controlled maintenance projects. The General Assembly eliminated the ongoing \$100 million transfer for both FY 2004-05 and FY 2005-06, the last two years the transfer was scheduled to take place.

Beyond the ongoing statutory transfer, the General Assembly may transfer additional General Fund moneys to the CCF. The additional transfer is determined during annual budget deliberations. For three of the past five years, however, the General Assembly actually transferred moneys in the CCF back to the General Fund to help address the state's revenue shortfall. These transfers were accomplished by eliminating or reducing funding for already-approved capital projects.

**General Fund appropriation.** The General Assembly, through the Long Bill or separate legislation, may designate General Fund moneys for appropriation to the CCF.

**Interest earnings and reversions.** Interest accruing to the CCF, through investment of money in the fund, is retained in the CCF and does not revert to the General Fund. Interest earnings in a given fiscal year are generally used to fund capital projects in the subsequent fiscal year. In addition, unexpended fund balances are retained in the CCF from year to year and carried forward in the fund as reversions.

***Deposits pursuant to legislation.*** Legislation may specify that moneys be deposited into the CCF. Usually, this is from the proceeds of a real estate transaction.

***Tobacco master settlement money.*** Pursuant to HB 03-1256, a portion of the money the state receives annually from the tobacco master settlement agreement must be used to pay for the costs of constructing new facilities at the University of Colorado Health Sciences Center Fitzsimons campus in Aurora. These facilities are being financed through certificates of participation (COPs). Although money was appropriated for a COP payment for FY 2004-05, the payment has been restricted pending notification by the University of Colorado that there is a final court decision allowing COP financing for these projects, and that there is an amount due to a lessor for the FY 2004-05 fiscal year. A lawsuit challenging the constitutionality of issuing COPs without voter approval is pending.

***HB 02-1310 excess reserve credit.*** Starting July 1, 2003, and on each succeeding July 1, one-third of excess General Fund reserves are credited to the CCF. The other two-thirds are credited to the Highway Users Tax Fund.

***Federal funding from the federal Job Growth and Tax Relief Reconciliation Act of 2003.*** During FY 2003-04, \$23.9 million was deposited into the CCF as a result of the federal Job Growth and Tax Relief Reconciliation Act of 2003. These funds are called "flexible federal funds." This \$23.9 million in flexible federal funds, plus additional funds that may be deposited into the fund in FY 2004-05, is scheduled to pay for 51 controlled maintenance projects costing \$17.0 million and 6 capital construction projects costing \$13.4 million.

### **Controlled Maintenance Trust Fund Revenue**

The General Assembly created the Controlled Maintenance Trust Fund (CMTF) in 1993 with the intent of establishing a stable and consistent source of revenue for controlled maintenance projects. Prior to the creation of the CMTF, controlled maintenance projects were funded solely from the CCF. General Fund moneys eligible for transfer to the fund are 50 percent of General Fund revenues in excess of expenditures and required reserves, for the prior fiscal year, up to \$50 million. At this time, however, the principal balance of the fund is zero.

***Interest appropriated and transferred.*** Up to 50 percent of the amount of interest expected to be earned on the principal of the CMTF for the current fiscal year and the amount of interest actually earned during the previous fiscal year, not already appropriated, can be appropriated from the fund for controlled maintenance projects. Interest income was available for appropriation beginning in FY 1996-97. Since that time, a total of \$86.9 million has been appropriated from the fund. An additional \$11.5 million in interest earnings has been transferred to the General Fund by the General Assembly.

***Principal transfers from the CMTF.*** The CMTF had a principal balance of \$248.1 million for five years. In FY 2000-01, \$4.2 million was transferred from the fund for flood relief. Because of the state's ongoing revenue shortfall, House Bill 01-1267 directed the fund's remaining balance of \$243.9 million to be transferred to the General Fund on July 1, 2001. Appropriations for controlled maintenance projects decreased 91.9 percent from FY 2001-02 to FY 2002-03 after the CMTF's



balance was transferred to the General Fund. The legislature's intent was to transfer the balance of \$243.9 million plus interest of \$32.5 million (for a total of \$276.4 million) back to the CCF on July 1, 2002. That transfer was delayed, however, because the state continued to experience budget problems. House Bill 04-1267 struck the requirement that the CMTF be repaid.

Senate Bill 03-342 authorized the transfer of \$40 million from the General Fund to the CMTF on July 1, 2003, and designated the moneys as a cash flow reserve to be expended under specified criteria. House Bill 04-1222 returned the \$40 million back to the General Fund. Consequently, the principal balance of the CMTF is once again \$0. *Figure B* provides a history of revenue to the CMTF and appropriations from the fund.

**Figure B**  
**Controlled Maintenance Trust Fund Revenue and Appropriations History — FY 2000-01 to FY 2004-05**

	FY 00-01	FY 01-02	FY 02-03	FY 03-04	FY 04-05
<b>Principal</b>					
Beginning Balance	\$248,050,000	\$243,900,000	\$0	\$0	\$40,000,000
General Fund Transfer	(4,150,000)	(243,900,000)	0	40,000,000	(40,000,000)
End Balance	\$243,900,000	\$0	\$0	\$40,000,000	\$0
<b>Interest</b>					
Interest Earned*	\$18,402,338	\$526,234	\$11,821	\$1,988,800	\$0
Interest Transferred from the CMTF to General Fund	0	(9,500,000)	0	(1,985,213)	0
Interest Appropriated for Controlled Maintenance Projects	17,333,810	18,755,245	0	0	251,309
Interest Appropriated for Capital Construction Project	503,313	0	0	0	0
<b>Total Appropriated for Controlled Maintenance</b>	<b>\$18,837,123</b>	<b>\$9,255,245</b>	<b>\$2,537,923</b>	<b>\$17,901,103</b>	<b>\$251,309</b>
Amount Appropriated from the CCF	27,835,282	12,487,436	2,537,923	17,901,103	248,691
Amount Appropriated from the CMTF	17,837,123	18,755,245	0	0	251,309
% Appropriated from the CMTF	39.1%	60.0%	0.0%	0.0%	50.3%

\*Less than \$4,000 remains in the CMTF. This is interest earned on the reserve amount of approximately \$250,000 that was in the fund at the beginning of FY 2003-04 which was not related to the \$40 million deposited pursuant to SB 03-342. Interest earnings for FY 2004-05, therefore, are expected to be negligible.

***Combined revenue to the Capital Construction Fund and Controlled Maintenance Trust Fund.*** *Figure C* provides a five-year total of revenue in the CCF and the CMTF available for funding for capital construction and controlled maintenance projects. The revenue available from the CMTF is taken from the "Amount Appropriated from the CMTF" row in *Figure B*. Revenue for capital projects has totaled \$454.5 million over the last five years.

**Figure C**  
**Revenue Available for Capital Projects — FY 2000-01 to FY 2004-05**

	FY 00-01	FY 01-02	FY 02-03	FY 03-04	FY 04-05	Total
Capital Construction Fund	\$322,295,377	\$65,341,762	(\$12,777,942)	\$33,418,988	\$9,426,740	\$417,704,925
Controlled Maintenance Trust Fund	17,837,123	18,755,245	0	0	251,309	36,843,677
<b>Total</b>	<b>\$340,132,500</b>	<b>\$84,097,007</b>	<b>(\$12,777,942)</b>	<b>\$33,418,988</b>	<b>\$9,678,049</b>	<b>\$464,649,602</b>

### **Capital Construction and Controlled Maintenance Appropriations for FY 2004-05**

Requests submitted to the CDC from state departments and higher education institutions for FY 2004-05 totaled \$69.9 million in state funds, including \$28.3 million for 14 capital construction projects and \$41.6 million for 109 controlled maintenance requests. Because of the state's continuing revenue constraints, however, only five projects (4 capital construction projects and 1 controlled maintenance project) were appropriated state funds by the General Assembly. In addition, 60 cash-funded projects totaling \$256.2 million were approved. *Figure D* shows the distribution of funding sources for FY 2004-05 capital projects.

**Figure D**  
**Funding Sources of FY 2004-05 Projects**

Funding Source	Amount Funded	% of Total Funded
Capital Construction Fund (CCF)	\$9,273,940	3.5%
Controlled Maintenance Trust Fund (CMTF)	251,309	0.1%
Cash Funds (CF)	19,400,000	7.3%
Cash Funds Exempt (CFE)	209,849,045	79.0%
Federal Funds (FF)	26,683,562	10.0%
Highway Users Tax Fund (HUTF)	300,000	0.1%
<b>Total</b>	<b>\$265,757,856</b>	<b>100.0%</b>

*Breakdown of state-funded projects.* Of the \$9.5 million in state funds (CCFE and CMTF), state departments received a majority of the funding allocation — \$4.8 million (50.7 percent). Higher education institutions received \$4.2 million (44.1 percent). The emergency fund for controlled maintenance, at \$500,000 (5.3 percent), can be used on emergency projects for both higher education institutions and state departments. The \$4.8 million for state departments was appropriated to pay certificate of participation (COP) payments and did not fund any new state-funded capital construction projects. Of the \$4.2 million for higher education institutions, \$1.9 million was appropriated to the Fitzsimons Trust Fund in anticipation

of a COP payment for seven projects at the University of Colorado Health Sciences Center Fitzsimons Campus.<sup>1</sup> *Figure E* summarizes the state-funded projects by category and notes the funding amount.

**Figure E**  
**Summary of State-Funded Projects Included in the 2004 Long Bill**

Category	# of State Department Projects	# of Higher Education Projects	CCFE or CMTF Amount
Certificates of Participation (COP) Payments	2	0	\$4,825,249
Emergency Fund for Controlled Maintenance*	1	0	500,000
Colorado School of Mines, Addition to Center for Teaching and Learning Media	0	1	2,300,000
Funding for Certificates of Participation Payment for Projects at the University of Colorado Health Sciences Center - Fitzsimons Campus	0	1	1,900,000
<b>Totals</b>	<b>3</b>	<b>2</b>	<b>\$9,525,249</b>

\*Although the emergency fund can be used on higher education and state department projects, the initial appropriation is to the Department of Personnel and Administration.

### **Five-Year History of Capital Construction and Controlled Maintenance Appropriations**

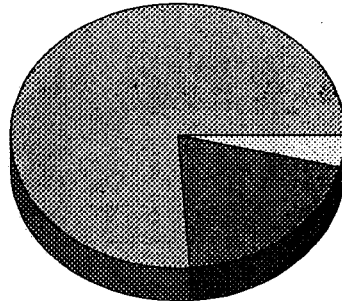
Appropriations from the CCF and the CMTF totaled \$484.7 million for the five-year period ending in FY 2004-05. The bulk of the appropriations, however, came in the first two years of the five-year period. Appropriations for FY 2000-01 and FY 2001-02 totaled \$412.8 million, or 85.2 percent of the total, while appropriations for the last three years (FY 2002-03 through FY 2004-05) totaled \$71.9 million, or 14.8 percent of the total. Capital construction projects, including COP projects, accounted for 79.9 percent of the five-year appropriation, while controlled maintenance received 20.2 percent of the total appropriation over that period. *Figure F* shows a five-year appropriations history for capital construction projects by project type.

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<sup>1</sup>A lawsuit challenging the constitutionality of the COPs authorized by HB 03-1256 is pending. The General Assembly appropriated money to the Fitzsimons Trust Fund for the University of Colorado Health Sciences projects in anticipation that the court case will be settled and the payment will be due in FY 2004-05.

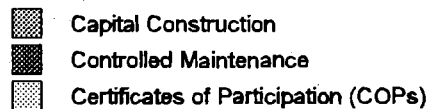
**Figure F**  
**Five-Year History of Capital Appropriations by Project Type**  
**FY 2000-01 to FY 2004-05**  
**(in millions)**

**Capital Construction - 76.3 %**



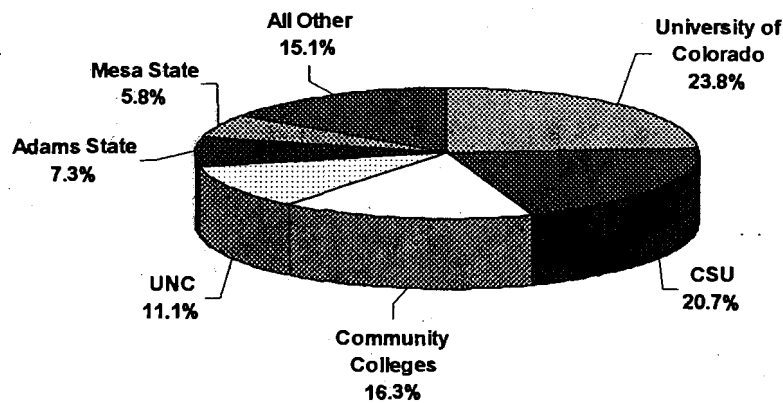
**COPs - 3.6 %**

**Controlled Maintenance - 20.2 %**



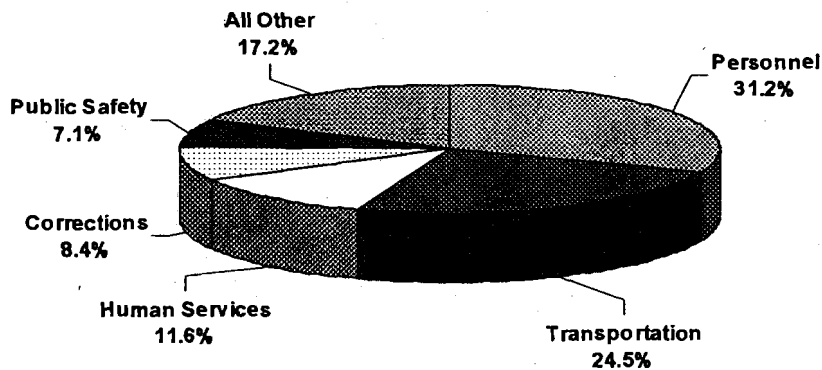
**Higher education appropriation.** Higher education received \$256.6 million (52.9 percent) of total capital construction and controlled maintenance appropriations over the five-year period, while state departments received \$210.5 million (43.4 percent). The largest recipient of capital appropriations in higher education, by governing board, was the University of Colorado System. The four campuses received a total of \$61.0 million, or 23.8 percent of the total higher education appropriation. The two campuses under the Board of Governors of the Colorado State University (CSU) system were next, at \$53.2 million (20.7 percent), while community colleges received \$41.8 million (16.3 percent). The University of Northern Colorado (UNC) received a total of \$28.5 million (11.1 percent), while Adams State College and Mesa State College received \$18.7 million (7.3 percent) and \$14.8 million (5.8 percent), respectively. **Figure G** depicts the distribution of capital and controlled maintenance appropriations for higher education institutions for the five-year period ending in FY 2004-05.

**Figure G**  
**Distribution of Capital Appropriations (CCF and CMTF) for Higher Education Institutions,**  
**FY 2000-01 to FY 2004-05**



***State departments appropriations.*** Of the \$210.5 million for state departments, the Department of Personnel and Administration received \$65.6 million (31.2 percent); the Department of Transportation received \$51.6 million (24.5 percent); the Department of Human Services received \$24.5 million (11.6 percent); the Department of Corrections received \$17.7 million (8.4 percent); and the Department of Public Safety received \$14.9 million (7.1 percent). Combined, these five departments accounted for 82.8 percent of the total state department appropriation. **Figure H** depicts the distribution of capital and controlled maintenance appropriations for state departments for the five-year period ending in FY 2004-05.

**Figure H**  
**Distribution of Capital Appropriations (CCF and CMTF) for State Departments**  
**FY 2000-01 to FY 2004-05**



## **Five-Year Projection of the State's Capital Construction Revenue and Needs**

State law requires the CDC to forecast the state's needs for capital construction and controlled maintenance. *Figure I* demonstrates a total five-year shortfall of \$1.7 billion resulting from reduced revenue to the CCF and continued capital need.

**Revenue.** Revenue to the CCF over the next five years is expected to total \$99.2 million. Figure I provides the revenue sources for the CCF for FY 2005-06 through FY 2009-10. HB 04-1412 eliminated the statutory General Fund transfer for FY 2005-06 of \$100 million and the statutes do not currently provide for a General Fund transfer of any amount in future years.

Currently-funded Corrections Expansion Reserve Fund bills total \$1.8 million over the five-year period. Interest estimates conform with the June 2004 Legislative Council economic forecast projections of \$12.8 million for the five-year period.

One-third of the excess General Fund reserve is credited to the CCF (Section 24-75-218 (1), C.R.S.) each year. The other two-thirds of the excess reserve is credited to the Highway Users Tax Fund. The September 2004 Legislative Council forecast projects that the CCF will receive an estimated \$46.9 million over the five-year forecast period.

Figure I also includes money the state receives annually from the tobacco master settlement agreement that must be used to pay for the costs of constructing new facilities at the University of Colorado Health Sciences Center Fitzsimons campus. These facilities are being financed through certificates of participation (COPs). If a COP lessor is owed money, the amount appropriated to the CCF is the lesser of: (1) the amount owed to the lessor; or (2) 8 percent of the state's tobacco master settlement agreement, received for the preceding fiscal year, not to exceed \$8 million per year. (The tobacco settlement moneys may be returned by attorney fees and costs.) This funding source is projected to provide \$37.7 million to the CCF over the next five years, or 43.7 percent of the fund's total revenue.

**Capital need.** Figure I also provides the estimated five-year capital need, which totals \$1.8 billion. Using this calculation, the controlled maintenance total need is \$350.3 million, or 19.5 percent of the estimated five-year need, while the capital construction need is \$1.4 billion, or 76.6 percent of the total need.

Figure I includes COP payments for ongoing projects and for the projects approved through House Bill 03-1256. These payments will total \$71.2 million over the five years, or 4.0 percent of the total need.

**Figure I**  
**Five-Year Estimate of Revenue to the Capital Construction Fund and Capital Need**

Revenue Source	FY 05-06	FY 06-07	FY 07-08	FY 08-09	FY 09-10	Total	Percent of Total
Ongoing Statutory General Fund Transfer	\$0	\$0	\$0	\$0	\$0	\$0	0.0%
Additional Statutory General Fund Transfer for CERF projects (must be spent on prisons)	76,414	738,434	486,269	472,376	69,467	1,842,960	1.9%
Interest Earnings	2,500,000	2,600,000	2,300,000	2,600,000	2,800,000	12,800,000	12.9%
One-Third of General Fund Excess Reserve Pursuant to Section 24-75-218 (1), C.R.S.	40,359,000	6,501,000	0	0	0	46,860,000	47.3%
Tobacco Master Settlement Money Pursuant to Section 23-20-136 (3.5) (a), C.R.S.	7,110,278	7,218,801	7,329,023	8,000,000	8,000,000	37,658,102	38.0%
<b>Total Revenue</b>	<b>\$50,045,692</b>	<b>\$17,058,235</b>	<b>\$10,115,292</b>	<b>\$11,072,376</b>	<b>\$10,869,467</b>	<b>\$99,161,062</b>	<b>100.0%</b>
Capital Need	FY 05-06	FY 06-07	FY 07-08	FY 08-09	FY 09-10	Total	Percent of Total
Controlled Maintenance*	\$41,095,352	\$84,310,429	\$83,628,362	\$74,237,068	\$67,077,781	\$350,348,992	19.5%
Certificates of Participation	2,998,615	9,684,911	19,965,416	19,292,122	19,292,122	71,233,186	4.0%
Five-year Need for Higher Education Projects**	172,936,369	169,434,323	160,092,593	124,343,665	156,701,737	783,508,687	43.6%
Five-year Need for State Department Projects***	108,680,472	54,125,527	94,738,892	214,868,947	118,103,460	590,517,298	32.9%
<b>Total Capital Need</b>	<b>\$217,030,336</b>	<b>\$263,429,663</b>	<b>\$263,866,371</b>	<b>\$217,872,855</b>	<b>\$243,071,640</b>	<b>\$1,795,608,163</b>	<b>100.0%</b>
<b>SHORTFALL</b>	<b>(\$166,984,644)</b>	<b>(\$246,371,428)</b>	<b>(\$253,571,079)</b>	<b>(\$206,800,479)</b>	<b>(\$232,202,173)</b>	<b>(\$1,696,447,101)</b>	

\*Reflects five-year total request amounts provided by State Buildings and Real Estate Programs in January 2004. The requests were moved back one year. \$500,000 was subtracted from the FY 2005-06 total because that amount was funded in FY 2004-05.

\*\*Reflects five-year totals submitted to the Colorado Commission on Higher Education in Fall 2003. The amount not funded in FY 2004-05 was added to FY 2005-06 request total. Because a request amount for FY 2009-10 was not provided, FY 2009-10 is an average of FY 2005-06 through FY 2008-09 requests. Projects now planned to be funded at the University of Colorado at Boulder through student fees (Law School, Business School, Information Technology Infrastructure, ATLAS, and Visual Arts Complex) were removed from the five-year total.

\*\*\*Reflects five-year totals submitted to the Office of State Planning and Budgeting in Fall 2003. Because a request amount for FY 2009-10 was not provided, FY 2009-10 is an average of FY 2005-06 through FY 2008-09 requests.

## **I. Statutory Establishment and Responsibilities of the Capital Development Committee**

### **Establishment of the Capital Development Committee**

The Capital Development Committee (CDC) was established in House Bill 85-1070 (Sections 2-3-1301 to 1308, C.R.S.). The CDC is a joint committee, consisting of three members of the House of Representatives and three members of the Senate. Each house is represented by two members of the majority party and one member of the minority party. Members of the CDC are chosen according to the rules of each house.

The CDC is required to elect a chairman and a vice-chairman each year. The election takes place at the first meeting held on or after October 15 in odd-numbered years and at the first meeting held after the General Election in even-numbered years. The chairmanship alternates between the House and Senate each year. The chairman elected in Fall 2004 will be a House member.

Pursuant to HB 04-1465, the CDC's repeal date was extended to July 1, 2009.

### **Responsibilities of the Capital Development Committee (CDC)**

The CDC has the following statutory responsibilities:

#### **General Project Review and Oversight**

- review and hear funding requests for capital construction and controlled maintenance projects submitted by state departments and higher education institutions;
- prioritize recommendations for the funding of capital construction and controlled maintenance projects for submittal to the Joint Budget Committee (JBC);
- forecast the state's requirements for capital construction, controlled maintenance, and the acquisition of capital assets for the following five and ten fiscal years;
- review capital construction projects submitted by higher education institutions to be constructed, operated, and maintained solely from student fees, auxiliary enterprise funds, wholly endowed gifts and bequests, research building revolving funds, or a combination of such sources, and make recommendations to the JBC (pursuant to Senate Bill 92-202);
- study the capital construction request from the Transportation Commission for state highway reconstruction, repair, and maintenance, and determine the projects that may be funded from money available in the Capital Construction Fund;
- determine the number of kindergarten through twelfth grade capital construction projects that should receive matching funds from the state's School Construction and Renovation Fund;
- consider regular and emergency supplemental capital construction requests;
- consider requests for waivers of the six-month encumbrance deadline for capital construction and controlled maintenance appropriations;



- review and recommend minimum building codes for all construction by state agencies on state-owned or state lease-purchased properties or facilities; and
- review the annual capital construction and maintenance requests from the Department of Personnel regarding the Public Safety Communications Trust Fund.

### **Correctional Facilities**

- review facility program plans for adult correctional facilities in the Department of Corrections and for juvenile correctional facilities in the Division of Youth Corrections; and
- review proposals from the Department of Corrections to enter into agreements to acquire title to correctional facilities developed and constructed with private funds.

### **Property Transactions**

- review property transaction proposals by the Division of Parks and Outdoor Recreation and comment on the proposals to the Board of Parks and Outdoor Recreation;
- review property transaction proposals by the Division of Wildlife and comment on the proposals to the Colorado Wildlife Commission;
- review property transaction proposals of real property, as administered by the executive director of the Department of Personnel, and comment on the proposals to the executive director;
- review property transaction proposals by the Department of Military Affairs and comment on the transactions to the Adjutant General; and
- receive an annual report from the Department of Personnel concerning state department and higher education institution facility management plans for vacant or abandoned state buildings.

### **State Capitol Building**

- consider recommendations from the State Capitol Building Advisory Committee with respect to any plans to restore, redecorate, or reconstruct space within the public and ceremonial areas of the State Capitol Building and the surrounding grounds.

### **Types of Projects that Qualify for State Funding**

Capital construction includes the following:

- the purchase of land;
- the purchase, construction, or demolition of buildings or other physical facilities, including utilities and state highways;
- the remodeling or renovation of existing buildings or other physical facilities;
- site improvements or development;
- the purchase and installation of the fixed and movable equipment necessary for the operation of new, remodeled, or renovated buildings and other physical facilities;

- the purchase of the services of architects, engineers, and other consultants to prepare plans, program documents, life-cycle cost studies, energy analyses, and other studies associated with any capital construction project; and
- any item of instructional or scientific equipment if the cost exceeds \$50,000.

Examples of capital construction projects include constructing a new state prison, renovating a chemistry building at a state university, and developing an automated fingerprinting identification system. In other words, capital construction projects are program driven. An institution or department must justify a capital request based on how the project will allow it to improve or alter its ability to provide a certain program.

Controlled maintenance projects are defined as corrective repairs or replacement of utilities, equipment, and site improvements at existing state-owned, general-funded buildings and other physical facilities. Controlled maintenance addresses facility component systems at the end of their useful life, as contrasted with operational maintenance, which is intended to maintain facilities and their component systems to the end of the expected useful life cycles. Replacing deteriorated mechanical equipment and upgrading fire alarm systems are examples of controlled maintenance projects. Controlled maintenance projects are system driven, not program driven.

## II. Capital Construction Fund and Controlled Maintenance Trust Fund — Revenue and Appropriations History and Five-Year Forecast of Needs

This chapter provides a five-year revenue history of the Capital Construction Fund (CCF) and the Controlled Maintenance Trust Fund (CMTF). The CCF and the CMTF are the funding sources for state-funded capital construction and controlled maintenance projects. The chapter also includes a five-year appropriation history for capital projects. Finally, the chapter provides a five-year forecast of needs for capital funding.

### Capital Construction Fund Revenue

Revenue to the CCF for the last five fiscal years — FY 2000-01 through FY 2004-05 — totaled \$417.7 million. This represents a 35.8 percent decline from the five-year period ending in FY 2003-04, which had a revenue total of \$650.6 million. The five-year total of \$417.7 million is also \$1.2 billion less than the total for the previous five-year period (FY 1995-96 through FY 1999-00), which totaled \$1.7 billion.

Over the past five years, the CCF has received revenue from eight sources, three of which are new this year. *Figure 2.1* identifies the amount credited to the CCF from each of these revenue sources. A description of each source follows the figure.

**Figure 2.1**  
**Revenue to the Capital Construction Fund — FY 2000-01 to FY 2004-05**

Revenue Source	FY 00-01	FY 01-02	FY 02-03	FY 03-04	FY 04-05	Five-Year Total
Ongoing Statutory General Fund Transfer (Section 24-75-302 (2), C.R.S.)	\$100,000,000	\$100,000,000	\$9,489,000	\$9,420,498	\$0	\$218,909,498
Additional General Fund Transfer (Section 24-75-302 (2), C.R.S.)*	174,526,651	(174,904,802)	(25,401,078)	69,467	(285,782)	(25,995,544)
General Fund Appropriations (within 6% limit)	10,728,270	79,109,454	0	0	152,800	\$9,990,524
Interest Earnings & Reversions	37,040,456	61,137,110	2,894,136	0	4,884,000	105,955,702
Deposits Pursuant to Legislation	0	0	240,000	0	0	240,000
Tobacco Master Settlement	0	0	0	0	1,900,000	1,900,000
Flexible Federal Funds	0	0	0	23,929,023	0	23,929,023
HB 02-1310 Allocation, Excess Reserve Credit	0	0	0	0	2,775,722	2,775,722
<b>Total</b>	<b>\$322,255,377</b>	<b>\$65,341,762</b>	<b>(\$12,777,942)</b>	<b>\$33,419,588</b>	<b>\$9,425,740</b>	<b>\$417,704,525</b>

\* The negative transfers in FY 2001-02, FY 2002-03, and FY 2004-05 are a result of the General Assembly's decision to transfer money from the CCF back to the General Fund to help address the state's revenue shortfall. Generally, funds are transferred to the CCF.

**General Fund statutory transfer (ongoing and additional).** Until recently, the statutes provided for an annual transfer of General Fund moneys to the CCF. This ongoing transfer, which does not count against the General Fund 6 percent appropriations limit, helps the CDC establish its base budget recommendation for capital construction and controlled maintenance projects. In addition, because many projects are phased over two or more years, the establishment of a future transfer assists with long-range planning. The transfer amount increased from \$25 million in the early 1990s to \$50 million in the mid 1990s to \$100 million starting in FY 1999-00. Because of declining state revenues, however, the General Assembly reduced the FY 2002-03 and FY 2003-04 transfers to less than \$10 million per year. For FY 2004-05 and FY 2005-06, the last two years the \$100 million transfer was scheduled to take place, the General Assembly eliminated the ongoing transfer altogether.

Beyond the ongoing statutory transfer, the General Assembly may transfer additional General Fund moneys to the CCF. The additional transfer is determined during annual budget deliberations, and makes it possible to fund more capital or highway projects, or to pay for Corrections Expansion Reserve Fund (CERF) bills. As with the ongoing transfer, the additional transfer does not count against the General Fund appropriations limit. For three of the past five years, however, the General Assembly actually transferred moneys in the CCF back to the General Fund to help address the state's revenue shortfall. These transfers were accomplished by eliminating or reducing funding for already-approved capital projects. The total additional transfer over the past five years, therefore, is (\$26.0 million). For FY 2004-05, \$285,782 was transferred back to the General Fund.

**General Fund appropriation.** The General Assembly, through the Long Bill or separate legislation, may designate General Fund moneys for appropriation to the CCF. These appropriations are included within the General Fund 6 percent appropriations limit. During the recent five-year period, there were three appropriations to the CCF: \$10.7 million in FY 2000-01, \$79.1 million in FY 2001-02, and \$152,800 in FY 2004-05. The FY 2004-05 appropriation was used to pay for a CERF bill. Generally, CERF bills are funded by an additional General Fund transfer to the CCF.

**Interest earnings and reversions.** Interest accruing to the CCF, through investment of money in the fund, is retained in the CCF and does not revert to the General Fund. Interest earnings in a given fiscal year are generally used to fund capital projects in the subsequent fiscal year. In addition, unexpended fund balances are retained in the CCF from year to year and carried forward in the fund as reversions. Estimated CCF interest earned in FY 2003-04, to be used for FY 2004-05 projects, is \$1.58 million. (Because this interest amount is identified in the Long Bill, which is finalized before the end of the fiscal year, the amount is only an estimate.) Reversions totaled \$3.3 million. Combined, interest and reversions for FY 2004-05 totaled \$4.9 million.

**Deposits pursuant to legislation.** Legislation may specify that moneys be deposited into the CCF. Usually, this is from the proceeds of a real estate transaction. No deposit was authorized for FY 2004-05.

**Tobacco master settlement money.** Pursuant to HB 03-1256, a portion of the money the state receives annually from the tobacco master settlement agreement must be used to pay for the costs of constructing new facilities at the University of Colorado Health Sciences Center Fitzsimons campus in Aurora. These facilities are being financed through certificates of participation (COPs).

If a COP lessor is owed money, the amount appropriate to the CCF is the lesser of: (1) the amount owed to the lessor; or (2) 8 percent of the state's tobacco master settlement agreement received for the preceding fiscal year, not to exceed \$8 million per year. (Attorney fees and costs must be deducted from the 8 percent.) These funds are then appropriated to the Fitzsimons Trust Fund. For FY 2004-05, \$1.9 million was appropriated to the CCF, then was appropriated to the Fitzsimons Trust Fund. Although this money was appropriated, it has been restricted pending notification by the University of Colorado that there is a final court decision allowing COP financing for these projects, and that there is an amount due to a lessor for the FY 2004-05 fiscal year. A lawsuit challenging the constitutionality of issuing COPs without voter approval is pending.

***HB 02-1310 excess reserve credit.*** Starting July 1, 2003, and on each succeeding July 1, one-third of excess General Fund reserves are credited to the CCF. The other two-thirds are credited to the Highway Users Tax Fund. The amount credited to the CCF in FY 2003-04, to be used for FY 2004-05 projects, was \$2,775,722.

***Federal funding from the federal Job Growth and Tax Relief Reconciliation Act of 2003.*** During FY 2003-04, \$23.9 million was deposited into the CCF as a result of the federal Job Growth and Tax Relief Reconciliation Act of 2003. These funds are called "flexible federal funds." This \$23.9 million in flexible federal funds, plus additional funds that may be deposited into the fund in FY 2004-05, is scheduled to pay for 51 controlled maintenance projects costing \$17.0 million and 6 capital construction projects costing \$13.4 million. The Controller's Office indicates that the flexible federal funds cannot be mixed with state funds already allocated to some of these projects. As a result, some projects must spend all of their current state-funded appropriation before they receive flexible federal funds. For this reason, \$6.5 million will be deposited into the fund in FY 2004-05. This is the difference between the total cost of these projects (\$30.4 million) and the amount deposited into the CCF thus far (\$23.9 million). Even though these are considered FY 2003-04 projects, they are described here because this is a new funding source.

### **Controlled Maintenance Trust Fund Revenue**

The General Assembly created the Controlled Maintenance Trust Fund (CMTF) in 1993 with the intent of establishing a stable and consistent source of revenue for controlled maintenance projects. Prior to the creation of the CMTF, controlled maintenance projects were funded solely from the CCF. General Fund moneys eligible for transfer to the fund are 50 percent of General Fund revenues in excess of expenditures and required reserves, for the prior fiscal year, up to \$50 million.

***Interest appropriated and transferred.*** Up to 50 percent of the amount of interest expected to be earned on the principal of the CMTF for the current fiscal year and the amount of interest actually earned during the previous fiscal year, not already appropriated, can be appropriated from the fund. Interest income was available for appropriation for controlled maintenance projects beginning in FY 1996-97. Since that time, a total of \$86.9 million has been appropriated from the fund, ranging from \$18.8 million in FY 2001-02 to \$0 in FY 2002-03 and FY 2003-04. Interest appropriated in FY 2004-05 totaled \$251,309. An additional \$11.5 million in interest earnings has been transferred to the General Fund. The General Assembly passed legislation authorizing transfers to the General Fund.

**Principal transfers from the CMTF.** The CMTF had a principal balance of \$248.1 million for five years. In FY 2000-01, \$4.2 million was transferred from the fund for flood relief. Because of the state's ongoing revenue shortfall, House Bill 01-1267 directed the fund's remaining balance of \$243.9 million to be transferred to the General Fund on July 1, 2001. The legislature's intent was to transfer the balance of \$243.9 million plus interest of \$32.5 million (for a total of \$276.4 million) back to the CCF on July 1, 2002. That transfer did not take place, however, because the state continued to experience a revenue shortfall. Bills approved in 2002 and 2003 then directed the repayment of the \$276.4 million in two equal installments over a two-year period. Because of the state's continuing budget problems, these bills also were not implemented. House Bill 04-1267 finally struck the requirement that the CMTF be repaid.

Finally, Senate Bill 03-342 authorized the transfer of \$40 million from the General Fund to the CMTF on July 1, 2003, and designated the moneys as a cash flow reserve to be expended under specified criteria. House Bill 04-1222 reversed this approach, returning the \$40 million back to the General Fund. Consequently, the principal balance of the CMTF is once again \$0. *Figure 2.2* provides a history of revenue to the CMTF and appropriations from the fund.

**Figure 2.2**  
**Controlled Maintenance Trust Fund Revenue and Appropriations History — FY 2000-01 to FY 2004-05**

	FY 00-01	FY 01-02	FY 02-03	FY 03-04	FY 04-05
<b>Principal</b>					
Beginning Balance	\$248,050,000	\$243,900,000	\$0	\$0	\$40,000,000
General Fund Transfer	(4,150,000)	(243,900,000)	0	40,000,000	(40,000,000)
End Balance	<del>\$243,900,000</del>	\$0	\$0	\$40,000,000	\$0
<b>Interest</b>					
Interest Earned*	\$18,402,338	\$526,234	\$11,821	\$1,988,800	\$0
Interest Transferred from the CMTF to General Fund	0	(9,500,000)	0	(1,985,213)	0
Interest Appropriated for Controlled Maintenance Projects	17,333,810	18,755,245	0	0	251,309
Interest Appropriated for Capital Construction Project	000,000	0	0	0	0
<b>Total Appropriated for Controlled Maintenance</b>	<b>\$17,333,810</b>	<b>\$18,755,245</b>	<b>\$0</b>	<b>\$0</b>	<b>\$251,309</b>
Amount Appropriated from the CCF	27,835,282	12,487,436	2,537,923	17,901,103	248,691
Amount Appropriated from the CMTF	17,837,123	18,755,245	0	0	251,309
<b>% Appropriated from the CMTF</b>	<b>39.1%</b>	<b>60.0%</b>	<b>0.0%</b>	<b>0.0%</b>	<b>50.3%</b>

\*Less than \$4,000 remains in the CMTF. This is interest earned on the reserve amount of approximately \$250,000 that was in the fund at the beginning of FY 2003-04 which was not related to the \$40 million deposited pursuant to SB 03-342. Interest earnings for FY 2004-05, therefore, are expected to be negligible.

**Combined revenue to the Capital Construction Fund and Controlled Maintenance Trust Fund.** *Figure 2.3* provides a five-year total of revenue in the CCF and the CMTF available for funding for capital construction and controlled maintenance projects. The revenue available from the CMTF is taken from the “Amount Appropriated from the CMTF” row in *Figure 2.2*. Revenue for capital projects has totaled \$454.5 million over the last five years.

**Figure 2.3**  
**Revenue Available for Capital Projects — FY 2000-01 to FY 2004-05**

	FY 00-01	FY 01-02	FY 02-03	FY 03-04	FY 04-05	Total
Capital Construction Fund	\$322,295,377	\$65,341,762	(\$12,777,942)	\$33,418,988	\$9,426,740	\$417,704,925
Controlled Maintenance Trust Fund	17,837,123	18,755,245	0	0	251,309	36,843,677
<b>Total</b>	<b>\$340,132,500</b>	<b>\$84,097,007</b>	<b>(\$12,777,942)</b>	<b>\$33,418,988</b>	<b>\$9,678,049</b>	<b>\$454,548,602</b>

### **Five-Year History of Capital Construction and Controlled Maintenance Appropriations**

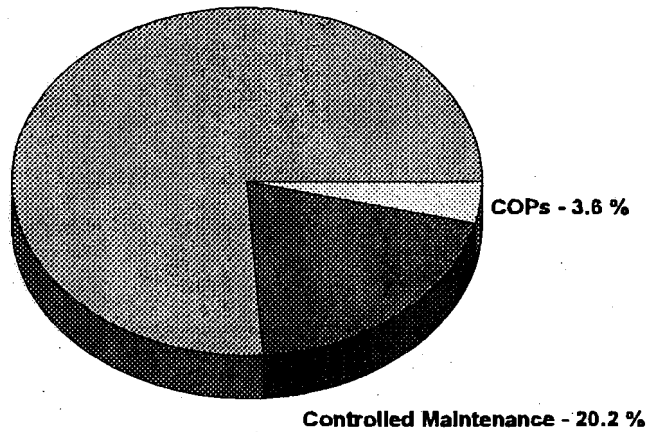
The following provides a five-year history (FY 2000-01 through FY 2004-05) of state-funded capital construction and controlled maintenance appropriations. These projects were funded from either the CCF or the CMTF.

**Appropriations.** Appropriations from the CCF and the CMTF totaled \$484.7 million for the five-year period ending in FY 2004-05. The bulk of the appropriations, however, came in the first two years of the five-year period. Appropriations for FY 2000-01 and FY 2001-02 totaled \$412.8 million, or 85.2 percent of the total, while appropriations for the last three years (FY 2002-03 through FY 2004-05) totaled \$71.9 million, or 14.8 percent of the total. *Figure 2.4* shows a five-year appropriations history for capital construction projects by project type. *Figure 2.5* provides a visual depiction of the five-year state funding history for capital projects by funding source.

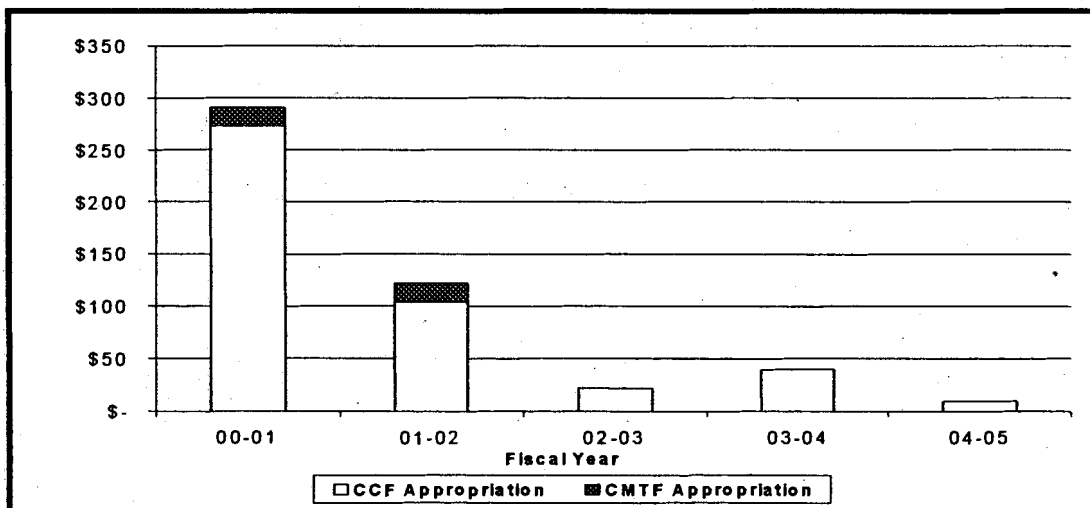
**Figure 2.4**  
**Five-Year History of Capital Appropriations by Project Type**  
**FY 2000-01 to FY 2004-05**

**\$484.7 Million Total**

**Capital Construction - 76.3 %**



**Figure 2.5**  
**Five-Year History of Capital Appropriations by Funding Source**  
**00-01 to FY 2004-05**  
**(in millions)**





Higher education received \$256.6 million (52.9 percent) of total capital appropriations over the five-year period, while state departments received \$210.5 million (43.4 percent). The largest recipient of capital appropriations in higher education, by governing board, was the University of Colorado System. The four campuses received a total of \$61.0 million, or 23.8 percent of the total higher education appropriation. The two campuses under the Board of Governors of the Colorado State University system were next, at \$53.2 million (20.7 percent), while community colleges received \$41.8 million (16.3 percent). Of the \$210.5 million for state departments, the Department of Personnel received \$65.6 million; the Department of Transportation received \$51.6 million; the Department of Human Services received \$24.5 million; and the Department of Corrections received \$17.7 million. Combined, these four departments accounted for 75.7 percent of the total state department appropriation.

***Certificates of participation projects.*** The remaining \$17.6 million of the five-year appropriation (3.6 percent of the total) funded certificate of participation (COP) projects. Since 1979, the state has entered into a number of lease-purchase agreements to construct capital facilities by issuing COPs to finance the debt. The General Assembly generally authorizes COPs when there are insufficient capital moneys to fund a project on a pay-as-you-go basis. The state is currently making payments on two COP projects:

- the Lease Purchase of the 1881 Pierce Street Building. Payments are required through FY 2006-07; and
- the 2002 Issue (Refunding of the 1992 Issue, which in turn refunded the 1979 Developmentally Disabled Facilities Issue, the 1986 Division of Youth Services Facilities Issue, the 1988 Prison Facilities Issue, the 1995-2005 part of the Auraria North Classroom Issue, and the 690 Kipling Building Issue). One more payment is required in FY 2005-06.

In addition, during the 2003 legislative session, the General Assembly enacted House Bill 03-1256, which authorized a 15-year lease-purchase agreement by the Department of Corrections for the construction of a high-custody 948-bed facility (the Colorado State Penitentiary II), and a 25-year lease-purchase agreement by the Board of Regents of the University of Colorado for the construction of academic facilities for the University of Colorado Health Sciences Center at the Fitzsimons campus. The total combined cost of these projects over the next 25 years, including estimated interest, is \$497.3 million. The first COP payment for the Fitzsimons projects was approved for FY 2004-05, but the funding source was cash funds. State funding for the Fitzsimons projects and the prison will be required starting in FY 2006-07.

***Combined capital construction and controlled maintenance funding history.*** *Figure 2.6* ranks the capital construction and controlled maintenance appropriations for the last five fiscal years by the amount of the appropriation. *Figure 2.7* provides a five-year funding history for capital construction and controlled maintenance appropriations for each state department and higher education institution by fiscal year. The funding amounts in these tables only reflect funding from the CCF or the CMTF. Other funds from federal or cash sources are not included. The tables also show the distribution of project appropriations for state departments versus higher education.

**Figure 2.6**  
**Five-Year History of Capital Construction and Controlled Maintenance Appropriations by Amount of Appropriation**  
**(FY 2000-01 to FY 2004-05)**

Overall Rank	Department/Institution	Five-Year Capital Construction and Controlled Maintenance Appropriation	Percent of Total	Capital Construction Appropriation	Capital Construction Rank	Controlled Maintenance Appropriation	Controlled Maintenance Rank
1	Personnel	\$65,593,888	13.53%	\$57,258,959	1	\$8,334,929	5
2	University of Colorado System	\$61,004,697	12.59%	\$45,779,261	3	\$15,225,436	2
3	Colorado State University System	\$53,226,139	10.98%	\$37,881,091	4	\$15,345,048	1
4	Transportation	\$51,562,788	10.64%	\$51,562,788	2	\$0	T24
5	Community Colleges and Occupational Education System	\$41,775,526	8.62%	\$31,646,974	5	\$10,128,552	4
6	University of Northern Colorado	\$28,518,884	5.88%	\$25,828,467	6	\$2,690,417	11
7	Human Services	\$24,509,500	5.06%	\$17,406,355	8	\$7,103,145	6
8	Adams State College	\$18,665,641	3.85%	\$15,489,243	9	\$3,176,398	9
9	Corrections	\$17,697,588	3.65%	\$7,501,332	14	\$10,196,256	3
10	Certificates of Participation	\$17,587,051	3.63%	\$17,587,051	7	\$0	T24
11	Public Safety	\$14,850,720	3.06%	\$14,238,084	10	\$612,636	18
12	Mesa State College	\$14,786,348	3.05%	\$13,026,180	11	\$1,760,168	16
13	Western State College	\$10,637,608	2.19%	\$7,958,795	13	\$2,678,813	12
14	Fort Lewis College	\$9,347,390	1.93%	\$6,194,286	16	\$3,153,104	10
15	Corrections Expansion Reserve Fund	\$8,283,557	1.71%	\$8,283,557	12	\$0	T24
16	Auraria Higher Education Center	\$8,200,216	1.69%	\$3,040,907	20	\$5,159,309	7
17	Colorado School of Mines	\$7,742,601	1.60%	\$5,247,973	17	\$2,494,628	13
18	Governor's Office	\$7,600,000	1.57%	\$7,500,000	15	\$100,000	23

**Figure 2.6 (Cont.)**  
**Five-Year History of Capital Construction and Controlled Maintenance Appropriations by Amount of Appropriation**  
**(FY 2000-01 to FY 2004-05)**

Overall Rank	Department/Institution	Five-Year Capital Construction and Controlled Maintenance Appropriation	Percent of Total	Capital Construction Appropriation	Capital Construction Rank	Controlled Maintenance Appropriation	Controlled Maintenance Rank
19	Agriculture	\$5,015,053	1.03%	\$1,045,235	22	\$3,969,818	8
20	Health Care Policy and Financing	\$5,008,879	1.03%	\$5,008,879	18	\$0	T24
21	Public Health and Environment	\$3,766,027	0.78%	\$3,766,027	19	\$0	T24
22	Military Affairs	\$1,914,050	0.39%	\$0	T27	\$1,914,050	14
23	Judicial	\$1,861,893	0.38%	\$0	T27	\$1,861,893	15
24	Colorado Historical Society	\$1,788,396	0.37%	\$788,319	23	\$1,000,077	17
25	State Board of Land Commissioners	\$1,685,911	0.35%	\$1,685,911	21	\$0	T24
26	Cumbres and Toltec Railroad	\$921,400	0.19%	\$750,000	24	\$171,400	22
27	Revenue	\$402,302	0.08%	\$116,200	26	\$286,102	20
28	Education	\$344,211	0.07%	\$0	T27	\$344,211	19
29	Camp George West	\$247,732	0.05%	\$0	T27	\$247,732	21
30	Law	\$186,671	0.04%	\$186,671	25	\$0	T24
T31	Labor and Employment	\$0	0.00%	\$0	T27	\$0	T24
T31	Local Affairs	\$0	0.00%	\$0	T27	\$0	T24
T31	Legislative Department	\$0	0.00%	\$0	T27	\$0	T24
T31	Regulatory Agencies	\$0	0.00%	\$0	T27	\$0	T24
	<b>GRAND TOTAL</b>	<b>\$484,732,667</b>	<b>100.00%</b>	<b>\$386,778,545</b>		<b>\$954,122</b>	

T = tied

**Figure 2.7**  
**Five-Year History of Capital Construction and Controlled Maintenance Appropriations by Department/Institution**

	FY 00-01	FY 01-02	FY 02-03	FY 03-04	FY 04-05	Five-Year Total	Percent of Five-Year Total
<b>State Departments</b>							
Agriculture	\$3,041,986	\$1,175,441	\$0	\$1,045,358	\$0	\$5,262,785	1.1%
Corrections	10,485,233	798,198	191,715	6,222,442	0	17,697,588	3.7%
Corrections Expansion Reserve Fund	3,440,889	4,620,401	0	69,467	152,800	8,283,557	1.7%
Education	29,130	14,081	0	301,000	0	344,211	0.1%
Governor's Office	0	0	0	7,600,000	0	7,600,000	1.6%
Health Care Policy and Financing	3,000	804,550	2,552,385	1,648,944	0	5,008,879	1.0%
Human Services	14,233,069	1,671,571	4,171,907	4,432,953	0	24,509,500	5.1%
Judicial	393,232	582,005	519,746	366,910	0	1,861,893	0.4%
Labor and Employment	0	0	0	0	0	0	0.0%
Law	97,621	53,517	35,533	0	0	186,671	0.0%
Legislative Department	0	0	0	0	0	0	0.0%
Local Affairs	0	0	0	0	0	0	0.0%
Military Affairs	384,907	268,637	0	1,260,506	0	1,914,050	0.4%
Natural Resources	0	0	0	0	0	0	0.0%
Personnel and Administration	35,638,503	20,420,504	6,742,905	2,291,976	500,000	65,593,888	13.5%
Public Health and Environment	3,000,000	766,027	0	0	0	3,766,027	0.8%
Public Safety	9,898,164	3,119,406	0	1,833,140	0	14,850,710	3.1%
Regulatory Agencies	0	0	0	0	0	0	0.0%

**Figure 2.7 (Cont.)**  
**Five-Year History of Capital Construction and Controlled Maintenance Appropriations by Department/Institution**

	FY 00-01	FY 01-02	FY 02-03	FY 03-04	FY 04-05	Five-Year Total	Percent of Five-Year Total
Revenue	116,200	12,543	0	273,559	0	402,302	0.1%
State Board of Land Commissioners	1,685,911	0	0	0	0	1,685,911	0.3%
Transportation	51,562,788	0	0	0	0	51,562,788	10.6%
<b>Total - State Departments</b>	<b>\$134,010,833</b>	<b>\$34,306,881</b>	<b>\$14,214,191</b>	<b>\$27,346,255</b>	<b>\$652,800</b>	<b>\$210,530,760</b>	<b>43.4%</b>
<b>Higher Education</b>							
Auraria Higher Education Center	\$5,191,595	\$2,529,700	\$0	\$478,921	\$0	\$8,200,216	1.7%
Colorado Historical Society	\$1,163,834	\$9,673	\$0	\$614,889	\$0	\$1,788,396	0.4%
<b>Community Colleges</b>							
Arapahoe	\$2,511,784	\$186,538	\$0	\$0	\$0	\$2,698,322	0.6%
Aurora	0	0	0	0	0	0	0.0%
Front Range	2,117,777	6,090,962	0	0	0	8,208,739	1.7%
Lamar	1,463,021	6,762	0	313,693	0	1,783,476	0.4%
Lowry Higher Education Center	877,304	0	535,983	0	0	1,413,287	0.3%
Morgan	3,732,202	1,677,522	0	0	0	5,409,724	1.1%
Northeastern Junior College	552,366	103,481	0	254,210	0	910,057	0.2%
Northwestern	109,809	309,708	0	588,714	0	1,008,231	0.2%
Otero Junior College	1,284,203	360,752	0	0	0	1,644,955	0.3%
Pikes Peak	1,942,865	641,172	0	0	0	2,584,037	0.5%
Pueblo	7,812,163	5,651,058	0	219,079	0	13,682,300	2.8%

**Figure 2.7 (Cont.)**  
**Five-Year History of Capital Construction and Controlled Maintenance Appropriations by Department/Institution**

	FY 00-01	FY 01-02	FY 02-03	FY 03-04	FY 04-05	Five-Year Total	Percent of Five-Year Total
Red Rocks	152,753	3,935	143,822	0	0	300,510	0.1%
Systemwide	0	0	0	433,803	0	433,803	0.1%
Trinidad State Junior College	413,476	286,750	63,534	934,325	0	1,698,085	0.4%
<b>Total - Community Colleges</b>	<b>\$22,969,723</b>	<b>\$15,318,640</b>	<b>\$743,339</b>	<b>\$2,743,824</b>	<b>\$0</b>	<b>\$41,775,526</b>	<b>8.6%</b>
Cumbres and Toltec Railroad	\$310,000	\$380,000	\$170,000	\$61,400	\$0	\$921,400	0.2%
School of Mines	\$3,725,020	\$213,599	\$0	\$1,503,982	\$2,300,000	\$7,742,601	1.6%
<b>State Board of Agriculture</b>							
Colorado State University	\$19,035,929	\$20,501,943	\$2,764,366	\$330,405	\$0	\$42,632,643	8.8%
Colorado State University-Pueblo	6,961,671	3,631,825	0	0	0	10,593,496	2.2%
<b>Total - State Board of Agriculture</b>	<b>\$25,997,600</b>	<b>\$24,133,768</b>	<b>\$2,764,366</b>	<b>\$330,405</b>	<b>\$0</b>	<b>\$53,226,139</b>	<b>11.0%</b>
Fort Lewis College	\$3,422,628	\$5,924,762	\$0	\$0	\$0	\$9,347,390	1.9%
Adams State College	\$9,832,949	\$8,588,378	\$0	\$244,314	\$0	\$18,665,641	3.9%
Mesa State College	\$8,978,925	\$5,807,423	\$0	\$0	\$0	\$14,786,348	3.1%
Western State College	\$9,137,694	\$1,130,914	\$0	\$369,000	\$0	\$10,637,608	2.2%
<b>University of Colorado</b>							
CU-Boulder	\$15,552,917	\$5,358,689	\$0	\$762,806	\$0	\$21,674,412	4.5%
CU-Colorado Springs	12,076,466	6,138,720	0	0	0	18,215,186	3.8%
CU-Denver	0	0	0	0	0	0	0.0%
CU-Health Sciences Center	14,516,658	3,610,334	822,457	265,650	1,900,000	21,115,099	4.4%
<b>Total - University of Colorado</b>	<b>\$42,146,041</b>	<b>\$15,107,743</b>	<b>\$822,457</b>	<b>\$1,028,456</b>	<b>\$1,900,000</b>	<b>\$61,004,697</b>	<b>12.6%</b>



**Figure 2.7 (Cont.)**  
**Five-Year History of Capital Construction and Controlled Maintenance Appropriations by Department/Institution**

	FY 00-01	FY 01-02	FY 02-03	FY 03-04	FY 04-05	Five-Year Total	Percent of Five-Year Total
University of Northern Colorado	\$19,779,693	\$5,978,054	\$2,430,000	\$331,137	\$0	\$28,518,884	5.9%
Total - Higher Education	\$152,655,702	\$85,122,654	\$6,930,162	\$7,706,328	\$4,200,000	\$258,614,846	52.9%
Certificates of Participation	\$3,727,916	\$2,966,646	\$1,240,781	\$4,826,459	\$4,825,249	\$17,587,051	3.6%
Grand Total	\$290,394,251	\$122,396,181	\$22,365,134	\$39,879,042	\$9,678,049	\$484,732,657	100.0%
% State Departments	46.1%	28.0%	63.5%	68.6%	6.7%		43.4%
% Higher Education	52.6%	69.5%	31.0%	19.3%	43.4%		52.9%
% Certificates of Participation	1.3%	2.4%	5.5%	12.1%	49.9%		3.6%

## Gross Square Footage Information

The state owns and operates 37.9 million gross square feet (GSF) in facilities. Often times, the level of appropriation for each department correlates to the gross square footage of the agency. Together, the Departments of Higher Education and Corrections have 81 percent of the total GSF of all state-owned facilities. These two departments received 56.6 percent of all capital appropriations from FY 2000-01 through FY 2004-05. **Figure 2.8** shows the GSF used by each department, including the Judicial Branch. The Capitol Complex is used by the Legislative Branch and several state departments.

**Figure 2.8**  
**GSF by State Department (as of January 2004)**

Department	Gross Square Feet (GSF)	Percent of Total GSF
Higher Education	24,241,039	64.0%
Corrections	6,424,685	17.0%
Human Services	3,161,664	8.3%
Capitol Complex	1,494,336	3.9%
Agriculture	778,139	2.1%
Military Affairs	608,137	1.6%
Education	317,884	0.8%
Public Safety	228,957	0.6%
Judicial	222,922	0.6%
Colorado Historical Society	166,119	0.4%
Revenue	119,502	0.3%
Public Health and Environment	87,712	0.2%
Cumbres and Toltec Railroad	50,622	0.1%
Source: State Buildings and Real Estate Programs Annual Report, January 2004		

## Five-Year Projection of the State's Capital Construction Revenue and Needs

State law requires the CDC to forecast the state's needs for capital construction and controlled maintenance. **Figure 2.9** demonstrates a total five-year shortfall of \$1.7 billion resulting from reduced revenue to the CCF and continued capital need.

**Revenue.** Revenue to the CCF over the next five years is expected to total \$99.2 million. Figure 2.9 provides the revenue sources for the CCF for FY 2005-06 through FY 2009-10. HB 04-1412 eliminated the statutory General Fund transfer for FY 2005-06 of \$100 million. Legislation approved in 2000 authorized a \$100 million annual transfer to the CCF through



FY 2005-06 only. Consequently, the statutes do not currently provide for a General Fund transfer of any amount for future years.

Currently-funded Corrections Expansion Reserve Fund bills total \$1.8 million over the five-year period. Interest estimates conform with the June 2004 Legislative Council economic forecast projections of \$12.8 million for the five-year period.

One-third of the excess General Fund reserve is credited to the CCF (Section 24-75-218 (1), C.R.S.) each year. The other two-thirds of the excess reserve is credited to the Highway Users Tax Fund. The September 2004 Legislative Council forecast projects that the CCF will receive an estimated \$46.9 million over the five-year forecast period.

Figure 2.9 also includes money the state receives annually from the tobacco master settlement agreement that must be used to pay for the costs of constructing new facilities at the University of Colorado Health Sciences Center Fitzsimons campus. These facilities are being financed through certificates of participation (COPs). If a COP lessor is owed money, the amount appropriated to the CCF is the lesser of: (1) the amount owed to the lessor; or (2) 8 percent of the state's tobacco master settlement agreement received for the preceding fiscal year, not to exceed \$8 million per year. This funding source is projected to provide \$37.7 million to the CCF over the next five years, or 43.7 percent of the fund's total revenue.

**Capital need.** Figure 2.9 also provides the estimated five-year capital need, which totals \$1.8 billion. Using this calculation, the controlled maintenance total need is \$350.3 million, or 19.5 percent of the estimated five-year need, while the capital construction need is \$1.4 billion, or 76.5 percent of the total need.

Figure 2.9 includes COP payments for ongoing projects and for projects approved through House Bill 03-1256. These payments will total \$71.2 million over the five years, or 4.0 percent of the total need.

**Figure 2.9**  
**Five-Year Estimate of Revenue Versus Capital Need**

Revenue Source	FY 05-06	FY 06-07	FY 07-08	FY 08-09	FY 09-10	Total	Percent of Total
Ongoing Statutory General Fund Transfer	\$0	\$0	\$0	\$0	\$0	\$0	0.0%
Additional Statutory General Fund Transfer for CERF projects (must be spent on prisons)	76,414	738,434	486,269	472,376	69,467	1,842,960	1.9%
Interest Earnings	2,500,000	2,600,000	2,300,000	2,600,000	2,800,000	12,800,000	12.9%
One-Third of General Fund Excess Reserve Pursuant to Section 24-75-218 (1), C.R.S.	40,359,000	6,501,000	0	0	0	46,860,000	47.3%
Tobacco Master Settlement Money Pursuant to Section 23-20-136 (3.5) (a), C.R.S.	7,110,278	7,218,801	7,329,023	8,000,000	8,000,000	37,658,102	38.0%
<b>Total Revenue</b>	<b>\$50,045,692</b>	<b>\$17,058,235</b>	<b>\$10,115,292</b>	<b>\$11,072,376</b>	<b>\$10,869,467</b>	<b>\$99,161,062</b>	<b>100.0%</b>
<b>Capital Need</b>	<b>FY 05-06</b>	<b>FY 06-07</b>	<b>FY 07-08</b>	<b>FY 08-09</b>	<b>FY 09-10</b>	<b>Total</b>	<b>Percent of Total</b>
Controlled Maintenance*	\$41,095,352	\$84,310,429	\$83,628,362	\$74,237,068	\$67,077,781	\$350,348,992	19.5%
Certificates of Participation	2,998,615	9,684,911	19,965,416	19,292,122	19,292,122	71,233,186	4.0%
Five-year Need for Higher Education Projects**	172,936,369	169,434,323	160,092,593	124,343,665	156,701,737	783,508,687	43.6%
Five-year Need for State Department Projects***	108,680,472	54,125,527	94,738,892	214,868,947	118,103,460	590,517,298	32.9%
<b>Total Capital Need</b>	<b>\$217,030,336</b>	<b>\$263,429,663</b>	<b>\$263,686,371</b>	<b>\$217,872,855</b>	<b>\$243,071,640</b>	<b>\$1,795,608,163</b>	<b>100.0%</b>
<b>SHORTFALL</b>	<b>(\$166,984,644)</b>	<b>(\$246,371,428)</b>	<b>(\$253,571,079)</b>	<b>(\$206,800,479)</b>	<b>(\$232,202,173)</b>	<b>(\$1,696,447,101)</b>	

\*Reflects five-year total request amounts provided by State Buildings and Real Estate Programs in January 2004. The requests were moved back one year. \$500,000 was subtracted from the FY 2005-06 total because that amount was funded in FY 2004-05.

\*\*Reflects five-year totals submitted to CCHS in Fall 2003. The amount not funded in FY 2004-05 was added to FY 2005-06 request total. Because a request amount for FY 2009-10 was not provided, FY 2009-10 is an average of FY 2005-06 through FY 2008-09 requests. Projects now planned to be funded at the University of Colorado at Boulder through student fees (Law School, Business School, Information Technology Infrastructure, ATLAS, and Visual Arts Complex) were removed from the five-year total.

\*\*\*Reflects five-year totals submitted to OSPB in Fall 2003. Because a request amount for FY 2009-10 was not provided, FY 2009-10 is an average of FY 2005-06 through FY 2008-09 requests.

### **III. FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

#### **Projects Recommended by the Capital Development Committee**

Prior to forwarding its FY 2004-05 recommendations to the Joint Budget Committee (JBC), the Capital Development Committee (CDC) spent the months of October through February reviewing requests for funding and compiling a prioritized list of capital construction and controlled maintenance projects. The 14 capital construction requests submitted to the CDC totaled \$28.3 million in state funds. The CDC also reviewed 109 controlled maintenance requests totaling \$41.6 million, bringing the total FY 2004-05 request amount to \$69.9 million. In contrast, for FY 2003-04, the requests submitted to the CDC totaled \$489.3 million in state funds, including \$434.2 million for 71 capital construction projects and \$55.1 million for 161 controlled maintenance projects. The request amount for FY 2004-05 was 85.7 percent lower than the amount requested for FY 2003-04.

Of the total FY 2004-05 request of state-funded projects, the CDC prioritized 13 projects totaling \$24.0 million in state funds — 12 capital construction projects and 1 controlled maintenance project, the emergency fund for controlled maintenance. Most of the capital construction projects addressed life and safety issues. The CDC also recommended 51 cash-funded projects, including both state department projects and higher education projects. In addition to these projects, eleven SB 92-202 projects (projects that will never require state funds for construction or operating costs) that were approved by the CDC after the 2003 Long Bill were forwarded to the JBC.

#### **Projects Recommended by the JBC and Approved by the General Assembly**

The JBC recommended that five state-funded projects be included in the 2004 Long Bill, House Bill 04-1422. The state funding recommendation of \$9.5 million was 60.4 percent lower than the amount recommended by the CDC (\$24.0 million) and 86.4 percent lower than the original request amount of \$69.9 million.

The General Assembly approved these recommendations. Including cash-funded projects, the total amount in the final Long Bill for capital projects was \$265.8 million. A total of 65 capital projects were funded: 4 state-funded capital construction projects, 1 controlled maintenance project, and 60 cash-funded projects. The 65 projects include \$9.3 million from the Capital Construction Fund (state funds); \$251,309 from the Controlled Maintenance Trust Fund (originally state funds); \$19.4 million from cash funds; \$209.8 million from cash funds exempt, including \$300,000 from the Highway Users Tax Fund; and \$26.7 million from federal funds. *Figure 3.1* shows the distribution of funding sources for the recommended projects.

**Figure 3.1**  
**Funding Sources of FY 2004-05 Projects**

Funding Source	Amount Funded	% of Total Funded
Capital Construction Fund (CCF)	\$9,273,940	3.5%
Controlled Maintenance Trust Fund (CMTF)	251,309	0.1%
Cash Funds (CF)	19,400,000	7.3%
Cash Funds Exempt (CFE)	209,849,045	79.0%
Federal Funds (FF)	26,683,562	10.0%
Highway Users Tax Fund (HUTF)	300,000	0.1%
<b>Total</b>	<b>\$265,757,856</b>	<b>100.0%</b>

### **Breakdown of State-Funded Projects**

Of the \$9.5 million in state funds (CCFE and CMTF), state departments received a majority of the funding allocation — \$4.8 million ( 50.7 percent). Higher education institutions received \$4.2 million (44.1 percent). The emergency fund for controlled maintenance, at \$500,000 (5.3 percent), can be used for higher education and state department projects. *Figure 3.2* summarizes the state-funded projects by category and notes the funding amount.

**Figure 3.2**  
**Summary of State-Funded Projects Included in the 2004 Long Bill**

Category	# of State Department Projects	# of Higher Education Projects	CCFE or CMTF Amount
Certificates of Participation (COP) Payments	2	0	\$4,825,249
Emergency Fund for Controlled Maintenance*	1	0	500,000
Colorado School of Mines, Addition to Center for Teaching and Learning Media			2,300,000
Funding for Certificates of Participation Payment for Projects at the University of Colorado Health Sciences Center - Fitzsimons Campus	0	1	1,900,000
<b>Totals</b>	<b>3</b>	<b>2</b>	<b>\$9,525,249</b>

\* Although the emergency fund can be used on higher education and state department projects, the initial appropriation is to the Department of Personnel and Administration.

The \$4.8 million for state departments was appropriated to pay certificate of participation (COP) payments and did not fund any new state-funded capital construction projects. One of the COP payments, totaling \$3.8 million, is for a number of projects that were built in the 1970s and 1980s. These projects were combined into one COP payment in 1992 and were refinanced in 2002. A payment of \$2.0 million in FY 2005-06 is scheduled to be the last remaining payment for these projects, amounting to a total payment of \$122.6 million. The other COP payment (\$982,599 CCFE) is for the issue that purchased the state facility at 1881 Pierce Street for the Department of Revenue.

Of the \$4.2 million for higher education institutions, \$1.9 million was appropriated to the Fitzsimons Trust Fund in anticipation of a COP payment for seven projects at the University of Colorado Health Sciences Center Fitzsimons Campus.<sup>1</sup> The authority to enter into this COP agreement was provided through HB 03-1256, which also authorized the Department of Corrections to build a high-custody correctional facility through COPs.

The Department of Personnel's emergency fund request, which was funded at \$500,000, is used in the event of unforeseen controlled maintenance problems affecting health, safety, or public welfare. Over the past five years, including FY 2004-05, the average appropriation for the emergency fund was \$1.1 million. The emergency funds are particularly important since no new-phase controlled maintenance projects have been funded over the past three years. By contrast, in the five-year period from FY 1997-98 through FY 2001-02, an average of \$41.9 million in controlled maintenance projects were state-funded.

*Figure 3.3* provides a description of all projects authorized for funding for FY 2004-05. The appropriations are grouped in alphabetical order by department or institution. Each project listing includes the following items: (1) a short title; (2) a funding history of the project, which includes the funding source, the amount of prior appropriations, the amount appropriated for FY 2004-05, future requests, and the total project cost; and (3) a brief description of the project.

Funding sources for the projects are one or more of the following: CCFE (Capital Construction Fund Exempt, or state funds), CF (Cash Funds), CFE (Cash Funds Exempt), FF (Federal Funds), HUTF (Highway Users Tax Fund), and Controlled Maintenance Trust Fund (CMTF). Only one project, the Emergency Fund for controlled maintenance, received funding from the CMTF.

A designation of "exempt" for a funding source means that the appropriation of the funds does not count against the spending limits imposed by Article X, Section 20, of the Colorado Constitution (also known as the Taxpayer's Bill of Rights, or TABOR). The exempt designation usually indicates that the appropriation was originally counted against General Fund or cash fund revenue, was made from a reserve fund, was paid by donations, or was transferred from another department. In other words, the funds were counted against TABOR at the time they were credited to the General Fund, cash fund, reserve fund, or other department. Under Article X, Section 20, subsequent appropriations do not count against spending limits.

In the case of a "CF" designation, the cash funds used for the appropriation will be earned during the year of appropriation, and will count against Article X, Section 20 spending limits. Federal funds spending, however, does not count against the limit. Spending by entities designated as enterprises (state-owned businesses that receive less than ten percent of their funding from the state) also does not count against the limit.

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1. A lawsuit challenging the constitutionality of the COPs authorized by HB 03-1256 is pending. The General Assembly appropriated money to the Fitzsimons Trust Fund for the University of Colorado Health Sciences projects in anticipation that the court case will be settled and the payment will be due in FY 2004-05.

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
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### State Departments

#### CORRECTIONS

<b>Correctional Industries -- Miscellaneous Small Projects</b>	<b>TOTAL</b>	2,030,000	430,000	250,000	250,000	250,000	250,000	3,460,000
	CCFE	0	0	0	0	0	0	0
	CF	0	0	0	0	0	0	0
	CFE	2,030,000	430,000	250,000	250,000	250,000	250,000	3,460,000
	FF	0	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0	0

The project will address various small Correctional Industries projects. This is an ongoing appropriation that allows the department to expand Correctional Industries where needed to accommodate new business or maintain current operations. Revenue from Correctional Industries is the cash fund source for the projects.

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<b>Total: Corrections</b>	<b>TOTAL</b>	2,030,000	430,000	250,000	250,000	250,000	250,000	3,460,000
	CCFE	0	0	0	0	0	0	0
	CF	0	0	0	0	0	0	0
	CFE	2,030,000	430,000	250,000	250,000	250,000	250,000	3,460,000
	FF	0	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0	0

#### LABOR AND EMPLOYMENT

<b>Petroleum Storage Tank Site Cleanup</b>	<b>TOTAL</b>	210,306,600	19,000,000	19,000,000	19,000,000	19,000,000	19,000,000	305,306,600
	CCFE	0	0	0	0	0	0	0
	CF	190,064,200	18,200,000	18,200,000	18,200,000	18,200,000	18,200,000	281,064,200
	CFE	11,342,400	0	0	0	0	0	11,342,400
	FF	8,900,000	800,000	800,000	800,000	800,000	800,000	12,900,000
	HUTF	0	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0	0

This is an ongoing project (authorized in 1989) that reimburses the cost of remediating storage sites contaminated by leaking petroleum products.

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>Total:</b>	<b>210,308,600</b>	<b>19,000,000</b>	<b>19,000,000</b>	<b>19,000,000</b>	<b>19,000,000</b>	<b>19,000,000</b>	<b>305,308,600</b>
<b>Labor and Employment</b>							
CCFE	0	0	0	0	0	0	0
CF	190,064,200	18,200,000	18,200,000	18,200,000	18,200,000	18,200,000	281,064,200
CFE	11,342,400	0	0	0	0	0	11,342,400
FF	8,900,000	800,000	800,000	800,000	800,000	800,000	12,900,000
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

**MILITARY AND VETERANS AFFAIRS**

<b>Tenant Upgrades and Network Operations Center Relocation</b>	<b>TOTAL</b>	<b>1,026,000</b>	<b>1,026,000</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>2,052,000</b>
	CCFE	0	0	0	0	0	0	0
	CF	0	0	0	0	0	0	0
	CFE	276,000	276,000	0	0	0	0	552,000
	FF	750,000	750,000	0	0	0	0	1,500,000
	HUTF	0	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0	0

The project will reconfigure 11 tenant spaces and upgrade building infrastructure in the department's Centennial Building #248. The project will also centralize the Network Operations Center into the Centennial Building. Currently, part of the Network Operations Center is still located at Buckley Air Force Base.

<b>Total: Military and Veterans Affairs</b>	<b>TOTAL</b>	<b>1,026,000</b>	<b>1,026,000</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>2,052,000</b>
	CCFE	0	0	0	0	0	0	0
	CF	0	0	0	0	0	0	0
	CFE	276,000	276,000	0	0	0	0	552,000
	FF	750,000	750,000	0	0	0	0	1,500,000
	HUTF	0	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0	0

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>NATURAL RESOURCES -- PARKS</b>							
<b>Barbour Ponds State Park Renovation</b>							
TOTAL	1,500,000	500,000	0	0	0	0	2,000,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	1,500,000	500,000	0	0	0	0	2,000,000
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0
The project renovates Barbour Ponds State Park and upgrade its basic facilities. The park will acquire water and sewer taps from municipal utility districts and bring service lines into the park. It will also improve roads and campsites within the park. This is the third year of funding for this project.							
<b>Business Development Initiatives</b>							
TOTAL	300,000	300,000	0	0	0	0	600,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	300,000	300,000	0	0	0	0	600,000
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0
The project funds several business development initiatives to improve Parks' self-sufficiency. The division intends to increase its annual gross revenues of \$15 to \$16 million by 20 percent through FY 2008-09. The early phases of the project will create a business infrastructure that incorporates performance-based marketing approaches, customer relationship management, proactive use of technology, and improved customer service. The later phases will make additional improvements in the aforementioned areas and will create retail and e-commerce applications on new lines of business in state park settings.							



**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>Cherry Creek Concession Enhancements</b>							
TOTAL	366,000	366,000	0	0	0	0	732,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	366,000	366,000	0	0	0	0	732,000
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project makes improvements to the concessions facility at Cherry Creek State Park. The work at the 10-year-old facility, also known as the Rifle Range, includes lead mitigation in the existing earth berm and utility upgrades such as improving the existing water, installing a new sewer, and upgrading electrical systems. According to the division, the current facilities are inadequate because they have degenerated over time due to much use.

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<b>Cheyenne Mountain State Park</b>							
TOTAL	9,450,000	4,472,000	0	0	0	200,000	14,122,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	9,390,000	4,472,000	0	0	0	200,000	14,062,000
FF	60,000	0	0	0	0	0	60,000
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project is to develop the first state park in El Paso County, the Cheyenne Mountain State Park. The project will be completed in September 2005.

<b>Corps Cost Share Improvements Phase III</b>							
TOTAL	10,050,000	4,000,000	4,000,000	4,000,000	4,000,000	4,300,000	30,350,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	4,250,000	1,700,000	1,700,000	1,700,000	1,700,000	2,000,000	13,050,000
FF	5,500,000	2,000,000	2,000,000	2,000,000	2,000,000	2,000,000	15,500,000
HUTF	300,000	300,000	300,000	300,000	300,000	300,000	1,800,000
CMTF	0	0	0	0	0	0	0

The project allows the division to make improvements to the Chatfield, Cherry Creek, and Trinidad State Parks. The project is a Corps of Engineers cost-share project.

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>Front Range Trail</b>							
TOTAL	3,100,000	400,000	650,000	650,000	0	0	4,800,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFF	1,550,000	400,000	650,000	650,000	0	0	3,250,000
FF	1,550,000	0	0	0	0	0	1,550,000
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0
The project creates a continuous trail to link the Colorado Front Range's communities and landscapes with a multi-use trail from New Mexico to Wyoming. The Colorado Front Range Trail (CFRT) will link existing and planned trail systems with new trail corridors to create an extensive pathway system.							
<b>Major Repairs / Minor Recreation Improvements</b>							
TOTAL	32,307,000	3,000,000	3,000,000	3,100,000	3,200,000	3,500,000	48,107,000
CCFE	0	0	0	0	0	0	0
CF	6,700,000	0	0	0	0	0	6,700,000
CFF	25,357,000	3,000,000	3,000,000	3,100,000	3,200,000	3,500,000	41,157,000
FF	250,000	0	0	0	0	0	250,000
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0
The project provides funding to repair, replace, and improve state park facilities. Typical projects include picnic and campsite renovations; water, sewer, and electrical utility system improvements; building and toilet repairs; dock and ramp work; technology upgrades; and emergency contingencies.							
<b>New Park Opportunities</b>							
TOTAL	750,000	500,000	500,000	500,000	500,000	200,000	2,950,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFF	750,000	500,000	500,000	500,000	500,000	200,000	2,950,000
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0
The project allows Parks to proactively take advantage of new opportunities proposed by outside interests from the public and private sector. According to Parks, setting aside funds for these opportunities will allow the division to move quickly on proposals that will provide large benefits to the state.							

**Figure 3.3  
FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

Prior	FY 04-05	FY 05-06	FY 06-07	FY 07-08	FY 08-09	Total Project
Appropriation	Appropriation	Request	Request	Request	Request	Cost

Off-Highway Vehicle Program Grants and Minor New Construction and Renovation						
TOTAL	9,220,000	1,570,000	1,670,000	1,770,000	1,870,000	17,570,000
CCFE	0	0	0	0	0	0
CF	4,000,000	1,200,000	1,300,000	1,400,000	1,500,000	11,000,000
CFF	4,500,000	0	0	0	0	4,500,000
FF	720,000	270,000	270,000	270,000	270,000	2,070,000
HUTF	0	0	0	0	0	0
CMTF	0	0	0	0	0	0

The Off-Highway Vehicle (OHV) Program provides grants to OHV project sponsors, which include local governments, federal agencies, and not-for-profit organizations.

Park Buffer Improvements / Acquisitions						
TOTAL	4,529,000	340,000	350,000	350,000	350,000	6,269,000
CCFE	0	0	0	0	0	0
CF	0	0	0	0	0	0
CFF	4,529,000	340,000	350,000	350,000	350,000	6,269,000
FF	0	0	0	0	0	0
HUTF	0	0	0	0	0	0
CMTF	0	0	0	0	0	0

Lottery funds will be used to purchase land additions to existing parks. These purchases include adjacent lands as well as inholdings. The purchases preserve the integrity of the parks, improve public access, address visitor safety and trespass issues, and enhance management of the lands. The funds are also used to address boundary disputes, right-of-way problems, and easements.

Parks Automated Records Keeping System (PARKS)						
TOTAL	800,000	175,000	175,000	375,000	300,000	2,125,000
CCFE	0	0	0	0	0	0
CF	0	0	0	0	0	0
CFF	800,000	175,000	175,000	375,000	300,000	2,125,000
FF	0	0	0	0	0	0
HUTF	0	0	0	0	0	0
CMTF	0	0	0	0	0	0

The project will modernize and systematize the division's automated management system. The system is called the Parks Automated Records Keeping System (PARKS). Phase II, the current phase, focuses on integrating the following subsystems into PARKS: (1) cash registers and other point of sale operations; (2) public safety and law enforcement; and (3) budget and the Colorado Financial Reporting System (COFRS) interface. This particular Phase II appropriation will focus on the completion of the interface to COFRS, which will include transmission of budget and expenditure data.

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>Recreational Trails - Volunteer Partnership Program</b>							
TOTAL	85,000	50,000	50,000	50,000	50,000	50,000	335,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	85,000	50,000	50,000	50,000	50,000	50,000	335,000
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project provides grants for trail projects that are completed with volunteer support and labor. Grant moneys may be used for materials, equipment rentals, trail design consultant fees, associated support costs, and volunteer recognition.

<b>Renovation of Bureau of Reclamation State Parks (Federal Law 89-72)</b>							
TOTAL	15,900,000	2,800,000	0	0	0	0	18,700,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	11,300,000	1,400,000	0	0	0	0	12,700,000
FF	4,600,000	1,400,000	0	0	0	0	6,000,000
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

Lottery and GOCO funds are being used for a ten-year project to renovate five parks on the Western Slope: (1) Crawford; (2) Navajo; (3) Paonia; (4) Rifle; and (5) Vega. The division leases these parks from the U.S. Bureau of Reclamation on a long-term basis. The program receives 50 percent of its funding from the U.S. Bureau of Reclamation. This funding phase will be directed at renovating facilities at Rifle Gap State Park.

<b>Reservoir Enhancements</b>							
TOTAL	1,826,000	188,000	188,000	188,000	188,000	188,000	2,766,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	1,450,000	0	0	0	0	0	1,450,000
FF	376,000	188,000	188,000	188,000	188,000	188,000	1,316,000
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project allows the division to preserve and enhance reservoirs through various projects. The division states that the identified projects will help it meet health and safety standards for park visitors, protect natural resources (including development of alternatives to reduce the effects of the recent drought conditions), and enrich recreational opportunities at state parks.

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>Revenue Enhancements</b>							
TOTAL	4,652,000	2,815,000	1,540,000	1,690,000	1,015,000	750,000	12,262,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	4,077,000	2,040,000	965,000	1,115,000	1,015,000	750,000	9,962,000
FF	575,000	575,000	575,000	0	0	0	2,300,000
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project allows the division to plan and construct various facilities in the State Parks system, including cabins, electrical conduits, and event facilities. These facilities, says the division, will enhance public recreational opportunities and will help generate an additional \$5,000 to \$8,000 per year per cabin to improve the division's self-sufficiency. The division explains that while cabins develop half the amount of property as campgrounds, they generate equal or more revenue and require less maintenance. In addition, cabins have become very popular in Sylvan Lake and Golden Gate Canyon.

<b>Saint Vrain Corridor</b>							
TOTAL	8,440,000	1,740,000	5,052,000	1,400,000	1,100,000	600,000	18,332,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	8,440,000	1,740,000	5,052,000	1,400,000	1,100,000	600,000	18,332,000
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project allows the division to acquire land and water along the Saint Vrain River Corridor. The objectives of the project are to: (1) protect the Saint Vrain riparian corridor; (2) provide an urban fishery; (3) link trail corridors; (4) provide camping; and (5) provide watchable wildlife viewing.

<b>State Trails Grant Program</b>							
TOTAL	6,179,000	1,250,000	1,300,000	1,300,000	1,465,000	1,465,000	12,959,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	2,479,000	300,000	350,000	350,000	350,000	350,000	4,179,000
FF	3,700,000	950,000	950,000	950,000	1,115,000	1,115,000	8,780,000
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project provides state matching funds to local governments for the Colorado Greenway Project. Under the Greenway Project, local governments build trails and agree to operate, maintain, and patrol completed trails within their jurisdiction.

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>Staunton State Park, Acquisition of Additional Property</b>							
TOTAL	950,000	450,000	629,000	2,872,000	2,733,000	2,550,000	10,184,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	950,000	450,000	629,000	2,872,000	1,583,000	1,400,000	7,884,000
FF	0	0	0	0	1,150,000	1,150,000	2,300,000
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project allows the division to acquire parcels adjacent to Staunton State Park to improve access to the park and route it away from surrounding subdivisions.

<b>Water Acquisition / Lease Options and Dam Repairs (Water Resources Program)</b>							
TOTAL	5,550,000	600,000	600,000	600,000	600,000	600,000	8,550,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	5,550,000	600,000	600,000	600,000	600,000	600,000	8,550,000
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

Lottery funds will be used to secure water for selected parks that have experienced water levels insufficient to sustain recreational demand, and to secure water for new recreational facilities. The division has developed a long-term plan prioritizing water needs and acquisitions, including storage and release of water. The project also addresses dam repairs that are needed to protect downstream residents and property owners from the failure of state-owned dams.

<b>Wildfire Prevention</b>							
TOTAL	1,300,000	650,000	650,000	650,000	650,000	650,000	4,550,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	500,000	250,000	250,000	250,000	250,000	250,000	1,750,000
FF	800,000	400,000	400,000	400,000	400,000	400,000	2,800,000
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project implements a Wildfire Prevention Program. Funding is intended to provide opportunities to improve the resilience of state park areas to recover from the effects of wildfire.

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

		Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
	<b>TOTAL</b>	<b>117,254,000</b>	<b>25,866,000</b>	<b>20,254,000</b>	<b>19,395,000</b>	<b>17,921,000</b>	<b>17,573,000</b>	<b>219,763,000</b>
<b>Total: Natural Resources -- Parks</b>	CCFE	0	0	0	0	0	0	0
	CF	10,700,000	1,200,000	1,300,000	1,400,000	1,500,000	1,600,000	17,700,000
	CFE	88,123,000	18,583,000	14,271,000	13,312,000	10,998,000	10,550,000	155,837,000
	FF	18,131,000	5,783,000	4,383,000	4,383,000	5,123,000	5,123,000	42,926,000
	HUTF	300,000	300,000	300,000	300,000	300,000	300,000	1,800,000
	CMTF	0	0	0	0	0	0	1,500,000

**NATURAL RESOURCES -- WILDLIFE**

<b>Cooperative Habitat Development</b>	<b>TOTAL</b>	<b>4,800,000</b>	<b>500,000</b>	<b>500,000</b>	<b>500,000</b>	<b>500,000</b>	<b>500,000</b>	<b>7,300,000</b>
	CCFE	0	0	0	0	0	0	0
	CF	0	0	0	0	0	0	0
	CFE	4,800,000	500,000	500,000	500,000	500,000	500,000	7,300,000
	FF	0	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0	0

This project increases the quality and quantity of habitat on private property and improves small game hunting opportunities in Colorado. The primary programs have been the Cooperative Habitat Improvement Program (CHIP) and the Pheasant Habitat Improvement Program (PHIP). A similar effort has been initiated to benefit declining species of grouse, in an effort to prevent their listing under the federal Endangered Species Act.

<b>Dam Maintenance, Repair and Improvement</b>	<b>TOTAL</b>	<b>1,714,984</b>	<b>78,750</b>	<b>100,000</b>	<b>100,000</b>	<b>100,000</b>	<b>100,000</b>	<b>2,193,734</b>
	CCFE	0	0	0	0	0	0	0
	CF	0	0	0	0	0	0	0
	CFE	1,714,984	78,750	100,000	100,000	100,000	100,000	2,193,734
	FF	0	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0	0

This is an annual project for ongoing maintenance, repair, and improvements to dams located on division-owned or leased property. For FY 2004-05, no specific projects are identified. Instead, the appropriation will be used to address minor repair work that surfaces during the year. The repair work, typically small in scale, includes such work as hydrology studies, erosion repairs, spillway enlargement or repairs, and seepage containment.

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>Employee Housing Repairs</b>							
TOTAL	2,708,685	137,025	300,000	300,000	300,000	300,000	4,045,710
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	2,708,685	137,025	300,000	300,000	300,000	300,000	4,045,710
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project repairs, maintains, and modernizes employee housing located on properties owned and managed by the DOW. The DOW has 114 houses used for office space, storage, summer housing for field crews, or employee housing. Currently, 64 houses are being rented to employees. Most of the FY 2004-05 appropriation will address roof repairs or replacement.

<b>Fish Unit Maintenance and Improvement</b>							
TOTAL	11,869,573	862,995	863,000	863,000	863,000	863,000	16,184,568
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	11,869,573	862,995	863,000	863,000	863,000	863,000	16,184,568
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project is for emergency repairs and improvements at five fish hatcheries. Projects include water diversion; structure repair and improvements; building repair; major hatchery equipment purchases or repairs; and pollution control projects. These projects are primarily ongoing and controlled maintenance in nature.

<b>Lake Christine Dam Repairs</b>							
TOTAL	400,000	400,000	0	0	0	0	800,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	400,000	400,000	0	0	0	0	800,000
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project will rework the outlet, construct a spillway, and stabilize the downstream slope of the Lake Christine Dam. In November 2000, the outlet drain was blocked by a beaver, causing the lake to rise and overtop the right abutment area of the dam. This caused the natural slope to slip, carrying materials and trees down the slope. This closed the old Highway 82 alignment for two days.



**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>Motorboat Access on Lakes and Streams</b>							
TOTAL	8,494,401	618,875	800,000	800,000	800,000	800,000	12,313,276
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	1,961,119	31,500	153,125	153,125	153,125	153,125	2,605,119
FF	6,533,282	587,375	646,875	646,875	646,875	646,875	9,708,157
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project will build motorboat access facilities. This year's request will build a boat ramp at one facility, a boat ramp and parking at a second facility, a boat ramp approach at a third facility, and will replace buoys at a fourth facility. Seventy-five percent of each project is paid by the U.S. Fish and Wildlife Service through the Dingell-Johnson / Wallop-Breaux Act.

<b>Native Aquatic Species Facility Well Replacement</b>							
TOTAL	787,500	787,500	0	0	0	0	1,575,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	787,500	787,500	0	0	0	0	1,575,000
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project would drill a deep augmentation well at the division's Native Aquatic Species Fish Hatchery west of Alamosa. The purpose of the new well is to secure a warm water source of water for the fish hatchery. The main well at the facility has a corroded pipe and corroded screens, and replacing the pipe and screens would cause them to disintegrate, blocking the well.

<b>Property Acquisition</b>							
TOTAL	16,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	21,000,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	16,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	21,000,000
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project allows the division to acquire fee title to property through a competitive bidding process. When the division identifies specific parcels to acquire, it provides a more detailed justification to the Capital Development Committee through its request to the committee to review and comment on the proposal pursuant to Section 33-1-105 (3) (a), C.R.S.

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>Property Maintenance, Improvements and Development</b>							
TOTAL	15,169,637	238,628	800,000	800,000	800,000	800,000	18,608,265
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	15,169,637	238,628	800,000	800,000	800,000	800,000	18,608,265
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project funds facility and habitat projects on new and existing division-owned or -leased property, in addition to habitat improvement projects on other public lands. The division has identified five projects for FY 2004-05.

<b>Service Centers Improvements</b>							
TOTAL	2,263,250	800,000	800,000	800,000	800,000	800,000	6,263,250
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	2,263,250	800,000	800,000	800,000	800,000	800,000	6,263,250
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project will upgrade and renovate the division's service centers across the state. According to the DOW, remodeling will allow the division to modernize its offices, provide more efficient and effective customer service to the public, and provide a safe working environment for employees.

<b>Shooting Range Improvements</b>							
TOTAL	220,000	220,000	220,000	220,000	220,000	220,000	1,320,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	60,000	60,000	60,000	60,000	60,000	60,000	360,000
FF	160,000	160,000	160,000	160,000	160,000	160,000	960,000
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project enhances and improves shooting ranges in the state. The state has 112 shooting ranges that are used for various sport shooting activities such as informal practice, competitive shooting, firearms training, hunter education, hunter sight-ins, police, security, and military training, and other recreational shooting and training events. Fifteen of these ranges are located in state wildlife areas. The FY 2004-05 appropriation will be used on the Basalt State Wildlife Area (SWA) range and the Hot Sulphur Springs SWA range.

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>Small Maintenance and Improvement Projects</b>	<b>TOTAL</b>	<b>5,381,331</b>	<b>153,550</b>	<b>300,000</b>	<b>300,000</b>	<b>300,000</b>	<b>6,734,881</b>
	CCFE	0	0	0	0	0	0
	CF	0	0	0	0	0	0
	CFE	5,381,331	153,550	300,000	300,000	300,000	6,734,881
	FF	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0

The project pays for emergency repairs and minor maintenance and improvements projects. Typical projects include roof repairs, HVAC maintenance and repairs, fence installation and repair, and comfort station repairs and replacement. The projects are funded from revenues collected by the DOW from the sale of hunting and fishing licenses. The division asks that this line item description be changed to "Small Maintenance and Improvement Projects" to more accurately reflect the types of projects funded from the appropriation.

<b>Stream and Lake Improvements</b>	<b>TOTAL</b>	<b>5,699,203</b>	<b>386,715</b>	<b>350,000</b>	<b>350,000</b>	<b>350,000</b>	<b>7,485,918</b>
	CCFE	0	0	0	0	0	0
	CF	0	0	0	0	0	0
	CFE	5,699,203	386,715	350,000	350,000	350,000	7,485,918
	FF	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0

The project is for habitat improvement projects for selected degraded streams and lakes. The actual work includes such projects as constructing or renovating stream channels to manipulate water flows, managing water flows to attain appropriate water temperatures and volumes, constructing water management structures, and seeding and fencing stream banks.

<b>Waterfowl Habitat Projects</b>	<b>TOTAL</b>	<b>1,994,788</b>	<b>200,000</b>	<b>200,000</b>	<b>200,000</b>	<b>200,000</b>	<b>2,994,788</b>
	CCFE	0	0	0	0	0	0
	CF	170,000	0	0	0	0	170,000
	CFE	1,824,788	200,000	200,000	200,000	200,000	2,824,788
	FF	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0

This project enhances and improves waterfowl habitats statewide. Projects address the insufficient quantity and quality of habitat available to maintain and increase waterfowl populations in Colorado. The work typically includes creating new wetland areas, fencing existing areas to protect wetlands and upland vegetation, constructing and installing nesting structures, renovating sloughs, and installing water control structures. Revenue from the sale of a \$5 migratory waterfowl stamp, in addition to federal funds, Great Outdoors Colorado and Ducks Unlimited funds, and other sources, allows DOW to implement waterfowl projects.

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>Wetland Improvement Projects (Formerly Colorado Wetlands Initiative)</b>							
TOTAL	4,900,000	600,000	600,000	600,000	600,000	600,000	7,900,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	4,900,000	600,000	600,000	600,000	600,000	600,000	7,900,000
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project funds the Colorado Wetlands Initiative. The initiative is a partnership effort between the division and dozens of outside partners and governmental agencies. Funds appropriated under this line item are leveraged with funds from the Great Outdoors Colorado Board (GOCO), Ducks Unlimited, and other partners.

	TOTAL	82,403,352	6,984,038	6,833,000	6,833,000	6,833,000	6,833,000	116,719,390
<b>Total: Natural Resources -- Wildlife</b>	CCFE	0	0	0	0	0	0	0
	CF	170,000	0	0	0	0	0	170,000
	CFE	75,540,070	6,236,663	6,026,125	6,026,125	6,026,125	6,026,125	105,881,233
	FF	6,693,282	747,375	806,875	806,875	806,875	806,875	10,668,157
	HUTF	0	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0	0

## PERSONNEL

<b>2002 Issue (Refunding of 1992 Issue) (Refunding of 1979 DDD, 1986 DYS, 1988 Prison Issue, 1995-2005 Part of AHEC North Classroom, and 700 Kipling)</b>	TOTAL	120,582,151	3,842,650	2,013,028	0	0	0	126,437,829
	CCFE	120,582,151	3,842,650	2,013,028	0	0	0	126,437,829
	CF	0	0	0	0	0	0	0
	CFE	0	0	0	0	0	0	0
	FF	0	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0	0

This reflects the annual certificates of participation (COP) payment for a number of projects that were built in the 1970s and 1980s. These projects were combined into one COP in 1992, and were refinanced in 2002 to accommodate the state's FY 2001-02 revenue shortfall and to take advantage of lower interest rates. The original COPs included: (1) a 1979 issue for Developmental Disabilities facilities; (2) a 1986 issue for Division of Youth Services facilities; (3) a 1988 prison issue; (4) the 1995-2005 part of the Auraria Higher Education Center North Classroom Building; and (5) the 690 Kipling Building.

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>Controlled Maintenance Emergency Fund</b>							
TOTAL	13,356,713	500,000	20,000,000	20,000,000	20,000,000	20,000,000	93,856,713
CCFE	13,105,404	248,691	20,000,000	20,000,000	20,000,000	20,000,000	93,354,095
CF	0	0	0	0	0	0	0
CFE	0	0	0	0	0	0	0
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	251,309	251,309	0	0	0	0	502,618
This project funds the Controlled Maintenance Emergency Fund. The Emergency Fund is used to address the most critical controlled maintenance needs throughout the state, including life safety issues. The Emergency Fund can be used on both state department and higher education institution controlled maintenance projects.							
<b>Lease Purchase of 1881 Pierce Street Building</b>							
TOTAL	14,548,840	1,778,782	1,784,190	1,788,570	0	0	19,900,382
CCFE	7,966,497	982,599	985,587	988,006	0	0	10,922,689
CF	390,804	0	0	0	0	0	390,804
CFE	6,191,539	796,183	798,603	800,564	0	0	8,586,889
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0
This reflects the annual certificates of participation payment for the issue that purchased the state facility at 1881 Pierce Street for the Department of Revenue.							
<b>Total: Personnel</b>							
TOTAL	148,487,704	6,121,432	23,797,216	21,788,570	20,000,000	20,000,000	239,943,615
CCFE	141,654,052	5,073,940	22,998,615	20,988,006	20,000,000	20,000,000	230,714,613
CF	390,804	0	0	0	0	0	390,804
CFE	6,191,539	796,183	798,603	800,564	0	0	8,586,889
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	251,309	251,309	0	0	0	0	251,309

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>PUBLIC HEALTH AND ENVIRONMENT</b>							
<b>HB 00-1306 Site Cleanups (Contaminated Sites Redevelopment, or Brownfields Cleanup Program)</b>	<b>TOTAL</b>	<b>4,175,000</b>	<b>250,000</b>	<b>250,000</b>	<b>250,000</b>	<b>250,000</b>	<b>5,425,000</b>
	CCFE	0	0	0	0	0	0
	CF	0	0	0	0	0	0
	CFE	1,250,000	250,000	250,000	250,000	250,000	2,500,000
	FF	2,925,000	0	0	0	0	2,925,000
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0

House Bill 00-1306 authorized the department to use moneys in the Hazardous Substance Response Fund to clean up contaminated sites in the state that are not being addressed through any other state or federal cleanup program. The department has constructed a prioritization screening tool to evaluate potential sites. The funding addresses two projects per year.

40- <b>Total: Public Health and Environment</b>	<b>TOTAL</b>	<b>4,175,000</b>	<b>250,000</b>	<b>250,000</b>	<b>250,000</b>	<b>250,000</b>	<b>5,425,000</b>
	CCFE	0	0	0	0	0	0
	CF	0	0	0	0	0	0
	CFE	1,250,000	250,000	250,000	250,000	250,000	2,500,000
	FF	2,925,000	0	0	0	0	2,925,000
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0

## REVENUE

<b>Colorado State Titling and Registration System (CSTARS)</b>	<b>TOTAL</b>	<b>10,939,898</b>	<b>2,227,377</b>	<b>659,786</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>13,827,061</b>
	CCFE	0	0	0	0	0	0	0
	CF	0	0	0	0	0	0	0
	CFE	6,477,033	2,227,377	659,786	0	0	0	9,364,196
	FF	0	0	0	0	0	0	0
	HUTF	4,462,865	0	0	0	0	0	4,462,865
	CMTF	0	0	0	0	0	0	0

The project will continue the department's Colorado State Titling and Registration System (CSTARS) project. CSTARS replaces the Distributive Data Processing System (DDP), the current system. Phase I of the CSTARS project will replace the existing motor vehicle titling and registration system. Phase II provides e-government opportunities, including Internet renewal of vehicle registration with a credit card payment option, personalized plate search and ordering, tax and fee estimates, and applications for and renewal of the persons with disabilities placard. Part of Phase II will be paid by internal funds. This year's request funds part of Phase I and part of Phase II.

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>Total:</b>	<b>10,939,898</b>	<b>2,227,377</b>	<b>659,786</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>18,289,926</b>
<b>Revenue</b>							
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	6,477,033	2,227,377	659,786	0	0	0	9,364,196
FF	0	0	0	0	0	0	0
HUTF	4,462,865	0	0	0	0	0	4,462,865
CMTF	0	0	0	0	0	0	4,462,865

### Higher Education

#### ADAMS STATE COLLEGE

-41- <b>College Center</b> <b>Roof Replacement</b> <b>(202 Project)</b>	<b>TOTAL</b>	<b>337,688</b>	<b>337,688</b>	<b>0</b>	<b>0</b>	<b>0</b>	
	CCFE	0	0	0	0	0	0
	CF	0	0	0	0	0	0
	CFE	337,688	337,688	0	0	0	0
	FF	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0

The project will replace the College Center roof and the Rex Gym roof. Both buildings leak and show visible need of repair, according to Adams State.

<b>Total:</b>	<b>337,688</b>	<b>337,688</b>	<b>0</b>	<b>0</b>	<b>0</b>	
<b>Adams State</b>						
<b>College</b>						
CCFE	0	0	0	0	0	0
CF	0	0	0	0	0	0
CFE	337,688	337,688	0	0	0	0
FF	0	0	0	0	0	0
HUTF	0	0	0	0	0	0
CMTF	0	0	0	0	0	0

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>AURARIA HIGHER EDUCATION CENTER</b>							
<b>Auraria Parking Structure (202 project)</b>	<b>TOTAL</b>	17,236,165	17,236,165	1,363,835	0	0	35,836,165
	CCFE	0	0	0	0	0	0
	CF	0	0	0	0	0	0
	CFE	17,236,165	17,236,165	1,363,835	0	0	35,836,165
	FF	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0
<p>The project builds a parking structure for the Auraria campus north of the Tivoli Student Union Center. The structure will provide parking spaces for 800 to 850 cars to meet the needs of a rapidly growing student population, allowing AHEC to maintain a 1:6 ratio of spaces to headcount students and faculty/staff. In addition, eight tennis courts currently located on the proposed parking structure site will be reconstructed in a new location. This is a SB 92-202 project, which means that the project will be designed, constructed, operated, and maintained solely from non-state funds.</p>							
<b>Tivoli Student Union Revitalization (202 Project)</b>	<b>TOTAL</b>	28,140,774	28,140,774	0	0	0	56,281,548
	CCFE	0	0	0	0	0	0
	CF	0	0	0	0	0	0
	CFE	28,140,774	28,140,774	0	0	0	56,281,548
	FF	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0
<p>The project addresses various maintenance projects at the Tivoli Student Union Center in order to improve the integrity of the building structure and systems. According to AHEC, the maintenance projects have been deferred numerous times and are necessary to preserve the building and extend its useful life. The project includes a renovation of 324,100 GSF and consists of exterior facade repair, roof replacement, fire alarm upgrades, and mechanical system upgrades. This is a SB 92-202 project, which means that the project will be designed, constructed, operated, and maintained solely from non-state funds. The CDC actually approved this project in FY 2002-03, but the spending authority is identified in the 2004 Long Bill (for informational purposes only).</p>							
<b>Total: Auraria Higher Education Center</b>	<b>TOTAL</b>	45,376,939	45,376,939	1,363,835	0	0	92,117,713
	CCFE	0	0	0	0	0	0
	CF	0	0	0	0	0	0
	CFE	45,376,939	45,376,939	1,363,835	0	0	92,117,713
	FF	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0



**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

		Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>COLORADO HISTORICAL SOCIETY</b>								
<b>Regional Museum Preservation Projects</b>	<b>TOTAL</b>	1,304,800	374,800	0	0	0	0	1,679,600
	CCFE	0	0	0	0	0	0	0
	CF	0	0	0	0	0	0	0
	CFE	1,304,800	374,800	0	0	0	0	1,679,600
	FF	0	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0	0
The project will address a number of historic preservation issues at regional museums. The project will be funded through the State Historical Fund.								
<b>Total: Colorado Historical Society</b>	<b>TOTAL</b>	1,304,800	374,800	0	0	0	0	1,679,600
	CCFE	0	0	0	0	0	0	0
	CF	0	0	0	0	0	0	0
	CFE	1,304,800	374,800	0	0	0	0	1,679,600
	FF	0	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0	0
<b>COLORADO SCHOOL OF MINES</b>								
<b>Addition to Center for Teaching and Learning Media (formerly Green Center Decontamination and Repair and Addition to Center for Teaching and Learning Media)</b>	<b>TOTAL</b>	2,819,779	2,300,000	4,297,268	0	0	0	9,417,047
	CCFE	2,819,779	2,300,000	0	0	0	0	5,119,779
	CF	0	0	0	0	0	0	0
	CFE	0	0	4,297,268	0	0	0	4,297,268
	FF	0	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0	0

The project will build an addition to the Center for Teaching and Learning Media (CTLM). The Green Center roof is at the end of its useful life, and is saturated with moisture in certain locations, including above the computer center. In addition, during a previous fireproofing project, asbestos was sprayed on structural steel throughout the building. This phase is for construction work to build the addition to the CTLM. The funding authorized for FY 2003-04 was for design work. A separate project will decontaminate the Green Center.

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>Student Life Projects (202 Project)</b>							
TOTAL	26,500,000	26,500,000	0	0	0	0	53,000,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	26,500,000	26,500,000	0	0	0	0	53,000,000
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project will build and renovate student housing. The number of on-campus beds will increase by up to 275 beds. Other work includes implementing a campus one-card system and renovating a cafeteria in the Ben Parker Student Center. This is a SB 92-202 project, which means that the project will be designed, constructed, operated, and maintained solely from non-state funds. The CDC actually approved this project in FY 2002-03, but the spending authority is identified in the 2004 Long Bill (for informational purposes only).

<b>Total: Colorado School of Mines</b>	TOTAL	29,319,779	28,800,000	4,297,268	0	0	0	62,417,047
	CCFE	2,819,779	2,300,000	0	0	0	0	5,119,779
	CF	0	0	0	0	0	0	0
	CFE	26,500,000	26,500,000	4,297,268	0	0	0	57,297,268
	FF	0	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0	0

#### COLORADO STATE UNIVERSITY

<b>Atmospheric Science Chemistry Addition</b>	TOTAL	2,500,000	2,500,000	0	0	0	0	5,000,000
	CCFE	0	0	0	0	0	0	0
	CF	0	0	0	0	0	0	0
	CFE	2,500,000	2,500,000	0	0	0	0	5,000,000
	FF	0	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0	0

The project will build a 13,000 GSF (8,210 ASF) addition to the existing Atmospheric Science (ATS) Complex on the Foothills campus. The new space will consist of atmospheric chemistry laboratories plus office and storage space to accommodate graduate instruction and research in the atmospheric chemistry program.

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>Hughes Stadium Expansion</b>							
TOTAL	14,206,267	12,949,517	0	0	0	0	27,155,784
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	14,206,267	12,949,517	0	0	0	0	27,155,784
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project will: (1) construct 21,564 GSF of additional premium seating, concessions, restrooms, and circulation in Hughes Stadium; (2) increase bleacher seating; (3) replace the existing turf football playing field; (4) repair/improve the field drainage; and (5) improve handicapped and premium parking areas. The primary source of funds for the project is from a single donor, the Bohemian Foundation, which donated over \$20 million to the university last spring.

<b>Lory Student Center Major Maintenance and Renovations (202 Project)</b>							
TOTAL	3,110,300	3,110,300	0	0	0	0	6,220,600
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	3,110,300	3,110,300	0	0	0	0	6,220,600
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project will make major maintenance and renovations to the Lory Student Center on the university's Main campus. This is a SB 92-202 project, which means that the project will be designed, constructed, operated, and maintained solely from non-state funds. The CDC actually approved this project in FY 2002-03, but the spending authority is identified in the 2004 Long Bill (for informational purposes only).

<b>Regional Biocontainment Laboratory</b>							
TOTAL	23,961,000	22,461,000	0	0	0	0	46,422,000
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	7,329,000	7,079,000	0	0	0	0	14,408,000
FF	16,632,000	15,382,000	0	0	0	0	32,014,000
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

The project will build a 33,850 GSF Regional Biocontainment Laboratory consisting predominately of biocontainment/Biosafety Level 3 (BSL-3) laboratories. BSL-2 laboratories, lab support, and office space will also be included. This new laboratory will be located near the existing Bioenvironmental Research Building, which already has BSL-3 research suites. The prior appropriation reflects supplemental funding approved by the CDC and JBC in Fall 2003.

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>Scoreboards Replacement (202 Project)</b>	TOTAL	1,250,000	1,250,000	0	0	0	2,500,000
	CCFE	0	0	0	0	0	0
	CF	0	0	0	0	0	0
	CFE	1,250,000	1,250,000	0	0	0	2,500,000
	FF	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0
<p>The project will design, purchase, and install two scoreboards at Hughes Stadium. The main scoreboard and video board will show game statistics, out-of-town scores, instant replays, highlights, game statistics, and public announcements. Other uses include recognizing business support for university programs and showing sponsors' promotional displays. The auxiliary scoreboard will provide home game information. This is a SB 92-202 project, which means that the project will be designed, constructed, operated, and maintained solely from non-state funds.</p>							
<b>Synthetic Football Practice Field (202 Project)</b>	TOTAL	750,000	750,000	0	0	0	1,500,000
	CCFE	0	0	0	0	0	0
	CF	0	0	0	0	0	0
	CFE	750,000	750,000	0	0	0	1,500,000
	FF	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0
<p>This project will build a 73,200 square foot all-weather, synthetic turf practice football field. The new field will be located where the existing grass practice field is located, adjacent to the baseball field on the campus green of the Main campus. This is a SB 92-202 project, which means that the project will be designed, constructed, operated, and maintained solely from non-state funds.</p>							
<b>Total: Colorado State University</b>	TOTAL	45,777,567	43,020,817	0	0	0	88,798,384
	CCFE	0	0	0	0	0	0
	CF	0	0	0	0	0	0
	CFE	29,145,567	27,638,817	0	0	0	56,784,384
	FF	16,632,000	15,382,000	0	0	0	32,014,000
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>FRONT RANGE COMMUNITY COLLEGE</b>							
<b>Parking Lots Expansion, Westminster Campus (202 Project)</b>	TOTAL	3,000,000	3,000,000	0	0	0	6,000,000
	CCFE	0	0	0	0	0	0
	CF	0	0	0	0	0	0
	CFE	3,000,000	3,000,000	0	0	0	6,000,000
	FF	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0
The project will expand the parking lots at Front Range Community College's Westminster Campus. The project also includes rehabilitation and reconfiguration of current lots. As a result of this project, the parking capacity of the Westminster Campus will increase 345 spaces, from 1,596 to 1,941 spaces. This is a SB 92-202 request, which means that the project will be designed, constructed, operated, and maintained solely from non-state funds.							
<b>Total: Front Range Community College</b>	TOTAL	3,000,000	3,000,000	0	0	0	6,000,000
	CCFE	0	0	0	0	0	0
	CF	0	0	0	0	0	0
	CFE	3,000,000	3,000,000	0	0	0	6,000,000
	FF	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0
<b>MESA STATE COLLEGE</b>							
<b>Residence Hall Renovations, Pinon Hall and Mary Rait Hall (202 Project)</b>	TOTAL	2,017,946	465,000	0	0	0	2,482,946
	CCFE	0	0	0	0	0	0
	CF	0	0	0	0	0	0
	CFE	2,017,946	465,000	0	0	0	2,482,946
	FF	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0
The project will abate asbestos in Pinon Hall and Mary Rait Hall. The scope of the project is also expanded to replace windows to meet revised exiting requirements; to replace single-cylinder bottoms in the elevators with double-cylinder bottoms to handle higher pressure prescribed by building codes; and to add an electronic card access system to both halls to improve security and control access to the buildings. Mesa State also expects that architectural and engineering costs will increase. This is a SB 92-202 project, which means that the project will be designed, constructed, operated, and maintained solely from non-state funds.							

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>Total: Mesa State College</b>	<b>TOTAL</b>	<b>2,017,946</b>	<b>465,000</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>2,482,946</b>
	CCFE	0	0	0	0	0	0
	CF	0	0	0	0	0	0
	CFE	2,017,946	465,000	0	0	0	2,482,946
	FF	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0

**UNIVERSITY OF COLORADO -- BOULDER**

<b>Laboratory for Atmospheric and Space Physics (LASP) Space Technology Research Center Addition (202 Project)</b>	<b>TOTAL</b>	<b>13,022,000</b>	<b>13,022,000</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>26,044,000</b>
	CCFE	0	0	0	0	0	0
	CF	0	0	0	0	0	0
	CFE	13,022,000	13,022,000	0	0	0	26,044,000
	FF	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0

The project will build a 45,800 GSF (30,611 ASF), three-story addition next to the existing Laboratory for Space Technology Research (LSTR) facility. The project also includes minor renovations to the existing LSTR facility. The LSTR facility is located in the University of Colorado Research Park, which is east of the University of Colorado at Boulder campus at the corner of Discovery and Innovation Drives. This is a SB 92-202 project, which means that the project will be designed, constructed, operated, and maintained solely from non-state funds.

<b>Total: University of Colorado -- Boulder</b>	<b>TOTAL</b>	<b>13,022,000</b>	<b>13,022,000</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>26,044,000</b>
	CCFE	0	0	0	0	0	0
	CF	0	0	0	0	0	0
	CFE	13,022,000	13,022,000	0	0	0	26,044,000
	FF	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>UNIVERSITY OF COLORADO -- COLORADO SPRINGS</b>							
<b>Science / Engineering Buildings (formerly New Engineering Building and Technology Upgrade)</b>	<b>TOTAL</b>	24,369,322	23,200,000	13,658,185	8,141,815	0	69,369,322
	CCFE	1,169,322	0	13,658,185	8,141,815	0	22,969,322
	CF	0	0	0	0	0	0
	CFE	23,200,000	23,200,000	0	0	0	46,400,000
	FF	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0
<p>The project will build a new Engineering Building adjacent to the existing Engineering Building, and renovate the existing building. The new building will have 59,946 GSF (40,084 ASF). This request is for the new construction. Next year's phase will complete the new construction, start and complete the renovation work, and provide technology upgrades to the existing Engineering Building (74,019 GSF and 40,056 ASF). CCHE has approved the program plan for this first, stand-alone, cash-funded phase only.</p>							
<b>UC-Colorado Springs Dormitories (202 Project)</b>	<b>TOTAL</b>	16,000,000	16,000,000	0	0	0	32,000,000
	CCFE	0	0	0	0	0	0
	CF	0	0	0	0	0	0
	CFE	16,000,000	16,000,000	0	0	0	32,000,000
	FF	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0
<p>The university plans to construct residential housing for 300 upperclassmen and graduate students. The residential units will be apartments, each with one to four bedrooms, a kitchen, and common space. The project includes 225 new parking spaces and replacement of 159 parking spaces displaced by the new units. Common recreation areas will also be included with the project. This is a SB 92-202 project, which means that the project will be designed, constructed, operated, and maintained solely from non-state funds. The CDC actually approved this project in FY 2002-03, but the spending authority is identified in the 2004 Long Bill (for informational purposes only).</p>							
<b>Total: University of Colorado -- Colorado Springs</b>	<b>TOTAL</b>	40,369,322	39,200,000	13,658,185	8,141,815	0	101,369,322
	CCFE	1,169,322	0	13,658,185	8,141,815	0	22,969,322
	CF	0	0	0	0	0	0
	CFE	39,200,000	39,200,000	0	0	0	78,400,000
	FF	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>UNIVERSITY OF COLORADO -- HEALTH SCIENCES CENTER</b>							
<b>Barbara Davis Center for Childhood Diabetes at Fitzsimons</b>	<b>TOTAL</b>	<b>32,818,077</b>	<b>6,442,374</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>39,260,451</b>
	CCFE	0	0	0	0	0	0
	CF	0	0	0	0	0	0
	CFE	29,596,890	3,221,187	0	0	0	32,818,077
	FF	3,221,187	3,221,187	0	0	0	6,442,374
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0
Phase 3 of this project finishes 46,800 GSF on floors 2 and 3 of the Barbara Davis Center at Fitzsimons. This part of the building will house faculty and their laboratories devoted to basic and clinical research into type 1 diabetes, transplantation immunobiology, clinical immunology and rheumatology. The project will be funded from institutional cash funds and federal National Institutes of Health / National Center for Research Resources funds.							
<b>Building 500 Renovation (Phase 3)</b>	<b>TOTAL</b>	<b>9,000,376</b>	<b>9,000,376</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>18,000,752</b>
	CCFE	0	0	0	0	0	0
	CF	0	0	0	0	0	0
	CFE	9,000,376	9,000,376	0	0	0	18,000,752
	FF	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0
The project completes the third and final phase of renovation of Building 500 (450,000 GSF) on the Fitzsimons campus. Once renovated, the building will house programs and support services that have been relocated from the 9th Avenue campus but whose space needs have not already been accommodated in other facilities on the Fitzsimons campus. Phase 3 renovation (58,000 GSF) will provide office space for faculty and staff, including conference rooms and support space, for various program functions throughout the building.							
<b>Certificates of Participation Projects at Fitzsimons</b>	<b>TOTAL</b>	<b>1,900,000</b>	<b>1,900,000</b>	<b>7,800,000</b>	<b>15,100,000</b>	<b>15,100,000</b>	<b>56,900,000</b>
	CCFE	0	0	0	7,100,000	7,100,000	21,300,000
	CF	0	0	0	0	0	0
	CFE	1,900,000	1,900,000	7,800,000	8,000,000	8,000,000	35,600,000
	FF	0	0	0	0	0	0
	HUTF	0	0	0	0	0	0
	CMTF	0	0	0	0	0	0

This provides for the first certificates of participation (COP) payment for seven capital construction projects at the Fitzsimons Campus. The authority to enter into these lease-purchase agreements was provided through HB 03-1256, which also authorized the Department of Corrections to build a high-custody correctional facility (the Colorado State Penitentiary II facility) through COPs.



**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost
<b>Fitzsimons Trust Fund</b>							
TOTAL	24,549,408	1,900,000	0	0	0	0	26,449,408
CCFE	24,549,408	1,900,000	0	0	0	0	26,449,408
CF	0	0	0	0	0	0	0
CFE	0	0	0	0	0	0	0
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0
Reflects the payment from the Capital Construction Fund to the Fitzsimons Trust Fund for the certificates of participation (COP) projects at Fitzsimons.							
<b>Infrastructure Development (Phase 8)</b>							
TOTAL	4,357,389	4,357,389	0	0	0	0	8,714,778
CCFE	0	0	0	0	0	0	0
CF	0	0	0	0	0	0	0
CFE	,357,389	4,357,389	0	0	0	0	8,714,778
FF	0	0	0	0	0	0	0
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0
The project develops infrastructure to provide the foundation for the development of Fitzsimons into a campus with modern, up-to-date, high-tech research, education, and health care facilities. Phase 8 will reimburse the Children's Hospital for site infrastructure work to construct steam and chilled water piping, which supports the Children's Hospital and the University of Colorado Hospital on the Fitzsimons campus. The project will also provide redundant utility for heating and cooling on the campus.							
<b>Total: University of Colorado -- Health Sciences Center</b>							
TOTAL	72,825,250	23,600,139	7,800,000	15,100,000	15,100,000	15,100,000	149,325,389
CCFE	24,549,408	1,900,000	0	7,100,000	7,100,000	7,100,000	47,749,408
CF	0	0	0	0	0	0	0
CFE	44,854,655	18,478,952	7,800,000	8,000,000	8,000,000	8,000,000	95,133,607
FF	3,221,187	3,221,187	0	0	0	0	6,442,374
HUTF	0	0	0	0	0	0	0
CMTF	0	0	0	0	0	0	0

**Figure 3.3**  
**FY 2004-05 Capital Construction and Controlled Maintenance Appropriations**

	Prior Appropriation	FY 04-05 Appropriation	FY 05-06 Request	FY 06-07 Request	FY 07-08 Request	FY 08-09 Request	Total Project Cost	
WESTERN STATE COLLEGE								
Escalante Resident Hall Complex Building Renovations (202 Project)	TOTAL	6,655,626	6,655,626	0	0	0	13,311,252	
	CCFE	0	0	0	0	0	0	
	CF	0	0	0	0	0	0	
	CFE	6,655,626	6,655,626	0	0	0	13,311,252	
	FF	0	0	0	0	0	0	
	HUTF	0	0	0	0	0	0	
	CMTF	0	0	0	0	0	0	
The project makes building renovations to Western State's Escalante Resident Hall Complex (68,000 GSF). This is a SB 92-202 project, which means that the project will be designed, constructed, operated, and maintained solely from non-state funds. The CDC actually approved this project in FY 2002-03, but the spending authority is identified in the 2004 Long Bill (for informational purposes only).								
Total: Western State College	TOTAL	6,655,626	6,655,626	0	0	0	13,311,252	
	CCFE	0	0	0	0	0	0	
	CF	0	0	0	0	0	0	
	CFE	6,655,626	6,655,626	0	0	0	13,311,252	
	FF	0	0	0	0	0	0	
	HUTF	0	0	0	0	0	0	
	CMTF	0	0	0	0	0	0	
TOTAL -- ALL PROJECTS	TOTAL	\$836,429,471	\$265,757,856	\$98,163,292	\$90,758,385	\$79,354,000	\$79,006,000	\$1,454,505,184
	CCFE	170,192,561	9,273,940	36,656,800	36,229,821	27,100,000	27,100,000	306,553,122
	CF	201,325,004	19,400,000	19,500,000	19,600,000	19,700,000	19,800,000	299,325,004
	CFE	402,645,263	209,849,045	35,716,617	28,638,689	25,524,125	25,076,125	726,774,488
	FF	57,252,469	26,683,582	5,989,875	5,989,875	6,729,875	6,729,875	109,375,531
	HUTF	4,762,865	300,000	300,000	300,000	300,000	300,000	6,262,865
	CMTF	251,309	251,309	0	0	0	0	6,214,174

## Corrections Expansion Reserve Fund

The General Assembly approved three bills during the 2004 legislative session that are expected to result in a net increase in prison terms: House Bill 04-1003, House Bill 04-1016, and House Bill 04-1021. Under Colorado law, such bills cannot be passed without five years of appropriations for prison bed construction related to the anticipated net increase of prison inmates, at a current cost of \$69,467 per bed. The statutes require a transfer of General Fund moneys to the CCF to pay for the prison beds each year there is a projected impact. These moneys are immediately appropriated to the Corrections Expansion Reserve Fund (CERF) for future construction costs. Funds in the CERF may only be spent on prison projects, and, if not spent during a given year, remain in the fund for future projects.

*Figure 3.4* lists the 2004 CERF bills, their impact on the CCF for FY 2004-05, and their total impact.

**Figure 3.4**  
**2004 Corrections Expansion Reserve Fund (CERF) Bills**  
**Impacting the Capital Construction Fund**

Bill Number	Short Title	FY 04-05 Impact	Five-Year Impact, Including FY 04-05
HB 04-1003	Peace Officer Impersonation	\$152,800	\$152,800
HB 04-1016	Sex Offender Registry Obscenity Minors	0	69,467
HB 04-1021	Alcohol Consumption	0	250,081
<b>Total</b>		<b>\$152,800</b>	<b>\$472,348</b>

**Recent CERF appropriation reductions.** Despite the intent of this law, during the past three years the General Assembly eliminated a number of scheduled appropriations to the CERF. Seventeen bills that have passed since 1998 had all or a portion of their funding for prison bed construction eliminated. These bills are listed in *Figure 3.5*. The General Assembly took this action because of the state's budget problems. The money that would have been appropriated to the CERF, totaling \$15.9 million, instead remained in the General Fund. The appropriations would have paid for most (77.3 percent) of the prison construction costs of these bills. This includes 100 percent of the construction costs of the following legislation:

- HB 98-1156, Lifetime Supervision of Sex Offenders, \$8.3 million;
- HB 02-1038, Manufacture of Controlled Substances, \$2.0 million;
- SB 02-050, Methamphetamine Amphetamine Precursors, \$1.9 million; and
- HB 01-1205, Repeal Sunset of Time Credit Forfeiture, \$1.8 million.

Although funding for prison construction was eliminated, the net increase in prison inmates due to the passage of these laws is still anticipated.

**Figure 3.5**  
**CERF Bills with Appropriations Eliminated Since the 2002 Legislative Session**

Bill Number	Short Title	Overall Fiscal Impact	CERF Appropriation Eliminated	CERF Appropriation Not Eliminated	Projected Future Appropriation
SB 98-021	Vehicular Homicide Penalty	\$39,909	\$13,862	\$25,947	\$0
HB 98-1156	Lifetime Supervision of Sex Offenders	8,307,509	8,307,509	0	0
HB 98-1160	Substantive Changes to Criminal Laws	818,185	397,323	420,262	0
HB 00-1107	Substantive Criminal Omnibus	1,189,160	59,364	1,138,796	0
HB 00-1201	Weapon Possession by a Felon	1,915,262	365,439	1,559,823	0
HB 00-1214	Penalty for Firearms Straw Purchasers	1,083,685	259,081	833,604	0
HB 00-1247	Permitting Juvenile to Possess Handgun	179,456	40,522	138,934	0
HB 01-1204	Offenses Against Pregnant Women	26,629	26,629	0	0
HB 01-1205	Repeal Sunset of Time Credit Forfeiture	1,768,225	1,768,225	0	0
HB 01-1242	Criminal Substantive Omnibus	635,623	387,755	277,868	0
SB 02-050	Methamphetamine Amphetamine Precursors	1,908,606	1,908,606	0	0
HB 02-1038	Manufacture of Controlled Substances	1,965,337	1,965,337	0	0
HB 02-1283	Weapons of Mass Destruction	69,467	69,467	0	0
HB 02-1396	Criminal Statute of Limitations	69,467	69,467	0	0
HB 02S-1006	Measures Concerning Wildfires	83,667	60,743	0	22,924
HB 03-1138	Crime Against Woman Affecting Unborn Child	263,975	138,934	0	125,041
HB 03-1317	Sale of Controlled Substance Materials	263,975	138,934	0	125,041
<b>TOTALS</b>		<b>\$20,588,137</b>	<b>\$16,919,997</b>	<b>\$4,395,234</b>	<b>\$273,006</b>

#### **IV. Legislation Impacting Capital Construction Funding or the Capital Development Process — 2004 Legislative Session**

Nineteen bills were enacted during the 2004 legislative session that impacted either the Capital Construction Fund (CCF) or the Controlled Maintenance Trust Fund (CMTF), or changed the Capital Development Committee's (CDC) responsibilities. *Figure 4.1* summarizes the legislation and reflects any impact on the CCF.

**Figure 4.1**

**2004 Session Legislation Affecting Capital Construction Funding or the Capital Development Process**

Bill	Sponsor	Short Title	FY 04-05 Fiscal Impact on Capital Construction Fund
HB 04-1003	McCluskey / Johnson	Peace Officer Impersonation	\$152,800
<p>Increases criminal penalties, and therefore has an impact on prison construction costs. No bill may be passed by the General Assembly resulting in a net increase in periods of imprisonment in state correctional facilities unless there is an appropriation of funds sufficient to cover any increased capital construction costs (Section 2-2-703, C.R.S.). The cost per prison bed is \$69,467. This amount, times the number of projected beds needed because of the law, is generally transferred from the General Fund to the CCF, then is immediately appropriated from the CCF to the Corrections Expansion Reserve Fund. The funds are then available for use on prison construction projects.</p> <p>In the case of this bill, the funds are appropriated rather than transferred from the General Fund. The legislation states that the General Assembly intends to pay for the General Fund appropriation from savings generated from the implementation of the provisions of SB 04-231, which concerns the electronic filing of documents to the Secretary of State's office.</p> <p>This entry reflects the projected appropriation to the CCF.</p>			
HB 04-1016	Johnson / Dyer	Sex Offender Registry Obscenity Minors	\$0
<p>Increases criminal penalties, and therefore has an impact on prison construction costs. The fiscal impact does not begin until FY 2006-07, however.</p>			
HB 04-1021	Briggs / McElhany	Alcohol Consumption	\$0
<p>Increases criminal penalties, and therefore has an impact on prison construction costs. The fiscal impact does not begin until FY 2005-06, however.</p>			
HB 04-1055	Rhodes / Tupia	Capital Construction and Renovation Fund Grants	\$0
<p>Makes changes to the CDC's responsibility to determine the number of kindergarten - 12th grade (K-12) capital construction projects on the State Board of Education's prioritized list of eligible capital construction projects that may receive matching grants. Under the new law, the State Board must submit the list to the CDC by August 16 of the fiscal year for which financial assistance is being provided, and the CDC must determine the number of projects on the list that may receive matching grants before September 15. If the CDC does not make a determination before September 15, the list shall be deemed approved as submitted. Also, the State Board, not the CDC, must submit the CDC's list to the JBC by December 1 of the fiscal year for which financial assistance is being provided.</p>			
HB 04-1100	Young / Owen	<del>Concerning Colorado's Process for Planning Private Prisons</del>	\$0
<p>Allows the Department of Corrections, in any fiscal year when moneys in the CCF are not sufficient to pay for the design and construction of an adult correctional facility that is necessary to satisfy future prison bed projections, to request competitive proposals from private prison providers three years before the desired occupancy of the facility. The department is under no obligation to place offenders in such a facility.</p>			
HB 04-1222	Young / Owen	Transfer Cash Flow Reserve to the General Fund	\$0
<p>Eliminates the cash flow reserve in the Controlled Maintenance Trust Fund (CMTF) and transfers the balance back to the General Fund. Pursuant to SB 03-342, \$40 million was transferred to the CMTF on July 1, 2003; this money will be transferred back to the General Fund. The \$40 million was designated as a cash flow reserve, and was only to be expended to resolve a cash flow emergency. According to the fiscal note on HB 04-1222, the interest earned on the \$40 million while the money was in the CMTF will also be transferred back to the General Fund. The transfer date is the date of the Governor's signature (April 5, 2004).</p>			

**Figure 4.1**

**2004 Session Legislation Affecting Capital Construction Funding or the Capital Development Process**

<b>Bill</b>	<b>Sponsor</b>	<b>Short Title</b>	<b>FY 04-05 Fiscal Impact on Capital Construction Fund</b>
<b>HB 04-1267</b>	<b>Plant / Teck</b>	<b>Transfers for Controlled Maintenance</b>	<b>\$0</b>
<p>Repeals the provision requiring that \$138.2 million be transferred from the General Fund to the CMTF on July 1, 2004, and the same amount on July 1, 2005. The principal of the CMTF, \$243.9 million, was transferred to the General Fund on July 1, 2001, pursuant to HB 01-1267 (the remaining \$4.15 million of the principal was removed from the fund by the Governor the previous year for flood relief). The original plan was to pay back this money, plus interest, on July 1, 2002. The repayment schedule has been moved back each year since, and has also been divided into two years of equal payments (to July 1, 2003, and July 1, 2004, per HB 02-1446; and to July 1, 2004, and July 1, 2005, per SB 03-262). Under HB 04-1267, however, a repayment plan no longer exists.</p>			
<b>HB 04-1338</b>	<b>Young / Owen</b>	<b>Capital Construction Supplemental Bill</b>	<b>\$0</b>
<p>Each session, a capital construction supplemental bill is introduced to reflect supplemental requests that have been approved after the previous year's Long Bill. Most of the changes in this year's supplemental bill are to projects that received cash funds spending authority.</p> <p>The bill increases the FY 2000-01 appropriation by \$9,726,139 [(\$175,861 CCFF) - \$1,352,000 CFE + \$8,550,000 FF].</p> <p>The bill increases the FY 2001-02 appropriation by \$931,020 [all CFE].</p> <p>The bill increases the FY 2002-03 appropriation by \$244,376 [(\$62,904 HUTF) + \$122,000 CFE + \$185,280 FF].</p> <p>Finally, the bill increases the FY 2003-04 appropriation by \$5,905,481 [\$4,167,691 CFE + \$500,000 HUTF + \$1,237,790 FF].</p> <p>Because the only impact on the CCF is to the FY 2000-01 appropriation, no amount is shown in this table.</p>			
<b>HB 04-1412</b>	<b>Young / Owen</b>	<b>Capital Construction Fund Transfers</b>	<b>(\$285,782)</b>
<p>Eliminates the \$100 million transfer from the General Fund to the CCF for FY 2004-05 and for FY 2005-06. Because this transfer was not scheduled to take place until July 1, 2004, a negative impact on the CCF is not shown.</p> <p>Also eliminates the 2004 and 2005 transfers from the General Fund to the CCF and the subsequent appropriations from the CCF to the Corrections Expansion Reserve Fund for the increased prison construction costs caused by the following bills: HB 00-1201, HB 01-1242, SB 02-050, HB 02-1038, HB 02S-1006, HB 03-1317, and HB 03-1138. These bills had prison impact costs of \$1,846,045 in FY 2004-05 and \$658,200 in FY 2005-06. Because these transfers were not scheduled to take place until July 1, 2004, or July 1, 2005, a negative impact on the CCF is not shown.</p> <p>Finally, the legislation transfers \$285,782 from the CCF to the General Fund on July 1, 2004. This amount represents money in the CCF that is not being used for capital construction or controlled maintenance projects for FY 2004-05 (see HB 04-1422 for a description of how the \$285,782 figure was reached).</p>			

**Figure 4.1**

**2004 Session Legislation Affecting Capital Construction Funding or the Capital Development Process**

Bill	Sponsor	Short Title	FY 04-05 Fiscal Impact on Capital Construction Fund
<b>HB 04-1422</b>	<b>Young / Owen</b>	<b>Long Appropriations Bill</b>	<b>(\$2,489,940)</b>
<p>Annual appropriation bill, which includes funding for capital construction and controlled maintenance projects. Itemizes FY 2004-05 capital construction and controlled maintenance projects, and lists the amount to be appropriated for each project. The total amount of state-funded capital projects is \$9,273,940. This includes two certificates of participation (COP) payments totaling \$4.8 million; \$2.3 million for a project at the Colorado School of Mines; \$248,691 for emergency controlled maintenance needs; and \$1.9 million that is transferred to the CCF from the tobacco settlement moneys and is then immediately appropriated to the Fitzsimons Trust Fund for construction projects at the University of Colorado Health Sciences Center.</p> <p>Identifies the following revenue to the fund: \$1.58 million in interest earnings; \$3.304 million in reversions; and \$1.9 million from the tobacco settlement moneys. Total: \$6.784 million.</p> <p>Not identified in HB 04-1422, but also transferred to the CCF: \$2,775,722, pursuant to HB 02-1310, which allocates one-third of excess state revenues to the fund. The sum of \$6.784 million and \$2,775,722 is \$9,559,722.</p> <p>The difference between \$9,559,722 in revenue to the fund and \$9,273,940 in appropriations from the fund is \$285,782. See HB 04-1412, which shows that same amount being transferred to the General Fund from the CCF.</p> <p>The (\$2,489,940) reflected here is the difference between the revenue identified in HB 04-1422 of \$6.784 million and the appropriation for capital projects that totaled \$9,273,940.</p>			
<b>HB 04-1465</b>	<b>Witwer / Teck</b>	<b>Transfer CDC Duties to JBC</b>	<b>\$0</b>
The legislation extends the CDC to July 1, 2009.			
<b>N/A</b>	<b>N/A</b>	<b>HB 02-1310 Excess State Revenues - Annual Credit to the CCF</b>	<b>\$2,775,722</b>
Pursuant to HB 02-1310, one-third of the excess General Fund reserves each year are credited to the CCF. The other two-thirds are credited to the Highway Users Tax Fund. The amount credited to the CCF for FY 2004-05 totaled \$2.8 million.			
<b>N/A</b>	<b>N/A</b>	<b>Corrections Expansion Reserve Fund - Appropriation from the CCF</b>	<b>(\$152,800)</b>
This entry is for informational purposes to reflect that funds must be appropriated from the CCF to the Corrections Expansion Reserve Fund for prison bed construction. The total amount appropriated to the Corrections Expansion Reserve Fund equals the amount projected to be appropriated or transferred to the CCF as a result of HB 04-1003, HB 04-1016, and HB 04-1021. Only the FY 2004-05 impact is shown in this table, however.			
<b>SB 04-040</b>	<b>Entz / Larson</b>	<b>Concerning the Acquisition of Property by the Division of Wildlife</b>	<b>\$0</b>
Gives the Division of Wildlife (DOW) the authority to purchase a 243-acre property in Rio Grande County containing the Frisco Creek Wildlife Hospital and Rehabilitation Center at a cost of \$1.2 million. The funding source is the Great Outdoors Colorado Trust Fund; therefore, there is no impact on the CCF. The bill also eliminates the repeal date that requires the DOW to submit property transaction proposals to the CDC, and eliminates the repeal date that requires the Wildlife Commission to submit an annual report to the CDC and the House and Senate Agriculture Committees. In other words, the CDC will continue to be responsible for reviewing property transaction proposals, but that responsibility will no longer be scheduled to expire on any specific date.			
<b>SB 04-097</b>	<b>McElhany / Cadman</b>	<b>Division of Wildlife Office Building Purchase</b>	<b>\$0</b>
Authorizes the Division of Wildlife to purchase a building in Colorado Springs for use as a service center at a cost of up to \$1.6 million. The Divisions of Wildlife, Parks and Outdoor Recreation, and Water Resources already lease the building, and have an option to purchase the building. The funding source is the Wildlife Cash Fund. Therefore, there is no impact on the CCF.			



**Figure 4.1**

**2004 Session Legislation Affecting Capital Construction Funding or the Capital Development Process**

<b>Bill</b>	<b>Sponsor</b>	<b>Short Title</b>	<b>FY 04-05 Fiscal Impact on Capital Construction Fund</b>
<b>SB 04-189</b>	<b>Anderson / King</b>	<b>Higher Education</b>	<b>\$0</b>
<p>The bill changes the method for state funding of public higher education. Students will receive stipends directly, instead of appropriating state General Fund moneys to the institutions. The bill also allows qualifying institutions to be designated as an enterprise for purposes of TABOR through a resolution adopted by each institution's governing board.</p> <p>The bill maintains the current process for requesting capital construction funds from the state for state-funded projects and cash-funded projects that require state funds in future years for operating and maintenance costs. But, the bill states that the governing boards of institutions that have been designed as an enterprise shall have exclusive authority to approve cash funded capital expenditures if projects are to be constructed, operated, and maintained solely from student fees, gifts and bequests, or research building revolving funds. In other words, the bill essentially removes the current authority of CCHE, the CDC, and the JBC to review 202 projects, regardless of cost. (See the description of SB 04-252, however, for language that eliminates this authority.)</p>			
<b>SB 04-220</b>	<b>Owen / Stengel</b>	<b>Leveraged Leasing Agreement Indemnity</b>	<b>\$0</b>
<p>Modifies the authority provided in SB 03-249 for the executive director of the Department of Personnel to enter into leveraged leasing agreements by: (1) restricting leveraged leases to qualified technology assets; (2) allowing the director to enter into an indemnity agreement with a private party in a leveraged leasing agreement; (3) waiving the state's sovereign immunity in an action for injuries resulting from the operation and maintenance of an asset that is the subject of a leveraged leasing agreement; (4) allowing expenditures from the risk management fund to pay liability claims and expenses incurred pursuant to the indemnity agreement; and (5) removing the requirement that the State Treasurer review leveraged leasing agreements.</p>			
<b>SB 04-233</b>	<b>McElhany / Harvey</b>	<b>Parking Structure Lease Purchase</b>	<b>\$0</b>
<p>Creates the Capitol Parking Authority, which will be under the direction of the executive director of the Department of Personnel and Administration. Authorizes the authority to enter into a lease-purchase agreement to finance the construction of a parking garage on the southeast corner of East 14th Avenue and Lincoln Street. The maximum amount that may be financed is \$7.5 million, plus interest and administrative, monitoring, and closing costs. The term of the agreement cannot be longer than 20 years.</p> <p>The authority also has the power to issue revenue bonds to finance the acquisition of land for off-street parking or construction of new facilities.</p> <p>The bill authorizes the use of the revenue received from off-street parking fees to pay for the lease-purchase payments. These fees are deposited into the Capitol Parking Account. The bill estimates that the first payment in FY 2006-07 will be \$613,114, while revenue from the additional spaces created by the facility will be \$359,964. The department's executive director, however, indicates that other revenue in the Capitol Parking Account can be used to make the payments. The total projected annual revenue in the Capitol Parking Account, including revenue from the new spaces to be built at 14th Avenue and Lincoln, is \$960,000.</p> <p>Eliminates the authority of the department to demolish the Woodward House (1530 Sherman Street) and to convert that property for use as off-street parking.</p>			
<b>SB 04-252</b>	<b>McElhany / King</b>	<b>Concerning Financing of State Institutions of Higher Education</b>	<b>\$0</b>
<p>The bill eliminates the provision in SB 04-189 that gives governing boards of institutions with enterprise status exclusive authority to approve cash funded capital expenditures for projects that are to be constructed, operated, and maintained solely from student fees, wholly endowed gifts and bequests, research building revolving funds, or a combination of such sources.</p>			
<b>Total Impact on Capital Construction Fund for FY 2004-05</b>			<b>\$0</b>

## V. Actions Taken by the CDC During FY 2003-04

Aside from making recommendations for FY 2004-05 capital construction and controlled maintenance projects, the Capital Development Committee (CDC) also acted on a number of other items. The figures in this chapter briefly describe actions taken by the CDC in FY 2003-04.

**Supplemental requests.** *Figure 5.1* describes 22 supplemental requests considered by the CDC. State departments and higher education institutions must submit requests for supplemental funding, including requests for extensions of time only, to the CDC. The CDC, in turn, forwards its recommendations to the Joint Budget Committee for its approval. To provide a complete picture of capital supplementals requested in FY 2003-04, the table also includes one supplemental request that was heard by the Joint Budget Committee and not the CDC. The total impact of these requests is \$15.8 million, but the only state-funded impact is a negative appropriation of \$175,861 for FY 2000-01. All of the projects listed in the table were approved by the General Assembly unless otherwise indicated.

**Six-month waivers.** If a department or institution does not encumber a certain amount of appropriated funds within six months of the appropriation date, it must request a waiver of the six-month encumbrance deadline from the CDC (Section 24-30-1404 (7), C.R.S.). Upon approval, the CDC forwards its recommendation to the State Controller. *Figure 5.2* lists eight six-month waiver requests considered and approved by the CDC in FY 2003-04.

**Property transactions.** The Division of Parks and Outdoor Recreation and the Division of Wildlife, both within the Department of Natural Resources, must submit property transaction proposals to the CDC for review and comment pursuant to Section 33-10-107 (2), C.R.S., and Section 33-1-105 (3) (a), C.R.S. The CDC makes its recommendations regarding Parks and Wildlife property transactions to the State Parks Board or the Wildlife Commission. *Figure 5.3* lists the transactions that the CDC reviewed and commented upon in FY 2003-04. Two proposals submitted by the Division of Parks are listed first, followed by eight Division of Wildlife proposals. Both Division of Parks proposals were recommended favorably, and seven of the eight Division of Wildlife proposals were recommended favorably. The Smith Ranch perpetual conservation easement was not favorably recommended.

**Miscellaneous.** Finally, *Figure 5.4* provides a description of miscellaneous actions taken by the CDC in FY 2003-04.

**Figure 5.1 - Supplemental Requests Considered by the CDC**  
**July 1, 2003 - June 30, 2004**

	Fund Source	Prior Approp.	Supplemental Appropriation	Total
<b>Supplementals to FY 2000-01</b>				
<b>Corrections</b>	CCFE	\$1,092,594	(\$175,861)	\$916,733
	CFE	\$0	\$0	\$0
	CF	\$0	\$0	\$0
Denver Reception Diagnostic Center, Expansion/Renovation	HUTF	\$0	\$0	\$0
	FF	\$0	\$0	\$0
	<b>TOTAL</b>	<b>\$1,092,594</b>	<b>(\$175,861)</b>	<b>\$916,733</b>

This request was not reviewed by the CDC, but is included here to provide a complete picture of capital supplemental requests in FY 2003-04.

The Joint Budget Committee decided to cut the appropriation for this project by \$175,861 CCFE. The department indicated that these funds were not needed.

<b>Public Health and Environment</b>	CCFE	\$0	\$0	\$0
	CFE	\$2,900,000	\$950,000	\$3,850,000
	CF	\$0	\$0	\$0
Shattuck Superfund Site Cleanup	HUTF	\$0	\$0	\$0
	FF	\$26,100,000	\$8,550,000	\$34,650,000
	<b>TOTAL</b>	<b>\$29,000,000</b>	<b>\$9,500,000</b>	<b>\$38,500,000</b>

The department requested supplemental funding because the cost of the Shattuck Superfund project has increased \$14.7 million since the initial EPA cost estimate in 2000. The initial cost estimate was revised because of a change in the cleanup remedy, the construction of an enclosure to protect the adjacent neighborhood and an associated ventilation system to protect cleanup workers, and contract negotiation costs with the railroad.

<b>Total for FY 2000-01</b>	CCFE	\$1,092,594	(\$175,861)	\$916,733
	CFE	\$2,900,000	\$950,000	\$3,850,000
	CF	\$0	\$0	\$0
	HUTF	\$0	\$0	\$0
	FF	\$26,100,000	\$8,550,000	\$34,650,000
	<b>TOTAL</b>	<b>\$30,092,594</b>	<b>\$9,324,139</b>	<b>\$39,416,733</b>

**Figure 5.1 - Supplemental Requests Considered by the CDC**  
**July 1, 2003 - June 30, 2004**

	Fund Source	Prior Approp.	Supplemental Appropriation	Total
<b>Supplementals to FY 2001-02</b>				
<b>Mesa State College</b>	CCFE	\$11,293,036	\$0	\$11,293,036
	CFE	\$0	\$931,020	\$931,020
	CF	\$0	\$0	\$0
Humanities & Social Sciences	HUTF	\$0	\$0	\$0
Facilities Expansion/Walter Walker Fine Arts Center	FF	\$0	\$0	\$0
	<b>TOTAL</b>	\$11,293,036	\$931,020	\$12,224,056

This supplemental request allowed the college to complete this project as envisioned by the facility program plan. Because construction costs for the project were \$1.4 million over budget, several items were cut from its scope. This included flooring for the instrumental rehearsal hall, choral rehearsal room, and the main corridors of the performing arts addition. Also, the entire north wing behind the recital hall was left shelled rather than finished for five faculty offices.

<b>Public Health and Environment</b>	CCFE	\$0	\$0	\$0
	CFE	\$8,519,425	\$0	\$8,519,425
	CF	\$0	\$0	\$0
Natural Resources Damage	HUTF	\$0	\$0	\$0
Restoration	FF	\$0	\$0	\$0
	<b>TOTAL</b>	\$8,519,425	\$0	\$8,519,425

The CDC denied this request on April 28, 2004. The department requested an additional three-year extension of a FY 1998-99 appropriation to continue and complete the restoration of damaged natural resources at several Superfund sites, including Lincoln Park (Cotter Mill), the Eagle Mine, the Asarco Globeville Smelter, the Idarado Mine, and the Uravan Mill.

<b>Total for FY 2001-02</b>	CCFE	\$11,293,036	\$0	\$11,293,036
	CFE	\$8,519,425	\$931,020	\$9,450,445
	CF	\$0	\$0	\$0
	HUTF	\$0	\$0	\$0
	FF	\$0	\$0	\$0
	<b>TOTAL</b>	\$19,812,461	\$931,020	\$20,743,481

**Figure 5.1 - Supplemental Requests Considered by the CDC**  
**July 1, 2003 - June 30, 2004**

	Fund Source	Prior Approp.	Supplemental Appropriation	Total
<b>Supplementals to FY 2002-03</b>				
<b>Colorado Historical Society</b>	CCFE	\$0	\$0	\$0
	CFE	\$165,250	\$0	\$165,250
	CF	\$0	\$0	\$0
<b>Fort Vasquez Museum Landscape Upgrades and Adobe Fort Preservation</b>	HUTF	\$0	\$0	\$0
	FF	\$157,780	\$190,000	\$347,780
	<b>TOTAL</b>	<b>\$323,030</b>	<b>\$190,000</b>	<b>\$513,030</b>

Colorado Historical Society requested additional federal funds spending authority in the amount of \$190,000 FF for this project. These funds were to be used for landscape upgrades and preservation work at the Fort Vasquez Museum site.

<b>Revenue</b>	CCFE	\$0	\$0	\$0
	CFE	\$0	\$0	\$0
	CF	\$0	\$0	\$0
<b>Fort Collins Port-of-Entry Building Replacement</b>	HUTF	\$413,404	(\$62,904)	\$350,500
	FF	\$0	\$0	\$0
	<b>TOTAL</b>	<b>\$413,404</b>	<b>(\$62,904)</b>	<b>\$350,500</b>

The department requested permission to change the scope of a project to replace two port-of-entry (POE) buildings at the Fort Collins site. It also asked to reduce the cash funds exempt spending authority for the project. Pursuant to the supplemental request, only a southbound POE building will be built, and a power line will be extended to the northbound POE building. The original plan was to construct both a northbound building and a southbound building. According to the department, the supplemental request is necessary due to low bids on the project and design changes to the facility.

<b>Total for FY 2002-03</b>	CCFE	\$0	\$0	\$0
	CFE	\$165,250	\$0	\$165,250
	CF	\$0	\$0	\$0
	HUTF	\$413,404	(\$62,904)	\$350,500
	FF	\$157,780	\$190,000	\$347,780
	<b>TOTAL</b>	<b>\$736,434</b>	<b>\$127,096</b>	<b>\$863,530</b>

**Figure 5.1 - Supplemental Requests Considered by the CDC**  
**July 1, 2003 - June 30, 2004**

	<b>Fund Source</b>	<b>Prior Approp.</b>	<b>Supplemental Appropriation</b>	<b>Total</b>
<b>Supplementals to FY 2003-04</b>				
<b>Colorado State University</b>	CCFE	\$0	\$0	\$0
	CFE	\$1,792,050	(\$896,025)	\$896,025
	CF	\$0	\$0	\$0
	HUTF	\$0	\$0	\$0
Engineering Entrance Enhancement and Office Addition	FF	\$0	\$0	\$0
	<b>TOTAL</b>	<b>\$1,792,050</b>	<b>(\$896,025)</b>	<b>\$896,025</b>

Because of recent and rapid changes within the College of Engineering, Colorado State University (CSU) asked the Colorado Commission on Higher Education to withdraw its approval for the program plan for this project. CSU explains that the College of Engineering continues to suffer from inadequate space that the project would have addressed, but only to a certain degree. The college now believes that it needs additional space, and it believes it will be able to identify funding sources for a larger project.

<b>Colorado State University</b>	CCFE	\$0	\$0	\$0
	CFE	\$12,949,517	\$1,256,750	\$14,206,267
	CF	\$0	\$0	\$0
	HUTF	\$0	\$0	\$0
Hughes Stadium Expansion	FF	\$0	\$0	\$0
	<b>TOTAL</b>	<b>\$12,949,517</b>	<b>\$1,256,750</b>	<b>\$14,206,267</b>

CSU requested this supplemental so that they could begin designing this project. The donor of the project, the Bohemian Foundation, expressed a desire to have the project completed by August 2005, before the 2005 football season. To meet this schedule, construction work needed to take place from June 2004 to August 2005.

The design work includes \$25,000 for site surveys; \$1,064,200 for architectural/engineering (A/E) basic services; \$17,550 for code review and inspection; \$129,000 for construction management; \$1,000 for advertisements, and \$20,000 for a wind analysis.

**Figure 5.1 - Supplemental Requests Considered by the CDC**  
**July 1, 2003 - June 30, 2004**

	Fund Source	Prior Approp.	Supplemental Appropriation	Total
<b>Colorado State University</b>	CCFE	\$0	\$0	\$0
	CFE	\$7,079,000	\$250,000	\$7,329,000
	CF	\$0	\$0	\$0
<b>Regional Biocontainment Laboratory</b>	HUTF	\$0	\$0	\$0
	FF	\$15,382,000	\$1,250,000	\$16,632,000
	<b>TOTAL</b>	<b>\$22,461,000</b>	<b>\$1,500,000</b>	<b>\$23,961,000</b>

CSU requested this supplemental so that they could begin designing the project. The federal government announced on September 30, 2003, that CSU had been awarded \$16.6 million for this project. By starting early, the university indicated that the facility could be completed four to six months earlier than originally planned.

The design work includes \$40,000 for a master plan; \$75,000 for site surveys; \$1,350,000 for architectural/engineering (A/E) basic services; \$25,000 for code review and inspection; \$150,000 for construction management; and \$710,000 for commissioning, wind analysis, and vibration analysis. CSU indicated that the supplemental funds would be used to begin site surveys and contract for design and construction management services.

<b>Corrections</b>	CCFE	\$0	\$0	\$0
	CFE	\$1,000,002	(\$500,001)	\$500,001
	CF	\$0	\$0	\$0
<b>Arrowhead Correctional Facility Chapel</b>	HUTF	\$0	\$0	\$0
	FF	\$0	\$0	\$0
	<b>TOTAL</b>	<b>\$1,000,002</b>	<b>(\$500,001)</b>	<b>\$500,001</b>

The purpose of the project had been to construct a 3,850 GSF chapel at the Arrowhead Correctional Center. In its request to reduce spending authority for the project, the department explained that fundraising efforts had not been successful.

<b>Mesa State College</b>	CCFE	\$0	\$0	\$0
	CFE	\$1,552,946	\$465,000	\$2,017,946
	CF	\$0	\$0	\$0
<b>Residence Hall Renovations, Pinon Hall and Mary Rait Hall (202 Project)</b>	HUTF	\$0	\$0	\$0
	FF	\$0	\$0	\$0
	<b>TOTAL</b>	<b>\$1,552,946</b>	<b>\$465,000</b>	<b>\$2,017,946</b>

The college made this supplemental funding request because it recently renovated Tolman Hall, a nearly identical residence hall. The Tolman Hall renovation made the college realize that it needed to increase its spending on Pinon Hall and Mary Rait Hall to abate asbestos, correct safety deficiencies in elevators, replace windows, and add a card lock system.



**Figure 5.1 - Supplemental Requests Considered by the CDC**  
**July 1, 2003 - June 30, 2004**

	Fund Source	Prior Approp.	Supplemental Appropriation	Total
<b>Military and Veterans Affairs</b>	CCFE	\$0	\$0	\$0
	CFE	\$270	\$30,471	\$30,741
	CF	\$0	\$0	\$0
Construction of Storage Shed at Veterans Memorial Cemetery	HUTF	\$0	\$0	\$0
	FF	\$0	\$13,500	\$13,500
<b>TOTAL</b>		<b>\$270</b>	<b>\$43,971</b>	<b>\$44,241</b>

The project constructs a storage shed at the Veterans Memorial Cemetery in Grand Junction. The new shed will house maintenance and burial equipment.

<b>Natural Resources -- Parks</b>	CCFE	\$0	\$0	\$0
	CFE	\$0	\$0	\$0
	CF	\$0	\$0	\$0
Boat Ramp Breakwater Structure, John Martin Reservoir (Wallop-Breaux)	HUTF	\$0	\$0	\$0
	FF	\$563,000	(\$188,000)	\$375,000
<b>TOTAL</b>		<b>\$563,000</b>	<b>(\$188,000)</b>	<b>\$375,000</b>

This is a technical correction. This project is being reallocated to the Reservoir Enhancements line. The purpose in changing the appropriations line item is increased efficiency in identifying and prioritizing Parks projects.

<b>Natural Resources -- Parks</b>	CCFE	\$0	\$0	\$0
	CFE	\$25,257,000	\$100,000	\$25,357,000
	CF	\$6,700,000	\$0	\$6,700,000
Major Repairs / Minor Recreation Improvements	HUTF	\$0	\$0	\$0
	FF	\$250,000	\$0	\$250,000
<b>TOTAL</b>		<b>\$32,207,000</b>	<b>\$100,000</b>	<b>\$32,307,000</b>

The division requested supplemental funds because it determined that additional funding under this line item was needed to complete needed projects.



**Figure 5.1 - Supplemental Requests Considered by the CDC**  
**July 1, 2003 - June 30, 2004**

	Fund Source	Prior Approp.	Supplemental Appropriation	Total
<b>Natural Resources -- Parks</b>	CCFE	\$0	\$0	\$0
	CFE	\$2,479,000	\$0	\$2,479,000
	CF	\$0	\$0	\$0
State Trails Grant Program	HUTF	\$0	\$0	\$0
	FF	\$3,250,000	\$450,000	\$3,700,000
	<b>TOTAL</b>	<b>\$5,729,000</b>	<b>\$450,000</b>	<b>\$6,179,000</b>

The availability of federal funds was not known at the time of the original request. Once the additional funding was identified, the division requested additional federal funds spending authority.

<b>Natural Resources -- Parks</b>	CCFE	\$0	\$0	\$0
	CFE	\$1,050,000	\$500,000	\$1,550,000
	CF	\$0	\$0	\$0
Front Range Trail	HUTF	\$0	\$0	\$0
	FF	\$2,300,000	(\$750,000)	\$1,550,000
	<b>TOTAL</b>	<b>\$3,350,000</b>	<b>(\$250,000)</b>	<b>\$3,100,000</b>

The specific amount of available federal funds was not known at the time of the original request. Because fewer federal funds were available than projected, the division asked to reduce the federal appropriation by \$750,000 and to increase the GOCO funding by \$500,000.

<b>Natural Resources -- Parks</b>	CCFE	\$0	\$0	\$0
	CFE	\$1,450,000	\$0	\$1,450,000
	CF	\$0	\$0	\$0
Reservoir Enhancements	HUTF	\$0	\$0	\$0
	FF	\$188,000	\$188,000	\$376,000
	<b>TOTAL</b>	<b>\$1,638,000</b>	<b>\$188,000</b>	<b>\$1,826,000</b>

This is a technical correction. The Boat Ramp Breakwater Structure, John Martin Reservoir line is being reallocated to this line in order to increase efficiency in identifying and prioritizing Parks projects.

**Figure 5.1 - Supplemental Requests Considered by the CDC**  
**July 1, 2003 - June 30, 2004**

	Fund Source	Prior Approp.	Supplemental Appropriation	Total
<b>Natural Resources -- Parks</b>	CCFE	\$0	\$0	\$0
	CFE	\$1,507,000	(\$787,000)	\$720,000
	CF	\$0	\$0	\$0
Cabins and Yurts -- Mueller and Cheyenne Mountain State Parks	HUTF	\$0	\$0	\$0
	FF	\$0	\$0	\$0
<b>TOTAL</b>		<b>\$1,507,000</b>	<b>(\$787,000)</b>	<b>\$720,000</b>

This is a technical correction. This project is being reallocated to the Revenue Enhancements line to achieve the division's need to diversify recreational opportunities and complete the construction and development of event facilities and cabins.

<b>Natural Resources -- Parks</b>	CCFE	\$0	\$0	\$0
	CFE	\$2,040,000	\$2,037,000	\$4,077,000
	CF	\$0	\$0	\$0
Revenue Enhancements	HUTF	\$0	\$0	\$0
	FF	\$575,000	\$0	\$575,000
<b>TOTAL</b>		<b>\$2,615,000</b>	<b>\$2,037,000</b>	<b>\$4,652,000</b>

This supplemental is the result of new data and a technical correction. The availability of lottery funds was not known at the time of the original request. Also, the Cabins and Yurts line is being reallocated to this project.

<b>Natural Resources -- Parks</b>	CCFE	\$0	\$0	\$0
	CFE	\$4,500,000	\$0	\$4,500,000
	CF	\$4,000,000	\$0	\$4,000,000
Off-Highway Vehicle Program	HUTF	\$0	\$0	\$0
Grants and Minor New Construction and Renovation	FF	\$570,000	\$150,000	\$720,000
<b>TOTAL</b>		<b>\$9,070,000</b>	<b>\$150,000</b>	<b>\$9,220,000</b>

The availability of federal funds was not known at the time of the original request. Once the additional funding was identified, the division requested additional federal funds spending authority.

**Figure 5.1 - Supplemental Requests Considered by the CDC**  
**July 1, 2003 - June 30, 2004**

	Fund Source	Prior Approp.	Supplemental Appropriation	Total
<b>Natural Resources -- Parks</b>	CCFE	\$0	\$0	\$0
	CFE	\$8,890,000	\$500,000	\$9,390,000
	CF	\$0	\$0	\$0
Cheyenne Mountain State Park	HUTF	\$0	\$0	\$0
	FF	\$60,000	\$0	\$60,000
<b>TOTAL</b>		<b>\$8,950,000</b>	<b>\$500,000</b>	<b>\$9,450,000</b>

Available funding from the Great Outdoors Colorado Local Government Quadrant was not known at the time of the original request. Once the additional funding was identified, the division requested additional spending authority.

<b>Public Safety</b>	CCFE	\$0	\$0	\$0
	CFE	\$0	\$0	\$0
	CF	\$0	\$0	\$0
Castle Rock and Grand Junction Troop Offices Garages	HUTF	\$0	\$500,000	\$500,000
	FF	\$0	\$0	\$0
<b>TOTAL</b>		<b>\$0</b>	<b>\$500,000</b>	<b>\$500,000</b>

The department requested cash funds exempt spending authority (through the Highway Users Tax Fund, or HUTF) to build two garages at the Colorado State Patrol's newest troop offices in Castle Rock and Grand Junction. This was a new request, but it was requested as a supplemental because sufficient funds remained in the FY 2003-04 HUTF "off the top" deduction to pay for the project.

<b>University of Colorado -- Colorado Springs</b>	CCFE	\$0	\$0	\$0
	CFE	\$5,198,000	\$802,000	\$6,000,000
	CF	\$0	\$0	\$0
Parking Garage and Public Safety Facility (202 Project)	HUTF	\$0	\$0	\$0
	FF	\$0	\$0	\$0
<b>TOTAL</b>		<b>\$5,198,000</b>	<b>\$802,000</b>	<b>\$6,000,000</b>

When the original request for this project was submitted in Spring 2003, the university estimated that the parking garage would cost \$6 million and have about 160,000 GSF: 150,000 GSF for the parking garage and 10,000 GSF for the attached Department of Public Safety offices. Subsequently, UCCS decided to add 2,430 GSF to the facility for the Student Health Center, which will be relocated from University Hall. Also, it plans to make structural improvements so that the three-story garage can accommodate two additional parking levels in the future.

**Figure 5.1 - Supplemental Requests Considered by the CDC**  
**July 1, 2003 - June 30, 2004**

	Fund Source	Prior Approp.	Supplemental Appropriation	Total
<b>Total for FY 2003-04</b>	CCFE	\$0	\$0	\$0
	CFE	\$76,744,785	\$3,758,195	\$80,502,980
	CF	\$10,700,000	\$0	\$10,700,000
	HUTF	\$0	\$500,000	\$500,000
	FF	\$23,138,000	\$1,113,500	\$48,728,500
	<b>TOTAL</b>	<b>\$110,582,785</b>	<b>\$5,371,695</b>	<b>\$140,431,480</b>
<b>TOTAL -- ALL YEARS</b>	CCFE	\$12,385,630	(\$175,861)	\$12,209,769
	CFE	\$88,329,460	\$5,639,215	\$93,968,675
	CF	\$10,700,000	\$0	\$10,700,000
	HUTF	\$413,404	\$437,096	\$850,500
	FF	\$49,395,780	\$9,853,500	\$59,249,280
	<b>TOTAL</b>	<b>\$161,224,274</b>	<b>\$15,753,950</b>	<b>\$176,978,224</b>

## Figure 5.2 - Six-Month Waiver Requests Considered by the CDC

Pursuant to Section 24-30-1404 (7), C.R.S.

July 1, 2003 - June 30, 2004

Department/Higher Education Institution	Name of Project	Amount
Colorado State University	Diagnostic Equipment, Veterinary Teaching Hospital (VTH)	\$1,320,193 CFE
<p>Colorado State University (CSU) requested a waiver for this appropriation because the purpose of the project is to purchase or replace equipment as needed in the Veterinary Teaching Hospital. These purchases will occur over the three-year life of the appropriation, and therefore the required amount was not encumbered within the six-month deadline.</p>		
Colorado State University	Bioenvironmental Research Building Expansion	\$10,250,000 (\$1,500,000 CFE and \$8,750,000 FF)
<p>CSU requested a waiver for this appropriation because the project depends upon a grant award from the federal Health Resources and Services Administration (within the U.S. Department of Health and Human Services). CSU explained that it would not have all of the funds available to encumber 100 percent of the professional services costs of the project until Spring 2004, and therefore requested a waiver of the six-month encumbrance deadline until June 30, 2004.</p>		
Natural Resources -- Parks	Off-Highway Vehicle Program Grants and Minor New Construction and Renovation	\$1,050,000 (\$900,000 CF and \$150,000 FF)
<p>The division requested a waiver because this project is a grant program. The project provides funding, in the form of grants, to federal, state, and local governments and non-profit organizations to maintain off-highway vehicle trails, parking areas, signage, and maps. Grant applications are received from September through December, and the review/evaluation process begins in January. As a result, the division was not able to encumber the appropriation.</p>		
Natural Resources -- Wildlife	Property Acquisition	\$2,500,000 CFE
<p>The division requested this waiver because the nature of the program makes it difficult to encumber funds within the timeframe required in statute in any given year. Entering into an agreement within six months may not always be feasible, practical, or in the best interest of the division. Various factors such as market conditions, availability of property in areas of interest, quality of proposals, internal screening, or the need to negotiate with the landowner can delay the acquisition process.</p>		

## Figure 5.2 - Six-Month Waiver Requests Considered by the CDC

Pursuant to Section 24-30-1404 (7), C.R.S.

July 1, 2003 - June 30, 2004

Department/Higher Education Institution	Name of Project	Amount
Public Health and Environment	HB 00-1306 Site Cleanups (Contaminated Sites Redevelopment, or Brownfields Cleanup Program)	\$250,000 CFE
<p>The department requested a waiver for the full FY 2003-04 cash appropriation from the Hazardous Substance Response Fund for this project, which is used to clean up contaminated sites in the state that are not being addressed through any other state or federal cleanup program. The cleanup program is intended to facilitate redevelopment of the property for the public good. The department stated that it is virtually impossible to predict when milestone criteria will be met and when funds will be expended because many other entities are involved, including local governments. Also, federal funds are expended as the project progresses over time and only as certain criteria specified by the federal government are met. The department indicated that a waiver of the six-month rule would give the department the flexibility it needs to screen sites and plan and implement cleanups.</p>		
Public Health and Environment	California Gulch Superfund Site Cleanup	\$24,070,696 (\$2,407,070 CFE and \$21,663,626 FF)
<p>The department explained that it calculated the project timetable based on the best information at the time of the original appropriation, but the project schedule is ultimately controlled by the Environmental Protection Agency (EPA). The project cannot begin until the EPA completes design work and signs a contract with the state. When the department requested the waiver, the EPA had not completed design, and still needed to negotiate with the U.S. Bureau of Reclamation.</p>		
Revenue	Fort Morgan Port-of-Entry, Repair/Replace Lot Pavement	\$349,000 HUTF
<p>The department explained that this is a joint project with the Colorado Department of Transportation (CDOT), who will be engineering the project. At the time of the waiver request, CDOT was preparing an interagency agreement with the department, which was not expected to be signed until mid-November. Because the six-month deadline was prior to this date, the department requested the waiver.</p>		
University of Colorado – Health Sciences Center	Research Complex II at Fitzsimons	\$205,820,165 CFE
<p>The University of Colorado Health Sciences Center (UCHSC) requested a waiver for this project because it was unable to start work due to a footnote restriction that was placed on the project in the 2003 Long Bill. The footnote restriction stated that it was the intent of the General Assembly that the State Controller restrict the funds pending notification by the Capital Development Committee (CDC) and the Joint Budget Committee that the Board of Regents had approved the facility program plan and the financing plan for this project, and that the Colorado Commission on Higher Education (CCHE) had approved the facility program plan for the project. CCHE notified the CDC that the Board of Regents and CCHE had taken the required action. However, the JBC had not yet acted on the footnote restriction by the encumbrance deadline date. As a result, UCHSC required a waiver for the project.</p>		

**Figure 5.3**  
**Parks/Wildlife Property Transactions Reviewed and Commented Upon by the CDC**  
**Pursuant to Sections 33-10-107 (2), C.R.S., and 33-1-105 (3) (a), C.R.S.**  
**July 1, 2003 - June 30, 2004**

Name of Property	Location	Type of Transaction	Number of Acres	Cost (CFE unless otherwise indicated)
<b>Division of Parks and Outdoor Recreation</b>				
Chain of Lakes - Valco Parcel	Between Lake Pueblo Dam and the City of Pueblo; State Highway 96 runs along the southern boundary of the property and the north bank of the Arkansas River is the northern boundary	Fee title purchase	257 acres	\$450,000
St. Vrain Corridor - Bacon Parcel	Approximately one mile west of the Del Camino exit off I-25, on the St. Vrain River, adjacent to Barbour Ponds State Park	Fee title purchase	110 acres	\$1,940,000
<b>Division of Wildlife</b>				
City of Aurora / DOW Property Exchange	Meredith Parcel: 3 miles east of Ordway. River Parcel: 3 miles east of Rocky Ford	Land exchange	Meredith: 35.98 acres; River: 56 acres	\$0
City of Raton / Lake Dorothy State Wildlife Area Lease Renewal	12 miles northeast of Raton, New Mexico, or 17 miles southeast of Trinidad, Colorado	Lease renewal	4,500 acres, including a 10-acre lake	\$10,000
CSCP/LeValley Ranch - Perpetual Conservation Easement	11 miles southwest of Crawford, Colorado	Perpetual conservation easement	Approximately 560 acres	\$550,000
Lamar Armory / Weber Street Office - Exchange	Lamar Armory 2500 South Main Street, Lamar Weber Street Office - 2126 N. Weber St., Colorado Springs	Property exchange	12,468 square foot building on 2.91 acres	\$0
Prewitt Reservoir / DOW Lease Renewal	Approximately 15 miles northeast of Brush	Lease renewal	2,563 surface reservoir acres; 459 land acres	\$71,500

**Figure 5.3**  
**Parks/Wildlife Property Transactions Reviewed and Commented Upon by the CDC**  
**Pursuant to Sections 33-10-107 (2), C.R.S., and 33-1-105 (3) (a), C.R.S.**  
**July 1, 2003 - June 30, 2004**

Name of Property	Location	Type of Transaction	Number of Acres	Cost (CFE unless otherwise indicated)
Roaring Fork River / Burry Perpetual Fishing Easement	2-3 miles north of Carbondale on the Roaring Fork River (9175 Highway 82)	Fishing easement	Parcel 1: 3.99 acres; Parcel 2: 19.18 acres	\$383,000
Smith Ranch Perpetual Conservation Easement	Six miles west and three-miles south of Wray	Perpetual conservation easement	1,605 acres	\$400,000
Tilman Bishop State Wildlife Area / Rice and Smith - Right-of-Way Easements	Approximately 2 miles southeast of Palisade and south of the Colorado River	Right-of-way easements	1 acre	\$0



**Figure 5.4**  
**Miscellaneous CDC Actions**  
**July 1, 2003 — June 30, 2004**

Date	Action
September 15 - 16, 2003	Toured the University of Colorado at Colorado Springs campus, and correctional facilities in Canon City.
October 21, 2003	Recommended the State Controller release the footnote restriction in the 2003 Long Bill that restricted funding for the Research Complex II project at Fitzsimons after the University of Colorado Board of Regents and CCHE approved the project.
October 21, 2003	Approved the Department of Revenue's request to change the scope of the Colorado State Titling and Registration System (CSTARS) project to accelerate its completion and reduce the scope of Phase II of the project.
October 21, 2003	Approved the list of projects recommended by the Capital Construction Advisory Committee to the State Board of Education to receive matching grants from the School Construction and Renovation Fund.
November 5, 2003	Toured the Denver District and County Courthouses, and the Veterinary Teaching Hospital and the University Center for the Arts at Colorado State University.
January 27, 2004	Favorably recommended SB 04-097, allowing the Division of Wildlife (DOW) to purchase a service center in Colorado Springs, and SB 04-040, allowing DOW to purchase a wildlife hospital and rehabilitation center in Rio Grande County. SB 04-040 also eliminated three repeal dates of certain DOW powers and responsibilities: DOW's authorization to purchase property; DOW's requirement to come to the CDC when requesting property transactions; and the Wildlife Commission's requirement to submit an annual report to the CDC and the House and Senate Agriculture Committees. Both bills were signed into law.
February 24, 2004	Approved a request from the Department of Military and Veterans Affairs to sell its Colorado Springs Army National Guard Armory to purchase a larger property in Colorado Springs.
April 8, 2004	Approved the Department of Public Health and Environment's request for a waiver from the capital construction process for three projects: the construction of an emergency operations center; security upgrades at its Laboratory Services Division; and the purchase of an automated immunoassay machine.
April 28, 2004	Approved the State Fair's request to demolish its old Horse Show Office/Restroom/Shower Building. New facilities have been built to replace the building.

## **VI. Glossary**

<b>CCF</b>	—	<b>Capital Construction Fund</b>
<b>CCFE</b>	—	<b>Capital Construction Fund Exempt</b>
<b>CDC</b>	—	<b>Capital Development Committee</b>
<b>CERF</b>	—	<b>Corrections Expansion Reserve Fund. Section 17-1-116, C.R.S.</b>
<b>CF</b>	—	<b>Cash Funds</b>
<b>CFE</b>	—	<b>Cash Funds Exempt</b>
<b>CMTF</b>	—	<b>Controlled Maintenance Trust Fund. Section 24-75-302.5, C.R.S.</b>
<b>COP</b>	—	<b>Certificates of Participation</b>
<b>FF</b>	—	<b>Federal Funds</b>
<b>GF</b>	—	<b>General Fund</b>
<b>HUTF</b>	—	<b>Highway Users Tax Fund. Section 43-4-201, C.R.S.</b>
<b>JBC</b>	—	<b>Joint Budget Committee</b>
<b>TABOR</b>	—	<b>the Taxpayer's Bill of Rights Amendment. Article X, Section 20 of the Colorado Constitution. The purpose of the amendment is to "reasonably restrain most the growth of government."</b>