

**DEPARTMENT OF PUBLIC SAFETY
(Except Division of Criminal Justice)
FY 2012-13 JOINT BUDGET COMMITTEE HEARING AGENDA**

**Wednesday, December 14, 2011
1:30 pm – 4:30 pm**

1:30-1:40 INTRODUCTION AND OPENING COMMENTS

1:40-2:00 DEPARTMENT-WIDE QUESTIONS

A. PERFORMANCE-BASED GOALS AND BUDGET REQUEST (ALL DEPARTMENTS)

1. Please describe the process the department used to develop its strategic plan.

B. OTHER QUESTIONS COMMON TO ALL DEPARTMENTS

2. Please refer to Appendix D of the JBC staff briefing document (SAO Audit Recommendations Not Entirely Implemented) in addressing the following question: Please explain why the Department has audit recommendations that have not been fully implemented after extended periods of time. What are the obstacles the Department has faced in implementing recommendations? How does it plan to address outstanding audit findings? If applicable, please focus on those financial audit findings classified as "material weakness" or "significant deficiency".
3. How does the Department define FTE? Is the Department using more FTE than are appropriated to the Department in the Long Bill and Special Bills? How many vacant FTE does the Department have for FY 2009-10 and FY 2010-11?

2:00-2:05 EXECUTIVE DIRECTOR'S OFFICE

4. What district attorneys are currently not sharing disposition information electronically through the Colorado Integrated Criminal Justice Information System (CICJIS)?

2:05-3:15 QUESTIONS FOR THE COLORADO STATE PATROL (CSP)

5. The State Patrol reports a decrease in traffic fatalities investigated by Troopers. Is the decrease in traffic fatalities the result of things the Patrol has done or because vehicles are becoming more safe? Is it because there are fewer drunk drivers on the road? Is it design improvements on highways? Does the State Patrol have statistics that would show how much of the reduction in traffic fatalities is the result of improvements made to highways by the

Department of Transportation, versus work of the State Patrol in enforcing traffic laws, versus other factors?

6. Please provide a graph that shows the number of patrol cars on the road per capita over the last 20 years. Also, show this per mile driven. Do more Patrol vehicles on state highways help improve the ability of the Patrol to meet its objective related to traffic fatalities?
7. For the Department's first top priority objective on traffic safety, is the goal to reduce the number of serious crashes or to reduce the number of serious crashes that are being investigated? Does the Patrol strive to have local jurisdictions investigate crashes in their jurisdiction areas?
8. What measures is the department taking to reduce the level of texting while driving in accordance with H.B. 09-1094? How many tickets per year has the Patrol written for texting while driving since the passage of the legislation?
9. Within the narrative of Request 2, to consolidate certain department line items, the Department mentions that "the Department of Personnel and Administration has developed a new reporting mechanism that will provide the Legislature with new visibility into the use of Full-Time Equivalent positions (FTE) in the Executive Branch." Discuss the new Department of Personnel FTE reporting mechanism. What kind of information will it provide that will be useful to the General Assembly?
10. Why is Request 2 not a common policy request submitted by all departments to consolidate all personal services and operating expenses line items into program line items? How are the six agencies that have submitted this request special? Do these six agencies have a greater need for consolidating their personal services and operating expenses line items than the other state agencies?
11. What FY 2011-12 HUTF "Off-the-Top" supplemental requests does the Department anticipate submitting in January 2012?
12. In how many years has the HUTF "Off-the-Top" 6.0 percent appropriations limit not been reached in the past?
13. How many troopers has the Patrol lost to other law enforcement agencies as a result of pay differences? Have trooper salary promotions in the past been based on seniority or performance, or a combination of the two?

14. Regarding Change Request 3, for the purchase of new Patrol radios to meet a Federal Communications Commission (FCC) requirement. Please provide an explanation of why the Patrol needs these new radios? What would happen if funding for this request was not provided?
15. Please discuss Request 3 in light of the State's Digital Trunked Radio System (DTRS) Communication infrastructure. How does DTRS relate to the request for narrow-band radios?
16. What particular local entities would the Patrol be able to communicate with on the new narrow-wband spectrum?
17. How many communications per month does the Patrol have with local entities that do not use the Digital Trunked Radio System network?
18. How does the backup and emergency assistance in mountainous and rural areas interplay with the problem local fire fighters have communicating during fires? Does Request 3 help resolve the issue local firefighters are having in communicating during fires? Is Request 3 related to the Department of Local Affairs request to replace relays?
19. The Department is requesting \$1.8 million to replace 240 radios in FY 2012-13. How many radios in total would be replaced with this request? How much in total would this cost the state?
20. The Patrol is proposing to purchase radios that will be able to handle both DTRS and narrowband communication at a cost of \$4,362 per radio. How much would a hand-set that only handles narrow-band transmission cost? Could the Patrol save money by purchasing a cheaper radio hand-set that only transmits narrow-band and keep the old DTRS handsets? How much could the Patrol save from such a move?
21. Request 5, Comprehensive Law Enforcement Improvement Program, is made up of two parts, one a change in the way the Patrol handles, stores, and transports evidence, including DNA evidence, and the other the purchase of mobile video recorders (MVRs) for trooper vehicles. Please describe and justify the need for these requests. Is any part of these requests a federal or statutory requirement?
22. The Patrol states that several pieces of legislation passed that changed the requirements for storage of DNA evidence in the past several years. Discuss if the Patrol, or the sponsors of the various pieces of legislation, envisioned a fiscal impact to the State Patrol related to storing and transporting DNA evidence?

23. What kinds of vehicles is the Patrol requesting for the DNA technicians to use to transport DNA evidence?
24. How long is evidence stored in the Patrol DNA and evidence storing rooms before it is transported for analysis?
25. The Patrol is requesting \$300,000 for six regional storage buildings and another \$350,000 for 10 additional storage offices. Please explain how the Patrol determined that it needs the number of storage units as well as the cost for each. Are these buildings going to be on space that the state currently owns or leases?
26. Is the evidence that is being stored by the Patrol all from traffic accidents or does the Patrol store evidence related to other traffic/crime scenes? Is HUTF “Off-the-Top” used to store and transport evidence that is not traffic related?
27. Why is the Patrol proposing to take four years to install mobile video recorders (MVRs) on trooper vehicles? Who will do the actual installation of MVRs, will it be done in-house, or will a contractor be hired?
28. Request 6 ask for additional operating expenses to fund the Patrol’s 22.85 percent increase in variable rates paid to State Fleet Management. If the Patrol’s request to merge its personal services and operating expenses line items is approved, will the Patrol be able to absorb this increase in costs within existing appropriations?
29. Discuss the implications of the legislation proposed by the Transportation Legislation Review Committee to transfer the FTE of the Ports of Entry (POE) from the Department of Revenue to the Colorado State Patrol and to transfer the management of the facilities of the POE to the Colorado Department of Transportation. What structure does the Patrol envision for the POE under the Patrol?

3:15-3:30 BREAK

3:30-4:00 QUESTIONS FOR THE OFFICE OF PREPAREDNESS, SECURITY, AND FIRE SAFETY (OPSFS)

30. For the Department’s third top priority objective on counter-terrorism and infrastructure protection, the Department is using a measure called “Increase the audience for the Colorado Information Analysis Center (CIAC)”. Why is this data presented in calendar years when all other measures use fiscal years? How is reporting on the “audience” of the CIAC a good

measure? Define who the audience is. Is there a better measure to use than the size of the audience of CIAC reports? What is an alternative measure that the Department could use?

31. Explain what the Critical Operational Capabilities (COCs) are and how they were developed? Why are these used as guiding principles in developing the Department's third top priority objective?
32. For the Department's fourth top priority objective on fire safety, on reducing the fire-related fatalities in Colorado. Is this a useful measure in tracking progress of the Division of Fire Safety? What other measures could the Department use that would be more useful when considering the full scale of activities that the Division of Fire Safety is engaged in?
33. How will consolidation of the personal services and operating expenses line items in the Division of Fire Safety help the Division in reaching its performance-based goals?
34. Provide an update on the implementation of Executive Order D 2011-030 on the re-organization of Homeland Security duties in the state.
35. What benefits are anticipated to be achieved by transferring homeland security functions and funding to the Department of Public Safety?
36. Does the table on page 38 of the JBC staff briefing document provide an accurate picture of current funding and functions related to homeland security in the state? If not, please provide an updated table that shows total current homeland security funding and activity within all involved state agencies.
37. Provide an explanation of the role of all agencies that currently have homeland security functions. After the proposed re-organization, what agencies will have homeland security functions? Provide an explanation of what functions the different agencies will have under the new homeland security structure.

4:00-4:30 QUESTIONS FOR THE COLORADO BUREAU OF INVESTIGATION (CBI)

38. Is there a way to limit the number of requests for laboratory analysis from locals with regard to property tests? Is there a way to prioritize the amount of evidence submitted for DNA testing and avoid locals sweeping the crime scene and just sending everything to the CBI lab? To what effect are past efforts to accomplish this effective? Why or why not?

39. What is the backlog of DNA cases as compared to other cases? Does the backlog of DNA cases impact the amount of analysis done on other types of cases? If so, in what way? Does the facility in which a DNA test is performed impact the validity of the DNA test? Should such a measure be part of the department's strategic plan?
40. For the CBI InstaCheck program, please provide information that indicates what the backlog of firearms requests is, the wait times for approvals, as well as total approvals and total denials. How many employees are currently dedicated to performing this function? What steps is the program taking to shorten the turnaround times for firearms checks?
41. Senate Bill 11-266 required certain employees working on a site at a public school to undergo a fingerprint-based background check. The fiscal note of the bill estimated that an additional 18,000 people will be subject to a background check each year. The fiscal note estimated an appropriation of \$735,838 cash funds (CBI Identification Unit Fund) and 3.4 FTE. However, the bill appropriated \$310,500. What is the total fee that each individual subject to S.B. 11-266 has to pay for the background check? Please explain why in the Department's opinion the final appropriation of the bill was lower than the fiscal note estimate. Does the fund balance of the CBI Identification Unit Fund have anything to do with the lower appropriation?
42. For the Department's second top priority objective related to forensic services, explain how reporting an overall turn-around time to complete and return forensic analysis helps the CBI achieve its objective. Would tracking and reporting overall time not make the data less useful rather than continuing to track chemistry, latent fingerprints and biological screenings separately? Please explain.

ADDENDUM: OTHER QUESTIONS FOR WHICH SOLELY WRITTEN RESPONSES ARE REQUESTED

QUESTIONS COMMON TO ALL DEPARTMENTS

1. What is the Department's entire Information Technology (IT) budget for FY 2011-12 and FY 2012-13? Does the Office of Information Technology (OIT) manage the Department's entire IT budget? If not, what IT activities is the Department managing separate from OIT and what percentage is that of the entire IT budget for the Department for FY 2011-12 and FY 2012-13? Of the IT activities the Department still manages outside of OIT, what could be moved to OIT?
2. What hardware/software systems, if any, is the Department purchasing independently of the Office of Information Technology (OIT)? If the Department is making such purchases, explain why these purchases are being made outside of OIT?

3. Please list and briefly describe any programs that the Department administers or services that the Department provides that directly benefit public schools (e.g., school based health clinics, educator preparation programs, interest-free cash flow loan program, etc.).