



## Fiscal Note

### Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

## HB 25-1313: MODIFY LAWS WITHIN PURVIEW OF THE CDC

**Prime Sponsors:**

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**Fiscal note status:** The fiscal note reflects the introduced bill, which was recommended by the Capital Development Committee.

### Summary Information

**Overview.** The bill modifies and clarifies various processes related to the state's capital budget.

**Types of impacts.** The bill is projected to affect the following areas on an ongoing basis:

- Minimal State Workload

**Appropriations.** No appropriation is required.

**Table 1**  
**State Fiscal Impacts**

Type of Impact	Budget Year FY 2025-26	Out Year FY 2026-27
State Revenue	\$0	\$0
State Expenditures	\$0	\$0
Transferred Funds	\$0	\$0
Change in TABOR Refunds	\$0	\$0
Change in State FTE	0.0 FTE	0.0 FTE

## **Summary of Legislation**

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The bill updates, clarifies, and codifies in statute various components of the capital budget process, which is overseen by the Capital Development Committee (CDC).

### **Encumbrance Deadlines**

Under current law, funds used for capital budget appropriations must be encumbered within six months of when the Long Bill is signed. When an entity cannot encumber funds by this deadline, they may receive a deadline waiver from the State Controller in consultation with the CDC. The bill establishes the encumbrance deadline as November 1 each year for most capital projects and changes the deadline waiver to a deadline extension.

### **Reporting Deadlines**

The State Treasurer submits an annual report on the fiscal health of state institutions of higher education each year. The bill changes the reporting deadline from September 1 to March 1.

The Office of State Planning and Budgeting may submit updates to its capital budget recommendation by January 1 each year. The bill changes this deadline to January 2.

### **Art in Public Places**

The Art in Public Places program requires that a certain portion of state funding for capital projects be dedicated to art. The bill clarifies when the CDC and the program can exempt a project from this requirement.

### **CDC Elections**

Under current law, the CDC holds elections for its chair and vice chair at different times depending on whether or not it is an election year. The bill aligns the election process to occur at the committee's first December meeting each year and clarifies which members are eligible for these roles.

### **Other Capital Budget Practices**

Under current law, the Department of Transportation must submit a capital budget request each year. The bill makes this submission requirement optional.

The bill codifies current practice regarding the approval of cash-funded projects submitted by state institutions of higher education.

The bill clarifies the duration of spending authority granted by a supplemental appropriation for a capital project.

## State Expenditures

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The bill has a minimal impact on state workload. Workload may increase for state agencies subject to additional oversight through the encumbrance deadline process. Workload may decrease for the Department of Transportation in years when it opts not to submit a capital budget request. Changes to reporting deadlines may affect when work occurs without impacting overall workload. In each case, no change in appropriations is required.

## Effective Date

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The bill takes effect 90 days following adjournment of the General Assembly sine die, assuming no referendum petition is filed.

## State and Local Government Contacts

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Governor	Personnel
Higher Education	Transportation
Legislative Council Staff	Treasury
Natural Resources	

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The revenue and expenditure impacts in this fiscal note represent changes from current law under the bill for each fiscal year. For additional information about fiscal notes, please visit the [General Assembly website](#).