

First Regular Session
Seventy-third General Assembly
STATE OF COLORADO

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 21-0909.01 Esther van Mourik x4215

SENATE BILL 21-224

SENATE SPONSORSHIP

Hansen, Moreno, Rankin, Simpson

HOUSE SPONSORSHIP

Ransom, Herod, McCluskie, Bennett, Bird, Esgar, Garnett, Hooton, Ricks, Snyder

Senate Committees

Appropriations

House Committees

Appropriations

HOUSE
3rd Reading Unamended
April 15, 2021

101

CONCERNING CAPITAL-RELATED TRANSFERS OF MONEY.

Bill Summary

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

HOUSE
2nd Reading Unamended
April 14, 2021

Joint Budget Committee. For the 2021-22 state fiscal year, the bill transfers:

- \$189,574,932 from the general fund to the capital construction fund;
- \$110,000,000 from the general fund to the controlled maintenance trust fund to be appropriated in the 2022-23 state fiscal year for controlled maintenance budget requests prioritized by the office of the state architect as level one

SENATE
3rd Reading Unamended
April 9, 2021

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

SENATE
Amended 2nd Reading
April 8, 2021

- and level two priority projects;
- \$8,000,000 from the emergency controlled maintenance account to the capital construction fund;
- \$27,040,302 from the general fund to the information technology capital account of the capital construction fund; and
- \$500,000 from the general fund exempt account of the general fund to the capital construction fund.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-75-302, **amend**
3 (2)(kk), (2)(ll), (2.3)(h), (2.3)(i), (2.5)(n), (2.5)(o), and (3.2); and **add**
4 (2)(mm), (2.3)(j), and (2.5)(p) as follows:

5 **24-75-302. Capital construction fund - capital assessment fees**
6 - **calculation - information technology capital account.** (2) The
7 controller shall transfer a sum as specified in this subsection (2) from the
8 general fund to the capital construction fund as money becomes available
9 in the general fund during the fiscal year beginning on July 1 of the fiscal
10 year in which the transfer is made. Transfers between funds pursuant to
11 this subsection (2) are not appropriations subject to the limitations of
12 section 24-75-201.1. The amounts transferred pursuant to this subsection
13 (2) are as follows:

14 (kk) On July 1, 2020, two million forty-three thousand seven
15 hundred sixty-eight dollars; **and**

16 (ll) For the 2020-21 state fiscal year, one million dollars under
17 S.B. 20-003, enacted in 2020; **AND**

18 (mm) ON JULY 1, 2021, ONE HUNDRED NINETY-ONE MILLION TWO
19 HUNDRED EIGHTY-NINE THOUSAND ONE HUNDRED SEVENTY-EIGHT
20 DOLLARS.

21 (2.3) In addition to the sums transferred pursuant to subsections

1 (2) and (2.5) of this section, the state treasurer and the controller shall
2 transfer a sum as specified in this subsection (2.3) from the general fund
3 to the information technology capital account created in subsection (3.7)
4 of this section as money becomes available in the general fund during the
5 fiscal year beginning on July 1 of the fiscal year in which the transfer is
6 made or on April 1 of the fiscal year if otherwise specified. Transfers
7 between funds pursuant to this subsection (2.3) are not appropriations
8 subject to the limitations of section 24-75-201.1. The amounts transferred
9 pursuant to this subsection (2.3) are as follows:

10 (h) On April 1, 2020, seven million four hundred sixty-six
11 thousand six hundred forty-eight dollars; **and**

12 (i) On July 1, 2020, four hundred forty-five thousand dollars; **AND**

13 (j) **ON JULY 1, 2021, TWENTY-SEVEN MILLION FORTY THOUSAND**
14 **THREE HUNDRED TWO DOLLARS.**

15 (2.5) In addition to the sums transferred pursuant to subsections
16 (2) and (2.3) of this section, the state treasurer and the controller shall
17 transfer a sum as specified in this subsection (2.5) from the general fund
18 exempt account of the general fund created pursuant to section
19 24-77-103.6 to the capital construction fund as money becomes available
20 in the general fund exempt account during the fiscal year beginning on
21 July 1 of the fiscal year in which the transfer is made. Transfers between
22 funds pursuant to this subsection (2.5) are not appropriations subject to
23 the limitations of section 24-75-201.1. The amounts transferred pursuant
24 to this subsection (2.5) are as follows:

25 (n) On July 1, 2019, five hundred thousand dollars; **and**

26 (o) On July 1, 2020, five hundred thousand dollars; **AND**

27 (p) **ON JULY 1, 2021, FIVE HUNDRED THOUSAND DOLLARS.**

11 (b) ON JULY 1, 2021, THE STATE TREASURER SHALL TRANSFER TO
12 THE CAPITAL CONSTRUCTION FUND CREATED IN SUBSECTION (1)(a) OF THIS
13 SECTION EIGHT MILLION DOLLARS OF THE MONEY APPROPRIATED TO THE
14 EMERGENCY CONTROLLED MAINTENANCE ACCOUNT IN SECTION 1 (1)(d) OF
15 HOUSE BILL 20-1408, ENACTED IN 2020.

16 **SECTION 2.** In Colorado Revised Statutes, 24-75-302.5, add
17 (10) as follows:

18 **24-75-302.5. Controlled maintenance - trust fund - legislative**
19 **declaration.** (10) NOTWITHSTANDING ANY PROVISION OF THIS SECTION
20 TO THE CONTRARY, ON JULY 1, 2021, THE STATE TREASURER AND THE
21 CONTROLLER SHALL TRANSFER ONE HUNDRED TEN MILLION DOLLARS
22 FROM THE GENERAL FUND TO THE CONTROLLED MAINTENANCE TRUST
23 FUND TO BE APPROPRIATED IN THE 2022-23 STATE FISCAL YEAR FOR
24 CONTROLLED MAINTENANCE BUDGET REQUESTS PRIORITIZED BY THE
25 OFFICE OF THE STATE ARCHITECT AS LEVEL ONE AND LEVEL TWO PRIORITY
26 PROJECTS UNDER SECTION 24-30-1303 (1)(t)(II).

SECTION 3. Safety clause. The general assembly hereby finds,

1 determines, and declares that this act is necessary for the immediate
2 preservation of the public peace, health, or safety.