


 Colorado *Legislative Council Staff Fiscal Note*
FINAL
FISCAL NOTE

Drafting Number: LLS 10-1024	Date: June 22, 2010
Prime Sponsor(s): Rep. Ferrandino Sen. Tapia	Bill Status: Signed into Law
	Fiscal Analyst: Sara McPhee (303-866-4782)

TITLE: CONCERNING TRANSFERS OF MONEYS RELATING TO CAPITAL CONSTRUCTION.

Fiscal Impact Summary	FY 2009-2010	FY 2010-2011	FY 2011-12
State Revenue			
State Transfers or Diversions			
Transfers from multiple sources to the General Fund	(\$19,122,763)	(\$10,448,537)	
Transfers from the General Fund to the Capital Construction Fund		(\$9,125,506)	
State Expenditures			
General Fund*	\$19,122,763	\$10,448,537	
Cash Funds			
Capital Construction Fund	(\$1,807,306)	\$9,125,506	
FTE Position Change	0.0 FTE	0.0 FTE	
Effective Date: The bill was signed by the Governor and became law on May 5, 2010.			
Appropriation Summary for FY 2010-2011: See State Appropriations section.			
Local Government Impact: None.			

* *The bill increases General Fund available, but does not require an appropriation.*

Summary of Legislation

The bill, recommended by the Joint Budget Committee, makes several transfers for FY 2009-10 and FY 2010-11 based on refinanced Certificates of Participation (COPs). It also makes a technical change to a \$9 million transfer in FY 2008-09 by specifying that the transfer to the Capital Construction Fund is from the General Fund rather than General Fund Exempt.

Background. The COPs for the following projects were refinanced in early 2010 to take advantage of the low interest rates:

- Federal Mineral Lease COPs for various capital construction projects at state institutions of higher education;
- Anschutz Medical Campus COPs; and
- Colorado State Penitentiary II COPs.

Because of the refinancing, the payment schedules for these projects were reduced for FY 2009-10 and FY 2010-11.

State Transfers

The bill makes the transfers shown in Table 1.

Table 1. Transfers under HB 10-1389		
Transfer	FY 2009-10	FY 2010-11
Transfer from the Capital Construction Fund to the General Fund	\$13,317,845	
Transfer from the Higher Education Federal Mineral Lease Revenues Fund to the General Fund	750,000	7,000,000
Transfer from the Fitzsimons Trust Fund to the General Fund	5,054,918	3,448,537
Transfer from the General Fund to the Capital Construction Fund		8,625,506
Transfer from the General Fund Exempt to the Capital Construction Fund		500,000
TOTAL	\$19,122,763	\$19,574,043

State Expenditures

The bill reduces expenditures from the Capital Construction Fund by \$1,807,306 in FY 2009-10 by repealing statutory appropriations to the fund. These transfers subsequently would have been transferred to the Corrections Expansion Reserve Fund.

State Appropriations

In FY 2009-10, appropriations to the Capital Construction Fund are reduced by \$1,807,306.

Departments Contacted

Treasury