

First Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 11-0591.01 Troy Bratton

HOUSE BILL 11-1071

HOUSE SPONSORSHIP

Hamner,

SENATE SPONSORSHIP

Bacon,

House Committees
Finance

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE VOLUNTARY CONTRIBUTION DESIGNATION
102 BENEFITING THE ROUNDUP RIVER RANCH FUND THAT APPEARS
103 ON THE STATE INDIVIDUAL INCOME TAX RETURN FORMS.

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://www.leg.state.co.us/billsummaries>.)

The bill creates the Roundup River Ranch fund (fund) in the state treasury. For the 3 income tax years commencing on or after January 1 of the year in which the executive director of the department of revenue certifies to the revisor of statutes that there is a space on the income tax

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

return form, the bill requires a voluntary contribution designation line for the fund to appear on state individual income tax return forms.

The department of revenue (department) must determine annually the total amount designated to the fund and report that amount to the state treasurer and the general assembly. The state treasurer shall credit that amount to the fund.

Finally, the general assembly must appropriate annually from the fund to the department its costs of administering contributions to the fund. All moneys remaining in the fund at the end of a fiscal year shall be transferred to the Roundup River Ranch, a Colorado nonprofit organization.

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

2 **SECTION 1.** Article 22 of title 39, Colorado Revised Statutes, is
3 amended BY THE ADDITION OF A NEW PART to read:

4 PART 39

5 ROUNDUP RIVER RANCH

6 VOLUNTARY CONTRIBUTION

7 **39-22-3901. Legislative declaration.** (1) THE GENERAL
8 ASSEMBLY HEREBY FINDS AND DECLARES THAT:

9 (a) THERE ARE OVER THIRTY-FOUR THOUSAND CHILDREN BETWEEN
10 THE AGES OF SEVEN AND SEVENTEEN SUFFERING FROM SERIOUS DISEASES
11 AND MEDICAL CONDITIONS IN THE ROCKY MOUNTAIN REGION;

12 (b) EIGHTY-SIX PERCENT OF THESE CHILDREN ARE UNABLE TO
13 ATTEND A CAMP BECAUSE THERE IS NOT A CHILDREN'S CAMP THAT CAN
14 ACCOMMODATE SERIOUS MEDICAL CONDITIONS IN THE ROCKY MOUNTAIN
15 REGION;

16 (c) ROUNDUP RIVER RANCH IS A COLORADO 501(c)(3) NONPROFIT
17 ORGANIZATION THAT HAS COMPLETED A TWENTY MILLION DOLLAR
18 CAPITAL CAMPAIGN AND IS CONSTRUCTING A STATE-OF-THE-ART
19 CHILDREN'S CAMP IN EAGLE COUNTY, COLORADO, TO ACCOMMODATE

1 CHILDREN WITH SERIOUS MEDICAL CONDITIONS;

2 (d) ROUNDUP RIVER RANCH IS A MEMBER OF THE ASSOCIATION OF
3 HOLE IN THE WALL CAMPS, THE WORLD'S LARGEST FAMILY OF CHILDREN'S
4 MEDICAL SPECIALTY CAMPS;

5 (e) BEGINNING IN 2011, ROUNDUP RIVER RANCH WILL PROVIDE
6 FREE, YEAR-ROUND PROGRAMS TO CHILDREN BETWEEN THE AGES OF
7 SEVEN AND SEVENTEEN YEARS WHO SUFFER FROM A WIDE VARIETY OF
8 LIFE-THREATENING ILLNESSES, INCLUDING, BUT NOT LIMITED TO, ASTHMA,
9 BLOOD DISORDERS, CANCER, DIABETES, SOLID ORGAN TRANSPLANTS, AND
10 OTHER SERIOUS MEDICAL CONDITIONS;

11 (f) THE CAMP WILL ANNUALLY ACCOMMODATE SEVEN HUNDRED
12 FIFTY CHILDREN SUFFERING FROM SERIOUS MEDICAL CONDITIONS;

13 (g) ROUNDUP RIVER RANCH HAS THE CAPACITY AND STRATEGIC
14 PLAN TO EXPAND TO ANNUALLY ACCOMMODATE ONE THOUSAND FIVE
15 HUNDRED CAMPERS; AND

16 (h) ROUNDUP RIVER RANCH WILL PROVIDE POSITIVE
17 RECREATIONAL EXPERIENCES FOR CHILDREN WITH SERIOUS ILLNESSES IN
18 AN ENVIRONMENT WHERE THE CHILDREN ARE UNDERSTOOD, ACCEPTED,
19 AND CARED FOR. JUVENILE-ORIENTED HEALTH CAMPS HAVE PROVEN TO
20 REDUCE ANXIETY AND DEPRESSION RELATED TO ILLNESS AND LOWER
21 ANNUAL MEDICAL COSTS.

22 (2) IN ORDER TO ASSIST THE ROUNDUP RIVER RANCH IN
23 FULFILLING ITS MISSION, THE GENERAL ASSEMBLY RECOGNIZES THAT
24 MANY CITIZENS OF COLORADO MAY BE WILLING TO PROVIDE MONEYS TO
25 ASSIST IN ITS EFFORTS. IT IS THEREFORE THE INTENT OF THE GENERAL
26 ASSEMBLY TO PROVIDE COLORADANS THE OPPORTUNITY TO SUPPORT THE
27 EFFORTS OF ROUNDUP RIVER RANCH BY ALLOWING CITIZENS TO MAKE A

1 VOLUNTARY CONTRIBUTION ON THEIR STATE INCOME TAX RETURN FORM
2 TO THE ROUNDUP RIVER RANCH FUND FOR SUCH A PURPOSE.

3 **39-22-3902. Voluntary contribution designation - procedure**
4 **- effective date.** (1) FOR THE THREE CONSECUTIVE INCOME TAX YEARS
5 IMMEDIATELY FOLLOWING THE YEAR IN WHICH THE EXECUTIVE DIRECTOR
6 FILES WRITTEN CERTIFICATION WITH THE REVISOR OF STATUTES AS
7 SPECIFIED IN SUBSECTION (2) OF THIS SECTION, THE COLORADO STATE
8 INDIVIDUAL INCOME TAX RETURN FORM SHALL CONTAIN A LINE WHEREBY
9 EACH INDIVIDUAL TAXPAYER MAY DESIGNATE THE AMOUNT OF THE
10 CONTRIBUTION, IF ANY, THE INDIVIDUAL WISHES TO MAKE TO THE
11 ROUNDUP RIVER RANCH FUND CREATED IN SECTION 39-22-3903 (1).

12 (2) THIS PART 39 SHALL TAKE EFFECT ON SEPTEMBER 30 OF THE
13 YEAR IN WHICH THE EXECUTIVE DIRECTOR FILES WRITTEN CERTIFICATION
14 WITH THE REVISOR OF STATUTES THAT THERE ARE NO MORE THAN
15 FOURTEEN OTHER LINES ON THE COLORADO STATE INDIVIDUAL INCOME
16 TAX RETURN FORM FOR VOLUNTARY CONTRIBUTIONS FOR THE STATE
17 INCOME TAX YEAR COMMENCING IN JANUARY OF THE FOLLOWING YEAR.

18 **39-22-3903. Contributions credited to the Roundup River**
19 **Ranch fund - creation - appropriation.** (1) THE DEPARTMENT OF
20 REVENUE SHALL DETERMINE ANNUALLY THE TOTAL AMOUNT DESIGNATED
21 PURSUANT TO SECTION 39-22-3902 AND SHALL REPORT THAT AMOUNT TO
22 THE STATE TREASURER AND TO THE GENERAL ASSEMBLY. THE STATE
23 TREASURER SHALL CREDIT THAT AMOUNT TO THE ROUNDUP RIVER RANCH
24 FUND, WHICH FUND IS HEREBY CREATED IN THE STATE TREASURY. ALL
25 INTEREST DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEYS IN
26 THE FUND SHALL BE CREDITED TO THE FUND.

27 (2) THE GENERAL ASSEMBLY SHALL APPROPRIATE ANNUALLY

1 FROM THE ROUNDUP RIVER RANCH FUND TO THE DEPARTMENT OF
2 REVENUE ITS COSTS OF ADMINISTERING MONEYS DESIGNATED AS
3 CONTRIBUTIONS TO THE FUND. ALL MONEYS REMAINING IN THE FUND AT
4 THE END OF THE FISCAL YEAR, AFTER SUBTRACTING THE APPROPRIATION
5 TO THE DEPARTMENT, SHALL BE TRANSFERRED TO ROUNDUP RIVER
6 RANCH, A REGISTERED NONPROFIT ORGANIZATION PURSUANT TO SECTION
7 501 (c) (3) OF THE INTERNAL REVENUE CODE.

8 **39-22-3904. Repeal of part.** THIS PART 39 IS REPEALED,
9 EFFECTIVE JANUARY 1 OF THE FOURTH INCOME TAX YEAR FOLLOWING THE
10 YEAR IN WHICH THE EXECUTIVE DIRECTOR FILES WRITTEN CERTIFICATION
11 WITH THE REVISOR OF STATUTES AS SPECIFIED IN SECTION 39-22-3902 (2),
12 UNLESS THE VOLUNTARY CONTRIBUTION TO THE ROUNDUP RIVER RANCH
13 FUND ESTABLISHED BY THIS PART 39 IS CONTINUED OR REESTABLISHED BY
14 THE GENERAL ASSEMBLY ACTING BY BILL PRIOR TO SAID DATE.

15 **SECTION 2. Act subject to petition - effective date.** This act
16 shall take effect at 12:01 a.m. on the day following the expiration of the
17 ninety-day period after final adjournment of the general assembly (August
18 10, 2011, if adjournment sine die is on May 11, 2011); except that, if a
19 referendum petition is filed pursuant to section 1 (3) of article V of the
20 state constitution against this act or an item, section, or part of this act
21 within such period, then the act, item, section, or part shall not take effect
22 unless approved by the people at the general election to be held in
23 November 2012 and shall take effect on the date of the official
24 declaration of the vote thereon by the governor.