

First Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 11-0591.01 Troy Bratton

HOUSE BILL 11-1071

HOUSE SPONSORSHIP

Hamner,

SENATE SPONSORSHIP

Bacon,

House Committees

Finance
Appropriations

Senate Committees

Finance
Appropriations

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, AND**
104 **MAKING AN APPROPRIATION THEREFOR.**

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

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.

HOUSE
3rd Reading Unamended
February 23, 2011

HOUSE
Amended 2nd Reading
February 22, 2011

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 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

1 CHILDREN'S CAMP IN EAGLE COUNTY, COLORADO, TO ACCOMMODATE
2 CHILDREN WITH SERIOUS MEDICAL CONDITIONS;

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

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

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

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

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

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

1 EFFORTS OF ROUNDUP RIVER RANCH BY ALLOWING CITIZENS TO MAKE A
2 VOLUNTARY CONTRIBUTION ON THEIR STATE INCOME TAX RETURN FORM
3 TO THE ROUNDUP RIVER RANCH FUND FOR SUCH A PURPOSE.

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

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

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

1 (2) THE GENERAL ASSEMBLY SHALL APPROPRIATE ANNUALLY
2 FROM THE ROUNDUP RIVER RANCH FUND TO THE DEPARTMENT OF
3 REVENUE ITS COSTS OF ADMINISTERING MONEYS DESIGNATED AS
4 CONTRIBUTIONS TO THE FUND. ALL MONEYS REMAINING IN THE FUND AT
5 THE END OF THE FISCAL YEAR, AFTER SUBTRACTING THE APPROPRIATION
6 TO THE DEPARTMENT, SHALL BE TRANSFERRED TO ROUNDUP RIVER
7 RANCH, A REGISTERED NONPROFIT ORGANIZATION PURSUANT TO SECTION
8 501 (c) (3) OF THE INTERNAL REVENUE CODE.

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

16 **SECTION 2. Appropriation.** (1) In addition to any other
17 appropriation, there is hereby appropriated, out of any moneys in the
18 roundup river ranch fund created in section 3-22-3903 (1), Colorado
19 Revised Statutes, not otherwise appropriated, to the department of
20 revenue, for allocation to the information technology division, for the
21 fiscal year beginning July 1, 2011, the sum of twenty-nine thousand six
22 hundred dollars (\$29,600) cash funds, or so much thereof as may be
23 necessary, for the implementation of this act.

24 (2) In addition to any other appropriation, there is hereby
25 appropriated to the governor - lieutenant governor - state planning and
26 budgeting, for allocation to the office of information technology, for the
27 fiscal year beginning July 1, 2011, the sum of twenty-nine thousand six

1 hundred dollars (\$29,600), or so much thereof as may be necessary, for
2 the provision of programming services to the department of revenue
3 related to the implementation of this act. Said sum shall be from
4 reappropriated funds received from the department of revenue out of the
5 appropriation made in subsection (1) of this section.

6 **SECTION 3. Act subject to petition - effective date.** This act
7 shall take effect at 12:01 a.m. on the day following the expiration of the
8 ninety-day period after final adjournment of the general assembly (August
9 10, 2011, if adjournment sine die is on May 11, 2011); except that, if a
10 referendum petition is filed pursuant to section 1 (3) of article V of the
11 state constitution against this act or an item, section, or part of this act
12 within such period, then the act, item, section, or part shall not take effect
13 unless approved by the people at the general election to be held in
14 November 2012 and shall take effect on the date of the official
15 declaration of the vote thereon by the governor.