

**First Regular Session
Sixty-fifth General Assembly
STATE OF COLORADO**

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 05-0537.01 Sharon Eubanks

SENATE BILL 05-157

SENATE SPONSORSHIP

Fitz-Gerald,

HOUSE SPONSORSHIP

Madden,

Senate Committees

Finance

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE EXPENDITURE OF MONEYS IN THE LEGISLATIVE**
102 **LEGAL EXPENSES CASH FUND BY THE EXECUTIVE COMMITTEE OF**
103 **THE LEGISLATIVE COUNCIL.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Authorizes the executive committee of the legislative council to authorize the expenditure of moneys in the legislative legal expenses cash fund for any expense of the legislative department upon the executive committee making a determination, after consulting with the chair of the committee on legal services, that the amount to be expended is not needed to pay litigation-related expenses of the committee on legal services.

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.

SENATE
Amended 2nd Reading
February 21, 2005

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

2 **SECTION 1.** 2-3-1002 (1), Colorado Revised Statutes, is
3 amended to read:

4 **2-3-1002. Legislative legal expenses cash fund - creation.**

5 (1) (a) There is hereby created in the state treasury the legislative legal
6 expenses cash fund. The fund shall be comprised of such moneys
7 transferred to the fund in accordance with subsection (2) of this section
8 and any other moneys appropriated to the fund. All interest earned on the
9 investment of moneys in the fund shall be credited to the fund.

10 (b) Moneys in the LEGISLATIVE LEGAL EXPENSES CASH fund are
11 continuously appropriated to:

12 (I) The committee on legal services to pay the compensation and
13 expenses of any legal counsel retained by the committee pursuant to
14 section 2-3-1001 and to pay any necessary expense of such actions and
15 proceedings for which such legal counsel is retained; AND

16 (II) THE EXECUTIVE COMMITTEE OF THE LEGISLATIVE COUNCIL TO
17 PAY FOR QUALIFIED EXPENSES OF THE LEGISLATIVE DEPARTMENT OF THE
18 STATE OF COLORADO IF, AFTER CONSULTING WITH THE CHAIR OF THE
19 COMMITTEE ON LEGAL SERVICES, THE EXECUTIVE COMMITTEE DETERMINES
20 THAT THE AMOUNT OF MONEYS TO BE SO EXPENDED IS NOT NEEDED IN THE
21 FORESEEABLE FUTURE FOR ANY EXPENSES OF THE COMMITTEE ON LEGAL
22 SERVICES SPECIFIED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (b). FOR
23 PURPOSES OF THIS SUBPARAGRAPH (II), "QUALIFIED EXPENSES" MEANS:

24 (A) EXPENSES RELATING TO LEGISLATIVE AIDES; AND

25 (B) EXPENSES RELATING TO THE NECESSARY UPKEEP AND
26 FURNISHING OF THE CHAMBERS, ANTECHAMBERS, AND COMMITTEE ROOMS

1 OF THE SENATE AND THE HOUSE OF REPRESENTATIVES, AND OF THE OFFICE
2 SPACE ASSIGNED TO AND OCCUPIED BY LEGISLATORS, STAFF OF THE
3 SENATE AND THE HOUSE OF REPRESENTATIVES, AND STAFF OF THE
4 LEGISLATIVE SERVICE AGENCIES.

5 (c) Any moneys credited to the LEGISLATIVE LEGAL EXPENSES
6 CASH fund and unexpended at the end of any given fiscal year shall
7 remain in the fund and shall not revert to the general fund.

8 **SECTION 2. Safety clause.** The general assembly hereby finds,
9 determines, and declares that this act is necessary for the immediate
10 preservation of the public peace, health, and safety.