

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

April 3, 2009
Date

Committee on Appropriations.

After consideration on the merits, the Committee recommends the following:

HB09-1010 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Strike the Finance Committee Report, dated February 11, 2009, and
2 substitute the following:

3 "Amend printed bill, page 5, line 17, after "COLORADO;", insert "AND";

4 line 22, strike "COMMUNITY;" and substitute "COMMUNITY.";

5 strike lines 23 through 27.

6 Page 7, line 3, after "(A)," insert "(4) (a) (V) (B), and (4) (a) (V) (C),";

7 line 4, strike "is" and substitute "are".

8 Page 8, after line 14, insert the following:

9 "(V) (B) If, based on the March revenue forecast prepared by the
10 legislative council, the joint budget committee determines that the amount
11 of general fund revenues for the fiscal year in which the forecast is
12 prepared will be insufficient to allow the maximum amount of general
13 fund appropriations permitted by section 24-75-201.1 (1) (a) (II), C.R.S.,
14 to be made for that fiscal year, the joint budget committee, acting by bill,
15 shall determine the amount of limited gaming fund moneys, if any, that
16 should be transferred to the film incentives cash fund OR THE COLORADO
17 OFFICE OF FILM, TELEVISION, AND MEDIA OPERATIONAL ACCOUNT CASH

1 FUND pursuant to sub-subparagraph (A) of this subparagraph (V) at the
2 end of that fiscal year.

3 (C) If the joint budget committee, pursuant to sub-subparagraph
4 (B) of this subparagraph (V), does not determine the amount of limited
5 gaming fund moneys, if any, to be transferred to the film incentives cash
6 fund OR THE COLORADO OFFICE OF FILM, TELEVISION, AND MEDIA
7 OPERATIONAL ACCOUNT CASH FUND specified in sub-subparagraph (A) of
8 this subparagraph (V) and if, based on the June revenue forecast prepared
9 by the legislative council, the state treasurer determines that the amount
10 of general fund revenues for the fiscal year in which the forecast is
11 prepared will be insufficient to allow the maximum amount of general
12 fund appropriations permitted by section 24-75-201.1 (1) (a) (II), C.R.S.,
13 to be made for that fiscal year, the state treasurer shall transfer to the
14 general fund from the moneys that would otherwise be transferred to the
15 film incentives cash fund OR THE COLORADO OFFICE OF FILM, TELEVISION,
16 AND MEDIA OPERATIONAL ACCOUNT CASH FUND pursuant to
17 sub-subparagraph (A) of this subparagraph (V) at the end of the fiscal
18 year an amount equal to the lesser of the full amount that would otherwise
19 be transferred to the film incentives cash fund OR THE COLORADO OFFICE
20 OF FILM, TELEVISION, AND MEDIA OPERATIONAL ACCOUNT CASH FUND or
21 the amount necessary to allow the maximum amount of general fund
22 appropriations to be made for the fiscal year. Any reduction in the
23 amount transferred to the film incentives cash fund OR THE COLORADO
24 OFFICE OF FILM, TELEVISION, AND MEDIA OPERATIONAL ACCOUNT CASH
25 FUND required by this sub-subparagraph (C) and the amounts transferred
26 to the state council on the arts cash fund, the new jobs incentives cash
27 fund, and the Colorado travel and tourism promotion fund required by
28 sub-subparagraph (B) of subparagraph (IV) of this paragraph (a) shall be
29 pro-rated based on the amounts otherwise required to be transferred to
30 said funds pursuant to sub-subparagraph (A) of this subparagraph (V) and
31 sub-subparagraph (A) of subparagraph (IV) of this paragraph (a).".

32 Page 9, strike lines 11 through 27 and substitute the following:

33 **"SECTION 4. Appropriation - adjustments to the 2009 long**
34 **bill.** (1) In addition to any other appropriation, there is hereby
35 appropriated, out of any moneys in the Colorado office of film, television,
36 and media operational account cash fund created in section 24-48.5-203
37 (1), Colorado Revised Statutes, not otherwise appropriated, to the
38 department of governor – lieutenant governor – state planning and
39 budgeting, for allocation to the economic development programs division,

1 for Colorado office of film, television, and media, for the fiscal year
2 beginning July 1, 2009, the sum of five hundred eighty thousand eight
3 dollars (\$580,008) cash funds and 6.0 FTE, or so much thereof as may be
4 necessary, for the implementation of this act.

5 (2) In addition to any other appropriation, there is hereby
6 appropriated to the department of revenue, for allocation to the
7 information technology division, for programming costs for 2009 session
8 legislation, for the fiscal year beginning July 1, 2009, the sum of fifty-five
9 thousand eight hundred fifty-two dollars (\$55,852), or so much thereof as
10 may be necessary, for the implementation of this act. Said sum shall be
11 from reappropriated funds received from the department of governor –
12 lieutenant governor – state planning and budgeting out of the
13 appropriation made in subsection (1) of this section.

14 (3) For the implementation of this act, the appropriation made in
15 the annual general appropriation act for the fiscal year beginning July 1,
16 2009, for the department of governor – lieutenant governor – state
17 planning and budgeting, division of economic development programs, for
18 film incentives, from the film incentives cash fund, is decreased by four
19 hundred eighty thousand eleven dollars (\$480,011) cash funds."

20 Strike pages 10 through 16.

21 Page 17, strike lines 1 through 23.

22 Page 1, line 102, strike "ACTIVITIES." and substitute "ACTIVITIES, AND
23 MAKING AN APPROPRIATION THEREFOR."."

** *** ** *** **