

SENATE COMMITTEE OF REFERENCE REPORT

\_\_\_\_\_  
Chairman of Committee

\_\_\_\_\_  
Date

Committee on Appropriations.

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

HB09-1310 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend reengrossed bill, page 2, line 5, after "**enforcement -**", insert  
2 "**advisory opinions - rules - employee misclassification advisory**  
3 **opinion fund -**".

4 Page 6, line 18, after "OPINION.", add "ANY FEES CHARGED PURSUANT TO  
5 THIS SUBSECTION (4) FOR THE COSTS ASSOCIATED WITH ISSUING AN  
6 ADVISORY OPINION SHALL BE DEPOSITED IN THE EMPLOYEE  
7 MISCLASSIFICATION ADVISORY OPINION FUND, WHICH FUND IS HEREBY  
8 CREATED. MONEYS IN THE EMPLOYEE MISCLASSIFICATION ADVISORY  
9 OPINION FUND SHALL BE SUBJECT TO ANNUAL APPROPRIATION BY THE  
10 GENERAL ASSEMBLY FOR THE PURPOSES OF THIS SUBSECTION (4).  
11 INTEREST DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEYS IN  
12 THE FUND SHALL BE CREDITED TO THE FUND. AT THE END OF ANY FISCAL  
13 YEAR, ALL UNEXPENDED AND UNENCUMBERED MONEYS IN THE FUND  
14 SHALL REMAIN IN THE FUND AND SHALL NOT BE CREDITED OR  
15 TRANSFERRED TO THE GENERAL FUND OR ANY OTHER FUND."

16 Page 8, after line 18, insert the following:

17 **"SECTION 2. Appropriation.** (1) In addition to any other  
18 appropriation, there is hereby appropriated, out of any moneys in the  
19 unemployment revenue fund created in section 8-77-106, (1), Colorado  
20 Revised Statutes, not otherwise appropriated, to the department of labor  
21 and employment, for allocation to the division of employment and

1 training, for the fiscal year beginning July 1, 2009, the sum of nine  
2 hundred seventy-five dollars (\$975) cash funds, or so much thereof as  
3 may be necessary, for the implementation of this act.

4 (2) In addition to any other appropriation, there is hereby  
5 appropriated, out of any moneys in the employee misclassification  
6 advisory opinion fund created in section 8-72-113 (4) (c), Colorado  
7 Revised Statutes, not otherwise appropriated, to the department of labor  
8 and employment, for allocation to the division of employment and  
9 training, for the fiscal year beginning July 1, 2009, the sum of nine  
10 thousand eight hundred forty dollars (\$9,840) cash funds and 0.2 FTE, or  
11 so much thereof as may be necessary, for the implementation of this act.".

12 Renumber succeeding section accordingly.

13 Page 1, line 103, strike "**ACT**". and substitute "**ACT**", **AND MAKING AN**  
14 **APPROPRIATION THEREFOR**".

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