

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

Date

March 14, 2008

Committee on Appropriations.

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

HB08-1194 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 9, line 20, strike "ONE" and substitute
2 "NINETY-FIVE";

3 line 10, strike "HUNDRED THIRTY";

4 line 26, strike "NINETY-FIVE" and substitute "SIXTY".

5 Page 11, after line 14, insert the following:

6 "SECTION 9. Title 17, Colorado Revised Statutes, is amended
7 BY THE ADDITION OF A NEW ARTICLE to read:

8 **ARTICLE 18**

9 **Correctional Facilities - Statutory Appropriations**

10 **17-18-101. Appropriation to comply with section 2-2-703 -**
11 **H.B. 08-1194 - repeal.** (1) PURSUANT TO SECTION 2-2-703, C.R.S., THE
12 FOLLOWING STATUTORY APPROPRIATIONS, OR SO MUCH THEREOF AS MAY
13 BE NECESSARY, ARE MADE IN ORDER TO IMPLEMENT H.B. 08-1194,
14 ENACTED AT THE SECOND REGULAR SESSION OF THE SIXTY-SIXTH GENERAL
15 ASSEMBLY:

16 (a) FOR THE FISCAL YEAR BEGINNING JULY 1, 2008, IN ADDITION
17 TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED FROM

1 THE CAPITAL CONSTRUCTION FUND CREATED IN SECTION 24-75-302,
2 C.R.S., TO THE CORRECTIONS EXPANSION RESERVE FUND CREATED IN
3 SECTION 17-1-116, C.R.S., THE SUM OF ONE HUNDRED TWENTY-FIVE
4 THOUSAND ONE HUNDRED SIXTY-FIVE DOLLARS (\$125,165).

5 (b) (I) FOR THE FISCAL YEAR BEGINNING JULY 1, 2009, IN
6 ADDITION TO ANY OTHER APPROPRIATION, THERE IS HEREBY
7 APPROPRIATED FROM THE CAPITAL CONSTRUCTION FUND CREATED IN
8 SECTION 21-75-302, C.R.S., TO THE CORRECTIONS EXPANSION RESERVE
9 FUND CREATED IN SECTION 17-1-116, C.R.S., THE SUM OF TWELVE
10 THOUSAND FIVE HUNDRED SEVENTEEN DOLLARS (\$12,517).

11 (II) FOR THE FISCAL YEAR BEGINNING JULY 1, 2009, IN ADDITION
12 TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED TO THE
13 DEPARTMENT OF CORRECTIONS, OUT OF ANY MONEYS IN THE GENERAL
14 FUND NOT OTHERWISE APPROPRIATED, THE SUM OF TWENTY-EIGHT
15 THOUSAND SEVEN HUNDRED FIFTY-EIGHT DOLLARS (\$28,758).

16 (c) FOR THE FISCAL YEAR BEGINNING JULY 1, 2010, IN ADDITION
17 TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED TO THE
18 DEPARTMENT OF CORRECTIONS, OUT OF ANY MONEYS IN THE GENERAL
19 FUND NOT OTHERWISE APPROPRIATED, THE SUM OF THIRTY-ONE
20 THOUSAND SIX HUNDRED THIRTY-FOUR DOLLARS (\$31,634).

21 (d) FOR THE FISCAL YEAR BEGINNING JULY 1, 2011, IN ADDITION
22 TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED TO THE
23 DEPARTMENT OF CORRECTIONS, OUT OF ANY MONEYS IN THE GENERAL
24 FUND NOT OTHERWISE APPROPRIATED, THE SUM OF THIRTY-ONE
25 THOUSAND SIX HUNDRED THIRTY-FOUR DOLLARS (\$31,634).

26 (e) FOR THE FISCAL YEAR BEGINNING JULY 1, 2012, IN ADDITION
27 TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED TO THE
28 DEPARTMENT OF CORRECTIONS, OUT OF ANY MONEYS IN THE GENERAL
29 FUND NOT OTHERWISE APPROPRIATED, THE SUM OF THIRTY-ONE
30 THOUSAND SIX HUNDRED THIRTY-FOUR DOLLARS (\$31,634).

31 (2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2013.

32 **SECTION 10.** The introductory portion to 24-75-302 (2) and
33 24-75-302 (2) (u), and (2) (v), Colorado Revised Statutes, are amended
34 to read:

1 **24-75-302. Capital construction fund - capital assessment fees**
2 **- calculation.** (2) As of July 1, 1988, and July 1 of each year thereafter
3 through July 1, 2010, a sum as specified in this subsection (2) shall accrue
4 to the capital construction fund. The state treasurer and the controller
5 shall transfer such sum out of the general fund and into the capital
6 construction fund as moneys become available in the general fund during
7 the fiscal year beginning on said July 1. Transfers between funds
8 pursuant to this subsection (2) shall not be deemed to be appropriations
9 subject to the limitations of section 24-75-201.1. The amount that shall
10 accrue pursuant to this subsection (2) shall be as follows:

11 (u) On July 1, 2008, sixty-nine thousand four hundred sixty-seven
12 dollars pursuant to H.B. 04-1021, enacted at the second regular session
13 of the sixty-fourth general assembly; plus three hundred ninety-two
14 thousand three hundred seventy-three dollars pursuant to S.B. 06-206,
15 enacted at the second regular session of the sixty-fifth general assembly;
16 plus three hundred ninety-two thousand three hundred seventy-three
17 dollars pursuant to S.B. 06-207, enacted at the second regular session of
18 the sixty-fifth general assembly; plus four hundred sixty-two thousand
19 one hundred twenty-eight dollars pursuant to H.B. 06-1326, enacted at the
20 second regular session of the sixty-fifth general assembly; plus twenty-six
21 thousand one hundred fifty-eight dollars pursuant to H.B. 06-1145,
22 enacted at the second regular session of the sixty-fifth general assembly;
23 plus five hundred twenty-three thousand one hundred sixty-four dollars
24 pursuant to H.B. 06-1011, enacted at the second regular session of the
25 sixty-fifth general assembly; plus sixty-nine thousand seven hundred
26 fifty-five dollars pursuant to S.B. 06S-004, enacted at the first
27 extraordinary session of the sixty-fifth general assembly; plus three
28 hundred twenty-five thousand four hundred twenty-nine dollars pursuant
29 to S.B. 07-096, enacted at the first regular session of the sixty-sixth
30 general assembly; plus one hundred fifty thousand one hundred
31 ninety-eight dollars pursuant to H.B. 07-1326, enacted at the first regular
32 session of the sixty-sixth general assembly; PLUS ONE HUNDRED
33 TWENTY-FIVE THOUSAND ONE HUNDRED SIXTY-FIVE DOLLARS PURSUANT
34 TO H.B. 08-1194, ENACTED AT THE SECOND REGULAR SESSION OF THE
35 SIXTY-SIXTH GENERAL ASSEMBLY;

36 (v) On July 1, 2009, five hundred twenty-three thousand one
37 hundred sixty-four dollars pursuant to S.B. 06-206, enacted at the second
38 regular session of the sixty-fifth general assembly; plus five hundred
39 twenty-three thousand one hundred sixty-four dollars pursuant to S.B.

1 06-207, enacted at the second regular session of the sixty-fifth general
2 assembly; plus forty-three thousand five hundred ninety-seven dollars
3 pursuant to H.B. 06-1145, enacted at the second regular session of the
4 sixty-fifth general assembly; plus five hundred twenty-three thousand one
5 hundred sixty-four dollars pursuant to H.B. 06-1011, enacted at the
6 second regular session of the sixty-fifth general assembly; plus one
7 hundred fifty thousand one hundred ninety-eight dollars pursuant to S.B.
8 07-096, enacted at the first regular session of the sixty-sixth general
9 assembly; plus seventy-five thousand ninety-nine dollars pursuant to H.B.
10 07-1326, enacted at the first regular session of the sixty-sixth general
11 assembly; PLUS TWELVE THOUSAND FIVE HUNDRED SEVENTEEN DOLLARS
12 PURSUANT TO H.B. 08-1194, ENACTED AT THE SECOND REGULAR SESSION
13 OF THE SIXTY-SIXTH GENERAL ASSEMBLY;

14 **SECTION 11. Appropriation.** (1) In addition to any other
15 appropriation, there is hereby appropriated, out of any moneys in the first
16 time drunk driving offender account in the highway users tax fund created
17 in section 42-2-132 (4) (b) (II) (A), Colorado Revised Statutes, not
18 otherwise appropriated, to the department of transportation, for allocation
19 to the construction, maintenance and operation division, for the fiscal year
20 beginning July 1, 2008, the sum two million dollars (\$2,000,000) cash
21 funds, or so much thereof as may be necessary, for the implementation of
22 this act.

23 (2) In addition to any other appropriation, there is hereby
24 appropriated, out of any moneys in the first time drunk driving offender
25 account in the highway users tax fund created in section 42-2-132 (4) (b)
26 (II) (A), Colorado Revised Statutes, not otherwise appropriated, to the
27 department of revenue, for allocation to the division of motor vehicles,
28 for the fiscal year beginning July 1, 2008, the sum of six hundred fourteen
29 thousand five hundred dollars (\$614,500) cash funds and 4.5 FTE, or so
30 much thereof as may be necessary, for the implementation of this act."

31 Renumber succeeding sections accordingly.

32 Page 1, line 106, strike "AND";

33 line 108, strike "EPISODES." and substitute "EPISODES, AND MAKING AN
34 APPROPRIATION."

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