

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

April 19, 2010
Date

Committee on State, Veterans & Military Affairs.

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

SB10-029 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 "SECTION 1. 24-75-201.1 (1), Colorado Revised Statutes, is
4 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

5 **24-75-201.1. Restriction on state appropriations - legislative**
6 **declaration - definitions.** (1) (f) (I) ON JUNE 30, 2010, AND EACH JUNE
7 30 THEREAFTER, AT THE GOVERNOR'S DISCRETION THE STATE CONTROLLER
8 SHALL CALCULATE AN AMOUNT EQUAL TO THE EQUIVALENT OF THE TOTAL
9 GENERAL FUND MONEYS APPROPRIATED IN ALL BILLS PASSED BY THE
10 GENERAL ASSEMBLY DURING THE PREVIOUS LEGISLATIVE SESSION, OR ANY
11 PREVIOUS SPECIAL LEGISLATIVE SESSION DURING THAT STATE FISCAL
12 YEAR, THAT WERE VETOED BY THE GOVERNOR, INCLUDING AT THE
13 GOVERNOR'S DISCRETION AN AMOUNT THAT THE CONTROLLER
14 CALCULATES TO BE THE EQUIVALENT OF ANY LINE ITEM APPROPRIATING
15 GENERAL FUND MONEYS IN THE ANNUAL GENERAL APPROPRIATION ACT
16 THAT IS LINE-ITEM VETOED BY THE GOVERNOR.

17 (II) ON JUNE 30, 2010, AND EACH JUNE 30 THEREAFTER, AT THE
18 GOVERNOR'S DISCRETION THE STATE CONTROLLER SHALL CALCULATE AN
19 AMOUNT EQUAL TO ANY GENERAL FUND SURPLUS IN EXCESS OF THE
20 AMOUNT OF THE UNRESTRICTED GENERAL FUND YEAR-END BALANCES
21 REQUIRED TO BE RETAINED AS A RESERVE AS SPECIFIED IN PARAGRAPH (d)
22 OF THIS SUBSECTION (1).

1 (III) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION,
2 FOR THE STATE FISCAL YEAR COMMENCING JULY 1, 2012, AND EACH STATE
3 FISCAL YEAR THEREAFTER, THE AMOUNTS CALCULATED BY THE STATE
4 CONTROLLER AT THE GOVERNOR'S DISCRETION FOR THE PRIOR STATE
5 FISCAL YEAR AS SPECIFIED IN SUBPARAGRAPHS (I) AND (II) OF THIS
6 PARAGRAPH (f) SHALL BE ADDED TO THE AMOUNT OF THE UNRESTRICTED
7 GENERAL FUND YEAR-END BALANCES REQUIRED TO BE RETAINED AS A
8 RESERVE AS SPECIFIED IN PARAGRAPH (d) OF THIS SUBSECTION (1) FOR
9 SUCH STATE FISCAL YEAR AND ALL FUTURE STATE FISCAL YEARS.

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

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