

**Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 10-0857.01 Richard Sweetman

HOUSE BILL 10-1336

HOUSE SPONSORSHIP

Schafer S.,

SENATE SPONSORSHIP

Newell,

House Committees

Judiciary
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING EXPENDITURES TO BE MADE BY THE DEPARTMENT OF**
102 **PUBLIC SAFETY, AND MAKING AN APPROPRIATION THEREFOR.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

The bill authorizes the division of criminal justice in the department of public safety (department) to expend any state, federal, or other moneys made available under any law or program designed to improve the administration of criminal justice, court systems, law enforcement, prosecution, corrections, probation and parole, juvenile

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.

delinquency programs, and related fields.

The bill creates the school safety resource center cash fund (fund) and authorizes the department to solicit and accept gifts, grants, and donations for the purpose of implementing the school safety resource center (resource center). The department is authorized to expend moneys from the fund for the purpose of implementing the resource center. The department may expend up to 2% of the moneys annually appropriated from the fund to offset the costs incurred in implementing the resource center. The resource center is authorized to charge a fee to each attendee of a training program or conference that the center implements. The total amount of fees charged by the center to attendees of a training program or conference shall not exceed the actual costs incurred by the center in implementing the training program or conference.

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

2 **SECTION 1.** 24-33.5-503 (1) (e), Colorado Revised Statutes, is
3 amended to read:

4 **24-33.5-503. Duties of division.** (1) The division has the
5 following duties:

6 (e) To do all things necessary to apply for, qualify for, accept, and
7 ~~distribute~~ EXPEND any state, federal, or other ~~funds~~ MONEYS made
8 available or allotted under said Public Law 93-83 and under any other law
9 or program, including the Colorado community policing program
10 described in part 6 of this article, designed to improve the administration
11 of criminal justice, court systems, law enforcement, prosecution,
12 corrections, probation and parole, juvenile delinquency programs, and
13 related fields;

14 **SECTION 2.** Part 18 of article 33.5 of title 24, Colorado Revised
15 Statutes, is amended BY THE ADDITION OF THE FOLLOWING NEW
16 SECTIONS to read:

17 **24-33.5-1807. School safety resource center cash fund.**

18 (1) THERE IS HEREBY CREATED IN THE STATE TREASURY THE SCHOOL

1 SAFETY RESOURCE CENTER CASH FUND, REFERRED TO IN THIS SECTION AS
2 THE "FUND". THE FUND SHALL CONSIST OF:

3 (a) SUCH MONEYS AS THE GENERAL ASSEMBLY MAY APPROPRIATE
4 TO THE FUND;

5 (b) GIFTS, GRANTS, AND DONATIONS RECEIVED BY THE
6 DEPARTMENT PURSUANT TO SUBSECTION (2) OF THIS SECTION; AND

7 (c) ANY MONEYS THAT THE CENTER RECEIVES AS FEES CHARGED
8 TO ATTENDEES OF A TRAINING PROGRAM OR CONFERENCE, AS DESCRIBED
9 IN SECTION 24-33.5-1808.

10 (2) THE DEPARTMENT IS AUTHORIZED TO SOLICIT AND ACCEPT
11 GIFTS, GRANTS, AND DONATIONS FROM PUBLIC AND PRIVATE SOURCES FOR
12 THE PURPOSES OF THIS PART 18; EXCEPT THAT THE DEPARTMENT MAY NOT
13 ACCEPT A GIFT, GRANT, OR DONATION THAT IS SUBJECT TO CONDITIONS
14 THAT ARE INCONSISTENT WITH THIS SECTION OR ANY OTHER LAW OF THE
15 STATE. ALL MONEYS COLLECTED BY THE DEPARTMENT PURSUANT TO THIS
16 SUBSECTION (2) SHALL BE TRANSMITTED TO THE STATE TREASURER, WHO
17 SHALL CREDIT THE SAME TO THE FUND.

18 (3) THE MONEYS IN THE FUND SHALL BE SUBJECT TO ANNUAL
19 APPROPRIATION BY THE GENERAL ASSEMBLY TO THE DEPARTMENT FOR
20 THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH IMPLEMENTING THIS
21 PART 18. ANY MONEYS IN THE FUND NOT EXPENDED FOR THE PURPOSES OF
22 THIS PART 18 MAY BE INVESTED BY THE STATE TREASURER AS PROVIDED
23 BY LAW. ALL INTEREST AND INCOME DERIVED FROM THE INVESTMENT
24 AND DEPOSIT OF MONEYS IN THE FUND SHALL BE CREDITED TO THE FUND.

25 (4) (a) THE DEPARTMENT IS AUTHORIZED TO EXPEND MONEYS
26 FROM THE FUND FOR THE PURPOSES OF THIS PART 18.

27 (b) THE DEPARTMENT MAY EXPEND UP TO TWO PERCENT OF THE

1 MONEYS ANNUALLY APPROPRIATED FROM THE FUND TO OFFSET THE COSTS
2 INCURRED IN IMPLEMENTING THIS PART 18.

3 (5) ANY UNEXPENDED AND UNENCUMBERED MONEYS REMAINING
4 IN THE FUND AT THE END OF A FISCAL YEAR SHALL REMAIN IN THE FUND
5 AND SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR
6 ANOTHER FUND.

7 **24-33.5-1808. Training program and conference fees**
8 **authorized.** (1) THE CENTER IS AUTHORIZED TO CHARGE A FEE TO EACH
9 ATTENDEE OF A TRAINING PROGRAM OR CONFERENCE THAT THE CENTER
10 IMPLEMENTS FOR THE PURPOSES OF THIS PART 18. THE CENTER SHALL
11 FORWARD EACH FEE COLLECTED PURSUANT TO THIS SECTION TO THE STATE
12 TREASURER, WHO SHALL CREDIT THE ENTIRE AMOUNT TO THE SCHOOL
13 SAFETY RESOURCE CENTER CASH FUND CREATED IN SECTION 24-33.5-1807.

14 (2) THE TOTAL AMOUNT OF FEES CHARGED BY THE CENTER TO
15 ATTENDEES OF A TRAINING PROGRAM OR CONFERENCE PURSUANT TO
16 SUBSECTION (1) OF THIS SECTION SHALL NOT EXCEED THE ACTUAL COSTS
17 INCURRED BY THE CENTER IN IMPLEMENTING THE TRAINING PROGRAM OR
18 CONFERENCE.

19 **SECTION 3. Appropriation.** In addition to any other
20 appropriation, there is hereby appropriated, out of any moneys in the
21 school safety resource center cash fund created in section 24-33.5-1807
22 (1), Colorado Revised Statutes, not otherwise appropriated, to the
23 department of public safety, executive director's office, special programs,
24 school resource center services, for program costs, for the fiscal year
25 beginning July 1, 2010, the sum of forty-four thousand dollars (\$44,000),
26 or so much thereof as may be necessary, for the implementation of this
27 act.

1 **SECTION 4. Safety clause.** The general assembly hereby finds,
2 determines, and declares that this act is necessary for the immediate
3 preservation of the public peace, health, and safety.