# HOUSE COMMITTEE OF REFERENCE REPORT

________________________________ May 9, 2011
Chairman of Committee Date

Committee on Finance.

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

SB11-184 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 6, strike lines 18 through 20 and substitute "OF THIS PART 2 AND FOR THE PREPARATION OF THE FIRST TWO TAX PROFILE AND EXPENDITURE REPORTS REQUIRED PURSUANT TO PART 3 OF THIS ARTICLE. ANY MONEYS IN THE FUND NOT EXPENDED FOR".

Page 6, line 23, after the period add "ANY UNEXPENDED AND UNENCUMBERED MONEYS REMAINING IN THE FUND AT THE END OF ANY FISCAL YEAR SHALL REMAIN IN THE FUND AND SHALL NOT BE TRANSFERRED TO THE GENERAL FUND OR ANY OTHER FUND.".

Page 6, strike lines 25 through 27.

Page 7, strike lines 1 through 3 and substitute "FUND AS OF DECEMBER 31, 2011, MINUS ONE MILLION DOLLARS, AS FOLLOWS:".

Page 7, strike lines 5 through 7 and substitute "SEVENTY-TWO DOLLARS SHALL BE TRANSFERRED TO THE".

Page 7, line 8, after "FUND." add "IF THE AMOUNT TRANSFERRED IS GREATER THAN OR EQUAL TO THE SUM OF ONE HUNDRED SEVENTY-FIVE THOUSAND DOLLARS AND THE AMOUNT EXPENDED FROM THE GENERAL FUND BY THE DEPARTMENT FOR THE ADMINISTRATION OF SECTION 39-21-201, IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT ONE HUNDRED SEVENTY-FIVE THOUSAND DOLLARS BE INCLUDED IN A

SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING FOR THE FISCAL YEAR COMMENCING ON JULY 1, 2011, FOR ALLOCATION TO THE COMMISSION ON FAMILY MEDICINE RESIDENCY TRAINING PROGRAMS.".

Page 7, after line 12 insert:

"(c) ON JUNE 30, 2012, THE STATE TREASURER SHALL TRANSFER AN AMOUNT EQUAL TO THE MONEYS EXPENDED FROM THE GENERAL FUND BY THE DEPARTMENT FOR THE ADMINISTRATION OF SECTION 39-21-201 TO THE GENERAL FUND.".

Reletter succeeding paragraph accordingly.

Page 7, line 13, strike "THE" and substitute "NOTWITHSTANDING ANY PROVISION OF PARAGRAPH (a) OF THIS SUBSECTION (2) TO THE CONTRARY, THE".

Page 7, line 14, strike "2013," and substitute "2015,".

Page 7, line 16, strike "2014." and substitute "2016.".

Page 10, line 10, strike "ON THE DISTRIBUTION OF THE TAX BURDEN".

Page 10, strike lines 11 through 14 and substitute "CLASS. THE PROVISIONS OF THIS PARAGRAPH (b) SHALL ONLY APPLY TO THE EXTENT THAT THE DEPARTMENT IS CAPABLE OF ACCESSING THE NECESSARY INFORMATION FROM ITS DATA SYSTEM.".

Page 11, after line 19 insert:

"(5) TO THE EXTENT THAT THE TAX PROFILE AND EXPENDITURE REPORT MUST INCLUDE THE DISTRIBUTION OF TAX BURDEN BY INCOME CLASS PURSUANT TO PARAGRAPHS (b) AND (d) OF SUBSECTION (2) OF THIS SECTION, THE DEPARTMENT SHALL USE AT LEAST AS MANY INCOME CLASSES AS THE COLORADO STATISTICS OF INCOME IN THE COLORADO TAX PROFILE STUDY 2001, AND THE HIGHEST INCOME CLASS SHALL BE AT LEAST AS HIGH AS IN SUCH COLORADO STATISTICS OF INCOME.

(6) (a) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, BEGINNING WITH THE REPORT REQUIRED TO BE PREPARED ON OR BEFORE JANUARY 1, 2017, AND EVERY ODD-NUMBERED YEAR

THEREAFTER, THE DEPARTMENT MAY ELECT NOT TO PREPARE A REPORT IF:

(I) THE DEPARTMENT DOES NOT RECEIVE AN APPROPRIATION FOR THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH THE PREPARATION OF THE REPORT; AND

(II) ON OR BEFORE APRIL 1 OF THE YEAR PRIOR TO THE DEADLINE FOR THE REPORT, THE DEPARTMENT NOTIFIES THE FINANCE COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR COMMITTEES, THAT THE DEPARTMENT IS NOT GOING TO PREPARE THE REPORT.

(b) IF THE DEPARTMENT DOES NOT PREPARE A REPORT PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (6) FOR A GIVEN YEAR, THE REQUIREMENTS SET FORTH IN SUBSECTION (3) OF THIS SECTION RELATED TO THE REPORT SHALL NOT APPLY.".

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