

**First Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO**

**PREAMENDED**

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

LLS NO. 11-0966.01 Esther van Mourik

**SENATE BILL 11-222**

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**SENATE SPONSORSHIP**

**Hodge**, Steadman, Lambert

**HOUSE SPONSORSHIP**

**(None)**,

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**Senate Committees**  
Appropriations

**House Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING TRANSFERS OF MONEYS RELATING TO CAPITAL**  
102 **CONSTRUCTION.**

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**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>.)*

For the 2010-11 fiscal year, the bill transfers \$1,128,624 from the higher education maintenance and reserve fund to the general fund. For the 2011-12 fiscal year, the bill transfers \$48,267,765 from the general fund to the capital construction fund.

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.*

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

2           **SECTION 1.** 23-19.9-102 (2) (b), Colorado Revised Statutes, is  
3 amended BY THE ADDITION OF A NEW SUBPARAGRAPH to read:

4           **23-19.9-102. Higher education federal mineral lease revenues**  
5 **fund - higher education maintenance and reserve fund - creation -**  
6 **sources of revenues - use.** (2) (b) (V) NOTWITHSTANDING ANY  
7 PROVISION OF THIS SUBSECTION (2) TO THE CONTRARY, ON THE EFFECTIVE  
8 DATE OF THIS SUBPARAGRAPH (V), THE STATE TREASURER SHALL DEDUCT  
9 ONE MILLION ONE HUNDRED TWENTY-EIGHT THOUSAND SIX HUNDRED  
10 TWENTY-FOUR DOLLARS FROM THE HIGHER EDUCATION MAINTENANCE  
11 AND RESERVE FUND AND TRANSFER SUCH SUM TO THE GENERAL FUND.

12           **SECTION 2.** 24-75-302 (2) (x), Colorado Revised Statutes, is  
13 amended to read:

14           **24-75-302. Capital construction fund - capital assessment fees**  
15 **- calculation.** (2) As of July 1, 1988, and July 1 of each year thereafter  
16 through July 1, 2012, a sum as specified in this subsection (2) shall accrue  
17 to the capital construction fund. The state treasurer and the controller  
18 shall transfer such sum out of the general fund and into the capital  
19 construction fund as moneys become available in the general fund during  
20 the fiscal year beginning on said July 1. Transfers between funds  
21 pursuant to this subsection (2) shall not be deemed to be appropriations  
22 subject to the limitations of section 24-75-201.1. The amount that shall  
23 accrue pursuant to this subsection (2) shall be as follows:

24           (x) On July 1, 2011, FORTY-EIGHT MILLION ONE HUNDRED  
25 SEVENTY-ONE THOUSAND SEVEN HUNDRED FORTY-NINE DOLLARS, PLUS  
26 seven hundred fifty thousand nine hundred ninety dollars pursuant to S.B.

1 07-096, enacted at the first regular session of the sixty-sixth general  
2 assembly; plus three hundred seventy-five thousand four hundred  
3 ninety-five dollars pursuant to S.B. 08-239, enacted at the second regular  
4 session of the sixty-sixth general assembly;

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