

**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. 11-0694.01 Jane Ritter

HOUSE BILL 11-1237

HOUSE SPONSORSHIP

Swerdfefer,

SENATE SPONSORSHIP

Bacon,

House Committees

State, Veterans, & Military Affairs
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE CREATION OF THE CHARGEABLE QUARTERS AND**
102 **BILLETING CASH FUND, AND MAKING AN APPROPRIATION**
103 **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 creates the chargeable quarters and billeting cash fund (fund). Moneys in the fund shall be used for costs associated with the repair, replacement, and salaries of National Guard facilities.

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.*

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

2 **SECTION 1.** Part 1 of article 3 of title 28, Colorado Revised
3 Statutes, is amended BY THE ADDITION OF A NEW SECTION to
4 read:

5 **28-3-109. Chargeable quarters and billeting cash fund -**
6 **creation.** THERE IS HEREBY CREATED IN THE STATE TREASURY THE
7 CHARGEABLE QUARTERS AND BILLETING CASH FUND, REFERRED TO IN THIS
8 SECTION AS THE "FUND", WHICH SHALL CONSIST OF ANY MONEYS
9 GENERATED THROUGH THE PUBLIC OR PRIVATE USE OF THE COLORADO
10 ARMY NATIONAL GUARD FACILITIES MANAGED PURSUANT TO SECTION
11 28-3-106 (1) (q). THE MONEYS IN THE FUND SHALL BE INVESTED BY THE
12 STATE TREASURER AS PROVIDED IN SECTIONS 24-36-109, 24-36-112, AND
13 24-36-113, C.R.S. ANY UNEXPENDED AND UNENCUMBERED MONEYS
14 REMAINING IN THE FUND AT THE END OF ANY FISCAL YEAR SHALL REMAIN
15 IN THE FUND AND SHALL NOT REVERT OR BE CREDITED OR TRANSFERRED
16 TO THE GENERAL FUND OR BE TRANSFERRED TO ANY OTHER FUND. ANY
17 INTEREST OR INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF
18 MONEYS IN THE FUND SHALL REMAIN IN THE FUND AND SHALL NOT BE
19 CREDITED TO THE GENERAL FUND. THE MONEYS IN THE FUND SHALL BE
20 CONTINUOUSLY APPROPRIATED BEGINNING IN FISCAL YEAR 2011-12 AND
21 ENDING IN FISCAL YEAR 2014-15 AND ANNUALLY APPROPRIATED
22 THEREAFTER, AND SHALL BE USED TO DEFRAY THE COSTS ASSOCIATED
23 WITH OPERATING NATIONAL GUARD TRAINING FACILITIES AND
24 ASSOCIATED QUARTERS AND BILLETING FACILITIES. SUCH COSTS SHALL
25 INCLUDE, BUT NEED NOT BE LIMITED TO, REPAIR, REPLACEMENT, AND
26 SALARIES INVOLVED IN THE USE OF THE NATIONAL GUARD TRAINING

1 FACILITIES AS WELL AS THE MAINTENANCE AND OPERATION OF THE
2 NATIONAL GUARD TRAINING FACILITIES.

3 **SECTION 2. Appropriation.** In addition to any other
4 appropriation, there is hereby appropriated, out of any moneys in the
5 chargeable quarters and billeting cash fund created in section 28-3-109,
6 Colorado Revised Statutes, not otherwise appropriated, to the department
7 of military and veterans affairs, for allocation to the executive director
8 and army national guard division, for the fiscal year beginning July 1,
9 2011, the sum of one hundred twenty thousand dollars (\$120,000) cash
10 funds, or so much thereof as may be necessary, for the implementation of
11 this act.

12 **SECTION 3. Act subject to petition - effective date.** This act
13 shall take effect at 12:01 a.m. on the day following the expiration of the
14 ninety-day period after final adjournment of the general assembly (August
15 10, 2011, if adjournment sine die is on May 11, 2011); except that, if a
16 referendum petition is filed pursuant to section 1 (3) of article V of the
17 state constitution against this act or an item, section, or part of this act
18 within such period, then the act, item, section, or part shall not take effect
19 unless approved by the people at the general election to be held in
20 November 2012 and shall take effect on the date of the official
21 declaration of the vote thereon by the governor.