

**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. 11-0956.01 Ed DeCecco

SENATE BILL 11-220

SENATE SPONSORSHIP

Hodge, Steadman, Lambert

HOUSE SPONSORSHIP

(None),

Senate Committees
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING A REDUCTION IN THE MILEAGE ALLOWANCE FOR THE USE**
102 **OF A PERSONAL MOTOR VEHICLE FOR OFFICIAL STATE BUSINESS,**
103 **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>.)

Currently, state officers and employees are given a mileage allowance as reimbursement for each mile traveled using their personal motor vehicle while on official state business. The mileage allowance is equal to 90% of the prevailing internal revenue service mileage

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.*

reimbursement rate (IRS reimbursement rate) or 95% of the IRS reimbursement rate for a four-wheel-drive vehicle. For the next 2 fiscal years, the bill reduces both of these mileage allowances to the lesser of 75% of the IRS reimbursement rate or the state's average total ownership cost per mile.

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

2 **SECTION 1.** 24-9-104 (2) (d), Colorado Revised Statutes, is
3 amended to read:

4 **24-9-104. Mileage allowances.** (2) (d) (I) EXCEPT AS SET FORTH
5 IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (d), on and after January 1,
6 2008, state officers and employees shall be allowed a mileage allowance
7 for each mile actually and necessarily traveled while on official state
8 business calculated at ninety percent of the prevailing internal revenue
9 service mileage reimbursement rate to the nearest cent, and, when
10 authorized to be utilized and necessary for official state business,
11 ninety-five percent of the prevailing internal revenue service mileage
12 reimbursement rate to the nearest cent for four-wheel-drive vehicles and
13 forty cents per nautical mile for privately owned aircraft.

14 (II) ON AND AFTER JULY 1, 2011, BUT PRIOR TO JULY 1, 2013, A
15 STATE OFFICER OR EMPLOYEE SHALL BE ALLOWED A MILEAGE ALLOWANCE
16 FOR EACH MILE ACTUALLY AND NECESSARILY TRAVELED IN THE OFFICER'S
17 OR EMPLOYEE'S MOTOR VEHICLE, INCLUDING A FOUR-WHEEL-DRIVE
18 VEHICLE, WHILE ON OFFICIAL STATE BUSINESS. SUCH MILEAGE
19 ALLOWANCE SHALL BE EQUAL TO SEVENTY-FIVE PERCENT OF THE
20 PREVAILING INTERNAL REVENUE SERVICE MILEAGE REIMBURSEMENT RATE
21 TO THE NEAREST CENT; EXCEPT THAT THE MILEAGE ALLOWANCE SHALL
22 NOT EXCEED THE STATE'S AVERAGE TOTAL OWNERSHIP COST PER MILE
23 THAT IS SET AS OF JULY 1 OF THE STATE FISCAL YEAR FOR WHICH THE

1 MILEAGE ALLOWANCE IS TO BE PAID. THIS SUBPARAGRAPH (II) SHALL NOT
2 APPLY TO THE MILEAGE ALLOWANCE FOR THE USE OF A PRIVATELY OWNED
3 AIRCRAFT.

4 **SECTION 2. Appropriation - adjustments in Senate Bill 11-**
5 **198.** For the implementation of this act, the general fund appropriation
6 made in Senate Bill 11-198 for the fiscal year beginning July 1, 2011, to
7 the legislative department, is decreased by twenty-seven thousand four
8 hundred ninety-nine dollars (\$27,499).

9 **SECTION 3. Appropriation - adjustments in 2011 long bill.**
10 For the implementation of this act, appropriations made in the annual
11 general appropriation act, to the departments listed in the table below, for
12 the fiscal year beginning July 1, 2011, shall be decreased by the amounts
13 shown for a total reduction of eight hundred twenty-nine thousand six
14 hundred sixty-nine dollars (\$829,669). Said reductions shall be made and
15 derived from such sources as follows:

	<u>General</u>	<u>Cash</u>	<u>Reappropriated</u>	<u>Federal</u>	<u>Total</u>	
<u>DEPARTMENT</u>	<u>Fund</u>	<u>Funds</u>	<u>Funds</u>	<u>Funds</u>		
1						
2	<u>Agriculture</u>	<u>(1,680)</u>	<u>(25,219)</u>	<u>0</u>	<u>(1,005)</u>	<u>(27,904)</u>
3	<u>Corrections</u>	<u>(12,016)</u>	<u>(65)</u>	<u>0</u>	<u>(5)</u>	<u>(12,086)</u>
4	<u>Education</u>	<u>(7,897)</u>	<u>(5,411)</u>	<u>(17,878)</u>	<u>(33,479)</u>	<u>(64,665)</u>
5	<u>Governor</u>	<u>(504)</u>	<u>(1,217)</u>	<u>(555)</u>	<u>(19,740)</u>	<u>(22,016)</u>
6	<u>Health Care Policy and Financing</u>	<u>(1,185)</u>	<u>(356)</u>	<u>0</u>	<u>(1,607)</u>	<u>(3,148)</u>
7	<u>Higher Education</u>	<u>0</u>	<u>(277)</u>	<u>(906)</u>	<u>(6,019)</u>	<u>(7,202)</u>
8	<u>Human Services</u>	<u>(49,292)</u>	<u>(1,135)</u>	<u>(6,153)</u>	<u>(30,691)</u>	<u>(87,271)</u>
9	<u>Judicial</u>	<u>(293,849)</u>	<u>(74,003)</u>	<u>0</u>	<u>0</u>	<u>(367,852)</u>
10	<u>Labor and Employment</u>	<u>0</u>	<u>(14,430)</u>	<u>(153)</u>	<u>(25,656)</u>	<u>(40,239)</u>
11	<u>Law</u>	<u>(26)</u>	<u>(98)</u>	<u>(198)</u>	<u>(2)</u>	<u>(324)</u>
12	<u>Local Affairs</u>	<u>(1,860)</u>	<u>(93)</u>	<u>(643)</u>	<u>(1,718)</u>	<u>(4,314)</u>
13	<u>Military Affairs</u>	<u>(653)</u>	<u>0</u>	<u>0</u>	<u>(2,066)</u>	<u>(2,719)</u>
14	<u>Natural Resources</u>	<u>(25,538)</u>	<u>(40,078)</u>	<u>(1,635)</u>	<u>(2,697)</u>	<u>(69,948)</u>
15	<u>Personnel and Administration</u>	<u>(1,072)</u>	<u>(29)</u>	<u>(2,680)</u>	<u>0</u>	<u>(3,781)</u>
16	<u>Public Health and Environment</u>	<u>(5,020)</u>	<u>(8,896)</u>	<u>(4,686)</u>	<u>(20,587)</u>	<u>(39,189)</u>
17	<u>Public Safety</u>	<u>(3,308)</u>	<u>(7,731)</u>	<u>(231)</u>	<u>(2,543)</u>	<u>(13,813)</u>

	<u>DEPARTMENT</u>	<u>General</u>	<u>Cash</u>	<u>Reappropriated</u>	<u>Federal</u>	<u>Total</u>
		<u>Fund</u>	<u>Funds</u>	<u>Funds</u>	<u>Funds</u>	
1	<u>Regulatory Agencies</u>	<u>(188)</u>	<u>(33,701)</u>	<u>(95)</u>	<u>(76)</u>	<u>(34,060)</u>
2	<u>Revenue</u>	<u>(9,947)</u>	<u>(8,984)</u>	<u>0</u>	<u>0</u>	<u>(18,931)</u>
3	<u>State</u>	<u>0</u>	<u>(1,885)</u>	<u>0</u>	<u>0</u>	<u>(1,885)</u>
4	<u>Transportation</u>	<u>0</u>	<u>0</u>	<u>(7,697)</u>	<u>0</u>	<u>(7,697)</u>
5	<u>Treasury</u>	<u>(625)</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>(625)</u>
6						
7	<u>Total</u>	<u>(414,660)</u>	<u>(223,608)</u>	<u>(43,510)</u>	<u>(147,891)</u>	<u>(829,669)</u>

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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.