

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

REVISED

*This Version Includes All Amendments Adopted
on Second Reading in the Second House*

LLS NO. 11-0966.01 Esther van Mourik

SENATE BILL 11-222

SENATE SPONSORSHIP

Hodge, Steadman, Lambert

HOUSE SPONSORSHIP

Gerou, Becker, Ferrandino

Senate Committees
Appropriations

House Committees
Appropriations

A BILL FOR AN ACT

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

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.*

HOUSE
2nd Reading Unam ended
April 13, 2011

SENATE
3rd Reading Unam ended
April 11, 2011

SENATE
Am ended 2nd Reading
April 8, 2011

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.