

First Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 11-0694.01 Jane Ritter

HOUSE BILL 11-1237

---

HOUSE SPONSORSHIP

Swerdfeger,

SENATE SPONSORSHIP

(None),

---

**House Committees**  
State, Veterans, & Military Affairs

**Senate Committees**

---

A BILL FOR AN ACT

101 CONCERNING THE CREATION OF THE CHARGEABLE QUARTERS AND  
102 BILLETING CASH FUND.

---

**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 AND SHALL BE USED TO DEFRAID THE COSTS  
21 ASSOCIATED WITH OPERATING NATIONAL GUARD TRAINING FACILITIES  
22 AND ASSOCIATED QUARTERS AND BILLETING FACILITIES. SUCH COSTS  
23 SHALL INCLUDE, BUT NEED NOT BE LIMITED TO, REPAIR, REPLACEMENT,  
24 AND SALARIES INVOLVED IN THE USE OF THE NATIONAL GUARD TRAINING  
25 FACILITIES AS WELL AS THE MAINTENANCE AND OPERATION OF THE  
26 NATIONAL GUARD TRAINING FACILITIES.

27 **SECTION 2. Act subject to petition - effective date.** This act

1 shall take effect at 12:01 a.m. on the day following the expiration of the  
2 ninety-day period after final adjournment of the general assembly (August  
3 10, 2011, if adjournment sine die is on May 11, 2011); except that, if a  
4 referendum petition is filed pursuant to section 1 (3) of article V of the  
5 state constitution against this act or an item, section, or part of this act  
6 within such period, then the act, item, section, or part shall not take effect  
7 unless approved by the people at the general election to be held in  
8 November 2012 and shall take effect on the date of the official  
9 declaration of the vote thereon by the governor.