

Second Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

**PREAMENDED**

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

LLS NO. 12-0801.01 Kate Meyer x4348

**SENATE BILL 12-166**

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**SENATE SPONSORSHIP**

**Giron and Roberts,**

**HOUSE SPONSORSHIP**

**Priola and Williams A.,**

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**Senate Committees**

Business, Labor and Technology

**House Committees**

Finance

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**A BILL FOR AN ACT**

101 **CONCERNING THE COORDINATION OF VARIOUS ECONOMIC**  
102 **DEVELOPMENT REPORTS, AND, IN CONNECTION THEREWITH,**  
103 **REQUIRING THE COLORADO OFFICE OF ECONOMIC**  
104 **DEVELOPMENT TO REPORT ANNUALLY TO THE GENERAL**  
105 **ASSEMBLY REGARDING THE PROGRAMS IT ADMINISTERS.**

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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>.)*

**Section 1** of the bill requires the Colorado office of economic

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.*

SENATE  
3rd Reading Unamended  
April 24, 2012

SENATE  
2nd Reading Unamended  
April 23, 2012

development (office) to submit a report annually to the general assembly describing the office's programs. The annual report must be made on or before November 1, and the duty to make the annual report continues indefinitely.

For reports currently required from the office or the economic development commission, **sections 2 to 5** of the bill make November 1 the date by which the reports must be submitted.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-48.5-101, **add** (7)  
3 as follows:

4 **24-48.5-101. Colorado office of economic development -**  
5 **creation - duties - report.** (7) (a) ON OR BEFORE NOVEMBER 1, 2012,  
6 AND, NOTWITHSTANDING SECTION 24-1-136 (11), ON OR BEFORE  
7 NOVEMBER 1 EACH YEAR THEREAFTER, THE DIRECTOR OF THE OFFICE OF  
8 ECONOMIC DEVELOPMENT, OR THE DIRECTOR'S DESIGNEE, SHALL SUBMIT  
9 A REPORT TO THE GENERAL ASSEMBLY. THE REPORT SHALL INCLUDE A  
10 REVIEW AND SUMMARY OF THE ACTIVITY, INFORMATION, AND DATA ON  
11 ALL THE PROGRAMS THAT THE OFFICE ADMINISTERED DURING THE PRIOR  
12 FISCAL YEAR, AND SHALL INCLUDE, AT A MINIMUM:

13 (I) THE REGIONAL ECONOMIC DEVELOPMENT PROGRESS REPORTS  
14 RECEIVED PURSUANT TO SECTION 24-48.7-104 (4), AS ENACTED BY HOUSE  
15 BILL 12-1154;

16 (II) THE BUSINESS RETENTION AND EXPANSION PROGRAM REPORT  
17 REQUIRED PURSUANT TO SECTION 24-48.5-114 (5), AS ENACTED BY  
18 SENATE BILL 12-005; AND

19 (III) THE KEY INDUSTRIES STRATEGY AND KEY INDUSTRY BUSINESS  
20 PLANS REPORT REQUIRED PURSUANT TO SECTION 24-48.5-114 (6), AS  
21 ENACTED BY SENATE BILL 12-144.

22 (b) IN ORDER TO MINIMIZE THE COSTS ASSOCIATED WITH

1 PREPARING THE REPORT REQUIRED BY PARAGRAPH (a) OF THIS SUBSECTION  
2 (7), THE OFFICE OF ECONOMIC DEVELOPMENT IS AUTHORIZED TO  
3 INCORPORATE OR APPEND TO SUCH REPORT ANY OTHER REPORTS IT IS  
4 REQUIRED BY LAW TO DEVELOP.

5 **SECTION 2.** In Colorado Revised Statutes, 24-46-104, **amend**  
6 (2) as follows:

7 **24-46-104. Powers and duties of commission.** (2) The  
8 commission shall report to the general assembly no later than ~~February~~  
9 NOVEMBER 1 of each year regarding the work of the commission. The  
10 report shall include ~~but shall not be limited to,~~ the information required  
11 to be collected by the commission pursuant to section 24-46-105.1.

12 **SECTION 3.** In Colorado Revised Statutes, 24-46-308, **amend**  
13 (5) as follows:

14 **24-46-308. Annual report - audit.** (5) The Colorado office of  
15 economic development and the department of revenue shall prepare a  
16 report to be submitted by the office no later than ~~September~~ NOVEMBER  
17 1 of the applicable fiscal year to the finance committees of the house of  
18 representatives and senate, the business ~~affairs and labor~~ AND ECONOMIC  
19 DEVELOPMENT committee of the house of representatives, and the  
20 business, labor, and technology committee of the senate, or any successor  
21 committees. The report shall present information on all tax expenditures  
22 for regional tourism economic development during the prior fiscal year  
23 and shall include information from the reports required pursuant to  
24 subsection (6) of this section.

25 **SECTION 4.** In Colorado Revised Statutes, 24-48.5-108, **amend**  
26 (4) (b) as follows:

27 **24-48.5-108. Bioscience research - evaluation - grants - fund**

1    **- definitions - repeal.** (4) **Policies - reporting.** (b) On or before April  
2    ~~15, 2008, and on or before April 15~~ NOVEMBER 1 OF each year, ~~thereafter,~~  
3    the director OR THE DIRECTOR'S DESIGNEE shall submit a report to the  
4    finance committees of the senate and house of representatives, or any  
5    successor committees, summarizing the use of all moneys that were  
6    awarded as grants from the program in the preceding ~~calendar~~ FISCAL  
7    year. At a minimum, the report shall specify, with regard to the grant  
8    recipients that received funding under the program during the preceding  
9    ~~calendar~~ FISCAL year, the amount of grant moneys distributed to each  
10   grant recipient and a description of each grant recipient's use of the grant  
11   moneys.

12           **SECTION 5.** In Colorado Revised Statutes, 39-30-103, **amend**  
13   (4) (b.7) as follows:

14           **39-30-103. Zones established - termination.** (4) (b.7) The  
15   director of the Colorado office of economic development, OR THE  
16   DIRECTOR'S DESIGNEE, on behalf of the Colorado economic development  
17   commission, shall submit an annual report to the general assembly ON OR  
18   BEFORE NOVEMBER 1 OF EACH YEAR summarizing the annual  
19   documentation submitted by zone administrators to the director of the  
20   Colorado office of economic development each year pursuant to  
21   paragraphs (b) and (b.5) of this subsection (4). The director of the  
22   Colorado office of economic development, OR THE DIRECTOR'S DESIGNEE,  
23   on behalf of the commission, shall make an annual presentation to the  
24   legislative audit committee that reviews and summarizes the information  
25   in the report submitted to the general assembly pursuant to this paragraph  
26   (b.7).

27           **SECTION 6.** In Colorado Revised Statutes, 24-47-101, **amend**

1 (2) (g) as follows:

2 **24-47-101. Colorado international trade office - created - staff.**

3 (2) The Colorado international trade office shall:

4 (g) Inform the general assembly about ongoing trade negotiations,  
5 trade development, and the possible impacts on Colorado's economy and  
6 laws. The director OR THE DIRECTOR'S DESIGNEE shall ~~make a presentation~~  
7 ~~to the legislative council during the interim and~~ SUBMIT A REPORT ON  
8 SUCH MATTERS by ~~March~~ NOVEMBER 1 of each year to the finance  
9 committees, or their successor committees, of the senate and house of  
10 representatives ~~The legislative council shall notify all members of the~~  
11 ~~general assembly of such presentations~~ and shall make available to all  
12 members of the general assembly a copy of all materials provided to ~~the~~  
13 ~~legislative council~~ THOSE COMMITTEES by the state trade representative.

14 **SECTION 7. Act subject to petition - effective date.** (1) Except  
15 as provided in subsection (2) of this section, this act takes effect at 12:01  
16 a.m. on the day following the expiration of the ninety-day period after  
17 final adjournment of the general assembly (August 8, 2012, if  
18 adjournment sine die is on May 9, 2012); except that, if a referendum  
19 petition is filed pursuant to section 1 (3) of article V of the state  
20 constitution against this act or an item, section, or part of this act within  
21 such period, then the act, item, section, or part will not take effect unless  
22 approved by the people at the general election to be held in November  
23 2012 and, in such case, will take effect on the date of the official  
24 declaration of the vote thereon by the governor.

25 (2) (a) Section 24-48.5-101 (7) (a) (I), Colorado Revised Statutes,  
26 as enacted in section 1 of this act, takes effect only if House Bill 12-1154  
27 becomes law and takes effect on the applicable effective date of this act

1 or House Bill 12-1154, whichever is later.

2 (b) Section 24-48.5-101 (7) (a) (II), Colorado Revised Statutes, as  
3 enacted in section 1 of this act, takes effect only if Senate Bill 12-005  
4 becomes law and takes effect on the applicable effective date of this act  
5 or Senate Bill 12-005, whichever is later.

6 (c) Section 24-48.5-101 (7) (a) (III), Colorado Revised Statutes,  
7 as enacted in section 1 of this act, takes effect only if Senate Bill 12-144  
8 becomes law and takes effect on the applicable effective date of this act  
9 or Senate Bill 12-144, whichever is later.