

Second Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 14-0652.01 Ed DeCecco x4216

SENATE BILL 14-085

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SENATE SPONSORSHIP

Hill,

HOUSE SPONSORSHIP

(None),

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Senate Committees  
Appropriations

House Committees

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A BILL FOR AN ACT

101 CONCERNING A ONE PERCENT REDUCTION IN THE STATE BUDGET FOR  
102 THE STATE FISCAL YEAR 2014-15.

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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>.)*

For the state fiscal year 2014-15, the bill requires there to be at least a 1% reduction from the state fiscal year 2013-14 for:

- ! The general assembly's total appropriations to the legislative branch, the judicial branch, and each executive department;

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.*

! A state agency's use of continuously appropriated moneys;  
and

! A state agency's use of federal funds.

The bill also requires an amount equal to the anticipated reduction of state appropriations and spending from continuously appropriated funds to be refunded to taxpayers through the sales tax refund mechanism that is used to refund excess state revenues.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 24-75-224 as  
3 follows:

4 **24-75-224. Reduce spending - appropriations - continuously**  
5 **appropriated cash funds - federal funds - refund - definitions - repeal.**

6 (1) AS USED IN THIS SECTION:

7 (a) "STATE AGENCY" MEANS ANY DEPARTMENT, COMMISSION,  
8 COUNCIL, BOARD, BUREAU, COMMITTEE, INSTITUTION OF HIGHER  
9 EDUCATION, AGENCY, OR OTHER GOVERNMENTAL UNIT OF THE EXECUTIVE,  
10 LEGISLATIVE, OR JUDICIAL BRANCH OF STATE GOVERNMENT.

11 (b) "TOTAL STATE SPENDING REDUCTION" MEANS THE  
12 ANTICIPATED TOTAL OF THE REDUCTION IN APPROPRIATIONS REQUIRED BY  
13 SUBSECTION (2) OF THIS SECTION AND THE REDUCTION IN SPENDING  
14 REQUIRED BY SUBSECTION (3) OF THIS SECTION THAT ARE REPORTED TO  
15 THE STATE CONTROLLER UNDER PARAGRAPH (a) OF SUBSECTION (5) OF  
16 THIS SECTION.

17 (2) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, FOR THE  
18 STATE FISCAL YEAR 2014-15, THE GENERAL ASSEMBLY SHALL REDUCE THE  
19 TOTAL APPROPRIATIONS TO THE LEGISLATIVE BRANCH, THE JUDICIAL  
20 BRANCH, AND EACH EXECUTIVE DEPARTMENT BY ONE PERCENT FROM THE  
21 STATE FISCAL YEAR 2013-14.

22 (3) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, FOR THE

1 STATE FISCAL YEAR 2014-15, A STATE AGENCY SHALL REDUCE ITS  
2 SPENDING FROM A CASH FUND THAT CONSISTS OF MONEYS THAT ARE  
3 CONTINUOUSLY APPROPRIATED TO THE AGENCY BY AT LEAST ONE  
4 PERCENT FROM ITS SPENDING FROM THE FUND FOR THE STATE FISCAL YEAR  
5 2013-14. THIS SUBSECTION (3) DOES NOT APPLY TO A CASH FUND CREATED  
6 DURING THE FISCAL YEAR 2014-15.

7 (4) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, FOR THE  
8 STATE FISCAL YEAR 2014-15, A STATE AGENCY SHALL REDUCE ITS  
9 SPENDING OF FEDERAL FUNDS BY AT LEAST ONE PERCENT FROM ITS  
10 SPENDING OF THE SAME TYPE OF FEDERAL FUNDS FOR THE STATE FISCAL  
11 YEAR 2013-14. THIS SUBSECTION (4) DOES NOT APPLY TO NEW FEDERAL  
12 FUNDS RECEIVED DURING THE FISCAL YEAR 2014-15.

13 (5) (a) NO LATER THAN SEPTEMBER 1, 2014:

14 (I) THE STAFF DIRECTOR OF THE JOINT BUDGET COMMITTEE SHALL  
15 NOTIFY THE STATE CONTROLLER OF THE ANTICIPATED AMOUNT OF THE  
16 REDUCTION IN APPROPRIATIONS THAT IS REQUIRED BY SUBSECTION (2) OF  
17 THIS SECTION; AND

18 (II) EACH STATE AGENCY SHALL REPORT TO THE STATE  
19 CONTROLLER THE ANTICIPATED AMOUNT OF THE REDUCTION IN SPENDING  
20 FROM A CASH FUND THAT IS REQUIRED BY SUBSECTION (3) OF THIS  
21 SECTION.

22 (b) BASED ON THE INFORMATION RECEIVED PURSUANT TO  
23 PARAGRAPH (a) OF THIS SUBSECTION (5), THE STATE CONTROLLER SHALL  
24 CERTIFY THE TOTAL STATE SPENDING REDUCTION.

25 (c) THE DEPARTMENT OF REVENUE SHALL REFUND AN AMOUNT  
26 EQUAL TO THE TOTAL STATE SPENDING REDUCTION IN THE SAME MANNER  
27 AS IF IT WAS EXCESS STATE REVENUES THAT ARE REQUIRED TO BE

1 REFUNDED ENTIRELY UNDER PART 20 OF ARTICLE 22 OF TITLE 39, C.R.S.,  
2 FOR THE TAXABLE YEAR COMMENCING ON JANUARY 1, 2014, AND ENDING  
3 ON DECEMBER 31, 2014.

4 (6) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2016.

5 **SECTION 2. 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.