

**First Regular Session
Seventieth General Assembly
STATE OF COLORADO**

REVISED

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

LLS NO. 15-0985.01 Nicole Myers x4326

SENATE BILL 15-248

SENATE SPONSORSHIP

Lambert, Grantham, Steadman

HOUSE SPONSORSHIP

Hamner, Young, Rankin

Senate Committees
Appropriations

House Committees
Appropriations

A BILL FOR AN ACT

101 **CONCERNING THE REPEAL OF THE STATE FACILITY SECURITY 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>.)

Joint Budget Committee. The general assembly created the state facility security fund (fund) in 2002 and specified that the moneys in the fund are to assist executive branch departments and agencies in implementing rules concerning building security and occupant protection and continuity of state government operations (rules), as required by law. The fund is authorized to accept appropriations from the general assembly and gifts, grants, or donations, but has never received moneys from either source. The bill repeals the 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 Unamended
April 8, 2015

SENATE
3rd Reading Unamended
April 2, 2015

SENATE
2nd Reading Unamended
April 1, 2015

In addition, the bill specifies that executive branch departments or agencies may receive moneys from sources other than the fund to comply with rules that require funding.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-33.5-1610,
3 **amend** (2) (a) as follows:

4 **24-33.5-1610. Compliance with standards.** (2) (a) State
5 departments and agencies shall be required to comply with any such rule
6 that requires funding only if funds are available ~~in the state facility~~
7 ~~security fund created pursuant to section 24-33.5-1613~~ TO THE
8 DEPARTMENT OR AGENCY.

9 **SECTION 2.** In Colorado Revised Statutes, **repeal** 24-33.5-1613
10 as follows:

11 **24-33.5-1613. State facility security fund.** ~~(1) There is hereby~~
12 ~~created in the state treasury the state facility security fund, which shall~~
13 ~~contain:~~

14 ~~(a) Moneys appropriated thereto by the general assembly from~~
15 ~~time to time; and~~

16 ~~(b) Gifts or donations made to the state or any agency or~~
17 ~~department of state government specifically for the purpose of~~
18 ~~implementing rules adopted pursuant to section 24-33.5-1608 or~~
19 ~~24-33.5-1609.~~

20 ~~(2) The moneys in the state facility security fund shall be~~
21 ~~continuously available to the department of personnel for disbursement~~
22 ~~to executive branch departments and agencies for the implementation of~~
23 ~~rules adopted pursuant to sections 24-33.5-1608 and 24-33.5-1609. All~~
24 ~~moneys in the fund at the end of any fiscal year shall not be transferred~~

1 or revert to the general fund at the end of any fiscal year.

2 (3) ~~A state department or agency may apply to the director of the~~
3 ~~department of personnel for the allocation of moneys necessary to~~
4 ~~implement rules adopted pursuant to section 24-33.5-1608 or~~
5 ~~24-33.5-1609.~~

6 (4) ~~The department of personnel shall allocate available moneys~~
7 ~~based on critical need, as determined based on an evaluation of the~~
8 ~~mission and essential functions of a department or agency. Available~~
9 ~~moneys shall be allocated first to those departments and agencies where~~
10 ~~even a minimal disruption of service would seriously affect the state's~~
11 ~~economy or the ability of the state government to protect the safety,~~
12 ~~security, and welfare of the people of the state.~~

13 **SECTION 3. Act subject to petition - effective date.** This act
14 takes effect at 12:01 a.m. on the day following the expiration of the
15 ninety-day period after final adjournment of the general assembly (August
16 5, 2015, if adjournment sine die is on May 6, 2015); except that, if a
17 referendum petition is filed pursuant to section 1 (3) of article V of the
18 state constitution against this act or an item, section, or part of this act
19 within such period, then the act, item, section, or part will not take effect
20 unless approved by the people at the general election to be held in
21 November 2016 and, in such case, will take effect on the date of the
22 official declaration of the vote thereon by the governor.