

Second Regular Session
Seventy-second General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 20-0160.01 Nicole Myers x4326

HOUSE BILL 20-1124

HOUSE SPONSORSHIP

McKean and Snyder,

SENATE SPONSORSHIP

(None),

House Committees

Transportation & Local Government

Senate Committees

A BILL FOR AN ACT

101 CONCERNING CLARIFICATION OF THE PERIOD FOLLOWING THE
102 DECLARATION BY THE GOVERNOR OF A DISASTER EMERGENCY
103 IN A COUNTY WITHIN WHICH THE BOARD OF COUNTY
104 COMMISSIONERS MAY TRANSFER COUNTY GENERAL FUND
105 MONEY TO THE COUNTY ROAD AND BRIDGE FUND FOR THE
106 PURPOSES OF DISASTER RESPONSE AND RECOVERY.

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://leg.colorado.gov>.)

Current law allows a board of county commissioners to transfer

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

money from the county general fund to the county road and bridge fund if the governor declares a disaster emergency in the applicable county. The transfers are allowed for 8 years following the date of the governor's declaration of a disaster in the county. The bill clarifies that the 8 years begins the day after the date of the governor's final declaration of an emergency for the disaster, including all extensions to the declaration.

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

2 **SECTION 1.** In Colorado Revised Statutes, 30-25-106, **amend**
3 (3) as follows:

4 **30-25-106. Fund - purposes.** (3) Notwithstanding the provisions
5 of subsection (1) of this section, the board of county commissioners is
6 authorized to transfer ~~moneys~~ MONEY from the county general fund to the
7 county road and bridge fund created in section 43-2-202 if the governor
8 declares, by executive order or proclamation, a disaster emergency in the
9 applicable county pursuant to section 24-33.5-704 (4). The board of
10 county commissioners is authorized to make the transfers until eight years
11 after the date of the governor's declaration of an emergency in the county.
12 THE EIGHT YEARS BEGINS THE DAY AFTER THE DATE OF THE GOVERNOR'S
13 FINAL DECLARATION OF AN EMERGENCY FOR THE DISASTER, INCLUDING
14 ALL EXTENSIONS TO THE DECLARATION. Any county general fund ~~moneys~~
15 MONEY transferred into the county road and bridge fund must be used for
16 the purposes of disaster response and recovery in a manner consistent
17 with the permissible uses of ~~moneys~~ MONEY in the county road and bridge
18 fund.

19 **SECTION 2. Act subject to petition - effective date.** This act
20 takes effect at 12:01 a.m. on the day following the expiration of the
21 ninety-day period after final adjournment of the general assembly (August
22 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a

1 referendum petition is filed pursuant to section 1 (3) of article V of the
2 state constitution against this act or an item, section, or part of this act
3 within such period, then the act, item, section, or part will not take effect
4 unless approved by the people at the general election to be held in
5 November 2020 and, in such case, will take effect on the date of the
6 official declaration of the vote thereon by the governor.