

**First Regular Session
Seventy-third General Assembly
STATE OF COLORADO**

REVISED

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

LLS NO. 21-0903.01 Jery Payne x2157

HOUSE BILL 21-1262

HOUSE SPONSORSHIP

Lontine and Lynch, Esgar, Amabile, Benavidez, Bernett, Bird, Bockenfeld, Boesenecker, Caraveo, Catlin, Cutter, Daugherty, Duran, Exum, Froelich, Garnett, Gonzales-Gutierrez, Gray, Herod, Hooton, Jackson, Kennedy, Kipp, McCluskie, McCormick, McKean, McLachlan, Michaelson Jenet, Mullica, Ricks, Roberts, Snyder, Titone, Valdez D., Weissman, Will, Young

SENATE SPONSORSHIP

Garcia and Sonnenberg,

House Committees

Agriculture, Livestock, & Water
Appropriations

Senate Committees

Agriculture & Natural Resources
Appropriations

A BILL FOR AN ACT

101 **CONCERNING MONETARY SUPPORT FOR AGRICULTURAL EVENTS IN**
102 **COLORADO, AND, IN CONNECTION THEREWITH, MAKING AN**
103 **APPROPRIATION.**

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>.)

The bill creates a program in the department of agriculture to provide COVID-19 relief payments to agricultural events organizations and appropriates \$2 million from the general fund for the program. In addition, the bill appropriates:

- \$3.5 million for the Colorado state fair and industrial

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.*

SENATE
Amended 2nd Reading
June 2, 2021

HOUSE
3rd Reading Unamended
April 29, 2021

HOUSE
Amended 2nd Reading
April 28, 2021

- exhibition; and
● \$3.5 million for the national western stock show.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 35-1-107.5 and
3 35-1-107.7 as follows:

4 **35-1-107.5. Relief program for agricultural events**
5 **organizations - created - definitions - report - repeal. (1) Definitions.**

6 AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

7 (a) "AGRICULTURALEVENTS ORGANIZATION" MEANS A NONPROFIT
8 OR FOR-PROFIT ORGANIZATION THAT CONDUCTS ONE OR MORE
9 AGRICULTURAL EVENTS IN THE STATE.

10 (b) "COVID-19" MEANS THE CORONAVIRUS DISEASE CAUSED BY
11 THE SEVERE ACUTE RESPIRATORY SYNDROME CORONAVIRUS 2, ALSO
12 KNOWN AS SARS-CoV-2.

13 (c) "PROGRAM" MEANS THE AGRICULTURAL EVENTS RELIEF
14 PROGRAM CREATED IN SUBSECTION (2) OF THIS SECTION.

15 (2) **Agricultural events relief program.** THE AGRICULTURAL
16 EVENTS RELIEF PROGRAM IS HEREBY CREATED WITHIN THE DEPARTMENT.
17 THE COMMISSIONER SHALL ADMINISTER OR CONTRACT WITH A THIRD
18 PARTY TO ADMINISTER A RELIEF PROGRAM TO PROVIDE RELIEF PAYMENTS
19 TO AGRICULTURAL EVENTS ORGANIZATIONS THAT MEET ELIGIBILITY
20 CRITERIA DEVELOPED BY THE COMMISSIONER. WHEN DETERMINING
21 ELIGIBILITY FOR AND THE SIZE OF A RELIEF PAYMENT, THE COMMISSIONER
22 OR THIRD-PARTY CONTRACTOR SHALL CONSIDER THE TYPE OF
23 AGRICULTURAL EVENTS ORGANIZATION THAT IS APPLYING FOR A RELIEF
24 PAYMENT, THE IMPACT OF THE COVID-19 PANDEMIC ON THE
25 AGRICULTURAL EVENTS ORGANIZATION'S AGRICULTURAL EVENTS OR

1 BUSINESS MODEL, THE SIZE OF THE ORGANIZATION, AND THE AVAILABILITY
2 OF AND THE ORGANIZATION'S ACCESS TO OTHER COVID-19 RELIEF OR
3 GRANT FUNDING. THE COMMISSIONER OR THIRD-PARTY CONTRACTOR
4 SHALL PRIORITIZE AWARDED GRANTS TO LOCAL COUNTY FAIRS BEFORE
5 AWARDED GRANTS TO OTHER AGRICULTURAL EVENTS ORGANIZATIONS.

6 (3) **Funding.** FOR THE 2020-21 STATE FISCAL YEAR, THE GENERAL
7 ASSEMBLY SHALL APPROPRIATE TWO MILLION DOLLARS FROM THE
8 GENERAL FUND TO THE DEPARTMENT FOR ALLOCATION TO THE
9 COMMISSIONER FOR THE PROGRAM. THE COMMISSIONER MAY USE THE
10 MONEY, NOT TO EXCEED ONE HUNDRED THOUSAND DOLLARS,
11 APPROPRIATED IN ACCORDANCE WITH THIS SECTION FOR THE COSTS OF
12 ADMINISTERING OR CONTRACTING WITH A THIRD PARTY TO ADMINISTER
13 THE PROGRAM.

14 (4) **Report.** (a) THE COMMISSIONER SHALL SUBMIT A REPORT:

15 (I) TO THE GOVERNOR; AND

16 (II) AT THE HEARING REQUIRED BY THE "STATE MEASUREMENT
17 FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART)
18 GOVERNMENT ACT", PART 2 OF ARTICLE 7 OF TITLE 2.

19 (b) THE REPORT REQUIRED BY THIS SUBSECTION (4) MUST DETAIL
20 HOW THE MONEY WAS ALLOCATED THROUGH THE PROGRAM, INCLUDING:

21 (I) THE LIST OF RELIEF PAYMENT RECIPIENTS WITH THE AMOUNT
22 ALLOCATED TO EACH RECIPIENT;

23 (II) THE TYPES OF AGRICULTURAL EVENTS ORGANIZATIONS THAT
24 RECEIVED RELIEF PAYMENTS; AND

25 (III) ANY OTHER INFORMATION DEEMED PERTINENT BY THE
26 COMMISSIONER.

27 (5) **Repeal.** THIS SECTION IS REPEALED, EFFECTIVE DECEMBER 31,

1 2022.

2 **35-1-107.7. Support for national western stock show -**
3 **administration by commissioner - report - repeal.** (1) (a) FOR THE
4 2020-21 STATE FISCAL YEAR, THE GENERAL ASSEMBLY SHALL
5 APPROPRIATE THREE MILLION FIVE HUNDRED THOUSAND DOLLARS FROM
6 THE GENERAL FUND TO THE DEPARTMENT FOR ALLOCATION TO THE
7 COMMISSIONER FOR USE IN SUPPORTING OR AIDING THE NATIONAL
8 WESTERN STOCK SHOW EVENT. AT THE END OF THE 2020-21 STATE FISCAL
9 YEAR, ANY MONEY NOT EXPENDED OR ENCUMBERED FROM THE
10 APPROPRIATION REMAINS AVAILABLE FOR EXPENDITURE IN THE 2021-22
11 FISCAL YEAR WITHOUT FURTHER APPROPRIATION.

12 (b) FOR THE 2020-21 STATE FISCAL YEAR, THE GENERAL
13 ASSEMBLY SHALL APPROPRIATE TWENTY-FIVE MILLION DOLLARS FROM
14 THE GENERAL FUND TO THE DEPARTMENT FOR ALLOCATION TO THE
15 COMMISSIONER FOR AIDING THE NATIONAL WESTERN STOCK SHOW EVENT
16 IN CONSTRUCTING THE NATIONAL WESTERN STOCK SHOW'S CAMPUS. AT
17 THE END OF THE 2020-21 STATE FISCAL YEAR, ANY MONEY NOT EXPENDED
18 OR ENCUMBERED FROM THE APPROPRIATION REMAINS AVAILABLE FOR
19 EXPENDITURE IN THE 2021-22 FISCAL YEAR WITHOUT FURTHER
20 APPROPRIATION.

21 (2) (a) THE COMMISSIONER SHALL SUBMIT A REPORT:

22 (I) TO THE GOVERNOR; AND

23 (II) AT THE HEARING REQUIRED BY THE "STATE MEASUREMENT
24 FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART)
25 GOVERNMENT ACT", PART 2 OF ARTICLE 7 OF TITLE 2.

26 (b) THE REPORT REQUIRED BY THIS SUBSECTION (2) MUST DETAIL
27 HOW THE MONEY WAS ALLOCATED TO PROVIDE SUPPORT FOR AND

1 CONSTRUCTION AID FOR THE NATIONAL WESTERN STOCK SHOW.

2 (3) THIS SECTION IS REPEALED, EFFECTIVE DECEMBER 31, 2022.

3 **SECTION 2.** In Colorado Revised Statutes, 35-65-107, **add**

4 (3)(a)(I.5) as follows:

5 **35-65-107. Colorado state fair authority cash fund - lease and**
6 **use of facilities - repeal.** (3) (a) The Colorado state fair authority cash
7 fund shall consist of:

8 (I.5) (A) FIVE MILLION DOLLARS, WHICH THE STATE TREASURER
9 SHALL TRANSFER FROM THE GENERAL FUND TO THE FUND WITHIN THREE
10 DAYS AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (3)(a)(I.5).

11 (B) THIS SUBSECTION (3)(a)(I.5) IS REPEALED, EFFECTIVE
12 DECEMBER 31, 2022.

13 **SECTION 3. Appropriation.** (1) For the 2020-21 state fiscal
14 year, \$2,000,000 is appropriated to the department of agriculture for use
15 by the commissioner's office and administrative services. This
16 appropriation is from the general fund. The department may use this
17 appropriation for the agriculture events relief program in accordance with
18 section 35-1-107.5, C.R.S.

19 (2) For the 2020-21 state fiscal year, \$3,500,000 is appropriated
20 to the department of agriculture for use by the commissioner's office and
21 administrative services. This appropriation is from the general fund. The
22 department may use this appropriation to provide support for the national
23 western stock show pursuant to section 35-1-107.7 (1)(a), C.R.S.

24 (3) For the 2020-21 state fiscal year, \$25,000,000 is appropriated
25 to the department of agriculture for use by the commissioner's office and
26 administrative services. This appropriation is from the general fund. The
27 department may use this appropriation to provide support for the

1 construction of the national western stock show's campus pursuant to
2 section 35-1-107.7 (1)(b), C.R.S.

3 (4) For the 2020-21 state fiscal year, \$5,000,000 is appropriated
4 to the department of agriculture for use by the Colorado state fair. ■■■
5 This appropriation is from the Colorado state fair authority cash fund
6 created in section 35-65-107, C.R.S. The Colorado state fair may use this
7 appropriation to implement this act.

8 (5) Any money appropriated in this section but not expended prior
9 to July 1, 2021, is further appropriated to the department of agriculture for
10 the 2021-22 fiscal year for the same purpose.

11 **SECTION 4. Safety clause.** The general assembly hereby finds,
12 determines, and declares that this act is necessary for the immediate
13 preservation of the public peace, health, or safety.