

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.

An Act

SENATE BILL 23-133

BY SENATOR(S) Zenzinger, Bridges, Kirkmeyer, Cutter, Exum, Priola;
also REPRESENTATIVE(S) Bird, Sirota, Bockenfeld, Armagost, Froelich,
Herod, Lieder, Lindsay, Lindstedt, Michaelson Jenet, Snyder, Story,
Velasco, Weinberg, Young, McCluskie.

CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF
TRANSPORTATION.

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

SECTION 1. Appropriation to the department of transportation for the fiscal year beginning July 1, 2022. In Session Laws of Colorado 2022, section 2 of chapter 507, (HB 22-1329), **amend** Part XXII and the affected totals, as Part XXII (1) and the affected totals are amended by section 22 of chapter 170, (HB 22-1133), as follows:

Section 2. Appropriation.

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

APPROPRIATION FROM

| ITEM & SUBTOTAL | TOTAL | GENERAL FUND | GENERAL FUND EXEMPT | CASH FUNDS | REAPPROPRIATED FUNDS | FEDERAL FUNDS |
|--|---------------|-----------------|---------------------------|-----------------------------|---------------------------|------------------|
| \$ | \$ | \$ | \$ | \$ | \$ | \$ |
| PART XXII | | | | | | |
| DEPARTMENT OF TRANSPORTATION | | | | | | |
| (1) ADMINISTRATION | 43,306,124 | | | 43,243,229 ^a | 62,895 ^b | |
| | 42,370,572 | | | 42,307,677 ^a | | |
| | (161.0 FTE) | | | | | |
| | | | | | | |
| (2) CONSTRUCTION, MAINTENANCE, AND OPERATIONS | 1,427,988,467 | | | 597,331,383(I) ^a | 1,415,201(I) ^b | 829,241,883(I) |
| | 1,428,924,019 | | | 598,266,935(I) ^a | | |
| | (3,156.0 FTE) | | | | | |
| | | | | | | |
| (3) STATEWIDE BRIDGE ENTERPRISE | 145,186,737 | | | 145,186,737(I) ^a | | |
| | | | | (1.0 FTE) | | |

^a This amount shall be from the State Highway Fund created in Section 43-1-219, C.R.S., from revenues credited pursuant to Section 43-4-205 (5)(a), C.R.S.

^b This amount shall be funded internally by various cash fund sources appropriated in the Construction, Maintenance, and Operations section.

^a Of this amount, ~~\$560,643,383~~ \$561,578,935 shall be from the State Highway Fund created in Section 43-1-219, C.R.S., and \$36,688,000 shall be from various department sources including: the Aviation Fund created in Section 43-10-109 (1), C.R.S., miscellaneous department revenues including permit fees and interest earnings, the State Transit and Rail Fund created in Section 43-4-811 (2), C.R.S., the Law Enforcement Assistance Fund created in Section 43-4-401, C.R.S., and interest earnings from the loans and balances of the Transportation Infrastructure Revolving Fund created in Section 43-1-113.5 (1), C.R.S.

^b This amount shall be funded from various sources of reappropriated funds.

^a This amount shall be from the Statewide Bridge Enterprise Special Revenue Fund created in Section 43-4-805 (3)(a), C.R.S. These funds are subject to allocation by the Statewide Bridge Enterprise Board pursuant to Section 43-4-805 (3)(b), C.R.S., and are included for informational purposes only.

APPROPRIATION FROM

| ITEM & SUBTOTAL | TOTAL | APPROPRIATION FROM | | | | |
|---|------------|--------------------|---------------------------|---|---------------------------|------------------|
| | | GENERAL FUND | GENERAL FUND EXEMPT | CASH FUNDS | REAPPROPRIATED FUNDS | FEDERAL FUNDS |
| \$ | \$ | \$ | \$ | \$ | \$ | \$ |
| (4) HIGH PERFORMANCE TRANSPORTATION ENTERPRISE | 40,133,656 | | | 36,133,656(I) ^a (9.0 FTE) | 4,000,000(I) ^b | |

^a This amount shall be from the Statewide Transportation Enterprise Special Revenue Fund created in Section 43-4-806 (3)(a), C.R.S. These funds are subject to allocation by the High-Performance Transportation Enterprise Board pursuant to Section 43-4-806 (3), C.R.S., and are included for informational purposes only.

^b This amount shall be from fees paid from the Construction, Maintenance, and Operations line item to the Statewide Transportation Enterprise Operating Fund created in Section 43-4-806 (4), C.R.S.

(5) SPECIAL PURPOSE

| | | | | | |
|--|--------------------|--|--|--------------------------|--|
| First Time Drunk Driving Offender Account | 1,500,000 | | | 1,500,000 ^a | |
| Marijuana Impaired Driving Program | 950,000 | | | 950,000 ^b | |
| Multimodal Transportation Projects ¹¹¹ | <u>114,800,000</u> | | | 114,800,000 ^c | |
| | 117,250,000 | | | | |

^a This amount shall be from the First Time Drunk Driving Offender Account in the Highway Users Tax Fund created in Section 42-2-132 (4)(b)(II)(A), C.R.S.

^b This amount shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S.

^c This amount shall be from the Multimodal Transportation and Mitigation Options Fund created in Section 43-4-1103 (1)(a), C.R.S.

**(6) NONATTAINMENT
AREA AIR POLLUTION
MITIGATION
ENTERPRISE**

| | | | | | |
|--|-----------|--|--|---------------------------|--|
| | 7,125,226 | | | 7,125,226(I) ^a | |
|--|-----------|--|--|---------------------------|--|

^a This amount shall be from the Nonattainment Area Air Pollution Mitigation Enterprise Fund created in Section 43-4-1303 (5)(a), C.R.S. These funds are subject to allocation by the Nonattainment Area Air Pollution Mitigation Enterprise Board pursuant to Section 43-4-1303, C.R.S., and are included for informational purposes only.

| ITEM & SUBTOTAL | TOTAL | APPROPRIATION FROM | | | | |
|--|------------------------|--------------------|---------------------------|----------------------------------|--------------------------------|----------------------------------|
| | | GENERAL FUND | GENERAL FUND EXEMPT | CASH FUNDS | REAPPROPRIATED FUNDS | FEDERAL FUNDS |
| \$ | \$ | \$ | \$ | \$ | \$ | \$ |
| (7) CLEAN TRANSIT ENTERPRISE | 8,280,329 | | | 8,280,329 ^a | | |
| TOTALS PART XXII (TRANSPORTATION) | <u>\$1,789,270,539</u> | | | <u>\$954,550,560^a</u> | <u>\$5,478,096^b</u> | <u>\$829,241,883^c</u> |

^a Of this amount, ~~\$785,777,002~~ \$786,712,554 contains an (I) notation.

^b Of this amount, \$5,415,201 contains an (I) notation.

^c This amount contains an (I) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

111 Department of Transportation, Special Purpose, Multimodal Transportation Projects -- This appropriation remains available until the close of the 2025-26 state fiscal year.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Steve Fenberg
PRESIDENT OF
THE SENATE

Julie McCluskie
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____

(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO