

Second Regular Session  
Seventy-first General Assembly  
STATE OF COLORADO

UNREVISED  
DRAFT  
2.7.18

DRAFT

Temporary storage location: C:\Users\Esther\_vanMourik\Desktop\Attachments\CDC Bill 3 years to spend.tmp

LLS NO. 18-####.## Esther van Mourik x4215

HOUSE BILL

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HOUSE SPONSORSHIP

None

SENATE SPONSORSHIP

None

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House Committees

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING THE THREE YEAR PERIOD THAT CAPITAL CONSTRUCTION  
102 APPROPRIATIONS REMAIN AVAILABLE. <{*This would have to be*  
103 *broadened if we add anything about late supplementals in the*  
104 *bill.*>

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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://leg.colorado.gov/>.)*

The bill clarifies the three year period that capital construction appropriations remain available. <{*Might want to put a little more detail*

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.*

here.>

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

2       **SECTION 1.** In Colorado Revised Statutes, 24-75-303, add (5)  
3 as follows:

4       **24-75-303. Appropriation for capital construction. (5)**

5 (a) EXCEPT AS PROVIDED IN SUBSECTION (5)(b) OF THIS SECTION OR IN  
6 PARTICULAR LINE ITEMS OF APPROPRIATION, APPROPRIATIONS FOR CAPITAL  
7 CONSTRUCTION, EITHER IN THE ANNUAL GENERAL APPROPRIATION ACT OR  
8 IN SUPPLEMENTAL APPROPRIATION ACTS, ARE AVAILABLE UPON  
9 ENACTMENT OF THE ACT AND REMAIN AVAILABLE UNTIL COMPLETION OF  
10 THE PROJECT OR FOR A PERIOD OF THREE YEARS, WHICHEVER COMES FIRST,  
11 AT WHICH TIME UNEXPENDED AND UNENCUMBERED BALANCES REVERT TO  
12 THE FUNDS FROM WHICH THEY WERE APPROPRIATED. FOR PURPOSES OF  
13 THIS SUBSECTION (5)(a), THE THREE YEAR PERIOD COMMENCES FROM THE  
14 FISCAL YEAR FOR WHICH THE ANNUAL GENERAL APPROPRIATION ACT IS  
15 ENACTED AND IF AN APPROPRIATION IS LATER MODIFIED OR AMENDED IN  
16 A SUPPLEMENTAL APPROPRIATION ACT THE THREE YEAR PERIOD  
17 RECOMMENCES IN THE FISCAL YEAR THE SUPPLEMENTAL APPROPRIATION  
18 IS ENACTED, REGARDLESS OF WHEN THE ORIGINAL APPROPRIATION WAS  
19 ENACTED IN AN ANNUAL GENERAL APPROPRIATION ACT.

20       (b) AN APPROPRIATION FOR A LEASE-PURCHASE PAYMENT IS FOR  
21 THE FISCAL YEAR FOR WHICH THE APPROPRIATION IS ENACTED.

22 <{Something else to consider: the JBC's statute includes direction on  
23 what to do if there is a late supplemental. Does the committee wish to  
24 include that direction in the CDC's statutes as well? The language is as  
25 follows: "(II) A state agency may submit a request for a supplemental

1 appropriation to the joint budget committee after its applicable deadline  
2 if the supplemental appropriation is based upon circumstances  
3 unknown to, and not reasonably foreseeable by, the state agency prior  
4 to the deadline."}>

5           **SECTION 2. Applicability.** This act applies to appropriations for  
6 capital construction enacted on or after the effective date of this act.

7           **SECTION 3. Safety clause.** The general assembly hereby finds,  
8 determines, and declares that this act is necessary for the immediate  
9 preservation of the public peace, health, and safety.