

CHAPTER 310

EDUCATION - UNIVERSITIES AND COLLEGES

SENATE BILL 94-207

BY SENATORS Lacy, Traylor, Rizzuto, Wham, Ament, Bishop, Cassidy, Hopper, Martinez, Norton, Pastore, L. Powers, Ruddick, and Thiebaut;
also REPRESENTATIVES Grampas, Owen, Romero, Tucker, Chlouber, Reeves, Berry, Hagedorn, Knox, Mattingly, and Strom.

AN ACT

CONCERNING CAPITAL PROJECTS AT INSTITUTIONS OF HIGHER EDUCATION, AND MAKING APPROPRIATIONS IN CONNECTION THEREWITH.

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

SECTION 1. 24-75-302 (2) (f), Colorado Revised Statutes, 1988 Repl. Vol., as amended, is amended to read:

24-75-302. Capital construction fund - capital assessment fees - calculation.

(2) As of July 1, 1988, and July 1 of each year thereafter through July 1, 1995, a sum as specified in this subsection (2) shall accrue to the capital construction fund. The state treasurer and the controller shall transfer such sum out of the general fund and into the capital construction fund as moneys become available in the general fund during the fiscal year beginning on said July 1. Transfers between funds pursuant to this subsection (2) shall not be deemed to be appropriations subject to the limitations of section 24-75-201.1. The amount which shall accrue pursuant to this subsection (2) shall be as follows:

(f) On July 1, 1993, twenty-five million dollars plus twenty-one million six hundred forty-one thousand dollars pursuant to H.B. 93S-1001, plus eight million five hundred forty-eight thousand dollars pursuant to S.B. 93S-009, plus six hundred twenty-seven thousand eight hundred dollars pursuant to H.B. 93S-1005, enacted at the first extraordinary session of the fifty-ninth general assembly, PLUS THIRTY-TWO MILLION FIVE HUNDRED FORTY THOUSAND ONE HUNDRED DOLLARS PURSUANT TO S.B. 94-207, ENACTED AT THE SECOND REGULAR SESSION OF THE FIFTY-NINTH GENERAL ASSEMBLY;

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

SECTION 2. Appropriations for the 1993-94 fiscal year. (1) In addition to any other appropriation made for the current fiscal year, there is hereby appropriated, out of any moneys in the capital construction fund created in section 24-75-302, Colorado Revised Statutes, not otherwise appropriated, the following amounts:

(a) Two million dollars (\$2,000,000), or so much thereof as may be necessary, to the state board for community colleges and occupational education for modification of buildings numbered 758, 859, and 959 at and master planning for the Lowry higher education center;

(b) One hundred eighteen thousand two hundred fifty dollars (\$118,250), or so much thereof as may be necessary, to the state board for community colleges and occupational education for the schematic design phase of the addition to the Westminster campus library and of the renovation of the science laboratories, classrooms, and offices at Front Range community college;

(c) One hundred twenty thousand dollars (\$120,000), or so much thereof as may be necessary, to the state board for community colleges and occupational education for the renovation of space presently used for specialized welding instruction for the occupational therapy program at Morgan community college and equipment for the program;

(d) Six hundred five thousand dollars (\$605,000), or so much thereof as may be necessary, to the state board for community colleges and occupational education for the design and construction of an addition to the library at Otero junior college;

(e) Four million dollars (\$4,000,000), or so much thereof as may be necessary, to the state board for community colleges and occupational education for the planning, design, and construction of a building to house the advanced technology center at Pueblo community college;

(f) Three million six hundred seventy-two thousand two hundred five dollars (\$3,672,205), or so much thereof as may be necessary, to the state board for community colleges and occupational education for the replacement of classroom space and faculty office areas and the relocation of the physical plant and related equipment at Red Rocks community college;

(g) Two hundred thousand dollars (\$200,000), or so much thereof as may be necessary, to the state board for community colleges and occupational education for the adaptation of space to accommodate increasing enrollment in vocational programs at the San Luis Valley area vocational school;

(h) Three hundred thirteen thousand three hundred fourteen dollars (\$313,314), or so much thereof as may be necessary, to the board of trustees of the Colorado school of mines for replacement of the roofs on Myer hall and Brown hall at the Colorado school of mines;

(i) Three hundred twenty-three thousand dollars (\$323,000), or so much thereof as may be necessary, to the board of trustees for the university of northern Colorado for the equipment phase of the Gunter hall renovation at the university of northern Colorado;

(j) Three million seven hundred fifty thousand six hundred dollars (\$3,750,600), or so much thereof as may be necessary, to the board of regents of the university of Colorado for construction and equipment of a new facility to house the department of geological sciences and the earth sciences library at the university of Colorado at Boulder;

(k) Two million eighteen thousand seven hundred sixty-four dollars (\$2,018,764), or so much thereof as may be necessary, to the board of regents of the university of Colorado for construction of a new physical plant services building at the university of Colorado at Colorado Springs;

(l) Three hundred thirty-nine thousand dollars (\$339,000), or so much thereof as may be necessary, to the trustees of the state colleges in Colorado for an optical fiber network at Western state college;

(m) One million eight hundred ten thousand dollars (\$1,810,000), or so much thereof as may be necessary, to the board of trustees of the Colorado school of mines for establishment of remediation plans and cleanup of hazardous waste located on the campus of the Colorado school of mines.

(2) In addition to any other appropriation made for the current fiscal year, there is hereby appropriated to the board of directors of the Auraria higher education center the sum of four million six hundred thirty nine thousand dollars (\$4,639,000), or so much thereof as may be necessary, for the renovation of the student union building at the Auraria higher education center. Of said sum, four million six hundred eighteen thousand dollars (\$4,618,000) shall be out of any moneys in the capital construction fund created in section 24-75-302, Colorado Revised Statutes, not otherwise appropriated, and twenty-one thousand dollars (\$21,000) shall be from cash funds consisting of gifts, grants, and donations.

(3) In addition to any other appropriation made for the current fiscal year, there is hereby appropriated to the board of agriculture the sum of six million eight hundred seventy thousand dollars (\$6,870,000), or so much thereof as may be necessary, for construction of the Morgan library addition at the Colorado state university. Of said sum, four million eight hundred seventy thousand dollars (\$4,870,000) shall be out of any moneys in the capital construction fund created in section 24-75-302, Colorado Revised Statutes, not otherwise appropriated, and two million dollars (\$2,000,000) shall be from cash funds consisting of gifts, grants, and donations.

(4) In addition to any other appropriation made for the current fiscal year, there is hereby appropriated to the trustees of the state colleges in Colorado the sum of four million two hundred eighty-one thousand nine hundred sixty-seven dollars (\$4,281,967), or so much thereof as may be necessary, for planning and construction of a three-story in-fill addition between Wubben hall and Medesy hall at Mesa state college. Of said sum, three million seven hundred eighty-one thousand nine hundred sixty-seven dollars (\$3,781,967) shall be out of any moneys in the capital construction fund created in section 24-75-302, Colorado Revised Statutes, not otherwise appropriated, and five hundred thousand dollars (\$500,000) shall be from cash funds consisting of gifts, grants, and donations.

(5) (a) The appropriations made in this section shall become available upon passage of this act and, if any appropriated project is initiated within the fiscal year,

the appropriation for the project shall remain available until completion of the project or for a period of three years, whichever comes first, at which time unexpended and unencumbered balances shall revert to the funds from which they were appropriated.

(b) Except as otherwise specifically noted, appropriations from state funds shall be reduced by the amount of any funds received from federal, local, private, or other state sources and not appropriated in this act or the general appropriation act for the fiscal year beginning July 1, 1993.

SECTION 3. Part 13 of article 3 of title 2, Colorado Revised Statutes, 1980 Repl. Vol., as amended, is amended BY THE ADDITION OF A NEW SECTION to read:

2-3-1305.5. Continuation projects - future appropriations. (1) FOR THE PURPOSE OF MAKING FUNDING RECOMMENDATIONS, CAPITAL CONSTRUCTION PROJECTS WHICH ARE RELATED TO THE PROJECTS FOR WHICH AN APPROPRIATION WAS MADE BY SECTION 2 (4) OF SENATE BILL 94-207, ENACTED AT THE SECOND REGULAR SESSION OF THE FIFTY-NINTH GENERAL ASSEMBLY, SHALL BE CONSIDERED CONTINUATION PROJECTS IN THE SAME MANNER AS OTHER CAPITAL CONSTRUCTION PROJECTS IN SENATE BILL 94-207 WITH OUT-YEAR EXPENSES.

(2) NOTHING IN THIS SECTION SHALL BE CONSTRUED TO REQUIRE THAT SUCH CONTINUATION PROJECTS BE ACCORDED A HIGHER FUNDING PRIORITY THAN HEALTH AND LIFE SAFETY PROJECTS AND CONTROLLED MAINTENANCE PROJECTS.

SECTION 4. Article 41 of title 23, Colorado Revised Statutes, 1988 Repl. Vol., as amended, is amended BY THE ADDITION OF NEW SECTION to read:

23-41-104.5. Hazardous waste remediation - report - repeal. (1) THE BOARD OF TRUSTEES OF THE COLORADO SCHOOL OF MINES SHALL REPORT TO THE CAPITAL DEVELOPMENT COMMITTEE AND THE JOINT BUDGET COMMITTEE OF THE GENERAL ASSEMBLY CONCERNING THE STATUS OF ANY NEGOTIATIONS AND ANY AGREEMENTS WHICH HAVE BEEN REACHED WITH THE FEDERAL ENVIRONMENTAL PROTECTION AGENCY REGARDING THE REMEDIATION AND CLEANUP OF HAZARDOUS WASTE LOCATED ON THE CAMPUS OF THE SCHOOL OF MINES. THE BOARD SHALL MAKE AN INITIAL REPORT NOT LATER THAN JULY 1, 1994, AND A FINAL REPORT NOT LATER THAN JANUARY 1, 1995.

(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 1995.

SECTION 5. 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.

Approved: June 1, 1994