

CHAPTER 202

---

**GOVERNMENT - STATE**

---

SENATE BILL 99-227

BY SENATORS Owen, Lacy, and Tanner;  
also REPRESENTATIVES Tool, Berry, and Saliman.

**AN ACT**

CONCERNING THE AUTHORITY TO ADMINISTER LINE-ITEM APPROPRIATIONS, AND, IN CONNECTION THEREWITH, EXTENDING FOR AN ADDITIONAL TIME PERIOD EXISTING AUTHORITY FOR LIMITED TRANSFERS BETWEEN SUCH APPROPRIATIONS AND EXISTING ADMINISTRATIVE AUTHORITY TO OVEREXPEND SUCH APPROPRIATIONS.

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

**SECTION 1.** 24-75-105 (2), Colorado Revised Statutes, is amended to read:

**24-75-105. Transfers required to implement conditional and centralized appropriations - repeal.** (2) This section is repealed, effective September 1, ~~1999~~ 2004.

**SECTION 2.** 24-75-106 (2), Colorado Revised Statutes, is amended to read:

**24-75-106. Transfers between departments of health care policy and financing and human services for medicaid programs - repeal.** (2) This section is repealed, effective September 1, ~~1999~~ 2004.

**SECTION 3.** 24-75-107 (2), Colorado Revised Statutes, is amended to read:

**24-75-107. Cash fund transfers pursuant to sections 24-75-105 and 24-75-106 - repeal.** (2) This section is repealed, effective September 1, ~~1999~~ 2004.

**SECTION 4.** 24-75-107.5 (3), Colorado Revised Statutes, is amended to read:

**24-75-107.5. Transfers of cash-spending authority between cash fund and cash fund exempt appropriations - repeal.** (3) This section is repealed, effective September 1, ~~1999~~ 2004.

---

*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 5.** 24-75-108 (11), Colorado Revised Statutes, is amended to read:

**24-75-108. Intradepartmental transfers between appropriations - repeal.** (11) This section is repealed, effective September 1, ~~1999~~ 2004.

**SECTION 6.** 24-75-109 (6), Colorado Revised Statutes, is amended, and the said 24-75-109 is further amended BY THE ADDITION OF A NEW SUBSECTION, to read:

**24-75-109. Controller may allow expenditures in excess of appropriations - limitations - appropriations for subsequent fiscal year restricted - repeal.**

(1.5) FOR THE PURPOSES OF THIS SECTION, AN OVEREXPENDITURE INCLUDES ANY INSTANCE IN WHICH THE TOTAL EXPENDITURES CHARGED TO A SPECIFIC LINE ITEM OF APPROPRIATION ARE IN EXCESS OF THE TOTAL SPENDING AUTHORITY APPROPRIATED FOR THAT LINE ITEM AND ANY INSTANCE IN WHICH SUFFICIENT CASH OR CASH-EXEMPT RESERVES HAVE NOT BEEN EARNED TO COVER RELATED EXPENDITURES AND THERE IS NO STATUTORY FUND BALANCE TO COVER SUCH EXPENDITURES.

(6) The controller may allow overexpenditures pursuant to this section only for the fiscal years beginning ~~July 1, 1993, July 1, 1994, July 1, 1995, July 1, 1996, July 1, 1997, and~~ July 1, 1998, JULY 1, 1999, JULY 1, 2000, JULY 1, 2001, JULY 1, 2002, AND JULY 1, 2003, and this section is repealed, effective July 1, ~~1999~~ 2004.

**SECTION 7.** 24-75-110 (2), Colorado Revised Statutes, is amended to read:

**24-75-110. Limitation on judicial department - repeal.** (2) This section is repealed, effective July 1, ~~1999~~ 2004.

**SECTION 8.** 24-37-302 (1) (k.2), Colorado Revised Statutes, is amended to read:

**24-37-302. Responsibilities of the office of state planning and budgeting - repeal.** (1) The office shall assist the governor in his responsibilities pertaining to the executive budget. Specifically, it shall:

(k.2) (I) Review for the governor all transfers of appropriations pursuant to sections 24-75-105 to 24-75-108.

(II) This paragraph (k.2) is repealed, effective September 1, ~~1999~~ 2004.

**SECTION 9. 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: May 19, 1999