

CHAPTER 182

GOVERNMENT - STATE

SENATE BILL 00-135

BY SENATORS Arnold, Wham, and Phillips;
also REPRESENTATIVES Larson, Lawrence, Veiga, Coleman, Dean, Gagliardi, and Plant.

AN ACT

CONCERNING THE STATE COMMUNICATIONS SYSTEMS UTILIZED BY GOVERNMENTAL ENTITIES FOR PUBLIC SAFETY PURPOSES, AND MAKING AN APPROPRIATION IN CONNECTION THEREWITH.

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

SECTION 1. 24-33.5-223 (1) and (2), Colorado Revised Statutes, are amended to read:

24-33.5-223. State telecommunications network. (1) In order to more efficiently support the efforts of state departments, state institutions, state agencies, and law enforcement and public safety political subdivisions, AND TO BETTER SERVE THE PUBLIC, there is authorized to be established a state telecommunications network, the construction, maintenance, and management of which shall be under the supervision of the state telecommunications director.

(2) (a) The state telecommunications director is authorized, subject to appropriation by the general assembly, to purchase or lease any real estate, buildings, and property necessary to the operation or development of the telecommunications network, and to use any available facilities and telecommunications equipment of any state agency or institution, and, if necessary, to provide for the construction of the network.

(b) The facilities of the network shall be made available for the use of:

(I) State departments, state institutions, state agencies, and law enforcement and public safety political subdivisions of the state;

(II) OTHER LOCAL, STATE, AND FEDERAL GOVERNMENTAL ENTITIES OR PUBLIC SAFETY RELATED NONPROFIT ORGANIZATIONS THAT DIRECTLY SUPPORT ANY AGENCY DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (b) AND THAT:

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

(A) MAY BE REQUESTED TO SUPPORT THE PURPOSES EXPRESSED IN SECTION 24-30-901 (1) (c) AND (1) (e) AND AGGREGATE TELECOMMUNICATIONS SERVICE REQUIREMENTS OF ANY PUBLIC OFFICE DESCRIBED IN SECTION 24-32-3001 (1) (h); OR

(B) MAKE DONATIONS, GRANTS, BEQUESTS, AND OTHER CONTRIBUTIONS TO THE PUBLIC COMMUNICATIONS TRUST FUND PURSUANT TO SECTION 24-30-908.5 (2) (b).

(c) Nothing in this section shall be construed to allow the state telecommunications director to purchase or lease any real estate, buildings, and property necessary to the operation or development of a telecommunications network for other than state departments, state institutions, state agencies, and law enforcement and public safety political subdivisions, AND THE ENTITIES DESCRIBED IN SUBPARAGRAPH (II) OF PARAGRAPH (b) OF THIS SUBSECTION (2), nor to allow for the resale and sharing of services.

SECTION 2. 24-30-908.5 (2), Colorado Revised Statutes, is amended to read:

24-30-908.5. Public safety communications trust fund - creation.

(2) (a) (I) The general assembly declares its intention to commit state moneys to the fund for the purposes set forth in this section. Except as otherwise provided in paragraph (b) of this subsection (2), the total amount of the principal in the fund shall not exceed fifty million dollars.

(II) ANY APPROPRIATION OF STATE MONEYS TO THE PUBLIC SAFETY COMMUNICATIONS TRUST FUND FOR ANY FISCAL YEAR FROM MONEYS IN THE CAPITAL CONSTRUCTION FUND CREATED IN SECTION 24-75-302 SHALL BE FURTHER APPROPRIATED FROM THE PUBLIC SAFETY COMMUNICATIONS TRUST FUND TO THE DEPARTMENT OF PERSONNEL FOR THE PURPOSES SET FORTH IN THIS SECTION. ANY MONEYS IN THE PUBLIC SAFETY COMMUNICATIONS TRUST FUND SO APPROPRIATED THAT WERE INITIALLY APPROPRIATED FROM MONEYS IN THE CAPITAL CONSTRUCTION FUND SHALL, IF ANY PROJECT FOR WHICH SUCH MONEYS ARE APPROPRIATED IS INITIATED WITHIN THE FISCAL YEAR, REMAIN AVAILABLE UNTIL COMPLETION OF THE PROJECT OR FOR A PERIOD OF THREE YEARS, WHICHEVER COMES FIRST, AT WHICH TIME THE UNEXPENDED AND UNENCUMBERED BALANCES OF SUCH APPROPRIATION SHALL REVERT TO THE PUBLIC SAFETY COMMUNICATIONS TRUST FUND.

(b) In addition to any appropriations made as a result of paragraph (a) of this subsection (2), the department of personnel may solicit and accept donations, grants, bequests, and other contributions to the fund from local, state, and federal entities AND FROM PUBLIC SAFETY RELATED NONPROFIT ORGANIZATIONS THAT DIRECTLY SUPPORT STATE DEPARTMENTS, STATE INSTITUTIONS, STATE AGENCIES, AND LAW ENFORCEMENT AND PUBLIC SAFETY POLITICAL SUBDIVISIONS OF THE STATE. Such contributions shall be transmitted to the state treasurer, who shall credit the contributions to the fund.

SECTION 3. Part XI (3) and the affected totals of section 3 of chapter 364, Session Laws of Colorado 1999, are amended to read:

Section 3. Capital construction appropriation.

APPROPRIATION FROM

			CAPITAL CONSTRUCTION FUND	CAPITAL CONSTRUCTION FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
ITEM & SUBTOTAL	TOTAL	\$	\$	\$	\$	\$	\$

**PART XI
DEPARTMENT OF PERSONNEL**

(3) CAPITAL CONSTRUCTION PROJECTS

PUBLIC SAFETY

COMMUNICATIONS TRUST

FUND 14,675,099

14,675,099

Digital Trunked Radio
System, Phase 2 13,900,000

~~13,900,000~~

13,900,000(T)^a

Statewide Multi-Use Network
Implementation, Phase 1 of 3 4,050,000

4,050,000

~~17,950,000~~

32,625,099

^a THIS AMOUNT SHALL BE FROM THE PUBLIC SAFETY COMMUNICATIONS TRUST FUND.

TOTALS PART XI

(PERSONNEL)

~~\$27,436,093~~

~~\$25,793,093~~

~~\$1,643,000^a~~

\$42,111,192

\$26,568,192

\$15,543,000^a

Ch. 182

Government - State

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		CAPITAL CONSTRUCTION FUND	CAPITAL CONSTRUCTION FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^a Of this amount, ~~\$1,643,000~~ \$15,543,000 contains a (T) notation.

GRAND TOTALS

(CAPITAL CONSTRUCTION)	\$511,607,155		\$270,096,545	\$42,709,285	\$165,596,121 ^a	\$33,205,204
	<u>\$526,282,254</u>		<u>\$270,871,644</u>		<u>\$179,496,121^a</u>	

^a Of this amount, ~~\$15,441,394~~ \$29,341,394 contains a (T) notation and \$1,816,490 is from the Highway Users Tax Fund pursuant to Section 43-4-201(3)(a), C.R.S.

SECTION 4. 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 23, 2000