

CHAPTER 41

GOVERNMENT - STATE

SENATE BILL 03-143

BY SENATOR(S) Taylor, Anderson, Chlouber, Entz, Fitz-Gerald, Gordon, Grossman, Hanna, Isgar, Kester, McElhany, Phillips, and Sandoval;
also REPRESENTATIVE(S) White, Borodkin, Coleman, Hall, Larson, Marshall, Miller, Rippey, Romanoff, Veiga, Williams S., and Williams T.

AN ACT

CONCERNING THE TRANSFER OF CERTAIN EXISTING EMPLOYEES FROM THE COLORADO OFFICE OF ECONOMIC DEVELOPMENT TO THE COLORADO TOURISM OFFICE.

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

SECTION 1. 24-49.7-105, Colorado Revised Statutes, is amended to read:

24-49.7-105. Administrative costs - transfer of employees. (1) Except as provided in subsection (2) of this section, any administrative expenses and any staffing or other resource requirements associated with the office or the expenditure of moneys from the fund and the additional source fund shall be met with existing employees transferred from the department of local affairs AND THE COLORADO OFFICE OF ECONOMIC DEVELOPMENT CREATED IN SECTION 24-48.5-101 pursuant to subsection (3) of this section and with ~~the~~ A COMBINATION OF existing staff, office space, and resources of the office of the governor at the time the office is created. ~~Moneys in the fund shall not be appropriated for said expenses.~~

(2) The board may expend moneys in the additional source fund for administrative expenses associated with the office or the expenditure of moneys from the fund or the additional source fund.

(3) (a) On and after August 1, 2000, employees of the department of local affairs prior to said date whose duties and functions concerned the duties and functions assumed by the office pursuant to this section and whose employment in the office is deemed necessary by the administrator of the office to carry out the purposes of this article shall be transferred to the office and become employees thereof.

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

(b) ON AND AFTER THE EFFECTIVE DATE OF THIS PARAGRAPH (b), THREE FULL-TIME EQUIVALENT PERSONNEL POSITIONS OF THE COLORADO OFFICE OF ECONOMIC DEVELOPMENT CREATED IN SECTION 24-48.5-101 SHALL BE TRANSFERRED TO THE COLORADO TOURISM OFFICE CREATED IN SECTION 24-49.7-103. EMPLOYEES IN THE COLORADO OFFICE OF ECONOMIC DEVELOPMENT WITH PRINCIPAL DUTIES AND FUNCTIONS CONCERNING THE DUTIES AND FUNCTIONS OF THE MOTION PICTURE AND TELEVISION ADVISORY COMMISSION AND WHOSE EMPLOYMENT IN THE COLORADO TOURISM OFFICE IS DEEMED NECESSARY BY THE ADMINISTRATOR OF THE COLORADO TOURISM OFFICE TO CARRY OUT THE PURPOSES OF THIS ARTICLE SHALL BE TRANSFERRED TO THE COLORADO TOURISM OFFICE TO FILL SUCH POSITIONS AND BECOME EMPLOYEES THEREOF. THE EMPLOYEES SHALL BE EMPLOYEES APPOINTED BY THE GOVERNOR AND NOT CLASSIFIED EMPLOYEES IN THE STATE PERSONNEL SYSTEM.

(4) Any employees transferred to the office pursuant to PARAGRAPH (a) OF subsection (3) of this section who are classified employees in the state personnel system shall retain all rights to the personnel system and retirement benefits pursuant to the laws of this state, and their services shall be deemed to have been continuous. All transfers and any abolishment of positions in the state personnel system shall be made and processed in accordance with state personnel system laws and regulations.

SECTION 2. Part IV (4) of section 2 of chapter 399, Session Laws of Colorado 2002, as amended by Senate Bill 03-202 enacted at the First Regular Session of the Sixty-fourth General Assembly, is amended to read:

Section 2. **Appropriation.**

 APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

PART IV

GOVERNOR - LIEUTENANT GOVERNOR - STATE PLANNING AND BUDGETING

(4) ECONOMIC DEVELOPMENT PROGRAMS^{25, 30b}

Administration	374,519	359,730			14,789(T) ^a	
		(6.0 FTE)				
Vehicle Lease Payments	7,384	7,384				
Leased Space	231,540	231,540				
Business Development	786,183	771,183		15,000 ^b		
		(9.5 FTE)				
Grand Junction Satellite Office	60,497	60,497				
		(1.0 FTE)				
Minority Business Office	156,599	151,649		4,950 ^c		
		(3.0 FTE)				
Small Business Assistance	309,484	250,002		24,470 ^b		35,012
		(4.0 FTE)				
Leading Edge Program Grants	126,407	50,976			75,431 ^d	

Small Business Development Centers	1,103,040	59,888 (1.0 FTE)	1,043,152 (2.0 FTE)
International Trade Office ³¹	844,760	794,760 (7.7 FTE)	50,000 ^b
Agriculture Marketing Motion Picture and Television Commission Program Costs	2,601,731 197,467	2,601,731 ^c 197,467 (4.5 FTE) (1.5 FTE)	
Colorado Promotion - Colorado Welcome Centers	479,223	383,810 (3.3 FTE)	95,413 ^f
Colorado Promotion - Other Program Costs	5,310,129	5,260,129 (3.0 FTE)	50,000 ^g
Production and Distribution of State Highway Maps	90,000	90,000	
Colorado Travel and Tourism Additional Source Fund ^{31a}	10,000,000	10,000,000	

(Governor lined through this provision. See L. 2002, p. 304 I. The affected subtotals, totals, and grand totals have been adjusted to reflect the Governor's action.)

 APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Economic Development Commission - General Economic Incentives and Marketing ³²	5,170,604	5,170,604	(2.0 FTE)			
Colorado First Customized Job Training	2,725,022	2,725,022				
Existing Industry Training	1,069,409	1,069,409				
CAPCO Administration	74,498				74,498 ^h	
					(1.0 FTE)	
	<u>31,628,496</u>					

^a This amount shall be from indirect cost recoveries.

^b These amounts shall be from various fees collected.

^c This amount shall be from the Minority Business Fund pursuant to Section 24-49.5-104, C.R.S.

^d This amount shall be from grants and donations.

^e This amount shall be transferred to the Department of Agriculture and is shown here for informational purposes only.

^f This amount shall be from reserves in the Colorado Tourism Promotion Fund pursuant to Section 24-49.7-106, C.R.S.

^g This amount shall be from grants, donations and reserves in the Colorado Tourism Promotion Fund pursuant to Section 24-49.7-106, C.R.S.

^h This amount shall be from the Division of Insurance Cash Fund pursuant to Section 24-48.5-406 (3), C.R.S.

SECTION 3. 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: March 18, 2003