

CHAPTER 16

GOVERNMENT - STATE

HOUSE BILL 23-1053

BY REPRESENTATIVE(S) Hartsook and Ortiz, Evans, Martinez, Velasco, Armagost, Bacon, Bird, Bockenfeld, Boesenecker, Catlin, Daugherty, deGruy Kennedy, Duran, English, Frizell, Garcia, Gonzales-Gutierrez, Hamrick, Jodeh, Joseph, Lieder, Lindsay, Lindstedt, Lynch, Mabrey, Marshall, Mauro, McLachlan, Pugliese, Ricks, Sharbini, Snyder, Soper, Taggart, Titone, Valdez, Weinberg, Willford, Wilson, Winter T., Woodrow, Young, McCluskie;
also SENATOR(S) Zenzinger and Rich, Bridges, Cutter, Exum, Gardner, Ginal, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Mullica, Pelton B., Priola, Roberts, Rodriguez, Smallwood, Sullivan, Will, Winter F.

AN ACT

CONCERNING THE AUTHORITY TO ACCEPT AND EXPEND GIFTS, GRANTS, AND DONATIONS, AND, IN CONNECTION THEREWITH, AUTHORIZING THE DIVISION OF VETERANS AFFAIRS TO EXPEND GIFTS, GRANTS, AND DONATIONS IN SUPPORT OF THE WESTERN SLOPE MILITARY VETERANS' CEMETERY, AUTHORIZING THE DEPARTMENT OF PUBLIC SAFETY TO ACCEPT AND EXPEND GIFTS, GRANTS, AND DONATIONS IN SUPPORT OF ITS PURPOSES, AND CREATING THE DEPARTMENT OF PUBLIC SAFETY GIFTS, GRANTS, AND DONATIONS FUND.

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

SECTION 1. In Colorado Revised Statutes, 28-5-708, **amend** (1)(a) as follows:

28-5-708. Western slope veterans' cemetery - fund - rules. (1) (a) There is hereby established in the state treasury the western slope military veterans' cemetery fund, referred to in this section as the "fund". The division is authorized to accept AND EXPEND gifts, grants, contributions, and donations for the purposes of this section. The fund shall consist of such moneys received through gifts, grants, contributions, or donations, from any person or entity, and any moneys appropriated to the fund by the general assembly. Any interest derived from the deposit and investment of moneys in the fund shall be credited to the fund. At the end of any fiscal year, all unexpended and unencumbered moneys in the fund shall remain therein and shall not be credited or transferred to the general fund or any other fund.

SECTION 2. In Colorado Revised Statutes, **add** 24-33.5-118 as follows:

24-33.5-118. Department of public safety gifts, grants, and donations fund.
THE DEPARTMENT MAY SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS, OR DONATIONS

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS ARTICLE 33.5. THE DEPARTMENT SHALL TRANSMIT ALL MONEY RECEIVED THROUGH GIFTS, GRANTS, OR DONATIONS TO THE STATE TREASURER, WHO SHALL CREDIT THE MONEY NOT OTHERWISE REQUIRED TO BE CREDITED TO A SPECIFIC PROGRAM FUND CREATED IN THIS ARTICLE 33.5 TO THE DEPARTMENT OF PUBLIC SAFETY GIFTS, GRANTS, AND DONATIONS FUND, WHICH FUND IS HEREBY CREATED AND REFERRED TO IN THIS SECTION AS THE "FUND". THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE FUND TO THE FUND. SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY, THE DEPARTMENT MAY EXPEND ANY MONEY FROM THE FUND FOR THE PURPOSES OF THIS ARTICLE 33.5. MONEY RECEIVED PURSUANT TO THIS SECTION IS NOT SUBJECT TO THE PROVISIONS OF PART 13 OF ARTICLE 75 OF THIS TITLE 24.

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, or safety.

Approved: March 10, 2023