

Second Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 26-0486.02 Ed DeCecco x4216

HOUSE BILL 26-1332

HOUSE SPONSORSHIP

McCluskie and Duran, Caldwell

SENATE SPONSORSHIP

Rodriguez and Simpson, Coleman

House Committees
Appropriations

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE LEGISLATIVE DEPARTMENT CASH FUND.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

Executive Committee of the Legislative Council. The bill makes the following changes to the legislative department cash fund (fund):

- Transfers \$12 million from the fund to the general fund;
- Establishes a fund limit, equal to \$8 million for the current state fiscal year, and, thereafter, it adjusts proportionally with the percentage change in total general fund appropriations for the legislative branch;
- Limits reversion of unexpended appropriations to the fund

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

to prevent the balance from exceeding the fund limit and annually transferring any portion of the fund that exceeds the balance to the general fund;

- Codifies that any money received related to records requests is deposited into the fund and that the house of representatives, the senate, and the legislative service agencies are authorized to seek, accept, and expend gifts, grants, or donations; and
- Clarifies that the interest and income in the congressional redistricting and legislative redistricting accounts in the fund are transferred to the general fund, along with other interest and income from the fund.

Makes conforming amendments due to the restructuring of the provision creating the fund.

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

2 **SECTION 1.** In Colorado Revised Statutes, **repeal and reenact,**
3 **with amendments,** 2-2-1601 as follows:

4 **2-2-1601. Legislative department cash fund - redistricting**
5 **accounts - creation - legislative declaration - definitions - repeal.**

6 (1) THE GENERAL ASSEMBLY FINDS AND DECLARES THAT:

7 (a) THE LEGISLATIVE DEPARTMENT CASH FUND IS A RESERVE FOR
8 THE LEGISLATIVE DEPARTMENT THAT IS PRIMARILY FUNDED THROUGH
9 REVERSIONS OF UNEXPENDED APPROPRIATIONS TO THE LEGISLATIVE
10 DEPARTMENT;

11 (b) AMONG OTHER THINGS, THE EXECUTIVE COMMITTEE USES THE
12 MONEY IN THE FUND TO:

13 (I) RENOVATE AND MAINTAIN THE HOUSE OF REPRESENTATIVES
14 AND SENATE CHAMBERS, THE OLD STATE LIBRARY, THE OLD SUPREME
15 COURT, COMMITTEE ROOMS IN THE STATE CAPITOL AND LEGISLATIVE
16 SERVICES BUILDING, THE STATE CAPITOL ANNEX BUILDING, AND OFFICES
17 FOR LEGISLATORS AND STAFF FROM THE HOUSE, SENATE, AND LEGISLATIVE

1 SERVICE AGENCIES;

2 (II) PAY FOR LEGISLATIVE SECURITY AND SAFETY EXPENSES,
3 INCLUDING TRAINING;

4 (III) MAKE THE STATE CAPITOL MORE ACCESSIBLE, SUCH AS A
5 PROJECT TO INSTALL A VERTICAL LIFT RAMP IN THE HOUSE OF
6 REPRESENTATIVES SO THAT ALL LEGISLATORS ARE ABLE TO BE ON THE
7 DIAS AND TAKE THE GAVEL;

8 (IV) PAY FOR REDISTRICTING EXPENSES;

9 (V) PAY FOR THE LEGISLATIVE DEPARTMENT'S CRITICAL
10 INFORMATION TECHNOLOGY LIFE-CYCLE COSTS, INCLUDING SOFTWARE,
11 HARDWARE, AND INFRASTRUCTURE; AND

12 (VI) ALLOW THE LEGISLATIVE DEPARTMENT TO PAY FOR
13 UNFORESEEN EXPENSES DURING EMERGENCIES, SUCH AS A GLOBAL
14 HEALTH PANDEMIC;

15 (c) BY CREATING A FUND LIMIT, THE GENERAL ASSEMBLY INTENDS
16 TO ENSURE THAT THE LEGISLATIVE DEPARTMENT HAS SUFFICIENT MONEY
17 TO ALLOW THE DEPARTMENT TO ANNUALLY PAY FOR ONGOING AND
18 UNEXPECTED EXPENSES, BUT NOT MORE; AND

19 (d) THE EXECUTIVE COMMITTEE SHOULD CONTINUE TO PRIORITIZE
20 THE AVAILABLE MONEY IN THE FUND FOR INFORMATION TECHNOLOGY AND
21 CAPITAL NEEDS.

22 (2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
23 REQUIRES:

24 (a) "CONGRESSIONAL ACCOUNT" MEANS THE CONGRESSIONAL
25 REDISTRICTING ACCOUNT CREATED IN THE LEGISLATIVE DEPARTMENT
26 CASH FUND IN SUBSECTION (3)(c) OF THIS SECTION.

27 (b) "FUND" MEANS THE LEGISLATIVE DEPARTMENT CASH FUND

1 CREATED IN SUBSECTION (3)(a) OF THIS SECTION.

2 (c) "FUND LIMIT" MEANS:

3 (I) FOR THE STATE FISCAL YEAR COMMENCING ON JULY 1, 2025,
4 EIGHT MILLION DOLLARS; AND

5 (II) FOR EACH STATE FISCAL YEAR THEREAFTER, THE FUND LIMIT
6 FOR THE PRIOR STATE FISCAL YEAR, PROPORTIONALLY ADJUSTED BY THE
7 PERCENTAGE CHANGE IN THE TOTAL APPROPRIATION TO THE LEGISLATIVE
8 DEPARTMENT MADE IN THE LEGISLATIVE APPROPRIATION BILL FOR THE
9 STATE FISCAL YEAR.

10 (d) "LEGISLATIVE ACCOUNT" MEANS THE LEGISLATIVE
11 REDISTRICTING ACCOUNT CREATED IN THE LEGISLATIVE DEPARTMENT
12 CASH FUND IN SUBSECTION (3)(c) OF THIS SECTION.

13 (e) "LEGISLATIVE SERVICE AGENCY" MEANS THE OFFICE OF
14 LEGISLATIVE LEGAL SERVICES, LEGISLATIVE COUNCIL STAFF, OFFICE OF
15 THE STATE AUDITOR, OR STAFF OF THE JOINT BUDGET COMMITTEE.

16 (3) (a) THE LEGISLATIVE DEPARTMENT CASH FUND IS CREATED IN
17 THE STATE TREASURY. THE FUND CONSISTS OF:

18 (I) MONEY THAT THE GENERAL ASSEMBLY, THE HOUSE OF
19 REPRESENTATIVES, THE SENATE, OR ANY LEGISLATIVE SERVICE AGENCY
20 ACCEPTS AS GIFTS, GRANTS, OR DONATIONS; COLLECTS; OR OTHERWISE
21 RECEIVES FROM PRIVATE AND PUBLIC SOURCES, BUT EXCLUDES MONEY
22 SPECIFIED IN SUBSECTION (3)(b) OF THIS SECTION;

23 (II) MONEY THAT REVERTS TO THE FUND IN ACCORDANCE WITH
24 SUBSECTION (4)(a) OF THIS SECTION;

25 (III) MONEY RECEIVED BY THE OFFICE OF LEGISLATIVE LEGAL
26 SERVICES OR A LEGISLATIVE CUSTODIAN FOR FEES CHARGED FOR THE
27 RESEARCH AND RETRIEVAL OF PUBLIC RECORDS IN ACCORDANCE WITH THE

1 "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE 72 OF TITLE 24;

2 AND

3 (IV) ANY OTHER MONEY THAT THE GENERAL ASSEMBLY MAY
4 APPROPRIATE OR TRANSFER TO THE FUND.

5 (b) MONEY COLLECTED OR RECEIVED FROM THE FOLLOWING
6 SOURCES IS NOT CREDITED TO THE FUND:

7 (I) MONEY GENERATED FROM THE SALE OF BILL BOXES,
8 LEGISLATIVE DIRECTORIES, AND PUBLICATIONS AND OTHER SERVICES
9 PROVIDED BY THE PRINT SHOP;

10 (II) MONEY RECEIVED FROM VARIOUS DEPARTMENTS FOR AUDITS
11 AND STUDIES;

12 (III) MONEY RECEIVED AS PAYMENT OF COSTS AND FEES
13 PURSUANT TO SECTION 2-5-118 (2) OR (2.5); AND

14 (IV) MONEY GENERATED FROM THE SALE OF PUBLICATIONS AND
15 MEMORABILIA RELATING TO THE STATE CAPITOL BUILDING PURSUANT TO
16 SECTION 24-82-108 (3)(f)(I).

17 (c) THE CONGRESSIONAL REDISTRICTING ACCOUNT AND THE
18 LEGISLATIVE REDISTRICTING ACCOUNT ARE CREATED IN THE FUND. THE
19 CONGRESSIONAL AND LEGISLATIVE ACCOUNTS CONSIST OF ANY MONEY
20 APPROPRIATED OR TRANSFERRED TO THE ACCOUNTS AND ANY MONEY
21 RECEIVED BY THE INDEPENDENT CONGRESSIONAL REDISTRICTING
22 COMMISSION, CREATED PURSUANT TO SECTION 44 OF ARTICLE V OF THE
23 STATE CONSTITUTION; THE INDEPENDENT LEGISLATIVE REDISTRICTING
24 COMMISSION, CREATED PURSUANT TO SECTION 46 OF ARTICLE V OF THE
25 STATE CONSTITUTION; OR THE LEGISLATIVE COUNCIL RELATED TO
26 REDISTRICTING.

27 (4) (a) NOTWITHSTANDING ANY LAW TO THE CONTRARY, MONEY

1 APPROPRIATED FROM THE GENERAL FUND TO THE LEGISLATIVE
2 DEPARTMENT FOR A STATE FISCAL YEAR THAT IS UNEXPENDED OR
3 UNENCUMBERED AS OF THE CLOSE OF THE STATE FISCAL YEAR SHALL NOT
4 REVERT TO THE GENERAL FUND AND THE STATE TREASURER SHALL
5 TRANSFER THE MONEY TO THE FUND; EXCEPT THAT THE AMOUNT THAT
6 REVERTS TO THE FUND IN A STATE FISCAL YEAR SHALL NOT CAUSE THE
7 BALANCE IN THE FUND TO EXCEED THE FUND LIMIT.

8 (b) IF, AT THE END OF A STATE FISCAL YEAR, AFTER TRANSFERRING
9 ANY REVERSIONS TO THE FUND IN ACCORDANCE WITH SUBSECTION (4)(a)
10 OF THIS SECTION AND AFTER CREDITING THE INTEREST AND INCOME
11 DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE FUND TO
12 THE GENERAL FUND IN ACCORDANCE WITH SUBSECTION (5) OF THIS
13 SECTION, THE BALANCE IN THE FUND, EXCLUDING ANY MONEY IN THE
14 CONGRESSIONAL AND LEGISLATIVE ACCOUNTS AND ANY GIFTS, GRANTS,
15 OR DONATIONS IN THE FUND, EXCEEDS THE FUND LIMIT, THEN THE STATE
16 TREASURER SHALL TRANSFER THE EXCESS FROM THE FUND TO THE
17 GENERAL FUND.

18 (c) THE STATE TREASURER SHALL TRANSFER ANY UNEXPENDED
19 MONEY REMAINING IN THE CONGRESSIONAL AND LEGISLATIVE ACCOUNTS
20 AS OF JUNE 30 OF ANY YEAR ENDING IN 2 TO THE FUND; EXCEPT THAT, IF
21 ANY AMOUNT OF THE TRANSFER WOULD CAUSE THE FUND TO EXCEED THE
22 FUNDLIMIT, THEN THE STATE TREASURER SHALL TRANSFER THAT AMOUNT
23 TO THE GENERAL FUND.

24 (5) FOR STATE FISCAL YEARS COMMENCING ON OR AFTER JULY 1,
25 2025, IN ACCORDANCE WITH SECTION 24-36-114 (1), THE STATE
26 TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE
27 DEPOSIT AND INVESTMENT OF MONEY IN THE FUND, INCLUDING THE

1 CONGRESSIONAL AND LEGISLATIVE ACCOUNTS, TO THE GENERAL FUND.

2 (6) (a) EXCEPT AS SET FORTH IN SUBSECTION (6)(b) OF THIS
3 SECTION, STATE MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO
4 THE EXECUTIVE COMMITTEE OF THE LEGISLATIVE COUNCIL TO PAY FOR
5 EXPENSES OF THE LEGISLATIVE DEPARTMENT OF THE STATE OF COLORADO.

6 (b) MONEY IN THE CONGRESSIONAL ACCOUNT IS CONTINUOUSLY
7 APPROPRIATED TO THE INDEPENDENT CONGRESSIONAL REDISTRICTING
8 COMMISSION AND TO THE LEGISLATIVE COUNCIL STAFF TO PAY FOR THE
9 EXPENSE OF REDISTRICTING THE CONGRESSIONAL DISTRICTS IN THE STATE.

10 MONEY IN THE LEGISLATIVE ACCOUNT IS CONTINUOUSLY APPROPRIATED
11 TO THE INDEPENDENT LEGISLATIVE REDISTRICTING COMMISSION AND TO
12 THE LEGISLATIVE COUNCIL STAFF TO PAY FOR THE EXPENSE OF
13 REDISTRICTING THE STATE LEGISLATIVE DISTRICTS IN THE STATE.

14 (c) THE HOUSE OF REPRESENTATIVES, THE SENATE, AND
15 LEGISLATIVE SERVICE AGENCIES SHALL EXPEND MONEY CONSISTENT WITH
16 ANY TERMS AND CONDITIONS IMPOSED AS A CONDITION OF RECEIVING
17 SUCH MONEY AS GIFTS, GRANTS, OR DONATIONS.

18 (7) THE HOUSE OF REPRESENTATIVES, THE SENATE, AND ANY
19 LEGISLATIVE SERVICE AGENCY MAY SEEK, ACCEPT, AND EXPEND GIFTS,
20 GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR ANY
21 PURPOSE AUTHORIZED BY LAW.

22 (8) (a) ON JUNE 30, 2026, THE STATE TREASURER SHALL TRANSFER
23 TWELVE MILLION DOLLARS FROM THE FUND TO THE GENERAL FUND.

24 (b) THIS SUBSECTION (8) IS REPEALED, EFFECTIVE JULY 1, 2027.

25 **SECTION 2.** In Colorado Revised Statutes, 2-3-1707, **amend** (6)
26 as follows:

27 **2-3-1707. Artificial intelligence impact task force - creation -**

1 **membership - duties - compensation - staff support - report -**
2 **definitions - repeal.**

3 (6) **Staff support.** The director of research of the legislative
4 council may supply staff assistance to the task force as the director of
5 research deems appropriate, subject to available appropriations. The task
6 force may also accept gifts, grants, and donations for staff support from
7 the private sector, which gifts, grants, and donations shall be transmitted
8 to the state treasurer, who shall credit the money to the legislative
9 department cash fund created in ~~section 2-2-1601 (1)(a)~~ SECTION
10 2-2-1601 (3)(a).

11 **SECTION 3.** In Colorado Revised Statutes, 24-30-1310, **amend**
12 (1)(d)(V) as follows:

13 **24-30-1310. Funding for capital construction, controlled**
14 **maintenance, or capital renewal - definitions.**

15 (1) As used in this section, unless the context otherwise requires:

16 (d) "Cash fund" does not include:

17 (V) The legislative department cash fund created in ~~section~~
18 ~~2-2-1601 (1)(a)~~ SECTION 2-2-1601 (3)(a) and the LEGISLATIVE
19 redistricting ~~account~~ AND CONGRESSIONAL REDISTRICTING ACCOUNTS of
20 the legislative department cash fund created in ~~section 2-2-1601 (2.5)~~
21 SECTION 2-2-1601 (3)(c); or

22 **SECTION 4.** In Colorado Revised Statutes, 24-37.5-127, **amend**
23 (1)(c)(V) as follows:

24 **24-37.5-127. Funding for technology life-cycle costs -**
25 **information technology annual depreciation-lease equivalent**
26 **payments - fiscal impact analysis - definitions.**

27 (1) As used in this section, unless the context otherwise requires:

1 (c) "Cash fund" does not include:

2 (V) The legislative department cash fund created in ~~section~~
3 ~~2-2-1601 (1)(a)~~ SECTION 2-2-1601 (3)(a) and the legislative redistricting
4 ~~account~~ AND CONGRESSIONAL REDISTRICTING ACCOUNTS created in
5 ~~section 2-2-1601 (2.5)~~ SECTION 2-2-1601 (3)(c).

6 **SECTION 5. Safety clause.** The general assembly finds,
7 determines, and declares that this act is necessary for the immediate
8 preservation of the public peace, health, or safety or for appropriations for
9 the support and maintenance of the departments of the state and state
10 institutions.