

Second Regular Session  
Seventy-fifth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 26-0807.01 Jed Franklin x5484

HOUSE BILL 26-1392

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HOUSE SPONSORSHIP

Sirota and Taggart, Brown

SENATE SPONSORSHIP

Bridges and Kirkmeyer, Amabile

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House Committees  
Appropriations

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING THE TRANSFER OF MONEY FROM THE PUBLIC SAFETY  
102 COMMUNICATIONS REVOLVING FUND TO THE PUBLIC SAFETY  
103 COMMUNICATIONS TRUST FUND TO SUPPORT THE DIGITAL  
104 TRUNKED RADIO SYSTEM.

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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/>.)*

**Joint Budget Committee.** The bill requires the state treasurer to transfer any unexpended and unencumbered money remaining in the public safety communications revolving fund at the end of a fiscal year

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 the public safety communications trust fund (trust fund).

The bill clarifies that the primary purpose of the money in the trust fund is to support the digital trunked radio system (DTRS) by acquiring and maintaining public safety communications systems and equipment for use by the office of public safety communications (office), state departments, and other users of the system. The money in the fund may also be used for the payment of maintenance expenses of the office, state departments, and other users related to the DTRS, including the cost of leased or rented equipment, infrastructure maintenance, tower lease costs, payments to local governmental entities for radio communications systems, or payments related to public safety radio systems.

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

2           **SECTION 1.** In Colorado Revised Statutes, 24-33.5-2502,  
3 **amend** (2)(d) as follows:

4           **24-33.5-2502. Office of public safety communications - public**  
5 **safety communications revolving fund - creation.**

6           (2) (d) The state treasurer shall credit any unexpended and  
7 unencumbered money remaining in the fund at the end of a fiscal year to  
8 the ~~fund~~ PUBLIC SAFETY COMMUNICATIONS TRUST FUND, CREATED IN  
9 SECTION 24-33.5-2510 (1).

10           **SECTION 2.** In Colorado Revised Statutes, 24-33.5-2510,  
11 **amend** (1) as follows:

12           **24-33.5-2510. Public safety communications trust fund -**  
13 **creation - report.**

14           (1) The public safety communications trust fund, referred to in  
15 this section as the "fund", is ~~hereby~~ created in the state treasury. The fund  
16 consists of money appropriated or transferred to the fund pursuant to  
17 subsections (2) and (3) of this section, SECTION 24-33.5-2502 (2)(d), and  
18 any other money that the general assembly may appropriate or transfer to  
19 the fund. The money in the fund is continuously appropriated by the

1 general assembly to the department for distribution as determined by rules  
2 adopted pursuant to section 24-33.5-2505 (1)(i). The primary purpose of  
3 such distribution is the acquisition and maintenance of public safety  
4 communications systems AND EQUIPMENT for use by THE OFFICE, STATE  
5 departments, including ~~but not limited to~~ the departments of public safety,  
6 transportation, natural resources, and corrections as provided in section  
7 24-33.5-2505 (3)(b), AND OTHER USERS OF THE SYSTEM. Such systems  
8 ~~shall~~ MUST satisfy the requirements of the public safety national plan  
9 established by the federal communications commission, 47 CFR 90.16.  
10 ~~This section shall not preclude~~ THE MONEY IN THE FUND MAY ALSO BE  
11 USED FOR the payment of maintenance expenses OF THE OFFICE, STATE  
12 DEPARTMENTS, AND OTHER USERS OF THE SYSTEM, including the cost of  
13 leased or rented equipment, INFRASTRUCTURE MAINTENANCE, TOWER  
14 LEASE COSTS, payments to local governmental entities for radio  
15 communications systems, or payments related to public safety radio  
16 systems.

17 **SECTION 3. Safety clause.** The general assembly finds,  
18 determines, and declares that this act is necessary for the immediate  
19 preservation of the public peace, health, or safety or for appropriations for  
20 the support and maintenance of the departments of the state and state  
21 institutions.