

**First Regular Session
Seventieth General Assembly
STATE OF COLORADO**

**DRAFT
9.16.14**

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LLS NO. 15-####.01 Kate Meyer x4348

COMMITTEE BILL

A BILL FOR AN ACT

101 **CONCERNING THE CODIFICATION OF CERTAIN PHRASES PREVIOUSLY**
102 **INCLUDED IN APPROPRIATION CLAUSES.**

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://www.leg.state.co.us/billsummaries>.)

Joint Budget Committee. The bill identifies certain stock phrases that were formerly included in appropriation clauses and generally applies the phrases to all future appropriation clauses.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 24-75-112.5 as
3 follows:

4 **24-75-112.5. Appropriation clauses - general provisions -**
5 **legislative declaration - definition.** (1) THE GENERAL ASSEMBLY
6 HEREBY FINDS, DETERMINES, AND DECLARES THAT:

7 (a) THE MECHANISM THROUGH WHICH THE GENERAL ASSEMBLY
8 COMMONLY AUTHORIZES STATE AGENCIES TO SPEND MONEYS, THE
9 APPROPRIATION CLAUSE, HAS REMAINED ESSENTIALLY UNCHANGED FOR
10 OVER A CENTURY;

11 (b) THE TYPICAL APPROPRIATION CLAUSE EMPLOYED PRIOR TO THE
12 2015 REGULAR LEGISLATIVE SESSION FEATURES CERTAIN STOCK PHRASES
13 THAT MAKE ASCERTAINING ESSENTIAL INFORMATION MORE DIFFICULT;

14 (c) THESE STOCK PHRASES ARE: "IN ADDITION TO ANY OTHER
15 APPROPRIATION", "NOT OTHERWISE APPROPRIATED", AND "OR SO MUCH
16 THEREOF AS MAY BE NECESSARY";

17 (d) LEGISLATION SHOULD, WHENEVER POSSIBLE, BE WRITTEN
18 CLEARLY AND CONCISELY; AND

19 (e) IT IS THEREFORE THE INTENT OF THE GENERAL ASSEMBLY, IN
20 ENACTING THIS SECTION:

21 (I) TO ENHANCE COMPREHENSIBILITY OF APPROPRIATION CLAUSES
22 BY OMITTING THE IDENTIFIED PHRASES FORMERLY USED IN STANDARD
23 APPROPRIATION CLAUSES; AND

24 (II) TO CONTINUE UNDISTURBED THE OPERATION AND LEGAL
25 EFFECT OF THESE PHRASES BY CODIFYING THEM IN A STATUTE OF GENERAL
26 APPLICABILITY.

27 (2) (a) UNLESS THE CONTEXT OTHERWISE REQUIRES, AND

1 REGARDSLESS OF WHETHER THE LAW IS STATUTORY OR NONCODIFIED, AN
2 APPROPRIATION MADE IN A DULY ENACTED LAW OF THE STATE IS:

3 (I) MADE IN ADDITION TO ANY OTHER APPROPRIATION;

4 (II) MADE FROM MONEYS THAT ARE NOT OTHERWISE
5 APPROPRIATED; AND

6 (III) (A) FOR THE STATED AMOUNT OF MONEYS OR SO MUCH
7 THEREOF AS MAY BE NECESSARY.

8 (B) SUB-SUBPARAGRAPH (A) OF THIS SUBPARAGRAPH (III) DOES
9 NOT APPLY TO AN APPROPRIATION TO A CASH FUND, WHICH
10 APPROPRIATION IS FOR THE STATED AMOUNT OF MONEYS.

11 (b) AS USED IN ANY APPROPRIATION CLAUSE, "C.R.S." MEANS THE
12 COLORADO REVISED STATUTES.

13 (3) THIS SECTION APPLIES TO LEGISLATION ENACTED ON OR AFTER
14 JANUARY 1, 2015.

15 **SECTION 2. Safety clause.** The general assembly hereby finds,
16 determines, and declares that this act is necessary for the immediate
17 preservation of the public peace, health, and safety.