

CHAPTER 176

GOVERNMENT - STATE

HOUSE BILL 20-1398

BY REPRESENTATIVE(S) Esgar and McCluskie;
also SENATOR(S) Rankin, Moreno, Zenzinger, Tate.

AN ACT

CONCERNING MODIFICATIONS TO THE AUTOMATIC CASH FUND FUNDING MECHANISM FOR PAYMENT OF FUTURE COSTS ATTRIBUTABLE TO THE STATE'S CAPITAL ASSETS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

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

SECTION 1. In Colorado Revised Statutes, 24-30-1310, **amend** (1)(d) and (2) introductory portion as follows:

24-30-1310. Funding for capital construction, controlled maintenance, or capital renewal - definitions. (1) As used in this section, unless the context otherwise requires:

(d) "Cash fund" does not include:

(I) The lottery fund created in section 44-40-111;

(II) The limited gaming fund created in section 44-30-701 (1);

(III) Money allocated to the division of parks and wildlife from lottery proceeds as specified in section 3 of article XXVII of the state constitution; ~~or~~

(IV) The regional center depreciation account in the capital construction fund, created in section 24-75-302 (3.8)(a); ~~OR~~

(V) THE LEGISLATIVE DEPARTMENT CASH FUND CREATED IN SECTION 2-2-1601 (1)(a) AND THE REDISTRICTING ACCOUNT OF THE LEGISLATIVE DEPARTMENT CASH FUND CREATED IN SECTION 2-2-1601 (2.5).

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.

(2) EXCEPT FOR THE 2020-21 ANNUAL GENERAL APPROPRIATION ACT, for every appropriation in the capital construction section of the 2015-16 annual general appropriation act and every appropriation in the capital construction section of each annual general appropriation act thereafter, not including appropriations for information technology projects, additional funding must be set aside as follows:

SECTION 2. In Colorado Revised Statutes, 2-2-1601, **add** (4) as follows:

2-2-1601. Legislative department cash fund - redistricting account - creation - definition. (4) ANY MONEY THAT IS IDENTIFIED IN A CAPITAL RESERVE OF THE LEGISLATIVE DEPARTMENT CASH FUND CREATED IN SUBSECTION (1)(a) OF THIS SECTION OR IN A CAPITAL RESERVE OF THE REDISTRICTING ACCOUNT CREATED IN SUBSECTION (2.5) OF THIS SECTION AS REQUIRED PURSUANT TO SECTION 24-30-1310 ON OR BEFORE THE EFFECTIVE DATE OF THIS SUBSECTION (4) SHALL BE RELEASED FROM SAID RESERVE OR RESERVES AND MAY BE USED INSTEAD FOR THE PURPOSES SET FORTH IN THIS SECTION.

SECTION 3. Appropriation - adjustments to 2020 long bill. To implement this act, general fund appropriations made in the annual general appropriation act for the 2020-21 state fiscal year for annual depreciation-lease equivalent payments are decreased by \$7,561,261 as follows:

Department	General Fund
Corrections	(\$307,843)
Higher education	(\$3,461,717)
Human services	(\$3,103,396)
Military and veterans affairs	(\$87,994)
Personnel	(\$566,806)
Public health and environment	(\$33,505)

SECTION 4. 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: June 29, 2020