



**Legislative Council Staff**

*Nonpartisan Services for Colorado's Legislature*

**Revised Fiscal Note**

(replaces fiscal note dated February 10, 2022 )

**Drafting Number:** LLS 22-0431  
**Prime Sponsors:** Sen. Donovan

**Date:** February 28, 2022  
**Bill Status:** Senate Appropriations  
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**Bill Topic:** **VERSIONS OF THE COLORADO CONSTITUTION**

- Summary of Fiscal Impact:**
- State Revenue
  - State Expenditure
  - State Transfer
  - TABOR Refund
  - Local Government
  - Statutory Public Entity

The bill requires the State Archivist to submit a proposal to the State Capitol Building Advisory Committee and the Capital Development Committee for displaying the original Colorado Constitution in the state capitol building and to provide educational opportunities. The bill increases state expenditures in FY 2022-23 only.

**Appropriation Summary:** For FY 2022-23, the bill requires an appropriation of \$30,776 to the Department of Personnel and Administration.

**Fiscal Note Status:** The fiscal note reflects the introduced bill, as amended by the Senate State, Veterans, and Military Affairs Committee.

**Table 1  
State Fiscal Impacts Under SB 22-012**

		Budget Year FY 2022-23	Out Year FY 2023-24
<b>Revenue</b>		-	-
<b>Expenditures</b>	General Fund	\$30,776	-
<b>Transfers</b>		-	-
<b>Other Budget Impacts</b>	General Fund Reserve	\$4,616	-

## **Summary of Legislation**

The bill requires the State Archivist in the Department of Personnel and Administration (DPA) to submit a proposal to the State Capitol Building Advisory Committee and the Capital Development Committee for:

- the creation of a permanent display of the original Colorado Constitution in the state capitol building;
- an online educational exhibition of the Colorado Constitution including all amendments; and
- opportunities to provide updated physical copies of the Constitution within state offices.

The State Archivist is required to contract with an exhibit design company to determine best practices for the display and online exhibition, and to submit the proposal by February 28, 2023. The State Archivist is authorized to solicit, accept, and expend bequests, gifts, grants, and donations to accomplish these requirements. The bill prohibits appropriations from the General Fund or any cash fund.

## **Background**

The Colorado Constitution is a 40-page manuscript written on machine-made ledger paper and bound with a 12-page document that includes the minutes of the State Constitutional Convention. The Colorado State Archives in the DPA is the legal custodian of the document. The constitution is currently on loan through December 2022, and available for public viewing, at the History Colorado Center in Denver. The room in which the constitution is currently on display has temperature and climate controls, protective lighting, additional security, and requires museum archivists to periodically turn the pages to ensure the continued preservation of the document.

The Secretary of State and the Colorado General Assembly, currently maintain searchable electronic copies of the Colorado Constitution that are available to the public free-of-charge. The links are: [https://www.coloradosos.gov/pubs/info\\_center/laws/COConstitution/ColoradoConstitution.pdf](https://www.coloradosos.gov/pubs/info_center/laws/COConstitution/ColoradoConstitution.pdf) and <https://leg.colorado.gov/colorado-constitution>.

## **State Revenue**

The bill may increase state revenue from bequests, gifts, grants, and donations however, no sources have been identified at this time. Bequests, gifts, grants, and donations are exempt from TABOR revenue limits.

## **State Expenditures**

The bill increases state expenditures in the Department of Personnel and Administration by \$30,776 in FY 2022-23 from the General Fund as explained below.

**Department of Personnel and Administration.** The State Archivist will contract with an exhibit design company to develop the proposal for displaying the original constitution for \$27,000 and \$3,776 to develop the digital exhibit in FY 2022-23. While the bill prohibits the use of General Fund or cash fund monies, no source of funding has been identified as of this writing, so the fiscal note assumes that General Fund is required.

## Other Budget Impacts

**General Fund reserve.** Under current law, an amount equal to 15 percent of General Fund appropriations must be set aside in the General Fund statutory reserve beginning in FY 2022-23. Based on this fiscal note, the bill is expected to increase the amount of General Fund held in reserve by \$4,616 in FY 2022-23, which will decrease the amount of General Fund available for other purposes.

## Effective Date

The bill takes effect 90 days following adjournment of the General Assembly sine die, assuming no referendum petition is filed.

## State Appropriations

For FY 2022-23, the bill requires an appropriation of \$30,776 to the Department of Personnel and Administration from the General Fund.

## State and Local Government Contacts

Information Technology  
Personnel

Legislative Legal Services  
State