

CHAPTER 206

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**GOVERNMENT - STATE**

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SENATE BILL 96-216

BY SENATORS Wham, Ament, Johnson, and Feeley;  
also REPRESENTATIVES Reeves, Foster, Martin, and Anderson.

**AN ACT**

**CONCERNING THE ACQUISITION OF INTERESTS IN PROPERTY LOCATED AT 1881 PIERCE STREET, LAKEWOOD, COLORADO, BY THE DEPARTMENT OF PERSONNEL FOR THE BENEFIT AND USE OF THE DEPARTMENT OF REVENUE, AND MAKING APPROPRIATIONS IN CONNECTION THEREWITH.**

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

**SECTION 1. Lease-purchase agreement - appropriations.** (1) (a) The department of personnel is hereby authorized to execute a ten-year lease-purchase agreement for the acquisition of the facility located at 1881 Pierce Street, Lakewood, Colorado, in which the department of personnel is the lessee for the benefit and use of the department of revenue.

(b) The lease-purchase agreement shall provide that all of the obligations of the state under such agreement shall be subject to the action of the general assembly and the department of personnel in annually making moneys available for all payments thereunder.

(c) The lease-purchase agreement may contain such terms, provisions, and conditions as the department of personnel and the department of revenue deem appropriate, including provisions by which the state may receive fee title to the real and personal property that is the subject of the lease-purchase agreement on or prior to the expiration of the term thereof, including all optional terms. Any title to such property received by the state on or prior to the expiration of the term of the lease-purchase agreement shall be held for the benefit and use of the department of revenue. The lease-purchase agreement may further provide for the issuance, distribution, and sale of instruments evidencing rights to receive rentals and other payments made and to be made under the lease-purchase agreement. Such instruments shall not be notes, bonds, or any other evidences of indebtedness of the

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

state within the meaning of any provision of the Colorado constitution or the law of the state concerning or limiting the creation of indebtedness of the state.

(d) The department of personnel and the department of revenue are authorized to enter into such ancillary agreements and instruments as are deemed necessary or appropriate in connection with the lease-purchase agreement.

(2) (a) In addition to any other appropriation, there is hereby appropriated from cash funds exempt to the department of personnel, for the fiscal year beginning July 1, 1996, the sum of thirteen million nine hundred ninety-one thousand eight hundred twenty-five dollars (\$13,991,825), or so much thereof as may be necessary, to pay the negotiated purchase price plus reasonable and necessary closing costs for the purpose of acquiring by means of a lease-purchase agreement the facility located at 1881 Pierce Street, Lakewood, Colorado.

(b) In addition to any other appropriation, there is hereby appropriated, to the department of personnel, for the fiscal year beginning July 1, 1996, the sum of three hundred one thousand nine hundred one dollars (\$301,901), or so much thereof as may be necessary, for the implementation of this act. Of said sum, one hundred sixty-five thousand nine hundred eighty-five dollars (\$165,985) shall be from any moneys in the capital construction fund created in section 24-75-302, Colorado Revised Statutes, not otherwise appropriated, fifty-six thousand nine hundred thirty-nine dollars (\$56,939) shall be from various sources of cash funds, and seventy-eight thousand nine hundred seventy-seven dollars (\$78,977) shall be from various sources of cash funds exempt.

(c) In addition to any other appropriation, there is hereby appropriated, to the department of revenue, for the fiscal year beginning July 1, 1996, the following amounts:

(I) For allocation to the executive director's office, the sum of three hundred eighteen thousand eight hundred twelve dollars (\$318,812) and 1.5 FTE, for the maintenance and utilities costs of the facility located at 1881 Pierce Street, Lakewood, Colorado. Of this sum, one hundred seventy-five thousand two hundred eighty-one dollars (\$175,281) shall be from the general fund, thirteen thousand five hundred eighty-two dollars (\$13,582) shall be from the highway users tax fund created in section 43-4-201, Colorado Revised Statutes, twenty-two thousand nine hundred fifty-five dollars (\$22,955) shall be from cash funds, and one hundred six thousand nine hundred ninety-four dollars (\$106,994) shall be from cash funds exempt.

(II) For allocation to the executive director's office, the sum of thirty-five thousand nine hundred fifty-three dollars (\$35,953) for the lease/purchase of the phone system at the facility located at 1881 Pierce Street, Lakewood, Colorado. Of this sum, nineteen thousand seven hundred sixty-six dollars (\$19,766) shall be from the general fund, one thousand five hundred thirty-two dollars (\$1,532) shall be from the highway users tax fund created in section 43-4-201, Colorado Revised Statutes, two thousand five hundred eighty-nine dollars (\$2,589) shall be from cash funds, and twelve thousand sixty-six dollars (\$12,066) shall be from cash funds exempt.

(3) For the implementation of this act, appropriations made in the annual general

appropriation act to the department of revenue, for the fiscal year beginning July 1, 1996, shall be adjusted as follows:

(a) The appropriation to the executive director's office, leased space, is decreased by six hundred two thousand nine hundred sixty-five dollars (\$602,965). Of the total amount decreased, three hundred ninety-one thousand three hundred fifty-eight dollars (\$391,358) shall be from the general fund, fifty-four thousand six hundred thirteen dollars (\$54,613) shall be from cash funds, and one hundred fifty-six thousand nine hundred ninety-four dollars (\$156,994) shall be from cash funds exempt. The lettered notes related to this appropriation shall be adjusted accordingly to reflect the decrease.

(b) The cash funds appropriation to the limited gaming division, program costs, is decreased by forty thousand one hundred thirty-eight dollars (\$40,138).

(4) For the implementation of this act, appropriations made in the annual general appropriation act for the fiscal year beginning July 1, 1996, shall be adjusted by increasing the general fund appropriation to the capital construction fund outlined in section 3 (1)(c) and (1)(e) by one hundred sixty-five thousand nine hundred eighty-five dollars (\$165,985).

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

Approved: May 23, 1996