

CHAPTER 251

CRIMINAL LAW AND PROCEDURE

HOUSE BILL 96-1361

BY REPRESENTATIVES Pankey, Armstrong, Lyle, Mace, Morrison, Schwarz, Tucker, and Young;
 also SENATORS Mutzebaugh, Alexander, Ament, Bishop, Blickensderfer, Casey, Dennis, Feeley, Hernandez, Hopper, Johnson, Lacy,
 Linkhart, Martinez, Matsunaka, Meiklejohn, Norton, Pascoe, Perlmutter, L. Powers, Rizzuto, Rupert, Schroeder, Tanner, Tebedo,
 Thiebaut, Wattenberg, Weddig, Weissmann, Wells, and Wham.

AN ACT

CONCERNING ENDANGERING PUBLIC TRANSPORTATION, AND MAKING AN APPROPRIATION IN CONNECTION THEREWITH.

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

SECTION 1. 18-9-115 (2), Colorado Revised Statutes, 1986 Repl. Vol., is amended to read:

18-9-115. Endangering public transportation. (2) "Public" means offered or available to the public generally, either free or upon payment of a fare, fee, rate, or tariff, OR OFFERED OR MADE AVAILABLE BY A SCHOOL OR SCHOOL DISTRICT TO PUPILS REGULARLY ENROLLED IN PUBLIC OR NONPUBLIC SCHOOLS IN PRESCHOOL THROUGH GRADE TWELVE.

SECTION 2. Part 1 of article 1 of title 17, Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended BY THE ADDITION OF A NEW SECTION to read:

17-1-118. Appropriation to comply with section 2-2-703. (1) PURSUANT TO SECTION 2-2-703, C.R.S., THE FOLLOWING STATUTORY APPROPRIATIONS, OR SO MUCH THEREOF AS MAY BE NECESSARY, ARE MADE IN ORDER TO IMPLEMENT HB96-1361, ENACTED AT THE SECOND REGULAR SESSION OF THE SIXTIETH GENERAL ASSEMBLY:

(a) FOR THE FISCAL YEAR BEGINNING JULY 1, 1997, IN ADDITION TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED, FROM THE MASS TRANSPORTATION ACCOUNT ESTABLISHED IN SECTION 32-9.7-102, C.R.S., TO THE CORRECTIONS EXPANSION RESERVE FUND CREATED IN SECTION 17-1-116, THE SUM OF SIXTY-ONE

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

THOUSAND FOUR HUNDRED FIFTY-FIVE DOLLARS (\$61,455).

(b) FOR THE FISCAL YEAR BEGINNING JULY 1, 1997, IN ADDITION TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED, FROM THE GENERAL FUND TO THE CORRECTIONS EXPANSION RESERVE FUND CREATED IN SECTION 17-1-116, THE SUM OF TEN THOUSAND SIX HUNDRED FIFTY-THREE DOLLARS (\$10,653).

(c) FOR THE FISCAL YEAR BEGINNING JULY 1, 1998, IN ADDITION TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED, FROM THE GENERAL FUND TO THE DEPARTMENT OF CORRECTIONS, THE SUM OF TWENTY-ONE THOUSAND ONE HUNDRED SEVENTY-FIVE DOLLARS (\$21,175).

(d) FOR THE FISCAL YEAR BEGINNING JULY 1, 1999, IN ADDITION TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED, FROM THE GENERAL FUND TO THE DEPARTMENT OF CORRECTIONS, THE SUM OF TWENTY-ONE THOUSAND ONE HUNDRED SEVENTY-FIVE DOLLARS (\$21,175).

(e) FOR THE FISCAL YEAR BEGINNING JULY 1, 2000, IN ADDITION TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED, FROM THE GENERAL FUND TO THE DEPARTMENT OF CORRECTIONS, THE SUM OF TWENTY-ONE THOUSAND ONE HUNDRED SEVENTY-FIVE DOLLARS (\$21,175).

(2) BECAUSE THE MONEYS FROM THE MASS TRANSPORTATION ACCOUNT WILL BE USED FOR PURPOSES OTHER THAN THE CONSTRUCTION OF MASS TRANSPORTATION PROJECTS IN THE FIXED GUIDEWAY CORRIDORS FROM WHICH THE MONEYS WERE COLLECTED, THIS APPROPRIATION SHALL BE EFFECTIVE ONLY IF HB96-1361 IS APPROVED BY A TWO-THIRDS MAJORITY VOTE OF BOTH HOUSES OF THE GENERAL ASSEMBLY IN ACCORDANCE WITH SECTION 32-9.7-102, C.R.S.

SECTION 3. Effective date - applicability. This act shall take effect July 1, 1996, and shall apply to offenses committed on or after said date.

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, and safety.

Approved: June 1, 1996