

CHAPTER 210

GOVERNMENT - STATE

HOUSE BILL 04-1412

BY REPRESENTATIVE(S) Young, Plant, and Witwer;
also SENATOR(S) Owen, Reeves, and Teck.

AN ACT**CONCERNING TRANSFERS OF MONEY RELATED TO CAPITAL CONSTRUCTION.**

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

SECTION 1. 24-75-302 (2) (q) and (2) (r), Colorado Revised Statutes, as they will become effective July 1, 2004, are amended, and the said 24-75-302 is further amended BY THE ADDITION OF A NEW SUBSECTION, to read:

24-75-302. Capital construction fund - capital assessment fees - calculation.

(2) As of July 1, 1988, and July 1 of each year thereafter through July 1, 2008, a sum as specified in this subsection (2) shall accrue to the capital construction fund. The state treasurer and the controller shall transfer such sum out of the general fund and into the capital construction fund as moneys become available in the general fund during the fiscal year beginning on said July 1. Transfers between funds pursuant to this subsection (2) shall not be deemed to be appropriations subject to the limitations of section 24-75-201.1. The amount which shall accrue pursuant to this subsection (2) shall be as follows:

(q) ~~On July 1, 2004, one hundred million dollars; plus two hundred thirty-three thousand eight hundred seventy-two dollars pursuant to H.B. 00-1201, enacted at the second regular session of the sixty-second general assembly; plus seventy-nine thousand eight hundred eighty-seven dollars pursuant to H.B. 01-1242, enacted at the first regular session of the sixty-third general assembly; plus four hundred eighty-six thousand two hundred sixty-nine dollars pursuant to S.B. 02-050, enacted at the second regular session of the sixty-third general assembly; plus nine hundred seventy-two thousand five hundred thirty-eight dollars pursuant to H.B. 02-1038, enacted at the second regular session of the sixty-third general assembly; plus four thousand twelve dollars pursuant to section 3 of H.B. 02S-1006 enacted at the third extraordinary session of the sixty-third general assembly; plus sixty-nine thousand~~

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

~~four hundred sixty-seven dollars pursuant to H.B. 03-1317, enacted at the first regular session of the sixty-fourth general assembly;~~

~~(r) On July 1, 2005, one hundred million dollars, plus four hundred forty-nine thousand seven hundred ninety-nine dollars pursuant to S.B.02-050, enacted at the second regular session of the sixty-third general assembly; plus one hundred thirty-eight thousand nine hundred thirty-four dollars pursuant to H.B. 03-1138, enacted at the first regular session of the sixty-fourth general assembly; plus sixty-nine thousand four hundred sixty-seven dollars pursuant to H.B. 03-1317, enacted at the first regular session of the sixty-fourth general assembly;~~

(9) ON JULY 1, 2004, PURSUANT TO H.B. 04-1412, ENACTED AT THE SECOND REGULAR SESSION OF THE SIXTY-FOURTH GENERAL ASSEMBLY, THE STATE TREASURER AND THE CONTROLLER SHALL TRANSFER TWO HUNDRED EIGHTY-FIVE THOUSAND SEVEN HUNDRED EIGHTY-TWO DOLLARS FROM THE CAPITAL CONSTRUCTION FUND TO THE GENERAL FUND CREATED IN SECTION 24-75-201 (1).

SECTION 2. Repeal. 17-1-130 (1) (e) (I), Colorado Revised Statutes, is repealed as follows:

17-1-130. Appropriation to comply with section 2-2-703 - HB 00-1201.

(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 H.B. 00-1201 enacted at the second regular session of the sixty-second general assembly:

~~(e) (I) For the fiscal year beginning July 1, 2004, in addition to any other appropriation, there is hereby appropriated from the capital construction fund created in 24-75-302, C.R.S., to the corrections expansion reserve fund created in section 17-1-116, the sum of two hundred thirty-three thousand eight hundred seventy-two dollars (\$233,872).~~

SECTION 3. Repeal. 17-1-137 (1) (d) (I), Colorado Revised Statutes, is repealed as follows:

17-1-137. Appropriation to comply with section 2-2-703 - HB 01-1242.

(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 H.B. 01-1242, enacted at the first regular session of the sixty-third general assembly:

~~(d) (I) For the fiscal year beginning July 1, 2004, in addition to any other appropriation, there is hereby appropriated, from the capital construction fund created in section 24-75-302, C.R.S., to the corrections expansion reserve fund created in section 17-1-116, the sum of seventy-nine thousand eight hundred eighty-seven dollars (\$79,887).~~

SECTION 4. Repeal. 17-1-142 (1) (c) (I) and (1) (d) (I), Colorado Revised Statutes, are repealed as follows:

17-1-142. Appropriation to comply with section 2-2-703 - SB 02-050.

(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 S.B. 02-050,

enacted at the second regular session of the sixty-third general assembly:

~~(c) (I) For the fiscal year beginning July 1, 2004, in addition to any other appropriation, there is hereby appropriated, from the capital construction fund created in section 24-75-302, C.R.S., to the corrections expansion reserve fund created in section 17-1-116, the sum of four hundred eighty-six thousand two hundred sixty-nine dollars (\$486,269).~~

~~(d) (I) For the fiscal year beginning July 1, 2005, in addition to any other appropriation, there is hereby appropriated, from the capital construction fund created in section 24-75-302, C.R.S., to the corrections expansion reserve fund created in section 17-1-116, the sum of four hundred forty-nine thousand seven hundred ninety-nine dollars (\$449,799).~~

SECTION 5. Repeal. 17-1-143 (1) (c) (I), Colorado Revised Statutes, is repealed as follows:

17-1-143. Appropriation to comply with section 2-2-703 - HB 02-1038.

(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 H.B. 02-1038, enacted at the second regular session of the sixty-third general assembly:

~~(c) (I) For the fiscal year beginning July 1, 2004, in addition to any other appropriation, there is hereby appropriated, from the capital construction fund created in section 24-75-302, C.R.S., to the corrections expansion reserve fund created in section 17-1-116, the sum of nine hundred seventy-two thousand five hundred thirty-eight dollars (\$972,538).~~

SECTION 6. Repeal. 17-1-145 (1) (a), Colorado Revised Statutes, is repealed as follows:

17-1-145. Appropriation to comply with section 2-2-703 - HB 02S-1006.

(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 section 3 of H.B. 02S-1006, enacted at the third extraordinary session of the sixty-third general assembly:

~~(a) For the fiscal year beginning July 1, 2004, in addition to any other appropriation, there is hereby appropriated from the capital construction fund created in section 24-75-302, C.R.S., to the corrections expansion reserve fund created in section 17-1-116, the sum of four thousand twelve dollars (\$4,012).~~

SECTION 7. Repeal. 17-1-147 (1) (a), Colorado Revised Statutes, is repealed as follows:

17-1-147. Appropriation to comply with section 2-2-703 - HB 03-1138.

(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 H.B. 03-1138, enacted at the first regular session of the sixty-fourth general assembly:

~~(a) For the fiscal year beginning July 1, 2005, in addition to any other~~

~~appropriation, there is hereby appropriated from the capital construction fund created in section 24-75-302, C.R.S., to the corrections expansion reserve fund created in section 17-1-116, the sum of one hundred thirty-eight thousand nine hundred thirty-four dollars (\$138,934).~~

SECTION 8. Repeal. 17-1-149 (1) (a) and (1) (b) (I), Colorado Revised Statutes, as they will become effective July 1, 2004, are repealed as follows:

17-1-149. Appropriation to comply with section 2-2-703 - HB 03-1317.

(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 H.B. 03-1317, enacted at the first regular session of the sixty-fourth general assembly:

~~(a) For the fiscal year beginning July 1, 2004, in addition to any other appropriation, there is hereby appropriated from the capital construction fund created in section 24-75-302, C.R.S., to the corrections expansion reserve fund created in section 17-1-116, the sum of sixty-nine thousand four hundred sixty-seven dollars (\$69,467).~~

~~(b) (I) For the fiscal year beginning July 1, 2005, in addition to any other appropriation, there is hereby appropriated, from the capital construction fund created in section 24-75-302, C.R.S., to the corrections expansion reserve fund created in section 17-1-116, the sum of sixty-nine thousand four hundred sixty-seven dollars (\$69,467).~~

SECTION 9. Effective date. This act shall take effect July 1, 2004.

SECTION 10. 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: April 28, 2004