

## CHAPTER 138

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**TAXATION**

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**SENATE BILL 05-201**

BY SENATOR(S) Kester, Bacon, Entz, Evans, Fitz-Gerald, Gordon, Groff, Grossman, Hagedorn, Hanna, Isgar, Johnson, Jones, Keller, Sandoval, Shaffer, Tapia, Tochtrop, Tupa, Veiga, Williams, and Windels;  
also REPRESENTATIVE(S) Frangas, Berens, Boyd, Buescher, Carroll M., Cerbo, Cloer, Coleman, Gallegos, Hodge, Hoppe, Kerr, Madden, Massey, Paccione, Plant, Riesberg, Rose, Stafford, and Todd.

**AN ACT****CONCERNING THE PROVISION OF ADDITIONAL FUNDING FOR THE LOW-INCOME ENERGY ASSISTANCE PROGRAM OF THE DEPARTMENT OF HUMAN SERVICES, AND MAKING AN APPROPRIATION THEREFOR.**

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

**SECTION 1.** 39-29-109 (1), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

**39-29-109. Severance tax trust fund - created - administration - use of moneys - repeal.** (1) (j) (I) NOTWITHSTANDING ANY PROVISION IN THIS SECTION TO THE CONTRARY, FOR THE STATE FISCAL YEAR COMMENCING JULY 1, 2004, THE GENERAL ASSEMBLY SHALL APPROPRIATE AN AMOUNT NOT TO EXCEED SEVEN MILLION SIX HUNDRED THOUSAND DOLLARS FROM THE OPERATIONAL ACCOUNT OF THE SEVERANCE TAX TRUST FUND TO THE DEPARTMENT OF HUMAN SERVICES FOR THE PURPOSE OF INCREASING AVAILABLE FUNDS UNDER THE LOW-INCOME ENERGY ASSISTANCE PROGRAM.

(II) THIS PARAGRAPH (j) IS REPEALED, EFFECTIVE JULY 1, 2006.

**SECTION 2. Appropriation.** In addition to any other appropriation, there is hereby appropriated, out of any moneys in the operational account of the severance tax trust fund created in section 39-29-109, Colorado Revised Statutes, not otherwise appropriated, to the department of human services, self-sufficiency, special purpose welfare programs, for the fiscal year beginning July 1, 2004, the sum of seven million six hundred thousand dollars (\$7,600,000), or so much thereof as may be necessary, for the implementation of this act.

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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.*

**SECTION 3. 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 5, 2005