

CHAPTER 221

FINANCIAL INSTITUTIONS

SENATE BILL 05-026

BY SENATOR(S) Fitz-Gerald;
also REPRESENTATIVE(S) Pommer, Buescher, Carroll T., Coleman, Frangas, Madden, and Merrifield.

AN ACT

**CONCERNING REGULATION OF THE SALE OF SECURITIES, AND, IN CONNECTION THEREWITH,
CONFERRING REGULATORY AUTHORITY UPON THE ATTORNEY GENERAL.**

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

SECTION 1. Part 6 of article 51 of title 11, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

11-51-603.5. Concurrent enforcement by attorney general - legislative declaration. (1) TO FACILITATE THE ATTORNEY GENERAL'S ENFORCEMENT OF CRIMINAL VIOLATIONS UNDER THIS ARTICLE AS CONTEMPLATED BY SECTION 11-51-603 (3), THE GENERAL ASSEMBLY FINDS THAT THE INVESTIGATION OF CRIMINAL VIOLATIONS UNDER THIS ARTICLE IS THE PRIMARY RESPONSIBILITY OF THE ATTORNEY GENERAL, CONCURRENTLY WITH THE DISTRICT ATTORNEYS OF THIS STATE.

(2) FOR THE PURPOSE OF PROVIDING ADEQUATE FUNDING TO THE DEPARTMENT OF LAW FOR THE INVESTIGATION AND PROSECUTION OF ALLEGATIONS OF SECURITIES FRAUD, A PORTION OF THE FEES COLLECTED UNDER THIS ARTICLE SHALL BE ALLOCATED TO THE DEPARTMENT OF LAW FOR THE INVESTIGATION AND PROSECUTION OF CRIMINAL VIOLATIONS UNDER THIS ARTICLE.

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: June 1, 2005

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