

CHAPTER 327

APPROPRIATIONS

SENATE BILL 05-203

BY SENATOR(S) Gordon, Fitz-Gerald, Hillman, Bacon, Evans, and Isgar;
also REPRESENTATIVE(S) Madden, Romanoff, Merrifield, and Plant.

AN ACT

**CONCERNING PAYMENT OF EXPENSES OF THE LEGISLATIVE DEPARTMENT, AND MAKING AN
APPROPRIATION IN CONNECTION THEREWITH.**

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

SECTION 1. Appropriation. In addition to any other appropriation, there is hereby appropriated, to the legislative department of the state of Colorado, the sum of twenty-eight million one hundred eighty thousand one hundred sixty-four dollars (\$28,180,164), or so much thereof as may be necessary, of which amount twenty-seven million three hundred one thousand two hundred eighty-six dollars (\$27,301,286) shall be out of any moneys in the general fund not otherwise appropriated, ninety thousand dollars (\$90,000) shall be from cash funds, and seven hundred eighty-eight thousand eight hundred seventy-eight dollars (\$788,878) shall be from cash funds exempt, for payment of the expenses of the legislative department for the fiscal year beginning July 1, 2005, to be allocated as follows:

House of representatives and senate	\$ 10,977,014 ^{1/} (73.6 FTE)
State auditor	6,805,068 ^{2/} (73.0 FTE)
Joint budget committee	1,296,930 (16.0 FTE)
Legislative council	4,493,148 (54.9 FTE)
Committee on legal services	4,569,271 ^{3/}

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

(56.1 FTE)

PERA Amortization Equalization Disbursement	<u>38,733</u>
Total legislative department	\$28,180,164

^{1/} Of this amount, \$90,000 is appropriated out of cash funds generated by the sale of bill boxes and legislative directories and \$10,887,014 is appropriated out of the general fund. In addition, it is the intent of the general assembly that, of this amount, any moneys budgeted for special session costs during the 2005-06 fiscal year that are not expended for this purpose during the 2005 interim, as well as any other moneys that are estimated to be unexpended by the close of the 2005-06 fiscal year, shall be expended for legislative aides during the 2006 regular session. The executive committee of the legislative council shall determine the amount of moneys available for expenditure for legislative aides no later than December 1, 2005; however, the total amount of moneys expended for legislative aides during the 2006 session shall not exceed \$368,280. Furthermore, it is the intent of the general assembly that, of this amount, any money budgeted for the payment of dues to and membership in the education commission of the state and to the energy council shall not be expended for these purposes until the executive committee of the legislative council determines no later than December 31, 2005, the amount of such moneys to be expended for these purposes.

^{2/} Of this amount, \$6,016,190 is appropriated out of the general fund, \$700,000 is appropriated out of cash funds exempt received from various departments for audits, and \$88,878 is appropriated out of cash funds exempt received from the agencies audited under the provisions of tobacco settlement programs pursuant to section 2-3-113 (7), Colorado Revised Statutes.

^{3/} In addition, it is anticipated that, during the 2005-06 fiscal year, the tax levy on civil actions provided for in section 2-5-119, Colorado Revised Statutes, will return approximately \$275,000 to the general fund to offset expenses of the revision of statutes by the office of legislative legal services.

SECTION 2. 2-3-110 (1), Colorado Revised Statutes, is amended, and the said 2-3-110 is further amended BY THE ADDITION OF A NEW SUBSECTION, to read:

2-3-110. Reimbursement of state auditor for certain audits - disclosure.

(1) When the state auditor is required by law or the ~~Colorado~~ STATE constitution to audit or cause to be audited a state department, institution, or agency or other governmental or organizational entity for SELF-SUPPORTING OR nonappropriated activities, including but not limited to ENTERPRISES AS DEFINED IN SECTION 20 (2) (d) OF ARTICLE X OF THE STATE CONSTITUTION, associated students' accounts, auxiliary enterprise funds, nonprofit corporations, TRUST FUNDS, contracts with the federal government, federal grants-in-aid, or federal assistance programs, MONEYS FROM the state general fund shall NOT BE USED TO PAY FOR THE COST OF THE AUDIT, AND THE STATE AUDITOR SHALL be reimbursed FOR THE AUDIT SERVICES by the entity for which the audit is in whole or in part performed.

(3) THE STATE AUDITOR SHALL DISCLOSE THE AMOUNT OF FULLY REIMBURSED AUDIT SERVICES IN THE ANNUAL FINANCIAL STATEMENTS OF THE LEGISLATIVE DEPARTMENT.

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

