

CHAPTER 126

EDUCATION - UNIVERSITIES AND COLLEGES

SENATE BILL 07-134

BY SENATOR(S) Windels, Bacon, Kester, Schwartz, Spence, Tupa, Groff, Romer, and Williams;
also REPRESENTATIVE(S) Massey, Benefield, Labuda, Madden, Summers, and Todd.

AN ACT

**CONCERNING THE AUTHORITY OF INSTITUTIONS OF HIGHER EDUCATION TO EXPEND MONEYS
RECEIVED FROM THE LOCAL GOVERNMENT MINERAL IMPACT FUND.**

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

SECTION 1. 34-63-102 (7), Colorado Revised Statutes, is amended to read:

34-63-102. Creation of mineral leasing fund - distribution - advisory committee. (7) (a) No state agency or office shall expend any moneys received from the local government mineral impact fund unless such expenditure is authorized by legislative appropriation separate from the provisions of this section; except that, if the executive director of the department of local affairs with the concurrence of the governor determines that a local government emergency exists, the state agency or office may expend any moneys received from the local government mineral impact fund without further appropriation. In the event moneys are expended based on a determination that a local government emergency exists, the department of local affairs shall notify the legislative council of the expenditure.

(b) THE PROVISIONS OF PARAGRAPH (a) OF THIS SUBSECTION (7) SHALL NOT APPLY TO ANY MONEYS RECEIVED BY A STATE-SUPPORTED INSTITUTION OF HIGHER EDUCATION THAT PROVIDES JOB TRAINING OR FACILITIES RELATED TO ENERGY DEVELOPMENT FOR COUNTIES OR COMMUNITIES WITH ENERGY IMPACTS. SUCH A STATE-SUPPORTED INSTITUTION OF HIGHER EDUCATION MAY ACCEPT AND EXPEND MONEYS FROM THE LOCAL GOVERNMENT IMPACT FUND.

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 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: April 11, 2007