

CHAPTER 440

APPROPRIATIONS

SENATE BILL 07-223

BY SENATOR(S) Gordon;
also REPRESENTATIVE(S) Madden, Buescher, Butcher, Gallegos, McFadyen, and Rose.

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 thirty million eight hundred seventy thousand three hundred seventeen dollars (\$30,870,317), or so much thereof as may be necessary, of which amount thirty million three hundred fifty-nine dollars (\$30,000,359) 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 seventy-nine thousand nine hundred fifty-eight dollars (\$779,958) shall be from cash funds exempt, for payment of the expenses of the legislative department for the fiscal year beginning July 1, 2007, to be allocated as follows:

House of representatives and senate	\$ 11,792,666 ^{1/} (76.75 FTE)
State auditor	7,469,747 ^{2/} (73.0 FTE)
Joint budget committee	1,417,752 (16.0 FTE)
Legislative council	4,858,208 (55.2 FTE)
Committee on legal services	5,056,955 ^{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	233,324
PERA Supplemental Amortization Equalization Disbursement	41,665
Total legislative department	\$30,870,317

^{1/} Of this amount, \$90,000 is appropriated out of cash funds generated by the sale of bill boxes and legislative directories and \$11,702,666 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 2007-08 fiscal year that are not expended for this purpose during the 2007 interim, as well as any other moneys that are estimated to be unexpended by the close of the 2007-08 fiscal year, shall be expended for legislative aides during the 2008 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, 2007; however, the total amount of moneys expended for legislative aides during the 2008 session shall not exceed \$368,280.

^{2/} Of this amount, \$6,689,789 is appropriated out of the general fund, \$700,000 is appropriated out of cash funds exempt received from various departments for audits, and \$79,958 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 2007-08 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. 1-40-124.5 (3) (b), Colorado Revised Statutes, is amended to read:

1-40-124.5. Ballot information booklet. (3) (b) Notwithstanding any law to the contrary, any moneys appropriated from the general fund to the legislative department of the state government for the fiscal year commencing on ~~July 1, 2003~~ JULY 1, 2006, that are unexpended or not encumbered as of the close of the fiscal year AND ARE NOT TRANSFERRED TO THE LEGISLATIVE EXPENSES CASH FUND PURSUANT TO SECTION 2-3-1002 (2), C.R.S., shall not revert to the general fund and shall be transferred by the state treasurer and the controller to the ballot information publication and distribution revolving fund created in paragraph (a) of this subsection (3); except that the amount so transferred shall not exceed five hundred thousand dollars.

SECTION 3. 2-3-1002, Colorado Revised Statutes, is amended to read:

2-3-1002. Legislative expenses cash fund - creation. (1) (a) There is hereby created in the state treasury the legislative ~~legal~~ expenses cash fund. The fund shall be comprised of such moneys transferred to the fund in accordance with subsection (2) of this section and any other moneys appropriated to the fund. All interest earned on the investment of moneys in the fund shall be credited to the fund.

(b) Moneys in the legislative ~~legal~~ expenses cash fund are continuously appropriated to:

(I) The committee on legal services to pay the compensation and expenses of any legal counsel retained by the committee pursuant to section 2-3-1001 and to pay any necessary expense of such actions and proceedings for which such legal counsel is retained; and

(II) The executive committee of the legislative council to pay for qualified expenses of the legislative department of the state of Colorado if, after consulting with the chair of the committee on legal services, the executive committee determines that the amount of moneys to be so expended is not needed in the foreseeable future for any expenses of the committee on legal services specified in subparagraph (I) of this paragraph (b). For purposes of this subparagraph (II), "qualified expenses" means:

(A) Expenses relating to legislative aides; ~~and~~

(B) Expenses relating to the necessary upkeep and furnishing of the chambers, antechambers, and committee rooms of the senate and the house of representatives, and of the office space assigned to and occupied by legislators, staff of the senate and the house of representatives, and staff of the legislative service agencies; AND

(C) EXPENSES RELATING TO ELECTRONIC VOTING EQUIPMENT IN THE CHAMBERS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES, SUCH AS EXPENSES FOR ALL EQUIPMENT, SOFTWARE, AND PERSONAL SERVICES FOR THE DEVELOPMENT, INSTALLATION, AND MAINTENANCE OF SUCH ELECTRONIC VOTING EQUIPMENT.

(c) Any moneys credited to the legislative ~~legal~~ expenses cash fund and unexpended at the end of any given fiscal year shall remain in the fund and shall not revert to the general fund.

(2) Notwithstanding any law to the contrary, any moneys appropriated from the general fund to the legislative department of the state government for the fiscal year commencing on ~~July 1, 2003~~ JULY 1, 2006, that are unexpended or not encumbered as of the close of the fiscal year ~~and are not transferred to the ballot information publication and distribution cash fund pursuant to section 1-40-124.5 (3) (b), C.R.S.~~, shall not revert to the general fund and shall be transferred by the state treasurer and the controller to the legislative ~~legal~~ expenses cash fund created in subsection (1) of this section; EXCEPT THAT THE AMOUNT SO TRANSFERRED SHALL NOT EXCEED SIX HUNDRED THOUSAND DOLLARS.

SECTION 4. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the methamphetamine abuse prevention, intervention, and treatment cash fund created in section 18-18.5-105 (1) (a), Colorado Revised Statutes, not otherwise appropriated, to the legislative department, for the fiscal year beginning July 1, 2007, the sum of three thousand eight hundred sixteen dollars (\$3,816), or so much thereof that may be necessary, for the implementation of this act.

SECTION 5. 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