

CHAPTER 159

GOVERNMENT - STATE

SENATE BILL 12-156

BY SENATOR(S) Steadman, Hodge, Lambert;
also REPRESENTATIVE(S) Gerou, Becker, Levy.

AN ACT

**CONCERNING THE AUTHORITY OF THE DEPARTMENT OF PERSONNEL TO EXPEND GIFTS, GRANTS,
AND DONATIONS.**

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

SECTION 1. In Colorado Revised Statutes, 24-50.3-105, **amend** (8) as follows:

24-50.3-105. Transfer of functions - employees - property - records.

(8) (a) The executive director, or a designee of the executive director, may accept AND EXPEND, on behalf of and in the name of the state, gifts, donations, and grants for any purpose connected with the work and programs of the department. Any property so given shall be held by the state treasurer, but the executive director, or the designee therefor, shall have the power to direct the disposition of any property so given for any purpose consistent with the terms and conditions under which such gift was created.

(b) PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (8), THE EXECUTIVE DIRECTOR, OR A DESIGNEE OF THE EXECUTIVE DIRECTOR, MAY EXPEND GIFTS, DONATIONS, AND GRANTS THAT ARE CUSTODIAL FUNDS WITHOUT FURTHER APPROPRIATION BY THE GENERAL ASSEMBLY. ANY GIFTS, DONATIONS, AND GRANTS ACCEPTED BY THE EXECUTIVE DIRECTOR, OR THE DESIGNEE THEREOF, PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (8) THAT ARE NOT CUSTODIAL FUNDS ARE SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY.

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 8, 2012, if adjournment sine die is on May 9, 2012); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of

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

this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2012 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: May 3, 2012