

First Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO

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3/27/25

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LLS NO. 25-0920.01 Caroline Martin x5902

COMMITTEE BILL

Joint Budget Committee

BILL TOPIC: Change Cash Funds to Subject to Annual Approp

A BILL FOR AN ACT

101 **CONCERNING THE CONVERSION OF CONTINUOUSLY APPROPRIATED**
102 **CASH FUNDS TO CASH FUNDS SUBJECT TO ANNUAL**
103 **APPROPRIATION BY THE GENERAL ASSEMBLY, AND, IN**
104 **CONNECTION THEREWITH, MAKING AN APPROPRIATION.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov/>.)

Joint Budget Committee. The bill provides that the following funds are no longer continuously appropriated for use by the following executive branch agencies, and instead are available to be expended by

*Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words indicate deletions from existing law.*

those departments subject to annual appropriation by the general assembly:

- The child welfare cash fund for use by the department of human services;
- The community impact cash fund for use by the department of public health and environment;
- The accelerated appeal cash fund for use by the board of assessment appeals within the department of local affairs;
- The mobile home park act dispute resolution and enforcement program fund for use by the division of housing in the department of local affairs;
- The public safety communications revolving fund for use by the office of public safety communications in the division of homeland security and emergency management in the department of public safety; and
- The state agency sustainability revolving fund for use by the department of personnel.

For the 2025-26 state fiscal year, the bill appropriates \$284,167 from the child welfare cash fund to the department of human services for use by the division of child welfare for child welfare licensing.

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

2 **SECTION 1.** In Colorado Revised Statutes, 26-6-921, **amend**
3 (4)(b) as follows:

4 **26-6-921. Civil penalties - fines - child welfare cash fund -**
5 **created.** (4) (b) The balance as of July 1, 2022, in the child care cash
6 fund, created pursuant to section 26-6-114 (5), as it existed prior to July
7 1, 2022, that is attributable to fines and civil penalties collected by the
8 division in the department that is responsible for child welfare is ~~hereby~~
9 transferred to the child welfare cash fund, which fund is ~~hereby~~ created
10 in the state treasury. The treasurer shall credit all interest derived from the
11 deposit and investment of money in the child welfare cash fund to the
12 fund. At the end of a fiscal year, all unexpended and unencumbered
13 money in the child welfare cash fund remains in the fund and is not
14 credited or transferred to the general fund or any other fund. ~~Money in the~~

1 ~~child welfare cash fund is continuously appropriated to~~ SUBJECT TO
2 ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY, the department
3 MAY EXPEND MONEY FROM THE CHILD WELFARE CASH FUND to fund
4 activities related to the improvement of the quality of child care in the
5 state of Colorado.

6 **SECTION 2.** In Colorado Revised Statutes, 25-7-129, **amend**
7 (3)(e) as follows:

8 **25-7-129. Disposition of fines - community impact cash fund**
9 **- repeal.** (3) (e) ~~Money in the fund is continuously appropriated to~~
10 SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY, the
11 department MAY EXPEND MONEY FROM THE FUND to accomplish the
12 purposes set forth in this subsection (3).

13 **SECTION 3.** In Colorado Revised Statutes, 39-2-125, **amend**
14 (2.5)(b)(II) as follows:

15 **39-2-125. Duties of the board - board of assessment appeals**
16 **cash fund - creation - accelerated appeal cash fund.** (2.5) (b) The
17 board of assessment appeals may charge a fee to a taxpayer whose appeal
18 is advanced pursuant to this subsection (2.5). The fee must be:

19 (II) Deposited in the accelerated appeal cash fund, which is ~~hereby~~
20 created in the state treasury. The state treasurer shall credit all interest and
21 income derived from the deposit and investment of money in the fund to
22 the fund. ~~Money in the fund is continuously appropriated to~~ SUBJECT TO
23 ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY, the board of
24 assessment appeals MAY EXPEND MONEY FROM THE FUND to defray the
25 costs associated with advancing a taxpayer's appeal.

26 **SECTION 4.** In Colorado Revised Statutes, 38-12-1110, **amend**
27 (1) as follows:

1 **38-12-1110. Mobile home park act dispute resolution and**
2 **enforcement program fund.** (1) There is hereby created in the state
3 treasury the mobile home park act dispute resolution and enforcement
4 program fund. All money collected pursuant to the program must be
5 deposited in the fund. The fund shall be used by the division for the costs
6 associated with administering the program. ~~The money in the fund shall~~
7 ~~be continuously appropriated for administering~~ SUBJECT TO ANNUAL
8 APPROPRIATION BY THE GENERAL ASSEMBLY, THE DIVISION MAY EXPEND
9 MONEY FROM THE FUND TO ADMINISTER the program. All interest and
10 income derived from the investment and deposit of money in the fund
11 shall be credited to the fund. Any unexpended and unencumbered money
12 remaining in the fund at the end of a fiscal year shall remain in the fund
13 and shall not be credited or transferred to the general fund or another
14 fund.

15 **SECTION 5.** In Colorado Revised Statutes, 24-33.5-2502,
16 **amend** (2)(e) as follows:

17 **24-33.5-2502. Office of public safety communications - public**
18 **safety communications revolving fund - creation.** (2) (e) ~~Money in the~~
19 ~~fund is continuously appropriated to~~ SUBJECT TO ANNUAL APPROPRIATION
20 BY THE GENERAL ASSEMBLY, the office MAY EXPEND MONEY FROM THE
21 FUND to pay the direct and indirect costs, including personal services and
22 operating costs, associated with administering public safety
23 communications.

24 **SECTION 6.** In Colorado Revised Statutes, 24-30-2304, **amend**
25 (4) as follows:

26 **24-30-2304. Revolving fund - definition.** (4) ~~Money in the fund~~
27 ~~is continuously appropriated to~~ SUBJECT TO ANNUAL APPROPRIATION BY

1 THE GENERAL ASSEMBLY, the department MAY EXPEND MONEY FROM THE
2 FUND to be used for the purposes specified in subsection (2) of this
3 section.

4 **SECTION 7. Appropriation.** For the 2025-26 state fiscal year,
5 \$284,167 is appropriated to the department of human services for use by
6 the division of child welfare. This appropriation is from the child welfare
7 cash fund created in section 26-6-921 (4)(b), C.R.S. To implement this
8 act, the division may use this appropriation for child welfare licensing.

9 **SECTION 8. Effective date.** This act takes effect July 1, 2025.

10 **SECTION 9. Safety clause.** The general assembly finds,
11 determines, and declares that this act is necessary for the immediate
12 preservation of the public peace, health, or safety or for appropriations for
13 the support and maintenance of the departments of the state and state
14 institutions.