

First Regular Session
Seventieth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 15-0496.01 Gregg Fraser x4325

HOUSE BILL 15-1002

HOUSE SPONSORSHIP

Lee,

SENATE SPONSORSHIP

(None),

House Committees
Business Affairs and Labor
Appropriations

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE ECONOMIC GARDENING PILOT PROJECT IN THE
102 OFFICE OF ECONOMIC DEVELOPMENT.

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://www.leg.state.co.us/billsummaries>.)

House Bill 13-1003 established the economic gardening pilot project (project) in the office of economic development (office). The bill modifies the project by:

- ! Increasing, from \$750 to \$1500, the fee that companies must pay to participate;
- ! Eliminating the statutory deadline by which the office must

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

- ! select the minimum number of participating companies;
- ! Replacing the cap of 12 months of services that participating companies may use with a range of between 40 and 100 hours of services, and allowing the terms of engagement to be reevaluated upon expiration of the hours used and at other times;
- ! Extending the reporting requirements and future repeal date of the program 2 years from 2016 to 2018; and
- ! Requiring \$200,000 to be appropriated from the general fund for the economic gardening pilot project for each of the additional 2 years that the program is extended.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-48.5-102.7,
 3 **amend** (4) (b) (II), (4) (c), (4) (d) (II), (4) (d) (III), (5), (6) introductory
 4 portion, and (7) as follows:

5 **24-48.5-102.7. Economic gardening pilot project - small**
 6 **business development centers - economic gardening pilot project fund**
 7 **- created - annual report - definitions - repeal.** (4) (b) (II) In order to
 8 participate in the pilot project, a company selected for participation must
 9 pay a one-time fee of ~~seven hundred fifty~~ ONE THOUSAND FIVE HUNDRED
 10 dollars, which moneys shall be deposited into the economic gardening
 11 pilot project fund, created in subsection (5) of this section, for
 12 reinvestment in the pilot project.

13 (c) ~~On or before March 1, 2014,~~ The state director shall select a
 14 minimum of twenty companies to participate in the pilot project.

15 (d) (II) ~~A participating company has twelve months~~ From the date
 16 that the state director selects ~~the~~ A company to participate in the pilot
 17 project, ~~to use~~ the PARTICIPATING COMPANY MAY, IN ACCORDANCE WITH
 18 THE TERMS OF ENGAGEMENT AGREED UPON BY THE COMPANY AND THE
 19 OFFICE, USE BETWEEN FORTY TO ONE HUNDRED HOURS OF strategic

1 assistance and other economic gardening services offered pursuant to the
2 pilot project. UPON EXHAUSTING THE AGREED-UPON NUMBER OF HOURS,
3 AND AT OTHER TIMES AS CIRCUMSTANCES MAY WARRANT, THE COMPANY
4 AND THE OFFICE MAY REASSESS THE SCOPE OF THE PROJECT AND DECIDE
5 TO RENEW OR RENEGOTIATE THE TERMS OF ENGAGEMENT.

6 (III) The pilot project terminates on ~~June 30, 2016~~ JUNE 30, 2018.

7 (5) There is hereby created in the state treasury the economic
8 gardening pilot project fund, to be administered by the state director. The
9 fund consists of all fees received pursuant to subparagraph (II) of
10 paragraph (b) of subsection (4) of this section and any moneys
11 appropriated by the general assembly for the purposes of this section. The
12 general assembly shall make annual appropriations of the moneys in the
13 fund to the office for administering the pilot project. Any moneys in the
14 fund not appropriated shall remain in the fund and shall not be transferred
15 or revert to the general fund of the state at the end of any fiscal year;
16 EXCEPT THAT ANY UNENCUMBERED MONEYS REMAINING IN THE FUND
17 UPON THE REPEAL OF THIS SECTION SHALL BE TRANSFERRED TO THE
18 GENERAL FUND. THE GENERAL ASSEMBLY SHALL APPROPRIATE TWO
19 HUNDRED THOUSAND DOLLARS FROM THE GENERAL FUND TO THE OFFICE
20 FOR THE PURPOSES OF THIS SECTION IN EACH OF THE 2016-17 AND 2017-18
21 FISCAL YEARS.

22 (6) On or before November 1, 2014, and on or before November
23 1 each year thereafter through ~~November 1, 2016~~ NOVEMBER 1, 2018, the
24 director shall submit a report to the finance and the business, labor, and
25 economic and workforce development committees of the house of
26 representatives and the finance and business, labor, and technology
27 committees of the senate, or any successor committees, summarizing the

1 pilot project activities during the preceding fiscal year. The report must
2 include, at a minimum:

3 (7) This section is repealed, effective ~~July 1, 2017~~ JULY 1, 2019.

4 **SECTION 2. Act subject to petition - effective date.** This act
5 takes effect at 12:01 a.m. on the day following the expiration of the
6 ninety-day period after final adjournment of the general assembly (August
7 5, 2015, if adjournment sine die is on May 6, 2015); except that, if a
8 referendum petition is filed pursuant to section 1 (3) of article V of the
9 state constitution against this act or an item, section, or part of this act
10 within such period, then the act, item, section, or part will not take effect
11 unless approved by the people at the general election to be held in
12 November 2016 and, in such case, will take effect on the date of the
13 official declaration of the vote thereon by the governor.