

**NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.**

# An Act

HOUSE BILL 12-1199

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

CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF  
THE TREASURY.

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

**SECTION 1. Appropriation to the department of the treasury for the fiscal year beginning July 1, 2011.** In Session Laws of Colorado 2011, section 2 of chapter 335, (SB 11-209), **amend** Part XXII as follows:

Section 2. **Appropriation.**

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
<b>PART XXII</b>							
<b>DEPARTMENT OF THE TREASURY</b>							
<b>(1) ADMINISTRATION</b>							
Personal Services	1,293,450		340,494		952,956 <sup>a</sup>		
	(16.0 FTE)						
Health, Life, and Dental	190,203		91,600		98,603 <sup>b</sup>		
Short-term Disability	3,225		1,998		1,227 <sup>b</sup>		
S.B. 04-257 Amortization							
Equalization Disbursement	50,638		31,226		19,412 <sup>b</sup>		
S.B. 06-235 Supplemental							
Amortization Equalization							
Disbursement	40,524		24,925		15,599 <sup>b</sup>		
Workers' Compensation and							
Payment to Risk							
Management and Property							
Funds	1,769		1,769				
Operating Expenses	198,649		198,649				
Information Technology							
Asset Maintenance	12,568		6,284		6,284 <sup>b</sup>		
Legal Services for 575							
hours	43,534		21,767		21,767 <sup>b</sup>		
Purchase of Services from							
Computer Center	132,062		132,062				
Capitol Complex Leased							
Space	55,297		55,297				
Charter School Facilities							
Financing Services	5,000				5,000 <sup>c</sup>		
Discretionary Fund	<u>5,000</u>		5,000				

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	2,031,919					

<sup>a</sup> Of this amount, \$887,488 shall be from cash management transaction fees in accordance with Section 24-36-120, C.R.S., and \$65,468 shall be from the principal balance of the Unclaimed Property Trust Fund pursuant to Section 38-13-116.5 (2), C.R.S.

<sup>b</sup> These amounts shall be from the principal balance of the Unclaimed Property Trust Fund pursuant to Section 38-13-116.5 (2), C.R.S.

<sup>c</sup> This amount shall be from the Charter School Financing Administrative Cash Fund in accordance with Section 22-30.5-406 (1) (c) (I), C.R.S. Moneys from the Charter School Financing Administrative Cash Fund are continuously appropriated and are included as information for purposes of complying with the limitation on state fiscal year spending imposed by Section 20 of Article X of the State Constitution.

**(2) UNCLAIMED PROPERTY PROGRAM**

Personal Services	781,790		781,790 <sup>a</sup>		
			(15.5 FTE)		
Operating Expenses	<del>121,869</del> 123,369		<del>121,869<sup>a</sup></del> 123,369 <sup>a</sup>		
Promotion and Correspondence	200,000		200,000 <sup>a</sup>		
Leased Space	53,723		53,723 <sup>a</sup>		
Contract Auditor Services	<u>800,000</u>		800,000 <sup>b</sup>		
	<del>1,957,382</del> 1,958,882				

<sup>a</sup> These amounts shall be from the principal balance of the Unclaimed Property Trust Fund pursuant to Section 38-13-116.5 (2), C.R.S.

<sup>b</sup> This amount shall be from revenues collected by contract auditors and is continuously appropriated pursuant to Section 38-13-116.5 (2) (b), C.R.S.

**(3) SPECIAL PURPOSE**

Senior Citizen and Disabled Veteran Property Tax Exemption	1,700,000		1,700,000 <sup>a</sup>		
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APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Fire and Police Pension Association - Old Hire Plans	25,321,079			25,321,079 <sup>b</sup>			
CoverColorado	41,000,000				41,000,000 <sup>c</sup>		
Highway Users Tax Fund - County Payments	186,797,920				186,797,920 <sup>d</sup>		
Highway Users Tax Fund - Municipality Payments	<u>127,662,293</u>				127,662,293 <sup>d</sup>		
		382,481,292					

<sup>a</sup> Pursuant to Article X, Section 3.5 (3), of the State Constitution, this amount is not subject to the limitation on General Fund appropriations set forth in Section 24-75-201.1, C.R.S., because enactment of this constitutional provision by the people of Colorado constitutes voter approval of a weakening of such limitation.

<sup>b</sup> This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S. This amount represents transfers to the Fire and Police Pension Association for old hire pension plans. This amount is included as information for purposes of complying with the limitation on state fiscal year spending imposed by Section 20 of Article X of the State Constitution. This amount, transferred pursuant to Section 31-30.5-307 (2), C.R.S., shall not be deemed to be an appropriation subject to the limitations of Section 24-75-201.1, C.R.S.

<sup>c</sup> This amount represents estimated transmittals from the Unclaimed Property Trust Fund to CoverColorado pursuant to Section 38-13-116.5 (2.7), C.R.S. Pursuant to Section 38-13-116.5 (1) (b), C.R.S., moneys comprising the principal of the Unclaimed Property Trust Fund do not constitute fiscal year spending of the State for purposes of Section 20 of Article X of the State Constitution. In addition, pursuant to Section 24-77-102 (15) (b) (XII) and (16) (b) (II), C.R.S., CoverColorado is defined as a "special purpose authority" and thus is not considered part of the State for purposes of Section 20 of Article X of the State Constitution.

<sup>d</sup> These amounts represent estimated allocations of Highway Users Tax Fund revenues to counties and municipalities pursuant to Sections 43-4-205, 207, and 208, C.R.S. These estimates are included for informational purposes for the purpose of complying with the limitation on state fiscal year spending imposed by Section 20 of Article X of the State Constitution.

**TOTALS PART XXII**

	\$386,470,593	\$2,611,071 <sup>a</sup>	\$25,321,079 <sup>b</sup>	\$358,538,443 <sup>c</sup>		
<b>(TREASURY)</b>	<u>\$386,472,093</u>			<u>\$358,539,943<sup>c</sup></u>		

<sup>a</sup> Of this amount, \$1,700,000 is not subject to the limitation on General Fund appropriations imposed by Section 24-75-201.1, C.R.S.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

<sup>b</sup> This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S. This amount represents transfers to the Fire and Police Pension Association for old hire pension plans. This amount is included as information for purposes of complying with the limitation on state fiscal year spending imposed by Section 20 of Article X of the State Constitution. This amount, transferred pursuant to Section 31-30.5-307 (2), C.R.S., shall not be deemed to be an appropriation subject to the limitations of Section 24-75-201.1, C.R.S.

<sup>c</sup> Of this amount, \$314,460,213 represents allocations of Highway Users Tax Fund revenues to counties and municipalities pursuant to Sections 43-4-205, 207, and 208, C.R.S.

**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.

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Frank McNulty  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

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Brandon C. Shaffer  
PRESIDENT OF  
THE SENATE

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Marilyn Eddins  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

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Cindi L. Markwell  
SECRETARY OF  
THE SENATE

APPROVED \_\_\_\_\_

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John W. Hickenlooper  
GOVERNOR OF THE STATE OF COLORADO