

Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO

REENGROSSED

*This Version Includes All Amendments
Adopted in the House of Introduction*

LLS NO. 10-0794.01 Esther van Mourik

SENATE BILL 10-150

SENATE SPONSORSHIP

Tapia, Keller, White

HOUSE SPONSORSHIP

Pommer, Ferrandino, Lambert

Senate Committees
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE TRANSFER IN STATE FISCAL YEAR 2010-11 OF ALL**
102 **MONEYS NOT OTHERWISE ALLOCATED FROM STATE PUBLIC**
103 **SCHOOL LANDS TO THE STATE PUBLIC SCHOOL FUND INSTEAD OF**
104 **THE PERMANENT SCHOOL FUND.**

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>.)

For the 2010-11 state fiscal year, the bill transfers to the state public school fund, instead of the permanent school fund, moneys not

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.

SENATE
3rd Reading Unamended
February 24, 2010

SENATE
2nd Reading Unamended
February 19, 2010

otherwise allocated from:

- ! Interest or income earned on the investment of the moneys in the permanent school fund;
- ! Proceeds received by the state for the sale of timber on public school lands, rental payments for the use and occupation of the surface of said lands, and rentals or lease payments for sand, gravel, clay, stone, coal, oil, gas, geothermal resources, gold, silver, or other minerals on said land; and
- ! Royalties and other payments for the depletion or extraction of a natural resource on said lands.

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

2 **SECTION 1.** 22-41-102 (3) (b), Colorado Revised Statutes, is
3 amended to read:

4 **22-41-102. Fund inviolate.** (3) (b) For the 2008-09, and
5 2009-10, AND 2010-11 state fiscal years, all interest or income earned on
6 the investment of the moneys in the public school fund not credited to the
7 public school capital construction assistance fund created in section
8 22-43.7-104 (1) pursuant to section 22-43.7-104 (2) (b) (I) shall be
9 transferred to the state public school fund created in section 22-54-114.

10 **SECTION 2.** 36-1-116 (1) (a) (II) (B), Colorado Revised
11 Statutes, is amended to read:

12 **36-1-116. Disposition of rentals, royalties, and timber sale**
13 **proceeds.** (1) (a) (II) (B) For the 2008-09, and 2009-10, AND 2010-11
14 state fiscal years, all proceeds received by the state for the sale of timber
15 on public school lands, rental payments for the use and occupation of the
16 surface of said lands, and rentals or lease payments for sand, gravel, clay,
17 stone, coal, oil, gas, geothermal resources, gold, silver, or other minerals
18 on said lands other than proceeds, rentals, and payments allocated to the
19 state land board trust administration fund pursuant to section 36-1-145 (3)

1 or credited to the public school capital construction assistance fund
2 created in section 22-43.7-104 (1), C.R.S., pursuant to section
3 22-43.7-104 (2) (b) (I), C.R.S., shall be transferred to the state public
4 school fund created in section 22-54-114, C.R.S.

5 **SECTION 3.** 36-1-116 (1) (c), Colorado Revised Statutes, is
6 amended to read:

7 **36-1-116. Disposition of rentals, royalties, and timber sale**
8 **proceeds.** (1) (c) For the 2008-09, ~~and~~ 2009-10, AND 2010-11 state
9 fiscal years, royalties and other payments for the depletion or extraction
10 of a natural resource on public school lands not allocated to the state land
11 board trust administration fund pursuant to section 36-1-145 (3), not
12 credited to the public school capital construction assistance fund created
13 in section 22-43.7-104 (1), C.R.S., pursuant to section 22-43.7-104 (2) (b)
14 (I), C.R.S., and not credited as specified in subparagraph (II) of paragraph
15 (b) of this subsection (1) shall be transferred to the state public school
16 fund created in section 22-54-114, C.R.S.

17 **SECTION 4. Safety clause.** The general assembly hereby finds,
18 determines, and declares that this act is necessary for the immediate
19 preservation of the public peace, health, and safety.