

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.



SENATE BILL 12-156

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

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

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

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 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.

Brandon C. Shaffer
PRESIDENT OF
THE SENATE

Frank McNulty
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO