

Second Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 12-0801.01 Kate Meyer x4348

SENATE BILL 12-166

SENATE SPONSORSHIP

Giron and Roberts,

HOUSE SPONSORSHIP

Priola and Williams A.,

Senate Committees
Business, Labor and Technology

House Committees

A BILL FOR AN ACT

101 CONCERNING THE COORDINATION OF VARIOUS ECONOMIC
102 DEVELOPMENT REPORTS, AND, IN CONNECTION THEREWITH,
103 REQUIRING THE COLORADO OFFICE OF ECONOMIC
104 DEVELOPMENT TO REPORT ANNUALLY TO THE GENERAL
105 ASSEMBLY REGARDING THE PROGRAMS IT ADMINISTERS.

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>.)

Section 1 of the bill requires the Colorado office of economic

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.

development (office) to submit a report annually to the general assembly describing the office's programs. The annual report must be made on or before November 1, and the duty to make the annual report continues indefinitely.

For reports currently required from the office or the economic development commission, **sections 2 to 5** of the bill make November 1 the date by which the reports must be submitted.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-48.5-101, **add** (7)
3 as follows:

4 **24-48.5-101. Colorado office of economic development -**
5 **creation - duties - report.** (7) (a) ON OR BEFORE NOVEMBER 1, 2012,
6 AND, NOTWITHSTANDING SECTION 24-1-136 (11), ON OR BEFORE
7 NOVEMBER 1 EACH YEAR THEREAFTER, THE DIRECTOR OF THE OFFICE OF
8 ECONOMIC DEVELOPMENT, OR THE DIRECTOR'S DESIGNEE, SHALL SUBMIT
9 A REPORT TO THE GENERAL ASSEMBLY. THE REPORT SHALL INCLUDE A
10 REVIEW AND SUMMARY OF THE ACTIVITY, INFORMATION, AND DATA ON
11 ALL THE PROGRAMS THAT THE OFFICE ADMINISTERED DURING THE PRIOR
12 FISCAL YEAR, AND SHALL INCLUDE, AT A MINIMUM:

13 (I) THE REGIONAL ECONOMIC DEVELOPMENT PROGRESS REPORTS
14 RECEIVED PURSUANT TO SECTION 24-48.7-104 (4), AS ENACTED BY HOUSE
15 BILL 12-1154;

16 (II) THE BUSINESS RETENTION AND EXPANSION PROGRAM REPORT
17 REQUIRED PURSUANT TO SECTION 24-48.5-114 (5), AS ENACTED BY
18 SENATE BILL 12-005; AND

19 (III) THE KEY INDUSTRIES STRATEGY AND KEY INDUSTRY BUSINESS
20 PLANS REPORT REQUIRED PURSUANT TO SECTION 24-48.5-114 (6), AS
21 ENACTED BY SENATE BILL 12-144.

22 (b) IN ORDER TO MINIMIZE THE COSTS ASSOCIATED WITH

1 PREPARING THE REPORT REQUIRED BY PARAGRAPH (a) OF THIS SUBSECTION
2 (7), THE OFFICE OF ECONOMIC DEVELOPMENT IS AUTHORIZED TO
3 INCORPORATE OR APPEND TO SUCH REPORT ANY OTHER REPORTS IT IS
4 REQUIRED BY LAW TO DEVELOP.

5 **SECTION 2.** In Colorado Revised Statutes, 24-46-104, **amend**
6 (2) as follows:

7 **24-46-104. Powers and duties of commission.** (2) The
8 commission shall report to the general assembly no later than ~~February~~
9 NOVEMBER 1 of each year regarding the work of the commission. The
10 report shall include ~~but shall not be limited to,~~ the information required
11 to be collected by the commission pursuant to section 24-46-105.1.

12 **SECTION 3.** In Colorado Revised Statutes, 24-46-308, **amend**
13 (5) as follows:

14 **24-46-308. Annual report - audit.** (5) The Colorado office of
15 economic development and the department of revenue shall prepare a
16 report to be submitted by the office no later than ~~September~~ NOVEMBER
17 1 of the applicable fiscal year to the finance committees of the house of
18 representatives and senate, the business ~~affairs and labor~~ AND ECONOMIC
19 DEVELOPMENT committee of the house of representatives, and the
20 business, labor, and technology committee of the senate, or any successor
21 committees. The report shall present information on all tax expenditures
22 for regional tourism economic development during the prior fiscal year
23 and shall include information from the reports required pursuant to
24 subsection (6) of this section.

25 **SECTION 4.** In Colorado Revised Statutes, 24-48.5-108, **amend**
26 (4) (b) as follows:

27 **24-48.5-108. Bioscience research - evaluation - grants - fund**

1 **- definitions - repeal. (4) Policies - reporting.** (b) On or before April
2 ~~15, 2008, and on or before April 15~~ NOVEMBER 1 OF each year, ~~thereafter,~~
3 the director OR THE DIRECTOR'S DESIGNEE shall submit a report to the
4 finance committees of the senate and house of representatives, or any
5 successor committees, summarizing the use of all moneys that were
6 awarded as grants from the program in the preceding ~~calendar~~ FISCAL
7 year. At a minimum, the report shall specify, with regard to the grant
8 recipients that received funding under the program during the preceding
9 ~~calendar~~ FISCAL year, the amount of grant moneys distributed to each
10 grant recipient and a description of each grant recipient's use of the grant
11 moneys.

12 **SECTION 5.** In Colorado Revised Statutes, 39-30-103, **amend**
13 (4) (b.7) as follows:

14 **39-30-103. Zones established - termination.** (4) (b.7) The
15 director of the Colorado office of economic development, OR THE
16 DIRECTOR'S DESIGNEE, on behalf of the Colorado economic development
17 commission, shall submit an annual report to the general assembly ON OR
18 BEFORE NOVEMBER 1 OF EACH YEAR summarizing the annual
19 documentation submitted by zone administrators to the director of the
20 Colorado office of economic development each year pursuant to
21 paragraphs (b) and (b.5) of this subsection (4). The director of the
22 Colorado office of economic development, OR THE DIRECTOR'S DESIGNEE,
23 on behalf of the commission, shall make an annual presentation to the
24 legislative audit committee that reviews and summarizes the information
25 in the report submitted to the general assembly pursuant to this paragraph
26 (b.7).

27 **SECTION 6. Act subject to petition - effective date.** (1) Except

1 as provided in subsection (2) of this section, this act takes effect at 12:01
2 a.m. on the day following the expiration of the ninety-day period after
3 final adjournment of the general assembly (August 8, 2012, if
4 adjournment sine die is on May 9, 2012); except that, if a referendum
5 petition is filed pursuant to section 1 (3) of article V of the state
6 constitution against this act or an item, section, or part of this act within
7 such period, then the act, item, section, or part will not take effect unless
8 approved by the people at the general election to be held in November
9 2012 and, in such case, will take effect on the date of the official
10 declaration of the vote thereon by the governor.

11 (2) (a) Section 24-48.5-101 (7) (a) (I), Colorado Revised Statutes,
12 as enacted in section 1 of this act, takes effect only if House Bill 12-1154
13 becomes law and takes effect on the applicable effective date of this act
14 or House Bill 12-1154, whichever is later.

15 (b) Section 24-48.5-101 (7) (a) (II), Colorado Revised Statutes, as
16 enacted in section 1 of this act, takes effect only if Senate Bill 12-005
17 becomes law and takes effect on the applicable effective date of this act
18 or Senate Bill 12-005, whichever is later.

19 (c) Section 24-48.5-101 (7) (a) (III), Colorado Revised Statutes,
20 as enacted in section 1 of this act, takes effect only if Senate Bill 12-144
21 becomes law and takes effect on the applicable effective date of this act
22 or Senate Bill 12-144, whichever is later.