

**Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO**

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 10-1027.01 Duane Gall

SENATE BILL 10-192

SENATE SPONSORSHIP

Kopp, Hodge, Harvey, Renfroe, Johnston, Romer, Morse, Scheffel, Spence, Gibbs, Mitchell, Kester, Schultheis, Cadman, Foster, King K., Lundberg, Penry, Tochtrop, White, Whitehead, Williams

HOUSE SPONSORSHIP

Sonnenberg, Acree, Baumgardner, Bradford, Casso, Curry, Gardner B., Gerou, Kerr A., Kerr J., King S., Lambert, Liston, Looper, Massey, May, Murray, Nikkel, Priola, Summers, Swalm, Tipton, Vaad, Waller

Senate Committees

Finance
Appropriations

House Committees

State, Veterans, & Military Affairs
Appropriations

A BILL FOR AN ACT

101 **CONCERNING THE USE OF REVENUES DERIVED FROM LIMITED GAMING**
102 **ACTIVITY TO FUND RESTORATION WORK ON THE STATE CAPITOL**
103 **BUILDING, AND, IN CONNECTION THEREWITH, CREATING THE**
104 **CAPITOL DOME RESTORATION FUND AND REDIRECTING MONEYS**
105 **FROM THE PORTION OF LIMITED GAMING REVENUE**
106 **CONSTITUTIONALLY ALLOCATED TO HISTORIC PRESERVATION**
107 **TO THE CAPITOL DOME RESTORATION 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

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.

HOUSE
3rd Reading Unamended
May 11, 2010

HOUSE
Amended 2nd Reading
May 10, 2010

SENATE
3rd Reading Unamended
May 5, 2010

SENATE
Amended 2nd Reading
May 4, 2010

http://www.leg.state.co.us/bills/summaries.)

Section 1 of the bill creates the capitol dome restoration fund (fund) in the state treasury to finance repairs and safety improvements to the state capitol dome and supporting structures, and transfers to the fund \$4 million per year in each of state fiscal years 2010-11 to 2012-13 from moneys constitutionally allocated to historic preservation.

Section 2 directs the state architect to report periodically to the capital development committee concerning the progress of the work, updated cost estimates, and any problems encountered.

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

2 **SECTION 1.** 12-47.1-1201 (5) (c) (II), Colorado Revised
3 Statutes, is amended, and the said 12-47.1-1201 is further amended BY
4 THE ADDITION OF A NEW SUBPARAGRAPH, to read:

5 **12-47.1-1201. State historical fund - administration -**
6 **legislative declaration - state museum cash fund - capitol dome**
7 **restoration fund.** (5) (c) (II) EXCEPT AS OTHERWISE SPECIFIED IN
8 SUBPARAGRAPH (III) OF THIS PARAGRAPH (c), all interest and income
9 derived from the deposit and investment of moneys in the state historical
10 fund or other funds authorized by law shall remain in such fund or funds
11 and shall not be transferred or revert to the general fund or any other fund
12 at the end of any fiscal year; except that, for the fiscal year commencing
13 July 1, 2008, and for each fiscal year thereafter through the fiscal year
14 commencing July 1, 2045, the society may direct the state treasurer to
15 transfer any unexpended and unencumbered moneys in the state historical
16 fund from the portion not reserved for the statewide grant program for
17 preservation pursuant to sub-subparagraph (B) of subparagraph (II) of
18 paragraph (d) of this subsection (5) at the end of the fiscal year to the
19 state museum cash fund created pursuant to section 24-80-214, C.R.S.
20 The state treasurer shall be the custodian of such funds pursuant to

1 section 24-80-209, C.R.S.

2 (III) (A) FOR THE FISCAL YEAR COMMENCING JULY 1, 2010, THE
3 STATE TREASURER SHALL TRANSFER FOUR MILLION DOLLARS FROM THE
4 STATE HISTORICAL FUND, FROM THE PORTION RESERVED FOR THE
5 STATEWIDE GRANT PROGRAM FOR PRESERVATION PURSUANT TO
6 SUB-SUBPARAGRAPH (A) OF SUBPARAGRAPH (II) OF PARAGRAPH (d) OF
7 THIS SUBSECTION (5), AT THE BEGINNING OF THE FISCAL YEAR TO THE
8 CAPITOL DOME RESTORATION FUND, ALSO REFERRED TO IN THIS
9 SUBPARAGRAPH (III) AS THE "FUND", WHICH IS HEREBY CREATED IN THE
10 STATE TREASURY. MONEYS IN THE FUND ARE SUBJECT TO APPROPRIATION
11 BY THE GENERAL ASSEMBLY FOR REPAIRS AND SAFETY IMPROVEMENTS TO
12 THE STATE CAPITOL DOME AND SUPPORTING STRUCTURES AND FOR NO
13 OTHER PURPOSE, AND ANY UNEXPENDED AND UNENCUMBERED MONEYS
14 REMAINING IN THE FUND AS OF JUNE 30, 2011, SHALL NOT REVERT TO THE
15 STATE HISTORICAL FUND OR ANY OTHER FUND.

16 (B) FOR THE FISCAL YEARS COMMENCING JULY 1, 2011, AND JULY
17 1, 2012, THE STATE TREASURER SHALL TRANSFER UP TO FOUR MILLION
18 DOLLARS FROM THE STATE HISTORICAL FUND, FROM THE PORTION
19 RESERVED FOR THE STATEWIDE GRANT PROGRAM FOR PRESERVATION
20 PURSUANT TO SUB-SUBPARAGRAPH (A) OF SUBPARAGRAPH (II) OF
21 PARAGRAPH (d) OF THIS SUBSECTION (5), AT THE BEGINNING OF THE FISCAL
22 YEAR TO THE CAPITOL DOME RESTORATION FUND; EXCEPT THAT THE SAID
23 FOUR-MILLION-DOLLAR MAXIMUM AMOUNT SHALL BE REDUCED, DOLLAR
24 FOR DOLLAR, BY THE COMBINED TOTAL OF DONATIONS RECEIVED
25 THROUGH CAUSE-RELATED MARKETING, IF ANY, AND GRANTS FOR REPAIRS
26 AND SAFETY IMPROVEMENTS TO THE STATE CAPITOL DOME AND
27 SUPPORTING STRUCTURES MADE BY THE STATE HISTORICAL SOCIETY

1 UNDER THE GRANTS PROCESS SET FORTH IN SUBSECTION (1) OF THIS
2 SECTION. THIS DOLLAR-FOR-DOLLAR REDUCTION SHALL NOT APPLY TO
3 EMERGENCY CONTINGENCY EXPENDITURES DEEMED NECESSARY BY THE
4 STATE ARCHITECT AS REPORTED PURSUANT TO SECTION 2-3-1304.5,
5 C.R.S., NOR TO AUTHORIZED FEES AND EXPENSES OF ANY FUNDRAISING
6 FIRM SELECTED BY THE CAPITAL DEVELOPMENT COMMITTEE FOR
7 CAUSE-RELATED MARKETING FOR CAPITOL DOME REPAIRS. ANY
8 UNEXPENDED AND UNENCUMBERED MONEYS REMAINING IN THE FUND
9 AFTER COMPLETION OF THE DOME RESTORATION PROJECT SHALL REVERT
10 TO THE STATE HISTORICAL FUND AS OF JUNE 30, 2013.

11 (C) UNTIL COMPLETION OF THE CAPITOL DOME RESTORATION
12 PROJECT AS REPORTED BY THE STATE ARCHITECT PURSUANT TO SECTION
13 2-3-1304.5, C.R.S., THE COLORADO HISTORICAL SOCIETY SHALL SUBMIT
14 AN ANNUAL REPORT TO THE CAPITAL DEVELOPMENT COMMITTEE ON OR
15 BEFORE DECEMBER 15 OF EACH YEAR CONCERNING ALL GRANTS AWARDED
16 FROM THE STATE HISTORICAL FUND.

17 **SECTION 2.** 2-3-1304.5, Colorado Revised Statutes, is
18 RECREATED AND REENACTED, WITH AMENDMENTS, to read:

19 **2-3-1304.5. Reports from departments, institutions, and**
20 **agencies in connection with capital construction requests - repeal.**

21 (1) THE STATE ARCHITECT SHALL REPORT TO THE CAPITAL DEVELOPMENT
22 COMMITTEE, AT THE TIMES AND IN THE MANNER SO DIRECTED BY THE
23 CHAIR OF THE COMMITTEE, CONCERNING THE PROGRESS OF REPAIRS AND
24 SAFETY IMPROVEMENTS TO THE STATE CAPITOL DOME AND SUPPORTING
25 STRUCTURES. SUCH REPORTS MAY INCLUDE:

26 (a) THE TARGET DATES FOR COMPLETION OF VARIOUS STAGES OF
27 THE PROJECT, AND PROGRESS IN THE COMPLETION OF EACH STAGE;

1 (b) COST PROJECTIONS, INCLUDING UPDATED INFORMATION ON
2 COSTS AND ANY COST OVERRUNS; AND

3 (c) ANY UNFORESEEN COMPLICATIONS OR PROBLEMS
4 ENCOUNTERED TO DATE.

5 (2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2013.

6 **SECTION 3. Act subject to petition - effective date.** This act
7 shall take effect at 12:01 a.m. on the day following the expiration of the
8 ninety-day period after final adjournment of the general assembly (August
9 11, 2010, if adjournment sine die is on May 12, 2010); except that, if a
10 referendum petition is filed pursuant to section 1 (3) of article V of the
11 state constitution against this act or an item, section, or part of this act
12 within such period, then the act, item, section, or part shall not take effect
13 unless approved by the people at the general election to be held in
14 November 2010 and shall take effect on the date of the official
15 declaration of the vote thereon by the governor.