

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

April 29, 2022

Committee on Appropriations.

After consideration on the merits, the Committee recommends the following:

SB22-216 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 10, after line 6 insert:

2 "SECTION 4. In Colorado Revised Statutes, add 44-30-702.5 as
3 follows:

4 **44-30-702.5. Supplemental payments - definition - working**
5 **group - analysis of revenue attribution - report - repeal.** (1) AS USED
6 IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

7 (a) "LOCAL GOVERNMENT LIMITED GAMING RECIPIENT" MEANS THE
8 GOVERNING BODY OF GILPIN COUNTY, TELLER COUNTY, OR THE CITIES OF
9 CENTRAL, BLACK HAWK, OR CRIPPLE CREEK.

10 (b) "TOTAL LIMITED GAMING REVENUES" MEANS THE TOTAL
11 AMOUNT OF REVENUE DISTRIBUTED TO A LOCAL GOVERNMENT LIMITED
12 GAMING RECIPIENT FROM THE LIMITED GAMING FUND CREATED BY
13 SECTION 9 (5)(a) OF ARTICLE XVIII OF THE STATE CONSTITUTION AND THE
14 EXTENDED LIMITED GAMING FUND CREATED IN SECTION 44-30-702 (1)(a),
15 AND THE TERM INCLUDES AMOUNTS DISTRIBUTED TO A LOCAL
16 GOVERNMENT LIMITED GAMING RECIPIENT FROM THE STATE HISTORICAL
17 FUND IN ACCORDANCE WITH SECTION 9 (5)(b)(II) OF ARTICLE XVIII OF
18 THE STATE CONSTITUTION.

19 (c) "WORKING GROUP" MEANS THE WORKING GROUP CREATED IN
20 SUBSECTION (4)(a) OF THIS SECTION.

21 (2) SUBJECT TO THE PROVISIONS IN SUBSECTION (3) OF THIS
22 SECTION, AT THE END OF THE 2021-22 STATE FISCAL YEAR, THE DIVISION
23 SHALL DISTRIBUTE TO A LOCAL GOVERNMENT LIMITED GAMING RECIPIENT
24 AN AMOUNT EQUAL TO THE TOTAL LIMITED GAMING REVENUES THAT THE
25 RECIPIENT WOULD HAVE RECEIVED IF SENATE BILL 22-216 HAD NOT BEEN
26 ENACTED INTO LAW MINUS THE AMOUNT THE RECIPIENT IS ENTITLED TO
27 RECEIVE BASED ON THE PASSAGE OF SENATE BILL 22-216.

1 (3) THE DIVISION SHALL MAKE THE DISTRIBUTIONS FROM MONEY
2 APPROPRIATED BY THE GENERAL ASSEMBLY FROM THE GENERAL FUND,
3 AND THE TOTAL DISTRIBUTIONS SHALL NOT EXCEED ONE MILLION TWO
4 HUNDRED FIFTY THOUSAND DOLLARS. IF THE TOTAL AMOUNT TO BE
5 DISTRIBUTED BASED ON THE CALCULATION SET FORTH IN SUBSECTION (2)
6 OF THIS SECTION WOULD OTHERWISE EXCEED THIS AMOUNT, THEN THE
7 DIVISION SHALL PROPORTIONALLY REDUCE THE DISTRIBUTIONS TO THE
8 ELIGIBLE LOCAL GOVERNMENT LIMITED GAMING RECIPIENTS BASED ON THE
9 RELATIVE DISTRIBUTIONS.

10 (4) (a) THE DIRECTOR SHALL CONVENE A WORKING GROUP TO
11 STUDY THE ATTRIBUTION OF LIMITED GAMING TAX REVENUE BETWEEN THE
12 LIMITED GAMING FUND AND THE EXTENDED LIMITED GAMING FUND BY:

13 (I) DETERMINING IF THERE IS DATA AVAILABLE TO IDENTIFY THE
14 LIMITED GAMING TAX REVENUES ATTRIBUTABLE TO THE OPERATION OF
15 SECTION 9 (7) OF ARTICLE XVIII OF THE STATE CONSTITUTION; AND

16 (II) IF SUCH DATA IS AVAILABLE, COLLECTING THE DATA AND
17 COMPARING IT WITH THE CURRENT ALLOCATION REQUIRED BY LAW.

18 (b) THE WORKING GROUP CONSISTS OF THE DIRECTOR, OR THE
19 DIRECTOR'S DESIGNEE; A REPRESENTATIVE OF THE OFFICE OF STATE
20 PLANNING AND BUDGETING; A REPRESENTATIVE OF THE STATE HISTORICAL
21 SOCIETY; A REPRESENTATIVE FROM EACH OF THE LOCAL GOVERNMENT
22 LIMITED GAMING RECIPIENTS; AND ONE OR MORE REPRESENTATIVES
23 APPOINTED BY THE DIRECTOR TO REPRESENT THE STATE PUBLIC
24 COMMUNITY COLLEGES, JUNIOR COLLEGES, AND LOCAL DISTRICT
25 COLLEGES.

26 (c) THE WORKING GROUP SHALL PREPARE A WRITTEN REPORT OF
27 ITS FINDINGS AND SUBMIT THE REPORT TO THE JOINT BUDGET COMMITTEE
28 NO LATER THAN NOVEMBER 1, 2022. INDIVIDUAL MEMBERS OF THE
29 WORKING GROUP MAY PROVIDE COMMENTS TO BE INCLUDED WITH THE
30 SUBMISSION OF THE REPORT.

31 (5) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2023."

32 Renumber succeeding sections accordingly.

33 Page 10, line 11, strike "the state historical society" and substitute
34 "history Colorado".

35 Page 10, line 12, strike "the".

36 Page 10, after line 25 insert:

37 "(3) For the 2022-23 state fiscal year, \$1,250,000 is appropriated
38 to the department of revenue for use by the division of gaming. This

1 appropriation is from the general fund. To implement this act, the division
2 may use this appropriation for distributions to local government limited
3 gaming recipients pursuant to section 44-30-702.5 (2), C.R.S."

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