

## CHAPTER 251

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**GOVERNMENT - STATE**


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**HOUSE BILL 17-1346**

BY REPRESENTATIVE(S) Lontine, Covarrubias, Hansen, Herod, Hooton, Melton, Michaelson Jenet, Rosenthal, Van Winkle, Young, Duran;  
 also SENATOR(S) Hill, Aguilar, Baumgardner, Crowder, Fenberg, Fields, Gardner, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Martinez Humenik, Merrifield, Moreno, Neville T., Sonnenberg, Tate, Todd, Zenzinger, Grantham.

**AN ACT**

**CONCERNING THE SALE OF MORE THAN FIFTEEN ACRES OF LAND AT THE COLORADO MENTAL HEALTH INSTITUTE AT FORT LOGAN TO THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS FOR THE EXPANSION OF FORT LOGAN NATIONAL CEMETERY.**

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

**SECTION 1.** In Session Laws of Colorado 2016, **amend** section 2 of chapter 197 as follows:

Section 2. **Authority for sale.** The state of Colorado, acting by and through the department of human services, is authorized to execute a land sale, at fair market value, for up to ~~fifteen~~ SIXTY-SIX acres of vacant land around the Colorado Mental Health Institute at Fort Logan to the United States Department of Veterans Affairs for the purpose of expanding the Fort Logan National Cemetery. In the event a reversion is triggered by operation of the 1962 deed of real property from the state board of land commissioners to what is now known as the department of human services, the state board of land commissioners is authorized and encouraged to transfer all its interests in such land around the Colorado Mental Health Institute at Fort Logan to the department of human services prior to the sale of such property. If the state board of land commissioners does not transfer all its interests in such land to the department of human services, then the department of human services shall continue to use the land and shall not sell it. The proceeds of the sale OF THE FIRST FIFTEEN ACRES to the United States Department of Veterans Affairs must be credited as specified in section 26-12-108 (4), Colorado Revised Statutes. THE PROCEEDS OF THE SALE OF THE REMAINING FIFTY-ONE ACRES TO THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS MUST BE CREDITED TO THE FORT LOGAN LAND SALE ACCOUNT IN THE CAPITAL CONSTRUCTION FUND, CREATED IN SECTION

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

24-75-302 (3.3), COLORADO REVISED STATUTES.

**SECTION 2.** In Colorado Revised Statutes, 24-75-302, **add** (3.3) as follows:

**24-75-302. Capital construction fund - capital assessment fees - calculation - information technology capital account. (3.3)** THERE IS HEREBY CREATED A SPECIAL ACCOUNT WITHIN THE CAPITAL CONSTRUCTION FUND ESTABLISHED PURSUANT TO SUBSECTION (1) OF THIS SECTION TO BE KNOWN AS THE FORT LOGAN LAND SALE ACCOUNT. THE ACCOUNT CONSISTS OF ANY MONEY CREDITED TO THE ACCOUNT BY THE STATE TREASURER FROM THE PROCEEDS OF THE SALE OF FIFTY-ONE ACRES OF VACANT LAND AROUND THE COLORADO MENTAL HEALTH INSTITUTE AT FORT LOGAN TO THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS FOR THE PURPOSE OF EXPANDING THE FORT LOGAN NATIONAL CEMETERY, AUTHORIZED IN HOUSE BILL 17-1346, ENACTED IN 2017. THE MONEY IN THE ACCOUNT MAY BE USED FOR FUTURE CAPITAL CONSTRUCTION, CAPITAL RENEWAL, OR CONTROLLED MAINTENANCE EXPENSES OF THE DEPARTMENT OF HUMAN SERVICES, CONTINGENT UPON APPROVAL BY BOTH THE OFFICE OF STATE PLANNING AND BUDGETING AND THE CAPITAL DEVELOPMENT COMMITTEE; EXCEPT THAT ALL OR A PORTION OF THE MONEY MUST BE EXPENDED FOR VETERANS-RELATED AND BEHAVIORAL HEALTH-RELATED PROJECTS. THE MONEY IN THE ACCOUNT IS SUBJECT TO ANNUAL APPROPRIATION AND ALL MONEY THAT IS UNEXPENDED OR UNENCUMBERED IN ANY FISCAL YEAR MUST REMAIN IN THE ACCOUNT.

**SECTION 3. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: May 25, 2017