

Second Regular Session
Seventy-second General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 20-1102.03 Ed DeCecco x4216

HOUSE BILL 20-1382

HOUSE SPONSORSHIP

McCluskie and Ransom, Esgar

SENATE SPONSORSHIP

Moreno and Rankin, Zenzinger

House Committees
Appropriations

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE REPEAL OF CERTAIN CASH FUNDS THAT INCLUDE
102 REVERSIONS OF GENERAL FUND APPROPRIATIONS.

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://leg.colorado.gov/>.)

Joint Budget Committee. The technology advancement and emergency fund consists of reversions of general fund appropriations and other money that the general assembly appropriated or transferred to the fund, and it has a balance of approximately \$13.9 million. **Section 1** of the bill repeals the reversion of unspent general fund appropriations to the fund. **Section 3** repeals the fund itself on June 30, 2020, and prior to the

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

repeal, requires the state treasurer to transfer the unspent and unencumbered balance of the fund to the general fund. **Section 4** makes a conforming amendment related to the fund repeal.

The state employee reserve fund consists of reversions of general fund appropriations and has a balance of approximately \$32.6 million. **Section 2** repeals the fund and, prior to the repeal, requires the state treasurer to transfer the unspent and unencumbered balance of the fund to the general fund.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-37.5-112, **repeal**
3 (2) as follows:

4 **24-37.5-112. Information technology revolving fund.**

5 ~~(2) Notwithstanding any law to the contrary, any money appropriated~~
6 ~~from the general fund to the office or a state agency for the 2008-09 fiscal~~
7 ~~year and for each fiscal year thereafter, for the procurement of~~
8 ~~information technology resources or major automation system projects~~
9 ~~that are unexpended or unencumbered as of the close of the fiscal year as~~
10 ~~a result of savings achieved by the office or state agency in connection~~
11 ~~with such procurements, shall not revert to the general fund and shall be~~
12 ~~transferred by the state treasurer and the controller to the technology~~
13 ~~advancement and emergency fund created in section 24-37.5-115.~~

14 **SECTION 2.** In Colorado Revised Statutes, 24-50-104, **add**
15 (1)(j)(III)(D) and (1)(j)(VII) as follows:

16 **24-50-104. Job evaluation and compensation - state employee**
17 **reserve fund - created - definitions - repeal. (1) Total compensation**
18 **philosophy. (j) (III) (D) ON THE EFFECTIVE DATE OF THIS SUBSECTION**
19 **(1)(j)(III)(D), THE STATE TREASURER SHALL TRANSFER THE UNEXPENDED**
20 **AND UNENCUMBERED BALANCE FROM THE FUND TO THE GENERAL FUND.**

21 **(VII) THIS SUBSECTION (1)(j) IS REPEALED, EFFECTIVE JUNE 30,**

1 2020.

2 **SECTION 3.** In Colorado Revised Statutes, 24-37.5-115, **add** (7)
3 as follows:

4 **24-37.5-115. Technology advancement and emergency fund -**
5 **repeal.** (7) (a) ON THE EFFECTIVE DATE OF THIS SUBSECTION (7), THE
6 STATE TREASURER SHALL TRANSFER THE UNEXPENDED AND
7 UNENCUMBERED BALANCE FROM THE FUND TO THE GENERAL FUND.

8 (b) THIS SECTION IS REPEALED, EFFECTIVE JUNE 30, 2020.

9 **SECTION 4.** In Colorado Revised Statutes, 24-75-402, **repeal**
10 (5)(II) as follows:

11 **24-75-402. Cash funds - limit on uncommitted reserves -**
12 **reduction in the amount of fees - exclusions - repeal.**

13 (5) Notwithstanding any provision of this section to the contrary, the
14 following cash funds are excluded from the limitations specified in this
15 section:

16 (II) ~~The technology advancement and emergency fund created in~~
17 ~~section 24-37.5-115;~~

18 **SECTION 5. Safety clause.** The general assembly hereby finds,
19 determines, and declares that this act is necessary for the immediate
20 preservation of the public peace, health, or safety.