

CHAPTER 47

GOVERNMENT - STATE

HOUSE BILL 21-1152

BY REPRESENTATIVE(S) Valdez D. and Lynch, Arndt, Pico, Baisley, Gray, Ricks, Sandridge, Van Beber;
also SENATOR(S) Kirkmeyer and Zenzinger, Moreno, Woodward, Liston, Priola, Rankin, Sonnenberg.

AN ACT**CONCERNING THE REPEAL OF STATUTES RELATED TO THE OBSOLETE CAPITOL DOME RESTORATION FUND.**

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

SECTION 1. In Colorado Revised Statutes, 44-30-1201, **amend** (5)(c)(II); and **repeal** (5)(c)(III) as follows:

44-30-1201. State historical fund - administration - legislative declaration - state museum cash fund - rules - definition. (5) (c) (II) ~~Except as otherwise specified in subsection (5)(c)(III) of this section~~ All interest and income derived from the deposit and investment of money in the state historical fund, including the accounts created in subsections (5)(c)(I)(A) and (5)(c)(I)(B) of this section, shall remain in the fund. At the end of any fiscal year, all unexpended and unencumbered money in the fund remains therein and shall not be transferred or revert to the general fund or any other fund; except that, for the fiscal year commencing July 1, 2008, and for each fiscal year thereafter through the fiscal year commencing July 1, 2045, the society may direct the state treasurer to transfer any unexpended and unencumbered money in the museum and preservation operations account at the end of the fiscal year to the state museum cash fund created pursuant to section 24-80-214. The state treasurer shall be the custodian of the funds pursuant to section 24-80-209.

~~(III) (A) For the fiscal year commencing July 1, 2010, the state treasurer shall transfer four million dollars from the state historical fund, from the portion reserved for the statewide grant program for preservation pursuant to subsection (5)(d)(II)(A) of this section, at the beginning of the fiscal year to the capitol dome restoration fund, also referred to in this subsection (5)(c)(III) as the "fund", hereby created in the state treasury. Money in the fund is subject to appropriation by the general~~

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

~~assembly for repairs and safety improvements to the state capitol dome and supporting structures and for no other purpose, and any unexpended and unencumbered money remaining in the fund as of June 30, 2011, shall not revert to the state historical fund or any other fund. The four million dollar transfer specified in this subsection (5)(c)(III)(A) shall be reduced, dollar for dollar, by money deposited into the capitol dome restoration trust fund as specified in section 2-3-1304.3 (6)(b), if any. This dollar-for-dollar reduction shall not reduce the authorized fees and expenses of any fund-raising firm selected by the capital development committee for cause-related marketing for capitol dome repairs.~~

~~(B) For the fiscal years commencing July 1, 2011, and July 1, 2012, the state treasurer shall transfer up to four million dollars from the state historical fund, from the portion reserved for the statewide grant program for preservation pursuant to subsection (5)(d)(II)(A) of this section, at the beginning of the fiscal year to the capitol dome restoration fund; except that the said four-million-dollar maximum amount shall be reduced, dollar for dollar, by the combined total of money deposited into the capitol dome restoration trust fund as specified in section 2-3-1304.3 (6)(b), if any, and grants for repairs and safety improvements to the state capitol dome and supporting structures made by the state historical society under the grants process set forth in subsection (1) of this section. This dollar-for-dollar reduction shall not reduce any authorized fees and expenses of any fund-raising firm selected by the capital development committee for cause-related marketing for capitol dome repairs.~~

~~(C) In the event of an emergency contingency expenditure deemed necessary by the state architect and approved by the office of state planning and budgeting and the capital development committee, supplemental appropriations out of the capitol dome restoration trust fund created in section 2-3-1304.3 (6)(b), and the capitol dome restoration fund created in subsection (5)(c)(III)(A) of this section may be made from any unexpended and unencumbered money remaining in the specified funds at any time.~~

~~(D) Prior to the end of the 2014-15 state fiscal year and after a complete accounting is available of the total in-kind and monetary donations received through the fund-raising program established in section 2-3-1304.3, an end-of-project accounting shall occur based on the final total cost of the dome restoration construction project to ensure, through the annual general appropriations act, supplemental appropriations acts, or transfers between funds, as necessary, that all of the transfers from the state historical fund specified in subsections (5)(c)(III)(A) and (5)(c)(III)(B) of this section, and the 2013-14 appropriation from the capital construction fund specified in Senate Bill 13-230, are reduced, dollar for dollar, by the combined total of money deposited into the capitol dome restoration trust fund as specified in section 2-3-1304.3 (6)(b), grants for repairs and safety improvements to the state capitol dome and supporting structures made by the state historical society under the grants process set forth in subsection (1) of this section, any money received for the recycling of salvaged building materials from the state capitol dome during the construction period, and any in-kind gifts and donations, such as materials or labor, that resulted in the reduction of the total cost of the construction. The total value of any in-kind gifts and donations for purposes of the dollar-for-dollar reduction specified in this subsection (5)(c)(III)(D) shall be calculated by the department of personnel and approved by the capital development committee as specified in section 2-3-1304.3 (6)(a)(II).~~

~~(E) Until completion of the capitol dome restoration project as reported by the state architect pursuant to section 2-3-1304.5, the Colorado historical society shall submit an annual report to the capital development committee on or before December 15 of each year concerning all grants awarded from the state historical fund.~~

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2022 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: April 20, 2021