

## CHAPTER 7

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**GOVERNMENT - STATE**

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## SENATE BILL 23-142

BY SENATOR(S) Bridges and Zenzinger, Kirkmeyer, Moreno;  
also REPRESENTATIVE(S) Sirota and Bockenfeld, Bird, Joseph, Kipp, Lieder, Lindsay, Michaelson Jenet, Ortiz, Parenti, Snyder,  
Story, Titone, Velasco, Weinberg, Willford, McCluskie.

**AN ACT**

**CONCERNING THE INFORMATION TECHNOLOGY CAPITAL APPROPRIATION PROCESS FOR INFORMATION TECHNOLOGY PROJECTS SUBMITTED TO THE GENERAL ASSEMBLY BY CERTAIN STATE ENTITIES.**

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

**SECTION 1.** In Colorado Revised Statutes, 2-3-1704, **amend** (11)(b); and **add** (11)(f) as follows:

**2-3-1704. Powers and duties of the joint technology committee - repeal.** (11) (b) The joint budget committee may seek the committee's review of any operating budget request for information technology, INCLUDING A REQUEST FOR WHICH THE GENERAL ASSEMBLY MAY MAKE AN APPROPRIATION PURSUANT TO SECTION 24-75-302 (3.7)(b).

(f) THE COMMITTEE SHALL OVERSEE ANY INFORMATION TECHNOLOGY PROJECT FOR WHICH THE GENERAL ASSEMBLY MAKES AN APPROPRIATION PURSUANT TO SECTION 24-75-302 (3.7)(b). THE LEGISLATIVE OR JUDICIAL DEPARTMENT, THE DEPARTMENT OF LAW, THE DEPARTMENT OF STATE, OR THE DEPARTMENT OF THE TREASURY, AS APPLICABLE, SHALL SUBMIT TO THE COMMITTEE ANY DATA, REPORTS, OR INFORMATION REQUESTED BY THE COMMITTEE OR OTHERWISE NECESSARY FOR THE COMMITTEE TO PERFORM ITS DUTIES PURSUANT TO THIS SUBSECTION (11)(f).

**SECTION 2.** In Colorado Revised Statutes, 24-75-302, **amend** (3.7) as follows:

**24-75-302. Capital construction fund - capital assessment fees - calculation - information technology capital account.** (3.7) (a) There is hereby created a special account within the capital construction fund established pursuant to

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*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.*

subsection (1) of this section to be known as the information technology capital account. The account consists of any ~~moneys~~ MONEY appropriated or transferred to the account by the general assembly. The general assembly may appropriate ~~moneys~~ MONEY in the account for information technology projects. The appropriation for information technology projects must be set forth in a single line item as a total sum. All unappropriated balances in the account at the close of any fiscal year ~~must~~ remain in the account and ~~may~~ DO not revert to the general fund. All unexpended or unencumbered ~~moneys~~ MONEY from an information technology capital account appropriation to a state agency or state institution of higher education for any fiscal year reverts to the account at the end of the period for which the ~~moneys are~~ MONEY is appropriated. No portion of the unexpended balance of a state agency's or state institution of higher education's information technology capital account appropriation may be used by the state agency or the state institution of higher education for any additional projects that are beyond the scope or design of the original project without further approval by the joint technology committee of ~~such~~ THE additional project. Anticipation warrants or checks may be issued against the revenues of the account as provided by law. All interest earned from the investment of ~~moneys~~ MONEY in the account must remain in and become part of the account.

(b) IN ADDITION TO APPROPRIATIONS FROM THE INFORMATION TECHNOLOGY CAPITAL ACCOUNT THAT ARE AUTHORIZED PURSUANT TO SUBSECTION (3.7)(a) OF THIS SECTION, THE GENERAL ASSEMBLY MAY APPROPRIATE MONEY IN THE ACCOUNT FOR AN INFORMATION TECHNOLOGY PROJECT THAT IS SUBMITTED TO THE GENERAL ASSEMBLY BY THE LEGISLATIVE OR JUDICIAL DEPARTMENT, THE DEPARTMENT OF LAW, THE DEPARTMENT OF STATE, OR THE DEPARTMENT OF THE TREASURY AS AN OPERATING REQUEST PURSUANT TO SECTION 2-3-208. ANY APPROPRIATION FROM THE ACCOUNT PURSUANT TO THIS SUBSECTION (3.7)(b) IS SUBJECT TO THE REQUIREMENTS OF SUBSECTION (3.7)(a) OF THIS SECTION.

**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, or safety.

Approved: March 3, 2023