

HB1374_L.001

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Finance.HB18-1374 be amended as follows:

1 Amend printed bill, page 3, strike lines 5 through 21 and substitute
2 "LEASE-PURCHASE AGREEMENT MUST INCLUDE A CONTRACTUAL
3 REQUIREMENT THAT IN THE FIFTEENTH CALENDAR YEAR AFTER EITHER THE
4 DATE OF THE SUBSTANTIAL COMPLETION OF THE CONSTRUCTION OR AFTER
5 THE DATE OF ACQUISITION, A SECOND LEASE-PURCHASE AGREEMENT MUST
6 BE ENTERED INTO IN ORDER TO ESTABLISH A RESERVE TO BE USED FOR THE
7 CONTROLLED MAINTENANCE NEEDS OF THE REAL PROPERTY IN AN AMOUNT
8 THAT, AT THE TIME THE SECOND LEASE-PURCHASE AGREEMENT IS
9 EXECUTED, EQUALS AN ESTIMATION OF THE SUM OF ONE PERCENT OF THE
10 INSURED VALUE OF THE REAL PROPERTY FOR EACH YEAR STARTING WITH
11 THE SIXTEENTH YEAR AFTER EITHER THE DATE OF THE SUBSTANTIAL
12 COMPLETION OF THE CONSTRUCTION OR AFTER THE DATE OF ACQUISITION
13 AND CONTINUING FOR A TOTAL PERIOD OF TWENTY-FIVE YEARS. THE
14 MONEY IN THE RESERVE MAY BE INVESTED AND, IF INVESTED, THE
15 INVESTMENTS MUST MEET THE REQUIREMENTS SET FORTH IN SECTION
16 24-36-113. THE MONEY IN THE RESERVE MAY BE USED FOR ANY
17 CONTROLLED MAINTENANCE NEEDS OF THE REAL PROPERTY. A BILL
18 ENACTED BY THE GENERAL ASSEMBLY AS REQUIRED IN SUBSECTION
19 (1)(a)(I) OF THIS SECTION AUTHORIZING THE FIRST LEASE-PURCHASE
20 AGREEMENT MUST INCLUDE A REFERENCE TO THE RESERVE REQUIREMENT
21 SET FORTH IN THIS SUBSECTION (1)(a)(II). THE REQUIREMENT THAT A
22 LEASE-PURCHASE AGREEMENT MAY ONLY BE AUTHORIZED BY A BILL
23 ENACTED BY THE GENERAL ASSEMBLY DOES NOT APPLY TO THE SECOND
24 LEASE-PURCHASE AGREEMENT THAT MUST BE ENTERED INTO PURSUANT TO
25 THIS SUBSECTION (1)(a)(II).".

26 Page 3, line 26, after "BUDGET." add "ALSO FOR PURPOSES OF THIS
27 SECTION, "INSURED VALUE" MEANS THE INSURED VALUE OF THE REAL
28 PROPERTY AS DETERMINED THROUGH THE RISK MANAGEMENT PROGRAM
29 ESTABLISHED IN PART 15 OF ARTICLE 30 OF TITLE 24.".

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