

Second Regular Session
Seventieth General Assembly
STATE OF COLORADO

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 16-1277.01 Esther van Mourik x4215

HOUSE BILL 16-1460

HOUSE SPONSORSHIP

Becker K. and Vigil, Brown

SENATE SPONSORSHIP

Baumgardner, Kefalas, Sonnenberg

House Committees

Agriculture, Livestock, & Natural Resources

Senate Committees

Appropriations

A BILL FOR AN ACT

101 **CONCERNING THE AUTHORITY OF THE COMMISSIONER OF**
102 **AGRICULTURE TO DISPOSE OF AND ACQUIRE SPECIFIED REAL**
103 **PROPERTY IN FURTHERANCE OF THE DEPARTMENT OF**
104 **AGRICULTURE'S OFFICE CONSOLIDATION.**

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://www.leg.state.co.us/billsummaries>.)

The bill grants the commissioner of agriculture the authority, in consultation with the office of the state architect, to sell the vacated property at 5000 Packing House Road, in Denver, Colorado, which

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

SENATE
3rd Reading Unamended
May 10, 2016

SENATE
2nd Reading Unamended
May 9, 2016

HOUSE
3rd Reading Unamended
May 9, 2016

HOUSE
Amended 2nd Reading
May 5, 2016

houses the department of agriculture's warehouse and storage facility. The proceeds of the sale must be credited to the agriculture management fund to be used for the acquisition of real property authorized in the bill subject to appropriation.

The bill grants the commissioner of agriculture the authority, in consultation with the office of the state architect, to acquire the real property located in the Interlocken area at 300 Technology Drive, Broomfield, Colorado, for the future home of the inspection and consumer services division facility. The bill specifies that the construction of the new facility must be subject to the normal capital construction approval process.

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

2 **SECTION 1. Legislative declaration.** (1) The general assembly
3 hereby finds and declares that:

4 (a) In 2013, the General Assembly granted the department of
5 agriculture the authority to enter into lease-purchase agreements for the
6 acquisition of a department headquarters in Broomfield, Colorado, for the
7 department of agriculture to consolidate most of the department's
8 divisions, except for the Colorado state fair;

9 (b) Since the 2013 legislation was enacted, the department of
10 agriculture has moved into its new headquarters at 305 Interlocken
11 Parkway, in Broomfield, Colorado. The department still uses property at
12 5000 Packing House Road, in Denver, Colorado, for the department's
13 warehouse and storage facility. It is the department of agriculture's
14 understanding that the City and County of Denver is interested in this real
15 property for a planned project of the National Western Center partnership.

16 (c) The department has not yet consolidated its current inspection
17 and consumer services division facility from its location in the Highlands
18 neighborhood of metro Denver because the lab areas necessary for that
19 division could not be constructed at the new headquarters division; and

1 (d) The department now seeks approval to sell the property where
2 the department's warehouse and storage facility is located and use the
3 proceeds of that sale to help fund the purchase of vacant land behind the
4 headquarters building in Broomfield, Colorado. It is the department's
5 future plan to use the vacant land in Broomfield to build a lab area to
6 house the inspection and consumer services division facility, subject to
7 the normal capital construction request process.

8 **SECTION 2. Authority for a sale and an acquisition of real**
9 **property.** (1) The state of Colorado, acting by and through the
10 Commissioner of Agriculture and in consultation with the office of the
11 state architect, is authorized to execute a real property sale, at fair market
12 value, for property held by the department of agriculture at 5000 Packing
13 House Road, Denver, Colorado. The proceeds of the sale must be credited
14 to the agriculture management fund as specified in section 35-1-106.9,
15 Colorado Revised Statutes, and such proceeds must be used to acquire the
16 property described in subsection (2) of this section, subject to
17 appropriation.

18 (2) (a) The state of Colorado, acting by and through the
19 Commissioner of Agriculture and in consultation with the office of the
20 state architect, is authorized to acquire real property located in the
21 Interlocken area at 300 Technology Drive, Broomfield, Colorado, parcel
22 number 157533413004, for the future home of the inspection and
23 consumer services division facility.

24 (b) Any future capital construction project for a new building to
25 house the inspection and consumer services division facility must be
26 prioritized for funding by the office of state planning and budgeting in its
27 submission to the capital development committee made pursuant to

1 section 24-37-304 (1) (c.3) (I) (C), Colorado Revised Statutes,
2 recommended for funding by the capital development committee pursuant
3 to section 2-3-1305, Colorado Revised Statutes, and included in the
4 governor's annual executive budget proposed to the general assembly
5 pursuant to section 24-37-301, Colorado Revised Statutes.

6 **SECTION 3.** In Colorado Revised Statutes, **amend** 35-1-106.9
7 as follows:

8 **35-1-106.9. Agriculture management fund - creation.** There is
9 hereby created in the state treasury the agriculture management fund. The
10 fund shall consist of moneys transferred pursuant to section 38-13-116.7
11 (3), C.R.S., ~~and~~ any moneys realized from the sale of the inspection and
12 consumer services division facility AND OTHER REAL PROPERTY
13 ASSOCIATED WITH THAT FACILITY THAT ARE ALL LOCATED IN THE
14 HIGHLANDS NEIGHBORHOOD OF DENVER, COLORADO, AND ANY MONEYS
15 REALIZED FROM THE SALE OF THE WAREHOUSE AND STORAGE FACILITY
16 LOCATED AT 5000 PACKING HOUSE ROAD, DENVER, COLORADO. The
17 department shall use such moneys to fund agricultural efforts approved
18 by the commissioner, including, but not limited to, funding additional
19 department employees necessary to implement and manage approved
20 programs. Moneys may be used for direct assistance or grant assistance
21 for conservation districts created pursuant to article 70 of this title.
22 Moneys in the fund may be used for expenses related to the department's
23 office consolidation as authorized by House Bill 13-1234, enacted in
24 2013, AND AS AUTHORIZED BY HOUSE BILL 16-1460, ENACTED IN 2016.
25 Moneys in the fund are subject to annual appropriation to the department.
26 Any moneys not expended or encumbered from any appropriation at the
27 end of any fiscal year shall remain available for expenditure in the next

1 fiscal year without further appropriation. All interest derived from the
2 deposit and investment of moneys in the fund shall be credited to the fund
3 and shall not be transferred or credited to the general fund or any other
4 fund.

5 **SECTION 4. Safety clause.** The general assembly hereby finds,
6 determines, and declares that this act is necessary for the immediate
7 preservation of the public peace, health, and safety.