

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 17-1140.01 Ed DeCecco x4216

SENATE BILL 17-259

SENATE SPONSORSHIP

Lundberg, Lambert, Moreno

HOUSE SPONSORSHIP

Rankin, Hamner, Young

Senate Committees
Appropriations

House Committees

A BILL FOR AN ACT

101 CONCERNING A TRANSFER OF MONEY FROM THE GENERAL FUND TO
102 CASH FUNDS ADMINISTERED BY STATE DEPARTMENTS FOR THE
103 PROTECTION OF THE STATE'S NATURAL RESOURCES.

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. On July 1, 2017, the bill requires the state treasurer to transfer money from the general fund as follows:

- ! \$2,272,727 million to the forest restoration and wildfire risk mitigation grant program cash fund;
- ! \$4,090,909 million to the species conservation trust fund;

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
2nd Reading Unamended
March 29, 2017

- ! \$2,452,193 million to the division of parks and outdoor recreation aquatic nuisance species fund; and
- ! \$1,184,171 million to the division of wildlife aquatic nuisance species fund.

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

2 **SECTION 1.** In Colorado Revised Statutes, 23-31-310, **amend**
3 **as amended by Senate Bill 17-050 (8.5)(a)(I); and add (8.7) as follows:**

4 **23-31-310. Forest restoration and wildfire risk mitigation**
5 **grant program - legislative declaration - definitions - technical**
6 **advisory panel - repeal. (8.5) Forest restoration and wildfire risk**
7 **mitigation grant program cash fund.** (a) There is hereby created in the
8 state treasury the forest restoration and wildfire risk mitigation grant
9 program cash fund. The department of higher education shall administer
10 the fund, which consists of:

11 (I) All money transferred by the treasurer as specified in section
12 39-29-109.3 (2)(k) AND SUBSECTION (8.7) OF THIS SECTION; and

13 (8.7) ON JULY 1, 2017, THE STATE TREASURER SHALL TRANSFER
14 TWO MILLION TWO HUNDRED SEVENTY-TWO THOUSAND SEVEN HUNDRED
15 TWENTY-SEVEN DOLLARS FROM THE GENERAL FUND TO THE FOREST
16 RESTORATION AND WILDFIRE RISK MITIGATION GRANT PROGRAM CASH
17 FUND.

18 **SECTION 2.** In Colorado Revised Statutes, 24-33-111, **amend**
19 **(2)(a)(I) as follows:**

20 **24-33-111. Conservation of native species - fund created.**

21 **(2) Species conservation trust fund - creation.** (a) (I) (A) There is
22 hereby created in the state treasury the species conservation trust fund,
23 which is subject to annual authorization by the general assembly to carry

1 out the purposes of this section. ~~The state treasurer shall transfer all~~
2 ~~revenues previously allocated to the operation and maintenance account~~
3 ~~and the capital account, as such accounts existed before June 8, 2012, to~~
4 ~~the fund.~~ THE FUND CONSISTS OF ALL MONEY TRANSFERRED BY THE
5 TREASURER AS SPECIFIED IN SECTION 39-29-109.3 (2)(e) AND SUBSECTION
6 (2)(a)(I)(B) OF THIS SECTION. All income derived from the deposit and
7 investment of ~~moneys~~ MONEY in the fund ~~shall be~~ IS credited to the fund.
8 At the end of any fiscal year, all unexpended ~~moneys~~ MONEY in the fund
9 ~~remain~~ REMAINS in the fund and shall not be credited or transferred to the
10 general fund or any other fund. To the maximum extent practical, only
11 interest from the fund shall be expended for activities pursuant to this
12 section.

13 (B) ON JULY 1, 2017, THE STATE TREASURER SHALL TRANSFER
14 FOUR MILLION NINETY THOUSAND NINE HUNDRED NINE DOLLARS FROM THE
15 GENERAL FUND TO THE SPECIES CONSERVATION TRUST FUND.

16 **SECTION 3.** In Colorado Revised Statutes, 33-10.5-108, **amend**
17 (1)(a) and (2)(a); and **add** (1.5) as follows:

18 **33-10.5-108. Division of parks and outdoor recreation aquatic**
19 **nuisance species fund - creation - division of wildlife aquatic nuisance**
20 **species fund - creation.** (1) (a) There is hereby created in the state
21 treasury the division of parks and outdoor recreation aquatic nuisance
22 species fund, which shall be administered by the division of parks and
23 wildlife in the department of natural resources and ~~shall consist~~ CONSISTS
24 of all ~~moneys~~ MONEY transferred by the treasurer as specified in section
25 39-29-109.3 (2)(m) ~~C.R.S.~~ AND SUBSECTION (1.5)(a) OF THIS SECTION. All
26 ~~moneys~~ MONEY in the fund ~~are~~ IS continuously appropriated to the
27 division of parks and wildlife for the purpose of implementing the

1 provisions of this ~~article~~ ARTICLE 10.5. All ~~moneys~~ MONEY in the fund at
2 the end of each fiscal year shall remain in the fund and shall not revert to
3 the general fund or any other fund.

4 (1.5) ON JULY 1, 2017, THE STATE TREASURER SHALL TRANSFER
5 FROM THE GENERAL FUND:

6 (a) TWO MILLION FOUR HUNDRED FIFTY-TWO THOUSAND ONE
7 HUNDRED NINETY-THREE DOLLARS TO THE DIVISION OF PARKS AND
8 OUTDOOR RECREATION AQUATIC NUISANCE SPECIES FUND; AND

9 (b) ONE MILLION ONE HUNDRED EIGHTY-FOUR THOUSAND ONE
10 HUNDRED SEVENTY-ONE DOLLARS TO THE DIVISION OF WILDLIFE AQUATIC
11 NUISANCE SPECIES FUND.

12 (2) (a) There is hereby created in the state treasury the division of
13 wildlife aquatic nuisance species fund, which shall be administered by the
14 division of parks and wildlife in the department of natural resources and
15 ~~shall consist~~ CONSISTS of all ~~moneys~~ MONEY transferred by the treasurer
16 as specified in sections 33-1-112 and 39-29-109.3 (2)(m) ~~C.R.S.~~ AND
17 SUBSECTION (1.5)(b) OF THIS SECTION. All ~~moneys~~ MONEY in the fund ~~are~~
18 IS continuously appropriated to the division of parks and wildlife for the
19 purpose of implementing the provisions of this ~~article~~ ARTICLE 10.5. All
20 ~~moneys~~ MONEY in the fund at the end of each fiscal year shall remain in
21 the fund and shall not revert to the general fund or any other fund.

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