

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.



HOUSE BILL 23-1179

BY REPRESENTATIVE(S) Mauro and Winter T., Amabile, Duran, Lindsay, Lukens, Marshall, Martinez, McCormick, Ricks, Snyder, Taggart, Titone, Velasco, Weinberg, McCluskie;
also SENATOR(S) Hinrichsen and Simpson, Bridges, Exum, Marchman, Pelton B., Pelton R., Roberts, Will.

CONCERNING THE MAXIMUM UNCOMMITTED RESERVE THAT MAY BE
RETAINED IN THE AGRICULTURAL PRODUCTS INSPECTION CASH FUND.

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

SECTION 1. In Colorado Revised Statutes, 24-75-402, **amend** (5)(yy) and (5)(zz); and **add** (5)(aaa) as follows:

24-75-402. Cash funds - limit on uncommitted reserves - reduction in the amount of fees - exclusions - definitions.
(5) Notwithstanding any provision of this section to the contrary, the following cash funds are excluded from the limitations specified in this section:

(yy) The disability support fund created in section 24-30-2205.5 (1);
and

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.

(zz) The responsible gaming grant program cash fund created in section 44-30-1702 (8); AND

(aaa) THE AGRICULTURAL PRODUCTS INSPECTION CASH FUND CREATED IN SECTION 35-23-114 (3).

SECTION 2. In Colorado Revised Statutes, 35-23-114, **repeal** (4); and **add** (3)(c) as follows:

35-23-114. Inspection fees - agricultural products inspection cash fund. (3) (c) THE UNCOMMITTED AND UNENCUMBERED BALANCE IN THE AGRICULTURAL PRODUCTS INSPECTION CASH FUND ON JUNE 30, 2024, AND ON JUNE 30 OF EACH YEAR THEREAFTER, MUST NOT EXCEED FIFTY PERCENT OF THE AMOUNT EXPENDED FROM THE FUND DURING THE SAME STATE FISCAL YEAR.

~~(4) Within sixty days after July 1, 2009, the unexpended and unencumbered balance of the mandatory fruit and vegetable inspection fund, as that fund existed prior to July 1, 2009, shall be transferred to the agricultural products inspection cash fund.~~

SECTION 3. 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 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Julie McCluskie
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Steve Fenberg
PRESIDENT OF
THE SENATE

Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED _____
(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO