

First Regular Session  
Seventy-third General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 21-0803.01 Esther van Mourik x4215

HOUSE BILL 21-1174

---

HOUSE SPONSORSHIP

Hooton, Rich, Valdez A.

SENATE SPONSORSHIP

Story, Fields

---

House Committees  
Finance

Senate Committees

---

A BILL FOR AN ACT

101 CONCERNING THE TRANSFER TO THE CAPITAL CONSTRUCTION FUND OF  
102 ANY EXCESS PROCEEDS FROM THE ISSUANCE OF A  
103 LEASE-PURCHASE AGREEMENT UNDER SENATE BILL 20-219  
104 THAT ARE INITIALLY CREDITED TO THE EMERGENCY  
105 CONTROLLED MAINTENANCE ACCOUNT.

---

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/>.)*

**Capital Development Committee.** The bill requires the state treasurer to transfer to the capital construction fund any excess proceeds

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

from the issuance of a lease-purchase agreement under Senate Bill 20-219 that are initially credited to the emergency controlled maintenance account.

---

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

2           **SECTION 1.** In Colorado Revised Statutes, 24-75-302, **amend**  
3 (3.2) as follows:

4           **24-75-302. Capital construction fund - capital assessment fees**  
5 **- calculation - information technology capital account.** (3.2) (a) There  
6 is hereby created a special account within the capital construction fund  
7 established pursuant to subsection (1) of this section to be known as the  
8 emergency controlled maintenance account. The account consists of any  
9 ~~moneys~~ MONEY appropriated to the account by the general assembly OR  
10 TRANSFERRED OR CREDITED TO THE ACCOUNT. The ~~moneys~~ MONEY in the  
11 account ~~are~~ IS subject to annual appropriation and may be used only to  
12 fund any unplanned and immediate controlled maintenance needs  
13 pursuant to section 24-30-1303.9 (5). All ~~moneys~~ MONEY unexpended or  
14 unencumbered in any fiscal year must remain in the account.

15           (b) ON THE EFFECTIVE DATE OF THIS SUBSECTION (3.2)(b), THE  
16 STATE TREASURER SHALL TRANSFER TO THE CAPITAL CONSTRUCTION FUND  
17 CREATED IN SUBSECTION (1)(a) OF THIS SECTION ANY EXCESS PROCEEDS  
18 FROM THE ISSUANCE OF A LEASE-PURCHASE AGREEMENT UNDER SENATE  
19 BILL 20-219 THAT ARE INITIALLY CREDITED TO THE EMERGENCY  
20 CONTROLLED MAINTENANCE ACCOUNT. THE TRANSFERRED MONEY IS  
21 SUBSEQUENTLY AVAILABLE FOR APPROPRIATION FOR CAPITAL  
22 CONSTRUCTION, CAPITAL RENEWAL, OR CONTROLLED MAINTENANCE  
23 PROJECTS, BUT MUST BE SPENT NO LATER THAN MARCH 1, 2024.  
24 UNEXPENDED APPROPRIATIONS DO NOT REVERT TO THE GENERAL FUND

1 AND MUST BE SPENT FOR CAPITAL CONSTRUCTION, CAPITAL RENEWAL, OR  
2 CONTROLLED MAINTENANCE PROJECTS NO LATER THAN MARCH 1, 2024.

3 **SECTION 2. Safety clause.** The general assembly hereby finds,  
4 determines, and declares that this act is necessary for the immediate  
5 preservation of the public peace, health, or safety.