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SENATE BILL 11-029

BY SENATOR(S) Hudak, Aguilar, Bacon, Boyd, Carroll, Guzman, Heath, King K., Newell, Nicholson, Spence, Steadman, Williams S.;
also REPRESENTATIVE(S) Summers.

CONCERNING CERTAIN ANNUAL REPORTS OF THE STATE BOARD OF LAND
COMMISSIONERS.

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

SECTION 1. 36-1-102 (4), Colorado Revised Statutes, is amended, and the said 36-1-102 is further amended BY THE ADDITION OF A NEW SUBSECTION, to read:

36-1-102. Employees - director - bonds - report. (4) The STATE board of LAND COMMISSIONERS shall publish ON OR BEFORE NOVEMBER 1 OF each year, subject to the approval and control of the executive director of the department of natural resources, a summary of the transactions of the state board of land commissioners, and the land affairs of the state, showing, by tables, the land belonging to the several funds of the state, to whom sold, the amount leased, and the receipts from all sources, and such summary shall contain any such other items or information concerning state lands as the state board of land commissioners or the executive director of the department of natural resources may deem worthy of publication. THE

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

STATE BOARD OF LAND COMMISSIONERS SHALL DELIVER THE SUMMARY OF LAND TRANSACTIONS PREPARED PURSUANT TO THIS SUBSECTION (4) AS SPECIFIED IN SUBSECTION (8) OF THIS SECTION.

(8) THE STATE BOARD OF LAND COMMISSIONERS SHALL DELIVER A COPY OF THE SUMMARY OF LAND TRANSACTIONS REQUIRED PURSUANT TO SUBSECTION (4) OF THIS SECTION, THE INVESTMENT AND DEVELOPMENT FUND REPORT REQUIRED PURSUANT TO SECTION 36-1-153 (4), AND THE INCOME AND INVENTORY REPORT REQUIRED PURSUANT TO SECTION 36-1-153.5 (1) ON OR BEFORE NOVEMBER 1, 2011, AND ON OR BEFORE NOVEMBER 1 OF EACH YEAR THEREAFTER, TO THE MEMBERS OF THE HOUSE AND SENATE EDUCATION COMMITTEES, OR ANY SUCCESSOR COMMITTEES, THE MEMBERS OF THE HOUSE AGRICULTURE, LIVESTOCK, AND NATURAL RESOURCES COMMITTEE AND THE SENATE AGRICULTURE AND NATURAL RESOURCES COMMITTEE, OR ANY SUCCESSOR COMMITTEES, THE MEMBERS OF THE JOINT BUDGET COMMITTEE, THE MEMBERS OF THE STATE BOARD OF EDUCATION, AND THE STATE TREASURER. IN ADDITION, THE STATE BOARD OF LAND COMMISSIONERS SHALL MAKE THE SUMMARY OF LAND TRANSACTIONS, THE INVESTMENT AND DEVELOPMENT FUND REPORT, AND THE INCOME AND INVENTORY REPORT AVAILABLE TO THE PUBLIC ON THE STATE BOARD OF LAND COMMISSIONERS WEB SITE ON OR BEFORE NOVEMBER 1, 2011, AND ON OR BEFORE NOVEMBER 1 OF EACH YEAR THEREAFTER.

SECTION 2. 36-1-153 (4), Colorado Revised Statutes, is amended to read:

36-1-153. Investment and development fund. (4) On or before January 31, 2006, and each January 31 thereafter THROUGH JANUARY 31, 2011, AND ON OR BEFORE NOVEMBER 1, 2011, AND ON OR BEFORE EACH NOVEMBER 1 THEREAFTER, the state board of land commissioners shall ~~provide~~ DELIVER information on the portfolio enhancement and additional income generated as a result of this section ~~to the joint budget committee and to the education committees of the house of representatives and the senate~~ AS SPECIFIED IN SECTION 36-1-102 (8). Each report shall include estimates of the increase in portfolio enhancement and income for the then-current fiscal year and the five succeeding state fiscal years.

SECTION 3. Article 1 of title 36, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

36-1-153.5. Annual income and inventory report. (1) ON OR BEFORE NOVEMBER 1, 2011, AND ON OR BEFORE EACH NOVEMBER 1 THEREAFTER, THE STATE BOARD OF LAND COMMISSIONERS SHALL PREPARE AN ANNUAL INCOME AND INVENTORY REPORT. THE REPORT SHALL INCLUDE THE FOLLOWING:

(a) DATA REGARDING THE INCOME EARNED FROM LANDS HELD IN TRUST BY THE BOARD, INCLUDING:

(I) A SUMMARY OF THE TOTAL REVENUES EARNED DURING THE PREVIOUS FISCAL YEAR FROM ALL LANDS HELD IN TRUST BY THE BOARD;

(II) A SUMMARY OF THE TOTAL REVENUES EARNED DURING THE PREVIOUS FISCAL YEAR FROM LANDS IN EACH INDIVIDUAL TRUST HELD BY THE BOARD;

(III) A SUMMARY OF THE TRENDS IN REVENUE THAT HAVE OCCURRED IN CONNECTION WITH THE LANDS HELD IN TRUST BY THE BOARD; AND

(IV) A SUMMARY OF THE ANTICIPATED GROWTH IN REVENUE AND REVENUE TRENDS IN CONNECTION WITH THE LANDS HELD IN TRUST BY THE BOARD;

(b) A SUMMARY OF THE STATE BOARD OF LAND COMMISSIONERS' LAND INVENTORY AS OF THE DATE OF THE REPORT, INCLUDING THE NUMBER OF SURFACE ACRES AND SUBSURFACE ACRES IN EACH INDIVIDUAL TRUST HELD BY THE BOARD; AND

(c) THE AMOUNT TRANSFERRED TO THE PUBLIC SCHOOL CAPITAL CONSTRUCTION ASSISTANCE FUND ON THE IMMEDIATELY PRECEDING JULY 1, PURSUANT TO SECTION 22-43.7-104 (2) (b) (I), C.R.S.

(2) THE STATE BOARD OF LAND COMMISSIONERS SHALL DELIVER THE ANNUAL INCOME AND INVENTORY REPORT AS SPECIFIED IN SECTION 36-1-102 (8).

SECTION 4. Act subject to petition - effective date. This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 10, 2011, if adjournment sine die is on May 11, 2011); 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 shall not take effect unless approved by the people at the general election to be held in November 2012 and shall take effect on the date of the official declaration of the vote thereon by the governor.

Brandon C. Shaffer
PRESIDENT OF
THE SENATE

Frank McNulty
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO