

First Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 09-1093.01 Esther van Mourik

SENATE BILL 09-293

SENATE SPONSORSHIP

Isgar,

HOUSE SPONSORSHIP

Curry, Labuda, Looper, Sonnenberg

Senate Committees

Agriculture and Natural Resources

House Committees

A BILL FOR AN ACT

101 **CONCERNING CHANGES TO CERTAIN TIER TWO TRANSFERS OUT OF THE**
102 **OPERATIONAL ACCOUNT OF THE SEVERANCE TAX TRUST FUND**
103 **TO COMPENSATE FOR A PROJECTED REVENUE LOSS IN THAT**
104 **FUND FOR THE 2009-10 STATE FISCAL YEAR.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Makes changes for specified state fiscal years to certain tier two transfers out of the operational account of the severance tax trust fund to compensate for a projected revenue loss in that fund for the 2009-10 state fiscal year. Specifically:

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.

- ! Reduces the transfer to the water supply reserve account;
- ! Eliminates a contingent transfer for the water efficiency grant program;
- ! Reduces the total transfer to the species conservation trust fund; and
- ! Reduces the funding for energy-related assistance to low-income households by eliminating the transfers to the department of human services low-income energy assistance fund and the governor's energy office low-income energy assistance fund and by reducing the transfer to the energy outreach Colorado low-income energy assistance fund.

Authorizes an additional state fiscal year of funding for energy-related assistance to low-income households for the state fiscal year commencing July 1, 2012, to offset the reduction of the funding for the state fiscal year commencing July 1, 2009.

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

2 **SECTION 1.** 39-29-109.3 (2) (a) (I) (A), (2) (a) (I) (B), (2) (c) (I)
3 (B), (2) (d) (II) (A), (2) (e) (II) (A), and (2) (f) (II) (A), Colorado Revised
4 Statutes, are amended, and the said 39-29-109.3 (2) (f) is further amended
5 BY THE ADDITION OF A NEW SUBPARAGRAPH, to read:

6 **39-29-109.3. Operational account of the severance tax trust**
7 **fund - repeal.** (2) Subject to the requirements of subsections (3) and (4)
8 of this section, if the general assembly chooses not to spend up to one
9 hundred percent of the moneys in the operational account as specified in
10 subsection (1) of this section, the state treasurer shall transfer the
11 following:

12 (a) (I) To the water supply reserve account created in section
13 39-29-109 (2) (c), the following amounts:

14 (A) For the state fiscal year commencing July 1, 2008, ~~ten~~ SEVEN
15 million dollars. This sub-subparagraph (A) is repealed, effective July 1,
16 2010.

1 (B) For the state fiscal year commencing July 1, 2009, ~~ten~~ SIX
2 million NINE HUNDRED THOUSAND dollars. This sub-subparagraph (B) is
3 repealed, effective July 1, 2011.

4 (c) (I) To the water efficiency grant program cash fund created in
5 section 37-60-126 (12), C.R.S., for use in accordance with that section,
6 the following amounts:

7 ~~(B) If, on June 30, 2009, there is more than one hundred thousand~~
8 ~~dollars of unobligated revenue in the operational account above the~~
9 ~~reserve required by subsection (3) of this section, the state treasurer shall~~
10 ~~transfer such amounts over one hundred thousand dollars, up to a~~
11 ~~maximum of one million dollars, to the water efficiency grant program~~
12 ~~cash fund on July 1, 2009.~~

13 (d) To the capital account of the species conservation trust fund
14 created in section 24-33-111 (2) (a), C.R.S., the following amounts:

15 (II) (A) For the state fiscal year commencing July 1, 2009, ~~seven~~
16 FOUR million dollars.

17 (e) To the operation and maintenance account of the species
18 conservation trust fund created in section 24-33-111 (2) (a), C.R.S., the
19 following amounts:

20 (II) (A) For the state fiscal year commencing July 1, 2009, ~~two~~
21 million FIVE HUNDRED THOUSAND dollars.

22 (f) For providing energy-related assistance to low-income
23 households as specified in section 40-8.7-112, C.R.S.:

24 (II) (A) For the state fiscal year commencing July 1, 2009, ~~thirteen~~
25 ONE million SIX HUNDRED TWENTY-FIVE THOUSAND dollars ~~as follows:~~
26 ~~Twenty-five percent to the department of human services low-income~~
27 ~~energy assistance fund created in section 40-8.7-112 (1), C.R.S.;~~

1 ~~twenty-five percent~~ to the energy outreach Colorado low-income energy
2 assistance fund created in section 40-8.7-112 (2) (a), C.R.S. ~~and fifty~~
3 ~~percent to the governor's energy office low-income energy assistance fund~~
4 ~~created in section 40-8.7-112 (3) (a), C.R.S.~~

5 (V) (A) FOR THE STATE FISCAL YEAR COMMENCING JULY 1, 2012,
6 THIRTEEN MILLION DOLLARS AS FOLLOWS: TWENTY-FIVE PERCENT TO THE
7 DEPARTMENT OF HUMAN SERVICES LOW-INCOME ENERGY ASSISTANCE
8 FUND CREATED IN SECTION 40-8.7-112 (1), C.R.S.; TWENTY-FIVE PERCENT
9 TO THE ENERGY OUTREACH COLORADO LOW-INCOME ENERGY ASSISTANCE
10 FUND CREATED IN SECTION 40-8.7-112 (2) (a), C.R.S.; AND FIFTY PERCENT
11 TO THE GOVERNOR'S ENERGY OFFICE LOW-INCOME ENERGY ASSISTANCE
12 FUND CREATED IN SECTION 40-8.7-112 (3) (a), C.R.S.

13 (B) THIS SUBPARAGRAPH (V) IS REPEALED, EFFECTIVE JULY 1,
14 2014.

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