

SENATE FLOOR AMENDMENT

Second Reading

BY SENATOR Roberts

1 Amend reengrossed bill, page 2, before line 11, insert:

2 "SECTION 1. In Colorado Revised Statutes, 24-31-108, add
3 (4.5) as follows:

4 **24-31-108. Receipt of money - subject to appropriation -**
5 **exception for custodial money - legal services cash fund - creation -**
6 **definition -repeal.** (4.5) (a) NOTWITHSTANDING ANY PROVISION OF LAW
7 THAT REQUIRES THE STATE TREASURER TO TRANSFER MONEY FROM THE
8 FUND TO THE CAPITAL CONSTRUCTION FUND CREATED IN SECTION
9 24-75-302 (1) OR TO ANY OTHER FUND, THE STATE TREASURER SHALL NOT
10 MAKE ANY SUCH TRANSFER IF THE JOINT BUDGET COMMITTEE NOTIFIES
11 THE STATE TREASURER BEFORE THE DATE ON WHICH THE TRANSFER IS
12 REQUIRED TO BE MADE NOT TO MAKE THE TRANSFER AFTER THE ATTORNEY
13 GENERAL NOTIFIES AND CERTIFIES IN WRITING TO THE JOINT BUDGET
14 COMMITTEE OF THE GENERAL ASSEMBLY THAT THE TRANSFER:

15 (I) IS NOT COMPLIANT WITH FEDERAL AND STATE LAWS
16 GOVERNING THE MONEY TO BE TRANSFERRED;

17 (II) IS LEGALLY PREEMPTED BY STATE CONSTITUTIONAL
18 RESTRICTIONS, INCLUDING BUT NOT LIMITED TO THE LIMITATION SET
19 FORTH IN SECTION 18 OF ARTICLE X OF THE STATE CONSTITUTION, OR A
20 FEDERAL LAW GOVERNING THE MONEY TO BE TRANSFERRED; OR

21 (III) UNLAWFULLY TRANSFERS MONEY IN A MANNER THAT MAY
22 TERMINATE THE QUALIFICATION AS AN ENTERPRISE OF ANY ENTERPRISE
23 LAWFULLY ENACTED UNDER SECTION 20 OF ARTICLE X OF THE STATE
24 CONSTITUTION.

25 (b) THIS SUBSECTION (4.5) IS REPEALED, EFFECTIVE JULY 1, 2025."

26 Renumber succeeding sections accordingly.

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