

Second Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 12-0330.01 Ed DeCecco x4216

HOUSE BILL 12-1255

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HOUSE SPONSORSHIP

**Baumgardner**, Acree, Becker, Brown, Conti, Ferrandino, Holbert, Joshi, Kerr J., Looper, McNulty, Murray, Priola, Scott

SENATE SPONSORSHIP

(None),

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House Committees  
Appropriations

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING ENDING THE CONTINUOUS APPROPRIATION OF STATE  
102 MONEYS.

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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://www.leg.state.co.us/billsummaries>.)*

Beginning on July 1, 2012, the bill ends all continuous appropriations from the general fund or any cash fund to any state agency. The general assembly is required to annually appropriate the moneys that were previously continuously appropriated, and it is prohibited from continuously appropriating moneys to a state agency in the future.

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.

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

2           **SECTION 1.** In Colorado Revised Statutes, **add** 24-75-114 as  
3 follows:

4           **24-75-114. Continuous appropriation - prohibition -**  
5 **definitions.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT  
6 OTHERWISE REQUIRES, "STATE AGENCY" MEANS ANY DEPARTMENT,  
7 COMMISSION, COUNCIL, BOARD, BUREAU, COMMITTEE, INSTITUTION OF  
8 HIGHER EDUCATION, AGENCY, OR OTHER GOVERNMENTAL UNIT OF THE  
9 EXECUTIVE, LEGISLATIVE, OR JUDICIAL BRANCH OF STATE GOVERNMENT.

10           (2) NOTWITHSTANDING ANY PROVISION OF LAW TO THE  
11 CONTRARY, BEGINNING JULY 1, 2012, NO MONEYS IN A CASH FUND OR THE  
12 GENERAL FUND ARE CONTINUOUSLY APPROPRIATED TO A STATE AGENCY.  
13 THIS SUBSECTION (2) PREVAILS OVER ANY PRIOR INCONSISTENT PROVISION  
14 OF LAW THAT CONTINUOUSLY APPROPRIATES MONEYS TO A STATE  
15 AGENCY.

16           (3) BEGINNING JULY 1, 2012, IF A CONTINUOUS APPROPRIATION TO  
17 A STATE AGENCY NO LONGER APPLIES BECAUSE OF SUBSECTION (2) OF THIS  
18 SECTION, THE GENERAL ASSEMBLY SHALL ANNUALLY APPROPRIATE  
19 MONEYS TO THE STATE AGENCY FOR THE SAME PURPOSE FOR WHICH THE  
20 MONEYS HAD BEEN CONTINUOUSLY APPROPRIATED.

21           (4) THE GENERAL ASSEMBLY SHALL NOT CONTINUOUSLY  
22 APPROPRIATE MONEYS TO A STATE AGENCY FOR ANY STATE FISCAL YEAR  
23 BEGINNING ON OR AFTER JULY 1, 2012.

24           **SECTION 2. Safety clause.** The general assembly hereby finds,

- 1 determines, and declares that this act is necessary for the immediate
- 2 preservation of the public peace, health, and safety.