

**First Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 13-0200.01 Kate Meyer x4348

HOUSE BILL 13-1002

HOUSE SPONSORSHIP

Tyler, Lee, Moreno, Primavera, Ryden, Schafer, Williams, Young

SENATE SPONSORSHIP

Jahn,

House Committees

Business, Labor, Economic, & Workforce Development

Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING MONEYS FOR SMALL BUSINESS DEVELOPMENT CENTERS,**
102 **AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**

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>.)

The bill requires the Colorado office of economic development (office) to expend \$500,000 in each of the 2013-14 and 2014-15 state fiscal years for small business development centers (SBDCs). Appropriations made for this purpose are declared to be in addition to any other moneys the office receives. The state director of SBDCs in the

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.

office shall expend between 10% and 15% of these moneys per year to increase awareness of SBDCs and shall equitably apportion the remainder for distribution to SBDCs across the state.

If separate legislation is enacted to establish an economic gardening initiative, \$200,000 of the \$500,000 will be used for the economic gardening initiative.

The office is required to report to the general assembly regarding the disbursement and the measurable results of the use of those moneys.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 24-48.5-102.5
3 as follows:

4 **24-48.5-102.5. Appropriations for small business development**
5 **centers - report - small business development centers fund - creation**
6 **- legislative declaration - repeal.** (1) (a) THERE IS HEREBY CREATED IN
7 THE STATE TREASURY THE SMALL BUSINESS DEVELOPMENT CENTERS FUND.
8 THE FUND CONSISTS OF ALL MONEYS TRANSFERRED PURSUANT TO
9 PARAGRAPH (b) OF THIS SUBSECTION (1) AND ANY OTHER MONEYS THE
10 GENERAL ASSEMBLY APPROPRIATES TO THE FUND. ALL INTEREST EARNED
11 ON THE INVESTMENT OF MONEYS IN THE FUND SHALL BE CREDITED TO THE
12 FUND. THE GENERAL ASSEMBLY SHALL ANNUALLY APPROPRIATE MONEYS
13 IN THE FUND FOR THE PURPOSES SET FORTH IN THIS SECTION. ANY MONEYS
14 IN THE FUND NOT EXPENDED SHALL REMAIN IN THE FUND AND SHALL NOT
15 BE TRANSFERRED OR REVERT TO THE GENERAL FUND OF THE STATE AT THE
16 END OF ANY FISCAL YEAR; EXCEPT THAT, ON JUNE 30, 2016, ANY MONEYS
17 REMAINING IN THE FUND ARE TRANSFERRED TO THE GENERAL FUND.

18 (b) THE STATE TREASURER SHALL TRANSFER THE FOLLOWING
19 AMOUNTS FROM THE GENERAL FUND TO THE SMALL BUSINESS
20 DEVELOPMENT CENTERS FUND:

21 (I) FOUR HUNDRED THOUSAND DOLLARS ON JULY 1, 2013;

1 (II) THREE HUNDRED THOUSAND DOLLARS ON JULY 1, 2014; AND

2 (III) THREE HUNDRED THOUSAND DOLLARS ON JULY 1, 2015.

3 (c) (I) THE ECONOMIC GARDENING PILOT PROJECT ACCOUNT IS
4 HEREBY CREATED IN THE SMALL BUSINESS DEVELOPMENT CENTERS FUND.
5 OF THE AMOUNTS TRANSFERRED TO THE FUND PURSUANT TO
6 SUBPARAGRAPH (I) OF PARAGRAPH (b) OF THIS SUBSECTION (1), THE STATE
7 TREASURER SHALL FURTHER DEPOSIT THE FOLLOWING AMOUNTS INTO THE
8 ACCOUNT:

9 (A) TWO HUNDRED THOUSAND DOLLARS OF THE AMOUNT
10 TRANSFERRED ON JULY 1, 2013;

11 (B) ONE HUNDRED THOUSAND DOLLARS OF THE AMOUNT
12 TRANSFERRED ON JULY 1, 2014; AND

13 (C) ONE HUNDRED THOUSAND DOLLARS OF THE AMOUNT
14 TRANSFERRED ON JULY 1, 2015.

15 (II) THE MONEYS IN THE ECONOMIC GARDENING PILOT PROJECT
16 ACCOUNT ARE NOT SUBJECT TO THE USES REQUIRED PURSUANT TO
17 PARAGRAPH (d) OF THIS SUBSECTION (1).

18 (d) (I) THE STATE DIRECTOR OF SMALL BUSINESS DEVELOPMENT
19 CENTERS IN THE COLORADO OFFICE OF ECONOMIC DEVELOPMENT SHALL
20 USE AT LEAST TEN, BUT NO MORE THAN FIFTEEN, PERCENT PER YEAR OF
21 THE MONEYS TRANSFERRED PURSUANT TO PARAGRAPH (b) OF THIS
22 SUBSECTION (1) TO INCREASE AWARENESS OF SMALL BUSINESS
23 DEVELOPMENT CENTERS IN THE STATE.

24 (II) SUBJECT TO AVAILABLE APPROPRIATIONS, THE STATE
25 DIRECTOR OF SMALL BUSINESS DEVELOPMENT CENTERS IN THE COLORADO
26 OFFICE OF ECONOMIC DEVELOPMENT SHALL EQUITABLY DISTRIBUTE ANY
27 MONEYS REMAINING IN THE FUND AFTER USE PURSUANT TO

1 SUBPARAGRAPH (I) OF THIS PARAGRAPH (d) TO EACH OF THE SMALL
2 BUSINESS DEVELOPMENT CENTERS IN THE STATE.

3 (e) THE GENERAL ASSEMBLY HEREBY DECLARES THAT THE
4 MONEYS APPROPRIATED FOR THE PURPOSES OF THIS SECTION ARE
5 INTENDED TO SUPPLEMENT, NOT SUPPLANT, ANY OTHER MONEYS THAT ARE
6 APPROPRIATED BY THE GENERAL ASSEMBLY TO THE COLORADO OFFICE OF
7 ECONOMIC DEVELOPMENT FOR ANY PURPOSE.

8 (2) ON OR BEFORE JANUARY 15, 2014, ON OR BEFORE JANUARY 15,
9 2015, AND ON OR BEFORE JANUARY 15, 2016, THE COLORADO OFFICE OF
10 ECONOMIC DEVELOPMENT SHALL SUBMIT A REPORT TO THE BUSINESS,
11 LABOR, AND TECHNOLOGY COMMITTEE OF THE SENATE AND THE BUSINESS,
12 LABOR, ECONOMIC, AND WORKFORCE DEVELOPMENT COMMITTEE OF THE
13 HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES,
14 REGARDING THE DISBURSEMENT OF MONEYS EXPENDED PURSUANT TO THIS
15 SECTION AND THE CAPITAL FORMATION AND JOBS CREATED AS A RESULT
16 OF RECEIPT OF ANY SUCH MONEYS.

17 (3) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2016.

18 **SECTION 2. Appropriation.** (1) In addition to any other
19 appropriation, there is hereby appropriated, out of any moneys in the
20 small business development centers fund created in section 24-48.5-102.5
21 (1) (a), Colorado Revised Statutes, not otherwise appropriated, to the
22 governor-lieutenant governor-state planning and budgeting, for the fiscal
23 year beginning July 1, 2013, the sum of \$200,000, or so much thereof as
24 may be necessary, for allocation to economic development programs for
25 small business development centers' activities related to the
26 implementation of this act.

27 (2) In addition to any other appropriation, there is hereby

1 appropriated, out of any moneys in the economic gardening pilot project
2 account created in section 24-48.5-102.5 (1) (c) (I), Colorado Revised
3 Statutes, not otherwise appropriated, to the governor - lieutenant governor
4 - state planning and budgeting, for the fiscal year beginning July 1, 2013,
5 the sum of \$200,000, or so much thereof as may be necessary, for
6 allocation to economic development programs for economic gardening
7 pilot project established in section 24-48.5-102.5 (2), Colorado Revised
8 Statutes.

9 **SECTION 3. Appropriation.** In addition to any other
10 appropriation, there is hereby appropriated, out of any moneys in the
11 small business development centers fund created in section 24-48.5-102.5
12 (1) (a), Colorado Revised Statutes, not otherwise appropriated, to the
13 governor - lieutenant governor - state planning and budgeting, for the
14 fiscal year beginning July 1, 2013, the sum of \$400,000, or so much
15 thereof as may be necessary, for allocation to economic development
16 programs for small business development centers' activities related to the
17 implementation of this act.

18 **SECTION 4. Effective date.** (1) Except as otherwise provided
19 in subsection (2) of this section, this act takes effect upon passage.

20 (2) (a) Section 24-48.5-102.5 (1) (c), Colorado Revised Statutes,
21 as enacted in section 1 of this act, and section 2 of this act take effect only
22 if House Bill 13-1003 becomes law and takes effect on the effective date
23 of this act or House Bill 13-1003, whichever is later.

24 (b) Section 3 of this act takes effect only if House Bill 13-1003
25 does not become law.

26 **SECTION 5. 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.