

SENATE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

February 17, 2015  
Date

Committee on Local Government.

After consideration on the merits, the Committee recommends the following:

HB15-1074 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend reengrossed bill, page 2, line 2, strike "30-11-105" and substitute  
2 "1-45-117 (4)".

3 Page 2, strike lines 4 through 18 and substitute:

4           **"1-45-117. State and political subdivisions - limitations on**  
5 **contributions.** (4) (a) Any violation of this section shall be subject to the  
6 provisions of sections 9 (2) and 10 (1) of article XXVIII of the state  
7 constitution or any appropriate order or relief, including an order  
8 directing the person making a contribution or expenditure in violation of  
9 this section to reimburse the fund of the state or political subdivision, as  
10 applicable, from which such moneys were diverted for the amount of the  
11 contribution or expenditure, injunctive relief, or a restraining order to  
12 enjoin the continuance of the violation.

13           (b) IF A BOARD OF COUNTY COMMISSIONERS IS FOUND TO HAVE  
14 MADE A CONTRIBUTION OR EXPENDITURE IN VIOLATION OF THIS SECTION,  
15 AN INDIVIDUAL MEMBER OF THE BOARD WHO VOTED IN FAVOR OF OR  
16 OTHERWISE AUTHORIZED THE CONTRIBUTION OR EXPENDITURE MAY BE  
17 ORDERED TO REIMBURSE AN AMOUNT PURSUANT TO PARAGRAPH (a) OF  
18 THIS SUBSECTION (4) AS LONG AT THE AMOUNT DOES NOT EXCEED THE  
19 AMOUNT ORDERED TO BE REIMBURSED BY ANY OTHER INDIVIDUAL OF THE  
20 BOARD WHO VOTED IN FAVOR OR OTHERWISE AUTHORIZED THE  
21 CONTRIBUTION OR EXPENDITURE."

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