

Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

PREAMENDED

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

LLS NO. 14-0758.01 Kate Meyer x4348

SENATE BILL 14-166

SENATE SPONSORSHIP

Carroll and Rivera,

HOUSE SPONSORSHIP

Tyler and Garcia,

Senate Committees

Business, Labor, & Technology
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE DEVELOPMENT OF MOBILE APPLICATION SOFTWARE**
102 **IN THE COLORADO OFFICE OF ECONOMIC DEVELOPMENT THAT**
103 **USERS MAY ACCESS TO IDENTIFY LOCAL BUSINESSES, AND, IN**
104 **CONNECTION THEREWITH, MAKING AND REDUCING**
105 **APPROPRIATIONS.**

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/bills summaries>.)

The bill directs the Colorado office of economic development

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) to contract for the creation of mobile application software (app) that identifies local businesses in Colorado. Local businesses, which are defined as businesses that are owned, located, or headquartered in, or that manufacture in, the state, may elect to participate in the app.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 24-48.5-120 as
3 follows:

4 **24-48.5-120. Local business mobile application software -**
5 **creation - legislative declaration - definitions.** (1) THE GENERAL
6 ASSEMBLY HEREBY FINDS, DETERMINES, AND DECLARES THAT THE
7 COLORADO OFFICE OF ECONOMIC DEVELOPMENT IS DIRECTED TO
8 CONTRACT FOR THE DEVELOPMENT OF LOCAL BUSINESS MOBILE
9 APPLICATION SOFTWARE IN ORDER TO:

10 (a) ASSIST CONSUMERS IN THE STATE WHO WISH TO FIND AND
11 PATRONIZE LOCAL BUSINESSES;

12 (b) ALLOW SUCH BUSINESSES TO PUBLICIZE THEIR COLORADO
13 AFFILIATIONS; AND

14 (c) CONSISTENT WITH THE OFFICE'S DUTIES, PROMOTE ECONOMIC
15 GROWTH THROUGH THE EXPANSION OF BUSINESSES IN THE STATE.

16 (2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
17 REQUIRES:

18 (a) "LOCAL BUSINESS" MEANS A BUSINESS THAT IS OWNED,
19 LOCATED, OR HEADQUARTERED IN, OR MANUFACTURES IN, COLORADO.

20 (b) "OFFICE" MEANS THE COLORADO OFFICE OF ECONOMIC
21 DEVELOPMENT CREATED IN THIS PART 1.

22 (3) (a) THE OFFICE SHALL CONTRACT FOR THE CREATION,
23 MANAGEMENT, OPERATION, AND MAINTENANCE WITHIN THE OFFICE OF

1 MOBILE APPLICATION SOFTWARE TO BE KNOWN AS THE "BY COLORADO
2 APP", WHICH SOFTWARE ENABLES USERS TO LEARN ABOUT LOCAL
3 BUSINESSES THAT ELECT TO PARTICIPATE IN THE SOFTWARE.

4 (b) THE SOFTWARE DEVELOPED PURSUANT TO PARAGRAPH (a) OF
5 THIS SUBSECTION (3) MUST BE OPERATIONAL ON OR BEFORE JANUARY 1,
6 2015.

7 (c) THE OFFICE SHALL MAKE THE LOCAL BUSINESS MOBILE
8 APPLICATION SOFTWARE SEARCHABLE BY THE TYPES OF GOODS OR
9 SERVICES OFFERED, LOCATION, THE TYPE OF COLORADO AFFILIATION
10 DESCRIBED UNDER PARAGRAPH (a) OF SUBSECTION (2) OF THIS SECTION
11 THAT QUALIFIES THE BUSINESSES AS A "LOCAL BUSINESS", AND ANY OTHER
12 FACTORS THE OFFICE DEEMS APPROPRIATE.

13 (d) THE OFFICE MAY REGISTER A TRADEMARK WITH THE UNITED
14 STATES PATENT AND TRADEMARK OFFICE OR FILE A TRADEMARK WITH THE
15 COLORADO SECRETARY OF STATE FOR THE "BY COLORADO APP"
16 DEVELOPED UNDER THIS SECTION.

17 (4) THE OFFICE IS AUTHORIZED TO ACCEPT AND EXPEND GIFTS,
18 GRANTS, AND DONATIONS FOR INFORMATION TECHNOLOGY COSTS
19 INCURRED IN CREATING, MANAGING, OPERATING, AND MAINTAINING THE
20 MOBILE APPLICATION SOFTWARE DEVELOPED PURSUANT TO THIS SECTION.
21 THE GENERAL ASSEMBLY FINDS THAT THE IMPLEMENTATION OF THIS
22 SECTION IS NOT ENTIRELY DEPENDENT ON THE RECEIPT OF ANY GIFTS,
23 GRANTS, AND DONATIONS.

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25 **SECTION 2. Appropriation - adjustments to 2014 long bill.**

26 (1) For the implementation of this act, the general fund appropriation
27 made in the annual general appropriation act to the controlled

1 maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado
2 Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased
3 by \$86,600.

4 (2) In addition to any other appropriation, there is hereby
5 appropriated, out of any moneys in the general fund, not otherwise
6 appropriated, to the governor - lieutenant governor - state planning and
7 budgeting, for the fiscal year beginning July 1, 2014, the sum of \$86,600,
8 or so much thereof as may be necessary, to be allocated to economic
9 development programs to contract for the creation of the by Colorado
10 mobile software application.

11 (3) In addition to any other appropriation, there is hereby
12 appropriated to the governor - lieutenant governor - state planning and
13 budgeting, for the fiscal year beginning July 1, 2014, the sum of \$85,000,
14 or so much thereof as may be necessary, for allocation to the office of
15 information technology to procure the services of an information
16 technology contractor related to the implementation of this act. Said sum
17 is from reappropriated funds received from economic development
18 programs out of the appropriation made in subsection (3) of this section.

19 **SECTION 3. Safety clause.** The general assembly hereby finds,
20 determines, and declares that this act is necessary for the immediate
21 preservation of the public peace, health, and safety.