



## Successful Legislation

### 2018 Legislative Session

- **SB18-088 Taxation of Retail Marijuana Sales sponsored by Senator Bob Gardner and Majority Leader KC Becker.** This bill clarifies that retail marijuana sales tax of RTD, SCFD and HSD and any other sales taxes that limited purpose governmental entities that levied on retail marijuana sales before July 1, 2017. During the 2017 legislative session, SB17-267 exempted marijuana sales from the state's 2.9 percent general sales tax but increased the rate of special retail marijuana sales tax from 10 percent to 15 percent. ***AFC supported this legislation that impacted funding for the Scientific Facilities and Cultural District (SCFD) programs.***

### 2017 Legislative Session

- **SB17-257 Historical Society Community Museums Cash Fund sponsored by Senators Moreno, Lambert and Lundberg and Reps. Hamner, Rankin and Young.** In early March the Joint Budget Committee approved a draft of a bill that would place all cash revenue from the community museums into a fund that's separate from all the other cash revenue (i.e., the History CO Center Revenue). To the extent that the revenue exceeds amounts appropriated for the community museums in the Long Bill, History Colorado can request additional spending authority for the funds for the use of the community museums. The bill doesn't attempt to create separate funds for each of the community museums, however. This bill was drafted at the request of the Pueblo History Museum. ***The bill sailed through the process with no objection and was signed by the Governor on March 28<sup>th</sup>. AFC engaging on this issue was another positive way to engage with the Joint Budget Committee members and support Community Museums.***

### 2016 Legislative Session

- **SB16-016 Modifications to The SCFD**  
This bill was sponsored by President Cadman, Senator Steadman, Speaker Hulinghorst, and Assistant Minority Leader Lawrence and was signed by the Governor on April 29, 2016. SB16-016 put the Scientific Facilities and Cultural District (SCFD) re-authorization on the ballot in 2016 in the seven-county Denver metro area. Voters decided whether to reauthorize the 27-year-old, one-cent sales tax. Concerns were raised by the Tier 3 organizations about the fairness of the percentage distribution during the debate of the bill. The SCFD committee developed a solution with a formula stating the five Tier 1 organizations (Denver Zoo, Denver Botanic Gardens, Denver Art Museum, Denver



Museum of Nature and Science, and Denver Theater Company) would contribute \$150,000 each to create a grant fund for small Tier 3 groups to increase capacity and diversity within these programs.

### **2015 Legislative Session**

- **SB15-208 Capital Related Expenditures**

This bill was sponsored by Senator Kefalas and Representative Brown, passing in both chambers. SB15-208, a Capital Development Committee bill, allows the emergency supplemental request process to be used to make a certain non-monetary adjustment to appropriated projects, such as extending the amount of time an agency has to spend an appropriate or changing a project's authorized scope. The bill also clarifies what type of capital construction projects are required to comply with the 1% Art in Public Places Program. We were successful in adding clarification around this compliance to project the Art in Public Places program.

### **2014 Legislative Session**

- **HB14-1093 Establish Creative District Community Loan Fund**

HB14-1093 was a major piece of arts-related legislation considered during the 2014 legislative session and was supported by Representative Duran and Senator Newell. The bill created the Creative District Community Loan Fund, which can receive funds from the General Assembly and community development finance institutions. Any community development finance institution interested in partnering with Colorado's Creative Industries Division must enter into a memorandum of understanding regarding contributions to the fund. These loans may be used for developing, constructing, or redeveloping commercial real estate, mixed use projects, community facilities or infrastructure projects within a state-certified creative district.

### **2013 Legislative Session**

- **SB13-133 State Share of Ltd Gaming Revenues**

This bill restored funding for Colorado Creative Industries (CCI) to \$2 million for the 2013--2014 fiscal year. An over \$900,000 increase in funds from the last year was represented. Speaker Mark Ferrandino, Senator Pat Steadman, and Representative Cherri Gerou were integral to the passage this bill.

- **HB13-1208 Incentives Offered by Creative Districts**

A significant piece of legislation passed in 2013, this bill expanded the ability of Colorado Creative Industries to support communities that have been approved to establish



Creative Districts within Colorado. Creative Districts can now receive infrastructure development grants from Colorado Creative Industries for installation and maintenance of temporary and permanent art in public spaces, professional services, and community engagement, and coalition--building strategies.

### **2012 Legislative Session**

In response to the state budget constraints of the 2012 fiscal year, Arts for Colorado worked to improve funding for CCI in the 2013 fiscal year. A budget of almost \$1.1 million was ensured for CCI in the 2013 fiscal year.

### **2011 Legislative Session**

Given the severity of the state budget at the time and the fact that the year began with a new governor, Arts for Colorado took a low-key approach in 2011. This strategy proved effective as we were able to assist in passing one bill initiated by a legislator and provide significant protection for the CCI budget.

- **HB11-1031 Creative Districts** gave authority to local governments to form Creative Districts, which would be authorized to accept economic development incentives from the Office of Economic Development and International Trade (OEDIT). We were pleased to see HB 1031 signed into law by Governor Hickenlooper on March 22, 2011.
- **SB11-159 Distribution of State Share of Ltd Gaming Revenue**  
With the passage of SB 11-159, CCI was essentially guaranteed at least \$1.2 million each year. If Limited Gaming revenues exceeded \$48.5 million, CCI would receive four percent of any revenues above that.

### **2010 Legislative Session**

- **SB10-094 Art in Public Places**  
This bill clarified the type of public construction projects required to purchase art as a part of the Art in Public Places program.
- **SB10-158 Creative Industries Division in OED**  
On July 1, 2010 the Colorado Council on the Arts was renamed the Colorado Creative Industries and included within the Office of Economic Development.
- **HB10-1180 Performance-based Incentive for Colorado Film Production in Colorado**  
This bill changed the criteria required of a film production company to qualify for a performance-based incentive for film production activities in Colorado in an effort to make the incentive more usable.



- **HB10-1273 Arts Ed for Workforce Development**

In its original form, HB10-1273 would have required all Colorado students to complete one art class before graduating from high school. The bill passed in a weakened form in which schools had to include arts education in student’s individual career and academic plans.

- **SB10-206 Distribution of State Share of Ltd Gaming Revenues**

SB10-206 would have removed a series of triggers and exemptions related to the distribution of Limited Gaming Fund revenues to the Colorado Creative Industries and Colorado Office of Film and Television Media (OFTM), among other entities. The bill died in a 9-2 bipartisan House Finance Committee vote. Arts for Colorado played a significant role in this piece of legislation by helping draft the legislation, provide testimony at hearings, educate legislators, and counting votes. Brandeberry McKenna Public Affairs, on behalf of Arts for Colorado, also provided significant strategic planning and advice.