Summary of Legislation

2026

Capital Construction

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During the 2026 legislative session, the General Assembly considered a number of bills affecting funding for capital construction and the duties of the Capital Development Committee (CDC).

Capital Appropriations

House Bill 26-1410, the 2026 budget bill, transferred $133.9 million from the General Fund to the Capital Construction Fund to fund capital construction projects. It also provided spending authority for $25.9 million in cash funds and $480,000 in federal funds.

The FY 2026-27 budget funded

- 54 controlled maintenance projects ($103.2 million),
- 3 state-funded capital projects ($31.2 million), and
- 5 cash-funded projects ($25.9 million).

Depreciation and Transfers

Annual depreciation-lease equivalent (ADLE) payments are reserves set aside in an amount equal to the recorded depreciation of a capital asset, designated to cover long-term maintenance costs. House Bill 26-1406 repealed the requirement for ADLE payments when a state agency or institution of higher education receives an appropriation for capital construction.

The act also makes changes to multiple cash and other fund sources and their appropriations, including repealing the Capitol Complex Master Plan Implementation Fund and setting the repeal date for the Capitol Complex Renovation Fund to June 30, 2027. All funds in the Capitol Complex Renovation Fund will be transferred to the General Fund by the repeal date.

Institutions of Higher Education

Senate Bill 26-078, among other things, modifies the capital construction review and approval process for institutions of higher education (IHEs) by raising the exemption on new capital construction project funded solely from cash funds from $2 million or less to $5 million.

The bill also exempts cash-funded capital construction projects from review if the project's funds are not derived from student fees and the IHE has not participated in the revenue bond intercept program in the last five years.