

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB22-1240 be amended as follows:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 "SECTION 1. In Colorado Revised Statutes, **amend** 19-3-302 as
4 follows:

5 **19-3-302. Legislative declaration.** (1) The general assembly
6 declares that the complete reporting of child abuse is a matter of public
7 concern and that, in enacting this part 3, it is the intent of the general
8 assembly to protect the best interests of children of this state and to offer
9 protective services in order to prevent any further harm to a child
10 suffering from abuse. It is also the intent of the general assembly that if
11 a county or group of counties decides to establish a child protection team,
12 that the child protection teams publicly discuss public agencies' responses
13 to child abuse and neglect reports so that the public and the general
14 assembly are better informed concerning the operation and administration
15 of this part 3.

16 (2) (a) THE GENERAL ASSEMBLY FURTHER DECLARES THAT
17 REQUIRING PEOPLE TO REPORT KNOWN OR SUSPECTED CHILD ABUSE OR
18 NEGLECT PURSUANT TO THIS PART 3 IMPACTS THE PEOPLE REPORTING AS
19 WELL AS CHILDREN AND FAMILIES. AS A RESULT OF IMPLICIT BIAS,
20 UNDER-RESOURCED COMMUNITIES, COMMUNITIES OF COLOR, AND PERSONS
21 WITH DISABILITIES ARE DISPROPORTIONATELY IMPACTED BY THE
22 MANDATORY REPORTING SYSTEM. TO CREATE A MORE EQUITABLE
23 MANDATORY REPORTING SYSTEM, PEOPLE REQUIRED TO REPORT CHILD
24 ABUSE OR NEGLECT MUST HAVE ACCESS TO NECESSARY RESOURCES TO
25 REPORT CHILD ABUSE OR NEGLECT, INCLUDING BUT NOT LIMITED TO:

26 (I) SPECIALIZED TRAINING TO ADDRESS AND DECREASE THE
27 DISPROPORTIONATE IMPACT ON UNDER-RESOURCED COMMUNITIES,
28 COMMUNITIES OF COLOR, AND PERSONS WITH DISABILITIES;

29 (II) STANDARDIZED TRAINING AND MATERIALS; AND

30 (III) INFORMATION REGARDING OBLIGATIONS AND PROTECTIONS
31 PURSUANT TO THE LAW.

32 (b) ADDITIONALLY, THROUGH THE CREATION OF A MANDATORY
33 REPORTER TASK FORCE IN THIS PART 3, DIVERSE REPRESENTATIVES FROM
34 STATEWIDE ORGANIZATIONS SERVING FAMILIES AND YOUTH SHALL
35 ANALYZE BEST PRACTICES AND MAY RECOMMEND CHANGES TO TRAINING
36 MATERIALS AND REPORTING PROCEDURES.

37 **SECTION 2.** In Colorado Revised Statutes, **add** 19-3-304.2 as
38 follows:

39 **19-3-304.2. Mandatory reporter task force - creation -**

1 **reporting - definitions - repeal.** (1) AS USED IN THIS SECTION, UNLESS
2 THE CONTEXT OTHERWISE REQUIRES:
3 (a) "IMPLICIT BIAS" MEANS A BIAS OR PREJUDICE THAT IS PRESENT
4 TOWARD AN INDIVIDUAL OR A GROUP OF PEOPLE WITHOUT CONSCIOUS
5 KNOWLEDGE.
6 (b) "MANDATORY REPORTER" MEANS A PERSON WHO IS REQUIRED
7 TO REPORT CHILD ABUSE OR NEGLECT PURSUANT TO SECTION 19-3-304.
8 (c) "MEDICAL CHILD ABUSE" MEANS WHEN A CHILD RECEIVES
9 UNNECESSARY AND HARMFUL OR POTENTIALLY HARMFUL MEDICAL CARE
10 DUE TO A CAREGIVER'S OVERT ACTIONS, INCLUDING EXAGGERATING THE
11 CHILD'S MEDICAL SYMPTOMS, LYING ABOUT THE CHILD'S MEDICAL HISTORY
12 OR FABRICATING THE CHILD'S MEDICAL HISTORY, OR INTENTIONALLY
13 INDUCING ILLNESS IN THE CHILD.
14 (2) THERE IS CREATED IN THE OFFICE OF THE CHILD PROTECTION
15 OMBUDSMAN, ESTABLISHED PURSUANT TO SECTION 19-3.3-102, THE
16 MANDATORY REPORTER TASK FORCE, REFERRED TO IN THIS SECTION AS
17 THE "TASK FORCE". THE PURPOSE OF THE TASK FORCE IS TO ANALYZE BEST
18 PRACTICES AND RECOMMEND CHANGES TO TRAINING REQUIREMENTS AND
19 REPORTING PROCEDURES. THE TASK FORCE SHALL ANALYZE THE
20 EFFECTIVENESS OF MANDATORY REPORTING AND ITS RELATIONSHIP WITH
21 SYSTEMIC ISSUES, INCLUDING THE DISPROPORTIONATE IMPACT OF
22 MANDATORY REPORTING ON UNDER-RESOURCED COMMUNITIES,
23 COMMUNITIES OF COLOR, AND PERSONS WITH DISABILITIES. THE TASK
24 FORCE SHALL FOCUS ON SERVING UNDER-RESOURCED COMMUNITIES,
25 COMMUNITIES OF COLOR, AND PERSONS WITH DISABILITIES WHO ARE
26 DISPROPORTIONATELY IMPACTED BY THE MANDATORY REPORTING
27 SYSTEM. THE TASK FORCE MAY PROPOSE CLARIFICATIONS TO THE LAW TO
28 HELP IMPLEMENT ITS RECOMMENDATIONS. THE TASK FORCE MAY MAKE
29 FINDINGS AND RECOMMENDATIONS TO THE GENERAL ASSEMBLY, THE
30 GOVERNOR, AND THE STATE DEPARTMENT ON ADMINISTRATIVE AND
31 LEGISLATIVE CHANGES TO UPDATE MANDATORY REPORTER TRAINING
32 REQUIREMENTS AND REPORTING PROCEDURES FOR REPORTING CHILD
33 ABUSE OR NEGLECT AND TO CREATE AN EQUITABLE MANDATORY
34 REPORTING SYSTEM FOR ALL COLORADO FAMILIES AND CHILDREN,
35 INCLUDING HOW TO DETERMINE THE EFFECTIVENESS OF MANDATORY
36 REPORTING AND MITIGATE THE IMPACT OF MANDATORY REPORTING ON
37 UNDER-RESOURCED COMMUNITIES, COMMUNITIES OF COLOR, AND PERSONS
38 WITH DISABILITIES.
39 (3) (a) THE TASK FORCE CONSISTS OF THE FOLLOWING MEMBERS:
40 (I) THE CHILD PROTECTION OMBUDSMAN, AS DESCRIBED IN
41 SECTION 19-3.3-102, OR THE CHILD PROTECTION OMBUDSMAN'S DESIGNEE;
42 (II) ONE MEMBER REPRESENTING THE STATE DEPARTMENT TO BE
43 APPOINTED BY THE EXECUTIVE DIRECTOR OF THE STATE DEPARTMENT, OR

1 THE EXECUTIVE DIRECTOR'S DESIGNEE;

2 (III) ONE MEMBER REPRESENTING THE DEPARTMENT OF PUBLIC
3 SAFETY TO BE APPOINTED BY THE EXECUTIVE DIRECTOR OF THE
4 DEPARTMENT OF PUBLIC SAFETY, OR THE EXECUTIVE DIRECTOR'S
5 DESIGNEE;

6 (IV) ONE MEMBER REPRESENTING THE DEPARTMENT OF
7 REGULATORY AGENCIES TO BE APPOINTED BY THE EXECUTIVE DIRECTOR
8 OF THE DEPARTMENT OF REGULATORY AGENCIES, OR THE EXECUTIVE
9 DIRECTOR'S DESIGNEE;

10 (V) ONE MEMBER REPRESENTING THE DEPARTMENT OF EDUCATION
11 TO BE APPOINTED BY THE COMMISSIONER OF EDUCATION OF THE
12 DEPARTMENT OF EDUCATION, OR THE COMMISSIONER OF EDUCATION'S
13 DESIGNEE; AND

14 (VI) THE FOLLOWING MEMBERS, WHO SHALL BE APPOINTED BY THE
15 CHILD PROTECTION OMBUDSMAN OR THE CHILD PROTECTION
16 OMBUDSMAN'S DESIGNEE:

17 (A) ONE MEMBER REPRESENTING A STATEWIDE EDUCATION
18 ORGANIZATION THAT INCLUDES RURAL AREAS;

19 (B) ONE MEMBER REPRESENTING LAW ENFORCEMENT AGENCIES;

20 (C) ONE MEMBER REPRESENTING RURAL COUNTY DEPARTMENTS;

21 (D) ONE MEMBER REPRESENTING URBAN COUNTY DEPARTMENTS;

22 (E) ONE MEMBER REPRESENTING COURT-APPOINTED SPECIAL
23 ADVOCATES, AS DEFINED IN SECTION 13-91-103;

24 (F) ONE MEMBER REPRESENTING THE OFFICE OF THE CHILD'S
25 REPRESENTATIVE, AS ESTABLISHED IN SECTION 13-91-104;

26 (G) ONE MEMBER REPRESENTING A CHILD ADVOCACY CENTER, AS
27 DEFINED IN SECTION 19-1-103;

28 (H) ONE MEMBER REPRESENTING PROSECUTING ATTORNEYS;

29 (I) ONE MEMBER REPRESENTING THE OFFICE OF THE STATE PUBLIC
30 DEFENDER, AS CREATED IN SECTION 21-1-101, OR THE OFFICE OF THE
31 ALTERNATIVE DEFENSE COUNSEL, AS CREATED IN SECTION 21-2-101;

32 (J) ONE MEMBER REPRESENTING A COUNTY ATTORNEY'S OFFICE OR
33 A STATEWIDE ORGANIZATION REPRESENTING COUNTY ATTORNEYS'
34 OFFICES;

35 (K) ONE MEMBER REPRESENTING THE OFFICE OF THE RESPONDENT
36 PARENTS' COUNSEL, AS CREATED IN SECTION 13-92-103;

37 (L) ONE MEMBER REPRESENTING A STATEWIDE
38 NONGOVERNMENTAL ORGANIZATION SPECIALIZING IN THE PREVENTION OF
39 CHILD MALTREATMENT;

40 (M) ONE MEMBER FROM A STATEWIDE ORGANIZATION
41 REPRESENTING HOSPITALS;

42 (N) ONE MEMBER FROM A STATEWIDE ORGANIZATION
43 REPRESENTING MEDICAL PROFESSIONALS;

1 (O) ONE MEMBER FROM A STATEWIDE ORGANIZATION
2 REPRESENTING MENTAL HEALTH PROFESSIONALS;
3 (P) ONE MEMBER FROM A STATEWIDE ORGANIZATION
4 REPRESENTING CHILDREN AND YOUTH;
5 (Q) ONE MEMBER FROM A STATEWIDE ORGANIZATION
6 REPRESENTING PEOPLE WITH DISABILITIES;
7 (R) FIVE MEMBERS REPRESENTING INDIVIDUALS WITH LIVED
8 EXPERIENCE IN THE MANDATORY REPORTING SYSTEM;
9 (S) ONE MEMBER FROM A STATEWIDE ORGANIZATION SERVING
10 UNDER-RESOURCED COMMUNITIES;
11 (T) ONE MEMBER WHO IS AN ACADEMIC EXPERT ON THE
12 MANDATORY REPORTING SYSTEM EMPLOYED AT A STATE INSTITUTION OF
13 HIGHER EDUCATION;
14 (U) ONE MEMBER REPRESENTING A STATEWIDE ORGANIZATION
15 SERVING OR REPRESENTING VICTIMS AND SURVIVORS OF DOMESTIC
16 VIOLENCE;
17 (V) ONE MEMBER REPRESENTING A STATEWIDE ORGANIZATION
18 SERVING OR REPRESENTING VICTIMS AND SURVIVORS OF SEXUAL
19 VIOLENCE;
20 (W) ONE MEMBER REPRESENTING CONFIDENTIAL VICTIM
21 ADVOCATES; AND
22 (X) ONE MEMBER REPRESENTING A STATE-LICENSED CHILD CARE
23 PROVIDER, AS DEFINED IN SECTION 26-6-102 (6).
24 (b) THE APPOINTING AUTHORITIES SHALL MAKE APPOINTMENTS ON
25 OR BEFORE DECEMBER 1, 2022. IN MAKING APPOINTMENTS, THE
26 APPOINTING AUTHORITIES SHALL SELECT MEMBERS WHO REPRESENT
27 DIVERSE GEOGRAPHIC LOCATIONS, GENDERS, RELIGIONS, SOCIOECONOMIC
28 STATUSES, IMMIGRATION STATUSES, AND LANGUAGES. THE TERM OF THE
29 APPOINTMENT IS FOR THE DURATION OF THE TASK FORCE. THE APPOINTING
30 AUTHORITIES SHALL FILL ANY VACANCY SUBJECT TO THE SAME
31 QUALIFICATIONS AS THE INITIAL APPOINTMENT.
32 (4) EACH MEMBER OF THE TASK FORCE SERVES WITHOUT
33 COMPENSATION. NONGOVERNMENTAL MEMBERS MAY BE REIMBURSED FOR
34 REASONABLE EXPENSES INCURRED IN THE PERFORMANCE OF THEIR DUTIES
35 PURSUANT TO THIS SECTION.
36 (5) THE CHILD PROTECTION OMBUDSMAN OR THE CHILD
37 PROTECTION OMBUDSMAN'S DESIGNEE SHALL SERVE AS THE CHAIR, AND
38 THE TASK FORCE SHALL SELECT A VICE-CHAIR FROM AMONG ITS MEMBERS.
39 THE CHAIR AND THE VICE-CHAIR SHALL SERVE FOR THE DURATION OF THE
40 TASK FORCE AS THE CHAIR AND THE VICE-CHAIR.
41 (6) (a) THE CHILD PROTECTION OMBUDSMAN, OR THE CHILD
42 PROTECTION OMBUDSMAN'S DESIGNEE, SHALL CONVENE THE FIRST
43 MEETING OF THE TASK FORCE NO LATER THAN JANUARY 1, 2023. THE TASK

1 FORCE SHALL MEET AT LEAST ONCE EVERY OTHER MONTH UNTIL THE TASK
2 FORCE SUBMITS ITS FINAL REPORT. THE CHAIR MAY CALL ADDITIONAL
3 MEETINGS AS NECESSARY FOR THE TASK FORCE TO FULFILL ITS DUTIES.
4 THE TASK FORCE SHALL ESTABLISH PROCEDURES TO ALLOW MEMBERS OF
5 THE TASK FORCE TO PARTICIPATE IN MEETINGS REMOTELY.

6 (b) THE CHILD PROTECTION OMBUDSMAN, OR THE CHILD
7 PROTECTION OMBUDSMAN'S DESIGNEE, SHALL OPEN THE MEETINGS TO THE
8 PUBLIC, PROVIDE ADVANCE PUBLIC NOTICE OF THE MEETINGS, AND ALLOW
9 PUBLIC COMMENTS AT THE MEETINGS. THE CHILD PROTECTION
10 OMBUDSMAN, OR THE CHILD PROTECTION OMBUDSMAN'S DESIGNEE, SHALL
11 CONDUCT OUTREACH AND ENCOURAGE COMMUNITY PARTICIPATION IN THE
12 PUBLIC MEETINGS.

13 (7) (a) PURSUANT TO SUBSECTION (2) OF THIS SECTION, THE TASK
14 FORCE, AT A MINIMUM, SHALL ANALYZE:

15 (I) WHETHER A STUDY SHOULD BE CONDUCTED TO DETERMINE THE
16 EFFECTIVENESS OF MANDATORY REPORTING IN SERVING CHILDREN AND
17 FAMILIES AND DETERMINE THE NECESSARY FUNDING FOR A STUDY. IF THE
18 TASK FORCE DETERMINES THERE SHOULD BE A STUDY, THE STUDY MUST
19 INCLUDE AN ANALYSIS ON WHETHER ENHANCED SCREENING TECHNIQUES
20 FOR ACCEPTING REPORTS MAY MITIGATE THE DISPROPORTIONATE IMPACT
21 OF MANDATORY REPORTING ON UNDER-RESOURCED COMMUNITIES,
22 COMMUNITIES OF COLOR, AND PERSONS WITH DISABILITIES.

23 (II) THE DISPROPORTIONATE IMPACT OF MANDATORY REPORTING
24 ON UNDER-RESOURCED COMMUNITIES, COMMUNITIES OF COLOR, AND
25 PERSONS WITH DISABILITIES;

26 (III) STANDARDIZED TRAINING THAT ADDRESSES IMPLICIT BIAS;

27 (IV) ALTERNATIVE PROCESSES AND SERVICES FOR FAMILIES WHO
28 DO NOT PRESENT MANDATORY REPORTERS WITH CHILD ABUSE OR NEGLECT
29 CONCERNS BUT WHO WOULD BENEFIT FROM ALTERNATIVE SERVICES;

30 (V) STANDARDIZED TRAINING THAT ADDRESSES THE
31 REQUIREMENTS OF THE LAW PURSUANT TO THIS PART 3;

32 (VI) THE DEFINITION OF "IMMEDIATELY" AND HOW REPORTING
33 TIME FRAMES AFFECT MANDATORY REPORTERS FROM DIFFERENT
34 PROFESSIONS;

35 (VII) REPORTING TIME FRAMES FOR MANDATORY REPORTERS WHO
36 ARE CREATING A SAFETY PLAN FOR VICTIMS OF DOMESTIC VIOLENCE,
37 SEXUAL ASSAULT, OR STALKING TO ENSURE THE SAFETY OF THE VICTIM
38 AND THE VICTIM'S FAMILY MEMBERS WHILE CREATING THE SAFETY PLAN;

39 (VIII) MEDICAL CHILD ABUSE AND THE PROCESS TO REPORT
40 MEDICAL CHILD ABUSE;

41 (IX) WHETHER MANDATORY REPORTERS SHOULD REPORT
42 INCIDENTS OBSERVED OUTSIDE OF A MANDATORY REPORTER'S
43 PROFESSIONAL CAPACITY;

1 (X) WHETHER A MANDATORY REPORTER WHO IS EMPLOYED BY, AN
2 AGENT OF, OR A CONTRACTOR FOR AN ATTORNEY WHO IS PROVIDING
3 LEGAL REPRESENTATION IS EXEMPT FROM THE REPORTING REQUIREMENTS
4 DESCRIBED IN SECTION 19-3-304;

5 (XI) MANDATORY REPORTING REQUIREMENTS FOR MANDATORY
6 REPORTERS WHO HAVE KNOWLEDGE OR REASONABLE CAUSE TO KNOW OR
7 SUSPECT THAT A CHILD OR YOUTH IS THE VICTIM OF DATING VIOLENCE OR
8 SEXUAL ASSAULT;

9 (XII) A REPORTING PROCESS FOR TWO OR MORE MANDATORY
10 REPORTERS TO REPORT CHILD ABUSE OR NEGLECT WHO HAVE JOINT
11 KNOWLEDGE OR JOINT REASONABLE CAUSE TO MAKE A REPORT OF CHILD
12 ABUSE OR NEGLECT;

13 (XIII) WHETHER THE DUTY TO REPORT REMAINS WITH THE
14 MANDATORY REPORTER WHO HAS REASONABLE CAUSE TO KNOW OR
15 SUSPECT THAT A CHILD HAS BEEN SUBJECTED TO CHILD ABUSE OR
16 NEGLECT;

17 (XIV) WHETHER INSTITUTIONS THAT EMPLOY MANDATORY
18 REPORTERS MAY DEVELOP PROCEDURES TO ASSIST MANDATORY
19 REPORTERS IN FULFILLING REPORTING REQUIREMENTS, AS DESCRIBED IN
20 SECTION 19-3-307;

21 (XV) TRAINING REQUIREMENTS FOR PEOPLE APPLYING FOR OR
22 RENEWING A PROFESSIONAL LICENSE FOR A PROFESSION THAT IS
23 IDENTIFIED AS A PROFESSION REQUIRED TO REPORT CHILD ABUSE OR
24 NEGLECT PURSUANT TO SECTION 19-3-304;

25 (XVI) THE PERSONAL INFORMATION OF A CHILD, AS SET FORTH IN
26 SECTION 19-3-307 (2), THAT IS COLLECTED FOR A REPORT;

27 (XVII) STANDARDIZED TRAINING REGARDING THE COUNTY
28 DEPARTMENTS' PROCESS TO DETERMINE WHICH REPORTS MEET THE
29 THRESHOLD FOR ASSESSMENT AND INVESTIGATION;

30 (XVIII) THE BENEFITS OF AN ELECTRONIC REPORTING PLATFORM
31 FOR THE STATE; AND

32 (XIX) A PROCESS FOR INTER- AND INTRA-AGENCY
33 COMMUNICATIONS, CONFIRMING RECEIPT OF REPORTS, AND, IN SOME
34 CIRCUMSTANCES, SHARING THE OUTCOME OF REPORTS WITH CERTAIN
35 MANDATORY REPORTERS.

36 (b) THE TASK FORCE MAY ESTABLISH STANDING SUBCOMMITTEES
37 TO STUDY THE ISSUES IDENTIFIED IN SUBSECTION (7)(a) OF THIS SECTION.

38 (8) THE TASK FORCE SHALL ANALYZE NATIONAL BEST PRACTICES
39 AND CONSULT WITH ADDITIONAL STAKEHOLDERS AS NEEDED TO ADDRESS
40 ALL ADDITIONAL QUESTIONS NECESSARY TO FINALIZE ITS FINDINGS AND
41 RECOMMENDATIONS FOR MANDATORY REPORTER TRAINING
42 REQUIREMENTS, REPORTING PROCEDURES, AND CREATING A MORE
43 EQUITABLE MANDATORY REPORTING SYSTEM FOR UNDER-RESOURCED

1 COMMUNITIES, COMMUNITIES OF COLOR, AND PERSONS WITH DISABILITIES
2 WHO ARE DISPROPORTIONATELY IMPACTED BY MANDATORY REPORTING.

3 (9) ON OR BEFORE JANUARY 1, 2024, THE TASK FORCE SHALL
4 SUBMIT ITS FIRST-YEAR STATUS REPORT, INCLUDING ITS INITIAL FINDINGS
5 AND RECOMMENDATIONS ON ISSUES IDENTIFIED IN SUBSECTION (7) OF THIS
6 SECTION, TO THE HOUSE OF REPRESENTATIVES PUBLIC AND BEHAVIORAL
7 HEALTH AND HUMAN SERVICES COMMITTEE AND THE SENATE HEALTH AND
8 HUMAN SERVICES COMMITTEE, OR THEIR SUCCESSOR COMMITTEES; THE
9 GOVERNOR; AND THE STATE DEPARTMENT.

10 (10) ON OR BEFORE JANUARY 1, 2025, THE TASK FORCE SHALL
11 SUBMIT ITS FINAL REPORT, INCLUDING ITS FINDINGS AND
12 RECOMMENDATIONS ON THE ISSUES IDENTIFIED IN SUBSECTION (7) OF THIS
13 SECTION, TO THE HOUSE OF REPRESENTATIVES PUBLIC AND BEHAVIORAL
14 HEALTH AND HUMAN SERVICES COMMITTEE AND THE SENATE HEALTH AND
15 HUMAN SERVICES COMMITTEE, OR THEIR SUCCESSOR COMMITTEES; THE
16 GOVERNOR; AND THE STATE DEPARTMENT.

17 (11) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2025.

18 **SECTION 3.** In Colorado Revised Statutes, 19-3-304.2, **amend**
19 **as added by House Bill 22-1240** (3)(a)(VI)(X) as follows:

20 **19-3-304.2. Mandatory reporter task force - creation -**
21 **reporting - definitions - repeal.** (3) (a) The task force consists of the
22 following members:

23 (VI) The following members, who shall be appointed by the child
24 protection ombudsman or the child protection ombudsman's designee:

25 (X) One member representing a state-licensed child care provider,
26 as defined in ~~section 26-6-102(6)~~ SECTION 26.5-5-303 (4).

27 **SECTION 4. Act subject to petition - effective date.** (1) Except
28 as otherwise provided in subsection (2) of this section, this act takes
29 effect at 12:01 a.m. on the day following the expiration of the ninety-day
30 period after final adjournment of the general assembly; except that, if a
31 referendum petition is filed pursuant to section 1 (3) of article V of the
32 state constitution against this act or an item, section, or part of this act
33 within such period, then the act, item, section, or part will not take effect
34 unless approved by the people at the general election to be held in
35 November 2022 and, in such case, will take effect on the date of the
36 official declaration of the vote thereon by the governor.

37 (2) Section 3 of this act takes effect only if House Bill 22-1295
38 becomes law, in which case section 3 takes effect upon the effective date
39 of this act or House Bill 22-1295, whichever is later."

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