

CHAPTER 15

HEALTH AND ENVIRONMENT

SENATE BILL 19-082

BY SENATOR(S) Moreno, Tate, Zenzinger, Crowder, Gardner, Marble, Priola, Rankin, Smallwood, Todd;
also REPRESENTATIVE(S) McKean, Arndt, Hooton.

AN ACT

**CONCERNING CLARIFICATION THAT THE STATE BOARD OF HEALTH HAS NO AUTHORITY OVER
MONEY ALLOCATED TO THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT.**

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

SECTION 1. Legislative declaration. The general assembly declares that the purpose of this act is to repeal obsolete statutory provisions relating to the Colorado department of public health and environment. The general assembly further declares that repealing these statutory provisions does not alter the scope or applicability of the remaining statutes.

SECTION 2. In Colorado Revised Statutes, 25-1-108, **amend** (1) introductory portion; and **repeal** (1)(f) as follows:

25-1-108. Powers and duties of state board of health. (1) In addition to all other powers and duties conferred and imposed upon the state board of health by ~~the provisions of this part 1,~~ the board has the following specific powers and duties:

(f) ~~To accept and, through the division of administration, use, disburse, and administer all federal aid or other property, services, and moneys allotted to the department for state and local public works or public health functions, or allotted without designation of a specific agency for purposes which are within the functions of the department; and to prescribe, by rule or regulation not inconsistent with the laws of this state, the conditions under which such property, services, or moneys shall be accepted and administered. On behalf of the state, the board is empowered to make such agreements, with the approval of the attorney general, not inconsistent with the laws of this state, as may be required as a condition precedent to receiving such funds or other assistance.~~

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

SECTION 3. In Colorado Revised Statutes, 25-1-111, **repeal** (2) as follows:

25-1-111. Revenues of department. (2) ~~The department of the treasury of this state is designated as custodian of all funds allotted to the state for the purpose outlined by section 25-1-108 (1)(f). Such funds and all other funds of the department shall be payable only on voucher signed by the executive director of the department and by the president of the board and shall be paid by warrant of the controller.~~

SECTION 4. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: March 7, 2019