

**Second Regular Session  
Seventy-second General Assembly  
STATE OF COLORADO**

**REREVISED**

*This Version Includes All Amendments  
Adopted in the Second House*

LLS NO. 20-1228.01 Jane Ritter x4342

**HOUSE BILL 20-1388**

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**HOUSE SPONSORSHIP**

**Ransom**, Esgar, McCluskie

**SENATE SPONSORSHIP**

**Zenzinger**, Moreno, Rankin, Crowder

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**House Committees**  
Appropriations

**Senate Committees**  
Appropriations

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**A BILL FOR AN ACT**

101      **CONCERNING STATUTORY PROVISIONS ON MONEY FROM THE GENERAL**  
102              **FUND FOR PROGRAMS OPERATED BY THE DEPARTMENT OF**  
103              **HUMAN SERVICES, AND, IN CONNECTION THEREWITH, REDUCING**  
104              **AN APPROPRIATION.**

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**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://leg.colorado.gov/>.)*

**Joint Budget Committee.** The bill repeals several statutory provisions that allow for unexpended money in programs operated by the department of human services (department) to remain in the program fund

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.

SENATE  
3rd Reading Unamended  
June 5, 2020

SENATE  
2nd Reading Unamended  
June 4, 2020

HOUSE  
3rd Reading Unamended  
June 3, 2020

HOUSE  
2nd Reading Unamended  
June 1, 2020

rather than reverting to the general fund. The bill repeals other statutory provisions that require the general assembly to appropriate money to a department program. The affected programs and funds include the:

- ! Aid to the needy disabled program;
- ! Child support collection fund;
- ! Child care services and substance use disorder treatment pilot program; and
- ! High-risk families cash fund.

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

2 **SECTION 1.** In Colorado Revised Statutes, 26-2-119.7, **amend**  
3 (6)(b); and **repeal** (7)(b) as follows:

4 **26-2-119.7. Federal disability benefits - application assistance**  
5 **- fund - rules - report - legislative declaration.** (6) (b) Any money  
6 appropriated from the general fund to the state department ~~for the~~  
7 ~~2020-21 fiscal year, and for each fiscal year thereafter,~~ for grants for the  
8 aid to the needy disabled program that is unexpended and unencumbered  
9 as of the close of the applicable fiscal year ~~does not revert~~ REVERTS to the  
10 general fund. ~~and shall be transferred by the state treasurer and controller~~  
11 ~~to the fund created in subsection (6)(a) of this section.~~

12 (7) (b) ~~For any fiscal year in which the money in the fund is~~  
13 ~~insufficient, the general assembly shall appropriate money from the~~  
14 ~~general fund to the state department for the purposes described in this~~  
15 ~~section.~~

16 **SECTION 2.** In Colorado Revised Statutes, 26-2-108, **repeal as**  
17 **added by House Bill 20-1100** (3) as follows:

18 **26-2-108. Granting of assistance payments and social services**  
19 **- rules.** (3) ~~The child support collection fund, referred to in this section~~  
20 ~~as the "fund", is hereby created in the state treasury. The state treasurer~~  
21 ~~shall transfer any unexpended and unencumbered money appropriated to~~

1 the state department for the implementation of this section at the end of  
2 each fiscal year to the fund. The state treasurer shall credit all interest and  
3 income derived from the deposit and investment of money in the fund to  
4 the fund. Subject to annual appropriation by the general assembly, the  
5 state department may expend money from the fund for the  
6 implementation of this section.

7 **SECTION 3.** In Colorado Revised Statutes, 26-6.9-102, **amend**  
8 (4)(b); and **repeal** (4)(a) as follows:

9 **26-6.9-102. Child care services and substance use disorder**  
10 **treatment pilot program - created - purposes - eligibility - evaluation**  
11 **- funding - rules.** (4) (a) For each of the 2019-20, 2020-21, and 2021-22  
12 fiscal years, the general assembly shall appropriate five hundred thousand  
13 dollars from the general fund to the state department to implement the  
14 pilot program described in this article 6.9. Any money appropriated for  
15 the pilot program in the 2019-20 or 2020-21 fiscal year that remains  
16 unexpended and unencumbered at the end of either fiscal year is further  
17 appropriated to the state department for the following fiscal year for  
18 purposes of the pilot program. The state treasurer shall transfer any  
19 money that is unexpended and unencumbered at the end of the 2021-22  
20 fiscal year to the high-risk families cash fund, created in section  
21 27-80-119. Such money does not revert to the general fund.

22 (b) The state department may use a portion of the ANY money  
23 annually appropriated for the pilot program to pay the direct and indirect  
24 costs incurred to administer the pilot program, not to exceed ten percent  
25 of the annual appropriation.

26 **SECTION 4.** In Colorado Revised Statutes, 27-80-123, **repeal** (3)  
27 as follows:

1           **27-80-123. High-risk families cash fund - creation - services**

2           **provided - definition - report.** (3) ~~(a) The state treasurer shall transfer~~  
3 ~~to the fund any money appropriated by the general assembly for the~~  
4 ~~"Children and Youth Mental Health Treatment Act", pursuant to article~~  
5 ~~67 of this title 27, and for the treatment of pregnant women pursuant to~~  
6 ~~section 25.5-5-309, that remains unencumbered and unexpended at the~~  
7 ~~end of each fiscal year. Such money does not revert to the general fund.~~

8           ~~(b) The state treasurer shall transfer to the fund any money~~  
9 ~~appropriated by the general assembly for the "Increasing Access to~~  
10 ~~Effective Substance Use Disorder Services Act", pursuant to section~~  
11 ~~27-80-107.5, that remains unencumbered and unexpended at the end of~~  
12 ~~the second year of the two-fiscal-year spending authority. Such money~~  
13 ~~does not revert to the general fund.~~

14           **SECTION 5. Appropriation - adjustments to 2020 long bill.**

15           (1) To implement this act, appropriations made in the annual general  
16 appropriation act for the 2020-21 state fiscal year to the department of  
17 human services for use by adult assistance programs are adjusted as  
18 follows:

19           (a) The general fund appropriation for administration is decreased  
20 by \$165,149, and the related FTE is decreased by 0.1 FTE; and

21           (b) The general fund appropriation for the disability benefits  
22 application assistance program is decreased by \$3,589,850.

23           (2) To implement this act, the general fund appropriation made in  
24 the annual general appropriation act for the 2020-21 state fiscal year to  
25 the department of human services for use by the office of early childhood  
26 for the child care services and substance use disorder treatment pilot  
27 program is decreased by \$500,000 and the related FTE is decreased by 0.6

1 FTE.

2           **SECTION 6. Effective date.** This act takes effect upon passage;  
3 except that section 2 of this act takes effect on the effective date of this  
4 act or House Bill 20-1100, whichever is later.

5           **SECTION 7. Safety clause.** The general assembly hereby finds,  
6 determines, and declares that this act is necessary for the immediate  
7 preservation of the public peace, health, or safety.