

CHAPTER 219

HEALTH AND ENVIRONMENT

HOUSE BILL 21-1247

BY REPRESENTATIVE(S) Jackson and McKean, Burnett, Exum, Herod, Hooton, Mullica, Ricks, Titone, Valdez A.;
also SENATOR(S) Danielson, Moreno.

AN ACT

CONCERNING ALLOWING THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT TO AWARD A PERCENTAGE OF THE TOTAL VALUE OF AN ANNUAL CONTRACT TO A GRANTEE OF A GRANT PROGRAM OF THE DEPARTMENT UPON THE EXECUTION OR RENEWAL OF THE ANNUAL CONTRACT.

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

SECTION 1. In Colorado Revised Statutes, 25-1.5-101, **add** (2) as follows:

25-1.5-101. Powers and duties of department - laboratory cash fund - report - dispensation of payments under contracts with grantees - definitions - repeal.

(2) (a) NOTWITHSTANDING ANY PROVISION OF THIS TITLE 25, IN CONTRACTING WITH ANY GRANTEE FOR THE PROVISION OF ANY SERVICE FOR THE PURPOSES OF THIS TITLE 25, THE DEPARTMENT MAY DISPENSE UP TO TWENTY-FIVE PERCENT OF THE TOTAL VALUE OF THE PAYMENTS UNDER THE CONTRACT TO THE GRANTEE IMMEDIATELY UPON THE EXECUTION OR RENEWAL OF THE CONTRACT.

(b) AS USED IN THIS SUBSECTION (2), "GRANTEE" MEANS A PERSON THAT:

(I) IS AWARDED A GRANT PURSUANT TO A GRANT PROGRAM THAT IS MANAGED OR OVERSEEN BY THE DEPARTMENT;

(II) PURSUANT TO THE CONDITIONS OF THE AWARDED GRANT, IS A PARTY TO A CONTRACT WITH THE DEPARTMENT;

(III) IS CLASSIFIED AS A NONPROFIT ORGANIZATION OR A CHARITABLE ORGANIZATION BY THE FEDERAL INTERNAL REVENUE SERVICE AND HAS SUBMITTED WRITTEN PROOF OF SUCH CLASSIFICATION TO THE DEPARTMENT; AND

(IV) SATISFIES ANY CRITERIA ESTABLISHED BY THE DEPARTMENT FOR THE

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.

PURPOSE OF IMPLEMENTING THIS SUBSECTION (2).

SECTION 2. 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; 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 2022 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: June 7, 2021