

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

REREVISED

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

LLS NO. 22-0172.02 Ed DeCecco x4216

SENATE BILL 22-036

SENATE SPONSORSHIP

Hansen and Hisey, Bridges, Kolker, Priola, Buckner, Cooke, Ginal, Lee, Moreno, Rodriguez, Sonnenberg

HOUSE SPONSORSHIP

Bird and Van Winkle, Exum, Sirota, Bennett, Bockenfeld, Boesenecker, Cutter, Duran, Esgar, Kipp, Lindsay, Lontine, McCluskie, Michaelson Jenet, Pico, Ricks, Snyder, Titone

Senate Committees

Business, Labor, & Technology
Appropriations

House Committees

Finance
Appropriations

A BILL FOR AN ACT

101 **CONCERNING A PAYMENT TO THE STATEWIDE DEATH AND DISABILITY**
102 **TRUST FUND TO PAY BENEFITS FOR MEMBERS HIRED BEFORE**
103 **JANUARY 1, 1997, AND, IN CONNECTION THEREWITH, MAKING AN**
104 **APPROPRIATION.**

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/>.)

Pension Review Commission. For members of the fire and police pension association hired before January 1, 1997, death and disability benefits are paid from state money in the statewide death and disability

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.

HOUSE
Amended 3rd Reading
May 11, 2022

HOUSE
Amended 2nd Reading
May 10, 2022

SENATE
3rd Reading Unamended
March 23, 2022

SENATE
Amended 2nd Reading
March 22, 2022

trust fund. State funding for this benefit discontinued in 1997 based on an assumption that the last payment had fully funded all of the benefits to be paid. Based on a current actuarial analysis, however, there is a shortfall in the trust fund. The bill requires the state treasurer to pay \$33.191 million from the general fund to the fire and police pension association for it to deposit into the trust fund so that there will be sufficient money to pay future death and disability benefits to these members.

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

2 **SECTION 1.** In Colorado Revised Statutes, 31-31-811, **add** (3.5)
3 as follows:

4 **31-31-811. Funding of death and disability benefits.**


5 (3.5) (a) TO ENSURE THAT THERE IS SUFFICIENT MONEY TO PAY DEATH
6 AND DISABILITY BENEFITS FOR MEMBERS HIRED BEFORE JANUARY 1, 1997,
7 THE STATE TREASURER SHALL ISSUE WARRANTS TO THE FIRE AND POLICE
8 PENSION ASSOCIATION ON JULY 1, 2022, AND JULY 1, 2023, IN AN AMOUNT
9 EQUAL TO SIX MILLION SIX HUNDRED FIFTY THOUSAND DOLLARS FOR EACH
10 WARRANT. THE WARRANT ISSUED ON JULY 1, 2022, IS TO BE PAID FROM
11 THE GENERAL FUND, AND THE WARRANT ISSUED ON JULY 1, 2023, IS TO BE
12 PAID FROM THE DEATH AND DISABILITY PAYMENT CASH FUND CREATED IN
13 SUBSECTION (3.5)(b) OF THIS SECTION. THE BOARD SHALL DEPOSIT THIS
14 MONEY IN THE STATEWIDE DEATH AND DISABILITY TRUST FUND CREATED
15 IN SECTION 31-31-813.

16 (b) (I) THE DEATH AND DISABILITY PAYMENT CASH FUND IS
17 HEREBY CREATED IN THE STATE TREASURY. THE FUND CONSISTS OF
18 MONEY TRANSFERRED TO THE FUND IN ACCORDANCE WITH SUBSECTION
19 (3.5)(b)(II) OF THIS SECTION. IN ACCORDANCE WITH SECTION 24-36-114
20 (1), THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME
21 DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE FUND TO
22 THE GENERAL FUND. THE STATE TREASURER SHALL USE THE MONEY IN THE

1 FUND FOR THE WARRANT ISSUED ON JULY 1, 2023, IN ACCORDANCE WITH
2 SUBSECTION (3.5)(a) OF THIS SECTION.

3 (II) ON JULY 1, 2022, THE STATE TREASURER SHALL TRANSFER SIX
4 MILLION SIX HUNDRED FIFTY THOUSAND DOLLARS FROM THE GENERAL
5 FUND TO THE DEATH AND DISABILITY PAYMENT CASH FUND CREATED IN
6 SUBSECTION (3.5)(b)(I) OF THIS SECTION.

7 **SECTION 2. Appropriation.** For the 2022-23 state fiscal
8 year, \$6,650,000 is appropriated to the department of the treasury for use
9 by the special purpose division. This appropriation is from the general
10 fund. To implement this act, the division may use this appropriation for
11 distribution to the fire and police pension association.

12 
13 **SECTION 3. Safety clause.** The general assembly hereby finds,
14 determines, and declares that this act is necessary for the immediate
15 preservation of the public peace, health, or safety.