

CHAPTER 104

GOVERNMENT - STATE

SENATE BILL 23-234

BY SENATOR(S) Bridges and Kirkmeyer;
also REPRESENTATIVE(S) Bird and Sirota, Bockenfeld, Lieder, Lindsay, Marshall, Michaelson Jenet, Snyder, Titone, Willford.

AN ACT

CONCERNING THE CESSATION OF ADVANCE PAYMENT OF PREMIUMS FOR STATE EMPLOYEE FAMILY AND MEDICAL LEAVE INSURANCE COVERAGE, AND, IN CONNECTION THEREWITH, TRANSFERRING MONEY FROM THE FAMILY AND MEDICAL LEAVE INSURANCE FUND BACK TO THE REVENUE LOSS RESTORATION CASH FUND.

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

SECTION 1. In Colorado Revised Statutes, 8-13.3-518, **add** (4)(d) as follows:

8-13.3-518. Family and medical leave insurance fund - establishment and investment - repeal. (4) (d) (I) **NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, THE DIVISION SHALL CEASE TO CREDIT THE MONEY TRANSFERRED TO THE FUND FROM THE REVENUE LOSS RESTORATION CASH FUND PURSUANT TO SUBSECTION (4)(a) OF THIS SECTION AS AN ADVANCE PAYMENT OF PREMIUMS FOR STATE EMPLOYEE COVERAGE THAT THE STATE IS REQUIRED TO PAY UNDER THE FAMILY AND MEDICAL LEAVE INSURANCE PROGRAM AT THE END OF FISCAL YEAR 2023-24.**

(II) **NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, ON THE DATE ON WHICH THE FUND BALANCE MEETS OR EXCEEDS ONE HUNDRED MILLION DOLLARS, OR AS SOON AS POSSIBLE THEREAFTER, THE STATE TREASURER SHALL TRANSFER THIRTY-FIVE MILLION DOLLARS FROM THE FUND BACK TO THE REVENUE LOSS RESTORATION FUND CREATED IN SECTION ~~24-75-227~~ (2)(a) AS REPAYMENT OF THE UNEXPENDED AMOUNT OF THE ADVANCE PAYMENT OF PREMIUMS FOR STATE EMPLOYEE COVERAGE MADE BY THE STATE PURSUANT TO SUBSECTION (4)(a) OF THIS SECTION.**

(III) **NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, ON OR AS SOON AS POSSIBLE AFTER THE DATE THE STATE CONTROLLER PUBLISHES 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.

COMPREHENSIVE ANNUAL FINANCIAL REPORT OF THE STATE FOR STATE FISCAL YEAR 2023-24, THE STATE TREASURER SHALL TRANSFER ANY REMAINING AMOUNT OF THE FIFTY-SEVEN MILLION DOLLARS TRANSFERRED TO THE FUND FROM THE REVENUE LOSS RESTORATION CASH FUND PURSUANT TO SUBSECTION (4)(a) OF THIS SECTION, IN ADDITION TO THE THIRTY-FIVE MILLION DOLLARS TO BE TRANSFERRED PURSUANT TO SUBSECTION (4)(d)(II) OF THIS SECTION, BACK TO THE REVENUE LOSS RESTORATION CASH FUND AS REPAYMENT OF THE UNEXPENDED AMOUNT OF THE ADVANCE PAYMENT OF PREMIUMS FOR STATE EMPLOYEE COVERAGE MADE BY THE STATE PURSUANT TO SUBSECTION (4)(a) OF THIS SECTION.

SECTION 2. In Colorado Revised Statutes, 24-75-227, **amend** (2)(b)(III)(A) and (2)(b)(III)(B); and **add** (2)(b)(III)(C) as follows:

24-75-227. Revenue loss restoration cash fund - creation - allowable uses - definitions - repeal. (2) (b) (III) The fund also includes:

(A) Five million five hundred sixty-three thousand nine hundred eighty-eight dollars from the money the state received from the federal coronavirus state fiscal recovery fund under section 9901 of title IX, subtitle M of the "American Rescue Plan Act of 2021", which the state treasurer shall transfer to the fund; ~~and~~

(B) The amounts transferred to the fund in accordance with section 24-75-228 (3.5)(b) and (3.7); AND

(C) THE AMOUNT TRANSFERRED TO THE FUND IN ACCORDANCE WITH SECTION 8-13.3-518 (4)(d)(II).

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

Became Law: April 24, 2023