

CHAPTER 348

HEALTH CARE POLICY AND FINANCING

HOUSE BILL 06-1410

BY REPRESENTATIVE(S) Plant, Benefield, Marshall, McCluskey, Knoedler, Sullivan, White, Berens, Borodkin, Carroll M., Carroll T., Coleman, Hodge, Madden, McGihon, Merrifield, Paccione, Solano, and Stafford;
also SENATOR(S) Groff, Boyd, Grossman, Shaffer, and Windels.

AN ACT

CONCERNING CREATION OF THE HEALTH DISPARITIES GRANT PROGRAM FUND, AND MAKING AN APPROPRIATION IN CONNECTION THEREWITH.

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

SECTION 1. 24-22-117 (2) (d) (III), Colorado Revised Statutes, is amended, and the said 24-22-117 (2) is further amended BY THE ADDITION OF A NEW PARAGRAPH, to read:

24-22-117. Tobacco tax cash fund - accounts - creation - repeal. (2) There are hereby created in the state treasury the following funds:

(d) (III) For fiscal year 2005-06, and each fiscal year thereafter, fifteen percent of the moneys transferred to the prevention, early detection, and treatment fund ~~remaining after the allocation and transfer required by subparagraph (H) of this paragraph (d)~~ shall be ~~annually appropriated by the general assembly to the department of public health and environment~~ TRANSFERRED TO THE HEALTH DISPARITIES GRANT PROGRAM FUND CREATED IN PARAGRAPH (f) OF THIS SUBSECTION (2) for the health disparities grant program in part 22 of article 4 of title 25, C.R.S.

(f) THE HEALTH DISPARITIES GRANT PROGRAM FUND TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT. MONEYS SHALL BE TRANSFERRED TO THE HEALTH DISPARITIES GRANT PROGRAM FUND AS DESCRIBED IN SUBPARAGRAPH (III) OF PARAGRAPH (d) OF THIS SUBSECTION (2). ALL INTEREST DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEYS IN THE HEALTH DISPARITIES GRANT PROGRAM FUND SHALL BE CREDITED TO THE HEALTH DISPARITIES GRANT PROGRAM FUND. ANY UNEXPENDED OR UNENCUMBERED MONEYS REMAINING IN THE HEALTH DISPARITIES GRANT PROGRAM FUND AT THE END OF THE

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

FISCAL YEAR SHALL REMAIN IN THE FUND AND SHALL NOT BE CREDITED TO THE GENERAL FUND OR ANY OTHER FUND. THE MONEYS IN THE HEALTH DISPARITIES GRANT PROGRAM FUND SHALL BE ANNUALLY APPROPRIATED BY THE GENERAL ASSEMBLY TO THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT FOR ALLOCATION BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT CONSISTENT WITH THE PROVISIONS OF PARAGRAPH (d) OF THIS SUBSECTION (2).

SECTION 2. 25-4-2203 (1), Colorado Revised Statutes, is amended to read:

25-4-2203. Health disparities grant program - rules. (1) There is hereby created in the department the health disparities grant program, referred to in this section as the "grant program", to provide financial support for statewide initiatives that address prevention, early detection, and treatment of cancer and cardiovascular and pulmonary diseases in underrepresented populations. The department shall administer the grant program. The state board shall award grants to selected entities from moneys ~~appropriated~~ TRANSFERRED to the ~~prevention, early detection, and treatment fund created in section 24-22-117, C.R.S.~~ HEALTH DISPARITIES GRANT PROGRAM FUND CREATED IN SECTION 24-22-117 (2) (f), C.R.S.

SECTION 3. The introductory portion to section 31 (4) and section 31 (4) (f) of chapter 241, Session Laws of Colorado 2005, as amended by section 20 of House Bill 06-1385, enacted at the second regular session of the sixty-fifth general assembly, are amended, and the said section 31 is further amended BY THE ADDITION OF A NEW SUBSECTION, to read:

Section 31. **Appropriation.** (4) In addition to any other appropriation, for the fiscal year beginning July 1, 2005, there is hereby appropriated from the prevention, early detection, and treatment fund created in section 24-22-117 (2) (d) (I), Colorado Revised Statutes, to the department of public health and environment, prevention services division, the sum of ~~thirty-seven million one hundred thirty-six thousand dollars (\$37,136,000)~~ THIRTY-ONE MILLION FIVE HUNDRED SIXTY-FIVE THOUSAND SIX HUNDRED DOLLARS (\$31,565,600) and ~~7.9 FTE~~ 7.7 FTE. Said appropriation shall be allocated for the following purposes:

(f) ~~Five million five hundred seventy thousand four hundred dollars (\$5,570,400) and 0.2 FTE for the health disparities grant program pursuant to part 22 of article 4 of title 25, Colorado Revised Statutes;~~

(5) IN ADDITION TO ANY OTHER APPROPRIATION, FOR THE FISCAL YEAR BEGINNING JULY 1, 2005, THERE IS HEREBY APPROPRIATED FROM THE HEALTH DISPARITIES GRANT PROGRAM FUND CREATED IN SECTION 24-22-117 (2) (f), COLORADO REVISED STATUTES, TO THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, ADMINISTRATION AND SUPPORT, THE SUM OF FIVE MILLION FIVE HUNDRED SEVENTY THOUSAND FOUR HUNDRED DOLLARS (\$5,570,400) AND 0.2 FTE FOR THE HEALTH DISPARITIES GRANT PROGRAM PURSUANT TO PART 22 OF ARTICLE 4 OF TITLE 25, COLORADO REVISED STATUTES.

SECTION 4. Appropriation - adjustments to the 2006 long bill. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the health disparities grant program fund created in section 24-22-117 (2) (f), Colorado Revised Statutes, not otherwise appropriated, to the department of public

health and environment, administration and support, special programs, for the health disparities grant program, for the fiscal year beginning July 1, 2006, the sum of eight million six hundred fifteen thousand two hundred seven dollars (\$8,615,207) and 0.5 FTE, or so much thereof as may be necessary, for the implementation of this act. Of said sum, thirty thousand six hundred dollars (\$30,600) and 0.5 FTE shall be for personal services and eight million five hundred eighty-four thousand six hundred seven dollars (\$8,584,607) shall be for health disparities grants.

(2) For the implementation of this act, appropriations made in the annual general appropriation act to the department of public health and environment for the fiscal year beginning July 1, 2006, shall be adjusted as follows:

(a) The appropriation to administration and support, special programs, health disparities grant program, for personal services, is decreased by thirty thousand six hundred dollars (\$30,600) and 0.5 FTE. Said sum shall be transferred from the prevention, early detection, and treatment fund expenditures line item in the prevention services division.

(b) The appropriation to administration and support, special programs, health disparities grant program, for health disparities grants, is decreased by four million three hundred thirty-one thousand four hundred fifty dollars (\$4,331,450). Said sum shall be transferred from the prevention, early detection, and treatment fund expenditures line item in the prevention services division.

(c) The appropriation to the prevention services division, prevention programs, for prevention, early detection, and treatment grants, is decreased by four million two hundred fifty-three thousand one hundred fifty-seven dollars (\$4,253,157). Said sum shall be transferred from the prevention, early detection, and treatment fund expenditures line item in the prevention services division.

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

Approved: June 6, 2006