

CHAPTER 349

TAXATION

HOUSE BILL 07-1354

BY REPRESENTATIVE(S) Primavera, McGihon, Borodkin, Frangas, Gagliardi, Gardner B., Gibbs, Kefalas, Kerr A., King, Labuda, Levy, Madden, McFadyen, Merrifield, Romanoff, Rose, Solano, Stafford, and Todd;
also SENATOR(S) Groff, Bacon, Fitz-Gerald, Hagedorn, Harvey, Isgar, Johnson, Keller, Kester, McElhany, Mitchell S., Morse, Romer, Sandoval, Schwartz, Shaffer, Spence, Taylor, Veiga, Ward, Wiens, Williams, and Windels.

AN ACT

CONCERNING THE ADDITION OF A LINE TO COLORADO STATE INDIVIDUAL INCOME TAX RETURN FORMS WHEREBY INDIVIDUAL TAXPAYERS MAY MAKE A VOLUNTARY CONTRIBUTION TO THE COLORADO BREAST AND WOMEN'S REPRODUCTIVE CANCERS FUND.

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

SECTION 1. Article 22 of title 39, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PART to read:

**PART 33
COLORADO BREAST AND WOMEN'S REPRODUCTIVE
CANCERS VOLUNTARY CONTRIBUTION**

39-22-3301. Legislative declaration. (1) THE GENERAL ASSEMBLY HEREBY FINDS AND DECLARES THAT THE ERADICATION OF WOMEN'S REPRODUCTIVE CANCERS IS ESSENTIAL TO THE QUALITY OF LIFE OF COLORADANS. THE GENERAL ASSEMBLY RECOGNIZES THAT THE MISSION OF THE COLORADO CANCER COALITION IS TO BRING TOGETHER AND COORDINATE CANCER PREVENTION, EARLY DETECTION, TREATMENT SUPPORT, AND RESEARCH EFFORTS TO IMPROVE THE QUALITY OF LIFE OF EVERY PERSON IN COLORADO.

(2) THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT THE COLORADO BREAST CANCER TASK FORCE IS A NETWORK OF ORGANIZATIONS AND INDIVIDUALS THAT PROVIDE LEADERSHIP AND COORDINATION OF BREAST CANCER SERVICES. THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT THE TASK FORCE SERVES AS A CATALYST FOR BREAST CANCER PREVENTION AND CONTROL ACTIVITIES THROUGHOUT THE STATE. THE GENERAL ASSEMBLY FURTHER

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

RECOGNIZES THAT THE TASK FORCE PARTNERS WITH MANY OTHER ORGANIZATIONS INCLUDING THE COLORADO OVARIAN CANCER PROJECT AND THE COLORADO OVARIAN CANCER ALLIANCE.

(3) THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT WOMEN'S CANCERS AFFECT NOT ONLY THE WOMEN WHO ARE DIAGNOSED BUT ALSO THEIR FAMILIES, FRIENDS, COMMUNITIES, AND PLACES OF WORK. EDUCATION, AWARENESS, AND PERSONAL ADVOCACY ARE ESSENTIAL TO THE ERADICATION OF BREAST, CERVICAL, OVARIAN, AND UTERINE CANCERS. THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT THE COLORADO BREAST CANCER TASK FORCE, ITS PARTNERS, AND THE STATEWIDE PROGRAMS WITHIN THE COLORADO CANCER COALITION STRIVE TO ACHIEVE CERTAIN GOALS AND OBJECTIVES OF THE COALITION'S COLORADO CANCER PLAN THROUGHOUT THE STATE, WHICH ARE INTEGRAL IN ADDRESSING THE NEEDS OF THOSE PATIENTS WITH BREAST AND OTHER WOMEN'S REPRODUCTIVE CANCERS, SURVIVORS OF THOSE CANCERS, AND HEALTHCARE PROVIDERS.

(4) IN ORDER TO ASSIST THE COLORADO BREAST CANCER TASK FORCE IN FULFILLING ITS MISSION, THE GENERAL ASSEMBLY RECOGNIZES THAT THE CITIZENS OF COLORADO MAY BE WILLING TO PROVIDE MONEYS TO ASSIST IN THE TASK FORCE'S EDUCATION, PERSONAL ADVOCACY, TREATMENT, AND HEALTH PROMOTION EFFORTS. THE GENERAL ASSEMBLY FURTHER RECOGNIZES THAT A REVIEW COMMITTEE OF APPROPRIATE MEMBERS AND PARTNERS OF THE COLORADO CANCER COALITION WILL BE ESTABLISHED TO ENSURE MONEYS ARE DISTRIBUTED IN A FAIR AND EQUITABLE MANNER. IT IS THEREFORE THE INTENT OF THE GENERAL ASSEMBLY TO PROVIDE COLORADO CITIZENS THE OPPORTUNITY TO SUPPORT THE EFFORTS OF THE TASK FORCE AND ITS PARTNERS BY ALLOWING CITIZENS TO MAKE A VOLUNTARY CONTRIBUTION ON THEIR STATE INCOME TAX RETURNS FOR SUCH PURPOSE.

39-22-3302. Voluntary contribution designation - procedure. FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2007, BUT PRIOR TO JANUARY 1, 2010, THE COLORADO STATE INDIVIDUAL INCOME TAX RETURN FORM SHALL CONTAIN A LINE WHEREBY EACH INDIVIDUAL TAXPAYER MAY DESIGNATE THE AMOUNT OF THE CONTRIBUTION, IF ANY, THE INDIVIDUAL WISHES TO MAKE TO THE COLORADO BREAST AND WOMEN'S REPRODUCTIVE CANCERS FUND CREATED IN SECTION 39-22-3303.

39-22-3303. Contributions credited to the Colorado breast and women's reproductive cancers fund - appropriation. (1) THE DEPARTMENT OF REVENUE SHALL DETERMINE ANNUALLY THE TOTAL AMOUNT DESIGNATED PURSUANT TO SECTION 39-22-3302 AND SHALL REPORT THAT AMOUNT TO THE STATE TREASURER AND TO THE GENERAL ASSEMBLY. THE STATE TREASURER SHALL CREDIT THAT AMOUNT TO THE COLORADO BREAST AND WOMEN'S REPRODUCTIVE CANCERS FUND, WHICH FUND IS HEREBY CREATED IN THE STATE TREASURY. ALL INTEREST DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEYS IN THE FUND SHALL BE CREDITED TO THE FUND.

(2) THE GENERAL ASSEMBLY SHALL APPROPRIATE ANNUALLY FROM THE COLORADO BREAST AND WOMEN'S REPRODUCTIVE CANCERS FUND TO THE DEPARTMENT OF REVENUE ITS COSTS OF ADMINISTERING MONEYS DESIGNATED AS CONTRIBUTIONS TO THE FUND. ALL MONEYS REMAINING IN THE FUND AT THE END

OF A FISCAL YEAR, AFTER SUBTRACTING THE APPROPRIATION TO THE DEPARTMENT, SHALL BE TRANSFERRED TO THE COLORADO CANCER COALITION, AN ORGANIZATION UNDER THE DIRECTION OF THE COLORADO FOUNDATION FOR PUBLIC HEALTH AND THE ENVIRONMENT, A COLORADO NONPROFIT ORGANIZATION. THE COALITION SHALL ADMINISTER THE MONEYS IN FURTHERANCE OF THE WORK OF THE COLORADO BREAST CANCER TASK FORCE AND ITS PARTNERS.

39-22-3304. Repeal of part. THIS PART 33 IS REPEALED, EFFECTIVE JANUARY 1, 2011, UNLESS THE VOLUNTARY CONTRIBUTION TO THE COLORADO BREAST AND WOMEN'S REPRODUCTIVE CANCERS FUND ESTABLISHED BY SECTION 39-22-3303 IS CONTINUED OR REESTABLISHED BY THE GENERAL ASSEMBLY ACTING BY BILL PRIOR TO SAID DATE.

SECTION 2. Effective date. (1) This act shall take effect September 1, 2007, but only if, on or before that date, the executive director of the department of revenue files a written certification with the revisor of statutes that there are no more than fourteen other lines on the Colorado state individual income tax forms for voluntary contributions for the state income tax year commencing January 1, 2007.

(2) However, if a referendum petition is filed against this act or an item, section, or part of this act during the 90-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution, then the act, item, section, or part, shall not take effect unless approved by the people at a biennial regular general election and shall take effect on the date specified in subsection (1) or on the date of the official declaration of the vote thereon by proclamation of the governor, whichever is later.

Approved: May 31, 2007