

CHAPTER 38

TAXATION

HOUSE BILL 17-1055

BY REPRESENTATIVE(S) Herod, Becker K., Benavidez, Carver, Esgar, Exum, Ginal, Gray, Hamner, Hansen, Hooton, Jackson, Kennedy, Kraft-Tharp, Lee, Lontine, McLachlan, Melton, Michaelson Jenet, Mitsch Bush, Pabon, Pettersen, Rosenthal, Salazar, Valdez, Weissman, Young, Duran;
also SENATOR(S) Gardner, Aguilar, Court, Fenberg, Fields, Guzman, Hill, Kagan, Kefalas, Kerr, Martinez Humenik, Merrifield, Moreno, Priola, Todd, Williams A., Zenzinger.

AN ACT

CONCERNING A VOLUNTARY CONTRIBUTION DESIGNATION BENEFITING THE URBAN PEAK HOUSING AND SUPPORT SERVICES FOR YOUTH EXPERIENCING HOMELESSNESS FUND THAT APPEARS ON THE STATE INDIVIDUAL TAX RETURN FORMS.

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

SECTION 1. In Colorado Revised Statutes, **add** part 48 to article 22 of title 39 as follows:

PART 48
URBAN PEAK HOUSING AND SUPPORT SERVICES
FOR YOUTH EXPERIENCING HOMELESSNESS FUND
VOLUNTARY CONTRIBUTION

39-22-4801. Legislative declaration. (1) THE GENERAL ASSEMBLY HEREBY FINDS, DETERMINES, AND DECLARES THAT:

(a) URBAN PEAK IS A HUMANITARIAN ORGANIZATION THAT PROVIDES SUPPORTIVE HOUSING AND COMPREHENSIVE SUPPORT SERVICES TO YOUTHS AGE FIFTEEN TO TWENTY-FOUR WHO ARE EXPERIENCING HOMELESSNESS IN COLORADO;

(b) URBAN PEAK SERVES MORE THAN TWO THOUSAND FIVE HUNDRED YOUTHS EXPERIENCING HOMELESSNESS EACH YEAR;

(c) URBAN PEAK PROVIDES STREET OUTREACH SIX DAYS A WEEK AND PROVIDES HYGIENE MATERIALS, CLOTHING AND FOOD, REFERRALS, ASSISTANCE IN OBTAINING

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

PERSONAL DOCUMENTATION, AND AN ADULT LIFELINE TO MORE THAN ONE THOUSAND ONE HUNDRED YOUTHS A YEAR LIVING ON THE STREETS;

(d) URBAN PEAK PROVIDES THE FOLLOWING TO ONE THOUSAND FIVE HUNDRED YOUTHS PER YEAR IN A LOW-BARRIER, DROP-IN CENTER:

(I) TEMPORARY RESPITE FROM OUTDOOR ELEMENTS;

(II) HOT BREAKFASTS;

(III) LOCKERS;

(IV) LAUNDRY SERVICE;

(V) SHOWERS;

(VI) INDIVIDUALIZED CASE MANAGEMENT;

(VII) HARM REDUCTION; AND

(VIII) LIFE SKILLS CLASSES;

(e) URBAN PEAK ALSO PROVIDES SIXTY SHELTER BEDS THREE HUNDRED SIXTY-FIVE DAYS PER YEAR TO YOUTHS EXPERIENCING HOMELESSNESS IN COLORADO, PROVIDING FIVE HUNDRED YOUTHS AGES FIFTEEN TO TWENTY-ONE A SAFE PLACE TO SLEEP, THREE MEALS PER DAY, MEDICAL AND MENTAL HEALTH CARE, FAMILY MEDIATION, INDIVIDUALIZED CASE MANAGEMENT, AND ACCESS TO NUMEROUS OTHER SUPPORT SERVICES;

(f) URBAN PEAK PROVIDES SUPPORTIVE HOUSING, WHICH PLACES YOUTHS IN THEIR OWN APARTMENTS, TO ONE HUNDRED FIFTY-FIVE YOUTHS PER YEAR, WHICH SUPPORTIVE HOUSING INCLUDES INDIVIDUALIZED, STRENGTH-BASED CASE MANAGEMENT, EDUCATION AND EMPLOYMENT SERVICES, AND SKILL DEVELOPMENT TO INCREASE THEIR ABILITY TO ACHIEVE SELF-SUFFICIENCY; AND

(g) URBAN PEAK PROVIDES EDUCATION AND EMPLOYMENT SUPPORT SERVICES TO NEARLY SIX HUNDRED YOUTHS EACH YEAR, INCLUDING GED TUTORING AND TESTING, INDIVIDUALIZED CASE MANAGEMENT, HIGH SCHOOL REENGAGEMENT SUPPORT, POST-SECONDARY EDUCATIONAL OPPORTUNITIES, JOB READINESS TRAINING, JOB RETENTION SUPPORT, AND FOOD SAFETY AND RETAIL CERTIFICATIONS.

(2) IN ORDER TO ASSIST COLORADO IN FULFILLING THE MISSION OF URBAN PEAK HOUSING AND SUPPORT SERVICES FOR YOUTH EXPERIENCING HOMELESSNESS, THE GENERAL ASSEMBLY RECOGNIZES THAT MANY CITIZENS OF COLORADO MAY BE WILLING TO PROVIDE MONEYS TO ASSIST IN ITS EFFORTS. IT IS THEREFORE THE INTENT OF THE GENERAL ASSEMBLY TO PROVIDE COLORADANS THE OPPORTUNITY TO SUPPORT THE EFFORTS OF URBAN PEAK HOUSING AND SUPPORT SERVICES FOR YOUTH EXPERIENCING HOMELESSNESS BY ALLOWING CITIZENS TO MAKE A VOLUNTARY CONTRIBUTION ON THEIR STATE INCOME TAX RETURN FORM TO THE URBAN PEAK HOUSING AND SUPPORT SERVICES FOR YOUTH EXPERIENCING HOMELESSNESS FUND FOR THAT PURPOSE.

39-22-4802. Voluntary contribution designation - procedure - effective date.

FOR THE FIVE CONSECUTIVE INCOME TAX YEARS IMMEDIATELY FOLLOWING THE YEAR IN WHICH THE EXECUTIVE DIRECTOR FILES WRITTEN CERTIFICATION WITH THE REVISOR OF STATUTES AS SPECIFIED IN SECTION 39-22-1001 (8) THAT A LINE ON THE INCOME TAX RETURN FORM HAS BECOME AVAILABLE AND THE URBAN PEAK HOUSING AND SUPPORT SERVICES FOR YOUTH EXPERIENCING HOMELESSNESS FUND VOLUNTARY CONTRIBUTION IS NEXT IN THE QUEUE ESTABLISHED PURSUANT TO SAID SECTION 39-22-1001 (8), THE EXECUTIVE DIRECTOR SHALL ENSURE THAT THE COLORADO STATE INDIVIDUAL INCOME TAX RETURN FORM CONTAINS A LINE WHEREBY EACH INDIVIDUAL TAXPAYER MAY DESIGNATE THE AMOUNT OF THE CONTRIBUTION, IF ANY, THE INDIVIDUAL WISHES TO MAKE TO THE URBAN PEAK HOUSING AND SUPPORT SERVICES FOR YOUTH EXPERIENCING HOMELESSNESS FUND CREATED IN SECTION 39-22-4803 (1).

39-22-4803. Contributions credited to the Urban Peak Housing and Support Services for Youth Experiencing Homelessness fund - creation - appropriation.

(1) THE DEPARTMENT OF REVENUE SHALL DETERMINE ANNUALLY THE TOTAL AMOUNT DESIGNATED PURSUANT TO SECTION 39-22-4802 AND SHALL REPORT THAT AMOUNT TO THE STATE TREASURER AND TO THE GENERAL ASSEMBLY. THE STATE TREASURER SHALL CREDIT THAT AMOUNT TO THE URBAN PEAK HOUSING AND SUPPORT SERVICES FOR YOUTH EXPERIENCING HOMELESSNESS 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 URBAN PEAK HOUSING AND SUPPORT SERVICES FOR YOUTH EXPERIENCING HOMELESSNESS FUND TO THE DEPARTMENT OF REVENUE ITS COSTS OF ADMINISTERING MONEYS DESIGNATED AS CONTRIBUTIONS TO THE FUND. AFTER SUBTRACTING THE APPROPRIATION TO THE DEPARTMENT, THE STATE TREASURER SHALL TRANSFER ALL MONEYS REMAINING IN THE FUND AT THE END OF THE FISCAL YEAR TO URBAN PEAK, A COLORADO NONPROFIT ORGANIZATION.

39-22-4804. Repeal of part. THIS PART 48 IS REPEALED, EFFECTIVE JANUARY 1 OF THE SIXTH INCOME TAX YEAR FOLLOWING THE YEAR IN WHICH THE EXECUTIVE DIRECTOR FILES WRITTEN CERTIFICATION WITH THE REVISOR OF STATUTES AS SPECIFIED IN SECTION 39-22-1001 (8) THAT A LINE HAS BECOME AVAILABLE AND THE URBAN PEAK HOUSING AND SUPPORT SERVICES FOR YOUTH EXPERIENCING HOMELESSNESS FUND VOLUNTARY CONTRIBUTION IS NEXT IN THE QUEUE, UNLESS THE URBAN PEAK HOUSING AND SUPPORT SERVICES FOR YOUTH EXPERIENCING HOMELESSNESS FUND ESTABLISHED BY THIS PART 48 IS CONTINUED OR REESTABLISHED BY THE GENERAL ASSEMBLY ACTING BY BILL PRIOR TO SAID DATE.

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 (August 9, 2017, if adjournment sine die is on May 10, 2017); 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 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: March 16, 2017