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An Act

HOUSE BILL 22-1411

BY REPRESENTATIVE(S) McCluskie and Herod, Duran, Esgar, Jodeh, Kipp, Lindsay, Michaelson Jenet, Mullica, Exum, Lontine, Ortiz, Ricks, Titone, Valdez A.;

also SENATOR(S) Moreno, Donovan, Hansen, Lee, Rankin, Story, Zenzinger, Fenberg.

CONCERNING MEASURES TO ENSURE THE STATE'S COMPLIANCE WITH THE REQUIREMENTS RELATED TO THE FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUND CREATED IN THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

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

SECTION 1. In Colorado Revised Statutes, 24-75-226, **amend** (4)(a), (4)(d), (5)(a), (5)(f), and (6); and **add** (1)(a.5), (1)(f), (3)(d), and (5)(g) as follows:

24-75-226. "American Rescue Plan Act of 2021" cash fund - creation - recipient funds - limitations - reporting - legislative declaration - definitions - repeal. (1) As used in this section, unless the context otherwise requires:

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.

(a.5) "CORONAVIRUS STATE FISCAL RECOVERY FUND" MEANS THE FEDERAL FUND CREATED IN 42 U.S.C. SEC. 802, OR ANY SUCCESSOR FUND.

(f) "SUBRECIPIENT" MEANS A PERSON THAT RECEIVES MONEY FROM THE FUND OR A RECIPIENT FUND TO CARRY OUT A PROGRAM OR PROJECT ON BEHALF OF THE STATE BUT THAT IS NOT A BENEFICIARY OF THE SERVICES OR BENEFITS PROVIDED THROUGH THE PROGRAM OR PROJECT.

(3) (d) THE FUND ALSO INCLUDES THE AMOUNT TRANSFERRED TO THE FUND IN ACCORDANCE WITH SECTION 24-75-228 (3.5)(a).

(4) (a) The general assembly shall not appropriate money from the fund. The general assembly may transfer money in the fund to another cash fund that is established for the purpose of using the money from the federal coronavirus state fiscal recovery fund. Transfers from the fund to the general fund are prohibited. If there is any of the money transferred to the fund under subsection (3)(a) of this section remaining in the fund after any transfers from the fund required by bills enacted during the 2021 regular legislative session, then, of the remainder in the fund, the lesser of three hundred million dollars or the remainder is continuously appropriated to any department designated by the governor for any allowable purpose under the "American Rescue Plan Act of 2021". THE MONEY SPECIFIED IN SUBSECTION (3)(d) OF THIS SECTION IS CONTINUOUSLY APPROPRIATED TO ANY DEPARTMENT DESIGNATED BY THE GOVERNOR FOR ANY EXPENDITURES NECESSARY TO RESPOND TO THE PUBLIC HEALTH EMERGENCY WITH RESPECT TO COVID-19.

(4) (d) (I) Money in the fund or a recipient fund must be expended or obligated by December 31, 2024. ~~Any money obligated by December 31, 2024, must be expended by December 31, 2026.~~ Just prior to the close of business on December 30, 2024, any unexpended appropriations from a recipient fund that are not for expenditures ~~obligated~~ TO BE MADE after December 31, 2024, THAT WERE OBLIGATED BEFORE THAT DATE, revert to the "American Rescue Plan Act of 2021" cash fund, and the state treasurer shall transfer the unexpended and unobligated balance in the fund to the unemployment compensation fund created in section 8-77-101 (1). ANY MONEY OBLIGATED BY DECEMBER 31, 2024, MUST BE EXPENDED BY DECEMBER 31, 2026. EFFECTIVE DECEMBER 31, 2026, THE STATE CONTROLLER SHALL TRANSMIT ANY UNEXPENDED MONEY IN THE FUND OR

A RECIPIENT FUND TO THE UNITED STATES DEPARTMENT OF THE TREASURY.

(II) A SUBRECIPIENT MUST SPEND OR OBLIGATE MONEY RECEIVED FROM THE FUND OR A RECIPIENT FUND BY NOVEMBER 30, 2024, AND, BY DECEMBER 13, 2024, SHALL NOTIFY THE STATE AGENCY FROM WHICH THE SUBRECIPIENT RECEIVED THE MONEY OF THE STATUS OF THE MONEY THAT IS OBLIGATED OR EXPENDED. THE SUBRECIPIENT SHALL RETURN TO THE STATE ANY UNEXPENDED AND UNOBLIGATED MONEY UNDER TERMS DICTATED BY THE STATE CONTROLLER, AND THE STATE TREASURER SHALL TRANSFER THE AMOUNT RETURNED TO THE UNEMPLOYMENT COMPENSATION FUND CREATED IN SECTION 8-77-101 (1). ANY MONEY OBLIGATED BY NOVEMBER 30, 2024, MUST BE EXPENDED BY DECEMBER 11, 2026. ON OR BEFORE DECEMBER 11, 2026, THE SUBRECIPIENT SHALL RETURN TO THE STATE ANY REMAINING MONEY UNDER TERMS DICTATED BY THE STATE CONTROLLER AND THEREAFTER THE STATE CONTROLLER SHALL TRANSMIT THE MONEY TO THE UNITED STATES DEPARTMENT OF THE TREASURY IN ACCORDANCE WITH THE TREASURY'S REQUIREMENTS.

(III) THE STATE CONTROLLER SHALL DETERMINE WHETHER MONEY IS OBLIGATED FOR PURPOSES OF DETERMINING THE DEADLINE FOR EXPENDITURES AND THE REVERSION OR REPAYMENT OF MONEY IN ACCORDANCE WITH THIS SUBSECTION (4)(d).

(5) (a) (I) The state controller shall provide periodic reports to the secretary as required by the secretary under the "American Rescue Plan Act of 2021". The department of revenue shall provide the state controller with any information required by the secretary about any reductions OR INCREASES in net tax revenue.

(II) THE GENERAL ASSEMBLY HEREBY FINDS AND DECLARES THAT:

(A) UNDER 42 U.S.C. SEC. 802 (c)(1)(C), THE STATE IS PERMITTED TO USE MONEY RECEIVED FROM THE CORONAVIRUS STATE FISCAL RECOVERY FUND FOR THE PROVISION OF GOVERNMENT SERVICES TO THE EXTENT OF THE REDUCTION IN THE STATE'S REVENUE DUE TO THE COVID-19 PUBLIC HEALTH EMERGENCY RELATIVE TO THE REVENUES THE STATE COLLECTED FOR THE STATE FISCAL YEAR 2018-19;

(B) THE UNITED STATES DEPARTMENT OF THE TREASURY HAS PROMULGATED A RULE TO ESTABLISH THE METHODOLOGY FOR THE STATE TO

CALCULATE A RECIPIENT GOVERNMENT'S ANNUAL REDUCTION IN REVENUE FOR THE FOUR CALENDAR YEARS BEGINNING IN 2020;

(C) AS OF THE EFFECTIVE DATE OF THIS SUBSECTION (5)(a)(II), THE STATE REPORTED A REDUCTION FOR THE 2020 AND 2021 CALENDAR YEARS THAT TOTALS THREE BILLION SIX HUNDRED NINETY-FOUR MILLION SIX HUNDRED FIFTY-THREE THOUSAND TWO HUNDRED FORTY-NINE DOLLARS;

(D) THIS AMOUNT EXCEEDS THE TOTAL OF ALL THE FUNDS THAT HAVE YET TO BE REPORTED TO THE UNITED STATES DEPARTMENT OF THE TREASURY; AND

(E) THEREFORE, ANY MONEY IN THE FUND OR TRANSFERRED FROM THE FUND TO A RECIPIENT FUND IS AVAILABLE TO BE REPORTED AS BEING AN EXPENDITURE FOR THE PROVISION OF GOVERNMENT SERVICES.

(III) THE STATE CONTROLLER MAY REPORT THE EXPENDITURE OF ANY MONEY IN OR TRANSFERRED FROM THE "AMERICAN RESCUE PLAN ACT OF 2021" THAT ORIGINATED FROM THE CORONAVIRUS STATE FISCAL RECOVERY FUND AS A GOVERNMENT SERVICE TO THE EXTENT OF THE REDUCTION IN THE STATE'S REVENUE DUE TO THE COVID-19 PUBLIC HEALTH EMERGENCY RELATIVE TO THE REVENUES THE STATE COLLECTED FOR THE STATE FISCAL YEAR 2018-19, IF THE DESCRIPTION IS APPLICABLE, REGARDLESS OF WHETHER THE PURPOSE OF THE EXPENDITURE IS ALSO DESCRIBED AS BEING TO RESPOND TO THE PUBLIC HEALTH EMERGENCY WITH RESPECT TO COVID-19 OR ITS NEGATIVE ECONOMIC IMPACTS.

(f) The general assembly may appropriate money from ~~a recipient fund that includes money that may be used for government services~~ THE REVENUE LOSS RESTORATION CASH FUND CREATED IN SECTION 24-75-227 to the department of personnel for use by the state controller and to the office for any direct or indirect expenses related to the administration of this subsection (5).

(g) THE COMPLIANCE, REPORTING, RECORD-KEEPING, AND PROGRAM EVALUATION REQUIREMENTS ESTABLISHED BY THE OFFICE OF STATE PLANNING AND BUDGETING AND THE STATE CONTROLLER APPLY TO A PERSON REGARDLESS OF WHETHER THE PERSON IS A BENEFICIARY OR A SUBRECIPIENT AND REGARDLESS OF WHETHER THE PERSON RECEIVES THE MONEY DIRECTLY FROM A DEPARTMENT OR FROM A SUBRECIPIENT.

(6) Money transferred to the state highway fund AND the multimodal transportation and mitigation options fund ~~and the highway users tax fund~~ in accordance with section 24-75-219 (7), TO THE WORKERS, EMPLOYERS, AND WORKFORCE CENTERS CASH FUND IN ACCORDANCE WITH SECTION 24-75-231 (2)(b)(III), AND TO THE REVENUE LOSS RESTORATION CASH FUND IN ACCORDANCE IN SECTION 24-75-227 (2)(b)(III)(A) are subject to the requirements of this section as if they were recipient funds.

SECTION 2. In Colorado Revised Statutes, 24-75-227, **add** (2)(b)(III) 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).

SECTION 3. In Colorado Revised Statutes, 24-75-228, **amend** (2)(a) introductory portion; and **add** (3.5) and (3.7) as follows:

24-75-228. Economic recovery and relief cash fund - creation - allowable uses - interim task force - report - legislative declaration - definitions - repeal. (2) (a) The economic recovery and relief cash fund is hereby created in the state treasury. The fund consists of money credited to the fund in accordance with subsection (3) of this section and any other money that the general assembly may appropriate or transfer to the fund. To respond to the public health emergency with respect to COVID-19 or its negative economic impacts OR FOR THE PROVISION OF GOVERNMENT SERVICES, the general assembly may appropriate or transfer money from the fund to a department for the following uses:

(3.5) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION,

WITHIN THREE BUSINESS DAYS OF THE EFFECTIVE DATE OF THIS SUBSECTION (3.5), THE STATE TREASURER SHALL TRANSFER FROM THE FUND THE FOLLOWING AMOUNTS THAT ORIGINATE FROM MONEY THE STATE RECEIVED FROM THE FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUND:

(a) SEVENTY MILLION DOLLARS TO THE "AMERICAN RESCUE PLAN ACT OF 2021" CASH FUND CREATED IN SECTION 24-75-226 (2);

(b) TEN MILLION DOLLARS TO THE REVENUE LOSS RESTORATION CASH FUND CREATED IN SECTION 24-75-227 (2)(a);

(c) FIFTEEN MILLION DOLLARS TO THE AFFORDABLE HOUSING AND HOME OWNERSHIP CASH FUND CREATED IN SECTION 24-75-229 (3)(a); AND

(d) ONE MILLION FOUR HUNDRED THIRTY-SEVEN THOUSAND ONE HUNDRED SEVENTY-TWO DOLLARS TO THE WORKERS, EMPLOYERS, AND WORKFORCE CENTERS CASH FUND CREATED IN SECTION 24-75-231 (2)(a).

(3.7) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, WITHIN THREE BUSINESS DAYS OF THE EFFECTIVE DATE OF THIS SUBSECTION (3.7), THE STATE TREASURER SHALL TRANSFER TEN MILLION DOLLARS FROM THE FUND THAT ORIGINATES FROM THE GENERAL FUND TO THE REVENUE LOSS RESTORATION CASH FUND CREATED IN SECTION 24-75-227 (2)(a).

SECTION 4. In Colorado Revised Statutes, 24-75-229, **amend** (3)(a) and (3)(b) as follows:

24-75-229. Affordable housing and home ownership cash fund - creation - allowable uses - task force - legislative declaration - definitions - repeal. (3) (a) The affordable housing and home ownership cash fund is hereby created in the state treasury. The fund consists of money deposited in the fund in accordance with subsection (3)(b) of this section and any other money that the general assembly may appropriate or transfer to the fund. To respond to the public health emergency with respect to COVID-19 or its negative economic impacts OR FOR THE PROVISION OF GOVERNMENT SERVICES, the general assembly may appropriate or transfer money from the fund to a department or cash fund for programs or services that benefit populations, households, or geographic areas disproportionately affected by the COVID-19 public health emergency to obtain affordable housing, focusing on programs or services that address housing insecurity,

lack of affordable and workforce housing, or homelessness. Money from the fund may be expended to support the task force created in subsection (5)(a) of this section. Permissible uses of such money include costs associated with the creation and administration of the task force and related expenses for research and evaluation undertaken by the task force.

(b) (I) Three days after June 25, 2021, the state treasurer shall transfer five hundred fifty million dollars from the "American Rescue Plan Act of 2021" cash fund created in section 24-75-226 to the fund; ~~and~~

(II) The state treasurer shall credit all interest and income derived from the deposit and investment of money in the fund to the fund; AND

(III) THE FUND ALSO INCLUDES THE AMOUNT TRANSFERRED TO THE FUND IN ACCORDANCE WITH SECTION 24-75-228 (3.5)(c).

SECTION 5. In Colorado Revised Statutes, 24-75-230, **amend** (2)(a) as follows:

24-75-230. Behavioral and mental health cash fund - creation - allowable uses - task force - definitions - repeal. (2) (a) The behavioral and mental health cash fund is created in the state treasury. The fund consists of money credited to the fund in accordance with subsection (2)(b) of this section and any other money that the general assembly may appropriate or transfer to the fund. To respond to the public health emergency with respect to COVID-19 or its negative economic impacts OR FOR THE PROVISION OF GOVERNMENT SERVICES, the general assembly may appropriate money from the fund to a department for ~~mental health treatment, substance misuse treatment, and other behavioral health services~~ BEHAVIORAL HEALTH CARE.

SECTION 6. In Colorado Revised Statutes, 24-75-231, **amend** (2)(a) introductory portion; and **add** (2)(b)(III) as follows:

24-75-231. Workers, employers, and workforce centers cash fund - creation - allowable uses - definitions - repeal. (2) (a) The workers, employers, and workforce centers cash fund is hereby created in the state treasury. The fund consists of money credited to the fund in accordance with subsection (2)(b) of this section and any other money that the general assembly may appropriate or transfer to the fund. ~~To respond to~~

~~the public health emergency or its negative economic impacts,~~ The general assembly may appropriate money from the fund to respond to the negative economic impacts of the COVID-19 public health emergency OR FOR THE PROVISION OF GOVERNMENT SERVICES, including for the following purposes:

(b) (III) THE FUND ALSO INCLUDES:

(A) THIRTY MILLION NINE HUNDRED THIRTY-SIX THOUSAND TWELVE 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 AMOUNT TRANSFERRED TO THE FUND IN ACCORDANCE WITH SECTION 24-75-228 (3.5)(d).

SECTION 7. In Colorado Revised Statutes, 24-32-721, **amend** (2)(g)(I) and (2)(g)(II) as follows:

24-32-721. Colorado affordable housing construction grants and loans - housing development grant fund - creation - housing assistance for persons with behavioral, mental health, or substance use disorders - cash fund - appropriation - report to general assembly - rules - definitions - repeal. (2) (g) (I) Within three business days of June 26, 2021, the state treasurer shall transfer thirty million dollars from the affordable housing and home ownership cash fund created in section 24-75-229, that originates from money the state received from the federal coronavirus state fiscal recovery fund, to the housing development grant fund and transfer fifteen million dollars from the general fund to the affordable housing and home ownership cash fund created in section 24-75-229. WITHIN THREE BUSINESS DAYS OF THE EFFECTIVE DATE OF HOUSE BILL 22-1411, THE STATE TREASURER SHALL TRANSFER:

(A) ONE MILLION EIGHT HUNDRED NINETY-FOUR THOUSAND FOUR DOLLARS TO THE HOUSING DEVELOPMENT GRANT FUND FROM THE AFFORDABLE HOUSING AND HOME OWNERSHIP CASH FUND CREATED IN SECTION 24-75-229 THAT ORIGINATES FROM THE GENERAL FUND;

(B) TWENTY-EIGHT MILLION DOLLARS TO THE HOUSING DEVELOPMENT GRANT FUND FROM THE GENERAL FUND; AND

(C) TWENTY-NINE MILLION EIGHT HUNDRED NINETY-FOUR THOUSAND FOUR DOLLARS FROM THE HOUSING DEVELOPMENT GRANT FUND TO THE AFFORDABLE HOUSING AND HOME OWNERSHIP CASH FUND CREATED IN SECTION 24-75-229. THE TRANSFER REQUIRED BY THIS SUBSECTION (2)(g)(I)(C) IS FROM MONEY THAT WAS TRANSFERRED ON JUNE 26, 2021, TO THE HOUSING DEVELOPMENT GRANT FUND FROM THE AFFORDABLE HOUSING AND HOME OWNERSHIP CASH FUND THAT ORIGINATED FROM MONEY THE STATE RECEIVED FROM THE FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUND.

(II) The division shall use money transferred from the affordable housing and home ownership cash fund created in section 24-75-229, that originates from money the state received from the ~~federal coronavirus state fiscal recovery~~ GENERAL fund, pursuant to subsection (2)(g)(I) of this section for the purposes allowed under subsection (2)(d)(VI)(A.5) of this section that are related to subsection (2)(d)(VII) of this section and for the purposes allowed by subsection (2)(d)(VII) of this section.

SECTION 8. In Colorado Revised Statutes, 24-75-219, **amend** (7)(a) as follows:

24-75-219. Transfers - transportation - capital construction - definitions - repeal. (7) In addition to any other transfers required by this section:

(a) On June 30, 2021, from the money that the state received from EITHER the federal coronavirus state fiscal recovery fund under section 9901 of title IX, subtitle M of the federal "American Rescue Plan Act of 2021", Pub.L. 117-2, which is eligible to be used as specified in section 602 (c)(I)(C) of said section 9901, OR FROM THE GENERAL FUND, AS SPECIFIED, the state treasurer shall transfer:

(I) One hundred eighty-two million one hundred sixty thousand dollars FROM MONEY THE STATE RECEIVED FROM THE FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUND to the state highway fund. Of this amount, twenty-two million one hundred sixty thousand dollars is for the purpose of providing additional funding for the revitalizing main streets program and five hundred thousand dollars is for the purpose of acquiring, planning the development of, or developing the Burnham Yard rail property in Denver.

(II) One hundred sixty-one million three hundred forty thousand dollars FROM MONEY THE STATE RECEIVED FROM THE FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUND to the multimodal transportation and mitigation options fund; and

(III) Thirty-six million five hundred thousand dollars FROM THE GENERAL FUND to the highway users tax fund.

SECTION 9. In Colorado Revised Statutes, 24-48.5-317, **amend as amended by House Bill 22-1409** (7) introductory portion as follows:

24-48.5-317. Community revitalization grants - fund - reporting - definitions - compliance with federal requirements - legislative declaration - repeal. (7) On June 16, 2021, or as soon as practicable thereafter, the state treasurer shall transfer sixty-five million dollars from the general fund to the fund. On July 1, 2022, the state treasurer shall transfer ~~twenty~~ TO THE FUND FOUR million FOUR HUNDRED SEVENTY-EIGHT THOUSAND FORTY-TWO dollars from the economic recovery and relief cash fund created in section 24-75-228 (2)(a) ~~to the fund~~ THAT ORIGINATE FROM THE GENERAL FUND AND FOURTEEN MILLION EIGHT HUNDRED THOUSAND DOLLARS FROM THE AFFORDABLE HOUSING AND HOME OWNERSHIP CASH FUND CREATED IN SECTION 25-75-229 (3)(a) THAT ORIGINATE FROM THE GENERAL FUND. The division shall use the money transferred pursuant to this subsection (7) only for:

SECTION 10. In Colorado Revised Statutes, 22-96-104, **amend as added by Senate Bill 22-147** (5.3)(a) as follows:

22-96-104. Behavioral health care professional matching grant program - application - criteria - grant awards. (5.3) (a) For the 2022-23 budget year, the general assembly shall appropriate five million dollars from the behavioral and mental health cash fund created pursuant to section 24-75-230 to the department to fund the program for the benefit of increasing the presence of school health professionals in schools to respond to the COVID-19 pandemic and its negative public health impacts. The department or the grantees awarded money ~~shall~~ MUST spend or obligate any THIS money by ~~December 31, 2024~~. Any money obligated by ~~December 31, 2024~~, ~~must be expended by December 31, 2026~~ IN ACCORDANCE WITH SECTION 24-75-226 (4)(d).

SECTION 11. In Colorado Revised Statutes, 23-20-144, **amend as added by Senate Bill 22-147 (4)** as follows:

23-20-144. Colorado pediatric psychiatry consultation and access program (CoPPCAP) - created. (4) For the 2022-23 state fiscal year, the general assembly shall appropriate four million six hundred thousand dollars from the behavioral and mental health cash fund created pursuant to section 24-75-230 to the board of regents of the university of Colorado to fund CoPPCAP to respond to the COVID-19 pandemic and its negative public health impacts. CoPPCAP ~~shall~~ **MUST** spend or obligate ~~any~~ **THIS** money ~~by December 31, 2024. Any money obligated by December 31, 2024, must be expended by December 31, 2026~~ **IN ACCORDANCE WITH SECTION 24-75-226 (4)(d).**

SECTION 12. In Colorado Revised Statutes, 24-32-132, **amend as added by House Bill 22-1356 (7)(c)** as follows:

24-32-132. Small community-based nonprofit infrastructure grant program - creation - legislative declaration - definitions - repeal. (7) **Grant applications and awards.** (c) Subject to available appropriations, the regional access partner ~~shall~~ **MUST** award grants for the purposes specified in this section ~~on or before December 30, 2024~~ **IN ACCORDANCE WITH SECTION 24-75-226 (4)(d).**

SECTION 13. In Colorado Revised Statutes, 24-32-727, **amend as added by House Bill 22-1378 (8)(d)** as follows:

24-32-727. Denver-metropolitan regional navigation campus grant - regional navigation campus cash fund - creation - definitions. (8) (d) The grant recipient ~~shall~~ **MUST** expend or obligate any money received pursuant to this section ~~no later than December 30, 2024. Any money the grant recipient obligates must be expended no later than December 30, 2026~~ **IN ACCORDANCE WITH SECTION 24-75-226 (4)(d).**

SECTION 14. In Colorado Revised Statutes, 25-20.5-503, **amend as added by Senate Bill 22-147 (2)(c)(I)** as follows:

25-20.5-503. School-based health center grant program - creation - funding - grants. (2) (c) (I) For the 2022-23 budget year, the general assembly shall appropriate one million five hundred thousand

dollars from the behavioral and mental health cash fund created pursuant to section 24-75-230 to the department to fund the grant program for the benefit of school-based health centers to respond to the COVID-19 pandemic and its negative public health impacts. The department or the grantees awarded money shall MUST spend or obligate any money prior to ~~December 31, 2024. Any money obligated by December 31, 2024, must be expended by December 31, 2026~~ IN ACCORDANCE WITH SECTION 24-75-226 (4)(d).

SECTION 15. In Colorado Revised Statutes, 25.5-5-333, **amend as added by House Bill 22-1302 (9)** as follows:

25.5-5-333. Primary care and behavioral health statewide integration grant program - creation - report - definition - repeal. (9) A grant recipient shall MUST spend or obligate any money received pursuant to this section ~~no later than December 30, 2024. Any money a grant recipient obligates must be expended no later than December 30, 2026~~ IN ACCORDANCE WITH SECTION 24-75-226 (4)(d).

SECTION 16. In Colorado Revised Statutes, 26-2-709, **amend as amended by House Bill 22-1259 (1)(b)(II)(B)** as follows:

26-2-709. Benefits - cash assistance - programs - rules - repeal. (1) **Standard of need - basic cash assistance grant.** (b) (II) (B) The money transferred pursuant to subsection (1)(b)(II)(A) of this section must be expended ~~no later than December 30, 2026~~ IN ACCORDANCE WITH SECTION 24-75-226 (4)(d).

SECTION 17. In Colorado Revised Statutes, 26.5-3-803 **amend as amended by Senate Bill 22-213 (6)(b)** as follows:

26.5-3-803. Emerging and expanding child care grant program - created - timeline and criteria - grant awards - funding - definitions - repeal. (6) (b) Money spent pursuant to this subsection (6) must conform with the allowable purposes set forth in the federal "American Rescue Plan Act of 2021", Pub.L. 117-2, as amended. The department shall MUST either spend or obligate such appropriation ~~prior to December 30, 2024, and expend the appropriation on or before December 31, 2026~~ IN ACCORDANCE WITH SECTION 24-75-226 (4)(d).

SECTION 18. In Colorado Revised Statutes, 26.5-1-113, **amend as added by House Bill 22-1369** (4)(b) as follows:

26.5-1-113. Children's mental health program - appropriation - legislative declaration - definitions - repeal. (4) (b) Money spent pursuant to this subsection (4) must conform with the allowable purposes set forth in the federal "American Rescue Plan Act of 2021", Pub.L. 117-2, as amended. The department ~~shall~~ **MUST** either spend or obligate such appropriation ~~prior to December 30, 2024, and expend the appropriation on or before December 31, 2026~~ IN ACCORDANCE WITH SECTION 24-75-226 (4)(d).

SECTION 19. In Colorado Revised Statutes, 27-60-503, **amend as added by House Bill 22-1281** (4)(a) as follows:

27-60-503. Grant program application - criteria - contributing resources - award - rules. (4) (a) A grant recipient ~~shall~~ **MUST** spend or obligate any grant money by ~~December 31, 2024. Any money obligated by December 31, 2024, must be expended by December 31, 2026~~ IN ACCORDANCE WITH SECTION 24-75-226 (4)(d).

SECTION 20. In Colorado Revised Statutes, 27-60-403, **amend as added by Senate Bill 22-196** (5)(a) as follows:

27-60-403. Grant program application - criteria - award - rules. (5) (a) A grant recipient ~~shall~~ **MUST** spend or obligate any grant money by ~~December 31, 2024. Any money obligated by December 31, 2024, must be expended by December 31, 2026~~ IN ACCORDANCE WITH SECTION 24-75-226 (4)(d).

SECTION 21. In Session Laws of Colorado 2021, **amend** section 2 of chapter 487 (HB21-1288) as follows:

Section 2. **Appropriation.** For the 2021-22 state fiscal year, \$10,000,000 is appropriated to the Colorado startup loan program fund created in section 24-48.5-131 (9)(a), C.R.S. This appropriation is from the economic recovery and relief cash fund created in section ~~24-75-228 (2)(a), C.R.S.~~, and of money the state received from the federal coronavirus state fiscal recovery GENERAL fund. The office of the governor is responsible for the accounting related to this appropriation.

SECTION 22. In Session Laws of Colorado 2021, section 4 of chapter 347 (HB21-1329), **amend** (1) as follows:

Section 4. **Appropriation.** (1) For the 2021-22 state fiscal year, \$98,500,000 is appropriated to the department of local affairs for use by the division of housing. This appropriation is from the affordable housing and home ownership cash fund created in section 24-75-229 (3)(a), C.R.S., and IS of money ~~the state received from the federal coronavirus state fiscal recovery~~ THAT ORIGINATES FROM THE GENERAL fund. To implement this act, the division may use the appropriation for purposes authorized in section 24-75-229 (3), C.R.S. Any money appropriated in this subsection that is not expended or encumbered at the end of the 2021-22 state fiscal year remains available for expenditure in subsequent fiscal years without further appropriation. ~~subject to the requirements for obligating and expending money received under the federal "American Rescue Plan Act of 2021", Pub. L. 117-2, as the act may be subsequently amended as specified in section 24-75-226 (4)(d), C.R.S.~~

SECTION 23. Amend section 3 of House Bill 22-1379 as follows:

Section 3. **Appropriation.** For the 2022-23 state fiscal year, \$15,000,000 is appropriated to the department of natural resources for use by the Colorado water conservation board. This appropriation is from the Colorado water conservation board construction fund created in section 37-60-121 (1)(a), C.R.S. To implement this act, the board may use this appropriation for ~~watershed restoration and flood mitigation project grants~~ FOR THE PURPOSES SET FORTH IN SECTION 37-60-121 (12), (13), AND (14), C.R.S. Any money appropriated in this section not expended prior to July 1, 2023, is further appropriated to the board from July 1, 2023, through December 30, 2024, for the same purpose.

SECTION 24. Effective date. (1) This act takes effect upon passage; except that:

(a) Section 23 takes effect only if House Bill 22-1379 becomes law, in which case section 23 takes effect upon the effective date of this act or House Bill 22-1379, whichever is later;

(b) Section 9 of this act takes effect only if House Bill 22-1409 becomes law, in which case section 9 takes effect upon the effective date

of this act or House Bill 22-1409, whichever is later;

(c) Sections 10, 11, and 14 of this act take effect only if Senate Bill 22-147 becomes law, in which case sections 10, 11, and 14 take effect upon the effective date of this act or Senate Bill 22-147, whichever is later;

(d) Section 12 of this act takes effect only if House Bill 22-1356 becomes law, in which case section 12 takes effect upon the effective date of this act or House Bill 22-1356, whichever is later;

(e) Section 13 of this act takes effect only if House Bill 22-1378 becomes law, in which case section 13 takes effect upon the effective date of this act or House Bill 22-1378, whichever is later;

(f) Section 15 of this act takes effect only if House Bill 22-1302 becomes law, in which case section 15 takes effect upon the effective date of this act or House Bill 22-1302, whichever is later;

(g) Section 16 of this act takes effect only if House Bill 22-1259 becomes law, in which case section 16 takes effect upon the effective date of this act or House Bill 22-1259, whichever is later;

(h) Section 17 of this act takes effect only if Senate Bill 22-213 becomes law, in which case section 17 takes effect upon the effective date of this act or Senate Bill 22-213, whichever is later;

(i) Section 18 of this act takes effect only if House Bill 22-1369 becomes law, in which case section 18 takes effect upon the effective date of this act or House Bill 22-1369, whichever is later;

(j) Section 19 of this act takes effect only if House Bill 22-1281 becomes law, in which case section 19 takes effect upon the effective date of this act or House Bill 22-1281, whichever is later; and

(k) Section 20 of this act takes effect only if Senate Bill 22-196 becomes law, in which case section 20 takes effect upon the effective date of this act or Senate Bill 22-196, whichever is later.

SECTION 25. 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.

Alec Garnett
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Steve Fenberg
PRESIDENT OF
THE SENATE

Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED _____
(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO