

Second Regular Session  
Seventy-third General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 22-0244.01 Brita Darling x2241

SENATE BILL 22-186

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SENATE SPONSORSHIP

Ginal and Simpson,

HOUSE SPONSORSHIP

Mullica and McKean,

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Senate Committees  
Health & Human Services

House Committees

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A BILL FOR AN ACT

101 CONCERNING THE CREATION OF A COUNCIL TO ADVISE THE STATE  
102 ABOUT ISSUES RELATING TO PERSONS LIVING WITH RARE  
103 DISEASES.

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Bill Summary

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

The bill creates the Colorado rare disease advisory council (council) in the department of public health and environment (department) to inform state agencies, the public, and the legislature about rare diseases and make recommendations concerning the needs of Coloradans living with rare diseases and their medical providers and

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.

caregivers.

The council consists of 12 voting members and one nonvoting member representing the office of health equity in the department. The council's 12 voting members include, in part, a researcher, a geneticist, a physician, a pharmacist, and persons living with rare diseases. Members of the council are appointed by the chairs of the general assembly's health committees.

The bill includes activities that must be carried out by the council and powers of the council. The activities include, in part:

- Convening public hearings and soliciting public comment to assist with a state survey of the needs of individuals in the state living with rare diseases;
- Developing policy recommendations to improve access to rare disease specialists, clinical trials, timely treatment, and affordable and comprehensive health care;
- Educating and making recommendations to state agencies and health insurers concerning issues relating to utilization management procedures for treatment of patients with rare diseases;
- Evaluating and making recommendations concerning newborn screening programs;
- Researching and sharing best practices regarding continuity of care from patients transitioning from pediatric to adult care; and
- Establishing a publicly accessible web page or website to include research, diagnosis, treatment, and other educational materials for providers and patients relating to rare diseases.

The bill authorizes the department to provide assistance to the council.

The council shall contract with a facilitator to provide assistance to the council in carrying out the council's activities, including, in part, conducting meetings, organizing the work of the council, conducting research on issues addressed by the council, conducting public outreach and soliciting public feedback, and publicizing council recommendations.

The council and the facilitator may seek, accept, and expend gifts, grants, and donations for the council's activities.

The bill includes provisions for council meetings, including the number of meetings, notice to the public, and requirements regarding open meetings and public access to council records.

The council must report annually to the governor and the health committees of the general assembly concerning the council's activities, funding, and recommendations addressing the needs of people living with rare diseases.

The council repeals in 10 years unless extended through the sunset



1 COULD EDUCATE MEDICAL PROFESSIONALS, GOVERNMENT AGENCIES,  
2 LEGISLATORS, AND THE PUBLIC ABOUT RARE DISEASES AS AN IMPORTANT  
3 PUBLIC HEALTH ISSUE AND ENCOURAGE RESEARCH FOR THE DEVELOPMENT  
4 OF NEW TREATMENTS FOR RARE DISEASES.

5 **25-1-1502. Definitions.** AS USED IN THIS PART 15, UNLESS THE  
6 CONTEXT OTHERWISE REQUIRES:

7 (1) "COUNCIL" MEANS THE COLORADO RARE DISEASE ADVISORY  
8 COUNCIL CREATED IN SECTION 25-1-1503.

9 (2) "DEPARTMENT" MEANS THE DEPARTMENT OF PUBLIC HEALTH  
10 AND ENVIRONMENT.

11 (3) "FACILITATOR" MEANS THE PERSON SELECTED BY THE COUNCIL  
12 TO FACILITATE THE WORK OF THE COUNCIL AS DESCRIBED IN SECTION  
13 25-1-1507.

14 (4) "RARE DISEASE" MEANS A DISEASE THAT AFFECTS FEWER THAN  
15 TWO HUNDRED THOUSAND PEOPLE IN THE UNITED STATES.

16 **25-1-1503. Colorado rare disease advisory council - creation.**  
17 THERE IS CREATED IN THE DEPARTMENT THE COLORADO RARE DISEASE  
18 ADVISORY COUNCIL. THE PURPOSE OF THE COUNCIL IS TO STUDY AND  
19 MAKE FINDINGS AND RECOMMENDATIONS TO THE GENERAL ASSEMBLY,  
20 STATE AGENCIES, AND OTHERS, AS APPROPRIATE, CONCERNING THE NEEDS  
21 OF INDIVIDUALS LIVING IN COLORADO WITH RARE DISEASES.

22 **25-1-1504. Council membership.** (1) THE APPOINTING  
23 AUTHORITIES SHALL CONDUCT THE APPOINTMENT PROCESS IN A  
24 TRANSPARENT MANNER TO PROVIDE INTERESTED INDIVIDUALS AN  
25 OPPORTUNITY TO APPLY FOR MEMBERSHIP ON THE COUNCIL. ALL MEMBERS  
26 OF THE COUNCIL MUST BE FULL-TIME RESIDENTS OF COLORADO.

27 (2) (a) THE COUNCIL CONSISTS OF TWELVE VOTING MEMBERS

1 APPOINTED AS FOLLOWS:

2 (I) THE CHAIR OF THE HOUSE PUBLIC AND BEHAVIORAL HEALTH  
3 AND HUMAN SERVICES COMMITTEE SHALL APPOINT FOUR MEMBERS,  
4 INCLUDING:

5 (A) ONE REPRESENTATIVE FROM ACADEMIC RESEARCH IN THE  
6 STATE THAT RECEIVES GRANT FUNDING FOR RARE DISEASE RESEARCH;

7 (B) ONE GENETICIST PRACTICING IN COLORADO;

8 (C) ONE PHYSICIAN LICENSED AND PRACTICING IN COLORADO  
9 WITH EXPERIENCE TREATING RARE DISEASES; AND

10 (D) ONE REGISTERED NURSE OR ADVANCED PRACTICE REGISTERED  
11 NURSE LICENSED AND PRACTICING IN COLORADO WITH EXPERIENCE  
12 TREATING RARE DISEASES;

13 (II) THE CHAIR OF THE HOUSE HEALTH AND INSURANCE  
14 COMMITTEE SHALL APPOINT FOUR MEMBERS, INCLUDING:

15 (A) A REPRESENTATIVE OF A HEALTH INSURER;

16 (B) TWO PATIENTS WHO HAVE A RARE DISEASE; AND

17 (C) A PARENT WHOSE CHILD OR CHILDREN HAVE BEEN DIAGNOSED  
18 WITH A RARE DISEASE;

19 (III) THE CHAIR OF THE SENATE HEALTH AND HUMAN SERVICES  
20 COMMITTEE SHALL APPOINT FOUR MEMBERS, INCLUDING:

21 (A) ONE CAREGIVER OF A PERSON WITH A RARE DISEASE;

22 (B) ONE REPRESENTATIVE OF A RARE DISEASE PATIENT  
23 ORGANIZATION OPERATING IN COLORADO THAT IS NOT AFFILIATED WITH  
24 THE COUNCIL FACILITATOR;

25 (C) A REPRESENTATIVE OF THE BIOTECHNOLOGY OR  
26 PHARMACEUTICAL INDUSTRY; AND

27 (D) A PHARMACIST WITH EXPERIENCE DISPENSING DRUGS USED TO

1 TREAT RARE DISEASES.

2 (b) THE DIRECTOR OF THE OFFICE OF HEALTH EQUITY, CREATED IN  
3 SECTION 25-4-2204, OR THE DIRECTOR'S DESIGNEE, SHALL SERVE AS AN EX  
4 OFFICIO, NONVOTING MEMBER OF THE COUNCIL.

5 (3) (a) THE APPOINTING AUTHORITIES SHALL MAKE THEIR INITIAL  
6 APPOINTMENTS TO THE COUNCIL BY OCTOBER 1, 2022. IN MAKING  
7 APPOINTMENTS, TO THE EXTENT PRACTICABLE, THE APPOINTING  
8 AUTHORITIES SHALL CONSIDER GENDER, ETHNICITY, GEOGRAPHIC  
9 DIVERSITY, AND OTHER CONSIDERATIONS THAT WILL RESULT IN A DIVERSE  
10 AND INCLUSIVE COUNCIL.

11 (b) EACH MEMBER WHO IS APPOINTED PURSUANT TO SUBSECTION  
12 (2)(a) OF THIS SECTION SERVES AT THE PLEASURE OF THE OFFICIAL WHO  
13 APPOINTED THE MEMBER. ANY VACANCY IN MEMBERSHIP IS FILLED BY  
14 THE APPOINTING AUTHORITY.

15 (c) MEMBERS SHALL SERVE THREE-YEAR TERMS; EXCEPT THAT, IN  
16 ORDER TO PROVIDE CONTINUITY AND KNOWLEDGE TRANSFER AMONG  
17 BOARD MEMBERS, DURING THE INITIAL APPOINTMENTS TO THE COUNCIL  
18 AND FOR ANY MEMBERS APPOINTED IN THE FIRST FIVE YEARS AFTER THE  
19 COUNCIL IS ESTABLISHED, MEMBERS MAY SERVE INITIAL TERMS OF UP TO  
20 FOUR YEARS.

21 (4) (a) MEMBERS OF THE COUNCIL SERVE WITHOUT COMPENSATION  
22 AND WITHOUT REIMBURSEMENT FOR EXPENSES INCURRED BY THE  
23 MEMBERS IN SERVING ON THE COUNCIL OR PARTICIPATING IN COUNCIL  
24 ACTIVITIES.

25 (b) NOTWITHSTANDING SUBSECTION (4)(a) OF THIS SECTION, A  
26 COUNCIL MEMBER MAY BE REIMBURSED FOR ACTUAL AND NECESSARY  
27 EXPENSES RELATING TO THE COUNCIL'S DUTIES TO THE EXTENT THAT THE

1 COUNCIL RECEIVES GIFTS, GRANTS, OR DONATIONS TO COVER THE COST OF  
2 REIMBURSEMENT.

3 **25-1-1505. Activities carried out by the council - powers.**

4 (1) THE COUNCIL SHALL CONDUCT THE FOLLOWING ACTIVITIES TO  
5 BENEFIT RARE DISEASE PATIENTS IN COLORADO:

6 (a) CONVENE PUBLIC HEARINGS, MAKE INQUIRIES, AND SOLICIT  
7 COMMENTS FROM COLORADANS TO ASSIST THE COUNCIL WITH A SURVEY  
8 OF THE NEEDS OF RARE DISEASE PATIENTS, CAREGIVERS, AND PROVIDERS  
9 IN THE STATE, TO BE COMPLETED WITHIN EIGHTEEN MONTHS AFTER THE  
10 COUNCIL IS ESTABLISHED;

11 (b) CONSULT WITH EXPERTS ON RARE DISEASES TO DEVELOP  
12 POLICY RECOMMENDATIONS TO IMPROVE PATIENT ACCESS TO AND  
13 QUALITY OF RARE DISEASE SPECIALISTS, AFFORDABLE AND  
14 COMPREHENSIVE HEALTH-CARE COVERAGE, BETTER ACCESS TO CLINICAL  
15 TRIALS, RELEVANT DIAGNOSTICS, AND TIMELY TREATMENT;

16 (c) EDUCATE AND MAKE RECOMMENDATIONS TO STATE AGENCIES  
17 AND TO HEALTH INSURERS PROVIDING HEALTH BENEFIT PLANS TO PERSONS  
18 WITH RARE DISEASES ON THE IMPACT OF IMPOSING PRIOR AUTHORIZATION,  
19 COST-SHARING, TIERING, OR OTHER UTILIZATION MANAGEMENT  
20 PROCEDURES ON THE PROVISION OF TREATMENT AND CARE FOR PATIENTS;

21 (d) EVALUATE AND MAKE RECOMMENDATIONS TO IMPLEMENT  
22 NECESSARY IMPROVEMENTS TO COLORADO NEWBORN SCREENING  
23 PROGRAMS;

24 (e) RESEARCH AND IDENTIFY BEST PRACTICES TO ENSURE  
25 CONTINUITY OF CARE FOR RARE DISEASE PATIENTS TRANSITIONING FROM  
26 PEDIATRIC CARE TO ADULT CARE;

27 (f) ESTABLISH A COLORADO RARE DISEASE COUNCIL WEB PAGE OR

1 WEBSITE, HOUSED ON ITS OWN WEBSITE OR AS PART OF A HOST WEBSITE,  
2 AND PUBLISH A LIST OF EXISTING, PUBLICLY ACCESSIBLE RESOURCES ON  
3 RESEARCH, DIAGNOSIS, TREATMENT, AND EDUCATIONAL MATERIALS FOR  
4 HEALTH-CARE PROVIDERS AND PATIENTS RELATING TO RARE DISEASES;  
5 AND

6 (g) REPORT ANNUALLY TO THE GOVERNOR AND TO SPECIFIED  
7 COMMITTEES OF THE GENERAL ASSEMBLY PURSUANT TO SECTION  
8 25-1-1509.

9 (2) PRIOR TO PUBLISHING ANY FINAL RECOMMENDATIONS OF THE  
10 COUNCIL, THE COUNCIL SHALL PROVIDE AN OPPORTUNITY FOR PUBLIC  
11 COMMENT ON DRAFT RECOMMENDATIONS.

12 (3) IN ADDITION TO ANY OTHER POWERS NECESSARY TO CARRY  
13 OUT THE COUNCIL'S ACTIVITIES, THE COUNCIL HAS THE POWER TO:

14 (a) ADOPT RULES OF PROCEDURE FOR THE COUNCIL THAT IT DEEMS  
15 NECESSARY TO FACILITATE THE ORDERLY CONDUCT OF ITS BUSINESS;

16 (b) ESTABLISH TASK FORCES OR COMMITTEES OF ITS MEMBERS AND  
17 NONMEMBERS TO ASSIST IN THE PERFORMANCE OF THE COUNCIL'S DUTIES;

18 (c) ACCEPT WRITTEN OR ORAL INPUT FROM THE PUBLIC OR ANY  
19 RELEVANT SOURCE;

20 (d) PUBLICIZE ITS FINDINGS AND RECOMMENDATIONS CONCERNING  
21 THE NEEDS OF INDIVIDUALS WITH RARE DISEASES LIVING IN COLORADO  
22 AND ADVOCATE ON BEHALF OF THE COUNCIL FOR ITS RECOMMENDED  
23 ACTIONS; AND

24 (e) SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS, AND DONATIONS  
25 FOR PURPOSES OF CARRYING OUT THE DUTIES OF THE COUNCIL.

26 **25-1-1506. Department - funding.** (1) THE DEPARTMENT MAY,  
27 AS NECESSARY:

- 1 (a) ACT AS FISCAL AGENT FOR THE COUNCIL;
- 2 (b) RECEIVE GIFTS, GRANTS, OR DONATIONS FROM THE COUNCIL OR
- 3 FACILITATOR FOR USE BY THE COUNCIL;
- 4 (c) HOST THE COUNCIL'S WEB PAGE OR WEBSITE; AND
- 5 (d) PROVIDE MEETING SPACE AND OTHER ADMINISTRATIVE
- 6 SUPPORTS TO THE COUNCIL.

7 **25-1-1507. Council facilitator - duties.** (1) UNLESS THE COUNCIL  
8 DETERMINES THAT AN ADMINISTRATOR IS NOT NEEDED, THE COUNCIL  
9 SHALL CONTRACT FOR THE SERVICES OF A FACILITATOR TO PROVIDE  
10 ASSISTANCE TO THE COUNCIL, AS DETERMINED BY THE COUNCIL, WHICH  
11 ASSISTANCE MAY INCLUDE:

- 12 (a) SCHEDULING AND CONDUCTING MEETINGS, PREPARING
- 13 MEETING MINUTES, AND MANAGING THE COUNCIL'S ONLINE CONTENT;
- 14 (b) ORGANIZING THE WORK OF THE COUNCIL;
- 15 (c) CONDUCTING RESEARCH AND PROVIDING INFORMATION TO THE
- 16 COUNCIL CONCERNING ISSUES ADDRESSED BY THE COUNCIL;
- 17 (d) CONDUCTING PUBLIC OUTREACH AND SOLICITING PUBLIC
- 18 FEEDBACK, AS WELL AS PUBLICIZING THE FINDINGS AND
- 19 RECOMMENDATIONS OF THE COUNCIL;
- 20 (e) INVITING AND COORDINATING INTERESTED PERSONS AND
- 21 EXPERTS TO PROVIDE INFORMATION TO THE COUNCIL;
- 22 (f) SOLICITING GIFTS, GRANTS, AND DONATIONS, INCLUDING
- 23 IN-KIND DONATIONS, FOR THE COUNCIL;
- 24 (g) SECURING AND MANAGING THE COUNCIL'S MONEY AND
- 25 FACILITATING COUNCIL EXPENDITURES; AND
- 26 (h) ANY OTHER DUTIES IN SUPPORT OF THE COUNCIL'S ACTIVITIES.
- 27 (2) THE FACILITATOR MUST BE A NONPROFIT ENTITY IN COLORADO

1 WITH EXPERIENCE ORGANIZING AND ADVOCATING FOR THE NEEDS OF  
2 PERSONS WITH RESPECT TO ALL RARE DISEASES.

3 **25-1-1508. Council meetings - requirements - transparency -**  
4 **information.** (1) AT ITS FIRST MEETING, THE COUNCIL SHALL SELECT A  
5 CHAIR AND VICE-CHAIR FROM AMONG ITS MEMBERSHIP BY MAJORITY  
6 VOTE. UNLESS OTHERWISE DETERMINED BY THE COUNCIL, THE CHAIR AND  
7 VICE-CHAIR SERVE TWO-YEAR TERMS. THE CHAIR AND VICE-CHAIR MAY BE  
8 REAPPOINTED WITHOUT LIMIT.

9 (2) (a) THE COUNCIL SHALL HOLD ITS FIRST MEETING WITHIN  
10 FORTY-FIVE DAYS AFTER THE FINAL COUNCIL MEMBER IS APPOINTED  
11 PURSUANT TO SECTION 25-1-1504.

12 (b) DURING THE FIRST TWELVE MONTHS AFTER THE COUNCIL IS  
13 ESTABLISHED, THE COUNCIL SHALL MEET AT LEAST ONCE PER MONTH.  
14 THEREAFTER, THE COUNCIL SHALL MEET AT LEAST ONCE PER QUARTER.  
15 COUNCIL MEETINGS MAY BE CONDUCTED IN PERSON OR VIA AN ONLINE  
16 PLATFORM.

17 (3) IN CONDUCTING MEETINGS, THE COUNCIL SHALL:

18 (a) SCHEDULE MEETINGS IN ADVANCE WITH MEANINGFUL NOTICE  
19 TO AFFECTED PERSONS, STAKEHOLDERS, AND THE PUBLIC; AND

20 (b) PROVIDE OPPORTUNITIES FOR INTERESTED PERSONS TO HEAR  
21 UPDATES AND PROVIDE INPUT ON THE COUNCIL'S WORK, INCLUDING  
22 THROUGH ONLINE TESTIMONY, IF FEASIBLE.

23 (4) (a) EXCEPT AS PROVIDED IN SUBSECTION (4)(b) OF THIS  
24 SECTION, THE COUNCIL IS SUBJECT TO THE OPEN MEETINGS LAW, PART 4 OF  
25 ARTICLE 6 OF TITLE 24, AND THE "COLORADO OPEN RECORDS ACT", PART  
26 2 OF ARTICLE 72 OF TITLE 24.

27 (b) MEMBERS OF THE COUNCIL MAY CONVENE IN GROUPS OF NO

1 MORE THAN FIVE MEMBERS FOR THE FOLLOWING PURPOSES WITHOUT  
2 COMPLYING WITH THE OPEN MEETINGS LAW AS LONG AS NO FORMAL  
3 ACTION IS TAKEN AT THE MEETING:

4 (I) TO GATHER AND UNDERSTAND RESEARCH AND DATA; OR

5 (II) TO ORGANIZE AND PLAN FOR THE BUSINESS OF THE COUNCIL.

6 (5) THE COUNCIL SHALL CREATE AND MAINTAIN, OR PROVIDE  
7 CONTENT FOR, A PUBLIC WEBSITE WHERE MEETING NOTICES AND MINUTES  
8 ARE POSTED AND PUBLIC COMMENTS MAY BE OFFERED.

9 **25-1-1509. Reporting - recommendations.** (1) WITHIN TWELVE  
10 MONTHS AFTER THE ESTABLISHMENT OF THE COUNCIL, THE COUNCIL  
11 SHALL SUBMIT A REPORT TO THE GOVERNOR, THE PUBLIC AND BEHAVIORAL  
12 HEALTH AND HUMAN SERVICES COMMITTEE AND THE HEALTH AND  
13 INSURANCE COMMITTEES OF THE HOUSE OF REPRESENTATIVES, AND THE  
14 HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE, OR THEIR  
15 SUCCESSOR COMMITTEES, CONCERNING:

16 (a) THE COUNCIL'S ACTIVITIES, INCLUDING PROGRESS ON THE  
17 ACTIVITIES DESCRIBED IN SECTION 25-1-1505;

18 (b) THE STATUS OF COUNCIL FUNDING, INCLUDING:

19 (I) THE BALANCE OF ANY APPROPRIATIONS MADE TO THE COUNCIL  
20 AND ANY GIFTS, GRANTS, OR DONATIONS THAT WERE SOUGHT, ACCEPTED,  
21 OR RECEIVED, INCLUDING IN-KIND DONATIONS; AND

22 (II) THE USE OF MONEY APPROPRIATED TO OR RECEIVED BY THE  
23 COUNCIL; AND

24 (c) RECOMMENDATIONS TO THE GOVERNOR AND THE GENERAL  
25 ASSEMBLY TO ADDRESS THE NEEDS OF PEOPLE LIVING WITH RARE DISEASES  
26 IN COLORADO.

27 (2) AFTER THE INITIAL REPORT, THE COUNCIL SHALL REPORT

1 ANNUALLY TO THE GOVERNOR AND TO COMMITTEES OF THE GENERAL  
2 ASSEMBLY, AS SPECIFIED IN SUBSECTION (1) OF THIS SECTION.

3 (3) THE COUNCIL SHALL MAKE ANNUAL REPORTS PUBLIC AND  
4 AVAILABLE ON THE COUNCIL'S WEBSITE DESCRIBED IN SECTION 25-1-1505.

5 **25-1-1510. Funding - gifts, grants, or donations.** (1) THE  
6 GENERAL ASSEMBLY MAY APPROPRIATE MONEY FROM THE GENERAL FUND  
7 TO THE DEPARTMENT FOR ALLOCATION TO THE COUNCIL TO CARRY OUT  
8 COUNCIL ACTIVITIES AND TO CONTRACT FOR THE SERVICES OF A COUNCIL  
9 FACILITATOR.

10 (2) MEMBERS OF THE COUNCIL AND ANY COUNCIL FACILITATOR  
11 MAY SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM  
12 PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS PART 15.

13 (3) THE COUNCIL SHALL DEPOSIT ANY MONEY COLLECTED  
14 THROUGH GIFTS, GRANTS, OR DONATIONS IN AN INSURED ACCOUNT AT A  
15 COLORADO FINANCIAL INSTITUTION AND OTHERWISE EXERCISE FIDUCIARY  
16 RESPONSIBILITIES OVER COUNCIL MONEY.

17 **25-1-1511. Repeal of part - sunset review.** THIS PART 15 IS  
18 REPEALED, EFFECTIVE SEPTEMBER 1, 2032. BEFORE THE REPEAL, THIS  
19 PART 15 IS SCHEDULED FOR REVIEW IN ACCORDANCE WITH SECTION  
20 2-3-1203.

21 **SECTION 2.** In Colorado Revised Statutes, 2-3-1203, **add** (23)  
22 as follows:

23 **2-3-1203. Sunset review of advisory committees - legislative**  
24 **declaration - definition - repeal.** (23) (a) THE FOLLOWING STATUTORY  
25 AUTHORIZATIONS FOR THE DESIGNATED ADVISORY COMMITTEES WILL  
26 REPEAL ON SEPTEMBER 1, 2032:

27 (I) THE COLORADO RARE DISEASE ADVISORY COUNCIL CREATED IN

1 SECTION 25-1-1503.

2 (b) THIS SUBSECTION (23) IS REPEALED, EFFECTIVE SEPTEMBER 1,  
3 2034.

4 **SECTION 3. Act subject to petition - effective date.** This act  
5 takes effect at 12:01 a.m. on the day following the expiration of the  
6 ninety-day period after final adjournment of the general assembly; except  
7 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
8 of the state constitution against this act or an item, section, or part of this  
9 act within such period, then the act, item, section, or part will not take  
10 effect unless approved by the people at the general election to be held in  
11 November 2022 and, in such case, will take effect on the date of the  
12 official declaration of the vote thereon by the governor.