

## CHAPTER 215

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**HUMAN SERVICES - SOCIAL SERVICES**

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**HOUSE BILL 02-1180**

BY REPRESENTATIVE(S) Larson, Alexander, Boyd, Coleman, Groff, Madden, Paschall, Stengel, Borodkin, Chavez, Hefley, Hodge, Jahn, Kester, Lawrence, Rippey, Romanoff, Schultheis, Snook, Tochtrop, and Williams S.;  
also SENATOR(S) Hernandez, Gordon, Taylor, and Phillips.

**AN ACT**

**CONCERNING THE TRANSFER OF MONEYS FROM THE COLORADO DISABLED TELEPHONE USERS FUND TO THE COLORADO COMMISSION FOR THE DEAF AND HARD OF HEARING CASH FUND FOR THE PURPOSE OF IMPLEMENTING A PROGRAM FOR THE DEAF AND HARD OF HEARING, AND MAKING AN APPROPRIATION THEREFOR.**

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

**SECTION 1.** 26-21-106, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

**26-21-106. Powers, functions, and duties of the commission - equipment distribution program.** (3) THE COMMISSION SHALL ESTABLISH A TELECOMMUNICATIONS EQUIPMENT DISTRIBUTION PROGRAM THAT IS CONSISTENT WITH THE FINDINGS OF SUBSECTION (1) OF THIS SECTION TO OBTAIN AND DISTRIBUTE INTERACTIVE TELEPHONE EQUIPMENT NEEDED BY DEAF AND HARD OF HEARING PERSONS AND TO PROVIDE SERVICES TO THE DEAF AND HARD OF HEARING COMMUNITY.

**SECTION 2.** 26-21-107 (1), Colorado Revised Statutes, is amended to read:

**26-21-107. Colorado commission for the deaf and hard of hearing cash fund - creation - gifts, grants, and donations - reimbursement.** (1) All moneys appropriated to administer this article shall be deposited in the Colorado commission for the deaf and hard of hearing cash fund, which fund is hereby created in the state treasury, and all moneys credited to the fund shall be used exclusively for the administration and discharge of this article. ALL MONEYS CREDITED TO THE FUND AND ANY interest earned on the fund shall remain in the fund AND SHALL NOT REVERT TO THE GENERAL FUND OR ANY OTHER FUND AT THE END OF ANY FISCAL YEAR.

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

**SECTION 3.** 40-17-104 (4), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

**40-17-104. Colorado disabled telephone users fund - creation - purpose - repeal.** (4) (c) (I) NOTWITHSTANDING ANY PROVISION OF SUBSECTION (1) OF THIS SECTION TO THE CONTRARY, ON JULY 1, 2002, THE STATE TREASURER SHALL TRANSFER SIX HUNDRED FIFTY THOUSAND DOLLARS FROM THE COLORADO DISABLED TELEPHONE USERS FUND TO THE COLORADO COMMISSION FOR THE DEAF AND HARD OF HEARING CASH FUND, CREATED IN SECTION 26-21-107, C.R.S.

(II) THIS PARAGRAPH (c) IS REPEALED, EFFECTIVE JULY 1, 2003.

**SECTION 4. Appropriation.** In addition to any other appropriation, there is hereby appropriated, out of any moneys in the Colorado commission for the deaf and hard of hearing cash fund created in section 26-21-107, Colorado Revised Statutes, not otherwise appropriated, to the department of human services for allocation to the Colorado commission for the deaf and hard of hearing, for the fiscal year beginning July 1, 2002, the sum of two hundred forty-four thousand four hundred seventeen dollars (\$244,417) cash funds exempt, or so much thereof as may be necessary, for the implementation of this act.

**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: May 30, 2002