

CHAPTER 63

TAXATION

HOUSE BILL 12-1104

BY REPRESENTATIVE(S) Swerdfeger, Acree, Conti, Hullinghorst, Kagan, Kefalas, Pabon, Swalm, Barker, Brown, Fischer, Jones, Kerr A., Kerr J., Labuda, Massey, Pace, Solano, Todd, Vigil, Williams A., Wilson, Young;
also SENATOR(S) Giron, Aguilar, Bacon, Boyd, Carroll, Foster, Jahn, King S., Morse, Newell, Nicholson, Tochtrop, Williams S.

AN ACT

CONCERNING A CHANGE TO THE VOLUNTARY CONTRIBUTION DESIGNATION BENEFITING THE COLORADO BREAST AND WOMEN'S REPRODUCTIVE CANCERS FUND, AND, IN CONNECTION THEREWITH, CHANGING THE NAME OF THE FUND TO THE COLORADO CANCER FUND AND EXPANDING THE PURPOSE OF THE FUND TO INCLUDE FURTHERANCE OF THE COLORADO CANCER COALITION'S WORK ON BEHALF OF THE CANCER COMMUNITY.

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

SECTION 1. In Colorado Revised Statutes, **amend** part 33 of article 22 of title 39 as follows:

PART 33
COLORADO CANCER FUND
VOLUNTARY CONTRIBUTION

39-22-3301. Legislative declaration. (1) The general assembly hereby finds and declares that the eradication of ~~women's reproductive~~ ALL 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 ~~Cancer Task Force~~ **Breast Cancer Task Force** CANCER COALITION is a network of organizations and individuals that provide leadership and coordination of ~~breast cancer~~ **breast cancer** services FOR CANCER PATIENTS AND THEIR FAMILIES. The general assembly further finds and declares that the ~~task force~~ **task force** COALITION serves as a catalyst for ~~breast~~ **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~~ COALITION partners with many ~~other~~ organizations including the Colorado Ovarian Cancer Project and the Colorado Ovarian Cancer Alliance THAT STRIVE TO ENSURE THAT ADEQUATE PREVENTION, EARLY DETECTION, TREATMENT, AND SURVIVORSHIP CARE ARE AVAILABLE AND ACCESSIBLE TO ALL COLORADANS.

(3) The general assembly further finds and declares that ~~women's cancers affect~~ CANCER AFFECTS not only ~~the women~~ THOSE 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~~ ALL 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~~ STRIVES to achieve ~~certain~~ THE goals and objectives ~~of~~ SET FORTH IN 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~~ CANCER PATIENTS, SURVIVORS, and ~~healthcare~~ HEALTH CARE providers.

(4) In order to assist the Colorado ~~Breast Cancer Task Force~~ CANCER COALITION 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~~ COALITION'S education, personal advocacy, treatment, and health promotion efforts. The general assembly further recognizes that a ~~review committee~~ THE COLORADO CANCER FUND ADVISORY BOARD, CONSISTING 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~~ COLORADO CANCER COALITION 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, 2010~~ JANUARY 1, 2012, but prior to ~~January 1, 2020~~ JANUARY 1, 2017, 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~~ CANCER fund created in section 39-22-3303.

39-22-3303. Contributions credited to the Colorado cancer fund - creation - 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~~ CANCER 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~~ CANCER 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~~ ITS WORK ON BEHALF OF THE CANCER COMMUNITY.

39-22-3304. Repeal of part. This part 33 is repealed, effective ~~January 1, 2021~~ JANUARY 1, 2018, unless the voluntary contribution to the Colorado ~~breast and women's reproductive cancers~~ CANCER fund established by section 39-22-3303 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 8, 2012, if adjournment sine die is on May 9, 2012); 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 2012 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: March 24, 2012