

# MEMORANDUM



TO Joint Budget Committee Members  
FROM JBC Staff  
DATE March 11, 2024  
SUBJECT Potential Legislation Packet 10

---

This packet includes bill drafts and related memos for the Committee’s consideration. Each individual item has page numbers but also a packet page number to help navigate the whole document. The page numbers below refer to the packet page number.

## POTENTIAL LEGISLATION

Authority for Educator Licensure Cash Fund (Bickel) .....	1
General Fund Transfer to Advanced Industries Programs (Thompson) .....	4
Increase MSA Allocation to Nurse Home Visitor Program (Magnus) .....	7

Second Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO

DRAFT  
3/7/24

DRAFT

LLS NO. 24-1082.02 Michael Dohr x4347

COMMITTEE BILL

Joint Budget Committee

---

**BILL TOPIC:** Approp Auth Educator Licensure Cash Fund

---

**A BILL FOR AN ACT**

101 **CONCERNING EXTENDING THE CONTINUOUS APPROPRIATION**  
102 **AUTHORITY FOR THE EDUCATOR LICENSURE CASH FUND.**

---

**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/>.)*

**Joint Budget Committee.** Under current law, the money in the educator licensure cash fund (cash fund) is continuously appropriated through fiscal year 2023-24. The bill extends the continuous appropriation authority to fiscal year 2029-30. On or before November 1, 2029, the department of education shall report to the education committees of the house of representatives and the senate and the joint

*Capital letters or bold & italic numbers indicate new material to be added to existing law.  
Dashes through the words indicate deletions from existing law.*

budget committee concerning the revenue credited to, and expenditures from, the cash fund and shall make a recommendation whether the continuous appropriation authority should be maintained.

---

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

**SECTION 1.** In Colorado Revised Statutes, 22-60.5-112, **amend** (1)(b) as follows:

**22-60.5-112. Fees - fund - report - repeal.**

(1) (b) (I) Notwithstanding ~~any provision of~~ subsection (1)(a) of this section to the contrary, for the 2011-12 fiscal year through the ~~2023-24~~ ~~fiscal year~~ 2029-30 FISCAL YEAR, the money in the cash fund is continuously appropriated to the department to offset the direct and indirect costs incurred by the state board of education and the department in administering this article 60.5. In each of the fiscal years, the general appropriation bill must, for informational purposes, reflect the estimated amount of expenditures, including any funding for personnel, from the cash fund.

(II) ~~Notwithstanding section 24-1-136 (11), during each of the regular legislative sessions from 2012 through 2023-24~~ ON OR BEFORE NOVEMBER 1, 2029, the department shall report to the education committees of the house of representatives and the senate, or any successor committees, and the joint budget committee of the general assembly concerning THE REVENUE CREDITED TO, AND expenditures from, the cash fund ~~and the department's progress in meeting the goal of reducing to six weeks or less the processing time for issuing or renewing an educator license~~ AND SHALL MAKE A RECOMMENDATION WHETHER THE CONTINUOUS APPROPRIATION AUTHORITY SHOULD BE MAINTAINED.

(III) ~~For the 2011-12 fiscal year through the 2017-18 fiscal year,~~

1    ~~any persons hired to assist the department in reducing the processing time~~  
2    ~~for issuing or renewing an educator license shall be independent~~  
3    ~~contractors with the department, and the contracts for services shall not~~  
4    ~~extend beyond June 30, 2018.~~

5            (IV) This subsection (1)(b) is repealed, effective ~~July 1, 2024~~  
6    JULY 1, 2031.

7            **SECTION 2. Safety clause.** The general assembly finds,  
8    determines, and declares that this act is necessary for the immediate  
9    preservation of the public peace, health, or safety or for appropriations for  
10   the support and maintenance of the departments of the state and state  
11   institutions.

Second Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO

DRAFT  
3/7/24

DRAFT

LLS NO. 24-1089.01 Alison Killen x4350

COMMITTEE BILL

Joint Budget Committee

**BILL TOPIC:** Gen Fund Transfer Advanced Indus Programs

**A BILL FOR AN ACT**

101     **CONCERNING THE TRANSFER OF MONEY FROM THE GENERAL FUND TO**  
102             **THE ADVANCED INDUSTRIES ACCELERATION CASH FUND, AND, IN**  
103             **CONNECTION THEREWITH, EXTENDING THE "COLORADO**  
104             **BIOSCIENCE AND CLEAN TECHNOLOGY INNOVATION**  
105             **REINVESTMENT ACT" FOR AN ADDITIONAL EIGHT YEARS.**

**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/>.)*

**Joint Budget Committee.** The advanced industries acceleration cash fund (AI cash fund) consists, in part, of money transferred annually

*Capital letters or bold & italic numbers indicate new material to be added to existing law.  
Dashes through the words indicate deletions from existing law.*

to the fund from the general fund pursuant to the "Colorado Bioscience and Clean Technology Innovation Reinvestment Act" (act). The amount of money transferred pursuant to the act is based on the amount of income tax withholding for certain bioscience and clean technology occupation classifications. Currently, the last transfer to the AI cash fund is scheduled for March 1, 2025, and the act is scheduled to repeal, effective July 1, 2026. The bill extends both the transfers to the AI cash fund and the act for an additional 8 years so that the last transfer is scheduled for March 1, 2033, and the act is scheduled to repeal, effective July 1, 2034.

---

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

**SECTION 1.** In Colorado Revised Statutes, 39-22-604.3, **amend** (4), (5), and (6) as follows:

**39-22-604.3. Innovation reinvestment - withholding - transfers - bioscience - clean technology - short title - legislative declaration - definitions - repeal.** (4) Notwithstanding any provision of law to the contrary, beginning March 1, 2014, and March 1 of the next ~~eleven~~ NINETEEN years thereafter, the state treasurer shall credit an amount equal to one-half of the bioscience and clean technology income tax withholding growth from the money remitted by employers to the department of revenue pursuant to section 39-22-604 to the advanced industries acceleration cash fund created in section 24-48.5-117 (7).

(5) No later than February 1, 2014, and February 1 of the next ~~eleven~~ NINETEEN years thereafter, the executive director shall notify the state treasurer of the withholding base and the prior year's withholding total that apply to the money required to be credited beginning on March 1 of that year.

(6) This section is repealed, effective ~~July 1, 2026~~ JULY 1, 2034.

**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

1 ninety-day period after final adjournment of the general assembly; except  
2 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
3 of the state constitution against this act or an item, section, or part of this  
4 act within such period, then the act, item, section, or part will not take  
5 effect unless approved by the people at the general election to be held in  
6 November 2024 and, in such case, will take effect on the date of the  
7 official declaration of the vote thereon by the governor.

Second Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO

DRAFT  
3/7/24

DRAFT

LLS NO. 24-1072.01 Megan McCall x4215

COMMITTEE BILL

Joint Budget Committee

**BILL TOPIC:** Transfers to the Nurse Home Visitor Program Fund

**A BILL FOR AN ACT**

101      **CONCERNING AN INCREASE IN THE PERCENTAGE OF MONEY**  
102              **TRANSFERRED TO THE NURSE HOME VISITOR PROGRAM FUND**  
103              **FROM THE TOBACCO LITIGATION SETTLEMENT CASH FUND.**

**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/>.)*

**Joint Budget Committee.** Under current law, 26.7% of the master settlement money (money) received by the state that is credited to the tobacco litigation settlement cash fund is transferred to the nurse home visitor program fund (fund). The bill increases the percentage of money transferred to the fund from 26.7% to 28.7%. The 2% increase is

*Capital letters or bold & italic numbers indicate new material to be added to existing law.  
Dashes through the words indicate deletions from existing law.*



attributable to the percentage of money from the tobacco litigation settlement cash fund that was previously transferred to the Colorado autism treatment fund. The Colorado autism treatment fund was repealed by Senate Bill 23-289, which moved several services that had been provided under the home- and community-based services waiver program to a new community first choice option under the state medicaid program that is funded through the general fund. House Bill 24-1208 ended the 2% transfer to the Colorado autism treatment fund with the 2022-23 state fiscal year.

---

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

**SECTION 1.** In Colorado Revised Statutes, 24-75-1104.5, **amend** (1.7)(a) as follows:

**24-75-1104.5. Use of settlement money - programs - repeal.**

(1.7) Except as otherwise provided in subsections (1.3), (1.8), and (5) of this section, and except that disputed payments received by the state in the 2015-16 fiscal year or in any year thereafter are excluded from the calculation of allocations pursuant to this subsection (1.7), for the 2016-17 fiscal year and for each fiscal year thereafter, the following programs, services, and funds receive the following specified percentages of the total amount of settlement money received by the state in the preceding fiscal year:

(a) The Colorado nurse home visitor program created in part 5 of article 3 of title 26.5 receives ~~twenty-six~~ TWENTY-EIGHT and seven-tenths percent of the settlement money;

**SECTION 2.** In Colorado Revised Statutes, 26.5-3-507, **amend** (2)(e) as follows:

**26.5-3-507. Selection of entities to administer the program - grants - nurse home visitor program fund - created.** (2) (e) Pursuant to section 24-75-1104.5 (1.7)(a), and except as otherwise provided in

1 section 24-75-1104.5 (5), for the 2016-17 fiscal year and for each fiscal  
2 year thereafter so long as the state receives money pursuant to the master  
3 settlement agreement, the state treasurer shall transfer to the fund  
4 ~~twenty-six~~ TWENTY-EIGHT and seven-tenths of the master settlement  
5 agreement money received by the state, other than attorney fees and costs,  
6 during the preceding fiscal year. The transfer must be from money  
7 credited to the tobacco litigation settlement cash fund created in section  
8 24-22-115.

9 **SECTION 3. Safety clause.** The general assembly finds,  
10 determines, and declares that this act is necessary for the immediate  
11 preservation of the public peace, health, or safety or for appropriations for  
12 the support and maintenance of the departments of the state and state  
13 institutions.