

SB008_L.001

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.SB19-008 be amended as follows:

1 Amend printed bill, page 9, after line 21 insert:

2 "SECTION 6. In Colorado Revised Statutes, add part 9 to article
3 20.5 of title 25 as follows:

4 PART 9

5 HARM REDUCTION GRANT PROGRAM

6 **25-20.5-901. Harm reduction grant program - creation -**
7 **application - permissible uses - department duties.** (1) SUBJECT TO
8 AVAILABLE APPROPRIATIONS, THE DEPARTMENT SHALL DEVELOP AND
9 IMPLEMENT A HARM REDUCTION GRANT PROGRAM, REFERRED TO IN THIS
10 SECTION AS THE "GRANT PROGRAM", TO REDUCE HEALTH RISKS
11 ASSOCIATED WITH DRUG USE AND IMPROVE COORDINATION BETWEEN LAW
12 ENFORCEMENT AGENCIES, PUBLIC HEALTH AGENCIES, AND
13 COMMUNITY-BASED ORGANIZATIONS. THE DEPARTMENT MAY CONTRACT
14 WITH AN INDEPENDENT ENTITY FOR THE ADMINISTRATION OF THE GRANT
15 PROGRAM.

16 (2) TO BE ELIGIBLE TO RECEIVE GRANT FUNDING PURSUANT TO
17 THIS PART 9, AN ENTITY MUST BE A NONPROFIT ORGANIZATION IN GOOD
18 STANDING AND REGISTERED WITH THE FEDERAL INTERNAL REVENUE
19 SERVICE AND THE COLORADO SECRETARY OF STATE'S OFFICE, A LOCAL
20 PUBLIC HEALTH AGENCY ESTABLISHED PURSUANT TO SECTION 25-1-506,
21 OR A LAW ENFORCEMENT AGENCY. GRANTEEES MUST BE WILLING TO
22 PROVIDE SERVICES TO INDIVIDUALS WHO MAY NOT BE READY TO SEEK
23 ADDICTION TREATMENT SERVICES OR WHO ARE IN RECOVERY.

24 (3) ON OR BEFORE NOVEMBER 1, 2019, THE DEPARTMENT SHALL
25 DEVELOP:

26 (a) ELIGIBILITY CRITERIA FOR NONPROFIT ORGANIZATIONS, LOCAL
27 PUBLIC HEALTH AGENCIES, AND LAW ENFORCEMENT AGENCIES;

28 (b) THE GRANT APPLICATION PROCESS AND SCHEDULE;

29 (c) A PROCESS FOR DETERMINING THE AMOUNT OF EACH GRANT
30 THAT IS AWARDED; AND

31 (d) THE PERFORMANCE METRICS AND DATA COLLECTION REQUIRED
32 OF GRANTEEES.

33 (4) (a) PERMISSIBLE USES OF FUNDING PROVIDED PURSUANT TO
34 THIS GRANT PROGRAM INCLUDE, BUT ARE NOT LIMITED TO:

35 (I) TRAININGS RELEVANT TO THE FIELD OF HARM REDUCTION,
36 WHICH MAY INCLUDE HOW TO ADMINISTER NALOXONE;

37 (II) PURCHASING AND PROVIDING STERILE EQUIPMENT AND
38 SYRINGE DISPOSAL EQUIPMENT;

39 (III) PROVIDING DIRECT SERVICES TO PERSONS WHO HAVE COME
40 INTO CONTACT WITH OR WHO ARE AT RISK OF COMING INTO CONTACT WITH
41 THE CRIMINAL JUSTICE SYSTEM, WHICH MAY INCLUDE ACCESSING

1 TREATMENT AND HEALTH CARE SERVICES, OVERDOSE PREVENTION
2 ACTIVITIES, AND RECOVERY SUPPORT SERVICES;

3 (IV) OUTREACH AND ENGAGEMENT TO PEOPLE WHO COME INTO
4 CONTACT WITH OR WHO ARE AT-RISK OF COMING INTO CONTACT WITH THE
5 CRIMINAL JUSTICE SYSTEM AND WHO ARE IN NEED OF MENTAL HEALTH OR
6 SUBSTANCE USE DISORDER SERVICES;

7 (V) FACILITATING COMMUNICATION, TRAINING, AND TECHNICAL
8 ASSISTANCE AMONG LAW ENFORCEMENT AGENCIES, PUBLIC HEALTH
9 AGENCIES, AND COMMUNITY-BASED HARM REDUCTION AGENCIES;

10 (VI) COORDINATING LOCAL EFFORTS REGARDING CO-RESPONDER
11 AND DIVERSION PROGRAMS; AND

12 (VII) AURICULAR ACUDETOK TRAINING AND SERVICES.

13 (b) IN ORDER TO ENSURE GRANTEES ARE COORDINATING EFFORTS
14 ACROSS PUBLIC HEALTH AND CRIMINAL JUSTICE SYSTEMS AT THE LOCAL
15 LEVEL, FUNDING MAY BE USED TO SUPPORT A HARM REDUCTION AND LAW
16 ENFORCEMENT LIAISON WHO HAS EXPERIENCE WORKING WITH
17 COMMUNITY-BASED ORGANIZATIONS, LOCAL PUBLIC HEALTH AGENCIES,
18 AND LAW ENFORCEMENT AGENCIES.

19 (5) THE DEPARTMENT SHALL NOT AWARD ANY GRANT MONEY IN
20 EXCESS OF THE AMOUNT IN THE HARM REDUCTION GRANT PROGRAM CASH
21 FUND CREATED PURSUANT TO SECTION 25-20.5-902.

22 **25-20.5-902. Harm reduction grant program cash fund -**
23 **creation.** (1) THE HARM REDUCTION GRANT PROGRAM CASH FUND,
24 REFERRED TO IN THIS SECTION AS THE "FUND", IS CREATED IN THE STATE
25 TREASURY. THE FUND CONSISTS OF MONEY THAT THE GENERAL ASSEMBLY
26 MAY APPROPRIATE OR TRANSFER TO THE FUND.

27 (2) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND
28 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE
29 FUND TO THE FUND.

30 (3) SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL
31 ASSEMBLY, THE DEPARTMENT MAY EXPEND MONEY FROM THE FUND FOR
32 THE PURPOSES OF THIS PART 9.

33 (4) THE STATE TREASURER SHALL TRANSFER ALL UNEXPENDED
34 AND UNENCUMBERED MONEY IN THE FUND ON SEPTEMBER 1, 2024, TO THE
35 GENERAL FUND.

36 **25-20.5-903. Rules.** THE DEPARTMENT MAY PROMULGATE RULES
37 AS NECESSARY FOR THE IMPLEMENTATION OF THIS PART 9.

38 **25-20.5-904. Repeal of part - sunset review.** THIS PART 9 IS
39 REPEALED, EFFECTIVE SEPTEMBER 1, 2024. BEFORE ITS REPEAL, THE
40 DEPARTMENT OF REGULATORY AGENCIES SHALL REVIEW THE GRANT
41 PROGRAM IN ACCORDANCE WITH SECTION 24-34-104.

42 **SECTION 7.** In Colorado Revised Statutes, 24-34-104, add
43 (25)(a)(XX) as follows:

1 **24-34-104. General assembly review of regulatory agencies**
2 **and functions for repeal, continuation, or reestablishment - legislative**
3 **declaration - repeal.** (25) (a) The following agencies, functions, or both,
4 are scheduled for repeal on September 1, 2024:

5 (XX) THE HARM REDUCTION GRANT PROGRAM CREATED IN
6 SECTION 25-20.5-901."

7 Renumber succeeding sections accordingly.

8 Page 10, strike lines 13 through 17.

9 Renumber succeeding subsection accordingly.

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