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SENATE BILL 18-191

BY SENATOR(S) Gardner, Kerr, Martinez Humenik, Neville T., Tate, Grantham;
also REPRESENTATIVE(S) Carver and Hooton, Kennedy, Melton, Rosenthal.

CONCERNING THE LOCAL GOVERNMENT LIMITED GAMING IMPACT FUND,
AND, IN CONNECTION THEREWITH MAKING AN APPROPRIATION.

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

SECTION 1. In Colorado Revised Statutes, 12-47.1-701, **amend** (2)(a) introductory portion and (2)(a)(III) as follows:

12-47.1-701. Limited gaming fund - created. (2) (a) Except as provided in ~~paragraph (b) of this subsection (2)~~ **SUBSECTION (2)(b) OF THIS SECTION**, at the end of the 2012-13 state fiscal year and at the end of each state fiscal year thereafter, the state treasurer shall transfer the state share as follows:

(III) (A) **AT THE END OF THE 2017-18 STATE FISCAL YEAR, AND EACH STATE FISCAL YEAR THEREAFTER, five million dollars AS ANNUALLY INCREASED BY AN AMOUNT EQUAL TO THE PERCENTAGE INCREASE IN THE STATE SHARE AS DESCRIBED IN SUBSECTION (1)(d)(I) OF THIS SECTION FROM**

Capital letters or bold & italic numbers indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

THE PREVIOUS FISCAL YEAR to the local government limited gaming impact fund created in section 12-47.1-1601, PLUS AN AMOUNT EQUAL TO THE PROJECTED DIRECT AND INDIRECT COSTS TO ADMINISTER THE LOCAL GOVERNMENT LIMITED GAMING IMPACT GRANT PROGRAM SET FORTH IN SECTION 12-47.1-1601 (4)(a)(I) FOR THE UPCOMING FISCAL YEAR; EXCEPT THAT SUCH TRANSFER SHALL BE MADE AT THE BEGINNING OF THE STATE FISCAL YEAR, AND ANY UNSPENT MONEY FROM SUCH TRANSFER REVERTS TO THE LOCAL GOVERNMENT LIMITED GAMING IMPACT FUND.

(B) IF THE STATE SHARE DOES NOT INCREASE FROM THE PREVIOUS FISCAL YEAR, THEN THE STATE TREASURER SHALL TRANSFER AN AMOUNT EQUAL TO THE PREVIOUS FISCAL YEAR'S TRANSFER.

SECTION 2. In Colorado Revised Statutes, 12-47.1-1601, **amend** (1)(a) as follows:

12-47.1-1601. Local government limited gaming impact fund - rules - definition - repeal. (1) (a) (I) There is hereby created in the office of the state treasurer the local government limited gaming impact fund, referred to in this part 16 as the "fund", and within the fund, there is created the limited gaming impact account and the gambling addiction account. Of the ~~moneys~~ MONEY transferred to the fund pursuant to section 12-47.1-701 (2)(a)(III), ninety-eight percent shall be allocated to the limited gaming impact account and two percent shall be allocated to the gambling addiction account. ~~Moneys~~ MONEY in the limited gaming impact account shall be used to provide financial assistance to ~~designated~~ ELIGIBLE local ~~governments~~ GOVERNMENT ENTITIES for documented gaming impacts, ~~and moneys~~ AND, EXCEPT AS PROVIDED IN SUBSECTION (1)(a)(II) OF THIS SECTION, MONEY in the gambling addiction account shall be used to award grants for the provision of gambling addiction counseling, including prevention and education, to Colorado residents. For the purposes of this part 16, "documented gaming impacts" means the documented expenses, costs, and other impacts, AND THE PROVISION OF GAMBLING ADDICTION COUNSELING, INCLUDING PREVENTION AND EDUCATION, TO COLORADO RESIDENTS, incurred directly as a result of limited gaming permitted in the counties of Gilpin and Teller and on Indian lands.

(II) FOR THE 2018-19 AND 2019-20 STATE FISCAL YEARS, ONE HUNDRED THOUSAND DOLLARS OF THE MONEY ALLOCATED TO THE GAMBLING ADDICTION ACCOUNT SHALL BE APPROPRIATED IN EACH FISCAL

YEAR AS FOLLOWS:

(A) FIFTY THOUSAND DOLLARS TO THE DEPARTMENT OF LOCAL AFFAIRS TO STUDY AND ESTABLISH IN POLICIES AND PROCEDURES WHAT CONSTITUTES THE "DOCUMENTED EXPENSES, COSTS, AND OTHER IMPACTS INCURRED DIRECTLY AS A RESULT OF LIMITED GAMING" DESCRIBED IN SUBSECTION (1)(a)(I) OF THIS SECTION; AND

(B) FIFTY THOUSAND DOLLARS TO THE DEPARTMENT OF HUMAN SERVICES TO DEVELOP A PLAN, BY NO LATER THAN MARCH 1, 2020, FOR A SUCCESSFUL GAMBLING ADDICTION PROGRAM IN COLORADO. THE DEVELOPMENT OF THIS PROGRAM MUST INVOLVE THE STUDY OF THE MAGNITUDE OF THE GAMBLING ADDICTION PROBLEM IN COLORADO, THE DOCUMENTATION OF THE EXISTING FINANCIAL RESOURCES AND INFRASTRUCTURE TO HELP ADDRESS GAMBLING ADDICTION IN THE STATE, THE STUDY OF BEST PRACTICES IN OTHER STATES FOR SUCCESSFUL GAMBLING ADDICTION PROGRAMS, AND THE DOCUMENTATION OF ANY GAPS IN EXISTING FINANCIAL RESOURCES AND INFRASTRUCTURE IN COLORADO, INCLUDING THE REVIEW OF THE NEED FOR INCREASED ADDICTION COUNSELORS.

SECTION 3. Appropriation - adjustments to 2018 long bill. (1)

To implement this act, the cash funds appropriation from the gambling addiction account within the local government limited gaming impact fund created in section 12-47.1-1601 (1)(a), C.R.S., made in the annual general appropriation act for the 2018-19 state fiscal year to the department of human services for use by the office of behavioral health for gambling addiction counseling services is decreased by \$100,000.

(2) For the 2018-19 state fiscal year, \$50,000 is appropriated to the department of local affairs. This appropriation is from the gambling addiction account within the local government limited gaming impact fund created in section 12-47.1-1601 (1)(a)(I), C.R.S. To implement this act, the department may use this appropriation as specified in section 12-47.1-1601 (1)(a)(II)(A), C.R.S.

(3) For the 2018-19 state fiscal year, \$50,000 is appropriated to the department of human services. This appropriation is from the gambling addiction account within the local government limited gaming impact fund created in section 12-47.1-1601 (1)(a), C.R.S. To implement this act, the

department may use this appropriation as specified in section 12-47.1-1601 (1)(a)(II)(B), C.R.S.

SECTION 4. 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.

Kevin J. Grantham
PRESIDENT OF
THE SENATE

Crisanta Duran
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Effie Ameen
SECRETARY OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO