

**First Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 19-1105.01 Christy Chase x2008

HOUSE BILL 19-1332

HOUSE SPONSORSHIP

Hansen, Esgar, Ransom, Arndt, Baisley, Bird, Buckner, Buentello, Caraveo, Carver, Coleman, Cutter, Duran, Exum, Galindo, Geitner, Gonzales-Gutierrez, Gray, Herod, Hooton, Kipp, Kraft-Tharp, Landgraf, Lontine, McCluskie, McKean, Melton, Michaelson Jenet, Pelton, Roberts, Sandridge, Snyder, Soper, Titone, Valdez A., Valdez D., Van Winkle, Wilson

SENATE SPONSORSHIP

Zenzinger, Moreno, Rankin, Smallwood, Todd

House Committees

Education
Appropriations

Senate Committees

Appropriations

SENATE
3rd Reading Unamended
May 3, 2019

A BILL FOR AN ACT

101 **CONCERNING THE USE OF MONEY IN THE COLORADO TELEPHONE**
102 **USERS WITH DISABILITIES FUND TO PROVIDE TALKING BOOK**
103 **LIBRARY SERVICES FOR CERTAIN PERSONS WITH DISABILITIES,**
104 **AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**

SENATE
2nd Reading Unamended
May 2, 2019

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/>.)

HOUSE
3rd Reading Unamended
April 29, 2019

Joint Budget Committee. Sections 1 and 2 of the bill authorize the use of money in the Colorado telephone users with disabilities fund (fund) to support talking book library services for persons who are blind

HOUSE
Amended 2nd Reading
April 27, 2019

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

and physically disabled. **Section 3** appropriates \$250,000 from the fund to the department of regulatory agencies and reappropriates that amount to the department of education for furnishing library services to persons with disabilities, including talking book library services.

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

2 **SECTION 1.** In Colorado Revised Statutes, 40-17-103, **amend**
3 (3)(a)(III)(D) and (3)(a)(III)(E); and **add** (3)(a)(III)(F) as follows:

4 **40-17-103. Commission - powers and duties - rules.** (3) The
5 commission shall, through the promulgation of rules, develop and
6 implement a mechanism to recover its costs and the cost to voice service
7 providers in implementing and administering telecommunications relay
8 services required by this article 17. The mechanism must, at a minimum,
9 provide for the following:

10 (a) (III) Without exceeding the maximum monthly surcharge set
11 forth in subsection (3)(a)(I) of this section, the monthly surcharge must
12 be an amount sufficient to:

13 (D) Pursuant to section 40-17-104, cover annual appropriations to
14 the reading services for the blind cash fund and the Colorado commission
15 for the deaf, hard of hearing, and deafblind cash fund; ~~and~~

16 (E) Reimburse the department of revenue for its administrative
17 costs in collecting prepaid wireless TRS charges on prepaid wireless
18 phones pursuant to section 29-11-102.7; ~~C.R.S.~~ AND

19 (F) PROVIDE SUPPORT FOR LIBRARY SERVICES AS AUTHORIZED BY
20 SECTION 24-90-105 (1)(e).

21 **SECTION 2.** In Colorado Revised Statutes, 40-17-104, **amend**
22 (1) as follows:

23 **40-17-104. Colorado telephone users with disabilities fund -**

1 **creation - purpose.** (1) (a) Except as otherwise authorized to be retained
2 by section 40-17-103 (3)(e), all money collected by the voice service
3 providers in accordance with section 40-17-103 shall be transmitted to the
4 state treasurer, who shall credit the money to the Colorado telephone
5 users with disabilities fund, which fund is hereby created and is referred
6 to in this article 17 as the "fund".

7 (b) The general assembly:

8 (I) Shall make annual appropriations out of the fund:

9 (A) For the administration of the fund; and ~~shall make annual~~
10 ~~appropriations~~

11 (B) To the reading services for the blind cash fund, created in
12 section 24-90-105.5 (5), for use by the state librarian in support of
13 privately operated reading services for people who are blind; AND

14 (II) MAY MAKE ANNUAL APPROPRIATIONS OUT OF THE FUND TO
15 PROVIDE SUPPORT FOR LIBRARY SERVICES AS AUTHORIZED BY SECTION
16 24-90-105 (1)(e).

17 (c) The money in the fund not used for administration of the fund,
18 ~~not used for the reading services for the blind cash fund, and not used for~~
19 the Colorado commission for the deaf, hard of hearing, and deafblind
20 cash fund created in section 26-21-107, AND LIBRARY SERVICES AS
21 AUTHORIZED BY SECTION 24-90-105 (1)(e) is hereby continuously
22 appropriated to the public utilities commission for the reimbursement of
23 providers who render telecommunications services authorized by this
24 article 17.

25 **SECTION 3. Appropriation.** (1) For the 2019-20 state fiscal
26 year, \$250,000 is appropriated to the department of regulatory agencies
27 for use by the public utilities commission. This appropriation is from the

1 Colorado telephone users with disabilities fund created in section
2 40-17-104 (1)(a), C.R.S. To implement this act, the commission may use
3 this appropriation for the Colorado talking book library.

4 (2) For the 2019-20 state fiscal year, \$250,000 is appropriated to
5 the department of education. This appropriation is from reappropriated
6 funds received from the department of regulatory agencies under
7 subsection (1) of this section. To implement this act, the department may
8 use this appropriation for the Colorado talking book library.

9 **SECTION 4. Act subject to petition - effective date.** This act
10 takes effect at 12:01 a.m. on the day following the expiration of the
11 ninety-day period after final adjournment of the general assembly (August
12 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a
13 referendum petition is filed pursuant to section 1 (3) of article V of the
14 state constitution against this act or an item, section, or part of this act
15 within such period, then the act, item, section, or part will not take effect
16 unless approved by the people at the general election to be held in
17 November 2020 and, in such case, will take effect on the date of the
18 official declaration of the vote thereon by the governor.