

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

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 20-0031.04 Jerry Barry x4341

HOUSE BILL 20-1324

HOUSE SPONSORSHIP

Carver and Duran,

SENATE SPONSORSHIP

Zenzinger and Lundeen,

House Committees

Finance
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING INCREASED SUPPORT FOR DOMESTIC ABUSE PROGRAMS**
102 **THROUGH VOLUNTARY CONTRIBUTIONS.**

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>.)

The bill extends indefinitely the voluntary income tax return check-off for contributions to the Colorado domestic abuse program fund (fund). The bill also authorizes the department of human services to seek gifts, grants, and donations for the fund and to expend such money for domestic abuse programs.

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.

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

2 **SECTION 1.** In Colorado Revised Statutes, **amend** 39-22-801 as
3 follows:

4 **39-22-801. Voluntary contribution designation - procedure.**

5 For income tax years commencing on or after January 1, 2010, ~~but prior~~
6 ~~to January 1, 2020~~, each Colorado state individual income tax return form
7 ~~shall~~ **MUST** contain a line whereby each individual taxpayer may designate
8 the amount of the contribution, if any, the taxpayer wishes to make to the
9 Colorado domestic abuse program fund created in section 39-22-802.

10 **SECTION 2.** In Colorado Revised Statutes, **amend** 39-22-803 as
11 follows:

12 **39-22-803. Repeal of part.** This part 8 is repealed, effective

13 ~~January 1 2021~~, ~~unless~~ OF THE INCOME TAX YEAR FOLLOWING THE YEAR
14 IN WHICH THE EXECUTIVE DIRECTOR FILES WRITTEN CERTIFICATION WITH
15 THE REVISOR OF STATUTES THAT the voluntary contribution to the
16 Colorado domestic abuse program fund established in section 39-22-802
17 ~~is continued or reestablished by the general assembly acting by bill prior~~
18 ~~to said date~~ WILL NO LONGER APPEAR ON THE INDIVIDUAL INCOME TAX
19 RETURN FORM DUE TO A FAILURE TO MEET STATUTORY REQUIREMENTS.

20 **SECTION 3.** In Colorado Revised Statutes, 39-22-1001, **amend**
21 (1)(b) as follows:

22 **39-22-1001. Limitations on voluntary contribution programs**

23 **- queue - notice - reestablishment of certain programs.** (1) (b) There
24 shall be no requirement for a sunset clause for THE COLORADO DOMESTIC
25 ABUSE PROGRAM FUND VOLUNTARY CONTRIBUTION ESTABLISHED IN PART
26 8 OF THIS ARTICLE 22, the homeless prevention activities program fund

1 voluntary contribution established in part 13 of this article 22, the western
2 slope military veterans' cemetery voluntary contribution established in
3 part 19 of this article 22, or the donate to a Colorado nonprofit fund
4 voluntary contribution established in part 51 of this article 22. All other
5 voluntary contribution programs shall remain on Colorado income tax
6 returns for the income tax years specified in the part in which the
7 voluntary contribution is established and shall be repealed or
8 reestablished as directed in such part.

9 **SECTION 4.** In Colorado Revised Statutes, 26-7.5-105, **amend**
10 (3) as follows:

11 **26-7.5-105. Funding of domestic abuse programs.** (3) (a) The
12 Colorado domestic abuse program fund established pursuant to section
13 39-22-802 ~~C.R.S.~~, may be funded by any general fund ~~moneys~~ MONEY
14 that may be appropriated thereto by the general assembly pursuant to the
15 annual general appropriations act.

16 (b) THE STATE DEPARTMENT MAY SEEK, ACCEPT, AND EXPEND
17 GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR
18 THE PURPOSES OF THIS ARTICLE 7.5. THE STATE DEPARTMENT SHALL
19 TRANSMIT ALL MONEY RECEIVED THROUGH GIFTS, GRANTS, OR DONATIONS
20 TO THE STATE TREASURER, WHO SHALL CREDIT THE MONEY TO THE
21 COLORADO DOMESTIC ABUSE PROGRAM FUND.

22 (c) The executive director ~~shall have~~ HAS the authority to expend
23 such funds ~~appropriated to~~ IN the Colorado domestic abuse program fund
24 for the purposes described in this ~~article~~ ARTICLE 7.5.

25 **SECTION 5. Act subject to petition - effective date.** This act
26 takes effect at 12:01 a.m. on the day following the expiration of the
27 ninety-day period after final adjournment of the general assembly (August

1 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a
2 referendum petition is filed pursuant to section 1 (3) of article V of the
3 state constitution against this act or an item, section, or part of this act
4 within such period, then the act, item, section, or part will not take effect
5 unless approved by the people at the general election to be held in
6 November 2020 and, in such case, will take effect on the date of the
7 official declaration of the vote thereon by the governor.