

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.

An Act

HOUSE BILL 20-1419

BY REPRESENTATIVE(S) Esgar and Landgraf, Buentello, Duran, Gonzales-Gutierrez, Herod, Jaquez Lewis, Kipp, Lontine, McCluskie, Michaelson Jenet, Snyder, Valdez A., Valdez D., Woodrow;
also SENATOR(S) Moreno and Coram, Danielson, Tate, Winter.

CONCERNING THE CREATION OF A CASH FUND INTO WHICH MONEY RECEIVED FROM PHARMACEUTICAL REBATES FOR THE STATE DRUG ASSISTANCE PROGRAM ADMINISTERED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT WILL BE CREDITED.

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

SECTION 1. In Colorado Revised Statutes, 25-4-1401, **amend** (2)(d) as follows:

25-4-1401. Drug assistance program - program fund - HIV medications rebate fund - created - legislative declaration - no entitlement created. (2) (d) (I) THE HIV MEDICATIONS REBATE FUND, REFERRED TO IN THIS SUBSECTION (2)(d) AS THE "FUND", IS CREATED IN THE STATE TREASURY. THE FUND CONSISTS OF any ~~moneys~~ MONEY RECEIVED BASED ON CHARGES IN EXCESS OF A FEDERAL PRICE AGREEMENT ~~are a donation~~ AND ANY ADDITIONAL MONEY THE GENERAL ASSEMBLY APPROPRIATES TO

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

THE FUND. THE GENERAL ASSEMBLY SHALL CONTINUOUSLY APPROPRIATE MONEY IN THE FUND TO THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT FOR USE FOR THE STATE PROGRAM. ANY MONEY REMAINING IN THE FUND AT THE END OF A STATE FISCAL YEAR REMAINS IN THE FUND AND SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANY OTHER FUND.

(II) THE FUND IS NOT SUBJECT TO THE LIMIT ON UNCOMMITTED RESERVES IN A CASH FUND ESTABLISHED IN SECTION 24-75-402 (3).

SECTION 2. Safety clause. The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety.

KC Becker
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Leroy M. Garcia
PRESIDENT OF
THE SENATE

Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED _____
(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO