

CHAPTER 143

GOVERNMENT - STATE

SENATE BILL 20-057

BY SENATOR(S) Lee, Fenberg, Ginal, Bridges, Danielson, Fields, Gonzales, Hansen, Moreno, Pettersen, Story, Todd, Williams A., Winter, Zenzinger, Garcia;
also REPRESENTATIVE(S) Snyder and Cutter, McCluskie, Will, Arndt, Bird, Duran, Esgar, Froelich, Gray, Herod, Hooton, Kipp, Michaelson Jenet, Singer, Sullivan, Titone, Valdez A., Valdez D., Woodrow, Becker.

AN ACT

CONCERNING THE INCLUSION OF FIREFIGHTERS EMPLOYED BY THE DEPARTMENT OF PUBLIC SAFETY IN THE DIVISION OF FIRE PREVENTION AND CONTROL IN CERTAIN EMPLOYEE BENEFITS, 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, 29-5-301, **amend** (1) as follows:

29-5-301. Definitions. As used in this part 3, unless the context otherwise requires:

(1) "Employer" means a municipality, special district, fire authority, or county improvement district that employs one or more firefighters. BEGINNING JULY 1, 2020, "EMPLOYER" ALSO MEANS THE DIVISION OF FIRE PREVENTION AND CONTROL CREATED IN SECTION 24-33.5-1201. "Employer" does not include a power authority created pursuant to section 29-1-204 or a municipally owned utility.

SECTION 2. In Colorado Revised Statutes, 29-5-402, **amend** (3) as follows:

29-5-402. Definitions. As used in this part 4, unless the context otherwise requires:

(3) "Employer" means a municipality, special district, fire authority, or county improvement district that employs one or more firefighters, part-time firefighters, or volunteer firefighters. BEGINNING JULY 1, 2020, "EMPLOYER" ALSO MEANS THE DIVISION OF FIRE PREVENTION AND CONTROL CREATED IN SECTION 24-33.5-1201. "Employer" does not include a power authority created pursuant to section 29-1-204

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.

or a municipally owned utility.

SECTION 3. In Colorado Revised Statutes, 24-51-101, **amend** (46) as follows:

24-51-101. Definitions. As used in this article 51, unless the context otherwise requires and except as otherwise defined in part 17 of this article 51:

(46) "State trooper" means an employee of the Colorado state patrol, Colorado bureau of investigation, or successors to these agencies, who is vested with the powers of peace officers as provided for in section 24-33.5-409. In addition, for members who were not members, inactive members, or retirees on December 31, 2019, "state trooper" includes a county sheriff, undersheriff, deputy sheriff, noncertified deputy sheriff, or detention officer hired by a local government division employer on or after January 1, 2020, and a corrections officer classified as I through IV hired by a state division employer on or after January 1, 2020. BEGINNING JULY 1, 2020, "STATE TROOPER" ALSO INCLUDES AN EMPLOYEE OF THE DIVISION OF FIRE PREVENTION AND CONTROL IN THE DEPARTMENT OF PUBLIC SAFETY WHO IS CLASSIFIED IN THE FIREFIGHTER I THROUGH FIREFIGHTER VII CLASS TITLES.

SECTION 4. Appropriation. (1) For the 2020-21 state fiscal year, \$977 is appropriated to the department of health care policy and financing for use by the executive director's office. This appropriation is from the general fund. To implement this act, the department may use this appropriation for transfer to department of public health and environment for facility survey and certification, which amount is subject to the "(M)" notation as defined in the annual general appropriation act for the same fiscal year.

(2) For the 2020-21 state fiscal year, the general assembly anticipates that the department of health care and policy financing will receive \$977 in federal funds to implement this act. The appropriation in subsection (1) of this section is based on the assumption that the department will receive this amount of federal funds to be used for transfer to department of public health and environment for facility survey and certification.

(3) For the 2020-21 state fiscal year, \$1,954 is appropriated to the department of public health and environment for use by the health facilities and emergency medical services division. This appropriation is from reappropriated funds received from the department of health care policy and financing under subsections (1) and (2) of this section. To implement this act, the department may use this appropriation for transfer to department of public safety.

(4) For the 2020-21 state fiscal year, the general assembly anticipates that the department of public health and environment will receive \$2,197 in federal funds for use by the health facilities and emergency medical services division, which amount is included for informational purposes only. The appropriation in subsection (3) of this section is based on the assumption that the department will receive this amount of federal funds to be used for transfer to department of public safety.

(5) For the 2020-21 state fiscal year, \$4,151 is appropriated to the department of public safety for use by the division of fire prevention and control. This appropriation is from reappropriated funds received from the department of public

health and environment under subsections (3) and (4) of this section. To implement this act, the division may use this appropriation for personal services and wildland fire management services.

(6) For the 2020-21 state fiscal year, \$22,598 is appropriated to the department of public safety for use by the division of fire prevention and control. This appropriation is from various cash funds, including: the Firefighter, Hazardous Materials Responder, and Prescribed Fire Training and Certification Fund created in Section 24-33.5-1207 (1), C.R.S.; the Fire Suppression Cash Fund created in Section 24-33.5-1207.6 (1), C.R.S.; the Fireworks Licensing Cash Fund created in Section 24-33.5-2004 (6)(b), C.R.S.; the Fire Service Education and Training Fund created in Section 24-33.5-1207.5 (1), C.R.S.; the Health Facility Construction and Inspection Cash Fund created in Section 24-33.5-1207.8, C.R.S.; the Public School Construction and Inspection Cash Fund created in Section 24-33.5-1207.7, C.R.S.; the Wildland-urban Interface Training Fund created in Section 24-33.5-1212 (5)(a)(I), C.R.S.; and from various other sources of cash funds including gifts and grants. To implement this act, the division may use this appropriation for personal services and wildland fire management services.

SECTION 5. 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.

Approved: June 29, 2020