

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

**REVISED**

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

LLS NO. 21-0850.01 Richard Sweetman x4333

**HOUSE BILL 21-1247**

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**HOUSE SPONSORSHIP**

**Jackson and McKean**, Bernett, Exum, Herod, Hooton, Mullica, Ricks, Titone, Valdez A.

**SENATE SPONSORSHIP**

**Danielson**,

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**House Committees**  
Energy & Environment

**Senate Committees**  
Health & Human Services

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**A BILL FOR AN ACT**

101      **CONCERNING ALLOWING THE DEPARTMENT OF PUBLIC HEALTH AND**  
102                    **ENVIRONMENT TO AWARD A PERCENTAGE OF THE TOTAL VALUE**  
103                    **OF AN ANNUAL CONTRACT TO A GRANTEE OF A GRANT PROGRAM**  
104                    **OF THE DEPARTMENT UPON THE EXECUTION OR RENEWAL OF**  
105                    **THE ANNUAL CONTRACT.**

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**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 allows the department of public health and environment, in contracting with certain grantees for the provision of services, to

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.*

SENATE  
2nd Reading Unamended  
May 13, 2021

HOUSE  
3rd Reading Unamended  
April 27, 2021

HOUSE  
2nd Reading Unamended  
April 26, 2021

dispense up to 25% of the total value of the payments under the contract to the grantee immediately upon the execution or renewal of the contract.

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

2           **SECTION 1.** In Colorado Revised Statutes, 25-1.5-101, **add** (2)  
3 as follows:

4           **25-1.5-101. Powers and duties of department - laboratory cash**  
5 **fund - report - dispensation of payments under contracts with**  
6 **grantees - definitions - repeal.** (2) (a) NOTWITHSTANDING ANY  
7 PROVISION OF THIS TITLE 25, IN CONTRACTING WITH ANY GRANTEE FOR  
8 THE PROVISION OF ANY SERVICE FOR THE PURPOSES OF THIS TITLE 25, THE  
9 DEPARTMENT MAY DISPENSE UP TO TWENTY-FIVE PERCENT OF THE TOTAL  
10 VALUE OF THE PAYMENTS UNDER THE CONTRACT TO THE GRANTEE  
11 IMMEDIATELY UPON THE EXECUTION OR RENEWAL OF THE CONTRACT.

12           (b) AS USED IN THIS SUBSECTION (2), "GRANTEE" MEANS A PERSON  
13 THAT:

14           (I) IS AWARDED A GRANT PURSUANT TO A GRANT PROGRAM THAT  
15 IS MANAGED OR OVERSEEN BY THE DEPARTMENT;

16           (II) PURSUANT TO THE CONDITIONS OF THE AWARDED GRANT, IS A  
17 PARTY TO A CONTRACT WITH THE DEPARTMENT;

18           (III) IS CLASSIFIED AS A NONPROFIT ORGANIZATION OR A  
19 CHARITABLE ORGANIZATION BY THE FEDERAL INTERNAL REVENUE SERVICE  
20 AND HAS SUBMITTED WRITTEN PROOF OF SUCH CLASSIFICATION TO THE  
21 DEPARTMENT; AND

22           (IV) SATISFIES ANY CRITERIA ESTABLISHED BY THE DEPARTMENT  
23 FOR THE PURPOSE OF IMPLEMENTING THIS SUBSECTION (2).

24           **SECTION 2. Act subject to petition - effective date.** This act  
25 takes effect at 12:01 a.m. on the day following the expiration of the

1 ninety-day period after final adjournment of the general assembly; except  
2 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
3 of the state constitution against this act or an item, section, or part of this  
4 act within such period, then the act, item, section, or part will not take  
5 effect unless approved by the people at the general election to be held in  
6 November 2022 and, in such case, will take effect on the date of the  
7 official declaration of the vote thereon by the governor.