

Second Regular Session  
Seventy-first General Assembly  
STATE OF COLORADO

REVISED

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

LLS NO. 18-1188.01 Jane Ritter x4342

HOUSE BILL 18-1369

HOUSE SPONSORSHIP

Hooton, Arndt, McKean, Thurlow

SENATE SPONSORSHIP

Moreno, Martinez Humenik, Zenzinger

House Committees  
Finance

Senate Committees  
Finance

A BILL FOR AN ACT

101 CONCERNING REPEALING OBSOLETE STATUTORY REFERENCES TO THE  
102 REPEALED PROPOSITION AA REFUND ACCOUNT.

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/>.)*

**Statutory Revision Committee.** The bill removes statutory references to section 39-28.8-604, Colorado Revised Statutes, the former proposition AA refund account that was repealed on July 1, 2017.

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

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 3, 2018

HOUSE  
3rd Reading Unamended  
April 25, 2018

HOUSE  
2nd Reading Unamended  
April 24, 2018

1           **SECTION 1. Legislative declaration.** The general assembly  
2 declares that the purpose of this legislation, enacted in 2018, is to repeal  
3 references in statute that refer to the proposition AA refund account, a  
4 fund that was repealed in 2017. The general assembly further declares  
5 that repealing these statutory references does not in any way alter the  
6 scope or applicability of the statutory sections in which the references  
7 appear.

8           **SECTION 2.** In Colorado Revised Statutes, 22-14-109, **amend**  
9 (4)(a) as follows:

10           **22-14-109. Student re-engagement grant program - rules -**  
11 **application - grants - fund created - report.** (4) (a) There is hereby  
12 created in the state treasury the student re-engagement grant program  
13 fund, referred to in this subsection (4) as the "fund", that ~~shall consist of~~  
14 ~~any moneys~~ CONSISTS OF ANY MONEY credited to the fund pursuant to  
15 ~~paragraph (b) of this subsection (4)~~ SUBSECTION (4)(b) OF THIS SECTION  
16 and any additional ~~moneys~~ MONEY that the general assembly may  
17 appropriate to the fund, including ~~moneys~~ MONEY from the marijuana tax  
18 cash fund created in section 39-28.8-501, C.R.S., or the ~~proposition AA~~  
19 ~~refund account created in section 39-28.8-604 (1), C.R.S.~~ The ~~moneys~~  
20 THE MONEY in the fund ~~shall be~~ IS subject to annual appropriation by the  
21 general assembly to the department for the direct and indirect costs  
22 associated with the implementation of this section.

23           **SECTION 3.** In Colorado Revised Statutes, 22-93-105, **amend**  
24 (3)(a) as follows:

25           **22-93-105. School bullying prevention and education cash**  
26 **fund - created.** (3) (a) The general assembly may appropriate ~~moneys~~  
27 MONEY to the bullying prevention and education cash fund from the

1 marijuana tax cash fund created in section 39-28.8-501. ~~C.R.S., or from~~  
2 ~~the proposition AA refund account created in section 39-28.8-604 (1),~~  
3 ~~C.R.S.~~

4 **SECTION 4.** In Colorado Revised Statutes, 24-32-117, **amend**  
5 (3) as follows:

6 **24-32-117. Retail marijuana impact grants - program -**  
7 **creation - definitions.** (3) The general assembly may annually  
8 appropriate ~~moneys~~ MONEY from the marijuana tax cash fund created in  
9 section 39-28.8-501 ~~C.R.S., or the proposition AA refund account created~~  
10 ~~in section 39-28.8-604 (1), C.R.S.,~~ to the division to make the grants  
11 described in subsection (2) of this section and for the division's  
12 reasonable administrative expenses related to the grants. Any unexpended  
13 and unencumbered ~~moneys~~ MONEY from an appropriation made pursuant  
14 to this subsection (3) ~~remain~~ REMAINS available for expenditure by the  
15 division in the next fiscal year without further appropriation.

16 **SECTION 5.** In Colorado Revised Statutes, 24-32-119, **amend**  
17 (2) as follows:

18 **24-32-119. Gray and black market marijuana enforcement**  
19 **grant program - report - definition.** (2) The general assembly may  
20 annually appropriate money from the marijuana tax cash fund created in  
21 section 39-28.8-501 ~~or the proposition AA refund account created in~~  
22 ~~section 39-28.8-604 (1)~~ to the division to make the grants described in  
23 subsection (1) of this section and for the division's reasonable  
24 administrative expenses related to the grants. Any unexpended and  
25 unencumbered money from an appropriation made pursuant to this  
26 subsection (2) remains available for expenditure by the division in the  
27 next fiscal year without further appropriation.

1           **SECTION 6.** In Colorado Revised Statutes, 25-32-105, **amend**  
2 (1) introductory portion and (1)(b)(II) as follows:

3           **25-32-105. Department - poison control services - duties -**  
4 **contract.** (1) The department has the following powers and duties with  
5 respect to the provision of poison control services on a statewide basis  
6 and for the dissemination of information as provided in this ~~article~~  
7 ARTICLE 32:

8           (b) (II) On or after January 1, 2016, to contract with private,  
9 nonprofit, or public entities for the continuing provision of statewide  
10 poison control services and the continuing dissemination of poison  
11 control information to the citizens of the state by means other than a  
12 toll-free telephone network, such as text messaging, instant messaging,  
13 and e-mail. The entity or entities shall coordinate these services with the  
14 toll-free telephone network described in ~~subparagraph (I) of this~~  
15 ~~paragraph (b)~~ SUBSECTION (1)(b)(I) OF THIS SECTION. The general  
16 assembly shall appropriate at least one million dollars for the fiscal year  
17 2015-16 to the department for it to contract with an entity to build the  
18 infrastructure necessary for the services identified in this ~~subparagraph~~  
19 ~~(H)~~ SUBSECTION (1)(b)(II), and any unexpended and unencumbered  
20 ~~moneys~~ MONEY from the appropriation ~~remain~~ REMAINS available for  
21 expenditure by the department in the next fiscal year without further  
22 appropriation. In addition, the general assembly may annually appropriate  
23 ~~moneys~~ MONEY from the marijuana tax cash fund created in section  
24 39-28.8-501 C.R.S., or the ~~proposition AA refund account created in~~  
25 ~~section 39-28.8-604 (1), C.R.S.~~, to the department for the services  
26 identified in this ~~subparagraph (H)~~ SUBSECTION (1)(b)(II).

27           **SECTION 7.** In Colorado Revised Statutes, 26-6.8-104, **amend**

1 (6) as follows:

2 **26-6.8-104. Colorado Youth Mentoring Services Act.**

3 (6) **Youth mentoring services cash fund.** There is hereby created in the  
4 state treasury the youth mentoring services cash fund, REFERRED TO IN  
5 THIS SUBSECTION (6) AS THE "FUND". The ~~moneys in the youth mentoring~~  
6 ~~services cash~~ MONEY IN THE fund ~~are~~ IS subject to annual appropriation  
7 by the general assembly for the direct and indirect costs of implementing  
8 this section. The executive director may accept on behalf of the state any  
9 grants, gifts, or donations from any private or public source for the  
10 purpose of this section. All private and public ~~funds~~ MONEY received  
11 through grants, gifts, or donations ~~shall~~ MUST be transmitted to the state  
12 treasurer, who shall credit the same to the ~~youth mentoring services cash~~  
13 fund. The general assembly may appropriate ~~moneys~~ MONEY from the  
14 marijuana tax cash fund created in section 39-28.8-501. ~~C.R.S., or the~~  
15 ~~proposition AA refund account created in section 39-28.8-604(1), C.R.S.~~  
16 All investment earnings derived from the deposit and investment of  
17 ~~moneys~~ MONEY in the fund ~~shall~~ MUST remain in the fund and ~~shall~~ MUST  
18 not be transferred or revert to the general fund of the state at the end of  
19 any fiscal year.

20 **SECTION 8. Act subject to petition - effective date.** This act  
21 takes effect at 12:01 a.m. on the day following the expiration of the  
22 ninety-day period after final adjournment of the general assembly (August  
23 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a  
24 referendum petition is filed pursuant to section 1 (3) of article V of the  
25 state constitution against this act or an item, section, or part of this act  
26 within such period, then the act, item, section, or part will not take effect  
27 unless approved by the people at the general election to be held in

- 1 November 2018 and, in such case, will take effect on the date of the
- 2 official declaration of the vote thereon by the governor.