

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. 21-0616.01 Nate Carr x2584

SENATE BILL 21-266

SENATE SPONSORSHIP

Gardner and Lee, Cooke, Fields, Lundeen, Rodriguez

HOUSE SPONSORSHIP

Weissman and Soper, Herod, Snyder, Van Winkle

Senate Committees
Judiciary

House Committees
Judiciary

A BILL FOR AN ACT

101 CONCERNING THE NONSUBSTANTIVE REVISION OF STATUTES IN THE
102 COLORADO REVISED STATUTES, AS AMENDED, AND, IN
103 CONNECTION THEREWITH, AMENDING OR REPEALING OBSOLETE,
104 IMPERFECT, AND INOPERATIVE LAW TO PRESERVE THE
105 LEGISLATIVE INTENT, EFFECT, AND MEANING OF THE LAW.

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>.)

Committee on Legal Services - Revisor's Bill. To improve the clarity and certainty of the statutes, the bill amends, repeals, and

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.

HOUSE
2nd Reading Unamended
May 27, 2021

SENATE
Amended 3rd Reading
May 18, 2021

SENATE
2nd Reading Unamended
May 17, 2021

reconstructs various statutory provisions of law that are obsolete, imperfect, or inoperative. The specific reasons for each amendment or repeal are set forth in the appendix to the bill. The amendments made by the bill are not intended to change the meaning or intent of the statutes, as amended.

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

2 **SECTION 1.** In Colorado Revised Statutes, 5-18-108, **amend**
3 (1)(d) as follows:

4 **5-18-108. Charges for certain disclosures.** (1) A consumer
5 reporting agency shall not impose a charge for:

6 (d) The first copy of a consumer disclosure provided to a
7 consumer each calendar year pursuant to section ~~15-18-106 (2)(a)~~
8 5-18-106 (2)(a).

9 **SECTION 2.** In Colorado Revised Statutes, 8-20.5-103, **repeal**
10 (9)(e) as follows:

11 **8-20.5-103. Petroleum storage tank fund - petroleum cleanup**
12 **and redevelopment fund - creation - rules - repeal.**

13 (9) (e) ~~(f) Notwithstanding any other provision of this section to the~~
14 ~~contrary, on June 30, 2020, the state treasurer shall transfer two million~~
15 ~~dollars from the redevelopment fund to the general fund.~~

16 ~~(H) Notwithstanding any other provision of this section, on June~~
17 ~~29, 2020, the state treasurer shall transfer four million dollars from the~~
18 ~~redevelopment fund to the petroleum storage tank fund created in~~
19 ~~subsection (1) of this section.~~

20 **SECTION 3.** In Colorado Revised Statutes, 8-44-112, **repeal**
21 (7)(b), (7)(c), and (7)(e) as follows:

22 **8-44-112. Surcharge on workers' compensation insurance**
23 **premiums - workers' compensation cash fund.** (7) (b) ~~Notwithstanding~~

1 ~~any provision of paragraph (a) of this subsection (7) to the contrary, on~~
2 ~~March 5, 2003, the state treasurer shall deduct six million dollars from the~~
3 ~~workers' compensation cash fund and transfer such sum to the general~~
4 ~~fund.~~

5 (c) ~~Notwithstanding any provision of paragraph (a) of this~~
6 ~~subsection (7) to the contrary, on March 30, 2009, the state treasurer shall~~
7 ~~deduct fifteen million seven hundred thousand dollars from the workers'~~
8 ~~compensation cash fund and transfer such sum to the general fund.~~

9 (e) ~~Notwithstanding subsection (7)(a) of this section, on June 30,~~
10 ~~2020, the state treasurer shall transfer one million dollars from the~~
11 ~~workers' compensation cash fund to the general fund.~~

12 **SECTION 4.** In Colorado Revised Statutes, 8-77-106, **repeal** (7)
13 as follows:

14 **8-77-106. Unemployment revenue fund.** (7) ~~Notwithstanding~~
15 ~~any other provision of this section, on June 30, 2020, the state treasurer~~
16 ~~shall transfer two million dollars from the unemployment revenue fund~~
17 ~~to the general fund.~~

18 **SECTION 5.** In Colorado Revised Statutes, 8-79-102, **amend** (4)
19 as follows:

20 **8-79-102. Collection of premiums and surcharges, benefit**
21 **overpayments, penalties, and interest - rules.** (4) The collection efforts
22 of the division shall be in accordance with ~~subsections (1) and (2)~~
23 ~~SUBSECTION (1) of this section; except that, in instances involving willful~~
24 ~~violation of any provision of articles 70 to 82 of this title, or if deemed~~
25 ~~appropriate by the director of the division, the division may seek relief~~
26 ~~under subsection (3) of this section.~~

27 **SECTION 6.** In Colorado Revised Statutes, 9-5.5-111, **repeal** (3)

1 as follows:

2 **9-5.5-111. Registration of existing conveyances - fund.**

3 ~~(3) Notwithstanding subsection (2)(b) of this section, on June 30, 2020,~~
4 ~~the state treasurer shall transfer five hundred thousand dollars from the~~
5 ~~fund to the general fund.~~

6 **SECTION 7.** In Colorado Revised Statutes, 10-1-103, **repeal**
7 (3.5) as follows:

8 **10-1-103. Division of insurance - subject to repeal - repeal of**
9 **functions.** ~~(3.5) Notwithstanding subsection (3) of this section, on July~~
10 ~~1, 2020, the state treasurer shall transfer one million two hundred~~
11 ~~twenty-four thousand one hundred dollars from the division of insurance~~
12 ~~cash fund to the general fund.~~

13 **SECTION 8.** In Colorado Revised Statutes, **amend** 11-102-403
14 as follows:

15 **11-102-403. Division of banking cash fund - creation.** ~~(†)~~ All
16 fees and assessments collected by the banking board shall be transmitted
17 to the state treasurer, who shall credit the same to the division of banking
18 cash fund, which fund is hereby created in the state treasury. All money
19 in the fund shall be subject to appropriation by the general assembly for
20 the direct and indirect costs of the activities of the banking board and the
21 division. All interest derived from the deposit and investment of money
22 in the fund shall be credited to the fund. Any money not appropriated
23 shall remain in the fund and shall not be transferred or revert to the
24 general fund of the state at the end of any fiscal year.

25 ~~(2) Notwithstanding subsection (1) of this section, on July 1,~~
26 ~~2020, the state treasurer shall transfer three hundred seventy thousand~~
27 ~~seven hundred ninety-five dollars from the division of banking cash fund~~

1 (2) "ELECTRONIC PRESENCE" MEANS THE RELATIONSHIP OF TWO OR
2 MORE INDIVIDUALS IN DIFFERENT LOCATIONS COMMUNICATING IN REAL
3 TIME TO THE SAME EXTENT AS IF THE INDIVIDUALS WERE PHYSICALLY
4 PRESENT IN THE SAME LOCATION.

5 (3) "ELECTRONIC WILL" MEANS A WILL EXECUTED
6 ELECTRONICALLY IN COMPLIANCE WITH SECTION 15-11-1305 (1).

7 (4) "RECORD" MEANS INFORMATION THAT IS INSCRIBED ON A
8 TANGIBLE MEDIUM OR THAT IS STORED IN AN ELECTRONIC OR OTHER
9 MEDIUM AND IS RETRIEVABLE IN PERCEIVABLE FORM.

10 (5) (a) "SIGN" MEANS, WITH PRESENT INTENT TO AUTHENTICATE
11 OR ADOPT A RECORD, AND SUBJECT TO SUBSECTION (5)(b) OF THIS
12 SECTION, TO EXECUTE OR ADOPT A TANGIBLE SYMBOL OR TO AFFIX TO OR
13 LOGICALLY ASSOCIATE WITH THE RECORD AN ELECTRONIC SYMBOL OR
14 PROCESS.

15 (b) AN ELECTRONIC SYMBOL OF A TESTATOR OR WITNESS MUST BE
16 AN ELECTRONIC IMAGE OF THE TESTATOR'S OR WITNESS'S SIGNATURE IN
17 THE TESTATOR'S OR WITNESS'S HANDWRITING AFFIXED TO THE ELECTRONIC
18 WILL.

19 (6) "STATE" MEANS A STATE OF THE UNITED STATES, THE
20 DISTRICT OF COLUMBIA, PUERTO RICO, THE UNITED STATES VIRGIN
21 ISLANDS, OR ANY TERRITORY OR INSULAR POSSESSION SUBJECT TO THE
22 JURISDICTION OF THE UNITED STATES. THE TERM INCLUDES A FEDERALLY
23 RECOGNIZED INDIAN TRIBE.

24 (7) "WILL" HAS THE MEANING SET FORTH IN SECTION 15-10-201
25 (59).

26 **15-11-1303. Law applicable to electronic wills - principles of**
27 **equity.** AN ELECTRONIC WILL IS A WILL FOR ALL PURPOSES OF THE LAW OF

1 THIS STATE. THE LAW OF THIS STATE APPLICABLE TO WILLS AND
2 PRINCIPLES OF EQUITY APPLY TO AN ELECTRONIC WILL, EXCEPT AS
3 MODIFIED BY THIS PART 15.

4 **15-11-1304. Choice of law regarding execution.** (1) A WILL
5 EXECUTED ELECTRONICALLY BUT NOT IN COMPLIANCE WITH SECTION
6 15-11-1305 (1) IS AN ELECTRONIC WILL UNDER THIS PART 13 IF EXECUTED
7 IN COMPLIANCE WITH THE LAW OF THE JURISDICTION WHERE THE
8 TESTATOR IS:

- 9 (a) PHYSICALLY LOCATED WHEN THE WILL IS SIGNED; OR
- 10 (b) DOMICILED OR RESIDES WHEN THE WILL IS SIGNED OR WHEN
11 THE TESTATOR DIES.

12 **15-11-1305. Execution of electronic will.** (1) SUBJECT TO
13 SECTION 15-11-1308 (4), AND EXCEPT AS PROVIDED IN SECTION
14 15-11-1306, AN ELECTRONIC WILL MUST BE:

15 (a) A RECORD THAT IS READABLE AS TEXT AT THE TIME OF SIGNING
16 UNDER SUBSECTION (1)(b) OF THIS SECTION;

17 (b) SIGNED BY:

18 (I) THE TESTATOR; OR

19 (II) ANOTHER INDIVIDUAL IN THE TESTATOR'S NAME, IN THE
20 TESTATOR'S PHYSICAL PRESENCE, AND BY THE TESTATOR'S DIRECTION;

21 AND

22 (c) EITHER:

23 (I) SIGNED IN THE PHYSICAL OR ELECTRONIC PRESENCE OF THE
24 TESTATOR BY AT LEAST TWO INDIVIDUALS, EACH OF WHOM IS A RESIDENT
25 OF A STATE AND PHYSICALLY LOCATED IN A STATE AT THE TIME OF
26 SIGNING AND WITHIN A REASONABLE TIME AFTER WITNESSING:

27 (A) THE SIGNING OF THE WILL UNDER SUBSECTION (1)(b) OF THIS

1 SECTION; OR

2 (B) THE TESTATOR'S ACKNOWLEDGMENT OF THE SIGNING OF THE
3 WILL UNDER SUBSECTION (1)(b) OF THIS SECTION OR ACKNOWLEDGMENT
4 OF THE WILL; OR

5 (II) ACKNOWLEDGED BY THE TESTATOR BEFORE AND IN THE
6 PHYSICAL OR ELECTRONIC PRESENCE OF A NOTARY PUBLIC OR OTHER
7 INDIVIDUAL WHO IS AUTHORIZED BY COLORADO LAW TO NOTARIZE
8 RECORDS, AND WHO IS LOCATED IN COLORADO AT THE TIME THE NOTARIAL
9 ACT IS PERFORMED.

10 (2) INTENT OF A TESTATOR THAT THE RECORD UNDER SUBSECTION
11 (1)(a) OF THIS SECTION BE THE TESTATOR'S ELECTRONIC WILL MAY BE
12 ESTABLISHED BY EXTRINSIC EVIDENCE.

13 **15-11-1306. Harmless error.** SECTION 15-11-503 APPLIES TO A
14 WILL EXECUTED ELECTRONICALLY.

15 **15-11-1307. Revocation.** (1) AN ELECTRONIC WILL MAY REVOKE
16 ALL OR PART OF A PREVIOUS WILL.

17 (2) ALL OR PART OF AN ELECTRONIC WILL IS REVOKED BY:

18 (a) A SUBSEQUENT WILL THAT REVOKES ALL OR PART OF THE
19 ELECTRONIC WILL EXPRESSLY OR BY INCONSISTENCY; OR

20 (b) A PHYSICAL ACT, IF IT IS ESTABLISHED BY CLEAR AND
21 CONVINCING EVIDENCE THAT THE TESTATOR, WITH THE INTENT OF
22 REVOKING ALL OR PART OF THE WILL, PERFORMED THE ACT OR DIRECTED
23 ANOTHER INDIVIDUAL WHO PERFORMED THE ACT IN THE TESTATOR'S
24 PHYSICAL PRESENCE.

25 **15-11-1308. Electronic will attested and made self-proving at**
26 **time of execution.** (1) AN ELECTRONIC WILL MAY BE SIMULTANEOUSLY
27 EXECUTED, ATTESTED, AND MADE SELF-PROVING BY ACKNOWLEDGMENT

1 OF THE TESTATOR AND AFFIDAVITS OF THE WITNESSES.

2 (2) THE ACKNOWLEDGMENT AND AFFIDAVITS UNDER SUBSECTION
3 (1) OF THIS SECTION MUST BE:

4 (a) MADE IN THE PHYSICAL PRESENCE OF AN OFFICER AUTHORIZED
5 TO ADMINISTER OATHS UNDER LAW OF THE STATE IN WHICH THE TESTATOR
6 SIGNS PURSUANT TO SECTION 15-11-1305 (1)(b) OR, IF FEWER THAN TWO
7 ATTESTING WITNESSES ARE PHYSICALLY PRESENT IN THE SAME LOCATION
8 AS THE TESTATOR AT THE TIME OF SIGNING PURSUANT TO SECTION
9 15-11-1305 (1)(b), IN THE PHYSICAL OR ELECTRONIC PRESENCE OF A
10 NOTARY PUBLIC OR OTHER INDIVIDUAL WHO IS AUTHORIZED BY
11 COLORADO LAW TO NOTARIZE RECORDS, AND WHO IS LOCATED IN
12 COLORADO AT THE TIME THE NOTARIAL ACT IS PERFORMED; AND

13 (b) EVIDENCED BY THE OFFICER'S CERTIFICATE UNDER OFFICIAL
14 SEAL AFFIXED TO OR LOGICALLY ASSOCIATED WITH THE ELECTRONIC WILL.

15 (3) THE ACKNOWLEDGMENT AND AFFIDAVITS UNDER SUBSECTION
16 (1) OF THIS SECTION MUST BE IN SUBSTANTIALLY THE FOLLOWING FORM:

17 I, _____, THE TESTATOR, AND, BEING SWORN, DECLARE TO THE
18 UNDERSIGNED OFFICER THAT I SIGN THIS INSTRUMENT AS MY ELECTRONIC
19 WILL, I WILLINGLY SIGN IT OR WILLINGLY DIRECT ANOTHER TO SIGN FOR
20 ME, I EXECUTE IT AS MY VOLUNTARY ACT FOR THE PURPOSES EXPRESSED
21 IN THIS INSTRUMENT, AND I AM EIGHTEEN YEARS OF AGE OR OLDER, OF
22 SOUND MIND, AND UNDER NO CONSTRAINT OR UNDUE INFLUENCE.

23 _____

24 TESTATOR

25 WE, _____, AND _____, WITNESSES, BEING SWORN, DECLARE
26 TO THE UNDERSIGNED OFFICER THAT THE TESTATOR SIGNED THIS
27 INSTRUMENT AS THE TESTATOR'S ELECTRONIC WILL, THAT THE TESTATOR

1 WILLINGLY SIGNED IT OR WILLINGLY DIRECTED ANOTHER INDIVIDUAL TO
2 SIGN FOR THE TESTATOR, AND THAT EACH OF US, IN THE PHYSICAL OR
3 ELECTRONIC PRESENCE OF THE TESTATOR, SIGNS THIS INSTRUMENT AS
4 WITNESS TO THE TESTATOR'S SIGNING, AND TO THE BEST OF OUR
5 KNOWLEDGE THE TESTATOR IS EIGHTEEN YEARS OF AGE OR OLDER, OF
6 SOUND MIND, AND UNDER NO CONSTRAINT OR UNDUE INFLUENCE.

7 _____
8 WITNESS

9 _____
10 WITNESS

11 CERTIFICATE OF OFFICER:

12 STATE OF _____

13 COUNTY OF _____

14 SUBSCRIBED, SWORN TO, AND ACKNOWLEDGED BEFORE ME BY
15 _____, THE TESTATOR, AND SUBSCRIBED AND SWORN TO BEFORE
16 ME BY _____ AND _____, WITNESSES, THIS _____ DAY OF
17 _____, _____.

18 (SEAL)

19 _____
20 (SIGNED)

21 _____
22 (OFFICIAL CAPACITY OF OFFICER)

23 (4) A SIGNATURE PHYSICALLY OR ELECTRONICALLY AFFIXED TO AN
24 AFFIDAVIT THAT IS AFFIXED TO OR LOGICALLY ASSOCIATED WITH AN
25 ELECTRONIC WILL UNDER THIS ACT IS DEEMED A SIGNATURE OF THE
26 ELECTRONIC WILL UNDER SECTION 15-11-1305 (1).

27 **15-11-1309. Certification of paper copy.** AN INDIVIDUAL MAY

1 CREATE A CERTIFIED PAPER COPY OF AN ELECTRONIC WILL BY AFFIRMING
2 UNDER PENALTY OF PERJURY THAT A PAPER COPY OF THE ELECTRONIC
3 WILL IS A COMPLETE, TRUE, AND ACCURATE COPY OF THE ELECTRONIC
4 WILL. IF THE ELECTRONIC WILL IS MADE SELF-PROVING, THE CERTIFIED
5 PAPER COPY OF THE WILL MUST INCLUDE THE SELF-PROVING AFFIDAVITS.

6 **15-11-1310. Uniformity of application and construction.** IN
7 APPLYING AND CONSTRUING THIS UNIFORM ACT, CONSIDERATION MUST BE
8 GIVEN TO THE NEED TO PROMOTE UNIFORMITY OF THE LAW WITH RESPECT
9 TO ITS SUBJECT MATTER AMONG STATES THAT ENACT IT.

10 **15-11-1311. Application of part.** THIS PART 13 APPLIES TO THE
11 WILL OF A DECEDENT WHO DIES ON OR AFTER THE EFFECTIVE DATE OF THIS
12 PART 13.

13 **SECTION 12.** In Colorado Revised Statutes, **repeal as added by**
14 **House Bill 21-1004** part 15 of article 12 of title 15.

15 **SECTION 13.** In Colorado Revised Statutes, 15-14-412, **amend**
16 (3)(b) as follows:

17 **15-14-412. Protective arrangements and single transactions.**
18 (3) (b) If the court appoints a special conservator without notice to the
19 respondent, protected person, or any other person entitled to notice
20 pursuant to section 15-14-404 (2) and the person appointed is a
21 professional without priority to serve pursuant to section ~~15-14-310 (1)~~
22 15-14-413 or a public administrator pursuant to section 15-12-622, the
23 court shall, upon entry of the order of appointment of special conservator,
24 simultaneously appoint a visitor to investigate and report to the court
25 within fourteen days after the appointment as provided in section
26 15-14-113.5.

27 **SECTION 14.** In Colorado Revised Statutes, 16-8-101.5, **amend**

1 (2) introductory portion as follows:

2 **16-8-101.5. Insanity defined - offenses committed on and after**
3 **July 1, 1995 - definitions.** (2) As used in ~~subsection (1)~~ of this section:

4 **SECTION 15.** In Colorado Revised Statutes, **amend as added by**
5 **Senate Bill 21-059** 19-2.5-109 as follows:

6 **19-2.5-109. Saving clause.** The repeal ~~and reenactment of this~~
7 ~~article 2.5~~ OF ARTICLE 2 OF THIS TITLE 19 AND THE ENACTMENT OF THIS
8 ARTICLE 2.5, effective October 1, 2021, ~~does~~ DO not affect the validity of
9 any actions or proceedings initiated or in existence prior to such effective
10 date and brought pursuant to the legislative provisions in place prior to
11 such effective date.

12 **SECTION 16.** In Colorado Revised Statutes, 19-2.5-801, **amend**
13 **as added by Senate Bill 21-059** (1) as follows:

14 **19-2.5-801. Direct filing - definition.** (1) A juvenile may be
15 charged by the direct filing of an information in the district court or by
16 indictment only if

17 ~~(a) The~~ THE the juvenile is sixteen years of age or older at the time
18 of the commission of the alleged offense and:

19 ~~(H)~~ (a) Is alleged to have committed a class 1 or class 2 felony; or

20 ~~(H)~~ (b) Is alleged to have committed a sexual assault that is a
21 crime of violence pursuant to section 18-1.3-406 or a sexual assault under
22 the circumstances described in section 18-3-402 (5)(a); or

23 ~~(H)(A)~~ (c) (I) Is alleged to have committed a felony enumerated
24 as a crime of violence pursuant to section 18-1.3-406, other than a sexual
25 assault as described in ~~subsection (1)(a)(H)~~ SUBSECTION (1)(b) of this
26 section, or is alleged to have committed sexual assault pursuant to section
27 18-3-402, sexual assault on a child pursuant to section 18-3-405, or

1 sexual assault on a child by one in a position of trust pursuant to section
2 18-3-405.3; and

3 ~~(B)~~ (II) Is found to have a prior adjudicated felony offense; or
4 ~~(IV)~~ (d) Has previously been subject to proceedings in district
5 court as a result of a direct filing pursuant to this section or a transfer
6 pursuant to section 19-2.5-802; except that:

7 ~~(A)~~ (I) If the juvenile is found not guilty in district court of the
8 prior felony or any lesser included offense, the subsequent charge must
9 be remanded to the juvenile court; and

10 ~~(B)~~ (II) If the juvenile is convicted in district court in the prior
11 case of a lesser included or nonenumerated offense for which criminal
12 charges could not have been originally filed by information or indictment
13 in the district court pursuant to this section, the subsequent charge may be
14 remanded to the juvenile court.

15 **SECTION 17.** In Colorado Revised Statutes, 24-21-514.5,
16 **amend** (2)(b)(II) as follows:

17 **24-21-514.5. Audio-video communication - definitions.**

18 (2) (b) A notary public shall not use a remote notarization system to
19 notarize:

20 (II) Except as provided in the "Colorado Uniform Electronic Wills
21 Act", ~~part 15 of article 12~~ PART 13 OF ARTICLE 11 of title 15, a will,
22 codicil, document purporting to be a will or codicil, or any
23 acknowledgment required under section 15-11-502 or 15-11-504.

24 **SECTION 18.** In Colorado Revised Statutes, 24-46-105, **amend**
25 (6)(b) as follows:

26 **24-46-105. Colorado economic development fund - creation -**
27 **repeal.** (6) (b) This ~~section~~ SUBSECTION (6) is repealed, effective

1 December 31, 2022.

2 **SECTION 19.** In Colorado Revised Statutes, 25.5-1-129, **repeal**
3 (4)(m) as follows:

4 **25.5-1-129. State department proposal - state option for health**
5 **care coverage - report to general assembly - waiver authorization -**
6 **legislative declaration.** (4) In developing the proposal, the state
7 department and the division shall:

8 (m) ~~Review information relating to any pilot program that may be~~
9 ~~operated by the state personnel director pursuant to section 24-50-620, as~~
10 ~~enacted in Senate Bill 19-004; and~~

11 **SECTION 20.** In Colorado Revised Statutes, 25.5-2.5-207,
12 **amend** (1) as follows:

13 **25.5-2.5-207. Importation program authorized - rules.**
14 (1) Upon approval by the UNITED STATES secretary OF HEALTH AND
15 HUMAN SERVICES, in accordance with section ~~25.5-2.5-206~~ 25.5-2.5-205,
16 the state department shall administer an importation program.

17 **SECTION 21.** In Colorado Revised Statutes, 25.5-4-402.8,
18 **amend** (2)(c)(III) as follows:

19 **25.5-4-402.8. Hospital expenditure report - definitions.**
20 (2) (c) The state department may exempt from the reporting requirements
21 described in subsection (2)(b) of this section certain types of hospitals,
22 including but not limited to:

23 (III) Critical access hospitals that are licensed as general hospitals
24 and are certified by the department of public health and environment
25 pursuant to ~~42 CFR 485 (f)~~ 42 CFR 485 SUBPART F;

26 **SECTION 22.** In Colorado Revised Statutes, 25.5-5-103, **amend**
27 (4)(a) as follows:

1 **25.5-5-103. Mandated programs with special state provisions**

2 **- rules.** (4) (a) The state department shall ensure that benefits under the
3 medical assistance program for behavioral, mental health, and substance
4 use disorder services are no less extensive than benefits for any physical
5 illness and are in compliance with the MHPAEA, as defined in section
6 25.5-5-403 (5.7), including the quantitative and nonquantitative treatment
7 limitation requirements specified in 42 CFR 438.910 (c) AND (d). On or
8 after January 1, 2020, if an MCE, as defined in section 25.5-5-403 (4),
9 denies coverage for a covered behavioral, mental health, or substance use
10 disorder benefit or service based on diagnosis, the state board shall
11 establish, by rule, a procedure to allow for reimbursement of medically
12 necessary state plan services under the medical assistance program. The
13 state department may use multiple payment modalities to comply with this
14 subsection (4).

15 **SECTION 23.** In Colorado Revised Statutes, 25.5-5-324, **amend**
16 (4)(a) as follows:

17 **25.5-5-324. Nonemergency medical transportation - urgent**
18 **transportation need - report - repeal.** (4) (a) The state department shall
19 annually report on the implementation and effectiveness of the process
20 created in this section for meeting urgent transportation needs within the
21 nonemergency medical transportation benefit. The state department shall
22 present the report as part of its annual presentation to the health and
23 human services committee of the senate and the public AND BEHAVIORAL
24 health and human services committee of the house of representatives, or
25 any successor committees, as required pursuant to section 2-7-203.

26 **SECTION 24.** In Colorado Revised Statutes, 25.5-5-502, **amend**
27 (4) as follows:

1 **25.5-5-502. Unused medications - reuse - rules - definition.**

2 (4) Any savings realized through reimbursements received pursuant to
3 ~~subsection (1)~~ SUBSECTION (2) of this section shall fund the
4 administration of this section.

5 **SECTION 25.** In Colorado Revised Statutes, 26-2-119.7, **repeal**
6 (7)(a) as follows:

7 **26-2-119.7. Federal disability benefits - application assistance**
8 **- fund - rules - report - legislative declaration.** (7) (a) ~~For the 2019-20~~
9 ~~fiscal year, the general assembly shall appropriate one million four~~
10 ~~hundred fifty thousand dollars from the marijuana tax cash fund, created~~
11 ~~in section 39-28.8-501, to the state department for the purposes described~~
12 ~~in subsection (3)(b) of this section and for the direct and indirect costs~~
13 ~~associated with administering and evaluating the program.~~

14 **SECTION 26.** In Session Laws of Colorado 2020, **amend** section
15 27-81-102 (13.8), Colorado Revised Statutes, as added by section 12 of
16 chapter 286, as follows:

17 Section 12. In Colorado Revised Statutes, 27-81-102, amend (14);
18 amend as it exists until July 1, 2022, (1); amend as it will become
19 effective July 1, 2022, (1); add (9.4); add with amended and relocated
20 provisions (6.5), (9.2), (13.6), and (13.9); add with amended and
21 relocated provisions as ~~it exists~~ THEY EXIST until July 1, 2022, (1.2) **and**
22 **(13.8)**; and add with amended and relocated provisions as they will
23 become effective July 1, 2022, (1.2) and (13.8) as follows:

24 **27-81-102. Definitions.** As used in this article 81, unless the
25 context otherwise requires:

26 (13.8) **[Formerly 27-82-102 (13.5) as it is effective until July 1,**
27 **2022]** "Substance use disorder" means ~~a condition by which a person~~

1 ~~habitually uses drugs or uses drugs to the extent that his or her health is~~
2 ~~substantially impaired or endangered or his or her social or economic~~
3 ~~function is substantially disrupted. Nothing in this subsection (13.5)~~
4 ~~precludes the denomination of a person with a substance use disorder as~~
5 ~~a person under the influence of or incapacitated by drugs.~~ A CHRONIC
6 RELAPSING BRAIN DISEASE, CHARACTERIZED BY RECURRENT USE OF
7 ALCOHOL, DRUGS, OR BOTH, CAUSING CLINICALLY SIGNIFICANT
8 IMPAIRMENT, INCLUDING HEALTH PROBLEMS, DISABILITY, AND FAILURE TO
9 MEET MAJOR RESPONSIBILITIES AT WORK, SCHOOL, OR HOME.

10 (13.8) [Formerly 27-82-102 (13.5) as it will become effective
11 July 1, 2022] "Substance use disorder" means a chronic relapsing brain
12 disease, characterized by recurrent use of alcohol, drugs, or both, causing
13 clinically significant impairment, including health problems, disability,
14 and failure to meet major responsibilities at work, school, or home.

15 SECTION 27. In Colorado Revised Statutes, 28-4-102, **amend**
16 (4) as follows:

17 28-4-102. **Definitions.** As used in this article, unless the context
18 otherwise requires:

19 (4) "State defense force" means the organized military force of the
20 state of Colorado other than the Army National Guard or Air National
21 Guard and existing as a division of the department of military AND
22 VETERANS affairs pursuant to section 24-1-127 (3)(d), C.R.S.

23 SECTION 28. In Colorado Revised Statutes, **amend** 28-4-104 as
24 follows:

25 28-4-104. **State defense force - composition.** The governor is
26 authorized to organize and maintain within this state such military forces
27 as the governor deems necessary to defend this state. Such forces shall be

1 known as the state defense force and shall be composed of such citizens
2 of the state as shall volunteer or be ordered by the governor and qualify
3 for service therein. Such forces shall be additional to and distinct from the
4 National Guard. The Colorado state defense force shall be maintained in
5 numbers to be determined by the governor. No officer or enlisted person
6 of this force shall be a member of the National Guard or other armed
7 force of the United States. Such part of this force as ordered by the
8 governor shall be uniformed. Any part or all of this force may be called
9 to state defense force active duty at the pleasure of the governor. All costs
10 and expenses of the state defense force shall be paid from the general
11 fund by separate appropriation to the department of military AND
12 VETERANS affairs.

13 **SECTION 29.** In Colorado Revised Statutes, **amend** 28-4-114 as
14 follows:

15 **28-4-114. Enlistment period - oath.** The period of enlistment
16 shall be as specified in department of military AND VETERANS affairs
17 policies and procedures. The oath to be taken upon enlistment in such
18 forces shall be substantially in the form prescribed for enlisted men and
19 women of the National Guard, substituting the words "Colorado state
20 defense force" where necessary.

21 **SECTION 30.** In Colorado Revised Statutes, 28-5-709, **amend**
22 (1)(c) as follows:

23 **28-5-709. Colorado state veterans trust fund - created - report.**

24 (1) (c) (†) The division may retain up to five percent of the amount
25 annually appropriated from the trust fund for the actual costs incurred by
26 the division and the board in implementing the provisions of this article
27 5. Notwithstanding the provisions of section 24-36-114, all interest

1 derived from the deposit and investment of money in the trust fund shall
2 be credited to the trust fund. ~~Except as otherwise provided in subsection~~
3 ~~(1)(c)(H) of this section,~~ All unexpended and unencumbered money
4 remaining in the trust fund at the end of any fiscal year shall remain in the
5 trust fund and shall neither revert to the general fund ~~nor be transferred~~
6 ~~to the tobacco litigation settlement trust fund created in section~~
7 ~~24-22-115.5;~~ nor be transferred or credited to any other fund.

8 (H) ~~On July 1, 2020, the state treasurer shall transfer three million~~
9 ~~dollars from the trust fund to the general fund.~~

10 **SECTION 31.** In Colorado Revised Statutes, 29-1-603, **repeal**
11 (1.5) as follows:

12 **29-1-603. Audits required.** (1.5) ~~Notwithstanding the provisions~~
13 ~~of this part 6, beginning January 1, 2013, the office of the county public~~
14 ~~trustee of any trustee who is appointed by the governor pursuant to~~
15 ~~section 38-37-102 (1), C.R.S., shall cause to be made an annual audit of~~
16 ~~the financial activities of the office of the public trustee that is separate~~
17 ~~from the audit made pursuant to subsection (1) of this section, and such~~
18 ~~offices of the public trustee need not be included in the county audit made~~
19 ~~pursuant to subsection (1) of this section. The office of the county public~~
20 ~~trustee of any trustee who is the county treasurer pursuant to section~~
21 ~~38-37-102 (2), C.R.S., shall continue to be included in the county audit~~
22 ~~made pursuant to subsection (1) of this section.~~

23 **SECTION 32.** In Colorado Revised Statutes, 35-21-105, **amend**
24 (1)(b) as follows:

25 **35-21-105. Exemption - rules.** (1) (b) The commissioner may
26 promulgate rules exempting small producers of other eggs or dealers of
27 other eggs from any provision of this ~~article 21~~ PART 1 and setting the

1 conditions for the exemption; except that such a producer may apply for
2 a dealer's license and, if in compliance with this ~~article 21~~ PART 1, be
3 issued a dealer's license.

4 **SECTION 33.** In Colorado Revised Statutes, 36-1-124.3, **amend**
5 (5) as follows:

6 **36-1-124.3. Acquisition of state trust lands by governmental**
7 **entities.** (5) ~~This section is repealed, effective July 1, 2020, unless the~~
8 ~~state board of land commissioners files a written report regarding all~~
9 ~~property disposals made pursuant to this section on January 6, 2020, to~~
10 ~~the general assembly as specified in section 24-1-136 (9), C.R.S.~~

11 **SECTION 34.** In Colorado Revised Statutes, 37-48-101.3, **add**
12 an introductory portion as follows:

13 **37-48-101.3. Definitions.** AS USED IN THIS ARTICLE 48, UNLESS
14 THE CONTEXT OTHERWISE REQUIRES:

15 **SECTION 35.** In Colorado Revised Statutes, 37-92-502, **repeal**
16 (5)(c) as follows:

17 **37-92-502. Orders as to waste, diversions, or distribution of**
18 **water.** (5) (c) ~~By June 30, 2004, the state engineer and the division~~
19 ~~engineers shall refund all amounts collected through assessment of the~~
20 ~~water administration fee established in section 37-80-121. The amount~~
21 ~~refunded shall not include interest, legal fees, or costs incurred by water~~
22 ~~users in protests or appeals of such assessment or any other costs~~
23 ~~associated with section 37-80-121.~~

24 **SECTION 36.** In Colorado Revised Statutes, 38-12-201.5,
25 **amend** (1)(e) as follows:

26 **38-12-201.5. Definitions.** As used in this part 2 and in part 11 of
27 this title 38, unless the context otherwise requires:

1 (1) "Entry fee" means any fee paid to or received from an owner
2 of a mobile home park or an agent thereof except for:

3 (e) Incidental reasonable charges for services actually performed
4 by the mobile home park owner or the MOBILE home PARK owner's agent
5 and agreed to in writing by the home owner.

6 **SECTION 37.** In Colorado Revised Statutes, 38-12-213, **amend**
7 (6) as follows:

8 **38-12-213. Rental agreement - disclosure of terms in writing**
9 **- prohibited terms.** (6) Any provision of a rental agreement that is
10 prohibited by ~~subsection (1)~~ SUBSECTION (5) of this section is against
11 public policy, unenforceable, and void.

12 **SECTION 38.** In Colorado Revised Statutes, 38-37-104, **amend**
13 (7) as follows:

14 **38-37-104. Duties of public trustees - fees, expenses, and**
15 **salaries - reports.** (7) The office of the public trustee is subject to annual
16 audit pursuant to the "Colorado Local Government Audit Law", part 6 of
17 article 1 of title 29, C.R.S. ~~except that the office of the public trustee of~~
18 ~~any trustee who is appointed by the governor shall instead be subject to~~
19 ~~an individual annual audit pursuant to section 29-1-603 (1.5), C.R.S.~~

20 **SECTION 39.** In Colorado Revised Statutes, **amend** 39-22-5105
21 as follows:

22 **39-22-5105. Initial funding.** ~~(1)~~ The department of revenue may
23 seek, accept, and expend gifts, grants, or donations from private or public
24 sources for the purposes of implementing the donate to a Colorado
25 nonprofit fund, including but not limited to creating information systems
26 and procedures necessary to collect and distribute designated
27 contributions. The department shall transmit all money received through

1 gifts, grants, or donations to the state treasurer, who shall credit the
2 money to the donate to a Colorado nonprofit fund created in section
3 39-22-5104 (1).

4 ~~(2) This part 51 is repealed if the department of revenue does not~~
5 ~~receive sufficient funding to implement the donate to a Colorado~~
6 ~~nonprofit fund from gifts, grants, and donations as described in~~
7 ~~subsection (1) of this section on or before September 30, 2020. The~~
8 ~~executive director of the department shall notify the revisor of statutes in~~
9 ~~writing if the department has not received the amounts required by this~~
10 ~~subsection (2) on or before September 30, 2020, by e-mailing the notice~~
11 ~~to revisorofstatutes.ga@state.co.us. This part 51 is repealed, effective~~
12 ~~upon the date of the notice to the revisor of statutes.~~

13 **SECTION 40.** In Colorado Revised Statutes, 40-15-401, **amend**
14 (1)(s) and (1)(t) as follows:

15 **40-15-401. Services, products, and providers exempt from**
16 **regulation - definition.** (1) The following products, services, and
17 providers are exempt from regulation under this article 15 or under the
18 "Public Utilities Law" of the state of Colorado:

19 (s) InterLATA toll, except with respect to interexchange ~~carrier~~
20 PROVIDER registration under section 40-15-302.5, complaints of
21 unauthorized charges on a subscriber's bill, or complaints of changing a
22 subscriber's service without the subscriber's consent;

23 (t) IntraLATA toll, except with respect to interexchange ~~carrier~~
24 PROVIDER registration under section 40-15-302.5, complaints of
25 unauthorized charges on a subscriber's bill, or complaints of changing a
26 subscriber's service without the subscriber's consent; and

27 **SECTION 41.** In Colorado Revised Statutes, 42-2-107, **amend**

1 (2)(a)(I) and (2)(a)(II)(B) as follows:

2 **42-2-107. Application for license or instruction permit -**
3 **anatomical gifts - donations to Emily Keyes - John W. Buckner organ**
4 **and tissue donation awareness fund - legislative declaration - rules -**
5 **annual report - repeal.** (2) (a) (I) Every application shall state the full
6 name, date of birth, sex, and residence address of the applicant; briefly
7 describe the applicant; be signed by the applicant with such applicant's
8 usual signature; have affixed thereon the applicant's fingerprint; and state
9 whether the ~~licensee~~ APPLICANT has ever been licensed as a minor driver
10 or driver and, if so, when and by what state or country and whether any
11 such license has ever been denied, suspended, or revoked, the reasons
12 therefor, and the date thereof. These statements shall be verified by the
13 applicant's signature thereon.

14 (II) The department shall issue a new driver's license to a person
15 who has a gender different from the sex denoted on that person's driver's
16 license when the department receives a new birth certificate issued
17 pursuant to section 25-2-113.8 or when the department receives:

18 (B) If the person is a minor under the age of eighteen, a statement,
19 in a form or format designated by the department, signed under penalty
20 of law, from a professional medical or mental health care provider
21 licensed in good standing in Colorado or with an equivalent license in
22 good standing from another jurisdiction, stating that the sex designation
23 on the ~~birth certificate~~ DRIVER'S LICENSE does not align with the minor's
24 gender identity. This subsection (2)(a)(II)(B) does not require a minor to
25 undergo any specific surgery, treatment, clinical care, or behavioral health
26 care.

27 **SECTION 42.** In Colorado Revised Statutes, 42-2-302, **amend**

1 (2.5)(a)(II) as follows:

2 **42-2-302. Department may or shall issue - limitations - rules.**

3 (2.5) (a) The department shall issue a new identification card to a person
4 who has a gender different from the sex denoted on that person's
5 identification card when the department receives a new birth certificate
6 issued pursuant to section 25-2-113.8 or when the department receives:

7 (II) If the person is a minor under the age of eighteen, a statement,
8 in a form or format designated by the department, signed under penalty
9 of law, from a professional medical or mental health care provider
10 licensed in good standing in Colorado or with an equivalent license in
11 good standing from another jurisdiction, stating that the sex designation
12 on the ~~birth certificate~~ IDENTIFICATION CARD does not align with the
13 minor's gender identity. This subsection (2.5)(a)(II) does not require a
14 minor to undergo any specific surgery, treatment, clinical care, or
15 behavioral health care.

16 **SECTION 43.** In Colorado Revised Statutes, 42-2-505, **amend**
17 (1.5)(a)(II) as follows:

18 **42-2-505. Identification documents - individuals not lawfully**
19 **present - rules.** (1.5) (a) The department shall issue a new identification
20 document to a person who has a gender different from the sex denoted on
21 that person's identification document when the department receives a new
22 birth certificate issued pursuant to section 25-2-113.8 or when the
23 department receives:

24 (II) If the person is a minor under the age of eighteen, a statement,
25 in a form or format designated by the department, signed under penalty
26 of law, from a professional medical or mental health-care provider
27 licensed in good standing in Colorado or with an equivalent license in

1 good standing from another jurisdiction, stating that the sex designation
2 on the ~~birth certificate~~ IDENTIFICATION DOCUMENT does not align with the
3 minor's gender identity. This subsection (1.5)(a)(II) does not require a
4 minor to undergo any specific surgery, treatment, clinical care, or
5 behavioral health care.

6 **SECTION 44.** In Colorado Revised Statutes, 42-3-213, **amend**
7 (27)(a) and (28)(a) as follows:

8 **42-3-213. License plates - military veterans - rules -**
9 **retirement. (27) Member of the civil air patrol.** (a) The department of
10 military AND VETERANS affairs may design the civil air patrol license plate
11 if the design conforms with standards established by the department and
12 indicates that an owner of a motor vehicle to which the plate is attached
13 supports the civil air patrol.

14 (28) **USS Colorado.** (a) The department of military AND
15 VETERANS affairs may design the USS Colorado (SSN 788) license plate
16 if the design conforms with standards established by the department. The
17 plate must indicate that an owner of a motor vehicle to which the plate is
18 attached supports the USS Colorado submarine.

19 **SECTION 45.** In Colorado Revised Statutes, 43-4-714, **amend**
20 (2)(a) as follows:

21 **43-4-714. Use of note proceeds - repeal.** (2) (a) The
22 transportation revenue anticipation notes reserve account is hereby
23 created in the state highway fund. The state treasurer shall credit a portion
24 of the money transferred from the general fund to the state highway fund
25 pursuant to section 24-75-219 (5)(c)(IV)(A) to the reserve account as
26 follows:

27 (I) On June 30, 2022, forty-three million four hundred fifty-two

1 thousand five hundred dollars; and

2 (II) On June 30, ~~2022~~ 2023, forty-three million four hundred
3 fifty-two thousand five hundred dollars.

4

5 SECTION 46. In Colorado Revised Statutes, 44-3-911, **amend**
6 (4)(b) as follows:

7 **44-3-911. Takeout and delivery of alcohol beverages - permit**
8 **- on-premises consumption licenses - requirements and limitations -**
9 **rules - definition - repeal.** (4) (b) The state licensing authority shall
10 issue a permit to a licensee to sell alcohol beverages for takeout and
11 delivery if the licensee demonstrates the ability to comply with this
12 section. A permit issued under this ~~subsection (4)~~ SUBSECTION (4)(b) is
13 subject to the suspension and revocation provisions set forth in section
14 44-3-601.

15 SECTION 47. Effective date. (1) Except as otherwise provided
16 in subsection (2) of this section, this act takes effect upon passage.

17 (2) (a) Section 10 of this act takes effect only if both Senate Bill
18 21-092 and Senate Bill 21-147 become law, in which case section 10
19 takes effect September 1, 2021.

20 (b) Section 15 of this act takes effect only if Senate Bill 21-059
21 becomes law, in which case section 15 takes effect October 1, 2021.

22 (c) Section 16 of this act takes effect only if Senate Bill 21-059
23 becomes law, in which case section 16 takes effect October 1, 2021.

24 SECTION 48. Safety clause. The general assembly hereby finds,
25 determines, and declares that this act is necessary for the immediate
26 preservation of the public peace, health, or safety.

APPENDIX

| C.R.S. Section | Section in bill | Reason for Amendment |
|-------------------------------------|-----------------|--|
| 5-18-108 (1)(d) | 1 | Corrects an internal reference to the provision requiring the disclosure of a consumer report by a consumer reporting agency. The error originated in the introduced version of HB17-1238. (See HB17-1238, chapter 260, page 1120, Session Laws of Colorado 2017.) |
| 8-20.5-103 (9)(e) | 2 | Repeals as obsolete a provision that requires the state treasurer to make a one-time transfer of money between certain funds on a specific date because the date has passed. (See HB20-1406, chapter 178, page 810, Session Laws of Colorado 2020.) |
| 8-44-112 (7)(b), (7)(c), and (7)(e) | 3 | See section 2 of this act repealing 8-20.5-103 (9)(e). |
| 8-77-106 (7) | 4 | See section 2 of this bill repealing 8-20.5-103 (9)(e). |
| 8-79-102 (4) | 5 | Repeals an internal reference to subsection (2) of this section due to the repeal of subsection (2) by SB21-055, effective March 21, 2021. (See SB21-055, chapter 12, page 67, Session Laws of Colorado 2021.) |
| 9-5.5-111 (3) | 6 | See section 2 of this act repealing 8-20.5-103 (9)(e). |
| 10-1-103 (3.5) | 7 | See section 2 of this act repealing 8-20.5-103 (9)(e). |
| 11-102-403 | 8 | See section 2 of this act repealing 8-20.5-103 (9)(e). |
| 12-20-202 (3)(e)(III) | 9 | Repeals subsection (3)(e)(III) as a conforming amendment to HB20-1286, which moved the regulation of fantasy sports from the department of regulatory agencies to the department of revenue. (See HB20-1286, chapter 269, page 1304; and HB20-1326, chapter 126, page 527, Session Laws of Colorado 2020.) |
| 12-20-404 IP(4)(c) | 10 | Repeals language that is no longer operative due to the repeal of the subparagraphs following subsection (4)(c). (See SB21-092 and SB21-147). |
| Part 13 of Article 11 of Title 15 | 11 | Relocates the Colorado Uniform Electronic Wills Act to improve the style and clarity of the |

| | | |
|---|----|---|
| (Relocates the Colorado Uniform Electronic Wills Act) | | laws. (See section 2-5-103, C.R.S. 2020 and HB21-1004.) |
| Part 15 of article 12 of title 15 (Repeals Part 15) | 12 | See section 11 of this act relocating the Colorado Uniform Electronic Wills Act. |
| 15-14-412 (3)(b) | 13 | Corrects an internal reference to the provision establishing who a court may appoint as a conservator. The error originated in the Senate Judiciary Committee report amending the introduced version of SB20-129. (See the 2020 Senate Journal for February 20, page 282; and SB20-129, chapter 270, page 1317, Session Laws of Colorado 2020.) |
| 16-8-101.5 IP(2) | 14 | Removes language that limits the applicability of the defined terms in subsection (2) to subsection (1) because SB20-221 added definitions in subsection (2) that apply to subsection (2). (See SB20-221, chapter 279, page 1365, Session Laws of 2020.) |
| 19-2.5-109 | 15 | Corrects the drafting terminology used to describe the repeal of article 2 of title 19 and the enactment of article 2.5 of title 19. (See the amending clauses for sections 1 and 2 of Senate Bill 21-059.) |
| 19-2.5-801 (1) | 16 | Corrects the format of the provision to follow standard drafting procedure. (See SB21-059.) |
| 24-21-514.5 (2)(b)(II) | 17 | See section 11 of this act relocating the Colorado Uniform Electronic Wills Act. |
| 24-46-105 (6)(b) | 18 | Corrects an error originating in the Senate Finance Committee report amending SB20B-001 in which a new subsection was added to section 24-46-105 that erroneously included a future repeal provision that applies to the entire section, effective December 31, 2022, rather than to the monetary allocations found in subsection (6) of the section. (See SB20B-001, chapter 2, page 19, Session Laws of Colorado 2020, First Extraordinary Session of the Seventy-Second General Assembly.) |
| 25.5-1-129 (4)(m) | 19 | Repeals section 25.5-1-129 (4)(m), as added by HB19-1004, because the text of the section is contingent on the enactment of section 24-50-620 as the section exists in the introduced version of SB19-004. Section 24-50-620 was never enacted due to its removal from SB19-004 by the Senate Health and Human Services |

| | | |
|--|----|--|
| | | Committee. (See the 2019 Senate Journal for March 14, page 457; SB19-004, chapter 205, page 2189, Session Laws of Colorado 2019; and HB19-1004, chapter 206, page 2199, Session Laws of Colorado 2019.) |
| 25.5-2.5-207 (1) | 20 | <ul style="list-style-type: none"> • Clarifies that "secretary" means "United States Secretary of Health and Human Services" because the term is not defined for the section. • Corrects an error in a house third reading amendment to SB19-005 that resulted in an incorrect internal reference to the section requiring federal approval of the program described in part 2 of article 2.5 of title 25.5. (See the 2019 House Journal for May 2, page 1874; SB19-004, chapter 205, page 2189, Session Laws of Colorado 2019; and HB19-1004, chapter 206, page 2199, Session Laws of Colorado 2019.) |
| 25.5-4-402.8 (2)(c)(III) | 21 | Corrects an internal reference to the description of "critical access hospitals" located in the public health provisions of the Code of Federal Regulations. (See HB19-1001, chapter 52, page 177, Session Laws of Colorado 2019.) |
| 25.5-5-103 (4)(a) | 22 | Broadens an internal reference to include the meaning of both qualitative and nonqualitative treatment limitation requirements as those terms are described in the Code of Federal Regulations. (See HB19-1269, chapter 195, page 2132, Session Laws of Colorado 2019.) |
| 25.5-5-324 (4)(a) | 23 | Updates the name of a House committee to conform with HR21-1002, which made changes to the house rules regarding committees of reference. (See HR21-1002.) |
| 25.5-5-502 (4) | 24 | Corrects an internal reference to the reimbursement provisions within this section. The error originated in the House Health and Human Services Committee report amending the introduced version of HB05-1131. (See the 2005 House Journal for February 8, page 262; and HB05-1131, chapter 273, page 1196, Session Laws of Colorado 2005.) |
| 26-2-119.7 (7)(a) | 25 | Repeals this provision as obsolete because it pertains to monetary transfers occurring only in the 2019-20 fiscal year. (See HB19-1223, chapter 389, page 3457, Session Laws of Colorado 2019.) |
| 27-81-102 (13.8) (The repeal of the | 26 | Corrects a drafting error by changing the effective date of the definition of "substance use |

| | | |
|---|----|--|
| definition effective July 1, 2022, and the enactment of the definition effective upon the effective date of this bill.) | | disorder" as defined in this provision from July 1, 2022, to the effective date of this bill. Senate Bill 20-007 added the definition that takes effect on July 1, 2022, to multiple provisions that took effect on July 13, 2020, creating a situation in which a term is used in provisions of law that became effective July 13, 2020, but the definition for which will not become effective until July 1, 2022. (See SB20-007, chapter 286, page 1392, Session Laws of Colorado 2020.) |
| 28-4-102 (4) | 27 | Changes the name of the of the department of military affairs to the department of military and veterans affairs as a conforming amendment to HB02-1413. (See HB02-1413, chapter 121, page 358, Session Laws of Colorado 2002.) |
| 28-4-104 | 28 | See section 27 of this act amending 28-4-102 (4). |
| 28-4-114 | 29 | See section 27 of this act amending 28-4-102 (4). |
| 28-5-709 (1)(c) | 30 | <ul style="list-style-type: none"> • Repeals an internal reference and text associated with section 24-22-115.5 due to the repeal of the section, effective July 1, 2016. (See HB16-1408, chapter 153, page 472, Session Laws of Colorado 2016.) • See section 2 of this act repealing 8-20.5-103 (9)(e). |
| 29-1-603 (1.5) | 31 | Repeals as obsolete an audit required to be performed by public trustees appointed by the governor pursuant to section 38-37-102 because these positions no longer exist. House Bill 19-1295 discontinued the governor's authority to appoint public trustees and terminated the terms of the public trustees appointed pursuant to section 38-37-102, effective June 30, 2020. (See HB19-1295, chapter 338, page 3099, Session Laws of Colorado 2019.) |
| 35-21-105 (1)(b) | 32 | Updates internal references to conform with HB20-1343. House Bill 20-1343 divided article 21 into parts 1 and 2. House Bill 20-1211 added language that references egg dealer's licenses. Egg dealers licenses are now located in part 1 of article 21 rather than the entire article; therefore, references to "this article 21" are being changed to "this part 1". (See HB20-1211, chapter 159, page 712, Session Laws of Colorado 2020; and HB20-1343, chapter 217, page 1077, Session Laws of Colorado 2020.) |

| | | |
|-----------------------------|----|---|
| 36-1-124.3 (5) | 33 | Repeals as inoperative a contingent repeal provision. The state board of land commissioners filed the required report on January 6, 2020, nullifying the repeal of the section. (See the Colorado Legislative Council website.) |
| 37-48-101.3 IP | 34 | Adds an introductory portion to a definitions section to follow standard drafting procedure. |
| 37-92-502 (5)(c) | 35 | Repeals this provision as obsolete because the refund authorized by this provision was to have occurred by June 30, 2004. (See HB04-1402, chapter 110, page 361, Session Laws of Colorado 2004.) |
| 38-12-201.5 (1)(e) | 36 | Corrects an error originating in the introduced version of HB20-1196 in which a mobile home park owner's agent is inadvertently referred to as a home owner's agent. The error occurred when the bill relocated the definition of "entry fee" from section 38-12-209 (1) to subsection (1)(e) of this section. The gender-specific language ("his") found in section 38-12-209 (1) referred to the mobile home park owner's agent; however, when the language was relocated, the gender-specific term was inadvertently changed to "home owner's agent". (See section 38-12-209 (1), C.R.S. 2019; and HB20-1196, chapter 195, page 910, Session Laws of Colorado 2020.) |
| 38-12-213 (6) | 37 | Corrects an internal reference to a provision of the Mobile Home Park Act listing the prohibited features of a rental agreement. This corrects an error originating in the introduced version of HB20-1196. (See HB20-1196, chapter 195, page 924, Session Laws of Colorado 2020.) |
| 38-37-104 (7) | 38 | See section 31 of this act repealing 29-1-603 (1.5). |
| 39-22-5105 | 39 | Repeals as obsolete a contingent repeal provision. The executive director of the department of revenue did not notify the revisor of statutes in writing on or before September 30, 2020, that the department had not received sufficient funding. (See the Colorado General Assembly Notices to the Revisor of Statutes webpage.) |
| 40-15-401 (1)(s) and (1)(t) | 40 | Corrects the name of the providers required to register under section 40-15-302.5. The error originated in the House Business, Labor, Economic, & Workforce Development Committee report amending the introduced |

| | | |
|--|----|---|
| | | version of HB14-1329. (See the 2014 House Journal for March 26, page 693; and HB14-1329, chapter 150, page 514, Session Laws of Colorado 2014.) |
| 42-2-107 (2)(a)(I) and (2)(a)(II)(B) | 41 | <ul style="list-style-type: none"> • In subsection (2)(a)(I), changes "licensee" to "applicant" for the consistent use of terminology within the provision. • In subsection (2)(a)(II), changes the type of document to be consistent with the type of document issued in the provision. This corrects errors in the Senate Health and Human Services Committee report amending the introduced version of SB20-166. (See the 2020 Senate Journal for February 27, page 343; and SB20-166, chapter 280, page 1371, Session Laws of Colorado 2020.) |
| 42-2-302 (2.5)(a)(II) | 42 | See section 41 of this act amending 42-2-107 (2)(a)(I) and (2)(a)(II)(B). |
| 42-2-505 (1.5)(a)(II) | 43 | See section 41 of this act amending 42-2-107 (2)(a)(I) and (2)(a)(II)(B). |
| 42-3-213 (27)(a) and (28)(a) | 44 | See section 27 of this act amending 28-4-102 (4). |
| 43-4-714 (2)(a) | 45 | Corrects a typographical error in a senate second reading floor amendment amending the reengrossed version of HB20-1376. The date of the monetary transfer was erroneously designated for June 30, 2022, rather than June 30, 2023. (See the 2020 Senate Journal for June 9, page 793; and HB20-1376, chapter 207, page 1017.) |
| 44-3-911 (4)(b) | 46 | Amends this provision to specify that permits issued by the state licensing authority in subsection (4)(b) of this section are subject to the suspension and revocation provisions of section 44-3-601. |