

Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 22-0893.01 Brita Darling x2241

HOUSE BILL 22-1292

HOUSE SPONSORSHIP

Lindsay,

SENATE SPONSORSHIP

Jaquez Lewis,

House Committees

Public & Behavioral Health & Human Services

Senate Committees

A BILL FOR AN ACT

101 CONCERNING EXPANDING THE USES OF MONEY IN THE STATE DENTAL
102 LOAN REPAYMENT FUND TO INCLUDE ORAL HEALTH PROGRAMS
103 ADMINISTERED BY THE DEPARTMENT OF PUBLIC HEALTH AND
104 ENVIRONMENT.

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 authorizes money from the tobacco master settlement agreement allocated to the state dental loan repayment program to also be used for oral health programs administered by the department of public

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.

health and environment. The bill renames the "state dental loan repayment fund" the "state dental loan repayment and oral health programs fund" (fund).

The bill modernizes statutory language relating to the fund.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-75-1104.5,
3 **amend** (1.7) introductory portion and (1.7)(m) as follows:

4 **24-75-1104.5. Use of settlement money - programs.**

5 (1.7) Except as otherwise provided in subsections (1.3), (1.8), and (5) of
6 this section, and except that disputed payments received by the state in the
7 2015-16 fiscal year or in any year thereafter are excluded from the
8 calculation of allocations under this subsection (1.7), for the 2016-17
9 fiscal year and for each fiscal year thereafter, the following programs,
10 services, and funds shall receive the following specified percentages of
11 the total amount of settlement ~~moneys~~ MONEY received by the state in the
12 preceding fiscal year:

13 ~~(m) (I) Except as otherwise provided in subsection (1.7)(m)(II) of~~
14 ~~this section,~~ The state dental loan repayment ~~program~~ AND ORAL HEALTH
15 PROGRAMS FUND created in article 23 of title 25 shall receive one percent
16 of the settlement ~~moneys~~ MONEY; AND

17 ~~(II) For the 2020-21 fiscal year, the state dental loan repayment~~
18 ~~program shall receive one percent of the settlement moneys less one~~
19 ~~hundred sixty thousand seven hundred seventeen dollars; and~~

20 **SECTION 2.** In Colorado Revised Statutes, 25-23-104, **amend**
21 (1) and (2) as follows:

22 **25-23-104. State dental loan repayment and oral health**
23 **programs fund - acceptance of grants and donations.** (1) (a) THE

1 STATE DENTAL LOAN REPAYMENT AND ORAL HEALTH PROGRAMS FUND,
2 REFERRED TO IN THIS SECTION AS THE "FUND", IS HEREBY CREATED IN THE
3 STATE TREASURY.

4 (b) ~~The state dental loan repayment program shall be funded by~~
5 ~~moneys~~ FUND CONSISTS OF MONEY appropriated by the general assembly
6 ~~specifically for said program, moneys~~ TO THE FUND, MONEY transferred
7 ~~thereto~~ TO THE FUND pursuant to subsection (2) of this section, and any
8 matching funds or contributions received from ~~any~~ public or private
9 sources. ~~Such funds~~ MATCHING FUNDS OR CONTRIBUTIONS RECEIVED
10 FROM PUBLIC OR PRIVATE SOURCES shall be transmitted to the treasurer,
11 who shall credit the ~~same~~ MONEY to the ~~state dental loan repayment fund,~~
12 ~~which fund is hereby created.~~

13 (c) At the end of any fiscal year, all unexpended and
14 unencumbered ~~moneys~~ MONEY in the fund ~~shall remain therein~~ REMAINS
15 IN THE FUND and shall not be credited or transferred to the general fund
16 or any other fund. ~~Moneys in the fund shall be used~~

17 (d) SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL
18 ASSEMBLY, THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT MAY
19 EXPEND MONEY FROM THE FUND to provide loan repayment assistance to
20 eligible dental professionals ~~Moneys~~ AND TO FUND ORAL HEALTH
21 PROGRAMS ADMINISTERED BY THE DEPARTMENT OF PUBLIC HEALTH AND
22 ENVIRONMENT. MONEY in the fund may also be used to pay for the
23 administrative costs of the department of public health and environment
24 to implement the loan repayment program AND ORAL HEALTH PROGRAMS
25 ADMINISTERED BY THE DEPARTMENT OF PUBLIC HEALTH AND
26 ENVIRONMENT; except that administrative costs shall not exceed ten
27 percent OF THE MONEY IN THE FUND.

1 (2) (a) ~~Except as otherwise provided in subsection (2)(b) of this~~
2 ~~section,~~ Pursuant to section 24-75-1104.5 ~~(1.7)(m)(I)~~ (1.7)(m), for fiscal
3 year 2016-17 and for each fiscal year thereafter so long as the state
4 receives money pursuant to the master settlement agreement, the state
5 treasurer shall transfer to the state dental loan repayment AND ORAL
6 HEALTH PROGRAMS fund one percent of the money received by the state
7 pursuant to the master settlement agreement for the preceding fiscal year.

8 ~~(b) Pursuant to section 24-75-1104.5 (1.7)(m)(II), for fiscal year~~
9 ~~2020-21, the state treasurer shall transfer to the state dental loan~~
10 ~~repayment fund one percent of the money received by the state pursuant~~
11 ~~to the master settlement agreement less one hundred sixty thousand seven~~
12 ~~hundred seventeen dollars.~~

13 ~~(c) (b)~~ The state treasurer shall transfer TO THE FUND the amount
14 specified in subsection (2)(a) ~~or (2)(b)~~ of this section from money
15 credited to the tobacco litigation settlement cash fund created in section
16 24-22-115. Money in the fund is subject to annual appropriation by the
17 general assembly for the purposes of this article 23 AND ORAL HEALTH
18 PROGRAMS ADMINISTERED BY THE DEPARTMENT OF PUBLIC HEALTH AND
19 ENVIRONMENT. The amount appropriated pursuant to this subsection (2)
20 is in addition to and not in replacement of any general fund money
21 appropriated to the ~~state dental loan repayment~~ fund.

22 **SECTION 3. Safety clause.** The general assembly hereby finds,
23 determines, and declares that this act is necessary for the immediate
24 preservation of the public peace, health, or safety.