

First Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO

REREVISED

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

LLS NO. 23-1019.01 Josh Schultz x5486

HOUSE BILL 23-1298

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House Committees
Appropriations

Senate Committees
Appropriations

SENATE
3rd Reading Unamended
May 1, 2023

SENATE
2nd Reading Unamended
April 28, 2023

HOUSE
3rd Reading Unamended
April 24, 2023

HOUSE
2nd Reading Unamended
April 21, 2023

A BILL FOR AN ACT

101 **CONCERNING THE DATE UPON WHICH THE DEPARTMENT OF PUBLIC**
102 **HEALTH AND ENVIRONMENT MUST BEGIN PROVIDING**
103 **REIMBURSEMENTS TO CERTAIN PUBLIC SCHOOLS FOR COSTS**
104 **ASSOCIATED WITH TESTING THE LEAD CONTENT OF DRINKING**
105 **WATER.**

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/>.)

Joint Budget Committee. In 2022, the general assembly passed House Bill 22-1358 (act), which requires each child care center, each

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

family child care home, and each public school that serves any of grades pre-K-8th grade to test its drinking water sources for the presence of lead on or before May 31, 2023. The act also created the school and child care clean drinking water fund (fund) and required the department of public health and environment (CDPHE) to expend money from the fund to reimburse eligible schools, child care centers, and family child care homes, as needed and in a certain order of priority, for costs associated with the testing of drinking water. With regard to eligible schools that serve students in sixth, seventh, or eighth grade, the act required the department to provide such reimbursements on and after March 15, 2024.

The bill changes the date upon which the CDPHE must begin providing reimbursements to eligible schools that serve students in sixth, seventh, or eighth grade from March 15, 2024, to June 1, 2023.

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

2 **SECTION 1.** In Colorado Revised Statutes, 25-8-902, **amend**
3 (5)(b)(IV) as follows:

4 **25-8-902. School and child care clean drinking water fund -**
5 **creation.** (5) The department shall expend money from the fund only:

6 (b) To reimburse eligible schools, child care centers, and family
7 child care homes as needed for costs associated with complying with this
8 part 9, in the following order of priority:

9 (IV) On and after ~~March 15, 2024~~ JUNE 1, 2023, subject to
10 available appropriations, eligible schools that serve students in sixth,
11 seventh, or eighth grade.

12 **SECTION 2.** In Colorado Revised Statutes, 25-8-903, **amend**
13 (7)(b) as follows:

14 **25-8-903. Testing for the presence of lead in drinking water in**
15 **child care centers, family child care homes, and eligible schools -**
16 **remediation - maintenance of records - training - inspections -**
17 **enforcement - reimbursement - technical assistance - exemptions - opt**
18 **out by family child care home - reports. (7) Reimbursement.**

1 (b) Notwithstanding subsection (7)(a) of this section, the department
2 shall not reimburse an eligible school that serves students in sixth,
3 seventh, or eighth grade until ~~March 15, 2024~~ JUNE 1, 2023, for costs
4 incurred for the purpose of complying with this section.

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