

HB1349\_L.002

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Finance.

HB24-1349 be amended as follows:

- 1 Amend printed bill, page 8, line 7, after "FIREARMS DEALER" insert "OR  
2 "GUN DEALER"".
- 3 Page 8, line 10, after "FIREARMS MANUFACTURER" insert "OR "GUN  
4 MANUFACTURER"".
- 5 Page 9, line 10, strike "ELEVEN" and substitute "NINE".
- 6 Page 13, strike lines 1 through 9 and substitute "ISSUE: "SHALL STATE  
7 TAXES BE INCREASED BY \$54,000,000 ANNUALLY TO FUND MENTAL  
8 HEALTH SERVICES, INCLUDING FOR AT-RISK YOUTH, SCHOOL SAFETY AND  
9 GUN VIOLENCE PREVENTION, AND SUPPORT SERVICES FOR VICTIMS OF  
10 DOMESTIC VIOLENCE AND OTHER VIOLENT CRIMES BY AUTHORIZING A TAX  
11 ON GUN DEALERS, GUN MANUFACTURERS, AND AMMUNITION VENDORS AT  
12 THE RATE OF 9% OF THE NET TAXABLE SALES FROM THE RETAIL SALE OF  
13 ANY FIREARM, FIREARM PRECURSOR PART, OR AMMUNITION, WITH THE  
14 STATE KEEPING AND SPENDING ALL OF THE NEW TAX REVENUE AS A  
15 VOTER-APPROVED REVENUE CHANGE?"".
- 16 Page 14, line 3, strike "FORTY-FIVE" and substitute "THIRTY-FIVE".
- 17 Page 14, line 19, strike "FIVE" and substitute "TEN".
- 18 Page 14, line 20, strike "VICTIMS AND".
- 19 Page 14, strike lines 21 and 22 and substitute "SCHOOL SECURITY  
20 DISBURSEMENT PROGRAM CASH FUND CREATED IN SECTION 24-33.5-1811  
21 (1);".
- 22 Page 14, line 24, strike "FIVE" and substitute "TEN".
- 23 Page 14, line 25, strike "COLORADO CRIME".
- 24 Page 14, strike lines 26 and 27.
- 25 Page 15, strike lines 1 through 17 and substitute "BEHAVIORAL AND  
26 MENTAL HEALTH CASH FUND CREATED IN SECTION 24-75-230 (2)(a); AND  
27 (IV) AFTER THE REQUIREMENT IN SUBSECTION (2)(a)(III) OF THIS".
- 28 Page 15, strike line 27.

- 1 Page 16, strike lines 1 through 9.
- 2 Renumber succeeding sections accordingly.
- 3 Page 16, line 18, strike "(2)(a)(I), (2)(a)(III), AND (2)(a)(VI)" and  
4 substitute "(2)(a)(I) AND (2)(a)(IV)".
- 5 Page 16, line 24, strike "(2)(a)(VI)" and substitute "(2)(a)(IV)".
- 6 Page 16, strike lines 26 and 27.
- 7 Page 17, strike line 1.
- 8 Reletter succeeding paragraph accordingly.
- 9 Page 17, lines 18 and 19, strike "39-37-301 (2)(a)(I), (2)(a)(III), AND  
10 (2)(a)(VI)" and substitute "39-37-301 (2)(a)(I) and (2)(a)(IV)".
- 11 Page 17, strike lines 21 through 27.
- 12 Page 18, strike lines 1 through 21 and substitute:  
13 **"SECTION 3.** In Colorado Revised Statutes, **amend**  
14 24-33.5-1811 as follows:  
15 **24-33.5-1811. School security disbursement program cash**  
16 **fund - repeal.** (1) The school security disbursement program cash fund,  
17 referred to in this section as the "fund" is created in the state treasury. The  
18 fund consists of money TRANSFERRED TO THE FUND PURSUANT TO  
19 SECTION 39-37-301 (2)(a)(II) AND ANY OTHER MONEY that the general  
20 assembly may appropriate or transfer to the fund. The state treasurer shall  
21 credit all interest and income derived from the deposit and investment of  
22 money in the fund to the fund. Subject to annual appropriation by the  
23 general assembly, the department may expend money from the fund to  
24 implement the school security disbursement program created in section  
25 24-33.5-1810. The department may expend up to three percent of the  
26 amount appropriated to the fund in each fiscal year for the administrative  
27 expenses incurred in implementing the school security disbursement  
28 program.  
29 (2) This section is repealed, effective ~~July 1, 2024.~~ ~~The state~~  
30 ~~treasurer shall transfer all unexpended and unencumbered money in the~~  
31 ~~fund on June 30, 2024, to the general fund~~ JULY 1, 2032.  
32 **SECTION 4.** In Colorado Revised Statutes, 24-75-230, **amend**  
33 (2)(a), (3), and (5); and **add** (3.5) as follows:  
34 **24-75-230. Behavioral and mental health cash fund - creation**

1 - allowable uses - task force - definitions - repeal.  
2 (2) (a) The behavioral and mental health cash fund is created in  
3 the state treasury. The fund consists of money credited to the fund in  
4 accordance with subsection (2)(b) of this section, MONEY TRANSFERRED  
5 TO THE FUND PURSUANT TO SECTION 39-37-301 (2)(a)(III), and any other  
6 money that the general assembly may appropriate or transfer to the fund.  
7 ~~To respond to the public health emergency with respect to COVID-19 or~~  
8 ~~its negative economic impacts or for the provision of government~~  
9 ~~services;~~ The general assembly may appropriate money from the fund to  
10 a department for behavioral health care.  
11 (3) (a) A department may expend money appropriated from the  
12 fund THAT WAS CREDITED TO THE FUND IN ACCORDANCE WITH  
13 SUBSECTION (2)(b) OF THIS SECTION for purposes permitted under the  
14 "American Rescue Plan Act of 2021" Pub.L. 117-2, as the act may be  
15 subsequently amended, and shall not use the money for any purpose  
16 prohibited by the act. A department or any person who receives SUCH  
17 money from the fund shall comply with any requirements set forth in  
18 section 24-75-226.  
19 (b) THE LIMITATIONS AND REQUIREMENTS SET FORTH IN  
20 SUBSECTION (3)(a) OF THIS SECTION DO NOT APPLY TO MONEY  
21 TRANSFERRED TO THE FUND PURSUANT TO SECTION 39-37-301 (2)(a)(III).  
22 (3.5) THE MONEY TRANSFERRED TO THE FUND PURSUANT TO  
23 SECTION 39-37-301 (2)(a)(III) MUST BE USED BY THE BEHAVIORAL HEALTH  
24 ADMINISTRATION, ESTABLISHED PURSUANT TO SECTION 27-50-102, FOR  
25 THE PURPOSE OF CONTINUING AND EXPANDING ACCESS TO BEHAVIORAL  
26 HEALTH CRISIS RESPONSE SYSTEM SERVICES FOR CHILDREN AND YOUTH IN  
27 ACCORDANCE WITH ARTICLE 60 OF TITLE 27.  
28 (5) This section is repealed, effective ~~July 1, 2027~~ JULY 1, 2032.  
29 **SECTION 5.** In Colorado Revised Statutes, 27-60-103, **add** (1.7)  
30 as follows:  
31 **27-60-103. Behavioral health crisis response system - services**  
32 **- request for proposals - criteria - reporting - rules - definitions -**  
33 **repeal.**  
34 (1.7) BEGINNING JANUARY 1, 2025, THE BHA SHALL USE THE  
35 MONEY TRANSFERRED TO THE BEHAVIORAL AND MENTAL HEALTH CASH  
36 FUND PURSUANT TO SECTIONS 24-75-230 (2)(a) AND 39-37-301 (2)(a)(III),  
37 TO CONTINUE AND EXPAND ACCESS TO BEHAVIORAL HEALTH CRISIS  
38 RESPONSE SYSTEM SERVICES FOR CHILDREN AND YOUTH IN ACCORDANCE  
39 WITH THIS ARTICLE 60."  
40 Renumber succeeding sections accordingly.  
41 Page 1, line 105, strike "GROSS" and substitute "NET".

1 Page 1, strike line 106 and substitute "SALES OF GUN DEALERS, GUN  
2 MANUFACTURERS, AND".

3 Page 1, strike lines 110 through 112 and substitute "MENTAL HEALTH  
4 SERVICES, INCLUDING FOR AT-RISK YOUTH, SCHOOL SAFETY AND GUN  
5 VIOLENCE PREVENTION, AND SUPPORT SERVICES FOR VICTIMS OF  
6 DOMESTIC VIOLENCE AND OTHER VIOLENT CRIMES."

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