

Second Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

**REREVISED**

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

LLS NO. 12-0304.01 Kate Meyer x4348

**HOUSE BILL 12-1104**

**HOUSE SPONSORSHIP**

**Swerdfeger**, Acree, Conti, Hullinghorst, Kagan, Kefalas, Pabon, Swalm

**SENATE SPONSORSHIP**

**Giron**,

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**House Committees**  
Finance

**Senate Committees**  
Health and Human Services

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**A BILL FOR AN ACT**

101 **CONCERNING A CHANGE TO THE VOLUNTARY CONTRIBUTION**  
102 **DESIGNATION BENEFITING THE COLORADO BREAST AND**  
103 **WOMEN'S REPRODUCTIVE CANCERS FUND, AND, IN CONNECTION**  
104 **THEREWITH, CHANGING THE NAME OF THE FUND TO THE**  
105 **COLORADO CANCER FUND AND EXPANDING THE PURPOSE OF THE**  
106 **FUND TO INCLUDE FURTHERANCE OF THE COLORADO CANCER**  
107 **COALITION'S WORK ON BEHALF OF THE CANCER COMMUNITY.**

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**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*

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

SENATE  
3rd Reading Unam ended  
March 14, 2012

SENATE  
2nd Reading Unam ended  
March 13, 2012

HOUSE  
3rd Reading Unam ended  
February 9, 2012

HOUSE  
Am ended 2nd Reading  
February 8, 2012

*http://www.leg.state.co.us/bills/summaries.*)

The bill changes a voluntary contribution on the state income tax return form from the Colorado breast and women's reproductive cancers voluntary contribution to the Colorado Cancer Fund voluntary contribution.

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

**SECTION 1.** In Colorado Revised Statutes, **amend** part 33 of article 22 of title 39 as follows:

PART 33

COLORADO CANCER FUND

VOLUNTARY CONTRIBUTION

**39-22-3301. Legislative declaration.** (1) The general assembly hereby finds and declares that the eradication of ~~women's reproductive~~ ALL cancers is essential to the quality of life of Coloradans. The general assembly recognizes that the mission of the Colorado Cancer Coalition is to bring together and coordinate cancer prevention, early detection, treatment support, and research efforts to improve the quality of life of every person in Colorado.

(2) The general assembly further finds and declares that the Colorado ~~Breast Cancer Task Force~~ CANCER COALITION is a network of organizations and individuals that provide leadership and coordination of ~~breast cancer~~ services FOR CANCER PATIENTS AND THEIR FAMILIES. The general assembly further finds and declares that the ~~task force~~ COALITION serves as a catalyst for ~~breast~~ cancer prevention and control activities throughout the state. The general assembly further recognizes that the ~~task force~~ COALITION partners with many ~~other~~ organizations including the Colorado ~~Ovarian Cancer Project~~ and the Colorado ~~Ovarian Cancer~~

1 ~~Alliance~~ THAT STRIVE TO ENSURE THAT ADEQUATE PREVENTION, EARLY  
2 DETECTION, TREATMENT, AND SURVIVORSHIP CARE ARE AVAILABLE AND  
3 ACCESSIBLE TO ALL COLORADANS.

4 (3) The general assembly further finds and declares that ~~women's~~  
5 ~~cancers affect~~ CANCER AFFECTS not only ~~the women~~ THOSE who are  
6 diagnosed but also their families, friends, communities, and places of  
7 work. Education, awareness, and personal advocacy are essential to the  
8 eradication of ~~breast, cervical, ovarian, and uterine~~ ALL cancers. The  
9 general assembly further finds and declares that the ~~Colorado Breast~~  
10 ~~Cancer Task Force, its partners, and the statewide programs within the~~  
11 Colorado Cancer Coalition ~~strive~~ STRIVES to achieve ~~certain~~ THE goals  
12 and objectives ~~of~~ SET FORTH IN the coalition's Colorado cancer plan  
13 throughout the state, which are integral in addressing the needs of ~~those~~  
14 ~~patients with breast and other women's reproductive cancers, survivors of~~  
15 ~~those cancers~~ CANCER PATIENTS, SURVIVORS, and ~~healthcare~~ HEALTH  
16 CARE providers.

17 (4) In order to assist the Colorado ~~Breast Cancer Task Force~~  
18 CANCER COALITION in fulfilling its mission, the general assembly  
19 recognizes that the citizens of Colorado may be willing to provide  
20 moneys to assist in the ~~task force's~~ COALITION'S education, personal  
21 advocacy, treatment, and health promotion efforts. The general assembly  
22 further recognizes that ~~a review committee~~ THE COLORADO CANCER FUND  
23 ADVISORY BOARD, CONSISTING of appropriate members and partners of  
24 the Colorado Cancer Coalition, will be established to ensure moneys are  
25 distributed in a fair and equitable manner. It is therefore the intent of the  
26 general assembly to provide Colorado citizens the opportunity to support  
27 the efforts of the ~~task force~~ COLORADO CANCER COALITION and its

1 partners by allowing citizens to make a voluntary contribution on their  
2 state income tax returns for such purpose.

3 **39-22-3302. Voluntary contribution designation - procedure.**

4 For income tax years commencing on or after ~~January 1, 2010~~ JANUARY  
5 1, 2012, but prior to ~~January 1, 2020~~ JANUARY 1, 2017, the Colorado state  
6 individual income tax return form shall contain a line whereby each  
7 individual taxpayer may designate the amount of the contribution, if any,  
8 the individual wishes to make to the Colorado ~~breast and women's~~  
9 ~~reproductive cancers~~ CANCER fund created in section 39-22-3303.

10 **39-22-3303. Contributions credited to the Colorado cancer**  
11 **fund - creation - appropriation.** (1) The department of revenue shall

12 determine annually the total amount designated pursuant to section  
13 39-22-3302 and shall report that amount to the state treasurer and to the  
14 general assembly. The state treasurer shall credit that amount to the  
15 Colorado ~~breast and women's reproductive cancers~~ CANCER fund, which  
16 fund is hereby created in the state treasury. All interest derived from the  
17 deposit and investment of moneys in the fund shall be credited to the  
18 fund.

19 (2) The general assembly shall appropriate annually from the  
20 Colorado ~~breast and women's reproductive cancers~~ CANCER fund to the  
21 department of revenue its costs of administering moneys designated as  
22 contributions to the fund. All moneys remaining in the fund at the end of  
23 a fiscal year, after subtracting the appropriation to the department, shall  
24 be transferred to the Colorado Cancer Coalition, an organization under  
25 the direction of the Colorado Foundation for Public Health and the  
26 Environment, a Colorado nonprofit organization. The coalition shall  
27 administer the moneys in furtherance of ~~the work of the Colorado Breast~~

1 ~~Cancer Task Force and its partners~~ ITS WORK ON BEHALF OF THE CANCER  
2 COMMUNITY.

3 **39-22-3304. Repeal of part.** This part 33 is repealed, effective  
4 ~~January 1, 2021~~ JANUARY 1, 2018, unless the voluntary contribution to the  
5 Colorado ~~breast and women's reproductive cancers~~ CANCER fund  
6 established by section 39-22-3303 is continued or reestablished by the  
7 general assembly acting by bill prior to said date.

8 **SECTION 2. Act subject to petition - effective date.** This act  
9 takes effect at 12:01 a.m. on the day following the expiration of the  
10 ninety-day period after final adjournment of the general assembly (August  
11 7, 2012, if adjournment sine die is on May 9, 2012); except that, if a  
12 referendum petition is filed pursuant to section 1 (3) of article V of the  
13 state constitution against this act or an item, section, or part of this act  
14 within such period, then the act, item, section, or part will not take effect  
15 unless approved by the people at the general election to be held in  
16 November 2012 and, in such case, will take effect on the date of the  
17 official declaration of the vote thereon by the governor.