

Second Regular Session
Seventy-second General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 20-1281.01 Jerry Barry x4341

HOUSE BILL 20-1392

HOUSE SPONSORSHIP

Esgar and Ransom, McCluskie

SENATE SPONSORSHIP

Zenzinger, Moreno, Rankin

House Committees
Appropriations

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE REPEAL OF CERTAIN PROVISIONS RELATED TO
102 PERSONS WITH A DISABILITY, AND, IN CONNECTION THEREWITH,
103 REDUCING AN APPROPRIATION.

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. The bill repeals the Colorado advisory council for persons with disabilities and the disabled parking education program, makes conforming amendments, and reduces an appropriation.

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.

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

2 **SECTION 1.** In Colorado Revised Statutes, **repeal** article 24 of
3 title 26.

4 **SECTION 2.** In Colorado Revised Statutes, **repeal** 42-1-227.

5 **SECTION 3.** In Colorado Revised Statutes, 2-3-1203, **repeal**
6 (14)(a)(IX) as follows:

7 **2-3-1203. Sunset review of advisory committees - legislative**
8 **declaration - definition - repeal.** (14) (a) The following statutory
9 authorizations for the designated advisory committees are scheduled for
10 repeal on September 1, 2023:

11 (~~IX) The Colorado advisory council for persons with disabilities~~
12 ~~created in section 26-24-103;~~

13 **SECTION 4.** In Colorado Revised Statutes, 27-67-109, **amend**
14 (3) as follows:

15 **27-67-109. Child and youth mental health services standards**
16 **- advisory board.** (3) In making appointments to the advisory board, the
17 state department must include representation by at least one member who
18 is a person with a disability, ~~as defined in section 26-24-102 (2);~~ a family
19 member of a person with a disability, or a member of an advocacy group
20 for persons with disabilities, provided that the other requirements of
21 subsection (2) of this section are met.

22 **SECTION 5.** In Colorado Revised Statutes, **amend** 42-1-226 as
23 follows:

24 **42-1-226. Disabled parking education and enforcement fund**
25 **- created.** There is hereby created in the state treasury the disabled
26 parking education and enforcement fund, which consists of ~~moneys~~
27 MONEY collected pursuant to this section and section 42-4-1208 (6) and

1 (7). The general assembly shall appropriate the ~~moneys~~ MONEY in the
2 fund for the purposes specified in sections ~~42-1-227~~, 42-3-204 and
3 42-4-1208. Unexpended and unencumbered ~~moneys~~ MONEY in the fund
4 at the end of a fiscal year ~~shall remain~~ REMAINS in the fund and shall not
5 be credited or transferred to the general fund or another fund. The
6 department may accept gifts, grants, or donations from private or public
7 sources for the purposes of this section. All private and public funds
8 received through gifts, grants, or donations ~~shall~~ MUST be transmitted to
9 the state treasurer, who shall credit the ~~moneys~~ MONEY to the fund.

10 **SECTION 6.** In Colorado Revised Statutes, 42-3-204, **amend**
11 (2)(d) introductory portion and (5)(d) as follows:

12 **42-3-204. Reserved parking for persons with disabilities -**
13 **applicability - definitions - rules. (2) Administration by the**
14 **department. (d) Department to establish forms - rules.** The
15 department ~~in consultation with the Colorado advisory council for persons~~
16 ~~with disabilities, created in section 26-24-103~~, shall promulgate a rule
17 creating an application and renewal form that:

18 (5) **Issuance of plate or placard - rules. (d) Department to give**
19 **notice of rights and responsibilities.** When a person files an application
20 for issuance or renewal of an identifying plate or placard under this
21 section, the department shall provide to the applicant an informational
22 pamphlet or other informational source, developed by the department, that
23 describes reserved parking and the rights and responsibilities of the
24 holders of identifying plates or placards. The department ~~in consultation~~
25 ~~with the Colorado advisory council for persons with disabilities, created~~
26 ~~in section 26-24-103~~, shall develop the pamphlet or other informational
27 source.

1 **SECTION 7. Appropriation - adjustments to 2020 long bill.** To
2 implement this act, the general fund appropriation made in the annual
3 general appropriation act for the 2020-21 state fiscal year to the
4 department of human services for use by the special purpose division for
5 the Colorado advisory council for persons with disabilities is decreased
6 by \$238,497 and the related FTE is decreased by 1.0 FTE.

7 **SECTION 8. Safety clause.** The general assembly hereby finds,
8 determines, and declares that this act is necessary for the immediate
9 preservation of the public peace, health, or safety.