

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.

An Act

SENATE BILL 23-234

BY SENATOR(S) Bridges and Kirkmeyer;
also REPRESENTATIVE(S) Bird and Sirota, Bockenfeld, Lieder, Lindsay,
Marshall, Michaelson Jenet, Snyder, Titone, Willford.

CONCERNING THE CESSATION OF ADVANCE PAYMENT OF PREMIUMS FOR
STATE EMPLOYEE FAMILY AND MEDICAL LEAVE INSURANCE
COVERAGE, AND, IN CONNECTION THEREWITH, TRANSFERRING MONEY
FROM THE FAMILY AND MEDICAL LEAVE INSURANCE FUND BACK TO
THE REVENUE LOSS RESTORATION CASH FUND.

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

SECTION 1. In Colorado Revised Statutes, 8-13.3-518, **add** (4)(d)
as follows:

**8-13.3-518. Family and medical leave insurance fund -
establishment and investment - repeal.** (4) (d) (I) NOTWITHSTANDING
ANY PROVISION OF THIS SECTION TO THE CONTRARY, THE DIVISION SHALL
CEASE TO CREDIT THE MONEY TRANSFERRED TO THE FUND FROM THE
REVENUE LOSS RESTORATION CASH FUND PURSUANT TO SUBSECTION (4)(a)
OF THIS SECTION AS AN ADVANCE PAYMENT OF PREMIUMS FOR STATE
EMPLOYEE COVERAGE THAT THE STATE IS REQUIRED TO PAY UNDER THE

*Capital letters or bold & italic numbers indicate new material added to existing law; dashes
through words or numbers indicate deletions from existing law and such material is not part of
the act.*

FAMILY AND MEDICAL LEAVE INSURANCE PROGRAM AT THE END OF FISCAL YEAR 2023-24.

(II) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, ON THE DATE ON WHICH THE FUND BALANCE MEETS OR EXCEEDS ONE HUNDRED MILLION DOLLARS, OR AS SOON AS POSSIBLE THEREAFTER, THE STATE TREASURER SHALL TRANSFER THIRTY-FIVE MILLION DOLLARS FROM THE FUND BACK TO THE REVENUE LOSS RESTORATION FUND CREATED IN SECTION 24-75-227 (2)(a) AS REPAYMENT OF THE UNEXPENDED AMOUNT OF THE ADVANCE PAYMENT OF PREMIUMS FOR STATE EMPLOYEE COVERAGE MADE BY THE STATE PURSUANT TO SUBSECTION (4)(a) OF THIS SECTION.

(III) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, ON OR AS SOON AS POSSIBLE AFTER THE DATE THE STATE CONTROLLER PUBLISHES THE COMPREHENSIVE ANNUAL FINANCIAL REPORT OF THE STATE FOR STATE FISCAL YEAR 2023-24 , THE STATE TREASURER SHALL TRANSFER ANY REMAINING AMOUNT OF THE FIFTY-SEVEN MILLION DOLLARS TRANSFERRED TO THE FUND FROM THE REVENUE LOSS RESTORATION CASH FUND PURSUANT TO SUBSECTION (4)(a) OF THIS SECTION, IN ADDITION TO THE THIRTY-FIVE MILLION DOLLARS TO BE TRANSFERRED PURSUANT TO SUBSECTION (4)(d)(II) OF THIS SECTION, BACK TO THE REVENUE LOSS RESTORATION CASH FUND AS REPAYMENT OF THE UNEXPENDED AMOUNT OF THE ADVANCE PAYMENT OF PREMIUMS FOR STATE EMPLOYEE COVERAGE MADE BY THE STATE PURSUANT TO SUBSECTION (4)(a) OF THIS SECTION.

SECTION 2. In Colorado Revised Statutes, 24-75-227, **amend** (2)(b)(III)(A) and (2)(b)(III)(B); and **add** (2)(b)(III)(C) as follows:

24-75-227. Revenue loss restoration cash fund - creation - allowable uses - definitions - repeal. (2) (b) (III) The fund also includes:

(A) Five million five hundred sixty-three thousand nine hundred eighty-eight dollars from the money the state received from the federal coronavirus state fiscal recovery fund under section 9901 of title IX, subtitle M of the "American Rescue Plan Act of 2021", which the state treasurer shall transfer to the fund; ~~and~~

(B) The amounts transferred to the fund in accordance with section 24-75-228 (3.5)(b) and (3.7); AND

(C) THE AMOUNT TRANSFERRED TO THE FUND IN ACCORDANCE WITH SECTION 8-13.3-518 (4)(d)(II).

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

Steve Fenberg
PRESIDENT OF
THE SENATE

Julie McCluskie
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____

(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO