

**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 17-264

BY SENATOR(S) Moreno, Lambert, Lundberg, Donovan, Fenberg, Fields, Garcia, Jahn, Jones, Kefalas, Kerr, Martinez Humenik, Merrifield, Tate, Todd, Williams A., Zenzinger;  
also REPRESENTATIVE(S) Young, Hamner, Rankin, Arndt, Benavidez, Buckner, Carver, Esgar, Exum, Foote, Ginal, Hansen, Herod, Hooton, Kennedy, Lebsack, Lee, Lontine, Melton, Michaelson Jenet, Mitsch Bush, Pettersen, Rosenthal, Salazar, Singer, Valdez, Winter, Duran, Becker K., Bridges, Jackson, Kraft-Tharp, McLachlan.

CONCERNING FUNDING SOURCES RELATED TO SERVICES FOR BEHAVIORAL  
OR MENTAL HEALTH DISORDERS.

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

**SECTION 1.** In Colorado Revised Statutes, 39-28.8-501, **amend** (2)(b)(IV) introductory portion and (2)(b)(IV)(D) as follows:

**39-28.8-501. Marijuana tax cash fund - creation - distribution - legislative declaration.** (2) (b) (IV) Subject to the limitation in subsection (5) of this section, the general assembly may annually appropriate any money in the fund for any fiscal year following the fiscal year in which ~~they were~~ IT WAS received by the state for the following purposes:

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

(D) For jail-based and other behavioral health services for persons involved in OR DIVERTED FROM the criminal justice system; ~~through the correctional treatment cash fund created in section 18-19-103 (4)(a); C.R.S.;~~

**SECTION 2.** In Colorado Revised Statutes, 27-66-104, **amend** (4) as follows:

**27-66-104. Types of services purchased - limitation on payments - offender mental health services fund - repeal.** (4) (a) The offender mental health services fund, referred to in this subsection (4) as the "fund", is hereby created in the state treasury. On and after July 1, 2016, the principal of the fund consists of any money that the general assembly may appropriate to the fund for the purchase of BEHAVIORAL OR mental health DISORDER services for juvenile and adult offenders who have BEHAVIORAL OR mental health ~~problems~~ DISORDERS and are involved in the criminal justice system. Subject to annual appropriation by the general assembly, the ~~unit~~ OFFICE OF BEHAVIORAL HEALTH shall distribute the principal of the fund to the community mental health centers. Any unexpended and unencumbered ~~moneys~~ MONEY in the fund at the end of the 2015-16 fiscal year shall be transferred to the tobacco litigation settlement cash fund created in section 24-22-115. ~~C.R.S.~~

(b) Repealed.

(c) THIS SUBSECTION (4) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2017.

**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, and safety.

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Kevin J. Grantham  
PRESIDENT OF  
THE SENATE

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Crisanta Duran  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

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Effie Ameen  
SECRETARY OF  
THE SENATE

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Marilyn Eddins  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

APPROVED \_\_\_\_\_

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John W. Hickenlooper  
GOVERNOR OF THE STATE OF COLORADO