

First Regular Session
Sixty-sixth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 07-0922.01 Esther van Mourik

HOUSE BILL 07-1354

HOUSE SPONSORSHIP

Primavera, and McGihon

SENATE SPONSORSHIP

(None),

House Committees
Finance

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE ADDITION OF A LINE TO COLORADO STATE
102 INDIVIDUAL INCOME TAX RETURN FORMS WHEREBY INDIVIDUAL
103 TAXPAYERS MAY MAKE A VOLUNTARY CONTRIBUTION TO THE
104 COLORADO BREAST AND WOMEN'S REPRODUCTIVE CANCERS
105 FUND.

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Creates the Colorado breast and women's reproductive cancers fund (fund) in the state treasury. If there are no more than 14 other lines on the Colorado state individual income tax forms for voluntary

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.

contributions for the state income tax year commencing January 1, 2007, for income tax years commencing on or after January 1, 2007, but before January 1, 2010, requires a voluntary contribution designation line for the fund to appear on individual income tax return forms.

Directs the department of revenue (department) to determine annually the total amount designated to the fund and to report that amount to the state treasurer and the general assembly. Directs the state treasurer to credit that amount to the fund.

Requires the general assembly to appropriate annually from the fund to the department its costs of administering moneys designated as contributions to the fund. States that all moneys remaining in the fund at the end of a fiscal year shall be transferred to the Colorado cancer coalition, an organization under the direction of the Colorado foundation for public health and the environment, a Colorado nonprofit organization, for the coalition to administer in furtherance of the work of the Colorado breast cancer task force and its partners.

Makes legislative findings and declarations.

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

2 **SECTION 1.** Article 22 of title 39, Colorado Revised Statutes, is
3 amended BY THE ADDITION OF A NEW PART to read:

4 **PART 33**

5 **COLORADO BREAST AND WOMEN'S REPRODUCTIVE**
6 **CANCERS VOLUNTARY CONTRIBUTION**

7 **39-22-3301. Legislative declaration.** (1) THE GENERAL
8 ASSEMBLY HEREBY FINDS AND DECLARES THAT THE ERADICATION OF
9 WOMEN'S REPRODUCTIVE CANCERS IS ESSENTIAL TO THE QUALITY OF LIFE
10 OF COLORADANS. THE GENERAL ASSEMBLY RECOGNIZES THAT THE
11 MISSION OF THE COLORADO CANCER COALITION IS TO BRING TOGETHER
12 AND COORDINATE CANCER PREVENTION, EARLY DETECTION, TREATMENT
13 SUPPORT, AND RESEARCH EFFORTS TO IMPROVE THE QUALITY OF LIFE OF
14 EVERY PERSON IN COLORADO.

15 (2) THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT
16 THE COLORADO BREAST CANCER TASK FORCE IS A NETWORK OF

1 ORGANIZATIONS AND INDIVIDUALS THAT PROVIDE LEADERSHIP AND
2 COORDINATION OF BREAST CANCER SERVICES. THE GENERAL ASSEMBLY
3 FURTHER FINDS AND DECLARES THAT THE TASK FORCE SERVES AS A
4 CATALYST FOR BREAST CANCER PREVENTION AND CONTROL ACTIVITIES
5 THROUGHOUT THE STATE. THE GENERAL ASSEMBLY FURTHER RECOGNIZES
6 THAT THE TASK FORCE PARTNERS WITH MANY OTHER ORGANIZATIONS
7 INCLUDING THE COLORADO OVARIAN CANCER PROJECT AND THE
8 COLORADO OVARIAN CANCER ALLIANCE.

9 (3) THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT
10 WOMEN'S CANCERS AFFECT NOT ONLY THE WOMEN WHO ARE DIAGNOSED
11 BUT ALSO THEIR FAMILIES, FRIENDS, COMMUNITIES, AND PLACES OF WORK.
12 EDUCATION, AWARENESS, AND PERSONAL ADVOCACY ARE ESSENTIAL TO
13 THE ERADICATION OF BREAST, CERVICAL, OVARIAN, AND UTERINE
14 CANCERS. THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT
15 THE COLORADO BREAST CANCER TASK FORCE, ITS PARTNERS, AND THE
16 STATEWIDE PROGRAMS WITHIN THE COLORADO CANCER COALITION
17 STRIVE TO ACHIEVE CERTAIN GOALS AND OBJECTIVES OF THE COALITION'S
18 COLORADO CANCER PLAN THROUGHOUT THE STATE, WHICH ARE INTEGRAL
19 IN ADDRESSING THE NEEDS OF THOSE PATIENTS WITH BREAST AND OTHER
20 WOMEN'S REPRODUCTIVE CANCERS, SURVIVORS OF THOSE CANCERS, AND
21 HEALTHCARE PROVIDERS.

22 (4) IN ORDER TO ASSIST THE COLORADO BREAST CANCER TASK
23 FORCE IN FULFILLING ITS MISSION, THE GENERAL ASSEMBLY RECOGNIZES
24 THAT THE CITIZENS OF COLORADO MAY BE WILLING TO PROVIDE MONEYS
25 TO ASSIST IN THE TASK FORCE'S EDUCATION, PERSONAL ADVOCACY,
26 TREATMENT, AND HEALTH PROMOTION EFFORTS. THE GENERAL ASSEMBLY
27 FURTHER RECOGNIZES THAT A REVIEW COMMITTEE OF APPROPRIATE

1 MEMBERS AND PARTNERS OF THE COLORADO CANCER COALITION WILL BE
2 ESTABLISHED TO ENSURE MONEYS ARE DISTRIBUTED IN A FAIR AND
3 EQUITABLE MANNER. IT IS THEREFORE THE INTENT OF THE GENERAL
4 ASSEMBLY TO PROVIDE COLORADO CITIZENS THE OPPORTUNITY TO
5 SUPPORT THE EFFORTS OF THE TASK FORCE AND ITS PARTNERS BY
6 ALLOWING CITIZENS TO MAKE A VOLUNTARY CONTRIBUTION ON THEIR
7 STATE INCOME TAX RETURNS FOR SUCH PURPOSE.

8 **39-22-3302. Voluntary contribution designation - procedure.**
9 FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2007,
10 BUT PRIOR TO JANUARY 1, 2010, THE COLORADO STATE INDIVIDUAL
11 INCOME TAX RETURN FORM SHALL CONTAIN A LINE WHEREBY EACH
12 INDIVIDUAL TAXPAYER MAY DESIGNATE THE AMOUNT OF THE
13 CONTRIBUTION, IF ANY, THE INDIVIDUAL WISHES TO MAKE TO THE
14 COLORADO BREAST AND WOMEN'S REPRODUCTIVE CANCERS FUND
15 CREATED IN SECTION 39-22-3303.

16 **39-22-3303. Contributions credited to the Colorado breast and**
17 **women's reproductive cancers fund - appropriation.** (1) THE
18 DEPARTMENT OF REVENUE SHALL DETERMINE ANNUALLY THE TOTAL
19 AMOUNT DESIGNATED PURSUANT TO SECTION 39-22-3302 AND SHALL
20 REPORT THAT AMOUNT TO THE STATE TREASURER AND TO THE GENERAL
21 ASSEMBLY. THE STATE TREASURER SHALL CREDIT THAT AMOUNT TO THE
22 COLORADO BREAST AND WOMEN'S REPRODUCTIVE CANCERS FUND, WHICH
23 FUND IS HEREBY CREATED IN THE STATE TREASURY. ALL INTEREST
24 DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEYS IN THE FUND
25 SHALL BE CREDITED TO THE FUND.

26 (2) THE GENERAL ASSEMBLY SHALL APPROPRIATE ANNUALLY
27 FROM THE COLORADO BREAST AND WOMEN'S REPRODUCTIVE CANCERS

1 FUND TO THE DEPARTMENT OF REVENUE ITS COSTS OF ADMINISTERING
2 MONEYS DESIGNATED AS CONTRIBUTIONS TO THE FUND. ALL MONEYS
3 REMAINING IN THE FUND AT THE END OF A FISCAL YEAR, AFTER
4 SUBTRACTING THE APPROPRIATION TO THE DEPARTMENT, SHALL BE
5 TRANSFERRED TO THE COLORADO CANCER COALITION, AN ORGANIZATION
6 UNDER THE DIRECTION OF THE COLORADO FOUNDATION FOR PUBLIC
7 HEALTH AND THE ENVIRONMENT, A COLORADO NONPROFIT
8 ORGANIZATION. THE COALITION SHALL ADMINISTER THE MONEYS IN
9 FURTHERANCE OF THE WORK OF THE COLORADO BREAST CANCER TASK
10 FORCE AND ITS PARTNERS.

11 **39-22-3304. Repeal of part.** THIS PART 33 IS REPEALED,
12 EFFECTIVE JANUARY 1, 2011, UNLESS THE VOLUNTARY CONTRIBUTION TO
13 THE COLORADO BREAST AND WOMEN'S REPRODUCTIVE CANCERS FUND
14 ESTABLISHED BY SECTION 39-22-3303 IS CONTINUED OR REESTABLISHED
15 BY THE GENERAL ASSEMBLY ACTING BY BILL PRIOR TO SAID DATE.

16 **SECTION 2. Effective date.** (1) This act shall take effect
17 September 1, 2007, but only if, on or before that date, the executive
18 director of the department of revenue files a written certification with the
19 revisor of statutes that there are no more than fourteen other lines on the
20 Colorado state individual income tax forms for voluntary contributions
21 for the state income tax year commencing January 1, 2007.

22 (2) However, if a referendum petition is filed against this act or
23 an item, section, or part of this act during the 90-day period after final
24 adjournment of the general assembly that is allowed for submitting a
25 referendum petition pursuant to article V, section 1 (3) of the state
26 constitution, then the act, item, section, or part, shall not take effect unless
27 approved by the people at a biennial regular general election and shall

1 take effect on the date specified in subsection (1) or on the date of the
2 official declaration of the vote thereon by proclamation of the governor,
3 whichever is later.