

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

SB19-008 be amended as follows:

1 Amend printed bill, page 9, after line 21 insert:

2 "SECTION 6. In Colorado Revised Statutes, **add** part 9 to article  
3 20.5 of title 25 as follows:

4 PART 9

5 HARM REDUCTION GRANT PROGRAM

6 **25-20.5-901. Harm reduction grant program - creation -**  
7 **application - permissible uses - department duties.** (1) SUBJECT TO  
8 AVAILABLE APPROPRIATIONS, THE DEPARTMENT SHALL DEVELOP AND  
9 IMPLEMENT A HARM REDUCTION GRANT PROGRAM, REFERRED TO IN THIS  
10 SECTION AS THE "GRANT PROGRAM", TO REDUCE HEALTH RISKS  
11 ASSOCIATED WITH DRUG USE AND IMPROVE COORDINATION BETWEEN LAW  
12 ENFORCEMENT AGENCIES, PUBLIC HEALTH AGENCIES, AND  
13 COMMUNITY-BASED ORGANIZATIONS. THE DEPARTMENT MAY CONTRACT  
14 WITH AN INDEPENDENT ENTITY FOR THE ADMINISTRATION OF THE GRANT  
15 PROGRAM.

16 (2) TO BE ELIGIBLE TO RECEIVE GRANT FUNDING PURSUANT TO  
17 THIS PART 9, AN ENTITY MUST BE A NONPROFIT ORGANIZATION IN GOOD  
18 STANDING AND REGISTERED WITH THE FEDERAL INTERNAL REVENUE  
19 SERVICE AND THE COLORADO SECRETARY OF STATE'S OFFICE, A LOCAL  
20 PUBLIC HEALTH AGENCY ESTABLISHED PURSUANT TO SECTION 25-1-506,  
21 OR A LAW ENFORCEMENT AGENCY. GRANTEEES MUST BE WILLING TO  
22 PROVIDE SERVICES TO INDIVIDUALS WHO MAY NOT BE READY TO SEEK  
23 ADDICTION TREATMENT SERVICES OR WHO ARE IN RECOVERY.

24 (3) ON OR BEFORE NOVEMBER 1, 2019, THE DEPARTMENT SHALL  
25 DEVELOP:

26 (a) ELIGIBILITY CRITERIA FOR NONPROFIT ORGANIZATIONS, LOCAL  
27 PUBLIC HEALTH AGENCIES, AND LAW ENFORCEMENT AGENCIES;

28 (b) THE GRANT APPLICATION PROCESS AND SCHEDULE;

29 (c) A PROCESS FOR DETERMINING THE AMOUNT OF EACH GRANT  
30 THAT IS AWARDED; AND

31 (d) THE PERFORMANCE METRICS AND DATA COLLECTION REQUIRED  
32 OF GRANTEEES.

33 (4) (a) PERMISSIBLE USES OF FUNDING PROVIDED PURSUANT TO  
34 THIS GRANT PROGRAM INCLUDE, BUT ARE NOT LIMITED TO:

35 (I) TRAININGS RELEVANT TO THE FIELD OF HARM REDUCTION,  
36 WHICH MAY INCLUDE HOW TO ADMINISTER NALOXONE;

37 (II) PURCHASING AND PROVIDING STERILE EQUIPMENT AND  
38 SYRINGE DISPOSAL EQUIPMENT;

39 (III) PROVIDING DIRECT SERVICES TO PERSONS WHO HAVE COME  
40 INTO CONTACT WITH OR WHO ARE AT RISK OF COMING INTO CONTACT WITH  
41 THE CRIMINAL JUSTICE SYSTEM, WHICH MAY INCLUDE ACCESSING

1 TREATMENT AND HEALTH CARE SERVICES, OVERDOSE PREVENTION  
2 ACTIVITIES, AND RECOVERY SUPPORT SERVICES;

3 (IV) OUTREACH AND ENGAGEMENT TO PEOPLE WHO COME INTO  
4 CONTACT WITH OR WHO ARE AT-RISK OF COMING INTO CONTACT WITH THE  
5 CRIMINAL JUSTICE SYSTEM AND WHO ARE IN NEED OF MENTAL HEALTH OR  
6 SUBSTANCE USE DISORDER SERVICES;

7 (V) FACILITATING COMMUNICATION, TRAINING, AND TECHNICAL  
8 ASSISTANCE AMONG LAW ENFORCEMENT AGENCIES, PUBLIC HEALTH  
9 AGENCIES, AND COMMUNITY-BASED HARM REDUCTION AGENCIES;

10 (VI) COORDINATING LOCAL EFFORTS REGARDING CO-RESPONDER  
11 AND DIVERSION PROGRAMS; AND

12 (VII) AURICULAR ACUDETTOX TRAINING AND SERVICES.

13 (b) IN ORDER TO ENSURE GRANTEEES ARE COORDINATING EFFORTS  
14 ACROSS PUBLIC HEALTH AND CRIMINAL JUSTICE SYSTEMS AT THE LOCAL  
15 LEVEL, FUNDING MAY BE USED TO SUPPORT A HARM REDUCTION AND LAW  
16 ENFORCEMENT LIAISON WHO HAS EXPERIENCE WORKING WITH  
17 COMMUNITY-BASED ORGANIZATIONS, LOCAL PUBLIC HEALTH AGENCIES,  
18 AND LAW ENFORCEMENT AGENCIES.

19 (5) THE DEPARTMENT SHALL NOT AWARD ANY GRANT MONEY IN  
20 EXCESS OF THE AMOUNT IN THE HARM REDUCTION GRANT PROGRAM CASH  
21 FUND CREATED PURSUANT TO SECTION 25-20.5-902.

22 **25-20.5-902. Harm reduction grant program cash fund -**  
23 **creation.** (1) THE HARM REDUCTION GRANT PROGRAM CASH FUND,  
24 REFERRED TO IN THIS SECTION AS THE "FUND", IS CREATED IN THE STATE  
25 TREASURY. THE FUND CONSISTS OF MONEY THAT THE GENERAL ASSEMBLY  
26 MAY APPROPRIATE OR TRANSFER TO THE FUND.

27 (2) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND  
28 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE  
29 FUND TO THE FUND.

30 (3) SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL  
31 ASSEMBLY, THE DEPARTMENT MAY EXPEND MONEY FROM THE FUND FOR  
32 THE PURPOSES OF THIS PART 9.

33 (4) THE STATE TREASURER SHALL TRANSFER ALL UNEXPENDED  
34 AND UNENCUMBERED MONEY IN THE FUND ON SEPTEMBER 1, 2024, TO THE  
35 GENERAL FUND.

36 **25-20.5-903. Rules.** THE DEPARTMENT MAY PROMULGATE RULES  
37 AS NECESSARY FOR THE IMPLEMENTATION OF THIS PART 9.

38 **25-20.5-904. Repeal of part - sunset review.** THIS PART 9 IS  
39 REPEALED, EFFECTIVE SEPTEMBER 1, 2024. BEFORE ITS REPEAL, THE  
40 DEPARTMENT OF REGULATORY AGENCIES SHALL REVIEW THE GRANT  
41 PROGRAM IN ACCORDANCE WITH SECTION 24-34-104.

42 **SECTION 7.** In Colorado Revised Statutes, 24-34-104, **add**  
43 (25)(a)(XX) as follows:

1           **24-34-104. General assembly review of regulatory agencies**  
2 **and functions for repeal, continuation, or reestablishment - legislative**  
3 **declaration - repeal.** (25) (a) The following agencies, functions, or both,  
4 are scheduled for repeal on September 1, 2024:

5           (XX) THE HARM REDUCTION GRANT PROGRAM CREATED IN  
6 SECTION 25-20.5-901."

7 Renumber succeeding sections accordingly.

8 Page 10, strike lines 13 through 17.

9 Renumber succeeding subsection accordingly.

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