

**BY AUTHORITY**

ORDINANCE NO. \_\_\_\_\_  
SERIES OF 2018

COUNCIL BILL NO. CB18-0589  
COMMITTEE OF REFERENCE:  
Safety, Housing, Education & Homelessness

**A BILL**

**For an ordinance amending Article XVII of the Revised Municipal Code of the City and County of Denver concerning property taxes dedicated for the purchase of services on behalf of persons with intellectual and developmental disabilities.**

**BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

**Section 1.** Section 53-550 of the Denver Revised Municipal Code is hereby amended by adding the underlined language and deleting the stricken language to read as follows:

**ARTICLE XVII. - DEDICATED PROPERTY TAXES FOR PURCHASE OF SERVICES ON BEHALF OF PERSONS WITH INTELLECTUAL AND DEVELOPMENTAL DISABILITIES**

**Sec. 53-550. – Developmental Disabilities Mill Levy**

- (a) *Dedicated mill levy increases for purchase of services to persons with intellectual and developmental disabilities, children up to age five with developmental delays, and persons seeking a developmental disability or delay determination.* The city shall assess on an annual basis, in addition to any and all other city and county ad valorem property tax levies, a levy at the rate of 1.0 mill on all taxable property in the City and County of Denver. The revenue derived from said levy shall be credited to the human services special revenue fund, fund number 13000 of the fund plan as set forth in section 20-18 and used exclusively for the purposes set forth in this article XVII.
- (b) *Permitted uses of mill levy revenue.* Revenue derived from the dedicated levy shall be used exclusively for the following purposes:
  - (1) Contracts for purchasing services and supports for persons with intellectual and developmental disabilities, children up to age five with developmental delays, and persons seeking a developmental disability or delay determination through the community centered board for Denver County as designated by the Colorado Department of Health Care Policy and Financing pursuant to §§ 25.5-10-209 and 27-15.5-104, C.R.S., as amended.
  - (2) Contracts for purchasing services and supports for persons with intellectual and developmental disabilities, children up to age five with developmental delays, and persons seeking a developmental disability or delay determination through any other entity or organization that provides such services.
  - (3) Transfer of revenue to the Colorado Department of Health Care Policy and Financing in order to receive matching federal funds to provide Medicaid-approved waiver services to persons with intellectual and developmental disabilities.

1 (4) Costs incurred by the Denver Department of Human Services in order to administer  
2 and enforce any contracts for purchasing supports to eligible persons ~~with intellectual~~  
3 ~~and developmental disabilities~~ as permitted by this section, in an amount not to  
4 exceed three-quarters of one percent (.75%) of the revenue derived from the  
5 dedicated levy per annum.

6 (c) *Residency requirement for beneficiaries of dedicated revenue.* Any contract for purchase  
7 of supports or services as permitted by this section shall include provisions to require  
8 and ensure that revenue derived from the dedicated levy is expended for the benefit of  
9 children and adults who are residents of Denver in accordance with rules and  
10 regulations of the executive director of the Colorado Department of Health Care Policy  
11 and Financing promulgated pursuant to § 25.5-10-204, C.R.S., as amended.

12 (d) *Cap on administrative expenses paid from dedicated funds.* Except as permitted in this  
13 subsection (d), Any contract for supports or services as permitted by this section shall  
14 include a provision limiting the amount of the service provider's administrative and  
15 overhead expenses that may be paid by the city to the service provider to no more than  
16 fifteen (15) percent of the total amount of dedicated mill levy funds disbursed to the  
17 service provider per annum. From July 1, 2018, until December 31, 2020, a service  
18 provider may recover up to eighteen (18) percent of the total amount of dedicated mill  
19 levy funds disbursed to the service provider per annum.

20 (e) *Reporting.* The community centered board for Denver County shall provide an annual  
21 report to the council of the City and County of Denver in accordance with the terms of  
22 the contract for purchasing services and supports for persons with intellectual and  
23 developmental disabilities.

24 COMMITTEE APPROVAL DATE: June 13, 2018

25 MAYOR-COUNCIL DATE: N/A

26 PASSED BY THE COUNCIL: \_\_\_\_\_

27 \_\_\_\_\_ - PRESIDENT

28 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_

29 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
30 EX-OFFICIO CLERK OF THE  
31 CITY AND COUNTY OF DENVER

32 NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_; \_\_\_\_\_

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34 PREPARED BY: Andrew Riestler, Assistant City Attorney DATE: June 14, 2018

35 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of  
36 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed  
37 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §  
38 3.2.6 of the Charter.

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40 Kristin M. Bronson, Denver City Attorney

41  
42 BY: Kristin M. Bronson, Assistant City Attorney

DATE: June 14, 2018