



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

Fiscal Note

Drafting Number:	LLS 24-1032	Date:	February 16, 2024
Prime Sponsors:	Sen. Fenberg Rep. McCluskie; deGruy Kennedy	Bill Status:	Senate State Affairs
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Bill Topic: **COLORADO OPEN MEETINGS LAW FOR THE GENERAL ASSEMBLY**

Summary of Fiscal Impact: **No fiscal impact.** The bill modifies open meetings and open records law related to meetings and communications of members of the General Assembly. The bill has no impact on state or local revenue or expenditures.

Appropriation Summary: No appropriation is required

Fiscal Note Status: The fiscal note reflects the introduced bill.

Summary of Legislation

The bill changes and clarifies the application of the Colorado Open Meetings Law and the Colorado Open Records Act with respect to meetings and communications of the General Assembly and its members.

Under current law, when a public body conducts public business or if a majority of members or a quorum of members is in attendance, the public must be notified in advance and minutes of the meeting must be recorded. This bill establishes that for the purposes of applying the open meetings law to the General Assembly, "public business" means legislation and bills, resolutions, and memorials, or other matters being considered by a statutory committee, any interim committee, or a committee of reference. Public business does not include matters that are administrative, interpersonal, or logistical if the merits or substance of matters are not discussed.

Additionally, a quorum can only be established when the full membership of a public body of the legislature is meeting at the same time. A quorum must be contemporaneous to require public notification and meeting minutes. Finally, the bill establishes that written communications exchanged between two or more members of the General Assembly, including electronic communication, are not subject to open meeting laws; however, a record of the communication may be subject to inspection if required under open records law.

Assessment of No Fiscal Impact

The bill clarifies application of the open meetings law and open records act with respect to meetings and communications of the General Assembly. These changes will have no impact on the workload or expenditures of any of the Legislative Department service agencies, and is assessed as having no fiscal impact.

Effective Date

The bill takes effect upon signature of the Governor, or upon becoming law without his signature.

State and Local Government Contacts

All Legislative Service Agencies

The revenue and expenditure impacts in this fiscal note represent changes from current law under the bill for each fiscal year. For additional information about fiscal notes, please visit the [General Assembly website](#).