

Second Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO

REVISED

*This Version Includes All Amendments Adopted  
on Second Reading in the Second House*

LLS NO. 14-0546.01 Kate Meyer x4348

HOUSE BILL 14-1004

HOUSE SPONSORSHIP

Foote and Humphrey, Singer

SENATE SPONSORSHIP

Nicholson and Lambert, Lundberg

House Committees  
Judiciary

Senate Committees  
Local Government

A BILL FOR AN ACT

101 CONCERNING EMERGENCY MANAGEMENT, AND, IN CONNECTION  
102 THEREWITH, ELIMINATING AND REORGANIZING TWO ENTITIES  
103 WITHIN THE DIVISION OF HOMELAND SECURITY AND  
104 EMERGENCY MANAGEMENT IN THE DEPARTMENT OF PUBLIC  
105 SAFETY AND AUTHORIZING THE GOVERNOR TO PROVIDE  
106 INDIVIDUAL ASSISTANCE DURING A DISASTER ABSENT A  
107 PRESIDENTIAL DECLARATION OF THE SAME.

Bill Summary

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at*

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.*

SENATE  
2nd Reading Unamended  
February 14, 2014

HOUSE  
3rd Reading Unamended  
January 23, 2014

HOUSE  
Amended 2nd Reading  
January 22, 2014

[http://www.leg.state.co.us/bills/summaries.](http://www.leg.state.co.us/bills/summaries/))

The bill makes various changes to the manner in which emergency management functions are administered.

**Sections 1 and 15** of the bill eliminate the Colorado emergency planning commission and transfer the commission's functions and duties as follows:

- ! Current rules, the authority to promulgate new rules, and duties relating to the implementation of the federal "Emergency Planning and Community Right-to-Know Act of 1986", are transferred to the department of public safety for allocation to the director of the division of fire prevention and control (division). **Sections 4, 5, 6, 7, 8, 9, and 10** effect the transfer of specific related duties.
- ! The commission's duty to assist in training personnel to react to emergency response situations is transferred to the emergency planning subcommittee (subcommittee), a new permanent body under the homeland security and all-hazards senior advisory committee in the division.

**Section 11** creates the subcommittee and describes its composition and functions. **Section 12** subjects the subcommittee to the sunset review required for new advisory entities.

**Section 2** eliminates the governor's disaster emergency council. As a result of this elimination, **sections 13 and 14** make necessary conforming amendments.

Current law authorizes the governor to provide financial assistance to individuals and families affected by a major disaster only if the president of the United States has declared that such a disaster exists. **Section 3** instead allows the governor to render such assistance upon a gubernatorial declaration.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-1-128.6, **amend**  
3 (4) as follows:

4 **24-1-128.6. Department of public safety - creation.** (4) (a) The  
5 Colorado emergency planning commission, created by ~~part 15 of article~~  
6 ~~33.5 of this title, shall exercise its powers and perform its duties and~~  
7 ~~functions as if the same were transferred by a **type 2** transfer to the~~  
8 ~~department of public safety~~ **SECTION 24-33.5-1503, PRIOR TO THE REPEAL**

1 OF THAT SECTION BY HOUSE BILL 14-1004, IS ABOLISHED, AND ITS  
2 POWERS, DUTIES, AND FUNCTIONS ARE TRANSFERRED BY A **TYPE 3**  
3 TRANSFER AS FOLLOWS:

4 (I) THE DUTY TO PROMULGATE ANY RULES NECESSARY FOR  
5 IMPLEMENTATION OF THE FEDERAL "EMERGENCY PLANNING AND  
6 COMMUNITY RIGHT-TO-KNOW ACT OF 1986", 42 U.S.C. SEC. 11001 ET  
7 SEQ., TITLE III OF THE FEDERAL "SUPERFUND AMENDMENTS AND  
8 REAUTHORIZATION ACT OF 1986", PUB.L. 99-499, THE OTHER POWERS  
9 AND DUTIES DESCRIBED UNDER SECTION 24-33.5-1503.5 (2), AND THE  
10 DUTY TO ADMINISTER THE SARA TITLE III FUND CREATED IN SECTION  
11 24-33.5-1506, ARE TRANSFERRED TO THE DEPARTMENT OF PUBLIC  
12 SAFETY AND ALLOCATED TO THE DIRECTOR OF THE DIVISION OF  
13 HOMELAND SECURITY AND EMERGENCY MANAGEMENT; AND

14 (II) ALL OTHER FUNCTIONS RELATING TO IMPLEMENTATION OF THE  
15 FEDERAL "EMERGENCY PLANNING AND COMMUNITY RIGHT-TO-KNOW  
16 ACT OF 1986", 42 U.S.C. SEC. 11001 ET SEQ., TITLE III OF THE FEDERAL  
17 "SUPERFUND AMENDMENTS AND REAUTHORIZATION ACT OF 1986",  
18 PUB.L. 99-499, THAT WERE ENJOYED BY THE COLORADO EMERGENCY  
19 PLANNING COMMISSION PRIOR TO ITS REPEAL BY HOUSE BILL 14-1004, ARE  
20 TRANSFERRED TO THE DEPARTMENT OF PUBLIC SAFETY AND ALLOCATED  
21 TO THE EMERGENCY PLANNING SUBCOMMITTEE OF THE HOMELAND  
22 SECURITY AND ALL-HAZARDS SENIOR ADVISORY COMMITTEE, WHICH  
23 SUBCOMMITTEE IS CREATED UNDER SECTION 24-33.5-1614 (3.5).

24 (b) ~~Effective July 1, 2012, the Colorado emergency planning~~  
25 ~~commission in the department of local affairs, created by part 26 of article~~  
26 ~~32 of this title, prior to its repeal in 2012, and its powers, duties, and~~  
27 ~~functions are transferred by a type 2 transfer to the department of public~~

1 safety, pursuant to this article:

2 **SECTION 2.** In Colorado Revised Statutes, 24-33.5-704, **amend**  
3 (8) (a) (I), (8) (a) (II), and (8) (b) (IV); and **repeal** (3) and (8) (a) (III) as  
4 follows:

5 **24-33.5-704. The governor and disaster emergencies - expert**  
6 **emergency epidemic response committee - creation.** (3) (a) ~~There is~~  
7 ~~hereby created a governor's disaster emergency council, referred to in this~~  
8 ~~part 7 as the "council", consisting of not less than six nor more than nine~~  
9 ~~members. The attorney general, the adjutant general, and the executive~~  
10 ~~directors of the following departments shall be members: Personnel,~~  
11 ~~transportation, public safety, and natural resources. The additional~~  
12 ~~members, if any, shall be appointed by the governor from among the~~  
13 ~~executive directors of the other departments. The governor shall serve as~~  
14 ~~chairperson of the council, and a majority shall constitute a quorum. The~~  
15 ~~council shall meet at the call of the governor and shall advise the~~  
16 ~~governor and the director of the division of homeland security and~~  
17 ~~emergency management on all matters pertaining to the declaration of~~  
18 ~~disasters and the disaster response and recovery activities of the state~~  
19 ~~government; except that nothing in the duties of the council shall be~~  
20 ~~construed to limit the authority of the governor to act without the advice~~  
21 ~~of the council when the situation calls for prompt and timely action when~~  
22 ~~disaster threatens or exists.~~

23 (b) ~~The members of the governor's disaster emergency council, as~~  
24 ~~such existed prior to June 30, 2012, are the initial members of the council~~  
25 ~~on July 1, 2012.~~

26 (8) (a) There is hereby created a governor's expert emergency  
27 epidemic response committee. The committee shall:

1 (I) Meet at least annually to review and amend, as necessary, the  
2 supplement to the state disaster plan that is concerned with the public  
3 health response to acts of bioterrorism, pandemic influenza, and  
4 epidemics caused by novel and highly fatal infectious agents; AND

5 (II) Provide expert public health advice to the governor in the  
6 event of an emergency epidemic. ~~and~~

7 (III) ~~Provide information to, and fully cooperate with, the council.~~

8 (b) (IV) The executive director of the department of public safety  
9 or the executive director's designee shall serve as an ex officio member  
10 of the committee and ~~shall~~ IS not be able to vote on decisions of the  
11 committee. He or she shall serve as a liaison between the committee ~~the~~  
12 ~~council~~, and the Colorado emergency planning commission in the event  
13 of an emergency epidemic.

14 **SECTION 3.** In Colorado Revised Statutes, **amend** 24-33.5-1106  
15 as follows:

16 **24-33.5-1106. Grants to individuals.** (1) Whenever the ~~president~~  
17 ~~of the United States, at the request of the~~ governor has declared a major  
18 disaster to exist in this state, ~~the governor~~ HE OR SHE is authorized, upon  
19 ~~the governor's~~ MAKING A determination that financial assistance is  
20 essential to meet disaster-related necessary expenses or serious needs of  
21 individuals or families adversely affected by a major disaster which  
22 cannot be otherwise adequately met from other means of assistance, to  
23 accept a grant from the federal government to fund such financial  
24 assistance, subject to such terms and conditions as may be imposed upon  
25 the grant.

26 (2) Notwithstanding any other law or rule, the governor is  
27 authorized to make financial grants to meet disaster-related necessary

1 expenses or serious needs of individuals or families adversely affected by  
2 a major disaster which cannot otherwise adequately be met from other  
3 means of assistance, which grants shall not exceed five thousand dollars  
4 in the aggregate to an individual or family in any single major disaster  
5 declared by the ~~president~~ GOVERNOR.

6 **SECTION 4.** In Colorado Revised Statutes, **amend** 24-33.5-1502  
7 as follows:

8 **24-33.5-1502. Definitions.** (1) All terms used in this part 15 have  
9 the same meaning as defined under the federal "Emergency Planning and  
10 Community Right-to-Know Act of 1986", 42 U.S.C. sec. 11001 et seq.,  
11 Pub.L. 99-499, and regulations thereunder, referred to in this part 15 as  
12 the "federal act".

13 (2) AS USED IN THIS PART 15:

14 (a) "DIRECTOR" MEANS THE DIRECTOR OF THE DIVISION OF  
15 HOMELAND SECURITY AND EMERGENCY MANAGEMENT CREATED IN  
16 SECTION 24-33.5-1603.

17 (b) "SUBCOMMITTEE" MEANS THE EMERGENCY PLANNING  
18 SUBCOMMITTEE OF THE HOMELAND SECURITY AND ALL-HAZARDS SENIOR  
19 ADVISORY COMMITTEE CREATED IN SECTION 24-33.5-1614 (3.5).

20 **SECTION 5.** In Colorado Revised Statutes, 24-33.5-1503.5,  
21 **amend** (1) introductory portion, (1) (a), (2) introductory portion, and (2)  
22 (d) as follows:

23 **24-33.5-1503.5. Powers and duties of the director - legislative**  
24 **intent - rules.** (1) It is the intent of the general assembly that the  
25 ~~commission~~ DIRECTOR, WITH THE ADVICE OF THE SUBCOMMITTEE,  
26 promulgate rules pursuant to this part 15 that encourage:

27 (a) Consistency between information requested by the ~~commission~~

1 DIRECTOR and the purposes of implementation of the federal act; and

2 (2) Consistent with the powers and duties imposed upon it HIM OR  
3 HER by the federal act, or granted to it in this part 15, the ~~commission~~  
4 DIRECTOR has the following powers and duties:

5 (d) To coordinate ~~its~~ HIS OR HER activities with those of the  
6 Colorado state patrol relating to the transportation of hazardous materials.

7 **SECTION 6.** In Colorado Revised Statutes, 24-33.5-1504,  
8 **amend** (1) and (2); and **add** (4) as follows:

9 **24-33.5-1504. Local emergency planning committees - creation**  
10 **and duties.** (1) The ~~commission~~ SUBCOMMITTEE shall designate local  
11 emergency planning districts to develop emergency response and  
12 preparedness capabilities in accordance with the federal act. The  
13 boundaries of such districts shall be the same as the boundaries of either  
14 a county, municipality, or a combination thereof.

15 (2) Upon the request of the ~~commission~~ SUBCOMMITTEE, the  
16 primary governing body having jurisdiction over the local emergency  
17 planning district, the county commissioners, or the city council, as the  
18 case may be, shall provide nominations for membership on the local  
19 emergency planning committee. The ~~commission~~ SUBCOMMITTEE shall  
20 appoint members of a local emergency planning committee for each  
21 emergency planning district in accordance with the federal act. For local  
22 emergency planning districts for which no nominations have been  
23 submitted by the governing body, the ~~commission~~ SUBCOMMITTEE may  
24 designate either the county commissioners or city council, as the case may  
25 be, to serve as the local emergency planning committee.

26 (4) UNLESS ANOTHER ENTITY IS SO DESIGNATED BY THE  
27 GOVERNOR, THE SUBCOMMITTEE IS THE STATE EMERGENCY RESPONSE

1 COMMISSION REQUIRED UNDER THE FEDERAL ACT.

2 **SECTION 7.** In Colorado Revised Statutes, 24-33.5-1505,  
3 **amend** (3) as follows:

4 **24-33.5-1505. Immunity.** (3) ~~NE~~ NEITHER THE DIRECTOR NOR  
5 ANY member of the ~~commission~~ SUBCOMMITTEE, or any local emergency  
6 planning committee shall be liable for the death of or any injury to  
7 persons or loss or damage to property or the environment or any civil  
8 damages resulting from any act or omission arising out of the  
9 performance of the functions, duties, and responsibilities of the  
10 ~~commission~~ DIRECTOR OR SUBCOMMITTEE or local emergency planning  
11 committee, except for acts or omissions which constitute willful  
12 misconduct.

13 **SECTION 8.** In Colorado Revised Statutes, 24-33.5-1506,  
14 **amend** (1) and (2) as follows:

15 **24-33.5-1506. SARA Title III fund - creation - acceptance of**  
16 **gifts, grants, and donations.** (1) There is hereby created in the state  
17 treasury ~~a fund to be known as~~ the SARA Title III fund, also referred to  
18 in this part 15 as the "fund", which shall be administered by the  
19 ~~commission~~ DIRECTOR. The moneys in the fund are subject to annual  
20 appropriation by the general assembly for the purposes of this part 15,  
21 including the disbursement of grants pursuant to section 24-33.5-1507.

22 (2) The ~~commission~~ DIRECTOR is hereby authorized to accept all  
23 moneys received from the federal government and from public or private  
24 grants, gifts, bequests, donations, and other contributions for any purpose  
25 consistent with ~~the provisions of~~ this part 15. ~~Such~~ THE moneys shall be  
26 credited to the ~~SARA Title III fund. created by subsection (1) of this~~  
27 ~~section.~~



1           **SECTION 9.** In Colorado Revised Statutes, **amend** 24-33.5-1507  
2 as follows:

3           **24-33.5-1507. Application for grants - disbursements from**  
4 **SARA Title III fund - regulations.** (1) The ~~department of public safety~~  
5 OFFICE OF PREPAREDNESS IN THE DIVISION OF HOMELAND SECURITY AND  
6 EMERGENCY MANAGEMENT, CREATED IN SECTION 24-33.5-1606.5 AND  
7 REFERRED TO IN THIS SUBSECTION (1) AS THE "OFFICE", shall administer  
8 all grants from the fund. The ~~department~~ OFFICE shall accept applications  
9 from local emergency planning committees and from first responder  
10 organizations who have coordinated their request with their local  
11 emergency planning committee and shall direct those applications to the  
12 ~~commission. The commission~~ SUBCOMMITTEE, WHICH shall evaluate the  
13 applications and shall recommend to the ~~department of public safety~~  
14 OFFICE which grants should be made for the purposes of emergency  
15 planning and emergency response, including training and planning  
16 programs and training and planning equipment as needed to carry out the  
17 purposes of this part 15.

18           (2) WITH THE ADVICE OF THE SUBCOMMITTEE, the ~~commission~~  
19 DIRECTOR shall promulgate rules prescribing the procedures to be  
20 followed in the making, filing, and evaluation of grant applications, and  
21 any other regulations necessary for administering the SARA Title III  
22 fund.

23           **SECTION 10.** In Colorado Revised Statutes, 24-33.5-1605,  
24 **amend** (2) as follows:

25           **24-33.5-1605. Director - duties and powers - rules.** (2) The  
26 director may promulgate, in accordance with article 4 of this title, any  
27 rules necessary to implement PART 15 OF THIS ARTICLE AND sections

1 24-33.5-1604 (2) (a), 24-33.5-1608, and 24-33.5-1609.

2 **SECTION 11.** In Colorado Revised Statutes, 24-33.5-1614, **add**  
3 (3.5) as follows:

4 **24-33.5-1614. Homeland security and all-hazards senior**  
5 **advisory committee - creation - composition - duties - creation of the**  
6 **emergency planning subcommittee - repeal.** (3.5) (a) IN ADDITION TO  
7 ANY SUBCOMMITTEES CREATED PURSUANT TO PARAGRAPH (f) OF  
8 SUBSECTION (3) OF THIS SECTION, THERE IS HEREBY CREATED THE  
9 EMERGENCY PLANNING SUBCOMMITTEE, ALSO REFERRED TO IN THIS  
10 SUBSECTION (3.5) AS THE "SUBCOMMITTEE", TO THE ADVISORY  
11 COMMITTEE.

12 (b) (I) THE SUBCOMMITTEE CONSISTS OF TWELVE MEMBERS.

13 (II) FIVE OF THE TWELVE MEMBERS ARE THE FOLLOWING EX  
14 OFFICIO REPRESENTATIVES OF STATE GOVERNMENT OR THEIR DESIGNEES:

15 (A) THE DIRECTOR;

16 (B) THE DIRECTOR OF THE DIVISION OF FIRE PREVENTION AND  
17 CONTROL IN THE DEPARTMENT OF PUBLIC SAFETY;

18 (C) THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT IN  
19 THE DEPARTMENT OF LOCAL AFFAIRS;

20 (D) THE DIRECTOR OF THE DIVISION IN THE DEPARTMENT OF  
21 PUBLIC HEALTH AND ENVIRONMENT RESPONSIBLE FOR HAZARDOUS  
22 MATERIALS AND WASTE MANAGEMENT; AND

23 (E) A REPRESENTATIVE OF THE COLORADO STATE PATROL IN THE  
24 DEPARTMENT OF PUBLIC SAFETY.

25 (III) THE REMAINING SEVEN MEMBERS OF THE COMMISSION ARE  
26 APPOINTED BY THE EXECUTIVE DIRECTOR FOR TWO-YEAR TERMS, AND MAY  
27 BE REAPPOINTED FOR ADDITIONAL TERMS. OF THOSE SEVEN MEMBERS,

1 TWO SHALL REPRESENT LOCAL GOVERNMENTS, TWO SHALL BE FROM  
2 EITHER PUBLIC INTEREST GROUPS OR COMMUNITY GROUPS, ONE SHALL  
3 REPRESENT A LOCAL EMERGENCY PLANNING COMMITTEE, AND TWO SHALL  
4 REPRESENT INDUSTRIES AFFECTED BY IMPLEMENTATION OF THE FEDERAL  
5 "EMERGENCY PLANNING AND COMMUNITY RIGHT-TO-KNOW ACT OF  
6 1986", 42 U.S.C. SEC. 11001 ET SEQ., TITLE III OF THE FEDERAL  
7 "SUPERFUND AMENDMENTS AND REAUTHORIZATION ACT OF 1986",  
8 PUB.L. 99-499.

9 (c) (I) THE MEMBERS OF THE COLORADO EMERGENCY PLANNING  
10 COMMISSION, AS SUCH EXISTED PRIOR TO ITS REPEAL PURSUANT TO HOUSE  
11 BILL 14-1004, ARE THE INITIAL MEMBERS OF THE SUBCOMMITTEE. THE  
12 TERMS OF SUCH INITIAL MEMBERS CONTINUE AND EXPIRE ACCORDING TO  
13 THE DATES FOR WHICH SUCH MEMBERS WERE ORIGINALLY APPOINTED.

14 (II) (A) UPON EXPIRATION OF THE TERMS OF THE INITIAL MEMBERS  
15 SERVING PURSUANT TO SUBPARAGRAPH (I) OF THIS PARAGRAPH (c), AND  
16 UPON THE CREATION OF ANY OTHER VACANCY OR TERM EXPIRATION, THE  
17 EXECUTIVE DIRECTOR SHALL APPOINT A MEMBER REPRESENTING THE SAME  
18 INTEREST, AS DESCRIBED IN SUBPARAGRAPH (III) OF PARAGRAPH (b) OF  
19 THIS SUBSECTION (3.5), AS THE VACATING MEMBER.

20 (B) A VACANCY APPOINTMENT IS FOR THE REMAINDER OF THE  
21 UNEXPIRED TERM OF THE VACATING MEMBER.

22 (d) MEMBERS OF THE SUBCOMMITTEE DO NOT RECEIVE  
23 COMPENSATION OR PER DIEM FOR THEIR SERVICES ON THE SUBCOMMITTEE;  
24 EXCEPT THAT MEMBERS MAY BE REIMBURSED FOR TRAVEL EXPENSES  
25 INCURRED IN CONNECTION WITH ACTIVITIES OTHER THAN ATTENDING  
26 MEETINGS OF THE SUBCOMMITTEE.

27 (e) IN ADDITION TO ANY OTHER DUTIES AND FUNCTIONS DESCRIBED

1 IN PART 15 OF THIS ARTICLE, THE SUBCOMMITTEE SHALL ADVISE THE  
2 ADVISORY COMMITTEE ON MATTERS PERTAINING TO IMPLEMENTATION OF  
3 THE FEDERAL "EMERGENCY PLANNING AND COMMUNITY  
4 RIGHT-TO-KNOW ACT OF 1986", 42 U.S.C. SEC. 11001 ET SEQ., TITLE III  
5 OF THE FEDERAL "SUPERFUND AMENDMENTS AND REAUTHORIZATION ACT  
6 OF 1986", PUB.L. 99-499. THE SUBCOMMITTEE SHALL ALSO KEEP THE  
7 ADVISORY COMMITTEE INFORMED OF ACTIONS IT TAKES UNDER SECTION  
8 24-33.5-1504 REGARDING LOCAL EMERGENCY PLANNING COMMITTEES OR  
9 DISTRICTS.

10 (f) THIS SUBSECTION (3.5) IS REPEALED, EFFECTIVE SEPTEMBER 1,  
11 2019. PRIOR TO SUCH REPEAL, THE SUBCOMMITTEE SHALL BE REVIEWED  
12 PURSUANT TO SECTION 2-3-1203, C.R.S.

13 **SECTION 12.** In Colorado Revised Statutes, 2-3-1203, **add** (3)  
14 (ff.5) (III) as follows:

15 **2-3-1203. Sunset review of advisory committees.** (3) The  
16 following dates are the dates for which the statutory authorization for the  
17 designated advisory committees is scheduled for repeal:

18 (ff.5) September 1, 2019:

19 (III) THE EMERGENCY PLANNING SUBCOMMITTEE TO THE  
20 HOMELAND SECURITY AND ALL-HAZARDS SENIOR ADVISORY COMMITTEE,  
21 CREATED IN SECTION 24-33.5-1614 (3.5), C.R.S.

22 **SECTION 13.** In Colorado Revised Statutes, 2-3-1502, **repeal** (2)  
23 as follows:

24 **2-3-1502. Definitions.** As used in this part 15, unless the context  
25 otherwise requires:

26 (2) "~~Council~~" ~~means the governor's disaster emergency council~~  
27 ~~created in section 24-33.5-704 (3), C.R.S.~~

1           **SECTION 14.** In Colorado Revised Statutes, 2-3-1503, **amend**  
2 (1) (a) and (2) as follows:

3           **2-3-1503. Legislative emergency preparedness, response, and**  
4 **recovery committee - creation - membership - duties.** (1) (a) There is  
5 hereby created a legislative emergency preparedness, response, and  
6 recovery committee. The legislative committee shall develop a plan for  
7 the response by, and continuation of operations of, the general assembly  
8 and the legislative service agencies in the event of an emergency  
9 epidemic or disaster. The legislative committee shall cooperate and  
10 coordinate with ~~the council~~, the division, the department, and the  
11 GEEERC in developing the plan. The legislative committee shall develop  
12 and submit the plan to the speaker of the house of representatives, the  
13 president of the senate, the governor, the executive director of the  
14 department, ~~the council~~, the director of the division, and the GEEERC no  
15 later than July 1, 2011. The legislative committee shall meet at least  
16 annually to review and amend the plan as necessary and shall provide any  
17 updated plan to the persons or entities specified in this paragraph (a).  
18 ~~except that the legislative committee shall not meet during the 2010~~  
19 ~~interim.~~ The legislative committee may recommend legislation pertaining  
20 to the preparedness, response, and recovery by, and continuation of  
21 operations of, the general assembly and the legislative service agencies  
22 in the event of an emergency epidemic or disaster. The legislative  
23 committee shall provide information to and fully cooperate with ~~the~~  
24 ~~council~~, the division, the department, and the GEEERC in fulfilling its  
25 duties under this section.

26           (2) In the event of an emergency epidemic or disaster that the  
27 governor declares to be a disaster emergency pursuant to section

1 24-33.5-704, C.R.S., the legislative committee shall convene as rapidly  
2 and as often as necessary to advise the speaker of the house of  
3 representatives, the president of the senate, and the legislative service  
4 agencies regarding reasonable and appropriate measures to be taken by  
5 the general assembly and the legislative service agencies to respond to the  
6 emergency epidemic or disaster and protect the public health, safety, and  
7 welfare. The legislative committee shall communicate, cooperate, and  
8 seek advice and assistance from ~~the council~~, the division, the department,  
9 and the GEEERC in responding to the emergency epidemic or disaster.

10 **SECTION 15.** In Colorado Revised Statutes, **repeal**  
11 24-33.5-1503.

12 **SECTION 16. Safety clause.** The general assembly hereby finds,  
13 determines, and declares that this act is necessary for the immediate  
14 preservation of the public peace, health, and safety.