

Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

REREVISED

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

LLS NO. 14-0844.01 Ed DeCecco x4216

HOUSE BILL 14-1194

HOUSE SPONSORSHIP

Gerou, Duran, May

SENATE SPONSORSHIP

Lambert, Hodge, Steadman

House Committees

State, Veterans, & Military Affairs

Senate Committees

State, Veterans, & Military Affairs
Legislative Council

A BILL FOR AN ACT

101 **CONCERNING THE RECREATION OF THE LEGISLATIVE DIGITAL POLICY**
102 **ADVISORY COMMITTEE.**

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 <http://www.leg.state.co.us/billsummaries>.)

Joint Budget Committee. Last year, the general assembly established the legislative digital policy advisory committee (LDPAC) to develop plans relating to:

- ! Converting existing archived recordings of legislative proceedings into a digital format; and

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
3rd Reading Unamended
April 29, 2014

SENATE
2nd Reading Unamended
April 28, 2014

HOUSE
3rd Reading Unamended
February 19, 2014

HOUSE
2nd Reading Unamended
February 18, 2014

! Implementing the "Uniform Electronic Legal Material Act".

The LDPAC made its recommendations to the committee on legal services and the joint budget committee on November 1, 2013, prior to its repeal on January 1, 2014.

The bill recreates the LDPAC, which consists of the same 7 members as the prior advisory committee, plus the revisor of statutes, the secretary of state, and the president of the state historical society.

The LDPAC is required to:

- ! Monitor the digitization of archived recordings;
- ! Make recommendations for implementation of the "Uniform Electronic Legal Material Act" for legislative electronic records; and
- ! Make recommendations for an optimal method of records creation, storage, and access for other state electronic records.

The LDPAC will report its findings and recommendations to the committee on legal services and joint budget committee on or before October 1 of this year and the next.

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

2 **SECTION 1.** In Colorado Revised Statutes, **recreate and**
3 **reenact, with amendments,** 24-80-114 as follows:

4 **24-80-114. Legislative digital policy advisory committee -**
5 **report - definitions - repeal.** (1) AS USED IN THIS SECTION, UNLESS THE
6 CONTEXT OTHERWISE REQUIRES:

7 (a) "ADVISORY COMMITTEE" MEANS THE LEGISLATIVE DIGITAL
8 POLICY ADVISORY COMMITTEE CREATED IN SUBSECTION (2) OF THIS
9 SECTION.

10 (b) "ARCHIVED RECORDINGS" MEANS THE AUDIO RECORDS OF THE
11 GENERAL ASSEMBLY'S LEGISLATIVE PROCEEDINGS FROM 1973 TO 2001
12 THAT ARE STORED BY THE DEPARTMENT OF PERSONNEL.

13 (c) "ELECTRONIC" MEANS RELATING TO TECHNOLOGY HAVING
14 ELECTRICAL, DIGITAL, MAGNETIC, WIRELESS, OPTICAL,

1 ELECTROMAGNETIC, OR SIMILAR CAPABILITIES.

2 (d) "RECORD" MEANS INFORMATION THAT IS INSCRIBED ON A
3 TANGIBLE MEDIUM OR THAT IS STORED IN AN ELECTRONIC OR OTHER
4 MEDIUM AND IS RETRIEVABLE IN PERCEIVABLE FORM.

5 (2) THE LEGISLATIVE DIGITAL POLICY ADVISORY COMMITTEE IS
6 CREATED. THE ADVISORY COMMITTEE CONSISTS OF THE FOLLOWING
7 INDIVIDUALS, OR THEIR DESIGNEES:

8 (a) THE STATE ARCHIVIST;

9 (b) THE LIBRARIAN OF THE SUPREME COURT LIBRARY;

10 (c) THE STATE LIBRARIAN;

11 (d) THE DIRECTOR OF RESEARCH OF THE LEGISLATIVE COUNCIL;

12 (e) THE DIRECTOR OF THE OFFICE OF LEGISLATIVE LEGAL SERVICES;

13 (f) THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES;

14 (g) THE SECRETARY OF THE SENATE;

15 (h) THE REVISOR OF STATUTES;

16 (i) THE SECRETARY OF STATE; AND

17 (j) THE PRESIDENT OF THE STATE HISTORICAL SOCIETY.

18 (3) THE ADVISORY COMMITTEE SHALL:

19 (a) MONITOR THE DIGITIZATION OF ARCHIVED RECORDINGS;

20 (b) MAKE RECOMMENDATIONS FOR THE IMPLEMENTATION OF THE
21 "UNIFORM ELECTRONIC LEGAL MATERIAL ACT", ARTICLE 71.5 OF THIS
22 TITLE, FOR LEGISLATIVE ELECTRONIC RECORDS; AND

23 (c) MAKE RECOMMENDATIONS FOR AN OPTIMAL METHOD OF
24 RECORDS CREATION, STORAGE, AND ACCESS FOR OTHER STATE
25 ELECTRONIC RECORDS.

26 (4) (a) ON OR BEFORE OCTOBER 1, 2014, AND OCTOBER 1, 2015,
27 THE ADVISORY COMMITTEE SHALL SUBMIT A REPORT TO THE COMMITTEE

1 ON LEGAL SERVICES AND THE JOINT BUDGET COMMITTEE OF ITS FINDINGS
2 AND RECOMMENDATIONS MADE PURSUANT TO SUBSECTION (3) OF THIS
3 SECTION, INCLUDING ANY PROPOSED LEGISLATION.

4 (b) THE ADVISORY COMMITTEE IS EXEMPT FROM RULE 24A (d) (2)
5 OF THE JOINT RULES OF THE SENATE AND THE HOUSE OF REPRESENTATIVES.

6 (5) (a) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2016.

7 (b) NOTWITHSTANDING SECTION 2-3-1203, C.R.S., THE ADVISORY
8 COMMITTEE IS NOT SUBJECT TO THE REVIEW REQUIRED IN SECTION
9 2-3-1203, C.R.S., PRIOR TO REPEAL.

10 **SECTION 2. Safety clause.** The general assembly hereby finds,
11 determines, and declares that this act is necessary for the immediate
12 preservation of the public peace, health, and safety.