

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.



HOUSE BILL 22-1262

BY REPRESENTATIVE(S) Sullivan and Snyder, Bird, Duran, Esgar, Froelich, Gray, Herod, Lindsay;
also SENATOR(S) Rodriguez and Cooke, Danielson, Gonzales, Jaquez Lewis, Kolker, Moreno, Pettersen, Priola.

CONCERNING THE CONTINUATION OF THE AUTHORITY OF THE DIRECTOR OF THE DIVISION OF WORKERS' COMPENSATION TO IMPOSE FINES ON AN EMPLOYER FOR A SUBSEQUENT FAILURE TO CARRY WORKERS' COMPENSATION INSURANCE WITHIN A SPECIFIED PERIOD AFTER A PREVIOUS FAILURE, AND, IN CONNECTION THEREWITH, IMPLEMENTING THE RECOMMENDATION IN THE 2021 SUNSET REPORT BY THE DEPARTMENT OF REGULATORY AGENCIES.

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

SECTION 1. In Colorado Revised Statutes, 8-43-409, **amend** (1.5)(d) as follows:

8-43-409. Defaulting employers - penalties - enjoined from continuing business - fines - procedure - definition - repeal. (1.5) (d) This subsection (1.5) is repealed, effective ~~July 1, 2022~~ **SEPTEMBER 1, 2033**. Before its repeal, this subsection (1.5) is scheduled for

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

review in accordance with section 24-34-104.

SECTION 2. In Colorado Revised Statutes, 24-34-104, **repeal** (22)(a)(II); and **add** (34)(a)(II) as follows:

24-34-104. General assembly review of regulatory agencies and functions for repeal, continuation, or reestablishment - legislative declaration - repeal. (22) (a) The following agencies, functions, or both, are scheduled for repeal on July 1, 2022:

(II) ~~The limitations on imposition of fines for failure to carry workers' compensation insurance pursuant to section 8-43-409 (1.5).~~

(34) (a) The following agencies, functions, or both, are scheduled for repeal on September 1, 2033:

(II) THE AUTHORITY OF THE DIRECTOR OF THE DIVISION OF WORKERS' COMPENSATION TO IMPOSE FINES ON EMPLOYERS PURSUANT TO SECTION 8-43-409 (1.5) FOR FAILURE TO CARRY WORKERS' COMPENSATION INSURANCE.

SECTION 3. Safety clause. The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety.

Alec Garnett
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Steve Fenberg
PRESIDENT OF
THE SENATE

Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED _____
(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO