

First Regular Session
Seventieth General Assembly
STATE OF COLORADO

REREVISED

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

LLS NO. 15-0962.01 Esther van Mourik x4215

HOUSE BILL 15-1308

HOUSE SPONSORSHIP

Moreno and Lawrence, DelGrosso, Duran, Hullinghorst

SENATE SPONSORSHIP

Lundberg and Heath, Cadman, Scheffel

House Committees

State, Veterans, & Military Affairs

Senate Committees

State, Veterans, & Military Affairs

A BILL FOR AN ACT

101 **CONCERNING CERTAIN RESPONSIBILITIES OF THE LEGISLATIVE**
102 **BRANCH WITH RESPECT TO THE "STATE MEASUREMENT FOR**
103 **ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART)**
104 **GOVERNMENT ACT".**

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/billsumaries>.)

The bill:

! For purposes of the "State Measurement for Accountable, Responsive, and Transparent (SMART) Government Act"

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 24, 2015

SENATE
2nd Reading Unamended
April 23, 2015

HOUSE
3rd Reading Unamended
April 2, 2015

HOUSE
2nd Reading Unamended
April 1, 2015

(SMART Act) hearings, requires the appointees to the committees of reference to be designated no later than the December 1 prior to the convening of the general assembly at which such member is to serve, unless the election determination for a particular race has not been made by such date, whether such appointee is a member of the then current general assembly or a member-elect of the next general assembly;

- ! Allows any member or member-elect appointed to a committee of reference for the current general assembly or the next general assembly to attend the SMART Act hearings;
- ! Clarifies that the chairs of the committees of reference appointed for the current general assembly are to serve as chair until the convening of the next general assembly;
- ! Makes clear that members and members-elect are entitled to the payment of per diem and reimbursement of expenses for attending SMART Act hearings;
- ! Clarifies the number of SMART Act hearings that the joint committees of reference must conduct; and
- ! Eliminates the requirement that 2 members of the joint committee of reference be appointed as liaisons to the departments.

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

2 **SECTION 1.** In Colorado Revised Statutes, 2-7-203, **amend** (2)
3 (a) introductory portion and (3); **repeal** (2) (b); and **add** (2) (a.5) as
4 follows:

5 **2-7-203. Departmental presentations to legislative committees**
6 **of reference - departmental regulatory agendas.** (2) (a) Each joint
7 committee of reference shall conduct AT LEAST ONE BUT NOT MORE THAN
8 THREE hearings ~~as specified in paragraph (b) of this subsection (2)~~ during
9 the interim between legislative sessions between November 1 and the
10 commencement of the following regular legislative session, during which
11 hearings the joint committee shall hear a presentation from each
12 department that is assigned to such committee pursuant to subsection (1)

1 of this section regarding:

2 (a.5) (I) FOR PURPOSES OF THE HEARINGS REQUIRED IN PARAGRAPH
3 (a) OF THIS SUBSECTION (2), APPOINTEES TO COMMITTEES OF REFERENCE
4 SHALL BE DESIGNATED NO LATER THAN THE DECEMBER 1 PRIOR TO THE
5 CONVENING OF THE GENERAL ASSEMBLY AT WHICH SUCH MEMBER IS TO
6 SERVE, WHETHER SUCH APPOINTEE IS A MEMBER OF THE THEN CURRENT
7 GENERAL ASSEMBLY OR A MEMBER-ELECT OF THE NEXT GENERAL
8 ASSEMBLY. IF, AS OF DECEMBER 1 AN ELECTION DETERMINATION FOR A
9 PARTICULAR RACE HAS NOT BEEN MADE, ALL APPOINTEES MUST BE
10 DESIGNATED AS SOON AS PRACTICABLE AFTER THE RESULTS OF THE RACE
11 HAVE BEEN DETERMINED. SUCH DESIGNATIONS SHALL BE MADE IN
12 ACCORDANCE WITH THE APPLICABLE RULES OF THE HOUSE OF
13 REPRESENTATIVES OR THE SENATE. ANY MEMBER OR MEMBER-ELECT
14 APPOINTED TO A COMMITTEE OF REFERENCE FOR THE CURRENT GENERAL
15 ASSEMBLY OR THE NEXT GENERAL ASSEMBLY MAY ATTEND SAID
16 HEARINGS. THE CHAIRS OF THE COMMITTEES OF REFERENCE APPOINTED
17 FOR THE CURRENT GENERAL ASSEMBLY SHALL SERVE AS CHAIR UNTIL THE
18 CONVENING OF THE NEXT GENERAL ASSEMBLY.

19 (II) MEMBERS AND MEMBERS-ELECT ARE ENTITLED TO THE
20 PAYMENT OF PER DIEM AND REIMBURSEMENT OF EXPENSES AS SPECIFIED
21 IN SECTION 2-2-307 FOR ATTENDING THE HEARINGS REQUIRED IN
22 PARAGRAPH (a) OF THIS SUBSECTION (2).

23 (b) ~~In the period specified in paragraph (a) of this subsection (2),~~
24 ~~each joint committee of reference must meet:~~

25 ~~(I) At least once in every even-numbered year; and~~

26 ~~(II) At least twice in every odd-numbered year.~~

27 (3) (a) ~~The chair of each joint committee of reference shall assign~~

1 ~~two members of the joint committee, one from each major political party,~~
2 ~~to serve as liaisons with the departments assigned to their joint committee~~
3 ~~of reference regarding the department's performance management system~~
4 ~~and performance plan.~~

5 (b) The chair of the joint budget committee shall assign one
6 member of the joint budget committee to serve as a liaison for each
7 department. The joint budget committee liaison shall ~~work with the~~
8 ~~liaisons assigned pursuant to paragraph (a) of this subsection (3) to~~
9 inform the joint committee of reference regarding the department's
10 performance management system and performance plan.

11 (c) The executive director of each department, or the executive
12 director's designee, and any appropriate staff of the department shall work
13 with the JOINT BUDGET COMMITTEE liaisons as necessary.

14 **SECTION 2. Act subject to petition - effective date.** This act
15 takes effect at 12:01 a.m. on the day following the expiration of the
16 ninety-day period after final adjournment of the general assembly (August
17 5, 2015, if adjournment sine die is on May 6, 2015); except that, if a
18 referendum petition is filed pursuant to section 1 (3) of article V of the
19 state constitution against this act or an item, section, or part of this act
20 within such period, then the act, item, section, or part will not take effect
21 unless approved by the people at the general election to be held in
22 November 2016 and, in such case, will take effect on the date of the
23 official declaration of the vote thereon by the governor.