

Second Regular Session
Seventy-second General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. R20-1273.01 Julie Pelegrin x2700

HR20-1002

HOUSE SPONSORSHIP

Garnett and Benavidez, Titone

House Committees

HOUSE RESOLUTION 20-1002

101 CONCERNING THE ADDITION OF A HOUSE RULE AUTHORIZING THE
102 SPEAKER OF THE HOUSE OF REPRESENTATIVES TO
103 PROMULGATE REGULATIONS FOR REMOTE PARTICIPATION IN
104 LEGISLATIVE PROCEEDINGS OF THE HOUSE DURING A DECLARED
105 PUBLIC HEALTH DISASTER EMERGENCY.

1 *Be It Resolved by the House of Representatives of the*
2 *Seventy-second General Assembly of the State of Colorado:*

3 That in the Rules of the House of Representatives, **add** Rule No.
4 53 as follows:

5 **53. Regulations for Remote Participation**
6 **in Legislative Proceedings**

7 (a) (1) PURSUANT TO SECTION 2-2-404 (2), C.R.S., THIS RULE
8 AUTHORIZES THE SPEAKER TO PROMULGATE REGULATIONS
9 TO ENABLE MEMBERS OF THE HOUSE TO PARTICIPATE
10 REMOTELY IN LEGISLATIVE PROCEEDINGS OF THE HOUSE;
11 EXCEPT THAT THE REGULATIONS MUST NOT ENABLE REMOTE

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

1 PARTICIPATION IN COMMITTEES OF REFERENCE,
2 COMMITTEES CREATED BY STATUTE, OR HOUSE SELECT
3 COMMITTEES. THE SPEAKER SHALL ENSURE THAT
4 REGULATIONS PROMULGATED PURSUANT TO THIS
5 SUBSECTION (a)(1) ARE DISTRIBUTED TO EACH MEMBER OF
6 THE HOUSE AND TO THE CHIEF CLERK OF THE HOUSE AND
7 POSTED ON THE WEBSITE OF THE HOUSE.

8 (2) THE SPEAKER, AFTER CONSULTATION WITH THE MAJORITY
9 LEADER AND THE MINORITY LEADER, MAY INVOKE THE
10 REGULATIONS FOR REMOTE PARTICIPATION ONLY IF THE
11 CONDITIONS CONCERNING A DECLARED PUBLIC HEALTH
12 DISASTER EMERGENCY, AS DESCRIBED IN JOINT RULE 44 (a)
13 OF THE JOINT RULES OF THE SENATE AND THE HOUSE OF
14 REPRESENTATIVES, ARE MET AND THE SPEAKER FINDS THAT
15 HOLDING IN-PERSON LEGISLATIVE PROCEEDINGS POSES AN
16 INCREASED HEALTH RISK TO THE MEMBERS OF THE HOUSE
17 OR TO THE PUBLIC. WITHIN TWENTY-FOUR HOURS AFTER
18 INVOKING THE REGULATIONS FOR REMOTE PARTICIPATION,
19 THE SPEAKER SHALL ENSURE THAT WRITTEN NOTICE OF THE
20 INVOCATION IS PROVIDED TO EACH MEMBER OF THE HOUSE
21 AND TO THE CHIEF CLERK OF THE HOUSE AND POSTED ON
22 THE WEBSITE OF THE HOUSE. THE REGULATIONS FOR
23 REMOTE PARTICIPATION MAY REMAIN IN EFFECT ONLY SO
24 LONG AS THE DECLARED STATE OF PUBLIC HEALTH DISASTER
25 EMERGENCY CONTINUES.

26 (b) THE REGULATIONS THAT THE SPEAKER MAY PROMULGATE
27 PURSUANT TO SUBSECTION (a) OF THIS RULE 53 MUST ADDRESS THE
28 FOLLOWING ISSUES AS THEY PERTAIN TO REMOTE PARTICIPATION
29 AND MAY ADDRESS SUCH ADDITIONAL ISSUES AS THE SPEAKER
30 DETERMINES ARE NECESSARY:

31 (1) THE EXTENT TO WHICH A MEMBER OF THE HOUSE MAY
32 PARTICIPATE REMOTELY IN LEGISLATIVE PROCEEDINGS OF
33 THE HOUSE, INCLUDING THE TYPE OF LEGISLATIVE
34 PROCEEDINGS IN WHICH REMOTE PARTICIPATION IS
35 ALLOWED AND ANY LIMITATIONS ON A MEMBER'S REMOTE
36 PARTICIPATION;

37 (2) THE TYPE OF TECHNOLOGY OR SOFTWARE THAT A MEMBER
38 MUST USE TO PARTICIPATE REMOTELY IN A LEGISLATIVE

1 PROCEEDING OF THE HOUSE. AT A MINIMUM, THE
2 TECHNOLOGY OR SOFTWARE MUST BE SUFFICIENT TO VERIFY
3 THE IDENTITY OF A MEMBER WHO IS PARTICIPATING
4 REMOTELY AND AUTHENTICATE THE MEMBER'S ACTIONS.

5 (3) THE PROCEDURE FOR ASCERTAINING THE PRESENCE OF A
6 QUORUM FOR A LEGISLATIVE PROCEEDING OF THE HOUSE
7 WHEN ONE OR MORE MEMBERS IS PARTICIPATING
8 REMOTELY;

9 (4) THE PROCEDURE FOR CONDUCTING A CALL OF THE HOUSE
10 WHEN ONE OR MORE MEMBERS IS PARTICIPATING
11 REMOTELY; AND

12 (5) THE PAYMENT OF COMPENSATION FOR A MEMBER WHO
13 PARTICIPATES REMOTELY IN LEGISLATIVE PROCEEDINGS OF
14 THE HOUSE.

15 (c) ANY REGULATIONS THAT THE SPEAKER MAY PROMULGATE
16 PURSUANT TO SUBSECTION (a) OF THIS RULE 53 SUPERSEDE ANY
17 PROVISIONS IN THE RULES OF THE HOUSE THAT MAY BE
18 INTERPRETED AS PROHIBITING A MEMBER FROM PARTICIPATING
19 REMOTELY IN LEGISLATIVE PROCEEDINGS OF THE HOUSE OR
20 LIMITING OR OTHERWISE CONFLICTING WITH A MEMBER'S ABILITY
21 TO PARTICIPATE REMOTELY IN LEGISLATIVE PROCEEDINGS OF THE
22 HOUSE.

23 (d) A MEMBER OF THE HOUSE WHO IS NOT PHYSICALLY PRESENT BUT
24 IS PARTICIPATING REMOTELY IN A LEGISLATIVE PROCEEDING OF THE
25 HOUSE PURSUANT TO THE REGULATIONS PROMULGATED BY THE
26 SPEAKER PURSUANT TO SUBSECTION (a) OF THIS RULE 53 IS
27 DEEMED TO BE:

28 (1) PARTICIPATING IN THE LEGISLATIVE PROCEEDING AT THE
29 SEAT OF GOVERNMENT AND THE LEGISLATIVE PROCEEDING
30 IS DEEMED TO BE TAKING PLACE AT THE SEAT OF
31 GOVERNMENT; AND

32 (2) PRESENT AND IN ATTENDANCE AS IF PHYSICALLY PRESENT,
33 INCLUDING FOR PURPOSES OF ASCERTAINING THE PRESENCE
34 OF A QUORUM. THE CHIEF CLERK OF THE HOUSE SHALL
35 INCLUDE IN THE JOURNAL OF THE DAY'S PROCEEDINGS THE

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NAME OF EACH MEMBER PARTICIPATING REMOTELY IN THE
LEGISLATIVE PROCEEDINGS OF THE HOUSE ON THAT DAY.

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(e) ACTION TAKEN BY A MEMBER OF THE HOUSE WHO IS
PARTICIPATING REMOTELY IN LEGISLATIVE PROCEEDINGS OF THE
HOUSE PURSUANT TO THE REGULATIONS PROMULGATED BY THE
SPEAKER PURSUANT TO SUBSECTION (a) OF THIS RULE 53 HAS THE
SAME LEGAL EFFECT AS IF THE MEMBER WERE PHYSICALLY
PRESENT FOR THE LEGISLATIVE PROCEEDINGS WHEN THE ACTION IS
TAKEN. THE CHIEF CLERK OF THE HOUSE SHALL INCLUDE IN THE
JOURNAL OF THE DAY'S PROCEEDINGS ANY RECORDED VOTE CAST
BY A MEMBER WHO IS PARTICIPATING REMOTELY IN LEGISLATIVE
PROCEEDINGS OF THE HOUSE.