

Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO

ENGROSSED

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

LLS NO. 10-0811.01 Sharon Eubanks

SENATE BILL 10-213

SENATE SPONSORSHIP

Shaffer B., Morse, Penry

HOUSE SPONSORSHIP

Weissmann, Carroll T., May

Senate Committees
State, Veterans & Military Affairs

House Committees

A BILL FOR AN ACT

101 **CONCERNING COMMITTEES CREATED BY THE COLORADO GENERAL**
102 **ASSEMBLY THAT OPERATE DURING THE INTERIM.**

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>.)

Executive Committee of the Legislative Council. The legislative council of the general assembly is prohibited from creating or authorizing the conduct of any interim studies during the 2010 interim.

The activities of the following committees and task forces are suspended during the 2010 interim:

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
Amended 2nd Reading
May 6, 2010

- ! Economic opportunity poverty reduction task force;
- ! Legislative emergency epidemic response committee;
- ! Health care task force;
- ! Legislative oversight committee for the continuing examination of the treatment of persons with mental illness who are involved in the criminal and juvenile justice systems;
- ! Mentally ill offender task force;
- ! Early childhood and school readiness legislative commission;
- ! Police officers' and firefighters' pension reform commission;
- ! Water resources review committee;
- ! Transportation legislation review committee.

Reporting requirements related to the activities of these committees and task forces are suspended or postponed due to the suspension of their activities during the 2010 interim.

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

2 **SECTION 1.** 2-3-303.3, Colorado Revised Statutes, is amended
 3 to read:

4 **2-3-303.3. Interim studies.** (1) (a) EXCEPT AS OTHERWISE
 5 PROVIDED IN PARAGRAPH (b) OF THIS SUBSECTION (1), the legislative
 6 council created in section 2-3-301 (1) shall meet during the regular
 7 session each year for the purpose of reviewing and prioritizing bills and
 8 joint resolutions that create or authorize any studies to be conducted
 9 during the interim or that allocate any additional legislative staff
 10 resources during the interim. After the general assembly has adjourned,
 11 if issues are brought to the attention of the executive committee of the
 12 legislative council and the executive committee determines that the issues
 13 are appropriate for being addressed by an interim study and are the result
 14 of changed circumstances or new circumstances, EXCEPT AS OTHERWISE
 15 PROVIDED IN PARAGRAPH (b) OF THIS SUBSECTION (1), the executive
 16 committee of the legislative council may provide for the conduct of

1 additional interim studies by adopting a resolution.

2 (b) NO STUDIES SHALL BE CREATED OR AUTHORIZED TO BE
3 CONDUCTED DURING THE 2010 INTERIM.

4 (2) THE LEGISLATIVE COUNCIL CREATED IN SECTION 2-3-301 (1)
5 SHALL BE THE COMMITTEE OF REFERENCE FOR ALL BILLS AND JOINT
6 RESOLUTIONS THAT CREATE OR AUTHORIZE ANY STUDIES TO BE
7 CONDUCTED DURING THE INTERIM OR THAT ALLOCATE ANY ADDITIONAL
8 LEGISLATIVE STAFF RESOURCES DURING THE INTERIM. IN ADDITION, IF AT
9 ANY POINT IN THE LEGISLATIVE PROCESS A BILL OR JOINT RESOLUTION IS
10 AMENDED TO INCLUDE THE CREATION OR AUTHORIZATION OF AN INTERIM
11 STUDY, THE BILL OR JOINT RESOLUTION SHALL BE REFERRED TO THE
12 LEGISLATIVE COUNCIL FOR CONSIDERATION.

13 **SECTION 2.** 2-2-1404 (4) (b), Colorado Revised Statutes, is
14 amended to read:

15 **2-2-1404. Economic opportunity poverty reduction task force**
16 **- creation - membership.** (4) (b) The task force shall meet during each
17 interim at least four times and additionally as convened by the
18 chairperson; EXCEPT THAT THE TASK FORCE SHALL NOT MEET DURING THE
19 2010 INTERIM.

20 **SECTION 3.** 2-2-1405 (3) (a), Colorado Revised Statutes, is
21 amended to read:

22 **2-2-1405. Economic opportunity poverty reduction task force**
23 **- duties.** (3) (a) On or before ~~January 15, 2010~~ JANUARY 15, 2012, and
24 on or before January 15 each year thereafter, the task force shall prepare
25 a written report to the general assembly that includes a summary of the
26 work accomplished by the task force and such legislative
27 recommendations to the general assembly as it deems necessary

1 concerning matters studied by the task force.

2 **SECTION 4.** 2-3-1503 (1) (a), Colorado Revised Statutes, is
3 amended to read:

4 **2-3-1503. Legislative emergency epidemic response committee**
5 **- creation - membership - duties.** (1) (a) There is hereby created a
6 legislative emergency epidemic response committee. The legislative
7 committee shall develop a plan for the response by, and continuation of
8 operations of, the general assembly and the legislative service agencies
9 in the event of an emergency epidemic. The legislative committee shall
10 cooperate and coordinate with the council, the division, the department,
11 and the GEEERC in developing the plan. The legislative committee shall
12 develop and submit the plan to the speaker of the house of
13 representatives, the president of the senate, the governor, the executive
14 director of the department, the council, the director of the division, and
15 the GEEERC no later than July 1, 2008. The legislative committee shall
16 meet at least annually to review and amend the plan as necessary and
17 shall provide any updated plan to the persons or entities specified in this
18 paragraph (a); EXCEPT THAT THE LEGISLATIVE COMMITTEE SHALL NOT
19 MEET DURING THE 2010 INTERIM. The legislative committee shall provide
20 information to and fully cooperate with the council, the division, the
21 department, and the GEEERC in fulfilling its duties under this section.

22 **SECTION 5.** 10-16-221 (1) (f), Colorado Revised Statutes, is
23 amended to read:

24 **10-16-221. Health care task force - creation - duties - repeal.**
25 (1) (f) The task force shall meet at least four times per year and as
26 convened by the chairperson; EXCEPT THAT THE TASK FORCE SHALL NOT
27 MEET DURING THE 2010 INTERIM.

1 **SECTION 6.** 18-1.9-103 (2) (a), (2) (b), and (2) (c) (I), Colorado
2 Revised Statutes, are amended to read:

3 **18-1.9-103. Legislative oversight committee for the continuing**
4 **examination of the treatment of persons with mental illness who are**
5 **involved in the criminal and juvenile justice systems - creation -**
6 **duties.** (2) **Duties.** (a) The committee shall meet at least once on or
7 before August 1, 2004. Beginning in 2005 and continuing each year
8 thereafter through 2014, the committee shall meet at least three times
9 each year and at such other times as it deems necessary; EXCEPT THAT THE
10 COMMITTEE SHALL NOT MEET DURING THE 2010 INTERIM.

11 (b) (I) The committee shall be responsible for the oversight of the
12 task force and shall submit annual reports to the general assembly
13 regarding the findings and recommendations of the task force. In
14 addition, the committee may recommend legislative changes ~~which~~ THAT
15 shall be treated as bills recommended by an interim legislative committee
16 for purposes of any introduction deadlines or bill limitations imposed by
17 the joint rules of the general assembly.

18 (II) THE PROVISIONS OF SUBPARAGRAPH (I) OF THIS PARAGRAPH
19 (b) SHALL NOT APPLY DURING THE SUSPENSION OF THE COMMITTEE
20 DURING THE 2010 INTERIM.

21 (c) (I) The committee shall submit a report to the general assembly
22 by January 15, 2005, ~~and~~ by each January 15 thereafter through JANUARY
23 15, 2010, AND BY JANUARY 15, 2012, AND BY EACH JANUARY 15
24 THEREAFTER THROUGH January 15, 2015. The annual reports shall
25 summarize the issues addressing the treatment of persons with mental
26 illness who are involved in the criminal and juvenile justice systems that
27 have been considered and any recommended legislative proposals.

1 **SECTION 7.** The introductory portion to 18-1.9-104 (2) (f),
2 18-1.9-104 (3) (a) and (3) (b), and the introductory portion to 18-1.9-104
3 (3) (e), Colorado Revised Statutes, are amended to read:

4 **18-1.9-104. Mentally ill offender task force - creation -**
5 **membership - duties.** (2) **Issues for study.** The task force shall
6 examine the identification, diagnosis, and treatment of persons with
7 mental illness who are involved in the state criminal and juvenile justice
8 systems, including an examination of liability, safety, and cost as they
9 relate to these issues. The task force shall specifically consider, but need
10 not be limited to, the following issues:

11 (f) Beginning ~~July 1, 2009~~ JULY 1, 2011, through July 1, 2014, the
12 following issues:

13 (3) **Additional duties of the task force.** The task force shall
14 provide guidance and make findings and recommendations to the
15 committee for its development of reports and legislative
16 recommendations for modification of the criminal and juvenile justice
17 systems, with respect to persons with mental illness who are involved in
18 these systems. In addition, the task force shall:

19 (a) On or before August 1, 2004, and by each August 1 thereafter
20 through August 1, 2013, EXCEPT DURING THE SUSPENSION OF THE
21 COMMITTEE DURING THE 2010 INTERIM, select a chair and a vice-chair
22 from among its members;

23 (b) Meet at least six times each year from the date of the first
24 meeting until January 1, 2015, or more often as directed by the chair of
25 the committee; EXCEPT THAT THE COMMITTEE SHALL NOT MEET DURING
26 THE 2010 INTERIM;

27 (e) Submit a report to the committee by October 1, 2004, and by

1 each October 1 thereafter through OCTOBER 1, 2009, AND BY OCTOBER 1,
2 2011, AND BY EACH OCTOBER 1 THEREAFTER THROUGH October 1, 2014,
3 at a minimum specifying the following:

4 **SECTION 8.** 26-6.5-203 (2) (a) and (2) (d), Colorado Revised
5 Statutes, are amended to read:

6 **26-6.5-203. Early childhood and school readiness legislative**
7 **commission - creation - membership - duties - funding.**

8 (2) (a) Beginning on or before August 1, 2009, the commission shall
9 meet at least six times annually and as needed thereafter; EXCEPT THAT
10 THE COMMISSION SHALL NOT MEET DURING THE 2010 INTERIM.

11 (d) The commission shall submit a report to the general assembly
12 by ~~January 15, 2010~~ JANUARY 15, 2012, and by January 15 each year
13 thereafter. The annual reports shall summarize the issues studied by the
14 commission concerning early childhood and school readiness, including
15 but not limited to health care, mental health, parental involvement, and
16 education.

17 **SECTION 9.** 26-22-105 (5) and (6), Colorado Revised Statutes,
18 are amended to read:

19 **26-22-105. Evaluation and reporting.** (5) On or before ~~June 1,~~
20 ~~2010~~ JUNE 1, 2011, the division of criminal justice shall complete a
21 comprehensive evaluation of the selected demonstration programs based
22 on the data provided pursuant to subsection (3) of this section. Prior to
23 preparing the evaluation, the division of criminal justice shall develop
24 with the selected demonstration programs the comparison groups for the
25 evaluation. The evaluation shall include analysis of the comparison
26 groups. The division of criminal justice shall submit a final report,
27 including an executive summary and recommendations, to the task force,

1 the demonstration programs, and family advocacy coalitions for review.
2 The division of criminal justice, the division of mental health, family
3 advocacy coalitions, and the task force shall review the evaluation
4 findings and jointly develop recommendations to be made to the
5 legislative oversight committee.

6 (6) On or before ~~July 1, 2010~~ JULY 1, 2011, the legislative
7 oversight committee, after receiving a recommendation from the task
8 force, shall make recommendations to the chairs of the health and human
9 services committees of the house of representatives and the senate, or any
10 successor committees, and the chairs of the judiciary committees of the
11 house of representatives and the senate, or any successor committees,
12 related to continuation or expansion throughout the state of the selected
13 demonstration programs.

14 **SECTION 10.** 31-31-1001, Colorado Revised Statutes, is
15 amended BY THE ADDITION OF A NEW SUBSECTION to read:

16 **31-31-1001. Police officers' and firefighters' pension reform**
17 **commission - creation - duties - repeal.** (3) (a) THE COMMISSION SHALL
18 NOT MEET DURING THE 2010 INTERIM.

19 (b) THIS SUBSECTION (3) IS REPEALED, EFFECTIVE JULY 1, 2011.

20 **SECTION 11.** 37-98-102 (1) (a), Colorado Revised Statutes, is
21 amended to read:

22 **37-98-102. Water resources review committee - creation.**

23 (1) (a) For the purposes of contributing to and monitoring the
24 conservation, use, development, and financing of the water resources of
25 Colorado for the general welfare of its inhabitants and to review and
26 propose water resources legislation, there is hereby created the water
27 resources review committee, referred to in this article as the committee.

1 The committee shall meet at the call of the chair as often as six times
2 during even-numbered years and eight times during odd-numbered years
3 to review and to propose water resources legislation and matters relating
4 thereto. No more than two of such meetings may occur during periods
5 other than the interim period; EXCEPT THAT THE COMMITTEE SHALL NOT
6 MEET DURING THE 2010 INTERIM PERIOD. In connection with such review,
7 EXCEPT DURING THE 2010 INTERIM PERIOD, the committee may take up to
8 two field trips per year in connection with its mandate and shall consult
9 with experts in the field of water conservation, quality, use, finance, and
10 development. The department of natural resources, the state engineer,
11 and the attorney general, together with the members and staff of the
12 Colorado water conservation board, the Colorado water resources and
13 power development authority, the Colorado water quality control
14 commission, the department of public health and environment, the
15 department of agriculture, and the great outdoors Colorado program, shall
16 cooperate with the committee and with any persons assisting the
17 committee in pursuing its responsibilities pursuant to this section.
18 Further, the committee may utilize the legislative council staff to assist its
19 members in researching any matters.

20 **SECTION 12.** 37-98-103 (1), Colorado Revised Statutes, is
21 amended to read:

22 **37-98-103. Annual recommendations - bill limitation -**
23 **deadlines for introduction - repeal.** (1) The committee may report no
24 more than three bills or other measures to the legislative council created
25 in section 2-3-301, C.R.S., unless a two-thirds majority of the members
26 of the committee vote to report a greater number; EXCEPT THAT THE
27 COMMITTEE SHALL NOT REPORT ANY BILLS TO THE LEGISLATIVE COUNCIL

1 IN 2010. No bill shall be reported to the legislative council unless a
2 two-thirds majority of the appointed members of the committee vote to
3 report such bill to the legislative council. Such greater number shall not
4 exceed one bill or other measure per member. These bills shall be exempt
5 from any applicable bill limit imposed on the individual committee
6 members sponsoring such bills if the bills have been approved by the
7 legislative council no later than October 15 in even-numbered years and
8 November 15 in odd-numbered years.

9 **SECTION 13.** 42-4-307 (13), Colorado Revised Statutes, is
10 amended to read:

11 **42-4-307. Powers and duties of the department of public**
12 **health and environment - division of administration - automobile**
13 **inspection and readjustment program - basic emissions program -**
14 **enhanced emissions program - clean screen program.** (13) Beginning
15 July 1, 2007, and on or before October 15 of each year thereafter
16 THROUGH OCTOBER 15, 2009, AND NO LATER THAN OCTOBER 15, 2011,
17 ANDEACH OCTOBER 15 THEREAFTER, the department of public health and
18 environment, in cooperation with the contractor, shall brief the
19 transportation legislation review committee on the cost and effectiveness
20 of the high emitter program. The briefing shall compare the effectiveness
21 of the high emitter program to other emissions reduction options,
22 including, but not limited to, the elimination of the AIR program, the
23 elimination of the requirement for regular motor vehicle emissions
24 inspections, and the appropriate reduction of the emissions inspection fee.

25 **SECTION 14.** 43-2-145 (1) (b) and (1.3) (b), Colorado Revised
26 Statutes, are amended to read:

27 **43-2-145. Transportation legislation review - committee -**

1 **repeal.** (1) (b) The committee shall meet at least once each year to
2 review transportation, traffic, and motor vehicle legislation and may
3 consult with experts in the fields of traffic regulation, the licensing of
4 drivers, the registration and titling of motor vehicles, and highway
5 construction and planning and may consult with the personnel of the
6 department of transportation or the department of revenue as may be
7 necessary; EXCEPT THAT THE COMMITTEE SHALL NOT MEET DURING THE
8 2010 INTERIM. All personnel of the department of transportation,
9 department of revenue, or any state agency or political subdivision of
10 Colorado that regulates motor vehicles or traffic shall cooperate with the
11 committee and with any persons assisting the committee in carrying out
12 its duties pursuant to this section. The committee may review any phase
13 of department of transportation operations, including planning and
14 construction of highway projects, prior to and during the completion of
15 such projects.

16 (1.3) (b) Each agency shall share information and coordinate
17 efforts with other agencies in the research, planning, and development of
18 mass transit systems to avoid the creation of duplicative or conflicting
19 mass transit systems in the state. The committee may review the
20 operations of any agency to ensure compliance with the provisions of this
21 paragraph (b). In connection with the review of the committee, any
22 agency required to share information and coordinate efforts in accordance
23 with this paragraph (b) shall report to the committee no later than August
24 15, 2001, and each August 15 thereafter THROUGH AUGUST 15, 2009, AND
25 NO LATER THAN AUGUST 15, 2011, AND EACH AUGUST 15 THEREAFTER
26 regarding compliance with this paragraph (b).

27 **SECTION 15. Safety clause.** The general assembly hereby finds,

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