

Second Regular Session
Seventy-first General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 18-0455.01 Jennifer Berman x3286

HOUSE BILL 18-1237

HOUSE SPONSORSHIP

Kraft-Tharp and Van Winkle, Arndt, Coleman, Garnett, Gray, Liston, Rosenthal, Sandridge, Sias, Thurlow, Williams D.

SENATE SPONSORSHIP

Neville T.,

House Committees
Business Affairs and Labor

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE CONTINUATION OF THE REQUIREMENTS REGARDING**
102 **THE PREPARATION OF A COST-BENEFIT ANALYSIS AS**
103 **ADMINISTERED BY THE DEPARTMENT OF REGULATORY**
104 **AGENCIES, AND, IN CONNECTION THEREWITH, IMPLEMENTING**
105 **THE RECOMMENDATIONS CONTAINED IN THE 2017 SUNSET**
106 **REPORT BY THE DEPARTMENT OF REGULATORY AGENCIES.**

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://leg.colorado.gov/>.)

Sunset Process - House Business Affairs and Labor

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.

Committee. The bill implements the recommendations of the department of regulatory agencies' (department) sunset review and report on requirements and procedures regarding the preparation of a cost-benefit analysis by:

- ! Continuing the requirements and procedures indefinitely (*recommendation 1, sections 1 and 2* of the bill);
- ! Requiring state rule-making agencies to include on their applicable websites information about the cost-benefit analysis process and a link to the online regulatory notice enrollment form created by the executive director of the department or the executive director's designee (section 2).

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-34-104, **repeal**
3 (15)(a)(VI) as follows:

4 **24-34-104. General assembly review of regulatory agencies**
5 **and functions for repeal, continuation, or reestablishment - legislative**
6 **declaration - repeal.** (15) (a) The following agencies, functions, or both,
7 will repeal on September 1, 2018:

8 (VI) ~~The requirements and procedures regarding the preparation~~
9 ~~of a cost-benefit analysis specified in section 24-4-103 (2.5);~~

10 **SECTION 2.** In Colorado Revised Statutes, 24-4-103, **repeal**
11 (2.5)(f); and **add** (2.5)(g) as follows:

12 **24-4-103. Rule-making - procedure - definitions - statutory**
13 **citation correction - repeal.** (2.5) (f) ~~(f) This subsection (2.5) is~~
14 ~~repealed, effective September 1, 2018.~~

15 ~~(H) Prior to such repeal, the provisions regarding the preparation~~
16 ~~of a cost-benefit analysis pursuant to this subsection (2.5) shall be~~
17 ~~reviewed as provided for in section 24-34-104.~~

18 (g) EACH STATE RULE-MAKING AGENCY WITH A WEBSITE
19 CONTAINING RULE-MAKING INFORMATION SHALL INCLUDE THE FOLLOWING

1 INFORMATION ON ITS WEBSITE:

2 (I) INFORMATION ABOUT THE COST-BENEFIT ANALYSIS PROCESS
3 SET FORTH IN THIS SUBSECTION (2.5); AND

4 (II) A LINK TO THE ONLINE REGULATORY NOTICE ENROLLMENT
5 FORM CREATED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF
6 REGULATORY AGENCIES OR THE EXECUTIVE DIRECTOR'S DESIGNEE AND
7 LISTED ON THE DEPARTMENT'S WEBSITE.

8 **SECTION 3. Act subject to petition - effective date.** This act
9 takes effect at 12:01 a.m. on the day following the expiration of the
10 ninety-day period after final adjournment of the general assembly (August
11 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a
12 referendum petition is filed pursuant to section 1 (3) of article V of the
13 state constitution against this act or an item, section, or part of this act
14 within such period, then the act, item, section, or part will not take effect
15 unless approved by the people at the general election to be held in
16 November 2018 and, in such case, will take effect on the date of the
17 official declaration of the vote thereon by the governor.