

**First Regular Session  
Seventy-second General Assembly  
STATE OF COLORADO**

**INTRODUCED**

LLS NO. 19-0772.01 Megan Waples x4348

**HOUSE BILL 19-1188**

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**HOUSE SPONSORSHIP**

**Sirota and Snyder,**

**SENATE SPONSORSHIP**

**(None),**

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**House Committees**

Energy & Environment  
Appropriations

**Senate Committees**

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**A BILL FOR AN ACT**

101     **CONCERNING THE INCLUSION OF THE NET IMPACT ON GREENHOUSE**  
102             **GAS POLLUTION IN THE FISCAL NOTES PREPARED FOR**  
103             **LEGISLATIVE MEASURES.**

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**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>.)*

Beginning in 2020, the bill requires fiscal notes on legislative measures to include an assessment of whether the measure is likely to directly cause a net increase or decrease in greenhouse gas pollution in the 10-year period following its enactment. The assessment must consider new sources of emissions, increases or decreases in existing sources of

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.

emissions, and any impact on sequestration of emissions. The fiscal note is not required to estimate the magnitude of the impact. The director of research of the legislative council staff is required to develop policies and procedures for completing the assessment. The department of natural resources, the Colorado energy office, and other state agencies with relevant subject matter expertise are required to cooperate with and provide information, if requested, to develop the policies and procedures for the assessment and to provide information to the legislative council staff on a legislative measure's impact on greenhouse gas pollution in connection with the preparation of a fiscal note.

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

2           **SECTION 1. Legislative declaration.** (1) The general assembly  
3 hereby finds and declares that:

4           (a) Greenhouse gas pollution is causing a climate change crisis  
5 that threatens Colorado's economy and ecosystem;

6           (b) Greenhouse gas pollution is causing a climate change crisis  
7 that could require ever-larger mitigation costs; and

8           (c) Policymakers trying to combat climate change need to know  
9 if legislation will increase or decrease greenhouse gas pollution.

10           **SECTION 2.** In Colorado Revised Statutes, 2-2-322, **amend**  
11 (3)(a); and **add** (1.5) as follows:

12           **2-2-322. Fiscal notes - definition.** (1.5) (a) COMMENCING WITH  
13 THE SECOND REGULAR SESSION OF THE SEVENTY-SECOND GENERAL  
14 ASSEMBLY, THE FISCAL NOTE FOR A LEGISLATIVE MEASURE REQUIRED  
15 UNDER SUBSECTION (1) OF THIS SECTION MUST INCLUDE AN ASSESSMENT  
16 OF WHETHER THE MEASURE IS LIKELY TO DIRECTLY CAUSE A NET INCREASE  
17 OR DECREASE IN GREENHOUSE GAS POLLUTION WITHIN THE TEN-YEAR  
18 PERIOD FOLLOWING ITS ENACTMENT. IN DETERMINING WHETHER A  
19 LEGISLATIVE MEASURE IS LIKELY TO DIRECTLY CAUSE A NET INCREASE OR  
20 DECREASE IN GREENHOUSE GAS POLLUTION, THE STAFF OF THE

1 LEGISLATIVE COUNCIL SHALL CONSIDER NEW SOURCES OF GREENHOUSE  
2 GAS EMISSIONS, INCREASED OR DECREASED OUTPUT FROM EXISTING  
3 SOURCES OF GREENHOUSE GAS EMISSIONS, AND ANY IMPACT ON  
4 SEQUESTRATION OF EMISSIONS. THE FISCAL NOTE IS NOT REQUIRED TO  
5 ESTIMATE THE MAGNITUDE OF THE INCREASE OR DECREASE IN  
6 GREENHOUSE GAS POLLUTION.

7 (b) NO LATER THAN DECEMBER 1, 2019, THE DIRECTOR OF  
8 RESEARCH OF THE LEGISLATIVE COUNCIL SHALL DEVELOP POLICIES AND  
9 PROCEDURES FOR COMPLETING THE ASSESSMENT REQUIRED BY  
10 SUBSECTION (1.5)(a) OF THIS SECTION AND SHALL MEMORIALIZE THE  
11 PROCEDURES IN A LETTER TO THE EXECUTIVE COMMITTEE OF THE  
12 LEGISLATIVE COUNCIL. THE DEPARTMENT OF NATURAL RESOURCES, THE  
13 COLORADO ENERGY OFFICE, AND ANY OTHER STATE DEPARTMENT,  
14 AGENCY, OR INSTITUTION WITH SUBJECT MATTER EXPERTISE SHALL  
15 COOPERATE WITH AND PROVIDE INFORMATION TO THE DIRECTOR TO ASSIST  
16 IN DEVELOPING THE POLICIES AND PROCEDURES REQUIRED BY THIS  
17 SUBSECTION (1.5)(b) IF REQUESTED BY THE DIRECTOR.

18 (c) FOR PURPOSES OF THIS SUBSECTION (1.5), "GREENHOUSE GAS"  
19 MEANS:

- 20 (I) CARBON DIOXIDE;
- 21 (II) METHANE;
- 22 (III) NITROUS OXIDE;
- 23 (IV) HYDROFLUOROCARBONS;
- 24 (V) PERFLUOROCARBONS; OR
- 25 (VI) SULFUR HEXAFLUORIDE.

26 (3) (a) Each state department, agency, or institution shall  
27 cooperate with and provide information on the fiscal impact of a

1 legislative measure in the manner requested by the staff of the legislative  
2 council for consideration by the staff in connection with the preparation  
3 of a fiscal note for the measure. THE DEPARTMENT OF NATURAL  
4 RESOURCES, THE COLORADO ENERGY OFFICE, AND ANY OTHER STATE  
5 DEPARTMENT, AGENCY, OR INSTITUTION WITH SUBJECT MATTER EXPERTISE  
6 SHALL COOPERATE WITH AND PROVIDE INFORMATION ON A LEGISLATIVE  
7 MEASURE'S IMPACT ON GREENHOUSE GAS POLLUTION IN THE MANNER  
8 REQUESTED BY THE STAFF OF THE LEGISLATIVE COUNCIL FOR  
9 CONSIDERATION BY THE STAFF IN CONNECTION WITH THE PREPARATION OF  
10 A FISCAL NOTE FOR THE MEASURE.

11           **SECTION 3. Safety clause.** The general assembly hereby finds,  
12 determines, and declares that this act is necessary for the immediate  
13 preservation of the public peace, health, and safety.