



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

SB 19-104

FINAL FISCAL NOTE

Drafting Number: LLS 19-0701 Date: July 25, 2019
Prime Sponsors: Sen. Holbert; Foote Bill Status: Signed into Law
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Bill Topic: ELIMINATION OF DUPLICATE REGULATION OF SCHOOL BUILDING

- Summary of Fiscal Impact: State Revenue, State Expenditure, State Transfer, TABOR Refund, School District, Statutory Public Entity

The bill creates a commission to identify and address duplicate regulations promulgated by state agencies related to school-based childcare programs. The bill increases state workload on an ongoing basis.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: This fiscal note reflects the enacted bill.

Summary of Legislation

The bill creates the elimination of duplicate regulations commission to examine duplicate rules related to licensed childcare programs that operate on the property of a school district or charter school.

The commission must identify duplicate regulations promulgated by CDE, DFPC, CDPHE, and CDHS related to health and safety requirements and identify rules that may be eliminated or revised.

By June 30, 2020, CDE, CDPHE, DFPC, and CDHS must begin rulemaking, based on commission outcomes. The bill is repealed July 1, 2021.

State Expenditures

In FY 2019-20 and FY 2020-21, the bill increases workload for CDE, CDPHE, CDHS, and the DFPC in the Department of Public Safety. The four agencies must participate in the commission, discuss and identify duplicate regulations, and identify necessary rulemaking changes in FY 2019-20. By FY 2020-21, the three agencies must begin any necessary rulemaking. It is

unknown how many rules may need to be modified, and the complexity of those changes. CDE and CDPHE each have one set of rules that may need to be adjusted, and CDHS has up to 3 sets of rules that may need to be modified. It is unknown how many DFPC rules may need to be modified. The fiscal note assumes that the initial changes and associated workload can be accomplished within current appropriations. Should the rule changes identified by the commission be more complex than expected, all four agencies may incur additional rulemaking costs, and CDHS may incur IT costs to modify childcare licensing software based on the changes. Should additional resources be required in subsequent years, agencies will request them through the budget process. In addition, the fiscal note assumes that three practitioners will serve on the commission on a voluntary basis. No change in appropriations is required.

Effective Date

The bill was signed into law by the Governor on May 31, 2019, and takes effect August 2, 2019, assuming no referendum petition is filed.

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