

First Regular Session
Seventy-third General Assembly
STATE OF COLORADO

ENGROSSED

LLS NO. R21-0701.01 Julie Pelegrin x2700

SJR21-001

SENATE SPONSORSHIP

Fenberg, Garcia

HOUSE SPONSORSHIP

Esgar, Garnett

Senate Committees

House Committees

SENATE JOINT RESOLUTION 21-001

101 CONCERNING THE ADOPTION OF THE JOINT RULES AS THE TEMPORARY
102 JOINT RULES OF THE SEVENTY-THIRD GENERAL ASSEMBLY AND
103 MODIFYING JOINT RULE 44 OF THE SENATE AND HOUSE OF
104 REPRESENTATIVES RELATED TO LEGISLATIVE PROCEDURES
105 DURING A DECLARED DISASTER EMERGENCY.

1 *Be It Resolved by the Senate of the Seventy-third General*
2 *Assembly of the State of Colorado, the House of Representatives*
3 *concurring herein:*

4 That the Joint Rules of the Senate and House of Representatives
5 of the Seventy-second General Assembly be made the temporary Joint
6 Rules of the Senate and House of Representatives of the Seventy-third
7 General Assembly, except as hereinafter provided.

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.

SENATE
Amended Final Rdg
January 13, 2021

1 OTHER THAN THE DATE SPECIFIED IN THE JOINT RESOLUTION, THE
2 SPEAKER AND THE PRESIDENT SHALL CONSULT WITH THE MINORITY
3 LEADERS OF BOTH CHAMBERS AND PROVIDE TO THE GENERAL
4 ASSEMBLY AS MUCH ADVANCE NOTICE OF THE DATE OF
5 CONVENING AS POSSIBLE. WHILE THE GENERAL ASSEMBLY IS
6 TEMPORARILY ADJOURNED FOR MORE THAN THREE CONSECUTIVE
7 CALENDAR DAYS PURSUANT TO SUCH A JOINT RESOLUTION, THE
8 COUNTING OF LEGISLATIVE DAYS OF A REGULAR SESSION IS
9 SUSPENDED PURSUANT TO SUBSECTION (g) OF THIS JOINT RULE 44.

10 (c) ~~After receiving notification from the Governor that the state of~~
11 ~~Colorado is in a declared disaster emergency~~ WITHIN A
12 REASONABLE TIME AFTER THIS JOINT RULE 44 TAKES EFFECT, the
13 executive committee of the Legislative Council, referred to in this
14 rule as the "executive committee", shall meet and set forth the
15 following in writing SHALL MEET AND MAY:

16 (1) ~~If the General Assembly is in regular session, the list of~~
17 ~~items or topics on which members of the General Assembly~~
18 ~~may submit requests for bills to address the particular~~
19 ~~disaster emergency and the prioritization of any pending~~
20 ~~legislation relating to the state budget or to state policies~~
21 PRIORITIZE ANY LEGISLATION that the executive committee
22 deems necessary to enact prior to TEMPORARY OR FINAL
23 adjournment or recess of the regular session; ~~In exercising~~
24 ~~its authority under this subsection (c), the executive~~
25 ~~committee shall determine what budgetary issues still need~~
26 ~~to be addressed for the current or upcoming fiscal year and~~
27 ~~identify the critical responsibilities of the General~~
28 ~~Assembly in light of the declared disaster emergency. The~~
29 ~~goal of the executive committee shall be to reprioritize the~~
30 ~~remaining work of the regular session and to only address~~
31 ~~those mission-critical responsibilities prior to adjournment~~
32 ~~or recess of the regular session. For purposes of~~
33 ~~determining mission-critical responsibilities, the executive~~
34 ~~committee shall consider the status of the following:~~

35 (A) Repealed, Senate Joint Resolution 13-035, May 8,
36 2013;

37 (B) Repealed, House Joint Resolution 10-1017, April
38 15, 2010;

- 1 (C) ~~The annual general appropriation act;~~
- 2 (D) ~~The legislative appropriation bill;~~
- 3 (E) ~~Any supplemental appropriation bills;~~
- 4 (F) ~~The school finance bill; and~~
- 5 (G) ~~Any other issues that, in the estimation of the~~
- 6 ~~executive committee, are critical to address prior to~~
- 7 ~~a recess or adjournment of the regular session.~~

8 (2) ~~A limit on the number of bill requests that a member of the~~
9 ~~House of Representatives or of the Senate may request and~~
10 ~~a limit on the number of bills that a member of the House~~
11 ~~of Representatives or of the Senate may introduce; WITH~~
12 ~~THE APPROVAL OF AT LEAST TWO MEMBERS OF THE~~
13 ~~EXECUTIVE COMMITTEE FROM EACH HOUSE, CHANGE FOR~~
14 ~~ALL MEMBERS THE BILL REQUEST LIMITS SPECIFIED IN JOINT~~
15 ~~RULE 24 (b)(1)(A) BY DECREASING, INCREASING, OR~~
16 ~~WAIVING SAID BILL LIMITS, AND CHANGE OR WAIVE THE BILL~~
17 ~~REQUEST DEADLINES SPECIFIED IN JOINT RULE 23 (a). THIS~~
18 ~~SUBSECTION (c)(2) DOES NOT LIMIT THE AUTHORITY OF THE~~
19 ~~HOUSE COMMITTEE ON DELAYED BILLS AND THE SENATE~~
20 ~~COMMITTEE ON DELAYED BILLS TO ACT ON INDIVIDUAL~~
21 ~~DELAYED BILL REQUESTS AS PROVIDED IN JOINT RULE 23 (b)~~
22 ~~AND JOINT RULE 24 (b)(1)(A).~~

23 (3) ~~A deadline schedule including the dates when the General~~
24 ~~Assembly shall convene or resume meeting; PURSUANT TO~~
25 ~~JOINT RULE 23 (c), ISSUE A MEMORANDUM MODIFYING THE~~
26 ~~DEADLINES SPECIFIED IN JOINT RULE 23 (a) IF THE~~
27 ~~EXECUTIVE COMMITTEE DETERMINES THAT THE DEADLINE~~
28 ~~SCHEDULE FOR THE REMAINDER OF THE REGULAR SESSION~~
29 ~~REQUIRES ADJUSTMENT; AND~~

30 (4) ~~If necessary, the President and the Speaker or their~~
31 ~~designees shall activate the critical information call tree of~~
32 ~~the General Assembly;~~

33 (5) ADOPT NECESSARY PROTOCOLS AND SAFETY PRECAUTIONS.
34 If the executive committee, in consultation with the

1 Governor and the representatives of the department of
2 public health and environment, ~~determine~~ DETERMINES that
3 ~~there is an increased~~ THE health risk to the members of the
4 General Assembly or to the public of meeting in the state
5 capitol building during the declared disaster emergency IS
6 UNACCEPTABLE, the executive committee may make ~~other~~
7 arrangements to have the General Assembly meet on a
8 temporary basis in another location in the city and county
9 of Denver. ~~or, if an alternate location cannot be found~~
10 ~~within the city and county of Denver, in another location~~
11 ~~within the state.~~

12 (d) ~~Upon convening as a General Assembly and ascertaining that there~~
13 ~~is a quorum to meet, the House of Representatives and the Senate~~
14 ~~shall each adopt by a simple majority vote the rules of the House~~
15 ~~of Representatives and the Senate and the Joint Rules as the~~
16 ~~temporary rules.~~

17 (e) (1) (A) ~~Notwithstanding any committees of reference that~~
18 ~~have been~~ ARE constituted for a regular session of
19 the General Assembly pursuant to Senate Rule 21,
20 ~~new committees of reference shall be appointed by~~
21 ~~resolution to serve during the period of the disaster~~
22 ~~emergency. The party representation of such newly~~
23 ~~constituted committees shall be in proportion, as~~
24 ~~nearly as practicable, as determined by the majority~~
25 ~~leader, to the relative number of members of the two~~
26 ~~major political parties in the Senate. The majority~~
27 ~~leader of the Senate shall determine the minimum~~
28 ~~number of members for each committee of~~
29 ~~reference meeting during the disaster emergency;~~
30 ~~shall designate the number from each political party,~~
31 ~~and shall appoint the majority members to the~~
32 ~~committees of reference. The minority leader shall~~
33 ~~appoint the minority members to such committees.~~
34 ~~The majority leader and the minority leader may~~
35 ~~appoint any substitute members as necessary in~~
36 ~~order to ensure that each committee has adequate~~
37 ~~representation~~ THE MAJORITY LEADER OF THE
38 SENATE MAY RECONFIGURE ONE OR MORE OF THE
39 COMMITTEES OF REFERENCE, MAINTAINING THE
40 REPRESENTATION ON EACH COMMITTEE IN

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PROPORTION, AS NEARLY AS PRACTICABLE, AS DETERMINED BY THE MAJORITY LEADER, TO THE RELATIVE NUMBER OF MEMBERS OF THE TWO MAJOR POLITICAL PARTIES IN THE SENATE. THE MAJORITY LEADER SHALL APPOINT THE MAJORITY PARTY MEMBERSHIP AND THE MINORITY LEADER SHALL APPOINT THE MINORITY PARTY MEMBERSHIP OF EACH RECONFIGURED COMMITTEE. THE MAJORITY LEADER MAY ALSO CHANGE THE SCHEDULE OF COMMITTEE MEETINGS DESCRIBED IN SENATE RULE 22 (a)(1) AS NECESSARY.

(B) WHEN THIS JOINT RULE 44 CEASES TO BE IN EFFECT, THE MAJORITY LEADER AND MINORITY LEADER OF THE SENATE SHALL RESTORE THE CONFIGURATION OF THE COMMITTEES OF REFERENCE IN ACCORDANCE WITH THE REQUIREMENTS OF SENATE RULE 21 (a) AND THE COMMITTEES OF REFERENCE SHALL MEET IN ACCORDANCE WITH THE SCHEDULE OF COMMITTEE MEETINGS DESCRIBED IN SENATE RULE 22 (a)(1).

(2) (A) Notwithstanding any committees of reference that ~~have been~~ ARE constituted for a regular session of the General Assembly pursuant to House Rule 25, ~~new committees of reference shall be appointed by resolution to serve during the period of the disaster emergency. The party representation of such newly constituted committees shall be in proportion, as nearly as practicable, as determined by the Speaker, to the relative number of members of the two major political parties in the House of Representatives. The Speaker shall determine the minimum number of members for each committee of reference meeting during the disaster emergency, shall designate the number from each political party, and shall appoint the majority members to the committees of reference. The minority leader shall appoint the minority members to such committees. The Speaker and the minority leader may appoint any substitute members as necessary in order to ensure that each committee has adequate representation~~ THE SPEAKER MAY RECONFIGURE ONE

1 OR MORE OF THE COMMITTEES OF REFERENCE,
2 MAINTAINING THE REPRESENTATION ON EACH
3 COMMITTEE IN PROPORTION, AS NEARLY AS
4 PRACTICABLE, AS DETERMINED BY THE SPEAKER, TO
5 THE RELATIVE NUMBER OF MEMBERS OF THE TWO
6 MAJOR POLITICAL PARTIES IN THE HOUSE. THE
7 SPEAKER SHALL APPOINT THE MAJORITY PARTY
8 MEMBERSHIP AND THE MINORITY LEADER SHALL
9 APPOINT THE MINORITY PARTY MEMBERSHIP OF EACH
10 RECONFIGURED COMMITTEE. NOTWITHSTANDING
11 THE PROVISIONS OF HOUSE RULE 25 (c), SO LONG AS
12 THIS JOINT RULE 44 REMAINS IN EFFECT, THE
13 SPEAKER AND THE MINORITY LEADER ARE NOT
14 REQUIRED TO ENSURE THAT EACH MEMBER OF THE
15 HOUSE IS APPOINTED TO AT LEAST ONE COMMITTEE.
16 THE SPEAKER MAY ALSO CHANGE THE SCHEDULE OF
17 COMMITTEE MEETINGS DESCRIBED IN HOUSE RULE
18 25 (j)(1)(A) AS NECESSARY.

19 (B) WHEN THIS JOINT RULE 44 CEASES TO BE IN EFFECT,
20 THE SPEAKER AND MINORITY LEADER OF THE HOUSE
21 SHALL RESTORE THE CONFIGURATION OF THE
22 COMMITTEES OF REFERENCE IN ACCORDANCE WITH
23 THE REQUIREMENTS OF HOUSE RULES 3 (b)(8) AND
24 25 (a), (c), (g), AND (h) AND THE COMMITTEES OF
25 REFERENCE SHALL MEET IN ACCORDANCE WITH THE
26 SCHEDULE OF COMMITTEE MEETINGS DESCRIBED IN
27 HOUSE RULE 25 (j)(1)(A).

28 (3) ~~The committees appointed pursuant to paragraphs (1) and~~
29 ~~(2) of this subsection (c) shall only be in existence during~~
30 ~~the declared disaster emergency. Once the state of disaster~~
31 ~~emergency has passed or has been dealt with to the extent~~
32 ~~that emergency conditions no longer exist pursuant to~~
33 ~~section 24-33.5-704 (4), Colorado Revised Statutes, the~~
34 ~~committees of reference in existence prior to the disaster~~
35 ~~emergency shall be restored.~~

36 (f) (1) ~~Nothing in this rule shall be interpreted as changing the~~
37 ~~constitutional requirements for the number of legislators~~
38 ~~required to pass a bill by majority vote in either the House~~
39 ~~of Representatives or the Senate~~ WHEN THIS JOINT RULE 44

1 IS IN EFFECT, THE SPEAKER AND THE PRESIDENT, FOR THEIR
2 RESPECTIVE CHAMBERS, MAY REASSIGN TO ANOTHER
3 COMMITTEE OF REFERENCE ANY BILLS THAT WERE
4 PREVIOUSLY ASSIGNED TO A COMMITTEE OF REFERENCE BUT
5 NOT REPORTED OUT OF COMMITTEE WHEN THIS JOINT RULE
6 44 TOOK EFFECT.

7 (2) WHEN THIS JOINT RULE 44 CEASES TO BE IN EFFECT, THE
8 SPEAKER AND THE PRESIDENT, FOR THEIR RESPECTIVE
9 CHAMBERS, MAY REASSIGN TO ANOTHER COMMITTEE OF
10 REFERENCE ANY BILLS THAT WERE PREVIOUSLY ASSIGNED
11 TO A COMMITTEE OF REFERENCE BUT NOT REPORTED OUT OF
12 COMMITTEE WHILE THIS JOINT RULE 44 WAS IN EFFECT.

13 (g) Notwithstanding the provisions of Joint Rule 23 (d), ~~of the Joint~~
14 ~~Rules of the Senate and the House of Representatives~~ regarding
15 counting legislative days of a regular session as consecutive days,
16 ~~the maximum of one hundred twenty calendar days prescribed by~~
17 ~~section 7 of article V of the state constitution shall be counted as~~
18 ~~one hundred twenty separate working calendar days if the~~
19 ~~Governor has declared a state of disaster emergency due to a~~
20 ~~public health emergency pursuant to section 24-33.5-704,~~
21 ~~Colorado Revised Statutes. Once the disaster emergency is over~~
22 ~~the House of Representatives and the Senate shall resume~~
23 ~~following Joint Rule 23 (d), during regular sessions~~ IF THE
24 GENERAL ASSEMBLY TEMPORARILY ADJOURNS PURSUANT TO
25 SUBSECTION (b) OF THIS JOINT RULE 44 FOR MORE THAN THREE
26 CONSECUTIVE CALENDAR DAYS, THE DAYS DURING THE
27 TEMPORARY ADJOURNMENT ARE NOT COUNTED TOWARD THE
28 MAXIMUM OF ONE HUNDRED TWENTY CALENDAR DAYS IMPOSED BY
29 ARTICLE V, SECTION 7 OF THE COLORADO CONSTITUTION. WHEN
30 THE GENERAL ASSEMBLY RECONVENES IN REGULAR SESSION
31 FOLLOWING A TEMPORARY ADJOURNMENT, THE COUNTING OF
32 CALENDAR DAYS AS PROVIDED IN JOINT RULE 23 (d) RESUMES WITH
33 THE NEXT LEGISLATIVE DAY FOLLOWING THE LEGISLATIVE DAY ON
34 WHICH THE GENERAL ASSEMBLY TEMPORARILY ADJOURNED.

35 (h) (1) In addition to all of the powers, duties, and responsibilities
36 set forth in Senate Rule 13 and in any other Senate rule, the
37 secretary of the Senate shall have additional powers and
38 authority, as the secretary deems necessary, in a declared
39 disaster emergency to implement, SUBJECT TO THE

1 APPROVAL OF THE PRESIDENT, new or streamlined methods
2 of operations and may suspend, SUBJECT TO THE APPROVAL
3 OF THE PRESIDENT, requirements set forth in the Rules of
4 the Senate and the Joint Rules in order to preserve the
5 resources of the Senate and function effectively during the
6 disaster emergency.

7 (2) In addition to all of the powers, duties, and responsibilities
8 set forth in House Rule 43 and in any other House rule, the
9 chief clerk of the House of Representatives shall have
10 additional powers and authority, as the chief clerk deems
11 necessary, in a declared disaster emergency to implement,
12 SUBJECT TO THE APPROVAL OF THE SPEAKER, new or
13 streamlined methods of operations and may suspend,
14 SUBJECT TO THE APPROVAL OF THE SPEAKER, requirements
15 set forth in the Rules of the House of Representatives and
16 the Joint Rules in order to preserve the resources of the
17 House of Representatives and function effectively during
18 the disaster emergency.

19 (i) IF NECESSARY TO COMPLY WITH THE REQUIREMENTS OF SECTION
20 2-7-203 (2)(a), COLORADO REVISED STATUTES, WHILE THE
21 GENERAL ASSEMBLY IS TEMPORARILY ADJOURNED PURSUANT TO
22 SUBSECTION (b) OF THIS JOINT RULE 44, THE JOINT COMMITTEES OF
23 REFERENCE MAY MEET TO CONDUCT AGENCY OVERSIGHT HEARINGS
24 AS DESCRIBED IN SECTION 2-7-203 (2), COLORADO REVISED
25 STATUTES. NOTWITHSTANDING THE PROVISIONS OF SENATE RULE
26 22B AND HOUSE RULE 25A, THE EXECUTIVE COMMITTEE MAY
27 ADOPT A POLICY AUTHORIZING MEMBERS OF THE JOINT
28 COMMITTEES OF REFERENCE TO PARTICIPATE REMOTELY IN, AND
29 AUTHORIZING REMOTE TESTIMONY FOR PURPOSES OF, SAID AGENCY
30 OVERSIGHT HEARINGS.