



## Legislative Council Staff

*Nonpartisan Services for Colorado's Legislature*

# Fiscal Note

**Drafting Number:** LLS 22-0695  
**Prime Sponsors:** Rep. Pico

**Date:** February 28, 2022  
**Bill Status:** House SCMVA  
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**Bill Topic:** **REPEAL INSURANCE COMMISSIONER APPOINTMENT REQUIREMENT**

**Summary of Fiscal Impact:**

- |   |  |
|---|--|
| <input type="checkbox"/> State Revenue                | <input type="checkbox"/> TABOR Refund            |
| <input checked="" type="checkbox"/> State Expenditure | <input type="checkbox"/> Local Government        |
| <input type="checkbox"/> State Diversion              | <input type="checkbox"/> Statutory Public Entity |

If approved by voters, this resolution eliminates the constitutional requirement that the Insurance Commissioner be appointed by the Governor, with the consent of the Senate. The bill increases expenditures in FY 2022-23 only.

**Appropriation Summary:** No appropriation is required.

**Fiscal Note Status:** The fiscal note reflects the introduced bill.

## Summary of Legislation

The Colorado Constitution requires that the Governor appoint the Insurance Commissioner within the Division of Insurance in the Department of Regulatory Agencies, and obtain consent from the Senate. This house concurrent resolution refers a constitutional amendment to voters at the November 2022 election. If approved, the amendment eliminates the requirement that the Insurance Commissioner be appointed by the Governor and confirmed by the senate.

## Background

[House Bill 22-1161](#), currently under consideration by the General Assembly, creates a process to elect the Insurance Commissioner and certain other appointed officers beginning in 2024. If voters approve this referred measure, HB 22-1161 contains the statutory changes necessary to conform to the constitutional amendment proposed in HCR 22-1004.

## State Expenditures

**Election expenditure impact — existing appropriations.** This bill includes a referred measure that will appear before voters at the November 2022 general election. While no additional appropriation is required, certain election costs are incurred by the state when ballot measures are referred. These include reimbursing counties for increased election costs, publishing the text and title of the measure in newspapers across the state, and preparing and mailing the Blue Book.

## Effective Date

If approved by voters at the November 2022 general election, the changes take effect upon proclamation of the Governor.

## State and Local Government Contacts

Counties  
Governor  
Personnel and Administration  
Secretary of State

County Clerks  
Information Technology  
Regulatory Agencies