SB19-181
HOUSE FLOOR AMENDMENT
Second Reading   BY REPRESENTATIVE Becker

1   Amend reengrossed bill, page 21, line 4, after "(2)(c)," insert "(6),".

2   Page 23, after line 15 insert:

3   "(6) The commission has the authority, as it deems necessary and
4   convenient, to conduct any hearings or to make any determinations it is
5   otherwise empowered to conduct or make by means of an appointed
6   ADMINISTRATIVE LAW JUDGE OR hearing officer, but recommended
7   findings, determinations, or orders of any ADMINISTRATIVE LAW JUDGE OR
8   hearing officer shall not become final until adopted by the commission IN
9   ACCORDANCE WITH SECTION 34-60-108 (9). Upon appointment by the
10   commission, a member of the commission may act as a hearing officer.".

11   Page 28, after line 13 insert:

12   "**SECTION 12.** In Colorado Revised Statutes, 34-60-108, **add** (9)
13   as follows:
14   **34-60-108. Rules - hearings - process.** (9) WHENEVER ANY
15   HEARING OR OTHER PROCEEDING IS ASSIGNED TO AN ADMINISTRATIVE LAW
16   JUDGE, HEARING OFFICER, OR INDIVIDUAL COMMISSIONER FOR HEARING,
17   THE ADMINISTRATIVE LAW JUDGE, HEARING OFFICER, OR COMMISSIONER,
18   AFTER THE CONCLUSION OF THE HEARING, SHALL PROMPTLY TRANSMIT TO
19   THE COMMISSION AND THE PARTIES THE RECORD AND EXHIBITS OF THE
20   PROCEEDING AND A WRITTEN RECOMMENDED DECISION THAT CONTAINS
21   THE FINDINGS OF FACT, CONCLUSIONS, AND RECOMMENDED ORDER. A
22   PARTY MAY FILE AN EXCEPTION TO THE RECOMMENDED ORDER; BUT IF NO
23   EXCEPTIONS ARE FILED WITHIN TWENTY DAYS AFTER SERVICE UPON THE
24   PARTIES, OR UNLESS THE COMMISSION STAYS THE RECOMMENDED ORDER
25   WITHIN THAT TIME UPON ITS OWN MOTION, THE RECOMMENDED ORDER
26   BECOMES THE DECISION OF THE COMMISSION AND SUBJECT TO SECTION
27   34-60-111. THE COMMISSION UPON ITS OWN MOTION MAY AND, WHERE
28   EXCEPTIONS ARE FILED SHALL, CONDUCT A DE NOVO REVIEW OF THE
29   MATTER UPON THE SAME RECORD, AND THE RECOMMENDED ORDER IS
30   STAYED PENDING THE COMMISSION'S FINAL DETERMINATION OF THE
31   MATTER. THE COMMISSION MAY ADOPT, REJECT, OR MODIFY THE
32   RECOMMENDED ORDER.".

33   Renumber succeeding sections accordingly.

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