

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

April 8, 2021

Committee on Finance.

After consideration on the merits, the Committee recommends the following:

HB21-1100 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend printed bill, strike everything below the enacting clause and
2 substitute:
- 3 **"SECTION 1. Legislative declaration.** (1) The general
4 assembly hereby finds and declares that:
- 5 (a) In response to the COVID-19 pandemic, Coloradans have
6 practiced social distancing, observed stay-at-home orders and
7 recommendations, and taken other safety precautions to minimize
8 exposure to the novel coronavirus;
- 9 (b) These precautions have highlighted the need to be able to file
10 documents with government agencies electronically in order to allow
11 Coloradans to take safety precautions while still carrying on necessary
12 business and activities; and
- 13 (c) Even as the COVID-19 pandemic subsides, electronic filing
14 and electronic publishing of information is an opportunity to modernize
15 government operations, reduce waste, save the taxpayers time and money,
16 and increase the accessibility of government services, information, and
17 functions throughout the state.
- 18 (2) The general assembly further finds and declares that, in light
19 of the benefits of electronic filing, it is in the interest of the state to study
20 and determine how state and local government entities can increase the
21 number and types of filings that can be filed electronically, the obstacles
22 to making electronic filings more widely available, and what steps state
23 and local governments can take to implement electronic filings.
- 24 **SECTION 2.** In Colorado Revised Statutes, **add** article 71.7 to

1 title 24 as follows:

2 **ARTICLE 71.7**

3 **Electronic Filing of Government Documents**

4 **24-71.7-101. Governmental entities - report to general**
5 **assembly on electronic filings - definitions.** (1) AS USED IN THIS
6 SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

7 (a) "COMMITTEE" MEANS THE JOINT TECHNOLOGY COMMITTEE
8 CREATED IN SECTION 2-3-1702.

9 (b) "DEPARTMENT" MEANS A PRINCIPAL DEPARTMENT OF THE
10 STATE AS SET FORTH IN SECTION 24-1-110.

11 (c) "OFFICE" MEANS THE OFFICE OF INFORMATION TECHNOLOGY
12 CREATED IN SECTION 24-37.5-103.

13 (2) ON OR BEFORE OCTOBER 15, 2021, THE OFFICE, IN
14 PARTNERSHIP WITH EACH DEPARTMENT, SHALL FILE A REPORT WITH THE
15 COMMITTEE CONCERNING EACH DEPARTMENT'S ELECTRONIC FILING
16 CAPACITY. THE REPORT MUST INCLUDE, AT A MINIMUM, THE FOLLOWING
17 INFORMATION:

18 (a) WHAT PROPORTION OF THE DOCUMENTS REQUIRED OR
19 ALLOWED TO BE FILED WITH THE DEPARTMENT, INCLUDING EACH DIVISION,
20 BOARD, OFFICE, OR OTHER SUBDIVISION WITHIN THE DEPARTMENT, CAN
21 CURRENTLY BE FILED ELECTRONICALLY;

22 (b) WHAT ACTIONS WOULD BE REQUIRED TO ALLOW AT LEAST
23 EIGHTY PERCENT OF THE DOCUMENTS ALLOWED OR REQUIRED TO BE FILED
24 WITH THE DEPARTMENT TO BE FILED ELECTRONICALLY, INCLUDING THE
25 ESTIMATED COSTS ASSOCIATED WITH SUCH ACTIONS;

26 (c) ANY OBSTACLES THE OFFICE OR THE DEPARTMENT WOULD FACE
27 IMPLEMENTING ELECTRONIC FILING FOR AT LEAST EIGHTY PERCENT OF THE
28 DOCUMENTS ALLOWED OR REQUIRED TO BE FILED WITH THE DEPARTMENT;
29 AND

30 (d) ANY ADDITIONAL INFORMATION OR CONSIDERATIONS
31 AFFECTING THE ABILITY OF THE OFFICE OR THE DEPARTMENT TO INCREASE
32 THE NUMBER AND TYPE OF FILINGS THE DEPARTMENT CAN ACCEPT
33 ELECTRONICALLY.

34 (3) ON OR BEFORE OCTOBER 15, 2021, THE GOVERNING BODY OF
35 EACH COUNTY AND CITY AND COUNTY SHALL FILE A REPORT WITH THE
36 COMMITTEE CONCERNING THE COUNTY'S ELECTRONIC FILING CAPACITY.
37 THE REPORT MUST INCLUDE, AT A MINIMUM, THE FOLLOWING
38 INFORMATION:

39 (a) WHAT PROPORTION OF THE DOCUMENTS REQUIRED OR
40 ALLOWED TO BE FILED WITH THE COUNTY, INCLUDING EACH DEPARTMENT,
41 DIVISION, AGENCY, BOARD, OFFICE, OR OTHER SUBDIVISION OF THE

1 COUNTY, CAN CURRENTLY BE FILED ELECTRONICALLY;
2 (b) WHAT ACTIONS WOULD BE REQUIRED TO ALLOW AT LEAST
3 EIGHTY PERCENT OF THE DOCUMENTS ALLOWED OR REQUIRED TO BE FILED
4 WITH THE COUNTY TO BE FILED ELECTRONICALLY, INCLUDING THE
5 ESTIMATED COSTS ASSOCIATED WITH SUCH ACTIONS;
6 (c) ANY OBSTACLES THE COUNTY WOULD FACE IMPLEMENTING
7 ELECTRONIC FILING FOR AT LEAST EIGHTY PERCENT OF THE DOCUMENTS
8 ALLOWED OR REQUIRED TO BE FILED WITH THE COUNTY; AND
9 (d) ANY ADDITIONAL INFORMATION OR CONSIDERATIONS
10 AFFECTING THE COUNTY'S ABILITY TO INCREASE THE NUMBER AND TYPE
11 OF FILINGS THE COUNTY CAN ACCEPT ELECTRONICALLY.

12 **SECTION 3. Act subject to petition - effective date.** This act
13 takes effect at 12:01 a.m. on the day following the expiration of the
14 ninety-day period after final adjournment of the general assembly; except
15 that, if a referendum petition is filed pursuant to section 1 (3) of article V
16 of the state constitution against this act or an item, section, or part of this
17 act within such period, then the act, item, section, or part will not take
18 effect unless approved by the people at the general election to be held in
19 November 2022 and, in such case, will take effect on the date of the
20 official declaration of the vote thereon by the governor."

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