

CHAPTER 92

GENERAL ASSEMBLY

HOUSE BILL 20-1185

BY REPRESENTATIVE(S) Hooton and Saine, Buentello, Cutter, Duran, Exum, Gray, McCluskie, Michaelson Jenet, Ransom, Titone, Van Winkle, Wilson, Woodrow, Becker;
also SENATOR(S) Fields, Danielson, Hansen, Pettersen, Tate.

AN ACT

CONCERNING THE CONTINUATION OF THE COLORADO KIDS OUTDOORS ADVISORY COUNCIL, AND, IN CONNECTION THEREWITH, IMPLEMENTING THE RECOMMENDATIONS CONTAINED IN THE 2019 SUNSET REPORT BY THE DEPARTMENT OF REGULATORY AGENCIES.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, 2-3-1203, **repeal** (10)(a)(I) as follows:

2-3-1203. Sunset review of advisory committees - legislative declaration - definition - repeal. (10) (a) The following statutory authorizations for the designated advisory committees will **repeal** on July 1, 2020:

(I) ~~The Colorado kids outdoors advisory council created in section 24-33-109.5, C.R.S.;~~

SECTION 2. In Colorado Revised Statutes, 24-33-109.5, **amend** (5); and **repeal** (1)(a) and (4) as follows:

24-33-109.5. Colorado kids outdoors grant program - created - fund created - rules - report - definitions - repeal. (1) As used in this section, unless the context otherwise requires:

(a) ~~"Advisory council" means the Colorado kids outdoors advisory council created in subsection (4) of this section.~~

(4) (a) ~~There is hereby created the Colorado kids outdoors advisory council to assist the executive director in implementing the grant program. The advisory~~

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

council shall consist of six members as follows:

~~(f) The following ex officio members or their designees:~~

~~(A) The executive director of the department of public health and environment;~~

~~(B) The commissioner of education;~~

~~(C) The executive director of the great outdoors Colorado program;~~

~~(D) The director of the division of parks and wildlife in the department of natural resources; and~~

~~(E) (Deleted by amendment, L. 2011, (SB 11-208), ch. 293, p. 1389, § 13, effective July 1, 2011.)~~

~~(H) Two persons with expertise in outdoor recreation and environmental education, one of whom is appointed by the executive director of the department of natural resources and one of whom is appointed by the commissioner of education.~~

~~(b) The appointed members of the advisory council shall serve voluntarily and without reimbursement for expenses. Each appointed member shall serve at the pleasure of the appointing authority and for a two-year term. If a vacancy arises in an appointed position, the appropriate appointing authority shall appoint a person who meets the criteria specified in subparagraph (H) of paragraph (a) of this subsection (4) to fill the vacancy.~~

~~(c) The advisory council shall have the following duties:~~

~~(I) To review grant applications received by the office of the executive director and make recommendations to the executive director for grant awards;~~

~~(II) To assist the executive director in establishing the criteria for awarding grants through the grant program; and~~

~~(III) To otherwise advise the executive director concerning implementation of the grant program.~~

~~(d) This subsection (4) is repealed, effective July 1, 2020. Prior to said repeal, the advisory council shall be reviewed as provided in section 2-3-1203, C.R.S.~~

(5) An eligible entity that seeks a grant through the grant program shall submit an application to the office of the executive director in accordance with rules promulgated by the executive director. Subject to the availability of funding, the executive director shall select grant recipients, specifying the amount to be awarded, taking into account the recommendations of the advisory council and the criteria established in rule.

SECTION 3. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 5, 2020, if adjournment sine die is on

May 6, 2020); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: March 27, 2020