

First Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO

ENGROSSED

LLS NO. R23-0785.01 Michael Dohr x4347

SR23-004

SENATE SPONSORSHIP

Fenberg and Moreno, Bridges, Priola

Senate Committees

SENATE RESOLUTION 23-004

101 CONCERNING THE RULES OF THE SENATE, AND, IN CONNECTION  
102 THEREWITH, MAKING THE TEMPORARY RULES OF THE SENATE  
103 OF THE SEVENTY-FOURTH GENERAL ASSEMBLY PERMANENT  
104 AND MAKING CHANGES TO THE RULES OF THE SENATE  
105 REGARDING REMOTE PARTICIPATION IN SENATE LEGISLATIVE  
106 PROCEEDINGS.

1 *Be It Resolved by the Senate of the Seventy-fourth General*  
2 *Assembly of the State of Colorado:*

3 That the temporary Rules of the Senate of the Seventy-fourth  
4 General Assembly be adopted as the permanent Rules of the Senate for  
5 the remainder of the Seventy-fourth General Assembly.

6 That in the Rules of the Senate, Rule No. 44, **amend** (a)(2), (b)(2),  
7 and (f) as follows:

8 **44. Regulations for the Senate ~~During a Public Health Disaster~~**  
9 **Emergency RELATING TO HEALTH AND SAFETY**

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters or bold & italic numbers indicate new material to be added to existing law.*  
*Dashes through the words or numbers indicate deletions from existing law.*

SENATE  
Final Reading  
January 20, 2023

1 (a) (2) The President, after consultation with the Majority Leader  
2 and the Minority Leader, may invoke the regulations for  
3 remote participation ~~only if the conditions concerning a~~  
4 ~~declared public health disaster emergency, as described in~~  
5 ~~Joint Rule 44 (a) of the Joint Rules of the Senate and~~  
6 ~~House of Representatives, are met and the President finds~~  
7 ~~that holding in-person Senate legislative proceedings poses~~  
8 ~~an increased health risk to the members of the Senate or to~~  
9 ~~the public~~ FOR SENATE LEGISLATIVE PROCEEDINGS IF DOING  
10 SO WOULD PROMOTE THE HEALTH AND SAFETY OF THE BODY  
11 OR ONE OR MORE MEMBERS OF THE SENATE. Within  
12 twenty-four hours after invoking the regulations for remote  
13 participation, the President shall provide written notice OF  
14 THE REGULATIONS to each member of the Senate and to the  
15 secretary of the Senate and shall post the ~~notice of~~  
16 ~~invocation on the website of the Senate. The regulations for~~  
17 ~~remote participation may remain in effect only so long as~~  
18 ~~the declared state of public health disaster emergency~~  
19 ~~continues~~ REGULATIONS ON THE SENATE'S WEBSITE.

20 (b) (2) The regulations that the President may promulgate pursuant  
21 to subsection (a) of this rule may address such additional  
22 matters as the President determines are necessary, including  
23 measures to facilitate a safe and healthy work environment  
24 and to protect vulnerable members of the Senate and other  
25 persons. ~~during a declared public health disaster~~  
26 ~~emergency.~~

27 (f) (1) Pursuant to section 2-2-404 (2), C.R.S., this rule authorizes  
28 the President to promulgate regulations to enable  
29 government officials and employees, as well as other  
30 members of the public, to testify remotely in legislative  
31 proceedings of Senate committees of reference. The  
32 President, ~~shall~~ AFTER CONSULTATION WITH THE MAJORITY  
33 LEADER AND THE MINORITY LEADER, MAY PROMULGATE  
34 SUCH REGULATIONS AND ensure that THE regulations  
35 promulgated pursuant to this subsection (f) are distributed  
36 to each member of the Senate and to the secretary of the  
37 Senate and posted on the SENATE'S website. ~~of the Senate.~~

38 (2) ~~The President, after consultation with the Majority Leader~~  
39 ~~and the Minority Leader, may invoke the regulations for~~

1                   ~~remote testimony only if the conditions concerning a~~  
2                   ~~declared public health disaster emergency, as described in~~  
3                   ~~Joint Rule 44 of the Joint Rules of the Senate and House of~~  
4                   ~~Representatives, are met and the President finds that holding~~  
5                   ~~in-person legislative proceedings of Senate committees of~~  
6                   ~~reference poses an increased health risk to the members of~~  
7                   ~~the Senate or to the public. Within twenty-four hours after~~  
8                   ~~invoking the regulations for remote testimony, the President~~  
9                   ~~shall ensure that written notice of the invocation is provided~~  
10                  ~~to each member of the Senate and to the secretary of the~~  
11                  ~~Senate and posted on the website of the Senate. The~~  
12                  ~~regulations for remote testimony may remain in effect only~~  
13                  ~~for so long as the declared state of public health disaster~~  
14                  ~~emergency continues.~~

15                  (3)   The regulations that the President may promulgate pursuant  
16                  to subsection (f)(1) of this rule must address the type of  
17                  technology or software that a person must use to testify  
18                  remotely in a legislative proceeding of a SENATE committee  
19                  of reference ~~of the Senate~~ and may address such additional  
20                  matters as the President determines are necessary. However,  
21                  nothing in this subsection (f) or in any regulations  
22                  promulgated pursuant to subsection (f)(1) of this rule limits  
23                  or otherwise modifies the authority of the chair of a SENATE  
24                  committee of reference ~~of the Senate~~ to limit testimony.