

CHAPTER 144

ADMINISTRATIVE RULE REVIEW

SENATE BILL 93-35

BY SENATORS Wells, Mares, Mendez, Wattenberg, Wham, Bishop, Hopper, Mutzebaugh, and Traylor;
also REPRESENTATIVES Adkins, Owen, and Williams.

AN ACT**CONCERNING PROCEDURAL CHANGES IN CONNECTION WITH LEGISLATIVE REVIEW OF RULES AND REGULATIONS OF STATE AGENCIES.**

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

SECTION 1. 24-4-103 (8) (c) (I), Colorado Revised Statutes, 1988 Repl. Vol., is amended to read:

24-4-103. Rule-making - procedure. (8) (c) (I) Notwithstanding any other provision of law to the contrary and the provisions of section 24-4-107, all rules adopted or amended on or after ~~July 1, 1979~~, JANUARY 1, 1993, AND BEFORE NOVEMBER 1, 1993, shall expire at 11:59 p.m. on ~~June 1~~ MAY 15 of the year following their adoption unless the general assembly by bill acts to postpone the expiration of a specific rule, AND COMMENCING WITH RULES ADOPTED OR AMENDED ON OR AFTER NOVEMBER 1, 1993, ALL RULES ADOPTED OR AMENDED DURING ANY ONE-YEAR PERIOD THAT BEGINS EACH NOVEMBER 1 AND CONTINUES THROUGH THE FOLLOWING OCTOBER 31 SHALL EXPIRE AT 11:59 P.M. ON THE MAY 15 THAT FOLLOWS SUCH ONE-YEAR PERIOD UNLESS THE GENERAL ASSEMBLY BY BILL ACTS TO POSTPONE THE EXPIRATION OF A SPECIFIC RULE. The general assembly, in its discretion, may postpone such expiration, in which case, the provisions of section 24-4-108 or 24-34-104 shall apply, and the rules shall expire or be subject to review as provided in said sections. The postponement of the expiration of a rule shall not constitute legislative approval of the rule nor be admissible in any court as evidence of legislative intent. The postponement of the expiration date of a specific rule shall not prohibit any action by the general assembly pursuant to the provisions of paragraph (d) of this subsection (8) with respect to such rule.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

SECTION 2. Effective date. This act shall take effect July 1, 1993.

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: April 26, 1993