

CHAPTER 257

GENERAL ASSEMBLY

SENATE BILL 97-220

BY SENATOR Wattenberg;
also REPRESENTATIVES Schauer and Pfiffner.**AN ACT**

CONCERNING RECOMMENDATIONS OF THE SENATE COMMITTEE ON BUSINESS AFFAIRS AND LABOR RELATED TO THE CONTINUATION OF REQUIREMENTS FOR CERTAIN PERIODIC REPORTS TO THE GENERAL ASSEMBLY FROM EXECUTIVE AND JUDICIAL BRANCH AGENCIES UNDER TITLES 4 TO 12 AND ARTICLES 1 TO 5.5 OF TITLE 13, COLORADO REVISED STATUTES.

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

SECTION 1. 24-1-136 (11) (a) (II) (A), Colorado Revised Statutes, 1988 Repl. Vol., as amended, is repealed as follows:

24-1-136. "Information Coordination Act" - policy - functions of the heads of principal departments. (11) (a) (II) All requirements for reports to the general assembly by executive agencies or the judicial branch that were in existence before July 1, 1996, or that otherwise are not covered by subparagraph (I) of this paragraph (a), shall expire on the following dates:

(A) ~~Requirements imposed under titles 1 to 12 and articles 1 to 5.5 of title 13, C.R.S., July 1, 1997;~~

SECTION 2. 5-1-106, Colorado Revised Statutes, 1992 Repl. Vol., is amended to read:

5-1-106. Adjustment of dollar amounts - recommendations by administrator. ~~On or before January 1 of each year, or as soon thereafter as possible, the administrator shall report to the governor and the general assembly recommended changes in dollar amounts specified in this code, as determined by changes in the consumer price index for urban wage earners and clerical workers, using December, 1967, as the reference base index, and as determined or recommended by administrators in other states enacting any laws similar to this code, which changes~~

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

~~in dollar amounts would maintain uniformity between this state and such other states enacting such similar laws.~~

SECTION 3. 5-6-104 (5), Colorado Revised Statutes, 1992 Repl. Vol., is amended to read:

5-6-104. Powers of administrator; harmony with federal regulations; reliance on rules; duty to report. (5) The administrator shall report to the commission annually on or before December 1 on the operation of his office, on his recommendations on adjustment of dollar amounts (section 5-1-106), on the use of consumer credit in the state, and on the problems of persons of small means obtaining credit from persons regularly engaged in extending sales or loan credit. For the purpose of making the report, the administrator is authorized to conduct research and make appropriate studies. The report shall include a description of the examination and investigation procedures and policies of his office, a statement of policies followed in deciding whether to investigate or examine the offices of credit suppliers subject to this code, a statement of the number and percentages of offices which are periodically investigated or examined, a statement of the types of consumer credit problems of both creditors and debtors which have come to his attention through his examinations and investigations and the disposition of them under existing law, a statement of the extent to which the rules of the administrator pursuant to this code are not in harmony with the regulations prescribed by the board of governors of the federal reserve system pursuant to the "Federal Consumer Credit Protection Act" or the rules of administrators in other jurisdictions which enact the "Uniform Consumer Credit Code" (including any adjustment of dollar amounts) and the reasons for such variations, and a general statement of the activities of his office and of others to promote the purposes of this code. The report shall not identify the creditors against whom action is taken by the administrator. ~~Upon review of the administrator's annual report, the commission shall transmit such report on or before January 1 to the governor and the general assembly.~~

SECTION 4. 5-6-402 (2), Colorado Revised Statutes, 1992 Repl. Vol., is repealed as follows:

5-6-402. Commission rules - quorum - meetings - annual report - review and amend rules and regulations of administrator. (2) ~~In addition to the information required to be reported annually to the governor and the general assembly pursuant to section 5-6-104(5), the commission's annual report shall contain a summary of the minutes of the meetings held during the year, the commission's legislative recommendations, a summary of violations of this code and any action taken thereon, and such other data and information as may be deemed necessary or appropriate. Each member of the commission shall have unrestricted access to all records of the administrator.~~

SECTION 5. 8-1-107 (2) (j), Colorado Revised Statutes, 1986 Repl. Vol., is repealed as follows:

8-1-107. Powers and duties of director. (2) In addition to any other duties prescribed by law, the director has the duty and the power to:

- (j) ~~Prepare and transmit annually, in the form and manner prescribed by the heads~~

~~of the principal departments pursuant to the provisions of section 24-1-136, C.R.S., a report accounting to the governor and the general assembly for the efficient discharge of all responsibilities assigned by law or directive to the division, and to prepare and transmit such reports as from time to time may be required as part of any federal grant-in-aid safety, health, and statistical program authorized by act of congress;~~

SECTION 6. 8-14.5-107.5 (2) (a), Colorado Revised Statutes, 1986 Repl. Vol., as amended, is repealed as follows:

8-14.5-107.5. Workplace safety programs - study by commissioner - report to general assembly for consideration in 1994 regular session. (2) (a) ~~The commissioner shall report the findings of the study undertaken pursuant to subsection (1) of this section and any proposed legislation to implement conclusions thereof to the general assembly by January 1, 1994, for purposes of consideration by the general assembly during the 1994 regular session. Such report shall specifically provide the general assembly with recommendations for improving the participation and effective implementation of workplace safety, risk management, and cost containment programs by insurers for the purpose of reducing both overall costs of on-site job injuries and workers' compensation insurance premiums.~~

SECTION 7. 8-20-103 (1), Colorado Revised Statutes, 1986 Repl. Vol., is repealed as follows:

8-20-103. Inspector's report - publications. (1) ~~The state inspector of oils shall prepare and transmit annually, in the form and manner prescribed by the heads of the principal departments pursuant to the provisions of section 24-1-136, C.R.S., a report accounting to the governor and the general assembly for the efficient discharge of all responsibilities assigned by law or directive to the inspector and the deputy inspectors.~~

SECTION 8. 8-20.5-202 (5), Colorado Revised Statutes, 1986 Repl. Vol., as amended, is repealed as follows:

8-20.5-202. Duties of the state inspector of oils. (5) ~~The state inspector of oils shall submit to the general assembly no later than January 15 of each year a report specifically detailing violations and enforcement activities and United States environmental protection agency oversight.~~

SECTION 9. 8-43-304 (3), Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended to read:

8-43-304. Violations - penalty - offset for benefits obtained through fraud. (3) ~~The director and each administrative law judge shall report to the division each time a penalty is imposed pursuant to this section. Each such report shall include the amount of the penalty, the name of the administrative law judge awarding the penalty, if applicable, and the name of the offending party. The director shall report to the general assembly on January 1 of each year on the information obtained from reports filed pursuant to this subsection (3).~~

SECTION 10. 8-44-113 (1) (b), Colorado Revised Statutes, 1986 Repl. Vol., as

amended, is repealed as follows:

8-44-113. Data from insurance carriers and self-insured employers related to workers' compensation - studies related to workers' compensation system - repeal. (1) (b) ~~The data specified in paragraph (a) of this subsection (1) and data supplied by the executive director pursuant to subsection (4) of this section shall be collected by the commissioner of insurance, who shall report the results of the data collection to the general assembly within the first thirty days of each year commencing in January, 1993.~~

SECTION 11. 8-44-204 (6), Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended to read:

8-44-204. Public entities - self-insurance authorized for workers' compensation - pooled insurance. (6) Each self-insurance pool for public entities created in this state shall file, with the commissioner of insurance on or before March 30 of each year, a written report in a form prescribed by the commissioner, signed and verified by its chief executive officer as to its condition. ~~Such report shall include a detailed statement of assets and liabilities, the amount and character of the business transacted, and the moneys reserved and expended during the year. All such reports shall be transmitted to the governor and the general assembly.~~

SECTION 12. 8-44-205 (5), Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended to read:

8-44-205. Employers - self-insurance pools authorized for workers' compensation. (5) Each self-insurance pool for employers created in this state shall file with the commissioner of insurance, on or before March 30 of each year, a written report in a form prescribed by the commissioner, signed and verified by its chief executive officer as to its condition. ~~Such report shall include a detailed statement of assets and liabilities, the amount and character of the business transacted, and the moneys reserved and expended during the year. All such reports shall be transmitted to the governor and the general assembly.~~

SECTION 13. 8-45-121 (2), Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended to read:

8-45-121. Visitation of fund by commissioner of insurance - annual audit - examination. (2) An annual audit of said fund shall be made by an auditor or firm of auditors, having the necessary specialized knowledge and experience, retained by the state auditor with the consultation and advice of the manager and the commissioner of insurance. The cost of such audit and examination shall be borne by the fund. ~~Following the state auditor's examination of the report of such audit, the state auditor shall transmit it, together with any comments and recommendations, to the governor, the general assembly, the executive director of the department of labor and employment, and the manager.~~

SECTION 14. 8-45-122, Colorado Revised Statutes, 1986 Repl. Vol., as amended, is repealed as follows:

8-45-122. Annual report. ~~The manager shall submit an annual report to the~~

~~governor and the joint budget committee of the general assembly reporting on the business operations, resources, and liabilities of the Colorado compensation insurance authority fund:~~

SECTION 15. 8-46-102 (3) (b), Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended to read:

8-46-102. Funding for subsequent injury fund and major medical insurance fund - legislative declaration. (3) (b) For the purpose of determining the proper allocation of the surcharge and making the estimates contemplated in paragraph (a) of this subsection (3), the director shall contract for the services of qualified private actuaries. ~~The director shall report such determinations and estimates to the general assembly on or before January 1 of each year.~~

SECTION 16. 8-46-107, Colorado Revised Statutes, 1986 Repl. Vol., as amended, is repealed as follows:

8-46-107. Report to general assembly and governor. ~~On or before March 10, 1993, and annually thereafter until the fund ceases to pay benefits, the director shall report to the general assembly and to the governor on the number of persons receiving benefits from the fund and the total amount of benefits paid as of December 31 of the preceding year. A statement from an independent actuary, retained by the division for such purpose, as to the reserves in the fund and the adequacy of such reserves, shall accompany each such report.~~

SECTION 17. 8-46-109 (3), Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended to read:

8-46-109. Legislative declaration - claims management - transfer of portfolio. (3) On or before January 1, 1995, the executive director of the department of labor and employment shall submit a detailed proposal to the members of the house and senate business affairs and labor committees regarding a request for proposals to effectuate a portfolio transfer of present and future claims of the subsequent injury fund and its future liability to a private insurance carrier. Following review by said committees and the incorporation of any changes required thereby, the executive director shall proceed to accept proposals for such transfer subject to all applicable laws and rules governing state bids and procurements. ~~The executive director shall report the results of the request for proposals to the general assembly immediately upon completion of the process.~~

SECTION 18. 8-47-111 (2), Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended to read:

8-47-111. Division efforts to ensure employer compliance with workers' compensation coverage requirements - legislative declaration. (2) In order to implement the declaration in subsection (1) of this section, the division shall develop, by January 1, 1995, a procedure for verifying whether or not all employers doing business in the state of Colorado comply with the requirements of article 44 of this title. This procedure shall include, but is not limited to, cross-referencing employer records of the division of employment and training and the division of workers' compensation. Upon identifying employers that are not in compliance with article 44

of this title, the division, with the assistance and cooperation of the attorney general, shall use all available means under articles 40 to 47 of this title to ensure compliance. Every insurance carrier authorized to transact business in this state, including the Colorado compensation insurance authority, which insures employers against liability for compensation under the provisions of articles 40 to 47 of this title, shall furnish the division, upon request, all information required by it to accomplish the purposes of this section. ~~The division shall file a report on the implementation of this section with the business affairs and labor committees of the senate and the house of representatives by January 31, 1995.~~

SECTION 19. 9-4-109 (2.5), Colorado Revised Statutes, 1986 Repl. Vol., as amended, is repealed as follows:

9-4-109. Fees for boiler and pressure vessel inspection certificates. (2.5) ~~On or before December 1, 1992, and annually thereafter, the state treasurer shall report to the joint budget committee and to the state auditor the amount of unappropriated moneys remaining in the boiler inspection fund created in subsection (4) of this section.~~

SECTION 20. 10-1-108 (6) and (16) (d), Colorado Revised Statutes, 1994 Repl. Vol., are repealed as follows:

10-1-108. Duties of commissioner - reports - publications - fees - disposition of funds - adoption of rules. (6) ~~The commissioner shall prepare and transmit annually in the form and manner prescribed by the heads of the principal departments pursuant to the provisions of section 24-1-136, C.R.S., a report accounting to the governor and the general assembly for the efficient discharge of all responsibilities assigned by law or directive to the division of insurance.~~

(16) (d) ~~The commissioner shall make a recommendation to the general assembly and the governor on or before July 1, 1995, concerning the need, if any, for changes in legislation concerning the regulation of licensed provider networks or licensed individual providers, including limited service providers.~~

SECTION 21. 10-4-404 (4), Colorado Revised Statutes, 1994 Repl. Vol., is amended to read:

10-4-404. Rate administration. (4) It is the duty of the commissioner to maintain for at least six years by carrier all reports submitted by insurers pursuant to rules and regulations promulgated by the commissioner under this section. The commissioner shall consider these reports in determining the appropriateness of premium rates for various types of insurance in this state. ~~Such reports shall be made available to the general assembly and to any interested insured, rating organization, or citizen; except that the commissioner may enter reasonable protective orders to require the confidentiality of proprietary or confidential information.~~

SECTION 22. 10-4-408 (5) (a), Colorado Revised Statutes, 1994 Repl. Vol., is amended to read:

10-4-408. Rating organization - study of workers' compensation rates - premium reductions - adoption of rules. (5) (a) The commissioner shall organize

a working group composed of representatives of employer and employee organizations, regulatory agencies, and the insurance industry including but not limited to representatives of businesses insured for worker's compensation in the state of Colorado and an insurance actuary to study issues concerning workers' compensation rates, including, but not limited to, definitions of excessive, inadequate, and discriminatory rates, profits, expenses, and loss-ratio standards for insurance companies, and powers the commissioner should have concerning the rate-setting process. ~~A report shall be provided to the general assembly by October 1, 1990.~~

SECTION 23. 10-4-1308 (2), Colorado Revised Statutes, 1994 Repl. Vol., as amended, is amended to read:

10-4-1308. Examinations - report to general assembly. (2) ~~On or before March 15, 1996, and annually thereafter, the commissioner shall report to the general assembly on the results of the plan established by this part 13. Such report shall include the commissioner's recommendations for continuation or termination of the association, or establishment of a permanent residual market mechanism to insure Colorado employers against liability under the federal coal mine safety and health act, or both. Such report shall also evaluate options for such a mechanism, including a requirement for the Colorado compensation insurance authority to accept Colorado black lung risks, an exclusively self-funding joint underwriting association, a group self-insurance plan, and an assigned risk plan. The evaluation shall include information on the administrative costs of operating a free-standing residual market mechanism as well as the need for rate adjustments necessary to make such mechanism entirely self-sustaining.~~

SECTION 24. 10-8-510 (2), Colorado Revised Statutes, 1994 Repl. Vol., is amended to read:

10-8-510. Plan - examination - board - financial report. (2) The financial status of the plan shall be subject to examination by the commissioner or his designee. Such examinations shall be conducted at least once every three years beginning January 1, 1994. ~~The commissioner shall transmit a copy of the results of such examinations to the general assembly by July 1 of the year in which the examination is conducted.~~

SECTION 25. 10-16-120 (1), Colorado Revised Statutes, 1994 Repl. Vol., as amended, is amended to read:

10-16-120. Legislative review of requirements for guaranteed issue of basic and standard health benefit plans. (1) During the regular session of the general assembly in the year 2001, the legislative council of the general assembly shall conduct a review of the operation of requirements contained in section 10-16-105 for small employer carriers to issue basic and standard health benefit plans. Such review shall consider, but not be limited to, the effect of such requirement on the availability and affordability of health care coverage to residents of Colorado. As a result of the review required by this subsection (1), the legislative council may recommend to the general assembly any legislation determined to be necessary based on such review. ~~The legislative council shall report the results of the review conducted pursuant to this subsection (1) to the senate and house of representatives by March 15, 2001.~~

SECTION 26. 10-21-104 (2), Colorado Revised Statutes, 1994 Repl. Vol., is repealed as follows:

~~**10-21-104. Demonstration programs.** (2) On or before November 30, 1993, and each year thereafter so long as the demonstration programs shall be in place, the department of health care policy and financing shall report as to the results of the demonstration programs to the house and senate committees on health, environment, welfare, and institutions.~~

SECTION 27. 12-36-104 (2), Colorado Revised Statutes, 1991 Repl. Vol., as amended, is repealed as follows:

~~**12-36-104. Powers and duties of board.** (2) The president of the board shall prepare and transmit annually, in the form and manner prescribed by the heads of principal departments pursuant to the provisions of section 24-1-136, C.R.S., a report accounting to the governor and the health, environment, welfare, and institutions committees of the house of representatives and senate of the general assembly for the efficient discharge of all responsibilities assigned by law or directive to the board. The list of licensees described in section 12-36-123 and any other material circulated in quantity outside the executive branch shall be issued in accordance with the provisions of section 24-1-136, C.R.S.~~

SECTION 28. 12-36-118 (4) (e), Colorado Revised Statutes, 1991 Repl. Vol., is repealed as follows:

~~**12-36-118. Disciplinary action by board - immunity.** (4) (e) On or before December 1, 1988, and on or before each December 1 thereafter, the board shall submit to the general assembly a report describing the activities of the board for the previous fiscal year. Such report shall include, but need not be limited to, the following:~~

~~(I) The number of active cases or unresolved complaints which the board had as of the beginning of the fiscal year;~~

~~(II) The number of complaints or reports received pursuant to paragraph (b) of this subsection (4);~~

~~(III) The status of and actions taken on those complaints or cases during the year;~~

~~(IV) An analysis of all cases which were active during the year and which were not resolved within ninety days, to include the nature of the complaint, the reason for the delay past ninety days, the period of time required for each case for initial inquiry, investigation, and decision for referral to the attorney general, and the period of time required for the hearing and decision regarding any disciplinary action;~~

~~(V) Any other comments by the board which it deems to be relevant to its functioning.~~

SECTION 29. 12-41-125 (2) (g), Colorado Revised Statutes, 1991 Repl. Vol., is repealed as follows:

12-41-125. Powers and duties of director - reports - publications. (2) In addition to any other powers and duties given the director by this article, the director shall have the following powers and duties:

~~(g) To prepare and transmit annually, in the form and manner prescribed by the heads of the principal departments pursuant to the provisions of section 24-1-136, C.R.S., a report accounting to the governor and the general assembly for the efficient discharge of all responsibilities assigned by law or directive to the director;~~

SECTION 30. 12-44-210.5, Colorado Revised Statutes, 1991 Repl. Vol., is repealed as follows:

~~**12-44-210.5. Review of standards and procedures.** Not later than January 1, 1990, the department shall submit to the general assembly a report evaluating existing statutes, regulations, enforcement procedures, appeal mechanisms, standardization, plan review procedures, and any other standards and procedures related to the regulation of food service establishments. This report shall contain recommendations on proposed modifications designed to improve the efficiency and effectiveness of the regulation program. Nothing in this section shall be construed to preclude implementation of acceptable changes prior to submission of the report.~~

SECTION 31. 12-46-105 (1) (e), Colorado Revised Statutes, 1991 Repl. Vol., is repealed as follows:

12-46-105. Duties of state licensing authority. (1) The state licensing authority shall:

~~(e) Prepare and transmit annually, in the form and manner prescribed by the heads of the principal departments pursuant to the provisions of section 24-1-136, C.R.S., a report accounting to the governor and the general assembly for the efficient discharge of all responsibilities assigned by law or directive to the state licensing authority;~~

SECTION 32. 12-47-105 (1) (e), Colorado Revised Statutes, 1991 Repl. Vol., is repealed as follows:

12-47-105. Duties of state licensing authority. (1) The state licensing authority shall:

~~(e) Report to the governor and the general assembly, as provided in section 12-46-105 (1) (e);~~

SECTION 33. 12-47.1-702 (2), Colorado Revised Statutes, 1991 Repl. Vol., is repealed as follows:

~~**12-47.1-702. Audits and annual reports.** (2) The commission and director shall make an annual report by March 1 of each year to the governor, the general assembly, the legislative audit committee, and the executive director which shall include a summary of the division's activities for the previous year, a statement of division revenues, expenses of the division, allocation of remaining revenues, and any recommendations for change in the statutes which the commission or director deems~~

~~necessary or desirable. The report shall be public.~~

SECTION 34. 12-47.1-1402 (4) (c), Colorado Revised Statutes, 1991 Repl. Vol., as amended, is repealed as follows:

12-47.1-1402. Gaming impact task force - creation - duties. (4) The task force has the power and duty to:

~~(c) Report to the commission, the governor, and the general assembly, on or before December 30, 1996, in accordance with section 24-1-136, C.R.S.~~

SECTION 35. 12-47.1-1501 (5), Colorado Revised Statutes, 1991 Repl. Vol., as amended, is amended to read:

12-47.1-1501. Municipal limited gaming impact fund. (5) Each city shall deposit its share of moneys from the fund into a special account for expenditures related to limited gaming impacts. The governing body of each city receiving moneys from the fund shall prepare an annual report to the joint budget committee of the general assembly concerning the purposes for which such moneys were expended during the preceding year and the relationship of such uses to the impacts of limited gaming. ~~The annual report shall be submitted to the joint budget committee of the general assembly no later than July 1 of each year beginning July 1, 1995.~~

SECTION 36. 12-60-302 (2), Colorado Revised Statutes, 1991 Repl. Vol., as amended, is amended to read:

12-60-302. Organization and officers - duties - representation. (2) The commission shall maintain an office within the state and shall keep detailed records of all its meetings and of all the business transacted and of all the collections and disbursements. ~~The commission shall prepare and transmit annually, in the form and manner prescribed by the heads of the principal departments pursuant to the provisions of section 24-1-136, C.R.S., a report accounting to the governor and the general assembly for the efficient discharge of all responsibilities assigned by law or directive to the commission.~~ Publications of the commission circulated in quantity outside the executive branch shall be issued in accordance with the provisions of section 24-1-136, C.R.S.

SECTION 37. 13-3-102 (3), Colorado Revised Statutes, 1987 Repl. Vol., as amended, is repealed as follows:

13-3-102. Surveys - conferences - reports. (3) ~~The chief justice shall, at the beginning of every regular session of the general assembly, submit a written report to the governor and to the judiciary committees of both houses of the general assembly. Such report shall contain a review of the condition of the dockets and the business of the supreme court and the other courts of record, and such other information and recommendations concerning the administration of the courts as the chief justice deems appropriate.~~

SECTION 38. 13-3-108 (2) and (3), Colorado Revised Statutes, 1987 Repl. Vol., are amended to read:

13-3-108. Maintenance of court facilities - capital improvements. (2) The court administrator, subject to the approval of the chief justice, shall prepare annually a capital construction budget. The capital construction budget shall specify: The additional court housing facilities required for each court; the estimated cost of such additional structures or facilities and whether such additional court structures or facilities will include space used by other governmental units for nonjudicial purposes; and a detailed report on the present court facilities currently in use and the reasons for their inadequacy. ~~A copy of such capital construction budget shall be submitted to the joint budget committee of the general assembly and the office of state planning and budgeting on or before October 1 of each year.~~

(3) ~~The court administrator shall prepare and submit on or before November 1 of each year a long-range judicial construction plan. Such plan shall outline on a priority basis the capital construction needs of each court, by county, for the next five years. A copy of the long-range judicial construction plan shall be filed annually with the joint budget committee of the general assembly and the office of state planning and budgeting.~~

SECTION 39. 13-5.5-103 (1) (g), Colorado Revised Statutes, 1987 Repl. Vol., as amended, is repealed as follows:

13-5.5-103. Powers and duties of the state commission. (1) In addition to other powers conferred and duties imposed upon the state commission by this article, the state commission has the following powers and duties:

(g) ~~To submit an annual report of the state commission's activity to the general assembly, the governor, and the supreme court;~~

SECTION 40. 13-5.5-109 (2), Colorado Revised Statutes, 1987 Repl. Vol., as amended, is repealed as follows:

13-5.5-109. Repeal of article. (2) ~~The state commission shall provide, not later than January 1, 1999, relevant information to the general assembly and make a recommendation as to whether this article should be repealed or continued. Not later than January 31, 1995, January 31, 1997, and again January 31, 1999, a report shall be provided concerning the effectiveness of the commission's work.~~

SECTION 41. 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: June 3, 1997