

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

April 11, 2016
Date

Committee on State, Veterans, & Military Affairs.

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

SB16-156 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the consent calendar:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 "SECTION 1. In Colorado Revised Statutes, 2-3-101, **amend** (1)
4 as follows:

5 **2-3-101. Legislative audit committee - membership - meetings**
6 **- powers and duties.** (1) There is hereby created a legislative audit
7 committee, ~~hereinafter~~ referred to IN THIS PART 1 as the "committee". The
8 ~~membership of the committee shall consist~~ CONSISTS of four senators, two
9 from each major political party, to be appointed by the president AND THE
10 MINORITY LEADER of the senate, RESPECTIVELY, with the approval of a
11 majority of the members elected to the senate and four representatives,
12 two from each major political party, to be appointed by the speaker AND
13 THE MINORITY LEADER of the house of representatives, RESPECTIVELY,
14 with the approval of a majority of the members elected to the house of
15 representatives. Appointments to the committee shall be made no later
16 than sixty days after the convening of the first regular session of the
17 general assembly held in each odd-numbered year. AN APPOINTING
18 AUTHORITY MAY MAKE AN APPOINTMENT TO TEMPORARILY REPLACE A
19 CURRENT MEMBER OF THE COMMITTEE APPOINTED BY THAT APPOINTING
20 AUTHORITY; EXCEPT THAT, A TEMPORARY APPOINTMENT DOES NOT
21 REQUIRE APPROVAL OF A MAJORITY OF THE MEMBERS ELECTED TO THE
22 APPLICABLE BODY. Membership on the committee ~~shall terminate~~

1 TERMINATES with the appointment of a member's successor or upon the
2 termination of a member's term of office in the general assembly,
3 whichever occurs first, and any member may be appointed to succeed
4 himself OR HERSELF on the committee. Vacancies in the committee's
5 membership shall be filled in the same manner as original appointments;
6 except that the approval of the members elected to the general assembly
7 is not necessary if any such appointment is made when the general
8 assembly is not in session.

9 **SECTION 2.** In Colorado Revised Statutes, 2-3-301, **amend** (1)
10 and (2) as follows:

11 **2-3-301. Legislative council created - executive committee**
12 **created.** (1) There is hereby created a legislative council, referred to in
13 this part 3 as the "council", which ~~shall consist~~ CONSISTS of an executive
14 committee, six senators ~~to be~~ WITH MAJORITY PARTY MEMBERS appointed
15 by the president of the senate AND MINORITY PARTY MEMBERS APPOINTED
16 BY THE MINORITY LEADER OF THE SENATE, with the approval of a majority
17 vote of the members elected to the senate, and six representatives ~~to be~~
18 WITH MAJORITY PARTY MEMBERS appointed by the speaker of the house
19 of representatives AND MINORITY PARTY MEMBERS APPOINTED BY THE
20 MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES, with the approval
21 of a majority vote of the members elected to the house of representatives.
22 Except as otherwise provided in subsection (1.5) of this section, the
23 executive committee ~~shall be comprised~~ CONSISTS of the president of the
24 senate, the majority leader of the senate, the minority leader of the senate,
25 the speaker of the house of representatives, the majority leader of the
26 house of representatives, and the minority leader of the house of
27 representatives, all of whom ~~shall be~~ ARE ex officio members of the
28 council. The speaker of the house of representatives and the president of
29 the senate shall alternately serve as the ~~chairman~~ CHAIR and
30 ~~vice-chairman~~ VICE-CHAIR of the executive committee and ~~shall~~ serve for
31 one-year terms. All ex officio members of the council ~~shall~~ have and MAY
32 exercise all the powers, privileges, and duties of other members.

33 (2) Appointments or reappointments of all members of the council
34 shall be made no later than ten days after the convening of the first
35 regular session of each general assembly. AN APPOINTING AUTHORITY
36 MAY MAKE AN APPOINTMENT TO TEMPORARILY REPLACE A CURRENT
37 MEMBER OF THE COMMITTEE APPOINTED BY THAT APPOINTING AUTHORITY;
38 EXCEPT THAT, A TEMPORARY APPOINTMENT DOES NOT REQUIRE APPROVAL
39 OF A MAJORITY OF THE MEMBERS ELECTED TO THE APPLICABLE BODY.
40 Membership on the council ~~shall terminate~~ TERMINATES with the
41 appointment of a member's successor or upon the termination of a

1 member's term of office in the general assembly, whichever first occurs.
2 A member may be appointed to succeed himself or herself.

3 **SECTION 3.** In Colorado Revised Statutes, 2-3-302, **amend** (1)
4 as follows:

5 **2-3-302. Organization - meetings.** (1) ~~The council shall select~~
6 ~~a chairman and vice-chairman from among its membership, who shall~~
7 ~~serve for one-year terms~~ CHAIR AND VICE-CHAIR OF THE EXECUTIVE
8 COMMITTEE SHALL SERVE AS THE CHAIR AND VICE-CHAIR OF THE COUNCIL;
9 and ~~it~~ THE COUNCIL shall prescribe its own rules of procedure, and may
10 appoint subcommittees from the membership of the general assembly and
11 other persons to assist in carrying out its functions.

12 **SECTION 4.** In Colorado Revised Statutes, 2-3-502, **amend** (3)
13 and (4) as follows:

14 **2-3-502. Committee on legal services - membership - duties.**
15 (3) The membership of the committee ~~shall consist~~ CONSISTS of ten
16 members of the general assembly. The ten legislative members of the
17 committee ~~shall be~~ ARE as follows: The respective ~~chairmen~~ CHAIRS of
18 the house and senate committees on judiciary or their respective
19 designees; four members from the house of representatives, two from
20 each major political party, one of whom shall be an attorney-at-law, if
21 there is an attorney-at-law in each party, appointed by the speaker AND
22 THE MINORITY LEADER of the house of representatives, RESPECTIVELY,
23 with the approval of a majority of the members elected to the house of
24 representatives; and four members from the senate, two from each major
25 political party, one of whom shall be an attorney-at-law, if there is an
26 attorney-at-law in each party, appointed by the president AND THE
27 MINORITY LEADER of the senate, RESPECTIVELY, with the approval of a
28 majority of the members elected to the senate.

29 (4) The eight appointive members of the committee shall be
30 appointed no later than ten days after the convening of the first regular
31 session of each general assembly. ~~except that initial appointments after~~
32 ~~June 13, 1985, shall be made within ten days after such date.~~ AN
33 APPOINTING AUTHORITY MAY MAKE AN APPOINTMENT TO TEMPORARILY
34 REPLACE A CURRENT MEMBER OF THE COMMITTEE APPOINTED BY THAT
35 APPOINTING AUTHORITY. IN ADDITION, THE PRESIDENT OF THE SENATE
36 MAY MAKE AN APPOINTMENT TO TEMPORARILY REPLACE THE CHAIR OF
37 THE SENATE COMMITTEE ON JUDICIARY OR THE CHAIR'S RESPECTIVE
38 DESIGNEE CURRENTLY SERVING ON THE COMMITTEE AND THE SPEAKER OF
39 THE HOUSE OF THE REPRESENTATIVES MAY MAKE AN APPOINTMENT TO
40 TEMPORARILY REPLACE THE CHAIR OF THE HOUSE COMMITTEE ON
41 JUDICIARY OR THE CHAIR'S DESIGNEE CURRENTLY SERVING ON THE

1 COMMITTEE; EXCEPT THAT, A TEMPORARY APPOINTMENT MADE PURSUANT
2 TO THIS SUBSECTION (4) DOES NOT REQUIRE APPROVAL OF A MAJORITY OF
3 THE MEMBERS ELECTED TO THE APPLICABLE BODY. Membership on the
4 committee of each such appointive member ~~shall terminate~~ TERMINATES
5 upon the appointment of his OR HER successor or upon termination of A
6 MEMBER'S TERM OF office in the general assembly, whichever first occurs.
7 The membership of a judiciary committee ~~chairman shall terminate~~ CHAIR
8 TERMINATES upon the termination of his OR HER TERM OF office in the
9 designated position. Any member may be appointed to succeed himself
10 OR HERSELF on the committee. Vacancies in the committee's membership
11 shall be filled in the same manner as original appointments; except that
12 the approval of the members elected to the general assembly is not
13 necessary if any such appointment is made when the general assembly is
14 not in session.

15 **SECTION 5. Safety clause.** The general assembly hereby finds,
16 determines, and declares that this act is necessary for the immediate
17 preservation of the public peace, health, and safety."

18 Page 1, line 103, strike "COMMITTEES" and substitute "COMMITTEES,
19 ALLOWING TEMPORARY APPOINTMENTS TO THE COMMITTEES,".

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