

**First Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

REVISED

*This Version Includes All Amendments Adopted
on Second Reading in the Second House*

LLS NO. 19-0826.01 Megan Waples x4348

HOUSE BILL 19-1184

HOUSE SPONSORSHIP

Herod and Caraveo, Arndt, Becker, Benavidez, Bird, Buckner, Buentello, Coleman, Cutter, Duran, Esgar, Exum, Froelich, Galindo, Garnett, Gonzales-Gutierrez, Gray, Hansen, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Lontine, McCluskie, Melton, Michaelson Jenet, Mullica, Roberts, Singer, Sirota, Snyder, Sullivan, Tipper, Valdez A., Weissman

SENATE SPONSORSHIP

Williams A.,

House Committees

Finance
Appropriations

Senate Committees

Legislative Council
Appropriations

A BILL FOR AN ACT

101 **CONCERNING A REQUIREMENT THAT STAFF OF THE LEGISLATIVE**
102 **COUNCIL PREPARE DEMOGRAPHIC NOTES ON CERTAIN**
103 **LEGISLATIVE BILLS, AND, IN CONNECTION THEREWITH, MAKING**
104 **AN APPROPRIATION.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill requires the staff of the legislative council to prepare demographic notes on legislative bills in each regular session of the general assembly. The speaker of the house of representatives, the

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

SENATE
2nd Reading Unamended
May 2, 2019

HOUSE
3rd Reading Unamended
April 16, 2019

HOUSE
Amended 2nd Reading
April 12, 2019

minority leader of the house of representatives, the president of the senate, and the minority leader of the senate are authorized to request 5 demographic notes each, or more at the discretion of the director of research of the legislative council.

The bill requires the staff of the legislative council to meet with the member of leadership requesting the demographic note and with the sponsor of the legislative bill to discuss whether a demographic note can practically be completed for that legislative bill. If not, the member of leadership may request a demographic note, within the limits specified in the bill, on a different legislative bill that might be more conducive to a demographic note's analysis.

A demographic note is defined as a note that uses available data to outline the potential disparate effects of a legislative measure on various populations within the state. Populations may be identified by race, gender, disability, age, geography, income, or any other relevant characteristic for which data are available.

The bill requires the director of research of the legislative council to develop the procedures for requesting, completing, and updating the demographic notes and to memorialize the procedures in a letter to the executive committee of the legislative council.

Finally, the bill requires each state department, agency, or institution to cooperate with and provide information for a demographic note of a legislative bill in the manner requested by the staff of the legislative council.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 2-2-322.5 as
3 follows:

4 **2-2-322.5. Demographic notes - definitions.** (1) FOR PURPOSES
5 OF THIS SECTION:

6 (a) "DEMOGRAPHIC NOTE" MEANS A NOTE THAT USES AVAILABLE
7 DATA TO OUTLINE THE POTENTIAL EFFECTS OF A LEGISLATIVE MEASURE ON
8 DISPARITIES WITHIN THE STATE, INCLUDING A STATEMENT OF WHETHER
9 THE MEASURE IS LIKELY TO INCREASE OR DECREASE DISPARITIES TO THE
10 EXTENT THE DATA IS AVAILABLE.

11 (b) "DISPARITIES" MEANS THE DIFFERENCE IN ECONOMIC,

1 EMPLOYMENT, HEALTH, EDUCATION, OR PUBLIC SAFETY OUTCOMES
2 BETWEEN THE STATE POPULATION AS A WHOLE AND SUBGROUPS OF THE
3 POPULATION DEFINED BY SOCIOECONOMIC STATUS, RACE, ETHNICITY, SEX,
4 GENDER IDENTITY, SEXUAL ORIENTATION, DISABILITY, GEOGRAPHY, OR
5 ANY OTHER RELEVANT CHARACTERISTIC FOR WHICH DATA ARE
6 AVAILABLE.

7 (2) (a) COMMENCING WITH THE SECOND REGULAR SESSION OF THE
8 SEVENTY-SECOND GENERAL ASSEMBLY AND DURING EACH REGULAR
9 SESSION THEREAFTER, THE STAFF OF THE LEGISLATIVE COUNCIL SHALL
10 PREPARE DEMOGRAPHIC NOTES ON LEGISLATIVE BILLS AS SPECIFIED IN
11 SUBSECTION (2)(b) OF THIS SECTION.

12 (b) THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, THE
13 MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES, THE PRESIDENT OF
14 THE SENATE, AND THE MINORITY LEADER OF THE SENATE MAY EACH
15 REQUEST THE PREPARATION OF A DEMOGRAPHIC NOTE ON UP TO FIVE
16 LEGISLATIVE BILLS, OR MORE AT THE DISCRETION OF THE DIRECTOR OF
17 RESEARCH OF THE LEGISLATIVE COUNCIL.

18 (c) PRIOR TO COMMENCING WORK ON A DEMOGRAPHIC NOTE, THE
19 STAFF OF THE LEGISLATIVE COUNCIL SHALL MEET WITH THE MEMBER OF
20 LEADERSHIP REQUESTING THE DEMOGRAPHIC NOTE AND WITH THE
21 SPONSOR OF THE LEGISLATIVE BILL TO DISCUSS WHETHER A DEMOGRAPHIC
22 NOTE CAN PRACTICALLY BE COMPLETED FOR THAT LEGISLATIVE BILL. IF
23 NOT, THE MEMBER OF LEADERSHIP MAY REQUEST A DEMOGRAPHIC NOTE,
24 WITHIN THE LIMITS SPECIFIED IN SUBSECTION (2)(b) OF THIS SECTION, ON
25 A DIFFERENT LEGISLATIVE BILL THAT MIGHT BE MORE CONDUCTIVE TO A
26 DEMOGRAPHIC NOTE'S ANALYSIS.

27 (d) NO LATER THAN DECEMBER 1, 2019, THE DIRECTOR OF

1 RESEARCH OF THE LEGISLATIVE COUNCIL SHALL DEVELOP THE
2 PROCEDURES FOR REQUESTING, COMPLETING, AND UPDATING THE
3 DEMOGRAPHIC NOTES AND SUCH PROCEDURES MUST BE MEMORIALIZED IN
4 A LETTER TO THE EXECUTIVE COMMITTEE OF THE LEGISLATIVE COUNCIL.

5 (3)(a) EACH STATE DEPARTMENT, AGENCY, OR INSTITUTION SHALL
6 COOPERATE WITH AND PROVIDE INFORMATION FOR A DEMOGRAPHIC NOTE
7 ON A LEGISLATIVE BILL IN THE MANNER REQUESTED BY THE STAFF OF THE
8 LEGISLATIVE COUNCIL.

9 (b) THE STATE DEPARTMENT, AGENCY, OR INSTITUTION SHALL
10 MEET THE DEADLINES ESTABLISHED BY THE STAFF OF THE LEGISLATIVE
11 COUNCIL FOR PROVIDING A RESPONSE TO A REQUEST FOR INFORMATION
12 MADE PURSUANT TO SUBSECTION (3)(a) OF THIS SECTION OR SHALL
13 SPECIFY THE NEED FOR ADDITIONAL TIME TO PROVIDE THE RESPONSE. IF
14 ADDITIONAL TIME IS REQUIRED TO RESPOND TO THE REQUEST FOR
15 INFORMATION, THE STAFF OF THE LEGISLATIVE COUNCIL SHALL SET A
16 REASONABLE TIME FOR PROVIDING THE INFORMATION.

17 (4) THE DIRECTOR OF RESEARCH MAY SEEK, ACCEPT, AND EXPEND
18 GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR
19 THE PURPOSE OF PAYING FOR TRAINING ON DEMOGRAPHIC NOTES FOR THE
20 STAFF OF THE LEGISLATIVE COUNCIL.

21 **SECTION 2. Appropriation.** For the 2019-20 state fiscal year,
22 \$89,474 is appropriated to the legislative department for use by the
23 legislative council staff. This appropriation is from the general fund and
24 is based on an assumption that the legislative council staff will require an
25 additional 0.9 FTE. To implement this act, the legislative council staff
26 may use this appropriation to develop procedures for requesting,
27 completing and updating demographic notes.

1 **SECTION 3. Act subject to petition - effective date.** This act
2 takes effect at 12:01 a.m. on the day following the expiration of the
3 ninety-day period after final adjournment of the general assembly (August
4 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a
5 referendum petition is filed pursuant to section 1 (3) of article V of the
6 state constitution against this act or an item, section, or part of this act
7 within such period, then the act, item, section, or part will not take effect
8 unless approved by the people at the general election to be held in
9 November 2020 and, in such case, will take effect on the date of the
10 official declaration of the vote thereon by the governor.