



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

FISCAL NOTE

Drafting Number: LLS 19-0731 Date: March 5, 2019
Prime Sponsors: Sen. Lee; Gardner Bill Status: Senate Legal Services
Rep. Weissman; Herod Fiscal Analyst: Ariel Hammerquist | 303-866-3469
Ariel.Hammerquist@state.co.us

Bill Topic: RULE REVIEW BILL

- Summary of Fiscal Impact: State Revenue, State Expenditure (minimal), State Transfer, TABOR Refund, Local Government, Statutory Public Entity (minimal)

This bill postpones the expiration of all state department's rules and regulations adopted between November 1, 2017, and November 1, 2018, with the exception of the rules listed in the bill. Overall, the bill will minimally increase state and statutory public entity workload in the current FY 2018-19 and FY 2019-20.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: The fiscal note reflects the introduced bill, as recommended by the Committee on Legal Services.

Summary of Legislation

This bill provides for the continuation of certain state department's rules and regulations and the expiration of others that were adopted or amended on or after November 1, 2017, and November 1, 2018. Rules are scheduled to expire in the annual rule review bill when the Committee on Legal Services finds that the rule lacks statutory authority or conflicts with state law. Under the bill, discontinued rules expire on May 15, 2019, and are summarized in Table 1 at the end of this document. The bill also postpones the expiration of all Public Employees Retirement Association (PERA) and the State Board of Equalization rules and regulations that were adopted or amended between November 1, 2017, and November 1, 2018.

State Expenditures

Overall, in the current FY 2018-19 and FY 2019-20, state department workload will increase to align policies and procedures with state law. For departments with expiring rules, workload will increase to adopt emergency rules, re-promulgate rules, or update materials and procedures to align with the change in rules. Departments that had their rules extended will have a workload decrease if that department does not need to re-promulgate or adopt emergency rules. Any workload impacts resulting from the bill can be accomplished within existing appropriations.

The State Board of Equalization in the Department of Local Affairs will have an increase in workload to update materials and procedures to reflect state law, and a decrease in workload from not having to adopt emergency rules or re-promulgate rules that are extended.

Statutory Public Entity

The Public Employees' Retirement Association (PER) will have an increase in workload to update materials and procedures to reflect state law, and a decrease in workload from not having to adopt emergency rules or re-promulgate rules that are extended.

Effective Date

The bill takes effect upon signature of the Governor, or upon becoming law without his signature.

State and Local Government Contacts

All State Agencies

Table 1
Rules Expiring Under SB 19-168

Department/Agency	Topic Area of Expiring Rules	Number of Rules Expiring
Education	Waiver Requests	1
Human Services	Adult Protective Services	1
Labor and Employment	Uninsured Employers Fund	3
	Explosives Regulation	5
Natural Resources	Parks and Wildlife	1
Public Safety	Fireworks	1
	Fire Suppression Program	3
	Building, Fire, and Life Safety Code Enforcement	23
Revenue	Motor Vehicles Title and Registration	1