

CHAPTER 261

GENERAL ASSEMBLY

HOUSE BILL 19-1184

BY REPRESENTATIVE(S) Herod and Caraveo, Arndt, 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, Becker; also SENATOR(S) Williams A., Crowder.

AN ACT

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

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

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

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

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

(b) "DISPARITIES" MEANS THE DIFFERENCE IN ECONOMIC, EMPLOYMENT, HEALTH, EDUCATION, OR PUBLIC SAFETY OUTCOMES BETWEEN THE STATE POPULATION AS A WHOLE AND SUBGROUPS OF THE POPULATION DEFINED BY SOCIOECONOMIC STATUS, RACE, ETHNICITY, SEX, GENDER IDENTITY, SEXUAL ORIENTATION, DISABILITY, GEOGRAPHY, OR ANY OTHER RELEVANT CHARACTERISTIC FOR WHICH DATA ARE AVAILABLE.

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

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

THIS SECTION.

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

(c) PRIOR TO COMMENCING WORK ON A DEMOGRAPHIC NOTE, THE STAFF OF THE LEGISLATIVE COUNCIL SHALL 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 SUBSECTION (2)(b) OF THIS SECTION, ON A DIFFERENT LEGISLATIVE BILL THAT MIGHT BE MORE CONDUCTIVE TO A DEMOGRAPHIC NOTE'S ANALYSIS.

(d) NO LATER THAN DECEMBER 1, 2019, THE DIRECTOR OF RESEARCH OF THE LEGISLATIVE COUNCIL SHALL DEVELOP THE PROCEDURES FOR REQUESTING, COMPLETING, AND UPDATING THE DEMOGRAPHIC NOTES AND SUCH PROCEDURES MUST BE MEMORIALIZED IN A LETTER TO THE EXECUTIVE COMMITTEE OF THE LEGISLATIVE COUNCIL.

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

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

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

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

SECTION 3. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of

this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: May 23, 2019