

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

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 20-0213.02 Thomas Morris x4218

HOUSE BILL 20-1039

HOUSE SPONSORSHIP

Coleman and Baisley,

SENATE SPONSORSHIP

Zenzinger and Tate,

House Committees

Business Affairs & Labor
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING A TRANSPARENT STATE WEB PORTAL THAT ALLOWS THE**
102 **PUBLIC TO EASILY SEARCH FOR INFORMATION RELATING TO**
103 **STATE AGENCY RULES AT NO COST.**

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>.)

Effective January 1, 2021, the bill requires an agency that is or will be conducting rule-making proceedings to post several types of notifications regarding the proceedings on an easily searched rule-making transparency website and mobile application created and hosted by the statewide internet portal authority.

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.

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

2 **SECTION 1. Legislative declaration.** (1) The general assembly
3 hereby:

4 (a) Finds that rules adopted by executive branch agencies affect
5 many areas of daily life for Colorado citizens, including water, air, food,
6 energy, mobility, employment, and health care;

7 (b) Determines that:

8 (I) Maintaining a vibrant business economy in the state is a goal
9 shared by all Coloradans; and

10 (II) The state has made tremendous progress in its transparency as
11 new and innovative technologies become available; and

12 (c) Declares that this act is a continuation of this ongoing
13 transparency program and that public participation promotes a sense of
14 acceptability and fairness in the rule-making process and can help foster
15 greater public trust.

16 **SECTION 2. Online transparency task force.** (1) There is
17 hereby created the online transparency task force. Interested legislators
18 and the following individuals, or their designees, may participate in the
19 task force:
20

21 (a) The executive director of each principal department;

22 (b) The secretary of state;

23 (c) The chief information officer appointed pursuant to section
24 24-37.5-103, Colorado Revised Statutes; and

25 (d) The executive director of the statewide internet portal
26 authority appointed pursuant to section 24-37.7-104 (1)(o), Colorado

1 Revised Statutes.

2 (2) The task force member specified in subsection (1)(d) of this
3 section shall chair the task force and call the first meeting of the task
4 force as soon as possible. The task force shall meet as necessary at the
5 call of the chair to timely complete its duties.

6 (3) The purpose of the task force is to recommend ways to
7 enhance citizens' online access to rules and the rule-making process and
8 to increase the transparency of the rule-making process, including
9 potential improvements to existing online resources and the potential
10 creation of new online resources.

11 (4) The task force shall submit a written report that summarizes
12 its recommendations by January 1, 2021, to the general assembly's
13 committees of reference with jurisdiction over business and state affairs.

14 **SECTION 3. Act subject to petition - effective date.** This act
15 takes effect at 12:01 a.m. on the day following the expiration of the
16 ninety-day period after final adjournment of the general assembly (August
17 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a
18 referendum petition is filed pursuant to section 1 (3) of article V of the
19 state constitution against this act or an item, section, or part of this act
20 within such period, then the act, item, section, or part will not take effect
21 unless approved by the people at the general election to be held in
22 November 2020 and, in such case, will take effect on the date of the
23 official declaration of the vote thereon by the governor.