

Second Regular Session  
Seventy-second General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. R20-1273.01 Julie Pelegrin x2700

HR20-1002

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HOUSE SPONSORSHIP

Garnett and Benavidez, Titone

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House Committees

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HOUSE RESOLUTION 20-1002

101 CONCERNING THE ADDITION OF A HOUSE RULE AUTHORIZING THE  
102 SPEAKER OF THE HOUSE OF REPRESENTATIVES TO  
103 PROMULGATE REGULATIONS FOR REMOTE PARTICIPATION IN  
104 LEGISLATIVE PROCEEDINGS OF THE HOUSE DURING A DECLARED  
105 PUBLIC HEALTH DISASTER EMERGENCY.

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1 *Be It Resolved by the House of Representatives of the*  
2 *Seventy-second General Assembly of the State of Colorado:*

3 That in the Rules of the House of Representatives, **add** Rule No.  
4 53 as follows:

5 **53. Regulations for Remote Participation**  
6 **in Legislative Proceedings**

7 (a) (1) PURSUANT TO SECTION 2-2-404 (2), C.R.S., THIS RULE  
8 AUTHORIZES THE SPEAKER TO PROMULGATE REGULATIONS  
9 TO ENABLE MEMBERS OF THE HOUSE TO PARTICIPATE  
10 REMOTELY IN LEGISLATIVE PROCEEDINGS OF THE HOUSE;  
11 EXCEPT THAT THE REGULATIONS MUST NOT ENABLE REMOTE

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 PARTICIPATION IN COMMITTEES OF REFERENCE,  
2 COMMITTEES CREATED BY STATUTE, OR HOUSE SELECT  
3 COMMITTEES. THE SPEAKER SHALL ENSURE THAT  
4 REGULATIONS PROMULGATED PURSUANT TO THIS  
5 SUBSECTION (a)(1) ARE DISTRIBUTED TO EACH MEMBER OF  
6 THE HOUSE AND TO THE CHIEF CLERK OF THE HOUSE AND  
7 POSTED ON THE WEBSITE OF THE HOUSE.

8 (2) THE SPEAKER, AFTER CONSULTATION WITH THE MAJORITY  
9 LEADER AND THE MINORITY LEADER, MAY INVOKE THE  
10 REGULATIONS FOR REMOTE PARTICIPATION ONLY IF THE  
11 CONDITIONS CONCERNING A DECLARED PUBLIC HEALTH  
12 DISASTER EMERGENCY, AS DESCRIBED IN JOINT RULE 44 (a)  
13 OF THE JOINT RULES OF THE SENATE AND THE HOUSE OF  
14 REPRESENTATIVES, ARE MET AND THE SPEAKER FINDS THAT  
15 HOLDING IN-PERSON LEGISLATIVE PROCEEDINGS POSES AN  
16 INCREASED HEALTH RISK TO THE MEMBERS OF THE HOUSE  
17 OR TO THE PUBLIC. WITHIN TWENTY-FOUR HOURS AFTER  
18 INVOKING THE REGULATIONS FOR REMOTE PARTICIPATION,  
19 THE SPEAKER SHALL ENSURE THAT WRITTEN NOTICE OF THE  
20 INVOCATION IS PROVIDED TO EACH MEMBER OF THE HOUSE  
21 AND TO THE CHIEF CLERK OF THE HOUSE AND POSTED ON  
22 THE WEBSITE OF THE HOUSE. THE REGULATIONS FOR  
23 REMOTE PARTICIPATION MAY REMAIN IN EFFECT ONLY SO  
24 LONG AS THE DECLARED STATE OF PUBLIC HEALTH DISASTER  
25 EMERGENCY CONTINUES.

26 (b) THE REGULATIONS THAT THE SPEAKER MAY PROMULGATE  
27 PURSUANT TO SUBSECTION (a) OF THIS RULE 53 MUST ADDRESS THE  
28 FOLLOWING ISSUES AS THEY PERTAIN TO REMOTE PARTICIPATION  
29 AND MAY ADDRESS SUCH ADDITIONAL ISSUES AS THE SPEAKER  
30 DETERMINES ARE NECESSARY:

31 (1) THE EXTENT TO WHICH A MEMBER OF THE HOUSE MAY  
32 PARTICIPATE REMOTELY IN LEGISLATIVE PROCEEDINGS OF  
33 THE HOUSE, INCLUDING THE TYPE OF LEGISLATIVE  
34 PROCEEDINGS IN WHICH REMOTE PARTICIPATION IS  
35 ALLOWED AND ANY LIMITATIONS ON A MEMBER'S REMOTE  
36 PARTICIPATION;

37 (2) THE TYPE OF TECHNOLOGY OR SOFTWARE THAT A MEMBER  
38 MUST USE TO PARTICIPATE REMOTELY IN A LEGISLATIVE

1 PROCEEDING OF THE HOUSE. AT A MINIMUM, THE  
2 TECHNOLOGY OR SOFTWARE MUST BE SUFFICIENT TO VERIFY  
3 THE IDENTITY OF A MEMBER WHO IS PARTICIPATING  
4 REMOTELY AND AUTHENTICATE THE MEMBER'S ACTIONS.

5 (3) THE PROCEDURE FOR ASCERTAINING THE PRESENCE OF A  
6 QUORUM FOR A LEGISLATIVE PROCEEDING OF THE HOUSE  
7 WHEN ONE OR MORE MEMBERS IS PARTICIPATING  
8 REMOTELY;

9 (4) THE PROCEDURE FOR CONDUCTING A CALL OF THE HOUSE  
10 WHEN ONE OR MORE MEMBERS IS PARTICIPATING  
11 REMOTELY; AND

12 (5) THE PAYMENT OF COMPENSATION FOR A MEMBER WHO  
13 PARTICIPATES REMOTELY IN LEGISLATIVE PROCEEDINGS OF  
14 THE HOUSE.

15 (c) ANY REGULATIONS THAT THE SPEAKER MAY PROMULGATE  
16 PURSUANT TO SUBSECTION (a) OF THIS RULE 53 SUPERSEDE ANY  
17 PROVISIONS IN THE RULES OF THE HOUSE THAT MAY BE  
18 INTERPRETED AS PROHIBITING A MEMBER FROM PARTICIPATING  
19 REMOTELY IN LEGISLATIVE PROCEEDINGS OF THE HOUSE OR  
20 LIMITING OR OTHERWISE CONFLICTING WITH A MEMBER'S ABILITY  
21 TO PARTICIPATE REMOTELY IN LEGISLATIVE PROCEEDINGS OF THE  
22 HOUSE.

23 (d) A MEMBER OF THE HOUSE WHO IS NOT PHYSICALLY PRESENT BUT  
24 IS PARTICIPATING REMOTELY IN A LEGISLATIVE PROCEEDING OF THE  
25 HOUSE PURSUANT TO THE REGULATIONS PROMULGATED BY THE  
26 SPEAKER PURSUANT TO SUBSECTION (a) OF THIS RULE 53 IS  
27 DEEMED TO BE:

28 (1) PARTICIPATING IN THE LEGISLATIVE PROCEEDING AT THE  
29 SEAT OF GOVERNMENT AND THE LEGISLATIVE PROCEEDING  
30 IS DEEMED TO BE TAKING PLACE AT THE SEAT OF  
31 GOVERNMENT; AND

32 (2) PRESENT AND IN ATTENDANCE AS IF PHYSICALLY PRESENT,  
33 INCLUDING FOR PURPOSES OF ASCERTAINING THE PRESENCE  
34 OF A QUORUM. THE CHIEF CLERK OF THE HOUSE SHALL  
35 INCLUDE IN THE JOURNAL OF THE DAY'S PROCEEDINGS THE

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NAME OF EACH MEMBER PARTICIPATING REMOTELY IN THE  
LEGISLATIVE PROCEEDINGS OF THE HOUSE ON THAT DAY.

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(e) ACTION TAKEN BY A MEMBER OF THE HOUSE WHO IS  
PARTICIPATING REMOTELY IN LEGISLATIVE PROCEEDINGS OF THE  
HOUSE PURSUANT TO THE REGULATIONS PROMULGATED BY THE  
SPEAKER PURSUANT TO SUBSECTION (a) OF THIS RULE 53 HAS THE  
SAME LEGAL EFFECT AS IF THE MEMBER WERE PHYSICALLY  
PRESENT FOR THE LEGISLATIVE PROCEEDINGS WHEN THE ACTION IS  
TAKEN. THE CHIEF CLERK OF THE HOUSE SHALL INCLUDE IN THE  
JOURNAL OF THE DAY'S PROCEEDINGS ANY RECORDED VOTE CAST  
BY A MEMBER WHO IS PARTICIPATING REMOTELY IN LEGISLATIVE  
PROCEEDINGS OF THE HOUSE.