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Statutory Revision Committee (SRC)

Friday, March 3rd, 2017

State Capitol, 12:00pm, SCR 352

1. Vote¹ on remaining bill drafts² relating to the list of reports in the Legislative Council Staff database (*Kristen Forrestal, Office of Legislative Legal Services*)
 - a. Education
 - b. Higher Education
 - c. Human Services
 - d. Judicial
 - e. Labor and Employment
 - f. Law
 - g. Military and Veterans' Affairs
 - h. Natural Resources
 - i. Transportation
2. Other business
3. Next meeting

¹ Pursuant to section 2-3-902 (1) (d), C.R.S., legislation recommended by the Statutory Revision Committee must be made by an affirmative vote from at least five legislative members of the Committee.

² The SRC authorized the preparation of these bill drafts at the Committee's October 13, 2016, meeting.

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

DRAFT
2.23.17

Bill A

LLS NO. 17-0266.02 Kip Kolkmeier x4510 & Kristen Forrestal x4217 **COMMITTEE BILL**

Statutory Revision Committee

BILL TOPIC: "Reporting Reqmnts By Education Agencies To GA"

A BILL FOR AN ACT

101 **CONCERNING THE SCHEDULED REPEAL OF REPORTS BY EDUCATIONAL**
102 **AGENCIES TO THE GENERAL ASSEMBLY.**

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/>.)

Statutory Revision Committee. Pursuant to section 24-1-136 (11)(a)(I), Colorado Revised Statutes, any report that is required to be made to the general assembly by an executive agency or the judicial branch on a periodic basis expires on the day after the third anniversary of the date on which the first report was due unless the general assembly, acting by bill, continues the requirement. The bill addresses the reporting

*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

requirements of educational agencies.

Sections 1, 2, 5, 6, 12, 14, 20, 21, 25, and 26 of the bill repeal reports that were scheduled to repeal according to section 24-1-136 (11)(a)(I). Currently there is no repeal date listed in the organic statute.

Sections 6 and 14 also add a repeal date in the organic statute that coincides with the scheduled repeal date specified in section 24-1-136 (11)(a)(I).

Sections 3, 4, 7 through 11, 13, 15 through 19, and 22 through 24 amend the organic statute to continue indefinitely the reporting requirements notwithstanding section 24-1-136 (11)(a)(I).

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-2-109, **repeal**
3 (7)(b) as follows:

4 **22-2-109. State board of education - additional duties - teacher**
5 **standards - principal standards.** (7) (b) ~~The state board shall submit~~
6 ~~annually to the education committees of the house of representatives and~~
7 ~~the senate, or any successor committees, a written summary report of the~~
8 ~~results of the survey conducted pursuant to paragraph (a) of this~~
9 ~~subsection (7). In submitting the report, the state board shall ensure that~~
10 ~~the report for the current year and the preceding year's report, if one~~
11 ~~exists, are available to the education committees for consideration at the~~
12 ~~biennial joint meeting held pursuant to section 22-60.5-116.5. The state~~
13 ~~board shall also submit the report annually to the governor, the Colorado~~
14 ~~commission on higher education, and the institutions of higher education~~
15 ~~that operate principal preparation programs.~~

16 <{*No direction from the agency on next section*}>

17 **SECTION 2.** In Colorado Revised Statutes, **repeal** 22-60.5-116.5
18 as follows:

19 **22-60.5-116.5. Education committees - evaluation of educator**
20 **preparation programs - biennial joint meeting.** (1)(a) ~~The committees~~

1 ~~on education of the house of representatives and the senate, or any~~
2 ~~successor committees, shall biennially hold a joint meeting to assess the~~
3 ~~reports received concerning the effectiveness of the approved educator~~
4 ~~preparation programs offered by accepted institutions of higher education~~
5 ~~in the state and the reports of the survey of superintendents conducted by~~
6 ~~the department of education and submitted by the state board of education~~
7 ~~pursuant to section 22-2-109 (7).~~

8 (b) ~~At the meeting, the committees shall consider the reports on~~
9 ~~the review of approved educator preparation programs received from the~~
10 ~~Colorado commission on higher education pursuant to section 23-1-121~~
11 ~~(6), C.R.S. The committees shall take testimony from representatives of~~
12 ~~the institutions of higher education that provide the educator preparation~~
13 ~~programs, the state board of education, the Colorado commission on~~
14 ~~higher education, and from any other interested persons. Based on the~~
15 ~~review of said reports and any testimony received, the committees shall~~
16 ~~assess whether the approved educator preparation programs are~~
17 ~~adequately preparing candidates to meet the performance-based educator~~
18 ~~licensure standards adopted by rule of the state board of education~~
19 ~~pursuant to section 22-2-109 (3).~~

20 (c) ~~At the meeting, the committees shall consider the reports of~~
21 ~~the survey of superintendents conducted by the department of education~~
22 ~~and submitted by the state board of education pursuant to section~~
23 ~~22-2-109 (7). The committees shall take testimony from representatives~~
24 ~~of the institutions of higher education that provide the principal~~
25 ~~preparation programs, the state board of education, the Colorado~~
26 ~~commission on higher education, and from any other interested persons.~~
27 ~~Based on the review of said reports and any testimony received, the~~

1 ~~committees shall assess whether the approved principal preparation~~
2 ~~programs and alternative forms of principal preparation are adequately~~
3 ~~preparing principal candidates to meet the performance-based principal~~
4 ~~licensure standards adopted by rule of the state board of education~~
5 ~~pursuant to section 22-2-109 (6).~~

6 ~~(2) If the committees, based on the reports received from the~~
7 ~~Colorado commission on higher education and the state board of~~
8 ~~education, determine that an approved educator preparation program is~~
9 ~~not adequately preparing licensure candidates, the committees shall~~
10 ~~instruct the Colorado commission on higher education to reduce the~~
11 ~~funding received by the institution of higher education that provides the~~
12 ~~approved educator preparation program during the next fiscal year. The~~
13 ~~commission shall notify the committees of the amount of said reduction~~
14 ~~prior to introduction of the annual general appropriation bill.~~

15 **SECTION 3.** In Colorado Revised Statutes, 22-2-110, **amend** (5)
16 as follows:

17 **22-2-110. Commissioner of education - oath - qualifications -**
18 **tenure.** (5) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), the state
19 board shall annually review and evaluate the job performance of the
20 commissioner, as provided in section 22-2-106 (1)(b.5), and report the
21 results of its evaluation to the public and the education committees of the
22 house of representatives and senate, or any successor committees.

23 **SECTION 4.** In Colorado Revised Statutes, 22-2-106, **amend**
24 (1)(b.5) as follows:

25 **22-2-106. State board - duties - rules.** (1) It is the duty of the
26 state board:

27 (b.5) To review and evaluate annually the job performance of the

1 commissioner of education using procedures and criteria determined by
2 the state board. The procedures and criteria shall include, at a minimum,
3 consideration of the comments and opinions of school district
4 superintendents and school board members regarding the commissioner's
5 job performance. NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), the
6 state board shall report the results of its evaluation to the education
7 committees of the house of representatives and senate, or any successor
8 committees.

9 **SECTION 5.** In Colorado Revised Statutes, 22-7-707, **repeal** (3)
10 as follows:

11 **22-7-707. Reporting requirements - progress reports - final**
12 **reports.** (3) ~~On or before January 15, 2002, and on or before January 15~~
13 ~~each year thereafter, the department shall submit to the governor and the~~
14 ~~board of education in each school district in which a grant recipient is~~
15 ~~located a state report on the teacher development grant program. At such~~
16 ~~times as the report is submitted to the governor, the department shall~~
17 ~~provide notice to the education committees of the senate and the house of~~
18 ~~representatives that the state report is available to the members of the~~
19 ~~committees upon request. The state report shall include the following~~
20 ~~information:~~

21 (a) ~~A list of grant recipients and the year in which each grant was~~
22 ~~awarded;~~

23 (b) ~~A compilation and summary of the progress and final reports~~
24 ~~received pursuant to this section;~~

25 (c) ~~Such additional information concerning the implementation~~
26 ~~and effectiveness of the grant program as may be deemed beneficial by~~
27 ~~the state board, including but not limited to any recommendations for~~

1 ~~changes in the grant program.~~

2 **SECTION 6.** In Colorado Revised Statutes, 22-7-1019, **repeal**
3 (1); and **add** (5) as follows:

4 **22-7-1019. Preschool to postsecondary and workforce**
5 **readiness - progress reports - effectiveness reports - repeal.** (1) ~~On or~~
6 ~~before February 15, 2009, and on or before February 15~~ each year
7 ~~thereafter through 2012, the department of education shall submit to the~~
8 ~~education committees of the senate and the house of representatives, or~~
9 ~~any successor committees, a report summarizing the actions taken by the~~
10 ~~state board, the commission, and local education providers in~~
11 ~~implementing the requirements specified in this part 10. The department~~
12 ~~may include in the report recommendations, as may be necessary, for~~
13 ~~legislative changes in the time line for implementation of this part 10.~~

14 (5) PURSUANT TO SECTION 24-1-136 (11)(a)(I), THIS SECTION IS
15 REPEALED, EFFECTIVE FEBRUARY 16, 2019.

16 **SECTION 7.** In Colorado Revised Statutes, 22-7-1213, **amend**
17 (3)(b) introductory portion as follows:

18 **22-7-1213. Reporting requirements.** (3) (b) NOTWITHSTANDING
19 SECTION 24-1-136 (11)(a)(I), the department shall annually submit to the
20 state board, the governor, the president of the senate, the speaker of the
21 house of representatives, and the education committees of the house of
22 representatives and the senate, or any successor committees, and shall
23 post on the department website a report that summarizes:

24 **SECTION 8.** In Colorado Revised Statutes, 22-10-105, **amend**
25 (2)(b) as follows:

26 **22-10-105. Evaluation of grants - report.**
27 (2) (b) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), the office shall

1 submit the report to the governor's office; the state board; the joint budget
2 committee of the general assembly; the education committees of the
3 senate and the house of representatives, or any successor committees; the
4 business, labor, and technology committee of the senate, or any successor
5 committee; and the business, labor, economic, and workforce
6 development committee of the house of representatives, or any successor
7 committee. The office shall also post the report on the department's
8 website for public viewing.

9 **SECTION 9.** In Colorado Revised Statutes, 22-13-105, **amend**
10 (4) as follows:

11 **22-13-105. School turnaround leader grants - application -**
12 **awards - report.** (4) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I),
13 during the term of the grant, each grant recipient shall annually report to
14 the department the information requested by the department to monitor
15 the effectiveness of the school turnaround leader grants. The department
16 shall analyze and summarize the reports received from grant recipients
17 and annually submit to the state board, the governor, and the education
18 committees of the senate and the house of representatives, or any
19 successor committees, a report of the effectiveness of the school
20 turnaround leader grants awarded pursuant to this section. The department
21 shall also post the annual report on its website.

22 **SECTION 10.** In Colorado Revised Statutes, **amend** 22-28-112
23 as follows:

24 **22-28-112. Reports to legislative committees.**
25 NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), by January 15, 2007,
26 and by January 15 of each year thereafter, the department shall report to
27 the education committees of the senate and house of representatives, or

1 any successor committees, on the effectiveness of the Colorado preschool
2 program. The department is authorized to request from any participating
3 school district such information and data as may be necessary to make
4 such reports.

5 **SECTION 11.** In Colorado Revised Statutes, 22-30.5-113,
6 **amend** (1) as follows:

7 **22-30.5-113. State board - department of education - duties -**
8 **charter schools - evaluation - report.** (1) NOTWITHSTANDING SECTION
9 24-1-136 (11)(a)(I), beginning in the 2004-05 budget year, and at least
10 every three years thereafter, the department shall prepare a report and
11 evaluation for the governor and the house and senate committees on
12 education on the success or failure of charter schools and of institute
13 charter schools authorized pursuant to part 5 of this ~~article~~ ARTICLE 30.5,
14 their relationship to other school reform efforts, and suggested changes
15 in state law necessary to strengthen or change the charter school program
16 described in this ~~article~~ ARTICLE 30.5.

17 **SECTION 12.** In Colorado Revised Statutes, 22-30.5-409, **repeal**
18 (2) as follows:

19 **22-30.5-409. Annual reports on bonds issued on behalf of**
20 **charter schools - review by state auditor.** (2) ~~No later than March 1,~~
21 ~~2002, and no later than March 1 each year thereafter, the state auditor~~
22 ~~shall examine the report submitted in accordance with subsection (1) of~~
23 ~~this section and, upon completion of such review, shall report any~~
24 ~~findings regarding said submitted report to the education committees of~~
25 ~~the senate and the house of representatives, the legislative audit~~
26 ~~committee, the capital development committee, the joint budget~~
27 ~~committee, and the department of education.~~

1 **SECTION 13.** In Colorado Revised Statutes, 22-30.5-513,
2 **amend** (10)(b) as follows:

3 **22-30.5-513. Institute charter schools - definitions - funding -**
4 **at-risk supplemental aid - legislative declaration - repeal.**
5 (10) (b) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), on or before
6 January 15, 2010, and on or before January 15 each year thereafter, the
7 institute board shall submit to the education committees of the senate and
8 the house of representatives, or any successor committees, the findings of
9 the review described in ~~paragraph (a) of this subsection (10)~~ SUBSECTION
10 (10)(a) OF THIS SECTION and any recommendations for legislative changes
11 regarding the operations of the institute.

12 **SECTION 14.** In Colorado Revised Statutes, 22-30.7-103,
13 **amend** (3)(h.5); and **repeal** (3)(h) as follows:

14 **22-30.7-103. Division of online learning - created - duties -**
15 **repeal. (3) Duties.** The online division shall have the following duties:

16 (h) ~~To prepare a summary report to be submitted on or before~~
17 ~~February 1, 2009, and on or before June 1, 2014, and on or before June~~
18 ~~1 every five years thereafter, to the state board and the education~~
19 ~~committees of the house of representatives and the senate, or any~~
20 ~~successor committees;~~

21 (h.5) (I) On or before June 1, 2015, and on or before June 1 every
22 year thereafter, to prepare a summary report of data related to students
23 who participated in a supplemental online course offered by a nonprofit
24 provider selected pursuant to section 22-5-119 and submit the report to
25 said nonprofit provider and to the department and the education
26 committees of the house of representatives and the senate, or any
27 successor committees.

1 (II) PURSUANT TO SECTION 24-1-136 (11)(a)(I), THIS SUBSECTION
2 (3)(h.5) IS REPEALED, EFFECTIVE JUNE 2, 2018.

3 **SECTION 15.** In Colorado Revised Statutes, 22-32.5-111,
4 **amend** (1) introductory portion as follows:

5 **22-32.5-111. Reporting.** (1) NOTWITHSTANDING SECTION
6 24-1-136 (11)(a)(I), on or before March 1, 2010, and on or before March
7 1 each year thereafter, the commissioner and the state board shall submit
8 to the governor and to the education committees of the senate and the
9 house of representatives, or any successor committees, a report
10 concerning the districts of innovation. At a minimum, the report shall
11 include:

12 **SECTION 16.** In Colorado Revised Statutes, 22-33-205, **amend**
13 (4) as follows:

14 **22-33-205. Services for expelled and at-risk students - grants**
15 **- criteria.** (4) The department of education is authorized to retain up to
16 one percent of any ~~moneys~~ MONEY appropriated for the program for the
17 purpose of annually evaluating the program. The department of education
18 is authorized and encouraged to retain up to an additional two percent of
19 any ~~moneys~~ MONEY appropriated for the program for the purpose of
20 partnering with organizations or agencies that provide services and
21 supports that are designed to reduce the number of truancy cases requiring
22 court involvement and that also reflect the best interests of students and
23 families. The services and supports shall include, but need not be limited
24 to, alternatives to guardian ad litem representation in truancy proceedings.
25 NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), on or before January 1,
26 2006, and on or before January 1 each year thereafter, the department of
27 education shall report to the education committees of the house of

1 representatives and the senate, or any successor committees, the
2 evaluation findings on the outcomes and the effectiveness of the program
3 related to school attendance, attachment, and achievement. The report
4 shall also include specific information on the efficacy of services and
5 supports that provide alternatives to court involvement and guardian ad
6 litem representation in truancy proceedings.

7 **SECTION 17.** In Colorado Revised Statutes, **amend** 22-41-107
8 as follows:

9 **22-41-107. Reports.** NOTWITHSTANDING SECTION 24-1-136
10 (11)(a)(I), the public school fund investment board shall submit financial
11 statements on November 1 of each fiscal year to the state treasurer, the
12 state board of land commissioners, the office of state planning and
13 budgeting, the joint budget committee, and the education and finance
14 committees of the senate and house of representatives, or any successor
15 committees.

16 **SECTION 18.** In Colorado Revised Statutes, 22-43.7-111,
17 **amend** (1) introductory portion as follows:

18 **22-43.7-111. Reporting requirements - auditing by state**
19 **auditor.** (1) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), no later
20 than February 15, 2010, and no later than each February 15 thereafter, the
21 board shall present a written report to the education and finance
22 committees of the house of representatives and the senate and the capital
23 development committee, or any successor committees, regarding the
24 provision of financial assistance to applicants pursuant to this ~~article~~
25 ARTICLE 43.7. The report must include, at a minimum:

26 **SECTION 19.** In Colorado Revised Statutes, 22-54-124, **amend**
27 (3)(b) as follows:

1 **22-54-124. State aid for charter schools - use of state education**
2 **fund money - definitions.** (3) (b) NOTWITHSTANDING SECTION 24-1-136
3 (11)(a)(I), no later than February 1 of each budget year, the department
4 of education shall certify to the education committees of the senate and
5 the house of representatives and the joint budget committee of the general
6 assembly the total number of pupils expected to be enrolled in all
7 qualified charter schools in the state during the next budget year, as
8 derived from reports provided to the department by districts pursuant to
9 section 22-30.5-112 (1) and by institute charter schools pursuant to
10 section 22-30.5-513 (3)(a). For the purposes of any certification made
11 during the 2003-04 budget year and budget years thereafter, a pupil
12 expected to be enrolled in a qualified charter school as defined in
13 ~~sub-subparagraph (B) of subparagraph (I) of paragraph (f.6) of subsection~~
14 ~~(H) SUBSECTION (1)(f.6)(I)(B) of this section shall be counted as one-half~~
15 ~~of one pupil.~~

16 **SECTION 20.** In Colorado Revised Statutes, 22-69-106, **repeal**
17 (1) introductory portion as follows:

18 **22-69-106. Alternative teacher compensation plan grant**
19 **program - report.** (1) ~~On or before January 15, 2010, and on or before~~
20 ~~January 15 each year thereafter, so long as grant moneys were awarded~~
21 ~~to at least one school district pursuant to the grant program during the~~
22 ~~preceding calendar year, the department shall report to the education~~
23 ~~committees of the house of representatives and the senate, or any~~
24 ~~successor committees, and to the governor the following information~~
25 ~~from the preceding calendar year:~~

26 <{*No direction from the agency on next section*}>

27 **SECTION 21.** In Colorado Revised Statutes, 22-80-103, **repeal**

1 (7) as follows:

2 **22-80-103. Board of trustees - appointments - powers - duties**
3 **- fund created.** ~~(7) The board of trustees shall transmit, on or before~~
4 ~~January 1, 2005, and on or before January 1 of each year thereafter, a~~
5 ~~report to the education committees of the senate and house of~~
6 ~~representatives that contains the following:~~

7 (a) ~~All school performance report data for the school, as specified~~
8 ~~by the department of education;~~

9 (b) ~~All training, mentoring, and professional development~~
10 ~~activities arranged for the school's teachers; and~~

11 (c) ~~Any parental education and parental involvement components~~
12 ~~in the school's program.~~

13 **SECTION 22.** In Colorado Revised Statutes, 22-91-105, **amend**
14 (2) as follows:

15 **22-91-105. Reporting.** (2) NOTWITHSTANDING SECTION 24-1-136
16 (11)(a)(I), on or before May 15, 2009, and on or before May 15 each year
17 thereafter, the department shall submit to the education committees of the
18 senate and the house of representatives, or any successor committees, a
19 report that, at a minimum, summarizes the information received by the
20 department pursuant to subsection (1) of this section. The department
21 shall also post the report to its website.

22 **SECTION 23.** In Colorado Revised Statutes, 22-93-103, **amend**
23 (4) introductory portion as follows:

24 **22-93-103. School bullying prevention and education grant**
25 **program - grant process - reports by grant recipients.**

26 (4) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), on or before a date
27 specified by rule of the state board pursuant to section 22-93-104 (1)(d),

1 the department shall submit annually to the state board and to the
2 education committees of the senate and house of representatives, or any
3 successor committees, the following information regarding the
4 administration of the program in the preceding year:

5 **SECTION 24.** In Colorado Revised Statutes, 22-94-103, **amend**
6 (4) as follows:

7 **22-94-103. Annual reports.** (4) NOTWITHSTANDING SECTION
8 24-1-136 (11)(a)(I), the department shall submit an annual report to the
9 office of the governor, the state board of education, and the members of
10 the education committees of the house of representatives and the senate,
11 or any successor committees, summarizing the findings from the two
12 reports submitted to the department pursuant to this section.

13 **SECTION 25.** In Colorado Revised Statutes, 22-7-705, **amend**
14 (2)(f) as follows:

15 **22-7-705. Teacher development grant program - application.**
16 (2) At a minimum, a grant application shall include the following
17 information:

18 (f) Whether the school has previously received a grant pursuant
19 to this part 7; ~~and the demonstrated goals achieved in using the grant as~~
20 ~~specified in the progress and final reports submitted to the department~~
21 ~~pursuant to section 22-7-707;~~

22 **SECTION 26.** In Colorado Revised Statutes, 22-69-106, **amend**
23 (2) as follows:

24 **22-69-106. Alternative teacher compensation plan grant**
25 **program - report.** (2) Each school district participating in the grant
26 program shall provide any data or other information requested by the
27 department. ~~for the purpose of meeting the reporting requirements of~~

1 ~~subsection (1) of this section.~~

2 **SECTION 27. Act subject to petition - effective date.** This act
3 takes effect at 12:01 a.m. on the day following the expiration of the
4 ninety-day period after final adjournment of the general assembly (August
5 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a
6 referendum petition is filed pursuant to section 1 (3) of article V of the
7 state constitution against this act or an item, section, or part of this act
8 within such period, then the act, item, section, or part will not take effect
9 unless approved by the people at the general election to be held in
10 November 2018 and, in such case, will take effect on the date of the
11 official declaration of the vote thereon by the governor.

Feedback on Bill A / LLS 17-266.02, concerning the Education Reports

- The JBC memo¹ of February 14, 2017, indicates that the JBC uses the following reports in its budget analysis:
 - The Public School Investment Fund Report, § 22-41-107, **Section 17** of the bill draft; and
 - The Certification of Pupil Enrollment in Charter Schools Report, § 22-54-124 (3)(b), **Section 19** of the bill draft.

- Matt Becker relayed that the Capital Development Committee agreed with the JBC recommendations and added that the members are still interested in continuing to receiving the following reports:
 - The Annual Report on Issuance of Qualified Charter School Bonds, § 22-30.5-409 (2), **Section 12** of the bill draft; and
 - The BEST Annual Legislative Report, § 22-43.7-111 (1), **Section 18** of the bill draft.

- Carol Hilty, the Superintendent of the Colorado School of the Deaf and the Blind, shared that the CSDB would prefer to continue the reporting requirement in § 22-80-103 (7), **Section 21** of the bill draft.

¹ See pages 5 and 6 of the memo.

Follow-Up Responses from Jennifer Mello and Melissa Bloom after January 20th meeting:

Section 1: 22-2-109 (7)(b), C.R.S. – Upon review of the statutory language, CDE realized that it was incorrect to characterize this program/report as having never been funded. The entire “program” was a directive to CDE to conduct a survey of principals and then to submit a report based on the responses. It was enacted in 2006. The department was authorized to fund this survey from the educator licensure cash fund.

Current CDE staff does not have a record that the survey was ever completed and understand that this may have been overlooked in the early years. Subsequently, the department has been collecting similar data through the educator effectiveness legislation. In addition, the Department has attempted to be sensitive to the needs of superintendents and their requests for less requests for information and reporting to the department.

While accepting responsibility for past inaction, we would note that it may still be appropriate to repeal this reporting requirement because the information that was to be collected by the survey is now collected in a more comprehensive and effective manner. Two separate pieces of legislation adopted in 2010, require the monitoring both of principal effectiveness and the effectiveness of principal preparation programs. In light of these more recent requirements that are somewhat duplicative of the original survey, CDE is seeking to eliminate this redundancy. Specifically, information on principal effectiveness is collected by CDE through these 2010 requirements and will be publicly available on SchoolView on February 6, 2017. Information on the effectiveness of principal preparation programs is shared with the Department of Higher Education and the institutions with programs. Admittedly, the information is not reported directly to the General Assembly.

The leadership and staff of CDE are available to discuss this matter with the Statutory Revision Committee as the Committee desires.

Section 5: 22-7-707 (3), C.R.S. – The Teacher Development Grant Program was established in 2000. The Department was to award grant funds “subject to available appropriations” to schools that submit applications. As such, funding for the program is authorized through annual appropriations. The Department also is given the authority to solicit “gifts, grants, and donations” for the program. The last time the Department received funding to administer the program and provide grants was FY

2002. Moreover, the report required under this section is linked directly to the grant program, whereby the Department is to provide a list of grant recipients, progress made using the grant funding, and effectiveness of the grant program. Without any grants to report on, the Department has not produced the report.

Section 6: 22-7-1019 (1), C.R.S. – This report is only required through 2012. As such, there is no need for it to remain in statute and the Department’s last report was submitted in 2012.

Not in bill: 22-7-1019 (2), C.R.S. – The Department submits this report every year and will continue to follow its statutory obligation to do so. The Committee’s draft bill sets a future repeal date of 2019. The Department will continue to comply with any statutory requirements related to this report depending on the Committee’s actions/wishes.

Section 14: 22-30.7-103 (3)(h.5), C.R.S. – The Department does not actually collect data related to students who have taken supplemental online courses. Instead, this information is collected by the designated BOCES, who report this information to the Department and the General Assembly in March every year in accordance with Section 22-5-119(10)(a), C.R.S. The Department has simply referred to the BOCES report to satisfy the requirements in Section 22-30.7-103(3)(h.5), C.R.S. As such, eliminating the report would eliminate this redundancy.

Section 20: 22-69-106 (1), C.R.S. - The Alternative Teacher Compensation Plan Grant Program was established in 2008. The State Board is to award grant funds “subject to available appropriations” to school districts. As such, funding for the program is authorized through annual appropriations. The Department also is given the authority to solicit “gifts, grants, and donations” for the program. Originally, the Department was appropriated \$1 million in 2008 for the program; however, mid-year budget reductions suspended funding for this program. The Department has never received further funding for the program. Moreover, the report required under this section is only required “so long as grant moneys were awarded to at least one school district pursuant to the grant program during the preceding calendar year.”



CRS Cite	Report Name	Report Recipient	1st Due Date	CDE Comments	Ok to Repeal	Suggested Repeal Date	Continue Indefinitely	Draft Bill Language	CDE Response
22-2-109 (7)(b)	Quality and Effectiveness of Principal Preparation Programs	House and Senate Education	1/1/2007	The intent of this report is met through other statutory obligations.	X			Draft bill only eliminates requirement related to GA. It retains the requirement that CDE submit the report to the Governor, CCHE, and IHEs that operate principal preparation programs.	Remove requirement to report to other entities as well.
22-2-110 (5)	Commissioner of Education Annual Performance Evaluation by the State Board of Education	House and Senate Education		Currently submitted			X	Draft bill eliminates submission of report to GA, but not requirement to conduct the Performance Evaluation	No change needed
22-2-133 (3)	Concerning Literacy Challenges that Include Dyslexia Annual Report	House and Senate Education	1/30/2009	Currently submitted			X	Draft bill only eliminates requirement related to GA	CDE will still prepare the report for other entities.
22-7-707 (3)	Teacher Development Grant Program	House and Senate Education; Governor	1/15/2002	CDE has not received funding in recent years for this program.	X			Draft bill only eliminates requirement related to GA. It retains the requirement to submit the report to the Governor and local board of each district in which a grant recipient is located.	Remove requirement to report to other entities as well.
22-7-1019 (1) and (2)	Senate Bill 08-212 Goals and Accomplishments CAP4K: Colorado Achievement Plan for Kids Annual Report	House and Senate Education	2/15/2009	CDE currently submits the report 22-7-1019(2) and believes it should NOT be repealed. However, the report under 22-7-1019(1) was last submitted in 2012, per statute, and could be repealed.	X			Draft bill eliminates (1) and sets a future repeal date of 2019 for (2)	No change needed



CRS Cite	Report Name	Report Recipient	1st Due Date	CDE Comments	Ok to Repeal	Suggested Repeal Date	Continue Indefinitely	Draft Bill Language	CDE Response
22-7-1213 (3)(b)	Annual Report on the Implementation of the Colorado READ Act	House and Senate Education; Speaker and President; Governor		Currently submitted			X	Draft bill only eliminates requirement related to GA	CDE will still prepare the report for other entities.
22-10-105 (2)(b)	Adult Education and Literacy Grant Program Evaluation Report	House and Senate Education; House and Senate Business; JBC		Currently submitted			X	Draft bill only eliminates requirement related to GA	CDE will still prepare the report for other entities.
22-13-105 (4)	School Turnaround Leader Grants Report	House and Senate Education		Currently submitted			X	Draft bill only eliminates requirement related to GA as of 2018	CDE will still prepare the report for other entities.
22-28-112	Colorado Preschool Program - Legislative Report	House and Senate Education	1/15/2007	Currently submitted			X	Draft bill eliminates	CDE believes this report has value and should be continued.
22-30.5-113 (1)	State of Charter Schools Triennial Report	House and Senate Education; Governor		Currently submitted			X	Draft bill only eliminates requirement related to GA	CDE will still prepare the report for other entities.



CRS Cite	Report Name	Report Recipient	1st Due Date	CDE Comments	Ok to Repeal	Suggested Repeal Date	Continue Indefinitely	Draft Bill Language	CDE Response
22-30.5-409 (2)	Annual Report on Issuance of Qualified Charter School Bonds	House and Senate Education; JBC; CDC; Audit	1/30/2003	CDE is not responsible for submitting this report. Under statute, this report is submitted by the Colorado Educational and Cultural Facilities Authority to the State Auditor who is to report findings to the House and Senate education committees, the LAC, the CDC, the JBC, and CDE. CDE supports the repeal of the report, but believes other entities responsible for producing the report should be contacted.	X			Draft bill only eliminates requirement related to GA, but retains requirement for the CFA to submit to CDE	Remove requirement to report to other entities as well.
22-30.5-513 (10)(b)	Charter School Institute Board Annual Report	House and Senate Education	1/15/2010	This report is submitted by the Charter School Institute independently. CDE believes the report should be continued, but suggests contacting that entity for feedback.			X	Draft bill eliminates	CDE believes this report has value and should be continued, but CSI should be contacted for feedback.
22-30.7-103 (3)(h)	Summary Report of the Operations and Activities of Online Programs in Colorado	House and Senate Education; State Board of Education	2/1/2009	Currently submitted			X	Draft bill only removes requirement related to the GA	CDE will still prepare the report for other entities.



CRS Cite	Report Name	Report Recipient	1st Due Date	CDE Comments	Ok to Repeal	Suggested Repeal Date	Continue Indefinitely	Draft Bill Language	CDE Response
22-30.7-103(3)(h.5)	Data on students that participated in supplemental online courses	House and Senate Education	6/1/2015	CDE does not collect data related to supplemental online course participation. This information is collected by the designated BOCES and submitted as part of their report, which is submitted in March of each year.	X			Draft bill only removes requirement related to the GA as of 2018. It retains the requirement to submit the report to the nonprofit provider and CDE (language of the statute directs the report to be produced by the Office of Online Learning).	Remove requirement to report to other entities as well.
22-32.5-111 (1)	Colorado Innovation Schools Act Annual Report	House and Senate Education; Governor	3/1/2010	CDE currently submits this report annually and thinks it should continue. However, the data and findings may be more relevant if it were submitted on a triennial basis to better gauge long-term trends.			X	Draft bill only removes requirement related to the GA	CDE will still prepare the report for other entities.
22-33-205 (4)	Expelled and At-Risk Student Services	House and Senate Education	1/1/2006	Currently submitted			X	Draft bill eliminates	CDE believes this report has value and should be continued.
22-41-107	Public School Investment Fund Report	House and Senate Education; House and Senate Finance; JBC; OSPB	11/1/2016	CDE is not responsible for submitting this report. Under statute, this report is to be submitted by the Public School Fund Investment Board (Treasurer is chair). However, finds it appropriate to continue annual financial statements.			X	Draft bill only removes requirement related to the GA after 2019	CDE will still prepare the report for other entities.



CRS Cite	Report Name	Report Recipient	1st Due Date	CDE Comments	Ok to Repeal	Suggested Repeal Date	Continue Indefinitely	Draft Bill Language	CDE Response
22-43.7-111 (1)	Building Excellent Schools Today (BEST) Annual Legislative Report	House and Senate Education; House and Senate Finance; CDC	2/15/2010	Currently submitted			X	Draft bill only removes requirement related to the GA	CDE will still prepare the report for other entities.
22-54-124 (3)(b)	Certification of pupil enrollment in charter schools during the next budget year.	House and Senate Education; JBC	2/1/2004	Currently submitted			X	Draft bill eliminates	CDE believes this report has value and should be continued.
22-69-106 (1)	Alternative Compensation for Teachers Grant	House and Senate Education	1/15/2010	CDE has not received funding for this program in recent years.	X			Draft bill only removes requirement related to the GA. It retains the requirement to submit the report to the Governor.	Remove requirement to report to other entities as well.
22-80-103 (7)	Colorado School for the Deaf and Blind Board of Trustees Annual Report: FY ...	House and Senate Education	1/1/2005	Under statute, this report is submitted by the Colorado School for the Deaf and Blind Board of Trustees independently. This entity should be contacted for feedback on whether the report should be repealed.				Draft bill eliminates	Other entities should be contacted for feedback.
22-91-105 (2)	Legislative Report Colorado School Counselor Corps Grant Program	House and Senate Education	4/15/2009	Currently submitted			X	Draft bill eliminates	CDE believes this report has value and should be continued.
22-93-103 (4)	Bullying in Schools	House and Senate Education		To be submitted in 2017 for the first time.			X	Draft bill only removes requirement related to the GA	CDE will still prepare the report for other entities.
22-94-103 (4)	Quality Teacher Recruitment Grant Program Report	House and Senate Education; Governor; State Board of Education		Currently submitted			X	Draft bill only removes requirement related to the GA	CDE will still prepare the report for other entities.



CRS Cite	Report Name	Report Recipient	1st Due Date	CDE Comments	Ok to Repeal	Suggested Repeal Date	Continue Indefinitely	Draft Bill Language	CDE Response
26-6.5-106 (9)(b)	School readiness quality improvement program in Colorado Report	House and Senate Education	4/1/2009	This report is submitted by CDHS (not CDE) as the School Readiness Quality Improvement Program is run by that department. Please check with them for feedback on whether the report should be repealed.				Draft bill eliminates	Other entities should be contacted for feedback.

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

DRAFT
2.15.17

BILL B

LLS NO. 17-0887.01 Kip Kolkmeier & Kristen Forrestal x4217

COMMITTEE BILL

COMMITTEE SPONSORSHIP

(None),

HOUSE SPONSORSHIP

(None),

BILL TOPIC: "Reporting Reqmnts By Higher Ed Agencies To GA"

A BILL FOR AN ACT

101 CONCERNING THE SCHEDULED REPEAL OF REPORTS BY HIGHER
102 EDUCATION AGENCIES TO THE GENERAL ASSEMBLY.

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>.)

Statutory Revision Committee. Pursuant to section 24-1-136 (11)(a)(I), Colorado Revised Statutes, any report that is required to be made to the general assembly by an executive agency or the judicial branch on a periodic basis expires on the day after the third anniversary of the date on which the first report was due unless the general assembly, acting by bill, continues the requirement. The bill addresses the reporting

*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

requirements of higher education agencies.

Sections 3, 6 through 8, and 10 through 15 of the bill repeal reports that were scheduled to repeal according to section 24-1-136 (11)(a)(I). Currently there is no repeal date listed in the organic statute.

Section 3 of the bill adds a repeal date in the organic statute that coincides with the scheduled repeal date specified in section 24-1-136 (11)(a)(I).

Sections 1, 2, 4, 5, 9, and 16 of the bill amend the organic statute to continue indefinitely the reporting requirements to send a report to the general assembly notwithstanding the repeal date specified in section 24-1-136 (11)(a)(I).

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

2 **SECTION 1.** In Colorado Revised Statutes, 23-1-105.5, **amend**
3 (2) as follows:

4 **23-1-105.5. Duties and powers of the commission with respect**
5 **to student fees - report.** (2) NOTWITHSTANDING SECTION 24-1-136
6 (11)(a)(I), on or before January 15, 2012, and on or before January 15
7 each year thereafter, the department shall report to the education
8 committees of the house of representatives and the senate, or any
9 successor committees, concerning the governing boards' fee policies and
10 the collection and use of student fees.

11 **SECTION 2.** In Colorado Revised Statutes, 23-1-106, **amend**
12 (7)(a) and (11)(b) as follows:

13 **23-1-106. Duties and powers of the commission with respect**
14 **to capital construction and long-range planning - legislative**
15 **declaration - definitions - report.** (7) (a) The commission annually shall
16 prepare a unified, five-year capital improvements report of projects to be
17 constructed, but not including those capital construction or capital
18 renewal projects to be undertaken pursuant to subsection (9) of this
19 section, coordinated with education plans. NOTWITHSTANDING SECTION

1 24-1-136 (11)(a)(I), the commission shall transmit the report to the office
2 of state planning and budgeting, the office of the state architect, the
3 capital development committee, and the joint budget committee,
4 consistent with the executive budget timetable, together with a
5 recommended priority of funding of capital construction or capital
6 renewal projects for the system of public higher education. The
7 commission shall annually transmit the recommended priority of funding
8 of capital construction or capital renewal projects to the capital
9 development committee no later than November 1 of each year.

10 (11) (b) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), the
11 commission shall submit a compilation of the projects to the office of the
12 state architect and the capital development committee on or before
13 December 1 of each year.

14 **SECTION 3.** In Colorado Revised Statutes, 23-1-108, **amend**
15 (1.9)(b); and **repeal** (1)(g) as follows:

16 **23-1-108. Duties and powers of the commission with regard to**
17 **systemwide planning - report - repeal.** (1) The commission, after
18 consultation with the governing boards of institutions and as a part of the
19 master planning process, shall have the authority to:

20 (g) ~~Report not less than every four years to the education~~
21 ~~committees of the general assembly on the need for, advisability of, or~~
22 ~~progress toward reorganizing the structure of public higher education in~~
23 ~~Colorado;~~

24 (1.9) (b) (I) After the 2016-17 state fiscal year, in each state fiscal
25 year in which the general assembly appropriates the restored level of
26 general fund appropriations for the state system of higher education, the
27 commission, based on the performance-based funding plan adopted in the

1 master plan, shall recommend to the joint budget committee the portion
2 of the performance funding amount to be appropriated to each governing
3 board, including the governing boards for the junior colleges and the area
4 technical colleges, based on the demonstrated performance of the
5 institutions that are under the governing board's control in meeting the
6 institutions' goals and expectations specified in the institutions' respective
7 performance contracts.

8 (II) PURSUANT TO SECTION 24-1-136 (11)(a)(I), THIS SUBSECTION
9 (1.9)(b) IS REPEALED, EFFECTIVE JULY 1, 2019.

10 **SECTION 4.** In Colorado Revised Statutes, 23-1-113, **amend** (9)
11 as follows:

12 **23-1-113. Commission directive - admission standards for**
13 **baccalaureate and graduate institutions of higher education - policy**
14 **- report - definitions.** (9) NOTWITHSTANDING SECTION 24-1-136
15 (11)(a)(I), on or before February 15, 2012, and on or before February 15
16 each year thereafter, the department of higher education shall submit to
17 the state board of education, the department of education, and the
18 education committees of the house of representatives and the senate, or
19 any successor committees, a report, subject to available data, concerning
20 the enrollment, placement and completion of basic skills courses,
21 first-year college grades, and types of academic certificates and degrees
22 attained at all postsecondary institutions in Colorado and the United
23 States for the high school graduating classes of the preceding six
24 academic years. The department of higher education shall report the
25 information disaggregated by high school and school district of
26 graduation, to the extent practicable, and by ethnicity, gender, financial
27 aid status, and any other characteristic deemed relevant by the

1 commission. The department of higher education and the department of
2 education shall also make the report available on their respective
3 websites.

4 **SECTION 5.** In Colorado Revised Statutes, 23-1-113.3, **amend**
5 (4)(a) introductory portion as follows:

6 **23-1-113.3. Commission directive - basic skills courses -**
7 **report.** (4) (a) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), the
8 department shall transmit annually to the education committees of the
9 senate and the house of representatives, or any successor committees, the
10 joint budget committee, the commission, and the department of education
11 an analysis of the data:

12 **SECTION 6.** In Colorado Revised Statutes, 23-3.1-206.9, **repeal**
13 (4) as follows:

14 **23-3.1-206.9. Colorado collegeinvest scholarship program -**
15 **administration - fund - policies.** (4) ~~On or before February 1 of each~~
16 ~~year, the board shall report to the education committees of the senate and~~
17 ~~the house of representatives, or any successor committees, on the status~~
18 ~~of the Colorado collegeinvest scholarship program. The report shall~~
19 ~~include, but need not be limited to, the financial status of the Colorado~~
20 ~~collegeinvest scholarship trust fund, the amount of money annually spent~~
21 ~~on administration, the average scholarship award amount, and the number~~
22 ~~of students participating in the Colorado collegeinvest scholarship~~
23 ~~program.~~

24 **SECTION 7.** In Colorado Revised Statutes, 23-5-129, **amend**
25 (5)(a) and (5)(a.5); and **repeal** (5)(b) as follows:

26 **23-5-129. Governing boards - performance contract -**
27 **authorization - operations - definitions.** (5) (a) ~~Beginning January~~

1 ~~2006, and each January thereafter, the department of higher education~~
2 ~~shall report to the members of the education committees of the senate and~~
3 ~~the house of representatives and the members of the joint budget~~
4 ~~committee of the general assembly the financial effect of the provisions~~
5 ~~of each performance contract with regard to funding for the affected~~
6 ~~governing board of a state institution of higher education and overall~~
7 ~~funding for the statewide system of higher education and a review of each~~
8 ~~state or private institution's operations under the institution's performance~~
9 ~~contract. The term of a performance contract may be up to ten years. The~~
10 ~~department of higher education may renew a performance contract at its~~
11 ~~discretion, with the agreement of the governing board.~~

12 (a.5) ~~Notwithstanding any provision of paragraph (a) of this~~
13 ~~subsection (5) to the contrary, The performance contracts in effect as of~~
14 ~~July 1, 2010, shall remain in effect until renegotiated as provided in~~
15 ~~section 23-1-108 (1.5) no later than December 1, 2012.~~

16 (b) ~~Beginning January 2006, and each January thereafter, data~~
17 ~~collected and used to measure a state or private institution of higher~~
18 ~~education's progress towards the goals set forth in the institution's~~
19 ~~performance contract with the department of higher education shall be~~
20 ~~made available to the members of the education committees of the house~~
21 ~~of representatives and the senate, members of the joint budget committee,~~
22 ~~each governing board, and each institution of higher education covered~~
23 ~~by a performance contract. The department of higher education shall also~~
24 ~~provide copies of the data to other members of the general assembly and~~
25 ~~members of the public on request.~~

26 **SECTION 8.** In Colorado Revised Statutes, **repeal** 23-8-104 as
27 follows:

1 **23-8-104. Reports.** ~~(1) (Deleted by amendment, L. 2008, p. 311,~~
2 ~~§ 1, effective August 5, 2008.)~~

3 ~~(2) On or before February 28, 2009, and on or before February 28~~
4 ~~each year thereafter, the board shall submit a report to the joint budget~~
5 ~~committee and to the education committees of the house of~~
6 ~~representatives and the senate, or any successor committees, on the~~
7 ~~implementation and results of programs funded pursuant to this article,~~
8 ~~including:~~

9 ~~(a) The types of programs funded;~~

10 ~~(b) The numbers of students and full-time equivalent students~~
11 ~~served;~~

12 ~~(c) The total cost and the full-time equivalent student cost;~~

13 ~~(d) The placement of those students who completed the programs,~~
14 ~~including job placement and continuing education; and~~

15 ~~(e) Other aspects of the programs that will enable the general~~
16 ~~assembly to evaluate the results, cost effectiveness, and viability of the~~
17 ~~approved programs and to determine whether or not this article should be~~
18 ~~extended.~~

19 **SECTION 9.** In Colorado Revised Statutes, 23-18-202, **amend**
20 (2)(c) and (2)(d) as follows:

21 **23-18-202. College opportunity fund - appropriations -**
22 **payment of stipends - reimbursement - report.**

23 (2) (c) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), the commission
24 shall forward to the general assembly and governor, by November 1 of
25 each year, a list of institutions eligible to receive stipends on behalf of
26 eligible undergraduate students under the program. The commission shall
27 annually request that the general assembly adjust the amount appropriated

1 to the Colorado student loan program for the stipends, which amount may
2 reflect inflation and enrollment growth in the state institutions of higher
3 education.

4 (d) Beginning with the state fiscal year commencing July 1, 2006,
5 the commission, in consultation with the governing boards and any
6 participating private institutions of higher education, shall review
7 annually the amount of the stipend per credit hour established pursuant to
8 ~~paragraph (b) of this subsection (2)~~ SUBSECTION (2)(b) OF THIS SECTION.
9 Following the review, AND NOTWITHSTANDING SECTION 24-1-136
10 (11)(a)(I), the commission, in consultation with the governing boards and
11 participating private institutions, shall annually make recommendations
12 regarding possible adjustments to the amount of the stipend per credit
13 hour to the governor, and the joint budget committee of the general
14 assembly for consideration in preparing the annual general appropriations
15 act.

16 **SECTION 10.** In Colorado Revised Statutes, 23-20-119, **repeal**
17 (2) as follows:

18 **23-20-119. Corporate stock in name of nominee authorized.**
19 ~~(2) A report shall be made by the regents of the university of Colorado,~~
20 ~~to the general assembly at each regular session, of the investments made~~
21 ~~and the interest derived therefrom under the provisions of this section and~~
22 ~~section 23-20-118.~~

23 **SECTION 11.** In Colorado Revised Statutes, **repeal** 23-21-521
24 as follows:

25 **23-21-521. Annual report.** ~~The authority shall submit to the~~
26 ~~governor and the joint budget committee within six months after the end~~
27 ~~of the fiscal year a report which shall set forth a complete and detailed~~

1 ~~operating and financial statement of the authority during such year. Also~~
2 ~~included in the report shall be any recommendations with reference to~~
3 ~~additional legislation or other action that may be necessary to carry out~~
4 ~~the purposes of the authority.~~

5 **SECTION 12.** In Colorado Revised Statutes, 23-30-122, **repeal**
6 (3) as follows:

7 **23-30-122. Corporate stock in nominee authorized.** (3) ~~The~~
8 ~~board shall report to the joint budget committee of the general assembly~~
9 ~~at each regular session regarding the investments made and the earnings~~
10 ~~or losses derived therefrom under the provisions of this section and~~
11 ~~section 23-30-121. The report shall include information indicating the~~
12 ~~extent to which the investment managers hired by the board have~~
13 ~~achieved or failed to achieve the performance benchmarks established~~
14 ~~pursuant to section 23-30-123 (1)(b).~~

15 **SECTION 13.** In Colorado Revised Statutes, 23-30-123, **repeal**
16 (3) as follows:

17 **23-30-123. Investment policy - fiduciary responsibility.** (3) ~~If~~
18 ~~the board of governors votes to invest assets of the Colorado state~~
19 ~~university system pursuant to sections 23-30-121 and 23-30-122, the~~
20 ~~board shall require annual financial statements to be submitted to the~~
21 ~~board of governors, the state treasurer, the state auditor, and the joint~~
22 ~~budget committee of the general assembly. The financial statements shall~~
23 ~~include, at a minimum, information concerning investment income, gains,~~
24 ~~and losses, if any, of the Colorado state university system. The financial~~
25 ~~statements shall report the performance of investments on both a~~
26 ~~gross-of-fee and a net-of-fee basis.~~

27 **SECTION 14.** In Colorado Revised Statutes, 23-40-106, **repeal**

1 (4) as follows:

2 **23-40-106. Education innovation institute established -**
3 **purposes - appropriations.** (4) ~~On or before January 10, 2011, and on~~
4 ~~or before January 10 each year thereafter, the institute shall prepare and~~
5 ~~submit a report to the education committees of the house of~~
6 ~~representatives and the senate, or any successor committees, concerning~~
7 ~~the activities of the institute in the previous calendar year. The report~~
8 ~~shall include, at a minimum, information concerning the efforts of the~~
9 ~~institute to fulfill its purposes as described in subsection (2) of this~~
10 ~~section.~~

11 **SECTION 15.** In Colorado Revised Statutes, 23-60-306, **repeal**
12 (3)(m) as follows:

13 **23-60-306. Colorado customized training program - creation**
14 **- policy - functions of the state board for community colleges and**
15 **occupational education.** (3) (m) ~~Beginning January 1, 1985, and each~~
16 ~~January 1 thereafter, the state board for community colleges and~~
17 ~~occupational education shall report to the joint budget committee and the~~
18 ~~legislative audit committee on the cost-effectiveness of the Colorado~~
19 ~~customized training program in assisting economic development in~~
20 ~~Colorado.~~

21 **SECTION 16.** In Colorado Revised Statutes, 24-77-103, **amend**
22 (7) as follows:

23 **24-77-103. Limitation on state fiscal year spending - legislative**
24 **declaration - report.** (7) For purposes of complying with the limitation
25 on state fiscal year spending set forth in subsection (1) of this section,
26 AND NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), each state
27 institution of higher education shall prepare a written report for each

1 quarter of the fiscal year, which shall include the total amount of net
2 revenues generated during such period from any facility, activity, or
3 operation managed by such state institution of higher education ~~which~~
4 THAT is an enterprise and the total amount of such net revenues and any
5 other thing of value received by such state institution of higher education
6 from such enterprises. ~~Such~~ THE report shall be filed with the president
7 of the senate, the speaker of the house of representatives, and the
8 ~~chairman~~ CHAIR of the joint budget committee no later than thirty days
9 after the close of such period.

10 **SECTION 17. Act subject to petition - effective date.** This act
11 takes effect at 12:01 a.m. on the day following the expiration of the
12 ninety-day period after final adjournment of the general assembly (August
13 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a
14 referendum petition is filed pursuant to section 1 (3) of article V of the
15 state constitution against this act or an item, section, or part of this act
16 within such period, then the act, item, section, or part will not take effect
17 unless approved by the people at the general election to be held in
18 November 2018 and, in such case, will take effect on the date of the
19 official declaration of the vote thereon by the governor.

Feedback on Bill B / LLS 17-0887, concerning the Higher Ed Reports

The JBC memo¹ of February 14, 2017, indicates that the JBC uses the following reports in its budget analysis:

- The Tuitions and Fees Report, § 23-1-105.5 (2), **Section 1** of the bill draft;
 - The Annual Report of Small Projects Funded by the Dept of Higher Ed, § 23-1-106 (7)(a) and (11)(b), **Section 2** of the bill draft (while the JBC also cites subsection (11)(a), it is not currently in the bill);
 - The CCHE Progress Toward Reorganizing the Structure of Public Higher Education Report, § 23-1-108 (1.9)(b), **Section 3** of the bill draft;
 - The Post-secondary Progress and Success of High School Graduates Legislative Report, § 23-1-113 (9), **Section 4** of the bill draft;
 - The Legislative Report on Remedial Education, § 23-1-113.3 (4)(a), **Section 5** of the bill draft;
 - The Status of Performance Contracts Report, § 23-5-129 (5)(a), and the Data Collected to Measure Progress Toward Goals in Performance Contracts, § 23-5-129 (5)(b), **Section 7** of the bill draft;
 - The Annual Career Technical Act Report, § 23-8-104, **Section 8** of the bill draft;
 - The Operational Funding Increases and Reductions to Colleges and Universities Report, § 23-18-202 (2)(c) and (2)(d), **Section 9** of the bill draft; and
 - The Colorado State University Report on Investment Assets of CSU System, § 23-30-123 (3), **Section 13** of the bill draft.
-
- The JBC memo indicates that the report in § 26-6.5-106 is used in its budget analysis; that report would, technically, go in the department of human services reporting bill draft, LLS 17-0270 or Bill C in the meeting packet.

¹ See pages 6 and 7 of the memo.



MEMO

DATE: January 20, 2017
TO: Members of the Statutory Revision Committee
FROM: Kachina Weaver, Chief Policy Officer
RE: Follow Up Comments for 1/20/17 Committee Meeting

Thank you for the opportunity to provide input during your committee meeting today on proposed changes to certain statutory reporting requirements.

This document is broken into four sections providing comments specifically to sections of the LLS #17-0266.01:

1. Reports That Should Be Continued
2. Report With Possible TABOR Implications
3. Reports With Policy Conversations Currently Underway
4. Reports With Continued Value

If you should have any questions, or need additional information, please do not hesitate to contact me at (303) 883-7076 or via email Kachina.weaver@dhe.state.co.us.

1. REPORTS THAT SHOULD BE CONTINUED

DHE urges you to **continue** the following reports, which are **important to the annual budget process**:

Bill Section	Report	Comments
Section 28, Page 17 23-1-105.5 (2)	Annual Tuition and Fees Report	This report provides policy makers important information on tuitions and fees charged by governing boards and informs statewide tuition policy. The Joint Budget Committee will continue to want this information as part of their annual budget decision making process.



Bill Section	Report	Comments
Section 29 Page 17 23-1-106 (7)(a) and 23-1-106 (11)(b)	Annual Capital Construction Annual Priority List and 5 Year Plan Annual Report of Small Projects Funded by Department of Higher Education	The Capital Development Committee and the Joint Budget Committee have found this to be an important report providing them details on construction and maintenance occurring at institutions.
Section 36 Page 22 23-18-202 (2)(c)	Annual Report Related to the College Opportunity Fund	This report is critical to the annual state budget process and informs the Joint Budget Committee about the College Opportunity Fund - eligible institutions, eligible undergraduates, amount appropriated for the stipends, any recommended changes to the stipend rate.

2. REPORT WITH POSSIBLE TABOR IMPLICATION

The Department is **unable to make a recommendation** on the following report and urges the Committee to seek additional input as noted in the comments.

Bill Section	Report	Comments
Section 42 Page 25 24-77-103 (7)	Higher Education Enterprises	These reports from state institutions of higher education are related to their enterprise status under TABOR. We are unsure as to whether or not the continuation of these reports is necessary. We urge you to consult the State Controller for further clarification.

3. REPORTS WITH POLICY CONVERSATION CURRENTLY UNDERWAY

Policy conversations are currently underway with these sections of statute that could make substantive changes. The Department urges you to **let these conversations conclude before taking any action.**

Bill Section	Report	Comments
Section 34 Page 21 23-5-129 (5)(a) & 23-5-129 (5)(b)	Annual Report on the Status of Performance Contracts Annual Report on the Data Collected to Measure Progress Toward Goals in Performance Contracts	The following reports pertain to performance contracts that are currently maintained between institutions of higher education and the Department of Higher Education. The Joint Budget Committee has recently voted to draft legislation that could make substantive changes to these sections of statutes.

REPORTS WITH CONTINUED VALUE

The following reports *continue to have value* to certain constituencies and policy decisions. These will continue to be compiled, even if the General Assembly elects not to receive the information.

Bill Section	Report	Comments
<p>Section 2 Page 3</p> <p>23-1-121 (6)</p>	<p>Annual Report on Program Results of Educator Preparation</p>	<p>Colorado, and the nation, is facing a critical teacher shortage. This report provides policy makers and the education community with information that describes the challenges and provides recommendations.</p> <p>➤ This report should continue until the problem has been resolved.</p>
<p>Section 31 Page 19</p> <p>23-1-113 (9)</p>	<p>Annual Report on Post-secondary Progress and Success of High School Graduates</p>	<p>This report, and accompanying tool, is relied upon by local school districts to understand the outcomes of their high school graduates.</p>
<p>Section 32 Page 20</p> <p>23-1-113.3 (4)(a)</p>	<p>Annual Report on Remedial Education</p>	<p>This report is relied upon by local school districts to understand remedial rates, and is used in the K12 accountability system.</p>

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

DRAFT
11.15.16

BILL C

LLS NO. 17-0270.01 Kristen Forrestal x4217

COMMITTEE BILL

Statutory Revision Committee

BILL TOPIC: "Reporting Reqmnts By Dept Human Services To GA"

A BILL FOR AN ACT

101 CONCERNING THE SCHEDULED REPEAL OF REPORTS BY THE
102 DEPARTMENT OF HUMAN SERVICES TO THE GENERAL ASSEMBLY.

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/>.)

Statutory Revision Committee. Pursuant to section 24-1-136 (11)(a)(I), Colorado Revised Statutes, any report that is required to be made to the general assembly by an executive agency or the judicial branch on a periodic basis expires on the day after the third anniversary of the date on which the first report was due unless the general assembly, acting by bill, continues the requirement. The bill addresses reporting

*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

requirements of the department of human services.

Sections 1 through 6, 8, 11 through 13, 15, 16, and 18 of the bill repeal reports that were scheduled to repeal according to section 24-1-136 (11)(a)(I). Currently there is no repeal date listed in the organic statute.

Sections 7, 9, 10, 14, 15, and 17 of the bill add repeal dates in the organic statute that coincide with the scheduled repeal date specified in section 24-1-136 (11)(a)(I).

Sections 19 and 20 make conforming amendments.

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

2 **SECTION 1.** In Colorado Revised Statutes, 14-10-115, **amend**
3 (16)(a) as follows:

4 **14-10-115. Child support guidelines - purpose - definitions -**
5 **determination of income - schedule of basic child support obligations**
6 **- adjustments to basic child support - additional guidelines - child**
7 **support commission.** (16) **Child support commission.** (a) The child
8 support guidelines, including the schedule of basic child support
9 obligations, and general child support issues shall be reviewed, and the
10 results of the review and any recommended changes shall be reported to
11 the governor ~~and to the general assembly~~ on or before December 1, 1991,
12 and at least every four years thereafter by a child support commission,
13 which commission is hereby created.

14 **SECTION 2.** In Colorado Revised Statutes, 18-18-309, **amend**
15 (4) as follows:

16 **18-18-309. Diversion prevention and control.** (4) The
17 department shall annually report to the governor ~~and to the president of~~
18 ~~the senate and the speaker of the house of representatives~~ on the outcome
19 of this program with respect to its effects on distribution and abuse of
20 controlled substances, including recommendations for improving control
21 and prevention of the diversion of controlled substances in this state.

1 **SECTION 3.** In Colorado Revised Statutes, 19-2-411.5, **repeal**
2 (5) as follows:

3 **19-2-411.5. Juvenile facility - contract for operation.** (5) ~~On~~
4 ~~an annual basis, the department of human services shall calculate the~~
5 ~~recidivism rate for committed juveniles in the custody of the department~~
6 ~~of human services who complete the program offered by the facility. In~~
7 ~~calculating the recidivism rate, the department of human services shall~~
8 ~~include any juvenile who commits a criminal offense, either as a juvenile~~
9 ~~or as an adult, within three years after leaving the facility. The department~~
10 ~~of human services shall report the recidivism rate to the general assembly.~~

11 **SECTION 4.** In Colorado Revised Statutes, 19-3-214, **repeal** (2)
12 as follows:

13 **19-3-214. Placement reporting.** (2) ~~The state department shall~~
14 ~~submit an annual report to the joint budget committee of the general~~
15 ~~assembly no later than December 1 of each year that compiles the~~
16 ~~monthly reports of the number of children who have been placed out of~~
17 ~~the home in each county or city and county for the preceding year as~~
18 ~~required pursuant to subsection (1) of this section.~~

19 **SECTION 5.** In Colorado Revised Statutes, 19-3-304.5, **repeal**
20 (6) as follows:

21 **19-3-304.5. Emergency possession of certain abandoned**
22 **children.** (6) ~~The state department of human services shall submit an~~
23 ~~annual report to the general assembly, beginning January 1, 2001, that~~
24 ~~compiles the monthly reports, required pursuant to subsection (5) of this~~
25 ~~section, of the number of children abandoned pursuant to this section.~~

26 **SECTION 6.** In Colorado Revised Statutes, 19-3.3-108, **amend**
27 (2) and (3) as follows:

1 **19-3.3-108. Office of the child protection ombudsman - annual**
2 **report.** (2) The ombudsman shall distribute the written report to the
3 governor, the chief justice, AND the board. ~~and the general assembly. The~~
4 ~~ombudsman shall present the report to the health and human services~~
5 ~~committees of the house of representatives and of the senate, or any~~
6 ~~successor committees.~~

7 (3) The ombudsman shall post the annual report on the office of
8 the child protection ombudsman's website. ~~and the general assembly's~~
9 ~~website.~~

10 **SECTION 7.** In Colorado Revised Statutes, 26-1-132, **amend**
11 (4)(a) as follows:

12 **26-1-132. Department of human services - rate setting -**
13 **residential treatment service providers - monitoring and auditing -**
14 **report - repeal.** (4) (a) (I) The state department, in conjunction with the
15 counties and providers, shall submit an initial report to the joint budget
16 committee of the general assembly on or before January 1, 2017, and
17 every January 1 thereafter. The report must include the rate-setting
18 process and the implementation timeline developed pursuant to this
19 section.

20 (II) PURSUANT TO SECTION 24-1-136 (11)(a)(I), THIS SUBSECTION
21 (4)(a) IS REPEALED, EFFECTIVE JANUARY 2, 2020.

22 **SECTION 8.** In Colorado Revised Statutes, **repeal** 26-1-310 as
23 follows:

24 **26-1-310. Reports to the general assembly.** ~~On September 1,~~
25 ~~2009, and each September 1 thereafter, the board shall provide a report~~
26 ~~to the joint budget committee and the health and human services~~
27 ~~committees of the house of representatives and the senate, or any~~

1 ~~successor committees, on the operations of the trust fund, the moneys~~
2 ~~expended, the number of individuals with traumatic brain injuries offered~~
3 ~~services, the research grants awarded and the progress on such grants, and~~
4 ~~the educational information provided pursuant to this article.~~

5 **SECTION 9.** In Colorado Revised Statutes, 26-2-104, **amend**
6 (2)(f) as follows:

7 **26-2-104. Public assistance programs - electronic benefits**
8 **transfer service - joint reports with department of revenue - signs -**
9 **rules - repeal.** (2) (f) (I) On or before January 1, 2016, and July 1, 2016,
10 and on or before each January 1 thereafter, the department of revenue and
11 the state department shall each submit and present the reports at the same
12 meeting on electronic benefits transfers to the state, veterans, and military
13 affairs committees of the senate and house of representatives, the health
14 and human services committee of the senate, and the public health care
15 and human services committee of the house of representatives, or any
16 successor committees. The reports must list the number of instances that
17 a client accessed cash benefits through the electronic benefits transfer
18 service through automated teller machines located in each type of
19 establishment described in paragraph (a) of this subsection (2) or any
20 other establishment in which a client is prohibited from accessing benefits
21 by federal law.

22 (II) PURSUANT TO SECTION 24-1-136 (11)(a)(I), THIS SUBSECTION
23 (2)(f) IS REPEALED, EFFECTIVE JANUARY 2, 2019.

24 **SECTION 10.** In Colorado Revised Statutes, 26-2-809, **add** (2)
25 as follows:

26 **26-2-809. Colorado child care assistance program - reporting**
27 **requirements - repeal.** (2) PURSUANT TO SECTION 24-1-136 (11)(a)(I),

1 THIS SECTION IS REPEALED, EFFECTIVE DECEMBER 2, 2019.

2 **SECTION 11.** In Colorado Revised Statutes, 26-5-105.4, **repeal**
3 (8) as follows:

4 **26-5-105.4. Title IV-E waiver demonstration project - county**
5 **performance agreements - Title IV-E waiver demonstration project**
6 **cash fund created - rules - repeal.** (8) ~~(a) On or before December 31,~~
7 ~~2013, and each December 31 thereafter, the state department shall prepare~~
8 ~~a report concerning the status of the Title IV-E waiver demonstration~~
9 ~~project, as described in this section. The state department shall deliver the~~
10 ~~report to the joint budget committee, the health and human services~~
11 ~~committee of the senate, the health, insurance, and environment~~
12 ~~committee of the house of representatives, and the public health care and~~
13 ~~human services committee of the house of representatives, or any~~
14 ~~successor committees, no later than December 31 of each year.~~

15 ~~(b) To the extent that the state department is able to provide the~~
16 ~~data, the report must include, but need not be limited to:~~

17 ~~(I) The number of counties participating in the project;~~

18 ~~(II) The interventions implemented by each county participating~~
19 ~~in the project;~~

20 ~~(III) The outcomes achieved by the project as reported to the~~
21 ~~federal administration for children and families;~~

22 ~~(IV) The moneys expended for the project; and~~

23 ~~(V) Any need for additional legislation to further the~~
24 ~~accomplishment of goals of the project related to child safety,~~
25 ~~permanency, and well-being.~~

26 **SECTION 12.** In Colorado Revised Statutes, 26-5.5-104, **amend**
27 (6) as follows:

1 **26-5.5-104. Statewide family preservation program - creation**
2 **- single state agency designated - program criteria established -**
3 **available services - powers and duties of agencies - local oversight -**
4 **feasibility report.** (6) On and after July 1, 1994, the executive director
5 of the state department shall annually evaluate the statewide family
6 preservation program and shall determine the overall effectiveness and
7 cost-efficiency of the program. On or before the first day of October of
8 each year, the executive director of the state department shall report such
9 findings and shall make recommended changes, including budgetary
10 changes, to the program to ~~the general assembly~~, the chief justice of the
11 supreme court and the governor. In evaluating the program, the executive
12 director of the state department shall consider any recommendations made
13 by the interagency family preservation commission in accordance with
14 section 26-5.5-106. To the extent changes to the program may be made
15 without requiring statutory amendment, the executive director may
16 implement such changes, including changes recommended by the
17 commission acting in accordance with subsection (7) of this section.

18 **SECTION 13.** In Colorado Revised Statutes, 26-6-116, **repeal** (2)
19 as follows:

20 **26-6-116. Child care resource and referral system - created.**
21 (2) ~~The state department shall report to the members of the health and~~
22 ~~human services committees of the senate and the house of representatives~~
23 ~~of the general assembly, or any successor committees, concerning the~~
24 ~~child care resource and referral system by December 1, 2001, and by each~~
25 ~~December 1 thereafter. The report shall specify, at a minimum, the entity~~
26 ~~that the state department has currently designated to administer the system~~
27 ~~and the qualifications of that entity to serve in such capacity, the types of~~

1 ~~services that are being provided pursuant to the system, the numbers and~~
2 ~~types of persons receiving such services, and the cost associated with the~~
3 ~~system.~~

4 **SECTION 14.** In Colorado Revised Statutes, 26-6.7-105, **amend**
5 (2) as follows:

6 **26-6.7-105. Reporting requirements - repeal.** (2) (a) On or
7 before December 1, 2014, and each December 1 thereafter, the state
8 department shall provide a written report on the grant program to the
9 public health care and human services committee of the house of
10 representatives and the health and human services committee of the
11 senate, or any successor committees. The report must include a summary
12 of the data received pursuant to subsection (1) of this section, the total
13 amount of grants and grant moneys awarded, and the total increase in the
14 number of infants and toddlers under three years of age served by the
15 grant program.

16 (b) PURSUANT TO SECTION 24-1-136 (11)(a)(I), THIS SUBSECTION
17 (2) IS REPEALED, EFFECTIVE DECEMBER 2, 2017.

18 **SECTION 15.** In Colorado Revised Statutes, 26-12-108, **amend**
19 (4)(b); and **repeal** (1)(c) as follows:

20 **26-12-108. Payments for care - funds - report - collections for**
21 **charges - central fund for veterans centers created - repeal.**

22 (1) (c) ~~The state department shall prepare and submit to the general~~
23 ~~assembly an annual report detailing the financial status of each veterans~~
24 ~~center. This report must also identify which of the veterans centers~~
25 ~~administered pursuant to the provisions of this article are owned by the~~
26 ~~state but operated under contract by another entity.~~

27 (4) (b) (I) The moneys transferred to the central fund pursuant to

1 this subsection (4) may be used for nonrecurring expenditures that
2 address the greatest needs of serving veterans.

3 (II) (A) At least sixty days prior to making such expenditures, the
4 state department shall report its recommended use of the sale proceeds to
5 the state, veterans, and military affairs committees of the house of
6 representatives and the senate, the capital development committee, and
7 the joint budget committee.

8 (B) PURSUANT TO SECTION 24-1-136 (11)(a)(I), THIS SUBSECTION
9 (4)(b)(II) IS REPEALED, EFFECTIVE DECEMBER 2, 2020.

10 **SECTION 16.** In Colorado Revised Statutes, **repeal** 27-10.5-710
11 as follows:

12 **27-10.5-710. Annual report - cooperation from certified early**
13 **intervention service brokers and qualified providers.** ~~(1) By~~
14 ~~November 1, 2008, and by November 1 each year thereafter, the~~
15 ~~department shall submit an annual report to the general assembly~~
16 ~~regarding the various funding sources used for early intervention services,~~
17 ~~the number of eligible children served, the average cost of early~~
18 ~~intervention services, and any other information the department deems~~
19 ~~appropriate. The department shall submit the report to the joint budget~~
20 ~~committee as part of the department's annual budget request. The~~
21 ~~department shall also submit the report to the health and human services~~
22 ~~committees and the education committees of the senate and house of~~
23 ~~representatives, or any successor committees.~~

24 ~~(2) The department shall request, and certified early intervention~~
25 ~~service brokers and qualified early intervention service providers shall~~
26 ~~provide, information regarding early intervention services that the~~
27 ~~department needs to prepare the annual report required by this section or~~

1 ~~other required federal or state reports.~~

2 **SECTION 17.** In Colorado Revised Statutes, 27-80-107.5,
3 **amend** (5)(c) as follows:

4 **27-80-107.5. Increasing access to effective substance use**
5 **disorder services act - managed service organizations - substance use**
6 **disorder services - assessment - community action plan - allocations**
7 **- reporting requirements - evaluation - repeal.** (5) (c) (I) On or before
8 November 1, 2020, the department, in collaboration with the designated
9 managed service organizations, shall submit a report to the joint budget
10 committee and the joint health and human services committee, or any
11 successor committees. The report must:

12 (⊕) (A) Summarize expenditures made by the designated managed
13 service organizations using money made available pursuant to this section
14 for state fiscal years 2016-17, 2017-18, 2018-19, and 2019-20;

15 (⊕) (B) Describe the impact the expenditures have had on
16 increasing statewide access to effective substance use disorder services;
17 and

18 (⊕) (C) Include any recommendations to strengthen or improve
19 the program.

20 (II) PURSUANT TO SECTION 24-1-136 (11)(a)(I), THIS SUBSECTION
21 (5)(c) IS REPEALED, EFFECTIVE NOVEMBER 2, 2023.

22 **SECTION 18.** In Colorado Revised Statutes, **repeal** 27-80-110
23 as follows:

24 **27-80-110. Reports.** ~~The unit shall submit a report not later than~~
25 ~~November 1 of each year to the health and human services committees of~~
26 ~~the senate and house of representatives, or any successor committees, on~~
27 ~~the costs and effectiveness of alcohol and drug abuse programs in this~~

1 ~~state and on recommended legislation in the field of alcohol and drug~~
2 ~~abuse.~~

3 **SECTION 19.** In Colorado Revised Statutes, 16-13-701, **amend**
4 (4) as follows:

5 **16-13-701. Reporting of forfeited property.** (4) The unit in the
6 department of human services that administers behavioral health
7 programs and services, including those related to mental health and
8 substance abuse, shall prepare an annual accounting report of moneys
9 received by the managed service organization pursuant to section
10 16-13-311 (3)(a)(VII)(B), including revenues, expenditures, beginning
11 and ending balances, and services provided. ~~The unit in the department~~
12 ~~of human services that administers behavioral health programs and~~
13 ~~services, including those related to mental health and substance abuse,~~
14 ~~shall provide this information in its annual report pursuant to section~~
15 ~~27-80-110, C.R.S.~~

16 **SECTION 20.** In Colorado Revised Statutes, 42-4-1701, **amend**
17 (4)(e) as follows:

18 **42-4-1701. Traffic offenses and infractions classified -**
19 **penalties - penalty and surcharge schedule - repeal.** (4) (e) (I) An
20 additional fifteen dollars shall be assessed for speeding violations under
21 sub-subparagraph (L) of subparagraph (I) of paragraph (a) of this
22 subsection (4) in addition to the penalties and surcharge stated in said
23 sub-subparagraph (L). Moneys collected pursuant to this paragraph (e)
24 shall be transmitted to the state treasurer who shall deposit such moneys
25 in the Colorado traumatic brain injury trust fund created pursuant to
26 section 26-1-309, C.R.S., within fourteen days after the end of each
27 quarter, to be used for the purposes set forth in ~~sections 26-1-301 to~~

1 ~~26-1-310, C.R.S.~~ PART 3 OF ARTICLE 1 OF TITLE 26.

2 (II) If the surcharge is collected by a county or municipal court,
3 the surcharge shall be seventeen dollars of which two dollars shall be
4 retained by the county or municipality and the remaining fifteen dollars
5 shall be transmitted to the state treasurer and credited to the Colorado
6 traumatic brain injury trust fund created pursuant to section 26-1-309,
7 C.R.S., within fourteen days after the end of each quarter, to be used for
8 the purposes set forth in ~~sections 26-1-301 to 26-1-310, C.R.S.~~ PART 3 OF
9 ARTICLE 1 OF TITLE 26.

10 (III) An additional fifteen dollars shall be assessed for a violation
11 of a traffic regulation under sub-subparagraph (C) of subparagraph (I) of
12 paragraph (a) of this subsection (4) for a violation of section 42-4-109
13 (13)(b), in addition to the penalties stated in said sub-subparagraph (C).
14 An additional fifteen dollars shall be assessed for a motorcycle violation
15 under sub-subparagraph (O) of subparagraph (I) of paragraph (a) of this
16 subsection (4) for a violation of section 42-4-1502 (4.5), in addition to the
17 penalties stated in said sub-subparagraph (O). Moneys collected pursuant
18 to this subparagraph (III) shall be transmitted to the state treasurer, who
19 shall deposit the moneys in the Colorado traumatic brain injury trust fund
20 created pursuant to section 26-1-309, C.R.S., to be used for the purposes
21 set forth in ~~sections 26-1-301 to 26-1-310, C.R.S.~~ PART 3 OF ARTICLE 1 OF
22 TITLE 26.

23 **SECTION 21. Act subject to petition - effective date.** This act
24 takes effect at 12:01 a.m. on the day following the expiration of the
25 ninety-day period after final adjournment of the general assembly (August
26 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a
27 referendum petition is filed pursuant to section 1 (3) of article V of the

1 state constitution against this act or an item, section, or part of this act
2 within such period, then the act, item, section, or part will not take effect
3 unless approved by the people at the general election to be held in
4 November 2018 and, in such case, will take effect on the date of the
5 official declaration of the vote thereon by the governor.

Bill C / LLS 17-0270, concerning DHS Reports

A * indicates that the JBC memo of February 14, 2017, indicates that the JBC uses this report in its budget analysis. (See pages 8 and 9 of the memo)

Section 1: 14-10-115 (16)(a) Report repealed: **Child Support Commission Report: State Of Colorado** Submitted by: Child Support Commission Submitted to: General Assembly *(The bill draft continues to require the Commission to submit the report to the Governor)* Required since: 1991 [Reports available online.](#)

Section 2: 18-18-309 (4) Report repealed: **Controlled Substance Diversion Prevention And Control Report** Submitted by: DHS Submitted to: General Assembly *(The bill draft continues to require DHS to submit the report to the Governor)* Required since: 1992 [Reports available online.](#)

***Section 3: 19-2-411.5 (5)** Report repealed: **Annual Recidivism Evaluation of Committed Youth Discharged** Submitted by: DHS Submitted to: General Assembly Required since: 1997 [Reports available online.](#)

***Section 4: 19-3-214 (2)** Report repealed: **Out-of-Home Placements - TRAILS System Report** Submitted by: DHS Submitted to: JBC Required since: 1997 [Reports available online.](#)

***Section 5: 19-3-304.5 (6)** Report repealed: **Abandoned Infant Report** Submitted by: DHS Submitted to: General Assembly Required since: 2001 [Reports available online.](#)

***Section 6: 19-3.3-108 (2) and (3)** Report repealed: **Office Of Colorado's Child Protection Ombudsman Annual Report** Submitted by: Office of Child Protection Ombudsman Submitted to: General Assembly and House and Senate HHS Committees *(The bill draft continues to require the Office to submit the report to the Governor, the Chief Justice of the Colorado Supreme Court, and the Colorado Children's Trust Fund Board)* Required since: 2010 [Reports available online.](#)

Section 7: 26-1-132 (4)(a) Report repealed: **Residential Child Care Facility And Child Placement Agency Report** Submitted by: DHS Submitted to: JBC Required since: 2017 *(Hence its repeal in the bill draft in 2020)* [Reports available online.](#)

***Section 8: 26-1-310** Report repealed: **Colorado Traumatic Brain Injury Program Report To The General Assembly** Submitted by: Colorado Traumatic Brain Injury Trust Fund Board Submitted to: JBC and Senate and House HHS Committees Required since: 2009 [Reports available online.](#)

Section 9: 26-2-104 (2)(f) Report repealed: **Report on Electronic Benefits Transfers** Submitted by: Department of Revenue and DHS Submitted to: Senate and House State, Veterans, and Military Affairs and HHS Committees Required since: 2016 *(Hence its future repeal in the bill draft in 2019)* [Reports available online.](#)

Section 10: 26-2-809 Report repealed: **Colorado Child Care Assistance Program (CCCAP) Annual Report** Submitted by: DHS Submitted to: Senate and House HHS Committees Required since: 2016 *(Hence its future repeal in the bill draft in 2019)* [Reports available online.](#)

***Section 11: 26-5-105.4 (8)** Report repealed: **Title IV-E Waiver Report** Submitted by: DHS Submitted to: JBC and Senate and House HHS Committees Required since: 2013 [Reports available online.](#)

***Section 12: 26-5.5-104 (6)** Report repealed: **Core Services Program Evaluation Annual Report** Submitted by: DHS Submitted to: General Assembly *(The bill draft continues to require DHS to submit the report to the Chief Justice of the Supreme Court and the Governor)* Required since: 1994 [Reports available online.](#)

Section 13: 26-6-116 (2) Report repealed: **Child Care Resource and Referral System Report** Submitted by: DHS Submitted to: Senate and House HHS Committees Required since: 2009 [Reports available online.](#)

***Section 14: 26-6.7-105 (2)** Report repealed: **Infant and Toddler Quality and Availability Grant Report** Submitted by: DHS Submitted to: Senate and House HHS Committees Required since: 2014 *(Hence its repeal in the bill draft in 2017)* [Reports available online.](#)

***Section 15: 26-12-108 (1)(c)** Report repealed: **State and Veterans Nursing Homes Division: Annual Report** Submitted by: DHS Submitted to: General Assembly Required since: 1998 [Reports available online.](#)

***Section 15: 26-12-108 (4)(b)** Report repealed: **Expansion of Fort Logan National Cemetery Report** Submitted by: DHS Submitted to: JBC, Capital Development Committee, and Senate and House State, Veterans, and Military Affairs Committee Required since: 2016 *(Hence its future repeal in the bill draft in 2019)* *Reports not available on LCS website.

***Section 16: 27-10.5-710** Report repealed: **Annual Report of Early Intervention Services** Submitted by: DHS Submitted to: General Assembly, JBC, and Senate and House HHS and Education Committees Required since: 2008 [Reports available online.](#)

***Section 17: 27-80-107.5 (5)(c)** Report repealed: **Regional Managed Service Organizations Substance Abuse Disorder Services Reports** Submitted by: DHS Submitted to: JBC and Senate and House HHS Committees Required starting in: 2020 *(Hence its future repeal in the bill draft in 2023)* *No reports available yet.

Section 18: 27-80-110 Report repealed: Report On The Costs And Effectiveness Of Substance Abuse Disorder Programs In The State Of Colorado (C.R.S. 27-80-110) and Annual Accounting of Forfeited Property Dollars (C.R.S. 16-13-701) Submitted by: Unit in DHS that administers behavioral health programs and services, including those related to mental health and substance abuse Submitted to: Senate and House HHS Committees Required since: 2010 [Reports available online.](#)

Section 19: 16-13-701 (4) Report repealed: Accounting Report of Money received by Managed Service Organization Submitted by: Unit in DHS that administers behavioral health programs and services, including those related to mental health and substance abuse Submitted to: Senate and House HHS Committees (*The statute reads that the Unit "shall provide this information ... pursuant to section 27-80-110"*) Required since: 2002 *Included in reporting requirement detailed in section 27-80-110

Section 20: 42-4-1701 (4)(e) Conforming amendment as a result of the repeal of section 26-1-310

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

DRAFT
11.29.16

Bill D

LLS NO. 17-0271.01 Kristen Forrestal x4217

COMMITTEE BILL

Statutory Revision Committee

BILL TOPIC: "Reporting Reqmnts By Judicial Dept To GA"

A BILL FOR AN ACT

101 **CONCERNING THE SCHEDULED REPEAL OF REPORTS BY THE JUDICIAL**
102 **DEPARTMENT TO THE GENERAL ASSEMBLY.**

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/>.)

Statutory Revision Committee. Pursuant to section 24-1-136 (11)(a)(I), Colorado Revised Statutes, any report that is required to be made to the general assembly by an executive agency or the judicial branch on a periodic basis expires on the day after the third anniversary of the date on which the first report was due unless the general assembly, acting by bill, continues the requirement. The bill addresses reporting

*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

requirements of the judiciary department.

Sections 1, 3, and 5 through 7 of the bill repeal reports that were scheduled to repeal according to section 24-1-136 (11)(a)(I). Currently there are no repeal dates listed in the organic statutes.

Section 2 of the bill adds a repeal date in the organic statute that coincides with the scheduled repeal date specified in section 24-1-136 (11)(a)(I).

Section 4 of the bill amends the organic statute to remove a requirement to send a report to the general assembly after the scheduled repeal date specified in section 24-1-136 (11)(a)(I).

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

2 **SECTION 1.** In Colorado Revised Statutes, **repeal** 13-1-137 as
3 follows:

4 **13-1-137. Reporting of data concerning juvenile proceedings.**

5 ~~(1) The judicial branch shall report annually to the judiciary committees~~
6 ~~of the house of representatives and senate, or to any successor~~
7 ~~committees, information concerning:~~

8 ~~(a) The number of juvenile delinquency cases;~~

9 ~~(b) The number of juvenile delinquency cases that involved an~~
10 ~~appointment of counsel;~~

11 ~~(c) The number of juvenile cases that involved a waiver of~~
12 ~~counsel;~~

13 ~~(d) The status of recommended reviews to juvenile court rules,~~
14 ~~forms, and chief justice directives regarding the representation of children~~
15 ~~in juvenile delinquency courts; and~~

16 ~~(e) The number of juvenile delinquency cases that involved a~~
17 ~~detention hearing, the number of juveniles who were released after the~~
18 ~~detention hearing, and the number of juveniles who remained in detention~~
19 ~~after the detention hearing.~~

20 **SECTION 2.** In Colorado Revised Statutes, 13-3-115, **amend** (6)

1 as follows:

2 **13-3-115. Diversion funding committee - repeal.** (6) (a) By
3 January 31, 2015, and each January 31 thereafter, the judicial department
4 shall provide to the joint budget committee a status report that includes
5 the information required by subsection (5) of this section.

6 (b) PURSUANT TO SECTION 24-1-136 (11)(a)(I), THIS SUBSECTION
7 (6) IS REPEALED, EFFECTIVE FEBRUARY 1, 2018.

8 **SECTION 3.** In Colorado Revised Statutes, 13-91-105, **amend**
9 (1)(h) and (1)(i) as follows:

10 **13-91-105. Duties of the office of the child's representative -**
11 **guardian ad litem programs - CASA programs.** (1) In addition to any
12 responsibilities assigned to it by the chief justice, the office of the child's
13 representative shall:

14 (h) Cause a program review and outcome-based evaluation of the
15 performance of the office of the child's representative to be conducted
16 annually to determine whether the office is effectively and efficiently
17 meeting the goals of improving child and family well-being and the duties
18 set forth in this section, ~~the reports for which shall be submitted to the~~
19 ~~members of the general assembly~~ and THE OFFICE SHALL SUBMIT THE
20 REPORTS TO the state court administrator's office, together with the reports
21 specified in paragraph (i) of this subsection (1); and

22 (i) Report the activities of the office of the child's representative
23 to ~~the members of the general assembly and to~~ the state court
24 administrator's office, together with the reports specified in paragraph (h)
25 of this subsection (1), on or before September 1, 2001, and on or before
26 September 1 of each year thereafter.

27 **SECTION 4.** In Colorado Revised Statutes, 13-92-104, **amend**

1 (1)(e) as follows:

2 **13-92-104. Duties of the office of the respondent parents'**
3 **counsel.** (1) The office has the following duties, at a minimum:

4 (e) Annually reviewing and evaluating the office's performance
5 to determine whether the office is effectively and efficiently meeting the
6 goals of improving child and family well-being and the duties set forth in
7 this section. The report must be submitted on or before January 1, 2017,
8 and annually thereafter, to ~~the members of the general assembly and the~~
9 state court administrator's office.

10 **SECTION 5.** In Colorado Revised Statutes, 16-4-106, **amend** (6)
11 introductory portion as follows:

12 **16-4-106. Pretrial services programs.** (6) Commencing July 1,
13 2012, each pretrial services program established pursuant to this section
14 shall provide an annual report to the judicial department no later than
15 November 1 of each year, regardless of whether the program existed prior
16 to May 31, 1991. ~~The judicial department shall present an annual~~
17 ~~combined report to the house and senate judiciary committees of the~~
18 ~~house of representatives and the senate, or any successor committees, of~~
19 ~~the general assembly.~~ The report to the judicial department must include,
20 but is not limited to, the following information:

21 **SECTION 6.** In Colorado Revised Statutes, **repeal** 18-1.3-1011
22 as follows:

23 **18-1.3-1011. Annual report.** (1) ~~On or before November 1,~~
24 ~~2000, and on or before each November 1 thereafter, the department of~~
25 ~~corrections, the department of public safety, and the judicial department~~
26 ~~shall submit a report to the judiciary committees of the house of~~
27 ~~representatives and the senate, or any successor committees, and to the~~

1 joint budget committee of the general assembly specifying, at a minimum:

2 (a) ~~The impact on the prison population, the parole population,~~
3 ~~and the probation population in the state due to the extended length of~~
4 ~~incarceration and supervision provided for in sections 18-1.3-1004,~~
5 ~~18-1.3-1006, and 18-1.3-1008;~~

6 (b) ~~The number of offenders placed in the intensive supervision~~
7 ~~parole program and the intensive supervision probation program and the~~
8 ~~length of supervision of offenders in said programs;~~

9 (c) ~~The number of sex offenders sentenced pursuant to this part~~
10 ~~10 who received parole release hearings and the number released on~~
11 ~~parole during the preceding twelve months, if any;~~

12 (d) ~~The number of sex offenders sentenced pursuant to this part~~
13 ~~10 who received parole or probation discharge hearings and the number~~
14 ~~discharged from parole or probation during the preceding twelve months,~~
15 ~~if any;~~

16 (e) ~~The number of sex offenders sentenced pursuant to this part~~
17 ~~10 who received parole or probation revocation hearings and the number~~
18 ~~whose parole or probation was revoked during the preceding twelve~~
19 ~~months, if any;~~

20 (f) ~~A summary of the evaluation instruments developed by the~~
21 ~~management board and use of the evaluation instruments in evaluating~~
22 ~~sex offenders pursuant to this part 10;~~

23 (g) ~~The availability of sex offender treatment providers~~
24 ~~throughout the state, including location of the treatment providers, the~~
25 ~~services provided, and the amount paid by offenders and by the state for~~
26 ~~the services provided, and the manner of regulation and review of the~~
27 ~~services provided by sex offender treatment providers;~~

1 ~~(h) The average number of sex offenders sentenced pursuant to~~
2 ~~this part 10 that participated in phase I and phase II of the department's~~
3 ~~sex offender treatment and monitoring program during each month of the~~
4 ~~preceding twelve months;~~

5 ~~(i) The number of sex offenders sentenced pursuant to this part 10~~
6 ~~who were denied admission to treatment in phase I and phase II of the~~
7 ~~department's sex offender treatment and monitoring program for reasons~~
8 ~~other than length of remaining sentence during each month of the~~
9 ~~preceding twelve months;~~

10 ~~(j) The number of sex offenders sentenced pursuant to this part 10~~
11 ~~who were terminated from phase I and phase II of the department's sex~~
12 ~~offender treatment and monitoring program during the preceding twelve~~
13 ~~months and the reason for termination in each case;~~

14 ~~(k) The average length of participation by sex offenders sentenced~~
15 ~~pursuant to this part 10 in phase I and phase II of the department's sex~~
16 ~~offender treatment and monitoring program during the preceding twelve~~
17 ~~months;~~

18 ~~(l) The number of sex offenders sentenced pursuant to this part 10~~
19 ~~who were denied readmission to phase I and phase II of the department's~~
20 ~~sex offender treatment and monitoring program after having previously~~
21 ~~been terminated from the program during the preceding twelve months;~~

22 ~~(m) The number of sex offenders sentenced pursuant to this part~~
23 ~~10 who were recommended by the department's sex offender treatment~~
24 ~~and monitoring program to the parole board for release on parole during~~
25 ~~the preceding twelve months and whether the recommendation was~~
26 ~~followed in each case; and~~

27 ~~(n) The number of sex offenders sentenced pursuant to this part~~

1 ~~10 who were recommended by the department's sex offender treatment~~
2 ~~and monitoring program for placement in community corrections during~~
3 ~~the preceding twelve months and whether the recommendation was~~
4 ~~followed in each case.~~

5 **SECTION 7.** In Colorado Revised Statutes, 18-3-414.5, **amend**
6 (4) introductory portion as follows:

7 **18-3-414.5. Sexually violent predators - assessment - annual**
8 **report.** (4) On or before January 15, 2008, and on or before January 15
9 each year thereafter, the judicial department and the department of
10 corrections shall jointly submit to ~~the judiciary committees of the senate~~
11 ~~and the house of representatives, or any successor committees,~~ to the
12 division of criminal justice in the department of public safety and to the
13 governor a report specifying the following information:

14 **SECTION 8.** In Colorado Revised Statutes, 19-2-907, **amend**
15 (5)(a) as follows:

16 **19-2-907. Sentencing schedule - options.** (5) (a) Except as
17 otherwise provided in section 19-2-601 for an aggravated juvenile
18 offender, if the court finds that placement out of the home is necessary
19 and is in the best interests of the juvenile and the community, the court
20 shall place the juvenile, following the criteria established pursuant to
21 section 19-2-212, in the facility or setting that most appropriately meets
22 the needs of the juvenile, the juvenile's family, and the community. In
23 making its decision as to proper placement, the court shall utilize the
24 evaluation for placement prepared pursuant to section 19-1-107 or the
25 evaluation for placement required by section 19-1-115 (8)(e). Any
26 placement recommendation in the evaluation prepared by the county
27 department of social services shall be accorded great weight as the

1 placement that most appropriately meets the needs of the juvenile, the
2 juvenile's family, and the community. Such recommendation prepared by
3 the county department of social services shall set forth specific facts and
4 reasons for the placement recommendation. If the evaluation for
5 placement recommends placement in a facility located in Colorado that
6 can provide appropriate treatment and that will accept the juvenile, then
7 the court shall not place the juvenile in a facility outside this state. If the
8 court places the juvenile in a facility located in Colorado other than one
9 recommended by the evaluation for placement, in a facility located
10 outside this state in accordance with the evaluation for placement, or in
11 a facility in which the average monthly cost exceeds the amount
12 established by the general assembly in the general appropriation bill, it
13 shall make specific findings of fact, including the monthly cost of the
14 facility in which such juvenile is placed, relating to its placement
15 decision. A copy of such findings shall be sent to the chief justice of the
16 supreme court. ~~who shall report monthly to the joint budget committee~~
17 ~~and annually to the house and senate committees on health and human~~
18 ~~services, or any successor committees, on such placements.~~ If the court
19 commits the juvenile to the department of human services, it shall not
20 make a specific placement, nor shall the provisions of this subsection (5)
21 relating to specific findings of fact be applicable.

22 **SECTION 9. Effective date.** (1) Except as otherwise provided
23 in this section, this act takes effect upon passage.

24 (2) Section 4 of this act takes effect January 2, 2020.

25 **SECTION 10. Safety clause.** The general assembly hereby finds,
26 determines, and declares that this act is necessary for the immediate
27 preservation of the public peace, health, and safety.

BILL D /LLS 17-0271, concerning Judicial Department Reports

A * indicates that the JBC memo of February 14, 2017, indicates that the JBC uses this report in its budget analysis. (See page 9 of the memo)

Section 1: 13-1-137 Report repealed: **Data Concerning Juvenile Proceedings** Submitted by: Judicial Department Submitted to: Judiciary Committees Required since: 2014 *(Hence its repeal in the bill draft in 2017)* Reports available online.

***Section 2: 13-3-115 (6)** Report repealed: **Adult Diversion Annual Legislative Report** Submitted by: Judicial Department Submitted to: JBC Required since: 2015 *(Hence its future repeal in the bill draft in 2018)* Reports available online.

Section 3: 13-91-105 (1)(h) and (1)(i) Report repealed: **Annual Report of the Office of the Child's Representative** Submitted by: Office of the Child's Representative Submitted to: General Assembly *(The bill draft continues to require the Office to submit the report to the State Court Administrator's Office)* Required since: 2001 Reports available online.

Section 4: 13-92-104 (1)(e) Report repealed: **Office Of Respondent Parents' Counsel Annual Performance Report** Submitted by: Office of the Respondent Parents' Counsel Submitted to: General Assembly *(The bill draft continues to require the Office to submit the report to the State Court Administrator's Office.)* Required since: 2017 *(Hence its repeal in the bill draft in 2020—see Sec. 9 of the bill)* Reports available online.

Section 5: 16-4-106 (6)(IP) Report repealed: **Pretrial Service Program Requirements Report** Submitted by: Judicial Department Submitted to: Judiciary Committees *(Section 16-4-106, C.R.S., requires pretrial services programs to submit annual reports to the Judicial Department. The reporting requirement that is repealed in the bill draft involves the Judicial Department's annual presentation of this information to the Judiciary Committees)* Required since: 2012 Reports available online.

Section 6: 18-1.3-1011 Report repealed: **Lifetime Supervision of Sex Offenders Annual Report** Submitted by: DOC, DPS, and Judicial Department Submitted to: JBC and Judiciary Committees Required since: 2000 Reports available online.

Section 7: 18-3-414.5 (4)IP Report repealed: **Sexually Violent Predators Annual Report** Submitted by: Judicial Department and DOC Submitted to: Judiciary Committees *(The bill draft continues to require the departments to submit the report to the Governor and the Division of Criminal Justice)* Required since: 2008 Reports available online.

Section 8: 19-2-907 (5)(a) Report repealed: **Out of Home Placement Deviations Report** Submitted by: Chief Justice of the Colorado Supreme Court Submitted to: JBC and Senate and House HHS Committees *(The statute requires courts, in certain instances, to submit information to the Chief Justice, who is then required to submit that information to the JBC and HHS Committees)* Required since: Before 2002 Reports available online.

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

DRAFT
11.30.16

Bill E

LLS NO. 17-0272.01 Kristen Forrestal x4217

COMMITTEE BILL

Statutory Revision Committee

BILL TOPIC: "Reporting Requirements By CDLE To GA"

A BILL FOR AN ACT

101 CONCERNING THE SCHEDULED REPEAL OF REPORTS BY THE
102 DEPARTMENT OF LABOR AND EMPLOYMENT TO THE GENERAL
103 ASSEMBLY.

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/>.)

Statutory Review Committee. Pursuant to section 24-1-136 (11)(a)(I), Colorado Revised Statutes, any report that is required to be made to the general assembly by an executive agency or the judicial branch on a periodic basis expires on the day after the third anniversary

*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

of the date on which the first report was due unless the general assembly, acting by bill, continues the requirement. The bill addresses reporting requirements of the department of labor and employment.

Section 1 of the bill repeals a report that was scheduled to repeal according to section 24-1-136. Currently there is no repeal date listed in the organic statute.

Section 2 of the bill adds a repeal date in the organic statute that coincides with the scheduled repeal date specified in section 24-1-136 (11)(a)(I).

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

2 **SECTION 1.** In Colorado Revised Statutes, **repeal** 8-72-101
3 (3)(b) as follows:

4 **8-72-101. Duties and powers of division.** (3) (b) The department
5 of labor and employment shall update the general assembly annually on
6 the status of the fund during the hearing conducted pursuant to section
7 2-7-203, C.R.S. By August 31, 2012, and by each August 31 thereafter,
8 the division shall report to the joint budget committee, the economic and
9 business development committee of the house of representatives, and the
10 business, labor, and technology committee of the senate, or their
11 successor committees, regarding the status of the fund. The report shall
12 include at least the following from the prior calendar year:

13 (I) ~~Total fund revenues and expenditures;~~

14 (II) ~~The highest and lowest trust fund balance from the prior~~
15 ~~calendar year and a comparison of those balances to the following three~~
16 ~~solvency measures: The reserve ratio, the high-cost multiple, and the~~
17 ~~average high-cost multiple;~~

18 (III) ~~An analysis of the responsiveness of the funding mechanism~~
19 ~~to changes in economic conditions, both positive and negative;~~

20 (IV) ~~An analysis of any material concerns identified by the~~

1 ~~division in fund solvency, revenue, and expenditures;~~

2 ~~(V) An analysis of the impact of total premiums assessed to~~
3 ~~employers by employer size and employer experience;~~

4 ~~(VI) The total amount of overpayments paid to claimants and the~~
5 ~~total amount of overpayments recovered; and~~

6 ~~(VII) An analysis of measures taken by the division to reduce the~~
7 ~~total number and amount of overpayments and fraudulent payments.~~

8 **SECTION 2.** In Colorado Revised Statutes, **amend** 24-46.3-205
9 as follows:

10 **24-46.3-205. Reporting.** (1) On or before December 15, 2016,
11 and on or before each December 15 thereafter, the department shall
12 prepare an annual report on the grant program that includes, but is not
13 limited to, the number and amounts of grants awarded, a list of hospitality
14 programs that received grants, and the total number of students impacted
15 through hospitality programs that received grants for the grant cycle most
16 recently completed. The department shall provide a copy of the report to
17 members of the business, labor, economic, and workforce development
18 committee of the house of representatives and the business, labor, and
19 technology committee of the senate, or any successor committees.

20 (2) THIS SECTION IS REPEALED, EFFECTIVE DECEMBER 17, 2019.

21 **SECTION 3. Act subject to petition - effective date.** This act
22 takes effect at 12:01 a.m. on the day following the expiration of the
23 ninety-day period after final adjournment of the general assembly (August
24 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a
25 referendum petition is filed pursuant to section 1 (3) of article V of the
26 state constitution against this act or an item, section, or part of this act
27 within such period, then the act, item, section, or part will not take effect

1 unless approved by the people at the general election to be held in
2 November 2018 and, in such case, will take effect on the date of the
3 official declaration of the vote thereon by the governor.

BILL E /LLS 17-0272, concerning CDLE Reports

A * indicates that the JBC memo of February 14, 2017, indicates that the JBC uses this report in its budget analysis. (See page 9 of the memo)

***Section 1: 8-72-101 (3)(b)** Report repealed: **Unemployment Insurance Trust Fund Summary Report** Submitted by: CDLE Submitted to: JBC, General Assembly, and House and Senate Business Committees Required since: 2012 [Reports available online.](#)

Section 2: 24-46.3-205 Report repealed: **Annual Hospitality Career Grant Program Report** Submitted by: CDLE Submitted to: House and Senate Business Committees Required since: 2016 *(Hence its future repeal in the bill draft in 2019)* *Reports not available on LCS website.

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

DRAFT
11.30.16

Bill F

LLS NO. 17-0273.01 Kristen Forrestal x4217

COMMITTEE BILL

Statutory Revision Committee

BILL TOPIC: "Reporting Reqmnts By Dept Of Law To GA"

A BILL FOR AN ACT

101 CONCERNING THE SCHEDULED REPEAL OF REPORTS BY THE
102 DEPARTMENT OF LAW TO THE GENERAL ASSEMBLY.

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/>.)

Statutory Review Committee. Pursuant to section 24-1-136 (11)(a)(I), Colorado Revised Statutes, any report that is required to be made to the general assembly by an executive agency or the judicial branch on a periodic basis expires on the day after the third anniversary of the date on which the first report was due, unless the general assembly, acting by bill, continues the requirement. The bill addresses the reporting

*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

requirements of the department of law.

The bill repeals reports that were scheduled to repeal according to section 24-1-136 (11)(a)(I). Currently there is no repeal date in the organic statute.

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

2 **SECTION 1.** In Colorado Revised Statutes, **repeal** 21-1-104 (4)
3 as follows:

4 **21-1-104. Duties of public defender.** (4) Pursuant to section
5 ~~2-7-203, C.R.S., the state public defender shall report annually to the~~
6 ~~judiciary committees of the house of representatives and senate, or to any~~
7 ~~successor committees, information concerning:~~

8 (a) ~~The number of juvenile delinquency cases for which counsel~~
9 ~~from the office is appointed;~~

10 (b) ~~The number of juvenile cases that involve a conflict of~~
11 ~~interest;~~

12 (c) ~~The process of selecting, training, and supporting attorneys~~
13 ~~who represent children in juvenile delinquency court;~~

14 (d) ~~The average length of time attorneys are assigned to juvenile~~
15 ~~court; and~~

16 (e) ~~The outcome of efforts to reduce juvenile court rotations and~~
17 ~~increase opportunities for promotional advancement in salaries for~~
18 ~~attorneys in juvenile court.~~

19 **SECTION 2.** In Colorado Revised Statutes, **repeal** 24-31-104.5
20 (3) as follows:

21 **24-31-104.5. Funding for insurance fraud investigations and**
22 **prosecutions - creation of fund.** (3) ~~The attorney general shall provide~~
23 ~~annual reports to the joint budget committee, the senate business, labor,~~

1 ~~and technology committee, and the house economic and business~~
2 ~~development committee, or any successor committees, and shall post on~~
3 ~~the attorney general's website a statistical report of the number of~~
4 ~~full-time employees dedicated to insurance fraud, referrals, open~~
5 ~~investigations, convictions, arrests, and actions initiated, and the number~~
6 ~~of restitutions, fines, costs, and forfeitures obtained, from the~~
7 ~~investigation and prosecution of insurance fraud as provided in this~~
8 ~~section. In the report, the attorney general shall make his or her best effort~~
9 ~~to delineate between the types of cases prosecuted by line of insurance.~~

10 **SECTION 3.** In Colorado Revised Statutes, **repeal** 25.5-4-310 as
11 follows:

12 **25.5-4-310. Medicaid false claims report.** ~~(1) On or before~~
13 ~~January 15, 2012, and on or before each January 15 thereafter, the~~
14 ~~attorney general shall submit a written report to the health and human~~
15 ~~services committees of the senate and the house of representatives, or any~~
16 ~~successor committees, and to the joint budget committee of the general~~
17 ~~assembly concerning claims brought under the "Colorado Medicaid False~~
18 ~~Claims Act" during the previous fiscal year. The report shall include, but~~
19 ~~not be limited to:~~

20 (a) ~~The number of actions filed by the attorney general;~~

21 (b) ~~The number of actions filed by the attorney general that were~~
22 ~~completed;~~

23 (c) ~~The amount that was recovered in actions filed by the attorney~~
24 ~~general through settlement or through a judgment and, if known, the~~
25 ~~amount recovered for damages, penalties, and litigation costs;~~

26 (d) ~~The number of actions filed by a person other than the attorney~~
27 ~~general;~~

1 (e) The number of actions filed by a person other than the attorney
2 general that were completed;

3 (f) ~~The amount that was recovered in actions filed by a person~~
4 ~~other than the attorney general through settlement or through a judgment~~
5 ~~and, if known, the amount recovered for damages, penalties, and litigation~~
6 ~~costs, and the amount recovered by the state and the person; and~~

7 (g) ~~The amount expended by the state for investigation, litigation,~~
8 ~~and all other costs for claims related to the "Colorado Medicaid False~~
9 ~~Claims Act".~~

10 **SECTION 4.** In Colorado Revised Statutes, **amend** 25.5-4-303.5
11 as follows:

12 **25.5-4-303.5. Short title.** This section and sections 25.5-4-304 to
13 ~~25.5-4-310~~ 25.5-4-309 shall be known and may be cited as the "Colorado
14 Medicaid False Claims Act".

15 **SECTION 5. Act subject to petition - effective date.** This act
16 takes effect at 12:01 a.m. on the day following the expiration of the
17 ninety-day period after final adjournment of the general assembly (August
18 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a
19 referendum petition is filed pursuant to section 1 (3) of article V of the
20 state constitution against this act or an item, section, or part of this act
21 within such period, then the act, item, section, or part will not take effect
22 unless approved by the people at the general election to be held in
23 November 2018 and, in such case, will take effect on the date of the
24 official declaration of the vote thereon by the governor.

BILL F / LLS 17-0273, concerning Department of Law Reports

A * indicates that the JBC memo of February 14, 2017, indicates that the JBC uses this report in its budget analysis. (See page 9 of the memo)

Section 1: 21-1-104 (4) Report repealed: **Juvenile Report as Required By HB 14-1032** Submitted by: State Public Defender Submitted to: Judiciary Committees Required since: 2014 [Reports available online.](#)

***Section 2: 24-31-104.5 (3)** Report repealed: **Colorado Department of Law Insurance Fraud Unit Report** Submitted by: Attorney General Submitted to: JBC and House and Senate Business Committees and posted on the Attorney General's website Required since: 2012 [Reports available online.](#)

***Section 3: 25.5-4-310** Report repealed: **Medicaid False Claims And Medicaid Provider Fraud Report** Submitted by: Attorney General Submitted to: JBC and HHS Committees of House and Senate Required since: 2012 [Reports available online.](#)

Section 4: 25.5-4-303.5 Conforming amendment as a result of the repeal of 25.5.-4-310.

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

DRAFT
11.4.16

Bill G

LLS NO. 17-0276.01 Kristen Forrestal x4217

COMMITTEE BILL

Statutory Revision Committee

BILL TOPIC: "Repeal Reporting Requirement SVMA"

A BILL FOR AN ACT

101 **CONCERNING THE SCHEDULED REPEAL OF A REPORT BY THE BOARD OF**
102 **VETERANS AFFAIRS TO THE GENERAL ASSEMBLY.**

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/>.)

Statutory Revision Committee. Pursuant to section 24-1-136 (11)(a)(I), any report that is required to be made to the general assembly or the judicial branch on a periodic basis expires on the day after the third anniversary of the date on which the first report was due unless the general assembly, acting by bill, continues the requirement.

The bill repeals a reporting requirement of the board of veterans

*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

affairs.

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

2 **SECTION 1.** In Colorado Revised Statutes, 28-5-703, **repeal**
3 (3)(b) and (3)(c) as follows:

4 **28-5-703. Rules - duties.** (3) On or before December 31, 2002,
5 and on or before December 31 each year thereafter, the board, with the
6 assistance of the division, shall report on the status of all programs
7 providing services to the state's veterans, including but not limited to any
8 recommendations for changes to policies, procedures, or law, to:

9 (b) ~~The state, veterans, and military affairs committee of the house~~
10 ~~of representatives; and~~

11 (c) ~~The state, veterans, and military affairs committee of the~~
12 ~~senate.~~

13 **SECTION 2. Act subject to petition - effective date.** This act
14 takes effect at 12:01 a.m. on the day following the expiration of the
15 ninety-day period after final adjournment of the general assembly (August
16 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a
17 referendum petition is filed pursuant to section 1 (3) of article V of the
18 state constitution against this act or an item, section, or part of this act
19 within such period, then the act, item, section, or part will not take effect
20 unless approved by the people at the general election to be held in
21 November 2018 and, in such case, will take effect on the date of the
22 official declaration of the vote thereon by the governor.

Bill G / LLS 17-0276, concerning Repealing a Report by the Board of Veterans Affairs

A * indicates that the JBC memo of February 14, 2017, indicates that the JBC uses this report in its budget analysis. (See page 9 of the memo)

***Section 1: 28-5-703 (3)(b) and (3)(c) Report repealed: Annual Report Of The Colorado Board of Veterans Affairs** Submitted by: Board of Veterans Affairs Submitted to: House and Senate State, Veterans, and Military Affairs Committees *(The draft bill continues to require the Board to submit the report to the Governor—in subsection (3)(a) of this section)* Required since: 2002 [Reports available online.](#)

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

DRAFT
11.28.16

Bill H

LLS NO. 17-0277.01 Kristen Forrestal x4217

COMMITTEE BILL

Statutory Revision Committee

BILL TOPIC: "Reporting Reqmnts By DNR To GA"

A BILL FOR AN ACT

101 CONCERNING THE SCHEDULED REPEAL OF REPORTS BY THE
102 DEPARTMENT OF NATURAL RESOURCES TO THE GENERAL
103 ASSEMBLY.

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/>.)

Statutory Revision Committee. Pursuant to section 24-1-136 (11)(a)(I), Colorado Revised Statutes, any report that is required to be made to the general assembly by an executive agency or the judicial branch on a periodic basis expires on the day after the third anniversary of the date on which the first report was due unless the general assembly,

*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

acting by bill, continues the requirement.

The bill repeals reporting requirements of the department of natural resources that were scheduled to repeal according to section 24-1-136 (11)(a)(I). Currently there is no repeal date listed in the organic statute.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-30-1303, **amend**
3 (3)(b)(II) as follows:

4 **24-30-1303. Office of the state architect - responsibilities.**

5 (3) (b) Projects under the supervision of the division of parks and
6 wildlife that are excluded from paragraph (a) of this subsection (3), shall:

7 (II) Report the current record of balances by capital project on or
8 before September 15, 2001, not less than one time annually on or before
9 each September 15 thereafter to the office of state planning and
10 budgeting, ~~the joint budget committee, and the capital development~~
11 ~~committee.~~

12 **SECTION 2.** In Colorado Revised Statutes, 24-33-111, **amend**
13 (3)(a) as follows:

14 **24-33-111. Conservation of native species - fund created.**

15 (3) **Species conservation eligibility list and annual report.** (a) The
16 executive director of the department of natural resources, after
17 consultation with the Colorado water conservation board and its director,
18 the parks and wildlife commission, and the director of the division of
19 parks and wildlife, shall annually prepare a species conservation
20 eligibility list describing programs and associated costs that are eligible
21 to receive funding pursuant to this section. The species conservation
22 eligibility list is subject to modification and adoption through passage of
23 a bill. ~~At the same time as the species conservation eligibility list is~~

1 ~~submitted, the director of the department of natural resources, after~~
2 ~~consultation with the Colorado water conservation board and its director,~~
3 ~~the parks and wildlife commission, and the director of the division of~~
4 ~~parks and wildlife, shall also provide a detailed report to the general~~
5 ~~assembly on the progress and status of activities to date and their~~
6 ~~effectiveness in the recovery of the species and identify proposed future~~
7 ~~activities. The report shall include an assessment of habitat benefits, both~~
8 ~~public and private, attributable to such activities.~~

9 **SECTION 3.** In Colorado Revised Statutes, 33-1-105.5, **repeal**
10 (9) as follows:

11 **33-1-105.5. Acquisition of property - procedure.** (9) The
12 ~~commission shall include in its annual report, which report shall be~~
13 ~~submitted to the capital development committee and to the agriculture,~~
14 ~~livestock, and natural resources committee of the house of representatives~~
15 ~~and the agriculture, natural resources, and energy committee of the senate,~~
16 ~~a listing of all acquisitions of real property or interests in water made~~
17 ~~pursuant to the provisions of this section. Such report shall describe all~~
18 ~~property and interests in water acquired since July 1, 1992, the acquisition~~
19 ~~cost of each such property or interest in water, and the appraised value of~~
20 ~~each such property or interest in water, and shall contain a description of~~
21 ~~all pending acquisitions of property and interests in water.~~

22 **SECTION 4.** In Colorado Revised Statutes, 33-1-112, **repeal**
23 (7)(a)(III) as follows:

24 **33-1-112. Funds - cost accounting - definition - repeal.**
25 (7) (a) (III) ~~The commission shall submit an annual report of the moneys~~
26 ~~expended from the fund and matters accomplished by the expenditures~~
27 ~~from the preceding fiscal year to the senate agriculture, natural resources,~~

1 ~~and energy committee and the house of representatives agriculture,~~
2 ~~livestock, and natural resources committee, or their successor committees,~~
3 ~~by the convening date of each regular session of the general assembly in~~
4 ~~accordance with section 24-1-136 (9), C.R.S. The commission shall also~~
5 ~~submit to these committees a report on moneys proposed to be expended~~
6 ~~from the fund and the matters to be accomplished by the expenditures in~~
7 ~~the upcoming fiscal year.~~

8 **SECTION 5.** In Colorado Revised Statutes, 33-1-112, **amend**
9 (8)(b) as follows:

10 **33-1-112. Funds - cost accounting - definition - repeal.**

11 (8) (b) The council shall submit an annual report to the commission ~~the~~
12 ~~senate and house agriculture committees,~~ and the executive director of the
13 department of natural resources specifically stating the items for which
14 it has expended ~~moneys~~ MONEY from the fund and the purpose of such
15 items.

16 **SECTION 6.** In Colorado Revised Statutes, **repeal** 33-3-111 as
17 follows:

18 **33-3-111. Annual report to the general assembly.**

19 ~~(1) Commencing with the second regular session of the sixty-seventh~~
20 ~~general assembly, the division shall report at least annually, by January~~
21 ~~31 of each year, to the senate agriculture and natural resources committee~~
22 ~~and the house of representatives agriculture, livestock, and natural~~
23 ~~resources committee, or their successor committees, on game damage and~~
24 ~~game damage prevention issues. Such report shall include, at a minimum:~~

25 ~~(a) (I) The herd management objectives set by the division and~~
26 ~~whether those objectives are being met. In providing this information, the~~
27 ~~division shall supply the actual number of herd animals by game unit.~~

1 ~~(H) If any of the herd management objectives of the division are~~
2 ~~not being met, the division shall set forth in detail its plans, strategies, and~~
3 ~~efforts that it is using or intends to use in order to achieve compliance~~
4 ~~with the objectives.~~

5 ~~(b) The number of requests for game damage prevention~~
6 ~~materials, the timeliness of the division in responding to such requests,~~
7 ~~the quantity and types of temporary and permanent materials issued, the~~
8 ~~number of requests for materials denied, and, to the extent that such~~
9 ~~information is available, the adequacy of materials in preventing game~~
10 ~~damage;~~

11 ~~(c) The number of permits to take wildlife requested pursuant to~~
12 ~~section 33-3-106, the number of permits issued, the amount of wildlife~~
13 ~~killed under such permits, the number of permits denied, and the reasons~~
14 ~~for denial;~~

15 ~~(d) The number of claims for damages submitted under this~~
16 ~~section, how many of those claims were settled and the monetary amounts~~
17 ~~of the settlements, the number of claims pending at the time of the report,~~
18 ~~the number of claims denied, and the reasons for denial;~~

19 ~~(e) Any other costs incurred by the division in administering this~~
20 ~~article.~~

21 **SECTION 7.** In Colorado Revised Statutes, 33-10-111, **repeal**
22 **(6)(c)** as follows:

23 **33-10-111. Parks and outdoor recreation cash fund - parks for**
24 **future generations trust fund - created - fees - accounting**
25 **expenditures for roads and highways - definition - repeal.** (6) (c) The
26 commission shall submit an annual report of the moneys expended from
27 the fund and matters accomplished by the expenditures from the

1 preceding fiscal year to the senate agriculture, natural resources, and
2 energy committee and the house of representatives agriculture, livestock,
3 and natural resources committee, or their successor committees, by the
4 convening date of each regular session of the general assembly in
5 accordance with section 24-1-136 (9), C.R.S. The commission shall also
6 submit to these committees a report on moneys proposed to be expended
7 from the fund and the matters to be accomplished by the expenditures in
8 the upcoming fiscal year.

9 **SECTION 8.** In Colorado Revised Statutes, 33-10.5-103, **repeal**
10 (5) as follows:

11 **33-10.5-103. Powers and duties of the division - annual report.**

12 (5) ~~Beginning on January 15, 2009, and on or before January 15 of each~~
13 ~~year thereafter, the division and the water conservation board created in~~
14 ~~section 37-60-102, C.R.S., shall make an annual report of the efforts in~~
15 ~~addressing aquatic nuisance species in Colorado for the preceding~~
16 ~~calendar year to the joint house agriculture, livestock, and natural~~
17 ~~resources committee and the senate agriculture, natural resources, and~~
18 ~~energy committee, or its successor committee. Each such report shall set~~
19 ~~forth a complete operating and financial statement covering the aquatic~~
20 ~~nuisance species operations of the division during the year.~~

21 **SECTION 9.** In Colorado Revised Statutes, **repeal** 33-60-106 as
22 follows:

23 **33-60-106. Report required - general appropriations act.** ~~On~~

24 ~~or before September 1 of each year beginning with 1993, each state~~
25 ~~agency that has received or is scheduled to receive moneys from the great~~
26 ~~outdoors Colorado trust fund shall provide the senate agriculture, natural~~
27 ~~resources, and energy committee and the house of representatives~~

1 ~~agriculture, livestock, and natural resources committee with a detailed~~
2 ~~accounting of all such moneys received or to be received along with a~~
3 ~~detailed accounting of how such moneys have been or will be expended.~~
4 ~~For informational purposes, the expenditure of such moneys may be~~
5 ~~indicated in the annual general appropriation act.~~

6 **SECTION 10.** In Colorado Revised Statutes, 36-1-102, **amend**
7 (8) as follows:

8 **36-1-102. Employees - director - bonds - report.** (8) The state
9 board of land commissioners shall deliver a copy of the summary of land
10 transactions required pursuant to subsection (4) of this section, the
11 investment and development fund report required pursuant to section
12 36-1-153 (4), and the income and inventory report required pursuant to
13 section 36-1-153.5 (1) on or before November 1, 2011, and on or before
14 November 1 of each year thereafter, to ~~the members of the house and~~
15 ~~senate education committees, or any successor committees, the members~~
16 ~~of the house agriculture, livestock, and natural resources committee and~~
17 ~~the senate agriculture and natural resources committee, or any successor~~
18 ~~committees, the members of the joint budget committee, the members of~~
19 the state board of education and the state treasurer. In addition, the state
20 board of land commissioners shall make the summary of land
21 transactions, the investment and development fund report, and the income
22 and inventory report available to the public on the state board of land
23 commissioners' website on or before November 1, 2011, and on or before
24 November 1 of each year thereafter.

25 **SECTION 11.** In Colorado Revised Statutes, **repeal** 36-1-153.5
26 as follows:

27 **36-1-153.5. Annual income and inventory report.** ~~(1) On or~~

1 before November 1, 2011, and on or before each November 1 thereafter,
2 the state board of land commissioners shall prepare an annual income and
3 inventory report. The report shall include the following:

4 (a) ~~Data regarding the income earned from lands held in trust by~~
5 ~~the board, including:~~

6 (I) ~~A summary of the total revenues earned during the previous~~
7 ~~fiscal year from all lands held in trust by the board;~~

8 (II) ~~A summary of the total revenues earned during the previous~~
9 ~~fiscal year from lands in each individual trust held by the board;~~

10 (III) ~~A summary of the trends in revenue that have occurred in~~
11 ~~connection with the lands held in trust by the board; and~~

12 (IV) ~~A summary of the anticipated growth in revenue and revenue~~
13 ~~trends in connection with the lands held in trust by the board;~~

14 (b) ~~A summary of the state board of land commissioners' land~~
15 ~~inventory as of the date of the report, including the number of surface~~
16 ~~acres and subsurface acres in each individual trust held by the board; and~~

17 (c) ~~The amount transferred to the public school capital~~
18 ~~construction assistance fund on the immediately preceding July 1,~~
19 ~~pursuant to section 22-43.7-104 (2)(b)(I), C.R.S.~~

20 (2) ~~The state board of land commissioners shall deliver the annual~~
21 ~~income and inventory report as specified in section 36-1-102 (8).~~

22 **SECTION 12.** In Colorado Revised Statutes, 37-60-121, **repeal**
23 (2.5)(d) as follows:

24 **37-60-121. Colorado water conservation board construction**
25 **fund - creation of - nature of fund - funds for investigations -**
26 **contributions - use for augmenting the general fund - funds created**
27 **- repeal.** (2.5) (d) ~~The board, in conjunction with the attorney general,~~

1 ~~shall report annually to the senate agriculture, natural resources, and~~
2 ~~energy committee and the house of representatives agriculture, livestock,~~
3 ~~and natural resources committee on any litigation that involves the use of~~
4 ~~any moneys from the litigation fund created in paragraph (a) of this~~
5 ~~subsection (2.5).~~

6 **SECTION 13.** In Colorado Revised Statutes, 37-60-122, **amend**
7 (1) introductory portion and (1)(b) as follows:

8 **37-60-122. General assembly approval.** (1) ~~Moneys~~ MONEY in
9 the Colorado water conservation board construction fund shall be
10 expended in the following manner and under the following
11 circumstances:

12 (b) The general assembly may authorize projects as it deems to be
13 to the advantage of the people of the state of Colorado and shall direct the
14 board to proceed with the projects in the priorities established by the
15 general assembly under terms approved by the general assembly. The
16 board is authorized to make loans without general assembly approval in
17 amounts not to exceed ten million dollars. The unappropriated balance of
18 ~~moneys~~ MONEY in the Colorado water conservation board construction
19 fund and the state severance tax perpetual base fund shall be available
20 and continuously appropriated for this purpose. ~~The board shall submit a~~
21 ~~written determination of the basis for the project loans to the general~~
22 ~~assembly by January 15 of the year following the year in which the loan~~
23 ~~was made.~~

24 **SECTION 14.** In Colorado Revised Statutes, 37-75-105, **repeal**
25 (4) as follows:

26 **37-75-105. Interbasin compact committee.** (4) ~~Commencing in~~
27 ~~2006, the committee shall submit an annual report to the house of~~

1 ~~representatives committee on agriculture, livestock, and natural resources~~
2 ~~and the senate committee on agriculture, natural resources, and energy,~~
3 ~~or their successor committees, by October 31 concerning the status of~~
4 ~~compact negotiations and, in consultation with the Colorado water~~
5 ~~conservation board created in section 37-60-102, how moneys from the~~
6 ~~water supply reserve fund created in section 39-29-109 (2) (c), C.R.S.,~~
7 ~~were allocated during the previous twelve months for water activities~~
8 ~~approved by basin roundtables.~~

9 **SECTION 15.** In Colorado Revised Statutes, **repeal** 37-87-114.4
10 as follows:

11 **37-87-114.4. Annual report.** ~~The state engineer shall submit an~~
12 ~~annual report to the general assembly by November 1 of each year~~
13 ~~concerning the activities of the state engineer and the division of water~~
14 ~~resources relating to sections 37-87-105 to 37-87-114 for the preceding~~
15 ~~fiscal year. The report must include information on the following:~~
16 ~~Approvals of plans and specifications for construction of dams and~~
17 ~~reservoirs and for alterations, modifications, repairs, and enlargements;~~
18 ~~number of safety inspections made and the results thereof; use of~~
19 ~~appropriated funds; receipts generated for inspections of dams and~~
20 ~~reservoirs; rules and regulations adopted or amended; enforcement orders~~
21 ~~and proceedings; dam failures and reasons therefor; and other available~~
22 ~~data regarding the effectiveness of the state's dam and reservoir safety~~
23 ~~program.~~

24 **SECTION 16.** In Colorado Revised Statutes, 37-95-116, **amend**
25 (1) as follows:

26 **37-95-116. Annual report - annual audit - annual budget.**
27 (1) On or before April 30 of each year, the authority shall make an

1 annual report of its activities for the preceding fiscal year to the governor.
2 ~~and the joint agriculture and natural resource committee of the house of~~
3 ~~representatives and the senate.~~ Each such report shall set forth a complete
4 operating and financial statement covering its operations during the year.
5 Included within such report shall be detailed financial data setting forth
6 the manner in which any previously appropriated state funds have been
7 used. The authority, no later than November 30 of each year, shall report
8 to the governor any requests for state funds for the upcoming state fiscal
9 year, detailing the purposes for which said funds are to be utilized.

10 **SECTION 17. Act subject to petition - effective date.** This act
11 takes effect at 12:01 a.m. on the day following the expiration of the
12 ninety-day period after final adjournment of the general assembly (August
13 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a
14 referendum petition is filed pursuant to section 1 (3) of article V of the
15 state constitution against this act or an item, section, or part of this act
16 within such period, then the act, item, section, or part will not take effect
17 unless approved by the people at the general election to be held in
18 November 2018 and, in such case, will take effect on the date of the
19 official declaration of the vote thereon by the governor.

Bill H /LLS 17-277, concerning DNR Reports

The JBC indicated in its memo of February 14, 2017, that every report in this bill draft is needed for its budget analysis. (See pages 10 and 11 of the memo)

Section 1: 24-30-1303 (3)(b)(II) Report repealed: **Annual Report of Capital Construction Projects for the Division of Wildlife** Submitted by: Division of Parks and Wildlife Submitted to: JBC and Capital Development Committee *(The bill draft continues to require the Division to submit the report to the Office of State Planning and Budgeting.)* Required since: 2001 [Reports available online.](#)

Section 2: 24-33-111 (3)(a) Report repealed: **Species Conservation Trust Annual Report.** Submitted by: DNR Submitted to: General Assembly Required since: 1999 [Reports available online.](#)

Section 3: 33-1-105.5 (9) Report repealed: **Division of Parks and Wildlife Annual Report: Real Estate** Submitted by: Parks and Wildlife Commission Submitted to: Capital Development Committee and House and Senate Agriculture Committees Required since: 1992 [Reports available online.](#)

Section 4: 33-1-112 (7)(a)(III) Report repealed: **Wildlife for Future Generations Trust Fund: Annual Report** Submitted by: Parks and Wildlife Commission Submitted to: House and Senate Agriculture Committees Required since: 1989 [Reports available online.](#)

Section 5: 33-1-112 (8)(b) Report repealed: **Habitat Partnership Program Annual Report** Submitted by: Habitat Partnership Council Submitted to: House and Senate Agriculture Committees *(The bill draft continues to require the Council to submit the report to the DNR)* Required since: 1992 [Reports available online.](#)

Section 6: 33-3-111 Report repealed: **Game Damage Prevention Report** Submitted by: Division of Parks and Wildlife Submitted to: House and Senate Agriculture Committees Required since: 2010 [Reports available online.](#)

Section 7: 33-10-111 (6)(c) Report repealed: **The Parks for Future Generations Trust Fund Report** Submitted by: Division of Parks and Wildlife Commission Submitted to: House and Senate Agriculture Committees Required since: 2015 *Reports not available on LCS website.

Section 8: 33-10.5-103 (5) Report repealed: **State Aquatic Nuisance Species Program Summary** Submitted by: Division of Parks and Wildlife and Water Conservation Board Submitted to: House and Senate Agriculture Committees Required since: 2009 [Reports available online.](#)

Section 9: 33-60-106 Report repealed: **Great Outdoors Colorado: Investment Plans** Submitted by: Division of Parks and Wildlife Submitted to: House and Senate Agriculture Committees Required since: 1993 [Reports available online.](#)

Section 10: 36-1-102 (8) Report repealed: **Transaction Report** Submitted by: State Board of Land Commissioners Submitted to: JBC and House and Senate Agriculture and Education Committees *(The bill draft continues to require the Board to submit the report to the State Board of Education and State Treasurer and the public)* .Required since: 2011 [Reports available online.](#)

Section 11: 36-1-153.5 Report repealed: **Income and Inventory Report** Submitted by: State Board of Land Commissioners Submitted to: JBC and House and Senate Agriculture and Education Committees *(The statute requires that this report be delivered "as specified in 36-1-102 (8))"* .Required since: 2011 [Reports available online.](#)

Section 12: 37-60-121 (2.5)(d) Report repealed: **Annual Report on Any Litigation that Involves Use of Moneys from the Litigation Fund** Submitted by: Colorado Water Conservation Board Submitted to: House and Senate Agriculture Committees Required since: 1994 [Reports available online.](#)

Section 13: 37-60-122 (1)IP and (1)(b) Report repealed: **Construction Fund and Severance Tax Trust Fund Perpetual Base Account: Small Project Loan Report** Submitted by: Colorado Water Conservation Board Submitted to: General Assembly Required since: 2004 [Reports available online.](#)

Section 14: 37-75-105 (4) Report repealed: **Interbasin Compact Committee Annual Report and Water Supply Reserve Account Annual Report** Submitted by: Interbasin Compact Committee Submitted to: House and Senate Agriculture Committees Required since: 2006 [Reports available online.](#)

Section 15: 37-87-114.4 Report repealed: **State Engineer's Annual Report on Dam Safety** Submitted by: State Engineer Submitted to: General Assembly Required since: 1984 [Reports available online.](#)

Section 16: 37-95-116 (1) Report repealed: **Colorado Water Resources And Power Development Authority: Annual Report** Submitted by: Colorado Water Resources and Power Development Authority Submitted to: House and Senate Agriculture Committees *(The bill draft continues to require the Authority to submit the report to the Governor)* Required since: 1981 [Reports available online.](#)

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

DRAFT
11.29.16

Bill I

LLS NO. 17-0283.01 Kristen Forrestal x4217

COMMITTEE BILL

Statutory Revision Committee

BILL TOPIC: "Reporting Reqmnts By DOT To GA"

A BILL FOR AN ACT

101 CONCERNING THE SCHEDULED REPEAL OF REPORTS BY THE
102 DEPARTMENT OF TRANSPORTATION TO THE GENERAL
103 ASSEMBLY.

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/>.)

Statutory Revision Committee. Pursuant to section 24-1-136 (11)(a)(I), Colorado Revised Statutes, any report that is required to be made to the general assembly by an executive agency or the judicial branch on a periodic basis expires on the day after the third anniversary of the date on which the first report was due unless the general assembly,

*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

acting by bill, continues the requirement. The bill addresses reporting requirements of the department of transportation.

Sections 1 through 3 and 5 through 11 of the bill repeal a report that was scheduled to repeal according to section 24-1-136 (11)(a)(I). Currently there is no repeal date listed in the organic statute.

Section 4 of the bill adds a repeal date in the organic statute that coincides with the scheduled repeal date specified in section 24-1-136 (11)(a)(I).

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

2 **SECTION 1.** In Colorado Revised Statutes, 42-4-1306, **repeal** (4)
3 as follows:

4 **42-4-1306. Colorado task force on drunk and impaired driving**
5 **- creation - legislative declaration.** (4) ~~The task force shall report its~~
6 ~~findings and recommendations to the judiciary committees of the house~~
7 ~~of representatives and the senate, or any successor committees, on or~~
8 ~~before January 15, 2007, and on or before each January 15 thereafter.~~

9 **SECTION 2.** In Colorado Revised Statutes, 42-4-1612, **repeal** (1)
10 as follows:

11 **42-4-1612. Accidents in state highway work areas.** (1) ~~On or~~
12 ~~before February 15, 2011, and on or before February 15 of each~~
13 ~~succeeding year, the department of transportation and the Colorado state~~
14 ~~patrol shall present a joint report to the transportation and energy~~
15 ~~committee of the house of representatives and the transportation~~
16 ~~committee of the senate, or any successor committees, regarding fatal~~
17 ~~accidents in state highway work areas during the preceding year. The~~
18 ~~report shall include, at a minimum:~~

19 (a) ~~A summary of the total number of fatal accidents and the total~~
20 ~~number of individuals killed;~~

21 (b) ~~A categorization of the total number of individuals killed that~~

1 ~~identifies the individuals as employees of the department of~~
2 ~~transportation, employees of contractors or subcontractors working on a~~
3 ~~project for the department, or other individuals;~~

4 (c) ~~A copy of the accident reporting form for each fatal accident;~~

5 (d) ~~A description of both ongoing and newly implemented~~
6 ~~measures taken by the department of transportation to prevent fatal~~
7 ~~accidents in state highway work areas.~~

8 **SECTION 3.** In Colorado Revised Statutes, 43-1-123, **amend** (4)
9 as follows:

10 **43-1-123. Project closure and project reporting requirements.**

11 (4) (a) On or after July 1, 2016, and on ~~and~~ OR after July 1 of each year
12 thereafter, the department shall report to the transportation legislation
13 review committee created in section 43-2-145 (1) regarding all policy
14 amendments made to the statewide transportation improvement plan that
15 were adopted during the most recently ended fiscal year and that added
16 or deleted a project from the plan or modified the funding priority of any
17 project included in the plan. The report shall include an explanation of the
18 reasons for each reported policy amendment.

19 (b) PURSUANT TO SECTION 24-1-136 (11)(a)(I), THIS SUBSECTION
20 (4) IS REPEALED, EFFECTIVE JULY 2, 2019.

21 **SECTION 4.** In Colorado Revised Statutes, **repeal** 43-4-404 as
22 follows:

23 **43-4-404. Formula for allocation of moneys.** ~~(1) The office of~~
24 ~~transportation safety shall allocate not less than thirty percent and not~~
25 ~~more than fifty percent of the moneys allocated to the office pursuant to~~
26 ~~section 43-4-402 (2) to counties that have established a qualified drunken~~
27 ~~driving prevention and law enforcement program. The intent of the~~

1 ~~general assembly is that these moneys be expended in a manner that will~~
2 ~~improve enforcement of drunken driving laws. To this end, rules for the~~
3 ~~distribution of these moneys shall be developed by the office of~~
4 ~~transportation safety. The office shall report annually to the transportation~~
5 ~~legislation review committee on the distribution and expenditure of these~~
6 ~~funds and the nature and purpose of the programs. All moneys~~
7 ~~appropriated hereunder shall be used for drunken driving prevention and~~
8 ~~law enforcement improvement by counties and not for statewide~~
9 ~~programs.~~

10 (2) ~~The office of transportation safety shall allocate not less than~~
11 ~~fifty percent and not more than seventy percent of the moneys to~~
12 ~~municipalities and city and counties that have established a qualified~~
13 ~~drunken driving prevention and law enforcement program. The intent of~~
14 ~~the general assembly is that these moneys be expended in a manner that~~
15 ~~will improve enforcement of drunken driving laws. To this end, rules for~~
16 ~~the distribution of these moneys shall be developed by the office of~~
17 ~~transportation safety. The office shall report annually to the transportation~~
18 ~~legislation review committee on the distribution and expenditure of these~~
19 ~~funds and the nature and purpose of the programs. All moneys~~
20 ~~appropriated hereunder shall be used for drunken driving prevention and~~
21 ~~law enforcement improvement by municipalities and city and counties~~
22 ~~and not for statewide programs.~~

23 (3) ~~The moneys in the fund appropriated to the unit in the~~
24 ~~department of human services that administers behavioral health~~
25 ~~programs and services, including those related to mental health and~~
26 ~~substance abuse, pursuant to section 43-4-402 (2) shall be used to~~
27 ~~establish a statewide program for the prevention of driving after drinking,~~

1 ~~which includes educating the public in the problems of driving after~~
2 ~~drinking, training of teachers, health professionals, and law enforcement~~
3 ~~in the dangers of driving after drinking, preparing and disseminating~~
4 ~~educational materials dealing with the effects of alcohol and other drugs~~
5 ~~on driving behavior, and preparing and disseminating education~~
6 ~~curriculum materials thereon for use at all levels of school. The unit in the~~
7 ~~department of human services that administers behavioral health~~
8 ~~programs and services, including those related to mental health and~~
9 ~~substance abuse, is authorized to contract with a qualified private~~
10 ~~corporation to provide all or part of these services and shall promulgate~~
11 ~~standards for said program.~~

12 **SECTION 5.** In Colorado Revised Statutes, **repeal** 43-4-713 as
13 follows:

14 **43-4-713. Annual reports.** ~~(1) No later than January 15, 2001,~~
15 ~~and no later than January 15 of each year thereafter, the executive director~~
16 ~~shall submit a report to the members of the joint budget committee of the~~
17 ~~general assembly, the members of the legislative audit committee of the~~
18 ~~general assembly, the chair of the transportation and energy committee of~~
19 ~~the house of representatives, and the chair of the transportation committee~~
20 ~~of the senate that includes, at a minimum, the following information:~~

21 (a) ~~The total amount of revenue anticipation notes issued by the~~
22 ~~executive director in accordance with this part 7;~~

23 (b) ~~The qualified federal aid transportation projects for which the~~
24 ~~proceeds from such revenue anticipation notes have been expended, the~~
25 ~~amount of note proceeds expended on each project, the status of each~~
26 ~~project, and the estimated date of completion for such projects not yet~~
27 ~~completed;~~

1 ~~(c) The total amount of federal transportation funds paid to the~~
2 ~~department since such revenue anticipation notes have been issued; and~~

3 ~~(d) The total amount of proceeds from the issuance of revenue~~
4 ~~anticipation notes, state matching funds, and federal transportation funds~~
5 ~~allocated by the commission in each state fiscal year for the payment of~~
6 ~~such revenue anticipation notes and the costs associated with the issuance~~
7 ~~and administration of such notes.~~

8 **SECTION 6.** In Colorado Revised Statutes, 43-4-805, **repeal** (6)
9 as follows:

10 **43-4-805. Statewide bridge enterprise - creation - board -**
11 **funds - powers and duties - legislative declaration.** (6) No later than
12 February 15, 2010, and no later than February 15 of each year thereafter,
13 the bridge enterprise shall present a report to the committees of the house
14 of representatives and the senate that have jurisdiction over
15 transportation. The report shall include a summary of the bridge
16 enterprise's activities for the previous year, a summary of the status of any
17 current designated bridge projects, a statement of the enterprise's
18 revenues and expenses, an estimate of the number of jobs created or
19 preserved as a result of the enterprise's activities, and any
20 recommendations for statutory changes that the enterprise deems
21 necessary or desirable. The committees shall review the report and may
22 recommend legislation. The report shall be public and shall be available
23 on the website of the department on or before January 15 of the year in
24 which the report is presented.

25 **SECTION 7.** In Colorado Revised Statutes, 43-4-806, **repeal** (10)
26 as follows:

27 **43-4-806. High-performance transportation enterprise -**

1 **creation - board - funds - powers and duties - limitations - reporting**
2 **requirements - legislative declaration.** (10) No later than February 15,
3 2010, and no later than February 15 of each year thereafter, the
4 transportation enterprise shall present a report to the committees of the
5 house of representatives and the senate that have jurisdiction over
6 transportation. The report shall include a summary of the transportation
7 enterprise's activities for the previous year, a summary of the status of any
8 current surface transportation infrastructure projects, a statement of the
9 enterprise's revenues and expenses, and any recommendations for
10 statutory changes that the enterprise deems necessary or desirable. The
11 committees shall review the report and may recommend legislation. The
12 report shall be public and shall be available on the website of the
13 department on or before January 15 of the year in which the report is
14 presented.

15 **SECTION 8.** In Colorado Revised Statutes, **repeal** 43-4-813 as
16 follows:

17 **43-4-813. Transportation deficit report - annual reporting**
18 **requirement.** No later than June 30, 2009, and no later than March 1 of
19 any fiscal year in which road or bridge safety surcharges are imposed
20 pursuant to section 43-4-804 (1) (a) or 43-4-805 (5) (g), the department
21 shall prepare and present to the transportation and energy committee of
22 the house of representatives and the transportation committee of the
23 senate, or any successor committees, a transportation deficit report that
24 separately addresses the goals of repairing deficient highways and
25 bridges, as evidenced by a C or D rating, sustaining existing
26 transportation system performance levels, and achieving the corridor
27 visions described by regional transportation plans and public preferences.

1 ~~For each goal, the report shall include a listing of the annual costs for~~
2 ~~each of the next ten fiscal years of achieving the goal; the annual increase~~
3 ~~and rate of increase of the costs; the factors contributing to the costs,~~
4 ~~including, but not limited to, the rate and geographic distribution of~~
5 ~~population growth, vehicle size and weight, land use policies, and work~~
6 ~~patterns; methods of reducing the impact of the cost factors, including,~~
7 ~~but not limited to, land use policy changes, increased use of transit,~~
8 ~~telecommuting, and peak transportation system demand reduction~~
9 ~~practices and economic incentives; and a comparison of the costs of~~
10 ~~mitigating the cost factors and the costs of achieving the goal by~~
11 ~~repairing, upgrading, or expanding the transportation system. The report~~
12 ~~shall explain why any cost estimate for a goal differs by more than five~~
13 ~~percent from any department estimate of such costs published before~~
14 ~~March 2, 2009, and shall separately account for cost overruns other than~~
15 ~~overruns attributable to increases in the Colorado construction cost index.~~
16 ~~The department shall publish the report on its website in a format that can~~
17 ~~be downloaded.~~

18 **SECTION 9.** In Colorado Revised Statutes, 43-10-109, **repeal** (4)
19 as follows:

20 **43-10-109. Aviation fund created.** (4) ~~No later than November~~
21 ~~1, 2003, and no later than November 1 of each year thereafter, the~~
22 ~~department of transportation shall submit a report to the members of the~~
23 ~~joint budget committee that includes, at a minimum, the following~~
24 ~~information:~~

25 (a) ~~The amounts, recipients, and purposes of moneys transferred~~
26 ~~from the fund during the prior state fiscal year:~~

27 (f) ~~(Deleted by amendment, L. 2009, (HB 09-1066), ch. 82, p.~~

1 ~~302, § 4, effective August 5, 2009.)~~

2 ~~(H) To the airport operating fund of the governmental entity~~
3 ~~operating the FAA-designated public-use airport pursuant to section~~
4 ~~43-10-110 (2) (a); and~~

5 ~~(HH) For the awarding of state aviation system grants pursuant to~~
6 ~~section 43-10-108.5;~~

7 ~~(b) The balance remaining in the fund as of June 30 of each state~~
8 ~~fiscal year and an explanation of any such balance; and~~

9 ~~(c) Any additional information pertaining to the transfer of~~
10 ~~moneys from the fund as the joint budget committee may request in the~~
11 ~~exercise of its discretion.~~

12 **SECTION 10. Act subject to petition - effective date.** This act
13 takes effect at 12:01 a.m. on the day following the expiration of the
14 ninety-day period after final adjournment of the general assembly (August
15 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a
16 referendum petition is filed pursuant to section 1 (3) of article V of the
17 state constitution against this act or an item, section, or part of this act
18 within such period, then the act, item, section, or part will not take effect
19 unless approved by the people at the general election to be held in
20 November 2018 and, in such case, will take effect on the date of the
21 official declaration of the vote thereon by the governor.

Bill I / LLS 17-0283, concerning Reports by the DOT

The JBC memo of February 14, 2017, indicates that the JBC has no opinion on these reports. (See page 12 of the memo)

Section 1: 42-4-1306 (4) Report repealed: **Interagency Task Force on Drunk Driving Annual Legislative Report** Submitted by: Colorado Task Force on Drunk and Impaired Driving Submitted to: House and Senate Judiciary Committees Required since: 2007 [Reports available online.](#)

Section 2: 42-4-1612 (1) Report repealed: **Annual Report of Fatal Accidents in State Highway Work Areas** Submitted by: DOT and State Patrol Submitted to: House and Senate Transportation Committees Required since: 2011 [Reports available online.](#)

Section 3: 43-1-123 (4) Report repealed: **Report on Statewide Transportation Plan** Submitted by: DOT Submitted to: Transportation Legislative Review Committee Required since: 2016 (*Hence its future repeal in the bill draft in 2019*) *Reports not available on LCS website.

Section 4: 43-4-404 Report repealed: **Law Enforcement Assistance Fund (LEAF) Annual Report** Submitted by: Office of Transportation Safety Submitted to: Transportation Legislative Review Committee Required since: 2001 [Reports available online.](#)

Section 5: 43-4-713 Report repealed: **Transportation Revenue Anticipation Notes (TRANS) Annual Report** Submitted by: DOT Submitted to: JBC, Legislative Audit Committee, and House and Senate Transportation Committees Required since: 2001 [Reports available online.](#)

Section 6: 43-4-805 (6) Report repealed: **Colorado Bridge Enterprise Annual Report** Submitted by: Statewide Bridge Enterprise Submitted to: House and Senate Transportation Committees Required since: 2010 [Reports available online.](#)

Section 7: 43-4-806 (10) Report repealed: **Colorado High Performance Transportation Enterprise Report** Submitted by: High-performance Transportation Enterprise Submitted to: House and Senate Transportation Committees Required since: 2010 [Reports available online.](#)

Section 8: 43-4-813 Report repealed: **Transportation Deficit Report** Submitted by: DOT Submitted to: House and Senate Transportation Committees Required since: 2009 [Reports available online.](#)

Section 9: 43-10-109 (4) Report repealed: **Discretionary Aviation Grant Fund Program Annual Report** Submitted by: DOT Submitted to: JBC Required since: 2003 [Reports available online.](#)

MEMORANDUM



JOINT BUDGET COMMITTEE

TO Joint Budget Committee Members
 FROM Vance Roper, JBC Staff (303-866-3147)
 DATE FEBRUARY 14, 2017
 SUBJECT JBC Staff Analysis of Statutory Review Committee Report Repeal

Dear Joint Budget Committee Members,

The Statutory Revision Committee (SRC) is reviewing a multitude of reports from several Departments as part of the SRC's sunset process. The SRC will make recommendations on reports to continue, repeal, repeal at a future date, or change the report recipients. These recommendations will be compiled into several bills, with one bill being submitted per Department.

As part of this process, the Joint Budget Committee (JBC) has been asked to review these reports and provide feedback. This memorandum contains the analysis on the second round of reports in the SRC. JBC staff has reviewed the reports and provided analysis on each report. As future recommendations are made by the SRC, JBC Staff will analyze the recommendations and provide feedback to the JBC.

After discussions between the Department of Personnel and JBC Staff, Staff has changed the original recommendation to keep the following three reports. The Department can produce this information on demand in a more efficient manner. As such, staff now agrees with the recommendation to repeal these reports.

JBC Staff Changes From First Memo

House Bill 17-1058 -- Department of Personnel

CRS Cite	Report Name	Report Recipient	JBC Analysis
24-30-201 (1)(l)	Annual Schedule of Capital Leases by Agency	CDC; General Assembly	Staff agrees with repeal recommendation
24-30-202 (26)	Annual Travel Expense Report	JBC; Audit; Governor	Staff agrees with repeal recommendation
24-75-212 (2)	Report of Federal Assistance for All State Agencies for the FY..	General Assembly	Staff agrees with repeal recommendation

The JBC Staff Recommended Changes Report below highlights the specific reports where JBC Staff recommends retention of the reports. These recommendations are based on Staff needs for the respective Department budget analysis. Repeal of these reports would hamper the ability of JBC Staff to analyze the Department's budget. As such, JBC Staff recommends continuation of these reports.

JBC Staff Recommended Changes

CRS Cite	Report Name	Report Recipient	Recent Enactment	JBC Analysis
Education				
22-41-107	Public School Investment Fund Report	House and Senate Education; House and Senate Finance; JBC; OSPB	SB 16-035	Report used in JBC budget analysis

JBC Staff Recommended Changes

CRS Cite	Report Name	Report Recipient	Recent Enactment	JBC Analysis
22-54-124 (3)(b)	Certification of pupil enrollment in charter schools FY...	House and Senate Education; JBC	HB 04-1362	Report used in JBC budget analysis
Governor				
24-37.5-106 (1)(a) & (m)	Statewide Information Technology Plan	Speaker and President; Governor; JTC	HB 13-1079	Report used in JBC budget analysis
24-37.5-801	Information Technology Asset Inventory Report	JBC; JTC	SB 14-169	Report used in JBC budget analysis
24-38.5-102 (1)(p)	Colorado Energy Office Annual Report	House and Senate Agriculture	HB 08-1025	Report used in JBC budget analysis
Higher Education				
23-1-105.5 (2)	Tuition and Fees Report: FY...	House and Senate Education	HB 11-1301	Report used in JBC budget analysis
23-1-106 (11)(a)(b)	Annual Report of Small Projects Funded by Department of Higher Education	CDC	SB 09-290	Report used in JBC budget analysis
23-1-106 (7)(a)	Capital Construction Annual Priority List and 5 Year Plan	JBC; OSPB	SB 16-204	Report used in JBC budget analysis
23-1-108 (1.9)(b)	Recommendations for Portion of Performance Funding to be Appropriated to Each Governing Board Based on Demonstrated Performance	JBC	SB 11-052	Report used in JBC budget analysis
23-1-113 (9)	Post-secondary Progress and Success of High School Graduates Legislative Report	House and Senate Education	HB 12-1155	Report used in JBC budget analysis
23-1-113.3 (4)(a)	Legislative Report on Remedial Education		HB 12-1155 SB 08-018	Report used in JBC budget analysis
23-1-121 (6)	Report on Program Results of Educator Preparation	House and Senate Education	SB 05-213	Report used in JBC budget analysis
23-5-129 (5)(a)	Status of Performance Contracts	House and Senate Education; JBC	SB 04-189	Report used in JBC budget analysis
23-5-129 (5)(b)	Data Collected to Measure Progress Toward Goals in Performance Contracts	House and Senate Education	SB 04-189	Report used in JBC budget analysis
23-8-104	Annual Career Technical Act Report	House and Senate Education; JBC	HB 08-1079	Report used in JBC budget analysis
23-18-202 (2)(c) & (d)	Operational Funding Increases and Reductions to Colleges and Universities	General Assembly; Governor; JBC	SB 04-189	Report used in JBC budget analysis
23-30-123 (3)	Colorado State University report on investment of assets of CSU system	JBC; Auditor; Treasurer	HB 08-1002	Report used in JBC budget analysis
26-6.5-106	School-readiness quality improvement program	House and Senate Education; GA		Report used in JBC budget analysis
Human Services				
19-2-411.5 (5)	Recidivism Evaluation of Committed Youth Discharged in Fiscal Year ____	General Assembly	SB 12-099	Report used in JBC budget analysis
19-3-214 (2)	Out-of-Home Placements - TRAILS System Report	JBC	SB 97-218	Report used in JBC budget analysis
19-3-304.5 (6)	Abandoned Infant Report	General Assembly	SB 00-171	Report used in JBC budget analysis
19-3.3-108 (2) & (3)	Office of Colorado's Child Protection Ombudsman Annual Report	House and Senate Health; Governor; GA	SB 16-013	Report used in JBC budget analysis
26-1-310	Colorado Traumatic Brain Injury Program Report to the General Assembly	House and Senate Health; JBC	SB 09-005	Report used in JBC budget analysis
26-2-809 (1)	Colorado Child Care Assistance Program (CCCAP) Report	House and Senate Health	HB 14-1317	Report used in JBC budget analysis
26-5-105.4 (8)	Title IV-E Waiver Report	House and Senate Health; JBC	SB 13-231	Report used in JBC budget analysis
26-5.5-104 (6)	Core Services Program Evaluation Annual Report	General Assembly; Governor	HB 93-1015	Report used in JBC budget analysis

JBC Staff Recommended Changes

CRS Cite	Report Name	Report Recipient	Recent Enactment	JBC Analysis
26-6.7-105 (2)	Infant and Toddler Quality and Availability Grant Report	House and Senate Health	HB 13-1291	Report used in JBC budget analysis
26-12-108 (1)(c)	State and Veterans Nursing Homes Division: Annual Report	General Assembly	SB 14-096	Report used in JBC budget analysis
26-12-108 (4)(b)	Expansion of Fort Logan National Cemetery Report	House and Senate State Affairs; CDC; JBC	HB 16-1456	Report used in JBC budget analysis
27-10.5-710 (1)	Annual Report of Early Intervention Services	House and Senate Education; House and Senate Health; JBC	HB 08-1366	Report used in JBC budget analysis
27-80-107.5 (5)c)	Regional Managed Service Organizations Substance Abuse Disorder Services Reports	House and Senate Health & Human Services; JBC	SB 16-202	Report used in JBC budget analysis
Judicial				
13-3-115 (6)	Adult Diversion Annual Legislative Report	JBC	HB 13-1156	Report used in JBC budget analysis
Labor & Employment				
8-72-101 (3)(b)	Unemployment Insurance Trust Fund Summary Report	House and Senate Business Affairs; JBC; GA	HB 11-1288	Report used in JBC budget analysis
Law				
24-31-104.5 (3)	Colorado Department of Law Insurance Fraud Unit Report	House and Senate Business Affairs; JBC	SB 12-110	Report used in JBC budget analysis
25.5-4-310	Medicaid False Claims and Medicaid Provider Fraud Report	House and Senate Health; JBC	SB 12-160	Report used in JBC budget analysis
Legislative				
2-3-115 (2)	School Capital Construction Report	House and Senate Education; JBC; Audit		Report used in JBC budget analysis
22-55-104 (3)	Report on the State Education Fund	House and Senate Education; JBC		Report used in JBC budget analysis
Local Affairs				
24-46.3-103 (3)(a) & (b)	Colorado Talent Pipeline Report	House and Senate Business Affairs		Report used in JBC budget analysis
Military & Veterans Affairs				
28-5-703 (3)	Annual Report of the Colorado Board of Veterans Affairs	House and Senate State Affairs	HB 02-1413	Report used in JBC budget analysis
Natural Resources				
24-30-1303 (3)(b)(II)	Annual Report of Capital Construction Projects for the Division of Wildlife	CDC; JBC	SB 01-171	Report used in JBC budget analysis
24-33-111 (3)(a)	Species Conservation Trust Fund : ... Annual Report to the Colorado General Assembly	General Assembly	HB 12-1317	Report used in JBC budget analysis
33-1-105.5 (9)	Division of Parks and Wildlife Annual Report: Real Estate	House and Senate Agriculture; CDC	HB 95-1286	Report used in JBC budget analysis
33-1-112 (7)(a) (III)	Wildlife for Future Generations Trust Fund: Annual Report	House and Senate Agriculture	HB 15 -1243	Report used in JBC budget analysis
33-1-112 (8)(b)	Habitat Partnership Program Annual Report	House and Senate Agriculture	SB 09-024	Report used in JBC budget analysis
33-3-111 (1)	Game Damage Prevention Report	House and Senate Agriculture	SB 09-024	Report used in JBC budget analysis
33-10-111 (6)(c)	The Parks for Future Generations Trust Fund Report	House and Senate Agriculture	HB 15-1243	Report used in JBC budget analysis
33-10.5-103 (5)	State Aquatic Nuisance Species Program Summary	House and Senate Agriculture	SB 08-226	Report used in JBC budget analysis
33-60-106	Great Outdoors Colorado: Investment Plans	House and Senate Agriculture	HB 03-1344	Report used in JBC budget analysis
36-1-102 (8)	Transaction Report	House and Senate Agriculture; House and Senate Education; JBC	SB 11-029	Report used in JBC budget analysis

JBC Staff Recommended Changes

CRS Cite	Report Name	Report Recipient	Recent Enactment	JBC Analysis
36-1-153.5	Income and Inventory Report	House and Senate Agriculture; House and Senate Education; JBC	SB 11-029	Report used in JBC budget analysis
37-60-121 (2.5)(d)	Annual Report on Any Litigation that Involves Use of Moneys from the Litigation Fund	House and Senate Agriculture	HB 02-1352	Report used in JBC budget analysis
37-60-122 (1)(b)	Construction Fund and Severance Tax Trust Fund perpetual base account : small project loan report	General Assembly	SB 13-181	Report used in JBC budget analysis
37-75-105 (4)	Interbasin Compact Committee Annual Report and Water Supply Reserve Account Annual Report	House and Senate Agriculture	SB 12S-002	Report used in JBC budget analysis
37-87-114.4	State Engineer's annual report on dam safety for ...	General Assembly	SB 14-026	Report used in JBC budget analysis
37-95-116 (1)	Colorado Water Resources and Power Development Authority: Annual Report	House and Senate Agriculture; Governor	SB 03-236	Report used in JBC budget analysis
Public Safety				
17-22.5-404 (6)(e)(I)	Analysis of Colorado State Board of Parole Decisions: FY	General Assembly		Report used in JBC budget analysis
24-33.5-503 (1)(m)	Colorado Division of Criminal Justice Correctional Population Forecasts	Legislative Council Staff		Report used in JBC budget analysis
Revenue				
12-43.4-104 (6)	Annual Retail Marijuana Report	JBC; House and Senate Finance	HB 13-1317	Report used in JBC budget analysis
24-35-204 (3)(k)	Colorado Lottery Financial Statements and Supplementary Information Including Statement of Lottery Revenues, Prize Disbursements, and Other Expenses	Speaker and President; House and Senate Minority Leaders; Governor	SB 82-119	Report used in JBC budget analysis
24-35-211 (2)	Colorado Lottery Annual Report	JBC; Audit; Governor	SB 04-204	Report used in JBC budget analysis
26-2-104 (2)(f)	Report on Electronic Benefits Transfers	House and Senate Health	HB 15-1255	Report used in JBC budget analysis
Treasury				
23-5-139 (d)(I)	Colorado Treasurer's Annual Report: State Institutions of Higher Education	CDC		Report used in JBC budget analysis
24-75-1104.5 (1.3)(c)	Tobacco MSA Moneys Received and Allocated in FY...	JBC		Report used in JBC budget analysis
Miscellaneous				
24-75-1303	Report of Grants Made to Each State Agency from Nongovernmental Entities	JBC		Report used in JBC budget analysis
39-22-2108 (1)	Colorado State LIHTC Allocation Report	General Assembly		Report used in JBC budget analysis
31-31-811 (2)(a)	FPPA Comprehensive Annual Financial Report ...	JBC; Audit		Report used in JBC budget analysis
24-51-204 (7)(a)	PERA annual actuarial valuation report	JBC; Audit		Report used in JBC budget analysis
24-51-220	Colorado PERA Senate Bill 10-001 Report	General Assembly		Report used in JBC budget analysis

The JBC Staff Analysis of Statutory Committee Repeals Report below displays all of the reports under review by the SRC.

JBC Staff Analysis of SRC Report Reveals

CRS Cite**	Report Name	Report Recipient	Recent Enactment	JBC Analysis
	Education			
22-2-106 (1)(b.5)	Evaluation of job performance of commissioner of ed	House and Senate Education		Staff has no opinion on this report
22-2-109 (7)(b)	Quality and Effectiveness of Principal Preparation Programs	House and Senate Education; Governor	HB 06-1001	Staff has no opinion on this report
22-2-110 (5)	Commissioner of Education Annual Performance Evaluation by the State Board of Education	House and Senate Education	SB 07-020	Staff has no opinion on this report
22-2-133 (3)	Concerning Literacy Challenges that Include Dyslexia Annual Report	House and Senate Education	HB 08-1223	Staff has no opinion on this report
22-7-707 (3)	Teacher Development Grant Program	House and Senate Education; Governor	HB 00-1173	Staff has no opinion on this report
22-7-1019 (1) & (5)	Preschool to postsecondary and workforce readiness	House and Senate Education		Staff has no opinion on this report
22-7-1213 (3)(b)	Annual Report on the Implementation of the Colorado READ Act	House and Senate Education; Speaker and President; Governor	HB 12-1238	Staff has no opinion on this report
22-10-105 (2)(b)	Adult Education and Literacy Grant Program Evaluation Report	House and Senate Education; House and Senate Business; Governor; JBC	HB 14-1085	Staff has no opinion on this report
22-13-105 (4)	School Turnaround Leader Grants Report	House and Senate Education; Governor	SB 14-124	Staff has no opinion on this report
22-28-112	Colorado Preschool Program - Legislative Report	House and Senate Education	HB 06-1375	Staff has no opinion on this report
22-30.5-113 (1)	State of Charter Schools Triennial Report	House and Senate Education; Governor	HB 04-1141	Staff has no opinion on this report
22-30.5-409 (2)	Annual Report on Issuance of Qualified Charter School Bonds	House and Senate Education; JBC; CDC; Audit	HB 02-1349	Staff has no opinion on this report
22-30.5-513 (10)(b)	Charter School Institute Board Annual Report	House and Senate Education	SB 09-089	Staff has no opinion on this report
22-30.7-103 (3)(h) & (3)(h.5)	Summary Report of the Operations and Activities of Online Programs in Colorado	House and Senate Education; State Board of Education	HB 11-1277	Staff has no opinion on this report
22-32.5-111 (1)	Colorado Innovation Schools Act Annual Report	House and Senate Education; Governor	SB 08-130	Staff has no opinion on this report
22-33-205 (4)	Expelled and At-Risk Student Services	House and Senate Education	HB 05-1311	Staff has no opinion on this report
22-41-107	Public School Investment Fund Report	House and Senate Education; House and Senate Finance; JBC; OSPB	SB 16-035	Report used in JBC budget analysis
22-43.7-111 (1)	Building Excellent Schools Today (BEST) Annual Legislative Report	House and Senate Education; House and Senate Finance; CDC	SB 13-214	Staff has no opinion on this report

JBC Staff Analysis of SRC Report Repeals

CRS Cite**	Report Name	Report Recipient	Recent Enactment	JBC Analysis
22-54-124 (3)(b)	Certification of pupil enrollment in charter schools FY...	House and Senate Education; JBC	HB 04-1362	Report used in JBC budget analysis
22-60.5-116.5	Survey of superintendents	House and Senate Education		Staff has no opinion on this report
22-69-106 (1)	Alternative Compensation for Teachers Grant	House and Senate Education; Governor	HB 08-1388	Staff has no opinion on this report
22-80-103 (7)	Colorado School for the Deaf and Blind Board of Trustees Annual Report: FY ...	House and Senate Education	SB 09-163	Staff has no opinion on this report
22-91-105 (2) & (3)	Legislative Report Colorado School Counselor Corps Grant Program	House and Senate Education	HB 08-1370	Staff has no opinion on this report
22-93-103 (4)	Bullying in Schools	House and Senate Education	HB 11-1254	Staff has no opinion on this report
22-94-103 (4)	Quality Teacher Recruitment Grant Program Report	House and Senate Education; Governor; State Board of Education	SB 13-260	Staff has no opinion on this report
Governor				
24-37.5-106 (1)(a) & (m)	Statewide Information Technology Plan	Speaker and President; Governor; JTC	HB 13-1079	Report used in JBC budget analysis
24-37.5-801	Information Technology Asset Inventory Report	JBC; JTC	SB 14-169	Report used in JBC budget analysis
24-38.5-102 (1)(l)	Home energy efficiency improvements	GA		Staff has no opinion on this report
24-38.5-102 (1)(p)	Colorado Energy Office Annual Report	House and Senate Agriculture	HB 08-1025	Report used in JBC budget analysis
24-46-206	Report on Venture Capital Authority Implementation	Auditor	SB 04-106	Staff has no opinion on this report
24-46-308 (5)	Colorado Regional Tourism Act Annual Report	House and Senate Business Affairs; House and Senate Finance	SB 12-166	Staff has no opinion on this report
24-48.5-102 (1)(b)(II)	Small Business Navigator Report	House and Senate Business Affairs	HB 11-1209	Staff has no opinion on this report
39-30-103 (4)(b.7)	Colorado Enterprise Zone Annual Report	General Assembly	SB 12-166	Staff has no opinion on this report
40-8.7-112 (3)(f)	Improving Home Energy Efficiency in Low Income Households Annual Report	General Assembly	HB 12-1315	Staff has no opinion on this report
Higher Education				
23-1-105.5 (2)	Tuition and Fees Report: FY...	House and Senate Education	HB 11-1301	Report used in JBC budget analysis
23-1-106 (11)(a)(b)	Annual Report of Small Projects Funded by Department of Higher Education	CDC	SB 09-290	Report used in JBC budget analysis

JBC Staff Analysis of SRC Report Reveals

CRS Cite**	Report Name	Report Recipient	Recent Enactment	JBC Analysis
23-1-106 (7)(a)	Capital Construction Annual Priority List and 5 Year Plan	JBC; OSPB	SB 16-204	Report used in JBC budget analysis
23-1-108 (1)(g)	CCHE Progress toward reorganizing the structure of public higher education	House and Senate Education	SB 11-052	Staff has no opinion on this report
23-1-108 (1.9)(b)	Recommendations for Portion of Performance Funding to be Appropriated to Each Governing Board Based on Demonstrated Performance	JBC	SB 11-052	Report used in JBC budget analysis
23-1-113 (9)	Post-secondary Progress and Success of High School Graduates Legislative Report	House and Senate Education	HB 12-1155	Report used in JBC budget analysis
23-1-113.3 (4)(a)	Legislative Report on Remedial Education		HB 12-1155 SB 08-018	Report used in JBC budget analysis
23-1-121 (6)	Report on Program Results of Educator Preparation	House and Senate Education	SB 05-213	Report used in JBC budget analysis
23-3.1-206.9 (4)	Colorado CollegeInvest Scholarship Program Fiscal Report	House and Senate Education	HB 08-1201	Staff has no opinion on this report
23-5-129 (5)(a)	Status of Performance Contracts	House and Senate Education; JBC	SB 04-189	Report used in JBC budget analysis
23-5-129 (5)(b)	Data Collected to Measure Progress Toward Goals in Performance Contracts	House and Senate Education	SB 04-189	Report used in JBC budget analysis
23-8-104	Annual Career Technical Act Report	House and Senate Education; JBC	HB 08-1079	Report used in JBC budget analysis
23-18-202 (2)(c) & (d)	Operational Funding Increases and Reductions to Colleges and Universities	General Assembly; Governor; JBC	SB 04-189	Report used in JBC budget analysis
23-20-119 (2)	Colorado Consolidated Endowment Fund : annual report	General Assembly	HB 76-1137	Staff has no opinion on this report
23-21-521	University of Colorado Hospital Annual Report	JBC; Governor	SB 91-225	Staff has no opinion on this report
23-30-123 (3)	Colorado State University report on investment of assets of CSU system	JBC; Auditor; Treasurer	HB 08-1002	Report used in JBC budget analysis
23-40-106 (4)	University of Northern Colorado Education Innovation Institute Annual Report	House and Senate Education	SB 09-032	Staff has no opinion on this report
23-60-306 (3)(m)	State Board for Community Colleges and Occupational Education Report on Cost-Effectiveness	JBC; Audit	HB 96-1167	Staff has no opinion on this report
24-77-103 (7)	Higher Education Enterprises	Speaker and President; JBC	SB 93-074	Staff has no opinion on this report
26-6.5-106	School-readiness quality improvement program	House and Senate Education; GA		Report used in JBC budget analysis

JBC Staff Analysis of SRC Report Repeals

CRS Cite**	Report Name	Report Recipient	Recent Enactment	JBC Analysis
Human Services				
14-10-115 (16)(a)	Child Support Commission Report: State of Colorado	General Assembly; Governor	HB 13-1209	Staff has no opinion on this report
18-18-309 (4)	Controlled Substance Diversion Prevention and Control Report	Speaker and President; Governor	HB 92-1015	Staff has no opinion on this report
19-2-411.5 (5)	Recidivism Evaluation of Committed Youth Discharged in Fiscal Year ____	General Assembly	SB 12-099	Report used in JBC budget analysis
19-3-214 (2)	Out-of-Home Placements - TRAILS System Report	JBC	SB 97-218	Report used in JBC budget analysis
19-3-304.5 (6)	Abandoned Infant Report	General Assembly	SB 00-171	Report used in JBC budget analysis
19-3.3-108 (2) & (3)	Office of Colorado's Child Protection Ombudsman Annual Report	House and Senate Health; Governor; GA	SB 16-013	Report used in JBC budget analysis
26-1-132 (4)	Rate-setting process consistent with Medicaid requirements for residential treatment service providers	General Assembly	SB 16-201	Staff has no opinion on this report
26-1-310	Colorado Traumatic Brain Injury Program Report to the General Assembly	House and Senate Health; JBC	SB 09-005	Report used in JBC budget analysis
26-2-104 (2)(f)	Report on Electronic Benefits Transfers	House and Senate Health	HB 15-1255	Staff has no opinion on this report
26-2-809 (1)	Colorado Child Care Assistance Program (CCCAP) Report	House and Senate Health	HB 14-1317	Report used in JBC budget analysis
26-5-105.4 (8)	Title IV-E Waiver Report	House and Senate Health; JBC	SB 13-231	Report used in JBC budget analysis
26-5.5-104 (6)	Core Services Program Evaluation Annual Report	General Assembly; Governor	HB 93-1015	Report used in JBC budget analysis
26-6-116 (2)	Child Care Resource and Referral System Report	House and Senate Health	HB 07-1367	Staff has no opinion on this report
26-6.7-105 (2)	Infant and Toddler Quality and Availability Grant Report	House and Senate Health	HB 13-1291	Report used in JBC budget analysis
26-12-108 (1)(c)	State and Veterans Nursing Homes Division: Annual Report	General Assembly	SB 14-096	Report used in JBC budget analysis
26-12-108 (4)(b)	Expansion of Fort Logan National Cemetery Report	House and Senate State Affairs; CDC; JBC	HB 16-1456	Report used in JBC budget analysis
27-10.5-710 (1)	Annual Report of Early Intervention Services	House and Senate Education; House and Senate Health; JBC	HB 08-1366	Report used in JBC budget analysis
27-80-107.5 (5)c)	Regional Managed Service Organizations Substance Abuse Disorder Services Reports	House and Senate Health & Human Services; JBC	SB 16-202	Report used in JBC budget analysis

JBC Staff Analysis of SRC Report Repeals

CRS Cite**	Report Name	Report Recipient	Recent Enactment	JBC Analysis
27-80-110	Report on the Costs and Effectiveness of Substance Abuse Disorder Programs in the State of Colorado (C.R.S. 27-80-110) and Annual Accounting of Forfeited Property Dollars (C.R.S. 16-13-701)	House and Senate Health	SB 10-175	Staff has no opinion on this report
Judicial				
13-1-137	Report on Juvenile Proceedings	House and Senate Judiciary	HB 14-1032	Staff has no opinion on this report
13-3-115 (6)	Adult Diversion Annual Legislative Report	JBC	HB 13-1156	Report used in JBC budget analysis
13-91-105 (1)(h) & (1)(i)	Annual Report of the Office of the Child's Representative	General Assembly	HB 00-1371	Staff has no opinion on this report
13-92-104 (1)(e)	Respondent Parents' Counsel Report	General Assembly	SB 14-203	Staff has no opinion on this report
16-4-106 (6)	Pretrial Service Program Requirements Report	House and Senate Judiciary	HB 13-1236	Staff has no opinion on this report
18-1.3-1011 (1)	Lifetime Supervision of Sex Offenders Annual Report	House and Senate Judiciary; JBC	HB 02-1046	Staff has no opinion on this report
18-3-414.5 (4)	Sexually Violent Predators Annual Report	House and Senate Judiciary	HB 07-1172	Staff has no opinion on this report
19-2-907 (5)(a)	Out of Home Placement Deviations Report	House and Senate Health; Chief Justice	HB 12-1310	Staff has no opinion on this report
Labor & Employment				
8-72-101 (3)(b)	Unemployment Insurance Trust Fund Summary Report	House and Senate Business Affairs; JBC; GA	HB 11-1288	Report used in JBC budget analysis
24-46.3-205	Annual Hospitality Career Grant Program Report	House and Senate Business Affairs	SB 14-015	Staff has no opinion on this report
Law				
21-1-104 (4)	Juvenile Report as Required by HB 14-1032	House and Senate Judiciary	HB 14-1032	Staff has no opinion on this report
24-31-104.5 (3)	Colorado Department of Law Insurance Fraud Unit Report	House and Senate Business Affairs; JBC	SB 12-110	Report used in JBC budget analysis
25.5-4-310	Medicaid False Claims and Medicaid Provider Fraud Report	House and Senate Health; JBC	SB 12-160	Report used in JBC budget analysis
Legislative				
2-3-113 (5)	Executive Summary on Performance Audits of Tobacco Settlement Programs	House and Senate Health; JBC; Audit		Staff has no opinion on this report
2-3-115 (2)	School Capital Construction Report	House and Senate Education; JBC; Audit		Report used in JBC budget analysis
2-3-604	Annual report : Colorado Commission on Uniform State Laws	General Assembly		Staff has no opinion on this report

JBC Staff Analysis of SRC Report Reveals

CRS Cite**	Report Name	Report Recipient	Recent Enactment	JBC Analysis
2-3-902 (1)(e)	Statutory Revision Committee Report	General Assembly		Staff has no opinion on this report
2-3-1503 (1)(a)	Legislative Emergency Epidemic Response Committee Report	Speaker and President; Governor		Staff has no opinion on this report
8-45-121 (2)	Colorado Division of Insurance report of financial examination of Colorado Compensation Insurance Authority dba Pinnacol Assurance	General Assembly; Governor		Staff has no opinion on this report
22-55-104 (3)	Report on the State Education Fund	House and Senate Education; JBC		Report used in JBC budget analysis
24-35-218 (1)(b)(II)	Colorado Lottery, Department of Revenue : performance audit	General Assembly		Staff has no opinion on this report
24-49.7-108	Colorado Tourism Office	General Assembly; Governor		Staff has no opinion on this report
24-54-114	Colorado County Officials and Employees Retirement Association Performance Audit	Speaker and President; Audit		Staff has no opinion on this report
42-4-316 (2)	Automobile Inspection and Readjustment Program Performance Audit	Audit		Staff has no opinion on this report
Local Affairs				
24-46.3-103 (3)(a) & (b)	Colorado Talent Pipeline Report	House and Senate Business Affairs		Report used in JBC budget analysis
Military & Veterans Affairs				
28-5-703 (3)	Annual Report of the Colorado Board of Veterans Affairs	House and Senate State Affairs	HB 02-1413	Report used in JBC budget analysis
Natural Resources				
24-30-1303 (3)(b)(II)	Annual Report of Capital Construction Projects for the Division of Wildlife	CDC; JBC	SB 01-171	Report used in JBC budget analysis
24-33-111 (3)(a)	Species Conservation Trust Fund : ... Annual Report to the Colorado General Assembly	General Assembly	HB 12-1317	Report used in JBC budget analysis
33-1-105.5 (9)	Division of Parks and Wildlife Annual Report: Real Estate	House and Senate Agriculture; CDC	HB 95-1286	Report used in JBC budget analysis
33-1-112 (7)(a) (III)	Wildlife for Future Generations Trust Fund: Annual Report	House and Senate Agriculture	HB 15 -1243	Report used in JBC budget analysis
33-1-112 (8)(b)	Habitat Partnership Program Annual Report	House and Senate Agriculture	SB 09-024	Report used in JBC budget analysis
33-3-111 (1)	Game Damage Prevention Report	House and Senate Agriculture	SB 09-024	Report used in JBC budget analysis
33-10-111 (6)(c)	The Parks for Future Generations Trust Fund Report	House and Senate Agriculture	HB 15-1243	Report used in JBC budget analysis
33-10.5-103 (5)	State Aquatic Nuisance Species Program Summary	House and Senate Agriculture	SB 08-226	Report used in JBC budget analysis

JBC Staff Analysis of SRC Report Reveals

CRS Cite**	Report Name	Report Recipient	Recent Enactment	JBC Analysis
33-60-106	Great Outdoors Colorado: Investment Plans	House and Senate Agriculture	HB 03-1344	Report used in JBC budget analysis
36-1-102 (8)	Transaction Report	House and Senate Agriculture; House and Senate Education; JBC	SB 11-029	Report used in JBC budget analysis
36-1-153.5	Income and Inventory Report	House and Senate Agriculture; House and Senate Education; JBC	SB 11-029	Report used in JBC budget analysis
37-60-121 (2.5)(d)	Annual Report on Any Litigation that Involves Use of Moneys from the Litigation Fund	House and Senate Agriculture	HB 02-1352	Report used in JBC budget analysis
37-60-122 (1)(b)	Construction Fund and Severance Tax Trust Fund perpetual base account : small project loan report	General Assembly	SB 13-181	Report used in JBC budget analysis
37-75-105 (4)	Interbasin Compact Committee Annual Report and Water Supply Reserve Account Annual Report	House and Senate Agriculture	SB 12S-002	Report used in JBC budget analysis
37-87-114.4	State Engineer's annual report on dam safety for ...	General Assembly	SB 14-026	Report used in JBC budget analysis
37-95-116 (1)	Colorado Water Resources and Power Development Authority: Annual Report	House and Senate Agriculture; Governor	SB 03-236	Report used in JBC budget analysis
Public Safety				
17-22.5-404 (6)(e)(I)	Analysis of Colorado State Board of Parole Decisions: FY	General Assembly		Report used in JBC budget analysis
24-33.5-503 (1)(m)	Colorado Division of Criminal Justice Correctional Population Forecasts	Legislative Council Staff		Report used in JBC budget analysis
24-33.5-1227 (2)(a) & (b)	Provisional Wildfire Preparedness Plan	General Assembly; Governor		Staff has no opinion on this report
Revenue				
12-43.4-104 (6)	Annual Retail Marijuana Report	JBC; House and Senate Finance	HB 13-1317	Report used in JBC budget analysis
12-47-601 (8)	Report of Liquor Enforcement Actions	House Chief Clerk; Senate Secretary	HB 97-1076	Staff has no opinion on this report
24-35-204 (3)(k)	Colorado Lottery Financial Statements and Supplementary Information Including Statement of Lottery Revenues, Prize Disbursements, and Other Expenses	Speaker and President; House and Senate Minority Leaders; Governor	SB 82-119	Report used in JBC budget analysis
24-35-211 (2)	Colorado Lottery Annual Report	JBC; Audit; Governor	SB 04-204	Report used in JBC budget analysis
26-2-104 (2)(f)	Report on Electronic Benefits Transfers	House and Senate Health	HB 15-1255	Report used in JBC budget analysis
39-22-522.5 (12) & (13)	Conservation Easement Department of Revenue Quarterly Report	House and Senate Finance; JBC	SB 14-117	Staff has no opinion on this report
42-1-229	Annual Report (Exception Process)	TLRC	SB 14-087	Staff has no opinion on this report

JBC Staff Analysis of SRC Report Reveals

CRS Cite**	Report Name	Report Recipient	Recent Enactment	JBC Analysis
42-3-302 (2)	Annual Report on Special License Plate Fees	General Assembly	HB 09-1133	Staff has no opinion on this report
42-4-305 (11)	Quality and Assurance and Enforcement Issues Report	House and Senate Transportation; TLRC	HB 02-1341	Staff has no opinion on this report
State				
4-9-527	Annual Report: Operation of the Filing Office	General Assembly; Governor	SB 01-240	Staff has no opinion on this report
24-6-305 (4)	Lobbyist Violations Report	Speaker and President	SB 01-21	Staff has no opinion on this report
Transportation				
42-4-1306 (4)	Interagency Task Force on Drunk Driving Annual Legislative Report	House and Senate Judiciary	HB 14-1321	Staff has no opinion on this report
42-4-1612 (1)	Annual Report of Fatal Accidents in State Highway Work Areas	House and Senate Transportation	HB 10-1014	Staff has no opinion on this report
43-1-123 (4)	Report on Statewide Transportation Plan	House and Senate Transportation	SB 16-122	Staff has no opinion on this report
43-4-404	Law Enforcement Assistance Fund (LEAF): Annual Report	TLRC	HB 02-1341	Staff has no opinion on this report
43-4-713	Transportation Revenue Anticipation Notes (TRANS) Annual Report	House and Senate Transportation; JBC; Audit	HB 99-1325	Staff has no opinion on this report
43-4-805 (6)	Colorado Bridge Enterprise Annual Report	House and Senate Transportation	SB 09-108	Staff has no opinion on this report
43-4-806 (10)	Colorado High Performance Transportation Enterprise Report	House and Senate Transportation	SB 14-197	Staff has no opinion on this report
43-4-813	Transportation Deficit Report	House and Senate Transportation	SB 09-108	Staff has no opinion on this report
43-10-109 (4)	Discretionary Aviation Grant Fund Program Annual Report	JBC	SB 03-049	Staff has no opinion on this report
Treasury				
23-5-139 (d)(I)	Colorado Treasurer's Annual Report: State Institutions of Higher Education	CDC		Report used in JBC budget analysis
24-75-1104.5 (1.3)(c)	Tobacco MSA Moneys Received and Allocated in FY...	JBC		Report used in JBC budget analysis
Miscellaneous				
24-4-103 (3)(a.5)	Agency Rule-making Reports per 24-4-103 (3)(a.5)	General Assembly		Staff has no opinion on this report
24-33.5-704 (9)	Report on State Emergency Operations Plan in the Event of Epidemic Emergency	House and Senate Health		Staff has no opinion on this report

JBC Staff Analysis of SRC Report Reveals

CRS Cite**	Report Name	Report Recipient	Recent Enactment	JBC Analysis
24-75-1303	Report of Grants Made to Each State Agency from Nongovernmental Entities	JBC		Report used in JBC budget analysis
29-4-729	Colorado Housing and Finance Authority Financial Statements and Community Report	House and Senate Health; Governor		Staff has no opinion on this report
39-22-2108 (1)	Colorado State LIHTC Allocation Report	General Assembly		Report used in JBC budget analysis
32-20-105 (3)(g)	Colorado New Energy Improvement District (NEID) Report	House and Senate State Affairs		Staff has no opinion on this report
18-12-206 (4)	Concealed Handgun Permits Issued by Colorado Sheriffs	General Assembly		Staff has no opinion on this report
40-8.7-110	Annual Report by Energy Outreach Colorado: Low-Income Energy Assistance Act	General Assembly; Audit		Staff has no opinion on this report
31-31-811 (2)(a)	FPPA Comprehensive Annual Financial Report ...	JBC; Audit		Report used in JBC budget analysis
10-22-106 (1)(e)	Colorado Health Benefit Exchange Annual Report	General Assembly, House and Senate Health, Governor		Staff has no opinion on this report
24-60-3602 (12)(q)	[Unofficial] Medical Licensure Compact Interstate Commission Report	General Assembly		Staff has no opinion on this report
24-51-204 (7)(a)	PERA annual actuarial valuation report	JBC; Audit		Report used in JBC budget analysis
24-51-220	Colorado PERA Senate Bill 10-001 Report	General Assembly		Report used in JBC budget analysis
24-54.8-105 (2)	Annual Report of Sudan Divestment by Public Pension Plans	General Assembly; Attorney General		Staff has no opinion on this report
8-45-122 (1)	Pinnacol Assurance Annual Report	House and Senate Business; House and Senate Health; Governor		Staff has no opinion on this report