

Second Regular Session
Seventieth General Assembly
STATE OF COLORADO

REVISED

*This Version Includes All Amendments Adopted
on Second Reading in the Second House*

LLS NO. 16-1089.01 Sharon Eubanks x4336

SENATE BILL 16-156

SENATE SPONSORSHIP

Scheffel and Guzman, Cadman

HOUSE SPONSORSHIP

Duran and DelGrosso, Hullinghorst

Senate Committees

State, Veterans, & Military Affairs

House Committees

State, Veterans, & Military Affairs
Legislative Council

A BILL FOR AN ACT

101 CONCERNING CERTAIN LEGISLATIVE OVERSIGHT COMMITTEES, AND,
102 IN CONNECTION THEREWITH, MODIFYING THE MANNER IN
103 WHICH MEMBERS ARE APPOINTED TO THE COMMITTEES,
104 ALLOWING TEMPORARY APPOINTMENTS TO THE COMMITTEES,
105 AND SPECIFYING THAT THE CHAIR AND VICE-CHAIR OF THE
106 EXECUTIVE COMMITTEE OF THE LEGISLATIVE COUNCIL ALSO
107 SERVE AS CHAIR AND VICE-CHAIR OF THE LEGISLATIVE
108 COUNCIL.

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

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

HOUSE
2nd Reading Unamended
May 2, 2016

SENATE
3rd Reading Unamended
April 15, 2016

SENATE
Amended 2nd Reading
April 14, 2016

[http://www.leg.state.co.us/bills/summaries.](http://www.leg.state.co.us/bills/summaries/))

Executive Committee of the Legislative Council. The manner in which members are appointed to the legislative audit committee, the committee on legal services, and the legislative council is modified to:

! Provide for certain appointments to be made by the minority leaders of the house of representatives and the senate; and

! Eliminate the requirement that appointments to these committees be approved by a majority of the members of the house of representatives or the senate, as appropriate.

Currently, the legislative council annually elects a chair and vice-chair from its membership. The bill specifies that the chair and vice-chair of the executive committee now also serve as the chair and vice-chair of the legislative council.

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

2 **SECTION 1.** In Colorado Revised Statutes, 2-3-101, **amend (1)**

3 as follows:

4 **2-3-101. Legislative audit committee - membership - meetings**
5 **- powers and duties.** (1) There is hereby created a legislative audit
6 committee, hereinafter referred to IN THIS PART 1 as the "committee". The
7 membership of the committee shall consist CONSISTS of four senators, two
8 from each major political party, to be appointed by the president AND THE
9 MINORITY LEADER of the senate, RESPECTIVELY, with the approval of a
10 majority of the members elected to the senate and four representatives,
11 two from each major political party, to be appointed by the speaker AND
12 THE MINORITY LEADER of the house of representatives, RESPECTIVELY,
13 with the approval of a majority of the members elected to the house of
14 representatives. Appointments to the committee shall be made no later
15 than sixty days after the convening of the first regular session of the
16 general assembly held in each odd-numbered year. AN APPOINTING
17 AUTHORITY MAY MAKE AN APPOINTMENT TO TEMPORARILY REPLACE A

1 CURRENT MEMBER OF THE COMMITTEE APPOINTED BY THAT APPOINTING
2 AUTHORITY; EXCEPT THAT, A TEMPORARY APPOINTMENT DOES NOT
3 REQUIRE APPROVAL OF A MAJORITY OF THE MEMBERS ELECTED TO THE
4 APPLICABLE BODY. Membership on the committee shall terminate
5 TERMINATES with the appointment of a member's successor or upon the
6 termination of a member's term of office in the general assembly,
7 whichever occurs first, and any member may be appointed to succeed
8 himself OR HERSELF on the committee. Vacancies in the committee's
9 membership shall be filled in the same manner as original appointments;
10 except that the approval of the members elected to the general assembly
11 is not necessary if any such appointment is made when the general
12 assembly is not in session.

13 SECTION 2. In Colorado Revised Statutes, 2-3-301, amend (1)
14 and (2) as follows:

15 2-3-301. Legislative council created - executive committee
16 created. (1) There is hereby created a legislative council, referred to in
17 this part 3 as the "council", which shall consist CONSISTS of an executive
18 committee, six senators to be WITH MAJORITY PARTY MEMBERS appointed
19 by the president of the senate AND MINORITY PARTY MEMBERS APPOINTED
20 BY THE MINORITY LEADER OF THE SENATE, with the approval of a majority
21 vote of the members elected to the senate, and six representatives to be
22 WITH MAJORITY PARTY MEMBERS appointed by the speaker of the house
23 of representatives AND MINORITY PARTY MEMBERS APPOINTED BY THE
24 MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES, with the approval
25 of a majority vote of the members elected to the house of representatives.
26 Except as otherwise provided in subsection (1.5) of this section, the
27 executive committee shall be comprised CONSISTS of the president of the

1 senate, the majority leader of the senate, the minority leader of the senate,
2 the speaker of the house of representatives, the majority leader of the
3 house of representatives, and the minority leader of the house of
4 representatives, all of whom shall be ARE ex officio members of the
5 council. The speaker of the house of representatives and the president of
6 the senate shall alternately serve as the chairman CHAIR and
7 vice-chairman VICE-CHAIR of the executive committee and shall serve for
8 one-year terms. All ex officio members of the council shall have and MAY
9 exercise all the powers, privileges, and duties of other members.

10 (2) Appointments or reappointments of all members of the council
11 shall be made no later than ten days after the convening of the first
12 regular session of each general assembly. AN APPOINTING AUTHORITY
13 MAY MAKE AN APPOINTMENT TO TEMPORARILY REPLACE A CURRENT
14 MEMBER OF THE COMMITTEE APPOINTED BY THAT APPOINTING AUTHORITY;
15 EXCEPT THAT, A TEMPORARY APPOINTMENT DOES NOT REQUIRE APPROVAL
16 OF A MAJORITY OF THE MEMBERS ELECTED TO THE APPLICABLE BODY.
17 Membership on the council shall terminate TERMINATES with the
18 appointment of a member's successor or upon the termination of a
19 member's term of office in the general assembly, whichever first occurs.
20 A member may be appointed to succeed himself or herself.

21 **SECTION 3.** In Colorado Revised Statutes, 2-3-302, **amend** (1)
22 as follows:

23 **2-3-302. Organization - meetings.** (1) The council shall select
24 a chairman and vice-chairman from among its membership, who shall
25 serve for one-year terms CHAIR AND VICE-CHAIR OF THE EXECUTIVE
26 COMMITTEE SHALL SERVE AS THE CHAIR AND VICE-CHAIR OF THE COUNCIL;
27 and it THE COUNCIL shall prescribe its own rules of procedure, and may

1 appoint subcommittees from the membership of the general assembly and
2 other persons to assist in carrying out its functions.

3 SECTION 4. In Colorado Revised Statutes, 2-3-502, amend (3)
4 and (4) as follows:

5 2-3-502. Committee on legal services - membership - duties.

6 (3) The membership of the committee shall consist CONSISTS of ten
7 members of the general assembly. The ten legislative members of the
8 committee shall be ARE as follows: The respective chairmen CHAIRS of
9 the house and senate committees on judiciary or their respective
10 designees; four members from the house of representatives, two from
11 each major political party, one of whom shall be an attorney-at-law, if
12 there is an attorney-at-law in each party, appointed by the speaker AND
13 THE MINORITY LEADER of the house of representatives, RESPECTIVELY,
14 with the approval of a majority of the members elected to the house of
15 representatives; and four members from the senate, two from each major
16 political party, one of whom shall be an attorney-at-law, if there is an
17 attorney-at-law in each party, appointed by the president AND THE
18 MINORITY LEADER of the senate, RESPECTIVELY, with the approval of a
19 majority of the members elected to the senate.

20 (4) The eight appointive members of the committee shall be
21 appointed no later than ten days after the convening of the first regular
22 session of each general assembly. except that initial appointments after
23 June 13, 1985, shall be made within ten days after such date. AN
24 APPOINTING AUTHORITY MAY MAKE AN APPOINTMENT TO TEMPORARILY
25 REPLACE A CURRENT MEMBER OF THE COMMITTEE APPOINTED BY THAT
26 APPOINTING AUTHORITY. IN ADDITION, THE PRESIDENT OF THE SENATE
27 MAY MAKE AN APPOINTMENT TO TEMPORARILY REPLACE THE CHAIR OF

1 THE SENATE COMMITTEE ON JUDICIARY OR THE CHAIR'S RESPECTIVE
2 DESIGNEE CURRENTLY SERVING ON THE COMMITTEE AND THE SPEAKER OF
3 THE HOUSE OF THE REPRESENTATIVES MAY MAKE AN APPOINTMENT TO
4 TEMPORARILY REPLACE THE CHAIR OF THE HOUSE COMMITTEE ON
5 JUDICIARY OR THE CHAIR'S DESIGNEE CURRENTLY SERVING ON THE
6 COMMITTEE; EXCEPT THAT, A TEMPORARY APPOINTMENT MADE PURSUANT
7 TO THIS SUBSECTION (4) DOES NOT REQUIRE APPROVAL OF A MAJORITY OF
8 THE MEMBERS ELECTED TO THE APPLICABLE BODY. Membership on the
9 committee of each such appointive member shall terminate TERMINATES
10 upon the appointment of his OR HER successor or upon termination of A
11 MEMBER'S TERM OF office in the general assembly, whichever first occurs.
12 The membership of a judiciary committee chairman shall terminate CHAIR
13 TERMINATES upon the termination of his OR HER TERM OF office in the
14 designated position. Any member may be appointed to succeed himself
15 OR HERSELF on the committee. Vacancies in the committee's membership
16 shall be filled in the same manner as original appointments; except that
17 the approval of the members elected to the general assembly is not
18 necessary if any such appointment is made when the general assembly is
19 not in session.

20 **SECTION 5. Safety clause.** The general assembly hereby finds,
21 determines, and declares that this act is necessary for the immediate
22 preservation of the public peace, health, and safety.