



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

Final Fiscal Note

Drafting Number:	LLS 23-0592	Date:	May 26, 2023
Prime Sponsors:	Rep. Hartsook; Bottoms	Bill Status:	Postponed Indefinitely
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Bill Topic: STATE OF DISASTER EMERGENCY LENGTH

Summary of Fiscal Impact:

<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

The bill would have shifted the authority to extend a state of disaster emergency from the Governor to the General Assembly. It would have increased state expenditures in any fiscal year when a special legislative session was required.

Appropriation Summary: No appropriation was required.

Fiscal Note Status: The fiscal note reflects the introduced bill. This bill was postponed indefinitely by the House State, Civic, & Military Affairs Committee on February 2, 2023, therefore, the impacts identified in this analysis do not take effect.

Summary of Legislation

The bill prohibits the Governor from renewing a state of disaster emergency. Instead, the bill authorizes the General Assembly, upon written request of the Governor and adoption of a joint resolution, to extend the state of disaster emergency for up to 30 additional days, and to continue extending for 30-day periods, as needed. If the General Assembly is not in session, the Governor or General Assembly may call a special session to consider extending a state of disaster emergency.

Background

Under current law, the Governor is authorized to declare a state of disaster emergency by executive order or proclamation if he finds a disaster has occurred or that a threat of a disaster is imminent. A state of disaster emergency is limited to 30 days, but can be renewed by the Governor. The General Assembly may terminate a state of disaster emergency at any time by joint resolution, after which the Governor must issue an executive order or proclamation ending a state of disaster emergency.

State Expenditures

If the Governor or General Assembly convenes a special session to extend a disaster emergency, state General Fund expenditures will increase. Funds for special sessions are included annually in legislative appropriations, so no appropriation is required.

Effective Date

The bill takes effect upon signature of the Governor, or upon becoming law without his signature.

State and Local Government Contacts

Governor
Legislative Council Staff

Information Technology
Public Health and Environment