



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

Revised Fiscal Note

(replaces fiscal note dated February 13, 2024)

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| Drafting Number: | LLS 24-0832 | Date: | March 5, 2024 |
| Prime Sponsors: | Rep. Weissman; Soper Sen. Gardner; Gonzales | Bill Status: | Senate Legal Services |
| | | Fiscal Analyst: | Aaron Carpenter 303-866-4918 aaron.carpenter@coleg.gov |

Bill Topic: ANNUAL RULE REVIEW BILL

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| Summary of Fiscal Impact: | <input type="checkbox"/> State Revenue | <input type="checkbox"/> State Transfer | <input type="checkbox"/> Local Government |
| | <input checked="" type="checkbox"/> State Expenditure | <input type="checkbox"/> TABOR Refund | <input type="checkbox"/> Statutory Public Entity |

The bill postpones the expiration of all state department rules adopted or amended between November 1, 2022, and November 1, 2023, with exceptions. For FY 2024-25, state workload is minimally impacted.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: This revised fiscal note reflects the reengrossed bill, which is recommended by the Committee on Legal Services.

Summary of Legislation

The bill allows all state agency rules to continue that were adopted or amended on or after November 1, 2022, and before November 1, 2023, with these exceptions:

- the rules of the State Board of Education concerning the development, expansion, implementation, and management of the regional service areas;
- the rules of the Department of Health Care Policy and Financing (HCPF) concerning inpatient payment rates for opioid antagonist; and
- the rules of the Department of Revenue concerning the wildfire mitigation measures income tax subtraction and income tax credit.

These excepted rules will expire as scheduled in the State Administrative Procedure Act on May 15, 2024, on the grounds that the rules conflict with statute.

State Expenditures

In FY 2024-25, workload in the Department of Education, HCPF, and the Department of Revenue may increase to adopt new rules to replace the expiring rules. The extension of rules for all other state agencies and political subdivisions will result in a workload decrease, as these entities will not need to re-adopt rules. No change in appropriations 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

Education Revenue

The revenue and expenditure impacts in this fiscal note represent changes from current law under the bill for each fiscal year. For additional information about fiscal notes, please visit the [General Assembly website](#).