# Second Regular Session Sixty-eighth General Assembly STATE OF COLORADO

### REENGROSSED

This Version Includes All Amendments Adopted in the House of Introduction

LLS NO. 12-0374.01 Debbie Haskins x2045

**HOUSE BILL 12-1086** 

#### **HOUSE SPONSORSHIP**

Gardner B., Labuda, Levy, Murray, Waller

#### SENATE SPONSORSHIP

Morse, Brophy, Guzman, Roberts, Schwartz

## **House Committees**

#### **Senate Committees**

Legal Services

	A BILL FOR AN ACT
101	CONCERNING IMPLEMENTATION OF RECOMMENDATIONS OF THE
102	COMMITTEE ON LEGAL SERVICES IN CONNECTION WITH
103	LEGISLATIVE REVIEW OF RULES AND REGULATIONS OF STATE
104	AGENCIES.

## **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://www.leg.state.co.us/billsummaries.)

**Committee on Legal Services.** Based on the findings and recommendations of the committee on legal services, the bill extends all

HOUSE 3rd Reading Unam ended February 14, 2012

HOUSE Am ended 2nd Reading Febmary 13, 2012 state agency rules and regulations that were adopted or amended on or after November 1, 2010, and before November 1, 2011, with the exception of the rules and regulations specifically listed in the bill. Those specified rules and regulations will expire as scheduled in the "State Administrative Procedure Act" on May 15, 2012, on the grounds that the rules and regulations either conflict with statute or lack or exceed statutory authority.

1 Be it enacted by the General Assembly of the State of Colorado: 2 SECTION 1. Rules and regulations scheduled for expiration 3 May 15, 2012 - extension. (1) Except as indicated, the expiration of all 4 rules and regulations of agencies in the following principal departments, 5 which rules and regulations were adopted or amended on or after 6 November 1, 2010, and before November 1, 2011, and that are therefore 7 scheduled for expiration May 15, 2012, is postponed, and the provisions 8 of section 24-4-108 or 24-34-104, Colorado Revised Statutes, shall apply: 9 (a) Department of agriculture; 10 (b) Department of corrections; 11 (c) Department of education; except that the following rules of the 12 state board of education concerning parental notification upon an arrest 13 made or charges brought against school employee (1 CCR 301-83) are not 14 extended: 15 (I) Rule 1.00, concerning definitions; 16 (II) Rule 2.00, concerning parental notification; 17 (III) Rule 3.00, concerning notification requirements; 18 (IV) Rule 4.00, concerning list of offenses requiring notification; 19 (d) Department of health care policy and financing; 20 (e) Department of higher education; 21 (f) Department of human services; except that the following rule 22 of the state board of human services, concerning rule manual volume 3,

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1	income maintenance, general requirements for chizenship and lawful
2	presence (9 CCR 2503-1) is not extended: Rule 3.140.12 D. 14.,
3	concerning emergency applicants and crisis intervention program under
4	the low-income energy assistance program (LEAP);
5	(g) Department of labor and employment;
6	(h) Department of law;
7	(i) Department of local affairs;
8	(j) Department of military and veterans affairs;
9	(k) Department of natural resources;
10	(1) Department of personnel; except that the following rules of the
11	department of personnel concerning the address confidentiality program
12	(1 CCR 103-6) are not extended:
13	(I) Rule 1.0, concerning introduction;
14	(II) Rule 2.0, concerning definitions;
15	(III) Rule 3.0, concerning application assistant designation;
16	(IV) Rule 4.0, concerning participant telephone number and
17	address changes;
18	(V) Rule 5.0, concerning expedited release of participant
19	information to criminal justice officials or agencies;
20	(VI) Rule 6.0, concerning public school enrollment and record
21	transfers;
22	(m) Department of public health and environment;
23	(n) Department of public safety;
24	(o) Department of regulatory agencies;
25	(p) Department of revenue;
26	(q) Department of state;
2.7	(r) Department of transportation:

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(s) Department of the treasury.

- 2 (2) The expiration of all rules and regulations of the public 3 employees' retirement association, which rules and regulations were 4 adopted or amended on or after November 1, 2010, and before November 5 1, 2011, and which are therefore scheduled for expiration May 15, 2012, 6 is postponed.
  - (3) The expiration of all rules and regulations of the office of information technology, in the office of the governor, which rules and regulations were adopted or amended on or after November 1, 2010, and before November 1, 2011, and which are therefore scheduled for expiration May 15, 2012, is postponed.
  - (4) The recommendations of the committee on legal services as reflected in this act apply to the specified rules in the form in which said rules were considered and acted upon by the committee. Any amendments or other changes in the specified rules that became effective before November 1, 2011, that comply with the recommendations of the committee on legal services are not affected by this act. Any subsequent amendments or other changes in the specified rules that became effective on or after November 1, 2011, are not affected by this act.

**SECTION 2. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

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