

Some bill summaries are based on the introduced version of the bill. Contact CCI for the latest amended information.

Agriculture, Wildlife and Rural Affairs - House Bills

Bill #	Short Title	Sponsors	Bill Summary	Position
HB08-1181	State Compost Purch Reqmnts	ROSE / GIBBS	Prohibits a state governmental body from purchasing compost unless the compost was produced by a facility that: * Holds a permit to produce or sell compost that was issued by the department of public health and environment; or * Is otherwise regulated by the department; and * Is operating in compliance with all applicable permits and regulations. Requires the facility selling compost to a governmental body, at the time of purchase, to submit documentation acceptable to the governmental body to establish that the facility has satisfied the requirements of the act.	Monitor Signed by Governor
HB08-1185	Spay & Neuter Shelter Rescue Dogs & Cats	PENISTON / TAYLOR	Requires that dogs and cats be sterilized before being released to prospective owners from animal shelters and pet animal rescues. Allows exceptions for shelters with existing sterilization programs. Also allows counties to adopt more stringent rules than the statute.	Oppose Signed by the Governor
HB08-1200	Computer-assisted Remote Hunting	SOPER / TOCHTROP	Prohibits participation in computer-assisted remote hunting. Makes unlawful the establishment and operation of computer-assisted remote hunting facilities. Excludes general computer and internet programs and general-purpose equipment. Specifies that the division of wildlife may still make reasonable accommodations pursuant to the federal "Americans with Disabilities Act of 1990".	Support Signed by the Governor
HB08-1231	Fertilizer Regulation	HODGE / BROPHY	Modernizes laws regarding regulation of fertilizer by removing 'iming materials' and adding 'compost' to the scope of fertilizer regulation. Adds directions for use and date of manufacture to labeling requirements. Eases some burdens on industry by eliminating the brand registration requirement and reducing the frequency of distribution report filing from semiannual to annual. Repeals provisions setting criminal penalties for violations of fertilizer laws, prescribing treble monetary penalties for deviations from guaranteed analyses, determining commercial values of fertilizers and stating that exchanges between manufacturers are not meant to be inhibited.	Monitor Signed by the Governor

HB08-1236	Ag Dept Livestock Info Security Act	CURRY / ISGAR	Creates the "Livestock Information Security Act" to require that all information disclosed to the department of agriculture regarding livestock, including data supplied by persons participating in an all-hazards identification system, be kept confidential. Directs the commissioner of agriculture to develop rules to maintain such confidentiality. Individuals would be able to access their information on the database.	Monitor Signed by the Governor
HB08-1304	Illegal Taking & Possessing Bald Eagles	SOLANO / SCHWARTZ	Imposes a fine of \$1,000 to \$100,000, up to one year imprisonment, and 20 hunting license assessment points for illegally hunting, taking, or possessing a bald eagle.	Support Signed by the Governor
HB08-1325	Seasonal Agricultural Worker Program	LOOPER / TAPIA	Requires the executive director of the department of labor and employment, in conjunction with the commissioner of the department of agriculture, to implement the nonimmigrant agricultural seasonal worker pilot program for the purpose of expediting recruitment, application, and approval of workers through the federal H-2A certification process.	Monitor Signed by the Governor
HB08-1399	Ag Unclaimed Prop Trust Fund Interest	BUESCHER / ISGAR	Creates the agriculture management fund. Specifies that interest on the moneys in the unclaimed property tourism promotion trust fund shall be distributed as follows: * 25% to the Colorado state fair authority cash fund; * 65% to the agriculture management fund; and * 10% to the Colorado travel and tourism promotion fund, to be expended to promote agritourism in the state. Repeals statutory provisions dedicating all the interest from the unclaimed property tourism promotion trust fund to the Colorado travel and tourism promotion fund and specifying how those moneys should be expended. Defines agritourism. Makes conforming amendments.	Support Signed by the Governor

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Agriculture, Wildlife and Rural Affairs - Senate Bills

Bill #	Short Title	Sponsors	Bill Summary	
SB08-035	Alternative Hunting License Program	TAYLOR / SONNENBERG	Current statute states that if the wildlife commission is unable to establish 3 game management programs than the programs will stop. there are two programs in NW and SW Colorado, but the third was never established. These programs allow hunters to work with private land owners to thin wildlife herds. This bill allows the programs to continue with only the existing two. There was a sunset date of three years put on because there are other groups collecting data on these and other programs.	Support Signed by the Governor

SB08-069	Clarify Wildlife Prohibitions	TAYLOR / SONNENBERG	Clarifies that a person who takes wildlife in compliance with a license, or in compliance with other restrictions on the time, place, and manner for such taking, does not commit illegal hunting, taking, possessing, or destruction of wildlife. Establishes the level of culpability for the illegal selling or purchasing of wildlife to be the knowing sale or purchase of wildlife. Establishes the level of culpability for the illegal willful destruction of wildlife to be taking with the intention to abandon a part or all of the wildlife.	Oppose Signed by the Governor
SB08-096	State Agricultural Commn Composition	ISGAR / CURRY	Changes the composition of the state agricultural commission. Requires that the governor appoint one member from each agricultural district and 5 members from the state at large. Preserves diversity in political party affiliation of the members of the commission.	Support Signed by the Governor
SB08-097	Anhydrous Ammonia Regulation	TOCHTROP / SONNENBERG	Updates the statutory provisions governing the regulation of anhydrous ammonia to include equipment and containers actually in use by the fertilizer industry. To facilitate the commissioners' duties of investigation and enforcement, empowers the commissioner to inspect all property and business records related to anhydrous ammonia. States that violations of anhydrous ammonia laws and rules are substantial dangers to public health. Allows the commissioner to specify the annual day by which persons who own anhydrous ammonia storage tanks, mobile transportation tanks, or tank-mounted applicators must register such equipment.	Support Signed by the Governor
SB08-201	Livestock Confinement Standards	ISGAR / CURRY	Requires that calves raised for veal and pregnant members of the porcine species be kept in a manner that permits such animals to stand up, lie down, and turn around without touching the sides of their enclosure. Extends this requirement to such animals until slaughter for calves raised for veal and until birth for pregnant members of the porcine species. Specifies penalties for violations. Sets dates by which such method of confinement shall be implemented. Makes a legislative declaration. Defines terms.	Support Signed by the Governor

SB08-226	Aquatic Nuisance Species Prohibition	ISGAR / BUTCHER & ...	Prohibits the introduction of aquatic nuisance species in Colorado. Establishes aquatic nuisance species laws to be administered by the division of parks and outdoor recreation and the division of wildlife, in cooperation with the department of revenue and the commissioner of agriculture. Allows the divisions, peace officers, and port of entry officers to inspect motor vehicles and watercraft and any associated trailers or equipment upon reasonable belief that an aquatic nuisance species is present and, in cooperation with the department of revenue, to inspect conveyances at ports of entry. Empowers the divisions, peace officers, and port of entry officers to impound, quarantine, and decontaminate conveyances. Requires persons who are aware of or suspect the presence of aquatic nuisance species to report such knowledge or belief to the divisions. Specifies penalties for knowingly violating the act or proper orders issued by law enforcement officers enforcing the act.	Signed by Governor
Some bill summaries are based on the introduced version of the bill. Contact CCI for the latest amended information.				
General Government - House Bills				
Bill #	Short Title	Sponsors	Bill Summary	Position
HB08-1027	School College Construction Inspection	MITCHELL V. / TAYLOR	Legislative Audit Committee and CCI Admin priority Allows the Division of Oil and Public Safety to delegate the responsibility of performing inspections of public school buildings and junior college district buildings to a county building department or a 3rd-party inspector. Requires a MOU between the division and a building department that wishes to perform inspections.	Support Signed by Governor
HB08-1041	Campaign Finance Enforcement	CARROLL M. / GORDON	Authorizes any person who believes that a violation of either any provision of the secretary of state rules concerning campaign and political finance or any provision of the state "Fair Campaign Practices Act" (FCPA) has occurred to file a written complaint with the secretary of state within specified time. Says the complaint will follow procedures spelled out in Amend 41 (CO Const article XXVIII). Also changes state and political subdivision violations will be subject to Amend. 41 instead of CRS 1-45-117.	Monitor Signed by the Governor
HB08-1046	Offenders Apply For Public Benefits	STAFFORD / WINDELS	In 2005, a bill required HCPF and the Dept. of Corrections to work together to simplify the Medicaid application process. This bill expands this idea to juvenile commitment facilities and state department facilities. Counties are encouraged to enter into prerelease agreements to ensure continued Medicaid coverage.	Monitor Signed by the Governor

HB08-1056	Emergency Contact Info Driver's License Database	WHITE / MORSE	Seeks to allow people, if they wish, to specify emergency contact information when applying for drivers' licenses. This information would be put on the Dept. of Revenue's website so authorize law enforcement officers or public safty agencies may use it to contact people if there is an injury or death. The Dept of Revenue is prohibited from disclosing any unauthorized personal information	Monitor Signed by the Governor
HB08-1065	County Ordinance Enforcement	MAY M. / TOCHTROP	CCI Bill - Authorizes counties to: - bring a civil action to abate violations of the statute on noise abatement - to adopt penalty assessment procedures and graduated fine schedules for specified violations. - to designate areas in the unincorporated territory of a county exclusively within which an ordinance applies.	Support Signed by Governor
HB08-1076	Fees For Copies Criminal Justice Records	FERRANDINO / GORDON	Limits the fee that a criminal justice agency may charge for a copy of a criminal justice record to 25¢ for a standard page or the actual cost of providing a copy, printout, or photograph of a criminal justice record in a format other than a standard page. Repeals the ability to charge for search and retrieval, personnel and equipment. Applies the limit on fees for copies of criminal justice records to county and municipal criminal justice agencies.	Oppose Signed by the Governor
HB08-1097	Protections For Emergency Volunteers	LAMBERT / ROMER	Prohibits any employer from discriminating against or discharging members of the civil air patrol or from preventing any air patrol member from a mission.	Monitor Signed by the Governor
HB08-1103	Amusement Ride & Device Regulation	KERR J. / ISGAR	Legislative Audit Committee - Requires each operator of an amusement ride to submit an annual certificate of inspection to the division of oil and public safety for each amusement ride. Requires the inspector of each ride to be an independent 3rd-party inspector. Requires the operator of an amusement ride to notify the division regarding injuries caused by amusement rides.	Monitor Signed by the Governor
HB08-1105	Art Gallery Liquor Permit Serve Alcohol	FRANGAS / SANDOVAL	Allows an art gallery to obtain a permit to serve alcohol beverages on the premises of the art gallery for no more than 4 hours in any one day, and for no more than 15 days per calendar year.	Oppose unless amended Signed by Governor
HB08-1111	Gov Entity Display US Flag Made In US	BUTCHER / TOCHTROP	Specifies that any state agency or local government that purchases a flag of the United States for display may only display such flag if it has been made in the United States.	Monitor Signed by Governor

HB08-1112	Victim & Law Enforcement Fund	KERR A. / BOYD	Allows the division of criminal justice in the department of public safety to make distributions, with recommendations from the victims assistance and law enforcement fund advisory board, from the fund directly to certain agencies without having to follow a grant process. Allows certain agencies and organizations to apply for moneys through the fund grant process.	Monitor Signed by Governor
HB08-1115	Retaliation Against A Judge	LISTON / RENFROE	Creates a new class 3 felony if a person threatens, harasses, or harms certain individuals in retaliation or retribution against a judge. Makes a 5-year statutory appropriation.	Monitor Signed by the Governor
HB08-1128	Signature Verification Tech In Election	MAROSTICA / GORDON	Authorizes county clerks could compare digitized elector's signatures in the statewide voter registration system with the signature on the return envelope of a mail-in ballot or mail ballot. Would require election judges to compare signatures in a statewide primary, general election or coordinated mail ballot. The digitized signature would replace the signature on file in the Clerk's office. This bill was laid over just prior to Grodon introducing his paper ballot election bill.	Support Signed by the Governor
HB08-1147	Witness Protection Training Report	GARCIA / SPENCE	Requires the director of research of the legislative council to provide an annual report to the judiciary committees regarding witness protection training. Requires the witness protection board and local law enforcement agencies to provide the director with specified information for the report.	Monitor Signed by the Governor
HB08-1155	Voting Systems Certification For 2008	BALMER & ... / GORDON & ...	This is the first of the election bills. This one speeds up the process of (re)certifying the machines. It does not relax any of the existing standards for voting systems. Another important part to the bill is allowing experienced staff from county clerks' offices to assist with the testing.	Signed by Governor
HB08-1195	Return Release Of Deed Of Trust	MITCHELL V. / TAYLOR	Specifies that the public trustee shall be provided with a current address of the original grantor, assignee, or current owner when a request is made to release a deed of trust. Specifies that, after recording the release of a deed of trust, the county clerk and recorder shall return the release to the original grantor, assignee, or current owner using the address provided to the public trustee. Specifies that, if the release is returned to the county clerk and recorder as undeliverable or unable to forward, the county clerk and recorder shall retain the release according to office policy. Clarifies that, if an original grantor, assignee, or current owner seeks a copy or a certified copy of the release after recording, the original grantor, assignee, or current owner shall be subject to appropriate copy fees.	Monitor Signed by the Governor
HB08-1260	Manufactured Home Document Recording	HODGE / PENRY	Requires certain documents related to an application for a certificate of title for a manufactured home to be filed and recorded by a county clerk and recorder. Creates new certificates for permanent locations, removal and destruction.	Support Signed by the Governor

HB08-1267	School Critical Incident Planning	MASSEY	Requires the school safety resource center in the department of public safety to create and operate a first responder school mapping system to provide first responders immediate access to maps of school buildings and other information in the event of an emergency at a school building. The sponsor's amendments in the first committee limited the number of school districts to a max of five and made this a funded pilot program.	Monitor Signed by the Governor
HB08-1329	Inactive Regis & Mail Ballot Elections	MARSHALL / GORDON	This bill requires the clerks to send a mailing to voters, prior to the general election, to ensure that the County Clerk has the most recent information for the county voter rolls. The original bill had a county fiscal impact, however, the bill was amended to allow Clerks to put the new voter notification card into existing mailings. This reduces the mailing costs for the counties.	Monitor Signed by the Governor
HB08-1334	Volunteer Fire EMS Provider Health Ins	WITWER / KOPP	Authorizes emergency service providers to enter into group health insurance contracts with carriers for the purpose of providing insurance to bona fide volunteers who are active and in good standing. Allows the governing body of each emergency service provider the discretion to negotiate the details related to the procurement and administration of the insurance contracts. Specifies that bona fide volunteers and emergency service providers fall within the purview of existing group sickness and accident insurance law.	Support Signed by the Governor
HB08-1345	Vacancies In Elective Offices	WEISSMANN & ...	This bill has to do with filling vacancies for elected positions. Specifically regarding Commissioners is that the bill states a vacancy committee may fill a vacancy in the office of county commissioner only at a meeting called for the purpose. It prohibits a member of the vacancy committee from voting by proxy and prohibits a vacancy committee from meeting to fill a vacancy in the office of county commissioner unless the chairperson of the central committee that selected the members of the vacancy committee mails written notice of the time and location of the meeting to each member of the vacancy committee at least 6 days before the meeting.	Monitor Signed by the Governor

HB08-1347	Out-of-state Law Enforcement Agreement	MCKINLEY / SHAFFER	Allows the head of a law enforcement agency of a city and county with a population exceeding 500,000 to enter into an intergovernmental agreement with a law enforcement agency from an adjoining state for the performance of law enforcement duties. Requires a peace officer from the other state who is assigned to law enforcement duty within the city and county to be certified as a peace officer in his or her home state and to apply to the peace officer standards and training board for recognition prior to such assignment. Provides that a peace officer from the other state who is assigned to law enforcement duty within the city and county has the same power that regular deputies or other peace officers of the city and county have. Repeals, effective September 15, 2008, the provisions concerning intergovernmental agreements between a city and county with a population exceeding 500,000 and a law enforcement agency from an adjoining state.	Monitor Signed by the Governor
HB08-1352	Parole Revocation Placement	STEPHENS / MORSE	Limits the parole board's option of placing a parolee in a community return-to-custody facility after revocation to a parolee whose parole is revoked based on a technical violation, who has no active felony warrant, felony detainer, or pending felony criminal charge, and who was on parole for an offense that was a class 5 or class 6 nonviolent felony other than menacing or unlawful sexual behavior.	Monitor Signed by the Governor
HB08-1360	Arson Investigators Peace Officers	WITWER / KOPP	Clarifies that a fire arson investigator authorized by a unit of local government is a peace officer while engaged in the performance of his or her duties.	Monitor Signed by the Governor
HB08-1378	Ranked Voting Methods	KEFALAS / GORDON	Defines "ranked voting method" as a voting method, including instant runoff voting, choice voting, or proportional voting, that allows a voter to rank candidates for an office in order of preference and uses these preferences to determine the winner of the election. After a specified date, prohibits the secretary of state from certifying an electronic or electromechanical voting system unless the system is capable of recording, tabulating, and auditing votes in an election conducted using a ranked voting method. Requires a local government to provide an explanation of ranked voting at each polling place and with each mail-in ballot and to conduct an education and outreach campaign to familiarize voters with ranked voting. Requires the designated election official to issue specified reports on an election conducted using a ranked voting method.	Monitor Signed by the Governor

HB08-1382	Criminal Procedural Matters	CARROLL T. / SHAFFER	Permits a pretrial services program to establish and administer an alternative bond program. Allows a court to provide the option of the alternative bond program to a defendant if there is such a program in that judicial district. Permits a pretrial services program with an alternative bond program to expend a portion of the funds collected for pretrial services. Defines the ability of the department of corrections to determine that an inmate is a sex offender for purposes of mandating sex offender treatment. Requires a juvenile who is petitioning for removal from the sex offender registry to file his or her motion in the juvenile's change of venue court. States that a district attorney may not charge the department of corrections for professional time for costs of prosecution. Removes the prohibition on certain offenders being awarded earned time while on parole or during reincarceration after a parole revocation. Requires the court to consider the defendant's present and future ability to pay when assessing costs.	Monitor Signed by the Governor
HB08-1397	Disposition Of Evidence In Criminal Cases	JAHN & ... / KOPP & ...	Requires the preservation of evidence collected during the investigation of a class 1 felony or a sex crime eligible for indeterminate sentencing that resulted in a sentence for the life of the offender. Creates a process whereby all other evidence may be disposed of after notice to the district attorney and defendant or his or her counsel of record with an opportunity to file an objection with the court. Requires the court at sentencing to make specific findings related to the case, including an ultimate finding concerning whether the case involved reasonable and relevant DNA evidence that should be preserved. Directs the court to enter those findings into the integrated Colorado on-line network. Directs the department of public safety to prepare a report regarding the data collected. Creates a working group to discuss evidence issues, and specifies the membership of the working group. Directs the working group to make recommendations regarding standardized time lines for retention of reasonable and relevant DNA evidence, provision of storage facilities, and best practices for evidence	Signed by Governor
HB08-1401	Voter Info Card To Each Eligible Voter	MARSHALL / GORDON	Requires a county clerk and recorder to send a voter information card to each registered eligible elector of the county, except an elector whose previous communication from the clerk and recorder was returned as undeliverable.	Signed by Governor

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General Government - Senate Bills

Bill #	Short Title	Sponsors	Bill Summary	Position
SB08-001	School Safety Resource Center	MORSE / STEPHENS	Creates in the department of public safety the school safety resource center to assist schools in preventing, preparing for, responding to, and recovering from emergencies and crisis situations.	Support Signed by the Governor

SB08-006	Suspend Medicaid For Confined Persons	BOYD / SOLANO	Suspends medicaid benefits for persons who are in the custody of the department of corrections or confined in a jail.	Support Signed by the Governor
SB08-007	Jail Inmate Application Assistance	WINDELS / STAFFORD	Similar to HB-1046. Before Aug 15, 2008, the Dept of Human Services will conduct a two year pilot program to develop program. Grants to be issued by Nov 15, 08 for new program to begin Jan, 2009.	Monitor Signed by Governor
SB08-011	Trauma Care Funding	MORSE / MASSEY	Establishes the emergency responders and trauma care reimbursement program in the Dept. of Public Health and Environment to reimburse emergency and trauma care providers for uncompensated care provided in motor vehicle accidents. Prioritizes reimbursements. A \$16 fee on care registrations will pay for the program. Also mandates emergency medical care coverage of min. \$15,000.	Monitor Signed by Governor
SB08-032	Bond Commissioner Bond Breach Hearings	HARVEY / MCNULTY	CCI Bill - Permits a sworn bonding commissioner to apply to the court for a hearing on a breach or threatened breach of the conditions of a bond.	Support Signed by the Governor
SB08-042	Public Trustee Salary Adjustment	BACON / HODGE	Adjusts the yearly salary of public trustees in counties of the 2nd class (Adams, Arapahoe, Boulder, Douglas, El Paso, Jefferson, Larimer, Mesa, Pueblo, Weld) who are serving in office on or after the effective date of the act from \$48,500 to \$75,000.	Monitor Signed by Governor
SB08-050	Elder Driver's License Renewal Mail Elec	WINDELS / GAGLIARDI	Raises from 61 to 65 the age of people who may renew a driver's license by mail or electronically if the person has had an eye exam within the last 3 years. Authorizes people who are older than 65 years of age to renew their driver's licenses by mail if the person has had an eye exam within the last 6 months. Raises the standard of evidence.	Monitor Signed by the Governor
SB08-054	Judicial Performance Evaluations	SHAFFER / CARROLL T.	Establishes the office of judicial performance evaluation within the judicial department.	Monitor Signed by the Governor
SB08-059	Commercial Driver's License Test Fee	JOHNSON / KEFALAS	Exempts private commercial driver's license testing units from the statute setting the fee for a commercial driver's license test.	Monitor Signed by the Governor
SB08-060	Automobile Theft Prevention Authority	BOYD	Extends the repeal of the automobile theft prevention authority. Adds 2 members to serve on the automobile theft prevention board. Creates a mandatory fee for insurers of automobiles to fund the Colorado auto theft prevention cash fund. Creates a civil penalty for insurers who fail to pay the fee.	Monitor Signed by the Governor

SB08-078	Energy Efficiency Hist Preserv Grant	RENFROE / SONNENBERG	Requires the state historical society and the cities that distribute grant moneys from the state historical fund to adopt standards for the distribution of the moneys that allow the use of energy efficient materials and technologies as long as the use does not affect the historic appearance of a historic property.	Monitor Signed by the Governor
SB08-082	Retail Liquor Sales On Sundays	VEIGA / JAHN	Effective November 1, 2008, eliminates the prohibition against the retail sale, service, or distribution of malt, vinous, and spirituous liquors in sealed containers on Sundays.	Monitor Signed by the Governor
SB08-116	Volunteer Firefighters Job Security	KESTER / LOOPER	Protects the jobs of employees who leave work to respond to specified emergency summonses as volunteer firefighters when the employer employs more than 50 employees, has been notified previously of the employee's status as a trained and certified volunteer firefighter, and receives written verification that the employee so responded.	Monitor Signed by the Governor
SB08-122	Wage Transparency Act	WINDELS / CARROLL T.	Makes it a discriminatory or unfair labor practice for an employer to discharge, discipline, discriminate against, coerce, intimidate, threaten, or interfere with an employee because the employee inquired about, disclosed, compared, or otherwise discussed wages; to require as a condition of employment nondisclosure by an employee of his or her wages; or to require an employee to sign a waiver denying the employee the right to discuss wages.	Monitor Signed by the Governor
SB08-134	Minimum Bail For Drug Distribution	KOPP / MCNULTY	Provides that a law enforcement officer may consider an immigration and customs enforcement hold on a defendant as evidence that the defendant is in the country illegally. Directs that 50% of the forfeited bond moneys and fees for a person in this country illegally shall be deposited into the capital construction fund for appropriation to the corrections expansion reserve fund. Directs that 50% of the forfeited bond moneys and fees for a person in this country illegally shall be deposited into the county jail assistance fund. Creates the county jail assistance fund. Sets the minimum amount for bail for a person arrested for distribution of a schedule I or schedule II controlled substance at a specified amount. Permits the amount to be adjusted for inflation every 10 years.	Monitor Signed by the Governor
SB08-139	Notify Employers E-verify Program	SCHULTHEIS / LUNDBERG	Requires the department of labor and employment to notify employers, quarterly for the next 2 years and twice per year thereafter, of the prohibition against hiring or continuing to employ an unauthorized alien and the availability of and participation requirements for the federal electronic verification program (e-verify program) to verify the work eligibility status of new employees. Also requires the department and the secretary of state to post on their respective web sites information about the prohibition against hiring unauthorized aliens and the e-verify program and a link to the e-verify program web site.	Oppose Signed by Governor

SB08-145	Jail Inspections By County Commissioners	KOPP / KERR J.	Requires county commissioners to inspect the jails in their respective counties at their discretion, but at least annually.	Support Signed by the Governor
SB08-171	Test Methods For Substances For Parolees	WARD / STAFFORD	Revises the chemical testing requirement to which a parolee must submit as a condition of parole from a urine test to a test of a biological substance sample from the parolee. Removes the duties of the department of public health and environment with regard to testing of substances for parolees. Requires the department of corrections and the department of public safety and local governmental agencies for inmates paroled to community corrections to contract with a private laboratory for testing of parolees' biological substances.	Monitor Signed by the Governor
SB08-172	Community Parole Officer Revisions	WARD / STAFFORD	Changes the term "parole officer" to "community parole officer". Revises the definition of "community corrections program agent" to reflect that these agents are also community parole officers.	Monitor Signed by the Governor
SB08-192	Prohibit Residential Targeted Picketing	WARD & ... / RICE & ...	Creates a misdemeanor crime for engaging in targeted residential picketing or for carrying in a residential area more than one sign or a sign larger than 2 feet by 3 feet. Before a violation can occur, requires a previous warning to have been issued. Permits a local jurisdiction to adopt a more restrictive measure.	Monitor Signed by the Governor
SB08-193	Public Contracts For Services	MCELHANY / JUDD	Updates the definition of a federal electronic employment eligibility program to reflect the program's new name. Excludes certain types of agreements from the definition of public contract for services, as used in the law relating to public contracts for services and illegal aliens. Requires the executive director of the department of labor to establish a program to allow a contractor to verify or otherwise provide evidence of the employment eligibility of all employees who are newly hired for employment to perform work under a public contract for services. Modifies the precontract certification required of a prospective contractor to limit the scope of the statement about its employees and to require future participation in the federal electronic employment eligibility program or the department program to verify the employment eligibility of certain employees. Requires all public contracts use the federal electronic employment eligibility program or the department program to verify the employment eligibility of certain employees.	Monitor Signed by the Governor
SB08-205	New Trial For Destroying Evidence	GORDON & ... / KING & ...	Requires the court to grant a new trial when material evidence subject to a preservation order or an order for release and testing is lost or destroyed.	Monitor Signed by the Governor
SB08-239	Penalty Leaving A Scene Involving Death	BACON	Increases from a class 4 felony to a class 3 felony the penalty for leaving the scene of an accident involving death.	Signed by the Governor

SB08-243	Election Reform Commission	GORDON	Creates the election reform commission, consisting of members appointed by the governor, the speaker of the house of representatives, the president of the senate, the minority leaders of both houses, and the secretary of state. Directs the commission to study the manner in which state and local elections are currently conducted and recommend changes to the state's election laws to protect the constitutional right to vote by ensuring that every election conducted in the state is accurate, secure, transparent, verifiable, recountable, auditable, and accessible.	Signed by the Governor
SCR08-003	Limit Change Init CRS & Filing Deadline	TAPIA / WHITE	Establishes the minimum number of signatures of registered electors required for a proposed initiative, which is currently equal to 5% of the votes cast in the previous election for secretary of state, to be as follows: For a proposed initiated statute, 4% of the votes cast in the previous election for the office of governor; and For a proposed initiated amendment to the constitution, 6% of the votes cast in the previous election for the office of governor.	Support Signed by the Speaker
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Health and Human Services - House Bills				
Bill #	Short Title	Sponsors	Bill Summary	Position
HB08-1005	Collaborative Mgmt Serv Human Serv	FRANGAS / BOYD	Requires parties to a memorandum of understanding for the coordination of services for children and families to specifically identify the amount of anticipated reinvestment savings realized as a result of the implementation of the collaborative system of management of multi-agency services program. Authorizes the department of human services to contract for an external evaluation.	Support Signed by Governor
HB08-1006	Foster Care Sibling Visits	JAHN / SANDOVAL	Requires a county department of social services to arrange for a visit between a child in foster care and his or her sibling within a reasonable amount of time if the child and his or her sibling express a mutual desire to visit with each other. Allows the county department to deny the request if it determines the visit would not be in the best interests of the child or his or her sibling.	Support Signed by Governor

HB08-1016	Juvenile Justice Mental Health Process	SOLANO / BOYD	Legislative Oversight Committee for the Continuing Examination of the Treatment of Persons with Mental Illness who are Involved in the Criminal and Juvenile Justice Systems. In a juvenile delinquency proceeding, requires the court, prosecution, defense, probation officer, guardian ad litem, parent, or legal guardian who believes that the juvenile could benefit from mental health services to advise the court of the issue. Directs the court to order a mental health screening when the issue is raised, unless the court has sufficient information to determine the juvenile's need for mental health services. Permits the court to order mental health treatment or services as a part of the court's disposition if an assessment finds or the court determines the juvenile could benefit from mental health services.	Oppose Signed by the Governor
HB08-1018	Court-appointed Special Advocate Program	PRIMAVERA / TAYLOR	Allows nonadjacent judicial districts to establish a volunteer court-appointed special advocate program.	Support Signed by the Governor
HB08-1019	Transfer Ed Records For Foster Children	CASSO / SANDOVAL	Requires each school district to appoint a person to act as the child welfare education liaison for the district, and specifies the liaison's duties. When a student in out-of-home placement transfers from one school to another, requires the school district or school to transfer the student's records within a specified number of days after receiving a request for transfer from the county department of social services that has legal custody of the student.	Support Signed by the Governor
HB08-1031	Dev Disabled Waiting List Navigator	POMMER / KELLER	Interim Committee on Long-term Health Care Services and Supports for Persons with Developmental Disabilities. Creates the position of navigator for the waiting list for persons with developmental disabilities to assist persons with developmental disabilities and their families who are on the waiting list for services and supports. Allows community centered boards to employ a navigator.	Monitor Signed by the Governor
HB08-1051	Core Services For Families	MARSHALL / SPENCE	Legislative Audit Committee. Clarifies statutory language concerning core services for families received through the department of human services. Removes time limits on intensive services.	Support Signed by the Governor
HB08-1062	Medication Therapy Management	GREEN / BOYD	Health Care Task Force. Allows the department of health care policy and financing (department) to expand the prescription drug information and technical assistance program to include all programs administered by the department.	Monitor Signed by the Governor

HB08-1063	Mental Health MCO Capitated Payments	PRIMAVERA / ISGAR	Legislative Audit Committee. Specifies that a managed care organization that provides community mental health services to recipients of medicaid is not subject to the usual rate calculation requirements for medicaid managed health care organizations, including the 100% fee-for-service upper payment limitation, but that a proposal from such a managed care organization must be certified as actuarially sound. Directs the department of health care policy and financing to establish cost-effective capitated rates for community mental health services that include cost containment mechanisms.	Monitor Signed by the Governor
HB08-1072	Medicaid Buy-in For Disabled Persons	SOPER / WILLIAMS	Interim Committee on Long-term Health Care Services and Supports for Persons with Developmental Disabilities. Directs the department of health care policy and financing to submit an amendment to the state medical assistance plan and to request any waivers necessary to expand eligibility under medicaid to implement a medicaid buy-in program for individuals with disabilities who would otherwise be eligible for supplemental security income except for their income and for individuals with disabilities whose medical condition improves. Specifies the eligibility requirements for the program. Requires the medical services board to promulgate rules to implement the program, including specifying the amount of the premium determined from a sliding-fee scale to buy into medicaid.	Monitor Signed by the Governor
HB08-1108	Increase Funds For Older CO Cash Fund	RIESBERG / MORSE	In all future state fiscal years, increases the amount allocated to the older Coloradans cash fund from the receipts collected from the state sales and use tax. Decreases the allocation to the general fund by an amount equal to the increase.	Support Signed by Governor
HB08-1157	Youth Advisory Council	ROBERTS / WINDELS	Establishes a youth advisory council to formally advise and make recommendations to elected officials on issues affecting youth in Colorado. Establishes eligibility for membership, terms of office, and the process for appointment to the council. Outlines the duties of the council, including reporting requirements. Creates the youth advisory council cash fund.	Support Signed by the Governor
HB08-1167	Health Care For Vulnerable Populations	FRANGAS	Requires an insurer to issue a medicare supplement policy to an eligible person as defined by rule of the commissioner of insurance. Prohibits placing a time limit on the guaranteed issue period for a medicare supplement policy. Requires the executive director of the department of health care policy and financing to appoint a working group to study health care issues for vulnerable populations. Directs the department of human services to conduct developmental assessments for children under 5 years of age who receive child welfare services for more than 60 consecutive days.	Monitor Signed by the Governor

HB08-1176	Custody Orders Military Deployment	LABUDA / WARD	Requires that any court orders that concern the modification of the allocation of parental responsibilities or parenting time based upon a parent's active duty deployment be interim orders, and that the allocation of parental responsibilities and parenting time reverts back to the orders that existed at the time of the service member parent's active duty deployment when the service member returns to Colorado.	Monitor Signed by the Governor
HB08-1199	Update Tuberculosis Control Statutes	FERRANDINO / WILLIAMS	Updates the statutes governing the treatment and control of tuberculosis in this state to reflect current medical practices, including eliminating references to quarantine, emphasizing that control methods are targeted at persons who are infected or suspected of being infected with tuberculosis, and reflecting that the tuberculosis program is carried out primarily through control efforts and treatment rather than an active program of hospitalization. Specifies factors to be considered by a health officer prior to issuing an order of isolation for a person. Clarifies what persons and facilities are required to report to the department about cases of active or suspected tuberculosis. Specifies when medical records may be inspected and by what authorized persons. Rewrites the statutes regarding the relationship between the department and local public health agencies to reflect that funds are distributed locally through contracts based in part upon actual caseload and not on the funding formula in the statute.	Support Signed by the Governor
HB08-1220	Develop Disabilities Statutory Cleanup	BUESCHER / KELLER	Eliminates statutory provisions to comply with federal waiver requirements and current practices associated with services and supports for persons with developmental disabilities.	Monitor Signed by the Governor
HB08-1229	Sub Provider Family Child Care Home	WEISSMANN	Defines the term "substitute child care provider" to include persons who provide temporary care in a family child care home during the absence of the licensed provider. Requires a substitute child care provider to be certified by the department of human services, to submit to a fingerprint-based criminal history records check, and to be ineligible to serve as a substitute child care provider if he or she has been convicted of certain crimes. Requires the state board of human services to promulgate rules for the certification of substitute child care providers. Requires the state board of human services to establish the circumstances under which a licensed family child care home provider must use a certified substitute child care provider when the licensed provider is absent from the home.	Support Signed by the Governor

HB08-1250	County Social Services Funds Relief	POMMER / JOHNSON	Changes the limitations on the rate at which each board of county commissioners shall make a county social services levy. Creates the county tax base relief fund, and transfers all remaining moneys in the county contingency fund to the fund. Changes the method of calculating distributions from the fund to supplement county expenditures for public assistance. Allows the executive director of the department of human services to transfer unexpended moneys between the county tax base relief fund and the county administrative line in the general appropriation act.	Support with anticipated amendment Signed by Governor
HB08-1264	Elec Read-Only Access To Ct Records	ROBERTS	CCI Bill: Allows statewide electronic read-only access to the name index and register of actions of certain public case types to county departments and attorneys who represent the county departments, the office of the state public defender, guardians ad litem under contract with the office of the child's representative or authorized by the office of the child's representative to act as a guardian ad litem, attorneys under contract with the office of the alternate defense counsel, respondent parent counsel appointed by the court and paid by the judicial department, and criminal justice agencies.	Support Signed by the Governor
HB08-1265	Eligibility Child Care Assistance Prog	TODD / SHAFFER	Amends the eligibility guidelines for the Colorado child care assistance program ("CCCAP") to align the state eligibility income requirements with the federal economic guidelines, making families whose income does not exceed 85% of the Colorado state median income eligible for the CCCAP.	Support Signed by the Governor
HB08-1307	Interim Assistance Supplemental Security	BUESCHER / KELLER	Clarifies that neither the state department of human services nor any county shall pay any portion of the costs, including legal fees, incurred by a recipient of public assistance in seeking supplemental security income benefits or any other federal benefits.	Monitor Signed by Governor
HB08-1309	Sunset Review CoverColorado Assessments	MITCHELL V. & ... / ISGAR	Sunset Process - House Business Affairs and Labor Committee. Continues the assessments imposed upon health insurance carriers to fund the CoverColorado program (program) and removes the repeal of the assessment. Creates the CoverColorado long-term funding task force to develop a plan, by a specified date, for funding the program in the future.	Support Signed by the Governor

HB08-1342	Child Support Enforcement Procedures	KEFALAS / WARD	Makes an exception to the definition of a "collection agency" in the "Colorado Fair Debt Collection Practices Act". Enacts provisions for the confidential collection of social security numbers for all parties and children with respect to orders involving child support. Allows a financial institution that holds assets for a child support obligor in the form of securities that have a value in excess of the amount of past-due child support to receive instructions from the obligor concerning the liquidation of the securities, or, in the absence of instructions from the obligor, to liquidate the securities beginning with the most recently purchased securities. <u>Allows a state child support enforcement agency to place an administrative lien on insurance claims payments, awards, and settlements of an obligor who owes past-due child support. An amendment added to bill requiring the state to give counties child support enforcement incentive.</u>	Support Signed by the Governor
HB08-1364	Interdepartmental Data Protocol	BENEFIELD & ... / WINDELS	Makes legislative findings regarding the necessity for adopting an interdepartmental data protocol. Directs the chief information officer ("CIO") in the office of information technology created in the governor's office to convene the data protocol development council consisting of representatives from executive branch state agencies. <u>Directs the department of human services, county departments of social services, and early childhood councils to work with the department of education to ensure that each child who receives government-subsidized preschool services is assigned a unique student identifier.</u> Allows the department of education to assign a unique student identifier to preschool students who receive nonsubsidized preschool services.	Monitor Signed by the Governor
HB08-1366	Recodification Early Intervention Svcs	POMMER / KELLER	Reorganizes and recodifies existing statutory provisions related to early intervention services for infants and toddlers with significant developmental delays or disabilities. Recodifies the coordination system of payment for early invention services for infants and toddlers as it relates to part C child find activities of the federal "Individuals with Disabilities Education Improvement Act of 2004" ("part C activities"). Clarifies the division of responsibilities between the department of human services and the department of education for part C activities.	Support Signed by the Governor

HB08-1390	CoverColorado Long-term Funding	MCGIHON / ISGAR	Allows the board of directors of the CoverColorado program to establish the period of service of the carrier selected to administer the program. Establishes the following percentages of total funding for the program from the various sources of funding for the program: * 25% from the unclaimed property trust fund; * Up to 25% from special fees assessed against insurers; and * 50% from premiums, grants, donations, and other available funds. If, in a given calendar year, the program enrollment or claims expenses exceed projected enrollment or claims expenses by more than 115% and the program's losses exceed projected losses, requires the board to report the amount of excess losses to the state treasurer, who is to make a supplemental transmittal from the unclaimed property trust fund to cover the excess losses of the program.	Support Signed by the Governor
HB08-1391	Mental Health Services Child Abuse Pilot	ROMANOFF & ... / KELLER & ...	Creates the child welfare and mental health services pilot program in the department of human services. Requires the department to develop and establish the program and to promulgate rules for the program. Outlines the criteria for receiving services through the program. Lists the services that shall be available through the program, including mental health screenings, evaluations, and treatment for children who are the subject of a substantiated case of child abuse or neglect, and their siblings. Requires the department to evaluate the program based on established criteria and to submit a report to the general assembly concerning the outcomes of the program. An amendment to the bill allows the children to continue these services past the age of 11.	Support Signed by the Governor
HB08-1404	Study & Review Child Welfare System	STAFFORD / KELLER	Requests county departments of human services ("county department"), upon request, to report information to the state department of human services ("state department") concerning employees of the county departments. Allows the state department to reduce funding to a county department if the county department refuses to share information for an employee whose employment is paid for with state moneys. Creates the child welfare action committee cash fund. Requires the state department to make periodic reports of findings and recommendations to the general assembly. Makes an appropriation.	Signed by the Governor

Some bill summaries are based on the introduced version of the bill. Contact CCI for the latest amended information.

Health and Human Services - Senate Bills

Bill #	Short Title	Sponsors	Bill Summary	Position
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SB08-002	Fam Caregiver Developmentally Disabled	BOYD / GARCIA	Interim Committee on Long-term Health Care Services and Supports for Persons with Developmental Disabilities. Expands the definition of "least restrictive environment" to include the family home, if appropriate, and adds a definition for "family caregiver". Allows the department of human services to directly reimburse a qualified family caregiver for services or supports provided to the family caregiver's child with developmental disabilities. Clarifies that family support services can be delivered to a child or an adult family member.	Monitor Signed by the Governor
SB08-003	Medicaid Family Planning	BOYD / RIESBERG	Health Care Task Force. Directs that the percentage of the federal poverty level used to determine eligibility for the family planning pilot program be established in the request for a federal waiver.	Support Signed by Governor
SB08-008	Mentally Ill Offender Task Force Member	WINDELS / SOLANO	Legislative Oversight Committee for the Continuing Examination of the Treatment of Persons with Mental Illness who are Involved in the Criminal and Juvenile Justice Systems. Adds a representative from the department of health care policy and financing to the task force for the continuing examination of the treatment of persons with mental illness who are involved in the criminal and juvenile justice systems.	Support Signed by Governor
SB08-022	Children's Basic Health Overexpenditure	SANDOVAL / FERRANDINO	Upon approval of the governor, authorizes expenditures of the department of health care policy and financing for the children's basic health plan to exceed the amount appropriated if there are sufficient moneys available in reversions from the department, the healthcare expansion fund, or the children's basic health plan trust.	Support Signed by the Governor
SB08-034	Transp Plan Zoning Facil Spec Needs	JOHNSON / FISCHER	CCI Bill: In connection with an application for development approval of the siting of a new facility to be used exclusively as a group home for the aged, for persons with developmental disabilities, or for at-risk adults under the county's zoning or other land development regulations, authorizes the county to request the applicant to submit a transportation plan showing how the operators of the facility intend to meet the transportation needs of the residents of the facility. Specifies that the sufficiency of the transportation plan may be considered by the county in reviewing the application but may not, by itself, constitute grounds for denying the application.	Support Signed by Governor
SB08-057	Insurance Coverage Hearing Aids Minors	KESTER / MARSHALL	Finds that providing hearing aids to hearing-impaired children will improve the language development of such children. Declares that providing hearing aids to such children will reduce the costs borne by the state in connection with providing special education and other costs associated with such hearing loss. Requires insurance providers to cover hearing aids for minor children when medically appropriate.	Support Signed by Governor

SB08-090	Medicaid Mail-order Prescription Drugs	HAGEDORN / MCGIHON	Allows a medicaid recipient to use a mail-order pharmacy for maintenance prescription drugs, but prohibits the pharmacy from charging the recipient more than the medicaid copayment. Authorizes a mail-order pharmacy to bill the medicaid program for the difference between the medicaid copayment and the third party insurer's copayment or deductible.	Support Signed by the Governor
SB08-099	Extend Medicaid Foster Care	SANDOVAL / STAFFORD	Allows a person younger than 21 years of age for whom the state made subsidized adoption payments but who did not meet certain federal requirements and who attained 18 years of age or otherwise became emancipated to continue to be eligible for medicaid.	Support Signed by the Governor
SB08-100	Uniform Adult Guardianship Protect Act	MORSE / RIESBERG	Colorado Commission on Uniform State Laws. Enacts the "Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act" drafted by the national conference of commissioners on uniform state laws. Incorporates the jurisdictional rules and the rules relating to cooperation and communication between courts of different states as provided in the uniform act.	Monitor Signed by the Governor
SB08-127	Extend CBMS Expenditures Deadline	MORSE / BUESCHER	Extends the deadline for expending moneys for the Colorado benefits management system from the health care supplemental appropriations and overexpenditures account of the tobacco litigation settlement cash fund.	Support Signed by the Governor
SB08-131	Increase For Suppl Old Age Pension Fund	MORSE / BUESCHER	In all future state fiscal years, increases the amount allocated to the supplemental old age pension health and medical care fund from the receipts collected from the state sales and use tax. Decreases the allocation to the general fund by an amount equal to the increase.	Support Signed by the Governor
SB08-148	Health Care Managed Care Org Definition	PENRY / KEFALAS	Defines a "managed care entity" for the statewide managed care system under the "Colorado Medical Assistance Act" to mean an entity that contracts to provide services in a managed care system, including managed care organizations, prepaid inpatient health plans, and prepaid ambulatory health plans, but excluding primary care case managers.	Monitor Signed by the Governor

SB08-160	Children's Health Care	HAGEDORN / MCGIHON	<p>For the baby and kid care program under medicaid:</p> <ul style="list-style-type: none"> * Increases the percentage level of the federal poverty line for eligibility for persons at least 6 and under 19 years of age to 133%, effective July 1, 2009; * Provides for 12-month enrollment following eligibility, except for defined circumstances, and ensures continuous enrollment if eligible for the children's basic health plan. For the children's basic health plan, increases the percentage level of the federal poverty line for eligibility from 205% to 225%, effective July 1, 2008, and, subject to available appropriations, authorizes the department of health care policy and financing ("department") to increase the level for eligibility to up to 250%. Directs the department to allow and actively seek organizations that do not provide direct medical services to presumptively determine eligibility for medicaid and the children's basic health plan. 	Monitor Signed by the Governor
SB08-161	Medicaid And CHP+ Enrollment	BOYD / MERRIFIELD	<p>Subject to the receipt of sufficient gifts, grants, or donations to cover the costs, provides that the department of health care policy and financing shall adopt rules to: * Allow the department to verify income eligibility under medicaid and the children's basic health plan through the records of the division of employment and training in the department of labor and employment; * Allow applicants to submit income information more current than the records of the division; and * Reenroll recipients of medicaid and the children's basic health plan if the records of the division establish the recipient's income eligibility. Directs the advisory committee on covering all children in Colorado to investigate the feasibility of combining medicaid and the children's basic health plan. As amended, the bill has no impact to counties.</p>	Monitor with Amendments Signed by Governor
SB08-177	Colorado Works Program Omnibus	BOYD / MCGIHON & ...	<p>Makes amendments to the Colorado works program to comply with changes in federal law and to provide greater flexibility in administering the program. Repeals the specific language identifying the eligibility requirements for the program, including specifications regarding dependent children, the members of an assistance unit, and services for noncustodial parents. Instructs the state board to promulgate rules to ensure that eligibility criteria are applied consistently in all counties and that the state maintains the maximum federal financial participation. Repeals multiple requirements regarding county block grants. Repeals the short-term works emergency fund, and replaces it with the county block grant support fund. Repeals the long-term works reserve fund, and replaces it with the SSR fund. Creates the strategic statewide reserve committee to advise the executive director of the state department and make recommendations for allocations from the SSR fund.</p>	Support Signed by the Governor

SB08-183	Paternity DNA Testing Child Support	MITCHELL S.	Allows for an order determining parentage to be modified or set aside in certain situations based on DNA test results. Requires the court to terminate child support obligations in certain situations if DNA test results establish that the obligor is not the child's biological parent. Makes conforming amendments.	Oppose Signed by Governor
SB08-194	Public Health Reorganization	HAGEDORN / MCGIHON	Repeals statutes concerning county and district health departments, local boards of health, and regional health departments. Reenacts repealed sections concerning powers and duties of county and district health boards and agencies. Creates a public health fund. Directs each county to either establish a county public health agency or join other counties in the establishment of a district public health agency. Specifies duties of county and district public health agencies, including the preparation of a local public health plan. Establishes county or district boards of health. Specifies membership and duties of the county or district boards of health, including the duty to select a public health director for the county or district public health agency. Clarifies that health care practitioners employed by county or district health agencies are considered governmental employees for purposes of governmental immunity.	Support with Amendments Signed by Governor
SB08-210	Child Care County Reimbursement Rates	SHAFFER	Requires the department of human services to conduct a market rate survey of child care providers every 2 years and establish a county market rate for child care providers. Requires each county to reimburse child care providers participating in the child care assistance program at the 75th percentile of the market rate determined by the department. Requires each county to include information in the county plan that it submits to the department concerning how the county plans to improve access to high-quality child care.	Monitor Signed by the Governor
SB08-214	Local Government Medicaid Provider Fees	SHAFFER / FRANGAS	Authorizes certain local governments to charge a provider fee to and collect a provider fee from hospitals and home health care agencies within the local government's territorial jurisdiction. Authorizes the department of health care policy and financing to distribute directly to qualified providers the federal financial participation received for local governments that make certified payments to hospitals or home health care agencies. Authorizes a local government that imposes a fee on qualified providers within the government's jurisdiction to either pay the fee to the department itself or direct the qualified provider to pay the fee to the department. Requires the department to distribute the fee and any matching federal financial participation received to the qualified providers. Establishes a cash fund for the moneys received by the department. Authorizes an appropriation from the cash fund to pay the department's administrative costs associated with the fee.	Support Signed by the Governor

SB08-216	County Match Residential Child Care	MORSE / WHITE	For the 2008-09 and 2009-10 fiscal years, limits the county contribution to 10% of the cost of placement for children in residential child care facilities. Makes an appropriation.	Support Signed by the Governor
Some bill summaries are based on the introduced version of the bill. Contact CCI for the latest amended information.				
Land Use and Natural Resources - House Bills				
Bill #	Short Title	Sponsors	Bill Summary	Position
HB08-1014	Track Residential Well Ownership Records	LOOPER / GORDON	Beginning in 2009, prior to or at closing, requires a buyer of residential real estate that includes a small capacity well or domestic exempt water well to complete a form notifying the division of water resources in the department of natural resources of the change in ownership of the well; except that, if the well is an existing well that had not previously been registered with the division, requires the buyer to complete a registration of existing well form.	Support Signed by Governor
HB08-1053	Electronic Submission Of Plats	MCNULTY / HARVEY	CCI Bill - Allows for the electronic recording and filing of plats.	Support Signed by Governor
HB08-1073	Exempt Wastewater Facility Cert Operator	MASSEY / SHAFFER	Authorizes the water and waste water facility operators certification board to exempt certain industrial waste water treatment facilities or classes of facilities from the requirement to operate under the supervision of a certified operator, based upon a nonexhaustive list of criteria.	Monitor Signed by Governor
HB08-1099	Cleanup Envntl Control Water Solid Waste	MCNULTY / TOCHTROP	Authorizes the water quality control commission, rather than the state board of health, to hear appeals of penalties imposed for violations of minimum general sanitary standards and regulations for drinking water. Authorizes the solid and hazardous waste commission, rather than the state board of health, to adopt rules pertaining to, and set the bond amount required to be posted by, waste tire haulers.	Support Signed by the Governor

HB08-1141	Require Sufficient Water Supply	CURRY / BACON	Requires a local government to make a determination as to whether an applicant for a real estate development permit has demonstrated that the proposed water supply is sufficient and sustainable to serve the peak daily, monthly, and yearly water supply requirements of the proposed development. Requires the applicant to submit a report prepared by a registered professional engineer regarding the proposed development's water demand. Specifies the criteria pursuant to which the local government must determine whether the applicant has demonstrated a sufficient and sustainable water supply, including: * A letter from the state engineer commenting on the report by the professional engineer and determining whether the proposed water supply is sufficient and sustainable; and * A letter from the development's water supplier summarizing the supplier's water portfolio. The bill is amended to allow local governments sole authority of what "sufficient" supply is.	Support with Amendments Signed by Governor
HB08-1161	Strengthen Mining Reclamation Standards	KEFALAS & ... / JOHNSON	Defines "in situ mining" and "in situ leach mining". Requires the reclamation of lands affected by in situ leach mining. Specifies that uranium mining is a type of designated mining operation. Requires all in situ leach mining of uranium to restore all affected ground water to its premining quality for all constituents. In the case of in situ leach mining, requires restoration of ground water to begin immediately upon any cessation of extraction or production. Requires all operators to reclaim all affected surface and ground water. Requires applicants for in situ leach mining permits to notify the owners of record of lands within 3 miles of the affected land. Includes specific requirements for the mined land reclamation board.	Support Signed by the Governor
HB08-1222	Expand Renewable Energy Hydroelectricity	MCNULTY / HARVEY	Expands the definition of "renewable energy resources" to include pumped hydroelectricity and low-impact hydroelectricity.	Support Signed by the Governor
HB08-1241	CO Watershed Protection Fund Checkoff	SCANLAN / SCHWARTZ	Changes the name of the Colorado watershed protection fund to the Colorado healthy rivers fund. Extends the period that state income tax return forms shall include a line whereby individual taxpayers may make a voluntary contribution to the Colorado healthy rivers fund.	Support Signed by the Governor

HB08-1280	Protect Leased Instream Flow Water Right	FISCHER / SCHWARTZ	Specifies that the time during which the Colorado water conservation board uses water rights for instream flow purposes pursuant to a contract is excluded from the water court's historic consumptive use analysis and shall not be considered as abandonment of the water right. Requires the board to: * Make a finding that the lessor or lender of the water rights is not entering into the contract for speculative purposes; * Maintain records of how much water the board uses under the contract each year it is in effect; and * Install a measuring device to record how much water flows out of the instream flow reach unless a suitable measuring device already exists.	Monitor Signed by the Governor
HB08-1319	Factory-built Structure Requirements	SOPER / KESTER	Requires persons registered to install manufactured homes, mobile homes, and factory-built residential structures (registered installers) and inspectors of installations of such homes and structures to complete a specified amount of installation education approved by the division of housing (division) and pass a division-approved installation test. Repeals the requirement that a registered installer file a letter of credit, certificate of deposit, or surety bond with the division, but increases the amount of liability insurance that a registered installer must carry. Authorizes the division to promulgate rules to implement the new installation educational and testing requirements. Requires all factory-built structures occupied within the state after a specified date to bear an insignia of approval issued by the division and affixed by the division or an authorized quality assurance representative even if the structure was not manufactured, substantially altered or repaired, sold, or offered for sale after the specified date.	Support with Amendments Signed by Governor
HB08-1346	Water Conservation Bd Construction Fund	CURRY / ISGAR	Appropriates \$60,600,000 from the perpetual base account of the severance tax trust fund for the Republican river water conservation district's Republican river compact compliance pipeline. Appropriates \$1,000,000 from the operational account of the severance tax trust fund to finance a tamarisk control cost-sharing grant program. Appropriates varying amounts from the Colorado water conservation board construction fund other projects.	Support Signed by Governor
HB08-1350	Facilitate Fin Renewable Energy Projects	MADDEN / ROMER	Facilitates the financing of renewable energy projects by local governments and the clean energy development authority. Updates the authority's ability to issue bonds for such projects. Authorizes the removal for cause of members of the board of directors of the authority.	Monitor Signed by Governor
HB08-1379	Extend Oil & Gas Commn Rules July 16	CURRY / ISGAR	Extends the deadline for the Colorado oil and gas conservation commission to promulgate rules concerning a consultation process with the department of public health and environment and the division of wildlife until July 16, 2008.	Monitor Signed by Governor

HB08-1396	Study Leadville Mine Drainage Tunnel	SCANLAN / WIENS & ...	Appropriates \$325,000 in the current fiscal year to the department of public health and environment to conduct or contract to conduct studies to determine whether water from the Canterbury tunnel in Leadville, Colorado, is contributing to an increase in the mine pool that feeds into the Leadville mine drainage tunnel that may lead to potential contamination of a public water source. Directs the department to report to the general assembly its findings and recommendations based upon the studies no later than November 1, 2008. Makes a legislative declaration.	Signed by the Governor
HB08-1405	Funding For The CO Water Institute	FISCHER	Expands the fiscal years for which a specified amount from the operational account of the severance tax trust fund shall be appropriated for use by the Colorado water institute. Makes conforming amendments.	Signed by the Governor
HB08-1414	Regulate Oil & Gas Waste Disposal Pits	BUESCHER / PENRY	Requires the solid and hazardous waste commission to promulgate rules for the disposal of exploration and production wastes from oil and gas operations at commercial solid waste facilities. Requires existing facilities that accept exploration and production wastes to submit an application to amend the facilities' certificate of designation within 3 months after the rules become effective and to comply with the rules, other than the set-back requirements, within 24 months after the rules become effective. Allows a local government to issue or amend a certificate of designation despite a contrary recommendation by the department of public health and environment if that recommendation is based solely upon the public health or environmental impacts of the facility other than those identified pursuant to the department's technical review.	Signed by the Governor

Some bill summaries are based on the introduced version of the bill. Contact CCI for the latest amended information.

Land Use and Natural Resources - Senate Bills

Bill #	Short Title	Sponsors	Bill Summary	Position
SB08-036	Water Supply Reserve Account	ISGAR / CURRY	Allows the Colorado water conservation board to allocate moneys by grant or loan from the water supply reserve account of the severance tax trust fund to applicants who are subject to the requirement to adopt a water conservation plan, only if the applicant has adopted such a plan. Specifies that repayments of principal and interest on loans from the account are credited to the account. Repeals the future reversion of moneys in the account to the fund.	Monitor

SB08-037	Flexible Enforcement Hazardous Waste Law	TUPA / FISCHER	Authorizes the creation, modification, and termination of a notice of environmental use restrictions by the department of public health and environment for property that contains residual environmental contamination after completion of an environmental remediation project. Specifies notification requirements for, and the right to comment by, owners of interests in the land affected by the notice.	Monitor Signed by Governor
SB08-117	Limit Local Bldg Permit Fee Solar Panels	MITCHELL S. / MCNULTY	The bill originally prohibited cities and counties from charging a fee in excess of \$150 for a building permit to install a solar energy device. It has been amended and now allows for actual cost recovery for fee.	Oppose Unless Amended Signed by Governor
SB08-119	Authorize Domestic Exempt Cisterns	ROMER	Authorizes the use of a cistern that collects rainwater from up to 3,000 square feet of the roof of a primary residence that is a single-family dwelling if the water thus collected is used for: * Ordinary household purposes; * Fire protection; * The watering of poultry, domestic animals, and livestock on farms and ranches; and * The irrigation of not over one acre of gardens and lawns. Declares it to be the policy of the state that the cistern exemption is intended to allow citizens to obtain a water supply in less densely populated areas for in-house and domestic animal uses where other water supplies are not available. Specifies that cistern owners may be required to develop plans for augmentation.	Monitor Signed by Governor
SB08-147	Increase Energy Efficiency State Bldgs	GORDON	Repeals exemptions for low-income housing and facilities constructed with mineral impact revenues from the requirement that state-assisted facilities be designed, constructed, and renovated pursuant to a high performance standard certification program. Authorizes the department of personnel to rely on any national or locally appropriate fuel escalating methodology approved by the department in performing life-cycle cost analyses.	Support Signed by Governor
SB08-168	Species Conservation Trust Fund	ISGAR / CURRY	Appropriates money from the species conservation trust fund for programs submitted by the executive director of the department of natural resources that are designed to conserve native species that have been listed as threatened or endangered under state or federal law, or are candidate species or are likely to become candidate species as determined by the United States fish and wildlife service.	Support Signed by Governor

SB08-169	Hard Rock Mining Fees	ISGAR	Establishes permit application and amendment fees for in situ uranium mining analogous to such fees for oil shale. Specifies that such fees are applicable to revisions to permits other than amendments. Adds a permit amendment fee for limited impact mining operations.	Monitor Signed by Governor
SB08-202	Oil & Gas Operations Greater Wattenberg	SHAFFER / MAY M.	Specifies that nothing in the notification of surface development statute limits the Colorado oil and gas conservation commission's authority to regulate oil and gas operations, including drilling windows. Limits metropolitan districts' power to finance the payment of incremental directional drilling costs to oil and gas wells drilled within the greater Wattenberg area.	Monitor Signed by Governor

Some bill summaries are based on the introduced version of the bill. Contact CCI for the latest amended information.

Public Lands - House Bills

Bill #	Short Title	Sponsors	Bill Summary	Position
HB08-1069	Prohibition of motorized vehicles on public land not designated by controlling land agency, and authorizing peace officers to enforce the prohibition.	CURRY / TOCHTROP	This bill allows any peace officer to ticket motor vehicles on public lands when the vehicles are off designated and signed roads. It also increases fines for these offenses, including a loss of hunting/fishing/trapping license points if the driver was engaged in these activities while off designated roads. There is an AG exemption and the law is repealed in 2013.	Support original bill Signed by Governor
HB08-1110	Inc Tax Deduction For Wildfire Mitigation	WITWER / KOPP	Allows an income tax deduction for a landowner who performs wildfire mitigation measures on private land in a wild land-urban interface area.	Support Signed by the Governor
HB08-1269	Incentives For Sale Of Beetle Pine Prods	WHITE / GIBBS	Exempts from sales and use tax the sales and use of wood from salvaged trees killed in Colorado by mountain pine beetles for a specified period. Gives counties and municipalities the authority to grant sales and use tax exemptions for sales and use of wood from salvaged trees killed in Colorado by mountain pine beetles. Makes legislative declarations and defines terms.	Support Signed by the Governor

HB08-1318	Mitigate Pine Beetle Infestation	LUNDBERG / TAYLOR	Creates a pine beetle mitigation fund for use by the Colorado state forest service to mitigate the effects of pine beetle infestation on state-owned land. Specifies that the fund consist of donations received when the division of wildlife sells a license and other gifts, grants, and donations. Directs the division of wildlife to give every person who buys a license an opportunity to make a donation to the fund. Exempts infested logs and products made from such logs from the state sales and use taxes.	Oppose Signed by Governor
Some bill summaries are based on the introduced version of the bill. Contact CCI for the latest amended information.				
Public Lands - Senate Bills				
Bill #	Short Title	Sponsors	Bill Summary	Position
SB08-039	Training Directors Fire Protection Dist	KOPP / WITWER	Directs the division of fire safety in the Office of Preparedness, Security, and Fire Safety in the Department of Public Safety to establish a pilot program by a specified date to offer training courses to board members of fire protection districts whose territory includes wildland-urban interface areas.	Support Signed by the Governor
SB08-063	Off-highway Vehicle Sound Stds	PENRY / BUTCHER	Replaces current off-highway vehicle and snowmobile sound standards with a statewide SAE international standard. Exempts closed-circuit races and vehicles used in an emergency for search and rescue and for agricultural purposes. Imposes a penalty of up to \$100.	Support Signed by the Governor
SB08-071	Extend Forest Restoration Pilot Program	GIBBS / SCANLAN	Extends the repeal date for the forest restoration pilot program and the technical advisory panel to July 1, 2012.	Support Signed by the Governor
SB08-221	Bonds Forest Health Watershed Projects	ROMER & ... / SCANLAN & ...	Authorizes the Colorado water resources and power development authority to issue bonds for the purposes of funding watershed protection and forest health projects. Permits local governmental entities participating in these projects to specify how the moneys should be allocated by the water resources and power development authority subject to the following: * Up to 20% may be distributed to the clean energy development authority; and * The remainder shall be distributed to the state forester. Restores the ability of the water resources and power development authority to establish debt service reserve funds, and restricts the applicability of such funds to watershed protection projects and forest health projects. Directs the clean energy development authority and the state forester to use moneys received from the water resources and power development authority for watershed protection projects and forest health projects. Expands the definition of "projects" to include watershed protection and forest health projects.	Monitor Signed by Governor

Some bill summaries are based on the introduced version of the bill. Contact CCI for the latest amended information.

Tax and Finance - House Bills

Bill #	Short Title	Sponsors	Bill Summary	Position
HB08-1013	School-related Sales Tax Exemption	SONNENBERG	Creates a sales tax exemption for a sale related to a school made by specified persons and entities.	Monitor Signed by Governor
HB08-1033	Historic Preservation Income Tax Credit	LEVY / SANDOVAL	Extends the income tax years for which a taxpayer may claim a credit for qualified costs incurred in the preservation of historic properties to income tax years commencing before January 1, 2020. Allows a certified local government to adopt a one-time resolution to act as a reviewing entity for the purpose of performing various administrative, rehabilitation project review, and verification functions to determine whether a taxpayer is qualified to claim the tax credit.	Support Signed by Governor
HB08-1034	Clarify Employer Tax Credit Leasing Co	GARZA-HICKS / VEIGA	Clarifies that taxpayers or aircraft manufacturers are allowed a tax credit for new employees for whom an employee leasing company, as the employing unit or co-employer for the taxpayer or aircraft manufacturer that is the work-site employer, withholds social security, medicare, and income taxes under the employee leasing company's own federal and state taxpayer identification numbers.	Monitor Signed by Governor
HB08-1059	Property Tax Revenue Distribution Timing	LISTON / ROMER	Allows a county treasurer to distribute property tax revenues to specified local governmental entities on a quarterly or annual basis rather than on a monthly basis if the amount collected for the entity falls below a specified amount.	Monitor Signed by Governor
HB08-1083	Mineral Revenue Local Govt Distribution	CURRY / PENRY	Interim Committee to Study the Allocation of Severance Tax and Federal Mineral Lease Revenues. Regarding direct distribution of the moneys in the local government severance tax fund to counties and municipalities, requires the department of local affairs to allocate the moneys on a county by county basis based employee count, mining and well permits issued, and overall mineral production in each county. Requires the executive director of DOLA to establish the weight of each factor as long as no factor shall be weighted less than 25% in distributions to each county. As amended, requires the moneys allocated to each county to be further distributed to each municipality within the county and to the county itself based on employee count, road miles, and population. The weight of each factor for distribution within the county is yet to be determined by DOLA and the energy impact assistance advisory committee, and counties and municipalities are allowed to enter into MOU's establishing alternative distributions. This bill now includes a "soft landing" concept in its amended version that gradually incorporates the implementation of the new metrics.	Support Signed by Governor

HB08-1084	Impact Assistance Prepayment Option	BUESCHER / PENRY	Interim Committee to Study the Allocation of Severance Tax and Federal Mineral Lease Revenues. This bill, as amended by the House Agriculture Committee, requires the Executive Directors of the Departments of Local Affairs, Natural Resources, Revenue, the Colorado Municipal League and Colorado Counties Inc. to work with the Energy Impact Advisory Committee, representatives of the energy and mineral industries, and other stakeholders to determine how best to improve the existing Impact Assistance Tax Credit to address the needs of communities impacted by energy and mineral development. This group is required to recommend legislation to the Agriculture Committees in the House and Senate no later than January 31, 2009.	Monitor Signed by Governor
HB08-1125	Audit Special District Unissued Debt	MARSHALL / ISGAR	Legislative Audit Committee. Requires a special district that has authorized but unissued general obligation debt as of the end of its fiscal year to specify the amount of the authorized but unissued debt and any current or anticipated plan to issue the debt in the report on the annual audit of its financial statement; and submit the audit report or application for exemption from audit to the local government that approved the formation of the special district.	Monitor Signed by Governor
HB08-1160	Net Meter Mun & Rural Electric Utilities	SOLANO / SHAFFER & ...	Repeals the existing law that requires a cooperative electric association (CEA) to provide its customers who generate electricity with a net metering program. Requires municipally owned utilities that serve at least 5,000 customers (MOUs) and CEAs to provide residential customers who generate up to 10 kilowatts from eligible energy resources with a net meter and to provide commercial or industrial customers who generate up to 25 kilowatts from eligible energy resources with a net meter. Requires CEAs and MOUs to credit a customer-generator's excess generation one-to-one against the customer's monthly energy consumption and to account for such excess generation annually or when the customer terminates electrical service. Requires CEAs, MOUs, and qualifying retail utilities subject to the renewable energy standard to provide net metering at nondiscriminatory rates. Specifies interconnection standards.	Support Signed by Governor
HB08-1173	Prudent Management Institutional Funds	MCGIHON / SHAFFER	Colorado Commission on Uniform State Laws. Replaces the "Uniform Management of Institutional Funds Act" with the "Uniform Prudent Management of Institutional Funds Act", drafted by the national conference of commissioners on uniform state laws. Establishes the same standards for managing and investing institutional funds regardless of whether a charitable organization is organized as a trust, a nonprofit corporation, or some other entity.	Monitor Signed by the Governor

HB08-1225	Business Personal Property Tax Exemption	RICE & ... / WILLIAMS & ...	Incrementally increases the exemption from property taxation for personal property listed on a single personal property schedule up to \$7,000 for the property tax year commencing January 1, 2011. Adjusts the amount of the exemption on a biennial basis thereafter for inflation. Rounds the inflation adjustment up to the nearest hundred dollars. Requires the property tax administrator to calculate the amount of the exemption and publish the amount on the web site maintained by the division of property taxation in the department of local affairs.	Support Signed by Governor
HB08-1305	Enterprise Zone Duties From DOLA To OED	POMMER / JOHNSON	Transfers the responsibility for the administration of the enterprise zone program from the department of local affairs to the Colorado office of economic development created in the governor's office. Specifies the responsibilities of the Colorado economic development commission regarding the enterprise zone program.	Monitor Signed by Governor
HB08-1314	Local Gaming Funds Gambling Addiction	PRIMAVERA / SPENCE	Requires the executive director of the department of local affairs to use a portion of the moneys in the local government limited gaming impact fund to enter into contracts with nationally recognized organizations for the purpose of providing gambling addiction counseling to Colorado residents.	Oppose Signed by Governor
HB08-1349	Collection Prop Tax & TIF	GAGLIARDI / WINDELS	CCI Bill: Authorizing tax increment financing by an urban renewal or downtown development authority: Authorizes the county treasurer to offset the authority's pro rata portion of any property taxes paid to it that are subsequently refunded to the taxpayer against any subsequent payments due to the authority for the project area. Authorizes the authority to establish a reserve fund for this purpose or enter into an intergovernmental agreement with the municipal governing body in which the municipality <u>assumes responsibility for the return of the overpayments.</u>	Support Signed by Governor
HB08-1358	PTO & PTA Sales Tax	RICE / WARD	Requires an association or organization of parents and teachers of public school students that is a charitable organization to pay the state sales tax upon certain sales of commodities and services that may currently be exempt from sales tax. Creates a sales tax exemption for sales by an association or organization of parents and teachers of public school students that is a charitable organization. Permits a county or municipality that establishes a sales tax pursuant to statutory authority to create a similar sales tax exemption.	Monitor Signed by Governor

HB08-1368	Tax Prop Used To Prod Renewable Energy	BUESCHER / BROPHY	Clarifies and changes the placement of the sales tax exemption for components used to produce alternating current electricity from a renewable energy source. <i>Specifies that all real and personal property used to produce a specified amount or less of alternating current electricity from a renewable energy source will be valued by the assessor in the county where the property is located in accordance with valuation procedures developed by the property tax administrator.</i> Exempts wind energy facilities from such valuation. Establishes that the property tax administrator shall utilize the procedures adopted for determining the actual value of a renewable energy facility when developing the valuation procedures.	Support Signed by the Governor
HB08-1380	Method Of Attributing Income To CO	JAHN / SHAFFER	Creates a new method for a taxpayer to attribute net income to Colorado for purposes of calculating the state income tax that replaces the existing alternative methods and that has the following features: * Requires business income to be apportioned to Colorado by multiplying such business income by a fraction that is equal to the total sales of the taxpayer in Colorado during the tax period over the total sales of the taxpayer everywhere during the period; * Establishes standards for when a sale is in Colorado; * Requires certain nonbusiness income to be allocated to Colorado; * Permits the executive director of the department of revenue to deviate from the new methodology in certain circumstances; and * Establishes a separate method for apportionment of sales by a mutual fund service corporation. Repeals the provision of the Multistate Tax Compact that permits a taxpayer to elect to apportion and allocate income pursuant to the compact. Eliminates the prohibition on carrying forward a net operating loss to an income tax year in which a corporation uses a different method of	Monitor Signed by the Governor
HB08-1387	Low-income Energy Assistance Funding	BUESCHER	Extends funding from the operational account of the severance tax trust fund used for the purpose of providing energy-related assistance to low-income households through direct bill payment assistance and home energy efficiency improvements. Establishes the amounts that are to be transferred for such purposes in state fiscal years 2009-10 through 2013-14, and requires the end balance of the operational account for state fiscal years 2008-09 through 2012-13 to be at least as much as will be initially transferred in the next state fiscal year for such purposes.	Monitor Signed by the Governor

HB08-1398	Operational Acct Of Sev Tax Trust Fund	BUESCHER / JOHNSON	Reorganizes the statutory provisions related to the operational account of the severance tax trust fund. Requires all transfers from the account, except for the transfers to the COGCC, the Colorado geological survey, the Colorado water conservation board, the division of reclamation, mining, and safety, and the low-income energy assistance program, to be made in 3 installments during the fiscal year. Changes the reserve requirement to the current fiscal year's operating appropriations for the Colorado oil and gas conservation commission, the Colorado geological survey, the Colorado water conservation board, the division of reclamation, mining, and safety, plus 15% of the current fiscal year transfers to the other programs funded from the operational account. If the revenue estimates indicate that moneys in the account will be insufficient to meet the reserve requirement for the account, the 2nd and 3rd installment transfers shall be proportionally reduced to ensure that the reserve requirement is fully funded.	Signed by Governor
Some bill summaries are based on the introduced version of the bill. Contact CCI for the latest amended information.				
Tax and Finance - Senate Bills				
Bill #	Short Title	Sponsors	Bill Summary	Position
SB08-013	Sev Tax Trust Fund Oper Acct Approps	SCHWARTZ / FISCHER	Interim Committee to Study the Allocation of Severance Tax and Federal Mineral Lease Revenues. Modifies the scope of permissible appropriations from the operational account of the severance tax trust fund to the department of natural resources to fund programs recommended by the executive director of the department as follows: reduces by a specified number of percentage points the maximum percentages of total available operational account moneys that may be appropriated for programs within the Colorado oil and gas conservation commission and the division of reclamation, mining, and safety. Allows appropriations to be made in amounts up to a specified percentage of the total available operational account moneys for programs within the division of wildlife and the division of parks and outdoor recreation. Exempts appropriations made to the division of wildlife from the 2-year reserve requirement of the operational account.	Support Signed by Governor
SB08-015	Cemetery District Moneys	KESTER / PENISTON	Makes permissive the requirement that all moneys belonging to or collected on behalf of a cemetery district be deposited with the county treasurer of the county in which the cemetery district is located.	Monitor Signed by Governor

SB08-030	Increase Delegation Period Pub Security	VEIGA / FERRANDINO	Increases the period for which a public entity may delegate to specified officers and members of the public entity the authority to sign a contract for the purchase of securities and to accept a binding bid for the securities from 60 days to one year after adoption of the act of issuance, or such shorter period as specified in the act of issuance.	Monitor Signed by the Governor
SB08-128	Eliminate Sales Tax Cap	ISGAR / HODGE	CCI Bill: Eliminates the 6.9% limitation on the total amount of sales or use tax that may be levied by the state, any county, and any city or county.	Support Signed by Governor
SB08-158	Incl County Land In Urban Renewal	TOCHTROP / HODGE	CCI Bill: Permits an urban renewal plan, urban renewal project, or urban renewal area to include unincorporated territory outside the boundaries of a municipality but contiguous to a portion of the urban renewal area located within the municipality. Prohibits such territory from being included in the plan, project, or area without the consent of the board of county commissioners exercising jurisdiction over the unincorporated territory proposed for inclusion and the consent of each owner of real property within the unincorporated area proposed for inclusion. In addition to the procedures for approval of a proposed urban renewal plan by the governing body of the municipality proposing the plan, imposes additional requirements that must be met for the inclusion of the unincorporated territory in the urban renewal plan, project, or area. Permits any urban renewal plan approved in accordance with the act to be modified on the condition that the modification is approved by the board of county commissioners, the governing body, and the urban renewal authority. Permits an urban renewal authority, a municipality, and a county to enter into an intergovernmental agreement.	Support Signed by Governor
SB08-170	Tax Increment Fin & Downtown Dev Auth	BACON / BUESCHER	During the final 10 years of the 30-year period during which a portion of property taxes or sales taxes, or both, may be allocated to and, when collected, paid into a special fund in connection with tax increment financing by a downtown development authority, permits the governing body of the municipality that created the authority to extend by ordinance the period during which such taxes are allocated for one additional extension of 20 years if on the first day of the 20-year extension period the established base year for the allocation is advanced forward by 10 years and, subsequent to the completion of the first 10 years of the 20-year extension, the base year is advanced forward by one year for each additional year until the completion of the 20-year extension. In connection with any extension implemented under the act, requires 50% of the property taxes levied or sales tax collected, or both, <u>and allocated to the special fund of the municipality to be paid into the special fund and 50% to be paid into the funds of the other public bodies.</u>	Support Signed by Governor

SB08-194	Public Health Reorganization	HAGEDORN / MCGIHON	Repeals statutes concerning county and district health departments, local boards of health, and regional health departments. Reenacts repealed sections concerning powers and duties of county and district health boards and agencies. Creates a public health fund. Directs each county to either establish a county public health agency or join other counties in the establishment of a district public health agency. Specifies duties of county and district public health agencies, including the preparation of a local public health plan. Establishes county or district boards of health. Specifies membership and duties of the county or district boards of health, including the duty to select a public health director for the county or district public health agency. Clarifies that health care practitioners employed by county or district health agencies are considered governmental employees for purposes of governmental immunity.	Support with amendments in preamended version Signed by Governor
SB08-218	Allocation Of Federal Mineral Lease Revenues	SCHWARTZ & PENRY / BUESCHER & BALMER	Segregates FML bonus payments from other FML revenues, and requires the bonus payment revenues to be credited to a newly created local government permanent fund and higher education maintenance and reserve fund. Allows the GA to appropriate and DOLA to distribute permanent fund moneys only in limited amounts and only for FML-specific formula-based direct distributions to counties and municipalities. Allows the GA to annually appropriate investment earnings of the maintenance and reserve fund for controlled maintenance projects of higher ed. Establishes a baseline for the existing allocations of FML revenues made to the state public school fund and the Colorado water conservation board construction fund, and allows only a specified amount of growth in such allocations. Requires a specified percentage of the FML revenues, other than bonus payments, to be distributed by DOLA to counties and municipalities through FML-specific formula-based direct distributions and mineral impact grants. Requires the GA to appropriate moneys in the revenues fund to directly pay for capital construction projects for higher ed.	Monitor Signed by the Governor
SB08-233	FML-funded Higher Ed Projects	WINDELS & ... / RIESBERG & ...	Directs the Colorado commission on higher education ("commission") to submit to the office of state planning and budgeting ("OSPB") and the capital development committee ("CDC") a prioritized list of projects at state-supported institutions of higher education ("higher education projects") to be funded through moneys in the higher education federal mineral lease revenues fund ("fund").	Signed by the Governor

Some bill summaries are based on the introduced version of the bill. Contact CCI for the latest amended information.

Transportation & Telecommunication - House Bills

Bill #	Short Title	Sponsors	Bill Summary	Position
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HB08-1007	Modify Toll Road Notice Requirements	LOOPER	Replaces the existing statutory requirements that a private toll road or toll highway company send notice of its intent to construct a toll road, toll highway, or project to the county clerk and recorder of each county that include territory within the 3-mile corridor in which the company intends to construct the road, highway, or project and that the county clerk and recorder record the notice with requirements. Instead, a company be required to send notice to each municipal, county, or regional planning commission that is responsible for planning in any part of the 3-mile corridor and that the commission make the notice available for public viewing. Prohibits a company from filing with any county clerk and recorder either notice or the disclaimer of interest and map currently required to be filed.	Support with Amendments Signed by Governor
HB08-1010	Motor Vehicle Traffic Fines	MCFADYEN / TAKIS	Transportation Legislation Review Committee. Raises the minimum fine for a class 2 traffic misdemeanor from \$10 to \$150. Increases the minimum fine for a class 1 traffic misdemeanor from \$100 to \$300. Reduces, from 100% to 50%, the portion of seat belt violation fines that are kept by a local jurisdiction for violations occurring on state and federal highways if a peace officer employed by the local jurisdiction writes the citation. Credits the remaining amount of the fine revenue to the highway users tax fund.	Support Signed by Governor
HB08-1036	Charles Mather Highway Safety Act	MCFADYEN / WILLIAMS	Transportation Legislation Review Committee. Requires the department of transportation and a public entity to designate a roadway as a maintenance, repair, or construction zone when such activities are occurring on the roadway. Applies the same standards to public entities for such designation as apply when the department of transportation makes a similar designation.	Monitor Signed by Governor
HB08-1057	Tourist-Oriented Signs Along Rural Hwys	SONNENBERG / WILLIAMS	Transportation Legislation Review Committee. Authorizes the department of transportation to issue permits and adopt rules for the erection, administration, and maintenance of tourist-oriented directional signs along freeways and expressways that are not in urbanized areas.	Support Signed by Governor
HB08-1074	Nonconforming Advertising Devices On Hwy	BORODKIN / HAGEDORN	Transportation Legislation Review Committee. Eliminates the limitation under which a nonconforming advertising device may be maintained only if it was lawfully erected before January 1, 1971. Allows any nonconforming device to be maintained at the same location at which it was lawfully erected.	Monitor Signed by Governor
HB08-1139	Toll Hwy Eval By Colorado Tolling Enter	MAY M. / KOPP	Requires the Colorado tolling enterprise to evaluate any toll highway offered for sale or for lease and an operating concession by an entity other than the state to determine whether it is in the best interest of the state for the enterprise to purchase or lease the toll highway or a partial interest in the toll highway and to report to the general assembly regarding the results of the evaluation.	Monitor Signed by the Governor

HB08-1151	Boy Scouts Centennial License Plates	LAMBERT / SCHULTHEIS	Creates the centennial boy scouts special license plate issued for 2 years for motor vehicles that do not exceed 16,000 pounds. Authorizes issuance of the license plates to persons who pay the appropriate fees, plus a one-time fee of \$25. Credits the one-time fee to the highway users tax fund. Authorizes the issuance of military special license plates for motor vehicles owned by a trust if the beneficiary is qualified to receive the plate. Clarifies that a trust and an estate are a person for the purposes of the motor vehicle statutes.	Monitor Signed by the Governor
HB08-1171	Purchase Price Exclude Fed Excise Tax	CASSO	As used in the context of the state sales and use tax, excludes any federal excise tax on the first retail sale of a heavy truck, trailer, or tractor for which the retailer is liable from the definition of the purchase price of such vehicle. For purposes of determining the specific ownership tax on personal property, specifies that the applicable federal excise tax, which is excluded from the actual purchase price of the property, includes the excise tax on the first retail sale of a heavy truck, trailer, or tractor for which the seller is liable.	Monitor Signed by the Governor
HB08-1175	Fourth Infantry Special License Plates	GARZA-HICKS / KOPP	Creates a United States Army fourth infantry division special license plate for motor vehicles that do not exceed 16,000 pounds. Integrates the new special license plate into existing provisions authorizing issuance of the special license plate to persons who pay the appropriate fees, plus one-time fees of \$50, and credits \$25 of the one-time fee to the highway users' tax fund and \$25 to the licensing services cash fund.	Monitor Signed by the Governor
HB08-1249	Emergency Telephone Services 911 Charge	RICE / KESTER	Clarifies that the 911 service charge applies to prepaid wireless and internet-based telephone systems. Sets standards for the collection of such service charge. Changes the timing of the distribution of 911 service fees to any time a service user is capable of accessing the emergency service. Directs the public utilities commission to promulgate rules governing the remittance of 911 service fees to governing bodies based on point of sale, area of primary usage, customer address, or other relevant methods. Makes a prepaid wireless service supplier liable for any unpaid service charge. Authorizes a governing body to specify when the 911 charge may be paid. Narrows the service supplier's limitation of liability for unpaid charges to those charges that have been billed to the service user. Broadens the monthly remittance duty to include paid 911 charges.	Support Signed by the Governor

HB08-1257	Overweight Motor Vehicle Permits & Fees	VAAD / WILLIAMS	Authorizes permits to operate a motor vehicle with an overweight, divisible load if the vehicle has a quad axle grouping, the gross vehicle weight does not exceed 110,000 pounds, and the owner and operator comply with the federal "Motor Carrier Safety Improvement Act of 1999" and rules governing the distribution of weight in axles. Imposes the following overweight permit fees for divisible loads: * \$500 per vehicle for an annual permit; * \$30 per vehicle plus \$10 per axle for a single trip permit; and * \$2,000, plus \$35 per vehicle, for an annual fleet permit. Doubles the fines for overweight and oversize vehicle loads under a permit issued for a divisible load.	Support with Amendments Signed by Governor
HB08-1354	Authorize RTD Private Activity Bonds	LEVY	Authorizes the regional transportation district (district) to issue private activity and exempt facility bonds as authorized by federal law. Specifies requirements relating to the issuance and repayment of bonds and the use of bond proceeds. Authorizes public entities to make direct or indirect loans or grants to a private business developing or operating a mass transportation system project financed with private activity or exempt facility bonds issued by the district, and specifies that an indirect loan or grant passed through the district to a private business shall not be considered revenues of the district. Exempts the provision of mass transportation services by private operators under contract to and operating within the district from regulation by the public utilities commission.	Support Signed by the Governor

Some bill summaries are based on the introduced version of the bill. Contact CCI for the latest amended information.

Transportation & Telecommunication - Senate Bills

Bill #	Short Title	Sponsors	Bill Summary	Position
SB08-014	Toll Enforcement Process	WILLIAMS / MAROSTICA	Transportation Legislation Review Committee. Authorizes the Colorado tolling enterprise to enforce tolls through an administrative toll enforcement process that is similar to the administrative toll enforcement process used by public highway authorities.	Monitor Signed by Governor
SB08-041	Clarify Mineral Ownership Under Highways	CADMAN / CURRY	This reengrossed bill clarifies that the Transportation Commission or any other governmental entity acquiring land for road or highway construction, is prohibited from acquiring, through condemnation, interests in oil, natural gas, or other mineral resources except to the extent they are required for subsurface support of the project. The bill also precludes any condemning authority, as part of an eminent domain condemnation, from acquiring the right, title, or interest to oil, natural gas, or other mineral resources except to the extent that they are required for subsurface support.	Monitor Signed by the Governor

SB08-101	NORAD Commemorative License Plates	SCHULTHEIS / GARDNER B.	Creates the North American aerospace defense command commemorative special license plate for motor vehicles that do not exceed 16,000 pounds. Requires the department of revenue (department) to stop issuing the plate on January 1, 2010. Integrates the new special license plate into existing provisions authorizing issuance of the special license plate to persons who pay the appropriate fees, plus a one-time fee of \$50, and crediting \$25 of the one-time fee to the highway users tax fund and \$25 to the licensing services cash fund.	Monitor Signed by the Governor
SB08-105	Classification Of Trailers	JOHNSON / LEVY	Identifies multipurpose trailers as a new category of vehicle. Classifies multipurpose trailers for taxation purposes. Sets registration fees for multipurpose trailers for years in which TABOR surplus revenue is sufficient and for years in which TABOR surplus revenue is insufficient. Removes the maximum length specification from the definition of "trailer coach". Defines terms.	Monitor Signed by the Governor
SB08-143	Special License Plate Fees	TUPA	Replaces the \$25 one-time fee and the \$25 surcharge for issuance of special license plates with an annual fee of the same amount. Credits the additional fees to the highway users tax fund after providing for a reserve in the licensing services cash fund. Requires an association that has established special license plates to collect annual dues for a member to use the special license plates. Requires the department of revenue to verify a person's qualifications before renewing special license plates subject to annual dues. Grandfathers existing alumni special license plates to make them exempt from the annual fees. Limits the dues collectable by an alumni association to \$100 or less in a calendar year. Repeals the requirement that alumni special license plates not be issued to less than 3,000 vehicles.	Monitor Signed by the Governor
SB08-155	Centralize IT Management In OIT	CADMAN / KERR A.	Transfers the rights, powers, duties, and functions of the following state agencies to the office of information technology (office) in the governor's office: * The general government computer center, from the department of personnel; * Telecommunications coordination, from the department of personnel; * State archives and public records, from the department of personnel; * The office of the chief information security officer, within the governor's office.	Monitor Signed by the Governor

SB08-215	OIT Broadband Telecom Map	SCHWARTZ / RIESBERG	Directs the chief information officer of the office of information technology, in consultation with the public utilities commission (commission) and the governor's innovation council, to identify broadband telecommunications service areas and information service areas within Colorado and to develop a map of such areas, with the goal of using the map to help plan the deployment of broadband service to unserved areas of the state. Uses the map as the basis for an inventory of existing and potential service areas and makes a report available to the general assembly containing this information. Requires the chief information officer to hold at least 4 public meetings and consider comments submitted by members of the public in preparing the inventory. Exempts from disclosure under the Colorado open records act any proprietary information submitted by telecommunications providers and information service providers in connection with the inventory.	Monitor Signed by the Governor
Some bill summaries are based on the introduced version of the bill. Contact CCI for the latest amended information.				
Tourism, Resorts & Economic Development - House Bills				
Bill #	Short Title	Sponsors	Bill Summary	Position
HB08-1015	Authorize Loc Gov Marketing Activity	MAROSTICA / JOHNSON	Authorizes the governing bodies of counties and municipalities to appropriate moneys for the purpose of marketing the county or municipality.	Support Signed by Governor
HB08-1088	Continuous Approp For Certain Cash Funds	MASSEY / VEIGA	Specifies that for the 2008-09 fiscal year and each fiscal year thereafter, the moneys in the new jobs incentives cash fund, the film incentives cash fund, the state council on the arts cash fund, and the Colorado travel and tourism promotion fund shall be continuously appropriated to commission, council, or board that administers the fund and shall not be subject to annual appropriation by the general assembly.	Support Signed by Governor

HB08-1183	New Jobs Performance-based Incentive	HODGE / VEIGA	<p>Modifies the performance-based incentive for the new job creation program as follows:</p> <ul style="list-style-type: none"> * On and after July 1, 2007, requires an employer in a rural area to create at least 5 new jobs in 6 months rather than in one month to qualify to receive the incentive. * On and after July 1, 2007, requires an employer in an urban area to create at least 10 new jobs in 6 months rather than in one month to qualify to receive the incentive. * Eliminates the Colorado economic development commission's (commission) duty to establish certain deadlines in connection with the administration of the incentive program. * Directs the commission to issue incentives to applicants at the commission's discretion, rather than in the order in which the commission received the applications, until the amount appropriated has been expended. 	Support Signed by Governor
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Tourism, Resorts & Economic Development - Senate Bills

Bill #	Short Title	Sponsors	Bill Summary	Position
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