

**First Regular Session
Seventy-first General Assembly
STATE OF COLORADO**

ENGROSSED

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

LLS NO. 17-0715.01 Esther van Mourik x4215

HOUSE BILL 17-1191

HOUSE SPONSORSHIP

Becker K. and Herod, Pabon, Winter, Garnett, Buckner, Coleman, Covarrubias, Esgar, Exum, Ginal, Hansen, Hooton, Jackson, McLachlan, Melton, Salazar, Weissman

SENATE SPONSORSHIP

(None),

House Committees

Finance
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING A REQUIREMENT THAT STAFF OF THE LEGISLATIVE**
102 **COUNCIL PREPARE DEMOGRAPHIC NOTES ON CERTAIN**
103 **LEGISLATIVE BILLS, AND, IN CONNECTION THEREWITH, MAKING**
104 **AN APPROPRIATION.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov/>.)

The bill requires the staff of the legislative council to prepare demographic notes on legislative bills in each regular session of the general assembly. The speaker of the house of representatives, the

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

HOUSE
Amended 2nd Reading
April 28, 2017

minority leader of the house of representatives, the president of the senate, and the minority leader of the senate are authorized to request 5 demographic notes each, or more at the discretion of the director of research of the legislative council.

The bill requires the staff of the legislative council to meet with the member of leadership requesting the demographic note and with the sponsor of the legislative bill to discuss whether a demographic note can practically be completed for that legislative bill. If not, the member of leadership may request a demographic note, within the limits specified in the bill, on a different legislative bill that might be more conducive to a demographic note's analysis.

A demographic note is defined as a note that uses available data to outline the potential disparate effects of a legislative measure on various populations within the state. Populations may be identified by race, gender, disability, age, geography, income, or any other relevant characteristic for which data are available.

The bill requires the director of research to develop the procedures for requesting, completing, and updating the demographic notes and to memorialize the procedures in a letter to the executive committee of the legislative council.

Finally, the bill requires each state department, agency, or institution to cooperate with and provide information for a demographic note of a legislative bill in the manner requested by the staff of the legislative council.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 2-2-322.5 as
3 follows:

4 **2-2-322.5. Demographic notes - definition.**

5 (1) (a) COMMENCING WITH THE SECOND REGULAR SESSION OF THE
6 SEVENTY-FIRST GENERAL ASSEMBLY AND DURING EACH REGULAR SESSION
7 THEREAFTER, THE STAFF OF THE LEGISLATIVE COUNCIL SHALL PREPARE
8 DEMOGRAPHIC NOTES ON LEGISLATIVE BILLS AS SPECIFIED IN SUBSECTION
9 (1)(b) OF THIS SECTION.

10 (b) THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, THE
11 MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES, THE PRESIDENT OF

1 THE SENATE, AND THE MINORITY LEADER OF THE SENATE MAY EACH
2 REQUEST THE PREPARATION OF A DEMOGRAPHIC NOTE ON UP TO FIVE
3 LEGISLATIVE BILLS, OR MORE AT THE DISCRETION OF THE DIRECTOR OF
4 RESEARCH OF THE LEGISLATIVE COUNCIL.

5 (c) PRIOR TO COMMENCING WORK ON A DEMOGRAPHIC NOTE, THE
6 STAFF OF THE LEGISLATIVE COUNCIL SHALL MEET WITH THE MEMBER OF
7 LEADERSHIP REQUESTING THE DEMOGRAPHIC NOTE AND WITH THE
8 SPONSOR OF THE LEGISLATIVE BILL TO DISCUSS WHETHER A DEMOGRAPHIC
9 NOTE CAN PRACTICALLY BE COMPLETED FOR THAT LEGISLATIVE BILL. IF
10 NOT, THE MEMBER OF LEADERSHIP MAY REQUEST A DEMOGRAPHIC NOTE,
11 WITHIN THE LIMITS SPECIFIED IN SUBSECTION (1)(b) OF THIS SECTION, ON
12 A DIFFERENT LEGISLATIVE BILL THAT MIGHT BE MORE CONDUCTIVE TO A
13 DEMOGRAPHIC NOTE'S ANALYSIS.

14 (d) NO LATER THAN DECEMBER 1, 2017, THE DIRECTOR OF
15 RESEARCH OF THE LEGISLATIVE COUNCIL SHALL DEVELOP THE
16 PROCEDURES FOR REQUESTING, COMPLETING, AND UPDATING THE
17 DEMOGRAPHIC NOTES AND SUCH PROCEDURES MUST BE MEMORIALIZED IN
18 A LETTER TO THE EXECUTIVE COMMITTEE OF THE LEGISLATIVE COUNCIL.

19 (2) FOR PURPOSES OF THIS SECTION, "DEMOGRAPHIC NOTE" MEANS
20 A NOTE THAT USES AVAILABLE DATA TO OUTLINE THE POTENTIAL
21 DISPARATE EFFECTS OF A LEGISLATIVE MEASURE ON VARIOUS
22 POPULATIONS WITHIN THE STATE. POPULATIONS MAY BE IDENTIFIED BY
23 RACE, GENDER, DISABILITY, AGE, GEOGRAPHY, INCOME, OR ANY OTHER
24 RELEVANT CHARACTERISTIC FOR WHICH DATA ARE AVAILABLE.

25 (3)(a) EACH STATE DEPARTMENT, AGENCY, OR INSTITUTION SHALL
26 COOPERATE WITH AND PROVIDE INFORMATION FOR A DEMOGRAPHIC NOTE
27 ON A LEGISLATIVE BILL IN THE MANNER REQUESTED BY THE STAFF OF THE

1 LEGISLATIVE COUNCIL.

2 (b) THE STATE DEPARTMENT, AGENCY, OR INSTITUTION SHALL
3 MEET THE DEADLINES ESTABLISHED BY THE STAFF OF THE LEGISLATIVE
4 COUNCIL FOR PROVIDING A RESPONSE TO A REQUEST FOR INFORMATION
5 MADE PURSUANT TO SUBSECTION (3)(a) OF THIS SECTION OR SHALL
6 SPECIFY THE NEED FOR ADDITIONAL TIME TO PROVIDE THE RESPONSE. IF
7 ADDITIONAL TIME IS REQUIRED TO RESPOND TO THE REQUEST FOR
8 INFORMATION, THE STAFF OF THE LEGISLATIVE COUNCIL SHALL SET A
9 REASONABLE TIME FOR PROVIDING THE INFORMATION.

10 **SECTION 2. Appropriation.** For the 2017-18 state fiscal year,
11 \$87,263 is appropriated to the legislative department for use by the
12 legislative council staff. This appropriation is from the general fund and
13 is based on an assumption that the legislative council staff will require an
14 additional 0.9 FTE. To implement this act, the legislative council staff
15 may use this appropriation to prepare demographic notes on certain
16 legislative bills.

17 **SECTION 3. Act subject to petition - effective date.** This act
18 takes effect at 12:01 a.m. on the day following the expiration of the
19 ninety-day period after final adjournment of the general assembly (August
20 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a
21 referendum petition is filed pursuant to section 1 (3) of article V of the
22 state constitution against this act or an item, section, or part of this act
23 within such period, then the act, item, section, or part will not take effect
24 unless approved by the people at the general election to be held in
25 November 2018 and, in such case, will take effect on the date of the
26 official declaration of the vote thereon by the governor.