



HOUSE JOINT RESOLUTION 03-1060

BY REPRESENTATIVES King, Spradley, Berry, Borodkin, Boyd, Briggs, Cadman, Carroll, Coleman, Fairbank, Fritz, Garcia, Hall, Hodge, Hoppe, Jahn, Johnson R., Larson, Lee, Madden, Marshall, McCluskey, McFadyen, Merrifield, Miller, Paccione, Ragsdale, Rhodes, Romanoff, Rose, Smith, Spence, Stafford, Stengel, Veiga, Vigil, Weddig, Weissmann, White, Williams S., Williams T., Young, Frangas, and Schultheis;
also SENATORS Anderson, and Andrews.

CONCERNING THE CREATION OF AN INTERIM COMMITTEE TO STUDY THE IMPACT OF VARIOUS CONSTITUTIONAL AND STATUTORY PROVISIONS ON THE ABILITY OF THE STATE TO PROVIDE PROGRAMS AND SERVICES TO ITS CITIZENS.

WHEREAS, The state of Colorado is experiencing an economic downturn that has reduced state revenues and affected the ability of the state to provide various programs and services to its citizens; and

WHEREAS, Several amendments to the state constitution, including section 20 of article X (the TABOR amendment), section 17 of article IX (Amendment 23), and section 3 (1) of article X (the Gallagher amendment) of the state constitution, interact so as to limit the ability of the state to address the economic downturn and maintain current service levels for the citizens of the state; and

WHEREAS, Those constitutional amendments were approved by the voters of the state at different times and without full knowledge of the impact the amendments would have on each other and the state's budgetary flexibility; and

WHEREAS, The General Assembly needs to study how these constitutional provisions interact with each other and with certain existing statutory provisions, and how the constitutional and statutory provisions affect the state's budgetary flexibility, in order to determine whether modifications to the constitutional amendments should be proposed to the voters of the state; now, therefore,

Be It Resolved by the House of Representatives of the Sixty-fourth General Assembly of the State of Colorado, the Senate concurring herein:

(1) That there shall be a committee to meet in the interim after the 2003 Regular Session of the Sixty-fourth General Assembly and after completion of the study conducted by Legislative Council staff pursuant to House Joint Resolution 03-1033, as adopted at the First Regular Session of the Sixty-fourth General Assembly to study the interaction of the TABOR amendment, Amendment 23, the Gallagher amendment, and any other relevant constitutional and statutory provisions and how the amendments impact the ability of the state to provide funding for various programs and services to its citizens. The interim committee shall consist of the members of the Legislative Council of the General Assembly. The interim committee may consider, but shall not be limited to, the following:

(a) The interaction of the TABOR amendment, Amendment 23, the Gallagher amendment, and other relevant constitutional and statutory provisions;

(b) How the interaction of the constitutional and statutory provisions affect the state's ability to provide various programs and services to its citizens and to balance its budget;

(c) What, if any, constitutional or statutory changes should be pursued in order to increase the state's budgetary flexibility and improve the ability of the state to provide various programs and services to its citizens.

(2) That the interim committee shall utilize the study conducted by the Legislative Council staff pursuant to House Joint Resolution 03-1033, as adopted at the First Regular Session of the Sixty-fourth General Assembly and may consult with and obtain input and information from appropriate individuals and organizations.

(3) That the Legislative Council Staff and the Office of Legislative Legal Services be made available to assist the interim committee in carrying out its duties.

(4) That the interim committee comprised of the Legislative Council shall consider its findings and recommendations by November 15, 2003, and shall report its findings and recommendations to the Second Regular Session of the Sixty-fourth General Assembly.

(5) That all expenditures incurred in the conduct of the study enumerated in this Joint Resolution shall be approved by the chairperson of the Legislative Council and paid by voucher and warrants drawn as provided by law from funds allocated to the Legislative Council from appropriations made by the General Assembly.

Lola Spradley
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

John Andrews
PRESIDENT OF
THE SENATE

Judith Rodrigue
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Mona Heustis
SECRETARY OF
THE SENATE

