

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

March 4, 2010
Date

Committee on Transportation & Energy.

After consideration on the merits, the Committee recommends the following:

HB10-1113 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 3, line 10, after "(III)" insert "(A)".

- 2 Page 3, line 13, after "PATROL." insert "THE PORT OF ENTRY SAFETY
3 PROGRAM AND THE COMMERCIAL VEHICLE SAFETY PROGRAM, WHICH
4 PROGRAMS ARE OPERATED BY THE DEPARTMENT OF REVENUE, SHALL BE
5 TRANSFERRED TO THE COLORADO STATE PATROL AS DIRECTED BY THE
6 CHIEF OF THE COLORADO STATE PATROL."

- 7 Page 3, line 17, after "SAFETY." add "THE DEPARTMENT OF PUBLIC
8 SAFETY, THROUGH THE COLORADO STATE PATROL, SHALL CONDUCT A
9 THOROUGH PERFORMANCE REVIEW OF: THE TRANSFER OF STATIONARY
10 AND MOBILE PORT OF ENTRY OPERATIONS; SUPPORT FUNCTIONS; FLEET
11 ISSUES; OPERATIONAL INFORMATION TECHNOLOGY PROGRAMS; CAPITAL
12 CONSTRUCTION AND CONTROL MAINTENANCE REQUESTS, INCLUDING A
13 PLAN FOR FUTURE REQUESTS; STAFFING NEEDS; CHANGES IN OPERATIONS;
14 HOURS OF PORT OF ENTRY OPERATIONS STATEWIDE; EFFICIENCIES TO BE
15 GAINED BY THE TRANSFER; AND OTHER TASKS AS NEEDED. AS PART OF
16 THE PERFORMANCE REVIEW, THE EXECUTIVE DIRECTOR OF THE
17 DEPARTMENT OF PUBLIC SAFETY SHALL MEET WITH ANY CERTIFIED
18 EMPLOYEE ORGANIZATIONS THAT REPRESENT STAFF WHO ARE IMPACTED
19 BY THE OPERATIONAL TRANSFER. THE REVIEW SHALL BE COMPLETED NO
20 LATER THAN JULY 1, 2011. THE CHIEF OF THE COLORADO STATE PATROL,
21 IN CONSULTATION WITH THE EXECUTIVE DIRECTOR OF THE DEPARTMENT
22 OF PUBLIC SAFETY, SHALL HAVE THE AUTHORITY TO IMPLEMENT ANY

1 CHANGES TO THE OPERATION OF PORT OF ENTRY WEIGH STATIONS AS A
2 RESULT OF THE PERFORMANCE REVIEW."

3 Page 3, after line 17 insert:

4 "(B) ANY EMPLOYEES TRANSFERRED TO THE DEPARTMENT OF
5 PUBLIC SAFETY AND ALLOCATED TO THE COLORADO STATE PATROL
6 PURSUANT TO SUB-SUBPARAGRAPH (A) OF THIS SUBPARAGRAPH (III) WHO
7 ARE CLASSIFIED IN THE STATE PERSONNEL SYSTEM SHALL RETAIN ALL
8 RIGHTS TO THE PERSONNEL SYSTEM AND RETIREMENT BENEFITS PURSUANT
9 TO THE LAWS OF THIS STATE, AND THEIR SERVICES SHALL BE DEEMED TO
10 HAVE BEEN CONTINUOUS. ALL TRANSFERS IN THE STATE PERSONNEL
11 SYSTEM SHALL BE MADE AND PROCESSED IN ACCORDANCE WITH STATE
12 PERSONNEL LAWS AND REGULATIONS. ANY EMPLOYEE TRANSFERRED TO
13 THE DEPARTMENT OF PUBLIC SAFETY AND ALLOCATED TO THE COLORADO
14 STATE PATROL PURSUANT TO SUB-SUBPARAGRAPH (A) OF THIS
15 SUBPARAGRAPH (III) SHALL MAINTAIN THE DUTIES AND RESPONSIBILITIES
16 RELATED TO THE EMPLOYEE'S POSITION. NO POSITION SHALL BE
17 ABOLISHED BASED SOLELY ON A CHANGE IN QUALIFICATIONS AS A RESULT
18 OF THE TRANSFER."

19 Page 8, line 5, after "CHIEF." add "THE CHIEF SHALL PROMULGATE ANY
20 NEW REGULATORY, POLICY, OR OPERATIONAL INTERPRETATIONS DEEMED
21 NECESSARY TO THE EFFICIENT OPERATION OF THE PORTS OF ENTRY
22 SECTION."

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