

First Regular Session
Seventieth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 15-0194.01 Yelana Love x2295

SENATE BILL 15-103

SENATE SPONSORSHIP

Lundberg,

HOUSE SPONSORSHIP

Becker K.,

Senate Committees
Health & Human Services

House Committees

A BILL FOR AN ACT

101 CONCERNING CONTINUATION OF THE COMPLIANCE ADVISORY PANEL,
102 AND, IN CONNECTION THEREWITH, IMPLEMENTING THE
103 RECOMMENDATIONS OF THE DEPARTMENT OF REGULATORY
104 AGENCIES AS CONTAINED IN THE 2014 SUNSET REPORT.

Bill Summary

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

Sunset Process - Senate Health and Human Services Committee. In accordance with the recommendation of the department of regulatory agencies contained in its sunset review, the bill continues

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.

the compliance advisory panel for 11 years, until 2026. In addition, the bill establishes that future sunset reviews for the compliance advisory panel are pursuant to the standards set for advisory boards rather than the standards set for regulatory agencies and functions. The bill clarifies that the compliance advisory panel advises, not oversees, the small business stationary source technical and environmental compliance assistance program. The bill extends compliance advisory panel members' terms from 2 years to 3 years.

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

2 **SECTION 1.** In Colorado Revised Statutes, 2-3-1203, **add** (3)
3 (mm) as follows:

4 **2-3-1203. Sunset review of advisory committees.** (3) The
5 following dates are the dates on which the statutory authorization for the
6 designated advisory committees is scheduled for repeal:

7 (mm) SEPTEMBER 1, 2026:

8 (I) THE COMPLIANCE ADVISORY PANEL TO THE AIR POLLUTION
9 CONTROL DIVISION IN THE DEPARTMENT OF PUBLIC HEALTH AND
10 ENVIRONMENT CREATED IN SECTION 25-7-109.2, C.R.S.

11 **SECTION 2.** In Colorado Revised Statutes, 25-7-109.2 **amend**
12 (2) (d), (4), and (6) as follows:

13 **25-7-109.2. Small business stationary source technical and**
14 **environmental compliance assistance program - repeal.** (2) There is
15 hereby created a compliance advisory panel, which shall:

16 (d) ~~Oversee~~ ADVISE the small business stationary source technical
17 and environmental compliance assistance program, which shall serve as
18 the secretariat for the development and dissemination of such reports and
19 advisory opinions.

20 (4) The terms of those members of the panel initially appointed by
21 the governor, the speaker of the house of representatives, and the minority

1 leader of the house of representatives shall expire on January 31, 1994.
2 The terms of those members initially appointed by the president of the
3 senate, the minority leader of the senate, and the executive director of the
4 department of public health and environment shall expire on January 31,
5 1995. Thereafter, members of the panel shall serve for terms of ~~two~~
6 THREE years, such terms to commence on February 1 of the year of
7 appointment. Vacancies occurring during the term of office of any
8 member of the panel shall be filled for the unexpired portion of the
9 regular term in the same manner as for the original appointment.

10 (6) The general assembly finds, determines, and declares that this
11 section is enacted for purposes of compliance with the provisions of
12 section 507 of the federal act, 42 U.S.C. sec. 7661f. Subsections (2), (3),
13 and (4) of this section and this subsection (6) are repealed, effective ~~July~~
14 ~~1, 2015~~ SEPTEMBER 1, 2026. Prior to said repeal, the compliance advisory
15 panel shall be reviewed by a legislative committee of reference,
16 designated pursuant to section 2-3-1201, C.R.S., to conduct the review
17 pursuant to section ~~24-34-104~~ 2-3-1203, C.R.S.

18 **SECTION 3.** In Colorado Revised Statutes, 24-34-104, **repeal**
19 (46) (d) as follows:

20 **24-34-104. General assembly review of regulatory agencies**
21 **and functions for termination, continuation, or reestablishment.**

22 (46) The following agencies, functions, or both shall terminate on July
23 1, 2015:

24 (d) ~~The compliance advisory panel to the air pollution control~~
25 ~~division in the department of public health and environment created in~~
26 ~~section 25-7-109.2, C.R.S.;~~

27 **SECTION 4. Effective date.** This act takes effect July 1, 2015.

1 **SECTION 5. Safety clause.** The general assembly hereby finds,
2 determines, and declares that this act is necessary for the immediate
3 preservation of the public peace, health, and safety.