

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

January 29, 2015
Date

Committee on Business Affairs and Labor.

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

HB15-1133 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 2, line 2, after "**amend**" insert "(1) (a), (1) (b),".
- 2 Page 2, strike line 5 and substitute "**- cash fund - report.** (1) (a) There
- 3 is hereby created in the office of the executive director in the department
- 4 of labor and employment the Colorado pay equity commission, referred
- 5 to in this section as the "commission". The commission consists of eleven
- 6 members as follows:
 - 7 (I) The executive director of the department of labor and
 - 8 employment or his or her designee;
 - 9 (II) The director of the civil rights division in the department of
 - 10 regulatory agencies or his or her designee;
 - 11 (III) THE FOLLOWING NINE MEMBERS APPOINTED BY THE
 - 12 GOVERNOR:
 - 13 ~~(H)~~ (A) One member representing higher education who has
 - 14 expertise in pay equity issues; ~~appointed by the governor;~~
 - 15 ~~(IV) Two members appointed by the president of the senate as~~
 - 16 ~~follows:~~
 - 17 ~~(A)~~ (B) One member representing a statewide labor union
 - 18 federation that includes private and public sector unions; ~~and~~
 - 19 ~~(B)~~ (C) One member representing a national organization that
 - 20 serves minority communities and communities of color;
 - 21 ~~(V) Two members appointed by the speaker of the house of~~
 - 22 ~~representatives as follows:~~
 - 23 ~~(A)~~ (D) One member of a women's national association or

1 organization; and
2 ~~(B)~~ (E) One member who is an attorney with experience in labor
3 and employment issues, is an active member of a statewide association of
4 attorneys, and represents employees;
5 ~~(V)~~ (F) One member representing a business association;
6 ~~appointed by the minority leader of the senate;~~
7 ~~(VH)~~ (G) One member representing a chamber of commerce or a
8 consortium of chambers of commerce; ~~appointed by the minority leader~~
9 ~~of the house of representatives;~~
10 ~~(VHH)~~ (H) One member who is a private, for-profit employer with
11 fewer than fifteen employees; ~~appointed jointly by the minority leaders~~
12 ~~of the senate and house of representatives;~~ and
13 ~~(IX)~~ (I) One member who is a private, for-profit employer with
14 fifteen or more employees. ~~appointed jointly and with the unanimous~~
15 ~~consent of the president and minority leader of the senate and the speaker~~
16 ~~and minority leader of the house of representatives.~~
17 (b) (I) (A) ~~The initial appointments to the commission shall be~~
18 ~~made within ninety days after May 25, 2010. If the appointing authority~~
19 ~~for a particular position on the commission fails to appoint a person to fill~~
20 ~~the position by the ninetieth day after May 25, 2010, the commission, by~~
21 ~~a majority vote of the members appointed by such date, shall select a~~
22 ~~qualified person to fill the position.~~ APPOINTED MEMBERS OF THE
23 COMMISSION WHO ARE SERVING ON THE COMMISSION AS OF JULY 1, 2015,
24 ARE REMOVED FROM THE COMMISSION, AND BY JULY 31, 2015, THE
25 GOVERNOR SHALL APPOINT NEW MEMBERS, OR REAPPOINT MEMBERS WHO
26 WERE SERVING ON THE COMMISSION AS OF JULY 1, 2015, TO THE
27 COMMISSION IN ACCORDANCE WITH SUBPARAGRAPH (III) OF PARAGRAPH
28 (a) OF THIS SUBSECTION (1).
29 (B) IN ORDER TO ENSURE STAGGERED TERMS OF OFFICE, THE
30 GOVERNOR SHALL APPOINT FOUR COMMISSION MEMBERS TO SERVE INITIAL
31 ONE-YEAR TERMS OF OFFICE AND FIVE COMMISSION MEMBERS TO SERVE
32 INITIAL TWO-YEAR TERMS OF OFFICE. UPON COMPLETION OF THE INITIAL
33 TERMS, THE APPOINTED members of the commission shall serve two-year
34 terms of office. ~~not to exceed two consecutive terms of office.~~
35 (II) Upon the vacancy of a position on the commission, the
36 ~~appointing authority for that position on the commission~~ GOVERNOR shall
37 appoint a qualified person to complete the remainder of the unexpired
38 term. If the ~~appointing authority~~ GOVERNOR fails to appoint a person to
39 fill the vacancy within sixty days after the date the vacancy occurs, the
40 commission, by majority vote, shall select a qualified person to fill the
41 vacancy.

- 1 (2) (a) THE COMMISSION MAY SOLICIT, AND THE".
- 2 Page 2, line 7, strike "costs." and substitute "costs, INCLUDING COSTS FOR
3 STAFF SUPPORT."
- 4 Page 2, line 15, after "(b)" insert "THE DEPARTMENT SHALL PROVIDE
5 STAFF SUPPORT TO THE COMMISSION."
- 6 Page 2, lines 16 and 17, strike "EMPLOY OR CONTRACT" and substitute
7 "USE THE FUNDS TO COVER THE COMMISSION'S COSTS, INCLUDING COSTS
8 FOR DEPARTMENT STAFF OR COSTS ASSOCIATED WITH HIRING OR
9 CONTRACTING".

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