TITLE 2. LEGISLATIVE
LEGISLATIVE SERVICES
ARTICLE 3.LEGISLATIVE SERVICES
PART 12. SUNRISE AND SUNSET REVIEW COMMITTEE

C.R.S. 2-3-1203 (2012)

2-3-1203. Sunset review of advisory committees

(1) (a) The general assembly hereby finds and declares that advisory committees are beneficial to government since they help involve private citizens in the daily operations of government and provide the government with a system for utilizing the expertise of its citizens. However, there has been no legislative supervision which would allow for the systematic review of such committees to ascertain which committees may have outlived their usefulness yet remain on the statutes through oversight or neglect and which committees may have failed to perform the functions for which they were created. To assure that previously created advisory committees received this supervision, the review and hearing provisions set forth in subsection (2) of this section and the schedule set forth in subsection (3) of this section were created in 1986, and repeal provisions were added to the existing statutory authorizations for such committees. To assure that newly created advisory committees are supervised and subjected to such a review, any advisory committee created on or after July 1, 1990, shall have a life not to exceed six years, and the statutory authorization for the committee shall contain a corresponding repeal provision. An advisory committee created on or after July 1, 1994, shall have a life not to exceed ten years, and the statutory authorization for the committee shall contain a corresponding repeal provision. The general assembly, acting by bill, may reschedule the review date for an advisory committee to a later date if such rescheduled date does not violate the ten-year maximum life provision. Newly created advisory committees shall be subject to the review provisions of this section.

(b) As used in this section, "advisory committee" means any advisory body, including but not limited to any commission, council, or board.

(2) (a) A legislative committee of reference designated pursuant to section 2-3-1201 shall consider whether to continue or to continue with modification any advisory committee which is scheduled to have its statutory authorization repealed and may recommend the consideration of a bill as it deems necessary to effect such continuation.

(b) (I) Each such advisory committee shall submit the following information to the department of regulatory agencies:

(A) The names of the current members of the advisory committee;

(B) All revenues and all expenditures, including advisory committee expenses per diem paid to members, and any travel expenses;

(C) The dates all advisory committee meetings were held and the number of members attending the meetings;

(D) A listing of all advisory proposals made by the advisory committee together with an indication as to whether or not each proposal has been acted on, implemented, or enacted into statute;

(E) The reasons why the advisory committee should be continued.

(II) All information required by subparagraph (I) of this paragraph (b) shall be for the then current fiscal year as well as the prior fiscal year and shall be submitted before July 1 of the year preceding the year in which the statutory authorization for the advisory committee is scheduled for repeal.

(III) The department of regulatory agencies shall conduct an analysis and evaluation of the performance of each division, board, or agency or each function scheduled for termination under this section. The department of regulatory agencies shall submit a report containing such analysis and evaluation to the office of legislative legal services by October 15 of the year preceding the date established for termination.

(c) A legislative committee of reference designated pursuant to section 2-3-1201 shall conduct hearings for each advisory committee that submits the information required by paragraph (b) of this subsection (2).

(d) A bill recommended for consideration under this subsection (2) shall be introduced in the house of representatives in even-numbered years and in the senate in odd-numbered years.

(e) A bill recommended for consideration under this subsection (2) shall not be counted against the number of bills to which the sponsor is limited by any law or joint rule of the senate and house of representatives.

(3) The following dates are the dates for which the statutory authorization for the designated advisory committees is scheduled for repeal:

(a) through (z.5) not included

(aa) July 1, 2014:

(I) Repealed.

(II) The Colorado natural areas council, an advisory council to the parks and wildlife commission, appointed pursuant to section 33-33-106, C.R.S.;

(III) The volunteer firefighter advisory committee, created in section 31-30-1112 (6), C.R.S.;

(IV) Repealed.

(V) The nurse-physician advisory task force for Colorado health care, created in section 24-34-109, C.R.S.;

(VI) The enterprise zone review task force, created in section 39-30-103, C.R.S.;

(bb) July 1, 2015:

(I) The advisory committee appointed pursuant to section 12-8-108 (2), C.R.S., by the director of the division of professions and occupations in the department of regulatory agencies;

(II) The Colorado pay equity commission created pursuant to section 8-5-106, C.R.S.;

(cc) July 1, 2016:

(I) The Colorado special education fiscal advisory committee created in section 22-20-114.5 (2), C.R.S.;

(II) The advisory committee appointed by the executive director of the department of public health and environment pursuant to section 25-3-602 (4), C.R.S., and the advisory committee's functions, as specified in section 25-3-602 (5) and (6), C.R.S.;

(III) The council of higher education representatives convened pursuant to section 23-1-108.5 (3), C.R.S.;

(IV) The commodity metals theft task force created in section 18-13-111, C.R.S.;

(dd) July 1, 2017:

(I) The Colorado board of veterans affairs, created pursuant to section 28-5-702, C.R.S.;

(II) The restorative justice coordinating council created in section 19-2-213, C.R.S.;

(III) Each of the local advisory boards for state and veterans nursing homes, created in section 26-12-121, C.R.S.;

(IV) The board of commissioners of state and veterans nursing homes, created in section 26-12-402, C.R.S.;

(V) The minority health advisory commission in the department of public health and environment created in section 25-4-2206, C.R.S.;

(VI) The court security cash fund commission, created pursuant to part 2 of article 1 of title 13, C.R.S.;

(VII) Repealed.

(VIII) The Colorado health service corps advisory council created pursuant to section 25-20.5-704, C.R.S.;

(IX) The education data advisory committee created pursuant to section 22-2-304, C.R.S.;

(X) The school leadership academy board, created pursuant to section 22-13-103, C.R.S.;

(XI) The school safety resource center advisory board created pursuant to section 24-33.5-1804, C.R.S.;

(dd.5) September 1, 2017:

(I) The technical advisory panel convened in section 23-31-310, C.R.S.;

(ee) July 1, 2018:

(I) The consumer insurance council created in section 10-1-133, C.R.S.;

(II) The wildland-urban interface training advisory board created in section 24-33.5-1212 (3), C.R.S.;

(III) The Colorado advisory council for persons with disabilities, created in section 24-45.5-103, C.R.S.;

(IV) Repealed.

(ff) July 1, 2019:

(I) The government data advisory board created in section 24-37.5-703, C.R.S.;

(II) The education data subcommittee created in section 24-37.5-703.5, C.R.S.;

(III) The concurrent enrollment advisory board created in section 22-35-107, C.R.S.;

(IV) The Colorado state advisory council for parent involvement in education created in section 22-7-303, C.R.S.;

(V) The hospital provider fee oversight and advisory board, created in section 25.5-4-402.3, C.R.S.;

(ff.5) September 1, 2019:

(I) The seed potato advisory committee created in section 35-27.3-107, C.R.S.;

(II) The river outfitter advisory committee created in section 33-32-110, C.R.S.;

(gg) July 1, 2020:

(I) The Colorado kids outdoors advisory council created pursuant to section 24-33-109.5, C.R.S.;

(II) The waste tire advisory committee created in section 25-17-208, C.R.S.;

(III) The behavioral health transformation council, created in section 27-61-102, C.R.S.;

(hh.5) September 1, 2021:

(I) The homeland security and all-hazards senior advisory committee created pursuant to section 24-33.5-1614, C.R.S.;

(ii.5) September 1, 2022:

(I) The advisory group appointed by the director of the primary care office pursuant to section 24-34-110.5 (3), C.R.S.