



CACI 2006 FINAL LEGISLATIVE AGENDA

CACI LOBBYING PRIORITIES

HB06-1017 Creation of Performance-Based Incentive for Employers that Create High Quality New Jobs (Hall/Spence)

Allows an employer in a rural area that creates five new jobs within a month and an employer in an urban area that creates ten new jobs within a month to claim a performance-based incentive for every job created and continued for one year. The amount of the incentive is determined by the percentage of goods and services produced in Colorado and exported outside of Colorado, and by exceeding the average wage in the county in which the new jobs are created.

Position: Support recognizing that tax credit bills this session will likely not pass this session

Status: **Signed into law**

HB06-1041 Continuation of Cost-Benefit Analysis of Proposed Rules (Borodkin/Groff)

Sunset Review. Continues the review of rules to determine the impact on economic competitiveness or on small business in Colorado until July 1, 2013. Allows the Department of Regulatory Agencies to require the agency proposing the rule to conduct a cost-benefit analysis.

Position: Support and lobby

Status: **Signed into law**

HB06-1095 Preference for Purchase of Environmentally Preferable Products (Weissmann/Hanna)

Interim Committee on State Procurement. Requires a governmental body to award the contract to a bidder who is able to offer environmentally preferable products if those EP products meet specifications and are suitability and available. Applicable products include raw materials, acquisition, production, manufacturing, packaging, distribution, reuse, operation, maintenance or disposal. Allows the state to exceed by 5 percent the price for non-EP products.

Position: Requested impact from membership. Utilities attempting to recover their stranded costs. AeA neutral. 3rd Party certification language may need to be clarified.

Status: **Vetoed**

HB06-1105 Pilot Program to Use a Dynamic Model to Analyze the Economic Impact of Bills that Make a Tax Policy Change (McCluskey)

Establishes the pilot program directing the use of a dynamic model to analyze the economic impact of bills that make a tax policy change. Funding from capital construction fund after July 1, 2006.

Position: Support Dynamic Modeling

Status: **Deemed postponed indefinitely (killed)**

HB06-1125 Enforcement of an Offense Involving Failure to Use an Appropriate Motor Vehicle Restraining Device (Coleman/Groff)

Makes it a primary offense for a driver to operate a motor vehicle without wearing safety belts.

Position: Support

Status: **Deemed lost**

HB06-1201 Limited Gaming Revenues for Tourism (Plant/Taylor)

Reduces gaming revenues from General Fund and allocates those funds to Colorado travel and tourism promotion. Suspends the requirement in years where general fund revenues fall short of allowing the maximum GF appropriations permitted by law.

Position: Support and lobby

Status: **Signed into law**

HB06-1237 Premises Liability Actions (T. Carroll/Dyer)

Clarifies a landowner's liability on his or her premises.

Position: Support

Status: **Signed into law**

HB06-1251 Price Gouging (Green/Tochtrop)

Prohibits price gouging during an emergency by anyone within the chain of distribution. Prohibits price gouging for goods or services upon which a person's life depends. Gouging defined as 10 percent above the average price 30 days prior to the emergency. Emergency is a natural disaster or other emergency declared by state or federal government. Allows civil penalties for violators of \$10,000 per day.

Position: Support amendments to make the bill applicable to retail only

Status: **Vetoed**

HB06-1309 Air Quality Standards (McGihon/Grossman)

Authorizes state air quality regulations and implementation plans to be more stringent than federal law and repeals provisions of 1992 Colorado Clean Air Act. Would create a private cause of action for every citizen to sue for enforcement of more stringent clean air standards.

Position: Oppose

Status: **Vetoed**

HB06-1312 Private Letter Ruling (Vigil/Sandoval)

Requires the Department of Revenue to issue private letter rulings to taxpayers about the tax consequences of business decisions. Cash funded through fees paid by those requesting the rulings. Rulings are not precedent-setting or binding beyond the parties involved in the request for ruling.

Position: CACI bill – support

Status: **Signed into law**

HB06-1314 Prohibit Employer Communications (Cerbo)

Prohibits an employer from requiring an employee to attend or participate in any communication with the purpose of expressing the employer's political or religious opinions. Prohibits disciplinary actions for an employee's failure to participate. Allows for recovery of civil relief and damages 3 time the amount of economic loss.

Position: Oppose

Status: **Vetoed**

HB06-1346 Health Care Coverage Additional Minor Child (McGihon/Shaffer)

Would expand the definition of dependent and require health care coverage be extended to the dependents of unmarried dependent children up to age 25.

Position: Oppose

Status: **Vetoed**

HB06-1352 Water Quality Term in Change Decrees (McFadyen)

Authorizes a water judge in a decree for a change of water rights use to include a term or condition addressing decreases in water quality caused by the change if the change would cause an exceedance of water quality criteria established by the Water Quality Control Commission. The water judge must account for the contribution of all pollutant sources and the applicant is responsible for only that portion of the exceedance due to the proposed change.

Position: Determine impact

Status: **Deemed lost**

HB06-1359 False Claims (McFadyen)

Allows for recovery of treble damages where there is a false claim for payment involving government contracting with the state or a political subdivision.

Position: Seek amendments to address member concerns

Status: **Postponed indefinitely (killed)**

SB06-048 Dynamic Modeling (Tapia/Massey)

Interim Committee on Economic Development. Reinstates the pilot program for Legislative Council to use a dynamic model to analyze the economic impact of bills that make a tax policy change. Gives authority to make recommendation on the bills to be used in a dynamic model to a committee on economic development, tourism and international trade, if in existence.

Position: Support Dynamic Modeling

Status: **Signed into law**

SB06-052 Exemption from Statutory Limitation on Total Sales and Use Tax for County Tax to Fund Open Space (Grossman/White)

Any increment of sales or use tax by a county to fund acquisition or maintenance of open space and parks shall be exempt from the statutory limitation on the total amount of sales or use tax.

Position: Tax Council recommended opposition.

Status: **Vetoed**

SB06-063 Procurement of Information Technology Systems (Teck/Weissmann)

Interim Committee on State Procurement. Requires the Office of Innovation and Technology to certify to the state controller that any information technology project is in compliance with best practices. Requires the Department of Personnel to define the job and skill sets for IT project managers and analysts, provide training for project managers and analysts and work with state agencies on major IT projects. Certain costs are reimbursed by state agencies that utilize the services.

Position: Work to address member concerns

Status: **Signed into law**

SB06-064 Vendor Performance (Groff/Garcia)

Interim Committee on State Procurement. Provides that the Department of Personnel establish a policy of open competition for personal services contracts, provide for legislative and executive review, centralize information to be available electronically, and ensure proper accounting of expenditures for personal services contracts as well as past performance of vendors. Requires vendors to disclose whether any services or subcontracts are anticipated to be performed outside the U.S. or Colorado and a

statement as to the necessity to go outside the state or country. Sets out performance requirements for vendor contracts above \$100,000.

Position: Work to address member concerns

Status: **Vetoed**

SB06-066 Mandating Businesses to Allow Unpaid Leave for Parental Involvement in School Activities (Groff/Todd)

Employers with 10 or more employees must allow employees to take unpaid leave to attend their children's school activities. Unpaid leave is limited to 5 hours in a one-month period, to be taken in a maximum of 2 ½ hour segments, not to exceed 30 hours in an academic year. Exempts independent contractors, domestic servants, farm and ranch labor, hospital and health care workers or emergency responders.

Position: Oppose & Lobby. Amended in House Business Affairs and Labor Committee to require that companies have in place a policy addressing time off for school activities. Neutral with House BAL amendment.

Status: **Deemed lost**

SB06-141 Health Care Transparency Act (Tochtrop/Riesberg)

Requires annual reporting for hospitals and surgical centers that receive reimbursement or payment under Medicaid or Medicare. Requires hospitals to disclose financial, patient and staffing information to the state health department. Establishes penalties for failure to report.

Position: Oppose

Status: **Deemed lost**

SB06-198 Standard Health Care Provider Contracts (Johnson/Romanoff)

Requires health care providers to use an extensive standard contract.

Position: Work with BCHC in opposition

Status: **Vetoed**

SB06-227 Payment Healthcare Expenditures (Tochtrop/Solano)

Requires employers with 500 or more employees to disclose the number of part-time and full-time employees and the amount spent on health care for the employees when the employees or their beneficiaries are on public assistance.

Position: Work with BCHC in opposition

Status: **Vetoed**