

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB18-1256

THIS REPORT AMENDS THE
REENGROSSED BILL

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on HB18-1256, concerning continuation of the regulation of civil rights issues, and, in connection therewith, implementing the recommendation in the department of regulatory agencies' 2017 sunset review and report on the Colorado civil rights division and the Colorado civil rights commission to continue the division and commission and making an appropriation, has met and reports that it has agreed upon the following:

That the Senate recede from its amendments made to the bill, as the amendments appear in the rerevised bill, and that the following amendments be substituted therefor:

Amend reengrossed bill, page 2, after line 21 insert:

"SECTION 3. In Colorado Revised Statutes, **add** 2-3-125 as follows:

2-3-125. Periodic performance audits of Colorado civil rights division and commission - reports. BY DECEMBER 15, 2019, AND BY DECEMBER 15, 2024, THE STATE AUDITOR SHALL COMPLETE OR CAUSE TO BE CONDUCTED AND COMPLETED A PERFORMANCE AUDIT OF THE COLORADO CIVIL RIGHTS DIVISION CREATED IN SECTION 24-34-302 AND THE COLORADO CIVIL RIGHTS COMMISSION CREATED IN SECTION 24-34-303. THE STATE AUDITOR SHALL PREPARE A REPORT AND RECOMMENDATIONS ON EACH AUDIT CONDUCTED AND SHALL PRESENT THE REPORT AND RECOMMENDATIONS TO THE COMMITTEE.

SECTION 4. In Colorado Revised Statutes, **amend** 24-34-303 (1) as follows:

24-34-303. Civil rights commission - membership.

(1) (a) There is hereby created, within the division, the Colorado civil rights commission.

(b) (I) The commission ~~shall consist~~ CONSISTS of seven members ~~who shall be~~ appointed by the governor, with the consent of the senate, for terms of four years. The governor shall make appointments in such a manner that there are at all times:

(A) Two members of the commission representing the business community, at least one of whom shall be a representative of small business;

(B) Two members of the commission representing state or local government entities; EXCEPT THAT, UPON THE EXPIRATION OF THE TERM OF OFFICE OF ONE OF THE MEMBERS OF THE COMMISSION APPOINTED PURSUANT TO THIS SUBSECTION (1)(b)(I)(B) BEFORE THE EFFECTIVE DATE OF THIS SUBSECTION (1)(b)(I)(B), AS AMENDED, OR UPON A VACANCY IN EITHER POSITION, WHICHEVER OCCURS FIRST, AND IN ADDITION TO THE MEMBERS SPECIFIED IN SUBSECTION (1)(b)(I)(A) OF THIS SECTION, THE GOVERNOR SHALL APPOINT TO THAT POSITION ONE MEMBER REPRESENTING THE BUSINESS COMMUNITY, AND THEREAFTER THE COMPOSITION OF THE COMMISSION MUST CONTINUE TO REFLECT THIS CHANGE; and

(C) Three members of the commission from the community at large.

(II) IN ADDITION TO THE QUALIFICATIONS SPECIFIED IN SUBSECTION (1)(b)(I) OF THIS SECTION, the ~~membership~~ MEMBERS of the commission ~~shall~~ MUST at all times ~~be comprised of~~ INCLUDE:

(A) At least four members who are members of groups of people who have been or who might be discriminated against because of disability, race, creed, color, sex, sexual orientation, national origin, ancestry, marital status, religion, or age; AND

(B) NO MORE THAN SIX MEMBERS AFFILIATED WITH A MAJOR POLITICAL PARTY AND NO MORE THAN THREE MEMBERS AFFILIATED WITH THE SAME POLITICAL PARTY. A MEMBER MUST HAVE BEEN REGISTERED WITH THE SAME POLITICAL PARTY OR REGISTERED AS UNAFFILIATED FOR AT LEAST TWO YEARS IMMEDIATELY PRECEDING THE MEMBER'S APPOINTMENT TO THE COMMISSION.

(III) THE GOVERNOR SHALL MAKE appointments ~~shall be made to~~ provide geographical area representation insofar as may be practicable.

~~and no more than four members shall belong to the same political party."~~

Renumber succeeding sections accordingly.