

## Bills of Interest to the Colorado State Fire Chiefs' Association in the 2010 Colorado General Assembly

Bill Number	Sponsor	Title	Bill Summary	Status	Notes/Link to Bill	Position
SB10-021	Senate: Morse House: Labuda	Concerning a Volunteer Firefighter Pension Plan.	<p>Makes the following changes to the "Volunteer Firefighter Pension Act":</p> <ul style="list-style-type: none"> <li>• Eliminates the exclusion of the reimbursement for lost wages from the definition of "compensation", as the term is used in the definition of "volunteer firefighter";</li> <li>• Permits retired fire department members, including those who have returned to active service, to serve on the board of trustees of a volunteer firefighter pension fund;</li> <li>• Eliminates an investment restriction on a trustee of a fund; and</li> <li>• Eliminates the requirement that the board of trustees of a fund deliver a copy of a report on the condition of the fund to the board of directors of its fire protection district.</li> </ul>	02/18/2010 House Third Reading Passed	<p>Police Officers' and Firefighters' Pension Reform Commission</p> <p><a href="http://www.colofirechiefs.org/10Legislature/021_rer.pdf">www.colofirechiefs.org/10Legislature/021_rer.pdf</a></p> <p>Analysis of Proposed Legislation by Dino Ross, Ireland Stapleton Pryor &amp; Pascoe, PC <a href="http://www.colofirechiefs.org/10Legislature/SB10-021_Analysis.pdf">www.colofirechiefs.org/10Legislature/SB10-021_Analysis.pdf</a></p>	Support
SB10-022	Senate: Morse House: King, S.	Concerning a Member-Approved Increase in the Member Contribution Rate to the Statewide Defined Benefit Plan Administered by the Fire and Police Pension Association.	<p>Permits the board of directors of the fire and police pension association to increase the member contribution rate for the statewide defined benefit plan if the increase:</p> <ul style="list-style-type: none"> <li>• Does not require an increase in the employer contribution rate or adversely affect the plan's status under federal law; and</li> <li>• Is approved by a supermajority of active plan members and a majority of the employers.</li> </ul>	02/18/2010 House Third Reading Passed	<p>Police Officers' and Firefighters' Pension Reform Commission</p> <p><a href="http://www.colofirechiefs.org/10Legislature/022_rer.pdf">www.colofirechiefs.org/10Legislature/022_rer.pdf</a></p>	Monitor
SB10-023	Senate: Williams House: Riesberg	Concerning the Discretion of the Board of Directors of the FPPA to Adopt Rules Regarding the Return to Work by a Member Participating in the Defined Benefit System of the Association Who Elects Retirement.	<p>Allows the board of directors of the fire and police pension association to adopt rules, in the board's discretion, suspending the distribution of benefits to any retired member participating in the defined benefit system who, after electing a retirement, has returned to work with an employer who also participates in the defined benefit system.</p>	02/18/2010 House Third Reading Passed	<p>Police Officers' and Firefighters' Pension Reform Commission</p> <p><a href="http://www.colofirechiefs.org/10Legislature/023_rer.pdf">www.colofirechiefs.org/10Legislature/023_rer.pdf</a></p>	Monitor

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SB10-024	Senate: Tochtrop House: Labuda	Concerning the Repeal of the Authority of The Board of Directors of the FPPA to Affiliate with a Local Money Purchase Pension Plan.	Repeals the authority of the board of directors of FPPA to enter into an agreement with an employer establishing a money purchase pension plan for the purpose of having the board administer the plan and manage the investment of the moneys of the plan. Eliminates a cash fund and audit requirement related to the affiliated plan.	02/18/2010 House Third Reading Passed	Police Officers' and Firefighters' Pension Reform Commission  <a href="http://www.colofirechiefs.org/10Legislature/024_rer.pdf">www.colofirechiefs.org/10Legislature/024_rer.pdf</a>	Monitor
SB10-084	Senate: Tochtrop House: Gagliardi	Concerning the Creation of a Colorado Peace Officers' Bill of Rights.	The bill establishes minimum standards that all employing agencies must provide to peace officers as part of their employment regarding: <ul style="list-style-type: none"> <li>• A peace officer's ability to engage in political activity;</li> <li>• Entry of adverse comments in a peace officer's personnel records;</li> <li>• Participation in employee organizations;</li> <li>• Bringing suit arising out of the performance of a peace officer's duties;</li> <li>• Truth verification tests;</li> <li>• Public statements regarding internal investigations;</li> <li>• Tests of blood, breath, or urine;</li> <li>• Arrest quotas; [more]</li> </ul>	01/20/2010 Introduced In Senate - Assigned to Judiciary	<a href="http://www.colofirechiefs.org/10Legislature/084_01.pdf">www.colofirechiefs.org/10Legislature/084_01.pdf</a>  The bill is applicable to all "peace officers" described in §16-2.5-101, C.R.S., which includes "fire arson investigators authorized by a unit of local government (§16-2.5-109, C.R.S.).	Monitor/ Seek Amendment
SB10-085	Senate: Scheffel House: Priola	Concerning the Creation of a Business Personal Property Tax Exemption Reimbursement Pilot Program.	The bill establishes a pilot program to reimburse 5 participating counties for revenue lost as a result of a business personal property tax exemption.  The state will reimburse a participating county for lost property tax revenue for 4 of the 5 years that the exemption is in place. The first year the reimbursement will be 100% of the lost property tax revenue, and that percentage will be reduced by 25% in each of the next 4 years. [more]	02/17/2010 Senate Committee on State, Veterans & Military Affairs Postpone Indefinitely	<a href="http://www.colofirechiefs.org/10Legislature/085_01.pdf">www.colofirechiefs.org/10Legislature/085_01.pdf</a>	Monitor

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SB10-102	Senate: Gibbs House: Fischer	Concerning the Certification of Users of Prescribed Fire According to Standards Established by the Colorado State Forest Service.	The bill directs the CSFS to establish training and certification standards for users of prescribed fire, including certified burner and noncertified burner designations, recommended processes for certified burners to conduct a prescribed fire, recommended organizational structures for prescribed burn operations, training standards for certified burners, and identification of preexisting fees, permit requirements, liabilities, liability exemptions, and penalties for prescribed burn personnel and landowners.	02/11/2010 Senate Committee on Agriculture and Natural Resources Refer Unamended - Consent Calendar to Senate Committee of the Whole	<a href="http://www.colofirechiefs.org/10Legislature/102_01.pdf">www.colofirechiefs.org/10Legislature/102_01.pdf</a>	Monitor
SB10-110	Senate: Williams House: Ryden	Concerning the Enforcement of Offenses Involving Failure of Certain Persons in a Vehicle to Use an Appropriate Restraining Device.	The bill makes failure to wear a restraining device in a vehicle a primary offense and punishable as a class B traffic infraction. For a law enforcement officer to stop a driver for a restraining device violation, the officer must clearly observe the restraining device violation and be able to articulate that the restraining device was unfastened. [More]	02/18/2010 Senate Committee on Transportation Refer Amended to Senate Committee of the Whole	<a href="http://www.colofirechiefs.org/10Legislature/110_01.pdf">www.colofirechiefs.org/10Legislature/110_01.pdf</a>	Support
SB10-120	Senate: White House: Rice	Concerning the Inclusion of Prepaid Wireless Telephone Service Among the Services Subject to the Surcharge that Funds Enhanced 911 Emergency Services	The bill imposes a 1.4% charge on the retail sale of prepaid wireless telephone service, for use by local 911 authority boards to fund E911 services. The charge is collected and remitted by retail sellers to the department of revenue (department) in the same manner as sales tax is collected, after which the department transfers the fee to local 911 call centers in proportion to the number of wireless calls they receive. The bill also protects prepaid wireless sellers against liability for 911-related failures and for assisting law enforcement officers in criminal investigations.	02/18/2010 Senate Committee on Finance Refer Amended to Appropriations	<a href="http://www.colofirechiefs.org/10Legislature/120_01.pdf">www.colofirechiefs.org/10Legislature/120_01.pdf</a>	Support

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### HOUSE BILLS

Bill Number	Sponsor	Title	Bill Summary	Status	Notes/Link to Bill	Position
HB10-1016	House: Waller Senate: Tochtrop	Concerning the Extension of the Term of the Retired Member of the Board of Directors of the FPPA.	Extends the term of the retired firefighter or police officer serving as a member of the board of directors of the FPPA from 4 years to 6 years.	02/09/2010 Introduced In Senate - Assigned to Business, Labor and Technology	Police Officers' and Firefighters' Pension Reform Commission  <a href="http://www.colofirechiefs.org/10Legislature/1016_ren.pdf">www.colofirechiefs.org/10Legislature/1016_ren.pdf</a>	Monitor
HB10-1018	House: Looper Senate: Gibbs	Concerning Increased Authority to Regulate Waste Tires.	Current law gives several departments authority over fees collected upon the sale of new motor vehicle tires to deal with waste tires. The bill consolidates all such authority in the department of public health and environment (department) and adds requirements for fire prevention planning, registration, decals, and manifests for certain waste tire haulers and waste tire facilities. [More]	02/02/2010 House Committee on Transportation & Energy Refer Amended to Appropriations	<a href="http://www.colofirechiefs.org/10Legislature/1018te-01.pdf">www.colofirechiefs.org/10Legislature/1018te-01.pdf</a>	Support
HB10-1054	House: King S. Senate: Carroll M.	Concerning Presenting School Safety Information at Institutions of Higher Education.	The bill requires institutions of higher education to conduct a 45-minute school safety presentation during new student orientation. The higher ed institution may determine the medium for presenting the information to new students, so long as the presentation includes specified information, such as information concerning communication with school safety personnel and various emergency safety protocols for school buildings. [More]	02/08/2010 House Committee on Education Refer Amended to House Committee of the Whole	<a href="http://www.colofirechiefs.org/10Legislature/1054educ.pdf">www.colofirechiefs.org/10Legislature/1054educ.pdf</a>  Note: The bill was amended in House Education Committee with a "Strike Below" amendment.	Conceptually Support
HB10-1095	House: Gerou Senate: Kopp	Concerning a Limitation on the Authority of a Fire Protection District to Charge Fees for Providing Certain Rescue Services to Those Services Provided at the Scene of a Motor Vehicle Accident.	The bill specifies that the authority of the district to charge certain rescue fees is limited to services provided at the scene of a motor vehicle accident.	02/16/2010 Senate Committee on Local Government and Energy (See Note)	<a href="http://www.colofirechiefs.org/10Legislature/1095_ren.pdf">www.colofirechiefs.org/10Legislature/1095_ren.pdf</a>  02/16/2010 Senate Committee on Local Government and Energy Refer Unamended to Senate Committee of the Whole.	Support in Concept

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HB10-1107	House: Fischer Senate: Carroll M.	Concerning Limitations on the Inclusion of Agricultural Lands Within Urban Renewal Areas.	the bill prohibits any area that has been designated as an urban renewal area from containing any agricultural land unless the area containing the agricultural land is at least 2/3's contiguous with urban-level development and at least 1/2 of the area consists of urban-level development; [More]	02/12/2010 Introduced In Senate - Assigned to State, Veterans & Military Affairs	<a href="http://www.colofirechiefs.org/10Legislature/1107_ren.pdf">www.colofirechiefs.org/10Legislature/1107_ren.pdf</a>  Scheduled to be heard by State, Veterans, & Military Affairs Committee on Tuesday, March 2, 2010, Upon Adjournment, in SCR 353.	Support
HB10-1123	House: Sonnenberg Senate: Renfroe	Concerning Controlled Agricultural Burns in Arson Cases.	The bill states that it is not an arson offense if the person started a fire as a controlled agricultural burn in a reasonably cautious manner and there was no personal injury as a result.	01/15/2010 Introduced In House - Assigned to Judiciary	<a href="http://www.colofirechiefs.org/10Legislature/1123_01.pdf">www.colofirechiefs.org/10Legislature/1123_01.pdf</a>  Scheduled to be heard by House Judiciary Committee on Monday, February 22, 2010 at 1:30 p.m. in Room 0107.	Support/ Seek Amend- ments
HB10-1136	House: King S. Senate: None	Concerning Emergency Safety Procedures in Kindergarten-Through-Twelfth-Grade Schools.	Commencing with the 2010-11 academic year, the bill requires primary and secondary public schools to conduct at least 2 emergency safety protocol drills each academic year in addition to fire evacuation drills. An emergency safety protocol drill may include the practice of evacuation, lockdown, reverse evacuation, or shelter-in-place procedures. [More]	02/11/2010 House Education Committee Postponed Indefinitely	<a href="http://www.colofirechiefs.org/10Legislature/1136_01.pdf">www.colofirechiefs.org/10Legislature/1136_01.pdf</a>	Conceptually Support/ Seek Amend- ments
HB10-1241	House: Casso Senate: Tochtrop	Concerning Required Registration for Persons Who Work on Fire Suppression Systems.	The bill prohibits a person from acting or advertising as a sprinkler fitter unless the person has registered with the state fire suppression administrator. In order to register, a person shall pay a fee and: <ul style="list-style-type: none"> <li>• Demonstrate that he or she has successfully completed a sprinkler fitter apprenticeship program;</li> <li>• Complete an application for reciprocity;</li> <li>• Perform at least 8,000 hours of documented practical work experience on fire suppression systems; or</li> <li>• Otherwise demonstrate competency as a sprinkler fitter as determined by the administrator. [More]</li> </ul>	02/03/2010 Introduced In House - Assigned to Business Affairs and Labor	<a href="http://www.colofirechiefs.org/10Legislature/1241_01.pdf">www.colofirechiefs.org/10Legislature/1241_01.pdf</a>  Scheduled to be heard by House Business Affairs & Labor Committee on Tuesday, February 23, 2010, Upon adjournment in Room 0112.	Monitor

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HB10-1260	House: Riesberg Senate: Newell	Concerning the Sunset Review of the Colorado State Board of Medical Examiners, and, in Connection Therewith, Continuing the Board and the Regulation of Physicians and Physician Assistants until July 1, 2019, and Implementing the Recommendations Contained in the Sunset Review and Report of the Board.	<p>The bill implements the recommendations of the Department of Regulatory Agencies in its sunset review of the Colorado state board of medical examiners by amending the "Colorado Medical Practice Act".</p> <p>Sections 6 through 12 of the bill:</p> <ul style="list-style-type: none"> <li>• Transfer regulatory authority pertaining to the duties and functions of emergency medical technicians (EMTs) from the state board of medical examiners to a newly created board within the Colorado Department of Public Health and Environment, effective January 1, 2011;</li> <li>• Create the board of emergency medical and trauma services (BEMTS) to regulate the duties and functions of EMTs and adopt rules for such purpose;</li> <li>• Schedule the BEMTS and its functions related to the regulation of EMTs for sunset review and repeal on July 1, 2017; and</li> <li>• Clarify that the rendering of services by certified EMTs that are consistent with EMT functions and duties, as defined by BEMTS rules, does not constitute the practice of medicine.</li> </ul>	02/04/2010 Introduced In House - Assigned to Health and Human Services	<p>Sunset Process - House Health and Human Services Committee.</p> <p><a href="http://www.colofirechiefs.org/10Legislature/1260_01.pdf">www.colofirechiefs.org/10Legislature/1260_01.pdf</a></p> <p>Note: The report of the DORA Sunset Review of the Board of Medical Examiners can be downloaded at:</p> <p><a href="http://www.colofirechiefs.org/10Legislature/2009Medical-Board.pdf">www.colofirechiefs.org/10Legislature/2009Medical-Board.pdf</a></p> <p><b>Scheduled to be heard by House Health &amp; Human Services Committee on Thursday, February 25, 2010 at 1:30 p.m. in LSB-A.</b></p>	Pending