



# Colorado State Fire Chiefs' Association

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[www.colofirechiefs.org](http://www.colofirechiefs.org)

## Legislative Committee Meeting Agenda

Friday, February 4, 2011

A meeting of the Legislative Committee will be Friday, February 4, 2011 at 12:00 PM in the 1<sup>st</sup> floor west conference room at South Metro Fire Rescue. Teleconference capability will be provided.

### Committee Members Present

- |   |   |  |
|---|---|--|
| <input type="checkbox"/> Jerry Rhodes, Chair      | <input type="checkbox"/> Larry Donner                   | <input type="checkbox"/> Doug McBee              |
| <input type="checkbox"/> Daniel Noonan            | <input type="checkbox"/> Dave Parmley                   | <input type="checkbox"/> Dan Qualman             |
| <input type="checkbox"/> Steve Pischke            | <input type="checkbox"/> Christopher Riley              | <input type="checkbox"/> Ken Watkins             |
| <input type="checkbox"/> Brita Horn               | <input type="checkbox"/> Roberta Robinette (ex-officio) | <input type="checkbox"/> Paul Cooke (ex-officio) |
| <input type="checkbox"/> Dino Ross (ex-officio)   | <input type="checkbox"/>                                | <input type="checkbox"/>                         |
| <input type="checkbox"/> FMAC Representative(s):  | <input type="checkbox"/> Jerry Stricker                 | <input type="checkbox"/> Rob Geislinger          |
| <input type="checkbox"/> FLSEC Representative(s): | <input type="checkbox"/> Scott Pribble                  | <input type="checkbox"/>                         |

### Others Participating:

- |  |  |                          |
|--|--|--------------------------|
| <input type="checkbox"/> Ralph Vickrey | <input type="checkbox"/> Greg Wheeler, CCICC | <input type="checkbox"/> |
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## Agenda

### 1. Bills to be Discussed:

#### **HB11-1120, Concerning the Repeal of Required Registration of Persons Who Work on Fire Suppression Systems** (Rep. Gerou, Sen. Roberts)

In 2010, the general assembly passed House Bill 10-1241 concerning the required registration for persons who work on fire suppression systems, which is to take effect July 1, 2011. This bill reverses the statutory changes made by House Bill 10-1241.

Link to bill: [http://www.colofirechiefs.org/11Legislature/1120\\_01.pdf](http://www.colofirechiefs.org/11Legislature/1120_01.pdf)

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#### **HB 11-1059; Restriction on Fees Charged by Local Governments for Costs Incurred in Connection With Responding to Motor Vehicle Accidents (Rep. Swalm)**

The bill prohibits local governments from imposing a fee or seeking reimbursement for costs incurred by police officers, firefighters, and other first responders in connection with responding to a motor vehicle

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accident, with exceptions for certain costs for cleaning up hazardous materials and costs incurred in connection with providing ambulance service.

Link to bill: [http://www.colofirechiefs.org/11Legislature/1059\\_01.pdf](http://www.colofirechiefs.org/11Legislature/1059_01.pdf)

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**SB11-017, Concerning a Requirement that Certain Incidents Involving Anhydrous Ammonia Used as Agricultural Fertilizer be Reported to the Department of Agriculture** (Sen. Tochtrop, Rep. Miklosi)

Legislative Audit Committee. Anhydrous ammonia is a hazardous chemical compound that is regulated by various entities. In Colorado, anhydrous ammonia that is used as an agricultural fertilizer is overseen by the inspection and consumer services division in the department of agriculture.

Following its 2010 performance audit of the department's anhydrous ammonia program, the office of the state auditor (OSA) recommended various ways to improve the program. The bill implements the OSA's recommendation that the department work with the general assembly to develop incident reporting requirements for anhydrous ammonia used as an agricultural fertilizer.

Link to bill: [http://www.colofirechiefs.org/11Legislature/017\\_01.pdf](http://www.colofirechiefs.org/11Legislature/017_01.pdf)

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**SB11-026, Concerning a Property Tax Exemption for Business Personal Property First Used in a Business in a Future Property Tax Year.** (Sen. Scheffel, Rep. Holbert)

The bill exempts from property tax a percentage of all business personal property first used in a business in future property tax years. The exemption percentage for business personal property first used in the 2013 property tax year is 25%, and the percentage is increased by 25% every 2 years thereafter until all of the property first used is exempt from taxation. The exemption for the business personal property shall be the same for all years thereafter that the property is subject to property taxation. The exemption is applied prior to determining whether the per schedule business personal property tax exemption also applies. The bill also specifies how the exemption applies to a state-assessed public utility.

Link to bill: [http://www.colofirechiefs.org/11Legislature/026\\_01.pdf](http://www.colofirechiefs.org/11Legislature/026_01.pdf)

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**SB11-035, Concerning a Prohibition on Transfers to the State General Fund from Cash Funds that Have Revenue Related to the Severance of Minerals in the State.** (Sen. Roberts, Rep. Coram)

The bill prohibits transfers to the general fund from the:

- Higher education federal mineral lease revenues fund;
- Higher education maintenance and reserve fund;
- Local government permanent fund;
- Local government mineral impact fund; and
- Local government severance tax fund.

In addition, the governor is prohibited from restricting the moneys in each of these funds from being used as required by law for the purpose of saving the restricted moneys for a future transfer to the general fund.

Link to bill: [http://www.colofirechiefs.org/11Legislature/035\\_01.pdf](http://www.colofirechiefs.org/11Legislature/035_01.pdf)

**SB11-049, Concerning the Use of Restraints on Persons** (Sen. S. Williams, Rep. Ryden)

The bill amends the "Protection of Persons from Restraint Act" to include the definition of "prone restraint". The bill prohibits an employee or contractor of certain entities, including but not limited to state and local government agencies and school districts, from using a prone restraint on a person. The prohibition on the use of a prone restraint applies to the department of corrections, law enforcement agencies, the juvenile probation department, or a county department of social services performing duties relating to abuse and neglect, which entities are otherwise exempted from the act. The term "prone restraint" does not include the use of reasonable and appropriate physical force by a peace officer necessary to arrest a person or to prevent that person's escape or by a guard, peace officer, or employee of a detention center to prevent escape.

The bill also prohibits the use of a prone restraint on a person with a developmental disability who is receiving care and treatment.

Link to bill: [http://www.colofirechiefs.org/11Legislature/049\\_01.pdf](http://www.colofirechiefs.org/11Legislature/049_01.pdf)

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**SB11-110, Concerning a Requirement that Certain Boards of County Commissioners Develop an Open Burning Permit System for the Purpose of Safely Disposing of Slash** (Sen. Nicholson, Rep. Coram)

Declaring that the bill affects matters of statewide concern, the bill requires boards of county commissioners in counties that contain forested areas to develop, by January 1, 2012, an open burning permit system for the purpose of safely disposing of slash. Counties that already have a permit system need not meet the bill's standards unless they amend the system. "Slash" is defined to mean woody material less than 6 inches in diameter consisting of limbs, branches, and stems that are free of dirt; tree stumps and roots are excluded. The bill specifies the factors the board must consider in developing the permit system.

Link to bill: [http://www.colofirechiefs.org/11Legislature/110\\_01.pdf](http://www.colofirechiefs.org/11Legislature/110_01.pdf)

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**SB11-112, Concerning a Prohibition Against Collective Bargaining by Government Entities** (Sen. Cadman)

The bill prohibits a state, county, municipal, or like governmental officer, agent, or governing body from recognizing any labor union or other employee association as a bargaining agent of any public officers or employees and from collectively bargaining or entering into any collective bargaining contract with any union or association or its agents with respect to any matter relating to them or their employment or service.

Link to bill: [http://www.colofirechiefs.org/11Legislature/112\\_01.pdf](http://www.colofirechiefs.org/11Legislature/112_01.pdf)

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**2. Other Issues**

Division of Fire Safety "Housekeeping" Legislation

Other Issues

### **3. Next Meeting**

The next scheduled meeting of the Legislative Committee will be . . .