

Colorado 2010 Bill Tracker

Bill	Sponsors	Title	Summary	RMFU Position	Fiscal Note	Latest Action
				Benjamin		
Updated:	8-May-10			<i>Kristen</i>		Bold denotes final legislative action
Water				<u>Both</u>		
HCR-1003	Curry/ Penry	Severance Tax Revenue Rainy Day Fund	This concurrent resolution submits to the voters in November 2010 an amendment to the state constitution to create the State Rainy Day Fund. Starting FY 2011-12, this concurrent resolution would credit \$25 million in severance tax revenue to the fund in years when severance tax revenue exceeds \$50 million.	Oppose	FI	4/30 killed in House Approps
SB-052	Brophy/ Curry	Designated Groundwater Basin	Prohibits the Groundwater Commission from altering the boundaries of a designated basin	Support	NFI	1/28 passed Senate 3rd reading 3/10 passed House 3rd reading 3/31 signed by Governor
HB-1086	Curry/ Hodge	Attractive Nuisance Liability	Removes liability for water rights and land owners who have a minor trespass as a result of an attractive nuisance.	Support	NFI	1/28 killed in House Judiciary
SB-025	Whitehead/ Baumgardner	Extend funding water efficiency grants	Reauthorizes the water efficiency grant program	Support	FI	2/26 passed Senate 3rd reading 3/25 passed House 3rd reading
HB-1006	Curry/ Brophy	Funding for DWR	As amended in House Ag committee, appropriates \$413,000 from tier I of the perpetual base account to fund FTE for the Division of Water Resources. Also makes DWR a Tier I funding priority.	Support	FI	2/12 killed in House Appropriations
HB-1250	Fischer/ Hodge	Water Conservation Bd Construction Fund	The bill appropriates the following amounts from the Colorado water conservation board construction fund for the following projects: \$250,000 for continuation of satellite monitoring system maintenance; \$50,000 for instream flow engineering and technical support services; \$175,000 for continuation of the weather modification program; \$500,000 for continuation of the Colorado floodplain map modernization program; \$250,000 for continuation of the watershed restoration program; and Up to \$300,000 to restore the unencumbered balance in the flood response fund to \$300,000.	Support	FI	3/15 passed House 3rd reading 5/7 passed Senate 2nd reading with amendments
SJR-004	Whitehead/ Fischer	Water Projects Eligibility List	Lists the projects to be funded by CWCB	Support	No Fiscal note	2/3 pass Senate 3rd reading 2/26 pass House 3rd reading 3/15 signed by Governor
HB-1358	Fischer/ Johnston	Water Smart Homes	The bill requires the builder of a new single-family detached residence, for which a buyer is under contract, to offer the buyer a selection of certain water-smart home options	Support	NFI	4/14 passed House 3rd reading 5/7 passed Senate 3rd reading

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SB-165	Hodge/ Hullingshorst	Adjust Oil and Gas Well Regulation	House Bill 09-1303 imposed new requirements on oil and gas wells, including permitting by the state engineer and substitute water supply plans. The bill specifies that, except for coal bed methane wells, no well permit is required if the nontributary ground water being removed will not be beneficially used or beneficially used only for uses allowed under the "Oil and Gas Conservation Act". The bill also extends the well permitting and substitute water supply plan compliance deadlines for oil and gas wells, including coal bed methane wells, from March 31, 2010, to August 1, 2010.	Monitor	FI	2/22 pass Senate 3rd reading 3/8 pass House 3rd reading 3/9 Senate concur with House amendments, repass 3/22 signed by Governor
SB-027	Sandoval/ Roberts	Unauthorized diversion of surface water	The bill subjects a person who illegally diverts surface water to the same \$500-per-day fine that currently applies to illegal diversions of groundwater.	Monitor	FI	2/15 passed Senate 3rd reading 3/17 passed House 3rd reading 4/15 signed by Governor
HB-1188	Curry/ Hodge	Riverguide Right of Navigation	Changes law with regards to private property rights, criminal trespass, and "right to float" issues * amended by Sen. Al White (R-Hayden) in the Senate to turn the bill into a stakeholder process under Colorado Water Congress	Monitor	NFI	2/16 passed House 3rd reading 3/22 passed Senate 3rd reading 5/7 conference cmmt assigned
HB-1051	Pommer/ Whitehead	Water efficiency info mandate	The bill requires water providers' water efficiency plans to include specific elements, including the use of water-efficient washing machines, and, beginning in 2013, requires water providers to annually report to the Colorado water conservation board the total amount of water provided to major sectors of water customers, the total number of accounts or taps served in each such sector, an estimate of the resident population and total population served by the covered entity, an estimate of the amount of water that has been saved for the year through the implementation of certain plan elements, and a description of any changes made to the plan elements.	Monitor	FI	4/13 passed House 3rd reading 4/28 passed Senate 3rd reading
HB-1159	Pace/ Gibbs	Basin of Origin	The bill requires a water judge to consider, in decrees for water rights, leases of water for at least 10 years, or changes of use of water rights that divert at least 1000 acre-feet of consumptive use per year from one water division into another, terms and conditions to ensure that present and prospective beneficial uses of water within the water division from which water would be diverted are not impaired or increased in cost as a result of the transdivision diversion.	Monitor	FI	2/5 killed on House 2nd reading, COW vote 20-41
Budget						

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HB-1190	Pommer/ Heath	Two year suspension of the sales tax on fuel for industrial vehicles	Two year suspension of the sales tax exemption on fuel for industrial purposes <i>* amended in the House to continue the sales tax exemption for farm fuel by Rep. Jerry Sonnenberg</i> <i>* amended in the Senate to exempt irrigation energy use by Sens. Tapia and Johnston</i>	Oppose	FI-revised 2/5	2/3 passed House 3rd reading amended 2/10 passed Senate 3rd reading amended 2/24 Signed by Governor
HB-1195	Ferrandino/ Heath	Agricultural Compounds tax exemption	Two year suspension of the sales tax exemption on agricultural compounds and pesticides.	Oppose	FI- revised 2/3	2/1 passed House 3rd reading 2/10 passed Senate 3rd reading 2/24 signed by Governor
HB-1350	Pace/Carroll	Requirements for Economic Incentives	HB1350_L.005 strikes everything below the enacting clause. In its place, the amendment adds to the duties of the Colorado Economic Development Commission in the office of the Governor. In its annual report to the General Assembly regarding the work of the commission to create new jobs, the amendment requires that the report include the number of people employed as a result of any project, as well as the average and median salaries of those individuals.	Oppose	FI	5/7 killed on Senate 2nd reading
HB-1396	Judd/ (no sponsor)	Enterprise Zone Tax Credits	Effective January 1, 2011, this bill eliminates all state income tax credits and one sales and use tax exemption available to qualified taxpayers through the Urban and Rural Enterprise Zone Act.	Oppose	FI	4/28 killed House Finance
HB-1429	Weissman/ (no sponsor)	Legislative Review Of Tax Benefits	This bill requires the Joint Finance Committee to conduct annual meetings to review certain state tax benefits and to determine whether they should be continued, repealed, or modified. The meetings can occur during the legislative session or during the interim if approved by the Executive Committee of the Legislative Council.	Oppose	NFI	5/4 killed House 2nd reading
HB-1297	Pommer/ Keller	Sup Approp Dept of Ag	Supplemental appropriations are made to the department of agriculture.	Amending	No Fiscal note	2/18 passed House 3rd reading 2/26 passed Senate 3rd reading 3/10 signed by Governor
HB-1376	Pommer/Keller	Long Bill	The \$18.2 billion State Budget	Monitor	No Fiscal Note	4/1 passed House 3rd reading amended 4/9 passed Senate 3rd reading amended 4/29 signed by Governor
HB-1377	Lambert/Tapia	Cash Fund Agriculture Programs Two Years	This bill refinances all of the Inspection and Consumer Services Programs in the Department of Agriculture to be 100 percent cash funded for FY 2010-11 and FY 2011-12 only.	Monitor	FI	4/1 passed House 3rd reading unamended 4/9 passed Senate 3rd reading 5/7 signed by Governor
HB-1191	Pommer/ Heath	Eliminate tax exemption soda and candy	The bill eliminates the sales tax exemption for soft drinks and candy	Monitor	FI- revised 2/3	2/1 passed House 3rd reading 2/10 passed Senate 3rd reading 2/24 Signed by Governor

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HB-1197	Ferrandino/ Heath	Limit Conserv Easement Tax Credit	Taxpayers are currently allowed to claim a state income tax credit for donating a conservation easement. The amount of the credit is equal to 50% of the fair market value of the easement, with a cap of \$375,000. The bill reduces the amount of the cap to \$135,000.	Monitor	FI- revised 2/3	2/12 passed House 3rd reading 3/29 passed Senate 3rd reading 4/29 signed by Governor
HB-1169	McKinley/ (none)	Conservation Easement Tax Credit	Requires an audit of the tax credit program.	Monitor	FI	4/28 killed in House Finance
HB-1172	Bradford/ Cadman	Mobile Machinery vehicle registration fee	Various provisions pertaining to the mobile machinery vehicle registration fee	Monitor	FI	4/22 passed House 3rd reading 5/7 passed Senate 3rd reading
HB-1174	Frangas/ Romer	Sev Tax jobs promotion	Halves the ad valorem tax credit for two years to fund teacher retention and promote small businesses	Monitor	FI	2/9 killed in House Business Affairs & Labor
HB-1309	Pommer/ Keller	Sup Approp Dept of Natural Respources	Supplemental appropriations are made to the department of natural resources.	Monitor	No Fiscal note	2/18 passed House 3rd reading 2/26 passed Senate 3rd reading 3/10 Sign by Governor
HB-1319	Ferrandino/ Tapia	Modify Sev Tax Trust Fund LEAP Trans	The bill eliminates the transfer of \$6.5 million from the Operational Account of the Severance Tax Trust Fund to the Governor's Energy Office Low-Income Energy Assistance Fund for FY 2010-11 and FY 2011-12. It also transfers \$1.625 million from the Department of Human Services Low-Income Energy Assistance Fund to the Operational Account of the Severance Tax Trust Fund immediately upon taking effect.	Monitor	FI	2/18 passed House 3rd reading 2/26 passed Senate 3rd reading 3/18 signed by Governor
HB-1327	Pommer/ White	Cash Fund Transfers Augment General Fund	Raids various cash funds to balance general fund budget. *amended in House Appropriations to stop a \$19 million transfer from the CWCB construction fund to the general fund	Monitor	FI	2/18 passed House 3rd reading 2/26 passed Senate 3rd reading 4/15 signed by Governor
Land Use Policy						
HB-1107	Fischer/ M Carroll	TIF use for blighted Ag Land	Prohibits blight designation for Ag land under certain conditions	Support	FI	2/8 passed House 3rd reading 3/16 pass Senate 3rd reading 4/14 signed by Governor
HB-1398	Fischer/ Whitehead	Species Conservation Trust Fund	The bill appropriates money from both the Operation and Maintenance Account and the Capital Account of the Species Conservation Trust Fund (SCTF) for programs submitted by the executive director of the Department of Natural Resources. These programs are designed to conserve native species that are listed as threatened or endangered under state or federal law, are candidate species, or are likely to become candidate species as determined by the U.S. Fish and Wildlife Service.	Support	FI	4/22 passed House 3rd reading 5/7 passed Senate 3rd reading

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HB-1361	Sonnenberg/ (None)	Habitat Stamp Real Property Acquisition	An owner of a fee simple title to a parcel of real property owns all possible interest in the property. The bill allows the wildlife commission to purchase and retain a fee simple title to real property using habitat stamp moneys only when no other type of interest is viable or available.	Monitor	FI	3/23 failed in House State Affairs
HB-1123	Sonnenberg/ Renfroe	Ag control burn arson	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.	Monitor	NFI	2/26 House passed 3rd reading 3/22 Senate passed 3rd reading 4/15 signed by Governor
HB-1293	Massey/ Whitehead	Study Ag Exemption Property Tax	The bill creates a 13-member land assessment and classification task force to meet during the 2010 interim to study the assessment and classification of agricultural and residential land and propose statutory modifications to ensure that land is valued based on its actual use.	Monitor	FI	3/22 passed House 3rd reading 4/13 passed Senate 3rd reading
Renewable Energy						
SB-134	Brophy/ Sonnenberg & Frangas	Elec Util RPS More Credit For Dist Gen	Existing law creates a renewable energy portfolio standard (RPS) under which certain electric utilities are required to generate an increasing percentage of their electricity from "eligible energy resources", including renewable sources and recycled energy, and allows those utilities to earn renewable energy credits (RECs) as a means of encouraging and measuring their progress in meeting the RPS. The bill creates a 2-to-1 multiplier for RECs earned as a result of installing distributed eligible electric generation facilities, defined as electric generation from an eligible energy source, not exceeding 30 megawatts, that interconnects to existing electric transmission or distribution facilities owned by a Colorado cooperative electric association or municipal utility.	Support	FI	3/2 killed in Senate State Affairs
HB-1418	McFadyen & Sonnenberg/ Bacon	Community-based renewable energy projects	This bill modifies the definition of a community-based project within the context of the RPS to mean either a project that interconnects to electric transmission or distribution facilities owned by a Colorado cooperative electric association (CEA) or municipally-owned utility (MOU) or a project owned by an organization or cooperative controlled by community residents. The bill then specifies that each kilowatt-hour of electricity generated from renewable resources at a community-based project be counted as 2 kilowatt-hours for purposes of RPS compliance. Finally, the bill clarifies that utilities may not claim this multiplier for electricity designated as distributed generation under the provisions of HB 10-1001.	Support	FI	5/4 passed House 3rd reading 5/6 passed Senate Transportation, referred amended to COW

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SB-100	Schwartz/ Miklosi	Local districts and energy	Current law prohibits local improvement districts for energy efficiency improvements and renewable energy improvements (energy LIDs) to cross county boundaries. The bill allows such a district formed by a county to be created in 2 or more counties. The bill also expand the definition of "renewable energy improvement" for energy LIDs formed by both counties and municipalities to include improvements located at a qualified community location rather than directly on a residential or commercial building. The bill exempts energy LIDs formed by a county from a variety of inappropriate requirements that are otherwise generally applicable to local improvement districts.	Support	LCFI	2/15 passed Senate 3rd reading 4/12 passed House 3rd reading
SB-019	Schwartz/ Fischer	Hydro Facility Property Taxation	The bill requires a new hydroelectric energy facility to be valued for the purpose of property taxation in the same manner in which new wind energy facilities and new solar energy facilities are valued for that purpose.	<i>Support</i>	FI	2/4 passed Senate 3rd reading 3/16 passed House 3rd reading 3/18 Senate concur with House amendments, repass
HB-1182	Solano/ Schwartz	CEDA Board changes	The bill expands the types of loans and financing agreements the Colorado clean energy development authority may make to facilitate electric power interconnection projects.	<i>Support</i>	SCFI	3/9 pass House 3rd reading 4/5 passed Senate 3rd reading
HB-1328	Miklosi/ Schwartz	New Energy Jobs Creation Act	Creates the Colorado new energy improvement district also specifies that the purpose of the district is to help provide the special benefits of new energy improvements to owners of eligible real property who voluntarily join the district by establishing, developing, financing, and administering a new energy improvement program (program) in counties that have approved the conduct of the program by the district through which the district can provide assistance to any such owner in completing a new energy improvement by providing reimbursement or a direct payment for all or a portion of the cost of completing a new energy improvement	Support	FI	3/29 passed House 3rd reading 4/21 passed Senate 3rd reading amended
SB-174	Schwartz/ Scanlan	Promote Geothermal Energy Development	SB10-174 makes 5 key changes to the regulation of geothermal resource development.	<i>Support</i>	FI	3/18 passed Senate 3rd reading 4/12 passed House 3rd reading 4/30 signed by Governor
SB-177	Schwartz and Gibbs/ Scanlan and Looper	Promote Biomass Energy Development	SB10-177 includes "biomass energy facility" as a type of facility that is regulated by the Colorado Public Utilities Commission	<i>Support</i>	FI	3/18 passed Senate 3rd reading 4/19 passed House 3rd reading

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HB-1342	Levy/ Williams	Community Solar Gardens	Current rules promulgated by the Colorado Public Utilities Commission related to the Amendment 37 renewable energy portfolio standard provide for customer rebates and renewable energy credits. This bill directs the PUC to adopt new rules by October 1, 2010, under which rebates and RECs can apply to solar generation facilities jointly owned by 10 or more customers at a shared location, defined as community solar gardens.	<i>Amending</i>	FI	3/25 passed House 3rd reading 4/27 passed Senate 3rd reading 4/30 House concurred with Senate amendments
HB-1158	C Gardner/ Hodge	Vested Wind Rights	The bill clarifies the ownership of the right to use wind flowing across real property within this state, and specifies that, for purposes of determining the priority of uses between a severed mineral interest and a severed wind interest, the first interest severed is dominant.	Oppose	LFI	2/10 killed in House Agriculture
HB-1001	Tyler/ Schwartz & Whitehead	Renewable Energy Standard increase	Expands the current RPS statute from 25% to 30% and creates a distributed generation carve out	Monitor	FI	2/12 passed House 3rd reading 3/5 passed Senate 3rd reading 3/22 signed by Governor
HB-1267	Kerr A/ Romer	Prop Tax of Indep Residential Solar	Household furnishings that are not used for the production of income are exempt from property tax. The bill specifies that household furnishings include an independently owned residential solar electric generation facility.	<i>Monitor</i>	FI	3/15 pass House 3rd reading 4/28 passed Senate
HB-1333	Vigil/ Schwartz & Newell	Green Jobs CO Training Pilot Program	The bill creates in the office of the governor the green jobs Colorado training program, which is a 2-year pilot program. The pilot program will offer grants to applicants who train individuals for jobs in the wind, solar, renewable energy, and energy efficiency industries.	<i>Monitor</i>	FI	3/2 passed House 3rd reading 4/28 passed Senate 3rd reading
HB-1349	Fischer & Pace/ Schwartz & Tapia	Re-energize CO Renewable Elec For Parks	Directs a mapping of lands under the control of the Dept of Natural Resources for renewable energy capacity	Monitor	FI	4/26 passed House 3rd reading 5/6 passed Senate Approps, referred unamended to COW
Education						
HB-1066	Massey & Scanlan/ Sandoval	Bulk purchasing school districts	The bill requires the department of education to procure approved food and beverages for and distribute them to any board of cooperative services (BOCES) that contracts with the department for the service.	Support	No fiscal note	2/11 killed in House Education
HB-1015	Massey & Scanlan/ K King	Stable funding for small school districts	Creates a pilot program in which small school districts can pool resources and save money	Support	FI	2/11 killed in House Education
SB-191	Johnston & Spence/ Scanlan & Murray	Education Reform Act	From the bill summary: "The bill creates a strategy based on educator effectiveness to develop greater opportunities for educators and enhance education for students throughout Colorado."	Monitor	FI	4/30 passed Senate 3rd reading 5/6 passed House Education amended

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HB-1262	Frangas/ (no sponsor)	Green Jobs and Medical Scholarships	The bill creates the Colorado green jobs scholarship program to assist persons in obtaining training or education for a job in an environmentally friendly growth industry	Monitor	FI	4/9 killed House Education
Healthcare						
HB-1008	Shaffer/ M Carroll	Gender Rating health ins	Bans the practice of discrimination based on gender in the pricing of health insurance policies	Support	NFI	2/18 passed House 3rd reading 3/16 passed Senate 3rd reading 3/29 signed by Governor
HB-1163	Acree/ Sheffel	Purchase of Insurance across state lines	Allows the Commissioner of Insurance to enter into agreements to facilitate the purchase of health insurance across state lines	Monitor	FI	2/16 killed in House State Affairs
Immigration						
HB-1407	Kagan/ Steadman	Rangeworker Advisory Council	The bill creates the range worker advisory council, which is required to meet at least 4 times to study and discuss issues concerning range workers in Colorado who are working under the federal H-2A visa program, including the employment and living conditions of the range workers.	Monitor	FI	4/30 passed House 2nd reading amended 5/6 killed Senate Agriculture committee
SB-033	Schultheis/ Baumgardner	E-verify mandate on employers	Mandates employers use the E-Verify system	Oppose	FI	3/2 killed in Senate State Affairs
Dept of Ag						
SB-98	Tochtrop/ Sonnenberg	Allocate moneys to conserve natural resources	Allows partnerships between counties and conservation and noxious weeds districts using lottery monies	Support	LFI	2/26 passed Senate 3rd reading 3/29 passed House 3rd reading 4/29 signed by Governor
SB-72	Schwartz/ Vigil	Certified Potato Seed Act	The bill creates the "Colorado Seed Potato Act" (act), which requires all potato growers who plant potatoes in lots of one or more acres to plant seed potatoes that have been certified by a certifying authority.	Support	FI	2/26 passed Senate 3rd reading 4/5 passed House 3rd reading 4/29 signed by Governor
SB-034	Whitehead/ Looper	Pesticide Act Refillers Requirements	Brings state guidelines regarding pesticide refillers in line with federal law	Monitor	NFI	2/2 passed Senate 3rd reading 3/10 pass House 3rd reading 4/29 signed by Governor
SB-038	Hodge/ Fischer	Organic Certification Act	Adds members to the Certified Organic Advisory Board and allows CDA to contract for organic inspectors.	Monitor	FI	1/28 Senate 3rd reading passed 3/26 passed House 3rd reading 4/29 signed by Governor
Transportation						
HB-1113	McFadyen/ Hodge	Transfer Ports of Entry from DOR to CSP	Transfers ports of entry weigh stations from the Dept of Revenue to CSP	Support	FI	4/30 passed House 3rd reading 5/7 passed Senate 2nd reading with amendments

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HB-1101	Baumgardner/ Harvey	Farm Truck regulation	Will require statewide the proof of a 1040-F form to obtain a farm plate	Monitor	FI	3/11 pass House 3rd reading 4/5 passed Senate 3rd reading
Miscellaneous to Rural Colorado						
HB-1365	Solano & Roberts/ Whitehead & Penry	Colorado Clean Jobs and Clean Air Act	In anticipation of emission requirements of the federal Clear Air Act, this bill requires that, by August 15, 2010, all regulated utilities (IOUs) that own or operate coal-fired electric generating units submit to the Colorado Public Utilities Commission (PUC) an emissions reduction plan for those units. The plan is required to cover 900 megawatts or 50 percent of the utility's generating capacity, whichever is less. The plan must give primary consideration to conversion of the units to natural gas or other low-emission resources, and may not cover any units already planned for retirement prior to January 1, 2015.	Support	FI	3/22 passed House 3rd reading 3/31 passed Senate 3rd reading 4/29 signed by Governor
SCR-003	Tapia & White/ Court	Ballot Initiatives to Amend the Constitution	Reforms various provisions for ballot measures to be placed in the state constitution.	Support	FI	4/30 passed Senate Approps, referred unamended to COW
HJR-1027	Curry/ Williams	Industrial Hemp	Resolution in support of industrial hemp	Support	No Fiscal Note	5/5 passed House 3rd reading 5/7 passed Senate Agriculture committee
HB-1363	Scanlan/White	Biogenic Gas	This bill specifies that biogenically produced methane created as a result of human intervention is an eligible energy resource with regard to RPS compliance. The bill also specifies that this methane qualifies as clean energy for purposes of the Clean Energy Development Authority.	Amending	FI	4/15 passed House 3rd reading 4/29 passed Senate 3rd reading
HB-1075	Kagan & Sonnenberg/ Williams & Harvey	Credit Union regulations	Will restrict Ag lending from community banks.	Monitor	FI	1/27 motion to floor failed, motion to PI failed. Died on calendar February 11
HB-1092	Liston/ Steadman	Lobbyist regulations	Will allow lobbyist ID cards to bypass security at the State Capitol	Monitor	FI	1/26 killed in House State Affairs cmmt
SB-106	Bacon/ Looper	Food Policy Councils	The bill creates a 17-member food systems advisory council	Monitor	SCFI	3/29 passed Senate 3rd reading 5/4 passed House 3rd reading
SB-81	Sandoval/ Solano	Farm-to-school Interagency Task Force	This bill creates the 12-member Interagency Farm-to-School Coordination Task Force and specifies its membership and duties. In addition to members with experience in agriculture and school nutrition, the task force includes members from the Colorado Department of Education (CDE), the Department of Agriculture, and the Colorado Department of Public Health and Environment (CDPHE).	<i>Monitor</i>	NFI	2/24 passed Senate 3rd reading 3/15 passed House 3rd reading 4/15 signed by Governor

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