

**Federal, State and Intergovernmental Relations (FSIR) Meeting**  
April 26, 2019

**Members Present:** Council Member Charlie Richardson, Chair, Council Member Marsha Berzins, Vice-Chair, and Council Member Crystal Murillo, Member

**Others Present:** Michael Crews, Abby Fitch, Matt LaCrue, Debora O'Connor, Nancy Rodgers and Roberto Venegas

**1. APPROVAL OF MINUTES FROM APRIL 12, 2019 MEETING**

The minutes were adjusted for spelling and context, and approved with such changes.

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**2. CONSENT ITEMS: None**

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**3. STATE LEGISLATION UPDATES:**

- a. **SB19-188 Family Leave Insurance Program:** Concerning the creation of a family and medical leave insurance program, and, in connection therewith, creating an implementation plan for a family and medical leave insurance program.

**Discussion:** Per Matt LaCrue, several amendments were adopted to the bill and as amended the bill is now a study. What happens now is that the Governor's office, in addition to leadership in both chambers will appoint members to the study committee. As a committee they will look at economic and financial impact of a FAML I program and then make recommendations to the General Assembly by December 2019.

- b. **HB19-1309 Mobile Home Park Act Oversight:** Concerning the regulation of mobile home parks, and, in connection therewith, granting counties the power to enact ordinances for mobile home parks, extending the time to move or sell a mobile home after eviction proceedings, creating the "Mobile Home Park Act Dispute Resolution and Enforcement Program", and making an appropriation.

**and Discussion:** Per M. LaCrue, Amy Stephens is at the Senate Finance Committee hearing waiting for the bill to be heard. Council Member Berzins asked for a summary of this bill; M. LaCrue responded saying that this bill adds enforcement and protection for owner's of mobile homes. The bill aligns with Council's recommendations following the situation at Denver Meadows. The dispute resolution program will be housed in the Department of Labor.

- c. **SB19-225 Authorize Local Governments to Stabilize Rent:** Concerning the ability of local governments to stabilize rents on private residential property.

**Discussion:** Per Mr. LaCrue, the bill has been laid over daily for about a month; he is hearing that the bill sponsors do not have the votes for the bill to be passed off the Senate floor.

- d. **HB19-1210 Local Government Minimum Wage:** Concerning the repeal of the prohibitions on a local government establishing minimum wage laws within its jurisdiction.

**Discussion:** Mr. LaCrue stated that the bill has been laid over daily for about a month. He knows that they have been working with Senator Moreno on amendments, but M. LaCrue is not sure if Sen. Moreno can get his caucus on board with the bill.

- e. **HB19-1327 Authorize and Tax Sports Betting Refer Under Taxpayer's Bill of Rights:** Concerning sports betting, and, in connection therewith, submitting to the registered electors of the state of Colorado a ballot measure authorizing the collection of a tax on the net proceeds of sports betting through licensed casinos, directing the revenues generated through collection of the sports betting tax to specified public purposes, including the state water plan through creation of the water plan implementation cash fund, and making an appropriation.

**Discussion:** M. LaCrue stated the bill has been introduced and there is nothing new on the topic from our last meeting. If passed the bill will refer a ballot question to voters this November. Sports betting would be allowed in the casino towns of Black Hawk, Cripple Creek, Central City. CM Berzins asked if the sports betting would be brought to Aurora; Mr. LaCrue said no. CM Richardson asked where the tax revenue would be allocated. Michael Crews stated that the tax revenue would go towards education, and funding the state water plan. CM Berzins asked if the tax rate would be 10%; M. Crews affirmed that it would.

CM Richardson asked if research has been done on other states with Sports Betting; M. LaCrue said they are looking at that and will report back to FSIR.

Per Nancy Rodgers, staff have been having discussions about an issue related to internet sports betting. Part of the bill originally said that it can only take place in the three towns to conduct internet sports betting. But an amendment recently adopted would not prohibit a customer using their computer, mobile or interactive device anywhere in the state to conduct sports betting. There is a thought that places like Arapahoe Park could set up a lounge to watch a sporting event; they'd set up as gamer-friendly where people can do their sports bets on their own devices, but together in this place.

CM Richardson wants it on the record that people who bet on sports are not bad people. Back in the day when race tracks were put in, people were afraid of the crowd that would follow. The same fears may be there today with sports betting sites, but they are unfounded.

- f. **HB19-1234 Regulated Marijuana Delivery:** Concerning allowing delivery of regulated marijuana by regulated marijuana sellers.

**Discussion:** Mr. Crews explained that both HB19-1234 and a bill regarding hemp regulation were discussed by the Amendment 64 committee earlier this week. With HB19-1234, the bill is nearly the same as when it was last discussed with committee. One new amendment was adopted that would allow a driver to cross jurisdictional boundaries to make a delivery back

into a jurisdiction in which delivery is allowed. An example would be a driver in Denver needing to cross over a porous Aurora border to get to another part of Denver to make a delivery. This gets into an officer-discretion situation where, if pulled over, the driver may have to explain why they are in Aurora to deliver into Denver.

CM Berzins asked: will we be able to make our own rules in Aurora? Such as, can we decide if we will only allow Aurora stores to sell in Aurora? M. Crews answered, yes, the bill explicitly called out as part of a city's power to say that Aurora store can only deliver in Aurora, and a city can also decide to not allow cross-jurisdictional deliveries, excluding that one amendment.

M. LaCrue added that an amendment was previously adopted to enforce geo-fencing and geo-tracking on the vehicles to make sure the vehicle can be located at all times and show when/where it's stopping.

CM Berzins mentioned that in the recent Amendment 64 committee meeting, she asked if there will be a security officer in the car with the driver; she was told that that would be up to the rules that we set. She then acknowledged that that is more expense to the delivery companies with two payrolls. Council Member Crystal Murillo added that it general safety was also discussed, like lockboxes. CM Berzins added that the marijuana would be kept in a safe or lockbox. CM Berzins not that during the committee meeting two representatives from the Aurora Police Department were present and they indicated that the bill just invites more crime.

- g. **SB19-240 Industrial Hemp Products Regulation:** Concerning the regulation of commercial products containing industrial hemp.

Per M. Crews the bill would allow the city to charge a local license fee and establish licensing requirements for businesses that are engaged in the storage, distraction, processing or manufacturing of industrial help. There is one caveat to all of this: our rules cannot be stricter than the state rules. There was an amendment that was adopted earlier in the week stating that a city cannot impose additional food-production regulations that are in conflict with state law. CM Murillo stated that she thought it was common, a city not being able to enact laws that conflict with the state laws. M. Crews responded that there are instances when a city can create rules or regulations that are stricter than state laws, but this bill does not allow for that. He continued by saying that during the Amendment 64 Committee meeting, it was noted that there are several businesses that are interested in coming into Aurora to operate these types of businesses, and currently we are issuing a standard business license to these people, with no additional requirements like those with marijuana licenses.

CM Murillo asked if we have an additional process with food-production regulations with marijuana. M. LaCrue responded that it is a standard provision, as they were doing that with the food truck bill originally, as long as it wasn't stricter than the state standard on food.

- h. **SB19-012 Use of Mobile Electronic Devices While Driving:** Concerning the use of mobile electronic devices while driving, and, in connection therewith, making an appropriation.

**Discussion:** Per M. Crews, this was killed in committee on the 16<sup>th</sup> of April, 2019. M. Crews

added that the House Judiciary committee was concerned that the bill was added to many exemptions as to who would be allowed to use an mobile electronic device.

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4. **MISCELLANEOUS MATTERS FOR CONSIDERATION: none.**

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5. **CONFIRM NEXT MEETING**

The next meeting will be held on Thursday, May 23, 2019, at 1:30 PM in the Mt. Elbert conference room.

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Approved:

 5-23-2019  
Charlie Richardson Date  
Committee Chair