

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 17-0205.01 Bob Lackner x4350

HOUSE BILL 17-1016

HOUSE SPONSORSHIP

Saine and Gray,

SENATE SPONSORSHIP

Martinez Humenik and Zenzinger,

House Committees

Local Government
Finance

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE ABILITY OF AN URBAN RENEWAL AUTHORITY TO**
102 **EXCLUDE THE VALUATION ATTRIBUTABLE TO THE EXTRACTION**
103 **OF MINERAL RESOURCES LOCATED WITHIN AN URBAN RENEWAL**
104 **AREA FROM THE TOTAL AMOUNT OF TAXABLE PROPERTY**
105 **SUBJECT TO DIVISION FOR THE PURPOSE OF FINANCING URBAN**
106 **RENEWAL PROJECTS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill permits the governing body of a municipality, as

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

HOUSE
Amended 2nd Reading
February 6, 2017

applicable, to provide in an urban renewal plan that the valuation attributable to the extraction of mineral resources located within the urban renewal area is not subject to the division of taxes between base and incremental revenues that accompanies the tax increment financing of urban renewal projects. In such circumstances, the taxes levied on the valuation will be distributed to the public bodies as if the urban renewal plan was not in effect.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 31-25-107, **add** (9.6)
3 as follows:

4 **31-25-107. Approval of urban renewal plans by local**
5 **governing body - definitions.** (9.6) (a) NOTWITHSTANDING ANY OTHER
6 PROVISION OF LAW, THE GOVERNING BODY OF THE MUNICIPALITY, AS
7 APPLICABLE, MAY PROVIDE IN AN URBAN RENEWAL PLAN THAT THE
8 VALUATION ATTRIBUTABLE TO THE EXTRACTION OF MINERAL RESOURCES
9 LOCATED WITHIN THE URBAN RENEWAL AREA SHALL NOT BE SUBJECT TO
10 THE DIVISION THAT IS OTHERWISE REQUIRED BY SUBSECTION (9)(a) OF THIS
11 SECTION. IN SUCH CIRCUMSTANCES, THE TAXES LEVIED ON THE
12 VALUATION WILL BE DISTRIBUTED TO THE PUBLIC BODIES AS IF THE URBAN
13 RENEWAL PLAN WAS NOT IN EFFECT.

14 (b) FOR PURPOSES OF THIS SUBSECTION (9.6):

15 (I) "MINERAL RESOURCES" HAS THE SAME MEANING AS SPECIFIED
16 IN SECTION 36-1-100.3 (3).

17 (II) "VALUATION ATTRIBUTABLE TO THE EXTRACTION OF MINERAL
18 RESOURCES" INCLUDES:

19 (A) THE VALUE OF OIL AND GAS LEASEHOLDS AND LAND AND
20 SUBSURFACE OIL AND GAS WELL EQUIPMENT THAT IS VALUED FOR
21 ASSESSMENT PURPOSES AS REAL PROPERTY UNDER SECTIONS 39-7-102
22 AND 39-7-103; AND

1 (B) SURFACE OIL AND GAS WELL EQUIPMENT AND SUBMERSIBLE
2 PUMPS AND SUCKER RODS LOCATED ON OIL AND GAS LEASEHOLDS AND
3 LAND THAT IS VALUED FOR ASSESSMENT PURPOSES AS PERSONAL
4 PROPERTY UNDER SECTION 39-7-103.

5 SECTION 2. Act subject to petition - effective date -
6 applicability. (1) This act takes effect at 12:01 a.m. on the day following
7 the expiration of the ninety-day period after final adjournment of the
8 general assembly (August 9, 2017, if adjournment sine die is on May 10,
9 2017); except that, if a referendum petition is filed pursuant to section 1
10 (3) of article V of the state constitution against this act or an item, section,
11 or part of this act within such period, then the act, item, section, or part
12 will not take effect unless approved by the people at the general election
13 to be held in November 2018 and, in such case, will take effect on the
14 date of the official declaration of the vote thereon by the governor.

15 (2) This act applies to property tax years commencing on or after
16 the applicable effective date of this act.