A BILL FOR AN ACT

CONCERNING DELAYING THE IMPLEMENTATION OF THE "COLORADO ELECTRONIC PRESERVATION OF ABANDONED ESTATE PLANNING DOCUMENTS ACT", AND, IN CONNECTION THEREWITH, DECREASING AN APPROPRIATION.

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/.)

Joint Budget Committee. House Bill 19-1229 enacted the "Colorado Electronic Preservation of Abandoned Estate Planning Documents Act" (act). The act is scheduled to go into effect on January
1, 2021. The bill delays the effective date of the act until January 1, 2023.

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

SECTION 1. In Colorado Revised Statutes, 15-23-104, amend as it will become effective January 1, 2021, (1) as follows:

15-23-104. Applicability. (1) Subject to subsection (2) of this section, this article applies to an original estate planning document created before, on, or after January 1, 2023.

SECTION 2. In Session Laws of Colorado 2019, section 6 of chapter 252, (HB 19-1229), amend (1) as follows:

Section 6. Act subject to petition - effective date. (1) Except as otherwise provided in subsection (2) of this section, this act takes effect January 1, 2023; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within the ninety-day period after final adjournment of the general assembly, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

SECTION 3. Appropriation - adjustments to 2020 long bill. (1) To implement this act, appropriations made in the annual general appropriation act for the 2020-21 state fiscal year to the judicial department are adjusted as follows:

(a) The general fund appropriation for information technology infrastructure is decreased by $125,230; and

(b) The general fund appropriation for trial court programs is
decreased by $28,147.

SECTION 4. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety.