A BILL FOR AN ACT

CONCERNING DELINQUENT INTEREST PAYMENTS FOR PROPERTY TAX PAYMENTS.

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 allows, upon approval of the county treasurer, a board of county commissioners or a city council of a city and county, in a county or city and county that collected 90% or less of the total amount of property taxes between January 1, 2020, and June 1, 2020, than it collected between January 1, 2019, and June 1, 2019, to temporarily reduce, waive, or suspend delinquent interest payments for property tax

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

The bill also requires a board of county commissioners or city
council to notify local taxing jurisdictions of the intent to reduce, waive,
or suspend delinquent property tax interest payments. If a local taxing
jurisdiction would be unable to meet its bond payment obligations after
the proposed reduction, waiver, or suspension, the local taxing
jurisdiction shall notify the board of county commissioners or city
council.

Finally, the bill requires a treasurer to advance property tax
payments to local taxing jurisdictions to assist the local taxing
jurisdictions in the payment of bonded indebtedness payments and
monthly operation costs, if the local taxing jurisdiction demonstrates a
financial need due to the waiver or reduction of property tax interest rates
during the time those rates are reduced or waived.

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

SECTION 1. In Colorado Revised Statutes, 39-10-104.5, add
(12) as follows:

39-10-104.5. Payment dates - optional payment dates - failure
to pay - delinquency - repeal. (12) (a) The board of county
commissioners or the city council of a county or city and county
may, upon approval of the county treasurer, by
resolution temporarily reduce or waive the interest rate
specified in subsection (3) of this section or entirely suspend the
accrual of interest under said subsection (3) of this section for
any specified period of time between June 15, 2020, and October
1, 2020. Notice of intent to reduce or waive the interest rate
shall be delivered to at least three executives or board officers
in local taxing jurisdictions. If a local taxing jurisdiction is
unable to meet bond payment obligations due to, and within the
period of, the waiver or reduction of the interest rate, such
jurisdiction shall provide notice to the county or city and
COUNTY WITHIN THREE BUSINESS DAYS OF RECEIPT OF NOTICE FROM THE COUNTY OR CITY AND COUNTY.

(b) This subsection (12) is repealed, effective December 31, 2020.

SECTION 2. In Colorado Revised Statutes, 39-10-112, add (5) as follows:

39-10-112. Action to collect unpaid taxes - repeal. (5) (a) Any time between the effective date of this subsection (5) and October 1, 2020, the county treasurer or the officer responsible for the collection of property taxes for a city and county shall advance property tax amounts to a local taxing jurisdiction in the county or city and county to help pay bonded indebtedness payments or monthly operational costs, if the local taxing jurisdiction submits a letter to the board of county commissioners of the county or the city council of the city and county. In no case shall the advance property tax amount exceed ninety percent of the property tax due to the jurisdiction. Where an advance payment of property tax is necessary to help pay bonded indebtedness, and notice was given by the local taxing jurisdiction per section 39-10-104.5 (12), the advance property tax amount shall not exceed the jurisdiction's shortfall of revenue due to the waiver or reduction of interest that is necessary to cover the bonded indebtedness payment and only those who are in receipt of less than ninety percent of the property taxes due at the time of the request qualify for advance payment for bonded indebtedness.

(b) This subsection (5) is repealed, effective December 31,
SECTION 3. 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.