

CHAPTER 20

HEALTH AND ENVIRONMENT

HOUSE BILL 20-1094

BY REPRESENTATIVE(S) Catlin and Arndt, Kipp, Benavidez, Bird, Buentello, Cutter, Hooton, McLachlan, Pelton, Roberts, Singer, Titone, Valdez D., Will;
also SENATOR(S) Ginal and Coram, Woodward, Moreno, Priola, Tate, Zenzinger.

AN ACT**CONCERNING A REPEAL OF THE DOLLAR LIMITATION ON THE FEE THAT A LOCAL BOARD OF HEALTH MAY SET FOR ON-SITE WASTEWATER TREATMENT SYSTEM PERMITS.**

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

SECTION 1. In Colorado Revised Statutes, 25-10-107, **amend** (1) as follows:

25-10-107. Fees. (1) A local board of health may set fees for permits. The permit fees may be no greater than required to offset the actual indirect and direct costs of the local public health agency's services. With respect to any permit, the local board of health shall set the fee for the permit so as to recover, as nearly as can be practically established, the costs associated with that permit. ~~not to exceed one thousand dollars.~~ UPON REQUEST, THE LOCAL BOARD OF HEALTH SHALL PROVIDE THE PERMITTEE WITH A STATEMENT THAT SPECIFIES HOW THE PERMIT FEE WAS CALCULATED. A local board of health may also set fees for soil evaluation and other services as requested by the applicant. ~~Such~~ THE fees may be no greater than required to offset the actual indirect and direct costs of ~~such~~ THE services.

SECTION 2. Act subject to petition - effective date - applicability. (1) This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 5, 2020, if adjournment sine die is on May 6, 2020); 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 such period, 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

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official declaration of the vote thereon by the governor.

(2) This act applies to fees set on or after the applicable effective date of this act.

Approved: March 11, 2020