

CHAPTER 178

GOVERNMENT - COUNTY

HOUSE BILL 12-1282

BY REPRESENTATIVE(S) Ramirez, Brown;
also SENATOR(S) Nicholson, Aguilar, Giron.

AN ACT

CONCERNING THE ABILITY OF THE COLORADO GEOLOGICAL SURVEY TO EXEMPT REVIEW OF THE GEOLOGIC FACTORS OF A PRELIMINARY SUBDIVISION PLAN UPON REQUEST FROM THE BOARD OF COUNTY COMMISSIONERS OF A COUNTY.

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

SECTION 1. In Colorado Revised Statutes, 30-28-136, **amend** (1) (i) as follows:

30-28-136. Referral and review requirements. (1) Upon receipt of a complete preliminary plan submission, the board of county commissioners or its authorized representative shall distribute copies of prints of the plan as follows:

(i) To the Colorado geological survey for an evaluation of those geologic factors ~~which~~ THAT would have a significant impact on the proposed use of the land; EXCEPT THAT, UPON WRITTEN REQUEST FROM THE BOARD OF COUNTY COMMISSIONERS OR THE BOARD'S AUTHORIZED REPRESENTATIVE, THE COLORADO GEOLOGICAL SURVEY MAY EXEMPT ANY PRELIMINARY PLAN FROM THIS REFERRAL AND REVIEW REQUIREMENT.

SECTION 2. Act subject to petition - effective date. 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 8, 2012, if adjournment sine die is on May 9, 2012); 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 2012

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: May 11, 2012