

An Act

SENATE BILL 26-193

BY SENATOR(S) Amabile and Kirkmeyer, Bridges, Wallace, Coleman;
also REPRESENTATIVE(S) Brown and Taggart, Sirota, Martinez,
McCormick, Nguyen, Velasco, Weinberg, Clifford, Mabrey, Mauro,
McCluskie.

CONCERNING LOCAL ORDINANCES' IMPACTS ON STATE EMPLOYEES.

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

SECTION 1. Legislative declaration. The general assembly finds and declares that the minimum wage of state employees has been, and continues to be, a bargainable issue under the "Colorado Partnership for Quality Jobs and Services Act", part 11 of article 50 of title 24, Colorado Revised Statutes.

SECTION 2. In Colorado Revised Statutes, 8-6-101, **amend** (4) as follows:

8-6-101. Legislative declaration - minimum wage of workers - authority of a local government to enact minimum wage laws - tip offsets - enforcement - report - severability - definitions.

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

(4) ~~For purposes of~~ AS USED IN this section, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) (I) "EMPLOYER" MEANS A CORPORATION, A PROPRIETORSHIP, A PARTNERSHIP, A JOINT VENTURE, A LIMITED LIABILITY COMPANY, A TRUST, AN ASSOCIATION, A POLITICAL SUBDIVISION OF THE STATE, AN INDIVIDUAL, OR ANY OTHER ENTITY THAT EMPLOYS AN EMPLOYEE.

(II) "EMPLOYER" DOES NOT INCLUDE THE STATE OF COLORADO, IN ACCORDANCE WITH SECTION 24-50-104 (4)(d)(I), TO THE EXTENT THAT A STATE EMPLOYER HAS A COLLECTIVE BARGAINING AGREEMENT AS TO EMPLOYEE WAGES.

(b) "Local government" means a:

~~(a)~~ (I) City;

~~(b)~~ (II) Home rule city;

~~(c)~~ (III) Town;

~~(d)~~ (IV) Territorial charter city;

~~(e)~~ (V) City and county;

~~(f)~~ (VI) County; or

~~(g)~~ (VII) Home rule county.

(c) "POLITICAL SUBDIVISION OF THE STATE" MEANS:

(I) A COUNTY, A CITY AND COUNTY, A CITY, A TOWN, A SERVICE AUTHORITY, A SPECIAL DISTRICT, AND ANY OTHER MUNICIPAL OR QUASI-MUNICIPAL AUTHORITY; AND

(II) A PUBLIC CORPORATION, AS DEFINED IN SECTION 7-49.5-103 (6); EXCEPT THAT, FOR THE PURPOSES OF THIS SUBSECTION (4)(c), A PUBLIC CORPORATION DOES NOT INCLUDE THE STATE OF COLORADO, TO THE EXTENT THAT A STATE EMPLOYER HAS A COLLECTIVE BARGAINING AGREEMENT AS TO EMPLOYEE WAGES.

SECTION 3. In Colorado Revised Statutes, 31-15-501, **amend** (1)(c) as follows:

31-15-501. Powers to regulate businesses.

(1) The governing bodies of municipalities have the following powers to regulate businesses:

(c) To license, regulate, and tax, subject to any law of this state, any lawful occupation, business place, amusement, or place of amusements and to fix the amount, terms, and manner of issuing and revoking licenses issued therefor; except that:

(I) For purposes of the application of any occupational privilege tax, oil and gas wells and their associated production facilities have not been, are not, and shall not be considered an occupation or business place subject to such tax; AND

(II) IN ACCORDANCE WITH SECTION 24-50-104 (4)(d)(I), THE STATE OF COLORADO IS NOT AN OCCUPATION OR BUSINESS PLACE SUBJECT TO SUCH TAX.

SECTION 4. In Colorado Revised Statutes, 24-37-302, **add** (4) as follows:

24-37-302. Responsibilities of the office of state planning and budgeting - repeal.

(4) (a) FOR THE PURPOSES OF SECTION 24-50-104 (1)(a)(II.5), THE OFFICE OF STATE PLANNING AND BUDGETING SHALL SUBMIT TO THE JOINT BUDGET COMMITTEE, ON OR BEFORE JANUARY 4, 2027, A SUPPLEMENTAL BUDGET REQUEST CONCERNING COMPENSATION OF STATE EMPLOYEES DURING THE 2026-27 STATE FISCAL YEAR.

(b) THIS SUBSECTION (4) IS REPEALED, EFFECTIVE JULY 1, 2027.

SECTION 5. Effective date. This act takes effect upon passage; except that section 31-15-501 (1)(c), as amended in section 3 of this act, takes effect January 1, 2028.

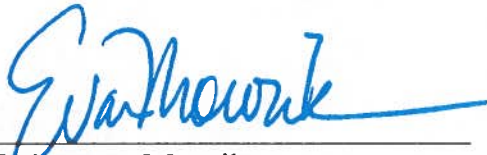
SECTION 6. Safety clause. The general assembly finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety or for appropriations for the support and maintenance of the departments of the state and state institutions.



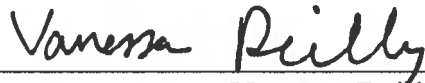
James Rashad Coleman, Sr.
PRESIDENT OF
THE SENATE



Julie McCluskie
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

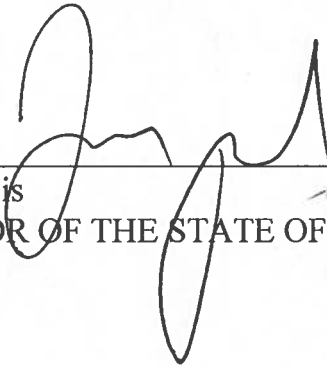


Esther van Mourik
SECRETARY OF
THE SENATE



Vanessa Reilly
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED on Tuesday June 2nd 2020 at 1:15pm
(Date and Time)



Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO