An Act

SENATE BILL 24-193

BY SENATOR(S) Danielson and Simpson, Bridges, Buckner, Coleman,
Cutter, Exum, Fields, Gardner, Ginal, Gonzales, Hansen, Jaquez Lewis,
Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Michaelson Jenet,
Mullica, Priola, Rich, Roberts, Rodriguez, Will, Winter F., Fenberg;
also REPRESENTATIVE(S) Duran and Pugliese, Amabile, Bacon, Bird,
Boesenecker, Brown, DeGraaf, deGruy Kennedy, English, Epps, Frizell,
Froelich, Garcia, Hamrick, Hernandez, Jodeh, Joseph, Kipp, Lieder,
Lindsay, Lukens, Lynch, Mabrey, Martinez, Marvin, McLachlan, Ortiz,
Ricks, Rutinel, Sirota, Snyder, Soper, Story, Titone, Valdez, Velasco, Vigil,
Weissman, Willford, Wilson, Woodrow, Young, McCluskie.

CONCERNING A REQUIREMENT THAT ANY ANNEXATION OF LANDS WITHIN
THE EXTERIOR BOUNDARIES OF A RESERVATION OF A FEDERALLY
RECOGNIZED INDIAN TRIBE BE APPROVED BY THE TRIBAL COUNCIL OF
THE INDIAN TRIBE.

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

SECTION 1. In Colorado Revised Statutes, 31-12-102, **amend**
(1)(f) and (1)(g); and **add** (1)(h) as follows:

31-12-102. Legislative declaration. (1) The general assembly

hereby declares that the policies and procedures in this part 1 are necessary and desirable for the orderly growth of urban communities in the state of Colorado, and to these ends this part 1 shall be liberally construed. The general assembly further declares that it is the purpose of this part 1:

(f) To reduce friction among contiguous or neighboring municipalities; and

(g) To increase the ability of municipalities in urban areas to provide their citizens with the services they require; AND

(h) TO RESPECT THE SOVEREIGNTY OF FEDERALLY RECOGNIZED INDIAN TRIBES WITH LANDS WITHIN THE EXTERIOR BOUNDARIES OF A FEDERALLY RECOGNIZED INDIAN RESERVATION AND WITHIN THE EXTERIOR BOUNDARIES OF THE STATE, TO REDUCE THE JURISDICTIONAL COMPLEXITIES THAT ARISE WHEN MUNICIPALITIES ANNEX INDIAN RESERVATION LAND, AND TO ENSURE COOPERATION AND COLLABORATION BY MUNICIPALITIES WITH TRIBAL GOVERNMENTS.

SECTION 2. In Colorado Revised Statutes, 31-12-105, **amend** (1) introductory portion; and **add** (1)(i) as follows:
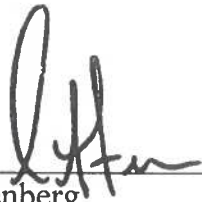
31-12-105. Limitations. (1) Notwithstanding any provisions of this part 1 to the contrary, the following limitations shall apply to all annexations:

(i) FOR ANY ANNEXATION THAT WILL RESULT IN ANNEXATION OF LANDS WITHIN THE EXTERIOR BOUNDARIES OF A RESERVATION OF A FEDERALLY RECOGNIZED INDIAN TRIBE LOCATED WITHIN THE STATE, NO ANNEXATION PURSUANT TO SECTION 31-12-106 OR ANNEXATION PETITION OR PETITION FOR AN ANNEXATION ELECTION PURSUANT TO SECTION 31-12-107 IS VALID UNLESS ACCOMPANIED BY A RESOLUTION OR ORDINANCE OF THE TRIBAL COUNCIL OR OTHER GOVERNING BODY OF THE FEDERALLY RECOGNIZED INDIAN TRIBE WITHIN WHOSE RESERVATION THE ANNEXATION WILL OCCUR APPROVING THE ANNEXATION. THIS SUBSECTION (1)(i) APPLIES TO ANNEXATION OF ALL LANDS WITHIN THE EXTERIOR BOUNDARIES OF A RESERVATION OF A FEDERALLY RECOGNIZED INDIAN TRIBE LOCATED WITHIN THE STATE REGARDLESS OF THE STATUS OF THE LANDS SOUGHT TO BE ANNEXED.
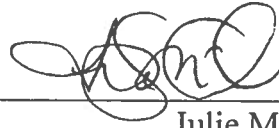
SECTION 3. Applicability. This act applies to annexations pursuant to section 31-12-106, C.R.S., or annexation petitions or petitions for an annexation election pursuant to section 31-12-107, C.R.S., on or after the effective date of this act.

SECTION 4. 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.
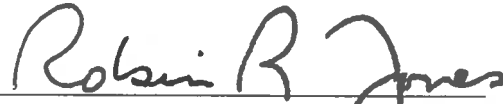
Steve Fenberg
PRESIDENT OF
THE SENATE
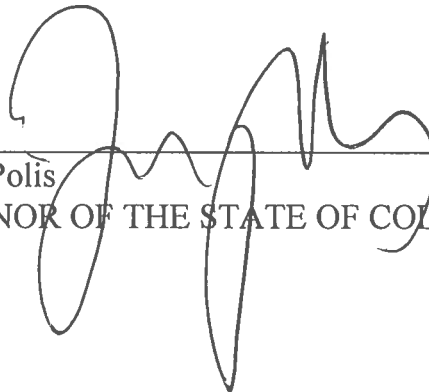
Julie McCluskie
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED Thursday June 6 2024 at 9:00 Am
(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO