

Second Extraordinary Session
Seventy-fourth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 24B-0014.01 Alison Killen x4350

HOUSE BILL 24B-1009

HOUSE SPONSORSHIP

Vigil,

SENATE SPONSORSHIP

Winter F.,

House Committees
Finance

Senate Committees

A BILL FOR AN ACT

101 CONCERNING SPECIAL DISTRICT VOTER APPROVAL TO WAIVE
102 STATUTORY PROPERTY TAX REVENUE LIMITATIONS.

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 authorizes a special district that meets specified criteria to seek voter approval to be exempted from any applicable statutory limitations on the collection, retention, or spending of property tax revenue by the special district.

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

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 32-1-1205 as
3 follows:

4 **32-1-1205. Voter approval to waive property tax revenue**
5 **limitations - definition.** (1) NOTWITHSTANDING ANY LAW TO THE
6 CONTRARY, THE BOARD OF A SPECIAL DISTRICT MAY SUBMIT TO THE
7 SPECIAL DISTRICT'S ELIGIBLE ELECTORS THE QUESTION OF WHETHER THE
8 SPECIAL DISTRICT MAY WAIVE ANY LIMIT ESTABLISHED IN STATUTE ON THE
9 COLLECTION, RETENTION, OR SPENDING OF REVENUE FROM THE IMPOSITION
10 OF AD VALOREM TAXES ON TAXABLE PROPERTY. IF A MAJORITY OF THE
11 SPECIAL DISTRICT'S ELIGIBLE ELECTORS VOTING THEREON APPROVE THE
12 WAIVER REQUEST, THE SPECIAL DISTRICT IS NOT SUBJECT TO THE WAIVED
13 PROPERTY TAX REVENUE LIMIT.

14 (2) ANY ELECTION ON THE QUESTION DESCRIBED IN SUBSECTION
15 (1) OF THIS SECTION SHALL BE CONDUCTED AS A SPECIAL ELECTION IN
16 ACCORDANCE WITH SECTION 32-1-103 (21) AND ARTICLE 13.5 OF TITLE 1.

17 (3) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
18 REQUIRES, "SPECIAL DISTRICT" MEANS A SPECIAL DISTRICT THAT:

19 (a) IS NOT SUBJECT TO THE REVENUE LIMIT SET FORTH IN SECTION
20 29-1-301;

21 (b) HAS RECEIVED VOTER APPROVAL TO EXCEED THE REVENUE
22 LIMIT SET FORTH IN SECTION 29-1-301 IN ACCORDANCE WITH SECTION
23 29-1-302 (2)(b); OR

24 (c) HAS RECEIVED VOTER APPROVAL TO COLLECT, RETAIN, OR
25 SPEND REVENUE FROM THE IMPOSITION OF AD VALOREM TAXES ON
26 TAXABLE PROPERTY WITHOUT REGARD TO ANY SPENDING, REVENUE, OR
27 OTHER LIMITATION CONTAINED WITHIN SECTION 20 OF ARTICLE X OF THE

1 STATE CONSTITUTION.

2 **SECTION 2. Safety clause.** The general assembly finds,
3 determines, and declares that this act is necessary for the immediate
4 preservation of the public peace, health, or safety or for appropriations for
5 the support and maintenance of the departments of the state and state
6 institutions.