

CHAPTER 3

GOVERNMENT - LOCAL

SENATE BILL 93-78

BY SENATORS Norton, Bishop, Mendez, R. Powers, Schroeder, Trujillo, and Feeley;
also REPRESENTATIVES Berry, Williams, Agler, Faatz, Kerns, Dyer, Foster, and Martin.

AN ACT

CONCERNING IMPLEMENTATION OF SECTION 20 OF ARTICLE X OF THE STATE CONSTITUTION AS IT RELATES TO PROGRAMS DELEGATED BY THE GENERAL ASSEMBLY TO LOCAL GOVERNMENTS FOR ADMINISTRATION.

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

SECTION 1. Part 3 of article 1 of title 29, Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended BY THE ADDITION OF A NEW SECTION to read:

29-1-304.7. Programs delegated by the general assembly - termination or reduction - requirements. (1) ANY LOCAL GOVERNMENT WHICH, PURSUANT TO SECTION 20 (9) OF ARTICLE X OF THE STATE CONSTITUTION, INTENDS TO REDUCE OR TERMINATE ITS SUBSIDY TO ANY PROGRAM DELEGATED TO SUCH LOCAL GOVERNMENT BY THE GENERAL ASSEMBLY FOR ADMINISTRATION SHALL PROVIDE WRITTEN NOTICE OF SUCH INTENTION TO THE GOVERNOR, THE PRESIDENT OF THE SENATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, THE CHAIRMAN OF THE JOINT BUDGET COMMITTEE OF THE GENERAL ASSEMBLY, AND THE HEAD OF ANY STATE DEPARTMENT OR AGENCY AFFECTED.

(2) THE NOTICE REQUIRED BY THIS SECTION SHALL CONTAIN INFORMATION SUFFICIENT TO IDENTIFY THE PROGRAM AND SHALL STATE WHETHER THE LOCAL GOVERNMENT INTENDS TO REDUCE OR TERMINATE ITS SUBSIDY TO THE PROGRAM. IF A REDUCTION IS INTENDED, THE NOTICE SHALL ALSO SPECIFY THE AMOUNT OF SUCH REDUCTION.

(3) THE NOTICE MAY SPECIFY AN EFFECTIVE DATE FOR SUCH REDUCTION OR TERMINATION; EXCEPT THAT IN NO EVENT SHALL THE REDUCTION OR TERMINATION TAKE EFFECT PRIOR TO NINETY DAYS AFTER RECEIPT OF THE NOTICE BY ALL OF THE PARTIES NAMED IN SUBSECTION (1) OF THIS SECTION.

(4) ANY REDUCTION OR TERMINATION FOR WHICH NOTICE IS GIVEN PURSUANT TO THIS SECTION SHALL TAKE PLACE OVER A THREE-YEAR PERIOD IN THREE EQUAL

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

ANNUAL AMOUNTS.

(5) THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT OF THE DEPARTMENT OF LOCAL AFFAIRS IS AUTHORIZED AND EMPOWERED, AFTER CONSULTATION WITH THE AFFECTED DEPARTMENTS OR AGENCIES, IF ANY, TO PROMULGATE, ADOPT, AMEND, AND REPEAL SUCH RULES AND REGULATIONS, AS MAY BE NECESSARY FOR THE IMPLEMENTATION AND ADMINISTRATION OF THIS SECTION.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: February 16, 1993