

CHAPTER 90

**GOVERNMENT - SPECIAL DISTRICTS**

SENATE BILL 94-184

BY SENATORS Bishop and Norton;  
also REPRESENTATIVES Prinster and Foster.

**AN ACT**

**CONCERNING AUTHORIZATION OF A REGIONAL SERVICE AUTHORITY WITH ONLY ONE COUNTY WITHIN ITS BOUNDARIES.**

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

**SECTION 1.** 32-7-104 (2) (a), Colorado Revised Statutes, as amended, is amended to read:

**32-7-104. Territorial requirements for service authorities.** (2) (a) Except as provided in paragraph (b) of this subsection (2), a service authority shall include all of the territory of at least ~~two counties~~ ONE COUNTY and may include such additional entire counties as may be proposed, if each county has some contiguity with another county within the service authority and does not result in the formation of an enclave.

**SECTION 2.** 32-7-107 (1) and (2), Colorado Revised Statutes, are amended to read:

**32-7-107. Court appoints an organizational commission and election committee.** (1) For a service authority which is to be established in an area having a total population of less than five hundred thousand, the court shall appoint nine organizational commission members selected from the membership of the governing bodies of the COUNTY OR counties and municipalities having territory within the boundaries of the proposed service authority, subject to the following ~~limitation~~ LIMITATIONS:

(a) IF MORE THAN ONE COUNTY IS INCLUDED WITHIN THE BOUNDARIES OF THE PROPOSED SERVICE AUTHORITY, no more than five members of the organizational commission shall be residents of any one county or any one municipality, and at least

---

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

one member shall be appointed from every county.

(b) IF ONLY ONE COUNTY IS INCLUDED WITHIN THE BOUNDARIES OF THE PROPOSED SERVICE AUTHORITY, NO MORE THAN FIVE MEMBERS OF THE ORGANIZATIONAL COMMISSION SHALL BE RESIDENTS OF ANY ONE MUNICIPALITY.

(2) (a) Subject to the limitations in paragraph (b) of this subsection (2), for a service authority which is to be established in an area having a total population of five hundred thousand or more, the court shall appoint fifteen organizational commission members selected from the membership of the governing bodies of the COUNTY OR counties and municipalities having territory within the boundaries of the proposed service authority.

(b) IF MORE THAN ONE COUNTY IS INCLUDED WITHIN THE BOUNDARIES OF THE PROPOSED SERVICE AUTHORITY AND to the extent feasible, the membership on the organizational commission shall be allocated:

(I) Among counties in proportion to the population of each county within the service authority, but each county shall have at least one member on the commission; and

(II) Among county commissioners and members of the governing bodies of municipalities within each county in proportion to the population of the incorporated and unincorporated areas of the counties.

(c) IF ONLY ONE COUNTY IS INCLUDED WITHIN THE BOUNDARIES OF THE PROPOSED SERVICE AUTHORITY AND TO THE EXTENT FEASIBLE, THE MEMBERSHIP ON THE ORGANIZATIONAL COMMISSION SHALL BE ALLOCATED AMONG THE COUNTY COMMISSIONERS AND MEMBERS OF THE GOVERNING BODIES OF MUNICIPALITIES WITHIN THE COUNTY IN PROPORTION TO THE POPULATION OF THE INCORPORATED AND UNINCORPORATED AREAS OF THE COUNTY.

**SECTION 3. 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: April 7, 1994