

CHAPTER 272

**GOVERNMENT - SPECIAL DISTRICTS**

SENATE BILL 98-053

BY SENATORS Dennis and Weddig;  
also REPRESENTATIVES Entz and George.

**AN ACT**

CONCERNING AUTHORIZATION OF SPECIAL DISTRICTS TO PROVIDE SERVICES RELATING TO WASTE DISPOSAL.

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

**SECTION 1.** 32-1-103 (10) and (18), Colorado Revised Statutes, are amended, and the said 32-1-103 is further amended BY THE ADDITION OF A NEW SUBSECTION, to read:

**32-1-103. Definitions.** As used in this article, unless the context otherwise requires:

(10) "Metropolitan district" means a special district ~~which~~ THAT provides for the inhabitants thereof any two or more of the following services:

- (a) Fire protection;
- (b) Mosquito control;
- (c) Parks and recreation;
- (d) Safety protection;
- (e) Sanitation;
- (f) SOLID WASTE DISPOSAL FACILITIES OR COLLECTION AND TRANSPORTATION OF SOLID WASTE;

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

- (f) (g) Street improvement;
- (g) (h) Television relay and translation;
- (h) (i) Transportation;
- (i) (j) Water.

(18) "Sanitation district" means a special district ~~which~~ THAT provides for storm or sanitary sewers, or both, flood and surface drainage, treatment and disposal works and facilities, OR SOLID WASTE DISPOSAL FACILITIES OR WASTE SERVICES, and all necessary or proper equipment and appurtenances incident thereto.

(19.5) "SOLID WASTE" SHALL HAVE THE SAME DEFINITION AS SPECIFIED IN SECTION 30-20-101 (6), C.R.S.

**SECTION 2.** 32-1-1004 (2), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

**32-1-1004. Metropolitan districts - additional powers and duties.** (2) A metropolitan district shall provide two or more of the following services:

(k) SOLID WASTE DISPOSAL FACILITIES OR COLLECTION AND TRANSPORTATION OF SOLID WASTE AS SPECIFIED IN SECTION 32-1-1006 (6) AND (7).

**SECTION 3.** 32-1-1006, Colorado Revised Statutes, is amended BY THE ADDITION OF THE FOLLOWING NEW SUBSECTIONS to read:

**32-1-1006. Sanitation, water and sanitation, or water districts - additional powers - special provisions.** (6) THE BOARD OF A SANITATION DISTRICT OR WATER AND SANITATION DISTRICT WITH A RESIDENT ELECTOR POPULATION OF TWO THOUSAND FIVE HUNDRED OR LESS THAT IS LOCATED IN WHOLE OR IN PART WITHIN A COUNTY WITH A POPULATION OF TWENTY-FIVE THOUSAND OR LESS, AS DETERMINED BY THE 1996 POPULATION ESTIMATES PREPARED BY THE DIVISION, MAY PROVIDE COLLECTION AND TRANSPORTATION OF SOLID WASTE FOR AND ON BEHALF OF THE DISTRICT, INCLUDING BUT NOT LIMITED TO THE FINANCING THEREOF. IF THE BOARD DECIDES TO PROVIDE COLLECTION AND TRANSPORTATION OF SOLID WASTE, THE BOARD SHALL REQUEST PROPOSALS TO PROVIDE SUCH SERVICES WITHIN A DESIGNATED AREA OF THE DISTRICT BY PUBLISHING NOTICE AND AWARDED A CONTRACT IN ACCORDANCE WITH THE PROCEDURES SPECIFIED IN SECTION 30-15-401 (7.5) (c) AND (7.7), C.R.S. THE BOARD SHALL NOT AWARD A CONTRACT THAT EXCEEDS THREE YEARS IN DURATION.

(7) THE BOARD OF ANY SANITATION DISTRICT OR WATER AND SANITATION DISTRICT MAY PROVIDE SOLID WASTE DISPOSAL FACILITIES, INCLUDING BUT NOT LIMITED TO THE FINANCING THEREOF, FOR AND ON BEHALF OF SUCH DISTRICT. ANY SERVICE OR FACILITY PURSUANT TO THIS SUBSECTION (7) SHALL BE SUBJECT TO PART 1 OF ARTICLE 20 OF TITLE 30, C.R.S.

**SECTION 4.** 30-20-101 (3), Colorado Revised Statutes, is amended to read:

**30-20-101. Definitions.** As used in this part 1, unless the context otherwise requires:

(3) "Person" means an individual, partnership, private or municipal corporation, firm, BOARD OF A METROPOLITAN DISTRICT OR SANITATION DISTRICT, or other association of persons.

**SECTION 5. 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: June 1, 1998