

CHAPTER 187

GOVERNMENT - SPECIAL DISTRICTS

HOUSE BILL 06-1338

BY REPRESENTATIVE(S) Plant, Borodkin, Boyd, Coleman, Hodge, Madden, McFadyen, Merrifield, Pommer, Ragsdale, and Sullivan;
also SENATOR(S) Fitz-Gerald, Tupa, and Williams.

AN ACT

CONCERNING THE INCLUSION OF CONTIGUOUS COUNTIES IN THE REGIONAL TRANSPORTATION DISTRICT.

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

SECTION 1. 32-9-106.7, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

32-9-106.7. Additional district area - petition or election - required filings - definitions. (1.5) (a) AS USED IN THIS SUBSECTION (1.5), "AREA" MEANS:

(I) ALL OR ANY PORTION OF A COUNTY ENTIRELY OUTSIDE THE BOUNDARIES OF THE DISTRICT; OR

(II) PORTIONS OF A COUNTY THAT ARE NOT WITHIN THE BOUNDARIES OF THE DISTRICT WHEN OTHER PORTIONS OF THE COUNTY ARE WITHIN THE BOUNDARIES OF THE DISTRICT.

(b) THE AREA THAT IS CONTIGUOUS TO ANY BOUNDARY OF THE DISTRICT MAY BE INCLUDED IN THE DISTRICT ACCORDING TO THE FOLLOWING TERMS:

(I) AN ELECTION IS REQUESTED FOR THE PURPOSE OF INCLUDING THE AREA IN THE DISTRICT BY ONE OF THE FOLLOWING METHODS:

(A) A PETITION SIGNED BY AT LEAST EIGHT PERCENT OF THE ELIGIBLE ELECTORS IN BOTH INCORPORATED AND UNINCORPORATED PORTIONS OF THE AREA WHO RESIDE WITHIN THE GEOGRAPHIC BOUNDARIES OF THE AREA IS SUBMITTED TO THE BOARD. THE PETITION SHALL CONTAIN A LEGAL DESCRIPTION OF THE AREA TO BE INCLUDED

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

WITHIN THE DISTRICT.

(B) A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY TO HOLD AN ELECTION FOR THE PURPOSE OF INCLUDING THE AREA, INCLUDING MUNICIPALITIES AND HOME RULE MUNICIPALITIES, IN THE DISTRICT IS SUBMITTED TO THE BOARD OF DIRECTORS OF THE DISTRICT. THE RESOLUTION SHALL CONTAIN A LEGAL DESCRIPTION OF THE AREA TO BE INCLUDED WITHIN THE DISTRICT.

(II) THE BOARD AUTHORIZES AN ELECTION TO BE HELD AT THE SAME TIME FOR BOTH THE INCORPORATED AND UNINCORPORATED PORTIONS OF THE AREA SEEKING TO BE INCLUDED IN THE DISTRICT AND A MAJORITY OF THOSE REGISTERED ELECTORS, AS DEFINED IN SECTION 1-1-104 (35), C.R.S., WHO RESIDE WITHIN THE GEOGRAPHIC BOUNDARIES OF THE AREA AND WHO VOTE IN THE ELECTION APPROVE THE INCLUSION OF THE AREA IN THE DISTRICT.

SECTION 2. Repeal. 32-9-106.4 and 32-9-106.5, Colorado Revised Statutes, are repealed.

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: May 4, 2006