

CHAPTER 163

GOVERNMENT - LOCAL

HOUSE BILL 09-1200

BY REPRESENTATIVE(S) Stephens, King S., Liston, Waller, Labuda, Looper, Massey, May, Acree, Nikkel, Summers, Todd;
also SENATOR(S) Scheffel, King K., Kopp, Bacon, Brophy, Tochtrop.

AN ACT

CONCERNING A REQUIREMENT THAT THE STAFF OF THE LEGISLATIVE COUNCIL CONSIDER CERTAIN FACTORS RELATING TO COUNTIES IN THE LOCAL GOVERNMENT IMPACT SECTION OF A FISCAL NOTE.

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, is amended BY THE ADDITION OF A NEW SECTION to read:

29-1-304.9. Fiscal note. (1) FOR ANY PROPOSED LEGISLATION INTRODUCED AFTER DECEMBER 31, 2009, THAT MAY HAVE A FISCAL IMPACT ON A COUNTY, THE STAFF OF THE LEGISLATIVE COUNCIL SHALL CONSIDER AND PROVIDE IN THE LOCAL GOVERNMENT IMPACT SECTION OF THE ACCOMPANYING FISCAL NOTE, WHEN POSSIBLE, TAKING INTO ACCOUNT REASONABLE TIME CONSTRAINTS, THE FOLLOWING:

(a) A REASONABLE AND TIMELY ESTIMATE OF THE FISCAL IMPACT ON THE COUNTIES CHOSEN IN ACCORDANCE WITH SUBSECTION (2) OF THIS SECTION THAT WOULD RESULT FROM THE PROPOSED LEGISLATION; AND

(b) POTENTIAL STAFFING AND OTHER ADMINISTRATIVE ASPECTS OF THE PROPOSED LEGISLATION.

(2) IN ORDER TO COMPILE THE INFORMATION REQUIRED BY SUBSECTION (1) OF THIS SECTION, THE STAFF OF THE LEGISLATIVE COUNCIL SHALL REQUEST FROM A STATEWIDE ASSOCIATION OF COUNTY COMMISSIONERS FISCAL INFORMATION REGARDING THE IMPACT OF THE PROPOSED LEGISLATION ON CERTAIN COUNTIES TO BE DETERMINED BY THE ASSOCIATION.

(3) THE STAFF OF THE LEGISLATIVE COUNCIL SHALL CONSIDER THE INFORMATION

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

RECEIVED FROM THE ASSOCIATION, IF ANY, WHEN COMPLETING THE LOCAL GOVERNMENT IMPACT SECTION OF ANY FISCAL NOTE.

SECTION 2. Act subject to petition - effective date. This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution, (August 5, 2009, if adjournment sine die is on May 6, 2009); except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

Approved: April 22, 2009