

CHAPTER 162

LABOR AND INDUSTRY

HOUSE BILL 10-1076

BY REPRESENTATIVE(S) DelGrosso, Acree, Court, Gerou, Kefalas, Labuda, Looper, McNulty, Riesberg, Roberts, Stephens, Summers, Tyler, Vigil, Baumgardner, Frangas;
also SENATOR(S) Heath, Boyd, Carroll M., Foster, Hodge, Hudak, Morse, Newell, Sandoval, Schwartz, Tapia, Tochtrop, Whitehead.

AN ACT**CONCERNING THE CLASSIFICATION OF A PARTICIPANT IN A PROPERTY TAX WORK-OFF PROGRAM FOR PURPOSES OF EMPLOYEE LABOR BENEFITS.**

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

SECTION 1. 8-40-202, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

8-40-202. Employee. (3) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, "EMPLOYEE" INCLUDES A PERSON WHO PARTICIPATES IN A PROPERTY TAX WORK-OFF PROGRAM ESTABLISHED PURSUANT TO ARTICLE 3.7 OF TITLE 39, C.R.S.

SECTION 2. 8-40-301, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

8-40-301. Scope of term "employee". (9) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, "EMPLOYEE" INCLUDES A PERSON WHO PARTICIPATES IN A PROPERTY TAX WORK-OFF PROGRAM ESTABLISHED PURSUANT TO ARTICLE 3.7 OF TITLE 39, C.R.S.

SECTION 3. Part 2 of article 41 of title 8, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

8-41-210. Coverage for property tax work-off program participants. NOTWITHSTANDING ANY PROVISION OF LAW TO THE CONTRARY, A GOVERNMENTAL ENTITY OR PRIVATE NONPROFIT OR FOR-PROFIT ENTITY THAT HAS A CONTRACT WITH A GOVERNMENTAL ENTITY THAT IS SELF-INSURED UNDER ARTICLES 40 TO 47 OF THIS

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

TITLE MAY PURCHASE WORKERS' COMPENSATION INSURANCE FROM ANY INSURER AUTHORIZED TO TRANSACT THE BUSINESS OF WORKERS' COMPENSATION INSURANCE IN THIS STATE FOR THE EXPRESS PURPOSE OF COVERING PARTICIPANTS IN THE PROPERTY TAX WORK-OFF PROGRAM ESTABLISHED PURSUANT TO ARTICLE 3.7 OF TITLE 39, C.R.S.

SECTION 4. Article 70 of title 8, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

8-70-125.7. Employment - property tax work-off program participants.

"EMPLOYMENT" INCLUDES SERVICES PERFORMED BY PARTICIPANTS IN A PROPERTY TAX WORK-OFF PROGRAM ESTABLISHED PURSUANT TO ARTICLE 3.7 OF TITLE 39, C.R.S.

SECTION 5. 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 (August 11, 2010, if adjournment sine die is on May 12, 2010); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part shall not take effect unless approved by the people at the general election to be held in November 2010 and shall take effect on the date of the official declaration of the vote thereon by the governor.

Approved: April 28, 2010