

CHAPTER 21

GOVERNMENT - SPECIAL DISTRICTS

SENATE BILL 10-046

BY SENATOR(S) Gibbs, Johnston, Kester, Newell, Schwartz, Whitehead;
also REPRESENTATIVE(S) Levy, Gerou, Liston, Merrifield, Nikkel, Pommer, Scanlan, Schafer S.

AN ACT

CONCERNING THE BOUNDARIES OF FOREST IMPROVEMENT DISTRICTS.

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

SECTION 1. 32-18-103, Colorado Revised Statutes, is amended to read:

32-18-103. Creation. (1) A forest improvement district may be created in the following manner:

(a) The governing body of a municipality or county may enact an ordinance or resolution proposing the creation of a forest improvement district. The ordinance or resolution shall set forth the ~~names of the municipalities or counties to be in the~~ BOUNDARIES OF THE proposed district and the proposed name of the district.

(b) ~~The~~ A governing body of a municipality or county that ~~is named~~ HAS TERRITORY WITHIN THE BOUNDARIES OF THE DISTRICT PROPOSED in the ordinance or resolution ~~proposing the creation of a forest improvement district~~ may enact an ordinance or resolution proposing to join the district. ~~setting forth the names of the same municipalities and counties.~~

(c) The clerk of a governing body that enacts an ordinance or resolution pursuant to paragraph (a) or (b) of this subsection (1) shall transmit a certified copy to the governing body of each other municipality or county ~~named in~~ THAT HAS TERRITORY WITHIN THE BOUNDARIES OF THE DISTRICT PROPOSED IN the original ordinance to be a part of the proposed district.

(d) The governing body of a municipality or county that enacts an ordinance or resolution pursuant to paragraph (a) or (b) of this subsection (1) shall submit the

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

question of the creation of a forest improvement district ~~including the entire territory of the municipality or county~~ to the eligible electors of the municipality or county WITHIN THE BOUNDARIES OF THE PROPOSED DISTRICT at a general or special election conducted in accordance with the "Uniform Election Code of 1992", articles 1 to 13 of title 1, C.R.S. The district shall be deemed created if a majority of the votes cast BY THE ELIGIBLE ELECTORS WITHIN THE BOUNDARIES OF THE PROPOSED DISTRICT in the election held in any municipality or county ~~named in~~ THAT HAS TERRITORY WITHIN THE BOUNDARIES OF THE DISTRICT PROPOSED IN the ordinance or resolution ~~proposing the district~~ are in favor of the creation of the district. The territory of the district ~~shall~~ MAY comprise ~~the combined~~ ALL OR A PORTION OF THE territory of ~~at~~ ONE OR MORE municipalities ~~and~~ OR counties in which the eligible electors approve the creation of the district AND MAY CONSIST OF NONCONTIGUOUS TRACTS OR PARCELS OF PROPERTY.

SECTION 2. 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: March 10, 2010