

Second Regular Session  
Seventieth General Assembly  
STATE OF COLORADO

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 16-0790.01 Jason Gelender x4330

**SENATE BILL 16-100**

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**SENATE SPONSORSHIP**

**Jahn,**

**HOUSE SPONSORSHIP**

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**Senate Committees**  
Transportation

**House Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING REQUIREMENTS THAT A COUNTY MUST MEET BEFORE**  
102 **REDUCING THE MILL LEVY FOR ITS ROAD AND BRIDGE FUND.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)*

Current law:

- ! Requires each county to annually adopt a road and bridge budget, which must show the aggregate amount estimated to be expended for county road and bridge construction, maintenance, and administration and the aggregate amount estimated to be paid from the county road and bridge fund

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

- to municipalities in the county; and
- ! Authorizes each county to levy a property tax, taking into account other available money, at a rate sufficient to fund the county road and bridge budget.

The bill prohibits a county from reducing the rate of the property tax unless it notifies all municipalities located within the county of its intent to do so, and either:

- ! A majority of the municipalities consent to the reduction; or
- ! The county annually makes an additional payment to each municipality that compensates the municipality fully for the reduction in the amount of tax revenues that it receives due to the rate reduction.

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

2 **SECTION 1.** In Colorado Revised Statutes, 43-2-203, **add** (3)  
3 and (4) as follows:

4 **43-2-203. County road and bridge budget - tax levy - repeal.**  
5 (3) NO LATER THAN OCTOBER 15 OF EACH YEAR, THE BOARD OF COUNTY  
6 COMMISSIONERS OF A COUNTY MUST GIVE WRITTEN NOTICE TO EACH  
7 MUNICIPALITY WITHIN THE COUNTY OF ITS INTENT TO POTENTIALLY  
8 REDUCE THE RATE OF THE TAX AUTHORIZED TO BE LEVIED UNDER  
9 SUBSECTION (2) OF THIS SECTION. == ==

10 (4) (a) THE TRANSPORTATION LEGISLATION REVIEW COMMITTEE,  
11 CREATED IN SECTION 43-2-145, SHALL CONSIDER, DURING THE 2016  
12 LEGISLATIVE INTERIM, INPUT FROM COUNTIES, MUNICIPALITIES,  
13 INTERESTED STAKEHOLDERS, AND THE PUBLIC REGARDING THE PROCESS  
14 BY WHICH THE RATE OF THE TAX AUTHORIZED TO BE LEVIED UNDER  
15 SUBSECTION (2) OF THIS SECTION IS REDUCED AND PROPOSALS TO RESOLVE  
16 ANY ISSUES PERTAINING TO THAT PROCESS.

17 (b) THIS SUBSECTION (4) IS REPEALED, EFFECTIVE JULY 1, 2017.

18 **SECTION 2. Safety clause.** The general assembly hereby finds,

- 1 determines, and declares that this act is necessary for the immediate
- 2 preservation of the public peace, health, and safety.