

**First Regular Session  
Seventy-third General Assembly  
STATE OF COLORADO**

**PREAMENDED**

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

LLS NO. 21-0258.01 Gregg Fraser x4325

**SENATE BILL 21-155**

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**SENATE SPONSORSHIP**

**Hisey and Story**, Cooke, Gardner, Ginal, Gonzales, Liston, Lundeen, Moreno, Priola,  
Rankin

**HOUSE SPONSORSHIP**

**Amabile and Baisley**,

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**Senate Committees**

Local Government

**House Committees**

Transportation & Local Government  
Appropriations

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**A BILL FOR AN ACT**

101      **CONCERNING THE APPOINTMENT OF A RESIDENT OF A LOCALITY IN**  
102                    **WHICH LIMITED GAMING TAKES PLACE TO THE LIMITED GAMING**  
103                    **CONTROL COMMISSION.**

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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://leg.colorado.gov>.)*

The bill requires that at least one member of the 5-member limited gaming control commission be a registered elector of Gilpin or Teller county.

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

SENATE  
3rd Reading Unamended  
March 22, 2021

SENATE  
Amended 2nd Reading  
March 19, 2021

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

2 **SECTION 1.** In Colorado Revised Statutes, 44-30-301, **amend**  
3 (1) introductory portion and (1)(a) as follows:

4 **44-30-301. Colorado limited gaming control commission -**  
5 **creation.** (1) There is hereby created, within the division of gaming, the  
6 Colorado limited gaming control commission. The commission shall  
7 consist of five members, all of whom shall be citizens of the United  
8 States and residents of this state who have been residents of the state for  
9 the past five years. The members shall be appointed by the governor, with  
10 the consent and approval of the senate. No member shall have been  
11 convicted of a felony or gambling-related offense, notwithstanding the  
12 provisions of section 24-5-101. No more than three of the five members  
13 shall be members of the same political party and no more than one  
14 member shall be from any one congressional district; EXCEPT THAT A  
15 MEMBER WHO IS SERVING PURSUANT TO SUBSECTION (1)(a) OF THIS  
16 SECTION AS A REGISTERED ELECTOR OF TELLER OR GILPIN COUNTY MAY  
17 RESIDE IN THE SAME CONGRESSIONAL DISTRICT AS ONE OF THE OTHER  
18 MEMBERS. At the first meeting of each fiscal year, a ~~chairman~~ CHAIR and  
19 ~~vice-chairman~~ VICE-CHAIR of the commission shall be chosen from the  
20 membership by a majority of the members. Membership and operation of  
21 the commission shall additionally meet the following requirements:

22 (a) One member of the commission shall have had at least five  
23 years' law enforcement experience as a peace officer certified pursuant to  
24 section 24-31-305; one member shall be an attorney admitted to the  
25 practice of law in Colorado for not less than five years and who has  
26 experience in regulatory law; one member shall be a certified public  
27 accountant or public accountant who has been practicing in Colorado for

1 at least five years and who has a comprehensive knowledge of the  
2 principles and practices of corporate finance; one member shall have been  
3 engaged in business in a management-level capacity for at least five  
4 years; and one member shall be a registered elector of ANY COUNTY IN the  
5 state who is not employed in any A profession or industry otherwise  
6 described in this subsection (1)(a). TO THE EXTENT THAT APPLICATIONS  
7 HAVE BEEN SUBMITTED FOR CONSIDERATION FOR MEMBERSHIP ON THE  
8 COMMISSION, THE GOVERNOR SHALL PRIORITIZE APPOINTING MEMBERS  
9 WHO ARE REGISTERED ELECTORS OF GILPIN COUNTY OR TELLER COUNTY.  
10 THE REGISTERED ELECTOR MEMBERS OF THE COMMISSION FROM GILPIN  
11 AND TELLER COUNTIES MAY BE EMPLOYED IN A PROFESSION OR INDUSTRY  
12 OTHERWISE DESCRIBED IN THIS SUBSECTION (1)(a).

13 **SECTION 2.** In Colorado Revised Statutes, 44-30-401, **amend**  
14 (1)(a) and (1)(b) as follows:

15 **44-30-401. Conflict of interest.** (1) Members of the commission  
16 and employees of the division are declared to be in positions of public  
17 trust. In order to ensure the confidence of the people of the state in the  
18 integrity of the division, its employees, and the commission, the following  
19 restrictions shall apply:

20 (a) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (1)(b) OF  
21 THIS SECTION, no member of the commission, an ancestor or descendant  
22 of a member, including a natural child, child by adoption, or stepchild, or  
23 a brother or sister of the whole or half blood of a member, or an uncle,  
24 aunt, nephew, or niece of the whole blood of a member, shall have any  
25 interest of any kind in a license issued pursuant to this article 30 or own  
26 or have any interest in property in any county where limited gaming is  
27 permitted. The provisions of this subsection (1)(a) shall apply to spouses

1 of commission members in like fashion as to members.

2 (b) No member of the commission or employee of the division,  
3 including the director, and no member of the immediate family of a  
4 member or employee of the division, shall have any interest, direct or  
5 indirect, in any licensee, licensed premises, establishment, or business  
6 involved in or with limited gaming. Further, the person shall not own, in  
7 whole or in part, property in the cities of Central, Black Hawk, or Cripple  
8 Creek; except that:

9 (I) A MEMBER OF THE COMMISSION SERVING PURSUANT TO  
10 SUBSECTION (1)(a) OF THIS SECTION AS A REGISTERED ELECTOR OF GILPIN  
11 OR TELLER COUNTY MAY LIVE WITH HIS OR HER FAMILY IN THE CITY OF  
12 CENTRAL, BLACK HAWK, OR CRIPPLE CREEK OR IN GILPIN OR TELLER  
13 COUNTY, AND MAY OWN PRIVATE PROPERTY IN THOSE AREAS FOR  
14 RESIDENTIAL PURPOSES; AND

15 (II) Employees of the division assigned to work regularly in  
16 Gilpin or Teller county may live with their families in those counties, and  
17 may own private property ~~therein~~ IN THOSE COUNTIES for residential  
18 purposes, with commission approval.

19 **SECTION 3. Act subject to petition - effective date.** This act  
20 takes effect at 12:01 a.m. on the day following the expiration of the  
21 ninety-day period after final adjournment of the general assembly; except  
22 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
23 of the state constitution against this act or an item, section, or part of this  
24 act within such period, then the act, item, section, or part will not take  
25 effect unless approved by the people at the general election to be held in  
26 November 2022 and, in such case, will take effect on the date of the  
27 official declaration of the vote thereon by the governor.