

NOTE: This bill has been prepared for the signature of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws. 2003

An Act

HOUSE BILL 03-1345

BY REPRESENTATIVE(S) Vigil, Borodkin, Carroll, Coleman, Ragsdale,
and Weddig;
also SENATOR(S) Takis, Groff, and Nichol.

CONCERNING THE CONCURRENT LEGISLATIVE JURISDICTION OVER THE REAL
PROPERTY CONSTITUTING THE ROCKY MOUNTAIN ARSENAL.

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

SECTION 1. Article 3 of title 3, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

3-3-104. Rocky Mountain arsenal - Adams county - concurrent jurisdiction. (1) (a) THE STATE OF COLORADO HEREBY ACCEPTS THE RELINQUISHMENT OF LEGISLATIVE JURISDICTION FROM THE UNITED STATES OVER FOUR HUNDRED AND TWELVE PROPERTY TRACTS WITHIN THE ROCKY MOUNTAIN ARSENAL IN ADAMS COUNTY. THE STATE OF COLORADO SHALL HAVE CONCURRENT LEGISLATIVE JURISDICTION WITH THE UNITED STATES OVER THE PROPERTY INDICATED IN THIS PARAGRAPH (a) FOR AS LONG AS THE UNITED STATES OWNS THE PROPERTY.

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

(b) THE CONCURRENT LEGISLATIVE JURISDICTION CREATED BY THIS SECTION OVER THE PROPERTY INDICATED IN PARAGRAPH (a) OF THIS SUBSECTION (1) SHALL TAKE EFFECT UPON ACCEPTANCE BY THE GOVERNOR OF A NOTICE FILED BY THE SECRETARY OF THE ARMY PURSUANT TO 10 U.S.C. SEC. 2683 RELINQUISHING LEGISLATIVE JURISDICTION AND RETAINING CONCURRENT LEGISLATIVE JURISDICTION OVER THE PROPERTY. THE GOVERNOR SHALL NOTIFY THE OFFICE OF LEGISLATIVE LEGAL SERVICES OF THE DATE OF ACCEPTANCE OF THE NOTICE.

(c) THE STATE SHALL NOT INCUR OR ASSUME ANY LIABILITY AS A RESULT OF ACCEPTING CONCURRENT LEGISLATIVE JURISDICTION PURSUANT TO THIS SUBSECTION (1).

(2) (a) THE STATE OF COLORADO HEREBY CEDES CONCURRENT LEGISLATIVE JURISDICTION UNDER THE LAWS OF THIS STATE TO THE UNITED STATES OVER PROPERTY TRACTS A-107 AND B-353 WITHIN THE ROCKY MOUNTAIN ARSENAL IN ADAMS COUNTY.

(b) THE CONCURRENT LEGISLATIVE JURISDICTION CEDED IN THIS SUBSECTION (2) IS VESTED UPON ACCEPTANCE BY THE UNITED STATES THROUGH ITS APPROPRIATE OFFICIALS AND SHALL CONTINUE FOR AS LONG AS THE UNITED STATES OWNS THE PROPERTY.

(c) UPON REQUEST BY THE UNITED STATES THROUGH ITS APPROPRIATE OFFICIALS, THE GOVERNOR IS AUTHORIZED TO EXECUTE THE APPROPRIATE DOCUMENTS TO ACCOMPLISH THE CESSION GRANTED BY THIS SUBSECTION (2).

(d) THE STATE OF COLORADO RETAINS CONCURRENT JURISDICTION, BOTH CIVIL AND CRIMINAL, WITH THE UNITED STATES OVER ALL PROPERTY SPECIFIED IN PARAGRAPH (a) OF THIS SUBSECTION (2).

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.

Lola Spradley
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

John Andrews
PRESIDENT OF
THE SENATE

Judith Rodrigue
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Mona Heustis
SECRETARY OF
THE SENATE

APPROVED _____

Bill Owens
GOVERNOR OF THE STATE OF COLORADO