

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

March 2, 2010
Date

Committee on Local Government.

After consideration on the merits, the Committee recommends the following:

HB10-1259 be amended as follows, and as so amended, be referred to the Committee on Judiciary with favorable recommendation:

- 1 Amend printed bill, page 4, strike lines 13 through 21 and substitute "1
- 2 WITH THOSE OF SECTION 30 OF ARTICLE II OF THE STATE CONSTITUTION."
- 3 Page 5, strike lines 17 through 27.
- 4 Page 6, strike lines 1 through 11.
- 5 Renumber succeeding sections accordingly.
- 6 Page 6, strike lines 23 and 24 and substitute "provided by section
- 7 31-12-108 (2) for notices of annexation petitions, and resolutions
- 8 initiating annexation proceedings, but no public hearing on the".
- 9 Page 9, strike lines 21 and 22 and substitute:
- 10 **"31-12-108. Setting hearing date - notice given.** (1) As a part
- 11 of the resolution initiating annexation proceedings by the municipality or
- 12 of "
- 13 Page 13, line 21, strike "(3),".
- 14 Page 13, strike line 26 and substitute "adopt a resolution of intent
- 15 pursuant to section 31-12-106 or, SUBJECT TO".

1 Page 14, strike lines 7 through 20 and substitute:

2 "(2) All further".

3 Page 15, strike lines 1 through 6.

4 Page 17, line 12, strike "(1) (a) and (3)," and substitute "(1) (a),".

5 Page 17, line 13, strike "are" and substitute "is".

6 Page 17, strike lines 26 and 27.

7 Strike page 18 and substitute:

8 "SECTION 12. Act subject to petition - effective date. This act
9 shall take effect at 12:01 a.m. on the day following the expiration of the
10 ninety-day period after final adjournment of the general assembly (August
11 11, 2010, if adjournment sine die is on May 12, 2010); except that, if a
12 referendum petition is filed pursuant to section 1 (3) of article V of the
13 state constitution against this act or an item, section, or part of this act
14 within such period, then the act, item, section, or part shall not take effect
15 unless approved by the people at the general election to be held in
16 November 2010 and shall take effect on the date of the official
17 declaration of the vote thereon by the governor."

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