



FINAL
FISCAL NOTE

Drafting Number: LLS 10-0435**Date:** June 16, 2010**Prime Sponsor(s):** Rep. Nikkel
Sen. Lundberg**Bill Status:** Signed into Law**Fiscal Analyst:** Harry Zeid (303-866-4753)

TITLE: CONCERNING AMENDMENTS TO THE "MUNICIPAL ANNEXATION ACT OF 1965" IN ORDER TO CONFORM THE ACT TO PROVISIONS OF THE STATE CONSTITUTION.

Summary of Legislation

The bill amends the Municipal Annexation Act of 1965 to conform to the annexation requirements specified in the state constitution. The constitution states that annexation of an unincorporated area to a municipality is prohibited unless one of the following requirements has first been met:

- the annexation question has been submitted to a vote of the landowners and the registered electors in the area proposed to be annexed, and the majority of the voters approved the annexation;
- the annexing municipality has received a petition for the annexation signed by at least 50 percent of the landowners in the area that own at least 50 percent of the area, excluding public streets and alleys and any land owned by the annexing municipality; or
- the area is entirely surrounded by or is solely owned by the annexing municipality.

The Governor signed the bill into law on May 6, 2010, and unless a referendum petition is filed, the bill will take effect August 11, 2010.

Assessment

The bill is assessed at no fiscal impact. It harmonizes current law with Section 30 of Article II of the State Constitution, which was approved by the voters in 1980. The bill clarifies legal arrangements and applies to both past and future municipal annexations.

Departments Contacted

Local Affairs