

Second Regular Session  
Sixty-seventh General Assembly  
STATE OF COLORADO

DRAFT  
10.5.09

BILL 10

LLS NO. 10-0167.01 Bob Lackner

INTERIM COMMITTEE BILL

Health Care Task Force

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SHORT TITLE: "Community Health In Master Plans"

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A BILL FOR AN ACT

101 CONCERNING THE AUTHORIZATION FOR LOCAL GOVERNMENTS TO  
102 INCLUDE A COMMUNITY HEALTH ELEMENT IN THEIR MASTER  
103 PLANS.

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Bill Summary

*(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)*

**Health Care Task Force.** Section 1 of the bill authorizes counties and regions, and section 2 authorizes municipalities, to include within their master plans for long-range physical development a community health element. The bill also enumerates items that may be included in the community health element.

*Capital letters indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.*

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

2         **SECTION 1.** 30-28-106 (3), Colorado Revised Statutes, is  
3 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

4         **30-28-106. Adoption of master plan - contents.** (3) (h) THE  
5 MASTER PLAN OF A COUNTY OR REGION ADOPTED IN ACCORDANCE WITH  
6 THE REQUIREMENTS OF SUBSECTION (4) OF THIS SECTION MAY INCLUDE A  
7 COMMUNITY HEALTH ELEMENT PURSUANT TO WHICH THE COUNTY SHALL  
8 INDICATE HOW ITS PLANNING DECISIONS WILL PROMOTE PUBLIC HEALTH  
9 AND SAFETY AND THE GENERAL WELFARE. MATTERS TO BE ADDRESSED  
10 IN CONNECTION WITH THIS ELEMENT OF THE MASTER PLAN MAY INCLUDE,  
11 WITHOUT LIMITATION, THE PROMOTION OF PHYSICAL ACTIVITY, ACCESS TO  
12 PARKS AND RECREATIONAL FACILITIES, ACCESS TO HEALTHY FOODS,  
13 WALKABILITY, PEDESTRIAN ACCESSIBILITY, BICYCLIST SAFETY, ACCESS TO  
14 HEALTH CARE FACILITIES, PUBLIC SAFETY, AND CIVIC PARTICIPATION  
15 WITHIN THE TERRITORIAL BOUNDARIES OF THE COUNTY OR REGION, AND  
16 ANY OTHER FACTORS OR POLICIES THAT WILL PROMOTE PUBLIC HEALTH  
17 AND SAFETY AND THE GENERAL WELFARE WITHIN THE TERRITORIAL  
18 BOUNDARIES OF THE COUNTY OR REGION.

19         **SECTION 2.** 31-23-206, Colorado Revised Statutes, is amended  
20 BY THE ADDITION OF A NEW SUBSECTION to read:

21         **31-23-206. Master plan.** (5.5) THE MASTER PLAN OF A  
22 MUNICIPALITY ADOPTED IN ACCORDANCE WITH THE REQUIREMENTS OF  
23 SUBSECTION (4) OF THIS SECTION MAY INCLUDE A COMMUNITY HEALTH  
24 ELEMENT PURSUANT TO WHICH THE MUNICIPALITY SHALL INDICATE HOW  
25 ITS PLANNING DECISIONS WILL PROMOTE PUBLIC HEALTH AND SAFETY AND  
26 THE GENERAL WELFARE. MATTERS TO BE ADDRESSED IN CONNECTION

1 WITH THIS ELEMENT OF THE MASTER PLAN MAY INCLUDE, WITHOUT  
2 LIMITATION, THE PROMOTION OF PHYSICAL ACTIVITY, ACCESS TO PARKS  
3 AND RECREATIONAL FACILITIES, ACCESS TO HEALTHY FOODS,  
4 WALKABILITY, PEDESTRIAN ACCESSIBILITY, BICYCLIST SAFETY, ACCESS TO  
5 HEALTH CARE FACILITIES, PUBLIC SAFETY, AND CIVIC PARTICIPATION  
6 WITHIN THE TERRITORIAL BOUNDARIES OF THE MUNICIPALITY, AND ANY  
7 OTHER FACTORS OR POLICIES THAT WILL PROMOTE PUBLIC HEALTH AND  
8 SAFETY AND THE GENERAL WELFARE WITHIN THE TERRITORIAL  
9 BOUNDARIES OF THE MUNICIPALITY.

10 **SECTION 3. Act subject to petition - specified effective date.**  
11 This act shall take effect September 1, 2010; except that, if a referendum  
12 petition is filed pursuant to section 1 (3) of article V of the state  
13 constitution against this act or an item, section, or part of this act within  
14 the ninety-day period after final adjournment of the general assembly,  
15 then the act, item, section, or part shall not take effect unless approved by  
16 the people at the general election to be held in November 2010 and shall  
17 take effect on January 1, 2011, or on the date of the official declaration  
18 of the vote thereon by the governor, whichever is later. <{Ask  
19 *committee*}>

