

**First Regular Session  
Sixty-seventh General Assembly  
STATE OF COLORADO**

**ENGROSSED**

*This Version Includes All Amendments Adopted  
on Second Reading in the House of Introduction*

LLS NO. 09-0498.01 Gregg Fraser

**SENATE BILL 09-105**

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**SENATE SPONSORSHIP**

**Gibbs,**

**HOUSE SPONSORSHIP**

**Scanlan,**

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**Senate Committees**

Local Government and Energy

**House Committees**

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**A BILL FOR AN ACT**

101     **CONCERNING REMOVAL OF THE STATUTORY LIMIT ON THE AMOUNT**  
102             **THAT MAY BE RAISED IN A SINGLE YEAR BY A SPECIAL PROPERTY**  
103             **TAX LEVIED BY A BOARD OF COUNTY COMMISSIONERS FOR THE**  
104             **PURPOSE OF FIGHTING SPECIFIED TYPES OF FIRES IN A COUNTY.**

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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.)*

Removes the statutory limit on the amount that may be raised in a single year by a special property tax levied by a board of county commissioners for the purpose of fighting specified types of fires in a county.

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

SENATE  
2nd Reading Unamended  
February 20, 2009

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

2           **SECTION 1.** 30-10-513, Colorado Revised Statutes, is amended  
3 to read:

4           **30-10-513. Sheriff in charge of forest or prairie fire - expenses.**

5 It is the duty of the sheriff, undersheriffs, and deputies, in case of any  
6 forest or prairie fire, to assume charge thereof or to assist other  
7 governmental authorities in such emergencies for controlling or  
8 extinguishing such fires, and, for assisting in so doing, they may call to  
9 their aid such person as they may deem necessary. The state forester may  
10 assume the duty with concurrence of the sheriff. The board of county  
11 commissioners of any county may allow the sheriff, undersheriffs,  
12 deputies, municipal or county fire departments, fire protection districts,  
13 fire authorities, and such other persons as may be called to assist in  
14 controlling or extinguishing such fires such compensation and other  
15 expenses necessarily incurred as it may deem just. The board of county  
16 commissioners of any county in this state may make such appropriation  
17 as it may deem proper for the purpose of controlling fires in its county.  
18 The board of county commissioners is authorized to levy a special tax  
19 subject to approval of the voters upon every dollar of valuation of  
20 assessment of the taxable property within the county for the purpose of  
21 creating a fund that shall be appropriated, after consultation with  
22 representatives of fire departments, fire protection districts, and fire  
23 authorities in the county, to prevent, control, or extinguish such fires  
24 anywhere in the county and to fix the rate of levy. ~~except that the amount~~  
25 ~~raised from the levy in any one year is limited to the amount raised by one~~  
26 ~~mill or five hundred thousand dollars, whichever is less.~~

1           **SECTION 2. Safety clause.** The general assembly hereby finds,  
2 determines, and declares that this act is necessary for the immediate  
3 preservation of the public peace, health, and safety.