

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

REVISED

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

LLS NO. 09-0498.01 Gregg Fraser

SENATE BILL 09-105

SENATE SPONSORSHIP

Gibbs,

HOUSE SPONSORSHIP

Scanlan,

Senate Committees

Local Government and Energy

House Committees

Local Government

Finance

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.**

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.

HOUSE
2nd Reading Unam ended
March 30, 2009

SENATE
3rd Reading Unam ended
February 23, 2009

SENATE
2nd Reading Unam ended
February 20, 2009

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.