

First Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 11-0318.01 Bob Lackner

HOUSE BILL 11-1122

HOUSE SPONSORSHIP

Schafer S.,

SENATE SPONSORSHIP

(None),

House Committees
Local Government

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE TECHNICAL MODIFICATION OF SPECIFIED
102 REQUIREMENTS AFFECTING THE PROCESS BY WHICH A
103 PROPOSED HOME RULE CHARTER FOR A MUNICIPALITY IS TO BE
104 SUBMITTED FOR THE APPROVAL OF THE VOTERS OF THE
105 MUNICIPALITY.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

In connection with the process for obtaining approval of a home

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.

rule charter for a municipality, the bill:

- ! Clarifies that the first meeting of the charter commission is to be held not more than 20 days after the date on which the election on the formation of the commission is certified.
- ! Extends from 120 to 180 days the period after the election on the formation of the commission by which the charter commission is required to submit to the governing body a proposed charter.
- ! Extends from 120 to 185 days the maximum period after publication of the notice of an election to approve the proposed home rule charter during which the election must be held.

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

2 **SECTION 1.** 31-2-206 (4) and (10), Colorado Revised Statutes,
3 are amended to read:

4 **31-2-206. Charter commission.** (4) The charter commission
5 shall meet at a time and date set by the governing body, which shall be
6 not more than twenty days subsequent to the CERTIFICATION OF THE
7 election, for the purpose of organizing itself. At such meeting, the
8 commission members shall elect a chairman, a secretary, and such other
9 officers as they deem necessary, all of which officers shall be members
10 of the commission. The commission may adopt rules of procedure for its
11 operations and proceedings. A majority of the commission members shall
12 constitute a quorum for transacting business. Further meetings of the
13 commission shall be held upon call of the chairman or a majority of the
14 members. All meetings shall be open to the public.

15 (10) Within one hundred ~~twenty~~ EIGHTY days after its election, the
16 charter commission shall submit to the governing body a proposed
17 charter.

18 **SECTION 2.** 31-2-207 (1), Colorado Revised Statutes, is
19 amended to read:

1 **31-2-207. Charter election - notice.** (1) Within thirty days after
2 the date that the charter commission submits the proposed charter to it,
3 the governing body shall publish and give notice of an election to
4 determine whether the proposed charter shall be approved, which election
5 shall be held not less than thirty nor more than one hundred ~~twenty~~
6 EIGHTY-FIVE days after publication of the notice thereof. Such notice of
7 the election shall contain the full text of the proposed charter.

8 **SECTION 3. Act subject to petition - effective date -**
9 **applicability.** (1) This act shall take effect September 1, 2011; except
10 that, if a referendum petition is filed pursuant to section 1 (3) of article V
11 of the state constitution against this act or an item, section, or part of this
12 act within the ninety-day period after final adjournment of the general
13 assembly, then the act, item, section, or part shall not take effect unless
14 approved by the people at the general election to be held in November
15 2012 and shall take effect on the date of the official declaration of the
16 vote thereon by the governor.

17 (2) The provisions of this act shall apply to proceedings to adopt
18 a home rule charter for a municipality commenced on or after the
19 applicable effective date of this act.