

HOUSE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

February 27, 2013

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Date

Committee on Local Government.

After consideration on the merits, the Committee recommends the following:

HB13-1212 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

1 Amend printed bill, page 3, line 10, after "ENTITY" insert "IN A PROPOSED  
2 JOB CREATION DISTRICT HAS THE ABILITY TO OPT IN TO A DISTRICT PLAN  
3 AND THAT EACH TAXING ENTITY ELECTING TO PARTICIPATE".

4 Page 3, line 12, strike "CONDITIONS" and substitute "CONDITIONS,  
5 INCLUDING THE AMOUNT OF REVENUE THE TAXING ENTITY WILL COMMIT  
6 TO THE JOB CREATION DISTRICT,".

7 Page 4, strike lines 22 through 27 and substitute:

8 "(9) "LARGE COMMUNITY" MEANS A MUNICIPALITY THAT, BASED  
9 ON THE MOST RECENT DECENNIAL CENSUS OF THE UNITED STATES, AS  
10 DETERMINED BY THE DEPARTMENT OF LABOR AND EMPLOYMENT, HAS:

11 (a) A POPULATION GREATER THAN SEVENTY-FIVE THOUSAND AND  
12 LESS THAN TWO HUNDRED FIFTY THOUSAND PERSONS; OR

13 (b) A POPULATION OF LESS THAN TWENTY-FIVE THOUSAND  
14 PERSONS AND SHARES A CONTIGUOUS BORDER WITH A MUNICIPALITY THAT  
15 HAS A POPULATION GREATER THAN SEVENTY-FIVE THOUSAND, AND LESS  
16 THAN TWO HUNDRED FIFTY THOUSAND, PERSONS.

17 (10) "MEDIUM COMMUNITY" MEANS A MUNICIPALITY THAT HAS A  
18 POPULATION OF GREATER THAN TWENTY-FIVE THOUSAND PERSONS AND  
19 FEWER THAN SEVENTY-FIVE THOUSAND PERSONS, BASED ON THE MOST  
20 RECENT DECENNIAL CENSUS OF THE UNITED STATES, AS DETERMINED BY  
21 THE DEPARTMENT OF LABOR AND EMPLOYMENT.

22 (11) "METROPOLITAN COMMUNITY" MEANS A MUNICIPALITY THAT,  
23 BASED ON THE MOST RECENT DECENNIAL CENSUS OF THE UNITED STATES,  
24 AS DETERMINED BY THE DEPARTMENT OF LABOR AND EMPLOYMENT, HAS:

1 (a) A POPULATION GREATER THAN TWO HUNDRED FIFTY THOUSAND  
2 PERSONS; OR

3 (b) A POPULATION OF LESS THAN TWENTY-FIVE THOUSAND  
4 PERSONS AND SHARES A CONTIGUOUS BORDER WITH A MUNICIPALITY THAT  
5 HAS A POPULATION GREATER THAN TWO HUNDRED FIFTY THOUSAND  
6 PERSONS.

7 (12) "MUNICIPALITY" MEANS A HOME RULE OR STATUTORY CITY,  
8 TOWN, OR CITY AND COUNTY OR A TERRITORIAL CHARTER CITY."

9 Renumber succeeding subsections accordingly.

10 Page 6, strike line 27.

11 Page 7, strike lines 1 through 6.

12 Renumber succeeding subsections accordingly.

13 Page 7, strike lines 15 through 21 and substitute:

14 "(22) "SMALL COMMUNITY" MEANS:

15 (a) A MUNICIPALITY WITH A POPULATION OF FEWER THAN  
16 TWENTY-FIVE THOUSAND PERSONS, BASED ON THE MOST RECENT  
17 DECENNIAL CENSUS OF THE UNITED STATES, AS DETERMINED BY THE  
18 DEPARTMENT OF LABOR AND EMPLOYMENT, THAT DOES NOT SHARE A  
19 CONTIGUOUS BORDER WITH EITHER A METROPOLITAN COMMUNITY OR A  
20 LARGE COMMUNITY; OR

21 (b) ANY UNINCORPORATED AREA OF A COUNTY."

22 Page 8, after line 17 insert:

23 "(e) IDENTIFICATION OF EACH TAXING ENTITY THAT HAS ELECTED  
24 TO PARTICIPATE IN THE PLAN;"

25 Reletter succeeding paragraphs accordingly.

26 Page 8, line 18, after "EACH" insert "PARTICIPATING".

27 Page 9, line 16, after "ENTITY" insert "THAT HAS TERRITORY WITHIN THE  
28 BOUNDARIES OF THE PROPOSED JOB CREATION DISTRICT".

29 Page 10, line 17, strike "LARGE URBAN" and substitute "METROPOLITAN".

- 1 Page 10, line 20, strike "SMALL URBAN" and substitute "LARGE".
- 2 Page 10, line 23, strike "OR".
- 3 Page 10, after line 23 insert:
- 4 "(C) FOR A MEDIUM COMMUNITY, A MINIMUM OF FORTY NEW JOBS  
5 WITH AN AVERAGE SALARY EXCEEDING THE AVERAGE SALARY FOR ANY  
6 COUNTY OVERLYING THE JOB CREATION DISTRICT."
- 7 Reletter succeeding sub-subparagraph accordingly.
- 8 Page 10, line 24, strike "RURAL" and substitute "SMALL", and strike  
9 "TWENTY" and substitute "TEN".
- 10 Page 11, line 2, strike "LARGE URBAN" and substitute "METROPOLITAN".
- 11 Page 11, strike lines 4 and 5 and substitute "LARGE COMMUNITY;  
12 (C) TEN MILLION DOLLARS IN A MEDIUM COMMUNITY; OR  
13 (D) FIVE HUNDRED THOUSAND DOLLARS IN A SMALL  
14 COMMUNITY;"
- 15 Page 11, line 21, after "(b)" insert "(I)".
- 16 Page 11, after line 25 insert:
- 17 "(II) A JOB CREATION DISTRICT WITH BOUNDARIES THAT WHOLLY  
18 OR PARTIALLY OVERLAP THE BOUNDARIES OF AN AREA THAT HAS BEEN  
19 ESTABLISHED AS A TOURISM OR ENTERTAINMENT FACILITY, AS DEFINED IN  
20 SECTION 24-46-303, C.R.S., IS ELIGIBLE ONLY TO RECEIVE TAX BENEFITS  
21 UNDER EITHER THIS ARTICLE OR ARTICLE 46 OF TITLE 24, C.R.S."
- 22 Page 12, strike lines 2 and 3 and substitute "SECTION 31-25-103 (8),  
23 C.R.S."
- 24 Page 12, strike line 4 and substitute:  
25 "(4.5) A TAXING ENTITY IN A JOB CREATION DISTRICT IS  
26 AUTHORIZED TO OPT IN TO THE JOB CREATION DISTRICT PLAN AND TO  
27 SPECIFY HOW MUCH OF THE PROPERTY, SALES, USE, OR LODGING TAXES IT  
28 LEVIES OR COLLECTS TO COMMIT TO THE DISTRICT PLAN.  
29 (5) A DISTRICT"

- 1 Page 12, line 7, after "PLAN" insert "AND COMMITTED PURSUANT TO
- 2 SUBSECTION (4.5) OF THIS SECTION".
  
- 3 Page 12, line 12, before "TAXING" insert "PARTICIPATING".
  
- 4 Page 14, line 8, strike "ANY OTHER PROVISION OF THIS ARTICLE," and
- 5 substitute "PARAGRAPH (b) OF THIS SUBSECTION (8)".

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