

Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 14-0548.01 Nicole Myers x4326

HOUSE BILL 14-1111

HOUSE SPONSORSHIP

Foote,

SENATE SPONSORSHIP

Jones,

House Committees
Local Government

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE AUTHORITY FOR A MUNICIPAL VOLUNTEER
102 FIREFIGHTER DEPARTMENT RETIREE TO SERVE ON A MUNICIPAL
103 VOLUNTEER FIREFIGHTER PENSION BOARD.

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>.)

Any municipality or district that maintains a regularly organized volunteer fire department has a board of trustees of the volunteer firefighter pension fund. In municipalities, the board currently consists of the mayor, the treasurer or finance officer, 2 people appointed by the

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.

governing body of the municipality, and 3 fire department members elected by the fire department members.

Starting with the next election, the bill allows a retired fire department member, a retired fire department member returned to active service, and an active fire department member to serve as the elected members of the volunteer firefighter pension board. The bill specifies that such board members are elected by the fire department members, retired fire department members, and retired fire department members returned to active service of those fire departments.

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

2 **SECTION 1.** In Colorado Revised Statutes, 31-30-1104, **amend**
3 (1) (d); and **repeal** (3) as follows:

4 **31-30-1104. Board - municipality.** (1) In a municipality, the
5 board must consist of the following members:

6 (d) (I) PRIOR TO THE EFFECTIVE DATE OF THIS PARAGRAPH (d), AS
7 AMENDED, three fire department members ~~of the entire membership of all~~
8 ~~classes of fire departments~~ serving the municipality who are elected by
9 the fire department members of those fire departments for three-year
10 terms. ~~except that, at the initial election, one member shall be elected for~~
11 ~~three years, one member for two years, and one member for one year. In~~
12 ~~all subsequent elections, these members shall be elected for three years.~~

13 (II) BEGINNING AT THE NEXT ELECTION TO ELECT A BOARD
14 MEMBER PURSUANT TO THIS PARAGRAPH (d) AFTER THE EFFECTIVE DATE
15 OF THIS PARAGRAPH (d), AS AMENDED, THREE INDIVIDUALS ELECTED FROM
16 ONE OR MORE OF THE FOLLOWING GROUPS TO THE EXTENT SUCH GROUPS
17 EXIST AT THE TIME OF ELECTION: FIRE DEPARTMENT MEMBERS, RETIRED
18 FIRE DEPARTMENT MEMBERS, OR RETIRED FIRE DEPARTMENT MEMBERS
19 RETURNED TO ACTIVE SERVICE PURSUANT TO SECTION 31-30-1132. THE
20 THREE INDIVIDUALS SHALL BE ELECTED BY THE FIRE DEPARTMENT

1 MEMBERS, RETIRED FIRE DEPARTMENT MEMBERS, AND RETIRED FIRE
2 DEPARTMENT MEMBERS RETURNED TO ACTIVE SERVICE OF THOSE FIRE
3 DEPARTMENTS AND SHALL SERVE FOR THREE YEAR TERMS AS SUCH TERMS
4 EXIST ON THE EFFECTIVE DATE OF THIS PARAGRAPH (d), AS AMENDED.
5 NOTHING IN THIS SUBPARAGRAPH (II) SHALL BE CONSTRUED TO EFFECT
6 THE TERM OF ANY PERSON SERVING ON THE BOARD OF A MUNICIPAL
7 VOLUNTEER FIREFIGHTER PENSION BOARD PURSUANT TO SUBPARAGRAPH
8 (I) OF THIS PARAGRAPH (d) ON THE EFFECTIVE DATE OF THIS
9 SUBPARAGRAPH (II).

10 (3) ~~Notwithstanding the provisions of subsections (1) and (2) of~~
11 ~~this section, the governing body of the municipality may continue with~~
12 ~~the board composition that was in effect on June 4, 1995.~~

13 **SECTION 2. Act subject to petition - effective date.** This act
14 takes effect at 12:01 a.m. on the day following the expiration of the
15 ninety-day period after final adjournment of the general assembly (August
16 6, 2014, if adjournment sine die is on May 7, 2014); except that, if a
17 referendum petition is filed pursuant to section 1 (3) of article V of the
18 state constitution against this act or an item, section, or part of this act
19 within such period, then the act, item, section, or part will not take effect
20 unless approved by the people at the general election to be held in
21 November 2014 and, in such case, will take effect on the date of the
22 official declaration of the vote thereon by the governor.