

*Colorado Legislative Council Staff Fiscal Note***NO FISCAL IMPACT**

Drafting Number: LLS 15-0153
Prime Sponsor(s): Sen. Crowder

Date: January 28, 2015
Bill Status: Senate Local Government
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BILL TOPIC: NO COUNTY EMINENT DOMAIN OPEN SPACE

Summary of Legislation

The bill prohibits a county government from using eminent domain (condemnation) for the acquisition of property for parks, recreation, open space, conservation, or for similar purposes. Counties are also prohibited from providing funding to any public or private party for the acquisition by condemnation of similar properties.

Assessment

The bill will create a minimal change in practice for counties to evaluate and address their existing policies and regulations regarding the use of condemnation for the acquisition of property. Although the use of condemnation to obtain recreational or conservation land is anticipated to be infrequent, prohibiting the option changes the way counties may address acquisition in the future; however, the bill will not impact the revenue or expenditures of counties, and is assessed as having no fiscal impact.

Effective Date

The bill takes effect July 1, 2015, and applies to condemnation actions commenced on or after this date.

State and Local Government Contacts

Counties Local Affairs