

Second Regular Session  
Seventieth General Assembly  
STATE OF COLORADO

**REREVISED**

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

LLS NO. 16-0329.01 Nicole Myers x4326

**HOUSE BILL 16-1038**

**HOUSE SPONSORSHIP**

**Melton and Salazar**, Lontine, Ginal

**SENATE SPONSORSHIP**

**Jones**,

---

**House Committees**

Finance

**Senate Committees**

Finance  
Appropriations

---

**A BILL FOR AN ACT**

101 **CONCERNING OPTIONAL AFFILIATION WITH THE FIRE AND POLICE**  
102 **PENSION ASSOCIATION BY A COUNTY SHERIFF DEPARTMENT**  
103 **THAT DOES NOT PARTICIPATE IN SOCIAL SECURITY.**

---

**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>.)*

**Police Officers' and Firefighters' Pension Reform Commission.**

Legislation passed in 2003 allows county sheriff departments that participate in social security to affiliate with the fire and police pension association (FPPA). The bill allows sheriff departments that do not participate in social security to participate in the FPPA.

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.*

SENATE  
3rd Reading Unamended  
March 9, 2016

SENATE  
2nd Reading Unamended  
March 8, 2016

HOUSE  
3rd Reading Unamended  
January 26, 2016

HOUSE  
2nd Reading Unamended  
January 25, 2016

---

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

2           **SECTION 1.** In Colorado Revised Statutes, **add** 31-31-708 as  
3 follows:

4           **31-31-708. Optional affiliation by county sheriff.** ANY COUNTY  
5 THAT DOES NOT COVER, UNDER THE FEDERAL "SOCIAL SECURITY ACT", AS  
6 AMENDED, SALARIED EMPLOYEES WHOSE DUTIES ARE DIRECTLY INVOLVED  
7 WITH THE PROVISION OF LAW ENFORCEMENT OR FIRE PROTECTION AS  
8 CERTIFIED BY THE COUNTY MAY ELECT COVERAGE UNDER THE STATEWIDE  
9 DEFINED BENEFIT PLAN ESTABLISHED IN PART 4 OF THIS ARTICLE AND THE  
10 STATEWIDE DEATH AND DISABILITY PLAN ESTABLISHED IN PART 8 OF THIS  
11 ARTICLE BY FILING A RESOLUTION OF AFFILIATION WITH THE BOARD.  
12 ELECTION OF COVERAGE UNDER THE PLAN IS IRREVOCABLE.

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 10, 2016, if adjournment sine die is on May 11, 2016); 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 2016 and, in such case, will take effect on the date of the  
22 official declaration of the vote thereon by the governor.