

**NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.**

# An Act

HOUSE BILL 12-1229

BY REPRESENTATIVE(S) Murray, Kerr J., Ramirez, Stephens, Todd;  
also SENATOR(S) Scheffel.

CONCERNING PUBLICATION REQUIREMENTS FOR A NEWSPAPER IN WHICH A  
LEGAL NOTICE OR ADVERTISEMENT IS PRINTED.

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

**SECTION 1.** In Colorado Revised Statutes, 24-70-101, **add** (4) as follows:

**24-70-101. Definitions.** As used in this part 1, unless the context otherwise requires:

(4) "PUBLISHED" MEANS A NEWSPAPER MAINTAINS AN OFFICE IN THE COUNTY TO GATHER NEWS, SELL ADVERTISING, OR CONDUCT THE GENERAL BUSINESS OF NEWSPAPER PUBLICATIONS.

**SECTION 2.** In Colorado Revised Statutes, 24-70-103, **amend** (3) as follows:

**24-70-103. Requisites of legal newspaper.** (3) If in any county in this state no newspaper has been published for the prescribed period at the

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

time when any such notice or advertisement is required to be published or if there is no newspaper published therein, such notice or advertisement may be published in any newspaper ~~printed~~ PUBLISHED in whole or in part in an adjoining county and having a general circulation in whole or in part in said county having no newspaper published therein. IF THERE IS NO NEWSPAPER IN ANY ADJOINING COUNTY THAT HAS BEEN PUBLISHED FOR THE PRESCRIBED PERIOD AT THE TIME WHEN ANY SUCH NOTICE OR ADVERTISEMENT IS REQUIRED TO BE PUBLISHED, A REQUIRED NOTICE OR ADVERTISEMENT MAY BE PUBLISHED IN A NEWSPAPER HAVING GENERAL CIRCULATION WITHIN THE COUNTY.

**SECTION 3. Act subject to petition - effective date.** This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 8, 2012, if adjournment sine die is on May 9, 2012); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless

approved by the people at the general election to be held in November 2012 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

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Frank McNulty  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

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Brandon C. Shaffer  
PRESIDENT OF  
THE SENATE

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Marilyn Eddins  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

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Cindi L. Markwell  
SECRETARY OF  
THE SENATE

APPROVED \_\_\_\_\_

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John W. Hickenlooper  
GOVERNOR OF THE STATE OF COLORADO