

First Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 11-1052.01 Bob Lackner

HOUSE BILL 11-1317

HOUSE SPONSORSHIP

Gerou,

SENATE SPONSORSHIP

Foster and Roberts,

House Committees
Local Government

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING A MODIFICATION OF STATUTORY PROVISIONS**
102 **ADDRESSING INTERGOVERNMENTAL COOPERATION IN**
103 **CONNECTION WITH WILDLAND FIRE MITIGATION TO CLARIFY**
104 **THAT SUCH PROVISIONS ARE INTENDED TO AFFECT LAND AREAS**
105 **USED SOLELY FOR RECREATIONAL PURPOSES.**

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>.)

In 2009, the general assembly enacted statutory provisions

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.

HOUSE
Amended 2nd Reading
May 4, 2011

requiring each county or municipality (local government) that owns any land area that is located either entirely or partially outside its own territorial boundaries and inside the territorial boundaries of a county and that contains at least 50% forest land or land that constitutes a wildland area to enter into an intergovernmental agreement with the county for the purpose of mitigating forest land or wildland fires affecting the contiguous land areas of the local government and county.

The bill clarifies that the land areas affected by the existing statutory provisions are specifically those used solely for recreational purposes. The bill also extends the date by which the local government is obligated to enter into such intergovernmental agreements. The bill further clarifies that the existing statutory provisions do not require any new agreement with respect to any land area that is not used solely for recreational purposes.

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

2 **SECTION 1.** 29-20-105.5 (3) (a), Colorado Revised Statutes, is
3 amended to read:

4 **29-20-105.5. Intergovernmental cooperation -**
5 **intergovernmental agreements to address wildland fire mitigation -**
6 **legislative declaration.** (3) (a) On or before ~~July 1, 2011~~ JULY 1, 2012,
7 each local government that owns any land area that is located either
8 entirely or partially outside its own territorial boundaries and inside the
9 territorial boundaries of a county and that contains at least fifty percent
10 forest land or land that constitutes a wildland area shall enter into an
11 intergovernmental agreement with the county for the purpose of
12 mitigating forest land or wildland fires affecting the contiguous land areas
13 of the local government and county. In association with the governmental
14 parties entering into any intergovernmental agreement, the parties to such
15 agreement shall consult with any utility providers that have facilities in
16 the areas subject to the agreements to the extent the provisions of the
17 agreements will affect the providers.

1 **SECTION 2. Safety clause.** The general assembly hereby finds,
2 determines, and declares that this act is necessary for the immediate
3 preservation of the public peace, health, and safety.