

Second Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 12-0478.01 Bob Lackner x4350

HOUSE BILL 12-1282

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HOUSE SPONSORSHIP

Ramirez,

SENATE SPONSORSHIP

Nicholson,

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House Committees  
Local Government

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING THE ABILITY OF THE COLORADO GEOLOGICAL SURVEY  
102 TO EXEMPT REVIEW OF THE GEOLOGIC FACTORS OF A  
103 PRELIMINARY SUBDIVISION PLAN UPON REQUEST FROM THE  
104 BOARD OF COUNTY COMMISSIONERS OF A COUNTY.

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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>.)*

Under current law governing the review by a board of county commissioners (board) of a map of a proposed subdivision (plan), 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.*

board or its authorized representative is required to distribute copies of prints of the plan to, among others, the Colorado geological survey (survey) for an evaluation of the geologic factors that would have a significant impact on the proposed use of the land. The bill exempts the survey from having to perform this function upon written request from the board or its authorized representative.

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

2 **SECTION 1.** In Colorado Revised Statutes, 30-28-136, **amend**

3 (1) (i) as follows:

4 **30-28-136. Referral and review requirements.** (1) Upon receipt  
5 of a complete preliminary plan submission, the board of county  
6 commissioners or its authorized representative shall distribute copies of  
7 prints of the plan as follows:

8 (i) To the Colorado geological survey for an evaluation of those  
9 geologic factors ~~which~~ THAT would have a significant impact on the  
10 proposed use of the land; EXCEPT THAT, UPON WRITTEN REQUEST FROM  
11 THE BOARD OF COUNTY COMMISSIONERS OR THE BOARD'S AUTHORIZED  
12 REPRESENTATIVE, THE COLORADO GEOLOGICAL SURVEY MAY EXEMPT ANY  
13 PRELIMINARY PLAN FROM THIS REFERRAL AND REVIEW REQUIREMENT.

14 **SECTION 2. Act subject to petition - effective date.** This act  
15 takes effect at 12:01 a.m. on the day following the expiration of the  
16 ninety-day period after final adjournment of the general assembly (August  
17 8, 2012, if adjournment sine die is on May 9, 2012); except that, if a  
18 referendum petition is filed pursuant to section 1 (3) of article V of the  
19 state constitution against this act or an item, section, or part of this act  
20 within such period, then the act, item, section, or part will not take effect  
21 unless approved by the people at the general election to be held in

1 November 2012 and, in such case, will take effect on the date of the  
2 official declaration of the vote thereon by the governor.