

**First Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO**

REREVISED

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

LLS NO. 25-0106.01 Jason Gelender x4330

HOUSE BILL 25-1029

HOUSE SPONSORSHIP

Boesenecker, Zokaie, Lindsay, Phillips, Woodrow

SENATE SPONSORSHIP

Kipp and Liston, Winter F.

House Committees

Transportation, Housing & Local Government

Senate Committees

Local Government & Housing

A BILL FOR AN ACT

101 **CONCERNING THE SCOPE OF MUNICIPAL AUTHORITY OVER LAND THAT**
102 **A MUNICIPALITY ACQUIRES THAT IS OUTSIDE ITS MUNICIPAL**
103 **LIMITS.**

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://leg.colorado.gov>.)

Current law grants a municipality full police power and control (authority) over land that it acquires outside its municipal limits for use as parks, parkways, boulevards, or roads. The bill extends this authority to land that a municipality acquires for open space and natural areas and clarifies that it extends to all such acquired land whether or not it is open

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

SENATE
3rd Reading Unamended
March 7, 2025

SENATE
Amended 2nd Reading
March 6, 2025

HOUSE
3rd Reading Unamended
January 27, 2025

HOUSE
Amended 2nd Reading
January 24, 2025

or closed to the public.

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

SECTION 1. In Colorado Revised Statutes, **amend** 31-25-216 as follows:

31-25-216. Cities control park grounds outside limits. (1) In all cases ~~where~~ IN WHICH any city, ~~or~~ INCLUDING any city or city and county organized under a special charter or created under the state constitution, has acquired lands outside its municipal limits for parks, OPEN SPACE AND NATURAL AREAS, parkways, boulevards, or roads, ~~said~~ UNLESS SUCH ACQUIRED LAND IS WITHIN THE EXTERIOR BOUNDARIES OF AN INDIAN RESERVATION, THE city or city and county has full police power and jurisdiction and full municipal control and full power and authority in the management, control, improvement, and maintenance of and over any such lands so acquired ~~It~~ WHETHER OR NOT THE LANDS ARE OPEN OR CLOSED TO THE PUBLIC. SUCH A CITY OR CITY AND COUNTY has power and authority to provide by ordinance for the regulation and control of its lands so acquired, to prevent the commission of any acts which are or may be declared unlawful pursuant to the provisions of this part 2, and to prosecute and punish the violation of any ordinances in its municipal courts. Such ~~city or city and county~~ also has like power and jurisdiction to prevent pollution of the water in all reservoirs, streams, and pipes ~~which may be included within any such parks,~~ parkways, boulevards, or roads and over the stream or source from which such water is taken as far as ten miles above the point from which it is diverted. Such A city or city and county has like power and jurisdiction to regulate and

1 prevent the erection, construction, and maintenance, within three hundred
2 feet of any such park, OPEN SPACE OR NATURAL AREA, parkway,
3 boulevard, or road outside its municipal limits, of any advertisement or
4 of any billboard or other structure for advertisements. Such A city or city
5 and county also has like power and jurisdiction over the use of any public
6 roads, boulevards, or parkways within such parks OR OPEN SPACE AND
7 NATURAL AREAS and running over or through or between such lands and
8 any public roads, boulevards, or parkways between any such park, OPEN
9 SPACE AND NATURAL AREAS, or pleasure ground and its municipal
10 boundaries and not included within the municipal limits of any
11 incorporated city or town.

12

13 **SECTION 2. Safety clause.** The general assembly finds,
14 determines, and declares that this act is necessary for the immediate
15 preservation of the public peace, health, or safety or for appropriations for
16 the support and maintenance of the departments of the state and state
17 institutions.