

First Regular Session
Seventy-third General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 21-0233.02 Pierce Lively x2059

SENATE BILL 21-004

SENATE SPONSORSHIP

Garcia and Simpson,

HOUSE SPONSORSHIP

Esgar,

Senate Committees

Local Government

House Committees

A BILL FOR AN ACT

101 **CONCERNING CONCURRENT LEGISLATIVE JURISDICTION OVER REAL**
102 **PROPERTY CONSTITUTING THE UNITED STATES ARMY PUEBLO**
103 **CHEMICAL DEPOT.**

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>.)

The bill creates concurrent legislative jurisdiction between the state of Colorado and the United States over specified real property constituting the United States Army Pueblo chemical depot.

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

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 3-3-105 as
3 follows:

4 **3-3-105. Pueblo chemical depot - concurrent jurisdiction.**

5 (1)(a) THE STATE OF COLORADO HEREBY ACCEPTS THE RELINQUISHMENT
6 OF EXCLUSIVE LEGISLATIVE JURISDICTION FROM THE UNITED STATES OVER
7 THE REAL PROPERTY COMPRISING THE UNITED STATES ARMY PUEBLO
8 CHEMICAL DEPOT. THE STATE OF COLORADO SHALL HAVE CONCURRENT
9 LEGISLATIVE JURISDICTION WITH THE UNITED STATES OVER THE PROPERTY
10 INDICATED IN THIS SUBSECTION (1)(a) FOR AS LONG AS THE UNITED
11 STATES OWNS THE PROPERTY.

12 (b) THE CONCURRENT LEGISLATIVE JURISDICTION CREATED BY
13 THIS SECTION OVER THE PROPERTY INDICATED IN SUBSECTION (1)(a) OF
14 THIS SECTION SHALL TAKE EFFECT UPON ACCEPTANCE BY THE GOVERNOR
15 OF A NOTICE FILED BY THE SECRETARY OF THE ARMY PURSUANT TO 10
16 U.S.C. SEC. 2683 RELINQUISHING EXCLUSIVE LEGISLATIVE JURISDICTION
17 AND RETAINING CONCURRENT LEGISLATIVE JURISDICTION OVER THE
18 PROPERTY. THE GOVERNOR SHALL NOTIFY THE REVISOR OF STATUTES IN
19 WRITING, BY E-MAIL SENT TO REVISOROFSTATUTES.GA@STATE.CO.US, OF
20 THE DATE OF ACCEPTANCE OF THE NOTICE.

21 (c) THE STATE SHALL NOT INCUR OR ASSUME ANY LIABILITY AS A
22 RESULT OF ACCEPTING CONCURRENT LEGISLATIVE JURISDICTION
23 PURSUANT TO THIS SUBSECTION (1).

24 (2) UPON REQUEST BY THE UNITED STATES THROUGH ITS
25 APPROPRIATE OFFICIALS, THE GOVERNOR IS AUTHORIZED TO EXECUTE THE
26 APPROPRIATE DOCUMENTS TO ACCOMPLISH THE CESSION GRANTED BY
27 SUBSECTION (1) OF THIS SECTION.

1 **SECTION 2. Act subject to petition - effective date.** This act
2 takes effect at 12:01 a.m. on the day following the expiration of the
3 ninety-day period after final adjournment of the general assembly; except
4 that, if a referendum petition is filed pursuant to section 1 (3) of article V
5 of the state constitution against this act or an item, section, or part of this
6 act within such period, then the act, item, section, or part will not take
7 effect unless approved by the people at the general election to be held in
8 November 2022 and, in such case, will take effect on the date of the
9 official declaration of the vote thereon by the governor.