

**First Regular Session
Seventieth General Assembly
STATE OF COLORADO**

INTRODUCED

LLS NO. 15-0314.01 Bart Miller x2173

HOUSE BILL 15-1096

HOUSE SPONSORSHIP

Roupe,

SENATE SPONSORSHIP

(None),

House Committees
Business Affairs & Labor

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING A GENERAL DEFINITION OF THE TERM "SMALL BUSINESS"**
102 **TO APPLY IN SITUATIONS WITHOUT A MORE SPECIFIC**
103 **DEFINITION.**

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/bills summaries>.)

The bill creates a general definition of the term "small business" for purposes of Colorado law to apply in situations where a more specific definition does not exist in the statutes. The definition of "small business" created by the bill would not apply to any situation involving a state

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.*

program where it is necessary for a state entity to use a different definition of small business or to apply different standards to the criteria governing eligibility for assistance to businesses resulting from conditions on the use of public or private moneys.

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

2 **SECTION 1.** In Colorado Revised Statutes, 2-4-401, **add** (13.8)

3 as follows:

4 **2-4-401. Definitions.** The following definitions apply to every
5 statute, unless the context otherwise requires:

6 (13.8) "SMALL BUSINESS" MEANS, UNLESS OTHERWISE
7 SPECIFICALLY PROVIDED, A BUSINESS WITH FEWER THAN FIFTY EMPLOYEES
8 AND FIVE MILLION DOLLARS OR LESS IN ANNUAL GROSS REVENUE. THIS
9 DEFINITION DOES NOT APPLY IN ANY SITUATION INVOLVING A STATE
10 PROGRAM WHERE IT IS NECESSARY FOR A STATE ENTITY TO USE A
11 DIFFERENT DEFINITION OF "SMALL BUSINESS" OR TO APPLY DIFFERENT
12 STANDARDS TO THE CRITERIA GOVERNING ELIGIBILITY FOR ASSISTANCE TO
13 BUSINESSES RESULTING FROM CONDITIONS ON THE USE OF PUBLIC OR
14 PRIVATE MONEYS.

15 **SECTION 2. Act subject to petition - effective date.** This act
16 takes effect at 12:01 a.m. on the day following the expiration of the
17 ninety-day period after final adjournment of the general assembly (August
18 5, 2015, if adjournment sine die is on May 6, 2015); except that, if a
19 referendum petition is filed pursuant to section 1 (3) of article V of the
20 state constitution against this act or an item, section, or part of this act
21 within such period, then the act, item, section, or part will not take effect
22 unless approved by the people at the general election to be held in

- 1 November 2016 and, in such case, will take effect on the date of the
- 2 official declaration of the vote thereon by the governor.