

Second Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 12-0308.02 Gregg Fraser x4325

HOUSE BILL 12-1229

HOUSE SPONSORSHIP

Murray,

SENATE SPONSORSHIP

Scheffel,

House Committees
Local Government

Senate Committees

A BILL FOR AN ACT

101 CONCERNING PUBLICATION REQUIREMENTS FOR A NEWSPAPER IN
102 WHICH A LEGAL NOTICE OR ADVERTISEMENT IS PRINTED.

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>.)

The bill defines the term "published" for purposes of publishing legal notices and specifies that, in circumstances where there is no newspaper published in a particular county or an adjoining county, a legal notice may be published in a newspaper having general circulation within the county.

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.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-70-101, **add** (4)
3 as follows:

4 **24-70-101. Definitions.** As used in this part 1, unless the context
5 otherwise requires:

6 (4) "PUBLISHED" MEANS A NEWSPAPER MAINTAINS AN OFFICE IN
7 THE COUNTY TO GATHER NEWS, SELL ADVERTISING, OR CONDUCT THE
8 GENERAL BUSINESS OF NEWSPAPER PUBLICATIONS.

9 **SECTION 2.** In Colorado Revised Statutes, 24-70-103, **amend**
10 (3) as follows:

11 **24-70-103. Requisites of legal newspaper.** (3) If in any county
12 in this state no newspaper has been published for the prescribed period at
13 the time when any such notice or advertisement is required to be
14 published or if there is no newspaper published therein, such notice or
15 advertisement may be published in any newspaper ~~printed~~ PUBLISHED in
16 whole or in part in an adjoining county and having a general circulation
17 in whole or in part in said county having no newspaper published therein.
18 IF THERE IS NO NEWSPAPER IN ANY ADJOINING COUNTY THAT HAS BEEN
19 PUBLISHED FOR THE PRESCRIBED PERIOD AT THE TIME WHEN ANY SUCH
20 NOTICE OR ADVERTISEMENT IS REQUIRED TO BE PUBLISHED, A REQUIRED
21 NOTICE OR ADVERTISEMENT MAY BE PUBLISHED IN A NEWSPAPER HAVING
22 GENERAL CIRCULATION WITHIN THE COUNTY.

23 **SECTION 3. Act subject to petition - effective date.** This act
24 takes effect at 12:01 a.m. on the day following the expiration of the
25 ninety-day period after final adjournment of the general assembly (August
26 8, 2012, if adjournment sine die is on May 9, 2012); except that, if a

1 referendum petition is filed pursuant to section 1 (3) of article V of the
2 state constitution against this act or an item, section, or part of this act
3 within such period, then the act, item, section, or part will not take effect
4 unless approved by the people at the general election to be held in
5 November 2012 and, in such case, will take effect on the date of the
6 official declaration of the vote thereon by the governor.