



2023 Legislative Issue Form

To propose a CCI legislative issue, please complete this form.

Feel free to use more than one page and include any supplemental materials.

1.) **Contact Information** (of person bringing forth issue):

- a. **Name:** Douglas County Commissioners
- b. **Phone Number:** 303-660-7401
- c. **E-Mail Address:** boccc@douglas.co.us

2.) **Issue/Problem to be addressed** (What is the problem this legislation is seeking to solve?)

SB 05-152 prevented local governments from participating directly or indirectly in any way providing advanced service, cable television service, or telecommunications service without first having a citizen vote to allow such services. This has been interpreted broadly such that local governments can't even partner with retail providers to ensure citizens receive adequate service, even when federal dollars are available to a local government for this purpose. The statute should be repealed as the voting impediment isn't serving the public interest.

3.) **Background on this Issue/Problem** (How did this come to be? Why are you seeking a legislative remedy?)

This legislatively created impediment is hurting the citizens it was originally intended to help as necessary services are delayed or outright prevented by a voting requirement when local governments attempt to meet this citizen need.

4.) **Proposed Solution/Legislative Remedy to this issue.**

Douglas County proposes that CCI seek a legislative repeal.

5.) **Have you explored a non-legislative solution to this problem?**

A non-legislative solution will not fix the substantial delay and taxpayer expense involved with complying with the law as written.

6.) **Statutory Citation to be modified AND proposed/revised language (The Colorado Revised Statute is available for free at [this link](#), by selecting "Colorado Revised Statutes").**

The statutory citation is C.R.S. 29-27-101 et seq.

7.) **Relationship of this issue to County Commissioner's roles and/or authorities.**

County Commissioners are directly responsible for both deciding whether to help provide the restricted services and for sending the issue to a citizen vote.

8.) **Has this proposal been approved by the Board of County Commissioners?**

Yes, the BoCC has approved this submittal.

9.) **List any potential Proponents/Opponents & their perspective; indicate any groups/individuals with whom you have already discussed this issue.**

Proponents should include counties, cities, and special districts. They should support a SB05-152 repeal, because it removes a current impediment in providing high speed broadband to residents. Another proponent is the Colorado Broadband Office, who publicly has mentioned its concern about the existing statute.

Possible opponents may include incumbent providers, who believe a repeal of SB05-152 could lead to duplication of service and potentially a waste of taxpayer dollars. They may also argue that local governments should not use taxpayer monies to unfairly compete with the private sector, unless its citizens approve by popular vote.

Please submit this completed form to Katie First at kfirst@ccionline.org

By Friday, July 8.



- 10.) **Have you visited with your legislator(s) about this proposal? What was their reaction? Are members of your delegation likely to sponsor, support, or oppose this proposal?**

At this time, no Douglas County legislator has been approached about a specific repeal; however, Representative Baisley, who is now a candidate for SD 4, is supportive of rural broadband and has successfully co-sponsored several major pieces of broadband legislation.

- 11.) **Anticipated Fiscal Impact (to counties, state, other stakeholders, etc.).**

There should be a positive fiscal impact to local governments, because the requirement of an election, and associated costs related to it, will be eliminated.

- 12.) **Please list the local subject matter experts CCI staff can follow-up with for more information on this proposal.**

Please contact our lobby team Steve Balcerovich, 720-351-2007, or Amy Attwood, 720-840-4912, to gather any follow up information.

- 13.) **If your county is submitting multiple issue forms, please rank each issue.**

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By Friday, July 8.**