

Second Regular Session  
Seventy-second General Assembly  
STATE OF COLORADO

DRAFT  
4.30.20

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LLS NO. 20-1236.01 Conrad Imel x2313

COMMITTEE BILL

Joint Budget Committee

**BILL TOPIC:** "Delay Implementation Of House Bill 19-1229"

**A BILL FOR AN ACT**

101 CONCERNING DELAYING THE IMPLEMENTATION OF THE "COLORADO  
102 ELECTRONIC PRESERVATION OF ABANDONED ESTATE  
103 PLANNING DOCUMENTS ACT".

**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/>.)*

**Joint Budget Committee.** House Bill 19-1229 enacted the "Colorado Electronic Preservation of Abandoned Estate Planning Documents Act" (act). The act is scheduled to go into effect on January 1, 2021. The bill delays the effective date of the act until January 1, 2023.

*Capital letters or bold & italic numbers indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.*

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

2           **SECTION 1.** In Colorado Revised Statutes, 15-23-104, **amend**  
3 **as it will become effective January 1, 2021**, (1) as follows:

4           **15-23-104. Applicability.** (1) Subject to subsection (2) of this  
5 section, this article 23 applies to an original estate planning document  
6 created before, on, or after ~~January 1, 2021~~ JANUARY 1, 2023.

7           **SECTION 2.** In Session Laws of Colorado 2019, section 6 of  
8 chapter 252 (HB 19-1229), **amend** (1) as follows:

9           Section 6. **Act subject to petition - effective date.** (1) Except as  
10 otherwise provided in subsection (2) of this section, this act takes effect  
11 ~~January 1, 2021~~ JANUARY 1, 2023; except that, if a referendum petition  
12 is filed pursuant to section 1 (3) of article V of the state constitution  
13 against this act or an item, section, or part of this act within the ninety-day  
14 period after final adjournment of the general assembly, then the act, item,  
15 section, or part will not take effect unless approved by the people at the  
16 general election to be held in November 2020 and, in such case, will take  
17 effect on the date of the official declaration of the vote thereon by the  
18 governor.

19           **SECTION 3. Safety clause.** The general assembly hereby finds,  
20 determines, and declares that this act is necessary for the immediate  
21 preservation of the public peace, health, or safety.