

Second Regular Session
Seventieth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 16-1263.01 Gregg Fraser x4325

HOUSE BILL 16-1462

HOUSE SPONSORSHIP

Hullinghorst,

SENATE SPONSORSHIP

Guzman and Jahn,

House Committees

State, Veterans, & Military Affairs

Senate Committees

A BILL FOR AN ACT

101 CONCERNING A MODIFICATION TO THE PROVISIONS ENACTED IN HOUSE
102 BILL 11-1155 TO AUTHORIZE COMBINING THE FULL-TIME
103 EQUIVALENT EMPLOYMENT OF THE LIEUTENANT GOVERNOR
104 AND A GOVERNOR'S OFFICE APPOINTEE.

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>.)

House Bill 11-1155 authorized the lieutenant governor to also serve concurrently as the head of a principal department of state government. The bill allows the lieutenant governor to similarly serve as

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.

a governor's office appointee through the remainder of the current term of the lieutenant governor. The total amount of salary paid to the lieutenant governor is limited to the amount that would be paid for service as the head of a principal department or a governor's office appointee.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-1-108, **amend** (2);
3 and **add** (3) as follows:

4 **24-1-108. Appointment of officers and employees - repeal.**

5 (2) In the event that the lieutenant governor is appointed during his or her
6 term of office to concurrently serve as the head of a principal department:

7 (a) Acceptance or retention of such an appointment shall not result
8 in a forfeiture of the office of lieutenant governor; and

9 (b) It shall be deemed that holding the office of lieutenant
10 governor while concurrently serving as the head of a principal department
11 is not incompatible, inconsistent, or in conflict with the duties of the
12 lieutenant governor or with the duties, powers, and functions of the head
13 of a principal department.

14 (3) (a) IN THE EVENT THAT THE LIEUTENANT GOVERNOR IS
15 APPOINTED DURING HIS OR HER TERM OF OFFICE TO CONCURRENTLY SERVE
16 AS A GOVERNOR'S OFFICE APPOINTEE:

17 (I) ACCEPTANCE OR RETENTION OF SUCH AN APPOINTMENT SHALL
18 NOT RESULT IN A FORFEITURE OF THE OFFICE OF LIEUTENANT GOVERNOR;
19 AND

20 (II) IT SHALL BE DEEMED THAT HOLDING THE OFFICE OF
21 LIEUTENANT GOVERNOR WHILE CONCURRENTLY SERVING AS A
22 GOVERNOR'S OFFICE APPOINTEE IS NOT INCOMPATIBLE, INCONSISTENT, OR
23 IN CONFLICT WITH THE DUTIES OF THE LIEUTENANT GOVERNOR OR WITH

1 THE DUTIES, POWERS, AND FUNCTIONS OF A GOVERNOR'S OFFICE
2 APPOINTEE.

3 (b) THIS SUBSECTION (3) IS REPEALED, EFFECTIVE JANUARY 10,
4 2019.

5 **SECTION 2.** In Colorado Revised Statutes, 24-9-101, **amend** (1)
6 (b) (I) as follows:

7 **24-9-101. Salaries of elected state officials - repeal.** (1) The
8 following state officials shall receive annual salaries and allowances,
9 payable monthly, as follows:

10 (b) Lieutenant governor:

11 (I) (A) Sixty-eight thousand five hundred dollars or, if
12 concurrently serving as the head of a principal department OR AS A
13 GOVERNOR'S OFFICE APPOINTEE, a combined salary that, in total, is
14 commensurate with the annual salary paid for the position of head of the
15 principal department OR AS A GOVERNOR'S APPOINTEE, WHICHEVER IS
16 CONCURRENTLY HELD BY THE LIEUTENANT GOVERNOR.

17 (B) This subparagraph (I) is repealed, effective January 10, 2019.

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