A BILL FOR AN ACT

Concerning employment contracts for positions at institutions of higher education that are funded by revenue generated from auxiliary activities.

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.)

Under current law, institutions of higher education are limited in the number and length of term employment contracts or contract extensions that the institution can award. In addition, institutions are prohibited from providing postemployment compensation or benefits to a government-supported employee after the individual’s employment has...
ended, except in limited situations and in limited amounts. Further, under current law, the terms of government-supported employment contracts are generally available for public inspection.

For state institutions of higher education, the bill exempts the institution's employee positions that are funded by revenues generated through auxiliary activities, as defined in the bill, from the provisions of current law.

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

SECTION 1. In Colorado Revised Statutes, 24-19-108, amend (1) introductory portion, (1)(c), and (1)(d); and add (1)(e) as follows:

24-19-108. Exceptions - definition. (1) The provisions of this article ARTICLE 19 shall not apply to the following:

(c) Any employee employed by a unit of local government whose governing body is directly elected by the electors of such local government; or

(d) Any certified employee who is separated from state service due to lack of work, lack of funds, or reorganization and who receives postemployment compensation or other benefits authorized by a layoff plan established by the state personnel director pursuant to section 24-50-124 (1)(d)(I); OR

(e) ANY EMPLOYEE EMPLOYED AT A STATE INSTITUTION OF HIGHER EDUCATION WHOSE POSITION IS FUNDED BY REVENUES GENERATED THROUGH AUXILIARY ACTIVITIES. FOR PURPOSES OF THIS SUBSECTION (1)(e), "AUXILIARY ACTIVITIES" MEANS INSTITUTIONAL ACTIVITIES MANAGED AND ACCOUNTED FOR AS SELF-SUPPORTING ACTIVITIES.

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a
referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.