

## CHAPTER 52

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**EDUCATION - POSTSECONDARY**


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**SENATE BILL 17-041**

BY SENATOR(S) Priola, Holbert, Crowder, Grantham;  
 also REPRESENTATIVE(S) Hooton and Willett, Thurlow, Pabon, Herod, Arndt, Coleman, Garnett, Gray, Kennedy, Lontine,  
 Melton, Rosenthal, Salazar.

**AN ACT**

**CONCERNING EMPLOYMENT CONTRACTS FOR POSITIONS AT INSTITUTIONS OF HIGHER EDUCATION  
 THAT ARE FUNDED BY REVENUE GENERATED FROM AUXILIARY ACTIVITIES.**

*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

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

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.

Approved: March 20, 2017