

CHAPTER 195

GOVERNMENT - STATE

HOUSE BILL 17-1217

BY REPRESENTATIVE(S) Winter and Saine, Nordberg, Kraft-Tharp, Humphrey, Pettersen, Rosenthal, Williams D.; also SENATOR(S) Donovan and Smallwood, Jahn, Court, Crowder, Fenberg, Holbert, Kerr, Marble, Martinez Humenik, Merrifield, Scott, Tate, Grantham.

AN ACT**CONCERNING THE GOVERNANCE STRUCTURE OF THE STATE HISTORICAL SOCIETY.**

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

SECTION 1. In Colorado Revised Statutes, 24-80-201.5, **amend** (2)(a) and (2)(b) as follows:

24-80-201.5. State historical society - board - appointment - powers and duties. (2) (a) ~~(F)~~ The governor shall appoint, with the consent of the senate, ~~five~~ **NINE** members of the board. ~~The governor shall make the initial appointments on or before June 1, 2015, to be effective July 1, 2015.~~ If there is a vacancy of a member appointed pursuant to this ~~subparagraph (F)~~ **SUBSECTION (2)(a)**, the governor shall appoint a new member of the board for the remainder of the unexpired term.

~~(H) (A) The four remaining members of the board are selected by the board for appointment by the governor with the consent of the senate. The board shall submit the name or names of persons selected to be members of the board to the governor. Upon appointment by the governor, the name of the appointee is forwarded to the senate for confirmation. If the governor does not approve of a recommendation from the board, the governor shall notify the board of his or her decision, and the board shall submit a new recommendation. The initial appointments are effective July 1, 2015.~~

~~(B) For the initial selection of board members, the members of the board of directors holding elective office as of June 1, 2015, shall select four persons and submit their names to the governor on or before June 15, 2015, pursuant to sub-subparagraph (A) of this subparagraph (H).~~

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

~~(C) If there is a vacancy or at the expiration of the term of a member appointed pursuant to this subparagraph (H), the board of directors shall submit a name or names to the governor pursuant to sub-subparagraph (A) of this subparagraph (H) for appointment, reappointment, or to fill an unexpired term.~~

(b) Except as otherwise provided in this ~~paragraph (b)~~ SUBSECTION (2)(b), members of the board serve three-year terms. The members first appointed to the board take office on July 1, 2015. Of the appointments of members to take office on July 1, 2015, the governor shall designate:

(I) Three members of the board to have terms expiring on July 1, 2016; ~~including one member who is appointed pursuant to subparagraph (H) of paragraph (a) of this subsection (2);~~

(II) Three members of the board to have terms expiring on July 1, 2017; ~~including one member who is appointed pursuant to subparagraph (H) of paragraph (a) of this subsection (2);~~ and

(III) Three members of the board to have terms expiring on July 1, 2018. ~~including two members who are appointed pursuant to subparagraph (H) of paragraph (a) of this subsection (2).~~ Thereafter, the terms of the members of the board are three years.

SECTION 2. In Colorado Revised Statutes, 24-80-201.7, **amend** (1); and **add** (3) as follows:

24-80-201.7. Directors council - creation - election - duties - repeal. (1) ~~There is created the~~ THE BOARD MAY ESTABLISH A directors council of the state historical society, referred to in this part 2 as the "directors council". IF ESTABLISHED, the directors council shall provide advice, counsel, and expertise to the board of directors concerning the state historical society's operations and accomplishing its mission and objectives. Members of the directors council are elected by the members of the state historical society pursuant to nomination procedures adopted by the board.

(3) (a) THIS SECTION IS REPEALED IF THE BOARD DOES NOT ESTABLISH A DIRECTORS COUNCIL BY JUNE 1, 2020. BY JUNE 20, 2020, THE PRESIDENT OF THE HISTORICAL SOCIETY SHALL NOTIFY THE REVISOR OF STATUTES IN WRITING IF THE DIRECTORS COUNCIL IS NOT ESTABLISHED BY E-MAILING THE NOTICE TO REVISOROFSTATUTES.GA@STATE.CO.US. THIS SECTION IS REPEALED ON THE DATE OF THE NOTICE TO THE REVISOR OF STATUTES.

(b) THIS SUBSECTION (3) IS REPEALED, EFFECTIVE JANUARY 1, 2021.

SECTION 3. 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.

Approved: May 3, 2017