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# An Act

SENATE BILL 22-013

BY SENATOR(S) Fenberg and Holbert, Buckner, Cooke, Gonzales, Hansen, Hisey, Kirkmeyer, Lee, Liston, Lundeen, Moreno, Priola, Rankin, Simpson, Sonnenberg, Winter, Woodward;  
also REPRESENTATIVE(S) Garnett and McKean, Benavidez, Duran, Exum, Gonzales-Gutierrez, Gray, Herod, Jodeh, Kipp, Lontine, Lynch, McCluskie, Mullica, Snyder, Soper, Titone.

CONCERNING REQUIREMENTS FOR BOARDS AND COMMISSIONS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

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

**SECTION 1.** In Colorado Revised Statutes, **repeal and reenact, with amendments**, 24-1-135 as follows:

**24-1-135. Effect of congressional redistricting on boards and commissions - definition.** (1) AS USED IN THIS SECTION, "BOARD" INCLUDES ANY BOARD, COMMISSION, COMMITTEE, TASK FORCE, OR OTHER SIMILAR BODY CREATED IN THE STATE CONSTITUTION OR STATE STATUTE.

(2) UNLESS A SECTION OF THE STATE CONSTITUTION OR A STATUTE CREATING A BOARD PROVIDES OTHERWISE:

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*Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.*

(a) ANY MEMBER OF A BOARD WHO WAS APPOINTED OR ELECTED TO THE OFFICE AS A RESIDENT OF A DESIGNATED CONGRESSIONAL DISTRICT PURSUANT TO ANY SECTION OF THE STATE CONSTITUTION OR ANY STATUTORY SECTION CREATING THE BOARD AND WHO NO LONGER RESIDES IN THE CONGRESSIONAL DISTRICT SOLELY BECAUSE OF A CHANGE MADE TO THE BOUNDARIES OF THE DISTRICT PURSUANT TO SECTIONS 44 TO 44.6 OF ARTICLE V OF THE STATE CONSTITUTION IS ELIGIBLE TO HOLD OFFICE FOR THE REMAINDER OF THE TERM TO WHICH THE MEMBER WAS ELECTED OR APPOINTED, NOTWITHSTANDING THE NONRESIDENCY OF THE MEMBER.

(b) WHEN A BOARD INCREASES IN SIZE OR CHANGES IN COMPOSITION DUE TO THE ADDITION OF A CONGRESSIONAL DISTRICT FOLLOWING A FEDERAL DECENNIAL CENSUS, AN APPOINTING AUTHORITY RESPONSIBLE FOR MAKING APPOINTMENTS OF MEMBERS FROM THE STATE'S CONGRESSIONAL DISTRICTS SHALL APPOINT A MEMBER TO REPRESENT THE NEW DISTRICT AS SOON AS PRACTICABLE IN THE YEAR FOLLOWING THE APPROVAL OF THE NEW CONGRESSIONAL DISTRICT'S BOUNDARIES PURSUANT TO SECTIONS 44 TO 44.6 OF ARTICLE V OF THE STATE CONSTITUTION. THE NEWLY APPOINTED MEMBER SERVES A FULL TERM AS SET FORTH IN THE STATE CONSTITUTION OR STATUTE FOR A MEMBER OF THE BOARD; EXCEPT THAT THE APPOINTING AUTHORITY MAY APPOINT THE MEMBER FOR A SHORTER TERM IF NECESSARY TO PRESERVE ANY REQUIRED STAGGERING OF THE TERMS OF THE MEMBERS OF THE BOARD.

(c) (I) WHEN A BOARD DECREASES IN SIZE OR CHANGES IN COMPOSITION DUE TO THE LOSS OF A CONGRESSIONAL DISTRICT FOLLOWING A FEDERAL DECENNIAL CENSUS, AN APPOINTING AUTHORITY RESPONSIBLE FOR MAKING APPOINTMENTS OF MEMBERS FROM THE STATE'S CONGRESSIONAL DISTRICTS SHALL REVIEW THE CURRENT APPOINTMENTS TO THE BOARD AND:

(A) IF THE BOARD DECREASES IN SIZE, SELECT ONE BOARD MEMBER WHOSE TERM SHALL BE TERMINATED ON JUNE 30 OF THE YEAR FOLLOWING THE CHANGE IN THE NUMBER OF CONGRESSIONAL DISTRICTS; OR

(B) IF THE BOARD CHANGES IN COMPOSITION, SELECT ONE BOARD MEMBER APPOINTED TO REPRESENT A CONGRESSIONAL DISTRICT TO BE REPLACED WITH AN AT-LARGE OR OTHER MEMBER WHEN THE MEMBER'S TERM EXPIRES.

(II) IN MAKING THE SELECTIONS REQUIRED BY SUBSECTION (2)(c)(I) OF THIS SECTION, THE APPOINTING AUTHORITY SHALL CONSIDER HOW WELL THE CURRENT APPOINTMENTS REPRESENT THE STATE'S NEW CONGRESSIONAL DISTRICTS AND ATTEMPT TO ENSURE ADEQUATE REPRESENTATION FOR THE NEW DISTRICTS AMONG THE REMAINING BOARD MEMBERS FOR THE REMAINDER OF THEIR TERMS. IF NECESSARY, THE APPOINTING AUTHORITY SHALL CLARIFY WHICH DISTRICTS THE REMAINING MEMBERS REPRESENT AND MAY ADJUST THE TERMS OF THE REMAINING MEMBERS TO PRESERVE ANY REQUIRED STAGGERING OF THE TERMS OF THE MEMBERS OF THE BOARD.

**SECTION 2.** In Colorado Revised Statutes, **add** 24-1-135.5 as follows:

**24-1-135.5. Boards and commissions - definitions.** (1) AS USED IN THIS SECTION, "BOARD" INCLUDES ANY BOARD, COMMISSION, COMMITTEE, TASK FORCE, OR OTHER SIMILAR BODY CREATED IN THE STATE CONSTITUTION OR STATE STATUTE.

(2) UNLESS A SECTION OF THE STATE CONSTITUTION OR A STATUTE CREATING A BOARD PROVIDES OTHERWISE:

(a) ANY VACANCY IN AN APPOINTED OFFICE ON A BOARD ARISING FOR ANY REASON OTHER THAN THE EXPIRATION OF THE MEMBER'S TERM SHALL BE FILLED BY THE APPOINTING AUTHORITY WHO MADE THE INITIAL APPOINTMENT FOR THE REMAINDER OF THE UNEXPIRED TERM. AN APPOINTMENT TO FILL A VACANCY IS SUBJECT TO THE SAME QUALIFICATIONS AND CONDITIONS AS SET FORTH IN STATUTE OR IN THE STATE CONSTITUTION FOR THE VACANT POSITION. THE STAFF OF A STATE AGENCY THAT PROVIDES STAFF SUPPORT TO THE BOARD, OR, IF NO AGENCY PROVIDES STAFF SUPPORT TO THE BOARD, THE CHAIR OF THE BOARD, SHALL NOTIFY THE APPOINTING AUTHORITY FOR THE VACANT POSITION OF THE VACANCY BY E-MAIL WITHIN THIRTY DAYS OF THE VACANCY OCCURRING.

(b) NOTWITHSTANDING THE TERM LENGTH SET FORTH IN STATUTE OR THE STATE CONSTITUTION, AN APPOINTED MEMBER CONTINUES TO SERVE UNTIL THE MEMBER'S SUCCESSOR IS DULY APPOINTED.

(c) WHEN THE DIRECTOR OR EXECUTIVE DIRECTOR OF AN EXECUTIVE AGENCY, A DIVISION OF AN EXECUTIVE AGENCY, OR AN OFFICE WITHIN AN EXECUTIVE AGENCY IS AN EX OFFICIO MEMBER OF A BOARD, THE DIRECTOR

OR EXECUTIVE DIRECTOR MAY DESIGNATE ANOTHER PERSON WITHIN THE EXECUTIVE AGENCY TO FULFILL THE DIRECTOR OR EXECUTIVE DIRECTOR'S DUTIES ON THE BOARD.

(d) WHEN A CONSTITUTIONAL OR STATUTORY PROVISION THAT CREATES OR CONCERNS ACTIVITIES OF A BOARD INCLUDES A REQUIREMENT THAT APPLIES TO A "MINIMUM MAJORITY" OF THE MEMBERSHIP OF A BOARD, "MINIMUM MAJORITY" MEANS THE LOWEST NUMBER OF MEMBERS THAT IS MORE THAN HALF OF ALL BOARD MEMBERS.

(e) A MEMBER OF A BOARD MAY PARTICIPATE REMOTELY IN BOARD MEETINGS IF ALLOWED BY THE BOARD'S POLICIES OR BYLAWS, INCLUDING FOR THE PURPOSES OF ESTABLISHING A QUORUM OF THE BOARD. REMOTE PARTICIPATION BY A MEMBER AT A BOARD MEETING MUST BE RECORDED IN THE MEETING MINUTES.

(f) FOR THE PURPOSES OF ANY TERM LIMIT THAT APPLIES TO THE MEMBERS OF A BOARD, A PARTIAL TERM COUNTS TOWARD THE TERM LIMIT ONLY IF THE PARTIAL TERM WAS MORE THAN HALF THE LENGTH OF A STANDARD TERM FOR A MEMBER OF THAT BOARD.

**SECTION 3.** In Colorado Revised Statutes, **amend 8-14.5-104** as follows:

**8-14.5-104. Creation of board.** (1) (a) There is ~~hereby~~ created in the division the workers' compensation cost containment board, to be composed of seven members AS FOLLOWS:

(I) The commissioner of insurance;

(II) The chief executive officer of Pinnacol Assurance; and

(III) Five members appointed by the governor and confirmed by the senate. THE appointed members of the board shall be chosen among the following:

(A) Employers or their designated representatives engaged in businesses having workers' compensation insurance rates in the upper five percent of the rate schedule;

(B) Actuaries or executives with risk management experience in the insurance industry; or

(C) Employers who have demonstrated good risk management experience with respect to their workers' compensation insurance.

(b) (I) THE APPOINTED MEMBERS OF THE BOARD SHALL SERVE FOR TERMS OF THREE YEARS AND MAY BE REAPPOINTED; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE MEMBERS' TERMS EXPIRE THE SAME YEAR.

(II) THE CHIEF EXECUTIVE OFFICER OF PINNACOL ASSURANCE AND THE COMMISSIONER OF INSURANCE SHALL SERVE CONTINUOUSLY.

(2) MEMBERS OF THE BOARD SERVE WITHOUT COMPENSATION BUT ARE ENTITLED TO REIMBURSEMENT FOR ACTUAL AND NECESSARY TRAVELING AND SUBSISTENCE EXPENSES INCURRED IN THE PERFORMANCE OF THEIR OFFICIAL DUTIES AS MEMBERS OF THE BOARD.

~~(2)~~ (3) The board shall exercise its powers and perform its functions under the department and the director of the division as if the same were transferred to the department by a **type 2** transfer, as such transfer is defined in the "Administrative Organization Act of 1968", article 1 of title 24. C.R.S.

~~(3) The appointed members of the board shall serve for terms of three years and may be reappointed; except that, of the members first appointed, two shall serve for terms of three years; two shall serve for terms of two years, and one shall serve for a term of one year. The chief executive officer of Pinnacle Assurance and the commissioner of insurance shall serve continuously.~~

~~(4) Members of the board shall receive no compensation but shall be reimbursed for actual and necessary traveling and subsistence expenses incurred in the performance of their official duties as members of the board.~~

**SECTION 4.** In Colorado Revised Statutes, 8-20.5-104, **amend** (1) as follows:

**8-20.5-104. Rules - petroleum storage tank committee.**

(1) (a) ~~The governor shall appoint a~~ THERE IS CREATED THE petroleum storage tank committee, which ~~shall consist~~ CONSISTS of seven members who have technical expertise and knowledge in fields related to corrective actions taken to mitigate underground and aboveground storage tank releases.

(b) THE COMMITTEE CONSISTS OF:

(I) THE FOLLOWING PERMANENT MEMBERS:

(A) The director of the division of oil and public safety or the director's designee;

(B) The executive director of the department or the EXECUTIVE DIRECTOR'S designee; ~~of the executive director~~, and

(C) An owner or operator; ~~shall be permanent members of the committee~~. AND

(II) ~~The remaining~~ Four members ~~of the committee~~ APPOINTED BY THE GOVERNOR WHO shall be chosen from among the following groups, with no more than one member representing each group:

(A) Fire protection districts;

(B) Elected local governmental officials;

(C) Companies that refine and retail motor fuels in Colorado;

(D) Companies that wholesale motor fuels in Colorado;

(E) Owners and operators of independent retail outlets;

(F) Companies that conduct corrective actions or install and repair underground and aboveground storage tanks; and

(G) Private citizens or interest groups.

(c) The department shall provide staff to support the activities of the committee.

**SECTION 5.** In Colorado Revised Statutes, 8-44-206, **amend** (2) as follows:

**8-44-206. Guaranty fund - immediate payment fund - special funds board - creation. (2) Creation of special funds board - duties.**

(a) For the purposes of carrying out this section, there is ~~hereby~~ created a special funds board, which shall exercise its powers and perform its duties and functions as specified in this subsection (2) under the department of labor and employment as if the same were transferred to the department by a **type 2** transfer as such transfer is defined in the "Administrative Organization Act of 1968", article 1 of title 24. ~~C.R.S.~~

~~(b) Said board shall be composed~~ THE BOARD CONSISTS of five members AS FOLLOWS:

(I) Four members APPOINTED BY THE GOVERNOR AND CONFIRMED BY THE SENATE, who are managers or employees of self-insured employers in good standing, two of whom shall demonstrate knowledge of risk management and finance; and

(II) The executive director.

~~(b) (c) With the exception of the executive director, the board members shall be appointed by the governor and approved by the senate. The terms of the members of the board first appointed shall be four years, three years, two years, and one year, respectively. Thereafter, The term for each appointed board member shall be~~ IS four years; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN ONE MEMBER'S TERM EXPIRES IN ONE YEAR. Members of the board may be reappointed and the executive director shall serve continuously.

~~(c) (d) The~~ Members of the board ~~shall receive no~~ SERVE WITHOUT compensation but ~~shall be reimbursed~~ ARE ENTITLED TO REIMBURSEMENT for actual and necessary traveling and subsistence expenses incurred in the performance of their duties as members of the board.

~~(d) (e) (I)~~ The board shall determine the assessments to be made pursuant to subsections (3) and (4) of this section and shall determine the qualifications and requirements for any claims administrators hired to adjust the claims of a self-insurer who fails to meet ~~his~~ THE SELF-INSURER'S

obligations with respect to benefits awarded pursuant to articles 40 to 47 of this ~~title~~ TITLE 8.

(II) The board shall also participate, in an advisory capacity only, in matters concerning the granting or termination of self-insurance permits and the setting of security requirements.

**SECTION 6.** In Colorado Revised Statutes, 10-11-201, **amend** (2)(c)(I) as follows:

**10-11-201. Title insurance commission - creation - advisory body - appointment of members - meetings - repeal.** (2) (c) (I) ~~In order to ensure staggered terms, one member appointed under subparagraph (I) of paragraph (a) of this subsection (2), one member appointed under subparagraph (II) of paragraph (a) of this subsection (2), and two members appointed under subparagraph (III) of paragraph (a) of this subsection (2) shall be appointed for a term of two years and the remaining appointees shall serve for a term of four years. Thereafter, The terms of the members shall be~~ ARE for four years; ~~with~~ EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FIVE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. MEMBERS SHALL SERVE a maximum of two consecutive terms.

**SECTION 7.** In Colorado Revised Statutes, 10-22-105, **amend** (1) as follows:

**10-22-105. Exchange board of directors.** (1) (a) There is ~~hereby~~ created the board of directors of the exchange. The board consists of twelve members, ~~of whom~~ INCLUDING nine ~~are~~ voting members APPOINTED PURSUANT TO SUBSECTION (1)(b) OF THIS SECTION and three ~~are~~ nonvoting, ex officio members AS SET FORTH IN SUBSECTION (1)(d) OF THIS SECTION.

(b) (I) ~~On or before July 1, 2011,~~ The governor shall appoint five voting members to the board, and the president of the senate, the minority leader of the senate, the speaker of the house of representatives, and the minority leader of the house of representatives shall each appoint one voting member to the board. The governor shall not appoint more than three members from the same political party. ~~The board shall elect one of its members as chair of the board.~~

(II) APPOINTED members of the board may be removed by their



respective appointing authorities for cause. The ~~person~~ APPOINTING AUTHORITY making the original appointment ~~or reappointment, or whoever is entitled to make the appointment on the date of a vacancy~~, shall fill the A vacancy by appointment for the remainder of an unexpired term.

(III) THE TERM OF AN APPOINTED MEMBER IS FOUR YEARS; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FIVE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. Members may serve a maximum of two consecutive terms. If a member is appointed to fill a vacancy and serves for more than half of the unexpired term, the member shall be eligible for appointment to only one more consecutive term.

~~(b)~~ (IV) The ~~persons making the appointments~~ APPOINTING AUTHORITIES shall coordinate appointments to ensure that there is broad representation within the skill sets specified in this ~~paragraph (b)~~ SUBSECTION (1)(b)(IV) and shall consider the geographic, economic, ethnic, and other characteristics of the state when making the appointments. A majority of the voting members must be business representatives or individuals who are not directly affiliated with the insurance industry, and none shall be state employees. ~~Of the members first appointed, in order to ensure staggered terms, four of the governor's appointees shall serve for a term of two years and the remaining governor's appointee and other initial appointees shall serve for a term of four years. Thereafter, the terms of the members shall be for four years.~~ Each person appointed to the board should have demonstrated expertise in at least two, and in any case shall have demonstrated expertise in no less than one, of the following areas:

~~(I)~~ (A) Individual health insurance coverage;

~~(II)~~ (B) Small employer health insurance;

~~(III)~~ (C) Health benefits administration;

~~(IV)~~ (D) Health-care finance;

~~(V)~~ (E) Administration of a public or private health-care delivery system;

~~(VI)~~ (F) The provision of health-care services;

- ~~(VII)~~ (G) The purchase of health insurance coverage;
- ~~(VIII)~~ (H) Health-care consumer navigation or assistance;
- ~~(IX)~~ (I) Health-care economics or health-care actuarial sciences;
- ~~(X)~~ (J) Information technology; or
- ~~(XI)~~ (K) Starting a small business with fifty or fewer employees.

(c) The executive director of the department of health care policy and financing, or his or her designee; the commissioner of insurance, or his or her designee; and the director of the office of economic development and international trade, or his or her designee, shall serve as nonvoting, ex officio members of the board.

(d) THE BOARD SHALL ELECT ONE OF ITS MEMBERS AS CHAIR OF THE BOARD.

**SECTION 8.** In Colorado Revised Statutes, 11-44-101.6, **amend** (1) and (3); and **repeal** (10) as follows:

**11-44-101.6. Financial services board - creation.** (1) There is hereby established in the division the financial services board, which ~~shall consist~~ CONSISTS of five members APPOINTED BY THE GOVERNOR WITH THE CONSENT OF THE SENATE.

~~(3) Members shall be appointed by the governor, with the consent of the senate. Appointments shall take effect on July 1, 1993. The term of office of each member shall be IS four years; with the exception of the first appointments wherein two members shall be appointed for a two-year term to effect the staggering of terms~~ EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. The governor may, after notice and hearing, remove a member for cause. Any board member who is absent from three consecutive board meetings is subject to immediate removal by the governor.

~~(10) For the fiscal year beginning July 1, 1993, all moneys necessary to fund the board, including but not limited to per diem compensation and reimbursement of expenses for board members, shall be transferred from~~

~~the moneys allocated for travel expenses for the division.~~

**SECTION 9.** In Colorado Revised Statutes, 11-59-105, **amend** (1) as follows:

**11-59-105. Colorado municipal bond supervision advisory board - creation.** (1) (a) There is ~~hereby~~ created the Colorado municipal bond supervision advisory board.

(b) ~~to be composed of~~ THE BOARD CONSISTS OF THE FOLLOWING MEMBERS:

- (I) Three members of the general assembly;
- (II) One municipal securities broker-dealer representative;
- (III) One representative of a county;
- (IV) One representative of a municipality;
- (V) One representative of a special district;
- (VI) One representative of banks that act as indenture trustees for municipal bond offerings;
- (VII) One bond counsel representative;
- (VIII) One real estate developer representative;
- (IX) Three members of the general public with experience in municipal financing as investors who are not associated with any of the other members or interests; and
- (X) Four owners of residential real property located in special districts who are not associated with any of the other members or interests.

(c) Except for the legislative members, members of the board shall be appointed by the governor, who shall take into account the extent to which the board represents the geographic areas, population concentrations, and ethnic communities of this state. Appointments by the governor shall

be for a period of four years.

(d) The three members of the general assembly shall be appointed one each by the governor, the speaker of the house of representatives, and the president of the senate. No more than two of said legislative members may be from the same major political party, and, except as provided in ~~paragraph (b) of this subsection (1)~~ SUBSECTION (1)(h) OF THIS SECTION, each such legislative member shall be appointed for a term of two years or for the same term to which they were elected, whichever is less. Successors shall be appointed in the same manner as the original members. Vacancies of all other members shall be filled by appointment by the governor for unexpired terms. In the case of a vacancy, the remaining members of the board shall exercise all the powers and authority of the board until such vacancy is filled.

(e) The board shall choose its own ~~chairperson~~ CHAIR by majority vote of the quorum present at a meeting called for the purpose of electing a ~~chairperson~~ CHAIR. The board shall meet not less than annually.

(f) Except as otherwise provided in section 2-2-326, ~~C.R.S.~~, members of the board ~~shall receive no~~ SERVE WITHOUT compensation but ~~shall be reimbursed~~ ARE ENTITLED TO REIMBURSEMENT for all actual and necessary expenses incurred in the performance of their duties, and such expenses shall be paid from the appropriations from the division of securities cash fund created in section 11-51-707.

(g) A majority of the board ~~shall constitute~~ CONSTITUTES a quorum to transact business and for the exercise of any of the powers or authority conferred.

~~(b) (h) The terms of the members appointed by the speaker of the house of representatives and the president of the senate and who are serving on March 22, 2007, shall be extended to and expire on or shall terminate on the convening date of the first regular session of the sixty-seventh general assembly. As soon as practicable after such convening date, the speaker and the president shall each appoint or reappoint one member in the same manner as provided in paragraph (a) of this subsection (1). Thereafter, The terms of members appointed or reappointed by the speaker and the president shall expire on the convening date of the first regular session of each general assembly, and all subsequent appointments and reappointments by~~

the speaker and the president shall be made as soon as practicable after such convening date. The person making the original appointment or reappointment shall fill any vacancy by appointment for the remainder of an unexpired term. Members appointed or reappointed by the speaker and the president shall serve at the pleasure of the appointing authority and shall continue in office until the member's successor is appointed.

**SECTION 10.** In Colorado Revised Statutes, **amend** 11-102-103 as follows:

**11-102-103. Banking board - repeal.** (1) ~~(a)~~ There is hereby established in the division a banking board, which ~~shall consist~~ CONSISTS of nine members ~~as further specified in this section~~ APPOINTED BY THE GOVERNOR, WITH THE CONSENT OF THE SENATE, AS FOLLOWS:

~~(b) The members of the banking board serving on June 30, 2003, shall continue to serve until the expiration of their terms of office in accordance with the provisions of this section.~~

~~(2)(a) There shall be~~ Five members who during their tenure are, and shall MUST remain, executive officers of state banks, each of whom shall MUST have not less than five years' practical experience as an active executive officer of a bank. At least two of such members shall represent banks having less than one hundred fifty million dollars in total assets at the time of their appointment.

~~(b) There shall be~~ One member who during ~~his or her~~ THE MEMBER'S tenure is, and shall MUST remain, an executive officer of a business licensed pursuant to article 110 of this title 11;

~~(c) There shall be~~ One member who during ~~his or her~~ THE MEMBER'S tenure is, and shall MUST remain, the executive officer of a trust company;  
AND

~~(d) There shall also be~~ Two members ~~to~~ WHO serve as public members of the banking board who shall have expertise in finance through their current experience in business, industry, agriculture, or education.

~~(3)~~ (2) No member of the banking board shall have any interest, direct or indirect, in a bank in which another member of the banking board

has any such interest. Not more than one of the members shall be an executive officer or employee of any one bank holding company or affiliate thereof.

~~(4)~~(3) Of the members appointed under ~~subsection (2)~~ SUBSECTION (1) of this section, at all times at least one ~~shall~~ MUST reside west of the continental divide.

~~(5)~~ (4) ~~Members shall be appointed by the governor, with the consent of a majority of the elected members of the senate at the next meeting thereof. The term of office of each member shall be~~ IS four years. In the event of the death, resignation, ~~nonresidency in the congressional district from which appointed,~~ inability to act, or refusal to act of any member of the banking board, or the occurrence of any other event that disqualifies the member from serving the remainder of ~~his or her~~ THE MEMBER'S term on the banking board, the governor within forty-five days thereafter, or in the event of the governor's failure to act, the banking board shall make an interim appointment of a member to serve for the unexpired term on the banking board, subject to the ~~approval of a majority of the elected members of the senate at the next meeting thereof.~~ A member who ~~moves out of the congressional district from which appointed shall promptly notify the governor of the date of such move, but such notice is not a condition precedent to the occurrence of the vacancy~~ CONSENT OF THE SENATE. The governor may ~~after notice and hearing,~~ remove a member for cause. Any banking board member who is absent from three consecutive banking board meetings is subject to immediate removal by the governor.

~~(6)~~(5) Each member of the banking board shall receive the same per diem compensation and reimbursement of expenses as those provided for members of boards and commissions in the division of professions and occupations pursuant to section 12-20-103 (6). Payment for all such expenses and allowances shall be made upon vouchers, ~~therefor,~~ which shall be filed with the department of personnel.

~~(7)~~(6) The banking board shall meet at least once in each calendar month. The ~~chairman~~ CHAIR of the banking board may call additional meetings of the banking board upon at least seventy-two hours' notice to all members of the banking board and shall do so upon the request of two members. All members of the banking board ~~shall be~~ ARE subject to immediate call in the event of an emergency. Four members of the banking

board ~~shall constitute~~ CONSTITUTES a quorum, and action taken by a majority of those present at any meeting at which a quorum is present ~~shall be~~ IS the action of the banking board. Upon the affirmative vote of a majority of those present at any meeting at which a quorum is present, one or more members may be authorized to conduct any hearing required under this code. In the event that less than a quorum of the banking board is present during the conduct of the hearing, at least a quorum of the banking board shall read the entire record before voting thereon. No member shall participate in a proceeding before the banking board when any corporation, partnership, or unincorporated association of which ~~he or she~~ THE MEMBER is, or was at any time in the preceding twelve months, a director, officer, partner, employee, member, or stockholder is a party to such proceedings. A member may disqualify himself or herself from participating in a proceeding for any other cause deemed by ~~him or her~~ THE MEMBER to be sufficient.

~~(8)~~ (7) A quorum may be established by means of ~~a conference telephone call~~ REMOTE PARTICIPATION, which ~~shall~~ MUST be recorded in the banking board's minutes. Upon the affirmative vote of a majority of those present at any meeting at which a quorum is present, the banking board may hold an executive session to consider certain matters required by statute to be kept confidential under this code. Any agenda and the minutes of executive sessions shall be kept confidential by the banking board.

~~(9)~~ (8) The division shall provide such clerical, technical, and legal assistance as the banking board may require.

~~(10)~~ (9) The members of the banking board shall, before entering upon the discharge of their duties, in addition to any oath required by the state constitution, take and subscribe an oath to keep secret all information acquired by them in the discharge of their duties, except as may be otherwise required by law. Willful violation of this oath shall be a criminal offense.

~~(11)~~ (10) The banking board shall elect a ~~chairperson~~ CHAIR from among its members to serve for a term not exceeding two years, as determined by the banking board. No ~~chairperson shall be~~ CHAIR IS eligible to serve as such for more than two successive terms. In addition to the amounts received pursuant to ~~subsection (6)~~ SUBSECTION (5) of this section, the ~~chairperson~~ CHAIR shall receive per diem compensation and

reimbursement of expenses in the amounts provided by section 12-20-103 (6) for each day spent in attending to the duties of the banking board.

~~(12)~~ (11) The banking board may enter into contracts with temporary employees and for the provision of such other services as it may deem necessary in accordance with section 13 of article XII of the state constitution.

~~(13)~~ (12) This section is repealed, effective September 1, 2024.

**SECTION 11.** In Colorado Revised Statutes, 12-10-703, **amend** (1)(c) as follows:

**12-10-703. Board of mortgage loan originators - creation - compensation - enforcement of part after board creation - immunity.**  
~~(1) (c) Of the members of the board appointed for terms beginning on and after August 11, 2010, two of the members appointed as mortgage loan originators and one of the members appointed as a member of the public at large shall be appointed for terms of two years, and one of the members appointed as a mortgage loan originator and one of the members appointed as a member of the public at large shall serve for terms of four years. Thereafter, members of the board shall hold office for a term of four years. THE TERM OF OFFICE FOR A MEMBER IS FOUR YEARS; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE MEMBERS' TERMS EXPIRE IN THE SAME YEAR.~~

**SECTION 12.** In Colorado Revised Statutes, 12-150-104, **amend** (1), (2), and (6) as follows:

**12-150-104. Passenger tramway safety board - composition.**  
(1) (a) There is ~~hereby~~ created a THE passenger tramway safety board, WHICH CONSISTS of six ~~appointive~~ members APPOINTED BY THE GOVERNOR and one member designated by the United States forest service.

(b) The ~~appointive~~ members ~~shall be~~ appointed by the governor ~~from persons representing~~ MUST REPRESENT the following interests:

(I) Two members to represent the industry or area operators;

(II) Two members to represent the public at large;



(III) One member who is a licensed professional engineer not employed by a ski area or related industry; and

(IV) One member familiar with or experienced in the tramway industry who may represent the passenger tramway manufacturing or design industry or an area operator.

(c) No person ~~shall~~ MAY be so appointed or designated except those who, by reason of knowledge or experience, ~~shall be~~ ARE deemed to be qualified. The knowledge or experience ~~shall~~ MUST be either from active and relevant involvement in the design, manufacture, or operation of passenger tramways or as a result of extensive and relevant involvement in related activities.

(d) The governor, in making appointments, shall consider recommendations made to ~~him or her~~ THE GOVERNOR by the membership of the particular interest from which the appointments are to be made.

(2) Each of the appointed members shall be appointed for a term of four years and until a successor is appointed, ~~and qualified~~, and ~~no~~ A board member shall NOT serve more than two consecutive four-year terms. A former board member may be reappointed to the board after having vacated the board for one four-year term. Vacancies on the board, for either an unexpired term or for a new term, shall be filled through prompt appointment by the governor. The member of the board designated by the United States forest service shall serve for such period as the federal agency shall determine and shall serve without compensation or reimbursement of expenses.

(6) A majority of the board ~~shall constitute~~ CONSTITUTES a quorum. When necessary, MEMBERS OF the board may PARTICIPATE REMOTELY TO conduct business ~~telephonically~~ during a public meeting for purposes of obtaining a quorum, facilitating the participation of members in remote locations, or both.

**SECTION 13.** In Colorado Revised Statutes, 12-155-104, **amend** (2)(a) and (3)(a) as follows:

**12-155-104. State plumbing board - subject to review - repeal of article.** (2) (a) (I) The board ~~shall consist~~ CONSISTS of seven ~~appointed~~

members APPOINTED BY THE GOVERNOR, WITH THE POWER OF REMOVAL, AND WITH THE CONFIRMATION OF THE SENATE, as follows:

(A) One a journeyman plumber;

(B) One a master plumber;

(C) Two engaged in the construction of residential or commercial buildings as plumbing contractors;

(D) One engaged in the construction of residential or commercial buildings as a general contractor;

(E) One a member or employee of a local government agency conducting plumbing inspections; and

(F) One appointed from the public at large.

(II) A representative of the department of public health and environment shall serve as an ex officio nonvoting member.

(III) At least one member shall be a resident of the western slope of the state, defined as that western part of the state separated from the eastern part of the state by the continental divide.

(3) (a) ~~The governor, with power of removal, shall appoint the members of the board, subject to confirmation by the senate.~~ Board members are appointed for four-year terms. Any vacancy occurring in the membership of the board shall be filled by the governor by appointment for the unexpired term of the member.

**SECTION 14.** In Colorado Revised Statutes, 12-220-105, **amend** (1)(b); and **repeal** (2) as follows:

**12-220-105. Colorado dental board - qualifications of board members - quorum - panel - rules - review of functions - repeal of article.** (1) (b) (I) The board consists of seven dentist members, three dental hygienist members, and three members from the public at large. The governor shall appoint each member for a term of four years, and each member must have the qualifications provided in this article 220. ~~Not A~~

member shall NOT serve more than two consecutive terms of four years. Each board member holds office until the member's term expires or until the governor appoints a successor.

(II) A PERSON IS QUALIFIED TO BE APPOINTED TO THE BOARD IF THE PERSON:

(A) IS A LEGAL RESIDENT OF COLORADO;

(B) IS CURRENTLY LICENSED AS A DENTIST OR DENTAL HYGIENIST, IF FULFILLING THAT POSITION ON THE BOARD; AND

(C) HAS BEEN ACTIVELY ENGAGED IN A CLINICAL PRACTICE IN THIS STATE FOR AT LEAST FIVE YEARS IMMEDIATELY PRECEDING THE APPOINTMENT, IF FULFILLING THE POSITION OF DENTIST OR DENTAL HYGIENIST ON THE BOARD.

~~(2) A person is qualified to be appointed to the board if the person:~~

~~(a) Is a legal resident of Colorado;~~

~~(b) Is currently licensed as a dentist or dental hygienist, if fulfilling that position on the board; and~~

~~(c) Has been actively engaged in a clinical practice in this state for at least five years immediately preceding the appointment, if fulfilling the position of dentist or dental hygienist on the board.~~

**SECTION 15.** In Colorado Revised Statutes, 12-240-105, **amend** (1)(a) introductory portion, (1)(a)(I), (1)(b), and (2) as follows:

**12-240-105. Colorado medical board - immunity - subject to review - repeal of article.** (1) (a) There is ~~hereby~~ created the Colorado medical board, referred to in this article 240 as the "board". The board ~~shall consist~~ CONSISTS of seventeen members appointed by the governor and possessing the qualifications specified in this article 240 and as follows:

(I) Eleven physician members, INCLUDING EIGHT MEMBERS HAVING THE DEGREE OF DOCTOR OF MEDICINE AND THREE MEMBERS HAVING THE DEGREE OF DOCTOR OF OSTEOPATHY;

(b) ~~The terms of the members of the board are four years; For the two physician and one physician assistant appointees added to the board during the calendar year beginning January 1, 2010, the term for one of the physician member appointees expires four years after the appointment; the term for the other physician member appointee expires three years after the appointment; and the term for the physician assistant appointee expires two years after the appointment. The term of the physician assistant appointee added to the board during the calendar year beginning January 1, 2019, expires two years after the appointment. Thereafter, the terms of the members of the board are four years~~ EXCEPT THAT THE TERMS OF APPOINTED MEMBERS SHALL BE STAGGERED SO THAT NO MORE THAN NINE MEMBERS' TERMS EXPIRE IN THE SAME YEAR.

(2) ~~The board must include at all times eight members having the degree of doctor of medicine, three members having the degree of doctor of osteopathy, and two physician assistants, all of whom have been~~ THE MEMBERS APPOINTED PURSUANT TO SUBSECTIONS (1)(a)(I) AND (1)(a)(II) OF THIS SECTION MUST BE licensed in good standing and HAVE BEEN actively engaged in the practice of their professions in this state for at least three years next preceding their appointments. ~~and four members of the public at large.~~

**SECTION 16.** In Colorado Revised Statutes, 12-245-302, **amend** (4); and **repeal** (5) as follows:

**12-245-302. State board of psychologist examiners - created - members - terms.** (4) The governor may remove any board member for misconduct, incompetence, or neglect of duty. ~~after giving the board member a written statement of the charges and an opportunity to be heard thereon.~~ Actions constituting neglect of duty shall include, but not be limited to, the failure of board members to attend three consecutive meetings or at least three quarters of the total meetings in any calendar year.

(5) ~~Each board member shall receive a certificate of appointment from the governor.~~

**SECTION 17.** In Colorado Revised Statutes, 12-245-402, **amend** (1) and (3); and **repeal** (5) as follows:

**12-245-402. State board of social work examiners - created -**

**members - terms.** (1) There is hereby created under the supervision and control of the division the state board of social work examiners, which consists of seven members who are residents of the state of Colorado AND WHO ARE APPOINTED BY THE GOVERNOR.

(3) ~~(a)~~ Each board member shall hold office until the expiration of the member's appointed term or until a successor is duly appointed. ~~Except as specified in subsection (3)(b) of this section;~~ The term of each member ~~shall be~~ IS four years; ~~and no~~ EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FOUR MEMBERS' TERMS EXPIRE IN THE SAME YEAR. A board member shall NOT serve more than two full consecutive terms. Any vacancy occurring in board membership other than by expiration of a term shall be filled by the governor by appointment for the remainder of the unexpired term of the member.

~~(b) The terms of office of the members on the board are modified as follows in order to ensure staggered terms of office:~~

~~(i) The second term of office of one of the two licensed clinical social worker board members who, as of July 25, 2010, would have served two four-year terms shall expire on June 30, 2008, and the governor shall appoint a new licensed clinical social worker to serve terms as described in subsection (3)(a) of this section commencing on July 1, 2008.~~

~~(ii) The initial term of office of one of the board members representing the general public whose initial term would otherwise expire on July 25, 2010, expires on June 30, 2008, and the board member is eligible to serve one additional four-year term commencing on July 1, 2008, and expiring on June 30, 2012. On and after the expiration of this board member's term or a vacancy in this position, the governor shall appoint a licensed clinical social worker to this position on the board, who is eligible to serve terms as described in subsection (3)(a) of this section commencing on July 1 of the applicable year.~~

~~(iii) The term of office of the one member representing the general public who, as of July 25, 2009, would have served one full four-year term and one partial four-year term shall expire on June 30, 2009, and the member shall be eligible to serve one additional four-year term commencing on July 1, 2009, and expiring on June 30, 2013. On and after the expiration of this board member's term, persons appointed to this~~

~~position on the board shall serve terms as described in subsection (3)(a) of this section commencing on July 1 of the applicable year.~~

~~(IV) The term of office of the one licensed clinical social worker board member who, as of July 25, 2010, would have served one full four-year term and one partial four-year term shall expire on June 30, 2009; and the board member shall be eligible to serve one additional four-year term commencing on July 1, 2009, and expiring on June 30, 2013. On and after the expiration of this board member's term, persons appointed to this position on the board shall serve terms as described in subsection (3)(a) of this section commencing on July 1 of the applicable year.~~

~~(V) The initial terms of office of the one remaining licensed clinical social worker board member and the two remaining board members representing the general public whose initial terms would otherwise expire on July 25, 2010, shall expire on June 30, 2010, and each of these board members shall be eligible to serve one additional four-year term, commencing on July 1, 2010, and expiring on June 30, 2014. On and after the expiration of these board members' terms, persons appointed to these positions on the board shall serve terms as described in subsection (3)(a) of this section commencing on July 1 of the applicable year.~~

~~(5) Each board member shall receive a certificate of appointment from the governor.~~

**SECTION 18.** In Colorado Revised Statutes, 12-245-502, **amend** (3); and **repeal** (5) as follows:

**12-245-502. State board of marriage and family therapist examiners - created - members - terms.** (3) (a) Each board member shall hold office until the expiration of his or her THE MEMBER'S appointed term or until a successor is duly appointed. ~~Except as specified in subsection (3)(b) of this section;~~ Members shall serve terms of four years; ~~and no~~ EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FOUR MEMBERS' TERMS EXPIRE IN THE SAME YEAR. A member shall NOT serve more than two full consecutive terms. ~~When the term of each board member expires, the governor shall appoint his or her successor for a term of four years.~~ Any vacancy occurring in the board membership other than by the expiration of a term shall be filled by the governor by appointment for the remainder of the unexpired term of the member.

~~(b) The terms of office of the members on the board are modified as follows in order to ensure staggered terms of office:~~

~~(f) The second term of office of one of the board members representing the general public whose second term would otherwise expire on August 12, 2010, shall expire on July 31, 2008. On and after the expiration of this board member's term, persons appointed to this position on the board shall serve terms as described in subsection (3)(a) of this section commencing on August 1 of the applicable year.~~

~~(H) The initial term of office of one of the marriage and family therapist board members whose initial term would otherwise expire on August 12, 2010, shall expire on July 31, 2008, and the board member shall be eligible to serve one additional four-year term commencing on August 1, 2008, and expiring on July 31, 2012. On and after the expiration of this board member's term, persons appointed to this position on the board shall serve terms as described in subsection (3)(a) of this section commencing on August 1 of the applicable year.~~

~~(HH) The term of office of the one board member representing the general public who, as of August 12, 2009, would have served one full four-year term and one partial four-year term expires on July 31, 2009. This board member is eligible to serve one additional four-year term commencing on August 1, 2009, and expiring on July 31, 2013. On and after the expiration of this board member's term or a vacancy in this position, the governor shall appoint a marriage and family therapist to this position on the board, who is eligible to serve terms as described in subsection (3)(a) of this section commencing on August 1 of the applicable year.~~

~~(IV) The initial term of office of one of the marriage and family therapist board members whose initial term would otherwise expire on August 12, 2010, shall expire on July 31, 2009, and the board member shall be eligible to serve one additional four-year term commencing August 1, 2009, and expiring on July 31, 2013. On and after the expiration of this board member's term, persons appointed to this position on the board shall serve terms as described in subsection (3)(a) of this section commencing on August 1 of the applicable year.~~

~~(V) The initial term of office of one of the marriage and family~~

~~therapist board members whose initial term of office would otherwise expire on August 12, 2010, shall expire on July 31, 2010, and the board member shall be eligible to serve one additional four-year term commencing on August 1, 2010, and expiring on July 31, 2014. On and after the expiration of this board member's term, persons appointed to this position on the board shall serve terms as described in subsection (3)(a) of this section commencing on August 1 of the applicable year.~~

~~(VI) The second term of office of one of the board members representing the general public whose second term would otherwise expire on August 12, 2010, shall expire on July 31, 2010, and the governor shall appoint one new representative of the general public to serve terms as described in subsection (3)(a) of this section commencing on August 1, 2010.~~

~~(VII) The term of office of the one board member representing the general public who, as of August 12, 2010, would have served one full four-year term and one partial four-year term shall expire on July 31, 2010. This board member shall be eligible to serve one additional four-year term commencing on August 1, 2010, and expiring on July 31, 2014. On and after the expiration of this board member's term, persons appointed to this position on the board shall serve terms as described in subsection (3)(a) of this section commencing on August 1 of the applicable year.~~

~~(5) Each board member shall receive a certificate of appointment from the governor.~~

**SECTION 19.** In Colorado Revised Statutes, 12-245-602, **amend** (3); and **repeal** (5) as follows:

**12-245-602. State board of licensed professional counselor examiners - created - members - fines.** (3) (a) Each member shall hold office until the expiration of his or her THE MEMBER'S appointed term or until a successor is duly appointed. ~~Except as specified in subsection (3)(b) of this section,~~ Members shall serve terms of four years; ~~and no~~ EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FOUR MEMBERS' TERMS EXPIRE IN THE SAME YEAR. A member shall NOT serve more than two full consecutive terms. ~~When the term of each board member expires, the governor shall appoint his or her successor for a term of four years.~~ Any vacancy occurring in the board membership other than by the



expiration of a term shall be filled by the governor by appointment for the unexpired term of the member.

~~(b) The terms of office of the members on the board are modified as follows in order to ensure staggered terms of office:~~

~~(I) The terms of office of the one licensed professional counselor board member and one of the board members representing the general public who, as of September 12, 2010, would have served one full four-year term and one partial four-year term shall expire on August 31, 2008. Each of these board members shall be eligible to serve one additional four-year term, commencing on September 1, 2008, and expiring on August 31, 2012. On and after the expiration of these board members' terms, persons appointed to these positions on the board shall serve terms as described in subsection (3)(a) of this section commencing on September 1 of the applicable year.~~

~~(II) The term of office of the one board member representing the public whose initial term would otherwise expire on September 12, 2009, expires on August 31, 2009, and the board member is eligible to serve one additional four-year term, commencing on September 1, 2009, and expiring on August 31, 2013. On and after the expiration of this board member's term or a vacancy in this position, the governor shall appoint a licensed professional counselor to this position on the board, who is eligible to serve terms as described in subsection (3)(a) of this section commencing on September 1 of the applicable year.~~

~~(III) The initial term of office of one of the two licensed professional counselor board members whose initial term of office would otherwise expire on September 12, 2010, shall expire on August 31, 2009. This board member shall be eligible to serve one additional four-year term commencing on September 1, 2009, and expiring on August 31, 2013. On and after the expiration of this board member's term, persons appointed to this position on the board shall serve terms as described in subsection (3)(a) of this section commencing on September 1 of the applicable year.~~

~~(IV) The initial terms of office of the two remaining board members representing the general public and the one remaining licensed professional counselor whose initial terms would otherwise expire on September 12, 2010, shall expire on August 31, 2010. Each of these board members shall~~

~~be eligible to serve one additional four-year term commencing on September 1, 2010, and expiring on August 31, 2014. On and after the expiration of these board members' terms, persons appointed to these positions on the board shall serve terms as described in subsection (3)(a) of this section commencing on September 1 of the applicable year.~~

~~(5) Each board member shall receive a certificate of appointment from the governor.~~

**SECTION 20.** In Colorado Revised Statutes, 12-245-702, **amend** (2); **repeal** (5)(b); and **add** (2.5) as follows:

**12-245-702. State board of unlicensed psychotherapists - creation - membership.** (2) ~~Three~~ **TWO** members of the board shall be appointed by the governor from the general public who are not regulated by this article 245 with a good-faith effort to achieve broad-based geographical representation. The members are eligible to serve terms of four years. A member must not have any direct involvement or interest in the provision of psychotherapy; except that a member may be or may have been a consumer of psychotherapy services.

(2.5) THE GOVERNOR SHALL APPOINT ONE MEMBER WHO IS A REGULATED PSYCHOTHERAPIST TO THE BOARD. THE MEMBER IS ELIGIBLE TO SERVE TERMS AS DESCRIBED IN SUBSECTIONS (3) AND (4) OF THIS SECTION.

~~(5) (b) For purposes of appointments to the board made on or after July 1, 2011, upon the occurrence of a vacancy in a position held by a member representing the public or upon the expiration of the second term of office of a member representing the public, whichever occurs first, the governor shall appoint a regulated psychotherapist to that position on the board, who is eligible to serve terms as described in subsections (3) and (4) of this section.~~

**SECTION 21.** In Colorado Revised Statutes, 12-245-802, **amend** (3) as follows:

**12-245-802. State board of addiction counselor examiners - created - members - terms.** (3) (a) Each board member shall hold office until the expiration of the member's appointed term or until a successor is duly appointed. ~~Except as specified in subsection (3)(b) of this section, The~~

term of each member is four years; and EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FOUR MEMBERS' TERMS EXPIRE IN THE SAME YEAR. A board member shall not serve more than two full consecutive terms. The governor shall fill a vacancy occurring in board membership, other than by expiration of a term, by appointment for the unexpired term of the member.

~~(b) The initial terms of office of the members appointed to the board as of January 1, 2012, are modified as follows in order to ensure staggered terms of office:~~

~~(I) The initial term of office of one of the board members representing the general public, whose initial term would otherwise expire on December 31, 2015, expires on December 31, 2013, and this board member is eligible to serve one additional four-year term commencing on January 1, 2014, and expiring on December 31, 2017. On and after the expiration of the board member's term, the term of a person appointed to this member's position on the board is as described in subsection (3)(a) of this section commencing on January 1 of the applicable year.~~

~~(II) The initial terms of office of two of the licensed or certified addiction counselor board members, whose initial terms would otherwise expire on December 31, 2015, expire on December 31, 2013. These board members are eligible to serve one additional four-year term, commencing on January 1, 2014, and expiring on December 31, 2017. On and after the expiration of these board members' terms, the terms of persons appointed to the members' positions on the board are as described in subsection (3)(a) of this section commencing on January 1 of the applicable year.~~

**SECTION 22.** In Colorado Revised Statutes, 12-255-105, **amend** (1)(d)(I) as follows:

**12-255-105. State board of nursing created - removal of board members - meetings of board.** (1) (d) (I) Each member of the board shall be appointed for a term of ~~three years~~; ~~except that members appointed to the board for a first or second term on or after July 1, 2009, shall be appointed for a term of four years.~~

**SECTION 23.** In Colorado Revised Statutes, 13-1-203, **amend** (1) and (3) as follows:

**13-1-203. Court security cash fund commission - creation - membership.** (1) There is hereby created in the judicial department the court security cash fund commission to evaluate grant applications received pursuant to this part 2 and make recommendations to the state court administrator for awarding grants from the court security cash fund. ~~The commission shall be appointed no later than July 1, 2007.~~

(3) The term of office of each member of the commission ~~shall be~~ IS three years; except that ~~of those members first appointed, one member representing each entity shall be appointed for a one-year term and one member representing each entity shall be appointed for a two-year term~~ THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FOUR MEMBERS' TERMS EXPIRE IN THE SAME YEAR. A vacancy shall be filled by the respective appointing authority for the unexpired term only.

**SECTION 24.** In Colorado Revised Statutes, 14-10-115, **amend** (16)(c) as follows:

**14-10-115. Child support guidelines - purpose - determination of income - schedule of basic child support obligations - adjustments to basic child support - additional guidelines - child support commission - definitions.** (16) **Child support commission.** (c) (I) The child support commission consists of no more than twenty-one members.

(II) The governor shall appoint UP TO NINETEEN persons to the commission, who ~~are~~ MUST INCLUDE:

(A) Representatives of the judiciary and the Colorado bar association;

(B) ~~Members of the commission appointed by the governor must also include~~ The director of the division in the state department of human services who is responsible for child support enforcement, or ~~his or her~~ THE DIRECTOR'S designee;

(C) A director of a county department of human or social services;

(D) The child support liaison to the judicial department;

(E) Interested parties;

(F) A certified public accountant; and

(G) Parent representatives. ~~In making his or her appointments to the commission, the governor may appoint persons as parent representatives.~~

(III) In making ~~his or her~~ appointments to the commission, the governor shall attempt to assure geographical diversity.

(IV) The remaining two members of the commission are a member of the house of representatives appointed by the speaker of the house of representatives and a member of the senate appointed by the president of the senate and must not be members of the same political party.

**SECTION 25.** In Colorado Revised Statutes, 16-9-701, **amend** (1)(a) as follows:

**16-9-701. Discovery project steering committee.** (1) (a) There ~~shall be a~~ IS CREATED THE discovery project steering committee convened to assist in developing a request for proposal application and selection process to choose a vendor to develop a statewide discovery sharing system. The steering committee consists of:

(I) The attorney general or ~~his or her~~ THE ATTORNEY GENERAL'S designee, who shall serve as the chair of the steering committee;

(II) The state court administrator or ~~his or her~~ THE STATE COURT ADMINISTRATOR'S designee, who shall serve as the vice-chair of the steering committee;

(III) The state public defender or ~~his or her~~ THE STATE PUBLIC DEFENDER'S designee;

(IV) A representative of the criminal defense bar appointed by the chief justice;

(V) A DISTRICT COURT JUDGE APPOINTED BY THE CHIEF JUSTICE;

~~(V)~~ (VI) Three district attorneys appointed by the governor, one representing an urban judicial district, one representing a mid-sized district, and one representing a rural district;

~~(VI)~~ (VII) A county sheriff appointed by the governor;

~~(VII)~~ The alternate defense counsel or his or her designee;

(VIII) A chief of police appointed by the governor; and

(IX) ~~A district court judge appointed by the chief justice.~~ THE ALTERNATE DEFENSE COUNSEL OR THE ALTERNATE DEFENSE COUNSEL'S DESIGNEE.

**SECTION 26.** In Colorado Revised Statutes, 16-11.3-102, **amend** (3)(a) and (3)(b) as follows:

**16-11.3-102. Colorado commission on criminal and juvenile justice - creation - membership - operation.** (3) (a) The appointed members of the commission shall serve terms of three years; except that ~~the members first appointed pursuant to sub-subparagraphs (D) to (I) of subparagraph (XI) of paragraph (a) of subsection (2) of this section shall each serve a two-year term~~ THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN TWELVE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. The members appointed after the initial two-year terms shall serve three-year terms.

(b) ~~Each appointing authority shall appoint the initial appointed members of the commission within sixty days after May 23, 2007. The governor shall appoint the commission members described in subsection (2)(a)(XI)(I), (2)(a)(XI)(J), (2)(a)(XI)(K), and (2)(a)(XI)(L) of this section on or before July 1, 2018. An appointed member shall not serve more than two consecutive full terms, in addition to any partial term. In the event of a vacancy in an appointed position by death, resignation, removal for misconduct, incompetence, neglect of duty, or otherwise, the appointing authority shall appoint a member to fill the position for the remainder of the unexpired term.~~

**SECTION 27.** In Colorado Revised Statutes, 17-2-201, **amend** (1)(a) and (1)(c.2); and **repeal** (1)(b) and (1)(c) as follows:

**17-2-201. State board of parole - duties - definitions - repeal.** (1) (a) There is ~~hereby~~ created a THE state board of parole, referred to in this part 2 as the "board", which consists of nine members. The members of

the board are appointed by the governor and confirmed by the senate, and they shall devote their full time to their duties as members of the board. The members are appointed for three-year terms; ~~and may~~ EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. A MEMBER MAY serve consecutive terms. The governor may remove a board member for incompetency, neglect of duty, malfeasance in office, continued failure to use the risk assessment guidelines as required by section 17-22.5-404, or failure to regularly attend meetings as determined by the governor. Final conviction of a felony during the term of office of a board member automatically disqualifies the member from further service on the board. The board is composed of representatives from multidisciplinary areas of expertise. Two members must have experience in law enforcement, and one member must have experience in offender supervision, including parole, probation, or community corrections. Six members must have experience in other relevant fields. Each member of the board must have a minimum of five years of experience in a relevant field and knowledge of parole laws and guidelines, rehabilitation, correctional administration, the functioning of the criminal justice system, issues associated with victims of crime, the duties of board members, and actuarial risk assessment instruments and other offender assessment instruments used by the board and the department of corrections. A person who has been convicted of a felony or of a misdemeanor involving moral turpitude or who has any financial interests that conflict with the duties of a member of the board is ineligible for appointment.

~~(b) The parole board in existence prior to July 1, 1987, is abolished on July 1, 1987. The governor shall appoint a new parole board pursuant to this section, two members of which shall be appointed for terms of three years, two members of which shall be appointed for terms of two years, and one member of which shall be appointed for a term of one year. Thereafter, members shall be appointed for terms of three years. If a member is appointed during a period of time in which the general assembly is not in session, that member shall serve on a temporary basis until the general assembly next convenes.~~

~~(c) The parole board in existence prior to July 1, 1990, shall be expanded to seven members on July 1, 1990. The governor shall appoint an additional law enforcement representative and an additional citizen representative to the board, one for a term of two years to expire on July 1, 1992, and one for a term of three years to expire on July 30, 1993.~~

~~Thereafter, such members shall be appointed for terms of three years.~~

(c.2) (I) The parole board in existence prior to July 1, 2019, is expanded to nine members on July 1, 2019. The governor shall appoint one additional member to the board for a term of two years, to expire on July 30, 2021. The governor shall appoint one additional member to the board for a term of three years, to expire on July 30, 2022. Thereafter, the governor shall appoint each such member for a term of three years.

(II) THIS SUBSECTION (1)(c.2) IS REPEALED, EFFECTIVE DECEMBER 31, 2022.

**SECTION 28.** In Colorado Revised Statutes, 17-24-104, **amend** (2)(a) introductory portion, (2)(a)(VIII), and (2)(b) as follows:

**17-24-104. Creation of division of correctional industries and advisory committee - enterprise status of division - duties of committee - sunset review of committee - rules.** (2) (a) There is ~~hereby~~ created the correctional industries advisory committee, which ~~shall consist~~ CONSISTS of:

(VIII) A county sheriff, WHO SHALL BE appointed by the governor FOR A TERM OF THREE YEARS.

(b) Each member ~~shall hold~~ HOLDS office ~~for his or her~~ UNTIL THE MEMBER'S term EXPIRES and until ~~his or her~~ A successor is appointed. ~~and qualified.~~ Any member ~~shall be~~ IS eligible for reappointment, but ~~he or she~~ shall not be eligible to serve more than two consecutive full terms. Except as otherwise provided in section 2-2-326, ~~C.R.S.~~, members of the advisory committee ~~shall receive no~~ SERVE WITHOUT compensation for such services but may be reimbursed for their necessary expenses while serving as members of the board. Any vacancy shall be filled in the same manner as for an original appointment and shall be for the unexpired term. The ~~chairman~~ CHAIR shall be elected by the voting members of the advisory committee from among the appointed members of the general assembly.

**SECTION 29.** In Colorado Revised Statutes, 18-3-505, **amend** (2) and (4) introductory portion as follows:

**18-3-505. Human trafficking council - created - duties - repeal.** (2) ~~Each appointing authority described in subsection (1) of this section~~



~~shall make his or her appointments to the council on or before August 1, 2014. The term of a council member serving as of May 20, 2019, or any council member appointed after May 20, 2019, will expire~~ EXPIRES on December 31 of the year the term is set to expire. The succeeding appointee's term ~~will commence~~ COMMENCES on the January 1 following the expiration of the preceding term. The members of the council shall elect presiding officers for the council, including a chair and vice-chair, from among the council members appointed pursuant to subsection (1) of this section, which presiding officers shall serve terms of two years. Council members may reelect a presiding officer.

(4) ~~The council shall hold its first meeting on or before November 1, 2014, at a time and place to be designated by the executive director of the department of public safety, or by his or her designee. The council shall meet at least four times each year and shall carry out the following duties:~~

**SECTION 30.** In Colorado Revised Statutes, 18-18.5-103, **amend** (2) introductory portion and (3); and **repeal** (2)(a.5) as follows:

**18-18.5-103. State substance abuse trend and response task force - creation - membership - duties - report.** (2) The task force ~~shall consist~~ CONSISTS of the following members:

(a.5) ~~The terms of the members appointed by the speaker of the house of representatives and the president of the senate and who are serving on March 22, 2007, shall be extended to and expire on or shall terminate on the convening date of the first regular session of the sixty-seventh general assembly. As soon as practicable after such convening date, the speaker and the president shall each appoint or reappoint one member in the same manner as provided in subparagraphs (II) and (III) of paragraph (a) of this subsection (2). Thereafter, the terms of members appointed or reappointed by the speaker and the president shall expire on the convening date of the first regular session of each general assembly, and all subsequent appointments and reappointments by the speaker and the president shall be made as soon as practicable after such convening date. The person making the original appointment or reappointment shall fill any vacancy by appointment for the remainder of an unexpired term. Members appointed or reappointed by the speaker and the president shall serve at the pleasure of the appointing authority and shall continue in office until the member's successor is appointed.~~

(3) (a) A vacancy occurring in a position shall be filled as soon as possible by the appropriate appointing authority designated in subsection (2) of this section.

(b) THE TERMS OF MEMBERS APPOINTED OR REAPPOINTED BY THE SPEAKER AND THE PRESIDENT EXPIRE ON THE CONVENING DATE OF THE FIRST REGULAR SESSION OF EACH GENERAL ASSEMBLY, AND ALL SUBSEQUENT APPOINTMENTS AND REAPPOINTMENTS BY THE SPEAKER AND THE PRESIDENT SHALL BE MADE AS SOON AS PRACTICABLE AFTER THE CONVENING DATE. THE PERSON MAKING THE ORIGINAL APPOINTMENT OR REAPPOINTMENT SHALL FILL ANY VACANCY BY APPOINTMENT FOR THE REMAINDER OF AN UNEXPIRED TERM. MEMBERS APPOINTED OR REAPPOINTED BY THE SPEAKER AND THE PRESIDENT SERVE AT THE PLEASURE OF THE APPOINTING AUTHORITY AND CONTINUE IN OFFICE UNTIL THE MEMBER'S SUCCESSOR IS APPOINTED.

**SECTION 31.** In Colorado Revised Statutes, 19-2.5-1201, **amend** (1), (2) introductory portion, and (5) as follows:

**19-2.5-1201. Juvenile parole board - creation - membership - authority - rules.** (1) There is created a juvenile parole board, referred to in this part 12 as the "board". The board consists of nine members appointed by the governor and confirmed by the senate. MEMBERS ARE APPOINTED FOR TERMS OF THREE YEARS; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT ONE-THIRD OF THE MEMBERSHIP OF THE BOARD BECOMES VACANT EACH YEAR. THERE ARE NO TERM LIMITS FOR THE MEMBERS OF THE BOARD. Any vacancy that occurs when the general assembly is not in session may be filled by the governor, and such member serves temporarily until confirmed at the next regular session of the general assembly.

(2) All nine members are voting members. ALL MEMBERS MUST BE RESIDENTS OF THE STATE OF COLORADO. Of the nine members:

(5) All members of the board are reimbursed for expenses necessarily incurred in the performance of their duties. In addition to the reimbursement of expenses, the five ~~citizen~~ AT-LARGE board members shall receive a per diem of one hundred fifty dollars per full day and seventy-five dollars per half day spent transacting official business of the board.

**SECTION 32.** In Colorado Revised Statutes, 19-3.3-102, **amend**

(1)(a), (2)(a), (2)(b) introductory portion, (2)(c), and (3)(a)(I) as follows:

**19-3.3-102. Office of the child protection ombudsman established - child protection ombudsman advisory board - qualifications of ombudsman - duties.** (1) (a) ~~On or before January 1, 2016;~~ The independent office of the child protection ombudsman, referred to in this ~~article~~ ARTICLE 3.3 as the "office", is established in the judicial department as an independent agency for the purpose of ensuring the greatest protections for the children of Colorado.

(2) (a) There is established an independent, nonpartisan child protection ombudsman board, referred to in this ~~article~~ ARTICLE 3.3 as the "board". ~~The membership of the board must not exceed~~ CONSISTS OF twelve members and, to the extent practicable, must include persons from throughout the state and persons with disabilities and must reflect the ethnic diversity of the state. All members must have child welfare policy or system expertise or experience.

(b) The board members must be appointed ~~on or before August 1, 2015,~~ as follows:

(c) Board members shall serve for terms of four years; except that ~~of the members first appointed, two members appointed pursuant to subparagraphs (I), (II), and (III) of paragraph (b) of this subsection (2) and one member appointed pursuant to subparagraph (IV) of paragraph (b) of this subsection (2), as designated by the appointing officials, shall serve initial terms of two years~~ THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN SIX MEMBERS' TERMS EXPIRE IN THE SAME YEAR. The appointing officials shall fill any vacancies on the board for the remainder of any unexpired term.

(3) The board has the following duties and responsibilities:

(a) To oversee the following personnel decisions related to the ombudsman:

(I) ~~On or before December 1, 2015, and as necessary thereafter, appointing~~ TO APPOINT a person to serve as the child protection ombudsman and director of the office, referred to in this ~~article~~ ARTICLE 3.3 as the "ombudsman". ~~The ombudsman appointed by the board on or before~~

~~December 1, 2015, shall assume his or her position on the effective date of the memorandum of understanding between the judicial department and the office.~~ The board may also discharge an acting ombudsman for cause. A two-thirds majority vote is required to hire or discharge the ombudsman. The general assembly shall set the ombudsman's compensation, and such compensation may not be reduced during the term of the ombudsman's appointment.

**SECTION 33.** In Colorado Revised Statutes, 22-2-105, **amend** (1) and (3.5) as follows:

**22-2-105. State board of education - composition.** (1) The state board of education ~~shall consist~~ CONSISTS of one member elected from each congressional district in the state and, if the total number of congressional districts of the state is an even number, one member elected from the state at large. The members of the state board of education serving on April 30, 1982, shall continue to serve the terms for which they were elected. At the general election held in 1982, one member shall be elected from the second congressional district for a six-year term, one member shall be elected from the fourth congressional district for a six-year term, one member shall be elected from the fifth congressional district for a four-year term, and one member shall be elected from the state at large for a six-year term, all such terms commencing on the second Tuesday in January 1983. At the general election held in 1984, one member shall be elected from the first congressional district for a six-year term, and one member shall be elected from the third congressional district for a six-year term, all such terms commencing on the second Tuesday in January 1985. At the general election held in 1986, one member shall be elected from the fifth congressional district for a six-year term, and one member shall be elected from the sixth congressional district for a six-year term, all such terms commencing on the second Tuesday in January 1987. At the general election held in 2002, one member shall be elected from the seventh congressional district for a six-year term commencing on the second Tuesday in January 2003. AT THE GENERAL ELECTION HELD IN 2022, ONE MEMBER SHALL BE ELECTED FROM THE EIGHTH CONGRESSIONAL DISTRICT FOR A TWO-YEAR TERM, AND ONE MEMBER SHALL BE ELECTED FROM THE STATE AT LARGE FOR A SIX-YEAR TERM, BOTH TERMS COMMENCING ON THE SECOND TUESDAY IN JANUARY 2023.

(3.5) Any member of the state board who was elected to office as a

resident of a designated congressional district, and who no longer resides in such congressional district solely because of a change made to the boundaries of such district ~~subsequent to the 2000 federal decennial census~~ PURSUANT TO SECTIONS 44 TO 44.6 OF ARTICLE V OF THE STATE CONSTITUTION, is eligible to hold office for the remainder of the term for which the member was elected, notwithstanding such nonresidency.

**SECTION 34.** In Colorado Revised Statutes, 22-30.5-505, **amend** (2)(a) introductory portion, (2)(b), and (2)(d) as follows:

**22-30.5-505. State charter school institute - institute board - appointment - powers and duties - rules.** (2) (a) The institute board ~~shall consist~~ CONSISTS of nine members, no more than five of whom are members of the same political party. Seven of the members shall be appointed by the governor, with the consent of the senate, and two of the members shall be appointed by the commissioner. In making the appointments, the governor and the commissioner shall ensure the institute board reflects the geographic diversity of the state ~~In making appointments on and after August 5, 2009, the governor and the commissioner~~ AND shall ensure that at least one member of the institute board is a parent of a student who is, or who has been, enrolled in an institute charter school. Members appointed to the institute board shall have experience in at least one of the following areas:

(b) The members of the institute board shall serve terms of three years; ~~except that of the members first appointed by the governor, two members shall serve a term of three years, three members shall serve a term of two years, and two members shall serve a term of one year; and of the members first appointed by the commissioner, one member shall serve a term of three years and one member shall serve a term of one year~~ no THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. A member shall NOT serve more than six consecutive years. ~~The governor and the commissioner shall make the initial appointments no later than thirty days after July 1, 2004.~~

(d) ~~For any board member appointed on or after May 22, 2008,~~ During his or her A MEMBER'S term of office, a member of the institute board shall not be a member of the general assembly; an officer, employee, or board member of a school district; a member of the state board; or an employee of the institute board or the department of education.

**SECTION 35.** In Colorado Revised Statutes, 22-43.7-106, **amend** (1)(b) as follows:

**22-43.7-106. Public school capital construction assistance board - creation - general powers and duties - rules.** (1) (b) Members of the board shall serve for terms of two years and may serve up to three consecutive terms; except that ~~the initial terms of one of the members appointed by the state board, one of the members appointed by the governor, and the members appointed by the president of the senate and the minority leaders of the house of representatives and the senate shall be one year~~ THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FIVE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. The appointing authority for a member may remove the member for any cause that renders the member incapable of discharging or unfit to discharge the member's duties. The appropriate appointing authority shall fill any vacancy in the membership of the board by appointment, and a member appointed to fill a vacancy shall serve until the expiration of the term for which the vacancy was filled. Members of the board ~~shall~~ serve without compensation but ~~shall receive~~ ARE ENTITLED TO reimbursement for travel and other necessary expenses actually incurred in the performance of their duties. The board shall elect a chair ~~at its initial meeting~~ FROM AMONG ITS MEMBERS.

**SECTION 36.** In Colorado Revised Statutes, 22-80-103, **amend** (1) as follows:

**22-80-103. Board of trustees - appointments - powers - duties - fund created.** (1) (a) There is ~~hereby~~ created by a **type 1** transfer in the department of education a board of trustees for the Colorado school for the deaf and the blind. The board of trustees ~~shall consist~~ CONSISTS of seven members who are residents of Colorado, appointed by the governor with the consent of the senate. Of these seven members, at least one appointee ~~shall~~ MUST be a ~~blind~~ person WHO IS BLIND and at least one appointee ~~shall~~ MUST be a ~~deaf~~ person ~~Beginning with the first appointment made on or after August 5, 2009,~~ WHO IS DEAF. The governor shall ensure that, of the seven members of the board of trustees, at least one appointee is the parent of a child who is deaf or blind or both.

(b) In making appointments pursuant to ~~paragraph (a) of this subsection~~ (1) SUBSECTION (1)(a) OF THIS SECTION, the governor shall give due consideration to establishing and maintaining a geographical and urban

and rural balance among the board members. No more than four of the seven members ~~shall be members of~~ MAY BE AFFILIATED WITH the same political party. The commissioner of education or ~~his or her~~ THE COMMISSIONER'S designee shall serve as an ex officio nonvoting member of the board of trustees. The terms of office of the board of trustees ~~shall be~~ IS four years; except that ~~of the members initially appointed, four members shall serve four-year terms and three members shall serve two-year terms, as designated by the governor~~ THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FOUR MEMBERS' TERMS EXPIRE IN THE SAME YEAR. The governor may remove any member for misconduct, incompetence, or neglect of duty and shall fill all vacancies that occur.

~~(c) Repealed.~~

**SECTION 37.** In Colorado Revised Statutes, 23-1-102, **amend** (3) and (5); and **repeal** (8)(a) as follows:

**23-1-102. Commission established - terms of office.** (3) (a) The commission ~~shall consist~~ CONSISTS of ~~eleven~~ THE FOLLOWING members, ~~to be appointed by the governor with the consent of the senate:~~

(I) ONE MEMBER FROM EACH CONGRESSIONAL DISTRICT IN THE STATE; AND

(II) THREE MEMBERS FROM THE STATE AT LARGE.

(b) The GOVERNOR SHALL SELECT THE members of the commission ~~shall be selected~~ on the basis of their knowledge of and interest in higher education. ~~and shall serve for four-year terms; except that, of the members first appointed to the commission, five members shall serve for terms of two years, and four members shall serve for terms of four years~~ AT LEAST ONE MEMBER OF THE COMMISSION MUST RESIDE WEST OF THE CONTINENTAL DIVIDE. NO MORE THAN A MINIMUM MAJORITY OF THE MEMBERS OF THE COMMISSION MAY BE AFFILIATED WITH THE SAME POLITICAL PARTY AT ANY TIME.

(c) THE TERM OF EACH MEMBER IS FOUR YEARS; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN A MINIMUM MAJORITY OF MEMBERS' TERMS EXPIRE IN THE SAME YEAR. No member of the commission may serve more than two consecutive full four-year terms.

~~(b) Repealed.~~

~~(5) The commission shall at no time have more than six members of any one major political party. Members of the commission shall ARE ENTITLED TO receive seventy-five dollars per diem for attendance at official meetings plus actual and necessary expenses incurred in the conduct of official business. In appointing members of the commission, the governor shall consider geographic representation. Of the eleven members of the commission, at least one shall be from each congressional district, and at least one member of the commission shall reside west of the continental divide.~~

~~(8) (a) Notwithstanding other provisions of this section, on or after July 1, 1999, the governor, with the consent of the senate, shall appoint two additional members to the commission for terms ending on June 30, 2003. Thereafter, members appointed pursuant to this subsection (8) shall serve for terms of four years.~~

**SECTION 38.** In Colorado Revised Statutes, 23-3.1-203, **amend** (2)(a) as follows:

**23-3.1-203. Authority - creation - membership - transfer of personnel.** (2) (a) Effective May 26, 2000, the board of directors of the authority, as it existed prior to May 26, 2000, shall be transferred with the authority to the department of higher education. The board ~~shall continue~~ CONTINUES to consist of nine members who ~~shall continue to be~~ ARE appointed by the governor, with the consent of the senate. Such members ~~shall~~ MUST be residents of the state. The term of office of each member ~~shall be~~ IS four years; except that of the appointments made on or after May 26, 2000, and prior to July 1, 2000, ~~three members shall serve for terms of two, three, and four years, respectively~~ THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. Each member shall serve until ~~his or her~~ A successor has been appointed by the governor. ~~and qualified.~~ Any member ~~shall be~~ IS eligible for reappointment. The governor shall fill any vacancy by appointment for the remainder of an unexpired term. Any member appointed by the governor when the general assembly is not in regular session, whether appointed for an unexpired term or for a full term, shall be deemed to be duly appointed and qualified until the appointment of such member is approved or rejected by the senate. Such appointment shall be submitted to the senate for its



approval or rejection during the next regular session of the general assembly following the appointment.

**SECTION 39.** In Colorado Revised Statutes, **amend** 23-15-104 as follows:

**23-15-104. Authority - creation - board - organization.**

(1) (a) There is ~~hereby~~ created an independent public body politic and corporate to be known as the Colorado educational and cultural facilities authority. ~~Said~~ THE authority is constituted a public instrumentality, and its exercise of the powers conferred by this ~~article shall be~~ ARTICLE 15 IS deemed and held to be the performance of an essential public function. The authority ~~shall be~~ IS a body corporate and a political subdivision of the state, ~~and shall not be~~ IS NOT an agency of state government, and ~~shall not be~~ IS NOT subject to administrative direction by any department, commission, board, or agency of the state.

(b) The legal effects of any statute ~~heretofore~~ designating the Colorado educational and cultural facilities authority by any other name, or property rights ~~heretofore~~ incurred under any other name, shall not be impaired.

(2) (a) The governing body of the authority ~~shall be~~ IS a board of directors, which ~~shall consist~~ CONSISTS of seven members to be appointed by the governor, with the consent of the senate.

(b) ~~Such members shall~~ EACH MEMBER MUST be ~~residents~~ A RESIDENT of the state.

(c) No more than four of the members ~~shall be of~~ MAY BE AFFILIATED WITH the same political party. ~~Except as provided in this subsection (2), the members of the board first appointed shall serve for terms to be designated by the governor, expiring on June 30 of each year beginning in 1982 and ending in 1988. The governor, with the consent of the senate, may appoint the members of the board of directors of an existing authority created under state law as the board of directors of the authority, in which case the terms of such directors shall be the same as their existing terms on the board of such other authority. Persons holding office on June 15, 1987, are subject to the provisions of section 24-1-137, C.R.S. Thereafter~~

~~(d) Upon the expiration of the term of any member, his successor shall be appointed for a term of four years~~ THE TERM OF OFFICE OF AN APPOINTED MEMBER IS FOUR YEARS; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FOUR MEMBERS' TERMS EXPIRE IN THE SAME YEAR.

(e) Each member shall serve until ~~his~~ THE MEMBER'S resignation or, in the case of a member whose term has expired, until ~~his~~ THE MEMBER'S successor has been appointed. ~~and has qualified.~~

(f) Any member ~~shall be~~ IS eligible for reappointment.

(3) The governor shall fill any vacancy by appointment for the remainder of an unexpired term. Any member appointed by the governor when the general assembly is not in regular session, whether appointed for an unexpired term or for a full term, shall be deemed to be duly appointed and qualified until the appointment of such member is approved or rejected by the senate. Such appointment shall be submitted to the senate for its approval or rejection during the next regular session of the general assembly following the appointment.

~~(3) (4) (a) Any member of the board may be removed by the governor for misfeasance, malfeasance, willful neglect of duty, or other cause. after notice and a public hearing, unless such notice and hearing is expressly waived in writing.~~

(b) Notwithstanding the provisions of ~~paragraph (a) of this subsection (3)~~ SUBSECTION (4)(a) OF THIS SECTION, a member shall be removed by the governor if such member fails, for reasons other than temporary mental or physical disability or illness, to attend three regular meetings of the board during any twelve-month period without the board having entered upon its minutes an approval for any of such absences.

**SECTION 40.** In Colorado Revised Statutes, 23-20-102, **amend** (2)(a) as follows:

**23-20-102. Regents - election and term.** (2) (a) (I) At the general election held in 1974, and each six years thereafter THROUGH THE GENERAL ELECTION HELD IN 2016, three regents shall be elected, one of whom shall be a qualified elector of, and elected by the qualified electors of, the first

congressional district; one of whom shall be a qualified elector of, and elected by the qualified electors of, the fourth congressional district; and one of whom shall be a qualified elector of this state and elected at large by the qualified electors of this state.

(II) AT THE GENERAL ELECTION HELD IN 2022, AND EACH SIX YEARS THEREAFTER, THREE REGENTS SHALL BE ELECTED, ONE OF WHOM SHALL BE A QUALIFIED ELECTOR OF, AND ELECTED BY THE QUALIFIED ELECTORS OF, THE FIRST CONGRESSIONAL DISTRICT; ONE OF WHOM SHALL BE A QUALIFIED ELECTOR OF, AND ELECTED BY THE QUALIFIED ELECTORS OF, THE FOURTH CONGRESSIONAL DISTRICT; AND ONE OF WHOM SHALL BE A QUALIFIED ELECTOR OF, AND ELECTED BY THE QUALIFIED ELECTORS OF, THE EIGHTH CONGRESSIONAL DISTRICT.

**SECTION 41.** In Colorado Revised Statutes, 23-21-203, **amend** (2) as follows:

**23-21-203. Center created - committee established.** (2) (a) The governor shall appoint a committee, to be known as the sickle-cell anemia advisory committee, to consult with the university of Colorado school of medicine in the administration of this part 2.

(b) The committee ~~shall be composed~~ CONSISTS of eleven members representing hospitals, voluntary agencies interested in sickle-cell anemia, medical specialists in sickle-cell anemia patient care, and the general public; but no group shall have more than four members on the committee.

(c) Each member of the committee shall hold office for a term of four years and until ~~his~~ THE MEMBER'S successor is appointed; ~~and qualified;~~ ~~except that, of those members first appointed, two shall be appointed for one-year terms, three shall be appointed for two-year terms, three shall be appointed for three-year terms, and three shall be appointed for four-year terms~~ EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN SIX MEMBERS' TERMS EXPIRE IN THE SAME YEAR.

(d) Any vacancy occurring on the committee shall be filled by appointment by the governor for the unexpired term.

(e) The committee shall meet at least annually and at such other times as the executive director of the department of public health and

environment deems necessary.

(f) Members of the committee ~~shall receive no~~ SERVE WITHOUT compensation but ~~shall be reimbursed~~ ARE ENTITLED TO REIMBURSEMENT for their actual and necessary expenses incurred in the performance of their official duties.

~~(b) Repealed.~~

**SECTION 42.** In Colorado Revised Statutes, 23-21-503, **amend** (2) as follows:

**23-21-503. University of Colorado hospital authority.** (2)(a) The authority shall be governed by ~~an eleven-member~~ A board of directors who shall be appointed by the regents. The board of directors shall control the day-to-day operation of university hospital.

(b) THE BOARD CONSISTS OF THE FOLLOWING MEMBERS:

(I) ~~There shall be a~~ ONE director appointed from each congressional district; AND

(II) THREE DIRECTORS APPOINTED FROM THE STATE AT LARGE.

(c) OF ALL THE DIRECTORS APPOINTED TO THE BOARD, one director ~~shall~~ MUST reside west of the continental divide, and not more than ~~four~~ ONE THIRD OF THE directors shall be employees of the university of Colorado or of the authority.

(d) The appointment of the directors from the congressional districts ~~shall be~~ IS subject to the advice and consent of the senate. ~~Of the directors first appointed, four shall serve terms of two years and five shall serve terms of four years.~~ THE TERM OF OFFICE FOR APPOINTED MEMBERS IS FOUR YEARS; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN A MINIMUM MAJORITY OF MEMBERS' TERMS EXPIRE IN THE SAME YEAR.

(e) Nothing in this subsection (2) shall be construed to limit the power of the regents to appoint persons as directors of the authority who are directors of the part 4 corporation. Each director appointed from a congressional district, whether appointed for an unexpired term or a full

term, shall be deemed duly appointed and qualified until the appointment of the director is approved or rejected by the senate. If the general assembly is not in regular session at the time the appointment is made or is in regular session but does not consider the appointment before adjourning, the appointment shall be submitted to the senate for its approval or rejection during the next regular session of the general assembly following the appointment.

**SECTION 43.** In Colorado Revised Statutes, 23-30-101, **amend** (1)(a), (1)(b) introductory portion, (1)(d) introductory portion, (1)(d)(II), and (1)(g); and **repeal** (1)(c) as follows:

**23-30-101. Board of governors of the Colorado state university system.** (1) (a) ~~A board is hereby established that shall be known by the name and title of~~ The board of governors of the Colorado state university system, referred to in this section as the "board", ~~it shall consist~~ IS ESTABLISHED. THE BOARD CONSISTS of ~~a total of~~ fifteen members as provided in ~~paragraphs (b) and (c) of this subsection (1)~~ SUBSECTIONS (1)(b) AND (1)(d) OF THIS SECTION.

(b) Six of the members ~~shall be~~ ARE advisory, without the right to vote. THE ADVISORY MEMBERS SERVE TERMS OF ONE ACADEMIC YEAR. The six advisory members shall be elected or appointed by their respective governing bodies from their membership ~~The advisory officers shall serve terms of one academic year. The advisory members shall consist of~~ AS FOLLOWS:

(c) ~~Commencing with appointments made in 1974 and continuing through appointments made in 2006, the remaining nine members of the board, at least one of whom shall be a graduate of the Colorado state university or Colorado state university - Pueblo and at least two of whom shall have some connection with agriculture, shall be appointed by the governor, with the consent of the senate, for basic terms of four years; although interim appointments may be made for lesser periods so that at least two of the nine terms will expire in each calendar year.~~

(d) ~~Commencing with appointments made in 2007 and subsequent years, The remaining nine members of the board shall be appointed by the governor with the consent of the senate for terms of four years; in the following manner:~~

(II) One of the nine voting members shall either reside in southern Colorado, AS DEFINED IN SUBSECTION (1)(f) OF THIS SECTION, or be a graduate of Colorado state university - Pueblo.

~~(g) Members appointed on or after January 1, 2007, shall serve terms of~~ THE TERM OF OFFICE FOR EACH MEMBER APPOINTED BY THE GOVERNOR IS up to four years, expiring on December 31 of the third calendar year following the calendar year in which the member is appointed; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT AT LEAST TWO MEMBERS' TERMS EXPIRE IN EACH CALENDAR YEAR.

**SECTION 44.** In Colorado Revised Statutes, 23-31-1003, **amend** (2)(b) and (3) as follows:

**23-31-1003. State veterinary education loan repayment council - creation - membership.** (2) (b) (I) ~~On or before October 1, 2017,~~ The governor shall appoint ~~the initial five directors of the council.~~ The council ~~must include~~ the following representatives TO THE COUNCIL:

(A) At least one director ~~must be~~ WHO IS a member of the faculty or staff of Colorado state university's college of veterinary medicine and biomedical sciences;

(B) The commissioner of agriculture or ~~his or her~~ THE COMMISSIONER'S designee;

(C) At least one director ~~must be~~ WHO IS associated with, and able to represent the interests of, the Colorado livestock industries; and

(D) At least one director ~~must be~~ WHO IS associated with, and able to represent the interests of, the Colorado Veterinary Medical Association OR A SUCCESSOR ORGANIZATION.

(II) ~~Of the initial five directors, three serve for four-year terms and two serve for two-year terms. All subsequent terms are four-year terms~~ DIRECTORS ARE APPOINTED FOR TERMS OF FOUR YEARS; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE DIRECTORS' TERMS EXPIRE IN THE SAME YEAR.

(III) Unless extenuating circumstances such as illness or death

require otherwise, each director shall hold office until ~~his or her~~ THE DIRECTOR'S successor is appointed.

(3) The governor, at ~~his or her~~ THE GOVERNOR'S pleasure, may remove a director of the council at any time. If a director vacates ~~his or her~~ THE DIRECTOR'S seat on the council during the term for which the director was appointed, the governor shall fill the resultant vacancy by appointing a director for the remainder of that term. The successor director must meet the same qualifications under this section as ~~his or her~~ THE SUCCESSOR'S predecessor.

**SECTION 45.** In Colorado Revised Statutes, 23-40-104, **amend** (1)(b)(I) and (1)(b)(II); and **repeal** (1)(b)(III) and (1)(b)(IV) as follows:

**23-40-104. Board of trustees.** (1) (b) (I) The governor shall appoint, with the consent of the senate, seven members of the board of trustees created by this subsection (1). ~~The initial members of the board shall take office on July 1, 1973. The terms of the seven members of the board of trustees appointed prior to June 15, 1987, shall be six years; except that appointments of members to take office on July 1, 1973, shall be made so that two members of the board have terms expiring on June 30, 1975, two members of the board have terms expiring on June 30, 1977, and three members of the board have terms expiring on June 30, 1979. Persons who are appointed members and who are holding office on June 15, 1987, are subject to the provisions of section 24-1-137, C.R.S. Thereafter the terms of the seven members of the board of trustees appointed by the governor shall be four years; except that a member of the board who is appointed by the governor shall continue to serve until a successor is appointed and confirmed by the senate.~~

(II) ~~Notwithstanding any other provision of this section, the term of each member serving on the board of trustees as of May 26, 2006, shall be extended to expire on December 31 of the calendar year in which the member's appointed term would otherwise expire. Members appointed on or after January 1, 2007, BY THE GOVERNOR shall serve terms of up to four years, expiring on December 31 of the third calendar year following the calendar year in which the member is appointed; For terms ending on or after December 31, 2006, the governor shall appoint a succeeding member on or before March 1 immediately following the expiration of the term EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN~~

TWO MEMBERS' TERMS EXPIRE IN THE SAME YEAR.

~~(III) Notwithstanding any other provision of this section, the appointments to succeed members whose terms expire on December 31, 2011, shall be as follows:~~

~~(A) Two members who shall serve four-year terms;~~

~~(B) Two members who shall serve three-year terms; and~~

~~(C) One member who shall serve a one-year term.~~

~~(IV) Notwithstanding any other provision of this section, the appointments to succeed members whose terms expire on or after December 31, 2013, shall be for four-year terms.~~

**SECTION 46.** In Colorado Revised Statutes, **amend** 23-41-102 as follows:

**23-41-102. Board of trustees - term.** (1) (a) There shall be ~~IS~~ ~~CREATED~~ a board of trustees of the Colorado school of mines to be composed of nine persons. ~~The five members serving on the board on July 1, 1973, shall continue to serve the terms for which they were appointed. On or before July 1, 1973, the governor shall appoint two additional members of the board, of which one shall be appointed for a term to expire on March 1, 1975, and one shall be appointed for a term to expire on March 1, 1977. Prior to June 15, 1987, the governor shall fill the vacancies in appointed offices occurring every two years by appointments of members of the board for terms of six years each, in accordance with this arrangement. Persons who are appointed members and who are holding office on June 15, 1987, are subject to the provisions of section 24-1-137, C.R.S. Thereafter the terms of such appointed members shall be four years. Notwithstanding any other provision of this section, the term of each member serving on the board of trustees as of May 26, 2006, shall be extended to expire on December 31 of the calendar year in which the member's appointed term would otherwise expire. Members appointed on or after January 1, 2007, shall serve terms of up to four years;~~ MEMBERS. SEVEN MEMBERS SHALL BE APPOINTED BY THE GOVERNOR TO TERMS OF UP TO FOUR YEARS, expiring on December 31 of the third calendar year following the calendar year in which the member is appointed; ~~For terms ending on or after December 31, 2006,~~



~~the governor shall appoint a succeeding member on or before March 1 immediately following the expiration of the term~~ EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FOUR MEMBERS' TERMS EXPIRE IN THE SAME YEAR.

(b) Of the seven members appointed by the governor, no more than four members ~~shall be from~~ MAY BE AFFILIATED WITH the same political party. IN APPOINTING MEMBERS TO THE BOARD OF TRUSTEES, THE GOVERNOR SHALL ENSURE THAT NO MORE THAN TWO OF THE MEMBERS SERVING ON THE BOARD OF TRUSTEES AT ANY ONE TIME RESIDE OUTSIDE THE STATE OF COLORADO. IN ADDITION, THE GOVERNOR SHALL BASE THE APPOINTMENTS ON CONSIDERATION OF:

(I) AN APPOINTEE'S PROFESSIONAL BACKGROUND RELATED TO THE INDUSTRIES AND FIELDS FOR WHICH THE COLORADO SCHOOL OF MINES PREPARES STUDENTS FOR EMPLOYMENT AND IN WHICH THE FACULTY OF THE INSTITUTION CONDUCT RESEARCH;

(II) OTHER AREAS OF PROFESSIONAL EXPERTISE THAT AN APPOINTEE MAY BRING TO THE APPOINTEE'S SERVICE ON THE BOARD OF TRUSTEES; AND

(III) THE APPOINTEE'S COMMITMENT TO USING THE APPOINTEE'S PERSONAL TIME AND EFFORTS TO SERVE AND SUPPORT THE COLORADO SCHOOL OF MINES.

(c) The two remaining member positions shall be filled by:

(I) An elected member of the student body who is a full-time junior or senior student at the Colorado school of mines. ~~and~~ The term of ~~said~~ THE elected STUDENT MEMBER'S office ~~shall be~~ IS one year, beginning ON July 1. The elected student member ~~shall be~~ IS advisory, without the right to vote. ~~For the purposes of~~ AS USED IN this subsection (1), "full-time student" ~~means the equivalent of the~~ HAS THE SAME definition ~~of~~ AS "full-time equivalent student" used by the joint budget committee of the general assembly.

(II) A full-time member of the academic faculty of the Colorado school of mines elected by a majority of at least sixty-seven percent of the academic faculty. ~~The initially elected faculty board member shall be elected at a special election to be held during the spring semester of 2008.~~

~~The term of office for the initially elected faculty member shall end December 31, 2010. Subsequently Elected faculty members shall serve two-year terms commencing January 1 of each odd-numbered year thereafter. The elected faculty member shall be IS advisory, without the right to vote.~~

~~(b) For the purpose of further staggering the terms of office held by members of the Colorado school of mines board of trustees, the terms of two of the board members holding office on July 1, 1994, whose terms expire in 1995, and one of the members holding office on July 1, 1994, whose term expires in 1997, are extended for one year. The governor shall select those members whose terms are extended.~~

(2) ~~Said trustees~~ MEMBERS shall hold their offices for the terms for which they have been appointed and until their successors are appointed and qualified. Any four of the members of ~~said~~ THE board appointed by the governor ~~shall constitute~~ CONSTITUTES a quorum for the transaction of business. The ~~said~~ board has such powers and shall perform such duties as specified in the laws creating the institution and providing for its maintenance.

(3) ~~In appointing persons to the Colorado school of mines board of trustees on or after July 1, 2010, the governor shall ensure that no more than two of the members serving on the board of trustees at any one time reside outside the state of Colorado. In addition, the governor shall base his or her appointments on considerations of:~~

~~(a) An appointee's professional background related to the industries and fields for which the Colorado school of mines prepares students for employment and in which the faculty of the institution conduct research;~~

~~(b) Other areas of professional expertise that an appointee may bring to his or her service on the board of trustees; and~~

~~(c) The appointee's commitment to using his or her personal time and efforts to serve and support the Colorado school of mines.~~

**SECTION 47.** In Colorado Revised Statutes, 23-51-102, **amend** (2), (3), and (4) as follows:

**23-51-102. Board of trustees - creation - members - powers - duties.** (2) The governor shall appoint, ~~effective July 1, 2003,~~ with the consent of the senate, nine members of the board of trustees. ~~Members initially appointed to the board of trustees shall have the authority to act on behalf of the board of trustees prior to obtaining confirmation by the senate. The members first appointed to the board of trustees shall take office on July 1, 2003. Appointments of members to take office on July 1, 2003, shall be made so that three members of the board have terms expiring on January 1, 2005, two members of the board have terms expiring on January 1, 2006, two members of the board have terms expiring on January 1, 2007, and two members of the board have terms expiring on January 1, 2008; thereafter, the terms of the nine appointed members of the board of trustees shall be four years. Notwithstanding any other provision of this section, the term of each member serving on the board of trustees as of May 26, 2006, shall be extended to expire on December 31 of the calendar year in which the member's appointed term would otherwise expire. Members appointed on or after January 1, 2007, MEMBERS APPOINTED BY THE GOVERNOR shall serve terms of up to four years, expiring on December 31 of the third calendar year following the calendar year in which the member is appointed; For terms ending on or after December 31, 2006, the governor shall appoint a succeeding member on or before March 1 immediately following the expiration of the term EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. Of the nine members appointed by the governor, at least two shall reside in Alamosa, Conejos, Costilla, Huerfano, Mineral, Rio Grande, or Saguache county. Of the nine members appointed by the governor, no more than five members shall be from the same political party. Each trustee MEMBER shall hold office for the term for which the trustee MEMBER has been appointed and until the trustee's MEMBER'S successor is appointed and confirmed by the senate.~~

(3) The tenth member of the board of trustees shall be a full-time junior or senior student at Adams state university, elected by the members of the student body of Adams state university. The term of the student member ~~shall be~~ IS one year, ~~beginning July 1, 2003, and beginning ON July 1 each year. thereafter.~~ The student member ~~shall be~~ IS advisory, without the right to vote and without the right to attend executive sessions of the board of trustees, as provided by section 24-6-402. ~~C.R.S.~~ The student member ~~shall~~ MUST have resided in the state of Colorado for not less than three years prior to the student's election.

(4) The eleventh member shall be a member of the faculty of Adams state university elected by other members of the faculty for a term of two years, ~~beginning July 1, 2003, and beginning ON July 1 every odd-numbered year. thereafter.~~ The faculty member ~~shall be~~ IS advisory, without the right to vote and without the right to attend executive sessions of the board of trustees, as provided by section 24-6-402. ~~C.R.S.~~

**SECTION 48.** In Colorado Revised Statutes, 23-52-102, **amend** (2)(b), (2)(c), (2)(d), (3), and (4) as follows:

**23-52-102. Board of trustees - creation - members - powers - duties - repeal.** (2) (b) (I) The term of each member serving on the board of trustees as of March 24, 2020, expires on December 31 of the calendar year in which the member's appointed term would otherwise expire.

(II) THIS SUBSECTION (2)(b) IS REPEALED, EFFECTIVE JUNE 30, 2025.

(c) (I) The governor shall appoint the eighth and ninth members of the board so that the members take office on or before September 1, 2020. Such members have the authority to act on behalf of the board of trustees prior to obtaining confirmation by the senate. Of the members taking office pursuant to this subsection (2)(c), one member has a term expiring on January 1, 2023, and one member has a term expiring on January 1, 2025. Thereafter, the terms of the eighth and ninth members of the board of trustees are four years.

(II) THIS SUBSECTION (2)(c) IS REPEALED, EFFECTIVE JUNE 30, 2025.

(d) Except as otherwise provided in ~~subsection~~ SUBSECTIONS (2)(b) AND (2)(c) of this section, members appointed ~~on or after January 1, 2007,~~ BY THE GOVERNOR serve terms of up to four years, expiring on December 31 of the third calendar year following the calendar year in which the member is appointed; ~~For terms ending on or after December 31, 2006, the governor shall appoint a succeeding member on or before March 1 immediately following the expiration of the term~~ EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. Each ~~trustee following the initial appointments shall hold~~ MEMBER HOLDS office for the term for which the ~~trustee~~ MEMBER is appointed and until the ~~trustee's~~ MEMBER'S successor is appointed and confirmed by the senate.

(3) The tenth office must be filled by an elected member of the student body of Fort Lewis college who is a full-time junior or senior student at Fort Lewis college. The term of said elected office is one year, ~~beginning August 1, 2002, and beginning ON August 1 each year. thereafter.~~ The elected student office is advisory, without the right to vote.

(4) The eleventh office must be filled by an elected member of the faculty at large of Fort Lewis college elected by other members of the faculty at large for a term of two years, ~~beginning August 1, 2002, and beginning ON August 1 every other year. thereafter.~~ The elected faculty office is advisory, without the right to vote.

**SECTION 49.** In Colorado Revised Statutes, 23-53-102, **amend** (1)(a) introductory portion, (2), (3), and (4) as follows:

**23-53-102. Board of trustees - creation - members - powers - duties.** (1) (a) There is established the board of trustees for Colorado Mesa university, referred to in this ~~article~~ ARTICLE 53 as the "board of trustees", which ~~shall consist~~ CONSISTS of thirteen members and ~~shall be~~ IS the governing authority for Colorado Mesa university. The board of trustees ~~shall be~~ IS, and is ~~hereby~~ declared to be, a body corporate and, as such and by the names designated in this section, may:

(2) (a) The governor shall appoint, ~~effective July 1, 2003,~~ with the consent of the senate, eleven members of the board of trustees. Members appointed to the board of trustees ~~shall~~ have the authority to act on behalf of the board of trustees prior to obtaining confirmation by the senate. ~~The members first appointed to said board shall take office on July 1, 2003. Appointments of members to take office on July 1, 2003, shall be made so that three members of the board have terms expiring on January 1, 2005, two members of the board have terms expiring on January 1, 2006, two members of the board have terms expiring on January 1, 2007, and two members of the board have terms expiring on January 1, 2008; thereafter, the terms of the eleven appointed members of the board of trustees shall be four years. Notwithstanding any other provision of this section, the term of each member serving on the board of trustees as of May 26, 2006, shall be extended to expire on December 31 of the calendar year in which the member's appointed term would otherwise expire. Members appointed on or after January 1, 2007, shall serve terms of up to four years, expiring on December 31 of the third calendar year following the calendar year in which~~

~~the member is appointed, except that of the two members appointed pursuant to House Bill 12-1324, enacted in 2012, one shall have a term that expires on January 1, 2015, and one shall have a term that expires on January 1, 2016. For terms ending on or after December 31, 2006, the governor shall appoint a succeeding member on or before March 1 immediately following the expiration of the term. Of the eleven members appointed by the governor:~~

(I) No more than six members ~~shall~~ MAY be ~~from~~ AFFILIATED WITH the same political party; ~~Of the eleven members appointed by the governor;~~  
AND

(II) At least two shall reside in Delta, Garfield, Mesa, or Montrose county.

(b) THE TERM OF OFFICE FOR EACH MEMBER APPOINTED BY THE GOVERNOR IS UP TO FOUR YEARS, EXPIRING ON DECEMBER 31 OF THE THIRD CALENDAR YEAR FOLLOWING THE CALENDAR YEAR IN WHICH THE MEMBER WAS APPOINTED; EXCEPT THAT TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE APPOINTED MEMBERS' TERMS EXPIRE IN THE SAME CALENDAR YEAR. Each ~~trustee~~ MEMBER shall hold office for the term for which the ~~trustee~~ MEMBER has been appointed and until the ~~trustee's~~ MEMBER'S successor is appointed and confirmed by the senate.

(3) The twelfth member of the board of trustees shall be a full-time junior or senior student at Colorado Mesa university, elected by the members of the student body of Colorado Mesa university. The term of the student member ~~shall be~~ IS one year, ~~beginning July 1, 2003, and beginning~~ ON July 1 each year. ~~thereafter.~~ The student member ~~shall be~~ IS advisory, without the right to vote and without the right to attend executive sessions of the board of trustees, as provided by section 24-6-402. ~~C.R.S.~~ The student member ~~shall~~ MUST have resided in the state of Colorado for not less than three years prior to the student's election.

(4) The thirteenth member shall be a member of the faculty of Colorado Mesa university elected by other members of the faculty for a term of two years, ~~beginning July 1, 2003, and beginning~~ ON July 1 OF every odd-numbered year. ~~thereafter.~~ The faculty member ~~shall be~~ IS advisory, without the right to vote and without the right to attend executive sessions of the board of trustees, as provided by section 24-6-402. ~~C.R.S.~~

**SECTION 50.** In Colorado Revised Statutes, 23-54-102, **amend** (2), (3), and (4) as follows:

**23-54-102. Board of trustees - creation - members - powers - duties.** (2) The governor shall appoint, with the consent of the senate, nine members of the board of trustees. ~~The members first appointed to said board shall take office on July 1, 2002. The terms of appointed members of the board of trustees shall be four years; except that, of the members first appointed, the governor shall select two members who shall serve one-year terms, two members who shall serve two-year terms, and five members who shall serve four-year terms. Notwithstanding any other provision of this section, the term of each member serving on the board of trustees as of May 26, 2006, shall be extended to expire on December 31 of the calendar year in which the member's appointed term would otherwise expire. Members appointed on or after January 1, 2007, MEMBERS APPOINTED BY THE GOVERNOR shall serve terms of up to four years, expiring on December 31 of the third calendar year following the calendar year in which the member is appointed; For terms ending on or after December 31, 2006, the governor shall appoint a succeeding member on or before March 1 immediately following the expiration of the term EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FIVE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. All appointed members shall serve until their successors are appointed and qualified. Of the nine members appointed by the governor, no more than five members shall be from~~ MAY BE AFFILIATED WITH the same political party.

(3) A full-time junior or senior student at Metropolitan state university of Denver, elected by the student body at large, shall fill the tenth office as a member of the board of trustees. The term of office ~~shall be~~ IS one year, ~~beginning July 1, 2002, and beginning~~ ON July 1 each year. ~~thereafter.~~ The elected student office ~~shall be~~ IS advisory, without the right to vote and without the right to attend executive sessions of the board of trustees, as provided by section 24-6-402. ~~C.R.S.~~ The elected student member of the board of trustees ~~shall~~ MUST have resided in the state of Colorado not fewer than three years immediately prior to election. As used in this subsection (3), "full-time student" ~~shall have~~ HAS the same definition as "full-time equivalent student" used by the joint budget committee of the general assembly.

(4) A full-time member of the teaching faculty at large of

Metropolitan state university of Denver, elected by the faculty at large, shall fill the eleventh office as a member of the board of trustees. The term of office shall be IS one year, beginning July 1, 2002, and beginning ON July 1 each year. thereafter. The elected faculty member of the board of trustees shall be IS advisory, without the right to vote and without the right to attend executive sessions of the board of trustees, as provided by section 24-6-402. C.R.S.

**SECTION 51.** In Colorado Revised Statutes, 23-56-102, amend (2), (3), and (4) as follows:

**23-56-102. Board of trustees - creation - members - powers - duties.** (2) The governor shall appoint, effective July 1, 2003, with the consent of the senate, nine members of the board of trustees. Members initially appointed to the board of trustees shall have the authority to act on behalf of the board of trustees prior to obtaining confirmation by the senate. The members first appointed to said board shall take office on July 1, 2003. Appointments of members to take office on July 1, 2003, shall be made so that three members of the board have terms expiring on January 1, 2005; two members of the board have terms expiring on January 1, 2006, two members of the board have terms expiring on January 1, 2007, and two members of the board have terms expiring on January 1, 2008; thereafter, the terms of the nine appointed members of the board of trustees shall be four years. Notwithstanding any other provision of this section, the term of each member serving on the board of trustees as of May 26, 2006, shall be extended to expire on December 31 of the calendar year in which the member's appointed term would otherwise expire. Members appointed on or after January 1, 2007, MEMBERS APPOINTED BY THE GOVERNOR shall serve terms of up to four years, expiring on December 31 of the third calendar year following the calendar year in which the member is appointed; For terms ending on or after December 31, 2006, the governor shall appoint a succeeding member on or before March 1 immediately following the expiration of the term EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FIVE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. Of the nine members appointed by the governor, no more than five members shall be from MAY BE AFFILIATED WITH the same political party. Of the nine members appointed by the governor, at least two shall reside in Gunnison county. Each trustee following the initial appointments shall hold office for the term for which the trustee has been appointed and until the trustee's successor is appointed and confirmed by the senate.



(3) The tenth member of the board of trustees is a full-time junior or senior student at Western Colorado university, elected by the members of the student body of Western Colorado university. The term of the student member is one year, ~~beginning July 1, 2003, and~~ beginning ON July 1 each year. ~~thereafter.~~ The student member is advisory, without the right to vote and without the right to attend executive sessions of the board of trustees, as provided by section 24-6-402.

(4) The eleventh member is a member of the faculty of Western Colorado university elected by other members of the faculty for a term of two years, ~~beginning July 1, 2003, and~~ beginning ON July 1 every odd-numbered year. ~~thereafter.~~ The faculty member is advisory, without the right to vote and without the right to attend executive sessions of the board of trustees, as provided by section 24-6-402.

**SECTION 52.** In Colorado Revised Statutes, 23-60-104, **amend** (2); and **repeal** (1)(a) as follows:

**23-60-104. State board for community colleges and occupational education - student advisory council - state advisory council.** (1) (a) ~~The state board for community colleges and occupational education is abolished, and the terms of members of the board serving as such immediately prior to April 14, 1986, are terminated.~~

(2) (a) (I) The board ~~shall consist~~ CONSISTS of:

(A) ~~eleven members, nine of whom shall be~~ ONE MEMBER FROM EACH CONGRESSIONAL DISTRICT IN THE STATE, appointed by the governor with the consent of the senate;

(B) TWO MEMBERS FROM THE STATE AT LARGE, APPOINTED BY THE GOVERNOR WITH THE CONSENT OF THE SENATE; AND

(C) TWO MEMBERS SELECTED PURSUANT TO SUBSECTION (2)(a)(III) OF THIS SECTION.

(II) The board shall appoint a director of occupational education and a director of community and technical colleges with the qualifications and background specified by the board. ~~Within thirty days of April 14, 1986, the governor shall appoint the initial members of the board. An initial appointee~~

~~shall be authorized to act as a duly confirmed member of the board until such time as the senate has acted on such appointment. The governor may appoint, as a member of the board, any person who was a member of the board prior to its termination. No appointed member shall be an employee of any local district college, community or technical college, school district or agency receiving vocational funds allocated by the board, private institution of higher education, or state or private occupational school in the state. No appointed member shall be an elected or appointed statewide official of the state of Colorado or member of the governing board of any state-supported institution of higher education. The board shall MUST at no time have more than five A MINIMUM MAJORITY OF THE appointed members of AFFILIATED WITH any one political party. The board shall at all times have one member from each congressional district in the state. A vacancy on the board occurs whenever any member moves out of the congressional district from which he was appointed. A member who moves out of such congressional district shall promptly notify the governor of the date of such move, but such notice is not a condition precedent to the occurrence of the vacancy. The governor shall fill the vacancy as provided in paragraph (c) of this subsection (2). Members of the board shall be appointed so as to insure ENSURE that all geographic areas of the state are represented. A state student advisory council of student members who are enrolled for a minimum of nine hours shall be elected, one each, from and by the student bodies of each of the campuses governed by the board.~~

~~(H) (III) The tenth FIRST ADDITIONAL member shall MUST be a student at a college of a state system of community colleges, and the eleventh SECOND ADDITIONAL member shall MUST be a member of the faculty of a college of the state system of community colleges. Such members shall be elected in accordance with procedures established by the board, which procedures shall MUST take into account all the colleges within the state system of community colleges. The term of said offices shall be IS one year. Said offices shall be ARE advisory, without the right to vote and shall be without the right to attend executive sessions.~~

~~(b) Of the members first appointed to the board, two members representing a congressional district shall be appointed for a term expiring July 1, 1987; one member representing a congressional district and one at-large member shall be appointed for a term expiring July 1, 1988; one member representing a congressional district and one at-large member shall be appointed for a term expiring July 1, 1989; and two members~~

~~representing a congressional district and one at-large member shall be appointed for a term expiring July 1, 1990. Thereafter, all members shall be appointed for terms of four years each~~ THE TERM OF OFFICE FOR EACH MEMBER APPOINTED BY THE GOVERNOR IS FOUR YEARS; except that a member of the board who is appointed by the governor shall continue to serve until a successor is appointed and confirmed by the senate, ~~Notwithstanding any other provision of this section, the term of each member serving on the board of trustees as of May 26, 2006, shall be extended to expire on December 31 of the calendar year in which the member's appointed term would otherwise expire. Members appointed on or after January 1, 2007, shall serve terms of up to four years, expiring on December 31 of the third calendar year following the calendar year in which the member is appointed. For terms ending on or after December 31, 2006, the governor shall appoint a succeeding member on or before March 1 immediately following the expiration of the term~~ AND THE TERMS OF MEMBERS APPOINTED BY THE GOVERNOR SHALL BE STAGGERED SO THAT NO MORE THAN A MINIMUM MAJORITY OF THE APPOINTED MEMBERS' TERMS EXPIRE IN THE SAME YEAR. The terms of the offices of members of the state student advisory council shall be one year. ~~beginning July 1, 1977. No~~ A member appointed to the board shall NOT serve for more than two consecutive full four-year terms. Members of the board shall receive fifty dollars per diem for attendance at official meetings, plus actual and necessary expenses incurred in the conduct of official business.

(c) IF A MEMBER APPOINTED BY THE GOVERNOR MOVES OUT OF THE CONGRESSIONAL DISTRICT FROM WHICH THE MEMBER WAS APPOINTED, A VACANCY IS CREATED. A MEMBER WHO MOVES OUT OF SUCH CONGRESSIONAL DISTRICT SHALL PROMPTLY NOTIFY THE GOVERNOR OF THE DATE OF SUCH MOVE, BUT SUCH NOTICE IS NOT REQUIRED FOR THE VACANCY TO OCCUR. Any vacancy in the office of any member of the board appointed by the governor shall be filled by appointment of the governor with the consent of the senate for the unexpired term. Any vacancy on the state student advisory council shall be filled for the unexpired term by appointment by the duly elected student government of the affected campus within thirty days after such vacancy occurs.

**SECTION 53.** In Colorado Revised Statutes, 23-64-107, **amend** (2) and (5); and **repeal** (1) as follows:

**23-64-107. Private occupational school board - established -**

**membership.** (1) ~~Effective June 30, 1998, the private occupational school policy advisory committee is abolished, and the terms of members of the advisory committee serving as such immediately prior to June 30, 1998, are terminated.~~

(2) ~~Effective July 1, 1998, There is established, in the private occupational school division, the private occupational school board that shall advise the director on the administration of this article 64 and shall have the powers and duties specified in section 23-64-108. The board shall exercise its powers and perform its duties and functions specified in this article 64 as if the same were transferred to the department of higher education by a **type 1** transfer, as such transfer is defined in the "Administrative Organization Act of 1968", article 1 of title 24.~~

(5) ~~(a) The board members shall serve four-year terms; except that of the members first appointed to the board, three members to be selected by the governor shall serve two-year terms~~ THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FOUR MEMBERS' TERMS EXPIRE IN THE SAME YEAR. A member shall not serve more than two consecutive four-year terms.

~~(b) Notwithstanding the provisions of subsection (5)(a) of this section, of the three members appointed to replace persons whose terms expire on June 30, 2012, one member selected by the governor shall serve a two-year term, one member selected by the governor shall serve a three-year term, and one member selected by the governor shall serve a four-year term. Subsequent appointments to the positions identified in this subsection (5)(b) shall serve four-year terms.~~

~~(c) Notwithstanding the provisions of subsection (5)(a) of this section, of the four members appointed to replace persons whose terms expire on June 30, 2014, one member selected by the governor shall serve a one-year term, one member selected by the governor shall serve a two-year term, one member selected by the governor shall serve a three-year term, and one member selected by the governor shall serve a four-year term. Subsequent appointments to the positions identified in this subsection (5)(c) shall serve four-year terms.~~

**SECTION 54.** In Colorado Revised Statutes, 23-70-102, **amend** (1) introductory portion, (1)(a), (1)(c)(I), (1)(d)(I), and (5) as follows:

**23-70-102. Auraria board - membership - terms - oath or affirmation - voting.** (1) Effective July 1, 1989, there is hereby created a new board of directors of the Auraria higher education center, referred to in this ~~article~~ ARTICLE 70 as the "Auraria board", which ~~shall consist~~ CONSISTS of nine VOTING members and two ex officio nonvoting members. The members of the Auraria board shall be chosen in the following manner:

(a) (I) Three ~~lay~~ members OF THE PUBLIC, appointed by the governor. ~~as soon as practicable after July 1, 1989, the first of whom shall serve for a term of one year, the second for a term of two years, and the third for a term of three years; thereafter,~~ Gubernatorial appointments shall be for three-year terms; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN ONE MEMBER'S TERM EXPIRES IN ONE YEAR. All ~~lay~~ members appointed ~~shall~~ BY THE GOVERNOR MUST be residents of the Denver metropolitan area.

(II) In the event of death, resignation, or inability or refusal to act of any such appointed member, the governor shall fill the vacancy for the remainder of the term. ~~Any vacancy in the elected office on the board shall be filled by reelection for the unexpired term.~~

(c) (I) An advisory committee of six members who are full-time students shall be elected, two from each of the student bodies of each of the three institutions governed by the Auraria board, and it shall elect one of its members to fill one office on the Auraria board to serve for one term beginning July 1. ~~Said~~ THE elected STUDENT office ~~shall be~~ IS advisory, without the right to vote. The elected STUDENT member of the board ~~shall~~ MUST have resided in the state of Colorado not less than three years prior to ~~his or her~~ THE MEMBER'S election. A VACANCY IN THE OFFICE OF THE ELECTED STUDENT MEMBER SHALL BE FILLED BY REELECTION FOR THE UNEXPIRED TERM.

(d) (I) An advisory committee of six members who are full-time faculty members shall be elected, two from each of the faculties of each of the three institutions governed by the Auraria board, and it shall elect one of its members to fill the remaining office on the Auraria board to serve for one-year terms beginning each July 1. The committee shall select such a member from the same institution only once in the same three-year period. ~~Said~~ THE elected FACULTY office ~~shall be~~ IS advisory, without the right to vote. The elected FACULTY member of the board ~~shall~~ MUST have resided

in the state of Colorado not less than three years prior to ~~his or her~~ THE MEMBER'S election. A VACANCY IN THE OFFICE OF THE ELECTED FACULTY MEMBER SHALL BE FILLED BY REELECTION FOR THE UNEXPIRED TERM.

(5) The Auraria board shall elect a ~~chairman~~ CHAIR from among the ~~lay~~ members of the ~~board~~ PUBLIC APPOINTED BY THE GOVERNOR who shall act as ~~chairman~~ CHAIR at meetings of said board and as such board's representative in official dealings with third parties.

**SECTION 55.** In Colorado Revised Statutes, 23-77-104, **amend** (2)(b) and (2)(d) as follows:

**23-77-104. Colorado student leaders institute - executive board - duties.** (2) (b) The appointed members of the executive board serve two-year terms; ~~and~~ EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FOUR MEMBERS' TERMS EXPIRE IN THE SAME YEAR. MEMBERS may be appointed to successive two-year terms. ~~except that, of the members first appointed, the governor shall select four members to serve one-year terms.~~ The appointed members of the executive board serve at the pleasure of the governor. If a vacancy arises on the executive board, the governor shall appoint a person to fill the vacancy for the remainder of the term.

~~(d) The governor shall appoint the initial members to the executive board as soon as possible after June 6, 2015.~~ In making appointments, the governor shall attempt to appoint persons who are representative of the gender and racial diversity within the state and who represent areas throughout the state.

**SECTION 56.** In Colorado Revised Statutes, 24-20-502, **amend** (3), (4)(b), and (7) as follows:

**24-20-502. Membership and organization - definition.** (3) Not more than ~~fifty percent~~ A MINIMUM MAJORITY of the voting members of the commission ~~plus one additional member~~; may be affiliated with the same political party.

~~(4) (b) The governor shall make initial appointments to the commission no later than September 1, 2018.~~ Appointed Members APPOINTED BY THE GOVERNOR serve terms of three years; except that THE

TERMS SHALL BE STAGGERED SO THAT NO MORE THAN A MINIMUM MAJORITY OF THE APPOINTED MEMBERS' TERMS EXPIRE IN THE SAME YEAR.

~~(f) The initial terms of the members appointed pursuant to subsections (1)(b)(III) to (1)(b)(V) of this section and of two of the members appointed pursuant to subsection (1)(b)(IX) of this section shall expire on August 31, 2019; and~~

~~(H) The initial terms of the members appointed pursuant to subsections (1)(b)(I) and (1)(b)(II) of this section and two of the members appointed pursuant to subsection (1)(b)(IX) of this section shall expire on August 31, 2020.~~

~~(7) On or before January 1, 2020, and On or before January 1 of each year, thereafter, the commission shall submit a report to the governor summarizing the activities of the commission during the preceding year.~~

**SECTION 57.** In Colorado Revised Statutes, 24-21-402, **amend** (1)(b) as follows:

**24-21-402. Electronic recording technology board - creation - enterprise status.** (1) (b) ~~Appointing authorities shall appoint the initial board members for terms beginning on July 1, 2016, and the board shall have its first meeting by August 15, 2016. All of the board members other than the secretary of state, or his or her THE SECRETARY'S designee, serve two-year terms; except that the initial term for the member appointed from the title industry is three years and the term of two of the members representing counties designated by the secretary of state is one year~~ THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FIVE MEMBERS' TERMS EXPIRE IN THE SAME YEAR.

**SECTION 58.** In Colorado Revised Statutes, 24-30-2203, **amend** (2) as follows:

**24-30-2203. Colorado disability funding committee.** (2) ~~Members of the committee serve three-year terms; except that four members as determined by the governor serve an initial term of one year, and four members as determined by the governor serve an initial term of two years. After the initial terms, every member serves a term of three years~~ THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FIVE MEMBERS' TERMS

EXPIRE IN THE SAME YEAR. The governor shall not appoint a member for more than two consecutive terms.

**SECTION 59.** In Colorado Revised Statutes, 24-31-302, **amend** (3) as follows:

**24-31-302. Creation of board.** (3) (a) The P.O.S.T. board ~~shall consist~~ CONSISTS of twenty-four members. The ~~chairperson~~ CHAIR of the P.O.S.T. board ~~shall be~~ IS the attorney general, and the board shall annually elect from its members a ~~vice-chairperson~~ VICE-CHAIR. The other members shall be:

(I) The special agent in charge of the Denver division of the federal bureau of investigation;

(II) The executive director of the department of public safety OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(III) THE FOLLOWING MEMBERS APPOINTED BY THE GOVERNOR FOR TERMS OF THREE YEARS:

(A) One local government representative;

(B) Six active chiefs of police from municipalities of this state or state institutions of higher education;

(C) Six active sheriffs from counties of this state;

(D) Three active peace officers with a rank of sergeant or below;  
and

(E) Five non-law enforcement members. The non-law enforcement members shall complete a citizens' law enforcement academy prior to appointment or within one year after appointment. ~~The governor shall appoint the chiefs of police, sheriffs, peace officers, the lay members, and the local government representative as members of the board for terms of three years per appointment.~~

(b) If any chief of police, sheriff, peace officer, ~~lay~~ NON-LAW ENFORCEMENT member, or local government representative vacates such



office during the term for which THE MEMBER WAS appointed to the P.O.S.T. board, a vacancy on the board ~~shall exist~~ EXISTS. Any vacancy shall be filled by appointment by the governor for the unexpired term.

(c) In order to create a diversified board, the governor shall consider an applicant's age, gender, race, professional experience, and geographic location when making appointments to the board.

(d) In order to create diversified subject matter expertise committees, the chair of the P.O.S.T. board shall consider an applicant's age, gender, race, professional experience, and geographic location when making appointments to the committees.

**SECTION 60.** In Colorado Revised Statutes, 24-32-706, **amend** (1), (2), (3), (4), (7), and (8) as follows:

**24-32-706. State housing board.** (1) There is created, within the division of housing, the state housing board. ~~The board consists of seven members appointed by the governor for terms of four years each, except as provided in subsection (2) of this section~~ GOVERNOR SHALL APPOINT ONE MEMBER FROM EACH CONGRESSIONAL DISTRICT IN THE STATE. THE MEMBER MUST BE A QUALIFIED ELECTOR OF THE CONGRESSIONAL DISTRICT FROM WHICH THE MEMBER IS APPOINTED. In making appointments to the board, the governor shall include representation by at least one member who is a person with a disability, as defined in section 24-34-301 (2.5), a family member of a person with a disability, or a member of an advocacy group for persons with disabilities.

(2) ~~Appointments made to take effect January 1, 1983, shall be made in accordance with section 24-1-135. On and after January 1, 1983, and prior to June 15, 1987, their successors shall be appointed for terms of six years each. Persons holding office on June 15, 1987, are subject to the provisions of section 24-1-137. Thereafter members shall be appointed for terms of four years each.~~ THE TERM OF OFFICE FOR A MEMBER IS FOUR YEARS; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN A MINIMUM MAJORITY OF THE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. Members shall not serve more than two consecutive full terms. All members shall be appointed with the consent of the senate.

(3) ~~At least one member shall be appointed from each congressional~~

~~district and shall be a qualified elector thereof.~~ A vacancy on the board occurs whenever any member moves out of the congressional district from which ~~he~~ THE MEMBER was appointed. A member who moves out of such congressional district shall promptly notify the governor of the date of such move, but such notice is not a condition precedent to the occurrence of the vacancy. The governor shall fill the vacancy as provided in subsection (5) of this section.

(4) Not more than ~~four~~ A MINIMUM MAJORITY OF THE members shall MAY be ~~from~~ AFFILIATED WITH any one political party.

(7) The board shall meet upon call of the ~~chairman~~ CHAIR or whenever directed by the governor.

(8) The governor may remove any appointed member of the board for ~~malfesance in office, for failure to regularly attend meetings, or for any cause that renders said member incapable or unfit to discharge the duties of his office~~ MISCONDUCT, INCOMPETENCE, OR NEGLECT OF DUTY, and any such removal, when made, shall not be subject to review.

**SECTION 61.** In Colorado Revised Statutes, 24-33.5-109, **amend** (3), (5), and (8) as follows:

**24-33.5-109. Cold case task force - creation - rules - repeal.**

(3) (a) The members of the task force appointed pursuant to ~~paragraphs (c) to (h) of subsection (2)~~ SUBSECTIONS (2)(c) TO (2)(i) of this section shall serve terms of three years; ~~except that the members first appointed by the speaker of the house of representatives and the president of the senate shall each serve a two-year term. The member of the task force appointed pursuant to paragraph (i) of subsection (2) of this section shall serve a three-year term~~ EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN A MINIMUM MAJORITY OF THE APPOINTED MEMBERS' TERMS EXPIRE IN THE SAME YEAR.

(b) ~~The initial members shall be appointed by their appointing authority within thirty days after June 1, 2007, except that the governor shall appoint the initial member described in paragraph (i) of subsection (2) of this section by September 1, 2012.~~ An appointed member shall not serve more than two consecutive full terms, in addition to any partial term. In the event of a vacancy in an appointed position by death, resignation, removal

for misconduct, incompetence, or neglect of duty, or otherwise, the appointing authority shall appoint a member within sixty days to fill the position for the remainder of the unexpired term.

(5) The task force shall meet at least four times a year. ~~beginning October 1, 2007.~~

(8) On or before October 1 ~~2008, and annually~~ each year, ~~thereafter,~~ the task force shall report to the judiciary committees of the senate and the house of representatives, or any successor committees, on the implementation of this section.

**SECTION 62.** In Colorado Revised Statutes, 24-33.5-1204, **amend** (2)(e) as follows:

**24-33.5-1204. Voluntary education and training program - voluntary certification of firefighters and hazardous materials responders - advisory board.** (2) (e) ~~The governor shall initially appoint six members described in paragraph (a) of this subsection (2) for terms of four years each and the remaining five members for terms of two years each. Thereafter, MEMBERS APPOINTED BY the governor shall appoint their successors~~ SERVE for terms of four years; ~~each~~ EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN SIX MEMBERS' TERMS EXPIRE IN THE SAME YEAR. If any appointee vacates ~~his or her~~ THE office during the term for which THE APPOINTEE WAS appointed to the advisory board, the governor shall, by appointment, fill the vacancy for the unexpired term. The advisory board shall annually elect from its members a ~~chairperson~~ CHAIR and a secretary.

**SECTION 63.** In Colorado Revised Statutes, 24-33.5-1703, **amend** (3) and (8) as follows:

**24-33.5-1703. Identity theft and financial fraud board - creation - rules.** (3) (a) The seven appointed members of the board shall serve terms of three years; ~~except that of the members first appointed, the representative of a local police department, the representative of a payment processor, and one of the three representatives of the depository institutions, as designated by the governor, shall each serve a two-year term~~ THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FOUR MEMBERS' TERMS EXPIRE IN THE SAME YEAR.

~~(b) The governor shall appoint members of the board within thirty days after May 30, 2006, except that the governor shall appoint the representative of a consumer or victim advocacy organization pursuant to subparagraph (V) of paragraph (d) of subsection (2) of this section on or before July 1, 2011. An appointed member shall not serve more than two consecutive full terms, in addition to any partial term. In the event of a vacancy in an appointed position by death, resignation, removal for misconduct, incompetence, or neglect of duty, or otherwise, the governor shall appoint a member to fill the position for the remainder of the unexpired term.~~

~~(8) On or before October 1, 2012, and~~ On or before October 1 of each even-numbered year, ~~thereafter,~~ the board shall report to the judiciary committees of the senate and the house of representatives, or any successor committees, on the implementation of this part 17 and the results achieved. The report shall include, but need not be limited to, the items listed in section 24-33.5-1706 (2).

**SECTION 64.** In Colorado Revised Statutes, 24-37.7-102, **amend** (2) introductory portion, (2)(b), (2)(d)(II), (2)(e), (2)(f), (2)(h), and (5) as follows:

**24-37.7-102. Statewide internet portal authority - creation - board.** (2) The governing body of the authority ~~shall be~~ IS a board of directors that ~~shall consist~~ CONSISTS of the following fifteen voting members:

~~(b) The head of one of the offices in the office of the governor appointed by~~ The governor OR THE GOVERNOR'S DESIGNEE;

~~(d) (II) The members from the private sector shall serve for terms of four years; each; except that of those members first appointed to the board, the terms of office shall be as follows:~~ THE TERMS SHALL BE STAGGERED SO THAT ONLY ONE MEMBER'S TERM EXPIRES IN ONE YEAR.

~~(A) One shall be appointed for two years; and~~

~~(B) One shall be appointed for three years.~~

(e) One member representing the judicial department of the state

appointed by the chief justice of the supreme court. If the appointee of the chief justice is not able to attend a meeting of the board, a designee of the person appointed by the chief justice may serve on the board if designated in writing by the chief justice's appointee. The appointee of the chief justice shall give written notice to the executive director OF THE AUTHORITY of ~~his or her~~ THE APPOINTEE'S designee.

(f) Two members of the senate, one of whom is appointed by the president of the senate and one of whom is appointed by the minority leader of the senate, and two members of the house of representatives, one of whom is appointed by the speaker of the house of representatives and one of whom is appointed by the minority leader of the house of representatives. Each of these four members shall exhibit a background in information management and technology or have experience as members of an oversight committee for information management and technology. ~~The appointment of the members to the board by the minority leaders of the senate and house of representatives shall be made as soon as practicable after May 28, 2013.~~

(h) The chief information officer of the office of information technology created in section 24-37.5-103, or the chief information officer's designee. The chief information officer shall give written notice to the executive director OF THE AUTHORITY of ~~his or her~~ THE OFFICER'S designee.

(5) (a) Except as provided in ~~paragraph (b) of this subsection~~ (5) SUBSECTION (5)(b) OF THIS SECTION, each member shall serve until ~~his or her~~ A successor has been appointed. ~~and qualified~~. The person making the original appointment shall fill any vacancy by appointment for the remainder of an unexpired term.

~~(b) The terms of the members appointed by the speaker of the house of representatives and the president of the senate and who are serving on May 28, 2013, are extended to and expire or terminate on the convening date of the first regular session of the seventieth general assembly. The terms of the members initially appointed by the minority leaders of the senate and house of representatives expire or terminate on the convening date of the first regular session of the seventieth general assembly. As soon as practicable after such convening date, the speaker, the president, and the minority leaders shall each appoint or reappoint one member in the same manner as provided in paragraph (f) of subsection (2) of this section. Thereafter,~~ The terms of members appointed or reappointed by the speaker,

the president, and the minority leaders shall expire on the convening date of the first regular session of each general assembly, and all subsequent appointments and reappointments by the speaker, the president, and the minority leaders shall be made as soon as practicable after such convening date. Members appointed or reappointed by the speaker, the president, and the minority leaders shall serve at the pleasure of the appointing authority and shall continue in office until the member's successor is appointed.

**SECTION 65.** In Colorado Revised Statutes, **amend** 24-46-102 as follows:

**24-46-102. Colorado economic development commission - creation - membership - definition.** ~~(1) Effective July 1, 1996, the Colorado economic development commission is abolished and the terms of the members of the commission serving as such immediately prior to June 30, 1996, are terminated.~~

~~(2)~~ (1) There is hereby created the Colorado economic development commission in the Colorado office of economic development, referred to in this ~~article~~ ARTICLE 46 as the "commission".

~~(3)~~ (2) (a) The commission ~~shall consist~~ CONSISTS of the governor or the governor's designee and ~~eight~~ TEN members who shall be appointed ~~no later than August 1, 1996,~~ as follows:

(I) Four members shall be appointed by the governor, ONE OF WHOM MUST BE FROM WEST OF THE CONTINENTAL DIVIDE AND ONE OF WHOM MUST BE FROM THE EASTERN SLOPE FROM A PREDOMINANTLY RURAL AREA;

(II) ~~two~~ THREE members shall be appointed by the speaker of the house of representatives, ~~and~~ ONE OF WHOM MUST HAVE ADVANCED INDUSTRY BUSINESS AND RESEARCH EXPERIENCE. IN MAKING THIS APPOINTMENT, THE SPEAKER SHALL GIVE PREFERENCE TO A PERSON WHOSE EXPERIENCE IS IN MORE THAN ONE ADVANCED INDUSTRY.

(III) ~~two~~ THREE members shall be appointed by the president of the senate, ONE OF WHOM MUST HAVE ADVANCED INDUSTRY BUSINESS AND RESEARCH EXPERIENCE. IN MAKING THIS APPOINTMENT, THE PRESIDENT SHALL GIVE PREFERENCE TO A PERSON WHOSE EXPERIENCE IS IN MORE THAN ONE ADVANCED INDUSTRY.

(b) A MEMBER OF THE GENERAL ASSEMBLY SHALL NOT BE APPOINTED AS A MEMBER OF THE COMMISSION.

(c) A MEMBER SERVES AT THE PLEASURE OF THE MEMBER'S APPOINTING AUTHORITY.

~~(b) On and after September 1, 2013, the commission includes two additional members to represent advanced industries. The speaker of the house of representatives and the president of the senate shall each appoint one member, and these members must have advanced industry business and research experience. In making these appointments, the speaker and the president shall give preference to a person whose experience is in more than one advanced industry.~~

~~(c) No member of the general assembly shall be appointed as a member of the commission. The governor shall appoint at least one person from west of the continental divide and one person from the eastern slope predominately from the rural area. Members shall serve at the pleasure of their appointing authority.~~

(d) As used in this ~~subsection (3)~~ SUBSECTION (2), "advanced industry" means the following industries:

- (I) Advanced manufacturing;
- (II) Aerospace;
- (III) Bioscience;
- (IV) Electronics;
- (V) Energy and natural resources;
- (VI) Infrastructure engineering; and
- (VII) Information technology.

~~(4) (3) No later than July 1, 2018, and~~ Each July 1, thereafter, the commission shall schedule an orientation with office of economic development staff in order to receive an official overview of the statutory

requirements for a production company to earn a performance-based incentive for film production in Colorado as set forth in sections 24-48.5-114 and 24-48.5-116.

**SECTION 66.** In Colorado Revised Statutes, 24-46-202, **amend** (1)(b) as follows:

**24-46-202. Venture capital authority - board - staffing fund - bonds - enterprise fund - distribution of proceeds.** (1) (b) (I) The governing body of the authority ~~shall be~~ IS a board of directors consisting of nine members, of whom five shall be appointed by the governor, two shall be appointed by the president of the senate, and two shall be appointed by the speaker of the house of representatives. Board members ~~shall~~ MUST be residents of this state. Board members ~~shall~~ MUST have experience in venture capital, investment banking, institutional investment, fund management, or banking. A board member shall not have a business relationship with a current or proposed fund manager in the previous three years or for at least three years after an allocation of certified capital. Each member shall serve until a successor has been appointed. ~~and qualified.~~ Any member ~~shall be~~ IS eligible for reappointment. The person making the original appointment shall fill any vacancy by appointment for the remainder of an unexpired term.

(II) ~~(A) Subject to sub-subparagraph (B) of this subparagraph~~ ~~(H)~~; The members of the board shall serve four-year terms; ~~expiring~~ EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FOUR MEMBERS' TERMS EXPIRE IN THE SAME YEAR. THE TERMS EXPIRE on May 5 of each year.

~~(B) The speaker and the president shall each appoint one member with an initial term of two years and one member with an initial term of three years. Of the members appointed by the governor, two shall have initial terms of one year, two shall have initial terms of two years, and one shall have an initial term of three years.~~

**SECTION 67.** In Colorado Revised Statutes, 24-48.5-303, **amend** (2) as follows:

**24-48.5-303. Council on creative industries - establishment of council - members - term of office - chair - compensation.** (2) ~~On and~~



~~after July 1, 1990,~~ Members appointed to the council, except the chair, shall hold office for terms of three years, commencing on July 1 of the year of appointment. Members of the council, except the chair, ~~shall~~ ARE not be eligible to serve for more than two consecutive terms nor be eligible for reappointment to the council during the three-year period following the expiration of the second of two consecutive terms. Members of the council shall hold office until the expiration of the appointed terms or until successors are duly appointed. Any vacancy occurring on the council other than by expiration of term shall be filled by the governor by the appointment of a qualified person for the unexpired term.

**SECTION 68.** In Colorado Revised Statutes, 24-49.7-103, **amend** (2)(b) introductory portion, (2)(c), and (3) as follows:

**24-49.7-103. Colorado tourism office - creation - board of directors - definitions.** (2) (b) Eleven members shall be appointed by the governor and confirmed by the senate. Two of such members shall represent small business owners and two shall be residents of a small community. ~~For the purposes of AS USED IN this subsection (2),~~ "small business" shall be defined for each representative industry by the association that represents that industry and "small community" shall mean a city or town with fewer than fifty persons employed full-time in tourism-based industries in such city or town or a permanent population of less than fifteen thousand people. ~~The governor shall appoint the initial members of the board on or before August 1, 2000.~~ Of the members appointed by the governor, two shall be appointed at large from tourism-based industries and one member shall be appointed from each of the following industries and groups from lists submitted by such industries and groups:

(c) Two members shall be from the house of representatives to be appointed as follows: One member shall be appointed by the speaker of the house of representatives, and one member shall be appointed by the minority leader of the house of representatives. Two members shall be from the senate to be appointed as follows: One member shall be appointed by the president of the senate, and one member shall be appointed by the minority leader of the senate. The four legislative members shall be appointed as soon as practicable after the convening date of the first regular session of each general assembly. ~~except that the initial four legislative members appointed from the sixty-fifth general assembly shall be appointed no later than August 1, 2005.~~ Terms of members appointed pursuant to this

~~paragraph (c)~~ SUBSECTION (2)(c) shall expire on the convening date of the first regular session of each general assembly. Subsequent appointments or reappointments shall be made as soon as practicable after such convening date, and members shall continue in office until the member's successor is appointed. Legislative members may be appointed for succeeding terms as long as they are serving as members of the general assembly. The person making the original appointment shall fill any vacancy by appointment for the remainder of an unexpired term.

(3) The term of each member appointed by the governor shall be IS four years; except that of such members initially appointed, two shall be appointed for a term of one year, three shall be appointed for a term of two years, three shall be appointed for a term of three years, and three shall be appointed for a term of four years THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. A member appointed by the governor to fill a vacancy arising other than by expiration of a member's term shall be appointed for the unexpired term of the member whom he or she is to succeed and any such appointment shall be made within ninety days after the vacancy occurs. Any member appointed by the governor shall be eligible for reappointment for one additional four-year term.

**SECTION 69.** In Colorado Revised Statutes, 24-49.9-101, **amend** (3)(c)(II) and (3)(c)(IV); and **repeal** (3)(c)(I) as follows:

**24-49.9-101. Colorado channel authority - creation - legislative declaration.** (3) (c) (I) ~~Of the members initially appointed to the board, the members appointed by the governor each serve for terms of two years; the member appointed by the chief justice serves for a term of two years; the members of the house of representatives and the senate appointed by the minority leaders of the house of representatives and the senate each serve for a term of three years so long as they also serve as members of the house of the general assembly from which they are appointed; the members of the house of representatives and the senate appointed by the speaker of the house of representatives and the president of the senate each serve for a term of four years so long as they also serve as members of the house of the general assembly from which they are appointed; and the member appointed by the president of the senate and the speaker of the house of representatives serves for a term of two years.~~

~~(II) Thereafter, Members of the board appointed under subparagraph (III), (IV), (V), or (VI) of paragraph (b) of this subsection (3) SUBSECTION (3)(b)(III), (3)(b)(IV), (3)(b)(V), OR (3)(b)(VI) OF THIS SECTION serve for terms of four years so long as they also serve as members of the house of the general assembly from which they are appointed. and Other members of the board serve for terms of four years; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE MEMBERS' TERMS EXPIRE IN THE SAME YEAR.~~

(IV) An appointed member ~~shall be~~ IS eligible for reappointment. Members of the board may be removed by the appointing authorities for cause, after a public hearing, and may be suspended by the appointing authority pending the completion of the hearing.

**SECTION 70.** In Colorado Revised Statutes, 24-51-203, **amend** (1) introductory portion, (1)(b), (1)(c), (1)(d), (1.5) introductory portion, and (3) as follows:

**24-51-203. Board - composition and election.** (1) The board ~~shall consist~~ CONSISTS of the following fifteen trustees:

~~(b) Four members of the state division elected by the members of that division, at least one of whom shall be an employee of a state institution of higher education and at least one of whom shall not be an employee of a state institution of higher education until, on or after January 1, 2007, one of those trustee positions, unless it is the sole position held by an employee of a state institution of higher education, is vacated and thereafter there shall be~~ Three members of the state division elected by the members of that division, at least one of whom shall be an employee of a state institution of higher education and at least one of whom shall not be an employee of a state institution of higher education;

~~(c) Five members of the school division elected by the members of that division until, on or after January 1, 2007, one of those trustee positions is vacated and thereafter there shall be~~ Four members of the school division elected by the members of that division;

~~(d) Two members of the local government division elected by the members of that division until, on or after January 1, 2007, one of those trustee positions is vacated and thereafter there shall be~~ One member of the

local government division elected by the members of that division;

(1.5) In addition to the board members specified in subsection (1) of this section, there shall be one ex officio board member from the Denver public schools division. ~~The first term of the ex officio board member appointed pursuant to this subsection (1.5) shall be from May 21, 2009, until December 31, 2009, and the person to serve such term shall be appointed by the Denver public schools retirement system board of trustees. The second term of the ex officio member shall be from January 1, 2010, through June 30, 2012, and the person to serve such term shall be appointed by the Denver public schools board of education. The ex officio board member to serve for the term starting July 1, 2012, and each term thereafter shall be elected by the Denver public schools division through a Denver public schools division member election administered by the association. The Denver public schools division ex officio member position shall exist~~ EXISTS so long as the Denver public schools division remains as a separate division of the association. The Denver public schools division ex officio member shall be a member or retiree of the Denver public schools division and shall be treated like all other members of the board, subject to the following:

(3) ~~The term for each of the initial three appointed trustees shall be determined~~ APPOINTED by the governor and ~~shall be staggered with a one-year term, a two-year term, and a three-year term with no trustee assigned the same term length. After each of the initial terms conclude, the term for appointed trustees shall be~~ IS four years; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN ONE TRUSTEE'S TERM EXPIRES IN ONE YEAR. Appointed trustees may be reappointed to the board for an unlimited number of terms.

**SECTION 71.** In Colorado Revised Statutes, 24-80-201.5, **amend** (2)(b) as follows:

**24-80-201.5. State historical society - board - appointment - powers and duties.** (2) (b) ~~Except as otherwise provided in this subsection (2)(b), members of the board serve three-year terms. Of the appointments of members to fill the four new positions created on October 1, 2018, the governor shall designate:~~

~~(f) One member of the board to have a term expiring on July 1,~~

2019;

~~(H) One member of the board to have a term expiring on July 1, 2020; and~~

~~(HH) Two members of the board to have terms expiring on July 1, 2021. Thereafter,~~ The terms of the members of the board are three years; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FIVE MEMBERS' TERMS EXPIRE IN THE SAME YEAR.

**SECTION 72.** In Colorado Revised Statutes, 24-82-108, **amend** (2)(a) as follows:

**24-82-108. State capitol building advisory committee - creation - repeal.** (2) (a) (I) The state capitol building advisory committee ~~shall be composed~~ CONSISTS of the following twelve members:

(A) Three members appointed by the speaker of the house of representatives, at least one of whom shall be a member of the house of representatives who has served at least one year in the house of representatives;

(B) Three members appointed by the president of the senate, at least one of whom shall be a member of the senate who has served at least one year in the senate;

(C) ~~Three~~ FOUR members appointed by the governor, AT LEAST ONE OF WHOM MUST BE an architect ~~appointed by the governor~~; who is a person knowledgeable about the historic and architectural integrity of the state capitol building; and

(D) The following ex officio members: The president of the state historical society or a designee of the president; and the executive director of the department of personnel or a designee of the executive director. ~~Of the members scheduled to be appointed by the speaker of the house of representatives on July 1, 2001, one shall serve a term of one year and two shall serve terms of two years. Except as provided in subparagraph (H) of this paragraph (a), all members appointed by the speaker of the house of representatives thereafter shall serve two-year terms. Of the members scheduled to be appointed by the president of the senate on July 1, 2001,~~

~~one shall serve a term of one year and two shall serve terms of two years. Except as provided in subparagraph (H) of this paragraph (a), all members appointed by the president of the senate thereafter shall serve two-year terms. Of the members scheduled to be appointed by the governor on July 1, 2000, one member shall serve a term of one year, one member shall serve a term of two years, and two members shall serve terms of three years.~~

(II) All members appointed by the governor thereafter shall serve two-year terms; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE MEMBERS' TERMS EXPIRE IN THE SAME YEAR.

~~(H) (III) The terms of the members appointed by the speaker of the house of representatives and the president of the senate and who are serving on March 22, 2007, shall be extended to and expire on or shall terminate on the convening date of the first regular session of the sixty-seventh general assembly. As soon as practicable after such convening date, the speaker and the president shall appoint or reappoint members in the same manner as provided in subparagraph (I) of this paragraph (a). Thereafter, The terms of members appointed or reappointed by the speaker and the president shall expire on the convening date of the first regular session of each general assembly, and all subsequent appointments and reappointments by the speaker and the president shall be made as soon as practicable after such convening date. The person making the original appointment or reappointment shall fill any vacancy by appointment for the remainder of an unexpired term. Members appointed or reappointed by the president and the speaker shall serve at the pleasure of the appointing authority and shall continue in office until the member's successor is appointed.~~

**SECTION 73.** In Colorado Revised Statutes, **amend** 25-1-103 as follows:

**25-1-103. State board of health created.** (1) (a) There is created a THE state board of health, referred to in this part 1 as the "board". The board consists of ~~nine~~ THE FOLLOWING members ~~of which one member must be~~ appointed by the governor, with the consent of the senate:

- (I) ONE MEMBER from each congressional district IN THE STATE; and
- (II) ~~the remainder~~ TWO MEMBERS from the state at large.

(b) A vacancy on the board occurs whenever any member moves out of the congressional district from which ~~he or she~~ THE MEMBER was appointed. A member who moves out of such congressional district shall promptly notify the governor of the date of ~~his or her~~ THE MEMBER'S move, but the notice is not a ~~condition precedent to the occurrence of~~ REQUIRED FOR the vacancy TO OCCUR. The governor shall fill ~~the~~ ANY vacancy by appointment for the unexpired term.

(c) No more than ~~five~~ A MINIMUM MAJORITY OF THE members of the board ~~shall~~ MAY be ~~members of~~ AFFILIATED WITH the same ~~major~~ political party.

(d) ~~Appointments made to take effect on January 1, 1983, shall be made in accordance with section 24-1-135. Appointments thereafter are made, with the consent of the senate, for terms of four years each and made so~~ THE TERM OF OFFICE FOR EACH APPOINTED MEMBER IS FOUR YEARS. IN MAKING APPOINTMENTS TO THE BOARD, THE GOVERNOR SHALL ENSURE that no business or professional group constitutes a majority of the board. In making appointments to the board, the governor is encouraged to include representation by at least one member who is a person with a disability, as defined in section 24-34-301 (2.5), a family member of a person with a disability, or a member of an advocacy group for persons with disabilities if the other requirements of this subsection (1) are met.

(2) ~~The first vacancy that occurs on the board after July 1, 1977, shall be filled by the appointment of a person who is then serving as a county commissioner. Thereafter, as vacancies occur and terms expire, There shall always be one county commissioner member on the board. Whenever a county commissioner ceases to hold the office of county commissioner, he~~ THE COMMISSIONER ceases to hold ~~his~~ A position as a member of the board. A county commissioner shall not vote on any matter coming before the board ~~which~~ THAT affects ~~his~~ THE COMMISSIONER'S county in a manner significantly different from the manner in which it affects other counties.

**SECTION 74.** In Colorado Revised Statutes, 25-1-107.5, **amend** (6)(a) introductory portion as follows:

**25-1-107.5. Additional authority of department - rules - remedies against nursing facilities - criteria for recommending**

**assessments for civil penalties - cooperation with department of health care policy and financing - nursing home penalty cash fund - nursing home innovations grant board - reports - transfer of contracts to the department.** (6) (a) ~~No later than September 1, 2014, the department of health care policy and financing shall establish the nursing home innovations grant board under the department of health care policy and financing either directly or by contract with or grant to any public agency or appropriate private nonprofit organization~~ THE NURSING HOME INNOVATIONS GRANT BOARD IS CREATED. On and after July 1, 2021, the powers, duties, and functions related to the board are transferred from the department of health care policy and financing to the department by a **type 2** transfer as such transfer is defined in the "Administrative Organization Act of 1968", article 1 of title 24. The department, in consultation with stakeholders, shall determine the appropriate entity to administer the board. The board consists of ten members as follows:

**SECTION 75.** In Colorado Revised Statutes, 25-3-115, **amend** (1)(a) introductory portion as follows:

**25-3-115. Stroke advisory board - creation - membership - duties - report - definition - repeal.** (1) (a) There is ~~hereby~~ created in the department the stroke advisory board, the purpose of which is to evaluate potential strategies for stroke prevention and treatment and develop a statewide needs assessment identifying relevant resources. ~~No later than August 1, 2013,~~ The governor shall appoint eighteen members to the stroke advisory board as follows:

**SECTION 76.** In Colorado Revised Statutes, 25-7-103.5, **amend** (3)(d) and (3)(f) as follows:

**25-7-103.5. Air quality enterprise - legislative declaration - fund - definitions - gifts, grants, or donations - rules - report - repeal.** (3) **Enterprise.** (d) (I) The enterprise is governed by a board of directors. The board consists of:

(A) The executive director or the executive director's designee;

(B) THE FOLLOWING MEMBERS APPOINTED BY THE GOVERNOR: Two members of the commission; ~~appointed by the governor,~~ two ~~governor appointees to serve~~ as representatives of fee payers with expertise in field



engineering or environmental management; one ~~governor appointee~~ MEMBER with significant private sector experience in the field of business management; and four ~~governor appointees~~ MEMBERS who are highly qualified and professionally active or engaged in the conduct of scientific research, including at least two who are experts in atmospheric or air quality modeling, monitoring, assessment, and research and one member who is a toxicologist, epidemiologist, pathologist, pulmonologist, cardiologist, or expert in a similar field related to the public health or environmental effects of air pollutants.

(II) To the extent practicable, at least two of the governor appointees must be individuals who have a record of peer-reviewed publications and who are affiliated with, currently hold, or have held academic or equivalent appointments at universities, federal laboratories, or other research institutions.

(f) The term of office of appointed board members is three years. ~~except that the initial terms of two board members as determined by the executive director or the executive director's designee are two years.~~

**SECTION 77.** In Colorado Revised Statutes, 25-7-109.2, **amend** (4) as follows:

**25-7-109.2. Small business stationary source technical and environmental compliance assistance program - repeal.** (4) ~~The terms of those members of the panel initially appointed by the governor, the speaker of the house of representatives, and the minority leader of the house of representatives shall expire on January 31, 1994. The terms of those members initially appointed by the president of the senate, the minority leader of the senate, and the executive director of the department of public health and environment shall expire on January 31, 1995. Thereafter, Members of the panel shall serve for terms of three years; such terms to commence~~ EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FOUR MEMBERS' TERMS EXPIRE IN THE SAME YEAR. EACH TERM COMMENCES on February 1 of the year of appointment. Vacancies occurring during the term of office of any member of the panel shall be filled for the unexpired portion of the regular term in the same manner as for the original appointment.

**SECTION 78.** In Colorado Revised Statutes, 25-7-1303, **amend** (4)

as follows:

**25-7-1303. Southern Ute Indian tribe/state of Colorado environmental commission created.** (4) The commission ~~shall consist~~ CONSISTS of three members appointed by the tribe and three members appointed by the governor. ~~The initial members appointed by the governor shall serve terms as follows: One member shall serve until July 1, 2001, one member shall serve until July 1, 2002, and one member shall serve until July 1, 2003.~~ All subsequent Appointments by the governor shall be for terms of three years; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN TWO MEMBERS' TERMS EXPIRE IN THE SAME YEAR. The governor's appointees shall be residents of the state of Colorado. At least two of such appointees shall be residents of either Archuleta or La Plata county and at least one of such appointees shall reside on fee land.

**SECTION 79.** In Colorado Revised Statutes, 25-8-201, **amend** (1)(a) as follows:

**25-8-201. Water quality control commission created.** (1) (a) There is ~~hereby~~ created in the department of public health and environment a water quality control commission ~~which~~ THAT shall exercise its powers and perform its duties and functions as if it were transferred to said department by a **type 1** transfer. The commission ~~shall consist~~ CONSISTS of nine citizens of the state who shall be appointed by the governor, with the consent of the senate, for terms of three years; ~~each;~~ except that ~~of the members appointed to take office in 1984, one shall be appointed for a one-year term, one shall be appointed for a two-year term, and three shall be appointed for three-year terms~~ THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FIVE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. Members of the commission shall be appointed so as to achieve geographical representation and to reflect the various interests in water in the state. At least two members shall reside in that portion of the state ~~which~~ THAT is west of the continental divide.

**SECTION 80.** In Colorado Revised Statutes, 25-8.5-105, **amend** (1)(d) as follows:

**25-8.5-105. Authority members.** (1) The following entities shall be members of the authority:

(d) A total of seven members shall be appointed by the governor to represent sports persons, recreational users, and concerned citizens. A minimum of two of these appointees shall be residents of Colorado and shall be from bona fide sports persons' or recreational organizations that have members who use the reservoir. A minimum of two of these appointees shall be from bona fide citizen or environmental organizations interested in preserving water quality with members who use the reservoir or live within Cherry Creek basin. At least three of the appointed members shall have backgrounds in or professional training regarding water quality issues. ~~A simple majority of the appointed members shall be appointed to four-year terms, the remainder shall be appointed to initial two-year terms, and the members appointed to fill the vacancies upon expiration of such two-year terms shall serve four-year terms. The governor may replace any appointed member with a new member by appointment every four years~~ THE TERM OF APPOINTMENT IS FOUR YEARS; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FOUR MEMBERS' TERMS EXPIRE IN THE SAME YEAR.

**SECTION 81.** In Colorado Revised Statutes, 25-9-103, **amend** (1) introductory portion and (2) as follows:

**25-9-103. Water and wastewater facility operators certification board - composition - repeal of article.** (1) There is ~~hereby~~ created the water and wastewater facility operators certification board, which constitutes a section of the division of administration of the department and consists of the following ten members APPOINTED BY THE GOVERNOR:

(2) ~~All members of the board shall be appointed by the governor.~~ At least four of the voting members of the board shall be certified water or wastewater facility operators, including representatives of both the water and wastewater industries.

**SECTION 82.** In Colorado Revised Statutes, 25-15-302, **amend** (1)(a) as follows:

**25-15-302. Solid and hazardous waste commission - creation - membership - rules - fees - administration - definition.** (1) (a) There is ~~hereby~~ created in the department of public health and environment a THE solid and hazardous waste commission, referred to in this part 3 as the "commission", which shall exercise its powers and perform its duties and

functions as if it were transferred to said department by a **type 1** transfer. The commission ~~shall consist~~ CONSISTS of nine citizens of the state who shall be appointed by the governor, with the consent of the senate, for terms of three years; ~~each; except that of the members appointed to take office initially, three shall be appointed for one-year terms, three shall be appointed for two-year terms, and three shall be appointed for three-year terms~~ THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. Members of the commission shall be appointed so as to achieve geographical representation and to reflect the various interests in waste management in the state.

**SECTION 83.** In Colorado Revised Statutes, 25-20.5-406, **amend** (2)(a) introductory portion as follows:

**25-20.5-406. State review team - creation - membership - vacancies.** (2) (a) ~~On or before September 1, 2013;~~ The governor shall appoint eighteen voting members of the state review team specified in this ~~paragraph (a)~~ SUBSECTION (2)(a) as follows:

**SECTION 84.** In Colorado Revised Statutes, 25-25-104, **amend** (2) and (3)(a) as follows:

**25-25-104. Colorado health facilities authority - creation - membership - appointment - terms - vacancies - removal.** (2) The governing body of the authority ~~shall be~~ IS a board of directors, which ~~shall consist~~ CONSISTS of seven members ~~to be~~ appointed by the governor, with the consent of the senate. ~~Such~~ THE members shall be residents of the state. No more than four of the members ~~shall be of~~ MAY BE AFFILIATED WITH the same political party. ~~The members of the board first appointed shall serve for terms to be designated by the governor, expiring on June 30 of each year beginning in 1978 and ending in 1984. Persons holding office on June 15, 1987, are subject to the provisions of section 24-1-137, C.R.S. Thereafter, upon the expiration of the term of any member, his successor~~ MEMBERS OF THE BOARD shall be appointed for ~~a term~~ TERMS of four years; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. Each member shall serve until ~~his~~ THE MEMBER'S resignation or, in the case of a member whose term has expired, until ~~his~~ A successor has been appointed. ~~and qualified.~~ Any member shall be eligible for reappointment. The governor shall fill any vacancy by appointment for the remainder of an unexpired term. ~~Any member~~

~~appointed by the governor when the general assembly is not in regular session, whether appointed for an unexpired term or for a full term, shall be deemed to be duly appointed and qualified until the appointment of such member is approved or rejected by the senate. Such appointment shall be submitted to the senate for its approval or rejection during the next regular session of the general assembly following the appointment.~~

(3) (a) Any member of the board may be removed by the governor for misfeasance, malfeasance, willful neglect of duty, or other cause. ~~after notice and a public hearing, unless such notice and hearing shall be expressly waived in writing.~~

**SECTION 85.** In Colorado Revised Statutes, 25.5-1-301, **amend** (1) and (2) as follows:

**25.5-1-301. Medical services board - creation.** (1) (a) There is created in the state department a THE medical services board, referred to in this part 3 as the "board". The board consists of ~~eleven~~ members appointed by the governor with the consent of the senate AS FOLLOWS:

(I) ONE MEMBER FROM EACH CONGRESSIONAL DISTRICT IN THE STATE; AND

(II) THREE MEMBERS FROM THE STATE AT LARGE.

(b) The governor shall appoint persons to the board who have knowledge of medical assistance programs, and one or more of the appointments may include a person or persons who have received services through programs administered by the department within two years of the date of appointment.

(c) No more than ~~six~~ A MINIMUM MAJORITY OF THE members of the board ~~shall be members of~~ MAY BE AFFILIATED WITH the same political party. ~~Of the eleven members appointed to the board, at least one must be appointed from each congressional district.~~

(d) In making appointments to the board, the governor shall include:

(I) ONE MEMBER FROM THE PRIVATE SECTOR WHO HAS EXPERIENCE WITH THE DELIVERY OF HEALTH CARE;

(II) ONE MEMBER WHO HAS EXPERIENCE OR EXPERTISE IN CARING FOR MEDICALLY UNDERSERVED CHILDREN; AND

(III) Representation by at least one member who is a person with a disability, as defined in section 24-34-301 (2.5), a family member of a person with a disability, or a member of an advocacy group for persons with disabilities, provided that the other requirements of this subsection (1) are met.

~~(2) Members shall serve~~ EACH MEMBER SERVES at the pleasure of the governor for a term of four years; except that ~~of the members first appointed, three shall serve for a term of two years and three shall serve for a term of three years. On July 1, 2001, the governor shall appoint one member from the private sector to the board who shall have experience with the delivery of health care, who shall be appointed for a term of two years, and one member who shall have experience or expertise in caring for medically underserved children, who shall be appointed for a term of three years~~ THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN A MINIMUM MAJORITY OF MEMBERS' TERMS EXPIRE IN THE SAME YEAR.

**SECTION 86.** In Colorado Revised Statutes, 25.5-1-602, **amend** (1) introductory portion, (1)(d), and (2) as follows:

**25.5-1-602. Commission created - composition - terms of office.**

(1) There is ~~hereby~~ created, in the department of health care policy and financing, the commission on family medicine, referred to in this part 6 as the "commission". ~~No more than four members of the commission appointed by the governor pursuant to subsection (1)(d) of this section may be members of the same major political party. A vacancy on the commission occurs whenever any health-care consumer member moves out of the congressional district from which he or she was appointed. A health-care consumer member who moves out of the congressional district shall promptly notify the governor of the date of the move, but notice is not a condition precedent to the occurrence of the vacancy. The governor shall fill the vacancy by appointment for the unexpired term. The commission consists of the following members:~~

(d) A health-care consumer to be appointed by the governor from each congressional district in the state. NO MORE THAN A MINIMUM MAJORITY OF THE MEMBERS OF THE COMMISSION APPOINTED BY THE

GOVERNOR PURSUANT TO THIS SUBSECTION (1)(d) MAY BE AFFILIATED WITH THE SAME POLITICAL PARTY. A VACANCY ON THE COMMISSION OCCURS WHENEVER ANY HEALTH-CARE CONSUMER MEMBER MOVES OUT OF THE CONGRESSIONAL DISTRICT FROM WHICH THE MEMBER WAS APPOINTED. A HEALTH-CARE CONSUMER MEMBER WHO MOVES OUT OF THE CONGRESSIONAL DISTRICT SHALL PROMPTLY NOTIFY THE GOVERNOR OF THE DATE OF THE MOVE, BUT NOTICE IS NOT NECESSARY FOR THE VACANCY TO OCCUR. THE GOVERNOR SHALL FILL THE VACANCY IN ACCORDANCE WITH SUBSECTION (2) OF THIS SECTION.

(2) The members appointed under subsection (1)(d) of this section serve three-year terms. All members serve at the pleasure of the governor. THE GOVERNOR SHALL FILL ANY VACANCY BY APPOINTMENT FOR THE REMAINDER OF THE UNEXPIRED TERM.

**SECTION 87.** In Colorado Revised Statutes, **amend 25.5-4-203** as follows:

**25.5-4-203. Advisory council established.** (1) There is hereby created a THE state medical assistance and services advisory council, referred to in this ~~article~~ ARTICLE 4 as the "advisory council", consisting of sixteen members, AS FOLLOWS:

(a) ~~Ex officio members of the advisory council shall be~~ The executive ~~directors~~ DIRECTOR of the state department and the EXECUTIVE DIRECTOR OF THE department of health, THE EXECUTIVE DIRECTORS' DESIGNEES, or ~~their~~ THE EXECUTIVE DIRECTORS' successors in function, AS EX OFFICIO MEMBERS; AND

(b) ~~The remaining members of the advisory council shall be~~ FOURTEEN MEMBERS, appointed by the governor and ~~shall be~~ chosen by ~~him~~ THE GOVERNOR to represent the various areas of medical services and the public AS FOLLOWS:

(I) ~~Specifically included shall be~~ Two members who are doctors of medicine licensed in this state;

(II) One MEMBER WHO IS A doctor of osteopathy licensed in this state;

(III) One MEMBER WHO IS A dentist licensed in this state;

(IV) One MEMBER WHO IS AN optometrist licensed in this state;

(V) One MEMBER WHO IS AN owner or operator of a licensed nursing facility in this state;

(VI) One member who ~~shall represent~~ REPRESENTS licensed hospitals in this state;

(VII) One MEMBER WHO IS A pharmacist licensed in this state;

(VIII) One MEMBER WHO IS A professional nurse licensed in this state;

(IX) One member who has provided home health-care services for three years; ~~and~~

(X) Three members who are not directly associated with the areas of medical services to represent the public; AND

(XI) ~~The remaining~~ ONE member WHO may represent any other area of medical services not specifically enumerated but shall not be limited thereto.

(2) Members ~~shall~~ serve at the pleasure of the governor and ~~shall~~ receive no compensation but ~~shall be reimbursed~~ ARE ENTITLED TO REIMBURSEMENT for their actual and necessary expenses. The advisory council shall advise the state department on the provision of health and medical care services to recipients.

**SECTION 88.** In Colorado Revised Statutes, 26-1-107, **amend** (1) and (5)(c) as follows:

**26-1-107. State board of human services - rules.** (1) (a) There is created the state board of human services, referred to in this section as the "state board". The state board consists of nine members appointed by the governor, with the consent of the senate, for terms of four years. ~~each.~~ THE MEMBERS APPOINTED TO THE BOARD MUST BE RESIDENTS OF THE STATE OF COLORADO. THE GOVERNOR MAY REMOVE A MEMBER OF THE BOARD FOR



MISCONDUCT, INCOMPETENCE, OR NEGLECT OF DUTY.

~~(b) In making appointments to the board, the governor shall include representation by at least~~ THE BOARD CONSISTS OF:

(I) One member who is a person with a disability, as defined in section 24-34-301 (2.5), a family member of a person with a disability, or a member of an advocacy group for persons with disabilities;

(II) (A) THREE MEMBERS WHO SERVE AS COUNTY COMMISSIONERS OF ONE OF THE STATE'S COUNTIES.

(B) IF A BOARD MEMBER WHO IS CONCURRENTLY SERVING AS A COUNTY COMMISSIONER CEASES TO SERVE AS A COUNTY COMMISSIONER, THE MEMBER'S SEAT ON THE STATE BOARD SHALL BE DEEMED VACANT, AND THE GOVERNOR SHALL APPOINT A NEW COUNTY COMMISSIONER TO FILL THE VACANCY.

(C) A COUNTY COMMISSIONER, IN THE COMMISSIONER'S ROLE AS A BOARD MEMBER, SHALL NOT VOTE ON ANY MATTER COMING BEFORE THE STATE BOARD THAT AFFECTS THE COMMISSIONER'S COUNTY IN A MANNER DIFFERENT FROM OTHER COUNTIES.

(III) FIVE MEMBERS WHO ARE FROM THE PUBLIC AT LARGE.

~~(b) As vacancies occur, on and after July 1, 1973, appointments shall be made so that three of the members of the state board shall be appointed from among persons who are serving as county commissioners in this state. Whenever a county commissioner serving as a member of the state board ceases to hold the office of county commissioner, a vacancy on the state board shall occur, and the governor shall fill the vacancy by the appointment of a person who at the time is serving as a county commissioner. A county commissioner shall not vote on any matter coming before the state board which affects the county in which he is serving as commissioner in a manner different from other counties.~~

(5) (c) Any rules adopted by the executive director to implement the provisions of this title TITLE 26 or title 27, C.R.S., prior to March 25, 2009, whose content meets the definition of "board rules" shall continue to be effective until revised, amended, or repealed by the state board.

**SECTION 89.** In Colorado Revised Statutes, 26-6.8-103, **amend** (1) as follows:

**26-6.8-103. Tony Grampsas youth services board - members - duties.** (1) (a) There is ~~hereby~~ created the Tony Grampsas youth services board. ~~consisting~~ THE BOARD CONSISTS OF THE FOLLOWING MEMBERS:

(I) Four adult members appointed by the governor;

(II) Two youth members appointed by the governor;

(III) Three adult members appointed by the speaker of the house of representatives;

(IV) Two adult members appointed by the president of the senate;  
and

(V) One adult member appointed by the minority leader of the senate. ~~For the initial appointments, the governor shall appoint members to the board after the speaker of the house of representatives and the president and the minority leader of the senate have made appointments.~~

(b) No more than seven of the members appointed to the board ~~shall be members of~~ MAY BE AFFILIATED WITH the same political party.

~~(b)~~ (c) In addition to the appointed board members, the executive director OR THE EXECUTIVE DIRECTOR'S DESIGNEE shall serve as a member of the board.

~~(c) At the first meeting of the board, the members of the board shall choose a chairperson and a vice-chairperson.~~

(d) (I) In appointing adult members to the board, the governor, the speaker of the house of representatives, and the president and the minority leader of the senate shall:

(A) Choose persons who have a knowledge and awareness of innovative strategies for youth crime prevention and intervention services and for reducing the occurrence and reoccurrence of child abuse and neglect; and

(B) Appoint one or more persons who possess knowledge and awareness of early childhood care and education. ~~For purposes of this sub-subparagraph (B)~~ AS USED IN THIS SUBSECTION (1)(d)(I)(B), "early childhood" means younger than nine years of age.

(II) In appointing members to the board, the speaker of the house of representatives and the president of the senate shall each appoint at least one person who has a knowledge and awareness of student issues, including the causes of student dropout in secondary schools, as well as innovative strategies for reducing the dropout rate among secondary school students.

(III) In appointing members to the board, the governor shall:

(A) Appoint at least one person who is representative of a minority community;

(B) Appoint at least one person who is knowledgeable in the area of child abuse prevention; and

(C) Appoint at least one person who is knowledgeable in the area of community planning for youth violence prevention.

(IV) In appointing youth members to the board, the governor shall appoint members who are at least fifteen years of age and younger than twenty-six years of age.

(e) THE BOARD SHALL CHOOSE A CHAIR AND VICE-CHAIR FROM AMONG ITS MEMBERS.

~~(e) (f) (I) The appointed members of the board shall serve three-year terms; except that of the members first appointed, one of the members appointed by the governor shall serve a two-year term, two of the members appointed by the governor shall serve one-year terms, one of the members appointed by the speaker of the house of representatives shall serve a two-year term, and one of the members appointed by the president of the senate shall serve a two-year term. The respective appointing person shall choose those members who shall serve initial shortened terms~~ THE TERMS OF APPOINTED MEMBERS SHALL BE STAGGERED SO THAT NO MORE THAN A MINIMUM MAJORITY OF THE APPOINTED MEMBERS' TERMS EXPIRE IN THE SAME YEAR. If a vacancy arises in one of the appointed offices, the authority

making the original appointment shall fill the vacancy for the remainder of the term.

(II) Adult members of the board shall serve without compensation but may be reimbursed out of available appropriations for actual and necessary expenses incurred in the performance of their duties. Youth members of the board may receive a per diem as compensation for their service, which per diem may not exceed thirty dollars for each day upon which each youth member performs ~~his or her~~ THE MEMBER'S duties for the board. Youth members of the board may also be reimbursed out of available appropriations for actual and necessary expenses incurred in the performance of their duties.

~~(f)~~ (g) The board is authorized to meet, when necessary, via telecommunications.

**SECTION 90.** In Colorado Revised Statutes, **amend** 26-11-101 as follows:

**26-11-101. Commission on the aging created.** (1) (a) There is ~~hereby~~ created in the state department the Colorado commission on the aging, referred to in this ~~article~~ ARTICLE 11 as the "commission". ~~which shall consist of seventeen~~ THE COMMISSION CONSISTS OF members appointed by the governor, with the consent of the senate, AS FOLLOWS:

(I) Two members ~~shall be appointed~~ from each congressional district of the state, ~~one of whom shall be from each major~~ WHO MUST NOT BE AFFILIATED WITH THE SAME political party. ~~and, after July 1, 1976, and thereafter when a vacancy occurs, one of such members shall~~ AT LEAST ONE MEMBER APPOINTED PURSUANT TO THIS SUBSECTION (1)(a)(I) MUST be from west of the continental divide;

(II) ONE MEMBER FROM THE STATE AT LARGE;

(III) ONE MEMBER FROM THE MEMBERSHIP OF THE SENATE; AND

(IV) ONE MEMBER FROM THE MEMBERSHIP OF THE HOUSE OF REPRESENTATIVES.

(b) ~~A vacancy on the commission occurs whenever any member~~

~~moves out of the congressional district from which he or she was appointed. Any member who moves out of such congressional district shall promptly notify the governor of the date of such move, but such notice is not a condition precedent to the occurrence of the vacancy. The governor shall fill the vacancy as provided in subsection (2) of this section. Appointments made to take effect on January 1, 1983, shall be made in accordance with section 24-1-135, C.R.S. No more than nine A MINIMUM MAJORITY OF members of the commission shall be members of MAY BE AFFILIATED WITH the same major political party. One member shall be appointed from the state at large, one member shall be appointed from among the membership of the senate, and one member shall be appointed from among the membership of the house of representatives.~~

(c) Appointments to the commission shall comply with the requirements of the rules and regulations of the United States department of health and human services promulgated pursuant to Public Law 93-29, known as the "Older Americans Comprehensive Services Amendments of 1973", AS AMENDED, as such rules and regulations appear in ~~section 903.50~~ (e) PART 90 of title 45 of the code of federal regulations.

(d) In making appointments to the commission, the governor is encouraged to include representation by at least one member who is a person with a disability, a family member of a person with a disability, or a member of an advocacy group for persons with disabilities, provided that the other requirements of this subsection (1) are met.

(2) All members of the commission shall be appointed for terms of four years, ~~each~~, commencing July 1 in the year of appointment. Appointments to fill vacancies shall be for the unexpired term of the vacated office and shall be made in the same manner as original appointments.

(3)(a) Whenever a member of the senate or house of representatives serving as a member of the commission ceases to hold ~~his~~ office in the senate or house of representatives, a vacancy on the commission ~~shall occur~~ IS CREATED, and the governor shall fill the vacancy by the appointment of a similarly qualified person who at the time is holding office, as the case may be, in the senate or house of representatives.

(b) IF A MEMBER APPOINTED PURSUANT TO SUBSECTION (1)(a)(I) OF

THIS SECTION MOVES OUT OF THE CONGRESSIONAL DISTRICT FROM WHICH THE MEMBER WAS APPOINTED, A VACANCY IS CREATED. A MEMBER WHO MOVES OUT OF SUCH CONGRESSIONAL DISTRICT SHALL PROMPTLY NOTIFY THE GOVERNOR OF THE DATE OF SUCH MOVE, BUT SUCH NOTICE IS NOT REQUIRED FOR THE VACANCY TO OCCUR. THE GOVERNOR SHALL FILL THE VACANCY AS PROVIDED IN SUBSECTION (2) OF THIS SECTION.

**SECTION 91.** In Colorado Revised Statutes, 26-21-104, **amend** (2) introductory portion and (3)(a) as follows:

**26-21-104. Commission created - appointments.** (2) The commission consists of seven members APPOINTED BY THE GOVERNOR as follows:

(3) (a) ~~The governor shall appoint the commission members referenced in subsection (2) of this section. Beginning July 1, 2000, four of these commission members shall serve initial terms of four years, and three shall serve initial terms of six years. After the initial appointments of the commission members referenced in subsection (2) of this section, all subsequent appointees~~ MEMBERS shall serve terms of four years; except that THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FOUR MEMBERS' TERMS EXPIRE IN THE SAME YEAR. A member shall not serve more than two consecutive four-year terms.

**SECTION 92.** In Colorado Revised Statutes, **amend** 27-10.5-203 as follows:

**27-10.5-203. Establishment of state council.** (1) There is hereby created, within the office of the executive director of the department of human services, the Colorado developmental disabilities council. The powers, duties, and functions of the state council are transferred by a **type 1** transfer, as such transfer is defined by the "Administrative Organization Act of 1968", article 1 of title 24, ~~C.R.S.~~, to the department of human services. The state council shall operate in accordance with the federal "Developmental Disabilities Assistance and Bill of Rights Act of 2000", 42 U.S.C. sec. 15001 et seq.

(2) The state council ~~shall consist~~ CONSISTS of twenty-four members appointed by the governor for three-year terms; except that ~~of the members first appointed, one-third shall be appointed for one-year terms, one-third~~

~~shall be appointed for two-year terms, and one-third shall be appointed for three-year terms~~ THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN EIGHT MEMBERS' TERMS EXPIRE IN THE SAME YEAR. Vacancies shall be filled by appointment for the unexpired term.

(3) (a) The state council ~~shall~~ MUST at all times include in its membership REPRESENTATIVES OF THE FOLLOWING:

(I) ~~Representatives of~~ The principal state agencies, including the state agency that administers funds provided under the federal "Rehabilitation Act of 1973", the state agency that administers funds provided under the federal "Individuals with Disabilities Education Act", the state agency that administers funds provided under the federal "Older Americans Act of 1965", and the state agency that administers funds provided under Titles V and XIX of the federal "Social Security Act" for persons with developmental disabilities;

(II) THE University Centers for Excellence in Developmental Disabilities Education, Research, and Service;

(III) Nongovernmental agencies; and

(IV) Private nonprofit groups concerned with services and supports for persons with developmental disabilities.

(b) AT LEAST FOUR MEMBERS OF THE STATE COUNCIL MUST BE PERSONS WITH DEVELOPMENTAL DISABILITIES.

(c) AT LEAST FOUR MEMBERS OF THE STATE COUNCIL MUST BE FAMILY MEMBERS OR GUARDIANS OF PERSONS WITH MENTALLY IMPAIRING DEVELOPMENTAL DISABILITIES, WHO ARE NOT EMPLOYEES OF A STATE AGENCY THAT RECEIVES FUNDS OR PROVIDES SERVICES AND SUPPORTS UNDER THIS PART 2, AND WHO ARE NOT EMPLOYEES IMPLEMENTING PROGRAMS UNDER THE FEDERAL "SOCIAL SECURITY ACT" OR OF ANY OTHER ENTITY THAT RECEIVES FUNDS OR PROVIDES SERVICES AND SUPPORTS UNDER THIS PART 2. AT LEAST ONE INDIVIDUAL OF THE FOUR APPOINTED IN THIS SUBSECTION (3)(c) MUST BE AN IMMEDIATE RELATIVE OR GUARDIAN OF AN INSTITUTIONALIZED OR PREVIOUSLY INSTITUTIONALIZED PERSON WITH A DEVELOPMENTAL DISABILITY.

(d) AT LEAST HALF OF THE MEMBERSHIP OF THE STATE COUNCIL MUST BE INDIVIDUALS DESCRIBED IN SUBSECTION (3)(b) OR (3)(c) OF THIS SECTION, OR PARENTS OR GUARDIANS OF SUCH PERSONS WITH DEVELOPMENTAL DISABILITIES.

~~(4) At least one-half of the membership of the state council shall consist of persons who:~~

~~(a) Are persons with developmental disabilities;~~

~~(b) Are parents or guardians of such persons; or~~

~~(c) Are family members or guardians of persons with mentally impairing developmental disabilities, and who are not employees of a state agency which receives funds or provides services and supports under this part 2, and who are not employees implementing programs under the federal "Social Security Act" or of any other entity which receives funds or provides services and supports under this part 2.~~

~~(5) Of the members of the state council described in subsection (4) of this section:~~

~~(a) At least one-third shall be persons with developmental disabilities;~~

~~(b) At least one-third shall be individuals described in paragraph (c) of subsection (4) of this section, and at least one of such individuals shall be an immediate relative or guardian of an institutionalized or previously institutionalized person with a developmental disability.~~

~~(6) (4) Members of the state council shall serve without compensation but shall be ARE entitled to reimbursement for their expenses while attending regular and special meetings of the state council.~~

~~(7) (5) The state council shall operate in accordance with bylaws adopted by a quorum of its membership.~~

~~(8) (6) For the purposes of holding meetings of the STATE council, a quorum shall be a simple majority of the STATE council membership in attendance.~~



**SECTION 93.** In Colorado Revised Statutes, **amend** 27-65-131 as follows:

**27-65-131. Advisory board - service standards and rules.**

(1) (a) ~~An~~ THERE IS CREATED IN THE DEPARTMENT THE MENTAL HEALTH advisory board FOR SERVICE STANDARDS AND RULES, referred to as the "board" in this section, ~~to the department is established~~ for the purpose of assisting and advising the executive director in accordance with section 27-65-130 in the development of service standards and rules.

(b) The board consists of not less than eleven nor more than fifteen members appointed by the governor.

(c) The board includes:

(I) One representative each from the office of behavioral health, the department of human services, the department of public health and environment, the university of Colorado health sciences center, and a leading professional association of psychiatrists in this state;

(II) At least one member representing proprietary skilled health-care facilities;

(III) One member representing nonprofit health-care facilities;

(IV) One member representing the Colorado bar association;

(V) One member representing consumers of services for persons with mental health disorders;

(VI) One member representing families of persons with mental health disorders;

(VII) One member representing children's health-care facilities; and

(VIII) Other persons from both the private and the public sectors who are recognized or known to be interested and informed in the area of the board's purpose and function.

(2) In making appointments to the board, the governor is encouraged

to include representation by at least one member who is a person with a disability, as defined in section 24-34-301 (2.5), a family member of a person with a disability, or a member of an advocacy group for persons with disabilities, provided that the other requirements of this section are met.

**SECTION 94.** In Colorado Revised Statutes, 28-5-702, **amend** (2) as follows:

**28-5-702. Board of veterans affairs.** (2) The board ~~shall consist~~ CONSISTS of seven members ~~who shall be~~ appointed by the governor and confirmed by the senate, who shall be veterans who have been honorably released or separated from the armed forces of the United States, but who need not be members of a veterans service organization. ~~The initial members of the board shall be the members of the Colorado board of veterans affairs as such board existed in the department of human services prior to July 1, 2002, and the terms of such members shall expire as the original terms of such members were scheduled to expire. Thereafter~~ The governor shall appoint members for terms of four years; ~~beginning~~ EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FOUR MEMBERS' TERMS EXPIRE IN THE SAME YEAR. TERMS BEGIN the day after the expiration of ~~the~~ A preceding term. Vacancies occurring during any term shall be filled by the governor for the unexpired portion of the term in which they occur. If a vacancy occurs while the senate is not in session, the governor shall appoint a qualified person to discharge the duties thereof until the next meeting of the senate, at which time the governor shall nominate a person to fill the vacancy, which nomination shall be subject to senate confirmation. Members of the board shall hold office until their successors are appointed by the governor. ~~and are confirmed by the senate.~~ Not more than four of the members serving at any one time shall be members of the same political party.

**SECTION 95.** In Colorado Revised Statutes, 29-1-503, **amend** (1) and (2) as follows:

**29-1-503. Appointment of advisory committee - powers and duties.** (1) The governor, with the advice and consent of the senate, shall appoint ~~an~~ A SIX-MEMBER advisory committee on governmental accounting to assist the state auditor in formulating and prescribing a classification of accounts. ~~which advisory committee consists of six members;~~ THE COMMITTEE CONSISTS OF THE FOLLOWING MEMBERS:

~~(a) One of whom must be~~ MEMBER WHO IS a member of the Colorado society of certified public accountants; and

~~(b) The remaining five of whom must be~~ FIVE MEMBERS WHO ARE active in finance matters either as elected officials or finance officers employed by a unit of local government as defined in section 29-1-502 and each of whom shall represent one of the following levels UNITS of local government: Counties, cities and counties, cities and towns, school districts and junior college districts, and local improvement or special service districts, and OR other local entities having authority under the general laws of this state to levy taxes or impose assessments.

~~(2) Prior to June 15, 1987, the terms of the members shall be six years, except for initial appointments when two members shall be appointed for terms of two years, two members shall be appointed for terms of four years, and two members shall be appointed for terms of six years. Persons holding office on June 15, 1987, are subject to the provisions of section 24-1-137, C.R.S. Thereafter, Members shall be appointed for terms of four years; each EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN TWO MEMBERS' TERMS EXPIRE IN THE SAME YEAR.~~

**SECTION 96.** In Colorado Revised Statutes, 29-4-704, **amend** (3) and (4) as follows:

**29-4-704. Colorado housing and finance authority.** (3) ~~(a) For appointments made prior to June 15, 1987, each member appointed by the governor shall be appointed for a term of seven years, but the original members shall be appointed for the following terms beginning July 1, 1973:~~

~~(I) Three members shall be appointed for terms of two years;~~

~~(II) Two members for terms of four years; and~~

~~(III) Two members for terms of six years.~~

~~(b) Prior to June 15, 1987, their successors shall be appointed for terms of seven years each.~~

~~(c) Members of the authority serving on May 20, 1987, shall continue to serve in the manner provided in this subsection (3). The~~

~~additional member of the authority appointed pursuant to subsection (2) of this section shall be appointed for a term of four years beginning July 1, 1987.~~

~~(d) Persons holding office on June 15, 1987, are subject to the provisions of section 24-1-137, C.R.S. For appointments made thereafter, Each member appointed by the governor shall be appointed for a term of four years; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE MEMBERS' TERMS EXPIRE IN THE SAME YEAR.~~

(4) Each member shall hold office for ~~his~~ THE MEMBER'S term and until ~~his~~ A successor is appointed. ~~and qualified.~~ Any member ~~shall be~~ IS eligible for reappointment, but members ~~shall not be~~ ARE NOT eligible to serve more than two consecutive full terms. Members of the board ~~shall receive no~~ SERVE WITHOUT compensation for such services but ~~shall~~ ARE ENTITLED TO be reimbursed for their necessary expenses while serving as a member of the board. Any vacancy shall be filled in the same manner as the original appointments for the unexpired term.

**SECTION 97.** In Colorado Revised Statutes, 30-10-601.6, **amend** (3)(b) introductory portion and (3)(c) as follows:

**30-10-601.6. Coroners standards and training board.** (3) (b) The members of the C.C.S.T. board shall be APPOINTED BY THE GOVERNOR AS FOLLOWS:

(c) The governor shall appoint each member of the C.C.S.T. board for a term of three years; ~~except that of the members initially appointed, three members shall be appointed for a term of three years, three members shall be appointed for a term of two years, and two members shall be appointed for a term of one year~~ THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE MEMBERS' TERMS EXPIRE IN THE SAME YEAR.

**SECTION 98.** In Colorado Revised Statutes, 32-14-106, **amend** (1), (2), (5), and (7) as follows:

**32-14-106. Board of directors - membership - qualifications.** (1) The district created in section 32-14-104 shall be governed by a board of directors, which ~~shall consist~~ CONSISTS of seven directors. No director shall be an elected official. ~~Initial appointments to the board shall be made~~

~~within ninety days after June 2, 1989.~~

(2) The seven directors shall be appointed by the governor, with the consent of the senate, for four-year terms. Appointments made to the board while the senate is not in session shall be temporary appointments, and the appointees shall serve on a temporary basis until the senate is in session and is able to confirm such appointments. Each director shall hold office until ~~his~~ THE DIRECTOR'S successor is appointed. ~~and qualified.~~

(5) Any director may be removed at any time during ~~his~~ THE DIRECTOR'S term at the pleasure of the governor. If any director vacates ~~his~~ THE DIRECTOR'S office during the term for which appointed to the board, a vacancy on the board ~~shall exist~~ EXISTS, and the governor shall fill such vacancy by appointment for the remainder of such unexpired term, subject to confirmation by the senate.

(7) All business of the board shall be conducted at regular or special meetings, which shall be held within the geographical boundaries of the district and which shall be open to the public. ~~The provisions of This subsection (7) and part 4 of article 6 of title 24 C.R.S., shall apply to all meetings of the board.~~

**SECTION 99.** In Colorado Revised Statutes, 32-15-105, **amend** (2) as follows:

**32-15-105. Board of directors - membership - qualifications.**

(2) ~~Initial appointments to the board shall be made within forty-five days after May 23, 1996.~~ The directors shall be appointed for four-year terms.

**SECTION 100.** In Colorado Revised Statutes, 32-20-104, **amend** (2)(b) as follows:

**32-20-104. Colorado new energy improvement district - creation - board - meetings - quorum - expenses - records.** (2) (b) The terms ~~TERM of the AN appointed members shall be~~ MEMBER IS four years. ~~except that the terms of the members initially appointed by the governor, the speaker of the house of representatives, and the minority leader of the senate shall be two years.~~

**SECTION 101.** In Colorado Revised Statutes, 33-11-105, **amend**

(1) as follows:

**33-11-105. Recreational trails committee.** (1) (a) There is hereby created the Colorado recreational trails committee, which is advisory and consists of ~~nine~~ members ~~eight of whom~~ WHO are appointed by the ~~commission. One member shall be appointed from the governing committee of the state board of the great outdoors Colorado trust fund created by section 6 of article XXVII of the state constitution.~~ AS FOLLOWS:

(I) THE COMMISSION SHALL APPOINT:

(A) ONE MEMBER FROM EACH CONGRESSIONAL DISTRICT IN THE STATE; AND

(B) TWO MEMBERS FROM THE STATE AT LARGE.

(II) THE STATE BOARD OF THE GREAT OUTDOORS COLORADO TRUST FUND SHALL APPOINT ONE MEMBER FROM THE BOARD.

(b) The terms of the members appointed by the commission are four years. ~~No~~ A member shall NOT serve more than two consecutive terms. ~~One member shall be appointed from each congressional district, one member shall be appointed from the state at large, and one member shall represent and be appointed by the state board of the great outdoors Colorado trust fund.~~ The committee shall include in its membership representation of the broad spectrum of trail users. Vacancies on the committee shall be filled for the unexpired term by the appropriate appointing authority set forth in this subsection (1).

**SECTION 102.** In Colorado Revised Statutes, 33-33-106, **amend** (2)(b); and **repeal** (7) as follows:

**33-33-106. Colorado natural areas council.** (2) The council consists of the following seven members:

(b) Five members appointed by the governor, who are individuals with ~~a substantial~~ AN interest in the preservation of natural areas and who serve for four-year terms.

(7) ~~Any person who was a member of the Colorado natural areas~~

~~council on January 1, 1988, shall continue to serve for the remainder of the term to which he was appointed.~~

**SECTION 103.** In Colorado Revised Statutes, 34-32-105, **amend** (2) as follows:

**34-32-105. Office of mined land reclamation - mined land reclamation board - created.** (2) (a) The board ~~shall consist~~ CONSISTS of seven members AS FOLLOWS:

(I) The executive director ~~OR THE EXECUTIVE DIRECTOR'S DESIGNEE,~~ who shall serve as secretary to the board;

(II) A member of the state conservation board appointed by such board; and

(III) Five persons appointed by the governor with the consent of the senate. Such appointed members shall be:

(A) Three individuals with substantial experience in agriculture or conservation, no more than two of whom shall have had experience in agriculture or conservation; and

(B) Two individuals with substantial experience in the mining industry. ~~Effective July 1, 1976, the terms of office of the existing members of the mined land reclamation board shall terminate, and, prior thereto, the governor shall appoint two members of the board, effective July 1, 1976, whose terms of office shall expire March 1, 1977, and three members of the board, effective July 1, 1976, whose terms of office shall expire March 1, 1979.~~

~~(b) Subsequent appointments shall be made~~ MEMBERS APPOINTED TO THE BOARD SHALL SERVE for a ~~term~~ TERMS of four years; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. Vacancies shall be filled in the same manner as original appointments for the balance of the unexpired term.

(c) All members of the board:

(I) Shall be residents of the state of Colorado; ~~All members of the~~

board AND

(II) Except for the executive director, ~~shall~~ ARE ENTITLED TO receive compensation for their service on the board at the rate of fifty dollars per diem and ~~shall~~ TO be reimbursed for necessary expenses incurred in the performance of their duties on the board.

(d) The board shall, by majority vote of all members, elect its ~~chairperson~~ CHAIR from among the appointed members ~~at its first meeting in July, 1976, and the board shall elect its chairperson from among the appointed members~~ biannually. ~~thereafter.~~

**SECTION 104.** In Colorado Revised Statutes, 34-63-102, **amend** (5)(b) as follows:

**34-63-102. Creation of mineral leasing fund - distribution - advisory committee - local government permanent fund created - definitions - transfer of money.** (5) (b) (I) There is ~~hereby~~ created within the department of local affairs ~~an~~ THE energy impact assistance advisory committee. The committee ~~shall be composed~~ CONSISTS of:

(A) The executive director of the department of local affairs;

(B) The executive director of the department of natural resources;

(C) The commissioner of education;

(D) The executive director of the department of public health and environment;

(E) The executive director of the department of transportation; and

(F) Seven residents of areas impacted by energy conversion or mineral resource development. The seven residents shall be appointed by the governor, with the consent of the senate, for terms not exceeding four years to serve at the pleasure of the governor.

(II) The executive director of the department of local affairs shall act as ~~chairperson~~ CHAIR of the committee.



(III) Members of the committee ~~shall~~ serve without additional compensation; except that the seven members appointed from energy impact areas ~~shall be~~ ARE entitled to reimbursement for actual and necessary expenses.

(IV) Any member of the committee who is a state official may designate representatives of ~~his or her~~ THE MEMBER'S agency to serve on the committee in ~~his or her~~ THE MEMBER'S absence.

(V) The ~~chairperson~~ CHAIR shall convene the advisory committee from time to time as ~~he or she~~ THE CHAIR deems necessary.

(VI) The advisory committee shall continuously review the existing and potential impact of the development, processing, or energy conversion of mineral and fuel resources on various areas of the state, including those areas indirectly affected, and shall make continuing recommendations to the department of local affairs, including, but not limited to, those actions deemed reasonably necessary and practicable to assist impacted areas with the problems occasioned by such development, processing, or energy conversion, the immediate and projected problems which the local governments are experiencing in providing governmental services, the extent of local tax resources available to each unit of local government, the extent of local tax effort in solving energy impacted problems, and other problems which the areas have experienced, such as housing and environmental considerations, which have developed as a direct result of energy impact. In furtherance thereof, the committee shall make continuing specific recommendations regarding any discretionary distributions by the executive director of the department of local affairs authorized pursuant to this section and section 39-29-110, ~~C.R.S.~~ With respect to recommendations for the distribution of moneys made pursuant to this section, the committee shall give priority and preference to those public schools and political subdivisions socially or economically impacted by the development, processing, or energy conversion of fuels and minerals leased under the federal "Mineral Lands Leasing Act" of February 25, 1920, as amended. With respect to recommendations for the distribution of ~~moneys~~ MONEY made pursuant to section 39-29-110, ~~C.R.S.~~, the committee shall recommend distributions to those political subdivisions socially or economically impacted by the development, processing, or energy conversion of minerals and mineral fuels subject to taxation under article 29 of title 39. ~~C.R.S.~~

~~(H)~~ Repealed.

**SECTION 105.** In Colorado Revised Statutes, **amend** 35-1-105 as follows:

**35-1-105. State agricultural commission - creation - composition.**

(1) ~~(a)~~ There is hereby created the state agricultural commission, referred to in this ~~article~~ ARTICLE 1 as the "commission", which ~~shall consist~~ CONSISTS of nine members, each of whom ~~shall be~~ IS appointed by the governor, with the consent of the senate, for terms of four years. ~~each~~. Of such members, one member shall be appointed from each of the four agricultural districts, as defined in ~~paragraph (c) of this subsection~~ ~~(1)~~ SUBSECTION (3) OF THIS SECTION, and five members shall be appointed from the state at large; except that no more than three members shall be appointed from any one agricultural district. No more than five of the nine members ~~shall~~ MAY be ~~members of~~ AFFILIATED WITH the same political party.

~~(b)~~ (2) The members of the commission shall be appointed from persons who are currently or were previously actively engaged in the business of agriculture and allied activities, but a majority of the commission shall be appointed from persons actively engaged in the business of agriculture in such a manner that representation of no agricultural commodity organization ~~shall constitute~~ CONSTITUTES a majority of the commission. A vacancy on the commission shall be filled by the governor by the appointment of a qualified person.

~~(c)~~ (3) For the purposes of representation on the state agricultural commission, this state is divided into four agricultural districts as follows:

~~(1)~~ (a) The city and county of Denver and the counties of Adams, Arapahoe, Douglas, and Jefferson ~~shall~~ constitute the first district.

~~(2)~~ (b) The counties of Boulder, Cheyenne, Clear Creek, Elbert, Gilpin, Kit Carson, Larimer, Lincoln, Logan, Morgan, Phillips, Sedgwick, Washington, Weld, and Yuma ~~shall~~ constitute the second district.

~~(3)~~ (c) The counties of Alamosa, Baca, Bent, Conejos, Costilla, Crowley, Custer, El Paso, Fremont, Huerfano, Kiowa, Las Animas, Mineral, Otero, Prowers, Pueblo, Rio Grande, Saguache, and Teller ~~shall~~

constitute the third district.

(~~IV~~) (d) The counties of Archuleta, Chaffee, Delta, Dolores, Eagle, Garfield, Grand, Gunnison, Hinsdale, Jackson, Lake, La Plata, Mesa, Moffat, Montezuma, Montrose, Ouray, Park, Pitkin, Rio Blanco, Routt, San Juan, San Miguel, and Summit ~~shall~~ constitute the fourth district.

(~~2~~) (4) The commission shall elect from its members a ~~chairman, vice-chairman~~ CHAIR, VICE-CHAIR, and such other commission officers as it shall determine. The commissioner of agriculture, in the discretion of the commission, may serve as secretary of the commission but shall not be eligible to appointment as a member. All commission officers ~~shall~~ hold their offices at the pleasure of the commission. Regular meetings of the commission shall be held not less than once every three months at such times as may be fixed by resolution of the commission. Special meetings may be called by the ~~chairman~~ CHAIR, by the commissioner, or by a majority of members of the commission at any time on at least three days' prior notice by mail or, in cases of emergency, on twenty-four hours' notice by telephone or other telecommunications device. The commission shall adopt, and at any time may amend, bylaws in relation to its meetings and the transaction of its business. A majority shall constitute a quorum of the commission. Members ~~shall~~ serve without compensation but ~~shall be~~ ARE ENTITLED TO BE reimbursed for their actual and necessary traveling and subsistence expenses when absent from their places of residence in attendance at meetings.

**SECTION 106.** In Colorado Revised Statutes, 35-41-101, **amend** (1) as follows:

**35-41-101. State board of stock inspection commissioners - creation - brand commissioner - enterprise - bonds.** (1) There is created ~~a~~ THE state board of stock inspection commissioners, composed of five commissioners who shall be appointed by the governor, all of whom shall be actively engaged in the production or feeding of cattle, horses, or sheep, with the consent of the senate. Two of the members shall represent the nonconfinement cattle industry; two of the members shall represent the confinement cattle industry; and one shall have broad general knowledge of the Colorado livestock industry and shall represent the commodity, other than the confinement and nonconfinement cattle industries, with the largest percentage of charged fees. The members of the board shall be appointed

in such manner as will at all times represent as nearly as possible all sections of the state wherein livestock is a major activity, but at no time shall any two members be residents of the same particular section of the state. The term of office of ~~said~~ THE commissioners shall be for a period of IS four years. ~~Persons holding office on June 15, 1987, are subject to the provisions of section 24-1-137, C.R.S.~~ Members may be removed for cause by the governor. They shall serve without compensation ~~except for~~ BUT ARE ENTITLED TO REIMBURSEMENT FOR actual and necessary traveling expenses. The board shall meet monthly unless, in case of emergency, a special meeting is deemed advisable.

**SECTION 107.** In Colorado Revised Statutes, 35-65-401, **amend** (2), (4), (5), and (8.5); and **repeal** (3) as follows:

**35-65-401. Colorado state fair authority - creation - board - powers and duties.** (2) (a) On June 30, 1997, the existing board of commissioners of the Colorado state fair authority is abolished, and the terms of the members of the board then serving are terminated.

(b) There is ~~hereby~~ created the board of commissioners of the Colorado state fair authority, ~~which shall have eleven members, ten of whom shall be appointed by the governor with the consent of the senate and one who shall be the commissioner of agriculture or his or her designee. At no time shall more than six members of the board be affiliated with the same political party as the governor. Within thirty days after June 30, 1997, the governor shall appoint the initial members of the board. The governor may appoint, as a member of the board, any person who was a member of the board prior to its termination.~~ WHOSE MEMBERS ARE AS FOLLOWS:

(I) THE COMMISSIONER OF AGRICULTURE OR THE COMMISSIONER'S DESIGNEE;

(II) TWO MEMBERS WHO ARE RESIDENTS OF THE COUNTY IN WHICH THE COLORADO STATE FAIR AND INDUSTRIAL EXPOSITION IS HELD, APPOINTED BY THE GOVERNOR WITH THE CONSENT OF THE SENATE;

(III) ONE MEMBER FROM EACH CONGRESSIONAL DISTRICT IN THE STATE, APPOINTED BY THE GOVERNOR WITH THE CONSENT OF THE SENATE; AND

(IV) TWO AT-LARGE MEMBERS, APPOINTED BY THE GOVERNOR WITH THE CONSENT OF THE SENATE.

(c) NO MORE THAN A MINIMUM MAJORITY OF THE MEMBERS OF THE BOARD MAY BE AFFILIATED WITH THE SAME POLITICAL PARTY.

(d) TWO OF THE APPOINTED MEMBERS MUST BE FROM WEST OF THE CONTINENTAL DIVIDE.

~~(3) Of the ten appointed members of the board, two shall be residents of the county in which the Colorado state fair and industrial exposition is held and, of the remaining eight members, at least one shall be a resident of each of the congressional districts of the state and at least two shall be residents of the western slope of the state.~~

~~(4) Of the members first appointed to the board, two members representing congressional districts shall be appointed for terms expiring November 1, 1998; two members representing congressional districts shall be appointed for terms expiring November 1, 1999; one member representing a congressional district, one member representing the county in which the Colorado state fair and industrial exposition is held, and one at-large member shall be appointed for terms expiring November 1, 2000; one member representing a congressional district, one at-large member, and one member representing the county in which the Colorado state fair and industrial exposition is held shall be appointed for terms expiring November 1, 2001. Thereafter, Members of the board shall be ARE appointed for terms of four years; EXCEPT THAT TERMS SHALL BE STAGGERED SO THAT NO MORE THAN A MINIMUM MAJORITY OF THE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. Appointments made to the board when the senate is not in session shall be temporary appointments, and the appointees shall serve on a temporary basis until the senate is in session and is able to confirm such appointments. Each member shall hold office until the member's successor is appointed. and qualified.~~

(5) Of the ~~ten~~ appointed members of the board, one shall be a certified public accountant, one shall have expertise in finance through current management-level experience in banking, and one shall have substantial experience in agriculture or in the activities of 4-H clubs.

(8.5) All ~~eleven~~ members of the board, including the commissioner

of agriculture or ~~his or her~~ THE COMMISSIONER'S designee, shall be voting members of the board. The members of the board shall elect a chair, a vice-chair, and a secretary from among the membership of the board. Board action shall require the affirmative vote of a majority of a quorum of the board.

**SECTION 108.** In Colorado Revised Statutes, 35-70-103, **amend** (1)(a) and (2) as follows:

**35-70-103. State conservation board - composition - powers.**

(1) (a) There is ~~hereby~~ created in the department of agriculture the state conservation board, referred to in this ~~article~~ ARTICLE 70 as the "state board", which ~~shall consist~~ CONSISTS of nine members. One member shall be a qualified elector of the state appointed by the governor from the state at large. ~~for a term commencing January 1, 1974.~~ The remaining eight positions on the state board shall be filled by elections held within the areas described in this section. The boards of supervisors of local conservation districts within each such area shall elect the number of members specified in this subsection (1). AN ELECTION MUST BE HELD between November 1 and December 31 ~~in 1973 for terms commencing January 1, 1974, and within such dates in succeeding years as necessary to fill expiring terms~~ OF THE YEAR PRECEDING THE COMMENCEMENT OF A NEW TERM FOR EACH POSITION. A candidate shall be or shall have been an elected supervisor of a local conservation district. The number of members to be elected and the areas from which they are to be elected are as follows:

(I) The White-Yampa and North Platte river watersheds, one member;

(II) The San Juan basin, one member;

(III) The Arkansas river watershed, two members, one from the upper Arkansas river watershed and one member from the lower Arkansas river watershed;

(IV) The Rio Grande watershed, one member;

(V) The Republican and South Platte river watersheds, two members, one from the upper South Platte river watershed and one member from the Republican river and lower South Platte river watersheds;

(VI) The Colorado, Gunnison, and Dolores river watersheds, one member.

~~(2) At the first regular meeting of the state board in 1974, the nine elected and appointed members of the state board shall by lot determine which three shall hold office for terms of three years, which three for terms of two years, and which three for terms of one year. Thereafter, All such elected and appointed members shall hold office for terms of four years; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. THE TERM OF AN ELECTED MEMBER COMMENCES ON JANUARY 1 FOLLOWING THE MEMBER'S ELECTION.~~

**SECTION 109.** In Colorado Revised Statutes, 35-75-104, **amend** (2) as follows:

**35-75-104. Colorado agricultural development authority - creation - membership.** (2) (a) The governing body of the authority ~~shall be~~ IS a board of directors, which ~~shall consist~~ CONSISTS of seven members, WHO ARE APPOINTED AS FOLLOWS:

(I) ~~of which~~ One shall be appointed by the governor, with the consent of the senate;

(II) Three shall be appointed by the president of the senate; and

(III) Three shall be appointed by the speaker of the house of representatives.

(b) Such members ~~shall~~ MUST be residents of the state, ~~shall~~ MUST have a knowledge of agricultural activity in the state, and ~~shall~~ MUST represent the various agriculture operations and geographical regions of the state. No more than four of the appointed members ~~shall~~ MAY be ~~of~~ AFFILIATED WITH the same political party. ~~The members of the board first appointed shall serve for terms to be designated by the governor, expiring on June 30 of each year beginning in 1982 and ending in 1988. Persons holding office on June 15, 1987, are subject to the provisions of section 24-1-137, C.R.S. Thereafter, upon the expiration of the term of any member, his successor~~

(c) MEMBERS shall be appointed for a term of four years; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN FOUR MEMBERS' TERMS EXPIRE IN THE SAME YEAR. Each member shall serve until ~~his~~ THE MEMBER'S successor has been appointed. ~~and qualified.~~ Any member shall be eligible for reappointment. The person making the original appointment shall fill any vacancy by appointment for the remainder of an unexpired term.

(d) The commissioner of agriculture shall be an ex officio, nonvoting member of the board.

~~(b)~~ (e) Any appointed member of the board may be removed by the person making the appointment for misfeasance, malfeasance, willful neglect of duty, or other cause. ~~after notice and a public hearing, unless such notice and hearing have been expressly waived in writing.~~

**SECTION 110.** In Colorado Revised Statutes, 36-1-101.5, **amend** (2) introductory portion and (2)(e) as follows:

**36-1-101.5. Appointment of members - duties.** (2) The governor shall endeavor to appoint members of the board who reside in different geographic regions of the state. Not more than three members of the board may be ~~of any one major~~ AFFILIATED WITH THE SAME political party. The board ~~shall be composed~~ CONSISTS of:

(e) One ~~citizen~~ MEMBER at large WHO IS A RESIDENT OF THE STATE.

**SECTION 111.** In Colorado Revised Statutes, **amend** 37-60-104 as follows:

**37-60-104. Personnel.** (1) The board ~~shall consist~~ CONSISTS of fifteen members AS FOLLOWS:

(a) The executive director of the department of natural resources, ~~shall be~~ WHO IS a voting member ex officio;

(b) The attorney general, WHO IS A NONVOTING MEMBER EX OFFICIO;

(c) THE state engineer, WHO IS A NONVOTING MEMBER EX OFFICIO;



(d) THE director of the division of parks and wildlife, WHO IS A NONVOTING MEMBER EX OFFICIO;

(e) THE commissioner of agriculture or THE COMMISSIONER'S designee, ~~and~~ WHO IS A NONVOTING MEMBER EX OFFICIO;

(f) THE director of ~~said~~ THE board, ~~shall be~~ WHO IS A nonvoting ~~members~~ MEMBER ex officio; AND

(g) ~~The~~ Nine ~~remaining~~ members ~~shall be~~ WHO ARE qualified electors of the state, well versed in water matters, and ~~shall be~~ appointed by the governor, ~~by and~~ with the consent of the senate, for terms of three years. ~~except that no appointment shall be made that does not conform to the requirements of subsections (3) and (4) of this section.~~ TO THE EXTENT POSSIBLE, APPOINTMENTS TO THE BOARD MUST INCLUDE PERSONS REPRESENTING THE FOLLOWING AREAS OF EXPERIENCE AND EXPERTISE: WATER RESOURCE MANAGEMENT; WATER PROJECT FINANCING; ENGINEERING, PLANNING, AND DEVELOPMENT OF WATER PROJECTS; WATER LAW; AND IRRIGATED FARMING OR RANCHING. THE NINE APPOINTED MEMBERS ARE CHOSEN GEOGRAPHICALLY AS FOLLOWS:

(I) FOUR FROM THE WESTERN SLOPE AS FOLLOWS:

(A) ONE FROM THE YAMPA-WHITE DRAINAGE BASIN;

(B) ONE FROM THE MAIN COLORADO DRAINAGE BASIN;

(C) ONE FROM THE GUNNISON-UNCOMPAHGRE DRAINAGE BASIN;

AND

(D) ONE FROM THE SAN MIGUEL-DOLORES-SAN JUAN DRAINAGE BASINS.

(II) FIVE FROM THE EASTERN SLOPE AS FOLLOWS:

(A) ONE FROM THE RIO GRANDE DRAINAGE BASIN;

(B) ONE FROM THE NORTH PLATTE DRAINAGE BASIN;

(C) ONE FROM THE ARKANSAS DRAINAGE BASIN;

(D) ONE FROM THE SOUTH PLATTE DRAINAGE BASIN OUTSIDE OF THE CITY AND COUNTY OF DENVER; AND

(E) ONE FROM THE CITY AND COUNTY OF DENVER AND INTIMATELY FAMILIAR WITH ITS WATER PROBLEMS.

(2) NO MORE THAN FIVE APPOINTEES TO THE BOARD MAY BE AFFILIATED WITH THE SAME POLITICAL PARTY.

(3) APPOINTED MEMBERS OF THE BOARD MUST BE RESIDENTS OF THE GEOGRAPHIC AREA THEY REPRESENT.

(4) Members of the board may not vote by proxy. Pursuant to section 1 of article XII of the state constitution, unless removed according to law, members of the board shall exercise the duties of their office until a successor is duly appointed, qualified, and confirmed. Pursuant to section 6 (1) of article IV of the state constitution, no person appointed by the governor pursuant to this section to a vacancy occurring while the senate is in session may take office until confirmed by the senate. The appointments shall be made in such a manner that the terms of three members shall expire on February 12 of each year. In case any vacancy occurs in the appointed membership of the board, the governor shall appoint a successor to serve the unexpired term of any member of the board within thirty days after the creation of such vacancy.

~~(2) The appointed members of said board shall be chosen geographically as follows: Four from the western slope and five from the eastern slope; but, of the five members to be appointed from the eastern slope, one shall be from the Rio Grande drainage basin, one from the North Platte drainage basin, one from the Arkansas drainage basin, one from the South Platte drainage basin outside of the city and county of Denver, and one from the city and county of Denver and intimately familiar with its water problems; and that of the four members to be appointed from the western slope, one shall be from the Yampa-White drainage basin, one from the main Colorado drainage basin, one from the Gunnison-Uncompahgre drainage basin, and one from the San Miguel-Dolores-San Juan drainage basins. Each appointed member shall take an oath or affirmation in accordance with section 24-12-101.~~

~~(3) To the extent possible, appointments to the board shall include~~

~~persons representing the following areas of experience and expertise: Water resource management, water project financing, engineering, planning, and development of water projects, water law, and irrigated farming or ranching. Members of the board shall be residents of the geographic area they represent.~~

~~(4) No more than five appointees to the board shall be members of the same political party.~~

~~(5) The requirements set forth in subsections (3) and (4) of this section shall be implemented over a three-year period beginning February 12, 1993, so that upon making the appointments for the vacancies which occur on February 12, 1995, all requirements set forth in this section shall have been met.~~

**SECTION 112.** In Colorado Revised Statutes, 37-75-105, **amend** (1)(a) as follows:

**37-75-105. Interbasin compact committee - report.** (1) (a) To facilitate the process of interbasin compact negotiations, a twenty-seven-member interbasin compact committee is ~~hereby~~ created. The interbasin compact committee ~~shall include~~ INCLUDES THE FOLLOWING MEMBERS:

(I) Two representatives from each basin roundtable, at least one of whom ~~shall~~ MUST reside within the borders of the roundtable and at least one of whom ~~shall~~ MUST own adjudicated water rights, including owners of shares in a ditch or reservoir company or their agents. ANY SUCH AGENT SHALL BE APPOINTED BY THE REPRESENTATIVE THE AGENT REPRESENTS AND MUST RESIDE WITHIN THE BORDERS OF THE REPRESENTATIVE'S ROUNDTABLE.

(II) Six at-large members appointed by the governor. THE GOVERNOR'S APPOINTMENTS MUST COME FROM GEOGRAPHICALLY DIVERSE PARTS OF THE STATE AND MUST INCLUDE INDIVIDUALS WITH EXPERTISE IN ENVIRONMENTAL, RECREATIONAL, LOCAL GOVERNMENTAL, INDUSTRIAL, OR AGRICULTURAL MATTERS. NO MORE THAN THREE OF THE GOVERNOR'S APPOINTEES MAY BE AFFILIATED WITH THE SAME POLITICAL PARTY.

(III) One member appointed by the ~~chairperson~~ CHAIR of the house agriculture, livestock, and ~~natural resources~~ WATER committee, OR ITS

SUCCESSOR COMMITTEE;

(IV) One member appointed by the ~~chairperson~~ CHAIR of the senate agriculture AND natural resources and energy committee, OR ITS SUCCESSOR COMMITTEE; and

(V) The director of compact negotiations. ~~The governor's appointments shall come from geographically diverse parts of the state and shall include individuals with expertise in environmental, recreational, local governmental, industrial, and agricultural matters. No more than three of the governor's appointees shall be affiliated with the same political party. Any such agent shall be appointed by the member the agent represents and shall reside within the borders of the member's roundtable.~~

**SECTION 113.** In Colorado Revised Statutes, **amend** 37-90-104 as follows:

**37-90-104. Commission - organization - expenses.** (1) There is created a THE ground water commission, ~~to consist~~ WHICH CONSISTS of twelve members, nine of whom ~~shall be~~ ARE appointed by the governor and confirmed by the senate.

~~(2) The appointed members of the commission holding office as of July 1, 1971, shall continue in office for the term of their appointment and until their successors are appointed.~~

~~(3)~~ (2) (a) All appointments to the commission ~~shall be for four-year terms~~ ARE FOR TERMS OF FOUR YEARS, except those made to fill vacancies, which shall be for the remainder of the term vacated.

(b) Appointments ~~made after July 1, 1971, as terms expire or are vacated,~~ BY THE GOVERNOR shall be made AS FOLLOWS:

(I) ~~so that the commission includes~~ Six members who are resident agriculturists of designated groundwater basins, with no more than two resident agriculturists from the same groundwater basin to be members of the commission at the same time;

(II) One member who ~~shall be~~ IS a resident agriculturist and who ~~shall be appointed~~ IS from water division 3; and

(III) Two residents of the state OF COLORADO who shall represent municipal or industrial water users of the state, one of whom shall be appointed IS from the area west of the continental divide.

~~(4)~~ (3) In addition to the appointed members, THE COMMISSION INCLUDES:

(a) The executive director of the department of natural resources, shall be WHO IS a voting member; and

(b) The state engineer, WHO IS A NONVOTING MEMBER; and

(c) The director of the Colorado water conservation board, shall be WHO IS A nonvoting members of the commission MEMBER.

(4) (a) Six voting members shall constitute CONSTITUTES a quorum at any regularly or specially called meeting of the commission, and a majority vote of those present shall rule.

(b) The commission shall establish and maintain a schedule of at least four general meetings each year. The chairman, at his CHAIR, AT THE CHAIR'S discretion, or two VOTING members may call special meetings of the commission to dispose of accumulated business.

(5) Members of the commission shall be paid no compensation but shall be paid actual necessary expenses incurred by them in the performance of their duties as members thereof and a per diem of fifty dollars per day while performing official duties, not to exceed two thousand four hundred dollars in any year.

(6) (a) The commission shall biennially select a chair and vice-chair from among the appointed members.

(b) The state engineer shall be ex officio the executive director of the commission and shall carry out and enforce the decisions, orders, and policies of the commission.

(c) The commission may delegate to the executive director the authority to perform any of the functions of the commission as set forth in this ~~article~~ ARTICLE 90 except the determination of a designated

groundwater basin as set forth in section 37-90-106 and the creation of ground water management districts.

(d) If any person is dissatisfied with any action of the executive director under the exercise of the powers delegated by the commission, the person may appeal said action to the commission, which shall hear the person's appeals as specified in sections 37-90-113 and 37-90-114.

(7) The provisions of section 24-6-402 (3)(a)(II) ~~C.R.S.~~, concerning imminent court action, as applied to the ground water commission and to any member, employee, contractor, agent, servant, attorney, or consultant ~~thereof~~ OF THE COMMISSION, shall not include any actions within the scope of sections 37-90-106 to 37-90-109 and section 37-90-111.

**SECTION 114.** In Colorado Revised Statutes, 37-95-104, **amend** (3) and (4) as follows:

**37-95-104. Establishment of authority - board of directors - removal - organization - compensation - dissolution.** (3) Members of the board shall be appointed for terms of four years; except that ~~of the original terms commencing October 1, 1981, three members shall be appointed for terms of one year, two members shall be appointed for terms of two years, two members for terms of three years, and two members for terms of four years, at the governor's discretion~~ THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. Each member shall hold office for the term of ~~his~~ THE MEMBER'S appointment and until ~~his~~ A successor has been appointed. ~~and has qualified.~~ A member shall be eligible for reappointment. Any vacancy in the membership occurring other than by expiration of term shall be filled in the same manner as the original appointment but for the unexpired term only.

(4) Each member may be removed from office by the governor for cause. ~~after a public hearing, and may be suspended by the governor pending the completion of such hearing.~~ Each member shall take an oath or affirmation in accordance with section 24-12-101.

**SECTION 115.** In Colorado Revised Statutes, 39-2-123, **amend** (2) as follows:

**39-2-123. Board of assessment appeals created - members -**

**compensation.** (2) Effective July 1, 1991, the existing board of assessment appeals is abolished, and the terms of members of the board then serving are terminated. Effective July 1, 1991, the new THE board shall be comprised CONSISTS of three members, who shall be appointed by the governor with the consent of the senate. Appointments to the board shall be as follows: One member shall be appointed for a term of two years, and two members shall be appointed for terms of four years. Thereafter, Appointments to the board shall be for terms of four years; each EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN TWO MEMBERS' TERMS EXPIRE IN THE SAME YEAR. In order to allow for appeals to be heard timely, up to six additional members may be appointed to the board by the governor with the consent of the senate. Such additional members shall be appointed for terms of one state fiscal year each. Members of the board shall be experienced in property valuation and taxation and shall be public employees, as defined in section 24-10-103 (4)(a), who are not subject to the state personnel system laws. One of such members shall be or shall have been, within the five years immediately preceding the date of initial appointment, actively engaged in agriculture. On and after June 1, 1993, members shall be licensed or certificated pursuant to the provisions of part 6 of article 10 of title 12. Service on the board shall be at the pleasure of the governor, who may appoint a replacement to serve for the unexpired term of any member. Such replacement shall be appointed with the consent of the senate. Any other vacancies on the board shall be filled by appointment by the governor with the consent of the senate for the unexpired term.

**SECTION 116.** In Colorado Revised Statutes, 39-9-101, **amend** (2) as follows:

**39-9-101. State board of equalization.** (2) ~~No more than three members of the state board of equalization shall be affiliated with the same political party.~~ Except as otherwise provided in section 2-2-326, C.R.S., each member shall IS ENTITLED TO receive a per diem allowance of fifty dollars for each day spent attending meetings or hearings of the state board of equalization or otherwise spent discharging his THE MEMBER'S duties as a member of said THE board; except that ~~no~~ A member shall NOT receive the per diem allowance provided for in this subsection (2) for any day for which he THE MEMBER receives a per diem allowance from the state under any other statute and except that ~~no~~ A member shall NOT receive the per diem allowance provided for in this subsection (2) if he THE MEMBER receives a

salary from the state for a full-time position with the state. Except as otherwise provided in section 2-2-326, C.R.S., each member of ~~said~~ THE board ~~shall~~ IS ENTITLED TO receive actual and necessary expenses incurred in performing ~~his~~ THE MEMBER'S duties as a member of ~~said~~ THE board. The members appointed by the governor ~~shall~~ serve at the pleasure of the governor but shall not serve for more than four consecutive years unless reappointed by the governor and reconfirmed by the senate at the conclusion of ~~said~~ THE four years. Vacancies in either of the appointed positions on the ~~state board of equalization~~ shall be filled by appointment by the governor with the consent of the senate for the unexpired term.

**SECTION 117.** In Colorado Revised Statutes, 40-6.5-102, **amend** (3)(b)(I) as follows:

**40-6.5-102. Office of the utility consumer advocate and utility consumers' board - creation - appointment - attorney general to represent.** (3) (b) (I) The board consists of ~~eleven~~ members ~~seven of whom the governor appoints~~ APPOINTED AS FOLLOWS:

(A) The governor shall appoint ONE MEMBER FROM EACH CONGRESSIONAL DISTRICT IN THE STATE. OF THE MEMBERS APPOINTED BY THE GOVERNOR, at least one member ~~who is~~ MUST BE actively engaged in agriculture as a business and at least two members ~~who are~~ MUST BE owners of small businesses with one hundred or fewer employees. ~~In making appointments to the board, the governor shall ensure that the membership of the board represents each of the congressional districts of the state and that~~ No more than ~~four~~ A MINIMUM MAJORITY of the governor's appointments ~~are~~ MAY BE affiliated with the same political party.

(B) The president of the senate, the speaker of the house of representatives, the minority leader of the senate, and the minority leader of the house of representatives shall each appoint one member of the board.

**SECTION 118.** In Colorado Revised Statutes, 42-5-112, **amend** (2)(b); and **repeal** (2)(b.5) as follows:

**42-5-112. Automobile theft prevention authority - board - creation - duties - rules - fund - repeal.** (2) (b) ~~The governor shall appoint members of the board within thirty days after the governor receives notification pursuant to subsection (5) of this section that moneys in the~~



~~fund exceed the sum of three hundred thousand dollars. The appointed members of the board shall serve terms of six years; except that, of the members first appointed pursuant to sub-subparagraph (A) of subparagraph (II) of paragraph (a) of this subsection (2), the governor shall select one member who shall serve an initial term of four years and one member who shall serve an initial term of two years. Of the members first appointed pursuant to sub-subparagraph (B) of subparagraph (II) of paragraph (a) of this subsection (2), the governor shall select one member who shall serve an initial term of two years. The member first appointed pursuant to sub-subparagraph (C) of subparagraph (II) of paragraph (a) of this subsection (2) shall serve an initial term of four years. THE APPOINTED MEMBERS OF THE BOARD SHALL SERVE TERMS OF SIX YEARS; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE MEMBERS' TERMS EXPIRE IN THE SAME YEAR. No appointed member shall serve more than two consecutive six-year terms.~~

~~(b.5) Notwithstanding the provisions of paragraph (b) of this subsection (2), of the two additional members appointed to the board pursuant to Senate Bill 08-060, enacted at the second regular session of the sixty-sixth general assembly, one member shall serve an initial term of four years and one member shall serve an initial term of two years.~~

**SECTION 119.** In Colorado Revised Statutes, 43-1-106, **amend** (1) as follows:

**43-1-106. Transportation commission - powers and duties.**

~~(1) There is hereby created a THE transportation commission, which shall consist CONSISTS of eleven members. The initial members of the commission shall be the members of the state highway commission immediately prior to July 1, 1991, and each such commission member shall continue to represent the same district.~~

**SECTION 120.** In Colorado Revised Statutes, 43-4-1001, **amend** (2)(c) as follows:

**43-4-1001. Southwest chief and front range passenger rail service in Colorado - commission - membership and powers - definitions.** ~~(2) (c) (I) Except as otherwise provided in subsection (2)(c)(II) of this section, appointing authorities shall appoint the initial commissioners and appointed advisors of the commission no later than July 1, 2017, for~~

~~terms commencing on that date. Commissioners appointed pursuant to subsection (2)(a) of this section shall serve for terms of four years; except that the initial terms of one of the commissioners appointed pursuant to subsection (2)(a)(I)(A) of this section, one of the commissioners appointed pursuant to subsection (2)(a)(I)(B) of this section, and the commissioners appointed pursuant to subsections (2)(a)(II)(A), (2)(a)(II)(C), and (2)(a)(II)(E) of this section are two years. COMMISSIONERS ARE APPOINTED FOR TERMS OF FOUR YEARS; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN SIX MEMBERS' TERMS EXPIRE IN THE SAME YEAR. The commission shall elect a chair from its members. at its first meeting.~~

~~(H) Commissioners appointed pursuant to subsection (2)(a)(H) of this section shall be appointed no later than May 15, 2017, for terms commencing on July 1, 2017.~~

**SECTION 121.** In Colorado Revised Statutes, 43-10-104, **amend** (1) as follows:

**43-10-104. Colorado aeronautical board - created.** (1) (a) The division shall be under the jurisdiction of the Colorado aeronautical board, which board is hereby created.

(b) The board ~~shall consist~~ CONSISTS of seven members ~~The initial members of the board shall be the members of the Colorado aeronautical board as such existed in the department of military and veterans affairs prior to July 1, 1991, and the terms of such members shall expire as the original terms of such members were scheduled to expire. Thereafter, the governor shall appoint their successors~~ APPOINTED BY THE GOVERNOR, WITH THE CONSENT OF THE SENATE, for terms of three years; ~~each~~ EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN THREE MEMBERS' TERMS EXPIRE IN THE SAME YEAR.

(c) If any such member vacates ~~his or her~~ THE MEMBER'S office during the term for which appointed to the board, a vacancy on the board ~~shall exist~~ EXISTS and shall be filled by the governor for the unexpired term. All such appointments shall be with the consent of the senate.

(d) The board shall annually elect from its members a ~~chairman, a vice-chairman~~ CHAIR, A VICE-CHAIR, and a secretary.

(e) The members of the board ~~shall~~ ARE ENTITLED TO receive fifty dollars per diem while the board is in session and ~~shall~~ TO be reimbursed for all actual and necessary expenses incurred in the performance of their official duties.

(f) The board shall not conduct any business unless there are at least four members of the board present.

**SECTION 122.** In Colorado Revised Statutes, 44-30-301, **amend** (1) introductory portion and (1)(b) as follows:

**44-30-301. Colorado limited gaming control commission - creation.** (1) There is ~~hereby~~ created, within the division of gaming, the Colorado limited gaming control commission. The commission ~~shall consist~~ CONSISTS of five members, all of whom ~~shall~~ MUST be citizens of the United States and residents of this state who have been residents of the state for the past five years. The members shall be appointed by the governor, with the consent and approval of the senate. No member shall have been convicted of a felony or gambling-related offense, notwithstanding the provisions of section 24-5-101. No more than three of the five members ~~shall be members of~~ MAY BE AFFILIATED WITH the same political party and no more than one member ~~shall~~ MAY be from any one congressional district; except that a member who is serving pursuant to subsection (1)(a) of this section as a registered elector of Teller or Gilpin county may reside in the same congressional district as one of the other members. At the first meeting of each fiscal year, a chair and vice-chair of the commission shall be chosen from the membership by a majority of the members. Membership and operation of the commission shall additionally meet the following requirements:

(b) ~~Initial members shall be appointed to the commission by the governor as follows: One member to serve until July 1, 1992, one member to serve until July 1, 1993, one member to serve until July 1, 1994, and two members to serve until July 1, 1995. All subsequent appointments shall be for terms of~~ THE TERM OF OFFICE FOR EACH MEMBER IS four years; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO MORE THAN TWO MEMBERS' TERMS EXPIRE IN THE SAME YEAR. No member of the commission ~~shall be~~ IS eligible to serve more than two consecutive terms.

**SECTION 123.** In Colorado Revised Statutes, 44-30-1302, **amend**

(1) introductory portion, (1)(c) introductory portion, (1)(c)(I), (1)(d), (1)(h), and (2) as follows:

**44-30-1302. Local government limited gaming impact advisory committee - creation - duties.** (1) There is hereby created within the department of local affairs a THE local government limited gaming impact advisory committee, referred to in this section as the "committee". The committee ~~shall be composed~~ CONSISTS of the following thirteen members:

(c) Three members representing the counties eligible to receive money from the fund pursuant to section 44-30-1301 (2) who shall serve at the pleasure of the ~~boards~~ APPOINTING AUTHORITY and who shall be appointed as follows:

(I) One member shall be appointed by the chairs of the boards of county commissioners from the counties impacted by gaming in the city of Cripple Creek who shall serve a term of four years; ~~except the initial appointee who shall serve a term of two years;~~

(d) Two members representing the municipalities eligible to receive money from the fund pursuant to section 44-30-1301 (2) to be appointed by the mayors of the municipalities and who shall serve at the pleasure of the mayors for terms of four years. ~~except that one of the initial appointees shall serve a term of two years.~~ Not more than one member shall be selected pursuant to this subsection (1)(d) from each of the groups of counties described in subsections (1)(c)(I) to (1)(c)(III) of this section.

(h) Two members representing the governor, to be appointed by the governor and who shall serve at the pleasure of the governor FOR TERMS OF FOUR YEARS.

(2) ~~The terms of the members appointed by the speaker of the house of representatives and the president of the senate who are serving on March 22, 2007, shall be extended to and expire on or shall terminate on the convening date of the first regular session of the sixty-seventh general assembly. As soon as practicable after the convening date, the speaker and the president shall each appoint or reappoint one member in the same manner as provided in subsections (1)(f) and (1)(g) of this section. Thereafter,~~ The terms of the members appointed or reappointed by the speaker and the president shall expire on the convening date of the first

regular session of each general assembly, and all subsequent appointments and reappointments by the speaker and the president shall be made as soon as practicable after the convening date. The person making the original appointment or reappointment shall fill any vacancy by appointment for the remainder of an unexpired term. ~~Members appointed or reappointed by the speaker and the president shall serve at the pleasure of the appointing authority and shall continue in office until the member's successor is appointed.~~

**SECTION 124.** In Colorado Revised Statutes, 44-32-301, **amend** (1) introductory portion, (1)(a), and (1)(b) as follows:

**44-32-301. Racing commission - creation.** (1) There is ~~hereby~~ created, within the division of racing events, the Colorado racing commission. The commission ~~shall consist~~ CONSISTS of five members, all of whom ~~shall~~ MUST be citizens of the United States and ~~shall~~ MUST have been residents of this state for the past five years. The members ~~shall be~~ ARE appointed by the governor, with the consent and approval of the senate. No member shall have been convicted of a felony or gambling-related offense, notwithstanding the provisions of section 24-5-101. No more than three of the five members ~~shall be members of~~ MAY BE AFFILIATED WITH the same political party. At the first meeting of each fiscal year, a chair and vice-chair of the commission shall be chosen from the membership by a majority of the members. Membership and operation of the commission shall additionally meet the following requirements:

(a) (I) Two members of the commission shall have been previously engaged in the racing industry for at least five years;

(II) One member shall be a practicing veterinarian who is currently licensed in Colorado and has been so licensed for not less than five years;

(III) One member shall have been engaged in business in a management-level capacity for at least five years; ~~and~~

(IV) One member shall be a registered elector of the state who is not employed in any profession or industry otherwise described in this subsection (1)(a); ~~however;~~

(V) No more than two members of the commission ~~shall~~ MAY be

from the same congressional district; and

(VI) One member of the commission ~~shall~~ MUST be from west of the continental divide.

(b) ~~Initial members shall be appointed to the commission by the governor as follows: One member to serve until July 1, 1993, one member to serve until July 1, 1994, one member to serve until July 1, 1995, and two members to serve until July 1, 1996. All subsequent appointments shall be for terms of~~ THE TERM OF OFFICE FOR A MEMBER IS four years; EXCEPT THAT TERMS SHALL BE STAGGERED SO THAT NO MORE THAN TWO MEMBERS' TERMS EXPIRE IN THE SAME YEAR. No member of the commission ~~shall be~~ IS eligible to serve more than two consecutive terms.

**SECTION 125.** In Colorado Revised Statutes, 44-40-108, **amend** (3) as follows:

**44-40-108. Colorado lottery commission - creation.** (3) ~~Initial members shall be appointed to the commission by the governor as follows: One member to serve until July 1, 1983, one member to serve until July 1, 1984, one member to serve until July 1, 1985, and two members to serve until July 1, 1986. All subsequent appointments~~ MEMBERS shall be APPOINTED for terms of four years. No member of the commission shall be eligible to serve more than two terms.

**SECTION 126.** In Colorado Revised Statutes, **amend** 11-102-501 as follows:

**11-102-501. Banking interests of officers and employees.** No officer or employee of the division shall be an officer, director, attorney, owner, or shareholder in any bank, or, except as provided in this ~~article~~ ARTICLE 102, receive, directly or indirectly, any payment or gratuity from any such bank, or be indebted to any bank or other institution over which the division has supervisory control. Willful violation of this section is declared to be a criminal offense. This section ~~shall~~ DOES not prohibit being a depositor or the lessee of a safe deposit box on the same terms as are available to the public generally, or being indebted to a bank: Upon a mortgage loan upon the mortgagor's own home, or upon an installment debt transferred to a bank in the regular course of business by a seller of consumer goods including automobiles purchased by the officer or

employee. Further, this section ~~shall~~ DOES not prohibit the ~~four~~ FIVE banker members of the banking board, provided for in ~~section 11-102-103 (2)(a)~~ SECTION 11-102-103 (1)(a), from being executive officers in banks and from receiving bona fide compensation as such officers.

**SECTION 127.** In Colorado Revised Statutes, 24-48.5-126, **amend** (2)(b) as follows:

**24-48.5-126. Small business COVID-19 grant program - legislative declaration - definitions - reporting - repeal. (2) Definitions.** As used in this section, unless the context otherwise requires:

(b) "Commission" means the Colorado economic development commission created in ~~section 24-46-102 (2)~~ SECTION 24-46-102 (1).

**SECTION 128.** In Colorado Revised Statutes, 26-6.8-102, **amend** (2)(d)(I) as follows:

**26-6.8-102. Tony Grampsas youth services program - creation - standards - applications. (2) (d) (I)** The youth services program fund is created in the state treasury. The principal of the fund consists of tobacco litigation settlement ~~moneys~~ MONEY transferred by the state treasurer to the fund pursuant to section 24-75-1104.5 (1.7)(e). ~~C.R.S.~~ Subject to annual appropriation by the general assembly, the state department may expend ~~moneys~~ MONEY from the fund for the Tony Grampsas youth services program, including the compensation of youth members of the Tony Grampsas youth services board, as described in ~~section 26-6.8-103 (1)(e)(II)~~ SECTION 26-6.8-103 (1)(f)(II). All unexpended and unencumbered ~~moneys~~ MONEY in the fund at the end of any fiscal year ~~remain~~ REMAINS in the fund and shall not be transferred to the general fund or any other fund.

**SECTION 129.** In Colorado Revised Statutes, 29-4-708, **amend** (1)(bb)(I) as follows:

**29-4-708. General powers of the authority - repeal. (1)** In addition to any other powers granted to the authority in this part 7, the authority has the following powers:

(bb) (I) To contract with the Colorado economic development commission created in ~~section 24-46-102 (2)~~ SECTION 24-46-102 (1) for the

operation of the small business COVID-19 grant program established in section 24-48.5-126 (3).

**SECTION 130.** In Colorado Revised Statutes, 32-15-106, **amend** (1) introductory portion and (1)(p) as follows:

**32-15-106. Board of directors - powers and duties.** (1) In addition to any other powers specifically granted to the board in this ~~article~~ ARTICLE 15, the board ~~shall have~~ HAS the following duties and powers:

(p) To receive and accept from any source aid or contributions of money, property, labor, or other things of value to be held, used, and applied to carry out the purposes of this ~~article~~ ARTICLE 15 subject to the conditions upon which the grants or contributions are made; except that no public ~~moneys~~ MONEY from the state, any city, town, city and county, or county, and any department, agency, or instrumentality of the United States of America shall be accepted or expended for any purpose set forth in this ~~article~~ ARTICLE 15. Notwithstanding any provision set forth in this ~~paragraph~~ (p) SUBSECTION (1)(p), the board shall not be prohibited from receiving public ~~moneys~~ MONEY from the economic development commission created pursuant to ~~section 24-46-102 (2), C.R.S.~~, SECTION 24-46-102 (1) that ~~are~~ IS paid from the economic development fund created pursuant to section 24-46-105. ~~C.R.S.~~

**SECTION 131.** In Colorado Revised Statutes, 39-22-307, **amend** (2)(a) as follows:

**39-22-307. Credit allowed for prior payment of impact assistance.** (2) Eligible contributions, for the purpose of such credit, shall include the donation of property or payments to units of local government for use in the planning or construction or expansion of public facilities, limited to roads, schools, water facilities, sewerage facilities, police and fire protection facilities, and hospitals, which are deemed to be necessitated by the initiation of a new operation or an expansion of an existing operation. In order to qualify as an eligible contribution for credit, the following requirements shall be fulfilled:

(a) Each contribution shall be based on an agreement between the taxpayer and a unit of local government specifying the need for ~~such~~ THE contribution and its nature, value, and purpose. ~~Such~~ THE agreement shall



be submitted for review to each unit of local government ~~which~~ THAT is impacted by the new operation or the expansion of an existing operation. Each impacted unit of local government may send comments on the agreement to the parties to the agreement and the energy impact assistance advisory committee pursuant to ~~section 34-63-102 (5)(b)~~, C.R.S. SECTION 34-63-102 (5)(b)(VI).

**SECTION 132.** In Colorado Revised Statutes, 39-29-110, **amend** (2.5) as follows:

**39-29-110. Local government severance tax fund - creation - administration - definitions - repeal.** (2.5) In accordance with the provisions of ~~section 34-63-102 (5)(b)(I)~~, C.R.S. SECTION 34-63-102 (5)(b)(VI), the energy impact assistance advisory committee established pursuant to said section shall make recommendations to the executive director of the department of local affairs regarding the distribution of ~~moneys~~ MONEY authorized pursuant to this section.

**SECTION 133.** In Colorado Revised Statutes, **repeal** 24-1-135.1 and 24-1-137.

**SECTION 134. Appropriation.** (1) For the 2022-23 state fiscal year, \$14,105 is appropriated to the department of state. This appropriation is from the department of state cash fund created in section 24-21-104 (3)(b), C.R.S. To implement this act, the department may use this appropriation for document management services.

(2) For the 2022-23 state fiscal year, \$14,105 is appropriated to the department of personnel. This appropriation is from reappropriated funds received from the department of state under subsection (1) of this section. To implement this act, the department of personnel may use this appropriation to provide document management services for the department of state.

(3) For the 2022-23 state fiscal year, \$600 is appropriated to the department of public health and environment for use by the administration and support division. This appropriation is from the general fund. To implement this act, the department may use this appropriation for reimbursement for members of the state board of health.

**SECTION 135. Effective date.** (1) Except as otherwise provided in this section, this act takes effect upon passage.

(2) Section 26-11-101, Colorado Revised Statutes, as amended in section 90 of this act, only takes effect if House Bill 22-1035 does not become law.

(3) Section 35-65-401 (2), (3), (4), (5), and (8.5), Colorado Revised Statutes, as amended in section 107 of this act, only takes effect if Senate Bill 22-042 does not become law.

**SECTION 136. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety.

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Steve Fenberg  
PRESIDENT OF  
THE SENATE

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Alec Garnett  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

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Cindi L. Markwell  
SECRETARY OF  
THE SENATE

---

Robin Jones  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

APPROVED \_\_\_\_\_  
(Date and Time)

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Jared S. Polis  
GOVERNOR OF THE STATE OF COLORADO