

## CHAPTER 344

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**EDUCATION - UNIVERSITIES AND COLLEGES**


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**HOUSE BILL 04-1405**

BY REPRESENTATIVE(S) Spradley, King, Romano ff, Coleman, Frangas, Jahn, Mad den, Marshall, McGihon, Merrifield, Miller, Paccione, Ragsdale, Rippy, Rose, Spence, Weddig, and Williams S. ;  
also SENATOR(S) Andrews, Fitz-Gerald, Grossman, Veiga, and Sandoval.

**AN ACT**

**CONCERNING THE POWER OF THE COLORADO EDUCATIONAL AND CULTURAL FACILITIES AUTHORITY  
TO ENTER INTO ADDITIONAL FINANCING AGREEMENTS.**

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

**SECTION 1.** 23-15-103 (6.3) (a), (7) (a) (II) (A), and (8) (b), Colorado Revised Statutes, are amended to read:

**23-15-103. Definitions.** As used in this article, unless the context otherwise requires:

(6.3) (a) "Cultural institution" means any governmental, quasi-governmental, or nonprofit institution that engages in cultural, intellectual, scientific, educational, or artistic enrichment. "Cultural institution" includes, without limitation, any aquarium, botanical society, educational society, historical society, library, museum, gallery, performing arts association or society, nonprofit sports association, committee, or governing body, scientific society, natural history society or organization, zoological society, society for western history and western culture, SPONSOR OF HOUSING FACILITIES THAT SERVE THE CULTURAL NEEDS OF THEIR RESIDENTS, and any private nonprofit foundation, nonprofit association, or other entity that is organized principally for the support and benefit of any of the foregoing.

(7) (a) (II) (A) "Facility", in the case of a cultural institution, means any property that is suitable for the particular purposes of a cultural institution, including, without limitation, any such property suitable for use as or in connection with the operation of any one or more of the following: An administrative facility, an aquarium, an assembly hall, an auditorium, a botanical garden, an exhibition or performance hall or structure, a gallery, a greenhouse, a library, a museum, a scientific laboratory, A

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

HOUSING FACILITY THAT SERVES THE CULTURAL NEEDS OF ITS RESIDENTS AND IS BEING FINANCED AS PART OF A MULTISTATE PROGRAM OF FINANCING EDUCATIONAL OR CULTURAL FACILITIES UNDER THIS ARTICLE, a theater, or a zoological facility; and also including, without limitation, the books, works of art or music, and the animal, plant, or aquatic life or other items contained therein for display, exhibition, or performance. The term "facility" includes any other structure or facility required or useful for the operation of a cultural institution including, but not limited to, offices, parking lots and garages, and other supporting service structures; any equipment, furnishings, and appurtenances necessary or useful in the operation of a cultural institution; and the acquisition, preparation, and development of all real and personal property necessary or convenient as a site or sites for any such structure or facility. The term "facility" also includes buildings on the national register of historic places which are owned and operated by nonprofit entities.

(8) (b) ~~"Educational institution" does not include any branch program of an educational institution whose principal campus and facilities are located outside this state.~~

**SECTION 2. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: May 28, 2004