

CHAPTER 36

HEALTH AND ENVIRONMENT

HOUSE BILL 15-1059

BY REPRESENTATIVE(S) Garnett, Becker K., Court, Duran, Fields, Ginal, McCann, Pabon, Pettersen, Rosenthal, Williams, Young, Lontine;
also SENATOR(S) Guzman, Crowder, Steadman.

AN ACT

CONCERNING THE BOARD OF DIRECTORS OF THE DENVER HEALTH AND HOSPITAL AUTHORITY.

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

SECTION 1. In Colorado Revised Statutes, 25-29-103, **amend** (2) and (4) as follows:

25-29-103. Denver health and hospital authority - repeal. (2) PRIOR TO JULY 1, 2016, the authority shall be governed by a nine-member board of directors, ~~which~~ AND ON AND AFTER JULY 1, 2016, THE AUTHORITY SHALL BE GOVERNED BY AN ELEVEN-MEMBER BOARD OF DIRECTORS. THE BOARD shall be responsible for the operation of the health system. The mayor shall appoint the members of the board whose appointments shall be conditioned upon confirmation by the Denver city council. Of the nine members first appointed, four shall serve a term of two years and five shall serve a term of five years. Thereafter, all members, INCLUDING THE TWO MEMBERS FIRST APPOINTED FOR TERMS BEGINNING ON JULY 1, 2016, shall serve five-year terms. ~~The seven members of the Denver board of health and hospitals, regardless of constraints upon the terms of office or any appointments or reappointments to the Denver board of health and hospitals, shall serve ex officio as a nonvoting advisory panel to the authority's board. In the event the Denver charter no longer provides for the Denver board of health and hospitals, the seven members of such board shall no longer serve the authority in any capacity.~~ Actions of the board shall require the affirmative vote of the majority of the total membership of the board. The board shall annually elect a chairperson from among its members. Any member may be elected to serve successive terms as chairperson.

(4) (a) (I) PRIOR TO JULY 1, 2015, any member may be removed pursuant to city ordinance for any cause which renders the member unfit for the position after

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

written notice has been provided to the member by the mayor or council of the city stating the specific grounds which constitute cause for removal and upon providing the member an opportunity to be heard.

(II) THIS PARAGRAPH (a) IS REPEALED, EFFECTIVE JULY 1, 2015.

(b) ON AND AFTER JULY 1, 2015, ANY MEMBER MAY BE REMOVED UPON A UNANIMOUS VOTE OF THE BOARD, EXCLUDING THE MEMBER TO BE REMOVED, AND APPROVAL OF THE MAYOR. THE DECISION TO REMOVE A BOARD MEMBER PURSUANT TO THIS PARAGRAPH (b) SHALL BE BASED ON THE BOARD'S DETERMINATION THAT THE MEMBER TO BE REMOVED HAS FAILED TO PERFORM HIS OR HER DUTIES AS A BOARD MEMBER OR HAS ENGAGED IN CONDUCT DETRIMENTAL TO THE HOSPITAL AUTHORITY OR THE BOARD. PRIOR TO THE REMOVAL OF THE MEMBER, THE BOARD SHALL PROVIDE WRITTEN NOTICE TO THE MEMBER. A MEMBER REMOVED FROM THE BOARD PURSUANT TO THIS PARAGRAPH (b) DOES NOT HAVE THE RIGHT TO APPEAL THE BOARD'S DECISION TO REMOVE THE MEMBER FROM THE BOARD.

SECTION 2. In Colorado Revised Statutes, 25-29-112, **amend** (1)(l) as follows:

25-29-112. General powers of authority. (1) In addition to any other powers granted to the authority in this article, the authority shall have the following powers:

(l) To fix the time and place or places at which its regular and special meetings are to be held. Meetings shall be held on the call of the presiding officer, but no less than ~~eight~~ SIX meetings shall be held annually.

SECTION 3. 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: March 20, 2015