

CHAPTER 26

GOVERNMENT - STATE

SENATE BILL 23-048

BY SENATOR(S) Baisley and Bridges, Marchman, Fields, Gardner, Kirkmeyer, Kolker, Lundeen, Moreno, Simpson, Will; also REPRESENTATIVE(S) Amabile and Hamrick, Holtorf, Bacon, Bird, Dickson, Duran, English, Froelich, Herod, Jodeh, Lindsay, Martinez, Michaelson Jenet, Ortiz, Ricks, Sirota, Snyder, Taggart, Titone, Velasco, Vigil, Weinberg, Weissman, Young, McCluskie.

AN ACT

CONCERNING EXTENDING THE LENGTH OF AN EMPLOYMENT CONTRACT FOR A NON-TENURE-TRACK APPOINTMENT.

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

SECTION 1. In Colorado Revised Statutes, 24-19-104, **amend** (1.5)(a) introductory portion and (1.5)(d) introductory portion as follows:

24-19-104. Terms of employment contracts - public inspection.
 (1.5) (a) Notwithstanding the provisions of ~~paragraph (a) of subsection (1) of this section~~ SUBSECTION (1)(a) OF THIS SECTION, each system of higher education and each campus of each state institution of higher education may have in effect employment contracts or employment contract extensions having a duration not more than five years with not more than six government-supported officials or employees if:

(d) Notwithstanding the provisions of ~~paragraph (a) of subsection (1) of this section or paragraph (a) of this subsection (1.5)~~ SUBSECTION (1)(a) OR (1.5)(a) OF THIS SECTION, each system of higher education and each campus of each state institution of higher education may, subject to the approval of the chief executive officer of the system or institution and any rules or limitations established by the chief executive officer, have in effect an unlimited number of term employment contracts or term employment contract extensions having a duration of ~~not more than three years~~ FIVE YEARS OR FEWER with an unlimited number of government-supported officials or employees if the term employment contracts or term employment contract extensions are for half-time or longer, non-tenure-track classroom teaching appointments or librarian appointments. A person employed in

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a classroom teaching appointment pursuant to a term employment contract or term employment contract extension described in this ~~paragraph (d)~~ SUBSECTION (1.5) may have duties in addition to classroom teaching, as described in the contract or contract extension. A term employment contract or term employment contract extension executed pursuant to this ~~paragraph (d)~~ SUBSECTION (1.5) ~~at a minimum shall~~ MUST include a provision stating the contract or contract extension is unenforceable if, during the term of the contract or contract extension, the system of higher education or campus of a state institution of higher education that is a party to the contract:

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: March 23, 2023