

**First Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 25-0080.01 Josh Schultz x5486

HOUSE BILL 25-1085

HOUSE SPONSORSHIP

Lukens and Johnson,

SENATE SPONSORSHIP

Roberts and Pelton R.,

House Committees
Health & Human Services

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING PUBLIC HOSPITAL BOARDS OF TRUSTEES.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill allows a board of county commissioners to appoint an individual who is already an appointed state, county, or city official to a public hospital board of trustees (hospital board).

In current law, a hospital board must organize and operate on the second Tuesday of each January. The bill changes that requirement to mandate that a hospital board organize and operate on an annual basis. The bill eliminates a requirement that one of the trustees of a hospital board must visit and examine the hospital at least twice each month. The

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

bill also changes the deadline by which a hospital board must certify to a board of county commissioners the amount necessary to maintain and improve the hospital for the ensuing year from October 1 to December 1.

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

2 **SECTION 1.** In Colorado Revised Statutes, 25-3-302, **amend** (1)
3 as follows:

4 **25-3-302. Board of trustees.** (1) If a board of county
5 commissioners decides to create a public hospital board of trustees, levy
6 an annual tax, and appropriate funds to purchase, erect, and maintain or
7 turn over to the public hospital board of trustees control of a county
8 hospital, the board of county commissioners shall proceed at once to
9 appoint to the public hospital board of trustees, for designated terms,
10 seven trustees chosen from the citizens at large with reference to their
11 fitness for office. All of the trustees must be residents of the county. ~~and~~
12 ~~none may be an elected or appointed state, county, or city official.~~
13 Nothing in this article 3 requires a licensed physician to be appointed to
14 a public hospital board of trustees; however, if a licensed physician is
15 appointed to a public hospital board of trustees, membership on that board
16 is limited to one licensed physician at any given time. The seven
17 appointees constitute the public hospital board of trustees for the public
18 hospital. The public hospital board of trustees is a body corporate under
19 the name "Board of Trustees for Hospital", the name of the
20 hospital being inserted in the blank.

21 **SECTION 2.** In Colorado Revised Statutes, 25-3-303, **amend** (1)
22 introductory portion as follows:

23 **25-3-303. Organization of trustees.** (1) The members of the
24 board of public hospital trustees within ten days after their appointment

1 shall qualify by taking the oath of office. ~~On the second Tuesday of each~~
2 ~~January~~; They shall ANNUALLY organize and operate as follows:

3 **SECTION 3.** In Colorado Revised Statutes, 25-3-304, **amend**
4 (2)(b) as follows:

5 **25-3-304. Trustees - powers and duties.** (2) (b) A board of
6 public hospital trustees ~~must~~ SHALL hold meetings at least once each
7 month and ~~must~~ SHALL keep a complete record of all its proceedings.
8 Four members of the board ~~constitutes~~ CONSTITUTE a quorum for the
9 transaction of business. ~~One of the trustees must visit and examine said~~
10 ~~hospital at least twice each month, and the public hospital board~~; During
11 the first week in each January and July, ~~must~~ THE PUBLIC HOSPITAL
12 BOARD SHALL file with the board of county commissioners a report of
13 their proceedings with reference to such hospital and a statement of all
14 receipts and expenditures during the half year. On or before each ~~October~~
15 ~~first~~ DECEMBER 1, the board ~~must~~ SHALL certify to the board of county
16 commissioners the amount necessary to maintain and improve said
17 hospital for the ensuing year. ~~No~~ A trustee shall NOT have a personal
18 pecuniary interest, either directly or indirectly, in the purchase of any
19 supplies for said hospital, unless the same are purchased by competitive
20 bidding.

21 **SECTION 4. Act subject to petition - effective date.** This act
22 takes effect at 12:01 a.m. on the day following the expiration of the
23 ninety-day period after final adjournment of the general assembly; except
24 that, if a referendum petition is filed pursuant to section 1 (3) of article V
25 of the state constitution against this act or an item, section, or part of this
26 act within such period, then the act, item, section, or part will not take
27 effect unless approved by the people at the general election to be held in

- 1 November 2026 and, in such case, will take effect on the date of the
- 2 official declaration of the vote thereon by the governor.