

## CHAPTER 7

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**GOVERNMENT - STATE**

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**HOUSE BILL 93-1022**

BY REPRESENTATIVES Ratterree, Anderson, and Blue;  
also SENATORS R. Powers, Blickensderfer, and Johnson.

**AN ACT****CONCERNING THE DISPOSITION OF EXCESS MATERIAL BY THE STATE HISTORICAL SOCIETY.**

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

**SECTION 1.** 24-80-202, Colorado Revised Statutes, 1988 Repl. Vol., is amended to read:

**24-80-202. Trustee for state - exchange duplicates - lending materials.**  
(1) Except as otherwise provided in part 1 of this article, the society shall be the trustee of the state and as such shall faithfully expend and apply all money received from the state to the uses and purposes directed by law, and shall hold its present and future collections and property for the state, and shall not sell, mortgage, transfer, or dispose of in any manner or remove from the Colorado state museum any article thereof, or part of the same, without authority of law. ~~This shall not prevent the sale or exchange of any duplicates which the society may have or obtain, the loan for reasonable periods of time of materials or exhibits to responsible borrowers under adequate safeguards, or the transfer to other educational institutions of the state of property not deemed applicable to the purposes of the society.~~

(2) NOTHING IN THIS SECTION SHALL BE CONSTRUED TO PREVENT THE SALE, EXCHANGE, OR OTHER DISPOSITION OF MATERIALS HELD BY THE SOCIETY THAT ARE DETERMINED BY THE PRESIDENT AND BOARD OF DIRECTORS OF THE SOCIETY TO BE DUPLICATES OF OTHER ITEMS HELD BY THE SOCIETY, REDUNDANT EXAMPLES OF ITEMS OF SIMILAR TYPE HELD BY THE SOCIETY, ITEMS THAT ARE BEYOND THE SCOPE OF THE SOCIETY'S MISSION STATEMENT OR COLLECTIONS POLICY, OR ITEMS THAT ARE LACKING IN USEFULNESS OR HISTORICAL VALUE.

(3) NOTHING IN THIS SECTION SHALL BE CONSTRUED TO PREVENT THE LOAN FOR REASONABLE PERIODS OF TIME OF MATERIALS OR EXHIBITS TO RESPONSIBLE

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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.*

BORROWERS UNDER ADEQUATE SAFEGUARDS, OR THE TRANSFER TO OTHER EDUCATIONAL INSTITUTIONS OF THE STATE OF PROPERTY NOT DEEMED APPLICABLE TO THE PURPOSES OF THE SOCIETY.

(4) REVENUE GENERATED BY THE SALE OF SUCH PROPERTIES SHALL BE HELD AND DISBURSED PURSUANT TO SECTION 24-80-209.

**SECTION 2. Effective date.** This act shall take effect July 1, 1993.

**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 1, 1993