

CHAPTER 80

GOVERNMENT - LOCAL

HOUSE BILL 96-1062

BY REPRESENTATIVES Chlouber, George, Schwarz, and Taylor;
also SENATORS Bishop, Dennis, Hopper, L. Powers, Rupert, and Wattenberg.

AN ACT

CONCERNING THE BOARD OF DIRECTORS OF THE COLORADO TRAVEL AND TOURISM AUTHORITY.

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

SECTION 1. 29-24-105 (3) (a), (3) (c), (4), (5), and (7) (d), Colorado Revised Statutes, 1986 Repl. Vol., as amended, are amended to read:

29-24-105. Colorado travel and tourism authority - board of directors - executive committee - appointment - qualifications. (3) (a) Three board members representing each business category shall be appointed by the governor, subject to confirmation by the senate, exclusively from nominations made and submitted to the governor by the authority in accordance with this section; except that the initial board of directors shall be established in accordance with subsection (10) of this section. The governor shall not have authority to request additional nominations unless it is determined that there are an insufficient number of nominees who are qualified pursuant to subsection (7) of this section to fill the available board seats. Within thirty days after nominations are submitted pursuant to this section, the governor shall make the appointments. ~~THE TERM OF any member who has been appointed shall serve from the date of appointment unless and until the appointment is rejected by the senate~~ COMMENCE ON THE MARCH 1 FOLLOWING THE DATE OF APPOINTMENT. Vacancy in any position shall be filled in the same manner as the original appointment was made; EXCEPT THAT THE NOMINEES SUBMITTED TO THE GOVERNOR FOR THE VACANT SEAT SHALL BE THE TWO INDIVIDUALS IN THE SAME BUSINESS CATEGORY WHO RECEIVED THE HIGHEST NUMBER OF VOTES IN THE MOST RECENT ELECTION FOR THE BUSINESS CATEGORY HELD PURSUANT TO PARAGRAPH (b) OF THIS SUBSECTION (3) BUT WHO WERE NOT APPOINTED. IN THE EVENT THERE ARE NOT TWO INDIVIDUALS FROM THE SAME BUSINESS CATEGORY WHO RECEIVED VOTES IN THE MOST RECENT ELECTION FOR THE BUSINESS CATEGORY, THE TWO NOMINEES TO

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

BE SUBMITTED TO THE GOVERNOR SHALL BE SELECTED BY A COMMITTEE COMPRISED OF THE REMAINING BOARD MEMBERS WHO REPRESENT THE SAME BUSINESS CATEGORY AS THE SEAT TO BE FILLED. MEMBERS APPOINTED TO FILL A VACANCY SHALL SERVE FROM THE DATE OF APPOINTMENT FOR THE REMAINDER OF THE UNEXPIRED TERM UNLESS AND UNTIL THE APPOINTMENT IS REJECTED BY THE SENATE.

(c) At-large members shall be elected by vote of all businesses from which contributions are collected during the ~~calendar year in~~ TWELVE-MONTH PERIOD PRECEDING THE DATE ON WHICH THE ELECTION TAKES PLACE; EXCEPT THAT THE INITIAL BOARD OF DIRECTORS SHALL BE ESTABLISHED IN ACCORDANCE WITH SUBSECTION (10) OF THIS SECTION. REPRESENTATIVES OF BUSINESSES THAT HAVE CONTRIBUTED TO THE AUTHORITY DURING THE ~~calendar year in~~ TWELVE-MONTH PERIOD PRECEDING THE DATE ON WHICH AT-LARGE MEMBERS ARE TO BE ELECTED SHALL BE ELIGIBLE TO NOMINATE INDIVIDUALS FOR ANY OPEN AT-LARGE BOARD SEATS AND, IF OTHERWISE QUALIFIED, SHALL BE ELIGIBLE FOR ELECTION TO AT-LARGE SEATS ON THE BOARD. THE TERM OF EACH AT-LARGE MEMBER SHALL COMMENCE ON THE MARCH 1 FOLLOWING THE DATE OF SUCH MEMBER'S ELECTION.

(4) (a) (I) The term of each member of the board appointed by the governor shall be three years; except that, of the members first appointed to represent each business category, one shall be appointed for a term of two years, and one shall be appointed for a term of one year.

(II) The governor shall specify the term of each member in making the appointments to the initial board of directors.

(III) Board members appointed by the governor shall not be eligible to serve more than two consecutive terms of two years or more.

(b) (I) EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPH (c) OF THIS SUBSECTION (4), the term of each at-large board member shall be one year.

(II) EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPH (c) OF THIS SUBSECTION (4), at-large board members shall not be eligible to serve more than three consecutive terms.

(III) THIS PARAGRAPH (b) IS REPEALED, EFFECTIVE JULY 1, 1997.

(c) (I) AT THE ELECTION HELD FOR TERMS BEGINNING MARCH 1, 1997, TWO AT-LARGE MEMBERS SHALL BE ELECTED FOR A TERM OF ONE YEAR, TWO AT-LARGE MEMBERS SHALL BE ELECTED FOR A TERM OF TWO YEARS, AND TWO AT-LARGE MEMBERS SHALL BE ELECTED FOR A TERM OF THREE YEARS. THEREAFTER, THE TERM OF EACH AT-LARGE BOARD MEMBER SHALL BE THREE YEARS.

(II) COMMENCING WITH THE TERMS BEGINNING MARCH 1, 1997, AT-LARGE BOARD MEMBERS SHALL NOT BE ELIGIBLE TO SERVE MORE THAN TWO CONSECUTIVE TERMS.

(5) The chairperson of the board shall be elected annually ~~from among the board's membership~~ AND SHALL BE ONE OF THE MEMBERS OF THE EXECUTIVE COMMITTEE ELECTED PURSUANT TO SUBSECTION (6) OF THIS SECTION. The board shall annually ~~select~~ ELECT a secretary and a treasurer or a secretary-treasurer who ~~may or may not be selected from among the board members~~ SHALL ALSO BE A MEMBER OF THE

EXECUTIVE COMMITTEE ELECTED PURSUANT TO SUBSECTION (6) OF THIS SECTION. The board is authorized to elect such other officers from among ~~its members~~ THE MEMBERS OF THE EXECUTIVE COMMITTEE as it determines necessary for the efficient operation of the authority.

(7) Each individual nominated for appointment or election to the board and each board member shall be:

(d) Except for board members initially appointed or elected pursuant to this section, from a business ~~which makes~~ THAT HAS MADE contributions to the authority during the ~~calendar year in~~ TWELVE-MONTH PERIOD PRECEDING THE DATE ON which the election takes place and THAT CONTINUES TO MAKE CONTRIBUTIONS DURING each year of the board member's term.

SECTION 2. 29-24-109 (4), Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended to read:

29-24-109. Duties and powers - authority - board - executive committee.
(4) Nothing in this section shall be construed to authorize the authority, the board, or the executive committee to expend funds of the authority to support or oppose the candidacy of any individual for political office or to ~~advance any position on a political issue~~ URGE ELECTORS TO VOTE IN FAVOR OF OR AGAINST ANY STATEWIDE OR LOCAL BALLOT ISSUE, RECALL MEASURE, OR REFERRED MEASURE AS DEFINED IN SECTION 1-1-104 (34.5), C.R.S.

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: April 16, 1996