

CHAPTER 184

**EDUCATION - PUBLIC SCHOOLS**

SENATE BILL 97-126

BY SENATOR Bishop;  
also REPRESENTATIVES Smith, G. Berry, and Sullivan.

**AN ACT**

CONCERNING MEMBERSHIP ON BOARDS OF COOPERATIVE SERVICES THAT INCLUDE SCHOOL DISTRICTS  
AND POSTSECONDARY EDUCATIONAL INSTITUTIONS.

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

**SECTION 1.** 22-5-104 (2) (b) and (2) (c), Colorado Revised Statutes, 1995 Repl. Vol., are amended to read:

**22-5-104. Creation of board of cooperative services - meetings.** (2) (b) Each participating board of education of a school district shall then appoint its assigned number of representatives, and one alternate for each, from its membership; EXCEPT THAT, IF THE BOARD OF COOPERATIVE SERVICES CONSISTS OF A SINGLE SCHOOL DISTRICT AND A SINGLE POSTSECONDARY INSTITUTION, THE BOARD OF EDUCATION MAY APPOINT ITS REPRESENTATIVES, AND ONE ALTERNATE FOR EACH, FROM ITS MEMBERSHIP OR IT MAY APPOINT THE SUPERINTENDENT OF THE SCHOOL DISTRICT AS ONE OF ITS ASSIGNED NUMBER OF REPRESENTATIVES. ~~The term of office of each~~ ANY member representing a board of education of a school district WHO IS ALSO A MEMBER OF THE BOARD OF EDUCATION shall have the same expiration date as the term which the member is serving on ~~his local~~ THE board OF EDUCATION at the time of ~~his~~ appointment to the board of cooperative services. THE TERM OF OFFICE OF ANY SCHOOL DISTRICT SUPERINTENDENT WHO IS APPOINTED TO REPRESENT THE BOARD OF EDUCATION OF A SCHOOL DISTRICT SHALL NOT EXCEED THREE YEARS; EXCEPT THAT, IF THE SUPERINTENDENT CEASES TO BE AN EMPLOYEE OF THE SCHOOL DISTRICT WHILE SERVING ON THE BOARD OF COOPERATIVE SERVICES, A VACANCY SHALL EXIST ON THE BOARD OF COOPERATIVE SERVICES.

(c) Each participating governing board or governing agency of a postsecondary

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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.*

institution shall then appoint its assigned number of representatives, and one alternate for each, from its membership or ~~from the employees~~ THE GOVERNING BOARD OR GOVERNING AGENCY MAY APPOINT THE CHIEF EXECUTIVE OFFICER of such postsecondary institution AS ONE OF ITS ASSIGNED NUMBER OF REPRESENTATIVES. The term of office of each member representing a governing board or governing agency of a postsecondary institution shall not exceed three years; except that, if any member of a board of cooperative services who represents a governing board or governing agency of a postsecondary institution ceases to be a member of such governing board or governing agency or ~~an employee~~ THE CHIEF EXECUTIVE OFFICER of such postsecondary institution, a vacancy shall exist on the board of cooperative services.

**SECTION 2. 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: May 21, 1997