

CHAPTER 50

EDUCATION - PUBLIC SCHOOLS

HOUSE BILL 99-1147

BY REPRESENTATIVE Mitchell;
also SENATOR Andrews.**AN ACT**

CONCERNING VACANCIES ON THE STATE BOARD OF EDUCATION.

*Be it enacted by the General Assembly of the State of Colorado:***SECTION 1.** 22-2-105 (5), Colorado Revised Statutes, is amended to read:

22-2-105. State board of education - composition. (5) Any vacancies that may occur by reason of death, removal, or resignation from office, or removal from the district from which elected, OR WHEN A BOARD MEMBER IS ELECTED, QUALIFIED, AND TAKES OFFICE FOR ANOTHER STATE OFFICE, shall be filled by the state board, and the person so appointed shall serve until the next regular election providing such appointee is subject to the qualifications set forth by law. ANY PERSON APPOINTED TO FILL A VACANCY SHALL BE A MEMBER OF THE SAME POLITICAL PARTY AS THE VACATING BOARD MEMBER. IF A VACANCY OCCURS AT ANY TIME WITHIN THE PERIOD THAT BEGINS WITH THE GENERAL ELECTION IN NOVEMBER AND ENDS THE SECOND TUESDAY OF JANUARY FOLLOWING SAID GENERAL ELECTION, THE VACANCY SHALL BE FILLED BY THE MEMBERS OF THE STATE BOARD WHO ARE ELECTED, QUALIFIED, AND SWORN IN OR CONTINUING IN OFFICE AS OF SAID SECOND TUESDAY OF JANUARY.

SECTION 2. Effective date. This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution; except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

Approved: March 24, 1999

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