

CHAPTER 62

EDUCATION - UNIVERSITIES AND COLLEGES

HOUSE BILL 01-1035

BY REPRESENTATIVE(S) Spence, Larson, Cloer, Coleman, Crane, Decker, Hefley, Hoppe, Jahn, King, Mace, Madden, Nuñez, Stafford, Tapia, and Williams S.;
also SENATOR(S) Tupa and Hernandez.

AN ACT

CONCERNING APPOINTMENTS TO HIGHER EDUCATION BOARDS AND COMMISSIONS.

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

SECTION 1. 23-1-102 (3) (a), (4), and (5), Colorado Revised Statutes, are amended to read:

23-1-102. Commission abolished - commission reestablished - terms of office.

(3) (a) The commission shall consist of ~~nine~~ ELEVEN members to be appointed by the governor with the consent of the senate. The members of the commission shall be selected on the basis of their knowledge of and interest in higher education and shall serve for four-year terms; except that, of the members first appointed to the commission, five members shall serve for terms of two years, and four members shall serve for terms of four years. No member of the commission may serve more than two consecutive full four-year terms.

(4) At the time of appointment, no member of the commission shall have been an officer, employee, or member of a governing board or an officer or employee of any state-supported institution of higher education in the state for a period of ~~two years~~ ONE YEAR prior to his appointment. During his OR HER term of office, no member of the commission shall be a member of the general assembly or an officer, employee, or member of a governing board or an officer or employee of a state-supported institution of higher education.

(5) The commission shall at no time have more than ~~five~~ SIX members of any one major political party. Members of the commission shall receive seventy-five dollars per diem for attendance at official meetings plus actual and necessary expenses incurred in the conduct of official business. In appointing members of the

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

commission, the governor shall consider geographic representation. Of the ~~nine~~ ELEVEN members of the commission, at least one shall be from each congressional district, and at least one member of the commission shall reside west of the continental divide. ~~An appointment of an unaffiliated member shall be counted as an appointment as a member of the governor's political party.~~

SECTION 2. 23-60-104 (2) (a) (I), Colorado Revised Statutes, is amended to read:

23-60-104. State board for community colleges and occupational education - student advisory council - state advisory council. (2) (a) (I) The board shall consist of eleven members, nine of whom shall be appointed by the governor with the consent of the senate. The board shall appoint a director of occupational education and a director of community and technical colleges with the qualifications and background specified by the board. Within thirty days of April 14, 1986, the governor shall appoint the initial members of the board. An initial appointee shall be authorized to act as a duly confirmed member of the board until such time as the senate has acted on such appointment. The governor may appoint, as a member of the board, any person who was a member of the board prior to its termination. No appointed member shall be an employee of any junior college, community or technical college, school district or agency receiving vocational funds allocated by the board, ~~state or~~ private institution of higher education, or state or private occupational school in the state. No appointed member shall be an elected or appointed statewide official of the state of Colorado or member of the governing board of any state-supported institution of higher education. The board shall at no time have more than five appointed members of any one political party. The board shall at all times have one member from each congressional district in the state. A vacancy on the board occurs whenever any member moves out of the congressional district from which he was appointed. A member who moves out of such congressional district shall promptly notify the governor of the date of such move, but such notice is not a condition precedent to the occurrence of the vacancy. The governor shall fill the vacancy as provided in paragraph (c) of this subsection (2). Members of the board shall be appointed so as to insure that all geographic areas of the state are represented. A state student advisory council of student members who are enrolled for a minimum of nine hours shall be elected, one each, from and by the student bodies of each of the campuses governed by the board.

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 23, 2001