

CHAPTER 205

EDUCATION - UNIVERSITIES AND COLLEGES

HOUSE BILL 02-1324

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also SENATOR(S) Thiebaut, Chlouber, Entz, Epps, Evans, Fitz-Gerald, Hagedorn, Hillman, Isgar, May, McElhany, Nichol, Pascoe, Perlmutter, Phillips, Taylor, Teck, and Windels.

AN ACT

CONCERNING ESTABLISHMENT OF A COLORADO STATE UNIVERSITY AT PUEBLO, AND, IN CONNECTION THEREWITH, CHANGING THE NAME OF THE UNIVERSITY OF SOUTHERN COLORADO AND MODIFYING THE UNIVERSITY'S ROLE AND MISSION.

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

SECTION 1. 23-55-101, Colorado Revised Statutes, is REPEALED AND REENACTED, WITH AMENDMENTS, to read:

23-55-101. University established - role and mission. THERE IS HEREBY ESTABLISHED A UNIVERSITY AT PUEBLO, TO BE KNOWN AS COLORADO STATE UNIVERSITY - PUEBLO, WHICH SHALL BE A REGIONAL, COMPREHENSIVE UNIVERSITY, WITH MODERATELY SELECTIVE ADMISSIONS STANDARDS. THE UNIVERSITY SHALL OFFER A BROAD ARRAY OF BACCALAUREATE PROGRAMS WITH A STRONG PROFESSIONAL FOCUS AND A FIRM GROUNDING IN THE LIBERAL ARTS AND SCIENCES. THE UNIVERSITY SHALL ALSO OFFER SELECTED MASTERS-LEVEL GRADUATE PROGRAMS.

SECTION 2. 23-55-103, Colorado Revised Statutes, is amended to read:

23-55-103. State board of agriculture to supervise. The state board of agriculture has the general supervision of the ~~university of southern Colorado~~ COLORADO STATE UNIVERSITY - PUEBLO and the control and direction of the funds and appropriations made thereto and has the power to receive, demand, and hold for the uses and purposes of said university all money, lands, and other property ~~which~~

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

THAT may be donated, devised, or conveyed thereto and to apply the same in such manner as shall best serve the objects and interests of the said university.

SECTION 3. 23-55-105, Colorado Revised Statutes, is amended to read:

23-55-105. Effect of name change. The legal effect of any statute heretofore designating the ~~university of Southern Colorado~~ COLORADO STATE UNIVERSITY - PUEBLO by any other name, or property rights heretofore acquired and obligations heretofore incurred under any other name, shall not be impaired.

SECTION 4. 23-55-106 (1) and (3) (a), Colorado Revised Statutes, are amended to read:

23-55-106. Additional powers of board. (1) The state board of agriculture also has the power to lease portions of the grounds of the ~~university of southern Colorado~~ COLORADO STATE UNIVERSITY - PUEBLO to private persons and corporations for the construction of dormitory, living, dining, or cottage buildings and to rent, lease, maintain, operate, and purchase such buildings at such university, all in the manner provided by and subject to the limitations contained in sections 23-56-103 to 23-56-109; except that none of such grounds or improvements shall be used in any manner that discriminates against anyone because of race, creed, color, or religion.

(3) In addition to those powers conferred elsewhere in this article, the state board of agriculture has the power to:

(a) Appoint a president of the ~~university of southern Colorado~~ COLORADO STATE UNIVERSITY - PUEBLO who shall hold his OR HER office until removed by the said board or until he OR SHE resigns;

SECTION 5. 23-55-107, Colorado Revised Statutes, is amended to read:

23-55-107. Board of agriculture - powers relating to real property. The state board of agriculture shall have the powers specified in section 23-30-102 regarding the sale, lease, or exchange of real property, or any interest therein, the ownership of which is vested in the state board of agriculture or the ~~university of southern Colorado~~ COLORADO STATE UNIVERSITY - PUEBLO. The state board of agriculture shall report all proposed sales, leases, or exchanges of such real property adjacent to or titled in ~~university of southern Colorado~~ COLORADO STATE UNIVERSITY - PUEBLO to the Colorado commission on higher education, which will review and approve or disapprove the proposed transaction pursuant to section 23-1-106.

SECTION 6. 22-35-103 (1), Colorado Revised Statutes, is amended to read:

22-35-103. Definitions. For the purposes of this article:

(1) "Institution of higher education" means the ~~university of southern Colorado~~ COLORADO STATE UNIVERSITY - PUEBLO, Adams state college, Mesa state college, Metropolitan state college of Denver, Fort Lewis college, Western state college of Colorado, all independent area vocational schools, all junior college district colleges, the university of northern Colorado, Colorado school of mines, the university of Colorado at Denver, the university of Colorado at Colorado Springs, the university

of Colorado at Boulder, Colorado state university, all community colleges governed by the state board for community colleges and occupational education, and all nonpublic institutions of higher education.

SECTION 7. 23-5-111.4 (3), Colorado Revised Statutes, is amended to read:

23-5-111.4. Tuition for members of the national guard. (3) For the purposes of this section, "designated institution of higher education" means the ~~university of southern Colorado~~ COLORADO STATE UNIVERSITY - PUEBLO, Adams state college, Mesa state college, Metropolitan state college of Denver, Fort Lewis college, Western state college of Colorado, all independent area vocational schools, all local district colleges, the university of northern Colorado, the university of Colorado at Boulder, the university of Colorado at Denver, the university of Colorado at Colorado Springs, Colorado state university, the Colorado school of mines, the university of Colorado health sciences center, and all community colleges governed by the state board for community colleges and occupational education. Tuition assistance at the university of Colorado health sciences center shall be based on the amount of in-state tuition for general studies at the university of Colorado at Boulder.

SECTION 8. 23-30-101, Colorado Revised Statutes, is amended to read:

23-30-101. State board of agriculture. A board is hereby constituted and established which shall be known by the name and title of the state board of agriculture. It shall consist of a total of fifteen members. Six of the offices shall be advisory, without the right to vote. One shall be filled by an elected officer of the student body who is a full-time junior or senior student at Colorado state university, one by an elected officer of the faculty council of Colorado state university having the rank of associate professor or higher, one by an elected officer of the faculty council of Fort Lewis college, one by an elected officer of the student body who is a full-time junior or senior student at Fort Lewis college, one by an elected officer of the student body who is a full-time junior or senior student at the ~~university of southern Colorado~~ COLORADO STATE UNIVERSITY - PUEBLO, and one by an elected officer of the faculty council of the ~~university of southern Colorado~~ COLORADO STATE UNIVERSITY - PUEBLO having the rank of associate professor or higher. The six advisory members shall be elected by their respective governing bodies from their membership. The terms of these advisory offices shall be for one academic year. Commencing with appointments made in 1974 and subsequent years, the remaining nine members, at least two of whom shall have some connection with agriculture, shall be appointed by the governor, with the consent of the senate, for basic terms of four years, although interim appointments may be made for lesser periods so that at least two of the nine terms will expire in each calendar year. No person, elected under this section, shall serve on the board for more than two terms, regardless of the length of the terms; except that a member of the board, whether elected or appointed, may continue to serve until his OR HER successor is elected or appointed and qualified. For the purposes of this section, "full-time student" means the same as it does in the respective institutions.

SECTION 9. Repeal. 23-50-101 (1) (e), Colorado Revised Statutes, is repealed as follows:

23-50-101. Governing board for state colleges. (1) (e) ~~The trustees of the state~~

~~colleges in Colorado shall retain such authority over the setting of fees and other fiscal matters at the university of southern Colorado directly related to present and future facilities and pledges under the systemwide bonding agreement in effect as of May 1, 1972, but no action changing the liabilities of said university with reference to the system may be taken without thirty days' prior notice to the state board of agriculture.~~

SECTION 10. 24-1-114 (4) (b), Colorado Revised Statutes, is amended to read:

24-1-114. Department of higher education - creation. (4) For the purposes of section 22 of article IV of the state constitution, the following are allocated to the department of higher education but shall otherwise continue to be administered as provided by law:

(b) The state board of agriculture, created by part 1 of article 30 of title 23, C.R.S.; Colorado state university, created by article 31 of title 23, C.R.S.; Fort Lewis college, created by part 1 of article 52 of title 23, C.R.S.; and the ~~university of southern Colorado~~ COLORADO STATE UNIVERSITY - PUEBLO, created by article 55 of title 23, C.R.S.;

SECTION 11. 24-90-302 (3), Colorado Revised Statutes, is amended to read:

24-90-302. Colorado computer information network - creation. (3) The network shall be originally composed of, but not limited to, the following networks: The Colorado alliance for research library network (CARL), a network of libraries on the western slope (MARMOT - not an acronym), and a primarily metro Denver network connected with the ~~university of southern Colorado~~ COLORADO STATE UNIVERSITY - PUEBLO (IRVING - not an acronym). These and other networks shall be connected using the existing telecommunications available and other access modes to be distributed throughout the state. Any other informational computer networks may be included as a part of the network upon application to the state librarian by the person or persons in charge of such computer networks.

SECTION 12. Effective date. This act shall take effect July 1, 2003.

SECTION 13. 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 29, 2002