

CHAPTER 33

EDUCATION - UNIVERSITIES AND COLLEGES

HOUSE BILL 04-1005

BY REPRESENTATIVE(S) Williams T., Coleman, Rhodes, Berry, Fairbank, Garcia, Hall, Harvey, Hefley, Hoppe, Jahn, Madden, Paccione, Stafford, Vigil, Welker, and Williams S.; also SENATOR(S) Tupa, Anderson, Takis, Taylor, and Groff.

AN ACT

CONCERNING THE ENTERPRISE STATUS OF AUXILIARY FACILITIES OF INSTITUTIONS OF HIGHER EDUCATION.

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

SECTION 1. 23-5-101.5 (4) (d) (I), (4) (d) (V), (4) (g), and (4) (h), Colorado Revised Statutes, are amended, and the said 23-5-101.5 (4) is further amended BY THE ADDITION OF THE FOLLOWING NEW PARAGRAPHS, to read:

23-5-101.5. Enterprise status of auxiliary facilities. (4) The expiration of the following designations of auxiliary facilities as enterprises, which are scheduled for expiration pursuant to subsection (3) of this section, are postponed until June 30, 2009:

(d) University of northern Colorado:

(I) Continuing education; AND

(V) ~~Stadium enterprise; and~~

(g) Adams state college: ~~Mesa state college, and Western state college of Colorado.~~

(I) Student and faculty services;

(II) Continuing education; ~~and~~

(h) ~~Fort Lewis college, student and facility operations and activities.~~ MESA STATE

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

COLLEGE:

(I) STUDENT AND FACULTY SERVICES;

(II) CONTINUING EDUCATION;

(i) METROPOLITAN STATE COLLEGE OF DENVER:

(I) STUDENT AND FACULTY SERVICES;

(II) CONTINUING EDUCATION;

(j) WESTERN STATE COLLEGE OF COLORADO:

(I) STUDENT AND FACULTY SERVICES;

(II) CONTINUING EDUCATION; AND

(k) FORT LEWIS COLLEGE, STUDENT AND FACULTY OPERATIONS AND ACTIVITIES.

SECTION 2. 23-5-101.5, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

23-5-101.5. Enterprise status of auxiliary facilities. (6) NOTWITHSTANDING PARAGRAPH (a) OF SUBSECTION (3) OF THIS SECTION RELATING TO THE DESIGNATION OF AUXILIARY FACILITIES AS ENTERPRISES:

(a) ANY AUXILIARY FACILITIES OF ADAMS STATE COLLEGE THAT WERE A PART OF ANY STATE COLLEGES ENTERPRISE PURSUANT TO PARAGRAPH (g) OF SUBSECTION (4) OF THIS SECTION IN EXISTENCE PRIOR TO THE ESTABLISHMENT OF THE BOARD OF TRUSTEES OF ADAMS STATE COLLEGE IN SECTION 23-51-102 SHALL, AS THEY RELATE TO ADAMS STATE COLLEGE, BE DESIGNATED ENTERPRISES OF THE BOARD OF TRUSTEES OF ADAMS STATE COLLEGE.

(b) ANY AUXILIARY FACILITIES OF MESA STATE COLLEGE THAT WERE A PART OF ANY STATE COLLEGES ENTERPRISE PURSUANT TO PARAGRAPH (g) OF SUBSECTION (4) OF THIS SECTION IN EXISTENCE PRIOR TO THE ESTABLISHMENT OF THE BOARD OF TRUSTEES OF MESA STATE COLLEGE IN SECTION 23-53-102 SHALL, AS THEY RELATE TO MESA STATE COLLEGE, BE DESIGNATED ENTERPRISES OF THE BOARD OF TRUSTEES OF MESA STATE COLLEGE.

(c) ANY AUXILIARY FACILITIES OF METROPOLITAN STATE COLLEGE OF DENVER THAT WERE A PART OF ANY STATE COLLEGES ENTERPRISE ESTABLISHED UNDER LAW IN EXISTENCE PRIOR TO THE ESTABLISHMENT OF THE BOARD OF TRUSTEES OF METROPOLITAN STATE COLLEGE OF DENVER IN SECTION 23-54-102 SHALL, AS THEY RELATE TO METROPOLITAN STATE COLLEGE OF DENVER, BE DESIGNATED ENTERPRISES OF THE BOARD OF TRUSTEES OF METROPOLITAN STATE COLLEGE OF DENVER.

(d) ANY AUXILIARY FACILITIES OF WESTERN STATE COLLEGE OF COLORADO THAT WERE A PART OF ANY STATE COLLEGES ENTERPRISE PURSUANT TO PARAGRAPH (g) OF

SUBSECTION (4) OF THIS SECTION IN EXISTENCE PRIOR TO THE ESTABLISHMENT OF THE BOARD OF TRUSTEES OF WESTERN STATE COLLEGE OF COLORADO IN SECTION 23-56-102 SHALL, AS THEY RELATE TO WESTERN STATE COLLEGE OF COLORADO, BE DESIGNATED ENTERPRISES OF THE BOARD OF TRUSTEES OF WESTERN STATE COLLEGE OF COLORADO.

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 17, 2004