

CHAPTER 54

EDUCATION - UNIVERSITIES AND COLLEGES

HOUSE BILL 06-1093

BY REPRESENTATIVE(S) White, McFadyen, Sullivan, and Rose;
also SENATOR(S) Taylor.

AN ACT

CONCERNING COLORADO NORTHWESTERN COMMUNITY COLLEGE.

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

SECTION 1. 23-71-207, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

23-71-207. Colorado Northwestern community college - approval of plan - date of entry into system - continuation of mill levy. (5) (a) AT THE 2006 GENERAL ELECTION, THE VOTERS OF THE MOFFAT COUNTY AFFILIATED JUNIOR COLLEGE DISTRICT SHALL DECIDE THE FOLLOWING QUESTION:

"SHALL THE MOFFAT COUNTY AFFILIATED JUNIOR COLLEGE DISTRICT, AS PART OF THE AREA SERVED BY COLORADO NORTHWESTERN COMMUNITY COLLEGE, CONTINUE INDEFINITELY TO COLLECT PROPERTY TAXES IN THE AMOUNT OF UP TO THREE MILLS, UNTIL SUCH TIME AS THE MOFFAT COUNTY AFFILIATED JUNIOR COLLEGE DISTRICT BOARD AND THE VOTERS OF THE MOFFAT COUNTY AFFILIATED JUNIOR COLLEGE DISTRICT APPROVE AN INCREASE IN THE MILL LEVY, FOR TUITION, SUPPLEMENTAL PROGRAM FUNDING, AND CAPITAL CONSTRUCTION PURPOSES?

YES ___ NO ___ "

(b) IF THE BALLOT QUESTION SET FORTH IN PARAGRAPH (a) OF THIS SUBSECTION (5) IS REJECTED BY THE VOTERS AT THE 2006 GENERAL ELECTION, THE MOFFAT COUNTY AFFILIATED JUNIOR COLLEGE DISTRICT BOARD MAY RESUBMIT THE BALLOT

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

QUESTION SET FORTH IN PARAGRAPH (a) OF THIS SUBSECTION (5) TO THE VOTERS OF THE MOFFAT COUNTY AFFILIATED JUNIOR COLLEGE DISTRICT IN THE 2007 GENERAL ELECTION. IF THE BALLOT QUESTION SET FORTH IN PARAGRAPH (a) OF THIS SUBSECTION (5) IS REJECTED BY THE VOTERS AT THE 2006 OR 2007 GENERAL ELECTION, THE MOFFAT COUNTY AFFILIATED JUNIOR COLLEGE DISTRICT BOARD MAY RESUBMIT THE BALLOT QUESTION SET FORTH IN PARAGRAPH (a) OF THIS SUBSECTION (5) TO THE VOTERS OF THE MOFFAT COUNTY AFFILIATED JUNIOR COLLEGE DISTRICT IN THE 2008 GENERAL ELECTION.

(c) IF A MAJORITY OF VOTERS OF THE MOFFAT COUNTY AFFILIATED JUNIOR COLLEGE DISTRICT APPROVE THE MEASURE SET FORTH IN PARAGRAPH (a) OF THIS SUBSECTION (5), THEN, NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPHS (I) AND (V) OF PARAGRAPH (a) OF SUBSECTION (4) OF THIS SECTION, THE MOFFAT COUNTY AFFILIATED JUNIOR COLLEGE DISTRICT SHALL NOT DISSOLVE ON JANUARY 1, 2009, BUT SHALL CONTINUE TO EXIST AND SHALL CONTINUE TO COLLECT PROPERTY TAX IN THE INITIAL AMOUNT OF THREE MILLS. THE MOFFAT COUNTY AFFILIATED JUNIOR COLLEGE DISTRICT SHALL USE THE PROPERTY TAX MONEYS COLLECTED PURSUANT TO THIS PARAGRAPH (c) AS PROVIDED IN SUB-SUBPARAGRAPHS (A) TO (E) OF SUBPARAGRAPH (I) OF PARAGRAPH (a) OF SUBSECTION (4) OF THIS SECTION.

(d) IF A MAJORITY OF THE VOTERS OF THE MOFFAT COUNTY AFFILIATED JUNIOR COLLEGE DISTRICT APPROVE THE MEASURE SET FORTH IN PARAGRAPH (a) OF THIS SUBSECTION (5), THE MOFFAT COUNTY AFFILIATED JUNIOR COLLEGE DISTRICT BOARD SHALL CONTINUE TO EXIST SUBJECT TO THE RESTRICTIONS SPECIFIED IN SUBPARAGRAPHS (II) AND (III) OF PARAGRAPH (a) OF SUBSECTION (4) OF THIS SECTION.

(e) IF A MAJORITY OF THE VOTERS OF THE MOFFAT COUNTY AFFILIATED JUNIOR COLLEGE DISTRICT DO NOT APPROVE THE MEASURE SET FORTH IN PARAGRAPH (a) OF THIS SUBSECTION (5), THEN THE MOFFAT COUNTY AFFILIATED JUNIOR COLLEGE DISTRICT SHALL DISSOLVE ON JANUARY 1, 2009, AS PROVIDED IN SUBPARAGRAPHS (I) AND (V) OF PARAGRAPH (a) OF SUBSECTION (4) OF THIS SECTION.

SECTION 2. Part 2 of article 71 of title 23, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

23-71-208. Colorado Northwestern community college - disposal of assets. ANY AIRCRAFT OR OTHER EQUIPMENT USED BY THE COLORADO NORTHWESTERN COMMUNITY COLLEGE IN ITS AVIATION-RELATED PROGRAMS MAY BE DISPOSED OF BY THE STATE BOARD FOR COMMUNITY COLLEGES AND OCCUPATIONAL EDUCATION, CREATED IN SECTION 23-60-104, BY SALE, TRADE, OR OTHER METHOD OF DISPOSAL. ANY PROCEEDS FROM THE DISPOSAL OF SUCH AIRCRAFT SHALL BE THE PROPERTY OF THE STATE BOARD FOR COMMUNITY COLLEGES AND OCCUPATIONAL EDUCATION FOR THE USE AND BENEFIT OF COLORADO NORTHWESTERN COMMUNITY COLLEGE. THE DISPOSAL OF SUCH AIRCRAFT OR EQUIPMENT SHALL BE EXEMPT FROM SECTION 17-24-106.6, C.R.S., RELATING TO SURPLUS STATE PROPERTY AND ANY RULES PROMULGATED THEREUNDER.

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 31, 2006