

CHAPTER 122

EDUCATION - UNIVERSITIES AND COLLEGES

SENATE BILL 07-052

BY SENATOR(S) Tapia, Fitz-Gerald, Isgar, Kester, Penry, Romer, Schwartz, Shaffer, Taylor, and Windels;
also REPRESENTATIVE(S) McFadyen, Buescher, Butcher, Frangas, Gallegos, Labuda, Romanoff, and Todd.

AN ACT

CONCERNING CHANGES TO THE MEMBERSHIP REQUIREMENTS FOR THE BOARD OF GOVERNORS OF THE
COLORADO STATE UNIVERSITY SYSTEM.

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

SECTION 1. 23-30-101 (1), Colorado Revised Statutes, is amended to read:

23-30-101. Board of governors of the Colorado state university system.

(1) (a) A board is hereby ~~constituted and~~ established that shall be known by the name and title of the board of governors of the Colorado state university system, REFERRED TO IN THIS SECTION AS THE "BOARD". It shall consist of a total of thirteen members AS PROVIDED IN PARAGRAPHS (b) AND (c) OF THIS SUBSECTION (1).

(b) Four of the ~~offices~~ MEMBERS shall be advisory, without the right to vote. THE FOUR ADVISORY MEMBERS SHALL BE ELECTED BY THEIR RESPECTIVE GOVERNING BODIES FROM THEIR MEMBERSHIP. THE ADVISORY OFFICERS SHALL SERVE TERMS OF ONE ACADEMIC YEAR. THE ADVISORY MEMBERS SHALL CONSIST OF:

(I) 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;

(II) One ~~by an~~ elected officer of the faculty council of Colorado state university having the rank of associate professor or higher;

(III) One ~~by an~~ elected officer of the student body who is a full-time junior or senior student at the Colorado state university - Pueblo; and

(IV) One ~~by an~~ elected officer of the faculty council of the Colorado state university - Pueblo having the rank of associate professor or higher. ~~The four~~

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

~~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.~~

(c) Commencing with appointments made in 1974 ~~and subsequent years~~ AND CONTINUING THROUGH APPOINTMENTS MADE IN 2006, the remaining nine members OF THE BOARD, at least one of whom shall be a graduate of the Colorado state university system, and 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.

(d) COMMENCING WITH APPOINTMENTS MADE IN 2007 AND SUBSEQUENT YEARS, THE REMAINING NINE MEMBERS OF THE BOARD SHALL BE APPOINTED BY THE GOVERNOR WITH THE CONSENT OF THE SENATE, FOR TERMS OF FOUR YEARS, IN THE FOLLOWING MANNER:

(I) FOR THE TWO MEMBERS TO BE APPOINTED IN DECEMBER 2007, ONE MEMBER SHALL BE APPOINTED FROM THE SECOND CONGRESSIONAL DISTRICT AND ONE MEMBER SHALL BE APPOINTED AT-LARGE;

(II) FOR THE TWO MEMBERS TO BE APPOINTED IN DECEMBER 2008, ONE MEMBER SHALL BE APPOINTED FROM THE FOURTH CONGRESSIONAL DISTRICT AND ONE MEMBER SHALL BE APPOINTED FROM THE SEVENTH CONGRESSIONAL DISTRICT;

(III) FOR THE THREE MEMBERS TO BE APPOINTED IN DECEMBER 2009, ONE MEMBER SHALL BE APPOINTED FROM THE SIXTH CONGRESSIONAL DISTRICT, ONE MEMBER SHALL BE APPOINTED FROM THE FIFTH CONGRESSIONAL DISTRICT, AND ONE MEMBER SHALL BE APPOINTED AT-LARGE; AND

(IV) FOR THE TWO MEMBERS TO BE APPOINTED IN DECEMBER 2010, ONE MEMBER SHALL BE APPOINTED FROM THE THIRD CONGRESSIONAL DISTRICT AND ONE MEMBER SHALL BE APPOINTED FROM THE FIRST CONGRESSIONAL DISTRICT.

(e) (I) ONE OF THE MEMBERS OF THE NINE VOTING MEMBERS OF THE BOARD WHO IS NOT APPOINTED FROM THE FOURTH CONGRESSIONAL DISTRICT SHALL EITHER RESIDE IN LARIMER COUNTY OR BE A GRADUATE OF COLORADO STATE UNIVERSITY AND ANOTHER MEMBER OF THE BOARD WHO IS NOT APPOINTED FROM THE THIRD CONGRESSIONAL DISTRICT SHALL EITHER RESIDE IN SOUTHERN COLORADO OR BE A GRADUATE OF COLORADO STATE UNIVERSITY - PUEBLO.

(II) AT LEAST TWO OF THE CONGRESSIONAL MEMBERS APPOINTED SHALL HAVE SUBSTANTIAL EXPERIENCE IN PRODUCTION AGRICULTURE.

(f) FOR PURPOSES OF PARAGRAPH (e) OF THIS SUBSECTION (1), "SOUTHERN COLORADO" MEANS ALAMOSA, BACA, BENT, CHAFEE, CONEJOS, COSTILLA, CROWLEY, CUSTER, FREMONT, HUERFANO, KIOWA, LAS ANIMAS, MINERAL, OTERO, PROWERS, PUEBLO, RIO GRANDE, AND SAGUACHE COUNTIES.

(g) Notwithstanding any other provision of this section, the term of each member serving on the board of governors as of May 26, 2006, shall be extended to expire on December 31 of the calendar year in which the member's appointed term would

otherwise expire. Members appointed on or after January 1, 2007, shall serve terms of up to four years, expiring on December 31 of the third calendar year following the calendar year in which the member is appointed. For terms ending on or after December 31, 2006, the governor shall appoint a succeeding member on or before March 1 immediately following the expiration of the term.

(h) 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, shall continue to serve until a successor is elected or appointed and confirmed by the senate.

(i) Of the nine members appointed by the governor, no more than five members shall be from the same political party.

(j) For the purposes of this section, "full-time student" means the same as it does in the respective institutions.

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, (August 8, 2007, if adjournment sine die is on May 9, 2007); 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: April 11, 2007