

First Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 11-0400.01 Richard Sweetman

SENATE BILL 11-011

SENATE SPONSORSHIP

Giron,

HOUSE SPONSORSHIP

Fischer,

Senate Committees
Education

House Committees

A BILL FOR AN ACT

101 CONCERNING THE GRANTING OF VOTING RIGHTS TO NONVOTING
102 MEMBERS OF THE BOARD OF GOVERNORS OF THE COLORADO
103 STATE UNIVERSITY SYSTEM.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

The bill grants voting rights to student and faculty members of the board of governors of the Colorado state university system. The bill directs the governor to appoint the student members from the elected officers of the student bodies of Colorado state university and Colorado

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

state university - Pueblo and directs the Colorado state university and Colorado state university - Pueblo faculties to each elect a faculty member.

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

2 **SECTION 1.** 23-30-101 (1) (a), (1) (b), (1) (d), (1) (g), and (1)
3 (i), Colorado Revised Statutes, are amended, and the said 23-30-101 (1)
4 is further amended BY THE ADDITION OF A NEW PARAGRAPH, to
5 read:

6 **23-30-101. Board of governors of the Colorado state university**
7 **system.** (1) (a) A board is hereby established that shall be known by the
8 name and title of the board of governors of the Colorado state university
9 system, referred to in this section as the "board". It shall consist of a total
10 of thirteen members as provided in ~~paragraphs (b)~~ PARAGRAPHS (b), (b.5),
11 and (c) of this subsection (1).

12 ~~(b) Four of the members shall be advisory, without the right to~~
13 ~~vote. The four advisory members shall be elected by their respective~~
14 ~~governing bodies from their membership. The advisory officers shall~~
15 ~~serve terms of one academic year. The advisory FOUR members shall~~
16 consist of:

17 (I) One elected officer of the student body who is a full-time
18 junior or senior student at Colorado state university AND A RESIDENT OF
19 COLORADO AND WHO SHALL BE A VOTING MEMBER OF THE BOARD ONLY
20 DURING THE FIRST ACADEMIC YEAR OF HIS OR HER TERM;

21 (II) One elected officer of the faculty council of Colorado state
22 university having the rank of associate professor or higher WHO IS A
23 RESIDENT OF COLORADO AND WHO SHALL BE A VOTING MEMBER OF THE
24 BOARD ONLY DURING THE SECOND ACADEMIC YEAR OF HIS OR HER TERM;

1 (III) One elected officer of the student body who is a full-time
2 junior or senior student at the Colorado state university - Pueblo AND A
3 RESIDENT OF COLORADO AND WHO SHALL BE A VOTING MEMBER OF THE
4 BOARD ONLY DURING THE SECOND ACADEMIC YEAR OF HIS OR HER TERM;
5 and

6 (IV) One elected officer of the faculty council of the Colorado
7 state university - Pueblo having the rank of associate professor or higher
8 WHO IS A RESIDENT OF COLORADO AND WHO SHALL BE A VOTING MEMBER
9 OF THE BOARD ONLY DURING THE FIRST ACADEMIC YEAR OF HIS OR HER
10 TERM.

11 (b.5) (I) THE TWO STUDENT MEMBERS OF THE BOARD DESCRIBED
12 BY SUBPARAGRAPHS (I) AND (III) OF PARAGRAPH (b) OF THIS SUBSECTION
13 (1) SHALL BE APPOINTED BY THE GOVERNOR WITH THE CONSENT OF THE
14 SENATE TO SERVE SIMULTANEOUS TERMS OF TWO ACADEMIC YEARS. EACH
15 APPOINTEE SHALL BE AN ELECTED OFFICER OF THE STUDENT BODY OF THE
16 INSTITUTION THAT HE OR SHE REPRESENTS.

17 (II) THE TWO FACULTY MEMBERS OF THE BOARD DESCRIBED BY
18 SUBPARAGRAPHS (II) AND (IV) OF PARAGRAPH (b) OF THIS SUBSECTION (1)
19 SHALL BE ELECTED BY THE MEMBERS OF THE FACULTY OF THE INSTITUTION
20 THAT THE MEMBER REPRESENTS TO SERVE SIMULTANEOUS TERMS OF TWO
21 ACADEMIC YEARS.

22 (d) Commencing with appointments made in 2007 and subsequent
23 years, the remaining nine members of the board shall be appointed by the
24 governor with the consent of the senate, for terms of four years, in the
25 following manner:

26 (I) One of the nine ~~voting~~ members shall either reside in Larimer
27 county or be a graduate of Colorado state university.

1 (II) One of the nine ~~voting~~ members shall either reside in southern
2 Colorado or be a graduate of Colorado state university - Pueblo.

3 (III) At least two of the nine ~~voting~~ members shall have
4 substantial experience in the production of agriculture.

5 (IV) The appointment of the ~~voting~~ members not appointed under
6 subparagraphs (I) and (II) of this paragraph (d) shall be made with
7 consideration given to broad geographical representation whenever
8 possible.

9 (g) Notwithstanding any other provision of this section, the term
10 of each member serving on the board of governors as of May 26, 2006,
11 shall be extended to expire on December 31 of the calendar year in which
12 the member's appointed term would otherwise expire. EXCEPT AS
13 PROVIDED IN PARAGRAPH (b.5) OF THIS SUBSECTION (1), members
14 appointed on or after January 1, 2007, shall serve terms of up to four
15 years, expiring on December 31 of the third calendar year following the
16 calendar year in which the member is appointed. For terms ending on or
17 after December 31, 2006, the governor shall appoint a succeeding
18 member on or before March 1 immediately following the expiration of the
19 term.

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

22 **SECTION 2. Act subject to petition - effective date.** This act
23 shall take effect at 12:01 a.m. on the day following the expiration of the
24 ninety-day period after final adjournment of the general assembly (August
25 10, 2011, if adjournment sine die is on May 11, 2011); except that, if a
26 referendum petition is filed pursuant to section 1 (3) of article V of the
27 state constitution against this act or an item, section, or part of this act

1 within such period, then the act, item, section, or part shall not take effect
2 unless approved by the people at the general election to be held in
3 November 2012 and shall take effect on the date of the official
4 declaration of the vote thereon by the governor.