

CHAPTER 35

GOVERNMENT - COUNTY

SENATE BILL 22-075

BY SENATOR(S) Simpson, Kirkmeyer, Moreno, Priola, Sonnenberg;
also REPRESENTATIVE(S) Catlin and Bird, Gray, Lindsay, Lontine, Soper.

AN ACT

CONCERNING REMOVAL BY A BOARD OF COUNTY COMMISSIONERS OF A DIRECTOR ON THE BOARD OF DIRECTORS OF A CEMETERY DISTRICT.

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

SECTION 1. In Colorado Revised Statutes, **amend** 30-20-803 as follows:

30-20-803. Board of directors - meetings. (1) Immediately after the creation of ~~such~~ A cemetery district, the board of county commissioners shall appoint a board of directors for ~~said~~ THE cemetery district, consisting of the three members recommended in the petition filed with the board of county commissioners. One of ~~such~~ THE members shall hold ~~his~~ THE office for two years, one for four years, and one for six years. Thereafter the term of office ~~shall be~~ FOR EACH DIRECTOR IS six years. Vacancies in the board of directors shall be filled by the board of county commissioners. THE BOARD OF COUNTY COMMISSIONERS MAY REMOVE ANY DIRECTOR FOR CAUSE, BUT ONLY AFTER THE DIRECTOR IS GIVEN NOTICE AND AN OPPORTUNITY TO BE HEARD BEFORE THE BOARD OF COUNTY COMMISSIONERS AT A PUBLIC HEARING.

(2) All special and regular meetings of the board of directors ~~shall~~ MUST be held at locations ~~which~~ THAT are within the boundaries of the cemetery district or ~~which~~ THAT are within the boundaries of any county in which the cemetery district is located, in whole or in part, or in any county so long as the meeting location does not exceed twenty miles from the district boundaries. The provisions of this ~~section~~ SUBSECTION (2) governing the location of meetings may be waived only if the proposed change of location of a meeting of the board appears on the agenda of a regular or special meeting of the board and if a resolution is adopted by the board stating the reason for which a meeting of the board is to be held in a location other than under the provisions of this ~~section~~ SUBSECTION (2) and further stating the date,

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

time, and place of such meeting.

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2022 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: March 21, 2022