

## CHAPTER 229

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**GOVERNMENT - STATE**

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## SENATE BILL 22-011

BY SENATOR(S) Zenzinger and Coram, Bridges, Donovan, Fenberg, Fields, Gardner, Hisey, Jaquez Lewis, Kolker, Priola, Rankin, Scott, Woodward, Buckner, Cooke, Ginal, Gonzales, Hansen, Hinrichsen, Holbert, Lee, Lundeen, Moreno, Rodriguez, Simpson, Smallwood;  
also REPRESENTATIVE(S) Catlin and Esgar, Boesenecker, Duran, Herod, Hooton, McCluskie, McLachlan, Titone, Woodrow, Young, Bennett, Bird, Carver, Exum, Kipp, Lindsay, Lontine, McCormick, Ricks, Soper, Valdez D.

## AN ACT

**CONCERNING THE ESTABLISHMENT OF THE AMERICA 250 - COLORADO 150 COMMISSION, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**

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

**SECTION 1.** In Colorado Revised Statutes, **add 24-80-215** as follows:

**24-80-215. America 250 - Colorado 150 commission - creation - powers and duties - report - definitions - repeal.** (1) **Definitions.** AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "COMMISSION" MEANS THE AMERICA 250 - COLORADO 150 COMMISSION CREATED IN THIS SECTION.

(b) "EXECUTIVE DIRECTOR" MEANS THE EXECUTIVE DIRECTOR OF HISTORY COLORADO.

(c) "HISTORY COLORADO" MEANS THE STATE HISTORICAL SOCIETY ESTABLISHED IN SECTION 24-80-201.

(2) **Commission created.** THE AMERICA 250 - COLORADO 150 COMMISSION IS CREATED IN HISTORY COLORADO TO DEVELOP PROGRAMS AND PLAN FOR THE OFFICIAL OBSERVANCE ACROSS COLORADO OF THE SEMIQUINCENTENNIAL ANNIVERSARY OF THE FOUNDING OF THE UNITED STATES, AS MARKED BY THE DECLARATION OF INDEPENDENCE IN 1776, AND THE SESQUICENTENNIAL ANNIVERSARY OF COLORADO STATEHOOD.

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*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.*

**(3) Membership and appointments.** (a) THE COMMISSION CONSISTS OF ELEVEN VOTING MEMBERS AS FOLLOWS:

(I) THE EXECUTIVE DIRECTOR OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(II) A REPRESENTATIVE OF THE UTE MOUNTAIN UTE TRIBE, DESIGNATED BY THE UTE MOUNTAIN UTE TRIBAL COUNCIL;

(III) A REPRESENTATIVE OF THE SOUTHERN UTE INDIAN TRIBE, DESIGNATED BY THE SOUTHERN UTE TRIBAL COUNCIL;

(IV) THE DIRECTOR OF THE COLORADO TOURISM OFFICE CREATED IN SECTION 24-49.7-103 OR THE DIRECTOR'S DESIGNEE;

(V) THE COMMISSIONER OF EDUCATION OR THE COMMISSIONER'S DESIGNEE; AND

(VI) SIX MEMBERS APPOINTED BY THE GOVERNOR, AS FOLLOWS:

(A) ONE MEMBER REPRESENTING THE COLORADO PHILANTHROPIC COMMUNITY;

(B) ONE MEMBER REPRESENTING THE COLORADO BUSINESS COMMUNITY;

(C) ONE MEMBER FROM A LOCAL HISTORICAL SOCIETY OR MUSEUM;

(D) ONE MEMBER WITH EXPERIENCE IN THE STUDY AND DOCUMENTATION OF THE HISTORY OF BLACK COMMUNITIES IN COLORADO;

(E) ONE MEMBER WITH EXPERIENCE IN THE STUDY AND DOCUMENTATION OF THE HISTORY OF LATINO COMMUNITIES IN COLORADO; AND

(F) ONE MEMBER WITH EXPERIENCE IN THE STUDY AND DOCUMENTATION OF THE HISTORY OF ASIAN AMERICAN COMMUNITIES IN COLORADO.

(b) THE GOVERNOR SHALL MAKE APPOINTMENTS TO THE COMMISSION ON OR BEFORE SEPTEMBER 1, 2022. IN MAKING APPOINTMENTS, THE GOVERNOR SHALL ATTEMPT TO ENSURE THAT THE MEMBERS REPRESENT THE GEOGRAPHIC DIVERSITY OF THE STATE.

(c) EACH APPOINTED MEMBER OF THE COMMISSION SERVES AT THE PLEASURE OF THE GOVERNOR. THE TERM OF APPOINTMENT IS FOR THE DURATION OF THE COMMISSION'S EXISTENCE. IN THE EVENT OF A VACANCY, THE GOVERNOR SHALL APPOINT A NEW MEMBER FOR THE REMAINDER OF THE TERM. AN APPOINTMENT TO FILL A VACANCY IS SUBJECT TO THE REQUIREMENTS SET FORTH FOR THE VACANT POSITION IN THIS SUBSECTION (3).

(d) THE COMMISSION SHALL CHOOSE OFFICERS FROM AMONG ITS MEMBERS, INCLUDING TWO CO-CHAIRS. ONE CO-CHAIR SHALL LEAD EFFORTS RELATED TO THE SEMIQUINCENTENNIAL ACTIVITIES IN THE STATE, AND ONE CO-CHAIR SHALL LEAD EFFORTS RELATED TO THE SESQUICENTENNIAL ACTIVITIES IN THE STATE.

(e) MEMBERS OF THE COMMISSION SERVE WITHOUT COMPENSATION; EXCEPT THAT EACH MEMBER WHO IS NOT AN EMPLOYEE OF THE STATE IS ENTITLED TO REIMBURSEMENT FOR ACTUAL AND NECESSARY EXPENSES INCURRED IN THE DISCHARGE OF THE MEMBER'S OFFICIAL DUTIES.

(f) MEMBERS OF THE COMMISSION MAY PARTICIPATE REMOTELY IN COMMISSION MEETINGS AND OTHER ACTIVITIES, INCLUDING BY TELEPHONE OR VIDEO CONFERENCE. REMOTE PARTICIPATION IN COMMISSION MEETINGS SHALL BE NOTED IN THE MEETING MINUTES.

**(4) Powers and duties. (a) THE COMMISSION SHALL:**

(I) DEVELOP AND PROMOTE PLANS FOR STATEWIDE RECOGNITION OF THE TWO HUNDRED FIFTIETH ANNIVERSARY OF THE FOUNDING OF THE UNITED STATES AND THE ONE HUNDRED FIFTIETH ANNIVERSARY OF COLORADO STATEHOOD BETWEEN JULY 1, 2025, AND DECEMBER 31, 2026, INCLUDING BUT NOT LIMITED TO:

(A) HISTORICAL ACTIVITIES;

(B) THE CREATION AND PUBLICATION OF HISTORICAL DOCUMENTS;

(C) COOPERATION WITH AGENCIES RESPONSIBLE FOR THE PRESERVATION OR RESTORATION OF HISTORIC SITES, BUILDINGS, ART, AND ARTIFACTS;

(D) EDUCATIONAL OPPORTUNITIES FOR COLORADO YOUTH TO UNDERSTAND THEIR HISTORIC ROOTS IN THE UNITED STATES AND COLORADO;

(E) THE PROMOTION OF SCHOLARSHIP AND RESEARCH THAT ILLUMINATES THE HISTORY OF THE AMERICAN WEST AND COLORADO WITHIN THE LARGER STORY OF THE UNITED STATES;

(F) THE ARRANGEMENT OF APPROPRIATE PUBLIC CEREMONIES; AND

(G) COMMEMORATIVE EVENTS, SUPPORTED BY A COMPREHENSIVE MARKETING AND TOURISM CAMPAIGN;

(II) IDENTIFY STATEWIDE AND LOCAL COMMUNITY PARTNERS TO PROVIDE LOCAL OPPORTUNITIES FOR PUBLIC DISCUSSION, COMMEMORATIVE EVENTS, AND HISTORICAL AND EDUCATIONAL ACTIVITIES REGARDING THE FOUNDING OF THE UNITED STATES AND THE SUBSEQUENT TWO HUNDRED FIFTY YEARS AND THE ADVENT OF COLORADO STATEHOOD AND THE SUBSEQUENT ONE HUNDRED FIFTY YEARS;

(III) COOPERATE WITH AND REPRESENT THE STATE IN OFFICIAL DEALINGS WITH THE UNITED STATES SEMIQUINCENTENNIAL COMMISSION AND THE AMERICA250 FOUNDATION;

(IV) IDENTIFY, CELEBRATE, AND BUILD KNOWLEDGE AROUND THE HISTORY OF BLACK COMMUNITIES, INDIGENOUS COMMUNITIES, COMMUNITIES OF COLOR, WOMEN, AND PEOPLE WITH DISABILITIES IN THE HISTORY AND DEVELOPMENT OF THE UNITED STATES AND THE STATE OF COLORADO, INCLUDING THE HISTORY THAT

PRE-DATES THE FOUNDING OF BOTH NATION AND STATE; AND

(V) ENSURE THAT THE ACTIVITIES OF THE COMMISSION REPRESENT THE GEOGRAPHIC AND DEMOGRAPHIC DIVERSITY OF THE STATE, ARE ACCESSIBLE TO PEOPLE WITH DISABILITIES, AND ARE, TO THE EXTENT POSSIBLE, ACCESSIBLE TO COMMUNITIES ACROSS THE STATE ON AN EQUITABLE BASIS.

(b) IN CARRYING OUT ITS DUTIES, THE COMMISSION MAY:

(I) COORDINATE AND ENGAGE IN SEMIQUINCENTENNIAL OR SESQUICENTENNIAL INITIATIVES PROPOSED OR UNDERTAKEN BY ANY PUBLIC OR NONPUBLIC PERSON OR ENTITY; AND

(II) CONSULT WITH AND SEEK GUIDANCE, INFORMATION, AND SUPPORT FROM STAKEHOLDERS ACROSS THE STATE, INCLUDING THROUGH THE ESTABLISHMENT OF SUBCOMMITTEES IN ACCORDANCE WITH SUBSECTION (5) OF THIS SECTION.

**(5) Advisory panel and subcommittees.** (a) (I) THE COMMISSION SHALL ESTABLISH AN ADVISORY PANEL TO CONSULT WITH THE COMMISSION ON REGIONAL ACTIVITIES CELEBRATING THE HISTORY AND CULTURE OF REGIONS ACROSS THE STATE. THE CO-CHAIRS OF THE COMMISSION SHALL APPOINT WITH THE ADVICE AND CONSENT OF THE COMMISSION ONE MEMBER TO THE ADVISORY PANEL FROM EACH OF THE EIGHT TOURISM REGIONS OF THE STATE, AS DEFINED BY THE COLORADO TOURISM OFFICE CREATED IN SECTION 24-49.7-103. THE CO-CHAIRS OF THE COMMISSION SHALL MAKE APPOINTMENTS TO THE ADVISORY PANEL ON OR BEFORE DECEMBER 1, 2022.

(II) THE TERM OF APPOINTMENT TO THE ADVISORY PANEL IS FOR THE DURATION OF THE PANEL'S EXISTENCE. MEMBERS OF THE ADVISORY PANEL SERVE AT THE PLEASURE OF THE CO-CHAIRS OF THE COMMISSION. IN THE EVENT OF A VACANCY, THE CO-CHAIRS SHALL APPOINT A NEW MEMBER FOR THE REMAINDER OF THE TERM, SUBJECT TO THE REQUIREMENTS FOR THE VACANT POSITION SET FORTH IN SUBSECTION (5)(a)(I) OF THIS SECTION.

(III) MEMBERS OF THE ADVISORY PANEL SERVE WITHOUT COMPENSATION BUT ARE ENTITLED TO REIMBURSEMENT FOR ACTUAL AND NECESSARY EXPENSES INCURRED IN THE DISCHARGE OF THE MEMBERS' DUTIES. MEMBERS OF THE ADVISORY PANEL MAY PARTICIPATE IN MEETINGS AND ACTIVITIES OF THE PANEL REMOTELY, INCLUDING THROUGH TELEPHONE OR VIDEO CONFERENCE. REMOTE PARTICIPATION IN ADVISORY PANEL MEETINGS SHALL BE NOTED IN THE MEETING MINUTES.

(b) (I) THE COMMISSION MAY ESTABLISH ADDITIONAL SUBCOMMITTEES TO HELP CARRY OUT THE COMMISSION'S DUTIES, INCLUDING THE DEVELOPMENT OF PROGRAMMING AND EVENTS ON A REGIONAL OR THEMATIC BASIS.

(II) WHEN ESTABLISHING A SUBCOMMITTEE, THE COMMISSION SHALL SET FORTH THE PURPOSE OF THE SUBCOMMITTEE AND ITS MEMBERSHIP, DUTIES, AND DURATION.

(III) THE CO-CHAIRS OF THE COMMISSION SHALL APPOINT THE MEMBERS OF A SUBCOMMITTEE WITH THE ADVICE AND CONSENT OF THE COMMISSION. THE CO-CHAIRS MAY APPOINT INDIVIDUALS WHO ARE NOT MEMBERS OF THE COMMISSION

TO SERVE ON A SUBCOMMITTEE. MEMBERS OF A SUBCOMMITTEE SERVE FOR THE DURATION OF THE SUBCOMMITTEE'S EXISTENCE.

(IV) MEMBERS OF A SUBCOMMITTEE SERVE WITHOUT COMPENSATION, BUT ARE ENTITLED TO REIMBURSEMENT FOR ACTUAL AND NECESSARY EXPENSES INCURRED IN THE DISCHARGE OF THE MEMBERS' DUTIES. MEMBERS OF A SUBCOMMITTEE MAY PARTICIPATE IN MEETINGS AND ACTIVITIES OF THE SUBCOMMITTEE REMOTELY, INCLUDING THROUGH TELEPHONE OR VIDEO CONFERENCE. REMOTE PARTICIPATION IN SUBCOMMITTEE MEETINGS SHALL BE NOTED IN THE MEETING MINUTES.

(6) **Meetings.** THE COMMISSION SHALL HOLD ITS FIRST MEETING ON OR BEFORE NOVEMBER 1, 2022, AND SHALL MEET THEREAFTER UPON THE CALL OF EITHER OF THE CO-CHAIRS.

(7) **Staff support.** UPON REQUEST BY THE COMMISSION, HISTORY COLORADO SHALL PROVIDE OFFICE SPACE, EQUIPMENT, AND STAFF SERVICES AS MAY BE NECESSARY TO IMPLEMENT THIS SECTION. THE COMMISSION MAY RETAIN THE SERVICES OF A CONSULTANT OR STAFF DIRECTOR TO ASSIST THE COMMISSION IN ACCOMPLISHING ITS DUTIES, INCLUDING BY PROVIDING ADMINISTRATIVE SUPPORT, DIRECTING FUNDRAISING AND DEVELOPMENT FOR THE COMMISSION, PLANNING EVENTS, AND OTHER DUTIES AS DEFINED BY THE COMMISSION.

(8) **Gifts, grants, and donations.** HISTORY COLORADO AND THE COMMISSION MAY SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS SECTION.

(9) **Reports.** HISTORY COLORADO SHALL ANNUALLY REPORT ON THE ACTIVITIES OF THE COMMISSION AS PART OF ITS "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT" PRESENTATION REQUIRED BY SECTION 2-7-203.

(10) **Repeal.** THIS SECTION IS REPEALED, EFFECTIVE JUNE 30, 2027.

**SECTION 2. Appropriation.** For the 2022-23 state fiscal year, \$148,889 is appropriated to the department of higher education for use by history Colorado. This appropriation is from the general fund and is based on an assumption that history Colorado will require an additional 0.9 FTE. To implement this act, history Colorado may use this appropriation for the America 250 - Colorado 150 commission.

**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, or safety.

Approved: May 26, 2022