

Second Regular Session
Seventieth General Assembly
STATE OF COLORADO

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 16-0723.01 Kate Meyer x4348

HOUSE BILL 16-1069

HOUSE SPONSORSHIP

Rankin and Moreno,

SENATE SPONSORSHIP

Grantham,

House Committees
Local Government

Senate Committees
Local Government

A BILL FOR AN ACT

101 **CONCERNING THE ABILITY OF A CITY'S GOVERNING BODY TO**
102 **DETERMINE THE LENGTH OF TERMS FOR ITS HOUSING**
103 **AUTHORITY COMMISSIONERS.**

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/bills summaries>.)

Currently, for those housing authorities not comprised exclusively of members of the city's governing body who are serving ex officio, housing authority commissioner terms are 5 years in length. The bill allows the governing body to set, by resolution, the length of commissioner terms.

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.

HOUSE
3rd Reading Unamended
February 2, 2016

HOUSE
2nd Reading Unamended
February 1, 2016

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

2 **SECTION 1.** In Colorado Revised Statutes, 29-4-205, **amend** (3)
3 (b) as follows:

4 **29-4-205. Appointment of commissioners.** (3) (b) The
5 commissioners ~~who are~~ appointed under ~~the provisions of~~ this subsection
6 (3) shall be designated by the mayor or such other appointing authority as
7 is otherwise provided by charter or ordinance to serve for terms that are
8 staggered from the date of their appointment such that, to the extent
9 possible, the terms of an equal number of commissioners end each year.
10 Thereafter, the term of office ~~shall be~~ IS THE NUMBER OF YEARS AS SET BY
11 THE COUNCIL BY RESOLUTION, NOT TO EXCEED FIVE YEARS IN LENGTH, OR,
12 IF THE COUNCIL HAS NOT SO ACTED, five years. A commissioner shall hold
13 office until his or her successor has been appointed and has qualified.
14 Vacancies other than by reason of expiration of terms shall be filled for
15 the unexpired term. A majority of the commissioners ~~shall constitute~~
16 CONSTITUTES a quorum. The mayor or such other appointing authority as
17 is otherwise provided by charter or ordinance shall file with the city clerk
18 a certificate of the appointment or reappointment of any commissioner,
19 and such certificate ~~shall be~~ IS conclusive evidence of the due and proper
20 appointment of ~~such~~ EACH commissioner. The authority shall select from
21 its members a vice-chairman and a chairman when the office of the first
22 chairman becomes vacant.

23 **SECTION 2. Act subject to petition - effective date -**
24 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following
25 the expiration of the ninety-day period after final adjournment of the
26 general assembly (August 10, 2016, if adjournment sine die is on May 11,

1 2016); except that, if a referendum petition is filed pursuant to section 1
2 (3) of article V of the state constitution against this act or an item, section,
3 or part of this act within such period, then the act, item, section, or part
4 will not take effect unless approved by the people at the general election
5 to be held in November 2016 and, in such case, will take effect on the
6 date of the official declaration of the vote thereon by the governor.

7 (2) This act applies to the terms of commissioners appointed on
8 or after the applicable effective date of this act.