

CHAPTER 114

EDUCATION - POSTSECONDARY

SENATE BILL 21-179

BY SENATOR(S) Zenzinger and Kirkmeyer, Buckner, Ginal, Hansen, Jaquez Lewis, Moreno, Story;
 also REPRESENTATIVE(S) Kipp and Lynch, Bacon, Bennett, Bird, Caraveo, Duran, Exum, Gonzales-Gutierrez, Gray, Herod,
 Hooton, Jodeh, McCluskie, McLachlan, Michaelson Jenet, Ortiz, Titone, Valdez A., Valdez D., Young.

AN ACT

**CONCERNING THE COMPOSITION OF THE COLORADO OPPORTUNITY SCHOLARSHIP INITIATIVE
 ADVISORY BOARD.**

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

SECTION 1. In Colorado Revised Statutes, 23-3.3-1004, **amend** (1), (2), and (3) as follows:

23-3.3-1004. Colorado opportunity scholarship initiative advisory board - created - duties - rules - repeal. (1) (a) There is created the Colorado opportunity scholarship initiative advisory board, which ~~shall consist of the executive committee of the state work force development council created in section 24-46.3-101, C.R.S., as described in the bylaws of the council, as well as the following three persons, to be appointed by the governor or his or her designee~~ CONSISTS OF FIFTEEN MEMBERS APPOINTED AS FOLLOWS:

(I) SEVEN PERSONS TO BE APPOINTED JOINTLY BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LABOR AND EMPLOYMENT OR HIS OR HER DESIGNEE AND THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HIGHER EDUCATION OR HIS OR HER DESIGNEE, INCLUDING:

~~(a)~~ (A) One person representing the four-year research institutions of higher education in the state;

~~(b)~~ (B) One person representing ~~the system of~~ A four-year postsecondary ~~institutions~~ INSTITUTION in the state; ~~and~~

~~(c)~~ (C) One person representing the community colleges and area ~~vocational~~

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.

~~districts~~ TECHNICAL COLLEGES of the state;

(D) ONE PERSON REPRESENTING WORKFORCE CENTERS;

(E) ONE PERSON REPRESENTING ECONOMIC DEVELOPMENT CORPORATIONS;

(F) ONE PERSON WHO IS A CURRENT OR FORMER PARTICIPANT OF THE INITIATIVE FOR A TWO-YEAR PUBLIC INSTITUTION OF HIGHER EDUCATION; AND

(G) ONE PERSON WHO IS A CURRENT OR FORMER PARTICIPANT OF THE INITIATIVE FOR A FOUR-YEAR PUBLIC INSTITUTION OF HIGHER EDUCATION; AND

(II) FOUR PERSONS FROM THE STATE WORK FORCE DEVELOPMENT COUNCIL CREATED IN SECTION 24-46.3-101, TO BE APPOINTED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LABOR AND EMPLOYMENT OR HIS OR HER DESIGNEE; AND

(III) FOUR PERSONS, EITHER COMMISSIONERS OF THE COLORADO COMMISSION ON HIGHER EDUCATION CREATED IN SECTION 23-1-102, MEMBERS OF THE ADVISORY COMMITTEE TO THE COLORADO COMMISSION ON HIGHER EDUCATION CREATED IN SECTION 23-1-103, OR ANY COMBINATION THEREOF, TO BE APPOINTED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HIGHER EDUCATION OR HIS OR HER DESIGNEE.

(b)(I) NOTWITHSTANDING SUBSECTION (1)(a) OF THIS SECTION, MEMBERS OF THE BOARD SERVING AS OF THE EFFECTIVE DATE OF SENATE BILL 21-179 WHO WERE APPOINTED BY THE GOVERNOR CONTINUE TO SERVE AT THE PLEASURE OF THE GOVERNOR UNTIL THE END OF THEIR TERM.

(II) EXCEPT FOR THE MEMBERS DESCRIBED IN SUBSECTION (1)(b)(I) OF THIS SECTION, THE APPOINTING AUTHORITIES DESCRIBED IN SUBSECTION (1)(a) OF THIS SECTION SHALL MAKE THEIR INITIAL APPOINTMENTS TO THE BOARD BY AUGUST 1, 2021.

(III) THIS SUBSECTION (1)(b) IS REPEALED, EFFECTIVE JULY 1, 2025.

(2) ~~The governor or his or her designee shall make his or her appointments to the board on or before August 1, 2014.~~ The members of the board shall elect presiding officers for the board, including a chair and vice-chair, from among the board members appointed pursuant to ~~subsection (1)~~ SUBSECTION (1)(a) of this section, which presiding officers shall serve terms of two years. Board members may reelect a presiding officer.

(3) Each member of the board ~~appointed by the governor or his or her designee shall serve~~ SERVES at the pleasure of ~~the governor or his or her designee~~ THE MEMBER'S APPOINTING AUTHORITY for a term of four years. ~~The governor or his or her designee~~ APPOINTING AUTHORITY may reappoint the member for an additional term or terms. ~~Members of the board shall serve without compensation~~ MEMBERS OF THE BOARD MUST RECEIVE SEVENTY-FIVE DOLLARS PER DIEM FOR ATTENDANCE AT OFFICIAL MEETINGS PLUS REIMBURSEMENT FOR ACTUAL AND NECESSARY EXPENSES INCURRED IN THE CONDUCT OF OFFICIAL BUSINESS; EXCEPT THAT A MEMBER SHALL NOT RECEIVE THE PER DIEM ALLOWANCE PROVIDED FOR IN THIS

SUBSECTION (3) IF THE MEMBER RECEIVES A SALARY FROM THE STATE FOR A FULL-TIME POSITION WITH THE STATE.

SECTION 2. In Colorado Revised Statutes, 24-46.3-101, **repeal** (12) as follows:

24-46.3-101. State work force development council - creation - membership - funding through gifts, grants, and donations. (12) ~~(a) The members of the executive committee of the state council shall serve as members of the Colorado opportunity scholarship initiative advisory board created pursuant to section 23-3.3-1004, C.R.S.~~

~~(b) The executive committee of the state council shall identify staff members within the department of education created pursuant to section 24-1-115, the department of higher education created pursuant to section 24-1-114, and the department of labor and employment created pursuant to section 24-1-121 who shall be charged with assisting the state council in fulfilling its duties pursuant to this subsection (12).~~

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 7, 2021