

CHAPTER 192

GOVERNMENT - STATE

HOUSE BILL 16-1462

BY REPRESENTATIVE(S) Hullinghorst, Arndt, Becker K., Buckner, Court, Danielson, Duran, Esgar, Fields, Ginal, Hamner, Kraft-Tharp, Lee, Leonard, Lontine, McCann, Melton, Mitsch Bush, Pabon, Pettersen, Rosenthal, Ryden, Williams, Young; also SENATOR(S) Guzman and Jahn, Donovan, Heath, Hodge, Johnston, Jones, Kerr, Merrifield, Newell, Todd, Ulibarri.

AN ACT

CONCERNING A MODIFICATION TO THE PROVISIONS ENACTED IN HOUSE BILL 11-1155 TO AUTHORIZE COMBINING THE FULL-TIME EQUIVALENT EMPLOYMENT OF THE LIEUTENANT GOVERNOR AND THE STATE CHIEF OPERATING OFFICER.

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

SECTION 1. In Colorado Revised Statutes, 24-1-108, **amend** (2); and **add** (3) as follows:

24-1-108. Appointment of officers and employees - repeal. (2) In the event that the lieutenant governor is appointed during his or her term of office to concurrently serve as the head of a principal department:

(a) Acceptance or retention of such an appointment shall not result in a forfeiture of the office of lieutenant governor; and

(b) It shall be deemed that holding the office of lieutenant governor while concurrently serving as the head of a principal department is not incompatible, inconsistent, or in conflict with the duties of the lieutenant governor or with the duties, powers, and functions of the head of a principal department.

(3)(a) IN THE EVENT THAT THE LIEUTENANT GOVERNOR IS APPOINTED DURING HIS OR HER TERM OF OFFICE TO CONCURRENTLY SERVE AS THE STATE CHIEF OPERATING OFFICER:

(1) ACCEPTANCE OR RETENTION OF SUCH AN APPOINTMENT SHALL NOT RESULT IN A FORFEITURE OF THE OFFICE OF LIEUTENANT GOVERNOR; AND

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

(II) IT SHALL BE DEEMED THAT HOLDING THE OFFICE OF LIEUTENANT GOVERNOR WHILE CONCURRENTLY SERVING AS THE STATE CHIEF OPERATING OFFICER IS NOT INCOMPATIBLE, INCONSISTENT, OR IN CONFLICT WITH THE DUTIES OF THE LIEUTENANT GOVERNOR OR WITH THE DUTIES, POWERS, AND FUNCTIONS OF THE STATE CHIEF OPERATING OFFICER.

(b) THIS SUBSECTION (3) IS REPEALED, EFFECTIVE JANUARY 10, 2019.

SECTION 2. In Colorado Revised Statutes, 24-9-101, **amend** (1) (b) (I) as follows:

24-9-101. Salaries of elected state officials - repeal. (1) The following state officials shall receive annual salaries and allowances, payable monthly, as follows:

(b) Lieutenant governor:

(I) (A) Sixty-eight thousand five hundred dollars or, if concurrently serving as the head of a principal department OR AS THE STATE CHIEF OPERATING OFFICER, a combined salary that, in total, is commensurate with the annual salary paid for the position of head of the principal department OR AS THE STATE CHIEF OPERATING OFFICER, WHICHEVER IS CONCURRENTLY HELD BY THE LIEUTENANT GOVERNOR.

(B) This subparagraph (I) is repealed, effective January 10, 2019.

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, and safety.

Approved: May 26, 2016