

**First Regular Session
Sixty-sixth General Assembly
STATE OF COLORADO**

PREAMENDED

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

LLS NO. 07-0307.01 Richard Sweetman

SENATE BILL 07-048

SENATE SPONSORSHIP

Bacon,

HOUSE SPONSORSHIP

(None),

Senate Committees
Education

House Committees

A BILL FOR AN ACT

101 **CONCERNING MULTI-YEAR RESEARCH CONTRACTS FOR HIGHER**
102 **EDUCATION.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Allows systems of higher education and each campus of each state institution of higher education to have an unlimited number of long-term contracts with government-supported officials or employees if the contracts are for research in university settings.

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

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.

1 **SECTION 1.** 24-19-104 (1.5), Colorado Revised Statutes, is
2 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

3 **24-19-104. Terms of employment contracts - public inspection.**

4 (1.5) (c) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (a) OF
5 SUBSECTION (1) OF THIS SECTION OR PARAGRAPH (a) OF THIS SUBSECTION
6 (1.5), EACH SYSTEM OF HIGHER EDUCATION AND EACH CAMPUS OF EACH
7 STATE INSTITUTION OF HIGHER EDUCATION MAY HAVE IN EFFECT AN
8 UNLIMITED NUMBER OF EMPLOYMENT CONTRACTS OR EMPLOYMENT
9 CONTRACT EXTENSIONS HAVING A DURATION OF MORE THAN FIVE YEARS
10 WITH AN UNLIMITED NUMBER OF GOVERNMENT-SUPPORTED OFFICIALS OR
11 EMPLOYEES IF THE EMPLOYMENT CONTRACTS OR EMPLOYMENT CONTRACT
12 EXTENSIONS ARE FOR RESEARCH TO BE PERFORMED IN UNIVERSITY
13 SETTINGS. A CONTRACT EXECUTED PURSUANT TO THIS PARAGRAPH (c)
14 SHALL INCLUDE A PROVISION THAT THE CONTRACT SHALL BECOME
15 UNENFORCEABLE IF, DURING THE TERM OF THE CONTRACT, THE SYSTEM OF
16 HIGHER EDUCATION OR CAMPUS OF A STATE INSTITUTION OF HIGHER
17 EDUCATION THAT IS A PARTY TO THE CONTRACT:

18 (I) CEASES TO BE AN ENTERPRISE, AS DEFINED IN SECTION 20 (2) (d)
19 OF ARTICLE X OF THE STATE CONSTITUTION; AND

20 (II) LACKS PRESENT CASH RESERVES SUFFICIENT TO PLEDGE
21 IRREVOCABLY TO SATISFY THE TERMS OF THE CONTRACT.

22 **SECTION 2. Safety clause.** The general assembly hereby finds,
23 determines, and declares that this act is necessary for the immediate
24 preservation of the public peace, health, and safety.