

Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 14-0671.01 Bob Lackner x4350

HOUSE BILL 14-1177

HOUSE SPONSORSHIP

Swalm, Labuda, McNulty, Szabo

SENATE SPONSORSHIP

Tochtrop,

House Committees
Local Government

Senate Committees
Local Government

A BILL FOR AN ACT

101 **CONCERNING REQUIREMENTS GOVERNING MEETINGS OF THE BOARDS**
102 **OF COUNTY COMMISSIONERS OF THE LARGER COUNTIES.**

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>.)

Under current law, each board of county commissioners (board) of a county containing more than 100,000 inhabitants is required to hold at least 2 meetings in each week of each year, with exceptions for meetings in July and August.

Under the bill, in those same counties, the board may hold fewer

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.*

SENATE
3rd Reading Unamended
March 19, 2014

SENATE
2nd Reading Unamended
March 18, 2014

HOUSE
3rd Reading Unamended
February 19, 2014

HOUSE
2nd Reading Unamended
February 18, 2014

than 2 meetings in each week of each year on the basis of, without limitation, the following circumstances:

- ! A lack of a quorum caused by illness;
- ! Scheduling conflicts with meetings of professional organizations whose membership includes county commissioners;
- ! Inclement weather;
- ! Natural disasters or emergency conditions;
- ! Special events; or
- ! Any other circumstance that a majority of the board deems reasonable justification for not holding the meeting in the majority's sole discretion.

The bill allows the board chair to cancel a regularly scheduled meeting of the board. If the decision to cancel a meeting is made more than 24 hours in advance of the meeting, the board is required to promptly provide notice to the public of the cancellation in the same manner in which it customarily provides the public notice of its meetings.

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

2 **SECTION 1.** In Colorado Revised Statutes, **amend** 30-10-304 as
3 follows:

4 **30-10-304. Meetings of board in counties over one hundred**
5 **thousand.** (1) EXCEPT AS OTHERWISE PERMITTED UNDER SUBSECTION (2)
6 OF THIS SECTION, each board of county commissioners of ~~counties~~ A
7 COUNTY containing more than one hundred thousand inhabitants shall
8 hold at least two meetings in each week of each year; but in the months
9 of July and August of each year the board will not be required to hold
10 more than two meetings in each of those months.

11 (2) EACH BOARD OF COUNTY COMMISSIONERS OF A COUNTY
12 CONTAINING MORE THAN ONE HUNDRED THOUSAND INHABITANTS MAY
13 HOLD FEWER THAN TWO MEETINGS IN EACH WEEK OF EACH YEAR ON THE
14 BASIS OF, WITHOUT LIMITATION, THE FOLLOWING CIRCUMSTANCES:

- 15 (a) A LACK OF A QUORUM CAUSED BY ILLNESS;
- 16 (b) SCHEDULING CONFLICTS WITH MEETINGS OF PROFESSIONAL

1 ORGANIZATIONS WHOSE MEMBERSHIP INCLUDES COUNTY COMMISSIONERS;

2 (c) INCLEMENT WEATHER;

3 (d) NATURAL DISASTERS OR EMERGENCY CONDITIONS;

4 (e) SPECIAL EVENTS; OR

5 (f) ANY OTHER CIRCUMSTANCE THAT A MAJORITY OF THE BOARD
6 DEEMS REASONABLE JUSTIFICATION FOR NOT HOLDING THE MEETING IN
7 THE MAJORITY'S SOLE DISCRETION.

8 (3) THE BOARD CHAIR MAY CANCEL A REGULARLY SCHEDULED
9 MEETING OF THE BOARD. IF THE DECISION TO CANCEL A MEETING IS MADE
10 MORE THAN TWENTY-FOUR HOURS IN ADVANCE OF THE MEETING, THE
11 BOARD SHALL PROMPTLY PROVIDE NOTICE TO THE PUBLIC OF THE
12 CANCELLATION IN THE SAME MANNER IN WHICH IT CUSTOMARILY
13 PROVIDES THE PUBLIC NOTICE OF ITS MEETINGS.

14 **SECTION 2. Act subject to petition - effective date.** This act
15 takes effect September 1, 2014; except that, if a referendum petition is
16 filed pursuant to section 1 (3) of article V of the state constitution against
17 this act or an item, section, or part of this act within the ninety-day period
18 after final adjournment of the general assembly, then the act, item,
19 section, or part will not take effect unless approved by the people at the
20 general election to be held in November 2014 and, in such case, will take
21 effect on the date of the official declaration of the vote thereon by the
22 governor.