

**First Regular Session
Seventieth General Assembly
STATE OF COLORADO**

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 15-0030.01 Richard Sweetman x4333

HOUSE BILL 15-1165

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A BILL FOR AN ACT

101 **CONCERNING THE USE OF AMERICAN INDIAN MASCOTS BY PUBLIC**
102 **INSTITUTIONS OF EDUCATION, AND, IN CONNECTION THEREWITH,**
103 **MAKING AN APPROPRIATION.**

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/billsummaries>.)

The bill establishes the subcommittee for the consideration of the use of American Indian mascots by public schools (subcommittee) and requires the subcommittee to evaluate and approve or disapprove the use of American Indian mascots by public schools and public institutions of higher education (public schools) within the state. The subcommittee is

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
Amended 2nd Reading
April 13, 2015

repealed, effective September 1, 2025. Before such repeal, the department of regulatory agencies shall review the subcommittee.

The bill requires each public school that uses an American Indian mascot to either cease using the mascot or request approval for the continued use of the mascot or another American Indian mascot from the subcommittee. If a public school receives notice from the subcommittee that the school's use of an American Indian mascot has been disapproved, the public school shall cease using the mascot on or before the date 2 years following such notice.

For each month in which a public school uses an unapproved American Indian mascot after such date, a fine of \$25,000 shall be paid to the state treasurer by:

- ! The school district of the offending public school;
- ! The state charter school institute if the offending school is an institute charter school; or
- ! The public school itself if the public school is a public institution of higher education.

The bill creates the American Indian mascot fund (fund). A public school whose mascot is disapproved by the subcommittee may apply for a grant of moneys from the fund to pay for new uniforms, new decor, new letterhead, and such other modifications as are necessitated by the public school's change of mascot.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** section
3 24-44-109 as follows:

4 **24-44-109. Subcommittee for the consideration of the use of**
5 **American Indian mascots by public schools - subcommittee**
6 **established - duties and powers - membership - American Indian**
7 **mascot fund created - repeal.** (1) THERE IS ESTABLISHED WITHIN THE
8 COMMISSION A SUBCOMMITTEE FOR THE CONSIDERATION OF THE USE OF
9 AMERICAN INDIAN MASCOTS BY PUBLIC SCHOOLS, REFERRED TO IN THIS
10 SECTION AS THE "SUBCOMMITTEE".

11 (2) THE SUBCOMMITTEE SHALL:

12 (a) MEET AT LEAST EVERY TWO MONTHS TO EVALUATE THE USE OF
13 AMERICAN INDIAN MASCOTS BY PUBLIC INSTITUTIONS OF EDUCATION AND

1 PUBLIC INSTITUTIONS OF HIGHER EDUCATION WITHIN THE STATE;

2 (b) APPROVE OR DISAPPROVE SUCH USES, AS DESCRIBED IN
3 SECTIONS 22-1-130 AND 23-1-134, C.R.S.; AND

4 (c) REPORT ANNUALLY TO THE COMMISSION REGARDING THE
5 ACTIVITIES OF THE SUBCOMMITTEE DURING THE PRECEDING CALENDAR
6 YEAR.

7 (3) THE SUBCOMMITTEE HAS THE FOLLOWING POWERS:

8 (a) TO PETITION THE GENERAL ASSEMBLY FOR MONEYS TO
9 EFFECTIVELY ADMINISTER THE SUBCOMMITTEE'S AFFAIRS AND TO EXPEND
10 MONEYS IN COMPLIANCE WITH STATE REGULATIONS;

11 (b) TO SOLICIT AND ACCEPT GIFTS, MONEYS, GRANTS, DONATIONS,
12 BEQUESTS, AND DEVICES FOR USE IN FURTHERING THE PURPOSES OF THE
13 SUBCOMMITTEE;

14 (c) TO MAKE AND PUBLISH REPORTS OF FINDINGS AND
15 RECOMMENDATIONS;

16 (d) TO ESTABLISH AN APPLICATION PROCESS BY WHICH PUBLIC
17 SCHOOLS AND PUBLIC INSTITUTIONS OF HIGHER EDUCATION WHOSE
18 MASCOTS ARE DISAPPROVED BY THE SUBCOMMITTEE MAY APPLY FOR AND
19 RECEIVE GRANTS OF MONEYS FROM THE FUND, AS DESCRIBED IN SECTION
20 22-1-130 (6), C.R.S., AND SECTION 23-1-134 (6), C.R.S.; AND

21 (e) TO AWARD GRANTS OF MONEYS FROM THE FUND TO PUBLIC
22 SCHOOLS AND PUBLIC INSTITUTIONS OF HIGHER EDUCATION WHOSE
23 MASCOTS ARE DISAPPROVED BY THE SUBCOMMITTEE, IN SUCH AMOUNTS
24 AS THE SUBCOMMITTEE DEEMS APPROPRIATE.

25 (4) TO SATISFY THE REQUIREMENTS OF PARAGRAPH (a) OF
26 SUBSECTION (2) OF THIS SECTION, MEMBERS OF THE SUBCOMMITTEE MAY
27 ATTEND MEETINGS REMOTELY THROUGH ELECTRONIC MEANS OF

1 COMMUNICATION.

2 (5) (a) THE SUBCOMMITTEE CONSISTS OF:

3 (I) NINE VOTING MEMBERS, EACH OF WHOM MUST ALSO BE A
4 MEMBER OF A TRIBE THAT IS RECOGNIZED AS AN AMERICAN INDIAN TRIBE
5 BY THE FEDERAL GOVERNMENT, BUT NO MORE THAN TWO OF WHOM MAY
6 BE FROM THE SAME TRIBE; AND

7 (II) TWO NONVOTING MEMBERS, ONE OF WHOM REPRESENTS THE
8 DEPARTMENT OF EDUCATION AND ONE OF WHOM REPRESENTS THE
9 DEPARTMENT OF HIGHER EDUCATION.

10 (b) THE VOTING MEMBERS OF THE SUBCOMMITTEE SHALL BE
11 APPOINTED AS FOLLOWS:

12 (I) THREE PERSONS APPOINTED BY THE GOVERNOR;

13 (II) TWO PERSONS APPOINTED BY THE SPEAKER OF THE HOUSE OF
14 REPRESENTATIVES;

15 (III) TWO PERSONS APPOINTED BY THE PRESIDENT OF THE SENATE;
16 AND

17 (IV) TWO PERSONS APPOINTED BY THE CHIEF JUSTICE OF THE
18 SUPREME COURT.

19 (c) THE NONVOTING MEMBERS OF THE SUBCOMMITTEE SHALL BE
20 APPOINTED AS FOLLOWS:

21 (I) ONE MEMBER TO BE APPOINTED BY THE COMMISSIONER OF
22 EDUCATION OR HIS OR HER DESIGNEE; AND

23 (II) ONE MEMBER TO BE APPOINTED BY THE EXECUTIVE DIRECTOR
24 OF THE DEPARTMENT OF HIGHER EDUCATION OR HIS OR HER DESIGNEE.

25 (d) TO THE EXTENT PRACTICABLE, THE MEMBERS OF THE
26 SUBCOMMITTEE SHALL BE APPOINTED FROM DIVERSE AREAS OF THE STATE,
27 WITH AT LEAST FOUR MEMBERS APPOINTED FROM RURAL AREAS OF THE

1 STATE.

2 (e) EACH APPOINTING AUTHORITY DESCRIBED IN PARAGRAPHS (a)
3 AND (b) OF THIS SUBSECTION (5) SHALL MAKE HIS OR HER APPOINTMENTS
4 ON OR BEFORE SEPTEMBER 15, 2015.

5 (f) EACH MEMBER OF THE SUBCOMMITTEE MAY SERVE
6 INDEFINITELY AT THE DISCRETION OF HIS OR HER APPOINTING AUTHORITY.

7 (g) THE COMMISSION SHALL ASSIGN AT LEAST ONE PERSON FROM
8 ITS EXISTING STAFF TO ASSIST THE SUBCOMMITTEE IN THE EXECUTION OF
9 ITS DUTIES.

10 (6) THE SUBCOMMITTEE MAY USE MONEYS FROM THE FUND TO
11 COMPENSATE EACH MEMBER OF THE SUBCOMMITTEE FOR HIS OR HER
12 SERVICE TO THE SUBCOMMITTEE ON A PER DIEM BASIS IN AN AMOUNT NOT
13 TO EXCEED ONE HUNDRED DOLLARS FOR EACH DAY UPON WHICH THE
14 SUBCOMMITTEE MEETS TO CONDUCT ITS BUSINESS; EXCEPT THAT THE
15 SUBCOMMITTEE SHALL NOT AWARD COMPENSATION EXCEEDING SEVEN
16 HUNDRED AND FIFTY DOLLARS TO ANY MEMBER IN ANY CALENDAR YEAR.

17 (7) THE SUBCOMMITTEE MAY SELECT FROM ITS MEMBERSHIP A
18 CHAIRPERSON WHO, IN CONSULTATION WITH THE EXECUTIVE DIRECTOR OF
19 THE COMMISSION, SHALL CARRY OUT THE DAY-TO-DAY RESPONSIBILITIES
20 AND BUSINESS OF THE SUBCOMMITTEE.

21 (8) (a) THERE IS CREATED IN THE STATE TREASURY THE AMERICAN
22 INDIAN MASCOT FUND, REFERRED TO IN THIS SECTION AS THE "FUND",
23 CONSISTING OF ANY MONEYS THAT MAY BE APPROPRIATED TO THE FUND
24 BY THE GENERAL ASSEMBLY AND ANY GIFTS, GRANTS, OR DONATIONS
25 RECEIVED BY THE SUBCOMMITTEE. THE MONEYS IN THE FUND ARE SUBJECT
26 TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY TO THE
27 SUBCOMMITTEE FOR THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH

1 IMPLEMENTING THIS SECTION.

2 (b) THE STATE TREASURER MAY INVEST ANY MONEYS IN THE FUND
3 NOT EXPENDED FOR THE PURPOSE OF THIS SECTION AS PROVIDED BY LAW.
4 THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED
5 FROM THE INVESTMENT AND DEPOSIT OF MONEYS IN THE FUND TO THE
6 FUND. ANY UNEXPENDED AND UNENCUMBERED MONEYS REMAINING IN
7 THE FUND AT THE END OF A FISCAL YEAR REMAIN IN THE FUND AND SHALL
8 NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR TO
9 ANOTHER FUND.

10

11 (9) (a) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2025.
12 BEFORE SUCH REPEAL, THE DEPARTMENT OF REGULATORY AGENCIES
13 SHALL REVIEW THE SUBCOMMITTEE PURSUANT TO SECTION 2-3-1203 (3)
14 (mm) (I), C.R.S.

15 (b) UPON REPEAL OF THIS SECTION, THE STATE TREASURER SHALL
16 CREDIT TO THE GENERAL FUND ANY MONEYS REMAINING IN THE FUND
17 CREATED IN SUBSECTION (8) OF THIS SECTION.

18 **SECTION 2.** In Colorado Revised Statutes, **add** 22-1-130 as
19 follows:

20 **22-1-130. Use of American Indian mascots - notice - approval**
21 **by mascot subcommittee - definitions.** (1) AS USED IN THIS SECTION,
22 UNLESS THE CONTEXT OTHERWISE REQUIRES:

23 (a) "AMERICAN INDIAN MASCOT" MEANS A NAME, SYMBOL, OR
24 IMAGE THAT DEPICTS OR REFERS TO AN AMERICAN INDIAN TRIBE,
25 INDIVIDUAL, CUSTOM, OR TRADITION.

26 (b) "MASCOT SUBCOMMITTEE" MEANS THE SUBCOMMITTEE FOR
27 THE CONSIDERATION OF THE USE OF AMERICAN INDIAN MASCOTS BY

1 PUBLIC SCHOOLS ESTABLISHED IN SECTION 24-44-109, C.R.S.

2 (c) "INSTITUTE CHARTER SCHOOL" MEANS A CHARTER SCHOOL
3 AUTHORIZED BY THE STATE CHARTER SCHOOL INSTITUTE PURSUANT TO
4 PART 5 OF ARTICLE 30.5 OF THIS TITLE.

5 (d) "PUBLIC SCHOOL" MEANS:

6 (I) AN ELEMENTARY, MIDDLE, JUNIOR HIGH, OR HIGH SCHOOL OF
7 A SCHOOL DISTRICT THAT SERVES ANY OF GRADES KINDERGARTEN
8 THROUGH TWELVE; AND

9 (II) A CHARTER ELEMENTARY, MIDDLE, JUNIOR HIGH, OR HIGH
10 SCHOOL OF A SCHOOL DISTRICT THAT SERVES ANY OF GRADES
11 KINDERGARTEN THROUGH TWELVE.

12 (2) (a) ON OR BEFORE SEPTEMBER 15, 2015, EACH SCHOOL
13 DISTRICT THAT INCLUDES A PUBLIC SCHOOL THAT USES AN AMERICAN
14 INDIAN MASCOT SHALL:

15 (I) NOTIFY EACH SUCH SCHOOL OF THE PROVISIONS OF THIS
16 SECTION; AND

17 (II) NOTIFY THE MASCOT SUBCOMMITTEE OF EACH SUCH SCHOOL'S
18 USE OF AN AMERICAN INDIAN MASCOT.

19 (b) ON OR BEFORE SEPTEMBER 15, 2015, THE STATE CHARTER
20 SCHOOL INSTITUTE ESTABLISHED IN SECTION 22-30.5-503 SHALL:

21 (I) NOTIFY EACH INSTITUTE CHARTER SCHOOL THAT USES AN
22 AMERICAN INDIAN MASCOT OF THE PROVISIONS OF THIS SECTION; AND

23 (II) NOTIFY THE MASCOT SUBCOMMITTEE OF EACH INSTITUTE
24 CHARTER SCHOOL'S USE OF AN AMERICAN INDIAN MASCOT.

25 (3) ON OR BEFORE OCTOBER 1, 2015, EACH PUBLIC SCHOOL THAT
26 USES AN AMERICAN INDIAN MASCOT AND EACH INSTITUTE CHARTER
27 SCHOOL THAT USES AN AMERICAN INDIAN MASCOT SHALL:

1 (a) CEASE USING THE AMERICAN INDIAN MASCOT; OR

2 (b) REQUEST APPROVAL OF THE USE OF THE AMERICAN INDIAN
3 MASCOT, OR APPROVAL OF THE USE OF ANOTHER AMERICAN INDIAN
4 MASCOT, FROM THE MASCOT SUBCOMMITTEE.

5 (4) (a) IF A PUBLIC SCHOOL RECEIVES NOTICE FROM THE MASCOT
6 SUBCOMMITTEE THAT THE PUBLIC SCHOOL'S USE OF AN AMERICAN INDIAN
7 MASCOT HAS BEEN DISAPPROVED, THE PUBLIC SCHOOL SHALL CEASE USING
8 THE MASCOT ON OR BEFORE THE DATE TWO YEARS FOLLOWING SUCH
9 NOTICE. FOR EACH MONTH DURING WHICH A PUBLIC SCHOOL USES AN
10 AMERICAN INDIAN MASCOT AFTER SUCH DATE, THE SCHOOL DISTRICT OF
11 THE PUBLIC SCHOOL SHALL PAY A FINE OF TWENTY-FIVE THOUSAND
12 DOLLARS TO THE STATE TREASURER, WHO SHALL CREDIT THE MONEYS
13 RECEIVED TO THE STATE EDUCATION FUND CREATED IN SECTION 17 (4) OF
14 ARTICLE IX OF THE STATE CONSTITUTION.

15 (b) IF AN INSTITUTE CHARTER SCHOOL RECEIVES NOTICE FROM THE
16 MASCOT SUBCOMMITTEE THAT THE INSTITUTE CHARTER SCHOOL'S USE OF
17 AN AMERICAN INDIAN MASCOT HAS BEEN DISAPPROVED, THE INSTITUTE
18 CHARTER SCHOOL SHALL CEASE USING THE MASCOT ON OR BEFORE THE
19 DATE TWO YEARS FOLLOWING SUCH NOTICE. FOR EACH MONTH DURING
20 WHICH AN INSTITUTE CHARTER SCHOOL USES AN AMERICAN INDIAN
21 MASCOT AFTER SUCH DATE, THE STATE CHARTER SCHOOL INSTITUTE SHALL
22 PAY A FINE OF TWENTY-FIVE THOUSAND DOLLARS TO THE STATE
23 TREASURER, WHO SHALL CREDIT THE MONEYS RECEIVED TO THE STATE
24 EDUCATION FUND CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE
25 STATE CONSTITUTION.

26 (5) NOTWITHSTANDING THE PROVISIONS OF SECTION 24-44-109,
27 C.R.S., A PUBLIC SCHOOL'S OR INSTITUTE CHARTER SCHOOL'S USE OF AN

1 AMERICAN INDIAN MASCOT IS DEEMED APPROVED BY THE MASCOT
2 SUBCOMMITTEE IF:

3 (a) THE MASCOT REFERS SOLELY AND SPECIFICALLY TO A SINGLE
4 AMERICAN INDIAN TRIBE THAT IS RECOGNIZED BY THE FEDERAL
5 GOVERNMENT; AND

6 (b) THE TRIBE HAS APPROVED THE USE OF THE MASCOT BY THE
7 PUBLIC SCHOOL OR INSTITUTE CHARTER SCHOOL.

8 (6) A PUBLIC SCHOOL OR INSTITUTE CHARTER SCHOOL WHOSE
9 MASCOT IS DISAPPROVED BY THE MASCOT SUBCOMMITTEE MAY APPLY FOR
10 A GRANT OF MONEYS FROM THE AMERICAN INDIAN MASCOT FUND
11 CREATED IN SECTION 24-44-109, C.R.S., FOR THE PURPOSE OF PAYING FOR
12 NEW UNIFORMS, NEW DECOR, NEW LETTERHEAD, AND SUCH OTHER
13 MODIFICATIONS AS ARE NECESSITATED BY THE PUBLIC SCHOOL'S OR
14 INSTITUTION CHARTER SCHOOL'S CHANGE OF MASCOT.

15 **SECTION 3.** In Colorado Revised Statutes, **add** 23-1-134 as
16 follows:

17 **23-1-134. Commission directive - use of American Indian**
18 **mascots - notice - approval by mascot subcommittee - definitions.**

19 (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
20 REQUIRES:

21 (a) "AMERICAN INDIAN MASCOT" MEANS A NAME, SYMBOL, OR
22 IMAGE THAT DEPICTS OR REFERS TO AN AMERICAN INDIAN TRIBE,
23 INDIVIDUAL, CUSTOM, OR TRADITION.

24 (b) "MASCOT SUBCOMMITTEE" MEANS THE SUBCOMMITTEE FOR
25 THE CONSIDERATION OF THE USE OF AMERICAN INDIAN MASCOTS BY
26 PUBLIC SCHOOLS ESTABLISHED IN SECTION 24-44-109, C.R.S.

27 (c) "PUBLIC INSTITUTION OF HIGHER EDUCATION" MEANS A PUBLIC

1 COLLEGE, UNIVERSITY, COMMUNITY COLLEGE, AREA VOCATIONAL SCHOOL,
2 EDUCATIONAL CENTER, OR JUNIOR COLLEGE THAT RECEIVES FINANCIAL
3 SUPPORT FROM THE STATE.

4 (2) ON OR BEFORE SEPTEMBER 15, 2015, THE COMMISSION SHALL:

5 (a) NOTIFY EACH PUBLIC INSTITUTION OF HIGHER EDUCATION THAT
6 USES AN AMERICAN INDIAN MASCOT OF THE PROVISIONS OF THIS SECTION;
7 AND

8 (b) NOTIFY THE MASCOT SUBCOMMITTEE OF EACH PUBLIC
9 INSTITUTION OF HIGHER EDUCATION'S USE OF AN AMERICAN INDIAN
10 MASCOT.

11 (3) ON OR BEFORE OCTOBER 1, 2015, EACH PUBLIC INSTITUTION OF
12 HIGHER EDUCATION THAT USES AN AMERICAN INDIAN MASCOT SHALL:

13 (a) CEASE USING THE AMERICAN INDIAN MASCOT; OR

14 (b) REQUEST APPROVAL FROM THE MASCOT SUBCOMMITTEE FOR
15 THE CONTINUED USE OF THE AMERICAN INDIAN MASCOT OR ANOTHER
16 AMERICAN INDIAN MASCOT.

17 (4) IF A PUBLIC INSTITUTION OF HIGHER EDUCATION RECEIVES
18 NOTICE FROM THE MASCOT SUBCOMMITTEE THAT THE INSTITUTION'S USE
19 OF AN AMERICAN INDIAN MASCOT HAS BEEN DISAPPROVED, THE
20 INSTITUTION SHALL CEASE USING THE MASCOT ON OR BEFORE THE DATE
21 TWO YEARS FOLLOWING SUCH NOTICE. FOR EACH MONTH DURING WHICH
22 A PUBLIC INSTITUTION OF HIGHER EDUCATION USES AN AMERICAN INDIAN
23 MASCOT AFTER SUCH DATE, THE INSTITUTION SHALL PAY A FINE OF
24 TWENTY-FIVE THOUSAND DOLLARS TO THE STATE TREASURER, WHO SHALL
25 CREDIT THE MONEYS RECEIVED TO THE STATE EDUCATION FUND CREATED
26 IN SECTION 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION.

27 (5) NOTWITHSTANDING THE PROVISIONS OF SECTION 24-44-109,

1 C.R.S., A PUBLIC INSTITUTION OF HIGHER EDUCATION'S USE OF AN
2 AMERICAN INDIAN MASCOT IS DEEMED APPROVED BY THE MASCOT
3 SUBCOMMITTEE IF:

4 (a) THE MASCOT REFERS SOLELY AND SPECIFICALLY TO A SINGLE
5 AMERICAN INDIAN TRIBE THAT IS RECOGNIZED BY THE FEDERAL
6 GOVERNMENT; AND

7 (b) THE TRIBE HAS APPROVED THE USE OF THE MASCOT BY THE
8 PUBLIC INSTITUTION OF HIGHER EDUCATION.

9 (6) A PUBLIC INSTITUTION OF HIGHER EDUCATION WHOSE MASCOT
10 IS DISAPPROVED BY THE MASCOT SUBCOMMITTEE MAY APPLY FOR A GRANT
11 OF MONEYS FROM THE AMERICAN INDIAN MASCOT FUND CREATED IN
12 SECTION 24-44-109, C.R.S., FOR THE PURPOSE OF PAYING FOR NEW
13 UNIFORMS, NEW DECOR, NEW LETTERHEAD, AND SUCH OTHER
14 MODIFICATIONS AS ARE NECESSITATED BY THE INSTITUTION'S CHANGE OF
15 MASCOT.

16 **SECTION 4.** In Colorado Revised Statutes, 2-3-1203, **add** (3)
17 (mm) as follows:

18 **2-3-1203. Sunset review of advisory committees.** (3) The
19 following dates are the dates on which the statutory authorization for the
20 designated advisory committees is scheduled for repeal:

21 (mm) SEPTEMBER 1, 2025:

22 (I) THE SUBCOMMITTEE FOR THE CONSIDERATION OF THE USE OF
23 AMERICAN INDIAN MASCOTS BY PUBLIC SCHOOLS ESTABLISHED IN SECTION
24 24-44-109, C.R.S.

25 **SECTION 5. Appropriation.** (1) For the 2015-16 state fiscal
26 year, \$6,750 is appropriated to the American Indian mascot fund created
27 in section 24-44-109 (8) (a), C.R.S. This appropriation is from the general

1 fund. The office of the governor is responsible for the accounting related
2 to this appropriation.

3 (2) For the 2015-16 state fiscal year, \$6,750 is appropriated to the
4 office of the governor for use by the office of the lieutenant governor.
5 This appropriation is from reappropriated funds in the American Indian
6 mascot fund under subsection (1) of this section. To implement this act,
7 the office of the lieutenant governor may use this appropriation for the
8 subcommittee for the consideration of the use of American Indian
9 mascots by public schools of the Colorado commission of Indian affairs.

10 **SECTION 6. Act subject to petition - effective date.** This act
11 takes effect September 1, 2015; except that, if a referendum petition is
12 filed pursuant to section 1 (3) of article V of the state constitution against
13 this act or an item, section, or part of this act within the ninety-day period
14 after final adjournment of the general assembly, then the act, item,
15 section, or part will not take effect unless approved by the people at the
16 general election to be held in November 2016 and, in such case, will take
17 effect on the date of the official declaration of the vote thereon by the
18 governor.