

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

**REENGROSSED**

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

LLS NO. 01-0692.01 Jery Payne

**SENATE BILL 01-103**

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**SENATE SPONSORSHIP**

**Dyer (Durango),**

**HOUSE SPONSORSHIP**

**Rippy,**

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**Senate Committees**

Agriculture and Natural Resources

**House Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING CONFLICT OF INTEREST REQUIREMENTS FOR MEMBERS**  
102 **OF THE OIL AND GAS CONSERVATION COMMISSION.**

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**Bill Summary**

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

Requires persons who are appointed to new terms of office or reappointed to another term on the oil and gas conservation commission ("commission") on or after July 1, 2001, to take the constitutional oath of office before entering upon the duties of office.

Prohibits a person in the employ of or holding any official or financial relationship with any corporation or person that is subject to regulation by the commission, and a person owning stocks or bonds of any such corporation or who holds in any manner a pecuniary interest therein,

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  
February 6, 2001

SENATE  
Amended 2nd Reading  
February 5, 2001

from being appointed to or holding the office of commissioner or being appointed or employed by the commission.

Requires any commissioner who unknowingly becomes the owner of such stocks or bonds or gains a pecuniary interest in such corporation to promptly notify the governor and divest himself or herself of such ownership or interest within 6 months.

Clarifies that the new conflict of interest provisions are applicable only to persons who are newly appointed or reappointed to terms of office on or after July 1, 2001.

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

2 SECTION 1. 34-60-104 (2) (a), Colorado Revised Statutes, is  
3 amended, and the said 34-60-104 (2) is further amended BY THE  
4 ADDITION OF A NEW PARAGRAPH, to read:

5 **34-60-104. Oil and gas conservation commission - oath of office**  
6 **- report - publication - repeal.** (2) (a) Effective July 1, 1994, the  
7 commission shall consist of seven members appointed by the governor,  
8 with the consent of the senate. Two members shall be appointed from  
9 west of the continental divide, and, to the extent possible, consistent with  
10 this paragraph (a), the other members shall be appointed taking into  
11 account the need for geographical representation of other areas of the state  
12 with high levels of oil and gas activity or employment. ~~Two~~ THREE  
13 members shall not be employed by the oil and gas industry and shall be  
14 individuals with formal training or substantial experience in agriculture,  
15 land reclamation, environmental protection, or soil conservation. ~~Five~~  
16 FOUR members shall be individuals with substantial experience in the oil  
17 and gas industry, and at least two of said ~~five~~ FOUR members shall have  
18 a college degree in petroleum geology or petroleum engineering. No more  
19 than four members of the commission shall be members of the same  
20 political party.

1           (c) (I) COMMENCING JULY 1, 2001, PERSONS WHO ARE APPOINTED  
2           TO THE COMMISSION TO SERVE NEW TERMS OF OFFICE, OR WHO ARE  
3           REAPPOINTED TO TERMS OF OFFICE, SHALL TAKE THE CONSTITUTIONAL  
4           OATH OF OFFICE BEFORE ENTERING UPON THE DUTIES OF OFFICE.

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6           (II) (A) NOTHING IN THIS SECTION SHALL BE CONSTRUED TO  
7           REQUIRE A PERSON HOLDING OFFICE ON JULY 1, 2001, TO COMPLY WITH  
8           THE PROVISIONS OF THIS PARAGRAPH (c) UNLESS SUCH PERSON IS  
9           REAPPOINTED TO THE COMMISSION FOR ANOTHER TERM OF OFFICE.

10           (B) THIS SUBPARAGRAPH (II) IS REPEALED, EFFECTIVE JULY 1,  
11           2005.

12           **SECTION 2. Effective date.** This act shall take effect July 1,  
13           2001.

14           **SECTION 3. Safety clause.** The general assembly hereby finds,  
15           determines, and declares that this act is necessary for the immediate  
16           preservation of the public peace, health, and safety.