

First Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

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BILL 1

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LLS NO. 13-0066 Jason Gelender

INTERIM COMMITTEE BILL

Transportation Legislation Review Committee

A BILL FOR AN ACT

101 **CONCERNING THE ADDITION OF TWO AT-LARGE MEMBERS TO THE**
102 **TRANSPORTATION COMMISSION.**

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>.)

Transportation Legislation Review Committee. The transportation commission currently consists of 11 members appointed by the governor, each of whom represents a single transportation district.

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.

The bill adds 2 at-large members appointed by the governor, each of whom represents the entire state, to the commission. One of the at-large members must reside on the western slope and the other must reside on the eastern slope. The at-large members serve 4-year terms; except that the at-large member who resides on the western slope serves an initial term of 2 years in order to stagger the timing of future appointments.

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

2 **SECTION 1.** In Colorado Revised Statutes, 43-1-106, **amend** (1),
3 (2) introductory portion, (3), (4) (a), and (6); and **add** (4) (b.5) as follows:

4 **43-1-106. Transportation commission - powers and duties.**

5 (1) There is hereby created a transportation commission, which ~~shall~~
6 ~~consist of eleven~~ CONSISTS OF THIRTEEN members. ~~The initial members~~
7 ~~of the commission shall be the members of the state highway commission~~
8 ~~immediately prior to July 1, 1991, and each such commission member~~
9 ~~shall continue to represent the same district.~~

10 (2) THE GOVERNOR SHALL APPOINT TO THE COMMISSION TWO
11 AT-LARGE MEMBERS, ONE OF WHOM MUST RESIDE ON THE WESTERN SLOPE
12 AND ONE OF WHOM MUST RESIDE ON THE EASTERN SLOPE, AND one
13 member ~~of the commission shall be appointed by the governor~~ from each
14 of the following districts:

15 (3) Each district member ~~shall~~ MUST actually reside in the district
16 he or she represents. ONE AT-LARGE MEMBER MUST ACTUALLY RESIDE ON
17 THE WESTERN SLOPE, AND ONE AT-LARGE MEMBER MUST ACTUALLY
18 RESIDE ON THE EASTERN SLOPE, BUT IT IS THE INTENT OF THE GENERAL
19 ASSEMBLY THAT BOTH AT-LARGE MEMBERS REPRESENT THE ENTIRE STATE
20 AND FOCUS PRIMARILY ON STATEWIDE TRANSPORTATION NEEDS. If a
21 district member ceases to reside in the district he or she represents ~~such~~
22 ~~district~~ OR AN AT-LARGE MEMBER CEASES TO RESIDE ON THE SLOPE FROM

1 WHICH THE GOVERNOR APPOINTED THE MEMBER, THE member ~~shall be~~ IS
2 deemed to have resigned as a member of the commission.

3 (4) (a) EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPH (b.5) OF
4 THIS SUBSECTION (4), each member of the commission shall be appointed
5 by the governor, with the consent of the senate, for a term of four years.

6 (b.5) THE INITIAL TERMS OF THE AT-LARGE MEMBERS OF THE
7 COMMISSION BEGIN ON JULY 1, 2013, AND THE INITIAL TERM OF THE
8 AT-LARGE MEMBER WHO RESIDES ON THE WESTERN SLOPE EXPIRES ON
9 JULY 1, 2015.

10 (6) The commission shall meet regularly not less than eight times
11 a year, but ~~special meetings may be called by~~ the governor, the chairman
12 of the commission, the executive director, or a majority of the members
13 of the commission MAY CALL SPECIAL MEETINGS on three days' prior
14 notice by mail or, in case of emergency, on twenty-four hours' notice by
15 telephone or telegraph. The commission shall adopt rules in relation to its
16 meetings and the transaction of its business. ~~Six~~ SEVEN members ~~shall~~
17 constitute a quorum of the commission. All meetings of the commission,
18 in any suit or proceedings, ~~shall be~~ ARE presumed to have been duly
19 called and regularly held, and all orders, rules and regulations, and
20 proceedings of the commission to have been authorized, unless the
21 contrary is proved. Each member of the commission shall receive
22 seventy-five dollars per day for each regular or special meeting of the
23 commission actually attended and shall be reimbursed for his or her
24 necessary expenses incurred in the discharge of ~~such~~ THE member's
25 official duties. Mileage rates ~~shall~~ MUST be computed in accordance with
26 section 24-9-104, C.R.S.

27 **SECTION 2. Safety clause.** The general assembly hereby finds,

- 1 determines, and declares that this act is necessary for the immediate
- 2 preservation of the public peace, health, and safety.