

**Second Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO**

**ENGROSSED**

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

LLS NO. 24-0462.01 Conrad Imel x2313

**HOUSE BILL 24-1131**

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**HOUSE SPONSORSHIP**

**Lukens and Velasco,**

**SENATE SPONSORSHIP**

**Roberts and Will,**

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**House Committees**  
Education

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING LOCAL COLLEGE DISTRICTS.**

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**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://leg.colorado.gov>.)*

The bill authorizes the board of trustees (board) of any local college district to determine the number of trustees on the board and permits certain-sized boards that establish board member districts to designate some board member districts as at-large districts.

Under existing law, voters must approve a school district's annexation into a local college district at a regular biennial school election. The bill removes that restriction so that the approval vote may occur at any regular election.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters or bold & italic numbers indicate new material to be added to existing law.*  
*Dashes through the words or numbers indicate deletions from existing law.*

HOUSE  
Amended 2nd Reading  
March 4, 2024

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

2           **SECTION 1.** In Colorado Revised Statutes, 23-71-110, **amend**  
3 (3), (4), and (8) as follows:

4           **23-71-110. Election of board - members and terms.** (3) The  
5 board of trustees of each local college district ~~existing on or after July 1,~~  
6 ~~1984, and before July 1, 1986,~~ shall determine whether the board of  
7 trustees consists of five, seven, nine, or eleven members. ~~The board of~~  
8 ~~trustees of each local college district created after July 1, 1986, consists~~  
9 ~~of five, seven, nine, or eleven members as specified in the organization~~  
10 ~~petition, except that the~~ A board of trustees may subsequently increase the  
11 number of board members ONLY as provided in subsection (8) of this  
12 section. The board of trustees of each local college district shall  
13 determine the number of vacancies existing and the length of term of each  
14 vacancy for the next and subsequent regular elections for board members.  
15 Except for the election of members who were appointed pursuant to  
16 subsection (8) of this section and section 23-71-121, the board of trustees  
17 shall ensure that there are no more than three vacancies at any regular  
18 election for a five-member board, no more than four vacancies at any  
19 regular election for a seven-member board, no more than five vacancies  
20 at any regular election for a nine-member board, and no more than six  
21 vacancies at any regular election for an eleven-member board and that  
22 each board member has a term of four years.

23           (4) A board of trustees may establish board member districts for  
24 its local college district if it determines that ~~such~~ BOARD MEMBER districts  
25 are in the best interests of the local college district. ~~Such~~ THE board  
26 member districts ~~shall~~ MUST be established on the basis of nearly equal

1 population or on the basis of geography and population if the local  
2 college district consists of more than one county. A NINE-MEMBER BOARD  
3 OF TRUSTEES WITH BOARD MEMBER DISTRICTS MAY DESIGNATE ONE OR  
4 TWO OF ITS BOARD MEMBER DISTRICTS AS AT-LARGE DISTRICTS THAT  
5 INCLUDE THE ENTIRE AREA OF THE LOCAL COLLEGE DISTRICT. AN  
6 ELEVEN-MEMBER BOARD OF TRUSTEES WITH BOARD MEMBER DISTRICTS  
7 MAY DESIGNATE UP TO THREE OF ITS BOARD MEMBER DISTRICTS AS  
8 AT-LARGE DISTRICTS THAT INCLUDE THE ENTIRE AREA OF THE LOCAL  
9 COLLEGE DISTRICT.

10 (8) A local college district that has a five-member board of  
11 trustees may increase the board membership to seven members at any  
12 time by the appointment of two new members. A local college district that  
13 has a seven-member board of trustees may increase the board members  
14 to nine or eleven members by the appointment of new members. ~~if one or  
15 more additional school districts is annexed into the local college district  
16 as provided in section 23-71-128. Each person appointed pursuant to this  
17 subsection (8) must be appointed at least one hundred twenty days prior  
18 to the next regular biennial local district college election and may serve  
19 as an appointee only until the election and until the appointed person, if  
20 he or she seeks election, or his or her successor has been elected and has  
21 qualified~~ A LOCAL COLLEGE DISTRICT THAT HAS A NINE-MEMBER BOARD  
22 OF TRUSTEES MAY INCREASE THE BOARD MEMBERSHIP TO ELEVEN  
23 MEMBERS AT ANY TIME BY THE APPOINTMENT OF TWO NEW MEMBERS.

24 **SECTION 2.** In Colorado Revised Statutes, 23-71-128, **amend**  
25 (1) as follows:

26 **23-71-128. Additions to district - procedure.** (1) If a school  
27 district or group of districts that is adjacent to a local college district or

1 located entirely within the boundaries of the local district college's service  
2 area, as determined by the Colorado commission on higher education,  
3 desires to be annexed to the existing local college district, it may do so by  
4 satisfying both of the following requirements:

5 (a) By obtaining approval of the existing local college district. The  
6 approval ~~shall be~~ IS given only upon a majority vote of the eligible  
7 electors of the existing local college district as expressed by a majority  
8 polled at the time of ~~the~~ A regular ~~biennial school~~ election held in the  
9 local college district. The election ~~shall be~~ IS called only upon ~~the~~ AN  
10 affirmative vote of the board of trustees.

11 (b) ~~By~~ The school district desiring to be annexed ~~voting on the~~  
12 ~~question of~~ VOTES TO APPROVE THE annexation at a regular ~~biennial~~  
13 ~~school~~ election. The election ~~shall be~~ IS called only upon the affirmative  
14 vote of the school district board of education. If a single school district  
15 desires to be annexed, the annexation ~~shall be~~ IS effected by a majority  
16 vote of the eligible electors of the district. If two or more school districts  
17 desire annexation as a group, the annexation ~~shall be~~ IS effected only by  
18 a majority vote in favor thereof in each district desiring annexation. If  
19 there is not a majority vote in favor of the annexation in any district  
20 ~~comprising~~ IN the group, then the annexation ~~shall~~ DOES not occur for the  
21 group of districts, but any individual district in the group ~~which~~ THAT had  
22 a majority vote in favor of the annexation ~~shall be~~ IS annexed to the local  
23 college district.

24 **SECTION 3.** In Colorado Revised Statutes, 24-32-729, **add** (3)(i)  
25 as follows:

26 **24-32-729. Transformational affordable housing through local**  
27 **investments - grant program - investments eligible for funding -**

1 **report - definitions - repeal.** (3) (i) TO MITIGATE THE SEVERE HOUSING  
2 CHALLENGES IN RURAL COMMUNITIES AND RURAL RESORT COMMUNITIES,  
3 A PROJECT IN A RURAL COMMUNITY OR RURAL RESORT COMMUNITY THAT  
4 IS SUBSIDIZED BY A GRANT AWARD MAY PRIORITIZE PROVIDING  
5 AFFORDABLE HOUSING FOR ENROLLED POSTSECONDARY STUDENTS, LOCAL  
6 COLLEGE DISTRICT EMPLOYEES, AND LOCAL GOVERNMENT EMPLOYEES IN  
7 BUILDINGS ON LAND OWNED AND CONTROLLED BY A LOCAL COLLEGE  
8 DISTRICT.

9 **SECTION 4. Act subject to petition - effective date.** This act  
10 takes effect at 12:01 a.m. on the day following the expiration of the  
11 ninety-day period after final adjournment of the general assembly; except  
12 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
13 of the state constitution against this act or an item, section, or part of this  
14 act within such period, then the act, item, section, or part will not take  
15 effect unless approved by the people at the general election to be held in  
16 November 2024 and, in such case, will take effect on the date of the  
17 official declaration of the vote thereon by the governor.