

HB1256_L.004

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB18-1256 be amended as follows:

1 Amend reengrossed bill, page 2, after line 21 insert:

2 "SECTION 3. In Colorado Revised Statutes, 24-34-303, amend
3 (1), (2), and (3) as follows:

4 **24-34-303. Civil rights commission - membership - repeal.**

5 (1) (a) There is hereby created, within the division, the Colorado civil
6 rights commission.

7 (b) (I) The commission shall consist of seven members, who shall
8 be appointed by the governor, with the consent of the senate, for terms of
9 four years. The governor shall make appointments in such a manner that
10 there are at all times two members of the commission representing the
11 business community, at least one of whom shall be a representative of
12 small business, two members of the commission representing state or
13 local government entities, and three members of the commission from the
14 community at large. The membership of the commission shall at all times
15 be comprised of at least four members who are members of groups of
16 people who have been or who might be discriminated against because of
17 disability, race, creed, color, sex, sexual orientation, national origin,
18 ancestry, marital status, religion, or age. Appointments shall be made to
19 provide geographical area representation insofar as may be practicable,
20 and no more than four members shall belong to the same political party.

21 (II) THIS SUBSECTION (1)(b) IS REPEALED, EFFECTIVE MARCH 15,
22 2019.

23 (c) (I) STARTING MARCH 15, 2019, THE COMMISSION CONSISTS OF
24 EIGHT MEMBERS AS FOLLOWS:

25 (A) FOUR MEMBERS APPOINTED BY THE GOVERNOR WITH THE
26 CONSENT OF THE SENATE;

27 (B) TWO MEMBERS APPOINTED BY THE SPEAKER OF THE HOUSE OF
28 REPRESENTATIVES; EXCEPT THAT, IF THE SPEAKER SHARES THE SAME
29 POLITICAL PARTY REGISTRATION AS THE GOVERNOR, THE MINORITY
30 LEADER OF THE HOUSE OF REPRESENTATIVES SHALL APPOINT TWO
31 MEMBERS; AND

32 (C) TWO MEMBERS APPOINTED BY THE PRESIDENT OF THE SENATE;
33 EXCEPT THAT, IF THE PRESIDENT SHARES THE SAME POLITICAL PARTY
34 REGISTRATION AS THE GOVERNOR, THE MINORITY LEADER OF THE SENATE
35 SHALL APPOINT TWO MEMBERS.

36 (II) THE MEMBERSHIP OF THE COMMISSION MUST AT ALL TIMES BE
37 COMPRISED OF AT LEAST:

38 (A) ONE MEMBER FROM OR REPRESENTING A LABOR UNION OR
39 SIMILAR EMPLOYEE ASSOCIATION THAT REPRESENTS MEMBERS IN
40 COLORADO;

1 (B) ONE MEMBER WHO IS A MAJORITY OWNER OF A SMALL
2 BUSINESS THAT EMPLOYS AT LEAST FIVE EMPLOYEES;

3 (C) ONE MEMBER WHO IS A MAJORITY OWNER OF A SMALL
4 BUSINESS THAT EMPLOYS MORE THAN TWENTY-FIVE EMPLOYEES;

5 (D) TWO MEMBERS REPRESENTING STATE OR LOCAL GOVERNMENT
6 ENTITIES; AND

7 (E) THREE MEMBERS FROM THE COMMUNITY AT LARGE.

8 (III) FROM THE MEMBERS DESCRIBED IN SUBSECTIONS (1)(c)(II)(A)
9 TO (1)(c)(II)(E) OF THIS SECTION, AT LEAST FOUR MEMBERS MUST BE FROM
10 GROUPS OF PEOPLE WHO HAVE BEEN OR WHO MIGHT BE DISCRIMINATED
11 AGAINST BECAUSE OF DISABILITY, RACE, CREED, COLOR, SEX, SEXUAL
12 ORIENTATION, NATIONAL ORIGIN, ANCESTRY, MARITAL STATUS, RELIGION,
13 OR AGE.

14 (IV) APPOINTMENTS SHALL BE MADE TO PROVIDE GEOGRAPHICAL
15 AREA REPRESENTATION IN SO FAR AS MAY BE PRACTICABLE. NO MORE THAN
16 THREE MEMBERS MAY BELONG TO THE SAME POLITICAL PARTY, AND NO
17 MORE THAN SIX MEMBERS MAY BE AFFILIATED WITH ANY POLITICAL
18 PARTY. A MEMBER MUST HAVE BEEN REGISTERED WITH THE SAME
19 POLITICAL PARTY OR UNAFFILIATED WITH ANY POLITICAL PARTY FOR AT
20 LEAST FOUR YEARS PRIOR TO THE MEMBER'S APPOINTMENT TO THE
21 COMMISSION.

22 (V) MEMBERS OF THE COMMISSION SERVE FOUR-YEAR TERMS;
23 EXCEPT THAT, FOR PURPOSES OF ENSURING STAGGERED TERMS OF OFFICE,
24 TWO MEMBERS APPOINTED BY THE GOVERNOR, ONE MEMBER APPOINTED
25 BY THE SPEAKER OR MINORITY LEADER OF THE HOUSE OF
26 REPRESENTATIVES, AS APPLICABLE, AND ONE MEMBER APPOINTED BY THE
27 PRESIDENT OR MINORITY LEADER OF THE SENATE, AS APPLICABLE, SERVE
28 INITIAL TWO-YEAR TERMS.

29 (2) Vacancies on the commission shall be filled by the governor
30 by appointment with the consent of the senate, and BY THE APPOINTING
31 AUTHORITY OF THAT COMMISSIONER, WITH GOVERNOR APPOINTMENTS
32 SUBJECT TO CONSENT OF THE SENATE. The term of a commissioner so
33 appointed shall be TO FILL A VACANCY IS for the unexpired part of the
34 term for which the commissioner is appointed.

35 (3) Any commissioner may be removed from office by the
36 ~~governor~~ APPOINTING AUTHORITY OF THAT COMMISSIONER for
37 misconduct, incompetence, or neglect of duty."

38 Renumber succeeding sections accordingly.

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