

**Second Regular Session  
Sixty-sixth General Assembly  
STATE OF COLORADO**

**INTRODUCED**

LLS NO. 08-0175.01 Jane Ritter

**HOUSE BILL 08-1157**

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**HOUSE SPONSORSHIP**

**Roberts,** Kefalas, Kerr A., Massey, Gardner B., Jahn, Kerr J., King, Labuda, Lundberg, Marostica, Mitchell V., Stafford, Stephens, Summers, Todd, Weissmann, and Witwer

**SENATE SPONSORSHIP**

**Windels,** and Penry

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**House Committees**  
Education

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**A BILL FOR AN ACT**

101 **CONCERNING THE CREATION OF A YOUTH ADVISORY COUNCIL.**

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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.)*

Establishes a youth advisory council ("council") to formally advise and make recommendations to elected officials on issues affecting youth in Colorado. Establishes eligibility for membership, terms of office, and the process for appointment to the council. Outlines the duties of the council, including reporting requirements. Creates the youth advisory council cash fund.

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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.*

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

2 **SECTION 1.** Article 2 of title 2, Colorado Revised Statutes, is  
3 amended BY THE ADDITION OF A NEW PART to read:

4 **PART 13**  
5 **YOUTH ADVISORY COUNCIL**

6 **2-2-1301. Short title.** THIS ARTICLE SHALL BE KNOWN AND MAY  
7 BE CITED AS THE "YOUTH ADVISORY COUNCIL ACT".

8 **2-2-1302. Colorado youth advisory council - creation -**  
9 **purpose.** THERE IS HEREBY CREATED THE COLORADO YOUTH ADVISORY  
10 COUNCIL, REFERRED TO IN THIS PART 13 AS THE "COUNCIL", TO EXAMINE,  
11 EVALUATE, AND DISCUSS THE ISSUES, INTERESTS, AND NEEDS AFFECTING  
12 COLORADO YOUTH NOW AND IN THE FUTURE AND TO FORMALLY ADVISE  
13 AND MAKE RECOMMENDATIONS TO ELECTED OFFICIALS REGARDING THOSE  
14 ISSUES. THE ISSUES MAY INCLUDE, BUT NEED NOT BE LIMITED TO,  
15 EDUCATION, EMPLOYMENT AND ECONOMIC OPPORTUNITY, ACCESS TO  
16 STATE AND LOCAL GOVERNMENT SERVICES, THE ENVIRONMENT,  
17 BEHAVIORAL AND PHYSICAL HEALTH, SAFE ENVIRONMENTS FOR YOUTH,  
18 SUBSTANCE ABUSE, DRIVER'S LICENSE REQUIREMENTS, POVERTY, AND  
19 INCREASED YOUTH PARTICIPATION IN STATE AND LOCAL GOVERNMENT.

20 **2-2-1303. Membership - selection - terms.** (1) THE COUNCIL  
21 SHALL CONSIST OF FORTY-FOUR MEMBERS AS FOLLOWS:

22 (a) FOUR NONVOTING LEGISLATIVE MEMBERS, TWO OF WHOM  
23 SHALL BE MEMBERS OF THE HOUSE OF REPRESENTATIVES AND TWO OF  
24 WHOM SHALL BE MEMBERS OF THE SENATE; AND

25 (b) THIRTY-FIVE VOTING MEMBERS REPRESENTING EACH OF THE  
26 SENATE DISTRICTS IN THE STATE AND FIVE AT-LARGE MEMBERS.  
27 MEMBERS DESCRIBED IN THIS PARAGRAPH (b) SHALL MEET THE

1 FOLLOWING QUALIFICATIONS AT THE TIME OF APPOINTMENT:

2 (I) BE AT LEAST FOURTEEN YEARS OF AGE BUT NOT OLDER THAN  
3 NINETEEN YEARS OF AGE; AND

4 (II) BE ENROLLED IN AND ATTENDING A COLORADO JUNIOR HIGH,  
5 MIDDLE, OR HIGH SCHOOL, INCLUDING AN ON-LINE SCHOOL; PARTICIPATING  
6 IN A NONPUBLIC, HOME-BASED EDUCATIONAL PROGRAM; PARTICIPATING  
7 IN A GENERAL EQUIVALENCY DEGREE PROGRAM; OR HAVE OBTAINED A  
8 HIGH SCHOOL OR GENERAL EQUIVALENCY DIPLOMA.

9 (2) (a) NONLEGISLATIVE COUNCIL MEMBERS SHALL BE APPOINTED  
10 AS FOLLOWS:

11 (I) ON OR BEFORE SEPTEMBER 1, 2008, EACH SENATOR ELECTED  
12 TO REPRESENT A SENATORIAL DISTRICT IN THE STATE SHALL APPOINT ONE  
13 NONLEGISLATIVE COUNCIL MEMBER FROM HIS OR HER DISTRICT.

14 (II) ON OR BEFORE SEPTEMBER 1, 2008, THE SPEAKER OF THE  
15 HOUSE OF REPRESENTATIVES SHALL APPOINT THE FIVE AT-LARGE  
16 NONLEGISLATIVE MEMBERS. THE FIVE AT-LARGE MEMBERS SHALL BE  
17 SELECTED TO HELP ENSURE DIVERSITY ON THE COUNCIL, WITH AN EXPRESS  
18 CONCERN FOR ADEQUATE RURAL REPRESENTATION.

19 (III) (A) ON OR BEFORE SEPTEMBER 1, 2009, AND ON OR BEFORE  
20 SEPTEMBER 1 EACH YEAR THEREAFTER, THE COUNCIL MEMBERS SHALL  
21 APPROVE SUBSEQUENT APPOINTMENTS TO THE COUNCIL BY A MAJORITY  
22 VOTE. A YOUTH WHO MEETS THE CRITERIA SET FORTH IN SUBSECTION (1)  
23 OF THIS SECTION MAY APPLY TO THE COUNCIL TO BE CONSIDERED FOR  
24 PARTICIPATION IN THE COUNCIL.

25 (B) NO LATER THAN JANUARY 1, 2009, THE COUNCIL SHALL  
26 DEVELOP AN APPLICATION PROCESS TO FACILITATE COUNCIL  
27 APPOINTMENTS, INCLUDING THE CONTENT AND AVAILABILITY OF THE

1 APPLICATION FORM, ADDITIONAL SELECTION CRITERIA, AND AN  
2 APPLICATION REVIEW PROCESS.

3 (IV) EVERY EFFORT SHALL BE MADE TO CREATE A COUNCIL THAT  
4 REPRESENTS THE RACIAL, ETHNIC, GEOGRAPHIC, SOCIOECONOMIC,  
5 CULTURAL, AND EDUCATIONAL DIVERSITY OF THE STATE, AND  
6 APPOINTMENTS SHALL BE MADE WITHOUT RESPECT TO RACE, ETHNICITY,  
7 RELIGION, GENDER, OR PHYSICAL ABILITY.

8 (b) LEGISLATIVE MEMBERS OF THE COUNCIL SHALL BE APPOINTED  
9 AS FOLLOWS:

10 (I) ON OR BEFORE SEPTEMBER 1, 2008, AND ON OR BEFORE  
11 SEPTEMBER 1 EVERY TWO YEARS THEREAFTER, THE SPEAKER AND  
12 MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES SHALL EACH  
13 APPOINT ONE MEMBER FROM THE HOUSE OF REPRESENTATIVES; AND

14 (II) ON OR BEFORE SEPTEMBER 1, 2008, AND ON OR BEFORE  
15 SEPTEMBER 1 EVERY TWO YEARS THEREAFTER, THE PRESIDENT AND  
16 MINORITY LEADER OF THE SENATE SHALL EACH APPOINT ONE MEMBER  
17 FROM THE SENATE.

18 (3) EXCEPT FOR THE MEMBERS INITIALLY APPOINTED, COUNCIL  
19 MEMBERS SHALL SERVE TWO-YEAR TERMS AND, IF ELIGIBLE, MAY BE  
20 REAPPOINTED FOR A SUBSEQUENT TWO-YEAR TERM. ONE-HALF OF THE  
21 INITIAL MEMBERS SHALL BE APPOINTED TO ONE-YEAR TERMS, AND THE  
22 OTHER HALF OF THE INITIAL MEMBERS SHALL BE APPOINTED TO TWO-YEAR  
23 TERMS. IN ALL CASES, EVERY EFFORT SHALL BE MADE TO MAINTAIN OR  
24 EXPAND THE DIVERSITY OF THE COUNCIL.

25 (4) THE COUNCIL SHALL ELECT TWO CO-CHAIRS AND TWO  
26 VICE-CHAIRS AT ITS FIRST MEETING AND ANNUALLY THEREAFTER. ONE OF  
27 THE CO-CHAIRS AND ONE OF THE VICE-CHAIRS SHALL BE LEGISLATIVE

1 MEMBERS. THE OTHER CO-CHAIR AND THE OTHER VICE-CHAIR SHALL BE  
2 NONLEGISLATIVE MEMBERS. THE CO-CHAIRS AND VICE-CHAIRS SHALL  
3 SERVE FOR TERMS OF ONE YEAR. A VACANCY ON THE COUNCIL SHALL BE  
4 FILLED THROUGH A VOTE OF THE MEMBERS FOR THE REMAINDER OF THE  
5 UNEXPIRED TERM. VACANCIES OF NONLEGISLATIVE MEMBERS ON THE  
6 COUNCIL SHALL BE FILLED PURSUANT TO THE APPLICATION PROCESS  
7 DESCRIBED IN SUBPARAGRAPH (III) OF PARAGRAPH (a) OF SUBSECTION (2)  
8 OF THIS SECTION FOR BIENNIAL APPOINTMENTS. VACANCIES OF  
9 LEGISLATIVE MEMBERS SHALL BE FILLED BY THE APPOINTING AUTHORITY.

10 (5) SUBJECT TO AVAILABLE APPROPRIATIONS, MEMBERS OF THE  
11 COUNCIL SHALL BE COMPENSATED FOR ATTENDANCE AT MEETINGS OF THE  
12 COUNCIL IN THE SAME MANNER AS IS PROVIDED IN SECTION 2-2-307 FOR  
13 LEGISLATIVE MEMBERS ATTENDING MEETINGS DURING THE LEGISLATIVE  
14 INTERIM. ALL EXPENDITURES INCURRED BY THE COUNCIL SHALL BE  
15 APPROVED BY THE CHAIR OF THE LEGISLATIVE COUNCIL AND PAID FOR BY  
16 VOUCHERS AND WARRANTS DRAWN AS PROVIDED BY LAW FROM MONEYS  
17 ALLOCATED TO THE LEGISLATIVE COUNCIL FOR LEGISLATIVE COMMITTEES  
18 FROM APPROPRIATIONS MADE BY THE GENERAL ASSEMBLY OR FROM THE  
19 YOUTH ADVISORY COUNCIL CASH FUND CREATED IN SECTION 2-2-1306.

20 **2-2-1304. Duties - meetings - community outreach.** (1) THE  
21 COUNCIL SHALL HAVE THE FOLLOWING DUTIES AND RESPONSIBILITIES:

22 (a) TO WORK WITH ANY EXISTING AND APPROPRIATE LOCAL AND  
23 STATE YOUTH GROUPS TO IDENTIFY THE CONCERNS AND NEEDS OF YOUTH  
24 IN COLORADO AND TO ADVISE AND MAKE ORAL AND WRITTEN  
25 RECOMMENDATIONS TO MEMBERS OF THE GENERAL ASSEMBLY ON  
26 PROPOSED OR PENDING LEGISLATION;

27 (b) TO WORK WITH ANY EXISTING AND APPROPRIATE LOCAL AND

1 STATE YOUTH GROUPS TO COLLECT, ANALYZE, AND PROVIDE INFORMATION  
2 ON ISSUES RELATED TO YOUTH TO THE LEGISLATIVE COMMITTEES,  
3 COMMISSIONS, TASK FORCES, AND STATE AGENCIES AND DEPARTMENTS AS  
4 APPROPRIATE;

5 (c) TO CONSULT WITH ANY EXISTING LOCAL-LEVEL YOUTH  
6 ADVISORY COUNCILS FOR INPUT AND POTENTIAL SOLUTIONS ON ISSUES  
7 RELATED TO YOUTH; AND

8 (d) TO SET PRIORITIES AND ESTABLISH ANY COMMITTEES THAT  
9 MAY BE NECESSARY TO ACHIEVE THE GOALS OF THE COUNCIL.

10 (2) (a) THE FOUR LEGISLATIVE MEMBERS SHALL CONVENE THE  
11 FIRST MEETING OF THE COUNCIL ON OR BEFORE OCTOBER 30, 2008. AT  
12 THE FIRST MEETING, THE COUNCIL SHALL DETERMINE THE LOCATION AND  
13 TIME OF FUTURE MEETINGS, AS WELL AS ANY OTHER PROCEDURAL ISSUES  
14 IT DEEMS NECESSARY.

15 (b) THE COUNCIL SHALL MEET AT LEAST FOUR TIMES EACH YEAR,  
16 WITH TWO MEETINGS OCCURRING DURING THE REGULAR LEGISLATIVE  
17 SESSION AND TWO MEETINGS OCCURRING AFTER THE REGULAR  
18 LEGISLATIVE SESSION HAS CONCLUDED. ADDITIONAL MEETINGS MAY BE  
19 HELD AT THE DISCRETION OF THE CO-CHAIRS OF THE COUNCIL, SUBJECT TO  
20 AVAILABLE MONEYS.

21 (c) ALL MEETINGS OF THE COUNCIL SHALL BE OPEN TO THE PUBLIC.

22 (d) THE COUNCIL SHALL HAVE THE AUTHORITY TO DEVELOP RULES,  
23 PROCEDURES, AND A LEADERSHIP STRUCTURE FOR THE COUNCIL.

24 (3) THE COUNCIL SHALL UTILIZE NEWS OUTLETS AND  
25 PUBLICATIONS, PUBLIC AWARENESS CAMPAIGNS, AND A WEB SITE TO  
26 DEVELOP AND MAINTAIN REGULAR COMMUNICATION CONCERNING ITS  
27 ACTIVITIES WITH THE YOUTH OF COLORADO, THE STATE OF COLORADO,

1 AND INTERESTED PARTIES.

2 **2-2-1305. Reporting requirements.** ON OR BEFORE JANUARY 30,  
3 2009, AND ON OR BEFORE JANUARY 30 EACH YEAR THEREAFTER, THE  
4 COUNCIL SHALL MAKE JOINT REPORTS TO LEGISLATIVE COMMITTEES OF  
5 THE SENATE AND THE HOUSE OF REPRESENTATIVES AS APPROPRIATE. THE  
6 REPORTS SHALL INCLUDE, AT A MINIMUM, A SUMMARY OF THE COUNCIL'S  
7 RECOMMENDATIONS CONCERNING KEY ISSUES FOR YOUTH FOR THE  
8 CURRENT LEGISLATIVE SESSION AND, BEGINNING JANUARY 30, 2010, A  
9 SUMMARY OF THE COUNCIL'S WORK DURING THE PREVIOUS LEGISLATIVE  
10 SESSION AND INTERIM.

11 **2-2-1306. Youth advisory council cash fund - created - gifts,**  
12 **grants, and donations.** THERE IS HEREBY CREATED IN THE STATE  
13 TREASURY THE YOUTH ADVISORY COUNCIL CASH FUND, REFERRED TO IN  
14 THIS SECTION AS THE "FUND", TO PROVIDE FOR THE DIRECT AND INDIRECT  
15 COSTS ASSOCIATED WITH THE IMPLEMENTATION OF THIS PART 13. THE  
16 COUNCIL IS AUTHORIZED TO SEEK AND ACCEPT GIFTS, GRANTS, OR  
17 DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS  
18 PART 13. ALL PRIVATE AND PUBLIC FUNDS RECEIVED THROUGH GIFTS,  
19 GRANTS, OR DONATIONS SHALL BE TRANSMITTED TO THE STATE  
20 TREASURER, WHO SHALL CREDIT THE SAME TO THE FUND. THE MONEYS IN  
21 THE FUND SHALL BE SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL  
22 ASSEMBLY FOR THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH THE  
23 IMPLEMENTATION OF THIS PART 13. ANY MONEYS IN THE FUND NOT  
24 EXPENDED FOR THE PURPOSES OF THIS PART 13 MAY BE INVESTED BY THE  
25 STATE TREASURER AS PROVIDED BY LAW. ALL INTEREST AND INCOME  
26 DERIVED FROM THE INVESTMENT AND DEPOSIT OF MONEYS IN THE FUND  
27 SHALL BE CREDITED TO THE FUND. THE LEGISLATIVE COUNCIL MAY

1 EXPEND UP TO ONE PERCENT OF THE MONEYS ANNUALLY APPROPRIATED  
2 FROM THE FUND TO OFFSET THE COSTS INCURRED IN IMPLEMENTING THIS  
3 PART 13. ANY UNEXPENDED AND UNENCUMBERED MONEYS REMAINING IN  
4 THE FUND AT THE END OF A FISCAL YEAR SHALL REMAIN IN THE FUND AND  
5 SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR  
6 ANOTHER FUND.

7 **SECTION 2. Safety clause.** The general assembly hereby finds,  
8 determines, and declares that this act is necessary for the immediate  
9 preservation of the public peace, health, and safety.