

Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO

UNEDITED
UNREVISED
DRAFT
3/22/24

DRAFT

LLS NO. 24-1080.03 Nicole Myers x4326

HOUSE BILL

HOUSE SPONSORSHIP

Lindstedt and Froelich,

SENATE SPONSORSHIP

Winter F.,

BILL TOPIC: Transit Reform
DEADLINES: File by: 3/29/2024

A BILL FOR AN ACT

101 CONCERNING TRANSIT REFORM.

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 makes modifications to several aspects of the regional transportation district (district) including modifications to increase transit ridership and to promote district transparency and accountability.

Regional fixed guideway mass transit systems. In connection with the district's authority to implement regional fixed guideway mass transit systems, **section 2** of the bill requires the district to:

- Submit its proposed fixed-route transit service plans to the Denver regional council of governments (DRCOG) for its

*Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words indicate deletions from existing law.*

- review and input;
- Coordinate with DRCOG regarding the implementation of fixed-route transit service plans;
- Ensure that district service decisions are consistent with the DRCPG "Regional Transportation Plan"; and
- Coordinate transit and land use decisions to ensure that transit services will be provided to new and existing transit oriented communities.

In addition, **section 2** requires DRCOG to contract with a third-party to conduct a study regarding the size of the district and transit-reliant services and to submit the results of the study to specified entities by September 30, 2025.

Section 3 specifies that in operating a fixed guideway mass transit system, the district does not have the exclusive right to provide transit services within the boundaries of the district and that the district is required to coordinate its schedule with the schedules of other transit providers to facilitate the use of transit across the district and relevant transit entities.

<{I removed the section of the summary that addresses the board, as the updated summary is not complete.}>

Ten-year strategic plan. By December 31, 2025, **section 12** requires the current board to develop and submit to the general assembly a ten-year strategic plan that addresses the district's plans and strategies to increase ridership, improve transparency, use district-owned land to prioritize certain types of development, updates to parking policies to achieve specified goals; meet state and regional climate, housing, and transportation goals, and identify funding opportunities to expand transit and improve system efficiency and equity.

In addition, the current board is required to continue working to implement the recommendations of the 2021 "RTD Accountability Committee Final Report" created by DRCOG and the 2020 performance audit of the district and to report its progress to specified entities by December 31, 2025.

Opportunities to increase ridership. **Section 13** requires the district to pursue and take advantage of opportunities to increase and build ridership by working with entities that are hosting special events to facilitate increased ridership to and from the events, working with entities to facilitate increased ridership among youth, and considering recommendations and requests for changes in service routes or schedules that would result in increased ridership.

District budget and planning. **Section 14** requires the district to make its annual budget and other specified budget information available to the public on its website in a format that is easy to access,

understand, and navigate.

Section 14 also requires the district to create, maintain, and regularly update on its website information regarding the district's financial plan that includes specified information about district capital projects, create a public accountability dashboard that provides financial information regarding each district capital project, and create a public accountability dashboard that shows ridership by route and reliability of service.

Fair market value for use of district transfer facilities. Current law requires that a person using any portion of a transfer facility for the provision of retail or commercial goods or services or for the provision of residential uses is required to pay rent at fair market value. **Section 15** of the bill repeals requirement that a person pay rent at fair market value for such use of a transfer facility.

Mass transit bus driver training program. **Section 16** requires the department to establish a mass transit bus driver training program to assist in the development and placement of public mass transit bus operators for department-sponsored mass transit services and for other public mass transit operators.

Money transferred to the department in connection with the Burnham Yard rail property. On July 1, 2022, the state treasurer transferred \$6,500,000 from the general fund to the state highway fund for an environmental study on relocating the consolidated main rail line away from interstate highway 25 in connection with the development of the Burnham Yard rail property. **Section 17** of the bill authorizes the department to instead use the money for site preparation, site enhancements, planning, and facilitating a track alignment that preserves buildable land while promoting transit and rail capacity and increasing safety in connection with the development of the Burnham Yard rail property.

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

2 **SECTION 1.** In Colorado Revised Statutes, 32-9-103, **amend**
3 (3.5) as follows:

4 **32-9-103. Definitions.** As used in this article 9, unless the context
5 otherwise requires: (3.5) (a) "Director district" means ~~that~~:

6 (I) (A) PRIOR TO JANUARY 1, 2025, THE area within the district
7 which is represented by one director, AND BEGINNING JANUARY 1, 2025,
8 THE AREA WITHIN THE DISTRICT IN WHICH A DIRECTOR WAS ELECTED.

1 (B) THIS SUBSECTION (3.5)(I)(A) IS REPEALED, EFFECTIVE
2 JANUARY 1, 2027.

3 (II) FOR THE DISTRICT ELECTION IN NOVEMBER 2026 AND EACH
4 DISTRICT ELECTION THEREAFTER, ONE OF THREE AREAS WITHIN THE
5 DISTRICT IN WHICH CERTAIN ELECTED DIRECTORS OF THE DISTRICT ARE
6 REQUIRED TO RESIDE.

7 **SECTION 2.** In Colorado Revised Statutes, **add** 32-9-107.3 as
8 follows:

9 **32-9-107.3. Coordination with local governments - district size**
10 **and services - coordination with local land use decisions - study.**

11 (1) THE DISTRICT SHALL COLLABORATE WITH LOCAL GOVERNMENTS TO
12 BETTER ENABLE LOCAL GOVERNMENTS TO RELY ON TRANSIT SERVICE.
13 SPECIFICALLY, THE DISTRICT SHALL:

14 (a) SUBMIT THE DISTRICT'S PROPOSED FIXED-ROUTE TRANSIT
15 SERVICE PLANS TO THE DENVER REGIONAL COUNCIL OF GOVERNMENTS
16 FOR THE COUNCIL'S REVIEW AND INPUT. THE DISTRICT SHALL COORDINATE
17 WITH THE DENVER REGIONAL COUNCIL OF GOVERNMENTS REGARDING THE
18 IMPLEMENTATION OF FIXED-ROUTE TRANSIT SERVICE PLANS AND MAY
19 INCORPORATE THE COUNCIL'S INPUT WHEN DETERMINING THE SERVICE
20 PLANS.

21 (b) ENSURE THAT DISTRICT SERVICE DECISIONS ARE CONSISTENT
22 WITH THE DENVER REGIONAL COUNCIL OF GOVERNMENTS' "REGIONAL
23 TRANSPORTATION PLAN";

24 (c) COORDINATE TRANSIT AND LAND USE DECISIONS TO ENSURE
25 THAT TRANSIT SERVICES WILL BE PROVIDED TO NEW AND EXISTING
26 TRANSIT ORIENTED COMMUNITIES; AND

27 (d) ACKNOWLEDGE ESTABLISHED TRANSIT CENTERS AND PROVIDE

1 A PREFERENCE FOR TRANSIT ORIENTED CORRIDORS WHEN DETERMINING
2 TRANSIT SERVICES AND ROUTES.

3 (2) (a) THE DENVER REGIONAL COUNCIL OF GOVERNMENTS, IN
4 CONSULTATION WITH THE DEPARTMENT OF TRANSPORTATION, SHALL
5 CONTRACT WITH A THIRD-PARTY TO CONDUCT A STUDY REGARDING THE
6 SIZE OF THE DISTRICT AND TRANSIT-RELIANT SERVICES. THE STUDY SHALL
7 INCLUDE THE FOLLOWING:

8 (I) AN EXAMINATION OF THE CURRENT AND FUTURE GEOGRAPHIC
9 SCOPE OF TRANSIT LINES AND DISTRICT PLANNING;

10 (II) AN EXPLORATION OF ADDING ADDITIONAL SERVICE PROVIDERS
11 TO SUPPORT THE SERVICE AREA OF THE DISTRICT;

12 (III) A DETERMINATION OF THE MOST ADEQUATE, EFFICIENT, AND
13 COST-EFFECTIVE DELIVERY METHODS FOR TRANSIT IN THE SERVICE AREA
14 OF THE DISTRICT;

15 (IV) A DETERMINATION OF HOW TO BEST MEET THE NEEDS OF
16 VARIOUS TRANSIT-RELIANT RIDERS, INCLUDING:

17 (A) THE DISABILITY COMMUNITY WITH RESPECT TO PHYSICAL
18 ACCESSIBILITY OF BUSES, TRAINS, BUS STOPS, AND STATIONS; PARA
19 TRANSPORTATION OPTIONS; AND THE OVERALL NEEDS OF THE
20 COMMUNITY;

21 (B) SENIORS WHO RELY ON TRANSIT AND THE OVERALL NEEDS OF
22 THE COMMUNITY;

23 (C) PARENTS AND CHILDREN WHO RELY ON TRANSIT TO TRAVEL TO
24 AND FROM WORK, CHILDCARE, AND SCHOOL; AND

25 (D) LOW-INCOME COMMUNITIES, COMMUNITIES OF COLOR, AND
26 COMMUNITIES THAT ARE TRANSIT RELIANT;

27 (V) A DETERMINATION OF HOW TO EXPAND THE USE OF

1 MULTI-MODAL TRANSPORTATION OPTIONS TO BETTER CONNECT
2 COMMUNITIES AND MAXIMIZE RIDERSHIP ACROSS THE SYSTEM;

3 (VI) A DETERMINATION OF HOW TO ALIGN THE DISTRICT'S MISSION
4 WITH THE REGION AND STATE'S CLIMATE GOALS AND ANTICIPATED
5 GROWTH TO ENCOURAGE GREATER DENSITY AND REDUCE COMMUTE
6 TIMES;

7 (b) THE DENVER REGIONAL COUNCIL OF GOVERNMENTS SHALL
8 ENSURE THAT THE THIRD-PARTY CONTRACTED TO CONDUCT THE STUDY
9 SEEKS FEEDBACK FROM THE BOARD OF DIRECTORS, SENIOR LEADERSHIP OF
10 THE DISTRICT, AND THE COMMUNITIES SERVED BY THE DISTRICT,
11 INCLUDING THE TRANSIT-RELIANT RIDERS SPECIFIED IN SUBSECTION
12 (2)(a)(IV) OF THIS SECTION.

13 (c) THE DENVER REGIONAL COUNCIL OF GOVERNMENTS SHALL
14 SUBMIT THE RESULTS OF THE STUDY TO THE BOARD, THE TRANSPORTATION
15 LEGISLATION REVIEW COMMITTEE CREATED IN SECTION 43-2-145, THE
16 TRANSPORTATION, HOUSING, AND LOCAL GOVERNMENT COMMITTEE OF
17 THE HOUSE OF REPRESENTATIVES AND THE TRANSPORTATION AND ENERGY
18 COMMITTEE OF THE SENATE, OR ANY SUCCESSOR COMMITTEES, AND TO
19 THE OFFICE OF THE GOVERNOR BY SEPTEMBER 30, 2025.

20 (d) THE BOARD SHALL TAKE INTO CONSIDERATION THE FINDINGS
21 OF THE STUDY CONDUCTED PURSUANT TO THIS SUBSECTION (2) IN THE
22 CREATION OF THE DISTRICT'S TEN-YEAR STRATEGIC PLAN PURSUANT TO
23 SECTION 32-9-118.3.

24 **SECTION 3.** In Colorado Revised Statutes, 32-9-107.5, **add** (4)
25 as follows:

26 **32-9-107.5. Regional fixed guideway mass transit system -**
27 **authorization.** (4) (a) IN OPERATING A FIXED GUIDEWAY MASS TRANSIT

1 SYSTEM, THE DISTRICT DOES NOT HAVE THE EXCLUSIVE RIGHT TO PROVIDE
2 TRANSIT SERVICES WITHIN THE BOUNDARIES OF THE DISTRICT. NOTHING
3 IN THIS ARTICLE 9 PROHIBITS OTHER TRANSIT PROVIDERS FROM OPERATING
4 WITHIN THE BOUNDARIES OF THE DISTRICT.

5 (b) THE DISTRICT IS REQUIRED TO COORDINATE ITS SCHEDULE WITH
6 THE SCHEDULES OF OTHER TRANSIT PROVIDERS TO FACILITATE THE USE OF
7 TRANSIT ACROSS THE DISTRICT AND RELEVANT TRANSIT ENTITIES.

8 **SECTION 4.** In Colorado Revised Statutes, 32-9-109.5, **amend**
9 (1), (2), and (3); and **add** (5) as follows:

10 **32-9-109.5. Board of directors prior to January 1, 2027 -**
11 **membership - powers.** (1) Effective January 1, 1983, THROUGH
12 DECEMBER 31, 2024, the governing body of the district shall be a board
13 of directors consisting of fifteen persons, each of whom is an eligible
14 elector residing within the director district.

15 (1.5) EFFECTIVE JANUARY 1, 2025, THROUGH DECEMBER 31,
16 2026, THE GOVERNING BODY OF THE DISTRICT IS A BOARD OF DIRECTORS
17 THAT CONSISTS OF:

18 (a) THE FOLLOWING VOTING DIRECTORS OF THE BOARD WHO
19 REPRESENT THE DISTRICT AT LARGE:

20 (I) THE SEVEN DIRECTORS WHO WERE ELECTED PURSUANT TO
21 SECTION 32-9-111 AT THE NOVEMBER 2022 DISTRICT ELECTION OR WHO
22 WERE APPOINTED TO FILL A VACANCY CREATED BY SUCH A DIRECTOR;
23 EXCEPT THAT A VACANCY CAUSED ON OR AFTER JANUARY 1, 2025 BY A
24 DIRECTOR WHO WAS ELECTED AT THE NOVEMBER 2022 DISTRICT ELECTION
25 SHALL NOT BE FILLED. NOTWITHSTANDING THE PROVISIONS OF SECTION
26 32-9-111 REGARDING THE CREATION AND COMPOSITION OF DIRECTOR
27 DISTRICTS AND THE ELECTION OF DIRECTORS TO DIRECTOR DISTRICTS,
28 BEGINNING JANUARY 1, 2025, EACH DIRECTOR ELECTED AS A DIRECTOR AT

1 THE NOVEMBER 2022 DISTRICT ELECTION AND ANY INDIVIDUAL CHOSEN
2 TO FILL A VACANCY CAUSED BY SUCH A DIRECTOR BEFORE JANUARY 1,
3 2025, REPRESENTS THE DISTRICT AT LARGE RATHER THAN ONLY THE
4 DIRECTOR DISTRICT THAT THE DIRECTOR WAS ELECTED TO REPRESENT.

5 (II) TWO DIRECTORS WHO ARE ELECTED AT LARGE AT THE
6 NOVEMBER 2024 DISTRICT ELECTION PURSUANT TO SECTION 32-9-111.3
7 (1)(a) FOR TERMS BEGINNING ON JANUARY 1, 2025.

8 (III) TWO AT-LARGE DIRECTORS APPOINTED BY THE GOVERNOR
9 AND CONFIRMED BY THE SENATE FOR TERMS BEGINNING ON JANUARY 1,
10 2025. IN MAKING SUCH APPOINTMENTS, THE GOVERNOR SHALL TAKE INTO
11 CONSIDERATION GEOGRAPHIC, RACIAL, GENDER, AND
12 DISPROPORTIONATELY IMPACTED COMMUNITY REPRESENTATION. THE
13 DIRECTORS APPOINTED BY THE GOVERNOR INCLUDE:

14 (A) ONE INDIVIDUAL WHO HAS EXPERIENCE IN BUDGETING, PUBLIC
15 FINANCING, OR AUDITING; AND

16 (B) ONE INDIVIDUAL WHO HAS EXPERIENCE WITH TRANSIT AGENCY
17 MANAGEMENT AND USE, SUCH AS TRANSIT RIDERSHIP AND USER
18 EXPERIENCE OR EMPLOYEE RETENTION; AND

19 (b) THE FOLLOWING NON-VOTING EX OFFICIO DIRECTORS WHO
20 REPRESENT THE DISTRICT AT LARGE AND WHO SERVE ON THE BOARD AS
21 SPECIFIED IN SECTION 32-9-109.6 (2)(b)(II):

22 (I) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF
23 TRANSPORTATION OR THE EXECUTIVE DIRECTOR'S DESIGNEE FOR A TERM
24 BEGINNING ON JANUARY 1, 2025;

25 (II) TWO DIRECTORS APPOINTED AT LARGE BY THE DENVER
26 REGIONAL COUNCIL OF GOVERNMENTS FOR TERMS BEGINNING ON
27 JANUARY 1, 2025, WHO HAVE EXPERIENCE IN ECONOMIC DEVELOPMENT
28 AND MARKETING, URBAN PLANNING OR TRANSIT, OR HUMAN RESOURCES

1 AND ORGANIZATIONAL DEVELOPMENT. IN MAKING SUCH APPOINTMENTS,
2 THE DENVER REGIONAL COUNCIL OF GOVERNMENTS SHALL TAKE INTO
3 CONSIDERATION GEOGRAPHIC, RACIAL, GENDER, AND
4 DISPROPORTIONATELY IMPACTED COMMUNITY REPRESENTATION. THE
5 DIRECTORS APPOINTED BY THE DENVER REGIONAL COUNCIL OF
6 GOVERNMENTS INCLUDE:

7 (A) ONE CURRENT OR FORMER MAYOR OR CITY COUNCIL MEMBER
8 FROM A CITY OR TOWN WITHIN THE DISTRICT; AND

9 (B) ONE CURRENT OR FORMER COUNTY COMMISSIONER FROM A
10 COUNTY WITHIN THE DISTRICT.

11 (1.7) (a) EXCEPT FOR THE DIRECTOR OF THE DEPARTMENT OF
12 TRANSPORTATION OR THE DIRECTOR'S DESIGNEE, THE TERMS OF THE
13 MEMBERS OF THE BOARD PURSUANT TO SUBSECTION (1.5) OF THIS SECTION
14 ARE AS FOLLOWS:

15 (I) A DIRECTOR WHO WAS ELECTED AT THE NOVEMBER 2022
16 DISTRICT ELECTION PURSUANT TO SECTION 32-9-111 OR WHO WAS
17 APPOINTED TO FILL A VACANCY CAUSED BY SUCH A DIRECTOR PRIOR TO
18 JANUARY 1, 2025 SERVES THE REMAINDER OF THE DIRECTOR'S TERM
19 THROUGH DECEMBER 31, 2026.

20 (II) A DIRECTOR WHO IS ELECTED AT THE NOVEMBER 2024
21 DISTRICT ELECTION PURSUANT TO SECTION 32-9-111.3 OR WHO IS
22 APPOINTED TO FILL A VACANCY CAUSED BY SUCH DIRECTOR SERVES A
23 FOUR-YEAR TERM ENDING ON DECEMBER 31, 2028, THE FIRST AND SECOND
24 YEARS OF WHICH THE DIRECTOR SERVES ON THE BOARD PURSUANT TO THIS
25 SECTION AND THIRD AND FOURTH YEARS OF WHICH THE DIRECTOR SERVES
26 ON THE BOARD CREATED PURSUANT TO SECTION 32-9-109.6.

27 (III) OF THE DIRECTORS APPOINTED BY THE GOVERNOR PURSUANT
28 TO SUBSECTION (1.5)(a)(II) OF THIS SECTION, ONE DIRECTOR SERVES A

1 TWO-YEAR TERM THAT ENDS ON DECEMBER 31, 2026, AND ONE DIRECTOR
2 SERVES A FOUR-YEAR TERM THAT ENDS ON DECEMBER 31, 2028, THE FIRST
3 AND SECOND YEARS OF WHICH THE DIRECTOR SERVES ON THE BOARD
4 CREATED PURSUANT TO THIS SECTION AND THIRD AND FOURTH YEARS OF
5 WHICH THE DIRECTOR SERVES ON THE BOARD CREATED PURSUANT TO
6 SECTION 32-9-109.6.

7 (IV) OF THE DIRECTORS APPOINTED BY THE DENVER REGIONAL
8 COUNCIL OF GOVERNMENTS PURSUANT TO SUBSECTION (1.5)(b)(II) OF THIS
9 SECTION ONE DIRECTOR SERVES A TWO-YEAR TERM THAT ENDS ON
10 DECEMBER 31, 2026, AND ONE DIRECTOR SERVES A FOUR-YEAR TERM
11 THAT ENDS ON DECEMBER 31, 2028, THE FIRST AND SECOND YEARS OF
12 WHICH THE DIRECTOR SERVES ON THE BOARD CREATED PURSUANT TO THIS
13 SECTION AND THE THIRD AND FOURTH YEARS OF WHICH THE DIRECTOR
14 SERVES ON THE BOARD CREATED PURSUANT TO SECTION 32-9-109.6.

15 (b) THE GOVERNOR AND THE DENVER REGIONAL COUNCIL OF
16 GOVERNMENTS SHALL MAKE THE APPOINTMENTS PURSUANT TO
17 SUBSECTION (1.5) OF THIS SECTION BY JANUARY 1, 2025, AND SHALL
18 DETERMINE AT THE TIME OF APPOINTMENT WHICH DIRECTOR SERVES A
19 TWO-YEAR TERM AND WHICH DIRECTOR SERVES A FOUR-YEAR TERM. THE
20 GOVERNOR AND THE DENVER REGIONAL COUNCIL OF GOVERNMENTS
21 SHALL MAKE ALL SUBSEQUENT DIRECTOR APPOINTMENTS PURSUANT TO
22 SECTION 32-9-109.6 (4).

23 (2) ~~Members of the board of directors shall be elected as provided~~
24 ~~in section 32-9-111.~~

25 (3) (a) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (3)(b) OF
26 THIS SECTION, the terms of members of the board serving on December
27 31, 1982, shall expire on January 1, 1983, and a new board, constituted
28 pursuant to this section shall take office on January 1, 1983, after having

1 been elected pursuant to section 32-9-111.

2 (b) (I) THE BOARD CREATED PURSUANT TO THIS SECTION EXPIRES
3 ON DECEMBER 31, 2026, AND A NEW BOARD CREATED PURSUANT TO
4 SECTION 32-9-111.5 TAKES EFFECT ON JANUARY 1, 2027.

5 (II) THE TERMS OF MEMBERS OF THE BOARD WHO WERE ELECTED
6 AT THE NOVEMBER 2020 DISTRICT ELECTION PURSUANT TO SECTION
7 32-9-111 OR WHO WERE CHOSEN TO FILL A VACANCY CREATED BY SUCH
8 A DIRECTOR PURSUANT TO SECTION 32-9-112, EXPIRE ON DECEMBER 31,
9 2024 PURSUANT TO LAW. THE TERMS OF MEMBERS OF THE BOARD WHO
10 WERE ELECTED AT THE NOVEMBER 2022 DISTRICT ELECTION PURSUANT TO
11 SECTION 32-9-111, OR WHO WERE CHOSEN TO FILL A VACANCY CREATED
12 BY SUCH A DIRECTOR PRIOR TO JANUARY 1, 2025 PURSUANT TO SECTION
13 32-9-112, EXPIRE ON DECEMBER 31, 2026 PURSUANT TO LAW.

14 (5) THIS SECTION IS REPEALED, EFFECTIVE JANUARY 1, 2027.

15 **SECTION 5.** In Colorado Revised Statutes, **add** 32-9-109.6 as
16 follows:

17 **32-9-109.6. Board of directors beginning January 1, 2027 -**
18 **membership - terms - appointment - powers. (1) Board creation.**

19 BEGINNING ON JANUARY 1, 2027, THE BOARD CONSISTS OF TEN
20 DIRECTORS, SEVEN OF WHOM ARE VOTING DIRECTORS AND THREE OF
21 WHOM ARE NON-VOTING DIRECTORS, WHO REPRESENT THE DEMOGRAPHIC
22 AND GEOGRAPHIC DIVERSITY OF THE STATE AS SPECIFIED IN SUBSECTION
23 (2) OF THIS SECTION. EACH DIRECTOR REPRESENTS THE DISTRICT AT
24 LARGE.

25 (2) **Board membership.** (a) THE SEVEN VOTING DIRECTORS OF
26 THE BOARD INCLUDE:

27 (I) FIVE DIRECTORS ELECTED AT LARGE BY THE ELIGIBLE
28 ELECTORS IN THE DISTRICT AS SPECIFIED IN SECTION 32-9-111.3; AND

1 (II) TWO DIRECTORS APPOINTED AT LARGE BY THE GOVERNOR AND
2 CONFIRMED BY THE SENATE. IN MAKING SUCH APPOINTMENTS, THE
3 GOVERNOR SHALL TAKE INTO CONSIDERATION GEOGRAPHIC, RACIAL,
4 GENDER, AND DISPROPORTIONATELY IMPACTED COMMUNITY
5 REPRESENTATION. THE DIRECTORS APPOINTED BY THE GOVERNOR
6 INCLUDE:

7 (A) ONE INDIVIDUAL WHO HAS EXTENSIVE EXPERIENCE IN
8 BUDGETING, PUBLIC FINANCING, OR AUDITING; AND

9 (B) ONE INDIVIDUAL WHO HAS EXPERIENCE WITH TRANSIT AGENCY
10 MANAGEMENT AND USE, SUCH AS TRANSIT RIDERSHIP AND USER
11 EXPERIENCE OR EMPLOYEE RETENTION.

12 (b) THE THREE NON-VOTING EX-OFFICIO DIRECTORS OF THE BOARD
13 INCLUDE:

14 (I) THE EXECUTIVE DIRECTOR OF THE COLORADO DEPARTMENT OF
15 TRANSPORTATION OR THE EXECUTIVE DIRECTOR'S DESIGNEE; AND

16 (II) TWO DIRECTORS APPOINTED BY THE DENVER REGIONAL
17 COUNCIL OF GOVERNMENTS WHO HAVE EXPERIENCE IN ECONOMIC
18 DEVELOPMENT AND MARKETING, URBAN PLANNING OR TRANSIT, OR
19 HUMAN RESOURCES AND ORGANIZATIONAL DEVELOPMENT. IN MAKING
20 SUCH APPOINTMENTS, THE DENVER REGIONAL COUNCIL OF GOVERNMENTS
21 SHALL TAKE INTO CONSIDERATION GEOGRAPHIC, RACIAL, GENDER, AND
22 DISPROPORTIONATELY IMPACTED COMMUNITY REPRESENTATION. THE
23 DIRECTORS APPOINTED BY THE DENVER REGIONAL COUNCIL OF
24 GOVERNMENTS INCLUDE:

25 (A) ONE INDIVIDUAL WHO IS A CURRENT OR FORMER MAYOR OR
26 CITY COUNCIL MEMBER FROM A CITY OR TOWN WITHIN THE DISTRICT; AND

27 (B) ONE INDIVIDUAL WHO IS A CURRENT OR FORMER COUNTY
28 COMMISSIONER FROM A COUNTY WITHIN THE DISTRICT.

1 (c) THE NON-VOTING EX OFFICIO DIRECTORS OF THE BOARD SERVE
2 ON THE BOARD AS FOLLOWS:

3 (I) THE EX OFFICIO DIRECTORS MAY SIT WITH THE BOARD AND
4 PARTICIPATE IN DISCUSSIONS OF AGENDA ITEMS, BUT ARE NOT ALLOWED
5 TO VOTE ON ANY MATTER COMING BEFORE THE BOARD OR TO MAKE ANY
6 MOTION REGARDING ANY MATTER BEFORE THE BOARD;

7 (II) THE EX OFFICIO DIRECTORS MAY BE COMPENSATED PURSUANT
8 TO SECTION 32-9-117;

9 (III) THE EX OFFICIO DIRECTORS SHALL BE PROVIDED THE SAME
10 BOARD MATERIALS AS ARE PROVIDED TO OTHER MEMBERS OF THE BOARD,
11 INCLUDING ANY INFORMATION THAT MAY BE DEEMED CONFIDENTIAL;

12 (IV) THE EX OFFICIO DIRECTORS ARE ALLOWED TO PARTICIPATE IN
13 OR ATTEND EXECUTIVE OR CLOSED SESSIONS OF THE BOARD SUBJECT TO
14 ALL BOARD RULES, REGULATIONS, AND POLICIES, INCLUDING, BUT NOT
15 LIMITED TO, CONFIDENTIALITY AND CONFLICT OF INTEREST;

16 (V) AN EX OFFICIO DIRECTOR MAY NOT BE ELECTED AS AN OFFICER
17 OF THE BOARD;

18 (VI) THE EX OFFICIO DIRECTORS ARE ALLOWED TO ATTEND AND
19 PARTICIPATE IN ANY OPEN MEETING DISCUSSION AT ANY BOARD MEETING;
20 AND

21 (VII) THE EX OFFICIO DIRECTORS SHALL OBSERVE ALL RULES,
22 REGULATIONS, AND POLICIES APPLICABLE TO MEMBERS OF THE BOARD AND
23 ANY OTHER CONDITIONS, RESTRICTIONS, OR REQUIREMENTS ESTABLISHED
24 OR DIRECTED BY VOTE OF A MAJORITY OF THE DIRECTORS OF THE BOARD.

25 (3) **Director terms.** (a) EXCEPT FOR THE EXECUTIVE DIRECTOR
26 OR THE DEPARTMENT OF TRANSPORTATION OR THE DIRECTOR'S DESIGNEE,
27 THE TERMS OF OFFICE FOR EACH MEMBER IS FOUR YEARS.

28 (b) OF THE FIRST FIVE DIRECTORS ELECTED BY THE ELIGIBLE

1 ELECTORS OF THE DISTRICT PURSUANT TO SUBSECTION (2)(a)(I) OF THIS
2 SECTION:

3 (I) TWO DIRECTORS ARE THE DIRECTORS ELECTED AT THE
4 NOVEMBER 2024 ELECTION PURSUANT TO SECTION 32-9-109.5 (1.5)(a)(II),
5 TO SERVE A FOUR-YEAR TERM, THE FIRST AND SECOND YEARS OF WHICH
6 ARE SERVED ON THE BOARD CREATED IN SECTION 32-9-109.5 AND THE
7 THIRD AND FOURTH YEARS OF WHICH ARE SERVED ON THE BOARD CREATED
8 PURSUANT TO THIS SECTION. THE TERM OF SUCH DIRECTORS ENDS ON
9 DECEMBER 31, 2028.

10 (II) THREE DIRECTORS ARE ELECTED AT THE NOVEMBER 2026
11 DISTRICT ELECTION PURSUANT TO SECTION 32-9-111.3 FOR TERMS
12 BEGINNING JANUARY 1, 2027 AND ENDING DECEMBER 31, 2030.

13 (c) OF THE FIRST TWO DIRECTORS APPOINTED BY THE GOVERNOR
14 PURSUANT TO SUBSECTION (2)(a)(II) OF THIS SECTION:

15 (I) ONE IS THE DIRECTOR APPOINTED PURSUANT TO SECTION
16 32-9-109.5 (1.5)(a)(III) TO SERVE A FOUR-YEAR TERM, THE FIRST AND
17 SECOND YEARS OF WHICH ARE SERVED ON THE BOARD CREATED IN
18 SECTION 32-9-109.5 AND THE THIRD AND FOURTH YEARS OF WHICH ARE
19 SERVED ON THE BOARD CREATED PURSUANT TO THIS SECTION. THE TERM
20 OF SUCH DIRECTOR ENDS ON DECEMBER 31, 2028.

21 (II) ONE DIRECTOR IS APPOINTED PURSUANT TO SUBSECTION
22 (2)(a)(II) OF THIS SECTION FOR A TERM BEGINNING ON JANUARY 1, 2027,
23 AND ENDING ON DECEMBER 31, 2030.

24 (c) OF THE FIRST TWO DIRECTORS APPOINTED BY THE DENVER
25 REGIONAL COUNCIL OF GOVERNMENTS PURSUANT TO SUBSECTION
26 (2)(b)(II) OF THIS SECTION:

27 (I) ONE IS THE DIRECTOR APPOINTED PURSUANT TO SECTION
28 32-9-109.5 (1.5) (b)(II) TO SERVE A FOUR-YEAR TERM, THE FIRST AND

1 SECOND YEARS OF WHICH ARE SERVED ON THE BOARD CREATED IN
2 SECTION 32-9-109.5 AND THE THIRD AND FOURTH YEARS OF WHICH ARE
3 SERVED ON THE BOARD CREATED PURSUANT TO THIS SECTION.

4 (II) ONE DIRECTOR IS APPOINTED PURSUANT TO SUBSECTION
5 (2)(b)(II) OF THIS SECTION FOR A TERM BEGINNING ON JANUARY 1, 2027,
6 AND ENDING ON DECEMBER 31, 2030.

7 (d) A DIRECTOR SHALL NOT SERVE MORE THAN TWO CONSECUTIVE
8 FULL TERMS.

9 (e) ANY INDIVIDUAL APPOINTED TO FILL A VACANCY CAUSED BY
10 ANY DIRECTOR ELECTED OR APPOINTED PURSUANT TO THIS SECTION AND
11 WHO SERVES AT LEAST ONE-HALF OF A TERM IS CONSIDERED TO HAVE
12 SERVED A TERM AS DIRECTOR FOR PURPOSES OF THIS SECTION.

13 (4) **Appointment deadlines.** (a) THE GOVERNOR AND THE
14 DENVER REGIONAL COUNCIL OF GOVERNMENTS SHALL EACH MAKE AN
15 INITIAL DIRECTOR APPOINTMENT FOR THE DIRECTORS NOT OTHERWISE
16 APPOINTED PURSUANT TO SECTION 32-9-109.5 BY JANUARY 1, 2027, AND
17 SHALL EACH MAKE A SUBSEQUENT DIRECTOR APPOINTMENT BY JANUARY
18 1 EVERY FOUR YEARS THEREAFTER.

19 (b) THE GOVERNOR AND THE DENVER REGIONAL COUNCIL OF
20 GOVERNMENTS SHALL EACH MAKE A DIRECTOR APPOINTMENT FOR THE
21 DIRECTORS WHO ARE APPOINTED PURSUANT TO 32-9-109.5 BY JANUARY
22 1, 2029, AND SHALL EACH MAKE A SUBSEQUENT APPOINTMENT BY
23 JANUARY 1 EVERY FOUR YEARS THEREAFTER.

24 (5) ALL POWERS, DUTIES, FUNCTIONS, RIGHTS, AND PRIVILEGES
25 VESTED IN THE DISTRICT SHALL BE EXERCISED AND PERFORMED BY THE
26 BOARD; EXCEPT THAT THE EXERCISE OF ANY EXECUTIVE, ADMINISTRATIVE,
27 OR MINISTERIAL POWERS MAY BE DELEGATED BY THE BOARD TO OFFICERS
28 AND EMPLOYEES OF THE DISTRICT.

1 **SECTION 6.** In Colorado Revised Statutes, 32-9-111, **amend** (2)
2 and (3); and **add** (7) and (8) as follows:

3 **32-9-111. Election of directors - district elections held prior to**
4 **November 2024 - dates - terms.** (2) PRIOR TO JANUARY 1, 2025, such
5 director districts shall be composed of general election precincts
6 established by the boards of county commissioners of those counties, all
7 or part of which are within the district, and by the election commission of
8 the city and county of Denver. No general election precinct may be split
9 into two or more director districts.

10 (3) The regular district election shall be held jointly with the state
11 general election in every even-numbered year as provided in section
12 1-7-116, C.R.S. ~~and~~ The first election ~~shall be~~ PURSUANT TO THIS
13 SUBSECTION (3) WAS HELD IN 1982 AND THE LAST ELECTION PURSUANT TO
14 THIS SECTION WAS HELD IN NOVEMBER, 2022. Each director shall be
15 elected by the eligible electors residing within the director district.

16 (7) NOTWITHSTANDING THE PROVISIONS OF THIS SECTION OR ANY
17 OTHER PROVISIONS OF THIS ARTICLE 9, BEGINNING ON JANUARY 1, 2025,
18 A DIRECTOR ELECTED AT THE NOVEMBER 2022 DISTRICT ELECTION
19 PURSUANT TO THIS SECTION OR AN INDIVIDUAL CHOSEN TO FILL THE
20 VACANCY OF ANY SUCH DIRECTOR PRIOR TO JANUARY 1, 2025, SHALL
21 REPRESENT THE DISTRICT AT LARGE RATHER THAN ONLY THE DIRECTOR
22 DISTRICT THAT THE DIRECTOR WAS ELECTED TO REPRESENT.

23 (8) THIS SECTION IS REPEALED, EFFECTIVE JANUARY 1, 2027.

24 **SECTION 7.** In Colorado Revised Statutes, **add** 32-9-111.3 as
25 follows:

26 **32-9-111.3 Election of directors - district elections held**
27 **beginning November 2024 and thereafter - dates - terms.** (1) THE
28 MEMBERSHIP OF THE BOARD INCLUDES FIVE DIRECTORS WHO ARE ELECTED

1 AT LARGE BY THE ELIGIBLE ELECTORS OF THE DISTRICT. THE TERM OF ALL
2 DIRECTORS ELECTED BY THE ELIGIBLE ELECTORS OF THE DISTRICT IS FOUR
3 YEARS. THE FIVE DIRECTORS ARE ELECTED AS FOLLOWS:

4 (a) TWO DIRECTORS ARE ELECTED FOR A FIRST TERM AT THE
5 NOVEMBER 2024 DISTRICT ELECTION FOR A TERM BEGINNING ON JANUARY
6 1, 2025 AND ENDING ON DECEMBER 31, 2028. SUCH DIRECTORS SERVE THE
7 FIRST AND SECOND YEAR OF THEIR TERMS ON THE BOARD CREATED
8 PURSUANT TO SECTION 32-9-109.5 AND SERVE THE THIRD AND FORTH
9 YEAR OF THEIR TERMS ON THE BOARD CREATED PURSUANT TO SECTION
10 32-9-109.6. SUCH DIRECTORS, AND ANY DIRECTORS ELECTED AT
11 SUBSEQUENT DISTRICT ELECTIONS PURSUANT TO THIS SUBSECTION (1)(a),
12 MAY RESIDE ANYWHERE IN THE DISTRICT.

13 (b) THREE DIRECTORS ARE ELECTED FOR A FIRST TERM AT THE
14 NOVEMBER 2026 ELECTION FOR A TERM BEGINNING ON JANUARY 1, 2027
15 AND ENDING ON DECEMBER 31, 2030. SUCH DIRECTORS, AND ANY
16 DIRECTORS ELECTED AT SUBSEQUENT DISTRICT ELECTIONS PURSUANT TO
17 THIS SUBSECTION (1)(b) SHALL RESIDE IN ONE OF THE THREE DIRECTOR
18 DISTRICTS ESTABLISHED PURSUANT TO SUBSECTION (6) OF THIS SECTION.
19 SUCH DIRECTORS ARE ELECTED THE ELIGIBLE ELECTORS IN THE ENTIRE
20 DISTRICT AND REPRESENT THE DISTRICT AT-LARGE.

21 (2) THE REGULAR DISTRICT ELECTION SHALL BE HELD JOINTLY
22 WITH THE STATE GENERAL ELECTION IN EVERY EVEN-NUMBERED YEAR AS
23 PROVIDED IN SECTION 1-7-116. THE FIRST DISTRICT ELECTION PURSUANT
24 TO THIS SECTION SHALL BE HELD IN 2024, AT WITH TWO DIRECTORS WILL
25 BE ELECTED PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION, AND THE
26 SECOND DISTRICT ELECTION PURSUANT TO THIS SECTION SHALL BE HELD
27 IN 2026, AT WHICH THREE DIRECTORS ARE ELECTED PURSUANT TO
28 SUBSECTION (1)(b) OF THIS SECTION . EACH DIRECTOR SHALL BE ELECTED

1 BY THE ELIGIBLE ELECTORS RESIDING WITHIN THE ENTIRE DISTRICT.

2 (3) THE REGULAR TERM OF OFFICE OF DIRECTORS IS FOUR YEARS.

3 (4) (a) EXCEPT AS PROVIDED IN THIS SUBSECTION (4),
4 NOMINATIONS FOR AN ELECTION OF DIRECTORS SHALL BE MADE IN
5 ACCORDANCE WITH THE GENERAL ELECTION LAWS OF THE STATE.
6 NOMINATIONS FOR DIRECTORS SHALL BE MADE BY PETITION AND FILED IN
7 THE OFFICE OF THE SECRETARY OF STATE IN THE MANNER PROVIDED FOR
8 INDEPENDENT CANDIDATES PURSUANT TO SECTION 1-4-802 AND PART 9 OF
9 ARTICLE 4 OF TITLE 1. THE PETITIONS SHALL BE SIGNED BY AT LEAST TWO
10 HUNDRED FIFTY ELIGIBLE ELECTORS RESIDING WITHIN THE DISTRICT.

11 (b) IT IS THE INTENT OF THE PEOPLE OF THE STATE OF COLORADO
12 THAT THE ELECTION OF DIRECTORS BE CONDUCTED IN THE MOST EFFICIENT
13 AND ECONOMICAL MANNER WHICH IS PRACTICABLE.

14 (c) EVERY CANDIDATE FOR DIRECTOR SHALL COMPLY WITH THE
15 PROVISIONS OF ARTICLE 45 OF TITLE 1.

16 (5) ANY ELECTED MEMBER OF THE BOARD MAY BE RECALLED FROM
17 OFFICE BY THE ELIGIBLE ELECTORS OF THE DISTRICT PURSUANT TO THE
18 PROVISIONS OF PART 1 OF ARTICLE 12 OF TITLE 1.

19 (6) (a) BASED ON INFORMATION FROM THE 2020 FEDERAL CENSUS
20 AND ANY OTHER RELEVANT INFORMATION, THE LEGISLATIVE COUNCIL,
21 WITH THE WITH THE ASSISTANCE OF THE DIRECTOR OF RESEARCH OF THE
22 LEGISLATIVE COUNCIL AND THE DIRECTOR OF THE OFFICE OF LEGISLATIVE
23 LEGAL SERVICES, SHALL, BY APRIL 15, 2025, DIVIDE THE DISTRICT INTO
24 THREE COMPACT AND CONTIGUOUS DIRECTOR DISTRICTS SO THAT THE
25 THREE DIRECTORS THAT ARE REQUIRED TO LIVE IN A PARTICULAR
26 DIRECTOR DISTRICT WILL EACH LIVE IN A DIRECTOR DISTRICT THAT, TO THE
27 EXTENT PRACTICABLE, IS EQUAL IN POPULATION TO THE OTHER TWO
28 DIRECTOR DISTRICTS. THE LEGISLATIVE COUNCIL SHALL SUBMIT ITS

1 RECOMMENDED DIVISION OF THE DISTRICT TO THE GENERAL ASSEMBLY
2 WHICH SHALL APPROVE OR AMEND THE DIVISION OF THE DISTRICT BEFORE
3 MAY 1, 2025.

4 (b) IN THE YEAR FOLLOWING THE FEDERAL CENSUS IN 2030, AND
5 IN THE YEAR FOLLOWING EACH FEDERAL CENSUS THEREAFTER, THE
6 LEGISLATIVE COUNCIL, WITH THE ASSISTANCE OF THE DIRECTOR OF
7 RESEARCH OF THE LEGISLATIVE COUNCIL AND THE DIRECTOR OF THE
8 OFFICE OF LEGISLATIVE LEGAL SERVICES, SHALL, BY APRIL 15, DIVIDE THE
9 DISTRICT INTO THREE COMPACT AND CONTIGUOUS DIRECTOR DISTRICTS SO
10 THAT THE THREE DIRECTORS THAT ARE REQUIRED TO LIVE IN A
11 PARTICULAR DIRECTOR DISTRICT WILL EACH LIVE IN A DIRECTOR DISTRICT
12 THAT, TO THE EXTENT PRACTICABLE, IS EQUAL IN POPULATION TO THE
13 OTHER TWO DIRECTOR DISTRICTS. THE LEGISLATIVE COUNCIL SHALL
14 SUBMIT ITS RECOMMENDED DIVISION OF THE DISTRICT TO THE GENERAL
15 ASSEMBLY WHICH SHALL APPROVE OR AMEND THE DIVISION OF THE
16 DISTRICT BEFORE MAY 1 OF THE YEAR FOLLOWING THE FEDERAL CENSUS.

17 (c) IF A PETITION OR ELECTION RESULTS IN THE INCLUSION OF AN
18 AREA WITHIN THE DISTRICT PURSUANT TO SECTION 32-9-106.7, THE
19 LEGISLATIVE COUNCIL, WITH THE ASSISTANCE OF THE DIRECTOR OF
20 RESEARCH OF THE LEGISLATIVE COUNCIL AND THE DIRECTOR OF THE
21 OFFICE OF LEGISLATIVE LEGAL SERVICES, SHALL, WITHIN FORTY-FIVE
22 DAYS, DETERMINE HOW TO INCLUDE THE NEW AREA IN ONE OR MORE
23 EXISTING ADJACENT DIRECTOR DISTRICTS BASED, TO THE EXTENT
24 PRACTICAL, ON POPULATION. THE LEGISLATIVE COUNCIL SHALL SUBMIT ITS
25 RECOMMENDED INCLUSION OF THE NEW DISTRICT AREA TO THE GENERAL
26 ASSEMBLY WHICH SHALL AMEND OR APPROVE SUCH INCLUSION AS SOON
27 AS PRACTICABLE.

28 (d) THE DIRECTOR DISTRICTS ARE COMPOSED OF GENERAL

1 ELECTION PRECINCTS ESTABLISHED BY THE BOARDS OF COUNTY
2 COMMISSIONERS OF THOSE COUNTIES, ALL OR PART OF WHICH ARE WITHIN
3 THE DISTRICT, AND BY THE ELECTION COMMISSION OF THE CITY AND
4 COUNTY OF DENVER. NO GENERAL ELECTION PRECINCT MAY BE SPLIT INTO
5 TWO OR MORE DIRECTOR DISTRICTS.

6 **SECTION 8.** In Colorado Revised Statutes, 32-9-112, **add** (4)
7 and (5) as follows:

8 **32-9-112. Vacancies created prior to January 1, 2025 -**
9 **appointments - recall.** (4) NOTWITHSTANDING THE PROVISIONS OF THIS
10 SECTION, BEGINNING ON JANUARY 1, 2025, ANY VACANCY CREATED BY A
11 DIRECTOR ELECTED TO THE BOARD PURSUANT TO SECTION 32-9-111,
12 INCLUDING A VACANCY CREATED BY A RECALL ELECTION PURSUANT TO
13 SUBSECTION (2) OF THIS SECTION, SHALL NOT BE FILLED AND THE
14 VACANCY SHALL EXIST THROUGH DECEMBER 31, 2026.

15 (5) THIS SECTION IS REPEALED, EFFECTIVE JANUARY 1, 2027.

16 **SECTION 9.** In Colorado Revised Statutes, **add** 32-9-112.3 as
17 follows:

18 **32-9-112.3. Vacancies created on or after January 1, 2025 -**
19 **appointments - recall.** (1) (a) UPON A VACANCY OCCURRING FOR ANY
20 REASON OTHER THAN NORMAL EXPIRATION OF A TERM, THE VACANCY OF
21 A DIRECTOR WHO IS NOT ELECTED TO THE BOARD PURSUANT TO SECTION
22 32-9-111 IS FILLED BY APPOINTMENT BY THE GOVERNOR NO LATER THAN
23 THIRTY BUSINESS DAYS FROM THE DATE THE VACANCY IS DEEMED TO
24 EXIST.

25 (b) FOR THE THREE BOARD MEMBERS WHO ARE ELECTED ON THE
26 BASIS OF RESIDENCE IN A PARTICULAR DIRECTOR DISTRICT PURSUANT TO
27 SECTION 32-9-111.3 (1)(b), A CHANGE OF RESIDENCE OF A MEMBER OF THE
28 BOARD TO A PLACE OUTSIDE THE DIRECTOR DISTRICT FROM WHICH THE

1 MEMBER RESIDED AT THE TIME OF ELECTION AUTOMATICALLY CREATES A
2 VACANCY ON THE BOARD.

3 (2) UPON A VACANCY OCCURRING FOR ANY REASON OTHER THAN
4 NORMAL EXPIRATION OF A TERM, THE VACANCY OF A MEMBER OF THE
5 BOARD APPOINTED BY THE GOVERNOR PURSUANT TO SECTION 32-9-109.5
6 OR 32-9-109.6 OR BY THE DENVER REGIONAL COUNCIL OF GOVERNMENTS
7 PURSUANT TO SECTION 32-9-109.5 OR 32-9-109.6, IS FILLED BY
8 APPOINTMENT OF THE APPLICABLE APPOINTING AUTHORITY NOT LATER
9 THAN THIRTY BUSINESS DAYS FROM THE DATE THE VACANCY IS DEEMED
10 TO EXIST.

11 (3) ANY DIRECTOR APPOINTED TO FILL A VACANCY PURSUANT TO
12 THIS SECTION SHALL SERVE UNTIL THE NEXT REGULAR ELECTION, AT
13 WHICH TIME THE VACANCY SHALL BE FILLED BY ELECTION OR
14 APPOINTMENT, AS APPLICABLE, FOR ANY REMAINING UNEXPIRED PORTION
15 OF THE TERM.

16 **SECTION 10.** In Colorado Revised Statutes, 32-9-116, **amend**
17 (3); and **add** (4) as follows:

18 **32-9-116. Meetings of board.** (3) (a) Effective January 1, 1983,
19 THROUGH DECEMBER 31, 2024, any action of the board shall require the
20 affirmative vote of at least eight members present and voting.

21 (b) THIS SUBSECTION (3) IS REPEALED, EFFECTIVE JANUARY 1,
22 2025.

23 (4) EFFECTIVE JANUARY 1, 2025, ANY ACTION OF THE BOARD
24 REQUIRES THE AFFIRMATIVE VOTE OF A LEAST A SIMPLE MAJORITY OF THE
25 DIRECTORS OF THE BOARD WHO ARE ELIGIBLE TO VOTE AND WHO ARE
26 PRESENT AND VOTING.

27 **SECTION 11.** In Colorado Revised Statutes, 32-9-117, **amend**
28 (1), (2), and (4); and **add** (2.5) as follows:

1 **32-9-117. Compensation of directors.** (1) ~~Except as otherwise~~
2 ~~provided in subsection (2) of this section, effective January 1, 1983, each~~
3 ~~director shall receive a sum of three thousand dollars per annum.~~

4 (2) (a) Effective January 1, 2009, THROUGH DECEMBER 31, 2024,
5 each director elected at the 2008 general election or at any general
6 election thereafter, and each director appointed to fill a vacancy for an
7 unexpired term of a director elected at the 2008 general election or any
8 election thereafter shall receive a sum of twelve thousand dollars per
9 annum, payable at the rate of one thousand dollars per month.

10 (b) THIS SUBSECTION (2) IS REPEALED, EFFECTIVE JANUARY 1,
11 2025.

12 (2.5) (a) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (2.5)(b)
13 OF THIS SECTION, EFFECTIVE JANUARY 1, 2025, EACH DIRECTOR RECEIVES
14 AN ANNUAL SALARY THAT IS EQUAL TO TWENTY PERCENT OF THE SALARY
15 PAID TO COUNTY JUDGES PURSUANT TO SECTION 13-30-104.

16 (b) ANY DIRECTOR THAT IS A FULL-TIME STATE OR LOCAL
17 GOVERNMENT OFFICIAL OR A FULL-TIME STATE OR LOCAL GOVERNMENT
18 EMPLOYEE SERVES AS A DIRECTOR WITHOUT ADDITIONAL COMPENSATION
19 PURSUANT TO SUBSECTION (2.5)(a) OF THIS SECTION.

20 (4) ~~Nothing contained in this article shall be construed as~~
21 ~~preventing~~ The board ~~from authorizing~~ MAY AUTHORIZE the
22 reimbursement of any director for expenses incurred that ~~appertain~~
23 PERTAIN to the activities of the district.

24 **SECTION 12.** In Colorado Revised Statutes, **add** 32-9-118.3 as
25 follows:

26 **32-9-118.3. Ten-year strategic plan - implementation of prior**
27 **recommendations.** (1) BY DECEMBER 31, 2025, THE BOARD SHALL
28 DEVELOP AND SUBMIT TO THE GENERAL ASSEMBLY A TEN-YEAR

1 STRATEGIC PLAN FOR THE DISTRICT. THE STRATEGIC PLAN SHALL ADDRESS
2 THE DISTRICT'S PLANS AND STRATEGIES TO:

- 3 (a) SUBSTANTIALLY INCREASE RIDERSHIP IN THE DISTRICT;
- 4 (b) IMPROVE TRANSPARENCY AND ACCOUNTABILITY OF THE
5 DISTRICT TO THE TAXPAYERS, INCLUDING THE CREATION OF A PUBLIC
6 DASHBOARD AS SPECIFIED IN SECTION 32-9-119.7 (5.5)(c);
- 7 (c) BETTER USE, SELL, OR LEASE LAND OWNED BY THE DISTRICT BY
8 REVIEWING AND UPDATING ITS LAND USE POLICIES AND DEVELOPMENT
9 REVIEW PROCESSES TO PRIORITIZE AND STREAMLINE THE DEVELOPMENT
10 OF AFFORDABLE HOUSING AND DENSE, WALKABLE, MIXED-USE
11 DEVELOPMENT NEAR FREQUENT TRANSIT STATIONS AND ROUTES, AND
12 UPDATING PARKING POLICIES TO OPTIMIZE THE USE OF EXISTING PARKING
13 AND MINIMIZE THE ADDITION OF NEW PARKING SPACES NEAR
14 HIGH-FREQUENCY TRANSIT STATIONS; AND
- 15 (d) MEET STATE AND REGIONAL CLIMATE, HOUSING, AND
16 TRANSPORTATION GOALS. THE DISTRICT MUST WORK WITH THE COLORADO
17 DEPARTMENT OF TRANSPORTATION AND THE DENVER REGIONAL COUNCIL
18 OF GOVERNMENTS TO ESTABLISH RIDERSHIP AND SERVICE PERFORMANCE
19 MEASURES AND OBJECTIVES AT THE LEVELS REQUIRED TO MEET REGIONAL
20 GREENHOUSE GAS AND VEHICLE-MILES TRAVELED REDUCTION TARGETS,
21 ALIGN WITH THE DENVER REGIONAL COUNCIL OF GOVERNMENT'S OTHER
22 REGIONAL TRANSPORTATION PLAN PERFORMANCE MEASURES, AND MEET
23 THE COLORADO DEPARTMENT OF TRANSPORTATION'S GREENHOUSE GAS
24 PLANNING STANDARD. THE DISTRICT'S CLIMATE TARGETS MUST CONSIDER
25 THE DISTRICT'S IMPACT ON THE REGIONAL TRANSPORTATION SYSTEM AND
26 VEHICLE MILES TRAVELED.
- 27 (e) IDENTIFY EXISTING AND POTENTIAL FUNDING OPPORTUNITIES
28 TO EXPAND TRANSIT AND IMPROVE SYSTEM EFFICIENCY AND EQUITY,

1 INCLUDING STATE AND FEDERAL FUNDING OPPORTUNITIES.

2 (2) IN DEVELOPING A STRATEGIC PLAN PURSUANT TO SUBSECTION
3 (1) OF THIS SECTION, THE BOARD SHALL:

4 (a) CONSIDER THE RECOMMENDATIONS OF THE STUDY CONDUCTED
5 BY THE DENVER REGIONAL COUNCIL OF GOVERNMENTS PURSUANT TO
6 SECTION 32-9-107.3 (2); AND

7 (b) SEEK PUBLIC COMMENT AND INPUT.

8 (3) IN ADDITION TO THE REQUIREMENTS SPECIFIED IN SUBSECTION
9 (1) AND (2) OF THIS SECTION, THE BOARD SHALL CONTINUE TO WORK TO
10 IMPLEMENT THE RECOMMENDATIONS OF THE 2021 "RTD
11 ACCOUNTABILITY COMMITTEE FINAL REPORT" CREATED BY THE DENVER
12 REGIONAL COUNCIL OF GOVERNMENTS AND THE 2020 PERFORMANCE
13 AUDIT OF THE DISTRICT CONDUCTED BY THE OFFICE OF THE STATE
14 AUDITOR. THE BOARD SHALL REPORT ITS PROGRESS IN IMPLEMENTING THE
15 RECOMMENDATIONS FROM THE REPORT AND THE AUDIT TO THE DENVER
16 REGIONAL COUNCIL OF GOVERNMENTS AND THE TRANSPORTATION,
17 HOUSING, AND LOCAL GOVERNMENT COMMITTEE OF THE HOUSE OF
18 REPRESENTATIVES AND THE TRANSPORTATION AND ENERGY COMMITTEE
19 OF THE SENATE, OR ANY SUCCESSOR COMMITTEES, BY DECEMBER 31,
20 2025.

21 **SECTION 13.** In Colorado Revised Statutes, 32-9-119, **add** (9)
22 as follows:

23 **32-9-119. Additional powers of district.** (9) IN ADDITION TO
24 ANY OTHER POWERS GRANTED TO THE DISTRICT IN THIS ARTICLE 9, THE
25 DISTRICT MUST PURSUE AND TAKE ADVANTAGE OF OPPORTUNITIES TO
26 INCREASE AND BUILD RIDERSHIP BY:

27 (a) WORKING WITH ENTITIES THAT ARE HOSTING SPECIAL EVENTS
28 TO FACILITATE INCREASED RIDERSHIP TO AND FROM THE EVENTS;

1 (b) WORKING WITH ENTITIES TO FACILITATE INCREASED RIDERSHIP
2 AMONG YOUTH, INCLUDING USE OF THE DISTRICT'S ZERO FAIR FOR YOUTH
3 PILOT PROGRAM; AND

4 (c) CONSIDERING RECOMMENDATIONS AND REQUESTS FOR
5 CHANGES IN SERVICE ROUTES OR SCHEDULES THAT WOULD RESULT IN
6 INCREASED RIDERSHIP.

7 **SECTION 14.** In Colorado Revised Statutes, 32-9-119.7, **amend**
8 (3) as follows:

9 **32-9-119.7. Cost efficiency of transit services - reporting -**
10 **plans.** (3) The district shall include in its annual financial reporting
11 information on annual operating costs, ridership numbers, and operating
12 costs divided by ridership as measures of the cost efficiency of the
13 services the district provides.

14 (4) (a) The district shall submit copies of its annual budget to the
15 transportation legislation review committee created in section 43-2-145.

16 (b) THE DISTRICT SHALL MAKE ITS ANNUAL BUDGET AND OTHER
17 INFORMATION RELATED TO THE BUDGET AVAILABLE TO THE PUBLIC ON ITS
18 WEBSITE. IN ADDITION, THE DISTRICT SHALL CREATE AND MAKE
19 AVAILABLE TO THE PUBLIC ON ITS WEBSITE AN ANNUAL BUDGET OVERVIEW
20 THAT PROVIDES A SINGLE-PAGE SUMMARY OF THE DISTRICT'S REVENUES
21 AND EXPENSES BY CATEGORY AS SPECIFIED IN THE DISTRICT'S ANNUAL
22 BUDGET. THE DISTRICT SHALL ENSURE THAT THE ANNUAL BUDGET, THE
23 BUDGET OVERVIEW, AND ANY OTHER INFORMATION RELATED TO THE
24 BUDGET IS IN A FORMAT THAT IS EASY TO ACCESS, UNDERSTAND, AND
25 NAVIGATE.

26 (5.5) IN ADDITION TO THE REQUIREMENTS OF SUBSECTION (4)(b)
27 OF THIS SECTION, THE DISTRICT SHALL CREATE, MAINTAIN, AND
28 REGULARLY UPDATE ON ITS WEBSITE THE FOLLOWING:

1 (a) AN ANNUAL UPDATE REGARDING THE DISTRICT'S FINANCIAL
2 PLAN THAT INCLUDES A DETAILED REPORT OF ALL DISTRICT CAPITAL
3 PROJECTS THAT ARE IN PROGRESS;

4 (b) A QUARTERLY UPDATE REGARDING ALL DISTRICT CAPITAL
5 PROJECTS THAT ARE IN PROGRESS, INCLUDING A PROJECT SCHEDULE AND
6 PROJECT EXPENDITURE INFORMATION FOR EACH PROJECT; AND

7 (c) A PUBLIC ACCOUNTABILITY DASHBOARD THAT PROVIDES, AT
8 A MINIMUM, ACCESSIBLE AND TRANSPARENT SUMMARY INFORMATION
9 REGARDING EACH DISTRICT CAPITAL PROJECT THAT IS IN PROGRESS, THE
10 FUNDING STATUS OF EACH PROJECT INCLUDING THE PROJECT TOTAL
11 FUNDING AND EXPENDITURES TO DATE, AND PROGRESS TOWARD
12 COMPLETION OF EACH PROJECT; AND

13 (d) A PUBLIC ACCOUNTABILITY DASHBOARD THAT SHOWS
14 RIDERSHIP BY ROUTE AND RELIABILITY OF SERVICE.

15 (7) The district shall submit to the transportation legislation
16 review committee any information, data, testimony, audits, or other
17 information the committee may request.

18 **SECTION 15.** In Colorado Revised Statutes, 32-9-119.8, **amend**
19 (3) as follows:

20 **32-9-119.8. Provision of retail and commercial goods and**
21 **services at district transfer facilities - residential and other uses at**
22 **district transfer facilities permitted - definitions.** (3) Any person
23 obtaining the use of any portion of a transfer facility for the provision of
24 retail or commercial goods or services or for the provision of residential
25 uses or other uses shall be required to compensate the district by payment
26 of rent ~~at fair market value, or,~~ at the discretion of the district, by the
27 provision of services or capital improvements to facilities used in transit
28 services, alone or in combination with rental payments. ~~such that the total~~

1 ~~benefit to the district is not less than the fair market rental value of the~~
2 ~~property used by the person.~~

3 **SECTION 16.** In Colorado Revised Statutes, 43-1-117.5, **amend**
4 (3)(a)(VI) and (3)(a)(VII); and **add** (3)(a)(VIII) as follows:

5 **43-1-117.5. Transit and rail division - created - powers and**
6 **duties - pilot project to expand transit - report - repeal.** (3) (a) The
7 transit and rail division shall be responsible for the planning,
8 development, operation, and integration of transit and rail, including,
9 where appropriate, advanced guideway systems, into the statewide
10 transportation system; shall, in coordination with other transit and rail
11 providers, plan, promote, and implement investments in transit and rail
12 services statewide; and shall have the following specific powers and
13 duties:

14 (VI) To support the department in representing the state with
15 respect to the development of intercity rail facilities, including but not
16 limited to submission of applications to the United States department of
17 transportation for approval and funding of high-speed PASSENGER rail
18 projects, commissioning of any necessary studies, and coordination with
19 other states to facilitate such applications; ~~and~~

20 (VII) To coordinate and cooperate with regional transportation
21 authorities created pursuant to part 6 of article 4 of this title and other
22 regional or corridor-specific entities concerned with the planning,
23 development, operation, and integration of transit, passenger rail, or
24 advanced guideway systems in the statewide transportation system; AND

25 (VIII) TO ESTABLISH A MASS TRANSIT BUS DRIVER TRAINING
26 PROGRAM TO ASSIST IN THE DEVELOPMENT AND PLACEMENT OF PUBLIC
27 MASS TRANSIT BUS OPERATORS, BOTH FOR DEPARTMENT-SPONSORED MASS
28 TRANSIT SERVICES AND FOR OTHER PUBLIC MASS TRANSIT OPERATORS. IN

1 ESTABLISHING THE MASS TRANSIT BUS DRIVER TRAINING PROGRAM, THE
2 DIVISION OF TRANSIT AND RAIL MAY:

3 (A) ENTER INTO INTERAGENCY AGREEMENTS WITH PUBLIC MASS
4 TRANSIT OPERATORS;

5 (B) DETERMINE ELIGIBILITY CRITERIA FOR MASS TRANSIT
6 AGENCIES TO PARTICIPATE IN THE PROGRAM; AND

7 (C) DETERMINE THE COST OF TUITION AND OVERHEAD AND
8 METHODS FOR RECEIVING PAYMENT FROM PARTICIPATING PUBLIC MASS
9 TRANSIT AGENCIES TO COVER THE COST OF TUITION AND OVERHEAD.

10 **SECTION 17.** In Colorado Revised Statutes, 24-75-219, **add** (8)
11 as follows:

12 **24-75-219. Transfers - transportation - capital construction -**
13 **definitions - repeal.** (8) ON JULY 1, 2022, THE STATE TREASURER
14 TRANSFERRED SIX MILLION FIVE HUNDRED THOUSAND DOLLARS FROM THE
15 GENERAL FUND TO THE STATE HIGHWAY FUND PURSUANT TO SUBSECTION
16 (7)(h) OF THIS SECTION, AS IT EXISTED PRIOR TO ITS REPEAL ON JULY 1,
17 2023, WHICH REQUIRED THAT THE DEPARTMENT USE SUCH AMOUNT FOR
18 AN ENVIRONMENTAL STUDY ON RELOCATING THE CONSOLIDATED MAIN
19 RAIL LINE AWAY FROM INTERSTATE HIGHWAY 25 IN CONNECTION WITH THE
20 DEVELOPMENT OF THE BURNHAM YARD RAIL PROPERTY. BEGINNING ON
21 THE EFFECTIVE DATE OF THIS SECTION, THE DEPARTMENT SHALL INSTEAD
22 USE SUCH AMOUNT THAT WAS TRANSFERRED TO THE STATE HIGHWAY
23 FUND FOR THE PURPOSE OF SITE PREPARATION, SITE ENHANCEMENTS,
24 PLANNING, AND FACILITATING A TRACK ALIGNMENT THAT PRESERVES
25 BUILDABLE LAND WHILE PROMOTING TRANSIT AND RAIL CAPACITY AND
26 INCREASING SAFETY IN CONNECTION WITH THE DEVELOPMENT OF THE
27 BURNHAM YARD RAIL PROPERTY, AS THE DEPARTMENT HAS DETERMINED
28 THAT SUPPORTING THE REGIONAL TRANSPORTATION DISTRICT'S RIGHT OF

1 WAY EXPANSION, RATHER THAN RELOCATING THE MAIN RAIL LINE, IS THE
2 MOST IMPORTANT TRANSIT NEED ON THE SITE.

3 **SECTION 18. Safety clause.** The general assembly finds,
4 determines, and declares that this act is necessary for the immediate
5 preservation of the public peace, health, or safety or for appropriations for
6 the support and maintenance of the departments of the state and state
7 institutions.