



# University of Colorado

Boulder | Colorado Springs | Denver | Anschutz Medical Campus

## BOARD OF REGENTS

### 1 LAWS OF THE REGENTS

### 2 3 ARTICLE 2: THE REGENTS OF THE UNIVERSITY OF COLORADO

### 4 5 Part A: Organization and Powers

#### 6 7 2.A.1 Body Corporate

8  
9 As provided by the state constitution and state law, the regents of the University of  
10 Colorado, duly elected, constitute a body corporate known by the name and style of "The  
11 Regents of the University of Colorado."  
12

#### 13 2.A.2 Election and Numbers

14  
15 As provided by the state constitution and state law, there shall be nine regents of the  
16 University of Colorado, ~~three elected every two years at the biennial general election~~  
17 elected in the manner prescribed by law for terms of six years. The governor of the state  
18 shall fill any vacancies that may occur, and the persons so appointed shall hold their  
19 offices until the next general election and until successors are elected and duly qualified.  
20 The number of terms that a regent may serve is prescribed by section 11, Article XVIII of  
21 the Colorado state constitution.  
22

23 [See section 12 of article IX of the state constitution and C.R.S. § 23-20-102]

#### 24 25 2.A.3 Oath of Office and Commencement of Term

26  
27 As provided by the state constitution and state law, members of the Board of Regents,  
28 before entering upon their duties, shall take and subscribe to the following oath or  
29 affirmation: "I do solemnly swear (or affirm) that I will support the constitution of the  
30 United States and of the state of Colorado, and that I will perform the duties of regent of  
31 the University of Colorado faithfully and to the best of my ability." Said oath or affirmation  
32 shall be filed in the office of the secretary of state. Regular terms of office shall  
33 commence in January after the regents-elect have taken the oath of office.  
34

35 [See C.R.S. §23-20-103]

#### 36 37 2.A.4 Powers

38  
39 The authority of the Board of Regents is conferred upon the members as a Board, which  
40 can bind the university only by formal action of the Board, except as authority may be  
41 granted to an individual regent under these Laws. A majority (five) of the nine members  
42 of the Board shall constitute a quorum. Unless the Board of Regents specifically

43 determines otherwise, no individual regent shall have the authority to act or speak on  
44 behalf of the board.

- 45  
46 (A) The Board of Regents shall have the general supervision of the university and  
47 the exclusive control and direction of all funds of and appropriations to the  
48 university, unless otherwise provided by law.  
49

50 [See subsection 5(2) of article VIII of the state constitution and See C.R.S. §23-20-111.]

- 51  
52 (B) All appointments hereinafter provided for shall be made or approved by the  
53 Board of Regents unless appointment authority has been specifically delegated  
54 to the president or other officers of the university and administration under regent  
55 policy or these Laws. All appointments shall be made subject to the constitution  
56 and applicable statutes of the state of Colorado and in accordance with the rules,  
57 policies, and procedures of the university.  
58

59 [See regent policy 3-~~J(A)~~ and 2-K]

- 60  
61 (C) As provided by state law, the Board of Regents shall:  
62  
63 (1) enact laws for the government of the university consistent with other  
64 applicable law;  
65  
66 (2) appoint the requisite number of professors ~~and tutors~~ and all ~~other~~  
67 ~~officers of the university~~, and determine the salaries of such officers  
68 ~~unless appointing authority has been delegated to the president or~~  
69 ~~another officer;~~  
70  
71 (3) ~~determine~~ approve the amount of tuition and fees in accordance with  
72 state laws and regulations; and  
73  
74 (4) remove any officer of the university ~~connected with the university~~ when in  
75 the Board of Regents' judgment the good of the institution requires it.  
76

77 [See C.R.S. §23-20-112, C.R.S. §23-5-117, Article 11.A.1 of these Laws, Regent Policy  
78 2-K, and Article 12.A.1 of these Laws]  
79

#### 80 2.A.5 Chair and Vice Chair

- 81  
82 (A) As provided by the state constitution and state law, the Board of Regents shall  
83 select from among its members a chair, who shall conduct the meetings of the  
84 board, and a vice chair, who shall assume the duties of the chair in the chair's  
85 absence.  
86

87 [See section 12 of article IX of the state constitution]

- 88  
89 (B) The chair and vice chair shall be ~~s~~selected annually at the last regularly scheduled  
90 board meeting of each fiscal year and shall assume these roles at the conclusion  
91 of this meeting.  
92

- 93 (C) Unless seven or more regents are members of the same political party, the chair  
 94 and the vice chair shall not be members of the same political party.  
 95
- 96 (D) Unless otherwise limited by these Lawsprovisions, any regent is eligible to be  
 97 elected ~~to the~~ chair or vice chair irrespective of that regent's party affiliation.  
 98
- 99 (E) In the event the board is unable to elect a new chair and vice chair as provided in  
 100 Sections A and B above, the current chair and vice chair shall continue in their  
 101 respective offices until the next scheduled or special meeting of the board. The  
 102 next regular or special meeting will be considered a new election.  
 103
- 104 ~~(F)~~ In the event of resignation from office of the chair, the vice chair shall assume the  
 105 duties of the chair until such time as the Board of Regents holds an election,  
 106 either at a regularly scheduled Board of Regents meeting or by a special  
 107 meeting, to elect a new chair. Any chair elected in this manner shall serve for the  
 108 duration of the remaining term of the prior chair.  
 109
- 110 (G) In the event of a vacancy in the position of chair due to the death, incapacity, or  
 111 resignation of the regent holding that position, the vice chair shall assume the  
 112 duties of the chair until such time as the Board of Regents holds an election,  
 113 either at a regularly scheduled Board of Regents meeting or by a special  
 114 meeting, to elect a new chair. The election shall not occur until the governor of  
 115 the Sstate of Colorado appoints a new regent in accordance with Colorado-state  
 116 law. Any chair elected in this manner shall serve for the duration of the remaining  
 117 term of the prior chair.  
 118
- 119 ~~(H)~~ In the event of a resignation from office of vice chair, the chair shall appoint a  
 120 regent to perform the duties of the vice chair until such time as the Board of  
 121 Regents holds an election, either at a regularly scheduled Board of Regents  
 122 meeting or by a special meeting, to elect a new vice chair. Any vice chair elected  
 123 in this manner shall serve for the duration of the remaining term of the prior vice  
 124 chair.  
 125
- 126 (I) In the event of a vacancy in the position of vice chair due to the death, incapacity,  
 127 or resignation of the regent holding that position, the chair shall appoint a regent  
 128 to perform the duties of vice chair until such time as the Board of Regents holds  
 129 an election, either at a regularly scheduled Board of Regents meeting or by a  
 130 special meeting, to elect a new vice chair. The election shall not occur until the  
 131 governor of the Sstate of Colorado appoints a new regent in accordance with  
 132 Colradestate law. Any vice chair elected in this manner shall serve for the  
 133 duration of the remaining term of the prior vice chair.  
 134
- 135 ~~(J) — Unless the Board of Regents specifically determines otherwise, no individual~~  
 136 ~~regent shall have the authority to act or speak on behalf of the board.~~  
 137
- 138 (JK) The chair ~~of the Board of Regents~~ shall have the authority to take routine  
 139 personnel actions concerning those employees who report directly or jointly to  
 140 the board and for whom the Board is a designated supervisor. Such routine  
 141 personnel actions include, but are not limited to, leave approvals, expense  
 142 reimbursement approvals, performance ratings, preparation of comprehensive  
 143 review summary evaluations, and acceptance of resignations. It is the sense of

the board, but not a limitation on the chair's authority, that the chair consult with the board in preparing annual performance ratings, defining the comprehensive review process, conducting the comprehensive review, and preparing the comprehensive review summary evaluations and ratings for such employees. The chair shall not have the authority to appoint, dismiss, set the salary for, or establish the duties of employees reporting directly to the board, which authority is reserved to the Board.

(KL) The chair ~~of the Board of Regents~~ shall also have the authority to execute agreements and other documents on behalf of the board, including but not limited to employment and settlement agreements, provided that any agreement executed by the chair shall be approved first as to legal sufficiency by an attorney in the office of university counsel. It is the sense of the board, but not a limitation on the chair's authority, that the chair and/or university counsel consult with the board prior to the chair's executing an agreement and report the execution of the agreement to the board thereafter.

(ML) The chair shall have the authority to appoint individual board members to serve on outside committees, commissions, authorities, or boards when the appointment of a regent ~~the board member~~ is required by state law, board policy, or a board-approved intergovernmental or other university agreement.

2.A.6 Board Committees

The Regents of the University of Colorado may establish committees ~~Standing and ad hoc board committees shall be established and constituted~~ as provided in board policy. Unless expressly delegated authority by the Board of Regents, no committee shall have the authority to bind the Board of Regents in any matter.

[See regent policy 2-C]

Part B: Meetings

2.B.1 Regular, ~~and~~ Special and Committee Meetings ~~and Study Sessions~~

(A) Regular meetings of the Board of Regents shall be held in accordance with the schedule of meetings approved annually.

(B) Special meetings may be called by the chair or by the president and shall be called by the chair upon the request of three board members. A special meeting may be convened only to consider the item(s) of business specified in the meeting notice.

(C) Committee meetings shall be held at dates and times that the committee specifies.

~~(D)~~ Notice of ~~these regular and special~~ board and committee meetings shall be posted as provided in board policy.

[See C.R.S. §24-6-402]

~~(D) The Board may hold study sessions during any regular or special meeting of the Board. Study sessions shall be held to facilitate the Board's review of general or special topics as required by Board policy or other Board action, or as directed by the chair. The Board shall not take formal action during a study session.~~

~~(E) Public comment shall be taken at Board study sessions on items on that month's study session agenda in accordance with regent policy.~~

2.B.2 Meetings Open to the Public

(A) All regular, committee, and special meetings of the Board of Regents at which public business is discussed or formal action may be taken, including the adoption of any proposed policy, resolution, rule or regulation, shall be open to the public~~held~~ in compliance with state open meetings requirements, provided that the Board of Regents and its committees may meet in executive session for purposes authorized by law.

~~Open meeting requirements include, but are not limited to, posting a full and timely notice shall be posted prior to the meeting and taking minutes of the meeting shall be taken and mademaking available for public inspection.~~

~~These requirements apply to all meetings to conduct public business, whether in person, by telephone, electronically or by other means of communication.~~

[See C.R.S. §24-6-402]

(B) All meetings of two or more regents at which public business is discussed or at which any formal action may be taken is a public meeting. Social gatherings or other chance meetings at which the discussion of public business is not the central purpose do not constitute public meetings.

2.B.3 Meeting Procedures

(A) The Board of Regents acts only at public meetings called in accordance with the state open meetings requirements and ~~B~~board rules laws and policies.

(B) *Robert's Rules of Order Newly Revised* will apply to procedure at meetings if the Laws of the Regents do not specify otherwise.

~~2.B.4 Operational Principles~~

~~The Board of Regents adheres to the following operational principles: academic freedom, institutional neutrality, nondiscrimination, diversity, and prudent investments. Additionally, the Board has a policy that prohibits sexual harassment and related retaliation.~~

~~[See these Laws Article 10 and Article 5 and regent policies 2-J, 10-A, and 13-G]~~

244 **Part C: University Seal**  
245

246 The University Seal, the official seal of the university, is the corporate mark of institutional and  
247 Board of Regents identification. This seal is the property of the university and shall be used only  
248 as authorized by the Board. The secretary of the university and of the Board of Regents is the  
249 custodian of the University Seal and as such has the authority to approve its use.  
250

251 **Part D: Amendments to the Laws of the Regents**  
252

253 Amendments to the Laws of the Regents can be made only after a notice of motion of the  
254 proposed amendment has been given at least two months prior to the scheduled action at a  
255 previous regular or special meeting of the Board of Regents. Waiver of the notice of motion rule  
256 requires a unanimous vote of the board. Approval of the proposed amendment requires an  
257 affirmative vote of two-thirds of the board.  
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261 **History:**

- 262 • Part A amended March 21, 2014.  
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