

Second Regular Session  
Seventy-fifth General Assembly  
STATE OF COLORADO

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 26-0392.01 Veronica Parish x2606

**HOUSE BILL 26-1027**

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**HOUSE SPONSORSHIP**

**Story,**

**SENATE SPONSORSHIP**

**Kolker,**

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**House Committees**

Education

**Senate Committees**

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**A BILL FOR AN ACT**

101     **CONCERNING BOARDS OF COOPERATIVE SERVICES, AND, IN**  
102         **CONNECTION THEREWITH, PERMITTING A RETIREE TO WORK AS**  
103         **AN EXECUTIVE DIRECTOR OF A BOARD OF COOPERATIVE**  
104         **SERVICES WITHOUT LOSING RETIREMENT BENEFITS AND**  
105         **CLARIFYING BOARD OF COOPERATIVE SERVICES ELIGIBILITY**  
106         **FOR POSTSECONDARY AND WORKFORCE READINESS FUNDING.**

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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 adds a board of cooperative services (BOCES) executive

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.*

director to the list of individuals covered by the public employees' retirement association (PERA) who may be employed in specified education-related positions under certain circumstances with no change in their PERA retirement benefits.

The bill amends the definition of "local education provider" in the "Public School Finance Act of 2025" applicable to postsecondary and workforce readiness funding to include BOCES that do not operate schools.

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

2           **SECTION 1.** In Colorado Revised Statutes, 24-51-1101, **amend**  
3     (1.9)(a)(I), (1.9)(a)(II)(B), (1.9)(a)(II)(C), and (1.9)(h); and **add** (1.9)(k)  
4     as follows:

5           **24-51-1101. Employment after service retirement - report -**  
6           **definitions - repeal.**

7           (1.9)(a)(I) Subject to subsection (1.9)(h) of this section, a service  
8     retiree who is a superintendent; a principal; a teacher; a school bus driver;  
9     a school food services cook; a school nurse; **or** a paraprofessional, as  
10    defined in section 22-60.3-201; **OR A BOCES EXECUTIVE DIRECTOR**, and  
11    is hired pursuant to subsection (1.9)(b) of this section by an employer in  
12    the school division of the association that satisfies the criteria specified  
13    in subsection (1.9)(a)(II) of this section may receive salary without  
14    reduction in benefits for any length of employment in a calendar year if  
15    the service retiree has not worked for an employer, as defined in section  
16    24-51-101 (20), during the month of the effective date of retirement. A  
17    service retiree described in this subsection (1.9)(a) who works for an  
18    employer, as defined in section 24-51-101 (20), during the month of the  
19    effective date of retirement is subject to a reduction in benefits as  
20    provided in section 24-51-1102 (2).

21           (II) The provisions of this subsection (1.9) apply only if:

17 (h) A teacher, school bus driver, school food services cook, school  
18 nurse, superintendent, principal, ~~or~~ qualified paraprofessional, OR BOCES  
19 EXECUTIVE DIRECTOR who retires before ~~he or she has~~ THEY HAVE met the  
20 age and service credit requirements for full service retirement benefits  
21 pursuant to section 24-51-602 shall not be employed after retirement  
22 pursuant to this subsection (1.9) by the employer in the school division  
23 that was the teacher's, school bus driver's, school food services cook's,  
24 school nurse's, superintendent's, principal's, ~~or~~ qualified  
25 paraprofessional's, OR BOCES EXECUTIVE DIRECTOR'S last employer until  
26 two years after the teacher's, school bus driver's, school food services  
27 cook's, school nurse's, superintendent's, principal's, ~~or~~ qualified

1 paraprofessional's, OR BOCES EXECUTIVE DIRECTOR's date of retirement.

2 (k) AS USED IN THIS SUBSECTION (1.9), UNLESS THE CONTEXT  
3 OTHERWISE REQUIRES, "BOCES EXECUTIVE DIRECTOR" MEANS AN  
4 INDIVIDUAL WHO HAS EXECUTIVE AUTHORITY FOR THE ADMINISTRATION  
5 OF A BOARD OF COOPERATIVE SERVICES.

6 **SECTION 2.** In Colorado Revised Statutes, 22-54-203, **add**  
7 (3)(c) as follows:

8 **22-54-203. Start-up funding - rules - repeal.**

9 (3)(c) A LOCAL EDUCATION PROVIDER MAY ELECT TO HAVE SOME  
10 OR ALL OF ITS DISTRIBUTION MADE DIRECTLY TO A BOARD OF  
11 COOPERATIVE SERVICES.

12 **SECTION 3.** In Colorado Revised Statutes, 22-54-205, **add**  
13 (3)(c) as follows:

14 **22-54-205. Sustain funding - rules - repeal.**

15 (3)(c) A LOCAL EDUCATION PROVIDER MAY ELECT TO HAVE SOME  
16 OR ALL OF ITS DISTRIBUTION MADE DIRECTLY TO A BOARD OF  
17 COOPERATIVE SERVICES.

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