

**Second Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO**

REVISED

*This Version Includes All Amendments Adopted
on Second Reading in the Second House*

LLS NO. 26-0668.02 Veronica Parish x2606

HOUSE BILL 26-1016

HOUSE SPONSORSHIP

Phillips and Taggart, Bacon, Brown, Camacho, Clifford, Duran, Goldstein, Hamrick, Jackson, Lieder, Lindsay, McCluskie, Nguyen, Ricks, Rutinel, Rydin, Sirota, Smith, Stewart K.

SENATE SPONSORSHIP

Frizell and Amabile,

House Committees

Education
Appropriations

Senate Committees

Education
Appropriations

A BILL FOR AN ACT

101 **CONCERNING THE CONTINUATION OF OPEN EDUCATIONAL RESOURCES**
102 **POLICIES, AND, IN CONNECTION THEREWITH, MAKING AN**
103 **APPROPRIATION.**

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 extends the repeal date of the open educational resources grant program and the Colorado open educational resources council (council) from November 1, 2026, to November 1, 2031. The bill increases the membership of the council from 12 to 15 members.

Under current law, the department of higher education prepares

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.

SENATE
Amended 2nd Reading
May 8, 2026

HOUSE
3rd Reading Unamended
May 5, 2026

HOUSE
Amended 2nd Reading
May 4, 2026

and submits an annual report regarding open educational resources in the state. The bill extends the requirement for this report from its current end date of December 1, 2026, to December 31, 2031.

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

2 **SECTION 1.** In Colorado Revised Statutes, 23-1-134, **amend** (3)
3 introductory portion and (3)(c) as follows:

4 **23-1-134. Commission directive - open educational resources**
5 **- course notice - report - definitions.**

6 (3) Notwithstanding the requirement in section 24-1-136
7 (11)(a)(I), on or before October 1, 2021, and ~~on or before December 1~~
8 ~~each year thereafter through December 1, 2026~~ ANNUALLY THEREAFTER
9 UNTIL DECEMBER 31, 2031, the department shall prepare and shall submit
10 to the commission, the council, the joint budget committee, and the
11 education committees of the senate and the house of representatives, or
12 any successor committees, a report concerning implementation and
13 development of open educational resources around the state. The
14 department shall work with the council in preparing the report, and the
15 public institutions of higher education shall collaborate with the
16 department and council in providing the information necessary for the
17 report. At a minimum, the report must include:

18 (c) The number and percentage of the courses offered by the
19 public institutions of higher education that ~~use open educational resources~~
20 ~~as the primary resources for the course~~ ARE ZERO TEXTBOOK COST FOR
21 STUDENTS;

22 **SECTION 2.** In Colorado Revised Statutes, 23-4.5-103, **amend**
23 (1)(a) introductory portion, (1)(a)(II), (1)(a)(IV), (1)(a)(V), and (1)(a)(VI)
24 as follows:

1 **23-4.5-103. Colorado open educational resources council -**
2 **created - duties - report.**

3 (1) There is created in the department of higher education the
4 Colorado open educational resources council, which is composed of the
5 following members:

6 (a) ~~Twelve~~ FIFTEEN persons from public institutions of higher
7 education appointed by the executive director as follows:

8 (II) ~~Three~~ FOUR library professionals;

9 (IV) ~~One~~ TWO instructional design ~~expert~~ EXPERTS;

10 (V) One ~~informational technology expert~~ ACADEMIC
11 TECHNOLOGIST; and

12 (VI) ~~One administrator~~ TWO ADMINISTRATORS;

13 **SECTION 3.** In Colorado Revised Statutes, **amend** 23-4.5-106
14 as follows:

15 **23-4.5-106. Repeal of article.**

16 This article 4.5 is repealed, effective ~~November 1, 2026~~
17 NOVEMBER 1, 2031.

18 **SECTION 4. Appropriation.** For the 2026-27 state fiscal year,
19 \$275,000 is appropriated to the department of higher education for use by
20 the Colorado commission on higher education and higher education
21 special purpose programs. This appropriation is from the general fund and
22 is based on an assumption that the department will require an additional
23 1.0 FTE. To implement this act, the department may use this
24 appropriation for open educational resources initiatives.

25 **SECTION 5. Safety clause.** The general assembly finds,
26 determines, and declares that this act is necessary for the immediate
27 preservation of the public peace, health, or safety or for appropriations for

- 1 the support and maintenance of the departments of the state and state
- 2 institutions.