

**First Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

INTRODUCED

LLS NO. 19-0751.01 Brita Darling x2241

SENATE BILL 19-089

SENATE SPONSORSHIP

Woodward,

HOUSE SPONSORSHIP

(None),

Senate Committees

State, Veterans, & Military Affairs

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE EXEMPTION FROM REGULATION BY THE PRIVATE**
102 **OCCUPATIONAL SCHOOL DIVISION APPROVED BY A**
103 **PROFESSIONAL ORGANIZATION THAT PRIMARILY BENEFITS THE**
104 **ORGANIZATION'S MEMBERSHIP.**

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>.)

Under current law, education offered by a bona fide trade, business, professional, or fraternal organization that primarily benefits the organization's membership or mission is exempted from regulation by the

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

private occupational school division in the department of higher education.

The bill clarifies that the exemption covers educational services approved by the bona fide organization that are offered either by the organization or by an instructor approved by the organization.

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

2 **SECTION 1.** In Colorado Revised Statutes, 23-64-104, **amend**
3 (1)(h) as follows:

4 **23-64-104. Exemptions.** (1) The following educational
5 institutions and educational services are exempt from the provisions of
6 this article 64:

7 (h) ~~Education offered~~ EDUCATIONAL SERVICES APPROVED by a
8 bona fide trade, business, professional, or fraternal organization that
9 primarily ~~benefits~~ BENEFIT the organization's membership or mission AND
10 THAT ARE OFFERED EITHER BY THE ORGANIZATION OR BY AN INSTRUCTOR
11 APPROVED BY THE ORGANIZATION;

12 **SECTION 2. Act subject to petition - effective date.** This act
13 takes effect at 12:01 a.m. on the day following the expiration of the
14 ninety-day period after final adjournment of the general assembly (August
15 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a
16 referendum petition is filed pursuant to section 1 (3) of article V of the
17 state constitution against this act or an item, section, or part of this act
18 within such period, then the act, item, section, or part will not take effect
19 unless approved by the people at the general election to be held in
20 November 2020 and, in such case, will take effect on the date of the
21 official declaration of the vote thereon by the governor.