

CHAPTER 240

CRIMINAL LAW AND PROCEDURE

SENATE BILL 22-171

BY SENATOR(S) Bridges and Priola, Buckner, Coleman, Donovan, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Lee, Moreno, Pettersen, Story, Winter, Zenzinger, Fenberg;
also REPRESENTATIVE(S) McLachlan and Kipp, Amabile, Bernett, Bird, Boesenecker, Cutter, Duran, Exum, Herod, Hooton, Jodeh, Kennedy, Lindsay, Lontine, McCluskie, Michaelson Jenet, Mullica, Ricks, Roberts, Sirota, Snyder, Titone, Valdez A., Valdez D., Van Beber, Weissman, Young.

AN ACT

CONCERNING RESTRICTIONS ON MAKING PUBLIC THE PERSONAL INFORMATION OF EDUCATORS AT RISK OF THREATS.

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

SECTION 1. In Colorado Revised Statutes, 18-9-313, **amend as amended by House Bill 22-1041 (1)(n); and add (1)(b.5) as 18-9-313 (1) is amended by House Bill 22-1041** as follows:

18-9-313. Personal information on the internet - victims of domestic violence, sexual assault, and stalking - other protected persons - definitions. (1) As used in this section, unless the context otherwise requires:

(b.5) "EDUCATOR" MEANS A TEACHER, PRINCIPAL, ADMINISTRATOR, SPECIAL SERVICES PROVIDER, AND AN EDUCATION SUPPORT PROFESSIONAL, AS DEFINED IN SECTION 22-2-502 (1.5).

(n) "Protected person" means AN EDUCATOR, a code enforcement officer, a human services worker, a public health worker, a child representative, a health-care worker, an officer or agent of the state bureau of animal protection, an animal control officer, an office of the respondent parents' counsel staff member or contractor, a judge, a peace officer, a prosecutor, a public defender, or a public safety worker.

SECTION 2. In Colorado Revised Statutes, 24-72-202, **amend (4.5)** as follows:

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

24-72-202. Definitions. As used in this part 2, unless the context otherwise requires:

(4.5) "Personnel files" means and includes home addresses, telephone numbers, financial information, a disclosure of an intimate relationship filed in accordance with the policies of the general assembly, other information maintained because of the employer-employee relationship, and other documents specifically exempt from disclosure ~~under~~ PURSUANT TO this part 2 or any other provision of law. "PERSONNEL FILES" INCLUDES THE SPECIFIC DATE OF AN EDUCATOR'S ABSENCE FROM WORK. "EDUCATOR" HAS THE SAME MEANING AS SET FORTH IN SECTION 18-9-313 (1)(b.5). "Personnel files" does not include applications of past or current employees, employment agreements, any amount paid or benefit provided incident to termination of employment, performance ratings, final sabbatical reports required ~~under~~ PURSUANT TO section 23-5-123, or any compensation, including expense allowances and benefits, paid to employees by the state, its agencies, institutions, or political subdivisions.

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety.

Approved: May 26, 2022