

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

ENGROSSED

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

LLS NO. 24-0839.01 Alana Rosen x2606

SENATE BILL 24-132

SENATE SPONSORSHIP

Rich and Zenzinger,

HOUSE SPONSORSHIP

McLachlan and Lukens,

Senate Committees
Education

House Committees

A BILL FOR AN ACT

101 **CONCERNING EXTENDING EVALUATION PROTECTIONS TO ALL**
102 **EDUCATORS.**

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, an evaluation report and all public records used in preparing the evaluation report for licensed education personnel (personnel) are confidential and available only to the personnel being evaluated, to the duly elected official and appointed public officials who supervise the personnel's work, and to a hearing officer conducting a hearing or a court of appeals reviewing a decision of the board of

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
March 4, 2024

education.

The bill extends the confidentiality of evaluation reports and public records used in preparing the evaluation reports to all teachers, principals, administrators, special service providers, and education support professionals.

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-9-109, **amend** (1)
3 introductory portion; and **add** (1.5) as follows:

4 **22-9-109. Exemption from public inspection - definition.**

5 (1) Notwithstanding ~~the provisions of section 24-72-204 (3), C.R.S., the~~
6 AN evaluation report and all public records, as defined in section
7 24-72-202, ~~(6), C.R.S., THAT ARE~~ used ___ in preparing the evaluation
8 report ~~shall be~~ ARE confidential and ~~shall be~~ ARE available only to ~~the~~
9 ~~licensed person~~ AN EDUCATOR being evaluated, to the duly elected and
10 appointed public officials who supervise ~~his or her~~ THE EDUCATOR'S
11 work, and to a hearing officer conducting a hearing pursuant to ~~the~~
12 ~~provisions of~~ section 22-63-302 or the court of appeals reviewing a
13 decision of the LOCAL board of education pursuant to ~~the provisions of~~
14 section 22-63-302; except that:

15 (1.5) AS USED IN SUBSECTION (1) OF THIS SECTION, "EDUCATOR"
16 MEANS A TEACHER, PRINCIPAL, ADMINISTRATOR, SPECIAL SERVICES
17 PROVIDER, AND AN EDUCATION SUPPORT PROFESSIONAL, AS DEFINED IN
18 SECTION 22-2-502.

19 **SECTION 2. Act subject to petition - effective date.** This act
20 takes effect at 12:01 a.m. on the day following the expiration of the
21 ninety-day period after final adjournment of the general assembly; except
22 that, if a referendum petition is filed pursuant to section 1 (3) of article V
23 of the state constitution against this act or an item, section, or part of this

1 act within such period, then the act, item, section, or part will not take
2 effect unless approved by the people at the general election to be held in
3 November 2024 and, in such case, will take effect on the date of the
4 official declaration of the vote thereon by the governor.