

CHAPTER 106

EDUCATION - PUBLIC SCHOOLS

SENATE BILL 24-132

BY SENATOR(S) Rich and Zenzinger, Bridges, Cutter, Exum, Ginal, Jaquez Lewis, Marchman, Michaelson Jenet, Priola, Simpson, Winter F.;

also REPRESENTATIVE(S) McLachlan and Lukens, Amabile, Bird, Boesenecker, Clifford, Daugherty, Duran, Hamrick, Jodeh, Kipp, Lieder, Lindsay, McCormick, Ortiz, Ricks, Snyder, Weissman, Woodrow, Young, McCluskie.

AN ACT**CONCERNING EXTENDING EVALUATION PROTECTIONS TO ALL EDUCATORS.**

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

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

22-9-109. Exemption from public inspection - definition. (1) Notwithstanding ~~the provisions of section 24-72-204 (3), C.R.S., the~~ AN evaluation report and all public records, as defined in section 24-72-202, ~~(6), C.R.S., THAT ARE~~ used in preparing the evaluation report ~~shall be~~ ARE confidential and ~~shall be~~ ARE available only to ~~the licensed person~~ AN EDUCATOR being evaluated, to the duly elected and appointed public officials who supervise ~~his or her~~ THE EDUCATOR'S work, and to a hearing officer conducting a hearing pursuant to ~~the provisions of~~ section 22-63-302 or the court of appeals reviewing a decision of the LOCAL board of education pursuant to ~~the provisions of~~ section 22-63-302; except that:

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

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be

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held in November 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: April 19, 2024