

Second Regular Session
Seventieth General Assembly
STATE OF COLORADO

REREVISED

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

LLS NO. 16-0324.01 Kate Meyer x4348

HOUSE BILL 16-1225

HOUSE SPONSORSHIP

Priola,

SENATE SPONSORSHIP

Tate,

House Committees
Education

Senate Committees
Education

A BILL FOR AN ACT

101 **CONCERNING A REQUIREMENT THAT SCHOOL DISTRICTS WITH A**
102 **CERTAIN MINIMUM NUMBER OF ENROLLED PUPILS POST**
103 **INFORMATION ONLINE THAT IS SUBMITTED BY DIRECTOR**
104 **CANDIDATES PRIOR TO THE ELECTION.**

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://www.leg.state.co.us/billsummaries>.)

The bill requires a school district of at least 1,000 pupils to post on its official website, no later than 60 days before the date of an election for school district directors, a statement provided by each director candidate

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

SENATE
3rd Reading Unamended
April 20, 2016

SENATE
2nd Reading Unamended
April 19, 2016

HOUSE
3rd Reading Unamended
March 28, 2016

HOUSE
Amended 2nd Reading
March 24, 2016

to the secretary of the board of education with other required filings. The statement must be posted verbatim, except that it may not include any profane or false statements or exceed 1,000 words in length.

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

2 **SECTION 1. Legislative declaration.** The general assembly
3 hereby finds, determines, and declares that the position of school district
4 director is an important and often powerful role, involving the direction
5 of billions of public dollars, but that electors frequently receive very little
6 information on director candidates. The general assembly further finds
7 that modern technology has enabled instant and comprehensive access to
8 many types of personal information on individuals in the private sphere,
9 and that the public sector could easily and efficiently adapt those models
10 for the public good. The general assembly therefore declares that it
11 intends to increase transparency and knowledge in school district director
12 elections by requiring larger school districts to post online certain
13 minimum information currently provided by director candidates and by
14 encouraging such school districts to develop additional ways to help
15 create a fully informed electorate.

16 **SECTION 2.** In Colorado Revised Statutes, 22-31-107, **add** (2.5)
17 as follows:

18 **22-31-107. Candidates for school director - call - qualification**
19 **- nomination - legislative intent.** (2.5) (a) (I) PRIOR TO EACH
20 ELECTION FOR SCHOOL DISTRICT DIRECTOR, A SCHOOL DISTRICT IN WHICH
21 AT LEAST ONE THOUSAND PUPILS ARE ENROLLED SHALL POST, IN A
22 PROMINENT AREA ON THE SCHOOL DISTRICT'S OFFICIAL WEBSITE:

23 (A) AN IMAGE OF THE WRITTEN NOTICE OF INTENTION SUBMITTED
24 PURSUANT TO SUBSECTION (2) OF THIS SECTION BY EACH CANDIDATE FOR

1 SCHOOL DISTRICT DIRECTOR; AND

2 (B) EACH SCHOOL DISTRICT DIRECTOR CANDIDATE'S CONTACT
3 INFORMATION, INCLUDING HIS OR HER NAME; RESIDENTIAL ADDRESS;
4 MAILING ADDRESS, IF DIFFERENT THAN THE RESIDENTIAL ADDRESS;
5 TELEPHONE NUMBER; E-MAIL ADDRESS, IF ANY; AND WEBSITE, IF ANY. IN
6 ORDER TO POST THIS INFORMATION AS INEXPENSIVELY AND EFFICIENTLY
7 AS POSSIBLE, THE SCHOOL DISTRICT MAY PROVIDE HYPERLINKS TO THE
8 AREA OF THE SECRETARY OF STATE'S OFFICIAL WEBSITE, IF ANY,
9 CONTAINING THIS INFORMATION.

10 (II) A SCHOOL DISTRICT SUBJECT TO THIS PARAGRAPH (a) SHALL
11 MAKE THE REQUIRED POSTINGS AS SOON AS PRACTICABLE, BUT NO LATER
12 THAN SIXTY DAYS PRIOR TO THE ELECTION. THE INFORMATION MUST BE
13 ORGANIZED IN ALPHABETICAL ORDER BY CANDIDATE SURNAME.

14 (b) NOTHING IN THIS SUBSECTION (2.5) PRECLUDES ANY SCHOOL
15 DISTRICT FROM POSTING ON ITS OFFICIAL WEBSITE, OR DEVELOPING OTHER
16 METHODS TO PROVIDE, INFORMATION OR RESOURCES THAT INCREASE THE
17 ELECTORATE'S OPPORTUNITIES TO LEARN MORE ABOUT SCHOOL DISTRICT
18 DIRECTOR CANDIDATES.

19 (c) ANY INFORMATION POSTED ONLINE PURSUANT TO PARAGRAPHS
20 (a) AND (b) OF THIS SUBSECTION (2.5) SHALL BE ACCOMPLISHED, TO THE
21 MAXIMUM EXTENT POSSIBLE, WITHIN EXISTING FISCAL RESOURCES.

22 **SECTION 3. Act subject to petition - effective date -**
23 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following
24 the expiration of the ninety-day period after final adjournment of the
25 general assembly (August 10, 2016, if adjournment sine die is on May 11,
26 2016); except that, if a referendum petition is filed pursuant to section 1
27 (3) of article V of the state constitution against this act or an item, section,

1 or part of this act within such period, then the act, item, section, or part
2 will not take effect unless approved by the people at the general election
3 to be held in November 2016 and, in such case, will take effect on the
4 date of the official declaration of the vote thereon by the governor.

5 (2) This act applies to elections conducted on or after the
6 applicable effective date of this act.