

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

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 24-0893.02 Alana Rosen x2606

HOUSE BILL 24-1247

HOUSE SPONSORSHIP

Bradley,

SENATE SPONSORSHIP

(None),

House Committees

Education
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING MEASURES TO ENHANCE THE INTEGRITY OF DIGITAL**
102 **EDUCATION MATERIALS IN PUBLIC SCHOOLS.**

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>.)

A public school contracting entity (entity) that executes a contract on or after July 1, 2024, with a vendor or provider of a curated digital research collection (collection) shall include in the terms of the contract a termination clause stating that the contract is materially breached and grounds for termination exist if, on 3 separate occasions, a collection is found to have advertisements, promotions, or embedded links or URLs

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.*

that contain material that is harmful to students or direct students to material that is harmful to students. A public school employee, contractor, or volunteer shall report, and students, parents, guardians, legal custodians, or community members (interested parties) may report, the material that is harmful to students to the entity. The report must include the name of the digital collection and the title of the document, the reference number, or keywords used to access the collection. The entity shall notify the vendor or provider and the department of education (department) of each reported incident. The vendor or provider must remove the material that is harmful to students within 3 business days after receiving notice.

The bill requires public schools to annually notify interested parties of the reporting procedures. Public schools may include information on their websites regarding how to make a report.

If a public school contracts or enters into an agreement with a public library that promotes a collection, the public school shall annually disclose the details of the contract or agreement by e-mail to the local school district board of education and parents, guardians, or legal custodians of students enrolled in the public school. If any material changes to the contract occur, the public school shall send an e-mail notification to the local school district board of education, parents, guardians, or legal custodians of students enrolled in the school.

The department is required to annually report to the general assembly on the number of reports that occur each year.

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-16-103, **amend**
3 the introductory portion and (14) introductory portion; and **add** (1.4) and
4 (1.5) as follows:

5 **22-16-103. Definitions.** As used in this ~~article~~ ARTICLE 16, unless
6 the context otherwise requires:

7 (1.4) "ARTIFICIAL INTELLIGENCE-BASED CONTENT" MEANS
8 TEXTUAL, VISUAL, OR AUDITORY MATERIAL GENERATED BY THE
9 NONHUMAN PROCESSING OF STUDENT PERSONALLY IDENTIFIABLE
10 INFORMATION.

11 (1.5) "CURATED DIGITAL RESEARCH COLLECTION" MEANS A

1 COLLECTION OF FILES OR DATABASES THAT HAVE BEEN CURATED AND
2 DIGITALLY PRESERVED AND ARE ACCESSIBLE ON THE INTERNET VIA AN
3 INTERNET CONNECTION OR THROUGH SOFTWARE.

4 (14) "Targeted advertising" means selecting and sending
5 advertisements to a student based on information obtained or inferred
6 over time from the student's online behavior, INCLUDING THE STUDENT'S
7 ONLINE BEHAVIOR THAT GENERATES ARTIFICIAL INTELLIGENCE-BASED
8 CONTENT; USE OF CURATED DIGITAL RESEARCH COLLECTIONS; use of
9 applications; or personally identifiable information. "Targeted
10 advertising" does not include:

11 **SECTION 2. Act subject to petition - effective date.** This act
12 takes effect at 12:01 a.m. on the day following the expiration of the
13 ninety-day period after final adjournment of the general assembly; except
14 that, if a referendum petition is filed pursuant to section 1 (3) of article V
15 of the state constitution against this act or an item, section, or part of this
16 act within such period, then the act, item, section, or part will not take
17 effect unless approved by the people at the general election to be held in
18 November 2024 and, in such case, will take effect on the date of the
19 official declaration of the vote thereon by the governor.