

Second Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 24-0869.01 Jacob Baus x2173

HOUSE BILL 24-1331

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HOUSE SPONSORSHIP

Taggart and Bacon,

SENATE SPONSORSHIP

Kirkmeyer and Bridges,

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House Committees  
Education

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING THE CREATION OF A GRANT PROGRAM FOR ELIGIBLE  
102 NONPROFIT ORGANIZATIONS TO PROVIDE OUT-OF-SCHOOL TIME  
103 PROGRAMS TO STUDENTS.

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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>.)*

The bill creates the out-of-school time program grant program (grant program) to provide grants to eligible 501 (c)(3) nonprofit organizations to provide academic enrichment and related services to public school students during times when school is not in session.

The department of education (department) is required to administer

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.

the grant program, and the state board of education is required to award grants, subject to available appropriations. The general assembly is required to appropriate \$5 million to the department in the 2024-25, 2025-26, and 2026-27 state fiscal years for the grant program.

Grants must be used for the purposes specified in the bill.

Grantees are required to annually report to the department, and the department is required to annually provide a report to the education committees of the house of representatives and the senate.

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

2           **SECTION 1.** In Colorado Revised Statutes, **add** article 105.5 to  
3 title 22 as follows:

4   **ARTICLE 105.5**

5   **Out-of-School Time Program Grant Program**

6           **22-105.5-101. Short title.** THE SHORT TITLE OF THIS ARTICLE  
7 105.5 IS THE "OUT-OF-SCHOOL TIME PROGRAM GRANT PROGRAM ACT".

8           **22-105.5-102. Legislative declaration.** (1) THE GENERAL  
9 ASSEMBLY FINDS THAT HIGH-QUALITY OUT-OF-SCHOOL TIME PROGRAMS  
10 PROVIDE ACADEMIC ENRICHMENT IN READING, LANGUAGE ARTS,  
11 MATHEMATICS, AND SCIENCE, AND PROVIDE PROGRAMS AND SERVICES  
12 THAT ARE DESIGNED TO REINFORCE AND COMPLEMENT SCHOOL-BASED  
13 ACADEMIC PROGRAMS IN A SAFE AND HEALTHY ENVIRONMENT FOR  
14 STUDENTS.

15           (2) THEREFORE, THE GENERAL ASSEMBLY DECLARES IT NECESSARY  
16 TO SUPPORT HIGH-QUALITY OUT-OF-SCHOOL TIME PROGRAMS AS AN  
17 INVESTMENT IN THE ACADEMIC ENRICHMENT AND WELL-BEING OF THE  
18 CHILDREN OF OUR STATE.

19           **22-105.5-103. Definitions.** AS USED IN THIS ARTICLE 105.5,  
20 UNLESS THE CONTEXT OTHERWISE REQUIRES:

21           (1) "ACADEMIC ENRICHMENT" MEANS SUPPLEMENTARY

1 PROGRAMMING AND SERVICES DESIGNED TO IMPROVE OR ENHANCE A  
2 STUDENT'S ACADEMIC SUCCESS IN READING, LANGUAGE ARTS,  
3 MATHEMATICS, AND SCIENCE.

4 (2) "AFFORDABLE" MEANS AVAILABLE TO STUDENTS AT A RATE  
5 DETERMINED BY A SCALE BASED ON THE STUDENT'S HOUSEHOLD INCOME.  
6 THE SCALE MAY RANGE FROM NO COST TO NO MORE THAN ONE HUNDRED  
7 DOLLARS PER FISCAL YEAR PER STUDENT.

8 (3) "COMPREHENSIVE" MEANS AVAILABLE TO STUDENTS, AT A  
9 MINIMUM:

10 (a) FOUR DAYS PER CALENDAR WEEK DURING THE SCHOOL YEAR,  
11 TOTALING NO LESS THAN TEN HOURS DURING THE CALENDAR WEEK,  
12 EXCEPT DURING A WINTER SEASONAL BREAK; AND

13 (b) NO LESS THAN AN AVERAGE OF TWENTY-FIVE HOURS PER  
14 CALENDAR WEEK DURING THE SUMMER SEASONAL BREAK.

15 (4) "DEPARTMENT" MEANS THE DEPARTMENT OF EDUCATION  
16 CREATED AND EXISTING PURSUANT TO SECTION 24-1-115.

17 (5) "ELIGIBLE ENTITY" MEANS AN ENTITY THAT MEETS THE  
18 ELIGIBILITY CRITERIA SET FORTH IN SECTION 22-105.5-105.

19 (6) "GRANT PROGRAM" MEANS THE OUT-OF-SCHOOL TIME  
20 PROGRAM GRANT PROGRAM CREATED PURSUANT TO SECTION  
21 22-105.5-104.

22 (7) "OUT-OF-SCHOOL TIME PROGRAM" MEANS A PROGRAM THAT:

23 (a) IS AVAILABLE TO STUDENTS WHO ARE ENROLLED IN A PUBLIC  
24 SCHOOL IN KINDERGARTEN THROUGH TWELFTH GRADE; AND

25 (b) PROVIDES AFFORDABLE AND COMPREHENSIVE ACADEMIC  
26 ENRICHMENT AND RELATED SERVICES DURING TIMES WHEN SCHOOL IS NOT  
27 IN SESSION, INCLUDING BEFORE SCHOOL, AFTER SCHOOL, SEASONAL

1 BREAKS, STAFF IN-SERVICE DAYS, STAFF CONFERENCE DAYS, OR THE FIFTH  
2 DAY OF THE WEEK IF THE PROGRAM SERVES STUDENTS WHO ARE ENROLLED  
3 IN A PUBLIC SCHOOL THAT OPERATES ON A FOUR-DAY WEEK.

4 (8) "STATE BOARD OF EDUCATION" OR "STATE BOARD" MEANS THE  
5 STATE BOARD OF EDUCATION CREATED AND EXISTING PURSUANT TO  
6 SECTION 1 OF ARTICLE IX OF THE STATE CONSTITUTION.

7 **22-105.5-104. Out-of-school time program grant program -**  
8 **created - use of grants - funding - rules - repeal.** (1) THERE IS CREATED  
9 IN THE DEPARTMENT THE OUT-OF-SCHOOL TIME PROGRAM GRANT  
10 PROGRAM TO PROVIDE GRANTS TO ELIGIBLE ENTITIES THAT PROVIDE  
11 OUT-OF-SCHOOL TIME PROGRAMS THAT ARE AFFORDABLE AND  
12 COMPREHENSIVE TO STUDENTS WHO ARE ENROLLED IN A PUBLIC SCHOOL.

13 (2) A GRANT RECIPIENT SHALL USE MONEY RECEIVED THROUGH  
14 THE GRANT PROGRAM TO IMPLEMENT THE FOLLOWING, WHICH MUST BE  
15 EVIDENCE-INFORMED AND HIGH-QUALITY:

16 (a) ACADEMIC ENRICHMENT;

17 (b) OPPORTUNITIES FOR DEVELOPMENT IN LITERACY, SCIENCE,  
18 TECHNOLOGY, ENGINEERING, MATHEMATICS, AND OTHER SUBJECT  
19 MATTERS FOR STUDENTS AND FAMILIES;

20 (c) A SAFE LEARNING ENVIRONMENT AND RESOURCES TO INCREASE  
21 STUDENT ENGAGEMENT IN SCHOOL AND REDUCE CHRONIC ABSENTEEISM;

22 (d) PROGRAMS AND SERVICES THAT PROVIDE A WELL-ROUNDED  
23 EDUCATION AND ARE DESIGNED TO REINFORCE AND COMPLEMENT  
24 SCHOOL-BASED ACADEMIC PROGRAMS, INCLUDING YOUTH DEVELOPMENT  
25 ACTIVITIES, ART, MUSIC, OUTDOOR PROGRAMS, RECREATIONAL PROGRAMS,  
26 TECHNOLOGY EDUCATION PROGRAMS, PHYSICAL HEALTH ACTIVITIES, AND  
27 SOCIAL AND EMOTIONAL WELLNESS SERVICES; AND

1 (e) OPPORTUNITIES TO DEVELOP MEANINGFUL WORKFORCE  
2 READINESS AND LIFE SKILLS.

3 (3) (a) THE DEPARTMENT SHALL ADMINISTER THE GRANT  
4 PROGRAM.

5 (b) SUBJECT TO AVAILABLE APPROPRIATIONS, THE STATE BOARD  
6 SHALL AWARD GRANTS AS PROVIDED IN SECTION 22-105.5-105.

7 (c) (I) FOR THE 2024-25, 2025-26, AND 2026-27 STATE FISCAL  
8 YEARS, THE GENERAL ASSEMBLY SHALL APPROPRIATE FIVE MILLION  
9 DOLLARS IN EACH STATE FISCAL YEAR FROM THE GENERAL FUND TO THE  
10 DEPARTMENT FOR PURPOSES OF THIS SECTION.

11 (II) THIS SUBSECTION (3)(c) IS REPEALED, EFFECTIVE JULY 1, 2029.

12 (4) THE DEPARTMENT SHALL IMPLEMENT THE GRANT PROGRAM IN  
13 ACCORDANCE WITH THIS ARTICLE 105.5. THE STATE BOARD SHALL  
14 PROMULGATE RULES AS REQUIRED BY THIS ARTICLE 105.5 AND ANY  
15 ADDITIONAL RULES AS MAY BE NECESSARY TO IMPLEMENT THE GRANT  
16 PROGRAM. AT A MINIMUM, THE RULES MUST SPECIFY THE TIME FRAMES  
17 FOR APPLYING FOR GRANTS AND THE FORM OF THE APPLICATION, THE TIME  
18 FRAMES FOR DISTRIBUTING GRANT MONEY, AND THE AMOUNT OF THE  
19 GRANT BASED ON THE NUMBER OF STUDENTS SERVED AND AVAILABLE  
20 MONEY, INCLUDING CIRCUMSTANCES WHEN A RECIPIENT RECEIVES  
21 ADDITIONAL MONEY.

22 **22-105.5-105. Grant program eligibility - application - criteria**  
23 **- awards.** (1) TO BE ELIGIBLE TO RECEIVE A GRANT, AN ENTITY:

24 (a) MUST BE A NONPROFIT ORGANIZATION THAT IS EXEMPT FROM  
25 TAXATION PURSUANT TO SECTION 501 (c)(3) OF THE FEDERAL "INTERNAL  
26 REVENUE CODE OF 1986", AS AMENDED, WITH AT LEAST FIVE YEARS'  
27 EXPERIENCE PROVIDING AFFORDABLE AND COMPREHENSIVE ACADEMIC

1 ENRICHMENT AND RELATED SERVICES TO STUDENTS IN THE STATE; AND

2 (b) MAY, BUT IS NOT REQUIRED TO, HAVE A PARTNERSHIP WITH A  
3 SCHOOL DISTRICT IN WHICH THE ENTITY WILL PROVIDE AFFORDABLE AND  
4 COMPREHENSIVE ACADEMIC ENRICHMENT AND RELATED SERVICES TO  
5 STUDENTS.

6 (2) TO RECEIVE A GRANT, AN ELIGIBLE ENTITY MUST SUBMIT AN  
7 APPLICATION TO THE DEPARTMENT IN ACCORDANCE WITH RULES  
8 PROMULGATED BY THE STATE BOARD PURSUANT TO SECTION  
9 22-105.5-104. AT A MINIMUM, THE APPLICATION MUST INCLUDE THE  
10 FOLLOWING:

11 (a) EVIDENCE THAT THE ENTITY MEETS THE ELIGIBILITY  
12 REQUIREMENTS DESCRIBED IN SUBSECTION (1) OF THIS SECTION;

13 (b) EVIDENCE OF THE ENTITY'S EXPERIENCE AND ABILITY TO  
14 PROVIDE AFFORDABLE AND COMPREHENSIVE ACADEMIC ENRICHMENT AND  
15 RELATED SERVICES;

16 (c) INFORMATION CONCERNING HOW THE ENTITY WILL PROVIDE  
17 ACADEMIC ENRICHMENT AND RELATED SERVICES, INCLUDING A SPECIFIC  
18 PLAN TO PROVIDE ADDITIONAL PROGRAMMING AND SERVICES IN SCIENCE  
19 OR SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS, TO  
20 STUDENTS ACCORDING TO STUDENTS' DEMONSTRATED NEEDS IN ORDER TO  
21 IMPROVE ACADEMIC SUCCESS AND OUTCOMES; AND

22 (d) INFORMATION CONCERNING THE STUDENTS THAT THE ELIGIBLE  
23 ENTITY CURRENTLY SERVES, OR WILL BE ABLE TO SERVE, AS DESCRIBED IN  
24 SUBSECTION (3)(b) OF THIS SECTION.

25 (3) (a) THE DEPARTMENT SHALL REVIEW THE APPLICATIONS  
26 RECEIVED PURSUANT TO THIS SECTION TO DETERMINE ELIGIBILITY FOR THE  
27 GRANT PROGRAM, AND, SUBJECT TO AVAILABLE APPROPRIATIONS, THE

1 STATE BOARD SHALL AWARD GRANTS TO ELIGIBLE ENTITIES.

2 (b) SUBJECT TO AVAILABLE APPROPRIATIONS, THE STATE BOARD  
3 SHALL PRIORITIZE AWARDING GRANTS TO ELIGIBLE ENTITIES THAT:

4 (I) DEMONSTRATE THAT THE ENTITY CURRENTLY SERVES, OR WILL  
5 BE ABLE TO SERVE WITH THE GRANT AWARD, STUDENTS WHO ARE  
6 STRUGGLING IN SCHOOL AND IN NEED OF ACADEMIC ENRICHMENT;

7 (II) DEMONSTRATE EXPERIENCE IN PROVIDING ACADEMIC  
8 ENRICHMENT TO STUDENTS;

9 (III) CURRENTLY SERVE, OR WILL BE ABLE TO SERVE WITH THE  
10 GRANT AWARD, STUDENTS WHO QUALIFY FOR FREE OR REDUCED-PRICE  
11 MEALS PURSUANT TO THE FEDERAL "RICHARD B. RUSSELL NATIONAL  
12 SCHOOL LUNCH ACT", 42 U.S.C. SEC. 1751 ET SEQ.;

13 (IV) CURRENTLY SERVE, OR WILL BE ABLE TO SERVE WITH THE  
14 GRANT AWARD, STUDENTS WHO ARE ENGLISH LANGUAGE LEARNERS;

15 (V) HAVE A PRIMARY MISSION TO PROVIDE AN OUT-OF-SCHOOL  
16 TIME PROGRAM TO STUDENTS; AND

17 (VI) CURRENTLY SERVE, OR WILL BE ABLE TO SERVE WITH THE  
18 GRANT AWARD, STUDENTS AT NO COST IF THE STUDENT'S FAMILY IS  
19 UNABLE TO AFFORD THE PROGRAM BASED ON THE STUDENT'S HOUSEHOLD  
20 INCOME.

21 (c) THE STATE BOARD SHALL AWARD GRANTS TO ELIGIBLE  
22 ENTITIES FOR A PERIOD DETERMINED BY THE STATE BOARD. THE STATE  
23 BOARD SHALL DETERMINE THE AMOUNT OF THE GRANTS BASED ON THE  
24 NUMBER OF STUDENTS SERVED IN THE OUT-OF-SCHOOL TIME PROGRAM.

25 **22-105.5-106. Reporting requirements.** (1) ON OR BEFORE  
26 DECEMBER 31, 2025, AND ON OR BEFORE DECEMBER 31 EACH YEAR  
27 THEREAFTER IN WHICH A GRANT IS AWARDED, EACH ELIGIBLE ENTITY THAT

1 RECEIVES A GRANT THROUGH THE GRANT PROGRAM SHALL SUBMIT A  
2 REPORT TO THE DEPARTMENT. AT A MINIMUM, THE REPORT MUST INCLUDE  
3 THE FOLLOWING INFORMATION:

4 (a) THE TOTAL NUMBER OF STUDENTS SERVED BY THE  
5 OUT-OF-SCHOOL TIME PROGRAM, DISAGGREGATED BY GRADE LEVEL,  
6 GENDER, ETHNICITY, AND FREE AND REDUCED-PRICE LUNCH STATUS;

7 (b) A DETAILED DESCRIPTION OF HOW AND WHEN THE GRANT  
8 RECIPIENT USED THE GRANT AWARD, INCLUDING BEFORE SCHOOL, AFTER  
9 SCHOOL, SEASONAL BREAKS, STAFF IN-SERVICE DAYS, STAFF CONFERENCE  
10 DAYS, OR THE FIFTH DAY OF THE WEEK IF THE PROGRAM SERVES STUDENTS  
11 WHO ARE ENROLLED IN A PUBLIC SCHOOL THAT OPERATES ON A FOUR-DAY  
12 WEEK;

13 (c) MEASURES OF PERFORMANCE, INCLUDING STUDENT  
14 ATTENDANCE; EARNED ON-TIME GRADE LEVEL PROMOTION; EVIDENCE OF  
15 INCREASED FAMILY ENGAGEMENT IN THE STUDENT'S EDUCATION;  
16 EVIDENCE OF INCREASED ENGAGEMENT IN SCHOOL, INCLUDING  
17 ASSIGNMENT COMPLETION; AND IMPROVED SOCIAL AND EMOTIONAL  
18 SKILLS; AND

19 (d) EVIDENCE OF STUDENT ACADEMIC ACHIEVEMENT, IN READING,  
20 LANGUAGE ARTS, MATHEMATICS, AND SCIENCE.

21 (2) AN ELIGIBLE ENTITY THAT RECEIVES A GRANT FROM THE  
22 GRANT PROGRAM MAY ENTER INTO A DATA-SHARING AGREEMENT WITH  
23 THE DEPARTMENT, SCHOOL DISTRICT, OR A SCHOOL TO COLLECT DATA  
24 RELEVANT FOR THE REPORTING REQUIREMENTS PURSUANT TO THIS  
25 SECTION.

26 (3) ON OR BEFORE JANUARY 31, 2026, AND ON OR BEFORE  
27 JANUARY 31 EACH YEAR THEREAFTER FOR THE DURATION OF THE GRANT



1 PROGRAM, THE DEPARTMENT SHALL SUBMIT A SUMMARIZED REPORT OF  
2 INFORMATION PROVIDED BY THE ELIGIBLE ENTITIES THAT RECEIVED A  
3 GRANT TO THE EDUCATION COMMITTEES OF THE SENATE AND THE HOUSE  
4 OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES.

5 (4) THE ELIGIBLE ENTITY AND THE DEPARTMENT, SCHOOL  
6 DISTRICT, OR SCHOOL THAT SHARES DATA PURSUANT TO SUBSECTION (2)  
7 OF THIS SECTION, AND THE DEPARTMENT IN PRODUCING THE REPORT  
8 PURSUANT TO SUBSECTION (3) OF THIS SECTION, SHALL COMPLY WITH ALL  
9 FEDERAL AND STATE LAWS REGARDING THE PROTECTION OF STUDENT  
10 DATA, INCLUDING THE FEDERAL "FAMILY EDUCATIONAL RIGHTS AND  
11 PRIVACY ACT OF 1974", 20 U.S.C. 1232g, AS AMENDED, AND THE  
12 "STUDENT DATA TRANSPARENCY AND SECURITY ACT", ARTICLE 16 OF  
13 THIS TITLE 22.

14 (5) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), THE  
15 REPORTING REQUIREMENTS SET FORTH IN THIS SECTION CONTINUE  
16 INDEFINITELY.

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