

Second Regular Session
Seventy-second General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 20-0905.01 Kristen Forrestal x4217

SENATE BILL 20-117

SENATE SPONSORSHIP

Cooke,

HOUSE SPONSORSHIP

(None),

Senate Committees

State, Veterans, & Military Affairs

House Committees

A BILL FOR AN ACT

101 CONCERNING A REQUIREMENT THAT A LOCAL EDUCATION EMPLOYER
102 DISCLOSE DEDUCTIONS FROM AN EMPLOYEE'S EARNINGS THAT
103 ARE USED TO PAY FOR CERTAIN POLITICAL ACTIVITIES.

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 requires local education employers to disclose to their employees the amount of money deducted from the employees' wages and salaries payable to a third party that is used for lobbying or political activity. The bill requires the local education employers to collect the necessary information from third-party entities in order to compile the

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

disclosure information.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 22-30.5-121 as
3 follows:

4 **22-30.5-121. Employee wage deductions - disclosures -**
5 **political activity - lobbying - report - definitions.** (1) AS USED IN THIS
6 SECTION:

7 (a) "CONTRIBUTION" HAS THE SAME MEANING AS SET FORTH IN
8 SECTION 1-45-103 (6).

9 (b) "EXPENDITURE" HAS THE SAME MEANING AS SET FORTH IN
10 SECTION 1-45-103 (10).

11 (c) "LOBBYING" HAS THE SAME MEANING AS SET FORTH IN SECTION
12 24-6-301 (3.5).

13 (d) "PERSON" HAS THE SAME MEANING AS SET FORTH IN SECTION
14 1-45-103 (13).

15 (e) "POLITICAL ACTIVITY" MEANS ANY ACTIVITY DIRECTED
16 TOWARD SUCCESS OR FAILURE OF A POLITICAL PARTY, CANDIDATE FOR
17 PARTISAN POLITICAL OFFICE, OR PARTISAN POLITICAL GROUP. "POLITICAL
18 ACTIVITY" INCLUDES ANY CONTRIBUTION MADE TO, OR EXPENDITURE
19 MADE ON BEHALF OF, ANY PERSON.

20 (2) EACH CHARTER SCHOOL THAT DEDUCTS MONEY FROM A
21 CHARTER SCHOOL EMPLOYEE'S WAGES OR SALARY THAT IS PAYABLE TO A
22 THIRD PARTY AND IS SPENT ON POLITICAL ACTIVITY OR LOBBYING SHALL
23 DISCLOSE THE INFORMATION TO THE CHARTER SCHOOL EMPLOYEE. THE
24 CHARTER SCHOOL SHALL DISCLOSE THE INFORMATION ON OR BEFORE
25 MARCH 15 OF EACH YEAR IN A REPORT THAT:

- 1 (a) COMPILES THE DEDUCTIONS DESCRIBED IN THIS SUBSECTION (2)
2 FOR ALL EMPLOYEES OF THE CHARTER SCHOOL FOR THE PREVIOUS
3 CALENDAR YEAR;
- 4 (b) IS EASILY ACCESSED BY THE EMPLOYEES ONLINE OR, UPON
5 REQUEST, IN PRINTED FORMAT;
- 6 (c) INCLUDES EACH ENTITY THAT RECEIVED MONEY FROM A
7 DEDUCTION;
- 8 (d) SPECIFIES THE AMOUNT OF MONEY EACH ENTITY RECEIVED;
9 AND
- 10 (e) LIST EACH CONTRIBUTION OR EXPENDITURE AND THE SPECIFIC
11 POLITICAL ACTIVITY OR LOBBYING EXPENSE FOR WHICH THE MONEY WAS
12 USED.

13 (3) IN ORDER TO COMPILE THE REPORT REQUIRED IN SUBSECTION
14 (2) OF THIS SECTION, A CHARTER SCHOOL SHALL REQUIRE EACH
15 THIRD-PARTY ENTITY THAT RECEIVES PAYCHECK DEDUCTIONS FROM THE
16 WAGES OR SALARY OF AN EMPLOYEE OF THE CHARTER SCHOOL THAT IS
17 SPENT ON POLITICAL ACTIVITY OR LOBBYING EXPENSES TO REPORT TO THE
18 CHARTER SCHOOL, ON OR BEFORE FEBRUARY 15 OF EACH YEAR, THE
19 AMOUNT OF MONEY SPENT IN THE PREVIOUS CALENDAR YEAR ON
20 POLITICAL ACTIVITY AND LOBBYING EXPENSES. THE REPORT MUST
21 INCLUDE A LIST OF EACH EXPENDITURE AND THE SPECIFIC POLITICAL
22 ACTIVITY OR LOBBYING EXPENSE FOR WHICH THE MONEY WAS USED.

23 **SECTION 2.** In Colorado Revised Statutes, **add 22-30.5-529** as
24 follows:

25 **22-30.5-529. Employee wage deductions - disclosures -**
26 **political activity - lobbying - report - definitions.** (1) AS USED IN THIS
27 SECTION:

1 (a) "CONTRIBUTION" HAS THE SAME MEANING AS SET FORTH IN
2 SECTION 1-45-103 (6).

3 (b) "EXPENDITURE" HAS THE SAME MEANING AS SET FORTH IN
4 SECTION 1-45-103 (10).

5 (c) "LOBBYING" HAS THE SAME MEANING AS SET FORTH IN SECTION
6 24-6-301 (3.5).

7 (d) "PERSON" HAS THE SAME MEANING AS SET FORTH IN SECTION
8 1-45-103 (13).

9 (e) "POLITICAL ACTIVITY" MEANS ANY ACTIVITY DIRECTED
10 TOWARD SUCCESS OR FAILURE OF A POLITICAL PARTY, CANDIDATE FOR
11 PARTISAN POLITICAL OFFICE, OR PARTISAN POLITICAL GROUP. "POLITICAL
12 ACTIVITY" INCLUDES ANY CONTRIBUTION MADE TO, OR EXPENDITURE
13 MADE ON BEHALF OF, ANY PERSON.

14 (2) EACH INSTITUTE CHARTER SCHOOL THAT DEDUCTS MONEY
15 FROM AN INSTITUTE CHARTER SCHOOL EMPLOYEE'S WAGES OR SALARY
16 THAT IS PAYABLE TO A THIRD PARTY AND IS SPENT ON POLITICAL ACTIVITY
17 OR LOBBYING SHALL DISCLOSE THE INFORMATION TO THE INSTITUTE
18 CHARTER SCHOOL EMPLOYEE. THE INSTITUTE CHARTER SCHOOL SHALL
19 DISCLOSE THE INFORMATION ON OR BEFORE MARCH 15 OF EACH YEAR IN
20 A REPORT THAT:

21 (a) COMPILES THE DEDUCTIONS DESCRIBED IN THIS SUBSECTION (2)
22 FOR ALL EMPLOYEES OF THE INSTITUTE CHARTER SCHOOL FOR THE
23 PREVIOUS CALENDAR YEAR;

24 (b) IS EASILY ACCESSED BY THE EMPLOYEES ONLINE OR, UPON
25 REQUEST, IN PRINTED FORMAT;

26 (c) INCLUDES EACH ENTITY THAT RECEIVED MONEY FROM A
27 DEDUCTION;

1 (d) SPECIFIES THE AMOUNT OF MONEY EACH ENTITY RECEIVED;
2 AND

3 (e) LISTSEACHCONTRIBUTIONOREXPENDITUREANDTHESPECIFIC
4 POLITICALACTIVITYORLOBBYINGEXPENSEFORWHICHTHEMONEYWAS
5 USED.

6 (3) IN ORDER TO COMPILE THE REPORT REQUIRED IN SUBSECTION
7 (2) OF THIS SECTION, AN INSTITUTE CHARTER SCHOOL SHALL REQUIRE
8 EACH THIRD-PARTY ENTITY THAT RECEIVES PAYCHECK DEDUCTIONS FROM
9 THE WAGES OR SALARY OF AN EMPLOYEE OF THE INSTITUTE CHARTER
10 SCHOOL THAT IS SPENT ON POLITICAL ACTIVITY OR LOBBYING EXPENSES TO
11 REPORT TO THE INSTITUTE CHARTER SCHOOL, ON OR BEFORE FEBRUARY 15
12 OF EACH YEAR, THE AMOUNT OF MONEY SPENT IN THE PREVIOUS
13 CALENDAR YEAR ON POLITICAL ACTIVITY AND LOBBYING EXPENSES. THE
14 REPORT MUST INCLUDE A LIST OF EACH EXPENDITURE AND THE SPECIFIC
15 POLITICAL ACTIVITY OR LOBBYING EXPENSE FOR WHICH THE MONEY WAS
16 USED.

17 **SECTION 3.** In Colorado Revised Statutes, **add** 22-32-148 as
18 follows:

19 **22-32-148. Employee wage deductions - disclosures - political**
20 **activity - lobbying - report - definitions.** (1) AS USED IN THIS SECTION:

21 (a) "CONTRIBUTION" HAS THE SAME MEANING AS SET FORTH IN
22 SECTION 1-45-103 (6).

23 (b) "EXPENDITURE" HAS THE SAME MEANING AS SET FORTH IN
24 SECTION 1-45-103 (10).

25 (c) "LOBBYING" HAS THE SAME MEANING AS SET FORTH IN SECTION
26 24-6-301 (3.5).

27 (d) "PERSON" HAS THE SAME MEANING AS SET FORTH IN SECTION

1 1-45-103 (13).

2 (e) "POLITICAL ACTIVITY" MEANS ANY ACTIVITY DIRECTED
3 TOWARD SUCCESS OR FAILURE OF A POLITICAL PARTY, CANDIDATE FOR
4 PARTISAN POLITICAL OFFICE, OR PARTISAN POLITICAL GROUP. "POLITICAL
5 ACTIVITY" INCLUDES ANY CONTRIBUTION MADE TO, OR EXPENDITURE
6 MADE ON BEHALF OF, ANY PERSON.

7 (2) EACH SCHOOL DISTRICT BOARD OF EDUCATION THAT DEDUCTS
8 MONEY FROM A SCHOOL DISTRICT EMPLOYEE'S WAGES OR SALARY THAT IS
9 PAYABLE TO A THIRD PARTY AND IS SPENT ON POLITICAL ACTIVITY OR
10 LOBBYING SHALL DISCLOSE THE INFORMATION TO THE SCHOOL DISTRICT
11 EMPLOYEE. THE SCHOOL DISTRICT BOARD OF EDUCATION SHALL DISCLOSE
12 THE INFORMATION ON OR BEFORE MARCH 15 OF EACH YEAR IN A REPORT
13 THAT:

14 (a) COMPILES THE DEDUCTIONS DESCRIBED IN THIS SUBSECTION (2)
15 FOR ALL EMPLOYEES OF THE SCHOOL DISTRICT FOR THE PREVIOUS
16 CALENDAR YEAR;

17 (b) IS EASILY ACCESSED BY THE EMPLOYEES ONLINE OR, UPON
18 REQUEST, IN PRINTED FORMAT;

19 (c) INCLUDES EACH ENTITY THAT RECEIVED MONEY FROM A
20 DEDUCTION;

21 (d) SPECIFIES THE AMOUNT OF MONEY EACH ENTITY RECEIVED;

22 AND

23 (e) LIST EACH CONTRIBUTION OR EXPENDITURE AND THE SPECIFIC
24 POLITICAL ACTIVITY OR LOBBYING EXPENSE FOR WHICH THE MONEY WAS
25 USED.

26 (3) IN ORDER TO COMPILE THE REPORT REQUIRED IN SUBSECTION
27 (2) OF THIS SECTION, A SCHOOL DISTRICT BOARD OF EDUCATION SHALL

1 REQUIRE EACH THIRD-PARTY ENTITY THAT RECEIVES PAYCHECK
2 DEDUCTIONS FROM THE WAGES OR SALARY OF AN EMPLOYEE OF THE
3 SCHOOL DISTRICT THAT IS SPENT ON POLITICAL ACTIVITY OR LOBBYING
4 EXPENSES TO REPORT TO THE SCHOOL DISTRICT BOARD OF EDUCATION, ON
5 OR BEFORE FEBRUARY 15 OF EACH YEAR, THE AMOUNT OF MONEY SPENT
6 IN THE PREVIOUS CALENDAR YEAR ON POLITICAL ACTIVITY AND LOBBYING
7 EXPENSES. THE REPORT MUST INCLUDE A LIST OF EACH EXPENDITURE AND
8 THE SPECIFIC POLITICAL ACTIVITY OR LOBBYING EXPENSE FOR WHICH THE
9 MONEY WAS USED.

10 **SECTION 4. Act subject to petition - effective date.** This act
11 takes effect at 12:01 a.m. on the day following the expiration of the
12 ninety-day period after final adjournment of the general assembly (August
13 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a
14 referendum petition is filed pursuant to section 1 (3) of article V of the
15 state constitution against this act or an item, section, or part of this act
16 within such period, then the act, item, section, or part will not take effect
17 unless approved by the people at the general election to be held in
18 November 2020 and, in such case, will take effect on the date of the
19 official declaration of the vote thereon by the governor.