

CHAPTER 73

EDUCATION - PUBLIC SCHOOLS

SENATE BILL 15-051

BY SENATOR(S) Todd, Heath, Hill, Merrifield, Cadman;
also REPRESENTATIVE(S) Priola, Fields, Mitsch Bush, Roupe, Salazar, Singer, Wilson.

AN ACT

CONCERNING LEGAL RECOURSE FOR A STUDENT WHO IS SANCTIONED OR FOUND INELIGIBLE TO PARTICIPATE IN AN EXTRACURRICULAR ACTIVITY.

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

SECTION 1. In Colorado Revised Statutes, 22-32-116.5, **amend** (9.5) (b) as follows:

22-32-116.5. Extracurricular and interscholastic activities - definitions.
(9.5) (b) A student who has completed the appeal process described in paragraph (a) of this subsection (9.5) may ~~file a petition or complaint with a group of sitting or retired judges or other group of neutral arbitrators approved by the school, school district, or any organization or association to which the school or school district belongs. In rendering his or her decision, the judge or arbitrator shall consider whether any rule was properly applied to the student and whether a waiver of any rule should be granted. A final decision shall be rendered by the judge or arbitrator no later than thirty days after the filing of the petition or complaint and shall be binding on the student, the school, the school district, and any association or organization to which the school or school district belongs. Any cost associated with a judge or arbitrator shall be charged equally to the student and any association or organization to which the school or school district belong~~ **SEEK A PRELIMINARY INJUNCTION OR RESTRAINING ORDER FROM A COURT OF COMPETENT JURISDICTION.**

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 (August 5, 2015, if adjournment sine die is on May 6, 2015); except that, if a referendum petition is filed pursuant to section 1 (3)

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

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 held in November 2016 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: April 3, 2015