

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

REREVISED

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

LLS NO. 26-0983.01 Veronica Parish x2606

HOUSE BILL 26-1428

HOUSE SPONSORSHIP

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House Committees
Appropriations

Senate Committees
Appropriations

A BILL FOR AN ACT

101 **CONCERNING MEASURES TO IMPROVE THE ADMINISTRATION OF**
102 **PUBLICLY FUNDED PROGRAMS AVAILABLE TO STUDENTS WHO**
103 **ARE NOT FULL-TIME IN-PERSON STUDENTS, AND, IN CONNECTION**
104 **THEREWITH, REQUIRING THE DEPARTMENT OF EDUCATION TO**
105 **REPORT ON ONLINE AND PART-TIME ENRICHMENT EDUCATIONAL**
106 **PROGRAMS AND AUTHORIZING AN EXTENSION OF THE**
107 **DESIGNATION OF A BOARD OF COOPERATIVE SERVICES TO**
108 **ADMINISTER THE STATEWIDE SUPPLEMENTAL ONLINE AND**
109 **BLENDED LEARNING PROGRAM.**

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

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.

SENATE
3rd Reading Unamended
May 8, 2026

SENATE
Amended 2nd Reading
May 7, 2026

HOUSE
3rd Reading Unamended
May 5, 2026

HOUSE
2nd Reading Unamended
May 4, 2026

applies to the reengrossed version of this bill will be available at [http://leg.colorado.gov/.](http://leg.colorado.gov/))

Joint Budget Committee. The bill requires the department of education (department) to submit a report to the joint budget committee regarding part-time enrichment programs and single- and multi-district online education programs, including online schools, online programs, and supplemental online courses offered by schools where students are also served on campus.

Under existing law, the statewide supplemental online and blended learning program is administered by a board of cooperative services (administering BOCES) designated by the department, and the department reviews the designation every 5 years. The bill gives the department the option and authority to extend the authorization for the current administering BOCES for up to 2 additional years prior to initiating a new 5-year designation.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 22-1-151 as
3 follows:

4 **22-1-151. Online education - part-time enrichment program**
5 **- report - definitions - repeal.**

6 (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
7 REQUIRES:

8 (a) "IN-PERSON SCHOOL" MEANS A SCHOOL WHERE STUDENTS
9 ATTEND IN PERSON ON THE SCHOOL CAMPUS FOR INSTRUCTION, WHICH
10 SCHOOL MAY ALSO OFFER ONLINE PROGRAMS OR COURSES.

11 (b) "LOCAL EDUCATION PROVIDER" HAS THE MEANING SET FORTH
12 IN SECTION 22-7-1003.

13 (c) "MULTI-DISTRICT ONLINE SCHOOL" HAS THE MEANING SET
14 FORTH IN SECTION 22-30.7-102.

15 (d) "ONLINE PROGRAM" HAS THE MEANING SET FORTH IN SECTION
16 22-30.7-102.

1 (e) "ONLINE SCHOOL" HAS THE MEANING SET FORTH IN SECTION
2 22-30.7-102.

3 (f) "SINGLE-DISTRICT ONLINE SCHOOL" HAS THE MEANING SET
4 FORTH IN SECTION 22-30.7-102.

5 (g) "SUPPLEMENTAL PROGRAM" HAS THE MEANING SET FORTH IN
6 SECTION 22-30.7-102.

7 (2) ON OR BEFORE NOVEMBER 1, 2026, THE DEPARTMENT OF
8 EDUCATION SHALL SUBMIT A REPORT TO THE JOINT BUDGET COMMITTEE
9 REGARDING SINGLE-DISTRICT AND MULTI-DISTRICT ONLINE SCHOOLS AND
10 PART-TIME ENRICHMENT PROGRAMS.

11 (3) THE REPORT MUST INCLUDE THE FOLLOWING INFORMATION
12 PERTAINING TO ONLINE SCHOOLS, ONLINE PROGRAMS, AND SUPPLEMENTAL
13 ONLINE COURSES OFFERED BY IN-PERSON SCHOOLS:

14 (a) DESCRIPTIONS OF THE VARIOUS INSTRUCTIONAL AND
15 FINANCIAL MODELS THROUGH WHICH ONLINE SCHOOLS, ONLINE
16 PROGRAMS, AND SUPPLEMENTAL PROGRAMS ARE USED TO PROVIDE
17 COURSE CREDIT IN K-12 PUBLIC EDUCATION, INCLUDING FULL-TIME
18 ENROLLMENT, PART-TIME ENROLLMENT, SUPPLEMENTAL COURSEWORK,
19 AND CONCURRENT ENROLLMENT;

20 (b) DATA ON THE NUMBER OF STUDENTS AND PERCENTAGE OF
21 STUDENTS RECEIVING ONLINE INSTRUCTION THROUGH ONLINE SCHOOLS,
22 ONLINE PROGRAMS, AND SUPPLEMENTAL PROGRAMS OFFERED BY
23 IN-PERSON SCHOOLS;

24 (c) COMMON COURSE DELIVERY METHODS, INCLUDING
25 SYNCHRONOUS AND ASYNCHRONOUS INSTRUCTION;

26 (d) COMMON CONTRACTUAL AND OTHER FINANCIAL
27 ARRANGEMENTS THROUGH WHICH COURSES ARE DELIVERED;

1 (e) THE ACADEMIC QUALITY OF ONLINE PROGRAMS AND THE
2 ACADEMIC PERFORMANCE OF STUDENTS ENROLLED IN ONLINE SCHOOLS,
3 ONLINE PROGRAMS, AND SUPPLEMENTAL PROGRAMS, IN COMPARISON TO
4 OTHER PUBLIC SCHOOL STUDENTS, TO THE EXTENT DATA IS AVAILABLE.
5 THIS MAY INCLUDE ANALYSIS OF DATA RELATED TO:

6 (I) STUDENT PARTICIPATION IN STATE ASSESSMENTS, INCLUDING
7 THE NUMBER AND PERCENTAGE OF STUDENTS ENROLLED IN ONLINE
8 SCHOOLS OR ONLINE PROGRAMS WHO OPT OUT OF STATE ASSESSMENTS, AS
9 PERMITTED UNDER STATE LAW;

10 (II) STATE ACCOUNTABILITY METRICS;

11 (III) STUDENT PERSISTENCE;

12 (IV) STUDENT POSTSECONDARY OUTCOMES, SUCH AS
13 MATRICULATION TO FOUR-YEAR INSTITUTIONS OR OTHER POSTSECONDARY
14 PATHWAYS; AND

15 (V) SUPPLEMENTAL DATA, SUCH AS STUDENT-TO-TEACHER RATIOS
16 IN ONLINE SCHOOLS, ONLINE PROGRAMS, AND SUPPLEMENTAL PROGRAMS;

17 (f) OPTIONS AND RECOMMENDATIONS FOR COLLECTING
18 ADDITIONAL DATA ON A TEMPORARY OR ONGOING BASIS TO ENHANCE
19 LOCAL EDUCATION PROVIDER, COMMUNITY, AND STATE BOARD OF
20 EDUCATION VISIBILITY AND OVERSIGHT OF ONLINE SCHOOL AND ONLINE
21 PROGRAM QUALITY;

22 (g) A FISCAL ANALYSIS COMPARING STATE PAYMENT FOR ONLINE
23 SCHOOLS, ONLINE PROGRAMS, AND SUPPLEMENTAL PROGRAMS AGAINST
24 ACTUAL COSTS INCURRED. THE REPORT MAY INDICATE WHETHER
25 EXPENDITURES VARY SIGNIFICANTLY FOR DIFFERENT TYPES OF PROGRAMS.

26 (h) OPTIONS AND RECOMMENDATIONS FOR:

27 (I) OVERSIGHT STRUCTURES FOR ONLINE PROGRAMS THAT TAKE

1 INTO ACCOUNT THE OPERATIONAL REALITIES OF ONLINE EDUCATION WHILE
2 SUPPORTING HIGH-QUALITY OUTCOMES FOR STUDENTS; AND

3 (II) FUNDING CHANGES NECESSARY TO ADDRESS SIGNIFICANT
4 DISPARITIES BETWEEN PROGRAM EXPENDITURES AND PER PUPIL STATE
5 PAYMENTS FOR ONLINE SCHOOLS, ONLINE PROGRAMS, AND SUPPLEMENTAL
6 PROGRAMS TO ENSURE APPROPRIATE USE OF PUBLIC RESOURCES.

7 (4) (a) TO PROVIDE ADDITIONAL INFORMATION ON THE QUALITY OF
8 ONLINE PROGRAMS AND ONLINE SCHOOLS, LOCAL EDUCATION PROVIDERS
9 MAY SUBMIT SUPPLEMENTAL MATERIALS ABOUT ONLINE PROGRAMS AND
10 ONLINE SCHOOLS THAT INCLUDE, BUT ARE NOT LIMITED TO:

11 (I) INDIVIDUAL STUDENT ACADEMIC GROWTH MEASURED
12 YEAR-OVER-YEAR;

13 (II) INDIVIDUAL STUDENT PROGRESS TOWARD GRADUATION EACH
14 ACADEMIC YEAR;

15 (III) SCHOOL LEVEL PROGRAMS FOCUSED ON ONBOARDING,
16 STUDENT SUPPORT, AND LEARNER ENGAGEMENT;

17 (IV) HIGH SCHOOL PROGRAMMING DESIGNED TO EQUIP STUDENTS
18 FOR EMPLOYMENT, MILITARY ENLISTMENT, OR HIGHER EDUCATION; AND

19 (V) ALIGNMENT OF PROGRAM OFFERINGS TO NATIONAL
20 STANDARDS IN ONLINE LEARNING, SUCH AS NATIONAL STANDARDS FOR
21 QUALITY ONLINE PROGRAMS.

22 (b) TO PROVIDE ADDITIONAL INFORMATION ON THE COST OF
23 ONLINE PROGRAMS AND ONLINE SCHOOLS, LOCAL EDUCATION PROVIDERS
24 MAY SUBMIT ANALYSIS OF EXPENDITURES UNIQUE TO ONLINE SCHOOLS
25 AND ONLINE PROGRAMS AND AN ANALYSIS OF THE AMOUNT OF OVERALL
26 FUNDING RECEIVED ON A PER PUPIL BASIS FOR THE STUDENTS ENROLLED
27 IN ONLINE SCHOOLS AND ONLINE PROGRAMS COMPARED TO THE AMOUNT

1 OF OVERALL FUNDING, INCLUDING, WITHOUT EXCEPTION, LOCAL, STATE,
2 AND FEDERAL FUNDING; CATEGORICAL FUNDING; AND WEIGHTED FUNDING
3 RECEIVED ON A PER-PUPIL BASIS FOR STUDENTS ENROLLED IN
4 TRADITIONAL PUBLIC SCHOOLS.

5 (c) TO PROVIDE ADDITIONAL INFORMATION ON THE ENROLLMENT
6 OF ONLINE PROGRAMS AND ONLINE SCHOOLS, LOCAL EDUCATION
7 PROVIDERS MAY SUBMIT INFORMATION PURSUANT TO THIS SECTION
8 DISAGGREGATED BY OVERALL ENROLLMENT, ECONOMICALLY
9 DISADVANTAGED STATUS, ACADEMIC STANDING AT ENROLLMENT,
10 UNDER-CREDITED STATUS AT ENROLLMENT, MOBILITY, AND REASON FOR
11 ENROLLMENT.

12 (5) CONCERNING PART-TIME ENRICHMENT PROGRAMS, THE REPORT
13 MUST:

14 (a) DESCRIBE AND CATEGORIZE VARIOUS TYPES OF PART-TIME
15 ENRICHMENT PROGRAMS AND MODES OF DELIVERY AND INDICATE WHICH
16 TYPES OF PROGRAMS ARE MOST PREVALENT;

17 (b) ADDRESS TO WHAT EXTENT THESE PROGRAMS ARE FOR
18 ACTIVITIES THAT ARE PROVIDED FOR FULL-TIME STUDENTS VERSUS
19 ACTIVITIES THAT ARE PROVIDED SEPARATELY FOR PART-TIME ENRICHMENT
20 STUDENTS;

21 (c) ADDRESS TO WHAT EXTENT THESE ACTIVITIES ARE ALIGNED TO
22 SUBJECTS IN WHICH STATE STANDARDS EXIST;

23 (d) COMPARE FUNDED SEAT-TIME TO ACTUAL SEAT-TIME. IF THE
24 DEADLINE TO SUBMIT THE REPORT DOES NOT ALLOW FOR ADEQUATE TIME
25 TO ADDRESS THE SEAT-TIME COMPARISON IN THE REPORT, THE REPORT
26 MUST INCORPORATE REASONABLE ESTIMATES AND IDENTIFY OPTIONS FOR
27 IMPROVING DATA QUALITY.

1 (e) INCLUDE OPTIONS AND RECOMMENDATIONS FOR CURTAILING
2 PROGRAM COSTS AND IMPROVING PROGRAM OVERSIGHT TO ENSURE
3 APPROPRIATE USE OF PUBLIC RESOURCES; AND

4 (f) ADDRESS WHETHER THE SAME PROGRAMS ARE ALSO AVAILABLE
5 FREE OF COST TO THE SCHOOL'S FULL-TIME STUDENTS WHO ARE SERVED ON
6 CAMPUS.

7 (6) TO ASSIST IN EVALUATING THE IMPACT OF THE STATEWIDE
8 SUPPLEMENTAL ONLINE AND BLENDED LEARNING PROGRAM CREATED IN
9 SECTION 22-5-119, THE DEPARTMENT OF EDUCATION SHALL USE DATA
10 COLLECTED PURSUANT TO SECTION 22-5-119 (4)(c).

11 (7) (a) THE DEPARTMENT OF EDUCATION MAY ACCESS DATA IT
12 ALREADY COLLECTS AND COLLECT ADDITIONAL DATA IT DEEMS
13 NECESSARY TO SATISFY THE REPORTING REQUIREMENTS OF THIS SECTION.

14 (b) LOCAL EDUCATION PROVIDERS SHALL PROVIDE ACCURATE
15 SURVEY RESPONSES, CONTRACTS, AND OTHER FINANCIAL DOCUMENTATION
16 RELATED TO ONLINE EDUCATION AND PART-TIME ENRICHMENT PROGRAMS
17 REQUESTED BY THE DEPARTMENT OF EDUCATION PURSUANT TO THIS
18 SECTION.

19 (8) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2027.

20 **SECTION 2.** In Colorado Revised Statutes, 22-5-119, **add** (4)(c)
21 and (12) as follows:

22 **22-5-119. Statewide supplemental online and blended learning**
23 **program - contract - legislative declaration - definitions - repeal.**

24 (4) (c) (I) NOTWITHSTANDING SUBSECTION (4)(a) OF THIS SECTION,
25 THE DEPARTMENT MAY EXTEND THE AUTHORIZATION FOR THE
26 ADMINISTERING BOCES THAT IS ADMINISTERING THE PROGRAM ON THE
27 EFFECTIVE DATE OF THIS SECTION FOR UP TO TWO ADDITIONAL YEARS

1 PRIOR TO INITIATING A NEW FIVE-YEAR DESIGNATION.

2 (II) THIS SUBSECTION (4)(c) IS REPEALED, EFFECTIVE JULY 1, 2028.

3 (12) TO ASSIST THE STATE IN EVALUATING THE IMPACT AND
4 OUTCOMES OF THE STATEWIDE SUPPLEMENTAL ONLINE AND BLENDED
5 LEARNING PROGRAM, AT THE DEPARTMENT'S REQUEST, LOCAL EDUCATION
6 PROVIDERS SHALL PROVIDE STUDENT IDENTIFICATION NUMBERS AND
7 OTHER STUDENT-LEVEL DATA FOR STUDENTS PARTICIPATING IN THE
8 STATEWIDE SUPPLEMENTAL ONLINE AND BLENDED LEARNING PROGRAM TO
9 THE DEPARTMENT AND THE ADMINISTERING BOCES.

10 **SECTION 3. Safety clause.** The general assembly finds,
11 determines, and declares that this act is necessary for the immediate
12 preservation of the public peace, health, or safety or for appropriations for
13 the support and maintenance of the departments of the state and state
14 institutions.