

**First Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

REVISED

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

LLS NO. 19-1033.01 Nicole Myers x4326

SENATE BILL 19-253

SENATE SPONSORSHIP

Rankin, Moreno, Zenzinger, Cooke, Crowder, Garcia, Lundeen, Marble, Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, Woodward

HOUSE SPONSORSHIP

Esgar and Ransom, Hansen

Senate Committees
Appropriations

House Committees
Appropriations

A BILL FOR AN ACT

101 **CONCERNING SPECIFYING THAT THE DEPARTMENT OF EDUCATION IS**
102 **NOT A STATE AGENCY FOR PURPOSES OF THE OFFICE OF**
103 **INFORMATION TECHNOLOGY.**

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/>.)

Joint Budget Committee. Currently the department of education is included in the definition of "state agency" as used in the office of information technology (office) provisions. The bill excludes the department of education from this definition.

In addition, the bill clarifies that although the department of

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.

HOUSE
2nd Reading Unamended
April 29, 2019

SENATE
3rd Reading Unamended
April 25, 2019

SENATE
2nd Reading Unamended
April 24, 2019

education is not a state agency for purposes of the office, the chief information officer may enter into contracts with the department of education for the purpose of providing disaster recovery services.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-37.5-102, **amend**
3 (4) as follows:

4 **24-37.5-102. Definitions.** As used in this article 37.5, unless the
5 context otherwise requires:

6 (4) "State agency" means all of the departments, divisions,
7 commissions, boards, bureaus, and institutions in the executive branch of
8 the state government. "State agency" does not include the legislative or
9 judicial department, THE DEPARTMENT OF EDUCATION, the department of
10 law, the department of state, the department of the treasury, or
11 state-supported institutions of higher education.

12 **SECTION 2.** In Colorado Revised Statutes, 24-37.5-106, **amend**
13 (1.7) as follows:

14 **24-37.5-106. Chief information officer - duties and**
15 **responsibilities - broadband inventory fund created.** (1.7) The chief
16 information officer may enter into contracts with any local government,
17 state agency, or political subdivision of the state, including the legislative
18 and judicial departments, THE DEPARTMENT OF EDUCATION, the
19 department of law, the department of state, the department of treasury, or
20 state-supported institutions of higher education, for the purpose of
21 providing disaster recovery services.

22 **SECTION 3. Act subject to petition - effective date.** This act
23 takes effect at 12:01 a.m. on the day following the expiration of the
24 ninety-day period after final adjournment of the general assembly (August

1 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a
2 referendum petition is filed pursuant to section 1 (3) of article V of the
3 state constitution against this act or an item, section, or part of this act
4 within such period, then the act, item, section, or part will not take effect
5 unless approved by the people at the general election to be held in
6 November 2020 and, in such case, will take effect on the date of the
7 official declaration of the vote thereon by the governor.