

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

REREVISED

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

LLS NO. 20-0971.01 Conrad Imel x2313

HOUSE BILL 20-1301

HOUSE SPONSORSHIP

McLachlan, Bird, Buckner, Buentello, Cutter, Duran, Exum, Froelich, Gray, Kipp, Lontine, McCluskie, Michaelson Jenet, Valdez D., Woodrow, Young

SENATE SPONSORSHIP

Sonnenberg, Bridges, Coram, Crowder, Fenberg, Fields, Foote, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Lee, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Smallwood, Story, Tate, Todd, Williams A., Winter, Zenzinger

House Committees
Education

Senate Committees
Education

A BILL FOR AN ACT

101 **CONCERNING ELECTRONIC ATTENDANCE IN MEETINGS OF SCHOOL**
102 **DISTRICT BOARDS OF EDUCATION.**

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>.)

Under existing law, a school district board of education (board) may adopt a policy that allows board members to participate in board meetings electronically, but a quorum of board members is required to be physically present in one location to convene a meeting. The bill requires that board members attending electronically be included in the number of members present necessary to convene a meeting.

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.

SENATE
3rd Reading Unamended
March 14, 2020

SENATE
Amended 2nd Reading
March 13, 2020

HOUSE
3rd Reading Unamended
March 4, 2020

HOUSE
2nd Reading Unamended
March 3, 2020

The bill expresses the general assembly's intent that a board's policy authorizing electronic participation include a procedure for ensuring that electronically participating members have real-time access to materials presented at the meeting.

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-32-108, **amend**
3 (7)(b) introductory portion, (7)(b)(I), (7)(b)(IV), and (7)(b)(V); and **add**
4 (7)(b)(VI) as follows:

5 **22-32-108. Meetings of the board of education - legislative**
6 **intent.** (7) (b) It is the intent of the general assembly that a board that
7 adopts a policy authorized in ~~paragraph (a) of this subsection (7)~~
8 SUBSECTION (7)(a) OF THIS SECTION to allow board members to attend and
9 participate electronically in regular or special board meetings ~~will ensure~~
10 ENSURES that the policy:

11 (I) Requires a quorum of the board, ~~to be~~ INCLUDING MEMBERS
12 physically present ~~in one location~~ AND MEMBERS ATTENDING
13 ELECTRONICALLY, to convene a meeting;

14 (IV) Requires the board to have technology in place that ~~will~~
15 ~~ensure~~ ENSURES that members of the public can hear the comments made
16 by a board member who attends the meeting electronically and that the
17 board member can hear comments made by the public; ~~and~~

18 (V) Clearly describes the methods by which a board member may
19 attend a meeting electronically, which methods may include attendance
20 via telephone, video conferencing, or other electronic means; AND

21 (VI) REQUIRES THE BOARD TO HAVE A PROCEDURE IN PLACE TO
22 ENSURE THAT A BOARD MEMBER WHO ATTENDS THE MEETING
23 ELECTRONICALLY HAS REAL-TIME ACCESS TO ANY MATERIALS THAT ARE

1 PRESENTED AND AVAILABLE TO MEMBERS WHO ARE PHYSICALLY PRESENT
2 AT THE MEETING.

3 **SECTION 2. Safety clause. The general assembly hereby finds,**
4 **determines, and declares that this act is necessary for the immediate**
5 **preservation of the public peace, health, or safety.**