

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

REVISED

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

LLS NO. 22-0912.01 Alana Rosen x2606

SENATE BILL 22-171

SENATE SPONSORSHIP

Bridges and Priola, Buckner, Coleman, Donovan, Fenberg, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Lee, Moreno, Pettersen, Story, Winter, Zenzinger

HOUSE SPONSORSHIP

McLachlan and Kipp,

Senate Committees
Education

House Committees
Education

A BILL FOR AN ACT

101 **CONCERNING RESTRICTIONS ON MAKING PUBLIC THE PERSONAL**
102 **INFORMATION OF EDUCATORS AT RISK OF THREATS.**

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 adds educators to the list of protected persons whose personal information may be withheld from the internet if the protected person believes dissemination of such information poses an imminent and serious threat to the protected person or the safety of the protected person's immediate family.

Under current law, the "Colorado Open Records Act" (CORA)

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 28, 2022

SENATE
3rd Reading Unamended
April 21, 2022

SENATE
2nd Reading Unamended
April 20, 2022

definition of "personnel file" does not include the specific date of an educator's absence from work. The bill amends the CORA definition of "personnel file" to include the specific date of an educator's absence from work.

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

2 **SECTION 1.** In Colorado Revised Statutes, 18-9-313, **amend as**
3 **amended by House Bill 22-1041 (1) (n); and add (1)(b.5) as 18-9-313**
4 **is amended by House Bill 22-1041** as follows:

5 **18-9-313. Personal information on the internet - victims of**
6 **domestic violence, sexual assault, and stalking - other protected**
7 **persons - definitions.** (1) As used in this section, unless the context
8 otherwise requires:

9 (b.5) "EDUCATOR" MEANS A TEACHER, PRINCIPAL,
10 ADMINISTRATOR, SPECIAL SERVICES PROVIDER, AND AN EDUCATION
11 SUPPORT PROFESSIONAL, AS DEFINED IN SECTION 22-2-502 (1.5).

12 (n) "Protected person" means AN EDUCATOR, a code enforcement
13 officer, a human services worker, a public health worker, a child
14 representative, a health-care worker, an officer or agent of the state
15 bureau of animal protection, an animal control officer, an office of the
16 respondent parents' counsel staff member or contractor, a judge, a peace
17 officer, a prosecutor, a public defender, or a public safety worker.

18 **SECTION 2.** In Colorado Revised Statutes, 24-72-202, **amend**
19 **(4.5) as follows:**

20 **24-72-202. Definitions.** As used in this part 2, unless the context
21 otherwise requires:

22 (4.5) "Personnel files" means and includes home addresses,
23 telephone numbers, financial information, a disclosure of an intimate

1 relationship filed in accordance with the policies of the general assembly,
2 other information maintained because of the employer-employee
3 relationship, and other documents specifically exempt from disclosure
4 ~~under~~ PURSUANT TO this part 2 or any other provision of law.
5 "PERSONNEL FILES" INCLUDES THE SPECIFIC DATE OF AN EDUCATOR'S
6 ABSENCE FROM WORK. "EDUCATOR" HAS THE SAME MEANING AS SET
7 FORTH IN SECTION 18-9-313 (1)(b.5). "Personnel files" does not include
8 applications of past or current employees, employment agreements, any
9 amount paid or benefit provided incident to termination of employment,
10 performance ratings, final sabbatical reports required ~~under~~ PURSUANT TO
11 section 23-5-123, or any compensation, including expense allowances and
12 benefits, paid to employees by the state, its agencies, institutions, or
13 political subdivisions.

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