A BILL FOR AN ACT

CONCERNING THE CONTENT OF MATERIAL AVAILABLE IN LIBRARIES, AND, IN CONNECTION THERewith, REQUIRING NOTICE OF CHALLENGED MATERIAL TO BE PUBLISHED ON THE INTERNET, ESTABLISHING A PROCESS FOR RECONSIDERATION OF CHALLENGED MATERIAL, AND PREVENTING DISCRIMINATION IN A LIBRARY’S DISPLAYS, ACQUISITION STANDARDS, PUBLIC MEETING SPACES, AND RETENTION POLICIES.

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 establishes a process by which a student, parent, or
member of the community may object to a library resource in a school or public library. Each library resource that is reconsidered pursuant to the process must be evaluated based on standards applied by a committee for school libraries and a director of a public library. Members of the committee for school libraries are appointed by the superintendent of the school district, and the committee covers reconsideration requests in all schools in the district. For public libraries, the director is selected by the library's board of trustees and covers the library or libraries in the library district.

A library resource may not be removed while a request for reconsideration is pending. A principal, librarian, media specialist, other employee, contractor, or volunteer may refuse a directive to remove a library resource if such an individual has a good faith belief that the directive conflicts with law or policy established pursuant to the bill, and such an individual may not be subjected to retaliation.

The bill prevents the state board of education from waiving the requirements of the bill as they are applied to public schools, district charter schools, and institute charter schools.

The bill specifies that it is a discriminatory practice and unlawful for anyone to discriminate against anyone in the selection, retention, reconsideration, or display of a library resource.

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

SECTION 1. Legislative declaration. (1) The general assembly hereby finds and declares that:

(a) Parents should be actively involved in their child's education at school;

(b) Parents and members of the community have challenged the inclusion of library resources in libraries, including public and school libraries, and have demanded removal of library resources;

(c) Librarians have removed library resources based on parents' objections or objections from members of the community;

(d) Removal of a library resource prevents others from examining, enjoying, and learning from the removed library resource; and

(e) A library should not compromise the learning opportunities of
others by precluding them from using a library resource unless pursuant
to a reconsideration process.

(2) Therefore, it is in the best interest of Coloradans to provide
library resource removal standards and establish a process for a person to
object to a library resource in a library.

SECTION 2. In Colorado Revised Statutes, add 22-1-144 as
follows:

22-1-144. School library - content - reconsideration -
committee - definitions. (1) (a) As used in this section, unless the
context otherwise requires:

(I) "Committee" means a group of individuals appointed
pursuant to this section by a superintendent of a school district
to evaluate a request for reconsideration of a library resource
by a student or a parent of a student at any public school
located within the geographical boundaries of the school
district.

(II) "Library resource" means material, both print and
non-print, found in a library that supports curricular and
personal information needs. Print items include books,
magazines, newspapers, pamphlets, microfiche, or microfilm.
Non-print items include films, disc records, filmstrips, slides,
prints, audiotapes, videotapes, compact discs, and computer
software.

(III) "Parent" means a biological or adoptive mother or
father or stepmother or stepfather of a child or any other
individual having legal or physical custody of a child.

(b) On or before January 1, 2025, a superintendent shall
APPOINT THE FOLLOWING MEMBERS TO THE COMMITTEE:

(I) One administrator of the school district to act as chair of the committee;

(II) One teacher at an elementary school in the school district, one teacher at a middle school in the school district, and one teacher at a high school in the school district;

(III) One parent who is a member of the school district’s district accountability committee;

(IV) One student or recent graduate of a school in the school district;

(V) Three parents of students representative of a minority group described in section 22-1-104 (1)(a) whose children attend a school in the school district;

(VI) One principal or designee of a principal of an elementary school in the school district, one principal or designee of a principal of a middle school in the school district, and one principal or designee of a principal of a high school in the school district; and

(VII) One librarian of a school in the school district.

(c) (I) A teacher appointed pursuant to subsection (1)(b)(II) of this section shall participate in and vote on a request for reconsideration only to the extent that the library resource being reconsidered is from the type of school that the teacher represents.

(II) A principal or designee of a principal appointed pursuant to subsection (1)(b)(VI) of this section shall participate in and vote on a request for reconsideration only to the extent
THAT THE LIBRARY RESOURCE BEING RECONSIDERED IS FROM THE TYPE OF SCHOOL THAT THE PRINCIPAL REPRESENTS.

(2) A COMMITTEE MAY SET ITS OWN RULES OF PROCEDURE, EXCEPT AS PROVIDED IN SUBSECTION (7) OF THIS SECTION.

(3) A COMMITTEE MEMBER SERVES A TWO-YEAR TERM BUT MAY BE REAPPOINTED FOR ANY NUMBER OF TERMS.

(4) A COMMITTEE SHALL CREATE A FORM THAT CONTAINS THE FOLLOWING INFORMATION THAT SHALL BE USED FOR ANY REQUEST FOR RECONSIDERATION ABOUT A LIBRARY RESOURCE:

(a) The library resource for which the school receives a written request for reconsideration about its content;

(b) The specific request for reconsideration received;

(c) The name of the student or parent of a student making the request for reconsideration, which shall not be published on the school district's website;

(d) The relationship between the student or parent of a student and the school in which the library resource is complained about; and

(e) The final disposition of the request for reconsideration, including any library resource discontinued, restricted, or removed as a result of a request for reconsideration.

(5) A COMMITTEE SHALL EVALUATE EACH REQUEST FOR RECONSIDERATION SUBMITTED TO A SCHOOL BASED ON THE SCHOOL LIBRARY'S COMPLIANCE WITH THE FOLLOWING STANDARDS:

(a) Providing library resources for the interest, information, and enlightenment of all students attending the
SCHOOL. A LIBRARY RESOURCE SHALL NOT BE EXCLUDED BECAUSE OF THE ETHNIC ORIGIN, ETHNIC BACKGROUND, OR GENDER IDENTITY OF THOSE CONTRIBUTING TO ITS CREATION.

(b) PRESENTING A LIBRARY RESOURCE WITH ALL POINTS OF VIEW ABOUT CURRENT AND HISTORICAL ISSUES. A LIBRARY RESOURCE SHALL NOT BE PROSCRIBED OR REMOVED BECAUSE OF PARTISAN OR DOCTRINAL DISAPPROVAL.

(c) CHALLENGING CENSORSHIP IN THE FULFILLMENT OF THE RESPONSIBILITY TO PROVIDE INFORMATION AND ENLIGHTENMENT;

(d) CONSULTING WITH AND CONSIDERING PERSPECTIVES OF MARGINALIZED GROUPS, INCLUDING THOSE IDENTIFIED IN SECTION 22-1-104 (1)(a);

(e) PROVIDING ACCESS TO A LIBRARY RESOURCE REGARDLESS OF AN INDIVIDUAL'S AGE, BACKGROUND, POLITICAL OR RELIGIOUS VIEWS, DISABILITY, RACE, COLOR, SEX, SEXUAL ORIENTATION, GENDER IDENTITY, GENDER EXPRESSION, MARITAL STATUS, NATIONAL ORIGIN, OR ANCESTRY;

(f) FOR A LIBRARY THAT PROVIDES FACILITIES TO THE PUBLIC, MAKING THE FACILITIES AVAILABLE ON AN EQUITABLE BASIS, REGARDLESS OF THE BELIEFS OR AFFILIATIONS OF INDIVIDUALS OR GROUPS REQUESTING THEIR USE;

(g) ADVOCATING FOR, EDUCATING ABOUT, AND PROTECTING AN INDIVIDUAL'S PRIVACY IN LIBRARY USE DATA, INCLUDING PERSONALLY IDENTIFIABLE INFORMATION, EXCEPT AS REQUIRED BY THE "FAMILY EDUCATION RIGHTS AND PRIVACY ACT", 20 U.S.C. SEC.1232 G; AND

(h) PROHIBITING DISCRIMINATION BASED ON AGE, BACKGROUND, POLITICAL OR RELIGIOUS VIEWS, ORIGIN, DISABILITY, RACE, COLOR, SEX, SEXUAL ORIENTATION, GENDER IDENTITY, GENDER EXPRESSION, MARITAL
STATUS, NATIONAL ORIGIN, OR ANCESTRY IN THE SELECTION AND
RETENTION OF LIBRARY RESOURCES, DISPLAYS, ACQUISITION STANDARDS,
AND PUBLIC MEETING SPACES.

(6) UPON RECEIVING A RECONSIDERATION REQUEST FROM A
STUDENT OR PARENT OF A STUDENT THAT IS ATTENDING A SCHOOL IN THE
SCHOOL DISTRICT, THE COMMITTEE SHALL:

(a) REQUIRE ALL MEMBERS OF THE COMMITTEE TO READ, VIEW, OR
LISTEN TO THE LIBRARY RESOURCE THAT IS THE SUBJECT OF THE REQUEST
FOR RECONSIDERATION;

(b) HOLD A HEARING THAT INCLUDES THE INDIVIDUAL MAKING THE
REQUEST FOR RECONSIDERATION AND ANY SCHOOL EMPLOYEES WHO ARE
INVOLVED IN THE RECONSIDERATION REQUEST OR WHO FEEL THAT THEY
ARE AFFECTED BY THE RECONSIDERATION REQUEST;

(c) IF MULTIPLE REQUESTS CONCERNING THE SAME LIBRARY
RESOURCE ARE LODGED, ALLOW CONSOLIDATION OF THE REQUESTS IN ONE
HEARING AT THE COMMITTEE'S DISCRETION;

(d) ESTABLISH RULES, TIME REQUIREMENTS, AND OTHER
PROCEDURES IN CONNECTION WITH A HEARING;

(e) ALLOW STATEMENTS FROM INTERESTED INDIVIDUALS AND
EXPERT WITNESSES AT THE COMMITTEE'S DISCRETION;

(f) CONSIDER WHETHER THE LIBRARY RESOURCE COMPLIES WITH
THE STANDARDS SET FORTH IN THIS SECTION AND THE RELATED POLICIES;

AND

(g) ISSUE A FINAL DISPOSITION FOR EACH RECONSIDERATION
REQUEST WITHIN NINETY DAYS OF THE HEARING REQUIRED BY SUBSECTION
(6)(b) OF THIS SECTION.

(7) A LIBRARY RESOURCE EVALUATED FOR RECONSIDERATION MAY
BE REMOVED ONLY UPON UNANIMOUS CONSENT OF THE COMMITTEE.

(8) ONLY A STUDENT ATTENDING A SCHOOL OR A PARENT OF A STUDENT ATTENDING A SCHOOL MAY LODGE A REQUEST FOR RECONSIDERATION OF A LIBRARY RESOURCE, AND ONLY AS TO A LIBRARY RESOURCE AT THE SCHOOL LIBRARY OF THE SCHOOL THAT THE STUDENT ATTENDS.

(9) THE BLANK FORM, AND ANY COMPLETED FORM, MUST BE PUBLISHED ON THE SCHOOL DISTRICT'S WEBSITE EXCEPT AS OTHERWISE SPECIFIED IN THIS SECTION.

(10) AN INDIVIDUAL MUST COMPLETE THE FORM DEVELOPED AND POSTED ON THE SCHOOL DISTRICT'S WEBSITE FOR EACH LIBRARY RESOURCE FOR WHICH A REQUEST FOR RECONSIDERATION IS MADE. AN OBJECTION TO MULTIPLE DIFFERENT LIBRARY RESOURCES MUST BE LODGED AS A SEPARATE REQUEST FOR RECONSIDERATION FOR EACH LIBRARY RESOURCE.

(11) A LIBRARY RESOURCE FOR WHICH A REQUEST FOR RECONSIDERATION HAS BEEN LODGED MUST NOT BE DISCONTINUED, RESTRICTED, OR REMOVED UNTIL THE FINAL DISPOSITION OF THE REQUEST FOR RECONSIDERATION IS PUBLISHED ON THE SCHOOL DISTRICT'S WEBSITE.

(12) A PARENT MAY PRECLUDE THE PARENT'S OWN CHILD FROM USING A LIBRARY RESOURCE IN A SCHOOL LIBRARY BY PROVIDING WRITTEN NOTICE TO THE SCHOOL PRINCIPAL BUT MAY NOT PRECLUDE OTHER STUDENTS FROM USING THE LIBRARY RESOURCE EXCEPT TO THE EXTENT THAT THE LIBRARY RESOURCE IS REMOVED PURSUANT TO THE FINAL DISPOSITION OF A FORMALLY FILED REQUEST FOR RECONSIDERATION AT THE DIRECTION OF THE COMMITTEE AS PROVIDED IN THIS SECTION.

(13) A PRINCIPAL, SCHOOL LIBRARIAN, MEDIA SPECIALIST, OTHER EMPLOYEE, CONTRACTOR, OR VOLUNTEER AT A SCHOOL MAY REFUSE A
DIRECTIVE TO REMOVE A LIBRARY RESOURCE FROM A SCHOOL LIBRARY IF THE INDIVIDUAL HAS A REASONABLE GOOD FAITH BELIEF THAT THE DIRECTIVE CONFLICTS WITH APPLICABLE LAW OR POLICY PURSUANT TO THIS SECTION OR IF THE LIBRARY RESOURCE IS NOT SUBJECT TO REMOVAL PURSUANT TO THE FINAL DISPOSITION OF A REQUEST FOR RECONSIDERATION. A PRINCIPAL, SCHOOL LIBRARIAN, MEDIA SPECIALIST, OTHER EMPLOYEE, CONTRACTOR, OR VOLUNTEER AT A SCHOOL WHO REFUSES A DIRECTIVE TO REMOVE A LIBRARY RESOURCE FROM A SCHOOL LIBRARY IS NOT SUBJECT TO TERMINATION, DEMOTION, DISCIPLINE, OR RETALIATION FOR THE REFUSAL TO COMPLY IF THE INDIVIDUAL'S REFUSAL IS IN COMPLIANCE WITH THIS SECTION.

SECTION 3. In Colorado Revised Statutes, 22-2-117, amend (1)(b)(IX) and (1)(b)(X); and add (1)(b)(XI) as follows:

22-2-117. Additional power - state board - waiver of requirements - rules - definition. (1) (b) The state board shall not waive any of the requirements specified in any of the following statutory provisions:

(IX) Any provisions of section 22-1-128 relating to comprehensive human sexuality education content requirements; or

(X) Any provision of section 22-30.5-104 (3), 22-30.5-507 (3), 22-32-109 (1)(II), 22-32-110 (1)(k), 22-38-104 (1)(d), or 22-63-206 (1) relating to discrimination based on hair texture, hair type, or a protective hairstyle that is commonly or historically associated with race; or

(XI) ANY PROVISION IN SECTION 22-1-144 RELATING TO THE SELECTION AND RETENTION OF A LIBRARY RESOURCE IN A SCHOOL LIBRARY. FOR PURPOSES OF THIS SUBSECTION (1)(b)(XI), UNLESS THE CONTEXT OTHERWISE REQUIRES, "LIBRARY RESOURCE" MEANS MATERIAL,
BOTH PRINT AND NON-PRINT, FOUND IN A LIBRARY THAT SUPPORTS CURRICULAR AND PERSONAL INFORMATION NEEDS. PRINT ITEMS INCLUDE BOOKS, MAGAZINES, NEWSPAPERS, PAMPHLETS, MICROFICHE, OR MICROFILM. NON-PRINT ITEMS INCLUDE FILMS, DISC RECORDS, FILMSTRIPS, SLIDES, PRINTS, AUDIOTAPES, VIDEOTAPES, COMPACT DISCS, AND COMPUTER SOFTWARE.

SECTION 4. In Colorado Revised Statutes, 22-7-1005, add (2.2) as follows:

22-7-1005. Preschool through elementary and secondary education - aligned standards - adoption - revisions. (2.2) ON OR BEFORE JANUARY 1, 2025, THE STATE BOARD SHALL ADOPT STANDARDS THAT PROHIBIT A GOVERNING BOARD OF A SCHOOL DISTRICT, A BOARD OF COOPERATIVE SERVICES, OR THE GOVERNING BODY OF A CHARTER SCHOOL FROM REFUSING TO APPROVE, OR FROM PROHIBITING THE SELECTION OF, ANY TEXTBOOK, INSTRUCTIONAL MATERIAL, SUPPLEMENTAL INSTRUCTIONAL MATERIAL, OR OTHER CURRICULUM FOR CLASSROOM INSTRUCTION OR ANY BOOK OR OTHER RESOURCE IN A SCHOOL LIBRARY ON THE BASIS THAT IT INCLUDES STUDY OF THE ROLE AND CONTRIBUTIONS OF ANY INDIVIDUAL OR GROUP IDENTIFIED IN SECTION 22-1-104 (1)(a).

SECTION 5. In Colorado Revised Statutes, 22-30.5-104, amend (6)(c)(VIII) and (6)(c)(IX); and add (6)(c)(X) as follows:

22-30.5-104. Charter school - requirements - authority - rules - definitions. (6) (c) A school district, on behalf of a charter school, may apply to the state board for a waiver of a state statute or state rule that is not an automatic waiver. Notwithstanding any provision of this subsection (6) to the contrary, the state board may not waive any statute or rule relating to:
(VIII) Section 22-33-106.1 concerning suspension and expulsion of students in preschool through second grade; or

(IX) Subsection (3) of this section and sections 22-32-110 (1)(k) and 22-63-206 (1) relating to discrimination based on hair texture, hair type, or a protective hairstyle that is commonly or historically associated with race; or

(X) Any provision in section 22-1-144 relating to the selection and retention of a library resource in a school library. For purposes of this subsection (6)(c)(X), unless the context otherwise requires, "library resource" means material, both print and non-print, found in a library that supports curricular and personal information needs. Print items include books, magazines, newspapers, pamphlets, microfiche, or microfilm. Non-print items include films, disc records, filmstrips, slides, prints, audiotapes, videotapes, compact discs, and computer software.

SECTION 6. In Colorado Revised Statutes, 22-30.5-507, amend (7)(b)(VIII) and (7)(b)(IX); and add (7)(b)(X) as follows:

22-30.5-507. Institute charter school - requirements - authority - rules - definitions. (7) (b) An institute charter school may apply to the state board, through the institute, for a waiver of state statutes and state rules that are not automatic waivers. The state board may waive state statutory requirements or rules promulgated by the state board; except that the state board may not waive any statute or rule relating to:

(VIII) Section 22-33-106.1 concerning suspension and expulsion of students in preschool through second grade; or

(IX) Subsection (3) of this section and sections 22-32-110 (1)(k)
and 22-63-206 (1) relating to discrimination based on hair texture, hair
type, or a protective hairstyle that is commonly or historically associated
with race; or

(X) Any provision in section 22-1-144 relating to the
selection and retention of a library resource in a school
library. For purposes of this subsection (7)(b)(X), unless the
context otherwise requires, "library resource" means material,
both print and non-print, found in a library that supports
curricular and personal information needs. Print items include
books, magazines, newspapers, pamphlets, microfiche, or
microfilm. Non-print items include films, disc records, filmstrips,
slides, prints, audiotapes, videotapes, compact discs, and
computer software.

SECTION 7. In Colorado Revised Statutes, 24-90-109, amend
(1)(c) introductory portion, (1)(c)(II), and (1)(c)(III); and add (1)(c)(IV),
(1)(c)(V), (1)(c)(VI), (1)(c)(VII), (1)(c)(VIII), (5), and (6) as follows:


(1) The board of trustees shall:

(c) Employ a director and, upon the director's recommendation,
employ such other employees as may be necessary. The duties of the
director shall include: but not be limited to:

(II) Recommending individuals for employment by the board of
trustees; and

(III) Performing all other acts necessary for the orderly and
efficient management and control of the library;

(IV) Developing and requiring compliance by librarians
with policies that implement the following standards with
RESPECT TO THE SELECTION, RETENTION, AND RECONSIDERATION OF A
LIBRARY RESOURCE IN A LIBRARY CREATED PURSUANT TO THIS PART 1:

(A) PROVIDING A LIBRARY RESOURCE FOR THE INTEREST,
INFORMATION, AND ENLIGHTENMENT OF THE COMMUNITY. A LIBRARY
RESOURCE SHALL NOT BE EXCLUDED BECAUSE OF THE ETHNIC ORIGIN,
ETHNIC BACKGROUND, OR GENDER IDENTITY OF THOSE CONTRIBUTING TO
ITS CREATION;

(B) PRESENTING A LIBRARY RESOURCE WITH ALL POINTS OF VIEW
ABOUT CURRENT AND HISTORICAL ISSUES. A LIBRARY RESOURCE MUST
NOT BE PROSCRIBED OR REMOVED BECAUSE OF PARTISAN OR DOCTRINAL
DISAPPROVAL.

(C) CHALLENGING CENSORSHIP IN THE FULFILLMENT OF THE
RESPONSIBILITY TO PROVIDE INFORMATION AND ENLIGHTENMENT;

(D) CONSULTING WITH AND CONSIDERING PERSPECTIVES OF
MARGINALIZED GROUPS, INCLUDING THOSE IDENTIFIED IN SECTION
22-1-104 (1)(a);

(E) PROVIDING ACCESS TO A LIBRARY RESOURCE REGARDLESS OF
AN INDIVIDUAL'S AGE, BACKGROUND, POLITICAL OR RELIGIOUS VIEWS,
ORIGIN, DISABILITY, RACE, COLOR, SEX, SEXUAL ORIENTATION, GENDER
IDENTITY, GENDER EXPRESSION, MARITAL STATUS, NATIONAL ORIGIN, OR
ANCESTRY;

(F) FOR A LIBRARY THAT PROVIDES FACILITIES TO THE PUBLIC,
MAKING THE FACILITIES AVAILABLE ON AN EQUITABLE BASIS, REGARDLESS
OF THE BELIEFS OR AFFILIATIONS OF INDIVIDUALS OR GROUPS REQUESTING
THEM USE;

(G) ADVOCATING FOR, EDUCATING ABOUT, AND PROTECTING AN
INDIVIDUAL'S PRIVACY IN LIBRARY USE DATA, INCLUDING PERSONALLY
IDENTIFIABLE INFORMATION; AND

(H) PROHIBITING DISCRIMINATION BASED ON AGE, BACKGROUND, POLITICAL OR RELIGIOUS VIEWS, ORIGIN, DISABILITY, RACE, COLOR, SEX, SEXUAL ORIENTATION, GENDER IDENTITY, GENDER EXPRESSION, MARITAL STATUS, NATIONAL ORIGIN, OR ANCESTRY IN THE SELECTION AND RETENTION OF LIBRARY RESOURCES, DISPLAYS, ACQUISITION STANDARDS, AND PUBLIC MEETING SPACES.

(V) CREATING A FORM THAT CONTAINS THE FOLLOWING INFORMATION FOR ANY REQUEST FOR RECONSIDERATION ABOUT A LIBRARY RESOURCE:

(A) ANY LIBRARY RESOURCE FOR WHICH THE LIBRARY RECEIVES A WRITTEN REQUEST FOR RECONSIDERATION ABOUT ITS CONTENT. AN INDIVIDUAL MAY ONLY LODGE A REQUEST FOR RECONSIDERATION ABOUT A LIBRARY RESOURCE SELECTED OR RETAINED IN A LIBRARY LOCATED IN THE LIBRARY DISTRICT IN WHICH THE INDIVIDUAL RESIDES.

(B) THE SPECIFIC REQUEST FOR RECONSIDERATION RECEIVED;

(C) THE NAME OF THE INDIVIDUAL MAKING THE REQUEST FOR RECONSIDERATION, WHICH SHALL NOT BE PUBLISHED ON THE LIBRARY’S WEBSITE;

(D) THE RELATIONSHIP BETWEEN THE INDIVIDUAL AND THE LIBRARY IN WHICH THE LIBRARY RESOURCE IS COMPLAINED ABOUT;

(E) THE FINAL DISPOSITION OF THE REQUEST FOR RECONSIDERATION, INCLUDING WHETHER ANY LIBRARY RESOURCE IS DISCONTINUED, RESTRICTED, OR REMOVED AS A RESULT OF AN OBJECTION;

(F) THE REASON FOR DISCONTINUANCE, RESTRICTION, OR REMOVAL OF A LIBRARY RESOURCE; AND

(G) A DECISION ABOUT THE DISPOSITION OF A REQUEST FOR
RECONSIDERATION ABOUT A LIBRARY RESOURCE IN ACCORDANCE WITH
THE STANDARDS SET FORTH IN SUBSECTION (1)(c)(IV) OF THIS SECTION.

(VI) Requiring an individual to complete the form
developed and posted on the library's website for each library
resource for which a request for reconsideration is made. A
request for reconsideration about multiple library resources
must be lodged as a separate request for reconsideration for
each library resource.

(VII) Requiring the blank form, and any completed form,
to be published on the library's website except as specified in this
subsection (1); and

(VIII) Waiting to remove, discontinue, or restrict, any
library resource for which a request for reconsideration has
been lodged until the final disposition of the request for
reconsideration is published on the library's website.

(5) A librarian, media specialist, other employee,
contractor, or volunteer at a library may refuse a directive to
remove a library resource from a library if the individual has a
reasonable good faith belief that the directive is in conflict
with an applicable law or policy pursuant to subsection
(1)(c)(IV) of this section or if the library resource is not subject
to removal pursuant to the final disposition of a request for
reconsideration. A librarian, media specialist, other employee,
contractor, or volunteer at a library who refuses a directive
to remove a library resource from a library is not subject to
termination, demotion, discipline, or retaliation for the refusal
to comply if the individual's refusal is in compliance with this
SUBSECTION (5).

(6) FOR PURPOSES OF THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES, "LIBRARY RESOURCE" MEANS MATERIAL, BOTH PRINT AND NON-PRINT, FOUND IN A LIBRARY THAT SUPPORTS CURRICULAR AND PERSONAL INFORMATION NEEDS. PRINT ITEMS INCLUDE BOOKS, MAGAZINES, NEWSPAPERS, PAMPHLETS, MICROFICHE, OR MICROFILM. NON-PRINT ITEMS INCLUDE FILMS, DISC RECORDS, FILMSTRIPS, SLIDES, PRINTS, AUDIOTAPES, VIDEOTAPES, COMPACT DISCS, AND COMPUTER SOFTWARE.

SECTION 8. In Colorado Revised Statutes, 24-34-601, amend (2)(b); and add (2.7) as follows:

24-34-601. Discrimination in places of public accommodation - definition. (2) (b) A claim brought pursuant to paragraph (a) of this subsection (2) SUBSECTION (2)(a) OR (2.7) OF THIS SECTION that is based on disability is covered by the provisions of section 24-34-802.

(2.7) IT IS A DISCRIMINATORY PRACTICE AND UNLAWFUL FOR ANY PERSON TO DISCRIMINATE AGAINST ANY INDIVIDUAL OR GROUP IN THE SELECTION, RETENTION, RECONSIDERATION, OR DISPLAY OF A LIBRARY RESOURCE IN A LIBRARY. FOR PURPOSES OF THIS SUBSECTION (2.7), UNLESS THE CONTEXT OTHERWISE REQUIRES, "LIBRARY RESOURCE" MEANS MATERIAL, BOTH PRINT AND NON-PRINT, FOUND IN A LIBRARY THAT SUPPORTS CURRICULAR AND PERSONAL INFORMATION NEEDS. PRINT ITEMS INCLUDE BOOKS, MAGAZINES, NEWSPAPERS, PAMPHLETS, MICROFICHE, OR MICROFILM. NON-PRINT ITEMS INCLUDE FILMS, DISC RECORDS, FILMSTRIPS, SLIDES, PRINTS, AUDIOTAPES, VIDEOTAPES, COMPACT DISCS, COMPUTER SOFTWARE, AND PUBLIC MEETING SPACES.

SECTION 9. Safety clause. The general assembly finds,
determines, and declares that this act is necessary for the immediate
preservation of the public peace, health, or safety or for appropriations for
the support and maintenance of the departments of the state and state
institutions.