

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

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 24-0869.01 Jacob Baus x2173

**HOUSE BILL 24-1331**

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**HOUSE SPONSORSHIP**

**Taggart and Bacon,**

**SENATE SPONSORSHIP**

**Kirkmeyer and Bridges,**

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**House Committees**

Education  
Appropriations

**Senate Committees**

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**A BILL FOR AN ACT**

101      **CONCERNING THE CREATION OF A GRANT PROGRAM FOR ELIGIBLE**  
102                    **NONPROFIT ORGANIZATIONS TO PROVIDE OUT-OF-SCHOOL TIME**  
103                    **PROGRAMS TO STUDENTS.**

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**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 creates the out-of-school time program grant program (grant program) to provide grants to eligible 501 (c)(3) nonprofit organizations to provide academic enrichment and related services to public school students during times when school is not in session.

The department of education (department) is required to administer

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.

the grant program, and the state board of education is required to award grants, subject to available appropriations. The general assembly is required to appropriate \$5 million to the department in the 2024-25, 2025-26, and 2026-27 state fiscal years for the grant program.

Grants must be used for the purposes specified in the bill.

Grantees are required to annually report to the department, and the department is required to annually provide a report to the education committees of the house of representatives and the senate.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** article 105.5 to  
3 title 22 as follows:

4 **ARTICLE 105.5**

5 **Out-of-School Time Program Grant Program**

6 **22-105.5-101. Short title.** THE SHORT TITLE OF THIS ARTICLE  
7 105.5 IS THE "OUT-OF-SCHOOL TIME PROGRAM GRANT PROGRAM ACT".

8 **22-105.5-102. Legislative declaration.** (1) THE GENERAL  
9 ASSEMBLY FINDS THAT HIGH-QUALITY OUT-OF-SCHOOL TIME PROGRAMS  
10 PROVIDE ACADEMIC ENRICHMENT IN READING, LANGUAGE ARTS,  
11 MATHEMATICS, AND SCIENCE, AND PROVIDE PROGRAMS AND SERVICES  
12 THAT ARE DESIGNED TO REINFORCE AND COMPLEMENT SCHOOL-BASED  
13 ACADEMIC PROGRAMS IN A SAFE AND HEALTHY ENVIRONMENT FOR  
14 STUDENTS.

15 (2) THEREFORE, THE GENERAL ASSEMBLY DECLARES IT NECESSARY  
16 TO SUPPORT HIGH-QUALITY OUT-OF-SCHOOL TIME PROGRAMS AS AN  
17 INVESTMENT IN THE ACADEMIC ENRICHMENT AND WELL-BEING OF THE  
18 CHILDREN OF OUR STATE.

19 **22-105.5-103. Definitions.** AS USED IN THIS ARTICLE 105.5,  
20 UNLESS THE CONTEXT OTHERWISE REQUIRES:

21 (1) "ACADEMIC ENRICHMENT" MEANS SUPPLEMENTARY

1 PROGRAMMING AND SERVICES DESIGNED TO IMPROVE OR ENHANCE A  
2 STUDENT'S ACADEMIC SUCCESS IN READING, LANGUAGE ARTS,  
3 MATHEMATICS, AND SCIENCE.

4 (2) "AFFORDABLE" MEANS AVAILABLE TO STUDENTS AT A RATE  
5 DETERMINED BY A SCALE BASED ON THE STUDENT'S HOUSEHOLD INCOME.  
6 THE SCALE MAY RANGE FROM NO COST TO NO MORE THAN ONE HUNDRED  
7 DOLLARS PER FISCAL YEAR PER STUDENT.

8 (3) "COMPREHENSIVE" MEANS AVAILABLE TO STUDENTS, AT A  
9 MINIMUM:

10 (a) FOUR DAYS PER CALENDAR WEEK DURING THE SCHOOL YEAR,  
11 TOTALING NO LESS THAN TEN HOURS DURING THE CALENDAR WEEK,  
12 EXCEPT DURING A WINTER SEASONAL BREAK; AND

13 (b) NO LESS THAN AN AVERAGE OF TWENTY-FIVE HOURS PER  
14 CALENDAR WEEK DURING THE SUMMER SEASONAL BREAK.

15 (4) "DEPARTMENT" MEANS THE DEPARTMENT OF EDUCATION  
16 CREATED AND EXISTING PURSUANT TO SECTION 24-1-115.

17 (5) "ELIGIBLE ENTITY" MEANS AN ENTITY THAT MEETS THE  
18 ELIGIBILITY CRITERIA SET FORTH IN SECTION 22-105.5-105.

19 (6) "GRANT PROGRAM" MEANS THE OUT-OF-SCHOOL TIME  
20 PROGRAM GRANT PROGRAM CREATED PURSUANT TO SECTION  
21 22-105.5-104.

22 (7) "OUT-OF-SCHOOL TIME PROGRAM" MEANS A PROGRAM THAT:

23 (a) IS AVAILABLE TO STUDENTS WHO ARE ENROLLED IN A PUBLIC  
24 SCHOOL IN KINDERGARTEN THROUGH TWELFTH GRADE; AND

25 (b) PROVIDES AFFORDABLE AND COMPREHENSIVE ACADEMIC  
26 ENRICHMENT AND RELATED SERVICES DURING TIMES WHEN SCHOOL IS NOT  
27 IN SESSION, INCLUDING BEFORE SCHOOL, AFTER SCHOOL, SEASONAL

1 BREAKS, STAFF IN-SERVICE DAYS, STAFF CONFERENCE DAYS, OR THE FIFTH  
2 DAY OF THE WEEK IF THE PROGRAM SERVES STUDENTS WHO ARE ENROLLED  
3 IN A PUBLIC SCHOOL THAT OPERATES ON A FOUR-DAY WEEK.

4 (8) "STATE BOARD OF EDUCATION" OR "STATE BOARD" MEANS THE  
5 STATE BOARD OF EDUCATION CREATED AND EXISTING PURSUANT TO  
6 SECTION 1 OF ARTICLE IX OF THE STATE CONSTITUTION.

7 **22-105.5-104. Out-of-school time program grant program -**  
8 **created - use of grants - funding - rules - repeal.** (1) THERE IS CREATED  
9 IN THE DEPARTMENT THE OUT-OF-SCHOOL TIME PROGRAM GRANT  
10 PROGRAM TO PROVIDE GRANTS TO ELIGIBLE ENTITIES THAT PROVIDE  
11 OUT-OF-SCHOOL TIME PROGRAMS THAT ARE AFFORDABLE AND  
12 COMPREHENSIVE TO STUDENTS WHO ARE ENROLLED IN A PUBLIC SCHOOL.

13 (2) A GRANT RECIPIENT SHALL USE MONEY RECEIVED THROUGH  
14 THE GRANT PROGRAM TO IMPLEMENT THE FOLLOWING, WHICH MUST BE  
15 EVIDENCE-INFORMED AND HIGH-QUALITY:

- 16 (a) ACADEMIC ENRICHMENT;
- 17 (b) OPPORTUNITIES FOR DEVELOPMENT IN LITERACY, SCIENCE,  
18 TECHNOLOGY, ENGINEERING, MATHEMATICS, AND OTHER SUBJECT  
19 MATTERS FOR STUDENTS AND FAMILIES;
- 20 (c) A SAFE LEARNING ENVIRONMENT AND RESOURCES TO INCREASE  
21 STUDENT ENGAGEMENT IN SCHOOL AND REDUCE CHRONIC ABSENTEEISM;
- 22 (d) PROGRAMS AND SERVICES THAT PROVIDE A WELL-ROUNDED  
23 EDUCATION AND ARE DESIGNED TO REINFORCE AND COMPLEMENT  
24 SCHOOL-BASED ACADEMIC PROGRAMS, INCLUDING YOUTH DEVELOPMENT  
25 ACTIVITIES, ART, MUSIC, OUTDOOR PROGRAMS, RECREATIONAL PROGRAMS,  
26 TECHNOLOGY EDUCATION PROGRAMS, PHYSICAL HEALTH ACTIVITIES, AND  
27 SOCIAL AND EMOTIONAL WELLNESS SERVICES; AND

1 (e) OPPORTUNITIES TO DEVELOP MEANINGFUL WORKFORCE  
2 READINESS AND LIFE SKILLS.

3 (3) (a) THE DEPARTMENT SHALL ADMINISTER THE GRANT  
4 PROGRAM.

5 (b) SUBJECT TO AVAILABLE APPROPRIATIONS, THE STATE BOARD  
6 SHALL AWARD GRANTS AS PROVIDED IN SECTION 22-105.5-105.

7 (c) (I) FOR THE 2024-25, 2025-26, AND 2026-27 STATE FISCAL  
8 YEARS, THE GENERAL ASSEMBLY SHALL APPROPRIATE FIVE MILLION  
9 DOLLARS IN EACH STATE FISCAL YEAR FROM THE GENERAL FUND TO THE  
10 DEPARTMENT FOR PURPOSES OF THIS SECTION.

11 (II) THIS SUBSECTION (3)(c) IS REPEALED, EFFECTIVE JULY 1, 2029.

12 (4) THE DEPARTMENT SHALL IMPLEMENT THE GRANT PROGRAM IN  
13 ACCORDANCE WITH THIS ARTICLE 105.5. THE STATE BOARD MAY  
14 PROMULGATE RULES AS MAY BE NECESSARY TO IMPLEMENT THE GRANT  
15 PROGRAM, WHICH MAY INCLUDE RULES THAT SPECIFY THE TIME FRAMES  
16 FOR APPLYING FOR GRANTS AND THE FORM OF THE APPLICATION, THE TIME  
17 FRAMES FOR DISTRIBUTING GRANT MONEY, AND THE AMOUNT OF THE  
18 GRANT BASED ON THE NUMBER OF STUDENTS SERVED AND AVAILABLE  
19 MONEY, INCLUDING CIRCUMSTANCES WHEN A RECIPIENT RECEIVES  
20 ADDITIONAL MONEY.

21 **22-105.5-105. Grant program eligibility - application - criteria**  
22 **- awards.** (1) TO BE ELIGIBLE TO RECEIVE A GRANT, AN ENTITY:

23 (a) MUST BE A NONPROFIT ORGANIZATION THAT IS EXEMPT FROM  
24 TAXATION PURSUANT TO SECTION 501 (c)(3) OF THE FEDERAL "INTERNAL  
25 REVENUE CODE OF 1986", AS AMENDED, WITH AT LEAST FIVE YEARS'  
26 EXPERIENCE PROVIDING AFFORDABLE AND COMPREHENSIVE ACADEMIC  
27 ENRICHMENT AND RELATED SERVICES TO STUDENTS IN THE STATE; AND

1 (b) MAY, BUT IS NOT REQUIRED TO, HAVE A PARTNERSHIP WITH A  
2 SCHOOL DISTRICT IN WHICH THE ENTITY WILL PROVIDE AFFORDABLE AND  
3 COMPREHENSIVE ACADEMIC ENRICHMENT AND RELATED SERVICES TO  
4 STUDENTS.

5 (2) TO RECEIVE A GRANT, AN ELIGIBLE ENTITY MUST SUBMIT AN  
6 APPLICATION TO THE DEPARTMENT. AT A MINIMUM, THE APPLICATION  
7 MUST INCLUDE THE FOLLOWING:

8 (a) EVIDENCE THAT THE ENTITY MEETS THE ELIGIBILITY  
9 REQUIREMENTS DESCRIBED IN SUBSECTION (1) OF THIS SECTION;

10 (b) EVIDENCE OF THE ENTITY'S EXPERIENCE AND ABILITY TO  
11 PROVIDE AFFORDABLE AND COMPREHENSIVE ACADEMIC ENRICHMENT AND  
12 RELATED SERVICES;

13 (c) INFORMATION CONCERNING HOW THE ENTITY WILL PROVIDE  
14 ACADEMIC ENRICHMENT AND RELATED SERVICES, INCLUDING A SPECIFIC  
15 PLAN TO PROVIDE ADDITIONAL PROGRAMMING AND SERVICES IN SCIENCE  
16 OR SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS, TO  
17 STUDENTS ACCORDING TO STUDENTS' DEMONSTRATED NEEDS IN ORDER TO  
18 IMPROVE ACADEMIC SUCCESS AND OUTCOMES; AND

19 (d) INFORMATION CONCERNING THE STUDENTS THAT THE ELIGIBLE  
20 ENTITY CURRENTLY SERVES, OR WILL BE ABLE TO SERVE, AS DESCRIBED IN  
21 SUBSECTION (3)(b) OF THIS SECTION.

22 (3) (a) THE DEPARTMENT SHALL REVIEW THE APPLICATIONS  
23 RECEIVED PURSUANT TO THIS SECTION TO DETERMINE ELIGIBILITY FOR THE  
24 GRANT PROGRAM, AND, SUBJECT TO AVAILABLE APPROPRIATIONS, THE  
25 STATE BOARD SHALL AWARD GRANTS TO ELIGIBLE ENTITIES.

26 (b) SUBJECT TO AVAILABLE APPROPRIATIONS, THE STATE BOARD  
27 SHALL PRIORITIZE AWARDING GRANTS TO ELIGIBLE ENTITIES THAT:

1 (I) DEMONSTRATE THAT THE ENTITY CURRENTLY SERVES, OR WILL  
2 BE ABLE TO SERVE WITH THE GRANT AWARD, STUDENTS WHO ARE  
3 STRUGGLING IN SCHOOL AND IN NEED OF ACADEMIC ENRICHMENT;

4 (II) DEMONSTRATE EXPERIENCE IN PROVIDING ACADEMIC  
5 ENRICHMENT TO STUDENTS;

6 (III) CURRENTLY SERVE, OR WILL BE ABLE TO SERVE WITH THE  
7 GRANT AWARD, STUDENTS WHO QUALIFY FOR FREE OR REDUCED-PRICE  
8 MEALS PURSUANT TO THE FEDERAL "RICHARD B. RUSSELL NATIONAL  
9 SCHOOL LUNCH ACT", 42 U.S.C. SEC. 1751 ET SEQ.;

10 (IV) CURRENTLY SERVE, OR WILL BE ABLE TO SERVE WITH THE  
11 GRANT AWARD, STUDENTS WHO ARE ENGLISH LANGUAGE LEARNERS;

12 (V) HAVE A PRIMARY MISSION TO PROVIDE AN OUT-OF-SCHOOL  
13 TIME PROGRAM TO STUDENTS; AND

14 (VI) CURRENTLY SERVE, OR WILL BE ABLE TO SERVE WITH THE  
15 GRANT AWARD, STUDENTS AT NO COST IF THE STUDENT'S FAMILY IS  
16 UNABLE TO AFFORD THE PROGRAM BASED ON THE STUDENT'S HOUSEHOLD  
17 INCOME.

18 (c) THE STATE BOARD SHALL AWARD GRANTS TO ELIGIBLE  
19 ENTITIES FOR A PERIOD DETERMINED BY THE STATE BOARD. THE STATE  
20 BOARD SHALL DETERMINE THE AMOUNT OF THE GRANTS BASED ON THE  
21 NUMBER OF STUDENTS SERVED IN THE OUT-OF-SCHOOL TIME PROGRAM.

22 **22-105.5-106. Reporting requirements.** (1) ON OR BEFORE  
23 JULY 1, 2025, AND ON OR BEFORE JULY 1 EACH YEAR THEREAFTER IN  
24 WHICH A GRANT IS AWARDED, EACH GRANTEE SHALL SUBMIT A REPORT TO  
25 THE DEPARTMENT. AT A MINIMUM, THE REPORT MUST INCLUDE THE  
26 FOLLOWING INFORMATION:

27 (a) THE UNIQUE STUDENT IDENTIFIER THAT IS ASSIGNED PURSUANT

1 TO SECTION 22-16-105 (1) OR THE NAME, DATE OF BIRTH, AND ENROLLED  
2 SCHOOL FOR EACH STUDENT WHO PARTICIPATES OR PARTICIPATED IN THE  
3 OUT-OF-SCHOOL TIME PROGRAM DURING THE PRECEDING YEAR;

4 (b) THE TOTAL NUMBER OF HOURS FOR EACH STUDENT WHO  
5 PARTICIPATES OR PARTICIPATED IN THE OUT-OF-SCHOOL TIME PROGRAM  
6 DURING THE PRECEDING YEAR;

7 (c) A DETAILED DESCRIPTION OF HOW AND WHEN THE GRANT  
8 RECIPIENT USED THE GRANT AWARD, INCLUDING BEFORE SCHOOL, AFTER  
9 SCHOOL, SEASONAL BREAKS, STAFF IN-SERVICE DAYS, STAFF CONFERENCE  
10 DAYS, OR THE FIFTH DAY OF THE WEEK IF THE PROGRAM SERVES STUDENTS  
11 WHO ARE ENROLLED IN A PUBLIC SCHOOL THAT OPERATES ON A FOUR-DAY  
12 WEEK;

13 (d) MEASURES OF PERFORMANCE, INCLUDING STUDENT  
14 ATTENDANCE; EARNED ON-TIME GRADE LEVEL PROMOTION; EVIDENCE OF  
15 INCREASED FAMILY ENGAGEMENT IN THE STUDENT'S EDUCATION;  
16 EVIDENCE OF INCREASED ENGAGEMENT IN SCHOOL, INCLUDING  
17 ASSIGNMENT COMPLETION; AND IMPROVED SOCIAL AND EMOTIONAL  
18 SKILLS; AND

19 (e) EVIDENCE OF STUDENT ACADEMIC ACHIEVEMENT, IN READING,  
20 LANGUAGE ARTS, MATHEMATICS, AND SCIENCE.

21 (2) AN ELIGIBLE ENTITY THAT RECEIVES A GRANT FROM THE  
22 GRANT PROGRAM MAY ENTER INTO A DATA-SHARING AGREEMENT WITH  
23 THE DEPARTMENT, SCHOOL DISTRICT, OR A SCHOOL TO COLLECT DATA  
24 RELEVANT FOR THE REPORTING REQUIREMENTS PURSUANT TO THIS  
25 SECTION.

26 (3) THE DEPARTMENT SHALL NOT CONTINUE TO PROVIDE GRANT  
27 FUNDING TO THE GRANT RECIPIENT UNLESS THE GRANT RECIPIENT



1 COMPLIES WITH THE REPORTING REQUIREMENTS PURSUANT TO THIS  
2 SECTION.

3 (4) THE DEPARTMENT SHALL CONDUCT A THOROUGH EVALUATION  
4 OF THE GRANT PROGRAM, INCLUDING, AT A MINIMUM, ACADEMIC  
5 OUTCOMES, ATTENDANCE OUTCOMES, AND OTHER OUTCOME DATA  
6 PROVIDED BY GRANTEEES PURSUANT TO THIS SECTION. IN CONDUCTING THE  
7 EVALUATION, THE DEPARTMENT SHALL USE STUDENT-LEVEL DATA ON THE  
8 ACADEMIC PERFORMANCE INDICATORS, INCLUDING, AT A MINIMUM, STATE  
9 ASSESSMENT PERFORMANCE SCORES, ATTENDANCE DATA, AND OTHER  
10 DATA AS NECESSARY.

11 (5) ON OR BEFORE MARCH 31, 2026, AND ON OR BEFORE MARCH  
12 31 EACH YEAR THEREAFTER FOR THE DURATION OF THE GRANT PROGRAM,  
13 THE DEPARTMENT SHALL SUBMIT A SUMMARIZED REPORT OF INFORMATION  
14 PROVIDED BY THE ELIGIBLE ENTITIES THAT RECEIVED A GRANT TO THE  
15 EDUCATION COMMITTEES OF THE SENATE AND THE HOUSE OF  
16 REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES.

17 (6) THE ELIGIBLE ENTITY AND THE DEPARTMENT, SCHOOL  
18 DISTRICT, OR SCHOOL THAT SHARES DATA PURSUANT TO SUBSECTION (2)  
19 OF THIS SECTION, AND THE DEPARTMENT IN PRODUCING THE REPORT  
20 PURSUANT TO SUBSECTION (5) OF THIS SECTION, SHALL COMPLY WITH ALL  
21 FEDERAL AND STATE LAWS REGARDING THE PROTECTION OF STUDENT  
22 DATA, INCLUDING THE FEDERAL "FAMILY EDUCATIONAL RIGHTS AND  
23 PRIVACY ACT OF 1974", 20 U.S.C. 1232g, AS AMENDED, AND THE  
24 "STUDENT DATA TRANSPARENCY AND SECURITY ACT", ARTICLE 16 OF  
25 THIS TITLE 22.

26 (7) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), THE  
27 REPORTING REQUIREMENTS SET FORTH IN THIS SECTION CONTINUE

1 INDEFINITELY.

2           **SECTION 2. Act subject to petition - effective date.** This act  
3 takes effect at 12:01 a.m. on the day following the expiration of the  
4 ninety-day period after final adjournment of the general assembly; except  
5 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
6 of the state constitution against this act or an item, section, or part of this  
7 act within such period, then the act, item, section, or part will not take  
8 effect unless approved by the people at the general election to be held in  
9 November 2024 and, in such case, will take effect on the date of the  
10 official declaration of the vote thereon by the governor.