

## CHAPTER 148

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**EDUCATION - UNIVERSITIES AND COLLEGES**

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**HOUSE BILL 03-1175**

BY REPRESENTATIVE(S) Spence, Briggs, Crane, Fairbank, Frangas, Lee, Paccione, Rose, Schultheis, Williams S., Cloer, Coleman, Hoppe, Merrifield, Rhodes, and Stafford;  
also SENATOR(S) Andrews, Groff, Sandoval, Teck, and Tupa.

**AN ACT****CONCERNING NUMBERS TO IDENTIFY POSTSECONDARY EDUCATION STUDENTS.**

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

**SECTION 1.** Article 5 of title 23, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

**23-5-127. Unique student identifying number - social security number - prohibition - repeal.** (1) EACH POSTSECONDARY INSTITUTION IN COLORADO SHALL ASSIGN TO EACH STUDENT ENROLLED IN THE INSTITUTION A UNIQUE PRIMARY IDENTIFIER THAT MAY BE A SERIES OF NUMBERS OR CHARACTERS.

(2) ON AND AFTER JULY 1, 2003, EACH POSTSECONDARY INSTITUTION IN COLORADO SHALL TAKE REASONABLE AND PRUDENT STEPS TO ENSURE THE PRIVACY OF A STUDENT'S SOCIAL SECURITY NUMBER.

(3) (a) ON AND AFTER JULY 1, 2004, A POSTSECONDARY INSTITUTION IN COLORADO SHALL NOT USE A STUDENT'S SOCIAL SECURITY NUMBER OR PART OF A STUDENT'S SOCIAL SECURITY NUMBER AS THE STUDENT'S PRIMARY IDENTIFIER.

(b) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (a) OF THIS SUBSECTION (3), THE COLORADO COMMISSION ON HIGHER EDUCATION MAY ALLOW A POSTSECONDARY INSTITUTION IN COLORADO TO USE A STUDENT'S SOCIAL SECURITY NUMBER OR PART OF A STUDENT'S SOCIAL SECURITY NUMBER AS THE STUDENT'S PRIMARY IDENTIFIER IF:

(I) THE INSTITUTION DEMONSTRATES TO THE SATISFACTION OF THE COMMISSION THAT THE INSTITUTION IS UNABLE TO COMPLY WITH THE PROVISIONS OF PARAGRAPH

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

(a) OF THIS SUBSECTION (3) BECAUSE OF THE FINANCIAL COST OF COMPLIANCE; AND

(II) THE INSTITUTION SUBMITS TO THE COMMISSION AND THE COMMISSION APPROVES A PLAN AND TIMETABLE FOR PHASING OUT THE USE OF A STUDENT'S SOCIAL SECURITY NUMBER OR PART OF A STUDENT'S SOCIAL SECURITY NUMBER AS THE STUDENT'S PRIMARY IDENTIFIER.

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

Approved: April 17, 2003