

CHAPTER 82

**EDUCATION - UNIVERSITIES AND COLLEGES**

SENATE BILL 05-051

BY SENATOR(S) Spence and Williams;  
also REPRESENTATIVE(S) Merrifield and Marshall.

**AN ACT**

**CONCERNING THE EXEMPTION OF CERTAIN PRIVATE EDUCATIONAL INSTITUTIONS FROM THE "PRIVATE OCCUPATIONAL EDUCATION ACT OF 1981".**

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

**SECTION 1.** 12-59-104 (1), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

**12-59-104. Exemptions.** (1) The following educational institutions and educational services are exempt from the provisions of this article:

(q) A PRIVATE EDUCATIONAL INSTITUTION THAT IS ACCREDITED BY AN AGENCY RECOGNIZED BY THE UNITED STATES DEPARTMENT OF EDUCATION, THAT CONFERS POST-GRADUATE DEGREES, AND THAT OFFERS PROGRAMS OR COURSES THAT ARE NOT DEFINED AS OCCUPATIONAL EDUCATION PURSUANT TO SECTION 12-59-103 (8.5).

**SECTION 2. Effective date.** This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution (August 10, 2005, if adjournment sine die is on May 11, 2005); except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

Approved: April 14, 2005

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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.*