

First Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 11-0715.01 Julie Pelegrin

HOUSE BILL 11-1201

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HOUSE SPONSORSHIP

**Hamner**, Todd, Massey, Fischer, Kerr A., Peniston, Scott, Solano

SENATE SPONSORSHIP

**Nicholson and White**,

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**House Committees**  
Education

**Senate Committees**

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A BILL FOR AN ACT

101 CONCERNING MEASURES TO FACILITATE THE ISSUANCE OF EDUCATOR  
102 LICENSES.

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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://www.leg.state.co.us/billsummaries>.)*

To renew a professional educator license, a licensee must show that he or she completed certain professional development activities. In the process of renewing the license, the department of education (department) checks to ensure that the licensee actually completed the activities and that he or she meets the statutory and regulatory

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

requirements for professional development activities. The bill creates an affidavit of completion of ongoing professional development activities that a licensee seeking renewal will submit with the renewal application. In the affidavit, the licensee affirms under oath that he or she completed the specified activities within the required time frame and that, to the best of the licensee's knowledge, the activities meet the statutory and regulatory requirements. The department is not required to verify the information in the affidavit.

Under current law, the department collects a fee from each person who seeks issuance or renewal of an educator license or endorsement. The money received as fees is annually appropriated to the department to offset the costs of issuing and renewing licenses and endorsements. Under the bill, the money received as fees is continuously appropriated to the department.

The bill exempts the renewal of educator licenses from the list of benefits for which a person must demonstrate lawful presence in the state.

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

2 **SECTION 1.** 22-60.5-110 (3) (a), Colorado Revised Statutes, is  
3 amended, and the said 22-60.5-110 (3) is further amended BY THE  
4 ADDITION OF A NEW PARAGRAPH, to read:

5 **22-60.5-110. Renewal of licenses.** (3) (a) A LICENSEE MAY  
6 RENEW HIS OR HER professional license ~~may be renewed upon~~ BY  
7 submitting an application for renewal, ~~payment of~~ PAYING the statutory  
8 fee ESTABLISHED BY THE STATE BOARD OF EDUCATION PURSUANT TO  
9 SECTION 22-60.5-112, and ~~evidence~~ PROVIDING THE AFFIDAVIT of  
10 satisfactory completion ~~by the applicant~~ of ongoing professional  
11 development AS DESCRIBED IN PARAGRAPH (a.5) OF THIS SUBSECTION (3).  
12 A licensee need not be employed as a professional educator during all or  
13 any portion of the term for which his or her professional educator license  
14 is valid. Employment as a professional educator shall not constitute a  
15 requirement for renewal of a professional license. Except as otherwise  
16 provided in paragraph (e) of this subsection (3), the professional

1 development activities completed by an applicant for license renewal  
2 shall apply equally to renewal of any professional educator license or  
3 endorsement held by the applicant.

4 (a.5) A LICENSEE WHO SEEKS RENEWAL OF HIS OR HER  
5 PROFESSIONAL LICENSE SHALL SIGN AND SUBMIT WITH THE RENEWAL  
6 APPLICATION AN AFFIDAVIT IN WHICH THE LICENSEE AFFIRMS UNDER OATH  
7 THAT HE OR SHE SATISFACTORILY COMPLETED THE ONGOING  
8 PROFESSIONAL DEVELOPMENT ACTIVITIES SPECIFIED IN THE AFFIDAVIT;  
9 THAT THE ACTIVITIES WERE COMPLETED WITHIN THE TERM OF THE  
10 PROFESSIONAL LICENSE; AND THAT, TO THE BEST OF THE LICENSEE'S  
11 KNOWLEDGE, THE ACTIVITIES MEET THE REQUIREMENTS OF THIS SECTION  
12 AND RULES ADOPTED BY THE STATE BOARD OF EDUCATION IMPLEMENTING  
13 THIS SECTION. THE DEPARTMENT MAY ACCEPT A LICENSEE'S AFFIDAVIT OF  
14 SATISFACTORY COMPLETION OF ONGOING PROFESSIONAL DEVELOPMENT  
15 AS PROOF OF COMPLETION OF THE SPECIFIED PROFESSIONAL DEVELOPMENT  
16 ACTIVITIES WITHOUT FURTHER VERIFICATION.

17 **SECTION 2.** 22-60.5-112 (1), Colorado Revised Statutes, is  
18 amended to read:

19 **22-60.5-112. Fees - fund.** (1) The fee for the examination and  
20 review of an application for any license, endorsement, or authorization,  
21 or any renewal or reinstatement thereof, shall be established by the state  
22 board of education and shall be nonrefundable. Upon determination of  
23 eligibility, such license, endorsement, or authorization shall be issued  
24 without an additional fee. The state board of education shall adjust if  
25 necessary all such fees annually so that they generate an amount of  
26 revenue that approximates the direct and indirect costs of the state board  
27 of education and of the department of education for the administration of

1 this article; however, the state board of education shall establish and  
2 adjust such fees for licenses issued pursuant to section 22-60.5-201 (1) (a)  
3 so that the fees generate an amount of revenue that approximates the  
4 direct and indirect costs of the state board of education and the  
5 department of education for the administration of sections 22-60.5-201  
6 (1) (a) and 22-60.5-205. All fees collected under this section shall be  
7 transmitted to the state treasurer and credited to the educator licensure  
8 cash fund, which fund is hereby created. The ~~general assembly shall~~  
9 ~~make annual appropriations from~~ MONEYS IN the educator licensure cash  
10 fund ~~for expenditures of~~ ARE CONTINUOUSLY APPROPRIATED TO THE  
11 DEPARTMENT TO OFFSET THE DIRECT AND INDIRECT COSTS INCURRED BY  
12 the state board of education and ~~of the department of education incurred~~  
13 in the administration of this article. At the end of any fiscal year, all  
14 unexpended and unencumbered moneys in the educator licensure cash  
15 fund shall remain therein and shall not be credited or transferred to the  
16 general fund or any other fund.

17 **SECTION 3.** 24-76.5-103 (3) (f) and (3) (g), Colorado Revised  
18 Statutes, are amended, and the said 24-76.5-103 (3) is further amended  
19 BY THE ADDITION OF A NEW PARAGRAPH, to read:

20 **24-76.5-103. Verification of lawful presence - exceptions -**  
21 **reporting - rules.** (3) Verification of lawful presence in the United  
22 States shall not be required:

23 (f) For pregnant women; ~~or~~

24 (g) For individuals over the age of eighteen years and under the  
25 age of nineteen years who continue to be eligible for medical assistance  
26 programs after their eighteenth birthday; OR

27 (h) FOR RENEWING AN EDUCATOR LICENSE PURSUANT TO ARTICLE

1 60.5 OF TITLE 22, C.R.S.

2           **SECTION 4. Safety clause.** The general assembly hereby finds,  
3 determines, and declares that this act is necessary for the immediate  
4 preservation of the public peace, health, and safety.