

Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 24-0580.01 Anna Petrini x5497

HOUSE BILL 24-1333

HOUSE SPONSORSHIP

Hamrick and Bacon,

SENATE SPONSORSHIP

Danielson,

House Committees

Education
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE CONTINUATION OF THE "PRIVATE OCCUPATIONAL**
102 **EDUCATION ACT OF 1981", AND, IN CONNECTION THEREWITH,**
103 **IMPLEMENTING THE RECOMMENDATIONS CONTAINED IN THE**
104 **2023 SUNSET REVIEW BY THE DEPARTMENT OF REGULATORY**
105 **AGENCIES.**

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/>.)

Sunset Process - House Education Committee. The bill implements the recommendations of the department of regulatory

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.

HOUSE
2nd Reading Unamended
April 5, 2024

agencies (department), as contained in the department's 2023 sunset review and report of the "Private Occupational Education Act of 1981" by:

- Continuing the regulation of private occupational schools and their agents;
- Continuing the functions of the private occupational school division and the private occupational school board (board) for 11 years, until September 1, 2035; and
- Requiring the board to grant prior approval when a private occupational school changes ownership.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-34-104, **repeal**
3 (25)(a)(X); and **add** (36) as follows:

4 **24-34-104. General assembly review of regulatory agencies**
5 **and functions for repeal, continuation, or reestablishment - legislative**
6 **declaration - repeal.** (25) (a) The following agencies, functions, or both,
7 are scheduled for repeal on September 1, 2024:

8 (X) ~~The regulation of private occupational schools and their~~
9 ~~agents under article 64 of title 23, including the functions of the private~~
10 ~~occupational school division created in section 23-64-105, and the private~~
11 ~~occupational school board created in section 23-64-107;~~

12 (36) (a) THE FOLLOWING AGENCIES, FUNCTIONS, OR BOTH, ARE
13 SCHEDULED FOR REPEAL ON SEPTEMBER 1, 2035:

14 (I) THE REGULATION OF PRIVATE OCCUPATIONAL SCHOOLS AND
15 THEIR AGENTS UNDER ARTICLE 64 OF TITLE 23, INCLUDING THE FUNCTIONS
16 OF THE PRIVATE OCCUPATIONAL SCHOOL DIVISION CREATED IN SECTION
17 23-64-105, AND THE PRIVATE OCCUPATIONAL SCHOOL BOARD CREATED IN
18 SECTION 23-64-107.

19 (b) THIS SUBSECTION (36) IS REPEALED, EFFECTIVE SEPTEMBER 1,
20 2037.

1 **SECTION 2.** In Colorado Revised Statutes, **amend** 23-64-133 as
2 follows:

3 **23-64-133. Repeal of article - review of functions.** This article
4 64 is repealed, effective ~~September 1, 2024~~ SEPTEMBER 1, 2035. Prior to
5 the repeal, the department of regulatory agencies shall review the
6 regulation of private occupational schools and their agents under this
7 article 64, including the functions of the division and the board, in
8 accordance with section 24-34-104.

9 **SECTION 3.** In Colorado Revised Statutes, 23-64-116, **amend**
10 (1) as follows:

11 **23-64-116. Application for change of ownership - definition.**

12 (1) In the event of a change of ownership of a school, the seller, prior to
13 the effective date of the change of ownership, shall notify the board in
14 writing, and the buyer, prior to ~~or within thirty days after~~ the change of
15 ownership, shall ~~make application~~ APPLY for approval of the change of
16 ownership upon forms to be provided and in a manner prescribed by the
17 board. In the event of a THE BUYER'S OR SELLER'S failure to ~~do so~~ COMPLY
18 WITH THIS SUBSECTION (1), the school's certificate of approval ~~shall be~~ IS
19 suspended by operation of law until the application has been received and
20 approved by the board as provided in this section. THE CHANGE OF
21 OWNERSHIP MUST NOT OCCUR UNLESS THE BOARD GIVES PRIOR APPROVAL.

22 **SECTION 4. Act subject to petition - effective date.** This act
23 takes effect at 12:01 a.m. on the day following the expiration of the
24 ninety-day period after final adjournment of the general assembly; except
25 that, if a referendum petition is filed pursuant to section 1 (3) of article V
26 of the state constitution against this act or an item, section, or part of this
27 act within such period, then the act, item, section, or part will not take

1 effect unless approved by the people at the general election to be held in
2 November 2024 and, in such case, will take effect on the date of the
3 official declaration of the vote thereon by the governor.