

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.

An Act

HOUSE BILL 24-1333

BY REPRESENTATIVE(S) Hamrick and Bacon, Boesenecker, Clifford, Duran, Jodeh, Lindsay, Weissman, McCluskie;
also SENATOR(S) Danielson, Priola.

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

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

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

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

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

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

~~occupational school board created in section 23-64-107;~~

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

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

(b) THIS SUBSECTION (36) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2037.

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

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 This article 64 is repealed, effective ~~September 1, 2024~~ SEPTEMBER 1, 2035.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

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

23-64-116. Application for change of ownership - definition.
(1) In the event of a change of ownership of a school, the seller, prior to the effective date of the change of ownership, shall notify the board in writing, and the buyer, prior to ~~or within thirty days after~~ the change of ownership, shall ~~make application~~ APPLY for approval of the change of ownership upon forms to be provided and in a manner prescribed by the board. In the event of ~~a~~ THE BUYER'S OR SELLER'S failure to ~~do so~~ COMPLY WITH THIS SUBSECTION (1), the school's certificate of approval ~~shall be~~ IS suspended by operation of law until the application has been received and approved by the board as provided in this section. THE CHANGE OF OWNERSHIP MUST NOT OCCUR UNLESS THE BOARD GIVES PRIOR APPROVAL.

SECTION 4. Act subject to petition - effective date. This act

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

Julie McCluskie
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Steve Fenberg
PRESIDENT OF
THE SENATE

Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED _____

(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO