

**First Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO**

**BILL A**

LLS NO. 23-0166.01 Alana Rosen x2606

**SENATE BILL**

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**SENATE SPONSORSHIP**

**Moreno,**

**HOUSE SPONSORSHIP**

**Lindsay,**

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**Senate Committees**

**House Committees**

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**A BILL FOR AN ACT**

101      **CONCERNING ESTABLISHING THE OFFICE OF DISORDERED EATING**  
102                    **PREVENTION IN THE DEPARTMENT OF PUBLIC HEALTH AND**  
103                    **ENVIRONMENT.**

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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://leg.colorado.gov/>.)*

**Colorado Youth Advisory Council Committee.** The bill establishes the office of disordered eating prevention (office) in the department of public health and environment (department).

The office and the department are required to:

- Create and maintain a resource bank for research,

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

intervention methods, treatment resources, information on crisis services, awareness programs, and educational resources regarding disordered eating prevention and care in Colorado;

- Collaborate with the office of suicide prevention, the behavioral health administration, and organizations within the health-care industry to close gaps in care and provide support to individuals with disordered eating who transition out of inpatient care, facilitate public outreach, and increase awareness regarding disordered eating prevention and care with a focus on impacted communities, such as youth, people of color, and lesbian, gay, bisexual, and transgender individuals;
- Create outreach resources directing youth on how to seek care for disordered eating and how to report concerns for other youth, with a focus on impacted communities, such as lesbian, gay, bisexual, and transgender youth and youth of color;
- Partner with the department of education to inform teachers, administrators, school staff, students, and parents on disordered eating preventions and treatment for youth;
- Collaborate with advocacy groups, including faith-based organizations, to support a shift in public perception regarding health-care systems and disordered eating treatment and prevention;
- Coordinate the disordered eating prevention research grant program; and
- Prepare written information for primary care offices and providers throughout the state. The information must be culturally specific concerning how to recognize and respond to a patient with disordered eating and include separate written information for providers and information that may be shared with an adult patient or a youth patient and the caregivers of the youth patient.

The bill creates the disordered eating prevention commission (commission) in the department. The commission will have 17 members with professional or personal connections to disordered eating prevention. The purpose of the commission is to:

- Provide public and private leadership on disordered eating prevention in Colorado;
- Set statewide, data-driven, evidence-based, and clinically informed priorities for disordered eating prevention in Colorado;
- Serve as the advisor to the office of disordered eating prevention;



1 DISORDERED EATING BUT LESS LIKELY TO RECEIVE EATING DISORDER  
2 TREATMENT, CREATING A DISPROPORTIONATE GAP IN EATING DISORDER  
3 PREVENTION AND CARE; AND

4 (e) THERE IS LIMITED STATE-SPECIFIC RESEARCH ON DISORDERED  
5 EATING AND ITS IMPACTS ON THE STATE OF COLORADO.

6 (2) THE GENERAL ASSEMBLY FINDS, THEREFORE, THAT TO  
7 UNDERSTAND DISORDERED EATING AND ITS IMPACTS ON COLORADANS,  
8 THE STATE MUST FOCUS ON DEVELOPING RESEARCH AND RESOURCES TO  
9 EDUCATE COLORADANS ON THE SEVERITY OF DISORDERED EATING AND  
10 SUPPORT COLORADANS WHO DEVELOP DISORDERED EATING. IT IS ALSO  
11 IMPORTANT TO RECOGNIZE THAT DISORDERED EATING HARMS AND  
12 INCREASES THE MORTALITY RATE OF PEOPLE OF COLOR; LESBIAN, GAY,  
13 BISEXUAL, OR TRANSGENDER INDIVIDUALS; AND YOUTH.

14 **25-20.5-2002. Definitions.** AS USED IN THIS PART 20, UNLESS THE  
15 CONTEXT OTHERWISE REQUIRES:

16 (1) "COMMISSION" MEANS THE DISORDERED EATING PREVENTION  
17 COMMISSION CREATED IN SECTION 25-20.5-2004.

18 (2) "DEPARTMENT" MEANS THE DEPARTMENT OF PUBLIC HEALTH  
19 AND ENVIRONMENT CREATED PURSUANT TO SECTION 25-1-102.

20 (3) "DISORDERED EATING" MEANS A RANGE OF IRREGULAR EATING  
21 DISORDERS THAT MAY WARRANT A DIAGNOSIS.

22 (4) "DISORDERED EATING PREVENTION RESEARCH GRANT  
23 PROGRAM" OR "GRANT PROGRAM" MEANS THE DISORDERED EATING  
24 PREVENTION RESEARCH GRANT PROGRAM CREATED IN SECTION  
25 25-20.5-2005.

26 (5) "OFFICE OF DISORDERED EATING PREVENTION" MEANS THE  
27 OFFICE OF DISORDERED EATING PREVENTION CREATED IN SECTION

1 25-20.5-2003.

2 (6) "YOUTH" MEANS AN INDIVIDUAL WHO IS LESS THAN  
3 TWENTY-FIVE YEARS OF AGE.

4 **25-20.5-2003. Office of disordered eating prevention - creation**  
5 **- reports.** (1) ON OR BEFORE JULY 1, 2024, THE OFFICE OF DISORDERED  
6 EATING PREVENTION IS CREATED IN THE DEPARTMENT UNDER THE  
7 AUSPICES OF THE PREVENTION SERVICES DIVISION, ESTABLISHED IN  
8 SECTION 25-20.5-103. THE OFFICE OF DISORDERED EATING PREVENTION  
9 SERVES AS THE COORDINATOR FOR EATING DISORDER PROGRAMS  
10 THROUGHOUT THE STATE, INCLUDING THE DISORDERED EATING  
11 PREVENTION RESEARCH GRANT PROGRAM.

12 (2) THE DEPARTMENT AND THE OFFICE OF DISORDERED EATING  
13 PREVENTION SHALL:

14 (a) CREATE AND MAINTAIN A RESOURCE BANK FOR RESEARCH,  
15 INTERVENTION METHODS, TREATMENT RESOURCES, INFORMATION ON  
16 CRISIS SERVICES, AWARENESS PROGRAMS, AND EDUCATIONAL RESOURCES  
17 REGARDING DISORDERED EATING PREVENTION AND CARE IN COLORADO.  
18 THE RESOURCE BANK MUST BE YOUTH-FRIENDLY, CULTURALLY SENSITIVE,  
19 AND, WHEN POSSIBLE, AVAILABLE IN BOTH ENGLISH AND SPANISH. IN  
20 CREATING THE RESOURCE BANK, THE DEPARTMENT AND OFFICE OF  
21 DISORDERED EATING PREVENTION SHALL SOLICIT INPUT FROM PERSONS,  
22 INCLUDING YOUTH AND ADULTS, WITHIN AND OUTSIDE OF THE MENTAL  
23 HEALTH PROFESSION, INCLUDING BOTH COMMUNITY AND SCHOOL MENTAL  
24 HEALTH PROFESSIONALS.

25 (b) COLLABORATE WITH THE OFFICE OF SUICIDE PREVENTION,  
26 CREATED IN SECTION 25-1.5-101 (1)(w), THE BEHAVIORAL HEALTH  
27 ADMINISTRATION CREATED IN SECTION 27-50-102, AND ORGANIZATIONS

1        WITHIN THE HEALTH-CARE INDUSTRY TO CLOSE GAPS IN CARE, PROVIDE  
2        SUPPORT TO INDIVIDUALS WITH DISORDERED EATING WHO TRANSITION OUT  
3        OF INPATIENT CARE, FACILITATE PUBLIC OUTREACH, AND INCREASE  
4        AWARENESS REGARDING DISORDERED EATING PREVENTIONS AND CARE  
5        WITH A FOCUS ON IMPACTED COMMUNITIES, SUCH AS YOUTH, PEOPLE OF  
6        COLOR, AND LESBIAN, GAY, BISEXUAL, AND TRANSGENDER INDIVIDUALS;

7            (c) CREATE OUTREACH RESOURCES DIRECTING YOUTH ON HOW TO  
8        SEEK CARE FOR DISORDERED EATING AND HOW TO REPORT CONCERN FOR  
9        OTHER YOUTH. THE OUTREACH RESOURCES MUST HAVE A FOCUS ON  
10       IMPACTED COMMUNITIES, SUCH AS LESBIAN, GAY, BISEXUAL, AND  
11       TRANSGENDER YOUTH AND YOUTH OF COLOR.

12           (d) PARTNER WITH THE DEPARTMENT OF EDUCATION TO INFORM  
13        TEACHERS, ADMINISTRATORS, SCHOOL STAFF, STUDENTS, AND PARENTS ON  
14        DISORDERED EATING PREVENTION AND TREATMENT OF YOUTH;

15           (e) COLLABORATE WITH ADVOCACY GROUPS, INCLUDING  
16        FAITH-BASED ORGANIZATIONS, TO SUPPORT A SHIFT IN PUBLIC PERCEPTION  
17        REGARDING HEALTH-CARE SYSTEMS AND DISORDERED EATING TREATMENT  
18        AND PREVENTION;

19           (f) COORDINATE THE DISORDERED EATING PREVENTION RESEARCH  
20        GRANT PROGRAM; AND

21           (g) PREPARE WRITTEN INFORMATION FOR PRIMARY CARE OFFICES  
22        AND PROVIDERS THROUGHOUT THE STATE. THE INFORMATION MUST BE  
23        CULTURALLY SPECIFIC CONCERNING HOW TO RECOGNIZE AND RESPOND TO  
24        A PATIENT WITH DISORDERED EATING AND INCLUDE SEPARATE WRITTEN  
25        INFORMATION FOR PROVIDERS AND INFORMATION THAT MAY BE SHARED  
26        WITH AN ADULT PATIENT OR A YOUTH PATIENT AND THE CAREGIVERS OF  
27        THE YOUTH PATIENT.

1 (3) THE DEPARTMENT MAY SEEK, ACCEPT, AND EXPEND GIFTS,  
2 GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE  
3 PURPOSES OF THIS SECTION.

4 (4) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), ON OR  
5 BEFORE NOVEMBER 1, 2024, AND EVERY NOVEMBER 1 THEREAFTER, THE  
6 OFFICE OF DISORDERED EATING PREVENTION SHALL SUBMIT TO THE  
7 HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE AND THE  
8 PUBLIC AND BEHAVIORAL HEALTH AND HUMAN SERVICES COMMITTEE OF  
9 THE HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, A  
10 REPORT THAT SUMMARIZES THE RECOMMENDATIONS FROM THE  
11 COMMISSION PURSUANT TO SECTION 25-20.5-2004 (4) AND THE  
12 INFORMATION THE DEPARTMENT RECEIVES REGARDING THE DISORDERED  
13 EATING PREVENTION RESEARCH GRANT PROGRAM PURSUANT TO SECTION  
14 25-20.5-2005 (3)(b). THE OFFICE OF DISORDERED EATING PREVENTION  
15 SHALL INCLUDE IN THE REPORT ANY FINDINGS AND RECOMMENDATIONS IT  
16 HAS TO IMPROVE DISORDERED EATING PREVENTION IN THE STATE.

17 **25-20.5-2004. Disordered eating prevention commission -**  
18 **creation - responsibilities - repeal.** (1) THERE IS CREATED IN THE  
19 DEPARTMENT THE DISORDERED EATING PREVENTION COMMISSION. THE  
20 PURPOSE OF THE COMMISSION IS TO:

21 (a) PROVIDE PUBLIC AND PRIVATE LEADERSHIP ON DISORDERED  
22 EATING PREVENTION IN COLORADO;

23 (b) SET STATEWIDE, DATA-DRIVEN, EVIDENCE-BASED, AND  
24 CLINICALLY INFORMED PRIORITIES FOR DISORDERED EATING PREVENTION  
25 IN COLORADO;

26 (c) SERVE AS THE ADVISOR TO THE OFFICE OF DISORDERED EATING  
27 PREVENTION;

1 (d) ESTABLISH AND LEAD SUBGROUPS TO SET STRATEGY AND  
2 IMPLEMENTATION PLANS FOR THE OFFICE OF DISORDERED EATING  
3 PREVENTION. SUBGROUP TOPICS MAY INCLUDE HOSPITALIZATION,  
4 INSURANCE, HEALTH CARE, AND YOUTH.

5 (e) PROVIDE A FORUM FOR GOVERNMENT AGENCIES, COMMUNITY  
6 MEMBERS, AND LAWMAKERS TO EXAMINE THE CURRENT STATUS OF  
7 DISORDERED EATING PREVENTION POLICIES;

8 (f) PROVIDE A FORUM FOR YOUTH AND TO FOCUS ON YOUTH  
9 ISSUES;

10 (g) PROVIDE A FORUM FOR DIVERSE PERSPECTIVES TO SUPPORT  
11 AND INFORM DIVERSE COMMUNITIES;

12 (h) PROVIDE A FORUM FOR PERSPECTIVES FROM RURAL  
13 COMMUNITIES TO SUPPORT AND INFORM RURAL COMMUNITIES; AND

14 (i) DEVELOP RECOMMENDATIONS FOR LEGISLATION.

15 (2) (a) ON OR BEFORE DECEMBER 31, 2024, THE EXECUTIVE  
16 DIRECTOR OF THE DEPARTMENT SHALL APPOINT TO THE COMMISSION THE  
17 FOLLOWING MEMBERS:

18 (I) A REPRESENTATIVE FROM THE OFFICE OF DISORDERED EATING  
19 PREVENTION IN THE DEPARTMENT, WHICH OFFICE IS THE ADMINISTRATOR  
20 AND COORDINATOR OF THE COMMISSION;

21 (II) A REPRESENTATIVE FROM THE BEHAVIORAL HEALTH  
22 ADMINISTRATION, CREATED IN SECTION 27-50-102;

23 (III) A REPRESENTATIVE FROM THE COLORADO YOUTH ADVISORY  
24 COUNCIL, CREATED IN SECTION 2-2-1302;

25 (IV) A REPRESENTATIVE FROM HIGHER EDUCATION;

26 (V) A REPRESENTATIVE FROM K-12 EDUCATION;

27 (VI) A REPRESENTATIVE FROM A COLORADO-BASED MENTAL

1 HEALTH ORGANIZATION;

2 (VII) A LICENSED MENTAL HEALTH PROFESSIONAL;

3 (VIII) A PRIMARY CARE DOCTOR;

4 (IX) A REPRESENTATIVE FROM A HOSPITAL;

5 (X) A REPRESENTATIVE FROM A TREATMENT FACILITY THAT

6 SPECIALIZES IN INPATIENT AND OUTPATIENT DISORDERED EATING CARE;

7 (XI) A REPRESENTATIVE FROM AN INSURANCE PROVIDER;

8 (XII) A REPRESENTATIVE FROM A NONPROFIT ORGANIZATION THAT

9 SPECIALIZES IN DISORDERED EATING TREATMENT AND CARE;

10 (XIII) A REPRESENTATIVE FROM A FOR-PROFIT ORGANIZATION

11 THAT SPECIALIZES IN DISORDERED EATING TREATMENT AND CARE;

12 (XIV) A REPRESENTATIVE FROM AN INTERFAITH ORGANIZATION;

13 (XV) A PERSON WHO LIVES IN AN URBAN AREA, HAS HAD AN

14 EATING DISORDER, RECOVERED, AND IS NOW THRIVING;

15 (XVI) A PERSON WHO LIVES IN A RURAL AREA, HAS HAD AN

16 EATING DISORDER, RECOVERED, AND IS NOW THRIVING; AND

17 (XVII) A FAMILY MEMBER OF A PERSON WHO HAS EXPERIENCED

18 DISORDERED EATING.

19 (b) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT SHALL

20 APPOINT COMMISSION MEMBERS WHO REPRESENT DIVERSE RACIAL,

21 CULTURAL, SOCIOECONOMIC, GENDER, AND ABILITY GROUPS.

22 (c) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT SHALL

23 APPOINT TWO COMMISSION MEMBERS TO SERVE AS CO-CHAIRS OF THE

24 COMMISSION.

25 (d) MEMBERS OF THE COMMISSION SERVE WITHOUT

26 COMPENSATION; EXCEPT THAT THE MEMBERS MAY SEEK REIMBURSEMENT

27 FOR MEETING EXPENSES AS APPROPRIATE.

1 (e) THE COMMISSION SHALL CONSIDER HOLDING VIRTUAL  
2 MEETINGS AND SCHEDULING MEETINGS OUTSIDE OF BUSINESS HOURS TO  
3 ALLOW YOUTH MEMBERS TO PARTICIPATE.

4 (3) THE DEPARTMENT SHALL COORDINATE ALL COMMISSION  
5 ACTIVITIES, INCLUDING MEETING LOGISTICS, AGENDA DEVELOPMENT,  
6 FOLLOW-UP AFTER MEETINGS, AND ORGANIZING AND ORIENTING  
7 COMMISSION MEMBERS.

8 (4) THE OFFICE OF DISORDERED EATING PREVENTION SHALL  
9 INCLUDE THE RECOMMENDATIONS OF THE COMMISSION DESCRIBED IN  
10 SUBSECTION (1)(i) OF THIS SECTION IN ITS ANNUAL REPORT SUBMITTED TO  
11 THE GENERAL ASSEMBLY PURSUANT TO SECTION 25-20.5-2003 (4).

12 (5) (a) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2033.

13 (b) PRIOR TO THE REPEAL, THE DEPARTMENT OF REGULATORY  
14 AGENCIES SHALL REVIEW THE COMMISSION PURSUANT TO SECTION  
15 2-3-1203.

16 **25-1.5-2005. Disordered eating prevention research grant**  
17 **program - creation - process - reporting requirements - definitions -**  
18 **repeal.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE  
19 REQUIRES:

20 (a) "ELIGIBLE APPLICANT" MEANS AN INDIVIDUAL, NONPROFIT  
21 ORGANIZATION, OR FOR-PROFIT ORGANIZATION THAT CONDUCTS  
22 RESEARCH ON DISORDERED EATING AND PREVENTION IN YOUTH AND  
23 ADULTS OR SERVES YOUTH AND ADULTS WHO HAVE DISORDERED EATING  
24 TRAITS.

25 (b) "GRANT RECIPIENT" MEANS AN ELIGIBLE APPLICANT THAT THE  
26 DEPARTMENT SELECTS TO RECEIVE MONEY THROUGH THE GRANT  
27 PROGRAM.

1           (2) (a) THERE IS CREATED IN THE DEPARTMENT THE DISORDERED  
2 EATING PREVENTION RESEARCH GRANT PROGRAM. THE PURPOSE OF THE  
3 GRANT PROGRAM IS TO PROVIDE FINANCIAL ASSISTANCE TO ELIGIBLE  
4 APPLICANTS TO CONDUCT RESEARCH ON RISK FACTORS FOR DISORDERED  
5 EATING IN YOUTH AND ADULTS, THE IMPACT DISORDERED EATING HAS ON  
6 COLORADO, OR PUBLIC HEALTH INTERVENTIONS FOR DISORDERED EATING  
7 THAT EXAMINE AND ADDRESS THE ROOT CAUSES FOR DISORDERED EATING.

8           (b) THE DEPARTMENT SHALL ADMINISTER THE GRANT PROGRAM IN  
9 CONSULTATION WITH THE OFFICE OF DISORDERED EATING PREVENTION.

10          (c) ON OR BEFORE OCTOBER 1, 2024, THE OFFICE OF DISORDERED  
11 EATING PREVENTION SHALL MAKE RECOMMENDATIONS TO THE  
12 DEPARTMENT REGARDING THE ADMINISTRATION OF THE GRANT PROGRAM,  
13 AND THE DEPARTMENT SHALL ADOPT GUIDELINES FOR THE GRANT  
14 PROGRAM. THE GUIDELINES MUST INCLUDE:

15           (I) APPLICATION PROCEDURES BY WHICH ELIGIBLE APPLICANTS  
16 MAY APPLY FOR A GRANT PURSUANT TO THIS SECTION;

17           (II) CRITERIA TO USE IN SELECTING ELIGIBLE APPLICANTS TO  
18 RECEIVE GRANT MONEY AND DETERMINING THE AMOUNT OF GRANT  
19 MONEY TO BE AWARDED TO EACH GRANT RECIPIENT; AND

20           (III) PROCEDURES FOR THE ADMINISTRATION OF THE GRANT  
21 PROGRAM, INCLUDING THE DATES THE DEPARTMENT AND THE OFFICE OF  
22 DISORDERED EATING PREVENTION ANNOUNCE THE GRANT PROGRAM,  
23 BEGIN ACCEPTING APPLICATIONS, ALLOW ELIGIBLE APPLICANTS TO SUBMIT  
24 APPLICATIONS, AND BEGIN DISTRIBUTING GRANT MONEY TO THE  
25 GRANTEES.

26           (d) THE DEPARTMENT SHALL GRANT AT LEAST ONE-QUARTER OF  
27 THE AMOUNT APPROPRIATED TO THE GRANT PROGRAM TO GRANT

1 RECIPIENTS WHOSE RESEARCH FOCUSES ON DISORDERED EATING IN YOUTH.

2 (3) (a) EACH GRANT RECIPIENT SHALL SUBMIT A WRITTEN REPORT  
3 TO THE DEPARTMENT NO LATER THAN SIX MONTHS AFTER THE EXPIRATION  
4 OF THE TERM OF ITS GRANT. THE REPORT MUST INCLUDE A SUMMARY OF  
5 THE RESEARCH MADE POSSIBLE BY THE GRANT MONEY.

6 (b) THE DEPARTMENT SHALL INCLUDE IN THE REPORT REQUIRED  
7 PURSUANT TO SECTION 25-20.5-2003 (4) THE FOLLOWING INFORMATION  
8 REGARDING THE ADMINISTRATION OF THE GRANT PROGRAM DURING THE  
9 PRECEDING YEAR:

10 (I) THE NUMBER OF GRANT RECIPIENTS THAT RECEIVED MONEY  
11 FROM THE GRANT PROGRAM;

12 (II) THE AMOUNT OF EACH GRANT AWARD TO EACH GRANT  
13 RECIPIENT;

14 (III) A SUMMARY OF GRANT RECIPIENTS' WRITTEN REPORTS  
15 DESCRIBED IN SUBSECTION (3)(a) OF THIS SECTION.

16 (4) THE DEPARTMENT MAY SEEK, ACCEPT, AND EXPEND GIFTS,  
17 GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE  
18 PURPOSES OF THIS SECTION.

19 (5) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2027.

20 **SECTION 2.** In Colorado Revised Statutes, 25-1.5-101, **add**  
21 (1)(dd) as follows:

22 **25-1.5-101. Powers and duties of department - laboratory cash**  
23 **fund - office of suicide prevention - suicide prevention coordination**  
24 **cash fund - report - dispensation of payments under contracts with**  
25 **grantees - definitions.** (1) The department has, in addition to all other  
26 powers and duties imposed upon it by law, the powers and duties  
27 provided in this section as follows:

1 (dd) TO OPERATE THE OFFICE OF DISORDERED EATING PREVENTION  
2 CREATED IN SECTION 25-20.5-2003 IN THE DEPARTMENT UNDER THE  
3 AUSPICES OF THE PREVENTION SERVICES DIVISION, ESTABLISHED IN  
4 SECTION 25-20.5-103.

5 **SECTION 3.** In Colorado Revised Statutes, 2-3-1203, **add** (24)  
6 as follows:

7 **2-3-1203. Sunset review of advisory committees - legislative**  
8 **declaration - definition - repeal.** (24) ~~Reserved.~~ THE FOLLOWING  
9 STATUTORY AUTHORIZATIONS FOR THE DESIGNATED ADVISORY  
10 COMMITTEES WILL REPEAL ON SEPTEMBER 1, 2033:

11 (a) THE DISORDERED EATING PREVENTION COMMISSION CREATED  
12 IN SECTION 25-20.5-2004.

13 (b) THIS SUBSECTION (24) IS REPEALED, EFFECTIVE SEPTEMBER 1,  
14 2035.

15 **SECTION 4. Act subject to petition - effective date.** This act  
16 takes effect at 12:01 a.m. on the day following the expiration of the  
17 ninety-day period after final adjournment of the general assembly; except  
18 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
19 of the state constitution against this act or an item, section, or part of this  
20 act within such period, then the act, item, section, or part will not take  
21 effect unless approved by the people at the general election to be held in  
22 November 2024 and, in such case, will take effect on the date of the  
23 official declaration of the vote thereon by the governor.

**First Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO**

**BILL B**

LLS NO. 23-0167.02 Jacob Baus x2173

**HOUSE BILL**

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**HOUSE SPONSORSHIP**

**Lindsay,**

**SENATE SPONSORSHIP**

**Moreno,**

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**House Committees**

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING MEASURES TO IMPROVE SERVICES FOR STUDENTS WHO**  
102 **USE SUBSTANCES.**

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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://leg.colorado.gov/>.)*

**Colorado Youth Advisory Council Committee.** The bill creates the secondary school student substance use committee (committee) in the department of education (department) to develop a practice, or identify or modify an existing practice, for secondary schools to implement that identifies students who need substance use treatment, offers a brief intervention, and refers the student to substance use treatment resources.

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

The department is required to publicly publish a report of the committee's findings and submit the report to the superintendent of every school district and chief administrator of every institute charter school that is a secondary school.

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

2 **SECTION 1. Legislative declaration.** (1) The general assembly  
3 finds and declares that:

4 (a) Substance use is a major issue afflicting Colorado youth;

5 (b) Colorado has higher levels of substance use, particularly  
6 among youth, than most other states;

7 (c) Colorado schools' substance use intervention programs lack  
8 uniformity, resulting in inequitable interventions and treatment referrals  
9 for youth;

10 (d) A screening, brief intervention, and referral to treatment  
11 methodology has been adopted by schools with school-based health  
12 centers, and this methodology has revolutionized substance use treatment  
13 for youth;

14 (e) The screening, brief intervention, and referral to treatment  
15 methodology, if modified appropriately, may be implemented in  
16 secondary schools without school-based health centers in order to provide  
17 more support to youth who use substances;

18 (f) Access to the crisis response system is critical for youth  
19 suffering from behavioral health and substance use crises; and

20 (g) Adequate funding for the crisis response system is necessary  
21 to ensure that youth suffering from behavioral health and substance use  
22 crises may seek and receive timely support in order to prevent avoidable  
23 outcomes.

1           **SECTION 2.** In Colorado Revised Statutes, **add** 22-2-148 as  
2 follows:

3           **22-2-148. Secondary school student substance use - committee**  
4 **- definitions - repeal.** (1) (a) THERE IS CREATED IN THE DEPARTMENT THE  
5 SECONDARY SCHOOL STUDENT SUBSTANCE USE COMMITTEE, REFERRED TO  
6 IN THIS SECTION AS THE "COMMITTEE". ON OR BEFORE AUGUST 1, 2023,  
7 THE COMMISSIONER SHALL APPOINT THE FOLLOWING MEMBERS TO SERVE  
8 ON THE COMMITTEE:

9           (I) TWO MEMBERS WHO ARE STUDENTS AT A PUBLIC SECONDARY  
10 SCHOOL, ONE WHO ATTENDS A SCHOOL THAT IS LOCATED IN A RURAL  
11 SCHOOL DISTRICT AND ONE WHO ATTENDS A SCHOOL THAT IS NOT  
12 LOCATED IN RURAL SCHOOL DISTRICT;

13           (II) TWO MEMBERS WHO ARE TEACHERS AT A PUBLIC SECONDARY  
14 SCHOOL, ONE WHO TEACHES AT A SCHOOL THAT IS LOCATED IN A RURAL  
15 SCHOOL DISTRICT AND ONE WHO TEACHES AT A SCHOOL THAT IS NOT  
16 LOCATED IN A RURAL SCHOOL DISTRICT;

17           (III) TWO MEMBERS WHO ARE SCHOOL COUNSELORS AT A PUBLIC  
18 SECONDARY SCHOOL, ONE WHO IS A SCHOOL COUNSELOR AT A SCHOOL  
19 THAT IS LOCATED IN A RURAL SCHOOL DISTRICT AND ONE WHO IS A SCHOOL  
20 COUNSELOR AT A SCHOOL THAT IS NOT LOCATED IN A RURAL SCHOOL  
21 DISTRICT;

22           (IV) TWO MEMBERS WHO ARE SCHOOL ADMINISTRATORS AT A  
23 PUBLIC SECONDARY SCHOOL, ONE WHO IS A SCHOOL ADMINISTRATOR AT  
24 A SCHOOL THAT IS LOCATED IN A RURAL SCHOOL DISTRICT AND ONE WHO  
25 IS A SCHOOL ADMINISTRATOR AT A SCHOOL THAT IS NOT LOCATED IN A  
26 RURAL SCHOOL DISTRICT;

27           (V) TWO MEMBERS WHO ARE PARENTS OR LEGAL GUARDIANS OF

1 A STUDENT ATTENDING A PUBLIC SECONDARY SCHOOL, ONE WHO IS A  
2 PARENT OR LEGAL GUARDIAN OF A STUDENT ATTENDING A SCHOOL THAT  
3 IS LOCATED IN A RURAL SCHOOL DISTRICT AND ONE WHO IS A PARENT OR  
4 LEGAL GUARDIAN OF A STUDENT ATTENDING A SCHOOL THAT NOT IS  
5 LOCATED IN A RURAL SCHOOL DISTRICT; AND

6 (VI) TWO MEMBERS WHO ARE LICENSED MEDICAL PROFESSIONALS  
7 WITH EXPERTISE IN ADOLESCENT SUBSTANCE USE DISORDERS, ONE WHO  
8 PRACTICES IN A RURAL REGION AND ONE WHO PRACTICES IN AN URBAN OR  
9 SUBURBAN REGION.

10 (b) TO THE EXTENT PRACTICABLE, THE MEMBERSHIP OF THE  
11 COMMITTEE MUST INCLUDE PERSONS FROM THROUGHOUT THE STATE AND  
12 REFLECT THE RACIAL, ETHNIC, AND GEOGRAPHIC DIVERSITY OF THE STATE.

13 (c) MEMBERS OF THE COMMITTEE SERVE AT THE PLEASURE OF THE  
14 COMMISSIONER, AND SERVE WITHOUT COMPENSATION OR PER DIEM.

15 (2) THE COMMITTEE SHALL DEVELOP A PRACTICE, OR IDENTIFY OR  
16 MODIFY AN EXISTING PRACTICE, FOR SECONDARY SCHOOLS TO IMPLEMENT  
17 THAT IDENTIFIES STUDENTS WHO NEED SUBSTANCE USE TREATMENT,  
18 OFFERS A BRIEF INTERVENTION, AND REFERS THE STUDENTS TO SUBSTANCE  
19 USE TREATMENT RESOURCES. THE COMMITTEE SHALL CONSIDER EXISTING  
20 AND AVAILABLE INFORMATION CONCERNING SECONDARY SCHOOL  
21 STUDENT SUBSTANCE USE IN COLORADO, AND HOW THE PRACTICE MUST  
22 ADDRESS THE CHALLENGES, RESOURCES, AND NEEDS IDENTIFIED FROM THE  
23 EXISTING AND AVAILABLE INFORMATION.

24 (3) ON OR BEFORE JANUARY 5, 2024, THE COMMITTEE SHALL  
25 SUBMIT A REPORT TO THE DEPARTMENT THAT DETAILS THE RECOMMENDED  
26 PRACTICE PURSUANT TO SUBSECTION (2) OF THIS SECTION. THE  
27 DEPARTMENT SHALL PUBLISH THE REPORT ON ITS WEBSITE AND SUBMIT

1 THE REPORT TO THE SUPERINTENDENT OF EVERY SCHOOL DISTRICT AND  
2 THE CHIEF ADMINISTRATOR OF EVERY INSTITUTE CHARTER SCHOOL THAT  
3 IS A SECONDARY SCHOOL.

4 (4) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE  
5 REQUIRES:

6 (a) "LICENSED MEDICAL PROFESSIONAL" MEANS A PSYCHOLOGIST  
7 OR PHYSICIAN LICENSED TO PRACTICE IN COLORADO.

8 (b) "RURAL SCHOOL DISTRICT" MEANS A SCHOOL DISTRICT IN  
9 COLORADO THAT THE DEPARTMENT DETERMINES IS RURAL, BASED ON THE  
10 GEOGRAPHIC SIZE OF THE SCHOOL DISTRICT AND THE DISTANCE OF THE  
11 SCHOOL DISTRICT FROM THE NEAREST LARGE, URBANIZED AREA.

12 (5) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2025.

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

**First Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO**

**BILL C**

LLS NO. 23-0170.01 Alana Rosen x2606

**SENATE BILL**

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**SENATE SPONSORSHIP**

**Moreno,**

**HOUSE SPONSORSHIP**

**Lindsay,**

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**Senate Committees**

**House Committees**

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**A BILL FOR AN ACT**

101      **CONCERNING ADDRESSING DISPROPORTIONATE DISCIPLINE IN PUBLIC**  
102      **SCHOOLS.**

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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://leg.colorado.gov/>.)*

**Colorado Youth Advisory Council Committee.** The bill requires each school district board of education, institute charter school board for a charter school authorized by the state charter school institute, or governing board of a board of cooperative services (BOCES) to adopt a policy to address disproportionate disciplinary practices in public schools. Each school district, charter school, institute charter school, or BOCES

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

(local education provider) shall develop, implement, and annually review improvement plans if the data reported to the department of education pursuant to the safe school reporting requirements shows disproportionate discipline practices at the local education provider. In implementing an improvement plan to address disproportionate discipline practices, each local education provider shall provide to the parents of the students enrolled in the school written notice of the improvement plan and issues identified by the local education provider as giving rise to the need for the plan. The written notice must include the timeline for developing and adopting the improvement plan and the dates, times, and locations of the public meeting to solicit input from parents concerning disproportionate discipline and the contents of the plan before the plan is written and a public hearing to review the plan prior to final adoption.

Current law encourages school districts to consider certain factors before suspending or expelling a student. The bill requires school districts to consider those factors before suspending or expelling a student.

The bill requires school districts to document in a student's record and compile in the safe school report any alternative disciplinary attempts before suspending or expelling a student.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 22-33-112 as  
3 follows:

4 **22-33-112. Addressing disproportionate discipline - policy -**  
5 **communications - legislative declaration - definitions.** (1) (a) THE  
6 GENERAL ASSEMBLY FINDS AND DECLARES THAT:

7 (I) STUDENTS WHO ARE SUSPENDED AND EXPELLED ARE MORE  
8 LIKELY TO BE WITHOUT SUPERVISION DURING THE SUSPENSION OR  
9 EXPULSION PERIOD, CAUSING STUDENTS TO FALL BEHIND IN COURSE WORK;

10 (II) SUSPENDED AND EXPELLED STUDENTS ARE FIFTY-ONE PERCENT  
11 MORE LIKELY TO BE ARRESTED TWO OR MORE TIMES THAN THEIR PEERS  
12 WHO ARE NOT SUSPENDED OR EXPELLED FROM SCHOOL;

13 (III) FOR THE 2018-19 SCHOOL YEAR IN COLORADO, BLACK  
14 STUDENTS WERE 3.2 TIMES MORE LIKELY TO BE SUSPENDED THAN WHITE

1 STUDENTS, AND HISPANIC STUDENTS WERE 1.7 TIMES MORE LIKELY TO BE  
2 SUSPENDED THAN WHITE STUDENTS; AND

3 (IV) LONGITUDINAL RESEARCH SHOWS THAT TWELVE YEARS  
4 AFTER A SUSPENSION, SUSPENDED YOUTH ARE LESS LIKELY THAN  
5 NONSUSPENDED YOUTH TO HAVE EARNED A HIGH SCHOOL DIPLOMA OR A  
6 BACHELOR'S DEGREE. SUSPENDED YOUTH ARE MORE LIKELY TO HAVE BEEN  
7 ARRESTED AND ON PROBATION, WHICH SUGGESTS THAT SUSPENSION,  
8 RATHER THAN SELECTION BIAS, EXPLAINS NEGATIVE OUTCOMES.

9 (b) THE GENERAL ASSEMBLY FINDS, THEREFORE, THAT  
10 DISCRIMINATION PLAYS A SIGNIFICANT ROLE IN PERPETUATING SCHOOL  
11 SAFETY POLICIES THAT PUSH STUDENTS INTO THE CRIMINAL JUSTICE  
12 SYSTEM. RESEARCH DEMONSTRATES THAT BLACK AND HISPANIC  
13 STUDENTS ARE OFTEN PUNISHED MORE HARSHLY FOR THE SAME  
14 INFRACTIONS THAN WHITE STUDENTS, WHICH REINFORCES THE ROLE OF  
15 RACIAL BIAS IN THE SCHOOL DISCIPLINE SYSTEM. IT IS CRITICAL TO  
16 UNDERSTAND DISPROPORTIONATE DISCIPLINE POLICIES AND TAKE STEPS TO  
17 ADDRESS AND PREVENT THE PROGRESSION FROM SCHOOL TO THE CRIMINAL  
18 JUSTICE SYSTEM FROM OCCURRING.

19 (2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE  
20 REQUIRES:

21 (a) "BOARD OF COOPERATIVE SERVICES" OR "BOCES" MEANS A  
22 BOARD OF COOPERATIVE SERVICES CREATED AND OPERATING PURSUANT  
23 TO ARTICLE 5 OF THIS TITLE 22 THAT OPERATES ONE OR MORE PUBLIC  
24 SCHOOLS.

25 (b) "DEPARTMENT" MEANS THE DEPARTMENT OF EDUCATION  
26 CREATED IN SECTION 24-1-115.

27 (c) "DISAGGREGATED STUDENT DATA" MEANS STUDENT DATA

1 DISAGGREGATED BY GENDER, GRADE LEVEL, RACE, ETHNICITY,  
2 DISABILITY, WHETHER THE STUDENT HAS FEDERAL SECTION 504  
3 ACCOMMODATIONS OR AN INDIVIDUALIZED EDUCATION PLAN, ENGLISH  
4 LANGUAGE LEARNER STATUS, FREE AND REDUCED-PRICE LUNCH STATUS,  
5 AND HOMELESS STATUS, COLLECTED PURSUANT TO SECTION 22-32-109.1  
6 (2)(b.5).

7 (d) "LOCAL EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT, A  
8 CHARTER SCHOOL AUTHORIZED BY A SCHOOL DISTRICT PURSUANT TO PART  
9 1 OF ARTICLE 30.5 OF THIS TITLE 22, A CHARTER SCHOOL AUTHORIZED BY  
10 THE STATE CHARTER SCHOOL INSTITUTE PURSUANT TO PART 5 OF ARTICLE  
11 30.5 OF THIS TITLE 22, OR A BOCES THAT OPERATES A SCHOOL.

12 (e) "LOCAL SCHOOL BOARD" MEANS A SCHOOL DISTRICT BOARD OF  
13 EDUCATION, AN INSTITUTE CHARTER SCHOOL BOARD FOR A CHARTER  
14 SCHOOL AUTHORIZED BY THE STATE CHARTER SCHOOL INSTITUTE, OR THE  
15 GOVERNING BOARD OF A BOCES.

16 (3)(a) EACH LOCAL SCHOOL BOARD SHALL ADOPT, AND THE LOCAL  
17 EDUCATION PROVIDER SHALL IMPLEMENT, A POLICY TO ADDRESS  
18 DISPROPORTIONATE DISCIPLINARY PRACTICES IN SCHOOLS BASED ON THE  
19 DATA CONCERNING THE NUMBER AND TYPES OF DISCIPLINARY INCIDENTS,  
20 THE DISCIPLINARY ACTIONS TAKEN IN RESPONSE TO SUCH INCIDENTS, AND  
21 DISAGGREGATED STUDENT DATA COLLECTED PURSUANT TO SECTION  
22 22-32-109.1 (2)(b.5). IN ADOPTING THE POLICY, THE LOCAL SCHOOL  
23 BOARD MAY TAKE INTO ACCOUNT, BUT NEED NOT BE LIMITED TO, THE  
24 PRACTICES AND STRATEGIES IDENTIFIED IN THE CONDUCT AND DISCIPLINE  
25 CODE AND THE SAFE SCHOOL REPORTING REQUIREMENTS DESCRIBED IN  
26 SECTION 22-32-109.1.

27 (b) AS PART OF THE POLICY TO ADDRESS DISPROPORTIONATE

1 DISCIPLINE, EACH LOCAL EDUCATION PROVIDER IS ENCOURAGED TO  
2 PROVIDE TRAINING CONCERNING BEST PRACTICES AND SKILLS TO ADDRESS  
3 DISPROPORTIONATE DISCIPLINE AND TO CREATE NEW, INCLUSIONARY  
4 APPROACHES TO DISCIPLINE.

5 (c) EACH LOCAL EDUCATION PROVIDER SHALL IDENTIFY AN  
6 EMPLOYEE OF THE LOCAL EDUCATION PROVIDER TO ACT AS THE POINT OF  
7 CONTACT FOR DISCIPLINE TRAINING AND RESOURCES. THE IDENTIFIED  
8 PERSON SHALL ALSO SERVE AS THE LIAISON BETWEEN THE LOCAL  
9 EDUCATION PROVIDER AND THE DEPARTMENT AND SHALL FACILITATE THE  
10 EFFORTS OF THE LOCAL EDUCATION PROVIDER TO ADDRESS  
11 DISPROPORTIONATE DISCIPLINE. THE LOCAL EDUCATION PROVIDER SHALL  
12 SUBMIT TO THE DEPARTMENT THE NAME OF THE IDENTIFIED EMPLOYEE.

13 (4) (a) EACH LOCAL EDUCATION PROVIDER SHALL ANNUALLY  
14 REVIEW THE DATA CONCERNING THE NUMBER AND TYPES OF DISCIPLINARY  
15 INCIDENTS, THE DISCIPLINARY ACTIONS TAKEN IN RESPONSE TO SUCH  
16 INCIDENTS, AND DISAGGREGATED STUDENT DATA COLLECTED PURSUANT  
17 TO SECTION 22-32-109.1 (2)(b.5).

18 (b) IF THE DATA DESCRIBED IN SUBSECTION (4)(a) OF THIS SECTION  
19 REFLECTS DISPROPORTIONATE DISCIPLINE, THE LOCAL EDUCATION  
20 PROVIDER SHALL DEVELOP, IMPLEMENT, AND ANNUALLY REVIEW AN  
21 IMPROVEMENT PLAN TO ADDRESS DISPROPORTIONATE DISCIPLINE  
22 PRACTICES BASED ON THE DATA COLLECTED PURSUANT TO SECTION  
23 22-32-109.1 (2)(b.5). IN IMPLEMENTING AN IMPROVEMENT PLAN TO  
24 ADDRESS DISPROPORTIONATE DISCIPLINE PRACTICES, THE LOCAL  
25 EDUCATION PROVIDER SHALL PROVIDE WRITTEN NOTICE TO THE PARENTS  
26 OF THE STUDENTS ENROLLED IN THE LOCAL EDUCATION PROVIDER OF THE  
27 IMPROVEMENT PLAN AND ISSUES IDENTIFIED BY THE LOCAL EDUCATION

1 PROVIDER AS GIVING RISE TO THE NEED FOR THE PLAN. THE WRITTEN  
2 NOTICE MUST INCLUDE THE TIMELINE FOR DEVELOPING AND ADOPTING THE  
3 IMPROVEMENT PLAN AND THE DATES, TIMES, AND LOCATIONS OF THE  
4 PUBLIC MEETING DESCRIBED IN SUBSECTION (4)(c) OF THIS SECTION AND  
5 THE PUBLIC HEARING DESCRIBED IN SUBSECTION (4)(d) OF THIS SECTION.

6 (c) THE LOCAL EDUCATION PROVIDER SHALL HOLD A PUBLIC  
7 MEETING TO SOLICIT INPUT FROM PARENTS CONCERNING  
8 DISPROPORTIONATE DISCIPLINE AND THE CONTENTS OF THE IMPROVEMENT  
9 PLAN BEFORE THE PLAN IS WRITTEN. AT THE PUBLIC MEETING, THE  
10 SUPERINTENDENT OF THE LOCAL EDUCATION PROVIDER SHALL REVIEW THE  
11 PROGRESS OF THE LOCAL EDUCATION PROVIDER IN ITS APPROACH TO  
12 DISCIPLINE FOR THE PRECEDING YEAR.

13 (d) THE LOCAL SCHOOL BOARD SHALL HOLD A PUBLIC HEARING  
14 AFTER THE PLAN IS WRITTEN TO REVIEW THE PLAN PRIOR TO FINAL  
15 ADOPTION. THE DATE OF THE PUBLIC HEARING MUST BE AT LEAST THIRTY  
16 DAYS AFTER THE DATE ON WHICH THE LOCAL EDUCATION PROVIDER  
17 PROVIDES THE WRITTEN NOTICE OF THE PUBLIC HEARING.

18 (5) FOR THE 2023-24 BUDGET YEAR, THE GENERAL ASSEMBLY  
19 SHALL APPROPRIATE TO THE DEPARTMENT THREE HUNDRED THOUSAND  
20 DOLLARS FOR DISTRIBUTION TO LOCAL EDUCATION PROVIDERS TO OFFSET  
21 THE COSTS INCURRED IN IMPLEMENTING THIS SECTION. THE DEPARTMENT  
22 SHALL DETERMINE THE AMOUNT TO DISTRIBUTE TO EACH LOCAL  
23 EDUCATION PROVIDER.

24 **SECTION 2.** In Colorado Revised Statutes, 22-33-106, **amend**  
25 (1.2) as follows:

26 **22-33-106. Grounds for suspension, expulsion, and denial of**  
27 **admission.** (1.2) (a) Each school district ~~is encouraged to~~ SHALL consider

1 each of the following factors before suspending or expelling a student  
2 pursuant to ~~a provision of~~ subsection (1) of this section:

- 3 ~~(a)~~ (I) The age of the student;
- 4 ~~(b)~~ (II) The disciplinary history of the student;
- 5 ~~(c)~~ (III) Whether the student has a disability;
- 6 ~~(d)~~ (IV) The seriousness of the violation committed by the  
7 student;
- 8 ~~(e)~~ (V) Whether the violation committed by the student threatened  
9 the safety of any student or staff member; and
- 10 ~~(f)~~ (VI) Whether a lesser intervention would properly address the  
11 violation committed by the student.

12 (b) IN ADDITION TO SUBSECTION (1.2)(a) OF THIS SECTION, EACH  
13 SCHOOL DISTRICT SHALL DOCUMENT IN A STUDENT'S RECORD AND COMPILE  
14 IN THE SAFE SCHOOL REPORT PURSUANT TO SECTION 22-32-109.1  
15 (2)(b)(IV) ANY ALTERNATIVE DISCIPLINARY MEASURES USED BEFORE  
16 SUSPENDING OR EXPELLING THE STUDENT PURSUANT TO SUBSECTION (1)  
17 OF THIS SECTION.

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