

Second Regular Session  
Sixty-fifth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 06-0463.01 Jane Ritter

HOUSE BILL 06-1062

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HOUSE SPONSORSHIP

Welker, and Schultheis

SENATE SPONSORSHIP

(None),

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House Committees  
State, Veterans, & Military Affairs

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING COLLECTION OF CITIZENSHIP DATA FOR PUBLIC SCHOOL  
102 STUDENTS ENROLLED IN KINDERGARTEN THROUGH TWELFTH  
103 GRADE.

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Bill Summary

*(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)*

Directs each school district board of education ("board of education") to require each student enrolled in the school district to provide at the time of registration for the 2006-07 academic year documentation of the student's country of citizenship, a verbal statement identifying the student's country of citizenship if the student cannot provide such documentation, or a statement that the student is unable to

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.*

provide such documentation. Requires the board of education to maintain and report the data in the aggregate only and to state clearly that no referral for legal action shall be taken against a student or a student's family based on information collected at registration.

Requires each board of education to provide a report of the data collected to the state board of education, and further requires the state board of education to report the data to the joint budget committee and education committees of the senate and house of representatives.

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

2           **SECTION 1.** Article 1 of title 22, Colorado Revised Statutes, is  
3 amended BY THE ADDITION OF A NEW SECTION to read:

4           **22-1-126. Documentation of citizenship at registration -**  
5 **legislative declaration - requirements - report - repeal.** (1) BY  
6 ENACTING THIS SECTION, THE GENERAL ASSEMBLY INTENDS TO OBTAIN A  
7 CLEARER UNDERSTANDING OF THE DEMOGRAPHIC MAKEUP OF THE STATE'S  
8 POPULATION IN ORDER TO TAILOR THE USE OF THE STATE'S RESOURCES TO  
9 BETTER MEET THE NEEDS OF THE PEOPLE OF THE STATE OF COLORADO.  
10 THE GENERAL ASSEMBLY DOES NOT INTEND FOR THE REQUIREMENTS OF  
11 THIS SECTION TO DIRECTLY OR INDIRECTLY DISCOURAGE INDIVIDUAL  
12 STUDENTS FROM ATTENDING SCHOOL. BY ENACTING THIS SECTION, THE  
13 GENERAL ASSEMBLY DOES NOT INTEND TO COLLECT DATA ON INDIVIDUALS  
14 OR REFER INDIVIDUALS FOR LEGAL ACTION BASED ON INFORMATION  
15 COLLECTED.

16           (2) NO LATER THAN SEPTEMBER 1, 2006, THE BOARD OF  
17 EDUCATION IN EACH SCHOOL DISTRICT SHALL:

18           (a) REQUIRE EACH STUDENT ENROLLED IN THE SCHOOL DISTRICT  
19 TO PROVIDE AT THE TIME OF REGISTRATION DOCUMENTATION OF THE  
20 STUDENT'S COUNTRY OF CITIZENSHIP, IF AVAILABLE, IN ADDITION TO ANY  
21 OTHER REQUIRED REGISTRATION MATERIALS. ACCEPTABLE

1 DOCUMENTATION OF A STUDENT'S COUNTRY OF CITIZENSHIP INCLUDES BUT  
2 IS NOT LIMITED TO A BIRTH CERTIFICATE, PASSPORT, OR SOCIAL SECURITY  
3 CARD. IF A STUDENT DOES NOT PROVIDE DOCUMENTATION OF HIS OR HER  
4 COUNTRY OF CITIZENSHIP, THE STUDENT MAY EITHER PROVIDE A  
5 STATEMENT IDENTIFYING THE STUDENT'S COUNTRY OF CITIZENSHIP OR  
6 STATE THAT HE OR SHE IS UNABLE TO PROVIDE THE DOCUMENTATION.

7 (b) STATE CLEARLY IN ITS REGISTRATION MATERIALS THAT IT  
8 SHALL NOT REFER FOR LEGAL ACTION A STUDENT OR A STUDENT'S FAMILY  
9 BASED ON INFORMATION OBTAINED THROUGH THE DOCUMENTATION OR  
10 STATEMENT PROVIDED PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION  
11 (2); AND

12 (c) MAINTAIN THE CITIZENSHIP INFORMATION IN THE AGGREGATE  
13 ONLY. A SCHOOL DISTRICT SHALL NOT INCLUDE OR MAINTAIN THE  
14 INFORMATION COLLECTED IN INDIVIDUAL STUDENT RECORDS.

15 (3) ON OR BEFORE OCTOBER 10, 2006, EACH SCHOOL DISTRICT  
16 BOARD OF EDUCATION SHALL SUBMIT A REPORT TO THE STATE BOARD OF  
17 EDUCATION REGARDING THE DATA COLLECTED PURSUANT TO THIS  
18 SECTION, INCLUDING BUT NOT LIMITED TO THE NUMBER OF STUDENTS WHO  
19 ARE UNITED STATES CITIZENS, THE NUMBER OF STUDENTS WHO ARE  
20 CITIZENS OF COUNTRIES OTHER THAN THE UNITED STATES, AND THE  
21 NUMBER OF STUDENTS WHO ARE UNABLE TO PROVIDE DOCUMENTATION OF  
22 THE COUNTRY OF THEIR CITIZENSHIP.

23 (4) ON OR BEFORE NOVEMBER 15, 2006, THE STATE BOARD OF  
24 EDUCATION SHALL SUBMIT TO THE MEMBERS OF THE JOINT BUDGET  
25 COMMITTEE AND THE EDUCATION COMMITTEES OF THE SENATE AND THE  
26 HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, A REPORT  
27 SUMMARIZING THE INFORMATION COLLECTED BY EACH SCHOOL DISTRICT

1 PURSUANT TO THIS SECTION.

2 (5) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2007.

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