

Second Regular Session  
Seventy-fifth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 26-0610.01 Lindy Schaible x4215

**HOUSE BILL 26-1090**

**HOUSE SPONSORSHIP**

**Luck and Martinez, Mabrey**

**SENATE SPONSORSHIP**

**Gonzales J.,**

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**House Committees**  
Education

**Senate Committees**

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**A BILL FOR AN ACT**  
101     **CONCERNING TEACHER LICENSING REQUIREMENTS.**

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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>.)*

Current law requires that:

- An applicant for a teacher license disclose all misdemeanor convictions, regardless of the date of conviction, except misdemeanor traffic offenses or traffic infractions;
- An applicant for an initial teacher license complete a program of preparation or an alternative teacher program; and
- An applicant for a professional teacher license complete an

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.*

induction program.

The bill requires that an applicant disclose a misdemeanor conviction committed against an at-risk person or a child, regardless of the date of conviction, but does not require that an applicant disclose a misdemeanor conviction that occurred more than 7 years ago, unless it was committed against an at-risk person or a child.

The bill requires that the department of education waive the program of preparation and alternative teacher program requirements and induction program requirement for applicants with a minimum of 2 years of private school teaching experience in Colorado.

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

2           **SECTION 1.** In Colorado Revised Statutes, 22-60.5-103, **amend**

3       (2)(a) as follows:

4           **22-60.5-103. Applicants - licenses - authorizations - submittal**  
5       **of form and fingerprints - failure to comply constitutes grounds for**  
6       **denial - definition.**

7           (2) (a) On a form provided by the department of education, an  
8       applicant shall certify, under penalty of perjury, either:

9           (I) That ~~he has never~~ THEY HAVE NOT been convicted of  
10       committing:

11           (A) ~~Any~~ A felony, ~~or~~ REGARDLESS OF THE DATE OF CONVICTION;

12           (B) A misdemeanor FOR WHICH, AS AN ELEMENT OF THE OFFENSE,  
13       THE VICTIM WAS AN AT-RISK PERSON, AS DEFINED IN SECTION 18-6.5-102,  
14       OR A CHILD, REGARDLESS OF THE DATE OF CONVICTION; OR

15           (C) ~~but not including~~ ANY OTHER MISDEMEANOR IN THE SEVEN  
16       YEARS BEFORE THE DATE OF THE APPLICATION, EXCLUDING any  
17       misdemeanor traffic offense or traffic infraction; or

18           (II) That ~~he has~~ THEY HAVE been convicted of committing ~~any~~ A  
19       felony or A misdemeanor ~~but not including~~ FOR WHICH, AS AN ELEMENT  
20       OF THE OFFENSE, THE VICTIM WAS AN AT-RISK PERSON, AS DEFINED IN

1 SECTION 18-6.5-102, OR A CHILD, REGARDLESS OF THE DATE OF  
2 CONVICTION, OR ANY OTHER MISDEMEANOR IN THE SEVEN YEARS BEFORE  
3 THE DATE OF THE APPLICATION, EXCLUDING any misdemeanor traffic  
4 offense or traffic infraction. ~~Such certification~~ EACH CONVICTION IN  
5 THESE THREE CATEGORIES MUST BE LISTED IN THE CERTIFICATION. FOR  
6 EACH CONVICTION LISTED IN THE CERTIFICATION, THE APPLICANT shall  
7 specify ~~such~~ THE felony or misdemeanor for which THE APPLICANT WAS  
8 convicted, the date of ~~such~~ THE conviction, and the court entering the  
9 judgment of conviction.

10 (III) AS USED IN THIS SUBSECTION (2), UNLESS THE CONTEXT  
11 OTHERWISE REQUIRES, "CHILD" MEANS A PERSON UNDER EIGHTEEN YEARS  
12 OLD.

13 **SECTION 2.** In Colorado Revised Statutes, 22-60.5-201, **add**  
14 (1)(b)(II.7) and (1)(c)(II.9) as follows:

15 **22-60.5-201. Types of teacher licenses issued - term - rules.**

16 (1) The department is designated as the sole agency authorized to  
17 issue the following teacher licenses to persons of good moral character:

18 (b) **Initial teacher license.**

19 (II.7) NOTWITHSTANDING ANY OTHER PROVISION IN THIS ARTICLE  
20 60.5 TO THE CONTRARY, THE DEPARTMENT SHALL WAIVE THE  
21 REQUIREMENT TO COMPLETE A PROGRAM OF PREPARATION OR AN  
22 ALTERNATIVE TEACHER PROGRAM FOR AN APPLICANT WITH A MINIMUM OF  
23 TWO YEARS OF FULL-TIME TEACHING EXPERIENCE, IN THE SUBJECT AND  
24 LEVEL OF THE CREDENTIAL SOUGHT, IN A PRIVATE SCHOOL IN COLORADO.

25 (c) **Professional teacher license.**

26 (II.9) NOTWITHSTANDING ANY OTHER PROVISION IN THIS ARTICLE  
27 60.5 TO THE CONTRARY, THE DEPARTMENT SHALL WAIVE THE

1 REQUIREMENT TO COMPLETE AN INDUCTION PROGRAM FOR AN APPLICANT  
2 WITH A MINIMUM OF TWO YEARS OF FULL-TIME TEACHING EXPERIENCE, IN  
3 THE SUBJECT AND LEVEL OF THE CREDENTIAL SOUGHT, IN A PRIVATE  
4 SCHOOL IN COLORADO.

5 **SECTION 3.** In Colorado Revised Statutes, 22-2-119.3, **amend**  
6 (2)(a); and **add** (6)(a.5) as follows:

7 **22-2-119.3. Department of education - educator preparation**  
8 **program students - record check - fee - definitions.**

9 (2) (a) On a form provided by the department OF EDUCATION, the  
10 student shall certify, under penalty of perjury, either:

11 (I) That ~~he or she has never~~ THEY HAVE NOT been convicted of  
12 committing:

13 (A) ~~Any~~ A felony, ~~or~~ REGARDLESS OF THE DATE OF CONVICTION;

14 (B) A misdemeanor FOR WHICH, AS AN ELEMENT OF THE OFFENSE,  
15 THE VICTIM WAS AN AT-RISK PERSON, AS DEFINED IN SECTION 18-6.5-102,  
16 OR A CHILD, REGARDLESS OF THE DATE OF CONVICTION; OR

17 (C) ~~but not including~~ ANY OTHER MISDEMEANOR IN THE SEVEN  
18 YEARS BEFORE THE APPLICATION, EXCLUDING any misdemeanor traffic  
19 offense or traffic infraction; or

20 (II) That ~~he or she has~~ THEY HAVE been convicted of committing  
21 ~~any~~ A felony or A misdemeanor ~~but not including~~ FOR WHICH, AS AN  
22 ELEMENT OF THE OFFENSE, THE VICTIM WAS AN AT-RISK PERSON, AS  
23 DEFINED IN SECTION 18-6.5-102, OR A CHILD, REGARDLESS OF THE DATE  
24 OF CONVICTION, OR ANY OTHER MISDEMEANOR IN THE SEVEN YEARS  
25 BEFORE THE DATE OF THE APPLICATION, EXCLUDING any misdemeanor  
26 traffic offense or traffic infraction. ~~Such certification~~ EACH CONVICTION  
27 IN THESE THREE CATEGORIES MUST BE LISTED IN THE CERTIFICATION. FOR

1 EACH CONVICTION LISTED IN THE CERTIFICATION, THE APPLICANT shall  
2 specify ~~such~~ THE felony or misdemeanor for which THE APPLICANT WAS  
3 convicted, the date of ~~such~~ THE conviction, and the court entering the  
4 judgment of conviction.

5 (6) As used in this section, unless the context otherwise requires:

6 (a.5) "CHILD" MEANS A PERSON UNDER EIGHTEEN YEARS OLD.

7 **SECTION 4.** In Colorado Revised Statutes, 22-30.5-110.7,  
8 **amend** (2) and (8) as follows:

9 **22-30.5-110.7. Fingerprint-based criminal history record  
10 checks - charter school employees - procedures - exceptions -  
11 definitions.**

12 (2) On a form provided by the charter school, an applicant to  
13 whom an offer of employment is extended shall certify, under penalty of  
14 perjury, either:

15 (a) That ~~he or she has never~~ THEY HAVE NOT been convicted of  
16 committing:

17 (I) ~~Any~~ A felony, ~~or~~ REGARDLESS OF THE DATE OF CONVICTION;

18 (II) A misdemeanor FOR WHICH, AS AN ELEMENT OF THE OFFENSE,  
19 THE VICTIM WAS AN AT-RISK PERSON, AS DEFINED IN SECTION 18-6.5-102,  
20 OR A CHILD, REGARDLESS OF THE DATE OF CONVICTION; OR

21 (III) ~~but not including~~ ANY OTHER MISDEMEANOR IN THE SEVEN  
22 YEARS BEFORE THE APPLICATION, EXCLUDING any misdemeanor traffic  
23 offense or traffic infraction; or

24 (b) That ~~he or she has~~ THEY HAVE been convicted of committing  
25 ~~any~~ A felony or A misdemeanor ~~but not including~~ FOR WHICH, AS AN  
26 ELEMENT OF THE OFFENSE, THE VICTIM WAS AN AT-RISK PERSON, AS  
27 DEFINED IN SECTION 18-6.5-102, OR A CHILD, REGARDLESS OF THE DATE

1 OF CONVICTION, OR ANY OTHER MISDEMEANOR IN THE SEVEN YEARS  
2 BEFORE THE DATE OF THE APPLICATION, EXCLUDING any misdemeanor  
3 traffic offense or traffic infraction. Such certification EACH CONVICTION  
4 IN THESE THREE CATEGORIES MUST BE LISTED IN THE CERTIFICATION. FOR  
5 EACH CONVICTION LISTED IN THE CERTIFICATION, THE APPLICANT shall  
6 specify the felony or misdemeanor for which the applicant was convicted,  
7 the date of the conviction, and the court entering the judgment of  
8 conviction.

9 (8) ~~For purposes of~~ AS USED IN this section, UNLESS THE CONTEXT  
10 OTHERWISE REQUIRES:

11 (a) "CHILD" MEANS A PERSON UNDER EIGHTEEN YEARS OLD.

12 (b) "Convicted" means a conviction by a jury or by a court and  
13 shall also ~~include~~ INCLUDES the forfeiture of any bail, bond, or other  
14 security deposited to secure appearance by a person charged with a felony  
15 or misdemeanor, the payment of a fine, a plea of guilty, a plea of nolo  
16 contendere, and the imposition of a deferred or suspended sentence by the  
17 court.

18 (c) "Position of employment" means any job or position in  
19 which a person may be engaged in the service of a charter school for  
20 salary or hourly wages, whether full time or part time and whether  
21 temporary or permanent.

22 **SECTION 5. 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 (August  
25 12, 2026, if adjournment sine die is on May 13, 2026); except that, if a  
26 referendum petition is filed pursuant to section 1 (3) of article V of the  
27 state constitution against this act or an item, section, or part of this act

1      within such period, then the act, item, section, or part will not take effect  
2      unless approved by the people at the general election to be held in  
3      November 2026 and, in such case, will take effect on the date of the  
4      official declaration of the vote thereon by the governor.