



COLORADO STATE BOARD OF EDUCATION

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Seated January 9, 2001

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A RESOLUTION:

CONCERNING EQUAL ACCESS TO ONLINE EDUCATION

WHEREAS, the State Board of Education has been asked to waive the 135-slot statutory limit for online education – 22-33-104.6 (4) (a) (I) and (II), and

WHEREAS, the State Board has obtained advisory opinions from the Governor, the Attorney General, Legislative Legal Services, Legislative Council, and the Office of State Planning and Budgeting, and

WHEREAS, all of the above noted entities have advised the State Board of Education of the potentially severe negative fiscal and administrative repercussions if said waiver is granted, and

WHEREAS, the State Board of Education has therefore not granted said waiver, and

WHEREAS, the Board believes that the statute in question, represents a substantive barrier to equal educational opportunity, therefore,

BE IT RESOLVED, the State Board of Education urges the statutorily-formed committee examining this matter to recommend remedies for these inequities, and

BE IT FURTHER RESOLVED, that the State Board of Education urges the General Assembly of 2003 to amend this statute to give full, fair, and equitable access to all benefits of this program to all Colorado children.

Adopted: August 14, 2002