NOTE: This bill has been prepared for the signature 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 03-1369

BY REPRESENTATIVE(S) Spence, Clapp, Harvey, Merrifield, Stafford, and Williams S.;
also SENATOR(S) Anderson, Arnold, Jones, and Kester.

CONCERNING A MODIFICATION TO THE ELIGIBILITY CRITERIA FOR CHILDREN IN ONE OF GRADES ONE THROUGH THREE FOR PURPOSES OF THE "COLORADO OPPORTUNITY CONTRACT PILOT PROGRAM" TO REQUIRE A CHILD TO HAVE BEEN CONTINUOUSLY ATTENDING A PUBLIC SCHOOL DURING THE PREVIOUS SCHOOL YEAR.

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

SECTION 1. 22-56-104 (2) (b) (II), Colorado Revised Statutes, as enacted by House Bill 03-1160, enacted at the First Regular Session of the Sixty-fourth General Assembly, is amended to read:

22-56-104. Pilot program - established - eligible child - criteria - application - limitations on participation - priorities. (2) A child who resides within a school district may participate in the pilot program if, at the time of applying, the school district determines that the child meets the following criteria:

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

(b) (II) For children entering or enrolled in one of grades one through three, the child EITHER WAS CONTINUOUSLY ENROLLED IN AND ATTENDING A PUBLIC SCHOOL DURING THE PREVIOUS SCHOOL YEAR OR HAD NOT ATTAINED THE AGE FOR COMPULSORY SCHOOL ATTENDANCE SPECIFIED IN SECTION 22-33-104 FOR THE PREVIOUS SCHOOL YEAR, AND THE CHILD:

~~(A) Was continuously enrolled in and attending a public school during the previous school year;~~

~~(B)~~ (A) Lacks overall learning readiness attributable to at least three significant family risk factors, as described in section 22-28-106; ~~or~~

~~(C)~~ (B) Resides in an area in which the child's neighborhood school, as defined in section 22-1-122 (2) (c), is a public school in the school district that received an academic performance rating of "low" or "unsatisfactory" pursuant to section 22-7-604 (5); OR

(C) HAS BEEN ASSESSED ON THE READING READINESS OR LITERACY AND READING COMPREHENSION ASSESSMENT DESCRIBED IN SECTION 22-7-504 AT A LEVEL BELOW THE LEVEL ESTABLISHED BY THE STATE FOR PUPILS AT THE CHILD'S GRADE LEVEL.

SECTION 2. Safety clause. The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Lola Spradley SPEAKER OF THE HOUSE OF REPRESENTATIVES	John Andrews PRESIDENT OF THE SENATE
Judith Rodrigue CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES	Mona Heustis SECRETARY OF THE SENATE

APPROVED_____

Bill Owens
GOVERNOR OF THE STATE OF COLORADO