

Second Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

REVISED

*This Version Includes All Amendments Adopted  
on Second Reading in the Second House*

LLS NO. 12-0210.01 Julie Pelegrin x2700

HOUSE BILL 12-1013

HOUSE SPONSORSHIP

Fields and Holbert, Massey

SENATE SPONSORSHIP

Hudak and King K., Bacon

House Committees  
Education

Senate Committees  
Education

A BILL FOR AN ACT

101 CONCERNING INTERVENTION SERVICES FOR MIDDLE-GRADE STUDENTS.

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://www.leg.state.co.us/billsummaries>.)*

**Educational Success Task Force.** The bill directs school districts to consider adopting procedures by which the public schools of the school district use available data to identify and provide intervention services to students in grades 6 through 9 who are exhibiting behaviors that indicate the students are at increased risk of dropping out of school. Institute charter schools are also directed to consider adopting procedures to identify and provide intervention services to this population of students.

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.*

SENATE  
2nd Reading Unam ended  
March 5, 2012

HOUSE  
3rd Reading Unam ended  
February 1, 2012

HOUSE  
Am ended 2nd Reading  
January 31, 2012

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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** 22-32-118.5 as  
3 follows:

4           **22-32-118.5. Intervention strategies - students at risk of**  
5 **dropping out - legislative declaration.** (1) THE GENERAL ASSEMBLY  
6 FINDS THAT RESEARCH SHOWS THERE ARE CERTAIN BEHAVIORS SUCH AS  
7 TRUANCY, LOW ACADEMIC ACHIEVEMENT, AND MISBEHAVIOR THAT  
8 RESULTS IN SUSPENSION OR EXPULSION THAT, WHEN EXHIBITED BY A  
9 STUDENT, ARE CLEAR INDICATIONS THAT THE STUDENT IS AT INCREASED  
10 RISK OF DROPPING OUT OF SCHOOL BEFORE GRADUATION. THESE  
11 BEHAVIORS ARE OFTEN NOTICEABLE AS EARLY AS GRADES SIX THROUGH  
12 NINE AND, EVEN AT THIS RELATIVELY EARLY STAGE OF A STUDENT'S  
13 ACADEMIC CAREER, ARE ACCURATE PREDICTORS OF WHETHER THE  
14 STUDENT WILL GRADUATE OR DROP OUT OF HIGH SCHOOL. THE GENERAL  
15 ASSEMBLY FURTHER FINDS THAT INTERVENTIONS WITH STUDENTS WHO  
16 DEMONSTRATE THESE BEHAVIORS IN THESE MIDDLE GRADES CAN BE VERY  
17 SUCCESSFUL IN ENABLING THE STUDENT TO REFOCUS HIS OR HER EFFORTS,  
18 IMPROVE IN ACADEMIC ACHIEVEMENT, AND SUCCESSFULLY GRADUATE  
19 FROM HIGH SCHOOL. THEREFORE, IT IS THE INTENT OF THE GENERAL  
20 ASSEMBLY THAT SCHOOL DISTRICTS AND PUBLIC SCHOOLS FOCUS  
21 ATTENTION ON THE DATA COLLECTED FOR STUDENTS IN THESE MIDDLE  
22 GRADES, IDENTIFY STUDENTS WHO REQUIRE INTERVENTIONS, AND PROVIDE  
23 THE APPROPRIATE INTERVENTIONS TO ASSIST STUDENTS IN GRADUATING  
24 FROM HIGH SCHOOL.

25           (2) (a) EACH SCHOOL DISTRICT BOARD OF EDUCATION SHALL  
26 CONSIDER ADOPTING PROCEDURES BY WHICH THE SCHOOLS OF THE SCHOOL

1 DISTRICT, INCLUDING CHARTER SCHOOLS, THAT INCLUDE ANY OF GRADES  
2 SIX THROUGH NINE SHALL REVIEW THE RELEVANT DATA FOR STUDENTS IN  
3 THOSE GRADES AND IDENTIFY STUDENTS WHO ARE DEMONSTRATING  
4 BEHAVIORS THAT INDICATE THE STUDENT IS AT GREATER RISK OF  
5 DROPPING OUT OF SCHOOL. THE BEHAVIORS MAY INCLUDE, BUT NEED NOT  
6 BE LIMITED TO, LOW ACADEMIC ACHIEVEMENT, TRUANCY, INSUBORDINATE  
7 BEHAVIOR, AND DISENGAGEMENT.

8 (b) THE PROCEDURES MAY SPECIFY THAT, AFTER A SCHOOL  
9 IDENTIFIES A STUDENT AS BEING AT INCREASED RISK OF DROPPING OUT OF  
10 SCHOOL, THE SCHOOL SHALL PROVIDE APPROPRIATE INTERVENTIONS THAT  
11 ARE DESIGNED TO ASSIST THE STUDENT IN IMPROVING HIS OR HER  
12 ACADEMIC PERFORMANCE AND BEHAVIOR AND IN INCREASING HIS OR HER  
13 OVERALL LEVEL OF ENGAGEMENT IN SCHOOL. INTERVENTIONS MAY  
14 INCLUDE, BUT NEED NOT BE LIMITED TO, COUNSELING, TUTORING, PARENT  
15 ENGAGEMENT, AND DEVELOPMENTAL EDUCATION SERVICES.

16 (c) IF A SCHOOL DISTRICT BOARD OF EDUCATION ADOPTS  
17 PROCEDURES PURSUANT TO THIS SUBSECTION (2), THE SCHOOL DISTRICT  
18 SHALL NOTIFY A STUDENT'S PARENTS AS SOON AS POSSIBLE AFTER THE  
19 SCHOOL DISTRICT IDENTIFIES THE STUDENT AS BEING AT GREATER RISK OF  
20 DROPPING OUT OF SCHOOL. THE SCHOOL DISTRICT SHALL PROVIDE TO THE  
21 STUDENT'S PARENTS A DESCRIPTION OF THE INTERVENTIONS THAT THE  
22 SCHOOL DISTRICT INTENDS TO IMPLEMENT FOR THE STUDENT, IF ANY. THE  
23 PARENT MAY APPROVE OR REJECT THE DESCRIBED INTERVENTIONS. IF THE  
24 PARENT REJECTS THE INTERVENTIONS, THE SCHOOL DISTRICT SHALL NOT  
25 IMPLEMENT THE INTERVENTIONS. THE PARENT MAY TERMINATE THE  
26 INTERVENTIONS AT ANY TIME AFTER THE SCHOOL DISTRICT BEGINS  
27 PROVIDING THE INTERVENTIONS.

1 (d) A PARENT MAY CONTACT THE SCHOOL DISTRICT IN WHICH HIS  
2 OR HER STUDENT IS ENROLLED TO REQUEST INTERVENTIONS PURSUANT TO  
3 THIS SUBSECTION (2) IF THE PARENT DETERMINES THAT THE STUDENT IS AT  
4 GREATER RISK OF DROPPING OUT OF SCHOOL

5 SECTION 2. In Colorado Revised Statutes, add 22-30.5-523 as  
6 follows:

7 22-30.5-523. Intervention strategies - students at risk of  
8 dropping out. (1) EACH INSTITUTE CHARTER SCHOOL THAT INCLUDES  
9 ANY OF GRADES SIX THROUGH NINE SHALL CONSIDER ADOPTING  
10 PROCEDURES TO REVIEW THE RELEVANT DATA FOR STUDENTS IN THOSE  
11 GRADES AND IDENTIFY STUDENTS WHO ARE DEMONSTRATING BEHAVIORS  
12 THAT INDICATE THE STUDENT IS AT GREATER RISK OF DROPPING OUT OF  
13 SCHOOL. THE BEHAVIORS MAY INCLUDE, BUT NEED NOT BE LIMITED TO,  
14 LOW ACADEMIC ACHIEVEMENT, TRUANCY, INSUBORDINATE BEHAVIOR,  
15 AND DISENGAGEMENT.

16 (2) THE PROCEDURES MAY SPECIFY THAT, AFTER AN INSTITUTE  
17 CHARTER SCHOOL IDENTIFIES A STUDENT AS BEING AT INCREASED RISK OF  
18 DROPPING OUT OF SCHOOL, THE SCHOOL SHALL PROVIDE APPROPRIATE  
19 INTERVENTIONS THAT ARE DESIGNED TO ASSIST THE STUDENT IN  
20 IMPROVING HIS OR HER ACADEMIC PERFORMANCE AND BEHAVIOR AND IN  
21 INCREASING HIS OR HER OVERALL LEVEL OF ENGAGEMENT IN SCHOOL.  
22 INTERVENTIONS MAY INCLUDE, BUT NEED NOT BE LIMITED TO,  
23 COUNSELING, TUTORING, PARENT ENGAGEMENT, AND DEVELOPMENTAL  
24 EDUCATION SERVICES.

25 (3) IF AN INSTITUTE CHARTER SCHOOL ADOPTS PROCEDURES  
26 PURSUANT TO THIS SECTION, THE INSTITUTE CHARTER SCHOOL SHALL  
27 NOTIFY A STUDENT'S PARENTS AS SOON AS POSSIBLE AFTER THE INSTITUTE

1 CHARTER SCHOOL IDENTIFIES THE STUDENT AS BEING AT GREATER RISK OF  
2 DROPPING OUT OF SCHOOL. THE INSTITUTE CHARTER SCHOOL SHALL  
3 PROVIDE TO THE STUDENT'S PARENTS A DESCRIPTION OF THE  
4 INTERVENTIONS THAT THE INSTITUTE CHARTER SCHOOL INTENDS TO  
5 IMPLEMENT FOR THE STUDENT, IF ANY. THE PARENT MAY APPROVE OR  
6 REJECT THE DESCRIBED INTERVENTIONS. IF THE PARENT REJECTS THE  
7 INTERVENTIONS, THE INSTITUTE CHARTER SCHOOL SHALL NOT IMPLEMENT  
8 THE INTERVENTIONS. THE PARENT MAY TERMINATE THE INTERVENTIONS  
9 AT ANY TIME AFTER THE INSTITUTE CHARTER SCHOOL BEGINS PROVIDING  
10 THE INTERVENTIONS.

11 (4) A PARENT MAY CONTACT THE INSTITUTE CHARTER SCHOOL IN  
12 WHICH HIS OR HER STUDENT IS ENROLLED TO REQUEST INTERVENTIONS  
13 PURSUANT TO THIS SECTION IF THE PARENT DETERMINES THAT THE  
14 STUDENT IS AT GREATER RISK OF DROPPING OUT OF SCHOOL.

15 **SECTION 3. 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 (August  
18 7, 2012, if adjournment sine die is on May 9, 2012); except that, if a  
19 referendum petition is filed pursuant to section 1 (3) of article V of the  
20 state constitution against this act or an item, section, or part of this act  
21 within such period, then the act, item, section, or part will not take effect  
22 unless approved by the people at the general election to be held in  
23 November 2012 and, in such case, will take effect on the date of the  
24 official declaration of the vote thereon by the governor.