

**Second Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

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

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.*

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.