

SB223_L.020

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Education.SB15-223 be amended as follows:

1 Amend reengrossed bill, page 5, before line 3 insert:

2 "(f) IF THE DEPARTMENT OF EDUCATION HAS CREDIBLE EVIDENCE
3 THAT A LOCAL EDUCATION PROVIDER, OR THE LOCAL EDUCATION
4 PROVIDER'S EMPLOYEE, VIOLATES THE PROVISIONS OF PARAGRAPH (e) OF
5 THIS SUBSECTION (3.5), THE DEPARTMENT, FOR THE BUDGET YEAR
6 IMMEDIATELY FOLLOWING THE BUDGET YEAR IN WHICH THE VIOLATION
7 OCCURS, SHALL WITHHOLD FROM THE AMOUNT PAYABLE TO THE LOCAL
8 EDUCATION PROVIDER PURSUANT TO THE "PUBLIC SCHOOL FINANCE ACT
9 OF 1994", ARTICLE 54 OF THIS TITLE, AN AMOUNT EQUAL TO THE LOCAL
10 EDUCATION PROVIDER'S PER PUPIL REVENUES AS CALCULATED PURSUANT
11 TO SECTION 22-54-104 FOR THE BUDGET YEAR IN WHICH THE VIOLATION
12 OCCURS MULTIPLIED BY THE NUMBER OF STUDENTS WHO WERE EXCUSED
13 FROM TAKING STATE ASSESSMENTS FOR THE BUDGET YEAR IN WHICH THE
14 VIOLATION OCCURS. IF THE LOCAL EDUCATION PROVIDER THAT VIOLATES
15 THE PROVISIONS OF PARAGRAPH (e) OF THIS SUBSECTION (3.5) IS A
16 CHARTER SCHOOL OF A SCHOOL DISTRICT, THE SCHOOL DISTRICT MAY
17 WITHHOLD THE AMOUNT DESCRIBED IN THIS PARAGRAPH (f) FROM THE
18 AMOUNT DUE TO THE CHARTER SCHOOL PURSUANT TO SECTION
19 22-30.5-112 OR 22-30.5-112.1, WHICHEVER IS APPLICABLE, FOR THE
20 BUDGET YEAR IMMEDIATELY FOLLOWING THE BUDGET YEAR IN WHICH THE
21 VIOLATION OCCURS.

22 (g) IF A LOCAL EDUCATION PROVIDER HAS CREDIBLE EVIDENCE
23 THAT A TEACHER EMPLOYED BY THE LOCAL EDUCATION PROVIDER
24 VIOLATES THE PROVISIONS OF PARAGRAPH (e) OF THIS SUBSECTION (3.5),
25 THE LOCAL EDUCATION PROVIDER SHALL PLACE THE TEACHER ON
26 PROBATIONARY STATUS FOR PURPOSES OF EMPLOYMENT PURSUANT TO
27 PART 2 OF ARTICLE 63 OF THIS TITLE FOR THE SCHOOL YEAR FOLLOWING
28 THE SCHOOL YEAR IN WHICH THE VIOLATION OCCURS."

29 Page 5, line 3, strike "(e)" and substitute "(h)".

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