

SB257 L.036

## HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Education.SB15-257 be amended as follows:

1 Amend reengrossed bill, page 4, strike lines 2 through 26 and substitute:

2 "SECTION 1. In Colorado Revised Statutes, add 22-7-1006.3  
3 and 22-7-1006.5 as follows:

4 **22-7-1006.3. State assessments - administration - rules.**

5 (1) (a) BEGINNING IN THE 2015-16 SCHOOL YEAR, THE DEPARTMENT OF  
6 EDUCATION, IN COLLABORATION WITH LOCAL EDUCATION PROVIDERS,  
7 SHALL ADMINISTER THE STATE ASSESSMENTS IN THE INSTRUCTIONAL  
8 AREAS OF ENGLISH LANGUAGE ARTS, MATHEMATICS, AND SCIENCE, AS  
9 ADOPTED BY THE STATE BOARD PURSUANT TO SECTION 22-7-1006, AS  
10 FOLLOWS:

11 (I) THE DEPARTMENT SHALL ADMINISTER A STATE ASSESSMENT IN  
12 ENGLISH LANGUAGE ARTS AND A STATE ASSESSMENT IN MATHEMATICS TO  
13 ALL STUDENTS ENROLLED IN GRADES THREE THROUGH NINE IN PUBLIC  
14 SCHOOLS THROUGHOUT THE STATE.

15 (II) THE DEPARTMENT SHALL ADMINISTER A STATE ASSESSMENT  
16 IN SCIENCE TO STUDENTS ENROLLED IN PUBLIC ELEMENTARY, MIDDLE, AND  
17 HIGH SCHOOLS THROUGHOUT THE STATE. THE DEPARTMENT SHALL SELECT  
18 THE SPECIFIC GRADES IN WHICH TO ADMINISTER THE STATE SCIENCE  
19 ASSESSMENT, ENSURING THAT STUDENTS TAKE THE STATE SCIENCE  
20 ASSESSMENT ONCE IN ELEMENTARY SCHOOL, ONCE IN MIDDLE SCHOOL,  
21 AND ONCE IN HIGH SCHOOL; EXCEPT THAT THE DEPARTMENT SHALL NOT  
22 ADMINISTER THE STATE SCIENCE ASSESSMENT TO STUDENTS ENROLLED IN  
23 TWELFTH GRADE.

24 (b) AS SOON AS PRACTICABLE AFTER THE EFFECTIVE DATE OF THIS  
25 SECTION, THE DEPARTMENT OF EDUCATION SHALL APPLY TO THE FEDERAL  
26 DEPARTMENT OF EDUCATION FOR A WAIVER OF FEDERAL STATUTORY AND  
27 REGULATORY REQUIREMENTS AS MAY BE NECESSARY TO ALLOW THE  
28 DEPARTMENT TO SATISFY THE FEDERAL HIGH SCHOOL ASSESSMENT  
29 REQUIREMENTS BY ADMINISTERING ASSESSMENTS IN ENGLISH LANGUAGE  
30 ARTS AND MATHEMATICS TO STUDENTS ENROLLED IN NINTH GRADE.

31 (c) THE DEPARTMENT OF EDUCATION, IN COLLABORATION WITH  
32 LOCAL EDUCATION PROVIDERS, SHALL ADMINISTER THE STATE  
33 ASSESSMENTS ON A SCHEDULE THAT THE DEPARTMENT ANNUALLY SETS.

34 (d) IF ALL OR ANY PORTION OF A STATE ASSESSMENT REQUIRES A  
35 STUDENT TO USE A COMPUTER TO TAKE THE ASSESSMENT, AT THE REQUEST  
36 OF A LOCAL EDUCATION PROVIDER, THE DEPARTMENT OF EDUCATION MUST  
37 ADMINISTER THE PORTIONS OF THE STATE ASSESSMENT THAT REQUIRE A  
38 COMPUTER IN A FORMAT THAT A STUDENT MAY COMPLETE USING PENCIL



1 AND PAPER. EACH LOCAL EDUCATION PROVIDER SHALL REPORT TO THE  
2 DEPARTMENT THE NUMBER OF STUDENTS IT ENROLLS WHO WILL TAKE THE  
3 STATE ASSESSMENT IN A PENCIL-AND-PAPER FORMAT.

4 (e) THE DEPARTMENT SHALL REVIEW AND UPDATE ASSESSMENT  
5 ADMINISTRATION AND SECURITY POLICIES AS NECESSARY TO MAINTAIN  
6 THE INTEGRITY OF THE ASSESSMENTS.

7 (2) (a) THE DEPARTMENT OF EDUCATION SHALL SELECT AND THE  
8 STATE SHALL PAY THE COSTS OF ADMINISTERING AN ASSESSMENT THAT IS  
9 ALIGNED WITH THE STATE ACADEMIC STANDARDS AND IS A PREPARATION  
10 ASSESSMENT FOR THE CURRICULUM-BASED, ACHIEVEMENT COLLEGE  
11 ENTRANCE EXAM ADMINISTERED PURSUANT TO PARAGRAPH (b) OF THIS  
12 SUBSECTION (2). EACH LOCAL EDUCATION PROVIDER SHALL ADMINISTER  
13 THE ASSESSMENT FOR STUDENTS ENROLLED IN TENTH GRADE. EACH LOCAL  
14 EDUCATION PROVIDER SHALL ADMINISTER THE TENTH-GRADE ASSESSMENT  
15 ON A SCHEDULE THAT THE DEPARTMENT ANNUALLY SETS.

16 (b) THE DEPARTMENT OF EDUCATION SHALL SELECT AND THE  
17 STATE SHALL PAY THE COSTS OF ADMINISTERING AN ASSESSMENT THAT IS  
18 ADMINISTERED THROUGHOUT THE UNITED STATES AND RELIED UPON BY  
19 INSTITUTIONS OF HIGHER EDUCATION, REFERRED TO IN THIS SECTION AS  
20 THE "CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM". AT  
21 A MINIMUM THE CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE  
22 EXAM MUST TEST IN THE AREAS OF READING, WRITING, MATHEMATICS,  
23 AND SCIENCE. EACH LOCAL EDUCATION PROVIDER SHALL ADMINISTER THE  
24 CURRICULUM-BASED ACHIEVEMENT COLLEGE ENTRANCE EXAM FOR  
25 STUDENTS ENROLLED IN ELEVENTH GRADE. THE LOCAL EDUCATION  
26 PROVIDER SHALL ADMINISTER THE WRITING PORTION OF THE  
27 CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM TO EACH  
28 STUDENT WHO REQUESTS THE OPPORTUNITY TO TAKE THE WRITING  
29 PORTION. THE DEPARTMENT SHALL PAY THE COSTS OF ADMINISTERING THE  
30 WRITING PORTION OF THE EXAM."

31 Strike pages 5 through 7.

32 Page 8, strike lines 1 through 14.

33 Page 8, line 15, strike "(b)" and substitute "(c)".

34 Page 8, line 17, strike "TO" and substitute "FOR".

35 Page 8, line 20, strike "(b)," and substitute "(c),".



- 1 Page 8, line 25, strike "(b)." and substitute "(c).".
- 2 Page 9, line 2, strike "(c)" and substitute "(d)".
- 3 Page 9, line 8, strike "(b)" and substitute "(c)".
- 4 Page 10, line 19, strike "RESIDENCY" and substitute "RESIDENCE".
- 5 Page 11, line 8, after "(a)" insert "(I)".
- 6 Page 11, after line 16 insert:  
7 "(II) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I)  
8 OF THIS PARAGRAPH (a) TO THE CONTRARY, A LOCAL EDUCATION  
9 PROVIDER MAY ADMINISTER AN ASSESSMENT ADOPTED BY THE STATE  
10 BOARD IN A LANGUAGE OTHER THAN ENGLISH FOR UP TO FIVE YEARS TO  
11 A STUDENT WHO IS AN ENGLISH LANGUAGE LEARNER IF ALLOWED BY A  
12 WAIVER RECEIVED FROM THE FEDERAL DEPARTMENT OF EDUCATION  
13 PURSUANT TO PARAGRAPH (c) OF THIS SUBSECTION (4).".
- 14 Page 11, after line 20 insert:  
15 "(c) AS SOON AS PRACTICABLE AFTER THE EFFECTIVE DATE OF THIS  
16 SECTION, THE DEPARTMENT OF EDUCATION SHALL SUBMIT TO THE  
17 FEDERAL DEPARTMENT OF EDUCATION A REQUEST FOR A WAIVER OF  
18 FEDERAL LAW TO ENABLE A LOCAL EDUCATION PROVIDER TO ADMINISTER  
19 A STATE ASSESSMENT IN A LANGUAGE OTHER THAN ENGLISH FOR UP TO  
20 FIVE SCHOOL YEARS TO A STUDENT WHO IS AN ENGLISH LANGUAGE  
21 LEARNER.
- 22 (5) (a) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO  
23 THE CONTRARY, A STUDENT WHO IS AN ENGLISH LANGUAGE LEARNER; AS  
24 DEFINED IN SECTION 22-24-103, AND WHO HAS BEEN ENROLLED IN A  
25 SCHOOL IN THE UNITED STATES FOR FEWER THAN TWELVE MONTHS IS NOT  
26 REQUIRED TO TAKE THE ENGLISH LANGUAGE ARTS ASSESSMENT REQUIRED  
27 IN SUBSECTION (1) OF THIS SECTION. THE YEAR IN WHICH THE STUDENT  
28 DOES NOT TAKE THE ENGLISH LANGUAGE ARTS ASSESSMENT IS INCLUDED  
29 AS ONE OF THE THREE OR FIVE YEARS, AS APPLICABLE, IN WHICH THE  
30 STUDENT MAY TAKE THE STATE ASSESSMENT IN HIS OR HER NATIVE  
31 LANGUAGE AS PROVIDED IN SUBSECTION (4) OF THIS SECTION.
- 32 (b) IF ALLOWED BY FEDERAL LAW OR BY A WAIVER OF FEDERAL  
33 LAW RECEIVED FROM THE FEDERAL DEPARTMENT OF EDUCATION  
34 PURSUANT TO PARAGRAPH (c) OF THIS SUBSECTION (5), IN THE FIRST  
35 TWENTY-FOUR MONTHS IN WHICH A STUDENT WHO IS AN ENGLISH

1 LANGUAGE LEARNER IS ENROLLED IN A SCHOOL IN THE UNITED STATES  
2 AND TAKES THE ENGLISH LANGUAGE ARTS ASSESSMENT, THE DEPARTMENT  
3 OF EDUCATION SHALL NOT INCLUDE THE STUDENT'S SCORES IN  
4 CALCULATING ACHIEVEMENT OF THE PERFORMANCE INDICATORS  
5 PURSUANT TO PART 2 OF ARTICLE 11 OF THIS TITLE FOR THE LOCAL  
6 EDUCATION PROVIDER THAT ENROLLS THE STUDENT.

7 (c) AS SOON AS PRACTICABLE AFTER THE EFFECTIVE DATE OF THIS  
8 SECTION, THE DEPARTMENT OF EDUCATION SHALL SUBMIT TO THE  
9 FEDERAL DEPARTMENT OF EDUCATION A REQUEST FOR A WAIVER OF  
10 FEDERAL LAW AS NECESSARY TO IMPLEMENT PARAGRAPH (b) OF THIS  
11 SUBSECTION (5)."

12 Renumber succeeding subsections accordingly.

13 Page 11, line 26, strike "(5)" and substitute "(6)".

14 Page 12, line 8, strike "(5)" and substitute "(6)".

15 Page 13, strike lines 15 and 16 and substitute:

16 "(8)(a) EACH LOCAL EDUCATION PROVIDER SHALL ADOPT POLICIES  
17 TO ENSURE THAT APPROPRIATE PERSONNEL WITHIN EACH SCHOOL DISTRICT  
18 AND EACH INSTITUTE CHARTER SCHOOL SHARE WITH AND".

19 Page 13, line 19, strike "AND DIAGNOSTIC REPORTING".

20 Page 13, line 20, strike "SCHOOL." and substitute "SCHOOL PURSUANT TO  
21 SUBSECTION (7) OF THIS SECTION."

22 Page 14, strike lines 5 and 6 and substitute "ADMINISTERED. THE  
23 NONPUBLIC SCHOOL".

24 Page 14, strike lines 15 and 16 and substitute "ASSESSMENTS  
25 ADMINISTERED. THE PARENT OR".

26 Page 14, strike lines 19 through 27 and substitute:

27 "(10) FOR EACH FISCAL YEAR, THE GENERAL ASSEMBLY SHALL  
28 APPROPRIATE MONEYS IN THE ANNUAL GENERAL APPROPRIATION ACT TO  
29 THE DEPARTMENT OF EDUCATION TO FUND ADMINISTRATION OF THE STATE  
30 ASSESSMENTS AS DESCRIBED IN THIS SECTION, INCLUDING  
31 ADMINISTRATION OF THE TENTH-GRADE ASSESSMENT AND THE  
32 CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM

1 DESCRIBED IN SUBSECTION (2) OF THIS SECTION.

2 **22-7-1006.5. Pilot program - alternative assessments.**

3 (1) THERE IS CREATED A PILOT PROGRAM TO ALLOW LOCAL EDUCATION  
4 PROVIDERS TO CREATE OR SELECT ASSESSMENTS, WHICH THE LOCAL  
5 EDUCATION PROVIDER MAY ADMINISTER IN LIEU OF THE STATE  
6 ASSESSMENTS AFTER THE LOCAL ASSESSMENTS ARE APPROVED BY THE  
7 DEPARTMENT OF EDUCATION AS PROVIDED IN SUBSECTION (4) OF THIS  
8 SECTION. THE GOALS OF THE PILOT PROGRAM ARE TO REDUCE THE  
9 EMPHASIS ON A SINGLE STATEWIDE ASSESSMENT BY INCORPORATING  
10 LOCAL ASSESSMENTS INTO THE STATE ACCOUNTABILITY SYSTEM AND TO  
11 PROVIDE MORE TIMELY AND RELEVANT DATA TO EDUCATORS TO INFORM  
12 INSTRUCTION THROUGHOUT THE SCHOOL YEAR, WHILE CONTINUING TO  
13 PROVIDE COMPARATIVE DATA FOR STATE ACCOUNTABILITY PURPOSES.

14 (2) (a) FOR A LOCAL EDUCATION PROVIDER TO PARTICIPATE IN THE  
15 PILOT PROGRAM AS DESCRIBED IN THIS SECTION, THE LOCAL SCHOOL  
16 BOARD OR OTHER GOVERNING BODY OF THE LOCAL EDUCATION PROVIDER  
17 MUST FIRST ADOPT A WRITTEN RESOLUTION THAT AUTHORIZES THE LOCAL  
18 EDUCATION PROVIDER TO PARTICIPATE IN THE PILOT PROGRAM.

19 (b) IF AUTHORIZED BY ITS LOCAL SCHOOL BOARD OR OTHER  
20 GOVERNING BODY, A LOCAL EDUCATION PROVIDER, INDIVIDUALLY OR IN  
21 COMBINATION WITH ONE OR MORE OTHER LOCAL EDUCATION PROVIDERS,  
22 MAY PARTICIPATE IN THE PILOT PROGRAM BY CREATING OR SELECTING  
23 ASSESSMENTS THAT MEET THE REQUIREMENTS SPECIFIED IN SUBSECTION  
24 (3) OF THIS SECTION AND ADMINISTERING THOSE ASSESSMENTS, IN  
25 ADDITION TO THE STATE ASSESSMENTS REQUIRED IN SECTION 22-7-1006.3,  
26 FOR AT LEAST TWO SCHOOL YEARS TO THE STUDENTS ENROLLED BY THE  
27 LOCAL EDUCATION PROVIDER. AFTER ADMINISTERING THE ASSESSMENTS  
28 FOR AT LEAST TWO SCHOOL YEARS, THE LOCAL EDUCATION PROVIDER  
29 MUST SUBMIT TO THE DEPARTMENT OF EDUCATION THE ASSESSMENT  
30 RESULTS FOR EACH YEAR IN WHICH THEY WERE ADMINISTERED AND THE  
31 LOCAL EDUCATION PROVIDER'S DEMONSTRATION THAT THE RESULTS ARE  
32 COMPARABLE TO THE RESULTS OBTAINED ON THE STATE ASSESSMENTS  
33 ADMINISTERED IN THE SAME SCHOOL YEARS. A LOCAL EDUCATION  
34 PROVIDER MAY CHOOSE TO ADMINISTER THE LOCAL ASSESSMENTS FOR  
35 MORE THAN TWO SCHOOL YEARS IF NECESSARY TO OBTAIN SUFFICIENT  
36 DATA TO SUBMIT TO THE DEPARTMENT.

37 (c) A LOCAL EDUCATION PROVIDER THAT PARTICIPATES IN THE  
38 PILOT PROGRAM MUST:

39 (I) NOTIFY THE DEPARTMENT OF EDUCATION AT THE BEGINNING OF  
40 EACH SCHOOL YEAR IN WHICH IT INTENDS TO ADMINISTER ASSESSMENTS  
41 PURSUANT TO THIS SECTION AND IDENTIFY THE ASSESSMENTS THAT THE

1 LOCAL EDUCATION PROVIDER INTENDS TO ADMINISTER;  
2 (II) NOTIFY THE PARENTS OF THE STUDENTS ENROLLED BY THE  
3 LOCAL EDUCATION PROVIDER AT THE BEGINNING OF EACH SCHOOL YEAR  
4 IN WHICH IT INTENDS TO ADMINISTER ASSESSMENTS PURSUANT TO THIS  
5 SECTION THAT THE LOCAL EDUCATION PROVIDER IS CHOOSING TO  
6 ADMINISTER ASSESSMENTS PURSUANT TO THIS SECTION IN ADDITION TO  
7 THE STATE ASSESSMENTS REQUIRED IN SECTION 22-7-1006.3; AND  
8 (III) IF THE LOCAL EDUCATION PROVIDER IS A SCHOOL DISTRICT,  
9 WORK WITH THE SCHOOL DISTRICT'S PERSONNEL PERFORMANCE  
10 EVALUATION COUNCIL CREATED PURSUANT TO SECTION 22-9-107 IN  
11 SELECTING OR CREATING AND ADMINISTERING ASSESSMENTS PURSUANT  
12 TO THIS SECTION.  
13 (3) THE ASSESSMENTS THAT A LOCAL EDUCATION PROVIDER  
14 CHOOSES TO ADMINISTER PURSUANT TO THIS SECTION MUST:  
15 (a) ASSESS STUDENTS IN ALL OF THE SUBJECT AREAS AND AT ALL  
16 OF THE GRADE LEVELS REQUIRED IN SECTION 22-7-1006.3;  
17 (b) PROVIDE SUFFICIENT DATA EACH SCHOOL YEAR TO  
18 DISAGGREGATE AND REPORT RESULTS FOR STUDENT GROUPS AS DEFINED  
19 IN SECTION 22-11-103 (43);  
20 (c) PROVIDE SUFFICIENT DATA EACH SCHOOL YEAR TO MEASURE,  
21 FOR EACH STUDENT ENROLLED IN THE GRADES THAT ARE ASSESSED, THE  
22 STUDENT'S PROGRESS IN MEETING THE STATE ACADEMIC STANDARDS; AND  
23 (d) PROVIDE RESULTS THAT ARE COMPARABLE WITH THE STATE  
24 ASSESSMENT RESULTS AND WITH THE ASSESSMENT RESULTS OBTAINED BY  
25 OTHER LOCAL EDUCATION PROVIDERS ACROSS THE STATE.  
26 (4) (a) AFTER A LOCAL EDUCATION PROVIDER ADMINISTERS  
27 ASSESSMENTS PURSUANT TO THIS SECTION FOR AT LEAST TWO SCHOOL  
28 YEARS AND SUBMITS THE ASSESSMENT RESULTS AND DEMONSTRATION OF  
29 COMPARABILITY TO THE DEPARTMENT OF EDUCATION, THE DEPARTMENT  
30 SHALL REVIEW AND EVALUATE THE ASSESSMENTS AND THE  
31 COMPARABILITY DEMONSTRATION TO ENSURE COMPARABILITY OF THE  
32 LOCAL ASSESSMENTS RESULTS WITH THE RESULTS OBTAINED FROM THE  
33 STATE ASSESSMENTS AND WITH ANY OTHER LOCAL ASSESSMENTS THAT  
34 THE DEPARTMENT APPROVES PURSUANT TO THIS SUBSECTION (4). THE  
35 DEPARTMENT SHALL APPROVE THE USE OF THE LOCAL ASSESSMENTS IF IT  
36 FINDS THAT THE ASSESSMENTS MEET THE REQUIREMENTS SPECIFIED IN  
37 SUBSECTION (3) OF THIS SECTION AND THAT THE RESULTS ARE  
38 COMPARABLE WITH THE STATE ASSESSMENTS AND WITH OTHER LOCAL  
39 ASSESSMENTS THAT IT APPROVES. IF THE DEPARTMENT APPROVES A LOCAL  
40 ASSESSMENT PURSUANT TO THIS SECTION, ANY LOCAL EDUCATION  
41 PROVIDER MAY CHOOSE TO ADMINISTER THE LOCAL ASSESSMENT IN LIEU

1 OF THE STATE ASSESSMENTS REQUIRED IN SECTION 22-7-1006.3. IF THE  
2 DEPARTMENT DOES NOT APPROVE THE LOCAL ASSESSMENTS, THE LOCAL  
3 EDUCATION PROVIDER MAY CHOOSE TO CONTINUE ADMINISTERING THE  
4 LOCAL ASSESSMENTS IN ADDITION TO THE STATE ASSESSMENTS IN ORDER  
5 TO COLLECT ADDITIONAL DATA TO SUBMIT TO THE DEPARTMENT.

6 (b) AS SOON AS POSSIBLE AFTER THE EFFECTIVE DATE OF THIS  
7 SECTION, THE DEPARTMENT OF EDUCATION SHALL NOTIFY THE FEDERAL  
8 DEPARTMENT OF EDUCATION THAT THE STATE HAS AUTHORIZED LOCAL  
9 EDUCATION PROVIDERS TO PARTICIPATE IN THE PILOT PROGRAM  
10 DESCRIBED IN THIS SECTION. THE DEPARTMENT SHALL APPLY TO THE  
11 FEDERAL DEPARTMENT OF EDUCATION FOR A WAIVER OF FEDERAL  
12 STATUTORY AND REGULATORY REQUIREMENTS TO THE EXTENT  
13 NECESSARY TO IMPLEMENT THE PILOT PROGRAM AND TO ENABLE LOCAL  
14 EDUCATION PROVIDERS TO ADMINISTER APPROVED LOCAL ASSESSMENTS  
15 IN LIEU OF THE STATE ASSESSMENTS AS PROVIDED IN PARAGRAPH (a) OF  
16 THIS SUBSECTION (4).

17 (c) UPON THE REQUEST OF A LOCAL EDUCATION PROVIDER THAT  
18 PARTICIPATES IN THE PILOT PROGRAM, THE DEPARTMENT SHALL PROVIDE  
19 TECHNICAL ASSISTANCE TO THE LOCAL EDUCATION PROVIDER IN  
20 SELECTING LOCAL ASSESSMENTS AND EVALUATING THE ASSESSMENT  
21 RESULTS.

22 **SECTION 2.** In Colorado Revised Statutes, 22-7-1006, amend  
23 (5); and add (1) (f) as follows:

24 **22-7-1006. Preschool through elementary and secondary**  
25 **education - aligned assessments - adoption - revisions.** (1) (f) THE  
26 STATE BOARD SHALL ENSURE THAT THE ASSESSMENTS ADOPTED PURSUANT  
27 TO THIS SECTION ARE A COMBINATION OF CONSTRUCTED RESPONSE AND  
28 SELECTED RESPONSE TASKS THAT REQUIRE THE STUDENT TO PRODUCE  
29 INFORMATION OR PERFORM TASKS IN A WAY THAT THE STUDENT'S SKILLS  
30 AND COMPETENCIES CAN BE MEASURED.

31 (5) Every six years after the adoption of the system of assessments  
32 pursuant to paragraph (a) of subsection (1) of this section, the state board  
33 shall review and adopt any appropriate revisions OR UPDATES to such THE  
34 system of assessments, INCLUDING ANY ASSESSMENTS ADMINISTERED IN  
35 LANGUAGES OTHER THAN ENGLISH. The state board may adopt revisions  
36 to an assessment or adopt additional assessments, regardless of whether  
37 it adopts any revision to the standards with which the assessment is  
38 aligned. In adopting revisions to the system of assessments, the state  
39 board shall ensure that the system of assessments continues to meet the  
40 requirements specified in this section. THE DEPARTMENT OF EDUCATION  
41 SHALL REVIEW AND UPDATE THE ADMINISTRATION AND SECURITY POLICIES



1 FOR ASSESSMENTS AS NECESSARY TO MAINTAIN THE INTEGRITY OF THE  
2 ASSESSMENTS.

3 SECTION 3. In Colorado Revised Statutes, 22-7-1013, add (6),  
4 (7), and (8) as follows:

5 22-7-1013. Local education provider - preschool through  
6 elementary and secondary education standards - adoption - academic  
7 acceleration. (6) EACH LOCAL EDUCATION PROVIDER SHALL ADOPT AND  
8 IMPLEMENT A WRITTEN POLICY BY WHICH THE LOCAL EDUCATION  
9 PROVIDER WILL DECIDE WHETHER THE STUDENTS ENROLLED BY THE LOCAL  
10 EDUCATION PROVIDER WILL USE PENCIL AND PAPER TO COMPLETE ANY  
11 PORTION OF A STATE ASSESSMENT ADMINISTERED PURSUANT TO SECTION  
12 22-7-1006.3 THAT THE STUDENTS WOULD OTHERWISE COMPLETE USING A  
13 COMPUTER. THE POLICY MUST ENSURE THAT THE LOCAL EDUCATION  
14 PROVIDER MAKES THE DECISION IN CONSULTATION WITH PARENTS AND, IF  
15 THE LOCAL EDUCATION PROVIDER IS A SCHOOL DISTRICT OR BOARD OF  
16 COOPERATIVE SERVICES, THE PUBLIC SCHOOLS THAT THE LOCAL  
17 EDUCATION PROVIDER OPERATES. THE LOCAL EDUCATION PROVIDER MAY  
18 DECIDE THAT THE STUDENTS IN ONE OR MORE OF THE PUBLIC SCHOOLS, OR  
19 IN ONE OR MORE OF THE CLASSROOMS OF THE PUBLIC SCHOOLS, OPERATED  
20 BY THE LOCAL EDUCATION PROVIDER WILL USE PENCIL AND PAPER TO  
21 COMPLETE THE COMPUTERIZED PORTIONS OF A STATE ASSESSMENT. EACH  
22 YEAR BEFORE THE START OF FALL SEMESTER CLASSES, THE LOCAL  
23 EDUCATION PROVIDER SHALL DISTRIBUTE COPIES OF THE POLICY TO THE  
24 PARENTS OF STUDENTS ENROLLED IN THE LOCAL EDUCATION PROVIDER  
25 AND POST A COPY OF THE POLICY ON THE LOCAL EDUCATION PROVIDER'S  
26 WEB SITE.

27 (7) (a) EACH LOCAL EDUCATION PROVIDER SHALL ADOPT AND  
28 IMPLEMENT PROCEDURES BY WHICH THE LOCAL EDUCATION PROVIDER, OR  
29 THE PUBLIC SCHOOLS THAT THE LOCAL EDUCATION PROVIDER OPERATES,  
30 SHALL ANNUALLY DISTRIBUTE AN ASSESSMENT CALENDAR TO THE  
31 PARENTS OF STUDENTS ENROLLED BY THE LOCAL EDUCATION PROVIDER.  
32 AT A MINIMUM, THE ASSESSMENT CALENDAR MUST SPECIFY THE  
33 ESTIMATED HOURS EACH TESTING DAY THAT SPECIFIC CLASSES OR GRADES  
34 WILL TAKE EACH ASSESSMENT AND IDENTIFY WHETHER THE ASSESSMENT  
35 IS REQUIRED BY FEDERAL LAW OR STATE LAW OR SELECTED BY THE LOCAL  
36 EDUCATION PROVIDER. THE PROCEDURES SHALL SPECIFY THE TIMING FOR  
37 DISTRIBUTION OF THE CALENDAR AND REQUIRE THAT THE CALENDAR IS  
38 DISTRIBUTED TO PARENTS AND POSTED ON THE LOCAL EDUCATION  
39 PROVIDER'S WEB SITE.

40 (b) (I) IN ADDITION TO THE CALENDAR DESCRIBED IN PARAGRAPH  
41 (a) OF THIS SUBSECTION (7), EACH LOCAL EDUCATION PROVIDER SHALL



1 PROVIDE WRITTEN INFORMATION TO THE PARENTS OF STUDENTS ENROLLED  
2 BY THE LOCAL EDUCATION PROVIDER THAT DESCRIBES:

3 (A) THE STATE AND LOCAL ASSESSMENTS THAT THE LOCAL  
4 EDUCATION PROVIDER WILL ADMINISTER DURING THE SCHOOL YEAR,  
5 IDENTIFYING THE ASSESSMENTS THAT THE LOCAL EDUCATION PROVIDER  
6 IS REQUIRED BY FEDERAL LAW TO ADMINISTER, ANY ADDITIONAL STATE  
7 ASSESSMENTS THAT THE LOCAL EDUCATION PROVIDER IS REQUIRED BY  
8 SECTION 22-7-1006.3 TO ADMINISTER, THE ASSESSMENTS THAT THE LOCAL  
9 EDUCATION PROVIDER IS REQUIRED BY OTHER STATE LAW TO ADMINISTER,  
10 AND THE ADDITIONAL ASSESSMENTS THAT THE LOCAL EDUCATION  
11 PROVIDER CHOOSES TO ADMINISTER;

12 (B) THE ANTICIPATED CALENDAR FOR ADMINISTERING THE STATE  
13 AND LOCAL ASSESSMENTS DURING THE SCHOOL YEAR; AND

14 (C) THE PURPOSES OF THE STATE ASSESSMENTS ADMINISTERED  
15 PURSUANT TO SECTION 22-7-1006.3 AND ANY ADDITIONAL LOCAL  
16 ASSESSMENTS THAT THE LOCAL EDUCATION PROVIDER ADMINISTERS AND  
17 THE MANNER IN WHICH THE DEPARTMENT OF EDUCATION AND THE LOCAL  
18 EDUCATION PROVIDER USES THE ASSESSMENT RESULTS.

19 (II) EACH LOCAL EDUCATION PROVIDER SHALL ANNUALLY  
20 DISTRIBUTE THE WRITTEN INFORMATION TO PARENTS AS EARLY IN THE  
21 SCHOOL YEAR AS POSSIBLE AND SHALL POST THE WRITTEN INFORMATION  
22 ON THE LOCAL EDUCATION PROVIDER'S WEB SITE.

23 (c) THE PROVISIONS OF THIS SUBSECTION (7) DO NOT APPLY TO  
24 COURSE-SPECIFIC ASSESSMENTS THAT ARE NOT ADOPTED BY THE STATE  
25 BOARD PURSUANT TO SECTION 22-7-1006 OR TO NONSTANDARDIZED,  
26 CLASSROOM-BASED ASSESSMENTS THAT INDIVIDUAL EDUCATORS CHOOSE  
27 TO ADMINISTER TO STUDENTS.

28 (8) (a) EACH LOCAL EDUCATION PROVIDER SHALL ADOPT AND  
29 IMPLEMENT A WRITTEN POLICY AND PROCEDURE BY WHICH A STUDENT'S  
30 PARENT MAY EXCUSE THE STUDENT FROM PARTICIPATING IN ONE OR MORE  
31 OF THE STATE ASSESSMENTS ADMINISTERED PURSUANT TO SECTION  
32 22-7-1006.3.

33 (b) IF A PARENT EXCUSES HIS OR HER STUDENT FROM  
34 PARTICIPATING IN A STATE ASSESSMENT, A LOCAL EDUCATION PROVIDER  
35 SHALL NOT IMPOSE NEGATIVE CONSEQUENCES, INCLUDING PROHIBITING  
36 SCHOOL ATTENDANCE, IMPOSING AN UNEXCUSED ABSENCE, OR  
37 PROHIBITING PARTICIPATION IN EXTRACURRICULAR ACTIVITIES, ON THE  
38 STUDENT OR ON THE PARENT."

39 Strike pages 15 through 17.

1 Page 18, strike line 1.

2 Page 20, strike lines 23 through 27 and substitute:

3 "SECTION 7. In Colorado Revised Statutes, 22-9-106, amend  
4 (2.5) (b) (II) (A); and add (2.5) (c) as follows:

5 **22-9-106. Local boards of education - duties - performance**  
6 **evaluation system - compliance - rules - repeal.** (2.5) (b) (II) (A) For  
7 the 2014-15 academic year and every year thereafter, a local board shall  
8 implement a licensed personnel evaluation system based on the quality  
9 standards established pursuant to this article and rule of the state board,  
10 including student academic growth; except that, for the 2014-15 academic  
11 year only, a local board may determine at what percentage, if any, to  
12 weigh student academic growth toward the final level of effectiveness  
13 assigned to any person receiving an evaluation pursuant to this article. In  
14 no instance may a local board weigh student academic growth, as used in  
15 determining a final level of effectiveness, at greater than fifty percent.  
16 FOR THE 2014-15 ACADEMIC YEAR, A LOCAL BOARD SHALL NOT USE THE  
17 RESULTS OF THE STATE ASSESSMENTS ADMINISTERED PURSUANT TO  
18 SECTION 22-7-1006.3 IN MEASURING STUDENT ACADEMIC GROWTH FOR  
19 PURPOSES OF DETERMINING A PERSON'S LEVEL OF EFFECTIVENESS.

20 (c) NOTWITHSTANDING ANY PROVISION OF PARAGRAPH (e) OF  
21 SUBSECTION (1) OF THIS SECTION OR SUBSECTION (7) OF THIS SECTION TO  
22 THE CONTRARY:

23 (I) A LOCAL BOARD MAY USE THE RESULTS OF THE STATE  
24 ASSESSMENTS ADMINISTERED PURSUANT TO SECTION 22-7-1006.3 IN THE  
25 2014-15 SCHOOL YEAR ONLY AS BASELINE DATA FOR MEASURING STUDENT  
26 ACADEMIC GROWTH IN THE 2015-16 SCHOOL YEAR AND SCHOOL YEARS  
27 THEREAFTER; AND

28 (II) A LOCAL BOARD MAY USE THE RESULTS OF STATE  
29 ASSESSMENTS ADMINISTERED PURSUANT TO SECTION 22-7-1006.3 AS A  
30 MEASURE OF STUDENT ACADEMIC GROWTH FOR EVALUATIONS PREPARED  
31 FOR THE SCHOOL YEAR IN WHICH THE ASSESSMENTS ARE ADMINISTERED  
32 ONLY IF THE LOCAL BOARD RECEIVES THE RESULTS AT LEAST TWO WEEKS  
33 BEFORE THE DATE BY WHICH PROBATIONARY TEACHERS AND  
34 NONPROBATIONARY TEACHERS MUST RECEIVE THE WRITTEN EVALUATION  
35 REPORT AS PROVIDED IN PARAGRAPH (c) OF SUBSECTION (1) OF THIS  
36 SECTION. A LOCAL BOARD MAY USE THE RESULTS OF STATE ASSESSMENTS  
37 AS MEASURES OF STUDENT ACADEMIC GROWTH FOR EDUCATOR  
38 EVALUATIONS AND PROFESSIONAL DEVELOPMENT IN THE SCHOOL YEAR  
39 FOLLOWING THE SCHOOL YEAR IN WHICH THE ASSESSMENTS ARE  
40 ADMINISTERED. IN ANY YEAR IN WHICH A LOCAL BOARD DOES NOT

- 1 RECEIVE THE STATE ASSESSMENT RESULTS BY TWO WEEKS BEFORE THE
- 2 DEADLINE FOR THE WRITTEN EVALUATION REPORTS, THE LOCAL BOARD
- 3 MUST USE ALTERNATE MEASURES OF STUDENT ACADEMIC GROWTH,
- 4 INCLUDING THE RESULTS OF LOCAL ASSESSMENTS IF AVAILABLE."
  
- 5 Strike pages 21 through 23.
  
- 6 Page 24, strike lines 1 and 2.
  
- 7 Renumber succeeding sections accordingly.
  
- 8 Page 46, , line 17, strike "GRADES NINE THROUGH TWELVE" and substitute
- 9 "HIGH SCHOOL".
  
- 10 Page 47, line 3, strike "GRADES NINE THROUGH TWELVE," and substitute
- 11 "HIGH SCHOOL,".
  
- 12 Page 48, line 11, strike "GRADES" and substitute "HIGH SCHOOL".
  
- 13 Page 48, line 12, strike "NINE THROUGH TWELVE".
  
- 14 Page 51, line 3, strike "**grades nine through twelve**" and substitute "**high**
- 15 **school**".
  
- 16 Page 51, line 11, strike "GRADES NINE THROUGH TWELVE," and substitute
- 17 "HIGH SCHOOL,".
  
- 18 Page 51, line 23, strike "GRADES NINE THROUGH TWELVE." and substitute
- 19 "HIGH SCHOOL.".
  
- 20 Page 52, line 1, strike "GRADES NINE THROUGH TWELVE" and substitute
- 21 "HIGH SCHOOL".
  
- 22 Page 52, line 17, strike "GRADES NINE THROUGH" and substitute "HIGH
- 23 SCHOOL; and".
  
- 24 Page 52, strike line 18.

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