

**First Regular Session
Seventieth General Assembly
STATE OF COLORADO**

PREAMENDED

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

LLS NO. 15-0849.04 Julie Pelegrin x2700

HOUSE BILL 15-1323

HOUSE SPONSORSHIP

Buckner and Wilson, Duran, Fields, Garnett, Hamner, Lee, Moreno, Pettersen, Priola,
Windholz, Young

SENATE SPONSORSHIP

Holbert and Kerr,

House Committees

Education
Appropriations

Senate Committees

Education
Appropriations

A BILL FOR AN ACT

101 **CONCERNING ASSESSMENTS IN PUBLIC SCHOOLS, AND, IN CONNECTION**
102 **THEREWITH, CODIFYING THE CONSENSUS RECOMMENDATIONS**
103 **OF THE STANDARDS AND ASSESSMENTS TASK FORCE CREATED IN**
104 **HOUSE BILL 14-1202, AND REDUCING AN APPROPRIATION.**

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/bills summaries>.)

Under existing law, the department of education (department) must administer a statewide assessment in:

! English language arts to students enrolled in grades 3

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.

HOUSE
3rd Reading Unamended
May 1, 2015

HOUSE
Amended 2nd Reading
April 24, 2015

through 10;

- ! Math to students enrolled in grades 3 through 8 and 3 statewide assessments in math to students enrolled in a public high school in the state;
- ! Science to students once in elementary school, once in middle school, and once in high school; and
- ! Social studies to students once in elementary school, once in middle school, and once in high school.

The bill requires the department to administer a statewide assessment in:

- ! English language arts and math to students enrolled in grades 3 through 8 and to students enrolled in grade 10; and
- ! Science and social studies to students once in elementary school, once in middle school, and once in high school.

The bill prohibits the department from requiring a local education provider to administer any state assessments in eleventh or twelfth grade but allows a local education provider to administer a state assessment to eleventh- or twelfth-grade students. A local education provider may choose to administer, at the state's expense, a state assessment in English language arts or math or both to students enrolled in ninth grade. The department will continue administering the curriculum-based college entrance exam (ACT) to students in eleventh grade.

The bill requires the department to request a waiver of federal law to enable a local education provider to administer a state assessment that is in a language other than English for up to 5 years to a student who is an English language learner.

The bill requires the department to administer a state assessment in a format that a student can complete using pencil and paper if requested by a local education provider. Each local education provider must adopt a written policy by which it decides, in consultation with schools and parents, whether to request pencil and paper state assessments for the students enrolled by the local education provider.

Under existing law, a local education provider must administer a reading assessment and a school readiness assessment to kindergarten students. The bill requires the local education provider to administer the reading assessment within the first 90 days of the school year. If the local education provider administers the reading assessment within the first 60 days of the school year, then the local education provider is not required to administer the literacy component of the school readiness assessment.

Under the bill, if a kindergarten or first-, second-, or third-grade student's score on a state-approved literacy assessment indicates that the student may have a significant reading deficiency, the teacher must assess the student again within 60 days to determine whether the student does have a significant reading deficiency. If a student's score on a

state-approved literacy assessment indicates that the student is reading at grade-level competency, then the local education provider is not required to administer the reading assessment again during the same school year. The bill requires the department to ensure that at least one of the approved reading assessments can be completed using pencil and paper.

Under existing law, each local education provider must administer a school readiness assessment to students in kindergarten and prepare an individual school readiness plan for each student. The bill requires the local education provider to administer the school readiness assessment during the first 60 days of the school year. A local education provider may choose to administer the school readiness assessment multiple times during the school year to monitor a student's progress toward school readiness. If a kindergarten student demonstrates a significant reading deficiency, the "Reading to Ensure Academic Development" plan that the local education provider creates for the student will be a component of the student's individual school readiness plan.

The bill repeals the existing statute that governs state assessments. The bill recreates the statutory provisions that relate to testing in languages other than English, testing children with disabilities, exempting from testing the children that participate in nonpublic, home-based educational programs and nonpublic schools, administering the ACT to eleventh-grade students, disseminating and using test results, allowing nonpublic schools to administer the state assessments, and appropriating moneys to fund the state assessments.

The bill repeals references to the postsecondary and workforce planning, preparation, and readiness assessments and clarifies that students' demonstration of postsecondary and workforce readiness is determined in part by scores on the state assessments administered in high school.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add 22-7-1006.3** and
3 **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

1 ADOPTED BY THE STATE BOARD PURSUANT TO SECTION 22-7-1006, AS
2 FOLLOWS:

3 (I) THE DEPARTMENT SHALL ADMINISTER A STATE ASSESSMENT IN
4 ENGLISH LANGUAGE ARTS AND A STATE ASSESSMENT IN MATHEMATICS TO
5 ALL STUDENTS ENROLLED IN GRADES THREE THROUGH NINE IN PUBLIC
6 SCHOOLS THROUGHOUT THE STATE.

7 (II) THE DEPARTMENT SHALL ADMINISTER A STATE ASSESSMENT
8 IN SCIENCE TO STUDENTS ENROLLED IN PUBLIC ELEMENTARY, MIDDLE, AND
9 HIGH SCHOOLS THROUGHOUT THE STATE. THE DEPARTMENT SHALL SELECT
10 THE SPECIFIC GRADES IN WHICH TO ADMINISTER THE STATE SCIENCE
11 ASSESSMENT, ENSURING THAT STUDENTS TAKE THE STATE SCIENCE
12 ASSESSMENT ONCE IN ELEMENTARY SCHOOL, ONCE IN MIDDLE SCHOOL,
13 AND ONCE IN HIGH SCHOOL; EXCEPT THAT THE DEPARTMENT SHALL NOT
14 ADMINISTER THE STATE SCIENCE ASSESSMENT TO STUDENTS ENROLLED IN
15 TWELFTH GRADE.

16 (b) AS SOON AS PRACTICABLE AFTER THE EFFECTIVE DATE OF THIS
17 SECTION, THE DEPARTMENT OF EDUCATION SHALL APPLY TO THE FEDERAL
18 DEPARTMENT OF EDUCATION FOR A WAIVER OF FEDERAL STATUTORY AND
19 REGULATORY REQUIREMENTS AS MAY BE NECESSARY TO ALLOW THE
20 DEPARTMENT TO SATISFY THE FEDERAL HIGH SCHOOL ASSESSMENT
21 REQUIREMENTS BY ADMINISTERING ASSESSMENTS IN ENGLISH LANGUAGE
22 ARTS AND MATHEMATICS TO STUDENTS ENROLLED IN NINTH GRADE. _____

23 ==

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

27 (d) IF ALL OR ANY PORTION OF A STATE ASSESSMENT REQUIRES A

1 STUDENT TO USE A COMPUTER TO TAKE THE ASSESSMENT, AT THE REQUEST
2 OF A LOCAL EDUCATION PROVIDER, THE DEPARTMENT OF EDUCATION MUST
3 ADMINISTER THE PORTIONS OF THE STATE ASSESSMENT THAT REQUIRE A
4 COMPUTER IN A FORMAT THAT A STUDENT MAY COMPLETE USING PENCIL
5 AND PAPER. EACH LOCAL EDUCATION PROVIDER SHALL REPORT TO THE
6 DEPARTMENT THE NUMBER OF STUDENTS IT ENROLLS WHO WILL TAKE THE
7 STATE ASSESSMENT IN A PENCIL-AND-PAPER FORMAT.

8 (e) THE DEPARTMENT SHALL REVIEW AND UPDATE ASSESSMENT
9 ADMINISTRATION AND SECURITY POLICIES AS NECESSARY TO MAINTAIN
10 THE INTEGRITY OF THE ASSESSMENTS.

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

20 (b) THE DEPARTMENT OF EDUCATION SHALL SELECT AND THE
21 STATE SHALL PAY THE COSTS OF ADMINISTERING AN ASSESSMENT THAT IS
22 ADMINISTERED THROUGHOUT THE UNITED STATES AND RELIED UPON BY
23 INSTITUTIONS OF HIGHER EDUCATION, REFERRED TO IN THIS SECTION AS
24 THE "CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM". AT
25 A MINIMUM THE CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE
26 EXAM MUST TEST IN THE AREAS OF READING, WRITING, MATHEMATICS,
27 AND SCIENCE. EACH LOCAL EDUCATION PROVIDER SHALL ADMINISTER THE

1 CURRICULUM-BASED ACHIEVEMENT COLLEGE ENTRANCE EXAM FOR
2 STUDENTS ENROLLED IN ELEVENTH GRADE. THE LOCAL EDUCATION
3 PROVIDER SHALL ADMINISTER THE WRITING PORTION OF THE
4 CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM TO EACH
5 STUDENT WHO REQUESTS THE OPPORTUNITY TO TAKE THE WRITING
6 PORTION. THE DEPARTMENT SHALL PAY THE COSTS OF ADMINISTERING THE
7 WRITING PORTION OF THE EXAM. ==

8 (c) (I) THE DEPARTMENT OF EDUCATION SHALL ANNUALLY
9 SCHEDULE A DAY ON WHICH THE CURRICULUM-BASED, ACHIEVEMENT
10 COLLEGE ENTRANCE EXAM IS ADMINISTERED FOR ALL ELEVENTH-GRADE
11 STUDENTS ENROLLED IN PUBLIC HIGH SCHOOLS THROUGHOUT THE STATE.

12 (II) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF
13 THIS PARAGRAPH (c), A STUDENT WHO CAN SHOW A NEED TO TAKE THE
14 CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM ON AN
15 ALTERNATE DATE ON WHICH THE EXAM IS ADMINISTERED THROUGHOUT
16 THE COUNTRY MAY TAKE THE EXAM ON THAT ALTERNATE DATE, SO LONG
17 AS THE ALTERNATE DATE IS BEFORE THE DATE SCHEDULED BY THE
18 DEPARTMENT PURSUANT TO SUBPARAGRAPH (I) OF THIS PARAGRAPH (c).
19 THE DEPARTMENT SHALL PAY ALL COSTS ASSOCIATED WITH A STUDENT
20 TAKING THE CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE
21 EXAM ON AN ALTERNATE DATE AS PROVIDED IN THIS SUBPARAGRAPH (II).

22 (d) THE STATE BOARD SHALL ADOPT RULES TO ENSURE THAT THE
23 REQUIREMENTS OF THE ADMINISTRATOR OF THE CURRICULUM-BASED,
24 ACHIEVEMENT COLLEGE ENTRANCE EXAM, SUCH AS A SECURE
25 ENVIRONMENT, ARE MET AND TO IDENTIFY THE LEVEL OF NEED THAT A
26 STUDENT MUST DEMONSTRATE TO TAKE THE CURRICULUM-BASED,
27 ACHIEVEMENT COLLEGE ENTRANCE EXAM ON AN ALTERNATE DATE AS

1 PROVIDED IN SUBPARAGRAPH (II) OF PARAGRAPH (c) OF THIS SUBSECTION
2 (2).

3 (3) (a) EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPHS (b) AND
4 (c) OF THIS SUBSECTION (3), EACH STUDENT ENROLLED IN A PUBLIC
5 SCHOOL IS REQUIRED TO TAKE THE STATE ASSESSMENTS ADMINISTERED
6 PURSUANT TO SUBSECTION (1) OF THIS SECTION AT THE STUDENT'S GRADE
7 LEVEL, AS DETERMINED BY THE ENROLLING LOCAL EDUCATION PROVIDER.

8 (b) A CHILD WHO IS ENROLLED IN A NONPUBLIC SCHOOL OR
9 PARTICIPATING IN A NONPUBLIC HOME-BASED EDUCATIONAL PROGRAM
10 PURSUANT TO SECTION 22-33-104.5 IS NOT REQUIRED TO TAKE A STATE
11 ASSESSMENT ADMINISTERED PURSUANT TO THIS SECTION, EVEN THOUGH
12 THE CHILD MAY ALSO BE ATTENDING A PUBLIC SCHOOL FOR A PORTION OF
13 THE SCHOOL DAY AND THEREFORE INCLUDED IN THE ENROLLMENT OF A
14 LOCAL EDUCATION PROVIDER.

15 (c) A STUDENT WHO HAS AN INDIVIDUALIZED EDUCATION
16 PROGRAM AS PROVIDED IN SECTION 22-20-108, AND WHOSE
17 INDIVIDUALIZED EDUCATION PROGRAM SPECIFIES THAT THE STUDENT
18 TAKES THE STATE'S ALTERNATE ASSESSMENT FOR STUDENTS WITH
19 SIGNIFICANT COGNITIVE DISABILITIES OR ANOTHER ASSESSMENT
20 APPROVED BY RULE OF THE STATE BOARD, IS NOT REQUIRED TO TAKE THE
21 STATE ASSESSMENTS ADMINISTERED PURSUANT TO SUBSECTION (1) OF
22 THIS SECTION, BUT THE STUDENT MUST TAKE THE ALTERNATE ASSESSMENT
23 OR THE OTHER APPROVED ASSESSMENT. EACH LOCAL EDUCATION
24 PROVIDER SHALL REPORT TO THE DEPARTMENT OF EDUCATION THE
25 RESULTS OF THE ALTERNATE ASSESSMENTS OR OTHER APPROVED
26 ASSESSMENTS ADMINISTERED TO STUDENTS ENROLLED BY THE LOCAL
27 EDUCATION PROVIDER. THE DEPARTMENT SHALL AGGREGATE THE

1 RESULTS SEPARATELY FOR EACH PUBLIC SCHOOL.

2 (d) IF A STUDENT HAS AN INDIVIDUALIZED EDUCATION PROGRAM
3 AS PROVIDED IN SECTION 22-20-108 THAT SPECIFIES THAT THE STUDENT
4 TAKES THE STATE ASSESSMENT, THE ENROLLING LOCAL EDUCATION
5 PROVIDER SHALL ASSESS THE STUDENT IN EACH INSTRUCTIONAL AREA FOR
6 WHICH THERE IS A STATE TEST AT THE STUDENT'S GRADE LEVEL. IF, AS
7 PART OF A STUDENT'S INDIVIDUALIZED EDUCATION PROGRAM, THE
8 STUDENT ATTENDS PART-TIME A SCHOOL OR PROGRAM AWAY FROM THE
9 SCHOOL IN WHICH THE STUDENT IS ENROLLED, THE LOCAL EDUCATION
10 PROVIDER THAT ENROLLS A STUDENT, OR THE ADMINISTRATIVE UNIT THAT
11 THE LOCAL EDUCATION PROVIDER IS A MEMBER OF, MAY DESIGNATE
12 EITHER THE SCHOOL OF RESIDENCE OR THE SCHOOL OF ATTENDANCE AS
13 THE SCHOOL TO WHICH THE DEPARTMENT OF EDUCATION MUST ASSIGN THE
14 STUDENT'S SCORES FOR PURPOSES OF MEASURING THE LEVELS OF
15 ATTAINMENT ON THE PERFORMANCE INDICATORS SPECIFIED IN SECTION
16 22-11-204, DETERMINING ACCREDITATION CATEGORIES PURSUANT TO
17 SECTION 22-11-208, AND MEASURING PUBLIC SCHOOL PERFORMANCE
18 PURSUANT TO SECTION 22-11-210. IF A STUDENT WHO HAS AN
19 INDIVIDUALIZED EDUCATION PROGRAM ATTENDS SCHOOL IN AN
20 ADMINISTRATIVE UNIT OTHER THAN THE STUDENT'S ADMINISTRATIVE UNIT
21 OF RESIDENCE, AND THERE IS A CONTRACT BETWEEN THE TWO
22 ADMINISTRATIVE UNITS, THE ADMINISTRATIVE UNITS MUST SPECIFY IN THE
23 CONTRACT THE PUBLIC SCHOOL TO WHICH THE DEPARTMENT SHALL ASSIGN
24 THE STUDENT'S SCORES FOR PURPOSES OF MEASURING THE LEVELS OF
25 ATTAINMENT ON THE PERFORMANCE INDICATORS, DETERMINING
26 ACCREDITATION CATEGORIES, AND MEASURING PUBLIC SCHOOL
27 PERFORMANCE.

1 (4) (a) (I) THE DEPARTMENT OF EDUCATION IN COLLABORATION
2 WITH LOCAL EDUCATION PROVIDERS SHALL ADMINISTER THE ENGLISH
3 VERSIONS OF THE STATE ASSESSMENTS AND MAY ADMINISTER AN
4 ASSESSMENT ADOPTED BY THE STATE BOARD IN LANGUAGES OTHER THAN
5 ENGLISH, AS MAY BE APPROPRIATE FOR ENGLISH LANGUAGE LEARNERS;
6 EXCEPT THAT A STUDENT WHO HAS PARTICIPATED IN AN ENGLISH
7 LANGUAGE PROFICIENCY PROGRAM, AS PROVIDED IN ARTICLE 24 OF THIS
8 TITLE, FOR MORE THAN A TOTAL OF THREE SCHOOL YEARS IS INELIGIBLE TO
9 TAKE THE STATE ASSESSMENTS IN A LANGUAGE OTHER THAN ENGLISH.

10 (II) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF
11 THIS PARAGRAPH (a) TO THE CONTRARY, A LOCAL EDUCATION PROVIDER
12 MAY ADMINISTER AN ASSESSMENT ADOPTED BY THE STATE BOARD IN A
13 LANGUAGE OTHER THAN ENGLISH FOR UP TO FIVE YEARS TO A STUDENT
14 WHO IS AN ENGLISH LANGUAGE LEARNER IF ALLOWED BY A WAIVER
15 RECEIVED FROM THE FEDERAL DEPARTMENT OF EDUCATION PURSUANT TO
16 PARAGRAPH (c) OF THIS SUBSECTION (4).

17 (b) THE STATE BOARD SHALL REVISE AS NECESSARY AND THE
18 DEPARTMENT OF EDUCATION SHALL ADMINISTER READING AND WRITING
19 ASSESSMENTS IN SPANISH FOR STUDENTS ENROLLED IN THE THIRD AND
20 FOURTH GRADES.

21 (c) AS SOON AS PRACTICABLE AFTER THE EFFECTIVE DATE OF THIS
22 SECTION, THE DEPARTMENT OF EDUCATION SHALL SUBMIT TO THE
23 FEDERAL DEPARTMENT OF EDUCATION A REQUEST FOR A WAIVER OF
24 FEDERAL LAW TO ENABLE A LOCAL EDUCATION PROVIDER TO ADMINISTER
25 A STATE ASSESSMENT IN A LANGUAGE OTHER THAN ENGLISH FOR UP TO
26 FIVE SCHOOL YEARS TO A STUDENT WHO IS AN ENGLISH LANGUAGE
27 LEARNER.

1 (5) (a) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO
2 THE CONTRARY, A STUDENT WHO IS AN ENGLISH LANGUAGE LEARNER, AS
3 DEFINED IN SECTION 22-24-103, AND WHO HAS BEEN ENROLLED IN A
4 SCHOOL IN THE UNITED STATES FOR FEWER THAN TWELVE MONTHS IS NOT
5 REQUIRED TO TAKE THE ENGLISH LANGUAGE ARTS ASSESSMENT REQUIRED
6 IN SUBSECTION (1) OF THIS SECTION. THE YEAR IN WHICH THE STUDENT
7 DOES NOT TAKE THE ENGLISH LANGUAGE ARTS ASSESSMENT IS INCLUDED
8 AS ONE OF THE THREE OR FIVE YEARS, AS APPLICABLE, IN WHICH THE
9 STUDENT MAY TAKE THE STATE ASSESSMENT IN HIS OR HER NATIVE
10 LANGUAGE AS PROVIDED IN SUBSECTION (4) OF THIS SECTION.

11 (b) IF ALLOWED BY FEDERAL LAW OR BY A WAIVER OF FEDERAL
12 LAW RECEIVED FROM THE FEDERAL DEPARTMENT OF EDUCATION
13 PURSUANT TO PARAGRAPH (c) OF THIS SUBSECTION (5), IN THE FIRST
14 TWENTY-FOUR MONTHS IN WHICH A STUDENT WHO IS AN ENGLISH
15 LANGUAGE LEARNER IS ENROLLED IN A SCHOOL IN THE UNITED STATES
16 AND TAKES THE ENGLISH LANGUAGE ARTS ASSESSMENT, THE DEPARTMENT
17 OF EDUCATION SHALL NOT INCLUDE THE STUDENT'S SCORES IN
18 CALCULATING ACHIEVEMENT OF THE PERFORMANCE INDICATORS
19 PURSUANT TO PART 2 OF ARTICLE 11 OF THIS TITLE FOR THE LOCAL
20 EDUCATION PROVIDER THAT ENROLLS THE STUDENT.

21 (c) AS SOON AS PRACTICABLE AFTER THE EFFECTIVE DATE OF THIS
22 SECTION, THE DEPARTMENT OF EDUCATION SHALL SUBMIT TO THE
23 FEDERAL DEPARTMENT OF EDUCATION A REQUEST FOR A WAIVER OF
24 FEDERAL LAW AS NECESSARY TO IMPLEMENT PARAGRAPH (b) OF THIS
25 SUBSECTION (5).

26 (6) THE DEPARTMENT OF EDUCATION, BY POLICY, MAY DETERMINE
27 WHETHER THE SCORES OF ONE OR MORE GROUPS OF STUDENTS ARE NOT

1 APPROPRIATE TO BE USED IN MEASURING THE LEVELS OF ATTAINMENT ON
2 THE PERFORMANCE INDICATORS, AS DEFINED IN SECTION 22-11-103. A
3 POLICY THAT THE DEPARTMENT ADOPTS PURSUANT TO THIS SUBSECTION
4 (6) MUST BE IN ACCORDANCE WITH THE REQUIREMENTS OF FEDERAL
5 STATUTES AND REGULATIONS.

6 (7) (a) THE DEPARTMENT OF EDUCATION SHALL PROVIDE TO EACH
7 LOCAL EDUCATION PROVIDER THE RESULTS OF ALL OF THE STATE
8 ASSESSMENTS THAT THE LOCAL EDUCATION PROVIDER ADMINISTERS AND
9 MAKE AVAILABLE TO LOCAL EDUCATION PROVIDERS THE STATE
10 ASSESSMENT DATA OF INDIVIDUAL STUDENTS THAT IS REQUIRED TO
11 MEASURE ACADEMIC PROGRESS OVER TIME. THE DEPARTMENT SHALL
12 ALIGN THE DISAGGREGATION OF STATE ASSESSMENT RESULTS WITH THE
13 EXCLUSION OF SCORES PERMITTED BY SUBSECTION (6) OF THIS SECTION.

14 (b) THE DEPARTMENT OF EDUCATION SHALL RELEASE TO THE
15 PUBLIC ONLY THOSE STATE ASSESSMENT RESULTS THAT THE DEPARTMENT
16 DEEMS VALID. THE DEPARTMENT SHALL NOT RELY ON STATE ASSESSMENT
17 RESULTS THAT THE DEPARTMENT HAS DEEMED INVALID IN PERFORMANCE
18 CALCULATIONS WHEN ASSIGNING ACCREDITATION LEVELS OR SCHOOL
19 PLAN TYPES, AS DESCRIBED IN ARTICLE 11 OF THIS TITLE, TO A LOCAL
20 EDUCATION PROVIDER. AT ANY TIME THAT THE DEPARTMENT RELEASES
21 STATE ASSESSMENT RESULTS TO THE PUBLIC, IN ADDITION TO RELEASING
22 THE RESULTS OF THE ENGLISH VERSIONS OF THE STATE ASSESSMENTS, THE
23 DEPARTMENT SHALL RELEASE THE RESULTS OF ANY STATE ASSESSMENTS
24 ADMINISTERED IN LANGUAGES OTHER THAN ENGLISH.

25 (c) AT THE REQUEST OF A LOCAL EDUCATION PROVIDER, THE
26 ENTITY THAT IS RESPONSIBLE FOR DEVELOPING A STATE ASSESSMENT
27 MUST RETURN TO THE LOCAL EDUCATION PROVIDER THE STUDENT

1 RESPONSES TO THE ESSAY PORTION AND APPROPRIATE PARAGRAPHS THAT
2 ARE RELEASED FROM THE ENGLISH LANGUAGE ARTS PORTION OF THE
3 STATE ASSESSMENT AND THE RESULTS OF ALL REQUESTED STATE
4 ASSESSMENTS. THE REQUESTING LOCAL EDUCATION PROVIDER MUST PAY
5 THE ENTITY FOR THE ACTUAL COST OF PHOTOCOPYING AND MAILING THE
6 ENGLISH LANGUAGE ARTS PORTION OF THE STATE ASSESSMENT. THE
7 REQUESTING LOCAL EDUCATION PROVIDER SHALL MAINTAIN THE
8 CONFIDENTIALITY OF ALL STATE ASSESSMENT RESULTS THAT IT RECEIVES
9 AND MAY USE THE ESSAY PORTION AND APPROPRIATE PARAGRAPHS ONLY
10 TO IMPROVE AN INDIVIDUAL STUDENT'S WRITING SKILLS.

11 (d) EACH LOCAL EDUCATION PROVIDER SHALL INCLUDE THE
12 RESULTS OF THE STATE ASSESSMENTS ADMINISTERED PURSUANT TO
13 SUBSECTION (1) OF THIS SECTION ON EACH STUDENT'S FINAL REPORT CARD
14 FOR THE APPLICABLE SCHOOL YEAR AND INCLUDE THE RESULTS IN THE
15 STUDENT'S PERMANENT ACADEMIC RECORD; EXCEPT THAT A LOCAL
16 EDUCATION PROVIDER MAY INCLUDE STATE ASSESSMENT DATA ON A
17 STUDENT'S FINAL REPORT CARD ONLY IF THE LOCAL EDUCATION PROVIDER
18 HAS SUFFICIENT TIME TO PROCESS THE STATE ASSESSMENT RESULTS AFTER
19 THEY ARE RELEASED.

20 (8) (a) EACH LOCAL EDUCATION PROVIDER SHALL ADOPT POLICIES
21 TO ENSURE THAT APPROPRIATE PERSONNEL WITHIN EACH SCHOOL DISTRICT
22 AND EACH INSTITUTE CHARTER SCHOOL SHARE WITH AND EXPLAIN TO THE
23 PARENT OR LEGAL GUARDIAN OF EACH STUDENT ENROLLED IN THE SCHOOL
24 DISTRICT OR THE INSTITUTE CHARTER SCHOOL THE STUDENT'S STATE
25 ASSESSMENT RESULTS RETURNED TO THE STUDENT'S PUBLIC SCHOOL
26 PURSUANT TO SUBSECTION (7) OF THIS SECTION.

27 (b) THE DEPARTMENT OF EDUCATION SHALL CREATE, MAINTAIN,

1 AND MAKE AVAILABLE TO LOCAL EDUCATION PROVIDERS AND PARENTS OR
2 LEGAL GUARDIANS, UPON REQUEST, A LIST OF RESOURCES AND PROGRAMS
3 THAT PUBLIC SCHOOLS AND PARENTS OR LEGAL GUARDIANS MAY ACCESS
4 TO ASSIST STUDENTS IN ADDRESSING SPECIFIC LEARNING ISSUES
5 IDENTIFIED BY THE STATE ASSESSMENT RESULTS PROVIDED PURSUANT TO
6 THIS SECTION.

7 (9) (a) THE DEPARTMENT OF EDUCATION SHALL PERMIT A
8 NONPUBLIC SCHOOL TO ADMINISTER THE STATE ASSESSMENTS REQUIRED
9 BY SUBSECTION (1) OF THIS SECTION AND SHALL PROVIDE TO THE
10 NONPUBLIC SCHOOL THE RESULTS OF ANY STATE ASSESSMENTS
11 ADMINISTERED. THE NONPUBLIC SCHOOL MUST PAY ALL COSTS
12 ASSOCIATED WITH ADMINISTERING AND PROVIDING RESULTS FOR THE
13 STATE ASSESSMENTS.

14 (b) A LOCAL EDUCATION PROVIDER, UPON THE REQUEST OF THE
15 PARENT OR LEGAL GUARDIAN OF A CHILD WHO IS PARTICIPATING IN A
16 NONPUBLIC HOME-BASED EDUCATIONAL PROGRAM PURSUANT TO SECTION
17 22-33-104.5, MUST PERMIT THE CHILD TO TAKE A STATE ASSESSMENT
18 REQUIRED BY SUBSECTION (1) OF THIS SECTION AND MUST PROVIDE TO THE
19 PARENT OR LEGAL GUARDIAN OF THE CHILD THE RESULTS OF STATE
20 ASSESSMENTS ADMINISTERED. THE PARENT OR LEGAL GUARDIAN OF THE
21 CHILD MUST PAY ALL COSTS ASSOCIATED WITH ADMINISTERING AND
22 PROVIDING RESULTS FOR THE STATE ASSESSMENTS.

23 (10) FOR EACH FISCAL YEAR, THE GENERAL ASSEMBLY SHALL
24 APPROPRIATE MONEYS IN THE ANNUAL GENERAL APPROPRIATION ACT TO
25 THE DEPARTMENT OF EDUCATION TO FUND ADMINISTRATION OF THE STATE
26 ASSESSMENTS AS DESCRIBED IN THIS SECTION, INCLUDING
27 ADMINISTRATION OF THE TENTH-GRADE ASSESSMENT AND THE

1 CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM
2 DESCRIBED IN SUBSECTION (2) OF THIS SECTION.

3 **22-7-1006.5. Pilot program - alternative assessments.**

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

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

20 (b) IF AUTHORIZED BY ITS LOCAL SCHOOL BOARD OR OTHER
21 GOVERNING BODY, A LOCAL EDUCATION PROVIDER, INDIVIDUALLY OR IN
22 COMBINATION WITH ONE OR MORE OTHER LOCAL EDUCATION PROVIDERS,
23 MAY PARTICIPATE IN THE PILOT PROGRAM BY CREATING OR SELECTING
24 ASSESSMENTS THAT MEET THE REQUIREMENTS SPECIFIED IN SUBSECTION
25 (3) OF THIS SECTION AND ADMINISTERING THOSE ASSESSMENTS, IN
26 ADDITION TO THE STATE ASSESSMENTS REQUIRED IN SECTION 22-7-1006.3,
27 FOR AT LEAST TWO SCHOOL YEARS TO THE STUDENTS ENROLLED BY THE

1 LOCAL EDUCATION PROVIDER. AFTER ADMINISTERING THE ASSESSMENTS
2 FOR AT LEAST TWO SCHOOL YEARS, THE LOCAL EDUCATION PROVIDER
3 MUST SUBMIT TO THE DEPARTMENT OF EDUCATION THE ASSESSMENT
4 RESULTS FOR EACH YEAR IN WHICH THEY WERE ADMINISTERED AND THE
5 LOCAL EDUCATION PROVIDER'S DEMONSTRATION THAT THE RESULTS ARE
6 COMPARABLE TO THE RESULTS OBTAINED ON THE STATE ASSESSMENTS
7 ADMINISTERED IN THE SAME SCHOOL YEARS. A LOCAL EDUCATION
8 PROVIDER MAY CHOOSE TO ADMINISTER THE LOCAL ASSESSMENTS FOR
9 MORE THAN TWO SCHOOL YEARS IF NECESSARY TO OBTAIN SUFFICIENT
10 DATA TO SUBMIT TO THE DEPARTMENT.

11 (c) A LOCAL EDUCATION PROVIDER THAT PARTICIPATES IN THE
12 PILOT PROGRAM MUST:

13 (I) NOTIFY THE DEPARTMENT OF EDUCATION AT THE BEGINNING OF
14 EACH SCHOOL YEAR IN WHICH IT INTENDS TO ADMINISTER ASSESSMENTS
15 PURSUANT TO THIS SECTION AND IDENTIFY THE ASSESSMENTS THAT THE
16 LOCAL EDUCATION PROVIDER INTENDS TO ADMINISTER;

17 (II) NOTIFY THE PARENTS OF THE STUDENTS ENROLLED BY THE
18 LOCAL EDUCATION PROVIDER AT THE BEGINNING OF EACH SCHOOL YEAR
19 IN WHICH IT INTENDS TO ADMINISTER ASSESSMENTS PURSUANT TO THIS
20 SECTION THAT THE LOCAL EDUCATION PROVIDER IS CHOOSING TO
21 ADMINISTER ASSESSMENTS PURSUANT TO THIS SECTION IN ADDITION TO
22 THE STATE ASSESSMENTS REQUIRED IN SECTION 22-7-1006.3; AND

23 (III) IF THE LOCAL EDUCATION PROVIDER IS A SCHOOL DISTRICT,
24 WORK WITH THE SCHOOL DISTRICT'S PERSONNEL PERFORMANCE
25 EVALUATION COUNCIL CREATED PURSUANT TO SECTION 22-9-107 IN
26 SELECTING OR CREATING AND ADMINISTERING ASSESSMENTS PURSUANT
27 TO THIS SECTION.

1 (3) THE ASSESSMENTS THAT A LOCAL EDUCATION PROVIDER
2 CHOOSES TO ADMINISTER PURSUANT TO THIS SECTION MUST:

3 (a) ASSESS STUDENTS IN ALL OF THE SUBJECT AREAS AND AT ALL
4 OF THE GRADE LEVELS REQUIRED IN SECTION 22-7-1006.3;

5 (b) PROVIDE SUFFICIENT DATA EACH SCHOOL YEAR TO
6 DISAGGREGATE AND REPORT RESULTS FOR STUDENT GROUPS AS DEFINED
7 IN SECTION 22-11-103 (34);

8 (c) PROVIDE SUFFICIENT DATA EACH SCHOOL YEAR TO MEASURE,
9 FOR EACH STUDENT ENROLLED IN THE GRADES THAT ARE ASSESSED, THE
10 STUDENT'S PROGRESS IN MEETING THE STATE ACADEMIC STANDARDS; AND

11 (d) PROVIDE RESULTS THAT ARE COMPARABLE WITH THE STATE
12 ASSESSMENT RESULTS AND WITH THE ASSESSMENT RESULTS OBTAINED BY
13 OTHER LOCAL EDUCATION PROVIDERS ACROSS THE STATE.

14 (4) (a) AFTER A LOCAL EDUCATION PROVIDER ADMINISTERS
15 ASSESSMENTS PURSUANT TO THIS SECTION FOR AT LEAST TWO SCHOOL
16 YEARS AND SUBMITS THE ASSESSMENT RESULTS AND DEMONSTRATION OF
17 COMPARABILITY TO THE DEPARTMENT OF EDUCATION, THE DEPARTMENT
18 SHALL REVIEW AND EVALUATE THE ASSESSMENTS AND THE
19 COMPARABILITY DEMONSTRATION TO ENSURE COMPARABILITY OF THE
20 LOCAL ASSESSMENTS RESULTS WITH THE RESULTS OBTAINED FROM THE
21 STATE ASSESSMENTS AND WITH ANY OTHER LOCAL ASSESSMENTS THAT
22 THE DEPARTMENT APPROVES PURSUANT TO THIS SUBSECTION (4). THE
23 DEPARTMENT SHALL APPROVE THE USE OF THE LOCAL ASSESSMENTS IF IT
24 FINDS THAT THE ASSESSMENTS MEET THE REQUIREMENTS SPECIFIED IN
25 SUBSECTION (3) OF THIS SECTION AND THAT THE RESULTS ARE
26 COMPARABLE WITH THE STATE ASSESSMENTS AND WITH OTHER LOCAL
27 ASSESSMENTS THAT IT APPROVES. IF THE DEPARTMENT APPROVES A LOCAL

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

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

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

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

26 **22-7-1006. Preschool through elementary and secondary**
27 **education - aligned assessments - adoption - revisions. (1) (f) THE**

1 STATE BOARD SHALL ENSURE THAT THE ASSESSMENTS ADOPTED PURSUANT
2 TO THIS SECTION ARE A COMBINATION OF CONSTRUCTED RESPONSE AND
3 SELECTED RESPONSE TASKS THAT REQUIRE THE STUDENT TO PRODUCE
4 INFORMATION OR PERFORM TASKS IN A WAY THAT THE STUDENT'S SKILLS
5 AND COMPETENCIES CAN BE MEASURED.

6 (5) Every six years after the adoption of the system of assessments
7 pursuant to paragraph (a) of subsection (1) of this section, the state board
8 shall review and adopt any appropriate revisions OR UPDATES to ~~such~~ THE
9 system of assessments, INCLUDING ANY ASSESSMENTS ADMINISTERED IN
10 LANGUAGES OTHER THAN ENGLISH. The state board may adopt revisions
11 to an assessment or adopt additional assessments, regardless of whether
12 it adopts any revision to the standards with which the assessment is
13 aligned. In adopting revisions to the system of assessments, the state
14 board shall ensure that the system of assessments continues to meet the
15 requirements specified in this section. THE DEPARTMENT OF EDUCATION
16 SHALL REVIEW AND UPDATE THE ADMINISTRATION AND SECURITY POLICIES
17 FOR ASSESSMENTS AS NECESSARY TO MAINTAIN THE INTEGRITY OF THE
18 ASSESSMENTS.

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

21 **22-7-1013. Local education provider - preschool through**
22 **elementary and secondary education standards - adoption - academic**
23 **acceleration.** (6) EACH LOCAL EDUCATION PROVIDER SHALL ADOPT AND
24 IMPLEMENT A WRITTEN POLICY BY WHICH THE LOCAL EDUCATION
25 PROVIDER WILL DECIDE WHETHER [REDACTED] THE STUDENTS ENROLLED BY THE
26 LOCAL EDUCATION PROVIDER WILL USE PENCIL AND PAPER TO COMPLETE
27 ANY PORTION OF A STATE ASSESSMENT ADMINISTERED PURSUANT TO

1 SECTION 22-7-1006.3 THAT THE STUDENTS WOULD OTHERWISE COMPLETE
2 USING A COMPUTER. THE POLICY MUST ENSURE THAT THE LOCAL
3 EDUCATION PROVIDER MAKES THE DECISION IN CONSULTATION WITH
4 PARENTS AND, IF THE LOCAL EDUCATION PROVIDER IS A SCHOOL DISTRICT
5 OR BOARD OF COOPERATIVE SERVICES, THE PUBLIC SCHOOLS THAT THE
6 LOCAL EDUCATION PROVIDER OPERATES. THE LOCAL EDUCATION
7 PROVIDER MAY DECIDE THAT THE STUDENTS IN ONE OR MORE OF THE
8 PUBLIC SCHOOLS, OR IN ONE OR MORE OF THE CLASSROOMS OF THE PUBLIC
9 SCHOOLS, OPERATED BY THE LOCAL EDUCATION PROVIDER WILL USE
10 PENCIL AND PAPER TO COMPLETE THE COMPUTERIZED PORTIONS OF A
11 STATE ASSESSMENT. EACH YEAR BEFORE THE START OF FALL SEMESTER
12 CLASSES, THE LOCAL EDUCATION PROVIDER SHALL DISTRIBUTE COPIES OF
13 THE POLICY TO THE PARENTS OF STUDENTS ENROLLED IN THE LOCAL
14 EDUCATION PROVIDER AND POST A COPY OF THE POLICY ON THE LOCAL
15 EDUCATION PROVIDER'S WEB SITE.

16 (7) (a) EACH LOCAL EDUCATION PROVIDER SHALL ADOPT AND
17 IMPLEMENT PROCEDURES BY WHICH THE LOCAL EDUCATION PROVIDER, OR
18 THE PUBLIC SCHOOLS THAT THE LOCAL EDUCATION PROVIDER OPERATES,
19 SHALL ANNUALLY DISTRIBUTE TO THE PARENTS OF STUDENTS ENROLLED
20 BY THE LOCAL EDUCATION PROVIDER AN ASSESSMENT CALENDAR. AT A
21 MINIMUM, THE ASSESSMENT CALENDAR MUST SPECIFY THE ESTIMATED
22 HOURS EACH TESTING DAY THAT SPECIFIC CLASSES OR GRADES WILL TAKE
23 EACH ASSESSMENT AND IDENTIFY WHETHER THE ASSESSMENT IS REQUIRED
24 BY FEDERAL LAW OR STATE LAW OR SELECTED BY THE LOCAL EDUCATION
25 PROVIDER. THE PROCEDURES SHALL SPECIFY THE TIMING FOR
26 DISTRIBUTION OF THE CALENDAR AND REQUIRE THAT THE CALENDAR IS
27 DISTRIBUTED TO PARENTS AND POSTED ON THE LOCAL EDUCATION

1 PROVIDER'S WEB SITE.

2 (b) (I) IN ADDITION TO THE CALENDAR DESCRIBED IN PARAGRAPH
3 (a) OF THIS SUBSECTION (7), EACH LOCAL EDUCATION PROVIDER SHALL
4 PROVIDE WRITTEN INFORMATION TO THE PARENTS OF STUDENTS ENROLLED
5 BY THE LOCAL EDUCATION PROVIDER THAT DESCRIBES:

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

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

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

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

26 (c) THE PROVISIONS OF THIS SUBSECTION (7) DO NOT APPLY TO
27 COURSE-SPECIFIC ASSESSMENTS THAT ARE NOT ADOPTED BY THE STATE

1 BOARD PURSUANT TO SECTION 22-7-1006 OR TO NONSTANDARDIZED,
2 CLASSROOM-BASED ASSESSMENTS THAT INDIVIDUAL EDUCATORS CHOOSE
3 TO ADMINISTER TO STUDENTS.

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

9 (b) IF A PARENT EXCUSES HIS OR HER STUDENT FROM
10 PARTICIPATING IN A STATE ASSESSMENT, A LOCAL EDUCATION PROVIDER
11 SHALL NOT IMPOSE NEGATIVE CONSEQUENCES, INCLUDING PROHIBITING
12 SCHOOL ATTENDANCE, IMPOSING AN UNEXCUSED ABSENCE, OR
13 PROHIBITING PARTICIPATION IN EXTRACURRICULAR ACTIVITIES, ON THE
14 STUDENT OR ON THE PARENT.

15 **SECTION 4.** In Colorado Revised Statutes, 22-7-1205, **amend**
16 (1) (b); and **add** (1) (a.5) and (1) (d) as follows:

17 **22-7-1205. Reading competency - assessments - READ plan**
18 **creation - parental involvement.** (1) (a.5) EACH LOCAL EDUCATION
19 PROVIDER IS REQUIRED TO ADMINISTER A READING ASSESSMENT TO
20 STUDENTS ENROLLED IN KINDERGARTEN DURING THE FIRST NINETY DAYS
21 OF THE SCHOOL YEAR. IF THE LOCAL EDUCATION PROVIDER ADMINISTERS
22 THE READING ASSESSMENT WITHIN THE FIRST SIXTY DAYS OF THE SCHOOL
23 YEAR, IT IS NOT REQUIRED TO ADMINISTER THE LITERACY COMPONENT OF
24 THE SCHOOL READINESS ASSESSMENT AS PROVIDED IN SECTION 22-7-1014
25 (1) (a).

26 (b) If a teacher finds, based on a student's scores on the approved
27 reading assessments, that the student may have a significant reading

1 deficiency, the teacher shall administer to the student one or more
2 diagnostic assessments WITHIN SIXTY DAYS AFTER THE PREVIOUS
3 ASSESSMENT to determine the student's specific reading skill deficiencies.
4 Each local education provider shall select from the list of approved
5 assessments adopted by rule of the state board pursuant to section
6 22-7-1209 (1) those assessments it shall use USES to determine a student's
7 specific reading skill deficiencies. A local education provider may choose
8 to use other diagnostic reading assessments in addition to but not in lieu
9 of the approved assessments.

10 (d) IF, BASED ON A STUDENT'S SCORES ON THE APPROVED READING
11 ASSESSMENTS IN A SPECIFIC SCHOOL YEAR, A TEACHER FINDS THAT A
12 STUDENT DEMONSTRATES READING COMPETENCY APPROPRIATE FOR HIS OR
13 HER GRADE LEVEL, THE LOCAL EDUCATION PROVIDER IS NOT REQUIRED TO
14 ADMINISTER THE APPROVED INTERIM READING ASSESSMENTS TO THE
15 STUDENT FOR THE REMAINDER OF THE SPECIFIC SCHOOL YEAR.

16 **SECTION 5.** In Colorado Revised Statutes, 22-7-1209, **amend**
17 (2) (a) (II) (C) and (2) (a) (II) (D); and **add** (2) (a) (II) (E) as follows:

18 **22-7-1209. State board - rules - department - duties.**

19 (2) (a) (II) The department shall ensure that:

20 (C) Each of the recommended reading diagnostics is proven to
21 accurately identify students' specific reading skill deficiencies; ~~and~~

22 (D) At least one of the recommended reading assessments for
23 kindergarten and first, second, and third grades is normed for the
24 performance of students who speak Spanish as their native language,
25 which assessment is available in both English and Spanish; AND

26 (E) THE LIST OF RECOMMENDED READING ASSESSMENTS AND
27 READING DIAGNOSTICS INCLUDES AT LEAST ONE ASSESSMENT AND ONE

1 DIAGNOSTIC THAT A STUDENT CAN COMPLETE USING PENCIL AND PAPER
2 RATHER THAN USING A COMPUTER.

3 **SECTION 6.** In Colorado Revised Statutes, 22-7-1014, **amend**
4 (1) (a) and (2) (a) as follows:

5 **22-7-1014. Preschool individualized readiness plans - school**
6 **readiness - assessments.** (1) (a) Beginning in the fall semester of 2013,
7 each local education provider that provides a preschool or kindergarten
8 program shall ensure that each student enrolled in a preschool or
9 kindergarten program operated by the local education provider receives
10 an individualized readiness plan that addresses the preschool standards or
11 kindergarten standards, as appropriate, knowledge and skill areas in
12 which a student needs assistance to make progress toward school
13 readiness. IF A STUDENT IS IDENTIFIED AS HAVING A SIGNIFICANT READING
14 DEFICIENCY AS PROVIDED IN SECTION 22-7-1205, THE LOCAL EDUCATION
15 PROVIDER SHALL INCLUDE THE STUDENT'S READ PLAN CREATED
16 PURSUANT TO SECTION 22-7-1206 AS A COMPONENT OF THE STUDENT'S
17 INDIVIDUALIZED READINESS PLAN.

18 (2) (a) Beginning with students who enter kindergarten in the fall
19 semester of 2013, each local education provider shall ensure that each
20 student enrolled in a kindergarten program operated by the local
21 education provider progresses toward demonstrating school readiness.
22 Each local education provider shall administer the school readiness
23 assessment WITHIN THE FIRST SIXTY DAYS OF THE SCHOOL YEAR to each
24 student enrolled in a kindergarten program operated by the local
25 education provider to measure each student's ~~progress toward~~
26 ~~demonstrating~~ LEVEL OF school readiness. IF THE LOCAL EDUCATION
27 PROVIDER ADMINISTERS A READING ASSESSMENT PURSUANT TO SECTION

1 22-7-1205 (1) (a.5) WITHIN THE FIRST SIXTY DAYS OF THE SCHOOL YEAR
2 TO STUDENTS ENROLLED IN THE KINDERGARTEN PROGRAM, THE LOCAL
3 EDUCATION PROVIDER IS NOT REQUIRED TO ADMINISTER THE LITERACY
4 COMPONENT OF THE SCHOOL READINESS ASSESSMENT. THE LOCAL
5 EDUCATION PROVIDER MAY CHOOSE TO MONITOR A STUDENT'S PROGRESS
6 TOWARD DEMONSTRATING SCHOOL READINESS BY ADMINISTERING AN
7 APPROVED SCHOOL READINESS ASSESSMENT MULTIPLE TIMES OVER THE
8 COURSE OF THE SCHOOL YEAR.

9 **SECTION 7.** In Colorado Revised Statutes, 22-11-207, **amend**
10 **(4)** as follows:

11 **22-11-207. Accreditation categories - criteria - rules.**

12 **(4) (a)** The state board by rule shall specify how long a school district or
13 the institute may remain in an accreditation category that is below
14 accredited; except that the state board shall not allow a school district or
15 the institute to remain at accredited with priority improvement plan or
16 below for longer than a total of five consecutive school years before
17 removing the school district's or the institute's accreditation as provided
18 in section 22-11-209.

19 **(b)** NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (a) OF
20 THIS SUBSECTION (4), FOR PURPOSES OF CALCULATING WHETHER A SCHOOL
21 DISTRICT OR THE INSTITUTE IS ACCREDITED WITH PRIORITY IMPROVEMENT
22 PLAN OR BELOW FOR LONGER THAN A TOTAL OF FIVE CONSECUTIVE
23 SCHOOL YEARS, THE DEPARTMENT SHALL EXCLUDE THE 2015-16 SCHOOL
24 YEAR, DURING WHICH THE DEPARTMENT DOES NOT ASSIGN
25 ACCREDITATION RATINGS AS PROVIDED IN SECTION 22-11-208 (1.5), FROM
26 THE CALCULATION AND SHALL COUNT THE 2016-17 SCHOOL YEAR AS IF IT
27 WERE CONSECUTIVE TO THE 2014-15 SCHOOL YEAR.

1 **SECTION 8.** In Colorado Revised Statutes, 22-11-208, **amend**
2 (1.5) as follows:

3 **22-11-208. Accreditation - annual review - supports and**
4 **interventions - rules.** (1.5) Notwithstanding any provision of this article,
5 or any provision of state board rule that implements this article, to the
6 contrary, for the 2015-16 school year, the department shall NOT assign
7 accreditation ratings for school districts and the institute. ~~based on:~~ FOR
8 THE 2015-16 SCHOOL YEAR, EACH SCHOOL DISTRICT AND THE INSTITUTE
9 SHALL CONTINUE TO IMPLEMENT THE PLAN TYPE THAT WAS ASSIGNED FOR
10 THE PRECEDING SCHOOL YEAR. THE DEPARTMENT SHALL ASSIGN
11 ACCREDITATION RATINGS FOR SCHOOL DISTRICTS AND THE INSTITUTE FOR
12 THE 2016-17 SCHOOL YEAR AND EACH SCHOOL YEAR THEREAFTER.

13 ~~(a) The accreditation rating assigned to the school district or the~~
14 ~~institute for the preceding school year;~~

15 ~~(b) The school district's or the institute's compliance with the~~
16 ~~provisions of its accreditation contract;~~

17 ~~(c) The level of participation on the statewide assessments by~~
18 ~~students enrolled in the schools of the school district or in the institute~~
19 ~~charter schools; and~~

20 ~~(d) Valid and reliable data that meets the guidelines established~~
21 ~~by the commissioner and that the school district or the institute may~~
22 ~~submit to the department to demonstrate the school district's or the~~
23 ~~institute's progress in improving student performance with regard to the~~
24 ~~Colorado academic standards and postsecondary and workforce readiness~~
25 ~~and in attaining the statewide targets for the performance indicators and~~
26 ~~the school district's or the institute's performance targets for the preceding~~
27 ~~school year.~~

1 **SECTION 9.** In Colorado Revised Statutes, 22-11-210, **amend**
2 (1) (d) and (2.5) as follows:

3 **22-11-210. Public schools - annual review - plans - supports**
4 **and interventions - rules.** (1) (d) (I) The state board by rule shall specify
5 how long a public school may implement an improvement, priority
6 improvement, or turnaround plan; except that the state board shall not
7 allow a public school to continue implementing a priority improvement
8 or turnaround plan for longer than a combined total of five consecutive
9 school years before requiring the school district or the institute to
10 restructure or close the public school.

11 (II) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF
12 THIS PARAGRAPH (d), FOR PURPOSES OF CALCULATING WHETHER A PUBLIC
13 SCHOOL IS REQUIRED TO IMPLEMENT A PRIORITY IMPROVEMENT OR
14 TURNAROUND PLAN FOR LONGER THAN A COMBINED TOTAL OF FIVE
15 CONSECUTIVE SCHOOL YEARS, THE DEPARTMENT SHALL EXCLUDE THE
16 2015-16 SCHOOL YEAR, DURING WHICH THE DEPARTMENT DOES NOT
17 RECOMMEND SCHOOL PLANS AS PROVIDED IN SUBSECTION (2.5) OF THIS
18 SECTION, FROM THE CALCULATION AND SHALL COUNT THE 2016-17
19 SCHOOL YEAR AS IF IT WERE CONSECUTIVE TO THE 2014-15 SCHOOL YEAR.

20 (2.5) Notwithstanding any provision of this article, or any
21 provision of state board rule that implements this article, to the contrary,
22 for the 2015-16 school year, the department shall NOT recommend to the
23 state board school plan types. ~~based on:~~ FOR THE 2015-16 SCHOOL YEAR,
24 EACH PUBLIC SCHOOL SHALL CONTINUE TO IMPLEMENT THE SCHOOL PLAN
25 TYPE THAT WAS ASSIGNED FOR THE PRECEDING SCHOOL YEAR. THE
26 DEPARTMENT SHALL RECOMMEND TO THE STATE BOARD SCHOOL PLAN
27 TYPES FOR THE 2016-17 SCHOOL YEAR AND EACH SCHOOL YEAR

1 ~~THEREAFTER.~~

2 ~~(a) The type of school plan that the public school was required to~~
3 ~~implement for the preceding school year;~~

4 ~~(b) The level of participation by students enrolled in the public~~
5 ~~school in the statewide assessments; and~~

6 ~~(c) Valid and reliable data that meets the guidelines established by~~
7 ~~the commissioner and that the school district of the public school or the~~
8 ~~institute may submit to the department to demonstrate the public school's~~
9 ~~progress in improving student performance with regard to the Colorado~~
10 ~~academic standards and postsecondary and workforce readiness and in~~
11 ~~attaining the statewide targets for the performance indicators, the school~~
12 ~~district's or the institute's performance targets, and the public school's~~
13 ~~performance targets for the preceding school year.~~

14 **SECTION 10.** In Colorado Revised Statutes, 22-9-106, **amend**
15 **(2.5) (b) (II) (A); and add (2.5) (c)** as follows:

16 **22-9-106. Local boards of education - duties - performance**
17 **evaluation system - compliance - rules - repeal.** (2.5) (b) (II) (A) For
18 the 2014-15 academic year and every year thereafter, a local board shall
19 implement a licensed personnel evaluation system based on the quality
20 standards established pursuant to this article and rule of the state board,
21 including student academic growth; except that, for the 2014-15 academic
22 year only, a local board may determine at what percentage, if any, to
23 weigh student academic growth toward the final level of effectiveness
24 assigned to any person receiving an evaluation pursuant to this article. In
25 no instance may a local board weigh student academic growth, as used in
26 determining a final level of effectiveness, at greater than fifty percent.

27 **FOR THE 2014-15 ACADEMIC YEAR, A LOCAL BOARD SHALL NOT USE THE**

1 RESULTS OF THE STATE ASSESSMENTS ADMINISTERED PURSUANT TO
2 SECTION 22-7-1006.3 IN MEASURING STUDENT ACADEMIC GROWTH FOR
3 PURPOSES OF DETERMINING A PERSON'S LEVEL OF EFFECTIVENESS.

4 (c) NOTWITHSTANDING ANY PROVISION OF PARAGRAPH (e) OF
5 SUBSECTION (1) OF THIS SECTION OR SUBSECTION (7) OF THIS SECTION TO
6 THE CONTRARY:

7 (I) A LOCAL BOARD MAY USE THE RESULTS OF THE STATE
8 ASSESSMENTS ADMINISTERED PURSUANT TO SECTION 22-7-1006.3 IN THE
9 2014-15 SCHOOL YEAR ONLY AS BASELINE DATA FOR MEASURING STUDENT
10 ACADEMIC GROWTH IN THE 2015-16 SCHOOL YEAR AND SCHOOL YEARS
11 THEREAFTER; AND

12 (II) A LOCAL BOARD MAY USE THE RESULTS OF STATE
13 ASSESSMENTS ADMINISTERED PURSUANT TO SECTION 22-7-1006.3 AS A
14 MEASURE OF STUDENT ACADEMIC GROWTH FOR EVALUATIONS PREPARED
15 FOR THE SCHOOL YEAR IN WHICH THE ASSESSMENTS ARE ADMINISTERED
16 ONLY IF THE LOCAL BOARD RECEIVES THE RESULTS AT LEAST TWO WEEKS
17 BEFORE THE DATE BY WHICH PROBATIONARY TEACHERS AND
18 NONPROBATIONARY TEACHERS MUST RECEIVE THE WRITTEN EVALUATION
19 REPORT AS PROVIDED IN PARAGRAPH (c) OF SUBSECTION (1) OF THIS
20 SECTION. A LOCAL BOARD MAY USE THE RESULTS OF STATE ASSESSMENTS
21 AS MEASURES OF STUDENT ACADEMIC GROWTH FOR EDUCATOR
22 EVALUATIONS AND PROFESSIONAL DEVELOPMENT IN THE SCHOOL YEAR
23 FOLLOWING THE SCHOOL YEAR IN WHICH THE ASSESSMENTS ARE
24 ADMINISTERED. IN ANY YEAR IN WHICH A LOCAL BOARD DOES NOT
25 RECEIVE THE STATE ASSESSMENT RESULTS BY TWO WEEKS BEFORE THE
26 DEADLINE FOR THE WRITTEN EVALUATION REPORTS, THE LOCAL BOARD
27 MUST USE ALTERNATE MEASURES OF STUDENT ACADEMIC GROWTH.

1 INCLUDING THE RESULTS OF LOCAL ASSESSMENTS IF AVAILABLE.

2 **SECTION 11.** In Colorado Revised Statutes, 22-11-208, **add**
3 (1.7) as follows:

4 **22-11-208. Accreditation - annual review - supports and**
5 **interventions - rules.** (1.7) AS PART OF THE PRESENTATION TO THE JOINT
6 EDUCATION COMMITTEE REQUIRED BY SECTION 2-7-203, C.R.S., IN 2015,
7 THE DEPARTMENT SHALL REPORT PROGRESS IN USING THE ASSESSMENT
8 RESULTS RECEIVED PURSUANT TO SECTION 22-7-1006.3 TO CALCULATE
9 FAIRLY AND IN A TIMELY MANNER EACH SCHOOL DISTRICT'S AND THE
10 INSTITUTE'S ACHIEVEMENT OF THE PERFORMANCE INDICATORS. THE
11 DEPARTMENT SHALL RECOMMEND TO THE JOINT EDUCATION COMMITTEE
12 WHETHER THE PROVISIONS OF SUBSECTION (1.5) OF THIS SECTION SHOULD
13 BE EXTENDED TO APPLY IN SUBSEQUENT SCHOOL YEARS.

14 **SECTION 12.** In Colorado Revised Statutes, 22-11-210, **add**
15 (2.7) as follows:

16 **22-11-210. Public schools - annual review - plans - supports**
17 **and interventions - rules.** (2.7) AS PART OF THE PRESENTATION TO THE
18 JOINT EDUCATION COMMITTEE REQUIRED BY SECTION 2-7-203, C.R.S., IN
19 2015, THE DEPARTMENT SHALL REPORT PROGRESS IN USING THE
20 ASSESSMENT RESULTS RECEIVED PURSUANT TO SECTION 22-7-1006.3 TO
21 CALCULATE FAIRLY AND IN A TIMELY MANNER EACH PUBLIC SCHOOL'S
22 ACHIEVEMENT OF THE PERFORMANCE INDICATORS. THE DEPARTMENT
23 SHALL RECOMMEND TO THE JOINT EDUCATION COMMITTEE WHETHER THE
24 PROVISIONS OF SUBSECTION (2.5) OF THIS SECTION SHOULD BE EXTENDED
25 TO APPLY IN SUBSEQUENT SCHOOL YEARS.

26 **SECTION 13.** In Colorado Revised Statutes, **repeal** part 4 of
27 article 7 of title 22.

1 **SECTION 14.** In Colorado Revised Statutes, 2-2-1801, **amend**
2 (1) (d) as follows:

3 **2-2-1801. Legislative declaration.** (1) The general assembly
4 finds that:

5 (d) At a minimum, the study should examine how the statewide
6 assessments required in sections ~~22-7-409~~, 22-7-1006 and ~~22-7-1013~~
7 22-7-1006.3, C.R.S., and in part 12 of article 7 of title 22, C.R.S., are
8 administered, how the data obtained from the assessments are used, and
9 the impact of the statewide assessments on local assessment systems,
10 instructional time, and administrative workload;

11 **SECTION 15.** In Colorado Revised Statutes, 2-2-1802, **amend**
12 (6) and (10) as follows:

13 **2-2-1802. Definitions.** As used in this part 18, unless the context
14 otherwise requires:

15 (6) "Local assessments" means assessments that a school district
16 or charter school adopts and administers pursuant to section ~~22-7-407~~,
17 22-7-1013 or 22-7-1205, C.R.S.

18 (10) "Statewide assessments" means the assessments administered
19 pursuant to section ~~22-7-409~~, ~~22-7-1006~~, 22-7-1006.3 or 22-7-1205,
20 C.R.S.

21 **SECTION 16.** In Colorado Revised Statutes, 18-1.3-407, **amend**
22 (3.4) (c) as follows:

23 **18-1.3-407. Sentences - youthful offenders - legislative**
24 **declaration - powers and duties of district court - authorization for**
25 **youthful offender system - powers and duties of department of**
26 **corrections - definitions.** (3.4) In addition to the powers granted to the
27 department of corrections in subsection (3.3) of this section, the

1 department of corrections may:

2 (c) Contract with any public or private entity, including but not
3 limited to a school district, for provision or certification of educational
4 services. Offenders receiving educational services or diplomas from a
5 school district under an agreement entered into pursuant to this paragraph
6 (c) shall not be included in computing the school district's student
7 performance on statewide assessments pursuant to ~~section 22-7-409~~
8 SECTION 22-7-1006.3, C.R.S., or the school district's levels of attainment
9 of the performance indicators pursuant to article 11 of title 22, C.R.S.

10 **SECTION 17.** In Colorado Revised Statutes, 22-1-104, **amend**
11 (4) (a) as follows:

12 **22-1-104. Teaching of history, culture, and civil government.**

13 (4) (a) In an effort to increase civic participation among young people,
14 each school district board of education shall convene a community forum
15 on a periodic basis, but not less than once every ten years, for all
16 interested persons to discuss adopted content standards in civics,
17 including the subjects described in subsection (2) of this section. ~~and in~~
18 ~~conformance with the plan to reexamine acceptable performance levels~~
19 ~~described in section 22-7-407 (2).~~

20 **SECTION 18.** In Colorado Revised Statutes, 22-1-123, **amend**
21 (5) (b) as follows:

22 **22-1-123. Protection of student data - parental or legal**
23 **guardian consent for surveys.** (5) (b) The requirement of written
24 consent pursuant to this subsection (5) applies throughout a public
25 school's curriculum and other school activities; except that the
26 requirement of written consent does not apply to a student's participation
27 in an assessment administered pursuant to ~~section 22-7-407 or 22-7-409~~

1 or part 10 of article 7 of this title. In implementing this subsection (5), the
2 school or school district and employees shall ensure that their first
3 responsibility is to students and their parents and shall allow only minimal
4 use of students' academic time by institutions, agencies, or organizations
5 outside the school or school district to gather information from students.

6 **SECTION 19.** In Colorado Revised Statutes, 22-2-106, **amend**
7 (1) (a.5) introductory portion and (1) (a.5) (V) as follows:

8 **22-2-106. State board - duties.** (1) It is the duty of the state
9 board:

10 (a.5) To adopt, on or before May 15, 2013, a comprehensive set
11 of guidelines for the establishment of high school graduation
12 requirements to be used by each school district board of education in
13 developing local high school graduation requirements. Each school
14 district board of education ~~shall retain~~ RETAINS the authority to develop
15 its own unique high school graduation requirements, so long as those
16 local high school graduation requirements meet or exceed any minimum
17 standards or basic core competencies or skills identified in the
18 comprehensive set of guidelines for high school graduation developed by
19 the state board pursuant to this paragraph (a.5). In developing the
20 guidelines for high school graduation, the state board shall utilize the
21 recommendations of the state graduation guidelines development council
22 established in section 22-7-414, as it existed prior to July 1, 2008, and
23 shall:

24 (V) Utilize standards-based education, as described in ~~section~~
25 ~~22-7-402, and as revised pursuant to~~ part 10 of article 7 of this title, as the
26 framework for the development of the guidelines for high school
27 graduation and consider how high school graduation requirements can be

1 articulated in a standards-based education system. ~~In the process of~~
2 ~~developing the guidelines for high school graduation, the state board shall~~
3 ~~ensure that the state model content standards, adopted pursuant to section~~
4 ~~22-7-406, are sufficiently rigorous, particularly in the core academic~~
5 ~~subject areas of mathematics, science, reading, and writing so that~~
6 ~~students are exposed to subject matter that research indicates will~~
7 ~~adequately prepare them for entrance into the workforce or the~~
8 ~~postsecondary education system. On or before August 1, 2007, the state~~
9 ~~board shall begin to receive public comment on the adequacy of the~~
10 ~~existing state model content standards. As part of receiving public~~
11 ~~comment, the state board is encouraged to form a stakeholder group of~~
12 ~~parents, teachers, administrators, and others to develop recommendations~~
13 ~~related to modernizing the state model content standards in mathematics,~~
14 ~~science, reading, and writing. On or before February 1, 2008, the state~~
15 ~~board shall report to the education committees of the house of~~
16 ~~representatives and the senate, or any successor committees, on the~~
17 ~~adequacy of the existing state model content standards in these subject~~
18 ~~matters.~~

19 **SECTION 20.** In Colorado Revised Statutes, 22-2-109, **amend**
20 (6) (a) introductory portion and (6) (a) (II) as follows:

21 **22-2-109. State board of education - additional duties - teacher**
22 **standards - principal standards.** (6) (a) On or before January 1, 2003,
23 the state board of education by rule shall adopt performance-based
24 principal licensure standards to guide the development of principal
25 preparation programs offered by institutions of higher education. The
26 state board of education shall develop said standards in collaboration with
27 institutions of higher education that offer principal preparation programs,

1 superintendents and local boards of education, and the commission on
2 higher education. The state board of education shall ensure that said
3 standards are consistent with national standards for principal preparation.
4 Said standards ~~shall~~ MUST include, but need not be limited to, the
5 following:

6 (II) Instructional skills and knowledge and the use of data
7 necessary to lead and organize a standards-based school that is
8 characterized by student proficiency in literacy and the state ~~model~~
9 content standards as described in ~~section 22-7-406~~ SECTION 22-7-1005.

10 **SECTION 21.** In Colorado Revised Statutes, 22-2-117, **amend**
11 (1.5) as follows:

12 **22-2-117. Additional power - state board - waiver of**
13 **requirements - rules.** (1.5) Notwithstanding any provision of this
14 section or any other provision of law, the state board shall not waive
15 requirements contained in article 11 of this title or ~~sections 22-7-409~~
16 SECTIONS 22-7-1006.3, 22-32-105, 22-32-109 (1) (bb) (I) and (2),
17 22-32-109.1 (2) (a), 22-32-146, and 22-33-104 (4).

18 **SECTION 22.** In Colorado Revised Statutes, 22-2-406, **amend**
19 (1) (a) as follows:

20 **22-2-406. Facility schools board duties - curriculum -**
21 **graduation standards - rules.** (1) In addition to any other duties
22 provided by law, the facility schools board shall:

23 (a) Adopt curriculum to be provided by approved facility schools.
24 At a minimum, the facility schools board shall align the curriculum for
25 the core subjects of reading, writing, mathematics, science, history, and
26 geography with the state ~~model~~ content standards adopted pursuant to
27 ~~section 22-7-406~~ SECTION 22-7-1005 and the STATE assessments

1 administered through the Colorado student assessment program pursuant
2 to section ~~22-7-409~~ AS PROVIDED IN SECTION 22-7-1006.3. The curriculum
3 ~~shall~~ MUST include a range of course work from which an approved
4 facility school may select courses that meet the needs of the students who
5 are placed at the facility.

6 **SECTION 23.** In Colorado Revised Statutes, 22-5-115, **amend**
7 (4) as follows:

8 **22-5-115. Financing boards of cooperative services.** (4) For
9 budget years commencing on or after July 1, 1996, any amount received
10 by a board of cooperative services pursuant to this section ~~shall~~ MUST be
11 used to fund professional educator development in standards-based
12 education, ~~pursuant to the plan adopted by each school district pursuant~~
13 ~~to section 22-7-407 (2)~~ AS IMPLEMENTED THROUGH PART 10 OF ARTICLE
14 7 OF THIS TITLE, in each school district that is a member of such board and
15 in any nonmember school district that chooses to participate in a
16 professional educator development program with any board of
17 cooperative services.

18 **SECTION 24.** In Colorado Revised Statutes, 22-7-604.5, **amend**
19 (1) introductory portion, (1) (a) (VI) (A), (1) (a) (VI) (C), and (3) (a) as
20 follows:

21 **22-7-604.5. Alternative education campuses - criteria -**
22 **application - rule-making.** (1) A public school may apply to the state
23 board for designation as an alternative education campus. The state board
24 shall adopt rules specifying the criteria and application process for a
25 public school to be designated an alternative education campus. The rules
26 ~~shall~~ MUST include but need not be limited to:

27 (a) Criteria that a public school must meet to be designated an

1 alternative education campus, including but not limited to the following:

2 (VI) (A) Serving students who have severe limitations that
3 preclude appropriate administration of the assessments administered
4 pursuant to ~~section 22-7-409~~ SECTION 22-7-1006.3;

5 (C) Serving students who attend on a part-time basis and who
6 come from other public schools where the part-time students are counted
7 in the enrollment of the other public school; except that the results of the
8 assessments administered pursuant to ~~section 22-7-409~~ of SECTION
9 22-7-1006.3 TO all part-time students and high-risk students as defined in
10 subsection (1.5) of this section ~~shall~~ MUST be used in determining the
11 levels of attainment on the performance indicators for the public school
12 for which the student is counted for enrollment purposes;

13 (3) (a) Except as excluded pursuant to ~~section 22-7-409~~ SECTION
14 22-7-1006.3, the results of the assessments administered pursuant to
15 ~~section 22-7-409~~ for SECTION 22-7-1006.3 TO all part-time students
16 attending a school or a program that is designated an alternative education
17 campus pursuant to this section ~~shall~~ MUST be included in determining the
18 levels of attainment on the performance indicators achieved by the school
19 to which the student is assigned for enrollment purposes.

20 **SECTION 25.** In Colorado Revised Statutes, 22-7-802, **amend**
21 (3); and **repeal** (1) as follows:

22 **22-7-802. Definitions.** As used in this part 8, unless the context
23 otherwise requires:

24 (1) ~~"CSAP" means the Colorado student assessment program~~
25 ~~administered pursuant to section 22-7-409.~~

26 (3) "Eligible student" means a student who will begin fifth, sixth,
27 seventh, or eighth grade in the next academic year and who has received

1 an unsatisfactory proficiency level score on the STATE reading, writing,
2 or mathematics assessment administered ~~through the CSAP~~ PURSUANT TO
3 SECTION 22-7-1006.3 for the preceding academic year.

4 **SECTION 26.** In Colorado Revised Statutes, 22-11-103, **amend**
5 (33) as follows:

6 **22-11-103. Definitions.** As used in this article, unless the context
7 otherwise requires:

8 (33) "Statewide assessments" means the assessments administered
9 pursuant to ~~the Colorado student assessment program created in section~~
10 ~~22-7-409 or as part of the system of assessments adopted by the state~~
11 ~~board pursuant to section 22-7-1006~~ SECTION 22-7-1006.3.

12 **SECTION 27.** In Colorado Revised Statutes, 22-24-106, **amend**
13 (1) (c) and (1) (h) as follows:

14 **22-24-106. Department of education - powers - duties - state**
15 **board of education - rules.** (1) The department shall:

16 (c) Establish, by guidelines, any accommodations that a local
17 education provider must allow and the circumstances in which a local
18 education provider must allow the accommodations for English language
19 learners who are taking assessments pursuant to ~~section 22-7-409 or~~
20 ~~22-7-1006~~ SECTION 22-7-1006.3;

21 (h) Disaggregate the data received through the ~~statewide~~ STATE
22 assessment program pursuant to ~~section 22-7-409 or 22-7-1006~~ SECTION
23 22-7-1006.3 and report the English language proficiency and academic
24 achievement of English language learners, while they are receiving
25 services through the English language proficiency program and after they
26 exit the English language proficiency program through high school
27 graduation, as provided in part 5 of article 11 of this title; and

1 **SECTION 28.** In Colorado Revised Statutes, 22-30.5-104,
2 **amend** (6) (c) (II) as follows:

3 **22-30.5-104. Charter school - requirements - authority.**

4 (6) (c) A school district, on behalf of a charter school, may apply to the
5 state board for a waiver of a state statute or state rule that is not an
6 automatic waiver. Notwithstanding any provision of this subsection (6)
7 to the contrary, the state board may not waive any statute or rule relating
8 to:

9 (II) The assessments required to be administered pursuant to
10 ~~section 22-7-409~~ SECTION 22-7-1006.3;

11 **SECTION 29.** In Colorado Revised Statutes, 22-30.5-303,
12 **amend** (2) (b) introductory portion, (2) (b) (III), and (2) (b) (IV) as
13 follows:

14 **22-30.5-303. Independent charter schools - request for**
15 **proposals - response contents.** (2) (b) The state board shall adopt rules
16 specifying a schedule for receipt of the responses to the request for
17 proposals pursuant to paragraph (a) of this subsection (2), the formation
18 of a review committee and receipt of the recommendations of said
19 committee pursuant to section 22-30.5-304, and the selection of an
20 applicant and notification to the local board of education pursuant to
21 section 22-30.5-305. Said schedule ~~shall~~ **MUST** ensure the completion of
22 negotiations on the independent charter no later than May 30 of the year
23 in which the independent charter school is to open. The rules ~~shall~~ **MUST**
24 also specify the information that an independent charter proposal ~~shall~~
25 **MUST** include in order to be eligible for consideration. Such information
26 ~~shall~~ **MUST** include, but need not be limited to, the following:

27 (III) A description of the independent charter school's educational

1 program, student performance standards, annual targets for the measures
2 used to determine the levels of attainment of the performance indicators
3 specified in section 22-11-204, and curriculum, which ~~shall~~ MUST meet
4 or exceed the state ~~model content~~ PRESCHOOL THROUGH ELEMENTARY
5 AND SECONDARY EDUCATION standards adopted pursuant to ~~part 4 or part~~
6 10 of article 7 of this title and ~~shall~~ MUST be designed to enable each
7 student to achieve such standards and targets;

8 (IV) A description of the independent charter school's plan for
9 evaluating student performance, the types of assessments that ~~shall~~ MUST
10 be used to measure student progress toward achievement of the school's
11 student performance standards and the targets for the measures used to
12 determine the levels of attainment of the performance indicators,
13 including but not limited to the ~~statewide~~ STATE assessments administered
14 ~~under the Colorado student assessment program pursuant to section~~
15 ~~22-7-409~~ PURSUANT TO SECTION 22-7-1006.3, the timeline for
16 achievement of the school's student performance standards and the
17 targets, and the procedures for taking corrective action in the event that
18 student performance at the independent charter school fails to meet such
19 standards and targets;

20 **SECTION 30.** In Colorado Revised Statutes, 22-30.5-505,
21 **amend** (8) as follows:

22 **22-30.5-505. State charter school institute - institute board -**
23 **appointment - powers and duties - rules.** (8) The institute shall ensure
24 that each institute charter school adopts content standards ~~in a manner~~
25 ~~consistent with that required of school districts pursuant to section~~
26 ~~22-7-407~~ AS REQUIRED IN SECTION 22-7-1013.

27 **SECTION 31.** In Colorado Revised Statutes, 22-30.5-507,

1 **amend** (7) (b) (II) as follows:

2 **22-30.5-507. Institute charter school - requirements -**
3 **authority - rules.** (7) (b) An institute charter school may apply to the
4 state board, through the institute, for a waiver of state statutes and state
5 rules that are not automatic waivers. The state board may waive state
6 statutory requirements or rules promulgated by the state board; except that
7 the state board may not waive any statute or rule relating to:

8 (II) The assessments required to be administered pursuant to
9 ~~section 22-7-409~~ SECTION 22-7-1006.3;

10 **SECTION 32.** In Colorado Revised Statutes, 22-30.7-105,
11 **amend** (2) introductory portion and (2) (b) as follows:

12 **22-30.7-105. Program criteria - guidelines - quality standards**
13 **- records - rules.** (2) The following guidelines apply to each on-line
14 program or on-line school ~~that is~~ created or overseen pursuant to the
15 provisions of this article:

16 (b) Each student participating in an on-line program or on-line
17 school ~~shall be~~ IS subject to the ~~statewide~~ STATE assessments
18 administered pursuant to ~~section 22-7-409~~ SECTION 22-7-1006.3.

19 **SECTION 33.** In Colorado Revised Statutes, 22-32-109, **amend**
20 (1) (aa) as follows:

21 **22-32-109. Board of education - specific duties.** (1) In addition
22 to any other duty required to be performed by law, each board of
23 education shall have and perform the following specific duties:

24 (aa) To adopt ~~content standards and a plan for implementation of~~
25 ~~such content standards pursuant to the provisions of section 22-7-407~~
26 AND IMPLEMENT PRESCHOOL THROUGH ELEMENTARY AND SECONDARY
27 EDUCATION STANDARDS AS REQUIRED IN PART 10 OF ARTICLE 7 OF THIS

1 TITLE;

2 **SECTION 34.** In Colorado Revised Statutes, 22-32-109.6,
3 **amend** (2) (a) as follows:

4 **22-32-109.6. Board of education - specific duties - class size**
5 **reduction plans - alternative student achievement plans - definitions.**

6 (2) As used in this section, unless the context otherwise requires:

7 (a) "Class" means a non-elective class in kindergarten or the first,
8 second, or third grade or any combination of kindergarten or the first,
9 second, or third grades in a public school, which class provides
10 instruction in one or more of the ~~first priority state model content~~
11 ~~standards~~ areas of reading, writing, mathematics, science, history, or
12 geography. ~~as described in section 22-7-406 (1) (a).~~

13 **SECTION 35.** In Colorado Revised Statutes, 22-32.5-108,
14 **amend** (2) introductory portion and (2) (a) as follows:

15 **22-32.5-108. District of innovation - waiver of statutory and**
16 **regulatory requirements.** (2) Each district of innovation ~~shall continue~~
17 CONTINUES to be subject to all statutes and rules that are not waived by
18 the state board pursuant to subsection (1) of this section, including but not
19 limited to all statutes and rules concerning implementation of:

20 (a) ~~The Colorado student assessment program created in section~~
21 ~~22-7-409~~ STATE ASSESSMENT REQUIREMENTS SPECIFIED IN SECTION
22 22-7-1006.3;

23 **SECTION 36.** In Colorado Revised Statutes, 22-43.7-111,
24 **amend** (1) introductory portion and (1) (c) as follows:

25 **22-43.7-111. Reporting requirements - auditing by state**
26 **auditor.** (1) No later than February 15, 2010, and no later than each
27 February 15 thereafter, the board shall present a written report to the

1 education and finance committees of the house of representatives and the
2 senate and the capital development committee, or any successor
3 committees, regarding the provision of financial assistance to applicants
4 pursuant to this article. The report shall MUST include, at a minimum:

5 (c) A summary of any differences between the common physical
6 design elements and characteristics of the highest performing schools in
7 the state and the lowest performing schools in the state as measured by
8 academic productivity measures such as the ~~Colorado student assessment~~
9 ~~program created in part 4 of article 7 of this title~~ STATE ASSESSMENTS
10 ADMINISTERED PURSUANT TO SECTION 22-7-1006.3 or Colorado ACT
11 results; and

12 **SECTION 37.** In Colorado Revised Statutes, 22-54-103, **amend**
13 (1.5) (b) (IV) as follows:

14 **22-54-103. Definitions.** As used in this article, unless the context
15 otherwise requires:

16 (1.5) (b) For purposes of this subsection (1.5):

17 (IV) "District pupils who are English language learners" means
18 the number of pupils included in the district pupil enrollment for the
19 preceding budget year who were not eligible for free lunch pursuant to the
20 provisions of the federal "National School Lunch Act", 42 U.S.C. sec.
21 1751 et seq., and who are English language learners, as defined in section
22 22-24-103 (3), and:

23 (A) Whose scores were not included in calculating school
24 academic performance grades as provided in ~~section 22-7-409 (1.2) (d)~~
25 ~~(f) (C)~~ SECTION 22-7-1006.3; or

26 (B) Who took an assessment administered pursuant to ~~section~~
27 ~~22-7-409~~ SECTION 22-7-1006.3 in a language other than English.

1 **SECTION 38.** In Colorado Revised Statutes, 22-55-102, **amend**
2 (1) (b), (2) (a) (II), and (3) introductory portion as follows:

3 **22-55-102. Definitions.** As used in this article, unless the context
4 otherwise requires:

5 (1) "Accountability reporting" means any requirement established
6 in law that mandates school districts to report or provide information
7 relative to school improvement to the state board or the department,
8 including, but not limited to:

9 (b) Reporting requirements in connection with the administration
10 ~~and implementation of the Colorado student assessment program~~
11 ~~developed pursuant to part 4 of article 7 of this title~~ STATE ASSESSMENTS
12 PURSUANT TO SECTION 22-7-1006.3; or

13 (2) (a) "Accountable education reform" means any program or
14 plan for reforming preschool through twelfth-grade education in the state
15 that complies with accountability standards imposed by law on school
16 districts in the state, including, but not limited to, the requirements set
17 forth in:

18 (II) ~~Part 4 of article 7 of this title relating to the Colorado student~~
19 ~~assessment program~~ PART 10 OF ARTICLE 7 OF THIS TITLE.

20 (3) "Accountable programs to meet state academic standards"
21 include, but are not limited to, programs designed to assist students in
22 demonstrating improved academic achievement on ~~student~~ STATE
23 assessments administered ~~under the Colorado student assessment program~~
24 ~~developed pursuant to part 4 of article 7 of this title~~ PURSUANT TO
25 SECTION 22-7-1006.3. "Accountable programs to meet state academic
26 standards" include, but are not limited to, programs:

27 **SECTION 39.** In Colorado Revised Statutes, 22-60.5-110,

1 **amend** (3) (c) (I) as follows:

2 **22-60.5-110. Renewal of licenses.** (3) (c) In selecting
3 professional development activities for the renewal of a professional
4 license pursuant to this section, each licensee shall choose those activities
5 that will aid the licensee in meeting the standards for a professional
6 educator, including but not limited to the following goals:

7 (I) Knowledge of subject matter content and learning, including
8 knowledge and application of standards-based education pursuant to ~~part~~
9 ~~4~~ PART 10 of article 7 of this title;

10 **SECTION 40.** In Colorado Revised Statutes, 22-60.5-203,
11 **amend** (2) as follows:

12 **22-60.5-203. Assessment of professional competencies - rules.**

13 (2) The state board by rule shall identify the professional competencies
14 required of the applicants described in subsection (3) of this section
15 specifically in the context of the requirements of standards-based
16 education pursuant to the requirements of ~~part 4~~ PART 10 of article 7 of
17 this title. Such professional competencies ~~shall~~ apply to an applicant only
18 within the scope of the subject matter to be taught by the applicant.

19 **SECTION 41.** In Colorado Revised Statutes, 22-60.5-303,
20 **amend** (2) (h) as follows:

21 **22-60.5-303. Assessment of professional competencies.** (2) The
22 following list of areas of knowledge is a guideline to be used by the state
23 board of education and shall not be construed as inclusive or prescriptive:

24 (h) Knowledge and application of standards-based education
25 pursuant to ~~part 4~~ PART 10 of article 7 of this title.

26 **SECTION 42.** In Colorado Revised Statutes, 22-60.5-308,
27 **amend** (2) (h) as follows:

1 **22-60.5-308. Assessment of professional competencies.** (2) The
2 following list of areas of knowledge is a guideline to be used by the state
3 board of education and shall not be construed as inclusive or prescriptive:

4 (h) Knowledge and application of standards-based education
5 pursuant to ~~part 4~~ PART 10 of article 7 of this title.

6 **SECTION 43.** In Colorado Revised Statutes, 23-1-119.2, **amend**
7 (1) (a) and (1) (b) introductory portion as follows:

8 **23-1-119.2. Commission directive - notice of college**
9 **preparatory courses for high school students.** (1) The commission
10 shall adopt a policy on or before October 1, 2005, to:

11 (a) Obtain, on or before June 1 of each school year, from the
12 APPROPRIATE test ~~administrator for the standardized, curriculum-based,~~
13 ~~achievement, college entrance exam administered pursuant to section~~
14 ~~22-7-409 (1.5) (a), C.R.S., and the precollegiate exam~~ ADMINISTRATORS
15 the names and mailing addresses of all students enrolled in Colorado
16 public schools who take ~~either~~ A STANDARDIZED, CURRICULUM-BASED,
17 ACHIEVEMENT COLLEGE ENTRANCE EXAM OR A PRECOLLEGIATE exam;

18 (b) Beginning in the spring of 2006, send an annual notice
19 concerning college preparatory courses to the parent or legal guardian of
20 each student who takes ~~the~~ A standardized, curriculum-based,
21 achievement, college entrance exam ~~administered pursuant to section~~
22 ~~22-7-409 (1.5) (a), C.R.S., or the~~ OR A precollegiate exam. The
23 COMMISSION SHALL SEND THE notice ~~shall be sent~~ to the parent or legal
24 guardian prior to the start of a student's twelfth-grade year if the student
25 took the standardized, curriculum-based, achievement, college entrance
26 exam, or prior to the start of a student's eleventh-grade year if the student
27 took the precollegiate exam. At a minimum, the notice ~~shall~~ MUST

1 include:

2 **SECTION 44.** In Colorado Revised Statutes, 23-1-121, **amend**
3 (2) introductory portion and (2) (c) as follows:

4 **23-1-121. Commission directive - approval of educator**
5 **preparation programs - review.** (2) The commission shall adopt
6 policies establishing the requirements for educator preparation programs
7 offered by institutions of higher education. The department shall work in
8 cooperation with the state board of education in developing the
9 requirements for educator preparation programs. At a minimum, the
10 requirements ~~shall~~ **MUST** ensure that each educator preparation program
11 complies with section 23-1-125, is designed on a performance-based
12 model, and includes:

13 (c) Course work and field-based training that integrates theory and
14 practice and educates candidates in the methodologies, practices, and
15 procedures of standards-based education, as described in ~~parts 4 and~~ PART
16 10 of article 7 of title 22, C.R.S., and specifically in teaching to the ~~state~~
17 ~~academic standards adopted pursuant to section 22-7-406, C.R.S., or,~~
18 ~~beginning December 15, 2012, teaching to the~~ state preschool through
19 elementary and secondary education standards adopted pursuant to
20 section 22-7-1005, C.R.S.;

21 **SECTION 45.** In Colorado Revised Statutes, 26-6.5-101.5,
22 **repeal** (4) as follows:

23 **26-6.5-101.5. Definitions.** As used in this part 1, unless the
24 context otherwise requires:

25 (4) ~~"CSAP" means the Colorado student assessment program~~
26 ~~implemented pursuant to section 22-7-409, C.R.S.~~

27 **SECTION 46.** In Colorado Revised Statutes, 22-7-1003, **repeal**

1 (12), (13), (14), and (16) as follows:

2 **22-7-1003. Definitions.** As used in this part 10, unless the context
3 otherwise requires:

4 (12) "~~Pilot program~~" means the pilot program for administration
5 of postsecondary and workforce planning, preparation, and readiness
6 assessments implemented pursuant to section 22-7-1007.

7 (13) "~~Postsecondary and workforce planning assessment~~" means
8 an assessment or battery of assessments administered to students in eighth
9 or ninth grade that, at a minimum, tests in the areas of reading,
10 mathematics, and science, provides guidance regarding a student's level
11 of academic preparation for entry into postsecondary education or the
12 workforce, and is relevant to the student for purposes of postsecondary
13 planning.

14 (14) "~~Postsecondary and workforce preparation assessment~~"
15 means an assessment or battery of assessments administered to students
16 in tenth grade that, at a minimum, tests in the areas of reading,
17 mathematics, and science, provides guidance regarding a student's level
18 of academic preparation for entry into postsecondary education or the
19 workforce, and is relevant to college admission determinations.

20 (16) "~~Postsecondary and workforce readiness assessment~~" means
21 an assessment or battery of assessments administered to students in
22 eleventh grade that, at a minimum, tests in the areas of reading,
23 mathematics, and science and is relevant to college admission
24 determinations by institutions of higher education throughout the United
25 States.

26 **SECTION 47.** In Colorado Revised Statutes, 22-7-1005, **repeal**
27 (4) as follows:

1 **22-7-1005. Preschool through elementary and secondary**
2 **education - aligned standards - adoption - revisions.** (4) ~~In adopting~~
3 ~~the standards for preschool through elementary and secondary education~~
4 ~~pursuant to this section, the state board shall ensure that it includes~~
5 ~~standards for grades nine through twelve that are aligned with the~~
6 ~~postsecondary and workforce planning, preparation, and readiness~~
7 ~~assessments adopted by the state board and the commission pursuant to~~
8 ~~section 22-7-1008.~~

9 **SECTION 48.** In Colorado Revised Statutes, 22-7-1006, **amend**
10 (2) and (5) as follows:

11 **22-7-1006. Preschool through elementary and secondary**
12 **education - aligned assessments - adoption - revisions.** (2) In adopting
13 the system of assessments, the state board shall ensure that ~~it includes the~~
14 ~~postsecondary and workforce planning, preparation, and readiness~~
15 ~~assessments adopted by the state board and the commission pursuant to~~
16 ~~section 22-7-1008~~ THE ASSESSMENTS IT ADOPTS THAT ARE ADMINISTERED
17 IN HIGH SCHOOL ARE DESIGNED TO ENABLE A STUDENT TO DEMONSTRATE
18 POSTSECONDARY AND WORKFORCE READINESS BY THE TIME THE STUDENT
19 GRADUATES FROM HIGH SCHOOL.

20 (5) (a) Every six years after the adoption of the system of
21 assessments pursuant to paragraph (a) of subsection (1) of this section,
22 the state board shall review and adopt any appropriate revisions to such
23 system of assessments. The state board may adopt revisions to an
24 assessment or adopt additional assessments, regardless of whether it
25 adopts any revision to the standards with which the assessment is aligned.
26 In adopting revisions to the system of assessments, the state board shall
27 ensure that the system of assessments continues to meet the requirements

1 specified in this section.

2 (b) IN REVIEWING THE ASSESSMENTS ADMINISTERED TO STUDENTS
3 ENROLLED IN HIGH SCHOOL, THE STATE BOARD SHALL ADOPT ANY
4 REVISIONS THAT MAY BE NECESSARY TO ENSURE THAT THE ASSESSMENTS
5 ARE ALIGNED WITH ANY REVISIONS TO THE DESCRIPTION OF
6 POSTSECONDARY AND WORKFORCE READINESS ADOPTED BY THE STATE
7 BOARD AND THE COMMISSION PURSUANT TO SECTION 22-7-1008 (3) (a).

8 **SECTION 49.** In Colorado Revised Statutes, **repeal** 22-7-1007.

9 **SECTION 50.** In Colorado Revised Statutes, 22-7-1008, **amend**
10 (1) (b) and (2); and **repeal** (3) (b) as follows:

11 **22-7-1008. Postsecondary and workforce readiness description**
12 **- adoption - revision.** (1) (b) ~~Based on the data received by the~~
13 ~~department of education from the operation of the pilot program pursuant~~
14 ~~to section 22-7-1007, the state board and the commission may modify the~~
15 ~~description of postsecondary and workforce readiness as appropriate to~~
16 ~~ensure alignment of the standards for grades nine through twelve, the~~
17 ~~postsecondary and workforce planning, preparation, and readiness~~
18 ~~assessments, and the description of postsecondary and workforce~~
19 ~~readiness. The state board and the commission may further modify the~~
20 ~~description of postsecondary and workforce readiness as necessary based~~
21 ~~on the recommendations received through the peer review process on the~~
22 ~~amended state plan pursuant to section 22-7-1012 to ensure alignment of~~
23 ~~the postsecondary and workforce readiness description with the standards~~
24 ~~and assessments.~~

25 (2) (a) ~~On or before December 15, 2010, or as soon thereafter as~~
26 ~~fiscally practicable, the state board and the commission shall negotiate a~~
27 ~~consensus and adopt one or more postsecondary and workforce planning~~

1 assessments, postsecondary and workforce preparation assessments, and
2 postsecondary and workforce readiness assessments that local education
3 providers shall administer pursuant to section 22-7-1016. The state board
4 and the commission shall base the selection of the postsecondary and
5 workforce planning, preparation, and readiness assessments on the
6 information received through the operation of the pilot program, ensuring
7 that the selected assessments are aligned with the standards for grades
8 nine through twelve and with the description of postsecondary and
9 workforce readiness. THE STATE BOARD, IN ADOPTING STATE ASSESSMENTS
10 PURSUANT TO SECTION 22-7-1006, SHALL ENSURE THAT THE STATE
11 ASSESSMENTS ADMINISTERED TO STUDENTS ENROLLED IN HIGH SCHOOL
12 ARE ALIGNED WITH THE COLORADO ACADEMIC STANDARDS AND ARE
13 SUFFICIENT TO ENABLE A STUDENT TO DEMONSTRATE POSTSECONDARY
14 AND WORKFORCE READINESS BY THE TIME THE STUDENT GRADUATES
15 FROM HIGH SCHOOL.

16 (b) ~~Following adoption of the postsecondary and workforce~~
17 ~~planning, preparation, and readiness assessments, the state board and the~~
18 ~~commission shall negotiate a consensus and adopt scoring criteria for the~~
19 ~~postsecondary and workforce planning, preparation, and readiness~~
20 ~~assessments to indicate a student's level of postsecondary and workforce~~
21 ~~readiness, based on the student's level of performance on the assessments.~~
22 ~~The state board and the commission shall ensure that the scoring criteria~~
23 ~~for the postsecondary and workforce planning, preparation, and readiness~~
24 ~~assessments are aligned with the scoring criteria that apply to the system~~
25 ~~of assessments for preschool through elementary and secondary education~~
26 ~~standards.~~

27 (c) ~~The state board and the commission shall negotiate a~~

1 consensus and modify the postsecondary and workforce planning,
2 preparation, and readiness assessments adopted pursuant to this section
3 as necessary in response to comments received through the peer review
4 process and to reflect the contents of the state plan approved pursuant to
5 section 22-7-1012.

6 (3) (b) Every six years after the adoption of the postsecondary and
7 workforce planning, preparation, and readiness assessments pursuant to
8 paragraph (a) of subsection (2) of this section, the state board and the
9 commission shall review, negotiate a consensus, and adopt any
10 appropriate revisions to such assessments. The state board and the
11 commission may adopt revisions to the postsecondary and workforce
12 planning, preparation, and readiness assessments, regardless of whether
13 they adopt any revisions to the postsecondary and workforce readiness
14 description. In adopting revisions to the assessments, the state board and
15 the commission shall ensure that the assessments continue to meet the
16 requirements specified in subsection (2) of this section. The state board
17 and the commission shall also review and adopt any appropriate revisions
18 to the scoring criteria.

19 **SECTION 51.** In Colorado Revised Statutes, 22-7-1012, **amend**
20 (2) (a) introductory portion and (2) (a) (I); and **repeal** (1) as follows:

21 **22-7-1012. State plan - amendments - peer review - final**
22 **adoption.** (1) The department of education shall solicit information from
23 local education providers that began administering postsecondary and
24 workforce planning, preparation, and readiness assessments prior to
25 implementation of the pilot program and from local education providers
26 and assessment vendors that are participating in the pilot program. The
27 department of education may contract with an independent, nationally

1 recognized third party to conduct a rigorous evaluation of the information
2 received and, based on the evaluation, to make recommendations to the
3 department and the state board concerning amendments to the state plan.

4 (2) (a) As soon as practicable under federal law, based on the
5 evaluation of information received pursuant to subsection (1) of this
6 section and on information received by the state board pursuant to section
7 22-7-1010 and on any information received from the regional educator
8 meetings pursuant to section 22-7-1011, the department of education shall
9 submit to the federal department of education amendments to the state
10 plan for peer review and approval. The amendments, at a minimum, shall
11 include:

12 (I) Amendments to incorporate the preschool through elementary
13 and secondary education standards adopted by the state board pursuant to
14 section 22-7-1005; ~~including the standards for grades nine through twelve~~
15 ~~that are aligned with the postsecondary and workforce planning,~~
16 ~~preparation, and readiness assessments adopted pursuant to section~~
17 ~~22-7-1008;~~ and

18 **SECTION 52.** In Colorado Revised Statutes, 22-7-1015, **amend**
19 (3) (b) as follows:

20 **22-7-1015. Postsecondary and workforce readiness program**
21 **- technical assistance.** (3) (b) Notwithstanding the provisions of
22 paragraph (a) of this subsection (3), a local education provider may allow
23 a student who is receiving special education services to demonstrate
24 attainment of postsecondary and workforce readiness through a
25 differentiated plan for purposes of the postsecondary and workforce
26 readiness program, ~~and the postsecondary and workforce planning,~~
27 ~~preparation, and readiness assessments,~~ if required in the student's

1 individualized education program.

2 **SECTION 53.** In Colorado Revised Statutes, 22-7-1016, **amend**
3 (1), (2) (b), and (4) (a) as follows:

4 **22-7-1016. Assessments in high school - transcripts.** (1) Each
5 ~~local education provider shall administer the postsecondary and~~
6 ~~workforce planning, preparation, and readiness assessments adopted by~~
7 ~~the state board and the commission pursuant to section 22-7-1008 within~~
8 ~~two years of the adoption of such assessments. Upon receiving the results~~
9 ~~following administration of the postsecondary and workforce planning,~~
10 ~~preparation, and readiness assessments ADMINISTERED PURSUANT TO~~
11 ~~SECTION 22-7-1006.3 TO STUDENTS ENROLLED IN HIGH SCHOOL,~~ the local
12 education provider shall provide to each student a printed copy of the
13 student's assessment results, and a teacher or counselor shall review each
14 student's results with the student and, to the extent practicable, with the
15 student's parent or legal guardian and determine the areas in which the
16 student continues to need instruction in order to demonstrate
17 postsecondary and workforce readiness prior to or upon attaining a high
18 school diploma.

19 (2) Each high school student's final transcript shall describe the
20 student's level of postsecondary and workforce readiness by:

21 (b) Indicating the student's level of performance on the
22 ~~postsecondary and workforce planning, preparation, and readiness~~
23 ~~assessments ADMINISTERED TO THE STUDENT PURSUANT TO SECTION~~
24 ~~22-7-1006.3 IN HIGH SCHOOL.~~

25 (4) (a) A local education provider shall not apply a student's level
26 of performance in the postsecondary and workforce readiness program or
27 on the ~~postsecondary and workforce planning, preparation, and readiness~~

1 assessments ADMINISTERED TO THE STUDENT PURSUANT TO SECTION
2 22-7-1006.3 IN HIGH SCHOOL to prohibit the student from participating in
3 any program operated by the local education provider through which the
4 student may earn postsecondary or career and technical education course
5 credits while enrolled in high school.

6 **SECTION 54.** In Colorado Revised Statutes, 22-7-1018, **amend**
7 (1) (c) (V), (1) (c) (VI), (1) (c) (VII), and (2) (b) as follows:

8 **22-7-1018. Cost study.** (1) (c) At a minimum, the cost study shall
9 address the costs associated with:

10 (V) Aligning the preschool, elementary, secondary, and
11 postsecondary education curricula with the postsecondary and workforce
12 readiness description; ~~and administering and reviewing the postsecondary~~
13 ~~and workforce planning, preparation, and readiness assessments;~~

14 (VI) Making changes to the postsecondary admissions processes
15 and publications to take into account the postsecondary and workforce
16 readiness description and the ~~postsecondary and workforce planning,~~
17 ~~preparation, and readiness~~ assessments ADMINISTERED PURSUANT TO
18 SECTION 22-7-1006.3 TO STUDENTS ENROLLED IN HIGH SCHOOL; and

19 (VII) Reviewing, adopting, and implementing standards in
20 educator preparation programs to incorporate the preschool through
21 elementary and secondary education standards, the school readiness
22 description, the system of assessments, the individualized readiness plans,
23 AND the postsecondary and workforce readiness description. ~~and the~~
24 ~~postsecondary and workforce planning, preparation, and readiness~~
25 ~~assessments.~~

26 (2) The entity selected to conduct the cost study shall submit
27 reports to the department of education and the department of higher

1 education in accordance with the following timeline:

2 (b) On or before October 1, 2011, a report of the costs pertaining
3 to implementation of the school readiness assessments AND the system of
4 assessments that is aligned with the preschool through elementary and
5 secondary education standards; and ~~the postsecondary and workforce~~
6 ~~planning, preparation, and readiness assessments; and~~

7 **SECTION 55.** In Colorado Revised Statutes, 22-7-302, **amend**
8 (2) as follows:

9 **22-7-302. Definitions.** As used in this part 3, unless the context
10 otherwise requires:

11 (2) "Close the achievement and growth gap" means to lessen the
12 variance in academic achievement and growth among student groups, as
13 reflected in ~~statewide~~ STATE assessment scores, ~~or performance on~~
14 ~~postsecondary and workforce readiness assessments~~ IN THE SCORES
15 ACHIEVED ON THE CURRICULUM-BASED, ACHIEVEMENT COLLEGE
16 ENTRANCE EXAM, and in calculations of students' longitudinal academic
17 growth, by improving the academic achievement and growth of students
18 in those groups that are underperforming.

19 **SECTION 56.** In Colorado Revised Statutes, 22-11-103, **repeal**
20 (26) as follows:

21 **22-11-103. Definitions.** As used in this article, unless the context
22 otherwise requires:

23 (26) ~~"Postsecondary and workforce readiness assessment" shall~~
24 ~~have the same meaning as provided in section 22-7-1003 (16).~~

25 **SECTION 57.** In Colorado Revised Statutes, 22-11-202, **repeal**
26 (1) (c) as follows:

27 **22-11-202. Colorado growth model - technical advisory panel**

1 - rules. (1) (c) ~~Within ninety days after receiving the information from~~
2 ~~the 2009-10 administration of the postsecondary and workforce planning,~~
3 ~~preparation, and readiness assessments pursuant to section 22-7-1007, the~~
4 ~~department shall recommend to the state board for adoption by rule any~~
5 ~~necessary adjustments to the Colorado growth model to ensure that it~~
6 ~~measures student academic growth over time toward attainment of the~~
7 ~~standards adopted pursuant to section 22-7-1005 and attainment of~~
8 ~~postsecondary and workforce readiness as described pursuant to section~~
9 ~~22-7-1008. In recommending adjustments to the Colorado growth model,~~
10 ~~the department shall consult with the technical advisory panel appointed~~
11 ~~pursuant to subsection (2) of this section.~~

12 **SECTION 58.** In Colorado Revised Statutes, 22-11-204, **amend**
13 (4) (a) (I), (4) (b) (I), (4) (c) (I), (5) (a) (I) (F), (5) (b) (I) (F), (5) (c) (I)
14 (F), and (6) (c) as follows:

15 **22-11-204. Performance indicators - measures.** (4) The
16 department shall determine the level of attainment of each public high
17 school, each school district, the institute, and the state as a whole on the
18 postsecondary and workforce readiness indicator by using, at a minimum,
19 the following measures:

20 (a) For each public high school, the department shall calculate:

21 (I) The percentages of students enrolled in the eleventh grade in
22 the public high school who score at each achievement level on the
23 standardized, curriculum-based, achievement, college entrance
24 examination administered as a statewide assessment or the percentages of
25 students enrolled in each of the grade levels included in the public high
26 school who score at each achievement level on the ~~postsecondary and~~
27 ~~workforce readiness~~ assessments administered PURSUANT TO SECTION

1 22-7-1006.3 by the public high school;

2 (b) For each school district and the institute, the department shall
3 calculate:

4 (I) The overall percentages of students enrolled in the eleventh
5 grade in all of the district public high schools or all institute charter high
6 schools who score at each achievement level on the standardized,
7 curriculum-based, achievement, college entrance examination
8 administered as a statewide assessment or the percentages of students
9 enrolled in each of the grade levels included in the public high schools
10 who score at each achievement level on the ~~postsecondary and workforce~~
11 ~~readiness~~ assessments administered PURSUANT TO SECTION 22-7-1006.3
12 by the public high schools;

13 (c) For the state, the department shall calculate:

14 (I) The percentages of students enrolled in the eleventh grade in
15 public high schools statewide who score at each achievement level on the
16 standardized, curriculum-based, achievement, college entrance
17 examination administered as a statewide assessment or the percentages of
18 students enrolled in each of the grade levels included in the public high
19 schools statewide who score at each achievement level on the
20 ~~postsecondary and workforce readiness~~ assessments administered
21 PURSUANT TO SECTION 22-7-1006.3 by the public high schools;

22 (5) The department shall determine the level of attainment of each
23 public school, each school district, the institute, and the state as a whole
24 on the performance indicator that concerns the progress made in closing
25 the achievement and growth gaps by using the following measures:

26 (a) (I) For each public school, the department shall disaggregate
27 by student group:

1 (F) For each public high school, the percentage of students
2 enrolled in the eleventh grade in the public high school who score at each
3 achievement level of the standardized, curriculum-based, achievement,
4 college entrance examination or the percentages of students enrolled in
5 each of the grade levels included in the public high school who score at
6 each achievement level on the ~~postsecondary and workforce readiness~~
7 assessments administered PURSUANT TO SECTION 22-7-1006.3 by the
8 public high school; the percentages of students graduating from the public
9 high school who receive a diploma that includes a postsecondary and
10 workforce readiness endorsement or an endorsement for exemplary
11 demonstration of postsecondary and workforce readiness; and the
12 graduation and dropout rates.

13 (b) (I) For each school district and the institute, the department
14 shall disaggregate by student group:

15 (F) The overall percentage of students enrolled in the eleventh
16 grade in the district public high schools or the institute charter high
17 schools who score at each achievement level of the standardized,
18 curriculum-based, achievement, college entrance examination or the
19 percentages of students enrolled in each of the grade levels included in
20 the public high schools who score at each achievement level on the
21 ~~postsecondary and workforce readiness~~ assessments administered
22 PURSUANT TO SECTION 22-7-1006.3 by the public high schools; the overall
23 percentages of students graduating from the district public high schools,
24 or the institute charter high schools, who receive a diploma that includes
25 a postsecondary and workforce readiness endorsement or an endorsement
26 for exemplary demonstration of postsecondary and workforce readiness;
27 and the overall graduation and dropout rates for the district public high

1 schools or the institute charter high schools.

2 (c) (I) For the state, the department shall disaggregate by student
3 group:

4 (F) The percentage of students enrolled in the eleventh grade in
5 the public high schools in the state who score at each achievement level
6 of the standardized, curriculum-based, achievement, college entrance
7 examination or the percentages of students enrolled in each of the grade
8 levels included in the public high schools in the state who score at each
9 achievement level on the ~~postsecondary and workforce readiness~~
10 assessments administered PURSUANT TO SECTION 22-7-1006.3 by the
11 public high schools; the overall percentages of students graduating from
12 the public high schools in the state who receive diplomas that include
13 postsecondary and workforce readiness endorsements or endorsements for
14 exemplary demonstration of postsecondary and workforce readiness; and
15 the overall graduation and dropout rates for the public high schools in the
16 state.

17 (6) Notwithstanding any provision of this section to the contrary:

18 (c) The department may adjust the calculations specified in this
19 section as necessary to take into account students for whom no score is
20 recorded on the statewide assessments OR the standardized,
21 curriculum-based, achievement, college entrance examination. ~~or the~~
22 ~~postsecondary and workforce readiness assessments.~~

23 **SECTION 59.** In Colorado Revised Statutes, 23-1-113, **repeal** (6)
24 as follows:

25 **23-1-113. Commission directive - admission standards for**
26 **baccalaureate and graduate institutions of higher education - policy**
27 **- definitions.** (6) (a) ~~On or before December 15, 2010, Pursuant to~~

1 ~~section 22-7-1008, C.R.S., the commission and the state board of~~
2 ~~education shall negotiate a consensus and adopt one or more~~
3 ~~postsecondary and workforce planning, preparation, and readiness~~
4 ~~assessments for use by school districts, boards of cooperative services,~~
5 ~~district charter high schools, and institute charter high schools. The~~
6 ~~commission and the state board of education also shall negotiate a~~
7 ~~consensus and adopt scoring criteria to indicate a student's level of~~
8 ~~postsecondary and workforce readiness, as provided in section 22-7-1008,~~
9 ~~C.R.S.~~

10 (b) ~~Every six years after the adoption of the postsecondary and~~
11 ~~workforce planning, preparation, and readiness assessments pursuant to~~
12 ~~section 22-7-1008, C.R.S., the commission and the state board of~~
13 ~~education may negotiate a consensus and adopt revisions to such~~
14 ~~assessments. The commission and the state board of education may also~~
15 ~~revise the scoring criteria for the postsecondary and workforce planning,~~
16 ~~preparation, and readiness assessments, as necessary.~~

17 **SECTION 60. Appropriation - adjustments to 2015 long bill.**

18 ~~To implement this act, the cash funds appropriation made in the annual~~
19 ~~general appropriation act for the 2015-16 state fiscal year to the~~
20 ~~department of education for the Colorado student assessment program is~~
21 ~~decreased by \$104,907. This amount is from the state education fund~~
22 ~~created in section 17 (4) (a) of article IX of the state constitution.~~

23 **SECTION 61. Safety clause.** The general assembly hereby finds,
24 determines, and declares that this act is necessary for the immediate
25 preservation of the public peace, health, and safety.