

**First Regular Session
Sixty-sixth General Assembly
STATE OF COLORADO**

REREVISED

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

LLS NO. 07-0496.01 Jane Ritter

SENATE BILL 07-140

SENATE SPONSORSHIP

Spence, Wiens, Kopp, Harvey, Kester, McElhany, and Penry

HOUSE SPONSORSHIP

Benfield,

Senate Committees
Education

House Committees
Education

HOUSE
3rd Reading Unamended
March 19, 2007

HOUSE
Amended 2nd Reading
March 16, 2007

A BILL FOR AN ACT

101 **CONCERNING THE CREATION OF A TEACHER IDENTIFIER SYSTEM, AND,**
102 **IN CONNECTION THEREWITH, CREATING THE QUALITY**
103 **TEACHERS COMMISSION.**

SENATE
3rd Reading Unamended
February 23, 2007

SENATE
Amended 2nd Reading
February 22, 2007

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Creates the effective teachers commission in the department of education ("department") to study the teacher gap in Colorado and to develop and implement a unique teacher identifier system by July 1, 2009. Instructs the department to implement the teacher identifier system. Creates the effective teachers fund.

Repeals the commission effective July 1, 2009.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

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

2 **SECTION 1.** Title 22, Colorado Revised Statutes, is amended BY
3 **THE ADDITION OF A NEW ARTICLE** to read:

4 **ARTICLE 68**

5 **Quality Teachers Commission**

6 **22-68-101. Short title.** THIS ARTICLE SHALL BE KNOWN AND MAY
7 **BE CITED AS THE "QUALITY TEACHERS ACT".**

8 **22-68-102. Legislative declaration.** (1) **THE GENERAL**
9 **ASSEMBLY HEREBY FINDS AND DECLARES THAT:**

10 **(a) THE EDUCATION OF COLORADO'S CHILDREN IS IMPORTANT TO**
11 **THE FUTURE OF THE STATE OF COLORADO, AND EACH CHILD IN COLORADO**
12 **DESERVES A QUALITY EDUCATION. RESEARCH SHOWS THAT QUALITY**
13 **EDUCATION INCREASES CORRESPONDINGLY WITH THE QUALITY AND**
14 **EXPERIENCE OF TEACHERS AND PRINCIPALS.**

15 **(b) IN ITS DECEMBER 2006 REPORT, THE ALLIANCE FOR QUALITY**
16 **TEACHING IDENTIFIED A SIGNIFICANT AND WIDENING "TEACHER GAP" THAT**
17 **IS CORRELATED WITH STUDENT ACHIEVEMENT. THE TEACHER GAP REFERS**
18 **TO THE PHENOMENON THAT POOR AND MINORITY STUDENTS ARE MORE**
19 **LIKELY TO BE INSTRUCTED BY LESS-QUALIFIED OR LESS-EXPERIENCED**
20 **TEACHERS THAN THEIR MORE AFFLUENT AND WHITE PEERS.**

21 **(c) RECENT RESEARCH CONFIRMS THAT A COORDINATED AND**
22 **COMPREHENSIVE STATEWIDE DATA SYSTEM TO TRACK TEACHERS IS**
23 **NECESSARY TO MAKE INFORMED POLICY DECISIONS TO ENHANCE THE**
24 **QUALITY OF TEACHERS AND PRINCIPALS. THIS SYSTEM WOULD NOT ONLY**
25 **TRACK DEMOGRAPHIC AND LICENSURE INFORMATION ABOUT TEACHERS,**

1 BUT ALSO WOULD HAVE THE ABILITY TO MONITOR CRITICAL FEATURES OF
2 THE TEACHER AND PRINCIPAL WORKFORCE, INCLUDING CREDENTIALS,
3 ENDORSEMENTS, QUALIFICATIONS, TURNOVER, PROJECTED SHORTAGES,
4 DISTRIBUTION PATTERNS, AND WORKING CONDITIONS.

5 (d) COLORADO CURRENTLY MAINTAINS THREE SEPARATE
6 STATE-LEVEL DATA SYSTEMS TO TRACK THE EMERGING AND CURRENT
7 TEACHER AND PRINCIPAL WORKFORCE. WHILE THIS INFORMATION IS
8 ADEQUATE FOR PROVIDING INFORMATION ABOUT THE OVERALL QUALITY
9 OF TEACHERS AND PRINCIPALS AT A FIXED POINT IN TIME, DUE TO
10 CAPACITY, ACCURACY, COORDINATION, AND ACCESSIBILITY, THE DATA IN
11 THESE SYSTEMS ARE INSUFFICIENT TO LONGITUDINALLY ASSESS QUALITY
12 AND EXPERIENCE OF TEACHERS AND PRINCIPALS.

13 (e) THERE IS A CLEAR AND PRESENT NEED TO ENHANCE
14 COLORADO'S EDUCATIONAL DATA SYSTEMS TO PROVIDE POLICYMAKERS
15 WITH THE ACCURATE AND EFFECTIVE DATA REQUIRED TO BEGIN
16 ADDRESSING QUESTIONS ABOUT QUALITY TEACHING AND LEARNING.

17 (f) ALTHOUGH COLORADO HAS TAKEN A MAJOR STEP TOWARD
18 IMPROVING DATA THROUGH THE ENACTMENT OF HOUSE BILL 07-1048,
19 WHICH CONCERNS LONGITUDINAL ANALYSIS OF STUDENT ASSESSMENTS,
20 A COMPREHENSIVE LONGITUDINAL SYSTEM MUST ALSO INCLUDE THE
21 DEVELOPMENT AND ADOPTION OF A UNIQUE TEACHER AND PRINCIPAL
22 IDENTIFIER SYSTEM, INCLUDING A WELL-DESIGNED SYSTEM FOR
23 INTEGRATING THE IDENTIFIER INTO EXISTING AND EMERGING DATABASES,
24 IN PARTICULAR THE LONGITUDINAL GROWTH MODEL BEING DEVELOPED AS
25 A RESULT OF HOUSE BILL 07-1048. THE IDENTIFIER WOULD PROVIDE THE
26 MEANS TO UNDERSTAND THE CONNECTIONS AMONG STUDENT ACADEMIC
27 GROWTH, TEACHER AND PRINCIPAL TRAINING, TEACHER QUALIFICATIONS,

1 AND TEACHER WORKING CONDITIONS, INCLUDING DEMOGRAPHICS,
2 INDUCTION, PROFESSIONAL DEVELOPMENT, AND SCHOOL LEADERSHIP.

3 (g) THE IDENTIFIER SYSTEM AND EXISTING AND EMERGING
4 DATABASES, IN PARTICULAR THE LONGITUDINAL GROWTH MODEL BEING
5 DEVELOPED AS A RESULT OF HOUSE BILL 07-1048, SHOULD BE DESIGNED
6 AND INTEGRATED IN SUCH A WAY AS TO ADEQUATELY AND
7 SATISFACTORILY BALANCE PROTECTIONS FOR TEACHERS AND PRINCIPALS
8 WHILE STILL PROVIDING BENEFICIAL INFORMATION TO POLICYMAKERS.
9 THE IDENTIFIER SYSTEM SHOULD ALSO BE DESIGNED TO CREATE A
10 POSITIVE IMPACT ON TEACHING AND LEARNING AND AT NO TIME SHOULD
11 STATE LEVEL PUNITIVE ACTION RESULT FROM ANY DATA PRODUCED
12 THROUGH THE USE OF THE IDENTIFIER.

13 (2) THE GENERAL ASSEMBLY THEREFORE FINDS THAT IT IS IN THE
14 BEST INTERESTS OF THE CITIZENS OF THE STATE OF COLORADO TO CREATE
15 A COMMISSION TO ASSESS THE DEVELOPMENT AND IMPLEMENTATION OF
16 A UNIQUE TEACHER IDENTIFIER SYSTEM THAT WOULD BE INTEGRATED
17 WITH EXISTING AND EMERGING EDUCATIONAL DATABASES, IN PARTICULAR
18 THE LONGITUDINAL GROWTH MODEL BEING DEVELOPED AS A RESULT OF
19 HOUSE BILL 07-1048. THE COMMISSION SHALL ALSO STUDY THE TEACHER
20 GAP AND RECOMMEND WAYS TO EFFECTIVELY RESOLVE IT FOR THE
21 BETTERMENT OF THE CHILDREN OF COLORADO AND TO DEVELOP POLICY
22 TOOLS TO ASSIST SCHOOL DISTRICTS IN CLOSING THE TEACHER GAP.

23 **22-68-103. Definitions.** AS USED IN THIS ARTICLE, UNLESS THE
24 CONTEXT OTHERWISE REQUIRES:

25 (1) "COMMISSION" MEANS THE QUALITY TEACHERS COMMISSION
26 CREATED PURSUANT TO SECTION 22-68-104.

27 (2) "DEPARTMENT" MEANS THE DEPARTMENT OF EDUCATION

1 CREATED AND EXISTING PURSUANT TO SECTION 24-1-115, C.R.S.
2 (3) "FUND" MEANS THE QUALITY TEACHERS FUND CREATED IN
3 SECTION 22-68-105.
4 (4) "IDENTIFIER" MEANS A UNIQUE TEACHER IDENTIFIER AS
5 STUDIED BY THE COMMISSION PURSUANT TO SECTION 22-68-104.
6 (5) "PRINCIPAL" MEANS ANY PERSON WHO IS EMPLOYED AS THE
7 CHIEF EXECUTIVE OFFICER OR AN ASSISTANT CHIEF EXECUTIVE OFFICER OF
8 ANY SCHOOL IN THE STATE AND WHO ADMINISTERS, DIRECTS, OR
9 SUPERVISES THE EDUCATION INSTRUCTIONAL PROGRAM IN SUCH SCHOOL.
10 (6) "STATE BOARD" MEANS THE STATE BOARD OF EDUCATION
11 CREATED AND EXISTING PURSUANT TO SECTION 1 OF ARTICLE IX OF THE
12 STATE CONSTITUTION.
13 (7) "TEACHER" MEANS A PERSON:
14 (a) WHO HOLDS AN ALTERNATIVE, AN INITIAL, OR A PROFESSIONAL
15 TEACHER LICENSE ISSUED PURSUANT TO THE PROVISIONS OF ARTICLE 60.5
16 OF THIS TITLE AND WHO IS EMPLOYED BY A SCHOOL DISTRICT TO INSTRUCT,
17 DIRECT, OR SUPERVISE AN INSTRUCTIONAL PROGRAM; OR
18 (b) WHO IS EMPLOYED BY A DISTRICT CHARTER SCHOOL OR AN
19 INSTITUTE CHARTER SCHOOL TO INSTRUCT, DIRECT, OR SUPERVISE AN
20 INSTRUCTIONAL PROGRAM.
21 (8) "TEACHER GAP" MEANS THE DOCUMENTED PHENOMENON THAT
22 A POOR OR MINORITY STUDENT IS MORE LIKELY TO BE TAUGHT BY A
23 LESS-QUALIFIED OR LESS-EXPERIENCED TEACHER THAN THE STUDENT'S
24 MORE AFFLUENT OR WHITE PEERS.
25 **22-68-104. Quality teachers commission - creation -**
26 **membership - duties.** (1) THERE IS HEREBY CREATED IN THE
27 DEPARTMENT THE QUALITY TEACHERS COMMISSION. THE COMMISSION

1 SHALL HAVE THE FOLLOWING PURPOSES:

2 (a) TO EXAMINE THE TEACHER GAP IN COLORADO TO DETERMINE
3 WHY IT EXISTS, WHY IT IS WIDENING, AND HOW IT DIRECTLY AFFECTS
4 STUDENT ACHIEVEMENT;

5 (b) TO GATHER FROM SCHOOL DISTRICTS DATA CONCERNING
6 POLICIES AND PRACTICES THAT HAVE BEEN FOUND TO BE EFFECTIVE IN
7 REDUCING THE TEACHER GAP IN EACH SCHOOL DISTRICT AND, ON THE
8 BASIS OF THE DATA, TO MAKE SPECIFIC RECOMMENDATIONS FOR REDUCING
9 THE TEACHER GAP STATEWIDE;

10 (c) TO STUDY THE FEASIBILITY OF ESTABLISHING AN IDENTIFIER
11 PROTOCOL FOR TEACHERS AND A STRUCTURE FOR INTEGRATING THE
12 IDENTIFIER INTO THE STATE'S EXISTING AND EMERGING EDUCATIONAL
13 DATABASES, IN PARTICULAR THE LONGITUDINAL GROWTH MODEL BEING
14 DEVELOPED AS A RESULT OF HOUSE BILL 07-1048, TO IMPROVE DATA
15 QUALITY AND INCREASE THE KNOWLEDGE BASE REGARDING TEACHING
16 AND ITS RELATIONSHIP WITH STUDENT LEARNING; AND

17 (d) TO STUDY THE FEASIBILITY OF ESTABLISHING AN IDENTIFIER
18 PROTOCOL FOR PRINCIPALS THAT WOULD BE INTEGRATED WITH A TEACHER
19 IDENTIFIER PROTOCOL AND THE STATE'S EXISTING AND EMERGING
20 EDUCATIONAL DATABASES, IN PARTICULAR THE LONGITUDINAL GROWTH
21 MODEL BEING DEVELOPED AS A RESULT OF HOUSE BILL 07-1048.

22 (2) (a) THE COMMISSION SHALL CONSIST OF THIRTEEN
23 COMMISSIONERS TO BE APPOINTED BY THE GOVERNOR ON OR BEFORE JULY
24 1, 2007. THE COMMISSION SHALL CONSIST OF THE FOLLOWING
25 MEMBERSHIP:

26 (I) ONE REPRESENTATIVE FROM THE STATE BOARD;

27 (II) ONE REPRESENTATIVE FROM THE DEPARTMENT WHO HAS

- 1 EXPERTISE IN DATA SYSTEMS;
- 2 (III) ONE REPRESENTATIVE FROM THE COLORADO COMMISSION ON
- 3 HIGHER EDUCATION;
- 4 (IV) ONE REPRESENTATIVE FROM THE GOVERNOR'S OFFICE;
- 5 (V) ONE REPRESENTATIVE FROM A STATEWIDE MEMBERSHIP
- 6 ORGANIZATION THAT REPRESENTS TEACHERS;
- 7 (VI) ONE REPRESENTATIVE FROM A STATEWIDE ORGANIZATION
- 8 THAT REPRESENTS SCHOOL EXECUTIVES;
- 9 (VII) ONE REPRESENTATIVE FROM A STATEWIDE ORGANIZATION
- 10 THAT REPRESENTS SCHOOL DISTRICT BOARDS OF EDUCATION;
- 11 (VIII) ONE SCHOOL PRINCIPAL;
- 12 (IX) TWO TEACHERS WHO COMPLETED THEIR TEACHER
- 13 PREPARATION IN COLORADO;
- 14 (X) ONE PARENT OF A STUDENT ENROLLED IN A PUBLIC SCHOOL;
- 15 (XI) ONE REPRESENTATIVE FROM AN EDUCATION POLICY OR
- 16 ADVOCACY GROUP; AND
- 17 (XII) ONE REPRESENTATIVE FROM AN EXISTING COUNCIL WHOSE
- 18 MEMBERS ARE DEANS OF EDUCATION.
- 19 (b) THE COMMISSIONERS SHALL SERVE WITHOUT COMPENSATION
- 20 AND WITHOUT REIMBURSEMENT FOR ACTUAL AND NECESSARY EXPENSES
- 21 INCURRED IN THE PERFORMANCE OF THEIR DUTIES.
- 22 (c) THE FIRST MEETING OF THE COMMISSION SHALL OCCUR ON OR
- 23 BEFORE AUGUST 1, 2007. SUBSEQUENT MEETING SCHEDULES SHALL BE
- 24 DETERMINED BY THE COMMISSION. AT THE FIRST MEETING OF THE
- 25 COMMISSION, THE COMMISSIONERS SHALL ELECT A CHAIRPERSON AND A
- 26 VICE-CHAIRPERSON FROM THE MEMBERSHIP.
- 27 (3) THE COMMISSION SHALL FUNCTION FOR A TWO-YEAR PERIOD.

1 ON OR BEFORE JANUARY 15, 2008, AND AGAIN ON OR BEFORE JANUARY
2 15, 2009, THE COMMISSION SHALL REPORT THE OUTCOMES OF ITS DUTIES
3 TO THE EDUCATION COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND
4 THE SENATE, OR ANY SUCCESSOR COMMITTEES. THE COMMISSION SHALL
5 MAKE A FINAL REPORT ON OR BEFORE JULY 1, 2009, ON ITS FINDINGS AND
6 DUTIES TO THE EDUCATION COMMITTEES OF THE HOUSE OF
7 REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR COMMITTEES.

8 (4) THE COMMISSION'S DUTIES FOR THE FIRST YEAR SHALL
9 INCLUDE, AT A MINIMUM:

10 (a) PERFORMING A DETAILED EXAMINATION OF THE TEACHER GAP
11 AT THE STATE, SCHOOL DISTRICT, AND SCHOOL LEVELS; AND

12 (b) CREATING A WELL-DESIGNED POLICY FOR ESTABLISHING AN
13 IDENTIFIER PROTOCOL. IN DESIGNING THE IDENTIFIER PROTOCOL, THE
14 COMMISSION SHALL CONSIDER THE FOLLOWING:

15 (I) CLEAR PARAMETERS FOR WHERE THE IDENTIFIER WILL BE
16 HOUSED, HOW IT WILL OPERATE, WHAT DATA WILL BE COLLECTED, AND
17 HOW DATA WILL BE ACCESSED AND DISSEMINATED;

18 (II) HOW TO INTEGRATE THE IDENTIFIER INTO EXISTING AND
19 EMERGING DATA SYSTEMS, IN PARTICULAR THE LONGITUDINAL GROWTH
20 MODEL BEING DEVELOPED AS A RESULT OF HB 07-1048, AS SEAMLESSLY
21 AS POSSIBLE WHILE CONSIDERING CAPACITY, PERSONNEL, FISCAL, AND
22 RESOURCE CONDITIONS;

23 (III) THE CAPACITY OF THE DEPARTMENT TO IMPLEMENT AN
24 IDENTIFIER PROTOCOL, INCLUDING THE STAFFING, EXTERNAL TECHNICAL
25 EXPERTISE, TECHNOLOGY, AND INFRASTRUCTURE NECESSARY FOR
26 SUCCESSFUL IMPLEMENTATION;

27 (IV) THE IDENTIFICATION OF PROTECTIONS FOR INDIVIDUAL

1 TEACHERS AND PRINCIPALS IN RELATION TO HOW THE IDENTIFIER DATA
2 WILL BE USED;

3 (V) HOW TO CREATE A PILOT IDENTIFIER PROTOCOL DURING THE
4 COMMISSION'S SECOND YEAR SO THE COMMISSION CAN MONITOR AND
5 STUDY ITS OPERATION BEFORE FULL IMPLEMENTATION IF THE COMMISSION
6 RECOMMENDS PROCEEDING WITH FULL IMPLEMENTATION OF AN IDENTIFIER
7 PROTOCOL AT THE END OF ITS SECOND YEAR; AND

8 (VI) FACTORS OR PROBLEMS THAT MAY ARISE AS A RESULT OF
9 IMPLEMENTING TEACHER AND PRINCIPAL IDENTIFIER PROTOCOLS,
10 INCLUDING BUT NOT LIMITED TO STATE INTERFERENCE IN THE LOCAL
11 BARGAINING PROCESS, PUBLIC CONCERN REGARDING THE TRANSFER OF
12 QUALITY TEACHERS AWAY FROM HIGH-PERFORMING SCHOOLS, AND
13 FACTORS THAT IMPACT THE PRODUCTIVITY AND MORALE OF QUALITY
14 TEACHERS IN LOW-PERFORMING SCHOOLS.

15 (c) IDENTIFYING POSITIVE USES FOR THE DATA GLEANED FROM A
16 TEACHER IDENTIFIER SYSTEM TO IMPROVE TEACHING AND LEARNING,
17 INCLUDING BUT NOT LIMITED TO IMPROVEMENT OF TEACHER PREPARATION
18 PROGRAMS, TEACHER INDUCTION, PROFESSIONAL DEVELOPMENT,
19 WORKING CONDITIONS, AND MENTOR PROGRAMS.

20 (d) DEVELOPING A SET OF RECOMMENDATIONS FOR THE GENERAL
21 ASSEMBLY TO CONSIDER CONCERNING WHETHER TO PROCEED WITH
22 IMPLEMENTING A PILOT IDENTIFIER PROTOCOL, AND, IF SO, HOW IT SHOULD
23 BE STRUCTURED. PRIOR TO PROCEEDING WITH THE IMPLEMENTATION OF
24 A PILOT IDENTIFIER PROTOCOL, THE COMMISSION SHALL OBTAIN APPROVAL
25 FROM THE GENERAL ASSEMBLY THROUGH ADDITIONAL LEGISLATION
26 AUTHORIZING THE IMPLEMENTATION OF THE PROTOCOL.

27 (5) THE COMMISSION'S DUTIES FOR THE SECOND YEAR SHALL

1 INCLUDE, AT A MINIMUM:

2 (a) CONTINUING TO GATHER AND STUDY INFORMATION ON THE
3 TEACHER GAP, INCLUDING SUCCESSES AND SETBACKS IN ADDRESSING AND
4 REDUCING THE TEACHER GAP;

5 (b) MAKING POLICY RECOMMENDATIONS TO THE GENERAL
6 ASSEMBLY FOR REDUCING THE TEACHER GAP IN THE SHORT-TERM AND
7 ELIMINATING THE TEACHER GAP IN THE LONG-TERM;

8 (c) IF LEGISLATION IS ENACTED APPROVING A PILOT IDENTIFIER
9 PROTOCOL PURSUANT TO PARAGRAPH (d) OF SUBSECTION (4) OF THIS
10 SECTION AND THE PILOT IDENTIFIER PROTOCOL IS SUBSEQUENTLY
11 ESTABLISHED BY THE DEPARTMENT, MONITORING AND STUDYING THE
12 PILOT IDENTIFIER PROTOCOL AND MAKING RECOMMENDATIONS FOR
13 REMOVING SYSTEM DEFICIENCIES, IMPROVING THE SYSTEM, AND
14 PREPARING FOR A STATEWIDE IMPLEMENTATION OF AN IDENTIFIER
15 SYSTEM; AND

16 (d) BY THE END OF THE SECOND YEAR, HAVING A STATEWIDE
17 IDENTIFIER SYSTEM READY FOR IMPLEMENTATION IF A STATEWIDE
18 IDENTIFIER SYSTEM IS RECOMMENDED BY THE COMMISSION AT THE END OF
19 THE SECOND YEAR.

20 (6) (a) AT THE END OF THE FIRST YEAR, IF THE COMMISSION
21 RECOMMENDS THE ESTABLISHMENT OF AN IDENTIFIER PROTOCOL TO THE
22 EDUCATION COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE
23 SENATE, OR ANY SUCCESSOR COMMITTEES, AND IMPLEMENTING
24 LEGISLATION IS APPROVED BY THE GENERAL ASSEMBLY PURSUANT TO
25 PARAGRAPH (d) OF SUBSECTION (4) OF THIS SECTION, THE DEPARTMENT
26 SHALL IMPLEMENT A PILOT IDENTIFIER PROTOCOL, SUBJECT TO AVAILABLE
27 FUNDING FROM GIFTS, GRANTS, AND DONATIONS.

1 (b) AT THE END OF THE SECOND YEAR, IF THE COMMISSION
2 FURTHER RECOMMENDS TO THE COMMITTEES OF THE HOUSE OF
3 REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR COMMITTEES,
4 THE COMMISSION SHALL OBTAIN APPROVAL FROM THE GENERAL ASSEMBLY
5 THROUGH ADDITIONAL LEGISLATION AUTHORIZING THE EXPANSION OF THE
6 PILOT IDENTIFIER PROTOCOL TO A STATEWIDE LEVEL. UPON ENACTMENT
7 OF SUCH LEGISLATION, THE DEPARTMENT SHALL IMPLEMENT THE PILOT
8 IDENTIFIER PROTOCOL ON A STATEWIDE LEVEL, SUBJECT TO AVAILABLE
9 FUNDING FROM GIFTS, GRANTS, AND DONATIONS.

10 **22-68-105. Quality teachers fund - creation.** THE COMMISSION
11 IS HEREBY AUTHORIZED TO SEEK AND ACCEPT GIFTS, GRANTS, OR
12 DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS
13 ARTICLE, INCLUDING GIFTS, GRANTS, OR DONATIONS THAT INCLUDE
14 STATED CONDITIONS OF USE; EXCEPT THAT A GIFT, GRANT, OR DONATION
15 SHALL NOT BE ACCEPTED IF THE CONDITIONS ATTACHED TO THE GIFT,
16 GRANT, OR DONATION REQUIRE ITS EXPENDITURE IN A MANNER CONTRARY
17 TO LAW. ALL PRIVATE AND PUBLIC FUNDS RECEIVED THROUGH GIFTS,
18 GRANTS, OR DONATIONS SHALL BE TRANSMITTED TO THE STATE
19 TREASURER, WHO SHALL CREDIT THE SAME TO THE QUALITY TEACHERS
20 FUND, WHICH FUND IS HEREBY CREATED. THE MONEYS CREDITED TO THE
21 FUND ARE CONTINUOUSLY APPROPRIATED TO THE DEPARTMENT FOR THE
22 IMPLEMENTATION OF THIS ARTICLE. ANY MONEYS IN THE FUND NOT
23 EXPENDED FOR THE PURPOSE OF THIS ARTICLE MAY BE INVESTED BY THE
24 STATE TREASURER AS PROVIDED BY LAW. ALL INTEREST AND INCOME
25 DERIVED FROM THE INVESTMENT AND DEPOSIT OF MONEYS IN THE FUND
26 SHALL BE CREDITED TO THE FUND. AT THE END OF ANY FISCAL YEAR, ALL
27 UNEXPENDED AND UNENCUMBERED MONEYS IN THE FUND SHALL REMAIN

1 IN THE FUND AND SHALL NOT BE CREDITED OR TRANSFERRED TO THE
2 GENERAL FUND OR ANY OTHER FUND; EXCEPT THAT ANY MONEYS
3 REMAINING IN THE FUND AS OF JULY 1, 2009, SHALL BE CREDITED TO THE
4 GENERAL FUND.

5 **22-68-106. Repeal.** THIS ARTICLE IS REPEALED, EFFECTIVE JULY
6 1, 2009.

7 **SECTION 2. No appropriation.** The general assembly has
8 determined that this act can be implemented within existing
9 appropriations, and therefore no separate appropriation of state moneys
10 is necessary to carry out the purposes of this act.

11 **SECTION 3. Safety clause.** The general assembly hereby finds,
12 determines, and declares that this act is necessary for the immediate
13 preservation of the public peace, health, and safety.