

Second Regular Session  
Sixty-sixth General Assembly  
STATE OF COLORADO

**REREVISED**

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

LLS NO. 08-1034.01 Julie Pelegrin

**HOUSE BILL 08-1370**

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**HOUSE SPONSORSHIP**

**Middleton,**

**SENATE SPONSORSHIP**

**Bacon,**

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**House Committees**

Education  
Appropriations

**Senate Committees**

Education  
Appropriations

SENATE  
Am ended 3rd Reading  
April 30, 2008

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**A BILL FOR AN ACT**

101 **CONCERNING INCREASING THE LEVEL OF SERVICES PROVIDED BY**  
102 **SCHOOL COUNSELORS TO STUDENTS IN PUBLIC SECONDARY**  
103 **SCHOOLS, AND, IN CONNECTION THEREWITH, CREATING THE**  
104 **COUNSELOR CORPS GRANT PROGRAM AND MAKING AN**  
105 **APPROPRIATION.**

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SENATE  
Am ended 2nd Reading  
April 29, 2008

**Bill Summary**

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

HOUSE  
3rd Reading Unam ended  
April 15, 2008

Makes legislative findings concerning the importance of school counseling services for students in middle, junior high, and high schools ("secondary students"). Creates the school counselor corps grant program

HOUSE  
Am ended 2nd Reading  
April 11, 2008

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.*

("program") as a 3-year grant program to provide moneys to school districts, boards of cooperative services, and charter schools for increasing the number of school counselors for secondary students and the level of school counseling services provided. Directs the state board of education ("state board") to adopt rules to implement the program. Requires the department of education ("department") to administer the program. Specifies the minimum information to be included on grant applications and the minimum criteria for the department and the state board to apply in awarding grants. Directs the department and the state board to work with experts in school counseling in administering the grants. Creates the school counselor corps grant fund. Requires the department to report to the education committees of the general assembly concerning implementation of the program. Repeals the program after 3 years.

Makes an appropriation.

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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 90**

5 **School Counselor Corps Grant Program**

6 **22-90-101. Legislative declaration.** (1) THE GENERAL  
7 ASSEMBLY HEREBY FINDS THAT:

8 (a) A STUDENT'S LEVEL OF EDUCATION ATTAINMENT WILL  
9 DIRECTLY INFLUENCE THE STUDENT'S LEVEL OF ACHIEVEMENT AND  
10 SUCCESS THROUGHOUT THE REST OF HIS OR HER LIFE;

11 (b) THE NATIONAL CENTER FOR EDUCATION STATISTICS REPORTS  
12 THAT, IN COMPARING EMPLOYMENT RATES AND LEVELS OF EDUCATION  
13 ATTAINMENT ACROSS THE COUNTRY, IN 2005, THE UNEMPLOYMENT RATE  
14 FOR PERSONS WHO DROPPED OUT OF HIGH SCHOOL WAS SEVEN AND  
15 SIX-TENTHS PERCENT, COMPARED TO AN OVERALL AVERAGE  
16 UNEMPLOYMENT RATE FOR ALL EDUCATION LEVELS OF FOUR PERCENT.  
17 THE UNEMPLOYMENT RATE FOR PERSONS WHO GRADUATED FROM HIGH

1 SCHOOL AND ATTAINED AN ASSOCIATES DEGREE WAS THREE AND  
2 THREE-TENTHS PERCENT, AND THE UNEMPLOYMENT RATE DROPPED TO  
3 TWO AND THREE-TENTHS PERCENT FOR PERSONS WHO ATTAINED A  
4 BACHELOR'S DEGREE.

5 (c) THE COLORADO DEPARTMENT OF EDUCATION REPORTS THAT  
6 THE GRADUATION RATE FOR COLORADO SCHOOL DISTRICTS IN THE SPRING  
7 OF 2006 WAS SEVENTY-FOUR AND ONE-TENTH PERCENT;

8 (d) IN 2003, APPROXIMATELY FORTY-NINE PERCENT OF THE  
9 STUDENTS WHO GRADUATED FROM A COLORADO PUBLIC HIGH SCHOOL  
10 ENROLLED IN A PUBLIC INSTITUTION OF HIGHER EDUCATION IN COLORADO;

11 (e) AS RECENTLY AS 2006, STATISTICS SHOWED THAT THERE IS A  
12 FORTY PERCENT PROBABILITY THAT A STUDENT WHO IS ENROLLED IN  
13 NINTH GRADE IN COLORADO WILL BE ENROLLED IN POSTSECONDARY  
14 EDUCATION WHEN THE STUDENT IS NINETEEN YEARS OF AGE, AND  
15 THIRTY-FOUR PERCENT OF THE PERSONS IN COLORADO WHO ARE EIGHTEEN  
16 TO TWENTY-FOUR YEARS OF AGE ARE ENROLLED IN POSTSECONDARY  
17 EDUCATION;

18 (f) STUDIES SHOW THAT SCHOOL COUNSELING AND  
19 POSTSECONDARY PREPARATION CAN HAVE A SIGNIFICANT EFFECT ON  
20 STUDENTS IN ASSISTING THEM TO BEGIN AS EARLY AS SEVENTH OR EIGHTH  
21 GRADE TO IDENTIFY THEIR POST-GRADUATION GOALS AND TO BEGIN  
22 PLANNING TO ACHIEVE THEM. THIS IS ESPECIALLY TRUE FOR  
23 AFRICAN-AMERICAN AND HISPANIC STUDENTS, LOW-INCOME STUDENTS,  
24 AND STUDENTS WHOSE PARENTS HAVE NO DIRECT EXPERIENCE WITH  
25 POSTSECONDARY EDUCATION.

26 (g) STUDIES FURTHER SHOW THAT STRATEGIC PARTNERSHIPS  
27 AMONG SCHOOL COUNSELORS, PROPERLY TRAINED ADMINISTRATORS,

1 TEACHERS, AND COMMUNITY-BASED POSTSECONDARY SERVICE PROVIDERS  
2 RESULT IN IMPROVED ATTENDANCE, IMPROVED ACADEMIC PERFORMANCE,  
3 AND INCREASED POSTSECONDARY SUCCESS FOR STUDENTS FROM  
4 LOW-INCOME FAMILIES AND STUDENTS WHOSE PARENTS HAVE NO DIRECT  
5 EXPERIENCE WITH POSTSECONDARY EDUCATION;

6 (h) STUDIES ALSO SHOW THAT A SIGNIFICANT FACTOR IN ASSISTING  
7 A STUDENT TO REMAIN IN SCHOOL AND TO GRADUATE IS THE CREATION OF  
8 A STRONG PERSONAL RELATIONSHIP WITH AT LEAST ONE ADULT IN THE  
9 SCHOOL, AND IN MANY CASES THAT ADULT IS A SCHOOL COUNSELOR;

10 (i) PROFESSIONAL SCHOOL COUNSELORS ARE TRAINED TO PROVIDE  
11 COMPREHENSIVE PROGRAMS THAT FACILITATE THE DEVELOPMENT OF THE  
12 WHOLE CHILD IN THE AREAS OF ACADEMIC, CAREER, AND PERSONAL AND  
13 SOCIAL NEEDS;

14 (j) FOR THE 2006-07 SCHOOL YEAR, THE STUDENT-TO-COUNSELOR  
15 RATIO IN COLORADO PUBLIC SCHOOLS WAS APPROXIMATELY FIVE  
16 HUNDRED TO ONE, WHICH IS DOUBLE THE RATIO RECOMMENDED BY THE  
17 AMERICAN SCHOOL COUNSELORS ASSOCIATION AS AN AVERAGE  
18 STATEWIDE RATIO; AND

19 (k) REDUCING THE STUDENT-TO-COUNSELOR RATIO IN  
20 COLORADO'S PUBLIC SECONDARY SCHOOLS IS A POSITIVE MOVE TOWARD  
21 ACHIEVING THE GOALS OF CLOSING THE ACHIEVEMENT GAP, DECREASING  
22 THE DROPOUT RATE, AND INCREASING THE NUMBER OF STUDENTS WHO  
23 MATRICULATE INTO POSTSECONDARY EDUCATION WITHOUT THE NEED FOR  
24 REMEDIATION.

25 (2) THE GENERAL ASSEMBLY CONCLUDES, THEREFORE, THAT IT IS  
26 IN THE BEST INTERESTS OF THE STUDENTS IN THE STATE TO ENCOURAGE  
27 AND SUPPORT SCHOOL DISTRICTS, BOARDS OF COOPERATIVE SERVICES,

1 AND CHARTER SCHOOLS IN INCREASING THE NUMBER OF SCHOOL  
2 COUNSELORS AVAILABLE IN MIDDLE, JUNIOR HIGH, AND HIGH SCHOOLS  
3 AND IN IMPROVING THE LEVEL OF SCHOOL COUNSELING SERVICES  
4 PROVIDED TO STUDENTS BY ENACTING THE SCHOOL COUNSELOR CORPS  
5 GRANT PROGRAM.

6 **22-90-102. Definitions.** AS USED IN THIS ARTICLE, UNLESS THE  
7 CONTEXT OTHERWISE REQUIRES:

8 (1) "DEPARTMENT" MEANS THE DEPARTMENT OF EDUCATION  
9 CREATED AND EXISTING PURSUANT TO SECTION 24-1-115, C.R.S.

10 (2) "EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT, A BOARD  
11 OF COOPERATIVE SERVICES, A CHARTER SCHOOL AUTHORIZED BY A  
12 SCHOOL DISTRICT PURSUANT TO PART 1 OF ARTICLE 30.5 OF THIS TITLE, OR  
13 A CHARTER SCHOOL AUTHORIZED BY THE STATE CHARTER SCHOOL  
14 INSTITUTE PURSUANT TO PART 5 OF ARTICLE 30.5 OF THIS TITLE.

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16 (3) "POSTSECONDARY SERVICE PROVIDER" MEANS AN  
17 INDEPENDENT AGENCY WHOSE PRIMARY PURPOSE IS TO PROVIDE CAREER  
18 AND COLLEGE PREPARATORY SERVICES TO STUDENTS.

19 (4) "PROGRAM" MEANS THE SCHOOL COUNSELOR CORPS GRANT  
20 PROGRAM CREATED IN SECTION 22-90-103.

21 (5) "RECIPIENT SECONDARY SCHOOL" MEANS A SECONDARY  
22 SCHOOL AT WHICH AN EDUCATION PROVIDER WILL USE MONEYS RECEIVED  
23 FROM THE PROGRAM TO EITHER INCREASE THE NUMBER OF SCHOOL  
24 COUNSELORS OR OTHERWISE RAISE THE LEVEL OF SCHOOL COUNSELING  
25 PROVIDED.

26 (6) "SCHOOL COUNSELOR" MEANS A PERSON WHO HOLDS A SPECIAL  
27 SERVICES PROVIDER LICENSE WITH A SCHOOL COUNSELOR ENDORSEMENT

1 ISSUED PURSUANT TO ARTICLE 60.5 OF THIS TITLE OR WHO IS OTHERWISE  
2 ENDORSED OR ACCREDITED BY A NATIONAL ASSOCIATION TO PROVIDE  
3 SCHOOL COUNSELING SERVICES.

4 (7) "SECONDARY SCHOOL" MEANS A PUBLIC SCHOOL THAT  
5 INCLUDES ANY OF GRADES SEVEN THROUGH TWELVE.

6 (8) "STATE BOARD" MEANS THE STATE BOARD OF EDUCATION  
7 CREATED PURSUANT TO SECTION 1 OF ARTICLE IX OF THE STATE  
8 CONSTITUTION.

9 **22-90-103. School counselor corps grant program - created -**

10 **rules.** (1) THERE IS HEREBY CREATED IN THE DEPARTMENT THE SCHOOL  
11 COUNSELOR CORPS GRANT PROGRAM TO PROVIDE FUNDING TO EDUCATION  
12 PROVIDERS TO INCREASE THE AVAILABILITY OF EFFECTIVE SCHOOL-BASED  
13 COUNSELING WITHIN SECONDARY SCHOOLS WITH THE GOAL OF INCREASING  
14 THE GRADUATION RATE WITHIN THE STATE AND INCREASING THE  
15 PERCENTAGE OF STUDENTS WHO APPROPRIATELY PREPARE FOR, APPLY TO,  
16 AND CONTINUE INTO POSTSECONDARY EDUCATION. AN EDUCATION  
17 PROVIDER THAT RECEIVES A GRANT UNDER THE PROGRAM SHALL USE THE  
18 MONEYS TO INCREASE THE LEVEL OF FUNDING THE EDUCATION PROVIDER  
19 ALLOCATED TO SCHOOL-BASED COUNSELING PRIOR TO RECEIVING THE  
20 GRANT AND NOT TO REPLACE OTHER FUNDING SOURCES ALLOCATED TO  
21 SCHOOL-BASED COUNSELING. THE DEPARTMENT SHALL ADMINISTER THE  
22 PROGRAM AS PROVIDED IN THIS ARTICLE AND PURSUANT TO RULES  
23 ADOPTED BY THE STATE BOARD.

24 (2) THE STATE BOARD SHALL ADOPT RULES, PURSUANT TO THE  
25 "STATE ADMINISTRATIVE PROCEDURE ACT", ARTICLE 4 OF TITLE 24,  
26 C.R.S., FOR IMPLEMENTATION OF THE PROGRAM, INCLUDING BUT NOT  
27 LIMITED TO RULES REGARDING:

1 (a) THE TIME LINE FOR SUBMITTING APPLICATIONS TO THE  
2 DEPARTMENT;

3 (b) THE FORM OF THE GRANT APPLICATION AND ANY INFORMATION  
4 IN ADDITION TO THAT SPECIFIED IN SECTION 22-90-104 (2) TO BE  
5 INCLUDED IN THE APPLICATION;

6 (c) ANY CRITERIA FOR AWARDING GRANTS IN ADDITION TO THOSE  
7 SPECIFIED IN SECTION 22-90-104 (3); AND

8 (d) ANY INFORMATION TO BE INCLUDED IN THE DEPARTMENT'S  
9 PROGRAM REPORT IN ADDITION TO THAT REQUIRED IN SECTION 22-90-105.

10 **22-90-104. School counselor corps grant program - application**

11 **- criteria - grant awards.** (1) AN EDUCATION PROVIDER THAT SEEKS A  
12 GRANT FROM THE PROGRAM SHALL SUBMIT AN APPLICATION TO THE  
13 DEPARTMENT IN ACCORDANCE WITH THE RULES ADOPTED BY THE STATE  
14 BOARD. THE DEPARTMENT SHALL REVIEW EACH APPLICATION RECEIVED  
15 FROM AN EDUCATION PROVIDER AND MAKE RECOMMENDATIONS TO THE  
16 STATE BOARD CONCERNING WHETHER A GRANT SHOULD BE AWARDED TO  
17 THE EDUCATION PROVIDER AND THE RECOMMENDED AMOUNT OF THE  
18 GRANT. IF THE DEPARTMENT DETERMINES AN APPLICATION IS MISSING  
19 ANY INFORMATION REQUIRED BY RULE TO BE INCLUDED WITH THE  
20 APPLICATION, THE DEPARTMENT MAY CONTACT THE EDUCATION PROVIDER  
21 TO OBTAIN THE MISSING INFORMATION.

22 (2) AT A MINIMUM, EACH GRANT APPLICATION SHALL SPECIFY:

23 (a) THE INTENDED RECIPIENT SECONDARY SCHOOLS, THE NUMBER  
24 OF SECONDARY SCHOOL COUNSELORS EMPLOYED BY THE EDUCATION  
25 PROVIDER PRIOR TO RECEIPT OF A GRANT, AND THE RATIO OF STUDENTS TO  
26 SCHOOL COUNSELORS IN THE SECONDARY SCHOOLS OPERATED BY OR  
27 RECEIVING SERVICES FROM THE EDUCATION PROVIDER;

1 (b) WHETHER THE EDUCATION PROVIDER HAS ADOPTED  
2 STANDARDS FOR SCHOOL COUNSELOR RESPONSIBILITIES, AS  
3 RECOMMENDED BY A NATIONAL ASSOCIATION OF SCHOOL COUNSELORS;

4 (c) WHETHER THE EDUCATION PROVIDER HAS ENTERED INTO, OR  
5 HAS COMMITTED TO ESTABLISHING, ONE OR MORE PARTNERSHIPS WITH  
6 INSTITUTIONS OF HIGHER EDUCATION OR POSTSECONDARY SERVICE  
7 PROVIDERS IN COLORADO TO SUPPORT AND INCREASE THE CAPACITY AND  
8 EFFECTIVENESS OF THE COUNSELING AND POSTSECONDARY PREPARATION  
9 SERVICES PROVIDED TO SECONDARY SCHOOL STUDENTS ENROLLED IN OR  
10 RECEIVING EDUCATIONAL SERVICES FROM THE EDUCATION PROVIDER;

11 (d) THE EDUCATION PROVIDER'S PLAN FOR USE OF THE GRANT  
12 MONEYS, INCLUDING THE EXTENT TO WHICH THE GRANT MONEYS WILL BE  
13 USED TO INCREASE THE NUMBER OF SCHOOL COUNSELORS AT RECIPIENT  
14 SECONDARY SCHOOLS AND TO PROVIDE PROFESSIONAL DEVELOPMENT FOR  
15 SCHOOL COUNSELORS AND PROFESSIONAL DEVELOPMENT TO ENABLE  
16 OTHER FACULTY MEMBERS TO PROVIDE COUNSELING AND  
17 POSTSECONDARY PREPARATION SERVICES AT RECIPIENT SECONDARY  
18 SCHOOLS;

19 (e) THE EDUCATION PROVIDER'S PLAN FOR INVOLVING LEADERS AT  
20 THE RECIPIENT SECONDARY SCHOOLS AND IN THE SURROUNDING  
21 COMMUNITY AND THE FACULTY AT RECIPIENT SECONDARY SCHOOLS IN  
22 INCREASING THE CAPACITY AND EFFECTIVENESS OF THE COUNSELING AND  
23 POSTSECONDARY PREPARATION SERVICES PROVIDED TO SECONDARY  
24 SCHOOL STUDENTS ENROLLED IN OR RECEIVING EDUCATIONAL SERVICES  
25 FROM THE EDUCATION PROVIDER;

26 (f) THE EXTENT TO WHICH THE EDUCATION PROVIDER HAS  
27 DEVELOPED OR PLANS TO DEVELOP PARTNERSHIPS TO SERVE THE



1 POSTSECONDARY NEEDS OF ALL OF THE SECONDARY STUDENTS ENROLLED  
2 IN OR RECEIVING EDUCATIONAL SERVICES FROM THE EDUCATION  
3 PROVIDER;

4 (g) THE EDUCATION PROVIDER'S USE OF DISTRICT-LEVEL, OR  
5 SCHOOL-LEVEL IF THE EDUCATION PROVIDER IS A CHARTER SCHOOL, NEEDS  
6 ASSESSMENTS THAT IDENTIFY CHALLENGING ISSUES IN THE DISTRICT OR  
7 SCHOOL IN TERMS OF STUDENT LEARNING AND SUCCESS AND  
8 IDENTIFICATION OF ANY PROGRAMS INITIATED OR SERVICES PROVIDED BY  
9 THE EDUCATION PROVIDER TO SECONDARY STUDENTS THAT HAVE HELPED  
10 TO INCREASE GRADUATION RATES AND THE LEVEL OF POSTSECONDARY  
11 SUCCESS AMONG GRADUATES;

12 (h) THE ATTENDANCE, GRADE-RETENTION AND PROMOTION, AND  
13 GRADING POLICIES IMPLEMENTED BY THE EDUCATION PROVIDER;

14 (i) WHETHER THE EDUCATION PROVIDER INTENDS TO PROVIDE  
15 MATCHING FUNDS TO AUGMENT ANY GRANT MONEYS RECEIVED FROM THE  
16 PROGRAM AND THE ANTICIPATED AMOUNT AND SOURCE OF ANY MATCHING  
17 FUNDS; AND

18 (j) THE EDUCATION PROVIDER'S PLAN FOR CONTINUING TO FUND  
19 THE INCREASES IN SCHOOL COUNSELING SERVICES FOLLOWING EXPIRATION  
20 OF THE GRANT.

21 (3) IN REVIEWING APPLICATIONS AND MAKING  
22 RECOMMENDATIONS, THE DEPARTMENT SHALL APPLY THE FOLLOWING  
23 CRITERIA IN ADDITION TO ANY OTHER CRITERIA ADOPTED BY RULE OF THE  
24 STATE BOARD:

25 (a) THE DROPOUT RATE AT THE INTENDED RECIPIENT SECONDARY  
26 SCHOOL OR SCHOOLS AND, IF THE EDUCATION PROVIDER IS A SCHOOL  
27 DISTRICT, AT ALL OF THE SECONDARY SCHOOLS WITHIN THE SCHOOL

1 DISTRICT. THE DEPARTMENT AND THE STATE BOARD SHALL GIVE PRIORITY  
2 TO EDUCATION PROVIDERS THAT INTEND TO USE THE GRANT MONEYS TO  
3 ASSIST SECONDARY SCHOOLS AT WHICH THE DROPOUT RATE EXCEEDS THE  
4 STATEWIDE AVERAGE.

5 (b) THE PERCENTAGE OF STUDENTS ENROLLED IN THE INTENDED  
6 RECIPIENT SECONDARY SCHOOL OR SCHOOLS WHO ARE ELIGIBLE FOR FREE  
7 OR REDUCED-COST LUNCH. THE DEPARTMENT AND THE STATE BOARD  
8 SHALL GIVE PRIORITY TO EDUCATION PROVIDERS THAT IDENTIFY INTENDED  
9 RECIPIENT SECONDARY SCHOOLS WITH A HIGH PERCENTAGE OF SAID  
10 STUDENTS.

11 (c) THE PERCENTAGE OF STUDENTS ENROLLED IN THE INTENDED  
12 RECIPIENT SECONDARY SCHOOL OR SCHOOLS AND, IF THE EDUCATION  
13 PROVIDER IS A SCHOOL DISTRICT, IN THE SCHOOL DISTRICT, WHO  
14 GRADUATE AND ENROLL IN POSTSECONDARY EDUCATION WITHIN TWO  
15 YEARS AFTER GRADUATING FROM HIGH SCHOOL;

16 (d) WHETHER THE EDUCATION PROVIDER HAS ADOPTED, OR HAS  
17 DEMONSTRATED A COMMITMENT TO ADOPTING, STANDARDS FOR SCHOOL  
18 COUNSELOR RESPONSIBILITIES, AS RECOMMENDED BY A NATIONAL  
19 ASSOCIATION OF SCHOOL COUNSELORS; AND

20 (e) THE LIKELIHOOD THAT THE EDUCATION PROVIDER WILL  
21 CONTINUE TO FUND THE INCREASES IN THE LEVEL OF SCHOOL COUNSELING  
22 SERVICES FOLLOWING EXPIRATION OF THE GRANT.

23 (4) THE DEPARTMENT AND THE STATE BOARD SHALL CONSULT  
24 WITH EXPERTS IN THE AREA OF SCHOOL COUNSELING, INCLUDING BUT NOT  
25 LIMITED TO SCHOOL COUNSELORS, PERSONS WHO PROVIDE EDUCATION  
26 AND PROFESSIONAL DEVELOPMENT IN THE AREAS OF SCHOOL COUNSELING  
27 AND CAREER COUNSELING, AND HIGHER EDUCATION ADMISSIONS

1 OFFICERS, IN ESTABLISHING ANY ADDITIONAL CRITERIA FOR AWARDING  
2 GRANTS AND IN REVIEWING APPLICATIONS AND SELECTING GRANT  
3 RECIPIENTS.

4 (5) SUBJECT TO AVAILABLE APPROPRIATIONS, THE STATE BOARD  
5 SHALL AWARD GRANTS TO APPLYING EDUCATION PROVIDERS PURSUANT TO  
6 THIS SECTION. THE STATE BOARD SHALL BASE THE GRANT AWARDS ON  
7 THE DEPARTMENT'S RECOMMENDATIONS. EACH GRANT SHALL HAVE A  
8 TERM OF THREE YEARS BEGINNING IN THE 2008-09 BUDGET YEAR. IN  
9 MAKING THE AWARD, THE STATE BOARD SHALL SPECIFY THE AMOUNT OF  
10 EACH GRANT.

11 (6) THE DEPARTMENT MAY EXPEND NO MORE THAN TWO PERCENT  
12 OF THE MONEYS ANNUALLY APPROPRIATED FOR THE PROGRAM TO OFFSET  
13 THE COSTS INCURRED IN IMPLEMENTING THE PROGRAM.

14 (7) THE DEPARTMENT SHALL SEEK AND MAY ACCEPT PUBLIC OR  
15 PRIVATE GIFTS, GRANTS, OR DONATIONS TO ASSIST IN FUNDING THE  
16 PROGRAM.

17 (8) THE GENERAL ASSEMBLY HEREBY FINDS AND DECLARES THAT,  
18 FOR PURPOSES OF SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION,  
19 AWARDING GRANTS TO EDUCATION PROVIDERS TO USE IN INCREASING THE  
20 AVAILABILITY OF SCHOOL COUNSELORS AND THE LEVEL OF SCHOOL  
21 COUNSELING SERVICES PROVIDED IN SECONDARY SCHOOLS AND TO  
22 THEREBY INCREASE THE GRADUATION AND MATRICULATION RATES AND  
23 DECREASE THE NEED FOR REMEDIATION IN POSTSECONDARY EDUCATION  
24 IS AN IMPORTANT ELEMENT OF ACCOUNTABLE EDUCATION REFORM AND  
25 MAY THEREFORE RECEIVE FUNDING FROM THE STATE EDUCATION FUND  
26 CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION.

27 **22-90-105. Reporting.** (1) EACH EDUCATION PROVIDER THAT

1 RECEIVES A GRANT THROUGH THE PROGRAM SHALL REPORT THE  
2 FOLLOWING INFORMATION TO THE DEPARTMENT EACH YEAR DURING THE  
3 TERM OF THE GRANT:

4 (a) THE NUMBER OF SCHOOL COUNSELORS HIRED USING GRANT  
5 MONEYS;

6 (b) ANY PROFESSIONAL DEVELOPMENT PROGRAMS PROVIDED  
7 USING GRANT MONEYS;

8 (c) ANY OTHER SERVICES PROVIDED USING GRANT MONEYS;

9 (d) A COMPARISON OF THE DROPOUT RATES, AND THE COLLEGE  
10 MATRICULATION AND REMEDIATION RATES, IF APPLICABLE, AT THE  
11 RECIPIENT SECONDARY SCHOOLS FOR THE YEARS PRIOR TO RECEIPT OF THE  
12 GRANT AND THE YEARS FOR WHICH THE EDUCATION PROVIDER RECEIVES  
13 THE GRANT;

14 (e) INFORMATION INDICATING AN INCREASE IN THE LEVEL OF  
15 POSTSECONDARY PREPARATION SERVICES PROVIDED TO SECONDARY  
16 STUDENTS AT RECIPIENT SECONDARY SCHOOLS, SUCH AS THE USE OF  
17 INDIVIDUAL CAREER AND ACADEMIC PLANS OR ENROLLMENT IN  
18 PRE-COLLEGIATE PREPARATION PROGRAMS OR POSTSECONDARY OR  
19 VOCATIONAL PREPARATION PROGRAMS; AND

20 (f) ANY ADDITIONAL INFORMATION THAT THE STATE BOARD, BY  
21 RULE, MAY REQUIRE.

22 (2) ON OR BEFORE APRIL 15, 2009, AND ON OR BEFORE APRIL 15  
23 EACH YEAR THEREAFTER, THE DEPARTMENT SHALL SUBMIT TO THE  
24 EDUCATION COMMITTEES OF THE SENATE AND THE HOUSE OF  
25 REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, A REPORT THAT, AT  
26 A MINIMUM, SUMMARIZES THE INFORMATION RECEIVED BY THE  
27 DEPARTMENT PURSUANT TO SUBSECTION (1) OF THIS SECTION. THE

1 DEPARTMENT SHALL ALSO POST THE REPORT TO ITS WEB SITE.

2 (3) THE DEPARTMENT OF HIGHER EDUCATION SHALL COOPERATE  
3 WITH THE DEPARTMENT IN PROVIDING INFORMATION NECESSARY FOR THE  
4 REPORT SUBMITTED BY THE DEPARTMENT PURSUANT TO SUBSECTION (2)  
5 OF THIS SECTION.

6

7 **SECTION 2. Appropriation.** In addition to any other  
8 appropriation, for the fiscal year beginning July 1, 2008, there is hereby  
9 appropriated, out of any moneys in the state education fund, created in  
10 section 17 (4) of article IX of the state constitution, not otherwise  
11 appropriated, \_\_\_\_\_ the sum of five million dollars (\$5,000,000) and 1.0  
12 FTE, or so much thereof as may be necessary, for the school counselor  
13 corps grant program created in article 90 of title 22, Colorado Revised  
14 Statutes.

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