

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

**REVISED**

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

LLS NO. 09-0294.01 Julie Pelegrin

**SENATE BILL 09-090**

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**SENATE SPONSORSHIP**

**Hudak**, Williams, Heath, Bacon, Foster, Groff, King K., Tapia

**HOUSE SPONSORSHIP**

**Benfield and Merrifield**, Carroll T., Solano, Todd, Pace, Scanlan, Levy, Summers,  
Ferrandino, Miklosi, Schafer S.

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**Senate Committees**

Education  
Appropriations

**House Committees**

Education

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**A BILL FOR AN ACT**

101 **CONCERNING MEASURES TO INCREASE PARENT INVOLVEMENT IN**  
102 **PUBLIC EDUCATION.**

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**Bill Summary**

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

**Colorado state advisory council for parent involvement in education:** Creates the state advisory council for parent involvement in education (council) in the department of education (department). Specifies the council membership. Directs the council to advise public education entities concerning best practices and strategies, aligned with national standards, for increasing parent involvement in public education and promoting family and school partnerships. Creates the parent

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  
Am ended 2nd Reading  
April 23, 2009

SENATE  
3rd Reading Unamended  
March 30, 2009

SENATE  
Am ended 2nd Reading  
March 26, 2009

involvement in education grant program (program) to provide moneys to public schools to create and implement programs to increase parent involvement in public education. Directs the state board of education (state board) to adopt rules to implement the program. Specifies eligibility criteria for applicants. Directs the council to review applications and make recommendations to the state board for awarding grants. Requires the state board, subject to available appropriations, to award grants, and creates the parent involvement grant program fund (fund) for payment of grants. Allows appropriation of state education moneys to the fund. Requires recipient schools to report the success of grant-funded programs, and directs the council to submit a summary report to the state board and the education committees of the general assembly. Repeals the council and the grant program following sunset review.

**School district accountability committees and school advisory councils:** Allows for an increase in the number of persons serving on a school district accountability committee (committee), but requires a specified percentage of parent representation. Directs each school district, to the extent practicable, to ensure that the parents serving on the committee reflect the student groups significantly represented within the population of students enrolled in the school district.

Changes the name of school advisory councils to school accountability committees (accountability committee). Allows for an increase in the number of persons serving on an accountability committee, but requires a specific percentage of parent representation. Directs the principal of each school, to the extent practicable, to ensure that the parents serving on the accountability committee reflect the student groups significantly represented within the population of students enrolled in the school. Specifies that each district and state charter school shall have an accountability committee and that the school's governing board cannot substitute for an accountability committee. Prohibits waiver of the accountability committee requirement for charter schools, and makes failure to institute an accountability committee grounds for revocation of a charter.

**Addition of parent members to selected committees.** Requires at least one parent to be appointed to each of the following boards: The school leadership academy board, district and institute charter school governing boards, each of the regional service area councils, the state charter school institute board, the board of trustees for the Colorado school for the deaf and the blind, and the advisory committee to the Colorado commission on higher education.

Makes conforming amendments.



1 PROFESSIONALS AT THEIR SCHOOLS COLLABORATE TO BRIDGE THE GAP  
2 BETWEEN THE CULTURE AT HOME AND THAT AT THE SCHOOL; AND

3 (e) SECONDARY STUDENTS WHOSE PARENTS ARE INVOLVED WITH  
4 THEIR SCHOOLS MAKE BETTER TRANSITIONS INTO POSTSECONDARY  
5 EDUCATION, MAINTAIN THE QUALITY OF THEIR ACADEMIC WORK, AND ARE  
6 MORE LIKE TO DEVELOP REALISTIC PLANS FOR THEIR FUTURES.

7 (2) THE GENERAL ASSEMBLY THEREFORE FINDS THAT IT IS IN THE  
8 BEST INTERESTS OF THE STATE TO CREATE A STATE ADVISORY COUNCIL  
9 FOR PARENT INVOLVEMENT IN EDUCATION THAT WILL REVIEW BEST  
10 PRACTICES AND RECOMMEND TO POLICY MAKERS AND EDUCATORS  
11 STRATEGIES TO INCREASE PARENT INVOLVEMENT IN PUBLIC EDUCATION,  
12 THEREBY HELPING TO IMPROVE THE QUALITY OF PUBLIC EDUCATION AND  
13 RAISE THE LEVEL OF STUDENTS' ACADEMIC ACHIEVEMENT THROUGHOUT  
14 THE STATE.

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16 **22-7-302. Definitions.** AS USED IN THIS PART 3, UNLESS THE  
17 CONTEXT OTHERWISE REQUIRES:

18 (1) "CHARTER SCHOOL" MEANS A CHARTER SCHOOL AUTHORIZED  
19 BY A SCHOOL DISTRICT PURSUANT TO PART 1 OF ARTICLE 30.5 OF THIS  
20 TITLE OR A CHARTER SCHOOL AUTHORIZED BY THE STATE CHARTER  
21 SCHOOL INSTITUTE PURSUANT TO PART 5 OF ARTICLE 30.5 OF THIS TITLE.

22 (2) "CLOSE THE ACHIEVEMENT AND GROWTH GAP" MEANS TO  
23 LESSEN THE VARIANCE IN ACADEMIC ACHIEVEMENT AND GROWTH AMONG  
24 STUDENT GROUPS, AS REFLECTED IN STATEWIDE ASSESSMENT SCORES OR  
25 PERFORMANCE ON POSTSECONDARY AND WORKFORCE READINESS  
26 ASSESSMENTS AND IN CALCULATIONS OF STUDENTS' LONGITUDINAL  
27 ACADEMIC GROWTH, BY IMPROVING THE ACADEMIC ACHIEVEMENT AND

1 GROWTH OF STUDENTS IN THOSE GROUPS THAT ARE UNDERPERFORMING.

2 (3) "COUNCIL" MEANS THE COLORADO STATE ADVISORY COUNCIL  
3 FOR PARENT INVOLVEMENT IN EDUCATION CREATED IN SECTION 22-7-303.

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

6

7 (5) "NATIONAL STANDARDS FOR FAMILY-SCHOOL PARTNERSHIPS"  
8 MEANS THE FOLLOWING RESEARCH-BASED STANDARDS FOR  
9 FAMILY-SCHOOL PARTNERSHIPS RECOGNIZED NATIONALLY BY PARENT  
10 TEACHER ASSOCIATIONS:

11 (a) FAMILIES ARE ACTIVE PARTICIPANTS IN THE LIFE OF THE  
12 SCHOOL AND FEEL WELCOMED, VALUED, AND CONNECTED TO EACH OTHER,  
13 TO SCHOOL STAFF, AND TO WHAT STUDENTS ARE LEARNING AND DOING IN  
14 THE CLASSROOM;

15 (b) FAMILIES AND SCHOOL STAFF ENGAGE IN REGULAR,  
16 MEANINGFUL COMMUNICATION ABOUT STUDENT LEARNING;

17 (c) FAMILIES AND SCHOOL STAFF CONTINUOUSLY COLLABORATE  
18 TO SUPPORT STUDENTS' LEARNING AND HEALTHY DEVELOPMENT BOTH AT  
19 HOME AND AT SCHOOL AND HAVE REGULAR OPPORTUNITIES TO  
20 STRENGTHEN THEIR KNOWLEDGE AND SKILLS TO PROVIDE SAID SUPPORT  
21 EFFECTIVELY;

22 (d) FAMILIES ARE EMPOWERED TO BE ADVOCATES FOR THEIR OWN  
23 AND OTHER CHILDREN TO ENSURE THAT STUDENTS ARE TREATED FAIRLY  
24 AND HAVE ACCESS TO LEARNING OPPORTUNITIES THAT WILL SUPPORT  
25 THEIR SUCCESS;

26 (e) FAMILIES AND SCHOOL STAFF ARE EQUAL PARTNERS IN  
27 DECISIONS THAT AFFECT CHILDREN AND FAMILIES AND TOGETHER INFORM,

1 INFLUENCE, AND CREATE POLICIES, PRACTICES, AND PROGRAMS; AND

2 (f) FAMILIES AND SCHOOL STAFF COLLABORATE WITH COMMUNITY  
3 MEMBERS TO CONNECT STUDENTS, FAMILIES, AND STAFF TO EXPANDED  
4 LEARNING OPPORTUNITIES, COMMUNITY SERVICES, AND CIVIC  
5 PARTICIPATION.

6 (6) "PARENT" MEANS A CHILD'S BIOLOGICAL PARENT, ADOPTIVE  
7 PARENT, OR LEGAL GUARDIAN OR ANOTHER ADULT PERSON RECOGNIZED  
8 BY THE CHILD'S SCHOOL AS THE CHILD'S PRIMARY CAREGIVER.

9 (7) "PARENT EDUCATION PROGRAM" MEANS A PROGRAM TO TEACH  
10 PARENTS STRATEGIES AND SKILLS FOR WORKING WITH THEIR CHILDREN  
11 AND THE STAFF OF THE SCHOOLS AND INSTITUTIONS OF HIGHER EDUCATION  
12 IN WHICH THEIR CHILDREN ARE ENROLLED.

13 (8) "PARENT INVOLVEMENT GRANT PROGRAM" MEANS THE PARENT  
14 INVOLVEMENT IN EDUCATION GRANT PROGRAM CREATED IN SECTION  
15 22-7-305.

16 (9) "SCHOOL-BASED PARENT INFORMATION RESOURCE CENTER"  
17 MEANS A CENTER THAT PROVIDES TO PARENTS INFORMATION ON  
18 EDUCATION OPPORTUNITIES FOR THEIR CHILDREN, TRAINING FOR PARENTS  
19 AND FAMILIES ON EDUCATION ISSUES, AND OTHER SUPPORT SERVICES THAT  
20 MAY BE AVAILABLE TO PARENTS, SUCH AS MENTAL HEALTH SERVICES,  
21 SOCIAL SERVICES, AND HOUSING REFERRALS.

22 (10) "STATE BOARD" MEANS THE STATE BOARD OF EDUCATION  
23 CREATED AND EXISTING PURSUANT TO SECTION 1 OF ARTICLE IX OF THE  
24 STATE CONSTITUTION.

25 **22-7-303. Colorado state advisory council for parent**  
26 **involvement in education - created - membership.** (1) THERE IS  
27 HEREBY CREATED WITHIN THE DEPARTMENT OF EDUCATION THE

1 COLORADO STATE ADVISORY COUNCIL FOR PARENT INVOLVEMENT IN  
2 EDUCATION. THE COUNCIL SHALL CONSIST OF MEMBERS APPOINTED AS  
3 PROVIDED IN THIS SECTION AND SHALL HAVE THE POWERS AND DUTIES  
4 SPECIFIED IN THIS PART 3. THE COUNCIL SHALL EXERCISE ITS POWERS AND  
5 PERFORM ITS DUTIES AND FUNCTIONS UNDER THE DEPARTMENT, THE  
6 COMMISSIONER OF EDUCATION, AND THE STATE BOARD OF EDUCATION AS  
7 IF THE SAME WERE TRANSFERRED TO THE DEPARTMENT BY A **TYPE 2**  
8 TRANSFER AS DEFINED IN THE "ADMINISTRATIVE ORGANIZATION ACT OF  
9 1968", ARTICLE 1 OF TITLE 24, C.R.S.

10 (2) THE COUNCIL SHALL CONSIST OF THE FOLLOWING MEMBERS:

11 (a) THE FOLLOWING MEMBERS APPOINTED BY THE STATE BOARD:

12 (I) FIVE PERSONS WHO ARE PARENTS OF CHILDREN ENROLLED IN A  
13 PUBLICLY FUNDED PRESCHOOL PROGRAM, IN ANY OF GRADES ONE  
14 THROUGH TWELVE, OR IN A STATE-SUPPORTED INSTITUTION OF HIGHER  
15 EDUCATION;

16 (II) A REPRESENTATIVE FROM EACH OF THE PARENT INFORMATION  
17 AND RESOURCE CENTERS IN THE STATE THAT ARE RECOGNIZED BY AND  
18 RECEIVING FUNDING FROM THE OFFICE OF INNOVATION AND IMPROVEMENT  
19 IN THE FEDERAL DEPARTMENT OF EDUCATION;

20 (III) A REPRESENTATIVE FROM EACH OF THE PARENT TRAINING  
21 AND INFORMATION CENTERS IN THE STATE THAT ARE RECOGNIZED BY AND  
22 RECEIVING FUNDING FROM THE OFFICE OF SPECIAL EDUCATION AND  
23 REHABILITATIVE SERVICES IN THE FEDERAL DEPARTMENT OF EDUCATION;

24 (IV) A REPRESENTATIVE FROM EACH OF TWO NONPROFIT  
25 ORGANIZATIONS THAT PARTNER WITH FUNDING PROVIDERS, STATE  
26 AGENCIES, AND SERVICE PROVIDERS TO ASSIST ORGANIZATIONS IN  
27 PROVIDING SERVICES TO IMPROVE THE HEALTH AND WELL-BEING OF

1 FAMILIES AND CHILDREN;

2 (V) A REPRESENTATIVE OF A STATEWIDE ORGANIZATION OF  
3 PARENTS AND TEACHERS;

4 (VI) A REPRESENTATIVE OF AN ORGANIZATION THAT REPRESENTS  
5 PARENTS AND STUDENTS WHO ADVOCATE IN THE AREAS OF EQUALITY AND  
6 JUSTICE IN EDUCATION, RACIAL JUSTICE FOR YOUTH, AND IMMIGRANT  
7 RIGHTS;

8 (VII) A REPRESENTATIVE OF A STATEWIDE ORGANIZATION THAT  
9 REPRESENTS SCHOOL EXECUTIVES;

10 (VIII) A REPRESENTATIVE OF A STATEWIDE ORGANIZATION THAT  
11 REPRESENTS MEMBERS OF SCHOOL DISTRICT BOARDS OF EDUCATION;

12 (IX) A REPRESENTATIVE OF A STATEWIDE ORGANIZATION THAT  
13 REPRESENTS TEACHERS;

14 (X) A REPRESENTATIVE OF A STATEWIDE ORGANIZATION THAT  
15 REPRESENTS CHARTER SCHOOLS;

16 (XI) A REPRESENTATIVE OF A STATEWIDE ORGANIZATION THAT  
17 REPRESENTS CAREER AND COLLEGE GUIDANCE COUNSELORS; ==

18 (XII) A REPRESENTATIVE OF A STATEWIDE ORGANIZATION THAT  
19 REPRESENTS CAREER AND TECHNICAL EDUCATION TEACHERS; AND

20 (XIII) A PERSON WITH EXPERTISE IN EARLY CHILDHOOD CARE AND  
21 EDUCATION; AND

22 (b) ONE OR MORE REPRESENTATIVES FROM THE DEPARTMENT OF  
23 EDUCATION, APPOINTED BY THE COMMISSIONER OF EDUCATION, WITH  
24 EXPERTISE IN THE FOLLOWING AREAS:

25 (I) STRATEGIES TO CLOSE THE ACHIEVEMENT AND GROWTH GAP;

26 (II) THE PROGRAM FOR THE EDUCATION OF MIGRANT CHILDREN  
27 DESCRIBED IN ARTICLE 23 OF THIS TITLE;

1 (III) THE ENGLISH LANGUAGE PROFICIENCY PROGRAM DESCRIBED  
2 IN ARTICLE 24 OF THIS TITLE;

3 (IV) FEDERAL TITLE I PROGRAMS;

4 (V) THE EDUCATION OF EXCEPTIONAL CHILDREN, AS DEFINED IN  
5 SECTION 22-20-103 (12); AND

6 (VI) THE FAMILY LITERACY EDUCATION GRANT PROGRAM  
7 CREATED IN SECTION 22-2-124;

8 (c) TWO PERSONS APPOINTED BY THE EXECUTIVE DIRECTOR OF THE  
9 DEPARTMENT OF HIGHER EDUCATION AS FOLLOWS:

10 (I) ONE PERSON WITH EXPERTISE IN IMPLEMENTING AN APPROVED  
11 TEACHER PREPARATION PROGRAM, AS DEFINED IN SECTION 23-1-121 (1)  
12 (a), C.R.S., AT AN INSTITUTION OF HIGHER EDUCATION IN THIS STATE; AND

13 (II) ONE PERSON WITH EXPERTISE IN THE  
14 SECONDARY-TO-HIGHER-EDUCATION TRANSITION PROGRAMS OPERATED  
15 WITHIN THE STATE; AND

16 (d) A REPRESENTATIVE OF THE DEPARTMENT OF HUMAN SERVICES  
17 APPOINTED BY THE EXECUTIVE DIRECTOR OF SAID DEPARTMENT.

18 ==

19 (3) (a) A PERSON MAY NOT BE APPOINTED TO FILL MORE THAN ONE  
20 OF THE MEMBER POSITIONS REQUIRED IN SUBSECTION (2) OF THIS SECTION  
21 IN A SINGLE TERM. EACH APPOINTING AUTHORITY SHALL MAKE ITS INITIAL  
22 APPOINTMENTS ON OR BEFORE OCTOBER 1, 2009. EACH MEMBER OF THE  
23 COUNCIL SHALL SERVE AT THE PLEASURE OF THE MEMBER'S APPOINTING  
24 AUTHORITY. THE APPROPRIATE APPOINTING AUTHORITY SHALL FILL ANY  
25 VACANCIES ARISING DURING A MEMBER'S TERM ON THE COUNCIL.

26 (b) THE STATE BOARD, IN APPOINTING MEMBERS TO THE COUNCIL,  
27 SHALL, TO THE EXTENT PRACTICABLE, SELECT PERSONS WHO WILL REFLECT

1 THE GENDER BALANCE AND ETHNIC AND RACIAL DIVERSITY OF THE STATE  
2 AND WILL PROVIDE REPRESENTATION FROM THROUGHOUT THE STATE.

3 (4) THE COUNCIL MEMBERS APPOINTED PURSUANT TO PARAGRAPH  
4 (a) OF SUBSECTION (2) OF THIS SECTION SHALL SERVE THREE-YEAR TERMS;  
5 EXCEPT THAT, OF THE PERSONS INITIALLY APPOINTED, THE STATE BOARD  
6 SHALL SELECT FOUR WHO SHALL SERVE INITIAL TERMS OF ONE YEAR AND  
7 FOUR WHO SHALL SERVE INITIAL TERMS OF TWO YEARS.

8 (5) THE STATE BOARD SHALL CALL THE FIRST MEETING OF THE  
9 COUNCIL TO BE HELD NO LATER THAN NOVEMBER 15, 2009. AT ITS FIRST  
10 MEETING, AND ANNUALLY THEREAFTER, THE COUNCIL SHALL SELECT FROM  
11 AMONG ITS MEMBERS A PERSON TO SERVE AS CHAIR OF THE COUNCIL. THE  
12 COUNCIL SHALL MEET UPON CALL OF THE CHAIR AS OFTEN AS NECESSARY  
13 TO ACCOMPLISH ITS DUTIES AS SPECIFIED IN THIS PART 3.

14 (6) THE COUNCIL MEMBERS SHALL SERVE WITHOUT  
15 COMPENSATION AND WITHOUT REIMBURSEMENT FOR EXPENSES. ==

16 **22-7-304. Council - advisory duties.** (1) THE COUNCIL SHALL  
17 INFORM, AT A MINIMUM, THE EARLY CHILDHOOD COUNCILS AND THE  
18 EARLY CHILDHOOD CARE AND EDUCATION COUNCILS CREATED PURSUANT  
19 TO ARTICLE 6.5 OF TITLE 26, C.R.S., PUBLIC SCHOOLS, SCHOOL DISTRICTS,  
20 THE STATE CHARTER SCHOOL INSTITUTE, THE DEPARTMENT, THE STATE  
21 BOARD, THE DEPARTMENT OF HIGHER EDUCATION, THE COLORADO  
22 COMMISSION ON HIGHER EDUCATION, AND THE GOVERNING BOARDS FOR  
23 THE STATE INSTITUTIONS OF HIGHER EDUCATION CONCERNING BEST  
24 PRACTICES AND STRATEGIES, ALIGNED WITH THE NATIONAL STANDARDS  
25 FOR FAMILY-SCHOOL PARTNERSHIPS, FOR INCREASING PARENT  
26 INVOLVEMENT IN PUBLIC EDUCATION AND PROMOTING FAMILY AND  
27 SCHOOL PARTNERSHIPS, INCLUDING BUT NOT LIMITED TO BEST PRACTICES

1 AND STRATEGIES IN THE FOLLOWING AREAS:

2 (a) CREATING AND IMPLEMENTING PROGRAMS TO EFFECTIVELY  
3 INVOLVE PARENTS IN IMPROVING THEIR CHILDREN'S EDUCATION AND  
4 LEVELS OF ACADEMIC ACHIEVEMENT. TO IDENTIFY THESE BEST PRACTICES  
5 AND STRATEGIES, THE COUNCIL SHALL REVIEW THE PROGRAMS  
6 IMPLEMENTED IN OTHER STATES AND THE RESULTS OF STATE AND  
7 NATIONAL RESEARCH CONDUCTED IN THIS AREA.

8 (b) INVOLVING PARENTS IN PROGRAMS TO RAISE ACADEMIC  
9 ACHIEVEMENT, INCREASE HIGH SCHOOL GRADUATION RATES, DECREASE  
10 STUDENT DROPOUT RATES, AND CLOSE THE ACHIEVEMENT AND GROWTH  
11 GAP;

12 (c) INVOLVING PARENTS IN RESPONSE TO INTERVENTION  
13 PROGRAMS IN PUBLIC SCHOOLS AND SCHOOL DISTRICTS;

14 (d) INVOLVING PARENTS IN PROGRAMS TO RAISE ACADEMIC  
15 ACHIEVEMENT, IMPROVE THE PERSISTENCE RATE, AND IMPROVE THE  
16 ON-TIME GRADUATION RATE OF STUDENTS ENROLLED IN INSTITUTIONS OF  
17 HIGHER EDUCATION;

18 (e) INCREASING PARENT INVOLVEMENT IN EDUCATION-RELATED  
19 COMMITTEES AT THE LOCAL AND STATE LEVELS;

20 (f) DESIGNING AND IMPLEMENTING PARENT EDUCATION PROGRAMS  
21 AND CENTERS AND PARENT LEADERSHIP TRAINING PROGRAMS;

22 (g) CREATING AND IMPLEMENTING FAMILY-TO-SCHOOL LIAISON  
23 POSITIONS; AND

24 (h) ESTABLISHING AND IMPLEMENTING SCHOOL-BASED PARENT  
25 INFORMATION RESOURCE CENTERS.

26 (2) THE COUNCIL SHALL RECOMMEND TO THE STATE BOARD AND  
27 TO THE COLORADO COMMISSION ON HIGHER EDUCATION PLANS FOR

1 STATEWIDE PARENT INVOLVEMENT INITIATIVES, WHICH MAY INCLUDE, BUT  
2 NEED NOT BE LIMITED TO:

3 (a) REQUIRING EACH SCHOOL DISTRICT AND THE STATE CHARTER  
4 SCHOOL INSTITUTE, AS PART OF THE ACCREDITATION PROCESS, TO  
5 INCREASE THE LEVEL OF PARENT INVOLVEMENT IN EDUCATION; AND

6 (b) INITIATIVES TO INCREASE ADMISSIONS TO INSTITUTIONS OF  
7 HIGHER EDUCATION AND THE DEGREE-COMPLETION RATE AND TO REDUCE  
8 THE NEED FOR REMEDIATION.

9 **22-7-305. Parent involvement in education grant program -**  
10 **creation - rules - fund - reports.** (1) (a) THERE IS HEREBY CREATED IN  
11 THE DEPARTMENT THE PARENT INVOLVEMENT IN EDUCATION GRANT  
12 PROGRAM TO PROVIDE MONEYS TO ASSIST PUBLIC SCHOOLS IN CREATING  
13 AND IMPLEMENTING PROGRAMS TO SUPPORT GREATER PARENT  
14 INVOLVEMENT IN THE SCHOOLS. THE COUNCIL SHALL ASSIST THE  
15 DEPARTMENT IN IMPLEMENTING THE PARENT INVOLVEMENT GRANT  
16 PROGRAM AS PROVIDED IN THIS SECTION AND SHALL PROVIDE ADVICE TO  
17 RECIPIENT SCHOOLS TO ASSIST THEM IN CREATING AND IMPLEMENTING  
18 PROGRAMS TO ENSURE THAT THE PROGRAMS REFLECT THE BEST PRACTICES  
19 IDENTIFIED BY THE COUNCIL PURSUANT TO SECTION 22-7-304.

20 (b) THE SCHOOL DISTRICT OF A PUBLIC SCHOOL, OR A BOARD OF  
21 COOPERATIVE SERVICES OR REGIONAL SERVICE COUNCIL THAT OPERATES  
22 A PUBLIC SCHOOL, THAT SEEKS A GRANT THROUGH THE PARENT  
23 INVOLVEMENT GRANT PROGRAM SHALL APPLY ON BEHALF OF THE PUBLIC  
24 SCHOOL; EXCEPT THAT, IF THE PUBLIC SCHOOL IS A CHARTER SCHOOL, THE  
25 PUBLIC SCHOOL MAY APPLY ON ITS OWN BEHALF. TO BE ELIGIBLE TO  
26 RECEIVE A GRANT, A PUBLIC SCHOOL SHALL MEET ONE OR MORE OF THE  
27 FOLLOWING CRITERIA:

1 (I) A SIGNIFICANT PERCENTAGE, AS DEFINED BY RULE OF THE  
2 STATE BOARD, OF THE STUDENTS ENROLLED IN THE PUBLIC SCHOOL FOR  
3 THE THREE ACADEMIC YEARS IMMEDIATELY PRECEDING APPLICATION  
4 WERE:

5 (A) ELIGIBLE FOR FREE OR REDUCED-COST LUNCH PURSUANT TO  
6 THE PROVISIONS OF THE FEDERAL "NATIONAL SCHOOL LUNCH ACT", 42  
7 U.S.C. SEC. 1751 ET SEQ.; OR

8 (B) STUDENTS WHOSE DOMINANT LANGUAGE IS NOT ENGLISH, AS  
9 DEFINED IN SECTION 22-24-103 (4);

10 (II) THE DROPOUT RATE FOR THE PUBLIC SCHOOL FOR EACH OF THE  
11 THREE ACADEMIC YEARS IMMEDIATELY PRECEDING APPLICATION  
12 EXCEEDED THE STATE AVERAGE DROPOUT RATE FOR EACH RESPECTIVE  
13 YEAR BY A PERCENTAGE ESTABLISHED BY RULE OF THE STATE BOARD;

14 (III) FOR EACH OF THE THREE ACADEMIC YEARS IMMEDIATELY  
15 PRECEDING APPLICATION, THE STATEWIDE ASSESSMENT SCORES OF  
16 STUDENTS ENROLLED IN THE PUBLIC SCHOOL DEMONSTRATED THAT:

17 (A) A SIGNIFICANT ACHIEVEMENT OR GROWTH GAP, AS DEFINED BY  
18 RULE OF THE STATE BOARD, EXISTED AMONG IDENTIFIED GROUPS OF  
19 STUDENTS; OR

20 (B) THE SCHOOL WAS AN ACADEMICALLY UNDERPERFORMING  
21 SCHOOL, AS DEFINED BY RULE OF THE STATE BOARD.

22 (c) THE PROGRAMS THAT A RECIPIENT SCHOOL MAY FUND WITH  
23 GRANT MONEYS RECEIVED THROUGH THE PARENT INVOLVEMENT GRANT  
24 PROGRAM SHALL INCLUDE, BUT NEED NOT BE LIMITED TO, PROGRAMS TO  
25 ESTABLISH:

26 (I) FAMILY-TO-SCHOOL LIAISON POSITIONS;

27 (II) PARENT LEADERSHIP TRAINING OPPORTUNITIES;

1 (III) CENTERS TO PROVIDE PARENT EDUCATION PROGRAMS; AND  
2 (IV) SCHOOL-BASED PARENT INFORMATION RESOURCE CENTERS.

3 (2) THE STATE BOARD SHALL PROMULGATE RULES PURSUANT TO  
4 THE "STATE ADMINISTRATIVE PROCEDURE ACT", ARTICLE 4 OF TITLE 24,  
5 C.R.S., AS NECESSARY FOR IMPLEMENTATION OF THE PARENT  
6 INVOLVEMENT GRANT PROGRAM, INCLUDING BUT NOT LIMITED TO:

7 (a) RULES AS SPECIFIED IN PARAGRAPH (b) OF SUBSECTION (1) OF  
8 THIS SECTION AND SUBSECTION (5) OF THIS SECTION;

9 (b) RULES ESTABLISHING THE TIME FRAMES FOR SUBMISSION AND  
10 REVIEW OF APPLICATIONS AND SELECTION OF RECIPIENT SCHOOLS;

11 (c) RULES SPECIFYING THE INFORMATION TO BE INCLUDED IN  
12 GRANT APPLICATIONS; AND

13 (d) RULES IDENTIFYING ANY CRITERIA FOR SELECTION OF  
14 RECIPIENT SCHOOLS IN ADDITION TO THE CRITERIA SPECIFIED IN  
15 PARAGRAPH (b) OF SUBSECTION (1) OF THIS SECTION.

16 (3) THE COUNCIL SHALL REVIEW THE GRANT APPLICATIONS  
17 RECEIVED PURSUANT TO THIS SECTION AND SHALL RECOMMEND RECIPIENT  
18 SCHOOLS AND THE GRANT AMOUNTS TO THE STATE BOARD. SUBJECT TO  
19 AVAILABLE APPROPRIATIONS, THE STATE BOARD SHALL ANNUALLY AWARD  
20 GRANTS THROUGH THE PARENT INVOLVEMENT GRANT PROGRAM, WHICH  
21 GRANTS SHALL BE PAID FROM THE PARENT INVOLVEMENT GRANT  
22 PROGRAM FUND CREATED IN SUBSECTION (4) OF THIS SECTION.

23 (4) (a) THERE IS HEREBY CREATED IN THE STATE TREASURY THE  
24 PARENT INVOLVEMENT GRANT PROGRAM FUND, REFERRED TO IN THIS  
25 SUBSECTION (4) AS THE "FUND", THAT SHALL CONSIST OF SUCH MONEYS AS  
26 MAY BE CREDITED TO THE FUND PURSUANT TO PARAGRAPH (b) OF THIS  
27 SUBSECTION (4). THE MONEYS IN THE FUND SHALL BE SUBJECT TO ANNUAL

1 APPROPRIATION BY THE GENERAL ASSEMBLY FOR THE DIRECT AND  
2 INDIRECT COSTS ASSOCIATED WITH THE IMPLEMENTATION OF THE PARENT  
3 INVOLVEMENT GRANT PROGRAM. ANY MONEYS IN THE FUND NOT  
4 EXPENDED FOR THE PURPOSE OF THIS SECTION MAY BE INVESTED BY THE  
5 STATE TREASURER AS PROVIDED BY LAW. ALL INTEREST AND INCOME  
6 DERIVED FROM THE INVESTMENT AND DEPOSIT OF MONEYS IN THE FUND  
7 SHALL BE CREDITED TO THE FUND. ANY UNEXPENDED AND  
8 UNENCUMBERED MONEYS REMAINING IN THE FUND AT THE END OF A  
9 FISCAL YEAR SHALL REMAIN IN THE FUND AND SHALL NOT BE CREDITED OR  
10 TRANSFERRED TO THE GENERAL FUND OR ANOTHER FUND; EXCEPT THAT  
11 ANY UNEXPENDED AND UNENCUMBERED MONEYS REMAINING IN THE FUND  
12 AS OF JUNE 30, 2019, SHALL BE TRANSFERRED TO THE GENERAL FUND.

13 (b) THE COUNCIL SHALL SEEK AND MAY ACCEPT GIFTS, GRANTS,  
14 AND DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF  
15 THE PARENT INVOLVEMENT GRANT PROGRAM; EXCEPT THAT THE COUNCIL  
16 SHALL NOT ACCEPT A GIFT, GRANT, OR DONATION IF IT IS SUBJECT TO  
17 CONDITIONS THAT ARE INCONSISTENT WITH THIS PART 3 OR ANY OTHER  
18 LAW OF THE STATE. THE COUNCIL SHALL TRANSMIT ALL PRIVATE AND  
19 PUBLIC MONEYS RECEIVED THROUGH GIFTS, GRANTS, OR DONATIONS TO  
20 THE STATE TREASURER, WHO SHALL CREDIT THE SAME TO THE FUND.

21 (c) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE  
22 CONTRARY, THE STATE BOARD AND THE DEPARTMENT SHALL NOT  
23 IMPLEMENT THE PARENT INVOLVEMENT GRANT PROGRAM UNTIL SUCH  
24 TIME AS THERE IS AT LEAST TWENTY THOUSAND DOLLARS CREDITED \_\_\_  
25 \_\_\_ TO THE FUND.

26 (d) IN ANY FISCAL YEAR IN WHICH THERE IS AT LEAST TWENTY  
27 THOUSAND DOLLARS CREDITED \_\_\_ \_\_\_ TO THE FUND, THE DEPARTMENT MAY

1 USE UP TO ONE PERCENT OF THE MONEYS CREDITED TO THE FUND  
2 TO OFFSET THE COSTS INCURRED IN IMPLEMENTING THE PARENT  
3 INVOLVEMENT GRANT PROGRAM, AND THE DEPARTMENT MAY USE UP TO  
4 AN ADDITIONAL ONE PERCENT OF THE MONEYS CREDITED TO THE FUND  
5 TO OFFSET THE COSTS OF PROVIDING MEETING SPACE, EQUIPMENT, AND  
6 STAFF SERVICES TO THE COUNCIL PURSUANT TO SECTION 22-7-303 (6).

7 (5) (a) BEGINNING IN THE BUDGET YEAR FOLLOWING THE FIRST  
8 BUDGET YEAR IN WHICH THE STATE BOARD AWARDS GRANTS PURSUANT TO  
9 THIS SECTION, EACH RECIPIENT SCHOOL SHALL ANNUALLY SUBMIT TO THE  
10 COUNCIL AND THE DEPARTMENT, IN ACCORDANCE WITH TIMELINES  
11 SPECIFIED BY RULE OF THE STATE BOARD, A REPORT SUMMARIZING THE  
12 AMOUNT OF MONEYS RECEIVED IN THE PRECEDING FISCAL YEAR FROM THE  
13 PARENT INVOLVEMENT GRANT PROGRAM, THE MANNER IN WHICH THE  
14 MONEYS WERE USED, AND THE RESULTS ACHIEVED THROUGH THE USE OF  
15 THE MONEYS. THE REPORT SHALL INCLUDE SUCH ADDITIONAL  
16 INFORMATION AS MAY BE REQUIRED BY RULE OF THE STATE BOARD.

17 (b) ON OR BEFORE MARCH 15 OF THE FIRST YEAR IN WHICH THE  
18 COUNCIL RECEIVES REPORTS PURSUANT TO PARAGRAPH (a) OF THIS  
19 SUBSECTION (5), AND ON OR BEFORE MARCH 15 EACH YEAR THEREAFTER,  
20 THE COUNCIL SHALL SUMMARIZE THE REPORTS RECEIVED PURSUANT TO  
21 PARAGRAPH (a) OF THIS SUBSECTION (5) AND SUBMIT THE SUMMARY, WITH  
22 ANY ADDITIONAL PERTINENT INFORMATION, TO THE STATE BOARD AND  
23 THE EDUCATION COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND  
24 THE SENATE, OR ANY SUCCESSOR COMMITTEES.

25 **22-7-306. Repeal of part.** (1) THIS PART 3 IS REPEALED,  
26 EFFECTIVE JULY 1, 2019.

27 (2) PRIOR TO SAID REPEAL, THE COUNCIL SHALL BE REVIEWED AS

1 PROVIDED IN SECTION 2-3-1203, C.R.S.

2 **SECTION 2.** 22-7-104 (1), (1.5), and (4), Colorado Revised  
3 Statutes, are amended, and the said 22-7-104 is further amended BY THE  
4 ADDITION OF THE FOLLOWING NEW SUBSECTIONS, to read:

5 **22-7-104. School district accountability committees.** (1) The  
6 board of education of each school district in the state shall adopt a plan  
7 for a local accountability program designed to measure the adequacy and  
8 efficiency of educational programs offered by the district. ~~Except as~~  
9 ~~provided in subsection (4) of this section, the board shall appoint or create~~  
10 ~~a process for the election of a~~ THE school district accountability  
11 committee ~~that~~ APPOINTED OR ELECTED AS PROVIDED IN SUBSECTION (1.3)  
12 OF THIS SECTION shall make recommendations to the board relative to the  
13 program of accountability, but it shall be the responsibility of the board  
14 to implement the provisions of this section. The areas of study by the  
15 district accountability committee and other appropriate accountability  
16 committees shall be cooperatively determined at least annually by the  
17 committee and the board of education. ~~The school district accountability~~  
18 ~~committee shall consist of at least three parents of students enrolled in a~~  
19 ~~public school in the school district who are not employees or related to~~  
20 ~~employees of the district, one teacher, one school administrator, and one~~  
21 ~~person from the community who is involved in business.~~

22 (1.3) (a) EACH SCHOOL DISTRICT BOARD OF EDUCATION SHALL  
23 APPOINT, OR CREATE A PROCESS FOR ELECTION OF, A SCHOOL DISTRICT  
24 ACCOUNTABILITY COMMITTEE. EACH SCHOOL DISTRICT ACCOUNTABILITY  
25 COMMITTEE SHALL CONSIST OF AT LEAST THE FOLLOWING PERSONS:

26 (I) AT LEAST ONE PERSON WHO IS A TEACHER EMPLOYED BY THE  
27 SCHOOL DISTRICT;

1 (II) AT LEAST ONE PERSON WHO IS AN ADMINISTRATOR EMPLOYED  
2 BY THE SCHOOL DISTRICT;

3 (III) AT LEAST ONE PERSON WHO IS INVOLVED IN BUSINESS IN THE  
4 COMMUNITY WITHIN THE SCHOOL DISTRICT BOUNDARIES; AND

5 (IV) AT LEAST THREE PERSONS WHO ARE PARENTS OF STUDENTS  
6 ENROLLED IN PUBLIC SCHOOLS OF THE SCHOOL DISTRICT.

7 (b) A PERSON MAY NOT BE APPOINTED OR ELECTED TO FILL MORE  
8 THAN ONE OF THE MEMBER POSITIONS REQUIRED IN PARAGRAPH (a) OF  
9 THIS SUBSECTION (1.3) IN A SINGLE TERM.

10 (c) IF A SCHOOL DISTRICT BOARD OF EDUCATION CHOOSES TO  
11 INCREASE THE NUMBER OF PERSONS ON THE SCHOOL DISTRICT  
12 ACCOUNTABILITY COMMITTEE, IT SHALL ENSURE THAT THE NUMBER OF  
13 PARENTS APPOINTED OR ELECTED TO THE COMMITTEE == PURSUANT TO  
14 SUBPARAGRAPH (IV) OF PARAGRAPH (a) OF THIS SUBSECTION (1.3)  
15 EXCEEDS THE NUMBER OF REPRESENTATIVES FROM THE GROUP WITH THE  
16 NEXT HIGHEST REPRESENTATION.

17 (d) IF A SCHOOL DISTRICT BOARD OF EDUCATION APPOINTS THE  
18 MEMBERS OF A SCHOOL DISTRICT ACCOUNTABILITY COMMITTEE, THE  
19 SCHOOL DISTRICT BOARD OF EDUCATION, TO THE EXTENT PRACTICABLE,  
20 SHALL ENSURE THAT THE PARENTS WHO ARE APPOINTED REFLECT THE  
21 STUDENT POPULATIONS THAT ARE SIGNIFICANTLY REPRESENTED WITHIN  
22 THE SCHOOL DISTRICT. SAID STUDENT POPULATIONS MAY INCLUDE, BUT  
23 NEED NOT BE LIMITED TO:

24 (I) STUDENTS WHO ARE MEMBERS OF NON-CAUCASIAN RACES;

25 (II) STUDENTS WHO ARE ELIGIBLE FOR FREE OR REDUCED-COST  
26 LUNCH THROUGH THE FEDERAL "NATIONAL SCHOOL LUNCH ACT", 42  
27 U.S.C. SEC. 1751 ET SEQ.;

1 (III) STUDENTS WHOSE DOMINANT LANGUAGE IS NOT ENGLISH, AS  
2 DEFINED IN SECTION 22-24-103 (4);

3 (IV) STUDENTS WHO ARE MIGRANT CHILDREN, AS DEFINED IN  
4 SECTION 22-23-103 (2);

5 (V) STUDENTS WHO ARE IDENTIFIED AS CHILDREN WITH  
6 DISABILITIES PURSUANT TO SECTION 22-20-108; AND

7 (VI) STUDENTS WHO ARE IDENTIFIED AS GIFTED AS DEFINED IN  
8 SECTION 22-20-103 (13).

9 (1.5) (a) EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPH (b) OF  
10 THIS SUBSECTION (1.5), A PARENT SHALL NOT BE ELIGIBLE TO SERVE ON A  
11 SCHOOL DISTRICT ACCOUNTABILITY COMMITTEE IF HE OR SHE IS EMPLOYED  
12 BY, OR IS A RELATIVE OF A PERSON WHO IS EMPLOYED BY, THE SCHOOL  
13 DISTRICT, INCLUDING BEING EMPLOYED AT A PUBLIC SCHOOL OF THE  
14 SCHOOL DISTRICT.

15 (b) IF A SCHOOL DISTRICT MAKES A GOOD FAITH EFFORT BUT IS  
16 UNABLE TO IDENTIFY A SUFFICIENT NUMBER OF PARENTS WHO ARE  
17 WILLING TO SERVE ON A SCHOOL ACCOUNTABILITY COMMITTEE AND WHO  
18 ARE NOT EXCLUDED FROM SERVING AS PROVIDED IN PARAGRAPH (a) OF  
19 THIS SUBSECTION (1.5), ONE OR MORE PARENTS WHO ARE EMPLOYED BY,  
20 OR ARE RELATED TO A PERSON WHO IS EMPLOYED BY, THE SCHOOL  
21 DISTRICT, INCLUDING BEING EMPLOYED AT A PUBLIC SCHOOL OF THE  
22 SCHOOL DISTRICT, MAY SERVE ON THE SCHOOL ACCOUNTABILITY  
23 COMMITTEE.

24 (c) As used in this section SUBSECTION (1.5), unless the context  
25 otherwise requires, "related" or "relative" means a person's spouse, son,  
26 daughter, sister, or brother, MOTHER, OR FATHER.

27 (4) Any school district that demonstrates that, prior to January 1,

1 2000, the school district had in place a committee or council that  
2 performed at least the duties specified for a school district accountability  
3 committee in this section and section 22-7-105 is not required to appoint  
4 or elect a school district accountability committee pursuant to subsection  
5 (1) of this section. THE MEMBERS OF EACH SCHOOL DISTRICT  
6 ACCOUNTABILITY COMMITTEE SHALL SELECT FROM AMONG THE PARENT  
7 REPRESENTATIVES SERVING ON THE COMMITTEE A MEMBER TO SERVE AS  
8 CHAIR OR CO-CHAIR OF THE COMMITTEE. THE SCHOOL DISTRICT BOARD OF  
9 EDUCATION SHALL ESTABLISH THE LENGTH OF TERM FOR WHICH THE  
10 COMMITTEE CHAIR OR CO-CHAIR SHALL SERVE.

11 **SECTION 3.** 22-7-106, Colorado Revised Statutes, is amended  
12 to read:

13 **22-7-106. School accountability committees - creation -**  
14 **qualifications - elections.** (1) (a) Except as provided in subsection (4)  
15 of this section, There shall be a school advisory council ACCOUNTABILITY  
16 COMMITTEE at each public school in each school district, INCLUDING BUT  
17 NOT LIMITED TO EACH DISTRICT CHARTER SCHOOL, and at each institute  
18 charter school created pursuant to part 5 of article 30.5 of this title. A  
19 school advisory council ACCOUNTABILITY COMMITTEE shall consist of AT  
20 LEAST seven members designated, appointed, or elected as follows:

21 (I) The principal of the school or the principal's designee;

22 (II) AT LEAST one teacher who provides instruction at the school;  
23 elected by a vote of all licensed professionals who provide instruction at  
24 the school or have an office in the school; \_\_\_\_\_

25 (III) AT LEAST three parents or legal guardians of students  
26 enrolled in the school; who are elected by a vote of the parents and legal  
27 guardians of students enrolled in the school;

1 (IV) AT LEAST one adult member ~~designated by~~ OF an  
2 organization of parents, teachers, and students recognized by the school;  
3 and

4 (V) ~~A~~ AT LEAST ONE person from the community, ~~who is involved~~  
5 ~~in business and~~ who is appointed by the principal.

6 (a.3) THE SCHOOL DISTRICT BOARD OF EDUCATION OR THE STATE  
7 CHARTER SCHOOL INSTITUTE SHALL DETERMINE THE ACTUAL NUMBER OF  
8 PERSONS ON THE SCHOOL ACCOUNTABILITY COMMITTEE AND THE METHOD  
9 FOR SELECTING THE MEMBERS OF THE SCHOOL ACCOUNTABILITY  
10 COMMITTEE. IF THE BOARD OF EDUCATION OR THE INSTITUTE CHOOSES TO  
11 INCREASE THE NUMBER OF PERSONS ON THE SCHOOL ACCOUNTABILITY  
12 COMMITTEE, IT SHALL ENSURE THAT THE NUMBER OF PARENTS, AS  
13 DESCRIBED IN SUBPARAGRAPH \_\_\_\_\_ (III) OF PARAGRAPH (a) OF THIS  
14 SUBSECTION (1), ON THE COMMITTEE EXCEEDS THE NUMBER OF  
15 REPRESENTATIVES FROM THE GROUP WITH THE NEXT HIGHEST  
16 REPRESENTATION.

17 (a.5) A PERSON MAY NOT BE SELECTED TO FILL MORE THAN ONE OF  
18 THE MEMBER POSITIONS REQUIRED IN PARAGRAPH (a) OF THIS SUBSECTION  
19 (1) IN A SINGLE TERM.

20 (a.7) IF THE SCHOOL DISTRICT BOARD OF EDUCATION OR THE  
21 INSTITUTE DETERMINES THAT THE MEMBERS OF A SCHOOL  
22 ACCOUNTABILITY COMMITTEE SHOULD BE APPOINTED, THE APPOINTING  
23 AUTHORITY SHALL, TO THE EXTENT PRACTICABLE, APPOINT PERSONS WHO  
24 REFLECT THE STUDENT POPULATIONS THAT ARE SIGNIFICANTLY  
25 REPRESENTED WITHIN THE SCHOOL. IF THE SCHOOL DISTRICT BOARD OF  
26 EDUCATION OR THE INSTITUTE DETERMINES THAT PERSONS SHALL BE  
27 ELECTED TO SERVE ON THE SCHOOL ACCOUNTABILITY COMMITTEE, THE

1 SCHOOL PRINCIPAL SHALL ENCOURAGE PERSONS WHO REFLECT THE  
2 STUDENT POPULATIONS THAT ARE SIGNIFICANTLY REPRESENTED WITHIN  
3 THE SCHOOL TO SEEK ELECTION TO THE COMMITTEE. SAID STUDENT  
4 POPULATIONS MAY INCLUDE, BUT NEED NOT BE LIMITED TO:

- 5 (I) STUDENTS WHO ARE MEMBERS OF NON-CAUCASIAN RACES;
- 6 (II) STUDENTS WHO ARE ELIGIBLE FOR FREE OR REDUCED-COST  
7 LUNCH THROUGH THE FEDERAL "NATIONAL SCHOOL LUNCH ACT", 42  
8 U.S.C. SEC. 1751 ET SEQ.;
- 9 (III) STUDENTS WHOSE DOMINANT LANGUAGE IS NOT ENGLISH, AS  
10 DEFINED IN SECTION 22-24-103 (4);
- 11 (IV) STUDENTS WHO ARE MIGRANT CHILDREN, AS DEFINED IN  
12 SECTION 22-23-103 (2);
- 13 (V) STUDENTS WHO ARE IDENTIFIED AS CHILDREN WITH  
14 DISABILITIES PURSUANT TO SECTION 22-20-108; AND
- 15 (VI) STUDENTS WHO ARE IDENTIFIED AS GIFTED AS DEFINED IN  
16 SECTION 22-20-103 (13).

17 ~~(b) No more than three members of a school advisory council~~  
18 ~~shall be employed by or relatives of an employee of the school district.~~  
19 ~~If an election would result in more than three school district employees~~  
20 ~~or persons related to school district employees serving on the council,~~  
21 ~~only the number of candidates who receive the highest number of votes~~  
22 ~~that will result in three school district employees or persons related to~~  
23 ~~school district employees serving on the council shall become members~~  
24 ~~of the council and other employees or persons related to employees shall~~  
25 ~~be disqualified.~~

26 (b.5) ~~In the case of an institute charter school, no more than three~~  
27 ~~members of a school advisory council shall be employed by or relatives~~

1 of an employee of the institute charter school. If an election would result  
2 in more than three school employees or persons related to school  
3 employees serving on the council, only the number of candidates who  
4 receive the highest number of votes that will result in three school  
5 employees or persons related to school employees serving on the council  
6 shall become members of the council and other employees or persons  
7 related to employees shall be disqualified.

8 (c) Any appointment or designation required by paragraph (a) of  
9 this subsection (1) shall be made by September 1, 2001, and by  
10 September 1 of every odd-numbered year thereafter. Any election  
11 required by paragraph (a) of this subsection (1) shall be conducted on or  
12 before October 31, 2001, October 31, 2003, and on or before October 31  
13 of every year thereafter.

14 (2) Members of the council shall serve terms of two years; except  
15 that, of the members first elected, the member elected pursuant to  
16 subparagraph (H) of paragraph (a) of subsection (1) of this section and the  
17 two members with the highest number of votes cast in the election  
18 conducted pursuant to subparagraph (H) of paragraph (a) of subsection  
19 (1) of this section shall serve terms of three years.

20 (3) Any vacancies that may arise on the council A SCHOOL  
21 ACCOUNTABILITY COMMITTEE by reason of a member's resignation or  
22 disqualification or for any other reason shall be filled by majority action  
23 of the remaining members of the council COMMITTEE. Except for the  
24 principal, no member of the council shall serve more than two  
25 consecutive, full terms, plus any balance remaining on an unexpired term  
26 if the initial appointment was to fill a vacancy. == ==

27 (3.5) THE MEMBERS OF EACH SCHOOL ACCOUNTABILITY

1 COMMITTEE SHALL ANNUALLY SELECT FROM AMONG THE PARENT  
2 REPRESENTATIVES ELECTED TO THE COMMITTEE A MEMBER TO SERVE AS  
3 CHAIR OR CO-CHAIR OF THE COMMITTEE.

4 (4) The school advisory council required by this section shall not  
5 be required in any school or school district that demonstrates that prior to  
6 January 1, 2000, the school or school district had in place a committee or  
7 council that performed at least the duties specified for school advisory  
8 councils in this section and section 22-7-107. NOTWITHSTANDING ANY  
9 PROVISION OF THIS SECTION TO THE CONTRARY:

10 (a) IF, AFTER MAKING GOOD-FAITH EFFORTS, A PRINCIPAL OR AN  
11 ORGANIZATION OF PARENTS, TEACHERS, AND STUDENTS IS UNABLE TO FIND  
12 A SUFFICIENT NUMBER OF PERSONS WHO ARE WILLING TO SERVE ON THE  
13 SCHOOL ACCOUNTABILITY COMMITTEE, THE PRINCIPAL, WITH ADVICE  
14 FROM THE ORGANIZATION OF PARENTS, TEACHERS, AND STUDENTS, MAY  
15 ESTABLISH AN ALTERNATIVE MEMBERSHIP PLAN FOR THE SCHOOL  
16 ACCOUNTABILITY COMMITTEE, WHICH PLAN SHALL REFLECT THE  
17 MEMBERSHIP SPECIFIED IN PARAGRAPH (a) OF SUBSECTION (1) OF THIS  
18 SECTION AS MUCH AS PRACTICABLE;

19 (b) THE MEMBERS OF THE GOVERNING BOARD OF A DISTRICT  
20 CHARTER SCHOOL OR AN INSTITUTE CHARTER SCHOOL MAY SERVE AS  
21 MEMBERS OF THE SCHOOL ACCOUNTABILITY COMMITTEE;

22 (c) IN A SCHOOL DISTRICT WITH FIVE HUNDRED OR FEWER  
23 ENROLLED STUDENTS, ONE MEMBER OF THE SCHOOL DISTRICT BOARD OF  
24 EDUCATION MAY ALSO SERVE ON A SCHOOL ACCOUNTABILITY COMMITTEE  
25 AND THE DISTRICT ACCOUNTABILITY COMMITTEE MAY SERVE AS A SCHOOL  
26 ACCOUNTABILITY COMMITTEE.

27 (5) ~~As used in this section, unless the context otherwise requires,~~

1 ~~"related" or "relative" means a person's spouse, son, daughter, sister, or~~  
2 ~~brother.~~

3 **SECTION 4.** The introductory portion to 22-5.5-105 (2) (a) and  
4 22-5.5-105 (2) (a) (IV), Colorado Revised Statutes, are amended to read:

5 **22-5.5-105. Regional service areas - establishment - plan -**  
6 **governance.** (2) (a) Each plan for a regional service area shall be  
7 administered by a locally appointed regional service council, representing  
8 the following entities within the regional service area and composed of  
9 a minimum of five members; EXCEPT THAT A REGIONAL SERVICE COUNCIL  
10 INITIALLY FORMED OR REORGANIZED ON OR AFTER THE EFFECTIVE DATE  
11 OF SENATE BILL 09-090, ENACTED IN 2009, SHALL BE COMPOSED OF A  
12 MINIMUM OF SIX MEMBERS as follows:

13 (IV) The regional service council, within ninety days after its  
14 initial formation and each time the regional service council reorganizes  
15 thereafter, shall appoint one council member representing business and  
16 industry, ~~and~~ one council member representing each existing early  
17 childhood council from within the regional service area, AND, FOR A  
18 REGIONAL SERVICE COUNCIL INITIALLY FORMED OR REORGANIZED ON OR  
19 AFTER THE EFFECTIVE DATE OF SENATE BILL 09-090, ENACTED IN 2009,  
20 ONE COUNCIL MEMBER WHO IS A PARENT OF A STUDENT ENROLLED IN A  
21 PUBLIC PRESCHOOL, ELEMENTARY, SECONDARY, OR POSTSECONDARY  
22 INSTITUTION LOCATED WITHIN THE REGIONAL SERVICE AREA.

23 **SECTION 5.** 22-13-103 (1) (k), Colorado Revised Statutes, is  
24 amended to read:

25 **22-13-103. School leadership academy board - created - duties**  
26 **- reports - repeal.** (1) There is hereby created in the department the  
27 school leadership academy board, which shall consist of fourteen

1 members appointed by the commissioner as follows:

2 (k) Four members who shall be appointed at the discretion of the  
3 commissioner. FOR APPOINTMENTS MADE AFTER SEPTEMBER 1, 2008, AT  
4 LEAST ONE OF THE MEMBERS APPOINTED PURSUANT TO THIS PARAGRAPH  
5 (k) SHALL BE A PARENT OF A STUDENT ENROLLED IN A PUBLIC SCHOOL OF  
6 THE STATE.

7 ==  
8 ==

9 **SECTION 6.** 22-30.5-505 (2) (a), Colorado Revised Statutes, is  
10 amended to read:

11 **22-30.5-505. State charter school institute - institute board -**  
12 **appointment - powers and duties - rules.** (2) (a) The institute board  
13 shall consist of nine members, no more than five of whom are members  
14 of the same political party. Seven of the members shall be appointed by  
15 the governor, with the consent of the senate, and two of the members  
16 shall be appointed by the commissioner. In making the appointments, the  
17 governor and the commissioner shall ensure the institute board reflects  
18 the geographic diversity of the state. IN MAKING APPOINTMENTS ON AND  
19 AFTER THE EFFECTIVE DATE OF SENATE BILL 09-090, ENACTED IN 2009,  
20 THE GOVERNOR AND THE COMMISSIONER SHALL ENSURE THAT AT LEAST  
21 ONE MEMBER OF THE INSTITUTE BOARD IS A PARENT OF A STUDENT WHO  
22 IS, OR WHO HAS BEEN, ENROLLED IN AN INSTITUTE CHARTER SCHOOL.  
23 Members appointed to the institute board shall have experience in at least  
24 one of the following areas:

25 (I) Experience as a charter school board member or founder of a  
26 charter school;

27 (II) Experience as a public school administrator with experience

- 1 working with charter schools;
- 2 (III) Financial management expertise;
- 3 (IV) Detailed knowledge of charter school law;
- 4 (V) Other board or public service experience;
- 5 (VI) Experience as a public school teacher;
- 6 (VII) On-line education and on-line curriculum development
- 7 expertise;
- 8 (VIII) School district special education expertise; and
- 9 (IX) Curriculum and assessment expertise.

10 **SECTION 7. 22-30.5-505 (2) (d), Colorado Revised Statutes, is**  
11 **amended to read:**

12 **22-30.5-505. State charter school institute - institute board -**  
13 **appointment - powers and duties - rules. (2) (d) For any board**  
14 **member appointed on or after May 22, 2008, during his or her term of**  
15 **office, a member of the institute board shall not be a member of the**  
16 **general assembly; an officer, employee, or board member of a school**  
17 **district; or charter school in the state; a member of the state board; or an**  
18 **employee of the institute board or the department of education.**

19 **SECTION 8. 22-80-103 (1) (a), Colorado Revised Statutes, is**  
20 **amended to read:**

21 **22-80-103. Board of trustees - appointments - powers - duties**  
22 **- fund created. (1) (a) There is hereby created by a type 1 transfer in the**  
23 **department of education a board of trustees for the Colorado school for**  
24 **the deaf and the blind. The board of trustees shall consist of seven**  
25 **members who are residents of Colorado, appointed by the governor with**  
26 **the consent of the senate. Of these seven members, at least one appointee**  
27 **shall be a blind person and at least one appointee shall be a deaf person.**

1 BEGINNING WITH THE FIRST APPOINTMENT MADE ON OR AFTER THE  
2 EFFECTIVE DATE OF SENATE BILL 09-090, ENACTED IN 2009, THE  
3 GOVERNOR SHALL ENSURE THAT, OF THE SEVEN MEMBERS OF THE BOARD  
4 OF TRUSTEES, AT LEAST ONE APPOINTEE IS THE PARENT OF A CHILD WHO  
5 IS DEAF OR BLIND OR BOTH.

6 **SECTION 9.** 23-1-103 (1) (b) and (1) (c), Colorado Revised  
7 Statutes, are amended to read:

8 **23-1-103. Advisory committee to the Colorado commission on**  
9 **higher education.** (1) There is hereby established an advisory  
10 committee to the commission for the purpose of suggesting solutions for  
11 the problems and needs of higher education and maintaining liaison with  
12 the general assembly and the governing boards for state-supported  
13 institutions of higher education. The advisory committee shall consist of  
14 not less than thirteen members, to be designated as follows:

15 (b) One member shall be selected and designated by the  
16 commission to represent the faculty in the state and one member shall be  
17 selected and designated by the commission to represent the students in the  
18 state. ON AND AFTER THE EFFECTIVE DATE OF SENATE BILL 09-090,  
19 ENACTED IN 2009, THE COMMISSION SHALL SELECT AND DESIGNATE ONE  
20 MEMBER WHO, AT THE TIME OF DESIGNATION, IS A PARENT OF A STUDENT  
21 WHO IS ENROLLED IN A STATE-SUPPORTED INSTITUTION OF HIGHER  
22 EDUCATION IN COLORADO TO REPRESENT THE PARENTS OF STUDENTS.

23 (c) Not more than ~~five~~ FOUR additional members representing  
24 educational or other groups may be selected and designated by the  
25 commission to serve on the advisory committee.

26 **SECTION 10.** 22-7-107 (1) and the introductory portion to  
27 22-7-107 (2), Colorado Revised Statutes, are amended to read:

1           **22-7-107. School accountability committee recommendations**  
2   **- meetings.** (1) In addition to any other duties and powers provided for  
3 by law, the school ~~advisory council~~ ACCOUNTABILITY COMMITTEE of each  
4 public school shall make recommendations to the principal of the school  
5 regarding the prioritization of expenditures of school moneys. The  
6 principal shall consider such recommendations made by the school  
7 ~~advisory council~~ ACCOUNTABILITY COMMITTEE regarding the expenditure  
8 of any state, federal, local, or private grants and any other discretionary  
9 ~~funds~~ MONEYS.

10           (2) Each school ~~advisory council~~ ACCOUNTABILITY COMMITTEE  
11 shall meet at least quarterly to discuss:

12           **SECTION 11.** 22-7-205 (1), Colorado Revised Statutes, is  
13 amended to read:

14           **22-7-205. Local goals and objectives and plans to improve**  
15 **educational achievement and graduation rates.** (1) No later than June  
16 15, 1989, and then no later than September 1, 1990, and September 1 of  
17 each year thereafter, the school ~~advisory council~~ ACCOUNTABILITY  
18 COMMITTEE for each school building in the state shall adopt high, but  
19 achievable, goals and objectives for the improvement of education in its  
20 building and shall adopt a plan to improve educational achievement in the  
21 school, to implement methods of maximizing graduation rates from the  
22 secondary schools of the district, and to increase the ratings for the  
23 school's accreditation category established pursuant to section 22-11-202.  
24 Each building's goals and objectives and plan shall be reviewed by the  
25 district accountability committee before its submission to the board of  
26 education of the district. Procedures for the implementation of the plan  
27 shall be included in the budget submitted to the board of education

1 pursuant to section 22-44-108.

2 **SECTION 12.** 22-7-207, Colorado Revised Statutes, is amended  
3 to read:

4 **22-7-207. School accountability committees -**  
5 **recommendations - prioritization of school expenditures.** In addition  
6 to any other duties and powers provided for by law, the school ~~advisory~~  
7 ~~council~~ ACCOUNTABILITY COMMITTEE for each school building in the state  
8 shall make recommendations to the chief executive officer of the school  
9 relative to the prioritization of expenditures of school district moneys by  
10 such school. In addition, a copy of such recommendations shall be sent  
11 to the accountability committee of the school district and to the board of  
12 education of such school district. The chief executive officer shall  
13 consider such recommendations made by the school ~~advisory council~~  
14 ACCOUNTABILITY COMMITTEE in formulating budget requests to be  
15 presented to the board of education.

16 **SECTION 13.** 22-11-303 (1), Colorado Revised Statutes, is  
17 amended to read:

18 **22-11-303. Colorado school awards program - distribution of**  
19 **award.** (1) Any award presented by the state board pursuant to this part  
20 3 shall be spent or distributed for use within the public school as the  
21 principal of the public school, after consultation with the school ~~advisory~~  
22 ~~council~~ ACCOUNTABILITY COMMITTEE for the public school, deems  
23 appropriate.

24 **SECTION 14.** 22-30.5-104 (6) (a) and (6) (b), Colorado Revised  
25 Statutes, are amended to read:

26 **22-30.5-104. Charter school - requirements - authority.**  
27 (6) (a) Pursuant to contract, a charter school may operate free from

1 specified school district policies and free from state rules, as provided in  
2 paragraph (b) of this subsection (6). Pursuant to contract, a local board  
3 of education may waive locally imposed school district requirements,  
4 without seeking approval of the state board; except that a charter school  
5 shall not, by contract or otherwise, operate free of the requirements  
6 contained in the "Public School Finance Act of 1994", article 54 of this  
7 title, THE REQUIREMENTS SPECIFIED IN PART 1 OF ARTICLE 7 OF THIS TITLE  
8 CONCERNING SCHOOL ACCOUNTABILITY COMMITTEES, or the requirements  
9 contained in the "Children's Internet Protection Act", article 87 of this  
10 title.

11 (b) The state board shall promulgate rules identifying state statutes  
12 and state rules that are automatically waived for all charter schools. A  
13 school district, on behalf of a charter school, may apply to the state board  
14 for a waiver of a state statute or state rule that is not automatically waived  
15 for charter schools by rule. Notwithstanding any provision of this  
16 subsection (6) to the contrary, the state board may not waive ANY  
17 STATUTE OR STATE RULE RELATING TO SCHOOL ACCOUNTABILITY  
18 COMMITTEES AS DESCRIBED IN SECTION 22-7-106, any statute or rule  
19 relating to the assessments required to be administered pursuant to section  
20 22-7-409, any statute or rule necessary to prepare the school  
21 accountability reports pursuant to part 6 of article 7 of this title, any  
22 statute or rule necessary to implement the provisions of the "Public  
23 School Finance Act of 1994", article 54 of this title, or any statute or rule  
24 relating to the "Children's Internet Protection Act", article 87 of this title.

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26 **SECTION 15.** 22-30.5-304 (1) (d) (I), Colorado Revised Statutes,  
27 is amended to read:

1           **22-30.5-304. Review committee - membership -**  
2 **recommendations.** (1) Whenever an independent charter school is to be  
3 organized pursuant to this part 3, on or before the date specified by rule  
4 adopted by the state board in accordance with section 22-30.5-303 (2) (b),  
5 the commissioner shall cause a review committee to be formed. The  
6 review committee shall consist of:

7           (d) (I) Two parents of students enrolled in the school who are  
8 members of the school ~~advisory council~~ ACCOUNTABILITY COMMITTEE  
9 and are elected by a vote of the members of the school ~~advisory council~~  
10 ACCOUNTABILITY COMMITTEE.

11           **SECTION 16.** 22-30.5-507 (7), Colorado Revised Statutes, is  
12 amended to read:

13           **22-30.5-507. Institute charter school - requirements -**  
14 **authority.** (7) Pursuant to the charter contract, an institute charter  
15 school may operate free from specified statutes and state board rules. The  
16 state board may waive state statutory requirements or rules promulgated  
17 by the state board; except that the state board may not waive ANY  
18 STATUTE OR RULE RELATING TO SCHOOL ACCOUNTABILITY COMMITTEES  
19 AS DESCRIBED IN SECTION 22-7-106, any state statute or rule relating to the  
20 assessments required to be administered pursuant to section 22-7-409, any  
21 state statute or rule necessary to prepare the school accountability reports  
22 pursuant to part 6 of article 7 of this title, or any statute or rule necessary  
23 to implement the provisions of the "Public School Finance Act of 1994",  
24 article 54 of this title, or any state statute or rule relating to the "Children's  
25 Internet Protection Act", article 87 of this title. Any waiver of state  
26 statute or state board rule made pursuant to this subsection (7) shall be for  
27 the term of the contract for which the waiver is made. A request for a

1 waiver may be submitted to the institute as a part of the application for an  
2 institute charter school.

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4 **SECTION 17.** 22-32.5-104 (3) (f) and (4) (c), Colorado Revised  
5 Statutes, are amended to read:

6 **22-32.5-104. Innovation plans - submission - contents.**

7 (3) Each innovation plan, whether submitted by a public school or  
8 created by a local school board through collaboration between the local  
9 school board and a public school, shall include the following information:

10 (f) Evidence that a majority of the administrators employed at the  
11 public school, a majority of the teachers employed at the public school,  
12 and a majority of the school ~~advisory council~~ ACCOUNTABILITY  
13 COMMITTEE for the public school consent to designation as an innovation  
14 school;

15 (4) Each plan for creating an innovation school zone, whether  
16 submitted by a group of public schools or created by a local school board  
17 through collaboration with a group of public schools, shall include the  
18 information specified in subsection (3) of this section for each public  
19 school that would be included in the innovation school zone. A plan for  
20 creating an innovation school zone shall also include the following  
21 additional information:

22 (c) Evidence that a majority of the administrators and a majority  
23 of the teachers employed at each public school that would be included in  
24 the innovation school zone and a majority of the school ~~advisory council~~  
25 ACCOUNTABILITY COMMITTEE for each public school that would be  
26 included in the innovation school zone consent to creating the innovation  
27 school zone; and

1           **SECTION 18.** 22-32.5-110 (1), Colorado Revised Statutes, is  
2 amended to read:

3           **22-32.5-110. District of innovation - review of innovation**  
4 **schools and innovation school zones.** (1) Three years after the local  
5 school board of a district of innovation approves an innovation plan or a  
6 plan for creating an innovation school zone, and every three years  
7 thereafter, the local school board shall review the level of performance of  
8 the innovation school and each public school included in the innovation  
9 school zone and determine whether the innovation school or innovation  
10 school zone is achieving or making adequate progress toward achieving  
11 the academic performance results identified in the school's or zone's  
12 innovation plan. The local school board, in collaboration with the  
13 innovation school or the innovation school zone, may revise the  
14 innovation plan, including but not limited to revising the identification of  
15 the provisions of the collective bargaining agreement that need to be  
16 waived to implement the innovations, as necessary to improve or continue  
17 to improve academic performance at the innovation school or innovation  
18 school zone. Any revisions to the innovation plan shall require the  
19 consent of a majority of the teachers and a majority of the administrators  
20 employed at and a majority of the school ~~advisory council~~  
21 ACCOUNTABILITY COMMITTEE for each affected public school.

22           **SECTION 19.** 22-2-103 (1) (g) and (1) (h), Colorado Revised  
23 Statutes, are amended, and the said 22-2-103 (1) is further amended BY  
24 THE ADDITION OF A NEW PARAGRAPH, to read:

25           **22-2-103. Department of education.** (1) The department of  
26 education shall include the following:

27           (g) The facility schools unit ~~and~~ CREATED IN SECTION 22-2-403;

1 (h) The facility schools board CREATED IN SECTION 22-2-404; AND

2 (i) THE COLORADO STATE ADVISORY COUNCIL FOR PARENT  
3 INVOLVEMENT IN EDUCATION CREATED IN SECTION 22-7-303.

4 **SECTION 20.** 24-1-115, Colorado Revised Statutes, is amended  
5 BY THE ADDITION OF A NEW SUBSECTION to read:

6 **24-1-115. Department of education - creation.** (14) THE  
7 DEPARTMENT OF EDUCATION SHALL INCLUDE THE COLORADO STATE  
8 ADVISORY COUNCIL FOR PARENT INVOLVEMENT IN EDUCATION CREATED  
9 IN SECTION 22-7-303, C.R.S., AND ITS POWERS, DUTIES, AND FUNCTIONS,  
10 AS IF THE COUNCIL WERE TRANSFERRED BY A **TYPE 2** TRANSFER TO THE  
11 DEPARTMENT OF EDUCATION.

12 **SECTION 21.** 2-3-1203 (3), Colorado Revised Statutes, is  
13 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

14 **2-3-1203. Sunset review of advisory committees.** (3) The  
15 following dates are the dates for which the statutory authorization for the  
16 designated advisory committees is scheduled for repeal:

17 (ff) JULY 1, 2019: THE COLORADO STATE ADVISORY COUNCIL FOR  
18 PARENT INVOLVEMENT IN EDUCATION CREATED IN SECTION 22-7-303,  
19 C.R.S.

20 **SECTION 22.** 22-30.5-104 (6) (a) and (6) (b), Colorado Revised  
21 Statutes, are amended to read:

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

23 (6) (a) Pursuant to contract, a charter school may operate free from  
24 specified school district policies and free from state rules, as provided in  
25 paragraph (b) of this subsection (6). Pursuant to contract, a local board  
26 of education may waive locally imposed school district requirements,  
27 without seeking approval of the state board; except that a charter school

1 shall not, by contract or otherwise, operate free of the requirements  
2 contained in the "Public School Finance Act of 1994", article 54 of this  
3 title, THE REQUIREMENTS SPECIFIED IN PART 4 OF ARTICLE 11 OF THIS TITLE  
4 CONCERNING SCHOOL ACCOUNTABILITY COMMITTEES, or the requirements  
5 contained in the "Children's Internet Protection Act", article 87 of this  
6 title.

7 (b) The state board shall promulgate rules identifying state statutes  
8 and state rules that are automatically waived for all charter schools. A  
9 school district, on behalf of a charter school, may apply to the state board  
10 for a waiver of a state statute or state rule that is not automatically waived  
11 for charter schools by rule. Notwithstanding any provision of this  
12 subsection (6) to the contrary, the state board may not waive ANY  
13 STATUTE OR RULE RELATING TO SCHOOL ACCOUNTABILITY COMMITTEES  
14 AS DESCRIBED IN SECTION 22-11-401, any statute or rule relating to the  
15 assessments required to be administered pursuant to section 22-7-409, any  
16 statute or rule necessary to prepare the school accountability reports  
17 pursuant to part 6 of article 7 of this title, any statute or rule necessary to  
18 implement the provisions of the "Public School Finance Act of 1994",  
19 article 54 of this title, or any statute or rule relating to the "Children's  
20 Internet Protection Act", article 87 of this title.

21 **SECTION 23.** 22-30.5-507 (7), Colorado Revised Statutes, is  
22 amended to read:

23 **22-30.5-507. Institute charter school - requirements -**  
24 **authority.** (7) Pursuant to the charter contract, an institute charter  
25 school may operate free from specified statutes and state board rules. The  
26 state board may waive state statutory requirements or rules promulgated  
27 by the state board; except that the state board may not waive ANY

1 STATUTE OR RULE RELATING TO SCHOOL ACCOUNTABILITY COMMITTEES  
2 AS DESCRIBED IN SECTION 22-11-401, any state statute or rule relating to  
3 the assessments required to be administered pursuant to section 22-7-409,  
4 any state statute or rule necessary to prepare the school accountability  
5 reports pursuant to part 6 of article 7 of this title, or any statute or rule  
6 necessary to implement the provisions of the "Public School Finance Act  
7 of 1994", article 54 of this title, or any state statute or rule relating to the  
8 "Children's Internet Protection Act", article 87 of this title. Any waiver  
9 of state statute or state board rule made pursuant to this subsection (7)  
10 shall be for the term of the contract for which the waiver is made. A  
11 request for a waiver may be submitted to the institute as a part of the  
12 application for an institute charter school.

13 **SECTION 24. Act subject to petition - effective date.** (1) This  
14 act shall take effect at 12:01 a.m. on the day following the expiration of  
15 the ninety-day period after final adjournment of the general assembly that  
16 is allowed for submitting a referendum petition pursuant to article V,  
17 section 1 (3) of the state constitution, (August 4, 2009, if adjournment  
18 sine die is on May 6, 2009); except that, if a referendum petition is filed  
19 against this act or an item, section, or part of this act within such period,  
20 then the act, item, section, or part, if approved by the people, shall take  
21 effect on the date of the official declaration of the vote thereon by  
22 proclamation of the governor.

23 (2) Notwithstanding the provisions of subsection (1) of this  
24 section:

25 (a) Sections 2, 3, 10, 11, 12, 13, 14, and 16 of this act shall not  
26 take effect if Senate Bill 09-163 is enacted and becomes law; and

- 1 (b) Sections 22 and 23 of this act shall take effect only if Senate
- 2 Bill 09-163 is enacted and becomes law.