

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

PREAMENDED

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

LLS NO. 09-0294.01 Julie Pelegrin

SENATE BILL 09-090

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.

Senate Committees

Education
Appropriations

House Committees

Education

A BILL FOR AN ACT

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

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.*

SENATE
3rd Reading Unamended
March 30, 2009

SENATE
Amended 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.

15

==

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 GAP" MEANS TO LESSEN THE
23 VARIANCE IN ACADEMIC ACHIEVEMENT AMONG STUDENT GROUPS, AS
24 REFLECTED IN STATEWIDE ASSESSMENT SCORES OR PERFORMANCE ON
25 POSTSECONDARY AND WORKFORCE READINESS ASSESSMENTS, BY
26 IMPROVING THE ACADEMIC ACHIEVEMENT OF STUDENTS IN THOSE GROUPS
27 THAT ARE UNDERPERFORMING.

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

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

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

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

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

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

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

25 (e) FAMILIES AND SCHOOL STAFF ARE EQUAL PARTNERS IN
26 DECISIONS THAT AFFECT CHILDREN AND FAMILIES AND TOGETHER INFORM,
27 INFLUENCE, AND CREATE POLICIES, PRACTICES, AND PROGRAMS; AND

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

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

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

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

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

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

24 **22-7-303. Colorado state advisory council for parent**
25 **involvement in education - created - membership.** (1) THERE IS
26 HEREBY CREATED WITHIN THE DEPARTMENT OF EDUCATION THE
27 COLORADO STATE ADVISORY COUNCIL FOR PARENT INVOLVEMENT IN

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

24 (I) STRATEGIES TO CLOSE THE ACHIEVEMENT GAP;

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

27 (III) THE ENGLISH LANGUAGE PROFICIENCY PROGRAM DESCRIBED

1 IN ARTICLE 24 OF THIS TITLE;

2 (IV) FEDERAL TITLE I PROGRAMS;

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

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

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

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

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

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

17 ==

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

25 (b) THE STATE BOARD, IN APPOINTING MEMBERS TO THE COUNCIL,
26 SHALL, TO THE EXTENT PRACTICABLE, SELECT PERSONS WHO WILL REFLECT
27 THE GENDER BALANCE AND ETHNIC AND RACIAL DIVERSITY OF THE STATE

1 AND WILL PROVIDE REPRESENTATION FROM THROUGHOUT THE STATE.

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

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

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

15 **22-7-304. Council - advisory duties.** (1) THE COUNCIL SHALL
16 INFORM, AT A MINIMUM, THE EARLY CHILDHOOD COUNCILS AND THE
17 EARLY CHILDHOOD CARE AND EDUCATION COUNCILS CREATED PURSUANT
18 TO ARTICLE 6.5 OF TITLE 26, C.R.S., PUBLIC SCHOOLS, SCHOOL DISTRICTS,
19 THE STATE CHARTER SCHOOL INSTITUTE, THE DEPARTMENT, THE STATE
20 BOARD, THE DEPARTMENT OF HIGHER EDUCATION, THE COLORADO
21 COMMISSION ON HIGHER EDUCATION, AND THE GOVERNING BOARDS FOR
22 THE STATE INSTITUTIONS OF HIGHER EDUCATION CONCERNING BEST
23 PRACTICES AND STRATEGIES, ALIGNED WITH THE NATIONAL STANDARDS
24 FOR FAMILY-SCHOOL PARTNERSHIPS, FOR INCREASING PARENT
25 INVOLVEMENT IN PUBLIC EDUCATION AND PROMOTING FAMILY AND
26 SCHOOL PARTNERSHIPS, INCLUDING BUT NOT LIMITED TO BEST PRACTICES
27 AND STRATEGIES IN THE FOLLOWING AREAS:

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

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

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

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

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

18 (f) DESIGNING AND IMPLEMENTING PARENT EDUCATION PROGRAMS
19 AND CENTERS AND PARENT LEADERSHIP TRAINING PROGRAMS;

20 (g) CREATING AND IMPLEMENTING FAMILY-TO-SCHOOL LIAISON
21 POSITIONS; AND

22 (h) ESTABLISHING AND IMPLEMENTING SCHOOL-BASED PARENT
23 INFORMATION RESOURCE CENTERS.

24 (2) THE COUNCIL SHALL RECOMMEND TO THE STATE BOARD AND
25 TO THE COLORADO COMMISSION ON HIGHER EDUCATION PLANS FOR
26 STATEWIDE PARENT INVOLVEMENT INITIATIVES, WHICH MAY INCLUDE, BUT
27 NEED NOT BE LIMITED TO:

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

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

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

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

26 (I) A SIGNIFICANT PERCENTAGE, AS DEFINED BY RULE OF THE
27 STATE BOARD, OF THE STUDENTS ENROLLED IN THE PUBLIC SCHOOL FOR

1 THE THREE ACADEMIC YEARS IMMEDIATELY PRECEDING APPLICATION
2 WERE:

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

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

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

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

15 (A) A SIGNIFICANT ACHIEVEMENT GAP, AS DEFINED BY RULE OF
16 THE STATE BOARD, EXISTED AMONG IDENTIFIED GROUPS OF STUDENTS; OR

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

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

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

24 (II) PARENT LEADERSHIP TRAINING OPPORTUNITIES;

25 (III) CENTERS TO PROVIDE PARENT EDUCATION PROGRAMS; AND

26 (IV) SCHOOL-BASED PARENT INFORMATION RESOURCE CENTERS.

27 (2) THE STATE BOARD SHALL PROMULGATE RULES PURSUANT TO

1 THE "STATE ADMINISTRATIVE PROCEDURE ACT", ARTICLE 4 OF TITLE 24,
2 C.R.S., AS NECESSARY FOR IMPLEMENTATION OF THE PARENT
3 INVOLVEMENT GRANT PROGRAM, INCLUDING BUT NOT LIMITED TO:

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

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

8 (c) RULES SPECIFYING THE INFORMATION TO BE INCLUDED IN
9 GRANT APPLICATIONS; AND

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

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

20 (4) (a) THERE IS HEREBY CREATED IN THE STATE TREASURY THE
21 PARENT INVOLVEMENT GRANT PROGRAM FUND, REFERRED TO IN THIS
22 SUBSECTION (4) AS THE "FUND", THAT SHALL CONSIST OF SUCH MONEYS AS
23 MAY BE CREDITED TO THE FUND PURSUANT TO PARAGRAPH (b) OF THIS
24 SUBSECTION (4). THE MONEYS IN THE FUND SHALL BE SUBJECT TO ANNUAL
25 APPROPRIATION BY THE GENERAL ASSEMBLY FOR THE DIRECT AND
26 INDIRECT COSTS ASSOCIATED WITH THE IMPLEMENTATION OF THE PARENT
27 INVOLVEMENT GRANT PROGRAM. ANY MONEYS IN THE FUND NOT

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

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

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

23 (d) IN ANY FISCAL YEAR IN WHICH THERE IS AT LEAST TWENTY
24 THOUSAND DOLLARS CREDITED ___ TO THE FUND, THE DEPARTMENT MAY
25 USE UP TO ONE PERCENT OF THE MONEYS CREDITED ___ ___ TO THE FUND
26 TO OFFSET THE COSTS INCURRED IN IMPLEMENTING THE PARENT
27 INVOLVEMENT GRANT PROGRAM, AND THE DEPARTMENT MAY USE UP TO

1 AN ADDITIONAL ONE PERCENT OF THE MONEYS CREDITED TO THE FUND
2 TO OFFSET THE COSTS OF PROVIDING MEETING SPACE, EQUIPMENT, AND
3 STAFF SERVICES TO THE COUNCIL PURSUANT TO SECTION 22-7-303 (6).

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

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

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

24 (2) PRIOR TO SAID REPEAL, THE COUNCIL SHALL BE REVIEWED AS
25 PROVIDED IN SECTION 2-3-1203, C.R.S.

26 **SECTION 2.** 22-7-104 (1), (1.5), and (4), Colorado Revised
27 Statutes, are amended, and the said 22-7-104 is further amended BY THE

1 ADDITION OF THE FOLLOWING NEW SUBSECTIONS, to read:

2 **22-7-104. School district accountability committees.** (1) The
3 board of education of each school district in the state shall adopt a plan
4 for a local accountability program designed to measure the adequacy and
5 efficiency of educational programs offered by the district. ~~Except as~~
6 ~~provided in subsection (4) of this section, the board shall appoint or create~~
7 ~~a process for the election of a~~ THE school district accountability
8 committee ~~that~~ APPOINTED OR ELECTED AS PROVIDED IN SUBSECTION (1.3)
9 OF THIS SECTION shall make recommendations to the board relative to the
10 program of accountability, but it shall be the responsibility of the board
11 to implement the provisions of this section. The areas of study by the
12 district accountability committee and other appropriate accountability
13 committees shall be cooperatively determined at least annually by the
14 committee and the board of education. ~~The school district accountability~~
15 ~~committee shall consist of at least three parents of students enrolled in a~~
16 ~~public school in the school district who are not employees or related to~~
17 ~~employees of the district, one teacher, one school administrator, and one~~
18 ~~person from the community who is involved in business.~~

19 (1.3) (a) EACH SCHOOL DISTRICT BOARD OF EDUCATION SHALL
20 APPOINT, OR CREATE A PROCESS FOR ELECTION OF, A SCHOOL DISTRICT
21 ACCOUNTABILITY COMMITTEE. EACH SCHOOL DISTRICT ACCOUNTABILITY
22 COMMITTEE SHALL CONSIST OF AT LEAST THE FOLLOWING PERSONS:

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

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

27 (III) AT LEAST ONE PERSON WHO IS INVOLVED IN BUSINESS IN THE

1 COMMUNITY WITHIN THE SCHOOL DISTRICT BOUNDARIES; AND

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

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

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

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

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

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

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

27 (IV) STUDENTS WHO ARE MIGRANT CHILDREN, AS DEFINED IN

1 SECTION 22-23-103 (2);

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

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

6 (1.5) (a) EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPH (b) OF
7 THIS SUBSECTION (1.5), A PARENT SHALL NOT BE ELIGIBLE TO SERVE ON A
8 SCHOOL DISTRICT ACCOUNTABILITY COMMITTEE IF HE OR SHE IS EMPLOYED
9 BY, OR IS A RELATIVE OF A PERSON WHO IS EMPLOYED BY, THE SCHOOL
10 DISTRICT, INCLUDING BEING EMPLOYED AT A PUBLIC SCHOOL OF THE
11 SCHOOL DISTRICT.

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

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

24 (4) Any school district that demonstrates that, prior to January 1,
25 2000, the school district had in place a committee or council that
26 performed at least the duties specified for a school district accountability
27 committee in this section and section 22-7-105 is not required to appoint

1 or elect a school district accountability committee pursuant to subsection
2 (1) of this section. THE MEMBERS OF EACH SCHOOL DISTRICT
3 ACCOUNTABILITY COMMITTEE SHALL SELECT FROM AMONG THE PARENT
4 REPRESENTATIVES SERVING ON THE COMMITTEE A MEMBER TO SERVE AS
5 CHAIR OR CO-CHAIR OF THE COMMITTEE. THE SCHOOL DISTRICT BOARD OF
6 EDUCATION SHALL ESTABLISH THE LENGTH OF TERM FOR WHICH THE
7 COMMITTEE CHAIR OR CO-CHAIR SHALL SERVE.

8 SECTION 3. 22-7-106, Colorado Revised Statutes, is amended
9 to read:

10 22-7-106. School accountability committees - creation -
11 **qualifications - elections.** (1) (a) ~~Except as provided in subsection (4)~~
12 ~~of this section,~~ There shall be a school advisory council ACCOUNTABILITY
13 COMMITTEE at each public school in each school district, INCLUDING BUT
14 NOT LIMITED TO EACH DISTRICT CHARTER SCHOOL, and at each institute
15 charter school created pursuant to part 5 of article 30.5 of this title. A
16 school advisory council ACCOUNTABILITY COMMITTEE shall consist of AT
17 LEAST seven members ~~designated, appointed, or elected~~ as follows:

- 18 (I) The principal of the school or the principal's designee;
- 19 (II) AT LEAST one teacher who provides instruction at the school;
20 elected by a vote of all licensed professionals who provide instruction at
21 the school or have an office in the school; ___
- 22 (III) AT LEAST three parents or legal guardians of students
23 enrolled in the school; who are elected by a vote of the parents and legal
24 guardians of students enrolled in the school;
- 25 (IV) AT LEAST one adult member ~~designated by~~ OF an
26 organization of parents, teachers, and students recognized by the school;
27 and

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

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

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

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

1 POPULATIONS MAY INCLUDE, BUT NEED NOT BE LIMITED TO:

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

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

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

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

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

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

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

23 ~~(b.5) In the case of an institute charter school, no more than three~~
24 ~~members of a school advisory council shall be employed by or relatives~~
25 ~~of an employee of the institute charter school. If an election would result~~
26 ~~in more than three school employees or persons related to school~~
27 ~~employees serving on the council, only the number of candidates who~~

1 receive the highest number of votes that will result in three school
2 employees or persons related to school employees serving on the council
3 shall become members of the council and other employees or persons
4 related to employees shall be disqualified.

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

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

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

24 (3.5) THE MEMBERS OF EACH SCHOOL ACCOUNTABILITY
25 COMMITTEE SHALL ANNUALLY SELECT FROM AMONG THE PARENT
26 REPRESENTATIVES ELECTED TO THE COMMITTEE A MEMBER TO SERVE AS
27 CHAIR OR CO-CHAIR OF THE COMMITTEE.

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

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

16 (b) THE MEMBERS OF THE GOVERNING BOARD OF A DISTRICT
17 CHARTER SCHOOL OR AN INSTITUTE CHARTER SCHOOL MAY SERVE AS
18 MEMBERS OF THE SCHOOL ACCOUNTABILITY COMMITTEE;

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

24 (5) ~~As used in this section, unless the context otherwise requires,~~
25 ~~"related" or "relative" means a person's spouse, son, daughter, sister, or~~
26 ~~brother.~~

27 **SECTION 4.** The introductory portion to 22-5.5-105 (2) (a) and

1 22-5.5-105 (2) (a) (IV), Colorado Revised Statutes, are amended to read:

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

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

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

22 **22-13-103. School leadership academy board - created - duties**
23 **- reports - repeal.** (1) There is hereby created in the department the
24 school leadership academy board, which shall consist of fourteen
25 members appointed by the commissioner as follows:

26 (k) Four members who shall be appointed at the discretion of the
27 commissioner. FOR APPOINTMENTS MADE AFTER SEPTEMBER 1, 2008, AT

1 LEAST ONE OF THE MEMBERS APPOINTED PURSUANT TO THIS PARAGRAPH
2 (k) SHALL BE A PARENT OF A STUDENT ENROLLED IN A PUBLIC SCHOOL OF
3 THE STATE.

4 ==
5 ==

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

8 **22-30.5-505. State charter school institute - institute board -**
9 **appointment - powers and duties - rules.** (2) (a) The institute board
10 shall consist of nine members, no more than five of whom are members
11 of the same political party. Seven of the members shall be appointed by
12 the governor, with the consent of the senate, and two of the members
13 shall be appointed by the commissioner. In making the appointments, the
14 governor and the commissioner shall ensure the institute board reflects
15 the geographic diversity of the state. IN MAKING APPOINTMENTS ON AND
16 AFTER THE EFFECTIVE DATE OF SENATE BILL 09-090, ENACTED IN 2009,
17 THE GOVERNOR AND THE COMMISSIONER SHALL ENSURE THAT AT LEAST
18 ONE MEMBER OF THE INSTITUTE BOARD IS A PARENT OF A STUDENT WHO
19 IS, OR WHO HAS BEEN, ENROLLED IN AN INSTITUTE CHARTER SCHOOL.
20 Members appointed to the institute board shall have experience in at least
21 one of the following areas:

22 (I) Experience as a charter school board member or founder of a
23 charter school;

24 (II) Experience as a public school administrator with experience
25 working with charter schools;

26 (III) Financial management expertise;

27 (IV) Detailed knowledge of charter school law;

- 1 (V) Other board or public service experience;
- 2 (VI) Experience as a public school teacher;
- 3 (VII) On-line education and on-line curriculum development
- 4 expertise;
- 5 (VIII) School district special education expertise; and
- 6 (IX) Curriculum and assessment expertise.

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

9 **22-30.5-505. State charter school institute - institute board -**
10 **appointment - powers and duties - rules. (2) (d) For any board**
11 **member appointed on or after May 22, 2008, during his or her term of**
12 **office, a member of the institute board shall not be a member of the**
13 **general assembly; an officer, employee, or board member of a school**
14 **district; or charter school in the state; a member of the state board; or an**
15 **employee of the institute board or the department of education.**

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

18 **22-80-103. Board of trustees - appointments - powers - duties**
19 **- fund created. (1) (a) There is hereby created by a type 1 transfer in the**
20 **department of education a board of trustees for the Colorado school for**
21 **the deaf and the blind. The board of trustees shall consist of seven**
22 **members who are residents of Colorado, appointed by the governor with**
23 **the consent of the senate. Of these seven members, at least one appointee**
24 **shall be a blind person and at least one appointee shall be a deaf person.**
25 **BEGINNING WITH THE FIRST APPOINTMENT MADE ON OR AFTER THE**
26 **EFFECTIVE DATE OF SENATE BILL 09-090, ENACTED IN 2009, THE**
27 **GOVERNOR SHALL ENSURE THAT, OF THE SEVEN MEMBERS OF THE BOARD**

1 OF TRUSTEES, AT LEAST ONE APPOINTEE IS THE PARENT OF A CHILD WHO
2 IS DEAF OR BLIND OR BOTH.

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

5 **23-1-103. Advisory committee to the Colorado commission on**
6 **higher education.** (1) There is hereby established an advisory
7 committee to the commission for the purpose of suggesting solutions for
8 the problems and needs of higher education and maintaining liaison with
9 the general assembly and the governing boards for state-supported
10 institutions of higher education. The advisory committee shall consist of
11 not less than thirteen members, to be designated as follows:

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

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

23 **SECTION 10.** 22-7-107 (1) and the introductory portion to
24 22-7-107 (2), Colorado Revised Statutes, are amended to read:

25 **22-7-107. School accountability committee recommendations**
26 **- meetings.** (1) In addition to any other duties and powers provided for
27 by law, the school ~~advisory council~~ ACCOUNTABILITY COMMITTEE of each

1 public school shall make recommendations to the principal of the school
2 regarding the prioritization of expenditures of school moneys. The
3 principal shall consider such recommendations made by the school
4 ~~advisory council~~ ACCOUNTABILITY COMMITTEE regarding the expenditure
5 of any state, federal, local, or private grants and any other discretionary
6 ~~funds~~ MONEYS.

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

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

11 **22-7-205. Local goals and objectives and plans to improve**
12 **educational achievement and graduation rates.** (1) No later than June
13 15, 1989, and then no later than September 1, 1990, and September 1 of
14 each year thereafter, the school ~~advisory council~~ ACCOUNTABILITY
15 COMMITTEE for each school building in the state shall adopt high, but
16 achievable, goals and objectives for the improvement of education in its
17 building and shall adopt a plan to improve educational achievement in the
18 school, to implement methods of maximizing graduation rates from the
19 secondary schools of the district, and to increase the ratings for the
20 school's accreditation category established pursuant to section 22-11-202.
21 Each building's goals and objectives and plan shall be reviewed by the
22 district accountability committee before its submission to the board of
23 education of the district. Procedures for the implementation of the plan
24 shall be included in the budget submitted to the board of education
25 pursuant to section 22-44-108.

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

1 **22-7-207. School accountability committees -**
2 **recommendations - prioritization of school expenditures.** In addition
3 to any other duties and powers provided for by law, the school ~~advisory~~
4 ~~council~~ ACCOUNTABILITY COMMITTEE for each school building in the state
5 shall make recommendations to the chief executive officer of the school
6 relative to the prioritization of expenditures of school district moneys by
7 such school. In addition, a copy of such recommendations shall be sent
8 to the accountability committee of the school district and to the board of
9 education of such school district. The chief executive officer shall
10 consider such recommendations made by the school ~~advisory council~~
11 ACCOUNTABILITY COMMITTEE in formulating budget requests to be
12 presented to the board of education.

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

15 **22-11-303. Colorado school awards program - distribution of**
16 **award.** (1) Any award presented by the state board pursuant to this part
17 3 shall be spent or distributed for use within the public school as the
18 principal of the public school, after consultation with the school ~~advisory~~
19 ~~council~~ ACCOUNTABILITY COMMITTEE for the public school, deems
20 appropriate.

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

23 **22-30.5-104. Charter school - requirements - authority.**
24 (6) (a) Pursuant to contract, a charter school may operate free from
25 specified school district policies and free from state rules, as provided in
26 paragraph (b) of this subsection (6). Pursuant to contract, a local board
27 of education may waive locally imposed school district requirements,

1 without seeking approval of the state board; except that a charter school
2 shall not, by contract or otherwise, operate free of the requirements
3 contained in the "Public School Finance Act of 1994", article 54 of this
4 title, THE REQUIREMENTS SPECIFIED IN PART 1 OF ARTICLE 7 OF THIS TITLE
5 CONCERNING SCHOOL ACCOUNTABILITY COMMITTEES, or the requirements
6 contained in the "Children's Internet Protection Act", article 87 of this
7 title.

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

22

==

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

25 **22-30.5-304. Review committee - membership -**
26 **recommendations.** (1) Whenever an independent charter school is to be
27 organized pursuant to this part 3, on or before the date specified by rule

1 adopted by the state board in accordance with section 22-30.5-303 (2) (b),
2 the commissioner shall cause a review committee to be formed. The
3 review committee shall consist of:

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

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

10 **22-30.5-507. Institute charter school - requirements -**
11 **authority.** (7) Pursuant to the charter contract, an institute charter
12 school may operate free from specified statutes and state board rules. The
13 state board may waive state statutory requirements or rules promulgated
14 by the state board; except that the state board may not waive ANY
15 STATUTE OR RULE RELATING TO SCHOOL ACCOUNTABILITY COMMITTEES
16 AS DESCRIBED IN SECTION 22-7-106, any state statute or rule relating to the
17 assessments required to be administered pursuant to section 22-7-409, any
18 state statute or rule necessary to prepare the school accountability reports
19 pursuant to part 6 of article 7 of this title, or any statute or rule necessary
20 to implement the provisions of the "Public School Finance Act of 1994",
21 article 54 of this title, or any state statute or rule relating to the "Children's
22 Internet Protection Act", article 87 of this title. Any waiver of state
23 statute or state board rule made pursuant to this subsection (7) shall be for
24 the term of the contract for which the waiver is made. A request for a
25 waiver may be submitted to the institute as a part of the application for an
26 institute charter school.

27

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

3 **22-32.5-104. Innovation plans - submission - contents.**

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

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

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

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

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

27 **22-32.5-110. District of innovation - review of innovation**

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

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

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

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

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

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

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

3 **24-1-115. Department of education - creation.** (14) THE
4 DEPARTMENT OF EDUCATION SHALL INCLUDE THE COLORADO STATE
5 ADVISORY COUNCIL FOR PARENT INVOLVEMENT IN EDUCATION CREATED
6 IN SECTION 22-7-303, C.R.S., AND ITS POWERS, DUTIES, AND FUNCTIONS,
7 AS IF THE COUNCIL WERE TRANSFERRED BY A **TYPE 2** TRANSFER TO THE
8 DEPARTMENT OF EDUCATION.

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

11 **2-3-1203. Sunset review of advisory committees.** (3) The
12 following dates are the dates for which the statutory authorization for the
13 designated advisory committees is scheduled for repeal:

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

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

19 **22-30.5-104. Charter school - requirements - authority.**
20 (6) (a) Pursuant to contract, a charter school may operate free from
21 specified school district policies and free from state rules, as provided in
22 paragraph (b) of this subsection (6). Pursuant to contract, a local board
23 of education may waive locally imposed school district requirements,
24 without seeking approval of the state board; except that a charter school
25 shall not, by contract or otherwise, operate free of the requirements
26 contained in the "Public School Finance Act of 1994", article 54 of this
27 title, THE REQUIREMENTS SPECIFIED IN PART 4 OF ARTICLE 11 OF THIS TITLE

1 CONCERNING SCHOOL ACCOUNTABILITY COMMITTEES, or the requirements
2 contained in the "Children's Internet Protection Act", article 87 of this
3 title.

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

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

20 **22-30.5-507. Institute charter school - requirements -**
21 **authority.** (7) Pursuant to the charter contract, an institute charter
22 school may operate free from specified statutes and state board rules. The
23 state board may waive state statutory requirements or rules promulgated
24 by the state board; except that the state board may not waive ANY
25 STATUTE OR RULE RELATING TO SCHOOL ACCOUNTABILITY COMMITTEES
26 AS DESCRIBED IN SECTION 22-11-401, any state statute or rule relating to
27 the assessments required to be administered pursuant to section 22-7-409,

1 any state statute or rule necessary to prepare the school accountability
2 reports pursuant to part 6 of article 7 of this title, or any statute or rule
3 necessary to implement the provisions of the "Public School Finance Act
4 of 1994", article 54 of this title, or any state statute or rule relating to the
5 "Children's Internet Protection Act", article 87 of this title. Any waiver
6 of state statute or state board rule made pursuant to this subsection (7)
7 shall be for the term of the contract for which the waiver is made. A
8 request for a waiver may be submitted to the institute as a part of the
9 application for an institute charter school.

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

20 (2) Notwithstanding the provisions of subsection (1) of this
21 section:

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

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