

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 19, 2009

Date

Committee on Education.

After consideration on the merits, the Committee recommends the following:

HB09-1243 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 3, strike line 24 and substitute the following:
 - 2 "THE GRADUATION RATE FOR COLORADO STUDENTS WITH DISABILITIES IS
 - 3 SIXTY-THREE AND SEVEN-TENTHS PERCENT, COMPARED WITH A
 - 4 STATEWIDE GRADUATION RATE OF SEVENTY-FIVE PERCENT."
- 5 Page 4, strike lines 1 through 3.
- 6 Page 5, line 17, after "PROVIDERS,", insert "ADULT BASIC EDUCATION,
- 7 GENERAL EDUCATIONAL DEVELOPMENT CERTIFICATE, AND
- 8 ENGLISH-AS-A-SECOND-LANGUAGE PROGRAMS,";
- 9 line 19, strike "AFTER-SCHOOL" and substitute "EXTENDED LEARNING
- 10 OPPORTUNITY".
- 11 Page 6, after line 6, insert the following:
 - 12 "(4) "EXTENDED LEARNING OPPORTUNITY PROGRAMS" MEANS
 - 13 PROGRAMS THAT PROVIDE KINDERGARTEN-THROUGH-TWELFTH-GRADE
 - 14 SUPERVISED LEARNING ACTIVITIES THAT MAY INCLUDE, BUT NEED NOT BE
 - 15 LIMITED TO, AFTER-SCHOOL PROGRAMS, BEFORE-SCHOOL PROGRAMS,
 - 16 SUMMER SCHOOL PROGRAMS, WEEKEND PROGRAMS, AND EXTENDED-DAY
 - 17 AND EXTENDED-YEAR PROGRAMS."

1 Renumber succeeding subsections accordingly.

2 Page 6, line 17, after "TITLE,", insert "OR";

3 strike lines 18 and 19 and substitute the following:

4 "TO SECTION 22-30.5-503.";

5 after line 22, insert the following:

6 "(10) "PARENT" MEANS A STUDENT'S BIOLOGICAL OR ADOPTIVE
7 PARENT OR THE STUDENT'S LEGAL GUARDIAN OR LEGAL CUSTODIAN.".

8 Renumber succeeding subsections accordingly.

9 Page 8, after line 25, insert the following:

10 "(c) THE DEPARTMENT IS STRONGLY ENCOURAGED TO DIRECT, TO
11 THE EXTENT POSSIBLE, ANY INCREASES IN THE AMOUNT OF FEDERAL
12 MONEYS RECEIVED BY THE DEPARTMENT FOR PROGRAMS UNDER TITLE I,
13 PART A OF THE "ELEMENTARY AND SECONDARY EDUCATION ACT OF
14 1965", 20 U.S.C. SEC. 6301 ET SEQ., PROGRAMS UNDER THE "INDIVIDUALS
15 WITH DISABILITIES EDUCATION ACT", 20 U.S.C., SEC. 1400, ET SEQ., OR
16 OTHER FEDERAL PROGRAMS TO ASSIST IN FUNDING THE ACTIVITIES OF THE
17 OFFICE AS SPECIFIED IN THIS ARTICLE.

18 (d) THE DEPARTMENT SHALL SEEK AND MAY ACCEPT AND EXPEND
19 GIFTS, GRANTS, AND DONATIONS FROM PUBLIC OR PRIVATE ENTITIES TO
20 FUND THE OPERATIONS OF THE OFFICE, INCLUDING THE PERSONNEL FOR
21 THE OFFICE AND EXECUTION OF THE DUTIES AND RESPONSIBILITIES
22 SPECIFIED IN THIS ARTICLE. NOTWITHSTANDING ANY PROVISION OF THIS
23 ARTICLE TO THE CONTRARY, THE DEPARTMENT IS NOT REQUIRED TO
24 IMPLEMENT THE PROVISIONS OF THIS ARTICLE UNTIL SUCH TIME AS THE
25 DEPARTMENT HAS RECEIVED AN AMOUNT IN GIFTS, GRANTS, AND
26 DONATIONS FROM PUBLIC OR PRIVATE ENTITIES THAT THE DEPARTMENT
27 DEEMS SUFFICIENT TO ADEQUATELY FUND THE OPERATIONS OF THE
28 OFFICE.".

29 Page 10, after line 7, insert the following:

30 "(III) THE PREVENTION SERVICES DIVISION IN THE DEPARTMENT OF

- 1 PUBLIC HEALTH AND ENVIRONMENT;".
- 2 Renumber succeeding subparagraphs accordingly.
- 3 Page 10, line 14, strike "AFTER-SCHOOL" and substitute "EXTENDED
4 LEARNING OPPORTUNITY";
- 5 after line 14, insert the following:
- 6 " (X) ADULT BASIC EDUCATION AND
7 ENGLISH-AS-A-SECOND-LANGUAGE PROGRAMS;".
- 8 Renumber succeeding subparagraphs accordingly.
- 9 Page 12, line 16, strike "SHALL" and substitute "MAY";
- 10 line 23, strike "LOCAL EDUCATION PROVIDERS SHALL" and substitute
11 "HIGH PRIORITY AND PRIORITY LOCAL EDUCATION PROVIDERS MAY";
- 12 strike lines 25 and 26 and substitute the following:
- 13 "STRATEGIES, AND TO CREATE AND EVALUATE THEIR STUDENT".
- 14 Page 15, line 15, strike "TO ITS AUTHORIZER FOR TRANSMITTAL".
- 15 Page 17, after line 1, insert the following:
- 16 "(VIII) EXTENDED LEARNING OPPORTUNITY PROGRAMS;".
- 17 Renumber succeeding subparagraphs accordingly.
- 18 Page 17, line 27, strike "IN ADDITION, EACH".
- 19 Page 18, strike lines 1 through 3;
- 20 line 6, strike "FEBRUARY 1, 2011," and substitute "A DATE SPECIFIED BY
21 RULE OF THE STATE BOARD, BUT NOT LATER THAN OCTOBER 1, 2010,";
- 22 line 11, strike "FEBRUARY 1, 2012." and substitute "A DATE SPECIFIED BY
23 RULE OF THE STATE BOARD, BUT NOT LATER THAN OCTOBER 1, 2011.";

1 line 15, after the period, add "IN SETTING THE DATES FOR ADOPTION OF
2 THE INITIAL STUDENT GRADUATION AND COMPLETION PLANS AND THE
3 TIMELINES FOR REVIEWING AND UPDATING THE STUDENT GRADUATION
4 AND COMPLETION PLANS, THE STATE BOARD SHALL ENSURE THAT THE
5 DATES COINCIDE WITH THE DATES BY WHICH EACH LOCAL EDUCATION
6 PROVIDER IS REQUIRED TO ADOPT THE PLAN REQUIRED BY ITS
7 ACCREDITATION CATEGORY OR ITS ANNUAL PERFORMANCE REVIEW."

8 Page 19, line 2, strike "TO ITS";

9 line 3, strike "AUTHORIZER FOR TRANSMITTAL".

10 Page 20, strike lines 3 through 8 and substitute the following:

11 "(f) A DESCRIPTION OF THE SUPPORTS THAT THE HIGH PRIORITY OR
12 PRIORITY LOCAL EDUCATION PROVIDER WILL PROVIDE TO A STUDENT WHO
13 LEAVES A PUBLIC SCHOOL PRIOR TO GRADUATION OR COMPLETION,
14 INCLUDING AN EXPLANATION OF THE EDUCATIONAL ALTERNATIVES
15 AVAILABLE TO THE STUDENT TO ASSIST HIM OR HER IN RE-ENGAGING IN
16 SCHOOL AND OTHER INFORMATION TO ASSIST WITH HIS OR HER TRANSITION
17 INTO OTHER EDUCATIONAL SETTINGS, INCLUDING BUT NOT LIMITED TO AN
18 ADULT BASIC EDUCATION, GENERAL EDUCATIONAL DEVELOPMENT, OR
19 ENGLISH-AS-A-SECOND-LANGUAGE PROGRAM, OR INTO THE WORKFORCE
20 OR JOB TRAINING.";

21 line 15, strike "RE-ENGAGEMENT;" and substitute "RE-ENGAGEMENT,
22 INCLUDING POLICIES AND PROGRAMS THAT CREATE ALTERNATIVE
23 PATHWAYS TO HIGH SCHOOL GRADUATION;"

24 Page 21, line 15, strike "IN ADDITION, EACH";

25 strike lines 16 through 18.

26 Page 22, line 25, before "PARENT", insert "STUDENT AND HIS OR HER".

27 Page 23, strike lines 4 through 12.

28 Page 26, after line 8, insert the following:

29 "(e) THE DEPARTMENT IS ENCOURAGED TO DIRECT TO THE FUND
30 ANY FEDERAL MONEYS RECEIVED BY THE DEPARTMENT THAT MAY BE USED

- 1 FOR THE PURPOSES SPECIFIED IN THIS SECTION."
- 2 Page 31, line 16, strike "absence," and substitute "absence.";
- 3 strike lines 17 and 18 and substitute the following:
- 4 "~~including, but not limited to, the imposition of academic penalty for~~
- 5 ~~classes missed while unexcused.~~".

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