

Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 10-0537.01 Jane Ritter

SENATE BILL 10-036

SENATE SPONSORSHIP

Johnston, Bacon, Heath, Hudak, Penry, Romer, Shaffer B., Steadman

HOUSE SPONSORSHIP

Merrifield,

Senate Committees
Education

House Committees

A BILL FOR AN ACT

101 CONCERNING REQUIRING THE DEPARTMENT OF EDUCATION TO
102 PREPARE AN ANNUAL REPORT ANALYZING EDUCATOR
103 PREPARATION PROGRAM EFFECTIVENESS USING DATA OBTAINED
104 THROUGH THE EDUCATOR IDENTIFIER SYSTEM.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

Beginning July 1, 2011, the bill requires the department of education (department) to prepare an annual report on educator

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.

preparation program effectiveness using data collected through the educator identifier system from an educator in his or her first 3 years of placement. The department shall make the report available to the public on its web site. The state board of education will promulgate rules regarding the methods of data collection and the content of the report. The state board is further required to use the report in its review of educator preparation programs.

The bill creates the state preparation and readiness of educators program fund for use by the department in implementing the provisions of the bill, and specifies that the department is not required to implement the bill until it receives sufficient moneys to do so.

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

2 **SECTION 1.** Article 68.5 of title 22, Colorado Revised Statutes,
3 is amended BY THE ADDITION OF A NEW SECTION to read:

4 **22-68.5-102.5. Use of aggregate data - educator preparation**
5 **programs - rules - funding.** (1) ON OR BEFORE JULY 1, 2011, AND ON
6 OR BEFORE JULY 1 EACH YEAR THEREAFTER, THE DEPARTMENT SHALL
7 PREPARE A REPORT ON THE EFFECTIVENESS OF EDUCATOR PREPARATION
8 PROGRAMS USING THE AGGREGATE DATA COLLECTED PURSUANT TO THIS
9 ARTICLE. FOR PURPOSES OF THIS SECTION, THE DEPARTMENT SHALL USE
10 DATA COLLECTED FROM AN EDUCATOR IN HIS OR HER FIRST THREE YEARS
11 OF PLACEMENT. THE REPORT SHALL INCLUDE, BUT NEED NOT BE LIMITED
12 TO, THE CORRELATION BETWEEN DIFFERENT EDUCATOR PREPARATION
13 PROGRAMS IN THE STATE AND STUDENT ACHIEVEMENT, EDUCATOR
14 PLACEMENT, AND EDUCATOR MOBILITY AND RETENTION. THE
15 DEPARTMENT SHALL MAKE THE REPORT AVAILABLE TO THE PUBLIC ON ITS
16 WEB SITE NO LATER THAN THIRTY DAYS AFTER ITS COMPLETION.

17 (2) THE STATE BOARD SHALL PROMULGATE RULES IN ACCORDANCE
18 WITH THE "STATE ADMINISTRATIVE PROCEDURE ACT", ARTICLE 4 OF TITLE
19 24, C.R.S., FOR THE IMPLEMENTATION OF THIS SECTION. THE RULES SHALL

1 INCLUDE, BUT NEED NOT BE LIMITED TO:

2 (a) A DESCRIPTION OF WHICH EDUCATOR PREPARATION PROGRAMS
3 SHALL BE INCLUDED;

4 (b) A DETAILED DESCRIPTION OF THE ITEMS THE DEPARTMENT WILL
5 MEASURE, INCLUDING, AT A MINIMUM, STUDENT ACADEMIC GROWTH,
6 PLACEMENT AND RETENTION OF EDUCATORS, AND STUDENT
7 DEMOGRAPHICS; AND

8 (c) THE METHODS FOR MEASURING AND ANALYZING DATA.

9 (3) THE STATE BOARD SHALL USE THE REPORT COMPILED
10 PURSUANT TO SUBSECTION (1) OF THIS SECTION TO REVIEW EDUCATOR
11 PREPARATION PROGRAMS.

12 (4) (a) THE DEPARTMENT IS AUTHORIZED TO SEEK, ACCEPT, AND
13 EXPEND PUBLIC OR PRIVATE GIFTS, GRANTS, OR DONATIONS FOR THE
14 IMPLEMENTATION OF THIS SECTION; EXCEPT THAT THE DEPARTMENT MAY
15 NOT ACCEPT A GIFT, GRANT, OR DONATION THAT IS SUBJECT TO
16 CONDITIONS THAT ARE INCONSISTENT WITH THIS SECTION OR ANY OTHER
17 LAW OF THE STATE. THE DEPARTMENT SHALL TRANSMIT ALL PRIVATE AND
18 PUBLIC MONEYS RECEIVED THROUGH GIFTS, GRANTS, OR DONATIONS TO
19 THE STATE TREASURER, WHO SHALL CREDIT THE SAME TO THE STATE
20 PREPARATION AND READINESS OF EDUCATORS PROGRAM FUND, WHICH
21 FUND IS HEREBY CREATED AND REFERRED TO IN THIS SECTION AS THE
22 "FUND". THE MONEYS IN THE FUND SHALL BE CONTINUOUSLY
23 APPROPRIATED TO THE DEPARTMENT FOR THE DIRECT AND INDIRECT COSTS
24 ASSOCIATED WITH THE IMPLEMENTATION OF THIS SECTION.

25 (b) ANY MONEYS IN THE FUND NOT EXPENDED FOR THE PURPOSE
26 OF THIS SECTION MAY BE INVESTED BY THE STATE TREASURER AS
27 PROVIDED BY LAW. ALL INTEREST AND INCOME DERIVED FROM THE

1 INVESTMENT AND DEPOSIT OF MONEYS IN THE FUND SHALL BE CREDITED
2 TO THE FUND. ANY UNEXPENDED AND UNENCUMBERED MONEYS
3 REMAINING IN THE FUND AT THE END OF A FISCAL YEAR SHALL REMAIN IN
4 THE FUND AND SHALL NOT BE CREDITED OR TRANSFERRED TO THE
5 GENERAL FUND OR ANOTHER FUND.

6 (c) THE GENERAL ASSEMBLY ANTICIPATES THAT THE DEPARTMENT
7 MAY RECEIVE SIGNIFICANT AMOUNTS OF FEDERAL MONEYS THAT MAY BE
8 APPROPRIATELY USED TO IMPLEMENT THIS SECTION AND STRONGLY
9 ENCOURAGES THE DEPARTMENT TO APPLY SAID FEDERAL MONEYS IN
10 IMPLEMENTING THIS SECTION.

11 (5) THE DEPARTMENT SHALL NOT BE OBLIGATED TO IMPLEMENT
12 THE PROVISIONS OF THIS SECTION UNTIL MONEYS IN A SUFFICIENT
13 AMOUNT, AS DETERMINED BY THE DEPARTMENT, HAVE BEEN RECEIVED
14 AND CREDITED TO THE FUND. GENERAL FUND MONEYS SHALL NOT BE
15 APPROPRIATED FOR THE IMPLEMENTATION OF THIS SECTION.

16 **SECTION 2. Act subject to petition - effective date.** This act
17 shall take effect at 12:01 a.m. on the day following the expiration of the
18 ninety-day period after final adjournment of the general assembly (August
19 11, 2010, if adjournment sine die is on May 12, 2010); except that, if a
20 referendum petition is filed pursuant to section 1 (3) of article V of the
21 state constitution against this act or an item, section, or part of this act
22 within such period, then the act, item, section, or part shall not take effect
23 unless approved by the people at the general election to be held in
24 November 2010 and shall take effect on the date of the official
25 declaration of the vote thereon by the governor.