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SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

January 21, 2010 Date

Committee on <u>Education</u>.

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

- <u>SB10-008</u> be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation:
- 1 Amend printed bill, page 2, line 5, after "(1)" insert "(a)".
- 2 Page 2, strike line 7 and substitute "PRIVATE OR PRIVATE NONPROFIT
- 3 COLORADO-BASED EDUCATION POLICY OR RESEARCH ORGANIZATION TO
- 4 CONDUCT A STUDY TO EVALUATE THE".
- 5 Page 2, line 8, strike "FEASABILITY," and substitute "FEASIBILITY, LOCAL
 6 EDUCATION PROVIDER".

Page 3, line 3, after the period insert "THE DEPARTMENT SHALL AWARD 7 8 THE CONTRACT BASED ON A COMPETITIVE BID; EXCEPT THAT THE 9 PROVISIONS OF THE "PROCUREMENT CODE", ARTICLES 101 TO 112 OF 10 TITLE 24, C.R.S., SHALL NOT APPLY TO THIS CONTRACT. THE DEPARTMENT 11 SHALL AWARD THE CONTRACT NO LATER THAN SIXTY DAYS AFTER THE 12 DATE THAT THE DEPARTMENT RECEIVES MONEYS TO CONDUCT THE STUDY 13 PURSUANT TO SUBSECTION (2) OF THIS SECTION, AS INCLUDED IN THE 14 NOTICE REQUIRED PURSUANT TO SUBSECTION (4) OF THIS SECTION.".

15 Page 3, after line 6 insert:

16 "(b) FOR THE PURPOSES OF THIS SECTION, "LOCAL EDUCATION
17 PROVIDER IMPACT" MEANS THE IMPACT ON A LOCAL EDUCATION PROVIDER
18 AS DEFINED IN SECTION 22-35-103, AND SHALL INCLUDE, BUT NEED NOT BE
19 LIMITED TO, THE FISCAL IMPACT OF A NEW STUDENT COUNT METHOD, THE

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1 PROJECTED CHANGE IN A LOCAL EDUCATION PROVIDER'S FUNDED PUPIL 2 COUNTS, THE ADMINISTRATIVE IMPACT OF A NEW STUDENT COUNT 3 METHOD, NECESSARY STAFFING CHANGES THAT WOULD RESULT FROM A 4 CHANGE IN THE STUDENT COUNT METHOD, AND NECESSARY INFORMATION 5 TECHNOLOGY CHANGES THAT WOULD BE NECESSARY TO GATHER AND 6 TRANSMIT DATA REQUIRED FOR THE NEW STUDENT COUNT METHOD.". Page 3, line 8, after "FEASIBILITY," insert "LOCAL EDUCATION PROVIDER". 7 8 Page 4, line 2, after "STUDY." add "UPON CONCLUSION OF THE STUDY, THE 9 DEPARTMENT SHALL SUBMIT ITS FINDINGS TO THE EDUCATION DATA 10 ADVISORY COMMITTEE CREATED IN SECTION 22-2-304 FOR REVIEW AND 11 SHALL INCLUDE ANY COMMENTS OR RECOMMENDATIONS FROM THE 12 ADVISORY COMMITTEE IN THE REPORT SUBMITTED TO THE GENERAL 13 ASSEMBLY PURSUANT TO SUBSECTION (5) OF THIS SECTION.". 14 Page 3, strike lines 10 through 21 and substitute "ENROLLMENT PURSUANT TO THIS SECTION ONLY IF THE DEPARTMENT RECEIVES GIFTS, GRANTS, OR". 15 16 Page 4, after line 10 insert: 17 "(5) AN ADVISORY COMMITTEE SHALL BE APPOINTED PURSUANT TO 18 SUBSECTION (6) OF THIS SECTION. THE ENTITY CONDUCTING THE STUDY 19 SHALL CONSULT WITH THE ADVISORY COMMITTEE. THE AREAS OF STUDY 20 SHALL INCLUDE, BUT NEED NOT BE LIMITED TO, THE FOLLOWING: 21 (a) RESEARCH REGARDING THE INCENTIVES OF COUNT DATES ON 22 SCHOOL ATTENDANCE AND ENROLLMENT; 23 (b) THE ADVANTAGES AND DISADVANTAGES OF DIFFERENT 24 STUDENT ENROLLMENT COUNT METHODS: 25 (c) POLICIES IN OTHER STATES REGARDING STUDENT ENROLLMENT 26 COUNTS AND THE EFFECTS OF THOSE POLICIES; 27 A COST ANALYSIS OF DEVELOPING A DATA SYSTEM TO (d)28 IMPLEMENT AN ALTERNATIVE COUNT DATE SYSTEM TO THE SYSTEM 29 SPECIFIED IN THIS ARTICLE; 30 (e) THE EFFECTS THAT ALTERNATIVE COUNT DATE MECHANISMS

WOULD HAVE ON THE AMOUNT OF FUNDING THAT LOCAL EDUCATION
 PROVIDERS RECEIVE INDIVIDUALLY AND STATEWIDE;

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(f) VARIOUS METHODS AND TIMELINESS FOR IMPLEMENTING AN
 ALTERNATIVE COUNT DATE MECHANISM; AND

3 (g) INPUT FROM THE ADVISORY COMMITTEE.

4 (6) (a) THE ADVISORY COMMITTEE SHALL BE COMPRISED OF 5 FIFTEEN MEMBERS AS SPECIFIED IN THIS SUBSECTION (6).

6 (b) THE PRESIDENT OF THE SENATE SHALL APPOINT THE 7 FOLLOWING SIX ADVISORY COMMITTEE MEMBERS:

- 8 (I) ONE MEMBER OF THE SENATE;
- 9 (II) ONE REPRESENTATIVE OF THE OFFICE OF THE GOVERNOR;
- 10 (III) ONE REPRESENTATIVE OF THE DEPARTMENT OF EDUCATION;

(IV) ONE REPRESENTATIVE OF A NATIONAL EDUCATION RESEARCH
 OR POLICY ORGANIZATION; AND

13 (V) TWO REPRESENTATIVES OF A COLORADO-BASED EDUCATION
 14 RESEARCH, POLICY, OR ADVOCACY ORGANIZATION.

15 (c) THE SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL16 APPOINT THE FOLLOWING SEVEN ADVISORY COMMITTEE MEMBERS:

- 17 (I) ONE MEMBER OF THE HOUSE OF REPRESENTATIVES;
- 18 (II) ONE MEMBER OF THE STATE BOARD;

(III) ONE REPRESENTATIVE OF A COLORADO-BASED EDUCATIONRESEARCH, POLICY, OR ADVOCACY ORGANIZATION;

(IV) TWO REPRESENTATIVES OF AN ORGANIZATION REPRESENTING
 DISTRICT ADMINISTRATORS, WITH ONE FROM AN URBAN DISTRICT AND ONE
 FROM A RURAL DISTRICT: AND

(V) TWO REPRESENTATIVES OF AN ORGANIZATION REPRESENTING
LOCAL BOARDS OF EDUCATION, WITH ONE FROM AN URBAN DISTRICT AND
ONE FROM A RURAL DISTRICT.

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(d) THE MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES
 SHALL APPOINT ONE MEMBER OF THE HOUSE OF REPRESENTATIVES TO THE
 ADVISORY COMMITTEE.

4 (e) THE MINORITY LEADER OF THE SENATE SHALL APPOINT ONE
5 MEMBER OF THE SENATE TO THE ADVISORY COMMITTEE.

6 (7) THE PRIVATE OR PRIVATE NONPROFIT ORGANIZATION WITH 7 WHICH THE DEPARTMENT OF EDUCATION CONTRACTS TO CONDUCT THE 8 STUDY SHALL PROVIDE THE NECESSARY STAFF SUPPORT AND 9 ADMINISTRATIVE SERVICES TO THE ADVISORY COMMITTEE APPOINTED 10 PURSUANT TO THIS SECTION. THE ADVISORY COMMITTEE MEMBERS MAY 11 BE REIMBURSED FOR THEIR ACTUAL EXPENSES INCURRED IN CONNECTION 12 WITH SERVING ON THE ADVISORY COMMITTEE BUT SHALL NOT RECEIVE 13 ANY ADDITIONAL PAYMENT OR COMPENSATION IN CONNECTION WITH SUCH 14 SERVICE.".

15 Renumber succeeding subsections accordingly.

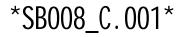
Page 4, line 12, before "MEMBERS" insert "OFFICE OF THE GOVERNOR, THE
STATE BOARD, AND THE".

- 18 Page 4, line 15, strike "TWO YEARS AFTER".
- 19 Page 4, strike lines 16 and 17 and substitute "JANUARY 15, 2011.".
- 20 Page 4, line 26, strike "(7)" and substitute "(10)".
- 21 Page 5, line 1, strike "(7)." and substitute "(10).".
- 22 Page 5, line 6, strike "(7)." and substitute "(10).".

Page 5, line 10, strike "SECTION." and substitute "SECTION; EXCEPT THAT
THE GENERAL ASSEMBLY MAY APPROPRIATE UP TO THREE PERCENT OF THE
MONEYS IN THE FUND TO THE DEPARTMENT OF EDUCATION FOR THE
ADMINISTRATIVE AND INDIRECT COSTS INCURRED BY THE DEPARTMENT IN

- 27 CONNECTION WITH THE STUDY REQUIRED PURSUANT TO THIS SECTION.".
- 28 Page 5, line 13, strike "THREE YEARS" and substitute "ONE YEAR".

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