

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

PREAMENDED

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

LLS NO. 10-0772.01 Julie Pelegrin

SENATE BILL 10-026

SENATE SPONSORSHIP

Romer,

HOUSE SPONSORSHIP

(None),

Senate Committees
Education

House Committees

A BILL FOR AN ACT

101 **CONCERNING PROVIDING TO THE PUBLIC INFORMATION TO FACILITATE**
102 **SUCCESSFUL PARTICIPATION IN POSTSECONDARY EDUCATION.**
103 **_____**

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>.)

The bill transfers the college in Colorado division from the department of higher education to the department of education and specifies in statute the duties of the college in Colorado division. The bill also makes conforming amendments.

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.

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

2 **SECTION 1.** Title 23, Colorado Revised Statutes, is amended BY
3 THE ADDITION OF A NEW ARTICLE to read:

4 **ARTICLE 1.7**

5 **College in Colorado**

6 **23-1.7-101. Definitions.** AS USED IN THIS ARTICLE, UNLESS THE
7 CONTEXT OTHERWISE REQUIRES:

8 (1) "DEPARTMENT" MEANS THE DEPARTMENT OF HIGHER
9 EDUCATION CREATED AND EXISTING PURSUANT TO SECTION 24-1-114,
10 C.R.S.

11 (2) "EXECUTIVE DIRECTOR" MEANS THE OFFICE OF THE EXECUTIVE
12 DIRECTOR OF THE COLORADO COMMISSION ON HIGHER EDUCATION
13 CREATED AND EXISTING PURSUANT TO SECTION 24-1-114, C.R.S.

14 (3) "INDIVIDUAL CAREER AND ACADEMIC PLAN" MEANS THE PLAN
15 DESCRIBED IN SECTION 22-2-136, C.R.S., AND BY RULE OF THE STATE
16 BOARD OF EDUCATION AND REQUIRED PURSUANT TO SECTIONS
17 22-30.5-505 (2) (f) AND 22-32-109 (1) (nn), C.R.S., FOR EACH STUDENT
18 ENROLLED IN A PUBLIC HIGH SCHOOL.

19 (4) "OFFICE" MEANS THE COLLEGE IN COLORADO OFFICE CREATED
20 PURSUANT TO SECTION 23-1.7-103 IN THE DEPARTMENT OF HIGHER
21 EDUCATION.

22 (5) "UNIQUE STUDENT IDENTIFIER" MEANS THE IDENTIFIER
23 ASSIGNED IN ACCORDANCE WITH RULES ADOPTED BY THE STATE BOARD OF
24 EDUCATION PURSUANT TO SECTION 22-11-104, C.R.S., TO EACH STUDENT
25 WHILE HE OR SHE IS ENROLLED IN THE ELEMENTARY TO SECONDARY
26 PUBLIC EDUCATION SYSTEM.

1 (6) "WEB SITE" MEANS THE WEB SITE MAINTAINED BY THE OFFICE
2 PURSUANT TO SECTION 23-1.7-103 (1) (a), ACCESSIBLE AT
3 "COLLEGEINCOLORADO.ORG".

4 **23-1.7-102. College in Colorado office - created.** (1) THERE IS
5 HEREBY CREATED WITHIN THE DEPARTMENT THE COLLEGE IN COLORADO
6 OFFICE. THE HEAD OF THE OFFICE SHALL BE THE DIRECTOR OF COLLEGE IN
7 COLORADO AND SHALL BE APPOINTED BY THE EXECUTIVE DIRECTOR IN
8 ACCORDANCE WITH SECTION 13 OF ARTICLE XII OF THE STATE
9 CONSTITUTION.

10 (2) THE COLLEGE IN COLORADO OFFICE AND THE OFFICE OF THE
11 DIRECTOR OF COLLEGE IN COLORADO SHALL EXERCISE THEIR POWERS AND
12 PERFORM THEIR DUTIES AND FUNCTIONS UNDER THE DEPARTMENT AND
13 THE EXECUTIVE DIRECTOR AS IF THE SAME WERE TRANSFERRED TO THE
14 DEPARTMENT BY A **TYPE 2** TRANSFER AS DEFINED IN THE
15 "ADMINISTRATIVE ORGANIZATION ACT OF 1968", ARTICLE 1 OF TITLE 24,
16 C.R.S.

17 **23-1.7-103. College in Colorado office - duties.** (1) IN
18 ADDITION TO ANY OTHER DUTIES THAT MAY BE REQUIRED BY LAW, THE
19 COLLEGE IN COLORADO OFFICE SHALL HAVE THE FOLLOWING DUTIES:

20 (a) TO MAINTAIN A FREE, COMPREHENSIVE WEB SITE ACCESSIBLE
21 AT "COLLEGEINCOLORADO.ORG" TO PROVIDE STUDENTS AND THEIR
22 PARENTS WITH THE RESOURCES AND TECHNICAL SUPPORT NECESSARY TO
23 CREATE AND IMPLEMENT INDIVIDUAL CAREER AND ACADEMIC PLANS. THE
24 OFFICE SHALL MAINTAIN THE WEB SITE IN CONSULTATION WITH THE
25 DEPARTMENT OF EDUCATION AND SHALL ENSURE THAT THE WEB SITE IS
26 INTEROPERABLE WITH THE DATA PORTAL MAINTAINED BY THE
27 DEPARTMENT OF EDUCATION PURSUANT TO SECTION 22-11-502, C.R.S.

1 AT A MINIMUM, THE RESOURCES AND TECHNICAL SUPPORT PROVIDED BY
2 THE OFFICE SHALL INCLUDE ASSISTANCE IN:

3 (I) EXPLORING AND PLANNING CAREERS;
4 (II) SELECTING APPROPRIATE HIGH SCHOOL COURSES;
5 (III) ACCESSING REMEDIAL AND CONCURRENT ENROLLMENT
6 COURSES;
7 (IV) ACCESSING CONTEXTUAL AND SERVICE LEARNING
8 EXPERIENCES;
9 (V) DEVELOPING RESUMES AND SELECTING AND APPLYING TO
10 INSTITUTIONS OF HIGHER EDUCATION;
11 (VI) OBTAINING FINANCIAL AID AND SCHOLARSHIPS; AND
12 (VII) PREPARING FOR COLLEGE ENTRANCE EXAMINATIONS;
13 (b) TO PROVIDE TRAINING FOR EDUCATORS, PARENTS, AND OTHER
14 INTERESTED PERSONS CONCERNING THE RESOURCES AND TOOLS
15 AVAILABLE FROM THE OFFICE AND THE WEB SITE;
16 (c) TO PROVIDE INFORMATIONAL MATERIALS, INCLUDING BUT NOT
17 LIMITED TO BROCHURES, POSTERS, GUIDES, AND DIRECTORIES, TO SCHOOL
18 DISTRICTS, SCHOOLS, AND MEMBERS OF THE PUBLIC;
19 (d) TO COLLABORATE WITH STATE AND LOCAL GOVERNMENTAL
20 AGENCIES, NONPROFIT ORGANIZATIONS, EDUCATORS, SCHOOL DISTRICTS,
21 SCHOOLS, PARENTS, STUDENTS, AND COMMUNITY ORGANIZATIONS
22 THROUGHOUT THE STATE TO COORDINATE AND DISSEMINATE
23 INFORMATION CONCERNING POSTSECONDARY EDUCATION; AND
24 (e) TO PROVIDE TO SCHOOL DISTRICTS, SCHOOLS, STUDENTS, AND
25 PARENTS ADDITIONAL TECHNICAL SUPPORT AND INFORMATION
26 CONCERNING EACH STUDENT'S INDIVIDUAL CAREER AND ACADEMIC PLAN,
27 COLLEGE PREPARATION, ADMISSIONS, FINANCIAL AID, AND OTHER ISSUES

1 PERTAINING TO SUCCESSFUL ENROLLMENT IN AND COMPLETION OF
2 POSTSECONDARY EDUCATION.

3 **23-1.7-104. Data analysis - collaboration with department of**
4 **education - reporting.** (1) THE OFFICE SHALL COLLABORATE WITH THE
5 DEPARTMENT OF EDUCATION IN ANALYZING DATA COLLECTED THROUGH
6 THE WEB SITE. TO ASSIST IN THE COLLABORATION, THE OFFICE SHALL
7 PROVIDE TO PERSONS IN THE DEPARTMENT OF EDUCATION ACCESS TO
8 STUDENT-LEVEL INFORMATION CONCERNING THE INDIVIDUAL CAREER AND
9 ACADEMIC PLANS AND RELATED DATA COLLECTED THROUGH THE WEB
10 SITE. THE OFFICE SHALL USE THE UNIQUE STUDENT IDENTIFIERS IN
11 PROVIDING ALL STUDENT-LEVEL INFORMATION. THE OFFICE AND THE
12 DEPARTMENT OF EDUCATION SHALL ENSURE THAT ALL DATA-SHARING
13 ACTIVITIES REQUIRED IN THIS SECTION ARE PERFORMED IN COMPLIANCE
14 WITH THE FEDERAL "FAMILY EDUCATIONAL RIGHTS AND PRIVACY ACT OF
15 1974", 20 U.S.C. SEC. 1232g.

16 (2) THE OFFICE AND THE DEPARTMENT OF EDUCATION SHALL
17 ANALYZE THE DATA COLLECTED FROM STUDENTS' INDIVIDUAL CAREER
18 AND ACADEMIC PLANS AND OTHER DATA COLLECTED THROUGH THE WEB
19 SITE TO DETERMINE, AT A MINIMUM, THE FOLLOWING ISSUES:

20 (a) WHETHER STUDENTS IN THE STATE ARE MAKING SUFFICIENT
21 ACADEMIC AND NONACADEMIC PROGRESS TO SUGGEST THAT, AT
22 GRADUATION, THE STUDENTS WILL BE READY FOR POSTSECONDARY AND
23 WORKFORCE SUCCESS;

24 (b) THE DEGREE TO WHICH STUDENTS IN THE STATE ACCESS AND
25 USE THE RESOURCES AVAILABLE THROUGH THE WEB SITE; AND

26 (c) THE DEGREE TO WHICH STUDENTS' USE OF THE INDIVIDUAL
27 CAREER AND ACADEMIC PLANS INCREASES THEIR SUCCESS IN ENTERING

1 AND PROGRESSING THROUGH INSTITUTIONS OF HIGHER EDUCATION.

2 (3) ON OR BEFORE FEBRUARY 15, 2011, AND ON OR BEFORE
3 FEBRUARY 15 EACH YEAR THEREAFTER, THE DEPARTMENT OF EDUCATION
4 AND THE OFFICE SHALL PREPARE AND PRESENT TO THE EDUCATION
5 COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR
6 ANY SUCCESSOR COMMITTEES, A REPORT OF THE ANALYSIS CONDUCTED
7 PURSUANT TO THIS SECTION. THE DEPARTMENT OF EDUCATION AND THE
8 OFFICE SHALL ALSO POST THE REPORT ON THEIR RESPECTIVE WEB SITES.

9 **SECTION 2.** 22-2-112 (1), Colorado Revised Statutes, is
10 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

11 **22-2-112. Commissioner - duties.** (1) Subject to the supervision
12 of the state board, the commissioner has the following duties:

13 (p) TO ENSURE THAT THE DEPARTMENT COLLABORATES WITH THE
14 COLLEGE IN COLORADO OFFICE IN THE DEPARTMENT OF HIGHER
15 EDUCATION TO ANALYZE THE STUDENT DATA COLLECTED THROUGH THE
16 "COLLEGEINCOLORADO.ORG" WEB SITE AND PREPARE THE ANNUAL
17 ANALYSIS REPORT AS REQUIRED IN SECTION 23-1.7-104, C.R.S.

18 **SECTION 3.** 22-30.5-505 (3) (f), Colorado Revised Statutes, is
19 amended to read:

20 **22-30.5-505. State charter school institute - institute board -**
21 **appointment - powers and duties - rules.** (3) The mission of the
22 **institute board shall be to foster high-quality public school choices**
23 **offered through institute charter schools, including particularly schools**
24 **that are focused on closing the achievement gap for at-risk students. In**
25 **discharging its duties pursuant to this part 5, the institute shall:**

26 (f) Ensure that each student who enrolls in the sixth grade in an
27 institute charter school, on the day of enrollment, is registered with the

1 state-provided, free on-line college planning and preparation resource,
2 commonly referred to as "CollegeInColorado.org". AN INSTITUTE
3 CHARTER SCHOOL SHALL ENSURE THAT EACH STUDENT WHO ENROLLS IN
4 THE SCHOOL AFTER SIXTH GRADE IS REGISTERED WITH
5 "COLLEGEINCOLORADO.ORG" WITHIN THIRTY DAYS AFTER ENROLLMENT.
6 The institute, the department, and the COLLEGE IN COLORADO OFFICE IN
7 THE department of higher education shall collaborate to monitor the
8 implementation of this paragraph (f) and to ensure optimal interactivity
9 between the various data bases and student record systems employed by
10 institute charter schools and THE college in Colorado OFFICE IN THE
11 DEPARTMENT OF HIGHER EDUCATION, INCLUDING, WHEN POSSIBLE, THE
12 AUTOMATED CREATION OF STUDENT ACCOUNTS. Each institute charter
13 school shall assist each student and his or her parent or legal guardian to
14 develop and maintain the student's individual career and academic plan
15 no later than the beginning of ninth grade but may assist the student and
16 his or her parent or legal guardian to develop and maintain the student's
17 individual career and academic plan in any grade prior to ninth grade.
18 EACH INSTITUTE CHARTER SCHOOL SHALL SELECT THE ELECTRONIC
19 FORMAT IT WILL USE IN COMPLYING WITH THE REQUIREMENTS SPECIFIED
20 IN RULE FOR THE INDIVIDUAL CAREER AND ACADEMIC PLANS. EACH
21 INSTITUTE CHARTER SCHOOL SHALL MAKE DATA CONCERNING EACH
22 STUDENT'S INDIVIDUAL CAREER AND ACADEMIC PLAN AVAILABLE TO THE
23 DEPARTMENT.

24 **SECTION 4.** 22-32-109 (1) (nn), Colorado Revised Statutes, is
25 amended to read:

26 **22-32-109. Board of education - specific duties.** (1) In addition
27 to any other duty required to be performed by law, each board of

1 education shall have and perform the following specific duties:
2 (nn) To ensure that each student who enrolls in the sixth grade in
3 a public school of the school district, including but not limited to a district
4 charter school, on the day of enrollment is registered with the
5 state-provided, free on-line college planning and preparation resource,
6 commonly referred to as "CollegeInColorado.org". THE SCHOOL DISTRICT
7 SHALL ENSURE THAT EACH STUDENT WHO ENROLLS IN THE SCHOOL
8 DISTRICT AFTER SIXTH GRADE IS REGISTERED WITH
9 "COLLEGEINCOLORADO.ORG" WITHIN THIRTY DAYS AFTER ENROLLMENT.
10 The school district, the department of education, and the COLLEGE IN
11 COLORADO OFFICE IN THE department of higher education shall
12 collaborate to monitor the implementation of this paragraph (nn) and to
13 ensure optimal interactivity between the various data bases and student
14 record systems employed by school districts and THE college in Colorado
15 OFFICE, INCLUDING, WHEN POSSIBLE, THE AUTOMATED CREATION OF
16 STUDENT ACCOUNTS. Each public school shall assist each student and his
17 or her parent or legal guardian to develop and maintain the student's
18 individual career and academic plan no later than the beginning of ninth
19 grade but may assist the student and his or her parent or legal guardian to
20 develop and maintain the student's individual career and academic plan
21 in any grade prior to ninth grade. EACH SCHOOL DISTRICT SHALL SELECT
22 THE ELECTRONIC FORMAT IT WILL USE IN COMPLYING WITH THE
23 REQUIREMENTS SPECIFIED IN RULE FOR THE INDIVIDUAL CAREER AND
24 ACADEMIC PLANS. EACH SCHOOL DISTRICT SHALL MAKE AVAILABLE TO
25 THE DEPARTMENT DATA CONCERNING THE INDIVIDUAL CAREER AND
26 ACADEMIC PLANS OF THE STUDENTS ENROLLED IN THE DISTRICT.

27 **SECTION 5.** 24-1-114 (3), Colorado Revised Statutes, is

1 amended BY THE ADDITION OF A NEW PARAGRAPH to read:
2 **24-1-114. Department of higher education - creation.** (3) The
3 department of higher education shall include the following divisions:
4 (e) THE COLLEGE IN COLORADO OFFICE, CREATED BY ARTICLE 1.7
5 OF TITLE 23, C.R.S. THE COLLEGE IN COLORADO OFFICE AND THE
6 DIRECTOR THEREOF SHALL EXERCISE THEIR POWERS AND PERFORM THEIR
7 DUTIES AND FUNCTIONS AS IF TRANSFERRED TO THE DEPARTMENT BY A
8 **TYPE 2 TRANSFER.**
9 **SECTION 6. Safety clause.** The general assembly hereby finds,
10 determines, and declares that this act is necessary for the immediate
11 preservation of the public peace, health, and safety.