

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

PREAMENDED

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

LLS NO. 11-0351.01 Richard Sweetman

SENATE BILL 11-080

SENATE SPONSORSHIP

Hudak, Bacon, Giron, Guzman, Morse, Newell, Nicholson, Steadman

HOUSE SPONSORSHIP

Todd, Lee

Senate Committees

Education
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING EXPANDING THE TRANSPARENCY OF STRATEGIES FOR**
102 **SCHOOL TURNAROUND PLANS.**

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>.)

A school district board of education (local school board), before adopting a school turnaround plan, shall hold a public meeting for the purpose of allowing members of the public to provide input to the local school board concerning the contents of the school turnaround plan, including but not limited to any proposals for the use of grant funds.

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.*

Within the time frames specified in rules of the state board of education (state board), the local school board shall submit to the commissioner of education for evaluation by the state review panel, in addition to its adopted school turnaround plan, the recommendations of the school district's school accountability committee concerning preparation of the school turnaround plan and a summary of the input received at the public meeting.

Current law describes certain specific, research-based strategies that may be included within a school turnaround plan. The bill reorganizes these existing strategies and adds new strategies that may also be included within a school turnaround plan.

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

2 **SECTION 1. Legislative declaration.** (1) The general assembly
3 hereby declares that it recognizes the importance of evaluating the
4 success of strategies used to improve academic performance in schools
5 that are in need of improvement.

6 (2) The general assembly further declares that some public
7 schools of the state are receiving grants for improvement under Title I of
8 the federal "Elementary and Secondary Education Act of 1965", 20
9 U.S.C. sec. 6301 et seq.; therefore, the state has an interest in monitoring
10 the progress of the recipient schools and ensuring that their improvement
11 plans satisfy the requirements of article 11 of title 22, Colorado Revised
12 Statutes, in order to align strategies for school improvement.

13 (3) (a) The general assembly further declares that it recognizes the
14 importance of assessing the performance of school turnaround plans,
15 especially for recipients of Title I grants designed to provide interventions
16 for the persistently lowest performing schools, and the need to look at
17 leading and lagging indicators.

18 (b) As used in this subsection (3):

19 (I) "Leading indicators" means timely benchmarked indicators that

1 provide early signals of progress toward academic achievement, such as
2 improved school attendance, reduced disciplinary incidents, and increased
3 numbers and percentages of students completing advanced course work.

4 (II) "Lagging indicators" means indicators that show the results
5 of successful strategies, such as achievement gains, increased course
6 passage rates, and higher graduation rates.

7 SECTION 2. 22-11-210 (1), Colorado Revised Statutes, is
8 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

9 **22-11-210. Public schools - annual review - plans - supports**
10 **and interventions - rules.** (1) (a.5) IN IMPLEMENTING THE PROVISIONS
11 DESCRIBED IN PARAGRAPH (a) OF THIS SUBSECTION (1), THE DEPARTMENT
12 SHALL ENSURE THAT SCHOOLS RECEIVING GRANTS UNDER TITLE I OF THE
13 FEDERAL "ELEMENTARY AND SECONDARY EDUCATION ACT OF 1965", 20
14 U.S.C. SEC. 6301 ET SEQ., FOR THE PURPOSE OF PROVIDING INTERVENTIONS
15 FOR THE PERSISTENTLY LOWEST PERFORMING SCHOOLS, INCORPORATE
16 INTO THE SCHOOL IMPROVEMENT PLANS ASSOCIATED WITH SUCH GRANTS
17 THE REQUIREMENTS FOR THE PERFORMANCE INDICATORS, TARGETS, AND
18 IMPROVEMENT STRATEGIES REQUIRED PURSUANT TO THIS SECTION. THE
19 DEPARTMENT SHALL ALSO ENSURE THAT WHEN IT PUBLISHES THE
20 SCHOOLS' PLANS ON THE DEPARTMENT'S DATA PORTAL, OR OTHERWISE
21 MAKES THE PLANS AVAILABLE TO MEMBERS OF THE PUBLIC, THE
22 DEPARTMENT CLEARLY INDICATES WHICH SCHOOLS HAVE ALIGNED PLANS.

23 SECTION 3. The introductory portion to 22-11-210 (4), Colorado
24 Revised Statutes, is amended, and the said 22-11-210 is further amended
25 BY THE ADDITION OF THE FOLLOWING NEW SUBSECTIONS,
26 to read:

27 **22-11-210. Public schools - annual review - plans - supports**

1 **and interventions - rules. (1.5) THE ADMINISTRATION OF EACH PUBLIC**
2 SCHOOL THAT IS RECEIVING A GRANT UNDER TITLE I OF THE FEDERAL
3 "ELEMENTARY AND SECONDARY EDUCATION ACT OF 1965", 20 U.S.C.
4 SEC. 6301 ET SEQ., FOR THE PURPOSE OF PROVIDING INTERVENTIONS FOR
5 THE PERSISTENTLY LOWEST PERFORMING SCHOOLS, IS ENCOURAGED TO
6 INFORM THE STAFF OF THE SCHOOL OF THE CONTENTS OF THE GRANT, ANY
7 CHANGES TO THE SCHOOL'S IMPROVEMENT STRATEGIES THAT WILL BE
8 MADE AS A RESULT OF THE GRANT, AND ANY REPORTS THAT THE
9 DEPARTMENT IS REQUIRED TO PREPARE AND SUBMIT PURSUANT TO THE
10 GRANT PROCESS.

11 (4) The commissioner may assign the state review panel to
12 critically evaluate a public school's priority improvement plan and shall
13 assign the state review panel to critically evaluate a public school's
14 turnaround plan. FOR ANY PUBLIC SCHOOL THAT IS RECEIVING A GRANT
15 UNDER TITLE I OF THE FEDERAL "ELEMENTARY AND SECONDARY
16 EDUCATION ACT OF 1965", 20 U.S.C. SEC. 6301 ET SEQ., FOR THE PURPOSE
17 OF PROVIDING INTERVENTIONS FOR THE PERSISTENTLY LOWEST
18 PERFORMING SCHOOLS, THE COMMISSIONER SHALL ASSIGN THE STATE
19 REVIEW PANEL TO CRITICALLY EVALUATE BOTH THE IMPROVEMENT PLAN
20 REQUIRED BY THE TITLE I GRANT AND THE PUBLIC SCHOOL'S
21 IMPROVEMENT PLAN, PRIORITY IMPROVEMENT PLAN, OR TURNAROUND
22 PLAN REQUIRED BY SECTION 22-11-404, 22-11-405, OR 22-11-406 IN
23 ORDER TO ENSURE THE ALIGNMENT OF BOTH PLANS. Based on its
24 evaluation, the state review panel shall report to the commissioner and the
25 state board recommendations concerning:

26 (7) (a) THE DEPARTMENT SHALL ENSURE THAT EACH EVALUATION
27 PERFORMED BY THE STATE REVIEW PANEL PURSUANT TO THIS SECTION IS

1 MADE AVAILABLE ON THE DEPARTMENT'S DATA PORTAL AND PROVIDED TO
2 MEMBERS OF THE PUBLIC UPON REQUEST.

3 (b) THE DEPARTMENT SHALL ENSURE THAT ANY REPORTS
4 PRODUCED TO MONITOR THE PROGRESS OR REPORT THE OUTCOME OF ANY
5 GRANT UNDER TITLE I OF THE FEDERAL "ELEMENTARY AND SECONDARY
6 EDUCATION ACT OF 1965", 20 U.S.C. SEC. 6301 ET SEQ., FOR THE PURPOSE
7 OF PROVIDING INTERVENTIONS FOR THE PERSISTENTLY LOWEST
8 PERFORMING SCHOOLS, SHALL BE MADE AVAILABLE ON THE DEPARTMENT'S
9 DATA PORTAL AND TO MEMBERS OF THE PUBLIC UPON REQUEST.

10 **SECTION 4.** 22-11-405 (1) (b), (2) (b), and (3), Colorado
11 Revised Statutes, are amended to read:

12 **22-11-405. School priority improvement plan - contents.**

13 (1) (b) The school accountability committee for the district public school
14 shall advise the local school board concerning preparation of the school
15 priority improvement plan and shall make recommendations to the local
16 school board concerning the contents of the school priority improvement
17 plan. The local school board shall create and adopt the school priority
18 improvement plan, taking into account the advice and recommendations
19 of the school accountability committee. PRIOR TO ADOPTING THE SCHOOL
20 PRIORITY IMPROVEMENT PLAN, THE LOCAL SCHOOL BOARD SHALL HOLD A
21 PUBLIC HEARING TO REVIEW THE PLAN. THE PUBLIC HEARING SHALL
22 ALLOW MEMBERS OF THE PUBLIC TO PROVIDE INPUT CONCERNING THE
23 CONTENTS OF THE SCHOOL PRIORITY IMPROVEMENT PLAN, INCLUDING ANY
24 PROVISIONS FOR THE USE OF GRANTS UNDER TITLE I OF THE FEDERAL
25 "ELEMENTARY AND SECONDARY EDUCATION ACT OF 1965", 20 U.S.C.
26 SEC. 6301 ET SEQ., FOR THE PURPOSE OF PROVIDING INTERVENTIONS FOR
27 THE PERSISTENTLY LOWEST PERFORMING SCHOOLS.

1 (2) (b) The school accountability committee for the institute
2 charter school shall advise the institute concerning preparation of the
3 school priority improvement plan and shall make recommendations to the
4 institute concerning the contents of the school priority improvement plan.
5 The institute shall create and adopt the school priority improvement plan,
6 taking into account the advice and recommendations of the school
7 accountability committee. PRIOR TO ADOPTING THE SCHOOL PRIORITY
8 IMPROVEMENT PLAN, THE INSTITUTE SHALL HOLD A PUBLIC HEARING TO
9 REVIEW THE PLAN, ALLOWING MEMBERS OF THE PUBLIC TO PROVIDE INPUT
10 CONCERNING THE CONTENTS OF THE SCHOOL PRIORITY IMPROVEMENT
11 PLAN, INCLUDING ANY PROVISIONS FOR THE USE OF GRANTS UNDER TITLE
12 I OF THE FEDERAL "ELEMENTARY AND SECONDARY EDUCATION ACT OF
13 1965", 20 U.S.C. SEC. 6301 ET SEQ., FOR THE PURPOSE OF PROVIDING
14 INTERVENTIONS FOR THE PERSISTENTLY LOWEST PERFORMING SCHOOLS.

15 (3) The commissioner, subject to available appropriations, may
16 assign the state review panel to critically evaluate a public school's
17 priority improvement plan and report to the commissioner any
18 recommended modifications to the plan. IF THE COMMISSIONER ASSIGNS
19 THE STATE REVIEW PANEL TO CRITICALLY EVALUATE THE PRIORITY
20 IMPROVEMENT PLAN OF A PUBLIC SCHOOL RECEIVING A GRANT UNDER
21 TITLE I OF THE FEDERAL "ELEMENTARY AND SECONDARY EDUCATION
22 ACT OF 1965", 20 U.S.C. SEC. 6301 ET SEQ., FOR THE PURPOSE OF
23 PROVIDING INTERVENTIONS FOR THE PERSISTENTLY LOWEST PERFORMING
24 SCHOOLS, THE LOCAL SCHOOL BOARD SHALL MAKE AVAILABLE TO THE
25 STATE REVIEW PANEL A SUMMARY OF THE INPUT RECEIVED AT THE PUBLIC
26 MEETING DESCRIBED IN PARAGRAPH (b) OF SUBSECTION (1) OF THIS
27 SECTION. The commissioner may recommend to the local school board

1 or the institute modifications to the school priority improvement plan,
2 taking into consideration any recommendations of the state review panel.

3 **SECTION 5. 22-11-406 (1) (b), (1) (c), and (2) (b), Colorado**
4 **Revised Statutes, are amended to read:**

5 **22-11-406. School turnaround plan - contents.** (1) (b) The
6 school accountability committee for the district public school shall advise
7 the local school board concerning preparation of the school turnaround
8 plan and shall make recommendations to the local school board
9 concerning the contents of the school turnaround plan. The local school
10 board shall create and adopt the school turnaround plan, taking into
11 account the advice and recommendations of the school accountability
12 committee. PRIOR TO ADOPTING THE SCHOOL TURNAROUND PLAN, THE
13 LOCAL SCHOOL BOARD SHALL HOLD A PUBLIC HEARING TO REVIEW THE
14 PLAN, ALLOWING MEMBERS OF THE PUBLIC TO PROVIDE INPUT CONCERNING
15 THE CONTENTS OF THE SCHOOL TURNAROUND PLAN, INCLUDING ANY
16 PROPOSALS FOR THE USE OF GRANTS UNDER TITLE I OF THE FEDERAL
17 "ELEMENTARY AND SECONDARY EDUCATION ACT OF 1965", 20 U.S.C.
18 SEC. 6301 ET SEQ., FOR THE PURPOSE OF PROVIDING INTERVENTIONS FOR
19 THE PERSISTENTLY LOWEST PERFORMING SCHOOLS.

20 (c) Within the time frames specified in state board rule, the local
21 school board shall submit the adopted school turnaround plan to the
22 commissioner for evaluation by the state review panel. IN ADDITION TO
23 THE ADOPTED SCHOOL TURNAROUND PLAN, THE LOCAL SCHOOL BOARD
24 SHALL SUBMIT A SUMMARY OF THE INPUT RECEIVED AT THE PUBLIC
25 HEARING DESCRIBED IN PARAGRAPH (b) OF THIS SUBSECTION (1) FOR ANY
26 SCHOOL RECEIVING A GRANT UNDER TITLE I OF THE FEDERAL
27 "ELEMENTARY AND SECONDARY EDUCATION ACT OF 1965", 20 U.S.C.

1 SEC. 6301 ET SEQ., FOR THE PURPOSE OF PROVIDING INTERVENTIONS FOR
2 THE PERSISTENTLY LOWEST PERFORMING SCHOOLS. The state review
3 panel shall critically evaluate the adopted school turnaround plan and
4 make recommendations to the commissioner and the state board
5 concerning the issues specified in section 22-11-210 (4). The
6 commissioner shall approve the school turnaround plan or suggest
7 modifications to the plan, taking into consideration any recommendations
8 of the state review panel. The local school board shall revise the school
9 turnaround plan, if necessary, and resubmit the plan for approval within
10 the time frames specified in state board rule. The local school board shall
11 ensure that the final, approved school turnaround plan is in effect for the
12 district public school within the time frames specified in state board rule.

13 (2) (b) The school accountability committee for the institute
14 charter school shall advise the institute concerning preparation of the
15 school turnaround plan and shall make recommendations to the institute
16 concerning the contents of the school turnaround plan. The institute shall
17 create and adopt the school turnaround plan, taking into account the
18 advice and recommendations of the school accountability committee.

19 PRIOR TO ADOPTING THE SCHOOL TURNAROUND PLAN, THE INSTITUTE
20 SHALL HOLD A PUBLIC HEARING TO REVIEW THE PLAN. THE PUBLIC
21 HEARING SHALL ALLOW MEMBERS OF THE PUBLIC TO PROVIDE INPUT
22 CONCERNING THE CONTENTS OF THE SCHOOL TURNAROUND PLAN,
23 INCLUDING ANY PROPOSALS FOR THE USE OF GRANTS UNDER TITLE I OF
24 THE FEDERAL "ELEMENTARY AND SECONDARY EDUCATION ACT OF 1965",
25 20 U.S.C. SEC. 6301 ET SEQ., FOR THE PURPOSE OF PROVIDING
26 INTERVENTIONS FOR THE PERSISTENTLY LOWEST PERFORMING SCHOOLS.

27 **SECTION 6. Act subject to petition - effective date. This act**

1 shall take effect at 12:01 a.m. on the day following the expiration of the
2 ninety-day period after final adjournment of the general assembly (August
3 10, 2011, if adjournment sine die is on May 11, 2011); except that, if a
4 referendum petition is filed pursuant to section 1 (3) of article V of the
5 state constitution against this act or an item, section, or part of this act
6 within such period, then the act, item, section, or part shall not take effect
7 unless approved by the people at the general election to be held in
8 November 2012 and shall take effect on the date of the official
9 declaration of the vote thereon by the governor.