

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

March 7, 2012
Date

Committee on Education.

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

HB12-1261 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 **"SECTION 1. Legislative declaration.** (1) The general assembly
4 hereby finds that:

5 (a) Research demonstrates that the negative effects of teacher and
6 principal shortages and distribution challenges have a disproportionate
7 impact on the nation's most disadvantaged students, leaving poor and
8 minority children more likely to be taught by less-qualified and
9 under-prepared teachers.

10 (b) Teachers who are truly highly qualified teach well-designed,
11 standards-based lessons and are able to teach those lessons successfully
12 because they know how and why their students learn. These teachers
13 work effectively with their colleagues to push and lead school
14 improvement and work steadily to sharpen their skills and increase their
15 knowledge because they believe it is part of their professional
16 responsibility to do so.

17 (c) National board certification is a nationally accepted sign of
18 quality in the education profession and offers a nationwide standard for
19 evaluating and encouraging quality teachers and principals. It is a means
20 to recognize and reward the accomplished teachers and principals the
21 state needs to build competitive, world-class schools. National board
22 certified teachers and principals advance the quality of teaching and
23 learning by maintaining high and rigorous standards for what
24 accomplished teachers and principals should know and be able to do.

1 (2) The general assembly further finds and declares that, for
2 purposes of section 17 of article IX of the state constitution,
3 implementation of measures designed to improve teacher and principal
4 quality, recruitment, and retention is a critical element of accountable
5 education reform, accountable programs to meet state academic
6 standards, and performance incentives for teachers and principals and,
7 therefore, may receive funding from the state education fund created in
8 section 17 (4) of article IX of the state constitution.

9 **SECTION 2.** In Colorado Revised Statutes, **amend** 22-2-502 as
10 follows:

11 **22-2-502. Definitions.** As used in this part 5, unless the context
12 otherwise requires:

13 (1) "Department" means the department of education created and
14 existing pursuant to section 24-1-115, C.R.S.

15 (2) "LOW-PERFORMING, HIGH-NEEDS SCHOOL" MEANS A SCHOOL
16 THAT IS REQUIRED TO SUBMIT A PRIORITY IMPROVEMENT OR TURNAROUND
17 PLAN PURSUANT TO SECTION 22-11-210.

18 **SECTION 3.** In Colorado Revised Statutes, 22-2-504, **amend** (1)
19 and (2) as follows:

20 **22-2-504. National board for professional teaching and**
21 **principal standards certification compensation - study.** (1) Beginning
22 with the 2009-10 school year ~~and ending with the 2011-12 school year,~~
23 the department, subject to available appropriations, shall award an annual
24 stipend of one thousand six hundred dollars to any teacher OR PRINCIPAL
25 who is employed ~~to teach~~ in a school district, a program operated by a
26 board of cooperative services, a charter school authorized by a school
27 district pursuant to part 1 of article 30.5 of this title, or a charter school
28 authorized by the state charter school institute pursuant to part 5 of article
29 30.5 of this title, and who holds a certification from the national board for
30 professional teaching OR PRINCIPAL standards. For any stipends that are
31 awarded, the department shall allocate the stipend moneys to the school
32 district that employs the teacher OR PRINCIPAL who is to receive the
33 stipend, and the school district shall then make payment directly to the
34 eligible teacher OR PRINCIPAL. A school district may, at its discretion,
35 withhold any required employer retirement and medicare contributions
36 associated with the stipend pursuant to this section from the one thousand
37 six hundred dollar stipend amount. For any stipends that are awarded, the
38 stipend shall be:

39 (a) Payable on May 1, 2009, and each May 1 thereafter;

40 (b) Prorated for less than full-time employment;

41 (c) Considered regular salary under section 24-51-101 (42) (a),
42 C.R.S.; and

1 (d) In addition to, and not in lieu of, any existing compensation
2 being awarded at the local level to a teacher OR PRINCIPAL who holds a
3 certification from the national board for professional teaching OR
4 PRINCIPAL standards.

5 (2) Beginning with the 2009-10 school year, ~~and ending with the~~
6 ~~2011-12 school year,~~ subject to available appropriations, an additional
7 annual stipend of three thousand two hundred dollars shall be awarded to
8 any teacher OR PRINCIPAL who meets the criteria set forth in subsection
9 (1) of this section and who is employed as of May 1 in a given school
10 year in a LOW-PERFORMING, HIGH-NEEDS school. ~~that is required to~~
11 ~~implement a priority improvement or turnaround plan pursuant to section~~
12 ~~22-11-405 or 22-11-406, respectively.~~ Subject to available appropriations,
13 a teacher OR PRINCIPAL shall continue to receive the additional stipend
14 award pursuant to this subsection (2) if he or she remains employed in a
15 school that was previously ~~required to implement a priority improvement~~
16 ~~or turnaround plan but improves~~ A LOW-PERFORMING, HIGH-NEEDS
17 SCHOOL BUT IMPROVED sufficiently to implement an improvement or
18 performance plan pursuant to section ~~22-11-404 or 22-11-403,~~
19 ~~respectively~~ 22-11-210. The additional stipend for such teachers AND
20 PRINCIPALS shall be subject to the same restrictions and requirements as
21 set forth in subsection (1) of this section.

22 **SECTION 4. Act subject to petition - effective date.** This act
23 takes effect at 12:01 a.m. on the day following the expiration of the
24 ninety-day period after final adjournment of the general assembly (August
25 8, 2012, if adjournment sine die is on May 9, 2012); except that, if a
26 referendum petition is filed pursuant to section 1 (3) of article V of the
27 state constitution against this act or an item, section, or part of this act
28 within such period, then the act, item, section, or part will not take effect
29 unless approved by the people at the general election to be held in
30 November 2012 and, in such case, will take effect on the date of the
31 official declaration of the vote thereon by the governor."

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