

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

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 13-0387.01 Jane Ritter x4342

HOUSE BILL 13-1219

HOUSE SPONSORSHIP

Hamner, Priola, Murray, Holbert, Peniston, Pettersen, Young

SENATE SPONSORSHIP

Todd, Hudak, Johnston

House Committees
Education

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING STATUTORY CHANGES TO K-12 EDUCATION.**

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 makes several changes to existing statute concerning K-12 education, including:

- ! Directing the commissioner of education to establish and maintain an educator identifier system and to review the content of educator preparation programs, including the preparation of an annual report on the effectiveness of those programs;

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.*

HOUSE
Amended 2nd Reading
February 22, 2013

- ! Authorizing the department of education (department) to collect data from school districts related to student-level course completion;
- ! Changing the student assessment statute to reflect the state's new summative assessment system as adopted by the general assembly in 2012;
- ! Removing obsolete reporting requirements for the accelerating students through concurrent enrollment (ASCENT) program;
- ! Changing the name of the literacy instruction authorization to an adult basic education authorization;
- ! Extending continuous spending authority of the state's licensure system by one year to allow for continued refinements of the system; and
- ! Limiting the reporting and notice mandate on the department to rules that create a new mandate or an increase in the level of service for an existing state mandate.

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-2-112, **add** (1) (p)
 3 and (1) (q) as follows:

4 **22-2-112. Commissioner - duties.** (1) Subject to the supervision
 5 of the state board, the commissioner has the following duties:

6 (p) TO ESTABLISH AND MAINTAIN AN EDUCATOR IDENTIFIER
 7 SYSTEM TO ASSIGN UNIQUE IDENTIFIERS TO EDUCATORS EMPLOYED IN A
 8 SCHOOL DISTRICT OR LOCAL EDUCATION AGENCY. EACH EDUCATOR'S
 9 IDENTIFIER MUST BE UNIQUE. THE IDENTIFIER MUST NOT USE ANY
 10 PERSONAL IDENTIFYING INFORMATION, SUCH AS SOCIAL SECURITY
 11 NUMBERS OR CONTACT INFORMATION, EXCEPT FOR ALIGNMENT PURPOSES
 12 IN DATA PROCESSING. ANY PERSONAL IDENTIFYING INFORMATION THAT IS
 13 COLLECTED MUST BE LINKED IN A SECURE DATA LOCATION SO DATA SETS
 14 CAN BE MATCHED BASED ON THE PERSONAL IDENTIFYING INFORMATION
 15 WHEN THE IDENTIFIER IS NOT INCLUDED.

1 (q) (I) TO ASSIST THE STATE BOARD IN REVIEWING THE CONTENT
2 OF EDUCATOR PREPARATION PROGRAMS OFFERED BY INSTITUTIONS OF
3 HIGHER EDUCATION WITHIN THE STATE. IN SO DOING, THE COMMISSIONER
4 SHALL DIRECT THE DEPARTMENT TO COLLABORATE WITH THE
5 DEPARTMENT OF HIGHER EDUCATION TO PREPARE AN ANNUAL REPORT ON
6 THE EFFECTIVENESS OF EDUCATOR PREPARATION PROGRAMS.

7 (II) FOR PURPOSES OF THIS PARAGRAPH (q), THE DEPARTMENT
8 SHALL USE DATA COLLECTED FROM AN EDUCATOR IN HIS OR HER FIRST
9 THREE YEARS OF PLACEMENT AS THE EDUCATOR OF RECORD.

10 (III) THE REPORT REQUIRED PURSUANT TO THIS PARAGRAPH (q)
11 MUST INCLUDE, BUT NEED NOT BE LIMITED TO, THE CORRELATION
12 BETWEEN DIFFERENT EDUCATOR PREPARATION PROGRAMS IN THE STATE,
13 INCLUDING ALTERNATIVE EDUCATOR PREPARATION PROGRAMS, AND
14 STUDENT ACADEMIC GROWTH, EDUCATOR PLACEMENT, EDUCATOR
15 MOBILITY AND RETENTION, AND EDUCATOR PERFORMANCE EVALUATION
16 RATINGS.

17 (IV) THE DEPARTMENT SHALL WORK COLLABORATIVELY WITH
18 EDUCATOR PREPARATION PROGRAMS AND THE DEPARTMENT OF HIGHER
19 EDUCATION AND MAKE THE REPORT PREPARED PURSUANT TO THIS
20 PARAGRAPH (q) AVAILABLE TO THE PUBLIC ON ITS WEB SITE NO LATER
21 THAN THIRTY DAYS AFTER ITS COMPLETION. THE DEPARTMENT SHALL
22 SHARE THE INFORMATION WITH EDUCATOR PREPARATION PROGRAMS TO
23 INFORM CURRICULUM AND PROGRAM IMPROVEMENTS.

24 **SECTION 2.** In Colorado Revised Statutes, 22-2-303, **amend** (6)
25 as follows:

26 **22-2-303. Definitions.** As used in this part 3, unless the context
27 otherwise requires:

1 (6) "Public school" means a PUBLIC SCHOOL AS PROVIDED IN
2 SECTION 22-1-101, INCLUDING A charter school authorized by a school
3 district pursuant to part 1 of article 30.5 of this title or an institute charter
4 school authorized by the state charter school institute pursuant to part 5
5 of article 30.5 of this title.

6 **SECTION 3.** In Colorado Revised Statutes, **add** 22-2-116.5 as
7 follows:

8 **22-2-116.5. Department of education - student-level course**
9 **completion data.** BEGINNING WITH THE 2014-2015 SCHOOL YEAR, THE
10 DEPARTMENT SHALL ANNUALLY COLLECT STUDENT-LEVEL COURSE
11 COMPLETION DATA, CONSISTENT WITH STATE AND FEDERAL PRIVACY
12 LAWS, FROM EACH LOCAL EDUCATION AGENCY IN THE STATE. THE
13 DEPARTMENT SHALL ESTABLISH A DEFINITION OF COURSE COMPLETION
14 THAT MAY BE CONSISTENTLY UNDERSTOOD AND APPLIED AND THAT MUST
15 BE PERIODICALLY REVISED AS APPROPRIATE. IN DEVELOPING THE
16 DEFINITION, THE DEPARTMENT SHALL WORK WITH INTERESTED PARTIES TO
17 CONSIDER ISSUES, INCLUDING BUT NOT LIMITED TO WHETHER STUDENTS
18 SHOULD BE INCLUDED IN THE DATABASE IF THEY HAVE ENROLLED IN A
19 COURSE AFTER A SPECIFIED DATE OR DROPPED A COURSE BEFORE A
20 SPECIFIED DATE AND WHETHER COURSE COMPLETION MUST BE
21 DETERMINED BASED ON THE RECEIPT OF PARTICULAR GRADES OR OTHER
22 CRITERIA.

23 **SECTION 4.** In Colorado Revised Statutes, **amend** 22-2-308 as
24 follows:

25 **22-2-308. Data reporting requirements - office of legislative**
26 **legal services.** Notwithstanding the provisions of section 2-3-505,
27 C.R.S., the office of legislative legal services, created in section 2-3-501,

1 C.R.S., shall notify EDAC of any legislation introduced that creates by
2 specific language a new ~~data reporting~~ requirement FOR A LOCAL
3 EDUCATION AGENCY TO REPORT DATA to any state or federal agency.

4 **SECTION 5.** In Colorado Revised Statutes, 22-7-409, **amend** (1),
5 (1.1) (a), (1.2) (a) (I), (1.2) (a) (III), (1.2) (b), (1.2) (d) (I) (B), (1.2) (d)
6 (II), (1.9), and (4) as follows:

7 **22-7-409. Assessments - repeal.** (1) Beginning in the spring
8 semester OF 1997, the department shall implement the Colorado student
9 assessment program under which the department shall administer
10 statewide assessments adopted by the board pursuant to section 22-7-406
11 in the first priority areas of reading, writing, mathematics, and science.
12 The department shall administer the English versions of the state
13 assessments and may administer any assessments adopted by the board in
14 languages other than English, as may be appropriate for students with
15 limited English proficiency; except that any student who has participated
16 in the English language proficiency program, created pursuant to section
17 22-24-104, for more than a total of three school years shall be ineligible
18 to take the assessments in a language other than English. The statewide
19 assessments shall be administered ~~according to the following~~
20 ~~implementation schedule~~ AS FOLLOWS:

21 (a) (I) Beginning in the spring semester 1997, and each spring
22 semester thereafter, the department shall administer a statewide
23 assessment in reading and writing to all students enrolled in fourth grade
24 in public schools throughout the state.

25 (II) THIS PARAGRAPH (a) IS REPEALED, EFFECTIVE JULY 1, 2014.

26 (b) (I) Beginning in the spring semester 1998, and each spring
27 semester thereafter, the department shall administer a statewide

1 assessment in reading to all students enrolled in the third grade in public
2 schools throughout the state.

3 (II) THIS PARAGRAPH (b) IS REPEALED, EFFECTIVE JULY 1, 2014.

4 (c) (I) Beginning in the fall semester 1999, the department shall
5 administer a statewide assessment in mathematics to all students enrolled
6 in the fifth grade in public schools throughout the state.

7 (II) Beginning in the spring semester 2001, and each spring
8 semester thereafter, the department shall administer a statewide
9 assessment in mathematics to all students enrolled in the fifth grade in
10 public schools throughout the state.

11 (III) THIS PARAGRAPH (c) IS REPEALED, EFFECTIVE JULY 1, 2014.

12 (d) (I) Beginning in the spring semester 1999, and each spring
13 semester thereafter, the department shall administer a statewide
14 assessment in reading and writing to all students enrolled in the seventh
15 grade in public schools throughout the state.

16 (II) THIS PARAGRAPH (d) IS REPEALED, EFFECTIVE JULY 1, 2014.

17 (d.5) (I) Beginning in the spring semester 2000, and each spring
18 semester thereafter, the department shall administer a statewide
19 assessment in mathematics ~~and science~~ to all students enrolled in the
20 eighth grade in public schools throughout the state.

21 (II) THIS PARAGRAPH (d.5) IS REPEALED, EFFECTIVE JULY 1, 2014.

22 (e) (I) Beginning in the spring semester 2001, and each spring
23 semester thereafter, the department shall administer a statewide
24 assessment in reading to all students enrolled in the fifth, sixth, eighth,
25 and ninth grades in public schools throughout the state and in reading,
26 writing, and mathematics to all students enrolled in the tenth grade in
27 public schools throughout the state.

1 (II) THIS PARAGRAPH (e) IS REPEALED, EFFECTIVE JULY 1, 2014.

2 (f) (I) Beginning in the spring semester 2002, and each spring
3 semester thereafter, the department shall administer a statewide
4 assessment in writing to all students enrolled in the third, fifth, sixth,
5 eighth, and ninth grades in public schools throughout the state and in
6 mathematics to all students enrolled in the sixth, seventh, and ninth
7 grades in public schools throughout the state.

8 (II) THIS PARAGRAPH (f) IS REPEALED, EFFECTIVE JULY 1, 2014.

9 (g) (I) If sufficient moneys are received from the federal
10 government through the federal "No Child Left Behind Act of 2001",
11 Public Law 107-110, to pay for the development and administration of the
12 assessments, beginning in the spring semester 2006 at the latest, and each
13 spring semester thereafter, the department shall administer a statewide
14 assessment ~~first~~ in mathematics to all students enrolled in the third and
15 fourth grades ~~and in science to all students enrolled in the fifth and tenth~~
16 ~~grades~~ in public schools throughout the state.

17 (II) The assessments described in this paragraph (g) shall only be
18 developed or administered to the extent that federal moneys are received
19 to pay for such development and administration. It is the intent of the
20 general assembly that no state moneys shall be used to develop or
21 administer the assessments described in this paragraph (g).

22 (III) THIS PARAGRAPH (g) IS REPEALED, EFFECTIVE JULY 1, 2014.

23 (h) BEGINNING IN THE 2014- 2015 SCHOOL YEAR, AND EACH
24 SCHOOL YEAR THEREAFTER, THE DEPARTMENT SHALL ADMINISTER A
25 STATEWIDE ASSESSMENT IN ENGLISH LANGUAGE ARTS TO ALL STUDENTS
26 ENROLLED IN GRADES THREE THROUGH ELEVEN IN PUBLIC SCHOOLS
27 THROUGHOUT THE STATE.

1 (i) BEGINNING IN THE 2014-2015 SCHOOL YEAR, AND EACH
2 SCHOOL YEAR THEREAFTER, THE DEPARTMENT SHALL ADMINISTER A
3 STATEWIDE ASSESSMENT IN MATHEMATICS TO ALL STUDENTS ENROLLED
4 IN GRADES THREE THROUGH EIGHT IN PUBLIC SCHOOLS THROUGHOUT THE
5 STATE. BEGINNING IN THE 2014-2015 SCHOOL YEAR, AND EACH SCHOOL
6 YEAR THEREAFTER, THE DEPARTMENT SHALL ALSO ADMINISTER THREE
7 STATEWIDE ASSESSMENT IN MATHEMATICS TO STUDENTS ENROLLED IN A
8 PUBLIC HIGH SCHOOL IN THE STATE.

9 (j) BEGINNING IN THE 2013-2014 SCHOOL YEAR, AND EACH
10 SCHOOL YEAR THEREAFTER, THE DEPARTMENT SHALL ADMINISTER A
11 STATEWIDE ASSESSMENT IN SCIENCE TO STUDENTS ENROLLED IN PUBLIC
12 ELEMENTARY, MIDDLE, AND HIGH SCHOOLS THROUGHOUT THE STATE. IN
13 SPECIFIC GRADES TO BE DETERMINED BY THE DEPARTMENT, THE SCIENCE
14 ASSESSMENT SHALL BE ADMINISTERED ONCE IN ELEMENTARY SCHOOL,
15 ONCE IN MIDDLE SCHOOL, AND ONCE IN HIGH SCHOOL.

16 (k) BEGINNING IN THE 2013-2014 SCHOOL YEAR, AND EACH
17 SCHOOL YEAR THEREAFTER, THE DEPARTMENT SHALL ADMINISTER A
18 STATEWIDE ASSESSMENT IN SOCIAL STUDIES TO STUDENTS ENROLLED IN
19 PUBLIC ELEMENTARY, MIDDLE, AND HIGH SCHOOLS THROUGHOUT THE
20 STATE. IN SPECIFIC GRADES TO BE DETERMINED BY THE DEPARTMENT, THE
21 SOCIAL STUDIES ASSESSMENT SHALL BE ADMINISTERED ONCE IN
22 ELEMENTARY SCHOOL, ONCE IN MIDDLE SCHOOL, AND ONCE IN HIGH
23 SCHOOL.

24 (1.1) (a) Upon request by a school district or institute charter
25 school, the entity responsible for developing a statewide assessment shall
26 return to the school district or institute charter school the student
27 responses to the essay and appropriate paragraphs THAT HAVE BEEN

1 RELEASED from the ~~writing~~ ENGLISH LANGUAGE ARTS portion of the
2 statewide assessment, along with the results of all requested assessments.
3 The school district or institute charter school making the request shall pay
4 the entity for the actual cost of photocopying and mailing the ~~writing~~
5 ENGLISH LANGUAGE ARTS portion of the statewide assessment for the
6 exclusive and confidential use of improving an individual student's
7 writing skills.

8 (1.2) (a) (I) The assessments required by subsection (1) of this
9 section shall be aligned with the ~~model~~ STATE content standards adopted
10 by the state board pursuant to section ~~22-7-406~~ 22-7-1005. The
11 assessments shall be ~~conducted during the period beginning the second~~
12 ~~Monday in March and ending on the third Monday in April of each year~~
13 ADMINISTERED ON A SCHEDULE TO BE DETERMINED BY THE DEPARTMENT
14 ON AN ANNUAL BASIS. The department shall provide to each public school
15 results of all assessments administered, as provided in subparagraph (I.5)
16 of this paragraph (a), and align the disaggregation of those results with
17 the exclusion of scores permitted by subparagraph (I) of paragraph (d) of
18 this subsection (1.2).

19 (III) THE DEPARTMENT SHALL RELEASE TO THE PUBLIC ONLY
20 THOSE ASSESSMENT RESULTS THAT THE DEPARTMENT DEEMS VALID. THE
21 DEPARTMENT MUST NOT RELY ON ASSESSMENT RESULTS THAT THE
22 DEPARTMENT HAS DEEMED INVALID IN PERFORMANCE CALCULATIONS
23 WHEN ASSIGNING DISTRICT OR INSTITUTE ACCREDITATION RATINGS OR
24 SCHOOL PLAN TYPES, AS DESCRIBED IN ARTICLE 11 OF THIS TITLE. At any
25 time that the department releases assessment results to the public, in
26 addition to releasing the results of the English versions of the
27 assessments, the department shall release the results of any assessments

1 administered in languages other than English.

2 (b) Starting with the assessments to be given in the spring of 2002,
3 the assessments shall be designed so that each assessment test shall take
4 no more than four hours to complete; except that this limitation shall not
5 apply to the curriculum-based, achievement college entrance examination
6 OR TO THE COMMON SET OF ASSESSMENTS DEVELOPED BY A CONSORTIUM
7 OF STATES, IF ADOPTED BY THE STATE BOARD PURSUANT TO SECTION
8 22-7-1006.

9 (d) (I) (B) Any student who is eligible for the state's alternate
10 assessment for students with SIGNIFICANT COGNITIVE disabilities ~~also~~
11 ~~known as the "CSAP-A"~~, or other assessment approved by rule by the
12 board according to the annual review of the student's individualized
13 education program pursuant to section 22-20-108 shall not be required to
14 take the assessments administered pursuant to subsection (1) of this
15 section, but shall instead take the ~~CSAP-A~~ ALTERNATE ASSESSMENT or
16 the other approved assessment. The results of any ~~CSAP-A~~ ALTERNATE
17 ASSESSMENT or other approved assessment shall be reported to the
18 department and aggregated separately for each school.

19 (II) Any student with a disability who is not eligible for the
20 ~~CSAP-A~~ ALTERNATE ASSESSMENT or other approved assessment but who
21 has an individualized education program pursuant to section 22-20-108
22 shall be assessed in each ~~CSAP~~ STATE-TESTED CONTENT area at the grade
23 level in which the student is enrolled. If, as part of a student's
24 individualized education program, a student attends part-time a school or
25 program away from the school in which the student is enrolled, the school
26 district in which a student is enrolled, or, in the case of a board of
27 cooperative services, the administrative unit, may designate either the

1 school of residency or the school of attendance as the school to which the
2 scores of the student will be assigned for purposes of measuring the levels
3 of attainment on the performance indicators specified in section
4 22-11-204, determining accreditation categories pursuant to section
5 22-11-208, and measuring public school performance pursuant to section
6 22-11-210.

7 (1.9) The results of the assessments required by subsection (1) of
8 this section shall be included on each student's final report card for that
9 school year and shall be part of the student's permanent academic record.

10 ASSESSMENT DATA MAY BE INCLUDED ON A STUDENT'S FINAL REPORT
11 CARD ONLY IF SCHOOL DISTRICTS HAVE SUFFICIENT TIME TO PROCESS THE
12 ASSESSMENT RESULTS AFTER SAID ASSESSMENT RESULTS ARE RELEASED.

13 The results of the curriculum-based, achievement college entrance exam
14 conducted or paid for pursuant to subsection (1.5) of this section shall be
15 included on each student's transcript; except that, if the student ~~retakes~~
16 ~~ALSO TAKES~~ the curriculum-based, achievement college entrance exam at
17 ~~a later time~~ at the student's expense, the student may request that ~~the later~~
18 ~~results be placed on the student's transcript instead of the results of the~~
19 ~~curriculum-based, achievement college entrance exam administered or~~
20 ~~paid for pursuant to subsection (1.5) of this section~~ ONLY THE STUDENT'S
21 HIGHEST EXAM SCORES BE PLACED ON HIS OR HER TRANSCRIPT.

22 (4) The department shall review and update all assessments
23 administered pursuant to this section, including but not limited to any
24 assessments administered in languages other than English, AND SHALL
25 REVIEW AND UPDATE ASSESSMENT, ADMINISTRATION, AND SECURITY
26 POLICIES as necessary to maintain the integrity of the assessments. The
27 general assembly hereby finds and declares that, for purposes of section

1 17 of article IX of the state constitution, maintaining the integrity of the
2 assessments administered pursuant to this section is an important element
3 of an accountable program to meet state academic standards and therefore
4 may receive funding from the state education fund created in section 17
5 (4) of article IX of the state constitution.

6 **SECTION 6.** In Colorado Revised Statutes, 22-7-1009, **amend**
7 (1) as follows:

8 **22-7-1009. Diploma endorsements - adoption - revisions.**

9 (1) On or before July 1, 2011, or as soon thereafter as fiscally practicable,
10 the state board shall adopt criteria that a local school board, BOCES, or
11 institute charter high school may apply if the local school board, BOCES,
12 or institute charter high school chooses to endorse high school diplomas
13 to indicate that students have achieved postsecondary and workforce
14 readiness. The criteria shall include, but need not be limited to, the
15 required minimum level of postsecondary and workforce readiness that
16 a student must achieve to receive a readiness endorsement on his or her
17 diploma from the local school board, BOCES, or institute charter high
18 school. ~~based on whether the student intends to pursue a career and~~
19 ~~technical education certificate; enrollment in an open, modified open, or~~
20 ~~moderately selective institution of higher education; or enrollment in a~~
21 ~~selective institution of higher education.~~ In identifying the required
22 minimum level of postsecondary and workforce readiness, the state board
23 shall ensure that the minimum level of postsecondary and workforce
24 readiness reflects the expectations for postsecondary and workforce
25 readiness that are applied nationally and internationally.

26 **SECTION 7.** In Colorado Revised Statutes, 22-30.5-104, **amend**
27 (11) (a) as follows:

1 **22-30.5-104. Charter school - requirements - authority.**

2 (11) (a) If a charter school chooses to apply, alone or with a consortium
3 of charter schools, for a grant through a nonformulaic, competitive grant
4 program created by a federal or state statute or program, the charter
5 school or consortium of charter schools ~~pursuant to the provisions of~~
6 ~~section 22-30.5-503 (3.5)~~, IS THE LOCAL EDUCATION AGENCY ONLY FOR
7 THE PURPOSES OF APPLYING AND DETERMINING ELIGIBILITY FOR THE
8 GRANT AND may request, PURSUANT TO SECTION 22-30.5-503 (3.5), that
9 the state charter school institute act as a ~~local education agency and~~ fiscal
10 ~~agent~~ MANAGER for the charter school or consortium of charter schools
11 for purposes of grant management. ~~and liability~~. The charter school or
12 consortium of charter schools shall pay the fee, if any, imposed by the
13 state charter school institute board as provided in section 22-30.5-503
14 (3.5).

15 **SECTION 8.** In Colorado Revised Statutes, 22-30.5-503, **amend**
16 (3.5) (a) introductory portion, (3.5) (b), and (3.5) (c) as follows:

17 **22-30.5-503. State charter school institute - establishment -**
18 **rules.** (3.5) (a) The state charter school institute may act as the ~~local~~
19 ~~education agency and~~ fiscal ~~agent~~ MANAGER for purposes of grant
20 management ~~and liability~~ for a district charter school, an institute charter
21 school, or a consortium of charter schools that chooses to apply for a
22 grant through a nonformulaic, competitive grant program created by a
23 federal or state statute or program; except that the provisions of this
24 subsection (3.5) shall not apply to an application for:

25 (b) In acting as a ~~local education agency and~~ fiscal ~~agent~~
26 MANAGER for purposes of grant management ~~and liability~~ pursuant to this
27 subsection (3.5), the institute shall treat district charter schools and

1 institute charter schools equally.

2 (c) The institute board, by rule, may establish a fee that a district
3 charter school, an institute charter school, or a consortium of charter
4 schools shall pay if it requests that the institute act as the ~~local education~~
5 ~~agency and fiscal agent~~ MANAGER for purposes of grant management ~~and~~
6 ~~liability~~ for the charter school or consortium of charter schools pursuant
7 to this subsection (3.5). The amount of the fee ~~shall~~ MUST not exceed the
8 direct costs incurred by the institute in implementing the provisions of
9 this subsection (3.5). Any amount received by the institute from fees paid
10 pursuant to this subsection (3.5) is continuously appropriated to the
11 institute for the costs incurred in implementing this subsection (3.5). The
12 institute board shall adopt rules as necessary to implement the provisions
13 of this subsection (3.5).

14 **SECTION 9.** In Colorado Revised Statutes, 22-30.5-507, **add**
15 (12) as follows:

16 **22-30.5-507. Institute charter school - requirements -**
17 **authority - rules.** (12) AN INSTITUTE CHARTER SCHOOL MAY CHOOSE TO
18 APPLY, ALONE OR WITH A CONSORTIUM OF CHARTER SCHOOLS, FOR A
19 GRANT THROUGH A NONFORMULAIC, COMPETITIVE GRANT PROGRAM
20 CREATED BY A FEDERAL OR STATE STATUTE OR PROGRAM. IF AN INSTITUTE
21 CHARTER SCHOOL APPLIES, ALONE OR WITH A CONSORTIUM OF CHARTER
22 SCHOOLS, FOR A GRANT, THE INSTITUTE CHARTER SCHOOL OR CONSORTIUM
23 OF CHARTER SCHOOLS IS THE LOCAL EDUCATION AGENCY ONLY FOR THE
24 PURPOSES OF APPLYING AND DETERMINING ELIGIBILITY FOR THE GRANT
25 AND MAY REQUEST THAT THE STATE CHARTER SCHOOL INSTITUTE ACT AS
26 A FISCAL MANAGER FOR THE INSTITUTE CHARTER SCHOOL PURSUANT TO
27 SECTION 22-30.5-503 (3.5) FOR PURPOSES OF GRANT MANAGEMENT.

1 **SECTION 10.** In Colorado Revised Statutes, 22-35-107, **amend**
2 (6) (c); and **add** (6) (e) as follows:

3 **22-35-107. Concurrent enrollment advisory board - created -**
4 **membership - duties - reports - repeal.** (6) The board shall have the
5 following duties:

6 (c) Making recommendations as necessary to the general
7 assembly, the state board, and the commission concerning the
8 improvement or updating of state policies relating to concurrent
9 enrollment programs, including but not limited to recommendations of
10 policies that will allow every local education provider in the state to have
11 adequate resources to enter into at least one cooperative agreement and
12 RECOMMENDATIONS OF A FUNDING ALLOCATION MODEL, TO BE APPROVED
13 BY THE STATE BOARD ON OR BEFORE JULY 1, 2013, IN THE EVENT THAT
14 THE NUMBER OF QUALIFIED STUDENTS IDENTIFIED BY LOCAL EDUCATION
15 PROVIDERS EXCEEDS AVAILABLE APPROPRIATIONS PURSUANT TO SECTION
16 22-35-108 (2);

17 (e) SUBMITTING TO THE STATE BOARD FOR ITS APPROVAL OR
18 DISAPPROVAL RECOMMENDATIONS MADE PURSUANT TO PARAGRAPHS (c)
19 AND (d) OF THIS SUBSECTION (6).

20 **SECTION 11.** In Colorado Revised Statutes, 22-35-108, **amend**
21 (2) (c) (II); **repeal** (2) (c) (I) and (2) (c) (III); and **add** (2) (c) (IV) as
22 follows:

23 **22-35-108. Accelerating students through concurrent**
24 **enrollment program - objectives - selection criteria - rules.**
25 (2) (c) (I) ~~On or before September 1, 2009, and on or before September~~
26 ~~1 each year thereafter, each local education provider shall submit to the~~
27 ~~department and the state board an estimate of the number of students in~~

1 ~~the local education provider who will seek to be designated by the~~
2 ~~department as ASCENT program participants for the following school~~
3 ~~year.~~

4 (II) The department, as part of its annual budget request to the
5 general assembly, shall report the total number of ~~students who have been~~
6 ~~identified by local education providers as potential ASCENT program~~
7 ~~participants for the following school year.~~

8 (III) ~~On or before June 1, 2010, and on or before June 1 each year~~
9 ~~thereafter, the state board of education shall determine and report to the~~
10 ~~department how many qualified students the department may designate~~
11 ~~as ASCENT program participants from each local education provider for~~
12 ~~the following school year.~~

13 (IV) IN THE EVENT THAT THERE ARE A GREATER NUMBER OF
14 QUALIFIED STUDENTS THAN AVAILABLE FUNDING TO PARTICIPATE IN THE
15 ASCENT PROGRAM, AS IDENTIFIED BY LOCAL EDUCATION PROVIDERS,
16 PRIORITY SHALL BE GIVEN TO LOCAL EDUCATION PROVIDERS WITH
17 HISTORICALLY LOW COLLEGE PARTICIPATION RATES AND QUALIFIED
18 STUDENTS IN THOSE SCHOOLS AND SCHOOL DISTRICTS ELIGIBLE FOR FREE
19 AND REDUCED LUNCH PURSUANT TO THE FEDERAL "NATIONAL SCHOOL
20 LUNCH ACT", 42 U.S.C. SEC. 1751 ET SEQ.

21 **SECTION 12.** In Colorado Revised Statutes, **repeal** 22-54-104
22 (6) (b).

23 **SECTION 13.** In Colorado Revised Statutes, 22-60.5-111,
24 **amend** (13) as follows:

25 **22-60.5-111. Authorization - types - applicants' qualifications**
26 **- rules.** (13) **Adult basic education authorization.** The department of
27 education may issue ~~a literacy instruction~~ AN ADULT BASIC EDUCATION

1 authorization to an applicant who provides documented evidence of
2 ~~literacy~~ ADULT BASIC EDUCATION training and experience. A school
3 district may employ a person who holds a ~~literacy instruction~~ AN ADULT
4 BASIC EDUCATION authorization to work as a ~~literacy~~ AN ADULT BASIC
5 EDUCATION instructor in a ~~literacy~~ AN ADULT EDUCATION program
6 operated by the school district before, during, or after regular school
7 hours. ~~A literacy instruction~~ AN ADULT BASIC EDUCATION authorization
8 is valid for five years from the date of issuance. The department of
9 education may renew the ~~literacy instruction~~ ADULT BASIC EDUCATION
10 authorization for successive five-year periods upon receipt of documented
11 evidence that the person holding the authorization has completed
12 additional ~~literacy~~ ADULT BASIC EDUCATION training or practice and any
13 other renewal requirements specified by rule of the state board of
14 education.

15 **SECTION 14.** In Colorado Revised Statutes, 22-60.5-112,
16 **amend** (1) (b) as follows:

17 **22-60.5-112. Fees - fund - repeal.** (1) (b) (I) Notwithstanding
18 any provision of paragraph (a) of this subsection (1) to the contrary, for
19 the 2011-12, 2012-13, ~~and~~ 2013-14, AND 2014-15 fiscal years, the
20 moneys in the cash fund are continuously appropriated to the department
21 to offset the direct and indirect costs incurred by the state board of
22 education and the department in administering this article. In each of said
23 fiscal years, the general appropriations bill shall, for informational
24 purposes, reflect the estimated amount of expenditures, including any
25 funding for personnel, from the cash fund.

26 (II) During each of the 2012, 2013, ~~and~~ 2014, AND 2015 regular
27 legislative sessions, the department shall report to the education

1 committees of the house of representatives and the senate, or any
2 successor committees, and the joint budget committee of the general
3 assembly concerning expenditures from the cash fund and the
4 department's progress in meeting the goal of reducing to six weeks or less
5 the processing time for issuing or renewing an educator license.

6 (III) For state fiscal years 2011-12, 2012-13, ~~and~~ 2013-14, AND
7 2014-15, any persons hired to assist the department in reducing the
8 processing time for issuing or renewing an educator license shall be
9 independent contractors with the department, and the contracts for
10 services shall not extend beyond June 30, ~~2014~~ 2015.

11 (IV) This paragraph (b) is repealed, effective July 1, ~~2014~~ 2015.

12 **SECTION 15.** In Colorado Revised Statutes, 22-87-104, **amend**
13 (1) as follows:

14 **22-87-104. Adoption and enforcement of policy of internet**
15 **safety for minors - public schools.** (1) No later than December 31,
16 ~~2012~~ 2013, the governing body of each district shall adopt and implement
17 a policy of internet safety for minors. ~~that includes a technology~~
18 ~~protection measure for each technology device provided by the district~~
19 ~~that allows for access to the internet by a minor from any location.~~

20 **SECTION 16.** In Colorado Revised Statutes, 22-87-103, **repeal**
21 (7).

22 **SECTION 17.** In Colorado Revised Statutes, **repeal** 22-87-105.

23 **SECTION 18.** In Colorado Revised Statutes, 23-1-121, **amend**
24 (3) (b), (6), and (8) as follows:

25 **23-1-121. Commission directive - approval of educator**
26 **preparation programs - review.** (3) The commission shall also adopt
27 policies to ensure that each educator preparation program offered by an

1 institution of higher education includes implementation of procedures to
2 monitor and improve the effectiveness of the program, as well as the
3 effectiveness of its graduates pursuant to section 22-9-105.5, C.R.S.,
4 including at a minimum the following:

5 (b) Implementation of a procedure for collecting and reviewing
6 evaluative data concerning the educator preparation program, which shall
7 include periodic surveys of graduates and employers and educator
8 identifier system data, pursuant to section ~~22-68.5-102.5~~ 22-2-112(1)(q),
9 C.R.S., for modifying the program as necessary in response to the data
10 collected;

11 (6) The department shall annually prepare a report concerning the
12 enrollment in, graduation rates from, and effectiveness of the review of
13 educator preparation programs authorized by the commission. In addition
14 the report shall include data on the outcomes of graduates of educator
15 preparation programs pursuant to section ~~22-68.5-102~~ 22-2-112 (1) (q),
16 C.R.S. The report shall also state the percentage of educator candidates
17 graduating from each program during the preceding twelve months that
18 applied for and received an initial license pursuant to section
19 22-60.5-201, C.R.S., and the percentage of the graduates who passed the
20 assessments administered pursuant to section 22-60.5-203, C.R.S. For
21 purposes of completing the report required pursuant to this subsection (6),
22 ~~as well as the report required pursuant to section 22-68.5-102.5, C.R.S.,~~
23 the department of higher education and the department of education shall
24 share any relevant data that complies with state and federal regulations
25 with the other agency. The department shall provide notice to the
26 education committees of the senate and the house of representatives, or
27 any successor committees, that the report is available to the members of

1 the committees upon request.

2 (8) On or before December 30, 2013, the commission shall review
3 the provisions of this section and any associated commission policies and
4 make recommendations for a new system to review, evaluate, and assist
5 educator preparation programs regarding the requirements of Senate Bill
6 08-212, enacted in 2008, Senate Bill 10-191, enacted in 2010, House Bill
7 09-1065, enacted in 2009, ~~and~~ Senate Bill 10-036, enacted in 2010,
8 SENATE BILL 11-245, ENACTED IN 2011, AND ANY LAWS PERTAINING TO
9 EDUCATOR PREPARATION PROGRAMS ENACTED IN 2013.

10 **SECTION 19.** In Colorado Revised Statutes, 24-4-103, **amend**
11 (2.7) (c) (I) introductory portion; and **add** (2.7) (g) as follows:

12 **24-4-103. Rule-making - procedure - definitions - repeal.**

13 (2.7) (c) (I) EXCEPT AS PROVIDED IN PARAGRAPH (g) OF THIS SUBSECTION
14 (2.7), beginning January 1, 2014, for each proposed rule that includes a
15 state mandate, an agency shall provide to the director a description of:

16 (g) BEGINNING JANUARY 1, 2014, FOR EACH PROPOSED RULE OF
17 THE STATE BOARD OF EDUCATION THAT IMPOSES A NEW STATE MANDATE
18 OR AN INCREASE IN THE LEVEL OF SERVICE FOR AN EXISTING STATE
19 MANDATE BEYOND THAT REQUIRED BY STATUTE, THE DEPARTMENT OF
20 EDUCATION SHALL COMPLY WITH THE PROVISIONS OF PARAGRAPH (c) OF
21 THIS SUBSECTION (2.7).

22 **SECTION 20. 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 7, 2013, if adjournment sine die is on May 8, 2013); 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

1 within such period, then the act, item, section, or part will not take effect
2 unless approved by the people at the general election to be held in
3 November 2014 and, in such case, will take effect on the date of the
4 official declaration of the vote thereon by the governor.