

First Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO

**REENGROSSED**

*This Version Includes All Amendments  
Adopted 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

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**House Committees**  
Education

**Senate Committees**

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**A BILL FOR AN ACT**

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

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**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  
3rd Reading Unamended  
February 26, 2013

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.

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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.