

Second Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO

**PREAMENDED**

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

LLS NO. 14-0636.01 Brita Darling x2241

**HOUSE BILL 14-1376**

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**HOUSE SPONSORSHIP**

**Buckner and Moreno,** Court, Duran, Exum, Fields, Foote, Kagan, Melton, Pabon,  
Williams, Young

**SENATE SPONSORSHIP**

(None),

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**House Committees**

Education  
Appropriations

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING THE ANALYSIS OF INFORMATION RELATING TO THE**  
102 **ACADEMIC SUCCESS OF PUBLIC SCHOOL STUDENTS BASED ON**  
103 **STUDENT PLACEMENT IN DIFFERENT INSTRUCTIONAL GROUPS OR**  
104 **COURSE LEVELS, AND, IN CONNECTION THEREWITH, MAKING AN**  
105 **APPROPRIATION.**

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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 requires the department of education (department) by

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.

November 1, 2014, and by November 1 of each year to create a core course level participation and performance report (report) for each public school and school district that includes, at a minimum, information concerning student participation in each core course level and student proficiency levels on statewide assessments, when available, disaggregated by student groups, including sex, race and ethnicity, socioeconomic status, English language proficiency, disability, gifted and talented, and other groups.

During the 2014-15 and 2015-16 academic years, the department shall work with the public schools and school districts to refine the data and improve the use and the functionality of the report for public schools and school districts.

Commencing with the 2016-17 academic year, the department shall make the report available on the department's web site.

Commencing with the 2016-17 academic year, each public school and school district shall use the information in the report in creating the school or school district's performance or improvement plan, and, if the data indicates that there are disparities in student proficiency on statewide assessments by course level or that a disproportionate number of students from specific student groups are enrolled in lower-level courses, the public school or school district shall develop strategies to address these disparities.

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

2           **SECTION 1.** In Colorado Revised Statutes, **add** 22-11-503.5 as  
3 follows:

4           **22-11-503.5. Student performance by course level - report -**  
5 **definitions.** (1) (a) THE GENERAL ASSEMBLY FINDS AND DECLARES THAT:

6           (I) ALL STUDENTS DESERVE THE OPPORTUNITY TO LEARN  
7 HIGHER-LEVEL CONTENT;

8           (II) THE SCHOOL AND THE SCHOOL DISTRICT'S COURSE PLACEMENT  
9 POLICIES AND DECISIONS IMPACTS A STUDENT'S OPPORTUNITY TO LEARN;  
10 AND

11           (III) COURSE-LEVEL PLACEMENT DECISIONS IN CORE COURSES  
12 HAVE A SIGNIFICANT IMPACT ON A STUDENT'S POTENTIAL TO ATTAIN  
13 PROFICIENCY ON THE STATEWIDE ASSESSMENTS IN CORE CONTENT AREAS

1 AND TO ATTAIN POSTSECONDARY AND WORKFORCE READINESS.

2 (b) THE GENERAL ASSEMBLY THEREFORE DETERMINES THAT:

3 (I) PROVIDING PUBLIC SCHOOLS AND SCHOOL DISTRICTS WITH  
4 DATA CONCERNING COURSE PARTICIPATION AND SUBSEQUENT  
5 PERFORMANCE ON STATEWIDE ASSESSMENTS WILL FACILITATE  
6 CONVERSATIONS AT THE SCHOOL AND SCHOOL-DISTRICT LEVELS TO  
7 IDENTIFY THOSE COURSES THAT RESULT IN THE GREATEST NUMBER OF  
8 STUDENTS DEMONSTRATING PROFICIENCY, TO PLACE MORE STUDENTS IN  
9 THOSE COURSES, AND TO ELIMINATE OR DRASTICALLY MODIFY COURSES  
10 THAT ARE NOT YIELDING LONG-TERM SUCCESS FOR STUDENTS WHO TAKE  
11 THE COURSES; AND

12 (II) PROVIDING SCHOOLS AND SCHOOL DISTRICTS WITH THIS DATA  
13 WILL ALSO FACILITATE CONVERSATIONS REGARDING THE DEMOGRAPHICS  
14 OF STUDENTS ENROLLED IN EACH COURSE LEVEL AND LEAD SCHOOLS AND  
15 SCHOOL DISTRICTS TO EXAMINE AND MODIFY COURSE PLACEMENT AND  
16 INSTRUCTIONAL GROUPING POLICIES AND DECISIONS.

17 (2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE  
18 REQUIRES:

19 (a) "CORE COURSE" MEANS A COURSE IN ENGLISH, MATHEMATICS,  
20 SCIENCE, OR SOCIAL STUDIES.

21 (b) "COURSE LEVEL" MEANS THE DEGREE OF DIFFICULTY OR  
22 COMPLEXITY OF THE CONTENT OF A COURSE IN A SPECIFIC SUBJECT AREA,  
23 SUCH AS AN HONORS LEVEL COURSE.

24 (3) (a) NO LATER THAN NOVEMBER 1, 2014, AND NO LATER THAN  
25 EACH NOVEMBER 1 THEREAFTER, FOR EACH ACADEMIC YEAR THE  
26 DEPARTMENT SHALL CREATE A CORE COURSE LEVEL PARTICIPATION AND  
27 PERFORMANCE REPORT FOR EACH SCHOOL DISTRICT AND PUBLIC SCHOOL

1 IN THE STATE. AT A MINIMUM, THE REPORT MUST INCLUDE:

2 (I) THE PARTICIPATION OF STUDENTS IN EACH CORE COURSE LEVEL  
3 DISAGGREGATED BY STUDENT GROUPS; AND

4 (II) WHEN AVAILABLE, THE PROFICIENCY LEVELS THAT THE  
5 STUDENTS ENROLLED IN EACH CORE COURSE LEVEL ACHIEVE ON THE  
6 STATEWIDE ASSESSMENT THAT CORRESPONDS TO THE COURSE SUBJECT  
7 DISAGGREGATED BY STUDENT GROUPS.

8 (b) DURING THE 2014-15 AND 2015-16 ACADEMIC YEARS, THE  
9 DEPARTMENT SHALL WORK WITH PUBLIC SCHOOLS AND SCHOOL DISTRICTS  
10 TO REFINE THE FORMAT AND CONTENT OF THE REPORT TO IMPROVE THE  
11 USE AND FUNCTIONALITY OF THE REPORT FOR PUBLIC SCHOOLS AND  
12 SCHOOL DISTRICTS, RECOGNIZING THAT THE STATEWIDE ASSESSMENTS  
13 WILL BE IN TRANSITION DURING THESE ACADEMIC YEARS.

14 (4) COMMENCING WITH THE 2016-17 ACADEMIC YEAR, THE  
15 DEPARTMENT SHALL ALSO MAKE THE CORE COURSE LEVEL PARTICIPATION  
16 AND PERFORMANCE REPORTS AVAILABLE ON THE DEPARTMENT'S WEB SITE.

17 (5) COMMENCING NO LATER THAN THE 2016-17 ACADEMIC YEAR,  
18 PUBLIC SCHOOLS AND SCHOOL DISTRICTS SHALL USE THE DATA IN THE  
19 CORE COURSE LEVEL PARTICIPATION AND PERFORMANCE REPORT TO  
20 INFORM THE DISTRICT PLANS ADOPTED PURSUANT TO SECTIONS 22-11-303  
21 TO 22-11-306, AND THE SCHOOL PLANS ADOPTED PURSUANT TO SECTIONS  
22 22-11-403 TO 22-11-406. THE CORE COURSE LEVEL PARTICIPATION AND  
23 PERFORMANCE REPORT IS INTENDED TO GENERATE SCHOOL-BUILDING  
24 LEVEL AND SCHOOL-DISTRICT LEVEL DISCUSSION AND EXAMINATION OF  
25 COURSE PLACEMENT POLICIES AND DECISIONS AND THE RESULTING  
26 STUDENT PROFICIENCY LEVELS ON STATEWIDE ASSESSMENTS. IF THE CORE  
27 COURSE LEVEL PARTICIPATION AND PERFORMANCE REPORT INDICATES

1 THAT THERE ARE SIGNIFICANT DISPARITIES IN STUDENT PERFORMANCE BY  
2 COURSE LEVEL OR THAT A DISPROPORTIONATE NUMBER OF STUDENTS  
3 FROM SPECIFIC STUDENT GROUPS ARE ENROLLED IN COURSES THAT  
4 ACHIEVE LOWER STUDENT PROFICIENCY LEVELS ON STATEWIDE  
5 ASSESSMENTS, THE PUBLIC SCHOOL OR SCHOOL DISTRICT SHALL INCLUDE  
6 STRATEGIES FOR ADDRESSING THE DISPARITIES AND DISPROPORTIONATE  
7 STUDENT GROUPS PARTICIPATION IN THE DISTRICT PLAN ADOPTED  
8 PURSUANT TO SECTIONS 22-11-303 TO 22-11-306 AND THE SCHOOL PLAN  
9 ADOPTED PURSUANT TO SECTIONS 22-11-403 TO 22-11-406, WHICH  
10 STRATEGIES MAY INCLUDE ELIMINATING OR MODIFYING COURSES.

11 **SECTION 2. Appropriation.** In addition to any other  
12 appropriation, there is hereby appropriated, out of any moneys in the  
13 general fund not otherwise appropriated, to the department of education,  
14 for the fiscal year beginning July 1, 2014, the sum of \$144,216 and 0.2  
15 FTE, or so much thereof as may be necessary, for allocation to  
16 management and administration for information technology services  
17 related to the implementation of this act.

18 **SECTION 3. Act subject to petition - effective date.** This act  
19 takes effect at 12:01 a.m. on the day following the expiration of the  
20 ninety-day period after final adjournment of the general assembly (August  
21 6, 2014, if adjournment sine die is on May 7, 2014); except that, if a  
22 referendum petition is filed pursuant to section 1 (3) of article V of the  
23 state constitution against this act or an item, section, or part of this act  
24 within such period, then the act, item, section, or part will not take effect  
25 unless approved by the people at the general election to be held in  
26 November 2014 and, in such case, will take effect on the date of the  
27 official declaration of the vote thereon by the governor.