

First Regular Session
Seventieth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 15-1032.03 Julie Pelegrin x2700

SENATE BILL 15-257

SENATE SPONSORSHIP

Hill and Merrifield, Holbert, Marble, Neville T., Todd, Woods

HOUSE SPONSORSHIP

Becker J. and Singer,

Senate Committees
Education

House Committees

A BILL FOR AN ACT

101 CONCERNING ACCOUNTABILITY IN PUBLIC SCHOOLS.

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>.)

Under existing law, the state board of education (state board) must review and revise the Colorado academic standards on or before July 1, 2018, and every 6 years thereafter. The bill requires the state board to review and revise the standards on or before July 1, 2016, and every 6 years thereafter.

The bill restricts statewide testing to the following:

- ! For English language arts and mathematics, testing annually in each of grades 3 through 8 and once in grades

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.

10 through 12, as selected by each school district, board of cooperative services that operates a public school, and charter school (local education provider);

- ! For science, testing annually in one elementary school grade and one middle school grade, as selected by the department of education, and one high school grade, as selected by each local education provider.

The bill continues to require students enrolled in eleventh grade to take the curriculum-based achievement exam adopted by the state board.

Each local education provider must notify the department of education (department) regarding the grade levels at which it will administer the state assessments. The bill allows each local education provider to choose to administer state assessments in English language arts and math in up to 2 additional high school grades, at the state's cost.

The bill allows a local education provider to choose to administer, in lieu of the state assessments, a battery of assessments in English language arts, mathematics, and science that are vertically aligned for grades 3 through 10. The department must reimburse the local education provider for the costs of administering the battery of assessments. The local education provider must provide to the department the results of the assessments. The department must apply to the federal government for a waiver of federal law if necessary to allow a local education provider to administer the battery of assessments in lieu of the state assessments.

The bill requires the department to administer the computerized portion of a state assessment in a format that a student can complete using paper and pencil if requested by a local education provider or a student's parent. Each local education provider must adopt a written policy to allow a parent to choose to have his or her child take the computerized portions of the state assessments using pencil and paper.

The bill allows a local education provider or group of local education providers, working with the department, to design and implement a pilot alternative accountability and assessment system (pilot system), so long as the pilot system complies with federal requirements or with the provisions of a federal waiver. If the pilot system meets federal requirements, the state board must waive any conflicting state statutory or regulatory requirements for the participating local education providers. The department must apply to the federal department of education for a waiver of federal requirements if necessary to implement a pilot system.

Under existing law, a local education provider must administer a reading assessment and a school readiness assessment to kindergarten students. The bill requires the local education provider to administer the reading assessment within the first 90 days of the school year. If the local education provider administers the reading assessment within the first 60 days of the school year, then the local education provider is not required

to administer the literacy component of the school readiness assessment.

Under the bill, if a kindergarten or first-, second-, or third-grade student's score on a state-approved literacy assessment indicates that the student may have a significant reading deficiency, the teacher must assess the student again within 60 days to determine whether the student does have a significant reading deficiency. If a student's score on a state-approved literacy assessment indicates that the student is reading at grade-level competency, then the local education provider is not required to administer the reading assessment again during the same school year. The bill requires the department to ensure that at least one of the approved reading assessments can be completed using pencil and paper.

Under existing law, each local education provider must administer a school readiness assessment to students in kindergarten and prepare an individual school readiness plan for each student. The bill requires the local education provider to administer the school readiness assessment during the first 60 days of the school year. A local education provider may choose to administer the school readiness assessment multiple times during the school year to monitor a student's progress toward school readiness. If a kindergarten student demonstrates a significant reading deficiency, the "Reading to Ensure Academic Development" (READ) plan that the local education provider creates for the student will be a component of the student's individual school readiness plan.

Under current law, each school district must ensure that at least 50% of the evaluation of the performance of licensed personnel is based on student growth. But, for the 2014-15 school year, a school district may decide what percentage, if any, to give to student academic growth in deciding a person's effectiveness rating. The bill extends for 3 additional school years the school district's ability to decide the percentage to give to student academic growth.

The bill repeals the existing statute that governs state assessments. The bill recreates the statutory provisions that relate to testing in languages other than English, testing children with disabilities, exempting from testing the children that participate in nonpublic, home-based educational programs and nonpublic schools, administering the ACT to eleventh-grade students, disseminating and using test results, allowing nonpublic schools to administer the state assessments, and appropriating moneys to fund the state assessments.

The bill repeals references to the postsecondary and workforce planning, preparation, and readiness assessments and clarifies that students' demonstration of postsecondary and workforce readiness is determined in part by scores on the state assessments administered in high school.

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

1 **SECTION 1.** In Colorado Revised Statutes, 22-7-1005, **amend**
2 (6) as follows:

3 **22-7-1005. Preschool through elementary and secondary**
4 **education - aligned standards - adoption - revisions.** (6) On or before
5 ~~July 1, 2018~~ JULY 1, 2016, and on or before July 1 every six years
6 thereafter, the state board shall review and adopt any appropriate
7 revisions to the preschool through elementary and secondary education
8 standards specified in this section. In adopting revisions, the state board
9 may add or delete one or more of the specific instructional areas based on
10 the needs of the state and changes in national and international academic
11 expectations. In adopting revisions to the standards pursuant to this
12 subsection (6), the state board shall ensure that the standards continue to
13 meet the requirements specified in subsection (3) of this section.

14 **SECTION 2.** In Colorado Revised Statutes, **add** 22-7-1006.3 and
15 22-7-1006.5 as follows:

16 **22-7-1006.3. State assessments - administration - rules.**
17 (1) (a) BEGINNING IN THE 2015-16 SCHOOL YEAR, THE DEPARTMENT OF
18 EDUCATION, IN COLLABORATION WITH LOCAL EDUCATION PROVIDERS,
19 SHALL ADMINISTER THE STATE ASSESSMENTS IN THE INSTRUCTIONAL
20 AREAS OF ENGLISH LANGUAGE ARTS, MATHEMATICS, AND SCIENCE AS
21 ADOPTED BY THE STATE BOARD PURSUANT TO SECTION 22-7-1006 AS
22 FOLLOWS:

23 (I) THE DEPARTMENT SHALL ADMINISTER A STATE ASSESSMENT IN
24 ENGLISH LANGUAGE ARTS TO ALL STUDENTS ENROLLED IN GRADES THREE
25 THROUGH EIGHT IN PUBLIC SCHOOLS THROUGHOUT THE STATE. THE
26 DEPARTMENT SHALL ALSO ADMINISTER A STATE ASSESSMENT IN ENGLISH
27 LANGUAGE ARTS TO STUDENTS ENROLLED IN ONE OF GRADES TEN

1 THROUGH TWELVE IN PUBLIC SCHOOLS THROUGHOUT THE STATE, AS
2 SELECTED BY EACH LOCAL EDUCATION PROVIDER.

3 (II) THE DEPARTMENT SHALL ADMINISTER A STATE ASSESSMENT
4 IN MATHEMATICS TO ALL STUDENTS ENROLLED IN GRADES THREE
5 THROUGH EIGHT IN PUBLIC SCHOOLS THROUGHOUT THE STATE. THE
6 DEPARTMENT SHALL ALSO ADMINISTER A STATE ASSESSMENT IN
7 MATHEMATICS TO STUDENTS ENROLLED IN ONE OF GRADES TEN THROUGH
8 TWELVE IN PUBLIC SCHOOLS THROUGHOUT THE STATE, AS SELECTED BY
9 EACH LOCAL EDUCATION PROVIDER.

10 (III) THE DEPARTMENT SHALL ADMINISTER A STATE ASSESSMENT
11 IN SCIENCE TO STUDENTS ENROLLED IN PUBLIC ELEMENTARY, MIDDLE, AND
12 HIGH SCHOOLS THROUGHOUT THE STATE. THE DEPARTMENT SHALL SELECT
13 THE SPECIFIC GRADES IN ELEMENTARY SCHOOL AND MIDDLE SCHOOL IN
14 WHICH TO ADMINISTER THE STATE SCIENCE ASSESSMENT, ENSURING THAT
15 STUDENTS TAKE THE STATE SCIENCE ASSESSMENT ONCE IN ELEMENTARY
16 SCHOOL AND ONCE IN MIDDLE SCHOOL. EACH LOCAL EDUCATION
17 PROVIDER SHALL SELECT THE SPECIFIC GRADE IN HIGH SCHOOL AT WHICH
18 TO ADMINISTER THE STATE SCIENCE ASSESSMENT.

19 (b) BY AUGUST 15, 2015, EACH LOCAL EDUCATION PROVIDER
20 SHALL REPORT TO THE DEPARTMENT THE GRADE LEVEL AT WHICH IT WILL
21 ADMINISTER THE STATE ASSESSMENTS IN MATHEMATICS AND ENGLISH
22 LANGUAGE ARTS THAT MUST BE ADMINISTERED ONCE IN GRADES TEN
23 THROUGH TWELVE AND THE HIGH SCHOOL GRADE LEVEL AT WHICH IT WILL
24 ADMINISTER THE STATE SCIENCE ASSESSMENT. IF A LOCAL EDUCATION
25 PROVIDER CHOOSES TO CHANGE AN ASSESSMENT GRADE LEVEL AFTER THE
26 2015-16 SCHOOL YEAR, THE LOCAL EDUCATION PROVIDER MUST:

27 (I) NOTIFY THE DEPARTMENT NO LATER THAN JULY 1 OF THE

1 SCHOOL YEAR IN WHICH THE LOCAL EDUCATION PROVIDER WILL
2 IMPLEMENT THE CHANGE; AND

3 (II) ENSURE THAT THE CHANGE IN ASSESSMENT GRADE LEVEL DOES
4 NOT RESULT IN A STUDENT COHORT THAT DOES NOT TAKE THE STATE
5 ASSESSMENT DURING A REQUIRED GRADE INTERVAL.

6 (c) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (a) OF
7 THIS SUBSECTION (1) TO THE CONTRARY:

8 (I) A LOCAL EDUCATION PROVIDER MAY CHOOSE TO ADMINISTER
9 STATE ASSESSMENTS IN THE AREAS OF ENGLISH LANGUAGE ARTS AND
10 MATHEMATICS IN UP TO TWO ADDITIONAL GRADES AT THE HIGH SCHOOL
11 LEVEL. AT THE REQUEST OF A LOCAL EDUCATION PROVIDER, THE
12 DEPARTMENT SHALL ADMINISTER THE ADDITIONAL STATE ASSESSMENTS
13 AND PAY THE COSTS OF ADMINISTERING THE ADDITIONAL ASSESSMENTS.

14 (II) (A) A LOCAL EDUCATION PROVIDER MAY CHOOSE TO
15 ADMINISTER A VERTICALLY SCALED BATTERY OF ACHIEVEMENT TESTS
16 DESIGNED TO MEASURE STUDENT GROWTH IN A LONGITUDINAL
17 ASSESSMENT SYSTEM, WHICH SYSTEM IS ALIGNED WITH THE COLORADO
18 ACADEMIC STANDARDS ADOPTED PURSUANT TO SECTION 22-7-1005, FOR
19 GRADES THREE THROUGH TEN IN ENGLISH LANGUAGE ARTS,
20 MATHEMATICS, AND SCIENCE IN LIEU OF THE STATEWIDE ASSESSMENTS
21 ADMINISTERED PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (1).
22 THE LOCAL EDUCATION PROVIDER SHALL NOTIFY THE DEPARTMENT OF
23 EDUCATION THAT IT IS CHOOSING TO ADMINISTER THE ASSESSMENT
24 SYSTEM, AND THE DEPARTMENT SHALL REIMBURSE THE LOCAL EDUCATION
25 PROVIDER FOR THE COSTS INCURRED IN ADMINISTERING THE ASSESSMENT
26 SYSTEM. THE LOCAL EDUCATION PROVIDER SHALL PROVIDE TO THE
27 DEPARTMENT THE ASSESSMENT RESULTS AND SHALL COMPLY WITH THE

1 PROVISIONS SPECIFIED IN SUBSECTIONS (2) TO (9) OF THIS SECTION AS IF
2 THE LOCAL EDUCATION PROVIDER WERE ADMINISTERING THE STATE
3 ASSESSMENTS.

4 (B) AS SOON AS PRACTICABLE AFTER THE EFFECTIVE DATE OF THIS
5 SECTION, THE DEPARTMENT SHALL APPLY TO THE FEDERAL DEPARTMENT
6 OF EDUCATION FOR A WAIVER OF FEDERAL STATUTORY AND REGULATORY
7 REQUIREMENTS AS MAY BE NECESSARY TO IMPLEMENT THIS
8 SUBPARAGRAPH (II).

9 (d) LOCAL EDUCATION PROVIDERS SHALL ADMINISTER THE
10 STATEWIDE ASSESSMENTS ON A SCHEDULE THAT THE DEPARTMENT
11 ANNUALLY SETS.

12 (e) IF ALL OR ANY PORTION OF A STATE ASSESSMENT REQUIRES A
13 STUDENT TO USE A COMPUTER TO TAKE THE ASSESSMENT, AT THE REQUEST
14 OF A LOCAL EDUCATION PROVIDER, ON ITS OWN BEHALF OR ON BEHALF OF
15 A STUDENT'S PARENT, THE DEPARTMENT OF EDUCATION MUST ADMINISTER
16 THE PORTIONS OF THE STATE ASSESSMENT THAT REQUIRE A COMPUTER IN
17 A FORMAT THAT A STUDENT MAY COMPLETE USING PENCIL AND PAPER.
18 EACH LOCAL EDUCATION PROVIDER SHALL REPORT TO THE DEPARTMENT
19 THE NUMBER OF STUDENTS ENROLLED BY THE LOCAL EDUCATION
20 PROVIDER WHO WILL TAKE THE STATE ASSESSMENT IN A FORMAT THAT IS
21 COMPLETED USING PENCIL AND PAPER.

22 (2) (a) IN ADDITION TO ANY STATE ASSESSMENTS THAT A LOCAL
23 EDUCATION PROVIDER MAY CHOOSE TO ADMINISTER TO STUDENTS
24 ENROLLED IN ELEVENTH GRADE, STUDENTS ENROLLED IN ELEVENTH
25 GRADE ARE REQUIRED TO TAKE A STANDARDIZED CURRICULUM-BASED,
26 ACHIEVEMENT COLLEGE ENTRANCE EXAMINATION SELECTED AND
27 ADMINISTERED BY THE DEPARTMENT OF EDUCATION, WHICH EXAMINATION

1 IS ADMINISTERED THROUGHOUT THE UNITED STATES AND RELIED UPON BY
2 INSTITUTIONS OF HIGHER EDUCATION, REFERRED TO IN THIS SECTION AS
3 THE "CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM". AT
4 A MINIMUM, THE CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE
5 EXAM MUST TEST IN THE AREAS OF READING, WRITING, MATHEMATICS,
6 AND SCIENCE. THE DEPARTMENT SHALL PAY ALL COSTS ASSOCIATED WITH
7 ADMINISTERING THE CURRICULUM-BASED, ACHIEVEMENT COLLEGE
8 ENTRANCE EXAM.

9 (b) (I) THE DEPARTMENT OF EDUCATION SHALL ANNUALLY
10 SCHEDULE A DAY ON WHICH THE CURRICULUM-BASED, ACHIEVEMENT
11 COLLEGE ENTRANCE EXAM IS ADMINISTERED TO ALL ELEVENTH-GRADE
12 STUDENTS ENROLLED IN PUBLIC HIGH SCHOOLS THROUGHOUT THE STATE.

13 (II) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF
14 THIS PARAGRAPH (b), A STUDENT WHO CAN SHOW A NEED TO TAKE THE
15 CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM ON AN
16 ALTERNATE DATE ON WHICH THE EXAM IS ADMINISTERED THROUGHOUT
17 THE COUNTRY MAY TAKE THE EXAM ON THAT ALTERNATE DATE, SO LONG
18 AS THE ALTERNATE DATE IS BEFORE THE DATE SCHEDULED BY THE
19 DEPARTMENT PURSUANT TO SUBPARAGRAPH (I) OF THIS PARAGRAPH (b).
20 THE DEPARTMENT SHALL PAY ALL COSTS ASSOCIATED WITH A STUDENT
21 TAKING THE CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE
22 EXAM ON AN ALTERNATE DATE AS PROVIDED IN THIS SUBPARAGRAPH (II).

23 (c) THE STATE BOARD SHALL ADOPT RULES TO ENSURE THAT THE
24 REQUIREMENTS OF THE ADMINISTRATOR OF THE CURRICULUM-BASED,
25 ACHIEVEMENT COLLEGE ENTRANCE EXAM, SUCH AS A SECURE
26 ENVIRONMENT, ARE MET AND TO IDENTIFY THE LEVEL OF NEED THAT A
27 STUDENT MUST DEMONSTRATE TO TAKE THE CURRICULUM-BASED,

1 ACHIEVEMENT COLLEGE ENTRANCE EXAM ON AN ALTERNATE DATE AS
2 PROVIDED IN SUBPARAGRAPH (II) OF PARAGRAPH (b) OF THIS SUBSECTION
3 (2).

4 (3) (a) EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPHS (b) AND
5 (c) OF THIS SUBSECTION (3), EACH STUDENT ENROLLED IN A PUBLIC
6 SCHOOL IS REQUIRED TO TAKE THE STATE ASSESSMENTS ADMINISTERED
7 PURSUANT TO SUBSECTION (1) OF THIS SECTION AT THE STUDENT'S GRADE
8 LEVEL, AS DETERMINED BY THE ENROLLING LOCAL EDUCATION PROVIDER.

9 (b) A CHILD WHO IS ENROLLED IN A NONPUBLIC SCHOOL OR
10 PARTICIPATING IN A NONPUBLIC HOME-BASED EDUCATIONAL PROGRAM
11 PURSUANT TO SECTION 22-33-104.5 IS NOT REQUIRED TO TAKE A STATE
12 ASSESSMENT ADMINISTERED PURSUANT TO THIS SECTION, EVEN THOUGH
13 THE CHILD MAY ALSO BE ATTENDING A PUBLIC SCHOOL FOR A PORTION OF
14 THE SCHOOL DAY AND THEREFORE INCLUDED IN THE ENROLLMENT OF A
15 LOCAL EDUCATION PROVIDER.

16 (c) A STUDENT WHO HAS AN INDIVIDUALIZED EDUCATION
17 PROGRAM AS PROVIDED IN SECTION 22-20-108, AND WHO IS ELIGIBLE,
18 ACCORDING TO THE ANNUAL REVIEW OF THE STUDENT'S INDIVIDUALIZED
19 EDUCATION PROGRAM, FOR THE STATE'S ALTERNATE ASSESSMENT FOR
20 STUDENTS WITH SIGNIFICANT COGNITIVE DISABILITIES OR ANOTHER
21 ASSESSMENT APPROVED BY RULE OF THE STATE BOARD, IS NOT REQUIRED
22 TO TAKE THE STATE ASSESSMENTS ADMINISTERED PURSUANT TO
23 SUBSECTION (1) OF THIS SECTION, BUT THE STUDENT MUST TAKE THE
24 ALTERNATE ASSESSMENT OR THE OTHER APPROVED ASSESSMENT. EACH
25 LOCAL EDUCATION PROVIDER SHALL REPORT TO THE DEPARTMENT OF
26 EDUCATION THE RESULTS OF THE ALTERNATE ASSESSMENTS OR OTHER
27 APPROVED ASSESSMENTS ADMINISTERED TO STUDENTS ENROLLED BY THE

1 LOCAL EDUCATION PROVIDER. THE DEPARTMENT SHALL AGGREGATE THE
2 RESULTS SEPARATELY FOR EACH PUBLIC SCHOOL.

3 (d) IF A STUDENT HAS AN INDIVIDUALIZED EDUCATION PROGRAM
4 AS PROVIDED IN SECTION 22-20-108 BUT IS NOT ELIGIBLE FOR THE
5 ALTERNATE ASSESSMENT OR OTHER APPROVED ASSESSMENT, THE
6 ENROLLING LOCAL EDUCATION PROVIDER SHALL ASSESS THE STUDENT IN
7 EACH INSTRUCTIONAL AREA FOR WHICH THERE IS A STATE TEST AT THE
8 STUDENT'S GRADE LEVEL. IF, AS PART OF A STUDENT'S INDIVIDUALIZED
9 EDUCATION PROGRAM, THE STUDENT ATTENDS PART-TIME A SCHOOL OR
10 PROGRAM AWAY FROM THE SCHOOL IN WHICH THE STUDENT IS ENROLLED,
11 THE LOCAL EDUCATION PROVIDER THAT ENROLLS A STUDENT, OR THE
12 ADMINISTRATIVE UNIT THAT THE LOCAL EDUCATION PROVIDER IS A
13 MEMBER OF, MAY DESIGNATE EITHER THE SCHOOL OF RESIDENCY OR THE
14 SCHOOL OF ATTENDANCE AS THE SCHOOL TO WHICH THE DEPARTMENT OF
15 EDUCATION MUST ASSIGN THE STUDENT'S SCORES FOR PURPOSES OF
16 MEASURING THE LEVELS OF ATTAINMENT ON THE PERFORMANCE
17 INDICATORS SPECIFIED IN SECTION 22-11-204, DETERMINING
18 ACCREDITATION CATEGORIES PURSUANT TO SECTION 22-11-208, AND
19 MEASURING PUBLIC SCHOOL PERFORMANCE PURSUANT TO SECTION
20 22-11-210.

21 (4) (a) THE DEPARTMENT OF EDUCATION IN COLLABORATION WITH
22 LOCAL EDUCATION PROVIDERS SHALL ADMINISTER THE ENGLISH VERSIONS
23 OF THE STATE ASSESSMENTS AND MAY ADMINISTER AN ASSESSMENT
24 ADOPTED BY THE STATE BOARD IN LANGUAGES OTHER THAN ENGLISH, AS
25 MAY BE APPROPRIATE FOR ENGLISH LANGUAGE LEARNERS; EXCEPT THAT
26 A STUDENT WHO HAS PARTICIPATED IN AN ENGLISH LANGUAGE
27 PROFICIENCY PROGRAM, AS PROVIDED IN ARTICLE 24 OF THIS TITLE, FOR

1 MORE THAN A TOTAL OF THREE SCHOOL YEARS IS INELIGIBLE TO TAKE THE
2 STATE ASSESSMENTS IN A LANGUAGE OTHER THAN ENGLISH.

3 (b) THE STATE BOARD SHALL REVISE AS NECESSARY, AND THE
4 DEPARTMENT OF EDUCATION SHALL ADMINISTER, READING AND WRITING
5 ASSESSMENTS IN SPANISH FOR STUDENTS ENROLLED IN THE THIRD AND
6 FOURTH GRADES.

7 (5) THE DEPARTMENT OF EDUCATION, BY POLICY, MAY DETERMINE
8 WHETHER THE SCORES OF ONE OR MORE GROUPS OF STUDENTS ARE NOT
9 APPROPRIATE TO BE USED IN MEASURING THE LEVELS OF ATTAINMENT ON
10 THE PERFORMANCE INDICATORS, AS DEFINED IN SECTION 22-11-103. A
11 POLICY THAT THE DEPARTMENT ADOPTS PURSUANT TO THIS SUBSECTION
12 (5) MUST BE IN ACCORDANCE WITH THE REQUIREMENTS OF FEDERAL
13 STATUTES AND REGULATIONS.

14 (6) (a) THE DEPARTMENT OF EDUCATION SHALL PROVIDE TO EACH
15 LOCAL EDUCATION PROVIDER THE RESULTS OF ALL OF THE STATE
16 ASSESSMENTS THAT THE LOCAL EDUCATION PROVIDER ADMINISTERS AND
17 MAKE AVAILABLE TO LOCAL EDUCATION PROVIDERS THE STATE
18 ASSESSMENT DATA OF INDIVIDUAL STUDENTS THAT IS REQUIRED TO
19 MEASURE ACADEMIC PROGRESS OVER TIME. THE DEPARTMENT SHALL
20 ALIGN THE DISAGGREGATION OF STATE ASSESSMENT RESULTS WITH THE
21 EXCLUSION OF SCORES PERMITTED BY SUBSECTION (5) OF THIS SECTION.

22 (b) THE DEPARTMENT OF EDUCATION SHALL RELEASE TO THE
23 PUBLIC ONLY THOSE STATE ASSESSMENT RESULTS THAT THE DEPARTMENT
24 DEEMS VALID. THE DEPARTMENT SHALL NOT RELY ON STATE ASSESSMENT
25 RESULTS THAT THE DEPARTMENT HAS DEEMED INVALID IN PERFORMANCE
26 CALCULATIONS WHEN ASSIGNING ACCREDITATION LEVELS OR SCHOOL
27 PLAN TYPES, AS DESCRIBED IN ARTICLE 11 OF THIS TITLE, TO A LOCAL

1 EDUCATION PROVIDER. AT ANY TIME THAT THE DEPARTMENT RELEASES
2 STATE ASSESSMENT RESULTS TO THE PUBLIC, IN ADDITION TO RELEASING
3 THE RESULTS OF THE ENGLISH VERSIONS OF THE STATE ASSESSMENTS, THE
4 DEPARTMENT SHALL RELEASE THE RESULTS OF ANY STATE ASSESSMENTS
5 ADMINISTERED IN LANGUAGES OTHER THAN ENGLISH.

6 (c) AT THE REQUEST OF A LOCAL EDUCATION PROVIDER, THE
7 ENTITY THAT IS RESPONSIBLE FOR DEVELOPING A STATE ASSESSMENT
8 MUST RETURN TO THE LOCAL EDUCATION PROVIDER THE STUDENT
9 RESPONSES TO THE ESSAY PORTION AND APPROPRIATE PARAGRAPHS THAT
10 ARE RELEASED FROM THE ENGLISH LANGUAGE ARTS PORTION OF THE
11 STATE ASSESSMENT AND THE RESULTS OF ALL REQUESTED STATE
12 ASSESSMENTS. THE REQUESTING LOCAL EDUCATION PROVIDER MUST PAY
13 THE ENTITY FOR THE ACTUAL COST OF PHOTOCOPYING AND MAILING THE
14 ENGLISH LANGUAGE ARTS PORTION OF THE STATE ASSESSMENT. THE
15 REQUESTING LOCAL EDUCATION PROVIDER SHALL MAINTAIN THE
16 CONFIDENTIALITY OF ALL STATE ASSESSMENT RESULTS THAT IT RECEIVES
17 AND MAY USE THE ESSAY PORTION AND APPROPRIATE PARAGRAPHS ONLY
18 TO IMPROVE AN INDIVIDUAL STUDENT'S WRITING SKILLS.

19 (d) EACH LOCAL EDUCATION PROVIDER SHALL INCLUDE THE
20 RESULTS OF THE STATE ASSESSMENTS ADMINISTERED PURSUANT TO
21 SUBSECTION (1) OF THIS SECTION ON EACH STUDENT'S FINAL REPORT CARD
22 FOR THE APPLICABLE SCHOOL YEAR AND INCLUDE THE RESULTS IN THE
23 STUDENT'S PERMANENT ACADEMIC RECORD; EXCEPT THAT A LOCAL
24 EDUCATION PROVIDER MAY INCLUDE STATE ASSESSMENT DATA ON A
25 STUDENT'S FINAL REPORT CARD ONLY IF THE LOCAL EDUCATION PROVIDER
26 HAS SUFFICIENT TIME TO PROCESS THE STATE ASSESSMENT RESULTS AFTER
27 THEY ARE RELEASED.

1 (7) (a) EACH LOCAL EDUCATION PROVIDER SHALL ENSURE THAT
2 APPROPRIATE PERSONNEL WITHIN EACH PUBLIC SCHOOL MEET WITH AND
3 EXPLAIN TO THE PARENT OR LEGAL GUARDIAN OF EACH STUDENT
4 ENROLLED IN THE PUBLIC SCHOOL THE STUDENT'S STATE ASSESSMENT
5 RESULTS AND DIAGNOSTIC REPORTING RETURNED TO THE STUDENT'S
6 PUBLIC SCHOOL.

7 (b) THE DEPARTMENT OF EDUCATION SHALL CREATE, MAINTAIN,
8 AND MAKE AVAILABLE TO LOCAL EDUCATION PROVIDERS AND PARENTS OR
9 LEGAL GUARDIANS, UPON REQUEST, A LIST OF RESOURCES AND PROGRAMS
10 THAT PUBLIC SCHOOLS AND PARENTS OR LEGAL GUARDIANS MAY ACCESS
11 TO ASSIST STUDENTS IN ADDRESSING SPECIFIC LEARNING ISSUES
12 IDENTIFIED BY THE STATE ASSESSMENT RESULTS PROVIDED PURSUANT TO
13 THIS SECTION.

14 (8) (a) THE DEPARTMENT OF EDUCATION SHALL PERMIT A
15 NONPUBLIC SCHOOL TO ADMINISTER THE STATE ASSESSMENTS REQUIRED
16 BY SUBSECTION (1) OF THIS SECTION AND SHALL PROVIDE TO THE
17 NONPUBLIC SCHOOL THE RESULTS OF ANY STATE ASSESSMENTS
18 ADMINISTERED, INCLUDING DIAGNOSTIC REPORTING FOR EACH STUDENT'S
19 PERFORMANCE ON EACH STATE ASSESSMENT. THE NONPUBLIC SCHOOL
20 MUST PAY ALL COSTS ASSOCIATED WITH ADMINISTERING AND PROVIDING
21 RESULTS FOR THE STATE ASSESSMENTS.

22 (b) A LOCAL EDUCATION PROVIDER, UPON THE REQUEST OF THE
23 PARENT OR LEGAL GUARDIAN OF A CHILD WHO IS PARTICIPATING IN A
24 NONPUBLIC HOME-BASED EDUCATIONAL PROGRAM PURSUANT TO SECTION
25 22-33-104.5, MUST PERMIT THE CHILD TO TAKE A STATE ASSESSMENT
26 REQUIRED BY SUBSECTION (1) OF THIS SECTION AND MUST PROVIDE TO THE
27 PARENT OR LEGAL GUARDIAN OF THE CHILD THE RESULTS OF STATE

1 ASSESSMENTS ADMINISTERED, INCLUDING DIAGNOSTIC REPORTING FOR
2 THE CHILD'S PERFORMANCE ON EACH STATE ASSESSMENT. THE PARENT OR
3 LEGAL GUARDIAN OF THE CHILD MUST PAY ALL COSTS ASSOCIATED WITH
4 ADMINISTERING AND PROVIDING RESULTS FOR THE STATE ASSESSMENTS.

5 (9) FOR EACH FISCAL YEAR, THE GENERAL ASSEMBLY SHALL
6 APPROPRIATE MONEYS IN THE ANNUAL GENERAL APPROPRIATION ACT TO
7 THE DEPARTMENT OF EDUCATION TO FUND ADMINISTRATION OF THE STATE
8 ASSESSMENTS AS DESCRIBED IN THIS SECTION, INCLUDING OPTIONAL STATE
9 ASSESSMENTS ADMINISTERED TO STUDENTS IN HIGH SCHOOL AT THE
10 REQUEST OF A LOCAL EDUCATION PROVIDER, AND ADMINISTRATION OF THE
11 CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM. THE
12 GENERAL ASSEMBLY SHALL ALSO APPROPRIATE MONEYS TO THE
13 DEPARTMENT TO REIMBURSE LOCAL EDUCATION PROVIDERS THAT CHOOSE
14 TO ADMINISTER THE ALTERNATIVE BATTERY OF ASSESSMENTS AS
15 DESCRIBED IN SUBPARAGRAPH (II) OF PARAGRAPH (c) OF SUBSECTION (1)
16 OF THIS SECTION.

17 **22-7-1006.5. Assessments - waiver - school district assessments**
18 **plan.** (1) NOTWITHSTANDING ANY PROVISION OF THIS TITLE TO THE
19 CONTRARY, A LOCAL EDUCATION PROVIDER OR GROUP OF LOCAL
20 EDUCATION PROVIDERS MAY DESIGN AND IMPLEMENT A PILOT
21 ALTERNATIVE ACCOUNTABILITY AND ASSESSMENT SYSTEM IN
22 COLLABORATION WITH THE DEPARTMENT OF EDUCATION AND IN A
23 MANNER THAT IS CONSISTENT WITH APPLICABLE FEDERAL STATUTORY AND
24 REGULATORY REQUIREMENTS OR WITH THE PROVISIONS OF A WAIVER
25 RECEIVED PURSUANT TO SUBSECTION (2) OF THIS SECTION. UPON A
26 SHOWING THAT A PILOT SYSTEM IS CONSISTENT WITH APPLICABLE FEDERAL
27 STATUTORY AND REGULATORY REQUIREMENTS OR WITH THE PROVISIONS

1 OF A WAIVER, THE STATE BOARD SHALL WAIVE THE PROVISIONS OF THIS
2 TITLE AND THE RULES IMPLEMENTING THIS TITLE, AS NECESSARY FOR THE
3 PARTICIPATING LOCAL EDUCATION PROVIDERS TO IMPLEMENT THE PILOT
4 SYSTEM, INCLUDING, AT A MINIMUM, THE REQUIREMENTS SPECIFIED IN
5 SECTION 22-7-1006.3 AND ARTICLE 11 OF THIS TITLE. A WAIVER THAT THE
6 STATE BOARD GRANTS UNDER THIS SECTION IS NOT SUBJECT TO THE
7 REQUIREMENTS OR LIMITATIONS SPECIFIED IN SECTION 22-2-117 OR
8 ARTICLE 32.5 OF THIS TITLE.

9 (2) AS SOON AS POSSIBLE AFTER THE EFFECTIVE DATE OF THIS
10 SECTION, BUT NOT LATER THAN JUNE 7, 2015, THE DEPARTMENT OF
11 EDUCATION SHALL APPLY TO THE FEDERAL DEPARTMENT OF EDUCATION
12 FOR A WAIVER OF FEDERAL STATUTORY OR REGULATORY REQUIREMENTS
13 AS MAY BE NECESSARY TO ALLOW A LOCAL EDUCATION PROVIDER TO
14 IMPLEMENT A PILOT ALTERNATIVE ACCOUNTABILITY AND ASSESSMENT
15 SYSTEM AS PROVIDED IN SUBSECTION (1) OF THIS SECTION.

16 **SECTION 3.** In Colorado Revised Statutes, 22-7-1205, **amend**
17 (1) (b); and **add** (1) (a.5) and (1) (d) as follows:

18 **22-7-1205. Reading competency - assessments - READ plan**
19 **creation - parental involvement.** (1) (a.5) EACH LOCAL EDUCATION
20 PROVIDER IS REQUIRED TO ADMINISTER A READING ASSESSMENT TO
21 STUDENTS ENROLLED IN KINDERGARTEN DURING THE FIRST NINETY DAYS
22 OF THE SCHOOL YEAR. IF THE LOCAL EDUCATION PROVIDER ADMINISTERS
23 THE READING ASSESSMENT WITHIN THE FIRST SIXTY DAYS OF THE SCHOOL
24 YEAR, IT IS NOT REQUIRED TO ADMINISTER THE LITERACY COMPONENT OF
25 THE SCHOOL READINESS ASSESSMENT AS PROVIDED IN SECTION 22-7-1014
26 (1) (a).

27 (b) If a teacher finds, based on a student's scores on the approved

1 reading assessments, that the student may have a significant reading
2 deficiency, the teacher shall administer to the student one or more
3 diagnostic assessments WITHIN SIXTY DAYS AFTER THE PREVIOUS
4 ASSESSMENT to determine the student's specific reading skill deficiencies.
5 Each local education provider shall select from the list of approved
6 assessments adopted by rule of the state board pursuant to section
7 22-7-1209 (1) those assessments it shall use USES to determine a student's
8 specific reading skill deficiencies. A local education provider may choose
9 to use other diagnostic reading assessments in addition to but not in lieu
10 of the approved assessments.

11 (d) IF, BASED ON A STUDENT'S SCORES ON THE APPROVED READING
12 ASSESSMENTS IN A SPECIFIC SCHOOL YEAR, A TEACHER FINDS THAT A
13 STUDENT DEMONSTRATES READING COMPETENCY APPROPRIATE FOR HIS OR
14 HER GRADE LEVEL, THE LOCAL EDUCATION PROVIDER IS NOT REQUIRED TO
15 ADMINISTER THE APPROVED INTERIM READING ASSESSMENTS TO THE
16 STUDENT FOR THE REMAINDER OF THE SPECIFIC SCHOOL YEAR.

17 **SECTION 4.** In Colorado Revised Statutes, 22-7-1209, **amend**
18 (2) (a) (II) (C) and (2) (a) (II) (D); and **add** (2) (a) (II) (E) as follows:

19 **22-7-1209. State board - rules - department - duties.**

20 (2) (a) (II) The department shall ensure that:

21 (C) Each of the recommended reading diagnostics is proven to
22 accurately identify students' specific reading skill deficiencies; ~~and~~

23 (D) At least one of the recommended reading assessments for
24 kindergarten and first, second, and third grades is normed for the
25 performance of students who speak Spanish as their native language,
26 which assessment is available in both English and Spanish; AND

27 (E) THE LIST OF RECOMMENDED READING ASSESSMENTS AND

1 READING DIAGNOSTICS INCLUDES AT LEAST ONE ASSESSMENT AND ONE
2 DIAGNOSTIC THAT A STUDENT CAN COMPLETE USING PENCIL AND PAPER
3 RATHER THAN USING A COMPUTER.

4 **SECTION 5.** In Colorado Revised Statutes, 22-7-1014, **amend**
5 (1) (a) and (2) (a) as follows:

6 **22-7-1014. Preschool individualized readiness plans - school**
7 **readiness - assessments.** (1) (a) Beginning in the fall semester of 2013,
8 each local education provider that provides a preschool or kindergarten
9 program shall ensure that each student enrolled in a preschool or
10 kindergarten program operated by the local education provider receives
11 an individualized readiness plan that addresses the preschool standards or
12 kindergarten standards, as appropriate, knowledge and skill areas in
13 which a student needs assistance to make progress toward school
14 readiness. IF A STUDENT IS IDENTIFIED AS HAVING A SIGNIFICANT READING
15 DEFICIENCY AS PROVIDED IN SECTION 22-7-1205, THE LOCAL EDUCATION
16 PROVIDER SHALL INCLUDE THE STUDENT'S READ PLAN CREATED
17 PURSUANT TO SECTION 22-7-1206 AS A COMPONENT OF THE STUDENT'S
18 INDIVIDUALIZED READINESS PLAN.

19 (2) (a) Beginning with students who enter kindergarten in the fall
20 semester of 2013, each local education provider shall ensure that each
21 student enrolled in a kindergarten program operated by the local
22 education provider progresses toward demonstrating school readiness.
23 Each local education provider shall administer the school readiness
24 assessment WITHIN THE FIRST SIXTY DAYS OF THE SCHOOL YEAR to each
25 student enrolled in a kindergarten program operated by the local
26 education provider to measure each student's ~~progress toward~~
27 ~~demonstrating~~ LEVEL OF school readiness. IF THE LOCAL EDUCATION

1 PROVIDER ADMINISTERS A READING ASSESSMENT PURSUANT TO SECTION
2 22-7-1205 (1) (a.5) WITHIN THE FIRST SIXTY DAYS OF THE SCHOOL YEAR
3 TO STUDENTS ENROLLED IN THE KINDERGARTEN PROGRAM, THE LOCAL
4 EDUCATION PROVIDER IS NOT REQUIRED TO ADMINISTER THE LITERACY
5 COMPONENT OF THE SCHOOL READINESS ASSESSMENT. THE LOCAL
6 EDUCATION PROVIDER MAY CHOOSE TO MONITOR A STUDENT'S PROGRESS
7 TOWARD DEMONSTRATING SCHOOL READINESS BY ADMINISTERING AN
8 APPROVED SCHOOL READINESS ASSESSMENT MULTIPLE TIMES OVER THE
9 COURSE OF THE SCHOOL YEAR.

10 **SECTION 6.** In Colorado Revised Statutes, 22-9-106, **amend**
11 (2.5) (b) (II) as follows:

12 **22-9-106. Local boards of education - duties - performance**
13 **evaluation system - compliance - rules - repeal.** (2.5) (b) (II) (A) For
14 the 2014-15 academic year and every year thereafter, a local board shall
15 implement a licensed personnel evaluation system based on the quality
16 standards established pursuant to this article and rule of the state board,
17 including student academic growth; except that, ~~for~~ BEGINNING WITH the
18 2014-15 academic year ~~only~~ AND CONTINUING THROUGH THE 2017-18
19 ACADEMIC YEAR, a local board may determine at what percentage, if any,
20 to weigh student academic growth toward the final level of effectiveness
21 assigned to any person receiving an evaluation pursuant to this article. In
22 no instance may a local board weigh student academic growth, as used in
23 determining a final level of effectiveness, at greater than fifty percent.

24 (B) This subparagraph (II) is repealed, effective July 1, ~~2015~~
25 2018.

26 **SECTION 7.** In Colorado Revised Statutes, **repeal** part 4 of
27 article 7 of title 22.

1 **SECTION 8.** In Colorado Revised Statutes, 2-2-1801, **amend** (1)
2 (d) as follows:

3 **2-2-1801. Legislative declaration.** (1) The general assembly
4 finds that:

5 (d) At a minimum, the study should examine how the statewide
6 assessments required in sections ~~22-7-409~~, 22-7-1006 and ~~22-7-1013~~
7 22-7-1006.3, C.R.S., and in part 12 of article 7 of title 22, C.R.S., are
8 administered, how the data obtained from the assessments are used, and
9 the impact of the statewide assessments on local assessment systems,
10 instructional time, and administrative workload;

11 **SECTION 9.** In Colorado Revised Statutes, 2-2-1802, **amend** (6)
12 and (10) as follows:

13 **2-2-1802. Definitions.** As used in this part 18, unless the context
14 otherwise requires:

15 (6) "Local assessments" means assessments that a school district
16 or charter school adopts and administers pursuant to section ~~22-7-407~~,
17 22-7-1013 or 22-7-1205, C.R.S.

18 (10) "Statewide assessments" means the assessments administered
19 pursuant to section ~~22-7-409~~, ~~22-7-1006~~, 22-7-1006.3 or 22-7-1205,
20 C.R.S.

21 **SECTION 10.** In Colorado Revised Statutes, 18-1.3-407, **amend**
22 (3.4) (c) as follows:

23 **18-1.3-407. Sentences - youthful offenders - legislative**
24 **declaration - powers and duties of district court - authorization for**
25 **youthful offender system - powers and duties of department of**
26 **corrections - definitions.** (3.4) In addition to the powers granted to the
27 department of corrections in subsection (3.3) of this section, the

1 department of corrections may:

2 (c) Contract with any public or private entity, including but not
3 limited to a school district, for provision or certification of educational
4 services. Offenders receiving educational services or diplomas from a
5 school district under an agreement entered into pursuant to this paragraph
6 (c) shall not be included in computing the school district's student
7 performance on statewide assessments pursuant to ~~section 22-7-409~~
8 SECTION 22-7-1006.3, C.R.S., or the school district's levels of attainment
9 of the performance indicators pursuant to article 11 of title 22, C.R.S.

10 **SECTION 11.** In Colorado Revised Statutes, 22-1-104, **amend**
11 (4) (a) as follows:

12 **22-1-104. Teaching of history, culture, and civil government.**

13 (4) (a) In an effort to increase civic participation among young people,
14 each school district board of education shall convene a community forum
15 on a periodic basis, but not less than once every ten years, for all
16 interested persons to discuss adopted content standards in civics,
17 including the subjects described in subsection (2) of this section. ~~and in~~
18 ~~conformance with the plan to reexamine acceptable performance levels~~
19 ~~described in section 22-7-407 (2).~~

20 **SECTION 12.** In Colorado Revised Statutes, 22-1-123, **amend**
21 (5) (b) as follows:

22 **22-1-123. Protection of student data - parental or legal**

23 **guardian consent for surveys.** (5) (b) The requirement of written
24 consent pursuant to this subsection (5) applies throughout a public
25 school's curriculum and other school activities; except that the
26 requirement of written consent does not apply to a student's participation
27 in an assessment administered pursuant to ~~section 22-7-407 or 22-7-409~~

1 or part 10 of article 7 of this title. In implementing this subsection (5), the
2 school or school district and employees shall ensure that their first
3 responsibility is to students and their parents and shall allow only minimal
4 use of students' academic time by institutions, agencies, or organizations
5 outside the school or school district to gather information from students.

6 **SECTION 13.** In Colorado Revised Statutes, 22-2-106, **amend**
7 (1) (a.5) introductory portion and (1) (a.5) (V) as follows:

8 **22-2-106. State board - duties.** (1) It is the duty of the state
9 board:

10 (a.5) To adopt, on or before May 15, 2013, a comprehensive set
11 of guidelines for the establishment of high school graduation
12 requirements to be used by each school district board of education in
13 developing local high school graduation requirements. Each school
14 district board of education ~~shall retain~~ RETAINS the authority to develop
15 its own unique high school graduation requirements, so long as those
16 local high school graduation requirements meet or exceed any minimum
17 standards or basic core competencies or skills identified in the
18 comprehensive set of guidelines for high school graduation developed by
19 the state board pursuant to this paragraph (a.5). In developing the
20 guidelines for high school graduation, the state board shall utilize the
21 recommendations of the state graduation guidelines development council
22 established in section 22-7-414, as it existed prior to July 1, 2008, and
23 shall:

24 (V) Utilize standards-based education, as described in ~~section~~
25 ~~22-7-402, and as revised pursuant to~~ part 10 of article 7 of this title, as the
26 framework for the development of the guidelines for high school
27 graduation and consider how high school graduation requirements can be

1 articulated in a standards-based education system. ~~In the process of~~
2 ~~developing the guidelines for high school graduation, the state board shall~~
3 ~~ensure that the state model content standards, adopted pursuant to section~~
4 ~~22-7-406, are sufficiently rigorous, particularly in the core academic~~
5 ~~subject areas of mathematics, science, reading, and writing so that~~
6 ~~students are exposed to subject matter that research indicates will~~
7 ~~adequately prepare them for entrance into the workforce or the~~
8 ~~postsecondary education system. On or before August 1, 2007, the state~~
9 ~~board shall begin to receive public comment on the adequacy of the~~
10 ~~existing state model content standards. As part of receiving public~~
11 ~~comment, the state board is encouraged to form a stakeholder group of~~
12 ~~parents, teachers, administrators, and others to develop recommendations~~
13 ~~related to modernizing the state model content standards in mathematics,~~
14 ~~science, reading, and writing. On or before February 1, 2008, the state~~
15 ~~board shall report to the education committees of the house of~~
16 ~~representatives and the senate, or any successor committees, on the~~
17 ~~adequacy of the existing state model content standards in these subject~~
18 ~~matters.~~

19 **SECTION 14.** In Colorado Revised Statutes, 22-2-109, **amend**
20 (6) (a) introductory portion and (6) (a) (II) as follows:

21 **22-2-109. State board of education - additional duties - teacher**
22 **standards - principal standards.** (6) (a) On or before January 1, 2003,
23 the state board of education by rule shall adopt performance-based
24 principal licensure standards to guide the development of principal
25 preparation programs offered by institutions of higher education. The
26 state board of education shall develop said standards in collaboration with
27 institutions of higher education that offer principal preparation programs,

1 superintendents and local boards of education, and the commission on
2 higher education. The state board of education shall ensure that said
3 standards are consistent with national standards for principal preparation.
4 Said standards ~~shall~~ MUST include, but need not be limited to, the
5 following:

6 (II) Instructional skills and knowledge and the use of data
7 necessary to lead and organize a standards-based school that is
8 characterized by student proficiency in literacy and the state ~~model~~
9 content standards as described in ~~section 22-7-406~~ SECTION 22-7-1005.

10 **SECTION 15.** In Colorado Revised Statutes, 22-2-117, **amend**
11 (1.5) as follows:

12 **22-2-117. Additional power - state board - waiver of**
13 **requirements - rules.** (1.5) Notwithstanding any provision of this
14 section or any other provision of law, the state board shall not waive
15 requirements contained in article 11 of this title or ~~sections 22-7-409~~
16 SECTIONS 22-7-1006.3, 22-32-105, 22-32-109 (1) (bb) (I) and (2),
17 22-32-109.1 (2) (a), 22-32-146, and 22-33-104 (4).

18 **SECTION 16.** In Colorado Revised Statutes, 22-2-406, **amend**
19 (1) (a) as follows:

20 **22-2-406. Facility schools board duties - curriculum -**
21 **graduation standards - rules.** (1) In addition to any other duties
22 provided by law, the facility schools board shall:

23 (a) Adopt curriculum to be provided by approved facility schools.
24 At a minimum, the facility schools board shall align the curriculum for
25 the core subjects of reading, writing, mathematics, science, history, and
26 geography with the state ~~model~~ content standards adopted pursuant to
27 ~~section 22-7-406~~ SECTION 22-7-1005 and the STATE assessments

1 administered through the Colorado student assessment program pursuant
2 to section ~~22-7-409~~ AS PROVIDED IN SECTION 22-7-1006.3. The curriculum
3 ~~shall~~ MUST include a range of course work from which an approved
4 facility school may select courses that meet the needs of the students who
5 are placed at the facility.

6 **SECTION 17.** In Colorado Revised Statutes, 22-5-115, **amend**
7 (4) as follows:

8 **22-5-115. Financing boards of cooperative services.** (4) For
9 budget years commencing on or after July 1, 1996, any amount received
10 by a board of cooperative services pursuant to this section ~~shall~~ MUST be
11 used to fund professional educator development in standards-based
12 education, ~~pursuant to the plan adopted by each school district pursuant~~
13 ~~to section 22-7-407 (2)~~ AS IMPLEMENTED THROUGH PART 10 OF ARTICLE
14 7 OF THIS TITLE, in each school district that is a member of such board and
15 in any nonmember school district that chooses to participate in a
16 professional educator development program with any board of
17 cooperative services.

18 **SECTION 18.** In Colorado Revised Statutes, 22-7-604.5, **amend**
19 (1) introductory portion, (1) (a) (VI) (A), (1) (a) (VI) (C), and (3) (a) as
20 follows:

21 **22-7-604.5. Alternative education campuses - criteria -**
22 **application - rule-making.** (1) A public school may apply to the state
23 board for designation as an alternative education campus. The state board
24 shall adopt rules specifying the criteria and application process for a
25 public school to be designated an alternative education campus. The rules
26 ~~shall~~ MUST include but need not be limited to:

27 (a) Criteria that a public school must meet to be designated an

1 alternative education campus, including but not limited to the following:

2 (VI) (A) Serving students who have severe limitations that
3 preclude appropriate administration of the assessments administered
4 pursuant to ~~section 22-7-409~~ SECTION 22-7-1006.3;

5 (C) Serving students who attend on a part-time basis and who
6 come from other public schools where the part-time students are counted
7 in the enrollment of the other public school; except that the results of the
8 assessments administered pursuant to ~~section 22-7-409~~ of SECTION
9 22-7-1006.3 TO all part-time students and high-risk students as defined in
10 subsection (1.5) of this section ~~shall~~ MUST be used in determining the
11 levels of attainment on the performance indicators for the public school
12 for which the student is counted for enrollment purposes;

13 (3) (a) Except as excluded pursuant to ~~section 22-7-409~~ SECTION
14 22-7-1006.3, the results of the assessments administered pursuant to
15 ~~section 22-7-409~~ for SECTION 22-7-1006.3 TO all part-time students
16 attending a school or a program that is designated an alternative education
17 campus pursuant to this section ~~shall~~ MUST be included in determining the
18 levels of attainment on the performance indicators achieved by the school
19 to which the student is assigned for enrollment purposes.

20 **SECTION 19.** In Colorado Revised Statutes, 22-7-802, **amend**
21 (3); and **repeal** (1) as follows:

22 **22-7-802. Definitions.** As used in this part 8, unless the context
23 otherwise requires:

24 (1) "~~CSAP~~" means the ~~Colorado student assessment program~~
25 ~~administered pursuant to section 22-7-409.~~

26 (3) "Eligible student" means a student who will begin fifth, sixth,
27 seventh, or eighth grade in the next academic year and who has received

1 an unsatisfactory proficiency level score on the STATE reading, writing,
2 or mathematics assessment administered ~~through the CSAP~~ PURSUANT TO
3 SECTION 22-7-1006.3 for the preceding academic year.

4 **SECTION 20.** In Colorado Revised Statutes, 22-11-103, **amend**
5 (33) as follows:

6 **22-11-103. Definitions.** As used in this article, unless the context
7 otherwise requires:

8 (33) "Statewide assessments" means the assessments administered
9 pursuant to ~~the Colorado student assessment program created in section~~
10 ~~22-7-409 or as part of the system of assessments adopted by the state~~
11 ~~board pursuant to section 22-7-1006~~ SECTION 22-7-1006.3.

12 **SECTION 21.** In Colorado Revised Statutes, 22-24-106, **amend**
13 (1) (c) and (1) (h) as follows:

14 **22-24-106. Department of education - powers - duties - state**
15 **board of education - rules.** (1) The department shall:

16 (c) Establish, by guidelines, any accommodations that a local
17 education provider must allow and the circumstances in which a local
18 education provider must allow the accommodations for English language
19 learners who are taking assessments pursuant to ~~section 22-7-409 or~~
20 ~~22-7-1006~~ SECTION 22-7-1006.3;

21 (h) Disaggregate the data received through the ~~statewide~~ STATE
22 assessment program pursuant to ~~section 22-7-409 or 22-7-1006~~ SECTION
23 22-7-1006.3 and report the English language proficiency and academic
24 achievement of English language learners, while they are receiving
25 services through the English language proficiency program and after they
26 exit the English language proficiency program through high school
27 graduation, as provided in part 5 of article 11 of this title; and

1 **SECTION 22.** In Colorado Revised Statutes, 22-30.5-104,
2 **amend** (6) (c) (II) as follows:

3 **22-30.5-104. Charter school - requirements - authority.**

4 (6) (c) A school district, on behalf of a charter school, may apply to the
5 state board for a waiver of a state statute or state rule that is not an
6 automatic waiver. Notwithstanding any provision of this subsection (6)
7 to the contrary, the state board may not waive any statute or rule relating
8 to:

9 (II) The assessments required to be administered pursuant to
10 ~~section 22-7-409~~ SECTION 22-7-1006.3;

11 **SECTION 23.** In Colorado Revised Statutes, 22-30.5-303,
12 **amend** (2) (b) introductory portion, (2) (b) (III), and (2) (b) (IV) as
13 follows:

14 **22-30.5-303. Independent charter schools - request for**

15 **proposals - response contents.** (2) (b) The state board shall adopt rules
16 specifying a schedule for receipt of the responses to the request for
17 proposals pursuant to paragraph (a) of this subsection (2), the formation
18 of a review committee and receipt of the recommendations of said
19 committee pursuant to section 22-30.5-304, and the selection of an
20 applicant and notification to the local board of education pursuant to
21 section 22-30.5-305. Said schedule ~~shall~~ **MUST** ensure the completion of
22 negotiations on the independent charter no later than May 30 of the year
23 in which the independent charter school is to open. The rules ~~shall~~ **MUST**
24 also specify the information that an independent charter proposal ~~shall~~
25 **MUST** include in order to be eligible for consideration. Such information
26 ~~shall~~ **MUST** include, but need not be limited to, the following:

27 (III) A description of the independent charter school's educational

1 program, student performance standards, annual targets for the measures
2 used to determine the levels of attainment of the performance indicators
3 specified in section 22-11-204, and curriculum, which ~~shall~~ MUST meet
4 or exceed the state ~~model content~~ PRESCHOOL THROUGH ELEMENTARY
5 AND SECONDARY EDUCATION standards adopted pursuant to ~~part 4 or part~~
6 10 of article 7 of this title and ~~shall~~ MUST be designed to enable each
7 student to achieve such standards and targets;

8 (IV) A description of the independent charter school's plan for
9 evaluating student performance, the types of assessments that ~~shall~~ MUST
10 be used to measure student progress toward achievement of the school's
11 student performance standards and the targets for the measures used to
12 determine the levels of attainment of the performance indicators,
13 including but not limited to the ~~statewide~~ STATE assessments administered
14 ~~under the Colorado student assessment program pursuant to section~~
15 ~~22-7-409~~ PURSUANT TO SECTION 22-7-1006.3, the timeline for
16 achievement of the school's student performance standards and the
17 targets, and the procedures for taking corrective action in the event that
18 student performance at the independent charter school fails to meet such
19 standards and targets;

20 **SECTION 24.** In Colorado Revised Statutes, 22-30.5-505,
21 **amend** (8) as follows:

22 **22-30.5-505. State charter school institute - institute board -**
23 **appointment - powers and duties - rules.** (8) The institute shall ensure
24 that each institute charter school adopts content standards ~~in a manner~~
25 ~~consistent with that required of school districts pursuant to section~~
26 ~~22-7-407~~ AS REQUIRED IN SECTION 22-7-1013.

27 **SECTION 25.** In Colorado Revised Statutes, 22-30.5-507,

1 **amend** (7) (b) (II) as follows:

2 **22-30.5-507. Institute charter school - requirements -**
3 **authority - rules.** (7) (b) An institute charter school may apply to the
4 state board, through the institute, for a waiver of state statutes and state
5 rules that are not automatic waivers. The state board may waive state
6 statutory requirements or rules promulgated by the state board; except that
7 the state board may not waive any statute or rule relating to:

8 (II) The assessments required to be administered pursuant to
9 ~~section 22-7-409~~ SECTION 22-7-1006.3;

10 **SECTION 26.** In Colorado Revised Statutes, 22-30.7-105,
11 **amend** (2) introductory portion and (2) (b) as follows:

12 **22-30.7-105. Program criteria - guidelines - quality standards**
13 **- records - rules.** (2) The following guidelines apply to each on-line
14 program or on-line school ~~that is~~ created or overseen pursuant to the
15 provisions of this article:

16 (b) Each student participating in an on-line program or on-line
17 school ~~shall be~~ IS subject to the ~~statewide~~ STATE assessments
18 administered pursuant to ~~section 22-7-409~~ SECTION 22-7-1006.3.

19 **SECTION 27.** In Colorado Revised Statutes, 22-32-109, **amend**
20 (1) (aa) as follows:

21 **22-32-109. Board of education - specific duties.** (1) In addition
22 to any other duty required to be performed by law, each board of
23 education shall have and perform the following specific duties:

24 (aa) To adopt ~~content standards and a plan for implementation of~~
25 ~~such content standards pursuant to the provisions of section 22-7-407~~
26 AND IMPLEMENT PRESCHOOL THROUGH ELEMENTARY AND SECONDARY
27 EDUCATION STANDARDS AS REQUIRED IN PART 10 OF ARTICLE 7 OF THIS

1 TITLE;

2 **SECTION 28.** In Colorado Revised Statutes, 22-32-109.6,
3 **amend** (2) (a) as follows:

4 **22-32-109.6. Board of education - specific duties - class size**
5 **reduction plans - alternative student achievement plans - definitions.**

6 (2) As used in this section, unless the context otherwise requires:

7 (a) "Class" means a non-elective class in kindergarten or the first,
8 second, or third grade or any combination of kindergarten or the first,
9 second, or third grades in a public school, which class provides
10 instruction in one or more of the ~~first priority state model content~~
11 ~~standards~~ areas of reading, writing, mathematics, science, history, or
12 geography. ~~as described in section 22-7-406 (1) (a).~~

13 **SECTION 29.** In Colorado Revised Statutes, 22-32.5-108,
14 **amend** (2) introductory portion and (2) (a) as follows:

15 **22-32.5-108. District of innovation - waiver of statutory and**
16 **regulatory requirements.** (2) Each district of innovation ~~shall continue~~
17 CONTINUES to be subject to all statutes and rules that are not waived by
18 the state board pursuant to subsection (1) of this section, including but not
19 limited to all statutes and rules concerning implementation of:

20 (a) ~~The Colorado student assessment program created in section~~
21 ~~22-7-409~~ STATE ASSESSMENT REQUIREMENTS SPECIFIED IN SECTION
22 22-7-1006.3;

23 **SECTION 30.** In Colorado Revised Statutes, 22-43.7-111,
24 **amend** (1) introductory portion and (1) (c) as follows:

25 **22-43.7-111. Reporting requirements - auditing by state**
26 **auditor.** (1) No later than February 15, 2010, and no later than each
27 February 15 thereafter, the board shall present a written report to the

1 education and finance committees of the house of representatives and the
2 senate and the capital development committee, or any successor
3 committees, regarding the provision of financial assistance to applicants
4 pursuant to this article. The report ~~shall~~ MUST include, at a minimum:

5 (c) A summary of any differences between the common physical
6 design elements and characteristics of the highest performing schools in
7 the state and the lowest performing schools in the state as measured by
8 academic productivity measures such as the ~~Colorado student assessment~~
9 ~~program created in part 4 of article 7 of this title~~ STATE ASSESSMENTS
10 ADMINISTERED PURSUANT TO SECTION 22-7-1006.3 or Colorado ACT
11 results; and

12 **SECTION 31.** In Colorado Revised Statutes, 22-54-103, **amend**
13 (1.5) (b) (IV) as follows:

14 **22-54-103. Definitions.** As used in this article, unless the context
15 otherwise requires:

16 (1.5) (b) For purposes of this subsection (1.5):

17 (IV) "District pupils who are English language learners" means
18 the number of pupils included in the district pupil enrollment for the
19 preceding budget year who were not eligible for free lunch pursuant to the
20 provisions of the federal "National School Lunch Act", 42 U.S.C. sec.
21 1751 et seq., and who are English language learners, as defined in section
22 22-24-103 (3), and:

23 (A) Whose scores were not included in calculating school
24 academic performance grades as provided in ~~section 22-7-409 (1.2) (d)~~
25 ~~(f) (C)~~ SECTION 22-7-1006.3; or

26 (B) Who took an assessment administered pursuant to ~~section~~
27 ~~22-7-409~~ SECTION 22-7-1006.3 in a language other than English.

1 **SECTION 32.** In Colorado Revised Statutes, 22-55-102, **amend**
2 (1) (b), (2) (a) (II), and (3) introductory portion as follows:

3 **22-55-102. Definitions.** As used in this article, unless the context
4 otherwise requires:

5 (1) "Accountability reporting" means any requirement established
6 in law that mandates school districts to report or provide information
7 relative to school improvement to the state board or the department,
8 including, but not limited to:

9 (b) Reporting requirements in connection with the administration
10 ~~and implementation of the Colorado student assessment program~~
11 ~~developed pursuant to part 4 of article 7 of this title~~ STATE ASSESSMENTS
12 PURSUANT TO SECTION 22-7-1006.3; or

13 (2) (a) "Accountable education reform" means any program or
14 plan for reforming preschool through twelfth-grade education in the state
15 that complies with accountability standards imposed by law on school
16 districts in the state, including, but not limited to, the requirements set
17 forth in:

18 (II) ~~Part 4 of article 7 of this title relating to the Colorado student~~
19 ~~assessment program~~ PART 10 OF ARTICLE 7 OF THIS TITLE.

20 (3) "Accountable programs to meet state academic standards"
21 include, but are not limited to, programs designed to assist students in
22 demonstrating improved academic achievement on ~~student~~ STATE
23 assessments administered ~~under the Colorado student assessment program~~
24 ~~developed pursuant to part 4 of article 7 of this title~~ PURSUANT TO
25 SECTION 22-7-1006.3. "Accountable programs to meet state academic
26 standards" include, but are not limited to, programs:

27 **SECTION 33.** In Colorado Revised Statutes, 22-60.5-110,

1 **amend** (3) (c) (I) as follows:

2 **22-60.5-110. Renewal of licenses.** (3) (c) In selecting
3 professional development activities for the renewal of a professional
4 license pursuant to this section, each licensee shall choose those activities
5 that will aid the licensee in meeting the standards for a professional
6 educator, including but not limited to the following goals:

7 (I) Knowledge of subject matter content and learning, including
8 knowledge and application of standards-based education pursuant to ~~part~~
9 ~~4~~ PART 10 of article 7 of this title;

10 **SECTION 34.** In Colorado Revised Statutes, 22-60.5-203,
11 **amend** (2) as follows:

12 **22-60.5-203. Assessment of professional competencies - rules.**

13 (2) The state board by rule shall identify the professional competencies
14 required of the applicants described in subsection (3) of this section
15 specifically in the context of the requirements of standards-based
16 education pursuant to the requirements of ~~part 4~~ PART 10 of article 7 of
17 this title. Such professional competencies ~~shall~~ apply to an applicant only
18 within the scope of the subject matter to be taught by the applicant.

19 **SECTION 35.** In Colorado Revised Statutes, 22-60.5-303,
20 **amend** (2) (h) as follows:

21 **22-60.5-303. Assessment of professional competencies.** (2) The
22 following list of areas of knowledge is a guideline to be used by the state
23 board of education and shall not be construed as inclusive or prescriptive:

24 (h) Knowledge and application of standards-based education
25 pursuant to ~~part 4~~ PART 10 of article 7 of this title.

26 **SECTION 36.** In Colorado Revised Statutes, 22-60.5-308,
27 **amend** (2) (h) as follows:

1 **22-60.5-308. Assessment of professional competencies.** (2) The
2 following list of areas of knowledge is a guideline to be used by the state
3 board of education and shall not be construed as inclusive or prescriptive:

4 (h) Knowledge and application of standards-based education
5 pursuant to ~~part 4~~ PART 10 of article 7 of this title.

6 **SECTION 37.** In Colorado Revised Statutes, 23-1-119.2, **amend**
7 (1) (a) and (1) (b) introductory portion as follows:

8 **23-1-119.2. Commission directive - notice of college**
9 **preparatory courses for high school students.** (1) The commission
10 shall adopt a policy on or before October 1, 2005, to:

11 (a) Obtain, on or before June 1 of each school year, from the
12 APPROPRIATE test ~~administrator for the standardized, curriculum-based,~~
13 ~~achievement, college entrance exam administered pursuant to section~~
14 ~~22-7-409 (1.5) (a), C.R.S., and the precollegiate exam~~ ADMINISTRATORS
15 the names and mailing addresses of all students enrolled in Colorado
16 public schools who take ~~either~~ A STANDARDIZED, CURRICULUM-BASED,
17 ACHIEVEMENT COLLEGE ENTRANCE EXAM OR A PRECOLLEGIATE exam;

18 (b) Beginning in the spring of 2006, send an annual notice
19 concerning college preparatory courses to the parent or legal guardian of
20 each student who takes ~~the~~ A standardized, curriculum-based,
21 achievement, college entrance exam ~~administered pursuant to section~~
22 ~~22-7-409 (1.5) (a), C.R.S., or the~~ OR A precollegiate exam. The
23 COMMISSION SHALL SEND THE notice ~~shall be sent~~ to the parent or legal
24 guardian prior to the start of a student's twelfth-grade year if the student
25 took the standardized, curriculum-based, achievement, college entrance
26 exam, or prior to the start of a student's eleventh-grade year if the student
27 took the precollegiate exam. At a minimum, the notice ~~shall~~ MUST

1 include:

2 **SECTION 38.** In Colorado Revised Statutes, 23-1-121, **amend**
3 (2) introductory portion and (2) (c) as follows:

4 **23-1-121. Commission directive - approval of educator**
5 **preparation programs - review.** (2) The commission shall adopt
6 policies establishing the requirements for educator preparation programs
7 offered by institutions of higher education. The department shall work in
8 cooperation with the state board of education in developing the
9 requirements for educator preparation programs. At a minimum, the
10 requirements ~~shall~~ **MUST** ensure that each educator preparation program
11 complies with section 23-1-125, is designed on a performance-based
12 model, and includes:

13 (c) Course work and field-based training that integrates theory and
14 practice and educates candidates in the methodologies, practices, and
15 procedures of standards-based education, as described in ~~parts 4 and~~ PART
16 10 of article 7 of title 22, C.R.S., and specifically in teaching to the ~~state~~
17 ~~academic standards adopted pursuant to section 22-7-406, C.R.S., or,~~
18 ~~beginning December 15, 2012, teaching to the~~ state preschool through
19 elementary and secondary education standards adopted pursuant to
20 section 22-7-1005, C.R.S.;

21 **SECTION 39.** In Colorado Revised Statutes, 26-6.5-101.5,
22 **repeal** (4) as follows:

23 **26-6.5-101.5. Definitions.** As used in this part 1, unless the
24 context otherwise requires:

25 (4) ~~"CSAP" means the Colorado student assessment program~~
26 ~~implemented pursuant to section 22-7-409, C.R.S.~~

27 **SECTION 40.** In Colorado Revised Statutes, 22-7-1003, **repeal**

1 (12), (13), (14), and (16) as follows:

2 **22-7-1003. Definitions.** As used in this part 10, unless the context
3 otherwise requires:

4 (12) "~~Pilot program~~" means the pilot program for administration
5 of postsecondary and workforce planning, preparation, and readiness
6 assessments implemented pursuant to section 22-7-1007.

7 (13) "~~Postsecondary and workforce planning assessment~~" means
8 an assessment or battery of assessments administered to students in eighth
9 or ninth grade that, at a minimum, tests in the areas of reading,
10 mathematics, and science, provides guidance regarding a student's level
11 of academic preparation for entry into postsecondary education or the
12 workforce, and is relevant to the student for purposes of postsecondary
13 planning.

14 (14) "~~Postsecondary and workforce preparation assessment~~"
15 means an assessment or battery of assessments administered to students
16 in tenth grade that, at a minimum, tests in the areas of reading,
17 mathematics, and science, provides guidance regarding a student's level
18 of academic preparation for entry into postsecondary education or the
19 workforce, and is relevant to college admission determinations.

20 (16) "~~Postsecondary and workforce readiness assessment~~" means
21 an assessment or battery of assessments administered to students in
22 eleventh grade that, at a minimum, tests in the areas of reading,
23 mathematics, and science and is relevant to college admission
24 determinations by institutions of higher education throughout the United
25 States.

26 **SECTION 41.** In Colorado Revised Statutes, 22-7-1005, **repeal**
27 (4) as follows:

1 **22-7-1005. Preschool through elementary and secondary**
2 **education - aligned standards - adoption - revisions.** (4) ~~In adopting~~
3 ~~the standards for preschool through elementary and secondary education~~
4 ~~pursuant to this section, the state board shall ensure that it includes~~
5 ~~standards for grades nine through twelve that are aligned with the~~
6 ~~postsecondary and workforce planning, preparation, and readiness~~
7 ~~assessments adopted by the state board and the commission pursuant to~~
8 ~~section 22-7-1008.~~

9 **SECTION 42.** In Colorado Revised Statutes, 22-7-1006, **amend**
10 (2) and (5) as follows:

11 **22-7-1006. Preschool through elementary and secondary**
12 **education - aligned assessments - adoption - revisions.** (2) In adopting
13 the system of assessments, the state board shall ensure that ~~it includes the~~
14 ~~postsecondary and workforce planning, preparation, and readiness~~
15 ~~assessments adopted by the state board and the commission pursuant to~~
16 ~~section 22-7-1008~~ THE ASSESSMENTS IT ADOPTS THAT ARE ADMINISTERED
17 IN GRADES NINE THROUGH TWELVE ARE DESIGNED TO ENABLE A STUDENT
18 TO DEMONSTRATE POSTSECONDARY AND WORKFORCE READINESS BY THE
19 TIME THE STUDENT GRADUATES FROM HIGH SCHOOL.

20 (5) (a) Every six years after the adoption of the system of
21 assessments pursuant to paragraph (a) of subsection (1) of this section,
22 the state board shall review and adopt any appropriate revisions to such
23 system of assessments. The state board may adopt revisions to an
24 assessment or adopt additional assessments, regardless of whether it
25 adopts any revision to the standards with which the assessment is aligned.
26 In adopting revisions to the system of assessments, the state board shall
27 ensure that the system of assessments continues to meet the requirements

1 specified in this section.

2 (b) IN REVIEWING THE ASSESSMENTS ADMINISTERED TO STUDENTS
3 ENROLLED IN GRADES NINE THROUGH TWELVE, THE STATE BOARD SHALL
4 ADOPT ANY REVISIONS THAT MAY BE NECESSARY TO ENSURE THAT THE
5 ASSESSMENTS ARE ALIGNED WITH ANY REVISIONS TO THE DESCRIPTION OF
6 POSTSECONDARY AND WORKFORCE READINESS ADOPTED BY THE STATE
7 BOARD AND THE COMMISSION PURSUANT TO SECTION 22-7-1008 (3) (a).

8 **SECTION 43.** In Colorado Revised Statutes, **repeal** 22-7-1007.

9 **SECTION 44.** In Colorado Revised Statutes, 22-7-1008, **amend**
10 (1) (b) and (2); and **repeal** (3) (b) as follows:

11 **22-7-1008. Postsecondary and workforce readiness description**
12 **- adoption - revision.** (1) (b) ~~Based on the data received by the~~
13 ~~department of education from the operation of the pilot program pursuant~~
14 ~~to section 22-7-1007, the state board and the commission may modify the~~
15 ~~description of postsecondary and workforce readiness as appropriate to~~
16 ~~ensure alignment of the standards for grades nine through twelve, the~~
17 ~~postsecondary and workforce planning, preparation, and readiness~~
18 ~~assessments, and the description of postsecondary and workforce~~
19 ~~readiness. The state board and the commission may further modify the~~
20 ~~description of postsecondary and workforce readiness as necessary based~~
21 ~~on the recommendations received through the peer review process on the~~
22 ~~amended state plan pursuant to section 22-7-1012 to ensure alignment of~~
23 ~~the postsecondary and workforce readiness description with the standards~~
24 ~~and assessments.~~

25 (2) (a) ~~On or before December 15, 2010, or as soon thereafter as~~
26 ~~fiscally practicable, the state board and the commission shall negotiate a~~
27 ~~consensus and adopt one or more postsecondary and workforce planning~~

1 assessments, postsecondary and workforce preparation assessments, and
2 postsecondary and workforce readiness assessments that local education
3 providers shall administer pursuant to section 22-7-1016. The state board
4 and the commission shall base the selection of the postsecondary and
5 workforce planning, preparation, and readiness assessments on the
6 information received through the operation of the pilot program, ensuring
7 that the selected assessments are aligned with the standards for grades
8 nine through twelve and with the description of postsecondary and
9 workforce readiness. THE STATE BOARD, IN ADOPTING STATE
10 ASSESSMENTS PURSUANT TO SECTION 22-7-1006, SHALL ENSURE THAT THE
11 STATE ASSESSMENTS ADMINISTERED TO STUDENTS ENROLLED IN GRADES
12 NINE THROUGH TWELVE ARE SUFFICIENT TO ENABLE A STUDENT TO
13 DEMONSTRATE POSTSECONDARY AND WORKFORCE READINESS BY THE
14 TIME THE STUDENT GRADUATES FROM HIGH SCHOOL.

15 (b) ~~Following adoption of the postsecondary and workforce~~
16 ~~planning, preparation, and readiness assessments, the state board and the~~
17 ~~commission shall negotiate a consensus and adopt scoring criteria for the~~
18 ~~postsecondary and workforce planning, preparation, and readiness~~
19 ~~assessments to indicate a student's level of postsecondary and workforce~~
20 ~~readiness, based on the student's level of performance on the assessments.~~
21 ~~The state board and the commission shall ensure that the scoring criteria~~
22 ~~for the postsecondary and workforce planning, preparation, and readiness~~
23 ~~assessments are aligned with the scoring criteria that apply to the system~~
24 ~~of assessments for preschool through elementary and secondary education~~
25 ~~standards.~~

26 (c) ~~The state board and the commission shall negotiate a~~
27 ~~consensus and modify the postsecondary and workforce planning,~~

1 preparation, and readiness assessments adopted pursuant to this section
2 as necessary in response to comments received through the peer review
3 process and to reflect the contents of the state plan approved pursuant to
4 section 22-7-1012.

5 (3) (b) Every six years after the adoption of the postsecondary and
6 workforce planning, preparation, and readiness assessments pursuant to
7 paragraph (a) of subsection (2) of this section, the state board and the
8 commission shall review, negotiate a consensus, and adopt any
9 appropriate revisions to such assessments. The state board and the
10 commission may adopt revisions to the postsecondary and workforce
11 planning, preparation, and readiness assessments, regardless of whether
12 they adopt any revisions to the postsecondary and workforce readiness
13 description. In adopting revisions to the assessments, the state board and
14 the commission shall ensure that the assessments continue to meet the
15 requirements specified in subsection (2) of this section. The state board
16 and the commission shall also review and adopt any appropriate revisions
17 to the scoring criteria.

18 **SECTION 45.** In Colorado Revised Statutes, 22-7-1012, **amend**
19 (2) (a) introductory portion and (2) (a) (I); and **repeal** (1) as follows:

20 **22-7-1012. State plan - amendments - peer review - final**
21 **adoption.** (1) The department of education shall solicit information from
22 local education providers that began administering postsecondary and
23 workforce planning, preparation, and readiness assessments prior to
24 implementation of the pilot program and from local education providers
25 and assessment vendors that are participating in the pilot program. The
26 department of education may contract with an independent, nationally
27 recognized third party to conduct a rigorous evaluation of the information

1 received and, based on the evaluation, to make recommendations to the
2 department and the state board concerning amendments to the state plan.

3 (2) (a) As soon as practicable under federal law, based on the
4 ~~evaluation of information received pursuant to subsection (1) of this~~
5 ~~section and on~~ information received by the state board pursuant to section
6 22-7-1010 and on any information received from the regional educator
7 meetings pursuant to section 22-7-1011, the department of education shall
8 submit to the federal department of education amendments to the state
9 plan for peer review and approval. The amendments, at a minimum, shall
10 include:

11 (I) Amendments to incorporate the preschool through elementary
12 and secondary education standards adopted by the state board pursuant to
13 section 22-7-1005; ~~including the standards for grades nine through twelve~~
14 ~~that are aligned with the postsecondary and workforce planning,~~
15 ~~preparation, and readiness assessments adopted pursuant to section~~
16 ~~22-7-1008;~~ and

17 **SECTION 46.** In Colorado Revised Statutes, 22-7-1015, **amend**
18 (3) (b) as follows:

19 **22-7-1015. Postsecondary and workforce readiness program**
20 **- technical assistance.** (3) (b) Notwithstanding the provisions of
21 paragraph (a) of this subsection (3), a local education provider may allow
22 a student who is receiving special education services to demonstrate
23 attainment of postsecondary and workforce readiness through a
24 differentiated plan for purposes of the postsecondary and workforce
25 readiness program, ~~and the postsecondary and workforce planning,~~
26 ~~preparation, and readiness assessments,~~ if required in the student's
27 individualized education program.

1 **SECTION 47.** In Colorado Revised Statutes, 22-7-1016, **amend**
2 (1), (2) (b), and (4) (a) as follows:

3 **22-7-1016. Assessments in grades nine through twelve -**
4 **transcripts.** (1) ~~Each local education provider shall administer the~~
5 ~~postsecondary and workforce planning, preparation, and readiness~~
6 ~~assessments adopted by the state board and the commission pursuant to~~
7 ~~section 22-7-1008 within two years of the adoption of such assessments.~~
8 Upon receiving the results following administration of the ~~postsecondary~~
9 ~~and workforce planning, preparation, and readiness~~ assessments
10 ADMINISTERED PURSUANT TO SECTION 22-7-1006.3 TO STUDENTS
11 ENROLLED IN GRADES NINE THROUGH TWELVE, the local education
12 provider shall provide to each student a printed copy of the student's
13 assessment results, and a teacher or counselor shall review each student's
14 results with the student and, to the extent practicable, with the student's
15 parent or legal guardian and determine the areas in which the student
16 continues to need instruction in order to demonstrate postsecondary and
17 workforce readiness prior to or upon attaining a high school diploma.

18 (2) Each high school student's final transcript shall describe the
19 student's level of postsecondary and workforce readiness by:

20 (b) Indicating the student's level of performance on the
21 ~~postsecondary and workforce planning, preparation, and readiness~~
22 ~~assessments ADMINISTERED TO THE STUDENT PURSUANT TO SECTION~~
23 ~~22-7-1006.3 IN GRADES NINE THROUGH TWELVE.~~

24 (4) (a) A local education provider shall not apply a student's level
25 of performance in the postsecondary and workforce readiness program or
26 on the ~~postsecondary and workforce planning, preparation, and readiness~~
27 ~~assessments ADMINISTERED TO THE STUDENT PURSUANT TO SECTION~~

1 22-7-1006.3 IN GRADES NINE THROUGH TWELVE to prohibit the student
2 from participating in any program operated by the local education
3 provider through which the student may earn postsecondary or career and
4 technical education course credits while enrolled in high school.

5 **SECTION 48.** In Colorado Revised Statutes, 22-7-1018, **amend**
6 (1) (c) (V), (1) (c) (VI), (1) (c) (VII), and (2) (b) as follows:

7 **22-7-1018. Cost study.** (1) (c) At a minimum, the cost study shall
8 address the costs associated with:

9 (V) Aligning the preschool, elementary, secondary, and
10 postsecondary education curricula with the postsecondary and workforce
11 readiness description; ~~and administering and reviewing the postsecondary~~
12 ~~and workforce planning, preparation, and readiness assessments;~~

13 (VI) Making changes to the postsecondary admissions processes
14 and publications to take into account the postsecondary and workforce
15 readiness description and the ~~postsecondary and workforce planning,~~
16 ~~preparation, and readiness~~ assessments ADMINISTERED PURSUANT TO
17 SECTION 22-7-1006.3 TO STUDENTS ENROLLED IN GRADES NINE THROUGH
18 TWELVE; and

19 (VII) Reviewing, adopting, and implementing standards in
20 educator preparation programs to incorporate the preschool through
21 elementary and secondary education standards, the school readiness
22 description, the system of assessments, the individualized readiness plans,
23 AND the postsecondary and workforce readiness description. ~~and the~~
24 ~~postsecondary and workforce planning, preparation, and readiness~~
25 ~~assessments.~~

26 (2) The entity selected to conduct the cost study shall submit
27 reports to the department of education and the department of higher

1 education in accordance with the following timeline:

2 (b) On or before October 1, 2011, a report of the costs pertaining
3 to implementation of the school readiness assessments AND the system of
4 assessments that is aligned with the preschool through elementary and
5 secondary education standards; and ~~the postsecondary and workforce~~
6 ~~planning, preparation, and readiness assessments; and~~

7 **SECTION 49.** In Colorado Revised Statutes, 22-7-302, **amend**
8 (2) as follows:

9 **22-7-302. Definitions.** As used in this part 3, unless the context
10 otherwise requires:

11 (2) "Close the achievement and growth gap" means to lessen the
12 variance in academic achievement and growth among student groups, as
13 reflected in ~~statewide~~ STATE assessment scores ~~or performance on~~
14 ~~postsecondary and workforce readiness assessments~~ and in calculations
15 of students' longitudinal academic growth, by improving the academic
16 achievement and growth of students in those groups that are
17 underperforming.

18 **SECTION 50.** In Colorado Revised Statutes, 22-11-103, **repeal**
19 (26) as follows:

20 **22-11-103. Definitions.** As used in this article, unless the context
21 otherwise requires:

22 (26) ~~"Postsecondary and workforce readiness assessment" shall~~
23 ~~have the same meaning as provided in section 22-7-1003 (16).~~

24 **SECTION 51.** In Colorado Revised Statutes, 22-11-202, **repeal**
25 (1) (c) as follows:

26 **22-11-202. Colorado growth model - technical advisory panel**
27 **- rules.** (1) (c) ~~Within ninety days after receiving the information from~~

1 the 2009-10 administration of the postsecondary and workforce planning,
2 preparation, and readiness assessments pursuant to section 22-7-1007, the
3 department shall recommend to the state board for adoption by rule any
4 necessary adjustments to the Colorado growth model to ensure that it
5 measures student academic growth over time toward attainment of the
6 standards adopted pursuant to section 22-7-1005 and attainment of
7 postsecondary and workforce readiness as described pursuant to section
8 22-7-1008. In recommending adjustments to the Colorado growth model,
9 the department shall consult with the technical advisory panel appointed
10 pursuant to subsection (2) of this section.

11 **SECTION 52.** In Colorado Revised Statutes, 22-11-204, **amend**
12 (4) (a) (I), (4) (b) (I), (4) (c) (I), (5) (a) (I) (F), (5) (b) (I) (F), (5) (c) (I)
13 (F), and (6) (c) as follows:

14 **22-11-204. Performance indicators - measures.** (4) The
15 department shall determine the level of attainment of each public high
16 school, each school district, the institute, and the state as a whole on the
17 postsecondary and workforce readiness indicator by using, at a minimum,
18 the following measures:

19 (a) For each public high school, the department shall calculate:

20 (I) The percentages of students enrolled in the eleventh grade in
21 the public high school who score at each achievement level on the
22 standardized, curriculum-based, achievement, college entrance
23 examination administered as a statewide assessment or the percentages of
24 students enrolled in each of the grade levels included in the public high
25 school who score at each achievement level on the ~~postsecondary and~~
26 ~~workforce readiness~~ assessments administered PURSUANT TO SECTION
27 22-7-1006.3 by the public high school;

1 (b) For each school district and the institute, the department shall
2 calculate:

3 (I) The overall percentages of students enrolled in the eleventh
4 grade in all of the district public high schools or all institute charter high
5 schools who score at each achievement level on the standardized,
6 curriculum-based, achievement, college entrance examination
7 administered as a statewide assessment or the percentages of students
8 enrolled in each of the grade levels included in the public high schools
9 who score at each achievement level on the ~~postsecondary and workforce~~
10 ~~readiness~~ assessments administered PURSUANT TO SECTION 22-7-1006.3
11 by the public high schools;

12 (c) For the state, the department shall calculate:

13 (I) The percentages of students enrolled in the eleventh grade in
14 public high schools statewide who score at each achievement level on the
15 standardized, curriculum-based, achievement, college entrance
16 examination administered as a statewide assessment or the percentages of
17 students enrolled in each of the grade levels included in the public high
18 schools statewide who score at each achievement level on the
19 ~~postsecondary and workforce readiness~~ assessments administered
20 PURSUANT TO SECTION 22-7-1006.3 by the public high schools;

21 (5) The department shall determine the level of attainment of each
22 public school, each school district, the institute, and the state as a whole
23 on the performance indicator that concerns the progress made in closing
24 the achievement and growth gaps by using the following measures:

25 (a) (I) For each public school, the department shall disaggregate
26 by student group:

27 (F) For each public high school, the percentage of students

1 enrolled in the eleventh grade in the public high school who score at each
2 achievement level of the standardized, curriculum-based, achievement,
3 college entrance examination or the percentages of students enrolled in
4 each of the grade levels included in the public high school who score at
5 each achievement level on the ~~postsecondary and workforce readiness~~
6 assessments administered PURSUANT TO SECTION 22-7-1006.3 by the
7 public high school; the percentages of students graduating from the public
8 high school who receive a diploma that includes a postsecondary and
9 workforce readiness endorsement or an endorsement for exemplary
10 demonstration of postsecondary and workforce readiness; and the
11 graduation and dropout rates.

12 (b) (I) For each school district and the institute, the department
13 shall disaggregate by student group:

14 (F) The overall percentage of students enrolled in the eleventh
15 grade in the district public high schools or the institute charter high
16 schools who score at each achievement level of the standardized,
17 curriculum-based, achievement, college entrance examination or the
18 percentages of students enrolled in each of the grade levels included in
19 the public high schools who score at each achievement level on the
20 ~~postsecondary and workforce readiness~~ assessments administered
21 PURSUANT TO SECTION 22-7-1006.3 by the public high schools; the overall
22 percentages of students graduating from the district public high schools,
23 or the institute charter high schools, who receive a diploma that includes
24 a postsecondary and workforce readiness endorsement or an endorsement
25 for exemplary demonstration of postsecondary and workforce readiness;
26 and the overall graduation and dropout rates for the district public high
27 schools or the institute charter high schools.

1 (c) (I) For the state, the department shall disaggregate by student
2 group:

3 (F) The percentage of students enrolled in the eleventh grade in
4 the public high schools in the state who score at each achievement level
5 of the standardized, curriculum-based, achievement, college entrance
6 examination or the percentages of students enrolled in each of the grade
7 levels included in the public high schools in the state who score at each
8 achievement level on the ~~postsecondary and workforce readiness~~
9 assessments administered PURSUANT TO SECTION 22-7-1006.3 by the
10 public high schools; the overall percentages of students graduating from
11 the public high schools in the state who receive diplomas that include
12 postsecondary and workforce readiness endorsements or endorsements for
13 exemplary demonstration of postsecondary and workforce readiness; and
14 the overall graduation and dropout rates for the public high schools in the
15 state.

16 (6) Notwithstanding any provision of this section to the contrary:

17 (c) The department may adjust the calculations specified in this
18 section as necessary to take into account students for whom no score is
19 recorded on the statewide assessments OR the standardized,
20 curriculum-based, achievement, college entrance examination. ~~or the~~
21 ~~postsecondary and workforce readiness assessments.~~

22 **SECTION 53.** In Colorado Revised Statutes, 23-1-113, **repeal** (6)
23 as follows:

24 **23-1-113. Commission directive - admission standards for**
25 **baccalaureate and graduate institutions of higher education - policy**
26 **- definitions.** (6) (a) ~~On or before December 15, 2010, pursuant to~~
27 ~~section 22-7-1008, C.R.S., the commission and the state board of~~

1 ~~education shall negotiate a consensus and adopt one or more~~
2 ~~postsecondary and workforce planning, preparation, and readiness~~
3 ~~assessments for use by school districts, boards of cooperative services,~~
4 ~~district charter high schools, and institute charter high schools. The~~
5 ~~commission and the state board of education also shall negotiate a~~
6 ~~consensus and adopt scoring criteria to indicate a student's level of~~
7 ~~postsecondary and workforce readiness, as provided in section 22-7-1008,~~
8 ~~C.R.S.~~

9 (b) ~~Every six years after the adoption of the postsecondary and~~
10 ~~workforce planning, preparation, and readiness assessments pursuant to~~
11 ~~section 22-7-1008, C.R.S., the commission and the state board of~~
12 ~~education may negotiate a consensus and adopt revisions to such~~
13 ~~assessments. The commission and the state board of education may also~~
14 ~~revise the scoring criteria for the postsecondary and workforce planning,~~
15 ~~preparation, and readiness assessments, as necessary.~~

16 **SECTION 54. Safety clause.** The general assembly hereby finds,
17 determines, and declares that this act is necessary for the immediate
18 preservation of the public peace, health, and safety.