

HOUSE JOURNAL
SEVENTIETH GENERAL ASSEMBLY
STATE OF COLORADO
First Regular Session

One-hundred-eighth Legislative Day

Friday, April 24, 2015

1 Prayer by Father Vazken Atmajian, Father Arshog Hochadorian, Western
2 Prelacy of the Armenian Church, Western Diocese of the Armenian
3 Church, Denver.

4
5 The Speaker called the House to order at 9:00 a.m.

6
7 Pledge of Allegiance led by Avery Hudson, Elbert Elemenatry, Elbert.

8
9 The roll was called with the following result:

10

11 Present--64.

12 Excused--Representative(s) Buckner--1.

13

14 The Speaker declared a quorum present.

15

16

17 On motion of Representative Van Winkle, the reading of the journal of
18 April 23, 2015, was declared dispensed with and approved as corrected
19 by the Chief Clerk.

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21

REPORT(S) OF COMMITTEE(S) OF REFERENCE

22

APPROPRIATIONS

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HB15-1250 be postponed indefinitely.

1 **HB15-1258** be amended as follows, and as so amended, be referred to
2 the Committee of the Whole with favorable
3 recommendation:
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5 Amend printed bill, page 20, after line 4 insert:
6

7 **"SECTION 3. Appropriation.** (1) For the 2015-16 state fiscal
8 year, \$367,908 is appropriated to the department of labor and
9 employment. This appropriation is from the family and medical leave
10 insurance fund created in section 8-13.3-308, C.R.S. To implement this
11 act, the department may use this appropriation as follows:

12 (a) \$175,674 for use by the division of family and medical leave
13 insurance for the family and medical leave program, which amount is
14 based on an assumption that the division will require an additional 1.3
15 FTE; and

16 (b) \$192,234 for the purchase of information technology services.

17 (2) For the 2015-16 state fiscal year, \$192,234 is appropriated to
18 the office of the governor for use by the office of information
19 technology. This appropriation is from reappropriated funds received
20 from the department of labor and employment under paragraph (b) of
21 subsection (1) of this section. To implement this act, the office may use
22 this appropriation to provide information technology services for the
23 department of labor and employment."
24

25 Renumber succeeding section accordingly.
26

27 Page 1, line 102, strike "**PROGRAM.**" and substitute "**PROGRAM, AND, IN**
28 **CONNECTION THEREWITH, MAKING AN APPROPRIATION.**".
29
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31

32 **HB15-1273** be amended as follows, and as so amended, be referred to
33 the Committee of the Whole with favorable
34 recommendation:
35

36 Amend the Education Committee Report, dated April 17, 2015, page 3,
37 after line 18 insert:
38

39 "Page 11, lines 17 and 18, strike "(1) (bb) and (1) (cc)" and substitute
40 "(2)"
41

42 Page 11, lines 19 and 20, strike "(1) The division has the following
43 duties:". "
44

45 Page 3 of the report, strike line 19 and substitute:
46

47 "Page 11, strike line 21 and substitute:
48

49 "(2) (a) (I) ON OR BEFORE APRIL 1, 2016, AND EVERY APRIL 1".
50

51 Page 11, line 22, strike "TWO YEARS". "
52

52 Page 3 of the report, after line 21 insert:
53

54 "Page 12, line 15, strike "(bb)," and substitute "(a),". "
55

56 Page 3 of the report, after line 24 insert:

1 "Page 12, line 25, strike "(cc)" and substitute "(b)".".

2

3 Page 3 of the report, strike lines 25 and 26 and substitute:

4

5 "Page 12, strike lines 26 and 27 and substitute "REQUIREMENTS OF
6 PARAGRAPH (a) OF THIS SUBSECTION (2) USING EXISTING DATA SOURCES
7 FOR THE 2013-14 AND 2014-15 SCHOOL YEARS.

8

9 (c) THE DIVISION IS ONLY REQUIRED TO PERFORM THE DUTIES OF
10 THIS SUBSECTION (2) IF EXISTING APPROPRIATIONS OR RESOURCES ARE
11 AVAILABLE."."

11

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14 **HB15-1322** be postponed indefinitely.

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17 **HB15-1333** be referred to the Committee of the Whole with favorable
18 recommendation.

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21 **HB15-1339** be referred to the Committee of the Whole with favorable
22 recommendation.

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25 **HB15-1346** be referred to the Committee of the Whole with favorable
26 recommendation.

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29 **HB15-1358** be referred to the Committee of the Whole with favorable
30 recommendation.

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33 **HB15-1374** be amended as follows, and as so amended, be referred to
34 the Committee of the Whole with favorable
35 recommendation:

36

37 Amend printed bill, page 3, after line 27 insert:

38

39 **"SECTION 3. Appropriation.** (1) For the 2015-16 state fiscal
40 year, \$18,160 is appropriated to the department of revenue. This
41 appropriation is from the general fund. To implement this act, the
42 department may use this appropriation as follows:

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Renumber succeeding section accordingly.

Page 1, line 105, strike "SERVICES." and substitute "SERVICES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

1 **TRANSPORTATION & ENERGY**

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

4
5 **HB15-1364** be amended as follows, and as so amended, be referred to
6 the Committee of the Whole with favorable
7 recommendation:

8
9 Amend printed bill, page 2, line 20, strike "production;" and substitute
10 "production."

11
12 Page 3, strike lines 1 and 2 and substitute "~~national electrical code; or~~
13 THE INSPECTOR SHALL RECOGNIZE THAT A MICROHYDRO ASSEMBLY
14 MANUFACTURED FOR THE SOLE PURPOSE OF GENERATING ELECTRICITY IN
15 A MICROHYDRO SYSTEM IS APPROVED FOR THE INTENDED USE PURSUANT
16 TO SECTION 705.4 OF THE NATIONAL ELECTRICAL CODE IN EFFECT ON THE
17 EFFECTIVE DATE OF THIS PARAGRAPH (f)."

18
19
20
21 On motion of Representative Duran, **HB15-1323, 1339, 1358, 1374,**
22 **1178** were added to the Special Orders Calendar on April 24, 2015.

23
24
25 On motion of Representative Winter, the House resolved itself into
26 Committee of the Whole for consideration of Special Orders and she was
27 called to the Chair to act as Chairman.

28
29
30 **SPECIAL ORDERS--SECOND READING OF BILLS**

31
32 The Committee of the Whole having risen, the Chairman reported the
33 titles of the following bills had been read (reading at length had been
34 dispensed with by unanimous consent), the bills considered and action
35 taken thereon as follows:

36
37 (Amendments to the committee amendment are to the printed committee
38 report which was printed and placed in the members' bill file.)

39
40 **SB15-221** by Senator(s) Cooke; also Representative(s) Danielson
41 and Priola--Concerning public transit officers.

42
43 Laid over until April 27, retaining place on Calendar.

44
45 **HB15-1323** by Representative(s) Buckner and Wilson, Duran, Fields,
46 Garnett, Hamner, Lee, Moreno, Pettersen, Priola,
47 Windholz, Young--Concerning assessments in public
48 schools, and, in connection therewith, codifying the
49 consensus recommendations of the standards and
50 assessments task force created in House Bill 14-1202.

51
52 Amendment No. 1, Education Report, dated April 14, 2015, and placed
53 in member's bill file; Report also printed in House Journal, April 15,
54 2015

55

1 Amendment No. 2, Appropriations Report, dated April 17, 2015, and
2 placed in member's bill file; Report also printed in House Journal, April
3 20, 2015.

4
5 Amendment No. 3, moved by Representative(s) Pettersen.

6
7 Amend the Education Committee Report, dated April 13, 2015, page 3,
8 after line 30 insert:

9
10 "Page 12 of the bill, line 19, strike "NINTH, ELEVENTH," and substitute
11 "ELEVENTH".".

12
13 Page 7 of the committee report, strike lines 1 through 6 and substitute:

14
15 "(b) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (a) OF
16 THIS SUBSECTION (4), FOR PURPOSES OF CALCULATING WHETHER A
17 SCHOOL DISTRICT OR THE INSTITUTE IS ACCREDITED WITH PRIORITY
18 IMPROVEMENT PLAN OR BELOW FOR LONGER THAN A TOTAL OF FIVE
19 CONSECUTIVE SCHOOL YEARS, THE DEPARTMENT SHALL EXCLUDE THE
20 2015-16 SCHOOL YEAR, DURING WHICH THE DEPARTMENT DOES NOT
21 ASSIGN ACCREDITATION RATINGS AS PROVIDED IN SECTION 22-11-208
22 (1.5), FROM THE CALCULATION AND SHALL COUNT THE 2016-17 SCHOOL
23 YEAR AS IF IT WERE CONSECUTIVE TO THE 2014-15 SCHOOL YEAR.".

24
25 Page 8 of the committee report, strike lines 3 through 9 and substitute:

26 "(II) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I)
27 OF THIS PARAGRAPH (d), FOR PURPOSES OF CALCULATING WHETHER A
28 PUBLIC SCHOOL IS REQUIRED TO IMPLEMENT A PRIORITY IMPROVEMENT OR
29 TURNAROUND PLAN FOR LONGER THAN A COMBINED TOTAL OF FIVE
30 CONSECUTIVE SCHOOL YEARS, THE DEPARTMENT SHALL EXCLUDE THE
31 2015-16 SCHOOL YEAR, DURING WHICH THE DEPARTMENT DOES NOT
32 RECOMMEND SCHOOL PLANS AS PROVIDED IN SUBSECTION (2.5) OF THIS
33 SECTION, FROM THE CALCULATION AND SHALL COUNT THE 2016-17
34 SCHOOL YEAR AS IF IT WERE CONSECUTIVE TO THE 2014-15 SCHOOL
35 YEAR.".

36
37 Amendment No. 4, moved by Representative(s) Pettersen.

38
39 Amend the Education Committee report, dated April 13, 2015, page 4,
40 line 15, strike "PARTICIPANT" and substitute "PARTICIPANT. A LOCAL
41 EDUCATION PROVIDER THAT IS A SCHOOL DISTRICT AND THAT
42 PARTICIPATES IN THE PILOT PROGRAM MUST WORK WITH THE SCHOOL
43 DISTRICT'S PERSONNEL PERFORMANCE EVALUATION COUNCIL CREATED
44 PURSUANT TO SECTION 22-9-107 IN DEVELOPING OR".

45
46 Page 4 of the committee report, strike line 16.

47
48 As amended, ordered engrossed and placed on the Calendar for Third
49 Reading and Final Passage.

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51
52 A motion by Representative Duran that the Committee rise, report
53 progress and beg leave to sit again later in the morning, was adopted by
54 unanimous consent. (Special Orders continued on page 1018.)
55
56

1 House reconvened.

2
3 The Committee of the Whole reported it had risen, reported progress and
4 would sit again later in the morning.

5
6
7 **MESSAGE FROM THE SENATE**

8
9 Madam Speaker:

10
11 The Senate has adopted and transmits herewith:
12 SJR15-027.

13
14
15
16 **INTRODUCTION AND CONSIDERATION OF RESOLUTION**

17
18 On motion of Representative Duran, the rules were suspended and the
19 following resolution was given immediate consideration.

20
21 **SJR15-027** by Senator(s) Guzman and Lundberg; also
22 Representative(s) Moreno--Concerning the "Colorado Day
23 of Remembrance of the Armenian Genocide" on April 24,
24 2015.

25
26 (Printed and placed in members' files).

27
28 On motion of Representative Moreno, the resolution was read at length
29 and **adopted** by **viva voce** vote.

30
31 Current Roll Call added as co-sponsor(s): Representative(s) Arndt, Becker J.,
32 Becker K., Brown, Buck, Carver, Conti, Coram, Court, Danielson, DelGrosso,
33 Dore, Duran, Esgar, Everett, Fields, Foote, Garnett, Ginal, Hamner, Humphrey,
34 Joshi, Kagan, Keyser, Klingenschmitt, Kraft-Tharp, Landgraf, Lawrence,
35 Lebsock, Lee, Lontine, Lundeen, McCann, Melton, Mitsch Bush, Navarro,
36 Neville P., Nordberg, Pabon, Pettersen, Primavera, Priola, Rankin, Ransom,
37 Rosenthal, Roupe, Ryden, Saine, Salazar, Sias, Singer, Tate, Thurlow, Tyler,
38 Van Winkle, Vigil, Willett, Williams, Wilson, Windholz, Winter, Young,
39 Speaker.

40
41
42 On motion of Representative Winter, the House resolved itself into
43 Committee of the Whole for continuation of consideration of Special
44 Orders, and he returned to the Chair to act as Chairman.

45
46
47
48 **SPECIAL ORDERS--SECOND READING OF BILLS**

49 (Continued from page 1017)

50
51 **HB15-1339** by Representative(s) Fields and Wilson--Concerning the
52 reporting of expenditures by local education providers.

53
54 Ordered engrossed and placed on the Calendar for Third Reading and
55 Final Passage.

56

1 **AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT**

2

3 Representative P. Neville moved to amend the Report of the Committee
4 of the Whole to reverse the action taken by the Committee in not adopting
5 the following Neville P. amendment, to HB 15-1323, to show that said
6 amendment passed, and that HB 15-1323, as amended, passed.

7

8 Amend the Education Committee Report, dated April 13, 2015, page 1,
9 strike lines 3 and 4.

10

11 Page 2 of the committee report, strike lines 1 through 3.

12

13 The amendment was declared **lost** by the following roll call vote:

14

	YES	29	NO	33	EXCUSED	3	ABSENT	0
16	Arndt	N	Fields	N	Lundeen	Y	Ryden	N
17	Becker J.	Y	Foote	N	McCann	N	Saine	Y
18	Becker K.	N	Garnett	N	Melton	N	Salazar	Y
19	Brown	Y	Ginal	N	Mitsch Bush	N	Sias	Y
20	Buck	Y	Hamner	N	Moreno	N	Singer	N
21	Buckner	E	Humphrey	Y	Navarro	Y	Tate	Y
22	Carver	Y	Joshi	Y	Neville P.	Y	Thurlow	Y
23	Conti	Y	Kagan	N	Nordberg	Y	Tyler	N
24	Coram	Y	Keyser	Y	Pabon	N	Van Winkle	Y
25	Court	N	Klingenschmitt	Y	Pettersen	N	Vigil	N
26	Danielson	N	Kraft-Tharp	N	Primavera	N	Willett	Y
27	DelGrosso	E	Landgraf	Y	Priola	N	Williams	N
28	Dore	Y	Lawrence	Y	Rankin	E	Wilson	Y
29	Duran	N	Lebsock	Y	Ransom	Y	Windholz	N
30	Esgar	N	Lee	N	Rosenthal	N	Winter	N
31	Everett	Y	Lontine	N	Roupe	Y	Young	N
32							Speaker	N

33

34

35 Representative Lundeen moved to amend the Report of the Committee of
36 the Whole to reverse the action taken by the Committee in not adopting
37 the following Lundeen amendment, to HB 15-1323, to show that said
38 amendment passed, and that HB 15-1323, as amended, passed.

39

40 Amend printed bill, page 4, before line 17 insert:

41

42 "(b) SUBJECT TO THE PROVISIONS OF SECTION 22-7-1006 (1) (b),
43 EACH LOCAL EDUCATION PROVIDER SHALL SELECT THE ASSESSMENTS TO
44 ADMINISTER IN EACH INSTRUCTIONAL AREA AT EACH REQUIRED GRADE
45 LEVEL FROM AMONG THE STATEWIDE ASSESSMENTS ADOPTED FOR EACH
46 INSTRUCTIONAL AREA AND EACH REQUIRED GRADE LEVEL BY THE STATE
47 BOARD PURSUANT TO SECTION 22-7-1006."

48

49 Reletter succeeding paragraphs accordingly.

50

51 Page 12, strike line 24 and substitute "(1) (a) introductory portion, (1.5),
52 and (5); and **add** (1) (a.3), (1) (a.5), and (1) (f) as follows:".

53

54 Page 12, line 26, strike "(1) (f) THE" and substitute "(1) (a) ~~On or before~~
55 ~~December 15, 2010, or as soon thereafter as fiscally practicable~~ FOR THE
56 2015-16 SCHOOL YEAR AND FOR SCHOOL YEARS THEREAFTER, the state

1 board shall adopt ~~a system of~~ STATEWIDE assessments IN THE AREAS OF
 2 MATHEMATICS, ENGLISH LANGUAGE ARTS, SCIENCE, AND SOCIAL STUDIES
 3 that are aligned with the preschool through elementary and secondary
 4 education standards and are designed to measure students' levels of
 5 attainment of the standards and to longitudinally measure students'
 6 academic progress toward attaining the standards and toward attaining
 7 postsecondary and workforce readiness. NO LATER THAN OCTOBER 1,
 8 2015, THE DEPARTMENT OF EDUCATION SHALL IDENTIFY FIVE ASSESSMENT
 9 PROVIDERS FROM WHICH THE STATE BOARD SHALL SELECT THREE
 10 POTENTIAL ASSESSMENTS FOR EACH INSTRUCTIONAL AREA AT EACH
 11 GRADE LEVEL THAT IS ASSESSED AS PROVIDED IN SECTION 22-7-1006.3. IF
 12 FIVE ASSESSMENT PROVIDERS ARE NOT AVAILABLE FOR AN INSTRUCTIONAL
 13 AREA OR GRADE LEVEL, THE DEPARTMENT SHALL IDENTIFY THREE
 14 PROVIDERS. EACH LOCAL EDUCATION PROVIDER SHALL SELECT FROM
 15 AMONG THE ADOPTED ASSESSMENTS THOSE THAT IT ADMINISTERS, IN
 16 COLLABORATION WITH THE DEPARTMENT OF EDUCATION, AS PROVIDED IN
 17 SECTION 22-7-1006.3. In adopting the ~~system of~~ STATEWIDE assessments,
 18 the state board shall ensure, at a minimum, that ~~the system is designed to~~
 19 ALL OF THE SELECTED ASSESSMENTS:

20 (a.3) NOTWITHSTANDING ANY PROVISION OF PARAGRAPH (a) OF
 21 THIS SUBSECTION (1) TO THE CONTRARY, IF IN A SCHOOL YEAR ONE OF THE
 22 ASSESSMENTS THAT THE STATE BOARD SELECTS IS NOT SELECTED BY A
 23 SUFFICIENT NUMBER OF LOCAL EDUCATION PROVIDERS TO ALLOW THE
 24 DEPARTMENT OF EDUCATION TO DISAGGREGATE THE ASSESSMENT SCORES
 25 ACROSS STUDENT GROUPS WITHOUT POTENTIALLY IDENTIFYING
 26 INDIVIDUAL STUDENT'S SCORES, A LOCAL EDUCATION PROVIDER SHALL
 27 NOT ADMINISTER THE ASSESSMENT IN THAT SCHOOL YEAR BUT SHALL
 28 SELECT ANOTHER AVAILABLE ASSESSMENT FOR THE AFFECTED
 29 INSTRUCTIONAL AREA AND GRADE LEVEL.

30 (a.5) AFTER THE STATE BOARD SELECTS THE STATEWIDE
 31 ASSESSMENTS, THE DEPARTMENT OF EDUCATION SHALL NORM-REFERENCE
 32 THE ASSESSMENT SCORES TO ENABLE A VALID, CROSS-STATE COMPARISON
 33 OF THE LEVELS OF STUDENT COMPETENCY IN EACH LOCAL EDUCATION
 34 PROVIDER. THE DEPARTMENT, WORKING WITH THE TECHNICAL ADVISORY
 35 PANEL APPOINTED PURSUANT TO SECTION 22-11-202, SHALL, AS SOON AS
 36 PRACTICABLE AFTER THE STATE BOARD SELECTS THE STATEWIDE
 37 ASSESSMENTS, ADJUST THE COLORADO GROWTH MODEL, AS DEFINED IN
 38 SECTION 22-11-103, IF NECESSARY, TO MEASURE STUDENT LONGITUDINAL
 39 ACADEMIC GROWTH USING THE ASSESSMENT RESULTS, REGARDLESS OF
 40 WHICH ASSESSMENTS A LOCAL EDUCATION PROVIDER MAY CHOOSE TO
 41 ADMINISTER. AS SOON AS PRACTICABLE AFTER THE EFFECTIVE DATE OF
 42 THIS PARAGRAPH (a.5), THE DEPARTMENT SHALL APPLY TO THE FEDERAL
 43 DEPARTMENT OF EDUCATION FOR A WAIVER OF FEDERAL LAW TO THE
 44 EXTENT NECESSARY TO IMPLEMENT PARAGRAPH (a) OF THIS SUBSECTION
 45 (1).

46 (f) THE".

47
 48 Page 13, after line 4 insert:

49
 50 "~~(1.5) (a) Colorado shall participate as a governing board member,~~
 51 ~~at least until January 1, 2014, in a consortium of states that focuses on the~~
 52 ~~readiness of students for college and careers by developing a common set~~
 53 ~~of assessments. On or before January 1, 2014, and on or before each~~
 54 ~~January 1 thereafter, if Colorado is a governing board member of the~~
 55 ~~consortium of states,~~ The state board is strongly encouraged to conduct
 56 a fiscal and student achievement benefit analysis of THE STATEWIDE

1 ASSESSMENTS ADMINISTERED IN Colorado. ~~remaining a governing board~~
 2 ~~member of the consortium. If adopting the system of assessments that is~~
 3 ~~aligned with the state standards for reading, writing, and mathematics, the~~
 4 ~~state board shall rely upon assessments developed by the consortium of~~
 5 ~~states.~~

6 (b) ON AND AFTER THE EFFECTIVE DATE OF THIS PARAGRAPH (b),
 7 THE STATE BOARD SHALL NOT ENTER INTO, AND AS SOON AS POSSIBLE
 8 AFTER THE EFFECTIVE DATE OF THIS PARAGRAPH (b) THE STATE BOARD
 9 SHALL TERMINATE ANY EXISTING, CONTRACTS, AGREEMENTS, OR
 10 COMMITMENTS OF ANY TYPE THAT RESTRICT THE STATE BOARD'S ABILITY
 11 TO DETERMINE THE SUBSTANCE OF THE PRESCHOOL THROUGH
 12 ELEMENTARY AND SECONDARY EDUCATION STANDARDS OR
 13 ASSESSMENTS.".

14
 15 Page 14, before line 7 insert:

16
 17 "SECTION 4. In Colorado Revised Statutes, add 22-7-1013.5 as
 18 follows:

19 **22-7-1013.5. Local education providers - assessment plan -**
 20 **federal waiver.** (1) (a) EACH LOCAL EDUCATION PROVIDER SHALL
 21 DEVELOP AN ASSESSMENT PLAN THAT, AT A MINIMUM:

22 (I) IDENTIFIES THE INTERIM, FORMATIVE, AND SUMMATIVE
 23 ASSESSMENTS THE LOCAL EDUCATION PROVIDER CHOOSES TO USE TO
 24 MEASURE STUDENT COMPETENCY IN MEETING THE STATE ACADEMIC
 25 STANDARDS IN THE AREAS OF MATHEMATICS, ENGLISH LANGUAGE ARTS,
 26 SCIENCE, AND SOCIAL STUDIES, WHICH ASSESSMENTS MUST BE ALIGNED
 27 WITH THE LOCAL EDUCATION PROVIDER'S ACADEMIC STANDARDS IN
 28 MATHEMATICS, ENGLISH LANGUAGE ARTS, SCIENCE, AND SOCIAL STUDIES;

29 (II) DESCRIBES THE TIMES AT WHICH THE LOCAL EDUCATION
 30 PROVIDER WILL ASSESS STUDENTS' COMPETENCY IN EACH OF THE AREAS
 31 OF MATHEMATICS AND ENGLISH LANGUAGE ARTS FOR STUDENTS
 32 ENROLLED IN EACH OF GRADES THREE THROUGH TEN;

33 (III) DESCRIBES THE TIMES AT WHICH THE LOCAL EDUCATION
 34 PROVIDER WILL ASSESS STUDENTS' COMPETENCY IN THE AREA OF SCIENCE
 35 FOR STUDENTS ENROLLED IN ONE OF GRADES THREE THROUGH FIVE,
 36 STUDENTS ENROLLED IN ONE OF GRADES SIX THROUGH NINE, AND ONE OF
 37 GRADES TEN THROUGH TWELVE;

38 (IV) SPECIFIES WHETHER THE LOCAL EDUCATION PROVIDER WILL
 39 ASSESS STUDENTS' COMPETENCY IN THE AREA OF SOCIAL STUDIES FOR
 40 STUDENTS ENROLLED IN ONE OF GRADES THREE THROUGH FIVE, STUDENTS
 41 ENROLLED IN ONE OF GRADES SIX THROUGH EIGHT, AND STUDENTS
 42 ENROLLED IN ONE OF GRADES NINE THROUGH TWELVE; AND

43 (V) DESCRIBES THE SCHEDULE AND METHOD BY WHICH THE LOCAL
 44 EDUCATION PROVIDER WILL REPORT TO THE DEPARTMENT OF EDUCATION
 45 STUDENTS' COMPETENCY WITH REGARD TO THE MATHEMATICS, ENGLISH
 46 LANGUAGE ARTS, AND SCIENCE STANDARDS AND SOCIAL STUDIES
 47 STANDARDS, IF ASSESSED.

48 (b) IN IDENTIFYING TIMES FOR ASSESSING STUDENTS, A LOCAL
 49 EDUCATION PROVIDER IS ENCOURAGED TO DESIGN A PLAN THAT ALLOWS
 50 A STUDENT TO DEMONSTRATE COMPETENCY AS THE STUDENT MASTERS A
 51 STANDARD RATHER THAN AT A SINGLE, STANDARD TIME DURING THE
 52 SCHOOL YEAR.

53 (2) EACH LOCAL EDUCATION PROVIDER SHALL SUBMIT ITS
 54 ASSESSMENT PLAN TO THE DEPARTMENT OF EDUCATION BY JULY 1, 2016.
 55 A LOCAL EDUCATION PROVIDER MAY SUBMIT TO THE DEPARTMENT
 56 AMENDMENTS TO THE ASSESSMENT PLAN BY JULY 1, 2017, OR BY JULY 1

1 OF ANY YEAR THEREAFTER. THE DEPARTMENT SHALL REVIEW THE PLANS
2 AND, AS SOON AS PRACTICABLE AFTER RECEIVING THE PLANS, THE
3 DEPARTMENT SHALL DETERMINE HOW IT WILL NORM-REFERENCE THE
4 SCORES ACHIEVED ON THE ASSESSMENTS SELECTED BY EACH LOCAL
5 EDUCATION PROVIDER TO ENABLE A VALID, CROSS-STATE COMPARISON OF
6 THE LEVELS OF STUDENT COMPETENCY IN EACH LOCAL EDUCATION
7 PROVIDER. THE DEPARTMENT, WORKING WITH THE TECHNICAL ADVISORY
8 PANEL APPOINTED PURSUANT TO SECTION 22-11-202, SHALL, AS SOON AS
9 PRACTICABLE AFTER RECEIVING THE PLANS, ADJUST THE COLORADO
10 GROWTH MODEL, AS DEFINED IN SECTION 22-11-103, IF NECESSARY, TO
11 MEASURE STUDENT LONGITUDINAL ACADEMIC GROWTH USING THE
12 ASSESSMENT RESULTS PROVIDED BY EACH LOCAL EDUCATION PROVIDER
13 AS DESCRIBED IN THE LOCAL EDUCATION PROVIDER'S ASSESSMENT PLAN.

14 (3) (a) BASED ON THE ASSESSMENT PLANS THAT LOCAL EDUCATION
15 PROVIDERS SUBMIT PURSUANT TO THIS SECTION AND THE
16 NORM-REFERENCING OF SCORES AND ANY ADJUSTMENTS TO THE
17 COLORADO GROWTH MODEL THAT THE DEPARTMENT OF EDUCATION
18 COMPLETES PURSUANT TO SUBSECTION (2) OF THIS SECTION, THE
19 DEPARTMENT SHALL APPLY TO THE FEDERAL DEPARTMENT OF EDUCATION
20 FOR A WAIVER OF THE REQUIREMENTS OF THE FEDERAL "NO CHILD LEFT
21 BEHIND ACT OF 2001", 20 U.S.C. SEC. 6301 ET SEQ., IF NECESSARY, TO
22 ENSURE THAT, IN IMPLEMENTING THE LOCAL EDUCATION PROVIDERS'
23 ASSESSMENT PLANS IN LIEU OF THE TESTING DESCRIBED IN SECTION
24 22-7-1006.3, COLORADO IS IN COMPLIANCE WITH FEDERAL LAW. THE
25 DEPARTMENT SHALL APPLY FOR THE WAIVER AS SOON AS POSSIBLE
26 FOLLOWING RECEIPT OF THE ASSESSMENT PLANS AND COMPLIANCE WITH
27 SUBSECTION (2) OF THIS SECTION.

28 (b) WHEN THE DEPARTMENT SUBMITS THE WAIVER REQUEST TO
29 THE FEDERAL DEPARTMENT OF EDUCATION, THE COMMISSIONER OF
30 EDUCATION SHALL NOTIFY THE CHAIRPERSONS OF THE EDUCATION
31 COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR
32 ANY SUCCESSOR COMMITTEES, AND SHALL PROVIDE A WRITTEN COPY OF
33 THE WAIVER REQUEST. AS SOON AS PRACTICABLE AFTER THE DEPARTMENT
34 RECEIVES A REPLY FROM THE FEDERAL DEPARTMENT OF EDUCATION THAT
35 GRANTS THE WAIVER REQUEST, IN WHOLE OR IN PART, OR DENIES THE
36 WAIVER REQUEST, THE COMMISSIONER OF EDUCATION SHALL PROVIDE A
37 COPY OF THE REPLY TO THE CHAIRPERSONS OF THE EDUCATION
38 COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR
39 ANY SUCCESSOR COMMITTEES.

40 (4) IT IS THE INTENT OF THE GENERAL ASSEMBLY TO AUTHORIZE
41 EACH LOCAL EDUCATION PROVIDER TO IMPLEMENT ITS ASSESSMENT PLAN
42 IN LIEU OF THE STATEWIDE TESTING DESCRIBED IN SECTION 22-7-1006.3
43 IN THE FIRST SCHOOL YEAR THAT COMMENCES AFTER THE FEDERAL
44 DEPARTMENT OF EDUCATION GRANTS THE WAIVER DESCRIBED IN
45 SUBSECTION (3) OF THIS SECTION. BEGINNING IN THAT SCHOOL YEAR, THE
46 DEPARTMENT OF EDUCATION SHALL USE THE ASSESSMENT RESULTS
47 PROVIDED BY EACH LOCAL EDUCATION PROVIDER PURSUANT TO THE
48 LOCAL EDUCATION PROVIDER'S ASSESSMENT PLAN TO MEASURE EACH
49 LOCAL EDUCATION PROVIDER'S PERFORMANCE AND THE PERFORMANCE OF
50 EACH PUBLIC SCHOOL AS REQUIRED IN ARTICLE 11 OF THIS TITLE."

51
52 Renumber succeeding sections accordingly.

53
54 The amendment was declared **lost** by the following roll call vote:

55

	YES	27	NO	37	EXCUSED	1	ABSENT	0
1								
2	Arndt	N	Fields	N	Lundeen	Y	Ryden	N
3	Becker J.	Y	Foote	N	McCann	N	Saine	Y
4	Becker K.	N	Garnett	N	Melton	N	Salazar	N
5	Brown	Y	Ginal	N	Mitsch Bush	N	Sias	Y
6	Buck	Y	Hamner	N	Moreno	N	Singer	N
7	Buckner	E	Humphrey	Y	Navarro	N	Tate	Y
8	Carver	Y	Joshi	Y	Neville P.	Y	Thurlow	Y
9	Conti	Y	Kagan	N	Nordberg	Y	Tyler	N
10	Coram	Y	Keyser	Y	Pabon	N	Van Winkle	Y
11	Court	N	Klingenschmitt	Y	Pettersen	N	Vigil	N
12	Danielson	N	Kraft-Tharp	N	Primavera	N	Willett	Y
13	DelGrosso	Y	Landgraf	N	Priola	N	Williams	N
14	Dore	Y	Lawrence	Y	Rankin	Y	Wilson	N
15	Duran	N	Lebsock	Y	Ransom	Y	Windholz	N
16	Esgar	N	Lee	N	Rosenthal	N	Winter	N
17	Everett	Y	Lontine	N	Roupe	Y	Young	N
18							Speaker	N
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ADOPTION OF COMMITTEE OF THE WHOLE REPORT

Passed Second Reading: **HB15-1323 amended, 1339.**

The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those elected to the House voted in the affirmative, and the Report was **adopted.**

	YES	63	NO	1	EXCUSED	1	ABSENT	0
31								
32	Arndt	Y	Fields	Y	Lundeen	Y	Ryden	Y
33	Becker J.	Y	Foote	Y	McCann	Y	Saine	Y
34	Becker K.	Y	Garnett	Y	Melton	Y	Salazar	Y
35	Brown	Y	Ginal	Y	Mitsch Bush	Y	Sias	Y
36	Buck	Y	Hamner	Y	Moreno	Y	Singer	Y
37	Buckner	E	Humphrey	Y	Navarro	Y	Tate	Y
38	Carver	Y	Joshi	Y	Neville P.	Y	Thurlow	Y
39	Conti	Y	Kagan	Y	Nordberg	Y	Tyler	Y
40	Coram	Y	Keyser	Y	Pabon	Y	Van Winkle	Y
41	Court	Y	Klingenschmitt	Y	Pettersen	Y	Vigil	Y
42	Danielson	Y	Kraft-Tharp	Y	Primavera	Y	Willett	Y
43	DelGrosso	Y	Landgraf	Y	Priola	Y	Williams	Y
44	Dore	Y	Lawrence	Y	Rankin	Y	Wilson	Y
45	Duran	Y	Lebsock	Y	Ransom	Y	Windholz	Y
46	Esgar	Y	Lee	Y	Rosenthal	Y	Winter	Y
47	Everett	N	Lontine	Y	Roupe	Y	Young	Y
48							Speaker	Y
49								
50								

On motion of Representative Duran, **SB15-221, HB15-1358, 1374, 1178** were moved from the Special Orders Calendar to the bottom of the General Orders Calendar for April 24, 2015.

LAY OVER OF CALENDAR ITEM(S)1
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On motion of Representative Duran, the following item(s) on the Calendar were laid over until April 27, retaining place on Calendar:

Consideration of Third Reading--**HB15-1341, 1352, 1201, SB15-087, HB15-1158, 1228, 1359, 1368, 1343, 1318, 1324, 1328, SB15-173, HB15-1003, 1027, 1306, 1313, 1321, SB15-115, HB15-1367, 1362, SB15-203, HB15-1356, SB15-218, 219, HB15-1355, SB15-119, HB15-1350, 1226, 1247, 1366, SB15-100, HB15-1357, 1345, 1303, 1340, 1371, 1360.**

Consideration of General Orders--**HB15-1007.**

Consideration of Senate Amendment(s)--**HB15-1130, 1026, 1217, HJR15-1024.**

House in recess. House reconvened.

REPORT(S) OF COMMITTEE(S) OF REFERENCE**BUSINESS AFFAIRS & LABOR**

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

SB15-133 be postponed indefinitely.

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: **HB15-1015, 1131, 1166, 1212, 1242.**

MESSAGE FROM THE SENATE

Madam Speaker:

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:
SB15-261.

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB15-222 amended in General Orders as printed in Senate Journal, April 23, 2015.

SB15-267 amended in General Orders as printed in Senate Journal, April 23, 2015.

The Senate has passed on Third Reading and returns herewith:

HB15-1019, HB15-1186, HB15-1262, HB15-1299, HB15-1304, and HB15-1308.

1 The Senate has passed on Third Reading and transmitted to the Revisor
2 of Statutes:
3 **HB15-1045** amended in General Orders as printed in Senate Journal,
4 April 23, 2015.
5 **HB15-1134** amended in General Orders as printed in Senate Journal,
6 April 23, 2015.

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MESSAGE(S) FROM THE REVISOR

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12 We herewith transmit:
13 without comment, **SB15-261**.
14 without comment, as amended, **HB15-1045 and 1134**.
15 without comment, as amended, **SB15-222 and 267**.

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INTRODUCTION OF BILLS First Reading

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23 The following bills were read by title and referred to the committees
24 indicated:

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26 **HB15-1378** by Representative(s) Young and Brown; also Senator(s)
27 Aguilar and Grantham--Concerning the sale of valuable
28 registration numbers for benefitting people with
29 disabilities.

30 Committee on Appropriations

31

32 **HB15-1379** by Representative(s) Pabon; also Senator(s) Hill--
33 Concerning creation of marijuana permitted economic
34 interest registrations.

35 Committee on Business Affairs and Labor

36

37 **HB15-1380** by Representative(s) Becker K. and Vigil, Hullinghorst,
38 Coram; also Senator(s) Crowder--Concerning state
39 financial incentives to encourage watershed health, and, in
40 connection therewith, creating a credit against the state
41 income tax to encourage watershed health projects and
42 creating a state grant program administered by the
43 Colorado water conservation board to encourage
44 watershed health projects.

45 Committee on Agriculture, Livestock, & Natural Resources

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47 **HB15-1381** by Representative(s) Esgar and Winter, Arndt, Becker K.,
48 Court, Danielson, Duran, Fields, Foote, Garnett, Ginal,
49 Hullinghorst, Kagan, Kraft-Tharp, Lebsock, Lee, Lontine,
50 McCann, Melton, Mitsch Bush, Moreno, Pettersen,
51 Primavera, Rosenthal, Ryden, Salazar, Singer, Tyler,
52 Williams, Young; also Senator(s) Garcia--Concerning the
53 extension of the office of consumer counsel.

54 Committee on Transportation & Energy

55

- 1 **HB15-1382** by Representative(s) Duran and DelGrosso--Concerning
2 the alignment of the Colorado statutes with the federal
3 "Workforce Innovation and Opportunity Act".
4 Committee on Business Affairs and Labor
5
- 6 **HB15-1383** by Representative(s) Tyler and Becker K., Arndt,
7 Danielson, Duran, Esgar, Fields, Garnett, Ginal,
8 Hullinghorst, Kagan, Kraft-Tharp, Lebsock, Lee, Lontine,
9 McCann, Melton, Moreno, Pabon, Rosenthal, Ryden,
10 Salazar, Singer, Vigil, Williams, Winter--Concerning
11 modifications to the Colorado low-income housing tax
12 credit.
13 Committee on State, Veterans, & Military Affairs
14
- 15 **HB15-1384** by Representative(s) Tyler and Esgar, Arndt, Becker K.,
16 Court, Danielson, Duran, Fields, Garnett, Ginal,
17 Hullinghorst, Kagan, Kraft-Tharp, Lebsock, Lee, Lontine,
18 McCann, Melton, Moreno, Pabon, Pettersen, Primavera,
19 Rosenthal, Ryden, Salazar, Singer, Vigil, Williams,
20 Winter--Concerning the use of moneys from the unclaimed
21 property trust fund to promote the provision of affordable
22 housing.
23 Committee on State, Veterans, & Military Affairs
24
- 25 **SB15-022** by Senator(s) Roberts; also Representative(s) Brown--
26 Concerning the wildfire risk reduction grant program.
27 Committee on Agriculture, Livestock, & Natural Resources
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- 29 **SB15-124** by Senator(s) Merrifield; also Representative(s) Lee--
30 Concerning the use of evidence-based practices in
31 response to technical violations of parole, and, in
32 connection therewith, making and reducing appropriations.
33 Committee on Judiciary
34
- 35 **SB15-196** by Senator(s) Marble and Steadman, Hodge; also
36 Representative(s) Lebsock and Saine--Concerning
37 measures to ensure industrial hemp remains below a delta-
38 9 tetrahydrocannabinol concentration of no more than
39 three-tenths of one percent on a dry weight basis, and, in
40 connection therewith, making an appropriation.
41 Committee on Agriculture, Livestock, & Natural Resources
42
- 43 **SB15-258** by Senator(s) Cooke and Sonnenberg; also
44 Representative(s) Dore--Concerning a requirement for
45 coordinated review prior to the adoption of a state plan for
46 the reduction of carbon dioxide emissions by Colorado
47 electric utilities, and, in connection therewith, enacting the
48 "Colorado Electric Consumers' Protection Act" and
49 making an appropriation.
50 Committee on State, Veterans, & Military Affairs
51
- 52 **SB15-261** by Senator(s) Sonnenberg, Baumgardner, Hodge, Scott;
53 also Representative(s) Young--Concerning a modification
54 to the statute that specifies the forms of public notice that
55 a public utility may provide regarding a change in the
56 public utility's schedule of charges to allow a request for

1 an alternative form of notice within the same formal
2 application that the public utility files with the public
3 utilities commission when applying for a change in the
4 public utility's schedule of charges.

5 Committee on Transportation & Energy

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7 **SB15-267** by Senator(s) Hill, Holbert, Marble, Neville T., Woods;
8 also Representative(s) Hamner--Concerning the financing
9 of public schools, and, in connection therewith, making an
10 appropriation.

11 Committee on Education

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16 On motion of Representative Duran, the following bill(s) will be
17 calendared for the bottom of General Orders on April 27: **HB15-1333,**
18 **1346, 1258, 1098, 1273, 1364.**

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23 On motion of Representative Duran, the House adjourned until
24 10:00 a.m., April 27, 2015.

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Approved:
DICKEY LEE HULLINGHORST,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk

