

NOTE: This bill has been prepared for the signature of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.



HOUSE BILL 06-1021

BY REPRESENTATIVE(S) Benefield, Todd, Borodkin, Frangas, Madden, McGihon, Merrifield, Solano, and Kerr J.;
also SENATOR(S) Tupa.

CONCERNING PHYSICAL EDUCATION TEACHERS EMPLOYED BY SCHOOL DISTRICTS.

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

SECTION 1. Part 2 of article 63 of title 22, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

22-63-201.5. Employment contracts - physical education teachers. (1) FOR SCHOOL YEARS BEGINNING ON AND AFTER JULY 1, 2010, IN ADDITION TO THE REQUIREMENTS OF SECTION 22-63-201, THE BOARD OF A SCHOOL DISTRICT SHALL NOT ENTER INTO AN EMPLOYMENT CONTRACT WITH ANY PERSON TO TEACH ANY PHYSICAL EDUCATION COURSE OR CLASS, AS DESIGNATED BY THE BOARD, EXCEPT IN A JUNIOR COLLEGE DISTRICT OR IN AN ADULT EDUCATION PROGRAM, UNLESS SUCH PERSON EITHER:

(a) HAS A LICENSE ENDORSEMENT FOR PHYSICAL EDUCATION ISSUED PURSUANT TO SECTION 22-60.5-106; OR

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

(b) HAS AN INITIAL TEACHER LICENSE OR A PROFESSIONAL TEACHER LICENSE ISSUED PURSUANT TO SECTION 22-60.5-201 AND:

(I) HAS ACQUIRED TWENTY-FOUR SEMESTER HOURS OF CREDIT IN PHYSICAL EDUCATION AS VERIFIED BY THE SCHOOL DISTRICT; OR

(II) HAS PASSED A TEST IN PHYSICAL EDUCATION ADOPTED BY THE STATE BOARD OF EDUCATION OR A NATIONAL CERTIFICATION TEST IN PHYSICAL EDUCATION.

(2) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (1) OF THIS SECTION, A SCHOOL DISTRICT MAY CONTRACT WITH A TEACHER TO TEACH A PHYSICAL EDUCATION COURSE OR CLASS IF THE TEACHER:

(a) HOLDS AN ALTERNATIVE TEACHER LICENSE PURSUANT TO SECTION 22-60.5-201 (1) (a); OR

(b) HOLDS A TEACHER IN RESIDENCE OR AN EMERGENCY AUTHORIZATION PURSUANT TO SECTION 22-60.5-111.

SECTION 2. 22-60.5-111 (4) (b), Colorado Revised Statutes, is amended to read:

22-60.5-111. Authorization - types - applicants' qualifications.

(4) **Emergency authorization.** (b) An emergency authorization is valid for one year. If the state board of education determines that the employing school district continues to require the services of the person holding the emergency authorization, based on evidence submitted by the school district demonstrating the continued existence of the hardship circumstances described in subparagraphs (II) and (III) of paragraph (a) of this subsection (4), the state board of education may renew the emergency authorization for one additional year only; EXCEPT THAT THIS ONE-YEAR LIMITATION SHALL NOT APPLY TO AN APPLICANT EMPLOYED TO TEACH PHYSICAL EDUCATION BY A SCHOOL DISTRICT WITH A STUDENT ENROLLMENT OF THREE THOUSAND STUDENTS OR FEWER.

SECTION 3. Safety clause. The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Andrew Romanoff
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Joan Fitz-Gerald
PRESIDENT OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Karen Goldman
SECRETARY OF
THE SENATE

APPROVED _____

Bill Owens
GOVERNOR OF THE STATE OF COLORADO