

Second Regular Session
Sixty-fifth General Assembly
STATE OF COLORADO

REENGROSSED

*This Version Includes All Amendments
Adopted in the House of Introduction*

LLS NO. 06-0105.02 Jerry Barry

HOUSE BILL 06-1021

HOUSE SPONSORSHIP

Benefield,

SENATE SPONSORSHIP

Tupa,

House Committees
Education

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING PHYSICAL EDUCATION TEACHERS EMPLOYED BY SCHOOL**
102 **DISTRICTS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Prohibits a school district from employing as a physical education teacher a person who does not hold a physical education endorsement on his or her teacher license or who is not highly qualified as determined by the school district.

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

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

HOUSE
3rd Reading Unamended
January 30, 2006

HOUSE
Amended 2nd Reading
January 27, 2006

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

4 **22-63-201.5. Employment contracts - physical education**
5 **teachers.** (1) FOR SCHOOL YEARS BEGINNING ON AND AFTER JULY 1,
6 2010, IN ADDITION TO THE REQUIREMENTS OF SECTION 22-63-201, THE
7 BOARD OF A SCHOOL DISTRICT SHALL NOT ENTER INTO AN EMPLOYMENT
8 CONTRACT WITH ANY PERSON TO TEACH ANY PHYSICAL EDUCATION
9 COURSE OR CLASS, AS DESIGNATED BY THE BOARD, EXCEPT IN A JUNIOR
10 COLLEGE DISTRICT OR IN AN ADULT EDUCATION PROGRAM, UNLESS SUCH
11 PERSON HAS A LICENSE ENDORSEMENT FOR PHYSICAL EDUCATION ISSUED
12 PURSUANT TO SECTION 22-60.5-106.

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

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

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

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

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

23 (4) **Emergency authorization.** (b) An emergency authorization is valid
24 for one year. If the state board of education determines that the
25 employing school district continues to require the services of the person
26 holding the emergency authorization, based on evidence submitted by the
27 school district demonstrating the continued existence of the hardship

1 circumstances described in subparagraphs (II) and (III) of paragraph (a)
2 of this subsection (4), the state board of education may renew the
3 emergency authorization for one additional year only; EXCEPT THAT THIS
4 ONE-YEAR LIMITATION SHALL NOT APPLY TO AN APPLICANT EMPLOYED TO
5 TEACH PHYSICAL EDUCATION BY A SCHOOL DISTRICT WITH A STUDENT
6 ENROLLMENT OF FIVE HUNDRED STUDENTS OR FEWER.

7
8 **SECTION 3. Safety clause.** The general assembly hereby finds,
9 determines, and declares that this act is necessary for the immediate
10 preservation of the public peace, health, and safety.