

**First Regular Session
Seventy-first General Assembly
STATE OF COLORADO**

INTRODUCED

LLS NO. 17-0486.01 Julie Pelegrin x2700

HOUSE BILL 17-1062

HOUSE SPONSORSHIP

Buck,

SENATE SPONSORSHIP

(None),

House Committees
Education

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING ALLOWING LOCAL EDUCATION PROVIDERS TO CHOOSE**
102 **WHETHER TO ADMINISTER CERTAIN STATE ASSESSMENTS TO**
103 **STUDENTS ENROLLED IN SPECIFIED GRADES.**

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://leg.colorado.gov>.)

Under existing law, each local education provider must administer the state assessments in math and English language arts to students enrolled in ninth grade and must administer the state-selected assessment to students enrolled in tenth grade. Each local education provider must also administer a state social studies assessment to students in one

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.

elementary-school grade, one middle-school grade, and one high-school grade on a 3-year schedule.

Under the bill, each local education provider may choose whether to administer the state social studies assessments, the ninth-grade math and English language arts state assessments, and the tenth-grade assessment. The bill repeals the requirement that the department of education apply for a waiver to administer the ninth-grade math and English language arts state assessments to satisfy federal requirements.

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-7-1006.3, **amend**
3 (1)(a)(I), (1)(a)(III), and (2)(a); and **repeal** (1)(b) as follows:

4 **22-7-1006.3. State assessments - administration - rules.**

5 (1) (a) Beginning in the 2015-16 school year, the department of
6 education, in collaboration with local education providers, shall
7 administer the state assessments in the instructional areas of English
8 language arts, mathematics, science, and social studies, as adopted by the
9 state board pursuant to section 22-7-1006, as follows:

10 (I) The department shall administer a state assessment in English
11 language arts and a state assessment in mathematics to all students
12 enrolled in grades three through nine in public schools throughout the
13 state; EXCEPT THAT EACH LOCAL EDUCATION PROVIDER MAY CHOOSE
14 WHETHER TO REQUIRE STUDENTS ENROLLED IN NINTH GRADE TO TAKE THE
15 STATE ASSESSMENTS IN ENGLISH LANGUAGE ARTS AND MATHEMATICS.

16 (III) (A) The department shall administer a state assessment in
17 social studies to students enrolled in public elementary, middle, and high
18 schools throughout the state. The department shall select the specific
19 grades in which to administer the state social studies assessment, ensuring
20 that students take the state social studies assessment once in elementary
21 school, once in middle school, and once in high school; except that the

1 department shall not administer the state social studies assessment to
2 students enrolled in twelfth grade. The department shall administer the
3 social studies assessment in a representative sample of public schools
4 each school year, ensuring that it administers the social studies
5 assessment in each public school at least once every three years. A school
6 district, for one or more of the schools of the school district that are not
7 included in the representative sample, or a charter school that is not
8 included in the representative sample, may request that the department
9 administer the assessment in the district school or charter school. The
10 department shall administer the social studies assessment in the requested
11 school in the school year following the school year in which it receives
12 the request.

13 (B) NOTWITHSTANDING ANY PROVISION OF SUBSECTION
14 (1)(a)(III)(A) OF THIS SECTION TO THE CONTRARY, A LOCAL EDUCATION
15 PROVIDER MAY CHOOSE WHETHER TO REQUIRE STUDENTS TO TAKE THE
16 STATE SOCIAL STUDIES ASSESSMENTS.

17 (b) ~~As soon as practicable after May 20, 2015, the department of~~
18 ~~education shall apply to the federal department of education for a waiver~~
19 ~~of federal statutory and regulatory requirements as may be necessary to~~
20 ~~allow the department to satisfy the federal high school assessment~~
21 ~~requirements by administering assessments in English language arts and~~
22 ~~mathematics to students enrolled in ninth grade.~~

23 (2) (a) The department of education shall select and the state shall
24 pay the costs of administering an assessment that is aligned with the state
25 academic standards for students enrolled in tenth grade and with the
26 assessment selected pursuant to ~~paragraph (b) of this subsection (2)~~
27 SUBSECTION (2)(b) OF THIS SECTION. Every five years, the department

1 shall request competitive bids and contract for the assessment required in
2 this ~~paragraph (a)~~ SUBSECTION (2)(a). Each local education provider ~~shall~~
3 MAY administer the assessment for students enrolled in tenth grade. Each
4 local education provider ~~shall~~ THAT CHOOSES TO ADMINISTER THE
5 TENTH-GRADE ASSESSMENT MUST administer the ~~tenth-grade~~ assessment
6 on a schedule that the department annually sets.

7 **SECTION 2. Act subject to petition - effective date.** This act
8 takes effect at 12:01 a.m. on the day following the expiration of the
9 ninety-day period after final adjournment of the general assembly (August
10 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a
11 referendum petition is filed pursuant to section 1 (3) of article V of the
12 state constitution against this act or an item, section, or part of this act
13 within such period, then the act, item, section, or part will not take effect
14 unless approved by the people at the general election to be held in
15 November 2018 and, in such case, will take effect on the date of the
16 official declaration of the vote thereon by the governor.