

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

**INTRODUCED**

LLS NO. 17-0785.01 Julie Pelegrin x2700

**HOUSE BILL 17-1160**

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**HOUSE SPONSORSHIP**

**Hamner and Wilson,**

**SENATE SPONSORSHIP**

**Priola and Fields,**

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**House Committees**  
Education

**Senate Committees**

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**A BILL FOR AN ACT**

101      **CONCERNING AUTHORIZING A LOCAL EDUCATION PROVIDER TO**  
102               **DETERMINE THE LANGUAGE IN WHICH A STUDENT WHO IS AN**  
103               **ENGLISH LANGUAGE LEARNER TAKES READING ASSESSMENTS IN**  
104               **KINDERGARTEN THROUGH THIRD GRADE.**

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**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>.)*

The bill specifies that, if a student enrolled in kindergarten or one of grades one through 3 is an English language learner, the school district or charter school in which the student is enrolled will decide whether the

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.*

student takes the reading assessments in English or in the student's native language if there is an approved assessment available in the student's native language. If the student takes the assessments in his or her native language, the school district or charter school may also administer the assessments in English if requested by the student's parent. If a student who is an English language learner takes the reading assessments in his or her native language, the school district or charter school must determine the level of English proficiency at which the student will take the reading assessments in English and communicate that proficiency level to the student's parent.

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

2           **SECTION 1.** In Colorado Revised Statutes, 22-7-1205, **add**  
3 (1)(a.7) as follows:

4           **22-7-1205. Reading competency - assessments - READ plan**  
5 **creation - parental involvement.** (1) (a.7) THE LOCAL EDUCATION  
6 PROVIDER SHALL DETERMINE WHETHER A STUDENT WHO IS AN ENGLISH  
7 LANGUAGE LEARNER, AS DEFINED IN SECTION 22-24-103, AND WHOSE  
8 NATIVE LANGUAGE IS SPANISH, TAKES THE READING ASSESSMENTS IN  
9 ENGLISH OR IN SPANISH. IF THE STUDENT TAKES THE READING  
10 ASSESSMENTS IN SPANISH, THE LOCAL EDUCATION PROVIDER MAY ALSO  
11 ADMINISTER A READING ASSESSMENT IN ENGLISH TO THE STUDENT AT THE  
12 REQUEST OF THE STUDENT'S PARENT. IF THE STATE BOARD ADOPTS A LIST  
13 OF APPROVED READING ASSESSMENTS PURSUANT TO SECTION 22-7-1209  
14 THAT INCLUDES ASSESSMENTS IN LANGUAGES OTHER THAN ENGLISH OR  
15 SPANISH, THE LOCAL EDUCATION PROVIDER SHALL DETERMINE WHETHER  
16 A STUDENT WHO IS AN ENGLISH LANGUAGE LEARNER AND WHOSE NATIVE  
17 LANGUAGE IS NOT SPANISH TAKES THE READING ASSESSMENTS IN ENGLISH  
18 OR IN THE STUDENT'S NATIVE LANGUAGE IF THERE IS AN APPROVED  
19 READING ASSESSMENT IN THE STUDENT'S NATIVE LANGUAGE. IF THE  
20 STUDENT TAKES THE READING ASSESSMENTS IN THE STUDENT'S NATIVE

1 LANGUAGE, THE LOCAL EDUCATION PROVIDER MAY ALSO ADMINISTER A  
2 READING ASSESSMENT IN ENGLISH TO THE STUDENT AT THE REQUEST OF  
3 THE STUDENT'S PARENT. IF THE LOCAL EDUCATION PROVIDER DECIDES  
4 THAT A STUDENT WHO IS AN ENGLISH LANGUAGE LEARNER MUST TAKE  
5 THE READING ASSESSMENTS IN A LANGUAGE OTHER THAN ENGLISH, THE  
6 LOCAL EDUCATION PROVIDER SHALL DETERMINE, AND COMMUNICATE TO  
7 THE STUDENT'S PARENT IN A LANGUAGE THE PARENT UNDERSTANDS, IF  
8 POSSIBLE, THE LEVEL OF ENGLISH LANGUAGE PROFICIENCY AT WHICH THE  
9 STUDENT MUST TAKE THE READING ASSESSMENTS IN ENGLISH. IF THE  
10 STUDENT HAS A SIGNIFICANT READING DEFICIENCY, THE LOCAL  
11 EDUCATION PROVIDER MAY COMMUNICATE THE INFORMATION SPECIFIED  
12 IN THIS SUBSECTION (1)(a.7) TO THE STUDENT'S PARENT WITH THE  
13 INFORMATION REQUIRED IN SUBSECTION (2) OF THIS SECTION.

14           **SECTION 2. Safety clause.** The general assembly hereby finds,  
15 determines, and declares that this act is necessary for the immediate  
16 preservation of the public peace, health, and safety.