

First Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 13-0861.01 Julie Pelegrin x2700

HOUSE BILL 13-1244

HOUSE SPONSORSHIP

Fields and Young,

SENATE SPONSORSHIP

(None),

House Committees
Education

Senate Committees

A BILL FOR AN ACT

101 CONCERNING CONTINUATION OF THE EDUCATIONAL SUCCESS TASK
102 FORCE.

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://www.leg.state.co.us/billsummaries>.)

The bill extends the educational success task force (task force), which is currently scheduled to repeal July 1, 2013. In extending the task force, the bill removes the legislative members from the task force and places them in a separate educational success legislative committee that will oversee the work of the task force, which is made up of experts in a

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.

variety of educational areas. The legislative committee must meet at least 4 times per year with the task force. The legislative council staff and the office of legislative legal services will continue to provide staff support for the legislative committee, but not for the task force.

The bill removes the task force from the department of education where it is currently housed. The department of education and the department of higher education will continue to provide staff services for the task force to the extent possible within available appropriations.

The bill expands the issues that the task force must consider to include best practices and strategies to increase the number of students who graduate from high school, who demonstrate postsecondary and workforce readiness, and who successfully enroll in a postsecondary credential or degree program.

The legislative committee and the task force will repeal July 1, 2018.

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-7-1101, **amend**
3 (2) as follows:

4 **22-7-1101. Legislative declaration.** (2) The general assembly
5 finds, therefore, that it is in the best interests of the state public education
6 system and the students of the state to create a task force to review the
7 relevant data and studies and recommend to school districts, schools, and
8 institutions of higher education best practices and strategies for
9 identifying and assisting students to ensure that they are successful
10 throughout their academic careers and demonstrate postsecondary and
11 workforce readiness when they graduate from high school. The GENERAL
12 ASSEMBLY FURTHER FINDS THAT IT IS IN THE BEST INTERESTS OF THE
13 STATE TO CREATE A LEGISLATIVE COMMITTEE TO WORK WITH THE task
14 force ~~shall also~~ TO recommend to the general assembly, the state board of
15 education, and the Colorado commission on higher education changes to
16 statutes, rules, or guidelines that may strengthen the ability of school
17 districts, schools, and institutions of higher education to identify and

1 assist students in achieving academic success and demonstrating
2 postsecondary and workforce readiness.

3 **SECTION 2.** In Colorado Revised Statutes, 22-7-1102, **add** (3.5)
4 as follows:

5 **22-7-1102. Definitions.** As used in this part 11, unless the
6 context otherwise requires:

7 (3.5) "LEGISLATIVE COMMITTEE" MEANS THE EDUCATIONAL
8 SUCCESS LEGISLATIVE COMMITTEE CREATED IN SECTION 22-7-1102.5.

9 **SECTION 3.** In Colorado Revised Statutes, **add** 22-7-1102.5 as
10 follows:

11 **22-7-1102.5. Educational success legislative committee -**
12 **created - membership.** (1) THERE IS CREATED THE EDUCATIONAL
13 SUCCESS LEGISLATIVE COMMITTEE TO WORK WITH THE EDUCATIONAL
14 SUCCESS TASK FORCE IN REVIEWING DATA AND MAKING
15 RECOMMENDATIONS REGARDING INTERVENTION EDUCATION SERVICES IN
16 ELEMENTARY AND SECONDARY EDUCATION AND REMEDIAL EDUCATION IN
17 POSTSECONDARY EDUCATION, ESPECIALLY WITH REGARD TO
18 RECOMMENDING STATUTORY AND REGULATORY CHANGES, AS THE
19 LEGISLATIVE COMMITTEE DEEMS APPROPRIATE, TO THE GENERAL
20 ASSEMBLY, THE STATE BOARD, AND THE COMMISSION.

21 (2) THE LEGISLATIVE COMMITTEE CONSISTS OF:

22 (a) THREE MEMBERS FROM THE SENATE, TWO OF WHOM THE
23 PRESIDENT OF THE SENATE SHALL APPOINT AND ONE OF WHOM THE
24 MINORITY LEADER OF THE SENATE SHALL APPOINT; AND

25 (b) THREE MEMBERS FROM THE HOUSE OF REPRESENTATIVES, TWO
26 OF WHOM THE SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL
27 APPOINT AND ONE OF WHOM THE MINORITY LEADER OF THE HOUSE OF

1 REPRESENTATIVES SHALL APPOINT.

2 (3) THE TERMS OF MEMBERS OF THE LEGISLATIVE COMMITTEE
3 EXPIRE ON THE CONVENING DATE OF THE FIRST REGULAR SESSION OF EACH
4 GENERAL ASSEMBLY. THE APPOINTING AUTHORITIES SHALL MAKE ALL
5 APPOINTMENTS AND REAPPOINTMENTS AS SOON AS PRACTICABLE AFTER
6 THE CONVENING DATE. THE AUTHORITY MAKING AN APPOINTMENT OR
7 REAPPOINTMENT SHALL FILL ANY VACANCY BY APPOINTMENT FOR THE
8 REMAINDER OF AN UNEXPIRED TERM. MEMBERS APPOINTED OR
9 REAPPOINTED SERVE AT THE PLEASURE OF THE APPOINTING AUTHORITY
10 AND CONTINUE IN OFFICE UNTIL THE MEMBER'S SUCCESSOR IS APPOINTED.

11 (4) THE PRESIDENT OF THE SENATE SHALL SELECT THE FIRST CHAIR
12 OF THE LEGISLATIVE COMMITTEE, AND THE SPEAKER OF THE HOUSE OF
13 REPRESENTATIVES SHALL SELECT THE FIRST VICE-CHAIR. THE CHAIR AND
14 VICE-CHAIR SHALL ALTERNATE ANNUALLY THEREAFTER BETWEEN THE
15 TWO HOUSES. THE CHAIR AND VICE-CHAIR OF THE LEGISLATIVE
16 COMMITTEE MAY ESTABLISH SUCH ORGANIZATIONAL AND PROCEDURAL
17 RULES AS ARE NECESSARY FOR THE OPERATION OF THE LEGISLATIVE
18 COMMITTEE.

19 (5) (a) THE LEGISLATIVE COMMITTEE SHALL MEET WITH THE TASK
20 FORCE AT LEAST FOUR TIMES PER YEAR AND AT SUCH OTHER TIMES AS IT
21 DEEMS NECESSARY. MEMBERS OF THE LEGISLATIVE COMMITTEE MAY
22 CHOOSE TO ATTEND MEETINGS OF THE TASK FORCE AND PARTICIPATE ON
23 SUBCOMMITTEES OF THE TASK FORCE.

24 (b) THE LEGISLATIVE COMMITTEE SHALL OVERSEE THE WORK OF
25 THE TASK FORCE AND COLLABORATE WITH THE TASK FORCE IN REPORTING
26 TO THE GENERAL ASSEMBLY AS REQUIRED IN SECTION 22-7-1104. IN
27 ADDITION, THE LEGISLATIVE COMMITTEE MAY RECOMMEND LEGISLATIVE

1 CHANGES BASED ON THE FINDINGS AND RECOMMENDATIONS OF THE TASK
2 FORCE.

3 (6) (a) THE MEMBERS OF THE LEGISLATIVE COMMITTEE ARE
4 COMPENSATED ONLY FOR ATTENDANCE AT MEETINGS OF THE LEGISLATIVE
5 COMMITTEE AS PROVIDED IN SECTION 2-2-307, C.R.S.

6 (b) THE CHAIR OF THE LEGISLATIVE COUNCIL MUST APPROVE ALL
7 REASONABLE AND NECESSARY EXPENSES INCURRED BY THE LEGISLATIVE
8 COMMITTEE. THE APPROVED EXPENSES ARE PAID BY VOUCHERS AND
9 WARRANTS DRAWN AS PROVIDED BY LAW FROM MONEYS ALLOCATED TO
10 THE LEGISLATIVE COUNCIL FOR LEGISLATIVE STUDIES FROM
11 APPROPRIATIONS MADE BY THE GENERAL ASSEMBLY.

12 (7) THE LEGISLATIVE COUNCIL STAFF AND THE OFFICE OF
13 LEGISLATIVE LEGAL SERVICES SHALL ASSIST THE LEGISLATIVE COMMITTEE
14 IN CARRYING OUT ITS DUTIES.

15 (8) THE LEGISLATIVE COMMITTEE SHALL REPORT TO THE
16 LEGISLATIVE COUNCIL BY THE DATE SPECIFIED IN JOINT RULE 24 (b) (1)
17 (D). THE REPORT MAY INCLUDE RECOMMENDATIONS FOR LEGISLATION,
18 INCLUDING BUT NOT LIMITED TO LEGISLATION CONTINUING THE
19 LEGISLATIVE COMMITTEE AND THE TASK FORCE AND AN EXPLANATION OF
20 THE ADDITIONAL TIME AND PROCEDURES THAT THE LEGISLATIVE
21 COMMITTEE MAY IMPLEMENT TO ACHIEVE THE LEGISLATIVE COMMITTEE'S
22 STUDY GOALS. LEGISLATION THAT THE LEGISLATIVE COMMITTEE
23 RECOMMENDS IS TREATED AS LEGISLATION RECOMMENDED BY ANY OTHER
24 INTERIM COMMITTEE FOR THE PURPOSES OF ANY INTRODUCTION
25 DEADLINES OR BILL LIMITATIONS IMPOSED BY THE JOINT RULES OF THE
26 SENATE AND HOUSE OF REPRESENTATIVES.

27 **SECTION 4.** In Colorado Revised Statutes, **amend** 22-7-1103 as

1 follows:

2 **22-7-1103. Educational success task force - created -**
3 **membership.** (1) There is hereby created ~~in the department of education~~

4 the educational success task force to study and review the data on
5 intervention education services in elementary and secondary education
6 and remedial education in postsecondary education, to recommend best
7 practices and strategies to school districts and public schools, and to
8 WORK WITH THE LEGISLATIVE COMMITTEE TO recommend statutory and
9 regulatory changes ~~as it deems appropriate~~, to the general assembly, the
10 state board, and the commission.

11 (2) (a) The state board and the commission shall jointly appoint
12 members of the task force in such numbers as they deem appropriate. The
13 membership of the task force ~~shall~~ MUST include persons who have
14 experience in intervention education services and remedial education as
15 researchers, practitioners, and parents of students who have received or
16 may receive intervention education services or remedial education. At a
17 minimum, the state board and the commission shall appoint to the task
18 force:

19 (I) Persons who are experts in one or more of the areas of early
20 childhood education; elementary and secondary education; childhood and
21 adolescent learning theory; curriculum development, especially with
22 regard to intervention education services and programs and intervention
23 strategies; and postsecondary education, especially with regard to
24 remediation programs and strategies;

25 (II) Parents of students enrolled in public schools in the state,
26 including parents who serve on the Colorado state advisory council for
27 parent involvement in education created in section 22-7-303;

1 (III) Members of the early childhood leadership commission
2 created in section 24-44.7-102, C.R.S., who have expertise in early
3 childhood development and education;

4 (IV) Elementary and secondary teachers from urban and rural
5 school districts or public schools;

6 (V) Representatives of urban and rural school districts;

7 (VI) Persons who assist students, including students with
8 disabilities, in planning for postsecondary education, which persons may
9 include but need not be limited to persons who specialize in programs and
10 services for exceptional students; persons with expertise in creating and
11 maintaining individual career and academic plans; high school
12 counselors; representatives from precollegiate preparation programs;
13 representatives from career and technical education programs; admissions
14 officers for postsecondary institutions; and disability coordinators for
15 postsecondary institutions;

16 (VII) Representatives of institutions of higher education,
17 including at a minimum representatives of area vocational schools, junior
18 colleges, two-year institutions, four-year institutions, and the research
19 universities;

20 (VIII) Members of the business community; and

21 (IX) Representatives from bipartisan or nonpartisan nonprofit
22 organizations that study or advocate in education issues.

23 ~~(b) In addition to the members appointed pursuant to paragraph~~
24 ~~(a) of this subsection (2), the task force shall include the following~~
25 ~~legislative members:~~

26 ~~(I) Three members from the senate, two of whom are appointed~~
27 ~~by the president of the senate and one of whom is appointed by the~~

1 minority leader of the senate; and

2 ~~(H) Three members from the house of representatives, two of~~
3 ~~whom are appointed by the speaker of the house of representatives and~~
4 ~~one of whom is appointed by the minority leader of the house of~~
5 ~~representatives.~~

6 (3) (a) The appointing authorities shall make the INITIAL
7 appointments to the task force no later than August 1, 2011. The
8 nonlegislative members of the task force shall serve without
9 compensation and without reimbursement for expenses.

10 (b) In appointing members of the task force, the state board and
11 the commission may appoint individual persons to satisfy the criteria in
12 more than one of subparagraphs (I) to (IX) of paragraph (a) of subsection
13 (2) of this section. The members of the task force shall serve at the
14 pleasure of their respective appointing authorities.

15 (b.5) THE MEMBERS OF THE TASK FORCE SHALL SERVE FOR
16 TWO-YEAR TERMS AND MAY BE REAPPOINTED FOR SUCCESSIVE TERMS.

17 (c) The state board and the commission shall jointly appoint up to
18 three members of the task force to serve as chair or co-chairs of the task
19 force. If the state board and the commission appoint co-chairs, the
20 persons appointed shall be representative of the various interests serving
21 on the task force. The task force shall hold its first meeting no later than
22 September 1, 2011, and shall subsequently meet at the call of the chair or
23 co-chairs as often as necessary to carry out its duties.

24 (d) The chair or co-chairs of the task force may appoint
25 subcommittees of the task force as necessary to complete the duties of the
26 task force. In addition to task force members, a subcommittee may
27 include persons selected by the chair or co-chairs but who are not

1 appointed members of the task force.

2 (4) The department of education and the department of higher
3 education may provide staff support to the task force as necessary and
4 practicable within existing appropriations. ~~The legislative council staff
5 and the office of legislative legal services shall provide staff support to
6 the task force.~~

7 **SECTION 5.** In Colorado Revised Statutes, **amend** 22-7-1104 as
8 follows:

9 **22-7-1104. Educational success task force - duties - reports.**

10 (1) In addition to any other duties specified in this part 11, the task force
11 ~~shall have~~ HAS the following duties:

12 (a) To identify the junctures within a student's academic career at
13 which grade-level academic performance, or higher, is critical to a
14 student's continued academic progress and to ensuring the student can
15 demonstrate postsecondary and workforce readiness no later than high
16 school graduation;

17 (b) To review the data and research on intervention education
18 services and remedial education and identify best practices and strategies
19 for identifying students in need of intervention education services, for
20 providing intervention education services at the appropriate junctures in
21 the elementary and secondary education levels, and for providing
22 remedial education at the postsecondary education level. Best practices
23 and strategies may include, but need not be limited to, recommendations
24 regarding curriculum, methods of delivering intervention education
25 services at the elementary and secondary education levels, professional
26 development, and methods of delivering remedial education services in
27 postsecondary education, including the use of diagnostic placement

1 testing, the use of modularized, shorter-term courses, electronic delivery
2 of course work, and tutoring;

3 (c) To review the use of students' individual career and academic
4 plans and make recommendations for diagnostically using a student's
5 assessment results in creating and maintaining the student's ICAP and for
6 including intervention strategies, where appropriate, in a student's ICAP;

7 (d) To review the practice of social promotion in the public
8 schools of the state and recommend alternative strategies for ensuring
9 students are making sufficient academic progress to demonstrate
10 postsecondary and workforce readiness no later than high school
11 graduation; ~~and~~

12 (d.5) TO REVIEW BEST PRACTICES AND STRATEGIES FOR
13 INCREASING THE NUMBER OF STUDENTS WHO GRADUATE FROM HIGH
14 SCHOOL, THE NUMBER OF STUDENTS WHO DEMONSTRATE POSTSECONDARY
15 AND WORKFORCE READINESS BEFORE GRADUATING FROM HIGH SCHOOL,
16 AND THE NUMBER OF STUDENTS WHO SUCCESSFULLY ENROLL IN
17 POSTSECONDARY EDUCATION CREDENTIAL AND DEGREE PROGRAMS
18 BEFORE OR AFTER GRADUATING FROM HIGH SCHOOL; AND

19 (e) To review state statutes, state board rules, and the guidelines
20 adopted by the commission and recommend any appropriate changes ~~to~~
21 ~~assist school districts and public schools in providing intervention~~
22 ~~education services to help ensure that students demonstrate postsecondary~~
23 ~~and workforce readiness no later than high school graduation and to assist~~
24 ~~institutions of higher education in providing remedial education related~~
25 TO THE ISSUES DESCRIBED IN THIS SUBSECTION (1).

26 (2) In fulfilling its duties, the task force shall work with the
27 education leadership council created by the governor in executive order

1 B 2010-010. The task force shall consult with the education leadership
2 council in setting its meeting agendas, organizing its work plan, and
3 preparing its reports. In addition to the duties specified in this section, the
4 task force may respond to requests from the education leadership council
5 for information, findings, and reports on topics identified by the education
6 leadership council that are complementary to the topics specified in this
7 section.

8 (3) (a) On or before July 1, ~~2012~~ 2013, AND ON OR BEFORE JULY
9 1 EACH YEAR THEREAFTER, the task force shall submit to the LEGISLATIVE
10 COMMITTEE, THE state board, and the commission a **first** report of its
11 findings and recommendations with regard to the critical junctures for
12 ensuring students' academic progress, best practices and strategies for
13 providing intervention education services and remedial education
14 services, the use of ICAPs, and alternative strategies to social promotion.
15 The report may also include any recommendations regarding changes to
16 STATE STATUTES, state board rules, or commission guidelines. ~~If the task~~
17 ~~force makes additional findings or recommendations following~~
18 ~~submission of the first report, it shall submit a second report to the state~~
19 ~~board and the commission prior to July 1, 2013.~~

20 (b) The state board and the commission shall ensure that the **first**
21 ~~report and the second report, if any,~~ REPORTS THAT THE TASK FORCE
22 SUBMITS are published on their respective web sites and publicized to the
23 school districts, public schools, and institutions of higher education in the
24 state.

25 (4) The task force shall ~~report its findings and recommendations~~
26 ~~for legislation to the legislative council in accordance with joint rule 24~~
27 ~~(b) (1) (D) of the senate and the house of representatives and shall be~~

1 ~~subject to the limitations on bills specified in said joint rule. Any~~
2 ~~recommendations for legislation require the approval of a majority of the~~
3 ~~legislative members of the task force~~ MEET AT LEAST FOUR TIMES EACH
4 YEAR WITH THE LEGISLATIVE COMMITTEE TO DISCUSS THE TASK FORCE'S
5 PROGRESS IN REVIEWING THE ISSUES SPECIFIED IN SUBSECTION (1) OF THIS
6 SECTION.

7 (5) ~~During the 2012 regular legislative session, no later than~~
8 ~~January 31, 2012, and during the 2013 regular legislative session, no later~~
9 ~~than January 31, 2013, one or more representatives of the task force shall~~
10 ~~meet with the education committees of the house of representatives and~~
11 ~~the senate, or any successor committees, in a joint meeting to report~~
12 ~~progress in fulfilling the duties described in subsection (1) of this section.~~

13 **SECTION 6.** In Colorado Revised Statutes, **amend** 22-7-1105 as
14 follows:

15 **22-7-1105. Repeal of part.** This part 11 is repealed, effective
16 ~~July 1, 2013~~ JULY 1, 2018. Notwithstanding the provisions of section
17 2-3-1203, C.R.S., the task force shall not be subject to review prior to
18 repeal.

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