

Second Regular Session  
Sixty-seventh General Assembly  
STATE OF COLORADO

**REREVISED**

*This Version Includes All Amendments  
Adopted in the Second House*

LLS NO. 10-0537.01 Jane Ritter

**SENATE BILL 10-036**

**SENATE SPONSORSHIP**

**Johnston,** Bacon, Heath, Hudak, Penry, Romer, Shaffer B., Steadman

**HOUSE SPONSORSHIP**

**Merrifield,**

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**Senate Committees**

Education  
Appropriations

**House Committees**

Education

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**A BILL FOR AN ACT**

101 **CONCERNING REQUIRING THE DEPARTMENT OF EDUCATION TO**  
102 **PREPARE AN ANNUAL REPORT ANALYZING EDUCATOR**  
103 **PREPARATION PROGRAM EFFECTIVENESS USING DATA OBTAINED**  
104 **THROUGH THE EDUCATOR IDENTIFIER SYSTEM.**

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

Beginning July 1, 2011, the bill requires the department of education (department) to prepare an annual report on educator

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 Unam ended  
January 15, 2010

HOUSE  
2nd Reading Unam ended  
January 14, 2010

SENATE  
3rd Reading Unam ended  
January 14, 2010

SENATE  
Am ended 2nd Reading  
January 13, 2010

preparation program effectiveness using data collected through the educator identifier system from an educator in his or her first 3 years of placement. The department shall make the report available to the public on its web site. The state board of education will promulgate rules regarding the methods of data collection and the content of the report. The state board is further required to use the report in its review of educator preparation programs.

The bill creates the state preparation and readiness of educators program fund for use by the department in implementing the provisions of the bill, and specifies that the department is not required to implement the bill until it receives sufficient moneys to do so.

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

2 **SECTION 1.** Article 68.5 of title 22, Colorado Revised Statutes,  
3 is amended BY THE ADDITION OF A NEW SECTION to read:

4 **22-68.5-102.5. Use of aggregate data - educator preparation**  
5 **programs - rules - funding.** (1) ON OR BEFORE JULY 1, 2011, AND ON  
6 OR BEFORE JULY 1 EACH YEAR THEREAFTER, THE DEPARTMENT SHALL  
7 PREPARE A REPORT ON THE EFFECTIVENESS OF EDUCATOR PREPARATION  
8 PROGRAMS USING THE AGGREGATE DATA COLLECTED PURSUANT TO THIS  
9 ARTICLE. FOR PURPOSES OF THIS SECTION, THE DEPARTMENT SHALL USE  
10 DATA COLLECTED FROM AN EDUCATOR IN HIS OR HER FIRST THREE YEARS  
11 OF PLACEMENT AS THE EDUCATOR OF RECORD. THE REPORT SHALL  
12 INCLUDE, BUT NEED NOT BE LIMITED TO, THE CORRELATION BETWEEN  
13 DIFFERENT EDUCATOR PREPARATION PROGRAMS IN THE STATE, INCLUDING  
14 ALTERNATIVE EDUCATOR PREPARATION PROGRAMS, AND STUDENT  
15 ACADEMIC GROWTH, EDUCATOR PLACEMENT, AND EDUCATOR MOBILITY  
16 AND RETENTION. THE DEPARTMENT SHALL WORK COLLABORATIVELY  
17 WITH EDUCATOR PREPARATION PROGRAMS AND THE DEPARTMENT OF  
18 HIGHER EDUCATION AND MAKE THE REPORT AVAILABLE TO THE PUBLIC ON  
19 ITS WEB SITE NO LATER THAN THIRTY DAYS AFTER ITS COMPLETION. THE

1 INFORMATION SHALL BE SHARED WITH EDUCATOR PREPARATION  
2 PROGRAMS TO INFORM CURRICULUM AND PROGRAM IMPROVEMENTS.

3 (2) THE STATE BOARD SHALL PROMULGATE RULES IN ACCORDANCE  
4 WITH THE "STATE ADMINISTRATIVE PROCEDURE ACT", ARTICLE 4 OF TITLE  
5 24, C.R.S., FOR THE IMPLEMENTATION OF THIS SECTION. THE RULES SHALL  
6 INCLUDE, BUT NEED NOT BE LIMITED TO:

7 (a) A DESCRIPTION OF WHICH EDUCATOR PREPARATION PROGRAMS  
8 SHALL BE INCLUDED;

9 (b) A DETAILED DESCRIPTION OF THE ITEMS THE DEPARTMENT WILL  
10 MEASURE, INCLUDING, AT A MINIMUM, STUDENT ACADEMIC GROWTH,  
11 PLACEMENT AND RETENTION OF EDUCATORS, AND STUDENT  
12 DEMOGRAPHICS; AND

13 (c) THE METHODS FOR MEASURING AND ANALYZING DATA.

14 (3) THE STATE BOARD SHALL USE THE REPORT COMPILED  
15 PURSUANT TO SUBSECTION (1) OF THIS SECTION TO REVIEW EDUCATOR  
16 PREPARATION PROGRAMS.

17 (4) (a) THE DEPARTMENT IS AUTHORIZED TO SEEK, ACCEPT, AND  
18 EXPEND PUBLIC OR PRIVATE GIFTS, GRANTS, OR DONATIONS FOR THE  
19 IMPLEMENTATION OF THIS SECTION; EXCEPT THAT THE DEPARTMENT MAY  
20 NOT ACCEPT A GIFT, GRANT, OR DONATION THAT IS SUBJECT TO  
21 CONDITIONS THAT ARE INCONSISTENT WITH THIS SECTION OR ANY OTHER  
22 LAW OF THE STATE. THE DEPARTMENT SHALL TRANSMIT ALL PRIVATE AND  
23 PUBLIC MONEYS RECEIVED THROUGH GIFTS, GRANTS, OR DONATIONS TO  
24 THE STATE TREASURER, WHO SHALL CREDIT THE SAME TO THE STATE  
25 PREPARATION AND READINESS OF EDUCATORS PROGRAM FUND, WHICH  
26 FUND IS HEREBY CREATED AND REFERRED TO IN THIS SECTION AS THE  
27 "FUND". THE MONEYS IN THE FUND SHALL BE CONTINUOUSLY

1 APPROPRIATED TO THE DEPARTMENT FOR THE DIRECT AND INDIRECT COSTS  
2 ASSOCIATED WITH THE IMPLEMENTATION OF THIS SECTION.

3 (b) ANY MONEYS IN THE FUND NOT EXPENDED FOR THE PURPOSE  
4 OF THIS SECTION MAY BE INVESTED BY THE STATE TREASURER AS  
5 PROVIDED BY LAW. ALL INTEREST AND INCOME DERIVED FROM THE  
6 INVESTMENT AND DEPOSIT OF MONEYS IN THE FUND SHALL BE CREDITED  
7 TO THE FUND. ANY UNEXPENDED AND UNENCUMBERED MONEYS  
8 REMAINING IN THE FUND AT THE END OF A FISCAL YEAR SHALL REMAIN IN  
9 THE FUND AND SHALL NOT BE CREDITED OR TRANSFERRED TO THE  
10 GENERAL FUND OR ANOTHER FUND.

11 (c) THE GENERAL ASSEMBLY ANTICIPATES THAT THE DEPARTMENT  
12 MAY RECEIVE SIGNIFICANT AMOUNTS OF FEDERAL MONEYS THAT MAY BE  
13 APPROPRIATELY USED TO IMPLEMENT THIS SECTION AND STRONGLY  
14 ENCOURAGES THE DEPARTMENT TO APPLY SAID FEDERAL MONEYS IN  
15 IMPLEMENTING THIS SECTION.

16 (5) THE DEPARTMENT SHALL NOT BE OBLIGATED TO IMPLEMENT  
17 THE PROVISIONS OF THIS SECTION UNTIL MONEYS IN A SUFFICIENT  
18 AMOUNT, AS DETERMINED BY THE DEPARTMENT, HAVE BEEN RECEIVED  
19 AND CREDITED TO THE FUND. GENERAL FUND MONEYS SHALL NOT BE  
20 APPROPRIATED FOR THE IMPLEMENTATION OF THIS SECTION.

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