

**.Second Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 12-0730.01 Jane Ritter x4342

SENATE BILL 12-106

SENATE SPONSORSHIP

King K.,

HOUSE SPONSORSHIP

(None),

Senate Committees
Education

House Committees

A BILL FOR AN ACT

101 **CONCERNING CHARTER SCHOOL PRESCHOOL PROGRAMS.**

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 adds a fourth performance indicator for school and workforce readiness to reflect the number of students who, upon enrollment in an institution of higher education, require remediation course work.

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.*

Early colleges are added to those institutions that have a guaranteed transfer of core course credits to public institutions of higher education, provided they meet the requirements established by the department of higher education. Early colleges that have been accredited by the department of higher education are granted the authority to award degrees.

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-28-103, add (1.5)
3 and (1.7) as follows:

4 **22-28-103. Definitions.** As used in this article, unless the context
5 otherwise requires:

6 (1.5) "CHARTER AUTHORIZER" MEANS A SCHOOL DISTRICT, THE
7 STATE CHARTER SCHOOL INSTITUTE, OR THE BOARD OF THE COLORADO
8 SCHOOL FOR THE DEAF AND THE BLIND ACTING IN THE CAPACITY OF
9 AUTHORIZING A PUBLIC CHARTER SCHOOL.

10 (1.7) "CHARTER SCHOOL" MEANS A CHARTER SCHOOL AUTHORIZED
11 PURSUANT TO PART 1 OF ARTICLE 30.5 OF THIS TITLE, AN INSTITUTE
12 CHARTER SCHOOL AUTHORIZED PURSUANT TO PART 5 OF ARTICLE 30.5 OF
13 THIS TITLE, OR A CHARTER SCHOOL AUTHORIZED PURSUANT TO SECTION
14 22-80-102 (4) (b).

15 **SECTION 2.** In Colorado Revised Statutes, add 22-28-104.5 as
16 follows:

17 **22-28-104.5. Public charter school preschools.**

18 (1) NOTWITHSTANDING ANY PROVISION OF THIS ARTICLE TO THE
19 CONTRARY, A CHARTER SCHOOL THAT IS PERMITTED BY ITS CHARTER
20 AUTHORIZER TO OPERATE A KINDERGARTEN PROGRAM MAY PLAN,
21 DEVELOP, AND OPERATE A PUBLIC PRESCHOOL PROGRAM THAT IS
22 CONSISTENT WITH THE PROVISIONS OF THIS ARTICLE.

1 (2) A CHARTER SCHOOL THAT OPERATES A PUBLIC PRESCHOOL
2 PROGRAM WITH FUNDING RECEIVED PURSUANT TO THIS ARTICLE OR,
3 CONSISTENT WITH SECTION 22-28-104 (5) (b), WITHOUT SUCH FUNDING,
4 SHALL ENSURE THAT THE PUBLIC PRESCHOOL PROGRAM:

5 (a) ENROLLS STUDENTS CONSISTENT WITH SECTION 22-30.5-104
6 (3) TO ENSURE A DIVERSE STUDENT BODY;

7 (b) OPERATES IN A FACILITY APPROVED AND LICENSED FOR
8 PRESCHOOL PURPOSES THAT IS THE SAME OR IN REASONABLE PROXIMITY
9 TO THE FACILITY AT WHICH THE CHARTER SCHOOL OPERATES THE
10 KINDERGARTEN PROGRAM, OR AT A LOCATION THAT IS APPROVED BY THE
11 CHARTER AUTHORIZER; AND

12 (c) GUARANTEES A STUDENT'S CONTINUED ENROLLMENT FROM
13 PRESCHOOL TO KINDERGARTEN TO THE EXTENT ALLOWED BY LAW.

14 **SECTION 3.** In Colorado Revised Statutes, 22-28-105, amend (1)
15 (b) (III) (D) and (E); and add (1) (b) (III) (F) as follows:

16 **22-28-105. District preschool program advisory council -**
17 **duties.** (1) (b) The appointed members of the district advisory council
18 shall include, but shall not be limited to, the following:

19 (III) Representatives from the following:

20 (D) Publicly funded early childhood education agencies located in the
21 school district; and

22 (E) Privately funded child care centers located in the school district.
23 DISTRICT; AND

24 (F) A REPRESENTATIVE FROM A CHARTER SCHOOL LOCATED IN THE
25 DISTRICT THAT HAS A PRESCHOOL PROGRAM.

26 **SECTION 4. Act subject to petition - effective date.** This act
27 takes effect at 12:01 a.m. on the day following the expiration of the

1 ninety-day period after final adjournment of the general assembly (August
2 8, 2012, if adjournment sine die is on May 9, 2012); except that, if a
3 referendum petition is filed pursuant to section 1 (3) of article V of the
4 state constitution against this act or an item, section, or part of this act
5 within such period, then the act, item, section, or part will not take effect
6 unless approved by the people at the general election to be held in
7 November 2012 and, in such case, will take effect on the date of the
8 official declaration of the vote thereon by the governor.