

First Regular Session
Seventieth General Assembly
STATE OF COLORADO

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 15-1032.03 Julie Pelegrin x2700

SENATE BILL 15-257

SENATE SPONSORSHIP

Hill and Merrifield, Holbert, Marble, Neville T., Todd, Woods

HOUSE SPONSORSHIP

Becker J. and Singer,

Senate Committees

Education
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING ACCOUNTABILITY IN PUBLIC SCHOOLS, AND, IN**
102 **CONNECTION THEREWITH, MAKING AND REDUCING**
103 **APPROPRIATIONS.**

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/bills summaries>.)

Under existing law, the state board of education (state board) must review and revise the Colorado academic standards on or before July 1, 2018, and every 6 years thereafter. The bill requires the state board to review and revise the standards on or before July 1, 2016, and every 6 years thereafter.

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.

SENATE
Amended 2nd Reading
April 23, 2015

The bill restricts statewide testing to the following:

- ! For English language arts and mathematics, testing annually in each of grades 3 through 8 and once in grades 10 through 12, as selected by each school district, board of cooperative services that operates a public school, and charter school (local education provider);
- ! For science, testing annually in one elementary school grade and one middle school grade, as selected by the department of education, and one high school grade, as selected by each local education provider.

The bill continues to require students enrolled in eleventh grade to take the curriculum-based achievement exam adopted by the state board.

Each local education provider must notify the department of education (department) regarding the grade levels at which it will administer the state assessments. The bill allows each local education provider to choose to administer state assessments in English language arts and math in up to 2 additional high school grades, at the state's cost.

The bill allows a local education provider to choose to administer, in lieu of the state assessments, a battery of assessments in English language arts, mathematics, and science that are vertically aligned for grades 3 through 10. The department must reimburse the local education provider for the costs of administering the battery of assessments. The local education provider must provide to the department the results of the assessments. The department must apply to the federal government for a waiver of federal law if necessary to allow a local education provider to administer the battery of assessments in lieu of the state assessments.

The bill requires the department to administer the computerized portion of a state assessment in a format that a student can complete using paper and pencil if requested by a local education provider or a student's parent. Each local education provider must adopt a written policy to allow a parent to choose to have his or her child take the computerized portions of the state assessments using pencil and paper.

The bill allows a local education provider or group of local education providers, working with the department, to design and implement a pilot alternative accountability and assessment system (pilot system), so long as the pilot system complies with federal requirements or with the provisions of a federal waiver. If the pilot system meets federal requirements, the state board must waive any conflicting state statutory or regulatory requirements for the participating local education providers. The department must apply to the federal department of education for a waiver of federal requirements if necessary to implement a pilot system.

Under existing law, a local education provider must administer a reading assessment and a school readiness assessment to kindergarten students. The bill requires the local education provider to administer the

reading assessment within the first 90 days of the school year. If the local education provider administers the reading assessment within the first 60 days of the school year, then the local education provider is not required to administer the literacy component of the school readiness assessment.

Under the bill, if a kindergarten or first-, second-, or third-grade student's score on a state-approved literacy assessment indicates that the student may have a significant reading deficiency, the teacher must assess the student again within 60 days to determine whether the student does have a significant reading deficiency. If a student's score on a state-approved literacy assessment indicates that the student is reading at grade-level competency, then the local education provider is not required to administer the reading assessment again during the same school year. The bill requires the department to ensure that at least one of the approved reading assessments can be completed using pencil and paper.

Under existing law, each local education provider must administer a school readiness assessment to students in kindergarten and prepare an individual school readiness plan for each student. The bill requires the local education provider to administer the school readiness assessment during the first 60 days of the school year. A local education provider may choose to administer the school readiness assessment multiple times during the school year to monitor a student's progress toward school readiness. If a kindergarten student demonstrates a significant reading deficiency, the "Reading to Ensure Academic Development" (READ) plan that the local education provider creates for the student will be a component of the student's individual school readiness plan.

Under current law, each school district must ensure that at least 50% of the evaluation of the performance of licensed personnel is based on student growth. But, for the 2014-15 school year, a school district may decide what percentage, if any, to give to student academic growth in deciding a person's effectiveness rating. The bill extends for 3 additional school years the school district's ability to decide the percentage to give to student academic growth.

The bill repeals the existing statute that governs state assessments. The bill recreates the statutory provisions that relate to testing in languages other than English, testing children with disabilities, exempting from testing the children that participate in nonpublic, home-based educational programs and nonpublic schools, administering the ACT to eleventh-grade students, disseminating and using test results, allowing nonpublic schools to administer the state assessments, and appropriating moneys to fund the state assessments.

The bill repeals references to the postsecondary and workforce planning, preparation, and readiness assessments and clarifies that students' demonstration of postsecondary and workforce readiness is determined in part by scores on the state assessments administered in high school.

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-7-1005, **amend**
3 (6) as follows:

4 **22-7-1005. Preschool through elementary and secondary**
5 **education - aligned standards - adoption - revisions.** (6) On or before
6 ~~July 1, 2018~~ JULY 1, 2016, and on or before July 1 every six years
7 thereafter, the state board shall review and adopt any appropriate
8 revisions to the preschool through elementary and secondary education
9 standards specified in this section. In adopting revisions, the state board
10 may add or delete one or more of the specific instructional areas based on
11 the needs of the state and changes in national and international academic
12 expectations. In adopting revisions to the standards pursuant to this
13 subsection (6), the state board shall ensure that the standards continue to
14 meet the requirements specified in subsection (3) of this section.

15 **SECTION 2.** In Colorado Revised Statutes, **add 22-7-1006.3 and**
16 **22-7-1006.5** as follows:

17 **22-7-1006.3. State assessments - administration - rules.**

18 (1) (a) BEGINNING IN THE 2015-16 SCHOOL YEAR, THE DEPARTMENT OF
19 EDUCATION, IN COLLABORATION WITH LOCAL EDUCATION PROVIDERS,
20 SHALL ADMINISTER THE STATE ASSESSMENTS IN THE INSTRUCTIONAL
21 AREAS OF ENGLISH LANGUAGE ARTS, MATHEMATICS, AND SCIENCE AS
22 ADOPTED BY THE STATE BOARD PURSUANT TO SECTION 22-7-1006 AS
23 FOLLOWS:

24 (I) THE DEPARTMENT SHALL ADMINISTER A STATE ASSESSMENT IN
25 ENGLISH LANGUAGE ARTS TO ALL STUDENTS ENROLLED IN GRADES THREE
26 THROUGH EIGHT IN PUBLIC SCHOOLS THROUGHOUT THE STATE. THE

1 DEPARTMENT SHALL ALSO ADMINISTER A STATE ASSESSMENT IN ENGLISH
2 LANGUAGE ARTS TO STUDENTS ENROLLED IN ONE OF GRADES TEN
3 THROUGH TWELVE IN PUBLIC SCHOOLS THROUGHOUT THE STATE, AS
4 SELECTED BY EACH LOCAL EDUCATION PROVIDER.

5 (II) THE DEPARTMENT SHALL ADMINISTER A STATE ASSESSMENT
6 IN MATHEMATICS TO ALL STUDENTS ENROLLED IN GRADES THREE
7 THROUGH EIGHT IN PUBLIC SCHOOLS THROUGHOUT THE STATE. THE
8 DEPARTMENT SHALL ALSO ADMINISTER A STATE ASSESSMENT IN
9 MATHEMATICS TO STUDENTS ENROLLED IN ONE OF GRADES TEN THROUGH
10 TWELVE IN PUBLIC SCHOOLS THROUGHOUT THE STATE, AS SELECTED BY
11 EACH LOCAL EDUCATION PROVIDER.

12 (III) THE DEPARTMENT SHALL ADMINISTER A STATE ASSESSMENT
13 IN SCIENCE TO STUDENTS ENROLLED IN PUBLIC ELEMENTARY, MIDDLE, AND
14 HIGH SCHOOLS THROUGHOUT THE STATE. THE DEPARTMENT SHALL SELECT
15 THE SPECIFIC GRADES IN ELEMENTARY SCHOOL AND MIDDLE SCHOOL IN
16 WHICH TO ADMINISTER THE STATE SCIENCE ASSESSMENT, ENSURING THAT
17 STUDENTS TAKE THE STATE SCIENCE ASSESSMENT ONCE IN ELEMENTARY
18 SCHOOL AND ONCE IN MIDDLE SCHOOL. EACH LOCAL EDUCATION
19 PROVIDER SHALL SELECT THE SPECIFIC GRADE IN HIGH SCHOOL AT WHICH
20 TO ADMINISTER THE STATE SCIENCE ASSESSMENT.

21 (b) BY AUGUST 15, 2015, EACH LOCAL EDUCATION PROVIDER
22 SHALL REPORT TO THE DEPARTMENT THE GRADE LEVEL AT WHICH IT WILL
23 ADMINISTER THE STATE ASSESSMENTS IN MATHEMATICS AND ENGLISH
24 LANGUAGE ARTS THAT MUST BE ADMINISTERED ONCE IN GRADES TEN
25 THROUGH TWELVE AND THE HIGH SCHOOL GRADE LEVEL AT WHICH IT WILL
26 ADMINISTER THE STATE SCIENCE ASSESSMENT. IF A LOCAL EDUCATION
27 PROVIDER CHOOSES TO CHANGE AN ASSESSMENT GRADE LEVEL AFTER THE

1 2015-16 SCHOOL YEAR, THE LOCAL EDUCATION PROVIDER MUST:

2 (I) NOTIFY THE DEPARTMENT NO LATER THAN JULY 1 OF THE
3 SCHOOL YEAR IN WHICH THE LOCAL EDUCATION PROVIDER WILL
4 IMPLEMENT THE CHANGE; AND

5 (II) ENSURE THAT THE CHANGE IN ASSESSMENT GRADE LEVEL DOES
6 NOT RESULT IN A STUDENT COHORT THAT DOES NOT TAKE THE STATE
7 ASSESSMENT DURING A REQUIRED GRADE INTERVAL.

8 (c) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (a) OF
9 THIS SUBSECTION (1) TO THE CONTRARY:

10 (I) A LOCAL EDUCATION PROVIDER MAY CHOOSE TO ADMINISTER
11 STATE ASSESSMENTS IN THE AREAS OF ENGLISH LANGUAGE ARTS AND
12 MATHEMATICS IN UP TO TWO ADDITIONAL GRADES AT THE HIGH SCHOOL
13 LEVEL. AT THE REQUEST OF A LOCAL EDUCATION PROVIDER, THE
14 DEPARTMENT SHALL ADMINISTER THE ADDITIONAL STATE ASSESSMENTS
15 AND PAY THE COSTS OF ADMINISTERING THE ADDITIONAL ASSESSMENTS.

16 (II) (A) A LOCAL EDUCATION PROVIDER MAY CHOOSE TO
17 ADMINISTER A VERTICALLY SCALED BATTERY OF ACHIEVEMENT TESTS
18 DESIGNED TO MEASURE STUDENT GROWTH IN A LONGITUDINAL
19 ASSESSMENT SYSTEM, WHICH SYSTEM IS ALIGNED WITH THE COLORADO
20 ACADEMIC STANDARDS ADOPTED PURSUANT TO SECTION 22-7-1005, FOR
21 GRADES THREE THROUGH TEN IN ENGLISH LANGUAGE ARTS,
22 MATHEMATICS, AND SCIENCE IN LIEU OF THE STATEWIDE ASSESSMENTS
23 ADMINISTERED PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (1).
24 THE LOCAL EDUCATION PROVIDER SHALL NOTIFY THE DEPARTMENT OF
25 EDUCATION THAT IT IS CHOOSING TO ADMINISTER THE ASSESSMENT
26 SYSTEM, AND THE DEPARTMENT SHALL REIMBURSE THE LOCAL EDUCATION
27 PROVIDER FOR THE COSTS INCURRED IN ADMINISTERING THE ASSESSMENT

1 SYSTEM. THE LOCAL EDUCATION PROVIDER SHALL PROVIDE TO THE
2 DEPARTMENT THE ASSESSMENT RESULTS AND SHALL COMPLY WITH THE
3 PROVISIONS SPECIFIED IN SUBSECTIONS (2) TO (9) OF THIS SECTION AS IF
4 THE LOCAL EDUCATION PROVIDER WERE ADMINISTERING THE STATE
5 ASSESSMENTS.

6 (B) AS SOON AS PRACTICABLE AFTER THE EFFECTIVE DATE OF THIS
7 SECTION, THE DEPARTMENT SHALL APPLY TO THE FEDERAL DEPARTMENT
8 OF EDUCATION FOR A WAIVER OF FEDERAL STATUTORY AND REGULATORY
9 REQUIREMENTS AS MAY BE NECESSARY TO IMPLEMENT THIS
10 SUBPARAGRAPH (II).

11 (d) LOCAL EDUCATION PROVIDERS SHALL ADMINISTER THE
12 STATEWIDE ASSESSMENTS ON A SCHEDULE THAT THE DEPARTMENT
13 ANNUALLY SETS.

14 (e) IF ALL OR ANY PORTION OF A STATE ASSESSMENT REQUIRES A
15 STUDENT TO USE A COMPUTER TO TAKE THE ASSESSMENT, AT THE REQUEST
16 OF A LOCAL EDUCATION PROVIDER, ON ITS OWN BEHALF OR ON BEHALF OF
17 A STUDENT'S PARENT, THE DEPARTMENT OF EDUCATION MUST ADMINISTER
18 THE PORTIONS OF THE STATE ASSESSMENT THAT REQUIRE A COMPUTER IN
19 A FORMAT THAT A STUDENT MAY COMPLETE USING PENCIL AND PAPER.
20 EACH LOCAL EDUCATION PROVIDER SHALL REPORT TO THE DEPARTMENT
21 THE NUMBER OF STUDENTS ENROLLED BY THE LOCAL EDUCATION
22 PROVIDER WHO WILL TAKE THE STATE ASSESSMENT IN A FORMAT THAT IS
23 COMPLETED USING PENCIL AND PAPER.

24 (2) (a) IN ADDITION TO ANY STATE ASSESSMENTS THAT A LOCAL
25 EDUCATION PROVIDER MAY CHOOSE TO ADMINISTER TO STUDENTS
26 ENROLLED IN ELEVENTH GRADE, STUDENTS ENROLLED IN ELEVENTH
27 GRADE ARE REQUIRED TO TAKE A STANDARDIZED CURRICULUM-BASED,

1 ACHIEVEMENT COLLEGE ENTRANCE EXAMINATION SELECTED AND
2 ADMINISTERED BY THE DEPARTMENT OF EDUCATION, WHICH EXAMINATION
3 IS ADMINISTERED THROUGHOUT THE UNITED STATES AND RELIED UPON BY
4 INSTITUTIONS OF HIGHER EDUCATION, REFERRED TO IN THIS SECTION AS
5 THE "CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM". AT
6 A MINIMUM, THE CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE
7 EXAM MUST TEST IN THE AREAS OF READING, WRITING, MATHEMATICS,
8 AND SCIENCE. THE LOCAL EDUCATION PROVIDER SHALL ADMINISTER THE
9 WRITING PORTION OF THE CURRICULUM-BASED, ACHIEVEMENT COLLEGE
10 ENTRANCE EXAM TO EACH STUDENT WHO REQUESTS THE OPPORTUNITY TO
11 TAKE THE WRITING PORTION. THE DEPARTMENT SHALL PAY ALL COSTS
12 ASSOCIATED WITH ADMINISTERING THE CURRICULUM-BASED,
13 ACHIEVEMENT COLLEGE ENTRANCE EXAM, INCLUDING THE COSTS OF
14 ADMINISTERING THE WRITING PORTION OF THE EXAM.

15 (b) (I) THE DEPARTMENT OF EDUCATION SHALL ANNUALLY
16 SCHEDULE A DAY ON WHICH THE CURRICULUM-BASED, ACHIEVEMENT
17 COLLEGE ENTRANCE EXAM IS ADMINISTERED TO ALL ELEVENTH-GRADE
18 STUDENTS ENROLLED IN PUBLIC HIGH SCHOOLS THROUGHOUT THE STATE.

19 (II) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF
20 THIS PARAGRAPH (b), A STUDENT WHO CAN SHOW A NEED TO TAKE THE
21 CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM ON AN
22 ALTERNATE DATE ON WHICH THE EXAM IS ADMINISTERED THROUGHOUT
23 THE COUNTRY MAY TAKE THE EXAM ON THAT ALTERNATE DATE, SO LONG
24 AS THE ALTERNATE DATE IS BEFORE THE DATE SCHEDULED BY THE
25 DEPARTMENT PURSUANT TO SUBPARAGRAPH (I) OF THIS PARAGRAPH (b).
26 THE DEPARTMENT SHALL PAY ALL COSTS ASSOCIATED WITH A STUDENT
27 TAKING THE CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE

1 EXAM ON AN ALTERNATE DATE AS PROVIDED IN THIS SUBPARAGRAPH (II).

2 (c) THE STATE BOARD SHALL ADOPT RULES TO ENSURE THAT THE
3 REQUIREMENTS OF THE ADMINISTRATOR OF THE CURRICULUM-BASED,
4 ACHIEVEMENT COLLEGE ENTRANCE EXAM, SUCH AS A SECURE
5 ENVIRONMENT, ARE MET AND TO IDENTIFY THE LEVEL OF NEED THAT A
6 STUDENT MUST DEMONSTRATE TO TAKE THE CURRICULUM-BASED,
7 ACHIEVEMENT COLLEGE ENTRANCE EXAM ON AN ALTERNATE DATE AS
8 PROVIDED IN SUBPARAGRAPH (II) OF PARAGRAPH (b) OF THIS SUBSECTION
9 (2).

10 (3) (a) EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPHS (b) AND
11 (c) OF THIS SUBSECTION (3), EACH STUDENT ENROLLED IN A PUBLIC
12 SCHOOL IS REQUIRED TO TAKE THE STATE ASSESSMENTS ADMINISTERED
13 PURSUANT TO SUBSECTION (1) OF THIS SECTION AT THE STUDENT'S GRADE
14 LEVEL, AS DETERMINED BY THE ENROLLING LOCAL EDUCATION PROVIDER.

15 (b) A CHILD WHO IS ENROLLED IN A NONPUBLIC SCHOOL OR
16 PARTICIPATING IN A NONPUBLIC HOME-BASED EDUCATIONAL PROGRAM
17 PURSUANT TO SECTION 22-33-104.5 IS NOT REQUIRED TO TAKE A STATE
18 ASSESSMENT ADMINISTERED PURSUANT TO THIS SECTION, EVEN THOUGH
19 THE CHILD MAY ALSO BE ATTENDING A PUBLIC SCHOOL FOR A PORTION OF
20 THE SCHOOL DAY AND THEREFORE INCLUDED IN THE ENROLLMENT OF A
21 LOCAL EDUCATION PROVIDER.

22 (c) A STUDENT WHO HAS AN INDIVIDUALIZED EDUCATION
23 PROGRAM AS PROVIDED IN SECTION 22-20-108, AND WHOSE
24 INDIVIDUALIZED EDUCATION PROGRAM SPECIFIES THAT THE STUDENT
25 TAKES == == THE STATE'S ALTERNATE ASSESSMENT FOR STUDENTS WITH
26 SIGNIFICANT COGNITIVE DISABILITIES OR ANOTHER ASSESSMENT
27 APPROVED BY RULE OF THE STATE BOARD, IS NOT REQUIRED TO TAKE THE

1 STATE ASSESSMENTS ADMINISTERED PURSUANT TO SUBSECTION (1) OF
2 THIS SECTION, BUT THE STUDENT MUST TAKE THE ALTERNATE ASSESSMENT
3 OR THE OTHER APPROVED ASSESSMENT. EACH LOCAL EDUCATION
4 PROVIDER SHALL REPORT TO THE DEPARTMENT OF EDUCATION THE
5 RESULTS OF THE ALTERNATE ASSESSMENTS OR OTHER APPROVED
6 ASSESSMENTS ADMINISTERED TO STUDENTS ENROLLED BY THE LOCAL
7 EDUCATION PROVIDER. THE DEPARTMENT SHALL AGGREGATE THE
8 RESULTS SEPARATELY FOR EACH PUBLIC SCHOOL.

9 (d) IF A STUDENT HAS AN INDIVIDUALIZED EDUCATION PROGRAM
10 AS PROVIDED IN SECTION 22-20-108 THAT SPECIFIES THAT THE STUDENT
11 TAKES THE STATE ASSESSMENT, THE _____ ENROLLING LOCAL EDUCATION
12 PROVIDER SHALL ASSESS THE STUDENT IN EACH INSTRUCTIONAL AREA FOR
13 WHICH THERE IS A STATE TEST AT THE STUDENT'S GRADE LEVEL. IF, AS
14 PART OF A STUDENT'S INDIVIDUALIZED EDUCATION PROGRAM, THE
15 STUDENT ATTENDS PART-TIME A SCHOOL OR PROGRAM AWAY FROM THE
16 SCHOOL IN WHICH THE STUDENT IS ENROLLED, THE LOCAL EDUCATION
17 PROVIDER THAT ENROLLS A STUDENT, OR THE ADMINISTRATIVE UNIT THAT
18 THE LOCAL EDUCATION PROVIDER IS A MEMBER OF, MAY DESIGNATE
19 EITHER THE SCHOOL OF RESIDENCY OR THE SCHOOL OF ATTENDANCE AS
20 THE SCHOOL TO WHICH THE DEPARTMENT OF EDUCATION MUST ASSIGN THE
21 STUDENT'S SCORES FOR PURPOSES OF MEASURING THE LEVELS OF
22 ATTAINMENT ON THE PERFORMANCE INDICATORS SPECIFIED IN SECTION
23 22-11-204, DETERMINING ACCREDITATION CATEGORIES PURSUANT TO
24 SECTION 22-11-208, AND MEASURING PUBLIC SCHOOL PERFORMANCE
25 PURSUANT TO SECTION 22-11-210. IF A STUDENT WHO HAS AN
26 INDIVIDUALIZED EDUCATION PROGRAM ATTENDS SCHOOL IN AN
27 ADMINISTRATIVE UNIT OTHER THAN THE STUDENT'S ADMINISTRATIVE UNIT

1 OF RESIDENCE, AND THERE IS A CONTRACT BETWEEN THE TWO
2 ADMINISTRATIVE UNITS, THE ADMINISTRATIVE UNITS MUST SPECIFY IN THE
3 CONTRACT THE PUBLIC SCHOOL TO WHICH THE DEPARTMENT SHALL ASSIGN
4 THE STUDENT'S SCORES FOR PURPOSES OF MEASURING THE LEVELS OF
5 ATTAINMENT ON THE PERFORMANCE INDICATORS, DETERMINING
6 ACCREDITATION CATEGORIES, AND MEASURING PUBLIC SCHOOL
7 PERFORMANCE.

8 (4) (a) THE DEPARTMENT OF EDUCATION IN COLLABORATION WITH
9 LOCAL EDUCATION PROVIDERS SHALL ADMINISTER THE ENGLISH VERSIONS
10 OF THE STATE ASSESSMENTS AND MAY ADMINISTER AN ASSESSMENT
11 ADOPTED BY THE STATE BOARD IN LANGUAGES OTHER THAN ENGLISH, AS
12 MAY BE APPROPRIATE FOR ENGLISH LANGUAGE LEARNERS; EXCEPT THAT
13 A STUDENT WHO HAS PARTICIPATED IN AN ENGLISH LANGUAGE
14 PROFICIENCY PROGRAM, AS PROVIDED IN ARTICLE 24 OF THIS TITLE, FOR
15 MORE THAN A TOTAL OF THREE SCHOOL YEARS IS INELIGIBLE TO TAKE THE
16 STATE ASSESSMENTS IN A LANGUAGE OTHER THAN ENGLISH.

17 (b) THE STATE BOARD SHALL REVISE AS NECESSARY, AND THE
18 DEPARTMENT OF EDUCATION SHALL ADMINISTER, READING AND WRITING
19 ASSESSMENTS IN SPANISH FOR STUDENTS ENROLLED IN THE THIRD AND
20 FOURTH GRADES.

21 (5) THE DEPARTMENT OF EDUCATION, BY POLICY, MAY DETERMINE
22 WHETHER THE SCORES OF ONE OR MORE GROUPS OF STUDENTS ARE NOT
23 APPROPRIATE TO BE USED IN MEASURING THE LEVELS OF ATTAINMENT ON
24 THE PERFORMANCE INDICATORS, AS DEFINED IN SECTION 22-11-103. A
25 POLICY THAT THE DEPARTMENT ADOPTS PURSUANT TO THIS SUBSECTION
26 (5) MUST BE IN ACCORDANCE WITH THE REQUIREMENTS OF FEDERAL
27 STATUTES AND REGULATIONS.

1 (6) (a) THE DEPARTMENT OF EDUCATION SHALL PROVIDE TO EACH
2 LOCAL EDUCATION PROVIDER THE RESULTS OF ALL OF THE STATE
3 ASSESSMENTS THAT THE LOCAL EDUCATION PROVIDER ADMINISTERS AND
4 MAKE AVAILABLE TO LOCAL EDUCATION PROVIDERS THE STATE
5 ASSESSMENT DATA OF INDIVIDUAL STUDENTS THAT IS REQUIRED TO
6 MEASURE ACADEMIC PROGRESS OVER TIME. THE DEPARTMENT SHALL
7 ALIGN THE DISAGGREGATION OF STATE ASSESSMENT RESULTS WITH THE
8 EXCLUSION OF SCORES PERMITTED BY SUBSECTION (5) OF THIS SECTION.

9 (b) THE DEPARTMENT OF EDUCATION SHALL RELEASE TO THE
10 PUBLIC ONLY THOSE STATE ASSESSMENT RESULTS THAT THE DEPARTMENT
11 DEEMS VALID. THE DEPARTMENT SHALL NOT RELY ON STATE ASSESSMENT
12 RESULTS THAT THE DEPARTMENT HAS DEEMED INVALID IN PERFORMANCE
13 CALCULATIONS WHEN ASSIGNING ACCREDITATION LEVELS OR SCHOOL
14 PLAN TYPES, AS DESCRIBED IN ARTICLE 11 OF THIS TITLE, TO A LOCAL
15 EDUCATION PROVIDER. AT ANY TIME THAT THE DEPARTMENT RELEASES
16 STATE ASSESSMENT RESULTS TO THE PUBLIC, IN ADDITION TO RELEASING
17 THE RESULTS OF THE ENGLISH VERSIONS OF THE STATE ASSESSMENTS, THE
18 DEPARTMENT SHALL RELEASE THE RESULTS OF ANY STATE ASSESSMENTS
19 ADMINISTERED IN LANGUAGES OTHER THAN ENGLISH.

20 (c) AT THE REQUEST OF A LOCAL EDUCATION PROVIDER, THE
21 ENTITY THAT IS RESPONSIBLE FOR DEVELOPING A STATE ASSESSMENT
22 MUST RETURN TO THE LOCAL EDUCATION PROVIDER THE STUDENT
23 RESPONSES TO THE ESSAY PORTION AND APPROPRIATE PARAGRAPHS THAT
24 ARE RELEASED FROM THE ENGLISH LANGUAGE ARTS PORTION OF THE
25 STATE ASSESSMENT AND THE RESULTS OF ALL REQUESTED STATE
26 ASSESSMENTS. THE REQUESTING LOCAL EDUCATION PROVIDER MUST PAY
27 THE ENTITY FOR THE ACTUAL COST OF PHOTOCOPYING AND MAILING THE

1 ENGLISH LANGUAGE ARTS PORTION OF THE STATE ASSESSMENT. THE
2 REQUESTING LOCAL EDUCATION PROVIDER SHALL MAINTAIN THE
3 CONFIDENTIALITY OF ALL STATE ASSESSMENT RESULTS THAT IT RECEIVES
4 AND MAY USE THE ESSAY PORTION AND APPROPRIATE PARAGRAPHS ONLY
5 TO IMPROVE AN INDIVIDUAL STUDENT'S WRITING SKILLS.

6 (d) EACH LOCAL EDUCATION PROVIDER SHALL INCLUDE THE
7 RESULTS OF THE STATE ASSESSMENTS ADMINISTERED PURSUANT TO
8 SUBSECTION (1) OF THIS SECTION ON EACH STUDENT'S FINAL REPORT CARD
9 FOR THE APPLICABLE SCHOOL YEAR AND INCLUDE THE RESULTS IN THE
10 STUDENT'S PERMANENT ACADEMIC RECORD; EXCEPT THAT A LOCAL
11 EDUCATION PROVIDER MAY INCLUDE STATE ASSESSMENT DATA ON A
12 STUDENT'S FINAL REPORT CARD ONLY IF THE LOCAL EDUCATION PROVIDER
13 HAS SUFFICIENT TIME TO PROCESS THE STATE ASSESSMENT RESULTS AFTER
14 THEY ARE RELEASED.

15 (7) (a) EACH LOCAL EDUCATION PROVIDER SHALL ENSURE THAT
16 APPROPRIATE PERSONNEL WITHIN EACH PUBLIC SCHOOL MEET WITH AND
17 EXPLAIN TO THE PARENT OR LEGAL GUARDIAN OF EACH STUDENT
18 ENROLLED IN THE PUBLIC SCHOOL THE STUDENT'S STATE ASSESSMENT
19 RESULTS AND DIAGNOSTIC REPORTING RETURNED TO THE STUDENT'S
20 PUBLIC SCHOOL.

21 (b) THE DEPARTMENT OF EDUCATION SHALL CREATE, MAINTAIN,
22 AND MAKE AVAILABLE TO LOCAL EDUCATION PROVIDERS AND PARENTS OR
23 LEGAL GUARDIANS, UPON REQUEST, A LIST OF RESOURCES AND PROGRAMS
24 THAT PUBLIC SCHOOLS AND PARENTS OR LEGAL GUARDIANS MAY ACCESS
25 TO ASSIST STUDENTS IN ADDRESSING SPECIFIC LEARNING ISSUES
26 IDENTIFIED BY THE STATE ASSESSMENT RESULTS PROVIDED PURSUANT TO
27 THIS SECTION.

1 (8) (a) THE DEPARTMENT OF EDUCATION SHALL PERMIT A
2 NONPUBLIC SCHOOL TO ADMINISTER THE STATE ASSESSMENTS REQUIRED
3 BY SUBSECTION (1) OF THIS SECTION AND SHALL PROVIDE TO THE
4 NONPUBLIC SCHOOL THE RESULTS OF ANY STATE ASSESSMENTS
5 ADMINISTERED, INCLUDING DIAGNOSTIC REPORTING FOR EACH STUDENT'S
6 PERFORMANCE ON EACH STATE ASSESSMENT. THE NONPUBLIC SCHOOL
7 MUST PAY ALL COSTS ASSOCIATED WITH ADMINISTERING AND PROVIDING
8 RESULTS FOR THE STATE ASSESSMENTS.

9 (b) A LOCAL EDUCATION PROVIDER, UPON THE REQUEST OF THE
10 PARENT OR LEGAL GUARDIAN OF A CHILD WHO IS PARTICIPATING IN A
11 NONPUBLIC HOME-BASED EDUCATIONAL PROGRAM PURSUANT TO SECTION
12 22-33-104.5, MUST PERMIT THE CHILD TO TAKE A STATE ASSESSMENT
13 REQUIRED BY SUBSECTION (1) OF THIS SECTION AND MUST PROVIDE TO THE
14 PARENT OR LEGAL GUARDIAN OF THE CHILD THE RESULTS OF STATE
15 ASSESSMENTS ADMINISTERED, INCLUDING DIAGNOSTIC REPORTING FOR
16 THE CHILD'S PERFORMANCE ON EACH STATE ASSESSMENT. THE PARENT OR
17 LEGAL GUARDIAN OF THE CHILD MUST PAY ALL COSTS ASSOCIATED WITH
18 ADMINISTERING AND PROVIDING RESULTS FOR THE STATE ASSESSMENTS.

19 (9) FOR EACH FISCAL YEAR, THE GENERAL ASSEMBLY SHALL
20 APPROPRIATE MONEYS IN THE ANNUAL GENERAL APPROPRIATION ACT TO
21 THE DEPARTMENT OF EDUCATION TO FUND ADMINISTRATION OF THE STATE
22 ASSESSMENTS AS DESCRIBED IN THIS SECTION, INCLUDING OPTIONAL STATE
23 ASSESSMENTS ADMINISTERED TO STUDENTS IN HIGH SCHOOL AT THE
24 REQUEST OF A LOCAL EDUCATION PROVIDER, AND ADMINISTRATION OF THE
25 CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM. THE
26 GENERAL ASSEMBLY SHALL ALSO APPROPRIATE MONEYS TO THE
27 DEPARTMENT TO REIMBURSE LOCAL EDUCATION PROVIDERS THAT CHOOSE

1 TO ADMINISTER THE ALTERNATIVE BATTERY OF ASSESSMENTS AS
2 DESCRIBED IN SUBPARAGRAPH (II) OF PARAGRAPH (c) OF SUBSECTION (1)
3 OF THIS SECTION.

4 **22-7-1006.5. Pilot alternative accountability and assessment**
5 **systems - local education providers - federal waiver.**

6 (1) NOTWITHSTANDING ANY PROVISION OF THIS TITLE TO THE CONTRARY,
7 A LOCAL EDUCATION PROVIDER OR GROUP OF LOCAL EDUCATION
8 PROVIDERS MAY DESIGN AND IMPLEMENT A PILOT ALTERNATIVE
9 ACCOUNTABILITY AND ASSESSMENT SYSTEM IN COLLABORATION WITH THE
10 DEPARTMENT OF EDUCATION AND IN A MANNER THAT IS CONSISTENT WITH
11 APPLICABLE FEDERAL STATUTORY AND REGULATORY REQUIREMENTS OR
12 WITH THE PROVISIONS OF A WAIVER RECEIVED PURSUANT TO SUBSECTION
13 (2) OF THIS SECTION. UPON A SHOWING THAT A PILOT SYSTEM IS
14 CONSISTENT WITH APPLICABLE FEDERAL STATUTORY AND REGULATORY
15 REQUIREMENTS OR WITH THE PROVISIONS OF A WAIVER, THE STATE BOARD
16 SHALL WAIVE THE PROVISIONS OF THIS TITLE AND THE RULES
17 IMPLEMENTING THIS TITLE, AS NECESSARY FOR THE PARTICIPATING LOCAL
18 EDUCATION PROVIDERS TO IMPLEMENT THE PILOT SYSTEM, INCLUDING, AT
19 A MINIMUM, THE REQUIREMENTS SPECIFIED IN SECTION 22-7-1006.3 AND
20 ARTICLE 11 OF THIS TITLE. A WAIVER THAT THE STATE BOARD GRANTS
21 UNDER THIS SECTION IS NOT SUBJECT TO THE REQUIREMENTS OR
22 LIMITATIONS SPECIFIED IN SECTION 22-2-117 OR ARTICLE 32.5 OF THIS
23 TITLE.

24 ==
25 (2) AS SOON AS POSSIBLE AFTER THE EFFECTIVE DATE OF THIS
26 SECTION, BUT NOT LATER THAN JUNE 7, 2015, THE DEPARTMENT OF
27 EDUCATION SHALL APPLY TO THE FEDERAL DEPARTMENT OF EDUCATION

1 FOR A WAIVER OF FEDERAL STATUTORY OR REGULATORY REQUIREMENTS
2 AS MAY BE NECESSARY TO ALLOW A LOCAL EDUCATION PROVIDER TO
3 IMPLEMENT A PILOT ALTERNATIVE ACCOUNTABILITY AND ASSESSMENT
4 SYSTEM AS PROVIDED IN SUBSECTION (1) OF THIS SECTION.

5

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6 **SECTION 3. In Colorado Revised Statutes, 22-7-1013, add (6)**
7 **and (7) as follows:**

8 **22-7-1013. Local education provider - preschool through**
9 **elementary and secondary education standards - adoption - academic**
10 **acceleration. (6) (a) EACH LOCAL EDUCATION PROVIDER SHALL PROVIDE**
11 **WRITTEN INFORMATION TO THE PARENTS OF STUDENTS ENROLLED BY THE**
12 **LOCAL EDUCATION PROVIDER THAT DESCRIBES:**

13 **(I) THE STATE AND LOCAL ASSESSMENTS THAT THE LOCAL**
14 **EDUCATION PROVIDER WILL ADMINISTER DURING THE SCHOOL YEAR,**
15 **IDENTIFYING THE ASSESSMENTS THAT THE LOCAL EDUCATION PROVIDER**
16 **IS REQUIRED BY FEDERAL LAW TO ADMINISTER, ANY ADDITIONAL STATE**
17 **ASSESSMENTS THAT THE LOCAL EDUCATION PROVIDER IS REQUIRED BY**
18 **SECTION 22-7-1006.3 TO ADMINISTER, THE ASSESSMENTS THAT THE LOCAL**
19 **EDUCATION PROVIDER IS REQUIRED BY OTHER STATE LAW TO ADMINISTER,**
20 **AND THE ADDITIONAL ASSESSMENTS THAT THE LOCAL EDUCATION**
21 **PROVIDER CHOOSES TO ADMINISTER;**

22 **(II) THE ANTICIPATED CALENDAR FOR ADMINISTERING THE STATE**
23 **AND LOCAL ASSESSMENTS, CLEARLY SPECIFYING THE EXPECTED SPECIFIC**
24 **HOURS THAT SPECIFIC CLASSES OR GRADES WILL TAKE EACH SPECIFIC**
25 **ASSESSMENT AND IDENTIFYING ON THE CALENDAR WHETHER THE SPECIFIC**
26 **ASSESSMENT IS REQUIRED BY FEDERAL LAW OR STATE LAW OR SELECTED**
27 **BY THE LOCAL EDUCATION PROVIDER; AND**

1 (III) THE PURPOSES OF THE STATE ASSESSMENTS ADMINISTERED
2 PURSUANT TO SECTION 22-7-1006.3 AND ANY ADDITIONAL LOCAL
3 ASSESSMENTS THAT THE LOCAL EDUCATION PROVIDER ADMINISTERS AND
4 THE MANNER IN WHICH THE DEPARTMENT OF EDUCATION AND THE LOCAL
5 EDUCATION PROVIDER USES THE ASSESSMENT RESULTS.

6 (b) EACH LOCAL EDUCATION PROVIDER SHALL ANNUALLY
7 DISTRIBUTE THE WRITTEN INFORMATION TO PARENTS AS EARLY IN THE
8 SCHOOL YEAR AS POSSIBLE AND SHALL POST THE WRITTEN INFORMATION
9 ON THE LOCAL EDUCATION PROVIDER'S WEB SITE.

10 (c) THE PROVISIONS OF THIS SUBSECTION (6) DO NOT APPLY TO
11 COURSE-SPECIFIC ASSESSMENTS THAT ARE NOT ADOPTED BY THE STATE
12 BOARD PURSUANT TO SECTION 22-7-1006 OR TO NONSTANDARDIZED,
13 CLASSROOM-BASED ASSESSMENTS THAT INDIVIDUAL EDUCATORS CHOOSE
14 TO ADMINISTER TO STUDENTS.

15 (7) EACH LOCAL EDUCATION PROVIDER SHALL ADOPT AND
16 IMPLEMENT A WRITTEN POLICY TO ALLOW A PARENT TO CHOOSE TO HAVE
17 HIS OR HER CHILD USE PENCIL AND PAPER TO COMPLETE ANY PORTION OF
18 A STATE ASSESSMENT ADMINISTERED PURSUANT TO SECTION 22-7-1006.3
19 THAT THE STUDENT WOULD OTHERWISE COMPLETE USING A COMPUTER. AT
20 A MINIMUM, THE POLICY MUST REQUIRE THE PARENT TO NOTIFY THE LOCAL
21 EDUCATION PROVIDER IN WRITING OF THE PARENT'S CHOICE CONCERNING
22 THE USE OF PENCIL-AND-PAPER STATE ASSESSMENTS AND SPECIFY THE
23 DEADLINES AND PROCEDURE BY WHICH A PARENT MUST SUBMIT THE
24 NOTICE. EACH YEAR BEFORE THE START OF FALL SEMESTER CLASSES, THE
25 LOCAL EDUCATION PROVIDER SHALL DISTRIBUTE COPIES OF THE POLICY TO
26 THE PARENTS OF STUDENTS ENROLLED IN THE LOCAL EDUCATION
27 PROVIDER AND POST A COPY OF THE POLICY ON THE LOCAL EDUCATION

1 PROVIDER'S WEB SITE.

2 **SECTION 4.** In Colorado Revised Statutes, 22-7-1205, **amend**
3 (1) (b); and **add** (1) (a.5) and (1) (d) as follows:

4 **22-7-1205. Reading competency - assessments - READ plan**
5 **creation - parental involvement.** (1) (a.5) EACH LOCAL EDUCATION
6 PROVIDER IS REQUIRED TO ADMINISTER A READING ASSESSMENT TO
7 STUDENTS ENROLLED IN KINDERGARTEN DURING THE FIRST NINETY DAYS
8 OF THE SCHOOL YEAR. IF THE LOCAL EDUCATION PROVIDER ADMINISTERS
9 THE READING ASSESSMENT WITHIN THE FIRST SIXTY DAYS OF THE SCHOOL
10 YEAR, IT IS NOT REQUIRED TO ADMINISTER THE LITERACY COMPONENT OF
11 THE SCHOOL READINESS ASSESSMENT AS PROVIDED IN SECTION 22-7-1014
12 (1) (a).

13 (b) If a teacher finds, based on a student's scores on the approved
14 reading assessments, that the student may have a significant reading
15 deficiency, the teacher shall administer to the student one or more
16 diagnostic assessments WITHIN SIXTY DAYS AFTER THE PREVIOUS
17 ASSESSMENT to determine the student's specific reading skill deficiencies.
18 Each local education provider shall select from the list of approved
19 assessments adopted by rule of the state board pursuant to section
20 22-7-1209 (1) those assessments it ~~shall use~~ USES to determine a student's
21 specific reading skill deficiencies. A local education provider may choose
22 to use other diagnostic reading assessments in addition to but not in lieu
23 of the approved assessments.

24 (d) IF, BASED ON A STUDENT'S SCORES ON THE APPROVED READING
25 ASSESSMENTS IN A SPECIFIC SCHOOL YEAR, A TEACHER FINDS THAT A
26 STUDENT DEMONSTRATES READING COMPETENCY APPROPRIATE FOR HIS OR
27 HER GRADE LEVEL, THE LOCAL EDUCATION PROVIDER IS NOT REQUIRED TO

1 ADMINISTER THE APPROVED INTERIM READING ASSESSMENTS TO THE
2 STUDENT FOR THE REMAINDER OF THE SPECIFIC SCHOOL YEAR.

3 **SECTION 5.** In Colorado Revised Statutes, 22-7-1209, **amend**
4 (2) (a) (II) (C) and (2) (a) (II) (D); and **add** (2) (a) (II) (E) as follows:

5 **22-7-1209. State board - rules - department - duties.**

6 (2) (a) (II) The department shall ensure that:

7 (C) Each of the recommended reading diagnostics is proven to
8 accurately identify students' specific reading skill deficiencies; ~~and~~

9 (D) At least one of the recommended reading assessments for
10 kindergarten and first, second, and third grades is normed for the
11 performance of students who speak Spanish as their native language,
12 which assessment is available in both English and Spanish; AND

13 (E) THE LIST OF RECOMMENDED READING ASSESSMENTS AND
14 READING DIAGNOSTICS INCLUDES AT LEAST ONE ASSESSMENT AND ONE
15 DIAGNOSTIC THAT A STUDENT CAN COMPLETE USING PENCIL AND PAPER
16 RATHER THAN USING A COMPUTER.

17 **SECTION 6.** In Colorado Revised Statutes, 22-7-1014, **amend**
18 (1) (a) and (2) (a) as follows:

19 **22-7-1014. Preschool individualized readiness plans - school**
20 **readiness - assessments.** (1) (a) Beginning in the fall semester of 2013,
21 each local education provider that provides a preschool or kindergarten
22 program shall ensure that each student enrolled in a preschool or
23 kindergarten program operated by the local education provider receives
24 an individualized readiness plan that addresses the preschool standards or
25 kindergarten standards, as appropriate, knowledge and skill areas in
26 which a student needs assistance to make progress toward school
27 readiness. IF A STUDENT IS IDENTIFIED AS HAVING A SIGNIFICANT READING

1 DEFICIENCY AS PROVIDED IN SECTION 22-7-1205, THE LOCAL EDUCATION
2 PROVIDER SHALL INCLUDE THE STUDENT'S READ PLAN CREATED
3 PURSUANT TO SECTION 22-7-1206 AS A COMPONENT OF THE STUDENT'S
4 INDIVIDUALIZED READINESS PLAN.

5 (2) (a) Beginning with students who enter kindergarten in the fall
6 semester of 2013, each local education provider shall ensure that each
7 student enrolled in a kindergarten program operated by the local
8 education provider progresses toward demonstrating school readiness.
9 Each local education provider shall administer the school readiness
10 assessment WITHIN THE FIRST SIXTY DAYS OF THE SCHOOL YEAR to each
11 student enrolled in a kindergarten program operated by the local
12 education provider to measure each student's ~~progress toward~~
13 ~~demonstrating~~ LEVEL OF school readiness. IF THE LOCAL EDUCATION
14 PROVIDER ADMINISTERS A READING ASSESSMENT PURSUANT TO SECTION
15 22-7-1205 (1) (a.5) WITHIN THE FIRST SIXTY DAYS OF THE SCHOOL YEAR
16 TO STUDENTS ENROLLED IN THE KINDERGARTEN PROGRAM, THE LOCAL
17 EDUCATION PROVIDER IS NOT REQUIRED TO ADMINISTER THE LITERACY
18 COMPONENT OF THE SCHOOL READINESS ASSESSMENT. THE LOCAL
19 EDUCATION PROVIDER MAY CHOOSE TO MONITOR A STUDENT'S PROGRESS
20 TOWARD DEMONSTRATING SCHOOL READINESS BY ADMINISTERING AN
21 APPROVED SCHOOL READINESS ASSESSMENT MULTIPLE TIMES OVER THE
22 COURSE OF THE SCHOOL YEAR.

23 **SECTION 7.** In Colorado Revised Statutes, 22-9-106, **amend**
24 (2.5) (b) (II) as follows:

25 **22-9-106. Local boards of education - duties - performance**
26 **evaluation system - compliance - rules - repeal.** (2.5) (b) (II) (A) For
27 the 2014-15 academic year and every year thereafter, a local board shall

1 implement a licensed personnel evaluation system based on the quality
2 standards established pursuant to this article and rule of the state board,
3 including student academic growth; except that, for the 2014-15 AND
4 2015-16 academic year YEARS only, ___ a local board may determine at
5 what percentage, if any, to weigh student academic growth toward the
6 final level of effectiveness assigned to any person receiving an evaluation
7 pursuant to this article. In no instance may a local board weigh student
8 academic growth, as used in determining a final level of effectiveness, at
9 greater than fifty percent. FOR THE 2014-15 AND 2015-16 ACADEMIC
10 YEARS, A LOCAL BOARD SHALL NOT USE THE RESULTS OF THE STATE
11 ASSESSMENTS ADMINISTERED PURSUANT TO SECTION 22-7-1006.3 IN
12 MEASURING STUDENT ACADEMIC GROWTH FOR PURPOSES OF DETERMINING
13 A PERSON'S LEVEL OF EFFECTIVENESS.

14 (B) This subparagraph (II) is repealed, effective July 1, ~~2015~~
15 2016.

16 **SECTION 8.** In Colorado Revised Statutes, 22-9-106, **amend** (1)
17 (e) (II) and (7) (a) as follows:

18 **22-9-106. Local boards of education - duties - performance**
19 **evaluation system - compliance - rules - repeal.** (1) All school districts
20 and boards of cooperative services that employ licensed personnel, as
21 defined in section 22-9-103 (1.5), shall adopt a written system to evaluate
22 the employment performance of school district and board of cooperative
23 services licensed personnel, including all teachers, principals, and
24 administrators, with the exception of licensed personnel employed by a
25 board of cooperative services for a period of six weeks or less. In
26 developing the licensed personnel performance evaluation system and any
27 amendments thereto, the local board and board of cooperative services

1 shall comply with the provisions of subsection (1.5) of this section and
2 shall consult with administrators, principals, and teachers employed
3 within the district or participating districts in a board of cooperative
4 services, parents, and the school district licensed personnel performance
5 evaluation council or the board of cooperative services personnel
6 performance evaluation council created pursuant to section 22-9-107. The
7 performance evaluation system shall address all of the performance
8 standards established by rule of the state board and adopted by the general
9 assembly pursuant to section 22-9-105.5, and shall contain, but need not
10 be limited to, the following information:

11 (e) (II) The standards set by the local board for effective
12 performance for licensed personnel and the criteria to be used to
13 determine whether the performance of each licensed person meets such
14 standards and other criteria for evaluation for each licensed personnel
15 position evaluated. One of the standards for measuring teacher
16 effectiveness shall be directly related to classroom instruction and shall
17 require that at least fifty percent of the evaluation is determined by the
18 academic growth of the teacher's students. The district accountability
19 committee shall provide input and recommendations concerning the
20 assessment tools used to measure student academic growth as it relates to
21 teacher evaluations. The standards shall include multiple measures of
22 student performance in conjunction with student growth expectations.
23 THE LOCAL BOARD MAY USE THE RESULTS OF STATE ASSESSMENTS
24 ADMINISTERED PURSUANT TO SECTION 22-7-1006.3 AS A MEASURE OF
25 STUDENT PERFORMANCE ONLY IF THE LOCAL BOARD RECEIVES THE
26 RESULTS WITH SUFFICIENT TIME TO PROCESS THEM FOR USE IN
27 EVALUATING LICENSED PERSONS. For the purposes of measuring

1 effectiveness, expectations of student academic growth shall take into
2 consideration diverse factors, including but not limited to special
3 education, student mobility, and classrooms with a student population in
4 which ninety-five percent meet the definition of high-risk student as
5 defined in section 22-7-604.5 (1.5). The performance evaluation system
6 shall also ensure that the standards and criteria are available in writing to
7 all licensed personnel and are communicated and discussed by the person
8 being evaluated and the evaluator prior to and during the course of the
9 evaluation. This subparagraph (II) shall take effect at such time as the
10 performance evaluation system based on quality standards established
11 pursuant to this section and the rules promulgated by the state board
12 pursuant to section 22-9-105.5 has completed the initial phase of
13 implementation and has been implemented statewide. The commissioner
14 shall provide notice of such implementation to the revisor of statutes on
15 or before July 1, 2014, and each July 1 thereafter until statewide
16 implementation occurs.

17 (7) Every principal shall be evaluated using multiple fair,
18 transparent, timely, rigorous, and valid methods. The recommendations
19 developed pursuant to this subsection (7) shall require that at least fifty
20 percent of the evaluation is determined by the academic growth of the
21 students enrolled in the principal's school. For principals, the quality
22 standards shall include, but need not be limited to:

23 (a) Achievement and academic growth for those students enrolled
24 in the principal's school, as measured by the Colorado growth model set
25 forth in section 22-11-202; EXCEPT THAT THE QUALITY STANDARDS MAY
26 REQUIRE USE OF THE RESULTS OF STATE ASSESSMENTS ADMINISTERED
27 PURSUANT TO SECTION 22-7-1006.3 ONLY IF THE LOCAL BOARD RECEIVES

1 THE RESULTS WITH SUFFICIENT TIME TO PROCESS THEM FOR USE IN
2 EVALUATING PRINCIPALS;

3 **SECTION 9. In Colorado Revised Statutes, 22-11-207, amend**
4 **(4) as follows:**

5 **22-11-207. Accreditation categories - criteria - rules.**

6 (4) (a) The state board by rule shall specify how long a school district or
7 the institute may remain in an accreditation category that is below
8 accredited; except that the state board shall not allow a school district or
9 the institute to remain at accredited with priority improvement plan or
10 below for longer than a total of five consecutive school years before
11 removing the school district's or the institute's accreditation as provided
12 in section 22-11-209.

13 (b) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (a) OF
14 THIS SUBSECTION (4), FOR PURPOSES OF CALCULATING WHETHER A SCHOOL
15 DISTRICT OR THE INSTITUTE IS ACCREDITED WITH PRIORITY IMPROVEMENT
16 PLAN OR BELOW FOR LONGER THAN A TOTAL OF FIVE CONSECUTIVE
17 SCHOOL YEARS, THE DEPARTMENT SHALL EXCLUDE THE 2015-16 SCHOOL
18 YEAR, DURING WHICH THE DEPARTMENT DOES NOT ASSIGN
19 ACCREDITATION RATINGS AS PROVIDED IN SECTION 22-11-208 (1.5), FROM
20 THE CALCULATION AND SHALL COUNT THE 2016-17 SCHOOL YEAR AS IF IT
21 WERE CONSECUTIVE TO THE 2014-15 SCHOOL YEAR.

22 **SECTION 10. In Colorado Revised Statutes, 22-11-208, amend**
23 **(1.5); and add (1.7) as follows:**

24 **22-11-208. Accreditation - annual review - supports and**
25 **interventions - rules. (1.5) Notwithstanding any provision of this article,**
26 **or any provision of state board rule that implements this article, to the**
27 **contrary, for the 2015-16 school year, the department shall NOT assign**

1 accreditation ratings for school districts and the institute. based on: FOR
2 THE 2015-16 SCHOOL YEAR, EACH SCHOOL DISTRICT AND THE INSTITUTE
3 SHALL CONTINUE TO IMPLEMENT THE PLAN TYPE THAT WAS ASSIGNED FOR
4 THE PRECEDING SCHOOL YEAR. THE DEPARTMENT SHALL ASSIGN
5 ACCREDITATION RATINGS FOR SCHOOL DISTRICTS AND THE INSTITUTE FOR
6 THE 2016-17 SCHOOL YEAR AND EACH SCHOOL YEAR THEREAFTER.

7 (a) The accreditation rating assigned to the school district or the
8 institute for the preceding school year;

9 (b) The school district's or the institute's compliance with the
10 provisions of its accreditation contract;

11 (c) The level of participation on the statewide assessments by
12 students enrolled in the schools of the school district or in the institute
13 charter schools; and

14 (d) Valid and reliable data that meets the guidelines established
15 by the commissioner and that the school district or the institute may
16 submit to the department to demonstrate the school district's or the
17 institute's progress in improving student performance with regard to the
18 Colorado academic standards and postsecondary and workforce readiness
19 and in attaining the statewide targets for the performance indicators and
20 the school district's or the institute's performance targets for the preceding
21 school year.

22 (1.7) AS PART OF THE PRESENTATION TO THE JOINT EDUCATION
23 COMMITTEE REQUIRED BY SECTION 2-7-203, C.R.S., IN 2015, THE
24 DEPARTMENT SHALL REPORT PROGRESS IN USING THE ASSESSMENT
25 RESULTS RECEIVED PURSUANT TO SECTION 22-7-1006.3 TO CALCULATE
26 FAIRLY AND IN A TIMELY MANNER EACH SCHOOL DISTRICT'S AND THE
27 INSTITUTE'S ACHIEVEMENT OF THE PERFORMANCE INDICATORS. THE

1 DEPARTMENT SHALL RECOMMEND TO THE JOINT EDUCATION COMMITTEE
2 WHETHER THE PROVISIONS OF SUBSECTION (1.5) OF THIS SECTION SHOULD
3 BE EXTENDED TO APPLY IN SUBSEQUENT SCHOOL YEARS.

4 **SECTION 11. In Colorado Revised Statutes, 22-11-210, amend**
5 **(1) (d) and (2.5); and add (2.7) as follows:**

6 **22-11-210. Public schools - annual review - plans - supports**
7 **and interventions - rules. (1) (d) (I) The state board by rule shall specify**
8 **how long a public school may implement an improvement, priority**
9 **improvement, or turnaround plan; except that the state board shall not**
10 **allow a public school to continue implementing a priority improvement**
11 **or turnaround plan for longer than a combined total of five consecutive**
12 **school years before requiring the school district or the institute to**
13 **restructure or close the public school.**

14 **(II) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF**
15 **THIS PARAGRAPH (d), FOR PURPOSES OF CALCULATING WHETHER A PUBLIC**
16 **SCHOOL IS REQUIRED TO IMPLEMENT A PRIORITY IMPROVEMENT OR**
17 **TURNAROUND PLAN FOR LONGER THAN A COMBINED TOTAL OF FIVE**
18 **CONSECUTIVE SCHOOL YEARS, THE DEPARTMENT SHALL EXCLUDE THE**
19 **2015-16 SCHOOL YEAR, DURING WHICH THE DEPARTMENT DOES NOT**
20 **RECOMMEND SCHOOL PLANS AS PROVIDED IN SUBSECTION (2.5) OF THIS**
21 **SECTION, FROM THE CALCULATION AND SHALL COUNT THE 2016-17**
22 **SCHOOL YEAR AS IF IT WERE CONSECUTIVE TO THE 2014-15 SCHOOL YEAR.**

23 **(2.5) Notwithstanding any provision of this article, or any**
24 **provision of state board rule that implements this article, to the contrary,**
25 **for the 2015-16 school year, the department shall NOT recommend to the**
26 **state board school plan types. ~~based on:~~ FOR THE 2015-16 SCHOOL YEAR,**
27 **EACH PUBLIC SCHOOL SHALL CONTINUE TO IMPLEMENT THE SCHOOL PLAN**

1 TYPE THAT WAS ASSIGNED FOR THE PRECEDING SCHOOL YEAR. THE
2 DEPARTMENT SHALL RECOMMEND TO THE STATE BOARD SCHOOL PLAN
3 TYPES FOR THE 2016-17 SCHOOL YEAR AND EACH SCHOOL YEAR
4 THEREAFTER.

5 (a) The type of school plan that the public school was required to
6 implement for the preceding school year;

7 (b) The level of participation by students enrolled in the public
8 school in the statewide assessments; and

9 (c) Valid and reliable data that meets the guidelines established by
10 the commissioner and that the school district of the public school or the
11 institute may submit to the department to demonstrate the public school's
12 progress in improving student performance with regard to the Colorado
13 academic standards and postsecondary and workforce readiness and in
14 attaining the statewide targets for the performance indicators, the school
15 district's or the institute's performance targets, and the public school's
16 performance targets for the preceding school year.

17 (2.7) AS PART OF THE PRESENTATION TO THE JOINT EDUCATION
18 COMMITTEE REQUIRED BY SECTION 2-7-203, C.R.S., IN 2015, THE
19 DEPARTMENT SHALL REPORT PROGRESS IN USING THE ASSESSMENT
20 RESULTS RECEIVED PURSUANT TO SECTION 22-7-1006.3 TO CALCULATE
21 FAIRLY AND IN A TIMELY MANNER EACH PUBLIC SCHOOL'S ACHIEVEMENT
22 OF THE PERFORMANCE INDICATORS. THE DEPARTMENT SHALL RECOMMEND
23 TO THE JOINT EDUCATION COMMITTEE WHETHER THE PROVISIONS OF
24 SUBSECTION (2.5) OF THIS SECTION SHOULD BE EXTENDED TO APPLY IN
25 SUBSEQUENT SCHOOL YEARS.

26 **SECTION 12.** In Colorado Revised Statutes, **repeal** part 4 of
27 article 7 of title 22.

1 **SECTION 13**. In Colorado Revised Statutes, 2-2-1801, **amend**
2 (1) (d) as follows:

3 **2-2-1801. Legislative declaration.** (1) The general assembly
4 finds that:

5 (d) At a minimum, the study should examine how the statewide
6 assessments required in sections ~~22-7-409~~, 22-7-1006 and ~~22-7-1013~~
7 22-7-1006.3, C.R.S., and in part 12 of article 7 of title 22, C.R.S., are
8 administered, how the data obtained from the assessments are used, and
9 the impact of the statewide assessments on local assessment systems,
10 instructional time, and administrative workload;

11 **SECTION 14**. In Colorado Revised Statutes, 2-2-1802, **amend**
12 (6) and (10) as follows:

13 **2-2-1802. Definitions.** As used in this part 18, unless the context
14 otherwise requires:

15 (6) "Local assessments" means assessments that a school district
16 or charter school adopts and administers pursuant to section ~~22-7-407~~,
17 22-7-1013 or 22-7-1205, C.R.S.

18 (10) "Statewide assessments" means the assessments administered
19 pursuant to section ~~22-7-409~~, ~~22-7-1006~~, 22-7-1006.3 or 22-7-1205,
20 C.R.S.

21 **SECTION 15**. In Colorado Revised Statutes, 18-1.3-407, **amend**
22 (3.4) (c) as follows:

23 **18-1.3-407. Sentences - youthful offenders - legislative**
24 **declaration - powers and duties of district court - authorization for**
25 **youthful offender system - powers and duties of department of**
26 **corrections - definitions.** (3.4) In addition to the powers granted to the
27 department of corrections in subsection (3.3) of this section, the

1 department of corrections may:

2 (c) Contract with any public or private entity, including but not
3 limited to a school district, for provision or certification of educational
4 services. Offenders receiving educational services or diplomas from a
5 school district under an agreement entered into pursuant to this paragraph
6 (c) shall not be included in computing the school district's student
7 performance on statewide assessments pursuant to ~~section 22-7-409~~
8 SECTION 22-7-1006.3, C.R.S., or the school district's levels of attainment
9 of the performance indicators pursuant to article 11 of title 22, C.R.S.

10 **SECTION 16.** In Colorado Revised Statutes, 22-1-104, **amend**
11 (4) (a) as follows:

12 **22-1-104. Teaching of history, culture, and civil government.**

13 (4) (a) In an effort to increase civic participation among young people,
14 each school district board of education shall convene a community forum
15 on a periodic basis, but not less than once every ten years, for all
16 interested persons to discuss adopted content standards in civics,
17 including the subjects described in subsection (2) of this section. ~~and in~~
18 ~~conformance with the plan to reexamine acceptable performance levels~~
19 ~~described in section 22-7-407 (2).~~

20 **SECTION 17.** In Colorado Revised Statutes, 22-1-123, **amend**
21 (5) (b) as follows:

22 **22-1-123. Protection of student data - parental or legal**
23 **guardian consent for surveys.** (5) (b) The requirement of written
24 consent pursuant to this subsection (5) applies throughout a public
25 school's curriculum and other school activities; except that the
26 requirement of written consent does not apply to a student's participation
27 in an assessment administered pursuant to ~~section 22-7-407 or 22-7-409~~

1 or part 10 of article 7 of this title. In implementing this subsection (5), the
2 school or school district and employees shall ensure that their first
3 responsibility is to students and their parents and shall allow only minimal
4 use of students' academic time by institutions, agencies, or organizations
5 outside the school or school district to gather information from students.

6 **SECTION 18.** In Colorado Revised Statutes, 22-2-106, **amend**
7 (1) (a.5) introductory portion and (1) (a.5) (V) as follows:

8 **22-2-106. State board - duties.** (1) It is the duty of the state
9 board:

10 (a.5) To adopt, on or before May 15, 2013, a comprehensive set
11 of guidelines for the establishment of high school graduation
12 requirements to be used by each school district board of education in
13 developing local high school graduation requirements. Each school
14 district board of education ~~shall retain~~ RETAINS the authority to develop
15 its own unique high school graduation requirements, so long as those
16 local high school graduation requirements meet or exceed any minimum
17 standards or basic core competencies or skills identified in the
18 comprehensive set of guidelines for high school graduation developed by
19 the state board pursuant to this paragraph (a.5). In developing the
20 guidelines for high school graduation, the state board shall utilize the
21 recommendations of the state graduation guidelines development council
22 established in section 22-7-414, as it existed prior to July 1, 2008, and
23 shall:

24 (V) Utilize standards-based education, as described in ~~section~~
25 ~~22-7-402, and as revised pursuant to~~ part 10 of article 7 of this title, as the
26 framework for the development of the guidelines for high school
27 graduation and consider how high school graduation requirements can be

1 articulated in a standards-based education system. ~~In the process of~~
2 ~~developing the guidelines for high school graduation, the state board shall~~
3 ~~ensure that the state model content standards, adopted pursuant to section~~
4 ~~22-7-406, are sufficiently rigorous, particularly in the core academic~~
5 ~~subject areas of mathematics, science, reading, and writing so that~~
6 ~~students are exposed to subject matter that research indicates will~~
7 ~~adequately prepare them for entrance into the workforce or the~~
8 ~~postsecondary education system. On or before August 1, 2007, the state~~
9 ~~board shall begin to receive public comment on the adequacy of the~~
10 ~~existing state model content standards. As part of receiving public~~
11 ~~comment, the state board is encouraged to form a stakeholder group of~~
12 ~~parents, teachers, administrators, and others to develop recommendations~~
13 ~~related to modernizing the state model content standards in mathematics,~~
14 ~~science, reading, and writing. On or before February 1, 2008, the state~~
15 ~~board shall report to the education committees of the house of~~
16 ~~representatives and the senate, or any successor committees, on the~~
17 ~~adequacy of the existing state model content standards in these subject~~
18 ~~matters.~~

19 **SECTION 19.** In Colorado Revised Statutes, 22-2-109, **amend**
20 (6) (a) introductory portion and (6) (a) (II) as follows:

21 **22-2-109. State board of education - additional duties - teacher**
22 **standards - principal standards.** (6) (a) On or before January 1, 2003,
23 the state board of education by rule shall adopt performance-based
24 principal licensure standards to guide the development of principal
25 preparation programs offered by institutions of higher education. The
26 state board of education shall develop said standards in collaboration with
27 institutions of higher education that offer principal preparation programs,

1 superintendents and local boards of education, and the commission on
2 higher education. The state board of education shall ensure that said
3 standards are consistent with national standards for principal preparation.
4 Said standards ~~shall~~ MUST include, but need not be limited to, the
5 following:

6 (II) Instructional skills and knowledge and the use of data
7 necessary to lead and organize a standards-based school that is
8 characterized by student proficiency in literacy and the state ~~model~~
9 content standards as described in ~~section 22-7-406~~ SECTION 22-7-1005.

10 **SECTION 20.** In Colorado Revised Statutes, 22-2-117, **amend**
11 (1.5) as follows:

12 **22-2-117. Additional power - state board - waiver of**
13 **requirements - rules.** (1.5) Notwithstanding any provision of this
14 section or any other provision of law, the state board shall not waive
15 requirements contained in article 11 of this title or ~~sections 22-7-409~~
16 SECTIONS 22-7-1006.3, 22-32-105, 22-32-109 (1) (bb) (I) and (2),
17 22-32-109.1 (2) (a), 22-32-146, and 22-33-104 (4).

18 **SECTION 21.** In Colorado Revised Statutes, 22-2-406, **amend**
19 (1) (a) as follows:

20 **22-2-406. Facility schools board duties - curriculum -**
21 **graduation standards - rules.** (1) In addition to any other duties
22 provided by law, the facility schools board shall:

23 (a) Adopt curriculum to be provided by approved facility schools.
24 At a minimum, the facility schools board shall align the curriculum for
25 the core subjects of reading, writing, mathematics, science, history, and
26 geography with the state ~~model~~ content standards adopted pursuant to
27 ~~section 22-7-406~~ SECTION 22-7-1005 and the STATE assessments

1 administered through the Colorado student assessment program pursuant
2 to section 22-7-409 AS PROVIDED IN SECTION 22-7-1006.3. The curriculum
3 shall MUST include a range of course work from which an approved
4 facility school may select courses that meet the needs of the students who
5 are placed at the facility.

6 **SECTION 22.** In Colorado Revised Statutes, 22-5-115, **amend**
7 (4) as follows:

8 **22-5-115. Financing boards of cooperative services.** (4) For
9 budget years commencing on or after July 1, 1996, any amount received
10 by a board of cooperative services pursuant to this section shall MUST be
11 used to fund professional educator development in standards-based
12 education, pursuant to the plan adopted by each school district pursuant
13 to section 22-7-407 (2) AS IMPLEMENTED THROUGH PART 10 OF ARTICLE
14 7 OF THIS TITLE, in each school district that is a member of such board and
15 in any nonmember school district that chooses to participate in a
16 professional educator development program with any board of
17 cooperative services.

18 **SECTION 23.** In Colorado Revised Statutes, 22-7-604.5, **amend**
19 (1) introductory portion, (1) (a) (VI) (A), (1) (a) (VI) (C), and (3) (a) as
20 follows:

21 **22-7-604.5. Alternative education campuses - criteria -**
22 **application - rule-making.** (1) A public school may apply to the state
23 board for designation as an alternative education campus. The state board
24 shall adopt rules specifying the criteria and application process for a
25 public school to be designated an alternative education campus. The rules
26 shall MUST include but need not be limited to:

27 (a) Criteria that a public school must meet to be designated an

1 alternative education campus, including but not limited to the following:

2 (VI) (A) Serving students who have severe limitations that
3 preclude appropriate administration of the assessments administered
4 pursuant to ~~section 22-7-409~~ SECTION 22-7-1006.3;

5 (C) Serving students who attend on a part-time basis and who
6 come from other public schools where the part-time students are counted
7 in the enrollment of the other public school; except that the results of the
8 assessments administered pursuant to ~~section 22-7-409~~ of SECTION
9 22-7-1006.3 TO all part-time students and high-risk students as defined in
10 subsection (1.5) of this section ~~shall~~ MUST be used in determining the
11 levels of attainment on the performance indicators for the public school
12 for which the student is counted for enrollment purposes;

13 (3) (a) Except as excluded pursuant to ~~section 22-7-409~~ SECTION
14 22-7-1006.3, the results of the assessments administered pursuant to
15 ~~section 22-7-409~~ for SECTION 22-7-1006.3 TO all part-time students
16 attending a school or a program that is designated an alternative education
17 campus pursuant to this section ~~shall~~ MUST be included in determining the
18 levels of attainment on the performance indicators achieved by the school
19 to which the student is assigned for enrollment purposes.

20 **SECTION 24.** In Colorado Revised Statutes, 22-7-802, **amend**
21 (3); and **repeal** (1) as follows:

22 **22-7-802. Definitions.** As used in this part 8, unless the context
23 otherwise requires:

24 (1) "~~CSAP~~" means the ~~Colorado student assessment program~~
25 ~~administered pursuant to section 22-7-409.~~

26 (3) "Eligible student" means a student who will begin fifth, sixth,
27 seventh, or eighth grade in the next academic year and who has received

1 an unsatisfactory proficiency level score on the STATE reading, writing,
2 or mathematics assessment administered ~~through the CSAP~~ PURSUANT TO
3 SECTION 22-7-1006.3 for the preceding academic year.

4 **SECTION 25.** In Colorado Revised Statutes, 22-11-103, **amend**
5 (33) as follows:

6 **22-11-103. Definitions.** As used in this article, unless the context
7 otherwise requires:

8 (33) "Statewide assessments" means the assessments administered
9 pursuant to ~~the Colorado student assessment program created in section~~
10 ~~22-7-409 or as part of the system of assessments adopted by the state~~
11 ~~board pursuant to section 22-7-1006~~ SECTION 22-7-1006.3.

12 **SECTION 26.** In Colorado Revised Statutes, 22-24-106, **amend**
13 (1) (c) and (1) (h) as follows:

14 **22-24-106. Department of education - powers - duties - state**
15 **board of education - rules.** (1) The department shall:

16 (c) Establish, by guidelines, any accommodations that a local
17 education provider must allow and the circumstances in which a local
18 education provider must allow the accommodations for English language
19 learners who are taking assessments pursuant to ~~section 22-7-409 or~~
20 ~~22-7-1006~~ SECTION 22-7-1006.3;

21 (h) Disaggregate the data received through the ~~statewide~~ STATE
22 assessment program pursuant to ~~section 22-7-409 or 22-7-1006~~ SECTION
23 22-7-1006.3 and report the English language proficiency and academic
24 achievement of English language learners, while they are receiving
25 services through the English language proficiency program and after they
26 exit the English language proficiency program through high school
27 graduation, as provided in part 5 of article 11 of this title; and

1 **SECTION 27.** In Colorado Revised Statutes, 22-30.5-104,
2 **amend** (6) (c) (II) as follows:

3 **22-30.5-104. Charter school - requirements - authority.**

4 (6) (c) A school district, on behalf of a charter school, may apply to the
5 state board for a waiver of a state statute or state rule that is not an
6 automatic waiver. Notwithstanding any provision of this subsection (6)
7 to the contrary, the state board may not waive any statute or rule relating
8 to:

9 (II) The assessments required to be administered pursuant to
10 ~~section 22-7-409~~ SECTION 22-7-1006.3;

11 **SECTION 28.** In Colorado Revised Statutes, 22-30.5-303,
12 **amend** (2) (b) introductory portion, (2) (b) (III), and (2) (b) (IV) as
13 follows:

14 **22-30.5-303. Independent charter schools - request for**

15 **proposals - response contents.** (2) (b) The state board shall adopt rules
16 specifying a schedule for receipt of the responses to the request for
17 proposals pursuant to paragraph (a) of this subsection (2), the formation
18 of a review committee and receipt of the recommendations of said
19 committee pursuant to section 22-30.5-304, and the selection of an
20 applicant and notification to the local board of education pursuant to
21 section 22-30.5-305. Said schedule ~~shall~~ **MUST** ensure the completion of
22 negotiations on the independent charter no later than May 30 of the year
23 in which the independent charter school is to open. The rules ~~shall~~ **MUST**
24 also specify the information that an independent charter proposal ~~shall~~
25 **MUST** include in order to be eligible for consideration. Such information
26 ~~shall~~ **MUST** include, but need not be limited to, the following:

27 (III) A description of the independent charter school's educational

1 program, student performance standards, annual targets for the measures
2 used to determine the levels of attainment of the performance indicators
3 specified in section 22-11-204, and curriculum, which ~~shall~~ MUST meet
4 or exceed the state ~~model content~~ PRESCHOOL THROUGH ELEMENTARY
5 AND SECONDARY EDUCATION standards adopted pursuant to ~~part 4 or part~~
6 10 of article 7 of this title and ~~shall~~ MUST be designed to enable each
7 student to achieve such standards and targets;

8 (IV) A description of the independent charter school's plan for
9 evaluating student performance, the types of assessments that ~~shall~~ MUST
10 be used to measure student progress toward achievement of the school's
11 student performance standards and the targets for the measures used to
12 determine the levels of attainment of the performance indicators,
13 including but not limited to the ~~statewide~~ STATE assessments administered
14 ~~under the Colorado student assessment program pursuant to section~~
15 ~~22-7-409~~ PURSUANT TO SECTION 22-7-1006.3, the timeline for
16 achievement of the school's student performance standards and the
17 targets, and the procedures for taking corrective action in the event that
18 student performance at the independent charter school fails to meet such
19 standards and targets;

20 **SECTION 29.** In Colorado Revised Statutes, 22-30.5-505,
21 **amend** (8) as follows:

22 **22-30.5-505. State charter school institute - institute board -**
23 **appointment - powers and duties - rules.** (8) The institute shall ensure
24 that each institute charter school adopts content standards ~~in a manner~~
25 ~~consistent with that required of school districts pursuant to section~~
26 ~~22-7-407~~ AS REQUIRED IN SECTION 22-7-1013.

27 **SECTION 30.** In Colorado Revised Statutes, 22-30.5-507,

1 **amend** (7) (b) (II) as follows:

2 **22-30.5-507. Institute charter school - requirements -**
3 **authority - rules.** (7) (b) An institute charter school may apply to the
4 state board, through the institute, for a waiver of state statutes and state
5 rules that are not automatic waivers. The state board may waive state
6 statutory requirements or rules promulgated by the state board; except that
7 the state board may not waive any statute or rule relating to:

8 (II) The assessments required to be administered pursuant to
9 ~~section 22-7-409~~ SECTION 22-7-1006.3;

10 **SECTION 31.** In Colorado Revised Statutes, 22-30.7-105,
11 **amend** (2) introductory portion and (2) (b) as follows:

12 **22-30.7-105. Program criteria - guidelines - quality standards**
13 **- records - rules.** (2) The following guidelines apply to each on-line
14 program or on-line school ~~that is~~ created or overseen pursuant to the
15 provisions of this article:

16 (b) Each student participating in an on-line program or on-line
17 school ~~shall be~~ IS subject to the ~~statewide~~ STATE assessments
18 administered pursuant to ~~section 22-7-409~~ SECTION 22-7-1006.3.

19 **SECTION 32.** In Colorado Revised Statutes, 22-32-109, **amend**
20 (1) (aa) as follows:

21 **22-32-109. Board of education - specific duties.** (1) In addition
22 to any other duty required to be performed by law, each board of
23 education shall have and perform the following specific duties:

24 (aa) To adopt ~~content standards and a plan for implementation of~~
25 ~~such content standards pursuant to the provisions of section 22-7-407~~
26 AND IMPLEMENT PRESCHOOL THROUGH ELEMENTARY AND SECONDARY
27 EDUCATION STANDARDS AS REQUIRED IN PART 10 OF ARTICLE 7 OF THIS

1 TITLE;

2 **SECTION 33.** In Colorado Revised Statutes, 22-32-109.6,
3 **amend** (2) (a) as follows:

4 **22-32-109.6. Board of education - specific duties - class size**
5 **reduction plans - alternative student achievement plans - definitions.**

6 (2) As used in this section, unless the context otherwise requires:

7 (a) "Class" means a non-elective class in kindergarten or the first,
8 second, or third grade or any combination of kindergarten or the first,
9 second, or third grades in a public school, which class provides
10 instruction in one or more of the ~~first priority state model content~~
11 ~~standards~~ areas of reading, writing, mathematics, science, history, or
12 geography. ~~as described in section 22-7-406 (1) (a).~~

13 **SECTION 34.** In Colorado Revised Statutes, 22-32.5-108,
14 **amend** (2) introductory portion and (2) (a) as follows:

15 **22-32.5-108. District of innovation - waiver of statutory and**
16 **regulatory requirements.** (2) Each district of innovation ~~shall continue~~
17 CONTINUES to be subject to all statutes and rules that are not waived by
18 the state board pursuant to subsection (1) of this section, including but not
19 limited to all statutes and rules concerning implementation of:

20 (a) ~~The Colorado student assessment program created in section~~
21 ~~22-7-409~~ STATE ASSESSMENT REQUIREMENTS SPECIFIED IN SECTION
22 22-7-1006.3;

23 **SECTION 35.** In Colorado Revised Statutes, 22-43.7-111,
24 **amend** (1) introductory portion and (1) (c) as follows:

25 **22-43.7-111. Reporting requirements - auditing by state**
26 **auditor.** (1) No later than February 15, 2010, and no later than each
27 February 15 thereafter, the board shall present a written report to the

1 education and finance committees of the house of representatives and the
2 senate and the capital development committee, or any successor
3 committees, regarding the provision of financial assistance to applicants
4 pursuant to this article. The report ~~shall~~ MUST include, at a minimum:

5 (c) A summary of any differences between the common physical
6 design elements and characteristics of the highest performing schools in
7 the state and the lowest performing schools in the state as measured by
8 academic productivity measures such as the ~~Colorado student assessment~~
9 ~~program created in part 4 of article 7 of this title~~ STATE ASSESSMENTS
10 ADMINISTERED PURSUANT TO SECTION 22-7-1006.3 or Colorado ACT
11 results; and

12 **SECTION 36.** In Colorado Revised Statutes, 22-54-103, **amend**
13 (1.5) (b) (IV) as follows:

14 **22-54-103. Definitions.** As used in this article, unless the context
15 otherwise requires:

16 (1.5) (b) For purposes of this subsection (1.5):

17 (IV) "District pupils who are English language learners" means
18 the number of pupils included in the district pupil enrollment for the
19 preceding budget year who were not eligible for free lunch pursuant to the
20 provisions of the federal "National School Lunch Act", 42 U.S.C. sec.
21 1751 et seq., and who are English language learners, as defined in section
22 22-24-103 (3), and:

23 (A) Whose scores were not included in calculating school
24 academic performance grades as provided in ~~section 22-7-409 (1.2) (d)~~
25 ~~(f) (C)~~ SECTION 22-7-1006.3; or

26 (B) Who took an assessment administered pursuant to ~~section~~
27 ~~22-7-409~~ SECTION 22-7-1006.3 in a language other than English.

1 **SECTION 37.** In Colorado Revised Statutes, 22-55-102, **amend**
2 (1) (b), (2) (a) (II), and (3) introductory portion as follows:

3 **22-55-102. Definitions.** As used in this article, unless the context
4 otherwise requires:

5 (1) "Accountability reporting" means any requirement established
6 in law that mandates school districts to report or provide information
7 relative to school improvement to the state board or the department,
8 including, but not limited to:

9 (b) Reporting requirements in connection with the administration
10 ~~and implementation of the Colorado student assessment program~~
11 ~~developed pursuant to part 4 of article 7 of this title~~ STATE ASSESSMENTS
12 PURSUANT TO SECTION 22-7-1006.3; or

13 (2) (a) "Accountable education reform" means any program or
14 plan for reforming preschool through twelfth-grade education in the state
15 that complies with accountability standards imposed by law on school
16 districts in the state, including, but not limited to, the requirements set
17 forth in:

18 (II) ~~Part 4 of article 7 of this title relating to the Colorado student~~
19 ~~assessment program~~ PART 10 OF ARTICLE 7 OF THIS TITLE.

20 (3) "Accountable programs to meet state academic standards"
21 include, but are not limited to, programs designed to assist students in
22 demonstrating improved academic achievement on ~~student~~ STATE
23 assessments administered ~~under the Colorado student assessment program~~
24 ~~developed pursuant to part 4 of article 7 of this title~~ PURSUANT TO
25 SECTION 22-7-1006.3. "Accountable programs to meet state academic
26 standards" include, but are not limited to, programs:

27 **SECTION 38.** In Colorado Revised Statutes, 22-60.5-110,

1 **amend** (3) (c) (I) as follows:

2 **22-60.5-110. Renewal of licenses.** (3) (c) In selecting
3 professional development activities for the renewal of a professional
4 license pursuant to this section, each licensee shall choose those activities
5 that will aid the licensee in meeting the standards for a professional
6 educator, including but not limited to the following goals:

7 (I) Knowledge of subject matter content and learning, including
8 knowledge and application of standards-based education pursuant to ~~part~~
9 ~~4~~ PART 10 of article 7 of this title;

10 **SECTION 39.** In Colorado Revised Statutes, 22-60.5-203,
11 **amend** (2) as follows:

12 **22-60.5-203. Assessment of professional competencies - rules.**

13 (2) The state board by rule shall identify the professional competencies
14 required of the applicants described in subsection (3) of this section
15 specifically in the context of the requirements of standards-based
16 education pursuant to the requirements of ~~part 4~~ PART 10 of article 7 of
17 this title. Such professional competencies ~~shall~~ apply to an applicant only
18 within the scope of the subject matter to be taught by the applicant.

19 **SECTION 40.** In Colorado Revised Statutes, 22-60.5-303,
20 **amend** (2) (h) as follows:

21 **22-60.5-303. Assessment of professional competencies.** (2) The
22 following list of areas of knowledge is a guideline to be used by the state
23 board of education and shall not be construed as inclusive or prescriptive:

24 (h) Knowledge and application of standards-based education
25 pursuant to ~~part 4~~ PART 10 of article 7 of this title.

26 **SECTION 41.** In Colorado Revised Statutes, 22-60.5-308,
27 **amend** (2) (h) as follows:

1 **22-60.5-308. Assessment of professional competencies.** (2) The
2 following list of areas of knowledge is a guideline to be used by the state
3 board of education and shall not be construed as inclusive or prescriptive:

4 (h) Knowledge and application of standards-based education
5 pursuant to ~~part 4~~ PART 10 of article 7 of this title.

6 **SECTION 42.** In Colorado Revised Statutes, 23-1-119.2, **amend**
7 (1) (a) and (1) (b) introductory portion as follows:

8 **23-1-119.2. Commission directive - notice of college**
9 **preparatory courses for high school students.** (1) The commission
10 shall adopt a policy on or before October 1, 2005, to:

11 (a) Obtain, on or before June 1 of each school year, from the
12 APPROPRIATE test ~~administrator for the standardized, curriculum-based,~~
13 ~~achievement, college entrance exam administered pursuant to section~~
14 ~~22-7-409 (1.5) (a), C.R.S., and the precollegiate exam~~ ADMINISTRATORS
15 the names and mailing addresses of all students enrolled in Colorado
16 public schools who take ~~either~~ A STANDARDIZED, CURRICULUM-BASED,
17 ACHIEVEMENT COLLEGE ENTRANCE EXAM OR A PRECOLLEGIATE exam;

18 (b) Beginning in the spring of 2006, send an annual notice
19 concerning college preparatory courses to the parent or legal guardian of
20 each student who takes ~~the~~ A standardized, curriculum-based,
21 achievement, college entrance exam ~~administered pursuant to section~~
22 ~~22-7-409 (1.5) (a), C.R.S., or the~~ OR A precollegiate exam. The
23 COMMISSION SHALL SEND THE notice ~~shall be sent~~ to the parent or legal
24 guardian prior to the start of a student's twelfth-grade year if the student
25 took the standardized, curriculum-based, achievement, college entrance
26 exam, or prior to the start of a student's eleventh-grade year if the student
27 took the precollegiate exam. At a minimum, the notice ~~shall~~ MUST

1 include:

2 **SECTION 43.** In Colorado Revised Statutes, 23-1-121, **amend**
3 (2) introductory portion and (2) (c) as follows:

4 **23-1-121. Commission directive - approval of educator**
5 **preparation programs - review.** (2) The commission shall adopt
6 policies establishing the requirements for educator preparation programs
7 offered by institutions of higher education. The department shall work in
8 cooperation with the state board of education in developing the
9 requirements for educator preparation programs. At a minimum, the
10 requirements ~~shall~~ **MUST** ensure that each educator preparation program
11 complies with section 23-1-125, is designed on a performance-based
12 model, and includes:

13 (c) Course work and field-based training that integrates theory and
14 practice and educates candidates in the methodologies, practices, and
15 procedures of standards-based education, as described in ~~parts 4 and~~ PART
16 10 of article 7 of title 22, C.R.S., and specifically in teaching to the ~~state~~
17 ~~academic standards adopted pursuant to section 22-7-406, C.R.S., or,~~
18 ~~beginning December 15, 2012, teaching to the~~ state preschool through
19 elementary and secondary education standards adopted pursuant to
20 section 22-7-1005, C.R.S.;

21 **SECTION 44.** In Colorado Revised Statutes, 26-6.5-101.5,
22 **repeal** (4) as follows:

23 **26-6.5-101.5. Definitions.** As used in this part 1, unless the
24 context otherwise requires:

25 (4) ~~"CSAP" means the Colorado student assessment program~~
26 ~~implemented pursuant to section 22-7-409, C.R.S.~~

27 **SECTION 45.** In Colorado Revised Statutes, 22-7-1003, **repeal**

1 (12), (13), (14), and (16) as follows:

2 **22-7-1003. Definitions.** As used in this part 10, unless the context
3 otherwise requires:

4 (12) "~~Pilot program~~" means the pilot program for administration
5 of postsecondary and workforce planning, preparation, and readiness
6 assessments implemented pursuant to section 22-7-1007.

7 (13) "~~Postsecondary and workforce planning assessment~~" means
8 an assessment or battery of assessments administered to students in eighth
9 or ninth grade that, at a minimum, tests in the areas of reading,
10 mathematics, and science, provides guidance regarding a student's level
11 of academic preparation for entry into postsecondary education or the
12 workforce, and is relevant to the student for purposes of postsecondary
13 planning.

14 (14) "~~Postsecondary and workforce preparation assessment~~"
15 means an assessment or battery of assessments administered to students
16 in tenth grade that, at a minimum, tests in the areas of reading,
17 mathematics, and science, provides guidance regarding a student's level
18 of academic preparation for entry into postsecondary education or the
19 workforce, and is relevant to college admission determinations.

20 (16) "~~Postsecondary and workforce readiness assessment~~" means
21 an assessment or battery of assessments administered to students in
22 eleventh grade that, at a minimum, tests in the areas of reading,
23 mathematics, and science and is relevant to college admission
24 determinations by institutions of higher education throughout the United
25 States.

26 **SECTION 46.** In Colorado Revised Statutes, 22-7-1005, **repeal**
27 (4) as follows:

1 **22-7-1005. Preschool through elementary and secondary**
2 **education - aligned standards - adoption - revisions.** (4) ~~In adopting~~
3 ~~the standards for preschool through elementary and secondary education~~
4 ~~pursuant to this section, the state board shall ensure that it includes~~
5 ~~standards for grades nine through twelve that are aligned with the~~
6 ~~postsecondary and workforce planning, preparation, and readiness~~
7 ~~assessments adopted by the state board and the commission pursuant to~~
8 ~~section 22-7-1008.~~

9 **SECTION 47.** In Colorado Revised Statutes, 22-7-1006, **amend**
10 (2) and (5) as follows:

11 **22-7-1006. Preschool through elementary and secondary**
12 **education - aligned assessments - adoption - revisions.** (2) In adopting
13 the system of assessments, the state board shall ensure that ~~it includes the~~
14 ~~postsecondary and workforce planning, preparation, and readiness~~
15 ~~assessments adopted by the state board and the commission pursuant to~~
16 ~~section 22-7-1008~~ THE ASSESSMENTS IT ADOPTS THAT ARE ADMINISTERED
17 IN GRADES NINE THROUGH TWELVE ARE DESIGNED TO ENABLE A STUDENT
18 TO DEMONSTRATE POSTSECONDARY AND WORKFORCE READINESS BY THE
19 TIME THE STUDENT GRADUATES FROM HIGH SCHOOL.

20 (5) (a) Every six years after the adoption of the system of
21 assessments pursuant to paragraph (a) of subsection (1) of this section,
22 the state board shall review and adopt any appropriate revisions to such
23 system of assessments. The state board may adopt revisions to an
24 assessment or adopt additional assessments, regardless of whether it
25 adopts any revision to the standards with which the assessment is aligned.
26 In adopting revisions to the system of assessments, the state board shall
27 ensure that the system of assessments continues to meet the requirements

1 specified in this section.

2 (b) IN REVIEWING THE ASSESSMENTS ADMINISTERED TO STUDENTS
3 ENROLLED IN GRADES NINE THROUGH TWELVE, THE STATE BOARD SHALL
4 ADOPT ANY REVISIONS THAT MAY BE NECESSARY TO ENSURE THAT THE
5 ASSESSMENTS ARE ALIGNED WITH ANY REVISIONS TO THE DESCRIPTION OF
6 POSTSECONDARY AND WORKFORCE READINESS ADOPTED BY THE STATE
7 BOARD AND THE COMMISSION PURSUANT TO SECTION 22-7-1008 (3) (a).

8 **SECTION 48.** In Colorado Revised Statutes, **repeal** 22-7-1007.

9 **SECTION 49.** In Colorado Revised Statutes, 22-7-1008, **amend**
10 (1) (b) and (2); and **repeal** (3) (b) as follows:

11 **22-7-1008. Postsecondary and workforce readiness description**
12 **- adoption - revision.** (1) (b) ~~Based on the data received by the~~
13 ~~department of education from the operation of the pilot program pursuant~~
14 ~~to section 22-7-1007, the state board and the commission may modify the~~
15 ~~description of postsecondary and workforce readiness as appropriate to~~
16 ~~ensure alignment of the standards for grades nine through twelve, the~~
17 ~~postsecondary and workforce planning, preparation, and readiness~~
18 ~~assessments, and the description of postsecondary and workforce~~
19 ~~readiness. The state board and the commission may further modify the~~
20 ~~description of postsecondary and workforce readiness as necessary based~~
21 ~~on the recommendations received through the peer review process on the~~
22 ~~amended state plan pursuant to section 22-7-1012 to ensure alignment of~~
23 ~~the postsecondary and workforce readiness description with the standards~~
24 ~~and assessments.~~

25 (2) (a) ~~On or before December 15, 2010, or as soon thereafter as~~
26 ~~fiscally practicable, the state board and the commission shall negotiate a~~
27 ~~consensus and adopt one or more postsecondary and workforce planning~~

1 assessments, postsecondary and workforce preparation assessments, and
2 postsecondary and workforce readiness assessments that local education
3 providers shall administer pursuant to section 22-7-1016. The state board
4 and the commission shall base the selection of the postsecondary and
5 workforce planning, preparation, and readiness assessments on the
6 information received through the operation of the pilot program, ensuring
7 that the selected assessments are aligned with the standards for grades
8 nine through twelve and with the description of postsecondary and
9 workforce readiness. THE STATE BOARD, IN ADOPTING STATE
10 ASSESSMENTS PURSUANT TO SECTION 22-7-1006, SHALL ENSURE THAT THE
11 STATE ASSESSMENTS ADMINISTERED TO STUDENTS ENROLLED IN GRADES
12 NINE THROUGH TWELVE ARE SUFFICIENT TO ENABLE A STUDENT TO
13 DEMONSTRATE POSTSECONDARY AND WORKFORCE READINESS BY THE
14 TIME THE STUDENT GRADUATES FROM HIGH SCHOOL.

15 (b) ~~Following adoption of the postsecondary and workforce~~
16 ~~planning, preparation, and readiness assessments, the state board and the~~
17 ~~commission shall negotiate a consensus and adopt scoring criteria for the~~
18 ~~postsecondary and workforce planning, preparation, and readiness~~
19 ~~assessments to indicate a student's level of postsecondary and workforce~~
20 ~~readiness, based on the student's level of performance on the assessments.~~
21 ~~The state board and the commission shall ensure that the scoring criteria~~
22 ~~for the postsecondary and workforce planning, preparation, and readiness~~
23 ~~assessments are aligned with the scoring criteria that apply to the system~~
24 ~~of assessments for preschool through elementary and secondary education~~
25 ~~standards.~~

26 (c) ~~The state board and the commission shall negotiate a~~
27 ~~consensus and modify the postsecondary and workforce planning,~~

1 preparation, and readiness assessments adopted pursuant to this section
2 as necessary in response to comments received through the peer review
3 process and to reflect the contents of the state plan approved pursuant to
4 section 22-7-1012.

5 (3) (b) Every six years after the adoption of the postsecondary and
6 workforce planning, preparation, and readiness assessments pursuant to
7 paragraph (a) of subsection (2) of this section, the state board and the
8 commission shall review, negotiate a consensus, and adopt any
9 appropriate revisions to such assessments. The state board and the
10 commission may adopt revisions to the postsecondary and workforce
11 planning, preparation, and readiness assessments, regardless of whether
12 they adopt any revisions to the postsecondary and workforce readiness
13 description. In adopting revisions to the assessments, the state board and
14 the commission shall ensure that the assessments continue to meet the
15 requirements specified in subsection (2) of this section. The state board
16 and the commission shall also review and adopt any appropriate revisions
17 to the scoring criteria.

18 **SECTION 50.** In Colorado Revised Statutes, 22-7-1012, **amend**
19 (2) (a) introductory portion and (2) (a) (I); and **repeal** (1) as follows:

20 **22-7-1012. State plan - amendments - peer review - final**
21 **adoption.** (1) The department of education shall solicit information from
22 local education providers that began administering postsecondary and
23 workforce planning, preparation, and readiness assessments prior to
24 implementation of the pilot program and from local education providers
25 and assessment vendors that are participating in the pilot program. The
26 department of education may contract with an independent, nationally
27 recognized third party to conduct a rigorous evaluation of the information

1 received and, based on the evaluation, to make recommendations to the
2 department and the state board concerning amendments to the state plan.

3 (2) (a) As soon as practicable under federal law, based on the
4 ~~evaluation of information received pursuant to subsection (1) of this~~
5 ~~section and on~~ information received by the state board pursuant to section
6 22-7-1010 and on any information received from the regional educator
7 meetings pursuant to section 22-7-1011, the department of education shall
8 submit to the federal department of education amendments to the state
9 plan for peer review and approval. The amendments, at a minimum, shall
10 include:

11 (I) Amendments to incorporate the preschool through elementary
12 and secondary education standards adopted by the state board pursuant to
13 section 22-7-1005; ~~including the standards for grades nine through twelve~~
14 ~~that are aligned with the postsecondary and workforce planning,~~
15 ~~preparation, and readiness assessments adopted pursuant to section~~
16 ~~22-7-1008;~~ and

17 **SECTION 51.** In Colorado Revised Statutes, 22-7-1015, **amend**
18 (3) (b) as follows:

19 **22-7-1015. Postsecondary and workforce readiness program**
20 **- technical assistance.** (3) (b) Notwithstanding the provisions of
21 paragraph (a) of this subsection (3), a local education provider may allow
22 a student who is receiving special education services to demonstrate
23 attainment of postsecondary and workforce readiness through a
24 differentiated plan for purposes of the postsecondary and workforce
25 readiness program, ~~and the postsecondary and workforce planning,~~
26 ~~preparation, and readiness assessments,~~ if required in the student's
27 individualized education program.

1 **SECTION 52.** In Colorado Revised Statutes, 22-7-1016, **amend**
2 (1), (2) (b), and (4) (a) as follows:

3 **22-7-1016. Assessments in grades nine through twelve -**
4 **transcripts.** (1) ~~Each local education provider shall administer the~~
5 ~~postsecondary and workforce planning, preparation, and readiness~~
6 ~~assessments adopted by the state board and the commission pursuant to~~
7 ~~section 22-7-1008 within two years of the adoption of such assessments.~~
8 Upon receiving the results following administration of the ~~postsecondary~~
9 ~~and workforce planning, preparation, and readiness~~ assessments
10 ADMINISTERED PURSUANT TO SECTION 22-7-1006.3 TO STUDENTS
11 ENROLLED IN GRADES NINE THROUGH TWELVE, the local education
12 provider shall provide to each student a printed copy of the student's
13 assessment results, and a teacher or counselor shall review each student's
14 results with the student and, to the extent practicable, with the student's
15 parent or legal guardian and determine the areas in which the student
16 continues to need instruction in order to demonstrate postsecondary and
17 workforce readiness prior to or upon attaining a high school diploma.

18 (2) Each high school student's final transcript shall describe the
19 student's level of postsecondary and workforce readiness by:

20 (b) Indicating the student's level of performance on the
21 ~~postsecondary and workforce planning, preparation, and readiness~~
22 ~~assessments ADMINISTERED TO THE STUDENT PURSUANT TO SECTION~~
23 ~~22-7-1006.3 IN GRADES NINE THROUGH TWELVE.~~

24 (4) (a) A local education provider shall not apply a student's level
25 of performance in the postsecondary and workforce readiness program or
26 on the ~~postsecondary and workforce planning, preparation, and readiness~~
27 ~~assessments ADMINISTERED TO THE STUDENT PURSUANT TO SECTION~~

1 22-7-1006.3 IN GRADES NINE THROUGH TWELVE to prohibit the student
2 from participating in any program operated by the local education
3 provider through which the student may earn postsecondary or career and
4 technical education course credits while enrolled in high school.

5 **SECTION 53.** In Colorado Revised Statutes, 22-7-1018, **amend**
6 (1) (c) (V), (1) (c) (VI), (1) (c) (VII), and (2) (b) as follows:

7 **22-7-1018. Cost study.** (1) (c) At a minimum, the cost study shall
8 address the costs associated with:

9 (V) Aligning the preschool, elementary, secondary, and
10 postsecondary education curricula with the postsecondary and workforce
11 readiness description; ~~and administering and reviewing the postsecondary~~
12 ~~and workforce planning, preparation, and readiness assessments;~~

13 (VI) Making changes to the postsecondary admissions processes
14 and publications to take into account the postsecondary and workforce
15 readiness description and the ~~postsecondary and workforce planning,~~
16 ~~preparation, and readiness~~ assessments ADMINISTERED PURSUANT TO
17 SECTION 22-7-1006.3 TO STUDENTS ENROLLED IN GRADES NINE THROUGH
18 TWELVE; and

19 (VII) Reviewing, adopting, and implementing standards in
20 educator preparation programs to incorporate the preschool through
21 elementary and secondary education standards, the school readiness
22 description, the system of assessments, the individualized readiness plans,
23 AND the postsecondary and workforce readiness description. ~~and the~~
24 ~~postsecondary and workforce planning, preparation, and readiness~~
25 ~~assessments.~~

26 (2) The entity selected to conduct the cost study shall submit
27 reports to the department of education and the department of higher

1 education in accordance with the following timeline:

2 (b) On or before October 1, 2011, a report of the costs pertaining
3 to implementation of the school readiness assessments AND the system of
4 assessments that is aligned with the preschool through elementary and
5 secondary education standards; and ~~the postsecondary and workforce~~
6 ~~planning, preparation, and readiness assessments; and~~

7 **SECTION 54.** In Colorado Revised Statutes, 22-7-302, **amend**
8 (2) as follows:

9 **22-7-302. Definitions.** As used in this part 3, unless the context
10 otherwise requires:

11 (2) "Close the achievement and growth gap" means to lessen the
12 variance in academic achievement and growth among student groups, as
13 reflected in ~~statewide~~ STATE assessment scores ~~or performance on~~
14 ~~postsecondary and workforce readiness assessments~~ and in calculations
15 of students' longitudinal academic growth, by improving the academic
16 achievement and growth of students in those groups that are
17 underperforming.

18 **SECTION 55.** In Colorado Revised Statutes, 22-11-103, **repeal**
19 (26) as follows:

20 **22-11-103. Definitions.** As used in this article, unless the context
21 otherwise requires:

22 (26) ~~"Postsecondary and workforce readiness assessment" shall~~
23 ~~have the same meaning as provided in section 22-7-1003 (16).~~

24 **SECTION 56.** In Colorado Revised Statutes, 22-11-202, **repeal**
25 (1) (c) as follows:

26 **22-11-202. Colorado growth model - technical advisory panel**
27 **- rules.** (1) (c) ~~Within ninety days after receiving the information from~~

1 the 2009-10 administration of the postsecondary and workforce planning,
2 preparation, and readiness assessments pursuant to section 22-7-1007, the
3 department shall recommend to the state board for adoption by rule any
4 necessary adjustments to the Colorado growth model to ensure that it
5 measures student academic growth over time toward attainment of the
6 standards adopted pursuant to section 22-7-1005 and attainment of
7 postsecondary and workforce readiness as described pursuant to section
8 22-7-1008. In recommending adjustments to the Colorado growth model,
9 the department shall consult with the technical advisory panel appointed
10 pursuant to subsection (2) of this section.

11 **SECTION 57.** In Colorado Revised Statutes, 22-11-204, **amend**
12 (4) (a) (I), (4) (b) (I), (4) (c) (I), (5) (a) (I) (F), (5) (b) (I) (F), (5) (c) (I)
13 (F), and (6) (c) as follows:

14 **22-11-204. Performance indicators - measures.** (4) The
15 department shall determine the level of attainment of each public high
16 school, each school district, the institute, and the state as a whole on the
17 postsecondary and workforce readiness indicator by using, at a minimum,
18 the following measures:

19 (a) For each public high school, the department shall calculate:

20 (I) The percentages of students enrolled in the eleventh grade in
21 the public high school who score at each achievement level on the
22 standardized, curriculum-based, achievement, college entrance
23 examination administered as a statewide assessment or the percentages of
24 students enrolled in each of the grade levels included in the public high
25 school who score at each achievement level on the ~~postsecondary and~~
26 ~~workforce readiness~~ assessments administered PURSUANT TO SECTION
27 22-7-1006.3 by the public high school;

1 (b) For each school district and the institute, the department shall
2 calculate:

3 (I) The overall percentages of students enrolled in the eleventh
4 grade in all of the district public high schools or all institute charter high
5 schools who score at each achievement level on the standardized,
6 curriculum-based, achievement, college entrance examination
7 administered as a statewide assessment or the percentages of students
8 enrolled in each of the grade levels included in the public high schools
9 who score at each achievement level on the ~~postsecondary and workforce~~
10 ~~readiness~~ assessments administered PURSUANT TO SECTION 22-7-1006.3
11 by the public high schools;

12 (c) For the state, the department shall calculate:

13 (I) The percentages of students enrolled in the eleventh grade in
14 public high schools statewide who score at each achievement level on the
15 standardized, curriculum-based, achievement, college entrance
16 examination administered as a statewide assessment or the percentages of
17 students enrolled in each of the grade levels included in the public high
18 schools statewide who score at each achievement level on the
19 ~~postsecondary and workforce readiness~~ assessments administered
20 PURSUANT TO SECTION 22-7-1006.3 by the public high schools;

21 (5) The department shall determine the level of attainment of each
22 public school, each school district, the institute, and the state as a whole
23 on the performance indicator that concerns the progress made in closing
24 the achievement and growth gaps by using the following measures:

25 (a) (I) For each public school, the department shall disaggregate
26 by student group:

27 (F) For each public high school, the percentage of students

1 enrolled in the eleventh grade in the public high school who score at each
2 achievement level of the standardized, curriculum-based, achievement,
3 college entrance examination or the percentages of students enrolled in
4 each of the grade levels included in the public high school who score at
5 each achievement level on the ~~postsecondary and workforce readiness~~
6 assessments administered PURSUANT TO SECTION 22-7-1006.3 by the
7 public high school; the percentages of students graduating from the public
8 high school who receive a diploma that includes a postsecondary and
9 workforce readiness endorsement or an endorsement for exemplary
10 demonstration of postsecondary and workforce readiness; and the
11 graduation and dropout rates.

12 (b) (I) For each school district and the institute, the department
13 shall disaggregate by student group:

14 (F) The overall percentage of students enrolled in the eleventh
15 grade in the district public high schools or the institute charter high
16 schools who score at each achievement level of the standardized,
17 curriculum-based, achievement, college entrance examination or the
18 percentages of students enrolled in each of the grade levels included in
19 the public high schools who score at each achievement level on the
20 ~~postsecondary and workforce readiness~~ assessments administered
21 PURSUANT TO SECTION 22-7-1006.3 by the public high schools; the overall
22 percentages of students graduating from the district public high schools,
23 or the institute charter high schools, who receive a diploma that includes
24 a postsecondary and workforce readiness endorsement or an endorsement
25 for exemplary demonstration of postsecondary and workforce readiness;
26 and the overall graduation and dropout rates for the district public high
27 schools or the institute charter high schools.

1 (c) (I) For the state, the department shall disaggregate by student
2 group:

3 (F) The percentage of students enrolled in the eleventh grade in
4 the public high schools in the state who score at each achievement level
5 of the standardized, curriculum-based, achievement, college entrance
6 examination or the percentages of students enrolled in each of the grade
7 levels included in the public high schools in the state who score at each
8 achievement level on the ~~postsecondary and workforce readiness~~
9 assessments administered PURSUANT TO SECTION 22-7-1006.3 by the
10 public high schools; the overall percentages of students graduating from
11 the public high schools in the state who receive diplomas that include
12 postsecondary and workforce readiness endorsements or endorsements for
13 exemplary demonstration of postsecondary and workforce readiness; and
14 the overall graduation and dropout rates for the public high schools in the
15 state.

16 (6) Notwithstanding any provision of this section to the contrary:

17 (c) The department may adjust the calculations specified in this
18 section as necessary to take into account students for whom no score is
19 recorded on the statewide assessments OR the standardized,
20 curriculum-based, achievement, college entrance examination. ~~or the~~
21 ~~postsecondary and workforce readiness assessments.~~

22 **SECTION 58.** In Colorado Revised Statutes, 23-1-113, **repeal** (6)
23 as follows:

24 **23-1-113. Commission directive - admission standards for**
25 **baccalaureate and graduate institutions of higher education - policy**
26 **- definitions.** (6) (a) ~~On or before December 15, 2010, pursuant to~~
27 ~~section 22-7-1008, C.R.S., the commission and the state board of~~

1 ~~education shall negotiate a consensus and adopt one or more~~
2 ~~postsecondary and workforce planning, preparation, and readiness~~
3 ~~assessments for use by school districts, boards of cooperative services,~~
4 ~~district charter high schools, and institute charter high schools. The~~
5 ~~commission and the state board of education also shall negotiate a~~
6 ~~consensus and adopt scoring criteria to indicate a student's level of~~
7 ~~postsecondary and workforce readiness, as provided in section 22-7-1008,~~
8 ~~C.R.S.~~

9 (b) ~~Every six years after the adoption of the postsecondary and~~
10 ~~workforce planning, preparation, and readiness assessments pursuant to~~
11 ~~section 22-7-1008, C.R.S., the commission and the state board of~~
12 ~~education may negotiate a consensus and adopt revisions to such~~
13 ~~assessments. The commission and the state board of education may also~~
14 ~~revise the scoring criteria for the postsecondary and workforce planning,~~
15 ~~preparation, and readiness assessments, as necessary.~~

16 **SECTION 59. Appropriation - adjustments to 2015 long bill.**

17 (1) To implement this act, the cash funds appropriation made in the
18 annual general appropriation act for the 2015-16 state fiscal year to the
19 department of education for the Colorado student assessment program is
20 decreased by \$2,287,270. This amount is from the state education fund
21 created in section 17 (4) (a) of article IX of the state constitution.

22 (2) For the 2015-16 state fiscal year, \$370,226 is appropriated to
23 the department of education. This appropriation is from the general fund.
24 To implement this act, the department may use this appropriation as
25 follows:

26 (a) \$302,641 for accountability and improvement planning, which
27 amount is based on an assumption that the department will require an

1 additional 3.1 FTE; and

2 (b) \$67,585 for information technology services.

3 (3) For the 2015-16 state fiscal year, \$261,940 is appropriated to
4 the department of education. This appropriation is from the state
5 education fund created in section 17 (4) (a) of article IX of the state
6 constitution. To implement this act, the department may use this
7 appropriation for preschool to postsecondary education alignment.

8 **SECTION 60. Safety clause.** The general assembly hereby finds,
9 determines, and declares that this act is necessary for the immediate
10 preservation of the public peace, health, and safety.