

**First Regular Session
Seventieth General Assembly
STATE OF COLORADO**

PREAMENDED

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

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

Hamner and Wilson, Lebsack

Senate Committees

Education
Appropriations

House Committees

Education
Appropriations

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/billsummaries>.)

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
3rd Reading Unamended
May 1, 2015

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, **add 22-7-1006.3 and**
3 **22-7-1006.5** as follows:

4 **22-7-1006.3. State assessments - administration - rules.**

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

11 (I) THE DEPARTMENT SHALL ADMINISTER A STATE ASSESSMENT IN
12 ENGLISH LANGUAGE ARTS AND A STATE ASSESSMENT IN MATHEMATICS TO
13 ALL STUDENTS ENROLLED IN GRADES THREE THROUGH NINE IN PUBLIC
14 SCHOOLS THROUGHOUT THE STATE.

15 (II) THE DEPARTMENT SHALL ADMINISTER A STATE ASSESSMENT
16 IN SCIENCE TO STUDENTS ENROLLED IN PUBLIC ELEMENTARY, MIDDLE, AND
17 HIGH SCHOOLS THROUGHOUT THE STATE. THE DEPARTMENT SHALL SELECT
18 THE SPECIFIC GRADES IN WHICH TO ADMINISTER THE STATE SCIENCE
19 ASSESSMENT, ENSURING THAT STUDENTS TAKE THE STATE SCIENCE
20 ASSESSMENT ONCE IN ELEMENTARY SCHOOL, ONCE IN MIDDLE SCHOOL,
21 AND ONCE IN HIGH SCHOOL; EXCEPT THAT THE DEPARTMENT SHALL NOT
22 ADMINISTER THE STATE SCIENCE ASSESSMENT TO STUDENTS ENROLLED IN
23 TWELFTH GRADE.

24 (b) AS SOON AS PRACTICABLE AFTER THE EFFECTIVE DATE OF THIS
25 SECTION, THE DEPARTMENT OF EDUCATION SHALL APPLY TO THE FEDERAL
26 DEPARTMENT OF EDUCATION FOR A WAIVER OF FEDERAL STATUTORY AND

1 REGULATORY REQUIREMENTS AS MAY BE NECESSARY TO ALLOW THE
2 DEPARTMENT TO SATISFY THE FEDERAL HIGH SCHOOL ASSESSMENT
3 REQUIREMENTS BY ADMINISTERING ASSESSMENTS IN ENGLISH LANGUAGE
4 ARTS AND MATHEMATICS TO STUDENTS ENROLLED IN NINTH GRADE.

5 (c) THE DEPARTMENT OF EDUCATION, IN COLLABORATION WITH
6 LOCAL EDUCATION PROVIDERS, SHALL ADMINISTER THE STATE
7 ASSESSMENTS ON A SCHEDULE THAT THE DEPARTMENT ANNUALLY SETS.

8 (d) IF ALL OR ANY PORTION OF A STATE ASSESSMENT REQUIRES A
9 STUDENT TO USE A COMPUTER TO TAKE THE ASSESSMENT, AT THE REQUEST
10 OF A LOCAL EDUCATION PROVIDER, THE DEPARTMENT OF EDUCATION MUST
11 ADMINISTER THE PORTIONS OF THE STATE ASSESSMENT THAT REQUIRE A
12 COMPUTER IN A FORMAT THAT A STUDENT MAY COMPLETE USING PENCIL
13 AND PAPER. EACH LOCAL EDUCATION PROVIDER SHALL REPORT TO THE
14 DEPARTMENT THE NUMBER OF STUDENTS IT ENROLLS WHO WILL TAKE THE
15 STATE ASSESSMENT IN A PENCIL-AND-PAPER FORMAT.

16 (e) THE DEPARTMENT SHALL REVIEW AND UPDATE ASSESSMENT
17 ADMINISTRATION AND SECURITY POLICIES AS NECESSARY TO MAINTAIN
18 THE INTEGRITY OF THE ASSESSMENTS.

19 (2) (a) THE DEPARTMENT OF EDUCATION SHALL SELECT AND THE
20 STATE SHALL PAY THE COSTS OF ADMINISTERING AN ASSESSMENT THAT IS
21 ALIGNED WITH THE STATE ACADEMIC STANDARDS AND IS A PREPARATION
22 ASSESSMENT FOR THE CURRICULUM-BASED, ACHIEVEMENT COLLEGE
23 ENTRANCE EXAM ADMINISTERED PURSUANT TO PARAGRAPH (b) OF THIS
24 SUBSECTION (2). EACH LOCAL EDUCATION PROVIDER SHALL ADMINISTER
25 THE ASSESSMENT FOR STUDENTS ENROLLED IN TENTH GRADE. EACH LOCAL
26 EDUCATION PROVIDER SHALL ADMINISTER THE TENTH-GRADE ASSESSMENT
27 ON A SCHEDULE THAT THE DEPARTMENT ANNUALLY SETS.

1 (b) THE DEPARTMENT OF EDUCATION SHALL SELECT AND THE
2 STATE SHALL PAY THE COSTS OF ADMINISTERING AN ASSESSMENT THAT IS
3 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. EACH LOCAL EDUCATION PROVIDER SHALL ADMINISTER THE
9 CURRICULUM-BASED ACHIEVEMENT COLLEGE ENTRANCE EXAM FOR
10 STUDENTS ENROLLED IN ELEVENTH GRADE. THE LOCAL EDUCATION
11 PROVIDER SHALL ADMINISTER THE WRITING PORTION OF THE
12 CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM TO EACH
13 STUDENT WHO REQUESTS THE OPPORTUNITY TO TAKE THE WRITING
14 PORTION. THE DEPARTMENT SHALL PAY THE COSTS OF ADMINISTERING THE
15 WRITING PORTION OF THE EXAM. ■ ■

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

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

1 TAKING THE CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE
2 EXAM ON AN ALTERNATE DATE AS PROVIDED IN THIS SUBPARAGRAPH (II).

3 (d) THE STATE BOARD SHALL ADOPT RULES TO ENSURE THAT THE
4 REQUIREMENTS OF THE ADMINISTRATOR OF THE CURRICULUM-BASED,
5 ACHIEVEMENT COLLEGE ENTRANCE EXAM, SUCH AS A SECURE
6 ENVIRONMENT, ARE MET AND TO IDENTIFY THE LEVEL OF NEED THAT A
7 STUDENT MUST DEMONSTRATE TO TAKE THE CURRICULUM-BASED,
8 ACHIEVEMENT COLLEGE ENTRANCE EXAM ON AN ALTERNATE DATE AS
9 PROVIDED IN SUBPARAGRAPH (II) OF PARAGRAPH (c) OF THIS SUBSECTION
10 (2).

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

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

23 (c) A STUDENT WHO HAS AN INDIVIDUALIZED EDUCATION
24 PROGRAM AS PROVIDED IN SECTION 22-20-108, AND WHOSE
25 INDIVIDUALIZED EDUCATION PROGRAM SPECIFIES THAT THE STUDENT
26 TAKES == == THE STATE'S ALTERNATE ASSESSMENT FOR STUDENTS WITH
27 SIGNIFICANT COGNITIVE DISABILITIES OR ANOTHER ASSESSMENT

1 APPROVED BY RULE OF THE STATE BOARD, IS NOT REQUIRED TO TAKE THE
2 STATE ASSESSMENTS ADMINISTERED PURSUANT TO SUBSECTION (1) OF
3 THIS SECTION, BUT THE STUDENT MUST TAKE THE ALTERNATE ASSESSMENT
4 OR THE OTHER APPROVED ASSESSMENT. EACH LOCAL EDUCATION
5 PROVIDER SHALL REPORT TO THE DEPARTMENT OF EDUCATION THE
6 RESULTS OF THE ALTERNATE ASSESSMENTS OR OTHER APPROVED
7 ASSESSMENTS ADMINISTERED TO STUDENTS ENROLLED BY THE LOCAL
8 EDUCATION PROVIDER. THE DEPARTMENT SHALL AGGREGATE THE
9 RESULTS SEPARATELY FOR EACH PUBLIC SCHOOL.

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

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

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

18 (II) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF
19 THIS PARAGRAPH (a) TO THE CONTRARY, A LOCAL EDUCATION PROVIDER
20 MAY ADMINISTER AN ASSESSMENT ADOPTED BY THE STATE BOARD IN A
21 LANGUAGE OTHER THAN ENGLISH FOR UP TO FIVE YEARS TO A STUDENT
22 WHO IS AN ENGLISH LANGUAGE LEARNER IF ALLOWED BY A WAIVER
23 RECEIVED FROM THE FEDERAL DEPARTMENT OF EDUCATION PURSUANT TO
24 PARAGRAPH (c) OF THIS SUBSECTION (4).

25 (b) THE STATE BOARD SHALL REVISE AS NECESSARY, AND THE
26 DEPARTMENT OF EDUCATION SHALL ADMINISTER, READING AND WRITING
27 ASSESSMENTS IN SPANISH FOR STUDENTS ENROLLED IN THE THIRD AND

1 FOURTH GRADES.

2 (c) AS SOON AS PRACTICABLE AFTER THE EFFECTIVE DATE OF THIS
3 SECTION, THE DEPARTMENT OF EDUCATION SHALL SUBMIT TO THE
4 FEDERAL DEPARTMENT OF EDUCATION A REQUEST FOR A WAIVER OF
5 FEDERAL LAW TO ENABLE A LOCAL EDUCATION PROVIDER TO ADMINISTER
6 A STATE ASSESSMENT IN A LANGUAGE OTHER THAN ENGLISH FOR UP TO
7 FIVE SCHOOL YEARS TO A STUDENT WHO IS AN ENGLISH LANGUAGE
8 LEARNER.

9 (5) (a) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO
10 THE CONTRARY, A STUDENT WHO IS AN ENGLISH LANGUAGE LEARNER, AS
11 DEFINED IN SECTION 22-24-103, AND WHO HAS BEEN ENROLLED IN A
12 SCHOOL IN THE UNITED STATES FOR FEWER THAN TWELVE MONTHS IS NOT
13 REQUIRED TO TAKE THE ENGLISH LANGUAGE ARTS ASSESSMENT REQUIRED
14 IN SUBSECTION (1) OF THIS SECTION. THE YEAR IN WHICH THE STUDENT
15 DOES NOT TAKE THE ENGLISH LANGUAGE ARTS ASSESSMENT IS INCLUDED
16 AS ONE OF THE THREE OR FIVE YEARS, AS APPLICABLE, IN WHICH THE
17 STUDENT MAY TAKE THE STATE ASSESSMENT IN HIS OR HER NATIVE
18 LANGUAGE AS PROVIDED IN SUBSECTION (4) OF THIS SECTION.

19 (b) IF ALLOWED BY FEDERAL LAW OR BY A WAIVER OF FEDERAL
20 LAW RECEIVED FROM THE FEDERAL DEPARTMENT OF EDUCATION
21 PURSUANT TO PARAGRAPH (c) OF THIS SUBSECTION (5), IN THE FIRST
22 TWENTY-FOUR MONTHS IN WHICH A STUDENT WHO IS AN ENGLISH
23 LANGUAGE LEARNER IS ENROLLED IN A SCHOOL IN THE UNITED STATES
24 AND TAKES THE ENGLISH LANGUAGE ARTS ASSESSMENT, THE DEPARTMENT
25 OF EDUCATION SHALL NOT INCLUDE THE STUDENT'S SCORES IN
26 CALCULATING ACHIEVEMENT OF THE PERFORMANCE INDICATORS
27 PURSUANT TO PART 2 OF ARTICLE 11 OF THIS TITLE FOR THE LOCAL

1 EDUCATION PROVIDER THAT ENROLLS THE STUDENT.

2 (c) AS SOON AS PRACTICABLE AFTER THE EFFECTIVE DATE OF THIS
3 SECTION, THE DEPARTMENT OF EDUCATION SHALL SUBMIT TO THE
4 FEDERAL DEPARTMENT OF EDUCATION A REQUEST FOR A WAIVER OF
5 FEDERAL LAW AS NECESSARY TO IMPLEMENT PARAGRAPH (b) OF THIS
6 SUBSECTION (5).

7 (6) THE DEPARTMENT OF EDUCATION, BY POLICY, MAY DETERMINE
8 WHETHER THE SCORES OF ONE OR MORE GROUPS OF STUDENTS ARE NOT
9 APPROPRIATE TO BE USED IN MEASURING THE LEVELS OF ATTAINMENT ON
10 THE PERFORMANCE INDICATORS, AS DEFINED IN SECTION 22-11-103. A
11 POLICY THAT THE DEPARTMENT ADOPTS PURSUANT TO THIS SUBSECTION
12 (6) MUST BE IN ACCORDANCE WITH THE REQUIREMENTS OF FEDERAL
13 STATUTES AND REGULATIONS.

14 (7) (a) THE DEPARTMENT OF EDUCATION SHALL PROVIDE TO EACH
15 LOCAL EDUCATION PROVIDER THE RESULTS OF ALL OF THE STATE
16 ASSESSMENTS THAT THE LOCAL EDUCATION PROVIDER ADMINISTERS AND
17 MAKE AVAILABLE TO LOCAL EDUCATION PROVIDERS THE STATE
18 ASSESSMENT DATA OF INDIVIDUAL STUDENTS THAT IS REQUIRED TO
19 MEASURE ACADEMIC PROGRESS OVER TIME. THE DEPARTMENT SHALL
20 ALIGN THE DISAGGREGATION OF STATE ASSESSMENT RESULTS WITH THE
21 EXCLUSION OF SCORES PERMITTED BY SUBSECTION (6) OF THIS SECTION.

22 (b) THE DEPARTMENT OF EDUCATION SHALL RELEASE TO THE
23 PUBLIC ONLY THOSE STATE ASSESSMENT RESULTS THAT THE DEPARTMENT
24 DEEMS VALID. THE DEPARTMENT SHALL NOT RELY ON STATE ASSESSMENT
25 RESULTS THAT THE DEPARTMENT HAS DEEMED INVALID IN PERFORMANCE
26 CALCULATIONS WHEN ASSIGNING ACCREDITATION LEVELS OR SCHOOL
27 PLAN TYPES, AS DESCRIBED IN ARTICLE 11 OF THIS TITLE, TO A LOCAL

1 EDUCATION PROVIDER. AT ANY TIME THAT THE DEPARTMENT RELEASES
2 STATE ASSESSMENT RESULTS TO THE PUBLIC, IN ADDITION TO RELEASING
3 THE RESULTS OF THE ENGLISH VERSIONS OF THE STATE ASSESSMENTS, THE
4 DEPARTMENT SHALL RELEASE THE RESULTS OF ANY STATE ASSESSMENTS
5 ADMINISTERED IN LANGUAGES OTHER THAN ENGLISH.

6 (c) AT THE REQUEST OF A LOCAL EDUCATION PROVIDER, THE
7 ENTITY THAT IS RESPONSIBLE FOR DEVELOPING A STATE ASSESSMENT
8 MUST RETURN TO THE LOCAL EDUCATION PROVIDER THE STUDENT
9 RESPONSES TO THE ESSAY PORTION AND APPROPRIATE PARAGRAPHS THAT
10 ARE RELEASED FROM THE ENGLISH LANGUAGE ARTS PORTION OF THE
11 STATE ASSESSMENT AND THE RESULTS OF ALL REQUESTED STATE
12 ASSESSMENTS. THE REQUESTING LOCAL EDUCATION PROVIDER MUST PAY
13 THE ENTITY FOR THE ACTUAL COST OF PHOTOCOPYING AND MAILING THE
14 ENGLISH LANGUAGE ARTS PORTION OF THE STATE ASSESSMENT. THE
15 REQUESTING LOCAL EDUCATION PROVIDER SHALL MAINTAIN THE
16 CONFIDENTIALITY OF ALL STATE ASSESSMENT RESULTS THAT IT RECEIVES
17 AND MAY USE THE ESSAY PORTION AND APPROPRIATE PARAGRAPHS ONLY
18 TO IMPROVE AN INDIVIDUAL STUDENT'S WRITING SKILLS.

19 (d) EACH LOCAL EDUCATION PROVIDER SHALL INCLUDE THE
20 RESULTS OF THE STATE ASSESSMENTS ADMINISTERED PURSUANT TO
21 SUBSECTION (1) OF THIS SECTION ON EACH STUDENT'S FINAL REPORT CARD
22 FOR THE APPLICABLE SCHOOL YEAR AND INCLUDE THE RESULTS IN THE
23 STUDENT'S PERMANENT ACADEMIC RECORD; EXCEPT THAT A LOCAL
24 EDUCATION PROVIDER MAY INCLUDE STATE ASSESSMENT DATA ON A
25 STUDENT'S FINAL REPORT CARD ONLY IF THE LOCAL EDUCATION PROVIDER
26 HAS SUFFICIENT TIME TO PROCESS THE STATE ASSESSMENT RESULTS AFTER
27 THEY ARE RELEASED.

1 (8) (a) EACH LOCAL EDUCATION PROVIDER SHALL ADOPT POLICIES
2 TO ENSURE THAT APPROPRIATE PERSONNEL WITHIN EACH SCHOOL DISTRICT
3 AND EACH INSTITUTE CHARTER SCHOOL SHARE WITH AND EXPLAIN TO THE
4 PARENT OR LEGAL GUARDIAN OF EACH STUDENT ENROLLED IN THE PUBLIC
5 SCHOOL THE STUDENT'S STATE ASSESSMENT RESULTS RETURNED TO
6 THE STUDENT'S PUBLIC SCHOOL PURSUANT TO SUBSECTION (7) OF THIS
7 SECTION.

8 (b) THE DEPARTMENT OF EDUCATION SHALL CREATE, MAINTAIN,
9 AND MAKE AVAILABLE TO LOCAL EDUCATION PROVIDERS AND PARENTS OR
10 LEGAL GUARDIANS, UPON REQUEST, A LIST OF RESOURCES AND PROGRAMS
11 THAT PUBLIC SCHOOLS AND PARENTS OR LEGAL GUARDIANS MAY ACCESS
12 TO ASSIST STUDENTS IN ADDRESSING SPECIFIC LEARNING ISSUES
13 IDENTIFIED BY THE STATE ASSESSMENT RESULTS PROVIDED PURSUANT TO
14 THIS SECTION.

15 (9) (a) THE DEPARTMENT OF EDUCATION SHALL PERMIT A
16 NONPUBLIC SCHOOL TO ADMINISTER THE STATE ASSESSMENTS REQUIRED
17 BY SUBSECTION (1) OF THIS SECTION AND SHALL PROVIDE TO THE
18 NONPUBLIC SCHOOL THE RESULTS OF ANY STATE ASSESSMENTS
19 ADMINISTERED. THE NONPUBLIC SCHOOL MUST PAY ALL COSTS
20 ASSOCIATED WITH ADMINISTERING AND PROVIDING RESULTS FOR THE
21 STATE ASSESSMENTS.

22 (b) A LOCAL EDUCATION PROVIDER, UPON THE REQUEST OF THE
23 PARENT OR LEGAL GUARDIAN OF A CHILD WHO IS PARTICIPATING IN A
24 NONPUBLIC HOME-BASED EDUCATIONAL PROGRAM PURSUANT TO SECTION
25 22-33-104.5, MUST PERMIT THE CHILD TO TAKE A STATE ASSESSMENT
26 REQUIRED BY SUBSECTION (1) OF THIS SECTION AND MUST PROVIDE TO THE
27 PARENT OR LEGAL GUARDIAN OF THE CHILD THE RESULTS OF STATE

1 ASSESSMENTS ADMINISTERED. THE PARENT OR LEGAL GUARDIAN OF THE
2 CHILD MUST PAY ALL COSTS ASSOCIATED WITH ADMINISTERING AND
3 PROVIDING RESULTS FOR THE STATE ASSESSMENTS.

4 (10) FOR EACH FISCAL YEAR, THE GENERAL ASSEMBLY SHALL
5 APPROPRIATE MONEYS IN THE ANNUAL GENERAL APPROPRIATION ACT TO
6 THE DEPARTMENT OF EDUCATION TO FUND ADMINISTRATION OF THE STATE
7 ASSESSMENTS AS DESCRIBED IN THIS SECTION, INCLUDING
8 ADMINISTRATION OF THE TENTH-GRADE ASSESSMENT AND THE
9 CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM
10 DESCRIBED IN SUBSECTION (2) OF THIS SECTION.

11 **22-7-1006.5. Pilot program - alternative assessments.**

12 (1) THERE IS CREATED A PILOT PROGRAM TO ALLOW LOCAL EDUCATION
13 PROVIDERS TO CREATE OR SELECT ASSESSMENTS, WHICH THE LOCAL
14 EDUCATION PROVIDER MAY ADMINISTER IN LIEU OF THE STATE
15 ASSESSMENTS AFTER THE LOCAL ASSESSMENTS ARE APPROVED BY THE
16 DEPARTMENT OF EDUCATION AS PROVIDED IN SUBSECTION (4) OF THIS
17 SECTION. THE GOALS OF THE PILOT PROGRAM ARE TO REDUCE THE
18 EMPHASIS ON A SINGLE STATEWIDE ASSESSMENT BY INCORPORATING
19 LOCAL ASSESSMENTS INTO THE STATE ACCOUNTABILITY SYSTEM AND TO
20 PROVIDE MORE TIMELY AND RELEVANT DATA TO EDUCATORS TO INFORM
21 INSTRUCTION THROUGHOUT THE SCHOOL YEAR, WHILE CONTINUING TO
22 PROVIDE COMPARATIVE DATA FOR STATE ACCOUNTABILITY PURPOSES.

23 (2) (a) FOR A LOCAL EDUCATION PROVIDER TO PARTICIPATE IN THE
24 PILOT PROGRAM AS DESCRIBED IN THIS SECTION, THE LOCAL SCHOOL
25 BOARD OR OTHER GOVERNING BODY OF THE LOCAL EDUCATION PROVIDER
26 MUST FIRST ADOPT A WRITTEN RESOLUTION THAT AUTHORIZES THE LOCAL
27 EDUCATION PROVIDER TO PARTICIPATE IN THE PILOT PROGRAM.

1 (b) IF AUTHORIZED BY ITS LOCAL SCHOOL BOARD OR OTHER
2 GOVERNING BODY, A LOCAL EDUCATION PROVIDER, INDIVIDUALLY OR IN
3 COMBINATION WITH ONE OR MORE OTHER LOCAL EDUCATION PROVIDERS,
4 MAY PARTICIPATE IN THE PILOT PROGRAM BY CREATING OR SELECTING
5 ASSESSMENTS THAT MEET THE REQUIREMENTS SPECIFIED IN SUBSECTION
6 (3) OF THIS SECTION AND ADMINISTERING THOSE ASSESSMENTS, IN
7 ADDITION TO THE STATE ASSESSMENTS REQUIRED IN SECTION 22-7-1006.3,
8 FOR AT LEAST TWO SCHOOL YEARS TO THE STUDENTS ENROLLED BY THE
9 LOCAL EDUCATION PROVIDER. AFTER ADMINISTERING THE ASSESSMENTS
10 FOR AT LEAST TWO SCHOOL YEARS, THE LOCAL EDUCATION PROVIDER
11 MUST SUBMIT TO THE DEPARTMENT OF EDUCATION THE ASSESSMENT
12 RESULTS FOR EACH YEAR IN WHICH THEY WERE ADMINISTERED AND THE
13 LOCAL EDUCATION PROVIDER'S DEMONSTRATION THAT THE RESULTS ARE
14 COMPARABLE TO THE RESULTS OBTAINED ON THE STATE ASSESSMENTS
15 ADMINISTERED IN THE SAME SCHOOL YEARS. A LOCAL EDUCATION
16 PROVIDER MAY CHOOSE TO ADMINISTER THE LOCAL ASSESSMENTS FOR
17 MORE THAN TWO SCHOOL YEARS IF NECESSARY TO OBTAIN SUFFICIENT
18 DATA TO SUBMIT TO THE DEPARTMENT.

19 (c) A LOCAL EDUCATION PROVIDER THAT PARTICIPATES IN THE
20 PILOT PROGRAM MUST:

21 (I) NOTIFY THE DEPARTMENT OF EDUCATION AT THE BEGINNING OF
22 EACH SCHOOL YEAR IN WHICH IT INTENDS TO ADMINISTER ASSESSMENTS
23 PURSUANT TO THIS SECTION AND IDENTIFY THE ASSESSMENTS THAT THE
24 LOCAL EDUCATION PROVIDER INTENDS TO ADMINISTER;

25 (II) NOTIFY THE PARENTS OF THE STUDENTS ENROLLED BY THE
26 LOCAL EDUCATION PROVIDER AT THE BEGINNING OF EACH SCHOOL YEAR
27 IN WHICH IT INTENDS TO ADMINISTER ASSESSMENTS PURSUANT TO THIS

1 SECTION THAT THE LOCAL EDUCATION PROVIDER IS CHOOSING TO
2 ADMINISTER ASSESSMENTS PURSUANT TO THIS SECTION IN ADDITION TO
3 THE STATE ASSESSMENTS REQUIRED IN SECTION 22-7-1006.3; AND

4 (III) IF THE LOCAL EDUCATION PROVIDER IS A SCHOOL DISTRICT,
5 WORK WITH THE SCHOOL DISTRICT'S PERSONNEL PERFORMANCE
6 EVALUATION COUNCIL CREATED PURSUANT TO SECTION 22-9-107 IN
7 SELECTING OR CREATING AND ADMINISTERING ASSESSMENTS PURSUANT
8 TO THIS SECTION.

9 (3) THE ASSESSMENTS THAT A LOCAL EDUCATION PROVIDER
10 CHOOSES TO ADMINISTER PURSUANT TO THIS SECTION MUST:

11 (a) ASSESS STUDENTS IN ALL OF THE SUBJECT AREAS AND AT ALL
12 OF THE GRADE LEVELS REQUIRED IN SECTION 22-7-1006.3;

13 (b) PROVIDE SUFFICIENT DATA EACH SCHOOL YEAR TO
14 DISAGGREGATE AND REPORT RESULTS FOR STUDENT GROUPS AS DEFINED
15 IN SECTION 22-11-103 (43);

16 (c) PROVIDE SUFFICIENT DATA EACH SCHOOL YEAR TO MEASURE,
17 FOR EACH STUDENT ENROLLED IN THE GRADES THAT ARE ASSESSED, THE
18 STUDENT'S PROGRESS IN MEETING THE STATE ACADEMIC STANDARDS; AND

19 (d) PROVIDE RESULTS THAT ARE COMPARABLE WITH THE STATE
20 ASSESSMENT RESULTS AND WITH THE ASSESSMENT RESULTS OBTAINED BY
21 OTHER LOCAL EDUCATION PROVIDERS ACROSS THE STATE.

22 (4) (a) AFTER A LOCAL EDUCATION PROVIDER ADMINISTERS
23 ASSESSMENTS PURSUANT TO THIS SECTION FOR AT LEAST TWO SCHOOL
24 YEARS AND SUBMITS THE ASSESSMENT RESULTS AND DEMONSTRATION OF
25 COMPARABILITY TO THE DEPARTMENT OF EDUCATION, THE DEPARTMENT
26 SHALL REVIEW AND EVALUATE THE ASSESSMENTS AND THE
27 COMPARABILITY DEMONSTRATION TO ENSURE COMPARABILITY OF THE

1 LOCAL ASSESSMENTS RESULTS WITH THE RESULTS OBTAINED FROM THE
2 STATE ASSESSMENTS AND WITH ANY OTHER LOCAL ASSESSMENTS THAT
3 THE DEPARTMENT APPROVES PURSUANT TO THIS SUBSECTION (4). THE
4 DEPARTMENT SHALL APPROVE THE USE OF THE LOCAL ASSESSMENTS IF IT
5 FINDS THAT THE ASSESSMENTS MEET THE REQUIREMENTS SPECIFIED IN
6 SUBSECTION (3) OF THIS SECTION AND THAT THE RESULTS ARE
7 COMPARABLE WITH THE STATE ASSESSMENTS AND WITH OTHER LOCAL
8 ASSESSMENTS THAT IT APPROVES. IF THE DEPARTMENT APPROVES A LOCAL
9 ASSESSMENT PURSUANT TO THIS SECTION, ANY LOCAL EDUCATION
10 PROVIDER MAY CHOOSE TO ADMINISTER THE LOCAL ASSESSMENT IN LIEU
11 OF THE STATE ASSESSMENTS REQUIRED IN SECTION 22-7-1006.3. IF THE
12 DEPARTMENT DOES NOT APPROVE THE LOCAL ASSESSMENTS, THE LOCAL
13 EDUCATION PROVIDER MAY CHOOSE TO CONTINUE ADMINISTERING THE
14 LOCAL ASSESSMENTS IN ADDITION TO THE STATE ASSESSMENTS IN ORDER
15 TO COLLECT ADDITIONAL DATA TO SUBMIT TO THE DEPARTMENT.

16 (b) AS SOON AS POSSIBLE AFTER THE EFFECTIVE DATE OF THIS
17 SECTION, THE DEPARTMENT OF EDUCATION SHALL NOTIFY THE FEDERAL
18 DEPARTMENT OF EDUCATION THAT THE STATE HAS AUTHORIZED LOCAL
19 EDUCATION PROVIDERS TO PARTICIPATE IN THE PILOT PROGRAM
20 DESCRIBED IN THIS SECTION. THE DEPARTMENT SHALL APPLY TO THE
21 FEDERAL DEPARTMENT OF EDUCATION FOR A WAIVER OF FEDERAL
22 STATUTORY AND REGULATORY REQUIREMENTS TO THE EXTENT
23 NECESSARY TO IMPLEMENT THE PILOT PROGRAM AND TO ENABLE LOCAL
24 EDUCATION PROVIDERS TO ADMINISTER APPROVED LOCAL ASSESSMENTS
25 IN LIEU OF THE STATE ASSESSMENTS AS PROVIDED IN PARAGRAPH (a) OF
26 THIS SUBSECTION (4).

27 (c) UPON THE REQUEST OF A LOCAL EDUCATION PROVIDER THAT

1 PARTICIPATES IN THE PILOT PROGRAM, THE DEPARTMENT SHALL PROVIDE
2 TECHNICAL ASSISTANCE TO THE LOCAL EDUCATION PROVIDER IN
3 SELECTING LOCAL ASSESSMENTS AND EVALUATING THE ASSESSMENT
4 RESULTS.

5 **SECTION 2.** In Colorado Revised Statutes, 22-7-1006, **amend**
6 (5); and **add** (1) (f) as follows:

7 **22-7-1006. Preschool through elementary and secondary**
8 **education - aligned assessments - adoption - revisions.** (1) (f) THE
9 STATE BOARD SHALL ENSURE THAT THE ASSESSMENTS ADOPTED PURSUANT
10 TO THIS SECTION ARE A COMBINATION OF CONSTRUCTED RESPONSE AND
11 SELECTED RESPONSE TASKS THAT REQUIRE THE STUDENT TO PRODUCE
12 INFORMATION OR PERFORM TASKS IN A WAY THAT THE STUDENT'S SKILLS
13 AND COMPETENCIES CAN BE MEASURED.

14 (5) Every six years after the adoption of the system of assessments
15 pursuant to paragraph (a) of subsection (1) of this section, the state board
16 shall review and adopt any appropriate revisions OR UPDATES to ~~such~~ THE
17 system of assessments, INCLUDING ANY ASSESSMENTS ADMINISTERED IN
18 LANGUAGES OTHER THAN ENGLISH. The state board may adopt revisions
19 to an assessment or adopt additional assessments, regardless of whether
20 it adopts any revision to the standards with which the assessment is
21 aligned. In adopting revisions to the system of assessments, the state
22 board shall ensure that the system of assessments continues to meet the
23 requirements specified in this section. THE DEPARTMENT OF EDUCATION
24 SHALL REVIEW AND UPDATE THE ADMINISTRATION AND SECURITY POLICIES
25 FOR ASSESSMENTS AS NECESSARY TO MAINTAIN THE INTEGRITY OF THE
26 ASSESSMENTS.

27 **SECTION 3.** In Colorado Revised Statutes, 22-7-1013, **add** (6),

1 (7), and (8) as follows:

2 **22-7-1013. Local education provider - preschool through**
3 **elementary and secondary education standards - adoption - academic**
4 **acceleration.** (6) EACH LOCAL EDUCATION PROVIDER SHALL ADOPT AND
5 IMPLEMENT A WRITTEN POLICY BY WHICH THE LOCAL EDUCATION
6 PROVIDER WILL DECIDE WHETHER THE STUDENTS ENROLLED BY THE LOCAL
7 EDUCATION PROVIDER WILL USE PENCIL AND PAPER TO COMPLETE ANY
8 PORTION OF A STATE ASSESSMENT ADMINISTERED PURSUANT TO SECTION
9 22-7-1006.3 THAT THE STUDENTS WOULD OTHERWISE COMPLETE USING A
10 COMPUTER. THE POLICY MUST ENSURE THAT THE LOCAL EDUCATION
11 PROVIDER MAKES THE DECISION IN CONSULTATION WITH PARENTS AND, IF
12 THE LOCAL EDUCATION PROVIDER IS A SCHOOL DISTRICT OR BOARD OF
13 COOPERATIVE SERVICES, THE PUBLIC SCHOOLS THAT THE LOCAL
14 EDUCATION PROVIDER OPERATES. THE LOCAL EDUCATION PROVIDER MAY
15 DECIDE THAT THE STUDENTS IN ONE OR MORE OF THE PUBLIC SCHOOLS, OR
16 IN ONE OR MORE OF THE CLASSROOMS OF THE PUBLIC SCHOOLS, OPERATED
17 BY THE LOCAL EDUCATION PROVIDER WILL USE PENCIL AND PAPER TO
18 COMPLETE THE COMPUTERIZED PORTIONS OF A STATE ASSESSMENT. EACH
19 YEAR BEFORE THE START OF FALL SEMESTER CLASSES, THE LOCAL
20 EDUCATION PROVIDER SHALL DISTRIBUTE COPIES OF THE POLICY TO THE
21 PARENTS OF STUDENTS ENROLLED IN THE LOCAL EDUCATION PROVIDER
22 AND POST A COPY OF THE POLICY ON THE LOCAL EDUCATION PROVIDER'S
23 WEB SITE.

24 (7) (a) EACH LOCAL EDUCATION PROVIDER SHALL ADOPT AND
25 IMPLEMENT PROCEDURES BY WHICH THE LOCAL EDUCATION PROVIDER, OR
26 THE PUBLIC SCHOOLS THAT THE LOCAL EDUCATION PROVIDER OPERATES,
27 SHALL ANNUALLY DISTRIBUTE AN ASSESSMENT CALENDAR TO THE

1 PARENTS OF STUDENTS ENROLLED BY THE LOCAL EDUCATION PROVIDER.
2 AT A MINIMUM, THE ASSESSMENT CALENDAR MUST SPECIFY THE
3 ESTIMATED HOURS EACH TESTING DAY THAT SPECIFIC CLASSES OR GRADES
4 WILL TAKE EACH ASSESSMENT AND IDENTIFY WHETHER THE ASSESSMENT
5 IS REQUIRED BY FEDERAL LAW OR STATE LAW OR SELECTED BY THE LOCAL
6 EDUCATION PROVIDER. THE PROCEDURES SHALL SPECIFY THE TIMING FOR
7 DISTRIBUTION OF THE CALENDAR AND REQUIRE THAT THE CALENDAR IS
8 DISTRIBUTED TO PARENTS AND POSTED ON THE LOCAL EDUCATION
9 PROVIDER'S WEB SITE.

10 (b) (I) IN ADDITION TO THE CALENDAR DESCRIBED IN PARAGRAPH
11 (a) OF THIS SUBSECTION (7), EACH LOCAL EDUCATION PROVIDER SHALL
12 PROVIDE WRITTEN INFORMATION TO THE PARENTS OF STUDENTS ENROLLED
13 BY THE LOCAL EDUCATION PROVIDER THAT DESCRIBES:

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

23 (B) THE ANTICIPATED CALENDAR FOR ADMINISTERING THE STATE
24 AND LOCAL ASSESSMENTS DURING THE SCHOOL YEAR; AND

25 (C) THE PURPOSES OF THE STATE ASSESSMENTS ADMINISTERED
26 PURSUANT TO SECTION 22-7-1006.3 AND ANY ADDITIONAL LOCAL
27 ASSESSMENTS THAT THE LOCAL EDUCATION PROVIDER ADMINISTERS AND

1 THE MANNER IN WHICH THE DEPARTMENT OF EDUCATION AND THE LOCAL
2 EDUCATION PROVIDER USES THE ASSESSMENT RESULTS.

3 (II) EACH LOCAL EDUCATION PROVIDER SHALL ANNUALLY
4 DISTRIBUTE THE WRITTEN INFORMATION TO PARENTS AS EARLY IN THE
5 SCHOOL YEAR AS POSSIBLE AND SHALL POST THE WRITTEN INFORMATION
6 ON THE LOCAL EDUCATION PROVIDER'S WEB SITE.

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

12 (8) (a) EACH LOCAL EDUCATION PROVIDER SHALL ADOPT AND
13 IMPLEMENT A WRITTEN POLICY AND PROCEDURE BY WHICH A STUDENT'S
14 PARENT MAY EXCUSE THE STUDENT FROM PARTICIPATING IN ONE OR MORE
15 OF THE STATE ASSESSMENTS ADMINISTERED PURSUANT TO SECTION
16 22-7-1006.3.

17 (b) IF A PARENT EXCUSES HIS OR HER STUDENT FROM
18 PARTICIPATING IN A STATE ASSESSMENT, A LOCAL EDUCATION PROVIDER
19 SHALL NOT IMPOSE NEGATIVE CONSEQUENCES, INCLUDING PROHIBITING
20 SCHOOL ATTENDANCE, IMPOSING AN UNEXCUSED ABSENCE, OR
21 PROHIBITING PARTICIPATION IN EXTRACURRICULAR ACTIVITIES, ON THE
22 STUDENT OR ON THE PARENT.

23

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

26 **22-7-1205. Reading competency - assessments - READ plan**
27 **creation - parental involvement.** (1) (a.5) EACH LOCAL EDUCATION

1 PROVIDER IS REQUIRED TO ADMINISTER A READING ASSESSMENT TO
2 STUDENTS ENROLLED IN KINDERGARTEN DURING THE FIRST NINETY DAYS
3 OF THE SCHOOL YEAR. IF THE LOCAL EDUCATION PROVIDER ADMINISTERS
4 THE READING ASSESSMENT WITHIN THE FIRST SIXTY DAYS OF THE SCHOOL
5 YEAR, IT IS NOT REQUIRED TO ADMINISTER THE LITERACY COMPONENT OF
6 THE SCHOOL READINESS ASSESSMENT AS PROVIDED IN SECTION 22-7-1014
7 (1) (a).

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

19 (d) IF, BASED ON A STUDENT'S SCORES ON THE APPROVED READING
20 ASSESSMENTS IN A SPECIFIC SCHOOL YEAR, A TEACHER FINDS THAT A
21 STUDENT DEMONSTRATES READING COMPETENCY APPROPRIATE FOR HIS OR
22 HER GRADE LEVEL, THE LOCAL EDUCATION PROVIDER IS NOT REQUIRED TO
23 ADMINISTER THE APPROVED INTERIM READING ASSESSMENTS TO THE
24 STUDENT FOR THE REMAINDER OF THE SPECIFIC SCHOOL YEAR.

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

27 **22-7-1209. State board - rules - department - duties.**

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

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

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

8 (E) THE LIST OF RECOMMENDED READING ASSESSMENTS AND
9 READING DIAGNOSTICS INCLUDES AT LEAST ONE ASSESSMENT AND ONE
10 DIAGNOSTIC THAT A STUDENT CAN COMPLETE USING PENCIL AND PAPER
11 RATHER THAN USING A COMPUTER.

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

14 **22-7-1014. Preschool individualized readiness plans - school**
15 **readiness - assessments.** (1) (a) Beginning in the fall semester of 2013,
16 each local education provider that provides a preschool or kindergarten
17 program shall ensure that each student enrolled in a preschool or
18 kindergarten program operated by the local education provider receives
19 an individualized readiness plan that addresses the preschool standards or
20 kindergarten standards, as appropriate, knowledge and skill areas in
21 which a student needs assistance to make progress toward school
22 readiness. IF A STUDENT IS IDENTIFIED AS HAVING A SIGNIFICANT READING
23 DEFICIENCY AS PROVIDED IN SECTION 22-7-1205, THE LOCAL EDUCATION
24 PROVIDER SHALL INCLUDE THE STUDENT'S READ PLAN CREATED
25 PURSUANT TO SECTION 22-7-1206 AS A COMPONENT OF THE STUDENT'S
26 INDIVIDUALIZED READINESS PLAN.

27 (2) (a) Beginning with students who enter kindergarten in the fall

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

18 **SECTION 7.** In Colorado Revised Statutes, 22-9-106, **amend**
19 (2.5) (b) (II) (A); and **add** (2.5) (c) as follows:

20 **22-9-106. Local boards of education - duties - performance**
21 **evaluation system - compliance - rules - repeal.** (2.5) (b) (II) (A) For
22 the 2014-15 academic year and every year thereafter, a local board shall
23 implement a licensed personnel evaluation system based on the quality
24 standards established pursuant to this article and rule of the state board,
25 including student academic growth; except that, for the 2014-15 academic
26 year only, a local board may determine at what percentage, if any, to
27 weigh student academic growth toward the final level of effectiveness

1 assigned to any person receiving an evaluation pursuant to this article. In
2 no instance may a local board weigh student academic growth, as used in
3 determining a final level of effectiveness, at greater than fifty percent.
4 FOR THE 2014-15 ACADEMIC YEAR, A LOCAL BOARD SHALL NOT USE THE
5 RESULTS OF THE STATE ASSESSMENTS ADMINISTERED PURSUANT TO
6 SECTION 22-7-1006.3 IN MEASURING STUDENT ACADEMIC GROWTH FOR
7 PURPOSES OF DETERMINING A PERSON'S LEVEL OF EFFECTIVENESS.

8 (c) NOTWITHSTANDING ANY PROVISION OF PARAGRAPH (e) OF
9 SUBSECTION (1) OF THIS SECTION OR SUBSECTION (7) OF THIS SECTION TO
10 THE CONTRARY:

11 (I) A LOCAL BOARD MAY USE THE RESULTS OF THE STATE
12 ASSESSMENTS ADMINISTERED PURSUANT TO SECTION 22-7-1006.3 IN THE
13 2014-15 SCHOOL YEAR ONLY AS BASELINE DATA FOR MEASURING STUDENT
14 ACADEMIC GROWTH IN THE 2015-16 SCHOOL YEAR AND SCHOOL YEARS
15 THEREAFTER; AND

16 (II) A LOCAL BOARD MAY USE THE RESULTS OF STATE
17 ASSESSMENTS ADMINISTERED PURSUANT TO SECTION 22-7-1006.3 AS A
18 MEASURE OF STUDENT ACADEMIC GROWTH FOR EVALUATIONS PREPARED
19 FOR THE SCHOOL YEAR IN WHICH THE ASSESSMENTS ARE ADMINISTERED
20 ONLY IF THE LOCAL BOARD RECEIVES THE RESULTS AT LEAST TWO WEEKS
21 BEFORE THE DATE BY WHICH PROBATIONARY TEACHERS AND
22 NONPROBATIONARY TEACHERS MUST RECEIVE THE WRITTEN EVALUATION
23 REPORT AS PROVIDED IN PARAGRAPH (c) OF SUBSECTION (1) OF THIS
24 SECTION. A LOCAL BOARD MAY USE THE RESULTS OF STATE ASSESSMENTS
25 AS MEASURES OF STUDENT ACADEMIC GROWTH FOR EDUCATOR
26 EVALUATIONS AND PROFESSIONAL DEVELOPMENT IN THE SCHOOL YEAR
27 FOLLOWING THE SCHOOL YEAR IN WHICH THE ASSESSMENTS ARE

1 ADMINISTERED. IN ANY YEAR IN WHICH A LOCAL BOARD DOES NOT
2 RECEIVE THE STATE ASSESSMENT RESULTS BY TWO WEEKS BEFORE THE
3 DEADLINE FOR THE WRITTEN EVALUATION REPORTS, THE LOCAL BOARD
4 MUST USE ALTERNATE MEASURES OF STUDENT ACADEMIC GROWTH,
5 INCLUDING THE RESULTS OF LOCAL ASSESSMENTS IF AVAILABLE. ■ ■

6 **SECTION 8.** In Colorado Revised Statutes, 22-11-207, amend
7 (4) as follows:

8 **22-11-207. Accreditation categories - criteria - rules.**

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

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

25 **SECTION 9.** In Colorado Revised Statutes, 22-11-208, amend
26 (1.5); and add (1.7) as follows:

27 **22-11-208. Accreditation - annual review - supports and**

1 **interventions - rules.** (1.5) Notwithstanding any provision of this article,
2 or any provision of state board rule that implements this article, to the
3 contrary, for the 2015-16 school year, the department shall NOT assign
4 accreditation ratings for school districts and the institute. based on: FOR
5 THE 2015-16 SCHOOL YEAR, EACH SCHOOL DISTRICT AND THE INSTITUTE
6 SHALL CONTINUE TO IMPLEMENT THE PLAN TYPE THAT WAS ASSIGNED FOR
7 THE PRECEDING SCHOOL YEAR. THE DEPARTMENT SHALL ASSIGN
8 ACCREDITATION RATINGS FOR SCHOOL DISTRICTS AND THE INSTITUTE FOR
9 THE 2016-17 SCHOOL YEAR AND EACH SCHOOL YEAR THEREAFTER.

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

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

14 (c) The level of participation on the statewide assessments by
15 students enrolled in the schools of the school district or in the institute
16 charter schools; and

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

25 (1.7) AS PART OF THE PRESENTATION TO THE JOINT EDUCATION
26 COMMITTEE REQUIRED BY SECTION 2-7-203, C.R.S., IN 2015, THE
27 DEPARTMENT SHALL REPORT PROGRESS IN USING THE ASSESSMENT

1 RESULTS RECEIVED PURSUANT TO SECTION 22-7-1006.3 TO CALCULATE
2 FAIRLY AND IN A TIMELY MANNER EACH SCHOOL DISTRICT'S AND THE
3 INSTITUTE'S ACHIEVEMENT OF THE PERFORMANCE INDICATORS. THE
4 DEPARTMENT SHALL RECOMMEND TO THE JOINT EDUCATION COMMITTEE
5 WHETHER THE PROVISIONS OF SUBSECTION (1.5) OF THIS SECTION SHOULD
6 BE EXTENDED TO APPLY IN SUBSEQUENT SCHOOL YEARS.

7 **SECTION 10.** In Colorado Revised Statutes, 22-11-210, amend
8 (1) (d) and (2.5); and add (2.7) as follows:

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

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

26 (2.5) Notwithstanding any provision of this article, or any
27 provision of state board rule that implements this article, to the contrary,

1 for the 2015-16 school year, the department shall NOT recommend to the
2 state board school plan types. based on: FOR THE 2015-16 SCHOOL YEAR,
3 EACH PUBLIC SCHOOL SHALL CONTINUE TO IMPLEMENT THE SCHOOL PLAN
4 TYPE THAT WAS ASSIGNED FOR THE PRECEDING SCHOOL YEAR. THE
5 DEPARTMENT SHALL RECOMMEND TO THE STATE BOARD SCHOOL PLAN
6 TYPES FOR THE 2016-17 SCHOOL YEAR AND EACH SCHOOL YEAR
7 THEREAFTER.

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

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

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

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

1 SUBSEQUENT SCHOOL YEARS.

2 **SECTION 11.** In Colorado Revised Statutes, **repeal** part 4 of
3 article 7 of title 22.

4 **SECTION 12.** In Colorado Revised Statutes, 2-2-1801, **amend**
5 (1) (d) as follows:

6 **2-2-1801. Legislative declaration.** (1) The general assembly
7 finds that:

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

14 **SECTION 13.** In Colorado Revised Statutes, 2-2-1802, **amend**
15 (6) and (10) as follows:

16 **2-2-1802. Definitions.** As used in this part 18, unless the context
17 otherwise requires:

18 (6) "Local assessments" means assessments that a school district
19 or charter school adopts and administers pursuant to section ~~22-7-407~~,
20 22-7-1013 or 22-7-1205, C.R.S.

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

24 **SECTION 14.** In Colorado Revised Statutes, 18-1.3-407, **amend**
25 (3.4) (c) as follows:

26 **18-1.3-407. Sentences - youthful offenders - legislative**
27 **declaration - powers and duties of district court - authorization for**

1 **youthful offender system - powers and duties of department of**
2 **corrections - definitions.** (3.4) In addition to the powers granted to the
3 department of corrections in subsection (3.3) of this section, the
4 department of corrections may:

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

13 **SECTION 15.** In Colorado Revised Statutes, 22-1-104, **amend**
14 (4) (a) as follows:

15 **22-1-104. Teaching of history, culture, and civil government.**
16 (4) (a) In an effort to increase civic participation among young people,
17 each school district board of education shall convene a community forum
18 on a periodic basis, but not less than once every ten years, for all
19 interested persons to discuss adopted content standards in civics,
20 including the subjects described in subsection (2) of this section. ~~and in~~
21 ~~conformance with the plan to reexamine acceptable performance levels~~
22 ~~described in section 22-7-407 (2).~~

23 **SECTION 16.** In Colorado Revised Statutes, 22-1-123, **amend**
24 (5) (b) as follows:

25 **22-1-123. Protection of student data - parental or legal**
26 **guardian consent for surveys.** (5) (b) The requirement of written
27 consent pursuant to this subsection (5) applies throughout a public

1 school's curriculum and other school activities; except that the
2 requirement of written consent does not apply to a student's participation
3 in an assessment administered pursuant to ~~section 22-7-407 or 22-7-409~~
4 ~~or~~ part 10 of article 7 of this title. In implementing this subsection (5), the
5 school or school district and employees shall ensure that their first
6 responsibility is to students and their parents and shall allow only minimal
7 use of students' academic time by institutions, agencies, or organizations
8 outside the school or school district to gather information from students.

9 **SECTION 17.** In Colorado Revised Statutes, 22-2-106, **amend**
10 (1) (a.5) introductory portion and (1) (a.5) (V) as follows:

11 **22-2-106. State board - duties.** (1) It is the duty of the state
12 board:

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

27 (V) Utilize standards-based education, as described in ~~section~~

1 ~~22-7-402, and as revised pursuant to part 10 of article 7 of this title, as the~~
2 ~~framework for the development of the guidelines for high school~~
3 ~~graduation and consider how high school graduation requirements can be~~
4 ~~articulated in a standards-based education system. In the process of~~
5 ~~developing the guidelines for high school graduation, the state board shall~~
6 ~~ensure that the state model content standards, adopted pursuant to section~~
7 ~~22-7-406, are sufficiently rigorous, particularly in the core academic~~
8 ~~subject areas of mathematics, science, reading, and writing so that~~
9 ~~students are exposed to subject matter that research indicates will~~
10 ~~adequately prepare them for entrance into the workforce or the~~
11 ~~postsecondary education system. On or before August 1, 2007, the state~~
12 ~~board shall begin to receive public comment on the adequacy of the~~
13 ~~existing state model content standards. As part of receiving public~~
14 ~~comment, the state board is encouraged to form a stakeholder group of~~
15 ~~parents, teachers, administrators, and others to develop recommendations~~
16 ~~related to modernizing the state model content standards in mathematics,~~
17 ~~science, reading, and writing. On or before February 1, 2008, the state~~
18 ~~board shall report to the education committees of the house of~~
19 ~~representatives and the senate, or any successor committees, on the~~
20 ~~adequacy of the existing state model content standards in these subject~~
21 ~~matters.~~

22 **SECTION 18.** In Colorado Revised Statutes, 22-2-109, **amend**
23 (6) (a) introductory portion and (6) (a) (II) as follows:

24 **22-2-109. State board of education - additional duties - teacher**
25 **standards - principal standards.** (6) (a) On or before January 1, 2003,
26 the state board of education by rule shall adopt performance-based
27 principal licensure standards to guide the development of principal

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

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

13 **SECTION 19.** In Colorado Revised Statutes, 22-2-117, **amend**
14 (1.5) as follows:

15 **22-2-117. Additional power - state board - waiver of**
16 **requirements - rules.** (1.5) Notwithstanding any provision of this
17 section or any other provision of law, the state board shall not waive
18 requirements contained in article 11 of this title or ~~sections 22-7-409~~
19 SECTIONS 22-7-1006.3, 22-32-105, 22-32-109 (1) (bb) (I) and (2),
20 22-32-109.1 (2) (a), 22-32-146, and 22-33-104 (4).

21 **SECTION 20.** In Colorado Revised Statutes, 22-2-406, **amend**
22 (1) (a) as follows:

23 **22-2-406. Facility schools board duties - curriculum -**
24 **graduation standards - rules.** (1) In addition to any other duties
25 provided by law, the facility schools board shall:

26 (a) Adopt curriculum to be provided by approved facility schools.
27 At a minimum, the facility schools board shall align the curriculum for

1 the core subjects of reading, writing, mathematics, science, history, and
2 geography with the state ~~model~~ content standards adopted pursuant to
3 ~~section 22-7-406~~ SECTION 22-7-1005 and the STATE assessments
4 administered ~~through the Colorado student assessment program pursuant~~
5 ~~to section 22-7-409~~ AS PROVIDED IN SECTION 22-7-1006.3. The curriculum
6 ~~shall~~ MUST include a range of course work from which an approved
7 facility school may select courses that meet the needs of the students who
8 are placed at the facility.

9 **SECTION 21.** In Colorado Revised Statutes, 22-5-115, **amend**
10 (4) as follows:

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

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

24 **22-7-604.5. Alternative education campuses - criteria -**
25 **application - rule-making.** (1) A public school may apply to the state
26 board for designation as an alternative education campus. The state board
27 shall adopt rules specifying the criteria and application process for a

1 public school to be designated an alternative education campus. The rules
2 ~~shall~~ MUST include but need not be limited to:

3 (a) Criteria that a public school must meet to be designated an
4 alternative education campus, including but not limited to the following:

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

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

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

23 **SECTION 23.** In Colorado Revised Statutes, 22-7-802, **amend**
24 (3); and **repeal** (1) as follows:

25 **22-7-802. Definitions.** As used in this part 8, unless the context
26 otherwise requires:

27 (1) "~~CSAP~~" means the ~~Colorado student assessment program~~

1 administered pursuant to ~~section 22-7-409~~.

2 (3) "Eligible student" means a student who will begin fifth, sixth,
3 seventh, or eighth grade in the next academic year and who has received
4 an unsatisfactory proficiency level score on the STATE reading, writing,
5 or mathematics assessment administered ~~through the CSAP PURSUANT TO~~
6 SECTION 22-7-1006.3 for the preceding academic year.

7 **SECTION 24.** In Colorado Revised Statutes, 22-11-103, **amend**
8 (33) as follows:

9 **22-11-103. Definitions.** As used in this article, unless the context
10 otherwise requires:

11 (33) "Statewide assessments" means the assessments administered
12 pursuant to ~~the Colorado student assessment program created in section~~
13 ~~22-7-409 or as part of the system of assessments adopted by the state~~
14 ~~board pursuant to section 22-7-1006~~ SECTION 22-7-1006.3.

15 **SECTION 25.** In Colorado Revised Statutes, 22-24-106, **amend**
16 (1) (c) and (1) (h) as follows:

17 **22-24-106. Department of education - powers - duties - state**
18 **board of education - rules.** (1) The department shall:

19 (c) Establish, by guidelines, any accommodations that a local
20 education provider must allow and the circumstances in which a local
21 education provider must allow the accommodations for English language
22 learners who are taking assessments pursuant to ~~section 22-7-409 or~~
23 ~~22-7-1006~~ SECTION 22-7-1006.3;

24 (h) Disaggregate the data received through the ~~statewide~~ STATE
25 assessment program pursuant to ~~section 22-7-409 or 22-7-1006~~ SECTION
26 22-7-1006.3 and report the English language proficiency and academic
27 achievement of English language learners, while they are receiving

1 services through the English language proficiency program and after they
2 exit the English language proficiency program through high school
3 graduation, as provided in part 5 of article 11 of this title; and

4 **SECTION 26.** In Colorado Revised Statutes, 22-30.5-104,
5 **amend** (6) (c) (II) as follows:

6 **22-30.5-104. Charter school - requirements - authority.**

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

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

14 **SECTION 27.** In Colorado Revised Statutes, 22-30.5-303,
15 **amend** (2) (b) introductory portion, (2) (b) (III), and (2) (b) (IV) as
16 follows:

17 **22-30.5-303. Independent charter schools - request for**
18 **proposals - response contents.** (2) (b) The state board shall adopt rules
19 specifying a schedule for receipt of the responses to the request for
20 proposals pursuant to paragraph (a) of this subsection (2), the formation
21 of a review committee and receipt of the recommendations of said
22 committee pursuant to section 22-30.5-304, and the selection of an
23 applicant and notification to the local board of education pursuant to
24 section 22-30.5-305. Said schedule ~~shall~~ **MUST** ensure the completion of
25 negotiations on the independent charter no later than May 30 of the year
26 in which the independent charter school is to open. The rules ~~shall~~ **MUST**
27 also specify the information that an independent charter proposal ~~shall~~

1 MUST include in order to be eligible for consideration. Such information
2 ~~shall~~ MUST include, but need not be limited to, the following:

3 (III) A description of the independent charter school's educational
4 program, student performance standards, annual targets for the measures
5 used to determine the levels of attainment of the performance indicators
6 specified in section 22-11-204, and curriculum, which ~~shall~~ MUST meet
7 or exceed the state ~~model content~~ PRESCHOOL THROUGH ELEMENTARY
8 AND SECONDARY EDUCATION standards adopted pursuant to ~~part 4 or part~~
9 10 of article 7 of this title and ~~shall~~ MUST be designed to enable each
10 student to achieve such standards and targets;

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

23 **SECTION 28.** In Colorado Revised Statutes, 22-30.5-505,
24 **amend** (8) as follows:

25 **22-30.5-505. State charter school institute - institute board -**
26 **appointment - powers and duties - rules.** (8) The institute shall ensure
27 that each institute charter school adopts content standards ~~in a manner~~

1 ~~consistent with that required of school districts pursuant to section~~
2 ~~22-7-407~~ AS REQUIRED IN SECTION 22-7-1013.

3 **SECTION 29.** In Colorado Revised Statutes, 22-30.5-507,
4 **amend** (7) (b) (II) as follows:

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

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

13 **SECTION 30.** In Colorado Revised Statutes, 22-30.7-105,
14 **amend** (2) introductory portion and (2) (b) as follows:

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

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

22 **SECTION 31.** In Colorado Revised Statutes, 22-32-109, **amend**
23 (1) (aa) as follows:

24 **22-32-109. Board of education - specific duties.** (1) In addition
25 to any other duty required to be performed by law, each board of
26 education shall have and perform the following specific duties:

27 (aa) To adopt ~~content standards and a plan for implementation of~~

1 ~~such content standards pursuant to the provisions of section 22-7-407~~
2 AND IMPLEMENT PRESCHOOL THROUGH ELEMENTARY AND SECONDARY
3 EDUCATION STANDARDS AS REQUIRED IN PART 10 OF ARTICLE 7 OF THIS
4 TITLE;

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

7 **22-32-109.6. Board of education - specific duties - class size**
8 **reduction plans - alternative student achievement plans - definitions.**

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

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

16 **SECTION 33.** In Colorado Revised Statutes, 22-32.5-108,
17 **amend** (2) introductory portion and (2) (a) as follows:

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

23 (a) ~~The Colorado student assessment program created in section~~
24 ~~22-7-409~~ STATE ASSESSMENT REQUIREMENTS SPECIFIED IN SECTION
25 22-7-1006.3;

26 **SECTION 34.** In Colorado Revised Statutes, 22-43.7-111,
27 **amend** (1) introductory portion and (1) (c) as follows:

1 **22-43.7-111. Reporting requirements - auditing by state**
2 **auditor.** (1) No later than February 15, 2010, and no later than each
3 February 15 thereafter, the board shall present a written report to the
4 education and finance committees of the house of representatives and the
5 senate and the capital development committee, or any successor
6 committees, regarding the provision of financial assistance to applicants
7 pursuant to this article. The report shall MUST include, at a minimum:

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

15 **SECTION 35.** In Colorado Revised Statutes, 22-54-103, **amend**
16 (1.5) (b) (IV) as follows:

17 **22-54-103. Definitions.** As used in this article, unless the context
18 otherwise requires:

19 (1.5) (b) For purposes of this subsection (1.5):

20 (IV) "District pupils who are English language learners" means
21 the number of pupils included in the district pupil enrollment for the
22 preceding budget year who were not eligible for free lunch pursuant to the
23 provisions of the federal "National School Lunch Act", 42 U.S.C. sec.
24 1751 et seq., and who are English language learners, as defined in section
25 22-24-103 (3), and:

26 (A) Whose scores were not included in calculating school
27 academic performance grades as provided in ~~section 22-7-409 (1.2) (d)~~

1 ~~(F)~~(C) SECTION 22-7-1006.3; or

2 (B) Who took an assessment administered pursuant to ~~section~~
3 ~~22-7-409~~ SECTION 22-7-1006.3 in a language other than English.

4 **SECTION 36.** In Colorado Revised Statutes, 22-55-102, **amend**
5 (1) (b), (2) (a) (II), and (3) introductory portion as follows:

6 **22-55-102. Definitions.** As used in this article, unless the context
7 otherwise requires:

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

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

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

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

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

1 SECTION 22-7-1006.3. "Accountable programs to meet state academic
2 standards" include, but are not limited to, programs:

3 **SECTION 37.** In Colorado Revised Statutes, 22-60.5-110,
4 **amend** (3) (c) (I) as follows:

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

10 (I) Knowledge of subject matter content and learning, including
11 knowledge and application of standards-based education pursuant to ~~part~~
12 ~~4~~ PART 10 of article 7 of this title;

13 **SECTION 38.** In Colorado Revised Statutes, 22-60.5-203,
14 **amend** (2) as follows:

15 **22-60.5-203. Assessment of professional competencies - rules.**

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

22 **SECTION 39.** In Colorado Revised Statutes, 22-60.5-303,
23 **amend** (2) (h) as follows:

24 **22-60.5-303. Assessment of professional competencies.** (2) The
25 following list of areas of knowledge is a guideline to be used by the state
26 board of education and shall not be construed as inclusive or prescriptive:

27 (h) Knowledge and application of standards-based education

1 pursuant to ~~part 4~~ PART 10 of article 7 of this title.

2 **SECTION 40.** In Colorado Revised Statutes, 22-60.5-308,
3 **amend** (2) (h) as follows:

4 **22-60.5-308. Assessment of professional competencies.** (2) The
5 following list of areas of knowledge is a guideline to be used by the state
6 board of education and shall not be construed as inclusive or prescriptive:

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

9 **SECTION 41.** In Colorado Revised Statutes, 23-1-119.2, **amend**
10 (1) (a) and (1) (b) introductory portion as follows:

11 **23-1-119.2. Commission directive - notice of college**
12 **preparatory courses for high school students.** (1) The commission
13 shall adopt a policy on or before October 1, 2005, to:

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

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

1 took the standardized, curriculum-based, achievement, college entrance
2 exam, or prior to the start of a student's eleventh-grade year if the student
3 took the precollegiate exam. At a minimum, the notice ~~shall~~ MUST
4 include:

5 **SECTION 42.** In Colorado Revised Statutes, 23-1-121, **amend**
6 (2) introductory portion and (2) (c) as follows:

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

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

24 **SECTION 43.** In Colorado Revised Statutes, 26-6.5-101.5,
25 **repeal** (4) as follows:

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

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

3 **SECTION 44.** In Colorado Revised Statutes, 22-7-1003, **repeal**
4 (12), (13), (14), and (16) as follows:

5 **22-7-1003. Definitions.** As used in this part 10, unless the context
6 otherwise requires:

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

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

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

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

1 States:

2 **SECTION 45.** In Colorado Revised Statutes, 22-7-1005, **repeal**
3 (4) as follows:

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

12 **SECTION 46.** In Colorado Revised Statutes, 22-7-1006, **amend**
13 (2) and (5) as follows:

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

23 (5) (a) Every six years after the adoption of the system of
24 assessments pursuant to paragraph (a) of subsection (1) of this section,
25 the state board shall review and adopt any appropriate revisions to such
26 system of assessments. The state board may adopt revisions to an
27 assessment or adopt additional assessments, regardless of whether it

1 adopts any revision to the standards with which the assessment is aligned.
2 In adopting revisions to the system of assessments, the state board shall
3 ensure that the system of assessments continues to meet the requirements
4 specified in this section.

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

11 **SECTION 47.** In Colorado Revised Statutes, **repeal** 22-7-1007.

12 **SECTION 48.** In Colorado Revised Statutes, 22-7-1008, **amend**
13 (1) (b) and (2); and **repeal** (3) (b) as follows:

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

1 (2) (a) ~~On or before December 15, 2010, or as soon thereafter as~~
2 ~~fiscally practicable, the state board and the commission shall negotiate a~~
3 ~~consensus and adopt one or more postsecondary and workforce planning~~
4 ~~assessments, postsecondary and workforce preparation assessments, and~~
5 ~~postsecondary and workforce readiness assessments that local education~~
6 ~~providers shall administer pursuant to section 22-7-1016. The state board~~
7 ~~and the commission shall base the selection of the postsecondary and~~
8 ~~workforce planning, preparation, and readiness assessments on the~~
9 ~~information received through the operation of the pilot program, ensuring~~
10 ~~that the selected assessments are aligned with the standards for grades~~
11 ~~nine through twelve and with the description of postsecondary and~~
12 ~~workforce readiness. THE STATE BOARD, IN ADOPTING STATE~~
13 ~~ASSESSMENTS PURSUANT TO SECTION 22-7-1006, SHALL ENSURE THAT THE~~
14 ~~STATE ASSESSMENTS ADMINISTERED TO STUDENTS ENROLLED IN HIGH~~
15 ~~SCHOOL ARE SUFFICIENT TO ENABLE A STUDENT TO DEMONSTRATE~~
16 ~~POSTSECONDARY AND WORKFORCE READINESS BY THE TIME THE STUDENT~~
17 ~~GRADUATES FROM HIGH SCHOOL.~~

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

1 standards.

2 ~~(c) The state board and the commission shall negotiate a~~
3 ~~consensus and modify the postsecondary and workforce planning,~~
4 ~~preparation, and readiness assessments adopted pursuant to this section~~
5 ~~as necessary in response to comments received through the peer review~~
6 ~~process and to reflect the contents of the state plan approved pursuant to~~
7 ~~section 22-7-1012.~~

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

21 **SECTION 49.** In Colorado Revised Statutes, 22-7-1012, **amend**
22 (2) (a) introductory portion and (2) (a) (I); and **repeal** (1) as follows:

23 **22-7-1012. State plan - amendments - peer review - final**
24 **adoption.** (1) The department of education shall solicit information from
25 local education providers that began administering postsecondary and
26 workforce planning, preparation, and readiness assessments prior to
27 implementation of the pilot program and from local education providers

1 ~~and assessment vendors that are participating in the pilot program. The~~
2 ~~department of education may contract with an independent, nationally~~
3 ~~recognized third party to conduct a rigorous evaluation of the information~~
4 ~~received and, based on the evaluation, to make recommendations to the~~
5 ~~department and the state board concerning amendments to the state plan.~~

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

14 (I) Amendments to incorporate the preschool through elementary
15 and secondary education standards adopted by the state board pursuant to
16 section 22-7-1005; ~~including the standards for grades nine through twelve~~
17 ~~that are aligned with the postsecondary and workforce planning,~~
18 ~~preparation, and readiness assessments adopted pursuant to section~~
19 ~~22-7-1008; and~~

20 **SECTION 50.** In Colorado Revised Statutes, 22-7-1015, **amend**
21 (3) (b) as follows:

22 **22-7-1015. Postsecondary and workforce readiness program**
23 **- technical assistance.** (3) (b) Notwithstanding the provisions of
24 paragraph (a) of this subsection (3), a local education provider may allow
25 a student who is receiving special education services to demonstrate
26 attainment of postsecondary and workforce readiness through a
27 differentiated plan for purposes of the postsecondary and workforce

1 readiness program, ~~and the postsecondary and workforce planning,~~
2 ~~preparation, and readiness assessments,~~ if required in the student's
3 individualized education program.

4 **SECTION 51.** In Colorado Revised Statutes, 22-7-1016, **amend**
5 (1), (2) (b), and (4) (a) as follows:

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

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

23 (b) Indicating the student's level of performance on the
24 ~~postsecondary and workforce planning, preparation, and readiness~~
25 assessments ADMINISTERED TO THE STUDENT PURSUANT TO SECTION
26 22-7-1006.3 IN **HIGH SCHOOL**.

27 (4) (a) A local education provider shall not apply a student's level

1 of performance in the postsecondary and workforce readiness program or
2 on the ~~postsecondary and workforce planning, preparation, and readiness~~
3 assessments ADMINISTERED TO THE STUDENT PURSUANT TO SECTION
4 22-7-1006.3 IN HIGH SCHOOL to prohibit the student from participating in
5 any program operated by the local education provider through which the
6 student may earn postsecondary or career and technical education course
7 credits while enrolled in high school.

8 **SECTION 52.** In Colorado Revised Statutes, 22-7-1018, **amend**
9 (1) (c) (V), (1) (c) (VI), (1) (c) (VII), and (2) (b) as follows:

10 **22-7-1018. Cost study.** (1) (c) At a minimum, the cost study shall
11 address the costs associated with:

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

16 (VI) Making changes to the postsecondary admissions processes
17 and publications to take into account the postsecondary and workforce
18 readiness description and the ~~postsecondary and workforce planning,~~
19 ~~preparation, and readiness~~ assessments ADMINISTERED PURSUANT TO
20 SECTION 22-7-1006.3 TO STUDENTS ENROLLED IN HIGH SCHOOL; and ■

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

1 (2) The entity selected to conduct the cost study shall submit
2 reports to the department of education and the department of higher
3 education in accordance with the following timeline:

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

9 **SECTION 53.** In Colorado Revised Statutes, 22-7-302, **amend**
10 (2) as follows:

11 **22-7-302. Definitions.** As used in this part 3, unless the context
12 otherwise requires:

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

20 **SECTION 54.** In Colorado Revised Statutes, 22-11-103, **repeal**
21 (26) as follows:

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

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

26 **SECTION 55.** In Colorado Revised Statutes, 22-11-202, **repeal**
27 (1) (c) as follows:

1 **22-11-202. Colorado growth model - technical advisory panel**
2 **- rules.** (1) (c) ~~Within ninety days after receiving the information from~~
3 ~~the 2009-10 administration of the postsecondary and workforce planning,~~
4 ~~preparation, and readiness assessments pursuant to section 22-7-1007, the~~
5 ~~department shall recommend to the state board for adoption by rule any~~
6 ~~necessary adjustments to the Colorado growth model to ensure that it~~
7 ~~measures student academic growth over time toward attainment of the~~
8 ~~standards adopted pursuant to section 22-7-1005 and attainment of~~
9 ~~postsecondary and workforce readiness as described pursuant to section~~
10 ~~22-7-1008. In recommending adjustments to the Colorado growth model,~~
11 ~~the department shall consult with the technical advisory panel appointed~~
12 ~~pursuant to subsection (2) of this section.~~

13 **SECTION 56.** In Colorado Revised Statutes, 22-11-204, **amend**
14 (4) (a) (I), (4) (b) (I), (4) (c) (I), (5) (a) (I) (F), (5) (b) (I) (F), (5) (c) (I)
15 (F), and (6) (c) as follows:

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

- 21 (a) For each public high school, the department shall calculate:
 - 22 (I) The percentages of students enrolled in the eleventh grade in
 - 23 the public high school who score at each achievement level on the
 - 24 standardized, curriculum-based, achievement, college entrance
 - 25 examination administered as a statewide assessment or the percentages of
 - 26 students enrolled in each of the grade levels included in the public high
 - 27 school who score at each achievement level on the ~~postsecondary and~~

1 ~~workforce readiness~~ assessments administered PURSUANT TO SECTION
2 22-7-1006.3 by the public high school;

3 (b) For each school district and the institute, the department shall
4 calculate:

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

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

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

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

27 (a) (I) For each public school, the department shall disaggregate

1 by student group:

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

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

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

1 and the overall graduation and dropout rates for the district public high
2 schools or the institute charter high schools.

3 (c) (I) For the state, the department shall disaggregate by student
4 group:

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

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

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

24 **SECTION 57.** In Colorado Revised Statutes, 23-1-113, **repeal** (6)
25 as follows:

26 **23-1-113. Commission directive - admission standards for**
27 **baccalaureate and graduate institutions of higher education - policy**

1 - **definitions.** (6) (a) ~~On or before December 15, 2010, pursuant to~~
2 ~~section 22-7-1008, C.R.S., the commission and the state board of~~
3 ~~education shall negotiate a consensus and adopt one or more~~
4 ~~postsecondary and workforce planning, preparation, and readiness~~
5 ~~assessments for use by school districts, boards of cooperative services,~~
6 ~~district charter high schools, and institute charter high schools. The~~
7 ~~commission and the state board of education also shall negotiate a~~
8 ~~consensus and adopt scoring criteria to indicate a student's level of~~
9 ~~postsecondary and workforce readiness, as provided in section 22-7-1008,~~
10 ~~C.R.S.~~

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

18 **SECTION 58. Appropriation - adjustments to 2015 long bill.**

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

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

1 (a) \$302,641 for accountability and improvement planning, which
2 amount is based on an assumption that the department will require an
3 additional 3.1 FTE; and

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

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

10 **SECTION 59. Safety clause.** The general assembly hereby finds,
11 determines, and declares that this act is necessary for the immediate
12 preservation of the public peace, health, and safety.