

Second Regular Session
Seventy-first General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 18-0360.01 Julie Pelegrin x2700

HOUSE BILL 18-1355

HOUSE SPONSORSHIP

Pettersen and Sias,

SENATE SPONSORSHIP

Gardner and Moreno,

House Committees
Education

Senate Committees

A BILL FOR AN ACT

101 CONCERNING CHANGES TO THE ACCOUNTABILITY SYSTEM FOR THE
102 ELEMENTARY AND SECONDARY PUBLIC EDUCATION SYSTEM TO
103 STRENGTHEN THE ACCOUNTABILITY SYSTEM FOR THE BENEFIT
104 OF STUDENTS.

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://leg.colorado.gov>.)

The bill changes the criteria that the department of education (department) must consider in assigning an accreditation category to a school district or the state charter school institute (institute) or in

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

recommending the type of performance plan that a public school must implement. The bill clarifies that a school district or the institute, on its own behalf or on behalf of one of its public schools, may request reconsideration of the initial accreditation category or performance plan assignment. The bill specifies criteria the department may apply as part of the reconsideration.

The bill directs the department to make training in governance and turnaround best practices available to the directors of the board of education of a school district that is accredited with improvement plan or lower or that includes a public school that is required to implement a priority improvement or turnaround plan and to make materials and training available to parents, school personnel, and school district and school accountability committees. The bill allows, rather than requires, the commissioner of education (commissioner) to assign the state review panel to evaluate a school district's, the institute's, or a public school's turnaround plan. And the commissioner may require the state review panel to conduct one or more on-site visits as part of the evaluation.

In the third year in which a school district or the institute is accredited with priority improvement plan or lower, or earlier at the school district's or institute's request, the school district or institute must hold a parent and community meeting. Department personnel must attend the meeting. The bill specifies the information that must be provided at the meeting and the requirements for providing notice of the meeting. A school district or the institute, as appropriate, must also hold a parent and community meeting for a public school that is in the third year of implementing a priority improvement or turnaround plan, or earlier, and must combine the parent and community meeting with the public meeting required under existing law. Department personnel must attend the meeting. The department may require a school district or an institute charter school to provide proof of compliance with other public meeting requirements that apply to adoption of a priority improvement or turnaround plan.

Under current law, if a school district or the institute is accredited with priority improvement plan or lower for 5 consecutive years, the department may recommend that the state board of education (state board) remove the school district's or institute's accreditation. The bill changes the time period, beginning with the 2018-19 school year, by providing that, if a school district or the institute performs at a level that results in being accredited with priority improvement plan or lower for 2 consecutive years followed by 3 additional years, consecutive or nonconsecutive, for a total of 5 years, the state board must require the school district or institute to take action as provided in statute. But if the school district or institute performs at a level that results in being accredited at a level higher than priority improvement plan for 2 consecutive years after the first 2 of the 5 years, then the 5 years stop

accumulating. This change to calculating the 5 years also applies to a public school that performs at a level that results in being required to adopt a priority improvement or turnaround plan. While the 5 years are accumulating, the school district, institute, or public school is on performance watch. For the fourth year in which a public school, a school district, or the institute is on performance watch, the priority improvement or turnaround plan adopted by the public school, school district, or institute must include a description of how it would implement the actions that the state board may direct at the completion of 5 years on performance watch.

The bill also changes the consequences for completing 5 years on performance watch. Under the bill, the commissioner must assign the state review panel to evaluate the school district's or the institute's performance and recommend one or more of several specified actions, which may include removal of accreditation. After considering the recommendations, the state board must determine the appropriate actions and direct the school district or institute accordingly. The school district or institute then goes on a 2-year cycle of evaluation by the state review panel, which may result in additional directions from the state board to the school district or institute. The school district or institute remains subject to the 2-year cycle until it performs at a level that results in being accredited with improvement plan or higher for 2 consecutive years. A comparable requirement for a 2-year cycle of review by the state review panel applies to a public school that completes 5 years on performance watch.

The bill clarifies that the state board, at the request of a school district or the institute, may direct the school district or institute to take one of the specific actions, for itself or for a public school, before the school district, institute, or public school completes the 5 years on performance watch.

The bill makes several changes to implementation of the performance indicators for measuring the performance of public schools, school districts, the institute, and the state, including:

- ! Repealing the specific details for calculating performance of the achievement and longitudinal growth indicators and directing the state board to specify calculations in rule;
- ! Specifying a performance indicator that measures growth to standards;
- ! Changing the terminology for describing a student's performance on the statewide assessments; and
- ! Removing the performance indicator concerning closing the achievement gaps and requiring the department to disaggregate performance by student groups in each of the remaining performance indicators and separately account for the performance of each student group on each

performance indicator.

The bill requires the school district accountability committees to meet quarterly to discuss whether school district leadership, personnel, and infrastructure are advancing or impeding school district performance.

The bill requires the annual performance reports for public schools, school districts, the institute, and the state to specify the percentage of students enrolled by each public school, school district, or the institute who score at each of the performance levels on the statewide assessments.

The bill identifies additional innovations that a public school may adopt if the state board directs that a school district convert the public school into a school of innovation.

The bill changes the existing school turnaround leaders development program to the school transformation grant program. Under the school transformation grant program, in addition to awarding grants for the development of school turnaround leaders, the state board must award grants to applying school districts, the institute, and charter schools for educator professional development and to implement instructional transformation in the public schools.

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-11-207, **amend**
3 (2) introductory portion, (2)(a), and (4)(a); **repeal** (2)(c), (2)(d), (2)(e),
4 and (2)(f); and **add** (2.5), (5), and (6) as follows:

5 **22-11-207. Accreditation categories - criteria - rules.** (2) The
6 state board shall promulgate rules establishing objective, measurable
7 criteria that the department shall apply in determining the appropriate
8 accreditation category for each school district and the institute, placing
9 the greatest emphasis on attainment of the performance indicators. At a
10 minimum, the rules ~~shall~~ **MUST** take into consideration:

11 (a) A school district's or the institute's level of attainment of the
12 statewide targets on the performance indicators; ~~and the targets annually~~
13 ~~established by the school district or the institute, including the levels of~~
14 ~~attainment of the individual district public schools or the institute charter~~

1 ~~schools in meeting their annual targets;~~

2 (c) ~~The length of time during which a school district or the~~
3 ~~institute has been unable to meet the statewide targets or its own targets;~~

4 (d) ~~The improvements, changes, and interventions a school district~~
5 ~~or the institute implements to improve its performance if it is not meeting~~
6 ~~the statewide targets or its own targets;~~

7 (e) ~~The improvements, changes, and interventions a school district~~
8 ~~or the institute implements in any public school of the district or institute~~
9 ~~charter school that is required to adopt an improvement, priority~~
10 ~~improvement, or turnaround plan pursuant to section 22-11-210;~~

11 (f) ~~The progress a school district or the institute makes in~~
12 ~~improving its performance and in moving closer to meeting the statewide~~
13 ~~targets and its own targets;~~

14 (2.5) (a) THE DEPARTMENT SHALL NOTIFY EACH SCHOOL DISTRICT
15 AND THE INSTITUTE OF ITS INITIAL ACCREDITATION ASSIGNMENT. IF A
16 SCHOOL DISTRICT OR THE INSTITUTE DISAGREES WITH THE DEPARTMENT'S
17 INITIAL ACCREDITATION ASSIGNMENT, THE SCHOOL DISTRICT OR INSTITUTE
18 MAY SUBMIT TO THE DEPARTMENT A REQUEST FOR RECONSIDERATION.
19 THE STATE BOARD SHALL PROMULGATE RULES SPECIFYING THE
20 INFORMATION THE DEPARTMENT MUST TAKE INTO ACCOUNT IN
21 DETERMINING THE SCHOOL DISTRICT'S OR INSTITUTE'S FINAL
22 ACCREDITATION CATEGORY, WHICH MAY INCLUDE:

23 (I) THE LENGTH OF TIME DURING WHICH THE SCHOOL DISTRICT OR
24 INSTITUTE HAS BEEN UNABLE TO MEET THE STATEWIDE TARGETS;

25 (II) THE IMPROVEMENTS, CHANGES, AND INTERVENTIONS THE
26 SCHOOL DISTRICT OR INSTITUTE HAS IMPLEMENTED AND IS IMPLEMENTING
27 TO IMPROVE ITS PERFORMANCE IF IT IS NOT MEETING THE STATEWIDE

1 TARGETS;

2 (III) THE PROGRESS THE SCHOOL DISTRICT OR INSTITUTE IS MAKING
3 IN IMPROVING ITS PERFORMANCE AND IN APPROACHING ACHIEVEMENT OF
4 THE STATEWIDE TARGETS AND THE DEGREE TO WHICH THE SCHOOL
5 DISTRICT OR INSTITUTE IS NOT ACHIEVING THE STATEWIDE TARGETS;

6 (IV) THE PUPIL ENROLLMENT OF THE SCHOOL DISTRICT AS IT MAY
7 AFFECT THE RELIABILITY OF THE ASSESSMENT DATA;

8 (V) THE PERCENTAGES OF STUDENTS ENROLLED IN HIGH SCHOOLS
9 OF THE SCHOOL DISTRICT, OR INSTITUTE CHARTER HIGH SCHOOLS FOR
10 PURPOSES OF THE INSTITUTE, WHO, BASED ON ATTAINMENT OF COURSE
11 CREDITS OR DEMONSTRATED COMPETENCIES, ARE ON SCHEDULE TO
12 GRADUATE WITHIN FOUR, FIVE, SIX, OR SEVEN YEARS; AND

13 (VI) ANY SUPPLEMENTAL DATA FOR GRADE LEVELS FOR WHICH
14 THERE ARE NOT STATEWIDE ASSESSMENTS THAT INDICATE THE SCHOOL
15 DISTRICT OR INSTITUTE IS MEETING THE STATEWIDE TARGETS ON THE
16 PERFORMANCE INDICATORS, IF THE DEPARTMENT DETERMINES THE
17 SUPPLEMENTAL DATA IS VALID AND RELIABLE AND DERIVED FROM
18 ASSESSMENTS THAT ARE ALIGNED WITH THE STATE STANDARDS ADOPTED
19 PURSUANT TO SECTION 22-7-1005.

20 (b) THE DEPARTMENT SHALL NOTIFY EACH SCHOOL DISTRICT AND
21 THE INSTITUTE OF ITS FINAL ACCREDITATION CATEGORY WITHIN THE TIME
22 FRAMES ADOPTED BY RULE OF THE STATE BOARD.

23 ~~(4) (a) The state board by rule shall specify how long a school~~
24 ~~district or the institute may remain in an accreditation category that is~~
25 ~~below accredited; except that the state board shall not allow a school~~
26 ~~district or the institute to remain at accredited with priority improvement~~
27 ~~plan or below for longer than a total of five consecutive school years~~

1 ~~before removing the school district's or the institute's accreditation as~~
2 ~~provided in section 22-11-209~~ BEGINNING WITH THE 2018-19 SCHOOL
3 YEAR, IF A SCHOOL DISTRICT OR THE INSTITUTE PERFORMS AT A LEVEL
4 THAT RESULTS IN BEING ACCREDITED WITH PRIORITY IMPROVEMENT PLAN
5 OR LOWER FOR TWO CONSECUTIVE YEARS FOLLOWED BY THREE
6 CONSECUTIVE OR NONCONSECUTIVE YEARS, RESULTING IN A TOTAL OF
7 FIVE YEARS OF PERFORMANCE AT SUCH A LEVEL, THE STATE BOARD SHALL
8 REQUIRE THE SCHOOL DISTRICT OR INSTITUTE TO TAKE SIGNIFICANT
9 ACTION AS PROVIDED IN SECTION 22-11-209; EXCEPT THAT, BEFORE THE
10 FIVE YEARS HAVE ACCUMULATED, IF THE SCHOOL DISTRICT OR INSTITUTE
11 PERFORMS FOR AT LEAST TWO CONSECUTIVE YEARS AT A LEVEL THAT
12 RESULTS IN BEING ACCREDITED WITH IMPROVEMENT PLAN OR HIGHER, THE
13 FIVE YEARS STOP ACCUMULATING UNLESS THE SCHOOL DISTRICT OR
14 INSTITUTE AGAIN PERFORMS AT A LEVEL THAT RESULTS IN BEING
15 ACCREDITED WITH PRIORITY IMPROVEMENT PLAN OR LOWER FOR TWO
16 CONSECUTIVE YEARS, AT WHICH TIME THE SCHOOL DISTRICT OR INSTITUTE
17 IS AGAIN IN THE FIRST TWO OF THE FIVE YEARS. FOR THE TIME DURING
18 WHICH THE FIVE YEARS OF PERFORMANCE ARE ACCUMULATING, A SCHOOL
19 DISTRICT OR THE INSTITUTE IS ON PERFORMANCE WATCH.

20 (5) NOTWITHSTANDING ANY PROVISION OF SUBSECTION (4)(a) OF
21 THIS SECTION OR SECTION 22-11-209 (2)(a) TO THE CONTRARY, AT THE
22 REQUEST OF A SCHOOL DISTRICT, IN CONSULTATION WITH THE DISTRICT
23 ACCOUNTABILITY COMMITTEE, OR THE INSTITUTE, THE STATE BOARD MAY
24 DIRECT THE SCHOOL DISTRICT OR INSTITUTE TO TAKE SIGNIFICANT
25 ACTIONS AS PROVIDED IN SECTION 22-11-209 EVEN THOUGH THE SCHOOL
26 DISTRICT OR INSTITUTE HAS NOT COMPLETED THE FIVE YEARS OF
27 PERFORMANCE WATCH. IF THE STATE BOARD REQUIRES THE SCHOOL

1 DISTRICT OR INSTITUTE TO TAKE SIGNIFICANT ACTIONS, THE SCHOOL
2 DISTRICT OR INSTITUTE IS SUBJECT TO THE PROVISIONS OF SECTION
3 22-11-209 (3.5).

4 (6) THE PRIORITY IMPROVEMENT OR TURNAROUND PLAN THAT A
5 SCHOOL DISTRICT OR THE INSTITUTE ADOPTS FOR THE FOURTH YEAR IN
6 WHICH THE SCHOOL DISTRICT OR INSTITUTE IS ON PERFORMANCE WATCH
7 MUST INCLUDE A GENERAL EXPLANATION FOR HOW THE SCHOOL DISTRICT
8 OR INSTITUTE MAY PUT INTO EFFECT EACH OF THE ACTIONS DESCRIBED IN
9 SECTION 22-11-209 (2)(a)(I) FOR A SCHOOL DISTRICT OR SECTION
10 22-11-209 (2)(a)(II) FOR THE INSTITUTE.

11 **SECTION 2.** In Colorado Revised Statutes, 22-11-208, **amend**
12 (3) introductory portion; **repeal** (1.7); and **add** (2.5) as follows:

13 **22-11-208. Accreditation - annual review - supports and**
14 **interventions - rules.** (1.7) ~~As part of the presentation to the joint~~
15 ~~education committee required by section 2-7-203, C.R.S., in 2015, the~~
16 ~~department shall report progress in using the assessment results received~~
17 ~~pursuant to section 22-7-1006.3 to calculate fairly and in a timely manner~~
18 ~~each school district's and the institute's achievement of the performance~~
19 ~~indicators. The department shall recommend to the joint education~~
20 ~~committee whether the provisions of subsection (1.5) of this section~~
21 ~~should be extended to apply in subsequent school years.~~

22 (2.5) IN ADDITION TO THE TECHNICAL ASSISTANCE AND SUPPORT
23 DESCRIBED IN SUBSECTION (2) OF THIS SECTION, THE DEPARTMENT SHALL
24 MAKE AVAILABLE TO THE DIRECTORS OF THE LOCAL SCHOOL BOARD OF A
25 SCHOOL DISTRICT THAT IS ACCREDITED WITH IMPROVEMENT PLAN OR
26 LOWER, OR THAT INCLUDES A PUBLIC SCHOOL THAT IS REQUIRED TO ADOPT
27 A PRIORITY IMPROVEMENT OR TURNAROUND PLAN, TRAINING IN SCHOOL

1 DISTRICT AND PUBLIC SCHOOL GOVERNANCE AND TURNAROUND BEST
2 PRACTICES. THE DEPARTMENT SHALL ALSO MAKE AVAILABLE
3 INFORMATIONAL MATERIALS AND TRAINING OPPORTUNITIES FOR PARENTS,
4 SCHOOL PERSONNEL, AND MEMBERS OF THE AFFECTED DISTRICT
5 ACCOUNTABILITY COMMITTEE AND SCHOOL ACCOUNTABILITY COMMITTEE.

6 (3) The commissioner may assign the state review panel to
7 critically evaluate a school district's priority improvement plan OR
8 TURNAROUND PLAN or the institute's priority improvement plan ~~The~~
9 ~~commissioner shall assign the state review panel to critically evaluate a~~
10 ~~school district's turnaround plan or the institute's turnaround plan~~ OR
11 TURNAROUND PLAN. THE COMMISSIONER MAY REQUIRE THE STATE REVIEW
12 PANEL TO CONDUCT ONE OR MORE ON-SITE VISITS AS PART OF EVALUATING
13 A SCHOOL DISTRICT'S OR THE INSTITUTE'S PRIORITY IMPROVEMENT OR
14 TURNAROUND PLAN. Based on its evaluation, the state review panel shall
15 report to the commissioner, ~~and~~ the state board, AND THE AFFECTED
16 LOCAL SCHOOL BOARD OR INSTITUTE BOARD recommendations
17 concerning:

18 **SECTION 3.** In Colorado Revised Statutes, 22-11-209, **amend**
19 (2)(a) introductory portion, (2)(a)(I)(A), (2)(a)(I)(B), (2)(a)(II)(A), (3),
20 and (4); **repeal** (1)(a) and (1)(b); and **add** (2)(a)(I)(A.5), (2)(a)(II)(A.5),
21 and (3.5) as follows:

22 **22-11-209. Removal of accreditation - recommended actions**
23 **- review - appeal - rules.** (1) The department may recommend to the
24 commissioner and the state board that the state board remove a school
25 district's or the institute's accreditation if:

26 (a) ~~The school district or the institute is accredited with~~
27 ~~turnaround plan and the department determines that the school district or~~

1 ~~the institute has failed to make substantial progress under its turnaround~~
2 ~~plan; or~~

3 (b) ~~The school district or the institute has been in the accredited~~
4 ~~with priority improvement plan category or lower for five consecutive~~
5 ~~school years; or~~

6 (2) (a) ~~If the department recommends removing accreditation~~
7 ~~pursuant to this section~~ A SCHOOL DISTRICT OR THE INSTITUTE IS
8 ACCREDITED WITH A TURNAROUND PLAN AND THE DEPARTMENT
9 DETERMINES THAT THE SCHOOL DISTRICT OR INSTITUTE HAS FAILED TO
10 MAKE SUBSTANTIAL PROGRESS UNDER ITS TURNAROUND PLAN, OR IF THE
11 SCHOOL DISTRICT OR INSTITUTE HAS BEEN ON PERFORMANCE WATCH FOR
12 THE FULL FIVE YEARS, the commissioner shall assign the state review
13 panel to critically evaluate the school district's or the institute's
14 performance and to recommend one or more of the following actions:

15 (I) If the recommendation applies to a school district:

16 (A) ~~That the school district be reorganized pursuant to article 30~~
17 ~~of this title, which reorganization may include consolidation~~ SCHOOL
18 DISTRICT'S ACCREDITATION BE REMOVED;

19 (A.5) THAT THE SCHOOL DISTRICT BE REORGANIZED PURSUANT TO
20 ARTICLE 30 OF THIS TITLE 22, WHICH REORGANIZATION MAY INCLUDE
21 CONSOLIDATION;

22 (B) That a private or public entity, with the agreement of the
23 school district, ~~take over~~ SERVE AS A LEAD PARTNER IN THE management
24 of the school district or ~~management of~~ PARTIALLY OR WHOLLY MANAGE
25 one or more of the district public schools. THE LOCAL SCHOOL BOARD AND
26 THE DEPARTMENT SHALL ENSURE THAT THE PRIVATE OR PUBLIC ENTITY
27 USES RESEARCH-BASED STRATEGIES AND HAS A PROVEN RECORD OF

1 SUCCESS WORKING WITH SCHOOL DISTRICTS AND SCHOOLS UNDER SIMILAR
2 CIRCUMSTANCES.

3 (II) If the recommendation applies to the institute:

4 (A) That the ~~institute board be abolished and that the governor~~
5 ~~appoint a new institute board pursuant to section 22-30.5-505~~ INSTITUTE'S
6 ACCREDITATION BE REMOVED;

7 (A.5) THAT THE INSTITUTE BOARD BE ABOLISHED AND THAT THE
8 GOVERNOR APPOINT A NEW INSTITUTE BOARD PURSUANT TO SECTION
9 22-30.5-505;

10 (3) ~~Based on~~ AFTER CONSIDERING the recommendations of ~~the~~
11 ~~department,~~ the commissioner and the state review panel, the state board
12 shall determine ~~whether to remove a school district's or the institute's~~
13 ~~accreditation. If the state board removes a school district's or the~~
14 ~~institute's accreditation, the state board shall notify the school district or~~
15 ~~the institute of the actions the school district or the institute is required to~~
16 ~~take After the school district or the institute takes the required actions~~
17 AND DIRECT THE LOCAL SCHOOL BOARD OR THE INSTITUTE BOARD
18 ACCORDINGLY. IF A SCHOOL DISTRICT'S OR THE INSTITUTE'S
19 ACCREDITATION IS REMOVED AND THE DISTRICT OR THE INSTITUTE IS
20 REORGANIZED AND TAKES ANY OTHER ACTIONS DIRECTED BY THE STATE
21 BOARD, the state board shall reinstate the school district's or the institute's
22 accreditation at the accreditation category deemed appropriate by the state
23 board.

24 (3.5) (a) SO LONG AS A SCHOOL DISTRICT OR THE INSTITUTE
25 PERFORMS AT A LEVEL THAT RESULTS IN BEING ACCREDITED WITH
26 PRIORITY IMPROVEMENT PLAN OR LOWER, AFTER THE STATE BOARD
27 INITIALLY DIRECTS THE SCHOOL DISTRICT OR INSTITUTE TO TAKE ACTION

1 AS DESCRIBED IN SUBSECTIONS (2) AND (3) OF THIS SECTION, THE
2 COMMISSIONER MAY IN ANY YEAR, BUT SHALL EVERY TWO YEARS, ASSIGN
3 THE STATE REVIEW PANEL TO CRITICALLY EVALUATE THE SCHOOL
4 DISTRICT'S OR THE INSTITUTE'S PERFORMANCE AND RECOMMEND ONE OR
5 MORE OF THE ACTIONS DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION.
6 IN EVALUATING THE SCHOOL DISTRICT'S OR INSTITUTE'S PERFORMANCE
7 AND RECOMMENDING ACTIONS, THE STATE REVIEW PANEL SHALL
8 CONSIDER THE CRITERIA SPECIFIED IN SUBSECTION (2)(b) OF THIS SECTION.
9 THE STATE BOARD SHALL CONSIDER THE RECOMMENDATIONS OF THE
10 STATE REVIEW PANEL, THE ACTIONS THAT THE SCHOOL DISTRICT OR
11 INSTITUTE WAS PREVIOUSLY DIRECTED TO TAKE, THE FIDELITY WITH
12 WHICH THE DISTRICT OR INSTITUTE HAS IMPLEMENTED THE DIRECTED
13 ACTIONS, AND WHETHER THE AMOUNT OF TIME THAT THE SCHOOL
14 DISTRICT OR INSTITUTE HAS HAD TO IMPLEMENT THE ACTIONS IS
15 REASONABLY SUFFICIENT TO ACHIEVE RESULTS. THE STATE BOARD SHALL
16 EITHER REQUIRE THE SCHOOL DISTRICT OR INSTITUTE TO CONTINUE THE
17 PREVIOUSLY DIRECTED ACTIONS OR DIRECT THE SCHOOL DISTRICT OR
18 INSTITUTE TO UNDERTAKE ADDITIONAL OR DIFFERENT ACTIONS AS
19 PROVIDED IN SUBSECTIONS (2) AND (3) OF THIS SECTION.

20 (b) NOTWITHSTANDING ANY PROVISION OF SUBSECTION (3.5)(a) OF
21 THIS SECTION TO THE CONTRARY, A SCHOOL DISTRICT OR THE INSTITUTE
22 REMAINS SUBJECT TO THE PROVISIONS OF THIS SUBSECTION (3.5) UNTIL
23 THE SCHOOL DISTRICT OR INSTITUTE PERFORMS AT A LEVEL THAT RESULTS
24 IN BEING ACCREDITED WITH IMPROVEMENT PLAN OR HIGHER FOR TWO
25 CONSECUTIVE SCHOOL YEARS.

26 (4) (a) The state board shall promulgate rules for the
27 implementation of this section, including but not limited to procedures to

1 ensure a school district's or the institute's right to appeal to the state board
2 before the state board takes final action to remove the school district's or
3 the institute's accreditation pursuant to this section.

4 (b) IN PROMULGATING RULES CONCERNING THE TIMELINE BY
5 WHICH THE STATE BOARD DIRECTS AND A SCHOOL DISTRICT OR THE
6 INSTITUTE PUTS INTO EFFECT ONE OR MORE OF THE ACTIONS DESCRIBED IN
7 SUBSECTION (2)(a) OF THIS SECTION, THE STATE BOARD SHALL ENSURE
8 THAT THE TIMELINE IS DESIGNED TO ALLOW THE SCHOOL DISTRICT OR
9 INSTITUTE TO REASONABLY PUT INTO EFFECT ANY OF THE ACTIONS
10 DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION BY THE BEGINNING OF
11 THE SCHOOL YEAR IMMEDIATELY FOLLOWING THE SCHOOL YEAR IN WHICH
12 THE STATE BOARD DIRECTS THE ACTION.

13 **SECTION 4.** In Colorado Revised Statutes, 22-11-210, **amend**
14 (1)(a), (1)(d)(I), (4) introductory portion, (5)(a) introductory portion, and
15 (5)(a)(I); **repeal** (2.7); and **add** (1)(a.5), (1)(a.6), (1)(d.5), (5)(d), (5)(e),
16 and (5.5) as follows:

17 **22-11-210. Public schools - annual review - plans - supports**
18 **and interventions - rules.** (1) (a) The state board shall promulgate rules
19 establishing objective, measurable criteria that the department shall apply
20 in recommending to the state board that a public school shall implement
21 a performance, improvement, priority improvement, or turnaround plan
22 or that a public school shall be subject to restructuring. In promulgating
23 the rules, the state board shall place the greatest emphasis on attainment
24 of the performance indicators. ~~In addition, the rules shall, at a minimum,~~
25 ~~take into consideration:~~

26 ~~(I) A public school's level of attainment of the statewide and~~
27 ~~school district or institute targets on the performance indicators and the~~

1 public school's level of attainment of its own annual targets;

2 (II) ~~A public school's level of attainment of the performance~~
3 ~~indicators compared with statewide attainment of the performance~~
4 ~~indicators;~~

5 (III) ~~The length of time during which a public school has been~~
6 ~~unable to meet the statewide targets, the school district or institute targets,~~
7 ~~or its own targets;~~

8 (IV) ~~The improvements, changes, and interventions a public~~
9 ~~school implements to improve its performance if it is not meeting the~~
10 ~~statewide targets, the school district or institute targets, or its own targets;~~

11 and

12 (V) ~~The progress a public school makes in improving its~~
13 ~~performance and in moving closer to meeting the statewide targets, the~~
14 ~~school district or institute targets, and its own targets.~~

15 (a.5) THE DEPARTMENT SHALL NOTIFY EACH SCHOOL DISTRICT AND
16 THE INSTITUTE OF THE INITIAL RECOMMENDATION OF THE TYPE OF PLAN
17 THAT EACH DISTRICT PUBLIC SCHOOL OR INSTITUTE CHARTER SCHOOL
18 MUST ADOPT. IF A SCHOOL DISTRICT OR THE INSTITUTE DISAGREES WITH
19 ONE OR MORE OF THE DEPARTMENT'S INITIAL PLAN RECOMMENDATIONS,
20 THE SCHOOL DISTRICT OR INSTITUTE MAY SUBMIT TO THE DEPARTMENT A
21 REQUEST FOR RECONSIDERATION. THE STATE BOARD SHALL PROMULGATE
22 RULES SPECIFYING THE INFORMATION THE DEPARTMENT MUST TAKE INTO
23 ACCOUNT IN DETERMINING THE FINAL PLAN RECOMMENDATION, WHICH
24 MAY INCLUDE:

25 (I) THE LENGTH OF TIME DURING WHICH THE PUBLIC SCHOOL HAS
26 BEEN UNABLE TO MEET THE STATEWIDE TARGETS;

27 (II) THE IMPROVEMENTS, CHANGES, AND INTERVENTIONS THE

1 PUBLIC SCHOOL HAS IMPLEMENTED AND IS IMPLEMENTING TO IMPROVE ITS
2 PERFORMANCE IF IT IS NOT MEETING THE STATEWIDE TARGETS;

3 (III) THE PROGRESS THE PUBLIC SCHOOL IS MAKING IN IMPROVING
4 ITS PERFORMANCE AND IN APPROACHING ACHIEVEMENT OF THE
5 STATEWIDE TARGETS AND THE DEGREE TO WHICH THE PUBLIC SCHOOL IS
6 NOT ACHIEVING THE STATEWIDE TARGETS;

7 (IV) THE PERCENTAGE OF GRADE LEVELS WITHIN THE PUBLIC
8 SCHOOL THAT ARE REQUIRED TO TAKE STATEWIDE ASSESSMENTS;

9 (V) THE PUPIL ENROLLMENT OF THE PUBLIC SCHOOL AS IT MAY
10 AFFECT THE RELIABILITY OF THE ASSESSMENT DATA;

11 (VI) FOR A HIGH SCHOOL, THE PERCENTAGES OF STUDENTS
12 ENROLLED IN THE HIGH SCHOOL WHO, BASED ON ATTAINMENT OF COURSE
13 CREDITS OR DEMONSTRATED COMPETENCIES, ARE ON SCHEDULE TO
14 GRADUATE WITHIN FOUR, FIVE, SIX, OR SEVEN YEARS; AND

15 (VII) ANY SUPPLEMENTAL DATA FOR GRADE LEVELS FOR WHICH
16 THERE ARE NOT STATEWIDE ASSESSMENTS THAT INDICATE THE PUBLIC
17 SCHOOL IS MEETING THE STATEWIDE TARGETS ON THE PERFORMANCE
18 INDICATORS, IF THE DEPARTMENT DETERMINES THE SUPPLEMENTAL DATA
19 IS VALID AND RELIABLE AND DERIVED FROM ASSESSMENTS THAT ARE
20 ALIGNED WITH THE STATE STANDARDS ADOPTED PURSUANT TO SECTION
21 22-7-1005.

22 (a.6) THE DEPARTMENT SHALL NOTIFY EACH SCHOOL DISTRICT AND
23 THE INSTITUTE OF THE FINAL PLAN RECOMMENDATIONS FOR EACH
24 DISTRICT PUBLIC SCHOOL OR INSTITUTE CHARTER SCHOOL WITHIN THE
25 TIME FRAMES ADOPTED BY RULE OF THE STATE BOARD.

26 (d) (I) ~~The state board by rule shall specify how long a public~~
27 ~~school may implement an improvement, priority improvement, or~~

1 ~~turnaround plan; except that the state board shall not allow a public~~
2 ~~school to continue implementing a priority improvement or turnaround~~
3 ~~plan for longer than a combined total of five consecutive school years~~
4 ~~before requiring the school district or the institute to restructure or close~~
5 ~~the public school~~ BEGINNING WITH THE 2018-19 SCHOOL YEAR, IF A
6 PUBLIC SCHOOL PERFORMS AT A LEVEL THAT RESULTS IN BEING REQUIRED
7 TO ADOPT A PRIORITY IMPROVEMENT OR TURNAROUND PLAN FOR TWO
8 CONSECUTIVE YEARS FOLLOWED BY THREE CONSECUTIVE OR
9 NONCONSECUTIVE YEARS, RESULTING IN A TOTAL OF FIVE YEARS OF
10 PERFORMANCE AT SUCH A LEVEL, THE STATE BOARD SHALL REQUIRE THE
11 SCHOOL DISTRICT, FOR A PUBLIC SCHOOL OF THE SCHOOL DISTRICT, OR THE
12 INSTITUTE, FOR AN INSTITUTE CHARTER SCHOOL, TO TAKE ONE OF THE
13 ACTIONS DESCRIBED IN SUBSECTION (5)(a) OF THIS SECTION; EXCEPT THAT,
14 IF, BEFORE THE FIVE YEARS HAVE ACCUMULATED, THE PUBLIC SCHOOL
15 PERFORMS FOR AT LEAST TWO CONSECUTIVE YEARS AT A LEVEL THAT
16 RESULTS IN THE PUBLIC SCHOOL BEING REQUIRED TO ADOPT AN
17 IMPROVEMENT OR PERFORMANCE PLAN, THE FIVE YEARS STOP
18 ACCUMULATING UNLESS THE PUBLIC SCHOOL AGAIN PERFORMS AT A LEVEL
19 THAT RESULTS IN BEING REQUIRED TO ADOPT A PRIORITY IMPROVEMENT
20 OR TURNAROUND PLAN FOR TWO CONSECUTIVE YEARS, AT WHICH TIME
21 THE PUBLIC SCHOOL IS AGAIN IN THE FIRST TWO OF THE FIVE YEARS. FOR
22 THE TIME DURING WHICH THE FIVE YEARS OF PERFORMANCE ARE
23 ACCUMULATING, A PUBLIC SCHOOL IS ON PERFORMANCE WATCH.

24 (d.5) NOTWITHSTANDING ANY PROVISION OF SUBSECTION (1)(d)(I)
25 OF THIS SECTION TO THE CONTRARY, AT THE REQUEST OF THE SCHOOL
26 DISTRICT OR INSTITUTE, IN CONSULTATION WITH THE SCHOOL
27 ACCOUNTABILITY COMMITTEE OF THE AFFECTED PUBLIC SCHOOL, THE

1 STATE BOARD MAY DIRECT THE SCHOOL DISTRICT, FOR A PUBLIC SCHOOL
2 OF THE SCHOOL DISTRICT, OR THE INSTITUTE, FOR AN INSTITUTE CHARTER
3 SCHOOL, TO TAKE ONE OF THE ACTIONS DESCRIBED IN SUBSECTION (5)(a)
4 OF THIS SECTION EVEN THOUGH THE PUBLIC SCHOOL HAS NOT COMPLETED
5 THE FIVE YEARS OF PERFORMANCE WATCH. IF THE STATE BOARD REQUIRES
6 THE SCHOOL DISTRICT OR INSTITUTE TO TAKE ONE OF THE ACTIONS
7 DESCRIBED IN SUBSECTION (5)(a) OF THIS SECTION, THE PUBLIC SCHOOL IS
8 SUBJECT TO THE PROVISIONS OF SUBSECTION (5.5) OF THIS SECTION.

9 (2.7) ~~As part of the presentation to the joint education committee~~
10 ~~required by section 2-7-203, C.R.S., in 2015, the department shall report~~
11 ~~progress in using the assessment results received pursuant to section~~
12 ~~22-7-1006.3 to calculate fairly and in a timely manner each public~~
13 ~~school's achievement of the performance indicators. The department shall~~
14 ~~recommend to the joint education committee whether the provisions of~~
15 ~~subsection (2.5) of this section should be extended to apply in subsequent~~
16 ~~school years.~~

17 (4) The commissioner may assign the state review panel to
18 critically evaluate a public school's priority improvement plan and shall
19 ~~assign the state review panel to critically evaluate a public school's OR~~
20 ~~turnaround plan. THE COMMISSIONER MAY REQUIRE THE STATE REVIEW~~
21 ~~PANEL TO CONDUCT ONE OR MORE ON-SITE VISITS AS PART OF EVALUATING~~
22 ~~A PUBLIC SCHOOL'S PLAN. Based on its evaluation, the state review panel~~
23 ~~shall report to the commissioner, and the state board, AND THE LOCAL~~
24 ~~SCHOOL BOARD OR THE INSTITUTE recommendations concerning:~~

25 (5) (a) If a public school fails to make adequate progress under its
26 turnaround plan or continues to operate under a priority improvement or
27 turnaround plan for a combined total of five consecutive school years ON

1 PERFORMANCE WATCH FOR THE FULL FIVE YEARS, the commissioner shall
2 assign the state review panel to critically evaluate the public school's
3 performance, ~~and~~ WHICH EVALUATION MUST INCLUDE AT LEAST ONE
4 ON-SITE VISIT TO THE PUBLIC SCHOOL. UPON COMPLETING THE
5 EVALUATION, THE STATE REVIEW PANEL SHALL determine whether to
6 recommend:

7 (I) With regard to a district public school that is not a charter
8 school, that the district public school should be PARTIALLY OR WHOLLY
9 managed by a private or public entity other than the school district. THE
10 LOCAL SCHOOL BOARD AND THE DEPARTMENT SHALL ENSURE THAT THE
11 PRIVATE OR PUBLIC ENTITY USES RESEARCH-BASED STRATEGIES AND HAS
12 A PROVEN RECORD OF SUCCESS WORKING WITH SCHOOLS UNDER SIMILAR
13 CIRCUMSTANCES.

14 (d) THE PRIORITY IMPROVEMENT OR TURNAROUND PLAN THAT A
15 PUBLIC SCHOOL ADOPTS FOR THE FOURTH YEAR IN WHICH THE PUBLIC
16 SCHOOL IS ON PERFORMANCE WATCH MUST INCLUDE A GENERAL
17 EXPLANATION FOR HOW THE SCHOOL DISTRICT, FOR A DISTRICT PUBLIC
18 SCHOOL, OR THE INSTITUTE, FOR AN INSTITUTE CHARTER SCHOOL, MAY PUT
19 INTO EFFECT EACH OF THE ACTIONS DESCRIBED IN SUBSECTION (5)(a) OF
20 THIS SECTION AS THEY PERTAIN TO A DISTRICT PUBLIC SCHOOL, DISTRICT
21 CHARTER SCHOOL, OR INSTITUTE CHARTER SCHOOL.

22 (e) IN PROMULGATING RULES CONCERNING THE TIMELINE BY
23 WHICH THE STATE BOARD DIRECTS AND A SCHOOL DISTRICT, FOR A
24 DISTRICT PUBLIC SCHOOL, OR THE INSTITUTE, FOR AN INSTITUTE CHARTER
25 SCHOOL, PUTS INTO EFFECT ONE OR MORE OF THE ACTIONS DESCRIBED IN
26 SUBSECTION (5)(a) OF THIS SECTION, THE STATE BOARD SHALL ENSURE
27 THAT THE TIMELINE IS DESIGNED TO ALLOW THE SCHOOL DISTRICT OR

1 INSTITUTE TO REASONABLY PUT INTO EFFECT ANY OF THE ACTIONS
2 DESCRIBED IN SUBSECTION (5)(a) OF THIS SECTION BY THE BEGINNING OF
3 THE SCHOOL YEAR IMMEDIATELY FOLLOWING THE SCHOOL YEAR IN WHICH
4 THE STATE BOARD DIRECTS THE ACTION.

5 (5.5) (a) So long as a public school performs at a level
6 that results in being required to implement a priority
7 improvement or turnaround plan, after the state board initially
8 directs the local school board or institute board to take action
9 as provided in subsection (5)(b) of this section, the commissioner
10 may in any year, but shall every two years, assign the state
11 review panel to critically evaluate the public school's
12 performance and recommend one or more of the actions
13 described in subsection (5)(a) of this section. In evaluating the
14 public school's performance and recommending actions, the
15 state review panel shall consider the criteria specified in
16 subsection (4) of this section. The state board shall consider the
17 recommendations of the state review panel, the actions that the
18 local school board or institute board was previously directed
19 to take with regard to the public school, the fidelity with which
20 the school district or institute and the public school have
21 implemented the directed actions, and whether the amount of
22 time that the school district or institute and the public school
23 have had to implement the actions is reasonably sufficient to
24 achieve results. The state board shall either require the local
25 school board or institute board to continue the previously
26 directed actions or direct the local school board or institute
27 board to undertake additional or different actions as provided

1 IN SUBSECTION (5)(b) OF THIS SECTION.

2 (b) NOTWITHSTANDING ANY PROVISION OF SUBSECTION (5.5)(a) OF
3 THIS SECTION TO THE CONTRARY, A PUBLIC SCHOOL REMAINS SUBJECT TO
4 THE PROVISIONS OF THIS SUBSECTION (5.5) UNTIL THE PUBLIC SCHOOL
5 PERFORMS AT A LEVEL THAT RESULTS IN BEING REQUIRED TO IMPLEMENT
6 AN IMPROVEMENT OR PERFORMANCE PLAN FOR TWO CONSECUTIVE SCHOOL
7 YEARS.

8 **SECTION 5.** In Colorado Revised Statutes, **add** 22-11-211 as
9 follows:

10 **22-11-211. Performance watch - parent and community**
11 **meeting - school districts - institute - public schools.** (1) (a) IN THE
12 THIRD YEAR IN WHICH A SCHOOL DISTRICT OR THE INSTITUTE IS
13 ACCREDITED WITH PRIORITY IMPROVEMENT PLAN OR LOWER WHILE ON
14 PERFORMANCE WATCH, THE SCHOOL DISTRICT OR INSTITUTE, WHICHEVER
15 IS APPLICABLE, SHALL HOST A PARENT AND COMMUNITY MEETING TO
16 DISCUSS THE SCHOOL DISTRICT'S OR THE INSTITUTE'S ACCREDITATION
17 LEVEL. THE APPROPRIATE DEPARTMENT PERSONNEL SHALL ATTEND THE
18 MEETING. THE SCHOOL DISTRICT OR INSTITUTE PERSONNEL AND THE
19 DEPARTMENT PERSONNEL SHALL ENSURE THAT THE FOLLOWING
20 INFORMATION IS PRESENTED AT THE MEETING:

21 (I) AN EXPLANATION OF THE ACCREDITATION AND
22 ACCOUNTABILITY SYSTEM;

23 (II) THE POSSIBLE OUTCOMES OF BEING ON PERFORMANCE WATCH;

24 (III) THE REASONS FOR WHICH THE SCHOOL DISTRICT OR INSTITUTE
25 IS ACCREDITED WITH PRIORITY IMPROVEMENT PLAN OR LOWER;

26 (IV) THE OPTIONS IMMEDIATELY AVAILABLE TO THE SCHOOL
27 DISTRICT OR INSTITUTE FOR IMPROVING PERFORMANCE;

1 (V) THE OTHER SCHOOL OPTIONS AVAILABLE TO STUDENTS; AND

2 (VI) THE ACTIONS THE STATE BOARD MAY REQUIRE THE SCHOOL
3 DISTRICT OR INSTITUTE TO TAKE IF ITS PERFORMANCE DOES NOT
4 SIGNIFICANTLY IMPROVE WHILE ON PERFORMANCE WATCH.

5 (b) INFORMATION CONCERNING WAYS IN WHICH PARENTS AND
6 MEMBERS OF THE COMMUNITY MAY SUPPORT IMPROVEMENT EFFORTS IN
7 THE PUBLIC SCHOOLS OF THE SCHOOL DISTRICT OR INSTITUTE CHARTER
8 SCHOOLS MAY ALSO BE PRESENTED AT THE PARENT AND COMMUNITY
9 MEETING.

10 (c) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (1)(a) OF
11 THIS SECTION TO THE CONTRARY, A SCHOOL DISTRICT, IN CONSULTATION
12 WITH THE DISTRICT ACCOUNTABILITY COMMITTEE, OR THE INSTITUTE MAY
13 CHOOSE TO HOLD THE PARENT AND COMMUNITY MEETING IN THE SECOND
14 YEAR IN WHICH THE SCHOOL DISTRICT OR INSTITUTE IS ACCREDITED WITH
15 PRIORITY IMPROVEMENT PLAN OR LOWER WHILE ON PERFORMANCE
16 WATCH.

17 (2) (a) IN THE THIRD YEAR IN WHICH A PUBLIC SCHOOL IS REQUIRED
18 TO ADOPT A PRIORITY IMPROVEMENT OR TURNAROUND PLAN WHILE ON
19 PERFORMANCE WATCH, THE PUBLIC MEETING REQUIRED IN SECTION
20 22-32-142 (2) FOR A DISTRICT PUBLIC SCHOOL AND SECTION 22-30.5-520
21 (2) FOR AN INSTITUTE CHARTER SCHOOL MUST INCLUDE A PARENT AND
22 COMMUNITY MEETING FOR THE PUBLIC SCHOOL TO DISCUSS THE LEVEL OF
23 PERFORMANCE PLAN THAT THE PUBLIC SCHOOL IS REQUIRED TO ADOPT.
24 THE APPROPRIATE DEPARTMENT PERSONNEL SHALL ATTEND THE MEETING.
25 THE SCHOOL DISTRICT OR INSTITUTE PERSONNEL AND THE DEPARTMENT
26 PERSONNEL SHALL ENSURE THAT THE INFORMATION SPECIFIED IN
27 SUBSECTION (1)(a) OF THIS SECTION, AS IT APPLIES TO THE PUBLIC SCHOOL,

1 IS PRESENTED AT THE MEETING. THE SCHOOL DISTRICT OR INSTITUTE
2 SHALL ENSURE THAT THE EDUCATIONAL LEADERS AT THE PUBLIC SCHOOL
3 AND PARENTS OF STUDENTS ENROLLED IN THE PUBLIC SCHOOL ALSO HAVE
4 AN OPPORTUNITY TO PRESENT INFORMATION CONCERNING THE PUBLIC
5 SCHOOL. INFORMATION CONCERNING WAYS IN WHICH PARENTS AND
6 MEMBERS OF THE COMMUNITY MAY SUPPORT IMPROVEMENT EFFORTS IN
7 THE PUBLIC SCHOOL MAY ALSO BE PRESENTED AT THE PARENT AND
8 COMMUNITY MEETING.

9 (b) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (2)(a) OF
10 THIS SECTION TO THE CONTRARY, A SCHOOL DISTRICT, ON BEHALF OF A
11 PUBLIC SCHOOL OF THE SCHOOL DISTRICT AND IN CONSULTATION WITH THE
12 AFFECTED SCHOOL ACCOUNTABILITY COMMITTEE, OR THE INSTITUTE, ON
13 BEHALF OF AN INSTITUTE CHARTER SCHOOL AND IN CONSULTATION WITH
14 THE AFFECTED SCHOOL ACCOUNTABILITY COMMITTEE, MAY CHOOSE TO
15 HOLD THE PARENT AND COMMUNITY MEETING IN THE SECOND YEAR IN
16 WHICH THE PUBLIC SCHOOL IS REQUIRED TO ADOPT A PRIORITY
17 IMPROVEMENT OR TURNAROUND PLAN WHILE ON PERFORMANCE WATCH.

18 (3) (a) A SCHOOL DISTRICT SHALL ENSURE THAT LOCAL SCHOOL
19 BOARD MEMBERS, SCHOOL DISTRICT PERSONNEL, PUBLIC SCHOOL
20 PERSONNEL, LOCAL PARENT ADVOCACY ORGANIZATIONS, AND THE
21 GENERAL COMMUNITY RECEIVE INFORMATION CONCERNING EACH PARENT
22 AND COMMUNITY MEETING HELD FOR THE SCHOOL DISTRICT OR FOR A
23 PUBLIC SCHOOL OF THE SCHOOL DISTRICT.

24 (b) THE INSTITUTE SHALL ENSURE THAT INSTITUTE BOARD
25 MEMBERS, INSTITUTE AND INSTITUTE CHARTER SCHOOL PERSONNEL,
26 LOCAL PARENT ADVOCACY ORGANIZATIONS, AND THE GENERAL
27 COMMUNITY RECEIVE INFORMATION CONCERNING EACH PARENT AND

1 COMMUNITY MEETING HELD FOR THE INSTITUTE OR FOR AN INSTITUTE
2 CHARTER SCHOOL.

3 (c) UPON THE REQUEST OF A SCHOOL DISTRICT OR THE INSTITUTE,
4 THE DEPARTMENT, WITHIN EXISTING RESOURCES, MAY PROVIDE
5 TECHNICAL ASSISTANCE IN CREATING A COMMUNICATION PLAN FOR A
6 PARENT AND COMMUNITY MEETING FOR THE SCHOOL DISTRICT, THE
7 INSTITUTE, OR A PUBLIC SCHOOL. FOR A SCHOOL DISTRICT OR INSTITUTE
8 MEETING, THE SCHOOL DISTRICT OR INSTITUTE, WORKING WITH THE
9 DEPARTMENT, SHALL INDIVIDUALLY NOTIFY THE PARENTS OF STUDENTS
10 ENROLLED IN THE PUBLIC SCHOOLS OF THE SCHOOL DISTRICT OR THE
11 INSTITUTE CHARTER SCHOOLS OF THE MEETING AND INVITE THEM TO
12 ATTEND. FOR A PUBLIC SCHOOL MEETING, THE SCHOOL DISTRICT OR
13 INSTITUTE SHALL INDIVIDUALLY NOTIFY THE PARENTS OF THE STUDENTS
14 ENROLLED IN THE PUBLIC SCHOOL AND INVITE THEM TO THE MEETING. THE
15 SCHOOL DISTRICT OR INSTITUTE SHALL DETERMINE THE FORM OF THE
16 PARENTAL NOTIFICATION IN COOPERATION WITH THE DEPARTMENT. IF
17 NECESSARY, THE DEPARTMENT MAY REQUEST PROOF OF DISTRIBUTION TO
18 INDIVIDUAL PARENTS FROM THE SCHOOL DISTRICT OR INSTITUTE.

19 **SECTION 6.** In Colorado Revised Statutes, 22-11-205, **add**
20 (1)(c) as follows:

21 **22-11-205. State review panel - creation.** (1) (c) IN ASSIGNING
22 MEMBERS OF THE STATE REVIEW PANEL, THE COMMISSIONER SHALL
23 ENSURE THAT AN INDIVIDUAL DOES NOT PARTICIPATE IN A SITE VISIT OR
24 REVIEW OF A SCHOOL DISTRICT, THE INSTITUTE, OR A PUBLIC SCHOOL IF
25 THE INDIVIDUAL, DIRECTLY OR THROUGH HIS OR HER EMPLOYER, HAS BEEN
26 PAID BY THE SCHOOL DISTRICT, THE INSTITUTE, THE PUBLIC SCHOOL, OR
27 THE DEPARTMENT TO PROVIDE SERVICES FOR THE SCHOOL DISTRICT,

1 INSTITUTE, OR PUBLIC SCHOOL WHILE THE SCHOOL DISTRICT, INSTITUTE,
2 OR PUBLIC SCHOOL IS ACCREDITED WITH PRIORITY IMPROVEMENT PLAN,
3 ACCREDITED WITH TURNAROUND PLAN, OR REQUIRED TO ADOPT A
4 PRIORITY IMPROVEMENT OR TURNAROUND PLAN. IF AN INDIVIDUAL WHO,
5 AS PART OF THE STATE REVIEW PANEL, PARTICIPATES IN A SITE VISIT OR
6 REVIEW OF A SCHOOL DISTRICT, THE INSTITUTE, OR A PUBLIC SCHOOL IS
7 EMPLOYED BY AN ENTITY THAT LATER SEEKS TO PROVIDE SERVICES TO THE
8 SCHOOL DISTRICT, INSTITUTE, OR PUBLIC SCHOOL, THE INDIVIDUAL SHALL
9 NOT USE ANY INFORMATION OBTAINED AS A RESULT OF THE REVIEW TO
10 BENEFIT THE EMPLOYING ENTITY UNLESS THE INFORMATION HAS BEEN
11 MADE PUBLIC.

12 **SECTION 7.** In Colorado Revised Statutes, 22-11-306, **amend**
13 (1)(c) and (2)(b) as follows:

14 **22-11-306. Accredited with turnaround plan - school district**
15 **or institute - plan content - adoption.** (1) (c) Within the time frames
16 specified in state board rule, the local school board shall submit the
17 adopted district turnaround plan to the commissioner for review. ~~by~~ THE
18 COMMISSIONER MAY ASSIGN the state review panel TO REVIEW THE
19 TURNAROUND PLAN, IN WHICH CASE the state review panel shall critically
20 evaluate the adopted district turnaround plan and make recommendations
21 to the commissioner and the state board concerning the issues specified
22 in section 22-11-208 (3). The commissioner may approve the adopted
23 district turnaround plan or suggest modifications to the plan, taking into
24 consideration any recommendations of the state review panel. The local
25 school board shall revise the adopted district turnaround plan, if
26 necessary, and resubmit the plan for approval within the time frames
27 specified by state board rule.

1 (2) (b) Within the time frames specified in state board rule, the
2 institute shall submit the adopted institute turnaround plan to the
3 commissioner for review. ~~by~~ THE COMMISSIONER MAY ASSIGN the state
4 review panel TO REVIEW THE TURNAROUND PLAN, IN WHICH CASE the state
5 review panel shall critically evaluate the adopted institute turnaround plan
6 and make recommendations to the commissioner and the state board
7 concerning the issues specified in section 22-11-208 (3). The
8 commissioner shall approve the adopted institute turnaround plan or
9 suggest modifications to the plan, taking into consideration any
10 recommendations of the state review panel. The institute shall revise the
11 adopted institute turnaround plan, if necessary, and resubmit the plan for
12 approval within the time frames specified by state board rule.

13 **SECTION 8.** In Colorado Revised Statutes, 22-11-103, **amend**
14 (4); **repeal** (7), (18), and (22); and **add** (24.5) as follows:

15 **22-11-103. Definitions.** As used in this article 11, unless the
16 context otherwise requires:

17 (4) "Achievement level" OR "PERFORMANCE LEVEL" means the
18 level of proficiency a student demonstrates on a statewide assessment.

19 ~~(7) "Catch-up growth" means, for a student who scores at the~~
20 ~~achievement level of unsatisfactory or partially proficient on statewide~~
21 ~~assessments, the amount of academic growth the student must attain to~~
22 ~~score at the proficient achievement level on statewide assessments within~~
23 ~~three years or by tenth grade, whichever is sooner.~~

24 ~~(18) "Keep-up growth" means, for a student who scores at the~~
25 ~~achievement level of proficient or advanced on statewide assessments, the~~
26 ~~amount of academic growth the student must attain to score at the~~
27 ~~proficient achievement level or higher on statewide assessments for the~~

1 succeeding three years or until tenth grade, whichever is sooner.

2 (22) ~~"Move-up growth" means, for a student who scores at the~~
3 ~~achievement level of proficient on statewide assessments, the amount of~~
4 ~~academic growth the student must attain to score at the advanced~~
5 ~~performance level on statewide assessments within three years or by tenth~~
6 ~~grade, whichever is sooner.~~

7 (24.5) "PERFORMANCE WATCH" MEANS:

8 (a) FOR A SCHOOL DISTRICT OR THE INSTITUTE, THE PERIOD OF FIVE
9 YEARS DURING WHICH THE SCHOOL DISTRICT OR INSTITUTE PERFORMS AT
10 A LEVEL THAT RESULTS IN BEING ACCREDITED WITH PRIORITY
11 IMPROVEMENT PLAN OR LOWER AS DESCRIBED IN SECTION 22-11-207
12 (4)(c); AND

13 (b) FOR A PUBLIC SCHOOL, THE PERIOD OF FIVE YEARS DURING
14 WHICH THE PUBLIC SCHOOL PERFORMS AT A LEVEL THAT RESULTS IN BEING
15 REQUIRED TO ADOPT A PRIORITY IMPROVEMENT OR TURNAROUND PLAN AS
16 DESCRIBED IN SECTION 22-11-210 (1)(d)(III).

17 **SECTION 9.** In Colorado Revised Statutes, 22-11-202, **amend**
18 (1)(b)(III) and (1)(b)(VI) as follows:

19 **22-11-202. Colorado growth model - technical advisory panel**
20 **- rules.** (1) (b) In adopting and revising the Colorado growth model, the
21 state board shall ensure that the model:

22 (III) Can measure a student's progress toward meeting EACH OF
23 the achievement level of "~~partially proficient~~", "~~proficient~~", or "~~advanced~~"
24 PERFORMANCE LEVELS IDENTIFIED BY STATE BOARD RULE on THE
25 statewide assessments;

26 (VI) Recognizes the improvement of a student whose scores on
27 the statewide assessments increase even if the increase is not sufficient

1 for the student to attain a higher ~~achievement~~ PERFORMANCE level;

2 **SECTION 10.** In Colorado Revised Statutes, 22-11-203, **amend**
3 (1)(a); and **repeal** (1)(c), (1)(d), and (3) as follows:

4 **22-11-203. Student longitudinal academic growth - calculation**
5 **- data - research.** (1) (a) Each school year by a date established in state
6 board rules, the department shall calculate, to the extent practicable, what
7 will constitute adequate longitudinal academic growth for each student
8 for that school year in each subject that is included in the statewide
9 assessments. ~~The department shall formulate the calculation in such a way~~
10 ~~that adequate longitudinal academic growth means:~~

11 ~~(I) Catch-up growth for a student who scored at the unsatisfactory~~
12 ~~or partially proficient achievement level on the statewide assessments in~~
13 ~~the previous academic year, which is the amount of academic growth~~
14 ~~necessary to score at the proficient achievement level within three years~~
15 ~~or by the tenth grade, whichever comes sooner; and~~

16 ~~(H) Keep-up growth for a student who scored at the proficient or~~
17 ~~advanced achievement level on the statewide assessments in the previous~~
18 ~~academic year, which is the amount of academic growth necessary to~~
19 ~~score at the proficient achievement level or higher for the succeeding~~
20 ~~three years or until the tenth grade, whichever is sooner.~~

21 ~~(c) By the same date established for purposes of paragraph (a) of~~
22 ~~this subsection (1), the department shall calculate, to the extent~~
23 ~~practicable, for each student who scored at the proficient achievement~~
24 ~~level on the statewide assessments in the previous academic year, what~~
25 ~~will constitute move-up growth for the coming school year in each subject~~
26 ~~that is included in statewide assessments.~~

27 ~~(d) Notwithstanding the provisions of paragraph (a) of this~~

1 subsection (1), the department may revise, as necessary, the definition of
2 adequate longitudinal growth to incorporate the concept of move-up
3 growth or to meet the requirements of federal law.

4 (3) The academic growth information required by subsection (2)
5 of this section shall include, but need not be limited to:

6 (a) Information on whether each student made at least one year's
7 academic growth in one year's time in the preceding school year;

8 (b) Whether the student made adequate academic growth for the
9 preceding school year as calculated for the student pursuant to subsection
10 (1) of this section;

11 (c) The longitudinal academic growth calculated for each student
12 to attain catch-up, keep-up, or move-up growth, as described in
13 subsection (1) of this section;

14 (d) The amount of growth for each student that would result in the
15 student scoring at the partially proficient, proficient, and advanced
16 achievement levels within one, two, and three years; and

17 (e) School performance indicators as calculated pursuant to
18 section 22-11-204.

19 **SECTION 11.** In Colorado Revised Statutes, 22-11-204, **amend**
20 (1)(a); **repeal and reenact, with amendments,** (5); and **add** (1)(c) and
21 (1)(d) as follows:

22 **22-11-204. Performance indicators - measures.** (1) (a) The
23 department shall annually determine the level of attainment of each public
24 school, each school district, the institute, and the state as a whole on each
25 of the following performance indicators:

26 (I) Student longitudinal academic growth, ~~based on the measures~~
27 ~~specified in subsection (2) of this section~~ BASED ON STUDENTS' ACADEMIC

1 PROGRESS, RELATIVE TO STUDENT PEERS AND ACROSS SCHOOL YEARS,
2 TOWARD MEETING THE STATE STANDARDS ADOPTED PURSUANT TO
3 SECTION 22-7-1005, AS MEASURED BY STUDENTS' SCORES ON THE
4 STATEWIDE ASSESSMENTS ADMINISTERED PURSUANT TO SECTION
5 22-7-1006.3;

6 (II) Student ACADEMIC achievement, ~~levels on the statewide~~
7 ~~assessments, based on the measures specified in subsection (3) of this~~
8 ~~section~~ BASED ON STUDENTS' ACADEMIC PERFORMANCE RELATIVE TO THE
9 GRADE-LEVEL STATE STANDARDS ADOPTED PURSUANT TO SECTION
10 22-7-1005, AS MEASURED BY PERFORMANCE ON THE STATEWIDE
11 ASSESSMENTS ADMINISTERED PURSUANT TO SECTION 22-7-1006.3; and

12 (III) ~~Progress made in closing the achievement and growth gaps,~~
13 ~~based on the measures specified in subsection (5) of this section~~ STUDENT
14 ACADEMIC GROWTH TO STANDARDS, BASED ON STUDENTS' PROGRESS
15 TOWARD MEETING THE STATE STANDARDS ADOPTED PURSUANT TO
16 SECTION 22-7-1005 OR, FOR STUDENTS WHO MEET GRADE-LEVEL
17 EXPECTATIONS ON THE STATE STANDARDS, PROGRESS TOWARD HIGHER
18 LEVELS OF ACHIEVEMENT, IF AVAILABLE, AS MEASURED BY THE
19 STATEWIDE ASSESSMENTS ADMINISTERED PURSUANT TO SECTION
20 22-7-1006.3.

21 (c) THE STATE BOARD, AFTER CONSIDERING THE
22 RECOMMENDATIONS OF THE TECHNICAL ADVISORY PANEL, SHALL BY RULE
23 SPECIFY HOW THE PERFORMANCE OF EACH PUBLIC SCHOOL, EACH SCHOOL
24 DISTRICT, THE INSTITUTE, AND THE STATE AS A WHOLE IS CALCULATED FOR
25 THE PERFORMANCE INDICATORS DESCRIBED IN SUBSECTION (1)(a) OF THIS
26 SECTION.

27 (d) FOR PURPOSES OF CALCULATING PERFORMANCE FOR THE

1 PERFORMANCE INDICATOR CONCERNING STUDENT ACADEMIC
2 ACHIEVEMENT, THE STATE BOARD SHALL ENSURE THAT THE CALCULATION
3 INCLUDES CONSIDERATION OF THE ACADEMIC ACHIEVEMENT OF STUDENTS
4 ENROLLED IN THIRD AND FOURTH GRADE WHO ARE IDENTIFIED AS HAVING
5 SIGNIFICANT READING DEFICIENCIES AND PROVIDES ADDITIONAL CREDIT
6 FOR PUBLIC SCHOOLS, SCHOOL DISTRICTS, AND THE INSTITUTE THAT
7 DEMONSTRATE HIGHER LEVELS OF PERFORMANCE ON THE STATE READING
8 ASSESSMENT OR THE STATEWIDE ENGLISH LANGUAGE ARTS ASSESSMENT
9 BY SAID STUDENTS.

10 (5) IN MEASURING THE PERFORMANCE OF A PUBLIC SCHOOL, A
11 SCHOOL DISTRICT, THE INSTITUTE, OR THE STATE ON EACH OF THE
12 PERFORMANCE INDICATORS, THE DEPARTMENT SHALL DISAGGREGATE THE
13 MEASURES FOR EACH INDICATOR BY STUDENT GROUP. THE DEPARTMENT
14 SHALL SEPARATELY ACCOUNT FOR THE PERFORMANCE OF EACH STUDENT
15 GROUP IN DETERMINING THE OVERALL PERFORMANCE ON A PERFORMANCE
16 INDICATOR BY A PUBLIC SCHOOL, A SCHOOL DISTRICT, THE INSTITUTE, OR
17 THE STATE.

18 **SECTION 12.** In Colorado Revised Statutes, 22-11-204, **repeal**
19 (2) and (3).

20 **SECTION 13.** In Colorado Revised Statutes, 22-11-302, **amend**
21 (1)(f); and **add** (1)(h) as follows:

22 **22-11-302. School district accountability committee - powers**
23 **and duties.** (1) Each school district accountability committee has the
24 following powers and duties:

25 (f) To provide input to the local school board concerning the
26 creation and enforcement of its school conduct and discipline code; ~~and~~

27 (h) TO MEET AT LEAST QUARTERLY TO DISCUSS WHETHER SCHOOL

1 DISTRICT LEADERSHIP, PERSONNEL, AND INFRASTRUCTURE ARE
2 ADVANCING OR IMPEDING IMPLEMENTATION OF THE SCHOOL DISTRICT'S
3 PERFORMANCE, IMPROVEMENT, PRIORITY IMPROVEMENT, OR TURNAROUND
4 PLAN, WHICHEVER IS APPLICABLE, OR OTHER PROGRESS PERTINENT TO THE
5 SCHOOL DISTRICT'S ACCREDITATION CONTRACT.

6 **SECTION 14.** In Colorado Revised Statutes, 22-11-307, **amend**
7 (2.5) as follows:

8 **22-11-307. Accreditation of public schools.** (2.5) In adopting its
9 school accreditation policies for its ~~online programs and~~ online schools,
10 as defined in ~~sections 22-30.7-102 (9) and~~ SECTION 22-30.7-102 (9.5), a
11 local school board or the institute board shall include a review of the
12 online ~~program's or~~ school's alignment to the quality standards outlined
13 in section 22-30.7-105 (3)(b).

14 **SECTION 15.** In Colorado Revised Statutes, 22-11-405, **amend**
15 (1)(b) and (2)(b) as follows:

16 **22-11-405. School priority improvement plan - contents.**
17 (1) (b) The school accountability committee for the district public school
18 shall hold a public meeting as required in section 22-32-142 (2) to receive
19 input concerning possible strategies to be included in the school priority
20 improvement plan, advise the local school board concerning preparation
21 of the school priority improvement plan, and make recommendations to
22 the local school board concerning the contents of the school priority
23 improvement plan, taking into account recommendations received at the
24 public meeting. The local school board shall create and adopt the school
25 priority improvement plan, taking into account the advice and
26 recommendations of the school accountability committee. Before
27 adopting the school priority improvement plan, the local school board

1 shall hold a public hearing to review the written plan as required in
2 section 22-32-142 (2). THE DEPARTMENT MAY REQUIRE A SCHOOL
3 DISTRICT TO PROVIDE PROOF OF COMPLIANCE WITH THE REQUIREMENTS OF
4 SECTION 22-32-142 (2).

5 (2) (b) The school accountability committee for the institute
6 charter school shall hold a public meeting as required in section
7 22-30.5-520 (2) to receive input concerning possible strategies to be
8 included in the school priority improvement plan, advise the institute
9 concerning preparation of the school priority improvement plan, and
10 make recommendations to the institute concerning the contents of the
11 school priority improvement plan, taking into account recommendations
12 received at the public meeting. The institute shall create and adopt the
13 school priority improvement plan, taking into account the advice and
14 recommendations of the school accountability committee. Before
15 adopting the school priority improvement plan, the institute shall ensure
16 that the institute charter school holds a public hearing to review the
17 written plan as required in section 22-30.5-520 (2). THE DEPARTMENT
18 MAY REQUIRE THE INSTITUTE TO PROVIDE PROOF OF COMPLIANCE WITH
19 THE REQUIREMENTS OF SECTION 22-30.5-520 (2).

20 **SECTION 16.** In Colorado Revised Statutes, 22-11-406, **amend**
21 (1)(b), (2)(b), and (4) as follows:

22 **22-11-406. School turnaround plan - contents.** (1) (b) The
23 school accountability committee for the district public school shall hold
24 a public meeting as required in section 22-32-142 (2) to receive input
25 concerning possible strategies to be included in the school turnaround
26 plan, advise the local school board concerning preparation of the school
27 turnaround plan, and make recommendations to the local school board

1 concerning the contents of the school turnaround plan, taking into account
2 recommendations received at the public meeting. The local school board
3 shall create and adopt the school turnaround plan, taking into account the
4 advice and recommendations of the school accountability committee.
5 Before adopting the school turnaround plan, the local school board shall
6 hold a public hearing to review the written plan as required in section
7 22-32-142 (2). THE DEPARTMENT MAY REQUIRE A SCHOOL DISTRICT TO
8 PROVIDE PROOF OF COMPLIANCE WITH THE REQUIREMENTS OF SECTION
9 22-32-142 (2).

10 (2) (b) The school accountability committee for the institute
11 charter school shall hold a public meeting as required in section
12 22-30.5-520 (2) to receive input concerning possible strategies to be
13 included in the school turnaround plan, advise the institute concerning
14 preparation of the school turnaround plan, and make recommendations to
15 the institute concerning the contents of the school turnaround plan, taking
16 into account recommendations received at the public meeting. The
17 institute shall create and adopt the school turnaround plan, taking into
18 account the advice and recommendations of the school accountability
19 committee. Before adopting the school turnaround plan, the institute shall
20 ensure that the institute charter school holds a public hearing to review
21 the written plan as required in section 22-30.5-520 (2). THE DEPARTMENT
22 MAY REQUIRE THE INSTITUTE TO PROVIDE PROOF OF COMPLIANCE WITH
23 THE REQUIREMENTS OF SECTION 22-30.5-520 (2).

24 (4) The general assembly may appropriate such ~~moneys as are~~
25 MONEY AS IS available to assist school districts and the institute in
26 improving the academic growth of students in public schools that are
27 required to adopt school turnaround plans. In addition, the department

1 may allocate any ~~moneys~~ MONEY received pursuant to the federal "~~No~~
2 ~~Child Left Behind Act of 2001~~" "EVERY STUDENT SUCCEEDS ACT", 20
3 U.S.C. sec. 6301 et seq., for such purpose.

4 **SECTION 17.** In Colorado Revised Statutes, 22-11-503, **amend**
5 (2) introductory portion; and **add** (2)(a.5) as follows:

6 **22-11-503. Performance reports - contents - rules.** (2) The
7 state board shall adopt rules specifying the information to be included in
8 the school performance reports, the school district and institute
9 performance reports, and the state performance report. The information
10 ~~shall~~ MUST be consistent for each type of report and, at a minimum, ~~shall~~
11 MUST include the following:

12 (a.5) THE PERCENTAGE OF STUDENTS ENROLLED BY THE REPORT
13 SUBJECT WHO SCORE AT EACH OF THE PERFORMANCE LEVELS IDENTIFIED
14 BY THE STATE BOARD FOR THE STATEWIDE ASSESSMENTS, REPORTED BY
15 GRADE LEVEL AND ASSESSMENT;

16 **SECTION 18.** In Colorado Revised Statutes, 22-32.5-104,
17 **amend** (3) introductory portion and (3)(b) as follows:

18 **22-32.5-104. Innovation plans - submission - contents.**
19 (3) Each innovation plan, whether submitted by a public school or
20 created by a local school board through collaboration between the local
21 school board and a public school, ~~shall~~ MUST include the following
22 information:

23 (b) A description of the innovations the public school would
24 implement, which may include, but need not be limited to, innovations in
25 school staffing, curriculum and assessment, class scheduling, use of
26 financial and other resources, and faculty recruitment, employment,
27 evaluation, and compensation, AND IMPLEMENTATION OF

1 TRANSFORMATIONAL SCHOOL STRATEGIES SUCH AS SHARED LEADERSHIP,
2 CULTURALLY RELEVANT CURRICULUM, STUDENT AND FAMILY SUPPORTS,
3 POSITIVE DISCIPLINE PRACTICES, AND FAMILY AND COMMUNITY
4 ENGAGEMENT;

5 **SECTION 19.** In Colorado Revised Statutes, 22-13-101, **amend**
6 (2) and (3); and **add** (1.5) as follows:

7 **22-13-101. Legislative declaration.** (1.5) THE GENERAL
8 ASSEMBLY FURTHER FINDS THAT, WHILE SCHOOL LEADERSHIP IS A CRUCIAL
9 ASPECT OF IMPROVING THE PERFORMANCE OF STRUGGLING SCHOOLS,
10 FACTORS SUCH AS SCHOOL CULTURE, TEACHER PROFESSIONAL
11 DEVELOPMENT, AND THE TRANSFORMATION OF INSTRUCTION IN THE
12 CLASSROOM ARE ALSO NECESSARY ELEMENTS OF THE PLAN TO TRANSFORM
13 A PUBLIC SCHOOL AND RAISE THE ACADEMIC PERFORMANCE OF THE
14 STUDENTS ENROLLED IN THE SCHOOL.

15 (2) The general assembly therefore finds that it is imperative and
16 in the best interests of the state to create the school ~~turnaround leaders~~
17 ~~development~~ TRANSFORMATION GRANT program within the department to
18 contract with providers and award grants to school districts throughout
19 the state to use in developing outstanding school leaders with the skills
20 and competencies required to turn around low-performing public schools
21 in the state AND TO PROVIDE GRANTS TO SCHOOL DISTRICTS, THE
22 INSTITUTE, AND CHARTER SCHOOLS TO SUPPORT THEM IN IMPROVING
23 EDUCATOR PROFESSIONAL DEVELOPMENT AND TRANSFORMING
24 INSTRUCTION, WHICH MAY INCLUDE PLANNING FOR AND IMPLEMENTING
25 RIGOROUS SCHOOL REDESIGN STRATEGIES.

26 (3) The general assembly declares that, for purposes of section 17
27 of article IX of the state constitution, the school ~~turnaround leaders~~

1 ~~development~~ TRANSFORMATION GRANT program is an important element
2 in implementing accountable programs to meet state academic standards
3 and may therefore receive funding from the state education fund created
4 in section 17 (4) of article IX of the state constitution.

5 **SECTION 20.** In Colorado Revised Statutes, 22-13-102, **amend**
6 the introductory portion and (4) as follows:

7 **22-13-102. Definitions.** As used in this ~~article~~ ARTICLE 13, unless
8 the context otherwise requires:

9 (4) "Program" means the school ~~turnaround leaders development~~
10 TRANSFORMATION GRANT program created in section 22-13-103.

11 **SECTION 21.** In Colorado Revised Statutes, 22-13-103, **amend**
12 (1), (2) introductory portion, (2)(d), (2)(e), and (2)(f); and **repeal** (2)(b)
13 and (2)(c) as follows:

14 **22-13-103. School transformation grant program - created -**
15 **rules.** (1) There is created in the department the school ~~turnaround~~
16 ~~leaders development~~ TRANSFORMATION GRANT program to provide
17 funding to:

18 (a) Assist in the design of turnaround leadership development
19 programs and to provide funding to support training and development of
20 school turnaround leaders for the public schools in the state;

21 (b) SUPPORT SCHOOL DISTRICTS, THE INSTITUTE, AND CHARTER
22 SCHOOLS IN PROVIDING EDUCATOR PROFESSIONAL DEVELOPMENT AND
23 TRANSFORMING INSTRUCTION IN PUBLIC SCHOOLS THAT ARE REQUIRED TO
24 ADOPT PRIORITY IMPROVEMENT OR TURNAROUND PLANS FOR THE
25 IMMEDIATE OR PRECEDING SCHOOL YEAR; AND

26 (c) ASSIST SCHOOL DISTRICTS, THE INSTITUTE, AND CHARTER
27 SCHOOLS THAT ARE IMPLEMENTING PRIORITY IMPROVEMENT OR

1 TURNAROUND PLANS IN PLANNING FOR AND IMPLEMENTING ONE OR MORE
2 OF THE FOLLOWING RIGOROUS SCHOOL REDESIGN STRATEGIES:

3 (I) CONVERTING A DISTRICT PUBLIC SCHOOL TO A CHARTER
4 SCHOOL IF IT IS NOT ALREADY AUTHORIZED AS A CHARTER SCHOOL;

5 (II) GRANTING INNOVATION SCHOOL STATUS TO A DISTRICT PUBLIC
6 SCHOOL PURSUANT TO SECTION 22-32.5-104;

7 (III) WITH REGARD TO A DISTRICT OR INSTITUTE CHARTER SCHOOL,
8 REPLACING THE SCHOOL'S OPERATOR OR GOVERNING BOARD;

9 (IV) CONTRACTING WITH A PUBLIC OR PRIVATE ENTITY OTHER
10 THAN THE SCHOOL DISTRICT TO PARTIALLY OR WHOLLY MANAGE A
11 DISTRICT PUBLIC SCHOOL, WHICH ENTITY IS ACCEPTED BY THE
12 DEPARTMENT AND THE LOCAL SCHOOL BOARD AS USING RESEARCH-BASED
13 STRATEGIES AND HAVING A PROVEN RECORD OF SUCCESS WORKING WITH
14 SCHOOLS UNDER SIMILAR CIRCUMSTANCES; OR

15 (V) CLOSING A PUBLIC SCHOOL OR REVOKING THE CHARTER FOR
16 A DISTRICT OR INSTITUTE CHARTER SCHOOL.

17 (2) The state board, in accordance with the "State Administrative
18 Procedure Act", article 4 of title 24, ~~C.R.S.~~, shall promulgate rules to
19 implement and administer the program. At a minimum, the rules must
20 include:

21 (b) ~~Timelines for the design grant application and approval~~
22 ~~process;~~

23 (c) ~~Criteria for awarding design grants to identified providers to~~
24 ~~partially offset the design and development costs of creating or expanding~~
25 ~~high-quality turnaround leadership development programs;~~

26 (d) Timelines for the school ~~turnaround leader~~ TRANSFORMATION
27 grant application and approval process;

1 (e) The requirements for a school ~~turnaround leader~~
2 TRANSFORMATION grant application, including but not limited to the goals
3 that the applicant expects to achieve through the grant; and

4 (f) Criteria for selecting school ~~turnaround leader~~
5 TRANSFORMATION grant recipients. At a minimum, the criteria must take
6 into account for applying school districts the concentration of schools of
7 the school district, or for the institute the concentration of institute charter
8 schools, that must implement priority improvement or turnaround plans.
9 For applying charter schools, the criteria must prioritize schools that are
10 implementing priority improvement or turnaround plans.

11 **SECTION 22.** In Colorado Revised Statutes, 22-13-104, **amend**
12 (1); and **repeal** (2) as follows:

13 **22-13-104. Turnaround leadership development programs -**
14 **providers - design grants - review.** (1) The department shall issue a
15 request for proposals from providers who seek to participate in the
16 program. The department shall review the responses received and, based
17 on the criteria adopted by rule of the state board, identify one or more
18 providers to participate in the program by providing turnaround
19 leadership development programs for school districts, the institute, and
20 charter schools that receive ~~school turnaround leader~~ grants through the
21 program. The department, on a regular basis, shall review each provider's
22 turnaround leadership development programs, including the success
23 achieved by the persons who complete the programs, and revise the list
24 of identified providers as appropriate to ensure that the turnaround
25 leadership development programs that are available through the program
26 are of the highest quality.

27 (2) ~~During the first three years that the program receives~~

1 appropriations, an identified provider may apply as provided by rule for
2 a one-time design grant to offset the costs incurred in creating or
3 expanding the provider's turnaround leadership development programs.
4 The department shall review the design grant applications using the
5 criteria adopted by rule and recommend to the state board the providers
6 that may receive design grants and the amount of the grants. The state
7 board, taking into account the department's recommendations, may award
8 the design grants from moneys appropriated by the general assembly to
9 the department for the program. In each of the first three budget years in
10 which the program operates, the state board may distribute as one-time
11 design grants no more than approximately one-third of the amount
12 appropriated for the program for the applicable budget year.

13 **SECTION 23.** In Colorado Revised Statutes, **amend** 22-13-105
14 as follows:

15 **22-13-105. School transformation grants - application -**
16 **awards - report.** (1) The state board, subject to available appropriations,
17 shall award school ~~turnaround leader~~ TRANSFORMATION grants to one or
18 more school districts or charter schools or to the institute to use in:

19 (a) Identifying and recruiting practicing and aspiring school
20 turnaround leaders;

21 (b) Subsidizing the costs incurred for school turnaround leaders
22 and their leadership staff, if appropriate, to participate in turnaround
23 leadership development programs offered by identified providers; ~~and~~

24 (c) Reimbursing school turnaround leaders for the costs they incur
25 in completing turnaround leadership development programs offered by
26 identified providers;

27 (d) PROVIDING EDUCATOR PROFESSIONAL DEVELOPMENT FOR

1 EDUCATORS WORKING IN PUBLIC SCHOOLS THAT ARE IMPLEMENTING
2 PRIORITY IMPROVEMENT OR TURNAROUND PLANS;

3 (e) PROVIDING SERVICES, SUPPORT, AND MATERIALS TO
4 TRANSFORM INSTRUCTION IN PUBLIC SCHOOLS THAT ARE IMPLEMENTING
5 PRIORITY IMPROVEMENT OR TURNAROUND PLANS; AND

6 (f) PLANNING FOR AND IMPLEMENTING ONE OR MORE OF THE
7 FOLLOWING RIGOROUS SCHOOL REDESIGN STRATEGIES:

8 (I) CONVERTING A DISTRICT PUBLIC SCHOOL TO A CHARTER
9 SCHOOL IF IT IS NOT ALREADY AUTHORIZED AS A CHARTER SCHOOL;

10 (II) GRANTING INNOVATION SCHOOL STATUS TO A DISTRICT PUBLIC
11 SCHOOL PURSUANT TO SECTION 22-32.5-104;

12 (III) WITH REGARD TO A DISTRICT OR INSTITUTE CHARTER SCHOOL,
13 REPLACING THE SCHOOL'S OPERATOR OR GOVERNING BOARD;

14 (IV) CONTRACTING WITH A PUBLIC OR PRIVATE ENTITY OTHER
15 THAN THE SCHOOL DISTRICT TO PARTIALLY OR WHOLLY MANAGE A
16 DISTRICT PUBLIC SCHOOL, WHICH ENTITY IS ACCEPTED BY THE
17 DEPARTMENT AND THE LOCAL SCHOOL BOARD AS USING RESEARCH-BASED
18 STRATEGIES AND HAVING A PROVEN RECORD OF SUCCESS WORKING WITH
19 SCHOOLS UNDER SIMILAR CIRCUMSTANCES; OR

20 (V) CLOSING A PUBLIC SCHOOL OR REVOKING THE CHARTER FOR
21 A DISTRICT OR INSTITUTE CHARTER SCHOOL.

22 (2) A school district, the institute, or a charter school that seeks a
23 school ~~turnaround leader~~ TRANSFORMATION grant must apply to the
24 department as provided by rule of the state board. The department shall
25 review all of the applications received and, based on the criteria adopted
26 by rule, recommend to the state board the applicants that may receive
27 school ~~turnaround leader~~ TRANSFORMATION grants and the grant amounts.

1 Subject to available appropriations, the state board, taking into account
2 the department's recommendations, shall award school ~~turnaround leader~~
3 TRANSFORMATION grants from ~~moneys~~ MONEY appropriated by the
4 general assembly to the department for the program.

5 (3) Each school ~~turnaround leader~~ TRANSFORMATION grant may
6 continue for up to three budget years. The department shall annually
7 review each grant recipient's use of the grant ~~moneys~~ MONEY and may
8 rescind the grant if the department finds that the grant recipient is not
9 making adequate progress toward achieving the goals identified in the
10 grant application.

11 (4) During the term of the grant, each grant recipient shall
12 annually report to the department the information requested by the
13 department to monitor the effectiveness of the school ~~turnaround leader~~
14 TRANSFORMATION grants, WHICH MUST INCLUDE CONSIDERATION OF THE
15 IMPACT THAT THE USE OF EACH GRANT MAKES ON RAISING STUDENT
16 ACHIEVEMENT AND ESTABLISHING A POSITIVE SCHOOL CULTURE.
17 Notwithstanding section 24-1-136 (11)(a)(I), the department shall analyze
18 and summarize the reports received from grant recipients and annually
19 submit to the state board, the governor, and the education committees of
20 the senate and the house of representatives, or any successor committees,
21 a report of the effectiveness of the school ~~turnaround leader~~
22 TRANSFORMATION grants awarded pursuant to this section. The
23 department shall also post the annual report on its website.

24 (5) The department may expend up to five percent of the ~~moneys~~
25 MONEY annually appropriated for the program to offset the costs incurred
26 in implementing the program.

27 **SECTION 24.** In Colorado Revised Statutes, 22-30.5-502,

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

2 **22-30.5-502. Definitions.** As used in this part 5, unless the
3 context otherwise requires:

4 (1) "At-risk student" means a student:

5 (b) Who has performed at the proficiency level of "~~unsatisfactory~~"
6 or "~~partially proficient~~" BELOW THE LEVEL OF MEETING EXPECTATIONS, AS
7 IDENTIFIED BY RULE OF THE STATE BOARD, on a statewide ENGLISH
8 LANGUAGE ARTS OR MATHEMATICS assessment.

9 **SECTION 25. Safety clause.** The general assembly hereby finds,
10 determines, and declares that this act is necessary for the immediate
11 preservation of the public peace, health, and safety.