

**First Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

PREAMENDED

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

LLS NO. 19-1005.01 Julie Pelegrin x2700

SENATE BILL 19-216

SENATE SPONSORSHIP

Bridges,

HOUSE SPONSORSHIP

Bird,

Senate Committees

Education
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING INCENTIVES FOR LOCAL EDUCATION PROVIDERS TO**
102 **PROVIDE INNOVATIVE LEARNING OPPORTUNITIES FOR HIGH**
103 **SCHOOL 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 creates the high school innovative learning pilot program (pilot program) to support school districts, boards of cooperative services, and charter schools (local education providers) in providing innovative learning opportunities to students enrolled in grades 9 through 12 (high school students). Each local education provider that is selected to

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.

participate in the pilot program is allowed, for purposes of school finance, to count all high school students as full-time pupils regardless of whether they meet the required number of teacher-pupil instruction and contact hours for full-time enrollment.

A local education provider may apply to participate in the pilot program by submitting an application that, among other things, describes the local education provider's innovative learning plan (plan). The bill specifies other requirements for the application and requirements for the plan. The department of education (department) implements the pilot program by reviewing the applications and recommending to the state board of education (state board) the applicants that should participate in the pilot program, and the state board selects the participants. The recommendations and selections must be based on criteria specified in the bill. The bill limits the number of pilot program participants in the first year but states the intent of the general assembly to increase participation to 100% by the 2025-26 budget year.

The bill creates a grant program to award grants to local education providers that do not enroll any part-time high school students. A grant recipient must use the grant money to create and implement a plan and may request assistance from the contracting entity in creating the plan. A grant may be renewed for a total of 3 budget years.

The bill directs the department to contract with a statewide nonprofit entity to assist the department and local education providers in applying to participate in the pilot program, participating in the pilot program and the grant program, evaluating the pilot program and grant program, and preparing a report concerning implementation of the pilot program and grant program. The bill specifies information that each participating local education provider must submit to the department concerning its participation in the pilot program or grant program and requires the department to prepare an annual report summarizing the information and evaluating the success of the pilot program and grant program in increasing high school student participation in innovative learning opportunities.

The pilot program and the grant program are repealed July 1, 2025.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** article 35.6 to
3 title 22 as follows:

4 **ARTICLE 35.6**

5 **High School Innovative Learning Pilot Program**

1 **22-35.6-101. Legislative declaration.** THE GENERAL ASSEMBLY
2 FINDS THAT IT IS IMPORTANT THAT HIGH SCHOOL STUDENTS HAVE
3 OPPORTUNITIES TO ENRICH THEIR EDUCATION BY PARTICIPATING IN
4 INNOVATIVE LEARNING OPPORTUNITIES THAT OCCUR OUTSIDE THE
5 CLASSROOM, SUCH AS WORKING IN APPRENTICESHIPS OR RESIDENCY
6 PROGRAMS, ENROLLING IN POSTSECONDARY COURSES TAUGHT ON
7 COLLEGE CAMPUSES, COMPLETING CAPSTONE PROJECTS, AND ENGAGING
8 IN COMPETENCY-BASED LEARNING PROJECTS. THESE OPPORTUNITIES
9 ASSIST STUDENTS IN DEVELOPING ESSENTIAL SKILLS IN THE AREAS OF
10 PERSONAL SKILLS, ENTREPRENEURIAL SKILLS, CIVIC AND INTERPERSONAL
11 SKILLS, AND PROFESSIONAL SKILLS IDENTIFIED BY THE DEPARTMENT OF
12 EDUCATION AND IN ATTAINING COMPETENCIES BEYOND THE HIGH SCHOOL
13 CURRICULA THAT SUPPORT THE STUDENTS IN SUCCESSFUL TRANSITIONS
14 FROM HIGH SCHOOL INTO POSTSECONDARY EDUCATION OR DIRECTLY INTO
15 THE WORKFORCE. THE GENERAL ASSEMBLY FURTHER FINDS, HOWEVER,
16 THAT THE PUPIL ENROLLMENT COUNT FOR PURPOSES OF SCHOOL FINANCE
17 IS BASED ON SEAT-TIME REQUIREMENTS; FULL-TIME ENROLLMENT AND
18 FULL PER PUPIL FUNDING ARE BASED ON DEMONSTRATING A MINIMUM
19 NUMBER OF TEACHER-PUPIL INSTRUCTION AND CONTACT HOURS. THE
20 CHALLENGES OF ACCURATELY TRACKING STUDENTS' TIME INSIDE AND
21 OUTSIDE OF THE CLASSROOM LEAD MANY LOCAL EDUCATION PROVIDERS
22 TO AVOID THE RISK OF OFFERING THESE TYPES OF INNOVATIVE LEARNING
23 OPPORTUNITIES. THE GENERAL ASSEMBLY FINDS, THEREFORE, THAT IT IS
24 IN THE BEST INTERESTS OF THE STATE AND THE HIGH SCHOOL STUDENTS IN
25 THE STATE TO ENCOURAGE GREATER PARTICIPATION IN INNOVATIVE
26 LEARNING OPPORTUNITIES BY ALLOWING SELECTED LOCAL EDUCATION
27 PROVIDERS TO COUNT THE STUDENTS WHO ARE ENROLLED IN HIGH SCHOOL

1 AND ARE PARTICIPATING IN INNOVATIVE LEARNING OPPORTUNITIES AS
2 FULL-TIME PUPILS, REGARDLESS OF THE ACTUAL AMOUNT OF TIME THE
3 STUDENTS MAY SPEND IN THE CLASSROOM.

4 **22-35.6-102. Definitions.** AS USED IN THIS ARTICLE 35.6, UNLESS
5 THE CONTEXT OTHERWISE REQUIRES:

6 (1) "COMMISSIONER" MEANS THE COMMISSIONER OF EDUCATION
7 APPOINTED BY THE STATE BOARD OF EDUCATION PURSUANT TO SECTION
8 1 OF ARTICLE IX OF THE STATE CONSTITUTION.

9 (2) "DEPARTMENT" MEANS THE DEPARTMENT OF EDUCATION
10 CREATED AND OPERATING PURSUANT TO SECTION 24-1-115.

11 (3) "EDUCATION LEADERSHIP COUNCIL" MEANS THE COUNCIL
12 CONVENED BY EXECUTIVE ORDER B 2017-001 IN 2017 TO IDENTIFY THE
13 VISION AND STRATEGIC PLAN FOR EDUCATION IN COLORADO.

14 (4) "INNOVATIVE LEARNING OPPORTUNITIES" MEANS LEARNING
15 EXPERIENCES THAT USUALLY OCCUR OUTSIDE OF THE CLASSROOM.
16 INNOVATIVE LEARNING OPPORTUNITIES MAY INCLUDE WORK-BASED
17 LEARNING, SUCH AS APPRENTICESHIPS, COMPETENCY-BASED LEARNING
18 PROJECTS, CAPSTONE PROJECTS, AND OTHER LEARNING EXPERIENCES THAT
19 ARE DESIGNED TO SUPPORT STUDENTS IN DEVELOPING AND
20 DEMONSTRATING PERSONAL SKILLS, ENTREPRENEURIAL SKILLS, CIVIC AND
21 INTERPERSONAL SKILLS, AND PROFESSIONAL SKILLS AS DESCRIBED BY THE
22 DEPARTMENT.

23 (5) "INNOVATIVE LEARNING PLAN" OR "PLAN" MEANS A LOCAL
24 EDUCATION PROVIDER'S PLAN TO PROVIDE A VARIETY OF INNOVATIVE
25 LEARNING OPPORTUNITIES TO STUDENTS ENROLLED IN GRADES NINE
26 THROUGH TWELVE.

27 (6) "LOCAL EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT

1 ORGANIZED PURSUANT TO ARTICLE 30 OF THIS TITLE 22, A BOARD OF
2 COOPERATIVE SERVICES CREATED PURSUANT TO ARTICLE 5 OF THIS TITLE
3 22, A CHARTER SCHOOL AUTHORIZED BY A SCHOOL DISTRICT PURSUANT TO
4 PART 1 OF ARTICLE 30.5 OF THIS TITLE 22, OR AN INSTITUTE CHARTER
5 SCHOOL AUTHORIZED BY THE STATE CHARTER SCHOOL INSTITUTE
6 PURSUANT TO PART 5 OF ARTICLE 30.5 OF THIS TITLE 22.

7 (7) "PILOT PROGRAM" MEANS THE HIGH SCHOOL INNOVATIVE
8 LEARNING PILOT PROGRAM CREATED IN SECTION 22-35.6-103.

9 (8) "RURAL LOCAL EDUCATION PROVIDER" MEANS:

10 (a) A SCHOOL DISTRICT IN COLORADO THAT THE DEPARTMENT
11 DETERMINES IS RURAL, BASED ON THE GEOGRAPHIC SIZE OF THE SCHOOL
12 DISTRICT AND THE DISTANCE OF THE SCHOOL DISTRICT FROM THE NEAREST
13 LARGE, URBANIZED AREA;

14 (b) A DISTRICT CHARTER SCHOOL THAT IS AUTHORIZED BY A
15 SCHOOL DISTRICT DESCRIBED IN SUBSECTION (8)(a) OF THIS SECTION; AND

16 (c) AN INSTITUTE CHARTER SCHOOL THAT IS LOCATED WITHIN THE
17 GEOGRAPHIC BOUNDARIES OF A SCHOOL DISTRICT DESCRIBED IN
18 SUBSECTION (8)(a) OF THIS SECTION.

19 (9) "SMALL SUBURBAN SCHOOL DISTRICT" MEANS A SCHOOL
20 DISTRICT THAT IS LOCATED IN A SUBURBAN AREA, AS IDENTIFIED BY THE
21 DEPARTMENT, AND THAT ENROLLS FEWER THAN TWO THOUSAND
22 STUDENTS.

23 (10) "STATE BOARD" MEANS THE STATE BOARD OF EDUCATION
24 CREATED PURSUANT TO SECTION 1 OF ARTICLE IX OF THE STATE
25 CONSTITUTION.

26 **22-35.6-103. High school innovative learning pilot program -**
27 **created - rules.** (1) THERE IS CREATED IN THE DEPARTMENT THE HIGH

1 SCHOOL INNOVATIVE LEARNING PILOT PROGRAM TO AUTHORIZE FULL-TIME
2 FUNDING FOR STUDENTS ENROLLED IN GRADES NINE THROUGH TWELVE
3 IN HIGH SCHOOLS OPERATED BY SELECTED LOCAL EDUCATION PROVIDERS
4 TO ENABLE THE LOCAL EDUCATION PROVIDERS TO PROVIDE INNOVATIVE
5 LEARNING OPPORTUNITIES FOR HIGH SCHOOL STUDENTS TO SUPPORT THEM
6 IN SUCCESSFUL TRANSITIONS FROM HIGH SCHOOL TO POSTSECONDARY
7 EDUCATION OR THE WORKFORCE. THE DEPARTMENT SHALL ADMINISTER
8 THE PILOT PROGRAM BY REVIEWING APPLICATIONS AND SELECTING THE
9 LOCAL EDUCATION PROVIDERS THAT PROPOSE AN INNOVATIVE LEARNING
10 PLAN THAT MEETS THE REQUIREMENTS SPECIFIED IN SECTION 22-35.6-104
11 AND IS DESIGNED TO ENSURE THAT STUDENTS ENROLLED IN GRADES
12 NINE THROUGH TWELVE MAY PARTICIPATE IN INNOVATIVE LEARNING
13 OPPORTUNITIES BEFORE GRADUATION. A LOCAL EDUCATION PROVIDER
14 THAT IS SELECTED TO PARTICIPATE IN THE PILOT PROGRAM IS AUTHORIZED
15 TO COUNT STUDENTS WHO ARE ENROLLED IN GRADES NINE THROUGH
16 TWELVE AND ARE PARTICIPATING IN INNOVATIVE LEARNING
17 OPPORTUNITIES AS FULL-TIME PUPILS FOR PURPOSES OF THE "PUBLIC
18 SCHOOL FINANCE ACT OF 1994", ARTICLE 54 OF THIS TITLE 22,
19 REGARDLESS OF THE ACTUAL NUMBER OF TEACHER-PUPIL INSTRUCTION
20 HOURS AND TEACHER-PUPIL CONTACT HOURS FOR EACH PUPIL.

21 (2) THE STATE BOARD SHALL PROMULGATE RULES AS NECESSARY
22 TO IMPLEMENT THE PILOT PROGRAM, INCLUDING AT A MINIMUM,
23 APPLICATION TIMELINES AND ANY INFORMATION TO BE INCLUDED IN THE
24 APPLICATION IN ADDITION TO THE INFORMATION REQUIRED IN SECTION
25 22-35.6-104 (1). IN ADOPTING RULES, THE STATE BOARD SHALL ENSURE,
26 TO THE EXTENT POSSIBLE, THAT A LOCAL EDUCATION PROVIDER THAT IS
27 A SCHOOL DISTRICT THAT ENROLLS FEWER THAN TWO THOUSAND

1 STUDENTS, A DISTRICT CHARTER SCHOOL, OR AN INSTITUTE CHARTER
2 SCHOOL MAY SUBMIT A SIMPLIFIED APPLICATION.

3 **22-35.6-104. High school innovative learning pilot program -**
4 **application - requirements.** (1) TOPARTICIPATE IN THE PILOT PROGRAM,
5 A LOCAL EDUCATION PROVIDER OR A GROUP OF LOCAL EDUCATION
6 PROVIDERS MUST APPLY TO THE DEPARTMENT IN ACCORDANCE WITH THE
7 TIMELINES AND PROCEDURES ESTABLISHED BY RULE OF THE STATE BOARD.
8 A DISTRICT CHARTER SCHOOL MAY PARTICIPATE IN THE PILOT PROGRAM
9 AS PART OF ITS AUTHORIZING SCHOOL DISTRICT OR APPLY TO PARTICIPATE
10 IN THE PILOT PROGRAM INDEPENDENTLY. A BOARD OF COOPERATIVE
11 SERVICES MAY APPLY ON BEHALF OF ITS MEMBER SCHOOL DISTRICTS OR TO
12 IMPLEMENT AN INNOVATIVE LEARNING PLAN IN A PUBLIC HIGH SCHOOL
13 OPERATED BY THE BOARD OF COOPERATIVE SERVICES. AN APPLICATION
14 MUST INCLUDE:

15 (a) THE NUMBER OF STUDENTS ENROLLED IN GRADES NINE
16 THROUGH TWELVE WHO WERE COUNTED AS FULL-TIME PUPILS AND THE
17 NUMBER WHO WERE COUNTED AS PART-TIME PUPILS IN THE PRECEDING
18 THREE BUDGET YEARS, EXPRESSED AS NUMERALS AND AS PERCENTAGES;

19 (b) THE NUMBER OF STUDENTS ENROLLED IN GRADES NINE
20 THROUGH TWELVE WHO PARTICIPATED IN INNOVATIVE LEARNING
21 OPPORTUNITIES IN THE PRECEDING FOUR BUDGET YEARS, EXPRESSED AS
22 NUMERALS AND AS PERCENTAGES;

23 (c) THE NUMBER OF STUDENTS WHO ARE EXPECTED TO
24 PARTICIPATE IN THE INNOVATIVE LEARNING OPPORTUNITIES AND THE
25 PARTICIPATION CAPACITY OF THE INNOVATIVE LEARNING OPPORTUNITIES
26 PROPOSED IN THE INNOVATIVE LEARNING PLAN;

27 (d) A DESCRIPTION OF THE INNOVATIVE LEARNING PLAN THAT THE

1 APPLICANT EXPECTS TO IMPLEMENT, INCLUDING AN EXPLANATION OF HOW
2 IT ALIGNS WITH AT LEAST TWO OF THE PRINCIPLES SPECIFIED IN
3 SUBSECTION (2) OF THIS SECTION AND WHY THOSE PRINCIPLES WERE
4 SELECTED OR AN EXPLANATION OF HOW IT MEETS THE RESEARCH-BASED
5 DESIGN PRINCIPLES DESCRIBED IN SUBSECTION (3) OF THIS SECTION;

6 (e) INFORMATION THAT DEMONSTRATES THAT THE APPLICANT HAS
7 CAPACITY AND WILLINGNESS TO IMPLEMENT THE INNOVATIVE LEARNING
8 PLAN WITH INTEGRITY;

9 (f) AN EXPLANATION OF THE GOALS OF THE INNOVATIVE LEARNING
10 PLAN AND HOW THE APPLICANT INTENDS TO MEASURE ATTAINMENT OF THE
11 GOALS, THE DATA THAT THE APPLICANT WILL COLLECT TO MEASURE
12 ATTAINMENT OF THE GOALS, AND THE SCHEDULE AND METHOD FOR
13 COLLECTING DATA AND ASSESSING ATTAINMENT OF THE GOALS;

14 (g) IF APPLICABLE TO THE INNOVATIVE LEARNING PLAN, THE
15 PARTNERSHIPS BETWEEN COMMUNITY, BUSINESS, OR OTHER
16 ORGANIZATIONS AND THE APPLICANT THAT RELATE TO THE INNOVATIVE
17 LEARNING OPPORTUNITIES INCLUDED IN THE PLAN AND THAT ARE IN PLACE
18 AT THE TIME OF APPLICATION OR THAT THE APPLICANT EXPECTS TO ENTER
19 INTO IN IMPLEMENTING THE PLAN; AND

20 (h) ANY ADDITIONAL INFORMATION REQUIRED BY RULE OF THE
21 STATE BOARD.

22 (2) IN DESIGNING THE INNOVATIVE LEARNING PLAN, A LOCAL
23 EDUCATION PROVIDER MAY DESIGN THE PLAN TO ALIGN WITH THE
24 PRINCIPLES FOR STUDENT LEARNING AND TRANSITION IDENTIFIED BY THE
25 EDUCATION LEADERSHIP COUNCIL, ENSURING THAT THE PLAN PROVIDES
26 STUDENTS WITH:

27 (a) INTENTIONALLY INCLUSIVE AND CULTURALLY RESPONSIVE

1 EDUCATIONAL OPPORTUNITIES THAT PREPARE LEARNERS OF ALL
2 BACKGROUNDS TO THRIVE AT EVERY CRITICAL TRANSITION FROM EARLY
3 CHILDHOOD AND THROUGH CAREERS;

4 (b) MULTIPLE VIABLE POSTSECONDARY PATHWAYS THAT ARE
5 EXPLORED AND VALUED BY ALL;

6 (c) THE OPPORTUNITY, SUPPORTED BY ADULTS, TO DIRECT THEIR
7 OWN LEARNING EXPERIENCES TO DEVELOP ESSENTIAL SKILLS; AND

8 (d) ROBUST CAREER AND WORKFORCE READINESS OPPORTUNITIES,
9 IN AND OUT OF SCHOOL, INCLUDING DURING THE SUMMER BREAK, THAT
10 ARE INFORMED BY INDUSTRY AND COMMUNITY TO ENSURE ALIGNMENT
11 FOR TRANSITION BEYOND HIGH SCHOOL.

12 (3) A LOCAL EDUCATION PROVIDER MAY BASE THE DESIGN OF ITS
13 INNOVATIVE LEARNING PLAN ON THE FOLLOWING RESEARCH-BASED
14 DESIGN PRINCIPLES, ENSURING THAT THE PLAN:

15 (a) IMPACTS A LARGE PERCENTAGE OF THE STUDENTS ENROLLED
16 BY THE LOCAL EDUCATION PROVIDER IN GRADES NINE THROUGH TWELVE
17 AND SIGNIFICANTLY IMPROVES STUDENT OUTCOMES;

18 (b) BUILDS PUBLIC TRUST THROUGH TRANSPARENCY, LOCAL
19 PARTNERSHIPS, AND SHARED LEARNING, AS EVIDENCED BY:

20 (I) THE NUMBER AND VARIETY OF COMMUNITY PARTNERSHIPS
21 THAT EXIST AT THE TIME OF APPLICATION AND THE DEMONSTRATED
22 EXPECTATION AND CAPACITY TO CREATE ADDITIONAL PARTNERSHIPS;

23 (II) THE CONTINUING ROLE THAT COMMUNITY PARTNERS,
24 INCLUDING INSTITUTIONS OF HIGHER EDUCATION AND BUSINESS,
25 INDUSTRY, AND AGRICULTURAL ENTERPRISES, WILL PLAY IN DEVELOPING
26 THE INNOVATIVE LEARNING OPPORTUNITIES;

27 (III) THE MECHANISMS THAT THE LOCAL EDUCATION PROVIDER

1 USES AND WILL USE TO SOLICIT AND SHARE INPUT FROM TEACHERS,
2 STUDENTS, PARENTS, AND OTHER COMMUNITY MEMBERS; AND

3 (IV) THE MECHANISMS THAT THE LOCAL EDUCATION PROVIDER
4 USES AND WILL USE TO SHARE LEARNING WITH COMMUNITY MEMBERS;

5 (c) IDENTIFIES A STRONG THEORY OF CHANGE THAT JUSTIFIES WHY
6 ANDEXPLAINS HOW THE PROPOSED INNOVATIVE LEARNING PLAN IS LIKELY
7 TO RESULT IN A GREATER NUMBER OF STUDENTS PARTICIPATING IN
8 EFFECTIVE, MEANINGFUL INNOVATIVE LEARNING OPPORTUNITIES;

9 (d) DESCRIBES THOROUGHLY AND CLEARLY THE PLAN FOR
10 COLLECTING THE EVIDENCE THAT THE LOCAL EDUCATION PROVIDER WILL
11 USE TO EVALUATE THE EFFECTIVENESS OF THE THEORY OF CHANGE; AND

12 (e) CREATES A SCHEDULE AND MECHANISM FOR EVALUATING THE
13 COLLECTED EVIDENCE AND COMMITTING TO ADAPT IN RESPONSE TO
14 TRENDS IN THE EVIDENCE TO IMPROVE THE INNOVATIVE LEARNING PLAN.

15 **22-35.6-105. High school innovative learning pilot program -**
16 **department - state board - duties - legislative declaration.** (1) NO
17 LATER THAN NOVEMBER 1, 2019, AND, SUBJECT TO AVAILABLE
18 APPROPRIATIONS, NO LATER THAN NOVEMBER 1 EACH YEAR THEREAFTER,
19 THE DEPARTMENT SHALL ISSUE A REQUEST FOR PROPOSALS INVITING
20 LOCAL EDUCATION PROVIDERS TO APPLY TO PARTICIPATE IN THE PILOT
21 PROGRAM IN THE FOLLOWING BUDGET YEAR. A LOCAL EDUCATION
22 PROVIDER THAT CHOOSES TO APPLY MUST SUBMIT THE APPLICATION, AS
23 DESCRIBED IN SECTION 22-35.6-104, TO THE DEPARTMENT NO LATER THAN
24 THE FOLLOWING JANUARY 15. SUBJECT TO AVAILABLE APPROPRIATIONS,
25 THE STATE BOARD SHALL SELECT THE PARTICIPATING APPLICANTS NO
26 LATER THAN THE FOLLOWING MARCH 1.

27 (2) THE DEPARTMENT SHALL REVIEW THE APPLICATIONS RECEIVED

1 AND RECOMMEND TO THE STATE BOARD APPLICANTS TO PARTICIPATE IN
2 THE PILOT PROGRAM. THE STATE BOARD, TAKING INTO ACCOUNT THE
3 RECOMMENDATIONS OF THE DEPARTMENT, SHALL SELECT THE APPLICANTS
4 TO PARTICIPATE IN THE PILOT PROGRAM BEGINNING IN THE 2020-21
5 BUDGET YEAR. IN RECOMMENDING AND SELECTING THE LOCAL EDUCATION
6 PROVIDERS TO PARTICIPATE IN THE PILOT PROGRAM, THE DEPARTMENT
7 AND THE STATE BOARD SHALL CONSIDER:

8 (a) THE PERCENTAGE OF STUDENTS ENROLLED BY THE LOCAL
9 EDUCATION PROVIDER IN GRADES NINE THROUGH TWELVE WHO ARE
10 REASONABLY EXPECTED TO PARTICIPATE IN INNOVATIVE LEARNING
11 OPPORTUNITIES;

12 (b) THE QUALITY OF THE INNOVATIVE LEARNING PLAN AND THE
13 LIKELIHOOD THAT IT WILL RESULT IN MEANINGFUL INNOVATIVE LEARNING
14 OPPORTUNITIES FOR STUDENTS THAT WILL SIGNIFICANTLY SUPPORT THEM
15 IN THE TRANSITION FROM HIGH SCHOOL TO POSTSECONDARY EDUCATION
16 OR THE WORKFORCE; AND

17 (c) THE DEGREE TO WHICH THE INNOVATIVE LEARNING PLAN
18 ALIGNS WITH AT LEAST TWO OF THE PRINCIPLES SPECIFIED IN SECTION
19 22-35.6-104 (2) OR MEETS THE RESEARCH-BASED DESIGN PRINCIPLES
20 DESCRIBED IN SECTION 22-35.6-104 (3).

21 (3) (a) FOR THE 2020-21 BUDGET YEAR, SUBJECT TO AVAILABLE
22 APPROPRIATIONS, THE STATE BOARD SHALL SELECT APPLICANTS TO
23 PARTICIPATE IN THE PILOT PROGRAM AS FOLLOWS:

24 (I) OF THOSE APPLICANTS IN WHICH ANY OF THE STUDENTS
25 ENROLLED IN GRADES NINE THROUGH TWELVE IN THE PRECEDING BUDGET
26 YEAR WERE ENROLLED AS PART-TIME STUDENTS, THE STATE BOARD SHALL
27 SELECT UP TO FIVE APPLICANTS, EACH OF WHICH ENROLLS FEWER THAN

1 FIVE THOUSAND STUDENTS IN GRADES NINE THROUGH TWELVE; AND

2 (II) OF THOSE APPLICANTS IN WHICH ALL OF THE STUDENTS
3 ENROLLED IN GRADES NINE THROUGH TWELVE IN THE PRECEDING BUDGET
4 YEAR WERE ENROLLED AS FULL-TIME STUDENTS, THE STATE BOARD SHALL
5 SELECT EACH APPLICANT THAT ADOPTS AN INNOVATIVE LEARNING PLAN
6 THAT THE STATE BOARD DETERMINES:

7 (A) IS LIKELY TO RESULT IN MEANINGFUL INNOVATIVE LEARNING
8 OPPORTUNITIES FOR STUDENTS THAT WILL SIGNIFICANTLY SUPPORT THEM
9 IN THE TRANSITION FROM HIGH SCHOOL TO POSTSECONDARY EDUCATION
10 OR THE WORKFORCE; AND

11 (B) ALIGNS WITH AT LEAST TWO OF THE PRINCIPLES SPECIFIED IN
12 SECTION 22-35.6-104 (2) OR MEETS THE RESEARCH-BASED DESIGN
13 PRINCIPLES DESCRIBED IN SECTION 22-35.6-104 (3). ==

14 (b) BEGINNING IN THE 2021-22 BUDGET YEAR, IT IS THE INTENT OF
15 THE GENERAL ASSEMBLY TO INCREASE ANNUALLY THE NUMBER OF LOCAL
16 EDUCATION PROVIDERS THAT PARTICIPATE IN THE PILOT PROGRAM AND,
17 BY THE 2025-26 BUDGET YEAR, TO ACHIEVE ONE HUNDRED PERCENT
18 PARTICIPATION BY LOCAL EDUCATION PROVIDERS THAT MEET THE
19 REQUIREMENTS OF THIS ARTICLE 35.6.

20 (4) THE DEPARTMENT SHALL ANNUALLY REVIEW THE
21 INFORMATION RECEIVED PURSUANT TO SECTION 22-35.6-106(1) FROM THE
22 LOCAL EDUCATION PROVIDERS THAT PARTICIPATE IN THE PILOT PROGRAM.
23 THE STATE BOARD SHALL AUTOMATICALLY RENEW A LOCAL EDUCATION
24 PROVIDER'S PARTICIPATION IN THE PILOT PROGRAM IF THE DEPARTMENT
25 FINDS THAT THE INFORMATION DEMONSTRATES THAT:

26 (a) THE INNOVATIVE LEARNING PLAN AND THE INNOVATIVE
27 LEARNING OPPORTUNITIES PROVIDED THROUGH THE PLAN MEET THE

1 CRITERIA DESCRIBED IN SUBSECTION (2) OF THIS SECTION; AND

2 (b) THE NUMBER OF STUDENTS ENROLLED IN GRADES NINE
3 THROUGH TWELVE WHO ARE PARTICIPATING IN INNOVATIVE LEARNING
4 OPPORTUNITIES INCREASED OVER THE PRECEDING BUDGET YEAR OR ONE
5 HUNDRED PERCENT OF THE STUDENTS ENROLLED IN GRADES NINE
6 THROUGH TWELVE ARE PARTICIPATING IN INNOVATIVE LEARNING
7 OPPORTUNITIES.

8 (5) (a) BY SEPTEMBER 1, 2019, THE DEPARTMENT SHALL ISSUE A
9 REQUEST FOR PROPOSALS TO CONTRACT WITH A STATEWIDE NONPROFIT
10 ENTITY THAT HAS EXPERTISE IN SYSTEM INNOVATION AND CAREER AND
11 POSTSECONDARY READINESS TO ASSIST IN IMPLEMENTING THE PILOT
12 PROGRAM. THE DEPARTMENT SHALL REVIEW THE PROPOSALS RECEIVED
13 AND CONTRACT WITH THE ENTITY BY JANUARY 1, 2020.

14 (b) THE CONTRACT ENTITY, AT A MINIMUM, SHALL:

15 (I) PROVIDE TECHNICAL ASSISTANCE TO RURAL LOCAL EDUCATION
16 PROVIDERS AND SMALL SUBURBAN SCHOOL DISTRICTS THAT CHOOSE TO
17 APPLY TO PARTICIPATE IN THE PILOT PROGRAM INDIVIDUALLY, AS A
18 GROUP, OR THROUGH A BOARD OF COOPERATIVE SERVICES;

19 (II) PROVIDE TO RURAL LOCAL EDUCATION PROVIDERS AND SMALL
20 SUBURBAN SCHOOL DISTRICTS THAT PARTICIPATE IN THE PILOT PROGRAM
21 TECHNICAL ASSISTANCE IN IMPLEMENTING THEIR INNOVATIVE LEARNING
22 PLANS;

23 ==
24 (III) FACILITATE COMMUNICATIONS AMONG AND CREATION OF A
25 NETWORK OF ALL LOCAL EDUCATION PROVIDERS THAT PARTICIPATE IN THE
26 PILOT PROGRAM == TO ASSIST IN DOCUMENTING THE STRATEGIES USED IN
27 IMPLEMENTING THE PLANS AND IN PROVIDING INNOVATIVE LEARNING

1 OPPORTUNITIES;

2 (IV) ASSIST THE LOCAL EDUCATION PROVIDERS THAT PARTICIPATE
3 IN THE PILOT PROGRAM AND THE DEPARTMENT IN EVALUATING THE
4 EFFECTIVENESS AND MEASURING THE SUCCESS OF EACH LOCAL EDUCATION
5 PROVIDER'S INNOVATIVE LEARNING PLAN; AND

6 (V) ASSIST THE DEPARTMENT IN PREPARING THE REPORT REQUIRED
7 IN SECTION 22-35.6-106.

8

9 22-35.6-106. Report - rules. (1) EACH LOCAL EDUCATION
10 PROVIDER THAT PARTICIPATES IN THE PILOT PROGRAM SHALL
11 ANNUALLY SUBMIT INFORMATION DESCRIBED IN SUBSECTION (2) OF THIS
12 SECTION TO THE DEPARTMENT IN ACCORDANCE WITH THE TIME FRAMES
13 ESTABLISHED BY RULE OF THE STATE BOARD. IF A LOCAL EDUCATION
14 PROVIDER IS PARTICIPATING AS A GROUP OF LOCAL EDUCATION PROVIDERS
15 OR THROUGH A BOARD OF COOPERATIVE SERVICES, THE GROUP OR THE
16 BOARD OF COOPERATIVE SERVICES MAY SUBMIT THE INFORMATION
17 JOINTLY.

18 (2) EACH PARTICIPATING LOCAL EDUCATION PROVIDER SHALL
19 SUBMIT THE FOLLOWING INFORMATION:

20 (a) THE TYPES OF INNOVATIVE LEARNING OPPORTUNITIES
21 PROVIDED THROUGH IMPLEMENTATION OF THE INNOVATIVE LEARNING
22 PLAN;

23 (b) THE NUMBER AND PERCENTAGE OF STUDENTS ENROLLED IN
24 GRADES NINE THROUGH TWELVE WHO PARTICIPATE IN INNOVATIVE
25 LEARNING OPPORTUNITIES, IN TOTAL AND DISAGGREGATED BY STUDENT
26 GROUP, AS DEFINED IN SECTION 22-11-103, WHERE POSSIBLE;

27 (c) THE NUMBER AND PERCENTAGE OF STUDENTS ENROLLED IN

1 GRADES NINE THROUGH TWELVE WHO PARTICIPATE IN INNOVATIVE
2 LEARNING OPPORTUNITIES AS COMPARED TO THE NUMBER AND
3 PERCENTAGE WHO PARTICIPATED BEFORE THE LOCAL EDUCATION
4 PROVIDER IMPLEMENTED THE INNOVATIVE LEARNING PLAN AND AS
5 COMPARED TO THE NUMBER AND PERCENTAGE WHO PARTICIPATED IN THE
6 PRECEDING REPORTING PERIOD;

7 (d) A SUMMARY, NONIDENTIFYING DESCRIPTION OF THE OUTCOMES
8 ACHIEVED BY STUDENTS WHO PARTICIPATE IN THE INNOVATIVE LEARNING
9 OPPORTUNITIES;

10 (e) A SUMMARY DESCRIPTION OF THE CHALLENGES ENCOUNTERED
11 IN IMPLEMENTING THE INNOVATIVE LEARNING OPPORTUNITIES AND THE
12 MANNER IN WHICH THE LOCAL EDUCATION PROVIDER ADDRESSED THE
13 CHALLENGES, INCLUDING EXPLANATION OF THE STRATEGIES AND
14 PROGRAMS THAT WERE SUCCESSFUL AND THOSE THAT WERE NOT; AND

15 (f) ANY ADDITIONAL INFORMATION REQUESTED BY THE
16 DEPARTMENT TO ASSIST IN MEASURING THE EFFECTIVENESS AND SUCCESS
17 OF THE PILOT PROGRAM.

18 (3) (a) THE DEPARTMENT, WITH ASSISTANCE FROM THE CONTRACT
19 ENTITY DESCRIBED IN SECTION 22-35.6-105 (5), SHALL PREPARE AN
20 ANNUAL SUMMARY REPORT OF THE INFORMATION RECEIVED PURSUANT TO
21 SUBSECTION (2) OF THIS SECTION AND AN EVALUATION OF THE
22 EFFECTIVENESS AND SUCCESS OF THE PILOT PROGRAM _____ IN
23 INCREASING THE NUMBER OF STUDENTS ENROLLED IN GRADES NINE
24 THROUGH TWELVE WHO PARTICIPATE IN MEANINGFUL INNOVATIVE
25 LEARNING OPPORTUNITIES. THE DEPARTMENT SHALL SUBMIT THE REPORT
26 TO THE STATE BOARD NO LATER THAN JULY 1, 2022, AND NO LATER THAN
27 JULY 1 EACH YEAR THEREAFTER, AND SHALL PROVIDE THE REPORT TO

1 LOCAL EDUCATION PROVIDERS NO LATER THAN SEPTEMBER 1, 2022, AND
2 NO LATER THAN SEPTEMBER 1 EACH YEAR THEREAFTER.

3 (b) NOTWITHSTANDING THE PROVISIONS OF SECTION 24-1-136
4 (11)(a)(I), BEGINNING WITH THE REPORT THAT THE DEPARTMENT MAKES
5 PURSUANT TO SECTION 2-7-203 IN DECEMBER OF 2022, THE DEPARTMENT
6 SHALL ANNUALLY PROVIDE THE REPORT PREPARED PURSUANT TO
7 SUBSECTION (3)(a) OF THIS SECTION TO THE JOINT EDUCATION COMMITTEE
8 OF THE GENERAL ASSEMBLY.

9 **22-35.6-107. Repeal of article.** THIS ARTICLE 35.6 IS REPEALED,
10 EFFECTIVE JULY 1, 2025.

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