

CHAPTER 325

EDUCATION - PUBLIC SCHOOLS

HOUSE BILL 04-1104

BY REPRESENTATIVE(S) King, Cadman, Fairbank, Harvey, Lee, Schultheis, Spence, and Spradley;
also SENATOR(S) McElhany, Evans, and Lamborn.

AN ACT

CONCERNING EDUCATOR LICENSURE, AND MAKING AN APPROPRIATION IN CONNECTION THEREWITH.

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

SECTION 1. 22-60.5-102 (1) and (11), Colorado Revised Statutes, are amended to read:

22-60.5-102. Definitions. As used in this article, unless the context otherwise requires:

(1) "Accepted institution of higher education" means an institution of higher education that offers at least the standard bachelor's degree and is recognized by one of the following regional associations: The western association of schools and colleges; northwest association of ~~secondary and higher~~ schools, COLLEGES, AND UNIVERSITIES; north central association of colleges and schools; New England association of schools and colleges; southern association of colleges and schools; or middle states association of colleges and secondary schools.

(11) "Endorsement" means the designation on a license or an authorization of grade level OR DEVELOPMENTAL LEVEL, subject matter, or service specialization in accordance with the preparation, training, and experience of the holder of such license or authorization.

SECTION 2. 22-60.5-111, Colorado Revised Statutes, is REPEALED AND REENACTED, WITH AMENDMENTS, to read:

22-60.5-111. Authorization - types - applicants' qualifications. (1) PURSUANT TO THE RULES OF THE STATE BOARD OF EDUCATION, THE DEPARTMENT OF EDUCATION MAY ISSUE THE AUTHORIZATIONS SPECIFIED IN THIS SECTION TO PERSONS OF GOOD

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

MORAL CHARACTER WHO MEET THE QUALIFICATIONS PRESCRIBED BY THIS SECTION AND BY THE RULES OF THE STATE BOARD OF EDUCATION.

(2) **Adjunct instructor authorization.** (a) AN ADJUNCT INSTRUCTOR AUTHORIZATION CERTIFIES THAT A PERSON IS A SPECIALIST OR AN EXPERT IN A CONTENT AREA THAT IS NOT AVAILABLE THROUGH AN APPROVED PROGRAM OF PREPARATION, ALTHOUGH THE PERSON HAS NOT RECEIVED FORMAL TRAINING IN EDUCATION. A SCHOOL DISTRICT MAY EMPLOY A PERSON WHO HAS AN ADJUNCT INSTRUCTOR AUTHORIZATION TO PROVIDE STUDENTS WITH HIGHLY SPECIALIZED ACADEMIC ENRICHMENT THAT IS IN ADDITION TO AND SUPPORTIVE OF REQUIRED CONTENT AREAS. THE DEPARTMENT OF EDUCATION MAY ISSUE AN ADJUNCT INSTRUCTOR AUTHORIZATION TO A PERSON WHO APPLIES TO THE DEPARTMENT, PROVIDING SUCH INFORMATION AS MAY BE REQUIRED BY RULE OF THE STATE BOARD OF EDUCATION, INCLUDING, AT A MINIMUM, DOCUMENTATION DEMONSTRATING THE FOLLOWING:

(I) THE APPLICANT POSSESSES OUTSTANDING TALENT AND DEMONSTRATES SPECIFIC ABILITIES AND KNOWLEDGE IN A PARTICULAR AREA OF SPECIALIZATION THAT IS NOT INCLUDED IN AN APPROVED ENDORSEMENT AREA, AS SPECIFIED IN RULE;

(II) A SCHOOL DISTRICT BOARD OF EDUCATION HAS REQUESTED THE APPLICANT'S SERVICES AND REQUIRES THE APPLICANT'S SERVICES, BASED UPON EVIDENCE OF A DOCUMENTED STUDENT NEED;

(III) THE POTENTIAL EMPLOYING SCHOOL DISTRICT HAS DOCUMENTED EVIDENCE OF THE APPLICANT'S OUTSTANDING TALENT, SPECIFIC ABILITIES, AND PARTICULAR KNOWLEDGE OF THE AREA OF SPECIALIZATION;

(IV) THE APPLICANT HAS BEEN EMPLOYED FOR AT LEAST FIVE YEARS IN THE AREA OF SPECIALIZATION OR HOLDS A BACHELOR'S DEGREE OR HIGHER DEGREE IN THE AREA OF SPECIALIZATION.

(b) AN ADJUNCT INSTRUCTOR AUTHORIZATION IS VALID FOR THREE YEARS. THE DEPARTMENT OF EDUCATION MAY RENEW AN ADJUNCT INSTRUCTOR AUTHORIZATION FOR SUCCEEDING THREE-YEAR PERIODS AT THE EMPLOYING SCHOOL DISTRICT'S REQUEST. TO REQUEST RENEWAL, THE EMPLOYING SCHOOL DISTRICT, AT A MINIMUM, SHALL SUBMIT TO THE DEPARTMENT OF EDUCATION DOCUMENTED EVIDENCE OF CONTINUING NEED WITHIN THE SCHOOL DISTRICT FOR THE ADJUNCT INSTRUCTOR'S SERVICES.

(3) **Special services intern authorization.** THE DEPARTMENT OF EDUCATION MAY ISSUE AN INTERN AUTHORIZATION TO AN APPLICANT WHO HOLDS AT LEAST A BACHELOR'S DEGREE FROM AN ACCEPTED INSTITUTION OF HIGHER EDUCATION AND WHO IS ENROLLED IN AN APPROVED PROGRAM OF PREPARATION FOR A SPECIAL SERVICES PROVIDER THAT REQUIRES COMPLETION OF AN INTERNSHIP. A PERSON EMPLOYED UNDER AN INTERN AUTHORIZATION SHALL WORK UNDER THE SUPERVISION OF A PERSON WHO HOLDS A PROFESSIONAL SPECIAL SERVICES PROVIDER LICENSE. A SCHOOL DISTRICT MAY PAY A PERSON WHO IS EMPLOYED UNDER AN INTERN AUTHORIZATION. AN INTERN AUTHORIZATION IS VALID FOR ONE ACADEMIC YEAR AND MAY NOT BE RENEWED.

(4) Emergency authorization. (a) THE DEPARTMENT OF EDUCATION MAY ISSUE AN EMERGENCY AUTHORIZATION TO AN APPLICANT WHO IS ENROLLED IN AN APPROVED PREPARATION PROGRAM, BUT HAS NOT YET MET THE REQUIREMENTS FOR A PROVISIONAL EDUCATOR LICENSE. THE DEPARTMENT MAY ISSUE AN EMERGENCY AUTHORIZATION IF:

(I) A SCHOOL DISTRICT REQUESTS THE EMERGENCY AUTHORIZATION TO EMPLOY A NONLICENSED TEACHER, PRINCIPAL, ADMINISTRATOR, OR SPECIAL SERVICES PROVIDER;

(II) THE REQUESTING SCHOOL DISTRICT SUBMITS TO THE DEPARTMENT OF EDUCATION DOCUMENTED EVIDENCE OF A DEMONSTRATED NEED FOR SPECIFIC AND ESSENTIAL EDUCATIONAL SERVICES FOR STUDENTS THAT THE APPLICANT WOULD PROVIDE AND THAT WOULD OTHERWISE BE UNAVAILABLE TO STUDENTS IN THE SCHOOL DISTRICT DUE TO A SHORTAGE OF LICENSED EDUCATORS WITH APPROPRIATE ENDORSEMENTS;

(III) THE STATE BOARD OF EDUCATION DETERMINES THAT EMPLOYMENT OF THE APPLICANT IS ESSENTIAL TO PRESERVATION OF THE SCHOOL DISTRICT'S INSTRUCTIONAL PROGRAM AND THAT ESTABLISHMENT OF AN ALTERNATIVE TEACHER PREPARATION PROGRAM OR A TEACHER IN RESIDENCE PROGRAM WITHIN THE SCHOOL DISTRICT IS NOT A PRACTICABLE SOLUTION FOR RESOLUTION OF THE DEMONSTRATED SHORTAGE.

(b) AN EMERGENCY AUTHORIZATION IS VALID FOR ONE YEAR. IF THE STATE BOARD OF EDUCATION DETERMINES THAT THE EMPLOYING SCHOOL DISTRICT CONTINUES TO REQUIRE THE SERVICES OF THE PERSON HOLDING THE EMERGENCY AUTHORIZATION, BASED ON EVIDENCE SUBMITTED BY THE SCHOOL DISTRICT DEMONSTRATING THE CONTINUED EXISTENCE OF THE HARDSHIP CIRCUMSTANCES DESCRIBED IN SUBPARAGRAPHS (II) AND (III) OF PARAGRAPH (a) OF THIS SUBSECTION (4), THE STATE BOARD OF EDUCATION MAY RENEW THE EMERGENCY AUTHORIZATION FOR ONE ADDITIONAL YEAR ONLY.

(c) (I) A SCHOOL DISTRICT THAT EMPLOYS A PERSON WHO HOLDS AN EMERGENCY AUTHORIZATION MAY PROVIDE AN INDUCTION PROGRAM FOR THE PERSON, AS DESCRIBED IN SECTION 22-60.5-204, 22-60.5-213, 22-60.5-304, OR 22-60.5-309, WHICHEVER IS APPLICABLE. IF THE PERSON SUCCESSFULLY COMPLETES THE INDUCTION PROGRAM WHILE EMPLOYED UNDER THE EMERGENCY AUTHORIZATION, THE PERSON MAY APPLY COMPLETION OF THE INDUCTION PROGRAM TOWARD MEETING THE REQUIREMENTS FOR A PROFESSIONAL EDUCATOR LICENSE.

(II) IF A PERSON WHO IS EMPLOYED UNDER AN EMERGENCY AUTHORIZATION SUCCESSFULLY COMPLETES AN INDUCTION PROGRAM AND COMPLETES THE REQUIREMENTS PRESCRIBED IN SECTION 22-60.5-201 (1) (b) (I), 22-60.5-210 (1) (a) (I), 22-60.5-301 (1) (a) (I), OR 22-60.5-306 (1) (a) (I), WHICHEVER IS APPLICABLE, FOR A PROVISIONAL EDUCATOR LICENSE WHILE EMPLOYED UNDER THE EMERGENCY AUTHORIZATION, THE DEPARTMENT OF EDUCATION MAY ISSUE A PROFESSIONAL EDUCATOR LICENSE TO THE PERSON UPON APPLICATION.

(5) Temporary educator eligibility authorization. (a) THE DEPARTMENT OF EDUCATION MAY ISSUE A TEMPORARY EDUCATOR ELIGIBILITY AUTHORIZATION TO A

PERSON WHO IS ENROLLED IN AN APPROVED PROGRAM OF PREPARATION FOR A SPECIAL EDUCATION EDUCATOR OR WHO IS WORKING TO ATTAIN A SPECIAL SERVICES PROVIDER PROVISIONAL LICENSE, BUT WHO HAS NOT YET MET THE REQUIREMENTS FOR THE APPLICABLE PROVISIONAL EDUCATOR LICENSE. THE DEPARTMENT MAY ISSUE THE AUTHORIZATION UNDER THE FOLLOWING CIRCUMSTANCES:

(I) A SCHOOL DISTRICT REQUESTS THE TEMPORARY EDUCATOR ELIGIBILITY AUTHORIZATION TO EMPLOY AS A SPECIAL EDUCATION TEACHER OR DIRECTOR OR AS A SPECIAL SERVICES PROVIDER AN APPLICANT WHO DOES NOT YET MEET THE REQUIREMENTS TO OBTAIN THE APPLICABLE PROVISIONAL EDUCATOR LICENSE, BUT WHO MEETS THE ELIGIBILITY CRITERIA SPECIFIED IN PARAGRAPH (b) OF THIS SUBSECTION (5);

(II) THE REQUESTING SCHOOL DISTRICT PROVIDES DOCUMENTED EVIDENCE OF A DEMONSTRATED NEED FOR SPECIFIC AND ESSENTIAL EDUCATIONAL SERVICES THAT THE APPLICANT WOULD PROVIDE, BUT THAT WOULD OTHERWISE BE UNAVAILABLE TO STUDENTS DUE TO A SHORTAGE OF LICENSED EDUCATORS WITH THE APPROPRIATE ENDORSEMENT.

(b) AN APPLICANT FOR A TEMPORARY EDUCATOR ELIGIBILITY AUTHORIZATION SHALL:

(I) BE CONTINUOUSLY ENROLLED IN AN APPROVED OR ALTERNATIVE PROGRAM OF PREPARATION LEADING TO A BACHELOR'S DEGREE OR HIGHER DEGREE FROM AN ACCEPTED INSTITUTION OF HIGHER EDUCATION; OR

(II) BE ENROLLED IN AN APPROVED OR ALTERNATIVE SPECIAL EDUCATION OR SPECIAL EDUCATION DIRECTOR PREPARATION PROGRAM OFFERED BY AN ACCEPTED INSTITUTION OF HIGHER EDUCATION; OR

(III) BE APPROVED FOR A TEMPORARY EDUCATOR ELIGIBILITY AUTHORIZATION BASED ON EVIDENCE THAT DOCUMENTS COMPLIANCE WITH REQUIREMENTS SPECIFIED BY RULE OF THE STATE BOARD OF EDUCATION.

(c) IN ADDITION TO THE CIRCUMSTANCES AND CRITERIA SPECIFIED IN PARAGRAPHS (a) AND (b) OF THIS SUBSECTION (5), THE DEPARTMENT OF EDUCATION MAY ISSUE A TEMPORARY EDUCATOR ELIGIBILITY AUTHORIZATION TO A SPECIAL SERVICES PROVIDER WHO HAS MET THE MINIMUM DEGREE REQUIREMENTS NECESSARY TO PRACTICE IN HIS OR HER AREA OF SPECIALIZATION, BUT WHO HAS NOT COMPLETED THE NECESSARY NATIONAL CONTENT EXAMINATION OR SCHOOL PRACTICUM IN THE AREA OF SPECIALIZATION. A SCHOOL DISTRICT MAY EMPLOY A PERSON WHO HOLDS A TEMPORARY EDUCATOR ELIGIBILITY AUTHORIZATION ISSUED PURSUANT TO THIS PARAGRAPH (c) ONLY IF THE PERSON IS UNDER THE SUPERVISION OF A PROFESSIONALLY LICENSED PERSON IN THE SAME AREA OF SPECIALIZATION.

(d) A TEMPORARY EDUCATOR ELIGIBILITY AUTHORIZATION IS VALID FOR THREE YEARS AND IS NOT RENEWABLE.

(e) (I) A SCHOOL DISTRICT THAT EMPLOYS A PERSON WHO HOLDS A TEMPORARY EDUCATOR ELIGIBILITY AUTHORIZATION MAY PROVIDE AN INDUCTION PROGRAM FOR THE PERSON, AS DESCRIBED IN SECTION 22-60.5-204, 22-60.5-213, OR 22-60.5-309,

WHICHEVER IS APPLICABLE. IF THE PERSON SUCCESSFULLY COMPLETES THE INDUCTION PROGRAM WHILE EMPLOYED UNDER THE TEMPORARY EDUCATOR ELIGIBILITY AUTHORIZATION, THE PERSON MAY APPLY COMPLETION OF THE INDUCTION PROGRAM TOWARD MEETING THE REQUIREMENTS FOR A PROFESSIONAL EDUCATOR LICENSE.

(II) IF A PERSON WHO IS EMPLOYED UNDER A TEMPORARY EDUCATOR ELIGIBILITY AUTHORIZATION SUCCESSFULLY COMPLETES AN INDUCTION PROGRAM AND COMPLETES THE REQUIREMENTS PRESCRIBED IN SECTION 22-60.5-201 (1) (b) (I), 22-60.5-210 (1) (a) (I), OR 22-60.5-306 (1) (a) (I), WHICHEVER IS APPLICABLE, FOR A PROVISIONAL EDUCATOR LICENSE WHILE EMPLOYED UNDER THE TEMPORARY EDUCATOR ELIGIBILITY AUTHORIZATION, THE DEPARTMENT OF EDUCATION MAY ISSUE A PROFESSIONAL EDUCATOR LICENSE TO THE PERSON UPON APPLICATION.

(6) **Substitute authorization.** A SUBSTITUTE AUTHORIZATION AUTHORIZES A SCHOOL DISTRICT TO EMPLOY A PERSON TO TEACH ON A SUBSTITUTE BASIS. A SUBSTITUTE AUTHORIZATION SHALL BE VALID FOR SUCH PERIODS OF TIME AS SPECIFIED IN, AND MAY BE RENEWED AS AUTHORIZED IN, RULES ADOPTED BY THE STATE BOARD OF EDUCATION.

(7) **Temporary authorization.** (a) A TEMPORARY AUTHORIZATION AUTHORIZES A SCHOOL DISTRICT TO EMPLOY A PERSON WHO IS CERTIFIED OR LICENSED AS A TEACHER, PRINCIPAL, OR ADMINISTRATOR IN ANOTHER STATE AND WHO HAS NOT SUCCESSFULLY COMPLETED THE ASSESSMENT OF PROFESSIONAL COMPETENCIES TO OBTAIN A PROVISIONAL LICENSE UNDER SECTION 22-60.5-201 (1) (b), 22-60.5-301 (1) (a), OR 22-60.5-306 (1) (a), BUT WHO MEETS THE OTHER REQUIREMENTS FOR A PROVISIONAL LICENSE SPECIFIED IN SAID SECTIONS. A TEMPORARY AUTHORIZATION IS VALID FOR ONE YEAR, AND THE DEPARTMENT OF EDUCATION MAY RENEW THE AUTHORIZATION FOR ONE ADDITIONAL YEAR. THE EMPLOYING SCHOOL DISTRICT MAY INCLUDE THE PERIOD DURING WHICH A PERSON WORKS UNDER A TEMPORARY AUTHORIZATION TOWARD THE THREE FULL YEARS OF CONTINUOUS EMPLOYMENT NECESSARY TO CEASE BEING A PROBATIONARY TEACHER PURSUANT TO SECTION 22-63-103 (7).

(b) A SCHOOL DISTRICT THAT EMPLOYS A PERSON WHO HOLDS A TEMPORARY AUTHORIZATION MAY PROVIDE AN INDUCTION PROGRAM FOR THE PERSON, AS DESCRIBED IN SECTION 22-60.5-204, 22-60.5-304, OR 22-60.5-309, WHICHEVER IS APPLICABLE. IF THE PERSON SUCCESSFULLY COMPLETES THE INDUCTION PROGRAM WHILE EMPLOYED UNDER THE TEMPORARY AUTHORIZATION, THE PERSON MAY APPLY COMPLETION OF THE INDUCTION PROGRAM TOWARD MEETING THE REQUIREMENTS FOR A PROFESSIONAL EDUCATOR LICENSE.

(8) **Teacher in residence authorization.** THE DEPARTMENT OF EDUCATION MAY ISSUE A TEACHER IN RESIDENCE AUTHORIZATION TO A PERSON WHO MEETS THE REQUIREMENTS FOR A TEACHER IN RESIDENCE AUTHORIZATION, AS STATED IN RULES ADOPTED BY THE STATE BOARD OF EDUCATION, CONSISTENT WITH THE PROVISIONS OF SECTION 22-32-110.3. A TEACHER IN RESIDENCE AUTHORIZATION IS VALID FOR TWO YEARS AND MAY NOT BE RENEWED; EXCEPT THAT, IF THE PERSON HOLDING THE TEACHER IN RESIDENCE AUTHORIZATION IS ENROLLED IN A PROGRAM IN SPECIAL EDUCATION OFFERED BY AN ACCEPTED INSTITUTION OF HIGHER EDUCATION AND APPROVED BY THE STATE BOARD OF EDUCATION, THE TEACHER IN RESIDENCE

AUTHORIZATION IS VALID FOR THREE YEARS. A SCHOOL DISTRICT MAY EMPLOY A PERSON WHO HOLDS A TEACHER IN RESIDENCE AUTHORIZATION ONLY IN AN APPROVED TEACHER IN RESIDENCE PROGRAM.

(9) Career and technical education authorization. (a) THE DEPARTMENT OF EDUCATION MAY ISSUE A PROVISIONAL CAREER AND TECHNICAL EDUCATION AUTHORIZATION TO A PERSON WHO HOLDS A PROVISIONAL CAREER AND TECHNICAL EDUCATION CREDENTIAL ISSUED BY AN INSTITUTION OF HIGHER EDUCATION WITH THE STATE SYSTEM OF COMMUNITY AND TECHNICAL COLLEGES ESTABLISHED PURSUANT TO SECTION 23-60-201, C.R.S. A PROVISIONAL CAREER AND TECHNICAL EDUCATION AUTHORIZATION IS VALID FOR THREE YEARS AND MAY NOT BE RENEWED.

(b) THE DEPARTMENT OF EDUCATION MAY ISSUE A PROFESSIONAL CAREER AND TECHNICAL EDUCATION AUTHORIZATION TO A PERSON WHO HOLDS A STANDARD CAREER AND TECHNICAL EDUCATION CREDENTIAL ISSUED BY AN INSTITUTION OF HIGHER EDUCATION WITHIN THE STATE SYSTEM OF COMMUNITY AND TECHNICAL COLLEGES. A PROFESSIONAL CAREER AND TECHNICAL EDUCATION AUTHORIZATION IS VALID FOR FIVE YEARS. THE DEPARTMENT OF EDUCATION MAY RENEW A PROFESSIONAL CAREER AND TECHNICAL EDUCATION AUTHORIZATION FOR SUCCEEDING FIVE-YEAR PERIODS WHEN THE PERSON HOLDING THE AUTHORIZATION COMPLETES THE RENEWAL REQUIREMENTS OF THE STATE SYSTEM OF COMMUNITY AND TECHNICAL COLLEGES AND SUBMITS A COPY OF THE RENEWED PROFESSIONAL CREDENTIAL TO THE DEPARTMENT.

(10) School speech-language pathology assistant authorization. (a) THE DEPARTMENT OF EDUCATION MAY ISSUE A SCHOOL SPEECH-LANGUAGE PATHOLOGY ASSISTANT AUTHORIZATION TO A PERSON WHO MEETS THE CRITERIA SPECIFIED BY RULE OF THE STATE BOARD OF EDUCATION, WHICH AT A MINIMUM SHALL INCLUDE:

(I) COMPLETION OF AT LEAST A BACHELOR'S DEGREE IN SPEECH COMMUNICATION, SPEECH-LANGUAGE PATHOLOGY, OR COMMUNICATION DISORDERS-SPEECH SCIENCES, FROM AN ACCEPTED INSTITUTION OF HIGHER EDUCATION;

(II) SUCCESSFUL COMPLETION OF A SCHOOL SPEECH-LANGUAGE PATHOLOGY ASSISTANT PROGRAM WHICH MEETS OR EXCEEDS RECOMMENDED GUIDELINES ESTABLISHED BY A NATIONAL ASSOCIATION OF SPEECH-LANGUAGE-HEARING PROFESSIONALS;

(III) SUCCESSFUL COMPLETION OF AT LEAST ONE HUNDRED CLOCK HOURS OF A SCHOOL-BASED PRACTICUM UNDER THE SUPERVISION OF A NATIONALLY CERTIFIED SPEECH-LANGUAGE PATHOLOGIST; AND

(IV) DEMONSTRATED KNOWLEDGE AND SKILLS IN COMPETENCIES SPECIFIED BY RULE OF THE STATE BOARD OF EDUCATION.

(b) A SCHOOL SPEECH-LANGUAGE PATHOLOGY ASSISTANT AUTHORIZATION IS VALID FOR THREE YEARS. THE DEPARTMENT OF EDUCATION MAY RENEW THE AUTHORIZATION FOR SUCCEEDING THREE-YEAR PERIODS UPON PRESENTATION OF DOCUMENTED EVIDENCE OF COMPLETION OF CONTENT-RELATED RENEWAL REQUIREMENTS ESTABLISHED BY RULE OF THE STATE BOARD OF EDUCATION.

(11) **Educational interpreter authorization.** THE DEPARTMENT OF EDUCATION MAY ISSUE AN EDUCATIONAL INTERPRETER AUTHORIZATION TO A PERSON TO ALLOW THE SCHOOL DISTRICT TO EMPLOY THE PERSON TO PROVIDE TEACHING AND INTERPRETING SERVICES FOR STUDENTS WHO ARE DEAF OR HARD OF HEARING. TO RECEIVE AN EDUCATIONAL INTERPRETER AUTHORIZATION, A PERSON SHALL COMPLY WITH THE CRITERIA ESTABLISHED BY RULE OF THE STATE BOARD OF EDUCATION. AN EDUCATIONAL INTERPRETER AUTHORIZATION IS VALID FOR FIVE YEARS. THE DEPARTMENT OF EDUCATION MAY RENEW THE AUTHORIZATION FOR SUCCEEDING FIVE-YEAR PERIODS UPON SUBMITTAL OF DOCUMENTED EVIDENCE OF COMPLETION OF CONTENT-RELATED RENEWAL REQUIREMENTS ESTABLISHED BY RULE OF THE STATE BOARD OF EDUCATION.

(12) **Junior reserve officer training corps instructor authorization.** THE DEPARTMENT OF EDUCATION MAY ISSUE A JUNIOR RESERVE OFFICER TRAINING CORPS INSTRUCTOR AUTHORIZATION, REFERRED TO IN THIS SUBSECTION (12) AS A "JROTC INSTRUCTOR AUTHORIZATION", TO A PERSON WHO PROVIDES DOCUMENTED EVIDENCE OF ACQUISITION OF SERVICE-SPECIFIC JUNIOR RESERVE OFFICER TRAINING CORPS PROGRAM DIRECTOR CERTIFICATION OR COMPLETION OF SERVICE-SPECIFIC JUNIOR RESERVE OFFICER TRAINING CORPS PREPARATION PROGRAM REQUIREMENTS, INCLUDING BUT NOT LIMITED TO, COMPLETION OF A SERVICE-SPECIFIED JUNIOR RESERVE OFFICER TRAINING CORPS CERTIFICATION TRAINING PROGRAM. A JROTC INSTRUCTOR AUTHORIZATION IS VALID FOR FIVE YEARS. THE DEPARTMENT OF EDUCATION MAY RENEW A JROTC INSTRUCTOR AUTHORIZATION FOR SUCCEEDING FIVE-YEAR PERIODS WHEN THE AUTHORIZATION HOLDER SUBMITS DOCUMENTED EVIDENCE OF SERVICE-SPECIFIC JUNIOR RESERVE OFFICER TRAINING CORPS RECERTIFICATION FOLLOWING SUCCESSFUL COMPLETION OF A SERVICE-SPECIFIC JUNIOR RESERVE OFFICER TRAINING CORPS RECERTIFICATION COURSE OR SUCH OTHER REQUIREMENTS AS THE APPLICABLE BRANCH OF MILITARY SERVICE MAY STIPULATE.

(13) **Literacy instruction authorization.** THE DEPARTMENT OF EDUCATION MAY ISSUE A LITERACY INSTRUCTION AUTHORIZATION TO AN APPLICANT WHO PROVIDES DOCUMENTED EVIDENCE OF LITERACY TRAINING AND EXPERIENCE. A SCHOOL DISTRICT MAY EMPLOY A PERSON WHO HOLDS A LITERACY INSTRUCTION AUTHORIZATION TO WORK AS A LITERACY INSTRUCTOR IN A LITERACY PROGRAM OPERATED BY THE SCHOOL DISTRICT BEFORE, DURING, OR AFTER REGULAR SCHOOL HOURS. A LITERACY INSTRUCTION AUTHORIZATION IS VALID FOR FIVE YEARS FROM THE DATE OF ISSUANCE. THE DEPARTMENT OF EDUCATION MAY RENEW THE LITERACY INSTRUCTION AUTHORIZATION FOR SUCCESSIVE FIVE-YEAR PERIODS UPON RECEIPT OF DOCUMENTED EVIDENCE THAT THE PERSON HOLDING THE AUTHORIZATION HAS COMPLETED ADDITIONAL LITERACY TRAINING OR PRACTICE AND ANY OTHER RENEWAL REQUIREMENTS SPECIFIED BY RULE OF THE STATE BOARD OF EDUCATION.

(14) **Principal authorization.** (a) THE DEPARTMENT OF EDUCATION MAY ISSUE A PRINCIPAL AUTHORIZATION TO A PERSON WHO DOES NOT HOLD A PRINCIPAL LICENSE, BUT WHO HOLDS AN EARNED BACCALAUREATE OR HIGHER DEGREE FROM AN ACCEPTED INSTITUTION OF HIGHER EDUCATION AND WHO WILL BE EMPLOYED PURSUANT TO THE PROVISIONS OF SECTION 22-32-110.4 BY A SCHOOL DISTRICT UNDER AN INDIVIDUALIZED ALTERNATIVE PRINCIPAL PROGRAM, IF THE PROGRAM IS APPROVED BY THE STATE BOARD AS PROVIDED IN THIS SUBSECTION (14). A SCHOOL DISTRICT MAY EMPLOY A PERSON WHO HOLDS A PRINCIPAL AUTHORIZATION TO

PERFORM THE DUTIES OF A PRINCIPAL OR A VICE PRINCIPAL IN A SCHOOL, SO LONG AS THE PERSON WHO HOLDS THE AUTHORIZATION IS UNDER THE SUPERVISION OF A PROFESSIONAL PRINCIPAL LICENSEE.

(b) TO RECEIVE A PRINCIPAL AUTHORIZATION, A PERSON, IN COLLABORATION WITH A SCHOOL DISTRICT, SHALL SUBMIT TO THE DEPARTMENT OF EDUCATION DOCUMENTATION THAT INCLUDES:

(I) THE COURSE WORK, PRACTICUMS, AND OTHER EDUCATIONAL REQUIREMENTS, IDENTIFIED BY THE PERSON AND THE COLLABORATING SCHOOL DISTRICT THAT WILL COMPRISE THE PERSON'S INDIVIDUALIZED ALTERNATIVE PRINCIPAL PROGRAM AND WHICH THE PERSON WILL COMPLETE WHILE HE OR SHE IS EMPLOYED UNDER THE PRINCIPAL AUTHORIZATION; AND

(II) A LETTER FROM THE COLLABORATING SCHOOL DISTRICT STATING THE SCHOOL DISTRICT'S INTENTION TO EMPLOY THE APPLICANT AS A PRINCIPAL OR A VICE PRINCIPAL UPON ISSUANCE OF THE PRINCIPAL AUTHORIZATION; AND

(III) ANY ADDITIONAL DOCUMENTATION REQUIRED BY RULE OF THE STATE BOARD.

(c) AT A MINIMUM, A PERSON'S INDIVIDUALIZED ALTERNATIVE PRINCIPAL PROGRAM SHALL ENSURE THAT:

(I) THE PERSON RECEIVES INFORMATION, EXPERIENCE, AND TRAINING AND DEVELOPS SKILLS COMPARABLE TO THE INFORMATION, EXPERIENCE, TRAINING, AND SKILLS, POSSESSED BY A PERSON WHO QUALIFIES FOR A PROVISIONAL PRINCIPAL LICENSE AS PROVIDED IN SECTION 22-60.5-301 (1) (a);

(II) THE PERSON RECEIVES COACHING AND MENTORING FROM ONE OR MORE LICENSED PRINCIPALS AND ADMINISTRATORS AND CONTINUING PERFORMANCE-BASED ASSESSMENT OF THE PERSON'S SKILLS DEVELOPMENT; AND

(III) THE PERSON DEMONSTRATES PROFESSIONAL COMPETENCIES IN SUBJECT MATTER AREAS AS SPECIFIED BY RULE OF THE STATE BOARD PURSUANT TO SECTION 22-60.5-303.

(d) IF THE STATE BOARD DETERMINES THE INDIVIDUALIZED ALTERNATIVE PRINCIPAL PROGRAM MEETS THE REQUIREMENTS SPECIFIED IN PARAGRAPH (c) OF THIS SUBSECTION (14), THE STATE BOARD SHALL APPROVE THE INDIVIDUALIZED ALTERNATIVE PRINCIPAL PROGRAM, AND THE DEPARTMENT OF EDUCATION SHALL ISSUE THE PRINCIPAL AUTHORIZATION TO THE APPLICANT. A PRINCIPAL AUTHORIZATION SHALL BE VALID FOR THREE YEARS AND MAY NOT BE RENEWED.

(e) (I) A SCHOOL DISTRICT THAT EMPLOYS A PERSON WHO HOLDS A PRINCIPAL AUTHORIZATION MAY PROVIDE AN INDUCTION PROGRAM FOR THE PERSON, AS DESCRIBED IN SECTION 22-60.5-304. IF THE PERSON SUCCESSFULLY COMPLETES THE INDUCTION PROGRAM WHILE EMPLOYED UNDER THE PRINCIPAL AUTHORIZATION, THE PERSON MAY APPLY COMPLETION OF THE INDUCTION PROGRAM TOWARD MEETING THE REQUIREMENTS FOR A PROFESSIONAL PRINCIPAL LICENSE.

(II) IF A PERSON WHO IS EMPLOYED UNDER A PRINCIPAL AUTHORIZATION

SUCCESSFULLY COMPLETES AN INDUCTION PROGRAM AND COMPLETES THE INDIVIDUALIZED ALTERNATIVE PRINCIPAL PROGRAM WHILE EMPLOYED UNDER THE PRINCIPAL AUTHORIZATION, THE DEPARTMENT OF EDUCATION MAY ISSUE A PROFESSIONAL PRINCIPAL LICENSE TO THE PERSON UPON APPLICATION.

SECTION 3. 22-60.5-201 (1) (a) (I) (B), (1) (a) (I) (C), (1) (a) (II) (A), and (1) (b) (I) (A), the introductory portion to 22-60.5-201 (1) (c) (I), and 22-60.5-201 (1) (c) (I) (B), Colorado Revised Statutes, are amended, and the said 22-60.5-201 (1) (c) is further amended BY THE ADDITION OF A NEW SUBPARAGRAPH, to read:

22-60.5-201. Types of teacher licenses issued - term. (1) The department of education is designated as the sole agency authorized to issue the following teacher licenses to persons of good moral character:

(a) **Alternative teacher license.** (I) Except as otherwise provided in subparagraph (II) of this paragraph (a), the department of education may, at its discretion, issue an alternative teacher license to any applicant who:

(B) ~~Has demonstrated basic competency in oral and written English and mathematics; and~~

(C) Has been recommended by an accepted institution of higher education as having met subject matter requirements ~~has been confirmed by such accepted institution of higher education as having the subject matter knowledge necessary for teaching in the appropriate endorsement areas, or~~ AND has otherwise demonstrated to the state board of education, IN A MANNER PRESCRIBED BY RULE OF THE BOARD, the subject matter knowledge necessary for teaching in the appropriate endorsement areas; ~~and in a manner prescribed by the state board of education; and~~

(II) The department of education may, in its discretion, issue an alternative teacher license to any applicant who:

(A) ~~Has satisfactorily completed five or more calendar years of work experience in the specific occupational area in which instruction is to be given~~ HOLDS AN EARNED BACCALAUREATE DEGREE FROM AN ACCEPTED INSTITUTION OF HIGHER EDUCATION; and

(b) **Provisional teacher license.** (I) Except as otherwise provided in subparagraphs (II) and (II.5) of this paragraph (b), the department of education, in its discretion, may issue a provisional teacher license to any applicant who:

(A) Holds an earned baccalaureate degree from an accepted institution of higher education; ~~or has satisfactorily completed five or more calendar years of work experience in the specific occupational area in which instruction is to be given;~~

(c) **Professional teacher license.** (I) Except as otherwise provided in subparagraphs (II), ~~and~~ (II.5), AND (II.7) of this paragraph (c), the department of education may, in its discretion, issue a professional teacher license to any applicant who:

(B) Has completed an approved induction program and has been recommended for

licensure by the school districts that provided such induction program; except that the applicant need not complete an approved induction program as a provisional teacher licensee if the applicant previously completed an induction program while teaching under a ~~type I authorization, adjunct teacher, type III authorization, emergency, or type VI authorization, temporary~~; AN ADJUNCT INSTRUCTOR AUTHORIZATION, AN EMERGENCY AUTHORIZATION, OR A TEMPORARY AUTHORIZATION or if the school district in which the applicant is employed has obtained a waiver of the induction program requirement pursuant to section 22-60.5-114 (2). If the applicant is employed by a school district that has obtained a waiver of the induction program requirement, the applicant shall demonstrate completion of any requirements specified in the school district's plan for support, assistance, and training of provisionally licensed educators; and

(II.7) THE DEPARTMENT OF EDUCATION MAY ISSUE A PROFESSIONAL TEACHER LICENSE TO AN APPLICANT WHO MEETS THE REQUIREMENTS SPECIFIED IN SECTION 22-60.5-111 (4) (c) (II) OR (5) (e) (II).

SECTION 4. 22-60.5-210 (1) (b) (I), Colorado Revised Statutes, is amended, and the said 22-60.5-210 (1) (b) is further amended BY THE ADDITION OF A NEW SUBPARAGRAPH, to read:

22-60.5-210. Types of special services licenses issued - term. (1) The department of education is designated as the sole agency authorized to issue the following types of special services licenses to persons of good moral character:

(b) **Professional special services license.** (I) EXCEPT AS OTHERWISE PROVIDED IN SUBPARAGRAPH (I.5) OF THIS PARAGRAPH (b), the department of education may, in its discretion, issue a professional special services license to any applicant who:

(A) Holds a valid provisional special services license; and

(B) Has completed an approved induction program for special services providers and has been recommended for licensure by the school districts that provided such induction program; except that the applicant need not complete an approved induction program as a provisional special services licensee if THE APPLICANT PREVIOUSLY COMPLETED AN INDUCTION PROGRAM WHILE EMPLOYED UNDER AN EMERGENCY AUTHORIZATION OR A TEMPORARY EDUCATOR ELIGIBILITY AUTHORIZATION OR IF the school district in which the applicant is employed has obtained a waiver of the induction program requirement pursuant to section 22-60.5-114 (2). If the applicant is employed by a school district that has obtained a waiver of the induction program requirement, the applicant shall demonstrate completion of any requirements specified in the school district's plan for support, assistance, and training of provisionally licensed educators.

(I.5) THE DEPARTMENT OF EDUCATION MAY ISSUE A PROFESSIONAL SPECIAL SERVICES LICENSE TO AN APPLICANT WHO MEETS THE REQUIREMENTS SPECIFIED IN SECTION 22-60.5-111 (4) (c) (II) OR (5) (e) (II).

SECTION 5. 22-60.5-301 (1) (b) (I), Colorado Revised Statutes, is amended, and the said 22-60.5-301 (1) (b) is further amended BY THE ADDITION OF A NEW SUBPARAGRAPH, to read:

22-60.5-301. Types of principal licenses issued - term. (1) The department of education is designated as the sole agency authorized to issue the following principal licenses to persons of good moral character:

(b) **Professional principal license.** (I) EXCEPT AS OTHERWISE PROVIDED IN SUBPARAGRAPH (I.5) OF THIS PARAGRAPH (b), the department of education may, in its discretion, issue a professional principal license to any applicant who:

(A) Holds an earned master's degree from an accepted institution of higher education;

(B) Holds a valid provisional principal license; and

(C) Has completed an approved induction program for principals and has been recommended for licensure by the school districts that provided such induction program; except that the applicant need not complete an approved induction program as a provisional principal licensee if THE APPLICANT PREVIOUSLY COMPLETED AN INDUCTION PROGRAM WHILE EMPLOYED UNDER AN EMERGENCY AUTHORIZATION OR A PRINCIPAL AUTHORIZATION OR IF the school district in which the applicant is employed has obtained a waiver of the induction program requirement pursuant to section 22-60.5-114 (2). If the applicant is employed by a school district that has obtained a waiver of the induction program requirement, the applicant shall demonstrate completion of any requirements specified in the school district's plan for support, assistance, and training of provisionally licensed educators.

(I.5) THE DEPARTMENT OF EDUCATION MAY ISSUE A PROFESSIONAL PRINCIPAL LICENSE TO AN APPLICANT WHO MEETS THE REQUIREMENTS SPECIFIED IN SECTION 22-60.5-111 (4) (c) (II) OR (14) (e) (II).

SECTION 6. 22-60.5-306 (1) (b) (I), Colorado Revised Statutes, is amended, and the said 22-60.5-306 (1) (b) is further amended BY THE ADDITION OF A NEW SUBPARAGRAPH, to read:

22-60.5-306. Types of administrator licenses issued - term. (1) The department of education is designated as the sole agency authorized to issue the following types of administrator licenses to persons of good moral character:

(b) **Professional administrator license.** (I) EXCEPT AS OTHERWISE PROVIDED IN SUBPARAGRAPH (I.5) OF THIS PARAGRAPH (b), the department of education may, in its discretion, issue a professional administrator license to any applicant who:

(A) Holds an earned master's degree from an institution of higher education;

(B) Holds a valid provisional administrator license; and

(C) Has completed an approved induction program for administrators and has been recommended for licensure by the school districts that provided such induction program; except that the applicant need not complete an approved induction program as a provisional administrator licensee if THE APPLICANT PREVIOUSLY COMPLETED AN INDUCTION PROGRAM WHILE EMPLOYED UNDER AN EMERGENCY AUTHORIZATION OR A TEMPORARY EDUCATOR ELIGIBILITY AUTHORIZATION OR IF the school district in

which the applicant is employed has obtained a waiver of the induction program requirement pursuant to section 22-60.5-114 (2). If the applicant is employed by a school district that has obtained a waiver of the induction program requirement, the applicant shall demonstrate completion of any requirements specified in the school district's plan for support, assistance, and training of provisionally licensed educators.

(I.5) THE DEPARTMENT OF EDUCATION MAY ISSUE A PROFESSIONAL ADMINISTRATOR LICENSE TO AN APPLICANT WHO MEETS THE REQUIREMENTS SPECIFIED IN SECTION 22-60.5-111 (4) (c) (II) OR (5) (e) (II).

SECTION 7. Repeal. 22-60.5-401 and 22-60.5-402, Colorado Revised Statutes, are repealed.

SECTION 8. 22-32-110.3 (4) (a), (4) (b) (I), (4) (d), and (4) (f), Colorado Revised Statutes, are amended to read:

22-32-110.3. Board of education - specific powers - teacher in residence program. (4) (a) A school district may ~~hire~~ EMPLOY a person to teach as a resident teacher even though the person is not licensed pursuant to article 60.5 of this title if the person holds a ~~type VII~~ TEACHER IN RESIDENCE authorization ~~pursuant to section 22-60.5-111~~ ISSUED PURSUANT TO SECTION 22-60.5-111 (8). The resident teacher may teach under the supervision of an administrator with an assigned, licensed teacher serving as a mentor and shall enroll in such teacher preparation courses as the school district deems necessary for the resident teacher and for which the school district has contracted with an institution of higher education. Supervision for a resident teacher shall include an annual minimum of one hundred hours of observation and supervision in the classroom.

(b) (I) Any person employed by a school district as a resident teacher shall hold at least a baccalaureate degree FROM AN ACCEPTED INSTITUTION OF HIGHER EDUCATION, AS DEFINED IN SECTION 22-60.5-102 (1). Except as otherwise provided in subparagraph (II) of this paragraph (b), a person may be employed as a resident teacher for a total of two years. A PERSON EMPLOYED BY A SCHOOL DISTRICT AS A RESIDENT TEACHER SHALL MEET THE CONTENT-AREA EDUCATION REQUIREMENTS SPECIFIED BY RULE OF THE STATE BOARD OF EDUCATION.

(d) Any person ~~employed as a resident teacher, on or before April 15 of the first year of employment;~~ SEEKING ENTRY INTO A TEACHER IN RESIDENCE PROGRAM shall, PRIOR TO ACCEPTANCE INTO A TEACHER IN RESIDENCE PROGRAM, pass an assessment of subject matter knowledge, appropriate to the person's teaching assignment, administered by the department of education. Any person who fails to pass the subject matter assessment ~~by such date shall be terminated from the teacher in residence program at the conclusion of the year and shall not be eligible for enrollment in any other~~ A residency program until he or she has passed the subject matter ~~assessments~~ ASSESSMENT.

(f) Beginning with the 2003-04 school year, any teacher holding a ~~type III authorization, emergency;~~ AN EMERGENCY AUTHORIZATION and entering his or her second or subsequent year of employment as a teacher, regardless of whether the teacher is employed within the same school district or a different school district, may continue to teach only if employed as a resident teacher pursuant to this section. ~~after~~

~~obtaining a provisional teacher license pursuant to section 22-60.5-201 (1) (b), or after receiving a one-time renewal valid for a period of one year pursuant to section 22-60.5-111 (1) (c) (H) (B).~~

SECTION 9. Repeal. 22-60.5-116, Colorado Revised Statutes, is repealed.

SECTION 10. 22-60.5-116.5, Colorado Revised Statutes, is amended to read:

22-60.5-116.5. Education committees - evaluation of teacher preparation programs - biannual joint meeting. (1) The committees on education of the house of representatives and the senate shall biannually hold a joint meeting to assess the reports received concerning the effectiveness of the approved teacher preparation programs offered by accepted institutions of higher education in the state. At the meeting, the committees shall consider ~~the compiled results of the completed evaluation forms received pursuant to section 22-60.5-116 (2) and (4) and~~ the reports on the review of approved teacher preparation programs received from the Colorado commission on higher education pursuant to section 23-1-121 (6), C.R.S. The committees shall take testimony from representatives of the institutions of higher education that provide the teacher preparation programs, the state board of education, the Colorado commission on higher education, and from any other interested persons. Based on the review of said ~~results and~~ reports and any testimony received, the committees shall assess whether the approved teacher preparation programs are adequately preparing teacher candidates to meet the performance-based teacher licensure standards adopted by rule of the state board of education pursuant to section 22-2-109 (3). In addition, the committees shall assess whether each approved teacher preparation program is being implemented in accordance with the requirements of the "Higher Education Quality Assurance Act", article 13 of title 23, C.R.S.

(2) If the committees, based on the reports received from the Colorado commission on higher education, ~~and the department of education,~~ determine that an approved ~~teacher~~ EDUCATOR preparation program is not adequately preparing ~~teacher~~ LICENSURE candidates or is not being implemented in accordance with the requirements of the "Higher Education Quality Assurance Act", article 13 of title 23, C.R.S., the committees shall instruct the Colorado commission on higher education to reduce the funding received by the institution of higher education that provides the approved ~~teacher~~ EDUCATOR preparation program during the next fiscal year. The commission shall notify the committees of the amount of said reduction prior to introduction of the annual general appropriation bill.

SECTION 11. 22-1-123 (12), Colorado Revised Statutes, is amended to read:

22-1-123. Protection of student data - parental or legal guardian consent for surveys. (12) If an individual licensed, certified, endorsed, or authorized by the state board is found by the state board to have knowingly and intentionally violated the provisions of this section, the department of education may suspend or revoke such individual's license, MASTER certificate, endorsement, or authorization for a period not less than ninety days.

SECTION 12. 22-2-107 (1) (n), Colorado Revised Statutes, is amended to read:

22-2-107. State board - powers. (1) The state board has the power:

(n) To enter into reciprocal agreements for the exchange of information relative to the issuance, denial, or revocation of teacher LICENSES OR certificates with the legally constituted LICENSING OR certifying agencies in other states;

SECTION 13. 22-2-109 (1) (g), (1) (i), and (1) (p), Colorado Revised Statutes, are amended to read:

22-2-109. State board of education - additional duties - teacher standards - principal standards. (1) The state board of education shall:

(g) Adopt rules that prescribe performance-based standards of qualification, preparation, training, or experience that are required for the issuance of all licenses, MASTER CERTIFICATES, and authorizations, as provided for in article 60.5 of this title;

(i) Utilize representatives from all levels of education in the development of performance-based standards of qualification, preparation, and experience for all licenses, MASTER CERTIFICATES, authorizations, and endorsements;

(p) Adopt rules to ensure that administrator programs of preparation meet the requirements concerning instruction in evaluating ~~certificated~~ LICENSED personnel specified in section 22-9-108;

SECTION 14. 22-2-111 (3), Colorado Revised Statutes, is amended to read:

22-2-111. Commissioner of education - office - records - confidential nature.

(3) (a) Except when requested by the governor or a committee of the general assembly, all papers filed in the department of education which contain personal information about applicants for employment, employees, or holders of ~~teachers' certificates~~ EDUCATOR LICENSES or ~~letters of authorization~~ AUTHORIZATIONS or about pupils' test scores are classified as confidential in nature; however, each ~~teacher~~ EDUCATOR has the right to inspect and to have copies made at ~~his~~ THE EDUCATOR'S expense of all information pertaining to ~~himself~~ THE EDUCATOR on file in the department of education. The ~~teacher~~ EDUCATOR may challenge any such record by formal letter or other evidence, which shall be added to the state records. The state board may authorize any material to be added to or removed from ~~a teacher's~~ AN EDUCATOR'S official records in its custody. It is unlawful for any officer, employee, or other person to divulge, or to make known in any way, any such personal information without the written consent of said applicant, employee, ~~teacher~~ EDUCATOR, or pupil; but the information may be divulged or made known in the normal and proper course of administration of programs relating thereto without such written consent. Nothing in this subsection (3) shall be construed in a manner to prohibit the publication of statistics relative to the aforementioned information when so classified as to prevent the identification of ~~teachers~~ EDUCATORS or pupils involved in said statistics.

(b) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (a) OF THIS SUBSECTION (3), ON OR BEFORE JULY 1, 2004, AND ON OR BEFORE JULY 1 EACH YEAR THEREAFTER, THE DEPARTMENT SHALL PROVIDE TO THE DEPARTMENT OF HIGHER EDUCATION A LIST OF THE PERSONS INITIALLY LICENSED AS EDUCATORS DURING THE PRECEDING TWELVE MONTHS AND, FOR EACH SUCH PERSON WHO COMPLETED AN APPROVED PROGRAM OF PREPARATION PROVIDED BY A COLORADO INSTITUTION OF HIGHER EDUCATION, THE

NAME OF THE INSTITUTION THAT PROVIDED THE APPROVED PROGRAM OF PREPARATION, AND A LIST OF THE PERSONS WHO HAVE HELD AN EDUCATOR LICENSE FOR TWO YEARS AS OF THE REPORTING DATE.

SECTION 15. 22-9-104 (2) (d), Colorado Revised Statutes, is amended to read:

22-9-104. State board - powers and duties. (2) The state board shall:

(d) Review school district and board of cooperative services processes and procedures for ~~certificated~~ LICENSED personnel performance evaluation systems to assure that such systems are professionally sound and will result in a fair, adequate, and credible evaluation; and

SECTION 16. 22-9-106 (6), Colorado Revised Statutes, is amended to read:

22-9-106. Local boards of education - duties. (6) The state board shall approve any school district's or board of cooperative services' existing ~~certificated~~ LICENSED personnel performance evaluation system and related processes and procedures if such system, processes, and procedures are consistent with this article.

SECTION 17. 22-27-102 (3), Colorado Revised Statutes, is amended to read:

22-27-102. Definitions. As used in this article, unless the context otherwise requires:

(3) "Class size" means the number of students assigned to a single ~~certificated teacher~~ LICENSED EDUCATOR during the period of time for which reimbursement from the department is requested, regardless of whether or not the students are working on similar courses, subjects, or activities.

SECTION 18. 22-32-109.1 (2) (b) (VII), Colorado Revised Statutes, is amended to read:

22-32-109.1. Board of education - specific powers and duties - safe schools. (2) **Safe school plan.** In order to provide a learning environment that is safe, conducive to the learning process, and free from unnecessary disruption, following consultation with the school district accountability committee and school advisory councils, parents, teachers, administrators, students, student councils where available, and, where appropriate, the community at large, each school district board of education shall adopt and implement a safe school plan, or review and revise, if necessary, any existing plans or policies already in effect, which shall include, but not be limited to, the following:

(b) **Safe school reporting requirements.** A policy whereby the principal of each public school in a school district shall submit annually, in a manner and by a date specified by rule of the state board, a written report to the board of education of such school district concerning the learning environment in the school during that school year. The board of education of the school district annually shall compile the reports from every school in the district and shall submit the compiled report to the department of education in a format specified by rule of the state board. The compiled report shall be made available to the general public. Such report shall

include, but need not be limited to, the following specific information for the preceding school year:

(VII) The average class size for each public elementary school, middle school or junior high school, and senior high school in the state calculated as the total number of students enrolled in the school divided by the number of full-time teachers in the school. For purposes of this subparagraph (VII), "full-time teacher" means a person who is licensed pursuant to article 60.5 of this title or is authorized ~~by a letter of authorization issued~~ pursuant to section 22-60.5-111 to teach, and is primarily engaged in teaching during a substantial majority of the instructional minutes per school day.

SECTION 19. 22-32-109.6 (2) (f), Colorado Revised Statutes, is amended to read:

22-32-109.6. Board of education - specific duties - class size reduction plans - alternative student achievement plans. (2) As used in this section, unless the context otherwise requires:

(f) "Teacher" means a person who is licensed pursuant to article 60.5 of this title, or is authorized ~~by a letter of authorization issued~~ pursuant to section 22-60.5-111, to teach and is primarily engaged in teaching kindergarten or the first, second, or third grade.

SECTION 20. 22-32-126 (1), Colorado Revised Statutes, is amended to read:

22-32-126. Principals - employment and authority. (1) The board of education may employ through written contract public school principals who shall hold valid ~~supervisory or administrative certificates~~ PRINCIPAL LICENSES OR AUTHORIZATIONS and who shall supervise the operation and management of the school and such property as the board shall determine necessary.

SECTION 21. 22-60.5-110 (5), Colorado Revised Statutes, is amended to read:

22-60.5-110. Renewal of licenses. (5) Any person whose professional license or MASTER certificate is not renewed may reinstate his or her professional license or MASTER certificate by submitting to the department of education such information or other evidence as may be necessary to cure the defect that resulted in nonrenewal of the professional license or MASTER certificate and by paying the reinstatement fee set by the state board of education pursuant to section 22-60.5-112. Such curative information or evidence includes but is not limited to evidence of completion of professional development requirements, as specified in subsection (3) of this section, where the license or MASTER certificate is not renewed because of failure to complete such requirements. Prior to reinstatement, any licensee whose professional license or MASTER certificate is not renewed shall be deemed to not hold a professional license or MASTER certificate. No person shall be required to demonstrate professional competencies in order to reinstate a professional license or MASTER certificate.

SECTION 22. 22-61-103 (1), Colorado Revised Statutes, is amended to read:

22-61-103. Teacher's oath or affirmation. (1) Any person now holding a ~~certificate~~ LICENSE to teach in the public schools in the state of Colorado or who shall hereafter be issued a ~~certificate~~ LICENSE to teach in such public schools within the state of Colorado, except any person employed to teach in a temporary capacity who is a citizen of a nation other than the United States, shall take the following oath or affirmation:

"I solemnly (swear) (affirm) that I will uphold the constitution of the United States and the constitution of the state of Colorado, and I will faithfully perform the duties of the position upon which I am about to enter."

SECTION 23. Article 32 of title 22, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

22-32-110.4. Board of education - specific powers - alternative principal preparation program. (1) THE GENERAL ASSEMBLY FINDS THAT THERE IS A SHORTAGE OF PERSONS IN THE STATE WHO ARE LICENSED AS PRINCIPALS AND ARE AVAILABLE FOR EMPLOYMENT BY SCHOOL DISTRICTS. THE GENERAL ASSEMBLY FURTHER FINDS THAT PERSONS WHO HAVE ACHIEVED SUCCESS IN CAREERS OUTSIDE OF EDUCATION AND WHO ARE INTERESTED IN EMPLOYMENT AS SCHOOL PRINCIPALS MAY PROVIDE A NEW SOURCE OF LEADERSHIP TALENT FOR SCHOOL DISTRICTS AS THEY SEEK TO HIRE SCHOOL PRINCIPALS. THEREFORE, THE GENERAL ASSEMBLY CONCLUDES THAT IT IS IN THE INTEREST OF THE STATE TO AUTHORIZE SCHOOL DISTRICTS TO DESIGN AND IMPLEMENT INDIVIDUALIZED ALTERNATIVE PRINCIPAL PROGRAMS TO ENABLE PERSONS FROM OUTSIDE THE EDUCATION COMMUNITY TO DEVELOP THE SKILLS AND EXPERIENCES NECESSARY TO SUCCESSFULLY LEAD A PUBLIC SCHOOL AND TO ULTIMATELY QUALIFY FOR LICENSURE AS PRINCIPALS.

(2) A SCHOOL DISTRICT MAY EMPLOY AS A PRINCIPAL OR A VICE PRINCIPAL A PERSON WHO HOLDS A PRINCIPAL AUTHORIZATION ISSUED PURSUANT TO SECTION 22-60.5-111 (14). A PERSON WHO IS EMPLOYED UNDER A PRINCIPAL AUTHORIZATION MAY PERFORM THE DUTIES OF A PRINCIPAL OR A VICE PRINCIPAL IN A SCHOOL SO LONG AS THE PERSON IS UNDER THE SUPERVISION OF A PROFESSIONAL PRINCIPAL LICENSEE. THE SCHOOL DISTRICT SHALL WORK COLLABORATIVELY WITH THE PERSON IN DESIGNING AN INDIVIDUALIZED ALTERNATIVE PRINCIPAL PROGRAM, WHICH THE PERSON SHALL COMPLETE WHILE EMPLOYED UNDER THE AUTHORIZATION. THE SCHOOL DISTRICT MAY WORK WITH A GOVERNMENTAL, NONPROFIT, OR FOR-PROFIT ENTITY IN DESIGNING AND IMPLEMENTING THE INDIVIDUALIZED ALTERNATIVE PRINCIPAL PROGRAM. THE INDIVIDUALIZED ALTERNATIVE PRINCIPAL PROGRAM SHALL BE SUBJECT TO APPROVAL BY THE STATE BOARD OF EDUCATION AS PROVIDED IN SECTION 22-60.5-111 (14) AND IN ACCORDANCE WITH RULES ADOPTED BY THE STATE BOARD OF EDUCATION.

(3) IN DESIGNING AN INDIVIDUALIZED ALTERNATIVE PRINCIPAL PROGRAM, THE SCHOOL DISTRICT, AT A MINIMUM, SHALL ENSURE THAT:

(a) THE PROGRAM WILL PROVIDE THE INFORMATION, EXPERIENCE, AND TRAINING TO ENABLE THE PERSON WHO IS EMPLOYED UNDER THE PRINCIPAL AUTHORIZATION TO DEVELOP THE SKILLS AND OBTAIN THE EXPERIENCE AND TRAINING THAT IS COMPARABLE TO THOSE POSSESSED BY A PERSON WHO QUALIFIES FOR A PROVISIONAL PRINCIPAL LICENSE, AS PROVIDED IN SECTION 22-60.5-301 (1) (a);

(b) THE PERSON WHO IS EMPLOYED UNDER THE PRINCIPAL AUTHORIZATION IS REQUIRED TO SUCCESSFULLY DEMONSTRATE PROFESSIONAL COMPETENCIES IN SUBJECT MATTER AREAS, AS SPECIFIED BY RULE OF THE STATE BOARD PURSUANT TO SECTION 22-60.5-303;

(c) THE PERSON WHO IS EMPLOYED UNDER THE PRINCIPAL AUTHORIZATION RECEIVES CONTINUOUS COACHING AND MENTORING BY ONE OR MORE LICENSED PRINCIPALS AND ADMINISTRATORS;

(d) THE PERSON WHO IS EMPLOYED UNDER THE PRINCIPAL AUTHORIZATION IS ASSESSED AT THE BEGINNING OF THE INDIVIDUALIZED ALTERNATIVE PRINCIPAL PROGRAM TO DETERMINE HIS OR HER STRENGTHS AND WEAKNESSES AND THAT THE PROGRAM IS DESIGNED TO FIT THE PERSON'S INDIVIDUAL EDUCATION AND TRAINING NEEDS; AND

(e) THE INDIVIDUALIZED ALTERNATIVE PRINCIPAL PROGRAM COMPLEMENTS THE SCHOOL IMPROVEMENT PLAN, IF ONE EXISTS, OF THE SCHOOL IN WHICH THE PERSON WHO HOLDS A PRINCIPAL AUTHORIZATION WOULD BE EMPLOYED.

(4) IN DESIGNING AN INDIVIDUALIZED ALTERNATIVE PRINCIPAL PROGRAM, THE SCHOOL DISTRICT SHALL ASSESS THE NEEDS OF THE SCHOOL TO WHICH THE PERSON EMPLOYED UNDER THE PRINCIPAL AUTHORIZATION WOULD BE ASSIGNED AND ENSURE THAT THE PERSON RECEIVES TRAINING THAT WILL EQUIP THE PERSON TO MEET THE SPECIFIC NEEDS OF THE SCHOOL AND THE COMMUNITY IN WHICH IT IS LOCATED.

(5) A SCHOOL DISTRICT MAY EMPLOY A PERSON WHO HOLDS A PRINCIPAL AUTHORIZATION FOR THREE YEARS. AFTER SUCH PERIOD, THE SCHOOL DISTRICT MAY EMPLOY THE PERSON AS A PRINCIPAL ONLY IF THE PERSON RECEIVES A PROVISIONAL OR PROFESSIONAL PRINCIPAL LICENSE PURSUANT TO SECTION 22-60.5-301. THE SCHOOL DISTRICT MAY CHOOSE TO PROVIDE AN INDUCTION PROGRAM, AS DESCRIBED IN SECTION 22-60.5-304, FOR THE PERSON WHILE HE OR SHE IS EMPLOYED UNDER A PRINCIPAL AUTHORIZATION. THE INDUCTION PROGRAM, IF PROVIDED, SHALL BE IN ADDITION TO THE INDIVIDUALIZED ALTERNATIVE PRINCIPAL PROGRAM TO BE COMPLETED BY THE PERSON WHILE HE OR SHE IS EMPLOYED UNDER A PRINCIPAL AUTHORIZATION.

SECTION 24. Section 1 (1) (c) of Senate Bill 04-195, enacted at the Second Regular Session of the Sixty-fourth General Assembly, is amended to read:

Section 1. **Rules and regulations scheduled for expiration May 15, 2004 - extension - exceptions.** (1) Except as indicated, the expiration of all rules and regulations of agencies in the following principal departments, which rules and regulations were adopted or amended on or after November 1, 2002, and before November 1, 2003, and that are therefore scheduled for expiration May 15, 2004, is postponed, and the provisions of section 24-4-108 or 24-34-104, Colorado Revised Statutes, shall apply:

(c) Department of education; except that the following rules of the state board of education concerning the administration of the Colorado Educator Licensing Act of 1991 (1 CCR 301-37) are not extended:

(I) ~~The introductory portion to Rule 2260.5-R-2.03 (1), concerning a degree for a Colorado license;~~

(II) ~~Rule 2260.5-R-3.05, concerning Professional Teacher or Special Service License;~~

(III) ~~Rule 2260.5-R-3.12 (2), concerning the applicant having passed a Colorado State Board of Education-approved assessment of content area knowledge relevant to the person's teaching assignment;~~

(IV) ~~Rule 2260.5-R-3.12 (4), concerning the applicant having met the content area requirements;~~

(V) ~~Rule 2260.5-R-4.01, concerning AUTHORIZATION: ADJUNCT INSTRUCTOR;~~

(VI) ~~Rule 2260.5-R-4.02, concerning AUTHORIZATION: INTERN;~~

(VII) ~~Rule 2260.5-R-4.03, concerning AUTHORIZATION: EMERGENCY;~~

(VIII) ~~Rule 2260.5-R-4.04, concerning AUTHORIZATION: CAREER AND TECHNICAL EDUCATION;~~

(IX) ~~Rule 2260.5-R-4.10, concerning AUTHORIZATION: TEMPORARY;~~

(X) ~~Rule 2260.5-R-4.11, concerning AUTHORIZATION: SCHOOL SPEECH-LANGUAGE PATHOLOGY ASSISTANT, FOR AGES BIRTH - 21;~~

(XI) ~~Rule 2260.5-R-4.12, concerning AUTHORIZATION: TEACHER IN RESIDENCE (TIR);~~

(XII) ~~Rule 2260.5-R-4.13, concerning AUTHORIZATION: TEMPORARY TEACHER ELIGIBILITY (TTE);~~

(XIII) ~~Rule 2260.5-R-4.14, concerning ADJUNCT AUTHORIZATION: EDUCATIONAL INTERPRETER;~~

(XIV) ~~Rule 2260.5-R-4.15, concerning AUTHORIZATION: JUNIOR RESERVE OFFICER TRAINING CORPS (JROTC);~~

(XV) Rule 2260.5-R-18.00 (1) (c) (ii), concerning training of alternatively-licensed teachers, including 225-clock hours of planned instruction and activities;

SECTION 25. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the educator licensure cash fund created in section 22-60.5-112, Colorado Revised Statutes, not otherwise appropriated, to the department of education, for allocation to the office of professional services, for the fiscal year beginning July 1, 2004, the sum of sixteen thousand two hundred eighty-three dollars (\$16,283), or so much thereof as may be necessary, for the implementation of this act.

(2) In addition to any other appropriation, there is hereby appropriated to the department of public safety, for allocation to the Colorado bureau of investigation, for the fiscal year beginning July 1, 2004, the sum of seven thousand seven hundred three dollars (\$7,703), or so much thereof as may be necessary, for fingerprint processing services related to the implementation of this act. Said sum shall be from cash funds exempt received from the department of education out of the appropriation made in subsection (1) of this section.

SECTION 26. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: May 28, 2004