

CHAPTER 41

EDUCATION - PUBLIC SCHOOLS

HOUSE BILL 08-1162

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 also SENATOR(S) Bacon, Harvey, Kopp, Renfroe, Boyd, Gibbs, Groff, Isgar, Johnson, Mitchell S., Morse, Romer, Schultheis, Schwartz, Shaffer, Spence, Tapia, Taylor, Tochtrop, Ward, Wiens, Williams, and Windels.

AN ACT

CONCERNING THE CREATION OF A MILITARY SPOUSE INTERIM AUTHORIZATION FOR EMPLOYMENT IN A PUBLIC SCHOOL.

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

SECTION 1. 22-60.5-111, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

22-60.5-111. Authorization - types - applicants' qualifications. (7.5) Military spouse interim authorization. (a) THE DEPARTMENT OF EDUCATION MAY ISSUE A MILITARY SPOUSE INTERIM AUTHORIZATION THAT AUTHORIZES A SCHOOL DISTRICT TO EMPLOY A PERSON WHO:

(I) IS CERTIFIED OR LICENSED, OR IS ELIGIBLE FOR CERTIFICATION OR LICENSURE, AS A TEACHER, SPECIAL SERVICES PROVIDER, PRINCIPAL, OR ADMINISTRATOR IN ANOTHER STATE AND WHO HAS NOT SUCCESSFULLY COMPLETED THE ASSESSMENT OF PROFESSIONAL COMPETENCIES TO OBTAIN AN INITIAL 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 AN INITIAL LICENSE SPECIFIED IN SAID SECTIONS; AND

(II) IS A MILITARY SPOUSE.

(b) PRIOR TO ISSUING AN AUTHORIZATION UNDER THIS SECTION, THE DEPARTMENT OF EDUCATION MAY CONTRACT WITH A QUALIFIED THIRD PARTY TO WORK WITH A MILITARY SPOUSE TO MEET THE REQUIREMENTS OF SECTION 22-60.5-103 CONCERNING A FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK.

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

(c) THE COLORADO BUREAU OF INVESTIGATION SHALL RETURN THE RESULTS OF EACH FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK SUBMITTED PURSUANT TO THIS SECTION TO THE DEPARTMENT OF EDUCATION NO LATER THAN SIXTY DAYS FOLLOWING RECEIPT OF THE REQUEST.

(d) A MILITARY SPOUSE INTERIM AUTHORIZATION IS VALID FOR ONE YEAR, AND THE DEPARTMENT OF EDUCATION MAY RENEW THE AUTHORIZATION FOR ONE ADDITIONAL YEAR.

(e) THE EMPLOYING SCHOOL DISTRICT SHALL INCLUDE THE PERIOD DURING WHICH A PERSON WORKS UNDER A MILITARY SPOUSE INTERIM AUTHORIZATION TOWARD THE THREE FULL YEARS OF CONTINUOUS EMPLOYMENT NECESSARY TO CEASE BEING A PROBATIONARY TEACHER PURSUANT TO SECTION 22-63-103 (7).

(f) A SCHOOL DISTRICT THAT EMPLOYS A PERSON WHO HOLDS A MILITARY SPOUSE INTERIM 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 MILITARY SPOUSE INTERIM AUTHORIZATION, HE OR SHE MAY APPLY THE COMPLETION OF THE INDUCTION PROGRAM TOWARD MEETING THE REQUIREMENTS FOR A PROFESSIONAL EDUCATOR LICENSE.

(g) THE DEPARTMENT OF EDUCATION SHALL ISSUE A MILITARY SPOUSE INTERIM AUTHORIZATION TO A PERSON WHO MEETS THE CRITERIA OF THIS SUBSECTION (7.5) NO LATER THAN NINETY DAYS AFTER THE RECEIPT OF THE INITIAL APPLICATION.

(h) FOR THE PURPOSES OF THIS SECTION, "MILITARY SPOUSE" MEANS A SPOUSE OF AN ACTIVE DUTY MEMBER OF THE ARMED FORCES OF THE UNITED STATES WHO HAS BEEN TRANSFERRED OR IS SCHEDULED TO BE TRANSFERRED TO COLORADO, IS DOMICILED IN COLORADO, OR HAS MOVED TO COLORADO ON A PERMANENT CHANGE-OF-STATION BASIS.

SECTION 2. 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: March 19, 2008