

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

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 17-0258.01 Jane Ritter x4342

SENATE BILL 17-052

SENATE SPONSORSHIP

Kerr, Moreno, Tate

HOUSE SPONSORSHIP

Thurlow, Arndt

Senate Committees
Education

House Committees
Education

A BILL FOR AN ACT

101 **CONCERNING RECOMMENDATIONS RELATED TO TITLE 22 FROM THE**
102 **DEPARTMENT OF EDUCATION TO THE STATUTORY REVISION**
103 **COMMITTEE.**

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/>.)

Statutory Revision Committee. The bill implements 2 recommendations related to title 22 from the department of education to the statutory revision committee.

The first recommendation is to change the single remaining statutory reference in title 22 that names October 1 as a mileage or pupil

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

HOUSE
3rd Reading Unamended
February 22, 2017

HOUSE
2nd Reading Unamended
February 21, 2017

SENATE
3rd Reading Unamended
February 1, 2017

SENATE
2nd Reading Unamended
January 31, 2017

enrollment count date to the "pupil enrollment count day, as defined in section 22-54-103 (10.5)" in order to conform with the rest of the references in title 22.

The second recommendation is to delete from statute the phrases "accredited independent school" and "accredited nonpublic school" because the state board of education does not accredit either type of school.

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-51-105, **amend**
3 (1) as follows:

4 **22-51-105. Certifications by school boards, governing boards,**
5 **and facility schools - rules.** (1) On or before August 15 of each year, the
6 school board of each school district entitled to and desiring
7 reimbursement under this ~~article~~ ARTICLE 51, the state charter school
8 institute board, and each facility school entitled to and desiring
9 reimbursement under this ~~article~~ ARTICLE 51 shall certify to the state
10 board of education, on forms ~~to be~~ provided by the commissioner of
11 education, ~~such~~ ANY information as ~~the board shall deem~~ THE BOARD
12 DEEMS necessary to determine the reimbursement entitlement of the
13 district, the institute, or the facility school. ~~including, but~~ THE
14 INFORMATION INCLUDES, BUT IS not limited to, the total amount of the
15 school district's, ~~the~~ institute's, or ~~the~~ facility school's current operating
16 expenditures for pupil transportation during the preceding entitlement
17 period, the total number of miles traveled and the total number of pupils
18 transported on ~~October 1, or the school day nearest said date~~ THE PUPIL
19 ENROLLMENT COUNT DAY, AS DEFINED IN SECTION 22-54-103 (10.5),
20 during the preceding entitlement period by vehicles operated by or for the
21 school district, the institute, or the facility school in providing pupil
22 transportation, and the transportation route descriptions in effect on ~~said~~

1 ~~date~~ THE PUPIL ENROLLMENT COUNT DAY.

2 **SECTION 2.** In Colorado Revised Statutes, 22-60.5-102, **amend**
3 the introductory portion, (4), (10), and (15)(a); and **repeal** (2) as follows:

4 **22-60.5-102. Definitions.** As used in this ~~article~~ ARTICLE 60.5,
5 unless the context otherwise requires:

6 (2) ~~"Accredited independent school" means any independent~~
7 ~~school which is accredited by the state board of education pursuant to the~~
8 ~~rules and regulations of said board.~~

9 (4) "Alternative teacher contract" means a contract, as described
10 in section 22-60.5-207, entered into for an alternative teacher position by
11 a holder of an alternative teacher license pursuant to section 22-60.5-201
12 (1)(a) and a school district ~~accredited nonpublic school~~, or board of
13 cooperative services that provides a one-year or two-year alternative
14 teacher program.

15 (10) "Designated agency" means a school district or districts, ~~an~~
16 ~~accredited nonpublic school~~, a board of cooperative services, an accepted
17 institution of higher education, or a nonprofit organization, or any
18 combination thereof, ~~which~~ THAT is responsible for the organization,
19 management, and operation of an approved alternative teacher program.

20 (15) "Mentor teacher" means:

21 (a) ~~Any teacher who is~~ A TEACHER designated by the school
22 district ~~or accredited independent school~~ employing an alternative teacher
23 and who has demonstrated outstanding teaching and school leadership
24 and can provide exemplary modeling and counseling to alternative
25 teachers participating in an alternative teacher program; or

26 **SECTION 3.** In Colorado Revised Statutes, 22-60.5-115, **amend**
27 (2) introductory portion, (2)(c) introductory portion, and (2)(c)(III) as

1 follows:

2 **22-60.5-115. Rules.** (2) The state board of education shall
3 promulgate rules ~~and regulations~~ as necessary to implement sections
4 22-60.5-201 (1)(a) and 22-60.5-205. ~~Such rules and regulations shall~~ THE
5 RULES MUST include, but need not be limited to, the following:

6 (c) Criteria relating to the designation of mentor teachers by
7 school districts ~~and accredited independent schools~~ providing alternative
8 teacher programs. ~~Such~~ THE guidelines may include ~~but shall not be~~
9 ~~limited to~~, consideration of the following factors in regard to potential
10 mentor teachers:

11 (III) The general consensus of professional opinion in ~~such~~ THE
12 school district. ~~or accredited independent school.~~

13 **SECTION 4.** In Colorado Revised Statutes, 22-60.5-207, **amend**
14 (1) as follows:

15 **22-60.5-207. Alternative teacher contracts.** (1) Alternative
16 teacher contracts may include ~~but are not limited to~~, terms and conditions
17 ~~which~~ THAT:

18 (a) Differ from any terms and conditions of contracts of ~~such~~ THE
19 school district ~~or accredited independent school~~ for first-year employees
20 who are licensed other than as alternative teachers;

21 (b) Define those conditions unique to the responsibilities and
22 duties of an alternative teacher and the alternative teacher program of
23 ~~such~~ THE school district; ~~or accredited independent school~~;

24 (c) Establish the right of the employing school district ~~or~~
25 ~~accredited independent school~~ to terminate ~~such~~ THE alternative teacher
26 contract at any time during the first three months of employment;
27 however, ~~such action shall be taken only~~ THE EMPLOYING SCHOOL

1 DISTRICT MUST ONLY TAKE SUCH ACTION after consideration of a
2 recommendation of the alternative teacher support team for ~~such~~ THE
3 alternative teacher and ~~shall not be~~ IS NOT subject to appeal by ~~such~~ THE
4 alternative teacher.

5 **SECTION 5.** In Colorado Revised Statutes, 19-2-1002, **amend**
6 (9)(c)(I) as follows:

7 **19-2-1002. Juvenile parole. (9) Parole discharge.** (c) The board
8 may discharge a juvenile from parole before completion of the mandatory
9 six-month parole period when the board finds that the juvenile meets, at
10 a minimum, all of the following conditions of special achievement:

11 (I) Graduation from a public ~~or accredited nonpublic~~ high school
12 or successful completion of a high school equivalency examination, as
13 that term is defined in section 22-33-102 (8.5); ~~C.R.S.;~~

14 **SECTION 6.** In Colorado Revised Statutes, 22-60.5-201, **amend**
15 (1)(a)(IV) and (1)(a)(V) as follows:

16 **22-60.5-201. Types of teacher licenses issued - term.** (1) The
17 department is designated as the sole agency authorized to issue the
18 following teacher licenses to persons of good moral character:

19 (a) **Alternative teacher license.** (IV) An alternative teacher
20 license ~~shall be~~ IS valid in any school district ~~or accredited nonpublic~~
21 ~~school and shall entitle its~~ AND ENTITLES THE holder to work exclusively
22 as an alternative teacher pursuant to the terms of an alternative teacher
23 contract. A holder of an alternative teacher license is the teacher of
24 record.

25 (V) For applicants enrolled in a one-year alternative teacher
26 program, the alternative teacher license issued pursuant to this ~~paragraph~~
27 ~~(a) shall be~~ SUBSECTION (1)(a) IS valid for a period of one year after the

1 date of issuance and may be renewed for only one additional year, but
2 only upon written evidence that the employing school district ~~accredited~~
3 ~~nonpublic school~~, or board of cooperative services anticipates extending
4 the alternative teacher's contract for one additional year pursuant to ~~the~~
5 ~~provisions of~~ section 22-60.5-207 (2). For applicants enrolled in a
6 two-year alternative teacher program, the alternative teacher license
7 issued pursuant to this ~~paragraph (a) shall be~~ SUBSECTION (1)(a) IS valid
8 for a period of two years after the date of issuance.

9 **SECTION 7.** In Colorado Revised Statutes, 22-60.5-205, **amend**
10 (3)(b)(I) as follows:

11 **22-60.5-205. One-year and two-year alternative teacher**
12 **programs - legislative declaration - standards and evaluation - duties**
13 **of department - duties of the state board of education - fees.**

14 (3) (b) (I) The state board of education shall, at its discretion, approve an
15 application by a designated agency seeking to provide an alternative
16 teacher program. The application ~~shall~~ MUST meet the requirements of
17 this section and any rules established by the state board of education. The
18 state board of education is authorized to resolve any differences that may
19 arise between school districts ~~accredited nonpublic schools~~, and accepted
20 institutions of higher education ~~with regard to~~ REGARDING alternative
21 teacher programs.

22 **SECTION 8.** In Colorado Revised Statutes, **amend** 22-60.5-206
23 as follows:

24 **22-60.5-206. Alternative teacher support teams - duties -**
25 **advisory councils.** (1) THE DESIGNATED AGENCY SHALL ESTABLISH an
26 alternative teacher support team ~~shall be established by the designated~~
27 ~~agency~~ for each holder of an alternative teacher license employed as an

1 alternative teacher through an alternative teacher program. At a minimum,
2 each alternative teacher support team ~~shall be composed of~~ MUST
3 INCLUDE an alternative teacher's mentor teacher and the principal and a
4 representative of an accepted institution of higher education, if applicable.

5 (2) The alternative teacher support team shall:

6 (a) Establish the content of the required program of planned
7 instruction and activities;

8 (b) Determine at what point in the program an alternative teacher
9 may have responsibility for classroom instruction;

10 (c) Ensure that a significant portion of the teaching assignment of
11 an alternative teacher is in the subject matter area or areas of the
12 alternative teacher's endorsement;

13 (d) Evaluate the progress and effectiveness of an alternative
14 teacher; and

15 (e) Make a recommendation to the school district ~~or accredited~~
16 ~~nonpublic school~~ that employs an alternative teacher concerning his or
17 her eligibility to receive an initial teacher license or whether he or she is
18 unable to complete the one-year alternative teacher program due to
19 unforeseen circumstances, but should apply for an extension of the
20 alternative teacher license with the expectation that he or she will
21 complete his or her program within one additional year.

22 (3) As a member of an alternative teacher support team, the
23 mentor teacher has primary responsibility for representing the faculty and
24 parents in evaluating and making recommendations regarding the
25 issuance of an initial teacher license to an alternative teacher or renewal
26 of an alternative teacher license for one additional year. In recognition of
27 the significant duties and responsibilities of mentor teachers, the

1 designating school district ~~or accredited nonpublic school~~ shall make
2 appropriate provisions as are necessary to ensure the proper discharge of
3 ~~such~~ THE duties and responsibilities by the mentor teacher.

4 (4) In addition, for purposes of carrying out any alternative
5 teacher program approved by the state board of education, any designated
6 agency shall establish an advisory council that ~~shall include~~ INCLUDES, at
7 a minimum, representatives of each school district, ~~or accredited~~
8 ~~nonpublic school~~, including at least one mentor teacher and a
9 representative of ~~any~~ AN accepted institution of higher education in the
10 designated agency.

11 **SECTION 9. Act subject to petition - effective date.** This act
12 takes effect at 12:01 a.m. on the day following the expiration of the
13 ninety-day period after final adjournment of the general assembly (August
14 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a
15 referendum petition is filed pursuant to section 1 (3) of article V of the
16 state constitution against this act or an item, section, or part of this act
17 within such period, then the act, item, section, or part will not take effect
18 unless approved by the people at the general election to be held in
19 November 2018 and, in such case, will take effect on the date of the
20 official declaration of the vote thereon by the governor.