

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

REENGROSSED

*This Version Includes All Amendments
Adopted in the House of Introduction*

LLS NO. 19-0685.04 Julie Pelegrin x2700

SENATE BILL 19-204

SENATE SPONSORSHIP

Story, Todd, Danielson, Gonzales, Rodriguez, Bridges, Fields, Ginal, Moreno, Pettersen, Sonnenberg, Tate

HOUSE SPONSORSHIP

Arndt and Bird, Cutter, Froelich, Kipp

Senate Committees

Education
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING IMPLEMENTATION OF SUPPLEMENTAL ACCOUNTABILITY**
102 **SYSTEMS BY LOCAL EDUCATION PROVIDERS FOR MEASURING**
103 **PUBLIC SCHOOL PERFORMANCE, AND, IN CONNECTION**
104 **THEREWITH, CREATING THE LOCAL ACCOUNTABILITY SYSTEM**
105 **GRANT PROGRAM AND MAKING AN APPROPRIATION.**

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 local accountability system grant program in the department of education (department) to provide grant money to local

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.

SENATE
3rd Reading Unamended
April 24, 2019

SENATE
Amended 2nd Reading
April 23, 2019

education providers that adopt local accountability systems to supplement the state accountability system. A local accountability system may include additional measures for determining achievement of the state performance indicators and additional indicators of student success, but the measures do not affect the accreditation rating assigned to a school district or the type of plan that a school must adopt. A local education provider may use grant money to work with one or more accountability system partners, which may be public or private institutions of higher education or private nonprofit entities. The department shall review applications and recommend to the state board of education (state board) the applicants that may receive a grant and the amount of the grant. The state board shall award the grants subject to available appropriations.

A local education provider that adopts a local accountability system may submit to the department a supplemental performance report that includes information collected through the local accountability system. The local education provider may also use an alternative format for the type of performance plan that the local education provider is required to implement. The department must post the supplemental performance reports and alternatively formatted plans on the department's data portal.

Starting no later than July 15, 2020, the department must convene an annual meeting of the local education providers that implement local accountability systems to share information. Beginning January 15, 2021, the department shall submit an annual report to the state board and the education committees of the general assembly concerning implementation of local accountability systems and implementation of the grant program. The department shall also post the report on its website and, upon request of a local education provider, provide information concerning the measures implemented through local accountability systems.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** part 7 to article
3 11 of title 22 as follows:

4 PART 7

5 LOCAL ACCOUNTABILITY SYSTEMS

6 **22-11-701. Legislative declaration.** (1) THE GENERAL ASSEMBLY
7 FINDS THAT:

8 (a) THE STATEWIDE ACCOUNTABILITY SYSTEM RELIES

1 SUBSTANTIALLY ON LARGE-SCALE, STATE-ADMINISTERED ASSESSMENT
2 RESULTS TO MEASURE PUBLIC SCHOOL AND SCHOOL DISTRICT
3 PERFORMANCE. USING THESE RESULTS PROVIDES A LIMITED PICTURE OF
4 THE SUCCESSES OF AND CHALLENGES FACED BY PUBLIC SCHOOLS AND
5 SCHOOL DISTRICTS AND MAY NOT FULLY REFLECT THE PRIORITIES AND
6 VALUES OF LOCAL COMMUNITIES.

7 (b) SEVERAL PUBLIC SCHOOLS AND SCHOOL DISTRICTS IN
8 COLORADO AND IN OTHER STATES HAVE BEGUN EXPERIMENTING WITH
9 ACCOUNTABILITY STRUCTURES THAT MEASURE A BROADER RANGE OF
10 STUDENT COMPETENCIES AND SYSTEM EFFECTIVENESS, WHICH PROVIDES
11 AN OPPORTUNITY FOR THE STATE TO LEARN FROM DIFFERENT APPROACHES
12 TO MEASURING PUBLIC SCHOOL AND SCHOOL DISTRICT PERFORMANCE;

13 (c) PUBLIC SCHOOLS AND SCHOOL DISTRICTS IN COLORADO HAVE
14 ALSO BEGUN EXPERIMENTING WITH ADDITIONAL MEASURES OF COLLEGE
15 AND CAREER READINESS; AND

16 (d) A BROADER-BASED ACCOUNTABILITY SYSTEM IS CONSISTENT
17 WITH THE VISION AND FRAMEWORK ADOPTED BY THE STATE EDUCATION
18 LEADERSHIP COUNCIL, CREATED BY EXECUTIVE ORDER B 2017 001, AND
19 MAY PROVIDE THE INFORMATION NECESSARY TO MOVE TOWARD THE
20 COUNCIL'S GOALS CONCERNING STUDENT COMPETENCIES AND LEARNING
21 ENVIRONMENT CHARACTERISTICS. SPECIFICALLY, THE COUNCIL'S REPORT
22 RECOMMENDS THE FOLLOWING WITH REGARD TO ACCOUNTABILITY:

23 (I) CONTINUOUS EVALUATION OF STATE-LEVEL ACCOUNTABILITY
24 AND ASSESSMENT POLICIES, TAKING INTO CONSIDERATION THE
25 VIEWPOINTS OF MULTIPLE STAKEHOLDERS;

26 (II) SUPPORT FOR ONGOING RESEARCH AND EVALUATION OF STATE
27 ASSESSMENT SYSTEMS;

1 (III) ALLOWANCE FOR THE EXPERIMENTATION NECESSARY TO
2 EFFECTIVELY ELIMINATE PERFORMANCE GAPS, GIVE LOCAL VALUE TO
3 ACCOUNTABILITY, AND DRIVE MEANINGFUL, CONTINUOUS IMPROVEMENT
4 EFFORTS; AND

5 (IV) DEFINITION AND INCLUSION OF LOCALLY IMPORTANT
6 MEASURES, SUCH AS ENGAGEMENT, EMPLOYMENT, AND HIGHER
7 EDUCATION ATTAINMENT OUTCOMES, AND INCORPORATION OF THESE
8 MEASURES INTO ACCOUNTABILITY POLICIES.

9 (2) THE GENERAL ASSEMBLY FINDS, THEREFORE, THAT IT IS IN THE
10 BEST INTERESTS OF THE STATE TO STRENGTHEN THE _____
11 ACCOUNTABILITY SYSTEM FOR PUBLIC SCHOOLS AND SCHOOL DISTRICTS
12 BY ENCOURAGING AND SUPPORTING THE DEVELOPMENT OF LOCAL
13 ACCOUNTABILITY SYSTEMS THAT MAY INFORM THE CONTINUOUS
14 IMPROVEMENT OF THE STATE'S PUBLIC SCHOOL ACCOUNTABILITY SYSTEM.

15 **22-11-702. Definitions.** AS USED IN THIS PART 7, UNLESS THE
16 CONTEXT OTHERWISE REQUIRES:

17 (1) "ACCOUNTABILITY SYSTEM PARTNER" MEANS A PUBLIC OR
18 PRIVATE INSTITUTION OF HIGHER EDUCATION, OR A PRIVATE NONPROFIT
19 ENTITY, THAT WORKS WITH LOCAL EDUCATION PROVIDERS TO IMPLEMENT
20 EDUCATION POLICY INITIATIVES AND THAT HAS DEMONSTRATED
21 EFFECTIVENESS IN PROVIDING SUPPORT TO LOCAL EDUCATION PROVIDERS
22 THAT IS RELEVANT TO THE SUPPORT THE INSTITUTION OR ENTITY PROVIDES
23 IN THE PARTNERSHIP, WHICH MAY INCLUDE SUPPORT ___ IN DESIGNING OR
24 EVALUATING MEASURES OF STUDENT SUCCESS OR SYSTEM EFFECTIVENESS.

25 (2) "GRANT PROGRAM" MEANS THE LOCAL ACCOUNTABILITY
26 SYSTEM GRANT PROGRAM ESTABLISHED IN SECTION 22-11-703.

27 (3) "LOCAL ACCOUNTABILITY SYSTEM" MEANS A LOCAL

1 ACCOUNTABILITY SYSTEM ESTABLISHED BY A LOCAL EDUCATION
2 PROVIDER OR GROUP OF LOCAL EDUCATION PROVIDERS TO MEASURE THE
3 PERFORMANCE OF PUBLIC SCHOOLS AND SCHOOL DISTRICTS IN ACHIEVING
4 STUDENT SUCCESS AND SYSTEM EFFECTIVENESS.

5 (4) "LOCAL EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT, A
6 BOARD OF COOPERATIVE SERVICES THAT OPERATES A SCHOOL, A DISTRICT
7 CHARTER SCHOOL, OR AN INSTITUTE CHARTER SCHOOL. IF A GROUP OF
8 LOCAL EDUCATION PROVIDERS WORKS TOGETHER TO ESTABLISH A LOCAL
9 ACCOUNTABILITY SYSTEM, THE GROUP IS REFERRED TO AS A "LOCAL
10 EDUCATION PROVIDER", BUT THE REQUIREMENTS SPECIFIED IN THIS PART
11 7 APPLY TO EACH LOCAL EDUCATION PROVIDER THAT PARTICIPATES IN THE
12 GROUP.

13 **22-11-703. Local accountability system - grant program**
14 **established.** (1) THERE IS ESTABLISHED IN THE DEPARTMENT THE LOCAL
15 ACCOUNTABILITY SYSTEM GRANT PROGRAM. A LOCAL EDUCATION
16 PROVIDER OR GROUP OF LOCAL EDUCATION PROVIDERS MAY ESTABLISH
17 AND SEEK FUNDING THROUGH THE GRANT PROGRAM TO SUPPORT A LOCAL
18 ACCOUNTABILITY SYSTEM THAT SUPPLEMENTS THE STATE
19 ACCOUNTABILITY SYSTEM. A DISTRICT CHARTER SCHOOL MAY CHOOSE,
20 BUT IS NOT REQUIRED, TO PARTICIPATE WITH THE AUTHORIZING SCHOOL
21 DISTRICT IN AN APPLICATION PURSUANT TO THIS SECTION. IN DETERMINING
22 STUDENT SUCCESS, A LOCAL ACCOUNTABILITY SYSTEM MAY SUPPLEMENT
23 THE STATEWIDE PERFORMANCE INDICATORS BY USING ADDITIONAL
24 MEASURES OF ACHIEVEMENT OF THE STATEWIDE PERFORMANCE
25 INDICATORS AND BY USING ADDITIONAL INDICATORS OF STUDENT
26 SUCCESS. ADDITIONAL INDICATORS MAY INCLUDE NONACADEMIC STUDENT
27 OUTCOMES, WHICH MAY REFLECT CHANGES IN STUDENT ENGAGEMENT,

1 ATTITUDES, AND MINDSETS. A LOCAL ACCOUNTABILITY SYSTEM IS
2 SUPPLEMENTAL TO THE STATE ACCOUNTABILITY SYSTEM AND MAY BE
3 DESIGNED TO:

4 (a) FAIRLY AND ACCURATELY EVALUATE STUDENT SUCCESS USING
5 MULTIPLE MEASURES TO DEVELOP A MORE COMPREHENSIVE
6 UNDERSTANDING OF EACH STUDENT'S SUCCESS INCLUDING ADDITIONAL
7 PERFORMANCE INDICATORS OR MEASURES, WHICH MAY INCLUDE
8 NONACADEMIC STUDENT OUTCOMES SUCH AS STUDENT ENGAGEMENT,
9 ATTITUDES, AND DISPOSITIONS TOWARD LEARNING;

10 (b) EVALUATE THE CAPACITY OF THE PUBLIC SCHOOL SYSTEMS
11 OPERATED BY THE LOCAL EDUCATION PROVIDER TO SUPPORT STUDENT
12 SUCCESS; AND

13 (c) USE THE RESULTS OBTAINED FROM MEASURING STUDENT
14 SUCCESS AND SYSTEM SUPPORT FOR STUDENT SUCCESS AS PART OF A
15 CYCLE OF CONTINUOUS IMPROVEMENT.

16 (2) A LOCAL EDUCATION PROVIDER THAT CHOOSES TO ESTABLISH
17 A LOCAL ACCOUNTABILITY SYSTEM MAY APPLY TO THE DEPARTMENT TO
18 RECEIVE GRANT MONEY THROUGH THE PROGRAM TO USE IN DEVELOPING
19 AND IMPLEMENTING THE LOCAL ACCOUNTABILITY SYSTEM. THE LOCAL
20 EDUCATION PROVIDER MAY WORK WITH ONE OR MORE ACCOUNTABILITY
21 SYSTEM PARTNERS TO:

22 (a) ESTABLISH AND IMPLEMENT THE LOCAL ACCOUNTABILITY
23 SYSTEM;

24 (b) IDENTIFY AND DEVELOP APPROPRIATE MEASURES FOR THE
25 LOCAL ACCOUNTABILITY SYSTEM;

26 (c) EVALUATE AND PROVIDE EVIDENCE OF THE QUALITY OF THE
27 LOCAL ACCOUNTABILITY SYSTEM MEASURES;

1 (d) DESIGN ALTERNATIVE TEMPLATES AND TOOLS FOR REPORTING
2 DATA CONCERNING PERFORMANCE;

3 (e) ANALYZE DATA; AND

4 (f) ASSIST WITH STAKEHOLDER COMMUNICATIONS.

5 (3) TO PARTICIPATE IN THE GRANT PROGRAM, A LOCAL EDUCATION
6 PROVIDER SHALL SUBMIT TO THE DEPARTMENT AN APPLICATION THAT
7 INCLUDES:

8 (a) THE GOALS OF THE LOCAL ACCOUNTABILITY SYSTEM THAT THE
9 LOCAL EDUCATION PROVIDER PLANS TO IMPLEMENT OR IS IMPLEMENTING;

10 (b) THE NAME OF ANY ACCOUNTABILITY SYSTEM PARTNER THAT
11 THE LOCAL EDUCATION PROVIDER INTENDS TO WORK WITH OR IS WORKING
12 WITH IN DESIGNING AND IMPLEMENTING THE LOCAL ACCOUNTABILITY
13 SYSTEM;

14 (c) IF A GROUP OF LOCAL EDUCATION PROVIDERS IS SUBMITTING
15 THE APPLICATION, IDENTIFICATION OF EACH OF THE LOCAL EDUCATION
16 PROVIDERS THAT HAS VOLUNTARILY CHOSEN TO PARTICIPATE IN THE
17 APPLICATION;

18 (d) A DESCRIPTION OF THE INDIVIDUALS AND ENTITIES WITHIN THE
19 LOCAL EDUCATION PROVIDER AND WITHIN THE LOCAL EDUCATION
20 PROVIDER'S COMMUNITY, INCLUDING FAMILIES, THAT THE LOCAL
21 EDUCATION PROVIDER IS WORKING WITH TO DESIGN AND IMPLEMENT THE
22 LOCAL ACCOUNTABILITY SYSTEM;

23 (e) THE LOCAL EDUCATION PROVIDER'S EXPECTED TIMELINE FOR
24 DESIGNING AND IMPLEMENTING THE LOCAL ACCOUNTABILITY SYSTEM;

25 (f) A STATEMENT CONCERNING WHETHER THE LOCAL
26 ACCOUNTABILITY SYSTEM WILL INCLUDE A SUPPLEMENTAL REPORT OF
27 PUBLIC SCHOOL AND SCHOOL DISTRICT PERFORMANCE, AS DESCRIBED IN

1 SECTION 22-11-704 (1), AS A SUPPLEMENT TO THE SCHOOL AND SCHOOL
2 DISTRICT PERFORMANCE REPORTS DESCRIBED IN SECTION 22-11-503; AND

3 (g) A STATEMENT CONCERNING WHETHER THE LOCAL
4 ACCOUNTABILITY SYSTEM WILL INCLUDE USING AN ALTERNATIVE FORMAT,
5 AS DESCRIBED IN SECTION 22-11-704 (2), FOR THE TYPES OF PLANS THAT
6 THE LOCAL EDUCATION PROVIDER, AND THE PUBLIC SCHOOLS OPERATED
7 BY THE LOCAL EDUCATION PROVIDER, ARE REQUIRED TO IMPLEMENT AND
8 HOW THE LOCAL EDUCATION PROVIDER EXPECTS TO SHARE KEY PLANNING
9 ELEMENTS, INCLUDING PRIORITY PERFORMANCE CHALLENGES, ROOT
10 CAUSES, AND MAJOR IMPROVEMENT STRATEGIES, WITH THE DEPARTMENT
11 FOR STATEWIDE PUBLIC REPORTING ON IMPROVEMENT PLANNING EFFORTS.

12 (4) (a) THE DEPARTMENT SHALL REVIEW EACH APPLICATION
13 RECEIVED TO ENSURE THAT IT INCLUDES THE ITEMS SPECIFIED IN
14 SUBSECTION (3) OF THIS SECTION. THE DEPARTMENT SHALL REVIEW THE
15 SERVICES PROPOSED TO BE PROVIDED BY EACH ACCOUNTABILITY SYSTEM
16 PARTNER AND DETERMINE:

17 (I) WHETHER THE ACCOUNTABILITY SYSTEM PARTNER HAS A
18 DEMONSTRATED HISTORY OF PROVIDING EFFECTIVE SUPPORT TO LOCAL
19 EDUCATION PROVIDERS; AND

20 (II) IF THE ACCOUNTABILITY SYSTEM PARTNER IS DEVELOPING OR
21 EVALUATING LOCAL ACCOUNTABILITY SYSTEM MEASURES, WHETHER IT
22 HAS EXPERTISE IN MEASUREMENT.

23 (b) IF THE DEPARTMENT DETERMINES THAT AN APPLICATION IS NOT
24 COMPLETE OR THAT A NAMED ACCOUNTABILITY SYSTEM PARTNER DOES
25 NOT MEET THE MINIMUM REQUIREMENTS SPECIFIED IN SUBSECTION (4)(a)
26 OF THIS SECTION, OR IF THE DEPARTMENT IDENTIFIES AN OPPORTUNITY FOR
27 ADDITIONAL PARTNERSHIPS AMONG THE GRANT APPLICANTS, THE

1 DEPARTMENT SHALL NOTIFY THE APPLYING LOCAL EDUCATION PROVIDER
2 AND ALLOW THE LOCAL EDUCATION PROVIDER TO RESUBMIT THE
3 APPLICATION.

4 (5) (a) BASED ON THE REVIEW OF THE APPLICATIONS, THE
5 DEPARTMENT SHALL RECOMMEND TO THE STATE BOARD THE APPLICANTS
6 THAT MAY RECEIVE GRANTS THROUGH THE PROGRAM AND THE AMOUNT
7 OF EACH GRANT. TAKING INTO CONSIDERATION THE DEPARTMENT'S
8 RECOMMENDATIONS, AND SUBJECT TO AVAILABLE APPROPRIATIONS, THE
9 STATE BOARD SHALL SELECT THE LOCAL EDUCATION PROVIDERS THAT
10 RECEIVE GRANTS THROUGH THE PROGRAM AND THE AMOUNT OF EACH
11 GRANT AWARDED.

12 (b) THE AMOUNT OF A GRANT AWARDED PURSUANT TO THIS
13 SECTION MUST BE AT LEAST TWENTY-FIVE THOUSAND DOLLARS PER
14 BUDGET YEAR BUT MUST NOT EXCEED FIFTY THOUSAND DOLLARS PER
15 BUDGET YEAR FOR A GRANT AWARDED TO A SINGLE LOCAL EDUCATION
16 PROVIDER AND MUST NOT EXCEED SEVENTY-FIVE THOUSAND DOLLARS PER
17 BUDGET YEAR FOR A GRANT AWARDED TO A GROUP OF LOCAL EDUCATION
18 PROVIDERS. THE DEPARTMENT SHALL DISTRIBUTE THE AMOUNT OF EACH
19 GRANT OVER THREE BUDGET YEARS.

20 (c) IF THE NUMBER OF APPLICATIONS EXCEEDS THE AMOUNT
21 APPROPRIATED FOR THE GRANT PROGRAM PURSUANT TO SUBSECTION (6)
22 OF THIS SECTION, THE DEPARTMENT IN MAKING RECOMMENDATIONS AND
23 THE STATE BOARD IN SELECTING RECIPIENTS SHALL:

24 (I) ENSURE THAT AT LEAST ONE RECIPIENT IS A LOCAL EDUCATION
25 PROVIDER OR GROUP OF LOCAL EDUCATION PROVIDERS THAT ARE RURAL
26 SCHOOL DISTRICTS, AS DEFINED IN SECTION 22-7-1211, BOARDS OF
27 COOPERATIVE SERVICES THAT CONSIST OF RURAL SCHOOL DISTRICTS, OR

1 CHARTER SCHOOLS THAT ARE LOCATED WITHIN RURAL SCHOOL DISTRICTS;

2 (II) PRIORITIZE APPLICANTS THAT DEMONSTRATE A PREVIOUS
3 COMMITMENT OF STAFF AND RESOURCES TOWARD DEVELOPMENT OF A
4 LOCAL ACCOUNTABILITY SYSTEM;

5 (III) RECOMMEND AND SELECT THE GRANT RECIPIENTS SO AS TO
6 DISTRIBUTE FUNDING TO A BROAD SCOPE OF PROJECTS LOCATED
7 THROUGHOUT THE STATE; AND

8 (IV) WHEN APPROPRIATE, ENCOURAGE APPLICANTS TO WORK
9 TOGETHER TOWARD SHARED GOALS.

10 (6) THE GENERAL ASSEMBLY MAY ANNUALLY APPROPRIATE
11 MONEY TO THE DEPARTMENT TO IMPLEMENT THE GRANT PROGRAM,
12 INCLUDING MONEY FOR GRANTS AND FOR THE DIRECT ADMINISTRATIVE
13 COSTS INCURRED BY THE DEPARTMENT. ANY UNEXPENDED AND
14 UNENCUMBERED MONEY FROM AN APPROPRIATION MADE FOR THE
15 PURPOSES OF THIS SECTION REMAINS AVAILABLE FOR EXPENDITURE BY THE
16 DEPARTMENT FOR THE PURPOSES OF THIS SECTION IN THE FOLLOWING
17 FISCAL YEAR WITHOUT FURTHER APPROPRIATION. IN ADDITION, THE
18 DEPARTMENT MAY ACCEPT GIFTS, GRANTS, OR DONATIONS FROM PRIVATE
19 OR PUBLIC SOURCES FOR THE PURPOSES OF THIS SECTION; EXCEPT THAT
20 THE DEPARTMENT MAY NOT ACCEPT A GIFT, GRANT, OR DONATION THAT
21 IS SUBJECT TO CONDITIONS THAT ARE INCONSISTENT WITH THIS SECTION
22 OR ANY OTHER LAW OF THE STATE. THIS SECTION DOES NOT REQUIRE THE
23 DEPARTMENT TO SOLICIT MONEY FOR IMPLEMENTATION OF THIS SECTION.

24 **22-11-704. Local accountability systems - supplemental**
25 **performance reports - alternatively formatted plans.** (1) (a) A LOCAL
26 EDUCATION PROVIDER THAT CHOOSES TO IMPLEMENT A LOCAL
27 ACCOUNTABILITY SYSTEM MAY SUBMIT TO THE DEPARTMENT A

1 SUPPLEMENTAL PERFORMANCE REPORT FOR THE LOCAL EDUCATION
2 PROVIDER AND FOR EACH PUBLIC SCHOOL OPERATED BY THE LOCAL
3 EDUCATION PROVIDER. A DISTRICT CHARTER SCHOOL IS NOT REQUIRED TO
4 PARTICIPATE IN THE AUTHORIZING SCHOOL DISTRICT'S SUPPLEMENTAL
5 ACCOUNTABILITY SYSTEM OR IN RELATED REPORTING UNLESS THE
6 CHARTER SCHOOL CHOOSES TO PARTICIPATE WITH THE AUTHORIZING
7 SCHOOL DISTRICT IN A GRANT APPLICATION PURSUANT TO SECTION
8 22-11-703. THE SUPPLEMENTAL PERFORMANCE REPORT SUPPLEMENTS THE
9 INFORMATION THAT IS SUBMITTED BY THE LOCAL EDUCATION PROVIDER
10 AND INCLUDED ON THE PERFORMANCE REPORTS DESCRIBED IN SECTION
11 22-11-503. THE SUPPLEMENTAL PERFORMANCE REPORT MAY INCLUDE
12 INFORMATION CONCERNING ACHIEVEMENT OF:

13 (I) THE ADDITIONAL MEASURES ADOPTED BY THE LOCAL
14 EDUCATION PROVIDER THROUGH THE LOCAL ACCOUNTABILITY SYSTEM TO
15 DETERMINE ACHIEVEMENT OF THE STATEWIDE PERFORMANCE INDICATORS;
16 AND

17 (II) THE ADDITIONAL LOCAL PERFORMANCE INDICATORS OF
18 STUDENT SUCCESS, INCLUDING SYSTEM SUPPORT FOR STUDENT SUCCESS
19 MEASURED BY THE LOCAL EDUCATION PROVIDER THROUGH THE LOCAL
20 ACCOUNTABILITY SYSTEM.

21 (b) THE INFORMATION PROVIDED IN A SUPPLEMENTAL
22 PERFORMANCE REPORT DOES NOT AFFECT THE ACCREDITATION RATING
23 ASSIGNED TO A SCHOOL DISTRICT PURSUANT TO SECTION 22-11-208 OR
24 THE TYPE OF PLAN THAT A SCHOOL IS REQUIRED TO ADOPT PURSUANT TO
25 SECTION 22-11-210.

26 (c) THE DEPARTMENT SHALL PUBLISH THE SUPPLEMENTAL
27 PERFORMANCE REPORTS SUBMITTED BY A LOCAL EDUCATION PROVIDER

1 PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION ON THE DATA PORTAL
2 AND PROVIDE PUBLIC ACCESS TO THE SUPPLEMENTAL PERFORMANCE
3 REPORTS THAT IS ADJACENT TO THE PUBLIC SCHOOL AND SCHOOL DISTRICT
4 PERFORMANCE REPORTS DESCRIBED IN SECTION 22-11-503.

5 (2) (a) A LOCAL EDUCATION PROVIDER THAT CHOOSES TO
6 IMPLEMENT A LOCAL ACCOUNTABILITY SYSTEM MAY PROVIDE TO THE
7 DEPARTMENT, AS AN ALTERNATIVE TO THE PLAN FORMAT PROVIDED BY
8 THE DEPARTMENT, A DIFFERENT FORMAT FOR THE TYPE OF PLAN THAT IS
9 ASSOCIATED WITH THE LOCAL EDUCATION PROVIDER'S ACCREDITATION
10 RATING PURSUANT TO SECTION 22-11-208, IF THE LOCAL EDUCATION
11 PROVIDER IS A SCHOOL DISTRICT, OR THE TYPE OF PLAN THAT THE LOCAL
12 EDUCATION PROVIDER IS REQUIRED TO IMPLEMENT PURSUANT TO SECTION
13 22-11-210, IF THE LOCAL EDUCATION PROVIDER IS A CHARTER SCHOOL. A
14 PLAN PROVIDED IN AN ALTERNATIVE FORMAT MUST TAKE INTO ACCOUNT
15 THE DATA COLLECTED THROUGH THE LOCAL ACCOUNTABILITY SYSTEM
16 AND ANY ASSOCIATED IMPROVEMENT EFFORTS THAT THE LOCAL
17 EDUCATION PROVIDER IMPLEMENTS. A PLAN PROVIDED IN AN
18 ALTERNATIVE FORMAT MUST MEET THE STATE AND FEDERAL REPORTING
19 REQUIREMENTS, AS IDENTIFIED BY THE DEPARTMENT, THAT APPLY TO THE
20 PLAN TYPES IMPLEMENTED PURSUANT TO THIS ARTICLE 11. IF A LOCAL
21 EDUCATION PROVIDER USES AN ALTERNATIVE FORMAT, A PUBLIC SCHOOL
22 OPERATED BY THE LOCAL EDUCATION PROVIDER MAY ALSO USE AN
23 ALTERNATIVE FORMAT FOR THE TYPE OF PLAN THAT THE PUBLIC SCHOOL
24 IS REQUIRED TO IMPLEMENT, WHICH FORMAT IS COMPATIBLE WITH THAT
25 USED BY THE LOCAL EDUCATION PROVIDER.

26 (b) A LOCAL EDUCATION PROVIDER THAT USES AN ALTERNATIVE
27 PLAN FORMAT SHALL SUBMIT THE PLAN IN ACCORDANCE WITH THE

1 DEADLINES ESTABLISHED BY THE STATE BOARD FOR PERFORMANCE,
2 IMPROVEMENT, PRIORITY IMPROVEMENT, AND TURNAROUND PLANS,
3 INCLUDING SUBMITTING THE PLAN ON A BIENNIAL BASIS FOR A LOCAL
4 EDUCATION PROVIDER THAT IS A SCHOOL DISTRICT AND ACCREDITED OR
5 ACCREDITED WITH DISTINCTION OR A LOCAL EDUCATION PROVIDER THAT
6 IS A CHARTER SCHOOL AND REQUIRED TO IMPLEMENT A PERFORMANCE
7 PLAN.

8 (c) THE DEPARTMENT SHALL PUBLISH A LOCAL EDUCATION
9 PROVIDER'S ALTERNATIVELY FORMATTED PLAN ON THE DATA PORTAL AND
10 PROVIDE PUBLIC ACCESS TO THE PLAN.

11 **22-11-705. Local accountability systems - report.** (1) To
12 SUPPORT COMMUNICATION AND THE ABILITY OF THE STATE AND OF LOCAL
13 EDUCATION PROVIDERS TO LEARN FROM THE EFFORTS OF THE LOCAL
14 EDUCATION PROVIDERS THAT CHOOSE TO IMPLEMENT LOCAL
15 ACCOUNTABILITY SYSTEMS, BEFORE JULY 15, 2020, AND ON OR BEFORE
16 JULY 15 EACH YEAR THEREAFTER, THE DEPARTMENT SHALL CONVENE A
17 MEETING WITH LOCAL EDUCATION PROVIDERS THAT IMPLEMENT LOCAL
18 ACCOUNTABILITY SYSTEMS, THEIR ACCOUNTABILITY SYSTEM PARTNERS,
19 IF ANY, AND OTHER MEMBERS OF THE COMMUNITY WHO ARE INVOLVED IN
20 DESIGNING AND IMPLEMENTING LOCAL ACCOUNTABILITY SYSTEMS TO
21 REVIEW THE IMPLEMENTATION OF LOCAL ACCOUNTABILITY SYSTEMS.
22 INDIVIDUALS MAY PARTICIPATE IN THE MEETING IN-PERSON OR
23 ELECTRONICALLY.

24 (2) ON OR BEFORE JANUARY 15, 2021, AND ON OR BEFORE
25 JANUARY 15 EACH YEAR THEREAFTER, THE DEPARTMENT SHALL PREPARE
26 AND SUBMIT TO THE STATE BOARD AND THE EDUCATION COMMITTEES OF
27 THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR

1 COMMITTEES, A REPORT CONCERNING THE IMPLEMENTATION OF LOCAL
2 ACCOUNTABILITY SYSTEMS, INCLUDING A REPORT OF THE
3 IMPLEMENTATION OF THE GRANT PROGRAM. THE REPORT MUST INCLUDE,
4 BUT NEED NOT BE LIMITED TO:

5 (a) IDENTIFICATION OF THE LOCAL EDUCATION PROVIDERS THAT
6 ARE IMPLEMENTING LOCAL ACCOUNTABILITY SYSTEMS, INCLUDING
7 IDENTIFICATION OF THOSE THAT RECEIVE GRANTS THROUGH THE GRANT
8 PROGRAM AND THE AMOUNT OF EACH GRANT AWARDED;

9 (b) IDENTIFICATION OF THE ACCOUNTABILITY SYSTEM PARTNERS,
10 IF ANY, THAT THE LOCAL EDUCATION PROVIDERS WORK WITH;

11 (c) A DESCRIPTION OF THE MEASURES AND LOCAL PERFORMANCE
12 INDICATORS INCLUDED IN EACH LOCAL ACCOUNTABILITY SYSTEM;

13 (d) EVIDENCE PROVIDED BY LOCAL EDUCATION PROVIDERS,
14 INCLUDING INPUT SOLICITED FROM COMMUNITY MEMBERS, CONCERNING
15 THE EFFECTIVENESS OF EACH LOCAL ACCOUNTABILITY SYSTEM IN
16 MEASURING THE QUALITY OF THE EDUCATION PROVIDED BY THE LOCAL
17 EDUCATION PROVIDER THAT IMPLEMENTS THE LOCAL ACCOUNTABILITY
18 SYSTEM. TO THE EXTENT POSSIBLE FOR EACH LOCAL ACCOUNTABILITY
19 SYSTEM, IN REPORTING PERFORMANCE ON ADDITIONAL MEASURES AND
20 LOCAL PERFORMANCE INDICATORS, THE DEPARTMENT SHALL
21 DISAGGREGATE THE PERFORMANCE RESULTS BY GRADE LEVEL AND BY
22 STUDENT GROUP, APPLYING THE SAME EXCLUSIONS THAT APPLY TO
23 REPORTING PERFORMANCE RESULTS ON THE STATE PERFORMANCE
24 INDICATORS.

25 (e) IDENTIFICATION OF ELEMENTS THAT ARE USED IN ONE OR MORE
26 LOCAL ACCOUNTABILITY SYSTEMS THAT MAY BE RECOMMENDED FOR
27 ADOPTION BY OTHER LOCAL EDUCATION PROVIDERS; AND

1 (f) ANY RECOMMENDATIONS FOR CHANGES IN DEPARTMENT
2 PROCEDURES, STATE BOARD RULES, OR STATUTE BASED ON THE
3 IMPLEMENTATION OF THE LOCAL ACCOUNTABILITY SYSTEMS.

4 (3) IN PREPARING THE REPORT, THE DEPARTMENT SHALL SOLICIT
5 INPUT FROM AND COLLABORATE WITH THE LOCAL EDUCATION PROVIDERS
6 THAT IMPLEMENT LOCAL ACCOUNTABILITY SYSTEMS AND THE
7 ACCOUNTABILITY SYSTEM PARTNERS, IF ANY, THAT THEY WORK WITH.

8 (4) THE DEPARTMENT SHALL POST THE REPORT ON ITS WEBSITE
9 FOR PUBLIC REVIEW. UPON REQUEST BY A LOCAL EDUCATION PROVIDER,
10 THE DEPARTMENT SHALL PROVIDE INFORMATION CONCERNING THE
11 MEASURES AND LOCAL PERFORMANCE INDICATORS IMPLEMENTED
12 THROUGH LOCAL ACCOUNTABILITY SYSTEMS, INCLUDING A DESCRIPTION
13 OF THE MEASURES, EVIDENCE OF THEIR EFFECTIVENESS, AND THE MANNER
14 IN WHICH THEY ARE USED.

15 (5) (a) IN THE THIRD YEAR OF THE GRANT PROGRAM, THE
16 DEPARTMENT SHALL CONTRACT WITH AN EXTERNAL EVALUATOR, WHICH
17 MAY BE A STATE INSTITUTION OF HIGHER EDUCATION, TO PREPARE A
18 SUMMARY EVALUATION REPORT OF THE IMPLEMENTATION OF THE LOCAL
19 ACCOUNTABILITY SYSTEMS THAT RECEIVE GRANTS. THE EVALUATION
20 MUST, AT A MINIMUM, INCLUDE AN EVALUATION OF THE SUCCESS OF EACH
21 LOCAL ACCOUNTABILITY SYSTEM IN EVALUATING STUDENT SUCCESS AND
22 THE PROCESSES FOR ENSURING A CYCLE OF CONTINUOUS IMPROVEMENT
23 WITHIN THE PUBLIC SCHOOLS OF THE PARTICIPATING LOCAL EDUCATION
24 PROVIDERS. AT THE ANNUAL MEETING HELD PURSUANT TO SUBSECTION (1)
25 OF THIS SECTION AT THE END OF THE FIRST YEAR OF THE GRANT PROGRAM,
26 THE DEPARTMENT, PARTICIPATING LOCAL EDUCATION PROVIDERS, AND
27 THE ACCOUNTABILITY SYSTEM PARTNERS SHALL IDENTIFY THE GOALS,

1 TOOLS, AND MEASURES TO BE ADDRESSED BY THE SUMMARY EVALUATION
2 REPORT. THE DATA USED FOR THE SUMMARY EVALUATION REPORT MUST
3 INCLUDE QUALITATIVE AND QUANTITATIVE MEASURES.

4 (b) FOR PURPOSES OF THE SUMMARY EVALUATION REPORT, THE
5 DEPARTMENT SHALL PROVIDE TO THE EXTERNAL EVALUATOR
6 INFORMATION CONCERNING THE SCORES ATTAINED BY STUDENTS
7 ENROLLED BY THE PARTICIPATING LOCAL EDUCATION PROVIDERS ON THE
8 STATEWIDE ASSESSMENTS ADMINISTERED PURSUANT TO SECTION
9 22-7-1006.3 AND INFORMATION CONCERNING STUDENT LONGITUDINAL
10 ACADEMIC GROWTH, STUDENT ACADEMIC ACHIEVEMENT, AND STUDENT
11 ACADEMIC GROWTH TO STANDARDS FOR THE STUDENTS ENROLLED BY THE
12 PARTICIPATING LOCAL EDUCATION PROVIDERS. THE DEPARTMENT SHALL
13 PROVIDE THE INFORMATION IN THE AGGREGATE BY GRADE LEVEL AND
14 DISAGGREGATED BY STUDENT GROUP, AS DEFINED IN SECTION 22-11-103,
15 COMPARED TO SCORES ATTAINED IN PREVIOUS SCHOOL YEARS AND
16 COMPARED TO THE STATE AVERAGE SCORES. THE DEPARTMENT SHALL
17 PROVIDE THE INFORMATION TO THE EXTERNAL EVALUATOR ONLY TO THE
18 EXTENT ALLOWABLE UNDER FEDERAL AND STATE LAW. EACH LOCAL
19 EDUCATION PROVIDER THAT PARTICIPATES IN THE GRANT PROGRAM SHALL
20 PROVIDE ANY NECESSARY DATA FOR PURPOSES OF THE SUMMARY
21 EVALUATION REPORT DESCRIBED IN SUBSECTION (5)(a) OF THIS SECTION
22 THAT IS NOT READILY AVAILABLE TO THE DEPARTMENT.

23 (c) BEGINNING WITH THE REPORT THAT IS SUBMITTED ON OR
24 BEFORE JANUARY 15, 2023, AND FOR EACH REPORT SUBMITTED
25 THEREAFTER, THE DEPARTMENT SHALL INCLUDE IN THE REPORT
26 DESCRIBED IN SUBSECTION (2) OF THIS SECTION THE SUMMARY
27 EVALUATION REPORT DESCRIBED IN THIS SUBSECTION (5).

1 (d) THE DEPARTMENT MAY ACCEPT AND EXPEND GIFTS, GRANTS,
2 OR DONATIONS, TO PAY THE COSTS INCURRED IN PREPARING THE SUMMARY
3 EVALUATION REPORT DESCRIBED IN THIS SUBSECTION (5).

4 (6) NOTWITHSTANDING THE REQUIREMENT IN SECTION 24-1-136
5 (11)(a)(I), THE REQUIREMENT TO SUBMIT THE REPORT SPECIFIED IN THIS
6 SECTION CONTINUES INDEFINITELY.

7 **SECTION 2. Appropriation.** For the 2019-20 state fiscal year,
8 \$493,097 is appropriated to the department of education. This
9 appropriation is from the general fund and is based on an assumption that
10 the department will require an additional 0.4 FTE. To implement this act,
11 the department may use this appropriation for the local accountability
12 system grant program.

13 **SECTION 3. Act subject to petition - effective date.** This act
14 takes effect at 12:01 a.m. on the day following the expiration of the
15 ninety-day period after final adjournment of the general assembly (August
16 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a
17 referendum petition is filed pursuant to section 1 (3) of article V of the
18 state constitution against this act or an item, section, or part of this act
19 within such period, then the act, item, section, or part will not take effect
20 unless approved by the people at the general election to be held in
21 November 2020 and, in such case, will take effect on the date of the
22 official declaration of the vote thereon by the governor.