

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

**REVISED**

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

LLS NO. 19-0685.04 Julie Pelegrin x2700

**SENATE BILL 19-204**

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**SENATE SPONSORSHIP**

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

**HOUSE SPONSORSHIP**

**Arndt and Bird,** Cutter, Froelich, Kipp

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**Senate Committees**

Education  
Appropriations

**House Committees**

Education  
Appropriations

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**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.**

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**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.

HOUSE  
2nd Reading Unamended  
April 30, 2019

SENATE  
3rd Reading Unamended  
April 24, 2019

SENATE  
Amended 2nd Reading  
April 23, 2019



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.