

Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 22-0568.01 Julie Pelegrin x2700

SENATE BILL 22-004

SENATE SPONSORSHIP

Rankin and Bridges, Ginal, Winter

HOUSE SPONSORSHIP

McCluskie,

Senate Committees

Education
Appropriations

House Committees

Education
Appropriations

A BILL FOR AN ACT

101 **CONCERNING MEASURES TO SUPPORT EVIDENCE-BASED LITERACY**
102 **INSTRUCTION FOR STUDENTS IN EARLY GRADES, AND, IN**
103 **CONNECTION THEREWITH, 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>.)

By the beginning of the 2023-24 school year and continuing thereafter, the bill requires each school district, board of cooperative services, and charter school (local education provider) to ensure that the principal in a school that serves kindergarten or any of grades one through 3 and each school district administrator with responsibility that pertains

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 6, 2022

SENATE
Amended 2nd Reading
April 5, 2022

to programs in kindergarten or any of grades one through 3 to successfully complete evidence-based training in the science of reading. The local education provider may request a one-year extension from the state board of education to ensure that the teachers, principals, and administrators whom it employs meet the training requirements. Each local education provider must submit to the department of education (department) evidence that it is in compliance with the principal and administrator training requirements to receive per-pupil intervention money in a budget year.

The bill requires the board of trustees for each public library to adopt a policy by January 1, 2023, to support parents and children in improving literacy through the science of reading. The policy must include a requirement that:

- Each librarian successfully complete evidence-based training in the science of reading;
- The director of the board of trustees maintain an accurate list on the library website of the librarians who successfully complete the training; and
- The director of the board of trustees identify materials and activities for parents and children to improve literacy and ensure that the materials and activities are available in the public library and are updated monthly.

Upon request of a local education provider or the board of trustees of a public library, the department shall provide training in the science of reading to principals and administrators of the local education provider and librarians of the public library for free.

The bill directs the state librarian to work with public libraries throughout the state to facilitate access to evidence-based training in the science of reading for librarians and assist in identifying materials and activities for parents and children to improve literacy.

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-7-1208, **amend**
3 (6)(d); and **add (6.5) and (6.7)** as follows:

4 **22-7-1208. Local education providers - procedures - plans -**
5 **training - rules.** (6) (d) Notwithstanding the provisions of subsection
6 (6)(a) of this section, a local education provider that is not in compliance
7 with the requirements of this subsection (6) as of the beginning of the
8 2022-23 school year or for a subsequent school year may request a

1 one-year extension from the ~~department~~ STATE BOARD based on a
2 demonstration of good cause for inability to comply.

3 (6.5) (a) BY THE BEGINNING OF THE 2024-25 SCHOOL YEAR AND
4 CONTINUING FOR EACH SCHOOL YEAR THEREAFTER, EACH LOCAL
5 EDUCATION PROVIDER THAT RECEIVES PER-PUPIL INTERVENTION MONEY
6 OR A GRANT THROUGH THE EARLY LITERACY GRANT PROGRAM IN ANY
7 BUDGET YEAR STARTING WITH THE 2023-24 BUDGET YEAR SHALL ENSURE
8 THAT EACH PRINCIPAL IN A SCHOOL THAT SERVES KINDERGARTEN OR ANY
9 OF GRADES ONE THROUGH THREE AND EACH ADMINISTRATOR WITH
10 RESPONSIBILITY THAT PERTAINS TO PROGRAMS IN KINDERGARTEN OR ANY
11 OF GRADES ONE THROUGH THREE SUCCESSFULLY COMPLETES OR HAS
12 SUCCESSFULLY COMPLETED EVIDENCE-BASED TRAINING DESIGNED FOR
13 SCHOOL ADMINISTRATORS IN THE SCIENCE OF READING. THE
14 EVIDENCE-BASED TRAINING IN THE SCIENCE OF READING MUST INCLUDE
15 THE CONCEPTS OF PHONEMIC AWARENESS, PHONICS, VOCABULARY
16 DEVELOPMENT, READING FLUENCY, INCLUDING ORAL SKILLS, AND
17 READING COMPREHENSION TO ASSIST PRINCIPALS IN COACHING AND
18 EVALUATING TEACHERS. THE TRAINING MUST ALSO INCLUDE TOPICS
19 RELATED TO IMPLEMENTING SCHOOLWIDE SCIENTIFICALLY BASED AND
20 EVIDENCE-BASED READING PROGRAMMING. TO COMPLY WITH THIS
21 SUBSECTION (6.5)(a), A LOCAL EDUCATION PROVIDER SHALL SUBMIT
22 EVIDENCE THAT EACH PRINCIPAL AND ADMINISTRATOR DESCRIBED IN THIS
23 SUBSECTION (6.5)(a) HAS SUCCESSFULLY COMPLETED EVIDENCE-BASED
24 TRAINING IN THE SCIENCE OF READING THAT IS:

25 (I) INCLUDED AS A COURSE IN AN APPROVED PROGRAM OF
26 PREPARATION, AS DEFINED IN SECTION 22-60.5-102 (8) FOR PRINCIPALS OR
27 ADMINISTRATORS, OR AN INDIVIDUALIZED ALTERNATIVE PRINCIPAL

1 PROGRAM, OR OTHER ALTERNATIVE PRINCIPAL PROGRAM, APPROVED
2 PURSUANT TO SECTION 22-60.5-305.5;

3 (II) INCLUDED AS A COURSE IN A POST-GRADUATE DEGREE
4 PROGRAM IN TEACHING READING OR LITERACY;

5 (III) PROVIDED BY THE DEPARTMENT OR INCLUDED ON THE
6 ADVISORY LIST OF RIGOROUS PROFESSIONAL DEVELOPMENT PROGRAMS
7 PROVIDED BY THE DEPARTMENT PURSUANT TO SECTION 22-7-1209 (2)(c);

8 OR

9 (IV) PROVIDED BY A LOCAL EDUCATION PROVIDER OR IS
10 APPROPRIATE FOR LICENSE RENEWAL PURSUANT TO SECTION 22-60.5-110
11 (3).

12

13 (b) THE DEPARTMENT SHALL PROVIDE, AT NO COST, TRAINING FOR
14 ELEMENTARY SCHOOL ADMINISTRATORS TO MEET THE REQUIREMENTS
15 SPECIFIED IN SUBSECTION (6.5)(a) OF THIS SECTION. THE DEPARTMENT
16 MAY PROVIDE THE TRAINING IN-PERSON OR ONLINE.

17 (c) NOTWITHSTANDING SUBSECTION (6.5)(a) OF THIS SECTION, A
18 LOCAL EDUCATION PROVIDER THAT IS NOT IN COMPLIANCE WITH THE
19 REQUIREMENTS OF THIS SUBSECTION (6.5) AS OF THE BEGINNING OF THE
20 2024-25 SCHOOL YEAR OR FOR A SUBSEQUENT SCHOOL YEAR MAY
21 REQUEST A ONE-YEAR EXTENSION FROM THE STATE BOARD BASED ON A
22 DEMONSTRATION OF GOOD CAUSE FOR INABILITY TO COMPLY.

23 (d) THE STATE BOARD MAY ADOPT RULES AS NECESSARY TO
24 SPECIFY THE CONTENT AND MINIMUM NUMBER OF HOURS REQUIRED FOR
25 THE TRAINING DESCRIBED IN SUBSECTION (6.5)(a) OF THIS SECTION; THE
26 TIME FRAMES AND PROCEDURES FOR COMPLYING WITH THE REQUIREMENTS
27 SPECIFIED IN SUBSECTION (6.5)(a) OF THIS SECTION AND FOR APPLYING FOR

1 AN EXTENSION PURSUANT TO SUBSECTION (6.5)(c) OF THIS SECTION; AND
2 THE FORM IN WHICH A LOCAL EDUCATION PROVIDER MUST SUBMIT
3 EVIDENCE OF THE COMPLETION OF THE TRAINING REQUIRED IN SUBSECTION
4 (6.5)(a) OF THIS SECTION. ___

5 (6.7) (a) BY THE BEGINNING OF THE 2024-25 SCHOOL YEAR AND
6 CONTINUING FOR EACH SCHOOL YEAR THEREAFTER, EACH LOCAL
7 EDUCATION PROVIDER THAT RECEIVES PER-PUPIL INTERVENTION MONEY
8 OR A GRANT THROUGH THE EARLY LITERACY GRANT PROGRAM IN ANY
9 BUDGET YEAR STARTING WITH THE 2023-24 BUDGET YEAR SHALL ENSURE
10 THAT EACH READING INTERVENTIONIST EMPLOYED TO TEACH STUDENTS
11 IN ANY OF GRADES FOUR THROUGH TWELVE SUCCESSFULLY COMPLETES OR
12 HAS SUCCESSFULLY COMPLETED EVIDENCE-BASED TRAINING IN TEACHING
13 READING AS DESCRIBED FOR TEACHERS IN SUBSECTION (6) OF THIS
14 SECTION. TO COMPLY WITH THIS SUBSECTION (6.7)(a), A LOCAL
15 EDUCATION PROVIDER SHALL SUBMIT EVIDENCE THAT EACH READING
16 INTERVENTIONIST EMPLOYED TO TEACH STUDENTS IN ANY OF GRADES
17 FOUR THROUGH TWELVE HAS PASSED AN END-OF-COURSE ASSESSMENT OF
18 LEARNING AT THE COMPLETION OF THE EVIDENCE-BASED TRAINING.

19 (b) THE DEPARTMENT SHALL PROVIDE, AT NO COST, TRAINING FOR
20 READING INTERVENTIONISTS TO MEET THE REQUIREMENTS SPECIFIED IN
21 SUBSECTION (6.7)(a) OF THIS SECTION. THE DEPARTMENT MAY PROVIDE
22 THE TRAINING IN-PERSON OR ONLINE.

23 (c) NOTWITHSTANDING SUBSECTION (6.7)(a) OF THIS SECTION, A
24 LOCAL EDUCATION PROVIDER THAT IS NOT IN COMPLIANCE WITH THE
25 REQUIREMENTS OF THIS SUBSECTION (6.7) AS OF THE BEGINNING OF THE
26 2024-25 SCHOOL YEAR OR FOR A SUBSEQUENT SCHOOL YEAR MAY
27 REQUEST A ONE-YEAR EXTENSION FROM THE STATE BOARD BASED ON A

1 DEMONSTRATION OF GOOD CAUSE FOR INABILITY TO COMPLY.

2 (d) THE STATE BOARD MAY ADOPT RULES AS NECESSARY TO
3 SPECIFY THE CONTENT AND MINIMUM NUMBER OF HOURS REQUIRED FOR
4 TRAINING FOR READING INTERVENTIONISTS REQUIRED IN SUBSECTION
5 (6.7)(a) OF THIS SECTION; TIME FRAMES AND PROCEDURES FOR COMPLYING
6 WITH THE REQUIREMENTS SPECIFIED IN SUBSECTION (6.7)(a) OF THIS
7 SECTION AND FOR APPLYING FOR AN EXTENSION PURSUANT TO SUBSECTION
8 (6.7)(c) OF THIS SECTION; AND THE FORM IN WHICH A LOCAL EDUCATION
9 PROVIDER MUST SUBMIT EVIDENCE OF THE COMPLETION OF AN
10 END-OF-COURSE ASSESSMENT OF LEARNING AS REQUIRED IN SUBSECTION
11 (6.7)(a) OF THIS SECTION.

12 **SECTION 2.** In Colorado Revised Statutes, 22-7-1209, **amend**
13 (2)(c) introductory portion as follows:

14 **22-7-1209. State board - rules - department - duties.**

15 (2) (c) Using the procedure developed pursuant to subsection (3) of this
16 section, the department shall create an advisory list of rigorous
17 professional development programs ~~that~~ FOR TEACHERS, READING
18 INTERVENTIONISTS, PRINCIPALS, AND ADMINISTRATORS, WHICH PROGRAMS
19 are related to addressing significant reading deficiencies and to applying
20 intervention instruction and strategies, in addition to programs related to
21 teaching general literacy, that local education providers are encouraged
22 to use. The department shall include on the advisory list professional
23 development programs that are available online. The department shall
24 ensure that each professional development program included on the
25 advisory list is:

26 **SECTION 3.** In Colorado Revised Statutes, 22-7-1210, **amend**
27 (4)(d)(I)(E) as follows:

1 **22-7-1210. Early literacy fund - created.** (4) The money in the
2 fund is subject to annual appropriation by the general assembly to the
3 department. The department shall annually expend the money in the fund
4 as follows:

5 (d) (I) Beginning in the 2020-21 budget year and for budget years
6 thereafter, the department shall annually expend the money credited to the
7 early literacy fund for the following purposes:

8 (E) To pay the costs incurred in providing to local education
9 providers technical assistance in implementing this part 12, ~~and~~ training
10 in teaching reading for teachers employed to teach kindergarten and
11 grades one through three AND FOR READING INTERVENTIONISTS EMPLOYED
12 TO TEACH GRADES FOUR THROUGH TWELVE, TRAINING FOR PRINCIPALS
13 AND ADMINISTRATORS PURSUANT TO SECTION 22-7-1208 (6.5), AND
14 TRAINING FOR LIBRARIANS PURSUANT TO SECTION 24-90-121; monitoring
15 the use of money received as per-pupil intervention money or grants
16 through the early literacy grant program; and fulfilling the administrative
17 requirements specified in this part 12.

18 **SECTION 4.** In Colorado Revised Statutes, 22-7-1210.5, **amend**
19 (4)(g); and **add** (3)(b)(II.5) as follows:

20 **22-7-1210.5. Per-pupil intervention money - uses - distribution**
21 **- monitoring - repeal.** (3) (b) To receive per-pupil intervention money
22 in a budget year, a local education provider must meet the following
23 requirements:

24 (II.5) FOR THE 2024-25 BUDGET YEAR AND BUDGET YEARS
25 THEREAFTER, THE LOCAL EDUCATION PROVIDER MUST SUBMIT EVIDENCE
26 THAT IT IS IN COMPLIANCE WITH THE PRINCIPAL AND ADMINISTRATOR
27 TRAINING REQUIREMENTS SPECIFIED IN SECTION 22-7-1208 (6.5) AND THE

1 READING INTERVENTIONIST TRAINING REQUIREMENTS SPECIFIED IN
2 SECTION 22-7-1208 (6.7);

3 (4) A local education provider may use the per-pupil intervention
4 money only as follows:

5 (g) To provide professional development programming to support
6 educators in teaching reading. Professional development programming
7 authorized in this subsection (4)(g) may include hiring a reading coach
8 who is trained in teaching the foundational reading skills of phonemic
9 awareness, phonics, vocabulary development, reading fluency, including
10 oral skills, and reading comprehension to provide job-embedded, ongoing
11 professional development to support kindergarten-through-third-grade
12 teacher competence in teaching phonemic awareness, phonics, vocabulary
13 development, reading fluency, including oral skills, and reading
14 comprehension. A local education provider that has not fully complied
15 with ~~section 22-7-1208 (6)~~ SECTION 22-7-1208 (6), (6.5), OR (6.7) is
16 strongly encouraged to use per-pupil intervention money to ensure that all
17 teachers employed by the local education provider to teach kindergarten
18 or any of grades one through three AND ALL READING INTERVENTIONISTS
19 EMPLOYED TO TEACH GRADES FOUR THROUGH TWELVE successfully
20 complete evidence-based training in teaching reading, AND THE
21 PRINCIPALS AND ADMINISTRATORS DESCRIBED IN SECTION 22-7-1208
22 (6.5)(a) SUCCESSFULLY COMPLETE EVIDENCE-BASED TRAINING IN THE
23 SCIENCE OF READING, before using the money for other authorized
24 purposes.

25 **SECTION 5.** In Colorado Revised Statutes, **add** 24-90-121 as
26 follows:

27 **24-90-121. Public libraries - science of reading - training -**

1 **report - definitions.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT
2 OTHERWISE REQUIRES:

3 ==
4 (a) "DIRECTOR" MEANS THE DIRECTOR OF A BOARD OF TRUSTEES
5 EMPLOYED BY THE BOARD OF TRUSTEES PURSUANT TO SECTION 24-90-109
6 (1)(c).

7 (b) "EVIDENCE-BASED TRAINING IN THE SCIENCE OF READING" OR
8 "TRAINING" MEANS TRAINING THAT:

9 (I) IS BASED ON RELIABLE, TRUSTWORTHY, AND VALID EVIDENCE;

10 (II) INCLUDES EXPLANATION AND INSTRUCTION IN THE AREAS OF
11 PHONEMIC AWARENESS, PHONICS, VOCABULARY DEVELOPMENT, READING
12 FLUENCY, INCLUDING ORAL SKILLS, AND READING COMPREHENSION; AND

13 (III) IS INCLUDED ON THE ADVISORY LIST OF RIGOROUS
14 PROFESSIONAL DEVELOPMENT PROGRAMS CREATED AND MAINTAINED BY
15 THE DEPARTMENT OF EDUCATION PURSUANT TO SECTION 22-7-1209 (2)(c).

16 (2) (a) THE DIRECTOR OF EACH PUBLIC LIBRARY IS ENCOURAGED
17 TO WORK WITH THE DEPARTMENT OF EDUCATION TO PROVIDE
18 EVIDENCE-BASED TRAINING IN THE SCIENCE OF READING FOR EACH
19 LIBRARIAN WHO WORKS WITH CHILDREN ENROLLED IN PRESCHOOL,
20 KINDERGARTEN, OR EARLY ELEMENTARY GRADES. IN ADDITION, THE
21 DIRECTOR IS ENCOURAGED TO IDENTIFY AND PROVIDE IN THE LIBRARY
22 MATERIALS AND ACTIVITIES FOR PARENTS AND CHILDREN TO IMPROVE
23 LITERACY, WHICH MATERIALS AND ACTIVITIES ARE APPROPRIATE FOR
24 PRESCHOOL, KINDERGARTEN THROUGH SECOND GRADE, AND THIRD
25 THROUGH SIXTH GRADE AND ARE DESIGNED TO IMPROVE READING
26 COMPETENCY IN THE AREAS OF PHONEMIC AWARENESS; PHONICS;
27 VOCABULARY DEVELOPMENT; READING FLUENCY, INCLUDING ORAL

1 SKILLS; AND READING COMPREHENSION.

2 (b) AT THE REQUEST OF A DIRECTOR, THE DEPARTMENT OF
3 EDUCATION SHALL PROVIDE, AT NO COST TO THE PUBLIC LIBRARY,
4 EVIDENCE-BASED TRAINING IN THE SCIENCE OF READING TO ONE OR MORE
5 LIBRARIANS WHO ARE EMPLOYED BY THE PUBLIC LIBRARY. THE
6 DEPARTMENT MAY PROVIDE THE TRAINING IN-PERSON OR ONLINE AND MAY
7 PROVIDE THE SAME TRAINING FOR LIBRARIANS THAT IT PROVIDES FOR
8 TEACHERS PURSUANT TO SECTION 22-7-1208 (6)(c).

9 (3) THE DIRECTOR OF EACH PUBLIC LIBRARY MAY PREPARE A PLAN
10 DESCRIBING HOW THE DIRECTOR AND THE LIBRARIANS EMPLOYED AT THE
11 LIBRARY WILL WORK WITH CHILDREN AND THEIR PARENTS TO SUPPORT
12 LITERACY USING MATERIALS, ACTIVITIES, AND STRATEGIES THAT ARE
13 SUPPORTED BY THE SCIENCE OF READING. THE DIRECTOR IS ENCOURAGED
14 TO SUBMIT THE PLAN TO THE STATE LIBRARIAN BY JULY 1, 2024.

15

16 SECTION 6. In Colorado Revised Statutes, 24-90-105, **add**
17 (2)(g) as follows:

18 **24-90-105. Powers and duties of state librarian.** (2) The state
19 librarian has the following powers and duties with respect to other
20 publicly supported libraries in the state:

21 (g) TO WORK WITH PUBLIC LIBRARIES THROUGHOUT THE STATE TO
22 FACILITATE ACCESS TO EVIDENCE-BASED TRAINING IN THE SCIENCE OF
23 READING, AS DEFINED IN SECTION 24-90-121, FOR LIBRARIANS AND ASSIST
24 IN IDENTIFYING MATERIALS AND ACTIVITIES FOR PARENTS AND CHILDREN
25 TO IMPROVE LITERACY, AS DESCRIBED IN SECTION 24-90-121.

26 **SECTION 7. Appropriation.** (1) For the 2022-23 state fiscal
27 year, \$251,139 is appropriated to the department of education. This

1 appropriation is from the early literacy fund created in section 22-7-1210
2 (1), C.R.S., and is based on an assumption that the department will
3 require an additional 0.8 FTE. To implement this act, the department may
4 use this appropriation for early literacy program administration and
5 technical support.

6 **SECTION 8. Act subject to petition - effective date.** This act
7 takes effect at 12:01 a.m. on the day following the expiration of the
8 ninety-day period after final adjournment of the general assembly; except
9 that, if a referendum petition is filed pursuant to section 1 (3) of article V
10 of the state constitution against this act or an item, section, or part of this
11 act within such period, then the act, item, section, or part will not take
12 effect unless approved by the people at the general election to be held in
13 November 2022 and, in such case, will take effect on the date of the
14 official declaration of the vote thereon by the governor.