

Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 22-0670.01 Julie Pelegrin x2700

HOUSE BILL 22-1066

HOUSE SPONSORSHIP

Geitner,

SENATE SPONSORSHIP

(None),

House Committees
Education

Senate Committees

A BILL FOR AN ACT

101 CONCERNING REQUIRING PUBLIC EDUCATION ENTITIES TO IMPROVE
102 ACADEMIC TRANSPARENCY BY PROVIDING EASILY ACCESSIBLE
103 INFORMATION TO THE PUBLIC, AND, IN CONNECTION
104 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>.)

Beginning with the 2022-23 school year, the bill requires each school district, each board of cooperative services that operates a public school, and each charter school (local education provider) to post on its

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.

website:

- A list of the educational materials that the local education provider uses for each grade, subject, and course;
- A copy of each survey, nonacademic assessment, analysis, and evaluation distributed to students;
- A list of the devices, programs, and software that the local education provider uses that collect student biometric data; and
- Information concerning the professional development requirements for educators whom the local education provider employs.

A local education provider may adopt a policy concerning the teaching of controversial issues. At a minimum, the policy must include procedures for reporting policy violations, and the local education provider must post the policy on its website.

Upon request, a local education provider must provide a copy of an item on the educational materials list to the parents of enrolled students. The local education provider shall not impose a nondisclosure requirement on a parent.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 22-1-134 as
3 follows:

4 **22-1-134. Educational materials - educator professional**
5 **development - transparency - definitions.** (1) AS USED IN THIS SECTION,
6 UNLESS THE CONTEXT OTHERWISE REQUIRES:

7 (a) "EDUCATIONAL MATERIALS" MEANS ALL WRITTEN MATERIALS
8 AND ELECTRONIC RESOURCES THAT AN EDUCATOR USES IN TEACHING IN
9 PRESCHOOL, KINDERGARTEN, OR GRADES ONE THROUGH FIVE OR IN
10 TEACHING A COURSE IN GRADES SIX THROUGH TWELVE, INCLUDING BUT
11 NOT LIMITED TO TEXTBOOKS, SUPPLEMENTAL WORKSHEETS OR TEXTS,
12 ASSIGNED OR RECOMMENDED READING MATERIALS, ELECTRONIC OR
13 DIGITAL MATERIALS OR OTHER RESOURCES, AND COURSE SYLLABUSES.

14 (b) "EDUCATOR" MEANS A CLASSROOM TEACHER, A PERSON

1 EMPLOYED BY THE LOCAL EDUCATION PROVIDER TO PROVIDE
2 PROFESSIONAL SERVICES TO STUDENTS IN DIRECT SUPPORT OF THE
3 EDUCATION INSTRUCTIONAL PROGRAM, OR A SCHOOL ADMINISTRATOR.

4 (c) "LOCAL EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT
5 CREATED PURSUANT TO ARTICLE 30 OF THIS TITLE 22, A BOARD OF
6 COOPERATIVE SERVICES CREATED PURSUANT TO ARTICLE 5 OF THIS TITLE
7 22 THAT OPERATES A PUBLIC SCHOOL, A CHARTER SCHOOL AUTHORIZED
8 PURSUANT TO PART 1 OF ARTICLE 30.5 OF THIS TITLE 22, OR AN INSTITUTE
9 CHARTER SCHOOL AUTHORIZED PURSUANT TO PART 5 OF ARTICLE 30.5 OF
10 THIS TITLE 22.

11 (d) "PARENT" MEANS A BIOLOGICAL PARENT, ADOPTIVE PARENT,
12 LEGAL GUARDIAN, OR ANY OTHER PERSON HAVING LEGAL CUSTODY OF A
13 CHILD.

14 (2) (a) BEGINNING IN THE 2022-23 SCHOOL YEAR AND CONTINUING
15 FOR SCHOOL YEARS THEREAFTER, EACH LOCAL EDUCATION PROVIDER
16 SHALL MAKE AVAILABLE ON ITS WEBSITE A LIST OF THE EDUCATIONAL
17 MATERIALS THAT THE LOCAL EDUCATION PROVIDER USES IN DELIVERING
18 EDUCATIONAL SERVICES TO THE STUDENTS THE LOCAL EDUCATION
19 PROVIDER ENROLLS. THE LIST MUST INCLUDE, AS IT APPLIES TO THE GRADE
20 LEVELS AT WHICH EACH LOCAL EDUCATION PROVIDER ENROLLS STUDENTS:

21 (I) THE EDUCATIONAL MATERIALS USED IN PRESCHOOL THROUGH
22 FIFTH GRADE, IDENTIFIED SEPARATELY FOR EACH GRADE LEVEL AND
23 SUBJECT; AND

24 (II) THE EDUCATIONAL MATERIALS USED FOR EACH COURSE
25 OFFERED IN GRADES SIX THROUGH TWELVE, IDENTIFIED SEPARATELY FOR
26 EACH GRADE LEVEL AND COURSE.

27 (b) FOR EACH ITEM INCLUDED ON THE LIST OF EDUCATIONAL

1 MATERIALS, THE LOCAL EDUCATION PROVIDER SHALL, AT A MINIMUM,
2 SPECIFY THE TITLE; INTERNET ADDRESS, IF ANY; PUBLISHER; PUBLICATION
3 DATE; AND INTERNATIONAL STANDARD BUSINESS NUMBER (ISBN), IF ANY.
4 THE LOCAL EDUCATION PROVIDER SHALL ALSO PROVIDE A SUMMARY OF
5 THE CONTENT OF THE MATERIAL. THE LOCAL EDUCATION PROVIDER SHALL
6 MAKE A COPY OF ANY ITEM INCLUDED ON THE EDUCATIONAL MATERIALS
7 LIST AVAILABLE UPON REQUEST TO THE PARENT OF A STUDENT WHOM THE
8 LOCAL EDUCATION PROVIDER ENROLLS. A LOCAL EDUCATION PROVIDER
9 SHALL NOT IMPOSE A NONDISCLOSURE REQUIREMENT OF ANY KIND ON A
10 PARENT WHO REQUESTS A COPY OF AN ITEM INCLUDED ON THE
11 EDUCATIONAL MATERIALS LIST.

12 (c) IN ADDITION TO THE LIST OF EDUCATIONAL MATERIALS
13 DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION, EACH LOCAL
14 EDUCATION PROVIDER SHALL POST ON ITS WEBSITE:

15 (I) A COPY OF EACH SURVEY, NONACADEMIC ASSESSMENT,
16 ANALYSIS, AND EVALUATION DISTRIBUTED TO THE STUDENTS THE LOCAL
17 EDUCATION PROVIDER ENROLLS; AND

18 (II) A LIST OF EACH ELECTRONIC DEVICE AND EDUCATIONAL
19 PROGRAM OR SOFTWARE THAT THE LOCAL EDUCATION PROVIDER USES
20 THAT COLLECTS BIOMETRIC DATA FROM STUDENTS AND THE GRADE
21 LEVELS, SUBJECTS, AND COURSES IN WHICH THEY ARE USED.

22 (d) THE GOVERNING BOARD FOR EACH LOCAL EDUCATION
23 PROVIDER MAY ADOPT A POLICY CONCERNING THE TEACHING OF
24 CONTROVERSIAL ISSUES. IF ADOPTED, THE POLICY MUST, AT A MINIMUM,
25 INCLUDE PROCEDURES BY WHICH A PERSON MAY REPORT A VIOLATION OF
26 THE POLICY TO THE GOVERNING BOARD FOR THE LOCAL EDUCATION
27 PROVIDER. EACH LOCAL EDUCATION PROVIDER THAT ADOPTS A POLICY

1 CONCERNING THE TEACHING OF CONTROVERSIAL ISSUES SHALL POST A
2 COPY OF THE POLICY ON ITS WEBSITE.

3 (3) BEGINNING IN THE 2022-23 SCHOOL YEAR AND CONTINUING
4 FOR SCHOOL YEARS THEREAFTER, EACH LOCAL EDUCATION PROVIDER
5 SHALL MAKE AVAILABLE ON ITS WEBSITE AN EXPLANATION OF THE
6 PROFESSIONAL DEVELOPMENT REQUIREMENTS THAT THE EDUCATORS
7 WHOM THE LOCAL EDUCATION PROVIDER EMPLOYS MUST MEET,
8 INCLUDING:

9 (a) THE REQUIRED NUMBER OF PROFESSIONAL DEVELOPMENT
10 HOURS OR COURSE CREDITS AND THE LENGTH OF TIME DURING WHICH
11 THEY MUST BE COMPLETED;

12 (b) THE OPTIONS AVAILABLE TO EDUCATORS FOR MEETING THE
13 PROFESSIONAL DEVELOPMENT REQUIREMENTS AND ANY SPECIFIC COURSES
14 OR TYPES OF PROFESSIONAL DEVELOPMENT THAT THE LOCAL EDUCATION
15 PROVIDER REQUIRES EDUCATORS TO COMPLETE OR THAT ARE REQUIRED BY
16 STATUTE OR RULE;

17 (c) THE AVERAGE AMOUNT OF MONEY EACH LOCAL EDUCATION
18 PROVIDER ANNUALLY SPENDS IN PROVIDING PROFESSIONAL DEVELOPMENT
19 TO THE EDUCATORS IT EMPLOYS; AND

20 (d) THE PROFESSIONAL DEVELOPMENT ACTIVITIES EACH LOCAL
21 EDUCATION PROVIDER PROVIDES TO THE EDUCATORS IT EMPLOYS, WHICH
22 ARE COMPLETED BY THE EDUCATORS TO MEET PROFESSIONAL
23 DEVELOPMENT REQUIREMENTS FOR EDUCATOR LICENSE RENEWAL,
24 AGGREGATED BY TYPE OF EDUCATOR, FOR THE PRECEDING THREE SCHOOL
25 YEARS.

26 (4) EACH LOCAL EDUCATION PROVIDER SHALL UPDATE AT LEAST
27 ANNUALLY THE ITEMS AND INFORMATION POSTED ON ITS WEBSITE

1 PURSUANT TO THIS SECTION TO ENSURE THEY REMAIN ACCURATE AND
2 CURRENT.

3 (5) FOR THE 2022-23 FISCAL YEAR, THE GENERAL ASSEMBLY
4 SHALL APPROPRIATE TO THE DEPARTMENT OF EDUCATION TWO HUNDRED
5 FIFTY THOUSAND DOLLARS FOR DISTRIBUTION TO SMALL RURAL SCHOOL
6 DISTRICTS, AS DEFINED IN SECTION 22-16-103, TO OFFSET THE COSTS
7 INCURRED IN IMPLEMENTING THIS SECTION. THE DEPARTMENT SHALL
8 DISTRIBUTE THE MONEY IN EQUAL SHARES TO EACH SMALL RURAL SCHOOL
9 DISTRICT.

10 **SECTION 2. Appropriation.** For the 2022-23 state fiscal year,
11 \$250,000 is appropriated to the department of education. This
12 appropriation is from the general fund. To implement this act, the
13 department may use this appropriation for distributions to small rural
14 school districts pursuant to section 22-1-134, C.R.S.

15 **SECTION 3. Safety clause.** The general assembly hereby finds,
16 determines, and declares that this act is necessary for the immediate
17 preservation of the public peace, health, or safety.