

Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 22-0412.01 Julie Pelegrin x2700

HOUSE BILL 22-1396

HOUSE SPONSORSHIP

Larson and McLachlan,

SENATE SPONSORSHIP

Lundeen,

House Committees
Education

Senate Committees

A BILL FOR AN ACT

101 CONCERNING FUNDING FOR LOCAL EDUCATION PROVIDERS TO
102 IMPROVE STUDENT ACHIEVEMENT IN MATHEMATICS, AND, IN
103 CONNECTION THEREWITH, CREATING THE MATH ACHIEVEMENT
104 ACCELERATOR GRANT PROGRAM AND MAKING AN
105 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 math achievement accelerator grant program (grant program) in the department of education (department). A school

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.

1 LEVEL OF STUDENT MATHEMATICS ACHIEVEMENT IN COLORADO,
2 OVERCOME STEEP MATHEMATICS LEARNING LOSSES FROM THE COVID-19
3 PANDEMIC, AND EXPAND THE NUMBER OF STUDENTS WITH KNOWLEDGE
4 AND INTEREST IN MATHEMATICS TO ENSURE A SUFFICIENT NUMBER OF
5 COLORADO GRADUATES ARE PREPARED FOR THE STATE'S RAPIDLY
6 EXPANDING ECONOMIC SECTORS THAT DEPEND ON EMPLOYEES WHO ARE
7 LITERATE IN MATHEMATICS. IT IS THE INTENT OF THE GENERAL ASSEMBLY
8 THAT THE FINANCIAL INCENTIVES WILL ENCOURAGE AND SUPPORT
9 IMPLEMENTATION OF A DIVERSE AND INNOVATIVE SET OF SCHOOL-BASED
10 STRATEGIES TO IMPROVE MATHEMATICS ACHIEVEMENT, WHICH
11 STRATEGIES SHOULD INCLUDE MAINTAINING A STATE-APPROVED LIST OF
12 HIGH-QUALITY PARTNERS TO SUPPORT SCHOOL DISTRICTS AND PUBLIC
13 SCHOOLS IN IMPROVING STUDENT ACHIEVEMENT IN MATHEMATICS.

14 **22-7-1303. Definitions.** AS USED IN THIS PART 13, UNLESS THE
15 CONTEXT OTHERWISE REQUIRES:

16 (1) "COMMISSIONER" MEANS THE COMMISSIONER OF EDUCATION
17 APPOINTED BY THE STATE BOARD PURSUANT TO SECTION 1 OF ARTICLE IX
18 OF THE STATE CONSTITUTION.

19 (2) "DEPARTMENT" MEANS THE DEPARTMENT OF EDUCATION
20 CREATED AND EXISTING PURSUANT TO SECTION 24-1-115.

21 (3) "GRANT PROGRAM" MEANS THE MATH ACHIEVEMENT
22 ACCELERATOR GRANT PROGRAM CREATED IN SECTION 22-7-1304.

23 (4) "GRANT REVIEW COMMITTEE" MEANS THE COMMITTEE
24 CONVENED BY THE COMMISSIONER PURSUANT TO SECTION 22-7-1304 (2)
25 TO ASSIST THE DEPARTMENT IN REVIEWING GRANT APPLICATIONS.

26 (5) "INDEPENDENT EVALUATOR" MEANS THE INDIVIDUAL OR
27 ENTITY WITH WHICH THE DEPARTMENT CONTRACTS PURSUANT TO SECTION

1 22-7-1306 (1) TO EVALUATE THE RESULTS OF THE GRANT PROGRAM.

2 (6) "LOCAL EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT
3 ORGANIZED PURSUANT TO ARTICLE 30 OF THIS TITLE 22; A BOARD OF
4 COOPERATIVE SERVICES, CREATED PURSUANT TO ARTICLE 5 OF THIS TITLE
5 22, THAT OPERATES A SCHOOL THAT SERVES KINDERGARTEN OR ANY OF
6 GRADES ONE THROUGH EIGHT; A CHARTER SCHOOL, AUTHORIZED BY A
7 SCHOOL DISTRICT PURSUANT TO PART 1 OF ARTICLE 30.5 OF THIS TITLE 22,
8 THAT SERVES KINDERGARTEN OR ANY OF GRADES ONE THROUGH EIGHT; OR
9 AN INSTITUTE CHARTER SCHOOL, AUTHORIZED PURSUANT TO PART 5 OF
10 ARTICLE 30.5 OF THIS TITLE 22, THAT SERVES KINDERGARTEN OR ANY OF
11 GRADES ONE THROUGH EIGHT.

12 (7) "STATE BOARD" MEANS THE STATE BOARD OF EDUCATION
13 CREATED AND EXISTING PURSUANT TO SECTION 1 OF ARTICLE IX OF THE
14 STATE CONSTITUTION.

15 **22-7-1304. Math achievement accelerator grant program -**
16 **created - selection - grant review committee - rules.** (1) THERE IS
17 CREATED IN THE DEPARTMENT THE MATH ACHIEVEMENT ACCELERATOR
18 GRANT PROGRAM TO PROVIDE THREE-YEAR GRANTS TO LOCAL EDUCATION
19 PROVIDERS TO IMPLEMENT RESEARCH-BASED, SCHOOL-BASED PLANS
20 FOCUSED ON IMPROVING STUDENT ACHIEVEMENT IN MATHEMATICS IN
21 KINDERGARTEN AND GRADES ONE THROUGH EIGHT. THE PLANS MAY
22 INCLUDE, BUT NEED NOT BE LIMITED TO, PURCHASING EVIDENCE-BASED
23 PROFESSIONAL DEVELOPMENT PROGRAMS AND MATHEMATICS CURRICULA
24 AND MATERIALS; PARTNERING WITH INSTITUTIONS OF HIGHER EDUCATION
25 OR PUBLIC OR PRIVATE NONPROFIT ENTITIES TO IMPLEMENT
26 RESEARCH-BASED INITIATIVES TO INCREASE STUDENT ACHIEVEMENT IN
27 MATHEMATICS, INCLUDING PROVIDING PROFESSIONAL DEVELOPMENT FOR

1 EDUCATORS; AND INCREASING EDUCATOR STAFFING IN MATHEMATICS.

2 (2) BY JANUARY 15, 2023, THE COMMISSIONER SHALL CONVENE A
3 GRANT REVIEW COMMITTEE CONSISTING OF ELEMENTARY- AND
4 SECONDARY-LEVEL MATHEMATICS EDUCATORS, NATIONAL EXPERTS IN
5 MATHEMATICS EDUCATION, AND EXPERTS IN SCHOOL IMPROVEMENT. THE
6 GRANT REVIEW COMMITTEE SHALL WORK WITH DEPARTMENT PERSONNEL
7 IN REVIEWING AND MAKING RECOMMENDATIONS BASED ON THE CRITERIA
8 AND REQUIREMENTS SPECIFIED IN SUBSECTION (3) OF THIS SECTION
9 CONCERNING GRANT PROGRAM APPLICATIONS SUBMITTED TO THE
10 DEPARTMENT PURSUANT TO SECTION 22-7-1305. MEMBERS OF THE GRANT
11 REVIEW COMMITTEE SERVE WITHOUT COMPENSATION AND WITHOUT
12 REIMBURSEMENT FOR EXPENSES.

13 (3) THE DEPARTMENT, WITH THE ASSISTANCE OF THE GRANT
14 REVIEW COMMITTEE, SHALL REVIEW ALL OF THE APPLICATIONS RECEIVED
15 PURSUANT TO SECTION 22-7-1305 AND RECOMMEND TO THE STATE BOARD
16 GRANT RECIPIENTS FROM AMONG THE APPLICANTS AND THE AMOUNT OF
17 EACH GRANT. THE STATE BOARD SHALL SELECT THE GRANT RECIPIENTS
18 AND SPECIFY THE AMOUNT OF EACH THREE-YEAR GRANT, WHICH MUST BE
19 NOT LESS THAN SEVENTY-FIVE THOUSAND DOLLARS NOR MORE THAN ONE
20 HUNDRED TWENTY-FIVE THOUSAND DOLLARS PER SCHOOL PER BUDGET
21 YEAR. IN RECOMMENDING AND SELECTING GRANT RECIPIENTS, THE
22 DEPARTMENT, THE GRANT REVIEW COMMITTEE, AND THE STATE BOARD
23 SHALL, TO THE EXTENT POSSIBLE:

24 (a) AWARD GRANTS TO LOCAL EDUCATION PROVIDERS IN URBAN,
25 SUBURBAN, AND RURAL AREAS THROUGHOUT THE STATE;

26 (b) SUPPORT A DIVERSE AND INNOVATIVE RANGE OF
27 SCHOOL-BASED PLANS;

1 (c) PRIORITIZE APPLICATIONS FOR PLANS TO BE IMPLEMENTED IN
2 PUBLIC SCHOOLS IN WHICH MORE THAN FIFTY PERCENT OF THE ENROLLED
3 STUDENTS SCORED BELOW THE STATEWIDE AVERAGE ON THE STATEWIDE
4 ASSESSMENTS IN MATHEMATICS ADMINISTERED PURSUANT TO SECTION
5 22-7-1006.3 FOR THE SCHOOL YEAR PRECEDING THE SCHOOL YEAR IN
6 WHICH THE LOCAL EDUCATION PROVIDER APPLIED FOR THE GRANT;

7 (d) CONSIDER THE AMOUNT OF OTHER RESOURCES AVAILABLE TO
8 THE APPLYING LOCAL EDUCATION PROVIDER TO FUND THE INITIATIVES
9 DESCRIBED IN THE APPLICATION, SELECTING THOSE LOCAL EDUCATION
10 PROVIDERS WITH THE GREATEST NEED FOR FINANCIAL ASSISTANCE; AND

11 (e) SELECT THE APPLICATIONS THAT PROPOSE HIGH-QUALITY,
12 RESEARCH-BASED PLANS THAT ARE MOST LIKELY TO INCREASE STUDENT
13 ACHIEVEMENT IN MATHEMATICS.

14 (4) (a) FOR THE 2023-24 BUDGET YEAR, SUBJECT TO AVAILABLE
15 APPROPRIATIONS, THE STATE BOARD SHALL AWARD THREE-YEAR GRANTS
16 TO LOCAL EDUCATION PROVIDERS SELECTED PURSUANT TO THIS SECTION.
17 DISTRIBUTION OF MONEY TO A GRANT RECIPIENT IN THE SECOND AND
18 THIRD YEARS OF A GRANT IS CONDITIONAL ON THE DEPARTMENT'S
19 CONFIRMATION THAT THE GRANT RECIPIENT IS MEETING THE GRANT
20 REQUIREMENTS SPECIFIED IN THIS PART 13 AND IN STATE BOARD RULE,
21 INCLUDING:

22 (I) SUBSTANTIALLY MEETING THE ANNUAL GOALS FOR
23 IMPROVEMENT IN STUDENT ACHIEVEMENT IN MATHEMATICS THAT THE
24 GRANT RECIPIENT IDENTIFIED IN THE GRANT APPLICATION; AND

25 (II) MEETING THE COMMITMENTS SPECIFIED IN SECTION 22-7-1305
26 (2)(e).

27 (b) THE DEPARTMENT SHALL ANNUALLY DISTRIBUTE MONEY TO

1 THE GRANT RECIPIENTS FROM MONEY APPROPRIATED TO THE MATH
2 ACHIEVEMENT ACCELERATOR GRANT FUND CREATED IN SECTION
3 22-7-1307. FOR A GRANT RECIPIENT THAT IS A CHARTER SCHOOL, THE
4 DEPARTMENT SHALL DISTRIBUTE THE GRANT MONEY TO THE AUTHORIZER
5 FOR THE CHARTER SCHOOL, AND THE AUTHORIZER SHALL DISTRIBUTE ONE
6 HUNDRED PERCENT OF THE GRANT MONEY TO THE CHARTER SCHOOL.

7 (5) THE STATE BOARD SHALL PROMULGATE RULES AS NECESSARY
8 TO IMPLEMENT THE GRANT PROGRAM. BASED ON RECOMMENDATIONS
9 RECEIVED FROM THE DEPARTMENT, THE STATE BOARD, BY RULE, SHALL
10 APPROVE AN ADVISORY LIST OF INSTITUTIONS OF HIGHER EDUCATION OR
11 PUBLIC OR PRIVATE NONPROFIT ENTITIES TO PARTNER WITH LOCAL
12 EDUCATION PROVIDERS TO IMPLEMENT RESEARCH-BASED INITIATIVES TO
13 INCREASE STUDENT ACHIEVEMENT IN MATHEMATICS, INCLUDING
14 PROVIDING PROFESSIONAL DEVELOPMENT FOR EDUCATORS AND OTHER
15 SERVICES RELATED TO MATHEMATICS EDUCATION.

16 **22-7-1305. Grant program - applications.** (1) A LOCAL
17 EDUCATION PROVIDER THAT SEEKS TO PARTICIPATE IN THE GRANT
18 PROGRAM MUST SUBMIT AN APPLICATION TO THE DEPARTMENT IN
19 ACCORDANCE WITH RULES ADOPTED BY THE STATE BOARD. A CHARTER
20 SCHOOL MAY SUBMIT AN APPLICATION ON ITS OWN BEHALF. AN
21 APPLICATION SUBMITTED BY A SCHOOL DISTRICT MUST SPECIFY ONE OR
22 MORE ELEMENTARY OR MIDDLE SCHOOLS OF THE SCHOOL DISTRICT AT
23 WHICH IT WILL IMPLEMENT THE INITIATIVES DESCRIBED IN THE
24 APPLICATION. A SCHOOL DISTRICT MAY USE INFORMATION FROM THE
25 SCHOOL DISTRICT'S PERFORMANCE PLAN, IMPLEMENTED PURSUANT TO
26 SECTION 22-11-208, IN COMPLETING THE APPLICATION.

27 (2) AN APPLICATION MUST INCLUDE:

1 (a) A DESCRIPTION OF THE SCHOOL-BASED PLAN THAT THE LOCAL
2 EDUCATION PROVIDER INTENDS TO IMPLEMENT USING THE GRANT MONEY,
3 INCLUDING AN EXPLANATION OF THE RESEARCH THAT SUPPORTS THE PLAN;

4 (b) A DESCRIPTION OF THE ELEMENTARY OR MIDDLE SCHOOL OR
5 SCHOOLS AT WHICH, AND SPECIFIC GRADE LEVELS FOR WHICH, THE PLAN
6 WILL BE IMPLEMENTED, INCLUDING THE DEMOGRAPHICS OF THE STUDENT
7 POPULATION THAT WILL BE AFFECTED BY THE PLAN, INCLUDING
8 SOCIOECONOMIC STATUS, RACE, AND DISABILITY;

9 (c) IDENTIFICATION OF THE INSTITUTION OF HIGHER EDUCATION OR
10 PUBLIC OR PRIVATE NONPROFIT ENTITY, IF ANY, THAT THE LOCAL
11 EDUCATION PROVIDER WILL PARTNER WITH IN IMPLEMENTING THE PLAN
12 AND A DESCRIPTION OF THE PROFESSIONAL DEVELOPMENT OR OTHER
13 SERVICES THE PARTNERING INSTITUTION OR ENTITY WILL PROVIDE;

14 (d) AN EXPLANATION OF THE ANNUAL GOALS FOR IMPROVEMENT
15 IN STUDENT ACHIEVEMENT IN MATHEMATICS THAT THE LOCAL EDUCATION
16 PROVIDER EXPECTS TO ACHIEVE BY IMPLEMENTING THE PLAN, INCLUDING
17 HOW THE LOCAL EDUCATION PROVIDER WILL MEASURE ATTAINMENT OF
18 THE GOALS;

19 (e) THE LOCAL EDUCATION PROVIDER'S COMMITMENT TO:

20 (I) IF PARTNERING WITH AN INSTITUTION OF HIGHER EDUCATION OR
21 A PUBLIC OR PRIVATE NONPROFIT ENTITY TO PROVIDE PROFESSIONAL
22 DEVELOPMENT OR OTHER SERVICES, PARTNER WITH AN INSTITUTION OR
23 ENTITY THAT IS APPROVED BY THE STATE BOARD PURSUANT TO SECTION
24 22-7-1304 (5)(b);

25 (II) SUBMIT DATA REQUIRED BY THE DEPARTMENT FOR PURPOSES
26 OF DETERMINING THE EFFECTIVENESS OF THE SCHOOL-BASED PLAN AND OF
27 THE GRANT PROGRAM, INCLUDING SCHOOL-LEVEL DATA CONCERNING

1 IMPLEMENTATION OF THE PLAN AND STUDENT ACHIEVEMENT IN
2 MATHEMATICS, TO THE DEPARTMENT AND TO THE INDEPENDENT
3 EVALUATOR; AND

4 (III) COLLABORATE WITH OTHER LOCAL EDUCATION PROVIDERS
5 THAT SEEK TO IMPLEMENT SIMILAR SCHOOL-BASED PLANS TO IMPROVE
6 STUDENT ACHIEVEMENT IN MATHEMATICS; AND

7 (f) ANY ADDITIONAL INFORMATION REQUIRED BY STATE BOARD
8 RULE.

9 **22-7-1306. Report - independent evaluator.** (1) NOLATER THAN
10 MARCH 15, 2023, THE DEPARTMENT SHALL CONTRACT WITH AN
11 INDIVIDUAL OR ENTITY TO INDEPENDENTLY EVALUATE THE EFFECTIVENESS
12 OF THE SCHOOL-BASED PLANS IMPLEMENTED BY GRANT RECIPIENTS IN
13 IMPROVING STUDENT ACHIEVEMENT IN MATHEMATICS AND THE DEGREE TO
14 WHICH THE PLANS MAY BE REPLICATED FOR USE BY OTHER LOCAL
15 EDUCATION PROVIDERS. THE DEPARTMENT SHALL IMPLEMENT A REQUEST
16 FOR PROPOSALS PROCESS IN SELECTING THE INDEPENDENT EVALUATOR.
17 THE INDEPENDENT EVALUATOR SHALL PROVIDE ANNUAL REPORTS TO THE
18 DEPARTMENT CONCERNING IMPLEMENTATION OF THE PLANS, INCLUDING
19 INTERIM AND FINAL EVALUATIONS OF THE EFFECTIVENESS OF EACH PLAN,
20 AND ANNUAL EVALUATIONS OF THE IMPLEMENTATION OF THE GRANT
21 PROGRAM OVERALL.

22 (2) (a) THE ANNUAL REPORT PREPARED BY THE INDEPENDENT
23 EVALUATOR MUST, AT A MINIMUM, INCLUDE:

24 (I) A DESCRIPTION OF THE GRANT RECIPIENTS AND THE SCHOOL
25 PLANS THAT ARE FUNDED WITH GRANT MONEY;

26 (II) STUDENT ACHIEVEMENT DATA IN MATHEMATICS FOR THE
27 SCHOOL AT WHICH THE PLAN IS IMPLEMENTED FOR THREE SCHOOL YEARS

1 PRECEDING THE TERM OF THE GRANT AND DURING THE TERM OF THE
2 GRANT;

3 (III) A SUMMARY OF THE FINDINGS OF THE INDEPENDENT
4 EVALUATOR CONCERNING EACH PLAN FUNDED WITH GRANT MONEY AND
5 THE DEGREE TO WHICH THE PLANS MAY BE SUCCESSFULLY REPLICATED BY
6 OTHER LOCAL EDUCATION PROVIDERS; AND

7 (IV) ANY ADDITIONAL INFORMATION THAT DEMONSTRATES THE
8 LEVEL OF SUCCESS ACHIEVED BY THE GRANT PROGRAM IN IMPROVING
9 STUDENT ACHIEVEMENT IN MATHEMATICS IN THE ELEMENTARY AND
10 MIDDLE SCHOOL GRADES IN THE STATE.

11 (b) ON OR BEFORE DECEMBER 1, 2024, AND ON OR BEFORE
12 DECEMBER 1 EACH YEAR THEREAFTER THROUGH 2026, THE DEPARTMENT
13 SHALL SUBMIT THE REPORT PREPARED BY THE INDEPENDENT EVALUATOR
14 TO THE STATE BOARD AND TO THE EDUCATION COMMITTEES OF THE
15 SENATE AND THE HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR
16 COMMITTEES.

17 **22-7-1307. Math achievement accelerator grant fund - created.**

18 (1) THE MATH ACHIEVEMENT ACCELERATOR GRANT FUND, REFERRED TO
19 IN THIS SECTION AS THE "FUND", IS CREATED IN THE STATE TREASURY. THE
20 FUND CONSISTS OF MONEY THAT THE GENERAL ASSEMBLY MAY
21 APPROPRIATE OR TRANSFER TO THE FUND.

22 (2) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND
23 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE
24 FUND TO THE FUND.

25 (3) MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE
26 DEPARTMENT TO IMPLEMENT THE GRANT PROGRAM AS PROVIDED IN THIS
27 PART 13. THE DEPARTMENT MAY ANNUALLY USE UP TO ONE HUNDRED

1 FIFTY THOUSAND DOLLARS TO OFFSET THE DIRECT AND INDIRECT COSTS
2 THE DEPARTMENT INCURS IN IMPLEMENTING THE PROGRAM AND UP TO ONE
3 HUNDRED THOUSAND DOLLARS ANNUALLY FOR THE COST OF
4 CONTRACTING WITH THE INDEPENDENT EVALUATOR.

5 **22-7-1308. Repeal of part.** THIS PART 13 IS REPEALED, EFFECTIVE
6 JULY 1, 2027.

7 **SECTION 2. Appropriation.** For the 2022-23 state fiscal year,
8 \$5,000,000 is appropriated to the math achievement accelerator grant
9 fund created in section 22-7-1307, C.R.S. This appropriation is from the
10 general fund. The department of education is responsible for the
11 accounting related to this appropriation.

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