

CHAPTER 157

EDUCATION - PUBLIC SCHOOLS

HOUSE BILL 24-1392

BY REPRESENTATIVE(S) Bird and Taggart, Sirota, Duran, McCluskie, Amabile, Bacon, Clifford, Epps, Snyder;
also SENATOR(S) Kirkmeyer and Bridges, Zenzinger, Cutter, Gardner, Lundeen, Michaelson Jenet, Priola, Smallwood.

AN ACT

CONCERNING REVISING THE FOURTH-YEAR INNOVATION PILOT PROGRAM, AND, IN CONNECTION THEREWITH, LIMITING LOCAL EDUCATION PROVIDER AND SCHOOL PARTICIPATION AND ADDING PROGRAM EVALUATION REQUIREMENTS.

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

SECTION 1. In Colorado Revised Statutes, 23-3.3-1303, **amend** (1)(b) as follows:

23-3.3-1303. Fourth-year innovation pilot program - creation - eligibility - award of state funding - commission policies. (1) (b) The pilot program is limited to local education providers or a group of providers, with the first cohort of graduates graduating early during the 2021-22 school year and the last cohort of graduates graduating early during the 2025-26 school year. ~~Each year of the program,~~ A local education provider or a group of local education providers may apply to the department to participate in the pilot program; EXCEPT THAT THE COMMISSION SHALL NOT APPROVE ADDITIONAL LOCAL EDUCATION PROVIDERS, GROUPS OF PROVIDERS, OR SCHOOLS AS PILOT PROGRAM PARTICIPANTS BEYOND THOSE PARTICIPATING IN THE 2023-24 SCHOOL YEAR. PRIOR TO THE 2024-25 SCHOOL YEAR, a school or local education provider approved by the department may be added to an existing group of local education providers. The commission shall select pilot program participants, including a mix of urban, suburban, and rural local education providers. In the pilot program application, the applicant or applicants shall indicate which high schools are participating in the pilot program. With approval of the charter school, a school district that is selected to participate in the pilot program may also include a charter school authorized by the school district as one of its designated high schools.

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

SECTION 2. In Colorado Revised Statutes, 23-3.3-1305, **add** (4) and (5) as follows:

23-3.3-1305. Reporting requirements. (4) ON OR BEFORE NOVEMBER 1, 2026, THE DEPARTMENT, IN COLLABORATION WITH THE DEPARTMENT OF EDUCATION, SHALL SUBMIT A FINAL EVALUATION TO THE GOVERNOR'S OFFICE OF STATE PLANNING AND BUDGETING, THE JOINT BUDGET COMMITTEE, AND THE EDUCATION COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND OF THE SENATE, OR THEIR SUCCESSOR COMMITTEES, WHICH MUST BE POSTED TO THE DEPARTMENT'S WEBSITE AND INCLUDE, AT A MINIMUM, THE FOLLOWING:

(a) ANALYSIS OF ALL THE DATA COLLECTED PURSUANT TO THE ANNUAL REPORTING REQUIREMENTS OF THIS SECTION TO ASSESS THE IMPACTS AND OUTCOMES OF THE PILOT PROGRAM ON THE STUDENT COHORTS PARTICIPATING IN THE PILOT PROGRAM;

(b) OBJECTIVE MEASURES OF CHANGES IN STUDENT BEHAVIOR RESULTING FROM IMPLEMENTATION OF THE PILOT PROGRAM, INCLUDING WHETHER A STUDENT ENROLLED IN A PARTICIPATING SCHOOL IS:

(I) MORE LIKELY TO GRADUATE EARLY; AND

(II) MORE LIKELY TO ENROLL IN A POSTSECONDARY PROGRAM, IF THE STUDENT GRADUATED EARLY;

(c) ANALYSIS OF THE COST-EFFECTIVENESS OF THE PILOT PROGRAM, INCLUDING THE IMPACT ON THE STATE BUDGET OF THE PILOT PROGRAM'S INCENTIVES FOR SCHOOL DISTRICTS AND STUDENTS WHEN STUDENTS GRADUATE FROM HIGH SCHOOL A SINGLE SEMESTER OR A YEAR EARLY;

(d) OTHER INFORMATION RELEVANT TO THE COSTS, BENEFITS, SUCCESSES, AND CHALLENGES OF THE PILOT PROGRAM; AND

(e) RECOMMENDATIONS CONCERNING THE FEASIBILITY AND ADVISABILITY OF CONTINUING THE PILOT PROGRAM BEYOND THE PILOT STAGE AND CHANGES, IF ANY, THAT ARE NEEDED TO CONTINUE THE PROGRAM BEYOND THE PILOT STAGE.

(5) (a) THE DEPARTMENT, IN COLLABORATION WITH THE DEPARTMENT OF EDUCATION, MAY REQUEST, AND PARTICIPATING LOCAL EDUCATION PROVIDERS SHALL PROVIDE, DATA NECESSARY TO COMPLETE THE FINAL EVALUATION REQUIRED IN SUBSECTION (4) OF THIS SECTION.

(b) STUDENT DATA COLLECTED PURSUANT TO SUBSECTION (4) OF THIS SECTION AND THIS SUBSECTION (5) MUST BE DISAGGREGATED BY GENDER, GRADE LEVEL, LOCAL EDUCATION PROVIDER TYPE, ETHNICITY, DISABILITY, ENGLISH LANGUAGE LEARNER STATUS, FREE AND REDUCED-PRICE LUNCH STATUS, AND HOUSING STATUS TO THE MAXIMUM EXTENT POSSIBLE IN COMPLIANCE WITH THE "COLORADO PRIVACY ACT", ESTABLISHED PURSUANT TO PART 13 OF ARTICLE 1 OF TITLE 6; THE FEDERAL "FAMILY EDUCATIONAL RIGHTS AND PRIVACY RIGHTS ACT OF 1974", 20 U.S.C. SEC. 1232g; AND THE "STUDENT DATA TRANSPARENCY AND SECURITY ACT" CREATED PURSUANT TO ARTICLE 16 OF TITLE 22. THE DEPARTMENT AND THE DEPARTMENT OF

EDUCATION SHALL MAINTAIN STRICT STANDARDS FOR STUDENT DATA PRIVACY; COMPLY WITH STANDARDS FOR REPORTING DATA FOR A STUDENT WITH AN ACCOMMODATION PURSUANT TO SECTION 504 OF THE FEDERAL "REHABILITATION ACT OF 1973", 29 U.S.C. SEC. 701 ET SEQ., AS AMENDED, AND ITS IMPLEMENTING REGULATIONS, OR A STUDENT WITH AN INDIVIDUALIZED EDUCATION PLAN; AND SHALL NOT PUBLICLY REPORT INDIVIDUAL STUDENT DATA FOR ANY PURPOSE.

SECTION 3. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: May 3, 2024