

CHAPTER 181

EDUCATION - PUBLIC SCHOOLS

HOUSE BILL 97-1253

BY REPRESENTATIVES Allen, Anderson, Dean, Agler, K. Alexander, Gotlieb, Reeser, Salaz, Schwarz, and Taylor;
also SENATORS B. Alexander, Arnold, Congrove, Mutzebaugh, Powers, Schroeder, and Tebedo.

AN ACT

CONCERNING THE ABOLITION OF THE COLORADO COMMISSION FOR ACHIEVEMENT IN EDUCATION.

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

SECTION 1. Repeal. Part 3 of article 53 of title 22, Colorado Revised Statutes, 1995 Repl. Vol., as amended, is repealed.

SECTION 2. 22-5-103 (2.5), Colorado Revised Statutes, 1995 Repl. Vol., is repealed as follows:

22-5-103. Definitions. As used in this article, unless the context otherwise requires:

(2.5) "~~Colorado commission for achievement in education~~" means the "~~Colorado commission for achievement in education~~" created pursuant to section 22-53-301 (1).

SECTION 3. The introductory portion to 22-44-105 (1) and 22-44-105 (1) (d), Colorado Revised Statutes, 1995 Repl. Vol., are amended to read:

22-44-105. Budget - contents - mandatory. (1) The budget shall be presented in the format established by the state board of education by rule and regulation ~~in~~ establishing the format, the state board shall consult annually with the advisory committee specified in paragraph (d) of this subsection (1) and shall adhere to the following guidelines:

(d) Effective July 1, 1993, the Colorado commission for achievement in education

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

~~in consultation with the financial policy and procedures advisory committee shall advise the state board of education in developing the budget format pursuant to this section.~~

SECTION 4. 23-13-108, Colorado Revised Statutes, 1995 Repl. Vol., as amended, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

23-13-108. Enrollment - statewide plan. (2) THE STATEWIDE ENROLLMENT PLAN SHALL INCLUDE A STUDY OF ISSUES CONCERNING COLORADO'S NEEDS AND PRIORITIES WITH REGARD TO GRADUATE EDUCATION AND RESEARCH CONDUCTED BY INSTITUTIONS IN THE STATE THAT OFFER GRADUATE AND PROFESSIONAL EDUCATION. THE GRADUATE EDUCATION STUDY SHALL CONSIDER, BUT IS NOT LIMITED TO, THE FOLLOWING ISSUES:

(a) THE ROLE OF GRADUATE RESEARCH AND EDUCATION IN STATEWIDE ECONOMIC DEVELOPMENT;

(b) THE GRADUATE EDUCATION AND RESEARCH NEEDS OF STATE AND LOCAL GOVERNMENT, BUSINESS, AND INDUSTRY; AND

(c) METHODS OF IMPROVING COMMUNICATIONS BETWEEN GRADUATE INSTITUTIONS AND THE PUBLIC, INCLUDING STATE POLICYMAKERS AND THE BUSINESS COMMUNITY, CONCERNING RESEARCH PROJECTS THAT ARE BEING OR SHOULD BE CONDUCTED AND THE RESULTS OF SUCH RESEARCH.

SECTION 5. 22-53-402 (3), Colorado Revised Statutes, 1995 Repl. Vol., is amended to read:

22-53-402. Definitions. As used in this part 4, unless the context otherwise requires:

(3) "Commission" means the Colorado commission for achievement in education created in section 22-53-301 AS IT EXISTED PRIOR TO THE EFFECTIVE DATE OF THIS SUBSECTION (3), AS AMENDED.

SECTION 6. 22-53-405 (1) (c) and the introductory portion to 22-53-405 (1) (d), Colorado Revised Statutes, 1995 Repl. Vol., are amended to read:

22-53-405. Powers and duties of the state standards and assessments development and implementation council. (1) (c) In developing state model content standards, the council, in collaboration with the ~~commission~~ BOARD, shall, following appropriate public notice, hold a series of at least six public meetings throughout the state at which it shall hear testimony regarding such state model content standards. The council shall also specifically seek recommendations from and shall work in cooperation with districts, educators, parents, students, representatives from postsecondary education, business persons, members of the general community who are representative of the cultural diversity of the state, ~~the standards and assessments task force appointed by the commission,~~ and the state advisory accountability committee created in section 22-7-103 (3). In addition, in developing the state model content standards, the council shall consider national content standards, such as those adopted by the national council of teachers of

mathematics, the national council for geographic education and the national geographic society, and the national science foundation, the national academy of science, and the national science teachers association, and content standards adopted in other states.

(d) In recommending state model content standards for adoption by the board, the council shall also recommend to the board, ~~the commission~~, the joint budget committee, and the house and senate education committees a plan for the implementation of standards-based education which shall include, but shall not be limited to, the following:

SECTION 7. 22-53-406 (1) (a), (1) (b), and (4), Colorado Revised Statutes, 1995 Repl. Vol., are amended to read:

22-53-406. Adoption of state model content standards, state assessments, and timelines - resource bank. (1) (a) On or before September 15, 1995, the board, after careful consideration of the recommendations of the council, and in consultation with the commission, shall adopt first priority state model content standards in the areas of reading, writing, mathematics, science, history, and geography. As a second priority, the board, after careful consideration of the recommendations of the council, ~~and in consultation with the commission~~, shall adopt state model content standards in the areas of art, music, physical education, foreign languages, economics, and civics.

(b) Following adoption of the state model content standards pursuant to paragraph (a) of this subsection (1), the board, after careful consideration of the recommendations of the council, ~~and in consultation with the commission~~, shall adopt revised state model content standards and revised state assessments as necessary to maintain the effectiveness of such state model content standards and state assessments.

(4) The board ~~the commission~~, and the joint budget committee may, with written comments, refer any recommendations received pursuant to section 22-53-405 back to the council for further review.

SECTION 8. 22-53-409 (4) (a), Colorado Revised Statutes, 1995 Repl. Vol., is amended to read:

22-53-409. Assessments. (4) (a) The department shall prepare an annual report of the results of statewide assessments which shall be delivered to the council, to the board, ~~to the commission~~, to the education committees of the house of representatives and the senate, to the district accountability committees, and to the districts and which shall be available to the public. The first report shall be available on or before January 1, 1998. Such report shall include the percentage of students achieving each of the performance levels specified by the board and shall be reported for the state as a whole as well as by gender, race, separate disabling condition, and ethnicity of students and by district and district size.

SECTION 9. 22-53-410, Colorado Revised Statutes, 1995 Repl. Vol., is amended to read:

22-53-410. Annual public meeting. The ~~commission~~ BOARD shall hold an annual public meeting in conjunction with ~~the board~~, the council and the department to discuss the effectiveness of standards-based education as implemented by this part 4 and the annual report of assessments prepared by the department pursuant to section 22-53-409. Notice of such meeting shall be posted in every public school in the state no later than thirty days prior to such meeting. Members of the general public shall have opportunity to present testimony at such hearing regarding the annual report and the effectiveness of standards-based education as implemented by the districts, the board, and the department.

SECTION 10. 23-1-119 (1), Colorado Revised Statutes, 1995 Repl. Vol., is amended to read:

23-1-119. Commission directive - transition between K-12 education system and postsecondary education system. (1) The general assembly hereby finds and declares that, in order for students to succeed at state-supported institutions of higher education, the Colorado public system of elementary and secondary education must have provided such students with the skills and abilities necessary to make the transition to the postsecondary system. The general assembly further recognizes that the establishment of goals and standards for providing such skills and abilities is the prerogative of the elementary and secondary public education system. The general assembly recognizes that, in establishing such goals and standards, the elementary and secondary education system should be in communication with the postsecondary education system regarding the skills and abilities that are needed to succeed in higher education. It is therefore the intent of the general assembly that the commission, in consultation with ~~the Colorado commission for achievement in education created pursuant to section 22-53-301, C.R.S.~~, and the state board of education and appropriate school district boards, adopt necessary policies and procedures to facilitate the transition for students between the two systems.

SECTION 11. 23-1-121, Colorado Revised Statutes, 1995 Repl. Vol., is amended to read:

23-1-121. Commission directive - education in standards-based education. The general assembly hereby finds and declares that, in order to implement standards-based education in the public schools of this state pursuant to part 4 of article 53 of title 22, C.R.S., state-supported institutions of higher education must ensure that persons who are preparing to enter the education profession learn to practice their profession in accordance with the principles of standards-based education, as defined in section 22-53-402 (11), C.R.S. It is therefore the intent of the general assembly that, in consultation with ~~the Colorado commission for achievement in education created pursuant to section 22-53-301, C.R.S.~~, the state board of education, the state standards and assessments adoption and implementation council created pursuant to section 22-53-404, C.R.S., and appropriate school district boards of education, the commission adopt the necessary policies and procedures to ensure that institutions of higher education include the precepts of standards-based education, as outlined in part 4 of article 53 of title 22, C.R.S., in the curriculum for persons who are preparing to enter the teaching profession. Such policies and procedures shall not limit the authority of the state board of education to evaluate and approve the programs of teacher preparation offered at Colorado institutions of higher education pursuant to section 22-2-109, C.R.S.

SECTION 12. Effective date. This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution; except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

Approved: May 21, 1997