

CHAPTER 131

EDUCATION - PUBLIC SCHOOLS

HOUSE BILL 05-1057

BY REPRESENTATIVE(S) Frangas, Berens, Carroll M., Carroll T., Garcia, Hall, Jahn, Knoedler, Larson, Merrifield, Paccione, Penry, Stafford, Boyd, Coleman, Green, and McFadyen;
also SENATOR(S) Sandoval, Fitz-Gerald, Gordon, Groff, Hanna, Jones, Spence, Tapia, Tupa, Veiga, and Williams.

AN ACT**CONCERNING PARENTAL NOTIFICATION OF POSTSECONDARY EDUCATIONAL OPPORTUNITIES.**

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

SECTION 1. 22-32-109 (1), Colorado Revised Statutes, is amended BY THE ADDITION OF THE FOLLOWING NEW PARAGRAPHS to read:

22-32-109. Board of education - specific duties - repeal. (1) In addition to any other duty required to be performed by law, each board of education shall have and perform the following specific duties:

(ff) TO ADOPT A POLICY ON OR BEFORE OCTOBER 1, 2005, TO:

(I) PROVIDE ON OR BEFORE DECEMBER 31 OF EACH SCHOOL YEAR, THE NAMES AND MAILING ADDRESSES OF STUDENTS ENROLLED IN THE EIGHTH GRADE TO THE COLORADO COMMISSION ON HIGHER EDUCATION FOR USE IN MAILING THE NOTICE OF POSTSECONDARY EDUCATIONAL OPPORTUNITIES AND HIGHER EDUCATION ADMISSION GUIDELINES AS REQUIRED IN SECTION 23-1-119.1, C.R.S.; AND

(II) PROVIDE TO THE PARENT OF A STUDENT ENROLLED IN THE EIGHTH GRADE, PRIOR TO THE STUDENT'S ENROLLMENT IN HIS OR HER NINTH GRADE COURSES, A LIST OF COURSES THE SCHOOL DISTRICT HAS AVAILABLE THAT SATISFY THE COLORADO COMMISSION ON HIGHER EDUCATION'S HIGHER EDUCATION ADMISSION GUIDELINES.

(gg) TO INCLUDE A PROVISION IN ANY CONTRACT ENTERED INTO BY THE SCHOOL DISTRICT WITH A COLLEGE PREPARATION PROGRAM OPERATING WITHIN THE SCHOOL DISTRICT THAT THE COLLEGE PREPARATION PROGRAM SHALL PROVIDE TO THE COLORADO COMMISSION ON HIGHER EDUCATION, ON OR BEFORE DECEMBER 31 OF

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

EACH SCHOOL YEAR, A REPORT SPECIFYING EACH STUDENT, BY UNIQUE IDENTIFYING NUMBER, TO THE EXTENT PERMISSIBLE BY FEDERAL LAW, WHO WAS ENROLLED IN THE PROGRAM DURING THE PREVIOUS SCHOOL YEAR; WHO COMPLETED THE PROGRAM DURING THE PREVIOUS SCHOOL YEAR; AND WHO ENROLLED IN AN INSTITUTION OF HIGHER EDUCATION WITHIN SIX MONTHS AFTER COMPLETING THE PROGRAM. THE PROVISIONS OF THIS PARAGRAPH (gg) SHALL APPLY TO CONTRACTS ENTERED INTO OR RENEWED ON OR AFTER AUGUST 10, 2005.

SECTION 2. Article 1 of title 23, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

23-1-119.1. Commission directive - notice of postsecondary educational opportunities and higher education admission guidelines. (1) ANNUALLY, BEGINNING IN THE SPRING OF 2006, UPON RECEIPT OF THE NAMES AND MAILING ADDRESSES OF STUDENTS ENROLLED IN THE EIGHTH GRADE FROM THE BOARD OF EDUCATION OF EACH SCHOOL DISTRICT IN COLORADO AND THE STATE CHARTER SCHOOL INSTITUTE, THE COLORADO COMMISSION ON HIGHER EDUCATION SHALL PROVIDE NOTICE OF POSTSECONDARY EDUCATIONAL OPPORTUNITIES TO THE PARENTS OR LEGAL GUARDIANS OF ALL EIGHTH GRADE STUDENTS ENROLLED IN PUBLIC SCHOOLS IN THE STATE. AT A MINIMUM, THE NOTICE SHALL SPECIFY:

(a) THE COLORADO COMMISSION ON HIGHER EDUCATION'S HIGHER EDUCATION ADMISSION GUIDELINES AND AN EXPLANATION THAT COMPLIANCE WITH THE HIGHER EDUCATION ADMISSION GUIDELINES IS NECESSARY FOR ACCEPTANCE, BUT IS NOT A GUARANTEE OF ADMISSION, TO A STATE-SUPPORTED INSTITUTE OF HIGHER EDUCATION;

(b) A STUDENT'S POTENTIAL NEED FOR REMEDIAL EDUCATION AND ANY RELATED FINANCIAL OBLIGATIONS THAT MAY FALL TO THE STUDENT'S PARENT OR LEGAL GUARDIAN IF THE STUDENT DESIRES TO APPLY TO A STATE-SUPPORTED, FOUR-YEAR COLLEGE OR UNIVERSITY IN COLORADO BUT DOES NOT MEET THE HIGHER EDUCATION ADMISSION GUIDELINES;

(c) A STUDENT WHO FAILS TO PASS A COURSE LISTED IN THE HIGHER EDUCATION ADMISSION GUIDELINES MAY ENROLL IN A REMEDIAL COURSE, SUCCESSFUL COMPLETION OF WHICH WILL SATISFY THE REQUIREMENTS OF THE HIGHER EDUCATION ADMISSION GUIDELINES;

(d) THE AVAILABILITY OF AND INSTRUCTIONS FOR ACQUIRING INFORMATION REGARDING FINANCIAL ASSISTANCE TO ATTEND AN INSTITUTION OF HIGHER EDUCATION, INCLUDING STIPEND AMOUNTS, TUITION, AND OTHER FINANCIAL AID;

(e) THE ANNUAL STATE STIPEND AMOUNT AS DETERMINED PURSUANT TO SECTION 23-18-202;

(f) THE ANNUAL COST OF IN-STATE TUITION FOR ATTENDANCE AT A PUBLIC HIGHER EDUCATION INSTITUTION IN THE STATE;

(g) THE AMOUNT OF THE STUDENT'S SHARE OF TUITION AS DETERMINED PURSUANT TO SECTION 23-18-207; AND

(h) NOTIFICATION THAT THE STIPEND AMOUNT AND THE AMOUNT OF TUITION MAY

CHANGE ANNUALLY.

SECTION 3. Article 30.5 of title 22, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

22-30.5-516. Notice of pre-collegiate admission guidelines - report to Colorado commission on higher education. (1) THE STATE CHARTER SCHOOL INSTITUTE BOARD SHALL ADOPT A POLICY ON OR BEFORE OCTOBER 1, 2005, TO:

(a) PROVIDE ON OR BEFORE DECEMBER 31 OF EACH SCHOOL YEAR THE NAMES AND MAILING ADDRESSES OF STUDENTS ENROLLED IN THE EIGHTH GRADE IN INSTITUTE CHARTER SCHOOLS TO THE COLORADO COMMISSION ON HIGHER EDUCATION FOR USE IN MAILING THE NOTICE OF POSTSECONDARY EDUCATIONAL OPPORTUNITIES AND HIGHER EDUCATION ADMISSION GUIDELINES AS REQUIRED IN SECTION 23-1-119.1, C.R.S.

(b) INCLUDE A PROVISION IN ANY CONTRACT ENTERED INTO BY AN INSTITUTE CHARTER SCHOOL WITH A COLLEGE PREPARATION PROGRAM THAT THE COLLEGE PREPARATION PROGRAM SHALL PROVIDE TO THE COLORADO COMMISSION ON HIGHER EDUCATION, ON OR BEFORE DECEMBER 31 OF EACH SCHOOL YEAR, A REPORT SPECIFYING EACH STUDENT, BY UNIQUE IDENTIFYING NUMBER, TO THE EXTENT PERMISSIBLE BY FEDERAL LAW, WHO WAS ENROLLED IN THE PROGRAM DURING THE PREVIOUS SCHOOL YEAR; WHO COMPLETED THE PROGRAM DURING THE PREVIOUS SCHOOL YEAR; AND WHO ENROLLED IN AN INSTITUTION OF HIGHER EDUCATION WITHIN SIX MONTHS AFTER COMPLETING THE PROGRAM. THE PROVISIONS OF THIS PARAGRAPH (b) SHALL APPLY TO CONTRACTS ENTERED INTO OR RENEWED ON OR AFTER AUGUST 10, 2005.

SECTION 4. 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 (August 10, 2005, if adjournment sine die is on May 11, 2005); 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 2, 2005