

CHAPTER 306

EDUCATION - PUBLIC SCHOOLS

SENATE BILL 05-091

BY SENATOR(S) Spence, Jones, Groff, Tupa, Williams, and Bacon;
 also REPRESENTATIVE(S) Carroll T., Berens, Carroll M., Coleman, Frangas, Green, Hodge, King, Madden, Massey, Merrifield,
 Paccione, Penry, Schultheis, Solano, Todd, Vigil, Romanoff, Boyd, Gallegos, Harvey, Jahn, and May M.

AN ACT**CONCERNING REPORTING OF DATA FOR SCHOOL ACCREDITATION.**

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

SECTION 1. Part 1 of article 11 of title 22, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

22-11-104.5. Calculation of accreditation indicators and promotion rate.

(1) FOR PURPOSES OF THE ACCREDITATION CONTRACTS AND THE REPORTS REQUIRED PURSUANT TO SECTION 22-11-104, ON OR BEFORE NOVEMBER 15, 2005, THE STATE BOARD SHALL PROMULGATE RULES ESTABLISHING STATEWIDE FORMULAS FOR CALCULATING:

- (a) CONTINUING EDUCATION RATES;
- (b) DROPOUT RATES;
- (c) GRADUATION RATES;
- (d) MOBILITY RATES; AND
- (e) PROMOTION RATES.

(2) IN DETERMINING THE FORMULAS FOR THE CALCULATIONS REQUIRED BY PARAGRAPHS (a) TO (d) OF SUBSECTION (1) OF THIS SECTION, THE STATE BOARD SHALL TAKE INTO CONSIDERATION:

- (a) STUDENTS WHO GRADUATE WITH A GED AND STUDENTS WHO GRADUATE WITH

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

A DIPLOMA;

(b) STUDENTS WHOSE DOMINANT LANGUAGE IS NOT ENGLISH PURSUANT TO SECTION 22-24-103 (4) (a) OR (4) (b);

(c) STUDENTS WHO HAVE INDIVIDUAL EDUCATIONAL PROGRAMS DEVELOPED PURSUANT TO SECTION 22-20-108;

(d) TRENDS EXAMINING GRADUATION RATES FOR NINTH GRADERS AFTER THREE, FOUR, FIVE, AND SIX YEARS;

(e) STUDENTS WHO ENROLL IN ANOTHER SCHOOL OR ONLINE PROGRAM WITHIN THE SCHOOL DISTRICT, WITHIN ANOTHER SCHOOL DISTRICT WITHIN COLORADO, OR WITHIN A SCHOOL DISTRICT OUTSIDE OF COLORADO; IN A PRIVATE SCHOOL; OR IN A NONPUBLIC, HOME-BASED EDUCATIONAL PROGRAM; OR WHO ARE "UNACCOUNTED FOR" STUDENTS WHO HAVE MOVED OUT OF THE STATE OR OUT OF THE COUNTRY; AND

(f) THE PERCENTAGE OF NINTH-GRADE STUDENTS WHO HAVE BEEN ENROLLED IN THE SCHOOL DISTRICT IN EARLIER GRADES.

(3) THE FORMULA FOR THE CALCULATIONS REQUIRED BY PARAGRAPH (e) OF SUBSECTION (1) OF THIS SECTION SHALL USE THE NINTH GRADE PUPIL ENROLLMENT DETERMINED FOR PURPOSES OF THE "PUBLIC SCHOOL FINANCE ACT OF 1994" AS THE BASELINE TO PRODUCE A PROMOTION RATE THAT MEASURES THE SUCCESS OF EACH SCHOOL IN PROMOTING EACH STUDENT TO GRADUATE AFTER THE STUDENT'S TWELFTH GRADE.

(4) IN DEVELOPING THE FORMULAS FOR THE CALCULATIONS REQUIRED BY SUBSECTION (1) OF THIS SECTION, THE STATE BOARD SHALL SOLICIT INPUT FROM SCHOOL DISTRICTS, SCHOOL DISTRICT EMPLOYEES, AND THE PUBLIC. AFTER PROMULGATING THE RULES REQUIRED BY SUBSECTION (1) OF THIS SECTION, THE STATE BOARD SHALL SOLICIT INPUT FROM SCHOOL DISTRICTS, SCHOOL DISTRICT EMPLOYEES, AND THE PUBLIC ON THE ACCURACY AND THE USEFULNESS OF THE DATA GENERATED BY THE CALCULATIONS.

SECTION 2. 22-11-104 (2) (e), (2) (j), and (5), Colorado Revised Statutes, are amended, and the said 22-11-104 (2) is further amended BY THE ADDITION OF THE FOLLOWING NEW PARAGRAPHS, to read:

22-11-104. Accreditation indicators. (2) Contents. The accreditation indicators shall include but shall not be limited to the following:

(e) The percentage of students taking advanced placement courses, STUDENTS ENROLLED IN AN INTERNATIONAL BACCALAUREATE DIPLOMA PROGRAM, OR STUDENTS ENROLLED IN AN INSTITUTION OF HIGHER EDUCATION PURSUANT TO THE "POSTSECONDARY ENROLLMENT OPTIONS ACT";

(j) Results of the assessments administered pursuant to section 22-7-409 for students who have been identified as having a dominant language other than English but who have been enrolled in a public school of the state for three years or longer or have been assessed as proficient in English and, as a result, are required to take the

assessment in English pursuant to sections 22-7-409 (1) and 22-7-409 (1.2) (d) (I) (C); ~~and~~

(l) CONTINUING EDUCATION RATES; AND

(m) MOBILITY RATES.

(5) **Measurements.** PURSUANT TO RULES PROMULGATED BY THE STATE BOARD, EACH SCHOOL DISTRICT AND THE STATE CHARTER SCHOOL INSTITUTE SHALL REPORT TO THE STATE BOARD THE DISTRICT'S OR THE INSTITUTE'S achievement of the accreditation indicators ~~shall be reported and disaggregated by school, according to rules promulgated by the state board~~ STUDENT YEAR, AND STUDENT GROUP, INCLUDING WHITE, HISPANIC, BLACK, NATIVE AMERICAN/ALASKA NATIVE, ASIAN/PACIFIC ISLANDER, ECONOMICALLY DISADVANTAGED STUDENTS, STUDENTS WITH DISABILITIES, AND ENGLISH LANGUAGE LEARNERS. THE SCHOOL DISTRICT AND STATE CHARTER SCHOOL INSTITUTE SHALL ALSO ANNUALLY REPORT TO THE STATE BOARD THE STATUS OF STUDENTS WHO HAVE NOT GRADUATED IN FOUR YEARS AND REMAIN ENROLLED IN THE SCHOOL DISTRICT OR IN AN INSTITUTE CHARTER SCHOOL.

SECTION 3. 22-11-104, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

22-11-104. Accreditation indicators. (6) **Audit.** THE STATE BOARD MAY CONDUCT AUDITS OF SCHOOL DISTRICTS AND THE STATE CHARTER SCHOOL INSTITUTE TO ENSURE THE ACCURACY OF THE DATA REPORTED PURSUANT TO THIS SECTION.

SECTION 4. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: June 6, 2005