

CHAPTER 24

EDUCATION - PUBLIC SCHOOLS

SENATE BILL 09-214

BY SENATOR(S) Tapia, Keller, White;
also REPRESENTATIVE(S) Pommer, Ferrandino, Marostica, Schafer S.

AN ACT**CONCERNING APPROPRIATIONS FOR THE QUALITY TEACHER PROGRAM CREATED IN 2008.**

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

SECTION 1. The introductory portion to 22-2-503 (1), Colorado Revised Statutes, is amended to read:

22-2-503. Teaching and learning conditions survey. (1) SUBJECT TO AVAILABLE APPROPRIATIONS, the department shall administer a biennial teaching and learning conditions survey, referred to in this section as the "survey", to all preschool, elementary, and secondary teachers in public schools of the state. The survey shall be designed to assess, at a minimum:

SECTION 2. 22-2-504, Colorado Revised Statutes, is amended to read:

22-2-504. National board for professional teaching standards certification compensation - study. (1) Beginning with the ~~2008-2009~~ 2009-10 school year and ending with the ~~2010-2011~~ 2011-12 school year, the department, SUBJECT TO AVAILABLE APPROPRIATIONS, shall award an annual stipend of one thousand six hundred dollars to any teacher who is employed to teach in a school district, a program operated by a board of cooperative services, a charter school authorized by a school district pursuant to part 1 of article 30.5 of this title, or a charter school authorized by the state charter school institute pursuant to part 5 of article 30.5 of this title, and who holds a certification from the national board for professional teaching standards. FOR ANY STIPENDS THAT ARE AWARDED, the department shall allocate the stipend moneys to the school district that employs the teacher who is to receive the stipend, and the school district shall then make payment directly to the eligible teacher. A school district may, at its discretion, withhold any required employer retirement and medicare contributions associated with the stipend

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

pursuant to this section from the one thousand six hundred dollar stipend amount. FOR ANY STIPENDS THAT ARE AWARDED, the stipend shall be:

(a) Payable on May 1, 2009, and each May 1 thereafter;

(b) Prorated for less than full-time employment;

(c) Considered regular salary under section 24-51-101 (42) (a), C.R.S., or member's compensation as that term is used in section 22-64-201 (11); and

(d) In addition to, and not in lieu of, any existing compensation being awarded at the local level to a teacher who holds a certification from the national board for professional teaching standards.

(2) Beginning with the ~~2008-2009~~ 2009-10 school year and ending with the ~~2010-2011~~ 2011-12 school year, SUBJECT TO AVAILABLE APPROPRIATIONS, an additional annual stipend of three thousand two hundred dollars shall be awarded to any teacher who meets the criteria set forth in subsection (1) of this section and who is employed as of May 1 in a given school year in a school that received a low or unsatisfactory rating on the previous year's school accountability report. SUBJECT TO AVAILABLE APPROPRIATIONS, a teacher shall continue to receive the additional stipend award pursuant to this subsection (2) if he or she remains employed in a school that was previously rated as low or unsatisfactory but receives a higher rating in a subsequent school accountability report. The additional stipend for such teachers shall be subject to the same restrictions and requirements as set forth in subsection (1) of this section.

(3) (a) On or before August 30, ~~2010~~ 2011, the department shall contract with an outside source to conduct two studies concerning the effectiveness of ~~the~~ ANY annual stipends awarded to teachers pursuant to this section.

(b) The first study shall evaluate the effect of national board certification on student achievement, using longitudinal growth as a measurement. The results of the study shall describe, at a minimum, any differential effectiveness correlated to school characteristics, including but not limited to:

(I) Title I of the federal "Elementary and Secondary Education Act of 1965", 20 U.S.C. sec. 6301 et seq., eligibility;

(II) School size; and

(III) The proportion of students who attend the school for whom English is a second language.

(c) The second study shall evaluate the effectiveness of ~~the stipend~~ ANY STIPENDS AWARDED on encouraging teachers to obtain national board certification AND encouraging teachers to teach in low-performing schools, the effect of the national board certification on teacher retention, and the effect of having national board certified teachers on the culture of the school.

(d) On or before January 30, ~~2011~~ 2012, the department shall submit a report

containing the findings of the study to the education committees of the house of representatives and the senate, or any successor committees, the governor, and the commissioner of education.

SECTION 3. Repeal. Section 4 (2) of chapter 309, Session Laws of Colorado 2008, is repealed as follows:

Section 4. **Appropriation.** (2) ~~In addition to any other appropriation, there is hereby appropriated, out of moneys in the state education fund created in section 17 (4) of article IX of the state constitution, not otherwise appropriated, to the department of education, assistance to public schools, grant programs, distributions, and other assistance, for the fiscal year beginning July 1, 2008, the sum of one million one hundred fifty-six thousand nine hundred ninety-seven dollars (\$1,156,997) cash funds, or so much thereof as may be necessary, to pay annual teacher stipends as required by section 22-2-504 (1), Colorado Revised Statutes.~~

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: March 18, 2009