

CHAPTER 157

EDUCATION - PUBLIC SCHOOLS

SENATE BILL 10-154

BY SENATOR(S) Sandoval, Bacon, Boyd, Gibbs, Hodge, Hudak, Johnston, Morse, Newell, Schwartz, Shaffer B., Spence, Steadman, Tapia, Tochtrop, Williams;
also REPRESENTATIVE(S) Middleton, Apuan, Fischer, Kerr J., King S., Labuda, Merrifield, Nikkel, Priola, Scanlan, Schafer S., Stephens, Summers, Todd, Carroll T.

AN ACT

CONCERNING ADDING CATEGORIES TO THE DEFINITION OF A "HIGH-RISK STUDENT" FOR PURPOSES OF DETERMINING WHETHER A PUBLIC SCHOOL QUALIFIES FOR DESIGNATION AS AN ALTERNATIVE EDUCATION CAMPUS.

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

SECTION 1. 22-7-604.5 (1) (a) (VI), Colorado Revised Statutes, is amended to read:

22-7-604.5. Alternative education campuses - criteria - application - rule-making. (1) A public school may apply to the state board for designation as an alternative education campus. The state board shall adopt rules specifying the criteria and application process for a public school to be designated an alternative education campus. The rules shall include but need not be limited to:

(a) Criteria that a public school must meet to be designated an alternative education campus, including but not limited to the following:

(VI) (A) Serving students who have severe limitations that preclude appropriate administration of the assessments administered pursuant to section 22-7-409;

(B) Serving a student population IN WHICH more than ninety-five percent of ~~whom have~~ THE STUDENTS HAVE EITHER an individual education program pursuant to section 22-20-108 OR MEET THE DEFINITION OF A HIGH-RISK STUDENT CONTAINED IN SUBSECTION (1.5) OF THIS SECTION; OR

(C) Serving students who attend on a part-time basis and who come from other

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

public schools where the part-time students are counted in the enrollment of the other public school; except that the results of the assessments administered pursuant to section 22-7-409 of all part-time students and high-risk students as defined in subsection (1.5) of this section shall be used in determining the levels of attainment on the performance indicators for the public school for which the student is counted for enrollment purposes; ~~or~~

~~(D) Serving a student population in which more than ninety-five percent of the students meet the definition of a high-risk student contained in subsection (1.5) of this section;~~

SECTION 2. 22-7-604.5 (1.5) (i), Colorado Revised Statutes, is amended, and the said 22-7-604.5 (1.5) is further amended BY THE ADDITION OF THE FOLLOWING NEW PARAGRAPHS, to read:

22-7-604.5. Alternative education campuses - criteria - application - rule-making. (1.5) As used in this section, unless the context otherwise requires, a "high-risk student" means a student enrolled in a secondary public school who:

- (i) Has a documented history of repeated school suspensions; ~~or~~
- (k) IS A MIGRANT CHILD, AS DEFINED IN SECTION 22-23-103 (2);
- (l) IS A HOMELESS CHILD, AS DEFINED IN SECTION 22-1-102.5 (2) (a); OR
- (m) HAS A DOCUMENTED HISTORY OF A SERIOUS PSYCHIATRIC OR BEHAVIORAL DISORDER, INCLUDING BUT NOT LIMITED TO AN EATING DISORDER, SUICIDAL BEHAVIORS, OR DELIBERATE, SELF-INFLICTED INJURY.

SECTION 3. 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: April 21, 2010