

CHAPTER 98

**EDUCATION - PUBLIC SCHOOLS**

**HOUSE BILL 14-1182**

BY REPRESENTATIVE(S) Hamner, Court, Duran, Fields, Ginal, Hullinghorst, Labuda, Lee, Pabon, Peniston, Pettersen, Rosenthal, Tyler, Vigil, Williams, Young, Buckner; also SENATOR(S) Kerr, Heath, Johnston, Kefalas, Schwartz, Todd, Ulibarri, Zenzinger.

**AN ACT**

**CONCERNING CHANGES FOR THE 2015-16 SCHOOL YEAR TO CERTAIN PUBLIC EDUCATION ACCOUNTABILITY MEASURES SPECIFIED IN THE "EDUCATION ACCOUNTABILITY ACT OF 2009" TO ACCOMMODATE THE TRANSITION TO ADMINISTERING NEW STATEWIDE ASSESSMENTS.**

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

**SECTION 1.** In Colorado Revised Statutes, 22-11-208, **add** (1.5) as follows:

**22-11-208. Accreditation - annual review - supports and interventions - rules.** (1.5) NOTWITHSTANDING ANY PROVISION OF THIS ARTICLE, OR ANY PROVISION OF STATE BOARD RULE THAT IMPLEMENTS THIS ARTICLE, TO THE CONTRARY, FOR THE 2015-16 SCHOOL YEAR, THE DEPARTMENT SHALL ASSIGN ACCREDITATION RATINGS FOR SCHOOL DISTRICTS AND THE INSTITUTE BASED ON:

(a) THE ACCREDITATION RATING ASSIGNED TO THE SCHOOL DISTRICT OR THE INSTITUTE FOR THE PRECEDING SCHOOL YEAR;

(b) THE SCHOOL DISTRICT'S OR THE INSTITUTE'S COMPLIANCE WITH THE PROVISIONS OF ITS ACCREDITATION CONTRACT;

(c) THE LEVEL OF PARTICIPATION ON THE STATEWIDE ASSESSMENTS BY STUDENTS ENROLLED IN THE SCHOOLS OF THE SCHOOL DISTRICT OR IN THE INSTITUTE CHARTER SCHOOLS; AND

(d) VALID AND RELIABLE DATA THAT MEETS THE GUIDELINES ESTABLISHED BY THE COMMISSIONER AND THAT THE SCHOOL DISTRICT OR THE INSTITUTE MAY SUBMIT TO THE DEPARTMENT TO DEMONSTRATE THE SCHOOL DISTRICT'S OR THE INSTITUTE'S PROGRESS IN IMPROVING STUDENT PERFORMANCE WITH REGARD TO THE COLORADO

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

ACADEMIC STANDARDS AND POSTSECONDARY AND WORKFORCE READINESS AND IN ATTAINING THE STATEWIDE TARGETS FOR THE PERFORMANCE INDICATORS AND THE SCHOOL DISTRICT'S OR THE INSTITUTE'S PERFORMANCE TARGETS FOR THE PRECEDING SCHOOL YEAR.

**SECTION 2.** In Colorado Revised Statutes, 22-11-210, **add** (2.5) and (5) (c) as follows:

**22-11-210. Public schools - annual review - plans - supports and interventions - rules.** (2.5) NOTWITHSTANDING ANY PROVISION OF THIS ARTICLE, OR ANY PROVISION OF STATE BOARD RULE THAT IMPLEMENTS THIS ARTICLE, TO THE CONTRARY, FOR THE 2015-16 SCHOOL YEAR, THE DEPARTMENT SHALL RECOMMEND TO THE STATE BOARD SCHOOL PLAN TYPES BASED ON:

(a) THE TYPE OF SCHOOL PLAN THAT THE PUBLIC SCHOOL WAS REQUIRED TO IMPLEMENT FOR THE PRECEDING SCHOOL YEAR;

(b) THE LEVEL OF PARTICIPATION BY STUDENTS ENROLLED IN THE PUBLIC SCHOOL IN THE STATEWIDE ASSESSMENTS; AND

(c) VALID AND RELIABLE DATA THAT MEETS THE GUIDELINES ESTABLISHED BY THE COMMISSIONER AND THAT THE SCHOOL DISTRICT OF THE PUBLIC SCHOOL OR THE INSTITUTE MAY SUBMIT TO THE DEPARTMENT TO DEMONSTRATE THE PUBLIC SCHOOL'S PROGRESS IN IMPROVING STUDENT PERFORMANCE WITH REGARD TO THE COLORADO ACADEMIC STANDARDS AND POSTSECONDARY AND WORKFORCE READINESS AND IN ATTAINING THE STATEWIDE TARGETS FOR THE PERFORMANCE INDICATORS, THE SCHOOL DISTRICT'S OR THE INSTITUTE'S PERFORMANCE TARGETS, AND THE PUBLIC SCHOOL'S PERFORMANCE TARGETS FOR THE PRECEDING SCHOOL YEAR.

(5) (c) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, FOR THE 2015-16 SCHOOL YEAR AND BASED ON RATINGS GIVEN DURING THE 2015-16 SCHOOL YEAR, THE STATE BOARD MAY DIRECT THE LOCAL SCHOOL BOARD FOR A DISTRICT PUBLIC SCHOOL OR THE INSTITUTE FOR AN INSTITUTE CHARTER SCHOOL TO TAKE AN ACTION CONCERNING THE PUBLIC SCHOOL THAT IS NOT LISTED IN PARAGRAPH (a) OF THIS SUBSECTION (5) BUT THAT HAS COMPARABLE SIGNIFICANCE AND EFFECT.

**SECTION 3. Act subject to petition - effective date.** This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 6, 2014, if adjournment sine die is on May 7, 2014); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2014 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: April 4, 2014