

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Education.

HB25-1278 be amended as follows:

1 Amend printed bill, page 6, after line 24 insert:

2 "SECTION 3. In Colorado Revised Statutes, 22-11-103, **add**
3 (22.5) as follows:

4 **22-11-103. Definitions.** As used in this article 11, unless the
5 context otherwise requires:

6 (22.5) "PATHWAY PLAN" MEANS THE PLAN DESCRIBED IN AND
7 ADOPTED BY A SCHOOL DISTRICT, THE INSTITUTE, OR A PUBLIC SCHOOL
8 PURSUANT TO SECTION 22-11-213."

9 Renumber succeeding sections accordingly.

10 Page 27, strike lines 18 and 19 and substitute "(1) introductory portion,
11 (2) introductory portion, (2)(a), (4)(a), and (5); and **add** (2.5)(c) as
12 follows:".

13 Page 28, line 9, strike "EIGHTY-FIVE" and substitute "SEVENTY-FIVE".

14 Page 28, line 25, after "ASSESSMENTS." add "A SMALL RURAL DISTRICT,
15 AS DEFINED IN SECTION 22-54-103, MAY APPEAL TO THE STATE BOARD TO
16 GAIN AN ACCREDITED WITH DISTINCTION PLAN ONLY IF THE SMALL RURAL
17 DISTRICT IS NOTIFIED PURSUANT TO THIS SUBSECTION (2.5)(c) AND THE
18 SMALL RURAL DISTRICT'S ONLY INFRACTION IS NOT MEETING THE
19 SEVENTY-FIVE PERCENT THRESHOLD DESCRIBED IN SUBSECTION (2)(a)(II)
20 OF THIS SECTION."

21 Page 28, strike lines 26 and 27 and substitute:

22 "(4) (a) ~~Beginning with the 2018-19 school year,~~ If a school
23 district or the institute performs at a level that results in being accredited
24 with priority improvement plan or lower for two consecutive years
25 followed by three consecutive or nonconsecutive years, resulting in a total
26 of five years of performance at such a level, THE SCHOOL DISTRICT OR THE
27 INSTITUTE SHALL SUBMIT A PATHWAY PLAN TO THE STATE BOARD FOR
28 APPROVAL AND the state board shall require the school district or institute
29 to take significant action as provided in section 22-11-209; except that,
30 before the five years have accumulated, if the school district or institute
31 performs for at least two consecutive years at a level that results in being
32 accredited with improvement plan or higher, the five years stop
33 accumulating unless the school district or institute again performs at a

1 level that results in being accredited with priority improvement plan or
2 lower for two consecutive years, at which time the school district or
3 institute is again in the first two of the five years. For the time during
4 which the five years of performance are accumulating, a school district
5 or the institute is on performance watch. THE DEPARTMENT SHALL
6 MONITOR PROGRESS ON THE IMPLEMENTATION OF THE ACTIONS ORDERED
7 BY THE STATE BOARD PURSUANT TO SECTION 22-11-209. THE
8 DEPARTMENT SHALL PROVIDE PERIODIC UPDATES TO THE STATE BOARD.
9 (5) Notwithstanding ~~any provision of~~ subsection (4)(a) of this
10 section or section 22-11-209 (2)(a) to the contrary, at the request of a
11 school district, in consultation with the district accountability committee,
12 or the institute, THE SCHOOL DISTRICT OR THE INSTITUTE MAY
13 VOLUNTARILY REQUEST, IN THE THIRD OR FOUR YEAR OF PERFORMANCE
14 WATCH, TO PROCEED WITH A SIGNIFICANT ACTION DESCRIBED IN SECTION
15 22-11-209 (2)(a) THAT IS NOT OTHERWISE REQUIRED BY LAW. THE SCHOOL
16 DISTRICT OR THE INSTITUTE SHALL DESIGN A PATHWAY PLAN AND PRESENT
17 THE PATHWAY PLAN TO THE STATE BOARD FOR APPROVAL. The state board
18 may direct the school district or institute to take significant actions as
19 provided in section 22-11-209 even though the school district or institute
20 has not completed the five years of performance watch. If the state board
21 requires the school district or institute to take significant actions, the
22 school district or institute is subject to the provisions of section 22-11-209
23 (3.5). WHEN THE SCHOOL DISTRICT OR THE INSTITUTE VOLUNTARILY
24 REQUESTS TO PROCEED WITH A SIGNIFICANT ACTION IN THE THIRD OR
25 FOURTH YEAR OF PERFORMANCE WATCH, THE STATE BOARD IS LIMITED TO
26 DIRECTING THE SIGNIFICANT ACTION FROM THE LIST SET FORTH IN SECTION
27 22-11-209 (2)(a) THAT IS PROPOSED BY THE SCHOOL DISTRICT OR THE
28 INSTITUTE."

29 Strike pages 29 and 30.

30 Page 31, strike lines 1 through 11 and substitute:

31 "SECTION 7. In Colorado Revised Statutes, 22-11-208, **amend**
32 (2) introductory portion, (2.5), and (3) introductory portion; and **add**
33 (2.3), (4), and (5) as follows:
34 **22-11-208. Accreditation - annual review - supports and**
35 **interventions - rules.** (2) The department shall provide technical
36 assistance and support to ~~school districts that are~~ A SCHOOL DISTRICT OR
37 THE INSTITUTE IF THE SCHOOL DISTRICT OR THE INSTITUTE IS accredited
38 with improvement plan, accredited with priority improvement plan, or
39 accredited with turnaround plan, ~~and to the institute if it is accredited at~~
40 ~~any of those categories~~ OR MEETS CRITERIA THE DEPARTMENT IDENTIFIES

1 THAT INDICATES THE SCHOOL DISTRICT'S OR THE INSTITUTE'S
2 PERFORMANCE IS DECLINING. The department shall base the amount of
3 technical assistance and support provided to a school district or the
4 institute on the school district's or institute's degree of need for assistance
5 and the department's available resources. Technical assistance and
6 support may include, but need not be limited to:

7 (2.3) IF A SCHOOL DISTRICT OR THE INSTITUTE MEETS THE CRITERIA
8 DESCRIBED IN SUBSECTION (2) OF THIS SECTION, THE DEPARTMENT MAY
9 REQUIRE THE SCHOOL DISTRICT OR THE INSTITUTE TO PARTICIPATE IN AN
10 EVALUATION THAT IS CONDUCTED BY:

11 (a) THE DEPARTMENT;

12 (b) A THIRD PARTY APPROVED BY THE DEPARTMENT; OR

13 (c) THE SCHOOL DISTRICT OR THE INSTITUTE USING A
14 SELF-ASSESSMENT TOOL APPROVED BY THE DEPARTMENT.

15 (2.5) (a) In addition to the technical assistance and support
16 described in subsection (2) of this section, the department shall make
17 available to the directors of the local school board of a school district that
18 is accredited with improvement plan or lower, or that includes a public
19 school that is required to adopt a priority improvement or turnaround
20 plan, training in school district and public school governance and
21 turnaround best practices. The department shall also make available
22 informational materials and training opportunities for parents, school
23 personnel, and members of the affected district accountability committee
24 and school accountability committee.

25 (b) THE DEPARTMENT SHALL, IN COLLABORATION WITH RELEVANT
26 ORGANIZATIONS THAT WORK WITH LOCAL SCHOOL BOARDS AND THE
27 INSTITUTE BOARD, PROVIDE GUIDANCE TO EACH LOCAL SCHOOL BOARD
28 AND THE INSTITUTE BOARD ON HOW TO REVIEW AND MONITOR THE
29 IMPLEMENTATION OF ACCREDITATION PLANS TO CREATE CONSISTENCY
30 WITH THE IMPLEMENTATION OF STATEWIDE IMPROVEMENT PLANS.

31 (3) The commissioner may assign the state review panel to
32 critically evaluate a school district's priority improvement plan, ~~or~~
33 turnaround plan, OR PATHWAY PLAN, or the institute's priority
34 improvement plan, ~~or~~ turnaround plan, OR PATHWAY PLAN. The
35 commissioner may require the state review panel to conduct one or more
36 on-site visits as part of evaluating a school district's or the institute's
37 priority improvement, ~~or~~ turnaround plan, OR PATHWAY PLAN. Based on
38 its evaluation, the state review panel shall report to the commissioner, the
39 state board, and the affected local school board or institute board
40 recommendations concerning:".

41 Renumber succeeding subsections accordingly.

1 Page 31, strike lines 15 through 20 and substitute "TURNAROUND PLAN."

2 Page 31, strike lines 21 through 27.

3 Page 32, strike lines 1 through 6.

4 Renumber succeeding subsection accordingly.

5 Page 32, line 26, strike "**add (5)**" and substitute "**amend (2)(a)(I)(E),**
6 **(2)(a)(II)(B), (2)(a)(II)(C), and (3.5)(a); and add (2)(a)(I)(G),**
7 **(2)(a)(II)(D), (5), and (6)**".

8 Page 33, strike line 2 and substitute "**- review - appeal - rules. (2) (a) If**
9 **a school district or the institute is accredited with a turnaround plan and**
10 **the department determines that the school district or institute has failed**
11 **to make substantial progress under its turnaround plan, or if the school**
12 **district or institute has been on performance watch for the full five years,**
13 **the commissioner shall assign the state review panel to critically evaluate**
14 **the school district's or the institute's performance and to recommend one**
15 **or more of the following actions:**

16 (I) If the recommendation applies to a school district:

17 (E) That one or more of the district public schools be closed; ~~or~~

18 (G) THAT THE SCHOOL DISTRICT TAKE OTHER ACTIONS, AS
19 PROPOSED BY THE SCHOOL DISTRICT, THAT ARE COMPARABLE TO OR THAT
20 HAVE A MORE SIGNIFICANT EFFECT THAN THE ACTIONS DESCRIBED IN
21 SUBSECTIONS (2)(a)(I)(A) TO (2)(a)(I)(F) OF THIS SECTION AND THAT ARE
22 ALIGNED TO THE PATHWAY PLAN AND DESIGNED TO SUPPORT THE
23 IMPLEMENTATION OF THE PATHWAY PLAN. ACTIONS INCLUDE, BUT ARE
24 NOT LIMITED TO, CONTRACTING WITH EXTERNAL SUPPORT PARTNERS,
25 USING CONTRACTORS OR RESOURCES PROVIDED BY THE DEPARTMENT,
26 ENGAGING IN CROSS-DISTRICT PROGRESS MONITORING, OR
27 COMPREHENSIVE SCHOOL REDESIGN.

28 (II) If the recommendation applies to the institute:

29 (B) That a public or private entity take over management of the
30 institute or management of one or more of the institute charter schools;
31 ~~or~~

32 (C) That one or more of the institute charter schools be closed; OR

33 (D) THAT THE INSTITUTE TAKE OTHER ACTIONS, AS PROPOSED BY
34 THE INSTITUTE, THAT ARE COMPARABLE TO OR THAT HAVE A MORE
35 SIGNIFICANT EFFECT THAN THE ACTIONS DESCRIBED IN SUBSECTIONS
36 (2)(a)(II)(A) TO (2)(a)(II)(C) OF THIS SECTION AND THAT ARE ALIGNED TO
37 THE PATHWAY PLAN AND DESIGNED TO SUPPORT THE IMPLEMENTATION OF
38 THE PATHWAY PLAN. ACTIONS INCLUDE, BUT ARE NOT LIMITED TO,

1 CONTRACTING WITH EXTERNAL SUPPORT PARTNERS, USING CONTRACTORS
2 OR RESOURCES PROVIDED BY THE DEPARTMENT, ENGAGING IN
3 CROSS-DISTRICT PROGRESS MONITORING, OR COMPREHENSIVE SCHOOL
4 REDESIGN.

5 (3.5) (a) So long as a school district or the institute performs at a
6 level that results in being accredited with priority improvement plan or
7 lower, after the state board initially directs the school district or institute
8 to take action as described in subsections (2) and (3) of this section, the
9 commissioner may in any year, but shall every two years, assign the state
10 review panel to critically evaluate the school district's or the institute's
11 performance and recommend one or more of the actions described in
12 subsection (2)(a) of this section. In evaluating the school district's or
13 institute's PATHWAY PLAN AND performance and recommending actions,
14 the state review panel shall consider the criteria specified in subsection
15 (2)(b) of this section. The state board shall consider the recommendations
16 of the state review panel, the actions that the school district or institute
17 was previously directed to take, the fidelity with which the district or
18 institute has implemented the directed actions AND THE PATHWAY PLAN,
19 and whether the amount of time that the school district or institute has had
20 to implement the actions is reasonably sufficient to achieve results. The
21 state board shall either require the school district or institute to continue
22 the previously directed actions or direct the school district or institute to
23 undertake additional or different actions as provided in subsections (2)
24 and (3) of this section.

25 (5) A PUBLIC OR PRIVATE ENTITY THAT SERVES AS AN EXTERNAL
26 SUPPORT PARTNER FOR A SCHOOL DISTRICT OR THE INSTITUTE, AS
27 DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION, IS SUBJECT TO THE
28 PROVISIONS OF THE "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE
29 72 OF TITLE 24; EXCEPT THAT THE PUBLIC OR PRIVATE ENTITY SHALL
30 COMPLY WITH THE FEDERAL "FAMILY EDUCATIONAL RIGHTS AND
31 PRIVACY ACT OF 1974", 20 U.S.C. SEC. 1232g, AND ANY OTHER FEDERAL
32 OR STATE PRIVACY LAWS.

33 (6) (a) ON OR BEFORE NOVEMBER 1, 2027, THE".

34 Page 33, line 7, strike "EDUCATION ACCOUNTABILITY;" and substitute
35 "PERFORMANCE INDICATORS, AS DESCRIBED IN SECTION 22-11-204
36 (1)(a);".

37 Page 33, strike lines 8 through 10 and substitute:

38 "(III) THE SUCCESSFUL EXTERNAL MANAGEMENT ARRANGEMENTS
39 AND THE CONDITIONS AND PROCESSES THAT LED TO SUCCESSFUL
40 OUTCOMES, WHICH MUST INCLUDE FEEDBACK FROM STAKEHOLDERS,

1 INCLUDING EDUCATORS AND PARENTS. THE EVALUATION MUST INCLUDE
2 AN ANALYSIS OF EDUCATOR RETENTION AND FEEDBACK."

3 Page 33, strike lines 17 through 27.

4 Strike page 34.

5 Page 35, strike lines 1 through 15 and substitute:

6 "SECTION 9. In Colorado Revised Statutes, 22-11-210, **amend**
7 (1)(d)(I), (1)(d.5), (4) introductory portion, (5)(a) introductory portion,
8 (5)(a)(V), (5)(b), (5)(d), and (5.5)(a); and **add** (5)(a)(VII), (7), (8), (9),
9 and (10) as follows:

10 **22-11-210. Public schools - annual review - plans - supports**
11 **and interventions - rules.** (1) (d) (I) ~~Beginning with the 2018-19 school~~
12 ~~year,~~ If a public school performs at a level that results in being required
13 to adopt a priority improvement or turnaround plan for two consecutive
14 years followed by three consecutive or nonconsecutive years, resulting in
15 a total of five years of performance at such a level, the state board shall
16 REVIEW THE PUBLIC SCHOOL'S PATHWAY PLAN AND require the school
17 district, for a public school of the school district, or the institute, for an
18 institute charter school, to take one of the actions described in subsection
19 (5)(a) of this section AND IMPLEMENT THE PATHWAY PLAN; except that, if,
20 before the five years have accumulated, the public school performs for at
21 least two consecutive years at a level that results in the public school
22 being required to adopt an improvement or performance plan, the five
23 years stop accumulating unless the public school again performs at a level
24 that results in being required to adopt a priority improvement or
25 turnaround plan for two consecutive years, at which time the public
26 school is again in the first two of the five years. For the time during which
27 the five years of performance are accumulating, a public school is on
28 performance watch.

29 (d.5) Notwithstanding ~~any provision of~~ subsection (1)(d)(I) of this
30 section to the contrary, at the request of the school district, in consultation
31 with the affected school accountability committee and, in the case of a
32 district charter school, with the consent of the governing board of the
33 district charter school, or the institute, with the consent of the governing
34 board, and in consultation with the school accountability committee, of
35 the affected institute charter school, THE PUBLIC SCHOOL MAY
36 VOLUNTARILY REQUEST, IN THE THIRD OR FOURTH YEAR OF PERFORMANCE
37 WATCH, TO PROCEED WITH A SIGNIFICANT ACTION AS DESCRIBED IN
38 SUBSECTION (5)(a) OF THIS SECTION THAT IS NOT OTHERWISE REQUIRED BY
39 LAW. THE PUBLIC SCHOOL SHALL DESIGN A PATHWAY PLAN TO PRESENT TO

1 THE STATE BOARD FOR APPROVAL, AND the state board may direct the
2 school district, for a public school of the school district, or the institute,
3 for an institute charter school, to take one of the actions described in
4 subsection (5)(a) of this section even though the public school has not
5 completed the five years of performance watch. If the state board requires
6 the school district or institute to take one of the actions described in
7 subsection (5)(a) of this section, the public school is subject to the
8 provisions of subsection (5.5) of this section. WHEN THE PUBLIC SCHOOL
9 VOLUNTARILY REQUESTS TO PROCEED WITH A SIGNIFICANT ACTION IN THE
10 THIRD OR FOURTH YEAR OF PERFORMANCE WATCH, THE STATE BOARD IS
11 LIMITED TO DIRECTING THE SIGNIFICANT ACTION FROM THE LIST SET FORTH
12 IN SUBSECTION (5)(a) OF THIS SECTION THAT IS PROPOSED BY THE PUBLIC
13 SCHOOL.

14 (4) The commissioner may assign the state review panel to
15 critically evaluate a public school's priority improvement, ~~or~~ turnaround
16 plan, OR PATHWAY PLAN. The commissioner may require the state review
17 panel to conduct one or more on-site visits as part of evaluating a public
18 school's plan. Based on its evaluation, the state review panel shall report
19 to the commissioner, the state board, and the local school board or the
20 institute recommendations concerning:

21 (5) (a) If a public school fails to make adequate progress under its
22 turnaround plan or continues on performance watch for the full five years,
23 the commissioner shall assign the state review panel to critically evaluate
24 the public school's performance AND THE PUBLIC SCHOOL'S PATHWAY
25 PLAN, which evaluation must include at least one on-site visit to the
26 public school. Upon completing the evaluation, the state review panel
27 shall MAKE RECOMMENDATIONS ON THE PATHWAY PLAN AND TO
28 determine whether to recommend:

29 (V) That the public school be closed or, with regard to a district
30 charter school or an institute charter school, that the public school's
31 charter be revoked; ~~or~~

32 (VII) OTHER ACTIONS THAT ARE COMPARABLE TO OR THAT HAVE
33 A MORE SIGNIFICANT EFFECT THAN THE ACTIONS DESCRIBED IN
34 SUBSECTIONS (5)(a)(I) TO (5)(a)(V) OF THIS SECTION THAT THE PUBLIC
35 SCHOOL PROPOSES AND THAT ARE ALIGNED WITH THE PATHWAY PLAN AND
36 DESIGNED TO SUPPORT THE IMPLEMENTATION OF THE PATHWAY PLAN.
37 ACTIONS MAY INCLUDE, BUT ARE NOT LIMITED TO, COMPREHENSIVE
38 SCHOOL REDESIGN, CONTRACTING WITH EXTERNAL SUPPORT PARTNERS, OR
39 USING CONTRACTORS OR RESOURCES PROVIDED BY THE DEPARTMENT.

40 (b) The state review panel shall present its recommendations to
41 the commissioner and to the state board. Taking the recommendations
42 into account, the state board shall determine which of the actions
43 described in ~~paragraph (a) of this subsection (5)~~ SUBSECTION (5)(a) OF

1 THIS SECTION the local school board for a district public school or the
2 institute for an institute charter school shall take regarding the public
3 school and direct the local school board or institute accordingly. THE
4 DEPARTMENT SHALL MONITOR PROGRESS OF THE IMPLEMENTATION OF THE
5 ACTIONS AND PROVIDE PERIODIC UPDATES TO THE STATE BOARD.

6 (d) The priority improvement or turnaround plan that a public
7 school adopts for the fourth year in which the public school is on
8 performance watch must include a general explanation for how the school
9 district, for a district public school, or the institute, for an institute charter
10 school, may put into effect each of the actions described in subsection
11 (5)(a) of this section as they pertain to a district public school, district
12 charter school, or institute charter school. WHEN A PUBLIC SCHOOL
13 PROCEEDS WITH A SIGNIFICANT STATE BOARD ACTION, AS DESCRIBED IN
14 SUBSECTION (5)(a) OF THIS SECTION, ENTERS THE FIFTH YEAR IN WHICH
15 THE PUBLIC SCHOOL IS ON PERFORMANCE WATCH, OR RETURNS TO THE
16 STATE BOARD FOR A HEARING BASED ON A PRIOR ORDER OF THE STATE
17 BOARD, THE PUBLIC SCHOOL MUST DEVELOP A PATHWAY PLAN NO LATER
18 THAN THE FIFTH YEAR IN WHICH THE PUBLIC SCHOOL IS ON PERFORMANCE
19 WATCH.

20 (5.5) (a) So long as a public school performs at a level that results
21 in being required to implement a priority improvement or turnaround
22 plan, after the state board initially directs the local school board or
23 institute board to take action as provided in subsection (5)(b) of this
24 section, the commissioner may in any year, but shall every two years,
25 assign the state review panel to critically evaluate the public school's
26 PATHWAY PLAN AND performance and recommend one or more of the
27 actions described in subsection (5)(a) of this section. In evaluating the
28 public school's performance and recommending actions, the state review
29 panel shall consider the criteria specified in subsection (4) of this section.
30 The state board shall consider the recommendations of the state review
31 panel, the actions that the local school board or institute board was
32 previously directed to take with regard to the public school, the fidelity
33 with which the school district or institute and the public school have
34 implemented the directed actions AND THE PATHWAY PLAN, and whether
35 the amount of time that the school district or institute and the public
36 school have had to implement the actions is reasonably sufficient to
37 achieve results. The state board shall either require the local school board
38 or institute board to continue the previously directed actions or direct the
39 local school board or institute board to undertake additional or different
40 actions as provided in subsection (5)(b) of this section.

41 (7) A PUBLIC OR PRIVATE ENTITY THAT SERVES AS AN EXTERNAL
42 SUPPORT PARTNER FOR A PUBLIC SCHOOL, AS DESCRIBED IN SUBSECTION
43 (5)(a) OF THIS SECTION, IS SUBJECT TO THE PROVISIONS OF THE

1 "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE 72 OF TITLE 24;
2 EXCEPT THAT THE PUBLIC OR PRIVATE ENTITY SHALL COMPLY WITH THE
3 FEDERAL "FAMILY EDUCATIONAL RIGHTS AND PRIVACY ACT OF 1974", 20
4 U.S.C. SEC. 1232g, AND ANY OTHER FEDERAL OR STATE PRIVACY LAWS."

5 Renumber succeeding sections accordingly.

6 Page 36, strike lines 4 through 16.

7 Renumber succeeding subsection accordingly.

8 Page 41, after line 23 insert:

9 "SECTION 11. In Colorado Revised Statutes, **add** 22-11-213 as
10 follows:

11 **22-11-213. Pathway plan - school districts - state charter**
12 **school institute - public schools.** (1) (a) THE PATHWAY PLAN IS A
13 MULTI-YEAR PLAN FOR SCHOOL IMPROVEMENT THAT IS PREPARED BY A
14 SCHOOL DISTRICT, THE INSTITUTE, OR A PUBLIC SCHOOL FOR THE STATE
15 REVIEW PANEL AND THE STATE BOARD.

16 (b) (I) A PATHWAY PLAN CONNECTS THE SCHOOL DISTRICT'S OR
17 THE INSTITUTE'S PROPOSAL FOR SIGNIFICANT STATE BOARD ACTION, AS
18 DESCRIBED IN SECTION 22-11-209 (2)(a), WITH THE BROADER STRATEGIES
19 FOR THE IMPROVEMENT OF THE SCHOOL DISTRICT OR THE INSTITUTE.

20 (II) A PATHWAY PLAN CONNECTS THE PUBLIC SCHOOL'S PROPOSAL
21 FOR SIGNIFICANT STATE BOARD ACTION, AS DESCRIBED IN SECTION
22 22-11-210 (5)(a), WITH THE BROAD STRATEGIES FOR THE IMPROVEMENT
23 OF THE PUBLIC SCHOOL.

24 (c) (I) A SCHOOL DISTRICT OR THE INSTITUTE SHALL DEVELOP A
25 PATHWAY PLAN WHEN THE SCHOOL DISTRICT OR THE INSTITUTE:

26 (A) VOLUNTARILY PROCEEDS, AS DESCRIBED IN SECTION
27 22-11-207 (5), IN THE THIRD OR FOURTH YEAR OF PERFORMANCE WATCH,
28 WITH A REQUEST TO THE STATE BOARD TO DIRECT A SIGNIFICANT ACTION;

29 (B) ENTERS THE FIFTH YEAR ON PERFORMANCE WATCH; OR

30 (C) RETURNS TO THE STATE BOARD FOR A HEARING BASED ON A
31 PRIOR ORDER OF THE STATE BOARD, AS DESCRIBED IN SECTION 22-11-209
32 (3.5).

33 (II) A PUBLIC SCHOOL SHALL DEVELOP A PATHWAY PLAN WHEN
34 THE PUBLIC SCHOOL:

35 (A) VOLUNTARILY PROCEEDS, AS DESCRIBED IN SECTION
36 22-11-210 (1)(d.5), IN THE THIRD OR FOURTH YEAR OF PERFORMANCE
37 WATCH, WITH A REQUEST TO THE STATE BOARD TO DIRECT A SIGNIFICANT
38 ACTION;

1 (B) ENTERS THE FIFTH YEAR ON PERFORMANCE WATCH; OR
2 (C) RETURNS TO THE STATE BOARD FOR A HEARING BASED ON A
3 PRIOR ORDER OF THE STATE BOARD, AS DESCRIBED IN SECTION 22-11-210
4 (5.5)(a).

5 (2) (a) (I) A PATHWAY PLAN FOR A SCHOOL DISTRICT MUST
6 INCLUDE THE SCHOOL DISTRICT'S PROPOSED SIGNIFICANT ACTION OR
7 ACTIONS FROM THE LIST SET FORTH IN SECTION 22-11-209 (2)(a)(I);

8 (II) A PATHWAY PLAN FOR THE INSTITUTE MUST INCLUDE THE
9 INSTITUTE'S PROPOSED SIGNIFICANT ACTION OR ACTIONS FROM THE LIST
10 SET FORTH IN SECTION 22-11-209 (2)(a)(II); AND

11 (III) A PATHWAY PLAN FOR A PUBLIC SCHOOL MUST INCLUDE THE
12 PUBLIC SCHOOL'S PROPOSED SIGNIFICANT ACTION OR ACTIONS FROM THE
13 LIST SET FORTH IN SECTION 22-11-210 (5)(a).

14 (b) IN ADDITION TO THE PROPOSED SIGNIFICANT ACTIONS
15 DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION, A PATHWAY PLAN FOR
16 A SCHOOL DISTRICT, THE INSTITUTE, OR A PUBLIC SCHOOL MUST
17 INCORPORATE DATA ANALYSIS TO IDENTIFY PRIORITY CHALLENGES AND
18 ROOT CAUSES, RESEARCH-BASED STRATEGIES, AN ACTION AND
19 IMPLEMENTATION PLAN, SHORT-CYCLE IMPLEMENTATION BENCHMARKS,
20 AND ANNUAL TARGETS FOR PROGRESS MONITORING.

21 (c) TO ENSURE THE SUCCESS OF THE PATHWAY PLAN, A PATHWAY
22 PLAN FOR A SCHOOL DISTRICT, THE INSTITUTE, OR A PUBLIC SCHOOL MUST
23 INCLUDE THE SCHOOL DISTRICT'S, THE INSTITUTE'S, OR THE PUBLIC
24 SCHOOL'S BUDGET ALLOCATIONS TO SUPPORT SCHOOL NEEDS AND A
25 FINANCIAL SUSTAINABILITY PLAN. THE FINANCIAL SUSTAINABILITY PLAN
26 MAY INCLUDE, BUT IS NOT LIMITED TO, SALARIES, FACILITY COSTS,
27 CURRICULUM COSTS, AND OPERATIONAL COSTS.

28 (3) IN THE DEVELOPMENT AND IMPLEMENTATION OF THE PATHWAY
29 PLAN, A SCHOOL DISTRICT, THE INSTITUTE, OR A PUBLIC SCHOOL SHALL
30 ENGAGE WITH EDUCATORS, STUDENTS, FAMILIES, COMMUNITY
31 STAKEHOLDERS, THE SCHOOL DISTRICT ACCOUNTABILITY COMMITTEE
32 CREATED IN SECTION 22-11-301, AND, WHEN RELEVANT, THE SCHOOL
33 ACCOUNTABILITY COMMITTEE CREATED IN SECTION 22-11-401 AND ANY
34 LOCAL COLLECTIVE BARGAINING GROUPS OR EMPLOYEE ORGANIZATIONS,
35 AS DEFINED IN SECTION 29-33-103, THAT REPRESENT EDUCATORS.

36 (4) THE STATE BOARD SHALL ADOPT RULES FOR PURPOSES OF THIS
37 SECTION.

38 **SECTION 12.** In Colorado Revised Statutes, 22-11-303, **amend**
39 (3) introductory portion and (3)(b) as follows:

40 **22-11-303. Accredited or accredited with distinction -**
41 **performance plan - school district or institute - contents - adoption.**

42 (3) A district or institute performance plan ~~shall be~~ IS designed to raise
43 the academic performance of students enrolled in the school district or in

1 the institute charter schools and to ensure that the school district or the
2 institute, following the next annual accreditation review, attains a higher
3 accreditation category or remains in the same accreditation category if the
4 school district or institute is accredited with distinction. At a minimum,
5 each district and institute performance plan ~~shall~~ MUST:

6 (b) Identify positive and negative trends for district public schools
7 as a group and individually or for institute charter schools as a group and
8 individually in the levels of attainment by the public schools as a group
9 and individually on the performance indicators, INCLUDING A
10 DESCRIPTION OF HOW THE SCHOOL DISTRICT OR THE INSTITUTE WILL
11 PROVIDE DIFFERENT SUPPORTS FOR THE SCHOOL DISTRICT'S PUBLIC
12 SCHOOLS OR THE INSTITUTE'S INSTITUTE CHARTER SCHOOLS THAT ARE ON
13 PERFORMANCE WATCH.

14 **SECTION 13.** In Colorado Revised Statutes, 22-11-304, **amend**
15 (3)(b) as follows:

16 **22-11-304. Accredited with improvement plan - school district**
17 **or institute - plan contents - adoption.** (3) A district improvement plan
18 or an institute improvement plan must be designed to ensure that the
19 school district or the institute improves its performance to the extent that,
20 following completion of its next annual accreditation review, the school
21 district or the institute attains a higher accreditation category. At a
22 minimum, a district improvement plan or an institute improvement plan
23 must:

24 (b) Identify positive and negative trends for district public schools
25 as a group and individually or for institute charter schools as a group and
26 individually in the levels of attainment by the public schools as a group
27 and individually on the performance indicators, INCLUDING A
28 DESCRIPTION OF HOW THE SCHOOL DISTRICT OR THE INSTITUTE WILL
29 PROVIDE DIFFERENT SUPPORTS FOR THE SCHOOL DISTRICT'S PUBLIC
30 SCHOOLS OR THE INSTITUTE'S INSTITUTE CHARTER SCHOOLS THAT ARE ON
31 PERFORMANCE WATCH;

32 **SECTION 14.** In Colorado Revised Statutes, 22-11-305, **amend**
33 (1)(a), (1)(c), (2)(a), (2)(b), (3)(b), and (3)(e); and **add** (3)(e.5) as follows:

34 **22-11-305. Accredited with priority improvement plan - school**
35 **district or institute - plan contents - adoption.** (1) (a) In accordance
36 with the time frames specified in state board rule, each school district that
37 is accredited with priority improvement plan shall annually adopt and
38 implement a district priority improvement plan as described in subsection
39 (3) of this section. WHEN A SCHOOL DISTRICT CREATES A PATHWAY PLAN
40 THE STATE BOARD, BY RULE, MAY REDUCE SOME OF THE OBLIGATIONS
41 DESCRIBED IN SUBSECTION (3) OF THIS SECTION.

42 (c) The commissioner, subject to available appropriations, may
43 assign the state review panel to critically evaluate the district priority

1 improvement plan OR THE PATHWAY PLAN, and recommend to the
2 commissioner modifications to the plan. The commissioner may
3 recommend to the local school board modifications to the district priority
4 improvement plan OR PATHWAY PLAN, taking into consideration any
5 recommendations of the state review panel, INCLUDING A DESCRIPTION OF
6 HOW THE SCHOOL DISTRICT WILL PROVIDE DIFFERENT SUPPORTS FOR THE
7 SCHOOL DISTRICT'S PUBLIC SCHOOLS THAT ARE ON PERFORMANCE WATCH.

8 (2) (a) If the institute is accredited with priority improvement
9 plan, the institute board shall, in accordance with the time frames
10 specified in state board rule, adopt and implement an institute priority
11 improvement plan as described in subsection (3) of this section. In
12 preparing the institute priority improvement plan, the institute board shall
13 take into account and incorporate any institute charter school
14 performance, improvement, priority improvement, and turnaround plans
15 received pursuant to sections 22-11-403 to 22-11-406. WHEN AN
16 INSTITUTE CREATES A PATHWAY PLAN, THE STATE BOARD, BY RULE, MAY
17 REDUCE SOME OF THE OBLIGATIONS DESCRIBED IN SUBSECTION (3) OF THIS
18 SECTION.

19 (b) The commissioner, subject to available appropriations, may
20 assign the state review panel to critically evaluate the institute priority
21 improvement plan and recommend to the commissioner modifications to
22 the plan. The commissioner may recommend to the institute modifications
23 to the institute priority improvement plan, taking into consideration any
24 recommendations of the state review panel, INCLUDING A DESCRIPTION OF
25 HOW THE INSTITUTE WILL PROVIDE DIFFERENT SUPPORTS FOR THE
26 INSTITUTE'S INSTITUTE CHARTER SCHOOLS THAT ARE ON PERFORMANCE
27 WATCH.

28 (3) A district priority improvement plan or an institute priority
29 improvement plan must be designed to ensure that the school district or
30 the institute improves its performance to the extent that, following
31 completion of its next annual accreditation review, the school district or
32 the institute attains a higher accreditation category. At a minimum, a
33 district priority improvement plan or an institute priority improvement
34 plan must:

35 (b) Identify positive and negative trends for district public schools
36 as a group and individually or for institute charter schools as a group and
37 individually in the levels of attainment by the public schools as a group
38 and individually on the performance indicators, INCLUDING A
39 DESCRIPTION OF HOW THE SCHOOL DISTRICT OR THE INSTITUTE WILL
40 PROVIDE DIFFERENT SUPPORTS FOR THE SCHOOL DISTRICT'S DISTRICT
41 PUBLIC SCHOOLS OR THE INSTITUTE'S INSTITUTE CHARTER SCHOOLS THAT
42 ARE ON PERFORMANCE WATCH;

43 (e) Identify the local, state, and federal resources that the school

1 district or the institute will use to implement the identified strategies with
2 fidelity; and
3 (e.5) IDENTIFY BUDGET ALLOCATIONS TO SUPPORT THE NEEDS OF
4 THE SCHOOL DISTRICT'S OR THE INSTITUTE'S PUBLIC SCHOOLS AND CREATE
5 A FINANCIAL SUSTAINABILITY PLAN, WHICH MUST INCLUDE, BUT IS NOT
6 LIMITED TO, SALARIES, FACILITY COSTS, CURRICULUM COSTS, AND
7 OPERATIONAL COSTS; AND
8 **SECTION 15.** In Colorado Revised Statutes, 22-11-306, **amend**
9 (1)(a), (2)(a), (3)(b), and (3)(e); and **add** (3)(e.5) as follows:
10 **22-11-306. Accredited with turnaround plan - school district**
11 **or institute - plan content - adoption.** (1) (a) In accordance with the
12 time frames specified in state board rule, each school district that is
13 accredited with turnaround plan shall annually adopt and implement a
14 district turnaround plan as described in subsection (3) of this section.
15 WHEN A SCHOOL DISTRICT CREATES A PATHWAY PLAN, THE STATE BOARD,
16 BY RULE, MAY REDUCE SOME OF THE OBLIGATIONS DESCRIBED IN
17 SUBSECTION (3) OF THIS SECTION.
18 (2) (a) If the institute is accredited with turnaround plan, the
19 institute board shall, in accordance with the time frames specified in state
20 board rule, adopt and implement an institute turnaround plan as described
21 in subsection (3) of this section. In preparing the institute turnaround
22 plan, the institute board shall take into account and incorporate any
23 institute charter school performance, improvement, priority improvement,
24 and turnaround plans received pursuant to sections 22-11-403 to
25 22-11-406. WHEN THE INSTITUTE CREATES A PATHWAY PLAN, THE STATE
26 BOARD, BY RULE, MAY REDUCE SOME OF THE OBLIGATIONS DESCRIBED IN
27 SUBSECTION (3) OF THIS SECTION.
28 (3) A district turnaround plan or an institute turnaround plan must
29 be designed to ensure that the school district or the institute improves its
30 performance to the extent that, following completion of its next annual
31 accreditation review, the school district or the institute attains a higher
32 accreditation category. At a minimum, a district turnaround plan or an
33 institute turnaround plan must:
34 (b) Identify positive and negative trends for district public schools
35 as a group and individually or for institute charter schools as a group and
36 individually in the levels of attainment by the public schools as a group
37 and individually on the performance indicators, WHICH INCLUDES A
38 DESCRIPTION OF HOW THE SCHOOL DISTRICT OR THE INSTITUTE WILL
39 PROVIDE DIFFERENT SUPPORTS FOR THE SCHOOL DISTRICT'S DISTRICT
40 PUBLIC SCHOOLS OR FOR THE INSTITUTE'S INSTITUTE CHARTER SCHOOLS ON
41 PERFORMANCE WATCH;
42 (e) Identify the local, state, and federal resources that the school
43 district or the institute will use to implement the identified strategies with

1 fidelity; and

2 (e.5) IDENTIFY BUDGET ALLOCATIONS TO SUPPORT THE NEEDS OF
3 THE SCHOOL DISTRICT'S OR THE INSTITUTE'S PUBLIC SCHOOLS AND CREATE
4 A FINANCIAL SUSTAINABILITY PLAN, WHICH MUST INCLUDE, BUT IS NOT
5 LIMITED TO, SALARIES, FACILITY COSTS, CURRICULUM COSTS, AND
6 OPERATIONAL COSTS; AND

7 **SECTION 16.** In Colorado Revised Statutes, 22-11-405, **amend**
8 (1)(a) and (2)(a); and **add** (4)(b.5) as follows:

9 **22-11-405. School priority improvement plan - contents.**

10 (1) (a) If the state board, pursuant to section 22-11-210, directs a district
11 public school to adopt a priority improvement plan, the local school
12 board, in accordance with time frames specified in state board rules, shall
13 adopt a school priority improvement plan, as described in subsection (4)
14 of this section, for the district public school. WHEN A DISTRICT PUBLIC
15 SCHOOL CREATES A PATHWAY PLAN, THE STATE BOARD, BY RULE, MAY
16 REDUCE SOME OF THE OBLIGATIONS DESCRIBED IN SUBSECTION (4) OF THIS
17 SECTION.

18 (2) (a) If the state board, pursuant to section 22-11-210, directs an
19 institute charter school to adopt a priority improvement plan, the institute,
20 in accordance with time frames specified in state board rules, shall adopt
21 a school priority improvement plan, as described in subsection (4) of this
22 section, for the institute charter school. WHEN AN INSTITUTE CHARTER
23 SCHOOL CREATES A PATHWAY PLAN, THE STATE BOARD, BY RULE, MAY
24 REDUCE SOME OF THE OBLIGATIONS DESCRIBED IN SUBSECTION (4) OF THIS
25 SECTION.

26 (4) A school priority improvement plan must be designed to
27 ensure that the public school improves its performance to the extent that,
28 following completion of the public school's next annual performance
29 review, the public school attains a higher accreditation category. At a
30 minimum, a school priority improvement plan must:

31 (b.5) IDENTIFY BUDGET ALLOCATIONS TO SUPPORT THE NEEDS OF
32 THE PUBLIC SCHOOLS AND CREATE A FINANCIAL SUSTAINABILITY PLAN,
33 WHICH MUST INCLUDE, BUT IS NOT LIMITED TO, SALARIES, FACILITY COSTS,
34 CURRICULUM COSTS, AND OPERATIONAL COSTS;

35 **SECTION 17.** In Colorado Revised Statutes, 22-11-406, **amend**
36 (1)(a) and (2)(a); and **add** (3)(b.5) as follows:

37 **22-11-406. School turnaround plan - contents.** (1) (a) If the
38 state board, pursuant to section 22-11-210, directs a district public school
39 to adopt a turnaround plan, the local school board, in accordance with
40 time frames specified in state board rules, shall adopt a school turnaround
41 plan, as described in subsection (3) of this section, for the district public
42 school. Each district public school turnaround plan ~~shall also be~~ is subject
43 to evaluation by the state review panel and may be subject to revisions

1 requested by the commissioner as provided in this subsection (1). WHEN
2 A DISTRICT PUBLIC SCHOOL CREATES A PATHWAY PLAN, THE STATE BOARD,
3 BY RULE, MAY REDUCE SOME OF THE OBLIGATIONS DESCRIBED IN
4 SUBSECTION (3) OF THIS SECTION.

5 (2) (a) If the state board, pursuant to section 22-11-210, directs an
6 institute charter school to adopt a turnaround plan, the institute, in
7 accordance with time frames specified in state board rules, shall adopt a
8 school turnaround plan, as described in subsection (3) of this section, for
9 the institute charter school. Each institute charter school turnaround plan
10 ~~shall also be~~ is subject to evaluation by the state review panel and may be
11 subject to revisions requested by the commissioner as provided in this
12 subsection (2). WHEN AN INSTITUTE CHARTER SCHOOL CREATES A
13 PATHWAY PLAN, THE STATE BOARD, BY RULE, MAY REDUCE SOME OF THE
14 OBLIGATIONS DESCRIBED IN SUBSECTION (3) OF THIS SECTION.

15 (3) A school turnaround plan must be designed to ensure that the
16 public school improves its performance to the extent that, following
17 completion of the public school's next annual performance review, the
18 public school attains a higher accreditation category. At a minimum, a
19 school turnaround plan must:

20 (b.5) IDENTIFY BUDGET ALLOCATIONS TO SUPPORT THE NEEDS OF
21 THE PUBLIC SCHOOLS AND CREATE A FINANCIAL SUSTAINABILITY PLAN,
22 WHICH MUST INCLUDE, BUT IS NOT LIMITED TO, SALARIES, FACILITY COSTS,
23 CURRICULUM COSTS, AND OPERATIONAL COSTS;"

24 Renumber succeeding sections accordingly.

25 Page 42, line 23, after "(1)(d)" insert "and (1)(e)".

26 Page 43, line 18, strike "school; AND" and substitute "school;"

27 Page 43, line 23, strike "INTERVENTIONS." and substitute
28 "INTERVENTIONS; AND".

29 Page 43, after line 23 insert:

30 "(e) ASSIST SCHOOL DISTRICTS, THE INSTITUTE, AND CHARTER
31 SCHOOLS THAT HAVE BEEN REQUIRED TO ADOPT A PRIORITY IMPROVEMENT
32 OR TURNAROUND PLAN FOR ONE, TWO, OR THREE CONSECUTIVE YEARS TO
33 ENGAGE IN COMMUNITY-LED IMPROVEMENT STRATEGIES."

34 Page 43, after line 27 insert:

35 **"SECTION 20. In Colorado Revised Statutes, 24-72-202, amend**

1 (6)(a)(I) as follows:
2 **24-72-202. Definitions.** As used in this part 2, unless the context
3 otherwise requires:
4 (6) (a) (I) "Public records" means and includes all writings made,
5 maintained, or kept by the state, any agency, institution, A PUBLIC OR
6 PRIVATE ENTITY THAT SERVES AS AN EXTERNAL SUPPORT PARTNER FOR A
7 SCHOOL DISTRICT OR THE STATE CHARTER SCHOOL INSTITUTE PURSUANT
8 TO SECTION 22-11-209 (2)(a), A PUBLIC OR PRIVATE ENTITY THAT SERVES
9 AS AN EXTERNAL SUPPORT PARTNER FOR A PUBLIC SCHOOL PURSUANT TO
10 SECTION 22-11-210 (5)(a), a nonprofit corporation incorporated pursuant
11 to section 23-5-121 (2), ~~C.R.S.~~, or political subdivision of the state, or
12 that are described in section 29-1-902 ~~C.R.S.~~, and held by any
13 local-government-financed entity for use in the exercise of functions
14 required or authorized by law or administrative rule or involving the
15 receipt or expenditure of public funds."

16 Renumber succeeding section accordingly.

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