

HB1016 L001

## HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Education.HB16-1016 be amended as follows:

1 Amend printed bill, strike everything below the enacting clause and  
2 substitute:

3 "SECTION 1. In Colorado Revised Statutes, **add** article 16 to  
4 title 22 as follows:

## ARTICLE 16

**Multiple Measures of Student Academic Growth**

7 **22-16-101. Legislative declaration.** (1) THE GENERAL ASSEMBLY  
8 FINDS THAT:

9 (a) STATE SUMMATIVE ASSESSMENTS ARE THE PRIMARY TOOL FOR  
10 MEASURING STUDENT ACADEMIC GROWTH, EVALUATING EDUCATOR  
11 EFFECTIVENESS, AND MEASURING THE PERFORMANCE OF LOCAL  
12 EDUCATION PROVIDERS AND THE STATE IN PROVIDING PUBLIC EDUCATION  
13 PROGRAMS;

14 (b) BUT STATE SUMMATIVE ASSESSMENTS DO NOT INCLUDE ALL OF  
15 THE CONTENT AREAS TAUGHT BY LOCAL EDUCATION PROVIDERS AND, IN  
16 FACT, ARE USEFUL FOR MEASURING STUDENT ACHIEVEMENT AND  
17 ACADEMIC GROWTH, EDUCATOR EFFECTIVENESS, AND THE PERFORMANCE  
18 OF LOCAL EDUCATION PROVIDERS ONLY IN A SMALL MINORITY OF  
19 SUBJECTS;

20 (c) IN ADDITION, STATE SUMMATIVE ASSESSMENTS, BECAUSE THEY  
21 ARE STANDARDIZED, USUALLY MULTI-CHOICE TESTS, ARGUABLY DO NOT  
22 PROVIDE A COMPLETE MEASURE OF WHAT EACH STUDENT KNOWS OR IS  
23 ABLE TO DO. WELL-DESIGNED PERFORMANCE-BASED MEASURES MAY  
24 PROVIDE A MORE COMPREHENSIVE UNDERSTANDING OF A STUDENT'S  
25 KNOWLEDGE AND SKILLS.

26 (d) DEVELOPING MULTIPLE WAYS TO MEASURE STUDENT  
27 ACADEMIC GROWTH GIVES LOCAL EDUCATION PROVIDERS RIGOROUS,  
28 VALID, AND RELIABLE MEASURES OF STUDENT ACADEMIC GROWTH THAT  
29 SUPPLEMENT THE INFORMATION RECEIVED FROM STATE SUMMATIVE  
30 ASSESSMENTS. THESE SUPPLEMENTAL MEASURES ENABLE LOCAL  
31 EDUCATION PROVIDERS TO MORE FULLY EVALUATE THE PERFORMANCE OF  
32 PUBLIC SCHOOLS AND MORE HOLISTICALLY MEASURE EDUCATORS'  
33 INDIVIDUALLY ATTRIBUTABLE IMPACTS ON STUDENT ACHIEVEMENT AND  
34 ACADEMIC GROWTH.

35 (e) USING MULTIPLE MEASURES OF STUDENT ACADEMIC GROWTH  
36 TO CREATE A BODY OF EVIDENCE THAT MEASURES STUDENTS' KNOWLEDGE  
37 AT THE BEGINNING AND END OF THE INSTRUCTIONAL INTERVAL AND

1 MONITORING LEARNING AND ADJUSTING INSTRUCTION THROUGHOUT THE  
2 INTERVAL PROMOTES EXCELLENT EDUCATOR PRACTICE, SUPPORTS  
3 STANDARDS-BASED EDUCATION PRACTICES, AND ESTABLISHES A  
4 FRAMEWORK FOR FORMATIVE ASSESSMENT PRACTICE, WHICH HAS BEEN  
5 SHOWN TO HAVE A POSITIVE IMPACT ON STUDENT LEARNING;

6 (f) A LOCAL EDUCATION PROVIDER'S ABILITY TO EFFECTIVELY  
7 CREATE AND USE MULTIPLE MEASURES OF STUDENT ACADEMIC GROWTH  
8 DEPENDS IN PART ON EDUCATORS' AND ADMINISTRATORS' CAPACITY TO  
9 SELECT OR DESIGN ACCURATE MEASURES AND APPROPRIATELY INTERPRET  
10 ASSESSMENT RESULTS. TO CREATE AND APPLY MULTIPLE MEASURES OF  
11 STUDENT ACADEMIC GROWTH EFFECTIVELY, LOCAL EDUCATION  
12 PROVIDERS MUST ENGAGE IN AN INTENTIONAL PROCESS OF ORGANIZED  
13 LEARNING TO DEVELOP EDUCATOR AND ADMINISTRATOR CAPACITY.

14 (g) LOCAL EDUCATION PROVIDERS ARE AT DIFFERENT STAGES IN  
15 DEVELOPING THEIR CAPACITY TO CREATE AND APPLY MULTIPLE MEASURES  
16 OF STUDENT ACADEMIC GROWTH AND CAN THEREFORE BENEFIT FROM  
17 WORKING IN PARTNERSHIPS, ESPECIALLY PARTNERSHIPS THAT INCLUDE  
18 BOTH URBAN AND RURAL LOCAL EDUCATION PROVIDERS AND LOCAL  
19 EDUCATION PROVIDERS OF VARYING STUDENT POPULATION SIZES AND  
20 DEMOGRAPHICS;

21 (h) A LOCAL EDUCATION PROVIDER MAY DEVELOP AND USE  
22 MULTIPLE MEASURES OF STUDENT ACADEMIC GROWTH TO MEASURE  
23 STUDENT ACHIEVEMENT AND ACADEMIC GROWTH, EVALUATE THE  
24 EFFECTIVENESS OF EDUCATORS THAT THE LOCAL EDUCATION PROVIDER  
25 EMPLOYS, AND MEASURE THE PERFORMANCE OF PUBLIC SCHOOLS AND OF  
26 THE LOCAL EDUCATION PROVIDER AS A WHOLE. IN ADDITION, A LOCAL  
27 EDUCATION PROVIDER MAY DEVELOP MULTIPLE MEASURES OF STUDENT  
28 ACADEMIC GROWTH WITH THE INTENT THAT OTHER LOCAL EDUCATION  
29 PROVIDERS MAY USE THEM OR THAT THE MEASURES WILL BE SUFFICIENTLY  
30 RIGOROUS, VALID, RELIABLE, AND COMPARABLE FOR USE AS PART OF  
31 STATEWIDE ACCOUNTABILITY AND ACCREDITATION.

32 (i) THE FEDERAL "EVERY STUDENT SUCCEEDS ACT", PUB.L.  
33 114-95, WHICH REAUTHORIZES THE "ELEMENTARY AND SECONDARY  
34 EDUCATION ACT OF 1965", 20 U.S.C. SEC. 6301 ET SEQ., REQUIRES EACH  
35 STATE TO MEASURE THE PERFORMANCE OF LOCAL EDUCATION PROVIDERS  
36 BY USING AT LEAST ONE INDICATOR OF SCHOOL QUALITY OR STUDENT  
37 SUCCESS. THE GENERAL ASSEMBLY MAY ULTIMATELY CONSIDER USING  
38 ANY MEASURES OF STUDENT ACADEMIC GROWTH THAT ARE CREATED AS  
39 A RESULT OF THIS ARTICLE AND THAT ARE SUFFICIENTLY RIGOROUS, VALID,  
40 RELIABLE, AND COMPARABLE AS A PERFORMANCE INDICATOR OF SCHOOL  
41 QUALITY OR STUDENT SUCCESS AS REQUIRED IN THE "EVERY STUDENT

1 SUCCEEDS ACT".

2 (2) THE GENERAL ASSEMBLY FINDS, THEREFORE, THAT IT IS  
3 APPROPRIATE TO ESTABLISH A GRANT PROGRAM TO GIVE LOCAL  
4 EDUCATION PROVIDERS THE RESOURCES TO EFFECTIVELY CREATE AND  
5 APPLY MULTIPLE MEASURES OF STUDENT ACADEMIC GROWTH FOR THE  
6 BENEFIT OF STUDENTS, EDUCATORS, PUBLIC SCHOOLS, AND LOCAL  
7 EDUCATION PROVIDERS.

8 (3) THE GENERAL ASSEMBLY FURTHER FINDS THAT, FOR PURPOSES  
9 OF SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION, GRANTS TO  
10 ASSIST LOCAL EDUCATION PROVIDERS IN CREATING AND APPLYING  
11 MULTIPLE MEASURES OF STUDENT ACADEMIC GROWTH WILL ASSIST LOCAL  
12 EDUCATION PROVIDERS IN IMPLEMENTING ACCOUNTABLE EDUCATION  
13 REFORM AND ACCOUNTABLE PROGRAMS TO MEET STATE ACADEMIC  
14 STANDARDS AND MAY THEREFORE RECEIVE FUNDING FROM THE STATE  
15 EDUCATION FUND CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE  
16 STATE CONSTITUTION.

17 **22-16-102. Definitions.** AS USED IN THIS ARTICLE, UNLESS THE  
18 CONTEXT OTHERWISE REQUIRES:

19 (1) "BOCES" MEANS A BOARD OF COOPERATIVE SERVICES  
20 CREATED PURSUANT TO ARTICLE 5 OF THIS TITLE.

21 (2) "DEPARTMENT" MEANS THE DEPARTMENT OF EDUCATION  
22 CREATED AND EXISTING PURSUANT TO SECTION 24-1-115, C.R.S.

23 (3) "FUND" MEANS THE STUDENT ACADEMIC GROWTH MEASURES  
24 GRANT PROGRAM FUND CREATED IN SECTION 22-16-105.

25 (4) "GRANT PROGRAM" MEANS THE STUDENT ACADEMIC GROWTH  
26 MEASURES GRANT PROGRAM CREATED IN SECTION 22-16-103.

27 (5) "GRANTEE" MEANS A LOCAL EDUCATION PROVIDER OR  
28 PARTNERSHIP OF LOCAL EDUCATION PROVIDERS THAT RECEIVES A GRANT  
29 FROM THE GRANT PROGRAM.

30 (6) "LOCAL EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT, A  
31 BOCES THAT OPERATES A PUBLIC SCHOOL, A CHARTER SCHOOL  
32 AUTHORIZED BY A SCHOOL DISTRICT PURSUANT TO PART 1 OF ARTICLE 30.5  
33 OF THIS TITLE, OR AN INSTITUTE CHARTER SCHOOL AUTHORIZED BY THE  
34 STATE CHARTER SCHOOL INSTITUTE PURSUANT TO PART 5 OF ARTICLE 30.5  
35 OF THIS TITLE.

36 (7) "MULTIPLE MEASURES OF STUDENT ACADEMIC GROWTH"  
37 MEANS PERFORMANCE-BASED METHODS OF MEASURING STUDENT  
38 ACADEMIC GROWTH THAT:

39 (a) ARE BASED ON SETTING MEASURABLE GOALS OR OBJECTIVES  
40 FOR A SPECIFIC TEACHING ASSIGNMENT OR CLASS, WHICH GOALS AND  
41 OBJECTIVES ARE SET IN A PARTICIPATORY MANNER AND ALIGNED WITH



1 THE SUBJECT MATTER TAUGHT; AND

2 (b) ENABLE EDUCATORS TO EVALUATE THE BASELINE  
3 PERFORMANCE OF STUDENTS AND THE MEASURABLE GAIN IN STUDENT  
4 PERFORMANCE DURING THE COURSE OF INSTRUCTION.

5 (8) "STATE BOARD" MEANS THE STATE BOARD OF EDUCATION  
6 CREATED IN SECTION 1 OF ARTICLE IX OF THE STATE CONSTITUTION.

7 **22-16-103. Student academic growth measures grant program**  
8 **- created - applications.** (1) THERE IS CREATED IN THE DEPARTMENT THE

9 STUDENT ACADEMIC GROWTH MEASURES GRANT PROGRAM TO ASSIST  
10 LOCAL EDUCATION PROVIDERS IN DEVELOPING AND USING MULTIPLE  
11 MEASURES OF STUDENT ACADEMIC GROWTH AS SUPPLEMENTS TO THE  
12 STATE ASSESSMENTS ADMINISTERED PURSUANT TO SECTION 22-7-1006.3  
13 AND OTHER STANDARDIZED TESTS ADMINISTERED BY LOCAL EDUCATION  
14 PROVIDERS. A LOCAL EDUCATION PROVIDER MAY USE THE MULTIPLE  
15 MEASURES OF STUDENT ACADEMIC GROWTH TO SUPPLEMENT, BUT NOT  
16 REPLACE, STATEWIDE SUMMATIVE ASSESSMENTS. A GRANTEE MAY  
17 DEVELOP THE MULTIPLE MEASURES OF STUDENT ACADEMIC GROWTH FOR  
18 USE SOLELY BY THE GRANTEE FOR ONE OR ALL OF THE PURPOSES OF  
19 MEASURING STUDENT ACHIEVEMENT AND ACADEMIC GROWTH,  
20 EVALUATING EDUCATOR EFFECTIVENESS, EVALUATING PUBLIC SCHOOL  
21 PERFORMANCE, OR EVALUATING THE OVERALL PERFORMANCE OF A  
22 SCHOOL DISTRICT OR BOCES. IN ADDITION, A GRANTEE MAY CHOOSE TO  
23 DEVELOP THE MULTIPLE MEASURES OF STUDENT ACADEMIC GROWTH  
24 ULTIMATELY FOR USE THROUGHOUT THE STATE AS PART OF STATEWIDE  
25 ACCOUNTABILITY AND ACCREDITATION UNDER ARTICLE 11 OF THIS TITLE.

26 (2) A LOCAL EDUCATION PROVIDER, SOLELY OR IN PARTNERSHIP  
27 WITH ONE OR MORE OTHER LOCAL EDUCATION PROVIDERS, MAY APPLY TO  
28 THE DEPARTMENT TO PARTICIPATE IN THE GRANT PROGRAM IN  
29 ACCORDANCE WITH STATE BOARD RULES AND THE REQUIREMENTS OF THIS  
30 SECTION. AT A MINIMUM, EACH APPLICATION MUST INCLUDE:

31 (a) A PLAN THAT, AT A MINIMUM, DESCRIBES HOW THE APPLICANT  
32 INTENDS TO:

33 (I) BUILD EDUCATOR AND ADMINISTRATIVE LEADERSHIP CAPACITY  
34 CONCERNING THE DEVELOPMENT AND USE OF MULTIPLE MEASURES OF  
35 STUDENT ACADEMIC GROWTH;

36 (II) CREATE AND IMPLEMENT A PROCESS FOR DEVELOPING AND  
37 USING MULTIPLE MEASURES OF STUDENT ACADEMIC GROWTH TO ENHANCE  
38 CLASSROOM ASSESSMENT, FORMATIVE ASSESSMENT PRACTICE, AND  
39 STANDARDS-BASED INSTRUCTION AND TO INCREASE STUDENT  
40 ACHIEVEMENT AND ACADEMIC GROWTH; AND

41 (III) USE THE RESULTS OF THE MULTIPLE MEASURES OF STUDENT

1 ACADEMIC GROWTH, WHICH USE MAY INCLUDE, BUT NEED NOT BE LIMITED  
2 TO, MEASURING STUDENT ACHIEVEMENT AND ACADEMIC GROWTH,  
3 EVALUATING EDUCATOR EFFECTIVENESS, MEASURING THE PERFORMANCE  
4 OF A PUBLIC SCHOOL, AND MEASURING THE OVERALL PERFORMANCE OF A  
5 SCHOOL DISTRICT OR BOCES;

6 (b) A STATEMENT AS TO WHETHER THE APPLICANT INTENDS TO  
7 CREATE THE MULTIPLE MEASURES OF STUDENT ACADEMIC GROWTH WITH  
8 THE EXPECTATION THAT THEY MAY BE USED SOLELY BY THE APPLICANT,  
9 USED BY OTHER LOCAL EDUCATION PROVIDERS FOR LOCAL PURPOSES, OR  
10 USED BY THE STATE AS PART OF STATEWIDE ACCOUNTABILITY AND  
11 ACCREDITATION UNDER ARTICLE 11 OF THIS TITLE OR FOR A COMBINATION  
12 OF THESE USES; AND

13 (c) WHETHER THE APPLICANT ANTICIPATES CONTRACTING WITH A  
14 PERSON OR A PUBLIC OR PRIVATE ENTITY TO ASSIST IN DEVELOPING AND  
15 USING THE MULTIPLE MEASURES OF STUDENT ACADEMIC GROWTH.

16 (3) AN APPLICANT MUST AGREE TO:

17 (a) PARTICIPATE IN AN EXTERNAL EVALUATION OF THE MULTIPLE  
18 MEASURES OF STUDENT ACADEMIC GROWTH THAT THE APPLICANT  
19 CREATES TO DETERMINE, AT A MINIMUM, THE RIGOR, VALIDITY, AND  
20 RELIABILITY OF THE MEASURES AND WHETHER THEY ARE APPROPRIATE  
21 FOR STATEWIDE USE; AND

22 (b) SUBMIT TO THE DEPARTMENT COPIES OF THE RESOURCES AND  
23 MATERIALS THE APPLICANT CREATES USING MONEY RECEIVED FROM THE  
24 GRANT PROGRAM, WHICH THE DEPARTMENT MAY MAKE AVAILABLE TO  
25 OTHER LOCAL EDUCATION PROVIDERS BASED ON THE RESULTS OF THE  
26 EVALUATION.

27 **22-16-104. Grantee selection - rules.** (1) THE DEPARTMENT  
28 SHALL REVIEW EACH APPLICATION RECEIVED PURSUANT TO SECTION  
29 22-16-103 AND RECOMMEND TO THE STATE BOARD THOSE APPLICANTS  
30 THAT SHOULD RECEIVE GRANTS AND THE AMOUNTS OF THE GRANTS.  
31 SUBJECT TO AVAILABLE APPROPRIATIONS, THE STATE BOARD SHALL  
32 AWARD THE GRANTS, TAKING INTO CONSIDERATION THE DEPARTMENT'S  
33 RECOMMENDATIONS. THE DEPARTMENT AND THE STATE BOARD SHALL  
34 BASE THEIR RECOMMENDATIONS AND GRANT AWARDS ON THE FOLLOWING  
35 CRITERIA:

36 (a) WHETHER THE APPLICANT IS A SINGLE LOCAL EDUCATION  
37 PROVIDER OR A PARTNERSHIP OF TWO OR MORE LOCAL EDUCATION  
38 PROVIDERS, GIVING HIGHER PRIORITY TO APPLICATIONS SUBMITTED BY  
39 PARTNERSHIPS AND ESPECIALLY PARTNERSHIPS THAT INCLUDE URBAN AND  
40 RURAL LOCAL EDUCATION PROVIDERS AND LOCAL EDUCATION PROVIDERS  
41 WITH VARYING STUDENT POPULATION SIZES AND DEMOGRAPHICS;



1 (b) WHETHER THE APPLICANT INTENDS THAT THE MULTIPLE  
2 MEASURES OF STUDENT ACADEMIC GROWTH THAT IT DEVELOPS WILL BE  
3 SUFFICIENTLY RIGOROUS, VALID, AND RELIABLE FOR USE BY OTHER LOCAL  
4 EDUCATION PROVIDERS AND BY THE STATE AS PART OF STATEWIDE  
5 ACCOUNTABILITY AND ACCREDITATION UNDER ARTICLE 11 OF THIS TITLE,  
6 GIVING PRIORITY TO APPLICATIONS THAT ARE MOST LIKELY TO RESULT IN  
7 MEASURES THAT ARE APPROPRIATE FOR WIDESPREAD USE THROUGHOUT  
8 THE STATE;

9 (c) THE QUALITY OF THE APPLICANT'S PLAN AND THE LIKELIHOOD  
10 THAT IT WILL RESULT IN MULTIPLE MEASURES OF STUDENT ACADEMIC  
11 GROWTH THAT ARE RIGOROUS, VALID, AND RELIABLE FOR THE PURPOSES  
12 THAT THE APPLICANT IDENTIFIES IN THE APPLICATION; AND

13 (d) THE APPLICANT'S CAPACITY FOR DEVELOPING AND USING  
14 MULTIPLE MEASURES OF STUDENT ACADEMIC GROWTH THAT ARE  
15 RIGOROUS, VALID, AND RELIABLE AND WHETHER THE APPLICANT INTENDS  
16 TO CONTRACT WITH A PERSON OR ENTITY TO ASSIST IN DEVELOPING AND  
17 USING THE MEASURES.

18 (2) THE STATE BOARD SHALL PROMULGATE RULES IN ACCORDANCE  
19 WITH THE "STATE ADMINISTRATIVE PROCEDURE ACT", ARTICLE 4 OF TITLE  
20 24, C.R.S., AS NECESSARY TO IMPLEMENT THE GRANT PROGRAM,  
21 INCLUDING BUT NOT LIMITED TO RULES ESTABLISHING THE TIMELINES AND  
22 PROCEDURES APPLICABLE TO APPLYING FOR AND AWARDING GRANTS.

23 (3) A GRANTEE MAY USE A PORTION OF THE GRANT MONEY  
24 RECEIVED TO CONTRACT WITH A PERSON OR A PUBLIC OR PRIVATE ENTITY,  
25 INCLUDING THE DEPARTMENT, FOR ASSISTANCE IN DESIGNING AND USING  
26 THE MULTIPLE MEASURES OF STUDENT GROWTH IN ACCORDANCE WITH THE  
27 GRANTEE'S PLAN.

28 **22-16-105. Student academic growth measures grant program**  
29 **fund - created.** (1) THE STUDENT ACADEMIC GROWTH MEASURES GRANT  
30 PROGRAM FUND IS HEREBY CREATED IN THE STATE TREASURY. THE FUND  
31 CONSISTS OF ANY MONEY THAT THE GENERAL ASSEMBLY MAY  
32 APPROPRIATE OR TRANSFER TO THE FUND. THE STATE TREASURER SHALL  
33 CREDIT TO THE FUND ALL INTEREST AND INCOME DERIVED FROM THE  
34 DEPOSIT AND INVESTMENT OF MONEY IN THE FUND. ANY UNEXPENDED  
35 AND UNENCUMBERED MONEY REMAINING IN THE FUND AT THE END OF A  
36 FISCAL YEAR SHALL NOT REVERT TO THE FUND FROM WHICH IT WAS  
37 APPROPRIATED OR BE TRANSFERRED TO ANOTHER FUND.

38 (2) THE MONEY APPROPRIATED TO THE FUND IS CONTINUOUSLY  
39 APPROPRIATED TO THE DEPARTMENT FOR THE PURPOSES OF THIS ARTICLE.  
40 OF THE MONEY APPROPRIATED TO THE FUND, THE STATE BOARD AND THE  
41 DEPARTMENT MAY EXPEND UP TO ONE MILLION DOLLARS FOR

1 ADMINISTRATIVE EXPENSES INCURRED IN ADMINISTERING THE GRANT  
2 PROGRAM AND UP TO TWO HUNDRED THOUSAND DOLLARS TO PAY THE  
3 COSTS INCURRED IN CONTRACTING WITH AN ENTITY AND PREPARING AN  
4 ANNUAL REPORT AS REQUIRED IN SECTION 22-16-106.

5 **22-16-106. Student academic growth measures - evaluation -**  
6 **report.** (1) THE DEPARTMENT SHALL CONTRACT WITH AN ENTITY TO  
7 EVALUATE THE RIGOR, VALIDITY, AND RELIABILITY OF THE MULTIPLE  
8 MEASURES OF STUDENT ACADEMIC GROWTH THAT GRANTEES DEVELOP  
9 AND WHETHER THE MEASURES ARE RELIABLE AND APPROPRIATE FOR USE  
10 BY OTHER LOCAL EDUCATION PROVIDERS OR FOR USE BY THE STATE AS  
11 PART OF STATEWIDE ACCOUNTABILITY AND ACCREDITATION UNDER  
12 ARTICLE 11 OF THIS TITLE.

13 (2) (a) THE DEPARTMENT SHALL ANNUALLY PREPARE A REPORT  
14 THAT SUMMARIZES THE EVALUATIONS COMPLETED PURSUANT TO  
15 SUBSECTION (1) OF THIS SECTION AND PROVIDES INFORMATION  
16 CONCERNING IMPLEMENTATION OF THE GRANT PROGRAM FOR THE  
17 PRECEDING BUDGET YEAR, INCLUDING THE GRANTEES AND THE AMOUNTS  
18 AWARDED. THE DEPARTMENT SHALL SUBMIT THE REPORT TO THE STATE  
19 BOARD AND TO THE EDUCATION COMMITTEES OF THE HOUSE OF  
20 REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR COMMITTEES.

21 (b) THIS SUBSECTION (2) IS EXEMPT FROM THE PROVISIONS OF  
22 SECTION 24-1-136 (11), C.R.S., AND THE ANNUAL REPORTING  
23 REQUIREMENTS OF THIS SUBSECTION (2) ARE EFFECTIVE UNTIL CHANGED  
24 BY THE GENERAL ASSEMBLY ACTING BY BILL.

25 **SECTION 2. Appropriation.** For the 2016-17 state fiscal year,  
26 \$20,000,000 is appropriated to the student academic growth measures  
27 grant program fund created in section 22-16-105, C.R.S. This  
28 appropriation is from the state education fund created in section 17 (4) of  
29 article IX of the state constitution. The department of education is  
30 responsible for the accounting related to this appropriation.

31 **SECTION 3. Act subject to petition - effective date.** This act  
32 takes effect at 12:01 a.m. on the day following the expiration of the  
33 ninety-day period after final adjournment of the general assembly (August  
34 10, 2016, if adjournment sine die is on May 11, 2016); except that, if a  
35 referendum petition is filed pursuant to section 1 (3) of article V of the  
36 state constitution against this act or an item, section, or part of this act  
37 within such period, then the act, item, section, or part will not take effect  
38 unless approved by the people at the general election to be held in  
39 November 2016 and, in such case, will take effect on the date of the  
40 official declaration of the vote thereon by the governor."

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