

HB1423_L.001

HOUSE COMMITTEE OF REFERENCE AMENDMENT
Committee on Education.

HB16-1423 be amended as follows:

- 1 Amend printed bill, page 17, line 23, strike "INFORMATION, THE
2 DEPARTMENT" and substitute "INFORMATION:
3 (I) THE DEPARTMENT SHALL TERMINATE THE CONTRACT; OR
4 (II) THE DEPARTMENT SHALL DETERMINE WHETHER TO TERMINATE
5 THE CONTRACT IN ACCORDANCE WITH A POLICY ADOPTED BY THE STATE
6 BOARD. AT A MINIMUM, THE POLICY MUST REQUIRE THE STATE BOARD,
7 WITHIN A REASONABLE TIME AFTER THE DEPARTMENT IDENTIFIES THE
8 EXISTENCE OF A MATERIAL BREACH, TO HOLD A PUBLIC HEARING THAT
9 INCLUDES DISCUSSION OF THE NATURE OF THE MATERIAL BREACH, PUBLIC
10 TESTIMONY, AND A DECISION AS TO WHETHER TO DIRECT THE DEPARTMENT
11 TO TERMINATE OR CONTINUE THE CONTRACT."
- 12 Page 17, strike line 24.
- 13 Page 22, strike lines 20 through 26 and substitute:
14 "(II) THE LOCAL EDUCATION PROVIDER SHALL DETERMINE
15 WHETHER TO TERMINATE THE CONTRACT IN ACCORDANCE WITH A POLICY
16 ADOPTED BY THE GOVERNING BODY OF THE LOCAL EDUCATION PROVIDER.
17 AT A MINIMUM, THE POLICY MUST REQUIRE THE GOVERNING BODY, WITHIN
18 A REASONABLE TIME AFTER THE LOCAL EDUCATION PROVIDER IDENTIFIES
19 THE EXISTENCE OF A MATERIAL BREACH, TO HOLD A PUBLIC HEARING THAT
20 INCLUDES DISCUSSION OF THE NATURE OF THE MATERIAL BREACH, PUBLIC
21 TESTIMONY, AND A DECISION AS TO WHETHER TO DIRECT THE LOCAL
22 EDUCATION PROVIDER TO TERMINATE OR CONTINUE THE CONTRACT."
- 23 Page 29, line 1, strike "TERMINATE THE" and substitute "COMPLY WITH
24 THE REQUIREMENTS OF SECTION 22-16-105 (5) (a) OR 22-16-107 (2) (a),
25 AS APPLICABLE; EXCEPT THAT".
- 26 Page 29, strike line 2.
- 27 Page 29, line 3, after "TERMINATE" insert "OR CONSIDER TERMINATING".

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