

CHAPTER 343

EDUCATION - PUBLIC SCHOOLS

HOUSE BILL 17-1271

BY REPRESENTATIVE(S) Pettersen, Becker K., Bridges, Buckner, Esgar, Exum, Garnett, Gray, Lee, McLachlan, Duran, Jackson, Kennedy, Melton, Rosenthal;
also SENATOR(S) Priola, Kefalas, Moreno.

AN ACT**CONCERNING WAIVERS GRANTED TO SCHOOL DISTRICTS OF INNOVATION.**

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

SECTION 1. In Colorado Revised Statutes, 22-32.5-107, **amend** (3)(a) as follows:

22-32.5-107. District of innovation - designation. (3) (a) Within sixty days after receiving a local school board's innovation plan or plan for creating an innovation school zone, the state board shall designate the local school board's school district as a district of innovation ~~unless~~ IF the state board concludes that the submitted plan:

(I) Is likely to ~~result in a decrease in academic achievement in~~ ENHANCE EDUCATIONAL OPPORTUNITY, STANDARDS, AND QUALITY WITHIN the innovation schools or innovation school zones; ~~or~~ AND

(II) Is ~~not~~ fiscally feasible.

SECTION 2. In Colorado Revised Statutes, 22-32.5-108, **amend** (5)(a) as follows:

22-32.5-108. District of innovation - waiver of statutory and regulatory requirements. (5) (a) If the local school board for a district of innovation revises an innovation plan as provided in section 22-32.5-110, the local school board may request ~~and the state board shall grant~~, additional waivers or changes to existing waivers as necessary to accommodate the revisions to the innovation plan, AND THE STATE BOARD SHALL GRANT THE ADDITIONAL WAIVERS OR CHANGES TO EXISTING

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

WAIVERS IF IT DETERMINES THAT THE NEW OR CHANGED WAIVERS WOULD ENHANCE EDUCATIONAL OPPORTUNITY, STANDARDS, AND QUALITY WITHIN THE INNOVATION SCHOOLS OR INNOVATION SCHOOL ZONES OF THE DISTRICT OF INNOVATION AND ARE FISCALLY FEASIBLE. In requesting a new waiver or a change to an existing waiver, the local school board shall demonstrate the consent of a majority of the teachers and a majority of the administrators employed at and a majority of the school advisory committee for each public school that is affected by the new or changed waiver.

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 9, 2017, if adjournment sine die is on May 10, 2017); 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 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: June 5, 2017