

Second Regular Session
Seventy-first General Assembly
STATE OF COLORADO

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 18-0360.01 Julie Pelegrin x2700

HOUSE BILL 18-1355

HOUSE SPONSORSHIP

Pettersen and Sias,

SENATE SPONSORSHIP

Gardner and Moreno,

House Committees
Education

Senate Committees
Education

A BILL FOR AN ACT

101 **CONCERNING CHANGES TO THE ACCOUNTABILITY SYSTEM FOR THE**
102 **ELEMENTARY AND SECONDARY PUBLIC EDUCATION SYSTEM TO**
103 **STRENGTHEN THE ACCOUNTABILITY SYSTEM FOR THE BENEFIT**
104 **OF STUDENTS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill changes the criteria that the department of education (department) must consider in assigning an accreditation category to a school district or the state charter school institute (institute) or in

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

SENATE
3rd Reading Unamended
April 25, 2018

SENATE
Amended 2nd Reading
April 24, 2018

HOUSE
3rd Reading Unamended
April 16, 2018

HOUSE
Amended 2nd Reading
April 12, 2018

recommending the type of performance plan that a public school must implement. The bill clarifies that a school district or the institute, on its own behalf or on behalf of one of its public schools, may request reconsideration of the initial accreditation category or performance plan assignment. The bill specifies criteria the department may apply as part of the reconsideration.

The bill directs the department to make training in governance and turnaround best practices available to the directors of the board of education of a school district that is accredited with improvement plan or lower or that includes a public school that is required to implement a priority improvement or turnaround plan and to make materials and training available to parents, school personnel, and school district and school accountability committees. The bill allows, rather than requires, the commissioner of education (commissioner) to assign the state review panel to evaluate a school district's, the institute's, or a public school's turnaround plan. And the commissioner may require the state review panel to conduct one or more on-site visits as part of the evaluation.

In the third year in which a school district or the institute is accredited with priority improvement plan or lower, or earlier at the school district's or institute's request, the school district or institute must hold a parent and community meeting. Department personnel must attend the meeting. The bill specifies the information that must be provided at the meeting and the requirements for providing notice of the meeting. A school district or the institute, as appropriate, must also hold a parent and community meeting for a public school that is in the third year of implementing a priority improvement or turnaround plan, or earlier, and must combine the parent and community meeting with the public meeting required under existing law. Department personnel must attend the meeting. The department may require a school district or an institute charter school to provide proof of compliance with other public meeting requirements that apply to adoption of a priority improvement or turnaround plan.

Under current law, if a school district or the institute is accredited with priority improvement plan or lower for 5 consecutive years, the department may recommend that the state board of education (state board) remove the school district's or institute's accreditation. The bill changes the time period, beginning with the 2018-19 school year, by providing that, if a school district or the institute performs at a level that results in being accredited with priority improvement plan or lower for 2 consecutive years followed by 3 additional years, consecutive or nonconsecutive, for a total of 5 years, the state board must require the school district or institute to take action as provided in statute. But if the school district or institute performs at a level that results in being accredited at a level higher than priority improvement plan for 2 consecutive years after the first 2 of the 5 years, then the 5 years stop

accumulating. This change to calculating the 5 years also applies to a public school that performs at a level that results in being required to adopt a priority improvement or turnaround plan. While the 5 years are accumulating, the school district, institute, or public school is on performance watch. For the fourth year in which a public school, a school district, or the institute is on performance watch, the priority improvement or turnaround plan adopted by the public school, school district, or institute must include a description of how it would implement the actions that the state board may direct at the completion of 5 years on performance watch.

The bill also changes the consequences for completing 5 years on performance watch. Under the bill, the commissioner must assign the state review panel to evaluate the school district's or the institute's performance and recommend one or more of several specified actions, which may include removal of accreditation. After considering the recommendations, the state board must determine the appropriate actions and direct the school district or institute accordingly. The school district or institute then goes on a 2-year cycle of evaluation by the state review panel, which may result in additional directions from the state board to the school district or institute. The school district or institute remains subject to the 2-year cycle until it performs at a level that results in being accredited with improvement plan or higher for 2 consecutive years. A comparable requirement for a 2-year cycle of review by the state review panel applies to a public school that completes 5 years on performance watch.

The bill clarifies that the state board, at the request of a school district or the institute, may direct the school district or institute to take one of the specific actions, for itself or for a public school, before the school district, institute, or public school completes the 5 years on performance watch.

The bill makes several changes to implementation of the performance indicators for measuring the performance of public schools, school districts, the institute, and the state, including:

- ! Repealing the specific details for calculating performance of the achievement and longitudinal growth indicators and directing the state board to specify calculations in rule;
- ! Specifying a performance indicator that measures growth to standards;
- ! Changing the terminology for describing a student's performance on the statewide assessments; and
- ! Removing the performance indicator concerning closing the achievement gaps and requiring the department to disaggregate performance by student groups in each of the remaining performance indicators and separately account for the performance of each student group on each

performance indicator.

The bill requires the school district accountability committees to meet quarterly to discuss whether school district leadership, personnel, and infrastructure are advancing or impeding school district performance.

The bill requires the annual performance reports for public schools, school districts, the institute, and the state to specify the percentage of students enrolled by each public school, school district, or the institute who score at each of the performance levels on the statewide assessments.

The bill identifies additional innovations that a public school may adopt if the state board directs that a school district convert the public school into a school of innovation.

The bill changes the existing school turnaround leaders development program to the school transformation grant program. Under the school transformation grant program, in addition to awarding grants for the development of school turnaround leaders, the state board must award grants to applying school districts, the institute, and charter schools for educator professional development and to implement instructional transformation in the public schools.

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-11-207, **amend**
3 (2) introductory portion, (2)(a), and (4)(a); **repeal** (2)(c), (2)(d), (2)(e),
4 and (2)(f); and **add** (2.5), (5), and (6) as follows:

5 **22-11-207. Accreditation categories - criteria - rules.** (2) The
6 state board shall promulgate rules establishing objective, measurable
7 criteria that the department shall apply in determining the appropriate
8 accreditation category for each school district and the institute, placing
9 the greatest emphasis on attainment of the performance indicators. At a
10 minimum, the rules ~~shall~~ **MUST** take into consideration:

11 (a) A school district's or the institute's level of attainment of the
12 statewide targets on the performance indicators; ~~and the targets annually~~
13 ~~established by the school district or the institute, including the levels of~~
14 ~~attainment of the individual district public schools or the institute charter~~

1 ~~schools in meeting their annual targets;~~

2 ~~(c) The length of time during which a school district or the~~
3 ~~institute has been unable to meet the statewide targets or its own targets;~~

4 ~~(d) The improvements, changes, and interventions a school district~~
5 ~~or the institute implements to improve its performance if it is not meeting~~
6 ~~the statewide targets or its own targets;~~

7 ~~(e) The improvements, changes, and interventions a school district~~
8 ~~or the institute implements in any public school of the district or institute~~
9 ~~charter school that is required to adopt an improvement, priority~~
10 ~~improvement, or turnaround plan pursuant to section 22-11-210;~~

11 ~~(f) The progress a school district or the institute makes in~~
12 ~~improving its performance and in moving closer to meeting the statewide~~
13 ~~targets and its own targets;~~

14 (2.5) (a) THE DEPARTMENT SHALL NOTIFY EACH SCHOOL DISTRICT
15 AND THE INSTITUTE OF ITS INITIAL ACCREDITATION ASSIGNMENT. IF A
16 SCHOOL DISTRICT OR THE INSTITUTE DISAGREES WITH THE DEPARTMENT'S
17 INITIAL ACCREDITATION ASSIGNMENT, THE SCHOOL DISTRICT OR INSTITUTE
18 MAY SUBMIT TO THE DEPARTMENT A REQUEST FOR RECONSIDERATION.
19 THE STATE BOARD SHALL PROMULGATE RULES SPECIFYING THE
20 INFORMATION THE DEPARTMENT MUST TAKE INTO ACCOUNT IN
21 DETERMINING THE SCHOOL DISTRICT'S OR INSTITUTE'S FINAL
22 ACCREDITATION CATEGORY, WHICH MAY INCLUDE:

23 (I) THE LENGTH OF TIME DURING WHICH THE SCHOOL DISTRICT OR
24 INSTITUTE HAS BEEN UNABLE TO MEET THE STATEWIDE TARGETS;

25 (II) THE IMPROVEMENTS, CHANGES, AND INTERVENTIONS THE
26 SCHOOL DISTRICT OR INSTITUTE HAS IMPLEMENTED AND IS IMPLEMENTING
27 TO IMPROVE ITS PERFORMANCE IF IT IS NOT MEETING THE STATEWIDE

1 TARGETS;

2 (III) THE PROGRESS THE SCHOOL DISTRICT OR INSTITUTE IS MAKING
3 IN IMPROVING ITS PERFORMANCE AND IN APPROACHING ACHIEVEMENT OF
4 THE STATEWIDE TARGETS AND THE DEGREE TO WHICH THE SCHOOL
5 DISTRICT OR INSTITUTE IS NOT ACHIEVING THE STATEWIDE TARGETS;

6 (IV) THE PUPIL ENROLLMENT OF THE SCHOOL DISTRICT AS IT MAY
7 AFFECT THE RELIABILITY OF THE ASSESSMENT DATA;

8 (V) THE PERCENTAGES OF STUDENTS ENROLLED IN HIGH SCHOOLS
9 OF THE SCHOOL DISTRICT, OR INSTITUTE CHARTER HIGH SCHOOLS FOR
10 PURPOSES OF THE INSTITUTE, WHO, BASED ON ATTAINMENT OF COURSE
11 CREDITS OR DEMONSTRATED COMPETENCIES, ARE ON SCHEDULE TO
12 GRADUATE WITHIN FOUR, FIVE, SIX, OR SEVEN YEARS; AND

13 (VI) ANY SUPPLEMENTAL DATA FOR GRADE LEVELS FOR WHICH
14 THERE ARE NOT STATEWIDE ASSESSMENTS THAT INDICATE THE SCHOOL
15 DISTRICT OR INSTITUTE IS MEETING THE STATEWIDE TARGETS ON THE
16 PERFORMANCE INDICATORS, IF THE DEPARTMENT DETERMINES THE
17 SUPPLEMENTAL DATA IS VALID AND RELIABLE AND DERIVED FROM
18 ASSESSMENTS THAT ARE ALIGNED WITH THE STATE STANDARDS ADOPTED
19 PURSUANT TO SECTION 22-7-1005.

20 (b) THE DEPARTMENT SHALL NOTIFY EACH SCHOOL DISTRICT AND
21 THE INSTITUTE OF ITS FINAL ACCREDITATION CATEGORY WITHIN THE TIME
22 FRAMES ADOPTED BY RULE OF THE STATE BOARD.

23 ~~(4) (a) The state board by rule shall specify how long a school~~
24 ~~district or the institute may remain in an accreditation category that is~~
25 ~~below accredited; except that the state board shall not allow a school~~
26 ~~district or the institute to remain at accredited with priority improvement~~
27 ~~plan or below for longer than a total of five consecutive school years~~

1 ~~before removing the school district's or the institute's accreditation as~~
2 ~~provided in section 22-11-209~~ BEGINNING WITH THE 2018-19 SCHOOL
3 YEAR, IF A SCHOOL DISTRICT OR THE INSTITUTE PERFORMS AT A LEVEL
4 THAT RESULTS IN BEING ACCREDITED WITH PRIORITY IMPROVEMENT PLAN
5 OR LOWER FOR TWO CONSECUTIVE YEARS FOLLOWED BY THREE
6 CONSECUTIVE OR NONCONSECUTIVE YEARS, RESULTING IN A TOTAL OF
7 FIVE YEARS OF PERFORMANCE AT SUCH A LEVEL, THE STATE BOARD SHALL
8 REQUIRE THE SCHOOL DISTRICT OR INSTITUTE TO TAKE SIGNIFICANT
9 ACTION AS PROVIDED IN SECTION 22-11-209; EXCEPT THAT, BEFORE THE
10 FIVE YEARS HAVE ACCUMULATED, IF THE SCHOOL DISTRICT OR INSTITUTE
11 PERFORMS FOR AT LEAST TWO CONSECUTIVE YEARS AT A LEVEL THAT
12 RESULTS IN BEING ACCREDITED WITH IMPROVEMENT PLAN OR HIGHER, THE
13 FIVE YEARS STOP ACCUMULATING UNLESS THE SCHOOL DISTRICT OR
14 INSTITUTE AGAIN PERFORMS AT A LEVEL THAT RESULTS IN BEING
15 ACCREDITED WITH PRIORITY IMPROVEMENT PLAN OR LOWER FOR TWO
16 CONSECUTIVE YEARS, AT WHICH TIME THE SCHOOL DISTRICT OR INSTITUTE
17 IS AGAIN IN THE FIRST TWO OF THE FIVE YEARS. FOR THE TIME DURING
18 WHICH THE FIVE YEARS OF PERFORMANCE ARE ACCUMULATING, A SCHOOL
19 DISTRICT OR THE INSTITUTE IS ON PERFORMANCE WATCH.

20 (5) NOTWITHSTANDING ANY PROVISION OF SUBSECTION (4)(a) OF
21 THIS SECTION OR SECTION 22-11-209 (2)(a) TO THE CONTRARY, AT THE
22 REQUEST OF A SCHOOL DISTRICT, IN CONSULTATION WITH THE DISTRICT
23 ACCOUNTABILITY COMMITTEE, OR THE INSTITUTE, THE STATE BOARD MAY
24 DIRECT THE SCHOOL DISTRICT OR INSTITUTE TO TAKE SIGNIFICANT
25 ACTIONS AS PROVIDED IN SECTION 22-11-209 EVEN THOUGH THE SCHOOL
26 DISTRICT OR INSTITUTE HAS NOT COMPLETED THE FIVE YEARS OF
27 PERFORMANCE WATCH. IF THE STATE BOARD REQUIRES THE SCHOOL

1 DISTRICT OR INSTITUTE TO TAKE SIGNIFICANT ACTIONS, THE SCHOOL
2 DISTRICT OR INSTITUTE IS SUBJECT TO THE PROVISIONS OF SECTION
3 22-11-209 (3.5).

4 (6) THE PRIORITY IMPROVEMENT OR TURNAROUND PLAN THAT A
5 SCHOOL DISTRICT OR THE INSTITUTE ADOPTS FOR THE FOURTH YEAR IN
6 WHICH THE SCHOOL DISTRICT OR INSTITUTE IS ON PERFORMANCE WATCH
7 MUST INCLUDE A GENERAL EXPLANATION FOR HOW THE SCHOOL DISTRICT
8 OR INSTITUTE MAY PUT INTO EFFECT EACH OF THE ACTIONS DESCRIBED IN
9 SECTION 22-11-209 (2)(a)(I) FOR A SCHOOL DISTRICT OR SECTION
10 22-11-209 (2)(a)(II) FOR THE INSTITUTE.

11 **SECTION 2.** In Colorado Revised Statutes, 22-11-208, **amend**
12 (3) introductory portion; **repeal** (1.7); and **add** (2.5) as follows:

13 **22-11-208. Accreditation - annual review - supports and**
14 **interventions - rules.** (1.7) ~~As part of the presentation to the joint~~
15 ~~education committee required by section 2-7-203, C.R.S., in 2015, the~~
16 ~~department shall report progress in using the assessment results received~~
17 ~~pursuant to section 22-7-1006.3 to calculate fairly and in a timely manner~~
18 ~~each school district's and the institute's achievement of the performance~~
19 ~~indicators. The department shall recommend to the joint education~~
20 ~~committee whether the provisions of subsection (1.5) of this section~~
21 ~~should be extended to apply in subsequent school years.~~

22 (2.5) IN ADDITION TO THE TECHNICAL ASSISTANCE AND SUPPORT
23 DESCRIBED IN SUBSECTION (2) OF THIS SECTION, THE DEPARTMENT SHALL
24 MAKE AVAILABLE TO THE DIRECTORS OF THE LOCAL SCHOOL BOARD OF A
25 SCHOOL DISTRICT THAT IS ACCREDITED WITH IMPROVEMENT PLAN OR
26 LOWER, OR THAT INCLUDES A PUBLIC SCHOOL THAT IS REQUIRED TO ADOPT
27 A PRIORITY IMPROVEMENT OR TURNAROUND PLAN, TRAINING IN SCHOOL

1 DISTRICT AND PUBLIC SCHOOL GOVERNANCE AND TURNAROUND BEST
2 PRACTICES. THE DEPARTMENT SHALL ALSO MAKE AVAILABLE
3 INFORMATIONAL MATERIALS AND TRAINING OPPORTUNITIES FOR PARENTS,
4 SCHOOL PERSONNEL, AND MEMBERS OF THE AFFECTED DISTRICT
5 ACCOUNTABILITY COMMITTEE AND SCHOOL ACCOUNTABILITY COMMITTEE.

6 (3) The commissioner may assign the state review panel to
7 critically evaluate a school district's priority improvement plan OR
8 TURNAROUND PLAN or the institute's priority improvement plan ~~The~~
9 ~~commissioner shall assign the state review panel to critically evaluate a~~
10 ~~school district's turnaround plan or the institute's turnaround plan~~ OR
11 TURNAROUND PLAN. THE COMMISSIONER MAY REQUIRE THE STATE REVIEW
12 PANEL TO CONDUCT ONE OR MORE ON-SITE VISITS AS PART OF EVALUATING
13 A SCHOOL DISTRICT'S OR THE INSTITUTE'S PRIORITY IMPROVEMENT OR
14 TURNAROUND PLAN. Based on its evaluation, the state review panel shall
15 report to the commissioner, ~~and~~ the state board, AND THE AFFECTED
16 LOCAL SCHOOL BOARD OR INSTITUTE BOARD recommendations
17 concerning:

18 **SECTION 3.** In Colorado Revised Statutes, 22-11-209, **amend**
19 (2)(a) introductory portion, (2)(a)(I)(A), (2)(a)(I)(B), (2)(a)(II)(A), (3),
20 and (4); **repeal** (1)(a) and (1)(b); and **add** (2)(a)(I)(A.5), (2)(a)(II)(A.5),
21 and (3.5) as follows:

22 **22-11-209. Removal of accreditation - recommended actions**
23 **- review - appeal - rules.** (1) The department may recommend to the
24 commissioner and the state board that the state board remove a school
25 district's or the institute's accreditation if:

26 (a) ~~The school district or the institute is accredited with~~
27 ~~turnaround plan and the department determines that the school district or~~

1 ~~the institute has failed to make substantial progress under its turnaround~~
2 ~~plan; or~~

3 (b) ~~The school district or the institute has been in the accredited~~
4 ~~with priority improvement plan category or lower for five consecutive~~
5 ~~school years; or~~

6 (2) (a) ~~If the department recommends removing accreditation~~
7 ~~pursuant to this section~~ A SCHOOL DISTRICT OR THE INSTITUTE IS
8 ACCREDITED WITH A TURNAROUND PLAN AND THE DEPARTMENT
9 DETERMINES THAT THE SCHOOL DISTRICT OR INSTITUTE HAS FAILED TO
10 MAKE SUBSTANTIAL PROGRESS UNDER ITS TURNAROUND PLAN, OR IF THE
11 SCHOOL DISTRICT OR INSTITUTE HAS BEEN ON PERFORMANCE WATCH FOR
12 THE FULL FIVE YEARS, the commissioner shall assign the state review
13 panel to critically evaluate the school district's or the institute's
14 performance and to recommend one or more of the following actions:

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

16 (A) ~~That the school district be reorganized pursuant to article 30~~
17 ~~of this title, which reorganization may include consolidation~~ SCHOOL
18 DISTRICT'S ACCREDITATION BE REMOVED;

19 (A.5) THAT THE SCHOOL DISTRICT BE REORGANIZED PURSUANT TO
20 ARTICLE 30 OF THIS TITLE 22, WHICH REORGANIZATION MAY INCLUDE
21 CONSOLIDATION;

22 (B) That a private or public entity, with the agreement of the
23 school district, ~~take over~~ SERVE AS A LEAD PARTNER IN THE management
24 of the school district or ~~management of~~ PARTIALLY OR WHOLLY MANAGE
25 one or more of the district public schools. THE LOCAL SCHOOL BOARD AND
26 THE DEPARTMENT SHALL ENSURE THAT THE PRIVATE OR PUBLIC ENTITY
27 USES RESEARCH-BASED STRATEGIES AND HAS A PROVEN RECORD OF

1 SUCCESS WORKING WITH SCHOOL DISTRICTS AND SCHOOLS UNDER SIMILAR
2 CIRCUMSTANCES.

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

4 (A) That the ~~institute board be abolished and that the governor~~
5 ~~appoint a new institute board pursuant to section 22-30.5-505~~ INSTITUTE'S
6 ACCREDITATION BE REMOVED;

7 (A.5) THAT THE INSTITUTE BOARD BE ABOLISHED AND THAT THE
8 GOVERNOR APPOINT A NEW INSTITUTE BOARD PURSUANT TO SECTION
9 22-30.5-505;

10 (3) ~~Based on~~ AFTER CONSIDERING the recommendations of ~~the~~
11 ~~department,~~ the commissioner and the state review panel, the state board
12 shall determine ~~whether to remove a school district's or the institute's~~
13 ~~accreditation. If the state board removes a school district's or the~~
14 ~~institute's accreditation, the state board shall notify the school district or~~
15 ~~the institute of the actions the school district or the institute is required to~~
16 ~~take After the school district or the institute takes the required actions~~
17 AND DIRECT THE LOCAL SCHOOL BOARD OR THE INSTITUTE BOARD
18 ACCORDINGLY. IF A SCHOOL DISTRICT'S OR THE INSTITUTE'S
19 ACCREDITATION IS REMOVED AND THE DISTRICT OR THE INSTITUTE IS
20 REORGANIZED AND TAKES ANY OTHER ACTIONS DIRECTED BY THE STATE
21 BOARD, the state board shall reinstate the school district's or the institute's
22 accreditation at the accreditation category deemed appropriate by the state
23 board.

24 (3.5) (a) SO LONG AS A SCHOOL DISTRICT OR THE INSTITUTE
25 PERFORMS AT A LEVEL THAT RESULTS IN BEING ACCREDITED WITH
26 PRIORITY IMPROVEMENT PLAN OR LOWER, AFTER THE STATE BOARD
27 INITIALLY DIRECTS THE SCHOOL DISTRICT OR INSTITUTE TO TAKE ACTION

1 AS DESCRIBED IN SUBSECTIONS (2) AND (3) OF THIS SECTION, THE
2 COMMISSIONER MAY IN ANY YEAR, BUT SHALL EVERY TWO YEARS, ASSIGN
3 THE STATE REVIEW PANEL TO CRITICALLY EVALUATE THE SCHOOL
4 DISTRICT'S OR THE INSTITUTE'S PERFORMANCE AND RECOMMEND ONE OR
5 MORE OF THE ACTIONS DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION.
6 IN EVALUATING THE SCHOOL DISTRICT'S OR INSTITUTE'S PERFORMANCE
7 AND RECOMMENDING ACTIONS, THE STATE REVIEW PANEL SHALL
8 CONSIDER THE CRITERIA SPECIFIED IN SUBSECTION (2)(b) OF THIS SECTION.
9 THE STATE BOARD SHALL CONSIDER THE RECOMMENDATIONS OF THE
10 STATE REVIEW PANEL, THE ACTIONS THAT THE SCHOOL DISTRICT OR
11 INSTITUTE WAS PREVIOUSLY DIRECTED TO TAKE, THE FIDELITY WITH
12 WHICH THE DISTRICT OR INSTITUTE HAS IMPLEMENTED THE DIRECTED
13 ACTIONS, AND WHETHER THE AMOUNT OF TIME THAT THE SCHOOL
14 DISTRICT OR INSTITUTE HAS HAD TO IMPLEMENT THE ACTIONS IS
15 REASONABLY SUFFICIENT TO ACHIEVE RESULTS. THE STATE BOARD SHALL
16 EITHER REQUIRE THE SCHOOL DISTRICT OR INSTITUTE TO CONTINUE THE
17 PREVIOUSLY DIRECTED ACTIONS OR DIRECT THE SCHOOL DISTRICT OR
18 INSTITUTE TO UNDERTAKE ADDITIONAL OR DIFFERENT ACTIONS AS
19 PROVIDED IN SUBSECTIONS (2) AND (3) OF THIS SECTION.

20 (b) NOTWITHSTANDING ANY PROVISION OF SUBSECTION (3.5)(a) OF
21 THIS SECTION TO THE CONTRARY, A SCHOOL DISTRICT OR THE INSTITUTE
22 REMAINS SUBJECT TO THE PROVISIONS OF THIS SUBSECTION (3.5) UNTIL
23 THE SCHOOL DISTRICT OR INSTITUTE PERFORMS AT A LEVEL THAT RESULTS
24 IN BEING ACCREDITED WITH IMPROVEMENT PLAN OR HIGHER FOR TWO
25 CONSECUTIVE SCHOOL YEARS.

26 (4) (a) The state board shall promulgate rules for the
27 implementation of this section, including but not limited to procedures to

1 ensure a school district's or the institute's right to appeal to the state board
2 before the state board takes final action to remove the school district's or
3 the institute's accreditation pursuant to this section.

4 (b) IN PROMULGATING RULES CONCERNING THE TIMELINE BY
5 WHICH THE STATE BOARD DIRECTS AND A SCHOOL DISTRICT OR THE
6 INSTITUTE PUTS INTO EFFECT ONE OR MORE OF THE ACTIONS DESCRIBED IN
7 SUBSECTION (2)(a) OF THIS SECTION, THE STATE BOARD SHALL ENSURE
8 THAT THE TIMELINE IS DESIGNED TO ALLOW THE SCHOOL DISTRICT OR
9 INSTITUTE TO REASONABLY PUT INTO EFFECT ANY OF THE ACTIONS
10 DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION BY THE BEGINNING OF
11 THE SCHOOL YEAR IMMEDIATELY FOLLOWING THE SCHOOL YEAR IN WHICH
12 THE STATE BOARD DIRECTS THE ACTION.

13 **SECTION 4.** In Colorado Revised Statutes, 22-11-210, **amend**
14 (1)(a), (1)(d)(I), (4) introductory portion, (5)(a) introductory portion, and
15 (5)(a)(I); **repeal** (2.7); and **add** (1)(a.5), (1)(a.6), (1)(d.5), (5)(d), (5)(e),
16 and (5.5) as follows:

17 **22-11-210. Public schools - annual review - plans - supports**
18 **and interventions - rules.** (1) (a) The state board shall promulgate rules
19 establishing objective, measurable criteria that the department shall apply
20 in recommending to the state board that a public school shall implement
21 a performance, improvement, priority improvement, or turnaround plan
22 or that a public school shall be subject to restructuring. In promulgating
23 the rules, the state board shall place the greatest emphasis on attainment
24 of the performance indicators. ~~In addition, the rules shall, at a minimum,~~
25 ~~take into consideration:~~

26 ~~(I) A public school's level of attainment of the statewide and~~
27 ~~school district or institute targets on the performance indicators and the~~

1 public school's level of attainment of its own annual targets;

2 (II) ~~A public school's level of attainment of the performance~~
3 ~~indicators compared with statewide attainment of the performance~~
4 ~~indicators;~~

5 (III) ~~The length of time during which a public school has been~~
6 ~~unable to meet the statewide targets, the school district or institute targets,~~
7 ~~or its own targets;~~

8 (IV) ~~The improvements, changes, and interventions a public~~
9 ~~school implements to improve its performance if it is not meeting the~~
10 ~~statewide targets, the school district or institute targets, or its own targets;~~

11 and

12 (V) ~~The progress a public school makes in improving its~~
13 ~~performance and in moving closer to meeting the statewide targets, the~~
14 ~~school district or institute targets, and its own targets.~~

15 (a.5) THE DEPARTMENT SHALL NOTIFY EACH SCHOOL DISTRICT AND
16 THE INSTITUTE OF THE INITIAL RECOMMENDATION OF THE TYPE OF PLAN
17 THAT EACH DISTRICT PUBLIC SCHOOL OR INSTITUTE CHARTER SCHOOL
18 MUST ADOPT. IF A SCHOOL DISTRICT OR THE INSTITUTE DISAGREES WITH
19 ONE OR MORE OF THE DEPARTMENT'S INITIAL PLAN RECOMMENDATIONS,
20 THE SCHOOL DISTRICT OR INSTITUTE MAY SUBMIT TO THE DEPARTMENT A
21 REQUEST FOR RECONSIDERATION. THE STATE BOARD SHALL PROMULGATE
22 RULES SPECIFYING THE INFORMATION THE DEPARTMENT MUST TAKE INTO
23 ACCOUNT IN DETERMINING THE FINAL PLAN RECOMMENDATION, WHICH
24 MAY INCLUDE:

25 (I) THE LENGTH OF TIME DURING WHICH THE PUBLIC SCHOOL HAS
26 BEEN UNABLE TO MEET THE STATEWIDE TARGETS;

27 (II) THE IMPROVEMENTS, CHANGES, AND INTERVENTIONS THE

1 PUBLIC SCHOOL HAS IMPLEMENTED AND IS IMPLEMENTING TO IMPROVE ITS
2 PERFORMANCE IF IT IS NOT MEETING THE STATEWIDE TARGETS;

3 (III) THE PROGRESS THE PUBLIC SCHOOL IS MAKING IN IMPROVING
4 ITS PERFORMANCE AND IN APPROACHING ACHIEVEMENT OF THE
5 STATEWIDE TARGETS AND THE DEGREE TO WHICH THE PUBLIC SCHOOL IS
6 NOT ACHIEVING THE STATEWIDE TARGETS;

7 (IV) THE PERCENTAGE OF GRADE LEVELS WITHIN THE PUBLIC
8 SCHOOL THAT ARE REQUIRED TO TAKE STATEWIDE ASSESSMENTS;

9 (V) THE PUPIL ENROLLMENT OF THE PUBLIC SCHOOL AS IT MAY
10 AFFECT THE RELIABILITY OF THE ASSESSMENT DATA;

11 (VI) FOR A HIGH SCHOOL, THE PERCENTAGES OF STUDENTS
12 ENROLLED IN THE HIGH SCHOOL WHO, BASED ON ATTAINMENT OF COURSE
13 CREDITS OR DEMONSTRATED COMPETENCIES, ARE ON SCHEDULE TO
14 GRADUATE WITHIN FOUR, FIVE, SIX, OR SEVEN YEARS; AND

15 (VII) ANY SUPPLEMENTAL DATA FOR GRADE LEVELS FOR WHICH
16 THERE ARE NOT STATEWIDE ASSESSMENTS THAT INDICATE THE PUBLIC
17 SCHOOL IS MEETING THE STATEWIDE TARGETS ON THE PERFORMANCE
18 INDICATORS, IF THE DEPARTMENT DETERMINES THE SUPPLEMENTAL DATA
19 IS VALID AND RELIABLE AND DERIVED FROM ASSESSMENTS THAT ARE
20 ALIGNED WITH THE STATE STANDARDS ADOPTED PURSUANT TO SECTION
21 22-7-1005.

22 (a.6) THE DEPARTMENT SHALL NOTIFY EACH SCHOOL DISTRICT AND
23 THE INSTITUTE OF THE FINAL PLAN RECOMMENDATIONS FOR EACH
24 DISTRICT PUBLIC SCHOOL OR INSTITUTE CHARTER SCHOOL WITHIN THE
25 TIME FRAMES ADOPTED BY RULE OF THE STATE BOARD.

26 (d) (I) ~~The state board by rule shall specify how long a public~~
27 ~~school may implement an improvement, priority improvement, or~~

1 ~~turnaround plan; except that the state board shall not allow a public~~
2 ~~school to continue implementing a priority improvement or turnaround~~
3 ~~plan for longer than a combined total of five consecutive school years~~
4 ~~before requiring the school district or the institute to restructure or close~~
5 ~~the public school~~ BEGINNING WITH THE 2018-19 SCHOOL YEAR, IF A
6 PUBLIC SCHOOL PERFORMS AT A LEVEL THAT RESULTS IN BEING REQUIRED
7 TO ADOPT A PRIORITY IMPROVEMENT OR TURNAROUND PLAN FOR TWO
8 CONSECUTIVE YEARS FOLLOWED BY THREE CONSECUTIVE OR
9 NONCONSECUTIVE YEARS, RESULTING IN A TOTAL OF FIVE YEARS OF
10 PERFORMANCE AT SUCH A LEVEL, THE STATE BOARD SHALL REQUIRE THE
11 SCHOOL DISTRICT, FOR A PUBLIC SCHOOL OF THE SCHOOL DISTRICT, OR THE
12 INSTITUTE, FOR AN INSTITUTE CHARTER SCHOOL, TO TAKE ONE OF THE
13 ACTIONS DESCRIBED IN SUBSECTION (5)(a) OF THIS SECTION; EXCEPT THAT,
14 IF, BEFORE THE FIVE YEARS HAVE ACCUMULATED, THE PUBLIC SCHOOL
15 PERFORMS FOR AT LEAST TWO CONSECUTIVE YEARS AT A LEVEL THAT
16 RESULTS IN THE PUBLIC SCHOOL BEING REQUIRED TO ADOPT AN
17 IMPROVEMENT OR PERFORMANCE PLAN, THE FIVE YEARS STOP
18 ACCUMULATING UNLESS THE PUBLIC SCHOOL AGAIN PERFORMS AT A LEVEL
19 THAT RESULTS IN BEING REQUIRED TO ADOPT A PRIORITY IMPROVEMENT
20 OR TURNAROUND PLAN FOR TWO CONSECUTIVE YEARS, AT WHICH TIME
21 THE PUBLIC SCHOOL IS AGAIN IN THE FIRST TWO OF THE FIVE YEARS. FOR
22 THE TIME DURING WHICH THE FIVE YEARS OF PERFORMANCE ARE
23 ACCUMULATING, A PUBLIC SCHOOL IS ON PERFORMANCE WATCH.

24 (d.5) NOTWITHSTANDING ANY PROVISION OF SUBSECTION (1)(d)(I)
25 OF THIS SECTION TO THE CONTRARY, AT THE REQUEST OF THE SCHOOL
26 DISTRICT, IN CONSULTATION WITH THE AFFECTED SCHOOL
27 ACCOUNTABILITY COMMITTEE AND, IN THE CASE OF A DISTRICT CHARTER

1 SCHOOL, WITH THE CONSENT OF THE GOVERNING BOARD OF THE DISTRICT
2 CHARTER SCHOOL, OR THE INSTITUTE, WITH THE CONSENT OF THE
3 GOVERNING BOARD, AND IN CONSULTATION WITH THE SCHOOL
4 ACCOUNTABILITY COMMITTEE, OF THE AFFECTED INSTITUTE CHARTER
5 SCHOOL, THE STATE BOARD MAY DIRECT THE SCHOOL DISTRICT, FOR A
6 PUBLIC SCHOOL OF THE SCHOOL DISTRICT, OR THE INSTITUTE, FOR AN
7 INSTITUTE CHARTER SCHOOL, TO TAKE ONE OF THE ACTIONS DESCRIBED IN
8 SUBSECTION (5)(a) OF THIS SECTION EVEN THOUGH THE PUBLIC SCHOOL
9 HAS NOT COMPLETED THE FIVE YEARS OF PERFORMANCE WATCH. IF THE
10 STATE BOARD REQUIRES THE SCHOOL DISTRICT OR INSTITUTE TO TAKE ONE
11 OF THE ACTIONS DESCRIBED IN SUBSECTION (5)(a) OF THIS SECTION, THE
12 PUBLIC SCHOOL IS SUBJECT TO THE PROVISIONS OF SUBSECTION (5.5) OF
13 THIS SECTION.

14 ~~(2.7) As part of the presentation to the joint education committee~~
15 ~~required by section 2-7-203, C.R.S., in 2015, the department shall report~~
16 ~~progress in using the assessment results received pursuant to section~~
17 ~~22-7-1006.3 to calculate fairly and in a timely manner each public~~
18 ~~school's achievement of the performance indicators. The department shall~~
19 ~~recommend to the joint education committee whether the provisions of~~
20 ~~subsection (2.5) of this section should be extended to apply in subsequent~~
21 ~~school years.~~

22 (4) The commissioner may assign the state review panel to
23 critically evaluate a public school's priority improvement plan and shall
24 assign the state review panel to critically evaluate a public school's OR
25 turnaround plan. THE COMMISSIONER MAY REQUIRE THE STATE REVIEW
26 PANEL TO CONDUCT ONE OR MORE ON-SITE VISITS AS PART OF EVALUATING
27 A PUBLIC SCHOOL'S PLAN. Based on its evaluation, the state review panel

1 shall report to the commissioner, ~~and~~ the state board, AND THE LOCAL
2 SCHOOL BOARD OR THE INSTITUTE recommendations concerning:

3 (5) (a) If a public school fails to make adequate progress under its
4 turnaround plan or continues ~~to operate under a priority improvement or~~
5 ~~turnaround plan for a combined total of five consecutive school years~~ ON
6 PERFORMANCE WATCH FOR THE FULL FIVE YEARS, the commissioner shall
7 assign the state review panel to critically evaluate the public school's
8 performance, ~~and~~ WHICH EVALUATION MUST INCLUDE AT LEAST ONE
9 ON-SITE VISIT TO THE PUBLIC SCHOOL. UPON COMPLETING THE
10 EVALUATION, THE STATE REVIEW PANEL SHALL determine whether to
11 recommend:

12 (I) With regard to a district public school that is not a charter
13 school, that the district public school should be PARTIALLY OR WHOLLY
14 managed by a private or public entity other than the school district. THE
15 LOCAL SCHOOL BOARD AND THE DEPARTMENT SHALL ENSURE THAT THE
16 PRIVATE OR PUBLIC ENTITY USES RESEARCH-BASED STRATEGIES AND HAS
17 A PROVEN RECORD OF SUCCESS WORKING WITH SCHOOLS UNDER SIMILAR
18 CIRCUMSTANCES.

19 (d) THE PRIORITY IMPROVEMENT OR TURNAROUND PLAN THAT A
20 PUBLIC SCHOOL ADOPTS FOR THE FOURTH YEAR IN WHICH THE PUBLIC
21 SCHOOL IS ON PERFORMANCE WATCH MUST INCLUDE A GENERAL
22 EXPLANATION FOR HOW THE SCHOOL DISTRICT, FOR A DISTRICT PUBLIC
23 SCHOOL, OR THE INSTITUTE, FOR AN INSTITUTE CHARTER SCHOOL, MAY PUT
24 INTO EFFECT EACH OF THE ACTIONS DESCRIBED IN SUBSECTION (5)(a) OF
25 THIS SECTION AS THEY PERTAIN TO A DISTRICT PUBLIC SCHOOL, DISTRICT
26 CHARTER SCHOOL, OR INSTITUTE CHARTER SCHOOL.

27 (e) IN PROMULGATING RULES CONCERNING THE TIMELINE BY

1 WHICH THE STATE BOARD DIRECTS AND A SCHOOL DISTRICT, FOR A
2 DISTRICT PUBLIC SCHOOL, OR THE INSTITUTE, FOR AN INSTITUTE CHARTER
3 SCHOOL, PUTS INTO EFFECT ONE OR MORE OF THE ACTIONS DESCRIBED IN
4 SUBSECTION (5)(a) OF THIS SECTION, THE STATE BOARD SHALL ENSURE
5 THAT THE TIMELINE IS DESIGNED TO ALLOW THE SCHOOL DISTRICT OR
6 INSTITUTE TO REASONABLY PUT INTO EFFECT ANY OF THE ACTIONS
7 DESCRIBED IN SUBSECTION (5)(a) OF THIS SECTION BY THE BEGINNING OF
8 THE SCHOOL YEAR IMMEDIATELY FOLLOWING THE SCHOOL YEAR IN WHICH
9 THE STATE BOARD DIRECTS THE ACTION.

10 (5.5) (a) So long as a public school performs at a level
11 that results in being required to implement a priority
12 improvement or turnaround plan, after the state board initially
13 directs the local school board or institute board to take action
14 as provided in subsection (5)(b) of this section, the commissioner
15 may in any year, but shall every two years, assign the state
16 review panel to critically evaluate the public school's
17 performance and recommend one or more of the actions
18 described in subsection (5)(a) of this section. In evaluating the
19 public school's performance and recommending actions, the
20 state review panel shall consider the criteria specified in
21 subsection (4) of this section. The state board shall consider the
22 recommendations of the state review panel, the actions that the
23 local school board or institute board was previously directed
24 to take with regard to the public school, the fidelity with which
25 the school district or institute and the public school have
26 implemented the directed actions, and whether the amount of
27 time that the school district or institute and the public school

1 HAVE HAD TO IMPLEMENT THE ACTIONS IS REASONABLY SUFFICIENT TO
2 ACHIEVE RESULTS. THE STATE BOARD SHALL EITHER REQUIRE THE LOCAL
3 SCHOOL BOARD OR INSTITUTE BOARD TO CONTINUE THE PREVIOUSLY
4 DIRECTED ACTIONS OR DIRECT THE LOCAL SCHOOL BOARD OR INSTITUTE
5 BOARD TO UNDERTAKE ADDITIONAL OR DIFFERENT ACTIONS AS PROVIDED
6 IN SUBSECTION (5)(b) OF THIS SECTION.

7 (b) NOTWITHSTANDING ANY PROVISION OF SUBSECTION (5.5)(a) OF
8 THIS SECTION TO THE CONTRARY, A PUBLIC SCHOOL REMAINS SUBJECT TO
9 THE PROVISIONS OF THIS SUBSECTION (5.5) UNTIL THE PUBLIC SCHOOL
10 PERFORMS AT A LEVEL THAT RESULTS IN BEING REQUIRED TO IMPLEMENT
11 AN IMPROVEMENT OR PERFORMANCE PLAN FOR TWO CONSECUTIVE SCHOOL
12 YEARS.

13 **SECTION 5.** In Colorado Revised Statutes, **add 22-11-211** as
14 follows:

15 **22-11-211. Performance watch - parent and community**
16 **meeting - school districts - institute - public schools.** (1) (a) IN THE
17 THIRD YEAR IN WHICH A SCHOOL DISTRICT OR THE INSTITUTE IS
18 ACCREDITED WITH PRIORITY IMPROVEMENT PLAN OR LOWER WHILE ON
19 PERFORMANCE WATCH, THE SCHOOL DISTRICT OR INSTITUTE, WHICHEVER
20 IS APPLICABLE, SHALL HOST A PARENT AND COMMUNITY MEETING TO
21 DISCUSS THE SCHOOL DISTRICT'S OR THE INSTITUTE'S ACCREDITATION
22 LEVEL. THE APPROPRIATE DEPARTMENT PERSONNEL SHALL ATTEND THE
23 MEETING. THE SCHOOL DISTRICT OR INSTITUTE PERSONNEL AND THE
24 DEPARTMENT PERSONNEL SHALL ENSURE THAT THE FOLLOWING
25 INFORMATION IS PRESENTED AT THE MEETING:

26 (I) AN EXPLANATION OF THE ACCREDITATION AND
27 ACCOUNTABILITY SYSTEM;

1 (II) THE POSSIBLE OUTCOMES OF BEING ON PERFORMANCE WATCH;

2 (III) THE REASONS FOR WHICH THE SCHOOL DISTRICT OR INSTITUTE
3 IS ACCREDITED WITH PRIORITY IMPROVEMENT PLAN OR LOWER;

4 (IV) THE OPTIONS IMMEDIATELY AVAILABLE TO THE SCHOOL
5 DISTRICT OR INSTITUTE FOR IMPROVING PERFORMANCE;

6 (V) THE OTHER SCHOOL OPTIONS AVAILABLE TO STUDENTS; AND

7 (VI) THE ACTIONS THE STATE BOARD MAY REQUIRE THE SCHOOL
8 DISTRICT OR INSTITUTE TO TAKE IF ITS PERFORMANCE DOES NOT
9 SIGNIFICANTLY IMPROVE WHILE ON PERFORMANCE WATCH.

10 (b) INFORMATION CONCERNING WAYS IN WHICH PARENTS AND
11 MEMBERS OF THE COMMUNITY MAY SUPPORT IMPROVEMENT EFFORTS IN
12 THE PUBLIC SCHOOLS OF THE SCHOOL DISTRICT OR INSTITUTE CHARTER
13 SCHOOLS MAY ALSO BE PRESENTED AT THE PARENT AND COMMUNITY
14 MEETING.

15 (c) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (1)(a) OF
16 THIS SECTION TO THE CONTRARY, A SCHOOL DISTRICT, IN CONSULTATION
17 WITH THE DISTRICT ACCOUNTABILITY COMMITTEE, OR THE INSTITUTE MAY
18 CHOOSE TO HOLD THE PARENT AND COMMUNITY MEETING IN THE SECOND
19 YEAR IN WHICH THE SCHOOL DISTRICT OR INSTITUTE IS ACCREDITED WITH
20 PRIORITY IMPROVEMENT PLAN OR LOWER WHILE ON PERFORMANCE
21 WATCH.

22 (2) (a) IN THE THIRD YEAR IN WHICH A PUBLIC SCHOOL IS REQUIRED
23 TO ADOPT A PRIORITY IMPROVEMENT OR TURNAROUND PLAN WHILE ON
24 PERFORMANCE WATCH, THE PUBLIC MEETING REQUIRED IN SECTION
25 22-32-142 (2) FOR A DISTRICT PUBLIC SCHOOL AND SECTION 22-30.5-520
26 (2) FOR AN INSTITUTE CHARTER SCHOOL MUST INCLUDE A PARENT AND
27 COMMUNITY MEETING FOR THE PUBLIC SCHOOL TO DISCUSS THE LEVEL OF

1 PERFORMANCE PLAN THAT THE PUBLIC SCHOOL IS REQUIRED TO ADOPT.
2 THE APPROPRIATE DEPARTMENT PERSONNEL SHALL ATTEND THE MEETING.
3 THE SCHOOL DISTRICT OR INSTITUTE PERSONNEL AND THE DEPARTMENT
4 PERSONNEL SHALL ENSURE THAT THE INFORMATION SPECIFIED IN
5 SUBSECTION (1)(a) OF THIS SECTION, AS IT APPLIES TO THE PUBLIC SCHOOL,
6 IS PRESENTED AT THE MEETING. THE SCHOOL DISTRICT OR INSTITUTE
7 SHALL ENSURE THAT THE EDUCATIONAL LEADERS AT THE PUBLIC SCHOOL
8 AND PARENTS OF STUDENTS ENROLLED IN THE PUBLIC SCHOOL ALSO HAVE
9 AN OPPORTUNITY TO PRESENT INFORMATION CONCERNING THE PUBLIC
10 SCHOOL. INFORMATION CONCERNING WAYS IN WHICH PARENTS AND
11 MEMBERS OF THE COMMUNITY MAY SUPPORT IMPROVEMENT EFFORTS IN
12 THE PUBLIC SCHOOL MAY ALSO BE PRESENTED AT THE PARENT AND
13 COMMUNITY MEETING.

14 (b) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (2)(a) OF
15 THIS SECTION TO THE CONTRARY, A SCHOOL DISTRICT, ON BEHALF OF A
16 PUBLIC SCHOOL OF THE SCHOOL DISTRICT, OR THE INSTITUTE, ON BEHALF
17 OF AN INSTITUTE CHARTER SCHOOL, MAY CHOOSE TO HOLD THE PARENT
18 AND COMMUNITY MEETING IN THE SECOND YEAR IN WHICH THE PUBLIC
19 SCHOOL IS REQUIRED TO ADOPT A PRIORITY IMPROVEMENT OR
20 TURNAROUND PLAN WHILE ON PERFORMANCE WATCH. THE SCHOOL
21 DISTRICT MAY HOLD THE PUBLIC MEETING IN THE SECOND YEAR ONLY
22 AFTER CONSULTING WITH THE AFFECTED SCHOOL ACCOUNTABILITY
23 COMMITTEE AND, IN THE CASE OF A DISTRICT CHARTER SCHOOL,
24 OBTAINING THE CONSENT OF THE GOVERNING BOARD OF THE DISTRICT
25 CHARTER SCHOOL. THE INSTITUTE MAY HOLD THE PUBLIC MEETING IN THE
26 SECOND YEAR ONLY WITH THE CONSENT OF THE GOVERNING BOARD OF THE
27 INSTITUTE CHARTER SCHOOL AND AFTER CONSULTING WITH THE AFFECTED

1 SCHOOL ACCOUNTABILITY COMMITTEE.

2 (3) (a) A SCHOOL DISTRICT SHALL ENSURE THAT LOCAL SCHOOL
3 BOARD MEMBERS, SCHOOL DISTRICT PERSONNEL, PUBLIC SCHOOL
4 PERSONNEL, LOCAL PARENT ADVOCACY ORGANIZATIONS, AND THE
5 GENERAL COMMUNITY RECEIVE INFORMATION CONCERNING EACH PARENT
6 AND COMMUNITY MEETING HELD FOR THE SCHOOL DISTRICT OR FOR A
7 PUBLIC SCHOOL OF THE SCHOOL DISTRICT.

8 (b) THE INSTITUTE SHALL ENSURE THAT INSTITUTE BOARD
9 MEMBERS, INSTITUTE AND INSTITUTE CHARTER SCHOOL PERSONNEL,
10 LOCAL PARENT ADVOCACY ORGANIZATIONS, AND THE GENERAL
11 COMMUNITY RECEIVE INFORMATION CONCERNING EACH PARENT AND
12 COMMUNITY MEETING HELD FOR THE INSTITUTE OR FOR AN INSTITUTE
13 CHARTER SCHOOL.

14 (c) UPON THE REQUEST OF A SCHOOL DISTRICT OR THE INSTITUTE,
15 THE DEPARTMENT, WITHIN EXISTING RESOURCES, MAY PROVIDE
16 TECHNICAL ASSISTANCE IN CREATING A COMMUNICATION PLAN FOR A
17 PARENT AND COMMUNITY MEETING FOR THE SCHOOL DISTRICT, THE
18 INSTITUTE, OR A PUBLIC SCHOOL. FOR A SCHOOL DISTRICT OR INSTITUTE
19 MEETING, THE SCHOOL DISTRICT OR INSTITUTE, WORKING WITH THE
20 DEPARTMENT, SHALL INDIVIDUALLY NOTIFY THE PARENTS OF STUDENTS
21 ENROLLED IN THE PUBLIC SCHOOLS OF THE SCHOOL DISTRICT OR THE
22 INSTITUTE CHARTER SCHOOLS OF THE MEETING AND INVITE THEM TO
23 ATTEND. FOR A PUBLIC SCHOOL MEETING, THE SCHOOL DISTRICT OR
24 INSTITUTE SHALL INDIVIDUALLY NOTIFY THE PARENTS OF THE STUDENTS
25 ENROLLED IN THE PUBLIC SCHOOL AND INVITE THEM TO THE MEETING. THE
26 SCHOOL DISTRICT OR INSTITUTE SHALL DETERMINE THE FORM OF THE
27 PARENTAL NOTIFICATION IN COOPERATION WITH THE DEPARTMENT. IF

1 NECESSARY, THE DEPARTMENT MAY REQUEST PROOF OF DISTRIBUTION TO
2 INDIVIDUAL PARENTS FROM THE SCHOOL DISTRICT OR INSTITUTE.

3 **SECTION 6.** In Colorado Revised Statutes, 22-11-205, **add**
4 (1)(c) as follows:

5 **22-11-205. State review panel - creation.** (1) (c) IN ASSIGNING
6 MEMBERS OF THE STATE REVIEW PANEL, THE COMMISSIONER SHALL
7 ENSURE THAT AN INDIVIDUAL DOES NOT PARTICIPATE IN A SITE VISIT OR
8 REVIEW OF A SCHOOL DISTRICT, THE INSTITUTE, OR A PUBLIC SCHOOL IF
9 THE INDIVIDUAL, DIRECTLY OR THROUGH HIS OR HER EMPLOYER, HAS BEEN
10 PAID BY THE SCHOOL DISTRICT, THE INSTITUTE, THE PUBLIC SCHOOL, OR
11 THE DEPARTMENT TO PROVIDE SERVICES FOR THE SCHOOL DISTRICT,
12 INSTITUTE, OR PUBLIC SCHOOL WHILE THE SCHOOL DISTRICT, INSTITUTE,
13 OR PUBLIC SCHOOL IS ACCREDITED WITH PRIORITY IMPROVEMENT PLAN,
14 ACCREDITED WITH TURNAROUND PLAN, OR REQUIRED TO ADOPT A
15 PRIORITY IMPROVEMENT OR TURNAROUND PLAN. IF AN INDIVIDUAL WHO,
16 AS PART OF THE STATE REVIEW PANEL, PARTICIPATES IN A SITE VISIT OR
17 REVIEW OF A SCHOOL DISTRICT, THE INSTITUTE, OR A PUBLIC SCHOOL IS
18 EMPLOYED BY AN ENTITY THAT LATER SEEKS TO PROVIDE SERVICES TO THE
19 SCHOOL DISTRICT, INSTITUTE, OR PUBLIC SCHOOL, THE INDIVIDUAL SHALL
20 NOT USE ANY INFORMATION OBTAINED AS A RESULT OF THE REVIEW TO
21 BENEFIT THE EMPLOYING ENTITY UNLESS THE INFORMATION HAS BEEN
22 MADE PUBLIC.

23 **SECTION 7.** In Colorado Revised Statutes, 22-11-306, **amend**
24 (1)(c) and (2)(b) as follows:

25 **22-11-306. Accredited with turnaround plan - school district**
26 **or institute - plan content - adoption.** (1) (c) Within the time frames
27 specified in state board rule, the local school board shall submit the

1 adopted district turnaround plan to the commissioner for review. by THE
2 COMMISSIONER MAY ASSIGN the state review panel TO REVIEW THE
3 TURNAROUND PLAN, IN WHICH CASE the state review panel shall critically
4 evaluate the adopted district turnaround plan and make recommendations
5 to the commissioner and the state board concerning the issues specified
6 in section 22-11-208 (3). The commissioner may approve the adopted
7 district turnaround plan or suggest modifications to the plan, taking into
8 consideration any recommendations of the state review panel. The local
9 school board shall revise the adopted district turnaround plan, if
10 necessary, and resubmit the plan for approval within the time frames
11 specified by state board rule.

12 (2) (b) Within the time frames specified in state board rule, the
13 institute shall submit the adopted institute turnaround plan to the
14 commissioner for review. by THE COMMISSIONER MAY ASSIGN the state
15 review panel TO REVIEW THE TURNAROUND PLAN, IN WHICH CASE the state
16 review panel shall critically evaluate the adopted institute turnaround plan
17 and make recommendations to the commissioner and the state board
18 concerning the issues specified in section 22-11-208 (3). The
19 commissioner shall approve the adopted institute turnaround plan or
20 suggest modifications to the plan, taking into consideration any
21 recommendations of the state review panel. The institute shall revise the
22 adopted institute turnaround plan, if necessary, and resubmit the plan for
23 approval within the time frames specified by state board rule.

24 **SECTION 8.** In Colorado Revised Statutes, 22-11-103, **amend**
25 (4); **repeal** (7), (18), and (22); and **add** (24.5) as follows:

26 **22-11-103. Definitions.** As used in this article 11, unless the
27 context otherwise requires:

1 (4) "Achievement level" OR "PERFORMANCE LEVEL" means the
2 level of proficiency a student demonstrates on a statewide assessment.

3 (7) ~~"Catch-up growth" means, for a student who scores at the~~
4 ~~achievement level of unsatisfactory or partially proficient on statewide~~
5 ~~assessments, the amount of academic growth the student must attain to~~
6 ~~score at the proficient achievement level on statewide assessments within~~
7 ~~three years or by tenth grade, whichever is sooner.~~

8 (18) ~~"Keep-up growth" means, for a student who scores at the~~
9 ~~achievement level of proficient or advanced on statewide assessments, the~~
10 ~~amount of academic growth the student must attain to score at the~~
11 ~~proficient achievement level or higher on statewide assessments for the~~
12 ~~succeeding three years or until tenth grade, whichever is sooner.~~

13 (22) ~~"Move-up growth" means, for a student who scores at the~~
14 ~~achievement level of proficient on statewide assessments, the amount of~~
15 ~~academic growth the student must attain to score at the advanced~~
16 ~~performance level on statewide assessments within three years or by tenth~~
17 ~~grade, whichever is sooner.~~

18 (24.5) "PERFORMANCE WATCH" MEANS:

19 (a) FOR A SCHOOL DISTRICT OR THE INSTITUTE, THE PERIOD OF FIVE
20 YEARS DURING WHICH THE SCHOOL DISTRICT OR INSTITUTE PERFORMS AT
21 A LEVEL THAT RESULTS IN BEING ACCREDITED WITH PRIORITY
22 IMPROVEMENT PLAN OR LOWER AS DESCRIBED IN SECTION 22-11-207
23 (4)(a); AND

24 (b) FOR A PUBLIC SCHOOL, THE PERIOD OF FIVE YEARS DURING
25 WHICH THE PUBLIC SCHOOL PERFORMS AT A LEVEL THAT RESULTS IN BEING
26 REQUIRED TO ADOPT A PRIORITY IMPROVEMENT OR TURNAROUND PLAN AS
27 DESCRIBED IN SECTION 22-11-210 (1)(d)(I).

1 **SECTION 9.** In Colorado Revised Statutes, 22-11-202, **amend**
2 (1)(b)(III) and (1)(b)(VI) as follows:

3 **22-11-202. Colorado growth model - technical advisory panel**
4 **- rules.** (1) (b) In adopting and revising the Colorado growth model, the
5 state board shall ensure that the model:

6 (III) Can measure a student's progress toward meeting EACH OF
7 the achievement level of "partially proficient", "proficient", or "advanced"
8 PERFORMANCE LEVELS IDENTIFIED BY STATE BOARD RULE on THE
9 statewide assessments;

10 (VI) Recognizes the improvement of a student whose scores on
11 the statewide assessments increase even if the increase is not sufficient
12 for the student to attain a higher achievement PERFORMANCE level;

13 **SECTION 10.** In Colorado Revised Statutes, 22-11-203, **amend**
14 (1)(a); and **repeal** (1)(c), (1)(d), and (3) as follows:

15 **22-11-203. Student longitudinal academic growth - calculation**
16 **- data - research.** (1) (a) Each school year by a date established in state
17 board rules, the department shall calculate, to the extent practicable, what
18 will constitute adequate longitudinal academic growth for each student
19 for that school year in each subject that is included in the statewide
20 assessments. ~~The department shall formulate the calculation in such a way~~
21 ~~that adequate longitudinal academic growth means:~~

22 ~~(I) Catch-up growth for a student who scored at the unsatisfactory~~
23 ~~or partially proficient achievement level on the statewide assessments in~~
24 ~~the previous academic year, which is the amount of academic growth~~
25 ~~necessary to score at the proficient achievement level within three years~~
26 ~~or by the tenth grade, whichever comes sooner; and~~

27 ~~(II) Keep-up growth for a student who scored at the proficient or~~

1 advanced achievement level on the statewide assessments in the previous
2 academic year, which is the amount of academic growth necessary to
3 score at the proficient achievement level or higher for the succeeding
4 three years or until the tenth grade, whichever is sooner.

5 (c) By the same date established for purposes of paragraph (a) of
6 this subsection (1), the department shall calculate, to the extent
7 practicable, for each student who scored at the proficient achievement
8 level on the statewide assessments in the previous academic year, what
9 will constitute move-up growth for the coming school year in each subject
10 that is included in statewide assessments.

11 (d) Notwithstanding the provisions of paragraph (a) of this
12 subsection (1), the department may revise, as necessary, the definition of
13 adequate longitudinal growth to incorporate the concept of move-up
14 growth or to meet the requirements of federal law.

15 (3) The academic growth information required by subsection (2)
16 of this section shall include, but need not be limited to:

17 (a) Information on whether each student made at least one year's
18 academic growth in one year's time in the preceding school year;

19 (b) Whether the student made adequate academic growth for the
20 preceding school year as calculated for the student pursuant to subsection
21 (1) of this section;

22 (c) The longitudinal academic growth calculated for each student
23 to attain catch-up, keep-up, or move-up growth, as described in
24 subsection (1) of this section;

25 (d) The amount of growth for each student that would result in the
26 student scoring at the partially proficient, proficient, and advanced
27 achievement levels within one, two, and three years; and

1 ~~(e) School performance indicators as calculated pursuant to~~
2 ~~section 22-11-204.~~

3 **SECTION 11.** In Colorado Revised Statutes, 22-11-204, **amend**
4 **(1)(a); repeal and reenact, with amendments, (5); and add (1)(c) and**
5 **(1)(d) as follows:**

6 **22-11-204. Performance indicators - measures.** (1) (a) The
7 department shall annually determine the level of attainment of each public
8 school, each school district, the institute, and the state as a whole on each
9 of the following performance indicators:

10 (I) Student longitudinal academic growth, ~~based on the measures~~
11 ~~specified in subsection (2) of this section~~ BASED ON STUDENTS' ACADEMIC
12 PROGRESS, RELATIVE TO STUDENT PEERS AND ACROSS SCHOOL YEARS,
13 TOWARD MEETING THE STATE STANDARDS ADOPTED PURSUANT TO
14 SECTION 22-7-1005, AS MEASURED BY STUDENTS' SCORES ON THE
15 STATEWIDE ASSESSMENTS ADMINISTERED PURSUANT TO SECTION
16 22-7-1006.3;

17 (II) Student ACADEMIC achievement, ~~levels on the statewide~~
18 ~~assessments, based on the measures specified in subsection (3) of this~~
19 ~~section~~ BASED ON STUDENTS' ACADEMIC PERFORMANCE RELATIVE TO THE
20 GRADE-LEVEL STATE STANDARDS ADOPTED PURSUANT TO SECTION
21 22-7-1005, AS MEASURED BY PERFORMANCE ON THE STATEWIDE
22 ASSESSMENTS ADMINISTERED PURSUANT TO SECTION 22-7-1006.3; and

23 (III) ~~Progress made in closing the achievement and growth gaps,~~
24 ~~based on the measures specified in subsection (5) of this section~~ STUDENT
25 ACADEMIC GROWTH TO STANDARDS, BASED ON STUDENTS' PROGRESS
26 TOWARD MEETING THE STATE STANDARDS ADOPTED PURSUANT TO
27 SECTION 22-7-1005 OR, FOR STUDENTS WHO MEET GRADE-LEVEL

1 EXPECTATIONS ON THE STATE STANDARDS, PROGRESS TOWARD HIGHER
2 LEVELS OF ACHIEVEMENT, IF AVAILABLE, AS MEASURED BY THE
3 STATEWIDE ASSESSMENTS ADMINISTERED PURSUANT TO SECTION
4 22-7-1006.3.

5 (c) THE STATE BOARD, AFTER CONSIDERING THE
6 RECOMMENDATIONS OF THE TECHNICAL ADVISORY PANEL, SHALL BY RULE
7 SPECIFY HOW THE PERFORMANCE OF EACH PUBLIC SCHOOL, EACH SCHOOL
8 DISTRICT, THE INSTITUTE, AND THE STATE AS A WHOLE IS CALCULATED FOR
9 THE PERFORMANCE INDICATORS DESCRIBED IN SUBSECTION (1)(a) OF THIS
10 SECTION.

11 (d) FOR PURPOSES OF CALCULATING PERFORMANCE FOR THE
12 PERFORMANCE INDICATOR CONCERNING STUDENT ACADEMIC
13 ACHIEVEMENT, THE STATE BOARD SHALL ENSURE THAT THE CALCULATION
14 INCLUDES CONSIDERATION OF THE ACADEMIC ACHIEVEMENT OF STUDENTS
15 ENROLLED IN THIRD AND FOURTH GRADE WHO ARE IDENTIFIED AS HAVING
16 SIGNIFICANT READING DEFICIENCIES AND PROVIDES ADDITIONAL CREDIT
17 FOR PUBLIC SCHOOLS, SCHOOL DISTRICTS, AND THE INSTITUTE THAT
18 DEMONSTRATE HIGHER LEVELS OF PERFORMANCE ON THE STATE READING
19 ASSESSMENT OR THE STATEWIDE ENGLISH LANGUAGE ARTS ASSESSMENT
20 BY SAID STUDENTS.

21 (5) IN MEASURING THE PERFORMANCE OF A PUBLIC SCHOOL, A
22 SCHOOL DISTRICT, THE INSTITUTE, OR THE STATE ON EACH OF THE
23 PERFORMANCE INDICATORS, THE DEPARTMENT SHALL DISAGGREGATE THE
24 MEASURES FOR EACH INDICATOR BY STUDENT GROUP. THE DEPARTMENT
25 SHALL SEPARATELY ACCOUNT FOR THE PERFORMANCE OF EACH STUDENT
26 GROUP IN DETERMINING THE OVERALL PERFORMANCE ON A PERFORMANCE
27 INDICATOR BY A PUBLIC SCHOOL, A SCHOOL DISTRICT, THE INSTITUTE, OR

1 THE STATE.

2 **SECTION 12.** In Colorado Revised Statutes, 22-11-204, **repeal**
3 (2) and (3).

4 **SECTION 13.** In Colorado Revised Statutes, 22-11-302, **amend**
5 (1)(f); and **add** (1)(h) as follows:

6 **22-11-302. School district accountability committee - powers**
7 **and duties.** (1) Each school district accountability committee has the
8 following powers and duties:

9 (f) To provide input to the local school board concerning the
10 creation and enforcement of its school conduct and discipline code; ~~and~~

11 (h) TO MEET AT LEAST QUARTERLY TO DISCUSS WHETHER SCHOOL
12 DISTRICT LEADERSHIP, PERSONNEL, AND INFRASTRUCTURE ARE
13 ADVANCING OR IMPEDING IMPLEMENTATION OF THE SCHOOL DISTRICT'S
14 PERFORMANCE, IMPROVEMENT, PRIORITY IMPROVEMENT, OR TURNAROUND
15 PLAN, WHICHEVER IS APPLICABLE, OR OTHER PROGRESS PERTINENT TO THE
16 SCHOOL DISTRICT'S ACCREDITATION CONTRACT.

17 **SECTION 14.** In Colorado Revised Statutes, 22-11-307, **amend**
18 (2.5) as follows:

19 **22-11-307. Accreditation of public schools.** (2.5) In adopting its
20 school accreditation policies for its ~~online programs and~~ online schools,
21 as defined in ~~sections 22-30.7-102 (9) and~~ SECTION 22-30.7-102 (9.5), a
22 local school board or the institute board shall include a review of the
23 online ~~program's or~~ school's alignment to the quality standards outlined
24 in section 22-30.7-105 (3)(b).

25 **SECTION 15.** In Colorado Revised Statutes, 22-11-405, **amend**
26 (1)(b) and (2)(b) as follows:

27 **22-11-405. School priority improvement plan - contents.**

1 (1) (b) The school accountability committee for the district public school
2 shall hold a public meeting as required in section 22-32-142 (2) to receive
3 input concerning possible strategies to be included in the school priority
4 improvement plan, advise the local school board concerning preparation
5 of the school priority improvement plan, and make recommendations to
6 the local school board concerning the contents of the school priority
7 improvement plan, taking into account recommendations received at the
8 public meeting. The local school board shall create and adopt the school
9 priority improvement plan, taking into account the advice and
10 recommendations of the school accountability committee. Before
11 adopting the school priority improvement plan, the local school board
12 shall hold a public hearing to review the written plan as required in
13 section 22-32-142 (2). THE DEPARTMENT MAY REQUIRE A SCHOOL
14 DISTRICT TO PROVIDE PROOF OF COMPLIANCE WITH THE REQUIREMENTS OF
15 SECTION 22-32-142 (2).

16 (2) (b) The school accountability committee for the institute
17 charter school shall hold a public meeting as required in section
18 22-30.5-520 (2) to receive input concerning possible strategies to be
19 included in the school priority improvement plan, advise the institute
20 concerning preparation of the school priority improvement plan, and
21 make recommendations to the institute concerning the contents of the
22 school priority improvement plan, taking into account recommendations
23 received at the public meeting. The institute shall create and adopt the
24 school priority improvement plan, taking into account the advice and
25 recommendations of the school accountability committee. Before
26 adopting the school priority improvement plan, the institute shall ensure
27 that the institute charter school holds a public hearing to review the

1 written plan as required in section 22-30.5-520 (2). THE DEPARTMENT
2 MAY REQUIRE THE INSTITUTE TO PROVIDE PROOF OF COMPLIANCE WITH
3 THE REQUIREMENTS OF SECTION 22-30.5-520 (2).

4 **SECTION 16.** In Colorado Revised Statutes, 22-11-406, **amend**
5 (1)(b), (2)(b), and (4) as follows:

6 **22-11-406. School turnaround plan - contents.** (1) (b) The
7 school accountability committee for the district public school shall hold
8 a public meeting as required in section 22-32-142 (2) to receive input
9 concerning possible strategies to be included in the school turnaround
10 plan, advise the local school board concerning preparation of the school
11 turnaround plan, and make recommendations to the local school board
12 concerning the contents of the school turnaround plan, taking into account
13 recommendations received at the public meeting. The local school board
14 shall create and adopt the school turnaround plan, taking into account the
15 advice and recommendations of the school accountability committee.
16 Before adopting the school turnaround plan, the local school board shall
17 hold a public hearing to review the written plan as required in section
18 22-32-142 (2). THE DEPARTMENT MAY REQUIRE A SCHOOL DISTRICT TO
19 PROVIDE PROOF OF COMPLIANCE WITH THE REQUIREMENTS OF SECTION
20 22-32-142 (2).

21 (2) (b) The school accountability committee for the institute
22 charter school shall hold a public meeting as required in section
23 22-30.5-520 (2) to receive input concerning possible strategies to be
24 included in the school turnaround plan, advise the institute concerning
25 preparation of the school turnaround plan, and make recommendations to
26 the institute concerning the contents of the school turnaround plan, taking
27 into account recommendations received at the public meeting. The

1 institute shall create and adopt the school turnaround plan, taking into
2 account the advice and recommendations of the school accountability
3 committee. Before adopting the school turnaround plan, the institute shall
4 ensure that the institute charter school holds a public hearing to review
5 the written plan as required in section 22-30.5-520 (2). THE DEPARTMENT
6 MAY REQUIRE THE INSTITUTE TO PROVIDE PROOF OF COMPLIANCE WITH
7 THE REQUIREMENTS OF SECTION 22-30.5-520 (2).

8 (4) The general assembly may appropriate such ~~moneys as are~~
9 MONEY AS IS available to assist school districts and the institute in
10 improving the academic growth of students in public schools that are
11 required to adopt school turnaround plans. In addition, the department
12 may allocate any ~~moneys~~ MONEY received pursuant to the federal "~~No~~
13 ~~Child Left Behind Act of 2001~~" "EVERY STUDENT SUCCEEDS ACT", 20
14 U.S.C. sec. 6301 et seq., for such purpose.

15 **SECTION 17.** In Colorado Revised Statutes, 22-11-503, **amend**
16 (2) introductory portion; and **add** (2)(a.5) as follows:

17 **22-11-503. Performance reports - contents - rules.** (2) The
18 state board shall adopt rules specifying the information to be included in
19 the school performance reports, the school district and institute
20 performance reports, and the state performance report. The information
21 ~~shall~~ MUST be consistent for each type of report and, at a minimum, ~~shall~~
22 MUST include the following:

23 (a.5) THE PERCENTAGE OF STUDENTS ENROLLED BY THE REPORT
24 SUBJECT WHO SCORE AT EACH OF THE PERFORMANCE LEVELS IDENTIFIED
25 BY THE STATE BOARD FOR THE STATEWIDE ASSESSMENTS, REPORTED BY
26 GRADE LEVEL AND ASSESSMENT;

27 **SECTION 18.** In Colorado Revised Statutes, 22-32.5-104,

1 **amend** (3) introductory portion and (3)(b) as follows:

2 **22-32.5-104. Innovation plans - submission - contents.**

3 (3) Each innovation plan, whether submitted by a public school or
4 created by a local school board through collaboration between the local
5 school board and a public school, ~~shall~~ MUST include the following
6 information:

7 (b) A description of the innovations the public school would
8 implement, which may include, but need not be limited to, innovations in
9 school staffing, curriculum and assessment, class scheduling, use of
10 financial and other resources, and faculty recruitment, employment,
11 evaluation, and compensation, AND IMPLEMENTATION OF
12 TRANSFORMATIONAL SCHOOL STRATEGIES SUCH AS SHARED LEADERSHIP,
13 CULTURALLY RELEVANT CURRICULUM, STUDENT AND FAMILY SUPPORTS,
14 POSITIVE DISCIPLINE PRACTICES, AND FAMILY AND COMMUNITY
15 ENGAGEMENT;

16 **SECTION 19.** In Colorado Revised Statutes, 22-13-101, **amend**
17 (2) and (3); and **add** (1.5) as follows:

18 **22-13-101. Legislative declaration.** (1.5) THE GENERAL
19 ASSEMBLY FURTHER FINDS THAT, WHILE SCHOOL LEADERSHIP IS A CRUCIAL
20 ASPECT OF IMPROVING THE PERFORMANCE OF STRUGGLING SCHOOLS,
21 FACTORS SUCH AS SCHOOL CULTURE, TEACHER PROFESSIONAL
22 DEVELOPMENT, AND THE TRANSFORMATION OF INSTRUCTION IN THE
23 CLASSROOM ARE ALSO NECESSARY ELEMENTS OF THE PLAN TO TRANSFORM
24 A PUBLIC SCHOOL AND RAISE THE ACADEMIC PERFORMANCE OF THE
25 STUDENTS ENROLLED IN THE SCHOOL.

26 (2) The general assembly therefore finds that it is imperative and
27 in the best interests of the state to create the school ~~turnaround leaders~~

1 ~~development~~ TRANSFORMATION GRANT program within the department to
2 contract with providers and award grants to school districts throughout
3 the state to use in developing outstanding school leaders with the skills
4 and competencies required to turn around low-performing public schools
5 in the state AND TO PROVIDE GRANTS TO SCHOOL DISTRICTS, THE
6 INSTITUTE, AND CHARTER SCHOOLS TO SUPPORT THEM IN IMPROVING
7 EDUCATOR PROFESSIONAL DEVELOPMENT AND TRANSFORMING
8 INSTRUCTION, WHICH MAY INCLUDE PLANNING FOR AND IMPLEMENTING
9 RIGOROUS SCHOOL REDESIGN STRATEGIES.

10 (3) The general assembly declares that, for purposes of section 17
11 of article IX of the state constitution, the school ~~turnaround leaders~~
12 ~~development~~ TRANSFORMATION GRANT program is an important element
13 in implementing accountable programs to meet state academic standards
14 and may therefore receive funding from the state education fund created
15 in section 17 (4) of article IX of the state constitution.

16 **SECTION 20.** In Colorado Revised Statutes, 22-13-102, **amend**
17 the introductory portion and (4) as follows:

18 **22-13-102. Definitions.** As used in this ~~article~~ ARTICLE 13, unless
19 the context otherwise requires:

20 (4) "Program" means the school ~~turnaround leaders development~~
21 TRANSFORMATION GRANT program created in section 22-13-103.

22 **SECTION 21.** In Colorado Revised Statutes, 22-13-103, **amend**
23 (1), (2) introductory portion, (2)(d), (2)(e), and (2)(f); and **repeal** (2)(b)
24 and (2)(c) as follows:

25 **22-13-103. School transformation grant program - created -**
26 **rules.** (1) There is created in the department the school ~~turnaround~~
27 ~~leaders development~~ TRANSFORMATION GRANT program to provide

1 funding to:

2 (a) Assist in the design of turnaround leadership development
3 programs and to provide funding to support training and development of
4 school turnaround leaders for the public schools in the state;

5 (b) SUPPORT SCHOOL DISTRICTS, THE INSTITUTE, AND CHARTER
6 SCHOOLS IN PROVIDING EDUCATOR PROFESSIONAL DEVELOPMENT AND
7 TRANSFORMING INSTRUCTION IN PUBLIC SCHOOLS THAT ARE REQUIRED TO
8 ADOPT PRIORITY IMPROVEMENT OR TURNAROUND PLANS FOR THE
9 IMMEDIATE OR PRECEDING SCHOOL YEAR; AND

10 (c) ASSIST SCHOOL DISTRICTS, THE INSTITUTE, AND CHARTER
11 SCHOOLS THAT ARE IMPLEMENTING PRIORITY IMPROVEMENT OR
12 TURNAROUND PLANS IN PLANNING FOR AND IMPLEMENTING ONE OR MORE
13 OF THE FOLLOWING RIGOROUS SCHOOL REDESIGN STRATEGIES:

14 (I) CONVERTING A DISTRICT PUBLIC SCHOOL TO A CHARTER
15 SCHOOL IF IT IS NOT ALREADY AUTHORIZED AS A CHARTER SCHOOL;

16 (II) GRANTING INNOVATION SCHOOL STATUS TO A DISTRICT PUBLIC
17 SCHOOL PURSUANT TO SECTION 22-32.5-104;

18 (III) WITH REGARD TO A DISTRICT OR INSTITUTE CHARTER SCHOOL,
19 REPLACING THE SCHOOL'S OPERATOR OR GOVERNING BOARD;

20 (IV) CONTRACTING WITH A PUBLIC OR PRIVATE ENTITY OTHER
21 THAN THE SCHOOL DISTRICT TO PARTIALLY OR WHOLLY MANAGE A
22 DISTRICT PUBLIC SCHOOL, WHICH ENTITY IS ACCEPTED BY THE
23 DEPARTMENT AND THE LOCAL SCHOOL BOARD AS USING RESEARCH-BASED
24 STRATEGIES AND HAVING A PROVEN RECORD OF SUCCESS WORKING WITH
25 SCHOOLS UNDER SIMILAR CIRCUMSTANCES; OR

26 (V) CLOSING A PUBLIC SCHOOL OR REVOKING THE CHARTER FOR
27 A DISTRICT OR INSTITUTE CHARTER SCHOOL.

1 (2) The state board, in accordance with the "State Administrative
2 Procedure Act", article 4 of title 24, ~~C.R.S.~~, shall promulgate rules to
3 implement and administer the program. At a minimum, the rules must
4 include:

5 (b) ~~Timelines for the design grant application and approval~~
6 ~~process;~~

7 (c) ~~Criteria for awarding design grants to identified providers to~~
8 ~~partially offset the design and development costs of creating or expanding~~
9 ~~high-quality turnaround leadership development programs;~~

10 (d) Timelines for the school ~~turnaround leader~~ TRANSFORMATION
11 grant application and approval process;

12 (e) The requirements for a school ~~turnaround leader~~
13 TRANSFORMATION grant application, including but not limited to the goals
14 that the applicant expects to achieve through the grant; and

15 (f) Criteria for selecting school ~~turnaround leader~~
16 TRANSFORMATION grant recipients. At a minimum, the criteria must take
17 into account for applying school districts the concentration of schools of
18 the school district, or for the institute the concentration of institute charter
19 schools, that must implement priority improvement or turnaround plans.
20 For applying charter schools, the criteria must prioritize schools that are
21 implementing priority improvement or turnaround plans.

22 **SECTION 22.** In Colorado Revised Statutes, 22-13-104, **amend**
23 (1); and **repeal** (2) as follows:

24 **22-13-104. Turnaround leadership development programs -**
25 **providers - design grants - review.** (1) The department shall issue a
26 request for proposals from providers who seek to participate in the
27 program. The department shall review the responses received and, based

1 on the criteria adopted by rule of the state board, identify one or more
2 providers to participate in the program by providing turnaround
3 leadership development programs for school districts, the institute, and
4 charter schools that receive ~~school turnaround leader~~ grants through the
5 program. The department, on a regular basis, shall review each provider's
6 turnaround leadership development programs, including the success
7 achieved by the persons who complete the programs, and revise the list
8 of identified providers as appropriate to ensure that the turnaround
9 leadership development programs that are available through the program
10 are of the highest quality.

11 ~~(2) During the first three years that the program receives~~
12 ~~appropriations, an identified provider may apply as provided by rule for~~
13 ~~a one-time design grant to offset the costs incurred in creating or~~
14 ~~expanding the provider's turnaround leadership development programs.~~
15 ~~The department shall review the design grant applications using the~~
16 ~~criteria adopted by rule and recommend to the state board the providers~~
17 ~~that may receive design grants and the amount of the grants. The state~~
18 ~~board, taking into account the department's recommendations, may award~~
19 ~~the design grants from moneys appropriated by the general assembly to~~
20 ~~the department for the program. In each of the first three budget years in~~
21 ~~which the program operates, the state board may distribute as one-time~~
22 ~~design grants no more than approximately one-third of the amount~~
23 ~~appropriated for the program for the applicable budget year.~~

24 **SECTION 23.** In Colorado Revised Statutes, **amend** 22-13-105
25 as follows:

26 **22-13-105. School transformation grants - application -**
27 **awards - report.** (1) The state board, subject to available appropriations,

1 shall award school ~~turnaround leader~~ TRANSFORMATION grants to one or
2 more school districts or charter schools or to the institute to use in:

3 (a) Identifying and recruiting practicing and aspiring school
4 turnaround leaders;

5 (b) Subsidizing the costs incurred for school turnaround leaders
6 and their leadership staff, if appropriate, to participate in turnaround
7 leadership development programs offered by identified providers; ~~and~~

8 (c) Reimbursing school turnaround leaders for the costs they incur
9 in completing turnaround leadership development programs offered by
10 identified providers;

11 (d) PROVIDING EDUCATOR PROFESSIONAL DEVELOPMENT FOR
12 EDUCATORS WORKING IN PUBLIC SCHOOLS THAT ARE IMPLEMENTING
13 PRIORITY IMPROVEMENT OR TURNAROUND PLANS;

14 (e) PROVIDING SERVICES, SUPPORT, AND MATERIALS TO
15 TRANSFORM INSTRUCTION IN PUBLIC SCHOOLS THAT ARE IMPLEMENTING
16 PRIORITY IMPROVEMENT OR TURNAROUND PLANS; AND

17 (f) PLANNING FOR AND IMPLEMENTING ONE OR MORE OF THE
18 FOLLOWING RIGOROUS SCHOOL REDESIGN STRATEGIES:

19 (I) CONVERTING A DISTRICT PUBLIC SCHOOL TO A CHARTER
20 SCHOOL IF IT IS NOT ALREADY AUTHORIZED AS A CHARTER SCHOOL;

21 (II) GRANTING INNOVATION SCHOOL STATUS TO A DISTRICT PUBLIC
22 SCHOOL PURSUANT TO SECTION 22-32.5-104;

23 (III) WITH REGARD TO A DISTRICT OR INSTITUTE CHARTER SCHOOL,
24 REPLACING THE SCHOOL'S OPERATOR OR GOVERNING BOARD;

25 (IV) CONTRACTING WITH A PUBLIC OR PRIVATE ENTITY OTHER
26 THAN THE SCHOOL DISTRICT TO PARTIALLY OR WHOLLY MANAGE A
27 DISTRICT PUBLIC SCHOOL, WHICH ENTITY IS ACCEPTED BY THE

1 DEPARTMENT AND THE LOCAL SCHOOL BOARD AS USING RESEARCH-BASED
2 STRATEGIES AND HAVING A PROVEN RECORD OF SUCCESS WORKING WITH
3 SCHOOLS UNDER SIMILAR CIRCUMSTANCES; OR

4 (V) CLOSING A PUBLIC SCHOOL OR REVOKING THE CHARTER FOR
5 A DISTRICT OR INSTITUTE CHARTER SCHOOL.

6 (2) A school district, the institute, or a charter school that seeks a
7 school ~~turnaround leader~~ TRANSFORMATION grant must apply to the
8 department as provided by rule of the state board. The department shall
9 review all of the applications received and, based on the criteria adopted
10 by rule, recommend to the state board the applicants that may receive
11 school ~~turnaround leader~~ TRANSFORMATION grants and the grant amounts.
12 Subject to available appropriations, the state board, taking into account
13 the department's recommendations, shall award school ~~turnaround leader~~
14 TRANSFORMATION grants from ~~moneys~~ MONEY appropriated by the
15 general assembly to the department for the program.

16 (3) Each school ~~turnaround leader~~ TRANSFORMATION grant may
17 continue for up to three budget years. The department shall annually
18 review each grant recipient's use of the grant ~~moneys~~ MONEY and may
19 rescind the grant if the department finds that the grant recipient is not
20 making adequate progress toward achieving the goals identified in the
21 grant application.

22 (4) During the term of the grant, each grant recipient shall
23 annually report to the department the information requested by the
24 department to monitor the effectiveness of the school ~~turnaround leader~~
25 TRANSFORMATION grants, WHICH MUST INCLUDE CONSIDERATION OF THE
26 IMPACT THAT THE USE OF EACH GRANT MAKES ON RAISING STUDENT
27 ACHIEVEMENT AND ESTABLISHING A POSITIVE SCHOOL CULTURE.

1 Notwithstanding section 24-1-136 (11)(a)(I), the department shall analyze
2 and summarize the reports received from grant recipients and annually
3 submit to the state board, the governor, and the education committees of
4 the senate and the house of representatives, or any successor committees,
5 a report of the effectiveness of the school ~~turnaround~~ leader
6 TRANSFORMATION grants awarded pursuant to this section. The
7 department shall also post the annual report on its website.

8 (5) The department may expend up to five percent of the ~~moneys~~
9 MONEY annually appropriated for the program to offset the costs incurred
10 in implementing the program.

11 **SECTION 24.** In Colorado Revised Statutes, 22-30.5-502,
12 **amend** (1)(b) as follows:

13 **22-30.5-502. Definitions.** As used in this part 5, unless the
14 context otherwise requires:

15 (1) "At-risk student" means a student:

16 (b) Who has performed at the proficiency level of "~~unsatisfactory~~"
17 or "~~partially proficient~~" BELOW THE LEVEL OF MEETING EXPECTATIONS, AS
18 IDENTIFIED BY RULE OF THE STATE BOARD, on a statewide ENGLISH
19 LANGUAGE ARTS OR MATHEMATICS assessment.

20 **SECTION 25.** In Colorado Revised Statutes, 22-30-105, **amend**
21 (1)(c) as follows:

22 **22-30-105. Activation of the school district organization**
23 **planning process.** (1) The appointment of a school organization
24 planning committee charged to study school district organization shall
25 occur when the commissioner is notified that any of the following
26 conditions exist:

27 (c) The state board PURSUANT TO THE PROVISIONS OF SECTION

1 22-11-209 declares a school district is no longer accredited pursuant to
2 the provisions of section 22-11-209 OR DIRECTS A SCHOOL DISTRICT TO
3 REORGANIZE. Such declaration shall OR DIRECTION MUST indicate the
4 school districts to be involved in the organization study.

5 **SECTION 26. Safety clause.** The general assembly hereby finds,
6 determines, and declares that this act is necessary for the immediate
7 preservation of the public peace, health, and safety.