

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

April 7, 2022

Committee on Education.

After consideration on the merits, the Committee recommends the following:

HB22-1220 be amended as follows, and as so amended, be re-referred to the Committee on Appropriations with favorable recommendation:

- 1 Strike the Education Committee Report, dated March 2, 2022, and
- 2 substitute:
- 3 "Amend printed bill, page 4, line 4, strike "and".
- 4 Page 4, line 14, strike "efficient." and substitute "efficient; and".
- 5 Page 4, after line 14 insert:
- 6 "(l) While the COVID-19 pandemic has severely impacted the
- 7 number of educators entering the educator workforce, the temporary
- 8 educator loan forgiveness program allows educators whose loans are
- 9 forgiven the flexibility and peace of mind to enter the educator
- 10 workforce.".
- 11 Page 4, line 15, after "(2)" insert "(a)".
- 12 Page 4, after line 23 insert:
- 13 "(b) The COVID-19 pandemic negatively impacted the educator
- 14 workforce, causing a severe shortage of educators and a number of vacant
- 15 educator positions. The expenditures for the educator programs and
- 16 services to support educators entering the workforce are considered
- 17 allowable uses under the "American Rescue Plan Act of 2021", Pub.L.
- 18 117-2, and are necessary to respond to the negative impacts of the
- 19 COVID-19 public health emergency.
- 20 (c) The general assembly further declares that the funding for
- 21 educator programs and services to support educators entering the
- 22 workforce described in this act are important government services.".

1 Page 9, after line 9 insert:

2 "(4) (a) FOR THE 2022-23 STATE FISCAL YEAR, THE GENERAL
3 ASSEMBLY SHALL APPROPRIATE TO THE DEPARTMENT THIRTY-NINE
4 MILLION DOLLARS FROM THE ECONOMIC RECOVERY AND RELIEF CASH FUND
5 FUND CREATED PURSUANT TO SECTION 24-75-228 TO FUND STIPENDS FOR
6 ELIGIBLE STUDENTS.

7 (b) THE DEPARTMENT OR THE STIPEND RECIPIENTS SHALL SPEND
8 OR OBLIGATE ANY MONEY RECEIVED PURSUANT TO THIS SUBSECTION (4)
9 BY DECEMBER 31, 2024. ANY MONEY OBLIGATED BY DECEMBER 31, 2024
10 MUST BE EXPENDED BY DECEMBER 31, 2026.

11 (c) THE DEPARTMENT AND ANY PERSON WHO RECEIVES MONEY
12 FROM THE DEPARTMENT, INCLUDING EACH STIPEND RECIPIENT, SHALL
13 COMPLY WITH THE COMPLIANCE, REPORTING, RECORD-KEEPING, AND
14 PROGRAM EVALUATION REQUIREMENTS ESTABLISHED BY THE OFFICE OF
15 STATE PLANNING AND BUDGETING AND THE STATE CONTROLLER IN
16 ACCORDANCE WITH SECTION 24-75-226 (5).

17 (d) THIS SUBSECTION (4) IS REPEALED, EFFECTIVE JANUARY 31,
18 2027."

19 Page 12, after line 2 insert:

20 "(4) (a) FOR THE 2022-23 STATE FISCAL YEAR, THE GENERAL
21 ASSEMBLY SHALL APPROPRIATE TO THE DEPARTMENT THREE MILLION
22 DOLLARS FROM THE ECONOMIC RECOVERY AND RELIEF CASH FUND
23 CREATED PURSUANT TO SECTION 24-75-228 TO FUND STIPENDS FOR
24 ELIGIBLE STUDENTS.

25 (b) THE DEPARTMENT OR THE STIPEND RECIPIENT SHALL SPEND OR
26 OBLIGATE ANY STIPEND MONEY RECEIVED PURSUANT TO THIS SUBSECTION
27 (4) BY DECEMBER 31, 2024. ANY MONEY OBLIGATED BY DECEMBER 31,
28 2024 MUST BE EXPENDED BY DECEMBER 31, 2026.

29 (c) THE DEPARTMENT AND ANY PERSON WHO RECEIVES MONEY
30 FROM THE DEPARTMENT, INCLUDING EACH STIPEND RECIPIENT, SHALL
31 COMPLY WITH THE COMPLIANCE, REPORTING, RECORD-KEEPING, AND
32 PROGRAM EVALUATION REQUIREMENTS ESTABLISHED BY THE OFFICE OF
33 STATE PLANNING AND BUDGETING AND THE STATE CONTROLLER IN
34 ACCORDANCE WITH SECTION 24-75-226 (5).

35 (d) THIS SUBSECTION (4) IS REPEALED, EFFECTIVE JANUARY 31,
36 2027."

37 Page 14, after line 4 insert:

38 "**SECTION 3.** In Colorado Revised Statutes, **add** part 4 to article
39 3.9 of title 23 as follows:

40 PART 4

1 GENERAL STATE OR SCHOOL DISTRICT TAX. A PUBLIC SCHOOL INCLUDES A
2 CHARTER SCHOOL AUTHORIZED BY A SCHOOL DISTRICT PURSUANT TO PART
3 1 OF ARTICLE 30.5 OF TITLE 22, BY THE STATE CHARTER SCHOOL INSTITUTE
4 PURSUANT TO PART 5 OF ARTICLE 30.5 OF TITLE 22, OR BY THE COLORADO
5 SCHOOL FOR THE DEAF AND THE BLIND PURSUANT TO SECTION 22-80-102
6 (4).

7 **23-3.9-402. Temporary educator loan forgiveness program -**
8 **administration - eligibility.** (1) (a) THE GENERAL ASSEMBLY
9 AUTHORIZES THE COMMISSION TO DEVELOP AND MAINTAIN A TEMPORARY
10 EDUCATOR LOAN FORGIVENESS PROGRAM FOR IMPLEMENTATION IN THE
11 2022-23 STATE FISCAL YEAR FOR PAYMENT OF ALL OR PART OF THE
12 PRINCIPAL AND INTEREST OF THE QUALIFIED LOANS OF AN EDUCATOR WHO
13 IS HIRED FOR A QUALIFIED POSITION. THE COMMISSION SHALL DETERMINE
14 WHETHER A LOAN IS A QUALIFIED LOAN FOR PURPOSES OF THE TEMPORARY
15 EDUCATOR LOAN FORGIVENESS PROGRAM. THE COMMISSION SHALL
16 DEVELOP LOAN REPAYMENT POLICIES THAT ENSURE THE MONEY IS USED
17 FOR THE REPAYMENT OF QUALIFIED LOANS OF EDUCATORS EMPLOYED IN
18 QUALIFIED POSITIONS.

19 (b) THE GENERAL ASSEMBLY SHALL APPROPRIATE TO THE
20 COMMISSION TEN MILLION DOLLARS FROM THE ECONOMIC RECOVERY AND
21 RELIEF CASH FUND CREATED PURSUANT TO SECTION 24-75-228 TO FUND
22 THE TEMPORARY EDUCATOR LOAN FORGIVENESS PROGRAM. THE
23 COMMISSION OR A LOAN FORGIVENESS RECIPIENT SHALL SPEND OR
24 OBLIGATE ANY MONEY RECEIVED PURSUANT TO THIS SECTION BY
25 DECEMBER 31, 2024. ANY MONEY OBLIGATED BY DECEMBER 31, 2024,
26 MUST BE EXPENDED BY DECEMBER 31, 2026.

27 (c) NO LATER THAN JULY 1, 2022, THE COMMISSION SHALL
28 APPROVE APPLICATIONS. IF MORE NEW PARTICIPANTS APPLY THAN CAN BE
29 APPROVED BASED ON THE MONEY AVAILABLE, THE COMMISSION SHALL:

30 (I) FIRST, APPROVE APPLICANTS WHO HAVE CONTRACTED FOR A
31 QUALIFIED POSITION IN A RURAL SCHOOL DISTRICT OR RURAL SCHOOL
32 WHOSE PERCENTAGE OF AT-RISK PUPILS EXCEEDED SIXTY PERCENT IN THE
33 2021-22 BUDGET YEAR;

34 (II) SECOND, APPROVE APPLICANTS WHO HAVE CONTRACTED FOR
35 A QUALIFIED POSITION IN A CONTENT SHORTAGE AREA WITH A SCHOOL
36 WHOSE PERCENTAGE OF AT-RISK PUPILS EXCEEDED SIXTY PERCENT IN THE
37 2021-22 BUDGET YEAR;

38 (III) THIRD, APPROVE APPLICANTS WHO HAVE CONTRACTED FOR A
39 QUALIFIED POSITION IN A RURAL SCHOOL DISTRICT OR RURAL SCHOOL; AND

40 (IV) FOURTH, APPROVE APPLICANTS WHO HAVE CONTRACTED WITH
41 A SCHOOL FOR A QUALIFIED POSITION IN A CONTENT SHORTAGE AREA.

42 (2) IN ADDITION TO ANY QUALIFICATIONS THE COMMISSION
43 SPECIFIES, TO QUALIFY FOR THE TEMPORARY EDUCATOR LOAN

1 FORGIVENESS PROGRAM, AN EDUCATOR MUST:
2 (a) GRADUATE FROM A PROGRAM OF PREPARATION THAT LEADS TO
3 EDUCATOR LICENSURE PURSUANT TO ARTICLE 60.5 OF TITLE 22;
4 (b) MEET LICENSURE REQUIREMENTS PURSUANT TO SECTION
5 22-60.5-201 (1)(a) OR (1)(b) OR 22-60.5-210 (1)(a);
6 (c) ENTER THE EDUCATOR WORKFORCE ON OR AFTER THE 2019-20
7 STATE FISCAL YEAR AND CONTRACT FOR A QUALIFIED POSITION NO LATER
8 THAN THE END OF THE 2021-22 STATE FISCAL YEAR; AND
9 (d) BE LIABLE FOR AN OUTSTANDING BALANCE ON A QUALIFIED
10 LOAN.
11 (3) AN EDUCATOR WHO HAS RECEIVED MONEY FROM THE
12 EDUCATOR LOAN FORGIVENESS PROGRAM CREATED IN SECTION
13 23-3.9-102, STUDENT EDUCATOR STIPEND PROGRAM CREATED IN SECTION
14 23-3.9-302, OR EDUCATOR TEST STIPEND PROGRAM CREATED IN SECTION
15 23-3.9-303 IS NOT ELIGIBLE FOR LOAN FORGIVENESS MONEY PURSUANT TO
16 THIS PART 4.
17 (4) AN EDUCATOR WHO QUALIFIES PURSUANT TO SUBSECTION (2)
18 OF THIS SECTION IS ELIGIBLE FOR UP TO FIVE THOUSAND DOLLARS IN LOAN
19 FORGIVENESS.
20 **23-3.9-403. Reporting.** THE COMMISSION, AND ANY PERSON WHO
21 RECEIVES MONEY FROM THE COMMISSION, INCLUDING EACH LOAN
22 FORGIVENESS RECIPIENT, SHALL COMPLY WITH THE COMPLIANCE,
23 REPORTING, RECORD-KEEPING, AND PROGRAM EVALUATION
24 REQUIREMENTS ESTABLISHED BY THE OFFICE OF STATE PLANNING AND
25 BUDGETING AND THE STATE CONTROLLER IN ACCORDANCE WITH SECTION
26 24-75-226 (5).
27 **23-3.9-404. Repeal of part.** THIS PART 4 IS REPEALED, EFFECTIVE
28 JANUARY 31, 2027."

29 Renumber succeeding sections accordingly.

30 Page 14, line 6, strike "portion and (5)(a)(I);" and substitute "portion,
31 (5)(a)(I), and (7);".

32 Page 14, after line 25 insert:

33 "(7) **Interim authorization.** (a) An interim authorization
34 authorizes a school district to employ a person who is:
35 (I) Certified or licensed, or is eligible for certification or
36 licensure, as a teacher, principal, or administrator in another state and
37 who has not successfully completed the assessment of professional
38 competencies to obtain an initial license under section 22-60.5-201 (1)(b),
39 22-60.5-301 (1)(a), or 22-60.5-306 (1)(a) but who meets the other
40 requirements for an initial license specified in said sections; OR

1 (II) SEEKING AN ALTERNATIVE TEACHER LICENSE PURSUANT TO
2 SECTION 22-60.5-201 (1)(a) AND MEETS THE REQUIREMENTS FOR AN
3 ALTERNATIVE TEACHER LICENSE, EXCEPT THAT THE PERSON HAS NOT
4 SUCCESSFULLY COMPLETED THE ASSESSMENT OF PROFESSIONAL
5 COMPETENCIES TO OBTAIN AN ALTERNATIVE TEACHER LICENSE.

6 (b) An interim authorization is valid for one year, and the
7 department of education may renew the authorization for one additional
8 year. The employing school district may include the period during which
9 a person works under an interim authorization toward the three full years
10 of continuous employment necessary to cease being a probationary
11 teacher pursuant to section 22-63-103 (7).

12 (b) (c) A school district that employs a person who holds an
13 interim authorization may provide an induction program for the person,
14 as described in section 22-60.5-204, 22-60.5-304, or 22-60.5-309,
15 whichever is applicable. If the person successfully completes the
16 induction program while employed under the interim authorization, the
17 person may apply completion of the induction program toward meeting
18 the requirements for a professional educator license."

19 Page 15, line 9, after "APPROVED" insert "CONTENT-BASED OR".

20 Page 15, line 15, strike "STANDARDS; OR" and substitute "STANDARDS FOR
21 EXAMINATION BY A REVIEW PANEL;".

22 Page 15, line 19, strike "EDUCATION AND" and substitute "EDUCATION;".

23 Page 15, line 20, after "SECTION 23-3.9-301 (8)," insert "THE STATE
24 BOARD FOR COMMUNITY COLLEGES AND OCCUPATIONAL EDUCATION
25 CREATED IN SECTION 23-60-104, AND SCHOOL DISTRICTS;".

26 Page 15, after line 26 insert:

27 "(c) THE DEPARTMENT MAY RECOMMEND TO THE STATE BOARD OF
28 EDUCATION EXISTING PROGRAMS, RESOURCES, AND MATERIALS THAT ARE
29 AVAILABLE TO THE DEPARTMENT FOR THE IMPLEMENTATION OF THE
30 MULTIPLE MEASURES OF PROFESSIONAL COMPETENCIES SET FORTH IN
31 SUBSECTION (3)(a) OF THIS SECTION."

32 Reletter succeeding paragraph accordingly.

33 Page 16, after line 3 insert:

34 "(e) BEGINNING IN JANUARY 2025, AND IN JANUARY EVERY YEAR
35 THEREAFTER, THE DEPARTMENT SHALL INCLUDE AS PART OF ITS "STATE
36 MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT

1 (SMART) GOVERNMENT ACT" HEARING REQUIRED BY SECTION 2-7-203
2 INFORMATION CONCERNING:
3 (I) THE TOTAL NUMBER OF PANELISTS HIRED TO SIT ON A REVIEW
4 PANEL TO EXAMINE PORTFOLIOS OF COURSE WORK;
5 (II) THE TOTAL NUMBER OF HOURS THE REVIEW PANEL REVIEWS
6 EDUCATOR PORTFOLIOS;
7 (III) THE TOTAL NUMBER OF EDUCATOR CANDIDATES WHO SUBMIT
8 A PORTFOLIO OF COURSE WORK FOR EXAMINATION BY THE REVIEW PANEL;
9 (IV) THE TOTAL NUMBER OF EDUCATOR CANDIDATES WHO SUBMIT
10 EVIDENCE OF ACHIEVING SUFFICIENTLY HIGH EDUCATION COURSE WORK
11 GRADES ON COURSE WORK ALIGNED WITH RELEVANT STANDARDS;
12 (V) THE TOTAL NUMBER OF EDUCATOR CANDIDATES WHO
13 COMPLETE AN APPROVED CONTENT-BASED ASSESSMENT;
14 (VI) THE TOTAL NUMBER OF EDUCATOR CANDIDATES WHO
15 COMPLETE AN APPROVED PERFORMANCE-BASED ASSESSMENT; AND
16 (VII) THE TOTAL NUMBER OF EDUCATOR CANDIDATES WHO
17 DEMONSTRATE PROFESSIONAL COMPETENCIES BY A COMBINATION OF THE
18 METHODS DESCRIBED IN SUBSECTION (3)(a) OF THIS SECTION.
19 (f) THE PROVISIONS OF THIS SUBSECTION (3) DO NOT AFFECT THE
20 TEACHER TRAINING REQUIREMENTS SPECIFIED IN SECTION 22-7-1208 (6).".

21 Page 19, strike lines 21 through 27 and substitute:

22 "SECTION 9. Safety clause. The general assembly hereby finds,
23 determines, and declares that this act is necessary for the immediate
24 preservation of the public peace, health, or safety.".

25 Page 20, strike lines 1 and 2.

26 Strike "2023" and substitute "2022" on: **Page 7**, lines 20 and 24; and
27 **Page 11**, lines 1 and 6.

28 Strike "OR" on: **Page 17**, lines 4, 13, and 21; **Page 18**, lines 10 and 22;
29 and **Page 19**, lines 7 and 15.

30 After "SECTION 22-60.5-111 (5)," insert "OR AN INTERIM AUTHORIZATION
31 PURSUANT TO SECTION 22-60.5-111 (7)," on: **Page 17**, lines 5 and 22;
32 **Page 18**, line 23; and **Page 19**, lines 8 and 16.

33 Strike "SECTION 22-60.5-111 (5)." and substitute "SECTION 22-60.5-111
34 (5), OR AN INTERIM AUTHORIZATION PURSUANT TO SECTION 22-60.5-111
35 (7)." on: **Page 17**, line 14; and **Page 18**, line 11.".

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