

CHAPTER 242

EDUCATION - PUBLIC SCHOOLS

HOUSE BILL 17-1267

BY REPRESENTATIVE(S) Arndt, Hooton, Nordberg, Thurlow, Melton;
also SENATOR(S) Moreno, Kerr, Martinez Humenik, Tate, Fields, Holbert, Kefalas, Todd, Grantham.

AN ACT**CONCERNING THE SCHEDULED REPEAL OF REPORTS BY EDUCATIONAL AGENCIES TO THE GENERAL ASSEMBLY.**

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

SECTION 1. In Colorado Revised Statutes, 22-2-109, **amend** (7)(b) as follows:

22-2-109. State board of education - additional duties - teacher standards - principal standards. (7) (b) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), the state board shall submit annually to the education committees of the house of representatives and the senate, or any successor committees, a written summary report of the results of the survey conducted pursuant to ~~paragraph (a) of this subsection~~ (7) SUBSECTION (7)(a) OF THIS SECTION. In submitting the report, the state board shall ensure that the report for the current year and the preceding year's report, if one exists, are available to the education committees for consideration at the biennial joint meeting held pursuant to section 22-60.5-116.5. The state board shall also submit the report annually to the governor, the Colorado commission on higher education, and the institutions of higher education that operate principal preparation programs.

SECTION 2. In Colorado Revised Statutes, 22-2-110, **amend** (5) as follows:

22-2-110. Commissioner of education - oath - qualifications - tenure. (5) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), the state board shall annually review and evaluate the job performance of the commissioner, as provided in section 22-2-106 (1)(b.5), and report the results of its evaluation to the public and the education committees of the house of representatives and senate, or any successor committees.

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

SECTION 3. In Colorado Revised Statutes, 22-2-106, **amend** (1)(b.5) as follows:

22-2-106. State board - duties - rules. (1) It is the duty of the state board:

(b.5) To review and evaluate annually the job performance of the commissioner of education using procedures and criteria determined by the state board. The procedures and criteria shall include, at a minimum, consideration of the comments and opinions of school district superintendents and school board members regarding the commissioner's job performance. NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), the state board shall report the results of its evaluation to the education committees of the house of representatives and senate, or any successor committees.

SECTION 4. In Colorado Revised Statutes, 22-7-707, **repeal** (3) as follows:

~~**22-7-707. Reporting requirements - progress reports - final reports.** (3) On or before January 15, 2002, and on or before January 15 each year thereafter, the department shall submit to the governor and the board of education in each school district in which a grant recipient is located a state report on the teacher development grant program. At such times as the report is submitted to the governor, the department shall provide notice to the education committees of the senate and the house of representatives that the state report is available to the members of the committees upon request. The state report shall include the following information:~~

~~(a) A list of grant recipients and the year in which each grant was awarded;~~

~~(b) A compilation and summary of the progress and final reports received pursuant to this section;~~

~~(c) Such additional information concerning the implementation and effectiveness of the grant program as may be deemed beneficial by the state board, including but not limited to any recommendations for changes in the grant program.~~

SECTION 5. In Colorado Revised Statutes, 22-7-1019, **amend** (1) and (2) as follows:

22-7-1019. Preschool to postsecondary and workforce readiness - progress reports - effectiveness reports. (1) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), on or before February 15, 2009, and on or before February 15 each year thereafter, ~~through 2012~~, the department of education shall submit to the education committees of the senate and the house of representatives, or any successor committees, a report summarizing the actions taken by the state board, the commission, and local education providers in implementing the requirements specified in this part 10. The department may include in the report recommendations, as may be necessary, for legislative changes in the time line for implementation of this part 10.

(2) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), on or before February 15, 2014, and on or before February 15 each year thereafter, the department of education shall submit to the education committees of the senate and the house of

representatives, or any successor committees, a report concerning the results achieved through implementation of school readiness, the preschool through elementary and secondary education standards, and postsecondary and workforce readiness.

SECTION 6. In Colorado Revised Statutes, 22-7-1213, **amend (3)(b)** introductory portion as follows:

22-7-1213. Reporting requirements. (3) (b) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), the department shall annually submit to the state board, the governor, the president of the senate, the speaker of the house of representatives, and the education committees of the house of representatives and the senate, or any successor committees, and shall post on the department website a report that summarizes:

SECTION 7. In Colorado Revised Statutes, 22-10-105, **amend (2)(b)** as follows:

22-10-105. Evaluation of grants - report. (2) (b) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), the office shall submit the report to the governor's office; the state board; the joint budget committee of the general assembly; the education committees of the senate and the house of representatives, or any successor committees; the business, labor, and technology committee of the senate, or any successor committee; and the business, labor, economic, and workforce development committee of the house of representatives, or any successor committee. The office shall also post the report on the department's website for public viewing.

SECTION 8. In Colorado Revised Statutes, 22-13-105, **amend (4)** as follows:

22-13-105. School turnaround leader grants - application - awards - report. (4) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), during the term of the grant, each grant recipient shall annually report to the department the information requested by the department to monitor the effectiveness of the school turnaround leader grants. The department shall analyze and summarize the reports received from grant recipients and annually submit to the state board, the governor, and the education committees of the senate and the house of representatives, or any successor committees, a report of the effectiveness of the school turnaround leader grants awarded pursuant to this section. The department shall also post the annual report on its website.

SECTION 9. In Colorado Revised Statutes, **amend 22-28-112** as follows:

22-28-112. Reports to legislative committees. NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), by January 15, 2007, and by January 15 of each year thereafter, the department shall report to the education committees of the senate and house of representatives, or any successor committees, on the effectiveness of the Colorado preschool program. The department is authorized to request from any participating school district such information and data as may be necessary to make such reports.

SECTION 10. In Colorado Revised Statutes, 22-30.5-113, **amend (1)** as follows:

22-30.5-113. State board - department of education - duties - charter schools

- evaluation - report. (1) NOTWITHSTANDING SECTION 24-1-136 (1)(a)(I), beginning in the 2004-05 budget year, and at least every three years thereafter, the department shall prepare a report and evaluation for the governor and the house and senate committees on education on the success or failure of charter schools and of institute charter schools authorized pursuant to part 5 of this ~~article~~ ARTICLE 30.5, their relationship to other school reform efforts, and suggested changes in state law necessary to strengthen or change the charter school program described in this ~~article~~ ARTICLE 30.5.

SECTION 11. In Colorado Revised Statutes, 22-30.5-409, **amend** (2) as follows:

22-30.5-409. Annual reports on bonds issued on behalf of charter schools - review by state auditor. (2) NOTWITHSTANDING SECTION 24-1-136 (1)(a)(I), no later than March 1, 2002, and no later than March 1 each year thereafter, the state auditor shall examine the report submitted in accordance with subsection (1) of this section and, upon completion of such review, shall report any findings regarding said submitted report to the education committees of the senate and the house of representatives, the legislative audit committee, the capital development committee, the joint budget committee, and the department of education.

SECTION 12. In Colorado Revised Statutes, 22-30.5-513, **amend** (10)(b) as follows:

22-30.5-513. Institute charter schools - definitions - funding - at-risk supplemental aid - legislative declaration - repeal. (10) (b) NOTWITHSTANDING SECTION 24-1-136 (1)(a)(I), on or before January 15, 2010, and on or before January 15 each year thereafter, the institute board shall submit to the education committees of the senate and the house of representatives, or any successor committees, the findings of the review described in ~~paragraph (a) of this subsection~~ (10) SUBSECTION (10)(a) OF THIS SECTION and any recommendations for legislative changes regarding the operations of the institute.

SECTION 13. In Colorado Revised Statutes, 22-30.7-103, **amend** (3)(h) and (3)(h.5) as follows:

22-30.7-103. Division of online learning - created - duties - repeal. (3) Duties. The online division shall have the following duties:

(h) NOTWITHSTANDING SECTION 24-1-136 (1)(a)(I), to prepare a summary report to be submitted on or before ~~February 1, 2009, and on or before~~ June 1, 2014, and on or before June 1 every five years thereafter, to the state board and the education committees of the house of representatives and the senate, or any successor committees;

(h.5) (I) On or before June 1, 2015, and on or before June 1 every year thereafter, to prepare a summary report of data related to students who participated in a supplemental online course offered by a nonprofit provider selected pursuant to section 22-5-119 and submit the report to said nonprofit provider and to the department and the education committees of the house of representatives and the senate, or any successor committees.

(II) PURSUANT TO SECTION 24-1-136 (11)(a)(I), THIS SUBSECTION (3)(h.5) IS REPEALED, EFFECTIVE JUNE 2, 2018.

SECTION 14. In Colorado Revised Statutes, 22-32.5-111, **amend** (1) introductory portion as follows:

22-32.5-111. Reporting. (1) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), on or before March 1, 2010, and on or before March 1 each year thereafter, the commissioner and the state board shall submit to the governor and to the education committees of the senate and the house of representatives, or any successor committees, a report concerning the districts of innovation. At a minimum, the report shall include:

SECTION 15. In Colorado Revised Statutes, 22-33-205, **amend** (4) as follows:

22-33-205. Services for expelled and at-risk students - grants - criteria. (4) The department of education is authorized to retain up to one percent of any ~~moneys~~ MONEY appropriated for the program for the purpose of annually evaluating the program. The department of education is authorized and encouraged to retain up to an additional two percent of any ~~moneys~~ MONEY appropriated for the program for the purpose of partnering with organizations or agencies that provide services and supports that are designed to reduce the number of truancy cases requiring court involvement and that also reflect the best interests of students and families. The services and supports shall include, but need not be limited to, alternatives to guardian ad litem representation in truancy proceedings. NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), on or before January 1, 2006, and on or before January 1 each year thereafter, the department of education shall report to the education committees of the house of representatives and the senate, or any successor committees, the evaluation findings on the outcomes and the effectiveness of the program related to school attendance, attachment, and achievement. The report shall also include specific information on the efficacy of services and supports that provide alternatives to court involvement and guardian ad litem representation in truancy proceedings.

SECTION 16. In Colorado Revised Statutes, **amend** 22-41-107 as follows:

22-41-107. Reports. NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), the public school fund investment board shall submit financial statements on November 1 of each fiscal year to the state treasurer, the state board of land commissioners, the office of state planning and budgeting, the joint budget committee, and the education and finance committees of the senate and house of representatives, or any successor committees.

SECTION 17. In Colorado Revised Statutes, 22-43.7-111, **amend** (1) introductory portion as follows:

22-43.7-111. Reporting requirements - auditing by state auditor. (1) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), no later than February 15, 2010, and no later than each February 15 thereafter, the board shall present a written report to the education and finance committees of the house of representatives and the senate and the capital development committee, or any successor committees,

regarding the provision of financial assistance to applicants pursuant to this ~~article~~
ARTICLE 43.7. The report must include, at a minimum:

SECTION 18. In Colorado Revised Statutes, 22-54-124, **amend** (3)(b) as follows:

22-54-124. State aid for charter schools - use of state education fund money - definitions. (3)(b) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), no later than February 1 of each budget year, the department of education shall certify to the education committees of the senate and the house of representatives and the joint budget committee of the general assembly the total number of pupils expected to be enrolled in all qualified charter schools in the state during the next budget year, as derived from reports provided to the department by districts pursuant to section 22-30.5-112 (1) and by institute charter schools pursuant to section 22-30.5-513 (3)(a). For the purposes of any certification made during the 2003-04 budget year and budget years thereafter, a pupil expected to be enrolled in a qualified charter school as defined in ~~sub-subparagraph (B) of subparagraph (f) of paragraph (f.6) of subsection (1)~~ SUBSECTION (1)(f.6)(I)(B) of this section shall be counted as one-half of one pupil.

SECTION 19. In Colorado Revised Statutes, 22-69-106, **amend** (1) introductory portion as follows:

22-69-106. Alternative teacher compensation plan grant program - report. (1) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), on or before January 15, 2010, and on or before January 15 each year thereafter, so long as grant ~~moneys were~~ MONEY WAS awarded to at least one school district pursuant to the grant program during the preceding calendar year, the department shall report to the education committees of the house of representatives and the senate, or any successor committees, and to the governor the following information from the preceding calendar year:

SECTION 20. In Colorado Revised Statutes, 22-80-103, **amend** (7) introductory portion as follows:

22-80-103. Board of trustees - appointments - powers - duties - fund created. (7) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), the board of trustees shall transmit, on or before January 1, 2005, and on or before January 1 of each year thereafter, a report to the education committees of the senate and house of representatives that contains the following:

SECTION 21. In Colorado Revised Statutes, 22-91-105, **amend** (2) as follows:

22-91-105. Reporting. (2) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), on or before May 15, 2009, and on or before May 15 each year thereafter, the department shall submit to the education committees of the senate and the house of representatives, or any successor committees, a report that, at a minimum, summarizes the information received by the department pursuant to subsection (1) of this section. The department shall also post the report to its website.

SECTION 22. In Colorado Revised Statutes, 22-93-103, **amend** (4) introductory

portion as follows:

22-93-103. School bullying prevention and education grant program - grant process - reports by grant recipients. (4) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), on or before a date specified by rule of the state board pursuant to section 22-93-104 (1)(d), the department shall submit annually to the state board and to the education committees of the senate and house of representatives, or any successor committees, the following information regarding the administration of the program in the preceding year:

SECTION 23. In Colorado Revised Statutes, 22-94-103, **amend** (4) as follows:

22-94-103. Annual reports. (4) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), the department shall submit an annual report to the office of the governor, the state board of education, and the members of the education committees of the house of representatives and the senate, or any successor committees, summarizing the findings from the two reports submitted to the department pursuant to this section.

SECTION 24. 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: May 25, 2017