

**First Regular Session
Seventy-third General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 21-0311.01 Shelby Ross x4510

SENATE BILL 21-119

SENATE SPONSORSHIP

Bridges and Lundeen,

HOUSE SPONSORSHIP

(None),

Senate Committees

Education
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING INCREASING ACCESS IN HIGH SCHOOL TO HIGH-QUALITY**
102 **CREDENTIALS WITHIN THE CAREER DEVELOPMENT SUCCESS**
103 **PROGRAM.**

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 career development success program provides financial incentives for participating school districts and participating charter schools to encourage pupils enrolled in grades 9 through 12 to enroll in and successfully complete qualified industry-credential programs; qualified internship, residency, or construction industry

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.

pre-apprenticeship or apprenticeship programs; and qualified advanced placement courses (programs and courses). The bill amends the list of qualified programs by removing residency programs and expanding pre-apprenticeship and apprenticeship programs to include any industry program, not just construction industry programs.

The bill expands the definition of a qualified industry-credential program to include a career and technical education program that, upon completion, results in an industry-recognized credential with labor market value aligned with a high-skill, high-wage, in-demand job.

Current law requires the work force development council (council) to identify the programs and courses by identifying the jobs included in the Colorado talent report with the greatest regional and state demand, including jobs in in-demand industries. The bill requires the council to consult with relevant industries to identify the programs and courses by identifying high-skill, high-wage jobs in in-demand industries that have labor market value. Any programs and courses the council determines do not demonstrate labor market value may be removed from the council's website.

Beginning in the 2022-23 school year, and each school year thereafter, the department of education (department), in coordination with the department of labor and employment, the department of higher education, the Colorado community college system, and employers from in-demand industries, shall identify the top 10 industry-recognized credentials that may be awarded to high school students. For each identified credential, the department shall specify how the courses taken to earn the credential align with the state academic standards.

The bill requires each participating school district, each nonparticipating school district on behalf of its participating charter schools, and the state charter school institute on behalf of each participating institute charter school to report to the department the total number of pupils who successfully complete a program or course, disaggregated by the student's race, ethnicity, and gender, and whether the student is a student with a disability, an English language learner, or eligible for free or reduced-price lunch.

Current law requires each participating school district and each participating charter school to regularly communicate to all high school students the availability of programs and courses and the benefits a student receives as a result of successfully completing one of the programs or courses. The bill expands this requirement to all middle school students and the students' families.

The bill requires each participating school district and each participating charter school to communicate how industry-recognized credentials and guaranteed-transfer pathways courses that are included in such credentials are aligned with postsecondary degrees and high-skill, high-wage, in-demand jobs, and the top 10 industry-recognized

credentials identified by the department. The communications must be provided in a language that the students and the students' families understand.

The bill updates the department's annual reporting requirements to the general assembly to include:

- Whether the students participating in the programs and courses enlisted in the military or entered the workforce after graduation;
- How money received under the career development success program was used to promote the availability of programs and courses; and
- How the participating school district or participating charter school determined which programs and courses to offer, including how the programs and courses are aligned with local workforce needs.

No later than July 1, 2022, the department, in collaboration with the Colorado community college system, shall publish and disseminate materials through existing and relevant platforms used to engage with districts that include, at a minimum, the top 10 industry-recognized credentials and a sample communications plan for how a participating school district or participating charter school may communicate the value of credentials and experiences to students and families.

The bill requires participating school districts and participating charter schools to utilize program funding to promote access to programs and courses.

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

2 **SECTION 1. Legislative declaration.** (1) The general assembly
3 finds that:

4 (a) For more than four years, the career development success
5 program has incentivized 54 school districts and charter schools to offer
6 24,757 industry-recognized credentials, work-based learning experiences,
7 and advanced placement courses to Colorado students;

8 (b) Research shows that program strategies for high school
9 students to earn a credential in high school help students gain a
10 living-wage job more quickly after high school, support ongoing
11 postsecondary education attainment, and save students and families

1 money in higher education expenses, all while supporting Colorado's
2 economy in the state's most in-demand jobs; and

3 (c) To support Colorado's economic recovery from the COVID-19
4 pandemic and Coloradans in earning industry-recognized credentials that
5 lead to a living-wage job, Colorado schools provide multiple programs
6 that support secondary students in earning industry-recognized credentials
7 in high school.

8 (2) Therefore, the general assembly declares that further
9 increasing access to high-quality, in-demand industry credentials, for
10 which students earn high school and postsecondary credits, accelerates
11 students' ability to obtain high-quality, living-wage jobs and connects the
12 supply and demand of Colorado's economy to allow the education system
13 to respond more quickly to workforce talent needs in the state.

14 **SECTION 2.** In Colorado Revised Statutes, 22-54-138, **amend**
15 (1)(i), (1)(j), (2), (3)(a), (4)(b) introductory portion, (4)(b)(II), (4)(c),
16 (4)(d), (4)(e), (5)(c), (7), (8)(b), (8)(f), and (8)(g); **repeal** ___ ___ (1)(k);
17 and **add** (3.5), (4)(b.5), (8)(h), (8)(i), (8.5), and (8.7) as follows:

18 **22-54-138. Career development success program - created -**
19 **funding - report - resource bank - definitions - repeal.** (1) As used in
20 this section, unless the context otherwise requires:

21 ___ ___

22 (i) "Qualified industry-credential program" means a career and
23 technical education program that:

24 (I) Upon completion, results in an industry-recognized credential
25 ~~and~~ WITH LABOR MARKET VALUE ALIGNED WITH A HIGH-SKILL,
26 HIGH-WAGE, IN-DEMAND OCCUPATION, AS DEFINED BY COLORADO'S STATE
27 PLAN FOR THE FEDERAL "STRENGTHENING CAREER AND TECHNICAL

1 EDUCATION FOR THE 21ST CENTURY ACT (PERKINS V)", PUB.L. 115-224;

2 (II) UPON COMPLETION, RESULTS IN credits that apply to
3 graduation from a school district, district charter school, or institute
4 charter school, which credits may be earned through concurrent
5 enrollment as provided in article 35 of this ~~title~~ TITLE 22; and

6 ~~(H)~~ (III) Is identified by the Colorado work force development
7 council as provided in subsection (3) of this section.

8 (j) "Qualified ~~internship, residency, or construction industry~~
9 ~~pre-apprenticeship, or apprenticeship~~ WORKPLACE TRAINING program"
10 means an internship program, a residency program, a construction
11 industry apprenticeship program, or a construction industry
12 pre-apprenticeship program, which program OR ANY OTHER INDUSTRY
13 APPRENTICESHIP OR PRE-APPRENTICESHIP PROGRAM THAT is identified by
14 the Colorado work force development council as provided in subsection
15 (3) of this section. _____

16 (k) "Residency program" means a program defined by the work
17 force development council or the department of labor and employment
18 that:

19 ~~(I) Provides an individual with a set of well-defined occupational~~
20 ~~skills and abilities by teaching both theoretical and practical concepts~~
21 ~~primarily through on-the-job training and related instruction; and~~

22 ~~(H) Ensures the individual receives a form of compensation for~~
23 ~~the on-the-job training.~~

24 (2) There is hereby created the career development success
25 program in the department of education to provide financial incentives for
26 participating districts and participating charter schools to encourage
27 pupils enrolled in grades nine through twelve to enroll in and successfully

1 complete qualified industry-credential programs; qualified internship,
2 residency, or construction industry pre-apprenticeship, or apprenticeship
3 WORKPLACE TRAINING programs; and qualified advanced placement
4 courses. For the 2017-18 budget year and each budget year thereafter,
5 each participating district and each participating charter school, as
6 provided in subsection (5) of this section, may receive up to one thousand
7 dollars for each pupil who, in the preceding budget year, successfully
8 completes a qualified industry-credential program; qualified internship,
9 residency, or construction industry pre-apprenticeship, or apprenticeship
10 WORKPLACE TRAINING program; or qualified advanced placement course.

11 (3) (a) On or before August 15, 2016, and on or before July 1 each
12 year thereafter, the work force development council, in collaboration with
13 the department of higher education, the department of education, the
14 department of labor and employment, THE COLORADO COMMUNITY
15 COLLEGE SYSTEM, and the Colorado office of economic development,
16 shall publish on the council's website a list of the qualified
17 industry-credential programs and qualified internship, residency, or
18 construction industry pre-apprenticeship, or apprenticeship WORKPLACE
19 TRAINING programs for that school year. AT LEAST ANNUALLY, the
20 council and its partners shall identify AND REVIEW the qualified
21 industry-credential programs and qualified internship, residency, or
22 construction industry pre-apprenticeship, or apprenticeship WORKPLACE
23 TRAINING programs by identifying the jobs included in the Colorado talent
24 pipeline report, prepared pursuant to section 24-46.3-103, C.R.S., with the
25 greatest regional and state demand, including HIGH-SKILL, HIGH-WAGE
26 jobs in in-demand industries, and, AFTER CONSULTATION WITH RELEVANT
27 INDUSTRIES, identifying the programs that align with or HAVE LABOR

1 MARKET VALUE AND are likely to lead to the identified jobs. ANY
2 PROGRAMS THAT THE COUNCIL DETERMINES DO NOT DEMONSTRATE LABOR
3 MARKET VALUE MAY BE REMOVED FROM THE COUNCIL'S WEBSITE.

4 (3.5) (a) BEGINNING IN THE 2022-23 SCHOOL YEAR, AND FOR EACH
5 SCHOOL YEAR THEREAFTER, THE DEPARTMENT OF EDUCATION, IN
6 COORDINATION WITH THE DEPARTMENT OF LABOR AND EMPLOYMENT, THE
7 DEPARTMENT OF HIGHER EDUCATION, THE COLORADO COMMUNITY
8 COLLEGE SYSTEM, AND EMPLOYERS FROM IN-DEMAND INDUSTRIES, SHALL
9 IDENTIFY THE TOP TEN INDUSTRY-RECOGNIZED CREDENTIALS, EACH OF
10 WHICH MUST AT A MINIMUM MEET THE REQUIREMENTS SPECIFIED IN
11 SUBSECTION (3.5)(b) OF THIS SECTION. FOR EACH OF THE IDENTIFIED
12 CREDENTIALS, THE DEPARTMENT OF EDUCATION SHALL IDENTIFY THE
13 STATE CONTENT STANDARDS THAT ALIGN WITH THE COURSES REQUIRED
14 TO OBTAIN THE CREDENTIAL AND POST ON THE DEPARTMENT'S WEBSITE AN
15 EXPLANATION OF THE STANDARDS AND COURSE ALIGNMENTS FOR EACH
16 CREDENTIAL.

17 (b) TO BE IDENTIFIED AS ONE OF THE TOP TEN
18 INDUSTRY-RECOGNIZED CREDENTIALS PURSUANT TO SUBSECTION (3)(a)
19 OF THIS SECTION:

20 (I) A CREDENTIAL MUST BE ASSOCIATED WITH ONE OF THE
21 IN-DEMAND INDUSTRIES IDENTIFIED BY THE COLORADO TALENT REPORT,
22 PREPARED PURSUANT TO SECTION 24-46.3-103 (3) FOR THE APPLICABLE
23 YEAR, AND COLORADO'S STATE PLAN FOR THE FEDERAL "STRENGTHENING
24 CAREER AND TECHNICAL EDUCATION FOR THE 21ST CENTURY ACT
25 (PERKINS V)", PUB.L. 115-224;

26 (II) A HIGH-SCHOOL LEVEL CAREER PATHWAY MUST HAVE BEEN
27 CREATED FOR THE CREDENTIAL OR HIGH SCHOOLS MUST HAVE THE ABILITY

1 TO OFFER THE CREDENTIAL; AND

2 (III) THE CREDENTIAL PATHWAY MUST INCLUDE
3 GUARANTEED-TRANSFER PATHWAYS COURSES, AS DEFINED IN SECTION
4 23-5-145.5 (1)(c), COURSES THAT ARE PART OF A STATEWIDE DEGREE
5 TRANSFER AGREEMENT ESTABLISHED PURSUANT TO SECTION 23-1-108
6 (7)(a), OR CONCURRENT ENROLLMENT COURSES, AND BE LIKELY TO LEAD
7 TO A POSTSECONDARY DEGREE AND TO JOBS IN HIGH-SKILL, HIGH-WAGE,
8 IN-DEMAND INDUSTRIES.

9 (4) (b) By June 30, 2017, and by June 30 each year thereafter,
10 each participating district, each nonparticipating district on behalf of its
11 participating charter schools, and the institute on behalf of each
12 participating institute charter school, shall report to the department of
13 education the total number of pupils, enrolled in the participating district,
14 ~~the total number of pupils enrolled in the participating charter schools of~~
15 ~~the nonparticipating district, or the total number of pupils enrolled in the~~
16 ~~participating institute charter schools who, during the school year that~~
17 ends on that June 30:

18 (II) Successfully completed a qualified internship, residency, or
19 construction industry pre-apprenticeship, or apprenticeship WORKPLACE
20 TRAINING program; or

21 (b.5) EACH PARTICIPATING DISTRICT, EACH NONPARTICIPATING
22 DISTRICT ON BEHALF OF ITS PARTICIPATING CHARTER SCHOOLS, AND THE
23 INSTITUTE ON BEHALF OF EACH PARTICIPATING INSTITUTE CHARTER
24 SCHOOL, IN ADDITION TO REPORTING THE TOTALS, SHALL DISAGGREGATE,
25 TO THE EXTENT POSSIBLE WHILE MAINTAINING STUDENT PRIVACY, THE
26 INFORMATION REPORTED PURSUANT TO SUBSECTION (4)(b) OF THIS
27 SECTION BY THE STUDENTS' RACE, ETHNICITY, AND GENDER, AND

1 WHETHER A STUDENT IS A STUDENT WITH A DISABILITY, AN ENGLISH
2 LANGUAGE LEARNER, OR ELIGIBLE FOR FREE OR REDUCED-PRICE LUNCH
3 PURSUANT TO THE FEDERAL "RICHARD B. RUSSELL NATIONAL SCHOOL
4 LUNCH ACT", 42 U.S.C. SEC. 1751 ET SEQ.

5 (c) Each qualified internship ~~and residency~~ program shall
6 determine whether a pupil successfully completes the program.

7 (d) A pupil successfully completes a qualified ~~construction~~
8 industry pre-apprenticeship program if the student completes the course
9 requirements of the program with a passing grade and is accepted into a
10 ~~construction~~ AN industry apprenticeship program as a registered
11 apprentice.

12 (e) A pupil may be reported as successfully completing a qualified
13 ~~construction~~ industry apprenticeship if the pupil is accepted as a
14 registered apprentice in a ~~construction~~ AN industry apprenticeship
15 program and employed by a ~~construction~~ IN THE industry. ~~contractor~~.

16 (5) (c) In a budget year in which there is money remaining in the
17 appropriation made pursuant to ~~paragraph (a) of this subsection (5)~~
18 SUBSECTION (5)(a) OF THIS SECTION after distributing the money as
19 provided in ~~paragraph (b) of this subsection (5)~~ SUBSECTION (5)(b) OF
20 THIS SECTION, the department of education shall distribute to each district
21 and to the institute an amount equal to one thousand dollars multiplied by
22 the number of pupils reported by the district or the institute as
23 successfully completing a qualified internship, residency, or construction
24 industry pre-apprenticeship, or apprenticeship WORKPLACE TRAINING
25 program; except that, if the amount remaining is insufficient to fully fund
26 the total number of reported pupils, the department of education shall
27 reduce the amount distributed to each district and to the institute by the

1 same percentage that the deficit bears to the amount required to fully fund
2 the total number of pupils reported as successfully completing a qualified
3 internship, residency, or construction industry pre-apprenticeship, or
4 apprenticeship WORKPLACE TRAINING program.

5 (7) (a) Each participating district and each participating charter
6 school shall regularly communicate to all MIDDLE AND high school
7 students AND THE STUDENTS' FAMILIES:

8 (I) The availability of qualified industry-credential programs,
9 qualified internship, residency, or construction industry
10 pre-apprenticeship, or apprenticeship WORKPLACE TRAINING programs,
11 and qualified advanced placement courses and the benefits a student
12 receives as a result of successfully completing one of these programs or
13 courses; ~~The participating district and participating charter school shall~~
14 ~~design the communications with students with the goal of increasing~~
15 ~~participation in these programs and courses across all student subgroups.~~

16 (II) HOW INDUSTRY-RECOGNIZED CREDENTIALS AND
17 GUARANTEED-TRANSFER PATHWAYS COURSES, AS DEFINED IN SECTION
18 23-5-145.5 (1)(c), THAT ARE INCLUDED IN SUCH CREDENTIALS ARE
19 ALIGNED WITH POSTSECONDARY DEGREES AND HIGH-SKILL, HIGH-WAGE,
20 IN-DEMAND JOBS; AND

21 (III) THE TOP TEN INDUSTRY-RECOGNIZED CREDENTIALS
22 IDENTIFIED PURSUANT TO SUBSECTION (3.5) OF THIS SECTION.

23 (b) TO THE EXTENT POSSIBLE, ALL COMMUNICATIONS ISSUED
24 PURSUANT TO THIS SUBSECTION (7) SHALL BE PROVIDED IN A LANGUAGE
25 THAT THE STUDENTS AND THE STUDENTS' FAMILIES UNDERSTAND. THE
26 GOAL OF THE COMMUNICATIONS MUST BE TO INCREASE PARTICIPATION IN
27 QUALIFIED INDUSTRY-CREDENTIAL PROGRAMS; QUALIFIED WORKPLACE

1 TRAINING PROGRAMS; AND QUALIFIED ADVANCED PLACEMENT COURSES
2 ACROSS ALL STUDENT SUBGROUPS.

3 (8) At the hearing with the joint education committee of the
4 general assembly held in accordance with section 2-7-203 in November
5 or December 2017, and at the hearing held each year thereafter, the
6 department of education shall provide a report that describes the outcomes
7 achieved by the career development success program. At a minimum, the
8 report must include the following information:

9 (b) The number of students in each year of the program that the
10 participating districts and participating charter schools reported as earning
11 an industry certificate by completing a qualified industry-credential
12 program; successfully completing a qualified internship, residency, or
13 construction industry pre-apprenticeship, or apprenticeship WORKPLACE
14 TRAINING program; or completing a qualified advanced placement course
15 and earning a score on the end-of-course exam that is eligible for college
16 credit. The department shall report the student numbers in totals and
17 disaggregated based on THE student demographics ~~including eligibility for~~
18 ~~free or reduced-price meals~~ SPECIFIED IN SUBSECTION (4)(b.5) OF THIS
19 SECTION.

20 (f) To the extent information is available, whether more students
21 met the requirements for funding under the program after the program was
22 enacted as compared to before the program was enacted and the likelihood
23 that a higher level of funding for the program would increase the number
24 of students who meet the requirements for funding under the program; ~~and~~

25 (g) Whether the students participating in the qualified
26 industry-credential programs; qualified internship, residency, or
27 construction industry pre-apprenticeship, or apprenticeship WORKPLACE

1 TRAINING programs; and qualified advanced placement courses graduated
2 from high school and whether after graduation they enrolled in
3 postsecondary education, ENLISTED IN THE MILITARY, OR ENTERED THE
4 WORKFORCE, AND TO THE EXTENT PRACTICABLE, WHETHER THE STUDENTS'
5 CAREERS ARE RELATED TO THE INDUSTRY-RECOGNIZED CREDENTIALS
6 COMPLETED;

7 (h) HOW MONEY RECEIVED UNDER THE PROGRAM WAS USED TO
8 PROMOTE THE AVAILABILITY OF QUALIFIED INDUSTRY-CREDENTIAL
9 PROGRAMS; QUALIFIED WORKPLACE TRAINING PROGRAMS; AND QUALIFIED
10 ADVANCED PLACEMENT COURSES; AND

11 (i) HOW THE PARTICIPATING DISTRICT OR PARTICIPATING CHARTER
12 SCHOOL DETERMINED WHICH QUALIFIED INDUSTRY-CREDENTIAL
13 PROGRAMS; QUALIFIED WORKPLACE TRAINING PROGRAMS; AND QUALIFIED
14 ADVANCEMENT PLACEMENT COURSES TO OFFER, INCLUDING HOW THE
15 PROGRAMS ARE ALIGNED WITH STATE OR LOCAL WORKFORCE NEEDS.

16 (8.5) (a) NO LATER THAN JULY 1, 2022, THE DEPARTMENT OF
17 EDUCATION, IN COLLABORATION WITH THE COLORADO COMMUNITY
18 COLLEGE SYSTEM, SHALL PUBLISH AND DISSEMINATE MATERIALS THROUGH
19 EXISTING AND RELEVANT PLATFORMS USED TO ENGAGE WITH DISTRICTS
20 THAT INCLUDE, AT A MINIMUM:

21 (I) THE TOP TEN INDUSTRY-RECOGNIZED CREDENTIALS IDENTIFIED
22 PURSUANT TO SUBSECTION (3.5) OF THIS SECTION; AND

23 (II) FOR EACH OF THE TOP TEN INDUSTRY-RECOGNIZED
24 CREDENTIALS, A SAMPLE COMMUNICATIONS PLAN FOR HOW A
25 PARTICIPATING DISTRICT OR PARTICIPATING CHARTER SCHOOL MAY
26 COMMUNICATE THE VALUE OF CREDENTIALS AND EXPERIENCES TO
27 STUDENTS AND PARENTS. THE COMMUNICATIONS PLAN MUST INCLUDE

1 INFORMATION ON HOW TO EDUCATE PARENTS AND STUDENTS ABOUT HOW
2 HIGH SCHOOL CREDIT IS TIED TO CREDENTIALS AND THE COURSES
3 INCLUDED AS A PART OF THE CREDENTIAL PATHWAY BASED ON ALIGNMENT
4 WITH THE STATE ACADEMIC STANDARDS, STATE GRADUATION GUIDELINES
5 ADOPTED PURSUANT TO SECTION 22-2-106 (1)(a.5), AND POSTSECONDARY
6 CREDIT, WHICH MAY INCLUDE CREDIT THROUGH CONCURRENT
7 ENROLLMENT.

8 (b) ANY MATERIALS PUBLISHED AND DISSEMINATED PURSUANT TO
9 THIS SUBSECTION (8.5) MUST BE MADE AVAILABLE TO MIDDLE AND HIGH
10 SCHOOL STUDENTS AT A REASONABLE TIME BEFORE ANY PARTICIPATING
11 DISTRICT'S OR PARTICIPATING CHARTER SCHOOL'S COURSE SELECTION
12 DEADLINE.

13 (8.7) A PARTICIPATING DISTRICT OR PARTICIPATING CHARTER
14 SCHOOL SHALL UTILIZE THE MONEY RECEIVED PURSUANT TO SUBSECTION
15 (5) OF THIS SECTION TO PROMOTE ACCESS TO QUALIFIED
16 INDUSTRY-CREDENTIAL PROGRAMS; QUALIFIED WORKPLACE TRAINING
17 PROGRAMS AND QUALIFIED ADVANCED PLACEMENT COURSES, WHICH MAY
18 INCLUDE:

19 (a) WORKING WITH LOCAL WORKFORCE BOARDS TO DETERMINE THE
20 PROGRAMS AND COURSES THAT WILL HELP TO MEET LOCAL WORKFORCE
21 NEEDS;

22 (b) COMMUNICATING WITH STUDENTS AND THE STUDENTS'
23 FAMILIES ABOUT THE PROGRAMS AND COURSES IN A LANGUAGE THAT THE
24 STUDENTS AND THE STUDENTS' FAMILIES UNDERSTAND;

25 (c) PURCHASING AND MAINTAINING EQUIPMENT AND SUPPLIES FOR
26 THE PROGRAMS AND COURSES, WHICH MAY INCLUDE THE COST OF
27 EXAMINATIONS RELATED TO SUCH PROGRAMS AND COURSES; AND

1 (d) ASSISTING STUDENTS, INCLUDING STUDENTS WHO ARE ELIGIBLE
2 FOR FREE OR REDUCED-PRICE LUNCH PURSUANT TO THE FEDERAL
3 "RICHARD B. RUSSELL NATIONAL SCHOOL LUNCH ACT", 42 U.S.C. SEC.
4 1751 ET SEQ., STUDENTS WITH DISABILITIES, AND STUDENTS WHO ARE
5 ENGLISH LANGUAGE LEARNERS, WITH THE SUPPORT NEEDED TO ACCESS
6 AND SUCCEED IN THE PROGRAMS AND COURSES.

7 **SECTION 3. Act subject to petition - effective date.** This act
8 takes effect at 12:01 a.m. on the day following the expiration of the
9 ninety-day period after final adjournment of the general assembly; except
10 that, if a referendum petition is filed pursuant to section 1 (3) of article V
11 of the state constitution against this act or an item, section, or part of this
12 act within such period, then the act, item, section, or part will not take
13 effect unless approved by the people at the general election to be held in
14 November 2022 and, in such case, will take effect on the date of the
15 official declaration of the vote thereon by the governor.