

Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 14-0149.02 Julie Pelegrin x2700

HOUSE BILL 14-1039

HOUSE SPONSORSHIP

Schafer, Peniston

SENATE SPONSORSHIP

Newell,

House Committees
Education

Senate Committees

A BILL FOR AN ACT

101 CONCERNING PROCEDURES TO LINK THE STUDENT DATA COLLECTED
102 BY PUBLICLY FUNDED EARLY CHILDHOOD EDUCATION
103 PROGRAMS WITH THE STUDENT DATA COLLECTED BY PUBLIC
104 SCHOOLS IN THE STATE.

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://www.leg.state.co.us/billsummaries>.)

Early Childhood and School Readiness Legislative Commission. The bill directs the department of education to work with

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

the state department of human services and the office of information technology to establish procedures to link the student data collected by publicly funded early childhood education programs with the student data collected by school districts and public schools. The departments and the office must begin implementing the procedures by October 1, 2014. If necessary, the state board of education and the state board of human services may promulgate rules to implement the procedures. The department of education may receive state education fund moneys to implement the procedures.

The early childhood and school readiness legislative commission must meet annually with persons from the department of education and the state department of human services to receive a briefing on the departments' progress in linking the student data.

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-2-134, **amend** (4);
3 **repeal** (2); and **add** (5) and (6) as follows:

4 **22-2-134. Early childhood education - data - interagency**
5 **agreement - rules - legislative declaration.** (2) ~~The working group shall~~
6 ~~adopt protocols by which the department of education, the department of~~
7 ~~human services, school districts, charter schools, the early childhood~~
8 ~~councils, as described in section 26-6.5-103.3, C.R.S., and the early~~
9 ~~childhood care and education councils, as defined in section 26-6.5-101.5~~
10 ~~(6), C.R.S., shall cooperate in assigning the uniquely identifying student~~
11 ~~numbers. The working group shall also consider methods by which to~~
12 ~~encourage and facilitate the assignment of uniquely identifying student~~
13 ~~numbers to students who are receiving early childhood education services~~
14 ~~that are not subsidized by state or federal funding.~~

15 (4) ~~Following adoption of the protocols, THE DEPARTMENT OF~~
16 ~~EDUCATION SHALL WORK WITH THE STATE DEPARTMENT OF HUMAN~~
17 ~~SERVICES AND THE OFFICE OF INFORMATION TECHNOLOGY TO ESTABLISH~~
18 ~~AND IMPLEMENT PROCEDURES TO LINK THE STUDENT DATA COLLECTED BY~~

1 PUBLICLY FUNDED EARLY CHILDHOOD EDUCATION PROGRAMS WITH THE
2 STUDENT DATA COLLECTED BY SCHOOL DISTRICTS AND PUBLIC SCHOOLS
3 IN COLORADO. THE DEPARTMENT OF EDUCATION SHALL BEGIN
4 IMPLEMENTING THE PROCEDURES BY OCTOBER 1, 2014. The state board
5 of education ~~shall~~ MAY promulgate rules pursuant to the "State
6 Administrative Procedure Act", article 4 of title 24, C.R.S., ~~as~~ IF
7 necessary ~~for the assignment of uniquely identifying student numbers to~~
8 ~~students receiving early childhood education services~~ TO IMPLEMENT THE
9 PROCEDURES. IF the state board PROMULGATES RULES AS PROVIDED IN
10 THIS SUBSECTION (4), IT shall collaborate with the state board of human
11 services ~~in promulgating rules as provided in this subsection (4)~~ to ensure
12 that ~~they~~ THE RULES do not conflict with any rules promulgated by the
13 state board of human services pursuant to section 26-6-121, C.R.S.

14 (5) FOR PURPOSES OF THIS SECTION, "PUBLICLY FUNDED EARLY
15 CHILDHOOD EDUCATION PROGRAMS" INCLUDE, BUT NEED NOT BE LIMITED
16 TO:

17 (a) A HEAD START PROGRAM;

18 (b) EARLY INTERVENTION SERVICES FUNDED THROUGH PART C OF
19 THE FEDERAL "INDIVIDUALS WITH DISABILITIES EDUCATION ACT", 20
20 U.S.C. SEC. 1400 ET SEQ.;

21 (c) AN EARLY CHILDHOOD EDUCATION PROGRAM THAT IS
22 AVAILABLE THROUGH THE COLORADO CHILD CARE ASSISTANCE PROGRAM
23 AS PROVIDED IN PART 8 OF ARTICLE 2 OF TITLE 26, C.R.S.; AND

24 (d) AN EARLY CHILDHOOD EDUCATION PROGRAM THAT RECEIVES
25 FUNDING THROUGH THE SCHOOL-READINESS QUALITY IMPROVEMENT
26 PROGRAM PURSUANT TO SECTION 26-6.5-106, C.R.S.

27 (6) (a) THE GENERAL ASSEMBLY FINDS THAT LINKING THE

1 STUDENT DATA COLLECTED BY PUBLICLY FUNDED EARLY CHILDHOOD
2 EDUCATION PROGRAMS WITH THE STUDENT DATA COLLECTED BY SCHOOL
3 DISTRICTS AND PUBLIC SCHOOLS IS NECESSARY FOR THE ANALYSIS OF
4 PUBLICLY FUNDED EARLY CHILDHOOD EDUCATION PROGRAMS AND TO
5 MEASURE THE RETURN TO THE STATE ON INVESTMENTS IN EARLY
6 CHILDHOOD EDUCATION, THE EFFECTIVENESS OF EARLY CHILDHOOD
7 EDUCATION IN PREPARING STUDENTS FOR KINDERGARTEN, THE LONGEVITY
8 OF THE EFFECTS OF EARLY CHILDHOOD EDUCATION, AND STUDENTS'
9 ACADEMIC GROWTH FROM PRESCHOOL THROUGH SECONDARY SCHOOL AND
10 HIGH SCHOOL GRADUATION.

11 (b) THE GENERAL ASSEMBLY DECLARES THAT, FOR PURPOSES OF
12 ARTICLE IX OF THE STATE CONSTITUTION, LINKING STUDENT DATA
13 COLLECTED BY PUBLICLY FUNDED EARLY CHILDHOOD EDUCATION
14 PROGRAMS WITH STUDENT DATA COLLECTED BY SCHOOL DISTRICTS AND
15 PUBLIC SCHOOLS IN THE STATE IS AN IMPORTANT ELEMENT IN
16 IMPLEMENTING ACCOUNTABILITY REPORTING AND MAY THEREFORE
17 RECEIVE FUNDING FROM THE STATE EDUCATION FUND CREATED IN SECTION
18 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION.

19 **SECTION 2.** In Colorado Revised Statutes, 26-6-121, **amend** (3);
20 **repeal** (2); and **add** (4) as follows:

21 **26-6-121. Early childhood education - data - interagency**
22 **agreement - rules.** (2) ~~The working group shall adopt protocols by~~
23 ~~which the department of education, the department of human services,~~
24 ~~school districts, charter schools, the early childhood councils, as~~
25 ~~described in section 26-6.5-103.3, and the early childhood care and~~
26 ~~education councils, as defined in section 26-6.5-101.5 (6), shall cooperate~~
27 ~~in assigning the uniquely identifying student numbers. The working group~~

1 ~~shall also consider methods by which to encourage and facilitate the~~
2 ~~assignment of uniquely identifying student numbers to students who are~~
3 ~~receiving early childhood education services that are not subsidized by~~
4 ~~state or federal funding.~~

5 (3) ~~Following adoption of the protocols,~~ THE STATE DEPARTMENT
6 OF HUMAN SERVICES SHALL WORK WITH THE DEPARTMENT OF EDUCATION
7 AND THE OFFICE OF INFORMATION TECHNOLOGY TO ESTABLISH AND
8 IMPLEMENT PROCEDURES TO LINK THE STUDENT DATA COLLECTED BY
9 PUBLICLY FUNDED EARLY CHILDHOOD EDUCATION PROGRAMS WITH THE
10 STUDENT DATA COLLECTED BY THE SCHOOL DISTRICTS AND PUBLIC
11 SCHOOLS IN COLORADO. THE STATE DEPARTMENT OF HUMAN SERVICES
12 SHALL BEGIN IMPLEMENTING THE PROCEDURES BY OCTOBER 1, 2014. The
13 state board ~~shall~~ MAY promulgate rules pursuant to the "State
14 Administrative Procedure Act", article 4 of title 24, C.R.S., ~~as~~ IF
15 necessary ~~for the assignment of uniquely identifying student numbers to~~
16 ~~students receiving early childhood education services~~ TO IMPLEMENT THE
17 PROCEDURES. IF the state board PROMULGATES RULES AS PROVIDED IN
18 THIS SUBSECTION (3), IT shall collaborate with the state board of education
19 ~~in promulgating necessary rules~~ to ensure that ~~they~~ THE RULES do not
20 conflict with any rules promulgated by the state board of education
21 pursuant to section 22-2-134, C.R.S.

22 (4) FOR PURPOSES OF THIS SECTION, "PUBLICLY FUNDED EARLY
23 CHILDHOOD EDUCATION PROGRAMS" INCLUDE, BUT NEED NOT BE LIMITED
24 TO:

- 25 (a) A HEAD START PROGRAM;
- 26 (b) EARLY INTERVENTION SERVICES FUNDED THROUGH PART C OF
- 27 THE FEDERAL "INDIVIDUALS WITH DISABILITIES EDUCATION ACT", 20

1 U.S.C. SEC. 1400 ET SEQ.;

2 (c) AN EARLY CHILDHOOD EDUCATION PROGRAM THAT IS
3 AVAILABLE THROUGH THE COLORADO CHILD CARE ASSISTANCE PROGRAM
4 AS PROVIDED IN PART 8 OF ARTICLE 2 OF THIS TITLE; AND

5 (d) AN EARLY CHILDHOOD EDUCATION PROGRAM THAT RECEIVES
6 FUNDING THROUGH THE SCHOOL-READINESS QUALITY IMPROVEMENT
7 PROGRAM PURSUANT TO SECTION 26-6.5-106.

8 **SECTION 3.** In Colorado Revised Statutes, 24-37.5-105, **amend**
9 (3) (k) and (3) (l); and **add** (3) (m) as follows:

10 **24-37.5-105. Office - responsibilities - rules - repeal.** (3) The
11 office shall:

12 (k) Develop a comprehensive risk assessment that will be applied
13 to every new information technology project to assess risk levels related
14 to the project and determine whether the project should be classified as
15 a major information technology project; **and**

16 (l) Assist the joint technology committee as necessary to facilitate
17 the committee's oversight of the office; AND

18 (m) WORK WITH THE DEPARTMENT OF EDUCATION AND THE STATE
19 DEPARTMENT OF HUMAN SERVICES TO ESTABLISH AND IMPLEMENT
20 PROCEDURES TO LINK THE STUDENT DATA COLLECTED BY PUBLICLY
21 FUNDED EARLY CHILDHOOD EDUCATION PROGRAMS WITH THE STUDENT
22 DATA COLLECTED BY THE SCHOOL DISTRICTS AND PUBLIC SCHOOLS IN
23 COLORADO. THE OFFICE SHALL BEGIN IMPLEMENTING THE PROCEDURES BY
24 OCTOBER 1, 2014.

25 **SECTION 4.** In Colorado Revised Statutes, 26-6.5-203, **add** (2)
26 (a.5) as follows:

27 **26-6.5-203. Early childhood and school readiness legislative**

1 **commission - creation - membership - duties - funding.**

2 (2) (a.5) BEGINNING IN 2014, THE COMMISSION SHALL ANNUALLY MEET
3 WITH PERSONS FROM THE DEPARTMENT OF EDUCATION AND THE STATE
4 DEPARTMENT OF HUMAN SERVICES TO RECEIVE A BRIEFING ON THE
5 DEPARTMENTS' PROGRESS IN IMPLEMENTING THE PROCESS REQUIRED IN
6 SECTION 22-2-134, C.R.S., AND SECTION 26-6-121 FOR LINKING THE
7 STUDENT DATA COLLECTED BY PUBLICLY FUNDED EARLY CHILDHOOD
8 EDUCATION PROGRAMS WITH THE STUDENT DATA COLLECTED BY SCHOOL
9 DISTRICTS AND PUBLIC SCHOOLS AND THE DEPARTMENTS' USE OF THE
10 DATA IN ANALYZING EARLY CHILDHOOD EDUCATION PROGRAMS.

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