

First Regular Session  
Seventieth General Assembly  
STATE OF COLORADO

**ENGROSSED**

*This Version Includes All Amendments Adopted  
on Second Reading in the House of Introduction*

LLS NO. 15-0849.04 Julie Pelegrin x2700

**HOUSE BILL 15-1323**

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**HOUSE SPONSORSHIP**

**Buckner and Wilson**, Duran, Fields, Garnett, Hamner, Lee, Moreno, Pettersen, Priola,  
Windholz, Young

**SENATE SPONSORSHIP**

(None),

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**House Committees**

Education  
Appropriations

**Senate Committees**

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**A BILL FOR AN ACT**

101      **CONCERNING ASSESSMENTS IN PUBLIC SCHOOLS, AND, IN CONNECTION**  
102            **THEREWITH, CODIFYING THE CONSENSUS RECOMMENDATIONS**  
103            **OF THE STANDARDS AND ASSESSMENTS TASK FORCE CREATED IN**  
104            **HOUSE BILL 14-1202, AND REDUCING AN APPROPRIATION.**

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**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>.)*

Under existing law, the department of education (department) must administer a statewide assessment in:

!      English language arts to students enrolled in grades 3

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.*

HOUSE  
Amended 2nd Reading  
April 24, 2015

through 10;

- ! Math to students enrolled in grades 3 through 8 and 3 statewide assessments in math to students enrolled in a public high school in the state;
- ! Science to students once in elementary school, once in middle school, and once in high school; and
- ! Social studies to students once in elementary school, once in middle school, and once in high school.

The bill requires the department to administer a statewide assessment in:

- ! English language arts and math to students enrolled in grades 3 through 8 and to students enrolled in grade 10; and
- ! Science and social studies to students once in elementary school, once in middle school, and once in high school.

The bill prohibits the department from requiring a local education provider to administer any state assessments in eleventh or twelfth grade but allows a local education provider to administer a state assessment to eleventh- or twelfth-grade students. A local education provider may choose to administer, at the state's expense, a state assessment in English language arts or math or both to students enrolled in ninth grade. The department will continue administering the curriculum-based college entrance exam (ACT) to students in eleventh grade.

The bill requires the department to request a waiver of federal law to enable a local education provider to administer a state assessment that is in a language other than English for up to 5 years to a student who is an English language learner.

The bill requires the department to administer a state assessment in a format that a student can complete using pencil and paper if requested by a local education provider. Each local education provider must adopt a written policy by which it decides, in consultation with schools and parents, whether to request pencil and paper state assessments for the students enrolled by the local education provider.

Under existing law, a local education provider must administer a reading assessment and a school readiness assessment to kindergarten students. The bill requires the local education provider to administer the reading assessment within the first 90 days of the school year. If the local education provider administers the reading assessment within the first 60 days of the school year, then the local education provider is not required to administer the literacy component of the school readiness assessment.

Under the bill, if a kindergarten or first-, second-, or third-grade student's score on a state-approved literacy assessment indicates that the student may have a significant reading deficiency, the teacher must assess the student again within 60 days to determine whether the student does have a significant reading deficiency. If a student's score on a

state-approved literacy assessment indicates that the student is reading at grade-level competency, then the local education provider is not required to administer the reading assessment again during the same school year. The bill requires the department to ensure that at least one of the approved reading assessments can be completed using pencil and paper.

Under existing law, each local education provider must administer a school readiness assessment to students in kindergarten and prepare an individual school readiness plan for each student. The bill requires the local education provider to administer the school readiness assessment during the first 60 days of the school year. A local education provider may choose to administer the school readiness assessment multiple times during the school year to monitor a student's progress toward school readiness. If a kindergarten student demonstrates a significant reading deficiency, the "Reading to Ensure Academic Development" plan that the local education provider creates for the student will be a component of the student's individual school readiness plan.

The bill repeals the existing statute that governs state assessments. The bill recreates the statutory provisions that relate to testing in languages other than English, testing children with disabilities, exempting from testing the children that participate in nonpublic, home-based educational programs and nonpublic schools, administering the ACT to eleventh-grade students, disseminating and using test results, allowing nonpublic schools to administer the state assessments, and appropriating moneys to fund the state assessments.

The bill repeals references to the postsecondary and workforce planning, preparation, and readiness assessments and clarifies that students' demonstration of postsecondary and workforce readiness is determined in part by scores on the state assessments administered in high school.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add 22-7-1006.3** and  
3 **22-7-1006.5** as follows:

4 **22-7-1006.3. State assessments - administration - rules.**

5 (1) (a) BEGINNING IN THE 2015-16 SCHOOL YEAR, THE DEPARTMENT OF  
6 EDUCATION, IN COLLABORATION WITH LOCAL EDUCATION PROVIDERS,  
7 SHALL ADMINISTER THE STATE ASSESSMENTS IN THE INSTRUCTIONAL  
8 AREAS OF ENGLISH LANGUAGE ARTS, MATHEMATICS, SCIENCE, AND SOCIAL

1 STUDIES, AS ADOPTED BY THE STATE BOARD PURSUANT TO SECTION  
2 22-7-1006, AS FOLLOWS:

3 (I) THE DEPARTMENT SHALL ADMINISTER A STATE ASSESSMENT IN  
4 ENGLISH LANGUAGE ARTS AND A STATE ASSESSMENT IN MATHEMATICS TO  
5 ALL STUDENTS ENROLLED IN GRADES THREE THROUGH [REDACTED] TEN IN  
6 PUBLIC SCHOOLS THROUGHOUT THE STATE.

7 (II) THE DEPARTMENT SHALL ADMINISTER A STATE ASSESSMENT  
8 IN SCIENCE [REDACTED] TO STUDENTS ENROLLED IN PUBLIC ELEMENTARY, MIDDLE,  
9 AND HIGH SCHOOLS THROUGHOUT THE STATE. THE DEPARTMENT SHALL  
10 SELECT THE SPECIFIC GRADES IN WHICH TO ADMINISTER THE STATE  
11 SCIENCE ASSESSMENT, [REDACTED] ENSURING THAT STUDENTS TAKE THE STATE  
12 SCIENCE ASSESSMENT [REDACTED] ONCE IN ELEMENTARY SCHOOL, ONCE IN MIDDLE  
13 SCHOOL, AND ONCE IN HIGH SCHOOL.

14 (III) THE DEPARTMENT, AT THE REQUEST OF A LOCAL EDUCATION  
15 PROVIDER, SHALL ADMINISTER A STATE ASSESSMENT IN SOCIAL STUDIES  
16 TO STUDENTS ENROLLED BY THE LOCAL EDUCATION PROVIDER. THE LOCAL  
17 EDUCATION PROVIDER MAY CHOOSE WHETHER THE SOCIAL STUDIES  
18 ASSESSMENT IS ADMINISTERED IN ONE OR ANY COMBINATION OF THE  
19 LEVELS OF ELEMENTARY, MIDDLE, OR HIGH SCHOOL; EXCEPT THAT THE  
20 DEPARTMENT MAY ADMINISTER THE STATE ASSESSMENT IN SOCIAL  
21 STUDIES IN ONLY ONE OF THE ELEMENTARY GRADES, ONE OF THE MIDDLE  
22 SCHOOL GRADES, AND ONE OF THE HIGH SCHOOL GRADES.

23 (b) NOTWITHSTANDING ANY PROVISION OF PARAGRAPH (a) OF THIS  
24 SUBSECTION (1) TO THE CONTRARY, THE DEPARTMENT OF EDUCATION  
25 SHALL NOT REQUIRE A LOCAL EDUCATION PROVIDER TO ADMINISTER A  
26 STATE ASSESSMENT TO STUDENTS ENROLLED IN ELEVENTH OR TWELFTH  
27 GRADE. A LOCAL EDUCATION PROVIDER MAY CHOOSE TO ADMINISTER A

1 STATE ASSESSMENT TO STUDENTS ENROLLED IN ELEVENTH OR TWELFTH  
2 GRADE, IN WHICH CASE THE DEPARTMENT MUST PAY THE COST OF  
3 ADMINISTERING THE STATE ASSESSMENT. ■ ■ ■

4 (c) THE DEPARTMENT OF EDUCATION, IN COLLABORATION WITH  
5 LOCAL EDUCATION PROVIDERS, SHALL ADMINISTER THE STATE  
6 ASSESSMENTS ON A SCHEDULE THAT THE DEPARTMENT ANNUALLY SETS.

7 (d) IF ALL OR ANY PORTION OF A STATE ASSESSMENT REQUIRES A  
8 STUDENT TO USE A COMPUTER TO TAKE THE ASSESSMENT, AT THE REQUEST  
9 OF A LOCAL EDUCATION PROVIDER, THE DEPARTMENT OF EDUCATION MUST  
10 ADMINISTER THE PORTIONS OF THE STATE ASSESSMENT THAT REQUIRE A  
11 COMPUTER IN A FORMAT THAT A STUDENT MAY COMPLETE USING PENCIL  
12 AND PAPER. EACH LOCAL EDUCATION PROVIDER SHALL REPORT TO THE  
13 DEPARTMENT THE NUMBER OF STUDENTS IT ENROLLS WHO WILL TAKE THE  
14 STATE ASSESSMENT IN A PENCIL-AND-PAPER FORMAT.

15 (e) THE DEPARTMENT SHALL REVIEW AND UPDATE ASSESSMENT  
16 ADMINISTRATION AND SECURITY POLICIES AS NECESSARY TO MAINTAIN  
17 THE INTEGRITY OF THE ASSESSMENTS.

18 (2) (a) IN ADDITION TO ANY STATE ASSESSMENTS THAT A LOCAL  
19 EDUCATION PROVIDER MAY CHOOSE TO ADMINISTER TO STUDENTS  
20 ENROLLED IN ELEVENTH GRADE, STUDENTS ENROLLED IN ELEVENTH  
21 GRADE ARE REQUIRED TO TAKE A STANDARDIZED CURRICULUM-BASED,  
22 ACHIEVEMENT COLLEGE ENTRANCE EXAMINATION SELECTED AND  
23 ADMINISTERED BY THE DEPARTMENT OF EDUCATION, WHICH EXAMINATION  
24 IS ADMINISTERED THROUGHOUT THE UNITED STATES AND RELIED UPON BY  
25 INSTITUTIONS OF HIGHER EDUCATION, REFERRED TO IN THIS SECTION AS  
26 THE "CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM". AT  
27 A MINIMUM, THE CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE

1 EXAM MUST TEST IN THE AREAS OF READING, WRITING, AND  
2 MATHEMATICS. THE LOCAL EDUCATION PROVIDER SHALL ADMINISTER THE  
3 WRITING PORTION OF THE CURRICULUM-BASED, ACHIEVEMENT COLLEGE  
4 ENTRANCE EXAM TO EACH STUDENT WHO REQUESTS THE OPPORTUNITY TO  
5 TAKE THE WRITING PORTION. THE DEPARTMENT SHALL PAY ALL COSTS  
6 ASSOCIATED WITH ADMINISTERING THE CURRICULUM-BASED,  
7 ACHIEVEMENT COLLEGE ENTRANCE EXAM, INCLUDING THE COSTS OF  
8 ADMINISTERING THE WRITING PORTION OF THE EXAM.

9 (b) (I) THE DEPARTMENT OF EDUCATION SHALL ANNUALLY  
10 SCHEDULE A DAY ON WHICH THE CURRICULUM-BASED, ACHIEVEMENT  
11 COLLEGE ENTRANCE EXAM IS ADMINISTERED TO ALL ELEVENTH-GRADE  
12 STUDENTS ENROLLED IN PUBLIC HIGH SCHOOLS THROUGHOUT THE STATE.

13 (II) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF  
14 THIS PARAGRAPH (b), A STUDENT WHO CAN SHOW A NEED TO TAKE THE  
15 CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM ON AN  
16 ALTERNATE DATE ON WHICH THE EXAM IS ADMINISTERED THROUGHOUT  
17 THE COUNTRY MAY TAKE THE EXAM ON THAT ALTERNATE DATE, SO LONG  
18 AS THE ALTERNATE DATE IS BEFORE THE DATE SCHEDULED BY THE  
19 DEPARTMENT PURSUANT TO SUBPARAGRAPH (I) OF THIS PARAGRAPH (b).  
20 THE DEPARTMENT SHALL PAY ALL COSTS ASSOCIATED WITH A STUDENT  
21 TAKING THE CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE  
22 EXAM ON AN ALTERNATE DATE AS PROVIDED IN THIS SUBPARAGRAPH (II).

23 (c) THE STATE BOARD SHALL ADOPT RULES TO ENSURE THAT THE  
24 REQUIREMENTS OF THE ADMINISTRATOR OF THE CURRICULUM-BASED,  
25 ACHIEVEMENT COLLEGE ENTRANCE EXAM, SUCH AS A SECURE  
26 ENVIRONMENT, ARE MET AND TO IDENTIFY THE LEVEL OF NEED THAT A  
27 STUDENT MUST DEMONSTRATE TO TAKE THE CURRICULUM-BASED,

1 ACHIEVEMENT COLLEGE ENTRANCE EXAM ON AN ALTERNATE DATE AS  
2 PROVIDED IN SUBPARAGRAPH (II) OF PARAGRAPH (b) OF THIS SUBSECTION  
3 (2).

4 (3) (a) EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPHS (b) AND  
5 (c) OF THIS SUBSECTION (3), EACH STUDENT ENROLLED IN A PUBLIC  
6 SCHOOL IS REQUIRED TO TAKE THE STATE ASSESSMENTS ADMINISTERED  
7 PURSUANT TO SUBSECTION (1) OF THIS SECTION AT THE STUDENT'S GRADE  
8 LEVEL, AS DETERMINED BY THE ENROLLING LOCAL EDUCATION PROVIDER.

9 (b) A CHILD WHO IS ENROLLED IN A NONPUBLIC SCHOOL OR  
10 PARTICIPATING IN A NONPUBLIC HOME-BASED EDUCATIONAL PROGRAM  
11 PURSUANT TO SECTION 22-33-104.5 IS NOT REQUIRED TO TAKE A STATE  
12 ASSESSMENT ADMINISTERED PURSUANT TO THIS SECTION, EVEN THOUGH  
13 THE CHILD MAY ALSO BE ATTENDING A PUBLIC SCHOOL FOR A PORTION OF  
14 THE SCHOOL DAY AND THEREFORE INCLUDED IN THE ENROLLMENT OF A  
15 LOCAL EDUCATION PROVIDER.

16 (c) A STUDENT WHO HAS AN INDIVIDUALIZED EDUCATION  
17 PROGRAM AS PROVIDED IN SECTION 22-20-108, AND WHOSE  
18 INDIVIDUALIZED EDUCATION PROGRAM SPECIFIES THAT THE STUDENT  
19 TAKES THE STATE'S ALTERNATE ASSESSMENT FOR STUDENTS WITH  
20 SIGNIFICANT COGNITIVE DISABILITIES OR ANOTHER ASSESSMENT  
21 APPROVED BY RULE OF THE STATE BOARD, IS NOT REQUIRED TO TAKE THE  
22 STATE ASSESSMENTS ADMINISTERED PURSUANT TO SUBSECTION (1) OF  
23 THIS SECTION, BUT THE STUDENT MUST TAKE THE ALTERNATE ASSESSMENT  
24 OR THE OTHER APPROVED ASSESSMENT. EACH LOCAL EDUCATION  
25 PROVIDER SHALL REPORT TO THE DEPARTMENT OF EDUCATION THE  
26 RESULTS OF THE ALTERNATE ASSESSMENTS OR OTHER APPROVED  
27 ASSESSMENTS ADMINISTERED TO STUDENTS ENROLLED BY THE LOCAL

1 EDUCATION PROVIDER. THE DEPARTMENT SHALL AGGREGATE THE  
2 RESULTS SEPARATELY FOR EACH PUBLIC SCHOOL.

3 (d) IF A STUDENT HAS AN INDIVIDUALIZED EDUCATION PROGRAM  
4 AS PROVIDED IN SECTION 22-20-108 THAT SPECIFIES THAT THE STUDENT  
5 TAKES THE STATE ASSESSMENT, THE ENROLLING LOCAL EDUCATION  
6 PROVIDER SHALL ASSESS THE STUDENT IN EACH INSTRUCTIONAL AREA FOR  
7 WHICH THERE IS A STATE TEST AT THE STUDENT'S GRADE LEVEL. IF, AS  
8 PART OF A STUDENT'S INDIVIDUALIZED EDUCATION PROGRAM, THE  
9 STUDENT ATTENDS PART-TIME A SCHOOL OR PROGRAM AWAY FROM THE  
10 SCHOOL IN WHICH THE STUDENT IS ENROLLED, THE LOCAL EDUCATION  
11 PROVIDER THAT ENROLLS A STUDENT, OR THE ADMINISTRATIVE UNIT THAT  
12 THE LOCAL EDUCATION PROVIDER IS A MEMBER OF, MAY DESIGNATE  
13 EITHER THE SCHOOL OF RESIDENCY OR THE SCHOOL OF ATTENDANCE AS  
14 THE SCHOOL TO WHICH THE DEPARTMENT OF EDUCATION MUST ASSIGN THE  
15 STUDENT'S SCORES FOR PURPOSES OF MEASURING THE LEVELS OF  
16 ATTAINMENT ON THE PERFORMANCE INDICATORS SPECIFIED IN SECTION  
17 22-11-204, DETERMINING ACCREDITATION CATEGORIES PURSUANT TO  
18 SECTION 22-11-208, AND MEASURING PUBLIC SCHOOL PERFORMANCE  
19 PURSUANT TO SECTION 22-11-210. IF A STUDENT WHO HAS AN  
20 INDIVIDUALIZED EDUCATION PROGRAM ATTENDS SCHOOL IN AN  
21 ADMINISTRATIVE UNIT OTHER THAN THE STUDENT'S ADMINISTRATIVE UNIT  
22 OF RESIDENCE, AND THERE IS A CONTRACT BETWEEN THE TWO  
23 ADMINISTRATIVE UNITS, THE ADMINISTRATIVE UNITS MUST SPECIFY IN THE  
24 CONTRACT THE PUBLIC SCHOOL TO WHICH THE DEPARTMENT SHALL ASSIGN  
25 THE STUDENT'S SCORES FOR PURPOSES OF MEASURING THE LEVELS OF  
26 ATTAINMENT ON THE PERFORMANCE INDICATORS, DETERMINING  
27 ACCREDITATION CATEGORIES, AND MEASURING PUBLIC SCHOOL



1 PERFORMANCE.

2 (4) (a) (I) THE DEPARTMENT OF EDUCATION IN COLLABORATION  
3 WITH LOCAL EDUCATION PROVIDERS SHALL ADMINISTER THE ENGLISH  
4 VERSIONS OF THE STATE ASSESSMENTS AND MAY ADMINISTER AN  
5 ASSESSMENT ADOPTED BY THE STATE BOARD IN LANGUAGES OTHER THAN  
6 ENGLISH, AS MAY BE APPROPRIATE FOR ENGLISH LANGUAGE LEARNERS;  
7 EXCEPT THAT A STUDENT WHO HAS PARTICIPATED IN AN ENGLISH  
8 LANGUAGE PROFICIENCY PROGRAM, AS PROVIDED IN ARTICLE 24 OF THIS  
9 TITLE, FOR MORE THAN A TOTAL OF THREE SCHOOL YEARS IS INELIGIBLE TO  
10 TAKE THE STATE ASSESSMENTS IN A LANGUAGE OTHER THAN ENGLISH.

11 (II) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF  
12 THIS PARAGRAPH (a) TO THE CONTRARY, A LOCAL EDUCATION PROVIDER  
13 MAY ADMINISTER AN ASSESSMENT ADOPTED BY THE STATE BOARD IN A  
14 LANGUAGE OTHER THAN ENGLISH FOR UP TO FIVE YEARS TO A STUDENT  
15 WHO IS AN ENGLISH LANGUAGE LEARNER IF ALLOWED BY A WAIVER  
16 RECEIVED FROM THE FEDERAL DEPARTMENT OF EDUCATION PURSUANT TO  
17 PARAGRAPH (c) OF THIS SUBSECTION (4).

18 (b) THE STATE BOARD SHALL REVISE AS NECESSARY AND THE  
19 DEPARTMENT OF EDUCATION SHALL ADMINISTER READING AND WRITING  
20 ASSESSMENTS IN SPANISH FOR STUDENTS ENROLLED IN THE THIRD AND  
21 FOURTH GRADES.

22 (c) AS SOON AS PRACTICABLE AFTER THE EFFECTIVE DATE OF THIS  
23 SECTION, THE DEPARTMENT OF EDUCATION SHALL SUBMIT TO THE  
24 FEDERAL DEPARTMENT OF EDUCATION A REQUEST FOR A WAIVER OF  
25 FEDERAL LAW TO ENABLE A LOCAL EDUCATION PROVIDER TO ADMINISTER  
26 A STATE ASSESSMENT IN A LANGUAGE OTHER THAN ENGLISH FOR UP TO  
27 FIVE SCHOOL YEARS TO A STUDENT WHO IS AN ENGLISH LANGUAGE

1 LEARNER.

2 (5) (a) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO  
3 THE CONTRARY, A STUDENT WHO IS AN ENGLISH LANGUAGE LEARNER, AS  
4 DEFINED IN SECTION 22-24-103, AND WHO HAS BEEN ENROLLED IN A  
5 SCHOOL IN THE UNITED STATES FOR FEWER THAN TWELVE MONTHS IS NOT  
6 REQUIRED TO TAKE THE ENGLISH LANGUAGE ARTS ASSESSMENT REQUIRED  
7 IN SUBSECTION (1) OF THIS SECTION. THE YEAR IN WHICH THE STUDENT  
8 DOES NOT TAKE THE ENGLISH LANGUAGE ARTS ASSESSMENT IS INCLUDED  
9 AS ONE OF THE THREE YEARS IN WHICH THE STUDENT MAY TAKE THE  
10 STATE ASSESSMENT IN HIS OR HER NATIVE LANGUAGE AS PROVIDED IN  
11 SUBSECTION (4) OF THIS SECTION.

12 (b) IF ALLOWED BY FEDERAL LAW OR BY A WAIVER OF FEDERAL  
13 LAW RECEIVED FROM THE FEDERAL DEPARTMENT OF EDUCATION  
14 PURSUANT TO PARAGRAPH (c) OF THIS SUBSECTION (5), IN THE FIRST  
15 TWENTY-FOUR MONTHS IN WHICH A STUDENT WHO IS AN ENGLISH  
16 LANGUAGE LEARNER IS ENROLLED IN A SCHOOL IN THE UNITED STATES  
17 AND TAKES THE ENGLISH LANGUAGE ARTS ASSESSMENT, THE DEPARTMENT  
18 OF EDUCATION SHALL NOT INCLUDE THE STUDENT'S SCORES IN  
19 CALCULATING ACHIEVEMENT OF THE PERFORMANCE INDICATORS  
20 PURSUANT TO PART 2 OF ARTICLE 11 OF THIS TITLE FOR THE LOCAL  
21 EDUCATION PROVIDER THAT ENROLLS THE STUDENT.

22 (c) AS SOON AS PRACTICABLE AFTER THE EFFECTIVE DATE OF THIS  
23 SECTION, THE DEPARTMENT OF EDUCATION SHALL SUBMIT TO THE  
24 FEDERAL DEPARTMENT OF EDUCATION A REQUEST FOR A WAIVER OF  
25 FEDERAL LAW AS NECESSARY TO IMPLEMENT PARAGRAPH (b) OF THIS  
26 SUBSECTION (5).

27 (6) THE DEPARTMENT OF EDUCATION, BY POLICY, MAY DETERMINE

1 WHETHER THE SCORES OF ONE OR MORE GROUPS OF STUDENTS ARE NOT  
2 APPROPRIATE TO BE USED IN MEASURING THE LEVELS OF ATTAINMENT ON  
3 THE PERFORMANCE INDICATORS, AS DEFINED IN SECTION 22-11-103. A  
4 POLICY THAT THE DEPARTMENT ADOPTS PURSUANT TO THIS SUBSECTION  
5 (6) MUST BE IN ACCORDANCE WITH THE REQUIREMENTS OF FEDERAL  
6 STATUTES AND REGULATIONS.

7 (7) (a) THE DEPARTMENT OF EDUCATION SHALL PROVIDE TO EACH  
8 LOCAL EDUCATION PROVIDER THE RESULTS OF ALL OF THE STATE  
9 ASSESSMENTS THAT THE LOCAL EDUCATION PROVIDER ADMINISTERS AND  
10 MAKE AVAILABLE TO LOCAL EDUCATION PROVIDERS THE STATE  
11 ASSESSMENT DATA OF INDIVIDUAL STUDENTS THAT IS REQUIRED TO  
12 MEASURE ACADEMIC PROGRESS OVER TIME. THE DEPARTMENT SHALL  
13 ALIGN THE DISAGGREGATION OF STATE ASSESSMENT RESULTS WITH THE  
14 EXCLUSION OF SCORES PERMITTED BY SUBSECTION (6) OF THIS SECTION.

15 (b) THE DEPARTMENT OF EDUCATION SHALL RELEASE TO THE  
16 PUBLIC ONLY THOSE STATE ASSESSMENT RESULTS THAT THE DEPARTMENT  
17 DEEMS VALID. THE DEPARTMENT SHALL NOT RELY ON STATE ASSESSMENT  
18 RESULTS THAT THE DEPARTMENT HAS DEEMED INVALID IN PERFORMANCE  
19 CALCULATIONS WHEN ASSIGNING ACCREDITATION LEVELS OR SCHOOL  
20 PLAN TYPES, AS DESCRIBED IN ARTICLE 11 OF THIS TITLE, TO A LOCAL  
21 EDUCATION PROVIDER. AT ANY TIME THAT THE DEPARTMENT RELEASES  
22 STATE ASSESSMENT RESULTS TO THE PUBLIC, IN ADDITION TO RELEASING  
23 THE RESULTS OF THE ENGLISH VERSIONS OF THE STATE ASSESSMENTS, THE  
24 DEPARTMENT SHALL RELEASE THE RESULTS OF ANY STATE ASSESSMENTS  
25 ADMINISTERED IN LANGUAGES OTHER THAN ENGLISH.

26 (c) AT THE REQUEST OF A LOCAL EDUCATION PROVIDER, THE  
27 ENTITY THAT IS RESPONSIBLE FOR DEVELOPING A STATE ASSESSMENT

1 MUST RETURN TO THE LOCAL EDUCATION PROVIDER THE STUDENT  
2 RESPONSES TO THE ESSAY PORTION AND APPROPRIATE PARAGRAPHS THAT  
3 ARE RELEASED FROM THE ENGLISH LANGUAGE ARTS PORTION OF THE  
4 STATE ASSESSMENT AND THE RESULTS OF ALL REQUESTED STATE  
5 ASSESSMENTS. THE REQUESTING LOCAL EDUCATION PROVIDER MUST PAY  
6 THE ENTITY FOR THE ACTUAL COST OF PHOTOCOPYING AND MAILING THE  
7 ENGLISH LANGUAGE ARTS PORTION OF THE STATE ASSESSMENT. THE  
8 REQUESTING LOCAL EDUCATION PROVIDER SHALL MAINTAIN THE  
9 CONFIDENTIALITY OF ALL STATE ASSESSMENT RESULTS THAT IT RECEIVES  
10 AND MAY USE THE ESSAY PORTION AND APPROPRIATE PARAGRAPHS ONLY  
11 TO IMPROVE AN INDIVIDUAL STUDENT'S WRITING SKILLS.

12 (d) EACH LOCAL EDUCATION PROVIDER SHALL INCLUDE THE  
13 RESULTS OF THE STATE ASSESSMENTS ADMINISTERED PURSUANT TO  
14 SUBSECTION (1) OF THIS SECTION ON EACH STUDENT'S FINAL REPORT CARD  
15 FOR THE APPLICABLE SCHOOL YEAR AND INCLUDE THE RESULTS IN THE  
16 STUDENT'S PERMANENT ACADEMIC RECORD; EXCEPT THAT A LOCAL  
17 EDUCATION PROVIDER MAY INCLUDE STATE ASSESSMENT DATA ON A  
18 STUDENT'S FINAL REPORT CARD ONLY IF THE LOCAL EDUCATION PROVIDER  
19 HAS SUFFICIENT TIME TO PROCESS THE STATE ASSESSMENT RESULTS AFTER  
20 THEY ARE RELEASED.

21 (8) (a) EACH LOCAL EDUCATION PROVIDER SHALL ADOPT POLICIES  
22 TO ENSURE THAT APPROPRIATE PERSONNEL WITHIN EACH SCHOOL DISTRICT  
23 AND EACH INSTITUTE CHARTER SCHOOL SHARE WITH AND EXPLAIN TO THE  
24 PARENT OR LEGAL GUARDIAN OF EACH STUDENT ENROLLED IN THE SCHOOL  
25 DISTRICT OR THE INSTITUTE CHARTER SCHOOL THE STUDENT'S STATE  
26 ASSESSMENT RESULTS AND DIAGNOSTIC REPORTING RETURNED TO THE  
27 STUDENT'S PUBLIC SCHOOL PURSUANT TO SUBSECTION (7) OF THIS

1 SECTION.

2 (b) THE DEPARTMENT OF EDUCATION SHALL CREATE, MAINTAIN,  
3 AND MAKE AVAILABLE TO LOCAL EDUCATION PROVIDERS AND PARENTS OR  
4 LEGAL GUARDIANS, UPON REQUEST, A LIST OF RESOURCES AND PROGRAMS  
5 THAT PUBLIC SCHOOLS AND PARENTS OR LEGAL GUARDIANS MAY ACCESS  
6 TO ASSIST STUDENTS IN ADDRESSING SPECIFIC LEARNING ISSUES  
7 IDENTIFIED BY THE STATE ASSESSMENT RESULTS PROVIDED PURSUANT TO  
8 THIS SECTION.

9 (9) (a) THE DEPARTMENT OF EDUCATION SHALL PERMIT A  
10 NONPUBLIC SCHOOL TO ADMINISTER THE STATE ASSESSMENTS REQUIRED  
11 BY SUBSECTION (1) OF THIS SECTION AND SHALL PROVIDE TO THE  
12 NONPUBLIC SCHOOL THE RESULTS OF ANY STATE ASSESSMENTS  
13 ADMINISTERED, INCLUDING DIAGNOSTIC REPORTING FOR EACH STUDENT'S  
14 PERFORMANCE ON EACH STATE ASSESSMENT. THE NONPUBLIC SCHOOL  
15 MUST PAY ALL COSTS ASSOCIATED WITH ADMINISTERING AND PROVIDING  
16 RESULTS FOR THE STATE ASSESSMENTS.

17 (b) A LOCAL EDUCATION PROVIDER, UPON THE REQUEST OF THE  
18 PARENT OR LEGAL GUARDIAN OF A CHILD WHO IS PARTICIPATING IN A  
19 NONPUBLIC HOME-BASED EDUCATIONAL PROGRAM PURSUANT TO SECTION  
20 22-33-104.5, MUST PERMIT THE CHILD TO TAKE A STATE ASSESSMENT  
21 REQUIRED BY SUBSECTION (1) OF THIS SECTION AND MUST PROVIDE TO THE  
22 PARENT OR LEGAL GUARDIAN OF THE CHILD THE RESULTS OF STATE  
23 ASSESSMENTS ADMINISTERED, INCLUDING DIAGNOSTIC REPORTING FOR  
24 THE CHILD'S PERFORMANCE ON EACH STATE ASSESSMENT. THE PARENT OR  
25 LEGAL GUARDIAN OF THE CHILD MUST PAY ALL COSTS ASSOCIATED WITH  
26 ADMINISTERING AND PROVIDING RESULTS FOR THE STATE ASSESSMENTS.

27 (10) FOR EACH FISCAL YEAR, THE GENERAL ASSEMBLY SHALL

1 APPROPRIATE MONEYS IN THE ANNUAL GENERAL APPROPRIATION ACT TO  
2 THE DEPARTMENT OF EDUCATION TO FUND ADMINISTRATION OF THE STATE  
3 ASSESSMENTS AS DESCRIBED IN THIS SECTION, INCLUDING STATE  
4 ASSESSMENTS ADMINISTERED TO STUDENTS IN ELEVENTH OR TWELFTH  
5 GRADE AT THE REQUEST OF A LOCAL EDUCATION PROVIDER, AND  
6 ADMINISTRATION OF THE CURRICULUM-BASED, ACHIEVEMENT COLLEGE  
7 ENTRANCE EXAM.

8 **22-7-1006.5. Alternative assessment system - pilot program -**  
9 **federal waiver.** (1) THE DEPARTMENT OF EDUCATION SHALL CREATE A  
10 PILOT PROGRAM THROUGH WHICH A LIMITED NUMBER OF VOLUNTEER  
11 LOCAL EDUCATION PROVIDERS MAY JOINTLY DEVELOP, OR SELECT, AND  
12 ADMINISTER AN ASSESSMENT IN EACH OF THE AREAS OF ENGLISH  
13 LANGUAGE ARTS, MATHEMATICS, SCIENCE, AND SOCIAL STUDIES TO  
14 ESTABLISH THE NECESSARY DATA AND FOUNDATION TO SUPPORT A  
15 WAIVER OF THE FEDERAL ASSESSMENT REQUIREMENTS AND TO ESTABLISH  
16 AN ALTERNATIVE STATE NORM-REFERENCED AND NATIONALLY  
17 NORM-REFERENCED ASSESSMENT THAT LOCAL EDUCATION PROVIDERS  
18 MAY CHOOSE TO ADMINISTER.

19 (2) A LOCAL EDUCATION PROVIDER MAY APPLY TO THE  
20 DEPARTMENT OF EDUCATION TO PARTICIPATE IN THE PILOT PROGRAM BY  
21 SUBMITTING AN APPLICATION NO LATER THAN SEPTEMBER 1, 2015. A  
22 LOCAL EDUCATION PROVIDER THAT PARTICIPATES IN THE PILOT PROGRAM  
23 MUST CONTINUE TO ADMINISTER THE STATE ASSESSMENTS AS REQUIRED  
24 IN SECTION 22-7-1006.3 (1) DURING THE TERM OF THE PILOT PROGRAM.  
25 EACH LOCAL EDUCATION PROVIDER THAT PARTICIPATES IN THE PILOT  
26 PROGRAM MUST PAY ANY COSTS THAT IT MAY INCUR AS A PARTICIPANT. A  
27 LOCAL EDUCATION PROVIDER THAT IS A SCHOOL DISTRICT AND THAT

1 PARTICIPATES IN THE PILOT PROGRAM MUST WORK WITH THE SCHOOL  
2 DISTRICT'S PERSONNEL PERFORMANCE EVALUATION COUNCIL CREATED  
3 PURSUANT TO SECTION 22-9-107 IN DEVELOPING OR SELECTING THE  
4 ASSESSMENTS.

5 (3) (a) THE DEPARTMENT OF EDUCATION SHALL SPECIFY THE  
6 INFORMATION THAT A LOCAL EDUCATION PROVIDER MUST SUBMIT TO  
7 APPLY FOR THE PILOT PROGRAM AND THE EXPECTATIONS AND  
8 REQUIREMENTS FOR PARTICIPATING IN THE PILOT PROGRAM.

9 (b) NO LATER THAN OCTOBER 1, 2015, THE DEPARTMENT OF  
10 EDUCATION SHALL SELECT THE LOCAL EDUCATION PROVIDERS THAT WILL  
11 PARTICIPATE IN THE PILOT PROGRAM FROM AMONG THOSE THAT APPLY. IN  
12 SELECTING PARTICIPANTS, THE DEPARTMENT SHALL ENSURE THAT NO  
13 MORE THAN FIFTEEN PERCENT OF THE TOTAL NUMBER OF STUDENTS  
14 ENROLLED IN THE PUBLIC SCHOOLS OF THE STATE FOR THE 2015-16  
15 SCHOOL YEAR ARE INCLUDED IN THE PILOT PROGRAM.

16 (4) IN DESIGNING THE PILOT PROGRAM, THE DEPARTMENT OF  
17 EDUCATION MUST ENSURE THAT THE RESULTING COMBINATION OF STATE  
18 AND LOCAL ASSESSMENTS SUPPORTS USE OF THE COLORADO GROWTH  
19 MODEL AS DEFINED IN SECTION 22-11-103, PROVIDES VALID DATA, WHICH  
20 CAN BE DISAGGREGATED BY STUDENT GROUP, FOR CREDIBLE STATEWIDE  
21 ACCOUNTABILITY AND USE IN MEASURING EDUCATOR EFFECTIVENESS, AND  
22 PROVIDES FLEXIBILITY FOR LOCAL EDUCATION PROVIDERS.

23 (5) NO LATER THAN JANUARY 1, 2016, THE COLORADO  
24 DEPARTMENT OF EDUCATION SHALL APPLY TO THE FEDERAL DEPARTMENT  
25 OF EDUCATION FOR A WAIVER TO IMPLEMENT THE PILOT PROGRAM AS  
26 DESCRIBED IN THIS SECTION AND DESIGNED BY THE COLORADO  
27 DEPARTMENT. THE COLORADO DEPARTMENT SHALL PROVIDE A COPY OF

1 THE WAIVER REQUEST, WHEN SUBMITTED, AND THE RESPONSE RECEIVED  
2 FROM THE FEDERAL DEPARTMENT OF EDUCATION TO THE EDUCATION  
3 COMMITTEES OF THE SENATE AND THE HOUSE OF REPRESENTATIVES, OR  
4 ANY SUCCESSOR COMMITTEES. THE COLORADO DEPARTMENT AND THE  
5 PILOT PROGRAM PARTICIPANTS SHALL WORK WITH THE FEDERAL  
6 DEPARTMENT OF EDUCATION AS NECESSARY TO SUCCESSFULLY  
7 IMPLEMENT THE PILOT PROGRAM.

8 **SECTION 2.** In Colorado Revised Statutes, 22-7-1006, **amend**  
9 (5); and **add** (1) (f) as follows:

10 **22-7-1006. Preschool through elementary and secondary**  
11 **education - aligned assessments - adoption - revisions.** (1) (f) THE  
12 STATE BOARD SHALL ENSURE THAT THE ASSESSMENTS ADOPTED PURSUANT  
13 TO THIS SECTION ARE A COMBINATION OF CONSTRUCTED RESPONSE AND  
14 SELECTED RESPONSE TASKS THAT REQUIRE THE STUDENT TO PRODUCE  
15 INFORMATION OR PERFORM TASKS IN A WAY THAT THE STUDENT'S SKILLS  
16 AND COMPETENCIES CAN BE MEASURED.

17 (5) Every six years after the adoption of the system of assessments  
18 pursuant to paragraph (a) of subsection (1) of this section, the state board  
19 shall review and adopt any appropriate revisions OR UPDATES to ~~such~~ THE  
20 system of assessments, INCLUDING ANY ASSESSMENTS ADMINISTERED IN  
21 LANGUAGES OTHER THAN ENGLISH. The state board may adopt revisions  
22 to an assessment or adopt additional assessments, regardless of whether  
23 it adopts any revision to the standards with which the assessment is  
24 aligned. In adopting revisions to the system of assessments, the state  
25 board shall ensure that the system of assessments continues to meet the  
26 requirements specified in this section. THE DEPARTMENT OF EDUCATION  
27 SHALL REVIEW AND UPDATE THE ADMINISTRATION AND SECURITY POLICIES



1 FOR ASSESSMENTS AS NECESSARY TO MAINTAIN THE INTEGRITY OF THE  
2 ASSESSMENTS.

3 **SECTION 3.** In Colorado Revised Statutes, 22-7-1013, **add** (6)  
4 **and (7)** as follows:

5 **22-7-1013. Local education provider - preschool through**  
6 **elementary and secondary education standards - adoption - academic**  
7 **acceleration.** (6) EACH LOCAL EDUCATION PROVIDER SHALL ADOPT AND  
8 IMPLEMENT A WRITTEN POLICY BY WHICH THE LOCAL EDUCATION  
9 PROVIDER WILL DECIDE WHETHER THE STUDENTS ENROLLED BY THE  
10 LOCAL EDUCATION PROVIDER WILL USE PENCIL AND PAPER TO COMPLETE  
11 ANY PORTION OF A STATE ASSESSMENT ADMINISTERED PURSUANT TO  
12 SECTION 22-7-1006.3 THAT THE STUDENTS WOULD OTHERWISE COMPLETE  
13 USING A COMPUTER. THE POLICY MUST ENSURE THAT THE LOCAL  
14 EDUCATION PROVIDER MAKES THE DECISION IN CONSULTATION WITH  
15 PARENTS AND, IF THE LOCAL EDUCATION PROVIDER IS A SCHOOL DISTRICT  
16 OR BOARD OF COOPERATIVE SERVICES, THE PUBLIC SCHOOLS THAT THE  
17 LOCAL EDUCATION PROVIDER OPERATES. THE LOCAL EDUCATION  
18 PROVIDER MAY DECIDE THAT THE STUDENTS IN ONE OR MORE OF THE  
19 PUBLIC SCHOOLS, OR IN ONE OR MORE OF THE CLASSROOMS OF THE PUBLIC  
20 SCHOOLS, OPERATED BY THE LOCAL EDUCATION PROVIDER WILL USE  
21 PENCIL AND PAPER TO COMPLETE THE COMPUTERIZED PORTIONS OF A  
22 STATE ASSESSMENT. EACH YEAR BEFORE THE START OF FALL SEMESTER  
23 CLASSES, THE LOCAL EDUCATION PROVIDER SHALL DISTRIBUTE COPIES OF  
24 THE POLICY TO THE PARENTS OF STUDENTS ENROLLED IN THE LOCAL  
25 EDUCATION PROVIDER AND POST A COPY OF THE POLICY ON THE LOCAL  
26 EDUCATION PROVIDER'S WEB SITE.

27 (7) (a) EACH LOCAL EDUCATION PROVIDER SHALL ADOPT AND

1 IMPLEMENT PROCEDURES BY WHICH THE LOCAL EDUCATION PROVIDER, OR  
2 THE PUBLIC SCHOOLS THAT THE LOCAL EDUCATION PROVIDER OPERATES,  
3 SHALL ANNUALLY DISTRIBUTE TO THE PARENTS OF STUDENTS ENROLLED  
4 BY THE LOCAL EDUCATION PROVIDER AN ASSESSMENT CALENDAR. AT A  
5 MINIMUM, THE ASSESSMENT CALENDAR MUST SPECIFY THE ESTIMATED  
6 HOURS EACH TESTING DAY THAT SPECIFIC CLASSES OR GRADES WILL TAKE  
7 EACH ASSESSMENT AND IDENTIFY WHETHER THE ASSESSMENT IS REQUIRED  
8 BY FEDERAL LAW OR STATE LAW OR SELECTED BY THE LOCAL EDUCATION  
9 PROVIDER. THE PROCEDURES SHALL SPECIFY THE TIMING FOR  
10 DISTRIBUTION OF THE CALENDAR AND REQUIRE THAT THE CALENDAR IS  
11 DISTRIBUTED TO PARENTS AND POSTED ON THE LOCAL EDUCATION  
12 PROVIDER'S WEB SITE.

13 (b) (I) IN ADDITION TO THE CALENDAR DESCRIBED IN PARAGRAPH  
14 (a) OF THIS SUBSECTION (7), EACH LOCAL EDUCATION PROVIDER SHALL  
15 PROVIDE WRITTEN INFORMATION TO THE PARENTS OF STUDENTS ENROLLED  
16 BY THE LOCAL EDUCATION PROVIDER THAT DESCRIBES:

17 (A) THE STATE AND LOCAL ASSESSMENTS THAT THE LOCAL  
18 EDUCATION PROVIDER WILL ADMINISTER DURING THE SCHOOL YEAR,  
19 IDENTIFYING THE ASSESSMENTS THAT THE LOCAL EDUCATION PROVIDER  
20 IS REQUIRED BY FEDERAL LAW TO ADMINISTER, ANY ADDITIONAL STATE  
21 ASSESSMENTS THAT THE LOCAL EDUCATION PROVIDER IS REQUIRED BY  
22 SECTION 22-7-1006.3 TO ADMINISTER, THE ASSESSMENTS THAT THE LOCAL  
23 EDUCATION PROVIDER IS REQUIRED BY OTHER STATE LAW TO ADMINISTER,  
24 AND THE ADDITIONAL ASSESSMENTS THAT THE LOCAL EDUCATION  
25 PROVIDER CHOOSES TO ADMINISTER;

26 (B) THE ANTICIPATED CALENDAR FOR ADMINISTERING THE STATE  
27 AND LOCAL ASSESSMENTS DURING THE SCHOOL YEAR; AND

1 (C) THE PURPOSES OF THE STATE ASSESSMENTS ADMINISTERED  
2 PURSUANT TO SECTION 22-7-1006.3 AND ANY ADDITIONAL LOCAL  
3 ASSESSMENTS THAT THE LOCAL EDUCATION PROVIDER ADMINISTERS AND  
4 THE MANNER IN WHICH THE DEPARTMENT OF EDUCATION AND THE LOCAL  
5 EDUCATION PROVIDER USES THE ASSESSMENT RESULTS.

6 (II) EACH LOCAL EDUCATION PROVIDER SHALL ANNUALLY  
7 DISTRIBUTE THE WRITTEN INFORMATION TO PARENTS AS EARLY IN THE  
8 SCHOOL YEAR AS POSSIBLE AND SHALL POST THE WRITTEN INFORMATION  
9 ON THE LOCAL EDUCATION PROVIDER'S WEB SITE.

10 (c) THE PROVISIONS OF THIS SUBSECTION (7) DO NOT APPLY TO  
11 COURSE-SPECIFIC ASSESSMENTS THAT ARE NOT ADOPTED BY THE STATE  
12 BOARD PURSUANT TO SECTION 22-7-1006 OR TO NONSTANDARDIZED,  
13 CLASSROOM-BASED ASSESSMENTS THAT INDIVIDUAL EDUCATORS CHOOSE  
14 TO ADMINISTER TO STUDENTS.

15 **SECTION 4.** In Colorado Revised Statutes, 22-7-1205, **amend**  
16 (1) (b); and **add** (1) (a.5) and (1) (d) as follows:

17 **22-7-1205. Reading competency - assessments - READ plan**  
18 **creation - parental involvement.** (1) (a.5) EACH LOCAL EDUCATION  
19 PROVIDER IS REQUIRED TO ADMINISTER A READING ASSESSMENT TO  
20 STUDENTS ENROLLED IN KINDERGARTEN DURING THE FIRST NINETY DAYS  
21 OF THE SCHOOL YEAR. IF THE LOCAL EDUCATION PROVIDER ADMINISTERS  
22 THE READING ASSESSMENT WITHIN THE FIRST SIXTY DAYS OF THE SCHOOL  
23 YEAR, IT IS NOT REQUIRED TO ADMINISTER THE LITERACY COMPONENT OF  
24 THE SCHOOL READINESS ASSESSMENT AS PROVIDED IN SECTION 22-7-1014  
25 (1) (a).

26 (b) If a teacher finds, based on a student's scores on the approved  
27 reading assessments, that the student may have a significant reading

1 deficiency, the teacher shall administer to the student one or more  
2 diagnostic assessments WITHIN SIXTY DAYS AFTER THE PREVIOUS  
3 ASSESSMENT to determine the student's specific reading skill deficiencies.  
4 Each local education provider shall select from the list of approved  
5 assessments adopted by rule of the state board pursuant to section  
6 22-7-1209 (1) those assessments it shall use USES to determine a student's  
7 specific reading skill deficiencies. A local education provider may choose  
8 to use other diagnostic reading assessments in addition to but not in lieu  
9 of the approved assessments.

10 (d) IF, BASED ON A STUDENT'S SCORES ON THE APPROVED READING  
11 ASSESSMENTS IN A SPECIFIC SCHOOL YEAR, A TEACHER FINDS THAT A  
12 STUDENT DEMONSTRATES READING COMPETENCY APPROPRIATE FOR HIS OR  
13 HER GRADE LEVEL, THE LOCAL EDUCATION PROVIDER IS NOT REQUIRED TO  
14 ADMINISTER THE APPROVED INTERIM READING ASSESSMENTS TO THE  
15 STUDENT FOR THE REMAINDER OF THE SPECIFIC SCHOOL YEAR.

16 **SECTION 5.** In Colorado Revised Statutes, 22-7-1209, **amend**  
17 (2) (a) (II) (C) and (2) (a) (II) (D); and **add** (2) (a) (II) (E) as follows:

18 **22-7-1209. State board - rules - department - duties.**

19 (2) (a) (II) The department shall ensure that:

20 (C) Each of the recommended reading diagnostics is proven to  
21 accurately identify students' specific reading skill deficiencies; ~~and~~

22 (D) At least one of the recommended reading assessments for  
23 kindergarten and first, second, and third grades is normed for the  
24 performance of students who speak Spanish as their native language,  
25 which assessment is available in both English and Spanish; AND

26 (E) THE LIST OF RECOMMENDED READING ASSESSMENTS AND  
27 READING DIAGNOSTICS INCLUDES AT LEAST ONE ASSESSMENT AND ONE

1 DIAGNOSTIC THAT A STUDENT CAN COMPLETE USING PENCIL AND PAPER  
2 RATHER THAN USING A COMPUTER.

3 **SECTION 6.** In Colorado Revised Statutes, 22-7-1014, **amend**  
4 (1) (a) and (2) (a) as follows:

5 **22-7-1014. Preschool individualized readiness plans - school**  
6 **readiness - assessments.** (1) (a) Beginning in the fall semester of 2013,  
7 each local education provider that provides a preschool or kindergarten  
8 program shall ensure that each student enrolled in a preschool or  
9 kindergarten program operated by the local education provider receives  
10 an individualized readiness plan that addresses the preschool standards or  
11 kindergarten standards, as appropriate, knowledge and skill areas in  
12 which a student needs assistance to make progress toward school  
13 readiness. IF A STUDENT IS IDENTIFIED AS HAVING A SIGNIFICANT READING  
14 DEFICIENCY AS PROVIDED IN SECTION 22-7-1205, THE LOCAL EDUCATION  
15 PROVIDER SHALL INCLUDE THE STUDENT'S READ PLAN CREATED  
16 PURSUANT TO SECTION 22-7-1206 AS A COMPONENT OF THE STUDENT'S  
17 INDIVIDUALIZED READINESS PLAN.

18 (2) (a) Beginning with students who enter kindergarten in the fall  
19 semester of 2013, each local education provider shall ensure that each  
20 student enrolled in a kindergarten program operated by the local  
21 education provider progresses toward demonstrating school readiness.  
22 Each local education provider shall administer the school readiness  
23 assessment WITHIN THE FIRST SIXTY DAYS OF THE SCHOOL YEAR to each  
24 student enrolled in a kindergarten program operated by the local  
25 education provider to measure each student's ~~progress toward~~  
26 ~~demonstrating~~ LEVEL OF school readiness. IF THE LOCAL EDUCATION  
27 PROVIDER ADMINISTERS A READING ASSESSMENT PURSUANT TO SECTION

1 22-7-1205 (1) (a.5) WITHIN THE FIRST SIXTY DAYS OF THE SCHOOL YEAR  
2 TO STUDENTS ENROLLED IN THE KINDERGARTEN PROGRAM, THE LOCAL  
3 EDUCATION PROVIDER IS NOT REQUIRED TO ADMINISTER THE LITERACY  
4 COMPONENT OF THE SCHOOL READINESS ASSESSMENT. THE LOCAL  
5 EDUCATION PROVIDER MAY CHOOSE TO MONITOR A STUDENT'S PROGRESS  
6 TOWARD DEMONSTRATING SCHOOL READINESS BY ADMINISTERING AN  
7 APPROVED SCHOOL READINESS ASSESSMENT MULTIPLE TIMES OVER THE  
8 COURSE OF THE SCHOOL YEAR.

9 **SECTION 7.** In Colorado Revised Statutes, 22-11-207, **amend**  
10 **(4)** as follows:

11 **22-11-207. Accreditation categories - criteria - rules.**

12 **(4) (a)** The state board by rule shall specify how long a school district or  
13 the institute may remain in an accreditation category that is below  
14 accredited; except that the state board shall not allow a school district or  
15 the institute to remain at accredited with priority improvement plan or  
16 below for longer than a total of five consecutive school years before  
17 removing the school district's or the institute's accreditation as provided  
18 in section 22-11-209.

19 **(b)** NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (a) OF  
20 THIS SUBSECTION (4), FOR PURPOSES OF CALCULATING WHETHER A SCHOOL  
21 DISTRICT OR THE INSTITUTE IS ACCREDITED WITH PRIORITY IMPROVEMENT  
22 PLAN OR BELOW FOR LONGER THAN A TOTAL OF FIVE CONSECUTIVE  
23 SCHOOL YEARS, THE DEPARTMENT SHALL EXCLUDE THE 2015-16 SCHOOL  
24 YEAR, DURING WHICH THE DEPARTMENT DOES NOT ASSIGN  
25 ACCREDITATION RATINGS AS PROVIDED IN SECTION 22-11-208 (1.5), FROM  
26 THE CALCULATION AND SHALL COUNT THE 2016-17 SCHOOL YEAR AS IF IT  
27 WERE CONSECUTIVE TO THE 2014-15 SCHOOL YEAR.

1           **SECTION 8.** In Colorado Revised Statutes, 22-11-208, **amend**  
2 (1.5) as follows:

3           **22-11-208. Accreditation - annual review - supports and**  
4 **interventions - rules.** (1.5) Notwithstanding any provision of this article,  
5 or any provision of state board rule that implements this article, to the  
6 contrary, for the 2015-16 school year, the department shall NOT assign  
7 accreditation ratings for school districts and the institute. ~~based on:~~ FOR  
8 THE 2015-16 SCHOOL YEAR, EACH SCHOOL DISTRICT AND THE INSTITUTE  
9 SHALL CONTINUE TO IMPLEMENT THE PLAN TYPE THAT WAS ASSIGNED FOR  
10 THE PRECEDING SCHOOL YEAR. THE DEPARTMENT SHALL ASSIGN  
11 ACCREDITATION RATINGS FOR SCHOOL DISTRICTS AND THE INSTITUTE FOR  
12 THE 2016-17 SCHOOL YEAR AND EACH SCHOOL YEAR THEREAFTER.

13           ~~(a) The accreditation rating assigned to the school district or the~~  
14 ~~institute for the preceding school year;~~

15           ~~(b) The school district's or the institute's compliance with the~~  
16 ~~provisions of its accreditation contract;~~

17           ~~(c) The level of participation on the statewide assessments by~~  
18 ~~students enrolled in the schools of the school district or in the institute~~  
19 ~~charter schools; and~~

20           ~~(d) Valid and reliable data that meets the guidelines established~~  
21 ~~by the commissioner and that the school district or the institute may~~  
22 ~~submit to the department to demonstrate the school district's or the~~  
23 ~~institute's progress in improving student performance with regard to the~~  
24 ~~Colorado academic standards and postsecondary and workforce readiness~~  
25 ~~and in attaining the statewide targets for the performance indicators and~~  
26 ~~the school district's or the institute's performance targets for the preceding~~  
27 ~~school year.~~

1           **SECTION 9.** In Colorado Revised Statutes, 22-11-210, **amend**  
2 (1) (d) and (2.5) as follows:

3           **22-11-210. Public schools - annual review - plans - supports**  
4 **and interventions - rules.** (1) (d) (I) The state board by rule shall specify  
5 how long a public school may implement an improvement, priority  
6 improvement, or turnaround plan; except that the state board shall not  
7 allow a public school to continue implementing a priority improvement  
8 or turnaround plan for longer than a combined total of five consecutive  
9 school years before requiring the school district or the institute to  
10 restructure or close the public school.

11           (II) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF  
12 THIS PARAGRAPH (d), FOR PURPOSES OF CALCULATING WHETHER A PUBLIC  
13 SCHOOL IS REQUIRED TO IMPLEMENT A PRIORITY IMPROVEMENT OR  
14 TURNAROUND PLAN FOR LONGER THAN A COMBINED TOTAL OF FIVE  
15 CONSECUTIVE SCHOOL YEARS, THE DEPARTMENT SHALL EXCLUDE THE  
16 2015-16 SCHOOL YEAR, DURING WHICH THE DEPARTMENT DOES NOT  
17 RECOMMEND SCHOOL PLANS AS PROVIDED IN SUBSECTION (2.5) OF THIS  
18 SECTION, FROM THE CALCULATION AND SHALL COUNT THE 2016-17  
19 SCHOOL YEAR AS IF IT WERE CONSECUTIVE TO THE 2014-15 SCHOOL YEAR.

20           (2.5) Notwithstanding any provision of this article, or any  
21 provision of state board rule that implements this article, to the contrary,  
22 for the 2015-16 school year, the department shall NOT recommend to the  
23 state board school plan types. ~~based on:~~ FOR THE 2015-16 SCHOOL YEAR,  
24 EACH PUBLIC SCHOOL SHALL CONTINUE TO IMPLEMENT THE SCHOOL PLAN  
25 TYPE THAT WAS ASSIGNED FOR THE PRECEDING SCHOOL YEAR. THE  
26 DEPARTMENT SHALL RECOMMEND TO THE STATE BOARD SCHOOL PLAN  
27 TYPES FOR THE 2016-17 SCHOOL YEAR AND EACH SCHOOL YEAR



1     ~~THEREAFTER.~~

2             ~~(a) The type of school plan that the public school was required to~~  
3 ~~implement for the preceding school year;~~

4             ~~(b) The level of participation by students enrolled in the public~~  
5 ~~school in the statewide assessments; and~~

6             ~~(c) Valid and reliable data that meets the guidelines established by~~  
7 ~~the commissioner and that the school district of the public school or the~~  
8 ~~institute may submit to the department to demonstrate the public school's~~  
9 ~~progress in improving student performance with regard to the Colorado~~  
10 ~~academic standards and postsecondary and workforce readiness and in~~  
11 ~~attaining the statewide targets for the performance indicators, the school~~  
12 ~~district's or the institute's performance targets, and the public school's~~  
13 ~~performance targets for the preceding school year.~~

14             **SECTION 10.** In Colorado Revised Statutes, 22-9-106, **amend**  
15 **(2.5) (b) (II) (A) as follows:**

16             **22-9-106. Local boards of education - duties - performance**  
17 **evaluation system - compliance - rules - repeal.** (2.5) (b) (II) (A) For  
18 the 2014-15 academic year and every year thereafter, a local board shall  
19 implement a licensed personnel evaluation system based on the quality  
20 standards established pursuant to this article and rule of the state board,  
21 including student academic growth; except that, for the 2014-15 academic  
22 year only, a local board may determine at what percentage, if any, to  
23 weigh student academic growth toward the final level of effectiveness  
24 assigned to any person receiving an evaluation pursuant to this article. In  
25 no instance may a local board weigh student academic growth, as used in  
26 determining a final level of effectiveness, at greater than fifty percent.

27 ~~FOR THE 2014-15 ACADEMIC YEAR, A LOCAL BOARD SHALL NOT USE THE~~

1 RESULTS OF THE STATE ASSESSMENTS ADMINISTERED PURSUANT TO  
2 SECTION 22-7-1006.3 IN MEASURING STUDENT ACADEMIC GROWTH FOR  
3 PURPOSES OF DETERMINING A PERSON'S LEVEL OF EFFECTIVENESS.

4 **SECTION 11.** In Colorado Revised Statutes, 22-11-208, add  
5 (1.7) as follows:

6 **22-11-208. Accreditation - annual review - supports and**  
7 **interventions - rules.** (1.7) AS PART OF THE PRESENTATION TO THE JOINT  
8 EDUCATION COMMITTEE REQUIRED BY SECTION 2-7-203, C.R.S., IN 2015,  
9 THE DEPARTMENT SHALL REPORT PROGRESS IN USING THE ASSESSMENT  
10 RESULTS RECEIVED PURSUANT TO SECTION 22-7-1006.3 TO CALCULATE  
11 FAIRLY AND IN A TIMELY MANNER EACH SCHOOL DISTRICT'S AND THE  
12 INSTITUTE'S ACHIEVEMENT OF THE PERFORMANCE INDICATORS. THE  
13 DEPARTMENT SHALL RECOMMEND TO THE JOINT EDUCATION COMMITTEE  
14 WHETHER THE PROVISIONS OF SUBSECTION (1.5) OF THIS SECTION SHOULD  
15 BE EXTENDED TO APPLY IN SUBSEQUENT SCHOOL YEARS.

16 **SECTION 12.** In Colorado Revised Statutes, 22-11-210, add  
17 (2.7) as follows:

18 **22-11-210. Public schools - annual review - plans - supports**  
19 **and interventions - rules.** (2.7) AS PART OF THE PRESENTATION TO THE  
20 JOINT EDUCATION COMMITTEE REQUIRED BY SECTION 2-7-203, C.R.S., IN  
21 2015, THE DEPARTMENT SHALL REPORT PROGRESS IN USING THE  
22 ASSESSMENT RESULTS RECEIVED PURSUANT TO SECTION 22-7-1006.3 TO  
23 CALCULATE FAIRLY AND IN A TIMELY MANNER EACH PUBLIC SCHOOL'S  
24 ACHIEVEMENT OF THE PERFORMANCE INDICATORS. THE DEPARTMENT  
25 SHALL RECOMMEND TO THE JOINT EDUCATION COMMITTEE WHETHER THE  
26 PROVISIONS OF SUBSECTION (2.5) OF THIS SECTION SHOULD BE EXTENDED  
27 TO APPLY IN SUBSEQUENT SCHOOL YEARS.

1           **SECTION 13.** In Colorado Revised Statutes, **repeal** part 4 of  
2 article 7 of title 22.

3           **SECTION 14.** In Colorado Revised Statutes, 2-2-1801, **amend**  
4 (1) (d) as follows:

5           **2-2-1801. Legislative declaration.** (1) The general assembly  
6 finds that:

7           (d) At a minimum, the study should examine how the statewide  
8 assessments required in sections ~~22-7-409~~, 22-7-1006 and ~~22-7-1013~~  
9 22-7-1006.3, C.R.S., and in part 12 of article 7 of title 22, C.R.S., are  
10 administered, how the data obtained from the assessments are used, and  
11 the impact of the statewide assessments on local assessment systems,  
12 instructional time, and administrative workload;

13           **SECTION 15.** In Colorado Revised Statutes, 2-2-1802, **amend**  
14 (6) and (10) as follows:

15           **2-2-1802. Definitions.** As used in this part 18, unless the context  
16 otherwise requires:

17           (6) "Local assessments" means assessments that a school district  
18 or charter school adopts and administers pursuant to section ~~22-7-407~~,  
19 22-7-1013 or 22-7-1205, C.R.S.

20           (10) "Statewide assessments" means the assessments administered  
21 pursuant to section ~~22-7-409~~, ~~22-7-1006~~, 22-7-1006.3 or 22-7-1205,  
22 C.R.S.

23           **SECTION 16.** In Colorado Revised Statutes, 18-1.3-407, **amend**  
24 (3.4) (c) as follows:

25           **18-1.3-407. Sentences - youthful offenders - legislative**  
26 **declaration - powers and duties of district court - authorization for**  
27 **youthful offender system - powers and duties of department of**

1 **corrections - definitions.** (3.4) In addition to the powers granted to the  
2 department of corrections in subsection (3.3) of this section, the  
3 department of corrections may:

4 (c) Contract with any public or private entity, including but not  
5 limited to a school district, for provision or certification of educational  
6 services. Offenders receiving educational services or diplomas from a  
7 school district under an agreement entered into pursuant to this paragraph  
8 (c) shall not be included in computing the school district's student  
9 performance on statewide assessments pursuant to ~~section 22-7-409~~  
10 SECTION 22-7-1006.3, C.R.S., or the school district's levels of attainment  
11 of the performance indicators pursuant to article 11 of title 22, C.R.S.

12 **SECTION 17.** In Colorado Revised Statutes, 22-1-104, **amend**  
13 (4) (a) as follows:

14 **22-1-104. Teaching of history, culture, and civil government.**  
15 (4) (a) In an effort to increase civic participation among young people,  
16 each school district board of education shall convene a community forum  
17 on a periodic basis, but not less than once every ten years, for all  
18 interested persons to discuss adopted content standards in civics,  
19 including the subjects described in subsection (2) of this section. ~~and in~~  
20 ~~conformance with the plan to reexamine acceptable performance levels~~  
21 ~~described in section 22-7-407 (2).~~

22 **SECTION 18.** In Colorado Revised Statutes, 22-1-123, **amend**  
23 (5) (b) as follows:

24 **22-1-123. Protection of student data - parental or legal**  
25 **guardian consent for surveys.** (5) (b) The requirement of written  
26 consent pursuant to this subsection (5) applies throughout a public  
27 school's curriculum and other school activities; except that the

1 requirement of written consent does not apply to a student's participation  
2 in an assessment administered pursuant to ~~section 22-7-407 or 22-7-409~~  
3 ~~or~~ part 10 of article 7 of this title. In implementing this subsection (5), the  
4 school or school district and employees shall ensure that their first  
5 responsibility is to students and their parents and shall allow only minimal  
6 use of students' academic time by institutions, agencies, or organizations  
7 outside the school or school district to gather information from students.

8 **SECTION 19.** In Colorado Revised Statutes, 22-2-106, **amend**  
9 (1) (a.5) introductory portion and (1) (a.5) (V) as follows:

10 **22-2-106. State board - duties.** (1) It is the duty of the state  
11 board:

12 (a.5) To adopt, on or before May 15, 2013, a comprehensive set  
13 of guidelines for the establishment of high school graduation  
14 requirements to be used by each school district board of education in  
15 developing local high school graduation requirements. Each school  
16 district board of education ~~shall retain~~ RETAINS the authority to develop  
17 its own unique high school graduation requirements, so long as those  
18 local high school graduation requirements meet or exceed any minimum  
19 standards or basic core competencies or skills identified in the  
20 comprehensive set of guidelines for high school graduation developed by  
21 the state board pursuant to this paragraph (a.5). In developing the  
22 guidelines for high school graduation, the state board shall utilize the  
23 recommendations of the state graduation guidelines development council  
24 established in section 22-7-414, as it existed prior to July 1, 2008, and  
25 shall:

26 (V) Utilize standards-based education, as described in ~~section~~  
27 ~~22-7-402, and as revised pursuant to~~ part 10 of article 7 of this title, as the

1 framework for the development of the guidelines for high school  
2 graduation and consider how high school graduation requirements can be  
3 articulated in a standards-based education system. ~~In the process of~~  
4 ~~developing the guidelines for high school graduation, the state board shall~~  
5 ~~ensure that the state model content standards, adopted pursuant to section~~  
6 ~~22-7-406, are sufficiently rigorous, particularly in the core academic~~  
7 ~~subject areas of mathematics, science, reading, and writing so that~~  
8 ~~students are exposed to subject matter that research indicates will~~  
9 ~~adequately prepare them for entrance into the workforce or the~~  
10 ~~postsecondary education system. On or before August 1, 2007, the state~~  
11 ~~board shall begin to receive public comment on the adequacy of the~~  
12 ~~existing state model content standards. As part of receiving public~~  
13 ~~comment, the state board is encouraged to form a stakeholder group of~~  
14 ~~parents, teachers, administrators, and others to develop recommendations~~  
15 ~~related to modernizing the state model content standards in mathematics,~~  
16 ~~science, reading, and writing. On or before February 1, 2008, the state~~  
17 ~~board shall report to the education committees of the house of~~  
18 ~~representatives and the senate, or any successor committees, on the~~  
19 ~~adequacy of the existing state model content standards in these subject~~  
20 ~~matters.~~

21 **SECTION 20.** In Colorado Revised Statutes, 22-2-109, **amend**  
22 (6) (a) introductory portion and (6) (a) (II) as follows:

23 **22-2-109. State board of education - additional duties - teacher**  
24 **standards - principal standards.** (6) (a) On or before January 1, 2003,  
25 the state board of education by rule shall adopt performance-based  
26 principal licensure standards to guide the development of principal  
27 preparation programs offered by institutions of higher education. The

1 state board of education shall develop said standards in collaboration with  
2 institutions of higher education that offer principal preparation programs,  
3 superintendents and local boards of education, and the commission on  
4 higher education. The state board of education shall ensure that said  
5 standards are consistent with national standards for principal preparation.  
6 Said standards ~~shall~~ MUST include, but need not be limited to, the  
7 following:

8 (II) Instructional skills and knowledge and the use of data  
9 necessary to lead and organize a standards-based school that is  
10 characterized by student proficiency in literacy and the state ~~model~~  
11 content standards as described in ~~section 22-7-406~~ SECTION 22-7-1005.

12 **SECTION 21.** In Colorado Revised Statutes, 22-2-117, **amend**  
13 (1.5) as follows:

14 **22-2-117. Additional power - state board - waiver of**  
15 **requirements - rules.** (1.5) Notwithstanding any provision of this  
16 section or any other provision of law, the state board shall not waive  
17 requirements contained in article 11 of this title or ~~sections 22-7-409~~  
18 SECTIONS 22-7-1006.3, 22-32-105, 22-32-109 (1) (bb) (I) and (2),  
19 22-32-109.1 (2) (a), 22-32-146, and 22-33-104 (4).

20 **SECTION 22.** In Colorado Revised Statutes, 22-2-406, **amend**  
21 (1) (a) as follows:

22 **22-2-406. Facility schools board duties - curriculum -**  
23 **graduation standards - rules.** (1) In addition to any other duties  
24 provided by law, the facility schools board shall:

25 (a) Adopt curriculum to be provided by approved facility schools.  
26 At a minimum, the facility schools board shall align the curriculum for  
27 the core subjects of reading, writing, mathematics, science, history, and

1 geography with the state ~~model~~ content standards adopted pursuant to  
2 ~~section 22-7-406~~ SECTION 22-7-1005 and the STATE assessments  
3 administered ~~through the Colorado student assessment program pursuant~~  
4 ~~to section 22-7-409~~ AS PROVIDED IN SECTION 22-7-1006.3. The curriculum  
5 ~~shall~~ MUST include a range of course work from which an approved  
6 facility school may select courses that meet the needs of the students who  
7 are placed at the facility.

8 **SECTION 23.** In Colorado Revised Statutes, 22-5-115, **amend**  
9 (4) as follows:

10 **22-5-115. Financing boards of cooperative services.** (4) For  
11 budget years commencing on or after July 1, 1996, any amount received  
12 by a board of cooperative services pursuant to this section ~~shall~~ MUST be  
13 used to fund professional educator development in standards-based  
14 education, ~~pursuant to the plan adopted by each school district pursuant~~  
15 ~~to section 22-7-407 (2)~~ AS IMPLEMENTED THROUGH PART 10 OF ARTICLE  
16 7 OF THIS TITLE, in each school district that is a member of such board and  
17 in any nonmember school district that chooses to participate in a  
18 professional educator development program with any board of  
19 cooperative services.

20 **SECTION 24.** In Colorado Revised Statutes, 22-7-604.5, **amend**  
21 (1) introductory portion, (1) (a) (VI) (A), (1) (a) (VI) (C), and (3) (a) as  
22 follows:

23 **22-7-604.5. Alternative education campuses - criteria -**  
24 **application - rule-making.** (1) A public school may apply to the state  
25 board for designation as an alternative education campus. The state board  
26 shall adopt rules specifying the criteria and application process for a  
27 public school to be designated an alternative education campus. The rules



1 ~~shall~~ MUST include but need not be limited to:

2 (a) Criteria that a public school must meet to be designated an  
3 alternative education campus, including but not limited to the following:

4 (VI) (A) Serving students who have severe limitations that  
5 preclude appropriate administration of the assessments administered  
6 pursuant to ~~section 22-7-409~~ SECTION 22-7-1006.3;

7 (C) Serving students who attend on a part-time basis and who  
8 come from other public schools where the part-time students are counted  
9 in the enrollment of the other public school; except that the results of the  
10 assessments administered pursuant to ~~section 22-7-409~~ of SECTION  
11 22-7-1006.3 TO all part-time students and high-risk students as defined in  
12 subsection (1.5) of this section ~~shall~~ MUST be used in determining the  
13 levels of attainment on the performance indicators for the public school  
14 for which the student is counted for enrollment purposes;

15 (3) (a) Except as excluded pursuant to ~~section 22-7-409~~ SECTION  
16 22-7-1006.3, the results of the assessments administered pursuant to  
17 ~~section 22-7-409~~ for SECTION 22-7-1006.3 TO all part-time students  
18 attending a school or a program that is designated an alternative education  
19 campus pursuant to this section ~~shall~~ MUST be included in determining the  
20 levels of attainment on the performance indicators achieved by the school  
21 to which the student is assigned for enrollment purposes.

22 **SECTION 25.** In Colorado Revised Statutes, 22-7-802, **amend**  
23 (3); and **repeal** (1) as follows:

24 **22-7-802. Definitions.** As used in this part 8, unless the context  
25 otherwise requires:

26 (1) "~~CSAP~~" means the ~~Colorado student assessment program~~  
27 ~~administered pursuant to section 22-7-409.~~

1 (3) "Eligible student" means a student who will begin fifth, sixth,  
2 seventh, or eighth grade in the next academic year and who has received  
3 an unsatisfactory proficiency level score on the STATE reading, writing,  
4 or mathematics assessment administered ~~through the CSAP~~ PURSUANT TO  
5 SECTION 22-7-1006.3 for the preceding academic year.

6 **SECTION 26.** In Colorado Revised Statutes, 22-11-103, **amend**  
7 (33) as follows:

8 **22-11-103. Definitions.** As used in this article, unless the context  
9 otherwise requires:

10 (33) "Statewide assessments" means the assessments administered  
11 pursuant to ~~the Colorado student assessment program created in section~~  
12 ~~22-7-409 or as part of the system of assessments adopted by the state~~  
13 ~~board pursuant to section 22-7-1006~~ SECTION 22-7-1006.3.

14 **SECTION 27.** In Colorado Revised Statutes, 22-24-106, **amend**  
15 (1) (c) and (1) (h) as follows:

16 **22-24-106. Department of education - powers - duties - state**  
17 **board of education - rules.** (1) The department shall:

18 (c) Establish, by guidelines, any accommodations that a local  
19 education provider must allow and the circumstances in which a local  
20 education provider must allow the accommodations for English language  
21 learners who are taking assessments pursuant to ~~section 22-7-409 or~~  
22 ~~22-7-1006~~ SECTION 22-7-1006.3;

23 (h) Disaggregate the data received through the ~~statewide~~ STATE  
24 assessment program pursuant to ~~section 22-7-409 or 22-7-1006~~ SECTION  
25 22-7-1006.3 and report the English language proficiency and academic  
26 achievement of English language learners, while they are receiving  
27 services through the English language proficiency program and after they

1 exit the English language proficiency program through high school  
2 graduation, as provided in part 5 of article 11 of this title; and

3 **SECTION 28.** In Colorado Revised Statutes, 22-30.5-104,  
4 **amend** (6) (c) (II) as follows:

5 **22-30.5-104. Charter school - requirements - authority.**

6 (6) (c) A school district, on behalf of a charter school, may apply to the  
7 state board for a waiver of a state statute or state rule that is not an  
8 automatic waiver. Notwithstanding any provision of this subsection (6)  
9 to the contrary, the state board may not waive any statute or rule relating  
10 to:

11 (II) The assessments required to be administered pursuant to  
12 ~~section 22-7-409~~ SECTION 22-7-1006.3;

13 **SECTION 29.** In Colorado Revised Statutes, 22-30.5-303,  
14 **amend** (2) (b) introductory portion, (2) (b) (III), and (2) (b) (IV) as  
15 follows:

16 **22-30.5-303. Independent charter schools - request for**  
17 **proposals - response contents.** (2) (b) The state board shall adopt rules  
18 specifying a schedule for receipt of the responses to the request for  
19 proposals pursuant to paragraph (a) of this subsection (2), the formation  
20 of a review committee and receipt of the recommendations of said  
21 committee pursuant to section 22-30.5-304, and the selection of an  
22 applicant and notification to the local board of education pursuant to  
23 section 22-30.5-305. Said schedule ~~shall~~ **MUST** ensure the completion of  
24 negotiations on the independent charter no later than May 30 of the year  
25 in which the independent charter school is to open. The rules ~~shall~~ **MUST**  
26 also specify the information that an independent charter proposal ~~shall~~  
27 **MUST** include in order to be eligible for consideration. Such information

1 ~~shall~~ MUST include, but need not be limited to, the following:

2 (III) A description of the independent charter school's educational  
3 program, student performance standards, annual targets for the measures  
4 used to determine the levels of attainment of the performance indicators  
5 specified in section 22-11-204, and curriculum, which ~~shall~~ MUST meet  
6 or exceed the state ~~model content~~ PRESCHOOL THROUGH ELEMENTARY  
7 AND SECONDARY EDUCATION standards adopted pursuant to ~~part 4 or part~~  
8 10 of article 7 of this title and ~~shall~~ MUST be designed to enable each  
9 student to achieve such standards and targets;

10 (IV) A description of the independent charter school's plan for  
11 evaluating student performance, the types of assessments that ~~shall~~ MUST  
12 be used to measure student progress toward achievement of the school's  
13 student performance standards and the targets for the measures used to  
14 determine the levels of attainment of the performance indicators,  
15 including but not limited to the ~~statewide~~ STATE assessments administered  
16 ~~under the Colorado student assessment program pursuant to section~~  
17 ~~22-7-409~~ PURSUANT TO SECTION 22-7-1006.3, the timeline for  
18 achievement of the school's student performance standards and the  
19 targets, and the procedures for taking corrective action in the event that  
20 student performance at the independent charter school fails to meet such  
21 standards and targets;

22 **SECTION 30.** In Colorado Revised Statutes, 22-30.5-505,  
23 **amend** (8) as follows:

24 **22-30.5-505. State charter school institute - institute board -**  
25 **appointment - powers and duties - rules.** (8) The institute shall ensure  
26 that each institute charter school adopts content standards ~~in a manner~~  
27 ~~consistent with that required of school districts pursuant to section~~

1 ~~22-7-407~~ AS REQUIRED IN SECTION 22-7-1013.

2 **SECTION 31.** In Colorado Revised Statutes, 22-30.5-507,  
3 **amend** (7) (b) (II) as follows:

4 **22-30.5-507. Institute charter school - requirements -**  
5 **authority - rules.** (7) (b) An institute charter school may apply to the  
6 state board, through the institute, for a waiver of state statutes and state  
7 rules that are not automatic waivers. The state board may waive state  
8 statutory requirements or rules promulgated by the state board; except that  
9 the state board may not waive any statute or rule relating to:

10 (II) The assessments required to be administered pursuant to  
11 ~~section 22-7-409~~ SECTION 22-7-1006.3;

12 **SECTION 32.** In Colorado Revised Statutes, 22-30.7-105,  
13 **amend** (2) introductory portion and (2) (b) as follows:

14 **22-30.7-105. Program criteria - guidelines - quality standards**  
15 **- records - rules.** (2) The following guidelines apply to each on-line  
16 program or on-line school ~~that is~~ created or overseen pursuant to the  
17 provisions of this article:

18 (b) Each student participating in an on-line program or on-line  
19 school ~~shall be~~ IS subject to the ~~statewide~~ STATE assessments  
20 administered pursuant to ~~section 22-7-409~~ SECTION 22-7-1006.3.

21 **SECTION 33.** In Colorado Revised Statutes, 22-32-109, **amend**  
22 (1) (aa) as follows:

23 **22-32-109. Board of education - specific duties.** (1) In addition  
24 to any other duty required to be performed by law, each board of  
25 education shall have and perform the following specific duties:

26 (aa) To adopt ~~content standards and a plan for implementation of~~  
27 ~~such content standards pursuant to the provisions of section 22-7-407~~

1 AND IMPLEMENT PRESCHOOL THROUGH ELEMENTARY AND SECONDARY  
2 EDUCATION STANDARDS AS REQUIRED IN PART 10 OF ARTICLE 7 OF THIS  
3 TITLE;

4 **SECTION 34.** In Colorado Revised Statutes, 22-32-109.6,  
5 **amend** (2) (a) as follows:

6 **22-32-109.6. Board of education - specific duties - class size**  
7 **reduction plans - alternative student achievement plans - definitions.**

8 (2) As used in this section, unless the context otherwise requires:

9 (a) "Class" means a non-elective class in kindergarten or the first,  
10 second, or third grade or any combination of kindergarten or the first,  
11 second, or third grades in a public school, which class provides  
12 instruction in one or more of the ~~first priority state model content~~  
13 ~~standards~~ areas of reading, writing, mathematics, science, history, or  
14 geography. ~~as described in section 22-7-406 (1) (a).~~

15 **SECTION 35.** In Colorado Revised Statutes, 22-32.5-108,  
16 **amend** (2) introductory portion and (2) (a) as follows:

17 **22-32.5-108. District of innovation - waiver of statutory and**  
18 **regulatory requirements.** (2) Each district of innovation ~~shall continue~~  
19 CONTINUES to be subject to all statutes and rules that are not waived by  
20 the state board pursuant to subsection (1) of this section, including but not  
21 limited to all statutes and rules concerning implementation of:

22 (a) ~~The Colorado student assessment program created in section~~  
23 ~~22-7-409~~ STATE ASSESSMENT REQUIREMENTS SPECIFIED IN SECTION  
24 22-7-1006.3;

25 **SECTION 36.** In Colorado Revised Statutes, 22-43.7-111,  
26 **amend** (1) introductory portion and (1) (c) as follows:

27 **22-43.7-111. Reporting requirements - auditing by state**

1 **auditor.** (1) No later than February 15, 2010, and no later than each  
2 February 15 thereafter, the board shall present a written report to the  
3 education and finance committees of the house of representatives and the  
4 senate and the capital development committee, or any successor  
5 committees, regarding the provision of financial assistance to applicants  
6 pursuant to this article. The report shall MUST include, at a minimum:

7 (c) A summary of any differences between the common physical  
8 design elements and characteristics of the highest performing schools in  
9 the state and the lowest performing schools in the state as measured by  
10 academic productivity measures such as the ~~Colorado student assessment~~  
11 ~~program created in part 4 of article 7 of this title~~ STATE ASSESSMENTS  
12 ADMINISTERED PURSUANT TO SECTION 22-7-1006.3 or Colorado ACT  
13 results; and

14 **SECTION 37.** In Colorado Revised Statutes, 22-54-103, **amend**  
15 (1.5) (b) (IV) as follows:

16 **22-54-103. Definitions.** As used in this article, unless the context  
17 otherwise requires:

18 (1.5) (b) For purposes of this subsection (1.5):  
19 (IV) "District pupils who are English language learners" means  
20 the number of pupils included in the district pupil enrollment for the  
21 preceding budget year who were not eligible for free lunch pursuant to the  
22 provisions of the federal "National School Lunch Act", 42 U.S.C. sec.  
23 1751 et seq., and who are English language learners, as defined in section  
24 22-24-103 (3), and:

25 (A) Whose scores were not included in calculating school  
26 academic performance grades as provided in ~~section 22-7-409 (1.2) (d)~~  
27 ~~(H) (C)~~ SECTION 22-7-1006.3; or

1 (B) Who took an assessment administered pursuant to ~~section~~  
2 ~~22-7-409~~ SECTION 22-7-1006.3 in a language other than English.

3 **SECTION 38.** In Colorado Revised Statutes, 22-55-102, **amend**  
4 (1) (b), (2) (a) (II), and (3) introductory portion as follows:

5 **22-55-102. Definitions.** As used in this article, unless the context  
6 otherwise requires:

7 (1) "Accountability reporting" means any requirement established  
8 in law that mandates school districts to report or provide information  
9 relative to school improvement to the state board or the department,  
10 including, but not limited to:

11 (b) Reporting requirements in connection with the administration  
12 ~~and implementation of the Colorado student assessment program~~  
13 ~~developed pursuant to part 4 of article 7 of this title~~ STATE ASSESSMENTS  
14 PURSUANT TO SECTION 22-7-1006.3; or

15 (2) (a) "Accountable education reform" means any program or  
16 plan for reforming preschool through twelfth-grade education in the state  
17 that complies with accountability standards imposed by law on school  
18 districts in the state, including, but not limited to, the requirements set  
19 forth in:

20 (II) ~~Part 4 of article 7 of this title relating to the Colorado student~~  
21 ~~assessment program~~ PART 10 OF ARTICLE 7 OF THIS TITLE.

22 (3) "Accountable programs to meet state academic standards"  
23 include, but are not limited to, programs designed to assist students in  
24 demonstrating improved academic achievement on ~~student~~ STATE  
25 assessments administered ~~under the Colorado student assessment program~~  
26 ~~developed pursuant to part 4 of article 7 of this title~~ PURSUANT TO  
27 SECTION 22-7-1006.3. "Accountable programs to meet state academic



1 standards" include, but are not limited to, programs:

2 **SECTION 39.** In Colorado Revised Statutes, 22-60.5-110,  
3 **amend** (3) (c) (I) as follows:

4 **22-60.5-110. Renewal of licenses.** (3) (c) In selecting  
5 professional development activities for the renewal of a professional  
6 license pursuant to this section, each licensee shall choose those activities  
7 that will aid the licensee in meeting the standards for a professional  
8 educator, including but not limited to the following goals:

9 (I) Knowledge of subject matter content and learning, including  
10 knowledge and application of standards-based education pursuant to ~~part~~  
11 ~~4~~ PART 10 of article 7 of this title;

12 **SECTION 40.** In Colorado Revised Statutes, 22-60.5-203,  
13 **amend** (2) as follows:

14 **22-60.5-203. Assessment of professional competencies - rules.**

15 (2) The state board by rule shall identify the professional competencies  
16 required of the applicants described in subsection (3) of this section  
17 specifically in the context of the requirements of standards-based  
18 education pursuant to the requirements of ~~part 4~~ PART 10 of article 7 of  
19 this title. Such professional competencies ~~shall~~ apply to an applicant only  
20 within the scope of the subject matter to be taught by the applicant.

21 **SECTION 41.** In Colorado Revised Statutes, 22-60.5-303,  
22 **amend** (2) (h) as follows:

23 **22-60.5-303. Assessment of professional competencies.** (2) The  
24 following list of areas of knowledge is a guideline to be used by the state  
25 board of education and shall not be construed as inclusive or prescriptive:

26 (h) Knowledge and application of standards-based education  
27 pursuant to ~~part 4~~ PART 10 of article 7 of this title.

1           **SECTION 42.** In Colorado Revised Statutes, 22-60.5-308,  
2 **amend** (2) (h) as follows:

3           **22-60.5-308. Assessment of professional competencies.** (2) The  
4 following list of areas of knowledge is a guideline to be used by the state  
5 board of education and shall not be construed as inclusive or prescriptive:

6           (h) Knowledge and application of standards-based education  
7 pursuant to ~~part 4~~ PART 10 of article 7 of this title.

8           **SECTION 43.** In Colorado Revised Statutes, 23-1-119.2, **amend**  
9 (1) (a) and (1) (b) introductory portion as follows:

10           **23-1-119.2. Commission directive - notice of college**  
11 **preparatory courses for high school students.** (1) The commission  
12 shall adopt a policy on or before October 1, 2005, to:

13           (a) Obtain, on or before June 1 of each school year, from the  
14 APPROPRIATE test ~~administrator for the standardized, curriculum-based,~~  
15 ~~achievement, college entrance exam administered pursuant to section~~  
16 ~~22-7-409 (1.5) (a), C.R.S., and the precollegiate exam~~ ADMINISTRATORS  
17 the names and mailing addresses of all students enrolled in Colorado  
18 public schools who take ~~either~~ A STANDARDIZED, CURRICULUM-BASED,  
19 ACHIEVEMENT COLLEGE ENTRANCE EXAM OR A PRECOLLEGIATE exam;

20           (b) Beginning in the spring of 2006, send an annual notice  
21 concerning college preparatory courses to the parent or legal guardian of  
22 each student who takes ~~the~~ A standardized, curriculum-based,  
23 achievement, college entrance exam ~~administered pursuant to section~~  
24 ~~22-7-409 (1.5) (a), C.R.S., or the~~ OR A precollegiate exam. The  
25 COMMISSION SHALL SEND THE notice ~~shall be sent~~ to the parent or legal  
26 guardian prior to the start of a student's twelfth-grade year if the student  
27 took the standardized, curriculum-based, achievement, college entrance

1 exam, or prior to the start of a student's eleventh-grade year if the student  
2 took the precollegiate exam. At a minimum, the notice ~~shall~~ MUST  
3 include:

4 **SECTION 44.** In Colorado Revised Statutes, 23-1-121, **amend**  
5 (2) introductory portion and (2) (c) as follows:

6 **23-1-121. Commission directive - approval of educator**  
7 **preparation programs - review.** (2) The commission shall adopt  
8 policies establishing the requirements for educator preparation programs  
9 offered by institutions of higher education. The department shall work in  
10 cooperation with the state board of education in developing the  
11 requirements for educator preparation programs. At a minimum, the  
12 requirements ~~shall~~ MUST ensure that each educator preparation program  
13 complies with section 23-1-125, is designed on a performance-based  
14 model, and includes:

15 (c) Course work and field-based training that integrates theory and  
16 practice and educates candidates in the methodologies, practices, and  
17 procedures of standards-based education, as described in ~~parts 4 and~~ PART  
18 10 of article 7 of title 22, C.R.S., and specifically in teaching to the ~~state~~  
19 ~~academic standards adopted pursuant to section 22-7-406, C.R.S., or,~~  
20 ~~beginning December 15, 2012, teaching to the~~ state preschool through  
21 elementary and secondary education standards adopted pursuant to  
22 section 22-7-1005, C.R.S.;

23 **SECTION 45.** In Colorado Revised Statutes, 26-6.5-101.5,  
24 **repeal** (4) as follows:

25 **26-6.5-101.5. Definitions.** As used in this part 1, unless the  
26 context otherwise requires:

27 (4) ~~"CSAP" means the Colorado student assessment program~~

1 implemented pursuant to section 22-7-409, C.R.S.

2 **SECTION 46.** In Colorado Revised Statutes, 22-7-1003, **repeal**  
3 (12), (13), (14), and (16) as follows:

4 **22-7-1003. Definitions.** As used in this part 10, unless the context  
5 otherwise requires:

6 (12) "~~Pilot program~~" means the pilot program for administration  
7 of postsecondary and workforce planning, preparation, and readiness  
8 assessments implemented pursuant to section 22-7-1007.

9 (13) "~~Postsecondary and workforce planning assessment~~" means  
10 an assessment or battery of assessments administered to students in eighth  
11 or ninth grade that, at a minimum, tests in the areas of reading,  
12 mathematics, and science, provides guidance regarding a student's level  
13 of academic preparation for entry into postsecondary education or the  
14 workforce, and is relevant to the student for purposes of postsecondary  
15 planning.

16 (14) "~~Postsecondary and workforce preparation assessment~~"  
17 means an assessment or battery of assessments administered to students  
18 in tenth grade that, at a minimum, tests in the areas of reading,  
19 mathematics, and science, provides guidance regarding a student's level  
20 of academic preparation for entry into postsecondary education or the  
21 workforce, and is relevant to college admission determinations.

22 (16) "~~Postsecondary and workforce readiness assessment~~" means  
23 an assessment or battery of assessments administered to students in  
24 eleventh grade that, at a minimum, tests in the areas of reading,  
25 mathematics, and science and is relevant to college admission  
26 determinations by institutions of higher education throughout the United  
27 States.

1           **SECTION 47.** In Colorado Revised Statutes, 22-7-1005, **repeal**  
2 (4) as follows:

3           **22-7-1005. Preschool through elementary and secondary**  
4 **education - aligned standards - adoption - revisions.** (4) ~~In adopting~~  
5 ~~the standards for preschool through elementary and secondary education~~  
6 ~~pursuant to this section, the state board shall ensure that it includes~~  
7 ~~standards for grades nine through twelve that are aligned with the~~  
8 ~~postsecondary and workforce planning, preparation, and readiness~~  
9 ~~assessments adopted by the state board and the commission pursuant to~~  
10 ~~section 22-7-1008.~~

11           **SECTION 48.** In Colorado Revised Statutes, 22-7-1006, **amend**  
12 (2) and (5) as follows:

13           **22-7-1006. Preschool through elementary and secondary**  
14 **education - aligned assessments - adoption - revisions.** (2) In adopting  
15 the system of assessments, the state board shall ensure that ~~it includes the~~  
16 ~~postsecondary and workforce planning, preparation, and readiness~~  
17 ~~assessments adopted by the state board and the commission pursuant to~~  
18 ~~section 22-7-1008~~ THE ASSESSMENTS IT ADOPTS THAT ARE ADMINISTERED  
19 IN GRADES NINE THROUGH TWELVE ARE DESIGNED TO ENABLE A STUDENT  
20 TO DEMONSTRATE POSTSECONDARY AND WORKFORCE READINESS BY THE  
21 TIME THE STUDENT GRADUATES FROM HIGH SCHOOL.

22           (5) (a) Every six years after the adoption of the system of  
23 assessments pursuant to paragraph (a) of subsection (1) of this section,  
24 the state board shall review and adopt any appropriate revisions to such  
25 system of assessments. The state board may adopt revisions to an  
26 assessment or adopt additional assessments, regardless of whether it  
27 adopts any revision to the standards with which the assessment is aligned.

1 In adopting revisions to the system of assessments, the state board shall  
2 ensure that the system of assessments continues to meet the requirements  
3 specified in this section.

4 (b) IN REVIEWING THE ASSESSMENTS ADMINISTERED TO STUDENTS  
5 ENROLLED IN GRADES NINE THROUGH TWELVE, THE STATE BOARD SHALL  
6 ADOPT ANY REVISIONS THAT MAY BE NECESSARY TO ENSURE THAT THE  
7 ASSESSMENTS ARE ALIGNED WITH ANY REVISIONS TO THE DESCRIPTION OF  
8 POSTSECONDARY AND WORKFORCE READINESS ADOPTED BY THE STATE  
9 BOARD AND THE COMMISSION PURSUANT TO SECTION 22-7-1008 (3) (a).

10 **SECTION 49.** In Colorado Revised Statutes, **repeal** 22-7-1007.

11 **SECTION 50.** In Colorado Revised Statutes, 22-7-1008, **amend**  
12 (1) (b) and (2); and **repeal** (3) (b) as follows:

13 **22-7-1008. Postsecondary and workforce readiness description**  
14 **- adoption - revision.** (1) (b) ~~Based on the data received by the~~  
15 ~~department of education from the operation of the pilot program pursuant~~  
16 ~~to section 22-7-1007, the state board and the commission may modify the~~  
17 ~~description of postsecondary and workforce readiness as appropriate to~~  
18 ~~ensure alignment of the standards for grades nine through twelve, the~~  
19 ~~postsecondary and workforce planning, preparation, and readiness~~  
20 ~~assessments, and the description of postsecondary and workforce~~  
21 ~~readiness.~~ The state board and the commission may **further** modify the  
22 description of postsecondary and workforce readiness as necessary based  
23 on the recommendations received through the peer review process on the  
24 amended state plan pursuant to section 22-7-1012 to ensure alignment of  
25 the postsecondary and workforce readiness description with the standards  
26 and assessments.

27 (2) (a) ~~On or before December 15, 2010, or as soon thereafter as~~

1 fiscally practicable, the state board and the commission shall negotiate a  
2 consensus and adopt one or more postsecondary and workforce planning  
3 assessments, postsecondary and workforce preparation assessments, and  
4 postsecondary and workforce readiness assessments that local education  
5 providers shall administer pursuant to section 22-7-1016. The state board  
6 and the commission shall base the selection of the postsecondary and  
7 workforce planning, preparation, and readiness assessments on the  
8 information received through the operation of the pilot program, ensuring  
9 that the selected assessments are aligned with the standards for grades  
10 nine through twelve and with the description of postsecondary and  
11 workforce readiness. THE STATE BOARD, IN ADOPTING STATE ASSESSMENTS  
12 PURSUANT TO SECTION 22-7-1006, SHALL ENSURE THAT THE STATE  
13 ASSESSMENTS ADMINISTERED TO STUDENTS ENROLLED IN GRADES NINE  
14 AND TEN ARE ALIGNED WITH THE COLORADO ACADEMIC STANDARDS AND  
15 ARE SUFFICIENT TO ENABLE A STUDENT TO DEMONSTRATE  
16 POSTSECONDARY AND WORKFORCE READINESS BY THE TIME THE STUDENT  
17 GRADUATES FROM HIGH SCHOOL.

18 (b) ~~Following adoption of the postsecondary and workforce~~  
19 ~~planning, preparation, and readiness assessments, the state board and the~~  
20 ~~commission shall negotiate a consensus and adopt scoring criteria for the~~  
21 ~~postsecondary and workforce planning, preparation, and readiness~~  
22 ~~assessments to indicate a student's level of postsecondary and workforce~~  
23 ~~readiness, based on the student's level of performance on the assessments.~~  
24 ~~The state board and the commission shall ensure that the scoring criteria~~  
25 ~~for the postsecondary and workforce planning, preparation, and readiness~~  
26 ~~assessments are aligned with the scoring criteria that apply to the system~~  
27 ~~of assessments for preschool through elementary and secondary education~~

1 standards.

2 ~~(c) The state board and the commission shall negotiate a~~  
3 ~~consensus and modify the postsecondary and workforce planning,~~  
4 ~~preparation, and readiness assessments adopted pursuant to this section~~  
5 ~~as necessary in response to comments received through the peer review~~  
6 ~~process and to reflect the contents of the state plan approved pursuant to~~  
7 ~~section 22-7-1012.~~

8 (3) (b) Every six years after the adoption of the postsecondary and  
9 workforce planning, preparation, and readiness assessments pursuant to  
10 paragraph (a) of subsection (2) of this section, the state board and the  
11 commission shall review, negotiate a consensus, and adopt any  
12 appropriate revisions to such assessments. The state board and the  
13 commission may adopt revisions to the postsecondary and workforce  
14 planning, preparation, and readiness assessments, regardless of whether  
15 they adopt any revisions to the postsecondary and workforce readiness  
16 description. In adopting revisions to the assessments, the state board and  
17 the commission shall ensure that the assessments continue to meet the  
18 requirements specified in subsection (2) of this section. The state board  
19 and the commission shall also review and adopt any appropriate revisions  
20 to the scoring criteria.

21 **SECTION 51.** In Colorado Revised Statutes, 22-7-1012, **amend**  
22 (2) (a) introductory portion and (2) (a) (I); and **repeal** (1) as follows:

23 **22-7-1012. State plan - amendments - peer review - final**  
24 **adoption.** (1) The department of education shall solicit information from  
25 local education providers that began administering postsecondary and  
26 workforce planning, preparation, and readiness assessments prior to  
27 implementation of the pilot program and from local education providers



1 ~~and assessment vendors that are participating in the pilot program. The~~  
2 ~~department of education may contract with an independent, nationally~~  
3 ~~recognized third party to conduct a rigorous evaluation of the information~~  
4 ~~received and, based on the evaluation, to make recommendations to the~~  
5 ~~department and the state board concerning amendments to the state plan.~~

6 (2) (a) As soon as practicable under federal law, based on ~~the~~  
7 ~~evaluation of information received pursuant to subsection (1) of this~~  
8 ~~section and on information received by the state board pursuant to section~~  
9 ~~22-7-1010 and on any information received from the regional educator~~  
10 ~~meetings pursuant to section 22-7-1011, the department of education shall~~  
11 ~~submit to the federal department of education amendments to the state~~  
12 ~~plan for peer review and approval. The amendments, at a minimum, shall~~  
13 ~~include:~~

14 (I) Amendments to incorporate the preschool through elementary  
15 and secondary education standards adopted by the state board pursuant to  
16 section 22-7-1005; ~~including the standards for grades nine through twelve~~  
17 ~~that are aligned with the postsecondary and workforce planning,~~  
18 ~~preparation, and readiness assessments adopted pursuant to section~~  
19 ~~22-7-1008; and~~

20 **SECTION 52.** In Colorado Revised Statutes, 22-7-1015, **amend**  
21 (3) (b) as follows:

22 **22-7-1015. Postsecondary and workforce readiness program**  
23 **- technical assistance.** (3) (b) Notwithstanding the provisions of  
24 paragraph (a) of this subsection (3), a local education provider may allow  
25 a student who is receiving special education services to demonstrate  
26 attainment of postsecondary and workforce readiness through a  
27 differentiated plan for purposes of the postsecondary and workforce

1 readiness program, ~~and the postsecondary and workforce planning,~~  
2 ~~preparation, and readiness assessments,~~ if required in the student's  
3 individualized education program.

4 **SECTION 53.** In Colorado Revised Statutes, 22-7-1016, **amend**  
5 (1), (2) (b), and (4) (a) as follows:

6 **22-7-1016. Assessments in grades nine through twelve -**  
7 **transcripts.** (1) ~~Each local education provider shall administer the~~  
8 ~~postsecondary and workforce planning, preparation, and readiness~~  
9 ~~assessments adopted by the state board and the commission pursuant to~~  
10 ~~section 22-7-1008 within two years of the adoption of such assessments.~~

11 Upon receiving the results following administration of the ~~postsecondary~~  
12 ~~and workforce planning, preparation, and readiness~~ assessments  
13 ADMINISTERED PURSUANT TO SECTION 22-7-1006.3 TO STUDENTS  
14 ENROLLED IN GRADES NINE THROUGH TWELVE, the local education  
15 provider shall provide to each student a printed copy of the student's  
16 assessment results, and a teacher or counselor shall review each student's  
17 results with the student and, to the extent practicable, with the student's  
18 parent or legal guardian and determine the areas in which the student  
19 continues to need instruction in order to demonstrate postsecondary and  
20 workforce readiness prior to or upon attaining a high school diploma.

21 (2) Each high school student's final transcript shall describe the  
22 student's level of postsecondary and workforce readiness by:

23 (b) Indicating the student's level of performance on the  
24 ~~postsecondary and workforce planning, preparation, and readiness~~  
25 assessments ADMINISTERED TO THE STUDENT PURSUANT TO SECTION  
26 22-7-1006.3 IN GRADES NINE THROUGH TWELVE.

27 (4) (a) A local education provider shall not apply a student's level

1 of performance in the postsecondary and workforce readiness program or  
2 on the ~~postsecondary and workforce planning, preparation, and readiness~~  
3 assessments ADMINISTERED TO THE STUDENT PURSUANT TO SECTION  
4 22-7-1006.3 IN GRADES NINE THROUGH TWELVE to prohibit the student  
5 from participating in any program operated by the local education  
6 provider through which the student may earn postsecondary or career and  
7 technical education course credits while enrolled in high school.

8 **SECTION 54.** In Colorado Revised Statutes, 22-7-1018, **amend**  
9 (1) (c) (V), (1) (c) (VI), (1) (c) (VII), and (2) (b) as follows:

10 **22-7-1018. Cost study.** (1) (c) At a minimum, the cost study shall  
11 address the costs associated with:

12 (V) Aligning the preschool, elementary, secondary, and  
13 postsecondary education curricula with the postsecondary and workforce  
14 readiness description; ~~and administering and reviewing the postsecondary~~  
15 ~~and workforce planning, preparation, and readiness assessments;~~

16 (VI) Making changes to the postsecondary admissions processes  
17 and publications to take into account the postsecondary and workforce  
18 readiness description and the ~~postsecondary and workforce planning,~~  
19 ~~preparation, and readiness~~ assessments ADMINISTERED PURSUANT TO  
20 SECTION 22-7-1006.3 TO STUDENTS ENROLLED IN GRADES NINE THROUGH  
21 TWELVE; and

22 (VII) Reviewing, adopting, and implementing standards in  
23 educator preparation programs to incorporate the preschool through  
24 elementary and secondary education standards, the school readiness  
25 description, the system of assessments, the individualized readiness plans,  
26 AND the postsecondary and workforce readiness description. ~~and the~~  
27 ~~postsecondary and workforce planning, preparation, and readiness~~

1 assessments.

2 (2) The entity selected to conduct the cost study shall submit  
3 reports to the department of education and the department of higher  
4 education in accordance with the following timeline:

5 (b) On or before October 1, 2011, a report of the costs pertaining  
6 to implementation of the school readiness assessments AND the system of  
7 assessments that is aligned with the preschool through elementary and  
8 secondary education standards; and ~~the postsecondary and workforce~~  
9 ~~planning, preparation, and readiness assessments; and~~

10 **SECTION 55.** In Colorado Revised Statutes, 22-7-302, **amend**  
11 (2) as follows:

12 **22-7-302. Definitions.** As used in this part 3, unless the context  
13 otherwise requires:

14 (2) "Close the achievement and growth gap" means to lessen the  
15 variance in academic achievement and growth among student groups, as  
16 reflected in ~~statewide~~ STATE assessment scores, ~~or performance on~~  
17 ~~postsecondary and workforce readiness assessments~~ IN THE SCORES  
18 ACHIEVED ON THE CURRICULUM-BASED, ACHIEVEMENT COLLEGE  
19 ENTRANCE EXAM, and in calculations of students' longitudinal academic  
20 growth, by improving the academic achievement and growth of students  
21 in those groups that are underperforming.

22 **SECTION 56.** In Colorado Revised Statutes, 22-11-103, **repeal**  
23 (26) as follows:

24 **22-11-103. Definitions.** As used in this article, unless the context  
25 otherwise requires:

26 (26) ~~"Postsecondary and workforce readiness assessment" shall~~  
27 ~~have the same meaning as provided in section 22-7-1003 (16).~~

1           **SECTION 57.** In Colorado Revised Statutes, 22-11-202, **repeal**  
2 (1) (c) as follows:

3           **22-11-202. Colorado growth model - technical advisory panel**  
4 **- rules.** (1) (c) ~~Within ninety days after receiving the information from~~  
5 ~~the 2009-10 administration of the postsecondary and workforce planning,~~  
6 ~~preparation, and readiness assessments pursuant to section 22-7-1007, the~~  
7 ~~department shall recommend to the state board for adoption by rule any~~  
8 ~~necessary adjustments to the Colorado growth model to ensure that it~~  
9 ~~measures student academic growth over time toward attainment of the~~  
10 ~~standards adopted pursuant to section 22-7-1005 and attainment of~~  
11 ~~postsecondary and workforce readiness as described pursuant to section~~  
12 ~~22-7-1008. In recommending adjustments to the Colorado growth model,~~  
13 ~~the department shall consult with the technical advisory panel appointed~~  
14 ~~pursuant to subsection (2) of this section.~~

15           **SECTION 58.** In Colorado Revised Statutes, 22-11-204, **amend**  
16 (4) (a) (I), (4) (b) (I), (4) (c) (I), (5) (a) (I) (F), (5) (b) (I) (F), (5) (c) (I)  
17 (F), and (6) (c) as follows:

18           **22-11-204. Performance indicators - measures.** (4) The  
19 department shall determine the level of attainment of each public high  
20 school, each school district, the institute, and the state as a whole on the  
21 postsecondary and workforce readiness indicator by using, at a minimum,  
22 the following measures:

- 23           (a) For each public high school, the department shall calculate:  
24           (I) The percentages of students enrolled in the eleventh grade in  
25 the public high school who score at each achievement level on the  
26 standardized, curriculum-based, achievement, college entrance  
27 examination administered as a statewide assessment or the percentages of

1 students enrolled in each of the grade levels included in the public high  
2 school who score at each achievement level on the ~~postsecondary and~~  
3 ~~workforce readiness~~ assessments administered PURSUANT TO SECTION  
4 22-7-1006.3 by the public high school;

5 (b) For each school district and the institute, the department shall  
6 calculate:

7 (I) The overall percentages of students enrolled in the eleventh  
8 grade in all of the district public high schools or all institute charter high  
9 schools who score at each achievement level on the standardized,  
10 curriculum-based, achievement, college entrance examination  
11 administered as a statewide assessment or the percentages of students  
12 enrolled in each of the grade levels included in the public high schools  
13 who score at each achievement level on the ~~postsecondary and workforce~~  
14 ~~readiness~~ assessments administered PURSUANT TO SECTION 22-7-1006.3  
15 by the public high schools;

16 (c) For the state, the department shall calculate:

17 (I) The percentages of students enrolled in the eleventh grade in  
18 public high schools statewide who score at each achievement level on the  
19 standardized, curriculum-based, achievement, college entrance  
20 examination administered as a statewide assessment or the percentages of  
21 students enrolled in each of the grade levels included in the public high  
22 schools statewide who score at each achievement level on the  
23 ~~postsecondary and workforce readiness~~ assessments administered  
24 PURSUANT TO SECTION 22-7-1006.3 by the public high schools;

25 (5) The department shall determine the level of attainment of each  
26 public school, each school district, the institute, and the state as a whole  
27 on the performance indicator that concerns the progress made in closing

1 the achievement and growth gaps by using the following measures:

2 (a) (I) For each public school, the department shall disaggregate  
3 by student group:

4 (F) For each public high school, the percentage of students  
5 enrolled in the eleventh grade in the public high school who score at each  
6 achievement level of the standardized, curriculum-based, achievement,  
7 college entrance examination or the percentages of students enrolled in  
8 each of the grade levels included in the public high school who score at  
9 each achievement level on the ~~postsecondary and workforce readiness~~  
10 assessments administered PURSUANT TO SECTION 22-7-1006.3 by the  
11 public high school; the percentages of students graduating from the public  
12 high school who receive a diploma that includes a postsecondary and  
13 workforce readiness endorsement or an endorsement for exemplary  
14 demonstration of postsecondary and workforce readiness; and the  
15 graduation and dropout rates.

16 (b) (I) For each school district and the institute, the department  
17 shall disaggregate by student group:

18 (F) The overall percentage of students enrolled in the eleventh  
19 grade in the district public high schools or the institute charter high  
20 schools who score at each achievement level of the standardized,  
21 curriculum-based, achievement, college entrance examination or the  
22 percentages of students enrolled in each of the grade levels included in  
23 the public high schools who score at each achievement level on the  
24 ~~postsecondary and workforce readiness~~ assessments administered  
25 PURSUANT TO SECTION 22-7-1006.3 by the public high schools; the overall  
26 percentages of students graduating from the district public high schools,  
27 or the institute charter high schools, who receive a diploma that includes

1 a postsecondary and workforce readiness endorsement or an endorsement  
2 for exemplary demonstration of postsecondary and workforce readiness;  
3 and the overall graduation and dropout rates for the district public high  
4 schools or the institute charter high schools.

5 (c) (I) For the state, the department shall disaggregate by student  
6 group:

7 (F) The percentage of students enrolled in the eleventh grade in  
8 the public high schools in the state who score at each achievement level  
9 of the standardized, curriculum-based, achievement, college entrance  
10 examination or the percentages of students enrolled in each of the grade  
11 levels included in the public high schools in the state who score at each  
12 achievement level on the ~~postsecondary and workforce readiness~~  
13 assessments administered PURSUANT TO SECTION 22-7-1006.3 by the  
14 public high schools; the overall percentages of students graduating from  
15 the public high schools in the state who receive diplomas that include  
16 postsecondary and workforce readiness endorsements or endorsements for  
17 exemplary demonstration of postsecondary and workforce readiness; and  
18 the overall graduation and dropout rates for the public high schools in the  
19 state.

20 (6) Notwithstanding any provision of this section to the contrary:

21 (c) The department may adjust the calculations specified in this  
22 section as necessary to take into account students for whom no score is  
23 recorded on the statewide assessments OR the standardized,  
24 curriculum-based, achievement, college entrance examination. ~~or the~~  
25 ~~postsecondary and workforce readiness assessments.~~

26 **SECTION 59.** In Colorado Revised Statutes, 23-1-113, **repeal** (6)  
27 as follows:



1           **23-1-113. Commission directive - admission standards for**  
2           **baccalaureate and graduate institutions of higher education - policy**  
3           **- definitions.** (6) (a) ~~On or before December 15, 2010, Pursuant to~~  
4           ~~section 22-7-1008, C.R.S., the commission and the state board of~~  
5           ~~education shall negotiate a consensus and adopt one or more~~  
6           ~~postsecondary and workforce planning, preparation, and readiness~~  
7           ~~assessments for use by school districts, boards of cooperative services,~~  
8           ~~district charter high schools, and institute charter high schools. The~~  
9           ~~commission and the state board of education also shall negotiate a~~  
10           ~~consensus and adopt scoring criteria to indicate a student's level of~~  
11           ~~postsecondary and workforce readiness, as provided in section 22-7-1008,~~  
12           ~~C.R.S.~~

13           (b) ~~Every six years after the adoption of the postsecondary and~~  
14           ~~workforce planning, preparation, and readiness assessments pursuant to~~  
15           ~~section 22-7-1008, C.R.S., the commission and the state board of~~  
16           ~~education may negotiate a consensus and adopt revisions to such~~  
17           ~~assessments. The commission and the state board of education may also~~  
18           ~~revise the scoring criteria for the postsecondary and workforce planning,~~  
19           ~~preparation, and readiness assessments, as necessary.~~

20           **SECTION 60. Appropriation - adjustments to 2015 long bill.**  
21           To implement this act, the cash funds appropriation made in the annual  
22           general appropriation act for the 2015-16 state fiscal year to the  
23           department of education for the Colorado student assessment program is  
24           decreased by \$104,907. This amount is from the state education fund  
25           created in section 17 (4) (a) of article IX of the state constitution.

26           **SECTION 61. Safety clause.** The general assembly hereby finds,

- 1 determines, and declares that this act is necessary for the immediate
- 2 preservation of the public peace, health, and safety.