

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Education.

HB25-1278 be amended as follows:

1 Amend printed bill, page 6, after line 24 insert:

2       **"SECTION 3.** In Colorado Revised Statutes, 22-11-103, **add**  
3 (22.5) as follows:

4       **22-11-103. Definitions.** As used in this article 11, unless the  
5 context otherwise requires:

6       (22.5) "PATHWAY PLAN" MEANS THE PLAN DESCRIBED IN AND  
7 ADOPTED BY A SCHOOL DISTRICT, THE INSTITUTE, OR A PUBLIC SCHOOL  
8 PURSUANT TO SECTION 22-11-213.".

9 Renumber succeeding sections accordingly.

10 Page 27, strike lines 18 and 19 and substitute "(1) introductory portion,  
11 (2) introductory portion, (2)(a), (4)(a), and (5); and **add** (2.5)(c) as  
12 follows:".

13 Page 28, line 9, strike "EIGHTY-FIVE" and substitute "SEVENTY-FIVE".

14 Page 28, line 25, after "ASSESSMENTS." add "A SMALL RURAL DISTRICT,  
15 AS DEFINED IN SECTION 22-54-103, MAY APPEAL TO THE STATE BOARD TO  
16 GAIN AN ACCREDITED WITH DISTINCTION PLAN ONLY IF THE SMALL RURAL  
17 DISTRICT IS NOTIFIED PURSUANT TO THIS SUBSECTION (2.5)(c) AND THE  
18 SMALL RURAL DISTRICT'S ONLY INFRACTION IS NOT MEETING THE  
19 SEVENTY-FIVE PERCENT THRESHOLD DESCRIBED IN SUBSECTION (2)(a)(II)  
20 OF THIS SECTION.".

21 Page 28, strike lines 26 and 27 and substitute:

22       "(4) (a) ~~Beginning with the 2018-19 school year,~~ If a school  
23 district or the institute performs at a level that results in being accredited  
24 with priority improvement plan or lower for two consecutive years  
25 followed by three consecutive or nonconsecutive years, resulting in a total  
26 of five years of performance at such a level, THE SCHOOL DISTRICT OR THE  
27 INSTITUTE SHALL SUBMIT A PATHWAY PLAN TO THE STATE BOARD FOR  
28 APPROVAL AND the state board shall require the school district or institute  
29 to take significant action as provided in section 22-11-209; except that,  
30 before the five years have accumulated, if the school district or institute  
31 performs for at least two consecutive years at a level that results in being  
32 accredited with improvement plan or higher, the five years stop  
33 accumulating unless the school district or institute again performs at a

1 level that results in being accredited with priority improvement plan or  
2 lower for two consecutive years, at which time the school district or  
3 institute is again in the first two of the five years. For the time during  
4 which the five years of performance are accumulating, a school district  
5 or the institute is on performance watch. THE DEPARTMENT SHALL  
6 MONITOR PROGRESS ON THE IMPLEMENTATION OF THE ACTIONS ORDERED  
7 BY THE STATE BOARD PURSUANT TO SECTION 22-11-209. THE  
8 DEPARTMENT SHALL PROVIDE PERIODIC UPDATES TO THE STATE BOARD.

9 (5) Notwithstanding ~~any provision~~ of subsection (4)(a) of this  
10 section or section 22-11-209 (2)(a) to the contrary, at the request of a  
11 school district, in consultation with the district accountability committee,  
12 or the institute, THE SCHOOL DISTRICT OR THE INSTITUTE MAY  
13 VOLUNTARILY REQUEST, IN THE THIRD OR FOUR YEAR OF PERFORMANCE  
14 WATCH, TO PROCEED WITH A SIGNIFICANT ACTION DESCRIBED IN SECTION  
15 22-11-209 (2)(a) THAT IS NOT OTHERWISE REQUIRED BY LAW. THE SCHOOL  
16 DISTRICT OR THE INSTITUTE SHALL DESIGN A PATHWAY PLAN AND PRESENT  
17 THE PATHWAY PLAN TO THE STATE BOARD FOR APPROVAL. The state board  
18 may direct the school district or institute to take significant actions as  
19 provided in section 22-11-209 even though the school district or institute  
20 has not completed the five years of performance watch. If the state board  
21 requires the school district or institute to take significant actions, the  
22 school district or institute is subject to the provisions of section 22-11-209  
23 (3.5). WHEN THE SCHOOL DISTRICT OR THE INSTITUTE VOLUNTARILY  
24 REQUESTS TO PROCEED WITH A SIGNIFICANT ACTION IN THE THIRD OR  
25 FOURTH YEAR OF PERFORMANCE WATCH, THE STATE BOARD IS LIMITED TO  
26 DIRECTING THE SIGNIFICANT ACTION FROM THE LIST SET FORTH IN SECTION  
27 22-11-209 (2)(a) THAT IS PROPOSED BY THE SCHOOL DISTRICT OR THE  
28 INSTITUTE.".

29 Strike pages 29 and 30.

30 Page 31, strike lines 1 through 11 and substitute:

31 "SECTION 7. In Colorado Revised Statutes, 22-11-208, **amend**  
32 (2) introductory portion, (2.5), and (3) introductory portion; and **add**  
33 (2.3), (4), and (5) as follows:

34 **22-11-208. Accreditation - annual review - supports and**  
35 **interventions - rules.** (2) The department shall provide technical  
36 assistance and support to ~~school districts that are~~ A SCHOOL DISTRICT OR  
37 THE INSTITUTE IF THE SCHOOL DISTRICT OR THE INSTITUTE IS accredited  
38 with improvement plan, accredited with priority improvement plan, or  
39 accredited with turnaround plan, ~~and to the institute if it is accredited at~~  
40 ~~any of those categories~~ OR MEETS CRITERIA THE DEPARTMENT IDENTIFIES

1 THAT INDICATES THE SCHOOL DISTRICT'S OR THE INSTITUTE'S  
2 PERFORMANCE IS DECLINING. The department shall base the amount of  
3 technical assistance and support provided to a school district or the  
4 institute on the school district's or institute's degree of need for assistance  
5 and the department's available resources. Technical assistance and  
6 support may include, but need not be limited to:

7 (2.3) IF A SCHOOL DISTRICT OR THE INSTITUTE MEETS THE CRITERIA  
8 DESCRIBED IN SUBSECTION (2) OF THIS SECTION, THE DEPARTMENT MAY  
9 REQUIRE THE SCHOOL DISTRICT OR THE INSTITUTE TO PARTICIPATE IN AN  
10 EVALUATION THAT IS CONDUCTED BY:

11 (a) THE DEPARTMENT;  
12 (b) A THIRD PARTY APPROVED BY THE DEPARTMENT; OR  
13 (c) THE SCHOOL DISTRICT OR THE INSTITUTE USING A  
14 SELF-ASSESSMENT TOOL APPROVED BY THE DEPARTMENT.

15 (2.5) (a) In addition to the technical assistance and support  
16 described in subsection (2) of this section, the department shall make  
17 available to the directors of the local school board of a school district that  
18 is accredited with improvement plan or lower, or that includes a public  
19 school that is required to adopt a priority improvement or turnaround  
20 plan, training in school district and public school governance and  
21 turnaround best practices. The department shall also make available  
22 informational materials and training opportunities for parents, school  
23 personnel, and members of the affected district accountability committee  
24 and school accountability committee.

25 (b) THE DEPARTMENT SHALL, IN COLLABORATION WITH RELEVANT  
26 ORGANIZATIONS THAT WORK WITH LOCAL SCHOOL BOARDS AND THE  
27 INSTITUTE BOARD, PROVIDE GUIDANCE TO EACH LOCAL SCHOOL BOARD  
28 AND THE INSTITUTE BOARD ON HOW TO REVIEW AND MONITOR THE  
29 IMPLEMENTATION OF ACCREDITATION PLANS TO CREATE CONSISTENCY  
30 WITH THE IMPLEMENTATION OF STATEWIDE IMPROVEMENT PLANS.

31 (3) The commissioner may assign the state review panel to  
32 critically evaluate a school district's priority improvement plan, ~~or~~  
33 turnaround plan, ~~OR PATHWAY PLAN~~, or the institute's priority  
34 improvement plan, ~~or~~ turnaround plan, ~~OR PATHWAY PLAN~~. The  
35 commissioner may require the state review panel to conduct one or more  
36 on-site visits as part of evaluating a school district's or the institute's  
37 priority improvement, ~~or~~ turnaround plan, ~~OR PATHWAY PLAN~~. Based on  
38 its evaluation, the state review panel shall report to the commissioner, the  
39 state board, and the affected local school board or institute board  
40 recommendations concerning:".

41 Renumber succeeding subsections accordingly.

- 1 Page 31, strike lines 15 through 20 and substitute "TURNAROUND PLAN.".
- 2 Page 31, strike lines 21 through 27.
- 3 Page 32, strike lines 1 through 6.
- 4 Rerumber succeeding subsection accordingly.

- 5 Page 32, line 26, strike "**add (5)**" and substitute "**amend (2)(a)(I)(E),**  
6 **(2)(a)(II)(B), (2)(a)(II)(C), and (3.5)(a); and **add (2)(a)(I)(G),****
- 7 **(2)(a)(II)(D), (5), and (6)".**

- 8 Page 33, strike line 2 and substitute "**- review - appeal - rules.** (2) (a) If  
9 a school district or the institute is accredited with a turnaround plan and  
10 the department determines that the school district or institute has failed  
11 to make substantial progress under its turnaround plan, or if the school  
12 district or institute has been on performance watch for the full five years,  
13 the commissioner shall assign the state review panel to critically evaluate  
14 the school district's or the institute's performance and to recommend one  
15 or more of the following actions:
  - 16 (I) If the recommendation applies to a school district:
    - 17 (E) That one or more of the district public schools be closed; **or**
    - 18 (G) THAT THE SCHOOL DISTRICT TAKE OTHER ACTIONS, AS  
19 PROPOSED BY THE SCHOOL DISTRICT, THAT ARE COMPARABLE TO OR THAT  
20 HAVE A MORE SIGNIFICANT EFFECT THAN THE ACTIONS DESCRIBED IN  
21 SUBSECTIONS (2)(a)(I)(A) TO (2)(a)(I)(F) OF THIS SECTION AND THAT ARE  
22 ALIGNED TO THE PATHWAY PLAN AND DESIGNED TO SUPPORT THE  
23 IMPLEMENTATION OF THE PATHWAY PLAN. ACTIONS INCLUDE, BUT ARE  
24 NOT LIMITED TO, CONTRACTING WITH EXTERNAL SUPPORT PARTNERS,  
25 USING CONTRACTORS OR RESOURCES PROVIDED BY THE DEPARTMENT,  
26 ENGAGING IN CROSS-DISTRICT PROGRESS MONITORING, OR  
27 COMPREHENSIVE SCHOOL REDESIGN.
  - 28 (II) If the recommendation applies to the institute:
    - 29 (B) That a public or private entity take over management of the  
30 institute or management of one or more of the institute charter schools;  
31 **or**
    - 32 (C) That one or more of the institute charter schools be closed; **OR**
    - 33 (D) THAT THE INSTITUTE TAKE OTHER ACTIONS, AS PROPOSED BY  
34 THE INSTITUTE, THAT ARE COMPARABLE TO OR THAT HAVE A MORE  
35 SIGNIFICANT EFFECT THAN THE ACTIONS DESCRIBED IN SUBSECTIONS  
36 (2)(a)(II)(A) TO (2)(a)(II)(C) OF THIS SECTION AND THAT ARE ALIGNED TO  
37 THE PATHWAY PLAN AND DESIGNED TO SUPPORT THE IMPLEMENTATION OF  
38 THE PATHWAY PLAN. ACTIONS INCLUDE, BUT ARE NOT LIMITED TO,

1 CONTRACTING WITH EXTERNAL SUPPORT PARTNERS, USING CONTRACTORS  
2 OR RESOURCES PROVIDED BY THE DEPARTMENT, ENGAGING IN  
3 CROSS-DISTRICT PROGRESS MONITORING, OR COMPREHENSIVE SCHOOL  
4 REDESIGN.

5 (3.5) (a) So long as a school district or the institute performs at a  
6 level that results in being accredited with priority improvement plan or  
7 lower, after the state board initially directs the school district or institute  
8 to take action as described in subsections (2) and (3) of this section, the  
9 commissioner may in any year, but shall every two years, assign the state  
10 review panel to critically evaluate the school district's or the institute's  
11 performance and recommend one or more of the actions described in  
12 subsection (2)(a) of this section. In evaluating the school district's or  
13 institute's PATHWAY PLAN AND performance and recommending actions,  
14 the state review panel shall consider the criteria specified in subsection  
15 (2)(b) of this section. The state board shall consider the recommendations  
16 of the state review panel, the actions that the school district or institute  
17 was previously directed to take, the fidelity with which the district or  
18 institute has implemented the directed actions AND THE PATHWAY PLAN,  
19 and whether the amount of time that the school district or institute has had  
20 to implement the actions is reasonably sufficient to achieve results. The  
21 state board shall either require the school district or institute to continue  
22 the previously directed actions or direct the school district or institute to  
23 undertake additional or different actions as provided in subsections (2)  
24 and (3) of this section.

25 (5) A PUBLIC OR PRIVATE ENTITY THAT SERVES AS AN EXTERNAL  
26 SUPPORT PARTNER FOR A SCHOOL DISTRICT OR THE INSTITUTE, AS  
27 DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION, IS SUBJECT TO THE  
28 PROVISIONS OF THE "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE  
29 72 OF TITLE 24; EXCEPT THAT THE PUBLIC OR PRIVATE ENTITY SHALL  
30 COMPLY WITH THE FEDERAL "FAMILY EDUCATIONAL RIGHTS AND  
31 PRIVACY ACT OF 1974", 20 U.S.C. SEC. 1232g, AND ANY OTHER FEDERAL  
32 OR STATE PRIVACY LAWS.

33 (6) (a) ON OR BEFORE NOVEMBER 1, 2027, THE".

34 Page 33, line 7, strike "EDUCATION ACCOUNTABILITY;" and substitute  
35 "PERFORMANCE INDICATORS, AS DESCRIBED IN SECTION 22-11-204  
36 (1)(a);".

37 Page 33, strike lines 8 through 10 and substitute:

38 "(III) THE SUCCESSFUL EXTERNAL MANAGEMENT ARRANGEMENTS  
39 AND THE CONDITIONS AND PROCESSES THAT LED TO SUCCESSFUL  
40 OUTCOMES, WHICH MUST INCLUDE FEEDBACK FROM STAKEHOLDERS,

1     INCLUDING EDUCATORS AND PARENTS. THE EVALUATION MUST INCLUDE  
2     AN ANALYSIS OF EDUCATOR RETENTION AND FEEDBACK.".

3     Page 33, strike lines 17 through 27.

4     Strike page 34.

5     Page 35, strike lines 1 through 15 and substitute:

6             **"SECTION 9.** In Colorado Revised Statutes, 22-11-210, **amend**  
7     (1)(d)(I), (1)(d.5), (4) introductory portion, (5)(a) introductory portion,  
8     (5)(a)(V), (5)(b), (5)(d), and (5.5)(a); and **add** (5)(a)(VII), (7), (8), (9),  
9     and (10) as follows:

10             **22-11-210. Public schools - annual review - plans - supports**  
11     **and interventions - rules.** (1) (d) (I) ~~Beginning with the 2018-19 school~~  
12     ~~year;~~ If a public school performs at a level that results in being required  
13     to adopt a priority improvement or turnaround plan for two consecutive  
14     years followed by three consecutive or nonconsecutive years, resulting in  
15     a total of five years of performance at such a level, the state board shall  
16     REVIEW THE PUBLIC SCHOOL'S PATHWAY PLAN AND require the school  
17     district, for a public school of the school district, or the institute, for an  
18     institute charter school, to take one of the actions described in subsection  
19     (5)(a) of this section AND IMPLEMENT THE PATHWAY PLAN; except that, if,  
20     before the five years have accumulated, the public school performs for at  
21     least two consecutive years at a level that results in the public school  
22     being required to adopt an improvement or performance plan, the five  
23     years stop accumulating unless the public school again performs at a level  
24     that results in being required to adopt a priority improvement or  
25     turnaround plan for two consecutive years, at which time the public  
26     school is again in the first two of the five years. For the time during which  
27     the five years of performance are accumulating, a public school is on  
28     performance watch.

29             (d.5) Notwithstanding ~~any provision of~~ subsection (1)(d)(I) of this  
30     section to the contrary, at the request of the school district, in consultation  
31     with the affected school accountability committee and, in the case of a  
32     district charter school, with the consent of the governing board of the  
33     district charter school, or the institute, with the consent of the governing  
34     board, and in consultation with the school accountability committee, of  
35     the affected institute charter school, THE PUBLIC SCHOOL MAY  
36     VOLUNTARILY REQUEST, IN THE THIRD OR FOURTH YEAR OF PERFORMANCE  
37     WATCH, TO PROCEED WITH A SIGNIFICANT ACTION AS DESCRIBED IN  
38     SUBSECTION (5)(a) OF THIS SECTION THAT IS NOT OTHERWISE REQUIRED BY  
39     LAW. THE PUBLIC SCHOOL SHALL DESIGN A PATHWAY PLAN TO PRESENT TO

1 THE STATE BOARD FOR APPROVAL, AND the state board may direct the  
2 school district, for a public school of the school district, or the institute,  
3 for an institute charter school, to take one of the actions described in  
4 subsection (5)(a) of this section even though the public school has not  
5 completed the five years of performance watch. If the state board requires  
6 the school district or institute to take one of the actions described in  
7 subsection (5)(a) of this section, the public school is subject to the  
8 provisions of subsection (5.5) of this section. WHEN THE PUBLIC SCHOOL  
9 VOLUNTARILY REQUESTS TO PROCEED WITH A SIGNIFICANT ACTION IN THE  
10 THIRD OR FOURTH YEAR OF PERFORMANCE WATCH, THE STATE BOARD IS  
11 LIMITED TO DIRECTING THE SIGNIFICANT ACTION FROM THE LIST SET FORTH  
12 IN SUBSECTION (5)(a) OF THIS SECTION THAT IS PROPOSED BY THE PUBLIC  
13 SCHOOL.

14 (4) The commissioner may assign the state review panel to  
15 critically evaluate a public school's priority improvement, ~~or~~ turnaround  
16 plan, ~~OR~~ PATHWAY PLAN. The commissioner may require the state review  
17 panel to conduct one or more on-site visits as part of evaluating a public  
18 school's plan. Based on its evaluation, the state review panel shall report  
19 to the commissioner, the state board, and the local school board or the  
20 institute recommendations concerning:

21 (5) (a) If a public school fails to make adequate progress under its  
22 turnaround plan or continues on performance watch for the full five years,  
23 the commissioner shall assign the state review panel to critically evaluate  
24 the public school's performance ~~AND THE PUBLIC SCHOOL'S PATHWAY~~  
25 PLAN, which evaluation must include at least one on-site visit to the  
26 public school. Upon completing the evaluation, the state review panel  
27 shall MAKE RECOMMENDATIONS ON THE PATHWAY PLAN AND TO  
28 determine whether to recommend:

29 (V) That the public school be closed or, with regard to a district  
30 charter school or an institute charter school, that the public school's  
31 charter be revoked; ~~or~~

32 (VII) OTHER ACTIONS THAT ARE COMPARABLE TO ~~OR~~ THAT HAVE  
33 A MORE SIGNIFICANT EFFECT THAN THE ACTIONS DESCRIBED IN  
34 SUBSECTIONS (5)(a)(I) TO (5)(a)(V) OF THIS SECTION THAT THE PUBLIC  
35 SCHOOL PROPOSES AND THAT ARE ALIGNED WITH THE PATHWAY PLAN AND  
36 DESIGNED TO SUPPORT THE IMPLEMENTATION OF THE PATHWAY PLAN.  
37 ACTIONS MAY INCLUDE, BUT ARE NOT LIMITED TO, COMPREHENSIVE  
38 SCHOOL REDESIGN, CONTRACTING WITH EXTERNAL SUPPORT PARTNERS, OR  
39 USING CONTRACTORS OR RESOURCES PROVIDED BY THE DEPARTMENT.

40 (b) The state review panel shall present its recommendations to  
41 the commissioner and to the state board. Taking the recommendations  
42 into account, the state board shall determine which of the actions  
43 described in ~~paragraph (a) of this subsection (5)~~ SUBSECTION (5)(a) OF

1 THIS SECTION the local school board for a district public school or the  
2 institute for an institute charter school shall take regarding the public  
3 school and direct the local school board or institute accordingly. THE  
4 DEPARTMENT SHALL MONITOR PROGRESS OF THE IMPLEMENTATION OF THE  
5 ACTIONS AND PROVIDE PERIODIC UPDATES TO THE STATE BOARD.

6 (d) The priority improvement or turnaround plan that a public  
7 school adopts for the fourth year in which the public school is on  
8 performance watch must include a general explanation for how the school  
9 district, for a district public school, or the institute, for an institute charter  
10 school, may put into effect each of the actions described in subsection  
11 (5)(a) of this section as they pertain to a district public school, district  
12 charter school, or institute charter school. WHEN A PUBLIC SCHOOL  
13 PROCEEDS WITH A SIGNIFICANT STATE BOARD ACTION, AS DESCRIBED IN  
14 SUBSECTION (5)(a) OF THIS SECTION, ENTERS THE FIFTH YEAR IN WHICH  
15 THE PUBLIC SCHOOL IS ON PERFORMANCE WATCH, OR RETURNS TO THE  
16 STATE BOARD FOR A HEARING BASED ON A PRIOR ORDER OF THE STATE  
17 BOARD, THE PUBLIC SCHOOL MUST DEVELOP A PATHWAY PLAN NO LATER  
18 THAN THE FIFTH YEAR IN WHICH THE PUBLIC SCHOOL IS ON PERFORMANCE  
19 WATCH.

20 (5.5) (a) So long as a public school performs at a level that results  
21 in being required to implement a priority improvement or turnaround  
22 plan, after the state board initially directs the local school board or  
23 institute board to take action as provided in subsection (5)(b) of this  
24 section, the commissioner may in any year, but shall every two years,  
25 assign the state review panel to critically evaluate the public school's  
26 PATHWAY PLAN AND performance and recommend one or more of the  
27 actions described in subsection (5)(a) of this section. In evaluating the  
28 public school's performance and recommending actions, the state review  
29 panel shall consider the criteria specified in subsection (4) of this section.  
30 The state board shall consider the recommendations of the state review  
31 panel, the actions that the local school board or institute board was  
32 previously directed to take with regard to the public school, the fidelity  
33 with which the school district or institute and the public school have  
34 implemented the directed actions AND THE PATHWAY PLAN, and whether  
35 the amount of time that the school district or institute and the public  
36 school have had to implement the actions is reasonably sufficient to  
37 achieve results. The state board shall either require the local school board  
38 or institute board to continue the previously directed actions or direct the  
39 local school board or institute board to undertake additional or different  
40 actions as provided in subsection (5)(b) of this section.

41 (7) A PUBLIC OR PRIVATE ENTITY THAT SERVES AS AN EXTERNAL  
42 SUPPORT PARTNER FOR A PUBLIC SCHOOL, AS DESCRIBED IN SUBSECTION  
43 (5)(a) OF THIS SECTION, IS SUBJECT TO THE PROVISIONS OF THE

1 "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE 72 OF TITLE 24;  
2 EXCEPT THAT THE PUBLIC OR PRIVATE ENTITY SHALL COMPLY WITH THE  
3 FEDERAL "FAMILY EDUCATIONAL RIGHTS AND PRIVACY ACT OF 1974", 20  
4 U.S.C. SEC. 1232g, AND ANY OTHER FEDERAL OR STATE PRIVACY LAWS.".

5 Renumber succeeding sections accordingly.

6 Page 36, strike lines 4 through 16.

7 Renumber succeeding subsection accordingly.

8 Page 41, after line 23 insert:

9         **"SECTION 11.** In Colorado Revised Statutes, **add 22-11-213** as  
10 follows:

11         **22-11-213. Pathway plan - school districts - state charter**  
12 **school institute - public schools.** (1) (a) THE PATHWAY PLAN IS A  
13 MULTI-YEAR PLAN FOR SCHOOL IMPROVEMENT THAT IS PREPARED BY A  
14 SCHOOL DISTRICT, THE INSTITUTE, OR A PUBLIC SCHOOL FOR THE STATE  
15 REVIEW PANEL AND THE STATE BOARD.

16         (b) (I) A PATHWAY PLAN CONNECTS THE SCHOOL DISTRICT'S OR  
17 THE INSTITUTE'S PROPOSAL FOR SIGNIFICANT STATE BOARD ACTION, AS  
18 DESCRIBED IN SECTION 22-11-209 (2)(a), WITH THE BROADER STRATEGIES  
19 FOR THE IMPROVEMENT OF THE SCHOOL DISTRICT OR THE INSTITUTE.

20         (II) A PATHWAY PLAN CONNECTS THE PUBLIC SCHOOL'S PROPOSAL  
21 FOR SIGNIFICANT STATE BOARD ACTION, AS DESCRIBED IN SECTION  
22 22-11-210 (5)(a), WITH THE BROAD STRATEGIES FOR THE IMPROVEMENT  
23 OF THE PUBLIC SCHOOL.

24         (c) (I) A SCHOOL DISTRICT OR THE INSTITUTE SHALL DEVELOP A  
25 PATHWAY PLAN WHEN THE SCHOOL DISTRICT OR THE INSTITUTE:

26             (A) VOLUNTARILY PROCEEDS, AS DESCRIBED IN SECTION  
27 22-11-207 (5), IN THE THIRD OR FOURTH YEAR OF PERFORMANCE WATCH,  
28 WITH A REQUEST TO THE STATE BOARD TO DIRECT A SIGNIFICANT ACTION;

29             (B) ENTERS THE FIFTH YEAR ON PERFORMANCE WATCH; OR

30             (C) RETURNS TO THE STATE BOARD FOR A HEARING BASED ON A  
31 PRIOR ORDER OF THE STATE BOARD, AS DESCRIBED IN SECTION 22-11-209  
32 (3.5).

33         (II) A PUBLIC SCHOOL SHALL DEVELOP A PATHWAY PLAN WHEN  
34 THE PUBLIC SCHOOL:

35             (A) VOLUNTARILY PROCEEDS, AS DESCRIBED IN SECTION  
36 22-11-210 (1)(d.5), IN THE THIRD OR FOURTH YEAR OF PERFORMANCE  
37 WATCH, WITH A REQUEST TO THE STATE BOARD TO DIRECT A SIGNIFICANT  
38 ACTION;

1                   (B) ENTERS THE FIFTH YEAR ON PERFORMANCE WATCH; OR  
2                   (C) RETURNS TO THE STATE BOARD FOR A HEARING BASED ON A  
3 PRIOR ORDER OF THE STATE BOARD, AS DESCRIBED IN SECTION 22-11-210  
4 (5.5)(a).

5 (2) (a) (I) A PATHWAY PLAN FOR A SCHOOL DISTRICT MUST  
6 INCLUDE THE SCHOOL DISTRICT'S PROPOSED SIGNIFICANT ACTION OR  
7 ACTIONS FROM THE LIST SET FORTH IN SECTION 22-11-209 (2)(a)(I);

8 (II) A PATHWAY PLAN FOR THE INSTITUTE MUST INCLUDE THE  
9 INSTITUTE'S PROPOSED SIGNIFICANT ACTION OR ACTIONS FROM THE LIST  
10 SET FORTH IN SECTION 22-11-209 (2)(a)(II); AND

11 (III) A PATHWAY PLAN FOR A PUBLIC SCHOOL MUST INCLUDE THE  
12 PUBLIC SCHOOL'S PROPOSED SIGNIFICANT ACTION OR ACTIONS FROM THE  
13 LIST SET FORTH IN SECTION 22-11-210 (5)(a).

14 (b) IN ADDITION TO THE PROPOSED SIGNIFICANT ACTIONS  
15 DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION, A PATHWAY PLAN FOR  
16 A SCHOOL DISTRICT, THE INSTITUTE, OR A PUBLIC SCHOOL MUST  
17 INCORPORATE DATA ANALYSIS TO IDENTIFY PRIORITY CHALLENGES AND  
18 ROOT CAUSES, RESEARCH-BASED STRATEGIES, AN ACTION AND  
19 IMPLEMENTATION PLAN, SHORT-CYCLE IMPLEMENTATION BENCHMARKS,  
20 AND ANNUAL TARGETS FOR PROGRESS MONITORING.

21 (c) TO ENSURE THE SUCCESS OF THE PATHWAY PLAN, A PATHWAY  
22 PLAN FOR A SCHOOL DISTRICT, THE INSTITUTE, OR A PUBLIC SCHOOL MUST  
23 INCLUDE THE SCHOOL DISTRICT'S, THE INSTITUTE'S, OR THE PUBLIC  
24 SCHOOL'S BUDGET ALLOCATIONS TO SUPPORT SCHOOL NEEDS AND A  
25 FINANCIAL SUSTAINABILITY PLAN. THE FINANCIAL SUSTAINABILITY PLAN  
26 MAY INCLUDE, BUT IS NOT LIMITED TO, SALARIES, FACILITY COSTS,  
27 CURRICULUM COSTS, AND OPERATIONAL COSTS.

36 (4) THE STATE BOARD SHALL ADOPT RULES FOR PURPOSES OF THIS  
37 SECTION.

**SECTION 12.** In Colorado Revised Statutes, 22-11-303, amend (3) introductory portion and (3)(b) as follows:

40           **22-11-303. Accredited or accredited with distinction -**  
41           **performance plan - school district or institute - contents - adoption.**

42 (3) A district or institute performance plan shall be IS designed to raise  
43 the academic performance of students enrolled in the school district or in

1 the institute charter schools and to ensure that the school district or the  
2 institute, following the next annual accreditation review, attains a higher  
3 accreditation category or remains in the same accreditation category if the  
4 school district or institute is accredited with distinction. At a minimum,  
5 each district and institute performance plan ~~shall~~ **MUST**:

6 (b) Identify positive and negative trends for district public schools  
7 as a group and individually or for institute charter schools as a group and  
8 individually in the levels of attainment by the public schools as a group  
9 and individually on the performance indicators, **INCLUDING A**  
10 **DESCRIPTION OF HOW THE SCHOOL DISTRICT OR THE INSTITUTE WILL**  
11 **PROVIDE DIFFERENT SUPPORTS FOR THE SCHOOL DISTRICT'S PUBLIC**  
12 **SCHOOLS OR THE INSTITUTE'S INSTITUTE CHARTER SCHOOLS THAT ARE ON**  
13 **PERFORMANCE WATCH.**

14 **SECTION 13.** In Colorado Revised Statutes, 22-11-304, **amend**  
15 (3)(b) as follows:

16 **22-11-304. Accredited with improvement plan - school district**  
17 **or institute - plan contents - adoption.** (3) A district improvement plan  
18 or an institute improvement plan must be designed to ensure that the  
19 school district or the institute improves its performance to the extent that,  
20 following completion of its next annual accreditation review, the school  
21 district or the institute attains a higher accreditation category. At a  
22 minimum, a district improvement plan or an institute improvement plan  
23 must:

24 (b) Identify positive and negative trends for district public schools  
25 as a group and individually or for institute charter schools as a group and  
26 individually in the levels of attainment by the public schools as a group  
27 and individually on the performance indicators, **INCLUDING A**  
28 **DESCRIPTION OF HOW THE SCHOOL DISTRICT OR THE INSTITUTE WILL**  
29 **PROVIDE DIFFERENT SUPPORTS FOR THE SCHOOL DISTRICT'S PUBLIC**  
30 **SCHOOLS OR THE INSTITUTE'S INSTITUTE CHARTER SCHOOLS THAT ARE ON**  
31 **PERFORMANCE WATCH;**

32 **SECTION 14.** In Colorado Revised Statutes, 22-11-305, **amend**  
33 (1)(a), (1)(c), (2)(a), (2)(b), (3)(b), and (3)(e); and **add** (3)(e.5) as follows:

34 **22-11-305. Accredited with priority improvement plan - school**  
35 **district or institute - plan contents - adoption.** (1) (a) In accordance  
36 with the time frames specified in state board rule, each school district that  
37 is accredited with priority improvement plan shall annually adopt and  
38 implement a district priority improvement plan as described in subsection  
39 (3) of this section. **WHEN A SCHOOL DISTRICT CREATES A PATHWAY PLAN**  
40 **THE STATE BOARD, BY RULE, MAY REDUCE SOME OF THE OBLIGATIONS**  
41 **DESCRIBED IN SUBSECTION (3) OF THIS SECTION.**

42 (c) The commissioner, subject to available appropriations, may  
43 assign the state review panel to critically evaluate the district priority

1 improvement plan OR THE PATHWAY PLAN, and recommend to the  
2 commissioner modifications to the plan. The commissioner may  
3 recommend to the local school board modifications to the district priority  
4 improvement plan OR PATHWAY PLAN, taking into consideration any  
5 recommendations of the state review panel, INCLUDING A DESCRIPTION OF  
6 HOW THE SCHOOL DISTRICT WILL PROVIDE DIFFERENT SUPPORTS FOR THE  
7 SCHOOL DISTRICT'S PUBLIC SCHOOLS THAT ARE ON PERFORMANCE WATCH.

8 (2) (a) If the institute is accredited with priority improvement  
9 plan, the institute board shall, in accordance with the time frames  
10 specified in state board rule, adopt and implement an institute priority  
11 improvement plan as described in subsection (3) of this section. In  
12 preparing the institute priority improvement plan, the institute board shall  
13 take into account and incorporate any institute charter school  
14 performance, improvement, priority improvement, and turnaround plans  
15 received pursuant to sections 22-11-403 to 22-11-406. WHEN AN  
16 INSTITUTE CREATES A PATHWAY PLAN, THE STATE BOARD, BY RULE, MAY  
17 REDUCE SOME OF THE OBLIGATIONS DESCRIBED IN SUBSECTION (3) OF THIS  
18 SECTION.

19 (b) The commissioner, subject to available appropriations, may  
20 assign the state review panel to critically evaluate the institute priority  
21 improvement plan and recommend to the commissioner modifications to  
22 the plan. The commissioner may recommend to the institute modifications  
23 to the institute priority improvement plan, taking into consideration any  
24 recommendations of the state review panel, INCLUDING A DESCRIPTION OF  
25 HOW THE INSTITUTE WILL PROVIDE DIFFERENT SUPPORTS FOR THE  
26 INSTITUTE'S INSTITUTE CHARTER SCHOOLS THAT ARE ON PERFORMANCE  
27 WATCH.

28 (3) A district priority improvement plan or an institute priority  
29 improvement plan must be designed to ensure that the school district or  
30 the institute improves its performance to the extent that, following  
31 completion of its next annual accreditation review, the school district or  
32 the institute attains a higher accreditation category. At a minimum, a  
33 district priority improvement plan or an institute priority improvement  
34 plan must:

35 (b) Identify positive and negative trends for district public schools  
36 as a group and individually or for institute charter schools as a group and  
37 individually in the levels of attainment by the public schools as a group  
38 and individually on the performance indicators, INCLUDING A  
39 DESCRIPTION OF HOW THE SCHOOL DISTRICT OR THE INSTITUTE WILL  
40 PROVIDE DIFFERENT SUPPORTS FOR THE SCHOOL DISTRICT'S DISTRICT  
41 PUBLIC SCHOOLS OR THE INSTITUTE'S INSTITUTE CHARTER SCHOOLS THAT  
42 ARE ON PERFORMANCE WATCH;

43 (e) Identify the local, state, and federal resources that the school

1 district or the institute will use to implement the identified strategies with  
2 fidelity; and

3 (e.5) IDENTIFY BUDGET ALLOCATIONS TO SUPPORT THE NEEDS OF  
4 THE SCHOOL DISTRICT'S OR THE INSTITUTE'S PUBLIC SCHOOLS AND CREATE  
5 A FINANCIAL SUSTAINABILITY PLAN, WHICH MUST INCLUDE, BUT IS NOT  
6 LIMITED TO, SALARIES, FACILITY COSTS, CURRICULUM COSTS, AND  
7 OPERATIONAL COSTS; AND

8 **SECTION 15.** In Colorado Revised Statutes, 22-11-306, **amend**  
9 (1)(a), (2)(a), (3)(b), and (3)(e); and **add** (3)(e.5) as follows:

10 **22-11-306. Accredited with turnaround plan - school district**  
11 **or institute - plan content - adoption.** (1) (a) In accordance with the  
12 time frames specified in state board rule, each school district that is  
13 accredited with turnaround plan shall annually adopt and implement a  
14 district turnaround plan as described in subsection (3) of this section.  
15 WHEN A SCHOOL DISTRICT CREATES A PATHWAY PLAN, THE STATE BOARD,  
16 BY RULE, MAY REDUCE SOME OF THE OBLIGATIONS DESCRIBED IN  
17 SUBSECTION (3) OF THIS SECTION.

18 (2) (a) If the institute is accredited with turnaround plan, the  
19 institute board shall, in accordance with the time frames specified in state  
20 board rule, adopt and implement an institute turnaround plan as described  
21 in subsection (3) of this section. In preparing the institute turnaround  
22 plan, the institute board shall take into account and incorporate any  
23 institute charter school performance, improvement, priority improvement,  
24 and turnaround plans received pursuant to sections 22-11-403 to  
25 22-11-406. WHEN THE INSTITUTE CREATES A PATHWAY PLAN, THE STATE  
26 BOARD, BY RULE, MAY REDUCE SOME OF THE OBLIGATIONS DESCRIBED IN  
27 SUBSECTION (3) OF THIS SECTION.

28 (3) A district turnaround plan or an institute turnaround plan must  
29 be designed to ensure that the school district or the institute improves its  
30 performance to the extent that, following completion of its next annual  
31 accreditation review, the school district or the institute attains a higher  
32 accreditation category. At a minimum, a district turnaround plan or an  
33 institute turnaround plan must:

34 (b) Identify positive and negative trends for district public schools  
35 as a group and individually or for institute charter schools as a group and  
36 individually in the levels of attainment by the public schools as a group  
37 and individually on the performance indicators, WHICH INCLUDES A  
38 DESCRIPTION OF HOW THE SCHOOL DISTRICT OR THE INSTITUTE WILL  
39 PROVIDE DIFFERENT SUPPORTS FOR THE SCHOOL DISTRICT'S DISTRICT  
40 PUBLIC SCHOOLS OR FOR THE INSTITUTE'S INSTITUTE CHARTER SCHOOLS ON  
41 PERFORMANCE WATCH;

42 (e) Identify the local, state, and federal resources that the school  
43 district or the institute will use to implement the identified strategies with

1 fidelity; and

2 (e.5) IDENTIFY BUDGET ALLOCATIONS TO SUPPORT THE NEEDS OF  
3 THE SCHOOL DISTRICT'S OR THE INSTITUTE'S PUBLIC SCHOOLS AND CREATE  
4 A FINANCIAL SUSTAINABILITY PLAN, WHICH MUST INCLUDE, BUT IS NOT  
5 LIMITED TO, SALARIES, FACILITY COSTS, CURRICULUM COSTS, AND  
6 OPERATIONAL COSTS; AND

7 **SECTION 16.** In Colorado Revised Statutes, 22-11-405, **amend**  
8 (1)(a) and (2)(a); and **add** (4)(b.5) as follows:

9 **22-11-405. School priority improvement plan - contents.**  
10 (1)(a) If the state board, pursuant to section 22-11-210, directs a district  
11 public school to adopt a priority improvement plan, the local school  
12 board, in accordance with time frames specified in state board rules, shall  
13 adopt a school priority improvement plan, as described in subsection (4)  
14 of this section, for the district public school. WHEN A DISTRICT PUBLIC  
15 SCHOOL CREATES A PATHWAY PLAN, THE STATE BOARD, BY RULE, MAY  
16 REDUCE SOME OF THE OBLIGATIONS DESCRIBED IN SUBSECTION (4) OF THIS  
17 SECTION.

18 (2)(a) If the state board, pursuant to section 22-11-210, directs an  
19 institute charter school to adopt a priority improvement plan, the institute,  
20 in accordance with time frames specified in state board rules, shall adopt  
21 a school priority improvement plan, as described in subsection (4) of this  
22 section, for the institute charter school. WHEN AN INSTITUTE CHARTER  
23 SCHOOL CREATES A PATHWAY PLAN, THE STATE BOARD, BY RULE, MAY  
24 REDUCE SOME OF THE OBLIGATIONS DESCRIBED IN SUBSECTION (4) OF THIS  
25 SECTION.

26 (4) A school priority improvement plan must be designed to  
27 ensure that the public school improves its performance to the extent that,  
28 following completion of the public school's next annual performance  
29 review, the public school attains a higher accreditation category. At a  
30 minimum, a school priority improvement plan must:

31 (b.5) IDENTIFY BUDGET ALLOCATIONS TO SUPPORT THE NEEDS OF  
32 THE PUBLIC SCHOOLS AND CREATE A FINANCIAL SUSTAINABILITY PLAN,  
33 WHICH MUST INCLUDE, BUT IS NOT LIMITED TO, SALARIES, FACILITY COSTS,  
34 CURRICULUM COSTS, AND OPERATIONAL COSTS;

35 **SECTION 17.** In Colorado Revised Statutes, 22-11-406, **amend**  
36 (1)(a) and (2)(a); and **add** (3)(b.5) as follows:

37 **22-11-406. School turnaround plan - contents.** (1) (a) If the  
38 state board, pursuant to section 22-11-210, directs a district public school  
39 to adopt a turnaround plan, the local school board, in accordance with  
40 time frames specified in state board rules, shall adopt a school turnaround  
41 plan, as described in subsection (3) of this section, for the district public  
42 school. Each district public school turnaround plan ~~shall also be~~ IS subject  
43 to evaluation by the state review panel and may be subject to revisions

1 requested by the commissioner as provided in this subsection (1). WHEN  
2 A DISTRICT PUBLIC SCHOOL CREATES A PATHWAY PLAN, THE STATE BOARD,  
3 BY RULE, MAY REDUCE SOME OF THE OBLIGATIONS DESCRIBED IN  
4 SUBSECTION (3) OF THIS SECTION.

5 (2) (a) If the state board, pursuant to section 22-11-210, directs an  
6 institute charter school to adopt a turnaround plan, the institute, in  
7 accordance with time frames specified in state board rules, shall adopt a  
8 school turnaround plan, as described in subsection (3) of this section, for  
9 the institute charter school. Each institute charter school turnaround plan  
10 shall also be subject to evaluation by the state review panel and may be  
11 subject to revisions requested by the commissioner as provided in this  
12 subsection (2). WHEN AN INSTITUTE CHARTER SCHOOL CREATES A  
13 PATHWAY PLAN, THE STATE BOARD, BY RULE, MAY REDUCE SOME OF THE  
14 OBLIGATIONS DESCRIBED IN SUBSECTION (3) OF THIS SECTION.

15 (3) A school turnaround plan must be designed to ensure that the  
16 public school improves its performance to the extent that, following  
17 completion of the public school's next annual performance review, the  
18 public school attains a higher accreditation category. At a minimum, a  
19 school turnaround plan must:

20 (b.5) IDENTIFY BUDGET ALLOCATIONS TO SUPPORT THE NEEDS OF  
21 THE PUBLIC SCHOOLS AND CREATE A FINANCIAL SUSTAINABILITY PLAN,  
22 WHICH MUST INCLUDE, BUT IS NOT LIMITED TO, SALARIES, FACILITY COSTS,  
23 CURRICULUM COSTS, AND OPERATIONAL COSTS;".

24 Renumber succeeding sections accordingly.

25 Page 42, line 23, after "(1)(d)" insert "and (1)(e)".

26 Page 43, line 18, strike "school; AND" and substitute "school;".

27 Page 43, line 23, strike "INTERVENTIONS." and substitute  
28 "INTERVENTIONS; AND".

29 Page 43, after line 23 insert:

30 (e) ASSIST SCHOOL DISTRICTS, THE INSTITUTE, AND CHARTER  
31 SCHOOLS THAT HAVE BEEN REQUIRED TO ADOPT A PRIORITY IMPROVEMENT  
32 OR TURNAROUND PLAN FOR ONE, TWO, OR THREE CONSECUTIVE YEARS TO  
33 ENGAGE IN COMMUNITY-LED IMPROVEMENT STRATEGIES.".

34 Page 43, after line 27 insert:

35 **"SECTION 20.** In Colorado Revised Statutes, 24-72-202, amend

1 (6)(a)(I) as follows:

2       **24-72-202. Definitions.** As used in this part 2, unless the context  
3 otherwise requires:

4       (6) (a) (I) "Public records" means and includes all writings made,  
5 maintained, or kept by the state, any agency, institution, A PUBLIC OR  
6 PRIVATE ENTITY THAT SERVES AS AN EXTERNAL SUPPORT PARTNER FOR A  
7 SCHOOL DISTRICT OR THE STATE CHARTER SCHOOL INSTITUTE PURSUANT  
8 TO SECTION 22-11-209 (2)(a), A PUBLIC OR PRIVATE ENTITY THAT SERVES  
9 AS AN EXTERNAL SUPPORT PARTNER FOR A PUBLIC SCHOOL PURSUANT TO  
10 SECTION 22-11-210 (5)(a), a nonprofit corporation incorporated pursuant  
11 to section 23-5-121 (2), ~~E.R.S.~~, or political subdivision of the state, or  
12 that are described in section 29-1-902 ~~E.R.S.~~, and held by any  
13 local-government-financed entity for use in the exercise of functions  
14 required or authorized by law or administrative rule or involving the  
15 receipt or expenditure of public funds.".

16      Renumber succeeding section accordingly.

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