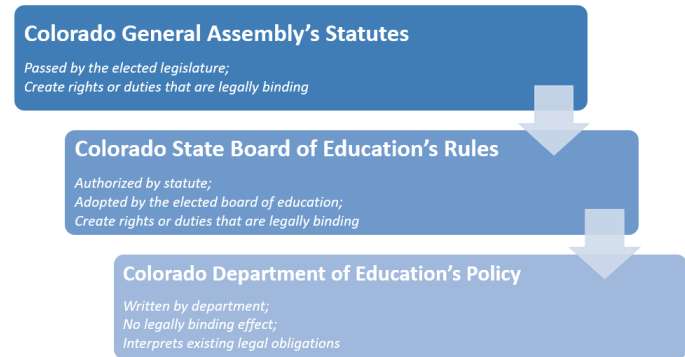


Crosswalk of Statute and Draft Board Rule: Summary of Changes and Areas of Flexibility in Rulemaking



Policy Context

There are three tiers of education policy in Colorado: (1) Colorado General Assembly’s Statutes, (2) Colorado State Board of Education’s Rules and (3) Colorado Department of Education’s Policy. In the spring of 2018, HB 18-1355 modified Colorado’s accountability law (i.e., changes in statute at the highest level of state policy). As a result, the State Board of Education will undergo the rulemaking process in the winter of 2018. To support this process, the Colorado Department of Education (CDE) is gathering input and feedback from stakeholders on the proposed draft rules.



Rulemaking and State Board Conversation Timeline

The figure below provides CDE’s proposed timeline for supporting the rulemaking process and other State Board conversations over the next year.

2018 -2019	2019 Target Setting			2020 Target Setting Conversation					
	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun
Performance Framework Target Setting		*		*	*	*	*		
Performance Indicator Weighting (Growth, Achievement, PWR)				*	*	*	*		
Addition of Growth to Standard Metric				*	*	*	*		
Stakeholder Feedback Sessions	*	*	*	*	*				

Target Year of Implementation: 2020 School & District Performance Frameworks

Proposed timeline for HB 18-1355 Rulemaking. There is flexibility here based on board preference & stakeholder feedback.

Crosswalk of Statute and Draft Board Rule

The table on the next page summarizes changes in statute and proposed changes in board rule as well as highlights areas of flexibility (i.e., where the statute is less restrictive and the board has more discretion).



Category	Subcategory	Colorado Statute		Draft Board Rule			Notes on Changes & Flexibility
		Level of Change	Purpose of Change(s)	Level of Change	Purpose of Change(s)	Level of Flexibility	
Performance Frameworks	Indicator Roll-up	Minor	Reflect Current Practice	Minor	Align to Revised Statute; Streamline	Significant	<u>Statute Change Note:</u> Revised indicator categories to reflect current practice. Flexibility in rule to determine target-setting and roll-up methodologies (including indicator weighting) and timelines for target-setting and publishing framework reports.
	Indicator- Achievement	Significant	Reflect Current Practice	Significant	Align to Revised Statute	Moderate	<u>Statute Change Note:</u> Revised to ensure student privacy. Flexibility in rule to determine methodology for awarding READ bonus.
	Indicator- Growth	Minor	Reflect Current Practice	Minor	Align to Revised Statute; Streamline	Minor	
	Growth to Standard	Significant	Reflect Current Practice	Moderate	Align to Revised Statute; Streamline	Significant	Flexibility in rule to define adequate growth calculation methodology, and timeline for target-setting.
	Indicator- PWR	Moderate	Addition of Requirements	Minor	Align to Revised Statute	Minor	<u>Statute Change Note:</u> New requirements include military enlistment rate, College & Career Readiness demonstration rate, and (non ELA/math) AP course completion rate.
Ratings & Consequences	District & School Ratings	Minor	Reflect Current Practice	Minor	Align to Current Practice	Moderate	Flexibility in rule to create additional district rating categories and accreditation contract requirements.
	Request to Reconsider	Significant	Reflect Current Practice; Codify Rule in Statute	Significant	Rule Codified in Statute	Minor	Flexibility in rule to determine what information will be considered in a request.
	<i>District Rating Appeal Process</i>	None	N/A	Minor	Streamline	Significant	Flexibility in rule to define timeline and process for appealing district rating.
	Performance Watch	Significant	Change in Requirements	Moderate	Align to Revised Statute	Minor	<u>Statute Change Note:</u> Specifies process of identification and exit, as well as interim actions and requirements.
	<i>District Accreditation Removal</i>	Minor	Reflect Current Practice	Minor	Align to Revised Statute	Significant	Flexibility in rule to define timeline and process for appealing accreditation removal.
	<i>Consequences/Actions</i>	Minor	Reflect Current Practice	Minor	Align to Revised Statute	Minor	
Improvement Planning	General Requirements & Timelines	Minor	Reflect Current Practice	Minor	Align to Current Practice; Streamline	Significant	Flexibility in rule to determine UIP submission and publication timelines.
	Priority & Turnaround Requirements	Minor	Reflect Current Practice; Align with Performance Watch	Minor	Streamline	Minor	<u>Statute Change Note:</u> Codified in statute, from rule, Early Childhood Needs Assessment.
	Review Committees	Minor	Addition of Requirements	Minor	Streamline	Minor	
	Data Reporting	None	N/A	Minor	Align to Current Practice	Significant	Flexibility in rule to specify calculation details.