SUMMARY OF SB 1581

Sections 1 through 13 relate to the Chief Education Officer.

Section 1 defines the "direction and control" authority proposed for the CEdO to be limited to "matters related to the design and organization" of the state's P-20 education system, clarifies that this is not hire-and-fire authority, lists the positions over which this authority will apply and specifies that the Governor shall resolve any dispute related to the exercise of this authority.

Section 2 clarifies that CEdO's authority does not apply to any Deputy Superintendent of Public Instruction appointed by the incumbent Superintendent (clarifying that the "Deputy" refers to the position of that name to be appointed by the Governor after the tenure of Superintendent Castillo).

Sections 3-12 contain the language changes needed to conform existing statutes governing the positions listed above to the CEdO's authority.

Section 13 is necessitated by the existing sunset date of the OEIB.

Sections 14 through 19 relate to Achievement Compacts.

Section 14 defines achievement compacts and education entities, makes the timeline for adoption of the compacts coincident with a district's budget adoption timeline, describes the categories of outcomes to be contained in the compacts, directs education entities to identify targets for the outcomes, requires communications with key constituencies by education entities entering into achievement compacts and requires the OEIB to specify the format of the compacts and set the timeline and method for year-end reports.

Section 15 allows the board to waive laws and compliance reporting generally for education entities that are parties to achievement compacts. (See Correction #1 below). Subsection 1(b) specifies that the Board of Education shall waive Division 22 reporting requirements for K-12 districts that enter into compacts in 2012-13. Subsection (2) exempts such entities from penalties for not complying with waived provisions. (See Correction #2 below.)

Section 16 is necessitated by the existing sunset date of the OEIB.

Section 17 gives the OEIB the authority to enter into and administer the achievement compacts.

Sections 18 and 19 repeal the authority of the OEIB to enter into and administer the achievement compacts consistent with the 2016 sunset date.

Section 20 is the standard emergency clause, making the bill effective upon passage.

CORRECTIONS AND CLARIFICATIONS NEEDED

1. Section 15 (1) should allow for the waiver of laws for compliance reporting for education entities that enter into a compact and not require the achievement of goals in the compacts (which was not intended and was not part of the OEIB's legislative concept).
2. Section 15 (2) waives penalties for education entities which are parties to achievement compacts, including K-12 districts which are exempted from filing reports under what is known as the state's Division 22 rules in 2012-13. The latter waiver of penalties was not intended to extend beyond the reporting requirement for K-12 schools; compliance with the underlying rules is intended to remain in effect.