

Bond Case Briefs

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PUBLIC SCHOOLS - COLORADO

Colorado State Board of Education v. Adams County School District 14

Supreme Court of Colorado - October 16, 2023 - P.3d - 2023 WL 6803185 2023 CO 52

School district sued Colorado State Board of Education, challenging decision to remove district's accreditation and order its reorganization, and asserting violations of procedural due process, equal protection on behalf of its students, local control provisions, and the Administrative Procedures Act (APA).

The District Court granted State Board's motion to dismiss. School district appealed, and State Board petitioned for certiorari review.

The Supreme Court held that:

- Subordinate state agencies, political subdivisions, and officials raising claims challenging a government entity's decision are not subject to any specialized standing test; abrogating *Martin v. District Court*, 550 P.2d 864;
- State Board did not violate the constitutional provision giving local boards of education control of instruction in public schools;
- School district lacked standing under either the Education Accountability Act or APA to bring a procedural due process challenge to the process followed by the State Board when it removed school district's accreditation and order its reorganization; and
- School district did not have standing to bring an equal protection claim on behalf of its majority-minority students against State Board for the use of cut scores to measure district performance.