

CLHB1369.001

DRAFT
4.14.10

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB10-1369

THIS REPORT AMENDS THE
REREVISED BILL

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on HB10-1369,
concerning the financing of public schools, and making an appropriation
therefor, has met and reports that it has agreed upon the following:

1. That the House accede to the Senate amendments made to the
bill, as the amendments appear in the rerevised bill, with the following
changes:

Amend rerevised bill, page 6, line 9, after "APPLICABLE." add "ANY SUCH
DISTRICT SHALL USE THE REVENUES GENERATED BY THE NUMBER OF MILLS
THAT THE DISTRICT LEVIES PURSUANT TO SECTION 22-54-106 (2) (a) (II)
TO REPLACE ANY CATEGORICAL PROGRAM SUPPORT FUNDS THAT THE
DISTRICT WOULD OTHERWISE BE ELIGIBLE TO RECEIVE FROM THE STATE;
EXCEPT THAT THE AMOUNT OF CATEGORICAL PROGRAM SUPPORT FUNDS
THAT THE DISTRICT IS REQUIRED TO REPLACE SHALL NOT EXCEED AN
AMOUNT EQUAL TO THE DISTRICT'S STATE BUDGET STABILIZATION
REDUCTION AMOUNT. THE DEPARTMENT SHALL USE THE AMOUNT OF
CATEGORICAL PROGRAM SUPPORT FUNDS REPLACED BY PROPERTY TAX
REVENUE PURSUANT TO THIS SUBPARAGRAPH (IV) TO MAKE PAYMENTS OF
CATEGORICAL PROGRAM SUPPORT FUNDS TO ELIGIBLE DISTRICTS AS
SPECIFIED IN SECTION 22-54-107 (4)."

Page 6, line 17, after "AID." add "ANY SUCH DISTRICT SHALL USE THE
REVENUES GENERATED BY THE NUMBER OF MILLS THAT THE DISTRICT
LEVIES PURSUANT TO SECTION 22-54-106 (2) (a) (I) TO REPLACE ANY
CATEGORICAL PROGRAM SUPPORT FUNDS THAT THE DISTRICT WOULD
OTHERWISE BE ELIGIBLE TO RECEIVE FROM THE STATE; EXCEPT THAT THE

AMOUNT OF CATEGORICAL PROGRAM SUPPORT FUNDS THAT THE DISTRICT IS REQUIRED TO REPLACE SHALL NOT EXCEED AN AMOUNT EQUAL TO THE REMAINDER OF THE DISTRICT'S STATE BUDGET STABILIZATION REDUCTION AMOUNT AFTER THE REDUCTION TO THE DISTRICT'S TOTAL PROGRAM HAS BEEN APPLIED PURSUANT TO THIS SUBPARAGRAPH (V). THE DEPARTMENT SHALL USE THE AMOUNT OF CATEGORICAL PROGRAM SUPPORT FUNDS REPLACED BY PROPERTY TAX REVENUE PURSUANT TO THIS SUBPARAGRAPH (V) TO MAKE PAYMENTS OF CATEGORICAL PROGRAM SUPPORT FUNDS TO ELIGIBLE DISTRICTS AS SPECIFIED IN SECTION 22-54-107 (4)."

Page 9, after line 24 insert:

"**SECTION 6.** 22-54-107, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

22-54-107. Buy-out of categorical programs. (4) IN A BUDGET YEAR IN WHICH THE PROVISIONS OF SECTION 22-54-104 (5) (g) APPLY, THE DEPARTMENT SHALL USE THE AMOUNT OF CATEGORICAL PROGRAM SUPPORT FUNDS REPLACED BY PROPERTY TAX REVENUE PURSUANT TO THE PROVISIONS OF SECTION 22-54-104 (5) (g) (IV) AND (5) (g) (V) TO MAKE PAYMENTS OF CATEGORICAL PROGRAM SUPPORT FUNDS TO ELIGIBLE DISTRICTS AS SPECIFIED IN SUBSECTION (2) OF THIS SECTION."

ReNUMBER succeeding sections accordingly.

Page 12, strike lines 17 through 27.

Page 13, strike line 1.

ReNUMBER succeeding sections accordingly.

2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendments be recommended:

Amend rerevised bill, page 11, after line 6, insert:

"**SECTION 8.** 22-54-103 (7) (e), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBPARAGRAPH to read:

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

(7) "Funded pupil count" means:

(e) (V) NOTWITHSTANDING ANY PROVISION OF LAW TO THE CONTRARY, FOR THE 2010-11 BUDGET YEAR AND EACH BUDGET YEAR THEREAFTER, FOR THE PURPOSES OF THIS PARAGRAPH (e), A DISTRICT'S PUPIL ENROLLMENT FOR THE APPLICABLE BUDGET YEAR AND A DISTRICT'S PUPIL ENROLLMENT FOR ANY PRECEDING BUDGET YEAR SHALL NOT INCLUDE ANY PUPIL WHO IS OR WAS ENROLLED IN A CHARTER SCHOOL THAT WAS ORIGINALLY AUTHORIZED BY THE DISTRICT BUT WAS SUBSEQUENTLY CONVERTED TO AN INSTITUTE CHARTER SCHOOL OR TO A CHARTER SCHOOL OF A DISTRICT CONTIGUOUS TO THE ORIGINALLY AUTHORIZING DISTRICT."

Renumber succeeding sections accordingly.

Page 13, strike lines 20 and 21 and substitute "sixty-three million four hundred seventy-six thousand four hundred fifty-four dollars (\$363,476,454).".

Respectfully submitted,

House Committee:

Senate Committee: