

**UPDATED SUMMARY
SENATE BILL 16-188**

Second Regular Session - Seventieth Colorado General Assembly

This summary applies to the reengrossed version of this bill as introduced in the second house. It does not reflect any amendments that may be subsequently adopted. This summary reflects only the main points of the legislation.

Mill levy equalization among district public school students. Beginning in the 2017-18 budget year, the bill requires a school district to distribute revenue it receives from ongoing local property tax mill levies equally, on a per-student basis, to the school district charter schools, with exceptions for revenue that is restricted to certain uses by voters. *For the 2017-18 budget year, a school district must distribute 50% of the calculated distribution amount to the charter schools of the school district; for the 2018-19 budget year and each budget year thereafter, a school district must distribute 100% of the calculated distribution amount to the charter schools of the school district. The bill does not require a school district to redistribute to charter schools any amount of the mill levy revenue that it distributed in budget years before the 2017-18 budget year.*

BEST requirements for charter schools. The bill repeals certain requirements imposed on charter schools as conditions of qualifying for capital construction funding.

Use of capital construction money. The bill allows a qualified charter school to use state education fund money received as capital construction assistance to maintain buildings.

Availability of buildings and land. If a school district has authorized one or more charter schools and has an available or underused building or land, the bill requires the school district to ~~provide notice~~ *prepare a list of the underused buildings and land that it must provide, upon request, to the district's charter schools, and charter school applicants, and other interested persons. The school district must also post a notice on its website of the availability of the building or land that the list is available to interested persons upon request.* A charter school or a charter school applicant may apply to the school district to use the building or land. The local board must review each application and, in a public meeting, approve or deny each application. If the local board denies an application, it must state the reasons at the public meeting and provide a written explanation of the reasons for denial to the applicants.

~~**Mill levy equalization - institute charter schools.** The bill directs the department of education to calculate a mill levy equalization payment in the amount of the per pupil share of the mill levy overrides of the institute charter school's accounting district. The state will pay the amounts, subject to annual appropriations.~~