

HB1362_L.007

SENATE COMMITTEE OF REFERENCE REPORT

 Chairman of Committee

 Date
Committee on Local Government and Energy.

After consideration on the merits, the Committee recommends the following:

HB09-1362 be amended as follows:

- 1 Amend reengrossed bill, page 6, line 27, after "(2)", insert "'OR (3)".
- 2 Page 8, line 18, strike "COLLEGES," and substitute "COLLEGE,";
- 3 line 19, strike "THAT" and substitute "WHICH".
- 4 Page 13, line 27, strike "(1) (a) OR (2) (a)" and substitute "(1) (a), (2) (a),
- 5 OR (3) (a)".
- 6 Page 22, line 7, after "**District**", insert "**and community college**", and
- 7 before "**ANY**", insert "(1)";
- 8 after line 11, insert the following:
 - 9 "(2) ANY REVENUES RAISED OR GENERATED BY THE DISTRICT
 - 10 SHALL BE IN ADDITION TO, AND SHALL NOT BE USED TO REPLACE, ANY
 - 11 FUNDING THE COMMUNITY COLLEGE WOULD OTHERWISE BE ENTITLED TO
 - 12 RECEIVE FROM THE STATE OR FEDERAL GOVERNMENT. FOR PURPOSES OF
 - 13 THIS SUBSECTION (2), FUNDING THE COMMUNITY COLLEGE WOULD
 - 14 OTHERWISE BE ENTITLED TO RECEIVE FROM THE STATE GOVERNMENT
 - 15 INCLUDES MONEYS DISTRIBUTED BY THE GENERAL ASSEMBLY FROM THE
 - 16 STATE'S GENERAL FUND TO SUPPORT STATE INSTITUTIONS OF HIGHER
 - 17 EDUCATION, INCLUDING ANY MONEYS ALLOCATED PURSUANT TO ANY
 - 18 HIGHER EDUCATION FUNDING FORMULA. NOTWITHSTANDING ANY OTHER
 - 19 PROVISION OF LAW, ANY SUCH FORMULA SHALL NOT INCLUDE MONEYS
 - 20 DISTRIBUTED FROM THE DISTRICT TO THE COMMUNITY COLLEGE IN ANY



1 APPROPRIATE LEVEL OF THE GENERAL FUND ALLOCATION OR USE CURRENT
2 OR ANTICIPATED DISTRIBUTIONS FROM THE DISTRICT TO THE COMMUNITY
3 COLLEGE TO OFFSET ANY INCREASE IN ALLOCATIONS FROM THE STATE'S
4 GENERAL FUND.";

5 strike line 27 and substitute the following:

6 "RECEIVED AS MAY BE JOINTLY OR MUTUALLY AGREED UPON, AS
7 APPLICABLE, BY THE DISTRICT AND:

8 (I) THE".

9 Page 23, strike lines 4 through 14 and substitute the following:

10 "BOARD;

11 (II) THE JUNIOR COLLEGE DISTRICT BOARD IN THE CASE OF A
12 DISTRICT ESTABLISHED IN ACCORDANCE WITH THE REQUIREMENTS OF
13 SECTION 32-20-105 (1) (a) ON BEHALF OF A COMMUNITY COLLEGE THAT
14 IS A JUNIOR COLLEGE DISTRICT;

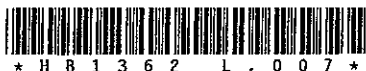
15 (III) THE STATE BOARD AND THE BOARD OF TRUSTEES OF THE
16 STATE COLLEGE IN THE CASE OF A CONSOLIDATED DISTRICT ESTABLISHED
17 IN ACCORDANCE WITH THE REQUIREMENTS OF SECTION 32-20-105 (2) (a);
18 AND

19 (IV) THE STATE BOARD AND THE JUNIOR COLLEGE DISTRICT BOARD
20 IN THE CASE OF A CONSOLIDATED DISTRICT ESTABLISHED IN ACCORDANCE
21 WITH THE REQUIREMENTS OF SECTION 32-20-105 (3) (a).";

22 line 24, after "A", insert "CONSOLIDATED".

23 Page 29, after line 24, insert the following:

24 "(11) ANY REVENUES RAISED OR GENERATED BY THE DISTRICT
25 SHALL BE IN ADDITION TO, AND SHALL NOT BE USED TO REPLACE, ANY
26 FUNDING THE STATE COLLEGE WOULD OTHERWISE BE ENTITLED TO
27 RECEIVE FROM THE STATE OR FEDERAL GOVERNMENT. FOR PURPOSES OF
28 THIS SUBSECTION (11), FUNDING THE STATE COLLEGE WOULD OTHERWISE
29 BE ENTITLED TO RECEIVE FROM THE STATE GOVERNMENT INCLUDES
30 MONEYS DISTRIBUTED BY THE GENERAL ASSEMBLY FROM THE STATE'S



1 GENERAL FUND TO SUPPORT STATE INSTITUTIONS OF HIGHER EDUCATION,
2 INCLUDING ANY MONEYS ALLOCATED PURSUANT TO ANY HIGHER
3 EDUCATION FUNDING FORMULA. NOTWITHSTANDING ANY OTHER
4 PROVISION OF LAW, ANY SUCH FORMULA SHALL NOT INCLUDE MONEYS
5 DISTRIBUTED FROM THE DISTRICT TO THE STATE COLLEGE IN ANY
6 APPROPRIATE LEVEL OF THE GENERAL FUND ALLOCATION OR USE CURRENT
7 OR ANTICIPATED DISTRIBUTIONS FROM THE DISTRICT TO THE COMMUNITY
8 COLLEGE TO OFFSET ANY INCREASE IN ALLOCATIONS FROM THE STATE'S
9 GENERAL FUND."

10 Page 30, strike lines 10 through 16.

11 Renumber succeeding section accordingly.

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