

**First Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO**

INTRODUCED

LLS NO. 09-0263.01 Richard Sweetman

SENATE BILL 09-043

SENATE SPONSORSHIP

Isgar, Kester, Tapia

HOUSE SPONSORSHIP

Roberts, Massey, McFadyen, Pace, Tipton

Senate Committees
Education

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE MERGER OF PUEBLO COMMUNITY COLLEGE AND**
102 **SAN JUAN BASIN AREA VOCATIONAL SCHOOL, AND, IN**
103 **CONNECTION THEREWITH, CLARIFYING THE TWO-YEAR**
104 **AUTHORITY OF FORT LEWIS COLLEGE AND MAKING AN**
105 **APPROPRIATION.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Limits the 2-year authority of Fort Lewis college to include only an associates of arts degree in agricultural science, which authority is to be utilized in collaboration with a community college and an area

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

vocational school. Allows controlled maintenance funds to be used for facilities that are transferred from the San Juan basin area vocational school to Pueblo community college.

Makes a conforming amendment.

Makes an appropriation.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1. Legislative declaration.** (1) The general assembly
3 hereby finds and declares that:

4 (a) The leaders of Pueblo community college and the San Juan
5 basin area vocational school have determined that a merger of these two
6 institutions is in the best interests of these institutions and the residents
7 of the state of Colorado; and

8 (b) The merger plan is supported by the state board for community
9 colleges and occupational education and the school districts of Cortez,
10 Dolores, and Mancos.

11 (2) Now, therefore, the general assembly hereby declares that
12 Pueblo community college and the San Juan basin area vocational school
13 shall merge, and the San Juan basin area vocational school shall operate
14 and be known as Southwest Colorado community college, a division of
15 Pueblo community college.

16 **SECTION 2.** 23-52-101 (2) (a), Colorado Revised Statutes, is
17 amended to read:

18 **23-52-101. College established - role and mission - governance.**

19 (2) (a) Fort Lewis college shall be a regional education provider and shall
20 have two-year authority ONLY FOR AN ASSOCIATES OF ARTS DEGREE IN
21 AGRICULTURAL SCIENCE, which AUTHORITY shall be utilized in
22 collaboration with a community college and ~~any~~ AN area vocational
23 school.

1 **SECTION 3.** 23-60-103 (1), Colorado Revised Statutes, is
2 amended to read:

3 **23-60-103. Definitions.** As used in this article, unless the context
4 otherwise requires:

5 (1) "Area vocational school" means a school offering approved
6 postsecondary vocational programs for credit, operated by a local school
7 district or by a board of cooperative services, and designated by the
8 general assembly as an area vocational school in conformity with
9 standards established by the state board for community colleges and
10 occupational education. Tuition rates and fees charged any person not
11 enrolled in a secondary school curriculum shall be uniform for any group
12 classification. For the purposes of this article, the following schools, as
13 named in this subsection (1) or as their names may be changed pursuant
14 to section 23-60-801, are declared to be area vocational schools: The
15 Emily Griffith opportunity school, ~~the San Juan basin area vocational~~
16 ~~school~~, the Delta-Montrose area vocational school, and the Aurora tech
17 center.

18 **SECTION 4.** Part 13 of article 30 of title 24, Colorado Revised
19 Statutes, is amended BY THE ADDITION OF A NEW SECTION to
20 read:

21 **24-30-1309. Eligibility of certain buildings for controlled**
22 **maintenance.** NOTWITHSTANDING THE PROVISIONS OF SECTION
23 24-30-1301 (2) (a) (II) (A), ON AND AFTER JULY 1, 2009, CONTROLLED
24 MAINTENANCE FUNDS MAY BE USED FOR FACILITIES THAT ARE
25 TRANSFERRED FROM THE SAN JUAN BASIN AREA VOCATIONAL SCHOOL TO
26 PUEBLO COMMUNITY COLLEGE AS PART OF A MERGER TRANSACTION
27 BETWEEN THE SAN JUAN BASIN AREA VOCATIONAL SCHOOL AND PUEBLO

1 COMMUNITY COLLEGE.

2 **SECTION 5. Appropriation - adjustments in long bill.** (1) For
3 the implementation of this act, appropriations made in the annual general
4 appropriation act for the fiscal year beginning July 1, 2009, shall be
5 adjusted as follows:

6 (a) The appropriation to the college opportunity fund created in
7 section 23-18-202, Colorado Revised Statutes, is increased by one million
8 four hundred sixty-six thousand four hundred thirteen dollars
9 (\$1,466,413) to be allocated through college opportunity fund stipends
10 and fee for service contracts via the department of higher education to the
11 state board for community colleges and occupational education.

12 (b) The appropriation to the department of higher education, for
13 area vocational schools, is decreased by one million four hundred
14 sixty-six thousand four hundred thirteen dollars (\$1,466,413).

15 **SECTION 6. Safety clause.** The general assembly hereby finds,
16 determines, and declares that this act is necessary for the immediate
17 preservation of the public peace, health, and safety.