

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

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

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.

SENATE
Amended 2nd Reading
January 30, 2009

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 which shall be utilized in collaboration with a
21 community college and any area vocational school ONLY FOR AN
22 ASSOCIATES OF ARTS DEGREE IN AGRICULTURAL SCIENCE.

23 **SECTION 3.** 23-60-103 (1), Colorado Revised Statutes, is

1 amended to read:

2 **23-60-103. Definitions.** As used in this article, unless the context
3 otherwise requires:

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

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

20 **24-30-1309. Eligibility of certain buildings for controlled**
21 **maintenance.** NOTWITHSTANDING THE PROVISIONS OF SECTION
22 24-30-1301 (2) (a) (II) (A), ON AND AFTER JULY 1, 2009, CONTROLLED
23 MAINTENANCE FUNDS MAY BE USED FOR FACILITIES THAT ARE
24 TRANSFERRED FROM THE SAN JUAN BASIN AREA VOCATIONAL SCHOOL TO
25 PUEBLO COMMUNITY COLLEGE AS PART OF A MERGER TRANSACTION
26 BETWEEN THE SAN JUAN BASIN AREA VOCATIONAL SCHOOL AND PUEBLO
27 COMMUNITY COLLEGE.

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

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

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

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