

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

April 15, 2013
Date

Committee on Education.

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

SB13-213 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend reengrossed bill, page 13, after line 9 insert:

2 "(V) ALL STUDENTS ENROLLED IN PUBLIC SCHOOLS, REGARDLESS
3 OF THE TYPE OF PUBLIC SCHOOL IN WHICH THEY ARE ENROLLED AND
4 REGARDLESS OF WHETHER THEY ARE ENROLLED IN A PUBLIC SCHOOL OF
5 THE DISTRICT IN WHICH THEY RESIDE, AND ALL PUBLIC SCHOOLS, WHETHER
6 THEY ARE INSTITUTE CHARTER SCHOOLS, CHARTER SCHOOLS OF A
7 DISTRICT, SCHOOLS OF INNOVATION OF A DISTRICT, OR TRADITIONAL
8 SCHOOLS OF A DISTRICT, SHOULD HAVE EQUITABLE ACCESS TO STATE AND
9 LOCAL FUNDING;"

10 Renumber succeeding subparagraphs accordingly.

11 Page 13, after line 23 insert:

12 "(VII) RECENT LEGISLATION HAS ALSO CLEARLY ESTABLISHED THE
13 REQUIREMENT THAT ALL DISTRICTS AND PUBLIC SCHOOLS FOCUS THEIR
14 EFFORTS ON ELIMINATING THE ACADEMIC ACHIEVEMENT AND GROWTH
15 GAPS, INCLUDING THE SIGNIFICANT GAPS THAT EXIST AMONG STUDENT
16 GROUPS WHEN DISAGGREGATED BY RACE. RESEARCH DEMONSTRATES
17 THAT THESE GAPS IN ACHIEVEMENT AND GROWTH TRANSCEND STUDENTS'
18 ECONOMIC SITUATIONS, SUGGESTING THE NEED FOR SYSTEMIC CHANGE TO
19 ENSURE THAT THE LEVEL OF SERVICES THAT A STUDENT RECEIVES IS NOT
20 AFFECTED BY THE STUDENT'S RACE, RATHER THAT ALL STUDENTS,

1 REGARDLESS OF RACE, HAVE EQUAL ACCESS, OPPORTUNITY, AND
2 ENCOURAGEMENT TO ENROLL IN UPPER LEVEL AND ADVANCED
3 PLACEMENT COURSES AND TO UNDERTAKE OTHER ACADEMIC
4 CHALLENGES.

5 (VIII) AN IMPORTANT COMPONENT OF ELIMINATING THE
6 ACADEMIC ACHIEVEMENT AND GROWTH GAPS AMONG STUDENT GROUPS
7 DISAGGREGATED BY RACE AND STRENGTHENING THE UNIFORMITY AND
8 THOROUGHNESS OF PUBLIC EDUCATION IN THE STATE IS TO ENSURE THAT
9 DISTRICTS AND SCHOOLS HAVE THE RESOURCES NEEDED TO DEVELOP,
10 ATTRACT, AND RETAIN EDUCATORS, INCLUDING TEACHERS,
11 PARAPROFESSIONALS, PRINCIPALS, AND ADMINISTRATORS, SO THAT THE
12 RACIAL COMPOSITION OF THE FACULTY AND STAFF OF EACH DISTRICT AND
13 PUBLIC SCHOOL AND REFLECTS THE RACIAL COMPOSITION OF THE STUDENT
14 POPULATIONS SERVED IN THE DISTRICTS AND PUBLIC SCHOOLS; AND".

15 Renumber succeeding subparagraph accordingly.

16 Page 15, line 8, strike "FIVE" and substitute "SEVEN".

17 Page 15, line 10, strike "TITLE;" and substitute "TITLE, AT LEAST ONE
18 MILLION DOLLARS OF WHICH MUST BE USED TO IDENTIFY GIFTED AND
19 TALENTED STUDENTS;".

20 Page 15, after line 20 insert:

21 "(3) THE GENERAL ASSEMBLY FINDS THAT THE MONEYS
22 APPROPRIATED FOR THE FOLLOWING PURPOSES WILL BENEFIT THE
23 EDUCATION OF STUDENTS IN KINDERGARTEN THROUGH TWELFTH GRADE
24 AND PARTICIPANTS IN PRESCHOOL PROGRAMS BY IMPLEMENTING
25 PROGRAMMATIC ENHANCEMENTS:

26 (a) DISTRIBUTING TEACHER AND LEADERSHIP INVESTMENTS
27 MONEYS PURSUANT TO SECTION 22-54.5-301 TO ASSIST DISTRICTS AND
28 INSTITUTE CHARTER SCHOOLS IN IMPLEMENTING EDUCATION REFORM
29 MEASURES;

30 (b) INCREASING THE ADDITIONAL FUNDING FOR AT-RISK PUPILS;

31 (c) INCREASING THE ADDITIONAL FUNDING FOR ENGLISH
32 LANGUAGE LEARNERS;

33 (d) FUNDING ALL KINDERGARTEN PUPILS AS FULL-TIME PUPILS;

34 (e) FUNDING ALL ELIGIBLE THREE-, FOUR-, AND FIVE-YEAR-OLD
35 PUPILS FOR PARTICIPATION IN THE COLORADO PRESCHOOL PROGRAM
36 PURSUANT TO ARTICLE 28 OF THIS TITLE;

37 (f) FUNDING ALL SECONDARY STUDENTS AS FULL-TIME PUPILS;

- 1 (g) INCREASING THE FUNDING FOR CHILDREN WITH DISABILITIES AS
2 PROVIDED IN SECTION 22-20-114;
- 3 (h) INCREASING THE FUNDING FOR STUDENTS ENROLLED IN
4 MULTI-DISTRICT ON-LINE SCHOOLS AND STUDENTS WHO PARTICIPATE IN
5 THE ASCENT PROGRAM;
- 6 (i) INCREASING THE FUNDING FOR GIFTED AND TALENTED
7 STUDENTS;
- 8 (j) DISTRIBUTING PER PUPIL SUPPLEMENTAL PAYMENTS PURSUANT
9 TO SECTION 22-54.5-303 TO ENSURE THAT ALL DISTRICTS RECEIVE A
10 MINIMUM LEVEL OF FUNDING;
- 11 (k) FUNDING THE EDUCATION INNOVATION GRANT PROGRAM
12 CREATED IN SECTION 22-54.5-312;
- 13 (l) INCREASING THE SIZE FACTOR FOR DISTRICTS WITH FEWER THAN
14 FOUR THOUSAND THREE HUNDRED STUDENTS;
- 15 (m) DISTRIBUTING HOLD-HARMLESS FUNDING TO DISTRICTS TO
16 HELP ENSURE THEY RECEIVE FULL TOTAL PROGRAM FUNDING;
- 17 (n) MATCHING A PORTION OF THE VOTER-APPROVED INCREASES IN
18 THE PROPERTY TAX MILL LEVY FOR DISTRICTS WITH LOW ASSESSED
19 VALUATION;
- 20 (o) INCREASING THE FUNDING FOR CHARTER SCHOOL FACILITIES;
- 21 (p) FUNDING A MILL LEVY EQUALIZATION FACTOR FOR INSTITUTE
22 CHARTER SCHOOLS TO RAISE THE FUNDING FOR INSTITUTE CHARTER
23 SCHOOLS TO A LEVEL MORE COMPARABLE TO DISTRICTS;
- 24 (q) FUNDING A STATEWIDE PROGRAM TO PROVIDE ADDITIONAL
25 CAREER OPPORTUNITIES FOR HIGHLY EFFECTIVE EDUCATORS;
- 26 (r) FUNDING THE IMPLEMENTATION OF A DATA SYSTEM THAT WILL
27 SUPPORT THE DATA COLLECTION FOR AND CALCULATION OF AVERAGE
28 DAILY MEMBERSHIP; AND
- 29 (s) FUNDING THE ELECTION COSTS INCURRED BY DISTRICTS THAT
30 SEEK VOTER APPROVAL FOR AN INCREASE IN THE TOTAL PROGRAM MILL
31 LEVY."

32 Renumber succeeding subsections accordingly.

33 Page 20, line 5, strike "EIGHT" and substitute "EIGHT, OR, FOR AN
34 INSTITUTE CHARTER SCHOOL THAT DOES NOT SERVE GRADES ONE
35 THROUGH EIGHT, THE NUMBER OF AT-RISK PUPILS ENROLLED IN THE
36 INSTITUTE CHARTER SCHOOL,".

37 Page 24, strike lines 18 through 26 and substitute:

1 "(20) (a) "FUNDING AVERAGING PERIOD" MEANS THE PERIOD THAT
2 BEGINS ON THE FIRST DAY OF THE FIRST QUARTER OF THE PRECEDING
3 BUDGET YEAR AND CONTINUES THROUGH THE LAST DAY OF THE FIRST
4 QUARTER OF THE THEN-CURRENT BUDGET YEAR.

5 (b) (I) NOTWITHSTANDING ANY PROVISION OF PARAGRAPH (a) OF
6 THIS SUBSECTION (20) TO THE CONTRARY, FOR PURPOSES OF CALCULATING
7 FUNDING PURSUANT TO THIS ARTICLE FOR THE 2015-16 AND 2016-17
8 BUDGET YEARS, "FUNDING AVERAGING PERIOD" MEANS OCTOBER 1 OF THE
9 BUDGET YEAR FOR WHICH FUNDING IS CALCULATED.

10 (II) THIS PARAGRAPH (b) IS REPEALED, EFFECTIVE JULY 1, 2017."

11 Page 30, strike lines 11 through 14.

12 Renumber succeeding subsections accordingly.

13 Page 31, strike lines 17 through 27.

14 Renumber succeeding subsections accordingly.

15 Page 32, strike lines 1 through 8.

16 Renumber succeeding subsections accordingly.

17 Page 34, line 14, strike "EFFECTIVENESS" and substitute "RETURN ON THE
18 INVESTMENT".

19 Page 36, line 16, strike "AND".

20 Page 36, line 18, strike "TITLE." and substitute "TITLE; AND".

21 Page 36, after line 18 insert:

22 "(V) THE "EXCEPTIONAL CHILDREN'S EDUCATIONAL ACT",
23 ARTICLE 20 OF THIS TITLE."

24 Page 37, line 26, after "ELECTION" insert "HELD NO LATER THAN
25 NOVEMBER 2017".

26 Page 47, line 2, strike "STATEWIDE" and substitute "AMOUNT OF LOCAL
27 PROPERTY TAX REVENUES THAT THE ACCOUNTING DISTRICT IS
28 AUTHORIZED TO COLLECT FOR THE PRECEDING BUDGET YEAR THAT ARE IN

- 1 ADDITION TO THE ACCOUNTING DISTRICT'S TOTAL PROGRAM MILL LEVY
2 BUT NOT INCLUDING ANY AMOUNTS AUTHORIZED PURSUANT TO SECTION
3 22-40-110 OR ARTICLE 42 OR ARTICLE 43 OF THIS TITLE, DIVIDED".
- 4 Page 47, strike line 3.
- 5 Page 47, line 4, strike "TOTAL" and substitute "ACCOUNTING DISTRICT'S".
- 6 Page 47, line 5, strike "FOR ALL DISTRICTS".
- 7 Page 52, line 18, after "TAX" insert "REVENUE".
- 8 Page 53, line 26, after "LEVY" insert "PLUS THE AMOUNT OF SPECIFIC
9 OWNERSHIP TAX REVENUE PAID TO THE DISTRICT".
- 10 Page 54, line 11, strike "22-54.5-208 (3)." and substitute "22-54.5-208
11 (4).".
- 12 Page 54, line 22, strike "AND".
- 13 Page 54, strike line 23.
- 14 Page 54, line 24, strike "SECTION 22-54.5-302," and strike "SHALL" and
15 substitute "MAY".
- 16 Page 54, line 25, strike "AT LEAST ONCE".
- 17 Page 57, line 22, strike "22-54.5-203 (3) (e)," and substitute "22-54.5-203
18 (3) (d).".
- 19 Page 59, line 15, after "(1)" insert "(a)" and strike "THAT".
- 20 Page 59, line 16, strike "LEVIES ITS FULL TOTAL PROGRAM MILL LEVY".
- 21 Page 59, line 22, strike "THAT LEVIES ITS FULL TOTAL".
- 22 Page 59, line 23, strike "PROGRAM MILL LEVY".
- 23 Page 60, after line 3 insert:
24 "(b) NOTWITHSTANDING ANY PROVISION OF PARAGRAPH (a) OF
25 THIS SUBSECTION (1) TO THE CONTRARY, A DISTRICT THAT DOES NOT

1 RECEIVE PER PUPIL SUPPLEMENTAL PAYMENTS PURSUANT TO SECTION
2 22-54.5-303 MUST LEVY ITS FULL TOTAL PROGRAM MILL LEVY BEFORE IT
3 MAY SEEK VOTER APPROVAL, WHETHER BY ACTION OF THE BOARD OF
4 EDUCATION OR BY INITIATIVE PETITION, TO RAISE AND EXPEND LOCAL
5 PROPERTY TAX REVENUES PURSUANT TO THIS SECTION."

6 Page 60, strike lines 25 through 27 and substitute "THE APPLICABLE
7 BUDGET YEAR;

8 (II) TWENTY-FIVE PERCENT OF THE SUM OF:

9 (A) THE DISTRICT'S TOTAL PROGRAM AS".

10 Page 61, line 4, strike "REPEAL; PLUS THE" and substitute "REPEAL; PLUS

11 (B) THE TOTAL PER PUPIL SUPPLEMENTAL PAYMENTS THE DISTRICT
12 RECEIVES PURSUANT TO SECTION 22-54.5-303 FOR THE APPLICABLE
13 BUDGET YEAR; PLUS

14 (C) THE AMOUNT, IF ANY, OF ADDITIONAL LOCAL REVENUES THE
15 DISTRICT RECEIVES FOR THE APPLICABLE BUDGET YEAR AS A RESULT OF A
16 MILL LEVY INCREASE FOR A COST OF LIVING ADJUSTMENT APPROVED
17 BEFORE JUNE 7, 2002, PURSUANT TO SECTION 22-54-107.5, AS IT EXISTED
18 PRIOR TO REPEAL; PLUS

19 (D) THE".

20 Page 61, line 5, strike "RECEIVES; PLUS THE" and substitute "RECEIVES FOR
21 THE APPLICABLE BUDGET YEAR; PLUS

22 (E) THE".

23 Page 61, line 6, after "22-54.5-204" insert "FOR THE APPLICABLE BUDGET
24 YEAR".

25 Page 61, line 7, strike "MONEYS AND THE" and substitute "MONEYS; PLUS

26 (F) THE".

27 Page 61, strike lines 9 and 10 and substitute "MONEYS FOR THE
28 APPLICABLE BUDGET YEAR; OR".

29 Page 62, strike line 22 and substitute "AUTHORIZED".

30 Page 63, strike lines 6 and 7 and substitute "REVENUES FOR THE PURPOSES
31 AND TIME PERIOD AUTHORIZED BY THE VOTERS."

32 Page 63, line 11, strike "THAT LEVIES ITS FULL TOTAL PROGRAM MILL
33 LEVY".

- 1 Page 63, line 22, strike "THAT LEVIES ITS FULL TOTAL".
- 2 Page 63, line 23, strike "PROGRAM MILL LEVY".
- 3 Page 64, after line 13 insert:
4 "(d) NOTWITHSTANDING ANY PROVISION OF PARAGRAPH (a) OR (b)
5 OF THIS SUBSECTION (1) TO THE CONTRARY, A DISTRICT THAT DOES NOT
6 RECEIVE PER PUPIL SUPPLEMENTAL PAYMENTS PURSUANT TO SECTION
7 22-54.5-303 MUST LEVY ITS FULL TOTAL PROGRAM MILL LEVY BEFORE IT
8 MAY SEEK VOTER APPROVAL, WHETHER BY ACTION OF THE BOARD OF
9 EDUCATION OR BY INITIATIVE PETITION, TO RAISE AND EXPEND LOCAL
10 PROPERTY TAX REVENUES PURSUANT TO THIS SECTION."
- 11 Page 65, line 24, after "(1)" insert "(a)".
- 12 Page 65, line 25, strike "THAT LEVIES ITS FULL TOTAL PROGRAM MILL".
- 13 Page 65, line 26, strike "LEVY".
- 14 Page 66, line 5, strike "THAT LEVIES ITS FULL TOTAL PROGRAM MILL".
- 15 Page 66, line 6, strike "LEVY".
- 16 Page 66, after line 13 insert:
17 "(b) NOTWITHSTANDING ANY PROVISION OF PARAGRAPH (a) OF
18 THIS SUBSECTION (1) TO THE CONTRARY, A DISTRICT THAT DOES NOT
19 RECEIVE PER PUPIL SUPPLEMENTAL PAYMENTS PURSUANT TO SECTION
20 22-54.5-303 MUST LEVY ITS FULL TOTAL PROGRAM MILL LEVY BEFORE IT
21 MAY SEEK VOTER APPROVAL, WHETHER BY ACTION OF THE BOARD OF
22 EDUCATION OR BY INITIATIVE PETITION, TO RAISE AND EXPEND LOCAL
23 PROPERTY TAX REVENUES PURSUANT TO THIS SECTION."
- 24 Page 67, line 12, after "(1)" insert "(a)" and strike "THAT".
- 25 Page 67, line 13, strike "LEVIES ITS FULL TOTAL PROGRAM MILL LEVY".
- 26 Page 67, line 20, strike "THAT LEVIES".
- 27 Page 67, line 21, strike "ITS FULL TOTAL PROGRAM MILL LEVY".
- 28 Page 68, after line 3, insert:

1 "(b) NOTWITHSTANDING ANY PROVISION OF PARAGRAPH (a) OF
2 THIS SUBSECTION (1) TO THE CONTRARY, A DISTRICT THAT DOES NOT
3 RECEIVE PER PUPIL SUPPLEMENTAL PAYMENTS PURSUANT TO SECTION
4 22-54.5-303 MUST LEVY ITS FULL TOTAL PROGRAM MILL LEVY BEFORE IT
5 MAY SEEK VOTER APPROVAL, WHETHER BY ACTION OF THE BOARD OF
6 EDUCATION OR BY INITIATIVE PETITION, TO RAISE AND EXPEND LOCAL
7 PROPERTY TAX REVENUES PURSUANT TO THIS SECTION."

8 Page 69, after line 19 insert:

9 "(d) ANY PORTION OF THE SPECIFIC OWNERSHIP TAX PAID TO THE
10 DISTRICT DOES NOT APPLY IN CALCULATING THE LIMITATION UNDER THIS
11 SUBSECTION (4)."

12 Reletter succeeding paragraph accordingly.

13 Page 69, strike line 21 and substitute "AUTHORIZED".

14 Page 78, strike lines 1 and 2 and substitute "OR RECEIVES A PER-PUPIL
15 SUPPLEMENTAL PAYMENT FOR WHICH THE PER PUPIL AMOUNT".

16 Page 78, line 6, strike "SCHOOL." and substitute "SCHOOL AND THAT DOES
17 NOT RECEIVE A PER-PUPIL SUPPLEMENTAL PAYMENT PURSUANT TO
18 SECTION 22-54.5-303 OR RECEIVES A PER-PUPIL SUPPLEMENTAL PAYMENT
19 FOR WHICH THE PER PUPIL AMOUNT FOR THE APPLICABLE BUDGET YEAR IS
20 LESS THAN ONE HUNDRED FIFTY-NINE DOLLARS."

21 Page 78, line 13, strike "DISTRICT" MEANS A DISTRICT" and substitute
22 "RECIPIENT" MEANS A DISTRICT, OR AN INSTITUTE CHARTER SCHOOL THAT
23 IS NOT A MULTI-DISTRICT ON-LINE SCHOOL,".

24 Page 78, line 24, strike "DISTRICTS" and substitute "RECIPIENTS THAT ARE
25 DISTRICTS".

26 Page 78, line 25, strike "SCHOOLS," and substitute "SCHOOLS AND
27 SUPPLEMENTAL PAYMENT RECIPIENTS THAT ARE INSTITUTE CHARTER
28 SCHOOLS," and strike the second "DISTRICT," and substitute "RECIPIENT,".

29 Page 79, line 2, strike "DISTRICT'S," and substitute "RECIPIENT'S,".

30 Page 79, line 5, strike "EACH DISTRICT'S OR" and substitute "THE STATE
31 SHARE FOR EACH DISTRICT AND SUPPLEMENTAL PAYMENT RECIPIENT THAT
32 IS A DISTRICT AND WITH THE FUNDING FOR EACH ELIGIBLE INSTITUTE

- 1 CHARTER SCHOOL AND SUPPLEMENTAL PAYMENT RECIPIENT THAT IS AN
2 INSTITUTE CHARTER SCHOOL AS PROVIDED IN SECTION".
- 3 Page 79, strike lines 6 and 7.
- 4 Page 79, line 8, after "PAYMENT" insert "RECIPIENT THAT IS A".
- 5 Page 79, strike line 10 and substitute "INVESTMENT MONEYS FOR THE
6 DISTRICT OR SUPPLEMENT PAYMENT RECIPIENT THAT IS A DISTRICT".
- 7 Page 79, line 14, strike "DISTRICT," and substitute "RECIPIENT,".
- 8 Page 79, line 24, strike "DISTRICTS))" and substitute "RECIPIENTS))".
- 9 Page 80, line 4, strike "DISTRICT" and substitute "RECIPIENT".
- 10 Page 80, line 10, strike "DISTRICTS)." and substitute "RECIPIENTS).".
- 11 Page 80, line 13, strike "DISTRICT," and substitute "RECIPIENT,".
- 12 Page 80, line 19, strike "DISTRICT," and substitute "RECIPIENT,".
- 13 Page 80, line 23, strike "DISTRICT," and substitute "RECIPIENT,".
- 14 Page 80, line 26, strike "DISTRICTS," and substitute "RECIPIENTS,".
- 15 Page 81, line 1, strike "AND" and substitute "SUPPLEMENT PAYMENT
16 RECIPIENT, AND ELIGIBLE".
- 17 Page 81, line 12, strike "TITLE." and substitute "TITLE, INCLUDING
18 EFFORTS THAT ARE SPECIFICALLY DIRECTED AT ELIMINATING THE
19 ACHIEVEMENT AND GROWTH GAPS AMONG STUDENT GROUPS
20 DISAGGREGATED BY RACE.".
- 21 Page 84, after line 4 insert:
22 "(d) "STATE AVERAGE PER PUPIL REVENUE" MEANS THE TOTAL
23 PROGRAM OF ALL DISTRICTS AND ALL INSTITUTE CHARTER SCHOOLS FOR
24 A BUDGET YEAR PLUS THE TOTAL AMOUNT OF HOLD-HARMLESS MONEYS
25 PAID BY THE STATE PURSUANT TO SECTION 22-54.5-302 FOR THE BUDGET
26 YEAR, DIVIDED BY THE TOTAL FUNDED MEMBERSHIP OF ALL DISTRICTS AND
27 ALL INSTITUTE CHARTER SCHOOLS FOR THE BUDGET YEAR.".

- 1 Page 88, line 21, strike "MUST" and substitute "CHOOSES TO".
- 2 Page 91, strike lines 2 through 10.
- 3 Page 93, strike lines 18 through 22 and substitute:
- 4 "(b) "NEW CHARTER SCHOOL ENROLLMENT" MEANS THE AVERAGE
5 DAILY MEMBERSHIP OF A CHARTER SCHOOL FOR THE FUNDING AVERAGING
6 PERIOD FOR THE FIRST BUDGET YEAR IN WHICH THE CHARTER SCHOOL
7 OPERATES."
- 8 Page 95, strike lines 16 through 21.
- 9 Page 96, strike lines 5 through 11 and substitute "APPLICABLE BUDGET
10 YEAR."
- 11 Page 97, line 22, strike "SIX" and substitute "TWENTY-FOUR".
- 12 Page 100, strike lines 2 through 27.
- 13 Page 101, strike lines 1 through 21.
- 14 Renumber succeeding statutory sections accordingly.
- 15 Page 105, line 15, strike "ACHIEVEMENT" and substitute "ACHIEVEMENT,
16 ELIMINATE THE ACHIEVEMENT AND GROWTH GAPS AMONG STUDENT
17 GROUPS DISAGGREGATED BY RACE,".
- 18 Page 106, line 12, after "IN" insert "ELIMINATING THE ACHIEVEMENT AND
19 GROWTH GAPS AMONG STUDENT GROUPS DISAGGREGATED BY RACE AND
20 IN".
- 21 Page 106, strike lines 13 and 14 and substitute "STUDENT RETENTION,
22 REDUCING DROPOUT RATES, AND INCREASING GRADUATION RATES.
23 APPLICANTS ARE ENCOURAGED TO APPLY FOR GRANTS TO IMPLEMENT
24 EXPANDED LEARNING TIME INITIATIVES AND OTHER INITIATIVES THAT ARE
25 LIKELY TO RESULT IN SIGNIFICANT STUDENT ACADEMIC GROWTH."
- 26 Page 106, line 21, after "RESULT" insert "IN ELIMINATING THE
27 ACHIEVEMENT AND GROWTH GAPS AMONG STUDENT GROUPS
28 DISAGGREGATED BY RACE AND" and strike "IMPROVEMENTS IN" and

1 substitute "IMPROVING STUDENT RETENTION, REDUCING DROPOUT RATES,
2 AND INCREASING GRADUATION RATES AND MAY RESULT IN IMPROVING".

3 Page 107, strike lines 3 through 5 and substitute "THAT ARE LIKELY TO
4 ELIMINATE THE ACHIEVEMENT AND GROWTH GAPS AMONG STUDENT
5 GROUPS DISAGGREGATED BY RACE, IMPROVE STUDENT RETENTION,
6 REDUCE DROPOUT RATES, AND INCREASE GRADUATION RATES AND MAY
7 IMPROVE STUDENT ACADEMIC ACHIEVEMENT;".

8 Page 107, strike lines 10 through 12 and substitute:

9 "(b) SUBJECT TO AVAILABLE APPROPRIATIONS, THE BOARD SHALL
10 AWARD THE EDUCATION INNOVATION GRANTS, TAKING INTO ACCOUNT:

11 (I) THE RECOMMENDATIONS OF THE DEPARTMENT;

12 (II) EACH APPLICANT'S DEMONSTRATED ABILITY TO SUSTAIN THE
13 PROPOSED INITIATIVE AFTER GRANT MONEYS ARE NO LONGER AVAILABLE;
14 AND

15 (III) THE NUMBER OF YEARS, IF ANY, THAT EACH APPLICANT HAS
16 ALREADY RECEIVED EDUCATION INNOVATION GRANT FUNDING AND THE
17 SUCCESS ACHIEVED BY IMPLEMENTING THE INITIATIVE.

18 (c) AN APPLICANT THAT RECEIVES AN EDUCATION INNOVATION
19 GRANT MAY APPLY TO RENEW THE GRANT IN SUBSEQUENT YEARS; EXCEPT
20 THAT AN APPLICANT MAY RECEIVE EDUCATION INNOVATION GRANT
21 MONEYS FOR THE SAME INITIATIVE FOR NO MORE THAN FIVE SCHOOL
22 YEARS.

23 (d) AN APPLICANT THAT RECEIVES AN EDUCATION INNOVATION
24 GRANT AND APPLIES FOR A SECOND OR SUBSEQUENT EDUCATION
25 INNOVATION GRANT FOR THE SAME INITIATIVE MUST, WITH EACH
26 APPLICATION, SUBMIT A REPORT THAT SETS FORTH THE SUCCESS OF THE
27 INITIATIVE IN IMPROVING STUDENT RETENTION, REDUCING DROPOUT
28 RATES, INCREASING GRADUATION RATES, AND IMPROVING STUDENT
29 ACADEMIC ACHIEVEMENT."

30 Page 107, line 14, strike "INITIATIVE, AND EACH" and substitute
31 "INITIATIVE IN ELIMINATING THE ACHIEVEMENT AND GROWTH GAPS
32 AMONG STUDENT GROUPS DISAGGREGATED BY RACE, IMPROVING STUDENT
33 RETENTION, REDUCING DROPOUT RATES, AND INCREASING GRADUATION
34 RATES AND IN IMPROVING STUDENT ACADEMIC ACHIEVEMENT. EACH".

35 Page 108, strike lines 1 through 3 and substitute "RECEIVE TECHNICAL
36 GRANTS AS PROVIDED IN SUBSECTION (8) OF THIS SECTION TO SUPPORT
37 APPLICANTS IN WRITING GRANTS AND IMPLEMENTING INITIATIVES,

1 INCLUDING THE AMOUNT AND DURATION OF AND ANY DUTIES ASSOCIATED
2 WITH THE TECHNICAL GRANT."

3 Page 108, line 14, strike "MEMBER WHO REPRESENTS" and substitute
4 "PERSON WHO IS A MEMBER OF".

5 Page 108, line 16, strike "MEMBER WHO REPRESENTS" and substitute
6 "PERSON WHO IS AN EMPLOYEE OF".

7 Page 108, strike lines 18 through 26 and substitute:

8 "(C) ONE PERSON WHO IS A TEACHER IN A PUBLIC SCHOOL IN
9 COLORADO;

10 (D) ONE PERSON WHO IS AN EMPLOYEE OF A CHARTER SCHOOL IN
11 COLORADO;

12 (E) ONE PERSON WHO IS A SCHOOL EXECUTIVE IN A PUBLIC SCHOOL
13 OR SCHOOL DISTRICT IN COLORADO;

14 (F) ONE PERSON WHO IS A MEMBER OF A SCHOOL DISTRICT BOARD
15 OF EDUCATION IN COLORADO; AND

16 (G) ONE PERSON WHO IS A CITIZEN OF THE STATE OF COLORADO;
17 AND".

18 Page 109, line 5, after the period, insert "IN ADDITION, THE APPOINTING
19 AUTHORITIES SHALL CONSIDER EACH APPOINTEE'S BACKGROUND AND
20 EXPERIENCE IN DEVELOPING, GUIDING, AND EVALUATING INNOVATIVE
21 EFFORTS IN EDUCATION, IN BUSINESS, OR IN SOME OTHER SECTOR."

22 Page 109, strike lines 24 through 27 and substitute:

23 "(8) (a) AN APPLICANT MAY SELECT AN ORGANIZATION TO
24 PROVIDE TECHNICAL ASSISTANCE TO THE APPLICANT IN WRITING THE
25 GRANT APPLICATION AND IN IMPLEMENTING THE INITIATIVE FOR WHICH
26 THE APPLICANT SEEKS A GRANT. THE APPLICANT MAY APPLY TO THE
27 DEPARTMENT FOR APPROVAL OF THE ORGANIZATION. IF THE DEPARTMENT
28 APPROVES THE ORGANIZATION, THE BOARD MAY APPROVE A TECHNICAL
29 GRANT FOR THE ORGANIZATION TO OFFSET THE ORGANIZATION'S COSTS IN
30 ASSISTING THE APPLICANT. IN ISSUING THE GRANT, THE BOARD MAY
31 SPECIFY CERTAIN DUTIES OR ACTIVITIES THAT THE ORGANIZATION MUST
32 COMPLETE USING THE GRANT MONEYS.

33 (b) THE BOARD, WITH SUPPORT FROM THE DEPARTMENT, SHALL
34 RESEARCH AND IDENTIFY ORGANIZATIONS THAT MAY BE APPROPRIATE TO
35 ASSIST GRANT APPLICANTS IN WRITING THE GRANT APPLICATIONS AND IN
36 IMPLEMENTING THE INITIATIVES. THE BOARD SHALL PUBLICIZE THE LIST OF
37 APPROPRIATE ORGANIZATIONS THROUGH THE DEPARTMENT'S WEB SITE."

- 1 Page 110, strike lines 1 through 8.
- 2 Page 110, line 27, strike "TWO" and substitute "ONE".
- 3 Page 111, line 4, strike "FOUR" and substitute "TWO".
- 4 Page 111, line 5, strike "CONTRACT WITH" and substitute "AWARD
- 5 TECHNICAL GRANTS TO APPROVED ORGANIZATIONS AS PROVIDED IN
- 6 SUBSECTION (8) OF THIS SECTION; AND".
- 7 Page 111, strike lines 6 through 9.
- 8 Page 116, line 6, strike "(a)".
- 9 Page 116, line 7, strike "REPORT" and substitute "CERTIFY".
- 10 Page 116, line 12, strike "REPORT" and substitute "CERTIFY".
- 11 Page 116, line 20, strike "REPORTS" and substitute "CERTIFICATIONS".
- 12 Page 116, strike lines 21 through 27.
- 13 Page 117, strike lines 1 through 15.
- 14 Page 118, line 25, strike "(a)".
- 15 Page 119, strike lines 6 through 27.
- 16 Strike page 120.
- 17 Page 121, strike lines 1 through 12.
- 18 Renumber succeeding subsections accordingly.
- 19 Page 121, strike lines 22 through 27.
- 20 Strike page 122.
- 21 Renumber succeeding subsection accordingly.
- 22 Page 124, line 26, strike everything after the period.

- 1 Page 124, strike line 27.
- 2 Page 125, strike line 1.
- 3 Page 125, line 2, strike "22-30.5-111.5 (3) (d).".
- 4 Page 125, line 7, strike "YEAR, INCLUDING ANY AMOUNT" and substitute
5 "YEAR."
- 6 Page 125, strike lines 8 and 9.
- 7 Page 127, after line 11, insert:

8 "(II) THE DEPARTMENT SHALL ADJUST THE PAYMENTS FOLLOWING
9 CERTIFICATION PURSUANT TO SECTION 22-54.5-405 OF MEMBERSHIP AND
10 MULTI-DISTRICT ON-LINE SCHOOL AND ASCENT PROGRAM ENROLLMENT
11 FOR THE FIRST QUARTER OF THE THEN-CURRENT SCHOOL YEAR; AND".
- 12 Page 127, line 12, strike "(II)" and substitute "(III)".
- 13 Page 127, line 14, strike "(1);" and substitute "(1)".
- 14 Page 127, strike lines 15 through 20.
- 15 Page 128, strike line 16 and substitute "PAYMENTS FOLLOWING
16 CERTIFICATION PURSUANT TO SECTION 22-54.5-405 OF MEMBERSHIP AND
17 MULTI-DISTRICT ON-LINE SCHOOL AND ASCENT PROGRAM ENROLLMENT
18 FOR THE FIRST QUARTER OF THE THEN-CURRENT SCHOOL YEAR."
- 19 Page 130, strike lines 15 through 27.
- 20 Page 131, strike lines 1 through 11.
- 21 Renumber succeeding subsections accordingly.
- 22 Page 133, after line 2, insert:
23 "(d) "STATE AVERAGE PER PUPIL REVENUE" MEANS THE TOTAL
24 PROGRAM OF ALL DISTRICTS AND ALL INSTITUTE CHARTER SCHOOLS FOR
25 A BUDGET YEAR DIVIDED BY THE TOTAL FUNDED MEMBERSHIP OF ALL
26 DISTRICTS AND ALL INSTITUTE CHARTER SCHOOLS FOR THE BUDGET
27 YEAR."

- 1 Reletter succeeding paragraph accordingly.
- 2 Page 135, strike lines 23 through 27 and substitute "BY THE NUMBER OF
- 3 AT-RISK PUPILS ENROLLED IN THE DISTRICT".
- 4 Page 136, strike lines 1 through 6.
- 5 Page 136, line 7, strike everything after the comma.
- 6 Page 136, strike line 8.
- 7 Page 136, line 9, strike "SECOND YEAR OF ENROLLING PUPILS,".
- 8 Page 136, strike lines 15 through 23 and substitute "EQUAL TO THE PER
- 9 PUPIL AT-RISK FUNDING MULTIPLIED BY THE CHARTER SCHOOL'S AT-RISK
- 10 PUPIL AVERAGE DAILY MEMBERSHIP FOR THE APPLICABLE FUNDING
- 11 AVERAGING PERIOD; AND".
- 12 Page 137, strike lines 12 through 23 and substitute "MULTIPLIED BY THE
- 13 CHARTER SCHOOL'S ENGLISH LANGUAGE LEARNER AVERAGE DAILY
- 14 MEMBERSHIP FOR THE APPLICABLE FUNDING AVERAGING PERIOD; AND".
- 15 Page 138, strike lines 2 and 3 and substitute:

16 "(3) FOLLOWING CERTIFICATION PURSUANT TO SECTION
17 22-54.5-405 OF MEMBERSHIP AND MULTI-DISTRICT ON-LINE SCHOOL
18 ENROLLMENT FOR THE FIRST QUARTER OF THE THEN-CURRENT SCHOOL
19 YEAR, THE DISTRICT SHALL".
- 20 Page 139, after line 22 insert:

21 "(7) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE
22 CONTRARY, A DISTRICT THAT IS SUBJECT TO A COURT ORDER OR
23 COURT-APPROVED CONSENT DECREE THAT DIRECTS THE DISTRICT'S
24 IMPLEMENTATION OF ENGLISH LANGUAGE ACQUISITION PROGRAMS IS NOT
25 REQUIRED TO ALLOCATE ANY PORTION OF THE ENGLISH LANGUAGE
26 LEARNER FUNDING TO THE PUBLIC SCHOOLS OF THE DISTRICT THAT ARE
27 NOT CHARTER SCHOOLS.".
- 28 Page 141, after line 6 insert:

1 "(a) "ADDITIONAL LOCAL REVENUES" MEANS THE LOCAL
2 PROPERTY TAX REVENUES THAT A DISTRICT IS AUTHORIZED TO COLLECT
3 BY VOTER APPROVAL RECEIVED ON OR AFTER THE EFFECTIVE DATE OF THIS
4 SECTION AND THAT ARE IN ADDITION TO THE DISTRICT'S TOTAL PROGRAM
5 MILL LEVY; EXCEPT THAT "ADDITIONAL LOCAL REVENUES" DOES NOT
6 INCLUDE AMOUNTS AUTHORIZED PURSUANT TO SECTION 22-40-110 OR
7 ARTICLE 42 OR ARTICLE 43 OF THIS TITLE FOR CAPITAL IMPROVEMENTS IN
8 GROWTH DISTRICTS FOR THE PURPOSE OF REPAYING BONDED
9 INDEBTEDNESS OR REFUNDING BONDS."

10 Reletter succeeding paragraphs accordingly.

11 Page 143, line 17, strike "REPORTING" and substitute "CERTIFYING".

12 Page 143, strike lines 26 and 27.

13 Page 144, strike lines 1 through 9.

14 Reletter succeeding paragraph accordingly.

15 Page 145, strike lines 12 through 27 and substitute:

16 "(c) FOLLOWING CERTIFICATION PURSUANT TO SECTION
17 22-54.5-405 OF MEMBERSHIP AND MULTI-DISTRICT ON-LINE SCHOOL AND
18 ASCENT PROGRAM ENROLLMENT FOR THE FIRST QUARTER OF THE
19 SCHOOL YEAR, THE DISTRICT SHALL ADJUST THE DISTRIBUTION OF MONEYS
20 TO THE CHARTER SCHOOLS OF THE DISTRICT BASED ON EACH CHARTER
21 SCHOOL'S AVERAGE DAILY MEMBERSHIP, AT-RISK AVERAGE DAILY
22 MEMBERSHIP, ENGLISH LANGUAGE LEARNER AVERAGE DAILY
23 MEMBERSHIP, ON-LINE AVERAGE DAILY MEMBERSHIP, IF APPLICABLE, AND
24 ASCENT PROGRAM AVERAGE DAILY MEMBERSHIP, IF APPLICABLE, FOR
25 THE FUNDING AVERAGING PERIOD FOR THE THEN-CURRENT BUDGET
26 YEAR."

27 Strike pages 146 and 147.

28 Page 148, strike lines 1 through 17.

29 Page 152, strike lines 25 through 27.

30 Page 153, strike line 1 and substitute:

1 "(d) A SCHOOL DISTRICT SHALL DISTRIBUTE THE PERCENTAGE OF
2 ADDITIONAL LOCAL REVENUES AS NEGOTIATED PURSUANT TO SUBSECTION
3 (13) OF THIS SECTION."

4 Page 155, after line 12 insert:

5 "(13) (a) IF AN AUTHORIZING SCHOOL DISTRICT SEEKS VOTER
6 APPROVAL TO COLLECT ADDITIONAL LOCAL REVENUES ON OR AFTER THE
7 EFFECTIVE DATE OF THIS SECTION, THE AUTHORIZING SCHOOL DISTRICT
8 MUST INVITE THE CHARTER SCHOOLS OF THE SCHOOL DISTRICT TO
9 PARTICIPATE IN THE DISCUSSIONS REGARDING SUBMISSION OF THE BALLOT
10 QUESTION AT THE EARLIEST POSSIBLE TIME BUT NO LATER THAN JUNE 1 OF
11 THE APPLICABLE ELECTION YEAR.

12 (b) AN AUTHORIZING SCHOOL DISTRICT AND A CHARTER SCHOOL
13 SHALL NEGOTIATE THE PERCENTAGE THAT THE CHARTER SCHOOL
14 RECEIVES OF THE ADDITIONAL LOCAL REVENUES THAT THE AUTHORIZING
15 SCHOOL DISTRICT COLLECTS. IF THE AUTHORIZING SCHOOL DISTRICT AND
16 THE CHARTER SCHOOL CANNOT REACH AGREEMENT ON THE PERCENTAGE
17 OF ADDITIONAL LOCAL REVENUES THAT THE CHARTER SCHOOL RECEIVES,
18 THE CHARTER SCHOOL MAY APPLY TO THE STATE CHARTER SCHOOL
19 INSTITUTE TO CONVERT TO AN INSTITUTE CHARTER SCHOOL AS PROVIDED
20 IN SECTION 22-30.5-510, REGARDLESS OF WHETHER THE AUTHORIZING
21 SCHOOL DISTRICT HAS EXCLUSIVE JURISDICTION TO AUTHORIZE CHARTER
22 SCHOOLS WITHIN ITS GEOGRAPHIC BOUNDARIES.

23 (c) EXCEPT AS SPECIFICALLY PROVIDED IN PARAGRAPH (b) OF THIS
24 SUBSECTION (13), THE PROVISIONS OF THIS SUBSECTION (13) DO NOT
25 AFFECT A SCHOOL DISTRICT'S EXCLUSIVE JURISDICTION TO AUTHORIZE
26 CHARTER SCHOOLS WITHIN ITS GEOGRAPHIC BOUNDARIES."

27 Renumber succeeding subsections accordingly.

28 Page 156, line 7, after "ELECTION" insert "HELD NO LATER THAN
29 NOVEMBER 2017".

30 Page 156, strike lines 14 through 22 and substitute "THEREAFTER."

31 Page 161, line 22, after "ELECTION" insert "HELD NO LATER THAN
32 NOVEMBER 2017".

33 Page 163, before line 1 insert:

34 "(i) "ENGLISH LANGUAGE LEARNER AVERAGE DAILY MEMBERSHIP"
35 HAS THE SAME MEANING AS PROVIDED IN SECTION 22-54.5-103 (17)."

- 1 Page 163, line 1, strike "(i)" and substitute "(j)".
- 2 Page 163, strike lines 4 and 5.
- 3 Page 163, line 22, strike "(a)".
- 4 Page 163, line 24, strike "REPORT" and substitute "CERTIFY".
- 5 Page 164, line 6, strike "REPORTED" and substitute "CERTIFIED".
- 6 Page 164, strike lines 15 through 25.
- 7 Page 165, strike lines 12 and 13 and substitute:
 - 8 "(c) IF THE DEPARTMENT ADJUSTS AN INSTITUTE CHARTER
 - 9 SCHOOL'S PAYMENTS PURSUANT TO SECTION 22-54.5-408 (1) (a) (II),".
- 10 Page 165, line 14, strike "22-54.5-405 (4) OR (6),".
- 11 Page 165, strike lines 17 through 22.
- 12 Page 171, line 4, after "ELECTION" insert "HELD NO LATER THAN
- 13 NOVEMBER 2017".
- 14 Page 171, strike lines 11 through 18 and substitute "THEREAFTER.".
- 15 Page 172, line 15, strike "REPORTED" and substitute "CERTIFIED".
- 16 Page 172, line 27, after "ELECTION" insert "HELD NO LATER THAN
- 17 NOVEMBER 2017".
- 18 Page 173, strike lines 7 through 12 and substitute "THEREAFTER.".
- 19 Page 176, line 16, after "ELECTION" insert "HELD NO LATER THAN
- 20 NOVEMBER 2017".
- 21 Page 177, line 15, after "ELECTION" insert "HELD NO LATER THAN
- 22 NOVEMBER 2017".
- 23 Page 179, after line 1 insert:

1 "(IV) THE SYSTEM MUST REQUIRE EACH CHARTER SCHOOL, EACH
2 SCHOOL DISTRICT FOR THE DISTRICT AS A WHOLE AND FOR EACH SCHOOL
3 OF THE SCHOOL DISTRICT, EACH BOARD OF COOPERATIVE SERVICES, AND
4 THE INSTITUTE TO REPORT THE NUMBER AND PERCENTAGES OF
5 PROFESSIONAL INSTRUCTIONAL STAFF DISAGGREGATED BY RACE AND THE
6 NUMBER AND PERCENTAGES OF STUDENTS DISAGGREGATED BY RACE;"

7 Page 179, line 2, strike "(IV)" and substitute "(V)".

8 Page 179, line 4, strike "(V)" and substitute "(VI)".

9 Page 179, line 11, strike "(VI)" and substitute "(VII)".

10 Page 180, after line 13, insert:

11 "**SECTION 7.** In Colorado Revised Statutes, **add** 22-2-113.7 as
12 follows:

13 **22-2-113.7. Department of education - additional local**
14 **revenues - distribution to charter schools - annual report.** (1) THE
15 DEPARTMENT SHALL ANNUALLY COMPILE A REPORT OF THE INFORMATION
16 RECEIVED PURSUANT TO SECTION 22-44-105 (4) (b) (VI) CONCERNING THE
17 COLLECTION OF ADDITIONAL LOCAL PROPERTY TAX REVENUES BY EACH
18 DISTRICT AND THE DISTRIBUTION OF A PORTION OF THE REVENUES TO THE
19 CHARTER SCHOOLS OF THE SCHOOL DISTRICT. IN ADDITION TO THE
20 COMPILED INFORMATION, THE REPORT MUST INCLUDE A COMPARISON OF
21 THE AMOUNT OF ADDITIONAL LOCAL PROPERTY TAX REVENUES RECEIVED
22 BY THE DISTRICT AND THE AMOUNT DISTRIBUTED TO THE CHARTER
23 SCHOOLS OF THE DISTRICT AT THE DISTRICT LEVEL AND AGGREGATED
24 STATEWIDE.

25 (2) (a) THE DEPARTMENT SHALL ALLOW EACH DISTRICT AND EACH
26 DISTRICT CHARTER SCHOOL TO REVIEW THE REPORT BEFORE PUBLICATION.
27 A DISTRICT OR A CHARTER SCHOOL MAY REQUEST THAT THE DEPARTMENT
28 COMPILE AN ADDENDUM TO THE REPORT THAT IS SPECIFIC TO THE
29 REQUESTING DISTRICT AND THAT EXAMINES THE OVERALL LEVEL OF
30 FUNDING DISTRIBUTED BY THE DISTRICT TO THE CHARTER SCHOOLS OF THE
31 DISTRICT, INCLUDING:

32 (I) CAPITAL CONSTRUCTION AND FACILITIES FUNDING;

33 (II) FUNDING FOR TECHNOLOGY; AND

34 (III) ANY OTHER FUNDING THAT THE DISTRICT DISTRIBUTES TO THE
35 CHARTER SCHOOLS OF THE DISTRICT.

1 (b) THE DEPARTMENT SHALL SIMULTANEOUSLY PUBLISH ON THE
2 DEPARTMENT WEB SITE THE REPORT AND ANY ADDENDA PREPARED FOR
3 THE REPORT IN RESPONSE TO A DISTRICT OR CHARTER SCHOOL REQUEST."

4 Renumber succeeding sections accordingly.

5 Page 180, line 20, strike "ARTICLE." and substitute "SECTION."

6 Page 183, line 27, strike "22-54.5-311 (8)," and substitute
7 "22-54.5-311 (7),".

8 Page 184, line 2, after "election" insert "held no later than November
9 2017".

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