

**First Regular Session
Seventieth General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 15-0871.03 Brita Darling x2241

SENATE BILL 15-267

SENATE SPONSORSHIP

Hill, Holbert, Marble, Neville T., Woods

HOUSE SPONSORSHIP

Hamner,

Senate Committees

Education
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE FINANCING OF PUBLIC SCHOOLS, AND, IN**
102 **CONNECTION THEREWITH, MAKING AN APPROPRIATION.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

The bill sets the statewide base per pupil funding amount for the 2015-16 budget year at \$6,292.39, which is an inflationary increase of 2.8% and establishes the minimum amount of total program funding for the 2015-16 budget year. The minimum amount of total program funding reflects a reduction of the dollar amount of the negative factor by \$25 million.

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.*

For the 2016-17 budget year, the difference between the amount of statewide total program funding calculated without the negative factor and the amount of statewide total program funding calculated with the negative factor cannot exceed the dollar amount of that difference for the 2015-16 budget year.

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-54-104, **add** (5)

3 (a) (XXII) and (5) (g) (I) (F) as follows:

4 **22-54-104. District total program - definitions.** (5) For
5 purposes of the formulas used in this section:

6 (a) (XXII) FOR THE 2015-16 BUDGET YEAR, THE STATEWIDE BASE
7 PER PUPIL FUNDING IS \$6,292.39, WHICH IS AN AMOUNT EQUAL TO \$6,121,
8 SUPPLEMENTED BY \$171.39 TO ACCOUNT FOR INFLATION.

9 (g) (I) For the 2010-11 budget year and each budget year
10 thereafter, the general assembly determines that stabilization of the state
11 budget requires a reduction in the amount of the annual appropriation to
12 fund the state's share of total program funding for all districts and the
13 funding for institute charter schools. The department of education shall
14 implement the reduction in total program funding through the application
15 of a negative factor as provided in this paragraph (g). For the 2010-11
16 budget year and each budget year thereafter, the department of education
17 and the staff of the legislative council shall determine, based on budget
18 projections, the amount of such reduction to ensure the following:

19 (F) THAT, FOR THE 2015-16 BUDGET YEAR, THE SUM OF THE TOTAL
20 PROGRAM FUNDING FOR ALL DISTRICTS, INCLUDING THE FUNDING FOR
21 INSTITUTE CHARTER SCHOOLS, AFTER APPLICATION OF THE NEGATIVE
22 FACTOR, IS NOT LESS THAN SIX BILLION TWO HUNDRED THIRTY-THREE
23 MILLION NINE HUNDRED FIFTY-FIVE THOUSAND SEVEN HUNDRED

1 THIRTY-SEVEN DOLLARS (\$6,233,955,737); EXCEPT THAT THE
2 DEPARTMENT OF EDUCATION AND THE STAFF OF THE LEGISLATIVE COUNCIL
3 SHALL MAKE MID-YEAR REVISIONS TO REPLACE PROJECTIONS WITH
4 ACTUAL FIGURES, INCLUDING BUT NOT LIMITED TO ACTUAL PUPIL
5 ENROLLMENT, ASSESSED VALUATIONS, AND SPECIFIC OWNERSHIP TAX
6 REVENUE FROM THE PRIOR YEAR, TO DETERMINE ANY NECESSARY
7 CHANGES IN THE AMOUNT OF THE REDUCTION TO MAINTAIN A TOTAL
8 PROGRAM FUNDING AMOUNT FOR THE APPLICABLE BUDGET YEAR THAT IS
9 CONSISTENT WITH THIS SUB-SUBPARAGRAPH (F). FOR THE 2016-17
10 BUDGET YEAR, THE DIFFERENCE BETWEEN CALCULATED STATEWIDE TOTAL
11 PROGRAM FUNDING AND ACTUAL STATEWIDE TOTAL PROGRAM FUNDING
12 MUST NOT EXCEED THE DIFFERENCE BETWEEN CALCULATED STATEWIDE
13 TOTAL PROGRAM FUNDING AND ACTUAL STATEWIDE TOTAL PROGRAM
14 FUNDING FOR THE 2015-16 BUDGET YEAR.

15 **SECTION 2. Appropriation.** For the 2015-16 state fiscal year,
16 \$25,607,866 is appropriated to the department of education. This
17 appropriation is from the general fund. To implement this act, the
18 department may use this appropriation for the state share of districts' total
19 program funding.

20 **SECTION 3. Appropriation to the department of education**
21 **for the fiscal year beginning July 1, 2015.** In section 2 of Senate Bill
22 15-234, amend Part III (2) (A) Footnote 6, as follows:

23 **Section 2. Appropriation.**
24 6 Department of Education, Assistance to Public Schools, Public
25 School Finance, State Share of Districts' Total Program Funding
26 -- Pursuant to Section 22-35-108 (2) (a), C.R.S., the purpose of
27 this footnote is to specify what portion of this appropriation is

1 intended to be available for the Accelerating Students Through
2 Concurrent Enrollment (ASCENT) Program for FY 2015-16. The
3 Department of Education is authorized to utilize up to \$3,652,000
4 \$3,666,850 of this appropriation to fund qualified students
5 designated as ASCENT Program participants. This amount is
6 calculated based on an estimated 550 FTE participants funded at
7 a rate of \$6,640 \$6,667 per FTE pursuant to Section 22-54-104
8 (4.7), C.R.S.

9 **SECTION 4. Safety clause.** The general assembly hereby finds,
10 determines, and declares that this act is necessary for the immediate
11 preservation of the public peace, health, and safety.