

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 19, 2015
Date

Committee on Education.

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

SB15-138 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 "SECTION 1. In Colorado Revised Statutes, 22-35-108, **amend**
4 (3) as follows:

5 **22-35-108. Accelerating students through concurrent**
6 **enrollment program - objectives - selection criteria - rules.** (3) (a) The
7 local education provider of a qualified student who is designated by the
8 department as an ASCENT program participant may include the student
9 in the district's funded pupil count, or, in the case of a student enrolled in
10 an institute charter school, in the school's accounting district, as provided
11 in section 22-54-103 (7).

12 (b) A LOCAL EDUCATION PROVIDER THAT RECEIVES ASCENT
13 PROGRAM FUNDING, AS DESCRIBED IN SECTION 22-54-104 (4.7), IN A
14 BUDGET YEAR MAY EXPEND THE ASCENT PROGRAM FUNDING ON BEHALF
15 OF ASCENT PROGRAM PARTICIPANTS WHO ENROLL IN AN INSTITUTION OF
16 HIGHER EDUCATION DURING THAT BUDGET YEAR AND ON BEHALF OF
17 ASCENT PROGRAM PARTICIPANTS WHO, BY MAY 1 OF THAT BUDGET
18 YEAR, ARE ADMITTED TO AN INSTITUTION OF HIGHER EDUCATION TO
19 PARTICIPATE IN THE ASCENT PROGRAM DURING THE NEXT BUDGET YEAR.

20 (c) THE LOCAL EDUCATION PROVIDER SHALL CERTIFY TO THE
21 DEPARTMENT BY MAY 10 OF EACH YEAR THE LIST OF ASCENT PROGRAM
22 PARTICIPANTS WHO ARE ADMITTED TO AN INSTITUTION OF HIGHER
23 EDUCATION TO PARTICIPATE IN THE ASCENT PROGRAM DURING THE NEXT
24 BUDGET YEAR. AT THE END OF THE BUDGET YEAR IN WHICH THE LOCAL
25 EDUCATION PROVIDER RECEIVES THE ASCENT PROGRAM FUNDING, THE

1 LOCAL EDUCATION PROVIDER SHALL REMIT TO THE DEPARTMENT ANY
2 REMAINING AMOUNT OF THE ASCENT PROGRAM FUNDING THAT THE
3 LOCAL EDUCATION PROVIDER IS NOT USING FOR AN ASCENT PROGRAM
4 PARTICIPANT WHO IS INCLUDED ON THE CERTIFIED LIST.

5 **SECTION 2.** In Colorado Revised Statutes, 22-54-114, **amend**
6 (4) (a) as follows:

7 **22-54-114. State public school fund.** (4) (a) For the 1997-98
8 fiscal year and fiscal years thereafter, the net amount recovered by the
9 department of education during the applicable fiscal year, pursuant to
10 school district and institute charter school audits, as overpayments made
11 to school districts and institute charter schools, AND ANY AMOUNT
12 REMITTED BY A SCHOOL DISTRICT OR INSTITUTE CHARTER SCHOOL
13 PURSUANT TO SECTION 22-30.5-108 (3) (c), that would otherwise be
14 transmitted to the state treasurer for deposit in the general fund shall
15 instead be transmitted to the state treasurer for deposit in the state public
16 school fund. The amount shall be available for appropriation to the
17 department of education in subsequent fiscal years.

18 **SECTION 3. Safety clause.** The general assembly hereby finds,
19 determines, and declares that this act is necessary for the immediate
20 preservation of the public peace, health, and safety."

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