

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

**PREAMENDED**

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

LLS NO. 05-0404.01 Julie Pelegrin

**HOUSE BILL 05-1024**

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**HOUSE SPONSORSHIP**

**Solano**

**SENATE SPONSORSHIP**

**Williams**

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**House Committees**

Education  
Finance

**Senate Committees**

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**A BILL FOR AN ACT**

101     **CONCERNING CREATION OF THE DROPOUT PREVENTION ACTIVITY**  
102             **GRANT PROGRAM FOR THE REDUCTION OF THE STUDENT**  
103             **DROPOUT RATE, AND, IN CONNECTION THEREWITH, ADDING A**  
104             **LINE TO COLORADO STATE INDIVIDUAL INCOME TAX RETURN**  
105             **FORMS WHEREBY INDIVIDUAL TAXPAYERS MAY MAKE**  
106             **VOLUNTARY CONTRIBUTIONS TO THE DROPOUT PREVENTION**  
107             **ACTIVITY GRANT FUND.**

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**Bill Summary**

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

Creates the dropout prevention activity grant program ("program")

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.*

to fund before- and after-school arts-based and vocational activity programs, with the goal of reducing the student dropout rate. Requires that for income tax years commencing on and after January 1, 2005, but before January 1, 2008, a voluntary contributor designation line for the program shall appear on individual income tax forms. Repeals the requirement for the voluntary contribution designation line, effective January 1, 2008, unless the general assembly adopts a bill to continue the designation line in the preceding regular session.

Restricts the program to public schools that include any of grades 6 through 12 ("qualified school"). Directs a qualified school that seeks funding for an arts-based or vocational activity program to apply to the board of education of the school district in which the qualified school is located ("district board") for permission to apply to the department for a grant. If the district board grants permission, directs the qualified school to submit an application to the department of education ("department") in accordance with rules adopted by the state board of education ("state board").

Directs the state board to promulgate rules for implementation of the program. Directs the department to review each grant application received and to make recommendations to the state board regarding the awarding of program grants. Establishes a priority and minimum considerations for awarding program grants. Requires the state board to award program grants in any year that moneys are received in the dropout prevention activity grant fund ("fund").

Requires the department annually to notify school districts of the amount of money credited to the fund. Creates the fund, identifies the source of moneys for the fund as moneys received through the voluntary tax contribution and any gifts, grants, or donations received by the department for implementation of the program. Authorizes the department to accept gifts, grants, and donations, and allows the department to keep up to 2% of the moneys annually appropriated from the fund to offset the administrative costs incurred in implementing the program. Directs the general assembly annually to appropriate from the fund to the department of revenue an amount equal to the department of revenue's costs incurred in administering the voluntary contributions to the fund.

Requires each qualified school that receives a program grant to report to the department, for each year in which it receives a grant, specified information concerning the arts-based or vocational activity program and the number of participating students. Directs the department to submit an annual report to the education committees of the general assembly and to the governor concerning the program, the arts-based and vocational activity programs that receive funding, the number of students that participate in the programs, and the dropout rates for the qualified schools that receive grants.



1 ADDITION TO ENSURING A STUDENT HAS THE NECESSARY SKILLS IN  
2 READING, WRITING, AND MATHEMATICS TO BE SUCCESSFUL IN A CAREER,  
3 EDUCATING A STUDENT SHOULD INCLUDE PROVIDING THE STUDENT THE  
4 OPPORTUNITY TO EXPERIENCE AND PARTICIPATE IN A WIDE RANGE OF  
5 ARTISTIC AND VOCATIONAL ACTIVITIES TO ALLOW THE STUDENT TO  
6 DISCOVER HIS OR HER TALENTS AND BE SUCCESSFUL IN LIFE.

7 (e) A GRANT PROGRAM TO PROVIDE ADDITIONAL FUNDING FOR  
8 SCHOOLS TO SPONSOR BEFORE- AND AFTER-SCHOOL PROGRAMS IN THE  
9 ARTS AND IN VOCATIONAL SUBJECTS WILL HAVE THE COMBINED BENEFITS  
10 OF PROVIDING A WIDER RANGE OF ARTS AND VOCATIONAL EDUCATION,  
11 EXPOSING STUDENTS TO A WIDE RANGE OF OPPORTUNITIES IN MUSIC,  
12 DANCE, CREATIVE WRITING, THEATER, PHOTOGRAPHY, AND OTHER VISUAL  
13 ARTS, ASSISTING STUDENTS IN OBTAINING SKILLS IN A WIDE VARIETY OF  
14 VOCATIONS, ENABLING STUDENTS TO DISCOVER THEIR ARTISTIC AND  
15 VOCATIONAL TALENTS, AND PROVIDING GREATER INCENTIVES FOR SOME  
16 STUDENTS TO STAY IN SCHOOL.

17 **22-27.5-102. Definitions.** AS USED IN THIS ARTICLE, UNLESS THE  
18 CONTEXT OTHERWISE REQUIRES:

19 (1) "ARTS-BASED ACTIVITY PROGRAM" MEANS A BEFORE- OR  
20 AFTER-SCHOOL PROGRAM THAT PROVIDES STUDENTS WITH AN  
21 OPPORTUNITY TO LEARN ABOUT AND PARTICIPATE IN AN ARTS-BASED  
22 ACTIVITY, INCLUDING BUT NOT LIMITED TO THEATER, MUSIC, DANCE,  
23 CREATIVE WRITING, PHOTOGRAPHY, CERAMICS, SCULPTURE, PAINTING,  
24 AND ANY OTHER FORM OF VISUAL ARTS.

25 (2) "DEPARTMENT" MEANS THE DEPARTMENT OF EDUCATION,  
26 CREATED AND OPERATING PURSUANT TO SECTION 24-1-115, C.R.S.

27 (3) "DISTRICT BOARD" MEANS A SCHOOL DISTRICT BOARD OF

1 EDUCATION CREATED PURSUANT TO LAW.

2 (4) "DROPOUT PREVENTION ACTIVITY GRANT PROGRAM" OR  
3 "GRANT PROGRAM" MEANS THE GRANT PROGRAM CREATED PURSUANT TO  
4 SECTION 22-27.5-103 TO FUND BEFORE- AND AFTER-SCHOOL ARTS-BASED  
5 AND VOCATIONAL ACTIVITY PROGRAMS FOR STUDENTS IN GRADES SIX  
6 THROUGH TWELVE.

7 (5) "FUND" MEANS THE DROPOUT PREVENTION ACTIVITY GRANT  
8 FUND CREATED PURSUANT TO SECTION 22-27.5-105.

9 (6) "QUALIFIED COMMUNITY ORGANIZATION" MEANS A NONPROFIT  
10 OR NOT-FOR-PROFIT, NONSECTARIAN, COMMUNITY-BASED ORGANIZATION  
11 THAT PROVIDES BEFORE- AND AFTER-SCHOOL, ARTS-BASED OR  
12 VOCATIONAL ACTIVITY PROGRAMS TO LOW-INCOME YOUTH ENROLLED IN  
13 GRADES SIX THROUGH TWELVE.

14 (7) "QUALIFIED SCHOOL" MEANS A PUBLIC SCHOOL, INCLUDING  
15 BUT NOT LIMITED TO A CHARTER SCHOOL, THAT SERVES ANY OF GRADES  
16 SIX THROUGH TWELVE AND THAT RECEIVES AN ACADEMIC RATING OF  
17 "LOW" OR "UNSATISFACTORY", CALCULATED PURSUANT TO SECTION  
18 22-7-604, FOR THE SCHOOL YEAR PRECEDING THE SCHOOL YEAR IN WHICH  
19 THE PUBLIC SCHOOL SEEKS A GRANT THROUGH THE GRANT PROGRAM.

20 (8) "STATE BOARD" MEANS THE STATE BOARD OF EDUCATION  
21 CREATED PURSUANT TO SECTION 1 OF ARTICLE IX OF THE STATE  
22 CONSTITUTION.

23 (9) "VOCATIONAL ACTIVITY PROGRAM" MEANS A BEFORE- OR  
24 AFTER-SCHOOL PROGRAM THAT PROVIDES STUDENTS WITH AN  
25 OPPORTUNITY TO LEARN AND DEVELOP SKILLS IN A VARIETY OF  
26 VOCATIONS, INCLUDING BUT NOT LIMITED TO CARPENTRY, PLUMBING,  
27 WELDING, CULINARY ARTS, FLORAL DESIGN, AUTOMOTIVE MAINTENANCE,

1 DRIVER'S TRAINING, AND HOTEL AND RESTAURANT MANAGEMENT.

2 **22-27.5-103. Dropout prevention activity grant program -**

3 **created - applications.** (1) THERE IS HEREBY CREATED A GRANT

4 PROGRAM TO FUND BEFORE- AND AFTER-SCHOOL ARTS-BASED AND

5 VOCATIONAL ACTIVITY PROGRAMS FOR STUDENTS ENROLLED IN GRADES

6 SIX THROUGH TWELVE. THE GOAL IN FUNDING ARTS-BASED AND

7 VOCATIONAL ACTIVITY PROGRAMS IS TO REDUCE THE NUMBER OF

8 STUDENTS WHO CHOOSE TO DROP OUT OF SCHOOL PRIOR TO GRADUATION.

9 A QUALIFIED SCHOOL, WITH THE APPROVAL OF ITS DISTRICT BOARD, OR A

10 QUALIFIED COMMUNITY ORGANIZATION IN PARTNERSHIP WITH A QUALIFIED

11 SCHOOL, MAY APPLY TO THE DEPARTMENT, IN ACCORDANCE WITH

12 PROCEDURES AND TIME LINES ADOPTED BY RULE OF THE STATE BOARD, TO

13 RECEIVE MONEYS THROUGH THE DROPOUT PREVENTION ACTIVITY GRANT

14 PROGRAM. THE DEPARTMENT SHALL ADMINISTER THE GRANT PROGRAM AS

15 PROVIDED IN THIS ARTICLE AND PURSUANT TO RULES ADOPTED BY THE

16 STATE BOARD.

17 (2) IN ANY YEAR IN WHICH THE DEPARTMENT OF REVENUE NOTIFIES

18 THE DEPARTMENT OF EDUCATION THAT MONEYS HAVE BEEN DESIGNATED

19 FOR THE FUND PURSUANT TO SECTION 39-22-2802, C.R.S., OR IN WHICH

20 THE DEPARTMENT OF EDUCATION RECEIVES OTHER GIFTS, GRANTS, OR

21 DONATIONS FOR THE FUND, THE DEPARTMENT OF EDUCATION SHALL

22 NOTIFY THE DISTRICT BOARDS, IN THE MANNER PROVIDED BY RULE OF THE

23 STATE BOARD, OF THE AMOUNT OF MONEY TO BE DEPOSITED IN THE FUND

24 AND AVAILABLE FOR GRANTS PURSUANT TO THIS SECTION. THE NOTICE

25 MAY ALSO SPECIFY THE TIME AND PROCEDURE FOR APPLYING FOR A GRANT

26 FROM THE DROPOUT PREVENTION ACTIVITY GRANT PROGRAM. EACH

27 DISTRICT BOARD SHALL FORWARD THE NOTICE TO THE QUALIFIED SCHOOLS

1 OF THE SCHOOL DISTRICT. THE DEPARTMENT SHALL ALSO POST THE  
2 NOTICE ON THE DEPARTMENT WEBSITE AS NOTICE TO QUALIFIED  
3 COMMUNITY ORGANIZATIONS THAT MAY BE INTERESTED IN APPLYING FOR  
4 MONEYS THROUGH THE GRANT PROGRAM.

5 (3) (a) A QUALIFIED SCHOOL THAT CHOOSES TO SEEK A GRANT  
6 THROUGH THE DROPOUT PREVENTION ACTIVITY GRANT PROGRAM SHALL  
7 NOTIFY ITS DISTRICT BOARD, SPECIFYING THE AMOUNT REQUESTED AND  
8 DESCRIBING THE ARTS-BASED OR VOCATIONAL ACTIVITY PROGRAM FOR  
9 WHICH THE GRANT WOULD BE USED. THE DISTRICT BOARD SHALL  
10 CONSIDER THE QUALIFIED SCHOOL'S REQUEST AND EITHER APPROVE OR  
11 DISAPPROVE THE QUALIFIED SCHOOL'S APPLICATION. IF THE DISTRICT  
12 BOARD APPROVES THE APPLICATION, THE QUALIFIED SCHOOL SHALL APPLY  
13 TO THE DEPARTMENT, IN ACCORDANCE WITH THE PROCEDURES AND USING  
14 THE APPLICATION FORM SPECIFIED BY RULE OF THE STATE BOARD, FOR A  
15 GRANT THROUGH THE DROPOUT PREVENTION ACTIVITY GRANT PROGRAM.

16 (b) EACH DISTRICT BOARD SHALL ADOPT POLICIES SPECIFYING THE  
17 TIME FRAMES DURING WHICH A QUALIFIED SCHOOL MAY REQUEST AN  
18 DROPOUT PREVENTION ACTIVITY GRANT AND THE PROCEDURE FOR THE  
19 REQUEST. THE DISTRICT BOARD SHALL ENSURE THAT ITS POLICIES ARE  
20 COORDINATED WITH THE RULES OF THE STATE BOARD TO ALLOW A  
21 QUALIFIED SCHOOL TO APPLY FOR A GRANT IN ACCORDANCE WITH THE  
22 RULES OF THE STATE BOARD.

23 (c) A QUALIFIED SCHOOL THAT RECEIVES A GRANT THROUGH THE  
24 DROPOUT PREVENTION ACTIVITY GRANT PROGRAM SHALL USE THE MONEYS  
25 RECEIVED TO PROVIDE ARTS-BASED OR VOCATIONAL ACTIVITY PROGRAMS  
26 ONLY TO STUDENTS ENROLLED IN GRADES SIX THROUGH TWELVE.

27 (4) A QUALIFIED COMMUNITY ORGANIZATION THAT CHOOSES TO

1 SEEK A GRANT THROUGH THE DROPOUT PREVENTION ACTIVITY GRANT  
2 PROGRAM SHALL ENTER INTO A PARTNERSHIP AGREEMENT WITH A  
3 QUALIFIED SCHOOL PURSUANT TO WHICH THE QUALIFIED COMMUNITY  
4 ORGANIZATION MAY OPERATE AN ARTS-BASED OR VOCATIONAL ACTIVITY  
5 PROGRAM IN COLLABORATION WITH THE QUALIFIED SCHOOL TO STUDENTS  
6 ENROLLED IN ANY OF GRADES SIX THROUGH TWELVE. AT A MINIMUM, THE  
7 PARTNERSHIP AGREEMENT SHALL SPECIFY THE AMOUNT OF THE GRANT TO  
8 BE REQUESTED FROM THE GRANT PROGRAM AND DESCRIBE THE  
9 ARTS-BASED OR VOCATIONAL ACTIVITY PROGRAM FOR WHICH THE GRANT  
10 WOULD BE USED. THE QUALIFIED SCHOOL'S PARTICIPATION IN THE  
11 PARTNERSHIP AGREEMENT SHALL BE SUBJECT TO THE APPROVAL OF THE  
12 SCHOOL'S DISTRICT BOARD. A QUALIFIED COMMUNITY ORGANIZATION  
13 THAT APPLIES FOR A GRANT THROUGH THE DROPOUT PREVENTION ACTIVITY  
14 GRANT PROGRAM SHALL SUBMIT A COPY OF THE SIGNED PARTNERSHIP  
15 AGREEMENT WITH ITS GRANT APPLICATION.

16 **22-27.5-104. Dropout prevention activity grant program - rules**  
17 **- awarding grants.** (1) THE STATE BOARD SHALL PROMULGATE RULES IN  
18 ACCORDANCE WITH THE "STATE ADMINISTRATIVE PROCEDURE ACT",  
19 ARTICLE 4 OF TITLE 24, C.R.S., FOR THE IMPLEMENTATION OF THE  
20 DROPOUT PREVENTION ACTIVITY GRANT PROGRAM. AT A MINIMUM, THE  
21 RULES SHALL SPECIFY THE PROCEDURES FOR APPLYING FOR A GRANT, THE  
22 FORM OF THE GRANT APPLICATION, THE INFORMATION TO BE PROVIDED BY  
23 THE APPLICANT, AND THE CRITERIA FOR AWARDING GRANTS.

24 (2) THE DEPARTMENT SHALL REVIEW EACH GRANT APPLICATION  
25 RECEIVED FROM A QUALIFIED SCHOOL OR A QUALIFIED COMMUNITY  
26 ORGANIZATION PURSUANT TO SECTION 22-27.5-103 AND SHALL MAKE  
27 RECOMMENDATIONS TO THE STATE BOARD CONCERNING WHETHER THE

1 GRANT SHOULD BE AWARDED AND THE AMOUNT OF THE GRANT. IF THE  
2 DEPARTMENT DETERMINES AN APPLICATION IS MISSING ANY INFORMATION  
3 REQUIRED BY RULES TO BE INCLUDED WITH THE APPLICATION, THE  
4 DEPARTMENT MAY CONTACT THE APPLICANT TO OBTAIN THE MISSING  
5 INFORMATION. IN MAKING ITS RECOMMENDATIONS, IN ADDITION TO ANY  
6 CRITERIA IDENTIFIED BY RULE OF THE STATE BOARD, THE DEPARTMENT  
7 SHALL:

8 (a) GIVE FIRST PRIORITY TO APPLICATIONS TO FUND ARTS-BASED  
9 OR VOCATIONAL ACTIVITY PROGRAMS AT QUALIFIED SCHOOLS THAT  
10 EXPERIENCE HIGH DROPOUT RATES FOR THE THREE SCHOOL YEARS  
11 PRECEDING THE YEAR IN WHICH THE APPLICATION IS SUBMITTED;

12 (b) CONSIDER THE PERCENTAGE OF STUDENTS ENROLLED AT THE  
13 AFFECTED QUALIFIED SCHOOL WHO ARE MINORITY STUDENTS OR STUDENTS  
14 WHO QUALIFY FOR FREE OR REDUCED-COST LUNCH PURSUANT TO THE  
15 PROVISIONS OF THE FEDERAL "NATIONAL SCHOOL LUNCH ACT", 42 U.S.C.  
16 SEC. 1751 ET SEQ., WITH THE GOAL OF FUNDING ARTS-BASED AND  
17 VOCATIONAL ACTIVITY PROGRAMS AT QUALIFIED SCHOOLS THAT ENROLL  
18 HIGH PERCENTAGES OF MINORITY STUDENTS AND STUDENTS WHO QUALIFY  
19 FOR FREE OR REDUCED-COST LUNCH;

20 (c) CONSIDER THE FORMAT OF THE ARTS-BASED OR VOCATIONAL  
21 ACTIVITY PROGRAM FOR WHICH FUNDING IS REQUESTED AND DETERMINE  
22 THE COST-EFFECTIVENESS OF THE PROGRAM, THE NUMBER OF STUDENTS  
23 WHO WILL BE ABLE TO PARTICIPATE, AND THE QUALITY OF THE  
24 PARTICIPATORY EXPERIENCE OFFERED, WITH THE GOAL OF FUNDING  
25 ARTS-BASED AND VOCATIONAL ACTIVITY PROGRAMS THAT PROVIDE A  
26 LARGE NUMBER OF STUDENTS THE OPPORTUNITY TO DIRECTLY  
27 PARTICIPATE IN AND EXPERIENCE AN ARTS-BASED OR VOCATIONAL

1     ACTIVITY;

2           (d) CONSIDER WHETHER THE ARTS-BASED OR VOCATIONAL  
3     ACTIVITY PROGRAM FOR WHICH FUNDING IS REQUESTED INCLUDES A  
4     PARTNERING RELATIONSHIP WITH BUSINESSES IN THE COMMUNITY OR A  
5     COMPONENT OF COMMUNITY SERVICE, WITH THE GOAL OF FUNDING THOSE  
6     ARTS-BASED AND VOCATIONAL ACTIVITY PROGRAMS THAT DEMONSTRATE  
7     A CONNECTION WITH THE COMMUNITY OUTSIDE THE SCHOOL AND PROVIDE  
8     A BENEFIT TO THAT COMMUNITY.

9           (3) IN EACH YEAR IN WHICH MONEYS ARE CREDITED TO THE FUND,  
10    THE STATE BOARD SHALL AWARD GRANTS TO APPLICANTS THROUGH  
11    THE DROPOUT PREVENTION ACTIVITY GRANT PROGRAM. THE STATE BOARD  
12    SHALL TAKE INTO CONSIDERATION THE RECOMMENDATIONS RECEIVED  
13    FROM THE DEPARTMENT. IN ADDITION TO ANY CRITERIA ADOPTED BY  
14    RULE, THE STATE BOARD IN AWARDING GRANTS SHALL APPLY THE  
15    PRIORITY AND CONSIDERATIONS SPECIFIED IN SUBSECTION (2) OF THIS  
16    SECTION. A GRANT AWARDED PURSUANT TO THIS ARTICLE SHALL BE VALID  
17    FOR ONE YEAR.

18           **22-27.5-105. Dropout prevention activity grant fund - created**  
19    **- administrative costs.** (1) (a) THERE IS HEREBY CREATED IN THE STATE  
20    TREASURY THE DROPOUT PREVENTION ACTIVITY GRANT FUND. THE FUND  
21    SHALL CONSIST OF MONEYS COLLECTED PURSUANT TO SECTION  
22    39-22-2803, C.R.S., AND ANY GIFTS, GRANTS, OR DONATIONS RECEIVED BY  
23    THE DEPARTMENT FOR THE FUND PURSUANT TO SUBSECTION (2) OF THIS  
24    SECTION. THE MONEYS IN THE FUND SHALL BE SUBJECT TO ANNUAL  
25    APPROPRIATION BY THE GENERAL ASSEMBLY FOR THE DIRECT AND  
26    INDIRECT COSTS ASSOCIATED WITH THE IMPLEMENTATION OF THE DROPOUT  
27    PREVENTION ACTIVITY GRANT PROGRAM PURSUANT TO THIS ARTICLE.

1 (b) ANY MONEYS IN THE FUND NOT EXPENDED FOR THE PURPOSE OF  
2 THIS ARTICLE MAY BE INVESTED BY THE STATE TREASURER AS PROVIDED  
3 BY LAW. ALL INTEREST AND INCOME DERIVED FROM THE INVESTMENT AND  
4 DEPOSIT OF MONEYS IN THE FUND SHALL BE CREDITED TO THE FUND. ANY  
5 UNEXPENDED AND UNENCUMBERED MONEYS REMAINING IN THE FUND AT  
6 THE END OF A FISCAL YEAR SHALL REMAIN IN THE FUND AND SHALL NOT BE  
7 CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANOTHER FUND.

8 (2) THE DEPARTMENT IS AUTHORIZED TO SEEK AND ACCEPT GIFTS,  
9 GRANTS, AND DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE  
10 IMPLEMENTATION OF THE DROPOUT PREVENTION ACTIVITY GRANT  
11 PROGRAM PURSUANT TO THIS ARTICLE. ALL PRIVATE AND PUBLIC FUNDS  
12 RECEIVED THROUGH GIFTS, GRANTS, AND DONATIONS SHALL BE  
13 TRANSMITTED TO THE STATE TREASURER, WHO SHALL CREDIT THE SAME TO  
14 THE FUND.

15 (3) THE DEPARTMENT MAY EXPEND UP TO TWO PERCENT OF THE  
16 MONEYS ANNUALLY APPROPRIATED FROM THE FUND TO OFFSET THE DIRECT  
17 AND INDIRECT COSTS INCURRED IN IMPLEMENTING THE DROPOUT  
18 PREVENTION ACTIVITY GRANT PROGRAM PURSUANT TO THIS ARTICLE.

19 (4) THE GENERAL ASSEMBLY, IN ACCORDANCE WITH THE  
20 PROVISIONS OF SECTION 39-22-2803, C.R.S., SHALL ANNUALLY  
21 APPROPRIATE FROM THE FUND TO THE DEPARTMENT OF REVENUE AN  
22 AMOUNT EQUAL TO THE COSTS INCURRED BY THE DEPARTMENT OF  
23 REVENUE IN ADMINISTERING MONEYS DESIGNATED AS CONTRIBUTIONS TO  
24 THE FUND.

25 **22-27.5-106. Dropout prevention activity programs - report.**

26 (1) EACH QUALIFIED SCHOOL AND QUALIFIED COMMUNITY ORGANIZATION  
27 THAT RECEIVES A DROPOUT PREVENTION ACTIVITY PROGRAM GRANT

1 SHALL, IN EACH YEAR THAT IT RECEIVES THE GRANT, REPORT TO THE  
2 DEPARTMENT A DESCRIPTION OF THE ARTS-BASED OR VOCATIONAL  
3 ACTIVITY PROGRAM AND THE PROJECTS ACCOMPLISHED THROUGH THE  
4 PROGRAM AND AN INDICATION OF THE NUMBER OF STUDENTS WHO  
5 PARTICIPATED IN THE PROGRAM.

6 (2) ON OR BEFORE JANUARY 15, 2007, AND ON OR BEFORE  
7 JANUARY 15 EACH YEAR THEREAFTER, THE DEPARTMENT SHALL REPORT  
8 TO THE EDUCATION COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND  
9 THE SENATE AND TO THE GOVERNOR THE FOLLOWING INFORMATION FROM  
10 THE PRECEDING SCHOOL YEAR:

11 (a) THE NUMBER AND AMOUNTS OF DROPOUT PREVENTION  
12 ACTIVITY PROGRAM GRANTS AWARDED;

13 (b) A DESCRIPTION OF THE ARTS-BASED AND VOCATIONAL  
14 ACTIVITY PROGRAMS THAT RECEIVED GRANTS;

15 (c) THE NUMBER OF STUDENTS WHO PARTICIPATED IN THE  
16 ARTS-BASED AND VOCATIONAL ACTIVITY PROGRAMS THAT RECEIVED  
17 GRANTS; AND

18 (d) THE STUDENT DROPOUT RATES OF THE QUALIFIED SCHOOLS AT  
19 WHICH THE FUNDED ARTS-BASED AND VOCATIONAL ACTIVITY PROGRAMS  
20 WERE OPERATED.

21 **SECTION 2.** Article 22 of title 39, Colorado Revised Statutes,  
22 is amended BY THE ADDITION OF A NEW PART to read:

23 PART 28

24 DROPOUT PREVENTION ACTIVITY PROGRAMS

25 VOLUNTARY CONTRIBUTION

26 **39-22-2801. Legislative declaration.** (1) THE GENERAL  
27 ASSEMBLY HEREBY FINDS THAT:

1 (a) THE DROPOUT RATE OF STUDENTS IN PUBLIC SCHOOLS OF THE  
2 STATE IS UNACCEPTABLY HIGH, AND THE ECONOMIC AND CULTURAL  
3 HEALTH OF THE STATE REQUIRES THAT PUBLIC SCHOOLS FIND ADDITIONAL  
4 WAYS TO PRODUCTIVELY ENGAGE STUDENTS IN EDUCATION AND THEREBY  
5 REDUCE THE DROPOUT RATE.

6 (b) THE CURRENT ECONOMIC SITUATION CURTAILS THE STATE'S  
7 ABILITY TO FUND PUBLIC EDUCATION. THE RESTRICTIONS ON FUNDING  
8 AND THE PRESSURES PLACED ON PUBLIC SCHOOLS TO TEACH THE CORE  
9 CURRICULA OF READING, WRITING, AND MATHEMATICS HAVE FORCED  
10 SCHOOLS TO REDUCE THEIR CLASS OFFERINGS IN THE ARTS AND IN  
11 VOCATIONAL PROGRAMS.

12 (c) STUDENTS DESERVE THE OPPORTUNITY TO DISCOVER THEIR  
13 TALENTS THROUGH EXPOSURE TO A WIDE VARIETY OF ARTS AND  
14 VOCATIONAL ACTIVITIES, INCLUDING THEATER, MUSIC, DANCE, CREATIVE  
15 WRITING, PHOTOGRAPHY, CERAMICS, SCULPTURE, PAINTING, CARPENTRY,  
16 WELDING, AUTOMOTIVE MAINTENANCE, FLORAL DESIGN, AND CULINARY  
17 ARTS. PARTICIPATION IN ARTS-BASED AND VOCATIONAL  
18 EXTRACURRICULAR ACTIVITIES WILL ENABLE MANY STUDENTS TO RAISE  
19 THEIR SELF-ESTEEM, INCREASE MANY STUDENTS' COMMITMENT TO  
20 EDUCATION, AND PERSUADE STUDENTS TO CHOOSE TO STAY IN SCHOOL  
21 THROUGH GRADUATION AND, IN SOME CASES, TO CONTINUE ON TO HIGHER  
22 EDUCATION.

23 (d) THE RESULTS OF RECENT STATEWIDE AND SCHOOL DISTRICT  
24 ELECTIONS SUGGEST THAT MANY COLORADO CITIZENS WOULD BE WILLING  
25 TO PROVIDE FUNDS TO ASSIST PUBLIC SCHOOLS IN REDUCING THE STUDENT  
26 DROPOUT RATE BY PROVIDING STUDENTS A WIDER EXPOSURE TO THE ARTS  
27 AND TO VOCATIONAL OPPORTUNITIES THROUGH THE USE OF BEFORE- AND

1 AFTER-SCHOOL ARTS-BASED AND VOCATIONAL ACTIVITY PROGRAMS.

2 (2) IT IS THEREFORE THE INTENT OF THE GENERAL ASSEMBLY IN  
3 ENACTING THIS PART 28 TO PROVIDE THOSE COMMITTED AND CONCERNED  
4 COLORADO CITIZENS THE OPPORTUNITY TO FINANCIALLY ASSIST PUBLIC  
5 SCHOOLS IN REDUCING THE STUDENT DROPOUT RATE THROUGH FUNDING  
6 BEFORE- AND AFTER-SCHOOL ARTS-BASED AND VOCATIONAL ACTIVITY  
7 PROGRAMS.

8 **39-22-2802. Voluntary contribution designation - procedure.**

9 FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2005,  
10 BUT PRIOR TO JANUARY 1, 2008, THE COLORADO STATE INDIVIDUAL  
11 INCOME TAX RETURN FORM SHALL CONTAIN A LINE WHEREBY EACH  
12 INDIVIDUAL TAXPAYER MAY DESIGNATE THE AMOUNT OF THE  
13 CONTRIBUTION, IF ANY, THE INDIVIDUAL WISHES TO MAKE TO THE  
14 DROPOUT PREVENTION ACTIVITY GRANT FUND CREATED IN SECTION  
15 22-27.5-105, C.R.S.

16 **39-22-2803. Contributions credited to the dropout prevention**

17 **activity grant fund.** THE DEPARTMENT OF REVENUE SHALL DETERMINE  
18 ANNUALLY THE TOTAL AMOUNT DESIGNATED PURSUANT TO SECTION  
19 39-22-2802 AND SHALL REPORT THAT AMOUNT TO THE DEPARTMENT OF  
20 EDUCATION, THE STATE TREASURER, AND THE GENERAL ASSEMBLY. THE  
21 STATE TREASURER SHALL CREDIT THAT AMOUNT TO THE DROPOUT  
22 PREVENTION ACTIVITY GRANT FUND CREATED IN SECTION 22-27.5-105,  
23 C.R.S. THE GENERAL ASSEMBLY SHALL APPROPRIATE ANNUALLY FROM  
24 THE DROPOUT PREVENTION ACTIVITY GRANT FUND TO THE DEPARTMENT OF  
25 REVENUE ITS COSTS OF ADMINISTERING MONEYS DESIGNATED AS  
26 CONTRIBUTIONS TO THE FUND. ALL MONEYS CREDITED TO THE FUND,  
27 AFTER SUBTRACTING THE APPROPRIATION TO THE DEPARTMENT OF

1 REVENUE, SHALL BE USED FOR THE PURPOSES SET FORTH IN SECTION  
2 22-27.5-105, C.R.S.

3 **39-22-2804. Repeal of part.** THIS PART 28 IS REPEALED,  
4 EFFECTIVE JANUARY 1, 2009, UNLESS THE VOLUNTARY CONTRIBUTION TO  
5 THE DROPOUT PREVENTION ACTIVITY GRANT FUND ESTABLISHED BY  
6 SECTIONS 39-22-2802 AND 39-22-2803 IS CONTINUED OR REESTABLISHED  
7 BY THE GENERAL ASSEMBLY ACTING BY BILL DURING THE FIRST REGULAR  
8 SESSION OF THE SIXTY-SIXTH GENERAL ASSEMBLY. PRIOR TO OR DURING  
9 THE SESSION, THE COMMITTEE ON FINANCE IN EACH HOUSE OF THE  
10 GENERAL ASSEMBLY SHALL HOLD A HEARING REGARDING THE POSSIBLE  
11 TERMINATION, CONTINUATION, OR REESTABLISHMENT OF THE VOLUNTARY  
12 CONTRIBUTION TO THE FUND AS PROVIDED FOR IN THIS PART 28.

13 **SECTION 3. Effective date.** This act shall take effect at 12:01  
14 a.m. on the day following the expiration of the ninety-day period after  
15 final adjournment of the general assembly that is allowed for submitting  
16 a referendum petition pursuant to article V, section 1 (3) of the state  
17 constitution (August 10, 2005, if adjournment sine die is on May 11,  
18 2005); except that, if a referendum petition is filed against this act or an  
19 item, section, or part of this act within such period, then the act, item,  
20 section, or part, if approved by the people, shall take effect on the date of  
21 the official declaration of the vote thereon by proclamation of the  
22 governor.