

Second Regular Session
Seventieth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 16-1268.01 Julie Pelegrin x2700

SENATE BILL 16-208

SENATE SPONSORSHIP

Hill, Steadman

HOUSE SPONSORSHIP

Williams and Sias,

Senate Committees
Education

House Committees

A BILL FOR AN ACT

101 **CONCERNING MAINTAINING THE SAME FUNDING CALCULATION FOR A**
102 **CHARTER SCHOOL THAT CONVERTS FROM A DISTRICT CHARTER**
103 **SCHOOL TO AN INSTITUTE CHARTER SCHOOL OR FROM AN**
104 **INSTITUTE CHARTER SCHOOL TO A DISTRICT CHARTER SCHOOL.**

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>.)

Under the bill, if a district charter school converts to an institute charter school, or an institute charter school converts to a district charter school, the converted school's funding is still calculated using the formula

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.

that applied to the school before the conversion.

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-30.5-112, **add**
3 (11) as follows:

4 **22-30.5-112. Charter schools - financing - definitions -**
5 **guidelines.** (11) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO
6 THE CONTRARY, A DISTRICT CHARTER SCHOOL THAT CONVERTS FROM AN
7 INSTITUTE CHARTER SCHOOL PURSUANT TO SECTION 22-30.5-504 (10)
8 CONTINUES TO RECEIVE, AS CALCULATED PURSUANT TO SECTION
9 22-30.5-513, THE ACCOUNTING DISTRICT'S ADJUSTED PER PUPIL REVENUES
10 AND AT-RISK SUPPLEMENTAL AID AS THE FUNDING APPLIED TO THE
11 CONVERTED SCHOOL BEFORE THE CONVERSION.

12 **SECTION 2.** In Colorado Revised Statutes, 22-30.5-112.1, **add**
13 (7) as follows:

14 **22-30.5-112.1. Charter schools - definitions - exclusive**
15 **jurisdiction districts - authorized on or after July 1, 2004 - financing.**
16 (7) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE
17 CONTRARY, A DISTRICT CHARTER SCHOOL THAT CONVERTS FROM AN
18 INSTITUTE CHARTER SCHOOL PURSUANT TO SECTION 22-30.5-504 (10)
19 CONTINUES TO RECEIVE, AS CALCULATED PURSUANT TO SECTION
20 22-30.5-513, THE ACCOUNTING DISTRICT'S ADJUSTED PER PUPIL REVENUES
21 AND AT-RISK SUPPLEMENTAL AID AS THE FUNDING APPLIED TO THE
22 CONVERTED SCHOOL BEFORE THE CONVERSION.

23 **SECTION 3.** In Colorado Revised Statutes, 22-30.5-112.2, **add**
24 (4) as follows:

25 **22-30.5-112.2. Charter schools - at-risk supplemental aid -**

1 **definitions - legislative declaration.** (4) NOTWITHSTANDING ANY
2 PROVISION OF THIS SECTION TO THE CONTRARY, AT-RISK SUPPLEMENTAL
3 AID FOR A DISTRICT CHARTER SCHOOL THAT CONVERTS FROM AN
4 INSTITUTE CHARTER SCHOOL PURSUANT TO SECTION 22-30.5-504 (10)
5 CONTINUES TO BE CALCULATED FOR THE CONVERTED SCHOOL PURSUANT
6 TO SECTION 22-30.5-513 AS THE FUNDING APPLIED TO THE CONVERTED
7 SCHOOL BEFORE THE CONVERSION.

8 **SECTION 4.** In Colorado Revised Statutes, 22-30.5-504, **add**
9 (10) (d) as follows:

10 **22-30.5-504. Institute chartering authority - institute charter**
11 **schools - exclusive authority - retention - recovery - revocation.**
12 (10) (d) IF AN INSTITUTE CHARTER SCHOOL CONVERTS TO A DISTRICT
13 CHARTER SCHOOL, THE AUTHORIZING SCHOOL DISTRICT SHALL CALCULATE
14 THE CONVERTED SCHOOL'S FUNDING, INCLUDING AT-RISK SUPPLEMENTAL
15 AID, AS IT WAS CALCULATED BEFORE THE CONVERSION USING THE
16 FORMULAS SPECIFIED IN SECTION 22-30.5-513.

17 **SECTION 5.** In Colorado Revised Statutes, 22-30.5-510, **add** (1)
18 (a.7) as follows:

19 **22-30.5-510. Institute charter school application - process -**
20 **rule-making.** (1) (a.7) IF A DISTRICT CHARTER SCHOOL CONVERTS TO AN
21 INSTITUTE CHARTER SCHOOL, THE INSTITUTE SHALL CALCULATE THE
22 CONVERTED SCHOOL'S FUNDING AS IT WAS CALCULATED BEFORE THE
23 CONVERSION USING THE APPLICABLE FORMULAS SPECIFIED IN PART 1 OF
24 THIS ARTICLE.

25 **SECTION 6.** In Colorado Revised Statutes, 22-30.5-513, **add**
26 (5.5) as follows:

27 **22-30.5-513. Institute charter schools - definitions - funding -**

1 **at-risk supplemental aid - legislative declaration.**

2 (5.5) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE
3 CONTRARY, IF A DISTRICT CHARTER SCHOOL CONVERTS TO AN INSTITUTE
4 CHARTER SCHOOL PURSUANT TO SECTION 22-30.5-510, THE CONVERTED
5 SCHOOL'S PER PUPIL REVENUES OR ADJUSTED PER PUPIL REVENUES,
6 WHICHEVER IS APPLICABLE, AND AT-RISK SUPPLEMENTAL AID CONTINUE
7 TO BE CALCULATED PURSUANT TO SECTION 22-30.5-112 OR 22-305-112.1,
8 WHICHEVER IS APPLICABLE, AND 22-30.5-112.2, AS THE FUNDING APPLIED
9 TO THE CONVERTED SCHOOL BEFORE THE CONVERSION.

10 **SECTION 7. Act subject to petition - effective date.** This act
11 takes effect at 12:01 a.m. on the day following the expiration of the
12 ninety-day period after final adjournment of the general assembly (August
13 10, 2016, if adjournment sine die is on May 11, 2016); except that, if a
14 referendum petition is filed pursuant to section 1 (3) of article V of the
15 state constitution against this act or an item, section, or part of this act
16 within such period, then the act, item, section, or part will not take effect
17 unless approved by the people at the general election to be held in
18 November 2016 and, in such case, will take effect on the date of the
19 official declaration of the vote thereon by the governor.