

Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 24-0703.01 Alana Rosen x2606

HOUSE BILL 24-1154

HOUSE SPONSORSHIP

Weinberg and McLachlan,

SENATE SPONSORSHIP

Bridges and Lundeen,

House Committees
Education

Senate Committees

A BILL FOR AN ACT

101 CONCERNING SCHOOL DISTRICT BOARDS' OF EDUCATION VOLUNTARY
102 INCLUSION OF INSTITUTE CHARTER SCHOOLS IN DISTRICT
103 BALLOT INITIATIVES TO CONTRACT WITH INSTITUTE CHARTER
104 SCHOOLS FOR BONDED INDEBTEDNESS.

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://leg.colorado.gov>.)

The bill allows a school district board of education (school district) to submit to the eligible electors of the district the question of contracting a bonded indebtedness for capital construction or land and facilities needs

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

of an institute charter school located within the school district if:

- The school district, in the school district's sole discretion, has approved support for the institute charter school's capital construction or land and facilities needs; and
- The school district has obtained security or assurances, if any, regarding its interest in the land or facilities of the institute charter school that the school district retains.

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

2 **SECTION 1. Legislative intent.** The intent of this act is to:

3 (1) Clarify and modify the law to allow a school district board of
4 education to voluntarily support institute charter school facilities located
5 within the school district; and

6 (2) Provide clear guidance to a school district board of education
7 that decides to voluntarily support institute charter school facilities
8 located within the school district.

9 **SECTION 2.** In Colorado Revised Statutes, 22-42-102, **amend**
10 (2)(a)(VIII); and **add** (2)(a)(VIII.5) as follows:

11 **22-42-102. Bonded indebtedness - elections.** (2) (a) The board
12 of education of any school district, at any regular biennial school election
13 or at a special election called for the purpose, shall submit to the eligible
14 electors of the district the question of contracting a bonded indebtedness
15 for one or more of the following purposes:

16 (VIII) For supporting A DISTRICT CHARTER SCHOOL'S charter
17 school capital construction, as defined in section 22-30.5-403 (4), or the
18 land and facilities needs of a DISTRICT charter school, as defined in
19 section 22-30.5-403 (3), without title or ownership of DISTRICT charter
20 school capital assets being held by the school district or ownership or use
21 restrictions BEING placed on the DISTRICT charter school by the school
22 district;

1 (VIII.5) FOR SUPPORTING AN INSTITUTE CHARTER SCHOOL'S
2 CHARTER SCHOOL CAPITAL CONSTRUCTION, AS DEFINED IN SECTION
3 22-30.5-403 (4), OR THE LAND AND FACILITIES NEEDS OF AN INSTITUTE
4 CHARTER SCHOOL, AS DEFINED IN SECTION 22-30.5-403 (5.5), BY
5 INCLUDING THE INSTITUTE CHARTER SCHOOL, LOCATED WITHIN THE
6 SCHOOL DISTRICT, IN A BOND ELECTION OR A MILL LEVY ELECTION
7 CONDUCTED PURSUANT TO SECTION 22-30.5-404 OR 22-30.5-405, WHICH
8 INCLUSION IS AUTHORIZED, NOTWITHSTANDING ANYTHING TO THE
9 CONTRARY IN SECTION 22-30.5-404 OR 22-30.5-405 IF:

10 (A) THE SCHOOL DISTRICT BOARD OF EDUCATION, IN THE SCHOOL
11 DISTRICT BOARD OF EDUCATION'S SOLE DISCRETION, HAS APPROVED
12 SUPPORT FOR THE INSTITUTE CHARTER SCHOOL'S CAPITAL CONSTRUCTION
13 OR LAND AND FACILITIES NEEDS; AND

14 (B) THE SCHOOL DISTRICT BOARD OF EDUCATION HAS OBTAINED
15 SECURITY OR ASSURANCES, IF ANY, REGARDING INTEREST IN THE LAND OR
16 FACILITIES OF THE INSTITUTE CHARTER SCHOOL THAT THE SCHOOL
17 DISTRICT RETAINS.

18 **SECTION 3. Act subject to petition - effective date.** This act
19 takes effect at 12:01 a.m. on the day following the expiration of the
20 ninety-day period after final adjournment of the general assembly; except
21 that, if a referendum petition is filed pursuant to section 1 (3) of article V
22 of the state constitution against this act or an item, section, or part of this
23 act within such period, then the act, item, section, or part will not take
24 effect unless approved by the people at the general election to be held in
25 November 2024 and, in such case, will take effect on the date of the
26 official declaration of the vote thereon by the governor.