



**Legislative Council Staff**

*Nonpartisan Services for Colorado's Legislature*

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**Final Fiscal Note**

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**Drafting Number:** LLS 21-0876 **Date:** July 28, 2021  
**Prime Sponsors:** Sen. Moreno; Lundeen **Bill Status:** Signed into Law  
Rep. Sirota; Larson **Fiscal Analyst:** Josh Abram | 303-866-3561  
Josh.Abram@state.co.us

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**Bill Topic:** **PUBLIC SCHOOL AIR QUALITY IMPROVEMENT GRANTS**

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**Summary of Fiscal Impact:**

<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> Local Government
<input checked="" type="checkbox"/> State Transfer	<input checked="" type="checkbox"/> School District

The bill transfers \$10.0 million from the General Fund for the BEST school capital construction program and appropriates these funds for air quality improvement grants in the current FY 2020-21 and potentially in FY 2021-22.

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**.Appropriation Summary:** In the current FY 2020-21, the bill includes an appropriation of \$10.0 million to the Colorado Department of Education.

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**Fiscal Note Status:** The fiscal note reflects the enacted bill.

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**Table 1**  
**State Fiscal Impacts Under SB 21-202**

		<b>Current Year FY 2020-21</b>	<b>Budget Year FY 2021-22*</b>	<b>Out Year FY 2022-23</b>
<b>Revenue</b>			-	-
<b>Expenditures*</b>	Cash Funds	\$10,000,000	-	-
<b>Transfers</b>	General Fund	(\$10,000,000)	-	-
	Cash Funds	\$10,000,000	-	-
	<b>Net Transfer</b>	<b>\$0</b>	-	-
<b>TABOR Refund</b>			-	-

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*\*Any remaining money not expended as of July 1, 2021 may be spent in FY 2021-22.*

## **Summary of Legislation**

In the current FY 2020-21, the bill transfers \$10.0 million from the General Fund to the Public School Capital Construction Assistance Fund, and appropriates this money to the Colorado Department of Education (CDE) for use by the Public School Capital Construction Assistance Board and the Building Excellent Schools Today (BEST) program.

The board must use the appropriation to provide grants for public school air quality improvement projects. The board must prioritize grant awards for applicants with the lowest matching money percentage, and may not issue grants as reimbursement for air quality improvement projects funded or completed before April 1, 2021.

The board has the sole power to make grants from this appropriation, and is not required to obtain the approval of the State Board of Education or any other entity before making air quality improvement grants. CDE must present information on the grants at the department's 2022 SMART Act hearing.

## **State Transfers**

In the current FY 2020-21, the bill transfers \$10.0 million from the General Fund to the Public School Capital Construction Assistance Fund.

## **State Expenditures**

The \$10.0 million appropriation will be disbursed as grants during the current FY 2020-21, with any remaining funding spent in FY 2021-22. Workload will increase for CDE to distribute additional grants; this increase does not require additional appropriations.

## **School District**

School districts and charter schools may be eligible to receive funding from the BEST program for the acquisition, repair, maintenance, or upgrading of portable high-efficiency particulate air fans or filtration systems.

## **Effective Date**

The bill was signed into law by the Governor and took effect on June 16, 2021.

## **State Appropriations**

For the current FY 2020-21, the bill includes an appropriation of \$10.0 million to the Colorado Department of Education from the Public School Capital Construction Assistance Fund. Any money not expended prior to July 1, 2021, is further appropriated for FY 2021-22.

## **State and Local Government Contacts**

Education