

Second Regular Session  
Seventy-first General Assembly  
STATE OF COLORADO

DRAFT  
1.22.18

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LLS NO. 18-0871.01 Jason Gelender x4330

COMMITTEE BILL

Capital Development Committee

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**BILL TOPIC: "BEST Fin Assistance Grant Application Reqmnts"**

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**A BILL FOR AN ACT**

101     **CONCERNING A REQUIREMENT THAT AN APPLICATION FOR A**  
102             **"BUILDING EXCELLENT SCHOOLS TODAY ACT" GRANT OF**  
103             **FINANCIAL ASSISTANCE FOR PUBLIC SCHOOL CAPITAL**  
104             **CONSTRUCTION INCLUDE A PLAN FOR THE FUTURE USE OR**  
105             **DISPOSITION OF ANY EXISTING PUBLIC SCHOOL FACILITY THAT**  
106             **THE APPLICANT WILL STOP USING FOR ITS CURRENT USE IF IT**  
107             **RECEIVES THE GRANT.**

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**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/>.)*

*Capital letters or bold & italic numbers indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.*

**Capital Development Committee.** Beginning with the state fiscal year 2019-20 grant cycle, the bill requires an application made to the public school capital construction assistance board under the "Building Excellent Schools Today Act" for a grant of financial assistance that is for either the construction of a new public school facility that will replace one or more existing public school facilities or the reconstruction or expansion of an existing public school facility to include a plan for the future use or disposition of any existing public school facility that the applicant will stop using for its current use if it receives the grant.

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

2           **SECTION 1.** In Colorado Revised Statutes, 22-43.7-109, amend  
3 (4) introductory portion; and add (4)(e.5) as follows:

4           **22-43.7-109. Financial assistance for public school capital**  
5 **construction - application requirements - evaluation criteria - local**  
6 **match requirements - technology grants - rules - definition.**

7 (4) Applications for financial assistance submitted to the board shall  
8 MUST be in a form prescribed by the board and shall MUST include:

9           (e.5) IF THE APPLICATION IS FOR FINANCIAL ASSISTANCE FOR STATE  
10 FISCAL YEAR 2019-20 OR FOR ANY SUBSEQUENT STATE FISCAL YEAR AND  
11 IS FOR EITHER THE CONSTRUCTION OF A NEW PUBLIC SCHOOL FACILITY  
12 THAT WILL REPLACE ONE OR MORE EXISTING PUBLIC SCHOOL FACILITIES OR  
13 THE RECONSTRUCTION OR EXPANSION OF AN EXISTING PUBLIC SCHOOL  
14 FACILITY AND IF THE APPLICANT WILL STOP USING AN EXISTING PUBLIC  
15 SCHOOL FACILITY FOR ITS CURRENT USE IF IT RECEIVES THE GRANT, THE  
16 APPLICANT'S PLAN FOR THE FUTURE USE OR DISPOSITION OF THE EXISTING  
17 PUBLIC SCHOOL FACILITY AND THE ESTIMATED COST OF IMPLEMENTING  
18 THE PLAN.

19           **SECTION 2. Act subject to petition - effective date.** This act  
20 takes effect at 12:01 a.m. on the day following the expiration of the

1 ninety-day period after final adjournment of the general assembly (August  
2 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a  
3 referendum petition is filed pursuant to section 1 (3) of article V of the  
4 state constitution against this act or an item, section, or part of this act  
5 within such period, then the act, item, section, or part will not take effect  
6 unless approved by the people at the general election to be held in  
7 November 2018 and, in such case, will take effect on the date of the  
8 official declaration of the vote thereon by the governor.