

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

BILL 2

LLS NO. 17-0129.01 Jason Gelender x4330

COMMITTEE BILL

**Committee on Cost-benefit Analysis of
Legalized Marijuana in Colorado**

A BILL FOR AN ACT

101 **CONCERNING THE EVALUATION OF APPLICATIONS FOR FINANCIAL**
102 **ASSISTANCE UNDER THE "BUILDING EXCELLENT SCHOOLS**
103 **TODAY ACT".**

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/bills summaries>.)

Committee on Cost-benefit Analysis of Legalized Marijuana in Colorado. The bill requires the public school capital construction assistance board, when evaluating applications for financial assistance under the "Building Excellent Schools Today Act" (BEST), to consider the extent to which retail marijuana excise tax revenue credited to the

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.

public school capital construction assistance fund is derived from each county of the state. The bill also defines the term "technology" for purposes of the existing statute that gives high priority to BEST applications for projects that are designed to incorporate technology into the educational environment to include hardware, devices, or equipment necessary for individual student learning and classroom instruction, including access to electronic instructional materials, or necessary for professional use by a classroom teacher. For additional clarification, the definition of "capital construction" used for purposes of BEST is amended to include "technology", as defined in the bill.

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-43.7-103, **amend**
3 (6) as follows:

4 **22-43.7-103. Definitions.** As used in this article, unless the
5 context otherwise requires:

6 (6) "Capital construction" has the same meaning as set forth in
7 section 24-30-1301 (2); ~~C.R.S.~~; EXCEPT THAT THE TERM ALSO INCLUDES
8 TECHNOLOGY, AS DEFINED IN SECTION 22-43.7-109 (5)(a)(I)(B).

9 **SECTION 2.** In Colorado Revised Statutes, 22-43.7-107, **amend**
10 (2)(b) as follows:

11 **22-43.7-107. Public school facility construction guidelines -**
12 **establishment by board - use.** (2) The public school facility
13 construction guidelines shall identify and describe the capital
14 construction, renovation, and equipment needs in public school facilities
15 and means of addressing those needs that will provide educational and
16 safety benefits at a reasonable cost. In preparing the guidelines, the board
17 shall address the following considerations:

18 (b) Technology, including but not limited to telecommunications
19 and internet connectivity technology, ~~and~~ technology for individual
20 student learning and classroom instruction, AND TECHNOLOGY, AS

1 DEFINED IN SECTION 22-43.7-109 (5)(a)(I)(B);

2 **SECTION 3.** In Colorado Revised Statutes, 22-43.7-109, **amend**
3 (5) introductory portion and (5)(a)(I) as follows:

4 **22-43.7-109. Financial assistance for public school capital**
5 **construction - application requirements - evaluation criteria - local**
6 **match requirements - rules - definition.** (5) The board, taking into
7 consideration the financial assistance priority assessment conducted
8 pursuant to section 22-43.7-108 AND THE EXTENT TO WHICH RETAIL
9 MARIJUANA EXCISE TAX REVENUE CREDITED TO THE ASSISTANCE FUND
10 PURSUANT TO SECTION 22-43.7-104 (2)(d) IS DERIVED FROM EACH COUNTY
11 OF THE STATE, shall prioritize applications that describe public school
12 facility capital construction projects deemed eligible for financial
13 assistance based on the following criteria, in descending order of
14 importance:

15 (a) (I) (A) Projects that will address safety hazards or health
16 concerns at existing public school facilities, including concerns relating
17 to public school facility security, and projects that are designed to
18 incorporate technology into the educational environment.

19 (B) AS USED IN THIS SUBSECTION (5)(a)(I), "TECHNOLOGY" MEANS
20 HARDWARE, DEVICES, OR EQUIPMENT NECESSARY FOR INDIVIDUAL
21 STUDENT LEARNING AND CLASSROOM INSTRUCTION, INCLUDING ACCESS
22 TO ELECTRONIC INSTRUCTIONAL MATERIALS, OR NECESSARY FOR
23 PROFESSIONAL USE BY A CLASSROOM TEACHER.

24 **SECTION 4. Applicability.** This act applies to applications for
25 financial assistance considered by the public school capital construction
26 assistance board on or after the effective date of this act.

27 **SECTION 5. Safety clause.** The general assembly hereby finds,

- 1 determines, and declares that this act is necessary for the immediate
- 2 preservation of the public peace, health, and safety.