

CHAPTER 264

APPROPRIATIONS

SENATE BILL 95-177

BY SENATORS Lacy, Blickensderfer, Rizzuto, and Perlmutter;
also REPRESENTATIVES Grampas, Owen, Romero, Hernandez, Lyle, Musgrave, Sullivant, Swenson, and Tool.

AN ACT

CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF EDUCATION.

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

SECTION 1. Part IV of section 2 of chapter 354, Session Laws of Colorado 1994, is amended to read:

SECTION 2. Appropriation.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

Appropriations

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

**PART IV
DEPARTMENT OF EDUCATION**

(1) DEPARTMENT AND LIBRARY ADMINISTRATION ^{18,19}

Administration	6,155,537	5,039,812		102,149 ^a	1,013,576 (T) ^b	
Salary Survey, Anniversary Increases and Shift						
Differential	256,589	243,118		13,471 ^c		
ADP Capital Outlay	323,000	225,800		10,125 ^c		87,075
Office of Professional Services	1,302,321 1,320,321			1,243,450 ^e 953,542 ^c	58,871 ^d 366,779 ^d	
Alternative Teacher Certification	150,000				150,000 ^e	
Telecommunications Program	100,453	100,453				
Library Materials	63,899	63,899				
Adult Literacy Program	5,000				5,000 ^f	
Library for the Blind and the Physically Handicapped, Maintenance and						

Capitol Complex				
Leased Space	332,707	146,392	23,289 ^c	163,026
Utilities	65,000	65,000		
Computer Information				
Network	<u>50,000</u>		50,000 ^g	
		8,804,506		
		8,822,506		

^a Of this amount, \$57,669 shall be from the Educator Licensure Cash Fund pursuant to Section 22-60.5-112, C.R.S., \$35,480 shall be from the Public School Income Fund

pursuant to Section 22-2-112(1)(i), C.R.S., and \$9,000 shall be from General Education Development Program fees.

^b Of this amount, \$761,741 shall be from indirect cost recoveries, \$130,224 shall be from the public school transportation appropriation, \$64,071 shall be from the public school finance total program appropriation, and \$57,540 shall be from the Division of Wildlife.

^c These amounts shall be from the Educator Licensure Cash Fund pursuant to Section 22-60.5-112, C.R.S.

^d This amount shall be from reserves in the Teacher Certification Cash Fund pursuant to 22-60-106, C.R.S.

^e This amount shall be from the Minority Alternative Teacher Fund which is comprised of grants and donations.

^f This amount shall be from the Adult Literacy Cash Fund which is comprised of grants and donations.

^g This amount shall be from grants and donations.

(2) DISTRIBUTIONS

Regional Systems	1,687,973	1,687,973
Colorado Reference		
Center	1,138,689	1,138,689
Interlibrary Loan	162,006	162,006
County Equalization	134,114	134,114
Emeritus Retirement	500,410	500,410

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			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Boards of Cooperative Services	402,072		402,072				
Special Contingency	170,000		170,000				
Reserve	2,200,000		2,200,000				
	3,305,539		3,305,539				
Public Schools of Choice	300,000					300,000 (T) ^a	
Comprehensive Health Education	<u>300,000</u>					300,000 (T) ^b	
		6,593,192					
		7,600,393					

^a This amount shall be from the Public Schools of Choice Fund.

^b This amount shall be from the Comprehensive Health Education Fund.

(3) PUBLIC SCHOOL FINANCE

Total					
Program ^{20, 20a}	1,444,249,814		1,395,445,319	14,800,000 ^a	34,004,495 ^b
	1,416,475,360		1,393,945,319	7,525,546 ^a	15,004,495 ^b
Public School					

Transportation	33,760,204	32,760,204	1,000,000 (L) ^f	
	35,260,204	32,826,173	2,434,031 (L) ^e	
English Language				
Proficiency	3,139,180	2,601,598	242,582 (T) ^d	295,000
Education of				
Exceptional Children ²¹	<u>89,252,605</u>	56,389,983	336,000 ^e	32,526,622
	1,570,401,803			
	1,544,127,349			

^a This amount shall be from school lands moneys.

^b Of this amount, ~~\$10,200,000~~ \$5,004,495 shall be from school lands moneys derived from property sales, ~~\$20,000,000~~ AND \$10,000,000 shall be from federal mineral leasing

~~revenues, and \$3,804,495 shall be from reserves in school lands and federal mineral lease revenues.~~

^c This amount represents an estimate of categorical program support funds to be replaced with local property tax revenue pursuant to Section 22-44-103.5(2)(c)(III), C.R.S., and pursuant to Section ~~22-53-114(4)(a)~~; 22-54-107(2), C.R.S.

^d This amount shall be from federal funds appropriated in the Department of Human Services.

^e Of this amount, \$281,000(T) shall be from federal funds appropriated in the Department of Human Services, and \$55,000 shall be from a private grant.

(4) APPROPRIATED SPONSORED PROGRAMS

Sponsored Programs ²²	137,256,941	661,020 ^a	2,146,197 ^b	134,449,724
Elementary and Secondary				
Education Block Grant	<u>5,644,149</u>			5,644,149
	142,901,090			

^a This amount shall be from fees and charges for workshops, conferences, training programs, and seminars.

^b Of this amount, \$225,801(T) shall be from funds appropriated in the Department of Corrections, \$1,307,000(T) shall be from federal funds appropriated in the

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Department of Human Services, \$159,138(T) shall be from federal funds appropriated in the Department of Public Safety, \$8,000(T) shall be from federal funds appropriated in the Department of Transportation, and \$446,258 shall be from miscellaneous grants and donations.

(5) SCHOOL FOR THE DEAF AND THE BLIND

(A) School Operations²³

Personal Services	5,678,086					
	(144.3 FTE)					
Exempt Staff Salary						
Increases	65,548					
Operating Expenses	308,645					
Utilities	<u>225,265</u>					
	6,277,544	5,268,935			1,008,609 (T) ^a	
		5,352,742			924,802 (T) ^a	

^a Of this amount, ~~\$924,500~~ \$840,693 shall be from the public school finance total program appropriation, and \$84,109 shall be from federal Child Nutrition Act funds appropriated in Sponsored Programs.

(B) Special Purpose

Fees and Conferences	67,500
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Summer Olympics			
Housing	10,000		
Grants	470,806		
	<u>(7.7 FTE)</u>		
	548,306	77,500 ^a	470,806 (T) ^b

^a Of this amount, \$67,500 shall be from fees and charges for workshops and conferences, and \$10,000 shall be from housing reimbursements.

^b This amount shall be from miscellaneous federal funds appropriated elsewhere in Sponsored Programs.

6,825,850

TOTALS PART IV

(EDUCATION)⁸	\$1,735,526,441	\$1,504,343,705	\$16,931,004	\$41,086,136 [*]	\$173,165,596
	<u>\$1,710,277,188</u>	<u>\$1,504,000,682</u>	<u>\$9,366,642</u>	<u>\$23,744,268</u> ^a	

^a Of this amount, ~~\$5,316,512~~ \$5,232,705 contains a (T) notation, and ~~\$1,000,000~~ \$2,434,031 contains an (L) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

⁸ (Governor lined through this provision. See L. 94, p. 2992.)

¹⁸ Department of Education, Department and Library Administration -- The Department is expected to submit its FY 1995-96 budget request to the Office of State Planning and Budgeting for review in accordance with Sections 24-37-301 and 24-1-110, C.R.S. It is expected that the Department's budget request receive the same scrutiny as other budget requests by the Office of State Planning and Budgeting and that the Department's request for General Fund moneys, as approved by the Governor, be included in the total General Fund request for all departments for FY 1995-96.

¹⁹ Department of Education, Department and Library Administration -- The State Board of Education is encouraged to consider requiring local school districts to provide achievement testing materials pursuant to Section 22-53-205(1), C.R.S., from funds

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appropriated for minimum equalization. For FY 1994-95, pursuant to Sections 22-53-205(2)(a) and 22-53-408(1), C.R.S., the State Board of Education is requested to use moneys which previously funded achievement testing materials to fund the state's costs to implement part 4 of article 53 of title 22, Colorado Revised Statutes. The Board is also encouraged to consider using state funds which in prior years were allocated for achievement testing materials to instead provide curricular assistance to the local school districts.

- 20 Department of Education, Public School Finance, Total Program -- The minimum state aid for FY 1994-95 is established at \$73.76 per student.
- 20a Department of Education, Public School Finance, Total Program -- The Department is requested to report to the Joint Budget Committee by January 1, 1995, on the extent of implementation of preschool programs and, as part of such report, is requested to report the extent of private sector participation by type of preschool program pursuant to Section 22-28-109, C.R.S.
- 21 Department of Education, Public School Finance, Education of Exceptional Children -- It is the intent of the General Assembly that \$1 million of this appropriation be allocated by the Department to school districts to fund programs for gifted and talented students.
- 22 Department of Education, Appropriated Sponsored Programs, Sponsored Programs -- It is the intent of the General Assembly that no less than 98% of the funds received be distributed or used by the Department for the actual provision of pupil services and that no more than the remaining 2% be spent by the Department for administrative expenses.
- 23 Department of Education, School for the Deaf and the Blind, School Operations -- This appropriation is based on an estimated enrollment of 215 students at the Colorado School for the Deaf and the Blind. It is the intent of the General Assembly that enrollment at the school not significantly exceed 215 students. The Department is requested to report annually to the Joint Budget Committee any variance from this enrollment count.

SECTION 2. Section 59 of chapter 154, Session Laws of Colorado 1994, is repealed as follows:

SECTION 59. Appropriation for total program in 1994 long bill - adjustment - legislative intent. ~~(1) For the implementation of the amendment made in this act to section 22-51-104 (2), Colorado Revised Statutes, appropriations made in the annual general appropriation act to the department of education for the fiscal year beginning July 1, 1994, shall be adjusted as follows:~~

~~(a) The general fund appropriation for public school finance, total program, is decreased by one million five hundred thousand dollars (\$1,500,000); and~~

~~(b) The general fund appropriation for public school finance, public school transportation, is increased by one million five hundred thousand dollars (\$1,500,000).~~

~~(2) Of the appropriation made in the annual general appropriation act for public school finance, total program, an amount equal to two million dollars (\$2,000,000) shall be set aside by the department to be used to make additional state aid payments pursuant to section 22-54-115 (1), Colorado Revised Statutes, which may result from the adjustment of state aid payments following the certification of the pupil enrollments and valuations for assessment to the state board.~~

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: March 29, 1995