

CHAPTER 290

APPROPRIATIONS

SENATE BILL 97-178

BY SENATORS Lacy, Blickensderfer, Rizzuto, and Arnold;
also REPRESENTATIVES Grampas, Owen, Romero, Gotlieb, Reeser, Udall, and S. Williams.

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 III of section 2 of chapter 324, Session Laws of Colorado 1996, 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.

CHAPTER 290

APPROPRIATIONS		APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
SUBTOTAL	TOTAL	\$	\$	\$	\$	\$
SENATE BILL 97-178						
BY SENATORS Lacy, Blickensderfer, Rizzuto, and Arnold; also REPRESENTATIVES Grampas, Owen, Romero, Gotlieb, Reeser, Udall, and S. Williams						
PART III						
DEPARTMENT OF EDUCATION						
(1) SCHOOL DISTRICT AND LIBRARY ASSISTANCE^{17, 18}						
Administration	6,928,330	5,953,162		94,711 ^a	880,477(T)^b	
		6,028,162			805,477(T) ^b	
ONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF EDUCATION.						
SICK AND ANNUAL PAYOUTS	102,976				102,976(T) ^f	
Salary Survey, Anniversary						
<i>Be it enacted by the General Assembly of the State of Colorado:</i>						
Differential	205,771	192,745		13,026 ^c		
Office of Professional						
Program	102,999	102,999				
SECTION 1. Part III of section 72 of chapter 324, Session Laws of Colorado 1996 is amended to read:						
Section 2 Appropriation.	63,899	63,899				
Library for the Blind and the Physically Handicapped,						
Maintenance and Utilities	45,000	45,000				
Capitol Complex Leased						
Space	339,062	149,188		23,734 ^c		166,140
Automated Data Exchange	648,333				648,333(T) ^d	

AN ACT

Access Colorado Library			
Information Network	<u>257,950</u>		237,950
		10,073,240	20,000 ^e
		10,176,216	

^a Of this amount, \$50,231 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, ~~\$617,615~~ \$542,615 shall be from indirect cost recoveries, \$133,647 shall be from Public School Transportation, \$66,326 shall be from Total Program, and \$62,889 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 Total Program.

^e This amount shall be from grants and donations.

^f THIS AMOUNT SHALL BE FROM INDIRECT COST RECOVERIES.

(2) DISTRIBUTIONS

Regional Systems	1,850,654		1,850,654
Colorado Reference Center	1,251,785		1,251,785
Interlibrary Loan	162,006		162,006
County Equalization	134,114		134,114
Emeritus Retirement	318,866		318,866
	263,809		263,809
Boards of Cooperative Services	170,000		170,000
Special Contingency Reserve ¹⁹	2,200,000		2,200,000
Public Schools of Choice	500,000		200,000
Comprehensive Health Education ²⁰	<u>600,000</u>		300,000
		7,187,425	300,000(T) ^a
		7,132,368	300,000(T) ^a

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Appropriations

Appropriations

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(3) PUBLIC SCHOOL FINANCE						
Total Program ^{21, 22, 23, 24}	1,642,666,609 1,644,070,885	1,592,150,459 1,593,554,735		15,281,800^a 8,378,100 ^a	35,234,350^b 42,138,050 ^b	
Public School						
Transportation	36,187,227 36,975,870	35,187,227			1,000,000(L)^c 1,788,643(L) ^c	
English Language Proficiency ²⁵	3,155,295	2,601,598			244,430(T) ^d	309,267
Special Education - Children with Disabilities	102,498,424	64,673,288			311,800(T) ^e	37,513,336
Special Education - Gifted and Talented Children ²⁶	<u>4,000,000</u>	4,000,000				
	1,788,507,555 1,790,700,474					

^a These amounts shall be from funds originally appropriated to Public School Finance, Total Program.

^a This amount shall be from ~~school lands moneys~~ RENTAL INCOME EARNED ON STATE TRUST LANDS.

^b Of this amount, ~~\$9,934,350~~ \$15,233,790 shall be from ~~school lands moneys derived from property sales~~, INTEREST EARNED ON MONEYS IN THE PUBLIC SCHOOL FUND, ~~\$18,800,000~~ \$19,730,000 shall be from federal mineral leasing revenues, and ~~\$6,500,000~~ \$7,174,260 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 22-54-107, C.R.S.

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

^e Of this amount, \$261,800 shall be from federal funds appropriated in the Office of the Governor, and \$50,000 shall be from federal funds appropriated in the Department of Human Services.

(4) APPROPRIATED SPONSORED PROGRAMS

Sponsored Programs ²⁷	133,308,569	804,464 ^a	768,224 ^b	131,735,881
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^a This amount shall be from fees and charges for workshops, conferences, training programs, and seminars.

^b Of this amount, \$297,000(T) shall be from the Department of Human Services, \$111,375(T) shall be from the Office of the Governor, \$43,787(T) shall be from the Department of Public Safety, Division of Criminal Justice, and \$316,062 shall be from various grants and donations.

(5) SCHOOL FOR THE DEAF AND THE BLIND

(A) School Operations²⁸

Personal Services	6,154,495			
	(147.2 FTE)			
Exempt Staff -				
Salary Survey and				
Anniversary Increases	121,684			
Operating Expenses	313,769			
Utilities	<u>225,265</u>			
	6,815,213	5,847,642	967,571(T) ^a	

^a Of this amount, \$883,642 shall be from Total Program, 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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Appropriations

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Summer Olympics Housing	10,000					
Grants	470,806					
(6.3 FTE)						
<u>548,306</u>				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 various federal funds in Appropriated Sponsored Programs.

7,363,519

**TOTALS PART III
(EDUCATION)^{2,3}**

<u>\$1,946,440,308</u>	<u>\$1,717,792,582</u>	<u>\$17,777,111</u>	<u>\$41,145,991^a</u>	\$169,724,624
<u>\$1,948,681,146</u>	<u>\$1,719,216,801</u>	<u>\$10,873,411</u>	<u>\$48,866,310^a</u>	

^a Of this amount, ~~\$4,575,579~~ \$4,603,555 contains a (T) notation, and ~~\$1,000,000~~ \$1,788,643 contains an (L) notation.

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

2 (Governor lined through this provision. See L. 96, p. 2243.)

- 3 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly.
- 17 Department of Education, School District and Library Assistance -- The Department is requested to submit its FY 1997-98 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 1997-98.
- 18 Department of Education, School District and Library Assistance -- It is the intent of the General Assembly that the Department submit a zero- based budget request for FY 1997-98. The Department is requested to submit an outline of its zero-based budget request by July 1, 1996, a draft of its zero-based budget request by September 1, 1996, and a final zero-based budget request by November 1, 1996.
- 19 Department of Education, Distributions, Special Contingency Reserve -- It is the intent of the General Assembly that the State Board of Education utilize the assistance of the Division of Property Taxation in the Department of Local Affairs in making a determination of school district requests for payment from the contingency reserve fund prior to approving payments from the fund.
- 20 Department of Education, Distributions, Comprehensive Health Education -- It is the intent of the General Assembly that all funds appropriated from the comprehensive health education fund adhere to the provisions of Section 22-25-104 (6), C.R.S., and all relevant rules and regulations promulgated by the State Board of Education.
- 21 Department of Education, Public School Finance, Total Program -- The minimum state aid for FY 1996-97 is established at \$68.73 per student.
- 22 Department of Education, Public School Finance, Total Program -- The Department is requested to report to the Joint Budget Committee by January 1, 1997, on the extent of implementation of preschool programs and, as part of such report, is requested to report on the extent of private sector participation by type of preschool program pursuant to Section

Appropriations

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

22-28-109, C.R.S.

- 23 Department of Education, Public School Finance, Total Program -- It is the intent of the General Assembly that no less than 95 percent of the moneys available to or through the Colorado preschool program shall be used for the provision of preschool services directly to children enrolled under the Colorado preschool program, nor shall any moneys made available to or through the Colorado preschool program be committed, used, or diverted to any other program or use.
- 24 (Governor lined through this provision. See L. 96, p. 2245.)
- 25 Department of Education, Public School Finance, English Language Proficiency -- Pursuant to Section 22-24-106 (1) (c), C.R.S., the Department is requested to submit a report to the Joint Budget Committee by November 1, 1996, on the effectiveness of the English Language Proficiency program, including the effectiveness of the program in each participating district. The report should include, but not be limited to, English Language Proficiency test results and achievement test results of students certified by the districts, identification and assessment techniques and problems, recommendations for improving the effectiveness of the program, and such other data as the Department deems to be significant in evaluating the effectiveness of the program.
- 26 Department of Education, Public School Finance, Special Education - Gifted and Talented Children -- The Department is requested to submit a report to the Joint Budget Committee and the House and Senate Education Committees by November 1, 1996, on the use of moneys appropriated for gifted and talented programs. The report should include, but not be limited to, the amount and use of moneys distributed for each of the purposes outlined in Section 22-20-104.5, C.R.S., the number

of approved gifted and talented programs, the number of students served in each of these approved programs, and the types of services provided with the appropriation.

27 (Governor lined through this provision. See L. 96, p. 2245.)

28 Department of Education, School for the Deaf and the Blind, School Operations -- This appropriation is based on an estimated enrollment of 232 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 232 students. The Department is requested to report annually to the Joint Budget Committee on any variance from this enrollment count.

SECTION 2. Section 31 of chapter 291, Session Laws of Colorado 1996, is amended to read:

Section 31. **Appropriation to department of education in 1996 long bill - adjustment.** (1) For the implementation of this act, appropriations made in the annual general appropriation act to the department of education for the fiscal year beginning July 1, 1996, shall be adjusted as follows:

(a) ~~The cash fund appropriation for public school finance, total program, is increased by one million two hundred twenty-five thousand six hundred eighty-four dollars (\$1,225,684); and~~

(b) The cash fund exempt appropriation for public school finance, total program, is increased by ~~one million eight hundred thirty-eight thousand five hundred twenty-six dollars (\$1,838,526)~~ THREE MILLION SIXTY-FOUR THOUSAND TWO HUNDRED TEN DOLLARS (\$3,064,210).

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 13, 1997