

CHAPTER 173

EDUCATION - PUBLIC SCHOOLS

SENATE BILL 01-123

BY SENATOR(S) Anderson, Lamborn, Linkhart, Reeves, Taylor, Windels, Evans, and Matsunaka;
also REPRESENTATIVE(S) Young, Miller, Bacon, Boyd, Coleman, Mace, Ragsdale, Vigil, Weddig, and Williams S.

AN ACT

CONCERNING THE REQUIRED EXPENDITURE OF A PORTION OF A SCHOOL DISTRICT'S PER PUPIL OPERATING REVENUE FOR THE SCHOOL DISTRICT'S PRESCHOOL PROGRAM.

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

SECTION 1. 22-54-105, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

22-54-105. Instructional supplies and materials - capital reserve and insurance reserve - at-risk funding - preschool funding. (4) FOR THE 2001-02 BUDGET YEAR AND ANY BUDGET YEAR THEREAFTER, EVERY DISTRICT PARTICIPATING IN THE STATE PRESCHOOL PROGRAM PURSUANT TO ARTICLE 28 OF THIS TITLE SHALL BUDGET AN AMOUNT EQUAL TO THE DISTRICT'S PER PUPIL OPERATING REVENUES MULTIPLIED BY THE DISTRICT'S PRESCHOOL ENROLLMENT AS DEFINED IN SECTION 22-54-103 (10) (c). SUCH BUDGETED AMOUNT SHALL BE ALLOCATED TO THE PRESCHOOL PROGRAM FUND CREATED IN SECTION 22-45-103 (1) (g) AND EXPENDED IN ACCORDANCE WITH SAID PARAGRAPH (g). ANY MONEYS IN THE FUND THAT ARE NOT PROJECTED TO BE EXPENDED DURING A BUDGET YEAR SHALL BE BUDGETED FOR THE DISTRICT'S PRESCHOOL PROGRAM IN THE NEXT BUDGET YEAR.

SECTION 2. 22-45-103 (1), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

22-45-103. Funds. (1) The following funds are created for each school district for purposes specified in this article:

(g) **Preschool program fund.** MONEYS ALLOCATED PURSUANT TO SECTION 22-54-105 (4) SHALL BE DEPOSITED IN THE PRESCHOOL PROGRAM FUND OF THE DISTRICT. IN ADDITION, ANY OTHER MONEYS OF THE DISTRICT THAT MAY BE USED TO

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

PAY THE COSTS OF PROVIDING PRESCHOOL SERVICES DIRECTLY TO CHILDREN ENROLLED IN THE DISTRICT'S PRESCHOOL PROGRAM PURSUANT TO ARTICLE 28 OF THIS TITLE MAY BE DEPOSITED IN THE PRESCHOOL PROGRAM FUND OF THE DISTRICT. EXPENDITURES FROM THE FUND SHALL ONLY BE MADE TO PAY THE COSTS OF PROVIDING PRESCHOOL SERVICES DIRECTLY TO CHILDREN ENROLLED IN THE DISTRICT'S PRESCHOOL PROGRAM PURSUANT TO ARTICLE 28 OF THIS TITLE. SUCH COSTS SHALL INCLUDE TEACHER AND PARAPROFESSIONAL SALARIES AND BENEFITS, SUPPLIES AND MATERIALS, HOME VISITS, THE ENTIRE COST OF ANY PRESCHOOL PROGRAM CONTRACTED SERVICES, THE COSTS OF SERVICES PROVIDED BY A DISTRICT TO CHILDREN ENROLLED IN THE DISTRICT'S PRESCHOOL PROGRAM OR THEIR PARENTS, ANY ASSOCIATED PROFESSIONAL DEVELOPMENT ACTIVITIES, COSTS THAT A DISTRICT WOULD NOT OTHERWISE HAVE INCURRED BUT FOR THE SERVICES PROVIDED IN CONJUNCTION WITH THE PRESCHOOL PROGRAM, AND A REASONABLE ALLOCATION OF DISTRICT OVERHEAD COSTS NOT TO EXCEED FIVE PERCENT OF SUCH OVERHEAD COSTS. ANY MONEYS REMAINING IN THE FUND AT THE END OF ANY FISCAL YEAR SHALL REMAIN IN THE FUND.

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: May 23, 2001