

CHAPTER 403

EDUCATION - PUBLIC SCHOOLS

HOUSE BILL 07-1238

BY REPRESENTATIVE(S) White, Buescher, Pommer, Butcher, Labuda, Massey, Merrifield, Stafford, Summers, and Todd;
also SENATOR(S) Tapia, Keller, Johnson, Groff, Tochtrop, and Tupa.

AN ACT

CONCERNING MODIFICATIONS TO THE STATE PUBLIC SCHOOL TRANSPORTATION FUND IN ORDER TO INCREASE THE STATE EDUCATION FUND APPROPRIATION FOR THE 2006-07 FISCAL YEAR FOR SMALL ATTENDANCE CENTER AID.

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

SECTION 1. 22-51-103 (2), Colorado Revised Statutes, is amended, and the said 22-51-103 is further amended BY THE ADDITION OF A NEW SUBSECTION, to read:

22-51-103. Creation of the public school transportation fund. (2) For the 2006-07 budget year and each budget year thereafter, the net amount recovered by the department of education during the applicable budget year pursuant to section 22-51-105 as overpayments made to school districts and the state charter school institute shall be transferred to the state treasurer for deposit in the public school transportation fund. Such amount shall be available for appropriation to the department in THE BUDGET YEAR IN WHICH THE TRANSFERS ARE MADE OR IN subsequent budget years.

(3) ANY APPROPRIATION MADE FROM THE PUBLIC SCHOOL TRANSPORTATION FUND FROM MONEYS DEPOSITED IN THE FUND PURSUANT TO SUBSECTION (2) OF THIS SECTION SHALL NOT BE INCLUDED IN THE CALCULATION OF TOTAL STATE FUNDING FOR ALL CATEGORICAL PROGRAMS AS DEFINED IN SECTION 22-55-102 (19).

SECTION 2. Part III (2) (B) (II) and the affected totals of section 2 of chapter 394, Session Laws of Colorado 2006, are 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.

 APPROPRIATION FROM

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

**PART III
DEPARTMENT OF EDUCATION**

(2) ASSISTANCE TO PUBLIC SCHOOLS**(B) Categorical Programs^a****(II) Other Categorical Programs**

Public School

Transportation	42,940,625	38,079,601			4,861,024^a 4,861,024 ^d	
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Transfer to the
Department of Higher
Education for
Distribution of State
Assistance for

Vocational Education	20,635,922	18,349,048			2,286,874 ^b	
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Special Education - Gifted and Talented Children	7,808,744	7,050,000			758,744 ^b	
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Expelled and At-risk Student Services Grant Program	6,285,171	5,788,807			496,364 ^b	
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Small Attendance Center Aid	890,777 961,817	834,479			56,298^a 127,338 ^b	
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Comprehensive Health			
Education	<u>600,000</u>	300,000	300,000 ^a
	<u>79,161,239</u>		
	79,232,279		

^a Of this amount, \$16,380,950 shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution, and \$98,000(T) shall be from federal funds appropriated in the Department of Human Services.

^b These amounts shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution.

^c This amount shall be from reserves in the Colorado Comprehensive Health Education Fund created in Section 22-25-109, C.R.S.

^d OF THIS AMOUNT, \$4,789,984 SHALL BE FROM THE STATE EDUCATION FUND CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION AND \$71,040 SHALL BE FROM THE PUBLIC SCHOOL TRANSPORTATION FUND CREATED IN SECTION 22-51-103, C.R.S.

~~3,762,250,593~~
3,762,321,633

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

\$3,815,405,312	\$2,586,409,140	\$256,100,000 ^a	\$15,379,219	\$469,477,164^b	\$488,039,789
<u>\$3,815,476,352</u>				<u>\$469,548,204^b</u>	

^a This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S.

^b Of this amount, \$25,877,169 contains a (T) notation.

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: June 1, 2007