

## CHAPTER 361

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**EDUCATION - PUBLIC SCHOOLS**

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**SENATE BILL 08-038**

BY SENATOR(S) Schwartz, Gibbs, Groff, Romer, Shaffer, Tapia, Tupa, Williams, Windels, Bacon, and Penry;  
also REPRESENTATIVE(S) Massey, Benefield, Carroll T., Fischer, Green, Hodge, Jahn, Labuda, Looper, Madden, Merrifield,  
Middleton, Scanlan, Solano, and Todd.

**AN ACT**

**CONCERNING THE CREATION OF A SYSTEM OF REGIONAL SERVICE AREAS THROUGHOUT THE STATE  
TO SUPPORT ECONOMIC EFFICIENCIES IN THE DELIVERY OF EFFECTIVE PUBLIC EDUCATION  
SERVICES, AND MAKING AN APPROPRIATION IN CONNECTION THEREWITH.**

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

**SECTION 1.** Title 22, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW ARTICLE to read:

**ARTICLE 5.5**  
**Regional Service Areas Act**

**22-5.5-101. Short title.** THIS ARTICLE SHALL BE KNOWN AND MAY BE CITED AS THE "REGIONAL SERVICE AREAS ACT".

**22-5.5-102. Legislative declaration.** (1) THE GENERAL ASSEMBLY HEREBY FINDS AND DECLARES THAT:

(a) COLORADO SHOULD ALIGN ITS EDUCATION SYSTEM TO MAXIMIZE THE STATE'S LIMITED RESOURCES IN IMPROVING STUDENT ACHIEVEMENT AND CLOSING THE LEARNING GAP;

(b) ONE OF THE MOST EFFECTIVE WAYS TO ALIGN THE STATE'S EDUCATION SYSTEM AND MAXIMIZE RESOURCES IS TO EXPAND THE DEPARTMENT OF EDUCATION'S EIGHT EXISTING REGIONAL SERVICE AREAS TO TWELVE REGIONAL SERVICE AREAS, AND TO INCLUDE IN THE EXPANSION PROCESS REPRESENTATION FROM COMMUNITY AND JUNIOR COLLEGES, TECHNICAL COLLEGES, STATE INSTITUTIONS OF HIGHER EDUCATION, EARLY CHILDHOOD COUNCILS, AND BUSINESS AND INDUSTRY;

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

(c) COLORADO EXPERIMENTED WITH SUCCESSFUL RESULTS WITH REGIONAL CONSORTIUMS FOR PROFESSIONAL DEVELOPMENT DURING 2000 AND 2001 AS A MEANS TO DELIVER PROFESSIONAL DEVELOPMENT PROGRAMS ACROSS SCHOOL DISTRICT LINES IN AN EFFICIENT AND EFFECTIVE MANNER;

(d) REGIONS CAN SERVE AS AN EFFICIENT AND EFFECTIVE LINK BETWEEN THE STATE, THE DEPARTMENT OF EDUCATION, BOARDS OF COOPERATIVE SERVICES, ADMINISTRATIVE UNITS, SCHOOL DISTRICTS, STATE INSTITUTIONS OF HIGHER EDUCATION, AND BUSINESS AND INDUSTRY TO LEVERAGE AND IMPLEMENT SCARCE RESOURCES FOR EDUCATION REFORM INITIATIVES AT STATE, REGIONAL, AND LOCAL LEVELS;

(e) A REGIONAL SERVICE AREA SYSTEM WOULD EXTEND AND EXPAND SERVICE DELIVERY IN MANY AREAS, INCLUDING BUT NOT LIMITED TO DATA CENTERS, FINANCIAL SERVICES, COOPERATIVE PURCHASES, TECHNOLOGICAL SUPPORT, CAPITAL CONSTRUCTION PLANNING ASSISTANCE, DROPOUT PREVENTION, EARLY CHILDHOOD AND PRESCHOOL PROGRAMS, POSTSECONDARY PARTNERSHIPS AND STUDENT TRANSITIONS INTO POSTSECONDARY SCHOOLS, PROFESSIONAL DEVELOPMENT, CURRICULUM AND INSTRUCTIONAL EXPERTISE AND SUPPORT, AND SHARED ADMINISTRATION AND SERVICES AMONG SCHOOL DISTRICTS;

(f) FUNDING FOR REGIONAL SERVICE AREAS SHOULD BE CONSISTENT AND SUSTAINABLE OVER TIME;

(g) SCHOOL DISTRICTS, BOARDS OF COOPERATIVE SERVICES, ADMINISTRATIVE UNITS, COMMUNITY COLLEGES, JUNIOR COLLEGES, TECHNICAL COLLEGES, POSTSECONDARY INSTITUTIONS, EARLY CHILDHOOD COUNCILS, AND REPRESENTATIVES FROM BUSINESS AND INDUSTRY LOCATED WITHIN THE SAME GEOGRAPHIC AREA SHOULD WORK COLLABORATIVELY TO DEVELOP A REGIONAL PLAN THAT MEETS THE NEEDS OF PARTICIPANTS IN ORDER TO INCREASE THE EFFECTIVENESS OF A REGIONAL SYSTEM.

(2) THE GENERAL ASSEMBLY THEREFORE DECLARES THAT IT IS IN THE BEST INTEREST OF THE STATE OF COLORADO AND ITS CITIZENS TO ASSIST IN PROVIDING A THOROUGH AND UNIFORM EDUCATIONAL SYSTEM BY CREATING A SYSTEM OF REGIONAL SERVICE AREAS THAT UTILIZES EXISTING RELATIONSHIPS TO PROVIDE PROGRAMS AND SERVICES BEYOND THE BOUNDARIES OF THE CURRENT TWENTY-ONE BOARDS OF COOPERATIVE SERVICES, FIFTY-SEVEN ADMINISTRATIVE UNITS, AND ONE HUNDRED SEVENTY-EIGHT SCHOOL DISTRICTS.

(3) THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT, FOR PURPOSES OF SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION, THE ESTABLISHMENT OF TWELVE REGIONAL SERVICE AREAS WHICH WILL EFFECTIVELY ALIGN THE STATE'S EDUCATION SYSTEM AND MAXIMIZE RESOURCES IS A CRITICAL ELEMENT OF ACCOUNTABLE EDUCATION REFORM, ACCOUNTABLE PROGRAMS TO MEET STATE ACADEMIC STANDARDS, EXPANDING TECHNOLOGY EDUCATION, IMPROVING STUDENT SAFETY, EXPANDING THE AVAILABILITY OF PRESCHOOL AND KINDERGARTEN PROGRAMS, AND ACCOUNTABILITY REPORTING AND, THEREFORE, MAY RECEIVE FUNDING FROM THE STATE EDUCATION FUND CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION.

**22-5.5-103. Definitions.** AS USED IN THIS ARTICLE, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(1) "ADMINISTRATIVE UNIT" MEANS A SCHOOL DISTRICT, A BOARD OF COOPERATIVE SERVICES, OR THE STATE CHARTER SCHOOL INSTITUTE, THAT IS PROVIDING EDUCATIONAL SERVICES TO EXCEPTIONAL CHILDREN.

(2) "BOARD" MEANS THE BOARD OF EDUCATION OF A SCHOOL DISTRICT.

(3) "BOARD OF COOPERATIVE SERVICES" MEANS A REGIONAL EDUCATIONAL SERVICE UNIT CREATED PURSUANT TO ARTICLE 5 OF THIS TITLE.

(4) "DEPARTMENT" MEANS THE DEPARTMENT OF EDUCATION CREATED AND EXISTING PURSUANT TO SECTION 24-1-115, C.R.S.

(5) "POSTSECONDARY INSTITUTION" MEANS A COMMUNITY OR TECHNICAL COLLEGE, A JUNIOR COLLEGE, OR A STATE-SUPPORTED INSTITUTION OF HIGHER EDUCATION.

(6) "REGIONAL SERVICE AREA" MEANS ONE OF TWELVE REGIONAL SERVICE AREAS CREATED PURSUANT TO SECTION 22-5.5-104.

(7) "REGIONAL SERVICE COUNCIL" MEANS THE GOVERNING BODY OF A REGIONAL SERVICE AREA PLAN, WHICH GOVERNING BODY IS ESTABLISHED PURSUANT TO SECTION 22-5.5-105.

(8) "SCHOOL DISTRICT" MEANS A SCHOOL DISTRICT EXISTING PURSUANT TO LAW.

(9) "STATE BOARD" MEANS THE STATE BOARD OF EDUCATION CREATED AND EXISTING PURSUANT TO SECTION 1 OF ARTICLE IX OF THE STATE CONSTITUTION.

**22-5.5-104. Regional service areas - creation - rules.** (1) ON OR BEFORE DECEMBER 1, 2008, THE STATE BOARD, IN CONSULTATION WITH THE DEPARTMENT, SCHOOL DISTRICTS, AND BOARDS OF COOPERATIVE SERVICES, SHALL DIVIDE THE STATE INTO TWELVE REGIONAL SERVICE AREAS THROUGHOUT THE STATE. EACH REGIONAL SERVICE AREA SHALL CONSIST OF AT LEAST TWO SCHOOL DISTRICTS AND ONE OR MORE BOARDS OF COOPERATIVE SERVICES.

(2) THE STATE BOARD AND THE DEPARTMENT SHALL CONSULT WITH THE DEPARTMENT OF HIGHER EDUCATION AND THE GOVERNOR'S OFFICE TO ESTABLISH THE STATE'S EDUCATION INITIATIVES, INCLUDING PRIORITIES FOR PRESCHOOL THROUGH POSTSECONDARY EDUCATION.

(3) ON OR BEFORE DECEMBER 1, 2008, THE STATE BOARD SHALL PROMULGATE RULES FOR THE DEVELOPMENT, EXPANSION, IMPLEMENTATION, AND MANAGEMENT OF THE REGIONAL SERVICE AREAS CREATED PURSUANT TO THIS ARTICLE.

**22-5.5-105. Regional service areas - establishment - plan - governance.** (1) (a) FOLLOWING THE CREATION OF THE TWELVE REGIONAL SERVICE AREAS BY THE STATE BOARD PURSUANT TO SECTION 22-5.5-104, BUT ON OR BEFORE JUNE 30, 2009, INDIVIDUALS IN A REGIONAL SERVICE AREA MAY ORGANIZE A REGIONAL

SERVICE AREA. PARTICIPANTS IN A REGIONAL SERVICE AREA MAY INCLUDE, BUT NEED NOT BE LIMITED TO, REPRESENTATIVES FROM SCHOOL DISTRICTS, BOARDS OF COOPERATIVE SERVICES, ADMINISTRATIVE UNITS, EARLY CHILDHOOD COUNCILS, POSTSECONDARY INSTITUTIONS, BUSINESS AND INDUSTRY, OTHER EDUCATION AGENCIES IN THE REGIONAL SERVICE AREA, TEACHERS, AND PARENTS. A REGIONAL SERVICE AREA PLAN SHALL BE GOVERNED BY NO MORE THAN ONE REGIONAL SERVICE COUNCIL.

(b) PARTICIPATION BY SCHOOL DISTRICTS OR BOARDS OF COOPERATIVE SERVICES IN A REGIONAL SERVICE AREA IS VOLUNTARY.

(2) (a) EACH PLAN FOR A REGIONAL SERVICE AREA SHALL BE ADMINISTERED BY A LOCALLY APPOINTED REGIONAL SERVICE COUNCIL, REPRESENTING THE FOLLOWING ENTITIES WITHIN THE REGIONAL SERVICE AREA AND COMPOSED OF A MINIMUM OF FIVE MEMBERS, AS FOLLOWS:

(I) EACH PARTICIPATING BOARD OF COOPERATIVE SERVICES SHALL APPOINT AT LEAST ONE COUNCIL MEMBER. A BOARD OF COOPERATIVE SERVICES THAT HAS MORE THAN FIVE MEMBER DISTRICTS SHALL APPOINT AN ADDITIONAL COUNCIL MEMBER. THE TERMS SHALL RUN COTERMINOUSLY WITH THE COUNCIL MEMBER'S TERM ON HIS OR HER BOARD.

(II) EACH BOARD OF COOPERATIVE SERVICES SUPERINTENDENT ADVISORY COUNCIL WITHIN A REGIONAL SERVICE AREA SHALL APPOINT TWO SUPERINTENDENTS OR THEIR DESIGNEES TO SERVE ON THE REGIONAL SERVICE COUNCIL. A SUPERINTENDENT ADVISORY COUNCIL THAT HAS MORE THAN FIVE MEMBERS SHALL APPOINT AN ADDITIONAL SUPERINTENDENT OR HIS OR HER DESIGNEE TO THE REGIONAL SERVICE COUNCIL. THE SUPERINTENDENTS OR THEIR DESIGNEES SHALL EACH REPRESENT A PARTICIPATING SCHOOL DISTRICT.

(III) EACH SCHOOL DISTRICT THAT CHOOSES TO PARTICIPATE IN THE REGIONAL SERVICE AREA AND THAT IS NOT A MEMBER OF A BOARD OF COOPERATIVE SERVICES WITHIN THE REGIONAL SERVICE AREA SHALL APPOINT ONE BOARD MEMBER, SUPERINTENDENT, OR DESIGNEE TO THE REGIONAL SERVICE COUNCIL. THE TERMS SHALL RUN COTERMINOUSLY WITH THE COUNCIL MEMBER'S TERM ON HIS OR HER BOARD, IF APPLICABLE.

(IV) THE REGIONAL SERVICE COUNCIL, WITHIN NINETY DAYS AFTER ITS INITIAL FORMATION AND EACH TIME THE REGIONAL SERVICE COUNCIL REORGANIZES THEREAFTER, SHALL APPOINT ONE COUNCIL MEMBER REPRESENTING BUSINESS AND INDUSTRY AND ONE COUNCIL MEMBER REPRESENTING EACH EXISTING EARLY CHILDHOOD COUNCIL FROM WITHIN THE REGIONAL SERVICE AREA.

(V) EACH FOUR-YEAR INSTITUTION OF HIGHER EDUCATION, EACH COMMUNITY COLLEGE, AND EACH TECHNICAL COLLEGE WITHIN THE REGIONAL SERVICE AREA MAY APPOINT A TRUSTEE OR ADVISORY COUNCIL MEMBER, OR THE PRESIDENT OF THE INSTITUTION OR HIS OR HER DESIGNEE, TO SERVE ON THE REGIONAL SERVICE COUNCIL.

(VI) THE DEPARTMENT OF EDUCATION REGIONAL MANAGER FOR THE REGIONAL SERVICE AREA AND THE EXECUTIVE DIRECTOR FOR ANY BOARD OF COOPERATIVE

SERVICES IN THE REGIONAL SERVICE AREA SHALL SERVE AS EX-OFFICIO, NONVOTING MEMBERS OF THE REGIONAL SERVICE COUNCIL.

(b) THE REGIONAL SERVICE COUNCIL SHALL HAVE THE AUTHORITY TO SET TERMS OF OFFICE, ORGANIZE, HAVE MEETINGS, AND ACCEPT MONEYS AND SHALL BE ACCOUNTABLE FOR FUNDING AND PROGRAMS.

(3) TO RECEIVE FUNDING PURSUANT TO SECTION 22-5.5-106 (2) AND (3), THE REGIONAL SERVICE COUNCIL ON BEHALF OF EACH REGIONAL SERVICE AREA SHALL SUBMIT A PLAN TO THE STATE BOARD FOR APPROVAL ON OR BEFORE JUNE 30, 2009. THE PLAN SHALL ADDRESS THE NEEDS OF LARGE AND SMALL SCHOOL DISTRICTS WITHIN THE REGIONAL SERVICE AREA AND FOCUS ON INCREASING EFFECTIVENESS AND EFFICIENCIES IN PROVIDING EDUCATION AND SERVICES THROUGHOUT THE REGION. THE PLAN SHALL INCLUDE, AT A MINIMUM:

(a) A LIST OF REPRESENTATIVES FROM VARIOUS EDUCATIONAL AGENCIES AND BUSINESS AND INDUSTRY IN THE REGIONAL SERVICE AREA;

(b) A DESCRIPTION OF HOW THE REGIONAL SERVICE AREA INTENDS TO USE AND DEVELOP STATE, REGIONAL, AND LOCAL EXPERTISE;

(c) AN OUTLINE OF AVAILABLE FUNDING SOURCES, INCLUDING LOCAL AND REGIONAL CONTRIBUTIONS, FEDERAL MONEYS, AND ANY AVAILABLE STATE RESOURCES;

(d) A DESCRIPTION OF HOW THE AGENCIES WITHIN THE REGIONAL SERVICE AREA WILL COORDINATE AND COLLABORATE TO ENHANCE EFFECTIVENESS AND EFFICIENCIES AMONG AND BETWEEN REGIONAL SERVICE AREAS;

(e) A STRATEGY TO ADDRESS THE NEEDS OF PARTICIPATING SCHOOL DISTRICTS WITHIN THE REGIONAL SERVICE AREA;

(f) A BUDGET OUTLINING PROJECTED EXPENDITURES BY THE REGIONAL SERVICE AREA; AND

(g) ACCOUNTABILITY CRITERIA ASSOCIATED WITH THE PLAN, INCLUDING BUT NOT LIMITED TO:

(I) EVALUATION OF ALIGNMENT WITH ESTABLISHED STATE PRIORITIES;

(II) RATIONALE FOR SELECTION OF PRIORITIES BASED UPON REGIONAL NEEDS ASSESSMENT DATA;

(III) GOALS THAT ARE SPECIFIC, MEASURABLE, ACHIEVABLE, AND REALISTIC, ALL WITHIN AN ESTABLISHED TIMEFRAME;

(IV) SPECIFIC OUTCOMES DEMONSTRATED WITH EFFECTIVENESS AND EFFICIENCIES;

(V) AN EVALUATION PROCESS AND CRITERIA; AND

(VI) BUDGET ALIGNMENT WITH PRIORITIES AND ACTIVITIES.

(4) (a) EACH REGIONAL SERVICE COUNCIL SHALL SUBMIT A PLAN DEVELOPED PURSUANT TO SUBSECTION (3) OF THIS SECTION TO THE STATE BOARD FOR APPROVAL AS A PREREQUISITE TO THE RECEIPT OF STATE MONEYS PURSUANT TO THIS ARTICLE.

(b) ON OR BEFORE AUGUST 1, 2009, THE STATE BOARD SHALL NOTIFY EACH REGIONAL SERVICE COUNCIL THAT SUBMITTED A PLAN FOR A REGIONAL SERVICE AREA OF ITS APPROVAL OR REJECTION.

**22-5.5-106. Funding.** (1) ON OR BEFORE JUNE 30, 2009, A REGIONAL SERVICE COUNCIL MAY APPLY TO THE STATE BOARD ON BEHALF OF A REGIONAL SERVICE AREA FOR A ONE-TIME GRANT OF UP TO TEN THOUSAND DOLLARS FOR DIRECT REIMBURSEMENT OF EXPENSES RELATED TO THE DEVELOPMENT OF THE PLAN FOR THE REGIONAL SERVICE AREA. THE STATE BOARD SHALL PROVIDE AN APPLYING REGIONAL SERVICE COUNCIL WITH THE ONE-TIME GRANT FOR REIMBURSEMENT OF EXPENSES RELATED TO THE DEVELOPMENT OF THE PLAN NO LATER THAN THIRTY DAYS FOLLOWING THE SUBMISSION OF THE GRANT APPLICATION.

(2) IF THE PLAN FOR A REGIONAL SERVICE AREA IS APPROVED BY THE STATE BOARD PURSUANT TO SECTION 22-5.5-105, ON OR AFTER JULY 1, 2009, AND ANNUALLY THEREAFTER, THE STATE BOARD SHALL AWARD TO THE REGIONAL SERVICE AREA A GRANT OF UP TO FIFTY THOUSAND DOLLARS, SUBJECT TO AVAILABLE APPROPRIATIONS BY THE GENERAL ASSEMBLY. IF AVAILABLE MONEYS ARE INSUFFICIENT TO AWARD EACH ELIGIBLE REGIONAL SERVICE AREA A FULL FIFTY-THOUSAND-DOLLAR GRANT, THE STATE BOARD SHALL REDUCE PROPORTIONATELY ALL GRANT AWARDS FOR ELIGIBLE REGIONAL SERVICE AREAS FOR THAT YEAR. A REGIONAL SERVICE COUNCIL MAY CHOOSE NOT TO ACCEPT FUNDING ON BEHALF OF THE REGIONAL SERVICE AREA IF THE PRORATED AMOUNT IS INSUFFICIENT TO ALLOW THE REGIONAL SERVICE AREA TO FUNCTION EFFECTIVELY.

(3) IN ADDITION TO THE GRANTS DESCRIBED IN SUBSECTIONS (1) AND (2) OF THIS SECTION, ON OR AFTER JULY 1, 2009, AND ANNUALLY THEREAFTER, THE DEPARTMENT SHALL, SUBJECT TO AVAILABLE APPROPRIATIONS, ALLOCATE TO EACH ELIGIBLE REGIONAL SERVICE AREA AN AMOUNT EQUAL TO UP TO FIFTY CENTS PER PUPIL BASED ON THE PUPIL ENROLLMENT FOR EACH SCHOOL DISTRICT IN THE REGIONAL SERVICE AREA AS OF OCTOBER 1 OF THE PREVIOUS YEAR.

(4) FUNDING FOR A REGIONAL SERVICE AREA AFTER THE FIRST GRANT PURSUANT TO THIS SECTION IS CONTINGENT UPON THE SUCCESSFUL IMPLEMENTATION OF THE REGIONAL SERVICE AREA'S PLAN, AS EVALUATED BY THE STATE BOARD AND THE DEPARTMENT. THE STATE BOARD SHALL ANNUALLY NOTIFY EACH REGIONAL SERVICE COUNCIL ON OR BEFORE AUGUST 1 REGARDING WHETHER THE REGIONAL SERVICE AREA WILL RECEIVE MONEYS PURSUANT TO SUBSECTIONS (2) AND (3) OF THIS SECTION IN THE COMING YEAR AND THE AMOUNTS.

(5) A REGIONAL SERVICE COUNCIL MAY USE A MAXIMUM OF TEN PERCENT OF THE AMOUNT ANNUALLY RECEIVED BY THE REGIONAL SERVICE AREA FOR GRANT MANAGEMENT AND FISCAL OVERSIGHT. FOR REGIONS WITH A TOTAL PUPIL ENROLLMENT OF LESS THAN FIFTEEN THOUSAND STUDENTS, THE REGIONAL SERVICE COUNCIL MAY USE UP TO TWENTY PERCENT OF THE AMOUNT ANNUALLY RECEIVED

BY THE REGIONAL SERVICE AREA FOR GRANT MANAGEMENT AND FISCAL OVERSIGHT.

(6) EACH REGIONAL SERVICE COUNCIL THAT RECEIVES FUNDING ON BEHALF OF A REGIONAL SERVICE AREA PURSUANT TO SUBSECTIONS (2) AND (3) OF THIS SECTION SHALL SUBMIT TO THE DEPARTMENT A REVISED ANNUAL BUDGET ON OR BEFORE MARCH 1, 2010, AND ON OR BEFORE MARCH 1 EACH YEAR THEREAFTER. IF A REGIONAL SERVICE COUNCIL EXPECTS TO EXCEED BY MORE THAN TEN PERCENT THE PROJECTED EXPENDITURES SPECIFIED IN THE BUDGET INCLUDED IN THE ORIGINAL PLAN SUBMITTED TO THE STATE BOARD PURSUANT TO SECTION 22-5.5-105, THE REGIONAL SERVICE COUNCIL SHALL SEEK PRIOR APPROVAL FOR THE EXPENDITURE FROM THE DEPARTMENT.

(6.5) EACH REGIONAL SERVICE COUNCIL IS AUTHORIZED TO SEEK AND ACCEPT GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS ARTICLE, EXCEPT THAT A GIFT, GRANT, OR DONATION SHALL NOT BE ACCEPTED IF THE CONDITIONS ATTACHED TO THE GIFT, GRANT, OR DONATION REQUIRE ITS EXPENDITURE IN A MANNER CONTRARY TO LAW. ANY GIFTS, GRANTS, OR DONATIONS RECEIVED BY A REGIONAL SERVICE COUNCIL SHALL BE SUBMITTED DIRECTLY TO THE BOARD OF COOPERATIVE SERVICES THAT IS ACTING AS THE REGIONAL SERVICE COUNCIL'S FISCAL AGENT PURSUANT TO SUBSECTION (7) OF THIS SECTION.

(7) EACH REGIONAL SERVICE COUNCIL SHALL SELECT ONE BOARD OF COOPERATIVE SERVICES IN THE REGIONAL SERVICE AREA TO ACT AS ITS FISCAL AGENT TO RECEIVE THE MONEYS FROM THE STATE TREASURER OR ANY GIFTS, GRANTS, OR DONATIONS ACCEPTED PURSUANT TO SUBSECTION (6.5) OF THIS SECTION.

**22-5.5-107. Regional service areas - programs and services.** (1) A REGIONAL SERVICE AREA MAY PROVIDE ANY OF THE FOLLOWING SERVICES AND PROGRAMS, INCLUDING BUT NOT LIMITED TO:

- (a) DATA AND ASSESSMENT CENTERS;
- (b) SHARED FINANCIAL SERVICES AMONG SCHOOL DISTRICTS AND BOARDS OF COOPERATIVE SERVICES;
- (c) COOPERATIVE PURCHASES;
- (d) TECHNOLOGY INFRASTRUCTURE AND SUPPORT;
- (e) DISTANCE, ON-LINE LEARNING, AND OTHER ALTERNATIVE LEARNING OPPORTUNITIES FOR STUDENTS;
- (f) PRECOLLEGIATE PROGRAMS, COUNSELING, AND DROPOUT PREVENTION;
- (g) CAPITAL CONSTRUCTION PLANNING ASSISTANCE;
- (h) CURRICULUM AND INSTRUCTIONAL EXPERTISE AND SUPPORT;
- (i) PROFESSIONAL DEVELOPMENT FOR TEACHERS AND ADMINISTRATORS;

- (j) REGIONAL AND STATE INITIATIVES;
- (k) SHARED ADMINISTRATION AND SUPPORT SERVICES FOR SCHOOL DISTRICTS;
- (l) EARLY CHILDHOOD AND PRESCHOOL PROGRAMS; AND
- (m) POSTSECONDARY PARTNERSHIPS AND SERVICES TO SUPPORT STUDENT TRANSITIONS INTO POSTSECONDARY SCHOOLS.

**22-5.5-108. Reporting requirements.** ON OR BEFORE JULY 1 OF THE YEAR FOLLOWING THE APPROVAL OF A REGIONAL SERVICE AREA'S PLAN PURSUANT TO SECTION 22-5.5-105, AND ON OR BEFORE JANUARY 1 EACH YEAR THEREAFTER, THE REGIONAL SERVICE COUNCIL SHALL SUBMIT A WRITTEN REPORT ON BEHALF OF THE REGIONAL SERVICE AREA TO THE STATE BOARD AND THE DEPARTMENT SUMMARIZING ITS ACTIVITIES FOR THE CALENDAR YEAR, ESPECIALLY THOSE ACTIVITIES RELATED TO THE MEASURABLE GOALS AND OBJECTIVES OUTLINED IN THE PLAN, A SUMMARY OF ANY EFFICIENCIES OR IMPROVED EFFECTIVENESS ACHIEVED AT THE DISTRICT OR REGIONAL LEVEL BY THE REGIONAL SERVICE AREA, AND ANY PROPOSED AMENDMENTS TO THE PLAN ORIGINALLY SUBMITTED TO THE STATE BOARD PURSUANT TO THIS ARTICLE.

**SECTION 2. Appropriation.** In addition to any other appropriation, there is hereby appropriated, out of any moneys in the state education fund, created in section 17 (4) of article IX of the state constitution, not otherwise appropriated, to the department of education, for the fiscal year beginning July 1, 2008, the sum of one hundred ninety-eight thousand, five hundred forty-five dollars (\$198,545) and 1.0 FTE, or so much thereof as may be necessary, for the implementation of this act.

**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 2, 2008