

## CHAPTER 319

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**EDUCATION - PUBLIC SCHOOLS**

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**HOUSE BILL 14-1156**

BY REPRESENTATIVE(S) Moreno, Fields, Exum, Lebsack, Peniston, Rosenthal, Salazar, Singer, Becker, Buckner, Fischer, Garcia, Ginal, Hamner, Hullinghorst, Kraft-Tharp, Labuda, May, Mitsch Bush, Pabon, Pettersen, Primavera, Ryden, Schafer, Tyler, Vigil, Williams, Young;  
also SENATOR(S) Ulibarri, Aguilar, Guzman, Heath, Johnston, Jones, Kefalas, Kerr, Newell, Nicholson, Schwartz, Steadman, Tochtrop, Todd, Zenzinger, Carroll.

**AN ACT**

**CONCERNING EXTENDING THE AGE OF ELIGIBILITY FOR THE CHILD NUTRITION SCHOOL LUNCH PROTECTION PROGRAM, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS.**

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

**SECTION 1.** In Colorado Revised Statutes, 22-82.9-104, **amend** (4) (a) as follows:

**22-82.9-104. Child nutrition school lunch protection program - creation - administration - objectives.** (4) The objectives of the program are to:

(a) Eliminate the reduced price paid by Colorado students who are enrolled in state-subsidized early childhood education programs administered by public schools or in kindergarten through ~~second~~ FIFTH grade and who are participating in the school lunch program;

**SECTION 2.** In Colorado Revised Statutes, 22-82.9-105, **amend** (1) as follows:

**22-82.9-105. Program funding - appropriation.** (1) The general assembly shall annually appropriate by separate line item in the annual general appropriation bill an amount of not less than eight hundred fifty thousand dollars and not more than one million five hundred thousand dollars to the department to allow school food authorities to provide lunches at no charge for children in state-subsidized early childhood education programs administered by public schools or in kindergarten through ~~second~~ FIFTH grade, participating in the school lunch program, who would

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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.*

otherwise be required to pay a reduced price for lunch. The appropriation to the department for the program shall be in addition to any appropriation made by the general assembly pursuant to section 22-54-123 or 22-54-123.5 (1). The department may expend not more than two percent of the moneys annually appropriated for the program to offset the direct and indirect costs incurred by the department in implementing the program pursuant to this article.

**SECTION 3. Appropriation - adjustments to 2014 long bill.** (1) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$791,471.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund, not otherwise appropriated, to the department of education, for the fiscal year beginning July 1, 2014, the sum of \$791,471, or so much thereof as may be necessary, to be allocated to the child nutrition school lunch protection program for additional school lunch payments related to the implementation of this act.

**SECTION 4. Act subject to petition - effective date.** This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 6, 2014, if adjournment sine die is on May 7, 2014); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2014 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: June 3, 2014