

MEMORANDUM



JOINT
BUDGET
COMMITTEE

TO Joint Budget Committee Members
FROM JBC Staff
DATE March 15, 2022
SUBJECT Potential Legislation

This packet includes bill drafts and related memos for the Committee’s consideration. Each individual item has page numbers but also a packet page number to help navigate the whole document. The page numbers below refer to the packet page number.

POTENTIAL LEGISLATION

Supplemental Funding For Facility Schools LLS 22-0898 (Bickel)..... 1

Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO

DRAFT
3.11.22

DRAFT

LLS NO. 22-0898.01 Alana Rosen x2606

COMMITTEE BILL

Joint Budget Committee

BILL TOPIC: "Supplemental Funding For Facility Schools"

A BILL FOR AN ACT

101 **CONCERNING SUPPLEMENTAL FUNDING FOR FACILITY SCHOOLS AND,**
102 **IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov/>.)

Joint Budget Committee. The bill requires, in state fiscal year 2022-23 only, and within available appropriations, that the department of education (department) distribute supplemental payments to facility schools approved by the department as of October 1, 2022. The supplemental payments must be above and beyond the current daily per pupil revenue rate as established for the 2022-23 state fiscal year.

*Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-2-408, **add** (4) as
3 follows:

4 **22-2-408. Approved facility schools - funding.** (4) IN STATE
5 FISCAL YEAR 2022-23 ONLY, AND WITHIN AVAILABLE APPROPRIATIONS,
6 THE DEPARTMENT SHALL DISTRIBUTE SUPPLEMENTAL PAYMENTS TO
7 APPROVED FACILITY SCHOOLS THAT ARE APPROVED BY THE DEPARTMENT
8 AS OF OCTOBER 1, 2022. THE SUPPLEMENTAL PAYMENTS MUST BE ABOVE
9 AND BEYOND THE CURRENT DAILY PER PUPIL REVENUE RATE AS
10 ESTABLISHED FOR THE 2022-23 STATE FISCAL YEAR. THE DEPARTMENT
11 SHALL DETERMINE THE METHOD THROUGH WHICH THE SUPPLEMENTAL
12 PAYMENTS ARE DISTRIBUTED TO ALL APPROVED FACILITY SCHOOLS AND
13 SHALL ENSURE THAT THE SUPPLEMENTAL PAYMENTS MADE PURSUANT TO
14 THIS SUBSECTION (4) ARE PAID TO THE APPROVED FACILITY SCHOOLS PRIOR
15 TO JUNE 30, 2023.

16 **SECTION 2. Appropriation.** For the 2022-23 state fiscal year,
17 \$5,134,000 is appropriated to the department of education. This
18 appropriation is from the state education fund, created in section 17 (4)(a)
19 of article IX of the state constitution. To implement this act, the
20 department may use this appropriation for supplemental payments to
21 facility schools.

22 **SECTION 3. Act subject to petition - effective date.** This act
23 takes effect at 12:01 a.m. on the day following the expiration of the
24 ninety-day period after final adjournment of the general assembly; except
25 that, if a referendum petition is filed pursuant to section 1 (3) of article V
26 of the state constitution against this act or an item, section, or part of this

1 act within such period, then the act, item, section, or part will not take
2 effect unless approved by the people at the general election to be held in
3 November 2022 and, in such case, will take effect on the date of the
4 official declaration of the vote thereon by the governor.