

First Extraordinary Session  
Seventy-second General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 20B-0029.01 Brita Darling x2241

HOUSE BILL 20B-1009

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HOUSE SPONSORSHIP

Wilson, Baisley, Catlin, Carver, Champion, McKean, Pelton, Soper, Will

SENATE SPONSORSHIP

(None),

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House Committees

State, Veterans, & Military Affairs

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING PROHIBITING THE REDUCTION OF THE STATE  
102 APPROPRIATION FOR THE STATUTORY TOTAL PROGRAM  
103 FUNDING AMOUNT CALCULATED DURING THE 2020 REGULAR  
104 LEGISLATIVE SESSION.

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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>.)*

The bill declares the intent of the general assembly to not reduce the amount of total program funding and the state share of total program funding that was calculated during the 2020 regular legislative session,

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.

regardless of changes in the overall student count, the at-risk student count, local property tax revenue, or specific ownership tax revenue during the supplemental appropriations process during the 2021 regular legislative session.

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-54-102, **add** (5)  
3 as follows:

4 **22-54-102. Legislative declaration - statewide applicability -**  
5 **intergovernmental agreements.** (5) (a) THE GENERAL ASSEMBLY FINDS  
6 AND DECLARES THAT:

7 (I) ON MARCH 11, 2020, THE GOVERNOR DECLARED A STATE  
8 PUBLIC HEALTH DISASTER EMERGENCY DUE TO THE PRESENCE OF THE  
9 COVID-19 VIRUS IN COLORADO;

10 (II) IN THE MONTHS FOLLOWING THE DECLARATION, DISTRICTS  
11 HAVE TAKEN SIGNIFICANT STEPS TO PROTECT THE HEALTH AND SAFETY OF  
12 STUDENTS AND STAFF DURING THE COVID-19 PANDEMIC, INCLUDING  
13 REACTING TO MANDATED SCHOOL CLOSURES AND TRANSITIONING  
14 BETWEEN IN-PERSON LEARNING AND REMOTE LEARNING;

15 (III) IN PROVIDING BOTH IN-PERSON AND REMOTE LEARNING,  
16 DISTRICTS HAVE BEEN CHALLENGED TO RESPOND TO THE NEEDS OF  
17 STUDENTS AND TEACHERS, BOTH WITH RESPECT TO REDESIGNING METHODS  
18 OF INSTRUCTION AND TECHNOLOGY NEEDS AND PROVIDING SOCIAL AND  
19 EMOTIONAL SUPPORT AND FOOD SUPPORT FOR STUDENTS, ALL WHILE  
20 DEALING WITH ILLNESS AND QUARANTINING REQUIREMENTS AMONG  
21 STUDENTS AND STAFF;

22 (IV) IN RESPONSE TO THE UNPRECEDENTED IMPACT OF THE  
23 COVID-19 VIRUS ON THE STATE ECONOMY, THE GENERAL ASSEMBLY

1 REDUCED STATE FUNDING TO DISTRICTS THROUGH THE SCHOOL FINANCE  
2 FORMULA BY SEVERAL HUNDRED MILLION DOLLARS FOR THE 2020-21  
3 BUDGET YEAR;

4 (V) DUE TO THE DIFFICULTIES FACING DISTRICTS AND STUDENTS  
5 DURING THE PANDEMIC, DISTRICTS ANTICIPATE THAT THE ACTUAL  
6 OCTOBER STUDENT COUNT FOR MANY DISTRICTS WILL BE REDUCED FROM  
7 THE NUMBER ESTIMATED IN PREPARING THE STATE BUDGET FOR THE  
8 2020-21 BUDGET YEAR; AND

9 (VI) ADDITIONALLY, THERE MAY BE DIFFERENCES IN THE ACTUAL  
10 AT-RISK STUDENT COUNT AND THE AMOUNT OF THE ACTUAL LOCAL SHARE  
11 OF TOTAL PROGRAM FUNDING FROM THE ESTIMATED NUMBERS, WHICH  
12 MAY RESULT IN A REDUCTION IN CALCULATED TOTAL PROGRAM FUNDING  
13 OR IN THE STATE SHARE OF TOTAL PROGRAM FUNDING FOR THE 2020-21  
14 BUDGET YEAR FROM THE AMOUNT ESTIMATED AND CALCULATED DURING  
15 THE 2020 REGULAR LEGISLATIVE SESSION.

16 (b) THEREFORE, BECAUSE OF THE CHALLENGES DISTRICTS  
17 CONTINUE TO FACE DUE TO THE COVID-19 VIRUS, IT IS THE INTENT OF THE  
18 GENERAL ASSEMBLY IN CONSIDERING SUPPLEMENTAL APPROPRIATIONS  
19 DURING THE 2021 REGULAR LEGISLATIVE SESSION TO MAINTAIN OR  
20 INCREASE, RATHER THAN REDUCE, THE AMOUNT OF TOTAL PROGRAM  
21 FUNDING AND STATE APPROPRIATIONS FOR SCHOOL FINANCE AFTER  
22 CONSIDERATION OF FORECAST CHANGES, INCLUDING CHANGES IN THE  
23 NUMBER OF PUPILS AND AT-RISK PUPILS ENROLLED, THE INFLATION RATE,  
24 THE ACTUAL LOCAL PROPERTY TAX REVENUE AND SPECIFIC OWNERSHIP  
25 TAX REVENUE AVAILABLE FOR THE 2020-21 BUDGET YEAR, AND THE  
26 EXPECTED STATE EDUCATION FUND REVENUE.

27 **SECTION 2. Safety clause.** The general assembly hereby finds,

- 1 determines, and declares that this act is necessary for the immediate
- 2 preservation of the public peace, health, or safety.