

Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 14-0363.01 Jerry Barry x4341

HOUSE BILL 14-1120

HOUSE SPONSORSHIP

Holbert,

SENATE SPONSORSHIP

Brophy,

House Committees
Education

Senate Committees

A BILL FOR AN ACT

101 CONCERNING A CHANGE IN THE DATE BY WHICH A TAX INCREASE MUST
102 BE APPROVED FOR THE NEW "PUBLIC SCHOOL FINANCE ACT"
103 TO BECOME EFFECTIVE.

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://www.leg.state.co.us/billsummaries>.)

Under current law, the new "Public School Finance Act" (Act) and related statutory provisions take effect upon the proclamation of the governor of the vote cast at a statewide election approving an increase in tax revenues sufficient to fund the new Act and programs held no later

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

than November 2017. The bill changes the date from 2017 to 2014.

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-54.5-106, **amend**
3 **as it will take effect upon proclamation of the governor** (1) as follows:

4 **22-54.5-106. Effectiveness of article - applicability - rules.**

5 (1) This article takes effect upon the proclamation by the governor of the
6 vote cast in a statewide election held no later than November ~~2017~~ 2014
7 at which a majority of those voting approve a citizen-initiated increase in
8 state tax revenues for the purpose of funding preschool through twelfth
9 grade public education, so long as the amount of the approved revenue
10 increase is equal to or greater than the total estimated state fiscal impact
11 associated with the payment of the state share of total program pursuant
12 to section 22-54.5-203, investment moneys pursuant to section
13 22-54.5-301, hold-harmless moneys pursuant to section 22-54.5-302, and
14 per pupil supplemental payments pursuant to section 22-54.5-303, in the
15 second budget year commencing after the increase is approved, as stated
16 in the final fiscal note prepared for Senate Bill 13-213, enacted in 2013.

17 **SECTION 2.** In Colorado Revised Statutes, 22-30.5-111.5,
18 **amend as it will take effect upon proclamation of the governor** (17)

19 (a) as follows:

20 **22-30.5-111.5. Charter schools - financing - definitions.**

21 (17) (a) This section takes effect upon the proclamation by the governor
22 of the vote cast in a statewide election held no later than November ~~2017~~
23 2014 at which a majority of those voting approve a citizen-initiated
24 increase in state tax revenues for the purpose of funding preschool
25 through twelfth grade public education, so long as the amount of the

1 approved revenue increase is equal to or greater than the total estimated
2 state fiscal impact associated with the payment of the state share of total
3 program pursuant to section 22-54.5-203, investment moneys pursuant
4 to section 22-54.5-301, hold-harmless moneys pursuant to section
5 22-54.5-302, and per pupil supplemental payments pursuant to section
6 22-54.5-303, in the second budget year commencing after the increase is
7 approved, as stated in the final fiscal note prepared for Senate Bill
8 13-213, enacted in 2013.

9 **SECTION 3.** In Colorado Revised Statutes, 22-30.5-111.7,
10 **amend as it will take effect upon proclamation of the governor (5) (a)**
11 as follows:

12 **22-30.5-111.7. Financial reporting - request for accounting.**
13 (5) (a) This section takes effect upon the proclamation by the governor
14 of the vote cast in a statewide election held no later than November ~~2017~~
15 2014 at which a majority of those voting approve a citizen-initiated
16 increase in state tax revenues for the purpose of funding preschool
17 through twelfth grade public education, so long as the amount of the
18 approved revenue increase is equal to or greater than the total estimated
19 state fiscal impact associated with the payment of the state share of total
20 program pursuant to section 22-54.5-203, investment moneys pursuant
21 to section 22-54.5-301, hold-harmless moneys pursuant to section
22 22-54.5-302, and per pupil supplemental payments pursuant to section
23 22-54.5-303, in the second budget year commencing after the increase is
24 approved, as stated in the final fiscal note prepared for Senate Bill
25 13-213, enacted in 2013.

26 **SECTION 4.** In Colorado Revised Statutes, 22-30.5-513.5,
27 **amend as it will take effect upon proclamation of the governor (11)**

1 (a) as follows:

2 **22-30.5-513.5. Institute charter schools - funding - definitions.**

3 (11) (a) This section takes effect upon the proclamation by the governor
4 of the vote cast in a statewide election held no later than November ~~2017~~
5 2014 at which a majority of those voting approve a citizen-initiated
6 increase in state tax revenues for the purpose of funding preschool
7 through twelfth grade public education, so long as the amount of the
8 approved revenue increase is equal to or greater than the total estimated
9 state fiscal impact associated with the payment of the state share of total
10 program pursuant to section 22-54.5-203, investment moneys pursuant
11 to section 22-54.5-301, hold-harmless moneys pursuant to section
12 22-54.5-302, and per pupil supplemental payments pursuant to section
13 22-54.5-303, in the second budget year commencing after the increase is
14 approved, as stated in the final fiscal note prepared for Senate Bill
15 13-213, enacted in 2013.

16 **SECTION 5.** In Colorado Revised Statutes, 22-28-104.1, **amend**
17 **as it will take effect upon proclamation of the governor** (5) (a) as
18 follows:

19 **22-28-104.1. Establishment of public preschool programs.**

20 (5) (a) This section takes effect upon the proclamation by the governor
21 of the vote cast in a statewide election held no later than November ~~2017~~
22 2014 at which a majority of those voting approve a citizen-initiated
23 increase in state tax revenues for the purpose of funding preschool
24 through twelfth grade public education, so long as the amount of the
25 approved revenue increase is equal to or greater than the total estimated
26 state fiscal impact associated with the payment of the state share of total
27 program pursuant to section 22-54.5-203, investment moneys pursuant

1 to section 22-54.5-301, hold-harmless moneys pursuant to section
2 22-54.5-302, and per pupil supplemental payments pursuant to section
3 22-54.5-303, in the second budget year commencing after the increase is
4 approved, as stated in the final fiscal note prepared for Senate Bill
5 13-213, enacted in 2013.

6 **SECTION 6.** In Colorado Revised Statutes, 22-28-107.1, **amend**
7 **as it will take effect upon proclamation of the governor** (4) (a) as
8 follows:

9 **22-28-107.1. District and institute charter school preschool**
10 **programs - plans.** (4) (a) This section takes effect upon the
11 proclamation by the governor of the vote cast in a statewide election held
12 no later than November ~~2017~~ 2014 at which a majority of those voting
13 approve a citizen-initiated increase in state tax revenues for the purpose
14 of funding preschool through twelfth grade public education, so long as
15 the amount of the approved revenue increase is equal to or greater than
16 the total estimated state fiscal impact associated with the payment of the
17 state share of total program pursuant to section 22-54.5-203, investment
18 moneys pursuant to section 22-54.5-301, hold-harmless moneys pursuant
19 to section 22-54.5-302, and per pupil supplemental payments pursuant to
20 section 22-54.5-303, in the second budget year commencing after the
21 increase is approved, as stated in the final fiscal note prepared for Senate
22 Bill 13-213, enacted in 2013.

23 **SECTION 7.** In Colorado Revised Statutes, 22-45-103, **amend**
24 **as it will take effect upon proclamation of the governor** (1) (i) (II) (A)
25 as follows:

26 **22-45-103. Funds.** (1) The following funds are created for each
27 school district for purposes specified in this article:

1 (i) **Technology and building maintenance and operation fund.**

2 (II) (A) This paragraph (i) takes effect upon the proclamation by the
3 governor of the vote cast in a statewide election held no later than
4 November ~~2017~~ 2014 at which a majority of those voting approve a
5 citizen-initiated increase in state tax revenues for the purpose of funding
6 preschool through twelfth grade public education, so long as the amount
7 of the approved revenue increase is equal to or greater than the total
8 estimated state fiscal impact associated with the payment of the state
9 share of total program pursuant to section 22-54.5-203, investment
10 moneys pursuant to section 22-54.5-301, hold-harmless moneys pursuant
11 to section 22-54.5-302, and per pupil supplemental payments pursuant to
12 section 22-54.5-303, in the second budget year commencing after the
13 increase is approved, as stated in the final fiscal note prepared for Senate
14 Bill 13-213, enacted in 2013.

15 **SECTION 8.** In Session Laws of Colorado 2013, section 15 of
16 chapter 248, **amend** (1) as follows:

17 Section 15. **Effective date.** (1) This act takes effect upon the
18 proclamation by the governor of the vote cast in a statewide election held
19 no later than November ~~2017~~ 2014 at which a majority of those voting
20 approve a citizen-initiated increase in state tax revenues for the purpose
21 of funding preschool through twelfth grade public education, so long as
22 the amount of the approved revenue increase is equal to or greater than
23 the total estimated state fiscal impact associated with the payment of the
24 state share of total program pursuant to section 22-54.5-203, investment
25 moneys pursuant to section 22-54.5-301, hold-harmless moneys pursuant
26 to section 22-54.5-302, and per pupil supplemental payments pursuant to
27 section 22-54.5-303, in the second budget year commencing after the

1 increase is approved, as stated in the final fiscal note prepared for Senate
2 Bill 13-213, enacted in 2013.

3 **SECTION 9. Act subject to petition - effective date.** This act
4 takes effect at 12:01 a.m. on the day following the expiration of the
5 ninety-day period after final adjournment of the general assembly (August
6 6, 2014, if adjournment sine die is on May 7, 2014); except that, if a
7 referendum petition is filed pursuant to section 1 (3) of article V of the
8 state constitution against this act or an item, section, or part of this act
9 within such period, then the act, item, section, or part will not take effect
10 unless approved by the people at the general election to be held in
11 November 2014 and, in such case, will take effect on the date of the
12 official declaration of the vote thereon by the governor.