

Second Regular Session
Seventy-first General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 18-1094.01 Brita Darling x2241

SENATE BILL 18-215

SENATE SPONSORSHIP

Crowder and Coram,

HOUSE SPONSORSHIP

Reyher and Valdez,

Senate Committees
Education

House Committees

A BILL FOR AN ACT

101 CONCERNING ADDITIONAL FUNDING FOR RURAL SCHOOLS FOR THE
102 **2018-19 BUDGET YEAR.**

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 directs the general assembly to appropriate \$10 million for the 2018-19 budget year to the department of education to distribute to small rural districts and institute charter schools that are located within small rural districts. The money is distributed on a per pupil basis based on the student enrollment or funded pupil count for the 2017-18 budget year. If the rural district is the authorizer for a district charter school, the

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.

rural district must distribute the full per pupil share of the amount received to the district charter school.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 22-54-140 as
3 follows:

4 **22-54-140. Additional funding - small rural districts - eligible**
5 **charter schools - definitions - repeal.** (1) AS USED IN THIS SECTION,
6 UNLESS THE CONTEXT OTHERWISE REQUIRES:

7 (a) "ELIGIBLE INSTITUTE CHARTER SCHOOL" MEANS AN INSTITUTE
8 CHARTER SCHOOL THAT HAS A SMALL RURAL DISTRICT AS ITS ACCOUNTING
9 DISTRICT.

10 (b) "PER PUPIL DISTRIBUTION AMOUNT" MEANS AN AMOUNT EQUAL
11 TO TEN MILLION DOLLARS DIVIDED BY THE SUM OF THE TOTAL FUNDED
12 PUPIL COUNT FOR THE 2017-18 BUDGET YEAR OF ALL SMALL RURAL
13 DISTRICTS AND THE TOTAL STUDENT ENROLLMENT FOR THE 2017-18
14 BUDGET YEAR OF ALL ELIGIBLE INSTITUTE CHARTER SCHOOLS.

15 (c) "SMALL RURAL DISTRICT" MEANS A DISTRICT IN COLORADO
16 THAT THE DEPARTMENT OF EDUCATION DETERMINES IS RURAL, BASED ON
17 THE GEOGRAPHIC SIZE OF THE DISTRICT AND THE DISTANCE OF THE
18 DISTRICT FROM THE NEAREST LARGE, URBANIZED AREA, AND THAT
19 ENROLLS FEWER THAN ONE THOUSAND STUDENTS IN KINDERGARTEN
20 THROUGH TWELFTH GRADE.

21 (2) FOR THE 2018-19 BUDGET YEAR, THE GENERAL ASSEMBLY
22 SHALL APPROPRIATE TEN MILLION DOLLARS TO THE DEPARTMENT OF
23 EDUCATION TO DISTRIBUTE TO SMALL RURAL DISTRICTS AND TO ELIGIBLE
24 INSTITUTE CHARTER SCHOOLS AS PROVIDED IN THIS SECTION. A SMALL
25 RURAL DISTRICT AND AN ELIGIBLE INSTITUTE CHARTER SCHOOL THAT

1 RECEIVE MONEY PURSUANT TO THIS SECTION MAY USE THE MONEY ONLY
2 FOR NONRECURRING EXPENSES.

3 (3) (a) THE DEPARTMENT OF EDUCATION SHALL DISTRIBUTE TO
4 EACH SMALL RURAL DISTRICT AN AMOUNT EQUAL TO THE PER PUPIL
5 DISTRIBUTION AMOUNT MULTIPLIED BY THE SMALL RURAL DISTRICT'S
6 FUNDED PUPIL COUNT FOR THE 2017-18 BUDGET YEAR.

7 (b) EACH SMALL RURAL DISTRICT THAT IS THE AUTHORIZER FOR A
8 CHARTER SCHOOL SHALL DISTRIBUTE TO THE CHARTER SCHOOL ONE
9 HUNDRED PERCENT OF AN AMOUNT EQUAL TO THE AMOUNT RECEIVED
10 PURSUANT TO SUBSECTION (3)(a) OF THIS SECTION DIVIDED BY THE
11 FUNDED PUPIL COUNT OF THE SMALL RURAL DISTRICT FOR THE 2017-18
12 BUDGET YEAR, MULTIPLIED BY THE NUMBER OF STUDENTS ENROLLED IN
13 THE CHARTER SCHOOL FOR THE 2017-18 BUDGET YEAR. THE DISTRICT
14 CHARTER SCHOOL MAY USE THE MONEY IT RECEIVES PURSUANT TO THIS
15 SUBSECTION (3)(b) ONLY FOR NONRECURRING EXPENSES.

16 (4) THE DEPARTMENT OF EDUCATION SHALL CALCULATE FOR EACH
17 ELIGIBLE INSTITUTE CHARTER SCHOOL AND DISTRIBUTE TO THE STATE
18 CHARTER SCHOOL INSTITUTE AN AMOUNT EQUAL TO THE PER PUPIL
19 DISTRIBUTION AMOUNT MULTIPLIED BY THE NUMBER OF STUDENTS
20 ENROLLED IN THE ELIGIBLE INSTITUTE CHARTER SCHOOL FOR THE 2017-18
21 BUDGET YEAR. THE STATE CHARTER SCHOOL INSTITUTE SHALL DISTRIBUTE
22 TO EACH ELIGIBLE INSTITUTE CHARTER SCHOOL ONE HUNDRED PERCENT
23 OF THE AMOUNT RECEIVED FOR THE ELIGIBLE INSTITUTE CHARTER SCHOOL
24 PURSUANT TO THIS SUBSECTION (4).

25 (5) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2019.

26 **SECTION 2. Act subject to petition - effective date.** This act
27 takes effect at 12:01 a.m. on the day following the expiration of the

1 ninety-day period after final adjournment of the general assembly (August
2 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a
3 referendum petition is filed pursuant to section 1 (3) of article V of the
4 state constitution against this act or an item, section, or part of this act
5 within such period, then the act, item, section, or part will not take effect
6 unless approved by the people at the general election to be held in
7 November 2018 and, in such case, will take effect on the date of the
8 official declaration of the vote thereon by the governor.