

NOTE: This bill has been prepared for the signature of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.



HOUSE BILL 06-1215

BY REPRESENTATIVE(S) Plant, Buescher, Hall, Benefield, Berens, Butcher, Gallegos, Massey, McKinley, Merrifield, Paccione, Todd, Vigil, and Borodkin;
also SENATOR(S) Tapia, Keller, Owen, Evans, Spence, and Tupa.

CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF
EDUCATION.

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

SECTION 1. Part III of section 2 of chapter 354, Session Laws of Colorado 2005, is amended to read:

Section 2. **Appropriation.**

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

**PART III
DEPARTMENT OF EDUCATION**

(I) MANAGEMENT AND ADMINISTRATION

General Department and Program Administration	6,430,389*	4,103,447		127,368 ^b	2,184,263(T) ^c	15,311
	6,437,604 ^a	4,110,662 (50.5 FTE)		(1.5 FTE)	(24.5 FTE)	
Office of Professional Services	2,377,178			2,377,178 ^d (19.0 FTE)		
Health, Life, and Dental S.B. 04-257	1,356,763	703,688		46,247 ^b	138,246(T) ^c	468,582
Amortization						
Equalization						
Disbursement	57,186	23,069		2,122 ^b	5,956(T) ^c	26,039
Salary Survey and Senior Executive Service	828,410	393,052		27,800 ^b	66,621(T) ^c	340,937
Workers' Compensation	374,975	170,527		21,228 ^b	54,745(T) ^c	212,047
Emeritus Retirement	30,575	30,575		15,068 ^b	38,860(T) ^c	150,520
Administrative Law Judge Services	63,130			13,257 ^b	49,873(T) ^c	
	24,291			5,101 ^c	19,190(T) ^f	
Payment to Risk Management and Property Funds	94,725	43,078		3,807 ^b	9,817(T) ^c	38,023
	60,993	27,738		2,451 ^b	6,321(T) ^c	24,483
Capitol Complex Leased Space	474,415	82,665		29,963 ^b	54,266(T) ^c	307,521

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Information Technology	469,421		81,794		29,648 ^b	53,695(T) ^c	304,284
Asset Maintenance	90,697		90,697				
Disaster Recovery	19,722		19,722				
Colorado Student Assessment Program	21,410,857		15,765,353				5,645,504 (6.0 FTE)
Federal Grant for State Assessments and Related Activities	1,017,141						1,017,141 (10.0 FTE)
School Accountability Reports and State Data Reporting System	1,653,002		1,653,002 (3.0 FTE)				
Longitudinal Analyses of Student Assessment Results	124,651		124,651 (2.0 FTE)				
State Charter School Institute	150,000					150,000 ^g (2.0 FTE)	
Financial Literacy Resource Bank and Technical Assistance	39,114					39,114 ^h	
		36,746,208					
		36,522,580					

^a For informational purposes only, this amount includes the following: \$5,496,899 for personal services; \$698,502 for operating expenses; \$123,035 for 1,909 hours of legal services; \$36,338 for short-term disability; ~~\$34,033~~ \$37,504 for multiuse network payments; \$32,250 for capital outlay; and ~~\$9,332~~ \$9,099 for the purchase of services from computer center.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^b Of these amounts, it is estimated that ~~\$124,239~~ \$116,843 shall be from the Educator Licensure Cash Fund created in Section 22-60.5-112, C.R.S., ~~\$98,816~~ \$98,381 shall be from general education development program fees, and \$35,480 shall be from the Public School Income Fund pursuant to Section 22-2-2-112 (1) (i), C.R.S.

^c Of these amounts, it is estimated that ~~\$1,395,085~~ \$1,389,649 shall be from indirect cost recoveries; ~~\$809,970~~ \$805,623 shall be from Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding; ~~\$188,402~~ \$187,533 shall be from Assistance to Public Schools, Categorical Programs, Other Categorical Programs, Public School Transportation; and ~~\$120,457~~ \$111,157 shall be from various appropriations to the Department of Education.

^d Of this amount, \$2,369,678 shall be from the Educator Licensure Cash Fund created in Section 22-60.5-112, C.R.S., and \$7,500 shall be from the Nonpublic School Fingerprint Fund created in Section 22-1-121 (1.7) (c), C.R.S. For informational purposes only, this amount includes the following: \$1,025,112 for personal services; \$763,103 for Colorado Bureau of Investigation services; \$274,636 for operating expenses; \$158,048 for indirect cost recoveries; \$143,079 for 2,220 hours of legal services; and \$13,200 for capital outlay.

^e This amount shall be from the Educator Licensure Cash Fund created in Section 22-60.5-112, C.R.S.

^f This amount shall be from Assistance to Public Schools, Categorical Programs, District Programs Required by Statute, Special Education - Children with Disabilities.

^g This amount shall be from the State Charter School Institute Fund created pursuant to Section 22-30.5-506 (1), C.R.S.

^h This amount shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution.

(2) ASSISTANCE TO PUBLIC SCHOOLS

(A) Public School Finance^{10, 11}

State Share of Districts' Total Program Funding ¹²	2,820,869,410	2,520,590,122	9,527,356 ^a	290,751,932 ^a
Additional State Aid Related to Locally Negotiated Business Incentive Agreements	2,853,669,508	2,530,990,171		313,151,981 ^b
	<u>3,420,044</u>	3,420,044		
	2,824,289,454			
	2,857,089,552			

^a This amount shall be from rental income earned on public school lands that is credited to the Public School Income Fund pursuant to Section 36-1-116 (1) (a), C.R.S., and transferred to the State Public School Fund pursuant to Section 22-54-114 (1), C.R.S.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
<p>(B) Categorical Programs¹⁵</p> <p>(I) District Programs Required by Statute</p> <p>Special Education - Children with Disabilities 238,066,114 71,572,347 16,478,950^a 150,014,817 (0.5 FTE) (48.9 FTE)</p> <p>English Language Proficiency Program 11,885,600 3,101,598 1,205,957^b 7,578,045 (0.5 FTE) (4.1 FTE)</p> <p>(II) Other Categorical Programs</p> <p>Federal Special Education Grant for Infants, Toddlers, and Their Families^{16, 17} 7,215,847 7,215,847 (5.1 FTE)</p> <p>Public School Transportation 41,609,133 36,922,227 4,686,906^c</p> <p>Transfer to the Department of Higher Education for Distribution of State Assistance for Vocational Education 19,996,048 17,792,850 2,203,198^c</p>						

^a Of this amount, ~~\$221,429,354~~ \$231,829,403 shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution, and ~~\$69,322,578~~ \$81,322,578 shall be from the State Public School Fund created in Section 22-54-114, C.R.S. Of the amount from the State Public School Fund, ~~\$47,400,000~~ \$55,700,000 is estimated to be from federal mineral leasing revenues transferred to the State Public School Fund pursuant to Section 22-54-114 (1), C.R.S., ~~\$19,000,000~~ \$19,250,000 is estimated to be from interest earned AND INVESTMENT EARNINGS on moneys in the Public School Fund and transferred to the State Public School Fund pursuant to Sections 22-41-106 and 22-54-114 (1), C.R.S., \$2,000,000 is estimated to be from audit recoveries credited to the State Public School Fund pursuant to Section 22-54-114 (4), C.R.S., and ~~\$922,578~~ \$4,372,578 is estimated to be from reserves in the State Public School Fund.

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Special Education - Gifted and Talented Children	6,258,744		5,500,000			758,744 ^c	
Expelled and At-risk Student Services Grant Program	6,285,171		5,788,807			496,364 ^c	
Small Attendance Center Aid	843,781 889,541		787,645 833,405			56,136 ^c	
Comprehensive Health Education	<u>600,000</u> 82,868,724 82,854,484					600,000 ^d	

^a Of this amount, \$16,380,950 shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution, and \$98,000(T) shall be from federal funds appropriated in the Department of Human Services.

^b Of this amount, \$941,957 shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution, and \$264,000(T) shall be from federal funds transferred from the Department of Human Services.

^c These amounts shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution.

^d This amount shall be from reserves in the Colorado Comprehensive Health Education Fund created in Section 22-25-109, C.R.S.

(C) Grant Programs and Other Distributions¹⁸

Read-to-Achieve Cash Fund	4,438,893 4,359,902					4,438,893 4,359,902 ^a	
Read-to-Achieve Grant Program	4,438,893 4,359,902					4,438,893 4,359,902 ^b	
Federal Title I Reading First Grant	11,597,722						11,597,722

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
S.B. 97-101 Public School Health Services	14,585,895					14,585,895(T) ^e (1.4 FTE)	(8.5 FTE)
State Public School Fund, Contingency Reserve ^{19, 20}	3,767,309					3,767,309 ^d	
State Public School Fund, School Capital Construction Expenditures Reserve	10,000,000					10,000,000 ^e (2.0 FTE)	
Charter School Capital Construction	5,000,000					5,000,000 ^f	
State Match for School Lunch Program	2,472,644				2,472,644 ^s		
School Breakfast Program	250,000		250,000				
Colorado History Day	10,000					10,000 ^f	
	<u>56,561,356</u>						
	56,403,374						

^a This amount shall be from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S., pursuant to Section 24-75-1104.5 (1) (h), C.R.S.

^b This amount shall be from the Read-to-Achieve Cash Fund created in Section 22-7-506 (4) (a) (I), C.R.S.

^c This amount shall be from federal Medicaid funds appropriated to the Department of Health Care Policy and Financing. Of this amount, \$184,168 shall be for administrative expenditures incurred by the Department of Education.

^d This amount shall be from school district reimbursements that are credited to the State Public School Fund, Contingency Reserve, pursuant to Section 22-54-117 (5) (b), C.R.S.

^e Of this amount, \$5,000,000 shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution, and \$5,000,000 shall be from the State Public School Fund, School Capital Construction Expenditures Reserve established in Section 22-54-117 (1.5), C.R.S. Of the latter amount, \$143,569 shall be for administrative expenditures.

^f These amounts shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution.

APPROPRIATION FROM

ITEM & SUBTOTAL	\$	\$	\$	\$	\$	\$	\$
	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS	FEDERAL FUNDS

^e This amount shall be from rental income earned on public school lands that is credited to the Public School Income Fund pursuant to Section 36-1-116 (1) (a), C.R.S., and transferred to the State Public School Fund pursuant to Section 22-54-114 (1), C.R.S.

(D) Appropriated Sponsored Programs

Sponsored Programs	318,285,593			575,000 ^a	3,348,212 ^b (4.7 FTE)	314,362,381	(90.1 FTE)
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^a This amount shall be from fees and charges for workshops, conferences, training programs, and seminars.

^b Of this amount, \$2,922,534(T) shall be transferred from the Department of Human Services, and \$425,678 shall be from various grants and donations.

~~3,531,896,841~~
3,564,584,717

(3) LIBRARY PROGRAMS

Colorado Library Consortium	600,000						
Colorado Virtual Library Reading Services for the Blind ^{2(a)}	379,796	600,000			20,000 ^a		
	<u>190,000</u>				190,000 ^b		
	1,169,796						

^a This amount shall be from grants and donations.

^b This amount shall be from the Reading Services for the Blind Cash Fund created in Section 24-90-105.5, C.R.S.

(4) SCHOOL FOR THE DEAF AND THE BLIND

(A) School Operations^{11, 21}

Personal Services	8,652,003
	(148.2 FTE)
Shift Differential	72,318
Operating Expenses	396,178

APPROPRIATION FROM

		ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$	\$

Vehicle Lease Payments		398,160						
Communication Services Payments		22,836						
		3,255						
		3,083						
Utilities		448,334						
		519,859						
Allocation of State and Federal Categorical Program Funding		145,000						
		(0.4 FTE)						
Medicaid Reimbursements for Public School Health Services		75,000						
		(1.5 FTE)						
		<u>9,814,924</u>		8,360,044				
		9,888,259		8,433,379			1,454,880(T) ^a	

^a Of this amount, \$1,174,880 shall be from Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding; \$145,000 shall be from Assistance to Public Schools, Categorical Programs; \$75,000 shall be from Assistance to Public Schools, Grant Programs and Other Distributions, S.B. 97-101 Public School Health Services; and \$60,000 shall be from federal Child Nutrition Act funds appropriated in the Assistance to Public Schools, Appropriated Sponsored Programs subsection.

(B) Special Purpose

Fees and Conferences		75,000						
Aides for Extended Diagnostic Enrollment		82,500						
		(2.8 FTE)						
Summer Olympics Housing		10,000						

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Grants	1,400,000						
	<u>(7.2 FTE)</u>						
	1,567,500				85,000 ^a	1,482,500 ^b	

^a Of this amount, \$75,000 shall be from fees and charges for workshops and conferences, and \$10,000 shall be from housing reimbursements.

^b Of this amount, \$1,400,000(T) shall be from various federal funds transferred from the Appropriated Sponsored Programs subsection, and \$82,500 shall be from federal funds transferred from school districts.

~~11,382,424~~
11,455,759

**TOTALS PART III
(EDUCATION)^{4,5}**

	\$3,581,195,269	\$2,698,318,712	\$15,308,970	\$368,727,670*	\$498,839,917
	<u>\$3,613,732,852</u>	<u>\$2,708,759,154</u>	<u>\$15,292,983</u>	<u>\$390,919,102^a</u>	<u>\$498,761,613</u>

^a Of this amount, ~~\$23,289,096~~ \$23,238,461 contains a (T) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

- 4 (Governor lined through this provision. See L. 2005, p. 2286.)
- 5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the General Assembly that this be done within existing resources.
- 10 (Governor lined through this provision. See L. 2005, p. 2289.)

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$

- 11 (Governor lined through this provision. See L. 2005, p. 2290.)
- 12 Department of Education, Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding -- Pursuant to section 22-54-104 (5) (c) (III) (B), C.R.S., the Department is required to transfer a portion of the amount appropriated for this line item to the Legislative Council to fund the biennial cost of living analysis. This amount transferred by the Department shall not exceed \$182,000 for fiscal year 2005-06.
- 13 Department of Education, Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding -- The minimum state aid for fiscal year 2005-06 is established at \$107.01 per student.
- 14 (Governor lined through this provision. See L. 2005, p. 2290.)
- 15 (Governor lined through this provision. See L. 2005, p. 2291.)
- 16 (Governor lined through this provision. See L. 2005, p. 2291.)
- 17 (Governor lined through this provision. See L. 2005, p. 2292.)
- 18 (Governor lined through this provision. See L. 2005, p. 2293.)
- 19 (Governor lined through this provision. See L. 2005, p. 2293.)
- 20 (Governor lined through this provision. See L. 2005, p. 2293.)
- 20a (Governor lined through this provision. See L. 2005, p. 2293.)

21 Department of Education, School for the Deaf and the Blind, School Operations -- This appropriation is based on an estimated enrollment of 232 students at the Colorado School for the Deaf and the Blind. It is the intent of the General Assembly that enrollment at the school not significantly exceed 232 students. The Department is requested to report annually to the Joint Budget Committee on any variance from this enrollment count.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Andrew Romanoff
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Joan Fitz-Gerald
PRESIDENT OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Karen Goldman
SECRETARY OF
THE SENATE

APPROVED _____

Bill Owens
GOVERNOR OF THE STATE OF COLORADO