

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.



SENATE BILL 07-161

BY SENATOR(S) Tapia, Keller, and Johnson;
also REPRESENTATIVE(S) Buescher, Pommer, White, Casso, Labuda, Massey,
Peniston, and Todd.

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 394, Session Laws of
Colorado 2006, is amended to read:

Section 2. **Appropriation.**

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
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PART III

DEPARTMENT OF EDUCATION

(1) MANAGEMENT AND ADMINISTRATION

General Department and Program Administration	6,723,166*	4,352,189		128,608 ^b	2,229,423(T) ^c	12,946
	6,702,173 ^a	4,331,196		(1.5 FTE)	(24.5 FTE)	
Office of Professional Services	2,427,339			2,427,339 ^d		
	2,477,339			2,477,339 ^d		
Health, Life, and Dental Amortization Equalization Disbursement	1,624,152	816,811		54,756 ^b	145,800(T) ^c	606,785
Salary Survey and Senior Executive Service	202,764	88,987		8,298 ^b	19,555(T) ^c	85,924
Workers' Compensation	768,848	354,397		33,632 ^b	68,042(T) ^c	312,777
	407,704	187,597		18,603 ^b	38,588(T) ^c	162,916
Emeritus Retirement	245,136	108,867		11,185 ^b	27,129(T) ^c	97,955
	29,392	29,392				
	21,607	21,607				
Administrative Law Judge Services	26,177			5,497 ^e	20,680(T) ^f	
	73,878			15,514 ^e	58,364(T) ^f	
Payment to Risk Management and Property Funds	83,004	38,193		3,787 ^b	7,856(T) ^c	33,168
	161,894	76,812		7,387 ^b	13,003(T) ^c	64,692

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Capitol Complex Leased Space	485,083		95,139		38,699 ^b	62,455(T) ^c	288,790
Information Technology Asset Maintenance	90,697		90,697				
Disaster Recovery Colorado Student Assessment Program	19,722		19,722				
	21,771,340		15,709,849				6,061,491 (6.0 FTE)
Federal Grant for State Assessments and Related Activities	601,154						601,154 (7.0 FTE)
School Accountability Reports and State Data Reporting System	1,308,453		1,308,453 (3.0 FTE)				
Longitudinal Analyses of Student Assessment Results	277,124		277,124 (2.0 FTE)				
State Charter School Institute Administration, Oversight, and Management	765,125 473,087					765,125(T) ^f 473,087(T) ^g (6.5 FTE) (5.0 FTE)	

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Institute Charter Schools' Categorical Funding							
OTHER TRANSFERS TO INSTITUTE CHARTER SCHOOLS	450,000 750,000					450,000(T) ^h 750,000(T) ^h	
Direct Administrative and Support Services Provided by the Department to the State Charter School Institute	255,042 60,000					255,042(T) ^j 60,000(T) ⁱ (2.0 FTE) (1.3 FTE)	
Department Implementation of Section 22-30.5-501 et seq., C.R.S.	510,084 315,391					510,084(T) ^g 315,391(T) ^g (3.0 FTE) (5.0 FTE)	
Financial Literacy	40,000					40,000 ^j	
Civic Education	<u>200,000</u>					200,000 ^j	
		39,066,370 38,669,842					

APPROPRIATION FROM

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

^a For informational purposes only, this amount includes the following: \$5,814,198 for personal services; \$655,216 for operating expenses; \$129,373 for 1,909 hours of legal services; \$42,885 for capital outlay; ~~\$40,923~~ \$29,163 for multiuse network payments; AND \$31,338 for short-term ~~disability~~ ~~and \$9,233 for the purchase of services from computer center~~ DISABILITY.

^b Of these amounts, it is estimated that ~~\$143,395~~ \$139,860 shall be from the Educator Licensure Cash Fund created in Section 22-60.5-112, C.R.S., ~~\$107,508~~ \$107,225 shall be from general education development program fees, and \$35,480 shall be from the Public School Income Fund pursuant to Section 22-2-112 (1) (i), C.R.S.

^c Of these amounts, it is estimated that ~~\$1,436,724~~ \$1,432,811 shall be from indirect cost recoveries; \$842,406 shall be from Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding; ~~\$195,150~~ \$194,834 shall be from Assistance to Public Schools, Categorical Programs, Other Categorical Programs, Public School Transportation; and ~~\$97,439~~ \$95,356 shall be from various appropriations to the Department of Education.

^d Of this amount, ~~\$2,419,839~~ \$2,469,839 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: ~~\$1,049,521~~ \$1,099,521 for personal services; \$775,000 for Colorado Bureau of Investigation services; \$274,636 for operating expenses; \$164,533 for indirect cost recoveries; \$150,449 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 These amounts shall be from Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding.

^h This amount shall be from various line items in the Assistance to Public Schools, Categorical Programs section.

ⁱ This amount shall be from the State Charter School Institute Administration, Oversight, and Management line item.

^j These amounts 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

State Share of Districts' Total Program Funding ⁶	3,034,231,512	2,386,878,681	256,100,000 ^a	9,527,356 ^b	381,725,475 ^c
	3,055,332,676			9,491,876 ^b	402,862,119 ^c
Additional State Aid Related to Locally Negotiated Business Incentive Agreements	1,140,015				
	904,942				
	<u>3,035,371,527</u>				

APPROPRIATION FROM

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

3,056,237,618

^a This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S.

^b 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.

^c Of this amount, \$308,628,360 shall be from the State Education Fund created in Section 17 (4) of Article IX of the State Constitution, and ~~\$73,097,115~~ \$94,233,759 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, ~~\$52,071,000~~ \$62,900,000 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 is estimated to be from interest earned 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 ~~\$26,115~~ \$10,333,759 is estimated to be from reserves in the State Public School Fund.

(B) Categorical Programs⁸

(I) District Programs Required by Statute

Special Education - Children with Disabilities	242,844,686	73,852,376		16,478,950 ^a (0.5 FTE)	152,513,360 (54.4 FTE)
English Language Proficiency Program	17,410,769	4,657,644		1,475,253 ^b	11,277,872 (4.6 FTE)
	<u>260,255,455</u>				

(II) Other Categorical Programs

Public School Transportation	42,940,625			4,861,024 ^b	
Transfer to the Department of Higher Education for Distribution of State Assistance for Vocational Education	20,635,922	18,349,048			2,286,874 ^b

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Special Education - Gifted and Talented Children	7,808,744		7,050,000			758,744 ^b	
Expelled and At-risk Student Services Grant Program	6,285,171		5,788,807			496,364 ^b	
Small Attendance Center Aid	890,777		834,479			56,298 ^b	
Comprehensive Health Education	<u>600,000</u>		300,000			300,000 ^c	
	79,161,239						

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

^c 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 Distributions^g

Read-to-Achieve Cash Fund	4,369,567					4,369,567 ^a	
Read-to-Achieve Grant Program	4,369,567					4,369,567 ^b	
Federal Title I Reading First Grant	10,878,225						10,878,225 (9.0 FTE)
Family Literacy Education Fund	200,000					200,000 ^c	
Family Literacy Education Grant Program	200,000					200,000 ⁱ	
National Credential Fund	83,000					83,000 ^c	

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
National Credential Fee Assistance	83,000					83,000 ^d	
S.B. 97-101 Public School Health Services	15,713,464 184,520					15,713,464(T) 184,520(T) ^e (1.4 FTE)	
State Public School Fund, Contingency Reserve	4,291,277					4,291,277 ^f	
State Public School Fund, School Capital Construction			7,500,000				
Expenditures Reserve	15,000,000					7,500,000 ^g (2.0 FTE)	
School Construction and Renovation Fund	15,437,602		7,500,000			7,937,602 ^h	
Charter School Capital Construction	5,000,000					5,000,000 ^c	
State Match for School Lunch Program	2,472,644				2,472,644 ⁱ		
School Breakfast Program	500,000		500,000				
Colorado History Day	<u>10,000</u>					10,000 ^c	
	78,608,243 63,079,402						

^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 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 the National Credential Fund created in Section 22-60.5-112.5 (4) (b), C.R.S.

APPROPRIATION FROM

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

^e This amount shall be from federal Medicaid funds transferred from the Department of Health Care Policy and Financing. ~~Of this amount, \$184,520~~ THIS AMOUNT shall be for administrative expenditures incurred by the Department of Education.

^f 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.

^g This amount shall be from State Public School Fund, School Capital Construction Expenditures Reserve established in Section 22-54-117 (1.5), C.R.S. Of this amount, \$158,043 shall be for administrative expenditures.

^h Of this amount, \$7,500,000 shall be from the General Fund appropriation to the School Construction and Renovation Fund established in Section 22-43.7-103 (1), C.R.S., for FY 2006-07, and \$437,602 shall be from reserves in said fund.

ⁱ 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.

^j This amount shall be from the Family Literacy Education Fund created in Section 22-2-124 (8) (b), C.R.S.

(D) Appropriated Sponsored Programs

Sponsored Programs	308,854,029			575,000 ^a	3,074,648 ^b (6.3 FTE)	305,204,381 (95.3 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, \$2,588,648(T) shall be transferred from the Department of Human Services, and \$486,000 shall be from various grants and donations.

~~3,762,250,593~~
3,767,587,743

(3) LIBRARY PROGRAMS

Colorado Library Consortium	1,000,000				20,000 ^a	
Colorado Virtual Library	379,796					
Colorado Talking Book Library, Building Maintenance and Utilities Expenses	61,023					61,023

APPROPRIATION FROM

ITEM & SUBTOTAL	\$	\$	\$	\$	\$	\$	\$	\$

Reading Services for the Blind ¹⁰		200,000						200,000 ^b
		1,640,819						

^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								
Personal Services		8,266,658						
		(141.3 FTE)						
Early Intervention Services ¹¹		1,253,716						
		(10.0 FTE)						
Shift Differential		75,627						
Operating Expenses		400,077						
		415,567						
Vehicle Lease Payments		45,060						
		23,292						
Communication Services Payments		3,282						
		3,473						
Utilities		577,718						
		498,094						
Allocation of State and Federal Categorical Program Funding		150,000						
		(0.4 FTE)						

APPROPRIATION FROM

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

Medicaid Reimbursements for Public School Health Services

	75,000
	<u>(1.5 FTE)</u>
	10,847,138
	10,761,427

	9,189,120
	9,103,409

1,658,018(T)^a

^a Of this amount, \$1,219,410 shall be from Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding; \$153,608 shall be from various grants and donations; \$150,000 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
Federal Funds
Transferred from School Districts
Summer Olympics
Housing
Grants

	75,000
	269,000
	(2.8 FTE)
	10,000
	1,246,392
	<u>(5.9 FTE)</u>
	1,600,392

	85,000 ^a
	1,515,392 ^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, \$1,246,392(T) shall be from various federal funds transferred from the Appropriated Sponsored Programs subsection, and \$269,000 shall be from federal funds transferred from school districts.

~~12,447,530~~

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	12,361,819					
	\$3,815,405,312	\$2,586,409,140	\$256,100,000 ^a	\$15,379,219	\$469,477,164 ^b	\$488,039,789
	<u>\$3,820,260,223</u>	<u>\$2,586,019,467</u>		<u>\$15,399,938</u>	<u>\$474,734,466^b</u>	<u>\$488,006,352</u>

**TOTALS PART III
(EDUCATION)^{2,3}**

^a This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S.
^b Of this amount, ~~\$25,877,169~~ \$9,997,827 contains a (T) notation.

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

- 2 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. Until such time as the Secretary of State publishes the code of Colorado regulations and the Colorado register in electronic form pursuant to section 24-4-103 (11) (b), C.R.S., 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. Alternatively, the Office of Legislative Legal Services may provide links on its internet web site to such rules. It is the intent of the General Assembly that this be done within existing resources.
- 3 (Governor lined through this provision. See L. 2006, p. 2896.)
- 6 Department of Education, Assistance to Public Schools, Public School Finance, State Share of Districts' Total Program Funding -- The minimum state aid for fiscal year 2006-07 is established at \$110.86 per student.
- 7 (Governor lined through this provision. See L. 2006, p. 2898.)
- 8 (Governor lined through this provision. See L. 2006, p. 2898.)
- 9 (Governor lined through this provision. See L. 2006, p. 2899.)
- 10 (Governor lined through this provision. See L. 2006, p. 2899.)

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. 2006, p. 2899.)

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.

Joan Fitz-Gerald
PRESIDENT OF
THE SENATE

Andrew Romanoff
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Karen Goldman
SECRETARY OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____

Bill Ritter, Jr.
GOVERNOR OF THE STATE OF COLORADO