

# An Act

SENATE BILL 20-124

BY SENATOR(S) Priola and Hansen, Foote, Bridges, Donovan, Fields, Ginal, Hisey, Moreno, Sonnenberg, Tate, Todd, Winter, Zenzinger, Garcia; also REPRESENTATIVE(S) Will and Buentello, Exum, Jackson, Valdez A., Becker.

CONCERNING ADDING TO THE PUBLIC SCHOOL FACILITY CONSTRUCTION GUIDELINES A REQUIREMENT TO CONSULT WITH THE LOCAL ELECTRIC UTILITY.

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

**SECTION 1.** In Colorado Revised Statutes, 22-43.7-107, **amend** (2) as follows:

**22-43.7-107. Public school facility construction guidelines - establishment by board - use.** (2) The public school facility construction guidelines ~~shall~~ **MUST** identify and describe the capital construction, renovation, and equipment needs in public school facilities and means of addressing those needs that will provide educational and safety benefits at a reasonable cost. In preparing the guidelines, the board shall address the following considerations:

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*Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.*

(a) Health and safety issues, including security needs and all applicable building, health, safety, and environmental codes and standards required by state and federal law;

(b) Technology, including but not limited to telecommunications and internet connectivity technology, technology for individual student learning and classroom instruction, and technology, as defined in section 22-43.7-109 (5)(a)(I)(B), which includes hardware, devices, or equipment necessary for individual student learning and classroom instruction, including access to electronic instructional materials, or necessary for professional use by a classroom teacher;

(c) Building site requirements;

(d) Building performance standards and guidelines, including but not limited to green building and energy efficiency criteria as specified in executive order D0012 07, "Greening of State Government: Detailed Implementation", issued by the governor on April 16, 2007, or any subsequent executive orders or other policy directives concerning green building and energy efficiency criteria issued by the governor or the Colorado energy office;

(e) CONSULTATION WITH THE INCUMBENT ELECTRIC UTILITY REGARDING ENERGY EFFICIENCY; BENEFICIAL ELECTRIFICATION, AS DEFINED IN SECTION 40-3.2-106 (6)(a); AND RENEWABLE DISTRIBUTED GENERATION OPPORTUNITIES;

(f) (f) Functionality of existing and planned public school facilities for core educational programs, particularly those educational programs for which the state board has adopted state model content standards;

(g) (g) Capacity of existing and planned public school facilities, taking into consideration potential expansion of services for the benefit of students such as full-day kindergarten and preschool- and school-based health services;

(h) (h) Public school facility accessibility; and

(i) (i) The historic significance of existing public school facilities and the potential to meet current programming needs by rehabilitating such

facilities.

**SECTION 2. Act subject to petition - effective date.** This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless

approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.



Leroy M. Garcia  
PRESIDENT OF  
THE SENATE



KC Becker  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

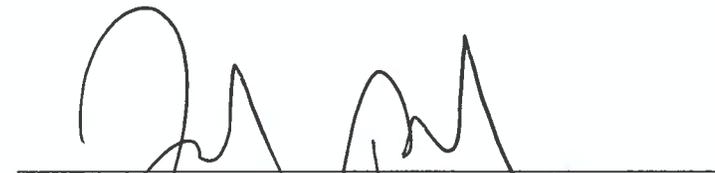


Cindi L. Markwell  
SECRETARY OF  
THE SENATE



Robin Jones  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

APPROVED July 02, 2020 at 3:43 pm  
(Date and Time)



Jared S. Polis  
GOVERNOR OF THE STATE OF COLORADO