

**Second Regular Session  
Seventy-second General Assembly  
STATE OF COLORADO**

**REVISED**

*This Version Includes All Amendments Adopted  
on Second Reading in the Second House*

LLS NO. 20-0932.01 Jerry Barry x4341

**SENATE BILL 20-124**

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**SENATE SPONSORSHIP**

**Priola and Hansen,** Foote, Bridges, Donovan, Fields, Garcia, Ginal, Hisey, Moreno, Sonnenberg, Tate, Todd, Winter, Zenzinger

**HOUSE SPONSORSHIP**

**Will and Buentello,**

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**Senate Committees**  
Transportation & Energy

**House Committees**  
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**A BILL FOR AN ACT**

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

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**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>.)*

Under current law, the public school capital construction assistance board establishes guidelines for considering applications for money from the public school capital construction assistance fund. The bill adds to the considerations in the guidelines consulting with the local electric utility on beneficial electrification and distributed generation

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.

HOUSE  
2nd Reading Unamended  
June 1, 2020

SENATE  
3rd Reading Unamended  
February 12, 2020

SENATE  
Amended 2nd Reading  
February 11, 2020

opportunities.

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

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

4           **22-43.7-107. Public school facility construction guidelines -**  
5 **establishment by board - use.** (2) The public school facility  
6 construction guidelines ~~shall~~ **MUST** identify and describe the capital  
7 construction, renovation, and equipment needs in public school facilities  
8 and means of addressing those needs that will provide educational and  
9 safety benefits at a reasonable cost. In preparing the guidelines, the board  
10 shall address the following considerations:

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

14           (b) Technology, including but not limited to telecommunications  
15 and internet connectivity technology, technology for individual student  
16 learning and classroom instruction, and technology, as defined in section  
17 22-43.7-109 (5)(a)(I)(B), which includes hardware, devices, or equipment  
18 necessary for individual student learning and classroom instruction,  
19 including access to electronic instructional materials, or necessary for  
20 professional use by a classroom teacher;

21           (c) Building site requirements;

22           (d) Building performance standards and guidelines, including but  
23 not limited to green building and energy efficiency criteria as specified in  
24 executive order D0012 07, "Greening of State Government: Detailed  
25 Implementation", issued by the governor on April 16, 2007, or any

1 subsequent executive orders or other policy directives concerning green  
2 building and energy efficiency criteria issued by the governor or the  
3 Colorado energy office;

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

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

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

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

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

20 **SECTION 2. Act subject to petition - effective date.** This act  
21 takes effect at 12:01 a.m. on the day following the expiration of the  
22 ninety-day period after final adjournment of the general assembly (August  
23 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a  
24 referendum petition is filed pursuant to section 1 (3) of article V of the  
25 state constitution against this act or an item, section, or part of this act  
26 within such period, then the act, item, section, or part will not take effect  
27 unless approved by the people at the general election to be held in

- 1 November 2020 and, in such case, will take effect on the date of the
- 2 official declaration of the vote thereon by the governor.