

SENATE COMMITTEE OF REFERENCE REPORT

\_\_\_\_\_  
Chair of Committee

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Date

April 28, 2022

Committee on Education.

After consideration on the merits, the Committee recommends the following:

HB22-1390 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend reengrossed bill, page 6, lines 2 and 3, strike "ON OR AFTER JUNE
- 2 1, 2023," and substitute "ONE YEAR AFTER NOTIFICATION BY THE
- 3 COMMISSION, IN COORDINATION WITH THE DEPARTMENT OF EDUCATION,".
  
- 4 Page 6, line 6, after "SECTION;" insert "AND".
  
- 5 Page 6, strike lines 8 through 14, and substitute "SUBSECTION (4)(a) OF
- 6 THIS SECTION.".
  
- 7 Page 6, line 17, strike "JUNE 1, 2023," and substitute "THE ONE-YEAR
- 8 DEADLINE AFTER NOTIFICATION BY THE COMMISSION, IN COORDINATION
- 9 WITH THE DEPARTMENT OF EDUCATION, ".
  
- 10 Page 6, line 23, strike "JUNE 1, 2023," and substitute "THE ONE-YEAR
- 11 DEADLINE AFTER NOTIFICATION BY THE COMMISSION, IN COORDINATION
- 12 WITH THE DEPARTMENT OF EDUCATION, ".
  
- 13 Page 11, strike lines 4 through 16.
  
- 14 Renumber succeeding sections accordingly.
  
- 15 Page 11, after line 16, insert:
- 16 **"SECTION 10.** In Colorado Revised Statutes, 22-54-117, **add**
- 17 **(1)(a)(IX)** as follows:
- 18 **22-54-117. Contingency reserve - fund - repeal.** (1) (a) For the
- 19 2007-08 fiscal year and fiscal years thereafter, the general assembly shall
- 20 annually determine the amount to appropriate to the contingency reserve
- 21 fund, which is hereby created in the state treasury. In deciding the amount

1 to appropriate to the contingency reserve fund, the general assembly may  
2 take into consideration any recommendations made by the department of  
3 education, but nothing in this section obligates the general assembly to  
4 provide supplemental assistance to all districts that are found to be in  
5 need or to fully fund the total amount of such need. The state board may  
6 approve and order payments from the contingency reserve fund for  
7 supplemental assistance to districts determined to be in need as the result  
8 of any or all of the following circumstances:

9 (IX) (A) FOR THE 2021-22, 2022-23, AND 2023-24 BUDGET YEARS,  
10 UNUSUAL FINANCIAL BURDEN CAUSED BY THE WITHHOLDING OF LOCAL  
11 PROPERTY TAXES PURSUANT TO SECTION 29-1-606 (5) FOR A RURAL OR  
12 SMALL RURAL SCHOOL DISTRICT, AS DEFINED IN SECTION 22-7-1211 (4),  
13 BECAUSE OF A DELAY IN FILING THE AUDIT REPORT DUE TO  
14 EXTRAORDINARY PROBLEMS THAT COULD NOT HAVE BEEN REASONABLY  
15 FORESEEN OR PREVENTED BY THE RURAL OR SMALL RURAL SCHOOL  
16 DISTRICT.

17 (B) THIS SUBSECTION (1)(a)(IX) IS REPEALED, EFFECTIVE JULY 1,  
18 2026."

19 Renumber succeeding sections accordingly.

20 Page 17, line 7, strike "books AND OPERATE" and substitute "books."

21 Page 17, strike line 8.

22 Page 17, strike lines 14 through 27.

23 Page 18, strike lines 1 through 9.

24 Renumber succeeding sections accordingly.

25 Page 29, after line 7, insert:

26 **"SECTION 32. Appropriation.** For the 2022-23 state fiscal year,  
27 \$1,000,000 is appropriated to the mill levy equalization fund created in  
28 section 22-30.5-513.1, C.R.S. This appropriation is from the general fund.  
29 The state charter school institute in the department of education is  
30 responsible for the accounting related to this appropriation."

31 Renumber succeeding sections accordingly.

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