

## CHAPTER 283

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**EDUCATION - PUBLIC SCHOOLS**

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## HOUSE BILL 18-1277

BY REPRESENTATIVE(S) Becker J. and Esgar, Hansen, Bridges, Buckner, Hamner, Michaelson Jenet, Winter, Young;  
also SENATOR(S) Baumgardner and Kefalas, Sonnenberg, Cooke, Coram, Crowder, Donovan, Garcia, Gardner, Guzman, Jahn,  
Kerr, Martinez Humenik, Merrifield, Scott, Tate, Todd, Williams A.

**AN ACT**

**CONCERNING A REQUIREMENT THAT AN APPLICATION FOR A "BUILDING EXCELLENT SCHOOLS TODAY ACT" GRANT OF FINANCIAL ASSISTANCE FOR PUBLIC SCHOOL CAPITAL CONSTRUCTION INCLUDE A PLAN FOR THE FUTURE USE OR DISPOSITION OF ANY EXISTING PUBLIC SCHOOL FACILITY THAT THE APPLICANT WILL STOP USING FOR ITS CURRENT USE IF IT RECEIVES THE GRANT.**

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

**SECTION 1.** In Colorado Revised Statutes, 22-43.7-109, **amend** (4) introductory portion; and **add** (4)(e.5) as follows:

**22-43.7-109. Financial assistance for public school capital construction - application requirements - evaluation criteria - local match requirements - technology grants - rules - definition.** (4) Applications for financial assistance submitted to the board ~~shall~~ **MUST** be in a form prescribed by the board and ~~shall~~ **MUST** include:

(e.5) IF THE APPLICATION IS FOR FINANCIAL ASSISTANCE FOR STATE FISCAL YEAR 2019-20 OR FOR ANY SUBSEQUENT STATE FISCAL YEAR AND IS FOR EITHER THE CONSTRUCTION OF A NEW PUBLIC SCHOOL FACILITY THAT WILL REPLACE ONE OR MORE EXISTING PUBLIC SCHOOL FACILITIES OR THE RECONSTRUCTION OR EXPANSION OF AN EXISTING PUBLIC SCHOOL FACILITY AND IF THE APPLICANT WILL STOP USING AN EXISTING PUBLIC SCHOOL FACILITY FOR ITS CURRENT USE IF IT RECEIVES THE GRANT, THE APPLICANT'S PLAN FOR THE FUTURE USE OR DISPOSITION OF THE EXISTING PUBLIC SCHOOL FACILITY AND THE ESTIMATED COST OF IMPLEMENTING THE PLAN.

**SECTION 2. Act subject to petition - effective date.** This act takes effect at

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

12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 8, 2018, if adjournment sine die is on May 9, 2018); 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 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: May 29, 2018