

First Regular Session
Seventy-second General Assembly
STATE OF COLORADO

ENGROSSED

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

LLS NO. 19-0488.02 Brita Darling x2241

SENATE BILL 19-094

SENATE SPONSORSHIP

Lundeen and Todd, Gardner, Hill, Sonnenberg, Zenzinger

HOUSE SPONSORSHIP

Garnett, Buckner

Senate Committees

Education
Appropriations

House Committees

A BILL FOR AN ACT
101 **CONCERNING THE LEGISLATIVE INTERIM COMMITTEE ON SCHOOL**
102 **FINANCE.**

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/>.)

Legislative Interim Committee on School Finance. The bill extends the work of the legislative interim committee on school finance (interim committee) for one year to include the 2019 legislative interim.

For the 2019 legislative interim, the bill maintains the party and chamber balance of legislative members on the interim committee and specifies the method for appointing interim committee members.

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.

SENATE
2nd Reading Unamended
March 13, 2019

The bill permits the interim committee to determine whether and in which interim to study the issues set forth in statute.

The bill authorizes the interim committee to contract with a vendor or vendors to assist with or facilitate the work of the interim committee.

The bill authorizes the interim committee to use unexpended money from the 2018-19 budget year during the 2019-20 budget year to cover costs incurred by the interim committee, including the hiring of a consultant or facilitator, if applicable.

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

2 **SECTION 1.** In Colorado Revised Statutes, 2-2-1901, **amend** (1),
3 (2), (3), (4), and (6) as follows:

4 **2-2-1901. Legislative interim committee on school finance -**
5 **creation.** (1) (a) Notwithstanding the provisions of section 2-3-303.3,
6 there is hereby created the legislative interim committee on school
7 finance, referred to in this part 19 as the "interim committee", to study the
8 issues described in section 2-2-1902 and create a new school finance
9 funding formula. EXCEPT AS PROVIDED IN SUBSECTION (1)(b) OF THIS
10 SECTION, the interim committee will meet during the 2017, ~~and~~ 2018, AND
11 2019 legislative interims. The interim committee consists of:

12 (a) (I) Five members of the senate, three of whom the president of
13 the senate shall appoint and two of whom the minority leader of the
14 senate shall appoint; and

15 (b) (II) Five members of the house of representatives, three of
16 whom the speaker of the house of representatives shall appoint and two
17 of whom the minority leader of the house of representatives shall appoint.

18 (b) FOR THE 2019 LEGISLATIVE INTERIM, OF THE FIVE MEMBERS
19 FROM THE HOUSE OF REPRESENTATIVES, TWO MEMBERS SHALL BE FROM
20 THE MAJORITY PARTY, AND THREE MEMBERS SHALL BE FROM THE
21 MINORITY PARTY. THE LEADERSHIP OF THE RESPECTIVE PARTIES AND

1 CHAMBERS SHALL APPOINT THE 2019 LEGISLATIVE INTERIM COMMITTEE
2 MEMBERS.

3 (2)(a) The appointing authorities shall appoint the members of the
4 interim committee as soon as possible after June 2, 2017, but no later than
5 July 1, 2017. FOR THE 2019 LEGISLATIVE INTERIM, THE APPOINTING
6 AUTHORITIES SHALL APPOINT THE MEMBERS OF THE INTERIM COMMITTEE
7 NO LATER THAN JUNE 14, 2019. The appointing authorities shall, to the
8 extent practicable, ensure that the members of the interim committee
9 represent school districts in all areas of the state, including urban,
10 suburban, and rural school districts, school districts of varying wealth in
11 property tax and other local revenues, and school districts with varying
12 student demographics. If a vacancy arises on the interim committee, the
13 appropriate appointing authority shall appoint an appropriate person to fill
14 the vacancy as soon as possible.

15 (b) The speaker of the house of representatives shall appoint the
16 chair of the interim committee for the first ~~interim~~ AND THIRD INTERIMS
17 and the vice-chair of the interim committee for the second interim. The
18 president of the senate shall appoint the vice-chair of the interim
19 committee for the first interim and the chair of the interim committee for
20 the second interim. FOR THE THIRD INTERIM, THE MEMBERS OF THE
21 INTERIM COMMITTEE SHALL ELECT THE VICE-CHAIR OF THE INTERIM
22 COMMITTEE.

23 (3) The chair of the interim committee shall schedule the first
24 meeting of the interim committee DURING THE 2017 LEGISLATIVE INTERIM
25 to be held no later than August 1, 2017, AND THE FIRST MEETING OF THE
26 INTERIM COMMITTEE DURING THE 2019 INTERIM TO BE HELD NO LATER
27 THAN JULY 1, 2019. The interim committee may meet up to five times

1 during each interim.

2 (4) The chair and vice-chair of the interim committee may appoint
3 subcommittees as necessary. ~~to provide technical assistance to the interim~~
4 committee. ~~A subcommittee may include members of the interim~~
5 committee and persons with technical expertise in school finance.
6 ~~Members of a subcommittee serve without compensation and without~~
7 ~~reimbursement for expenses.~~

8 (6) The interim committee may introduce up to a total of five bills,
9 joint resolutions, and concurrent resolutions in each of the 2018, ~~and~~
10 2019, ~~AND~~ 2020 legislative sessions. Bills that the interim committee
11 introduces are exempt from the five-bill limitation specified in rule 24
12 (b)(1)(A) of the joint rules of the senate and the house of representatives.
13 Joint resolutions and concurrent resolutions that the interim committee
14 introduces are exempt from the limitations set out in rule 26 (g) of the
15 rules of the house of representatives and rule 30 (f) of the rules of the
16 senate. The interim committee is exempt from the requirement specified
17 in rule 24 (b)(1)(D) and rule 24A (d)(8) of the joint rules of the senate and
18 the house of representatives and in section 2-3-303 (1)(f), to report bills
19 or other measures to the legislative council.

20 **SECTION 2.** In Colorado Revised Statutes, 2-2-1902, **amend** (1)
21 introductory portion, (2), and (3) as follows:

22 **2-2-1902. School finance study - issues - hiring consultant.**

23 (1) OVER THE COURSE OF THE THREE LEGISLATIVE INTERIMS, the interim
24 committee shall, at a minimum, study the following issues:

25 (2) THE INTERIM COMMITTEE SHALL DETERMINE THE TIMING AND
26 ORDER IN WHICH ISSUES DESCRIBED IN SUBSECTION (1) OF THIS SECTION
27 ARE STUDIED. NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (1) OF

1 THIS SECTION TO THE CONTRARY, THE INTERIM COMMITTEE NEED NOT
2 STUDY OR CONSIDER AN ISSUE DESCRIBED IN SUBSECTION (1) OF THIS
3 SECTION AFTER CONSIDERING INTERIM COMMITTEE TIME RESTRAINTS,
4 POLICY DECISIONS, OR AVAILABLE APPROPRIATIONS. Based on the study
5 of issues described in subsection (1) of this section, the interim committee
6 shall make legislative recommendations to the general assembly
7 addressing how to most accurately meet the educational needs of
8 individual students through the funding of education in Colorado.

9 (3) Subject to available appropriations, the interim committee
10 ~~shall issue a request for proposals~~ MAY ENTER INTO A CONTRACT OR
11 CONTRACTS for a private entity OR ENTITIES to assist in gathering
12 information and analyzing the issues specified in subsection (1) of this
13 section ~~The interim committee shall enter into a contract with the private~~
14 ~~entity by September 1, 2017. The interim committee shall not contract~~
15 ~~with a private entity that has ever previously contracted with the state of~~
16 ~~Colorado, or an agency or political subdivision thereof, for a study or~~
17 ~~analysis of school finance in Colorado OR TO FACILITATE THE WORK OF~~
18 THE INTERIM COMMITTEE.

19 **SECTION 3.** In Colorado Revised Statutes, **amend** 2-2-1903 as
20 follows:

21 **2-2-1903. Repeal of part.** This part 19 is repealed, effective July
22 1, 2019 2020.

23 **SECTION 4.** In Colorado Revised Statutes, 22-54-114, **amend**
24 (4)(d) as follows:

25 **22-54-114. State public school fund - repeal.** (4) (d) For the
26 2017-18, ~~and~~ 2018-19, AND 2019-20 budget years, the general assembly
27 may appropriate money from the state public school fund to the

1 legislative department for the costs incurred by the legislative interim
2 committee on school finance as provided in part 19 of article 2 of title 2.

3 **SECTION 5.** In Session Laws of Colorado 2018, section 1 of
4 chapter 410, (HB 18-1293), **add** (1.5) as follows:

5 **Section 1. Appropriation.** (1.5) (a) ANY MONEY FROM CASH
6 FUNDS RECEIVED PURSUANT TO SECTION 22-54-114 (4)(d), C.R.S.,
7 APPROPRIATED IN SUBSECTION (1)(d)(I) OF THIS SECTION, NOT EXPENDED
8 PRIOR TO JULY 1, 2019, IS FURTHER APPROPRIATED TO LEGISLATIVE
9 COUNCIL FOR THE 2019-20 STATE FISCAL YEAR.

10 (b) ANY MONEY FROM CASH FUNDS RECEIVED PURSUANT TO
11 SECTION 22-54-114 (4)(d), C.R.S., APPROPRIATED IN SUBSECTION (1)(e)(I)
12 OF THIS SECTION, NOT EXPENDED PRIOR TO JULY 1, 2019, IS FURTHER
13 APPROPRIATED TO LEGISLATIVE COUNCIL FOR THE 2019-20 STATE FISCAL
14 YEAR.

15 **SECTION 6. Safety clause.** The general assembly hereby finds,
16 determines, and declares that this act is necessary for the immediate
17 preservation of the public peace, health, and safety.