

First Regular Session
Seventy-second General Assembly
STATE OF COLORADO

DRAFT
12.6.18

BILL 1

LLS NO. 19-0488.01 Brita Darling x2241

INTERIM COMMITTEE BILL

Legislative Interim Committee on School Finance

BILL TOPIC: "Extend School Finance Interim Committee"

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 as it existed during the 2018 legislative interim and specifies the method of appointing new members

*Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

to fill vacancies created by nonreturning or resigning members who served during the 2018 interim.

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)(b), (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. The interim committee will meet during the 2017, **and**
10 2018, **AND** 2019 legislative interims. **EXCEPT AS PROVIDED IN SUBSECTION**
11 **(1)(b) OF THIS SECTION,** 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, THE INTERIM COMMITTEE**
19 **CONSISTS OF THE LEGISLATORS SERVING ON THE INTERIM COMMITTEE ON**
20 **JANUARY 3, 2018. IF AN INTERIM COMMITTEE MEMBER DOES NOT RETURN**

1 FOR THE SEVENTY-SECOND GENERAL ASSEMBLY OR A COMMITTEE MEMBER
2 RESIGNS THEIR MEMBERSHIP ON THE INTERIM COMMITTEE AT ANY TIME,
3 THE LEADERSHIP OF THE PARTY AND THE CHAMBER OF THE NONRETURNING
4 OR RESIGNING MEMBER SHALL APPOINT A REPLACEMENT COMMITTEE
5 MEMBER, MAINTAINING THE CURRENT PARTY AND CHAMBER BALANCE.

6 (2) (b) The speaker of the house of representatives shall appoint
7 the chair of the interim committee for the first interim AND THIRD
8 INTERIMS and the vice-chair of the interim committee for the second
9 interim. The president of the senate shall appoint the vice-chair of the
10 interim committee for the first interim and the chair of the interim
11 committee for the second interim. FOR THE THIRD INTERIM, THE MEMBERS
12 OF THE INTERIM COMMITTEE SHALL ELECT THE VICE-CHAIR OF THE INTERIM
13 COMMITTEE.

14 (3) The chair of the interim committee shall schedule the first
15 meeting of the interim committee DURING THE 2017 LEGISLATIVE INTERIM
16 to be held no later than August 1, 2017, AND THE FIRST MEETING OF THE
17 INTERIM COMMITTEE DURING THE 2019 INTERIM TO BE HELD NO LATER
18 THAN JULY 1, 2019. The interim committee may meet up to five times
19 during each interim.

20 (4) The chair and vice-chair of the interim committee may appoint
21 subcommittees as necessary. ~~to provide technical assistance to the interim~~
22 ~~committee. A subcommittee may include members of the interim~~
23 ~~committee and persons with technical expertise in school finance.~~
24 ~~Members of a subcommittee serve without compensation and without~~
25 ~~reimbursement for expenses.~~

26 (6) The interim committee may introduce up to a total of five bills,
27 joint resolutions, and concurrent resolutions in each of the 2018, and

1 2019, AND 2020 legislative sessions. Bills that the interim committee
2 introduces are exempt from the five-bill limitation specified in rule 24
3 (b)(1)(A) of the joint rules of the senate and the house of representatives.
4 Joint resolutions and concurrent resolutions that the interim committee
5 introduces are exempt from the limitations set out in rule 26 (g) of the
6 rules of the house of representatives and rule 30 (f) of the rules of the
7 senate. The interim committee is exempt from the requirement specified
8 in rule 24 (b)(1)(D) and rule 24A (d)(8) of the joint rules of the senate and
9 the house of representatives and in section 2-3-303 (1)(f), to report bills
10 or other measures to the legislative council.

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

13 **2-2-1902. School finance study - issues - hiring consultant.**

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

16 (2) THE INTERIM COMMITTEE SHALL DETERMINE THE TIMING AND
17 ORDER IN WHICH ISSUES DESCRIBED IN SUBSECTION (1) OF THIS SECTION
18 ARE STUDIED. NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (1) OF
19 THIS SECTION TO THE CONTRARY, THE INTERIM COMMITTEE NEED NOT
20 STUDY OR CONSIDER AN ISSUE DESCRIBED IN SUBSECTION (1) OF THIS
21 SECTION AFTER CONSIDERING INTERIM COMMITTEE TIME RESTRAINTS,
22 POLICY DECISIONS, OR AVAILABLE APPROPRIATIONS. Based on the study
23 of issues described in subsection (1) of this section, the interim committee
24 shall make legislative recommendations to the general assembly
25 addressing how to most accurately meet the educational needs of
26 individual students through the funding of education in Colorado.

27 (3) Subject to available appropriations, the interim committee

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

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

12 **2-2-1903. Repeal of part.** This part 19 is repealed, effective July
13 1, 2019 2020.

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

16 **22-54-114. State public school fund - repeal.** (4) (d) For the
17 2017-18, and 2018-19, AND 2019-20 budget years, the general assembly
18 may appropriate money from the state public school fund to the
19 legislative department for the costs incurred by the legislative interim
20 committee on school finance as provided in part 19 of article 2 of title 2.

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

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

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

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