

CHAPTER 135

EDUCATION - PUBLIC SCHOOLS

SENATE BILL 25-223

BY SENATOR(S) Kirkmeyer and Amabile, Bridges;
also REPRESENTATIVE(S) Sirota and Bird, Taggart, Garcia, Hamrick, Phillips, Rutinel, Smith, Story.

AN ACT

**CONCERNING MEASURES TO CALCULATE MILL LEVY EQUALIZATION TO DETERMINE THE
DISTRIBUTION OF MILL LEVY EQUALIZATION FUNDING TO INSTITUTE CHARTER SCHOOLS, AND,
IN CONNECTION THEREWITH, REDUCING AN APPROPRIATION.**

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

SECTION 1. In Colorado Revised Statutes, 22-30.5-513.1, **amend** (2)(b); and **add** (2)(c) and (2)(d) as follows:

22-30.5-513.1. Mill levy equalization - legislative declaration - definitions.
(2) (b) SUBJECT TO ANNUAL APPROPRIATION, the institute shall annually distribute the money appropriated for full mill levy equalization pursuant to subsection (2)(a.5)(I) of this section to the institute charter schools on an equal per-pupil basis, EXCLUDING PUPILS ENROLLED IN MULTI-DISTRICT ONLINE SCHOOLS, AS DEFINED IN SECTION 22-30.7-102, THAT ARE AUTHORIZED BY THE INSTITUTE; except that, in any budget year, an institute charter school must not receive a per pupil amount that is greater than the total amount of additional mill levy revenue, as defined in section 22-32-108.5, that the accounting district for the institute charter school is authorized to collect, divided by the funded pupil count, as determined pursuant to article 54 of this title 22, of the accounting district for the applicable budget year. The money distributed pursuant to this section is in addition to money distributed to institute charter schools pursuant to section 22-30.5-513.

(c) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, BEGINNING WITH THE 2025-26 BUDGET YEAR, AND EACH BUDGET YEAR THEREAFTER, THE INSTITUTE SHALL NOT DISTRIBUTE A PORTION OF THE FUNDS APPROPRIATED PURSUANT TO THIS SECTION TO A MULTI-DISTRICT ONLINE SCHOOL, AS DEFINED IN SECTION 22-30.7-102, THAT IS AUTHORIZED BY THE INSTITUTE.

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

(d) BEGINNING IN THE 2024-25 BUDGET YEAR, IF AN INSTITUTE CHARTER SCHOOL WITHIN THE GEOGRAPHIC BOUNDARY OF A SCHOOL DISTRICT RECEIVES ADDITIONAL MILL LEVY REVENUE FROM THE SCHOOL DISTRICT, THE GENERAL ASSEMBLY SHALL DEDUCT THE ADDITIONAL MILL LEVY REVENUE FROM THE AMOUNT NECESSARY TO FULLY FUND MILL LEVY EQUALIZATION.

SECTION 2. Appropriation - adjustments to 2025 long bill. To implement this act, the cash funds appropriation from the state education fund created in section 17 (4)(a) of article IX of the state constitution made in the annual general appropriation act for the 2025-26 state fiscal year to the department of education for use by the charter school institute for CSI mill levy equalization is decreased by \$1,008,494.

SECTION 3. Safety clause. The general assembly finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety or for appropriations for the support and maintenance of the departments of the state and state institutions.

Approved: April 28, 2025