

Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. R10-0942.01 Sharon Eubanks

HCR10-1002

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HOUSE CONCURRENT RESOLUTION 10-1002

101 **SUBMITTING TO THE REGISTERED ELECTORS OF THE STATE OF**
102 **COLORADO AN AMENDMENT TO ARTICLE IX OF THE**
103 **CONSTITUTION OF THE STATE OF COLORADO, CONCERNING THE**
104 **AUTHORITY OF THE GENERAL ASSEMBLY TO GENERATE**
105 **ADDITIONAL STATE REVENUES FOR FUNDING PRESCHOOL**
106 **THROUGH POSTSECONDARY PUBLIC EDUCATION WITHOUT PRIOR**
107 **VOTER APPROVAL, AND, IN CONNECTION THEREWITH,**
108 **NOTWITHSTANDING THE PRIOR VOTER APPROVAL REQUIREMENT**
109 **OF SECTION 20 (4) (a) OF ARTICLE X OF THE STATE**
110 **CONSTITUTION, ALLOWING THE GENERAL ASSEMBLY TO ENACT**
111 **STATUTES THAT RESULT IN ADDITIONAL STATE REVENUES TO BE**
112 **USED TO FUND PRESCHOOL THROUGH POSTSECONDARY PUBLIC**
113 **EDUCATION AND EXEMPTING ANY ADDITIONAL STATE REVENUES**

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

101
102

**RAISED FOR THIS PURPOSE FROM THE CONSTITUTIONAL
LIMITATIONS ON FISCAL YEAR SPENDING.**

Resolution Summary

(Note: This summary applies to this resolution as introduced and does not reflect any amendments that may be subsequently adopted. If this resolution passes third reading in the house of introduction, a resolution summary that applies to the reengrossed version of this resolution will be available at <http://www.leg.state.co.us/billsummaries>.)

The concurrent resolution authorizes the general assembly to enact statutes that result in additional state revenues without prior voter approval if the resulting revenues are used for various purposes relating to the funding of preschool through postsecondary education. These additional revenues are not subject to the constitutional limitations on fiscal year spending. The concurrent resolution does not otherwise affect the prior voter approval requirement for the generation of additional state revenues for any purpose other than the purposes specified in the concurrent resolution.

1 *Be It Resolved by the House of Representatives of the Sixty-seventh*
2 *General Assembly of the State of Colorado, the Senate concurring herein:*

3 **SECTION 1.** At the next election at which such question may be
4 submitted, there shall be submitted to the registered electors of the state
5 of Colorado, for their approval or rejection, the following amendment to
6 the constitution of the state of Colorado, to wit:

7 Article IX of the constitution of the state of Colorado is amended
8 BY THE ADDITION OF A NEW SECTION to read:

9 **Section 18. Authority of general assembly to increase state**
10 **revenues for funding education.** NOTWITHSTANDING THE PROVISIONS
11 OF SECTION 20 (4) (a) OF ARTICLE X OF THIS CONSTITUTION, THE GENERAL
12 ASSEMBLY IS AUTHORIZED TO ENACT STATUTES TO INCREASE STATE
13 REVENUES WITHOUT PRIOR VOTER APPROVAL IF THE RESULTING STATE

1 REVENUES ARE TO BE USED TO PREVENT OR REDUCE REDUCTIONS IN
2 FUNDING FOR PRESCHOOL THROUGH POSTSECONDARY PUBLIC EDUCATION
3 OR FOR THE PURPOSE OF IMPROVING PRESCHOOL THROUGH
4 POSTSECONDARY PUBLIC EDUCATION BY: EXPANDING THE AVAILABILITY
5 OF PRESCHOOL, FULL-DAY KINDERGARTEN, OR FAMILY LITERACY
6 PROGRAMS; IMPLEMENTING ACCOUNTABLE EDUCATION REFORM AND
7 ACCOUNTABLE PROGRAMS TO MEET ACADEMIC STANDARDS; REDUCING
8 CLASS SIZE; EXPANDING THE USE OF TECHNOLOGY IN EDUCATION;
9 IMPROVING STUDENT SAFETY; IMPROVING TEACHER EFFECTIVENESS;
10 ADDRESSING PUBLIC SCHOOL BUILDING NEEDS; OR IMPROVING THE
11 ACCESSIBILITY, QUALITY, AND AFFORDABILITY OF CAREER AND TECHNICAL
12 EDUCATION OPPORTUNITIES OR POSTSECONDARY EDUCATION
13 OPPORTUNITIES. ALL REVENUES RESULTING FROM THE EXERCISE OF THE
14 AUTHORITY GRANTED IN THIS SECTION SHALL NOT BE SUBJECT TO THE
15 LIMITATIONS ON FISCAL YEAR SPENDING SET FORTH IN SECTION 20 OF
16 ARTICLE X OF THIS CONSTITUTION. NOTHING IN THIS SECTION SHALL BE
17 CONSTRUED TO OTHERWISE AFFECT THE PRIOR VOTER APPROVAL
18 REQUIREMENT SET FORTH IN SECTION 20 (4) (a) OF ARTICLE X OF THIS
19 CONSTITUTION FOR THE GENERATION OF ADDITIONAL STATE REVENUES
20 FOR ANY PURPOSE OTHER THAN THE PURPOSES SPECIFIED IN THIS SECTION.

21 **SECTION 2.** Each elector voting at said election and desirous of
22 voting for or against said amendment shall cast a vote as provided by law
23 either "Yes" or "No" on the proposition: "SHALL THERE BE AN
24 AMENDMENT TO ARTICLE IX OF THE CONSTITUTION OF THE STATE OF
25 COLORADO, CONCERNING THE AUTHORITY OF THE GENERAL ASSEMBLY TO
26 GENERATE ADDITIONAL STATE REVENUES FOR FUNDING PRESCHOOL
27 THROUGH POSTSECONDARY PUBLIC EDUCATION WITHOUT PRIOR VOTER

1 APPROVAL, AND, IN CONNECTION THEREWITH, NOTWITHSTANDING THE
2 PRIOR VOTER APPROVAL REQUIREMENT OF SECTION 20 (4) (a) OF ARTICLE
3 X OF THE STATE CONSTITUTION, ALLOWING THE GENERAL ASSEMBLY TO
4 ENACT STATUTES THAT RESULT IN ADDITIONAL STATE REVENUES TO BE
5 USED TO FUND PRESCHOOL THROUGH POSTSECONDARY PUBLIC EDUCATION
6 AND EXEMPTING ANY ADDITIONAL STATE REVENUES RAISED FOR THIS
7 PURPOSE FROM THE CONSTITUTIONAL LIMITATIONS ON FISCAL YEAR
8 SPENDING?"

9 **SECTION 3.** The votes cast for the adoption or rejection of said
10 amendment shall be canvassed and the result determined in the manner
11 provided by law for the canvassing of votes for representatives in
12 Congress, and if a majority of the electors voting on the question shall
13 have voted "Yes", the said amendment shall become a part of the state
14 constitution.