Schedule 13
1331 Emergency Change Request for FY 2011-12 Budget Request Cycle

Decision Item FY 2011-12 ☐	Base Reduction Item FY 2011-12 ☐	1331 Supplemental FY 2010-11 ☑	Budget Amendment FY 2011-12 ☐

Request Title: Request for Spending Authority for Average Daily Attendance Study
Department: Education
Priority Number: N/A

Dept. Approval by: [illegible] **Date:** 9/13/10
OSPB Approval: [illegible] **Date:** 9/14/10

	Fund	1 Prior-Year Actual FY 2009-10	2 Appropriation FY 2010-11	3 1331 Supplemental Request FY 2010-11	4 Total Revised Request FY 2010-11	5 Base Request FY 2011-12	6 Decision/ Base Reduction FY 2011-12	7 November 1 Request FY 2011-12	8 Budget Amendment FY 2011-12	9 Total Revised Request FY 2011-12	10 Change from Base (Column 5) FY 2012-13
Total of All Line Items	Total	1,432,753	1,473,774	52,000	1,525,774	0	0	0	0	0	0
	FTE	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
	GF	0	0	0	0	0	0	0	0	0	0
	GFE	0	0	0	0	0	0	0	0	0	0
	CF	0	0	52,000	52,000	0	0	0	0	0	0
	CFE/RF	1,432,753	1,473,774	0	1,473,774	0	0	0	0	0	0
	FF	0	0	0	0	0	0	0	0	0	0
(2) Assistance to Public Schools, (A) Public School Finance, Administration	Total	1,432,753	1,473,774	52,000	1,525,774	0	0	0	0	0	0
	FTE	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
	GF	0	0	0	0	0	0	0	0	0	0
	GFE	0	0	0	0	0	0	0	0	0	0
	CF	0	0	52,000	52,000	0	0	0	0	0	0
	CFE/RF	1,432,753	1,473,774	0	1,473,774	0	0	0	0	0	0
	FF	0	0	0	0	0	0	0	0	0	0

Non-Line Item Request: None
Letternote Revised Text: None
Cash or Federal Fund Name and COFRS Fund Number: Average Daily Membership Study Fund 24E
Reappropriated Funds Source, by Department and Line Item Name:
Approval by OIT? Yes: ☐ No: ☐ N/A: ☑
Schedule 13s from Affected Departments: None

1331 CHANGE REQUEST for FY 2011-12 BUDGET REQUEST CYCLE

Department:	Education
Priority Number:	N/A
Change Request Title:	Request for Spending Authority for Average Daily Attendance Study

SELECT ONE (click on box):

☐ Decision Item FY 2011-12
☐ Base Reduction Item FY 2011-12
☒ 1331 Supplemental Request FY 2010-11
☐ Budget Request Amendment FY 2011-12

SELECT ONE (click on box):

Supplemental or Budget Request Amendment Criterion:

☐ Not a Supplemental or Budget Request Amendment
☒ An emergency
☐ A technical error which has a substantial effect on the operation of the program
☐ New data resulting in substantial changes in funding needs
☐ Unforeseen contingency such as a significant workload change

Short Summary of Request:

The Department is requesting $52,000 in cash funds spending authority out of the Average Daily Membership Study Fund to conduct the study mandated by Senate Bill 10-008, which is due to the General Assembly by December 15, 2010.

General Description of Request:

During the 2010 Legislative Session, Senate Bill 10-008 was passed mandating a study to "evaluate the feasibility of a system to determine pupil enrollment…based on the average daily membership of pupils in school districts." The Fiscal Note associated with the bill indicated that the Department would seek spending authority upon receiving "moneys sufficient to implement the provisions" of Senate Bill 10-008.

The reason for an Emergency Supplemental request is due to the following:

- The bill in 22-54-135(1) requires the Department to contract for a study no later than 60 days after the department receives gifts, grants and donations sufficient to conduct the study.

- However, 22-54-135(2) indicates that this is required "…only if the department receives gifts, grants, and donations, in an amount sufficient to conduct a study."

As of September 3, 2010, the Department has received sufficient funding to begin the study. Year to date, the Department has received $32,500 in gifts grants and donations, and an additional $12,500 has been promised. These funds are sufficient to begin the study, and prior to the report that is due December 15, 2010, and the Department anticipates receiving the full $52,000 anticipated by the Fiscal Note prepared May 19, 2010. The Department will not expend more than is received, even if spending authority is approved.

Consequences if Not Funded:

The primary consequence if spending authority is not granted is that the Department will not be able to meet the requirements of the statute specifically:

- Contract for the study within 60 days of receiving sufficient funding.
- Provide the report to the committees of reference, the Governor and the State Board of Education by December 15, 2010.

Calculations for Request:

Summary of Request FY 2010-11	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds	FTE
Total Request	$52,000	$0	$52,000	$0	$0	0.0
Administration	$52,000	$0	$52,000	$0	$0	0.0

Cash Funds Projections:

Cash Fund Name	Cash Fund Number	FY 2009-10 Expenditures	FY 2009-10 End of Year Cash Balance	FY 2010-11 End of Year Cash Balance Estimate	FY 2011-12 End of Year Cash Balance Estimate	FY 2012-13 End of Year Cash Balance Estimate
Average Daily Membership Study Fund	25E	$0	$0	$0 (anticipate receipt and expenditure of $52,000)	$0	$0

Assumptions for Calculations: The Department anticipates that the Balance in the fund will be fully expended by June 30, 2010. Anticipated revenues are $52,000.

Impact on Other Government Agencies: None.

Cost Benefit Analysis:

Cost	Benefit
Not to exceed $52,000	Compliance with the requirements of 22-54-135(1) –(11) C.R.S. Conduct a study to determine the most effective methodology for determine pupil membership in Colorado School districts.

Implementation Schedule:

Task	Month/Year
The Department notifies committees of reference, State Board of Education and Office of the Governor	September 21, 2010
Contractor Identified	No later than October 31, 2010
Contract or MOU Awarded/Signed	October 31, 2010
Start-Up Date	November 1, 2010
Report to Department	No later than December 1, 2010
Department Submits Report to committees of reference, State Board of Education and Office of the Governor	December 15, 2010

Statutory and Federal Authority:

22-54-135 (4) If the department of education receives moneys sufficient to implement the provisions of this section pursuant to subsection (2) of this section, the department shall provide written notification to the house and senate education committees, or any successor committees, and to the revisor of statutes and shall indicate the date by which the department is authorized to spend such moneys to contract for an average daily membership study pursuant to this section.

22-54-135 (8) The department of education shall submit to the office of the governor, the state board, and the members of the education committees of the house of representatives and the senate, or any successor committees, a report summarizing the findings and recommendations from the average daily membership study no later than December 15, 2010.

22-54-135 (10) (a) The department of education is hereby authorized to receive funding for the financing of the average daily membership study including but not limited to funding from public or

private gifts, grants, or donations. Any moneys received pursuant to this subsection (10) shall be credited to the average daily membership study fund created in paragraph (b) of this subsection (10).

(b) There is hereby created in the state treasury the average daily membership study fund, referred to in this paragraph (b) as the "fund". The fund shall consist of any moneys credited to the fund pursuant to paragraph (a) of this subsection (10). All moneys credited to the fund and any interest and income earned on the deposit and investment of moneys in the fund shall be subject to annual appropriation by the general assembly for funding the average daily membership study pursuant to this section; except that the general assembly may appropriate up to three percent of the moneys in the fund to the department of education for the administrative and indirect costs incurred by the department in connection with the study required pursuant to this section. Any moneys remaining in the fund at the end of a fiscal year shall remain in the fund and shall not be transferred to the general fund.

Performance Measures: The Department does not have a specific performance measure related to this Change Request.