BOULDER VALLEY SCHOOL DISTRICT RE-2 RESOLUTION NO. 18-21

House Bill 17-1375 Plan Relating to the Distribution of Local Mill Levy Override Revenue

WHEREAS, the voters of Boulder Valley School District have generously supported the School District by passing multiple local mill levy override (MLO) ballot measures.

WHEREAS, pursuant to House Bill 17-1375 (C.R.S. § 22-32-108.5), “each school district board of education has a duty to ensure that the school district uses and allocates its resources in a manner that results in the equitable treatment of all students enrolled in the school district, according to their individual needs, regardless of the type of school of the school district in which each student is enrolled.”

WHEREAS, House Bill 17-1375 provides that the School District may create a Plan, taking effect with the 2019-20 budget year, to allocate all or a portion of additional MLO revenue to programs; with any remainder not allocated to programs to be distributed at a rate of at least 95% of the School District’s per pupil of the remaining additional MLO share multiplied by the number of students enrolled in each charter school for the applicable budget year.

WHEREAS, C.R.S. § 22-32-108.5(4) states:

(a) ... Subject to statutory limits or requirements that apply to specific mill levy authorizations and any purposes specifically approved by voters in approving additional mill levy revenue, the plan must ensure that the additional mill levy revenue is distributed to, or otherwise used for programs that benefit, the schools of the participating school district based on meeting the needs of and equitably supporting the education of all of the students enrolled in all of the schools of the participating school district, regardless of the type of school in which each student is enrolled. For each program included in the plan, a charter school ... may choose to receive the per pupil program share in lieu of participating in the program, in which case the participating school district shall distribute to the charter school ... the per pupil program share. The charter school ... shall use the per pupil program share to provide a program or services, as selected by the charter school ..., to benefit the students for whom it received the per pupil program share.

WHEREAS, the School District desires to consider whether to allocate a portion of additional MLO revenue to support certain programs supporting all eligible students (including eligible students attending charter schools), and, as long as the language of voter approval permits, to allocate the remaining additional MLO revenue with its existing charter schools at the rate of 95% of the School District’s per pupil remaining additional MLO revenue multiplied by the number of students enrolled in each charter school for the applicable budget year.

WHEREAS, the School District desires to provide the charter schools with adequate time to plan for any potential change in funding and, therefore, this initial House Bill 17-1375 Plan is anticipated to have no negative financial impact on the existing charter schools. In future
budget years, the School District may amend this House Bill 17-1375 Plan during the annual budget process to direct a portion of additional MLO revenue to support programs and/or students with specific needs.

THEREFORE, BE IT RESOLVED, by the Board of Education of Boulder Valley School District, that the School District will ensure compliance with House Bill 17-1375 by distributing additional MLO revenue to each charter school authorized by the School District at a rate of 95% of the School District’s additional MLO revenue (to the extent the language of voter approval permits) divided by the district-wide certified Funded Pupil Count multiplied by each charter school’s certified Funded Pupil Count for the budget year or at the rate required by the applicable charter contract, whichever is higher.

The Board reserves the right to amend this House Bill 17-1375 Plan each year prior to July 1 in connection with its budget adoption process. In future years, the Board may decide to allocate additional MLO revenue to programs and/or students with specific needs, including but not limited to, English language learners, special education, early childhood education, alternative education campuses and students who qualify for free or reduced-price meals, with all additional MLO revenue remaining after the deduction for the cost of programs and/or student with specific needs to be allocated at a rate of 95% of the School District’s remaining additional MLO revenue (to the extent the language of voter approval permits) divided by the district-wide certified Funded Pupil Count multiplied by each charter school’s certified Funded Pupil Count for the budget year.

Adopted this 12th day of June, 2018.

BOULDER VALLEY SCHOOL DISTRICT RE-2
Tina Marquis
President, Board of Education

Attest:

Laura Shafer
Secretary, Board of Education