SCHOOL LAWS

Enacted by

The Forty-Second General Assembly

Second Regular Session

STATE OF COLORADO

1960

COLORADO STATE
DEPARTMENT OF EDUCATION

John H. Swenson
Acting Commissioner

DENVER
1960

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School Laws

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AN ACT

House Bill No. 31

(Ch. 31, S.L. '60)

MAKING A SUPPLEMENTAL APPROPRIATION TO STATE INSTITUTIONS OF HIGHER LEARNING EMERITUS RETIREMENT FUND.

Be It Enacted by the General Assembly of the State of Colorado:

SECTION 1. In addition to any other appropriation heretofore made for the current fiscal year, there is hereby appropriated, out of any moneys in the state treasury not otherwise appropriated, the lump sum of five thousand dollars ($5,000), or so much thereof as may be necessary for payment to persons qualifying for retirement benefits as provided by Chapter 242, Sessions Laws of Colorado, 1957.

SECTION 2. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health and safety.

Approved by the Governor February 4, 1960.

AN ACT

House Bill No. 36

(Ch. 60, S.L. '60)

RELATING TO SCHOOLS, AND PROVIDING FOR THE TRAINING OF TRAINABLE MENTALLY RETARDED CHILDREN AND MAKING AN APPROPRIATION THEREFOR.

Be It Enacted by the General Assembly of the State of Colorado:

SECTION 1. **Declaration of policy.** In order to provide training for trainable mentally retarded children, through properly staffed training units, there is hereby established a program for trainable mentally retarded children in representative areas of the state, as set forth in this act.

SECTION 2. **Children under program.** As used in this act, the term "trainable mentally retarded children" means children, not less than five nor more than eighteen years of age, who because of retarded intellectual development, as determined by individual psychological examination, are incapable of being educated profitably and efficiently through ordinary classroom instruction, or through the special educational facilities provided for the education of handicapped children under the provisions of article 22, chapter 123, Colorado Revised Statutes 1953, but who may be expected to benefit from training in a group setting designed to further their social adjustment and economic usefulness in their homes or in a sheltered environment.

SECTION 3. **State board of education to administer program.** The special training facilities established by this act shall be under the supervision of the state board of education, hereinafter called the "state board."

SECTION 4. **Selection of demonstration units.** Any school district of the state which maintains a school or schools in the district and wherein trainable mentally retarded children may

reside, may make application to the state board to participate in the program established by this act. From such applications, the state board shall select such school districts for the purpose of establishing a state demonstration program as provided by this act, provided that the locations of such school districts so selected shall be dispersed throughout the state in such manner that all sections of the state and the maximum number of children will be served as far as practicable. School districts selected to participate in said program shall administer such program in their respective districts under the supervision of the state board.

SECTION 5. **Eligibility of children to participate in program.** (1) The local school board of participating districts shall be responsible for determining the selection of children eligible to receive special training under the provisions of this act, in accordance with rules and regulations prescribed by the state board. A child, before acceptance under the program, shall undergo psychological and physical examination and such other additional evaluations as determined to be necessary by the state board. (2) Any participating child shall be regarded as eligible for such training as long as benefit to him from the program can be determined to exist, such determination to be in accordance with rules and regulations prescribed by the state board.

(3) The parents or guardian of any child resident in a school district where no specialized training program is established under this act, may make application to the local school board of a participating school district, upon forms prescribed by the state board, for enrollment of such child in the project, provided the school board of the district wherein such child is resident shall agree to pay one-half the per capita cost of the training of such child; and within the limits of the number of children authorized to be enrolled in each project and upon determination of eligibility and capability of receiving benefits from such program, said child may be enrolled in an authorized project, and in such case the district of residence shall pay to the district of attendance an amount equal to one-half the actual cost of training such child under the program authorized by this act.

SECTION 6. **Special training facilities.** The state board shall prescribe necessary rules and regulations in regard to the special training facilities authorized by this act, including but not limited to the following:

(1) The location of classrooms in which such special training facilities shall be conducted, provided that participating school districts may provide suitable facilities either in school buildings or in such other places as the state board may approve.

(2) Curricula, which, in the discretion of the state board, may be varied for experimental purposes in the participating districts, and which shall include counselling and guidance of parents or guardians of children participating in the program.

(3) Class size limitations, provided that in no case shall a demonstration project be comprised of less than five nor more than twelve children.

(4) Special equipment and instructional supplies.

(5) Hours of instruction in classroom.

SECTION 7. **Qualifications and employment of personnel-psychologists, teachers, and assistants.** (1) Psychological evaluations shall be administered by qualified personnel employed by a college, hospital, clinic, or other institution in the state approved by the state department of education, or by a psychologist who meets the certification requirements as established by the regulations of the state board.

(2) No person shall be employed as a teacher in any demonstration unit authorized by this act who does not hold a teacher's certificate as provided by section 123-17-8, Colorado Revised Statutes 1953, and who does not meet the standard requirements as established by the state board.

(3) Assistants may be employed to aid the teacher. The state board shall prescribe qualifications necessary for such assistants.

(4) The local school board of a participating district is hereby authorized to contract for and employ such teachers and assistants possessing qualifications prescribed by this section and by the state board.

SECTION 8. **Cost of program.** (1) The cost of administering and maintaining the program authorized by this act shall be paid jointly by the state and the participating school district for the school years beginning in September, 1960 and 1961. The per capita cost of educating a child in each school district participating in the program established by this act shall include the following expenses, applicable only to such special training and educational facilities, under rules and regulations prescribed by the state board as follows:

(a) Salaries of professional personnel, assistants to teachers, and custodial employees; and specialized services as needed.

(b) Specialized educational supplies and equipment.

(c) Operation of physical plant, including heat, light, water, repairs, and maintenance, if regular school facilities are not used.

(2) Upon submission and approval by the state board of itemized statements from the local school boards of the participating school districts for expenses incurred by them in conducting said program, such districts shall be reimbursed for one-half of the expenses listed in sub-section (1) of this section. Application by participating school districts for reimbursement shall be made upon forms prescribed by the state board, at such time or times during the school year as determined by the board. Participating school districts shall receive no state funds under the provisions of "The Public School Foundation Act" for any demonstration project established for conducting the program authorized by this act.

SECTION 9. **Report to the general assembly.** On the convening of the general assembly in January, 1962, the state board shall report and certify to the general assembly the following data, together with its recommendations and appraisal of the value and need of a state-wide program similar to the program conducted on an experimental basis under the provisions of this act:

(1) The number and other statistical data of children who received training pursuant to this act.

(2) The period of time each child received such training.

(3) An itemized statement for the school year of expenditures of the classifications specified under subsection (1) of section 8 of this act for providing such training.

(4) The per capita cost for providing such training, including all administrative expenses.

SECTION 10. **Appropriations.** There is hereby appropriated out of any moneys in the state treasury not otherwise appropriated, to the state board of education, for the fiscal year ending June 30, 1961, the sum of fifty thousand dollars ($50,000.00), for the purpose of matching local funds under the provisions of this act.

SECTION 11. **Safety clause.** The general assembly hereby finds, determines and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved by the Governor February 19, 1960.

AN ACT

House Bill No. 72

(Ch. 56, S.L. '60)

AUTHORIZING COUNTIES, CITIES AND COUNTIES, CITIES, TOWNS, VILLAGES, SCHOOL DISTRICTS, AND RECREATIONAL DISTRICTS TO CONSTRUCT, OWN AND OPERATE TELEVISION RELAY OR TRANSLATOR FACILITIES.

Be It Enacted by the General Assembly of the State of Colorado:

SECTION 1. 114-1-1, Colorado Revised Statutes 1953, is hereby amended to read:

114-1-1. **City or county may own and operate.** Any city, town, village, or any metropolitan recreational district organized under article 12, chapter 89, Colorado Revised Statutes, 1953, or county may own and operate public recreation facilities, playgrounds and television relay and translator facilities; acquire, equip and maintain land, buildings or other recreational facilities either within or without the corporate limits of such city, town, or village; and expend funds therefor and for all purposes connected therewith.

SECTION 2. 114-1-2, Colorado Revised Statues 1953, is hereby amended to read:

114-1-2. **School district may own and operate.** Any school district may operate a system of public recreation, and playgrounds, and television relay translator facilities, and may exercise all other powers enumerated in the preceding section.

SECTION 3. 89-12-14 (4), Colorado Revised Statutes 1953 (Supp.), is hereby amended to read:

89-12-14. (4) (a) To enter into contracts and agreements with any person or corporation, public or private, affecting the affairs of the district, including contracts with cities, towns, villages, counties or **school districts,** the state of Colorado or

the United States of America and any of its agencies or instrumentalities. A notice shall be published for bids on all construction or purchase contracts for work, material, or both, involving an expense of five thousand dollars or more. The district may reject any and all bids, and if it shall appear that the district can perform the work or secure material for less than the lowest bid, it may proceed so to do.

(b) To operate a system of television relay and translator facilities in addition to other recreational facilities provided by this article, and to use, acquire, equip and maintain land, buildings and other recreational facilities therefor.

SECTION 4. Any county, city and county, city, town, village, **school district,** or recreational district may receive funds from any private or public source for the purpose of constructing and operating such television transmission and relay booster facilities.

SECTION 5. **Tax limitations not to apply.** Any tax levy for the purposes of this act shall **not** be within the limitations prescribed for any county, city, city and county, town, village, or county, **school district,** or recreational district.

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

Approved by the Governor March 10, 1960.

AN ACT

House Bill No. 81

(Ch. 32, S.L. '60)

MAKING A SUPPLEMENTAL APPROPRIATION TO THE STATE SCHOOL ORGANIZATION FUND.

Be It Enacted by the General Assembly of the State of Colorado:

SECTION 1. In addition to any other appropriation heretofore made for the current fiscal year, there is hereby appropriated, out of any moneys in the state treasury not otherwise appropriated, the sum of six thousand five hundred dollars ($6,500), or so much thereof as may be necessary, to the state school organization fund for the purposes specified in and to carry out provisions of Chapter 237, Session Laws of Colorado 1957.

SECTION 2. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved by the Governor March 11, 1960.

AN ACT

HOUSE BILL NO. 96
(Ch. 59, S.L. '60)

Amending

S.B. 217, Ch. 238, S.L. '57

As Amended By

S.B. 13, Ch. 51, S.L. '58

and

S.B. 329, Ch. 217, S.L. '59

Amending act, appropriating funds and providing for study of school formula.
(See appendix (a) for appropriation and study of school formula)
Amendments to the Act in Italics

RELATING TO THE PUBLIC SCHOOL FOUNDATION ACT, AND MAKING AN APPROPRIATION TO THE STATE DEPARTMENT OF EDUCATION FOR THE PURPOSE OF PROVIDING FUNDS FOR DISTRIBUTION DURING THE FISCAL YEAR BEGINNING JULY 1, 1960.

Title

123-26-1. Short title. This act shall be known and cited as "The Public School Foundation Act."

Definitions

123-26-2. Definitions. (1) Unless otherwise indicated by the context, the following words and phrases, when used in this act, shall mean:

(2) "School district," any first, second or third class district, county high school district, union high school district, and joint school district.

(3) "Joint school district," a district organized under the provisions of section 123-7-5, as amended, or sections 123-8-1 to 123-8-39, as amended, Colorado Revised Statutes 1953, or otherwise as provided by law, and pertaining to territory in more than one county.

(4) "Junior college," any junior college organized under

the provisions of article 23 of chapter 123, Colorado Revised Statutes 1953.

(5) "State board," the state board of education.

(6) "Board of education," the school board, board of directors, and board of education of school districts of the first, second and third class, the high school committee in union and county high school districts, and the junior college committee in junior college districts.

(7) "County superintendent," the county superintendent of schools provided for in article XIV, section 8 of the constitution.

(8) "Teachers," any teacher, principal, supervisor or superintendent holding a valid certificate.

(9) "Public school income fund," the income from the public school fund as created by article IX of the constitution and statutes enacted pursuant thereto.

(10) *"Sales ratio" is that number which represents the per cent that the certified assessed valuation of real property is of its sales price as reported pursuant to the provisions of the Realty Recording Act, sections 118-6-21 to 118-6-33, Colorado Revised Statutes 1953, as determined annually for the previous three consecutive years as of July 1, 1960, from statistical studies conducted by the legislative council or its successor as designated by law.*

(11) *"Adjusted assessed value"* of any county is that *number which results from the following computation for the purposes and administering this article, only:*

(a) *The difference between the sales ratio of the county and the sales ratio of the state shall be computed to the nearest one-tenth by subtracting the smaller of the two numbers from the larger.*

(b) *The resulting difference determined in (a) shall be divided by the sales ratio of the county with the resulting quotient carried to the nearest one-tenth of a per cent.*

(c) *The certified assessed valuation of all locally assessed properties in the county shall be multiplied by one-half of the quotient determined in (b), provided that such locally assessed*

properties do not include state assessed properties; equities in state school lands; all producing metal mines as defined in 137-5-3; Colorado Revised Statutes, 1953; leasehold interests in lands producing oil and gas; and all personal property, all such exclusions to be consistent with the definitions established under authority of the state tax commission.

(d) *The result obtained by the multiplication process in* (c) *shall be added to the certified assessed valuation of all locally assessed properties, with exclusions as provided in* (c), *if the sales ratio of the county is a smaller amount than the sales ratio of the state, and the result obtained in* (c) *shall be subtracted from the same certified assessed valuation of all locally assessed properties, with exclusions as provided in* (c), *if the sales ratio of the county is a larger amount than the sales ratio of the state.*

(e) *The result obtained in* (d) *shall be added to the certified assessed valuation in the county of all state assessed properties; equities in state school lands; all producing metal mines as defined in 137-5-3, Colorado Revised Statutes, 1953; leasehold interests in lands producing oil and gas; and all personal property, which are the exclusions from "locally assessed properties" defined in* (c) *for purposes of this article, only.*

(f) *The number resulting from the completion of steps* (a) *through* (e) *of this subsection shall be rounded to the nearest one thousand dollars and shall accordingly become the "adjusted assessed value" of the county for purposes of administering this article.*

Editor's Note: These subsections (10) & (11) are effective to and including June 30, 1961, only.

Number of classroom units

123-26-3. Classroom units. (1) A classroom unit shall be the basis for equalization support under the provisions of this act. The number of classroom units allowed any school district in no case shall be greater than the number of equivalent full time teachers employed by the district. No more than one hundred eighty days of school shall be used in computing the classroom units to which a district is entitled.

(2) (a) The number of classroom units, calculated to the major fraction of one-tenth unit, to which a school district is entitled shall be determined as follows:

(b) One classroom unit for the first fifteen pupils in average daily attendance, *provided* that regardless of the number of pupils, every school district maintaining a school shall be entitled to at least three-fourths of one classroom unit.

Districts entitled to at least three-fourths of one classroom unit

(c) A second, third and fourth classroom unit for each additional twenty pupils in average daily attendance.

(d) One additional unit for each additional twenty-five pupils in average daily attendance.

(e) Districts having an increase in average daily attendance during the first twelve weeks of the current school year of seven per cent or more of the average daily attendance of the first twelve weeks of the previous school year, may, in the discretion of the state board, be allowed one additional classroom unit for each twenty-five pupils in average daily attendance in excess of such seven per cent increase.

Additional classroom units for increased attendance

(f) In the event that any county or union high school district maintains a school attendance center of less than one hundred and fifty pupils in average daily attendance or any other school district maintains a school attendance center of less than three hundred pupils in average daily attendance in a full twelve grade program, such district may make application to the state board for a determination of the needs of such school attendance center. If the state board shall determine that more than the number of classroom units as determined by subsections (2) (b) to (2) (e) are necessary for such school district to carry out a desirable educational program in such school attendance center, the state board may allow additional classroom units for such school district, *provided* that no more than three additional classroom units shall be allowed for each such school attendance center maintained by the respective district. The state board shall make an annual report to the general assembly of the additional units authorized under this subsection.

Additional classroom units for attendance centers

State Board to make annual report to General Assembly

123-26-4. Aggregate days of attendance and average daily attendance. (1) Aggregate days of attendance shall be the aggregate of all days of attendance in the public schools in any school district during the school year by all regularly enrolled pupils under twenty-one years of age and who have not completed the twelfth grade in any high school. No more than the

Definition of aggregate days of attendance

first one hundred eighty days of school shall be used in computing aggregate days of attendance. Each school district shall be entitled to credit for one day of attendance for each full day's attendance by any such pupil. Attendance for more than one-half of the regular hours of school during a day shall count as a full day's attendance, and attendance for one-half or less than one-half of the regular hours of school during a day shall count as one-half day of attendance. Night school classes, a minimum of two hours, shall count as one-half day of attendance.

Aggregate days of attendance where new districts are formed

(2) In any case where a new school district is formed, the aggregate attendance during the preceding school year of all districts or portions thereof composing the new district, shall be used in determining the aggregate days of attendance.

(3) The state board is empowered to make final determination of the proper aggregate days of attendance under subsections (1) and (2) of this section for any school district involved.

Average daily attendance computed upon 172 days

(4) Average daily attendance shall be computed by dividing aggregate days of attendance as determined under subsection (1), (2) and (3) of this section by the figure one hundred seventy-two.

Creation of State Public School Fund in State Treasurer's office

123-26-5. State public school fund. (1) For the purpose of paying the state's share of the cost of the public school finance program, there is hereby created in the state treasurer's office a fund to be known as the "state public school fund," which is derived from the net balance of the public school income fund as of June 30, 1957, and quarterly thereafter, said net balance to be after allocation of funds from said public school income fund under statutes now in effect providing for such allocations; from any balances which may be in the state public school fund created by section 123-6-6, Colorado Revised Statutes 1953, repealed by this act, and from all monies allocated to said state public school fund by statutes now in effect; from such monies as may be appropriated to the state public school fund from time to time; and from such other sources as may be made available to the said fund.

State Public School Fund a continuing fund

(2) The state public school fund shall be a continuing fund, and monies remaining in the fund at the end of any fiscal year shall not revert to the general fund of the state but shall remain

in the state public school fund and shall be available for distribution thereafter.

123-26-6. County public school fund. There is hereby created in the office of the county treasurer of each county of the state a continuing fund to be known as the county public school fund, into which shall be paid the proceeds of the county levies and other monies provided for in this act, and monies now allocated by law to the county public school fund created by section 123-6-7, Colorado Revised Statutes 1953, repealed by this act.

County Public School Fund a continuing fund—created in county treasurer's office

SECTION 1. **123-26-7.** Colorado Revised Statutes 1953 (Supp.), as amended by section 1 of chapter 51, Session Laws of Colorado 1958, is hereby amended to read:

123-26-7. County levies. (1) For the purpose of paying each county's share of the cost of the public school foundation program it shall be the duty of the board of county commissioners of each county to levy annually, at the same time that other taxes are levied for county purposes, a tax of twelve mills on all of the taxable property in the county. If a levy of twelve mills will produce a sum greater than the total aggregate value of all the classroom unit values as provided for in this article of all eligible school districts in any county, the board of county commissioners of such county may petition the state board for a determination of the amount of money which will be needed for the total aggregate classroom unit values of said county. The state board, immediately upon such determination, shall certify the amount to the board of county commissioners, and the board shall then make such levy as will produce such amount.

Twelve mill county levy provided

County commissioners petition State Board for amount of money needed

(2) A county or city and county consisting of one school district only shall be deemed to have made the necessary levy required by this section if the total general and special school levies of such county or city and county be not less than twelve mills.

123-26-8. Declaration of policy. With regard to the operation of this act, it is the intent of the first regular session of the Forty-second general assembly that the second regular session of the same general assembly shall establish the method for the determination of the ability of each county to support its share

Method to determine county's ability to be established by second regular session

of the minimum equalization program provided in this act. Such method my include ratios of assessed valuations based on sales, loan values, independent appraisals or other related factors; or indices based on other economic data.

Minimum days of school

123-26-9. Minimum days of school. No school district maintaining a school term of fewer than one hundred seventy days in 1956-1957 nor fewer than one hundred seventy-two days from and after the effective date of this act shall receive any funds from the county public school fund or the state public school fund herein provided for. In the event of enforced closing of school by order of the board of education on account of public emergency, storms, or other acts of God, or upon order of a health officer having jurisdiction, the aggregate days of attendance for such closed period shall be computed upon the basis of average attendance during the balance of the school year in which school was held, *provided* that a reasonable effort be made to reopen the school as soon as permissible. Average attendance shall be the quotient obtained by dividing the actual number of days the school was in session into the total of all days of attendance, computed as defined for aggregate days of attendance in section 4 of this act. The state board shall be the authority to decide the merit of claims for benefits under this section. Such days of enforced closing shall be considered as school days under this act.

Closing of school in case of emergency

Computing average attendance

State Board decide merit of claims

Minimum salary of teachers required

123-26-10. Minimum salaries. No school district shall receive any funds from the state public school fund unless such district shall pay each full-time teacher not less than sixty-five per cent of the classroom unit value as provided by section 12 of this act, and each part-time teacher not less than sixty-five per cent of the proportionate part of the classroom unit value allocated to each such part-time teacher.

123-26-11. Distribution of county public school fund. Each eligible district in the county shall be entitled to participate in the county public school fund in proportion as the total classroom unit values of such school district bear to the total classroom unit values of all eligible districts in the county. Upon approval of the county superintendent of schools, a district shall be considered an eligible district if it is educating all or a portion of its children in a school district of another state, except that such funds as would be due it under this section shall not

exceed the tuition and transportation paid by said district to the district of the other state. Under the provisions of this section, the days of attendance of pupils in the out-of-state district shall be considered the days of attendance to compute the classroom units in the district educating its children out-of-state. The state board shall determine the proportionate part of the county public school fund to be paid to each eligible district in each county and on or before January first of each year shall certify to the county treasurer the proportionate part of said fund to which each district is entitled, and furnish the county superintendent with a duplicate of certification. The proportion so certified by the state board shall be the basis on which the fund shall be distributed during the calendar year. The county treasurer at the end of each month shall credit the amounts of money in the county public school fund to the special funds of the respective districts in said proportion.

State Board to determine proportionate share of county public school fund paid to each district

County treasurer credit amounts to special fund of each district

123-26-12. Minimum equalization program. (1) From and after July 1, 1957, the state of Colorado hereby undertakes to provide the deficiency in funds of any school district as follows:

Basis for amount provided for each classroom unit

(2) *The deficiency between the sum of its share of the amount that would be produced at a one hundred per cent rate by multiplying the adjusted assessed value of said county by twelve mills, and the aggregate amount required to provide four thousand five hundred dollars for each classroom unit served by teachers holding any valid certificates other than a graduate certificate, and five thousand two hundred dollars for each classroom unit served by teachers holding graduate certificates.*

Editor's Note: This subsection (2) is effective to and including June 30, 1960 only.

Proration when money is insufficient

(3) In the event that there is insufficient money in any year in the state public school fund to pay the amount required for full participation by the state under the provisions of this act, as determined by the state board, then the amount to be distributed to any school district shall be in the same proportion as the amount available in the state public school fund bears to the amount required for full participation by the state.

Amount of distribution of State Public School Fund determined by State Board

123-26-13. Distribution of state public school fund. (1) The amount which each county and each school district of the state

shall be entitled to receive from the state public school fund under the provisions of this act shall be determined by the state board.

Provision for contingency reserve

(2) The state board shall withhold from normal distribution one and one-half per cent of the appropriation made by the general assembly from general revenues to the state public school fund, which amount is hereby designated as "contingency reserve." On May thirty-first of each year any balance of said contingency reserve shall not thereafter be held for contingency purposes but shall be distributed as are other monies in the state public school fund.

(3) The contingency reserve shall be for the purpose of providing supplemental support to school districts requiring assistance because of special circumstances or contingencies as provided in this act.

Basis for distribution of contingency reserve

(4) (a) The state board shall have power and authority to approve and order payments from said contingency reserve for assistance of such school districts found to be in need thereof upon consideration of any or all of the following:

(b) Financial emergencies caused by act of God.

(c) Temporary enrollments.

(d) Efforts of the district to provide sufficient funds for its own use.

(e) Standards of education maintained by the district.

(f) Geographical and physical factors which result in increased costs.

Application to State Board for supplemental support

(5) Applications for assistance shall be made to the state board and shall set forth fully the facts upon which the district relies for assistance. The truth of such facts shall be sworn to by the president and secretary of the board of education of the district making the application before any officer authorized to administer oaths.

State Board to make investigation

(6) The state board shall make such investigations as it shall deem proper, and if it finds that assistance should be granted upon the application, it shall determine the amount to be paid and by order upon the state treasurer, shall direct payment of such sum to the county treasurer of the county in

which such district is located, said sum to be forthwith credited by the county treasurer to the special fund of such district.

(7) (a) The state board shall withhold from normal distribution the June thirtieth, September thirtieth, December thirty-first and March thirty-first net balance receipts from the public school income fund, which amount is hereby designated as "direct grant reserve." The direct grant reserve shall be distributed to eligible school districts in the proportion that the aggregate days of attendance of each eligible school district bear to the total aggregate days of attendance of all eligible school districts in the state. The state board shall determine the proportionate share of all monies to be distributed on the basis of aggregate days of attendance in the school districts in the preceding school year.

Direct grant reserve

State Board determine distribution

(b) On or before April twentieth of each year, the state board shall certify to the state treasurer the amount of money to be paid to each county, and shall certify to the county treasurers the amount of money to be paid to each of the eligible school districts of their counties, and furnish the county superintendents with a duplicate of such certification.

Certification of Direct Grant Reserve April 20

(c) Not later than May first of each year, the state treasurer shall make distribution of said monies to the county treasurers, who shall forthwith credit to the special fund of each school district the amount to which such district is entitled.

Payment of Direct Grant Reserve May 1

(8) (a) The remaining portion of said state public school fund after deduction of the payments to junior colleges as determined under section 16 of this act shall be distributed quarterly in such equal amounts as possible, on or about September first, December first, March first and June first. The state board shall determine on or before July first of each year an estimate of the amount of money which will be available to the said fund during the succeeding fiscal year. Payments shall be allocated to eligible school districts as follows:

Remainder distributed Sept. 1 Dec. 1 March 1 June 1

(b) The payments to be made on September first, nineteen hundred fifty-seven and December first, nineteen hundred fifty-seven shall be preliminary payments, allocated on the basis of classroom units as determined by average daily attendance and the number and salaries and types of certificates for teachers during the school year nineteen hundred fifty-six-

Preliminary payments

fifty-seven and the assessed valuation for the tax year nineteen hundred fifty-six. The payments to be made on September first and December first in the succeeding years shall be preliminary payments allocated on the basis of the preceding June first payment.

Adjusted payments constitute entitlement

(8) (c) *The payments to be made on March first and June first shall be adjusted payments, allocated on the basis of classroom units as determined by average daily attendance of the preceding school year, the number and salaries and types of certificates for teachers employed during the year of distribution, and the adjusted assessed value for the preceding calendar year, which calculations shall constitute the entitlement of each district for the current school year.*

Editor's Note: This subsection (8) (c) is effective to and including June 30, 1961 only.

Special provision for overpayment and refunds thereof

(d) It is specifically provided that the state board may, if it determines that any district is likely to be overpaid in any of said quarterly payments, adjust such payments so as to eliminate such overpayment. In the event of overpayment to any school district, such amounts shall be refunded to the state public school fund by the school district to which such overpayment was made.

State Board certify quarterly to State Treasurer amount to be paid each county

State Board certify to county treasurer amount to be paid each district—County superintendent a copy

State treasurer make distribution to county treasurer

(9) As soon as the state board shall have determined the quarterly amounts to be paid to each eligible school district in all counties under this act, but not later than August fifteenth, November fifteenth, February fifteenth and May fifteenth, the state board shall certify to the state treasurer the amount of money to be paid each county, and shall certify to the county treasurer of the county the amount of money to be paid to each of the eligible school districts in his county and furnish the county superintendent with a duplicate of such certification. As soon as possible after such certification by the state board, but not later than September first, December first, March first and June first, the state treasurer shall make distribution of said monies to the county treasurers, who shall forthwith credit to the special fund of each school district the amount to which such district is entitled.

123-26-14. Report to state board. (1) (a) The secretary of the board of education of each school district electing to accept

and be subject to the terms and conditions of this act, immediately upon the conclusion of each school term, shall certify to the county superintendent of the county in which such district is located:

Secretary certify to county superintendent certain information required

(b) That it has accepted and elected to be subject to the terms and provisions of this act, and the filing of such certification shall constitute such acceptance.

(c) The total aggregate days of attendance for the school year.

(d) The number of days that school was actually in session.

(2) On or before June twentieth of each year, the county superintendent shall certify to the state board all such information received from the boards of education of all districts in his county.

County superintendent certify information to State Board

(3) (a) On or before October first of each year, the secretary of the board of education of each eligible school district shall certify to the county superintendent:

Secretary of board not later than Oct. 1 makes certain certification to county superintendent

(b) A statement of salary paid to and the type of certificate and degree held by each teacher employed by such district at the time of such report.

(c) Any changes made in any of the information required to be reported under subsection (1) of this section.

(4) On or before October fifteenth of each year, the county superintendent shall certify to the state board all such information received from the boards of education of all districts in his county.

By Oct. 15 county superintendent make certification to State Board

(5) If the degree of any teacher employed by any district at the time of such certification to the state board cannot be authenticated, such teacher shall be considered as holding a non-graduate certificate for the purposes of this act.

(6) *On or before October fifth of each year, the state tax commission shall certify to the state board the locally and state assessed valuation, combined, of all taxable property within each school district and each county in the state, together with the tax assessment in each county for each of the following classifications of property; state assessed properties; equities in state school lands; all producing metal mines as defined in*

137-5-3, Colorado Revised Statutes, 1953; leasehold interest in lands producing oil and gas; and all personal property. On or before November fifth of each year, the state tax commission shall certify to the state board the special school district levy for each school district in the state, the county levy as defined in 123-26-7, Colorado Revised Statutes, 1953 (Supp.), and at the same time shall furnish the state board with a statement setting forth the appraised valuation of all locally and state assessed taxable property, as determined by the state board of equalization for assessment purposes, in each and every county of the state; provided, said tax commission shall make necessary corrections in the special school district levies when tax abatements have been allowed prior to November fifth in order that school district special levies will produce the same amount of revenue as called for in the annual budget of said school district.

On or before November 15, 1960, the legislative council or its successor as designated by law shall report to the state board the sales ratio for the previous fiscal year and the three-year sales ratio average for the preceding three fiscal years for each county in the state and for the state as a whole.

Editor's Note: This subsection (6) is effective to and including June 30, 1961 only.

Secretary of board certify to county superintendent any increases in average daily attendance

(7) On or before December tenth of each year, the secretary of the board of education of any district eligible for additional classroom units under the provisions of section 123-26-3 (2) (e) of this act, shall certify to the county superintendent such increase in average daily attendance.

Secretary of board by Nov. 15 certify certain information concerning high school graduates

(8) On or before November fifteenth of each year, the secretary of the board of education of each eligible school district shall certify to the county superintendent the number of high school graduates of the preceding school year who are attending an institution of higher education and, if possible, the names of such institutions and the number of such graduates attending thereat.

County superintendent by Dec. 15 certify certain information to State Board

(9) On or before December fifteenth, the county superintendent shall certify to the state board all such information received from the boards of education of all districts in his county.

(10) All reports and certifications required under subsections (1), (3) and (7) of this section shall be made in such manner and form as shall be prescribed by the state board.

Computation of classroom unit values

123-26-15. Classroom unit values. (1) The classroom unit values to which each district shall be entitled shall be determined by computing the number of classroom units to which such district is entitled, based on the average daily attendance for the preceding school year, and the teachers employed by the district. The classroom units so determined shall be assigned a value in accordance with the certificates held by the teachers employed. The teachers employed by the district as of October first of each year shall be considered in determining such classroom unit values.

Part-time regularly employed teachers

Value of each classroom unit

State Board define standards for full and part-time teachers

(2) An aggregate of part-time regularly employed teachers may be included in computing classroom unit values, *provided* that the number of values so assigned to units shall not exceed the equivalent number of full-time teachers which are aggregate part-time personnel actually totals. If any one of said part-time teachers in any one classroom unit does not hold a graduate certificate, the value assigned to such unit shall be the same value as that assigned to a teacher not holding a graduate certificate. The state board shall establish by rule standards for full-time and part-time teachers and upon the basis of such standards shall determine the credit to which any district is entitled for any part-time teachers in computing the classroom unit values allowable to any such district.

Assignment of classroom units

(3) A district which employs a fewer number of equivalent full-time teachers than the number of classroom units shall be entitled to no greater number than the number of classroom units of equivalent full-time teachers. A district that employs a larger number of full-time teachers than the number of allowable classroom units may first assign classroom unit values on the basis of those teachers holding graduate certificates.

Direct grant to junior college

123-26-16. Junior colleges—grants. (1) *Any junior college district heretofore organized shall be entitled to a direct grant of two thousand one hundred dollars from the state public school fund for each seven students carrying an average of forty-five quarter hours or thirty semester hours of credit during the preceding regular academic year. On or before*

Junior college district make report to State Board

September first of each year, the junior college committee of each junior college district shall report to the state board the number of students and the quarter or semester hours credited to such students for the preceding regular academic year. Upon receipt of such information, the state board shall determine the amount of money which shall be paid to each such junior college district. In computing such amounts, the total number of quarter or semester hours shall be divided by the number forty-five if quarter hours, and by the number thirty if semester hours; the quotient arrived at in either case shall be divided by the number seven, and the quotient arrived at thereby shall be the number of direct grants to which each of said junior college districts shall be entitled; fractions of one-half or more shall be counted for an additional direct grant, and fractions of less than one-half shall be disregarded.

State Board determines amount paid to junior college district

Method of computation

Junior colleges entitled to direct grant—when

(2) *Junior colleges hereafter organized for the first school year shall be entitled to a direct grant of two thousand one hundred dollars for each seven students enrolled and taking full-time work as of October first of the calendar year in which the junior college is organized, and thereafter such junior colleges shall be entitled to direct grants as provided in subsection (1) of this section.*

Editor's Note: These subsections (1) and (2) are effective to and including June 30, 1961 only.

State Board certify to state treasurer amounts to be paid from state public school fund

(3) On or before September fifteenth of each year, the state board shall certify to the state treasurer the amounts from the state public school fund to be paid junior colleges as direct grants, and upon such certification the state treasurer shall make distribution of such monies to the respective county treasurers of the counties in which the college buildings are located, and said monies shall be by each such county treasurer credited to a fund designated "For the expense of..... Junior College." Said monies shall be paid out on warrants regularly drawn on said county treasurer by the junior college committee and may be used for current operating costs.

Money received may be used for current operating uses

State public school fund not to be used for debt services or capital outlay

123-26-17. Use of funds. (1) No funds received from the state public school fund shall be used by any school district for debt services or capital outlay.

(2) No county treasurer shall charge a collection fee upon monies received from the state public school fund.

No collection fee charged by county treasurer

123-26-18. Joint districts. (1) The classroom units to which a joint school district shall be entitled shall be calculated by the state board upon the total average daily attendance of all schools of the district, but the classroom units so calculated shall be assigned to each county in which the joint district is situated in the same proportion as the average daily attendance of pupils residing in each such county bears to the total average daily attendance of all pupils in the joint district. The secretary of the board of education of a joint district, at the time of making the reports and certifications as required by section 14 of this act, shall certify to the county superintendent of each county in which the district is located, the required information applicable to each such county, which information shall be included in the report of the county superintendent to the state board.

Classroom units for joint districts

Secretary certify information to each county superintendent of county involved

County superintendent to report to State Board

(2) Allocation of the county public school fund shall be made to a joint district partially located in such county upon the basis provided for in subsection (1) of this section.

(3) Payments of monies from the state public school fund shall be made to the county treasurer of the county in which the administrative headquarters of such joint district is situated.

Monies paid to county treasurer in administrative headquarters

(4) All funds collected by the county treasurer of a county in which a part of a joint district is situated shall be credited to such joint district and, at the end of each month, shall be paid over to the treasurer of the county in which the administrative headquarters of such joint school district is situated and forthwith credited by such county treasurer to the appropriate fund of said joint district, and warrants of a joint district shall be drawn only upon the county treasurer of the county in which such admistrative headquarters is situated. The county treasurer of the county in which such administrative headquarters is situated shall not charge any treasurer's collection fee upon monies so transferred to him from other counties.

Payments made at end of each month

(5) The board of education of a joint school district shall designate the location of its administrative headquarters and

Board of education notify State Board and county treasurer of administration headquarters

shall notify the state board and the county treasurer of each county in which such joint district is located of such designation.

Additional levies allowed

123-26-19. Other levies allowed. (1) Nothing in this act shall affect or limit the rights of school districts to make such levies as otherwise allowed by law in excess of the minimum levies provided in this act.

(2) Nothing contained in this act shall in any wise affect the right of school districts to monies allowable or payable to such school districts under existing statutes.

Fiscal year determined

123-26-20. Fiscal year. The fiscal year of each school district shall be as provided by the board of education of said district.

State Board make rules

123-26-21. Rules and regulations. The state board is hereby directed and empowered to make reasonable rules and regulations for the administration of this act.

County levy—when made

123-26-22. Districts qualified to participate in first 1957 distribution. The county levy required by 123-26-7 shall first be made in the calendar year 1957, and the failure of any county to have made a county levy for school purposes in 1956 in the amount required by said section shall not deprive any school district or districts in such county which received monies during 1956-1957 under the provisions of "The Public School Finance Act of the State of Colorado," repealed by section 123-26-24, from participating in the first distribution in 1957 of monies from the state public school fund in accordance with the provisions of this article.

Disposition of present county public school funds and levies

123-26-23. Disposition of present county public school funds and levies. On and after January 1, 1958, any unused balances in the county public school fund repealed by this act, or any monies thereafter collected and payable into said fund from county levies or otherwise, shall upon receipt by the county treasurer be forthwith credited to the county public school fund of each county created by this act. Until December 31, 1957, any monies in the county school fund repealed by this act shall be apportioned under the laws relating thereto and repealed hereby.

123-26-24. Repeal. 123-6-1 to 123-6-23, Colorado Revised Statutes 1953, are hereby repealed as of January 1, 1958; *provided, however,* that for the period from the effective date of this act until December 31, 1957, no distributions from the state public school fund, no county or school district levies and no reports or certifications required to be made by said laws repealed hereby, shall be made; and *provided, further,* that the repeal of said statutes shall not be construed as releasing any tax levies, or any interest or penalties thereon, made in the year 1956 or prior thereto under the provision of said laws.

Repeal of statutes construed

123-26-25. Effective Date. This act shall be in force and effect from and after July 1, 1957, except that section 14 of this act shall be in force and effect from and after June 1, 1957.

Effective date of act

123-26-26. The General Assembly hereby finds, determines and declares that this act is necessary for the immediate preservation of the public peace, health and safety.

Approved by the Governor March 18, 1960.

APPENDIX (a)

APPENDIX (a)

Appropriation

and

Appointment of Committee to Study School Formula

(Appropriation in Italics)

RELATING TO THE PUBLIC SCHOOL FOUNDATION ACT, AND MAKING AN APPROPRIATION TO THE STATE DEPARTMENT OF EDUCATION FOR THE PURPOSE OF PROVIDING FUNDS FOR DISTRIBUTION DURING THE FISCAL YEAR BEGINNING JULY 1, 1960.

Be It Enacted by the General Assembly of the State of Colorado:

SECTION 1. *There is hereby appropriated out of any moneys in the state treasury not otherwise appropriated, to the state department of education, for the purpose of providing funds for distribution during the fiscal year beginning July 1, 1960, for the Public School Foundation Act, under the provisions of article 26 of chapter 123, Colorado Revised Statutes 1953 (Supp.) as amended and as provided in this act, the sum of thirty-two million ten thousand dollars ($32,010,000.00).*

SECTION 2. **Appointment of committee to study school formula.** (1) *There is hereby created a legislative interim committee composed of four members of the Senate and five members of the House of Representatives, to be appointed by the President of the Senate and the Speaker of the House of Representatives, respectively within fifteen days after the effective date of this act, and to serve until the convening of the Forty-third General Assembly in first regular session. The Speaker and the President of the Senate shall designate the chairman of said committee.*

(2) *Said committee shall study and recommend to the Forty-third General Assembly a formula upon which the distribution of state moneys to the public schools of the state shall be made under the provisions of the Public School Foundation*

Act. The recommendations of the committee shall be in the form of proposed legislation to be submitted to the Forty-third General Assembly upon the convening thereof, and may include any necessary amendments to the Public School Foundation Act in order to effectuate the formula proposed.

(3) *All expenditures incurred by the committee in the conduct of its study, including travel and subsistence of members in attendance at committee meetings, shall be approved by the chairman of the committee, and shall be paid by vouchers and warrants as provided by law from the appropriation made to the legislative department by House Bill No. 12, enacted by the Forty-second General Assembly at its second regular session and approved by the Governor on January 19, 1960, provided that no more than two thousand five hundred dollars ($2,500) shall be expended therefor.*

SECTION 3. Editor's Note: Section 3 of House Bill No. 96 amended Section 123-26-2 of the Public School Foundation Act by adding subsections (10) and (11). For contents of these additions see subject matter in italics on page 11.

SECTION 4. Editor's Note: Section 4 of House Bill No. 96 amended Subsection (2) of Section 123-26-12 of the Public School Foundation Act. For contents of these amendments see subject matter in italics on page 17.

SECTION 5. Editor's Note: Section 5 of House Bill No. 96 amended Subsection (8) (c) of Section 123-26-13 of the Public School Foundation Act. For contents of this amendment see subject matter in italics on page 20.

SECTION 6. Editor's Note: Section 6 of House Bill No. 96 amended Subsection (6) of Section 123-26-14 of the Public School Foundation Act. For contents of this amendment see subject matter in italics on page 21.

SECTION 7. *During the calendar year 1960, the legislative council shall continue its sales ratio study and shall make necessary reports as required by this act. All expenditures incurred during such year for the purpose of fulfilling the requirements of this section shall be paid by vouchers and warrants as provided by law, approved by the chairman of the legislative council, from the appropriation made to the legislative department by House Bill No. 12, enacted by the Forty-second General Assembly at its second regular session and approved by the Governor on January 19, 1960, provided that no more than thirty thousand dollars ($30,000) shall be expended therefor.*

SECTION 8. Editor's Note: Section 8 of House Bill No. 96 amended Subsections (1) and (2) of Section 123-26-16 of the Public School Foundation Act. For contents of these amendments see subject matter in italics on page 23.

SECTION 9. The provisions of this Act shall be effective to and including June 30, 1961, **only.**

SECTION 10. **State appropriations for minimum equalization program.** *During the fiscal year beginning July 1, 1960, there shall be allocated from the state public school fund up to one hundred per cent (100%) of the share of state funds otherwise computed for each county by the state board under chapter 123, article 26, Colorado Revised Statutes 1935 (Supp.). If the state appropriations exceed such allocation, the surplus resulting shall be allocated and distributed on or before May 30, 1961, as a "direct grant reserve" in accordance with section 123-26-13 (7) (a) of said article.*

SECTION 11. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved by the Governor March 10, 1960.

AN ACT

House Bill No. 102

(Ch. 58, S.L. '60)

CONCERNING THE TRANSPORTATION OF PUPILS IN THE PUBLIC SCHOOLS, AND MAKING AN APPROPRIATION TO THE STATE DEPARTMENT OF EDUCATION FOR THE PURPOSE OF PROVIDING FUNDS FOR DISTRIBUTION FROM THE PUBLIC SCHOOL TRANSPORTATION FUND DURING THE FISCAL YEAR BEGINNING JULY 1, 1960.

Be It Enacted by the General Assembly of the State of Colorado:

SECTION 1. **Appropriation to public school transportation fund.** There is hereby appropriated out of any moneys in the state treasury not otherwise appropriated, to the public school transportation fund, for the fiscal year beginning July 1, 1960, the sum of one million nine hundred sixteen thousand dollars ($1,916,000.00), for distribution by the department of education under the provisions of sections 123-10-56 to 123-10-66, Colorado Revised Statutes 1953 (Supp.), as amended.

Any provision of said sections to the contrary notwithstanding, the moneys appropriated by this section shall also be used to transport children who must necessarily attend out-of-state schools, subject to the allocation by formula in the provisions of said sections.

SECTION 2. 123-10-56 (2), Colorado Revised Statutes 1953 (Supp.), is hereby amended to read:

123-10-56. (2) In order for a public school district to be eligible to qualify under sections 123-10-56 to 123-10-66, such district shall have made the minimum levy for school purposes required by law.

SECTION 3. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved by the Governor March 10, 1960.

SENATE BILLS

AN ACT

Senate Bill No. 14

(Ch. 65, S.L. '60)

CONCERNING THE ASSESSMENT OF PROPERTY AND THE OATH OF TAXPAYERS ON TAX SCHEDULES.

Be It Enacted by the General Assembly of the State of Colorado:

SECTION 1. 137-3-7, Colorado Revised Statutes 1953, is hereby amended to read:

137-3-7. Oath. There shall be subjoined to each tax schedule the oath of the taxpayer, returning the same, as follows:

OATH

State of Colorado, County of.....ss:

I, ..., being duly sworn, say that to the best of my knowledge, information and belief, the foregoing schedule contains a true, full and complete list of all property controlled, held, or belonging to me on the assessment date of this year; that such property has been by me fully and fairly described to the assessor, and its true condition and value represented, and that I have in no case sought to mislead the assessor as to year, quantity, quality or value of property.

(Sign here) .....Principal.....Agent

Subscribed and sworn to before me this.....day ......, A.D. 19.....

.....Assessor. By .....Deputy.

SECTION 2. The general Assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved by the Governor February 13, 1960.

AMENDMENT to the CONSTITUTION

(House Concurrent Resolution No. 4)

AMENDMENT

to the

COLORADO CONSTITUTION

SUBMITTING TO THE QUALIFIED ELECTORS OF THE STATE OF COLORADO AMENDMENTS TO SECTIONS 8 AND 12 OF ARTICLE XIV OF THE CONSTITUTION OF THE STATE OF COLORADO RELATING TO COUNTY OFFICERS AND PROVIDING A MEANS WHEREBY CHANGES IN COUNTY OFFICES MAY BE VOTED BY THE PEOPLE OF A COUNTY, AND RELATING TO THE TERMS OF OFFICE OF MUNICIPAL AND OTHER LOCAL OFFICES, AND REPEALING SECTION 15 OF ARTICLE XIV WHICH NOW REQUIRES THE PAYMENT OF SALARIES OF CERTAIN COUNTY OFFICERS SOLELY FROM THE FEES OF THEIR OFFICE.

Be It Resolved by the House of Representatives of the Forty-second General Assembly of the State of Colorado, the Senate concurring herein:

SECTION 1. At the next general election for members of the general assembly, there shall be submitted to the qualified electors of the state of Colorado, for their approval or rejection, the following amendment to the constitution of the state of Colorado, to-wit:

Section 8 of article XIV of the constitution of the state of Colorado is hereby amended to read:

Section 8. **County officers—election—term—salary.** Unless and until otherwise provided by law which shall relate only to counties of over seventy-five thousand population and approved by the voters of the county concerned, there shall be elected in each county, at the same time at which members of the general assembly are elected, commencing in the year nineteen hundred and fifty-four, and every four years thereafter, one county clerk, who shall be ex-officio recorder of deeds; one sheriff; one coroner; one treasurer who shall be collector

of taxes; one county superintendent of schools; the county surveyor; one county assessor; and one county attorney who may be appointed by the board of county commissioners; and such officers shall be paid such salary or compensation, either from the fees, perquisites and emoluments of their respective offices, or from the general county fund, as may be provided by law. The term of office of all such officials shall be four years, and they shall take office on the second Tuesday in January next following their election, or at such other time as may be provided by law. The officers herein named elected at the general election in 1954 shall hold their respective offices until the second Tuesday of January, 1959.

Section 12 of article XIV of the constitution of the state of Colorado is hereby amended to read:

Section 12. **Other officers.** The general assembly shall provide for the election or appointment of such other county, township, precinct and municipal officers as public convenience may require; and their terms of office shall be as prescribed by law.

Section 15 of article XIV of the constitution of the state of Colorado is hereby repealed.

SECTION 2. Each elector voting at said election and desirous of voting for or against the said mendment shall cast his vote as provided by law either "Yes" or "No" on the proposition: "Amendments to sections 8 and 12 of Article XIV of the constitution of the state of Colorado relating to county officers and providing a means whereby changes in county offices may be voted by the people of a county, and relating to the terms of office of municipal and other local offices, and repealing section 15 of article XIV which now requires the payment of salaries of certain county officers solely from the fees of their office.

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

RESOLUTIONS

SENATE JOINT RESOLUTION NO. 6

WHEREAS, By chapter 219, Session Laws of Colorado 1959, the Forty-second General Assembly directed the Legislative Council to appoint a committee on educational endeavor; and

WHERAS, The Legislative Council did appoint a committee in accordance with the directives of said law; and

WHEREAS, The committee on educational endeavor has organized, has held two meetings and has submitted a report of progress to this General Assembly; and

WHEREAS, Said law did not provide funds to pay expenses of committee members; and

WHEREAS, The committee on educational endeavor has recommended in its report to this General Assembly that funds be made available to pay expenses of the committee; now, therefore,

Be It Resolved by the Senate of the Forty-second General Assembly of the State of Colorado, the House of Representatives concurring herein:

1. That all expenditures incurred in the conduct of the study directed by chapter 219, Session Laws of Colorado 1959, shall be approved by the Chairman of the Legislative Council and shall be paid by vouchers and warrants drawn as provided by law, from the appropriation made to the Legislative Department by House Bill No. 12, enacted by the Forty-second General Assembly in the second regular session and approved by the Governor on January 19, 1960, but not more than $3,000 shall be expended for these purposes in the calendar year 1960.

2. That a copy of this resolution shall be transmitted to the Director of the Legislative Council.

SENATE JOINT RESOLUTION NO. 10

WHEREAS, It is the desire of this General Assembly to encourage young people to enter into one of the many professions connected with the mental health field; and

WHEREAS, The Western Interstate Commission for Higher Education has proposed a program whereby up to forty graduate and undergraduate college students and guidance counsellors in Colorado schools would be granted an opportunity to work and study, under the auspices of the commission and of the University of Colorado, at several of the state institutions of Colorado for a period of ten weeks during the summer of 1960; and

WHEREAS, As a result of this program it is anticipated that several of the students taking such work and study will choose to enter one of the mental health professions, and following their graduation will be available for employment at one of Colorado's institutions, and guidance counsellors will be better prepared to encourage students to enter one of the mental health professions; now therefore,

Be It Resolved by the Senate of the Forty-second General Assembly of the State of Colorado, the House of Representatives concurring herein:

1. That the Honorable Stephen L. R. McNichols, Governor of the State of Colorado, is urged to work with officials of the Western Interstate Commission for Higher Education and the University of Colorado and others, toward the successful accomplishment of this program.

2. That students enrolled at any public or private college or junior college in the state and guidance counsellors in Colorado schools be given an opportunity to apply for enrollment in the program, as well as students enrolled in colleges in other states, but that Colorado residents be given preference in selection for such training, assuming other qualifications are equal.

3. That expenditures of not to exceed $24,000.00 of moneys already appropriated to the Department of Public Institutions

of the State of Colorado for the fiscal year 1959-1960, is approved by this General Assembly for payment to participants in this program.

4. That the Western Interstate Commission for Higher Education be requested to make a report concerning the results of this program to the first session of the Forty-third General Assembly meeting in January, 1961.

5. That a copy of this resolution be transmitted to the Honorable Stephen L. R. McNichols, Governor of the State of Colorado, to the President of the University of Colorado, and to the Chairman of the Western Interstate Commission for Higher Education.

SENATE JOINT RESOLUTION NO. 12

WHEREAS, The Forty-second General Assembly at its first regular session enacted House Joint Resolution No. 4, directing that a legislative committee be appointed to conduct a comprehensive study of the whole field of education beyond high school during 1959 and 1960; and

WHEREAS, House Joint Resolution No. 4 allocated funds sufficient to meet expenditures incurred in the conduct of the study during 1959 only; now, therefore,

Be It Resolved by the Senate of the Forty-second General Assembly of the State of Colorado, the House of Representatives concurring herein:

That the state controller shall encumber thirty-nine thousand five hundred dollars ($39,500.00) from the appropriations made to the Legislative Department of the State of Colorado by House Bill No. 12, enacted by the Forty-second General Assembly at its second regular session, and approved by the Governor on January 19, 1960, for expenditures incurred in the conduct of the study on education beyond high school directed by House Joint Resolution No. 4 of the first regular session. Any unexpended moneys remaining in the allocation made to this committee by such House Joint Resolution No. 4 shall be and remain available to the committee.

SENATE JOINT RESOLUTION NO. 21

WHEREAS, It is the consensus of this General Assembly that a study of the problems concerning migrant labor should be made; now, therefore,

Be It Resolved by the Senate of the Forty-second General Assembly of the State of Colorado, the House of Representatives concurring herein:

1. That the Legislative Council, or a subcommittee appointed by the Council, shall conduct a study during the year 1960, of the various problems of the migrant laborer and his family, and in the conduct of its study the committee shall consider, and investigate the following: Coordination of the efforts of the various state and other public agencies and all statewide and local organizations of charitable, religious, and ethnic groups in attempting solutions to the problems of migrant farm workers; cooperation between federal and state agencies to facilitate the recruitment, transportation and placement of migratory farm workers; economic problems affecting such workers; community cooperation in providing social services to such workers; schooling available to the children of such workers; and such other problems as shall come within the purview of this study;

2. That the Council, or subcommittee, shall report its progress to the Forty-third General Assembly upon the convening thereof in 1961;

3. That all expenditures incurred in the conduct of the study directed by this resolution shall be approved by the Chairman of the Legislative Council, and shall be paid by vouchers and warrants as provided by law from the appropriation made to the Legislative Department by House Bill No. 12, enacted by the Forty-second General Assembly in its second regular session and approved by the Governor on January 19, 1960, but no more than $2,500 shall be expended for the purpose of the study.

4. That a copy of this resolution shall be transmitted to the Director of the Legislative Council.