

**Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO**

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 24-0987.01 Alana Rosen x2606

HOUSE BILL 24-1206

HOUSE SPONSORSHIP

Bird and Sirota, Taggart

SENATE SPONSORSHIP

Kirkmeyer and Zenzinger, Rodriguez

House Committees
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING INCLUDING CERTAIN SCHOOLS AS TYPES OF SCHOOL**
102 **FOOD AUTHORITIES, AND, IN CONNECTION THEREWITH, MAKING**
103 **AN APPROPRIATION.**

Bill Summary

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

Joint Budget Committee. The bill adds approved facility schools, facilities, and the Colorado school for the deaf and the blind (Colorado school) as types of school food authorities in order to make approved facility schools, facilities, and the Colorado school eligible for state nutrition programs.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
*Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.*

HOUSE
2nd Reading Unamended
February 7, 2024

For the 2023-24 state fiscal year, the bill appropriates \$17,752 to the department of education for state nutrition programs.

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-2-407, **add** (3.5)
3 as follows:

4 **22-2-407. List of approved facility schools - application -**
5 **criteria - rules.** (3.5) AN APPROVED FACILITY SCHOOL OR FACILITY MAY
6 ACT AS A SCHOOL FOOD AUTHORITY PURSUANT TO THE PROVISIONS OF THE
7 FEDERAL "RICHARD B. RUSSELL NATIONAL SCHOOL LUNCH ACT", 42
8 U.S.C. SEC. 1751 ET SEQ., OR THE FEDERAL "CHILD NUTRITION ACT OF
9 1966", 42 U.S.C. SEC. 1771 ET SEQ.

10 **SECTION 2.** In Colorado Revised Statutes, 22-32-120, **add**
11 (8)(a.2) and (8)(a.4) as follows:

12 **22-32-120. Food services - facilities - school food authorities -**
13 **rules.** (8) As used in this section, "school food authority" means:

14 (a.2) THE COLORADO SCHOOL FOR THE DEAF AND THE BLIND
15 AUTHORIZED PURSUANT TO SECTION 22-80-102;

16 (a.4) AN APPROVED FACILITY SCHOOL OR FACILITY, AS DEFINED IN
17 SECTION 22-2-402;

18 **SECTION 3.** In Colorado Revised Statutes, 22-54-123, **add**
19 (2)(a.2) and (2)(a.4) as follows:

20 **22-54-123. Richard B. Russell national school lunch act -**
21 **appropriation of state matching funds - definition.** (2) As used in this
22 section, unless the context otherwise requires, "school food authority"
23 means:

24 (a.2) THE COLORADO SCHOOL FOR THE DEAF AND THE BLIND
25 AUTHORIZED PURSUANT TO SECTION 22-80-102;

1 (a.4) AN APPROVED FACILITY SCHOOL OR FACILITY, AS DEFINED IN
2 SECTION 22-2-402;

3 **SECTION 4.** In Colorado Revised Statutes, 22-54-123.5, **add**
4 (2)(b)(I.2) and (2)(b)(I.4) as follows:

5 **22-54-123.5. School breakfast program - appropriation -**
6 **low-performing schools - definition.** (2) As used in this section:

7 (b) "School food authority" means:

8 (I.2) THE COLORADO SCHOOL FOR THE DEAF AND THE BLIND
9 AUTHORIZED PURSUANT TO SECTION 22-80-102;

10 (I.4) AN APPROVED FACILITY SCHOOL OR FACILITY, AS DEFINED IN
11 SECTION 22-2-402;

12 **SECTION 5.** In Colorado Revised Statutes, 22-80-102, **add**
13 (3)(c) as follows:

14 **22-80-102. Educational institution.** (3) (c) NOTWITHSTANDING
15 SUBSECTION (3)(b) OF THIS SECTION, THE SCHOOL IS A RESIDENTIAL CHILD
16 CARE FACILITY PURSUANT TO SECTION 26-6-905 AND MAY ACT AS A
17 SCHOOL FOOD AUTHORITY FOR THE PURPOSES OF THE FEDERAL "RICHARD
18 B. RUSSELL NATIONAL SCHOOL LUNCH ACT", 42 U.S.C. SEC. 1751 ET
19 SEQ., OR THE FEDERAL "CHILD NUTRITION ACT OF 1966", 42 U.S.C. SEC.
20 1771 ET SEQ.

21 **SECTION 6. Appropriation.** For the 2023-24 state fiscal year,
22 \$17,752 is appropriated to the department of education. This
23 appropriation is from the healthy school meals for all program general
24 fund exempt account. To implement this act, the department may use this
25 appropriation for school meal reimbursements.

26 **SECTION 7. Safety clause.** The general assembly finds,
27 determines, and declares that this act is necessary for the immediate

1 preservation of the public peace, health, or safety or for appropriations for
2 the support and maintenance of the departments of the state and state
3 institutions.