

SECTION III

PART J POLICY FOR DELEGATION OF FACILITY PROGRAM PLANNING APPROVAL AUTHORITY

1.00 Preface

The Executive Director of the Colorado Department of Higher Education or Designee is delegated approval authority for the following categories of capital projects:

- 1.1 Exemption from the statutory requirements of program planning and physical planning set forth in C.R.S. 23-1-106 (5), as amended, for projects that cost less than \$2,000,000. Under C.R.S. 23-1-106 (9)(d)(II), and (10)(a)(III), any cash funded project costing \$2,000,000 or less and above the capital outlay limits, commonly referred to as 209 projects, are not subject to Commission approval. Instead, institutions are to report such expenditures to the Commission once a year.
- 1.2 Capital construction projects, regardless of source of funds, that fully comply with program and financial planning guidelines, and that raise no state policy issues during the plan review.
- 1.3 Capital construction projects estimated to cost more than \$2,000,000 to be constructed, operated, and maintained solely from cash funds held by the institution as set forth in C.R.S. 23-1-106 (9)(a) and that are consistent with master planning, applicable Commission student fee policies, governing board approved financing plans, and not financed under the terms of the Higher Education Revenue Bond Intercept Program (C.R.S. 23-5-139). These projects were previously referred to as 202 projects, and are now commonly referred to as Non-Intercept Auxiliary cash projects.
- 1.4 Capital construction projects estimated to cost more than \$2,000,000 to be constructed, from cash funds held by the institution and operated and maintained by such cash funds and/or state funds as set forth in C.R.S. 23-1-106 (9)(b) and that are consistent with master planning, applicable Commission student fee policies, governing board approved financing plans, and not financed under the terms of the Higher Education Revenue Bond Intercept Program (C.R.S. 23-5-139). These projects were previously referred to as 1205 projects, and are now commonly referred to as Non-Intercept Academic cash projects.
- 1.5 Capital construction projects estimated to cost more than \$2,000,000 to be constructed, operated, and maintained solely from cash funds held by the institution as set forth in C.R.S. 23-1-106 (10)(a)(I) and that are consistent with master planning, applicable Commission student fee policies, governing board approved financing plans, and financed under the terms of the Higher Education Revenue Bond Intercept Program

(C.R.S. 23-5-139). These projects were previously referred to as 202 projects, and are now commonly referred to as Intercept Auxiliary cash projects.

1.6 Capital construction projects estimated to cost more than \$2,000,000 to be constructed, from cash funds held by the institution and operated and maintained by such cash funds and/or state funds as set forth in C.R.S. 23-1-106 (10)(a)(II) and that are consistent with master planning, applicable Commission student fee policies, governing board approved financing plans, and financed under the terms of the Higher Education Revenue Bond Intercept Program (C.R.S. 23-5-139). These were previously referred to as 1205 projects, and are now commonly referred to as Intercept Academic cash projects.

1.7 Requests for supplemental appropriations to increase cash-spending authority or total appropriations for state-funded capital construction projects.

2.00 Approval Notification

The Executive Director or designee shall certify that such capital project approval conforms with master planning, program and financial planning guidelines, and the technical recommendations from the coordinated state agencies' review process, if any. The Executive Director or Designee shall report each such capital project approval annually to the regular Commission following such approval.

All capital projects that are to be constructed with state funds in whole or in part shall be referred to the Commission for prioritization toward the middle of each calendar year for general assembly action in the following fiscal year.

3.00 Referrals to Commission

The Executive Director or designee shall refer to the Commission any such capital projects that raise state policy issues, or which the Commission staff is not prepared to favorably approve.

4.00 Acquisition of Real Property

4.01 The Executive Director or designee is delegated approval authority for review and approval of acquisition of real property CCHE policy Section III, Part E – Facilities program planning.

HISTORY: CCHE Agenda Item III, C – November 5, 2009