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Revised Fiscal Note

(replaces fiscal note dated March 1, 2024)

Drafting Number:	LLS 24-0066	Date:	April 17, 2024
Prime Sponsors:	Sen. Kolker; Kirkmeyer Rep. Young; Garcia	Bill Status:	House Education
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Bill Topic: CLARIFY INDIVIDUALIZED EDUCATION PROGRAM INFORMATION

Summary of Fiscal Impact:	<input type="checkbox"/> State Revenue	<input type="checkbox"/> State Transfer	<input type="checkbox"/> Local Government
	<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> TABOR Refund	<input type="checkbox"/> Statutory Public Entity

The bill requires that the Colorado Department of Education create a training program on federal and state laws related to individualized education programs. The bill increases state expenditures in FY 2024-25 and FY 2025-26 only, and increases workload on an ongoing basis.

Appropriation Summary: For FY 2024-25, the bill requires and includes an appropriation of \$75,288 to the Colorado Department of Education.

Fiscal Note Status: This fiscal note reflects the reengrossed bill.

**Table 1
State Fiscal Impacts Under SB 24-069**

		Budget Year FY 2024-25	Out Year FY 2025-26
Revenue		-	-
Expenditures	General Fund	\$75,288	\$91,707
	Centrally Appropriated	\$8,408	\$10,510
	Total Expenditures	\$83,696	\$102,217
	Total FTE	0.4 FTE	0.5 FTE
Transfers		-	-
Other Budget Impacts	General Fund Reserve	\$11,293	\$13,756

Summary of Legislation

The bill requires that the Colorado Department of Education (CDE) create a training program that includes easy to understand explanations of federal and state laws and procedures related to individualized education programs. The training must be available by July 1, 2026, and must be developed for delivery both in person and online. It may include interpersonal and communication strategies and exercises.

CDE must collaborate with stakeholders to create the training. Upon request, CDE must provide resources or materials in any language requested, and make training materials and a recording of the training available.

The bill specifies that the General Assembly may appropriate money for this purpose for FY 2024-25 and FY 2025-26, but that for subsequent years the CDE must accomplish any additional work to implement the bill within existing resources.

State Expenditures

The bill increases state expenditures in CDE by about \$84,000 in FY 2024-25, \$102,000 in FY 2025-26 only. In subsequent years, workload in the CDE will minimally increase but will not require additional appropriations. Costs are listed in Table 2 and discussed below.

Table 2
Expenditures Under SB 24-069

	FY 2024-25	FY 2025-26
Department of Education		
Personal Services	\$43,106	\$53,882
Operating Expenses	\$512	\$640
Capital Outlay Costs	\$6,670	-
Contract Costs	\$25,000	\$25,000
Translation Costs	-	\$12,185
Centrally Appropriated Costs ¹	\$8,408	\$10,510
Total Cost	\$83,696	\$102,217
Total FTE	0.4 FTE	0.5 FTE

¹ Centrally appropriated costs are not included in the bill's appropriation.

Colorado Department of Education. CDE will have staff and contracting costs for two years to implement the bill, as follows.

Staff. CDE requires 0.5 FTE in FY 2024-25 and FY 2025-26 to develop the training, including collaborating with stakeholders, creating materials to accompany the training, and coordinating with a current vendor on subject matter content. First-year staff levels are

prorated for a September start date. Beginning in FY 2026-27, workload to maintain the training will be absorbable without additional appropriations.

- **Contracting.** CDE currently contracts with a vendor to provide content expertise on laws and policies related to individualized education plans and special education. The department will expand the contract for in FY 2024-25 and FY 2025-26 only to support the development of the training. This cost is estimated at \$25,000 in each year. In FY 2025-26 only, CDE also requires \$12,185 for translation of training materials.

Colorado Department of Early Childhood. The bill minimally increases workload for the Department of Early Childhood to update processes or materials for early childhood special education to align with the materials provided by CDE. No change in appropriations is required.

Centrally appropriated costs. Pursuant to a Joint Budget Committee policy, certain costs associated with this bill are addressed through the annual budget process and centrally appropriated in the Long Bill or supplemental appropriations bills, rather than in this bill. These costs, which include employee insurance and supplemental employee retirement payments, are shown in Table 2.

Other Budget Impacts

General Fund reserve. Under current law, an amount equal to 15 percent of General Fund appropriations must be set aside in the General Fund statutory reserve. Based on this fiscal note, the bill is expected to increase the amount of General Fund held in reserve by the amounts shown in Table 1, decreasing the amount of General Fund available for other purposes.

Effective Date

The bill takes effect 90 days following adjournment of the General Assembly sine die, assuming no referendum petition is filed.

State Appropriations

For FY 2024-25, the bill requires and includes a General Fund appropriation of \$75,288 to the Colorado Department of Education, and 0.4 FTE.

State and Local Government Contacts

Education

The revenue and expenditure impacts in this fiscal note represent changes from current law under the bill for each fiscal year. For additional information about fiscal notes, please visit the [General Assembly website](#).