

First Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO

DRAFT
1.19.23

BILL 2

LLS NO. 23-0347.01 Alana Rosen x2606

INTERIM COMMITTEE BILL

Legislative Interim Committee on School Finance

BILL TOPIC: "Special Education Funding"

DEADLINES: Finalize by: JAN 26, 2023 File by: JAN 30, 2023

A BILL FOR AN ACT

101 **CONCERNING FUNDING FOR SPECIAL EDUCATION SERVICES.**

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/>.)

Legislative Interim Committee on School Finance. The bill increases the required annual appropriation to the department of education by an additional \$40,203,671 to fund children who have one or more disabilities and receive special education services from a school district, board of cooperative services, a charter school network, a charter school collaborative, or the state charter school institute that is providing educational services to exceptional children.

*Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words indicate deletions from existing law.*

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-20-114, **add**
3 (1)(c)(III)(B.2) as follows:

4 **22-20-114. Funding of programs - legislative declaration -**
5 **repeal.** (1) Subject to the provisions of subsection (3) of this section, for
6 the 2005-06 budget year and each budget year thereafter, the total amount
7 appropriated to the department for the payment of costs incurred by
8 administrative units for the provision of special education programs must
9 be distributed to each administrative unit that provides educational
10 services for children with disabilities as follows:

11 (c) (III) (B.2) EXCEPT AS SPECIFIED IN SUBSECTION (1.3) OF THIS
12 SECTION, FOR THE 2023-24 BUDGET YEAR AND EACH BUDGET YEAR
13 THEREAFTER, IN ADDITION TO ANY AMOUNT THAT IS AVAILABLE PURSUANT
14 TO SUBSECTIONS (1)(c)(I), (1)(c)(III)(A), (1)(c)(III)(B), AND
15 (1)(c)(III)(B.1) OF THIS SECTION, THE GENERAL ASSEMBLY SHALL
16 APPROPRIATE FORTY MILLION TWO HUNDRED THREE THOUSAND SIX
17 HUNDRED SEVENTY-ONE DOLLARS, WHICH AMOUNT MAY BE
18 APPROPRIATED FROM THE STATE EDUCATION FUND CREATED IN SECTION
19 17(4) OF ARTICLE IX OF THE STATE CONSTITUTION OR THE GENERAL FUND,
20 OR AS AMOUNTS FROM BOTH FUNDS, TO THE DEPARTMENT FOR THE
21 PURPOSES OF THIS SUBSECTION (1)(c).

22 **SECTION 2. Safety clause.** The general assembly hereby finds,
23 determines, and declares that this act is necessary for the immediate
24 preservation of the public peace, health, or safety.