



Legislative Council Staff

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Final Fiscal Note

Drafting Number: LLS 21-0374 **Date:** July 28, 2021
Prime Sponsors: Sen. Zenzinger **Bill Status:** Signed into Law
 Rep. Kipp; Boesenecker **Fiscal Analyst:** Clare Pramuk | 303-866-2677
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Bill Topic: SUNSET SPECIAL EDUCATION FISCAL ADVISORY COMMITTEE

Summary of Fiscal Impact:

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

Sunset bill. SB 21-104 continues the Special Education Fiscal Advisory Committee in the Department of Education, which is scheduled to repeal on September 1, 2021. State fiscal impacts under the bill include only the continuation of the program's current expenditures. The program is continued until September 1, 2031.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: The fiscal note reflects the enacted bill.

**Table 1
State Fiscal Impacts Under SB 21-104¹**

		Budget Year FY 2021-22	Out Year FY 2022-23
New Impacts			
Revenue		-	-
Expenditures		-	-
TABOR Refund		-	-
Continuing Impacts			
Revenue		-	-
Expenditures	General Fund	\$16,513	\$18,822
	Continuing FTE	0.2 FTE	0.2 FTE
TABOR Refund		-	-

¹ Table 1 shows the new impacts resulting from changes to the program under the bill, and the continuing impacts from extending the program beyond its current repeal date. Because the bill continues a program without making any changes, there are no new impacts. The continuing program impacts will end if the bill is not passed and the program is allowed to repeal.

Summary of Legislation

The Special Education Fiscal Advisory Committee is scheduled to repeal on September 1, 2021. This bill continues the committee through September 1, 2031.

Background

The Special Education Fiscal Advisory Committee is a 12-member committee, appointed by the State Board of Education and housed in the Colorado Department of Education (CDE). The committee advises the state board regarding the allocation of funds from the Colorado Special Education High-Cost Grant Program. The committee is also charged with determining the level of special education costs above which a school district may apply for reimbursement from the grant program.

The committee meets in person once per year to review the high-cost grant applications from school districts and make recommendations to State Board of Education for distribution of the high-cost funds. All other meetings will be conducted virtually.

Continuing Program Impacts

The cost for the Department of Education to administer the Special Education Fiscal Advisory Committee is projected to be \$16,513 in FY 2021-22 and \$18,822 in FY 2022-23. This amount reflects a continuation of current administration costs, including committee member expenses, 0.2 FTE in staff support, and associated centrally appropriated costs for employee insurance and supplemental retirement payments, as shown in Table 2 below. First-year costs are prorated for the September 1 effective date. Centrally appropriated costs are not included in the bill's required appropriation.

Table 2
Continuing Expenditures Under SB 21-104

	FY 2021-22	FY 2022-23
Department of Education		
Personal Services	\$10,593	\$12,711
Meeting Expenses	\$2,961	\$2,961
Centrally Appropriated Costs ¹	\$2,959	\$3,150
Total Cost	\$16,513	\$18,822
Total FTE	0.2 FTE	0.2 FTE

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

Effective Date

The bill was signed into law by the Governor on May 17, 2021, and takes effect September 1, 2021.

State Appropriations

For FY 2021-22, funding for the committee is appropriated to the CDE in the Long Bill rather than this bill.

State and Local Government Contacts

Education School Districts