

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

REVISED

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

LLS NO. 23-0347.01 Alana Rosen x2606

SENATE BILL 23-099

SENATE SPONSORSHIP

Zenzinger and Kirkmeyer, Bridges, Lundeen, Buckner, Coleman, Cutter, Exum, Fenberg, Gardner, Ginal, Gonzales, Hinrichsen, Kolker, Liston, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Sullivan, Will, Winter F.

HOUSE SPONSORSHIP

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Senate Committees

Education
Appropriations

House Committees

Education
Appropriations

A BILL FOR AN ACT

101 **CONCERNING FUNDING FOR SPECIAL EDUCATION SERVICES, AND, IN**
102 **CONNECTION THEREWITH, MAKING 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/>.)

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

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
April 19, 2023

SENATE
3rd Reading Unamended
April 3, 2023

SENATE
Amended 2nd Reading
March 31, 2023

educational services to exceptional children.

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. Appropriation.** For the 2023-24 state fiscal year,
23 \$40,203,671 is appropriated to the department of education. This
24 appropriation is from the state education fund created in section 17 (4)(a)
25 of article IX of the state constitution. To implement this act, the

1 department may use this appropriation for special education programs for
2 children with disabilities.

3 **SECTION 3. Safety clause.** The general assembly hereby finds,
4 determines, and declares that this act is necessary for the immediate
5 preservation of the public peace, health, or safety.