



Legislative Council Staff

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Fiscal Note

Drafting Number: LLS 23-0452 Date: February 13, 2023
Prime Sponsors: Rep. Young Bill Status: House Education
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Bill Topic: SPECIAL EDUCATION SERVICES FOR STUDENTS IN FOSTER CARE

- Summary of Fiscal Impact:
- State Revenue
- State Expenditure
- State Transfer
- TABOR Refund
- Local Government
- School Districts

The bill clarifies school district residency for students who are in foster care and require special education services. The bill may shift costs between school districts.

Appropriation Summary: No appropriation is required.

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

Summary of Legislation

The bill specifies that students in foster care, including students with a disability, are residents of the school they attended at the time of placement into foster care (known as school of origin), as long as the student continues to attend that school.

School District

By aligning a foster student's district of residency and school of origin, the bill clarifies the school district responsible for providing special education services to a foster student and may shift costs between districts. A portion of special education costs are covered by the state; districts receive \$1,750 for each special education student, plus approximately \$4,318 in FY 2022-23 for students with specific disabilities. Any changes to which district is responsible for serving a special education foster student will shift which district receives the state funding for that student. The impact on any individual district will depend on any changes to the number of special education students served, and the needs of those students.

Effective Date

The bill takes effect upon signature of the Governor, or upon becoming law without his signature.

State and Local Government Contacts

Education

Human Services

Law