

First Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 23-0815.02 Jane Ritter x4342

HOUSE BILL 23-1211

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HOUSE SPONSORSHIP

Garcia,

SENATE SPONSORSHIP

(None),

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House Committees  
Education

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING COLLECTING DATA RELATED TO LANGUAGE  
102 TRANSLATION SERVICES FOR INDIVIDUALIZED EDUCATION  
103 PROGRAMS.

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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>.)*

Current law requires that a child with a disability be provided with an individualized education program (IEP), developed by a multidisciplinary team that includes the child's parents or guardians. The bill requires the department of education to use the existing special education data and information system to track the provision of language

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.

translation services related to IEPs and include such data as part of its annual "SMART Act" hearing.

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-20-104, **amend**  
3 (1)(a)(V) and (4) as follows:

4 **22-20-104. Administration - advisory committee - report -**  
5 **rules.** (1) (a) The department shall administer this part 1. Administration  
6 of this part 1 includes the recommendation to the state board of  
7 reasonable rules necessary to implement this part 1, including, but not  
8 limited to:

9 (V) Required IEP content and procedures for IEP development,  
10 review, and revision, INCLUDING THE MANDATORY PROVISION OF  
11 LANGUAGE TRANSLATION SERVICES TO PARENTS OR GUARDIANS IN THE  
12 DEVELOPMENT OF A STUDENT'S IEP AND FOR THE FINAL IEP PROVIDED TO  
13 THE STUDENT'S PARENTS OR GUARDIANS;

14 (4) (a) To comply with this section, the department shall maintain  
15 a special education data and information system on children, personnel,  
16 costs, and revenues. ~~and such~~ THE data and information ~~shall~~ MUST be  
17 used to ensure that state ~~moneys~~ MONEY provided to administrative units  
18 ~~under the provisions of~~ PURSUANT TO section 22-20-106 and other  
19 applicable revenues are being spent only on special education  
20 expenditures.

21 (b) THE DEPARTMENT SHALL USE THE SPECIAL EDUCATION DATA  
22 AND INFORMATION SYSTEM TO TRACK THE PROVISION OF LANGUAGE  
23 TRANSLATION SERVICES TO PARENTS OR GUARDIANS IN THE DEVELOPMENT  
24 OF A STUDENT'S IEP AND FOR THE FINAL IEP PROVIDED TO THE STUDENT'S  
25 PARENTS OR GUARDIANS.

1           (c) THE DEPARTMENT SHALL INCLUDE THE DATA CONCERNING  
2 LANGUAGE TRANSLATION SERVICES REQUIRED PURSUANT TO SUBSECTION  
3 (4)(b) OF THIS SECTION AS PART OF ITS ANNUAL "SMART ACT" HEARING  
4 REQUIRED BY SECTION 2-7-203.

5           **SECTION 2. Act subject to petition - effective date.** This act  
6 takes effect at 12:01 a.m. on the day following the expiration of the  
7 ninety-day period after final adjournment of the general assembly; except  
8 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
9 of the state constitution against this act or an item, section, or part of this  
10 act within such period, then the act, item, section, or part will not take  
11 effect unless approved by the people at the general election to be held in  
12 November 2024 and, in such case, will take effect on the date of the  
13 official declaration of the vote thereon by the governor.