

Amendments to House Bill No. 206  
1st Reading Copy

Requested by David Bedey  
For the (H) Education

Prepared by Pad McCracken  
01/28/2021, 04:13:27

1. Title, line 11.

**Following:** "FACILITIES;"

**Insert:** "PROVIDING RULEMAKING AUTHORITY;"

2. Page 1, line 22.

**Strike:** "The"

**Insert:** "Except for the tuition paid by the district of residence under 20-5-324(2)(b), the"

3. Page 1, line 23.

**Following:** "pupils."

**Insert:** "The rules must provide:

- (i) that tuition amounts must be reduced by the funding generated by the district of attendance due to the child's attendance; and
- (ii) an option for tuition set at the actual unique costs of providing a free appropriate public education."

4. Page 1, line 24.

**Following:** "(3) The"

**Insert:** "state-paid"

**Following:** "(1)(e)"

**Insert:** "in addition to the tuition paid by the district of residence under 20-5-324(2)(b)"

5. Page 1, line 28.

**Following:** "agreement"

**Strike:** "with the district of attendance"

6. Page 2, line 1.

**Following:** "student,"

**Strike:** "80% of the"

**Following:** "~~20-9-306~~"

**Insert:** "120% of the"

7. Page 2, line 4.

**Strike:** "ANB"

**Insert:** "student"

8. Page 3, line 2.

**Strike:** "of each fiscal"

**Insert:** "the following information for the concluding school fiscal"

9. Page 3, line 4 through line 5.

**Strike:** "in" on line 4 through "year" on line 5

10. Page 3, line 10.

**Following:** "state"

**Strike:** "in the previous school year"

11. Page 3, line 13.  
**Following:** "schools"  
**Strike:** "in the previous school year"
12. Page 3, line 17.  
**Following:** "district"  
**Insert:** "of residence"
13. Page 3, line 23.  
**Following:** "attendance"  
**Insert:** "twice"  
**Following:** the second "the"  
**Insert:** "maximum"  
**Following:** "20-5-323(1)"  
**Insert:** "prorated for the actual days of enrollment"
14. Page 3, line 28.  
**Following:** "levy"  
**Insert:** "or from the district's general fund or any other legally available fund  
in the discretion of the trustees"
15. Page 4, line 11.  
**Following:** "fund"  
**Insert:** "or from the district's general fund or any other legally available fund  
in the discretion of the trustees"
16. Page 4, line 12.  
**Following:** "fund"  
**Insert:** "or from the district's general fund or any other legally available fund  
in the discretion of the trustees"
17. Page 4, line 14 through line 15.  
**Strike:** "out" on line 14 through "levy" on line 15
18. Page 7, line 5 through line 6.  
**Strike:** ", including" on line 5 through "education" on line 6
19. Page 7, line 7.  
**Following:** "hospital"  
**Insert:** ", including the provision of a free appropriate public education for a  
child with a disability"
20. Page 8, line 8.  
**Following:** "(1)"  
**Insert:** "(a)"
21. Page 8, line 10 through line 13.  
**Strike:** ", including" on line 10 through "20-5-109" on line 13
22. Page 8.  
**Following:** line 13  
**Insert:** "(b) As used in this section, "appropriate educational opportunity"  
means:  
(i) for an eligible child without a disability:  
(A) if provided by a nonpublic school, an education program provided in  
accordance with the requirements for a nonpublic school under the provisions

- of 20-5-109; and  
(B) if provided by a public school, an education program consistent with accreditation standards provided for in 20-7-111; and  
(ii) for an eligible child with a disability, a free appropriate public education consistent with state standards for the provision of special education and related services."

23. Page 8, line 20.

**Following:** "child"

**Insert:** "for each hospital or facility that reflects actual documented costs of providing an appropriate educational opportunity at that hospital or facility and that excludes the cost of services that are eligible for reimbursement under any provision of state or federal law or an insurance policy"

24. Page 8, line 22.

**Strike:** "120%"

**Insert:** "100%"

25. Page 8, line 23.

**Strike:** "pursuant to"

**Insert:** "as defined in"

26. Page 8, line 27.

**Strike:** "20%"

**Insert:** "40%"

27. Page 8, line 27.

**Strike:** "pursuant to"

**Insert:** "as defined in"

28. Page 8, line 28.

**Strike:** "may"

**Insert:** "shall"

29. Page 9, line 1.

**Following:** "fund"

**Insert:** "or from the district's general fund or any other legally available fund in the discretion of the trustees"

**Following:** "fund."

**Insert:** "(d) An eligible child whose appropriate educational opportunity is provided under subsection (5) (a) or (5) (b) of this section may not receive funding under this subsection (3)."

30. Page 9, line 13 through line 14.

**Strike:** "education" on line 13 through "part" on line 14

**Insert:** "appropriate educational opportunity"

31. Page 9, line 18.

**Strike:** "the education of"

**Insert:** "an appropriate educational opportunity for"

32. Page 9, line 24 through line 25.

**Strike:** "program" on line 24 through "20-7-402 for" on line 25

**Insert:** "opportunity for eligible"

- END -

Explanation - Note: Because the page and line numbers referred to in these amendment instructions are required to match the page and line numbers of the official bill version being amended, they will not necessarily match the page and line numbers shown in any related Amendments in Context document.