

ANNUAL APPLICATION UNDER PART B OF THE INDIVIDUALS WITH
DISABILITIES EDUCATION ACT OF 2004 FOR **FFY 2016**

STATE OF COLORADO

Attachment A

The following is the list of State-imposed legal requirements that are not required by IDEA:

- 1) The following requirements of Colorado's Exceptional Children's Educational Act (Sec. 22-20-101, *et seq.*, C.R.S.) (ECEA) and or its implementing rules (1 CCR 301-8, 2220-1.00, *et seq.*) establish factors for IEP team consideration and IEP content that are not required by the IDEA and its implementing regulations:
 - (a) Depending on where the child is enrolled in school, a statement in the IEP specifying whether the child will achieve district, local or charter school institute standards, or whether the child shall achieve individualized standards which would indicate that the child has met the requirements of his or her IEP. *See*, §22-20-108(4) and 1 CCR 301-8, 2220-R-4.03(6)(c).
 - (b) For a child who is blind or visually impaired, the IEP team must consider specified factors and specify a literacy modality plan. *See*, §22-20-108(4.5)(a) and 1 CCR 301-8, 2220-R-4.03(6)(b).
 - (c) For a child who is deaf or hard of hearing, the IEP team must consider specific factors and address the child's communication needs as appropriate in the child's IEP. *See*, §22-20-108 (4.7) and 1 CCR 301-8, 2220-R-4.03(6)(a).
 - (d) In lieu of 34 CFR § 300.320 (b), the IEP content requirement for transition services begins with the first IEP developed when the child is age 15, but no later than the end of 9th grade, or earlier if deemed appropriate by the IEP Team. 1 CCR 301-8, 2220-R-4.03(6)(d)(i).
- 2) The initial IEP for a child must be developed within 90 calendar days of the date that parental consent was obtained to conduct the initial evaluation. 1 CCR 301-8, 2220-R-4.03(1)(d)(i).
- 3) Consistent with 34 CFR § 300.321(a)(4), the special education director or designee is a required IEP member. However the special education director or designee may not be excused. 1 CCR 301-8, 2220-R-4.03(5)(b).
- 4) Change in placement procedures established by 1 CCR 301-8, 2220-R-4.03(8).