

Second Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

DRAFT  
11.8.11

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LLS NO. 12-0219.01 Julie Pelegrin x2700

SENATE BILL

SENATE SPONSORSHIP

Newell and Hodge, Steadman

HOUSE SPONSORSHIP

Massey and Hammer, Peniston

SHORT TITLE: "Governance Of Early Childhood Programs"

A BILL FOR AN ACT

101 CONCERNING GOVERNANCE OF CHILD DEVELOPMENT PROGRAMS, AND  
102 REQUIRING A POST-ENACTMENT REVIEW OF THE  
103 IMPLEMENTATION OF THIS ACT.

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://www.leg.state.co.us/billsummaries>.)*

**Early Childhood and School Readiness Commission.** The bill creates the office of early childhood and youth development (office) in the department of human services (DHS). The office's functions will include:

*Capital letters indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.*

- Operating and overseeing: The Colorado children's trust fund; certain programs in the Tony Grampsas youth services program; the nurse home visitor program; the family resource center program; child care, including licensing, school readiness, and the early childhood councils; the child care assistance program; mental health consultation for children; part C child find and early intervention services; promoting safe and stable communities; and any other programs transferred to the office;
- Reviewing the federal funding guidelines and seeking federal waivers to achieve the maximum flexibility in using federal funds for early childhood programs;
- Coordinating with and overseeing program delivery by the early childhood councils and allocating funding to the councils; and
- Working with other early childhood programs within DHS and in other state agencies to develop and periodically review a state plan for delivering early childhood services to children and their families.

The purpose of the state plan is to provide a statewide, unified approach to providing early childhood services and operating early childhood programs with the goal of increasing efficiency, effectiveness, and quality in delivering early childhood services. The office, with the approval of the other agencies operating early childhood programs, will submit the state plan to the executive directors and policy boards of the affected agencies, the Tony Grampsas youth services board, and the governor for approval. The office and the state agencies may work with the early childhood leadership commission in creating and obtaining approval of the state plan.

The executive directors of DHS, the department of public health and environment, and the department of health care policy and financing and the commissioner of education will meet on a regular basis to review the operation and coordination of early childhood programs and ensure compliance with the state plan. The policy board for each of these departments will consider the rules and guidelines adopted for early childhood programs in each of the agencies and, to the extent practicable and appropriate, align the rules and guidelines for these programs.

As part of the annual budget process, the office, in coordination with the other state agencies that provide early childhood programs, will report to the joint budget committee concerning the state plan, including:

- The priorities for services;
- The expected and achieved outcomes for early childhood services;
- The degree to which the early childhood programs are

complying with the state plan and coordinating in delivering early childhood services;

- The coordination of early childhood programs at the state and local levels; and
- The level of funding and sources of moneys allocated to the early childhood councils.

The early childhood leadership commission will advise and otherwise assist the office and the other state agencies in creating and obtaining approval of the state plan. In a joint meeting of the governor and several committees of the general assembly held on or before January 31, 2013, the early childhood leadership commission will report concerning the contents and implementation of the state plan.

The bill relocates the Colorado nurse home visitor program, the family resource center program, and the Colorado children's trust fund from the department of public health and environment to the office in DHS. The bill also relocates the Tony Grampsas youth services program from the department of public health and environment to DHS.

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

2           **SECTION 1.** In Colorado Revised Statutes, **add** article 6.3 as  
3 follows:

4   **ARTICLE 6.3**

5                           **Office of Early Childhood and Youth Development**

6           **26-6.3-101. Legislative declaration.** (1) THE GENERAL  
7 ASSEMBLY FINDS THAT:

8           (a) THE EARLY CHILDHOOD SYSTEM IN COLORADO INCLUDES FOUR  
9 SYSTEM SECTORS THAT ADDRESS THE NEEDS OF CHILDREN, INCLUDING  
10 EARLY LEARNING, CHILD HEALTH, CHILD MENTAL HEALTH, AND FAMILY  
11 SUPPORT AND PARENT EDUCATION. RESEARCH CONFIRMS THAT THESE  
12 AREAS ARE INTERRELATED AND THAT IT IS DIFFICULT, IF NOT IMPOSSIBLE,  
13 TO SEPARATE CHILDREN'S LEARNING NEEDS FROM THEIR HEALTH AND  
14 WELLNESS OR FROM THE INVOLVEMENT AND SUPPORT OF THEIR FAMILIES.

15           (b) THE PROGRAMS THAT SERVE THE EARLY CHILDHOOD NEEDS OF  
16 CHILDREN AND THEIR FAMILIES ACROSS THE FOUR SYSTEM SECTORS OFTEN

1 CONTINUE PROVIDING SERVICES OR WORK WITH OTHER PROGRAMS TO  
2 PROVIDE A CONTINUUM OF SERVICES FOR OLDER CHILDREN AND YOUTH TO  
3 ENSURE THAT, AS THEY DEVELOP, THESE CHILDREN HAVE ACCESS TO THE  
4 SERVICES AND SUPPORTS THEY NEED TO GROW INTO HEALTHY, EDUCATED  
5 ADULTS WHO ARE WELL-PREPARED TO POSITIVELY CONTRIBUTE TO THEIR  
6 SOCIETY;

7 (c) THE SUPPORT SYSTEMS AND SERVICES THAT COMPRISE  
8 COLORADO'S EARLY CHILDHOOD SYSTEM AND PROGRAMS FOR YOUTH  
9 DEVELOPMENT HAVE HISTORICALLY BEEN SPREAD ACROSS MULTIPLE  
10 PUBLIC AGENCIES, INCLUDING BUT NOT LIMITED TO THE DEPARTMENTS OF  
11 EDUCATION, HUMAN SERVICES, PUBLIC HEALTH AND ENVIRONMENT,  
12 HEALTH CARE POLICY AND FINANCING, AND HIGHER EDUCATION, AS WELL  
13 AS VARIOUS PRIVATE ENTITIES;

14 (d) RESOURCES THAT ARE AVAILABLE FOR SERVICES AND  
15 SUPPORTS FOR CHILDREN AND YOUTH ARE DERIVED FROM, AT A MINIMUM,  
16 TWENTY-THREE DIFFERENT PUBLIC FUNDING SOURCES. EACH SOURCE HAS  
17 ITS OWN PROGRAM STANDARDS AND ELIGIBILITY, REPORTING, DATA  
18 TRACKING, AND FUNDING REQUIREMENTS, MAKING IT VERY DIFFICULT FOR  
19 PROGRAMS THAT PROVIDE SERVICES AND SUPPORTS FOR CHILDREN AND  
20 YOUTH TO BE ABLE TO EFFICIENTLY COMBINE THE VARIOUS FUNDING  
21 SOURCES.

22 (e) THE COMMUNITY OF EARLY CHILDHOOD SERVICES PROVIDERS  
23 IN COLORADO HAS FOR SEVERAL YEARS WORKED TO ESTABLISH A  
24 GOVERNANCE STRUCTURE WITHIN STATE GOVERNMENT TO PROVIDE AND  
25 OVERSEE THE PROVISION OF SERVICES ACROSS THE FOUR SYSTEM SECTORS  
26 FOR CHILDREN FROM BIRTH TO EIGHT YEARS OF AGE AND THEIR FAMILIES.  
27 COORDINATING THESE SERVICES, ALONG WITH OTHER YOUTH

1 DEVELOPMENT SERVICES, THROUGH A SINGLE GOVERNANCE SYSTEM WILL:

2 (I) ENHANCE THE QUALITY OF EARLY CHILDHOOD SERVICES AND  
3 YOUTH DEVELOPMENT SERVICES BY HOLDING PROGRAMS ACCOUNTABLE  
4 TO COMMON GUIDELINES, STANDARDS, AND ASSESSMENTS OF SERVICE  
5 DELIVERY AND OUTCOMES AND IMPLEMENTING A UNIFIED APPROACH TO  
6 RESOURCE ALLOCATION AND REFERRAL;

7 (II) STRENGTHEN THE LINK BETWEEN STATE-LEVEL PROGRAMS  
8 AND SERVICES AND THE LOCAL SYSTEM OF SERVICE DELIVERY THAT EXISTS  
9 IN SEVERAL COUNTIES THROUGHOUT THE STATE;

10 (III) IMPROVE THE EFFICIENCY, EFFECTIVENESS, AND QUALITY IN  
11 DELIVERING EARLY CHILDHOOD SERVICES AND YOUTH DEVELOPMENT  
12 SERVICES TO CHILDREN AND FAMILIES AT THE STATE AND LOCAL LEVELS;

13 (IV) IMPROVE COORDINATION AMONG STATE DEPARTMENTS WITH  
14 REGARD TO THE PROGRAMS THAT SERVE CHILDREN AND THEIR FAMILIES  
15 AND THAT ARE IMPLEMENTED WITHIN EACH DEPARTMENT; AND

16 (V) IMPROVE THE COORDINATION OF THE STATE'S EFFORTS AT  
17 EARLY IDENTIFICATION, PROMOTION, PREVENTION, AND INTERVENTION  
18 WITH REGARD TO THE FULL SPECTRUM OF SERVICES PROVIDED TO  
19 CHILDREN AND THEIR FAMILIES ACROSS THE FOUR SYSTEM SECTORS OF  
20 EARLY LEARNING, CHILD HEALTH, CHILD MENTAL HEALTH, AND FAMILY  
21 SUPPORT AND PARENT EDUCATION. IMPROVING THE COORDINATION  
22 AMONG THESE PROGRAMS WILL IMPROVE THE STATE'S ABILITY TO SET A  
23 SOLID FOUNDATION FOR FAMILIES AND THEIR CHILDREN AS THEY  
24 CONTINUE TO DEVELOP ACADEMICALLY, PHYSICALLY, EMOTIONALLY, AND  
25 SOCIALLY.

26 (2) THEREFORE, THE GENERAL ASSEMBLY FINDS THAT IT IS IN THE  
27 BEST INTERESTS OF THE CHILDREN OF THE STATE AND THEIR FAMILIES TO

1 CREATE WITHIN THE DEPARTMENT OF HUMAN SERVICES AN OFFICE OF  
2 EARLY CHILDHOOD AND YOUTH DEVELOPMENT THAT WILL OVERSEE AND  
3 COORDINATE THE WIDE RANGE OF EARLY CHILDHOOD AND YOUTH  
4 DEVELOPMENT PROGRAMS WITHIN THE DEPARTMENT OF HUMAN SERVICES  
5 AND WITHIN OTHER STATE DEPARTMENTS WITH THE GOAL OF IMPROVING  
6 OUTCOMES FOR CHILDREN AND THEIR FAMILIES.

7 **26-6.3-102. Definitions.** AS USED IN THIS ARTICLE, UNLESS THE  
8 CONTEXT OTHERWISE REQUIRES:

9 (1) "DEPARTMENT LEADERS" MEANS THE EXECUTIVE DIRECTORS  
10 OF THE DEPARTMENTS OF HUMAN SERVICES, PUBLIC HEALTH AND  
11 ENVIRONMENT, AND HEALTH CARE POLICY AND FINANCING AND THE  
12 COMMISSIONER OF EDUCATION.

13 (2) "EARLY CHILDHOOD COUNCILS" MEANS THE EARLY CHILDHOOD  
14 COUNCILS ESTABLISHED AND OPERATING PURSUANT TO PART 1 OF ARTICLE  
15 6.5 OF THIS TITLE.

16 (3) "EARLY CHILDHOOD PROGRAM" MEANS A PROGRAM THAT  
17 PROVIDES SERVICES TO CHILDREN FROM BIRTH TO EIGHT YEARS OF AGE  
18 AND THEIR FAMILIES, WHICH SERVICES MAY INCLUDE, BUT NEED NOT BE  
19 LIMITED TO, CHILD CARE; EARLY LEARNING; FAMILY SUPPORT AND PARENT  
20 EDUCATION; MENTAL HEALTH; MATERNAL AND CHILD HEALTH; HOME  
21 VISITATION; AND DISABILITY IDENTIFICATION AND EARLY INTERVENTION.

22 (4) "OFFICE" MEANS THE OFFICE OF EARLY CHILDHOOD AND YOUTH  
23 DEVELOPMENT IN THE DEPARTMENT OF HUMAN SERVICES CREATED IN  
24 SECTION 26-6.3-103.

25 (5) "POLICY BOARD" MEANS:

26 (a) THE STATE BOARD OF HUMAN SERVICES CREATED IN SECTION  
27 26-1-107 AS THE RULE-MAKING BOARD FOR PROGRAMS WITHIN THE

1 DEPARTMENT OF HUMAN SERVICES;

2 (b) THE STATE BOARD OF HEALTH CREATED IN SECTION 25-1-103,  
3 C.R.S., AS THE RULE-MAKING BOARD FOR PROGRAMS WITHIN THE  
4 DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT;

5 (c) THE MEDICAL SERVICES BOARD CREATED IN SECTION  
6 25.5-1-301, C.R.S., AS THE RULE-MAKING BOARD FOR PROGRAMS WITHIN  
7 THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING; AND

8 (d) THE STATE BOARD OF EDUCATION CREATED IN SECTION 1 OF  
9 ARTICLE IX OF THE STATE CONSTITUTION AND GRANTED STATUTORY  
10 AUTHORITY TO PROMULGATE RULES FOR PROGRAMS WITHIN THE  
11 DEPARTMENT OF EDUCATION.

12 (6) "STATE PLAN" MEANS THE STATE PLAN FOR DELIVERY OF  
13 EARLY CHILDHOOD SERVICES TO CHILDREN FROM BIRTH TO EIGHT YEARS  
14 OF AGE AND THEIR FAMILIES RECOMMENDED BY THE OFFICE PURSUANT TO  
15 SECTION 26-6.3-105.

16 (7) "YOUTH DEVELOPMENT PROGRAM" MEANS A PROGRAM THAT  
17 PROVIDES SERVICES TO OLDER CHILDREN AND THEIR FAMILIES, WHICH  
18 SERVICES MAY INCLUDE BUT NEED NOT BE LIMITED TO, FAMILY SUPPORT  
19 AND PARENT EDUCATION, HEALTH, MENTAL HEALTH, MENTORING, AND  
20 BEFORE-AND-AFTER-SCHOOL PROGRAMS.

21 **26-6.3-103. Office of early childhood and youth development**

22 **- creation.** (1) THERE IS HEREBY CREATED WITHIN THE DEPARTMENT OF  
23 HUMAN SERVICES THE OFFICE OF EARLY CHILDHOOD AND YOUTH  
24 DEVELOPMENT. THE OFFICE IS HEADED BY THE DIRECTOR OF EARLY  
25 CHILDHOOD AND YOUTH DEVELOPMENT SERVICES APPOINTED BY THE  
26 EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HUMAN SERVICES IN  
27 ACCORDANCE WITH SECTION 13 OF ARTICLE XII OF THE STATE

1 CONSTITUTION.

2 (2) THE OFFICE SHALL EXERCISE ITS POWERS AND PERFORM ITS  
3 DUTIES AND FUNCTIONS SPECIFIED IN THIS ARTICLE UNDER THE  
4 DEPARTMENT OF HUMAN SERVICES AS IF IT WERE TRANSFERRED TO THE  
5 DEPARTMENT BY A **TYPE 2** TRANSFER AS SUCH TRANSFER IS DEFINED IN  
6 THE "ADMINISTRATIVE ORGANIZATION ACT OF 1968", ARTICLE 1 OF TITLE  
7 24, C.R.S.

8 **26-6.3-104. Office of early childhood and youth development**  
9 **- functions.** (1) THE OFFICE HAS THE FOLLOWING FUNCTIONS:

10 (a) TO COLLABORATE WITH THE OTHER DIVISIONS WITHIN THE  
11 STATE DEPARTMENT AND WITHIN OTHER DEPARTMENTS THAT OPERATE  
12 EARLY CHILDHOOD PROGRAMS TO DEVELOP A STATE PLAN FOR DELIVERY  
13 OF EARLY CHILDHOOD SERVICES TO CHILDREN FROM BIRTH TO EIGHT  
14 YEARS OF AGE AND THEIR FAMILIES, AS DESCRIBED IN SECTION 26-6.3-105,  
15 AND JOINTLY RECOMMEND THE STATE PLAN TO THE EXECUTIVE DIRECTOR  
16 AND THE STATE BOARD, THE EXECUTIVE DIRECTORS OF THE OTHER  
17 DEPARTMENTS THAT OPERATE EARLY CHILDHOOD PROGRAMS AND THEIR  
18 RESPECTIVE POLICY BOARDS, THE COMMISSIONER OF EDUCATION AND THE  
19 STATE BOARD OF EDUCATION, THE TONY GRAMPSAS YOUTH SERVICES  
20 BOARD, AND THE GOVERNOR FOR APPROVAL. THE OFFICE AND THE OTHER  
21 DIVISIONS WITHIN THE STATE DEPARTMENT AND WITHIN OTHER  
22 DEPARTMENTS THAT OPERATE EARLY CHILDHOOD PROGRAMS SHALL  
23 BIENNIALLY REVIEW THE STATE PLAN AND SUBMIT REVISIONS TO THE  
24 EXECUTIVE DIRECTOR AND THE STATE BOARD, THE EXECUTIVE DIRECTORS  
25 OF THE OTHER DEPARTMENTS AND THEIR RESPECTIVE POLICY BOARDS, THE  
26 COMMISSIONER OF EDUCATION AND THE STATE BOARD OF EDUCATION, THE  
27 TONY GRAMPSAS YOUTH SERVICES BOARD, AND THE GOVERNOR FOR

1 APPROVAL.

2 (b) TO OPERATE THE EARLY CHILDHOOD AND YOUTH  
3 DEVELOPMENT PROGRAMS SPECIFIED IN THIS ARTICLE AND SUCH OTHER  
4 EARLY CHILDHOOD AND YOUTH DEVELOPMENT PROGRAMS AS MAY BE  
5 CREATED IN OR TRANSFERRED TO THE OFFICE BY EXECUTIVE ORDER TO BE  
6 FUNDED BY NONSTATE MONEYS. IN OPERATING THE PROGRAMS, THE  
7 OFFICE SHALL REVIEW APPLICATIONS SUBMITTED BY ENTITIES TO RECEIVE  
8 FUNDING THROUGH THE PROGRAMS, AWARD GRANTS BASED ON THE  
9 APPLICATIONS, AND NOTIFY THE STATE BOARD OF THE GRANTS AWARDED  
10 AND THE AMOUNTS OF SAID GRANTS; EXCEPT THAT:

11 (I) THE TONY GRAMPSAS YOUTH SERVICES BOARD SHALL REVIEW  
12 APPLICATIONS AND AWARD GRANTS FOR THE PROGRAMS SPECIFIED IN  
13 ARTICLE 6.7 OF THIS TITLE;

14 (II) THE COLORADO CHILDREN'S TRUST FUND BOARD SHALL  
15 REVIEW APPLICATIONS AND AWARD GRANTS AS PROVIDED IN ARTICLE 3.5  
16 OF TITLE 19, C.R.S.; AND

17 (III) THE STATE BOARD OF HUMAN SERVICES SHALL REVIEW  
18 APPLICATIONS AND AWARD GRANTS THROUGH THE COLORADO NURSE  
19 HOME VISITOR PROGRAM AS PROVIDED IN ARTICLE 6.4 OF THIS TITLE.

20 (c) TO SOLICIT AND ACCEPT GRANTS FROM THE FEDERAL  
21 GOVERNMENT AND TO SOLICIT AND ACCEPT CONTRIBUTIONS, GRANTS,  
22 GIFTS, BEQUESTS, AND DONATIONS FROM INDIVIDUALS, PRIVATE  
23 ORGANIZATIONS, AND FOUNDATIONS FOR THE OPERATION OF EARLY  
24 CHILDHOOD AND YOUTH DEVELOPMENT PROGRAMS UNDER THE  
25 AUTHORITY OF THE OFFICE;

26 (d) TO PERIODICALLY REVIEW THE FEDERAL FUNDING GUIDELINES  
27 FOR FEDERAL EARLY CHILDHOOD PROGRAMS AND TO SEEK THE MAXIMUM

1 FLEXIBILITY IN THE USE OF FEDERAL MONEYS IN FUNDING EARLY  
2 CHILDHOOD PROGRAMS PROVIDED THROUGH THE STATE PLAN;

3 (e) TO SEEK SUCH FEDERAL WAIVERS AS MAY BE NECESSARY TO  
4 ALLOW THE OFFICE TO COMBINE FEDERAL MONEYS AVAILABLE THROUGH  
5 VARIOUS FEDERAL EARLY CHILDHOOD AND YOUTH DEVELOPMENT  
6 PROGRAMS AND TO COMBINE THOSE MONEYS WITH MONEYS  
7 APPROPRIATED BY THE GENERAL ASSEMBLY TO FUND STATE EARLY  
8 CHILDHOOD AND YOUTH DEVELOPMENT PROGRAMS TO ALLOW THE  
9 GREATEST FLEXIBILITY IN AWARDING COMBINED PROGRAM FUNDING TO  
10 COMMUNITY-BASED EARLY CHILDHOOD AND YOUTH DEVELOPMENT  
11 PROGRAMS;

12 (f) TO COORDINATE WITH AND OVERSEE PROGRAM DELIVERY BY  
13 THE EARLY CHILDHOOD COUNCILS. THE OFFICE'S OVERSIGHT ROLE SHALL  
14 INCLUDE, BUT NEED NOT BE LIMITED TO, IDENTIFICATION OF COMMON  
15 BENCHMARKS AND EXPECTATIONS FOR PROGRAM AND SERVICE DELIVERY  
16 BY THE EARLY CHILDHOOD COUNCILS. IN ADDITION, THE DIRECTOR SHALL  
17 ALLOCATE FUNDING TO THE EARLY CHILDHOOD COUNCILS ON A  
18 PERCENTAGE BASIS FROM THE EARLY CHILDHOOD AND YOUTH  
19 DEVELOPMENT PROGRAMS OPERATED BY THE OFFICE.

20 (2) IN ADDITION TO ANY EARLY CHILDHOOD AND YOUTH  
21 DEVELOPMENT PROGRAMS CREATED IN OR TRANSFERRED TO THE OFFICE  
22 BY EXECUTIVE ORDER AND ANY EARLY CHILDHOOD AND YOUTH  
23 DEVELOPMENT PROGRAMS TRANSFERRED TO THE OFFICE BY THE  
24 EXECUTIVE DIRECTOR PURSUANT TO SUBSECTION (4) OF THIS SECTION, THE  
25 OFFICE SHALL OPERATE THE FOLLOWING PROGRAMS:

26 (a) THE COLORADO CHILDREN'S TRUST FUND CREATED IN ARTICLE  
27 3.5 OF TITLE 19, C.R.S.;

1 (b) THE TONY GRAMPSAS YOUTH SERVICES PROGRAM CREATED IN  
2 ARTICLE 6.7 OF THIS TITLE;

3 (c) THE NURSE HOME VISITOR PROGRAM CREATED IN ARTICLE 6.4  
4 OF THIS TITLE;

5 (d) THE FAMILY RESOURCE CENTER PROGRAM CREATED IN SECTION  
6 26-18-104;

7 (e) CHILD CARE, INCLUDING BUT NOT LIMITED TO CHILD CARE  
8 LICENSING PURSUANT TO ARTICLE 6 OF THIS TITLE, SCHOOL READINESS,  
9 AND THE EARLY CHILDHOOD COUNCILS;

10 (f) THE COLORADO CHILD CARE ASSISTANCE PROGRAM AS  
11 DESCRIBED IN PART 8 OF ARTICLE 2 OF THIS TITLE;

12 (g) MENTAL HEALTH CONSULTATION PURSUANT TO THE "CHILD  
13 MENTAL HEALTH TREATMENT ACT", ARTICLE 67 OF TITLE 27, C.R.S.;

14 (h) PART C CHILD FIND AND EARLY INTERVENTION SERVICES  
15 PURSUANT TO PART 7 OF ARTICLE 10.5 OF TITLE 27, C.R.S.; AND

16 (i) PROMOTING SAFE AND STABLE COMMUNITIES.

17 (3) WHEN THE OFFICE RECEIVES AN APPLICATION FOR FUNDING  
18 THROUGH ANY EARLY CHILDHOOD AND YOUTH DEVELOPMENT PROGRAM,  
19 THE OFFICE SHALL REVIEW THE APPLICATION AND DETERMINE WHETHER  
20 THERE ARE OTHER EARLY CHILDHOOD OR YOUTH DEVELOPMENT  
21 PROGRAMS OPERATED BY STATE AGENCIES THROUGH WHICH FUNDING MAY  
22 BE AVAILABLE TO THE APPLICANT. WITH THE APPLICANT'S CONSENT, THE  
23 OFFICE SHALL FORWARD A COPY OF THE APPLICATION TO ANY SUCH  
24 PROGRAM FOR CONSIDERATION.

25 (4) THE EXECUTIVE DIRECTOR SHALL TRANSFER ANY EARLY  
26 CHILDHOOD AND YOUTH DEVELOPMENT PROGRAMS OPERATED BY THE  
27 STATE DEPARTMENT TO THE OFFICE, AS HE OR SHE DEEMS APPROPRIATE.

1 THE OFFICE SHALL COORDINATE WITH ANY OTHER DIVISION WITHIN THE  
2 STATE DEPARTMENT THAT OPERATES AN EARLY CHILDHOOD OR YOUTH  
3 DEVELOPMENT PROGRAM IN THE SAME MANNER THAT IT COORDINATES  
4 WITH OTHER STATE AGENCIES THAT OPERATE EARLY CHILDHOOD AND  
5 YOUTH DEVELOPMENT PROGRAMS.

6 **26-6.3-105. State plan for delivery of early childhood services**  
7 **to children and families - contents - approval.** (1) THE OFFICE SHALL  
8 COLLABORATE WITH THE OTHER DIVISIONS WITHIN THE STATE  
9 DEPARTMENT AND WITHIN OTHER DEPARTMENTS THAT OPERATE EARLY  
10 CHILDHOOD PROGRAMS TO DEVELOP A STATE PLAN FOR DELIVERY OF  
11 EARLY CHILDHOOD SERVICES TO CHILDREN FROM BIRTH TO EIGHT YEARS  
12 OF AGE AND THEIR FAMILIES. THE OFFICE AND THE OTHER DIVISIONS  
13 SHALL DESIGN THE STATE PLAN TO PROVIDE A STATEWIDE, UNIFIED  
14 APPROACH TO PROVIDING EARLY CHILDHOOD SERVICES AND OPERATING  
15 EARLY CHILDHOOD PROGRAMS. THE GOAL OF THE STATE PLAN IS TO  
16 INCREASE EFFICIENCY, EFFECTIVENESS, AND QUALITY IN DELIVERING  
17 EARLY CHILDHOOD SERVICES FOR CHILDREN AND FAMILIES AT THE STATE  
18 AND LOCAL LEVELS. AT A MINIMUM, THE STATE PLAN SHALL:

19 (a) ESTABLISH PRIORITIES FOR THE DELIVERY OF EARLY  
20 CHILDHOOD SERVICES AND THE USE OF FEDERAL, STATE, AND PRIVATE  
21 MONEYS RECEIVED FOR PROVISION OF EARLY CHILDHOOD SERVICES AND  
22 IMPLEMENTATION OF EARLY CHILDHOOD PROGRAMS;

23 (b) ESTABLISH COMMON GUIDELINES, POLICIES, AND STANDARDS  
24 FOR PROGRAM OPERATION AND SERVICE DELIVERY, INCLUDING THE USE OF  
25 STANDARDIZED TOOLS FOR ASSESSING EARLY CHILDHOOD DEVELOPMENT,  
26 THE USE OF A UNIVERSAL APPLICATION FOR SERVICES, AND STATEWIDE  
27 STANDARDS FOR MEASURING OUTCOMES;

1 (c) IDENTIFY COMMON TOOLS FOR ASSESSING EARLY CHILDHOOD  
2 DEVELOPMENT AND THE NEED FOR EARLY CHILDHOOD SERVICES;

3 (d) ESTABLISH COMMON GUIDELINES AND STANDARDS FOR  
4 REFERRALS TO SERVICES;

5 (e) ESTABLISH CONSISTENT REQUIREMENTS TO ENSURE THAT  
6 EARLY CHILDHOOD PROGRAMS COORDINATE IN THE DELIVERY OF SERVICES  
7 AND, TO THE EXTENT ALLOWED UNDER LAW, SHARE INFORMATION  
8 CONCERNING SERVICE PROVISION AND RECIPIENTS;

9 (f) ESTABLISH MINIMUM EXPECTATIONS AND REQUIREMENTS FOR  
10 COMMUNICATION AMONG EARLY CHILDHOOD PROGRAMS;

11 (g) IDENTIFY AREAS IN WHICH EARLY CHILDHOOD PROGRAMS MAY  
12 RECOGNIZE INCREASED ECONOMIES OF SCALE IN PROVIDING SERVICES AND  
13 ESTABLISH GUIDELINES AND PROCEDURES FOR ACHIEVING THE INCREASE  
14 IN ECONOMIES OF SCALE;

15 (h) ESTABLISH PROCEDURES AND GUIDELINES FOR COORDINATING  
16 THE USE AND CONTENT OF REQUESTS FOR PROPOSALS AND GRANT  
17 APPLICATIONS AND THE REPORTING REQUIREMENTS IMPOSED ON GRANT  
18 RECIPIENTS; AND

19 (i) IDENTIFY CHILD AND FAMILY OUTCOME METRICS AND SERVICE  
20 DELIVERY OUTCOME PERFORMANCE METRICS THAT THE OFFICE AND OTHER  
21 DIVISIONS THAT OPERATE EARLY CHILDHOOD PROGRAMS SHALL USE TO  
22 MEASURE PROGRAM PERFORMANCE AND DETERMINE WHETHER  
23 IMPLEMENTATION OF THE STATE PLAN RESULTS IN INCREASED  
24 EFFICIENCIES, EFFECTIVENESS, AND QUALITY IN THE DELIVERY OF EARLY  
25 CHILDHOOD SERVICES AT THE STATE AND LOCAL LEVELS.

26 (2) (a) THE OFFICE, WITH THE APPROVAL OF THE OTHER AGENCY  
27 DIVISIONS THAT OPERATE EARLY CHILDHOOD PROGRAMS, SHALL

1 RECOMMEND THE STATE PLAN TO THE EXECUTIVE DIRECTOR AND THE  
2 STATE BOARD, THE EXECUTIVE DIRECTORS OF THE OTHER DEPARTMENTS  
3 THAT OPERATE EARLY CHILDHOOD PROGRAMS AND THEIR RESPECTIVE  
4 POLICY BOARDS, THE COMMISSIONER OF EDUCATION AND THE STATE  
5 BOARD OF EDUCATION, THE TONY GRAMPSAS YOUTH SERVICES BOARD,  
6 AND THE GOVERNOR FOR APPROVAL.

7 (b) THE OFFICE AND THE OTHER AGENCY DIVISIONS THAT OPERATE  
8 EARLY CHILDHOOD PROGRAMS SHALL BIENNIALLY REVIEW THE STATE  
9 PLAN AND SUBMIT REVISIONS TO THE EXECUTIVE DIRECTOR AND THE  
10 STATE BOARD, THE EXECUTIVE DIRECTORS OF THE OTHER DEPARTMENTS  
11 AND THEIR RESPECTIVE POLICY BOARDS, THE COMMISSIONER OF  
12 EDUCATION AND THE STATE BOARD OF EDUCATION, THE TONY GRAMPSAS  
13 YOUTH SERVICES BOARD, AND THE GOVERNOR FOR APPROVAL.

14 (3) IN DEVELOPING THE STATE PLAN AND SEEKING APPROVAL OF  
15 THE PLAN, THE OFFICE AND THE OTHER AGENCY DIVISIONS THAT OPERATE  
16 EARLY CHILDHOOD PROGRAMS MAY SEEK ADVICE AND ASSISTANCE FROM  
17 THE EARLY CHILDHOOD LEADERSHIP COMMISSION CREATED IN ARTICLE  
18 44.7 OF TITLE 24, C.R.S., OR FROM A SUBCOMMITTEE APPOINTED FOR THIS  
19 PURPOSE.

20 **26-6.3-106. Early childhood programs - interdepartmental**  
21 **coordination.** (1) THE EXECUTIVE DIRECTORS OF THE DEPARTMENTS OF  
22 HUMAN SERVICES, PUBLIC HEALTH AND ENVIRONMENT, AND HEALTH CARE  
23 POLICY AND FINANCING AND THE COMMISSIONER OF EDUCATION SHALL  
24 COMPRISE AN EXECUTIVE MANAGEMENT TEAM FOR EARLY CHILDHOOD  
25 PROGRAMS. THE DEPARTMENT LEADERS SHALL MEET ON A REGULAR BASIS  
26 TO REVIEW THE OPERATION OF EARLY CHILDHOOD PROGRAMS WITHIN THE  
27 STATE AND ENSURE THAT THE PROGRAMS COORDINATE TOGETHER IN

1 PROVIDING SERVICES. THE DEPARTMENT LEADERS SHALL ALSO REVIEW  
2 THE STATE PLAN AND ENSURE THAT THE PROGRAMS IN THEIR RESPECTIVE  
3 DEPARTMENTS ARE COMPLYING WITH THE PROVISIONS OF THE STATE PLAN.  
4 THE DEPARTMENT LEADERS SHALL, AS NECESSARY, INCLUDE THE  
5 DIRECTORS OF THE VARIOUS STATE EARLY CHILDHOOD PROGRAMS IN THEIR  
6 MEETINGS AND OTHERWISE COMMUNICATE WITH THE PROGRAM  
7 DIRECTORS TO ENSURE THAT THE EARLY CHILDHOOD PROGRAMS  
8 COORDINATE IN PROVIDING SERVICES.

9 (2) THE DEPARTMENT LEADERS SHALL DIRECT THE EARLY  
10 CHILDHOOD PROGRAM DIRECTORS IN THEIR RESPECTIVE DEPARTMENTS TO  
11 COORDINATE IN PROVIDING COMMUNICATIONS TO THE EARLY CHILDHOOD  
12 COUNCILS AND OTHER LOCAL AGENCIES AND PROVIDERS CONCERNING  
13 IMPLEMENTATION OF EARLY CHILDHOOD PROGRAMS. TO THE EXTENT  
14 APPROPRIATE, THE DEPARTMENT LEADERS SHALL JOINTLY SEND AGENCY  
15 LETTERS WHEN NECESSARY TO PROVIDE DIRECTION TO THE EARLY  
16 CHILDHOOD COUNCILS AND OTHER LOCAL PROVIDERS FOR THE OPERATION  
17 OF EARLY CHILDHOOD PROGRAMS OR CONCERNING INTERPRETATION OR  
18 APPLICATION OF PROGRAM RULES AND GUIDELINES.

19 (3) EACH OF THE DEPARTMENT LEADERS SHALL REPORT TO HIS OR  
20 HER RESPECTIVE POLICY BOARD CONCERNING THE IMPLEMENTATION AND  
21 COORDINATION OF EARLY CHILDHOOD PROGRAMS ACROSS THE VARIOUS  
22 DEPARTMENTS. EACH POLICY BOARD SHALL TAKE INTO ACCOUNT THE  
23 RULES AND GUIDELINES FOR EARLY CHILDHOOD PROGRAMS PROMULGATED  
24 BY THE OTHER POLICY BOARDS AND, TO THE GREATEST EXTENT  
25 PRACTICABLE AND APPROPRIATE, ALIGN ITS EARLY CHILDHOOD PROGRAM  
26 RULES AND GUIDELINES TO FACILITATE COORDINATION IN THE  
27 IMPLEMENTATION OF EARLY CHILDHOOD PROGRAMS BY EACH STATE

1 AGENCY.

2 **26-6.3-107. Reporting.** (1) AS PART OF THE ANNUAL BUDGET  
3 PROCESS, THE OFFICE, IN COORDINATION WITH THE OTHER DIVISIONS  
4 WITHIN THE STATE DEPARTMENT AND WITHIN OTHER DEPARTMENTS THAT  
5 OPERATE EARLY CHILDHOOD PROGRAMS, SHALL REPORT TO THE JOINT  
6 BUDGET COMMITTEE OF THE GENERAL ASSEMBLY CONCERNING CREATION,  
7 REVIEW, AND IMPLEMENTATION OF THE STATE PLAN. AT A MINIMUM, THE  
8 REPORT SHALL ADDRESS:

9 (a) THE PRIORITIES FOR PROVIDING EARLY CHILDHOOD SERVICES  
10 AND FOR USING MONEYS AVAILABLE FOR EARLY CHILDHOOD SERVICES;

11 (b) THE OUTCOMES EXPECTED AND THE OUTCOMES ACHIEVED DUE  
12 TO EARLY CHILDHOOD SERVICES PROVIDED IN THE PRECEDING FISCAL  
13 YEAR;

14 (c) THE MANNER IN WHICH AND DEGREE TO WHICH EARLY  
15 CHILDHOOD PROGRAMS ARE COMPLYING WITH THE STATE PLAN AND  
16 SUCCESSFULLY COORDINATING THE DELIVERY OF EARLY CHILDHOOD  
17 SERVICES AND THE USE OF AVAILABLE MONEYS THROUGHOUT THE STATE;

18 (d) THE LEVEL OF COORDINATION BETWEEN EARLY CHILDHOOD  
19 PROGRAMS AT THE STATE LEVEL AND AT THE LOCAL LEVEL; AND

20 (e) THE LEVEL OF FUNDING FOR AND THE SOURCES OF MONEYS  
21 ALLOCATED TO THE EARLY CHILDHOOD COUNCILS.

22 **SECTION 2.** In Colorado Revised Statutes, **add with amended**  
23 **and relocated provisions** article 6.4 to title 26 as follows:

24 **ARTICLE 6.4**

25 **Colorado Nurse Home Visitor Program**

26 **26-6.4-101. [Formerly 25-31-101] Short title.** This article shall  
27 be known and may be cited as the "Colorado Nurse Home Visitor

1 Program Act".

2 **26-6.4-102. [Formerly 25-31-102] Legislative declaration.**

3 (1) The general assembly hereby finds that, in order to adequately care  
4 for their newborns and young children, new mothers may often benefit  
5 from receiving professional assistance and information. Without such  
6 assistance and information, a young mother may develop habits or  
7 practices that are detrimental to her health and well-being and the health  
8 and well-being of her child. The general assembly further finds that  
9 inadequate prenatal care and inadequate care in infancy and early  
10 childhood often inhibit a child's ability to learn and develop throughout  
11 his or her childhood and may have lasting, adverse effects on the child's  
12 ability to function as an adult. The general assembly recognizes that  
13 implementation of a nurse home visitor program that provides  
14 educational, health, and other resources for new young mothers during  
15 pregnancy and the first years of their infants' lives has been proven to  
16 significantly reduce the amount of drug, including nicotine, and alcohol  
17 use and abuse by mothers, the occurrence of criminal activity committed  
18 by mothers and their children under fifteen years of age, and the number  
19 of reported incidents of child abuse and neglect. Such a program has also  
20 been proven to reduce the number of subsequent births, increase the  
21 length of time between subsequent births, and reduce the mother's need  
22 for other forms of public assistance. It is the intent of the general  
23 assembly that such a program be established for the state of Colorado,  
24 beginning with a limited number of participants and expanding by the  
25 year 2010 to be available to all low-income, first-time mothers in the state  
26 who consent to receiving services.

27 (2) The general assembly further finds that, to implement such a

1 program efficiently and effectively and to promote the successful  
2 implementation of partnerships between state public entities and the  
3 private sector, responsibility for the program should be divided between  
4 the STATE department, which shall be responsible for financial  
5 administration of the program, and a health sciences facility at the  
6 university of Colorado, which shall be responsible for programmatic and  
7 clinical support, evaluation, and monitoring for the program, and such  
8 other responsibilities as described in this article. It is the intent of the  
9 general assembly that the STATE department and the health sciences  
10 facility work collaboratively to share information in order to promote  
11 efficient and effective program implementation; however, neither entity  
12 is responsible for the other entity's statutorily prescribed duties.

13 **26-6.4-103. [Formerly 25-31-103] Definitions.** As used in this  
14 article, unless the context otherwise requires:

15 ~~(1) "Department" means the department of public health and~~  
16 ~~environment created in section 25-1-102.~~

17 ~~(2)~~ (1) "Entity" means any nonprofit, not-for-profit, or for-profit  
18 corporation, religious or charitable organization, institution of higher  
19 education, visiting nurse association, existing visiting nurse program,  
20 county, district, or municipal public health agency, county department of  
21 social services, political subdivision of the state, or other governmental  
22 agency or any combination thereof.

23 ~~(3)~~ (2) "Health sciences facility" means the Anschutz medical  
24 campus or a successor facility located at the university of Colorado health  
25 sciences center that is selected by the president of the university of  
26 Colorado pursuant to ~~section 25-31-105~~ SECTION 26-6.4.105 to assist the  
27 state board in administering the program.

1           (4) (3) "Low-income" means an annual income that does not  
2 exceed two hundred percent of the federal poverty line.

3           (5) (4) "Master settlement agreement" means the master  
4 settlement agreement, the smokeless tobacco master settlement  
5 agreement, and the consent decree approved and entered by the court in  
6 the case denominated *State of Colorado, ex rel. Gale A. Norton, Attorney  
7 General v. R.J. Reynolds Tobacco Co.; American Tobacco Co., Inc.;*  
8 *Brown & Williamson Tobacco Corp.; Liggett & Myers, Inc.; Lorillard  
9 Tobacco Co., Inc.; Philip Morris, Inc.; United States Tobacco Co.; B.A.T.  
10 Industries, P.L.C.; The Council For Tobacco Research--U.S.A., Inc.; and  
11 Tobacco Institute, Inc.*, Case No. 97 CV 3432, in the district court for the  
12 city and county of Denver.

13           (6) (5) "Nurse" means a person licensed as a professional nurse  
14 pursuant to article 38 of title 12, C.R.S., or accredited by another state or  
15 voluntary agency that the state board of nursing has identified by rule  
16 pursuant to section 12-38-108 (1) (a), C.R.S., as one whose accreditation  
17 may be accepted in lieu of board approval.

18           (6) "OFFICE" MEANS THE OFFICE OF EARLY CHILDHOOD AND YOUTH  
19 DEVELOPMENT CREATED IN ARTICLE 6.3 OF THIS TITLE IN THE  
20 DEPARTMENT OF HUMAN SERVICES.

21           (7) "Program" means the nurse home visitor program established  
22 in this article.

23           (8) "State board" means the state board of health created in section  
24 ~~25-1-103~~ HUMAN SERVICES CREATED IN SECTION 26-1-107.

25           (9) "STATE DEPARTMENT" MEANS THE STATE DEPARTMENT OF  
26 HUMAN SERVICES CREATED IN SECTION 26-1-105.

27           **26-6.4-104. [Formerly 25-31-104] Nurse home visitor program**

1 - **created - rules.** (1) (a) There is hereby established the nurse home  
2 visitor program to provide regular, in-home, visiting nurse services to  
3 low-income, first-time mothers, with their consent, during their  
4 pregnancies and through their children's second birthday. The program  
5 shall provide trained visiting nurses to help educate mothers on the  
6 importance of nutrition and avoiding alcohol and drugs, including  
7 nicotine, and to assist and educate mothers in providing general care for  
8 their children and in improving health outcomes for their children. In  
9 addition, visiting nurses may help mothers in locating assistance with  
10 educational achievement and employment. Any assistance provided  
11 through the program shall be provided only with the consent of the  
12 low-income, first-time mother, and she may refuse further services at any  
13 time.

14 (b) THE NURSE HOME VISITOR PROGRAM CREATED IN ARTICLE 31  
15 OF TITLE 25, C.R.S., AS IT EXISTED PRIOR TO THE EFFECTIVE DATE OF THIS  
16 ARTICLE, IS HEREBY TRANSFERRED TO THE OFFICE OF EARLY CHILDHOOD  
17 AND YOUTH DEVELOPMENT IN THE DEPARTMENT OF HUMAN SERVICES.  
18 ALL GRANTS IN EXISTENCE AS OF THE EFFECTIVE DATE OF THIS ARTICLE  
19 SHALL CONTINUE TO BE VALID THROUGH JUNE 30, 2013, AND MAY BE  
20 EXTENDED OR RENEWED BEYOND SAID DATE.

21 (2) The program shall be administered in communities throughout  
22 the state by entities selected on a competitive basis by the state board.  
23 Any entity that seeks to administer the program shall submit an  
24 application to the ~~department~~ OFFICE as provided in ~~section 25-31-106~~  
25 SECTION 26-6.4-106. The entities selected pursuant to ~~section 25-31-107~~  
26 SECTION 26-6.4-107 shall be expected to provide services to a minimum  
27 of one hundred low-income, first-time mothers in the community in

1 which the entity administers the program; except that the state board may  
2 grant a waiver of this requirement if the population base of the  
3 community does not have the capacity to enroll one hundred eligible  
4 families. The state board shall consult with the health sciences facility  
5 prior to granting the waiver to ensure that the entity can implement the  
6 program within the smaller community and maintain compliance with the  
7 program requirements. A mother shall be eligible to receive services  
8 through the program if she is pregnant with her first child, or her first  
9 child is less than one month old, and her gross annual income does not  
10 exceed two hundred percent of the federal poverty line.

11 (3) The state board shall promulgate, pursuant to the provisions  
12 of article 4 of title 24, C.R.S., rules for the implementation of the  
13 program. The state board shall base the rules establishing program  
14 training requirements, program protocols, program management  
15 information systems, and program evaluation requirements on  
16 research-based model programs that have been implemented in one or  
17 more other states for a period of at least five years and have shown  
18 significant reductions in:

19 (a) The occurrence among families receiving services through the  
20 model program of infant behavioral impairments due to use of alcohol  
21 and other drugs, including nicotine;

22 (b) The number of reported incidents of child abuse and neglect  
23 among families receiving services through the model program;

24 (c) The number of subsequent pregnancies by mothers receiving  
25 services through the model program;

26 (d) The receipt of public assistance by mothers receiving services  
27 through the model program;

1 (e) Criminal activity engaged in by mothers receiving services  
2 through the model program and their children.

3 (4) Notwithstanding the provisions of subsection (3) of this  
4 section, the board shall adopt rules pursuant to which a nurse home  
5 visitation program that is in operation in the state as of July 1, 1999, may  
6 qualify for participation in the program if it can demonstrate that it has  
7 been in operation in the state for a minimum of five years and that it has  
8 achieved a reduction in the occurrences specified in subsection (3) of this  
9 section. Any program so approved shall be exempt from the rules  
10 adopted regarding program training requirements, program protocols,  
11 program management information systems, and program evaluation  
12 requirements so long as said program continues to demonstrate a  
13 reduction in the occurrences specified in subsection (3) of this section.

14 (5) The ~~department~~ OFFICE may propose to the state board rules  
15 concerning program applications under ~~section 25-31-106 (1)~~ SECTION  
16 26-6.4-106. Any such proposal shall be made in consultation with the  
17 health sciences facility.

18 **26-6.4-105. [Formerly 25-31-105] Health sciences facility -**  
19 **duties.** (1) The president of the university of Colorado shall identify a  
20 facility at the university of Colorado health sciences center with the  
21 knowledge and expertise necessary to:

22 (a) Assist the state board in selecting entities from among the  
23 applications submitted pursuant to ~~section 25-31-106~~ SECTION  
24 26-6.4-106;

25 (b) Provide programmatic and clinical support, evaluation, and  
26 monitoring for the program, including nurse practice support and training,  
27 clinical and programmatic technical assistance, compliance monitoring

1 and support, program development and implementation support, and  
2 performance improvement monitoring and support, in communities  
3 throughout the state;

4 (c) Cooperate with the ~~department~~ OFFICE in connection with the  
5 ~~department's~~ OFFICE'S financial administration of the program; and

6 (d) Work with the state auditor's office as required in section  
7 2-3-113 (4), C.R.S.

8 (1.5) The health sciences facility is not responsible for the duties  
9 assigned to the ~~department~~ OFFICE with respect to the program under  
10 ~~section 25-31-107 (2) (a.5)~~ SECTION 26-6.4-107 (2) (a.5).

11 (2) The health sciences facility shall perform the duties set forth  
12 in subsection (1) of this section to ensure that the program is implemented  
13 and operated according to the program training requirements, protocols,  
14 management information systems, and evaluation requirements  
15 established by rule of the state board. The health sciences facility shall  
16 evaluate overall program implementation, operation, and effectiveness,  
17 and include that evaluation, along with any recommendations concerning  
18 the program's selected entities or changes in the program's  
19 implementation, operation, and effectiveness, including program training  
20 requirements, protocols, management information systems, or evaluation  
21 requirements, in the annual report submitted to the ~~department~~ OFFICE  
22 pursuant to ~~section 25-31-108~~ SECTION 26-6.4-108.

23 (3) The ~~department~~ OFFICE shall compensate the health sciences  
24 facility for the health sciences facility's actual costs incurred in  
25 performing its duties under this article, as determined by the health  
26 sciences facility. Such duties and actual costs shall be included in the  
27 scope of work in the agreement between the ~~department~~ OFFICE and the

1 health sciences facility for implementation of those duties and shall  
2 include the costs incurred by any contractor or subcontractor of the health  
3 sciences facility for those duties. Such compensation shall be paid out of  
4 the amount allocated for the health sciences facility's costs, in accordance  
5 with the maximum allocation of three percent of the amount annually  
6 allocated for the program under ~~section 25-31-107 (2)~~ SECTION  
7 26-6.4-107 (2).

8 **26-6.4-106. [Formerly 25-31-106] Program applications -**  
9 **requirements.** (1) An entity that seeks to administer the program in a  
10 community shall submit an application to the ~~department~~ OFFICE in  
11 accordance with rules adopted by the state board, in consultation with the  
12 ~~department~~ OFFICE and the health sciences facility. At a minimum, the  
13 application shall specify the basic elements and procedures that the entity  
14 shall use in administering the program. Basic program elements shall  
15 include the following:

16 (a) The specific training to be received by each nurse employed  
17 by the entity to provide home nursing services through the program,  
18 which training shall meet or exceed the visiting nurse training  
19 requirements established by rule of the state board;

20 (b) The protocols to be followed by the entity in administering the  
21 program, which protocols at a minimum shall comply with the program  
22 protocols established by rule of the state board;

23 (c) The management information system to be used by the entity  
24 in administering the program, which at a minimum shall comply with the  
25 management information system requirements established by rule of the  
26 state board;

27 (d) The reporting and evaluation system to be used by the entity

1 in measuring the effectiveness of the program in assisting low-income,  
2 first-time mothers, which at a minimum shall meet the reporting and  
3 evaluation requirements specified by rule of the state board;

4 (e) An annual report to both the health sciences facility and the  
5 community in which the entity administers the program that reports on the  
6 effectiveness of the program within the community and is written in a  
7 manner that is understandable for both the health sciences facility and  
8 members of the community.

9 (2) Any program application submitted pursuant to this section  
10 shall demonstrate strong, bipartisan public support for and a long-time  
11 commitment to operation of the program in the community.

12 (3) The ~~department~~ OFFICE shall initially review the applications  
13 received pursuant to this section and submit to the health sciences facility  
14 for review those applications that include the basic program elements as  
15 required by the rules adopted by the state board. Following its review, the  
16 health sciences facility shall submit to the state board a list of the  
17 applying entities that the health sciences facility recommends to  
18 administer the program in communities throughout the state.

19 **26-6.4-107. [Formerly 25-31-107] Selection of entities to**  
20 **administer the program - grants - nurse home visitor program fund**  
21 **- created.** (1) On receipt of the list of entities recommended by the  
22 health sciences facility, the state board shall select the entities that will  
23 administer the program in communities throughout the state. In selecting  
24 entities, the state board shall give special consideration to entities that are  
25 proposing to administer the program as a collaborative effort among  
26 multiple entities.

27 (2) (a) The entities selected to operate the program shall receive

1 grants in amounts specified by the state board. The grants may include  
2 operating costs and additional amounts for training and development of  
3 any infrastructure, including but not limited to development of the  
4 information management system necessary to administer the program.  
5 ~~For the 2000-01 fiscal year, the state board shall award grants to no more~~  
6 ~~than twelve entities in at least eight communities.~~ THE STATE BOARD  
7 SHALL DETERMINE the number of entities selected and the number of  
8 communities in which the program shall be IS implemented in subsequent  
9 ~~fiscal years shall be determined by~~ BASED ON THE moneys available in the  
10 nurse home visitor program fund created in paragraph (b) of this  
11 subsection (2).

12 (a.5) Except as otherwise provided in ~~section 25-31-108~~ SECTION  
13 26-6.4-108, the ~~department shall be~~ OFFICE IS responsible for financial  
14 administration of this article, which shall include compensating the health  
15 sciences facility pursuant to ~~section 25-31-105 (3)~~ SECTION 26-6.4-105  
16 (3); paying grants to entities selected to administer the program;  
17 monitoring financial, contractual, and regulatory compliance; providing  
18 medicaid financing oversight; managing accounting and budgeting; and,  
19 in cooperation with the health sciences facility, managing grant  
20 applications as set forth in ~~section 25-31-106~~ SECTION 26-6.4-106. The  
21 ~~department~~ OFFICE shall also cooperate with the health sciences facility's  
22 administration of programmatic and clinical support, evaluation, and  
23 monitoring of the program. The ~~department shall not be~~ OFFICE IS NOT  
24 responsible for any duties assigned to the health sciences facility with  
25 respect to the program, as described in ~~section 25-31-105~~ SECTION  
26 26-6.4-105.

27 (b) Grants awarded pursuant to paragraph (a) of this subsection

1 (2) ~~shall be~~ ARE payable from the nurse home visitor program fund, which  
2 fund is hereby created in the state treasury. The nurse home visitor  
3 program fund, referred to in this section as the "fund", ~~shall be~~ IS  
4 administered by the ~~department~~ OFFICE and ~~shall consist~~ CONSISTS of  
5 moneys transferred thereto by the state treasurer from moneys received  
6 pursuant to the master settlement agreement in the amount described in  
7 paragraph (d) of this subsection (2). In addition, the state treasurer shall  
8 credit to the fund any public or private gifts, grants, or donations received  
9 by the ~~department~~ OFFICE for implementation of the program, including  
10 any moneys received from the United States federal government for the  
11 program. The fund ~~shall be~~ IS subject to annual appropriation by the  
12 general assembly to the ~~department~~ OFFICE for grants to entities for  
13 operation of the program. The ~~department~~ OFFICE may retain a total of up  
14 to five percent of the amount annually appropriated from the fund for the  
15 program, in order to compensate the health sciences facility pursuant to  
16 ~~section 25-31-105 (3)~~ SECTION 26-6.4-105 (3), as set forth in the scope of  
17 work in the agreement between the ~~department~~ OFFICE and the health  
18 sciences facility, and to compensate the ~~department~~ OFFICE for the actual  
19 costs incurred by the ~~department~~ OFFICE in implementing the provisions  
20 of paragraph (a.5) of this subsection (2), as determined by the ~~department~~  
21 OFFICE; except that the portion of the costs to compensate the ~~department~~  
22 OFFICE for implementing the provisions of paragraph (a.5) of this  
23 subsection (2) shall not exceed two percent of the amount annually  
24 appropriated from the fund for the program, and the portion of such costs  
25 to compensate the health sciences facility under ~~section 25-31-105 (3)~~  
26 SECTION 26-6.4-105 (3), as set forth in the scope of work in the contract  
27 between the ~~department~~ OFFICE and the health sciences facility, shall not

1 exceed three percent of the amount annually appropriated from the fund  
2 for the program. In addition, if the total amount annually appropriated  
3 from the fund for the program exceeds nineteen million dollars, the  
4 ~~department~~ OFFICE and the health sciences facility shall assess whether a  
5 smaller percentage of the appropriated funds exceeding nineteen million  
6 dollars is adequate to cover their actual costs and shall jointly submit to  
7 the general assembly a report articulating their conclusions on this  
8 subject. The actual costs of the ~~department~~ OFFICE include ~~department~~  
9 personnel and operating costs and any necessary transfers to the  
10 department of health care policy and financing for administrative costs  
11 incurred for the medicaid program associated with the program. The  
12 actual costs of the health sciences facility include the facility's own actual  
13 program costs and those of its contractors and subcontractors. Any costs  
14 for time studies required to obtain medicaid reimbursement for the  
15 program may be paid from program funds and shall not be subject to the  
16 five percent limit in this section. Notwithstanding section 24-36-114,  
17 C.R.S., all interest derived from the deposit and investment of moneys in  
18 the fund shall be credited to the fund. Any unencumbered moneys  
19 appropriated from moneys received pursuant to the master settlement  
20 agreement remaining in the fund at the end of any fiscal year shall be  
21 transferred to the tobacco litigation settlement trust fund created in  
22 section 24-22-115.5, C.R.S.

23 (c) It is the intent of the general assembly that general fund  
24 moneys not be appropriated for implementation of the program.

25 (d) (I) Pursuant to section 24-75-1104.5 (1) (a), C.R.S., and except  
26 as otherwise provided in section 24-75-1104.5 (5), C.R.S., beginning with  
27 the 2006-07 fiscal year and for each fiscal year thereafter so long as the

1 state receives moneys pursuant to the master settlement agreement, the  
2 state treasurer shall transfer to the fund the amounts specified in  
3 subparagraph (III) of this paragraph (d) from the master settlement  
4 agreement moneys received by the state, other than attorney fees and  
5 costs, during the preceding fiscal year, not to exceed nineteen million  
6 dollars in any fiscal year. The transfer shall be from moneys credited to  
7 the tobacco litigation settlement cash fund created in section 24-22-115,  
8 C.R.S.

9 (II) Repealed.

10 (III) (A) For the 2004-05 fiscal year, the general assembly shall  
11 appropriate to the fund nine percent of the total amount of moneys  
12 received by the state.

13 (A.5) For the 2005-06 fiscal year, the general assembly shall  
14 appropriate to the fund ten percent of the total amount of moneys received  
15 by the state.

16 (A.7) For the 2006-07 fiscal year, the state treasurer shall transfer  
17 from the moneys received by the state pursuant to the master settlement  
18 agreement to the fund eleven percent of the total amount of moneys  
19 received by the state.

20 (B) Beginning with the 2007-08 fiscal year and for each fiscal  
21 year thereafter through the 2010-11 fiscal year, the state treasurer shall  
22 increase the percentage transferred to the fund pursuant to  
23 sub-subparagraph (A.7) of this subparagraph (III) by one percent; except  
24 that the percentage transferred to the fund for the 2009-10 fiscal year  
25 shall be the same as the percentage transferred to the fund for the 2008-09  
26 fiscal year.

27 (C) For the 2011-12 and 2012-13 fiscal years, the state treasurer

1 shall transfer to the fund the greater of twelve million seven hundred  
2 thirty-seven thousand three hundred fifty dollars or the same percentage  
3 of the total amount of moneys received by the state as was transferred to  
4 the fund for the 2010-11 fiscal year.

5 (D) For the 2013-14 fiscal year, the state treasurer shall transfer  
6 to the fund fifteen percent of the total amount of moneys received by the  
7 state.

8 (E) For the 2014-15 fiscal year and for each fiscal year thereafter  
9 through the 2016-17 fiscal year, the state treasurer shall increase the  
10 percentage transferred to the fund by one percent over the percentage  
11 transferred to the fund in the preceding fiscal year.

12 (F) For the 2017-18 fiscal year and for each fiscal year thereafter,  
13 the state treasurer shall transfer to the fund nineteen percent of the total  
14 amount of moneys received by the state.

15 (IV) In addition to all other moneys transferred to the fund  
16 pursuant to this paragraph (d), the state treasurer shall transfer moneys  
17 from the general fund to the fund as specified in section 24-75-1104.5 (5)  
18 (a) (I) (B), C.R.S.

19 **26-6.4-108. [Formerly 25-31-108] Annual program review -**  
20 **audit.** (1) The health sciences facility shall annually prepare and submit  
21 to the ~~department~~ OFFICE a report including an evaluation of the  
22 implementation of the program, the results achieved by the program based  
23 on the annual reports submitted by the administering entities pursuant to  
24 ~~section 25-31-106 (1) (e)~~ SECTION 26-6.4-106 (1) (e), the extent to which  
25 the program serves medicaid-eligible persons and provides services that  
26 may be provided in part through medicaid funding, and any  
27 recommendations concerning changes to the program, including any

1 changes that may be appropriate to enable the program to receive  
2 medicaid funding. The ~~department~~ OFFICE shall include the report in the  
3 annual report on the program prepared pursuant to section 25-1-108.5 (3),  
4 C.R.S. Each program contractor and subcontractor and each entity that  
5 administers the program shall work with the health sciences facility and  
6 the ~~department~~ OFFICE to prepare the reports required under this section  
7 and sections 2-3-113 (2) and 25-1-108.5 (3), C.R.S. Any entity that is  
8 administering the program is subject to a reduction in or cessation of  
9 funding if the state board, based on recommendations from the health  
10 sciences facility, determines that the entity is not operating the program  
11 in accordance with the program requirements established by rule of the  
12 state board or is operating the program in such a manner that the program  
13 does not demonstrate positive results.

14 (2) The state auditor's office, pursuant to section 2-3-113, C.R.S.,  
15 shall audit each entity administering the program to determine whether  
16 the entity is administering the program in compliance with the program  
17 requirements and in an effective manner. The audit shall be conducted  
18 and reported in accordance with the provisions of section 2-3-113, C.R.S.

19 **SECTION 3.** In Colorado Revised Statutes, **add with amended**  
20 **and relocated provisions** article 6.7 to title 26 as follows:

21 **ARTICLE 6.7**

22 **Tony Grampsas Youth Services Program**

23 **26-6.7-101. Definitions.** AS USED IN THIS ARTICLE, UNLESS THE  
24 CONTEXT OTHERWISE REQUIRES:

25 (1) "BOARD" MEANS THE TONY GRAMPSAS YOUTH SERVICES  
26 BOARD CREATED IN SECTION 26-6.7-103.

27 (2) "ENTITY" MEANS A LOCAL GOVERNMENT, A COLORADO PUBLIC

1 OR NONSECTARIAN SECONDARY SCHOOL, A GROUP OF PUBLIC OR  
2 NONSECTARIAN SECONDARY SCHOOLS, A SCHOOL DISTRICT OR GROUP OF  
3 SCHOOL DISTRICTS, A BOARD OF COOPERATIVE SERVICES, AN INSTITUTION  
4 OF HIGHER EDUCATION, THE COLORADO NATIONAL GUARD, A STATE  
5 AGENCY, A STATE-OPERATED PROGRAM, OR A PRIVATE NONPROFIT OR  
6 NOT-FOR-PROFIT COMMUNITY-BASED ORGANIZATION.

7 (3) "EXECUTIVE DIRECTOR" MEANS THE EXECUTIVE DIRECTOR OF  
8 THE STATE DEPARTMENT OF HUMAN SERVICES.

9 (4) "STATE DEPARTMENT" MEANS THE STATE DEPARTMENT OF  
10 HUMAN SERVICES.

11 **26-6.7-102. [Formerly 25-20.5-201] Tony Grampsas youth**  
12 **services program - creation - standards - applications.** (1) (a) ~~The~~  
13 ~~youth crime prevention and intervention program created in part 28 of~~  
14 ~~article 32 of title 24, C.R.S., as it existed prior to August 1, 2000, is~~  
15 ~~hereby transferred to the division and is renamed the Tony Grampsas~~  
16 ~~youth services program. All program grants in existence as of July 1,~~  
17 ~~2000, shall continue to be valid through July 31, 2001. Persons appointed~~  
18 ~~to the youth crime prevention and intervention program board, hereby~~  
19 ~~renamed the Tony Grampsas youth services board, shall continue serving~~  
20 ~~until completion of their terms and may be reappointed as provided in~~  
21 ~~section 25-20.5-202.~~ THE TONY GRAMPSAS YOUTH SERVICES PROGRAM  
22 IS HEREBY TRANSFERRED TO THE STATE DEPARTMENT. ALL PROGRAM  
23 GRANTS IN EXISTENCE AS OF JULY 1, 2012, SHALL CONTINUE TO BE VALID  
24 THROUGH JUNE 30, 2013. PERSONS APPOINTED TO THE TONY GRAMPSAS  
25 YOUTH SERVICES BOARD SHALL CONTINUE SERVING UNTIL COMPLETION OF  
26 THEIR TERMS AND MAY BE REAPPOINTED AS PROVIDED IN SECTION  
27 26-6.7-103.

1 (b) The Tony Grampsas youth services program is established to  
2 provide state funding for community-based programs that target youth  
3 and their families for intervention services in an effort to reduce incidents  
4 of youth crime and violence. In addition, the Tony Grampsas youth  
5 services program shall promote prevention and education programs that  
6 are designed to reduce the occurrence and reoccurrence of child abuse  
7 and neglect and to reduce the need for state intervention in child abuse  
8 and neglect prevention and education.

9 (2) (a) ~~The Tony Grampsas youth services program shall be~~  
10 ~~administered through the division.~~ Subject to the designation in  
11 paragraph (b) of this subsection (2), the ~~Tony Grampsas youth services~~  
12 board created in ~~section 25-20.5-202~~ SECTION 26-6.7-103 shall choose  
13 those entities that will receive grants through the Tony Grampsas youth  
14 services program and the amount of each grant. ~~In addition, the division~~  
15 THE STATE DEPARTMENT shall monitor the effectiveness of programs that  
16 receive funds through the Tony Grampsas youth services program.

17 (b) ~~Any grant awarded through the Tony Grampsas youth services~~  
18 ~~program shall be paid from moneys appropriated pursuant to paragraph~~  
19 ~~(c) of this subsection (2) or out of the general fund for such program.~~  
20 Each year, no less than twenty percent of the appropriation shall be  
21 designated and used exclusively for programs designed for children  
22 younger than nine years of age. THE OFFICE OF EARLY CHILDHOOD AND  
23 YOUTH DEVELOPMENT CREATED IN ARTICLE 6.3 OF THIS TITLE SHALL  
24 ADMINISTER THE GRANTS AWARDED TO PROGRAMS DESCRIBED IN THIS  
25 PARAGRAPH (b) AND SHALL MONITOR THE EFFECTIVENESS OF THE  
26 PROGRAMS.

27 (c) ANY GRANT AWARDED THROUGH THE TONY GRAMPSAS YOUTH

1 SERVICES PROGRAM SHALL BE PAID FROM MONEYS APPROPRIATED  
2 PURSUANT TO PARAGRAPH (d) OF THIS SUBSECTION (2) OR OUT OF THE  
3 GENERAL FUND FOR SUCH PROGRAM. The board, in accordance with the  
4 timelines adopted pursuant to ~~section 25-20.5-202(3)~~ SECTION 26-6.7-103  
5 (3), shall submit a list of the entities chosen to receive grants to the  
6 governor for approval. The governor shall either approve or disapprove  
7 the entire list of entities by responding to the board within twenty days.  
8 If the governor ~~has~~ DOES not ~~responded~~ RESPOND to the board within  
9 twenty days after receipt of the list, the list ~~shall be deemed~~ IS approved.  
10 ~~No grants shall be awarded~~ THE BOARD SHALL NOT AWARD A GRANT  
11 through the Tony Grampsas youth services program without the prior  
12 approval of the governor.

13 ~~(c)~~(d) Pursuant to section 24-75-1104.5 (1) (i), C.R.S., and except  
14 as otherwise provided in section 24-75-1104.5 (5), C.R.S., beginning in  
15 the 2004-05 fiscal year, and for each fiscal year thereafter so long as the  
16 state receives moneys pursuant to the master settlement agreement, the  
17 general assembly shall appropriate to the ~~division~~ STATE DEPARTMENT for  
18 the Tony Grampsas youth services program four percent of the amount of  
19 moneys transmitted to the state treasurer in accordance with the master  
20 settlement agreement, other than attorney fees and costs, for the preceding  
21 fiscal year; except that the amount so appropriated to the ~~division~~ STATE  
22 DEPARTMENT in any fiscal year shall not exceed five million dollars. The  
23 general assembly shall appropriate the amount specified in this ~~paragraph~~  
24 ~~(c)~~ PARAGRAPH (d) from moneys credited to the tobacco litigation  
25 settlement cash fund created in section 24-22-115, C.R.S.

26 (3) To participate in the Tony Grampsas youth services program,  
27 an entity may apply to the board in accordance with timelines and

1 guidelines adopted by the board pursuant to ~~section 25-20.5-202~~ SECTION  
2 26-6.7-103.

3 ~~(4) For purposes of this part 2 "entity" means any local~~  
4 ~~government, Colorado public or nonsectarian secondary school, including~~  
5 ~~charter schools, group of public or nonsectarian secondary schools,~~  
6 ~~school district or group of school districts, board of cooperative services,~~  
7 ~~institution of higher education, the Colorado National Guard, state~~  
8 ~~agency, or state-operated program or any private nonprofit or~~  
9 ~~not-for-profit community-based organization.~~

10 (5) (4) Entities seeking to provide youth mentoring services or to  
11 enhance existing youth mentoring programs are encouraged to submit an  
12 application to the board for grants directly from the Tony Grampsas youth  
13 services program, in addition to any funding the entities may be seeking  
14 from the youth mentoring services cash fund pursuant to ~~section~~  
15 ~~25-20.5-203 (6)~~ SECTION 26-6.7-104 (6), to establish or enhance youth  
16 mentoring programs. Entities submitting applications for grants directly  
17 from the Tony Grampsas youth services program pursuant to this section  
18 need not meet the requirements of ~~section 25-20.5-203 (5) (b)~~ SECTION  
19 26-6.7-104 (5) (b).

20 **26-6.7-103. [Formerly 25-20.5-202] Tony Grampsas youth**  
21 **services board - members - duties.** (1) (a) There is hereby created the  
22 Tony Grampsas youth services board ~~referred to in this part 2 as the~~  
23 ~~"board"~~, consisting of four members appointed by the governor, three  
24 members appointed by the speaker of the house of representatives, and  
25 two members appointed by the president of the senate and one member  
26 appointed by the minority leader of the senate. For the initial  
27 appointments, the governor shall appoint members to the board after the

1 speaker of the house of representatives and the president and the minority  
2 leader of the senate have made appointments. No more than six of the  
3 members appointed to the board shall be members of the same political  
4 party.

5 (b) In addition to the appointed board members, the executive  
6 director shall serve as a member of the board.

7 (c) At the first meeting of the board, the members of the board  
8 shall choose a chairperson and a vice-chairperson.

9 (d) (I) In appointing members to the board, the governor, the  
10 speaker of the house of representatives, and the president and the minority  
11 leader of the senate shall:

12 (A) Choose persons who have a knowledge and awareness of  
13 innovative strategies for youth crime prevention and intervention services  
14 and for reducing the occurrence and reoccurrence of child abuse and  
15 neglect; AND

16 ~~(H) (B) In appointing members of the board, the governor, the~~  
17 ~~speaker of the house of representatives, and the president and the minority~~  
18 ~~leader of the senate shall~~ Appoint one or more persons who possess  
19 knowledge and awareness of early childhood care and education. FOR  
20 PURPOSES OF THIS SUB-SUBPARAGRAPH (B), "EARLY CHILDHOOD" MEANS  
21 YOUNGER THAN NINE YEARS OF AGE.

22 (II) In ~~addition~~ APPOINTING MEMBERS TO THE BOARD, the speaker  
23 of the house of representatives and the president of the senate shall each  
24 appoint at least one person who has a knowledge and awareness of  
25 student issues, including the causes of student dropout in secondary  
26 schools, as well as innovative strategies for reducing the dropout rate  
27 among secondary school students. ~~For purposes of this subparagraph (H),~~

1 ~~"early childhood" means younger than nine years of age.~~

2 (III) In appointing members TO THE BOARD, the governor shall:

3 (A) Appoint at least one ~~member to the board~~ PERSON who is  
4 representative of a minority community;

5 (B) ~~Beginning with the members appointed to terms beginning~~  
6 ~~July 1, 2001, the governor, in appointing members, shall~~ Appoint at least  
7 one person who is knowledgeable in the area of child abuse prevention;  
8 and

9 (C) APPOINT at least one person who is knowledgeable in the area  
10 of community planning for youth violence prevention.

11 (e) The appointed members of the board shall serve three-year  
12 terms; except that, of the members first appointed, one of the members  
13 appointed by the governor shall serve a two-year term, two of the  
14 members appointed by the governor shall serve one-year terms, one of the  
15 members appointed by the speaker of the house of representatives shall  
16 serve a two-year term, and one of the members appointed by the president  
17 of the senate shall serve a two-year term. The respective appointing  
18 person shall choose those members who shall serve initial shortened  
19 terms. If a vacancy arises in one of the appointed offices, the authority  
20 making the original appointment shall fill the vacancy for the remainder  
21 of the term. Members of the board shall serve without compensation but  
22 shall be reimbursed out of available appropriations for all actual and  
23 necessary expenses incurred in the performance of their duties.

24 (f) The board is authorized to meet, when necessary, via  
25 telecommunications.

26 (2) (a) The board shall develop and make available program  
27 guidelines, including but not limited to:

- 1 (I) Guidelines for proposal design;  
2 (II) Local public-to-private funding match requirements; and  
3 (III) Processes for local review and prioritization of program  
4 applications.

5 (b) In addition to the guidelines developed pursuant to paragraph  
6 (a) of this subsection (2), the board shall develop criteria for awarding  
7 grants under the Tony Grampsas youth services program, including but  
8 not limited to the following requirements:

9 (I) That the program is operated in cooperation with a local  
10 government, a local governmental agency, or a local nonprofit or  
11 not-for-profit agency;

12 (II) That the program is community-based, receiving input from  
13 organizations in the community such as schools, community mental  
14 health centers, local nonprofit or not-for-profit agencies, local law  
15 enforcement agencies, businesses, and individuals within the community;  
16 and

17 (III) (A) That the program is directed at providing intervention  
18 services to youth and their families in an effort to decrease incidents of  
19 crime and violence or that the program is directed at providing services  
20 to at-risk students and their families in an effort to reduce the dropout rate  
21 in secondary schools pursuant to ~~section 25-20.5-204~~ SECTION  
22 26-6.7-105.

23 (B) If an entity is seeking a grant from the board for a student  
24 dropout prevention and intervention program pursuant to ~~section~~  
25 ~~25-20.5-204~~ SECTION 26-6.7-105, one of the criteria that the board shall  
26 consider is whether the program has been implemented elsewhere, if  
27 known, and, if so, the relative success of the program. It shall not be

1 required, however, that the program be previously implemented for the  
2 board to award a grant to the entity.

3 (C) If an entity is seeking a grant from the board for a program  
4 directed at providing intervention services to youth and their families in  
5 an effort to decrease incidents of crime and violence, one of the criteria  
6 that the board shall consider is whether the program includes restorative  
7 justice components. It shall not be required, however, that the program  
8 include restorative justice components for the board to award a grant to  
9 the entity.

10 (c) In addition to the guidelines and criteria developed pursuant  
11 to paragraphs (a) and (b) of this subsection (2), the board shall develop  
12 result-oriented criteria for measuring the effectiveness of programs that  
13 receive grants under the Tony Grampsas youth services program as  
14 deemed appropriate to the nature of each program including, but not  
15 limited to, requiring grantees to evaluate the impact of the services  
16 provided by the program. Any criteria developed pursuant to this  
17 paragraph (c) for measuring the effectiveness of student dropout  
18 prevention and intervention programs established pursuant to ~~section~~  
19 ~~25-20.5-204~~ SECTION 26-6.7-105 shall include the implementation of a  
20 method by which to track the students served by the program to evaluate  
21 the impact of the services provided, which tracking shall continue, if  
22 possible, for at least two years or through graduation from a secondary  
23 school, whichever occurs first.

24 (3) (a) In addition to the guidelines and criteria developed  
25 pursuant to subsection (2) of this section, the board shall establish  
26 timelines for submission and review of applications for grants through the  
27 Tony Grampsas youth services program. The board shall also adopt

1 timelines for submission to the governor of the list of entities chosen to  
2 receive grants. If the governor disapproves the list, the board may submit  
3 a replacement list within thirty days after such disapproval.

4 (b) Repealed.

5 (4) The board shall review all applications received pursuant to  
6 ~~section 25-20.5-201~~ SECTION 26-6.7-102 for grants from the Tony  
7 Grampsas youth services program and choose those entities that shall  
8 receive grants through the Tony Grampsas youth services program and  
9 the amount of each grant.

10 (5) In addition to the duties relating specifically to the Tony  
11 Grampsas youth services program specified in this section, the board shall  
12 operate the prevention, intervention, and treatment programs specified in  
13 this ~~part 2~~ ARTICLE and such other prevention, intervention, and treatment  
14 programs as may be assigned to the board by executive order to be funded  
15 solely by federal funds.

16 **26-6.7-104. [Formerly 25-20.5-203] Colorado Youth**  
17 **Mentoring Services Act.** (1) **Short title.** This section shall be known  
18 and may be cited as the "Colorado Youth Mentoring Services Act".

19 (2) **Legislative declaration.** (a) The general assembly hereby  
20 finds and declares that mentoring programs such as big brothers, big  
21 sisters, and partners have been active in Colorado for many years. The  
22 general assembly finds that national research has indicated that structured  
23 mentoring programs are effective tools in combating youth substance  
24 abuse and youth crime and violence. The general assembly further finds,  
25 based upon recent national research results, that at-risk youth who are  
26 matched in a minimum of year-long mentoring relationships are less  
27 likely to become involved in substance and alcohol abuse, less likely to

1 be truant, less likely to commit violent acts against other persons, and  
2 more likely to show improvements in academic performance and positive  
3 peer relations.

4 (b) The general assembly further finds that, despite the positive  
5 results that may be achieved through structured youth mentoring  
6 programs, as many as thirty-eight counties in the state of Colorado do not  
7 have the organizational resources necessary to carry out successful  
8 mentoring programs or lack the adult volunteers to establish such  
9 programs or both. The general assembly finds that even counties in  
10 which there are established youth mentoring programs, such programs are  
11 unable to meet the demand for mentors and that such established  
12 programs have waiting lists that exceed two thousand youths.

13 (c) The general assembly therefore declares and determines that  
14 the provision of youth mentoring services that would use public and  
15 private entities to recruit, train, screen, and supervise adult volunteers to  
16 serve as mentors for at-risk youth would be beneficial and in the best  
17 interests of the citizens of the state of Colorado.

18 (3) **Definition.** For purposes of this section, "at-risk youth" means  
19 a person who is at least five years of age but who is less than eighteen  
20 years of age and who is challenged by such risk factors as poverty,  
21 residence in a substance-abusing household, family conflict, association  
22 with peers who commit crimes, residence in a single-parent household,  
23 exhibition of indicia of delinquent behavior, or being the victim of child  
24 abuse.

25 (4) **Provision of youth mentoring services.** There is hereby  
26 created the Colorado youth mentoring program for the purpose of  
27 providing state funding for the provision of community-based youth

1 mentoring services that target at-risk youths in an effort to reduce  
2 substance abuse and to decrease the incidents of youth crime and  
3 violence. Such funding shall be used to provide new mentoring services  
4 in communities that do not have existing mentoring programs as well as  
5 to enhance established community-based youth mentoring programs that  
6 are already in existence.

7 (5) **Administration - duties of contracting entities.** (a) To be  
8 eligible for moneys from the youth mentoring services cash fund created  
9 in subsection (6) of this section for the provision of youth mentoring  
10 services, an entity shall apply to the board in accordance with the  
11 timelines and guidelines adopted by the board pursuant to ~~section~~  
12 ~~25-20.5-202~~ SECTION 26-6.7-103 and shall meet the requirements of  
13 paragraph (b) of this subsection (5).

14 (b) The entities that ~~are selected by~~ the board SELECTS to provide  
15 community-based youth mentoring services shall be responsible for:

16 (I) Actively recruiting qualified and appropriate adult volunteers  
17 who are willing to serve as youth mentors for a period of not less than one  
18 year and to commit to spending an average of three hours per week with  
19 the at-risk youth;

20 (II) Effectively screening adult volunteers to serve as mentors,  
21 including but not limited to conducting criminal background checks of  
22 such adult volunteers;

23 (III) Providing training and ongoing support to adult volunteers  
24 to prepare them to serve in one-year mentoring relationships with at-risk  
25 youths;

26 (IV) Carefully matching each adult volunteer with an at-risk youth  
27 based upon the unique qualifications of the adult volunteer and the

1 specific needs of the youth;

2 (V) Supervising closely and through case managers the activities  
3 of the adult volunteer and the mutual benefits and effectiveness of the  
4 mentoring relationship;

5 (VI) Making available life skill workshops, recreational activities,  
6 and community service opportunities to the at-risk youth and adult  
7 volunteer;

8 (VII) Implementing a method of evaluating the effectiveness of  
9 the community-based youth mentoring program and tracking the youths  
10 served by the program to evaluate the impact of the services provided  
11 through the program; and

12 (VIII) Reporting annually to the board concerning the results of  
13 the entity's evaluation of youths served by the community-based youth  
14 mentoring program as well as the fiscal contributions made by the entity  
15 to the program and such other information that the board may require.

16 (c) Community-based organizations may obtain private and public  
17 funds, grants, gifts, or donations for youth mentoring programs. The  
18 executive director is authorized to accept and expend on behalf of the  
19 state any funds, grants, gifts, or donations from any private or public  
20 source for the purpose of implementing this section; except that no grant  
21 or donation shall be accepted if the conditions attached to the grant or  
22 donation require the expenditure thereof in a manner contrary to law.

23 (d) Entities selected to receive grants pursuant to this section for  
24 the provision of youth mentoring services shall match any grant received  
25 with a contribution that is the equivalent of twenty percent of the grant  
26 awarded.

27 (6) **Youth mentoring services cash fund.** (a) There is hereby

1 created in the state treasury the youth mentoring services cash fund. The  
2 moneys in the youth mentoring services cash fund shall be subject to  
3 annual appropriation by the general assembly for the direct and indirect  
4 costs associated with the implementation of this section. The executive  
5 director is authorized to accept on behalf of the state any grants, gifts, or  
6 donations from any private or public source for the purpose of this  
7 section. All private and public funds received through grants, gifts, or  
8 donations shall be transmitted to the state treasurer, who shall credit the  
9 same to the youth mentoring services cash fund. All investment earnings  
10 derived from the deposit and investment of moneys in the fund shall  
11 remain in the fund and shall not be transferred or revert to the general  
12 fund of the state at the end of any fiscal year.

13 (b) Notwithstanding any provision of paragraph (a) of this  
14 subsection (6) to the contrary, on April 20, 2009, the state treasurer shall  
15 transfer the balance of moneys in the youth mentoring services cash fund  
16 to the general fund.

17 **26-6.7-105. [Formerly 25-20.5-204] Colorado student dropout**  
18 **prevention and intervention program.** (1) **Short title.** This section  
19 shall be known and may be cited as the "Colorado Student Dropout  
20 Prevention and Intervention Act".

21 (2) **Legislative declaration.** The general assembly hereby finds  
22 that:

23 (a) During the last decade, over one hundred thousand students in  
24 Colorado left school without successfully completing a high school  
25 program;

26 (b) In 1996, three million six hundred thousand young adults in  
27 the United States were neither enrolled in school nor had they completed

1 a high school program;

2 (c) In the 1995-1996 academic year, approximately thirteen  
3 thousand students withdrew from Colorado schools prior to receiving a  
4 diploma, resulting in a four percent dropout rate;

5 (d) Of those students who withdrew from Colorado schools prior  
6 to receiving a diploma, approximately five thousand nine hundred were  
7 minority students;

8 (e) The dropout rate of minority students in Colorado is  
9 significantly greater than that of nonminority students;

10 (f) Numerous factors, including socioeconomic background, lack  
11 of adult support, and the inability to communicate well in English,  
12 influence a student's decision to drop out of school;

13 (g) Research has shown that, compared with high school  
14 graduates, relatively more dropouts are unemployed, and those dropouts  
15 who do succeed in finding work tend to earn less money than high school  
16 graduates; and

17 (h) High school dropouts are more likely to apply for and receive  
18 public assistance than high school graduates.

19 (3) **Definitions.** For purposes of this section:

20 (a) "At-risk students" means students in secondary schools who  
21 are at risk of dropping out of school because of their socioeconomic  
22 background, lack of adult support, language barriers, or other identified  
23 indicators that cause students to drop out of school.

24 (b) ~~"Entity" means any local government, Colorado public or~~  
25 ~~nonsectarian secondary school, including charter schools, group of public~~  
26 ~~or nonsectarian secondary schools, school district or group of school~~  
27 ~~districts, board of cooperative services, institution of higher education,~~

1 ~~the Colorado National Guard, state agency, or state-operated program or~~  
2 ~~any private nonprofit or not-for-profit community-based organization.~~

3 (4) **Colorado student dropout prevention and intervention**  
4 **program.** There is hereby created the Colorado student dropout  
5 prevention and intervention program in the Tony Grampsas youth  
6 services program for the purpose of providing services to at-risk students  
7 and their families in an effort to reduce the dropout rate in secondary  
8 schools through an appropriate combination of academic and  
9 extracurricular activities designed to enhance the overall education and  
10 edification of students in secondary schools.

11 (5) **Administration.** (a) The student dropout prevention and  
12 intervention program shall be administered through the ~~division~~ STATE  
13 DEPARTMENT. Subject to the designation in paragraph (b) of this  
14 subsection (5), the ~~Tony Grampsas youth services~~ board created in ~~section~~  
15 ~~25-20.5-202~~ shall select those entities that will receive grants through the  
16 student dropout prevention and intervention program and the amount of  
17 each grant. In addition, the ~~division~~ STATE DEPARTMENT shall monitor  
18 the effectiveness of programs that receive funds through the student  
19 dropout prevention and intervention program. To be eligible for grants  
20 from the ~~Tony Grampsas youth services~~ board for the provision of student  
21 dropout prevention and intervention programs targeting at-risk students,  
22 an entity shall apply to the board in accordance with the timelines and  
23 guidelines adopted by the board pursuant to ~~section 25-20.5-202~~ SECTION  
24 26-6.7-103.

25 (b) Any moneys awarded by the ~~Tony Grampsas youth services~~  
26 board shall be paid from moneys appropriated out of the general fund for  
27 ~~such~~ THE TONY GRAMPSAS YOUTH SERVICES program. Each year no less

1 than ten percent of the total appropriation from the general fund shall be  
2 designated and used exclusively for programs specifically designed to  
3 prevent students from dropping out of secondary schools; except that,  
4 commencing in fiscal year 2004-05 and in each fiscal year thereafter, no  
5 less than twenty percent of the total appropriation shall be designated and  
6 used exclusively for such purpose.

7 (6) **Receipt of moneys.** (a) The executive director is authorized  
8 to accept on behalf of the state any funds, grants, gifts, or donations from  
9 any private or public source for the purpose of implementing student  
10 dropout prevention and intervention programs pursuant to this ~~article~~  
11 SECTION; except that no funds, grants, gifts, or donations shall be  
12 accepted if the conditions attached thereto require the expenditure thereof  
13 in a manner contrary to law.

14 (b) (I) All private and public moneys received through funds,  
15 grants, gifts, or donations pursuant to this subsection (6) shall be  
16 transmitted to the state treasurer, who shall credit the same to the student  
17 dropout prevention and intervention fund, which fund is hereby created.  
18 The moneys in the fund shall be subject to annual appropriation by the  
19 general assembly for the direct and indirect costs associated with the  
20 administration of this ~~article~~ SECTION. The executive director may  
21 expend moneys appropriated to the STATE department from the fund for  
22 purposes of providing a grant for the implementation and administration  
23 of a student dropout prevention and intervention program. All investment  
24 earnings derived from the deposit and investment of moneys in the fund  
25 shall be credited to the fund. Any moneys not appropriated shall remain  
26 in the fund and shall not be transferred or revert to the general fund of the  
27 state at the end of any fiscal year.

1 (II) Notwithstanding any provision of subparagraph (I) of this  
2 paragraph (b) to the contrary, on April 20, 2009, the state treasurer shall  
3 transfer the balance of moneys in the student dropout prevention and  
4 intervention fund to the general fund.

5 **26-6.7-106. [Formerly 25-20.5-205] Colorado student**  
6 **before-and-after-school project - creation - funding. (1) Definitions.**

7 As used in this section, unless the context otherwise requires:

8 (a) "Before-and-after-school program" means a program that  
9 meets before regular school hours or after regular school hours or during  
10 a period when school is not in session.

11 (b) "Fund" means the Colorado student before-and-after-school  
12 project fund created in subsection (4) of this section.

13 (c) "Project" means the Colorado before-and-after-school project  
14 created in subsection (2) of this section.

15 (2) **Colorado student before-and-after-school project.** There  
16 is hereby created, in the Tony Grampsas youth services program, the  
17 Colorado student before-and-after-school project for the purpose of  
18 providing grants to entities to provide high-quality  
19 before-and-after-school programs that may include an alcohol or drug  
20 abuse prevention and education component. Entities that receive grants  
21 pursuant to this section shall apply the grants to creating and  
22 implementing before-and-after-school programs that primarily serve  
23 youth enrolled in grades six through eight or youth who are twelve to  
24 fourteen years of age. The before-and-after-school programs shall be  
25 designed to help youth develop their interests and skills in the areas of  
26 sports and fitness, character and leadership, or arts and culture and may  
27 provide education regarding the dangers of the use of alcohol and drugs.

1 Before-and-after-school programs that are designed primarily to increase  
2 academic achievement or that provide religious instruction are not  
3 eligible for funding pursuant to this section.

4 (3) **Administration.** (a) The ~~division~~ STATE DEPARTMENT shall  
5 administer the project. The board shall select the entities that will receive  
6 grants through the project and the amount of each grant. In addition, the  
7 ~~division~~ STATE DEPARTMENT shall monitor the effectiveness of  
8 before-and-after-school programs that receive moneys through the  
9 project. To be eligible for grants through the project, an entity shall apply  
10 to the board in accordance with the timelines and guidelines adopted by  
11 the board pursuant to ~~section 25-20.5-202~~ SECTION 26-6.7-103.  
12 Notwithstanding any provision of this ~~part 2~~ ARTICLE or any criteria for  
13 awarding grants adopted by the board pursuant to ~~section 25-20.5-202 (2)~~  
14 ~~(b)~~ SECTION 26-6.7-103 (2) (b) to the contrary, an entity may be eligible  
15 to receive a grant pursuant to this section regardless of whether the  
16 before-and-after-school program to which the grant would apply serves  
17 youth who are eligible for free or reduced-cost lunch pursuant to the  
18 "National School Lunch Act", 42 U.S.C. sec. 1751 et seq.

19 (b) The grants awarded through the project shall be paid from  
20 moneys appropriated from the fund to the ~~division~~ STATE DEPARTMENT.  
21 The board and grant recipients are encouraged to apply moneys awarded  
22 through the project to leverage additional funding as matching funds from  
23 private and federal sources.

24 (4) **Colorado student before-and-after-school project fund.**  
25 There is hereby created in the state treasury the Colorado student  
26 before-and-after-school project fund that shall consist of moneys that may  
27 be appropriated by the general assembly to the fund. The moneys in the

1 fund shall be subject to annual appropriation by the general assembly to  
2 the ~~division~~ STATE DEPARTMENT for the purpose of providing grants as  
3 provided in this section and the direct and indirect costs associated with  
4 the implementation of this section. Any moneys in the fund not expended  
5 for the purpose of this section may be invested by the state treasurer as  
6 provided by law. All interest and income derived from the investment  
7 and deposit of moneys in the fund shall be credited to the fund. Any  
8 unexpended and unencumbered moneys remaining in the fund at the end  
9 of a fiscal year shall remain in the fund and shall not be credited or  
10 transferred to the general fund or another fund.

11 **SECTION 4. Repeal of provisions being relocated in this**  
12 **act.** In Colorado Revised Statutes, **repeal** part 2 of article 20.5 of title 25  
13 and article 31 of title 25.

14 **SECTION 5.** In Colorado Revised Statutes, 19-3.5-104, **amend**  
15 (1) as follows:

16 **19-3.5-104. Colorado children's trust fund board - creation -**  
17 **members.** (1) (a) There is hereby created, in the department of public  
18 health and environment, the Colorado children's trust fund board. The  
19 board shall exercise its powers and duties as if transferred by a **type 2**  
20 transfer.

21 (b) THE COLORADO CHILDREN'S TRUST FUND BOARD IS HEREBY  
22 TRANSFERRED TO THE OFFICE OF EARLY CHILDHOOD AND YOUTH  
23 DEVELOPMENT CREATED IN ARTICLE 6.3 OF TITLE 26, C.R.S., IN THE  
24 DEPARTMENT OF HUMAN SERVICES. THE BOARD SHALL EXERCISE ITS  
25 POWERS AND DUTIES AS IF TRANSFERRED BY A **TYPE 2** TRANSFER.  
26 PERSONS APPOINTED TO THE COLORADO CHILDREN'S TRUST FUND BOARD  
27 SHALL CONTINUE SERVING UNTIL COMPLETION OF THEIR TERMS AND MAY

1 BE REAPPOINTED AS PROVIDED IN THIS SECTION.

2 **SECTION 6.** In Colorado Revised Statutes, 26-18-102, **repeal**  
3 (3.5); and **add** (7) as follows:

4 **26-18-102. Definitions.** As used in this article, unless the context  
5 otherwise requires:

6 (3.5) ~~"Division" means the prevention services division in the~~  
7 ~~department of public health and environment.~~

8 (7) "OFFICE" MEANS THE OFFICE OF EARLY CHILDHOOD AND YOUTH  
9 DEVELOPMENT CREATED IN ARTICLE 6.3 OF THIS TITLE IN THE  
10 DEPARTMENT OF HUMAN SERVICES.

11 **SECTION 7.** In Colorado Revised Statutes, 26-18-104, **amend**  
12 (1) (a), (1) (b), and (1) (c) (III); and **add** (1) (a.5) as follows:

13 **26-18-104. Program created.** (1) (a) There is hereby established  
14 in the prevention services division in the department of public health and  
15 environment a family resource center program. The purposes of said  
16 program shall be to provide grants to community applicants for the  
17 creation of family resource centers or to provide grants to family resource  
18 centers for the continued operation of such centers through which  
19 services for vulnerable families, individuals, children, and youth who live  
20 in communities or in at-risk neighborhoods are accessible and  
21 coordinated through a single point of entry.

22 (a.5) THE FAMILY RESOURCE CENTER PROGRAM IS TRANSFERRED  
23 TO THE OFFICE OF EARLY CHILDHOOD AND YOUTH DEVELOPMENT IN THE  
24 DEPARTMENT OF HUMAN SERVICES. ALL PROGRAM GRANTS IN EXISTENCE  
25 AS OF THE EFFECTIVE DATE OF THIS PARAGRAPH (a.5) SHALL CONTINUE TO  
26 BE VALID THROUGH JUNE 30, 2013, AND MAY BE CONTINUED AFTER SAID  
27 DATE.

1 (b) The ~~division~~ OFFICE shall operate the family resource center  
2 program in accordance with the provisions of this article, the  
3 requirements for prevention, intervention, and treatment programs  
4 specified in article 20.5 of title 25, C.R.S., and the rules for prevention,  
5 intervention, and treatment programs adopted by the state board of health  
6 pursuant to section 25-20.5-106, C.R.S. In addition, the ~~division~~ OFFICE  
7 may establish any other procedures necessary to implement the program,  
8 including establishing the procedure for the submittal of grant  
9 applications by community applicants seeking to establish a family  
10 resource center or by a family resource center applying for a grant for  
11 continued operation of a family resource center.

12 (c) (III) The ~~division~~ OFFICE is authorized to accept and expend  
13 any grants from any public or private source for the purpose of making  
14 grants to community applicants for the establishment or continued  
15 operation of family resource centers and for the purpose of evaluating the  
16 effectiveness of the family resource center program. Nothing in this  
17 article shall be construed to prohibit a family resource center from  
18 accepting and expending funds received through an authorized contract,  
19 grants, or donations from public or private sources.

20 **SECTION 8.** In Colorado Revised Statutes, 26-18-105, **amend**  
21 (1) introductory portion, (2), and (3) as follows:

22 **26-18-105. Selection of centers - grants.** (1) The ~~division~~  
23 OFFICE may award a grant for the purpose of establishing a family  
24 resource center based on a plan submitted to the ~~division~~ OFFICE by the  
25 applicant or for the continued operation of a family resource center. The  
26 plan shall meet specific criteria which the ~~division~~ OFFICE is hereby  
27 authorized to set, but the criteria shall include at least the following

1 provisions:

2 (2) The local advisory council for a community applicant awarded  
3 a grant pursuant to subsection (1) of this section shall evaluate the overall  
4 effectiveness of the family resource center annually and shall submit an  
5 annual report to the ~~division in accordance with section 25-20.5-108,~~  
6 ~~C.R.S.~~ OFFICE.

7 (3) In the event the ~~division~~ OFFICE determines, from any report  
8 submitted by a local advisory council or any other source, that the  
9 operation of a family resource center is not in compliance with this article  
10 or any rule adopted pursuant to the provisions of this article, the ~~division~~  
11 OFFICE may impose sanctions including termination of the grant.

12 **SECTION 9.** In Colorado Revised Statutes, 22-44.7-103, **amend**  
13 (1) (e), (1) (f), and (4); and **add** (1) (g) as follows:

14 **24-44.7-103. Early childhood leadership commission - duties.**

15 (1) In addition to any other duties specified in law, the commission shall  
16 have the following duties:

17 (e) To ensure the interagency data system infrastructure allows for  
18 statewide needs assessments concerning the quality and availability of  
19 early childhood services, including but not limited to health, mental  
20 health, behavioral health, child protection, family support, and early  
21 learning services; ~~and~~

22 (f) To develop recommendations regarding a quality, cohesive  
23 professional development and career advancement system, including  
24 performance metrics to guide continuous improvement processes for  
25 professionals working with young children; AND

26 (g) TO ADVISE AND OTHERWISE ASSIST THE OFFICE OF EARLY  
27 CHILDHOOD AND YOUTH DEVELOPMENT IN THE DEPARTMENT OF HUMAN

1 SERVICES, AND THE OTHER DIVISIONS IN STATE AGENCIES THAT PROVIDE  
2 EARLY CHILDHOOD PROGRAMS, IN CREATING AND OBTAINING APPROVAL  
3 OF THE STATE PLAN FOR THE DELIVERY OF EARLY CHILDHOOD SERVICES TO  
4 CHILDREN AND FAMILIES AS DESCRIBED IN SECTION 26-6.3-105, C.R.S.

5 (4) (a) On or before January 31, 2011, and on or before January  
6 31 each year thereafter, the commission shall meet in a joint session with  
7 the governor and the health and human services committees and  
8 education committees of the house of representatives and the senate, or  
9 any successor committees, to report its advice and recommendations,  
10 including any recommended legislative or regulatory changes, concerning  
11 the issues specified in this section.

12 (b) At the joint meeting held on or before January 31, 2012, the  
13 commission shall report its recommendations concerning creation of a  
14 state-level oversight and coordination structure for the delivery of  
15 services and supports to young children.

16 (c) AT THE JOINT MEETING HELD ON OR BEFORE JANUARY 31, 2013,  
17 THE COMMISSION SHALL REPORT CONCERNING THE STATE PLAN CREATED  
18 AND ADOPTED PURSUANT TO SECTION 26-6.3-105, C.R.S., FOR DELIVERING  
19 EARLY CHILDHOOD SERVICES TO CHILDREN AND FAMILIES. AT A MINIMUM,  
20 THE REPORT SHALL ADDRESS THE CONTENTS OF THE STATE PLAN,  
21 ADOPTION OF THE STATE PLAN, IMPLEMENTATION OF THE STATE PLAN, THE  
22 DEGREE OF SUCCESS ACHIEVED BY STATE AND LOCAL AGENCIES IN  
23 COORDINATING EARLY CHILDHOOD PROGRAMS AND PROVIDING  
24 COORDINATED EARLY CHILDHOOD SERVICES, AND THE EXPECTED AND  
25 ACHIEVED OUTCOMES OF PROVIDING EARLY CHILDHOOD SERVICES IN THE  
26 PRECEDING YEAR.

27 **SECTION 10. Accountability.** Five years after this act becomes

1 law and in accordance with section 2-2-1201, Colorado Revised Statutes,  
2 the legislative service agencies of the Colorado General Assembly shall  
3 conduct a post-enactment review of the implementation of this act  
4 utilizing the information contained in the legislative declaration set forth  
5 in section 25-6.3-101, Colorado Revised Statutes, enacted in section 1 of  
6 this act.

7 **SECTION 11. Effective date.** This act shall take effect July 1,  
8 2012.

9 **SECTION 12. Safety clause.** The general assembly hereby finds,  
10 determines, and declares that this act is necessary for the immediate  
11 preservation of the public peace, health, and safety.