

SENATE COMMITTEE OF REFERENCE REPORT

\_\_\_\_\_  
Chair of Committee

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Date

March 31, 2022

Committee on Education.

After consideration on the merits, the Committee recommends the following:

HB22-1295 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend reengrossed bill, page 17, strike lines 25 through 27 and
- 2 substitute:
- 3       **"26.5-1-107. Final agency action - authority of executive**
- 4 **director - rules. HEARINGS".**
  
- 5 Page 18, strike lines 1 through 3.
  
- 6 Page 24, after line 12 insert:
- 7       "(3) TO ASSIST THE DEPARTMENT IN EXECUTING THE FUNCTIONS
- 8 AND MEETING THE REQUIREMENTS SPECIFIED IN THIS SECTION, THE
- 9 EXECUTIVE DIRECTOR SHALL ENSURE THAT THERE IS AT LEAST ONE STAFF
- 10 MEMBER AMONG THE UPPER MANAGEMENT LEVELS OF THE DEPARTMENT
- 11 WHOSE JOB RESPONSIBILITIES INCLUDE ENSURING THAT STAFF SUPPORT
- 12 AND COMMUNICATE, INTERACT, AND PARTNER WITH THE COUNTIES AND
- 13 THE COUNTY DEPARTMENTS, AS DEFINED IN SECTION 26.5-4-103."
  
- 14 Renumber succeeding subsection accordingly.
  
- 15 Page 30, line 25, strike "DEPARTMENT;" and substitute "DEPARTMENT,
- 16 INCLUDING WHETHER TO CREATE A **TYPE 1** POLICY BOARD WITHIN THE
- 17 DEPARTMENT TO BE APPOINTED BY THE GOVERNOR WITH THE CONSENT OF
- 18 THE SENATE AND TRANSFER RULE-MAKING AUTHORITY AND OVERSIGHT OF
- 19 THE DEPARTMENT FROM THE EXECUTIVE DIRECTOR TO THE POLICY
- 20 BOARD;"
  
- 21 Page 31, line 2, strike "AND".
  
- 22 Page 31, after line 2 insert:

1           "(IV) THE IMPACT OF THE IMPLEMENTATION OF THE COLORADO  
2 UNIVERSAL PRESCHOOL PROGRAM PURSUANT TO PART 2 OF ARTICLE 4 OF  
3 THIS TITLE 26.5 ON THE NUMBER OF CHILDREN SERVED BY THE COLORADO  
4 CHILD CARE ASSISTANCE PROGRAM PURSUANT TO PART 1 OF ARTICLE 4 OF  
5 THIS TITLE 26.5. THE INDEPENDENT EVALUATOR SHALL EVALUATE THIS  
6 ISSUE IN CONSULTATION WITH COUNTY DEPARTMENTS, AS DEFINED IN  
7 SECTION 26.5-4-103."

8           Renumber succeeding subparagraph accordingly.

9           Page 37, line 23, after the period add "IN IDENTIFYING COMMUNITIES AND  
10 ESTABLISHING COMMUNITY BOUNDARIES THROUGHOUT THE STATE, THE  
11 DEPARTMENT SHALL ENSURE THAT A SCHOOL DISTRICT IS NOT INCLUDED  
12 IN MORE THAN ONE COMMUNITY WITHOUT THE PRIOR APPROVAL OF THE  
13 SCHOOL DISTRICT BOARD OF EDUCATION EXPRESSED IN AN APPROVED  
14 BOARD RESOLUTION."

15          Page 50, line 15, strike "PLAN," and substitute "PLAN;"

16          Page 50, line 16, after "26.5-2-104," insert "INCLUDING PROVIDING A  
17 MIXED DELIVERY SYSTEM OF PRESCHOOL PROVIDERS;"

18          Page 88, strike line 27 and substitute:

19           "(6) "DEFINED SERVICE AREA", ON AND AFTER JULY 1, 2024,  
20 MEANS THE GEOGRAPHICAL AREA THAT A COMMUNITY-CENTERED BOARD  
21 SERVES AS SPECIFIED IN THE CONTRACT BETWEEN THE  
22 COMMUNITY-CENTERED BOARD AND THE DEPARTMENT."

23          Page 89, strike line 1.

24          Page 165, after line 26 insert:

25           "(3) "COUNTY DEPARTMENT" MEANS THE COUNTY OR DISTRICT  
26 DEPARTMENT OF HUMAN OR SOCIAL SERVICES."

27          Renumber succeeding subsections accordingly.

28          Page 167, line 14, strike "**rates.**" and substitute "**rates - provider**  
29 **recruitment.**"

30          Page 168, line 7, after the period add "BEFORE ADOPTING A CHANGE TO  
31 THE PROVIDER RATES OR OTHER PAYMENT POLICIES, THE DEPARTMENT, IN  
32 CONSULTATION WITH THE COUNTY DEPARTMENTS AND PROVIDERS, SHALL

1 ANALYZE THE ANTICIPATED IMPACT OF THE CHANGE TO THE COLORADO  
2 CHILD CARE ASSISTANCE PROGRAM, INCLUDING THE IMPACT ON THE COSTS  
3 OF SERVICES AND ON THE FAMILIES AND PROVIDERS THAT PARTICIPATE IN  
4 CCCAP. THE DEPARTMENT SHALL INCLUDE AN ANALYSIS COMPLETED  
5 PURSUANT TO THIS SUBSECTION (1)(a) IN THE REPORT DESCRIBED IN  
6 SECTION 26.5-4-109."

7 Page 168, line 9, after "SECTION," insert "BUT NO LATER THAN OCTOBER  
8 1, 2022,".

9 Page 168, line 10, strike "OF HUMAN AND SOCIAL SERVICES".

10 Page 168, line 20, strike "THE DEPARTMENT" and substitute "THE  
11 DEPARTMENT SHALL INCLUDE AN EXPLANATION OF THE CALCULATION OF  
12 THE PROVIDER RATES IN THE REPORT ON CCCAP REQUIRED PURSUANT TO  
13 SECTION 26.5-4-109, BEGINNING WITH THE REPORT SUBMITTED ON  
14 NOVEMBER 1, 2024, AND IN EACH SUBSEQUENT REPORT.

15 (4) THE DEPARTMENT, WORKING WITH EARLY CHILDHOOD  
16 COUNCILS AS DEFINED IN SECTION 26.5-2-202, COUNTY DEPARTMENTS,  
17 AND LOCAL COORDINATING ORGANIZATIONS, AS DEFINED IN SECTION  
18 26.5-2-102, SHALL IDENTIFY AND RECRUIT PROVIDERS THROUGHOUT THE  
19 STATE TO PARTICIPATE IN THE CHILD CARE ASSISTANCE PROGRAM. IN  
20 IDENTIFYING AND RECRUITING PROVIDERS, THE DEPARTMENT AND LOCAL  
21 COORDINATING ORGANIZATIONS SHALL ESTABLISH A MIXED DELIVERY  
22 SYSTEM OF PUBLIC AND PRIVATE PROVIDERS IN COMMUNITIES  
23 THROUGHOUT THE STATE THAT ENABLES PARENTS TO SELECT CCCAP  
24 PROVIDERS FOR THEIR CHILDREN FROM AS BROAD A RANGE AS POSSIBLE  
25 WITHIN THEIR RESPECTIVE COMMUNITIES."

26 Page 168, strike lines 21 through 23.

27 Page 168, strike line 25 and substitute "**maintenance of effort -**  
28 **allocation committee - rules.** (1) THERE IS CREATED THE CHILD CARE  
29 ASSISTANCE PROGRAM ALLOCATION COMMITTEE CONSISTING OF ELEVEN  
30 MEMBERS, EIGHT OF WHOM ARE APPOINTED BY A STATEWIDE ASSOCIATION  
31 OF COUNTIES AND THREE OF WHOM ARE APPOINTED BY THE DEPARTMENT.  
32 OF THE MEMBERS APPOINTED BY THE STATEWIDE ASSOCIATION OF  
33 COUNTIES, AT LEAST TWO MEMBERS MUST BE FROM SMALL OR  
34 MEDIUM-SIZED COUNTIES AND AT LEAST THREE MUST BE FROM LARGE  
35 COUNTIES, ONE APPOINTEE OF WHOM MUST BE A REPRESENTATIVE FROM  
36 THE COUNTY THAT HAS THE GREATEST PERCENTAGE OF THE STATE'S CHILD  
37 CARE ASSISTANCE PROGRAM CASELOAD. THE APPOINTING AUTHORITIES  
38 SHALL CONSULT WITH EACH OTHER TO ENSURE THAT THE CHILD CARE

1 ASSISTANCE PROGRAM ALLOCATION COMMITTEE IS REPRESENTATIVE OF  
2 THE COUNTIES IN THE STATE. THE CHILD CARE ASSISTANCE PROGRAM  
3 ALLOCATION COMMITTEE SHALL DEVELOP ITS OWN OPERATIONAL  
4 PROCEDURES.

5 ~~(1)~~ (2) (a) Starting with the ~~2018-19~~ 2023-24 state fiscal".

6 Strike page 169 and substitute "~~annually the state department shall~~ THE  
7 DEPARTMENT, UPON RECEIVING RECOMMENDATIONS FROM THE CHILD  
8 CARE ASSISTANCE PROGRAM ALLOCATION COMMITTEE, SHALL ANNUALLY  
9 establish the amount of each county's block grant for CCCAP BASED ON  
10 AN ALLOCATION FORMULA AGREED UPON BY THE DEPARTMENT AND THE  
11 CHILD CARE ASSISTANCE PROGRAM ALLOCATION COMMITTEE. ~~The block~~  
12 ~~grant shall be based upon each county's percentage of the estimated total~~  
13 ~~number of children eligible to participate in CCCAP times the appropriate~~  
14 ~~reimbursement rate for each county as determined by the state required~~  
15 ~~by section 26-2-803~~ Counties are only required to spend the state CCCAP  
16 allocation and the maintenance of effort for that allocation.

17 (b) IF THE DEPARTMENT AND THE CHILD CARE ASSISTANCE  
18 PROGRAM ALLOCATION COMMITTEE DO NOT REACH AN AGREEMENT ON  
19 THE ALLOCATION FORMULA ON OR BEFORE JUNE 1 OF A STATE FISCAL  
20 YEAR FOR THE SUCCEEDING STATE FISCAL YEAR, THE DEPARTMENT AND  
21 THE CHILD CARE ASSISTANCE PROGRAM COMMITTEE SHALL SUBMIT  
22 ALTERNATIVES TO THE JOINT BUDGET COMMITTEE OF THE GENERAL  
23 ASSEMBLY FROM WHICH THE JOINT BUDGET COMMITTEE SHALL SELECT AN  
24 ALLOCATION FORMULA BEFORE THE BEGINNING OF THE SUCCEEDING STATE  
25 FISCAL YEAR.

26 ~~(2)~~ (3) ~~The amount of each county's block grant determined by~~  
27 ~~subsection (1) of this section may be adjusted by the state department.~~  
28 ~~The state department shall, in consultation with the counties,~~ THE  
29 DEPARTMENT, AFTER INPUT FROM THE CHILD CARE ASSISTANCE PROGRAM  
30 ALLOCATION COMMITTEE, SHALL adopt rules regarding adjustments to the  
31 amount of a block grant, and the rules must address the following factors:

- 32 ~~(I)~~ (a) The cost of living;  
33 ~~(II)~~ (b) The cost of high-quality early childhood programs;  
34 ~~(III)~~ (c) The cost of programs;  
35 ~~(IV)~~ (d) The regional market rates OR COSTS for CCCAP;  
36 ~~(V)~~ (e) Drastic economic changes; ~~and~~  
37 ~~(VI)~~ (f) Geographic differences within a county; AND  
38 (g) OTHER FACTORS AS DETERMINED BY THE CHILD CARE  
39 ASSISTANCE PROGRAM ALLOCATION COMMITTEE.

40 ~~(b) The state department may make an adjustment to the amount~~  
41 ~~of a block grant authorized by rules promulgated pursuant to subsection~~  
42 ~~(2)(a) of this section.~~

1 (3) The money in a county block grant allocated to a county  
2 pursuant to this section must only be used for the provision of child care  
3 services ~~under~~ PURSUANT TO DEPARTMENT rules promulgated by the state  
4 board pursuant to this ~~part 8~~ PART 1."

5 Page 170, line 1, strike "(4)" and substitute "~~(4)~~ (5)".

6 Page 170, line 7, strike "(5)" and substitute "~~(5)~~ (6)".

7 Page 171, line 5, strike "EDUCATION" and substitute "EDUCATION, INCOME  
8 SECURITY, AND CHILD WELFARE".

9 Page 186, strike lines 17 through 22 and substitute "**program - reporting**  
10 **requirements.** (1) On or before ~~December 1, 2016, and on or before~~  
11 ~~December 1 each year thereafter, the state~~ NOVEMBER 1, 2022, AND ON OR  
12 BEFORE NOVEMBER 1 EACH YEAR THEREAFTER, THE department shall  
13 prepare a report on CCCAP. Notwithstanding section 24-1-136 (11)(a)(I),  
14 the ~~state~~ department shall provide the report to the ~~public health care~~  
15 JOINT BUDGET COMMITTEE OF THE GENERAL ASSEMBLY, THE PUBLIC AND  
16 BEHAVIORAL HEALTH and human services committee of the house of  
17 representatives, and the health and human services committee of the".

18 Page 186, line 27, strike "county;" and substitute "county, WHICH,  
19 BEGINNING NOVEMBER 1, 2024, MUST INCLUDE THE NUMBER OF CHILDREN  
20 SERVED IN PART-TIME CHILD CARE THROUGH CCCAP AND THE NUMBER  
21 OF CHILDREN SERVED IN FULL-TIME CHILD CARE THROUGH CCCAP, BOTH  
22 GROUPS DISAGGREGATED BY AGES FROM BIRTH THROUGH THIRTEEN YEARS  
23 OF AGE;"

24 Page 187, line 21, strike "and" and substitute "~~and~~".

25 Page 187, line 25, strike "CCCAP." and substitute "CCCAP,  
26 DISAGGREGATED BY ESTIMATED AGES FROM BIRTH THROUGH THIRTEEN  
27 YEARS OF AGE; AND

28 (j) BEGINNING WITH THE REPORT SUBMITTED NOVEMBER 1, 2024,  
29 AND IN EACH ANNUAL REPORT THEREAFTER:

30 (I) A YEAR-OVER-YEAR COMPARISON OF THE NUMBER OF  
31 CHILDREN SERVED BY CCCAP TO SHOW FLUCTUATIONS IN THE NUMBER  
32 OF CHILDREN SERVED;

33 (II) THE NUMBER OF INFORMAL, LICENSE-EXEMPT PROVIDERS,  
34 IN-HOME PROVIDERS, COMMUNITY-BASED PROVIDERS, AND SCHOOL-BASED  
35 PROVIDERS THAT AGREE TO SERVE CHILDREN WITH A CCCAP SUBSIDY  
36 COMPARED TO THE TOTAL NUMBER OF PROVIDERS;

1 (III) THE NUMBER OF PROVIDER AGREEMENTS AND ENROLLMENT  
2 CONTRACTS WITH PROVIDERS;

3 (IV) AN EXPLANATION OF THE CALCULATION OF THE MOST  
4 RECENTLY ADOPTED PROVIDER RATES; AND

5 (V) AN EXPLANATION OF THE QUALITY INCENTIVES MADE  
6 AVAILABLE TO PROVIDERS."

7 Page 188, line 2, after "COUNTIES'" insert "AND THE DEPARTMENT'S".

8 Page 188, lines 5 and 6, strike "THE COUNTY'S OR GROUP OF COUNTIES'  
9 DUTY TO ADMINISTER" and substitute "EACH PARTY'S DUTIES AND  
10 RESPONSIBILITIES TO WORK IN A COLLABORATIVE MANNER TO  
11 ADMINISTER, FINANCIALLY SUPPORT,".

12 Page 188, line 9, strike "SANCTIONED" and substitute "PENALIZED".

13 Page 188, line 11, strike "SANCTIONS" and substitute "PENALTIES".

14 Page 188, strike lines 19 through 24 and substitute:

15 "(3) IF A DISAGREEMENT CONCERNING THE PERFORMANCE  
16 CONTRACT ARISES BETWEEN THE COUNTY OR GROUP OF COUNTIES AND  
17 THE DEPARTMENT, EITHER PARTY MAY REQUEST RESOLUTION OF THE  
18 DISAGREEMENT THROUGH AN INDEPENDENT DISPUTE RESOLUTION PROCESS  
19 THAT IS AGREED UPON BY THE PARTIES."

20 Page 188, line 25, strike "ALL PARTIES."

21 Page 189, lines 1 and 2, strike "EXECUTIVE DIRECTOR RESOLVES THE  
22 MATTER." and substitute "DISAGREEMENT IS RESOLVED."

23 Page 209, after line 23 insert:

24 "(c) THE DEPARTMENT SHALL ALLOW PRESCHOOL PROVIDERS AND  
25 PUBLISHERS TO SUBMIT CURRICULA TO THE DEPARTMENT AT ANY TIME TO  
26 BE REVIEWED AND CONSIDERED FOR INCLUSION IN THE RESOURCE BANK,  
27 REGARDLESS OF THE SCHEDULE FOR REVIEWING THE RESOURCE BANK. THE  
28 DEPARTMENT SHALL REVIEW ALL SUBMITTED CURRICULA IN ACCORDANCE  
29 WITH THE ADOPTED PROCEDURES DESCRIBED IN SUBSECTION (3)(b) OF THIS  
30 SECTION."

31 Reletter succeeding paragraph accordingly.

32 Page 340, after line 17 insert:

1           **"26.5-5-328. Applications for licenses - authority to suspend**  
2 **licenses - rules - definitions.** (1) EVERY APPLICATION BY AN INDIVIDUAL  
3 FOR A LICENSE ISSUED BY THE DEPARTMENT OR ANY AUTHORIZED AGENT  
4 OF THE DEPARTMENT MUST REQUIRE THE APPLICANT'S NAME, ADDRESS,  
5 AND SOCIAL SECURITY NUMBER OR TAX IDENTIFICATION NUMBER.

6           (2) THE DEPARTMENT OR ANY AUTHORIZED AGENT OF THE  
7 DEPARTMENT SHALL DENY, SUSPEND, OR REVOKE A LICENSE PURSUANT TO  
8 THE PROVISIONS OF SECTION 26-13-126, AND ANY RULES PROMULGATED  
9 TO IMPLEMENT SAID SECTION, IF THE DEPARTMENT OR AGENT RECEIVES A  
10 NOTICE TO DENY, SUSPEND, OR REVOKE FROM THE STATE CHILD SUPPORT  
11 ENFORCEMENT AGENCY BECAUSE THE LICENSEE OR APPLICANT IS OUT OF  
12 COMPLIANCE WITH A COURT OR ADMINISTRATIVE ORDER FOR CURRENT  
13 CHILD SUPPORT, CHILD SUPPORT DEBT, RETROACTIVE CHILD SUPPORT,  
14 CHILD SUPPORT ARREARAGES, OR CHILD SUPPORT WHEN COMBINED WITH  
15 MAINTENANCE OR BECAUSE THE LICENSEE OR APPLICANT HAS FAILED TO  
16 COMPLY WITH A PROPERLY ISSUED SUBPOENA OR WARRANT RELATING TO  
17 A PATERNITY OR CHILD SUPPORT PROCEEDING. ANY SUCH DENIAL,  
18 SUSPENSION, OR REVOCATION MUST BE IN ACCORDANCE WITH THE  
19 PROCEDURES SPECIFIED BY RULE OF THE DEPARTMENT OF HUMAN  
20 SERVICES AND RULES PROMULGATED BY THE STATE BOARD OF HUMAN  
21 SERVICES FOR THE IMPLEMENTATION SECTION 26-13-126.

22           (3) (a) THE DEPARTMENT SHALL ENTER INTO A MEMORANDUM OF  
23 UNDERSTANDING WITH THE STATE CHILD SUPPORT ENFORCEMENT AGENCY,  
24 WHICH MEMORANDUM MUST IDENTIFY THE RELATIVE RESPONSIBILITIES OF  
25 THE DEPARTMENT AND THE STATE CHILD SUPPORT ENFORCEMENT AGENCY  
26 WITH RESPECT TO THE IMPLEMENTATION OF THIS SECTION AND SECTION  
27 26-13-126.

28           (b) THE EXECUTIVE DIRECTOR MAY PROMULGATE RULES TO  
29 IMPLEMENT THE PROVISIONS OF THIS SECTION.

30           (4) AS USED IN THIS SECTION, "LICENSE" MEANS ANY  
31 RECOGNITION, AUTHORITY, OR PERMISSION THAT THE DEPARTMENT OR  
32 ANY AUTHORIZED AGENT OF THE DEPARTMENT IS AUTHORIZED BY LAW TO  
33 ISSUE FOR AN INDIVIDUAL TO PRACTICE A PROFESSION OR OCCUPATION OR  
34 RECREATIONAL ACTIVITY. "LICENSE" INCLUDES, BUT IS NOT LIMITED TO,  
35 A LICENSE, CERTIFICATE, CERTIFICATION, LETTER OF AUTHORIZATION, OR  
36 REGISTRATION ISSUED FOR AN INDIVIDUAL TO PRACTICE A PROFESSION OR  
37 OCCUPATION OR FOR AN INDIVIDUAL TO PARTICIPATE IN A RECREATIONAL  
38 ACTIVITY."

39 Page 354, strike lines 22 through 27 and substitute:

40           **"SECTION 10.** In Colorado Revised Statutes, 22-54-108, **amend**  
41 **(3)(b)(I); repeal (3)(b)(IV)(C): and add (3)(b)(V) and (5) as follows:**  
42           **22-54-108. Authorization of additional local revenues -**

1 **definitions.** (3) (b) (I) Except as otherwise provided in subparagraphs  
2 ~~(H), (H), and (IV) of this paragraph (b)~~ SUBSECTIONS (3)(b)(II),  
3 (3)(b)(III), (3)(b)(IV), AND (3)(b)(V) OF THIS SECTION, the total additional  
4 local property tax revenues that may be received pursuant to elections  
5 held pursuant to this section ~~shall~~ MUST not exceed under any  
6 circumstances twenty percent of the district's total program, as determined  
7 pursuant to section 22-54-104 (2), or two hundred thousand dollars,  
8 whichever is greater.

9 (IV) (C) ~~For purposes of this subparagraph (IV), a "small rural~~  
10 ~~district" is a district in Colorado that the department of education~~  
11 ~~determines is rural, based on the geographic size of the district and the~~  
12 ~~distance of the district from the nearest large, urbanized area, and that~~  
13 ~~enrolls fewer than one thousand students in kindergarten through twelfth~~  
14 ~~grade.~~

15 (V) (A) ON AND AFTER JULY 1, 2023, THE TOTAL ADDITIONAL  
16 LOCAL PROPERTY TAX REVENUES THAT A DISTRICT MAY RECEIVE  
17 PURSUANT TO AN ELECTION HELD PURSUANT TO THIS SECTION MUST NOT  
18 EXCEED UNDER ANY CIRCUMSTANCES: TWENTY-FIVE PERCENT OF THE  
19 DISTRICT'S TOTAL PROGRAM OR TWO HUNDRED THOUSAND DOLLARS,  
20 WHICHEVER IS GREATER; PLUS AN AMOUNT EQUAL TO THE MAXIMUM  
21 DOLLAR AMOUNT OF PROPERTY TAX REVENUE THAT THE DISTRICT COULD  
22 HAVE GENERATED FOR THE 2001-02 BUDGET YEAR IF, IN ACCORDANCE  
23 WITH THE PROVISIONS OF SECTION 22-54-107.5, THE DISTRICT SUBMITTED  
24 A QUESTION TO AND RECEIVED APPROVAL OF THE ELIGIBLE ELECTORS OF  
25 THE DISTRICT AT AN ELECTION HELD IN NOVEMBER 2001.

26 (B) ON AND AFTER JULY 1, 2023, THE TOTAL ADDITIONAL LOCAL  
27 PROPERTY TAX REVENUES THAT A SMALL RURAL DISTRICT MAY RECEIVE  
28 PURSUANT TO AN ELECTION HELD PURSUANT TO THIS SECTION MUST NOT  
29 EXCEED UNDER ANY CIRCUMSTANCES: THIRTY PERCENT OF THE SMALL  
30 RURAL DISTRICT'S TOTAL PROGRAM OR TWO HUNDRED THOUSAND  
31 DOLLARS, WHICHEVER IS GREATER; PLUS AN AMOUNT EQUAL TO THE  
32 MAXIMUM DOLLAR AMOUNT OF PROPERTY TAX REVENUE THAT THE SMALL  
33 RURAL DISTRICT COULD HAVE GENERATED FOR THE 2001-02 BUDGET YEAR  
34 IF, IN ACCORDANCE WITH THE PROVISIONS OF SECTION 22-54-107.5, THE  
35 SMALL RURAL DISTRICT SUBMITTED A QUESTION TO AND RECEIVED  
36 APPROVAL OF THE ELIGIBLE ELECTORS OF THE SMALL RURAL DISTRICT AT  
37 AN ELECTION HELD IN NOVEMBER 2001.

38 (5) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE  
39 REQUIRES:

40 (a) "SMALL RURAL DISTRICT" MEANS A DISTRICT IN COLORADO  
41 THAT THE DEPARTMENT OF EDUCATION DETERMINES IS RURAL, BASED ON  
42 THE GEOGRAPHIC SIZE OF THE DISTRICT AND THE DISTANCE OF THE  
43 DISTRICT FROM THE NEAREST LARGE, URBANIZED AREA, AND THAT



1 ENROLLS FEWER THAN ONE THOUSAND STUDENTS IN KINDERGARTEN  
2 THROUGH TWELFTH GRADE.

3 (b) "TOTAL PROGRAM", ON AND AFTER JULY 1, 2023, MEANS A  
4 DISTRICT'S OR SMALL RURAL DISTRICT'S TOTAL PROGRAM CALCULATED  
5 PURSUANT TO SECTION 22-54-104 (2), BEFORE APPLICATION OF THE  
6 BUDGET STABILIZATION FACTOR PURSUANT TO SECTION 22-54-104 (5)(g),  
7 PLUS THE AMOUNT THE DISTRICT OR SMALL RURAL DISTRICT RECEIVES FOR  
8 STUDENTS ENROLLED THROUGH THE COLORADO UNIVERSAL PRESCHOOL  
9 PROGRAM PURSUANT TO PART 2 OF ARTICLE 4 OF TITLE 26.5."

10 Strike pages 355 and 356.

11 Page 357, strike lines 1 through 7.

12 Renumber succeeding sections accordingly.

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