

**First Regular Session  
Seventy-second General Assembly  
STATE OF COLORADO**

**REREVISED**

*This Version Includes All Amendments  
Adopted in the Second House*

LLS NO. 19-0598.01 Nicole Myers x4326

**HOUSE BILL 19-1239**

**HOUSE SPONSORSHIP**

**Tipper and Caraveo**, Arndt, Becker, Benavidez, Bird, Buckner, Coleman, Duran, Esgar, Exum, Galindo, Garnett, Gonzales-Gutierrez, Gray, Hansen, Herod, Hooton, Jackson, Jaquez Lewis, Kennedy, Kipp, Kraft-Tharp, Lontine, McCluskie, McLachlan, Melton, Michaelson Jenet, Mullica, Roberts, Singer, Sirota, Snyder, Sullivan, Titone, Valdez A., Valdez D., Weissman

**SENATE SPONSORSHIP**

**Priola and Winter**, Bridges, Donovan, Garcia, Ginal, Gonzales, Lee, Moreno, Pettersen, Rodriguez, Story, Williams A.

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**House Committees**

State, Veterans, & Military Affairs  
Appropriations

**Senate Committees**

State, Veterans, & Military Affairs  
Appropriations

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**A BILL FOR AN ACT**

101     **CONCERNING THE PROMOTION OF AN ACCURATE COUNT IN THE**  
102             **DECENNIAL CENSUS BY CREATING A CENSUS OUTREACH**  
103             **PROGRAM, AND, IN CONNECTION THEREWITH, MAKING AN**  
104             **APPROPRIATION.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

In the division of local government (division) the bill creates the 2020 census outreach grant program (grant program) in the department of local affairs (department) to provide grants to local governments,

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters or bold & italic numbers indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

SENATE  
3rd Reading Unamended  
April 27, 2019

SENATE  
Amended 2nd Reading  
April 26, 2019

HOUSE  
3rd Reading Unamended  
April 11, 2019

HOUSE  
Amended 2nd Reading  
April 10, 2019

intergovernmental agencies, councils of government, housing authorities, school districts, and nonprofit organizations (eligible recipients) to support the accurate counting of the population of the state for the 2020 census.

The department, in coordination with the grant program committee (committee), which is also created in the division, is required to implement and administer the grant program and to develop policies and procedures necessary for such implementation and administration.

The committee is created in the division to make recommendations to the department regarding the policies and procedures to review grant applications and to make recommendations to the department regarding which applications to approve for the grant award. The committee consists of 7 members, 3 of whom are appointed by the governor and 4 of whom are appointed, one each, by the speaker of the house of representatives, the president of the senate, and the minority leaders of the house of representatives and the senate.

The bill specifies that eligible recipients may use grant money to conduct 2020 census outreach, promotion, and education to focus on hard-to-count communities in the state and to increase the self-response rate and accuracy of the 2020 census. Eligible recipients may also use grant money to further award grants to other local governments, intergovernmental agencies, councils of government, housing authorities, school districts, or nonprofit organizations.

To receive a grant, an eligible recipient must submit an application to the department in accordance with the policies and procedures developed by the department. The bill specifies the information that an application must include at a minimum.

The committee is required to review the applications received and to make recommendations to the department regarding which grant applications to approve. In developing its recommendations, the committee is required to consider whether the eligible recipient will be conducting outreach in hard-to-count communities and the size and geographic and demographic diversity of the hard-to-count communities in which outreach, education, and promotion of the 2020 census will occur as provided by all eligible recipients that receive grant money.

Subject to available appropriations and in accordance with the recommendation of the committee, the department is required to award grants for the purposes of the grant program on or before November 1, 2019, and to distribute the grant money to eligible recipients that were awarded grants within 30 days after the grants are awarded.

Each eligible recipient that received a grant through the grant program is required to submit a report to the department including information to be determined by the department. The department is required to submit a report to the local government committees of the senate and the house of representatives, or any successor committees, and

to the governor regarding the census outreach conducted through the grant program.

For the 2019-20 fiscal year, the bill directs the general assembly to appropriate \$12 million to the department to award grants to eligible recipients for the purposes of the grant program. In addition, the department may solicit, accept, and expend gifts, grants, or donations from private or public sources for the purposes of the grant program.

On or before May 1, 2026, and on or before May 1 every 10 years thereafter, the department and the office of the governor are required to develop a strategic action plan, including a discussion of necessary funding for the plan, for outreach and promotion for a successful count of the population in Colorado during the upcoming decennial census.

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

2           **SECTION 1.** The short title of this act is the "Every Person  
3 Counts In Colorado Act".

4           **SECTION 2.** In Colorado Revised Statutes, **add** 24-32-125 and  
5 24-32-126 as follows:

6           **24-32-125. Census outreach grant program - creation -  
7 committee - legislative declaration - definitions - repeal.**

8 (1) **Legislative declaration.** (a) THE GENERAL ASSEMBLY FINDS AND  
9 DECLARES THAT:

10           (I) THE DECENNIAL CENSUS OF THE POPULATION, THE ACTUAL  
11 ENUMERATION OF THE NUMBER OF PERSONS LIVING IN THE UNITED STATES  
12 AND ALL UNITED STATES TERRITORIES, IS REQUIRED BY THE UNITED  
13 STATES CONSTITUTION;

14           (II) A PRECISE COUNT IS VITAL TO GUARANTEEING EACH STATE  
15 RECEIVES THE APPROPRIATE NUMBER OF SEATS IN THE UNITED STATES  
16 HOUSE OF REPRESENTATIVES, INFLUENCES HOW STATES DRAW THEIR  
17 LEGISLATIVE DISTRICTS, ENSURES COMMUNITIES ACROSS THE COUNTRY  
18 RECEIVE PROPER FUNDING FOR A VARIETY OF IMPORTANT SERVICES ON  
19 WHICH INDIVIDUALS, FAMILIES, AND LOCAL ECONOMIES RELY, AND

1 PROVIDES SOCIAL, DEMOGRAPHIC, AND ECONOMIC PROFILES OF THE  
2 NATION'S PEOPLE TO GUIDE POLICY DECISIONS AT EACH LEVEL OF  
3 GOVERNMENT;

4 (III) OF THE APPROXIMATELY EIGHT HUNDRED EIGHTY-THREE  
5 BILLION DOLLARS DISTRIBUTED THROUGH FEDERAL PROGRAMS BASED ON  
6 CENSUS DATA IN THE 2016 FEDERAL FISCAL YEAR, COLORADO RECEIVED  
7 MORE THAN THIRTEEN BILLION DOLLARS THROUGH FEDERAL GRANTS AND  
8 DIRECT PAYMENTS FOR PROGRAMS THAT PROVIDE COLORADANS WITH  
9 HEALTH CARE, EDUCATION, TRANSPORTATION, NUTRITION, CHILD CARE,  
10 HOUSING, ENERGY ASSISTANCE, AND MANY OTHER SERVICES;

11 (IV) THE MANY SIGNIFICANT HURDLES EXPERIENCED BY THE 2020  
12 CENSUS, INCLUDING INSUFFICIENT FUNDING, ESPECIALLY FOR OUTREACH  
13 IN HARD-TO-COUNT COMMUNITIES AND POPULATIONS THAT HAVE BEEN  
14 HISTORICALLY UNDERCOUNTED BY PREVIOUS DECENNIAL CENSUSES, HAS  
15 RAISED SIGNIFICANT CONCERN ABOUT AN UNDERCOUNT OF THE  
16 COLORADO POPULATION IN THE 2020 CENSUS;

17 (V) DURING THE 2010 CENSUS, EVEN WITH THE ADDITIONAL  
18 OUTREACH RESOURCES AVAILABLE IN COMPARISON TO THOSE AVAILABLE  
19 FOR THE 2020 CENSUS, IN COLORADO CHILDREN UNDER THE AGE OF FIVE  
20 WERE UNDERCOUNTED BY EIGHTEEN THOUSAND AND LATINO CHILDREN  
21 UNDER THE AGE OF FIVE WERE UNDERCOUNTED BY EIGHT THOUSAND; AND

22 (VI) UNDERCOUNTING THE POPULATION OF COLORADO AND ITS  
23 LOCAL JURISDICTIONS JEOPARDIZES FUNDING FROM SEVERAL FEDERAL  
24 ASSISTANCE PROGRAMS THAT ALLOCATE FUNDS ON THE BASIS OF  
25 DECENNIAL CENSUS-DERIVED STATISTICS AND JEOPARDIZES THE  
26 LIKELIHOOD OF THE STATE GAINING A CONGRESSIONAL SEAT DURING  
27 CONGRESSIONAL REAPPORTIONMENT IN CONTRAST TO STATES THAT MAKE

1 A SIGNIFICANT INVESTMENT IN A COMPLETE COUNT.

2 (b) THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT:

3 (I) THE FUTURE PROSPERITY AND WELL-BEING OF THE STATE  
4 DEPEND ON THE QUALITY OF THE INFORMATION COLLECTED BY THE  
5 CENSUS BUREAU ABOUT OUR POPULATION AND INFRASTRUCTURE. CENSUS  
6 DATA GUIDES A WIDE RANGE OF DECISIONS MADE IN THE PUBLIC AND  
7 PRIVATE SECTORS THAT AFFECT THE LIVES OF ALL COLORADANS; AND

8 (II) BASED ON A REPORT BY THE COLORADO FISCAL INSTITUTE  
9 THAT CALCULATED THE MONEY NECESSARY TO CONDUCT OUTREACH TO  
10 THE ONE MILLION FIVE HUNDRED THOUSAND HARD-TO-COUNT  
11 INDIVIDUALS IN THE STATE, A TWELVE MILLION DOLLAR INVESTMENT IN A  
12 GRANT PROGRAM WOULD ALLOW THE STATE TO ALLOCATE RESOURCES,  
13 THROUGH GRANTS TO LOCAL GOVERNMENTS, INTERGOVERNMENTAL  
14 AGENCIES, COUNCILS OF GOVERNMENT, AND NONPROFIT ORGANIZATIONS,  
15 TO HARD-TO-COUNT COMMUNITIES IN COLORADO TO INCREASE THE  
16 RESPONSE RATE AND ACCURACY OF THE 2020 CENSUS IN COLORADO.

17 (2) **Definitions.** AS USED IN THIS SECTION, UNLESS THE CONTEXT  
18 OTHERWISE REQUIRES:

19 (a) "2020 CENSUS" MEANS THE DECENNIAL CENSUS CONDUCTED BY  
20 THE FEDERAL UNITED STATES CENSUS BUREAU IN 2020 TO DETERMINE THE  
21 NUMBER OF PEOPLE LIVING IN THE UNITED STATES.

22 (b) "COMMITTEE" MEANS THE 2020 CENSUS OUTREACH GRANT  
23 PROGRAM COMMITTEE CREATED IN SUBSECTION (5) OF THIS SECTION.

24 (c) "DEPARTMENT" MEANS THE DEPARTMENT OF LOCAL AFFAIRS.

25 (d) "DIVISION" MEANS THE DIVISION OF LOCAL GOVERNMENT  
26 CREATED IN THE DEPARTMENT.

27 (e) "ELIGIBLE RECIPIENT" MEANS AN ENTITY THAT IS ELIGIBLE TO

1 RECEIVE A GRANT THROUGH THE GRANT PROGRAM AND INCLUDES LOCAL  
2 GOVERNMENTS, INTERGOVERNMENTAL AGENCIES, COUNCILS OF  
3 GOVERNMENT, HOUSING AUTHORITIES, SCHOOL DISTRICTS, ■ NONPROFIT  
4 ORGANIZATIONS, THE SOUTHERN UTE INDIAN TRIBE, AND THE UTE  
5 MOUNTAIN UTE TRIBE.

6 (f) "GRANT PROGRAM" MEANS THE 2020 CENSUS OUTREACH  
7 GRANT PROGRAM CREATED IN SUBSECTION (3) OF THIS SECTION.

8 (g) "HARD-TO-COUNT COMMUNITIES" MEANS COMMUNITIES AND  
9 POPULATIONS THAT HAVE BEEN HISTORICALLY UNDERCOUNTED BY  
10 PREVIOUS DECENNIAL CENSUSES, INCLUDING, BUT NOT NECESSARILY  
11 LIMITED TO, CHILDREN UNDER FIVE YEARS, RACIAL AND ETHNIC  
12 MINORITIES, COMMUNITIES OF COLOR, AMERICAN INDIANS AND ALASKAN  
13 NATIVES, PEOPLE WITH DISABILITIES, PEOPLE WITH LOW INCOMES,  
14 IMMIGRANTS, PEOPLE WHO SPEAK AND UNDERSTAND LIMITED AMOUNTS  
15 OF ENGLISH, PEOPLE LIVING IN RURAL AREAS OF THE STATE, PEOPLE IN THE  
16 STATE WITHOUT SUFFICIENT INTERNET ACCESS, ADULTS AGE SIXTY OR  
17 OVER, AND PEOPLE WHO ARE TRANSIENT OR HOMELESS.


18 (h) "NONPROFIT ORGANIZATION" MEANS A TAX-EXEMPT  
19 CHARITABLE OR SOCIAL WELFARE ORGANIZATION OPERATING UNDER  
20 SECTION 501 (c)(3) OR 501 (c)(4) OF TITLE 26 OF THE UNITED STATES  
21 CODE, THE FEDERAL "INTERNAL REVENUE CODE OF 1986", AS AMENDED.

22 (3) **2020 census outreach grant program creation.** (a) THERE  
23 IS HEREBY CREATED IN THE DIVISION THE 2020 CENSUS OUTREACH GRANT  
24 PROGRAM TO PROVIDE GRANTS TO ELIGIBLE RECIPIENTS TO SUPPORT THE  
25 ACCURATE COUNTING OF THE POPULATION OF THE STATE FOR THE 2020  
26 CENSUS.

27 (b) THE DEPARTMENT, IN COORDINATION WITH THE COMMITTEE,

1 SHALL IMPLEMENT AND ADMINISTER THE GRANT PROGRAM AND SHALL  
2 AWARD GRANTS AS PROVIDED IN THIS SECTION, SUBJECT TO AVAILABLE  
3 APPROPRIATIONS. GRANTS SHALL BE PAID FROM MONEY APPROPRIATED TO  
4 THE DEPARTMENT FOR THE GRANT PROGRAM AS PROVIDED IN SUBSECTION  
5 (8)(a) OF THIS SECTION AND FROM ANY GIFTS, GRANTS, OR DONATIONS  
6 RECEIVED BY THE DEPARTMENT FOR THE PURPOSES OF THE GRANT  
7 PROGRAM PURSUANT TO SUBSECTION (8)(b) OF THIS SECTION.

8 (c) THE DEPARTMENT SHALL DEVELOP POLICIES AND PROCEDURES  
9 TO IMPLEMENT AND ADMINISTER THE GRANT PROGRAM. AT A MINIMUM,  
10 THE POLICIES MUST SPECIFY THE TIME FRAMES FOR APPLYING FOR GRANTS,  
11 THE FORM OF THE GRANT PROGRAM APPLICATION, AND THE CONTENTS OF  
12 THE REPORT REQUIRED BY ELIGIBLE RECIPIENTS THAT RECEIVED GRANT  
13 MONEY PURSUANT TO SUBSECTION (7)(a) OF THIS SECTION. IN ADDITION,  
14 THE POLICIES SHALL SPECIFY THE TERMS UNDER WHICH AND THE  
15 MECHANISM BY WHICH AN ELIGIBLE RECIPIENT SHALL RETURN TO THE  
16 STATE GRANT MONEY NOT FULLY ENCUMBERED AND SPENT BY JUNE 30,  
17 2020.

18   
19 (4) **Purposes for which grant money may be used.** ELIGIBLE  
20 RECIPIENTS MAY USE THE MONEY RECEIVED THROUGH THE GRANT  
21 PROGRAM FOR THE FOLLOWING PURPOSES:

22 (a) TO CONDUCT 2020 CENSUS OUTREACH, EDUCATION, AND  
23 PROMOTION TO FOCUS ON HARD-TO-COUNT COMMUNITIES IN THE STATE  
24 AND TO INCREASE THE SELF-RESPONSE RATE AND ACCURACY OF THE 2020  
25 CENSUS IN THE STATE; OR

26 (b) TO FURTHER AWARD GRANT MONEY TO OTHER LOCAL  
27 GOVERNMENTS, INTERGOVERNMENTAL AGENCIES, COUNCILS OF

1 GOVERNMENT, HOUSING AUTHORITIES, SCHOOL DISTRICTS, OR NONPROFIT  
2 ORGANIZATIONS, SO LONG AS THE GRANT MONEY WILL BE USED FOR THE  
3 PURPOSES SPECIFIED IN SUBSECTION (4)(a) OF THIS SECTION.

4 (5) **2020 census outreach grant program committee.** (a) THE  
5 2020 CENSUS OUTREACH GRANT PROGRAM COMMITTEE IS CREATED IN THE  
6 DEPARTMENT TO MAKE RECOMMENDATIONS TO THE DEPARTMENT  
7 REGARDING THE POLICIES AND PROCEDURES DEVELOPED PURSUANT TO  
8 SUBSECTION (3)(c) OF THIS SECTION, TO REVIEW GRANT APPLICATIONS,  
9 AND TO MAKE RECOMMENDATIONS TO THE EXECUTIVE DIRECTOR OF THE  
10 DEPARTMENT REGARDING WHICH APPLICATIONS TO APPROVE FOR A GRANT  
11 AWARD. THE COMMITTEE CONSISTS OF FIVE MEMBERS WHO SHALL BE  
12 APPOINTED BY JUNE 1, 2019, AS FOLLOWS:

13 (I) THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, THE  
14 PRESIDENT OF THE SENATE, AND THE MINORITY LEADERS OF THE HOUSE OF  
15 REPRESENTATIVES AND THE SENATE SHALL EACH APPOINT ONE COMMITTEE  
16 MEMBER WHO IS NOT A MEMBER OF THE GENERAL ASSEMBLY; AND

17 (II) THE SECRETARY OF STATE SHALL APPOINT ONE COMMITTEE  
18 MEMBER.

19 (b) IN MAKING APPOINTMENTS TO THE COMMITTEE, THE ELECTED  
20 OFFICIALS MAKING THE APPOINTMENTS SHALL ATTEMPT TO APPOINT  
21 COMMITTEE MEMBERS THAT REFLECT THE GEOGRAPHIC AND  
22 DEMOGRAPHIC DIVERSITY OF THE STATE AND SHALL ATTEMPT TO INCLUDE  
23 MEMBERS OF DIVERSE POLITICAL, RACIAL, CULTURAL, INCOME, AND  
24 ABILITY GROUPS. IN ADDITION, THE ELECTED OFFICIALS MAKING THE  
25 APPOINTMENTS SHALL ENSURE THAT HIS OR HER APPOINTEE OR  
26 APPOINTEES HAVE NOT, WITHIN THE LAST FIVE YEARS, WORKED FOR OR  
27 SERVED ON THE BOARD OF ANY ELIGIBLE RECIPIENT THAT WILL LIKELY



1 APPLY FOR A GRANT THROUGH THE GRANT PROGRAM. ANY ELIGIBLE  
2 RECIPIENT FOR WHICH A COMMITTEE MEMBER HAS WORKED OR SERVED ON  
3 THE BOARD IN THE LAST FIVE YEARS IS DISQUALIFIED FROM APPLYING FOR  
4 A GRANT THROUGH THE GRANT PROGRAM.

5 (c) IF FOR ANY REASON THERE IS A VACANCY ON THE COMMITTEE  
6 AFTER JUNE 15, 2019, THE SECRETARY OF STATE SHALL FILL THE VACANCY  
7 AS SOON AS POSSIBLE.

8 (d) THE MEMBERS OF THE COMMITTEE SHALL SELECT ONE PERSON  
9 TO SERVE AS THE CHAIR OF THE COMMITTEE.

10 (e) THE COMMITTEE SHALL HOLD ITS FIRST MEETING NO LATER  
11 THAN JULY 1, 2019.

12 (f) MEMBERS OF THE COMMITTEE SHALL NOT RECEIVE  
13 COMPENSATION; EXCEPT THAT THE MEMBERS OF THE COMMITTEE WHO  
14 RESIDE MORE THAN FIFTY MILES FROM THE LOCATION OF A COMMITTEE  
15 HEARING ARE ENTITLED TO RECEIVE THE SAME PER DIEM COMPENSATION  
16 AND REIMBURSEMENT OF EXPENSES AS THOSE PROVIDED FOR MEMBERS OF  
17 BOARDS AND COMMISSIONS PURSUANT TO SECTION 24-34-102 (13) AND  
18 FOR EXPENSES INCURRED IN TRAVELING TO AND FROM THE MEETINGS OF  
19 THE COMMITTEE, INCLUDING ANY REQUIRED DEPENDENT OR ATTENDANT  
20 TRAVEL, FOOD, AND LODGING. MEMBERS OF THE COMMITTEE ARE ALSO  
21 ENTITLED TO BE REIMBURSED FOR ANY EXPENSES RELATED TO DEPENDENT  
22 OR ATTENDANT CARE NECESSARY TO SUPPORT THEIR PARTICIPATION IN A  
23 COMMITTEE HEARING.

24 (g) THE CHAIR OF THE COMMITTEE SHALL ENSURE THAT AT EVERY  
25 MEETING OF THE COMMITTEE THERE IS AN OPPORTUNITY FOR PUBLIC  
26 COMMENT, INCLUDING PUBLIC COMMENTS SUBMITTED VIA THE INTERNET.  
27 THE CHAIR OF THE COMMITTEE SHALL SOLICIT INPUT ONLINE OR IN PERSON

1 AT COMMITTEE MEETINGS BEFORE AND DURING THE PROCESS THROUGH  
2 WHICH THE COMMITTEE MAKES RECOMMENDATIONS TO THE DEPARTMENT  
3 REGARDING GRANT RECIPIENTS.

4 (h) ON OR BEFORE AUGUST 15, 2019, THE COMMITTEE SHALL  
5 NOTIFY THE PUBLIC OF THE GRANT PROGRAM.

6 (6) **Grant applications and awards.** (a) TO RECEIVE A GRANT,  
7 AN ELIGIBLE RECIPIENT MUST SUBMIT AN APPLICATION TO THE  
8 DEPARTMENT IN ACCORDANCE WITH THE POLICIES AND PROCEDURES  
9 DEVELOPED BY THE DEPARTMENT. AT A MINIMUM THE APPLICATION MUST  
10 INCLUDE THE FOLLOWING INFORMATION:

11 (I) A DESCRIPTION OF HOW THE ELIGIBLE RECIPIENT'S CURRENT  
12 CAPACITY FOR OUTREACH AND COMMUNITY ENGAGEMENT ENABLES IT TO  
13 INCREASE THE SELF-RESPONSE RATE AND ACCURACY OF THE 2020 CENSUS  
14 IN THE STATE, SPECIFICALLY IN HARD-TO-COUNT COMMUNITIES,  
15 INCLUDING OUTREACH, EDUCATION, AND PROMOTION EFFORTS;

16 (II) A DESCRIPTION OF HOW THE ELIGIBLE RECIPIENT PLANS TO USE  
17 GRANT MONEY TO INCREASE THE RESPONSE RATE AND ACCURACY OF THE  
18 2020 CENSUS IN THE STATE;

19 (III) THE WAYS IN WHICH THE ELIGIBLE RECIPIENT WILL USE GRANT  
20 MONEY TO IMPROVE SELF-RESPONSE RATES IN THE 2020 CENSUS IN  
21 HARD-TO-COUNT COMMUNITIES IN THE STATE; AND

22 (IV) WHETHER THE ELIGIBLE RECIPIENT PLANS TO USE GRANT  
23 MONEY TO FURTHER GRANT AWARDS TO OTHER ENTITIES, AND, IF  
24 APPLICABLE, THE NATURE OF THE WORK OF THOSE ENTITIES AND THE  
25 AMOUNT OF THE GRANT MONEY THE ELIGIBLE RECIPIENT INTENDS TO  
26 RETAIN TO COVER ITS ADMINISTRATIVE COSTS.

27 (b) THE COMMITTEE SHALL REVIEW THE APPLICATIONS RECEIVED

1 PURSUANT TO THIS SECTION AND SHALL MAKE RECOMMENDATIONS TO THE  
2 EXECUTIVE DIRECTOR OF THE DEPARTMENT REGARDING WHICH GRANT  
3 APPLICATIONS TO APPROVE. THE EXECUTIVE DIRECTOR OF THE  
4 DEPARTMENT SHALL HAVE SOLE DISCRETION IN MAKING THE GRANT  
5 AWARDS. IN DEVELOPING ITS RECOMMENDATIONS THE COMMITTEE SHALL  
6 CONSIDER:

7 (I) WHETHER THE ELIGIBLE RECIPIENT WILL BE CONDUCTING  
8 OUTREACH IN HARD-TO-COUNT COMMUNITIES IN THE STATE; AND

9 (II) THE SIZE AND GEOGRAPHIC AND DEMOGRAPHIC DIVERSITY OF  
10 THE HARD-TO-COUNT COMMUNITIES IN THE STATE IN WHICH OUTREACH,  
11 EDUCATION, AND PROMOTION OF THE 2020 CENSUS WILL OCCUR AS  
12 PROVIDED BY ALL ELIGIBLE RECIPIENTS THAT RECEIVE GRANT MONEY.

13 (c) SUBJECT TO AVAILABLE APPROPRIATIONS, THE EXECUTIVE  
14 DIRECTOR OF THE DEPARTMENT SHALL AWARD GRANTS FOR THE PURPOSES  
15 SPECIFIED IN THIS SECTION ON OR BEFORE NOVEMBER 1, 2019. THE  
16 EXECUTIVE DIRECTOR OF THE DEPARTMENT SHALL DISTRIBUTE THE GRANT  
17 MONEY TO ELIGIBLE RECIPIENTS THAT WERE AWARDED GRANTS WITHIN  
18 THIRTY DAYS AFTER THE GRANTS ARE AWARDED.

19 (d) ANY ELIGIBLE RECIPIENT THAT IS AWARDED A GRANT  
20 PURSUANT TO THIS SECTION SHALL NOTIFY THE COUNTY IN WHICH THE  
21 ELIGIBLE RECIPIENT IS SITUATED OF THE GRANT AWARD.

22 (e) THE CONTRACT THAT ACCOMPANIES A GRANT AWARD  
23 PURSUANT TO THIS SECTION SHALL STIPULATE THAT AN ELIGIBLE  
24 RECIPIENT IS REQUIRED TO RETURN TO THE STATE ANY GRANT MONEY NOT  
25 FULLY ENCUMBERED AND SPENT BY THE ELIGIBLE RECIPIENT BY JUNE 30,  
26 2020.

27 (7) **Reporting requirements.** (a) EACH ELIGIBLE RECIPIENT THAT

1 RECEIVED A GRANT THROUGH THE GRANT PROGRAM SHALL SUBMIT A  
2 REPORT AND SUPPORTING DOCUMENTATION OF ELIGIBLE EXPENDITURES TO  
3 THE DEPARTMENT INCLUDING INFORMATION TO BE DETERMINED BY THE  
4 DIRECTOR OF THE DIVISION PURSUANT TO THE POLICIES AND PROCEDURES  
5 DEVELOPED PURSUANT TO SUBSECTION (3)(c) OF THIS SECTION. IF AN  
6 ELIGIBLE RECIPIENT USED GRANT MONEY TO MAKE GRANTS TO OTHER  
7 ENTITIES, THE ELIGIBLE RECIPIENT SHALL INCLUDE IN THE REPORT THE  
8 AMOUNT OF GRANT MONEY IT USED FOR ITS ADMINISTRATIVE COSTS IN  
9 MAKING ADDITIONAL GRANTS. EACH ELIGIBLE RECIPIENT SHALL SUBMIT  
10 AN INITIAL REPORT AND SUPPORTING DOCUMENTATION ON OR BEFORE  
11 DECEMBER 1, 2020, AND SHALL SUBMIT A FINAL REPORT ON OR BEFORE  
12 MAY 1, 2021.

13 (b) THE DEPARTMENT SHALL SUBMIT A REPORT TO THE LOCAL  
14 GOVERNMENT COMMITTEES OF THE SENATE AND THE HOUSE OF  
15 REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, AND TO THE  
16 GOVERNOR REGARDING THE 2020 CENSUS OUTREACH, EDUCATION, AND  
17 PROMOTION CONDUCTED THROUGH THE GRANT PROGRAM. THE  
18 DEPARTMENT SHALL SUBMIT AN INITIAL REPORT WITH AVAILABLE  
19 INFORMATION REQUIRED PURSUANT TO THIS SUBSECTION (7)(b) ON OR  
20 BEFORE FEBRUARY 1, 2021. THE INITIAL REPORT SHALL INCLUDE AT A  
21 MINIMUM THE INFORMATION SPECIFIED IN SUBSECTIONS (7)(b)(I) AND  
22 (7)(b)(II) OF THIS SECTION. THE DEPARTMENT SHALL SUBMIT A FINAL  
23 REPORT ON OR BEFORE JANUARY 1, 2023. AT A MINIMUM THE FINAL  
24 REPORT MUST INCLUDE:

- 25 (I) A LIST OF ELIGIBLE RECIPIENTS THAT RECEIVED GRANTS AND  
26 THE AMOUNT OF THE GRANT AWARDED TO EACH ELIGIBLE RECIPIENT;  
27 (II) THE POPULATION ON WHICH EACH ELIGIBLE RECIPIENT THAT

1 RECEIVED A GRANT FOCUSED ITS 2020 CENSUS OUTREACH USING GRANT  
2 MONEY;

3 (III) COLORADO'S SELF-RESPONSE RATE IN THE 2020 CENSUS;

4 (IV) LESSONS LEARNED FROM 2020 CENSUS OUTREACH; ■

5 (V) A RECOMMENDED TIME LINE FOR THE STATE'S INVOLVEMENT  
6 IN THE 2030 CENSUS OUTREACH; AND

7 (VI) THE NUMBER OF PEOPLE HIRED WITH GRANT MONEY AND THE  
8 LOCATIONS SERVED BY THOSE PEOPLE; AND

9 (VII) THE AMOUNT OF GRANT MONEY USED FOR PAYROLL  
10 EXPENSES AND THE AVERAGE WAGE PAID PER PERSON THROUGH THE  
11 GRANT PROGRAM.

12 (8) **Sources of grant money.** (a) FOR THE 2019-20 FISCAL YEAR,  
13 THE GENERAL ASSEMBLY SHALL APPROPRIATE SIX MILLION DOLLARS TO  
14 THE DEPARTMENT TO AWARD GRANTS TO ELIGIBLE RECIPIENTS FOR THE  
15 PURPOSES OF THE GRANT PROGRAM SPECIFIED IN THIS SECTION. ANY  
16 UNEXPENDED AND UNENCUMBERED MONEY FROM THE APPROPRIATION  
17 REMAINS AVAILABLE FOR EXPENDITURE BY THE DEPARTMENT FOR THE  
18 PURPOSES OF THIS SECTION IN THE NEXT FISCAL YEAR WITHOUT FURTHER  
19 APPROPRIATION.

20 (b) THE DEPARTMENT MAY SOLICIT, ACCEPT, AND EXPEND GIFTS,  
21 GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE  
22 PURPOSES OF THIS SECTION.

23 (9) **Repeal.** THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2022.

24 **24-32-126. Strategic action plan for upcoming decennial**  
25 **census.** ON OR BEFORE MAY 1, 2026, AND ON OR BEFORE MAY 1 EVERY  
26 TEN YEARS THEREAFTER, THE DEPARTMENT AND THE OFFICE OF THE  
27 GOVERNOR SHALL DEVELOP A STRATEGIC ACTION PLAN, INCLUDING A

1 DISCUSSION OF NECESSARY FUNDING FOR THE PLAN, FOR OUTREACH,  
2 EDUCATION, AND PROMOTION FOR A SUCCESSFUL COUNT OF THE  
3 POPULATION IN COLORADO DURING THE UPCOMING DECENNIAL CENSUS.

4 **SECTION 3. Appropriation.** For the 2019-20 state fiscal year,  
5 \$6,000,000 is appropriated to the department of local affairs for use by  
6 the division of local government. This appropriation is from the general  
7 fund, and is based on an assumption that the division will require an  
8 additional 1.4 FTE and associated direct and indirect costs of  
9 administering the program. To implement this act, the division may use  
10 this appropriation for the 2020 census outreach grant program.

11 **SECTION 4. Safety clause.** The general assembly hereby finds,  
12 determines, and declares that this act is necessary for the immediate  
13 preservation of the public peace, health, and safety.