

**Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO**

REVISED

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

LLS NO. 22-0931.01 Jane Ritter x4342

SENATE BILL 22-213

SENATE SPONSORSHIP

Fields and Sonnenberg, Bridges, Buckner, Coleman, Coram, Danielson, Donovan, Fenberg, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Priola, Smallwood, Story, Winter

HOUSE SPONSORSHIP

Valdez A. and Tipper,

Senate Committees

Health & Human Services
Appropriations

House Committees

Public & Behavioral Health & Human Services
Appropriations

A BILL FOR AN ACT

101 **CONCERNING CONTINUING SUPPORT FOR NECESSARY CHILD CARE**
102 **PROGRAMS, AND, IN CONNECTION THEREWITH, MAKING AN**
103 **APPROPRIATION.**

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/>.)

The bill appropriates:

- \$50 million from federal funds from child care development funds for the purposes of implementing the child care sustainability grant program;
- \$19 million from the economic recovery and relief cash

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.*

HOUSE
Amended 2nd Reading
May 5, 2022

SENATE
3rd Reading Unamended
April 29, 2022

SENATE
Amended 2nd Reading
April 28, 2022

fund to emerging and expanding the child care grant program;

- \$10 million from the economic recovery and relief cash fund to implement the employer-based child care facility grant program;
- \$15 million from the economic recovery and relief cash fund to implement the early child care and education recruitment and retention grant and scholarship program. Of the \$15 million, \$2 million must be dedicated for home visiting workforce, early childhood mental health consultants, and early intervention providers, with \$1.4 million of the \$2 million dedicated for non-educator workforce scholarships and loan forgiveness, and \$600,000 for developing consistent workforce pathways; and
- One million dollars to create and implement family-strengthening grant programs from the economic recovery and relief cash fund.

The bill creates the family, friend, and neighbor (FFN) support programs, which include an advisory group and a training program. The family, friend, and neighbor advisory group is created to advise the department on the needs of FFN providers and to make recommendations on changes to regulations, policies, funding, and procedures that would benefit the FFN community. The family, friend, and neighbor training program is created to allow community-based organizations and nonprofit organizations that have expertise working with FFN providers to provide them with information, training, and technical assistance to support best practices.

Subject to available appropriations, the department of early childhood shall make existing state programs available to the FFN community, including, but not limited to, home visitation, early intervention, early childhood mental health, workforce recruitment and retention, and family resource center services.

The bill appropriates \$4.5 million from the economic recovery and relief cash fund to implement the FFN support programs.

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

2 **SECTION 1.** In Colorado Revised Statutes, **amend as added by**
3 **House Bill 22-1295**, 26.5-3-801 (2)(b) as follows:

4 **26.5-3-801. Legislative declaration.** (2) (b) The general
5 assembly further finds that, to assist the state's workforce in returning to

1 work and maintaining employment without facing the difficult choice
2 between working and accessing quality child care, it is critical that the
3 state allocate and quickly distribute funding to existing and new child
4 care providers throughout the state AND THAT SUCH ACTIONS CONSTITUTE
5 CRITICAL GOVERNMENT SERVICES.

6 **SECTION 2.** In Colorado Revised Statutes, 26.5-3-802, **as added**
7 **by House Bill 22-1295, add (6)** as follows:

8 **26.5-3-802. Child care sustainability grant program - created**
9 **- timeline and criteria - grant awards - funding - definitions.** (6) FOR
10 THE 2022-23 STATE FISCAL YEAR, THE GENERAL ASSEMBLY SHALL
11 APPROPRIATE TO THE DEPARTMENT FIFTY MILLION DOLLARS FROM
12 FEDERAL FUNDS FOR CHILD CARE DEVELOPMENT FUNDS FOR THE PURPOSES
13 OF IMPLEMENTING THE GRANT PROGRAM. THE MONEY APPROPRIATED IN
14 THIS SUBSECTION (6) IS NOT SUBJECT TO THE REQUIREMENTS OF THE
15 "PROCUREMENT CODE", ARTICLES 101 TO 112 OF TITLE 24. ANY MONEY
16 APPROPRIATED PURSUANT TO THIS SUBSECTION (6) REMAINS AVAILABLE
17 FOR EXPENDITURE UNTIL THE CLOSE OF THE 2023-24 STATE FISCAL YEAR.

18 **SECTION 3.** In Colorado Revised Statutes, **amend as added by**
19 **House Bill 22-1295, 26.5-3-803 (3) and (4)(c)(II); and add (1)(h.5) and**
20 **(6)** as follows:

21 **26.5-3-803. Emerging and expanding child care grant**
22 **program - created - timeline and criteria - grant awards - funding -**
23 **definitions - repeal.** (1) As used in this section, unless the context
24 otherwise requires:

25 (h.5) "GRANT RECIPIENT" MEANS AN ELIGIBLE ENTITY THAT
26 RECEIVES A GRANT THROUGH THE GRANT PROGRAM.

27 (3) (a) The department shall create a process for soliciting,

1 vetting, awarding, and monitoring grants through statewide early
2 childhood councils.

3 (b) TO THE EXTENT PRACTICABLE, EARLY CHILDHOOD COUNCILS
4 MAY RECEIVE UP TO TWENTY-FIVE PERCENT OF FUNDING IN ADVANCE IN
5 ORDER TO EFFECTIVELY ADMINISTER GRANT FUNDS AND MAINTAIN
6 BUSINESS OPERATIONS. THE DEPARTMENT SHALL OFFER TECHNICAL
7 ASSISTANCE TO APPLICANTS WITH THEIR APPLICATIONS AND GRANT
8 RECIPIENTS WITH IMPLEMENTATION OF THEIR AWARDS. THE TECHNICAL
9 ASSISTANCE MAY BE OFFERED TO ALL ELIGIBLE ENTITIES, AS DEFINED IN
10 SUBSECTION (1) OF THIS SECTION, AND FAMILY, FRIEND, AND NEIGHBOR
11 PROVIDERS, AS DEFINED IN SECTION 26.5-3-808. THE DEPARTMENT MAY
12 ALSO PROVIDE A GRANT RECIPIENT WITH A SEPARATE GRANT FOR
13 TECHNICAL ASSISTANCE TO IMPLEMENT THE GOALS OF THE RECIPIENT'S
14 GRANT.

15 (4) (c) In determining grant awards, the department shall consider
16 eligible entities located in a child care desert. The department shall also
17 consider eligible entities that have or are actively pursuing:

18 (II) A commitment to engaging in quality improvement activities
19 through the Colorado shines system, established in section 26.5-5-101;
20 ~~within eighteen months of receipt of their grant award;~~

21 (6) (a) FOR THE 2022-23 STATE FISCAL YEAR, THE GENERAL
22 ASSEMBLY SHALL APPROPRIATE SIXTEEN MILLION DOLLARS FROM THE
23 ECONOMIC RECOVERY AND RELIEF CASH FUND CREATED IN SECTION
24 24-75-228 TO THE DEPARTMENT FOR THE PURPOSES OF IMPLEMENTING THE
25 GRANT PROGRAM. OF THIS AMOUNT, UP TO TWO MILLION TWO HUNDRED
26 THOUSAND DOLLARS SHALL BE MADE AVAILABLE TO EARLY CHILDHOOD
27 COUNCILS, AS DEFINED IN SECTION 26.5-2-202, IN SUPPORT OF THE GRANT

1 PROGRAM. THE DEPARTMENT MAY REIMBURSE AN EARLY CHILDHOOD
2 COUNCIL UP TO TEN PERCENT OF THE GRANT AMOUNT FOR ALLOWABLE
3 ADMINISTRATIVE COSTS OF THE GRANT PROGRAM.

4 (b) MONEY SPENT PURSUANT TO THIS SUBSECTION (6) MUST
5 CONFORM WITH THE ALLOWABLE PURPOSES SET FORTH IN THE FEDERAL
6 "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, AS AMENDED.
7 THE DEPARTMENT SHALL EITHER SPEND OR OBLIGATE SUCH
8 APPROPRIATION PRIOR TO DECEMBER 30, 2024, AND EXPEND THE
9 APPROPRIATION ON OR BEFORE DECEMBER 31, 2026.

10 (c) THE DEPARTMENT SHALL COMPLY WITH THE COMPLIANCE,
11 REPORTING, RECORD-KEEPING, AND PROGRAM EVALUATION
12 REQUIREMENTS ESTABLISHED BY THE OFFICE OF STATE PLANNING AND
13 BUDGETING AND THE STATE CONTROLLER IN ACCORDANCE WITH SECTION
14 24-75-226 (5).

15 (d) THIS SUBSECTION (6) IS REPEALED, EFFECTIVE SEPTEMBER 1,
16 2027.

17 **SECTION 4.** In Colorado Revised Statutes, **amend as added by**
18 **House Bill 22-1295**, 26.5-3-804 (3) introductory portion, (8) introductory
19 portion, and (9); and **add** (8.5) as follows:

20 **26.5-3-804. Employer-based child care facility grant program**
21 **- created - timeline and criteria - eligibility - grant awards - reports**
22 **- funding - definitions - repeal.** (3) The department shall solicit and
23 review grant applications from eligible entities beginning on or before
24 June 30, 2021, AND EVERY JUNE 30 THEREAFTER THROUGH JUNE 30, 2024,
25 and begin to award grants no later than September 1, 2021, AND EVERY
26 SEPTEMBER 1 THEREAFTER THROUGH SEPTEMBER 1, 2024. Each
27 application must include, at a minimum:

1 (8) On or before January 30, 2023, and on or before January 30,
2 ~~2024~~ 2025, the department shall report progress on the grant program as
3 part of its "State Measurement for Accountable, Responsive, and
4 Transparent (SMART) Government Act" hearing required by section
5 2-7-203. At a minimum, the report must include:

6 (8.5) (a) FOR THE 2022-23 STATE FISCAL YEAR, THE GENERAL
7 ASSEMBLY SHALL APPROPRIATE TEN MILLION DOLLARS FROM THE
8 ECONOMIC RECOVERY AND RELIEF CASH FUND CREATED IN SECTION
9 24-75-228 TO THE DEPARTMENT FOR THE PURPOSES OF IMPLEMENTING
10 THIS SECTION.

11 (b) MONEY SPENT PURSUANT TO THIS SUBSECTION (8.5) MUST
12 CONFORM WITH THE ALLOWABLE PURPOSES SET FORTH IN THE FEDERAL
13 "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, AS AMENDED.
14 THE DEPARTMENT SHALL EITHER SPEND OR OBLIGATE SUCH
15 APPROPRIATION PRIOR TO DECEMBER 30, 2024, AND EXPEND THE
16 APPROPRIATION ON OR BEFORE DECEMBER 31, 2026.

17 (c) THE DEPARTMENT SHALL COMPLY WITH THE COMPLIANCE,
18 REPORTING, RECORD-KEEPING, AND PROGRAM EVALUATION
19 REQUIREMENTS ESTABLISHED BY THE OFFICE OF STATE PLANNING AND
20 BUDGETING AND THE STATE CONTROLLER IN ACCORDANCE WITH SECTION
21 24-75-226 (5).

22 (d) THIS SUBSECTION (8.5) IS REPEALED, EFFECTIVE SEPTEMBER 1,
23 2027.

24 (9) This section is repealed, effective ~~July 1, 2024~~ SEPTEMBER 1,
25 2027.

26 **SECTION 5.** In Colorado Revised Statutes, 26.5-3-805, **as added**
27 **by House Bill 22-1295, add (7) as follows:**

1 **26.5-3-805. Early care and education recruitment and**
2 **retention grant and scholarship program - created - criteria and**
3 **eligibility - grant and scholarship awards - reports - funding - rules**
4 **- definitions - repeal.** (7) (a) FOR THE 2022-23 STATE FISCAL YEAR, THE
5 GENERAL ASSEMBLY SHALL APPROPRIATE FIFTEEN MILLION DOLLARS FROM
6 THE ECONOMIC RECOVERY AND RELIEF CASH FUND CREATED IN SECTION
7 24-75-228 TO THE DEPARTMENT FOR THE PURPOSES OF IMPLEMENTING THE
8 PROGRAM. THE MONEY APPROPRIATED PURSUANT TO THIS SUBSECTION (7)
9 IS NOT SUBJECT TO THE REQUIREMENTS OF THE "PROCUREMENT CODE",
10 ARTICLES 101 THROUGH 112 OF TITLE 24. FIVE MILLION DOLLARS MUST BE
11 DEDICATED FOR HOME VISITING WORKFORCE, EARLY CHILDHOOD MENTAL
12 HEALTH CONSULTANTS, AND EARLY INTERVENTION PROVIDERS.

13 (b) MONEY SPENT PURSUANT TO THIS SUBSECTION (7) MUST
14 CONFORM WITH THE ALLOWABLE PURPOSES SET FORTH IN THE FEDERAL
15 "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, AS AMENDED.
16 THE DEPARTMENT SHALL EITHER SPEND OR OBLIGATE SUCH
17 APPROPRIATION PRIOR TO DECEMBER 30, 2024, AND EXPEND THE
18 APPROPRIATION ON OR BEFORE DECEMBER 31, 2026.

19 (c) THE DEPARTMENT SHALL COMPLY WITH THE COMPLIANCE,
20 REPORTING, RECORD-KEEPING, AND PROGRAM EVALUATION
21 REQUIREMENTS ESTABLISHED BY THE OFFICE OF STATE PLANNING AND
22 BUDGETING AND THE STATE CONTROLLER IN ACCORDANCE WITH SECTION
23 24-75-226 (5).

24 (d) THIS SUBSECTION (7) IS REPEALED, EFFECTIVE SEPTEMBER 1,
25 2027.

26 **SECTION 6.** In Colorado Revised Statutes, **as article 3 is added**
27 **by House Bill 22-1295, add 26.5-3-808 as follows:**

1 **26.5-3-808. Family, friend, and neighbor support programs -**
2 **advisory group - training and support program - funding - definitions**

3 **- repeal.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
4 REQUIRES:

5 (a) "ADVISORY GROUP" MEANS THE FAMILY, FRIEND, AND
6 NEIGHBOR ADVISORY GROUP CREATED IN SUBSECTION (2) OF THIS SECTION.

7 (b) "ELIGIBLE ENTITY" MEANS A FAMILY, FRIEND, AND NEIGHBOR
8 PROVIDER THAT IS ACTIVELY PROVIDING INFORMAL, LICENSE-EXEMPT
9 CHILD CARE.

10 (c) "FAMILY, FRIEND, AND NEIGHBOR" OR "FFN" MEANS
11 LICENSE-EXEMPT, INFORMAL CHILD CARE PROVIDED BY FAMILY, FRIENDS,
12 OR NEIGHBORS IN AN IN-HOME SETTING ON A REGULAR BASIS PURSUANT
13 TO THE REQUIREMENTS OF 26.5-5-304 (1)(f).

14 (d) "TRAINING AND SUPPORT PROGRAM" MEANS THE FAMILY,
15 FRIEND, AND NEIGHBOR TRAINING AND SUPPORT PROGRAM CREATED IN
16 SUBSECTION (3) OF THIS SECTION.

17 (2) (a) THE FAMILY, FRIEND, AND NEIGHBOR ADVISORY GROUP IS
18 CREATED IN THE DEPARTMENT. THE PURPOSE OF THE ADVISORY GROUP IS
19 TO ADVISE THE DEPARTMENT ON THE NEEDS OF FFN PROVIDERS AND TO
20 MAKE RECOMMENDATIONS TO THE DEPARTMENT ON CHANGES TO
21 REGULATIONS, POLICIES, FUNDING, AND PROCEDURES THAT WOULD
22 BENEFIT THE FFN COMMUNITY. AT LEAST TWENTY-FIVE PERCENT OF THE
23 MEMBERS OF THE ADVISORY GROUP MUST RESIDE IN COUNTIES WITH A
24 POPULATION BELOW FORTY THOUSAND PEOPLE.

25 (b) THE DEPARTMENT SHALL CONVENE THE ADVISORY GROUP,
26 WHICH MUST INCLUDE, AT A MINIMUM:

27 (I) MEMBERS OF THE FFN EARLY CHILDHOOD WORKFORCE AND

1 REPRESENTATIVES OF GEOGRAPHICALLY AND LINGUISTICALLY DIVERSE
2 FFN PROVIDERS. TO THE EXTENT PRACTICABLE, THE DEPARTMENT SHALL
3 ENSURE THAT THE PERSONS DESCRIBED IN THIS SUBSECTION (2)(b)(I)
4 CONSTITUTE A MAJORITY OF THE MEMBERS OF THE ADVISORY GROUP; AND

5 (II) PARENTS OF CHILDREN WHO RECEIVE CARE THROUGH FFN
6 PROVIDERS, REPRESENTATIVES OF COUNTY DEPARTMENTS OF HUMAN OR
7 SOCIAL SERVICES, SPECIAL EDUCATION PROGRAM DIRECTORS, EARLY
8 CHILDHOOD COUNCILS, THE BUSINESS COMMUNITY, PRIVATE NONPROFIT
9 ORGANIZATIONS, EARLY CHILDHOOD ADVOCACY ORGANIZATIONS, AND
10 PERSONS WITH EXPERTISE IN EARLY CHILDHOOD AND BUSINESS PRACTICES.

11 (c) MEMBERS OF THE ADVISORY GROUP MAY RECEIVE PER DIEM
12 COMPENSATION FOR ATTENDANCE AT MEETINGS OF THE ADVISORY GROUP
13 IN THE SAME AMOUNT PAID TO LEGISLATORS PURSUANT TO SECTION
14 2-2-307 (3)(a). MEMBERS OF THE ADVISORY GROUP ARE ALSO ENTITLED
15 TO REIMBURSEMENT FOR ALL ACTUAL AND NECESSARY TRAVEL AND
16 SUSTENANCE EXPENSES DIRECTLY RELATED TO THEIR SERVICE ON THE
17 ADVISORY GROUP.

18 (3) (a) THE FAMILY, FRIEND, AND NEIGHBOR TRAINING AND
19 SUPPORT PROGRAM IS CREATED IN THE DEPARTMENT. THE PURPOSE OF THE
20 TRAINING AND SUPPORT PROGRAM IS TO SUPPORT COMMUNITY-BASED
21 ORGANIZATIONS AND NONPROFIT ORGANIZATIONS THAT HAVE EXPERTISE
22 WORKING WITH FFN PROVIDERS TO PROVIDE FFN PROVIDERS WITH
23 INFORMATION, TRAINING, AND MATERIALS, AND TO SUPPORT FFN
24 PROVIDERS WITH SKILLS AND KNOWLEDGE ON CHILD DEVELOPMENT,
25 SOCIAL AND EMOTIONAL DEVELOPMENT, AND BEST PRACTICES AND
26 TECHNICAL ASSISTANCE TO ACCESS EXISTING STATE PROGRAMS. TRAINING
27 PROGRAMS AVAILABLE TO ELIGIBLE ENTITIES MAY INCLUDE, BUT NEED

1 NOT BE LIMITED TO, THE FOLLOWING:

2 (I) IMPROVING THE QUALITY OF CHILD CARE AND CHILD
3 DEVELOPMENT;

4 (II) ENSURING THE HEALTH AND SAFETY OF CHILD CARE
5 ENVIRONMENTS;

6 (III) FOSTERING THE SOCIAL AND EMOTIONAL HEALTH OF THE
7 CHILD;

8 (IV) SUPPORTING CHILDREN WITH DEVELOPMENTAL, EMOTIONAL,
9 PHYSICAL, OR COGNITIVE DISABILITIES OR DELAYS;

10 (V) OFFERING CULTURALLY COMPETENT AND EQUITABLE CHILD
11 CARE;

12 (VI) STRENGTHENING THE BUSINESS PRACTICES OF CHILD CARE;

13

14 (VII) PROMOTING WORKFORCE DEVELOPMENT; AND

15 (VIII) PROVIDING A HIGH-QUALITY EARLY LEARNING
16 ENVIRONMENT THROUGH COACHING, GUIDANCE, AND MATERIALS IN AN
17 AMOUNT NOT TO EXCEED NINE HUNDRED AND FIFTY DOLLARS PER
18 ELIGIBLE ENTITY.

19

20 (b) TECHNICAL ASSISTANCE AND RESOURCES FOR FFN PROVIDERS
21 MAY INCLUDE, BUT NEED NOT BE LIMITED TO, THE FOLLOWING:

22 (I) NAVIGATING THE STATE LICENSING AND QUALIFIED EXEMPT
23 PROCESSES;

24 (II) ACCESSING EXISTING STATE FUNDING AND SERVICES;

25 (III) CONNECTING TO AFTER-SCHOOL PROGRAMS; AND

26 (IV) PROVIDING CAREER NAVIGATION ASSISTANCE.

27 (c) THE DEPARTMENT MAY SUPPORT FFN COMMUNITIES ACROSS

1 THE STATE TO IMPLEMENT TRAINING PROGRAMS THAT FOSTER PEER
2 LEARNING AND PROVIDE LOCALLY SPECIFIC SUPPORT.

3 (d) THE DEPARTMENT SHALL CREATE AND PUBLISH A PUBLIC
4 WEBSITE FOR THE FFN COMMUNITY TO ACCESS TRAINING, TECHNICAL
5 ASSISTANCE, AND RESOURCES.

6 (e) THE DEPARTMENT SHALL ENSURE THAT THE TRAINING AND
7 SUPPORT PROGRAM IS CULTURALLY COMPETENT AND LINGUISTICALLY
8 APPROPRIATE TO MEET THE NEEDS OF THE FFN COMMUNITY AND UTILIZES
9 A RESEARCH- AND COMMUNITY-INFORMED CURRICULUM.

10 (4) SUBJECT TO AVAILABLE APPROPRIATIONS, THE DEPARTMENT
11 SHALL MAKE EXISTING STATE PROGRAMS AVAILABLE TO THE FFN
12 COMMUNITY, INCLUDING, BUT NOT LIMITED TO, HOME VISITATION, EARLY
13 INTERVENTION, EARLY CHILDHOOD MENTAL HEALTH CONSULTANTS,
14 WORKFORCE RECRUITMENT AND RETENTION, AND FAMILY RESOURCE
15 CENTER SERVICES.

16 (5) (a) FOR THE 2022-23 STATE FISCAL YEAR, THE GENERAL
17 ASSEMBLY SHALL APPROPRIATE SEVEN MILLION FIVE HUNDRED THOUSAND
18 DOLLARS FROM THE ECONOMIC RECOVERY AND RELIEF CASH FUND
19 CREATED IN SECTION 24-75-228 TO THE DEPARTMENT FOR THE PURPOSES
20 OF IMPLEMENTING THIS SECTION.

21 (b) MONEY SPENT PURSUANT TO THIS SUBSECTION (5) MUST
22 CONFORM WITH THE ALLOWABLE PURPOSES SET FORTH IN THE FEDERAL
23 "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, AS AMENDED.
24 THE DEPARTMENT SHALL EITHER SPEND OR OBLIGATE SUCH
25 APPROPRIATION PRIOR TO DECEMBER 30, 2024, AND EXPEND THE
26 APPROPRIATION ON OR BEFORE DECEMBER 31, 2026.

27 (c) THE DEPARTMENT SHALL COMPLY WITH THE COMPLIANCE,

1 REPORTING, RECORD-KEEPING, AND PROGRAM EVALUATION
2 REQUIREMENTS ESTABLISHED BY THE OFFICE OF STATE PLANNING AND
3 BUDGETING AND THE STATE CONTROLLER IN ACCORDANCE WITH SECTION
4 24-75-226 (5).

5 (d) THIS SUBSECTION (5) IS REPEALED, EFFECTIVE SEPTEMBER 1,
6 2027.

7 (6) THE DEPARTMENT SHALL REPORT PROGRESS ON THE SUPPORT
8 PROGRAMS AS PART OF ITS "STATE MEASUREMENT FOR ACCOUNTABLE,
9 RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT" HEARING
10 REQUIRED BY SECTION 2-7-203.

11 **SECTION 7.** In Colorado Revised Statutes, **as article 3 is added**
12 **by House Bill 22-1295, add 26.5-3-904** as follows:

13 **26.5-3-904. Home visiting grant program - authorized**
14 **requirements - implementation partner - rules - definition - repeal.**

15 (1) (a) FOR THE 2022-23 STATE FISCAL YEAR, THE GENERAL ASSEMBLY
16 SHALL APPROPRIATE TO THE DEPARTMENT ONE MILLION DOLLARS FROM
17 THE ECONOMIC RECOVERY AND RELIEF CASH FUND CREATED IN SECTION
18 24-75-228 FOR PURPOSES OF IMPLEMENTING THE HOME VISITING
19 GRANT PROGRAM. FOR THE PURPOSES OF THIS SECTION, "HOME VISITING"
20 MEANS A VOLUNTARY, EVIDENCE-BASED, TWO-GENERATION, AND
21 HOME-BASED PREVENTION PROGRAM FOR FAMILIES WITH CHILDREN FROM
22 PRENATAL TO SIX YEARS OF AGE. THE HOME VISITING GRANT PROGRAM
23 MUST SUPPORT SCHOOL READINESS, SOCIAL-EMOTIONAL GROWTH, AND
24 AGE-APPROPRIATE CHILD DEVELOPMENT AND BE DELIVERED BY A TRAINED
25 HOME VISITOR. THE HOME VISITING GRANT PROGRAM MUST BE
26 PRIORITIZED TO EXPAND ACCESS TO POPULATIONS THAT ARE
27 UNDERSERVED BY LANGUAGE, CULTURE, OR GEOGRAPHY.

1 (b) MONEY SPENT PURSUANT TO THIS SUBSECTION (1) MUST
2 CONFORM WITH THE ALLOWABLE PURPOSES SET FORTH IN THE FEDERAL
3 "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, AS AMENDED.
4 THE DEPARTMENT SHALL EITHER SPEND OR OBLIGATE SUCH
5 APPROPRIATION PRIOR TO DECEMBER 30, 2024, AND EXPEND THE
6 APPROPRIATION ON OR BEFORE DECEMBER 31, 2026.

7 (c) THE DEPARTMENT SHALL COMPLY WITH THE COMPLIANCE,
8 REPORTING, RECORD-KEEPING, AND PROGRAM EVALUATION
9 REQUIREMENTS ESTABLISHED BY THE OFFICE OF STATE PLANNING AND
10 BUDGETING AND THE STATE CONTROLLER IN ACCORDANCE WITH SECTION
11 24-75-226 (5).

12 (2) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2027.

13 **SECTION 8. Appropriation.** (1) For the 2022-23 state fiscal
14 year, \$49,500,000 is appropriated to the department of early childhood.
15 This appropriation is from the economic recovery and relief cash fund
16 created in section 24-75-228 (2)(a), C.R.S., is of money the state received
17 from the federal coronavirus state fiscal recovery fund, and is based on
18 an assumption that the department will require an additional 9.6 FTE. To
19 implement this act, the department may use this appropriation for:

20 (a) \$16,000,000 for use by the early learning access and quality
21 division for the emerging and expanding child care grant program, which
22 amount is based on an assumption that the division will require an
23 additional 3.5 FTE;

24 (b) \$10,000,000 for use by the early learning access and quality
25 division for the employer-based child care facility grant program, which
26 amount is based on an assumption that the division will require an
27 additional 0.5 FTE;

1 (c) \$15,000,000 for use by the early learning access and quality
2 division for the early care and education recruitment and retention grant
3 and scholarship program, which amount is based on an assumption that
4 the division will require an additional 2.5 FTE;

5 (d) \$7,500,000 for use by the early learning access and quality
6 division for the family, friend, and neighbor training and support
7 program, which amount is based on an assumption that the division will
8 require an additional 2.8 FTE; and

9 (e) \$1,000,000 for use by the community and family support
10 division for the home visiting grant program, which amount is based
11 on an assumption that the division will require an additional 0.3 FTE.

12 (2) Any money appropriated in subsection (1) not expended prior
13 to July 1, 2023, is further appropriated to the department from July 1,
14 2023, through December 30, 2024, for the same purpose.

15 (3) For the 2022-23 state fiscal year, \$50,000,000 is appropriated
16 to the department of early childhood for use by the early learning access
17 and quality division. This appropriation is from federal funds from child
18 care development funds. To implement this act, the division may use this
19 appropriation for the child care sustainability grant program. Any money
20 appropriated in this section not expended prior to July 1, 2023, is further
21 appropriated to the department from July 1, 2023, through September 30,
22 2023, for the same purpose.

23 **SECTION 9. Effective date.** This act takes effect July 1, 2022.

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