

2019

Regulatory Agenda **REPORT**

January 1, 2019-December 31, 2019



Overview

The Colorado Department of Human Services submits the following 2019 Regulatory Agenda Report in fulfillment of the statutory requirements set forth in Colo. Rev. Stat. §2-7-203(4), detailing the results of the past year's rules review activity.

Hearing or Adoption Date	Rule Number	Rule Title	New Rule, Revision, or Repeal?	Statutory or Other Basis for Adoption of Rule	Purpose of Proposed Rule	High-Level Stakeholders	Status <i>Adopted/Not Adopted/Withdrawn/Ongoing</i>	Included on FY18 Agenda?
Adopted: 01/04/2019	12 CCR 2509-8	Colorado School Readiness Quality Improvement Program	Revision	26-6.5-106 (4) and (7), C.R.S.; SB18-09; 26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.; 26-6.5-106 (7), C.R.S.	With the passage of SB 18-09 Concerning the Alignment of Early Childhood Quality Improvement Programs with the Colorado Shines Quality Rating and Improvement System, a rule revision was required for the School Readiness Quality Improvement Program.	Early Childhood Councils, Early Childhood Education Programs, Children and Families attending Early Childhood Education Programs	Adopted: 01/04/2019	Yes
Adopted: 01/04/2019	12 CCR 2509-1	7.000.2 Change definitions to align with statute	Revision	26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.; 26-5-102(1)(a), C.R.S.	The passage of a number of legislative items in 2018 made changes to the term institutional abuse currently defined in 7.000.2. Additionally, there has been a new definition of the term crossover youth. Both of these are defined in 19-1-103 C.R.S. This rule packet aligned the definitions in rule to those now in statute. The rule also revised the definitions relevant to program area 4 (youth in conflict) in response to county department of human/social services request for clarity.	County stakeholders, Office of Child's Representative, Division of Youth Services	Adopted: 01/04/2019	No
Adopted: 01/04/2019	10 CCR 2506-1	Technical Cleanup of the Food Assistance	Revision	26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-	These changes simplified the Food Assistance rules by removing duplicative sections, redundancies and to meet one of the Governor's Wildly	SNAP applicants, recipients, and administrators of the program	Adopted: 01/04/2019	Yes

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		Program		1-111, C.R.S.; 26-2-301; C.R.S. 26-2-302; C.R.S.; Agricultural Act of 2014 (Public Law 113-79)	Important Goals.			
Adopted: 01/04/2019	12 CCR 2509-2	Program Area 4 Assessment Rules	Revision, New Rules	26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.	Defined a clear assessment process for youth who initially meet criteria for Program Area 4 services and to ensure that workers are completing both the Colorado Family Safety and Risk Assessment tools of safety and risk in PA4 assessments, which was an issue noted in the 2017 Colorado Child and Family Services Review conducted by the Children’s Bureau.	County Departments of Human/Social Services, Office of the Child’s Representative, Runaway and Homeless Youth Serving Agencies, Current and Former Foster Youth, Office of the Public Defender, Judiciary.	Adopted: 01/04/2019	Yes
Adopted: 01/04/2019	12 CCR 2509-3	Program Area 4 Case Rules	New	26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.; 26-5-102(1)(a), C.R.S.	Provided a minimum standard of practice in order to reduce unnecessary out of home placements by promoting the use of kin for out-of-home placements, increased parent engagement, ensured that all families are assessed for safety and risk, and ensured that caseworkers continued to meet with parents face-to-face after entering foster care.	County Departments of Human/Social Services, Office of the Child’s Representative, Runaway and Homeless Youth Serving Agencies, Current and Former Foster Youth, Office of	Adopted: 01/04/2019	Yes

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						the Public Defender, Judiciary.		
Adopted: 01/04/2019	12 2509-04	Program Area 4 and ILP Revisions	Revised	26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.	Federal law as, it relates to the development of a plan that will ensure youth who enter foster care are prepared for adulthood, was revised as a part of P.L. 113-183 to remove all of the "Independent Living" language. This technical fix better aligned the name of this plan with federal law, and cleaned up confusing language regarding the timing requirements.	County Departments of Human/Social Services, Office of the Child's Representative, Runaway and Homeless Youth Serving Agencies, Current and Former Foster Youth, Office of the Public Defender, Judiciary.	Adopted: 01/04/2019	No
Adopted: 02/08/2019	12 CCR 2509-3	Caseworker Visits with Parents and Caregivers - Division of Child Welfare	Revised	26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.	Provided additional clarification to county departments of human/social services on expectations around face-to-face contacts with parents, parent surrogates, and caregivers based on the feedback from the Administration of Children & Families.	Permanency Task Force, Child Welfare Sub-PAC, Office of the Child's Representative, Adoption Exchange.	Adopted: 02/08/2019	No
Adopted: 02/08/2019	12 CCR 2509-4	School Stability HB1306 Updates	Revised	HB 18-1306; 26-1-107, C.R.S.; 26-1-109, C.R.S.; § 19-3-208(3), C.R.S.	These amendments were needed to bring human services regulations in compliance with changes in Colorado's HB 18-1306. These changes ensured consistent terminology and definitions as well as implemented the requirement for county departments of human and social services to provide notice to school districts of students being placed out-of-home.	County departments, school districts and the state charter school institute, the Colorado Department of Education.	Adopted: 02/08/2019	No
Adopted:	9 CCR	Colorado	Revised	HB 18-1335;	To comply with HB 18-1335, that made	Office of Early	Adopted:	Yes

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04/05/2019	2503-9	Child Care Assistance Program Rules		26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.; 26-1-107 (5), (6), C.R.S.; 26-1-109 (5), C.R.S.	significant changes to the Colorado Child Care Assistance Program (CCCAP) and required rules to be promulgated to address adjustments to the CCCAP allocation formula and adjustments to the statewide income eligibility levels.	Childhood, PAC, Sub-PAC, County departments.	04/05/2019	
Adopted: 07/02/2019	12 CCR 2509-4	7.304.65 Administrative Review [Rev. eff 7/1/10]	Revised	26-1-107 (5)(b), C.R.S.; 26-1-111 (1) & (2)(b), C.R.S.; 26-5-102 (1)(a) & (2)(a); 42 U.S.C. § 675 (5)(B)	<p>The Bureau of Indian Affairs updated ICWA regulations on June 8, 2016, when they released the first comprehensive regulations for the substantive requirement in relation to ICWA. The regulations went into effect December 12, 2016. In the regulations, when ICWA applies to a child, notification is now permitted to be sent by registered or certified mail, with a return receipt requested. As such, 7.304.65 G needed to be updated to reflect that the review invitations can now also be sent by certified mail.</p> <p>Additionally, county departments requested the ability to send invitations to review participants by email, rather than mail. Changes to 7.304.65 G were also being suggested to allow for invitations to be sent by email, with the exception of the above listed participants, when ICWA is applicable.</p> <p>Lastly, 7.304.65 F needed to be changed to reflect that the information formerly in 7.002.1 is now</p>	Guardian ad Litem, foster parents, county departments.	Adopted: 07/02/2019	Yes

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					located in 7.601.6 B.			
Adopted: 04/05/2019	12 CCR 2509-8	General Rules for Child Care Facilities	Revised, New	26-6-106(1)(a), C.R.S.; 26-6-113, C.R.S.; 26-1-107 C.R.S.; 26-6-113, C.R.S.	To comply with State (Colorado Bureau of Investigation) 2017 legislation for criminal background check fingerprinting requirements. These requirements were effective on October 25, 2018. To clarify existing rule on multiple licenses.	All child care applicants and licensees subject to the Child Care Licensing Act, Sections 26-6-101 to 26-6-119, C.R.S.	Adopted: 04/05/2019	No
Adopted: 05/03/2019	9 CCR 2504-1	Child Support Commission Bill - Implementation of HB 18-1363, HB 18-1339	Revision and New	HB 18-1363; HB 18-1339; HB 18-1385; SB 18-095; SB 18-035; 26-1-107, C.R.S.; 26-13-103, C.R.S.; 26-1-107, C.R.S.; 26-13-115(11), C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.; 45 CFR 302.56; 45 CFR 303.4; 45 CFR 303.6; 45 CFR 303.8; 45 CFR 303.11	Changes included revisions to required background changes to include fingerprinting, revisions of Deficit Reduction Act Fees and Criteria, withdrawing noticing, genetic testing, significant changes to the Administrative Process Action	Office of Economic Security (OES) Sub-PAC, County Human Services Directors and designees, County Child Support Services Administrators, Regional Partners - Federal Office of Child Support Enforcement, IV-D Attorneys, Colorado Judicial Department, Colorado Legal Services, Center on Fathering.	Adopted: 05/03/2019	Yes
Adopted: 05/03/2019	12 CCR 2516-1	Rule Update for the	Revised	26-21-107.5 - 26-21-	Revisions were required to align the Grant Program with the recent	Deaf, hard-of-hearing, and	Adopted: 05/03/2019	Yes

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		Colorado Commission for the Deaf, Hard of Hearing, and DeafBlind's Grant Program		107.7, C.R.S.; HB 18-1108; 26-1-109, C.R.S.; 26-1-109, C.R.S.; 26-21-107.5(3), C.R.S.; 24-1-120(4)(h), C.R.S.	enactment of HB 18-1108 that mandates changes to the program rules: 1) name of the Commission as an agency, 2) name of the Grant Program Committee, and 3) redefined membership of the Committee. Making the program more efficient with the adjusted timelines and revised selection criteria is part of the goal as well. The rules were last reviewed prior to implementation of the program in 2010.	deafblind consumers Local government State agencies State-operated programs Private non-profit community-based organizations.		
Adopted: 06/07/2019	12 CCR 2516-1	Rule Update for the Colorado Commission for the Deaf, Hard of Hearing, and DeafBlind's Communications Technology Program	Revision	26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.; 26-214-106(1)(d), C.R.S.; 26-21-106(3) C.R.S.; 26-21-107(1), C.R.S.	To allow for a person's existing communications technology to be accessible through amplification or notification tools. Also, updates to the language and definitions were essential to keep up with ever-changing technology and elimination of some application requirements to eliminate consumer burden. The following rule changes are: (1) updating the name of the program from Telecommunications Equipment Distribution Program (TEDP) to its current name, Communications Technology Program (CTP); (2) eliminating requirements of the application to make it less burdensome for the consumer; (3) updating the definitions of terms such as "equipment" and "accessory" to allow the program to provide devices/applications/tools that allow a consumer's current technology to be accessible; and (4) raising the income limit as technology is increasing in cost	Deaf, hard-of-hearing and deafblind consumers who qualify for the program, vendors, state agencies, members of the Advocacy Coalition for Equality, Commissioners.	Adopted: 06/07/2019	Yes

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					and becoming not affordable to those who surpass the current income threshold.			
Adopted: 08/09/2019	12 CCR 2509-5	Resources, Reimbursement, Reporting, and Provider Requirements	Revision, New	SB 18-254; 26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.; 26-6-106 and 106.3, C.R.S. 26-5-104.6(b) C.R.S.; 26-5-102(3)(b) C.R.S.; 26-5-104.7(a) (I), (II), (III), (IV), and (V)(a.5) C.R.S.	Created rules for the methodology by which counties may negotiate rates and services with out-of-home care providers. Created rules for the placement of youth into the facility (IDD Facility) serving youth with intellectual and developmental disabilities to include QA, admissions, discharge, length of stay, appeals process for eligibility, and reimbursement to county departments for payments made to the IDD Facility.	County Departments of Human Services, Licensed out-of-home care providers.	Adopted: 08/09/2019	Yes
Adopted: 08/09-2019	10 CCR 2506-01	SNAP Policy Volume 4B Comprehensive Updates-Part 1	Revision, New	26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.; 26-2-301, C.R.S.; 26-2-302, C.R.S.; Agricultural Act of 2014 (Public Law	These updates streamlined the process for clients to reestablish eligibility when they are discontinued during their SNAP certification period, incorporate the usage of person first language of "person with disabilities" instead of the term "disabled", and reduce timeframes related to the SNAP hearings process. These changes eliminated the need for SNAP recipients to reapply for SNAP benefits when discontinued and they have reestablished eligibility, allowed	SNAP applicants, recipients, and administrators of the program.	Adopted: 08/09-2019	Yes

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				113-79)	administrators of the program to provide more timely and accurate eligibility determinations, and held SNAP hearings to more stringent timeframes.			
Adopted: 07/02/2019	10 CCR 2506-1	SB 19-245: Fair Hearings Timeliness	Revision	7 C.F.R. 273.15(c)(1) ; 26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.; 26-2-301; C.R.S. 26-2-302; C.R.S. 26-2-304; C.R.S. 26-2-301.5(2)(a); C.R.S.; Agricultural Act of 2014 (Public Law 113-79)	In May 2019, 26-2-304, C.R.S. (2019) was passed in legislation so that the State Department could require any party to a Food Assistance hearing to file a notice of intent to file exceptions, in writing, within five days after service of the initial decision upon the party, or otherwise forgo the ability to file exceptions. Food Assistance needed to incorporate this language into its rules as this state legislation was effective immediately and the program needed to demonstrate compliance to Food and Nutrition Service (FNS) by October 31, 2019. Thus, a rule was adopted on an emergency/temporary basis.	Food Assistance applicants, recipients, and administrators of the program.	Adopted: 07/02/2019 (Emergency)	No
Adopted: 08/09/2019	10 CCR 2506-1	SB 19-245: Fair Hearings Timeliness	Revision	7 C.F.R. 273.15(c)(1) ; 26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.; 26-2-301; C.R.S. 26-2-302;	In May 2019, 26-2-304, C.R.S. (2019) was passed in legislation so that the State Department could require any party to a Food Assistance hearing to file a notice of intent to file exceptions, in writing, within five days after service of the initial decision upon the party, or otherwise forgo the ability to file exceptions. Food Assistance needed to incorporate this language into its rules as this state	Food Assistance applicants, recipients, and administrators of the program.	Adopted: 08/09/2019 (Permanent)	No

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				C.R.S. 26-2-304; C.R.S. 26-2-301.5(2)(a); C.R.S.; Agricultural Act of 2014 (Public Law 113-79)	legislation was effective immediately and the program needed to demonstrate compliance to Food and Nutrition Service (FNS) by October 31, 2019. Thus, a rule was adopted on an emergency/temporary basis and followed by a permanent adoption.			
Adopted: 07/02/2019	12 CCR 2518-1	APS Practice Alignment with SB19-168 and HB19-1063	Revision	26-3.1-108, C.R.S.; HB 19-1063; SB 19-168; 26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.; 26-3.1-108, C.R.S.	On an emergency/temporary basis, ensured that SB 19-168 and HB 19-1063 were fully implemented. Added rules necessary to implement new confidentiality exceptions enacted through HB 19-1063 and added back the definition of self-neglect, which was removed from rule by SB 19-168.	County departments of human/social services, APS Task Group, the Aging and Adult Sub-PAC, PAC, Area Agencies on Aging, Colorado Department of Health Care Policy and Finance, Colorado Commission on Aging, and Disability Law Colorado.	Adopted: 07/02/2019 (Emergency)	No
Adopted: 08/09/2019	12 CCR 2518-1	APS Practice Alignment with SB19-168 and HB19-1063	Revision	26-3.1-108, C.R.S.; HB 19-1063; SB 19-168; 26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.; 26-3.1-108,	On a permanent basis, ensured that SB 19-168 and HB 19-1063 were fully implemented. Added rules necessary to implement new confidentiality exceptions enacted through HB 19-1063 and added back the definition of self-neglect, which was removed from rule by SB 19-168.	County departments of human/social services, APS Task Group, the Aging and Adult Sub-PAC, PAC, Area Agencies on Aging, Colorado Department of Health Care Policy and Finance,	Adopted: 08/09/2019 (Permanent)	No

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				C.R.S.		Colorado Commission on Aging, and Disability Law Colorado.		
Adopted: 09/06/2019	9 CCR 2503-9	Colorado Child Care Assistance Program Rules	Revision	26-1-107, C.R.S.; 45 CFR §98.11(b)(2); 45 CFR 98.11(b)(2); 26-2-805, C.R.S.;	The State Median Income Estimates were not published until August 7, 2019 which reduced the timeframe in which we were able to put the changes into Rule. The revised Federal Poverty Levels and State Median Income amounts were required to go into effect October 1, 2019 thus resulting in the need to pursue an emergency/temporary rule adoption.	Office of Early Childhood (OEC) PAC & Sub-PAC	Adopted: 09/06/2019 (Emergency)	No
Hearing: 11/08/2019	9 CCR 2503-9	Colorado Child Care Assistance Program Rules	Revision	26-1-107, C.R.S.; 45 CFR §98.11(b)(2); 45 CFR 98.11(b)(2); 26-2-805, C.R.S.;	The State Median Income Estimates were not published until August 7, 2019 which reduced the timeframe in which we were able to put the changes into Rule. The revised Federal Poverty Levels and State Median Income amounts were required to go into effect October 1, 2019 thus resulting in the need to pursue an emergency/temporary rule adoption and then a permanent rule adoption to follow.	Office of Early Childhood (OEC) PAC & Sub-PAC	Ongoing (Permanent)	No
Adopted: 09/06/2019	10 CCR 2506-1	FFY 2020 COLA and 2014 Farm Bill Updates	Revision, New	7 C.F.R. 273.12(e)(3); 26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.; 26-2-301, C.R.S.; 26-	Incorporated updated language from Cost of Living Adjustments (COLA) and 2014 Farm Bill finalized rule implementation. It was imperative to incorporate these rules to be in compliance with federal Food Assistance regulations that must be effective October 1, 2019, thus the need for an emergency/temporary adoption.	Food Assistance applicants, recipients, and administrators.	Adopted: 09/06/2019 (Emergency)	Yes

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				2-302, C.R.S.; Agricultural Act of 2014 (Public Law 113-79)				
Hearing: 11/08/2019	10 CCR 2506-1	FFY 2020 COLA and 2014 Farm Bill Updates	Revision, New	7 C.F.R. 273.12(e)(3); 26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.; 26-2-301, C.R.S.; 26-2-302, C.R.S.; Agricultural Act of 2014 (Public Law 113-79)	Will incorporate updated language from Cost of Living Adjustments (COLA) and 2014 Farm Bill finalized rule implementation. It was imperative to incorporate these rules to be in compliance with federal Food Assistance regulations that must be effective October 1, 2019, thus the need for an emergency/temporary adoption and then a permanent rule adoption to follow.	Food Assistance applicants, recipients, and administrators.	Ongoing (Permanent)	Yes
Adopted: 09/06/2019	9 CCR 2503-7	Revisions to the Low Income Energy Assistance Program (LEAP)	Revision, New	26-2-122.5, C.R.S.; 40-8.5-101, C.R.S.; 40-8.7-101, C.R.S., et seq.; 40-8.7-109, C.R.S.; 26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.	Aligned the rule with the updated Federal Poverty Limit which is effective on November 1. The updates also significantly decrease the number of denials of LEAP applications and it would be contrary to the public interest and the preservation of public health, safety or welfare for these changes to be delayed. It was not possible to obtain a November 1, 2019 effective date except through emergency rule adoption, thus the need for an emergency/temporary adoption.	County/Contractor LEAP Managers, County Human Services Directors' Association, Colorado Energy Office (CEO), Energy Outreach Colorado (EOC), Governor's Commission on Low Income Energy Assistance, Colorado Legal Services, Office of	Adopted: 09/09/2019 (Emergency)	Yes

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						Economic Security, Colorado Cross-Disability Coalition		
Hearing: 11/08/2019 (Continued from 08/09/2019)	9 CCR 2503-7	Revisions to the Low Income Energy Assistance Program (LEAP)	Revision, New	26-2-122.5, C.R.S.; 40-8.5-101, C.R.S.; 40-8.7-101, C.R.S., et seq.; 40-8.7-109, C.R.S.; 26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.	Will align the rule with the updated Federal Poverty Limit which is effective on November 1. The updates will also significantly decrease the number of denials of LEAP applications and it would be contrary to the public interest and the preservation of public health, safety or welfare for these changes to be delayed. It would not be possible to obtain a November 1, 2019 effective date except through emergency rule adoption, thus the need for an emergency/temporary adoption to be followed by a permanent adoption.	County/Contractor LEAP Managers, County Human Services Directors' Association, Colorado Energy Office (CEO), Energy Outreach Colorado (EOC), Governor's Commission on Low Income Energy Assistance, Colorado Legal Services, Office of Economic Security, Colorado Cross-Disability Coalition	Ongoing (Permanent)	Yes
Adopted: 10/04/2019	2 CCR 502-1	OBH Regulated Facility Staffing Requirements: Staff-Client Relationships / Emergency Commitment Qualified Staff	Revision	27-65-128, C.R.S.; 27-66-102, C.R.S.; 27-80-108, C.R.S.; 27-80-213, C.R.S.; 27-81-106, C.R.S.; 27-82-103, C.R.S.; 26-1-107, C.R.S.; 26-1-109, C.R.S.;	Established a requirement that a licensed or designated facility/agency/program has a policy ensuring activities prohibited by licensed professional are also prohibited by any facility/agency/program personnel. Establish minimum credentials for "qualified staff" to ensure consistency and safety for the individuals receiving services while on an emergency commitment.	Entities regulated by OBH; Withdrawal management facilities; Individuals with lived experience; Staff providing care; Provider organizations.	Adopted: 10/04/2019	Yes

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				26-1-111, C.R.S.				
Adopted: 10/04/2019	2 CCR 502-1	Recovery Residence Certification Program	New	HB 19-1009; 25-1.5-108.5, C.R.S.; 27-80-122, C.R.S.; 26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.	HB 19-1009 required the Office of Behavioral Health to promulgate rules to determine the requirements for a recovery residence certifying body seeking approval from the Office of Behavioral Health to certify recovery residences in compliance with 25-1.5-108.5, C.R.S. HB 19-1009 also created a Recovery Residence Certification Grant Program administered by the Office of Behavioral Health to pay for the cost of recovery residences applying for certification. HB 19-1009 required the Office of Behavioral Health to promulgate rules implementing this grant program.	Recovery residence providers; Individuals with lived experience; Licensed, registered, or certified health care providers; Provider organizations.	Adopted: 10/04/2019	No
Hearing: 11/08/2019 (Continued from 09/06/2019)	12 CCR 2509-4	Child Welfare Adoption Rules - 7.306	Revision	26-7-101 to 108, C.R.S.; 26.1.107 C.R.S.; 26-1-109 C.R.S.; 26-1-111, C.R.S.; 42 U.S.C. 673; SAct 473; 42 U.S.C. 670	The Division of Child Welfare is working with stakeholders and county departments to review and make modifications to the Code of Colorado Regulations 7.306 to more clearly reflect federal and state law expectations regarding the adoption assistance program. The Child Protection Ombudsman recommended the Colorado Department of Human Services' Division of Child Welfare work with stakeholders to amend Volume 7 to ensure Volume 7 accurately reflects federal and state law regarding the adoption assistance program. Currently the rules are outdated and lack clarity in the Adoption Assistance Program. The Department is revising (CCR)- 7.306	Child Welfare Sub-PAC, Permanency Task Group, Division of Child Welfare, county departments of human/social services, the Ombudsman Office, and adoption advocates.	Ongoing	No

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					through the Permanency Task Group, which includes stakeholders, county departments, the Ombudsman’s office and adoption advocates, by reviewing and making modifications to rule, in order to more clearly reflect federal and state law expectations regarding the adoption assistance program and adoption practice in Colorado. The revisions to these rules will ensure county departments accurately and clearly interpret rules regarding the adoption assistance program and adoption practice.			
Hearing: 11/08/2019	12 CCR 2518-1	APS Practice Alignment with H B17-1284	Revision	26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.; 26-3.1-108, C.R.S.; HB 17-1284	This proposed rule change updates and clarifies some existing rules to ensure that the intent of HB17-1284 is fully implemented. This packet also updates some rules so that the rule is clearly defined and aligns with the training provided to county departments. Technical corrections to the APS rules are also being addressed in this proposed rule packet.	County departments of human/social services	Ongoing	Yes
Hearing: 11/08/2019	2 CCR 501-1	DUI/DWAI Education and Treatment	Revision	26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-109, C.R.S.; 26-1-109, C.R.S.; 26-1-109, C.R.S.; 26-1-109, C.R.S.; 42-4-1301.3,	To simplify regulatory process by integrating OBH policies for DUI services into written rule. To clarify existing rule. To better align language and content used in rule with statute, as well as move towards consistency in use of definitions and formatting of this section.	DUI/DWAI providers regulated by OBH, partnering criminal justice entities (including probation and community corrections), individuals with DUI/DWAI convictions	Ongoing	Yes

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				C.R.S.				
Hearing: 11/08/2019	12 CCR 2509-2	FFPSA Case Plan Revision	Revision	26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.	Public Law 115-123 Family First Prevention Services Act (FFPSA), Title VII revises the practice requirements of Colorado regarding child welfare practice. This will require modification to administrative rules regarding services provided to children/youth and their families. These amendments are proposed to provide clear and consistent guidance through sections 12 CCR 2509-2 for Colorado counties who will be responsible for implementing FFPSA requirements.	Counties, county permanency specialists, child placement agencies, Administrative Review Division, community service providers.	Ongoing	Yes
Hearing: 11/08/2019	12 CCR 2904	FFPSA Case Plan Revision	Revision	26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.	Public Law 115-123 Family First Prevention Services Act (FFPSA), Title VII revises the practice requirements of Colorado regarding child welfare practice. This will require modification to administrative rules regarding services provided to children/youth and their families. These amendments are proposed to provide clear and consistent guidance through sections 12 CCR 2509-4 for Colorado counties who will be responsible for implementing FFPSA requirements.	Counties, county permanency specialists, child placement agencies, Administrative Review Division, community service providers.	Ongoing	Yes
Hearing: 11/08/2019	12 CCR 2509-1	FFPSA Case Plan Revision	Revision	26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.	Public Law 115-123 Family First Prevention Services Act (FFPSA), Title VII revises the practice requirements of Colorado regarding child welfare practice. This will require modification to administrative rules regarding services provided to children/youth and their families. These amendments are proposed to provide clear and consistent guidance through sections	Counties, county permanency specialists, child placement agencies, Administrative Review Division, community service providers.	Ongoing	Yes

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					12 CCR 2509-1 for Colorado counties who will be responsible for implementing FFPSA requirements.			
Hearing: 11/08/2019	12 CCR 2509-5	Prevention and Intervention Cash Fund	Revision	26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.; SB 19-258	Per SB 19-258 Section 3, 26-5-104(7)(a)(V): Rule revision is required so that counties can access funds from the "Small-and Medium-Sized" and the "All Counties" cash fund accounts within the Prevention and Intervention (P&I) Cash Fund. The rule revision further prioritizes funding for certain P&I services.	Counties	Ongoing	No
Hearing: 11/08/2019	12 CCR 2509-8	General Rules for Child Care Facilities (12 CCR 2509-8.7.701)	Revision	HB19-1308, 26-6-106(1)(a), C.R.S.; ; 26-6-113, C.R.S.	Technical revisions to align child care facility definitions with statutory definitions as required by the Office of Legislative Legal Services (OLLS).	All programs licensed under the Child Care Licensing Act Sections 26-6-101 to 26-6-119, C.R.S.	Ongoing	No
Hearing: 11/08/2019	10 CCR 2506-1	Food Assistance GLA/DAA Updates	Revision	26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.; 26-2-301 (2017), C.R.S.; 26-2-302 (2017), C.R.S.; 26-2-301.5(2)(a) (2016), C.R.S.; Agricultural Act of 2014 (Public Law 113-79)	Colorado Food Assistance regulations must be updated to come into compliance with Federal Food Assistance regulations. Keeping these regulations as they are currently written would open the state to risk of a federal finding for having the interim rule implemented when these rules were not finalized. Thus, the rule will be adopted on an emergency/temporary basis.	Food Assistance Applicants, recipients, and county administrators of the program.	Ongoing (Emergency)	No

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Hearing: 12/06/2019	10 CCR 2506-1	Food Assistance GLA/DAA Updates	Revision	26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.; 26-2-301 (2017), C.R.S.; 26-2-302 (2017), C.R.S.; 26-2-301.5(2)(a) (2016), C.R.S.; Agricultural Act of 2014 (Public Law 113-79)	Colorado Food Assistance regulations must be updated to come into compliance with Federal Food Assistance regulations. Keeping these regulations as they are currently written would open the state to risk of a federal finding for having the interim rule implemented when these rules were not finalized. Thus, the rule will be adopted on permanent basis following emergency/temporary adoption.	Food Assistance Applicants, recipients, and county administrators of the program.	Ongoing (Permanent)	No
N/A	12 CCR 2509-2	7.111 State Level Appeal Process	Revision	26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.; 19-3-313.5(3), C.R.S.	The purpose of the proposed change was to allow the abandonment of appeals in which appellants have been nonresponsive to the State Department or cannot be contacted, without necessitating they be forwarded to the OAC to be set for hearing.	Counties, appellants.	Withdrawn	Yes
N/A	12 CCR 2518-1	30.920 State Level Appeal Process	Revision	26-1-107, C.R.S.; 26-1-109, C.R.S.; 26-1-111, C.R.S.; 26-3.1-108, C.R.S.	This rule change proposal will keep the Child Welfare and APS due process rules in alignment, and will reflect the same proposed changes in the Child Welfare rules. The intent is to have both sets of rules (both Child Welfare and APS) go through PAC and State Board at the	Counties, appellants.	Withdrawn	Yes

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					same time.			