CHAPTER 115

EDUCATION - PUBLIC SCHOOLS

HOUSE BILL 10-1030

BY REPRESENTATIVE(S) Peniston, Benefield, Solano, Apuan, Court, Ferrandino, Fischer, Hullinghorst, Labuda, Merrifield, Middleton, Pace, Pommer, Primavera, Rice, Ryden, Scanlan, Schafer S., Summers, Todd, Vigil, Carroll T.; also SENATOR(S) Steadman, Hodge, Hudak, Williams, Carroll M., Shaffer B.

AN ACT

CONCERNING THE CREATION OF THE EARLY CHILDHOOD EDUCATOR DEVELOPMENT SCHOLARSHIP PROGRAM.

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

SECTION 1. Title 22, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW ARTICLE to read:

ARTICLE 9.7
Early Childhood Educator Development Scholarship Program

22-9.7-101. Early childhood educator development scholarship program - creation - eligibility. Subject to the receipt of sufficient moneys pursuant to section 22-9.7-103, there is hereby created in the Department of Education the Early Childhood Educator Development Scholarship Program, referred to in this Article as the "Scholarship Program", to award stipends to assist persons employed in early childhood education in offsetting the costs incurred in obtaining an associate of arts degree in early childhood education. The Department shall award stipends on a need basis, based on the criteria specified in section 22-9.7-102. The stipends shall be awarded on a yearly basis, and recipients shall reapply each year that they are enrolled in the associate of arts degree program. The scholarships shall be paid from any moneys available in the early childhood educator development scholarship fund created in section 22-9.7-103.

22-9.7-102. Scholarship program - rules - criteria for awards. (1) The

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

(2) THE DEPARTMENT SHALL AWARD STIPENDS TO AN APPLICANT BASED ON THE FOLLOWING CRITERIA:

(a) THE APPLICANT’S DEMONSTRATED DEGREE OF FINANCIAL NEED, BASED ON THE RESOURCES OF THE APPLYING PERSON AND THE COST OF THE ASSOCIATE OF ARTS DEGREE PROGRAM FOR WHICH THE APPLICANT REQUESTS A STIPEND;

(b) THE APPLICANT’S DEMONSTRATED DEGREE OF PROFESSIONAL NEED;

(c) THE QUALITY OF THE ASSOCIATE OF ARTS DEGREE PROGRAM FOR WHICH THE APPLICANT REQUESTS A STIPEND;

(d) THE APPLICANT’S COMMITMENT TO TEACH IN EARLY CHILDHOOD EDUCATION FOR AT LEAST TWO YEARS AFTER RECEIVING THE ASSOCIATE OF ARTS DEGREE;

(e) THE APPLICANT’S CURRENT EMPLOYMENT IN AN EARLY CHILDHOOD CAPACITY; AND

(f) ANY OTHER CRITERIA ADOPTED BY RULE OF THE DEPARTMENT TO IDENTIFY APPLICANTS IN THE GREATEST NEED OF ASSISTANCE IN OBTAINING A REGIONALLY ACCREDITED ASSOCIATE OF ARTS DEGREE TO IMPROVE THEIR PERFORMANCE AS EARLY CHILDHOOD EDUCATORS.


(4) THE DEPARTMENT SHALL ASSIGN AN EDUCATOR IDENTIFIER PURSUANT TO SECTION 22-68.5-102 TO EACH RECIPIENT OF A STIPEND PURSUANT TO THIS SECTION.

22-9.7-103. Early childhood educator development scholarship fund - created. (1) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT ANY COSTS ASSOCIATED WITH IMPLEMENTING THIS ARTICLE SHALL BE PAID FOR BY THE RECEIPT OF ANY AVAILABLE FEDERAL MONEYS OR OTHER GIFTS, GRANTS, OR DONATIONS AND THAT NO ADDITIONAL GENERAL FUND MONEYS BE APPROPRIATED FOR THE IMPLEMENTATION OF THE GRANT PROGRAM.

(2) THE DEPARTMENT IS AUTHORIZED TO SEEK, ACCEPT, AND EXPEND ANY FEDERAL MONEYS OR OTHER GIFTS, GRANTS, OR DONATIONS FOR THE PURPOSES OF THIS ARTICLE. IF NECESSARY, ANY GIFTS, GRANTS, OR DONATIONS SHALL BE
TRANSMITTED TO THE STATE TREASURER WHO SHALL CREDIT THEM TO THE EARLY
CHILDHOOD EDUCATOR DEVELOPMENT SCHOLARSHIP FUND, WHICH FUND IS HEREBY
CREATED AND REFERRED TO IN THIS SECTION AS THE "FUND".

(3) THE MONEYS IN THE FUND SHALL BE CONTINUOUSLY APPROPRIATED TO THE
DEPARTMENT FOR THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH
IMPLEMENTING THIS ARTICLE. ANY MONEYS IN THE FUND NOT EXPENDED FOR THE
PURPOSE OF THIS ARTICLE MAY BE INVESTED BY THE STATE TREASURER AS PROVIDED
BY LAW. ALL INTEREST AND INCOME DERIVED FROM THE INVESTMENT AND DEPOSIT
OF MONEYS IN THE FUND SHALL BE CREDITED TO THE FUND. ANY UNEXPENDED AND
UNENCUMBERED MONEYS REMAINING IN THE FUND AT THE END OF A FISCAL YEAR
SHALL REMAIN IN THE FUND AND SHALL NOT BE CREDITED OR TRANSFERRED TO THE
GENERAL FUND OR ANOTHER FUND.

(4) THE DEPARTMENT SHALL RETAIN ONLY THE ACTUAL AMOUNT OF DIRECT AND
INDIRECT COSTS NECESSARY TO IMPLEMENT THIS ARTICLE.

22-9.7-104. Repeal of part. (1) (a) ON OR BEFORE JULY 1, 2011, OR JULY 1 OF
ANY YEAR THEREAFTER, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT SHALL
NOTIFY THE REVISOR OF STATUTES IN WRITING IF FEDERAL MONEYS ARE NOT
RECEIVED AND ALLOCATED TO THE DEPARTMENT OR IF GIFTS, GRANTS, AND
DONATIONS ARE NOT RECEIVED BY THE DEPARTMENT TO PROVIDE FOR THE AWARD
OF GRANTS PURSUANT TO THIS ARTICLE.

(b) IF THE REVISOR OF STATUTES DOES NOT RECEIVE NOTICE PURSUANT TO
PARAGRAPH (a) OF THIS SUBSECTION (1), ON JULY 1, 2011, OR ON JULY 1 OF ANY
YEAR THEREAFTER, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT SHALL NOTIFY
THE REVISOR OF STATUTES IN WRITING IF FEDERAL MONEYS OR GIFTS, GRANTS, OR
DONATIONS ARE NOT AVAILABLE TO CONTINUE TO PROVIDE FOR THE AWARD OF
GRANTS PURSUANT TO THIS ARTICLE.

(2) THIS ARTICLE IS REPEALED, EFFECTIVE THE JULY 1 FOLLOWING THE RECEIPT
OF THE NOTICE BY THE REVISOR OF STATUTES PURSUANT TO PARAGRAPH (a) OR (b)
OF SUBSECTION (1) OF THIS SECTION.

SECTION 2. Act subject to petition - effective date. This act shall take effect
at 12:01 a.m. on the day following the expiration of the ninety-day period after final
adjournment of the general assembly (August 11, 2010, if adjournment sine die is
on May 12, 2010); except that, if a referendum petition is filed pursuant to section
1 (3) of article V of the state constitution against this act or an item, section, or part
of this act within such period, then the act, item, section, or part shall not take effect
unless approved by the people at the general election to be held in November 2010
and shall take effect on the date of the official declaration of the vote thereon by the
governor.

Approved: April 15, 2010