

CHAPTER 73

GOVERNMENT - STATE

HOUSE BILL 10-1028

BY REPRESENTATIVE(S) Benefield, Massey, Peniston, Solano, Casso, Court, Fischer, Frangas, Labuda, Levy, McCann, Merrifield, Pommer, Primavera, Priola, Scanlan, Schafer S., Summers, Todd, Tyler, Vigil, Carroll T.;
also SENATOR(S) Hodge, Hudak, Steadman, Bacon, Boyd, Foster, Heath, Newell, Tochtrop, Williams.

AN ACT**CONCERNING A UNIVERSAL APPLICATION FOR PROGRAMS RELATED TO EARLY CHILDHOOD ISSUES.**

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

SECTION 1. Part 7 of article 37.5 of title 24, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

24-37.5-703.7. Early childhood universal application subcommittee - created - duties - funding - repeal. (1) THE EARLY CHILDHOOD UNIVERSAL APPLICATION SUBCOMMITTEE IS HEREBY CREATED AS A SUBCOMMITTEE OF THE ADVISORY BOARD. THE EARLY CHILDHOOD UNIVERSAL APPLICATION SUBCOMMITTEE SHALL CONSIST OF THE FOLLOWING MEMBERS:

(a) THE ADVISORY BOARD MEMBERS APPOINTED PURSUANT TO SECTION 24-37.5-703 (1) (b) (II) AND (1) (b) (III) TO REPRESENT SCHOOL DISTRICTS OR THE MEMBERS' DESIGNEES;

(b) THE ADVISORY BOARD MEMBER SELECTED FROM THE DEPARTMENT OF EDUCATION OR THE MEMBER'S DESIGNEE;

(c) THE ADVISORY BOARD MEMBER SELECTED FROM THE DEPARTMENT OF HUMAN SERVICES OR THE MEMBER'S DESIGNEE;

(d) THE ADVISORY BOARD MEMBER SELECTED FROM THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING OR THE MEMBER'S DESIGNEE;

(e) THE LIEUTENANT GOVERNOR OR HIS OR HER DESIGNEE;

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

(f) THE CHIEF INFORMATION OFFICER OR HIS OR HER DESIGNEE;

(g) THE PRESIDENT OF THE STATE SYSTEM OF COMMUNITY AND TECHNICAL COLLEGES OR HIS OR HER DESIGNEE; AND

(h) AT LEAST FIVE MEMBERS APPOINTED BY THE GOVERNOR WITH EXPERTISE IN EARLY CHILDHOOD PROGRAMS, INCLUDING AT LEAST ONE PERSON REPRESENTING THE FOLLOWING ENTITIES:

(I) A PRIVATE PROVIDER UNDER THE COLORADO CHILD CARE ASSISTANCE PROGRAM CREATED PURSUANT TO PART 8 OF ARTICLE 2 OF TITLE 26, C.R.S.;

(II) A PRIVATE EARLY HEAD START OR HEAD START AGENCY, AS DEFINED IN SECTION 22-28-103 (6), C.R.S., THAT DIRECTLY PROVIDES SERVICES TO FAMILIES;

(III) AN EARLY CHILDHOOD CARE AND EDUCATION PROVIDER THAT IS A CERTIFIED ASSISTANCE SITE FOR MEDICAID AND THE CHILDREN'S BASIC HEALTH PLAN;

(IV) THE DIVISION OF YOUTH CORRECTIONS IN THE DEPARTMENT OF HUMAN SERVICES; AND

(V) THE PREVENTION SERVICES DIVISION WITHIN THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT.

(2) MEMBERS OF THE EARLY CHILDHOOD UNIVERSAL APPLICATION SUBCOMMITTEE SHALL SERVE WITHOUT COMPENSATION AND WITHOUT REIMBURSEMENT FOR EXPENSES.

(3)(a) THE CHIEF INFORMATION OFFICER SHALL SCHEDULE THE FIRST MEETING OF THE EARLY CHILDHOOD UNIVERSAL APPLICATION SUBCOMMITTEE NO LATER THAN AUGUST 1, 2010. AT THE FIRST MEETING, THE EARLY CHILDHOOD UNIVERSAL APPLICATION SUBCOMMITTEE SHALL ELECT A CHAIR FROM AMONG ITS MEMBERS TO SERVE FOR A TERM NOT EXCEEDING TWO YEARS, AS DETERMINED BY THE SUBCOMMITTEE. A MEMBER SHALL NOT BE ELIGIBLE TO SERVE AS CHAIR FOR MORE THAN TWO SUCCESSIVE TERMS.

(b) THE EARLY CHILDHOOD UNIVERSAL APPLICATION SUBCOMMITTEE SHALL MEET AS OFTEN AS NECESSARY, AT THE CALL OF THE CHAIR, TO COMPLETE ITS DUTIES.

(c) THE OFFICE, TO THE EXTENT PRACTICABLE WITHIN EXISTING RESOURCES, SHALL PROVIDE TECHNICAL ASSISTANCE AND SUPPORT TO THE EARLY CHILDHOOD UNIVERSAL APPLICATION SUBCOMMITTEE TO ASSIST THE SUBCOMMITTEE IN COMPLETING ITS DUTIES PURSUANT TO THIS SECTION.

(4) THE EARLY CHILDHOOD UNIVERSAL APPLICATION SUBCOMMITTEE SHALL HAVE THE FOLLOWING DUTIES:

(a) TO RECOMMEND TO THE CHIEF INFORMATION OFFICER AND THE ADVISORY BOARD PROTOCOLS AND PROCEDURES FOR CREATING AND IMPLEMENTING A UNIVERSAL APPLICATION TO BE USED BY ALL STATE AGENCIES AND SCHOOL DISTRICTS FOR APPLICATIONS FOR PROGRAMS RELATED TO EARLY CHILDHOOD CARE

AND EDUCATION, INCLUDING BUT NOT LIMITED TO:

- (I) MEDICAID;
- (II) THE CHILDREN'S BASIC HEALTH PLAN;
- (III) THE HEAD START PROGRAM;
- (IV) THE COLORADO PRESCHOOL PROGRAM;
- (V) THE FREE OR REDUCED-COST LUNCH PROGRAM;
- (VI) THE COLORADO CHILD CARE ASSISTANCE PROGRAM;
- (VII) THE CHILD AND ADULT CARE FOOD PROGRAM;
- (VIII) THE COLORADO WORKS PROGRAM;
- (IX) THE SPECIAL SUPPLEMENTAL FOOD PROGRAM FOR WOMEN, INFANTS, AND CHILDREN;
- (X) THE FOOD STAMP PROGRAM;
- (XI) EARLY CHILDHOOD COUNCIL PROGRAMS;
- (XII) THE LOW-INCOME ENERGY ASSISTANCE PROGRAM; AND
- (XIII) AFFORDABLE HOUSING PROGRAMS.

(b) UPON REQUEST BY THE CHIEF INFORMATION OFFICER, TO ADVISE THE CHIEF INFORMATION OFFICER ON OTHER ISSUES PERTAINING TO APPLICATIONS FOR PROGRAMS RELATED TO EARLY CHILDHOOD CARE AND EDUCATION.

(5) THE EARLY CHILDHOOD UNIVERSAL APPLICATION SUBCOMMITTEE SHALL ENSURE THAT ITS RECOMMENDATIONS CONFORM WITH THE INTERDEPARTMENTAL DATA PROTOCOL AND ARE IN COMPLIANCE WITH ALL STATE AND FEDERAL LAWS, RULES, AND REGULATIONS CONCERNING THE PRIVACY OF INFORMATION, INCLUDING BUT NOT LIMITED TO THE FEDERAL "FAMILY EDUCATIONAL RIGHTS AND PRIVACY ACT OF 1974", 20 U.S.C. SEC. 1232g.

(6) ON OR BEFORE DECEMBER 1, 2010, AND AT LEAST EVERY SIX MONTHS THEREAFTER, THE EARLY CHILDHOOD UNIVERSAL APPLICATION SUBCOMMITTEE SHALL SUBMIT TO THE CHIEF INFORMATION OFFICER AND THE ADVISORY BOARD RECOMMENDATIONS PREPARED PURSUANT TO SUBSECTION (4) OF THIS SECTION. THE CHIEF INFORMATION OFFICER SHALL REVIEW THE RECOMMENDATIONS AND TAKE THEM INTO ACCOUNT IN PREPARING A REPORT CONCERNING PROTOCOLS AND PROCEDURES FOR CREATING AND IMPLEMENTING A UNIVERSAL APPLICATION TO BE USED BY ALL STATE AGENCIES AND SCHOOL DISTRICTS FOR APPLICATIONS FOR PROGRAMS RELATED TO EARLY CHILDHOOD CARE AND EDUCATION. THE CHIEF INFORMATION OFFICER SHALL COMBINE THE REPORT WITH THE REPORT PREPARED PURSUANT TO SECTION 24-37.5-703 (6) AND SUBMIT THE COMBINED REPORT TO THE

GENERAL ASSEMBLY ON OR BEFORE MARCH 1, 2011, AND ON OR BEFORE MARCH 1 EACH YEAR THEREAFTER.

(7) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2013.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: April 5, 2010