

Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO

DRAFT
10.21.09

BILL 5

LLS NO. 10-0312.01 Jerry Barry

INTERIM COMMITTEE BILL

Early Childhood and School Readiness Legislative Commission

SHORT TITLE: "Early Childhood Universal Application"

A BILL FOR AN ACT

101 **CONCERNING A UNIVERSAL APPLICATION FOR PROGRAMS RELATED TO**
102 **EARLY CHILDHOOD ISSUES.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Early Childhood and School Readiness Legislative Commission. Subject to the receipt of sufficient federal moneys or other gifts, grants, or donations, the bill would establish an early childhood universal application subcommittee (subcommittee) to the government data advisory board (advisory board) created in the office of information technology. The bill specifies membership of and duties for the subcommittee. The bill directs the subcommittee to report to the chief

*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

information officer (CIO) and the advisory board. The bill also directs the CIO to prepare a report on a universal application to be used by all state agencies, school districts, and federally funded early childhood programs and combine that report into the annual report the CIO submits to the general assembly. The bill establishes a special account in the information technology revolving fund. Finally, the bill repeals the subcommittee effective July 1, 2013.

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

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

5 **24-37.5-703.7. Early childhood universal application**
6 **subcommittee - created - duties - funding - repeal.** (1) SUBJECT TO
7 THE RECEIPT OF SUFFICIENT MONEYS PURSUANT TO SUBSECTION (7) OF
8 THIS SECTION, THE EARLY CHILDHOOD UNIVERSAL APPLICATION
9 SUBCOMMITTEE IS HEREBY CREATED AS A SUBCOMMITTEE OF THE
10 ADVISORY BOARD. THE EARLY CHILDHOOD UNIVERSAL APPLICATION
11 SUBCOMMITTEE SHALL CONSIST OF THE FOLLOWING MEMBERS:

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

15 (b) THE ADVISORY BOARD MEMBER SELECTED FROM THE
16 DEPARTMENT OF EDUCATION;

17 (c) THE ADVISORY BOARD MEMBER SELECTED FROM THE
18 DEPARTMENT OF HUMAN SERVICES;

19 (d) THE ADVISORY BOARD MEMBER SELECTED FROM THE
20 DEPARTMENT OF HEALTH CARE POLICY AND FINANCING;

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

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

1 AND

2 (g) AT LEAST THREE MEMBERS APPOINTED BY THE GOVERNOR
3 WITH EXPERTISE IN EARLY CHILDHOOD PROGRAMS, INCLUDING AT LEAST
4 ONE PERSON REPRESENTING THE FOLLOWING ENTITIES:

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

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

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

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

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

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

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

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

8 (a) TO RECOMMEND TO THE CHIEF INFORMATION OFFICER AND THE
9 ADVISORY BOARD PROTOCOLS AND PROCEDURES FOR CREATING AND
10 IMPLEMENTING A UNIVERSAL APPLICATION TO BE USED BY ALL STATE
11 AGENCIES AND SCHOOL DISTRICTS FOR APPLICATIONS FOR PROGRAMS
12 RELATED TO EARLY CHILDHOOD CARE AND EDUCATION, INCLUDING BUT
13 NOT LIMITED TO:

- 14 (I) MEDICAID;
- 15 (II) THE CHILDREN'S BASIC HEALTH PLAN;
- 16 (III) THE HEAD START PROGRAM;
- 17 (IV) THE COLORADO PRESCHOOL PROGRAM;
- 18 (V) THE FREE OR REDUCED-COST LUNCH PROGRAM;
- 19 (VI) THE COLORADO CHILD CARE ASSISTANCE PROGRAM;
- 20 (VII) THE CHILD AND ADULT CARE FOOD PROGRAM;
- 21 (VIII) THE COLORADO WORKS PROGRAM;
- 22 (IX) THE SPECIAL SUPPLEMENTAL FOOD PROGRAM FOR WOMEN,
23 INFANTS, AND CHILDREN;
- 24 (X) THE FOOD STAMP PROGRAM; AND
- 25 (XI) EARLY CHILDHOOD COUNCIL PROGRAMS.

26 (b) UPON REQUEST BY THE CHIEF INFORMATION OFFICER, TO
27 ADVISE THE CHIEF INFORMATION OFFICER ON OTHER ISSUES PERTAINING

1 TO APPLICATIONS FOR PROGRAMS RELATED TO EARLY CHILDHOOD CARE
2 AND EDUCATION.

3 (5) THE EARLY CHILDHOOD UNIVERSAL APPLICATION
4 SUBCOMMITTEE SHALL ENSURE THAT ITS RECOMMENDATIONS CONFORM
5 WITH THE INTERDEPARTMENTAL DATA PROTOCOL AND ARE IN COMPLIANCE
6 WITH ALL STATE AND FEDERAL LAWS, RULES, AND REGULATIONS
7 CONCERNING THE PRIVACY OF INFORMATION, INCLUDING BUT NOT LIMITED
8 TO THE FEDERAL "FAMILY EDUCATIONAL RIGHTS AND PRIVACY ACT OF
9 1974", 20 U.S.C. SEC. 1232g.

10 (6) ON OR BEFORE DECEMBER 1, 2010, AND AT LEAST EVERY SIX
11 MONTHS THEREAFTER, THE EARLY CHILDHOOD UNIVERSAL APPLICATION
12 SUBCOMMITTEE SHALL SUBMIT TO THE CHIEF INFORMATION OFFICER AND
13 THE ADVISORY BOARD RECOMMENDATIONS PREPARED PURSUANT TO
14 SUBSECTION (4) OF THIS SECTION. THE CHIEF INFORMATION OFFICER
15 SHALL REVIEW THE RECOMMENDATIONS AND TAKE THEM INTO ACCOUNT
16 IN PREPARING A REPORT CONCERNING PROTOCOLS AND PROCEDURES FOR
17 CREATING AND IMPLEMENTING A UNIVERSAL APPLICATION TO BE USED BY
18 ALL STATE AGENCIES AND SCHOOL DISTRICTS FOR APPLICATIONS FOR
19 PROGRAMS RELATED TO EARLY CHILDHOOD CARE AND EDUCATION. THE
20 CHIEF INFORMATION OFFICER SHALL COMBINE THE REPORT WITH THE
21 REPORT PREPARED PURSUANT TO SECTION 24-37.5-703 (6) AND SUBMIT
22 THE COMBINED REPORT TO THE GENERAL ASSEMBLY ON OR BEFORE
23 MARCH 1, 2011, AND ON OR BEFORE MARCH 1 EACH YEAR THEREAFTER.

24 (7) (a) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT THE
25 COSTS OF THE EARLY CHILDHOOD UNIVERSAL APPLICATION
26 SUBCOMMITTEE BE PAID FOR BY THE RECEIPT OF ANY AVAILABLE FEDERAL
27 MONEYS OR OTHER GIFTS, GRANTS, OR DONATIONS AND THAT NO

1 ADDITIONAL GENERAL FUND MONEYS BE APPROPRIATED FOR THE EARLY
2 CHILDHOOD UNIVERSAL APPLICATION SUBCOMMITTEE.

3 (b) ANY STATE AGENCY IS AUTHORIZED TO SEEK AND ACCEPT ANY
4 FEDERAL MONEYS OR OTHER GIFTS, GRANTS, OR DONATIONS FOR THE
5 PURPOSES OF THIS SECTION. IF NECESSARY, ANY GIFTS, GRANTS, OR
6 DONATIONS SHALL BE TRANSMITTED TO THE STATE TREASURER WHO
7 SHALL CREDIT THEM TO THE EARLY CHILDHOOD UNIVERSAL APPLICATION
8 ACCOUNT OF THE INFORMATION TECHNOLOGY REVOLVING FUND CREATED
9 PURSUANT TO SECTION 24-37.5-112, WHICH ACCOUNT IS HEREBY CREATED
10 AND REFERRED TO IN THIS SECTION AS THE "ACCOUNT".

11 (c) THE MONEYS IN THE ACCOUNT SHALL BE SUBJECT TO ANNUAL
12 APPROPRIATION BY THE GENERAL ASSEMBLY TO THE OFFICE FOR THE
13 DIRECT AND INDIRECT COSTS ASSOCIATED WITH IMPLEMENTING THIS
14 SECTION. ANY MONEYS IN THE ACCOUNT NOT EXPENDED FOR THE
15 PURPOSE OF THIS SECTION MAY BE INVESTED BY THE STATE TREASURER AS
16 PROVIDED BY LAW. ALL INTEREST AND INCOME DERIVED FROM THE
17 INVESTMENT AND DEPOSIT OF MONEYS IN THE ACCOUNT SHALL BE
18 CREDITED TO THE ACCOUNT. ANY UNEXPENDED AND UNENCUMBERED
19 MONEYS REMAINING IN THE ACCOUNT AT THE END OF A FISCAL YEAR
20 SHALL REMAIN IN THE ACCOUNT AND SHALL NOT BE CREDITED OR
21 TRANSFERRED TO THE GENERAL FUND OR ANOTHER FUND. ALL
22 UNEXPENDED AND UNENCUMBERED MONEYS REMAINING IN THE ACCOUNT
23 AS OF JULY 1, 2013, SHALL BE TRANSFERRED TO THE GENERAL FUND.

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

25 <{Does the committee prefer a safety clause or a 90-day delayed
26 effective date clause?}>