

HB1295_L.052

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Education.

HB22-1295 be amended as follows:

1 Amend reengrossed bill, page 8, line 10, strike "EXECUTIVE DIRECTOR"
2 and substitute "STATE BOARD OF EARLY CHILDHOOD SERVICES".

3 Page 8, strike line 20 and substitute:

4 "(5) "STATE BOARD" MEANS THE STATE BOARD OF EARLY
5 CHILDHOOD SERVICES CREATED IN SECTION 26.5-1-105."

6 Page 9, strike lines 1 and 2.

7 Page 9, strike lines 6 through 27 and substitute:

8 **"26.5-1-105. State board of early childhood services - created**
9 **- rules.** (1) (a) THERE IS CREATED IN THE DEPARTMENT THE STATE BOARD
10 OF EARLY CHILDHOOD SERVICES. THE STATE BOARD CONSISTS OF NINE
11 MEMBERS APPOINTED BY THE GOVERNOR, WITH THE CONSENT OF THE
12 SENATE, AS FOLLOWS:

13 (I) THREE MEMBERS WHO ARE SERVING AS COUNTY
14 COMMISSIONERS IN COLORADO;

15 (II) ONE MEMBER WHO HAS EXPERIENCE IN PROVIDING SPECIAL
16 EDUCATION SERVICES;

17 (III) ONE MEMBER WHO HAS EXPERIENCE IN TREATING CHILDREN
18 AS A DOCTOR, NURSE, OR MENTAL HEALTH PROFESSIONAL;

19 (IV) ONE MEMBER WHO IS A PARENT OR CONSUMER OF PROGRAMS
20 PROVIDED BY THE DEPARTMENT;

21 (V) ONE MEMBER WHO HAS MANAGERIAL EXPERIENCE WITH A
22 PRESCHOOL PROVIDER, AS DEFINED IN SECTION 26.5-4-203;

23 (VI) ONE MEMBER WHO HAS EXPERIENCE AS AN EARLY-GRADE
24 EDUCATOR IN A PUBLIC SCHOOL IN COLORADO; AND

25 (VII) ONE MEMBER WHO HAS EXPERIENCE AS AN EARLY
26 EDUCATION ADMINISTRATOR IN A PRIVATE SCHOOL IN COLORADO.

27 (b) IN APPOINTING MEMBERS TO THE STATE BOARD, THE
28 GOVERNOR SHALL, TO THE EXTENT PRACTICABLE, APPOINT THREE
29 MEMBERS WHO RESIDE WITHIN THE FRONT RANGE, AS DEFINED IN SECTION
30 25-16.5-111 (2), THREE MEMBERS WHO RESIDE IN THE STATE WEST OF THE
31 CONTINENTAL DIVIDE, AND THREE MEMBERS WHO RESIDE IN COUNTIES
32 NORTH, EAST, OR SOUTH OF THE FRONT RANGE. THE GOVERNOR SHALL
33 ALSO, TO THE EXTENT PRACTICABLE, ENSURE THAT THE PERSONS
34 APPOINTED TO SERVE ON THE STATE BOARD ARE REPRESENTATIVE OF THE
35 DEMOGRAPHIC DIVERSITY WITHIN THE STATE.

36 (c) THE GOVERNOR SHALL APPOINT THE INITIAL MEMBERS OF THE
37 STATE BOARD BY JULY 1, 2022. OF THE MEMBERS INITIALLY APPOINTED,
38 THE GOVERNOR SHALL SELECT THREE MEMBERS TO SERVE TWO-YEAR

1 TERMS, THREE MEMBERS TO SERVE THREE-YEAR TERMS, AND THREE
2 MEMBERS TO SERVE FOUR-YEAR TERMS. THE GOVERNOR SHALL
3 SUBSEQUENTLY APPOINT ALL MEMBERS TO SERVE FOUR-YEAR TERMS.

4 (d) IF A COUNTY COMMISSIONER WHO IS SERVING AS A MEMBER OF
5 THE STATE BOARD CEASES TO HOLD OFFICE, A VACANCY ARISES ON THE
6 STATE BOARD. IF A VACANCY ARISES FOR THAT OR ANY OTHER REASON,
7 THE GOVERNOR SHALL APPOINT A PERSON WHO MEETS THE
8 QUALIFICATIONS OF THE VACANT POSITION TO FILL THE VACANCY FOR THE
9 REMAINDER OF THE TERM.

10 (e) THE MEMBERS OF THE STATE BOARD SERVE WITHOUT
11 COMPENSATION AND MAY RECEIVE REIMBURSEMENT FOR NECESSARY
12 TRAVEL EXPENSES ACTUALLY INCURRED IN SERVING ON THE STATE
13 BOARD.

14 (2) THE EXECUTIVE DIRECTOR SHALL CALL THE FIRST MEETING OF
15 THE STATE BOARD AT WHICH THE MEMBERS OF THE STATE BOARD SHALL
16 ELECT A MEMBER TO SERVE AS CHAIR AND A MEMBER TO SERVE AS VICE-
17 CHAIR OF THE STATE BOARD. THE MEMBERS OF THE STATE BOARD SHALL
18 ELECT A CHAIR AND VICE-CHAIR ANNUALLY THEREAFTER. THE CHAIR OF
19 THE STATE BOARD SHALL CALL MEETINGS OF THE STATE BOARD AS
20 NECESSARY TO COMPLETE THE DUTIES OF THE STATE BOARD.

21 (3) THE STATE BOARD SHALL:

22 (a) PROMULGATE, IN ACCORDANCE WITH THE "STATE
23 ADMINISTRATIVE PROCEDURE ACT", ARTICLE 4 OF TITLE 24, ALL RULES
24 FOR THE ADMINISTRATION OF THE DEPARTMENT AND FOR THE EXECUTION
25 AND ADMINISTRATION OF THE FUNCTIONS SPECIFIED IN SECTION
26 26.5-1-109 AND FOR THE PROGRAMS AND SERVICES SPECIFIED IN THIS
27 TITLE 26.5. IN PROMULGATING RULES, THE STATE BOARD SHALL, TO THE
28 GREATEST EXTENT POSSIBLE:

29 (I) REDUCE THE ADMINISTRATIVE BURDEN ON FAMILIES AND
30 PROVIDERS OF ACCESSING PROGRAMS AND SERVICES, IMPLEMENTING
31 PROGRAMS, AND PROVIDING SERVICES;

32 (II) DECREASE DUPLICATION AND CONFLICTS IN IMPLEMENTING
33 PROGRAMS AND PROVIDING SERVICES;

34 (III) INCREASE EQUITY IN ACCESS TO PROGRAMS AND SERVICES
35 AND IN CHILD AND FAMILY OUTCOMES;

36 (IV) INCREASE ADMINISTRATIVE EFFICIENCIES AMONG THE
37 PROGRAMS AND SERVICES PROVIDED BY THE DEPARTMENT; AND

38 (V) ENSURE THAT THE RULES ARE COORDINATED ACROSS
39 PROGRAMS AND SERVICES SO THAT PROGRAMS ARE IMPLEMENTED AND
40 SERVICES ARE PROVIDED WITH IMPROVED EASE OF ACCESS, QUALITY OF
41 FAMILY AND PROVIDER EXPERIENCE, AND EASE OF IMPLEMENTATION BY
42 STATE, LOCAL, AND TRIBAL AGENCIES;

43 (b) HOLD HEARINGS RELATING TO THE FORMULATION AND

- 1 REVISION OF THE POLICIES OF THE DEPARTMENT; AND
2 (c) ADVISE THE EXECUTIVE DIRECTOR AS TO ANY MATTERS THAT
3 THE EXECUTIVE DIRECTOR MAY BRING BEFORE THE STATE BOARD.
4 (4) THE DEPARTMENT, IN CONSULTATION WITH THE STATE BOARD,
5 MAY ADOPT GUIDELINES AND PROCEDURES TO ASSIST IN THE
6 IMPLEMENTATION AND DELIVERY OF THE PROGRAMS AND SERVICES THAT
7 THE DEPARTMENT PROVIDES PURSUANT TO THIS TITLE 26.5. WHEN
8 APPROPRIATE TO REDUCE POTENTIAL ADMINISTRATIVE BURDEN, THE
9 DEPARTMENT MAY DIFFERENTIATE IN THE ADOPTED GUIDELINES AND
10 PROCEDURES AMONG COMMUNITIES, INCLUDING COMMUNITIES IN RURAL
11 AREAS, BASED ON COMMUNITY CAPACITY AND READINESS FOR
12 IMPLEMENTING PROGRAMS AND DELIVERING SERVICES."
- 13 Strike pages 10 through 12.
- 14 Page 13, strike lines 1 through 19.
- 15 Page 115, line 16, strike "~~board~~ EXECUTIVE DIRECTOR" and substitute
16 "STATE board".
- 17 Page 216, lines 6 and 7, strike "THE RULES ADVISORY COUNCIL,".
- 18 Page 216, line 7, strike "COMMISSION," and substitute "COMMISSION".
- 19 Page 221, line 14, strike "THE RULES ADVISORY COUNCIL,".
- 20 Page 221, line 15, strike "ORGANIZATIONS," and substitute
21 "ORGANIZATIONS".
- 22 Page 292, line 1, strike "~~state board of human services~~ EXECUTIVE
23 DIRECTOR" and substitute "state board ~~of human services~~".
- 24 Page 299, lines 20 and 21, strike "~~state board of human services~~
25 EXECUTIVE DIRECTOR" and substitute "state board ~~of human services~~".
- 26 Page 332, strike line 20 and substitute "to the state board".
- 27 Page 332, line 21, strike "CHILDHOOD".
- 28 Page 340, line 5, strike "~~the state board~~" and substitute "The state board".
- 29 Page 340, line 6, strike "THE EXECUTIVE DIRECTOR".

- 1 Page 344, strike lines 8 and 9 and substitute "determined by the state
2 board if a state-board-approved number".
- 3 Page 435, line 2, strike "and (23)".
- 4 Page 435, strike lines 13 through 17.
- 5 Page 438, strike lines 16 and 17 and substitute "~~therewith~~ STATE BOARD
6 OF EARLY CHILDHOOD SERVICES".
- 7 Page 448, lines 20 and 21, strike "EXECUTIVE DIRECTOR OF THE
8 DEPARTMENT OF EARLY CHILDHOOD," and substitute "STATE BOARD OF
9 EARLY CHILDHOOD SERVICES,".
- 10 Page 448, lines 26 and 27, strike "EXECUTIVE DIRECTOR OF THE
11 DEPARTMENT OF EARLY CHILDHOOD," and substitute "STATE BOARD OF
12 EARLY CHILDHOOD SERVICES,".
- 13 Page 461, strike line 16 and substitute "~~human services~~ STATE BOARD OF
14 EARLY CHILDHOOD SERVICES".
- 15 Page 461, line 17, strike "CHILDHOOD".
- 16 Page 463, after line 26 insert:
17 "(2) THE STATE BOARD OF EARLY CHILDHOOD SERVICES CREATED
18 IN SECTION 26.5-1-105 AND ITS POWERS, DUTIES, AND FUNCTIONS ARE
19 TRANSFERRED BY A **TYPE 1** TRANSFER TO THE DEPARTMENT OF EARLY
20 CHILDHOOD."
- 21 Page 463, line 27, strike "(2)" and substitute "~~(2)~~ (3)".
- 22 Page 464, line 3, strike "(3)" and substitute "(4)".
- 23 Page 464, line 7, strike "(4)" and substitute "(5)".
- 24 Page 479, lines 19 and 20, strike "EXECUTIVE DIRECTOR OF THE
25 DEPARTMENT OF EARLY CHILDHOOD," and substitute "STATE BOARD OF
26 EARLY CHILDHOOD SERVICES,".
- 27 Page 483, lines 17 and 18, strike "EXECUTIVE DIRECTOR OF THE
28 DEPARTMENT OF EARLY CHILDHOOD." and substitute "STATE BOARD OF
29 EARLY CHILDHOOD SERVICES.".

1 Page 483, lines 23 and 24, strike "EXECUTIVE DIRECTOR OF THE
2 DEPARTMENT OF EARLY CHILDHOOD," and substitute "STATE BOARD OF
3 EARLY CHILDHOOD SERVICES,".

4 Page 484, line 1, strike "EXECUTIVE DIRECTOR OF THE DEPARTMENT OF
5 EARLY CHILDHOOD" and substitute "STATE BOARD OF EARLY CHILDHOOD
6 SERVICES".

7 Strike "EXECUTIVE DIRECTOR" and substitute "STATE BOARD" on: **Page**
8 **15**, lines 4 and 5; **Page 18**, line 12; **Page 40**, line 7; **Page 53**, line 24;
9 **Page 57**, line 1; **Page 58**, lines 22 and 26; **Page 62**, line 16; **Page 92**, line
10 24; **Page 93**, line 7; **Page 98**, line 5 and line 12; **Page 119**, line 16; **Page**
11 **127**, line 13; **Page 131**, line 25; **Page 152**, line 18; **Page 162**, lines 21 and
12 22; **Page 169**, lines 10 and 11; **Page 171**, line 7; **Page 184**, line 27; **Page**
13 **188**, lines 21, 22, and 23 and 24; **Page 189**, lines 1 and 2; **Page 200**, lines
14 6, 12, and 17 and 18; **Page 201**, line 21; **Page 203**, lines 3, 12, and 18;
15 and **Page 310**, line 1.

16 Strike "~~state board~~ EXECUTIVE DIRECTOR" and substitute "state board" on:
17 **Page 112**, line 6; **Page 114**, lines 7 and 8, 13 and 14, 16, 23, and 25; **Page**
18 **115**, lines 26 and 27; **Page 116**, line 7; **Page 119**, lines 4 and 5, 11, 13,
19 and 22; **Page 123**, line 15; **Page 174**, line 10; **Page 177**, lines 7 and 22;
20 **Page 185**, line 14; **Page 239**, lines 24 and 25; **Page 254**, line 1; **Page 266**,
21 line 24; **Page 270**, line 20; **Page 272**, line 12; **Page 275**, line 13; **Page**
22 **291**, line 8; **Page 293**, lines 5 and 6; **Page 297**, line 24; **Page 305**, line 6;
23 **Page 307**, lines 2, 7 and 8, and 9 and 10; **Page 309**, line 6; **Page 310**,
24 lines 21 and 24; **Page 311**, line 12; **Page 313**, lines 2 and 4 and 5; **Page**
25 **317**, lines 13 and 16; **Page 328**, lines 14 and 26; **Page 335**, lines 4 and 16;
26 **Page 339**, lines 7 and 24; **Page 343**, lines 25 and 26; and **Page 344**, lines
27 4 and 5 and 13.

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