

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

March 28, 2013
Date

Committee on Health, Insurance & Environment.

After consideration on the merits, the Committee recommends the following:

HB13-1239 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, page 3, strike lines 3 through 27 and substitute:

2 "(4) The general assembly further finds that it is in the best
3 interest of the people of Colorado for the department of human services
4 to coordinate prevention and intervention programs and to oversee the
5 provision of these services to ensure collaboration among communities
6 and programs, with the goal of ensuring the availability of a continuum
7 of services for youth.

8 **SECTION 2.** In Colorado Revised Statutes, **add** 26-1-111.3 as
9 follows:

10 **26-1-111.3. Activities of the state department under the**
11 **supervision of the executive director - Colorado state youth**
12 **development plan - creation - definitions.** (1) (a) SUBJECT TO
13 AVAILABLE FUNDING, THE STATE DEPARTMENT, IN COLLABORATION WITH
14 THE TONY GRAMPSAS YOUTH SERVICES BOARD, CREATED IN SECTION
15 26-6.8-103, SHALL CONVENE A GROUP OF INTERESTED PARTIES TO CREATE
16 A COLORADO STATE YOUTH DEVELOPMENT PLAN. THE GOALS OF THE PLAN
17 ARE TO IDENTIFY KEY ISSUES AFFECTING YOUTH AND ALIGN STRATEGIC
18 EFFORTS TO ACHIEVE POSITIVE OUTCOMES FOR ALL YOUTH.

19 (b) THE PLAN MUST:

20 (I) IDENTIFY INITIATIVES AND STRATEGIES, ORGANIZATIONS, AND
21 GAPS IN COVERAGE THAT IMPACT YOUTH DEVELOPMENT OUTCOMES;

22 (II) IDENTIFY SERVICES, FUNDING, AND PARTNERSHIPS NECESSARY
23 TO ENSURE THAT YOUTH HAVE THE MEANS AND THE SOCIAL AND

1 EMOTIONAL SKILLS TO SUCCESSFULLY TRANSITION INTO ADULTHOOD;
2 (III) DETERMINE WHAT IS NECESSARY IN TERMS OF COMMUNITY
3 INVOLVEMENT AND DEVELOPMENT TO ENSURE YOUTH SUCCEED;
4 (IV) DEVELOP AN OUTLINE OF YOUTH SERVICE ORGANIZATIONS
5 BASED ON, BUT NOT LIMITED TO, DEMOGRAPHICS, CURRENT SERVICES AND
6 CAPACITY, AND COMMUNITY INVOLVEMENT;
7 (V) IDENTIFY SUCCESSFUL YOUTH DEVELOPMENT STRATEGIES
8 NATIONALLY AND IN COLORADO THAT COULD BE REPLICATED BY
9 COMMUNITY PARTNERS AND ENTITIES ACROSS THE STATE; AND
10 (VI) CREATE A SHARED VISION FOR HOW A STRONG YOUTH
11 DEVELOPMENT NETWORK WOULD BE SHAPED AND MEASURED.
12 (c) THE PLAN MUST INCLUDE A BASELINE MEASUREMENT OF YOUTH
13 ACTIVITIES, DEVELOPED USING AVAILABLE DATA AND RESOURCES. DATA
14 AND RESOURCES MAY BE COLLECTED FROM, BUT NEED NOT BE LIMITED TO,
15 THE FOLLOWING:
16 (I) AN EXISTING YOUTH RISK BEHAVIOR SURVEILLANCE SYSTEM
17 THAT MONITORS HEALTH-RISK BEHAVIORS THAT CONTRIBUTE TO THE
18 LEADING CAUSES OF DEATH AND DISABILITY AMONG YOUTH, INCLUDING:
19 (A) BEHAVIORS THAT CONTRIBUTE TO UNINTENTIONAL INJURIES
20 AND VIOLENCE;
21 (B) SEXUAL BEHAVIORS THAT CONTRIBUTE TO UNINTENDED
22 PREGNANCY AND SEXUALLY TRANSMITTED INFECTIONS, INCLUDING HIV;
23 (C) ALCOHOL AND OTHER DRUG USE;
24 (D) TOBACCO USE;
25 (E) UNHEALTHY DIETARY BEHAVIORS; AND
26 (F) INADEQUATE PHYSICAL ACTIVITY;
27 (II) THE STATE DEPARTMENT OF EDUCATION;
28 (III) THE STATE DEPARTMENT OF HIGHER EDUCATION, TO ASSESS
29 WORKFORCE READINESS AND STUDENT ACHIEVEMENT AS YOUTH
30 TRANSITION THROUGH THE SECONDARY AND POSTSECONDARY EDUCATION
31 SYSTEMS;
32 (IV) THE STATE DEPARTMENT OF PUBLIC HEALTH AND
33 ENVIRONMENT;
34 (V) THE STATE DEPARTMENT OF HEALTH CARE POLICY AND
35 FINANCING;
36 (VI) THE STATE DEPARTMENT OF HUMAN SERVICES;
37 (VII) THE STATE DEPARTMENT OF LABOR AND EMPLOYMENT;
38 (VIII) THE STATE DEPARTMENT OF PUBLIC SAFETY; AND
39 (IX) THE STATE JUDICIAL DEPARTMENT.
40 (2) THE STATE DEPARTMENT SHALL BE RESPONSIBLE FOR ANY
41 COSTS ASSOCIATED WITH THE DEVELOPMENT OF THE PLAN AND IS NOT

1 REQUIRED TO IMPLEMENT THIS SECTION UNTIL ADEQUATE FUNDING IS
2 SECURED.

3 (3) THE STATE DEPARTMENT, IN COLLABORATION WITH THE TONY
4 GRAMPAS YOUTH SERVICES BOARD, CREATED IN SECTION 26-6.8-103,
5 SHALL COMPLETE THE PLAN ON OR BEFORE SEPTEMBER 30, 2014, AND
6 SHALL UPDATE THE PLAN BIENNALLY THEREAFTER.

7 (4) BEGINNING IN JANUARY 2015, AND EVERY JANUARY
8 THEREAFTER, THE DEPARTMENT SHALL REPORT PROGRESS ON THE
9 DEVELOPMENT AND IMPLEMENTATION OF THE PLAN AS PART OF ITS "STATE
10 MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT
11 (SMART) GOVERNMENT ACT" HEARING REQUIRED BY SECTION 2-7-203,
12 C.R.S.

13 (5) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
14 REQUIRES:

15 (a) "ENTITY" MEANS ANY LOCAL GOVERNMENT, STATE PUBLIC OR
16 NONSECTARIAN SECONDARY SCHOOL, CHARTER SCHOOL, GROUP OF PUBLIC
17 OR NONSECTARIAN SECONDARY SCHOOLS, SCHOOL DISTRICT OR GROUP OF
18 SCHOOL DISTRICTS, BOARD OF COOPERATIVE SERVICES, STATE INSTITUTION
19 OF HIGHER EDUCATION, THE COLORADO NATIONAL GUARD, STATE
20 AGENCY, STATE-OPERATED PROGRAM, PRIVATE NONPROFIT
21 ORGANIZATION, OR NONPROFIT COMMUNITY-BASED ORGANIZATION.

22 (b) "PLAN" MEANS THE COLORADO STATE YOUTH DEVELOPMENT
23 PLAN CREATED PURSUANT TO THIS SECTION.

24 (c) "YOUTH" MEANS AN INDIVIDUAL AT LEAST NINE YEARS OF AGE
25 AND NO MORE THAN TWENTY-ONE YEARS OF AGE.

26 (d) "YOUTH SERVICE ORGANIZATION" MEANS AN ENTITY THAT IS
27 COMMUNITY-BASED AND:

28 (I) PROMOTES INNOVATIVE AND EVIDENCE-BASED STRATEGIES FOR
29 POSITIVE YOUTH DEVELOPMENT AND FOR REDUCING THE OCCURRENCE
30 AND REOCCURRENCE OF CHILD ABUSE AND NEGLECT;

31 (II) PROMOTES INNOVATIVE PRIMARY PREVENTION AND
32 INTERVENTION SERVICES TO YOUTH AND THEIR FAMILIES IN AN EFFORT TO
33 DECREASE HIGH-RISK BEHAVIOR, INCLUDING BUT NOT LIMITED TO YOUTH
34 CRIME AND VIOLENCE; OR

35 (III) PROMOTES INNOVATIVE STRATEGIES TO AT-RISK STUDENTS
36 AND THEIR FAMILIES IN AN EFFORT TO REDUCE THE DROPOUT RATE IN
37 SECONDARY SCHOOLS.

38 **SECTION 3.** In Colorado Revised Statutes, 26-6.8-102, **amend**
39 **as amended by House Bill 13-1117 (2) (a); and repeal as amended by**
40 **House Bill 13-1117 (2) (b) as follows:**

41 **26-6.8-102. Tony Grampas youth services program - creation**

1 - **standards - applications.** (2) (a) ~~Subject to the designation in~~
2 ~~paragraph (b) of this subsection (2);~~ The board shall choose those entities
3 that will receive grants through the Tony Grampsas youth services
4 program and the amount of each grant. The state department shall
5 ADMINISTER THE GRANTS AWARDED AND monitor the effectiveness of
6 programs that receive ~~funds~~ GRANTS through the Tony Grampsas youth
7 services program.

8 (b) ~~Each year, no less than twenty percent of the appropriation~~
9 ~~shall be designated and used exclusively for programs designed for~~
10 ~~children younger than nine years of age. The state department shall~~
11 ~~administer the grants awarded to programs described in this paragraph (b)~~
12 ~~and shall monitor the effectiveness of the programs.~~

13 **SECTION 4.** In Colorado Revised Statutes, **repeal** 25-20.5-101,
14 25-20.5-102, 25-20.5-103, 25-20.5-104, 25-20.5-105, 25-20.5-106,
15 25-20.5-107, 25-20.5-108, and 25-20.5-109.

16 **SECTION 5.** In Colorado Revised Statutes, 26-1-111, **amend** (2)
17 (s); and **add** (2) (t) as follows:

18 **26-1-111. Activities of the state department under the**
19 **supervision of the executive director - cash fund - report - rules -**
20 **statewide adoption resource registry.** (2) The state department, under
21 the supervision of the executive director, shall:

22 (s) Promulgate rules in accordance with section 19-3-211, C.R.S.,
23 for establishing a conflict resolution process for resolving grievances
24 against the county departments concerning responses to reports of child
25 abuse and neglect and the performance of duties pursuant to article 3 of
26 title 19, C.R.S. ~~Such~~ THE rules shall MUST take into account and allow for
27 any subsequent locally developed grievance procedures that apply to a
28 locally restructured human services system to ensure consistency within
29 the system; AND

30 (t) COORDINATE PREVENTION AND INTERVENTION PROGRAMS
31 FOCUSED ON POSITIVE YOUTH DEVELOPMENT IN ACCORDANCE WITH STATE
32 LAW AND RULES. THE COORDINATION MUST INCLUDE THE STATE YOUTH
33 DEVELOPMENT PLAN DEVELOPED PURSUANT TO SECTION 26-6.8-103.5
34 THAT IDENTIFIES KEY ISSUES AFFECTING YOUTH TO ALIGN STRATEGIC
35 EFFORTS AND ACHIEVE POSITIVE OUTCOMES FOR YOUTH.

36 **SECTION 6.** In Colorado Revised Statutes, 26-18-104, **amend** (1)
37 (b) as follows:

38 **26-18-104. Program created.** (1) (b) The division shall operate
39 the family resource center program in accordance with the provisions of
40 this article. ~~the requirements for prevention, intervention, and treatment~~
41 ~~programs specified in article 20.5 of title 25, C.R.S., and the rules for~~

1 ~~prevention, intervention, and treatment programs adopted by the state~~
2 ~~board of health pursuant to section 25-20.5-106, C.R.S.~~ In addition, the
3 division may establish any other procedures necessary to implement the
4 program, including establishing the procedure for the submittal of grant
5 applications by community applicants seeking to establish a family
6 resource center or by a family resource center applying for a grant for
7 continued operation of a family resource center.

8 **SECTION 7.** In Colorado Revised Statutes, 24-44.7-103, **repeal**
9 (3) (c) as follows:

10 **24-44.7-103. Early childhood leadership commission - duties.**
11 (3) In fulfilling its duties, the commission shall collaborate, at a
12 minimum, with:

13 (c) ~~The prevention leadership council created in the department~~
14 ~~of public health and environment through the implementation of section~~
15 ~~25-20.5-107, C.R.S.;~~

16 **SECTION 8.** In Colorado Revised Statutes, 24-32-723, **amend**
17 (4) (a) as follows:

18 **24-32-723. Office of homeless youth services - creation -**
19 **function - duties - definitions.** (4) (a) In providing the services
20 described in this section, the office of homeless youth services is strongly
21 encouraged to work with the executive directors, or their designees, of the
22 ~~departments specified in section 25-20.5-108 (6), C.R.S., as well as the~~
23 Colorado department of public health and environment, the judicial
24 department, private nonprofit and not-for-profit organizations,
25 appropriate federal departments, and other key stakeholders in the
26 community.

27 **SECTION 9.** In Colorado Revised Statutes, 26-18-105, **repeal** (2)
28 as follows:

29 **26-18-105. Selection of centers - grants.** (2) ~~The local advisory~~
30 ~~council for a community applicant awarded a grant pursuant to subsection~~
31 ~~(1) of this section shall evaluate the overall effectiveness of the family~~
32 ~~resource center annually and shall submit an annual report to the division~~
33 ~~in accordance with section 25-20.5-108, C.R.S.~~

34 **SECTION 10.** In Colorado Revised Statutes, 25-20.5-202, **add** (6)
35 as follows:

36 **25-20.5-202. Tony Grampsas youth services board - members**
37 **- duties - state youth development plan - creation - definitions.**
38 (6) (a) SUBJECT TO AVAILABLE FUNDING, THE BOARD SHALL CONVENE A
39 GROUP OF INTERESTED PARTIES TO CREATE A COLORADO STATE YOUTH
40 DEVELOPMENT PLAN. THE GOALS OF THE PLAN ARE TO IDENTIFY KEY
41 ISSUES AFFECTING YOUTH AND ALIGN STRATEGIC EFFORTS TO ACHIEVE

1 POSITIVE OUTCOMES FOR ALL YOUTH.
2 (b) THE PLAN MUST:
3 (I) IDENTIFY INITIATIVES AND STRATEGIES, ORGANIZATIONS, AND
4 GAPS IN COVERAGE THAT IMPACT YOUTH DEVELOPMENT OUTCOMES;
5 (II) IDENTIFY SERVICES, FUNDING, AND PARTNERSHIPS NECESSARY
6 TO ENSURE THAT YOUTH HAVE THE MEANS AND THE SOCIAL AND
7 EMOTIONAL SKILLS TO SUCCESSFULLY TRANSITION INTO ADULTHOOD;
8 (III) DETERMINE WHAT IS NECESSARY IN TERMS OF COMMUNITY
9 INVOLVEMENT AND DEVELOPMENT TO ENSURE YOUTH SUCCEED;
10 (IV) DEVELOP AN OUTLINE OF YOUTH SERVICE ORGANIZATIONS
11 BASED ON, BUT NOT LIMITED TO, DEMOGRAPHICS, CURRENT SERVICES AND
12 CAPACITY, AND COMMUNITY INVOLVEMENT;
13 (V) IDENTIFY SUCCESSFUL YOUTH DEVELOPMENT STRATEGIES
14 NATIONALLY AND IN COLORADO THAT COULD BE REPLICATED BY
15 COMMUNITY PARTNERS AND ENTITIES ACROSS THE STATE; AND
16 (VI) CREATE A SHARED VISION FOR HOW A STRONG YOUTH
17 DEVELOPMENT NETWORK WOULD BE SHAPED AND MEASURED.
18 (c) THE PLAN MUST INCLUDE A BASELINE MEASUREMENT OF YOUTH
19 ACTIVITIES, DEVELOPED USING AVAILABLE DATA AND RESOURCES. DATA
20 AND RESOURCES MAY BE COLLECTED FROM, BUT NEED NOT BE LIMITED TO,
21 THE FOLLOWING:
22 (I) AN EXISTING YOUTH RISK BEHAVIOR SURVEILLANCE SYSTEM
23 THAT MONITORS HEALTH-RISK BEHAVIORS THAT CONTRIBUTE TO THE
24 LEADING CAUSES OF DEATH AND DISABILITY AMONG YOUTH, INCLUDING:
25 (A) BEHAVIORS THAT CONTRIBUTE TO UNINTENTIONAL INJURIES
26 AND VIOLENCE;
27 (B) SEXUAL BEHAVIORS THAT CONTRIBUTE TO UNINTENDED
28 PREGNANCY AND SEXUALLY TRANSMITTED INFECTIONS, INCLUDING HIV;
29 (C) ALCOHOL AND OTHER DRUG USE;
30 (D) TOBACCO USE;
31 (E) UNHEALTHY DIETARY BEHAVIORS; AND
32 (F) INADEQUATE PHYSICAL ACTIVITY;
33 (II) THE STATE DEPARTMENT OF EDUCATION;
34 (III) THE STATE DEPARTMENT OF HIGHER EDUCATION, TO ASSESS
35 WORKFORCE READINESS AND STUDENT ACHIEVEMENT AS YOUTH
36 TRANSITION THROUGH THE SECONDARY AND POSTSECONDARY EDUCATION
37 SYSTEMS;
38 (IV) THE STATE DEPARTMENT OF PUBLIC HEALTH AND
39 ENVIRONMENT;
40 (V) THE STATE DEPARTMENT OF HEALTH CARE POLICY AND
41 FINANCING;

1 (VI) THE STATE DEPARTMENT OF HUMAN SERVICES;
2 (VII) THE STATE DEPARTMENT OF LABOR AND EMPLOYMENT;
3 (VIII) THE STATE DEPARTMENT OF PUBLIC SAFETY; AND
4 (IX) THE STATE JUDICIAL DEPARTMENT.
5 (d) THE STATE DEPARTMENT SHALL BE RESPONSIBLE FOR ANY
6 COSTS ASSOCIATED WITH THE DEVELOPMENT OF THE PLAN AND IS NOT
7 REQUIRED TO IMPLEMENT THIS SECTION UNTIL ADEQUATE FUNDING IS
8 SECURED.
9 (e) THE BOARD SHALL COMPLETE THE PLAN ON OR BEFORE
10 SEPTEMBER 30, 2014, AND SHALL UPDATE THE PLAN BIENNALLY
11 THEREAFTER.
12 (f) BEGINNING IN JANUARY 2015, AND EVERY JANUARY
13 THEREAFTER, THE DEPARTMENT SHALL REPORT PROGRESS ON THE
14 DEVELOPMENT AND IMPLEMENTATION OF THE PLAN AS PART OF ITS "STATE
15 MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT
16 (SMART) GOVERNMENT ACT" HEARING REQUIRED BY SECTION 2-7-203,
17 C.R.S.
18 (g) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
19 REQUIRES:
20 (I) "ENTITY" MEANS ANY LOCAL GOVERNMENT, STATE PUBLIC OR
21 NONSECTARIAN SECONDARY SCHOOL, CHARTER SCHOOL, GROUP OF PUBLIC
22 OR NONSECTARIAN SECONDARY SCHOOLS, SCHOOL DISTRICT OR GROUP OF
23 SCHOOL DISTRICTS, BOARD OF COOPERATIVE SERVICES, STATE INSTITUTION
24 OF HIGHER EDUCATION, THE COLORADO NATIONAL GUARD, STATE
25 AGENCY, STATE-OPERATED PROGRAM, PRIVATE NONPROFIT
26 ORGANIZATION, OR NONPROFIT COMMUNITY-BASED ORGANIZATION.
27 (II) "PLAN" MEANS THE COLORADO STATE YOUTH DEVELOPMENT
28 PLAN CREATED PURSUANT TO THIS SECTION.
29 (III) "YOUTH" MEANS AN INDIVIDUAL AT LEAST NINE YEARS OF
30 AGE AND NO MORE THAN TWENTY-ONE YEARS OF AGE.
31 (IV) "YOUTH SERVICE ORGANIZATION" MEANS AN ENTITY THAT IS
32 COMMUNITY-BASED AND:
33 (A) PROMOTES INNOVATIVE AND EVIDENCE-BASED STRATEGIES
34 FOR POSITIVE YOUTH DEVELOPMENT AND FOR REDUCING THE OCCURRENCE
35 AND REOCCURRENCE OF CHILD ABUSE AND NEGLECT;
36 (B) PROMOTES INNOVATIVE PRIMARY PREVENTION AND
37 INTERVENTION SERVICES TO YOUTH AND THEIR FAMILIES IN AN EFFORT TO
38 DECREASE HIGH-RISK BEHAVIOR, INCLUDING BUT NOT LIMITED TO YOUTH
39 CRIME AND VIOLENCE; OR
40 (C) PROMOTES INNOVATIVE STRATEGIES TO AT-RISK STUDENTS
41 AND THEIR FAMILIES IN AN EFFORT TO REDUCE THE DROPOUT RATE IN

1 SECONDARY SCHOOLS.

2 **SECTION 11.** In Colorado Revised Statutes, 25-20.5-201, **amend**
3 (2) (a) and (2) (b) as follows:

4 **25-20.5-201. Tony Grampsas youth services program -**
5 **creation - standards - applications.** (2) (a) The Tony Grampsas youth
6 services program shall be administered through the division. ~~Subject to~~
7 ~~the designation in paragraph (b) of this subsection (2);~~ The Tony
8 Grampsas youth services board created in section 25-20.5-202 shall
9 choose those entities that will receive grants through the Tony Grampsas
10 youth services program and the amount of each grant. In addition, the
11 division shall monitor the effectiveness of programs that receive funds
12 through the Tony Grampsas youth services program.

13 (b) Any grant awarded through the Tony Grampsas youth services
14 program shall be paid from moneys appropriated pursuant to paragraph
15 (c) of this subsection (2) or out of the general fund for such program.
16 ~~Each year, no less than twenty percent of the appropriation shall be~~
17 ~~designated and used exclusively for programs designed for children~~
18 ~~younger than nine years of age.~~ The board, in accordance with the
19 timelines adopted pursuant to section 25-20.5-202 (3), shall submit a list
20 of the entities chosen to receive grants to the governor for approval. The
21 governor shall either approve or disapprove the entire list of entities by
22 responding to the board within twenty days. If the governor has not
23 responded to the board within twenty days after receipt of the list, the list
24 shall be deemed approved. No grants shall be awarded through the Tony
25 Grampsas youth services program without the prior approval of the
26 governor.

27 **SECTION 12. Effective date.** (1) Except as otherwise provided
28 in this section, this act takes effect July 1, 2013.

29 (2) Sections 2 to 9 of this act takes effect only if House Bill
30 13-1117 becomes law and take effect either upon the effective date of this
31 act or House Bill 13-1117, whichever is later.

32 (3) Sections 10 and 11 of this act take effect only if House Bill
33 13-1117 does not become law.

34 **SECTION 13. Safety clause.** The general assembly hereby finds,
35 determines, and declares that this act is necessary for the immediate
36 preservation of the public peace, health, and safety."

37 Strike pages 4 through 6.

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