

First Regular Session  
Seventy-third General Assembly  
STATE OF COLORADO

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 21-0599.01 Jane Ritter x4342

**SENATE BILL 21-014**

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**SENATE SPONSORSHIP**

**Kirkmeyer,**

**HOUSE SPONSORSHIP**

**(None),**

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**Senate Committees**

Health & Human Services  
Appropriations

**House Committees**

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**A BILL FOR AN ACT**

101     **CONCERNING CHANGES TO ALLOCATION FORMULAS FOR THE**  
102     **COLORADO CHILD CARE ASSISTANCE PROGRAM.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

The bill allows the state department of human services (state department), along with the child care allocation workgroup, to consider a utilization factor. This utilization factor would enable the state department to consider the volume of the eligible population and the service delivery cost to each county department of human or social services (county department) when allocating and distributing money for

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters or bold & italic numbers indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

the Colorado child care assistance program (CCCAP). The bill further allows a county department to set its own eligibility levels for CCCAP, expressed as a percentage of the federal poverty level.

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

2           **SECTION 1.** In Colorado Revised Statutes, 26-2-804, **amend** (1);  
3       and **add** (3.5) as follows:

4           **26-2-804. Funding - allocation - maintenance of effort - rules.**

5       (1) Starting with the 2018-19 state fiscal year, or when the rules required  
6       by subsection (2)(a) of this section are established, whichever is later, and  
7       subject to available appropriations, ~~annually~~ the state department shall  
8       ANNUALLY establish the amount of each county's block grant for CCCAP.

9       The block grant ~~shall~~ MUST be based upon each county's percentage of the  
10      estimated total number of children FINANCIALLY eligible to participate in  
11      CCCAP, times the appropriate reimbursement rate for each county as  
12      determined by the state required by section 26-2-803, AND MAY INCLUDE  
13      EACH COUNTY'S HISTORICAL UTILIZATION FACTOR. Counties are only  
14      required to spend the state CCCAP allocation and the maintenance of  
15      effort for that allocation.

16           (3.5) STARTING AFTER THE 2020-21 STATE FISCAL YEAR, A  
17      COUNTY THAT MEETS OR EXCEEDS STATEWIDE MINIMUM ELIGIBILITY  
18      THRESHOLDS ESTABLISHED FOR CCCAP MUST BE ALLOWED ADDITIONAL  
19      FLEXIBILITY IN DETERMINING THE ELIGIBILITY CRITERIA FOR THE CCCAP  
20      PROGRAM WITHIN THAT COUNTY.

21           **SECTION 2.** In Colorado Revised Statutes, 26-2-805, **amend** (1)  
22       as follows:

23           **26-2-805. Services - eligibility - assistance provided - waiting**  
24      **lists - rules - exceptions from cooperating with child support**

1       **establishment.** (1) Subject to available appropriations and pursuant to  
2       rules promulgated by the state board for the implementation of this part  
3       8, a county shall provide child care assistance to a participant or any  
4       person or family whose income is not more than one hundred eighty-five  
5       percent of the federal poverty level. Subject to available appropriations  
6       and only as necessary to comply with federal law, the state board may  
7       adjust the percentage of the federal poverty level used to determine child  
8       care assistance eligibility by promulgating a rule THAT IS CONSISTENT  
9       WITH SECTION 26-2-804 (3.5).

10       **SECTION 3. Safety clause.** The general assembly hereby finds,  
11       determines, and declares that this act is necessary for the immediate  
12       preservation of the public peace, health, or safety.