

DRAFT  
10.8.09

Second Regular Session  
Sixty-seventh General Assembly  
STATE OF COLORADO

**BILL 8**

LLS NO. 10-0288.01 Brita Darling

**INTERIM COMMITTEE BILL**

**Economic Opportunity Poverty Reduction Task Force**

**SHORT TITLE:** "Collaborative Mgmt Multi-agency Services"

**A BILL FOR AN ACT**

101 **CONCERNING COLLABORATION IN THE PROVISION OF MULTI-AGENCY**  
102 **SERVICES.**

**Bill Summary**

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

**Economic Opportunity Poverty Reduction Task Force.**  
Specifies that community colleges, early childhood councils, boards of cooperative services, regional service councils, family resource centers, and workforce centers may also enter into agreements with county departments of social services that are designed to promote a collaborative system of local-level interagency oversight groups and individualized service and support teams to coordinate and manage the

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

provision of services to children and families who would benefit from integrated multi-agency services.

Makes conforming amendments to clarify that the additional agencies or entities who may enter into agreements shall have the same rights and responsibilities as the agencies and entities currently specified in the statute.

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

2 **SECTION 1. Legislative declaration.** (1) The general assembly  
3 hereby finds and declares that:

4 (a) Achieving the goals of improving economic opportunity and  
5 decreasing poverty in Colorado will require a coordinated effort on the  
6 part of state policymakers and program administrators;

7 (b) Programs and policies that assist families in need of immediate  
8 assistance, short-term assistance, and long-term support need to be crafted  
9 and administered with the overriding goals of poverty reduction and  
10 family self-sufficiency in mind;

11 (c) No person or family is the same, and public programs for  
12 struggling families cannot be crafted or carried out in a vacuum;

13 (d) By supporting a wide range of approaches, including applying  
14 prevention strategies, creating partnerships with the private sector,  
15 identifying and encouraging community-based efforts, and exploring  
16 tax-based strategies, state leaders can improve the lives of children and  
17 families while at the same time strengthening local economies.

18 (2) The general assembly therefore finds that it is appropriate to  
19 encourage collaboration and alliances among existing entities with the  
20 goal of reducing poverty in Colorado through the provision of  
21 comprehensive and coordinated support services and education to  
22 children and families.

1           **SECTION 2.** 24-1.9-102 (1), (2) (b), (2) (d), (2) (g), (2) (h) (I),  
2 (2) (i), and (4), Colorado Revised Statutes, are amended to read:

3           **24-1.9-102. Memorandum of understanding - local-level**  
4 **interagency oversight groups - individualized service and support**  
5 **teams - coordination of services for children and families -**  
6 **requirements - waiver.** (1) (a) Local representatives of each of the  
7 agencies specified in this paragraph (a) and county departments of social  
8 services may enter into memorandums of understanding that are designed  
9 to promote a collaborative system of local-level interagency oversight  
10 groups and individualized service and support teams to coordinate and  
11 manage the provision of services to children and families who would  
12 benefit from integrated multi-agency services. The memorandums of  
13 understanding entered into pursuant to this subsection (1) shall be  
14 between interested county departments of social services and local  
15 representatives of each of the following agencies or entities:

- 16           (I) The local judicial districts, including probation services;
- 17           (II) The health department, whether a county, district, or regional  
18 health department;
- 19           (III) The local school district or school districts;
- 20           (IV) Each community mental health center;
- 21           (V) Each behavioral health organization;
- 22           (VI) The division of youth corrections;
- 23           (VII) A designated managed service organization for the provision  
24 of treatment services for alcohol and drug abuse pursuant to section  
25 25-1-206.5, C.R.S.; and
- 26           (VIII) A domestic abuse program as defined in section  
27 26-7.5-102, C.R.S., if representation from such a program is available.

1 (a.5) IN ADDITION TO THE PARTIES SPECIFIED IN PARAGRAPH (a) OF  
2 THIS SUBSECTION (1), THE MEMORANDUMS OF UNDERSTANDING ENTERED  
3 INTO PURSUANT TO THIS SUBSECTION (1) MAY INCLUDE LOCAL  
4 REPRESENTATIVES OF THE FOLLOWING AGENCIES OR ENTITIES:

5 (I) COMMUNITY COLLEGES AND POSTSECONDARY CAREER AND  
6 TECHNICAL EDUCATION COLLEGES AND PROGRAMS;

7 (II) EARLY CHILDHOOD COUNCILS CREATED PURSUANT TO PART 1  
8 OF ARTICLE 6.5 OF TITLE 26, C.R.S.;

9 (III) BOARDS OF COOPERATIVE SERVICES CREATED PURSUANT TO  
10 ARTICLE 5 OF TITLE 22, C.R.S.;

11 (IV) REGIONAL SERVICE COUNCILS CREATED PURSUANT TO  
12 ARTICLE 5.5 OF TITLE 22, C.R.S.;

13 (V) FAMILY RESOURCE CENTERS CREATED PURSUANT TO ARTICLE  
14 18 OF TITLE 26, C.R.S.; AND

15 (VI) WORKFORCE CENTERS EXISTING PURSUANT TO THE  
16 COLORADO WORKS PROGRAM AS DESCRIBED IN PART 7 OF ARTICLE 2 OF  
17 TITLE 26, C.R.S.

18 (b) The general assembly strongly encourages the agencies  
19 specified in ~~paragraph~~ PARAGRAPHS (a) AND (a.5) of this subsection (1)  
20 to enter into memorandums of understanding that are regional.

21 (c) Notwithstanding the provisions of paragraph (b) of this  
22 subsection (1), the agencies specified in ~~paragraph~~ PARAGRAPHS (a) AND  
23 (a.5) of this subsection (1) may enter into memorandums of understanding  
24 involving only one or more county departments of social services, not  
25 necessarily by region, as may be appropriate to ensure the effectiveness  
26 of local-level interagency oversight groups and individualized service and  
27 support teams in the county or counties.

1 (d) In developing the memorandums of understanding, the general  
2 assembly strongly encourages the parties to the memorandums of  
3 understanding ~~specified in paragraph (a) of this subsection (1)~~ to seek  
4 input, support, and collaboration from key stakeholders in the private and  
5 non-profit sector, as well as parent advocacy or family advocacy  
6 organizations that represent family members or caregivers of children  
7 who would benefit from multi-agency services.

8 (e) Nothing shall preclude the agencies specified in ~~paragraph~~  
9 PARAGRAPHS (a) AND (a.5) of this subsection (1) from including parties  
10 in addition to the agencies specified in ~~paragraph~~ PARAGRAPHS (a) AND  
11 (a.5) of this subsection (1) in the memorandums of understanding  
12 developed for purposes of this section. <{*Do you want agencies other*  
13 *than those listed in paragraphs (a) and (a.5) to be voting members?*}>

14 (2) (b) **Identification of services and funding sources.** The  
15 memorandum of understanding shall specify the legal responsibilities and  
16 funding sources of each party to the memorandum of understanding  
17 ~~specified in paragraph (a) of subsection (1) of this section~~ as those  
18 responsibilities and funding sources relate to children and families who  
19 would benefit from integrated multi-agency services, including the  
20 identification of the specific services that may be provided. Specific  
21 services that may be provided may include, but are not limited to:  
22 Prevention, intervention, and treatment services; family preservation  
23 services; family stabilization services; out-of-home placement services;  
24 services for children at imminent risk of out-of-home placement;  
25 probation services; services for children with mental illness; public  
26 assistance services; medical assistance services; child welfare services;  
27 and any additional services which the parties deem necessary to identify.

1           (d) **Creation of an oversight group.** The memorandum of  
2 understanding shall create a local-level interagency oversight group and  
3 identify the oversight group's membership requirements, procedures for  
4 selection of officers, procedures for resolving disputes by a majority vote  
5 of those members authorized to vote, and procedures for establishing any  
6 necessary subcommittees of the interagency oversight group. Each  
7 interagency oversight group shall include a local representative of each  
8 party to the memorandum of understanding specified in ~~paragraph~~  
9 PARAGRAPHS (a) AND (a.5) of subsection (1) of this section, each of whom  
10 shall be a voting member of the interagency oversight group. In addition,  
11 the interagency oversight group may include, but is not limited to, the  
12 following advisory nonvoting members:

13           (I) Representatives of interested local private sector entities; and

14           (II) Family members or caregivers of children who would benefit  
15 from integrated multi-agency services or current or previous consumers  
16 of integrated multi-agency services.

17           (g) **Authorization to contribute resources and funding.** The  
18 memorandum of understanding shall specify that each party to the  
19 memorandum of understanding ~~specified in paragraph (a) of subsection~~  
20 ~~(1) of this section~~ has the authority to contribute time, resources, and  
21 funding to solve problems identified by the local-level interagency  
22 oversight group in order to create a seamless, collaborative system of  
23 delivering multi-agency services to children and families, upon approval  
24 by the head or director of each agency or department specified in  
25 ~~paragraph~~ PARAGRAPHS (a) AND (a.5) of subsection (1) of this section.

26           (h) **Reinvestment of moneys saved to serve additional children**  
27 **and families.** (I) The memorandum of understanding shall require the

1 interagency oversight group to create a procedure, subject to approval by  
2 the head or director of each agency or department specified in ~~paragraph~~  
3 PARAGRAPHS (a) AND (a.5) of subsection (1) of this section, to allow any  
4 moneys resulting from waivers granted by the federal government and  
5 any state general fund savings realized as a result of the implementation  
6 of the collaborative system of management of multi-agency services  
7 provided to children and families related to the funding sources specified  
8 by the parties to the memorandum of understanding pursuant to paragraph  
9 (b) of this subsection (2) to be reinvested by the parties to the  
10 memorandum of understanding to provide appropriate services to children  
11 and families who would benefit from integrated multi-agency services, as  
12 the population is defined by the memorandum of understanding pursuant  
13 to paragraph (c) of this subsection (2). The general fund savings realized,  
14 as referenced in this section, shall be determined in accordance with rules  
15 established by the state board of human services.

16 (i) **Performance-based measures.** The memorandum of  
17 understanding shall include a provision stating whether the parties to the  
18 memorandum of understanding will attempt to meet performance  
19 measures specified by the department of human services and elements of  
20 collaborative management, as defined by rule of the state board of human  
21 services. If the parties to the memorandum of understanding agree to  
22 attempt to meet the performance measures and elements of collaborative  
23 management, the memorandum of understanding shall require the  
24 interagency oversight group to create a procedure, subject to the approval  
25 of the head or director of each agency or department specified in  
26 ~~paragraph~~ PARAGRAPHS (a) AND (a.5) of subsection (1) of this section, to  
27 allow any incentive moneys received by the department of human

1 services and allocated pursuant to section 24-1.9-104 to be reinvested by  
2 the parties to the memorandum of understanding to provide appropriate  
3 services to children and families who would benefit from integrated  
4 multi-agency services, as such population is defined by the memorandum  
5 of understanding pursuant to paragraph (c) of this subsection (2).

6 (4) The departments and agencies that provide oversight to the  
7 parties to the memorandum of understanding specified in ~~paragraph~~  
8 PARAGRAPHS (a) AND (a.5) of subsection (1) of this section are authorized  
9 to issue waivers of any rules to which the departments and agencies are  
10 subject and that would prevent the departments from effective  
11 implementation of the memorandums of understanding, however, the  
12 departments and agencies are prohibited from waiving a rule in violation  
13 of federal law or that would compromise the safety of a child.

14 **SECTION 3.** 24-1.9-102.5, Colorado Revised Statutes, is  
15 amended to read:

16 **24-1.9-102.5. Evaluation.** The department of human services is  
17 authorized to utilize moneys in the performance-based collaborative  
18 management incentive cash fund created in section 24-1.9-104 for  
19 ongoing external evaluations of the counties participating in  
20 memorandums of understanding pursuant to section 24-1.9-102, also  
21 known as the collaborative management program, as well as those  
22 counties that opted to not participate in the collaborative management  
23 program. The external evaluation shall include an evaluation that may be  
24 required in connection with a waiver authorized pursuant to section  
25 24-1.9-102 (4). The department of human services, with input from the  
26 counties, agencies as listed in section 24-1.9-102 (1) (a) AND (a.5), the  
27 division of youth corrections in the department of human services,



1 participating stakeholders in the private and nonprofit sector, and  
2 participating parent or family advocacy organizations that represent  
3 family members or caregivers of children who would benefit from  
4 multi-agency services participating in the collaborative management  
5 program, shall develop the criteria and components of the external  
6 evaluation. Each county participating in the collaborative management  
7 program shall participate fully in the annual external evaluation. The  
8 department of human services is authorized to perform an evaluation  
9 pursuant to this section on an ongoing basis as needed, as determined by  
10 the department of human services and subject to available appropriations.

11 **SECTION 4. Act subject to petition - effective date.** This act  
12 shall take effect at 12:01 a.m. on the day following the expiration of the  
13 ninety-day period after final adjournment of the general assembly (August  
14 11, 2010, if adjournment sine die is on May 12, 2010); except that, if a  
15 referendum petition is filed pursuant to section 1 (3) of article V of the  
16 state constitution against this act or an item, section, or part of this act  
17 within such period, then the act, item, section, or part shall not take effect  
18 unless approved by the people at the general election to be held in  
19 November 2010 and shall take effect on the date of the official  
20 declaration of the vote thereon by the governor. <{safety clause?}>