

**First Regular Session
Sixty-sixth General Assembly
STATE OF COLORADO**

PREAMENDED

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

LLS NO. 07-0246.01 Michael Dohr

HOUSE BILL 07-1248

HOUSE SPONSORSHIP

Benfield, Massey, Buescher, McGihon, Riesberg, Roberts, and Todd

SENATE SPONSORSHIP

Kester, Bacon, Williams, and Windels

House Committees

Education
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING FUNDING FOR THE TONY GRAMPSAS YOUTH SERVICES**
102 **PROGRAM, AND MAKING AN APPROPRIATION IN CONNECTION**
103 **THEREWITH.**

Bill Summary

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

Creates the Colorado student before-and-after-school project ("project"), within the Tony Grampsas youth services program, to provide funding for before-and-after-school programs primarily for youth enrolled in grades 6 through 8. Describes the types of before-and-after-school programs that qualify for funding. Directs the Tony Grampsas youth services board to award the grants. Creates the Colorado student

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

before-and-after-school program fund ("fund"), and identifies the sources of moneys for the fund as gifts, grants, and donations and moneys collected from alcohol taxes.

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 that:

4 (a) A large percentage of Colorado students spend an average of
5 six hours without supervision before and after school due to a lack of
6 available before-and-after-school programs;

7 (b) Several studies show that violent juvenile crime is most likely
8 to occur in the afternoon hours, after school dismisses and before
9 students' parents arrive home from work, and that the odds that a child
10 will be a victim of violent crime more than triple during this time period;

11 (c) Studies also demonstrate that unsupervised children are three
12 times more likely to smoke, drink, or take drugs than their supervised
13 peers and that incidents of relatively low-level crimes, such as graffiti and
14 vandalism, increase dramatically among unsupervised youth;

15 (d) Several studies confirm that participation in youth
16 development programs before and after school not only provides youth
17 with necessary adult supervision but also significantly decreases youth
18 involvement in unhealthy and high-risk activities;

19 (e) In recent years, due to budgetary pressures at the state and
20 local levels, school districts have had to significantly reduce their
21 offerings of before-and-after-school programs, including athletics and
22 other extracurricular activities, and the state appropriations to fund
23 student dropout prevention and intervention programs at the state level
24 have been significantly decreased, resulting in a severe decrease in the

1 before-and-after-school program options available to parents whose
2 children need supervision during these hours.

3 (2) The general assembly therefore finds that creation of the
4 Colorado student before-and-after-school project in section 25-20.5-205,
5 Colorado Revised Statutes, to fund before-and-after-school youth
6 development programs is necessary to ensure the availability of effective
7 programs to provide necessary supervision for youth, reduce juvenile
8 criminal behavior, and help to ensure that the youth of the state become
9 healthy, mature, contributing members of society.

10 **SECTION 2.** Part 2 of article 20.5 of title 25, Colorado Revised
11 Statutes, is amended BY THE ADDITION OF A NEW SECTION to
12 read:

13 **25-20.5-205. Colorado student before-and-after-school project**
14 **- creation - funding.** (1) **Definitions.** AS USED IN THIS SECTION, UNLESS
15 THE CONTEXT OTHERWISE REQUIRES:

16 (a) "BEFORE-AND-AFTER-SCHOOL PROGRAM" MEANS A PROGRAM
17 THAT MEETS BEFORE REGULAR SCHOOL HOURS OR AFTER REGULAR
18 SCHOOL HOURS OR DURING A PERIOD WHEN SCHOOL IS NOT IN SESSION.

19 (b) "FUND" MEANS THE COLORADO STUDENT
20 BEFORE-AND-AFTER-SCHOOL PROJECT FUND CREATED IN SUBSECTION (4)
21 OF THIS SECTION.

22 (c) "PROJECT" MEANS THE COLORADO
23 BEFORE-AND-AFTER-SCHOOL PROJECT CREATED IN SUBSECTION (2) OF THIS
24 SECTION.

25 (2) **Colorado student before-and-after-school project.** THERE
26 IS HEREBY CREATED, IN THE TONY GRAMPSAS YOUTH SERVICES PROGRAM,
27 THE COLORADO STUDENT BEFORE-AND-AFTER-SCHOOL PROJECT FOR THE

1 PURPOSE OF PROVIDING GRANTS TO ENTITIES TO PROVIDE HIGH-QUALITY
2 BEFORE-AND-AFTER-SCHOOL PROGRAMS THAT INCLUDE AN ALCOHOL OR
3 DRUG ABUSE PREVENTION AND EDUCATION COMPONENT. ENTITIES THAT
4 RECEIVE GRANTS PURSUANT TO THIS SECTION SHALL APPLY THE GRANTS
5 TO CREATING AND IMPLEMENTING BEFORE-AND-AFTER-SCHOOL PROGRAMS
6 THAT PRIMARILY SERVE YOUTH ENROLLED IN GRADES SIX THROUGH EIGHT
7 OR YOUTH WHO ARE TWELVE TO FOURTEEN YEARS OF AGE. THE
8 BEFORE-AND-AFTER-SCHOOL PROGRAMS SHALL BE DESIGNED TO HELP
9 YOUTH DEVELOP THEIR INTERESTS AND SKILLS IN THE AREAS OF SPORTS
10 AND FITNESS, CHARACTER AND LEADERSHIP, OR ARTS AND CULTURE AND
11 SHALL PROVIDE EDUCATION REGARDING THE DANGERS OF THE USE OF
12 ALCOHOL AND DRUGS. BEFORE-AND-AFTER-SCHOOL PROGRAMS THAT ARE
13 DESIGNED PRIMARILY TO INCREASE ACADEMIC ACHIEVEMENT OR THAT
14 PROVIDE RELIGIOUS INSTRUCTION ARE NOT ELIGIBLE FOR FUNDING
15 PURSUANT TO THIS SECTION.

16 (3) **Administration.** (a) THE DIVISION SHALL ADMINISTER THE
17 PROJECT. THE BOARD SHALL SELECT THE ENTITIES THAT WILL RECEIVE
18 GRANTS THROUGH THE PROJECT AND THE AMOUNT OF EACH GRANT. IN
19 ADDITION, THE DIVISION SHALL MONITOR THE EFFECTIVENESS OF
20 BEFORE-AND-AFTER-SCHOOL PROGRAMS THAT RECEIVE MONEYS THROUGH
21 THE PROJECT. TO BE ELIGIBLE FOR GRANTS THROUGH THE PROJECT, AN
22 ENTITY SHALL APPLY TO THE BOARD IN ACCORDANCE WITH THE TIMELINES
23 AND GUIDELINES ADOPTED BY THE BOARD PURSUANT TO SECTION
24 25-20.5-202. NOTWITHSTANDING ANY PROVISION OF THIS PART 2 OR ANY
25 CRITERIA FOR AWARDING GRANTS ADOPTED BY THE BOARD PURSUANT TO
26 SECTION 25-20.5-202 (2) (b) TO THE CONTRARY, AN ENTITY MAY BE
27 ELIGIBLE TO RECEIVE A GRANT PURSUANT TO THIS SECTION REGARDLESS

1 OF WHETHER THE BEFORE-AND-AFTER-SCHOOL PROGRAM TO WHICH THE
2 GRANT WOULD APPLY SERVES YOUTH WHO ARE ELIGIBLE FOR FREE OR
3 REDUCED-COST LUNCH PURSUANT TO THE "NATIONAL SCHOOL LUNCH
4 ACT", 42 U.S.C. SEC. 1751 ET SEQ.

5 (b) THE GRANTS AWARDED THROUGH THE PROJECT SHALL BE PAID
6 FROM MONEYS APPROPRIATED FROM THE FUND TO THE DIVISION. THE
7 BOARD AND GRANT RECIPIENTS ARE ENCOURAGED TO APPLY MONEYS
8 AWARDED THROUGH THE PROJECT TO LEVERAGE ADDITIONAL FUNDING AS
9 MATCHING FUNDS FROM PRIVATE AND FEDERAL SOURCES.

10 (4) **Colorado student before-and-after-school project fund.**

11 THERE IS HEREBY CREATED IN THE STATE TREASURY THE COLORADO
12 STUDENT BEFORE-AND-AFTER-SCHOOL PROJECT FUND THAT SHALL
13 CONSIST OF THE MONEYS CREDITED TO THE FUND PURSUANT SECTION
14 12-47-502 (1) (a), C.R.S. THE MONEYS IN THE FUND SHALL BE SUBJECT TO
15 ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY TO THE DIVISION FOR
16 THE PURPOSE OF PROVIDING GRANTS AS PROVIDED IN THIS SECTION AND
17 THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH THE IMPLEMENTATION
18 OF THIS SECTION. ANY MONEYS IN THE FUND NOT EXPENDED FOR THE
19 PURPOSE OF THIS SECTION MAY BE INVESTED BY THE STATE TREASURER AS
20 PROVIDED BY LAW. ALL INTEREST AND INCOME DERIVED FROM THE
21 INVESTMENT AND DEPOSIT OF MONEYS IN THE FUND SHALL BE CREDITED
22 TO THE FUND. THE DIVISION MAY EXPEND UP TO TWO PERCENT OF THE
23 MONEYS ANNUALLY APPROPRIATED FROM THE FUND TO OFFSET THE COSTS
24 INCURRED IN IMPLEMENTING THIS SECTION. ANY UNEXPENDED AND
25 UNENCUMBERED MONEYS REMAINING IN THE FUND AT THE END OF A
26 FISCAL YEAR SHALL REMAIN IN THE FUND AND SHALL NOT BE CREDITED OR
27 TRANSFERRED TO THE GENERAL FUND OR ANOTHER FUND.

1 **SECTION 3.** 12-47-502 (1) (a), Colorado Revised Statutes, is
2 amended to read:

3 **12-47-502. Fees and taxes - allocation.** (1) (a) All state license
4 fees and taxes provided for by this article and all fees provided for by
5 section 12-47-501 (2) and (3) for processing applications, reports, and
6 notices shall be paid to the department of revenue, which shall transmit
7 the fees and taxes to the state treasurer. The state treasurer shall credit
8 eighty-five percent of the fees and taxes to the old age pension fund:
9 FOUR PERCENT OF THE FEES AND TAXES OR ONE MILLION DOLLARS,
10 WHICHEVER IS LESS, TO THE COLORADO STUDENT
11 BEFORE-AND-AFTER-SCHOOL PROJECT FUND CREATED IN SECTION
12 25-20.5-205 (4), C.R.S.; and the balance to the general fund.

13 **SECTION 4.** 25-20.5-201 (1) (b), Colorado Revised Statutes, is
14 amended to read:

15 **25-20.5-201. Tony Grampsas youth services program -**
16 **creation - standards - applications.** (1) (b) The Tony Grampsas youth
17 services program is established to provide state funding for
18 community-based programs that target youth and their families for
19 intervention services, INCLUDING THOSE STEMMING FROM YOUTH
20 ALCOHOL AND DRUG ABUSE, in an effort to reduce incidents of youth
21 crime and violence. In addition, the Tony Grampsas youth services
22 program shall promote prevention and education programs that are
23 designed to reduce the occurrence and reoccurrence of child abuse and
24 neglect and to reduce the need for state intervention in child abuse and
25 neglect prevention and education.

26 **SECTION 5. Appropriation.** In addition to any other
27 appropriation, there is hereby appropriated, out of any moneys in the

1 Colorado student before-and-after-school project fund created in section
2 25-20.5-205 (4), Colorado Revised Statutes, not otherwise appropriated,
3 to the department of public health and environment, prevention services
4 division, prevention partnerships, Tony Grampas youth services
5 program, for the Colorado student before-and-after school project, for the
6 fiscal year beginning July 1, 2007, the sum of one million dollars
7 (\$1,000,000), cash funds, or so much thereof as may be necessary, for the
8 implementation of this act.

9 **SECTION 6. Effective date.** This act shall take effect July 1,
10 2007.

11 **SECTION 7. Safety clause.** The general assembly hereby finds,
12 determines, and declares that this act is necessary for the immediate
13 preservation of the public peace, health, and safety.