

**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**

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**HOUSE SPONSORSHIP**

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

**SENATE SPONSORSHIP**

**Kester,** Bacon, Williams, and Windels

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**House Committees**

Education  
Appropriations

**Senate Committees**

Education  
Appropriations

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**A BILL FOR AN ACT**

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

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**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 Grampas 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 Grampas 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.*

HOUSE  
3rd Reading Unamended  
February 28, 2007

HOUSE  
Amended 2nd Reading  
February 26, 2007

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.

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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 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 MAY INCLUDE AN ALCOHOL  
3 OR DRUG ABUSE PREVENTION AND EDUCATION COMPONENT. ENTITIES  
4 THAT RECEIVE GRANTS PURSUANT TO THIS SECTION SHALL APPLY THE  
5 GRANTS TO CREATING AND IMPLEMENTING BEFORE-AND-AFTER-SCHOOL  
6 PROGRAMS THAT PRIMARILY SERVE YOUTH ENROLLED IN GRADES SIX  
7 THROUGH EIGHT OR YOUTH WHO ARE TWELVE TO FOURTEEN YEARS OF  
8 AGE. THE BEFORE-AND-AFTER-SCHOOL PROGRAMS SHALL BE DESIGNED TO  
9 HELP YOUTH DEVELOP THEIR INTERESTS AND SKILLS IN THE AREAS OF  
10 SPORTS AND FITNESS, CHARACTER AND LEADERSHIP, OR ARTS AND  
11 CULTURE AND MAY PROVIDE EDUCATION REGARDING THE DANGERS OF THE  
12 USE OF ALCOHOL AND DRUGS. BEFORE-AND-AFTER-SCHOOL PROGRAMS  
13 THAT ARE DESIGNED PRIMARILY TO INCREASE ACADEMIC ACHIEVEMENT OR  
14 THAT 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 MONEYS THAT MAY BE APPROPRIATED BY THE GENERAL  
14 ASSEMBLY TO THE FUND. == THE MONEYS IN THE FUND SHALL BE SUBJECT  
15 TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY TO THE DIVISION  
16 FOR THE PURPOSE OF PROVIDING GRANTS AS PROVIDED IN THIS SECTION  
17 AND THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH THE  
18 IMPLEMENTATION OF THIS SECTION. ANY MONEYS IN THE FUND NOT  
19 EXPENDED FOR THE PURPOSE OF THIS SECTION MAY BE INVESTED BY THE  
20 STATE TREASURER AS PROVIDED BY LAW. ALL INTEREST AND INCOME  
21 DERIVED FROM THE INVESTMENT AND DEPOSIT OF MONEYS IN THE FUND  
22 SHALL BE CREDITED TO THE FUND. THE DIVISION MAY EXPEND UP TO TWO  
23 PERCENT OF THE MONEYS ANNUALLY APPROPRIATED FROM THE FUND TO  
24 OFFSET THE COSTS INCURRED IN IMPLEMENTING THIS SECTION. ANY  
25 UNEXPENDED AND UNENCUMBERED MONEYS REMAINING IN THE FUND AT  
26 THE END OF A FISCAL YEAR SHALL REMAIN IN THE FUND AND SHALL NOT  
27 BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANOTHER FUND.

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**SECTION 4. Appropriation - adjustment to the 2007 Long**

**Bill.** (1) In addition to any other appropriation, for the fiscal year beginning July 1, 2007, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the Colorado student before-and-after-school project fund created in section 25-20.5-205 (4), Colorado Revised Statutes, the sum of three hundred thousand dollars (\$300,000), and such sum, or so much thereof as may be necessary, is further appropriated to the department of public health and environment, prevention services division, prevention partnerships, Tony Grampsas youth services program, for the Colorado student before-and-after-school project.

(2) For the implementation of this act, the appropriation made in section 21 of the annual general appropriation act for the fiscal year beginning July 1, 2007, shall be adjusted as follows: The general fund appropriation to the controlled maintenance trust fund is decreased by three hundred thousand dollars (\$300,000). \_\_\_\_\_

**SECTION 5. Effective date.** This act shall take effect July 1, 2007.

**SECTION 6. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.