

Second Regular Session  
Sixty-seventh General Assembly  
STATE OF COLORADO

**REENGROSSED**

*This Version Includes All Amendments  
Adopted in the House of Introduction*

LLS NO. 10-0308.01 Michael Dohr

**HOUSE BILL 10-1030**

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**HOUSE SPONSORSHIP**

**Peniston,** Benefield, Solano

**SENATE SPONSORSHIP**

**Steadman,** Hodge, Hudak, Williams

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**House Committees**

Education  
Appropriations

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING THE CREATION OF THE EARLY CHILDHOOD EDUCATOR**  
102 **DEVELOPMENT SCHOLARSHIP 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://www.leg.state.co.us/billsummaries>.)*

**Early Childhood and School Readiness Legislative Commission.** Subject to the receipt of sufficient federal moneys or gifts, grants, or donations, the bill creates the early childhood educator development scholarship program (program) in the department of education (department). The program will provide scholarships to

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 Unam ended  
February 12, 2010

HOUSE  
Am ended 2nd Reading  
February 10, 2010

persons who are employed in early childhood development who are pursuing an associate of arts degree in early childhood education. The department will administer the program and develop rules for application to the program, the selection of recipients, and the amount of awards. The resources for the early childhood educator development scholarship fund will come from the federal race to the top and early learning challenge moneys and gifts, grants, and donations. The department will provide all recipients with a unique educator identifier.

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

2           **SECTION 1.** Title 22, Colorado Revised Statutes, is amended BY  
3 THE ADDITION OF A NEW ARTICLE to read:

4                                   **ARTICLE 9.7**

5                                   **Early Childhood Educator Development**

6                                   **Scholarship Program**

7           **22-9.7-101. Early childhood educator development scholarship**  
8 **program - creation - eligibility.** SUBJECT TO THE RECEIPT OF SUFFICIENT  
9 MONEYS PURSUANT TO SECTION 22-9.7-103, THERE IS HEREBY CREATED  
10 IN THE DEPARTMENT OF EDUCATION THE EARLY CHILDHOOD EDUCATOR  
11 DEVELOPMENT SCHOLARSHIP PROGRAM, REFERRED TO IN THIS ARTICLE AS  
12 THE "SCHOLARSHIP PROGRAM", TO AWARD STIPENDS TO ASSIST PERSONS  
13 EMPLOYED IN EARLY CHILDHOOD EDUCATION IN OFFSETTING THE COSTS  
14 INCURRED IN OBTAINING AN ASSOCIATE OF ARTS DEGREE IN EARLY  
15 CHILDHOOD EDUCATION. THE DEPARTMENT SHALL AWARD STIPENDS ON  
16 A NEED BASIS, BASED ON THE CRITERIA SPECIFIED IN SECTION 22-9.7-102.  
17 THE STIPENDS SHALL BE AWARDED ON A YEARLY BASIS, AND RECIPIENTS  
18 SHALL REAPPLY EACH YEAR THAT THEY ARE ENROLLED IN THE ASSOCIATE  
19 OF ARTS DEGREE PROGRAM. THE SCHOLARSHIPS SHALL BE PAID FROM ANY  
20 MONEYS AVAILABLE IN THE EARLY CHILDHOOD EDUCATOR DEVELOPMENT  
21 SCHOLARSHIP FUND CREATED IN SECTION 22-9.7-103.

1                   **22-9.7-102. Scholarship program - rules - criteria for awards.**

2           (1) THE DEPARTMENT, BY RULE, SHALL COLLABORATE WITH THE  
3           DEPARTMENT OF HUMAN SERVICES, THE COLORADO COMMUNITY COLLEGE  
4           SYSTEM, AND THE OFFICE OF INFORMATION TECHNOLOGY, TO ESTABLISH  
5           THE PROCEDURES BY WHICH A PERSON MAY APPLY FOR A STIPEND  
6           THROUGH THE SCHOLARSHIP PROGRAM. AT A MINIMUM, THE RULES SHALL  
7           SPECIFY THE INFORMATION A PERSON SHALL SUBMIT AND THE DEADLINES  
8           FOR SUBMITTING THE APPLICATION.

9           (2) THE DEPARTMENT SHALL AWARD STIPENDS TO AN APPLICANT  
10          BASED ON THE FOLLOWING CRITERIA:

11          (a) THE APPLICANT'S DEMONSTRATED DEGREE OF FINANCIAL NEED,  
12          BASED ON THE RESOURCES OF THE APPLYING PERSON AND THE COST OF  
13          THE ASSOCIATE OF ARTS DEGREE PROGRAM FOR WHICH THE APPLICANT  
14          REQUESTS A STIPEND;

15          (b) THE APPLICANT'S DEMONSTRATED DEGREE OF PROFESSIONAL  
16          NEED;

17          (c) THE QUALITY OF THE ASSOCIATE OF ARTS DEGREE PROGRAM  
18          FOR WHICH THE APPLICANT REQUESTS A STIPEND;

19          (d) THE APPLICANT'S COMMITMENT TO TEACH IN EARLY  
20          CHILDHOOD EDUCATION FOR AT LEAST TWO YEARS AFTER RECEIVING THE  
21          ASSOCIATE OF ARTS DEGREE;

22          (e) THE APPLICANT'S CURRENT EMPLOYMENT IN AN EARLY  
23          CHILDHOOD CAPACITY; AND

24          (f) ANY OTHER CRITERIA ADOPTED BY RULE OF THE DEPARTMENT  
25          TO IDENTIFY APPLICANTS IN THE GREATEST NEED OF ASSISTANCE IN  
26          OBTAINING A REGIONALLY ACCREDITED ASSOCIATE OF ARTS DEGREE TO  
27          IMPROVE THEIR PERFORMANCE AS EARLY CHILDHOOD EDUCATORS.

1           (3) THE DEPARTMENT SHALL SET THE AMOUNT OF EACH STIPEND  
2           AWARDED BASED ON THE APPLICANT'S DEGREE OF NEED, THE COST OF THE  
3           ASSOCIATE OF ARTS DEGREE PROGRAM FOR WHICH THE APPLICANT  
4           REQUESTS A STIPEND, THE AMOUNT AVAILABLE IN THE EARLY CHILDHOOD  
5           EDUCATOR DEVELOPMENT SCHOLARSHIP FUND FOR THE APPLICABLE  
6           BUDGET YEAR, AND THE ANTICIPATED NUMBER OF PERSONS WHO WILL  
7           APPLY TO THE SCHOLARSHIP PROGRAM IN THE COURSE OF THE APPLICABLE  
8           BUDGET YEAR.

9           (4) THE DEPARTMENT SHALL ASSIGN AN EDUCATOR IDENTIFIER  
10          PURSUANT TO SECTION 22-68.5-102 TO EACH RECIPIENT OF A STIPEND  
11          PURSUANT TO THIS SECTION.

12           **22-9.7-103. Early childhood educator development scholarship**  
13          **fund - created.** (1) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT  
14          ANY COSTS ASSOCIATED WITH IMPLEMENTING THIS ARTICLE SHALL BE PAID  
15          FOR BY THE RECEIPT OF ANY AVAILABLE FEDERAL MONEYS OR OTHER  
16          GIFTS, GRANTS, OR DONATIONS AND THAT NO ADDITIONAL GENERAL FUND  
17          MONEYS BE APPROPRIATED FOR THE IMPLEMENTATION OF THE GRANT  
18          PROGRAM.

19          (2) THE DEPARTMENT IS AUTHORIZED TO SEEK, ACCEPT, AND  
20          EXPEND ANY FEDERAL MONEYS OR OTHER GIFTS, GRANTS, OR DONATIONS  
21          FOR THE PURPOSES OF THIS ARTICLE. IF NECESSARY, ANY GIFTS, GRANTS,  
22          OR DONATIONS SHALL BE TRANSMITTED TO THE STATE TREASURER WHO  
23          SHALL CREDIT THEM TO THE EARLY CHILDHOOD EDUCATOR DEVELOPMENT  
24          SCHOLARSHIP FUND, WHICH FUND IS HEREBY CREATED AND REFERRED TO  
25          IN THIS SECTION AS THE "FUND".

26          (3) THE MONEYS IN THE FUND SHALL BE CONTINUOUSLY  
27          APPROPRIATED TO THE DEPARTMENT FOR THE DIRECT AND INDIRECT COSTS

1 ASSOCIATED WITH IMPLEMENTING THIS ARTICLE. ANY MONEYS IN THE  
2 FUND NOT EXPENDED FOR THE PURPOSE OF THIS ARTICLE MAY BE  
3 INVESTED BY THE STATE TREASURER AS PROVIDED BY LAW. ALL INTEREST  
4 AND INCOME DERIVED FROM THE INVESTMENT AND DEPOSIT OF MONEYS  
5 IN THE FUND SHALL BE CREDITED TO THE FUND. ANY UNEXPENDED AND  
6 UNENCUMBERED MONEYS REMAINING IN THE FUND AT THE END OF A  
7 FISCAL YEAR SHALL REMAIN IN THE FUND AND SHALL NOT BE CREDITED OR  
8 TRANSFERRED TO THE GENERAL FUND OR ANOTHER FUND.

9 (4) THE DEPARTMENT SHALL RETAIN ONLY THE ACTUAL AMOUNT  
10 OF DIRECT AND INDIRECT COSTS NECESSARY TO IMPLEMENT THIS ARTICLE.

11 **22-9.7-104. Repeal of part.** (1) (a) ON OR BEFORE JULY 1, 2011,  
12 OR JULY 1 OF ANY YEAR THEREAFTER, THE EXECUTIVE DIRECTOR OF THE  
13 DEPARTMENT SHALL NOTIFY THE REVISOR OF STATUTES IN WRITING IF  
14 FEDERAL MONEYS ARE NOT RECEIVED AND ALLOCATED TO THE  
15 DEPARTMENT OR IF GIFTS, GRANTS, AND DONATIONS ARE NOT RECEIVED BY  
16 THE DEPARTMENT TO PROVIDE FOR THE AWARD OF GRANTS PURSUANT TO  
17 THIS ARTICLE.

18 (b) IF THE REVISOR OF STATUTES DOES NOT RECEIVE NOTICE  
19 PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (1), ON JULY 1, 2011,  
20 OR ON JULY 1 OF ANY YEAR THEREAFTER, THE EXECUTIVE DIRECTOR OF  
21 THE DEPARTMENT SHALL NOTIFY THE REVISOR OF STATUTES IN WRITING  
22 IF FEDERAL MONEYS OR GIFTS, GRANTS, OR DONATIONS ARE NOT  
23 AVAILABLE TO CONTINUE TO PROVIDE FOR THE AWARD OF GRANTS  
24 PURSUANT TO THIS ARTICLE.

25 (2) THIS ARTICLE IS REPEALED, EFFECTIVE THE JULY 1 FOLLOWING  
26 THE RECEIPT OF THE NOTICE BY THE REVISOR OF STATUTES PURSUANT TO  
27 PARAGRAPH (a) OR (b) OF SUBSECTION (1) OF THIS SECTION.

1           **SECTION 2. Act subject to petition - effective date.** This act  
2 shall take effect at 12:01 a.m. on the day following the expiration of the  
3 ninety-day period after final adjournment of the general assembly (August  
4 11, 2010, if adjournment sine die is on May 12, 2010); except that, if a  
5 referendum petition is filed pursuant to section 1 (3) of article V of the  
6 state constitution against this act or an item, section, or part of this act  
7 within such period, then the act, item, section, or part shall not take effect  
8 unless approved by the people at the general election to be held in  
9 November 2010 and shall take effect on the date of the official  
10 declaration of the vote thereon by the governor.