

**Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO**

REVISED

*This Version Includes All Amendments Adopted
on Second Reading in the Second House*

LLS NO. 10-0308.01 Michael Dohr

HOUSE BILL 10-1030

HOUSE SPONSORSHIP

Peniston, Benefield, Solano

SENATE SPONSORSHIP

Steadman, Hodge, Hudak, Williams

House Committees

Education
Appropriations

Senate Committees

Education
Appropriations

A BILL FOR AN ACT

101 **CONCERNING THE CREATION OF THE EARLY CHILDHOOD EDUCATOR**
102 **DEVELOPMENT SCHOLARSHIP PROGRAM.**

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.*

SENATE
2nd Reading Unam ended
March 19, 2010

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.

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.