

Second Regular Session
Sixty-fourth General Assembly
STATE OF COLORADO

REREVISED

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

LLS NO. 04-0407.01 Michele Hanigsberg

HOUSE BILL 04-1049

HOUSE SPONSORSHIP

Williams S.,

SENATE SPONSORSHIP

Johnson S.,

House Committees

Health, Environment, Welfare, & Institutions

Senate Committees

Health, Environment, Welfare & Institutions

A BILL FOR AN ACT

101 **CONCERNING CHILD CARE ASSISTANCE FOR FAMILIES WHO**
102 **TRANSITION OFF OF THE COLORADO WORKS PROGRAM FOR**
103 **SPECIFIED REASONS.**

Bill Summary

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

Subject to available appropriations, requires a county to provide child care assistance for a family transitioning off the Colorado works program ("program") due to employment or training without requiring the family to apply for low-income child care, unless:

The family is leaving the program under penalty as defined under the program;

The county does not include training as an eligible activity

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
3rd Reading Unamended
March 5, 2004

SENATE
2nd Reading Unamended
March 4, 2004

HOUSE
3rd Reading Unamended
February 3, 2004

HOUSE
Amended 2nd Reading
February 2, 2004

for low-income child care;
The family is leaving the program due to employment and will be at an income level that exceeds the county-adopted income eligibility limit for the county's child care assistance program; or
The county in which the family resides has a waiting list for the county's child care assistance program.

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

2 **SECTION 1.** 26-2-805 (1) (b), Colorado Revised Statutes, is
3 amended to read:

4 **26-2-805. Services - assistance provided.** (1) (b) (I) Subject to
5 available appropriations and pursuant to rules promulgated by the state
6 department, AND EXCEPT AS PROVIDED FOR IN SUBPARAGRAPH (II) OF THIS
7 PARAGRAPH (b), a county ~~may~~ SHALL provide child care assistance for a
8 family transitioning off the works program ~~or~~ DUE TO EMPLOYMENT OR
9 TRAINING WITHOUT REQUIRING THE FAMILY TO APPLY FOR LOW-INCOME
10 CHILD CARE, BUT SHALL REDETERMINE THE FAMILY'S ELIGIBILITY WITHIN
11 SIX MONTHS AFTER THE TRANSITION, AND MAY PROVIDE CHILD CARE
12 ASSISTANCE for any other family whose income does not exceed two
13 hundred twenty-five percent of the federal poverty level for a family of
14 the same size. A recipient of child care assistance shall be responsible for
15 paying a portion of such child care based upon the recipient's income and
16 the formula developed by rules of the state board. For any participant or
17 any person or family whose income rises to the level set by the county at
18 which the county may deny said participant, person, or family child care
19 assistance, the county is strongly encouraged to continue to provide such
20 assistance for a period of six months; except that in no event shall
21 assistance be provided if said income exceeds the maximum level for
22 eligibility for services set by federal law for a family of the same size.

1 During such period the county shall work with said participant, person,
2 or family to provide a gradual transition off of the child care assistance
3 provided pursuant to this paragraph (b) over a six-month period.

4 (II) A FAMILY TRANSITIONING OFF OF THE WORKS PROGRAM SHALL
5 NOT BE AUTOMATICALLY TRANSITIONED TO THE COLORADO CHILD CARE
6 ASSISTANCE PROGRAM PURSUANT TO SUBPARAGRAPH (I) OF THIS
7 PARAGRAPH (b) IF ANY OF THE FOLLOWING APPLY:

8 (A) THE FAMILY IS LEAVING THE WORKS PROGRAM DUE TO A
9 VIOLATION OF PROGRAM REQUIREMENTS AS DEFINED IN PART 7 OF THIS
10 ARTICLE, RULE OF THE STATE BOARD, OR POLICY OF A COUNTY
11 DEPARTMENT;

12 (B) THE FAMILY IS LEAVING THE WORKS PROGRAM FOR TRAINING
13 AND THE COUNTY IN WHICH THE FAMILY RESIDES DOES NOT INCLUDE
14 TRAINING AS AN ELIGIBLE ACTIVITY FOR LOW-INCOME CHILD CARE;

15 (C) THE FAMILY IS LEAVING THE WORKS PROGRAM DUE TO
16 EMPLOYMENT AND WILL BE AT AN INCOME LEVEL THAT EXCEEDS THE
17 COUNTY-ADOPTED INCOME ELIGIBILITY LIMIT FOR THE COUNTY'S CHILD
18 CARE ASSISTANCE PROGRAM; OR

19 (D) THE COUNTY IN WHICH THE FAMILY RESIDES HAS A WAITING
20 LIST FOR THE COUNTY'S CHILD CARE ASSISTANCE PROGRAM.

21 **SECTION 2. Effective date.** This act shall take effect at 12:01
22 a.m. on the day following the expiration of the ninety-day period after
23 final adjournment of the general assembly that is allowed for submitting
24 a referendum petition pursuant to article V, section 1 (3) of the state
25 constitution (August 4, 2004, if adjournment sine die is on May 5, 2004);
26 except that, if a referendum petition is filed against this act or an item,
27 section, or part of this act within such period, then the act, item, section,

- 1 or part, if approved by the people, shall take effect on the date of the
- 2 official declaration of the vote thereon by proclamation of the governor.