

SENATE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

March 24, 2016

Date

Committee on Health & Human Services.

After consideration on the merits, the Committee recommends the following:

HB16-1183 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend reengrossed bill, strike everything below the enacting clause and  
2 substitute:  
3 "SECTION 1. In Colorado Revised Statutes, 26-2-805, **amend**  
4 (2) and (7) (b) as follows:  
5 **26-2-805. Services - eligibility - assistance provided - waiting**  
6 **lists - rules.** (2) (a) The county may provide child care assistance for any  
7 ~~other~~ family whose income MEETS THE REQUIREMENTS OF SUBSECTION (1)  
8 OF THIS SECTION BUT does not exceed THE MAXIMUM FEDERAL LEVEL FOR  
9 ELIGIBILITY FOR SERVICES OF eighty-five percent of the state median  
10 income for a family of the same size. ~~Upon notification to counties by the~~  
11 ~~state department that the relevant human services case management~~  
12 ~~systems, including the Colorado child care automated tracking system, are~~  
13 ~~capable of accommodating this subsection (2), and for a participant or a~~  
14 ~~person or family whose income rises to the level set by the county at~~  
15 ~~which the county may deny the participant, person, or family child care~~  
16 ~~assistance, the county shall immediately notify the family that it is no~~  
17 ~~longer eligible for CCCAP and continue to provide the current CCCAP~~  
18 ~~subsidy to that family for no less than ninety days while the family makes~~  
19 ~~appropriate arrangements for child care. The county is strongly~~  
20 ~~encouraged to continue to provide child care assistance for a period of six~~  
21 ~~months, except that in no event shall child care assistance be provided if~~  
22 ~~the income exceeds the maximum level for eligibility for services set by~~  
23 ~~federal law for a family of the same size. During the six-month period the~~

1 ~~county shall work with the participant, person, or family to provide a~~  
2 ~~gradual transition off child care assistance provided pursuant to this~~  
3 ~~subsection (2).~~

4 (b) IF, AT THE TIME OF A PARTICIPANT'S, PERSON'S, OR FAMILY'S  
5 TWELVE-MONTH ELIGIBILITY REDETERMINATION, THE PARTICIPANT'S,  
6 PERSON'S, OR FAMILY'S INCOME RISES TO OR ABOVE THE LEVEL SET BY THE  
7 COUNTY AT WHICH THE COUNTY MAY DENY CHILD CARE ASSISTANCE, BUT  
8 THAT INCOME LEVEL REMAINS BELOW THE MAXIMUM FEDERAL ELIGIBILITY  
9 LEVEL OF EIGHTY-FIVE PERCENT OF THE STATE MEDIAN INCOME FOR A  
10 FAMILY OF THE SAME SIZE, THE COUNTY SHALL IMMEDIATELY NOTIFY THE  
11 PARTICIPANT, PERSON, OR FAMILY THAT IT IS NO LONGER ELIGIBLE FOR  
12 CCCAP.

13 (c) EXCEPT AS PROVIDED FOR IN PARAGRAPH (d) OF THIS  
14 SUBSECTION (2), THE COUNTY SHALL CONTINUE TO PROVIDE THE CURRENT  
15 CCCAP SUBSIDY TO A PARTICIPANT, PERSON, OR FAMILY WHO HAS LOST  
16 ELIGIBILITY PURSUANT TO PARAGRAPH (b) OF THIS SUBSECTION (2) FOR A  
17 PERIOD OF NO LESS THAN NINETY DAYS FROM THE TIME OF NOTIFICATION  
18 TO ALLOW THE PARTICIPANT, PERSON, OR FAMILY TO MAKE APPROPRIATE  
19 ALTERNATIVE ARRANGEMENTS FOR CHILD CARE. ADDITIONALLY, THE  
20 COUNTY IS STRONGLY ENCOURAGED TO CONTINUE TO PROVIDE CHILD  
21 CARE ASSISTANCE FOR A PERIOD OF SIX MONTHS FROM THE TIME OF  
22 NOTIFICATION. DURING THE SIX-MONTH PERIOD THE COUNTY SHALL WORK  
23 WITH THE PARTICIPANT, PERSON, OR FAMILY TO PROVIDE A GRADUAL  
24 TRANSITION OFF CHILD CARE ASSISTANCE PROVIDED PURSUANT TO THIS  
25 SUBSECTION (2).

26 (d) NOTWITHSTANDING ANY ELIGIBILITY LEVEL SET BY A COUNTY  
27 PURSUANT TO THIS SECTION, UNDER NO CIRCUMSTANCE MAY A COUNTY  
28 PROVIDE CHILD CARE ASSISTANCE PURSUANT TO THIS SECTION IF THE  
29 PARTICIPANT'S, PERSON'S, OR FAMILY'S INCOME EXCEEDS THE MAXIMUM  
30 LEVEL FOR ELIGIBILITY FOR SERVICES SET BY FEDERAL LAW OF  
31 EIGHTY-FIVE PERCENT OF THE STATE MEDIAN INCOME FOR A FAMILY OF  
32 THE SAME SIZE.

33 (7)(b) If a county reduces its income eligibility requirements, THE  
34 COUNTY SHALL CONTINUE TO ENROLL a child enrolled in CCCAP when  
35 the change is implemented ~~must continue to be enrolled in CCCAP~~ until  
36 the family's next eligibility redetermination or for six months, whichever  
37 is longer.

38 **SECTION 2. Safety clause.** The general assembly hereby finds,  
39 determines, and declares that this act is necessary for the immediate  
40 preservation of the public peace, health, and safety."

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