

Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 24-0499.01 Anna Petrini x5497

SENATE BILL 24-101

SENATE SPONSORSHIP

Baisley,

HOUSE SPONSORSHIP

Pugliese,

Senate Committees
Education

House Committees

A BILL FOR AN ACT

101 CONCERNING CLARIFYING OPERATIONAL AUTHORITY FOR CHILDREN'S
102 RESIDENT CAMP-RELATED ENTITIES.

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://leg.colorado.gov>.)

The bill incorporates children's resident camp visiting groups (visiting camp group) and children's resident camp rental facilities (camp rental facility) into the existing child care regulatory framework. The bill clarifies the allocation of responsibility for compliance with certain standards between visiting camp groups and camp rental facilities.

The bill assigns responsibility to visiting camp groups for

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

obtaining a license and complying with licensure standards if the visiting camp groups lease or use a camp rental facility. If a visiting camp group leases or uses a camp rental facility, the camp rental facility retains responsibility for compliance with campsite, fire safety, sanitation, and other physical facility standards. The bill creates an exception for visiting camp groups that conduct their activities at licensed children's resident camps.

The bill permits the department of early childhood (department) to streamline paperwork for visiting camp groups and enter into reciprocity agreements with other states. The bill adds visiting camp groups and camp rental facilities to the department's existing license application and fee structure. The bill extends existing fingerprinting exemptions for out-of-state employees of children's resident camps to out-of-state employees working for visiting camp groups and at camp rental facilities, and it exempts camp rental facilities from certain drinking water testing requirements.

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

2 **SECTION 1.** In Colorado Revised Statutes, 26.5-5-303, **amend**
3 (5)(b); and **add** (5.2) and (5.3) as follows:

4 **26.5-5-303. Definitions.** As used in this part 3, unless the context
5 otherwise requires:

6 (5) (b) A children's resident camp OR CHILDREN'S RESIDENT CAMP
7 VISITING GROUP serves children who have completed kindergarten or are
8 six years of age or older through children younger than nineteen years of
9 age; except that a person nineteen years of age or twenty years of age may
10 attend a children's resident camp if, within six months prior to attending
11 the children's resident camp, the person has attended or has graduated
12 from high school.

13 (5.2) "CHILDREN'S RESIDENT CAMP RENTAL FACILITY" MEANS A
14 FACILITY AVAILABLE FOR RENT, LEASE, OR OTHER USE BY A CHILDREN'S
15 RESIDENT CAMP VISITING GROUP, WHETHER OR NOT THE RENTAL FACILITY
16 IS LICENSED AS A CHILDREN'S RESIDENT CAMP PURSUANT TO THIS PART 3.

1 (5.3) "CHILDREN'S RESIDENT CAMP VISITING GROUP" MEANS ANY
2 GROUP THAT, FOR THREE OR MORE CONSECUTIVE TWENTY-FOUR-HOUR
3 DAYS DURING ONE OR MORE SEASONS OF THE YEAR, LEASES, RENTS, OR
4 OTHERWISE USES A CHILDREN'S RESIDENT CAMP RENTAL FACILITY OR
5 CHILDREN'S RESIDENT CAMP FOR THE CARE OF FIVE OR MORE CHILDREN.

6 **SECTION 2.** In Colorado Revised Statutes, 26.5-5-309, **add** (7)
7 as follows:

8 **26.5-5-309. Licenses - rules - definition.** (7) (a) A CHILDREN'S
9 RESIDENT CAMP VISITING GROUP SHALL OBTAIN A LICENSE AND COMPLY
10 WITH ALL OF THE STANDARDS ASSOCIATED WITH LICENSURE PURSUANT TO
11 THIS PART 3 WHEN IT LEASES, RENTS, OR OTHERWISE USES A CHILDREN'S
12 RESIDENT CAMP RENTAL FACILITY; EXCEPT THAT THE CHILDREN'S
13 RESIDENT CAMP RENTAL FACILITY RETAINS RESPONSIBILITY FOR
14 COMPLIANCE WITH THE STANDARDS PRESCRIBED BY DEPARTMENT RULES
15 THAT APPLY TO THE CAMPSITE, PHYSICAL FACILITIES, FIRE SAFETY, AND
16 SANITATION.

17 (b) IF A CHILDREN'S RESIDENT CAMP VISITING GROUP CONDUCTS
18 ITS ACTIVITIES AT A LICENSED CHILDREN'S RESIDENT CAMP, THEN THE
19 CHILDREN'S RESIDENT CAMP VISITING GROUP DOES NOT NEED TO OBTAIN
20 A CHILDREN'S RESIDENT CAMP LICENSE.

21 (c) THE DEPARTMENT MAY STREAMLINE THE PAPERWORK THAT
22 CHILDREN'S RESIDENT CAMP VISITING GROUPS COMPLETE TO MEET
23 LICENSING AND COMPLIANCE REQUIREMENTS. THE DEPARTMENT MAY
24 ENTER INTO RECIPROCITY AGREEMENTS WITH OTHER STATES.

25 **SECTION 3.** In Colorado Revised Statutes, 26.5-5-311, **amend**
26 (1)(a)(III); and **add** (2)(b)(I)(A.5) as follows:

27 **26.5-5-311. Fees - when original applications, reapplications,**

1 **and renewals for licensure are required - creation of child care**
2 **licensing cash fund - rules.** (1) (a) The department is authorized to
3 establish, pursuant to rules promulgated by the executive director,
4 permanent, time-limited, and provisional license fees and fees for
5 continuation of a license for the following types of child care
6 arrangements:

7 (III) Children's resident camps AND CHILDREN'S RESIDENT CAMP
8 VISITING GROUPS; and

9 (2) (b) (I) An original application and fee are required:

10 (A.5) WHEN AN INDIVIDUAL, PARTNERSHIP, CORPORATION, OR
11 ASSOCIATION PLANS TO OPERATE AS A CHILDREN'S RESIDENT CAMP
12 VISITING GROUP AND LEASES, RENTS, OR OTHERWISE USES A CHILDREN'S
13 RESIDENT CAMP RENTAL FACILITY;

14 **SECTION 4.** In Colorado Revised Statutes, 26.5-5-316, **amend**
15 (1)(a)(I)(B) as follows:

16 **26.5-5-316. Investigations and inspections - local authority -**
17 **reports - rules.** (1) (a) (I) (B) Rules promulgated by the executive
18 director pursuant to this subsection (1)(a)(I) must allow an exemption
19 from the fingerprint-based criminal history record check and the check of
20 the records and reports of child abuse or neglect maintained by the state
21 department of human services for those out-of-state employees working
22 in Colorado at a children's resident camp, CHILDREN'S RESIDENT CAMP
23 RENTAL FACILITY, OR IN A CHILDREN'S RESIDENT CAMP VISITING GROUP in
24 a temporary capacity for a camp that is in operation for fewer than ninety
25 days. Each person so exempted from fingerprinting and the check of the
26 records and reports of child abuse or neglect maintained by the state
27 department of human services shall sign a statement that affirmatively

1 states that the person has not been convicted of any charge of child abuse,
2 unlawful sexual offense, or any felony. Prospective employers of
3 exempted persons shall conduct reference checks of the prospective
4 employees in order to verify previous work history and shall conduct
5 personal interviews with each prospective employee.

6 **SECTION 5.** In Colorado Revised Statutes, 25-8-901, **amend** (1)
7 as follows:

8 **25-8-901. Definitions.** As used in this part 9, unless the context
9 otherwise requires:

10 (1) "Child care center" has the meaning set forth in section
11 26-6-903 (5); except that "child care center" does not include:

12 (a) A summer camp; ~~or~~

13 (b) A children's resident camp, as defined in section 26.5-5-303
14 (5); OR

15 (c) A CHILDREN'S RESIDENT CAMP RENTAL FACILITY, AS DEFINED
16 IN SECTION 26.5-5-303 (5.2).

17 **SECTION 6. Act subject to petition - effective date.** This act
18 takes effect at 12:01 a.m. on the day following the expiration of the
19 ninety-day period after final adjournment of the general assembly; except
20 that, if a referendum petition is filed pursuant to section 1 (3) of article V
21 of the state constitution against this act or an item, section, or part of this
22 act within such period, then the act, item, section, or part will not take
23 effect unless approved by the people at the general election to be held in
24 November 2024 and, in such case, will take effect on the date of the
25 official declaration of the vote thereon by the governor.