

Title of Proposed Rule: Colorado School Readiness Quality Improvement Program

CDEC Tracking #: 2023-03-002

Office, Division, & Program:
Colorado Department of Early
Childhood
Division of Early Learning
Access and Quality,
Early Learning Access and
Quality Unit

Rule Author: Karen Enboden

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RULEMAKING PACKET

Type of Rule:

Regular

Emergency

Regular following Emergency
SoS# _____

This package is submitted for: *(check all that apply)*

County
Subcommittee
Review (if
needed)

Rules Advisory
Council Review

Review by
Attorney
General's Office

Final Public
Rulemaking Hearing by
the Executive Director

Estimated Dates – What dates are you hoping to have this reviewed by the following groups?

County Subcommittee (if required)	April 6, 2023
Rules Advisory Council	April 13, 2023
Public Rulemaking Hearing	May 15, 2023
Effective Date	July 15, 2023
If emergency rule – effective date of permanent rule?	N/A
Is this date legislatively required?	No

What other state departments, offices, and/or divisions have been consulted in the creation or revision of this rule package? (examples could include: Colorado Department of Human Services; Colorado Department of Education; Office of Information Technology; CDEC Legislative and Policy Division; etc.):

Division of Early Learning Licensing Administration

Comments / Notes from Review by Rules Advisory Council Manager:

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STATEMENT OF BASIS AND PURPOSE

Summary of the basis and purpose for new rule or rule change.

*Explain why the rule or rule change is necessary and what the program hopes to accomplish through this rule. **1500 Character max***

The purpose of these proposed rules is to provide a general cleanup of the School Readiness Quality Improvement Program (SRQIP) rules. The SRQIP Program is part of the Colorado Shines quality rating and improvement system (QRIS) and provides funding to Early Childhood Councils to improve school readiness of children five years of age and younger who are enrolled in licensed early childhood education programs. The Colorado Shines QRIS, referred to as the Colorado Shines system, measures the level of preparedness of, and quality services provided by, an early childhood education program to prepare children to enter kindergarten. This proposed rule also relocates the rules from CDHS to CDEC, and changes the eligibility of a licensed Child Care program to be able to access SRQIP Quality Improvement funding at a Colorado Shines Level 1 vs. a Colorado Shines Level 2 based on SB18-099. A Colorado Shines Level 1 program is a program that is licensed through the Department of Early Childhood. A Colorado Shines Level 2 program is a program that is licensed through the Department of Early Childhood and has completed the requirements to become a Level 2 program. These requirements include registering staff within the Colorado Shines Professional Development Information System (PDIS), completing a quality self-assessment, completing a quality improvement plan, and ensuring 75% of all education staff have completed a minimum of 10 training hours in the PDIS system. The SRQIP has been operating as required by law (SB18-099), but these amendments more clearly align the SRQIP rules with state law.

An emergency rule-making (which waives the initial Administrative Procedure Act noticing requirements) is necessary:

- to comply with state/federal law and/or
- to preserve public health, safety and welfare

Justification for emergency:

Executive Director Authority for Rule:

Code	Description
26.5-1-105(1) C.R.S. (2022)	The executive director is authorized to promulgate all rules for the administration of the department and for the execution and administration of the functions specified in section 26.5-1-109 and for the programs and services specified in this title 26.5.

Program Authority for Rule: *Give federal and/or state citations and a summary of the language authorizing the rule-making function AND authority.*

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Code	Description
24-4-103, C.R.S.	State Administrative Procedure Act
26.5-5-102(3)(a)-(b), C.R.S.	"(3)(a)An early childhood council seeking school-readiness quality improvement funding from the department pursuant to this section must apply directly to the department in the manner specified by department rule. An early childhood council applying for school-readiness quality improvement funding pursuant to this section must develop and submit a school-readiness plan to improve the school readiness of children in the community as described in subsection (5) of this section and shall meet any additional eligibility requirements specified by department rule. (b) Early childhood councils that receive school-readiness quality improvement funding pursuant to this section shall prioritize the distribution of the money to participating early childhood education programs that serve children five years of age or younger with risk factors associated with not being school ready, including but not limited to children living in low-income families, as specified by department rule."
26.5-5-102(6)(a)-(b), C.R.S.	"(a) The executive director shall promulgate rules for the implementation of this section, including but not limited to rules that: (I) Specify the procedure by which an early childhood council may apply for school-readiness quality improvement funding pursuant to the program; and (II) Specify the manner in which school-readiness quality improvement funding is distributed to early childhood councils, ensuring an equitable distribution between rural and urban communities; and (III) Identify any additional eligibility requirements for early childhood councils seeking school-readiness quality improvement funding. (b) At a minimum, the rules promulgated pursuant to this subsection (6) must identify a specific and measurable level of improvement in the Colorado shines system that an early childhood education program must achieve within each Colorado shines rating cycle in order to continue receiving school-readiness quality improvement funding, as well as the eligibility criteria for continued participation in the program. In addition, the department by rule may require preschool providers to attain within a Colorado shines rating cycle specific and measurable improvement on the quality standards established for preschool providers pursuant to section 26.5-4-205."

Does the rule incorporate material by reference?

Yes

No

Does this rule repeat language found in statute?

Yes

No

If yes, please explain.

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REGULATORY ANALYSIS

1. List of groups impacted by this rule.

Which groups of persons will benefit, bear the burdens or be adversely impacted by this rule? How will the rule impact particular populations, such as populations experiencing poverty, immigrant/refugee communities, non-English speakers, and rural communities?

Early Childhood Councils, Early Childhood Education Programs, and the children and families attending the Early Childhood Education Programs receiving quality improvement funding through the School Readiness Quality Improvement Program will benefit from these proposed rules.

2. Describe the qualitative and quantitative impact.

How will this rule-making impact those groups listed above? How many people will be impacted? What are the short-term and long-term consequences of this rule?

Generally, the rule revisions provide a technical clean up, remove obsolete language, and relocate the rules from CDHS to CDEC. The School Readiness Quality Improvement Program (SRQIP) rules outline mandatory provisions concerning the process for Early Childhood Councils to apply for funding, early childhood education program eligibility criteria, and the Colorado Shines Quality Rating and Improvement System requirement that programs improve their rating to maintain eligibility. Changes have the following impact for the following groups:

Early Childhood Councils (ECC) – There are currently 35 ECCs that cover all 64 counties. These rules cover the application requirements for ECCs applying for quality improvement funding. School Readiness Quality Improvement Program funding is available to all 35 Early Childhood Councils.

Early Education Programs – The SRQIP rules provide information for the Colorado Shines Quality Rating and Improvement System, and updates language regarding program eligibility.

Children and families attending early childhood education program receiving quality improvement grants through this program – Children and families attending Early Childhood Education programs will see an increase in quality, which is correlated to improving school readiness for children entering kindergarten. This will be measured through the Colorado Shines Quality Rating and Improvement system.

3. Alignment and Coordination.

Do the proposed rules or rule revisions (indicate all that apply):

X	Reduce the administrative burden on families and providers of accessing programs and services, implementing programs, and providing services
X	Decrease duplication and conflicts in implementing programs and providing services
X	Increase equity in access to programs and services and in child and family outcomes
X	Increase administrative efficiencies among the programs and services provided by the department
X	Ensure that the rules are coordinated across programs and services so that programs

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are implemented and services are provided with improved ease of access, quality of family and provider experience, and ease of implementation by state, local, and tribal agencies

4. Fiscal Impact

*For each of the categories listed below explain the distribution of dollars; please identify the costs, revenues, matches or any changes in the distribution of funds even if such change has a total zero effect for any entity that falls within the category. If this rule-making requires one of the categories listed below to devote resources without receiving additional funding, please explain why the rule-making is required and what consultation has occurred with those who will need to devote resources. **Answer should NEVER be just “no impact” answer should include “no impact because....”***

State Fiscal Impact (Identify all state agencies with a fiscal impact, including any Colorado Benefits Management System (CBMS) change request costs required to implement this rule change)

There is no direct fiscal impact because data systems do not need to be updated and policies for implementation are already in place.

County Fiscal Impact

There is no direct fiscal impact because these funds do not flow through counties, these funds flow through Early Childhood Councils.

Federal Fiscal Impact

There is no direct fiscal impact because there is an established budget for this program and no further funding is required to implement these changes.

Other Fiscal Impact (such as providers, local governments, etc.)

These proposed rules have minimal workload impact to Early Childhood Councils or Early Education Programs.

5. Data Description

List and explain any data, such as studies, federal announcements, or questionnaires, which were relied upon when developing this rule?

No formal studies were used or referenced to develop these proposed rules. The proposed revisions to these rules are based on statutory requirements. References to the data system tracking within the SRQIP rules were updated in previous rulemaking.

6. Describe the monitoring and evaluation.

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How will implementation of this proposed rule or rule revision be monitored and evaluated? Please include information about measures and indicators that CDEC will utilize, including information on specific populations (identified above).

Monitoring of program effectiveness is done through the Colorado Shines Quality Rating and Improvement System.

7. Alternatives to this Rule-making

Describe any alternatives that were seriously considered. Are there any less costly or less intrusive ways to accomplish the purpose(s) of this rule? Explain why the program chose this rule-making rather than taking no action or using another alternative. Answer should NEVER be just “no alternative” answer should include “no alternative because...”

There are no alternatives to these proposed rules since the basis for the revisions is statutory alignment and to relocate the rules from CDHS to CDEC.

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OVERVIEW OF PROPOSED RULE

Compare and/or contrast the content of the current regulation and the proposed change.

Rule section Number	Issue	Old Language	New Language or Response	Reason / Example / Best Practice	Public Comment No / Detail
7.000	<i>Incorrect Statutory Reference</i>	<i>Section 26.5.103 C.R.S.</i>	<i>Section 26.5-101(3) C.R.S.</i>		
Entire Rule	New CCR and C.R.S. references and numbering	A technical change to update references and numbering	The chance is being made to move rule from CDHS to the new department, CDEC.	New Department of Early Childhood effective 7/1/2022	
Movement of Rule Placement	Social Services Rules	Social Services Rules	GENERAL EARLY CHILDHOOD ADMINISTRATION AND PROGRAMS	NUMBERING	
Entire Rule	Department of Human Services	Department of Human Services	DEPARTMENT OF EARLY CHILDHOOD	NEW DEPARTMENT OF EARLY CHILDHOOD EFF 7/1/2022	
1.202 B 2 b	Statutory update	Strategies developed in partnership with community partners to include at minimum, county departments of human or social services, for how the early childhood council will target and recruit early education programs that are rated in the Colorado Shines system at a level two(2) or higher or that are licensed programs with demonstrated hardship that are actively working toward a Level two (2) rating to:	STRATEGIES DEVELOPED IN PARTNERSHIP WITH COMMUNITY PARTNERS TO INCLUDE, AT MINIMUM, COUNTY DEPARTMENTS OF HUMAN SERVICES OR SOCIAL SERVICES, FOLLOWS THE EARLY CHILDHOOD COUNCIL WILL TARGET AND RECRUIT LICENSED EARLY CHILDHOOD EDUCATION PROGRAMS THAT ARE RATED IN THE COLORADO SHINES SYSTEM, AT A LEVEL TWO (2) OR HIGHER OR THAT ARE LICENSED PROGRAMS WITH DEMONSTRATED HARDSHIP THAT ARE ACTIVELY WORKING TOWARD A COLORADO SHINES SYSTEM LEVEL TWO (2) RATING TO:	MORE ACCESS FOR ALL LICENSED PROGRAMS TO ACCESS QUALITY FUNDING, EMPHASIED PROGRAMS MUST BE LICENSED	
1.202 A		An Early Childhood Council seeking school readiness quality improvement program funds must apply directly to the state department through a formal procurement	AN EARLY CHILDHOOD COUNCIL, CONVENED THROUGH THE COLORADO DEPARTMENT OF EARLY CHILDHOOD, SEEKING SCHOOL READINESS QUALITY IMPROVEMENT PROGRAM FUNDS MUST APPLY	ELPLICITLY INDICATES THESE ARE ONLY FOR ECCS THAT HAVE GONE THROUGH THE APPROVED CONVENING PROCESS AS	

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		process that ensures an equitable distribution between rural and urban communities.	DIRECTLY TO THE STATE DEPARTMENT THROUGH A FORMAL PROCUREMENT PROCESS THAT ENSURES AN EQUITABLE DISTRIBUTIO BETWEEN RURAL AND URBAN COMMUNITIES.	OUTLINED IN ECC RULES 12 CCR-2509-8 7.717	
1.203 B 2	Statutory update	Rated in the Colorado Shines system at a quality level (1) with a demonstrated hardship that requires additional resources in order to reach a quality level two (2)	{REMOVAL OF THIS LANGUAGE}	PROGRAMS CAN ACCESS THE FUNDING AT A LEVEL 1 REGARDLESS OF A SPECIFIED HARDSHIP. ALL LICENSED PROGRAMS AT LEVEL 2, WISHING TO PURSUE HIGHER LEVELS OF QUALITY AND HAVE FAMILIES ENROLLED WITH IDENTIFIED NEEDS AS STATED IN DEFINITIONS ARE ELIGIBLE TO ACCESS THESE FUNDS FOR QUALITY IMPROVEMENT PURPOSES, MAKING THESE FUNDS MORE ACCESSIBLE	
1.205 A	Statutory update	To be eligible for quality improvement funds, early childhood education programs are required to participate in the Colorado Shines quality rating system with the goal to earn and/or maintain a high quality rating.	TO BE ELIGIBLE FOR QUALITY IMPROVEMENT FUNDS, EARLY CHILDHOOD EDUCATION PROGRAMS ARE REQUIRED TO PARTICIPATE IN THE COLORADO SHINES QUALITY RATING SYSTEM WITH THE GOAL TO EARN AND/OR MAINTAIN A HIGH QUALITY LEVEL THREE THROUGH 5 RATING AS OUTLINED IN RULE 1.205(B).	BETTER CLARIFICATION OF WHAT IS BEING REFERENCED AS A HIGH QUALITY RATING AND WHERE THAT IS OUTLINES.	
1.205 B. 1.	Statutory update	Early childhood education programs that complete an onsite Colorado Shines assessment and do not achieve a high quality rating must re-rate within an eighteen (18) month time period.	EARLY CHILDHOOD EDUCATION PROGRAMS THAT COMPLETE AN ONSITE COLORADO SHINES ASSESSMENT AND DO NOT ACHIEVE A HIGH QUALITY RATING MUST APPLY FOR A SUBSEQUENT RATING	CLARIFIES THAT THE PROGRAM MUST APPLY TO BE RATED WITHIN 18 MONTHS V. BE RATED WITHIN 18 MONTHS TO	

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			WITHIN AN EIGHTEEN (18) MONTH TIME PERIOD.	ACCOMMODATE ANY DELAYS IN SCHEDULING PROGRAMS FOR A RATING.	
1.207	Statutory update	The state department, through the Division of Early care and Learning shall provide for an informal dispute resolution process to include a consultation and appeal process, through the Colorado Shines system.	The state department, through the Division of Early Learning Access and Quality , shall provide for an informal dispute resolution process to include a consultation and appeal process, through the Colorado Shines system.	UPDATE DIVISION NAME WITHIN THE NEW DPARTMENT OF EARLY CHILDHOOD	

STAKEHOLDER COMMENT SUMMARY

Development

The following individuals and/or entities were included in the development of these proposed rules (such as other Program Areas, Legislative Liaison, and RAC Subcommittee):

Early Childhood Councils, Early Childhood Braintrust made up of parents, caregivers, providers, and early childhood advocates. These entities and individuals were invited to review and make comment on the proposed changes.

This Rule-Making Package

The following individuals and/or entities were contacted and informed that this rule-making was proposed for consideration by the Rule Advisory Council / CDEC:

Public feedback was received through a shared google document of the draft rules for a 30-day comment period. The proposed rules were shared directly with each Early Childhood Council and each member of the Early Childhood Braintrust.

Other State Agencies

Are other State Agencies (such as CDHS, CDE, HCPF or CDPHE) impacted by these rules? If so, have they been contacted and provided input on the proposed rules?

Yes No

If yes, who was contacted and what was their input?

RAC County Subcommittee Review (if applicable)

Do the proposed rules have an impact on the functions, programs or services delivered by counties?

Yes No

If yes, have these rules been reviewed by the County Subcommittee?

Yes No

Date presented	
What issues were raised?	
If not presented, explain why.	

Rules Advisory Council Review

Date presented	4/13/2023		
What issues were raised?			
Recommendation from RAC to Approve, Approve with Changes, or Not Approve			
Vote Count	<i>For</i>	<i>Against</i>	<i>Abstain</i>
Any additional notes.			

Other Comments

Comments were received from stakeholders on the proposed rules:

Yes No

If “yes,” summarize and/or attach the feedback received, by specifying the section and including the Department/Office/Division response. Provide proof of agreement or ongoing issues with a letter or public testimony by the stakeholder.

Comments were received through two groups of stakeholders that represent Early Childhood Councils, parents, caregivers, providers and early childhood advocates. These groups were provided the rule drafts and asked to provide feedback through a written document.

As this is a technical revision of rule, these were not posted for public comment, comment was received by parties named above. No disagreement to changes. Comments included edits, and questions related to when a program must be re-rated. Clarification was provided that a program must request a rating within 18 months if they do not obtain a high quality rating (see Rule 1.205(B)(1).~~clarification around the timing a program must go through a rating, which has been clarified in the rule draft~~

Title of Proposed Rule:

Early Childhood Councils

CDEC Tracking #: 2023-03-003

Office, Division, & Program:
CDEC, Division of Early Learning Access and Quality, Early Learning Access and Quality

Rule Author: Karen Enboden

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RULEMAKING PACKET

Type of Rule:

Regular

Emergency

Regular following Emergency SoS#_____

This package is submitted for: (check all that apply)

County Subcommittee Review (if needed)

Rules Advisory Council Review

Review by Attorney General's Office

Final Public Rulemaking Hearing by the Executive Director

Estimated Dates – What dates are you hoping to have this reviewed by the following groups?

County Subcommittee (if required)	April 6, 2023
Rules Advisory Council	April 13, 2023
Public Rulemaking Hearing	May 15, 2023
Effective Date	July 15, 2023
If emergency rule – effective date of permanent rule?	N/A
Is this date legislatively required?	No

What other state departments, offices, and/or divisions have been consulted in the creation or revision of this rule package? (examples could include: Colorado Department of Human Services; Colorado Department of Education; Office of Information Technology; CDEC Legislative and Policy Division; etc):

Division of Early Learning Licensing Administration

Comments / Notes from Review by Rules Advisory Council Manager:

Title of Proposed Rule:

Early Childhood Councils

CDEC Tracking #: 2023-03-003

Office, Division, & Program:
CDEC, Division of Early Learning Access and Quality, Early Learning Access and Quality

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STATEMENT OF BASIS AND PURPOSE

Summary of the basis and purpose for new rule or rule change.

Explain why the rule or rule change is necessary and what the program hopes to accomplish through this rule. 1500 Character max

There are thirty-five (35) Early Childhood Councils (ECC) serving all 64 counties of Colorado. ECCs work within their county catchment areas to serve in creating a seamless system of early childhood services representing collaboration among various public and private stakeholders for the effective delivery of early childhood services in the areas of early care and education, family support, mental health, and health. This rule packet serves as a technical cleanup of the Early Childhood Council (ECC) rules, to move the ECC rules from CDHS to CDEC, and update the examples of a convening entity.

An emergency rule-making (which waives the initial Administrative Procedure Act noticing requirements) is necessary:

to comply with state/federal law and/or

to preserve public health, safety and welfare

Justification for emergency:

N/A

Executive Director Authority for Rule:

Code	Description
26.5-1-105(1), C.R.S.	The executive director is authorized to promulgate all rules for the administration of the department and for the execution and administration of the functions specified in section 26.5-1-109 and for the programs and services specified in this title 26.5.

Program Authority for Rule: Give federal and/or state citations and a summary of the language authorizing the rule-making function AND authority.

Code	Description
24-4-103, C.R.S.	State Administrative Procedure Act
26.5-2-204(5), C.R.S.	"The executive director shall promulgate rules to define the standards for acceptance of applications made pursuant to this section. Acceptance of an application is automatic if the application is complete, the signatures are in order, and it meets the standards set forth by the executive director pursuant to this subsection (5)."
26.5-2-207(2)(a), C.R.S.	"The executive director shall promulgate rules to develop and distribute to councils the application form and application process to be used by each council seeking to receive council infrastructure, quality improvement, technical assistance, and evaluation funding from the early childhood cash fund created in section 26.5-2-209, C.R.S., and other funding sources appropriated for early childhood services."

Title of Proposed Rule:

Early Childhood Councils

CDEC Tracking #: 2023-03-003

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Does the rule incorporate material by reference?

Yes

No

Does this rule repeat language found in statute?

Yes

No

If yes, please explain.

<p>Each Early Childhood Council shall designate and enter into a formal, written agreement with a fiscal agent that requires the fiscal agent to comply with fiscal contractual requirements. Therefore the ECC rules reference the State of Colorado's Fiscal rules that are located in 1 CCR 101-1 and the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards rules that are located in 2 C.F.R. Part 200.</p>

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Early Childhood Councils

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REGULATORY ANALYSIS

1. List of groups impacted by this rule.

Which groups of persons will benefit, bear the burdens or be adversely impacted by this rule? How will the rule impact particular populations, such as populations experiencing poverty, immigrant/refugee communities, non-English speakers, and rural communities?

Early Childhood Councils

2. Describe the qualitative and quantitative impact.

How will this rule-making impact those groups listed above? How many people will be impacted? What are the short-term and long-term consequences of this rule?

Generally, these proposed rule revisions provide a technical clean up, remove obsolete language, and transfer the rules from CDHS to CDEC. This will have little to no impact on ECCs. The removal of the obsolete language helps to clarify the expectations for ECCs. There was reference to the Colorado Preschool Program, which is no longer in existence within the state.

3. Alignment and Coordination.

Do the proposed rules or rule revisions (indicate all that apply):

X	Reduce the administrative burden on families and providers of accessing programs and services, implementing programs, and providing services
X	Decrease duplication and conflicts in implementing programs and providing services
X	Increase equity in access to programs and services and in child and family outcomes
X	Increase administrative efficiencies among the programs and services provided by the department
X	Ensure that the rules are coordinated across programs and services so that programs are implemented and services are provided with improved ease of access, quality of family and provider experience, and ease of implementation by state, local, and tribal agencies

4. Fiscal Impact

*For each of the categories listed below explain the distribution of dollars; please identify the costs, revenues, matches or any changes in the distribution of funds even if such change has a total zero effect for any entity that falls within the category. If this rule-making requires one of the categories listed below to devote resources without receiving additional funding, please explain why the rule-making is required and what consultation has occurred with those who will need to devote resources. **Answer should NEVER be just “no impact” answer should include “no impact because....”***

State Fiscal Impact (Identify all state agencies with a fiscal impact, including any Colorado Benefits Management System (CBMS) change request costs required to implement this rule change)

There is no direct fiscal impact because this is an established program and does not need system updates.

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County Fiscal Impact

There is no direct fiscal impact because these funds do not support county level work other than those counties who are also designated as Early Childhood Councils or act as the fiscal agent on behalf of an Early Childhood Council

Federal Fiscal Impact

There is no direct fiscal impact because this is an established program with an established budget and no further funding is required to implement these changes.

Other Fiscal Impact (such as providers, local governments, etc.)

The proposed changes to the ECC rules have minimal workload impact to Early Childhood Councils.

5. Data Description

List and explain any data, such as studies, federal announcements, or questionnaires, which were relied upon when developing this rule?

No formal studies were used or referenced; the proposed revisions are based on statutory requirements.

6. Describe the monitoring and evaluation.

How will implementation of this proposed rule or rule revision be monitored and evaluated? Please include information about measures and indicators that CDEC will utilize, including information on specific populations (identified above).

CDEC meets monthly with each ECC to review their scope of work, deliverables and budget management. CDEC additionally requires an annual report from each ECC. CDEC requires each ECC apply for available funding every 5 years through a request for application process. Through regular monthly meetings with Early Childhood Councils reviews the submitted documentation annually, and every 5 years, with requests for funding distribution.

7. Alternatives to this Rule-making

Describe any alternatives that were seriously considered. Are there any less costly or less intrusive ways to accomplish the purpose(s) of this rule? Explain why the program chose this rule-making rather than taking no action or using another alternative. Answer should NEVER be just “no alternative” answer should include “no alternative because...”

There are no alternatives to this rule making because the basis is statutory alignment, and relocation of the rules from CDHS to CDEC.

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Early Childhood Councils

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OVERVIEW OF PROPOSED RULE

Compare and/or contrast the content of the current regulation and the proposed change.

Rule section Number	Issue	Old Language	New Language or Response	Reason / Example / Best Practice	Public Comment No / Detail
7.000	<i>Incorrect Statutory Reference</i>	<i>Section 26.5.103 C.R.S.</i>	<i>Section 26.5-101(3) C.R.S.</i>		
Entire Rule	New CCR and C.R.S. references and numbering	A technical change to update references and numbering	The change is being made to move rule from CDHS to the new department, CDEC.	New Department of Early Childhood effective 7/1/2022	
Entire Rule	Department of Human Services	Department of Human Services	DEPARTMENT OF EARLY CHILDHOOD	NEW DEPARTMENT OF EARLY CHILDHOOD EFF 7/1/2022	
Entire Rule	Consistency with capitalization	department, county, State Department	DEPARTMENT, COUNTY, STATE DEPARTMENT	CONSISTENCY WITH CAPITALIZATION	
Movement of Rule Placement	Social Services Rules	Social Services Rules	GENERAL EARLY CHILDHOOD ADMINISTRATION AND PROGRAMS	NUMBERING	
1.301 A	Statutory update	Children means children eight year of age or younger	CHILDREN MENAS CHILDREN FIVE YEARS OF AGE OR YOUNDER	MATCH STATUTE LANGAGE	
1.301 B	Statutory update	County department means the county or Department of Human Services or Social Services	COUNTY DEPARTMENT MEAND THE COUNTY OR DISTRICT DEPARTMENT OF HUMAN SERVICES OR SOCIAL SERVICES	MATCH STATUTE LANGAGE	
1.301 J	Statutory update	“Resource and referral agency” is a required Early Childhood Council membership stakeholder group that includes, but is not limited to, a representative from a child care resource and referral agency or other agency that provides this support for parents with children five (8) years of age or younger.	“RESOURCE AND REFERRAL AGENCY” IS A REQUIRED EARLY CHILDHOOD COUNCIL MEMBERSHIP STAKEHOLDER GROUP THAT INCLUDES, BUT IS NOT LIMITED TO, A REPRESENTATIVE FROM A CHILD CARE RESOURCE AND REFERRAL AGENCY OR OTHER AGENCY THAT PROVIDES THIS SUPPORT FOR PARENTS WITH CHILDREN FIVE (5) YEARS OF AGE OR YOUNGER.	MATCH STATUTE LANGAGE	
1.302 A. 5.	Statutory update	A Colorado Preschool Program Council	{REMOVE LANGUAGE}	REMOVE TO INDICATE	

Title of Proposed Rule:

Early Childhood Councils

CDEC Tracking #: 2023-03-003

Office, Division, & Program:
CDEC, Division of Early Learning Access and Quality,
Early Learning Access and Quality

Rule Author: Karen Enboden

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				THIS IS NO LONGER AN EXAMPLE OF CONVENING ENTITY	
1.302 E 3	Statutory update	The participating Early Childhood Council members that includes stakeholders	THE PARTICIPATING EARLY CHILDHOOD COUNCIL MEMBERS THAT INCLUDES REQUIRED STAKEHOLDERS	MATCH STATUTE	
1.303 B	Statutory Update	Early Childhood Council's service area may include more than one county.	AN EARLY CHILDHOOD COUNCIL'S SERVICE AREA MAY INCLUDE MORE THAN ONE COUNTY.	READABILITY	
1.304 A	Statutory update	To the extent practicable, reflect local needs and cultural and geographic diversity within the service area;	REFLECT LOCAL NEEDS AND CULTURAL AND GEOGRAPHIC DIVERSITY WITHIN THE SERVICE AREA;	MATCH STATUTE	
1.304 B	Statutory update	Each member of an Early Childhood Council shall sign a Memorandum of Understanding on behalf of the organization he or she represents to participate in and collaborate on the work of the Early Childhood Council.	EACH MEMBER OF AN EARLY CHILDHOOD COUNCIL SHALL SIGN A MEMORANDUM OF UNDERSTANDING ON BEHALF OF THE ORGANIZATION THE MEMBER REPRESENTS TO PARTICIPATE IN AND COLLABORATE ON THE WORK OF THE EARLY CHILDHOOD COUNCIL.	REMOVE REFERENCES TO GENDER	
1.305 A 1,3-7	Statutory update	To apply, To establish, To select, To conduct, To actively	APPLY, ESTABLISH, SELECT, CONDUCT, ACTIVELY	READABILITY	
1.306 B 1	Statutory update	The Council's designated service area, as defined in	The Council's designated service area, as described in	MATCH STATUTE	

STAKEHOLDER COMMENT SUMMARY

Development

The following individuals and/or entities were included in the development of these proposed rules (such as other Program Areas, Legislative Liaison, and RAC Subcommittee):

Early Childhood Councils

This Rule-Making Package

The following individuals and/or entities were contacted and informed that this rule-making was proposed for consideration by the Rule Advisory Council / CDEC:

Public feedback and comments were received from impacted stakeholders and Early Childhood Councils on a shared google document of the draft rules during a 30-day comment period.

Other State Agencies

Are other State Agencies (such as CDHS, CDE, HCPF or CDPHE) impacted by these rules? If so, have they been contacted and provided input on the proposed rules?

Yes No

If yes, who was contacted and what was their input?

--

RAC County Subcommittee Review (if applicable)

Do the proposed rules have an impact on the functions, programs or services delivered by counties?

Yes No

If yes, have these rules been reviewed by the County Subcommittee?

Yes No

Date presented	4/6/2023
What issues were raised? If not presented, explain why.	

Rules Advisory Council Review

Date presented	4/13/2023		
What issues were raised?			
Recommendation from RAC to Approve, Approve with Changes, or Not Approve			
Vote Count	<i>For</i>	<i>Against</i>	<i>Abstain</i>
Any additional notes.			

Other Comments

Comments were received from stakeholders on the proposed rules:

Yes No

If “yes,” summarize and/or attach the feedback received, by specifying the section and including the Department/Office/Division response. Provide proof of agreement or ongoing issues with a letter or public testimony by the stakeholder.

A draft document of the rules was shared with all 35 Early Childhood Councils as well as the Early Childhood Council Leadership Alliance. These parties had an opportunity to comment on the proposed rules over a 30-day period.

As this is a technical revision of rule, these were not posted for public comment, but comment was received by parties named above. No recommended changes were suggested, with the exception of deleting out-of-date language.