

**NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.**

# An Act

HOUSE BILL 13-1084

BY REPRESENTATIVE(S) DelGrosso, Buck, Fields, Gerou, Ginal, Hullinghorst, Kraft-Tharp, McLachlan, Pabon, Primavera, Rosenthal, Schafer, Scott, Singer, Williams, Young, Exum, Labuda, Moreno, Vigil, Wright;  
also SENATOR(S) Newell, Aguilar, Todd.

CONCERNING THE LICENSING STATUS OF ENTITIES UNDER THE "CHILD CARE LICENSING ACT" WHEN A NEW FEDERAL EMPLOYEE IDENTIFICATION NUMBER IS ISSUED.

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

**SECTION 1.** In Colorado Revised Statutes, 26-6-105, **amend** (2) (b) (I) (C); and **add** (2) (b) (I) (C.5) as follows:

**26-6-105. Fees - when original applications, reapplications, and renewals for licensure are required - creation of child care licensing cash fund.** (2) (b) (I) An original application and fee ~~shall be~~ IS required:

(C) When the management or governing body of a child care center, children's resident camp, secure residential treatment center, residential child care facility, homeless youth shelter, day treatment center, specialized group facility, or child placement agency is acquired by a different

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

individual, association, partnership, or corporation; ~~or a change occurs in the operating entity resulting in a new federal employee identification number;~~

(C.5) WHEN A CHANGE OCCURS IN THE OPERATING ENTITY OF A CHILD CARE CENTER, CHILDREN'S RESIDENT CAMP, SECURE RESIDENTIAL TREATMENT CENTER, RESIDENTIAL CHILD CARE FACILITY, HOMELESS YOUTH SHELTER, DAY TREATMENT CENTER, SPECIALIZED GROUP FACILITY, OR CHILD PLACEMENT AGENCY RESULTING IN A NEW FEDERAL EMPLOYEE IDENTIFICATION NUMBER; EXCEPT THAT IF THE REASON FOR THE ISSUANCE OF A NEW FEDERAL EMPLOYEE IDENTIFICATION NUMBER IS SOLELY DUE TO A CHANGE IN THE CORPORATE STRUCTURE OF THE OPERATING ENTITY AND EITHER THE MANAGEMENT OR GOVERNING BODY OF THE ENTITY REMAINS THE SAME AS ORIGINALLY LICENSED AND THE ENTITY IS OPERATING IN THE SAME FACILITY OR FACILITIES AS ORIGINALLY LICENSED, THE STATE DEPARTMENT SHALL TREAT THE ENTITY'S STATUS AS A RENEWAL AND ASSESS THE APPLICABLE RENEWAL FEE. ONLY NEWLY HIRED EMPLOYEES SHALL BE REQUIRED TO UNDERGO CRIMINAL BACKGROUND CHECKS AS REQUIRED IN SECTION 26-6-107.

**SECTION 2. Act subject to petition - effective date - applicability.** (1) This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 7, 2013, if adjournment sine die is on May 8, 2013); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2014 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

(2) This act applies to licenses issued or renewed by the state department of human services on or after the applicable effective date of this act.

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Mark Ferrandino  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

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John P. Morse  
PRESIDENT OF  
THE SENATE

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Marilyn Eddins  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

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Cindi L. Markwell  
SECRETARY OF  
THE SENATE

APPROVED \_\_\_\_\_

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John W. Hickenlooper  
GOVERNOR OF THE STATE OF COLORADO