



Colorado Advisory Council for Persons with Disabilities

Annual Report for 2010-11

State Fiscal Year:

July 1, 2010 – June 30, 2011



Colorado Advisory Council for Persons with Disabilities

Ann R. Pearce, Ph.D.
Chairperson

Tom D. Muniz
1st Vice Chairperson

Gina Robinson
2nd Vice Chairperson

Steve Wright
Secretary

Dwight Roinestad
Treasurer

Frank Lombardi
Immediate Past
Chairperson

Agency Members:

Julia Beems

Gina Robinson

Steve Wright

Community Members:

Robert Epstein

Dwight Roinestad

Joseph W. Sims, Jr.

Jo Lynn Osborne

Bill Muth

The Honorable John W Hickenlooper
Governor, State of Colorado
Executive Chambers
136 State Capitol
Denver, CO 80203 May 25, 2012

Dear Governor Hickenlooper,

The Colorado Advisory Council for Persons with Disabilities is pleased to present our third annual report as required by Bill 08-165 – A BILL FOR AN ACT CONCERNING CODIFICATION OF THE ADVISORY COUNCIL FOR PERSONS WITH DISABILITIES, AND MAKING AN APPROPRIATION THEREFOR.

This report includes a summary record of activities of the Colorado Advisory Council for Persons with Disabilities from July 1, 2010 through June 30, 2011. We have focused a great deal this year on defining our role in the broader state level disability community and have been guided by our new and on-going legislative responsibilities. These included:

- Implementing HB10-1019 – Handicapped Parking
- Appointing a member to serve on the License Plate Auction Committee as required by statute
- On-going Reviewed Legislation and Policy
- Working to Promote New Grant-Making and Partnership Opportunities

As we look ahead to our next year, we are optimistic about our capacity to fulfill our defined responsibilities more effectively. We also look for new ways to grow as a Council for the benefit of the administration and the citizens of Colorado.

Respectfully,

Tom D. Muniz
1st Vice-chair

Background & History

- The Colorado Advisory Council for Persons with Disabilities was established by **Senate Bill 08-165, Concerning Codification of the Advisory Council for Persons with Disabilities, and Making an Appropriation Therefore** and enacted July 1, 2008. (APPENDIX A) Activities include:
 - I. Coordination with state boards, advisory councils, and commissions
 - II. Legislation and state policy advisement
 - III. Monitoring of Title II Implementation
 - IV. Public entry point for grievances and issues for persons with disabilities
 - V. Procedures for Council Internal Operations



The Council replaces the Governor's Advisory Council for Persons with Disabilities that was established by executive order in 1988 by Governor Roy Romer and reauthorized annually.

- **Our Mission:** To serve in an advisory capacity to ensure the equality of opportunity, independent living, and economic self-sufficiency for all of the state's citizens, including persons with disabilities, to the Governor's Office and General Assembly on issues relating to the need, problems and other concerns of people with disabilities.



I. Coordination with State Boards, Advisory Councils, and Commissions

- Maintained a distribution list of 61 current Colorado state boards, advisory councils, and commissions that relate to persons with disabilities. (Appendix B)



- Members represent the Council on other disability related councils, commissions and projects such as:

- Access & Ability
- Aging Well in Jefferson County – Housing Committee
- American Council for the Blind
- American Legion
- Arapahoe County Commission on Aging
- Capitol Building Advisory Committee
- Colorado Alliance for Retired Americans
- Colorado ARC
- Colorado Asset Building Coalition
- Colorado Commission for the Blind and Visually Impaired
- Colorado Commission for the Deaf and Hard of Hearing
- Colorado Commission on Community Service
- Colorado Division on Aging, Older Workers Task Force
- Colorado Senior Lobby
- Community Inclusion
- Community Preparedness Advisory Council
- Denver Commission on Aging
- Developmental Disabilities Planning Council – Multicultural Committee
- Disability Management Employer Coalition
- Douglas County Senior Council
- Douglas County Senior Foundation
- Denver Regional Mobility Advisory Counsel
- Early Childhood Learning Commission
- Highlands Ranch Parks and Recreation Foundation
- Medicaid & Kids
- Metro Denver Homeless Initiative
- National Association of Acting or Retired Federal Employees
- National Association of Retired Educators
- North Central Region All Hazards Committee – Special Needs Subcommittee
- Older Americans Coalition
- Ready Colorado
- Safe Kids Metro Denver
- State Rehabilitation Council
- State Rehabilitation Council - Employment Subcommittee
- State Youth Council
- Statewide Independent Living Council (SILC)
- United Veterans Committee
- Zion Senior Center

II. Legislation and State Policy Advisement

- Reviewed 75 pieces of pending state legislation throughout the 2011 session (APPENDIX D)
- Provided weekly updates to Council members and interested disability organizations during the legislative session
- Legislative Committee continues to monitor state compliance of the Olmstead Act through the PAS Center for Personal Assistance website http://www.pascenter.org/olmstead/olmstead_refs.php?state=colorado, and the Olmstead: Recommendations and Policy Options for Colorado report, submitted by the Department of Health Care Policy and Financing <http://www.colorado.gov/cs/Satellite?blobcol=urldata&blobheader=application%2Fpdf&blobkey=id&blobtable=MungoBlobs&blobwhere=1251742176811&ssbinary=true>.
- HB 10-1019 CONCERNING PARKING PRIVILEGES FOR PEOPLE WITH DISABILITIES, AND MAKING AN APPROPRIATION THEREFOR. (APPENDIX E)
- Continued developing relationships with DMV staff, city and county clerks to build infrastructure to support the bill. *See pages 6-9 for accomplishments, challenges, and other notables.*
- HB 11-1216 -CONCERNING THE FUNDING OF PROGRAMS THAT HELP PERSONS WITH DISABILITIES OBTAIN BENEFITS BY THE SALE OF UNIQUELY VALUABLE REGISTRATION NUMBERS FOR VEHICLES, AND MAKING AN APPROPRIATION THEREFOR. ("LAURA HERSHEY DISABILITY-BENEFIT SUPPORT ACT") (APPENDIX F)
- Submitted application to participate in the License Plate Auction Group as "one member appointed by the Colorado Advisory Council for Persons with Disabilities" as stated in 'The Act'.

II. Legislation and State Policy Advisement **continued**

- HB 10-1019 CONCERNING PARKING PRIVILEGES FOR PEOPLE WITH DISABILITIES, AND MAKING AN APPROPRIATION THEREFOR.

- **Accomplishments**
- Worked with DMV staff to redesign the persons with disabilities 3-year and temporary placard
- Worked with DMV staff to redesign and/or provide updates to:
 - Website
 - Manuals
 - Forms
 - DR 2219 Persons with Disabilities Parking Privileges Application
 - DR 2816 Persons with Disabilities Parking Privileges Pamphlet
- Proposing amendments to 1-204-10 CCR “Rule 25. Persons with Disabilities Parking Privileges”.
- Receiving an average of 15 calls a month related to the implementation of 10-1019.
- Communicated, with; developed training and educational pamphlets; and provided training and Webinars for:
 - DMV staff at their statewide meeting in Ft Collins
 - One bulletin to Colorado Law Enforcement
 - One article in Medicaid Provider Bulletin
 - Staffed seminars and meetings for foster parents, family practice providers and community partners

II. Legislation and State Policy Advisement **continued**

- HB 10-1019 CONCERNING PARKING PRIVILEGES FOR PEOPLE WITH DISABILITIES, AND MAKING AN APPROPRIATION THEREFOR.

- **Challenges**
- To date the funding source (Disabled Parking Education and Enforcement Fund C.R.S. 42-1-226) created with HB10-1019 for implementation and ongoing efforts with persons with disabilities has received less than \$500.00 to fund the requirements of HB10-1019.
- HB10-1019 authorized 0.5 FTE to the Council for Persons with Disabilities for educational and outreach efforts. This 0.5 FTE has not been filled, because the funding is not available.
- Requirements on the design and features of the placards required a different type of placard material than previously used. New placard material cost is \$0.05 more than the previous material raising the per placard material fee from \$0.27 to \$0.32.
- Current issued license plate year tab was insufficient to adhere to placard material. Per placard validation tab cost is \$0.15.
- Issuance of persons with disabilities placards and plates has increased 2.30% since the effective date of HB10-1019.
 - Increased manufacturing cost projections are below:
 - FY'12 remainder - \$85.66
 - FY'13 - \$42,343.96
 - FY'14 - \$45,627.05

II. Legislation and State Policy Advisement **continued**

- HB 10-1019 CONCERNING PARKING PRIVILEGES FOR PEOPLE WITH DISABILITIES, AND MAKING AN APPROPRIATION THEREFOR.

- **Other Notables**
- HB10-1019 requires the DMV to validate and capture the identification card number of the person with the disability before a disability plate or placard is issued. Several complaints have been received from persons with disabilities that do not have identification and the imposition that the implementation of this bill is placing them in.
 - In two instances the persons with disabilities were unable to meet the requirements for identification (one could not sit or stand to have a picture taken; the other was unable to provide supporting documents to be issued identification).
 - HB10-1019 does not allow for flexibility in situations of this nature.
- HB10-1019 requires the parent or guardian's identification to be used when issuing a placard to a minor. This parent or guardian's identification number is placed on the placard, as required by HB10-1019. There have been several reports of law enforcement not honoring the placard or the privilege to park in persons with disabilities designated parking locations when the other parent or guardian (or one not listed on the placard) is transporting the minor. The Council is working with parents and foster parents to obtain a Colorado ID for the minor. When this happens, the placard stays with the minor no matter who may be transporting.
- HB10-1019 retained the requirement to not re-certify the disability every third year for U.S. military service members and veterans issued the Handicapped Disabled Veteran license plate. This was not extended to U.S. military service members and veterans issued the regular persons with disabilities license plate or placards. Changes to C.R.S. would be required to permit this and to allow CSTARs programming to accomplish it.

III. Monitoring of Title II Implementation

- Seven council members attended the National ADA Conference held in Denver in June 20-23, 2010.
- Regional ADA Technical Assistance Center provided an update on the ADA Amendments at a monthly meeting.



IV. Public entry point for grievances and issues for persons with disabilities

- Maintained phone lines (303-866-5816 and 888-887-9135) for messages only to receive citizen comments, feedback, and grievances
 - Dialogued with individual regarding issues surrounding persons with disabilities within the criminal justice system, housing, healthcare, employment, and civil rights
 - Received an average 15 calls per month
 - Counties calls originated from: Denver, Arapahoe, Boulder, Jefferson, Larimer, Weld, El Paso, Adams
 - Referrals to: Disability Business and Technical Assistance Center, The Legal Center for People with Disabilities and Older Persons, Commission for the Deaf, The Client Assistance Program, Social Security Administration, Independent Living Centers, equipment vendors
- Maintained email address for electronic communications
cacpd@coloroadadvisorycouncilforpersonswithdisabilities.com
- Responded to citizen issues
- The Outreach and Communications Committee continued to provide information across the state to promote the Council and phone line to better serve the disability community of Colorado:
 - Maintained public website
<http://coloroadadvisorycouncilforpersonswithdisabilities.com>
- Continued distribution of brochure



V. Procedures for Council Internal Operations

- Continued to recruit individuals to be members of the Council.
- Additional persons were identified to represent state agencies that provide services to persons with disabilities.
- Nineteen members were appointed to the new Council.



Council Membership represents:

- *Assistive technology*
- *Colorado Department of Health Care Policy and Financing – Office of Client & Community Relations*
- *Colorado Department of Labor and Employment*
- *Colorado Department of Personnel and Administration – Division of Central Services*
- *Colorado Department of Regulatory Agencies – Division of Civil Rights*
- *Colorado Department of Transportation*
- *Colorado Workforce Centers*
- *Legal advocates*
- *Parents and families*
- *People with disabilities*
- *Seniors*

- Elected full slate of officers (APPENDIX H)
- Established standing committees
 - Executive committee
 - Finance committee
 - Membership committee
 - ADA committee
 - Outreach and Communication committee

V. Procedures for Council Internal Operations *continued*

- Monthly meeting scheduled and held the 2nd Tuesday of the month from 1pm-4pm at the **ARC Thrift Store office, located at 7721 W. 6th Ave.**
 - Had guests representing parents of individuals with disabilities, persons with disabilities, the Disability Business Technical Assistance Center (DBTAC) Rocky Mountain ADA Center, and the Commission for the Deaf and Hard of Hearing
- Strategic Plan & Goals for 2008-2010 (APPENDIX I)
 - Adopted Council by-laws (January 2009) (APPENDIX J)
 - Applied for and were awarded a grant for outreach related to accessibility and community service (APPENDIX K)
 - Identified equipment needs to meet accessibility accommodations for council activities
 - The Council chair participated in regular National Governor's Advisory Councils teleconference calls
 - Maintained a team room on E-Colorado Portal (<http://www.e-colorado.org>) for maintaining council documents (APPENDIX L)



Committee Reports

Executive committee

- Held an annual retreat to develop strategic plan
- Worked with Governor's office to assist in the transition of offices

Finance committee

- Developed an annual budget (Appendix M)
- Made purchases
- Developed relationship with new finance staff

Membership committee

- Cooperated with the Governor's Office of Boards and Commissions to establish a full membership roster (APPENDIX N)
- Recruited new members
- Maintained Associate membership roster

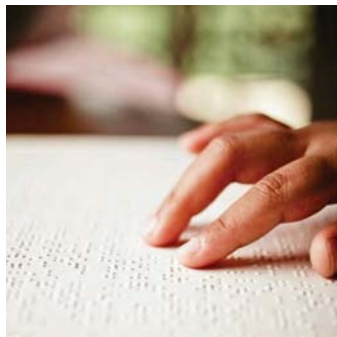
ADA committee

- Updated list of state department ADA coordinators

Outreach and Communication committee

- Co-sponsored statewide Disability Mentoring Day (APPENDIX O)
- Communicated with 130 disability boards, commissions and disability organizations. (APPENDIX P)
- Maintained website:
<http://www.coloroadvisorycouncilforpersonswithdisabilities.com>
- Disseminated Council brochures
- Continued to participated in Medicaid Buy-In/SSI Community Initiatives discussions

Legislative committee



Appendix A

The Act

BILL 08-165

A BILL FOR AN ACT CONCERNING CODIFICATION OF THE ADVISORY COUNCIL FOR PERSONS WITH DISABILITIES, AND MAKING AN APPROPRIATION THEREFOR.

Bill Summary

Creates the Colorado advisory council for persons with disabilities in the department of human services. Outlines the council's membership and duties. Creates the Colorado advisory council for persons with disabilities cash fund.

SENATE SPONSORSHIP - Williams

HOUSE SPONSORSHIP - Carroll M.

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

SECTION 1. Title 24, Colorado Revised Statutes, is amended BY
THE ADDITION OF A NEW ARTICLE to read:

ARTICLE 45.5

Colorado Advisory Council for Persons with Disabilities

24-45.5-101. Legislative declaration. (1) THE GENERAL ASSEMBLY HEREBY FINDS AND DECLARES THAT:

- (a) NEARLY A HALF MILLION COLORADANS HAVE ONE OR MORE PHYSICAL, MENTAL, OR DEVELOPMENTAL DISABILITIES;
- (b) PERSONS WITH DISABILITIES ARE OFTEN SUBJECT TO DISCRIMINATION IN THE AREAS OF TELECOMMUNICATIONS, PUBLIC SERVICES, PUBLIC ACCOMMODATIONS OPERATED BY PRIVATE ENTITIES, AND EMPLOYMENT;
- (c) THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. 12101 ET SEQ., AS AMENDED, ESTABLISHED PRINCIPLES AND GUIDELINES REGARDING PERSONS WITH DISABILITIES;
- (d) IT IS IN THE BEST INTEREST OF THE STATE OF COLORADO TO STRIVE TO ENSURE EQUALITY OF OPPORTUNITY, INDEPENDENT LIVING, AND ECONOMIC SELF-SUFFICIENCY FOR ALL OF THE STATE'S CITIZENS, INCLUDING PERSONS WITH DISABILITIES.

24-45.5-102. Definitions. AS USED IN THIS ARTICLE UNLESS THE
CONTEXT OTHERWISE REQUIRES:

- (1) "COUNCIL" MEANS THE COLORADO ADVISORY COUNCIL FOR PERSONS WITH DISABILITIES CREATED IN SECTION 24-45.5-103.
- (2) "PERSON WITH A DISABILITY" MEANS A PERSON WHO:
 - (a) HAS A PHYSICAL OR MENTAL IMPAIRMENT OR CHRONIC MEDICAL CONDITION THAT SUBSTANTIALLY LIMITS ONE OR MORE OF HIS OR HER MAJOR LIFE ACTIVITIES;
 - (b) HAS A RECORD OF SUCH AN IMPAIRMENT; OR
 - (c) IS REGARDED AS HAVING SUCH AN IMPAIRMENT.

The Act continued

24-45.5-103. Colorado advisory council for persons with disabilities - creation - appointments - meetings.

(1) THERE IS HEREBY CREATED IN THE OFFICE OF THE GOVERNOR THE COLORADO ADVISORY COUNCIL FOR PERSONS WITH DISABILITIES.

(2) THE COUNCIL SHALL CONSIST OF NO MORE THAN TWENTY MEMBERS AND SHALL REFLECT STATEWIDE PARTICIPATION AND A COMMITMENT TO THE INCLUSION OF PERSONS WITH DISABILITIES. MEMBERSHIP SHALL INCLUDE AT LEAST SEVEN PERSONS APPOINTED FROM STATE AGENCIES SERVING PERSONS WITH DISABILITIES, AND THE REMAINING MEMBERS SHALL REPRESENT PERSONS WITH DISABILITIES FROM BUSINESS AND INDUSTRY, DISABILITY ADVOCACY ORGANIZATIONS, AND OTHER NONPROFIT ORGANIZATIONS.

(3) THE GOVERNOR SHALL APPOINT THE INITIAL COUNCIL MEMBERS ON OR BEFORE AUGUST 1, 2008. THE GOVERNOR SHALL APPOINT THE COUNCIL CHAIR AT THE TIME OF APPOINTMENT. THE TERMS OF THE COUNCIL MEMBERS SHALL EXPIRE AT THE PLEASURE OF THE GOVERNOR. UPON THE EXPIRATION OF A COUNCIL MEMBER'S TERM, THE COUNCIL MEMBERS SHALL CONTINUE TO SERVE UNTIL A SUCCESSOR IS APPOINTED AS PROVIDED IN SUBSECTION (4) OF THIS SECTION.

(4) THE GOVERNOR SHALL APPOINT A QUALIFIED PERSON TO FILL A VACANCY ON THE COUNCIL FOR THE REMAINDER OF ANY UNEXPIRED TERM. IF THE GOVERNOR DOES NOT APPOINT A PERSON TO FILL THE VACANCY WITHIN SIXTY DAYS AFTER THE DATE THE VACANCY ARISES, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT OF THE SENATE, WITHIN NINETY DAYS AFTER THE DATE THE VACANCY ARISES, SHALL JOINTLY APPOINT A QUALIFIED PERSON TO FILL THE VACANCY. IF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT OF THE SENATE DO NOT APPOINT A PERSON TO FILL THE VACANCY WITHIN THE NINETY-DAY PERIOD, THE COUNCIL, BY A MAJORITY VOTE, SHALL APPOINT A QUALIFIED PERSON TO FILL THE VACANCY.

(5) THE COUNCIL SHALL CONVENE ITS FIRST MEETING NO LATER THAN SEPTEMBER 1, 2008, AND MEET AT LEAST QUARTERLY THEREAFTER. THE MEETINGS OF THE COUNCIL SHALL ALSO BE HELD ON CALL OF THE CHAIR OR AT THE REQUEST OF AT LEAST THREE MEMBERS OF THE COUNCIL.

(6) COUNCIL MEMBERS SHALL NOT RECEIVE COMPENSATION FOR THEIR TIME BUT MAY BE REIMBURSED FOR ACTUAL AND NECESSARY EXPENSES PURSUANT TO SECTION 24-45.5-105 (2).

24-45.5-104. Powers and duties of the council. (1) THE

COUNCIL SHALL HAVE THE FOLLOWING POWERS, FUNCTIONS, AND DUTIES:

(a) COORDINATING WITH STATE BOARDS, ADVISORY COUNCILS, AND COMMISSIONS ESTABLISHED FOR OR RELATED TO PERSONS WITH DISABILITIES;

(b) ADVISING THE GOVERNOR AND GENERAL ASSEMBLY ON LEGISLATION AND STATE POLICY AFFECTING PERSONS WITH DISABILITIES;

The Act continued

(c) ISSUING AN ANNUAL REPORT TO THE GOVERNOR AND GENERAL ASSEMBLY ON THE STATE'S PROGRAMS, SERVICES, AND POLICIES AFFECTING AND ADDRESSING PERSONS WITH DISABILITIES;

(d) MONITORING THE STATE'S IMPLEMENTATION OF TITLE II OF THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. 12101 ET SEQ., AS AMENDED, INCLUDING OVERSIGHT PURSUANT TO *OLMSTEAD V. L.C. AND E.W.*, 527 U.S. 581 (1999);

(e) ACTING AS AN ADDITIONAL ENTRY POINT FOR PUBLIC GRIEVANCES REGARDING DISABILITY ISSUES AND REFERRING THOSE GRIEVANCES TO THE APPROPRIATE STATE AGENCY OR PERSONNEL; AND

(f) DEVELOPING PROCEDURES RELATING TO THE COUNCIL'S INTERNAL OPERATIONS.

24-45.5-105. Gifts, grants, and donations - reimbursement.

(1) THE COUNCIL IS AUTHORIZED TO RECEIVE AND EXPEND GIFTS, GRANTS, AND DONATIONS FROM INDIVIDUALS, PRIVATE ORGANIZATIONS, FOUNDATIONS, OR ANY GOVERNMENTAL UNIT; EXCEPT THAT THE COUNCIL MAY NOT ACCEPT A GIFT, GRANT, OR DONATION IF IT IS SUBJECT TO CONDITIONS THAT ARE INCONSISTENT WITH THIS ARTICLE OR ANY OTHER LAW OF THIS STATE.

(2) COUNCIL MEMBERS SHALL BE REIMBURSED FOR ACTUAL AND NECESSARY EXPENSES INCURRED IN THE DISCHARGE OF THEIR OFFICIAL DUTIES, INCLUDING AN ALLOWANCE FOR MILEAGE AS PROVIDED IN SECTION 24-9-104 (2), C.R.S., AND ANY REASONABLE AND NECESSARY EXPENSES ASSOCIATED WITH PROVIDING ACCOMMODATIONS FOR A COUNCIL MEMBER'S DISABILITY.

24-45.5-106. Repeal of article. THIS ARTICLE IS REPEALED,

EFFECTIVE JULY 1, 2018. PRIOR TO SAID REPEAL, THE COUNCIL SHALL BE REVIEWED, AS PROVIDED IN SECTION 2-3-1203, C.R.S.

SECTION 2. 2-3-1203 (3), Colorado Revised Statutes, is

amended BY THE ADDITION OF A NEW PARAGRAPH to read:

2-3-1203. Sunset review of advisory committees. (3) The

following dates are the dates for which the statutory authorization for the designated advisory committees is scheduled for repeal:

(ee) JULY 1, 2018: THE COLORADO ADVISORY COUNCIL FOR PERSONS WITH DISABILITIES, CREATED IN SECTION 24-45.5-103, C.R.S.

SECTION 3. Appropriation - adjustments to the 2008 long bill.

(1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the office of the governor, for the Colorado advisory council for persons with disabilities, for the fiscal year beginning July 1, 2008, the sum of nine thousand thirty dollars (\$9,030), or so much thereof as may be necessary, for the implementation of this act.

(2) For the implementation of this act, the general fund appropriation to the controlled maintenance trust fund made in section 23 of the annual general appropriation act, for the fiscal year beginning July 1, 2008, shall be decreased by nine thousand thirty dollars (\$9,030).

The Act *continued*

SECTION 4. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Appendix B

Colorado State Boards, and Commissions

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|---|--|
| <ul style="list-style-type: none"> • Advisory Committee on Licensing of Child Care Facilities • Auraria Higher Education Center Board of Directors • Board of Colorado Educational and Cultural Facilities Authority • Board of Colorado Health Facilities Authority • Board of Directors of CoverColorado • Board of Examiners of Nursing Home Administrators • Board of Governors of the CO State University System • Board of Parks and Outdoor Recreation • Board of Trustees for Adams State College • Board of Trustees for Ft. Lewis College • Board of Trustees of the Colorado School of Mines • Caring for Colorado Foundation • Charter School Institute Board • Colorado Advisory Council on AIDS • Colorado Board of Veterans' Affairs • Colorado Children's Trust Fund Board • Colorado Civil Rights Commission • Colorado Commission for the Deaf and Hard of Hearing • Colorado Commission on Higher Education • Colorado Commission on Low Income Energy Assistance • Colorado Commission on the Aging • Colorado Council on the Arts • Colorado Scenic & Historic Byways Commission • Colorado State Child Fatality Prevention Review Team • Colorado State Historic Preservation Review Board • Colorado Tourism Office Board of Directors • Colorado Traumatic Brain Injury Board • Commission on Mandated Health Insurance Benefits • Dental Advisory Council • Developmental Disabilities Council • Emergency Medical and trauma Services Advisory Council | <ul style="list-style-type: none"> • Emergency Planning Commission • Executive Residence Advisory Commission • Fire & Police Pension Association Board of Directors • Governor's Commission on Community Service • Governor's Council for Physical Fitness • Health Care Community Board • Information Management Commission & Statewide Internet Portal Authority • Medical Services Board • Mental Health Advisory Board for Service Standards & Regulations • Minority Business Advisory Council & Women's Economic Development Advisory Council • Peace Officer's Standards and Training Board • Private Occupational School Board • Public Utilities Commission of the State of CO • Read-to-Achieve Board • Sickel-Cell Anemia Advisory Committee • Small Business Council • Special Funds Board for Workers' Comp. Self Insurers • State and Veterans Nursing Home Commission • State Board of Licensed Professional Counselor Examiners & State Board of Psychologist Examiners • State Board of Licensure for Architects, Professional Engineers & Professional Land Surveyors • State Board of Nursing & State Board of Pharmacy • State Capitol Building Advisory Committee • State Interagency Coordinating Council • State Personnel Board • State Rehab Advisory Council • Statewide Independent Living Council • Victim's Assistance and Law Enforcement Advisory Board • Workers' Compensation Cost Containment Board • Workforce Development Council |
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Appendix C

2011 Legislation

- Senate Bill 11-002** - Concerning the Low-income Telephone Assistance Program
- Senate Bill 11-003** - Concerning the Creation of a Special License Plate for Craig Hospital
- Senate Bill 11-006** - Concerning the Development of an Alternative Medical Assistance Program for the Elderly
- Senate Bill 11-008** - Concerning Aligning Medicaid Eligibility for Children
- Senate Bill 11-019** - Concerning Payment of the Costs of Health Insurance Coverage to Employees of Small Employers
- Senate Bill 11-046** - Concerning the Mandatory Post-Enactment Review by Legislative Service Agencies of the Implementation of Enacted Bills
- Senate Bill 11-048** - Concerning Exempting Psychiatric Hospitals from Payment of the Hospital Provider Fee
- Senate Bill 11-049** - Concerning the Use of Restraints on Persons
- Senate Bill 11-057** - Concerning the Designation of which Eligible Electors Residing in a Metropolitan District Must Automatically Receive mail-In Ballots from the Designated Election Official for a Metropolitan District Mail Ballot Election
- Senate Bill 11-063** - Concerning the Promotion of Health Care Accessibility by Encouraging Local Governments to Consider the health Care Needs of their Communities in the Composition of their Master Land Use Plans
- Senate Bill 11-070** - Concerning Providing Postsecondary Opportunities to Students with Special Needs
- Senate Bill 11-084** - Concerning the Employment of Physicians at Long-Term Care Facilities
- Senate Bill 11-087** - Concerning Authority for the Public Utilities Commission to Create and Exemption from Tiered Electricity Rate Plans Based on a Customer's Medical Condition
- Senate Bill 11-100** - Concerning Continuation of the Council of Higher Education Representatives
- Senate Bill 11-102** - Concerning the Voluntary Contribution Designation Benefiting the Families in Action for Mental Health Fund that Appears on the State Individual Income Tax Return Forms
- Senate Bill 11-103** - Concerning the Repeal of the Benefit Design Advisory Committee
- Senate Bill 11-105** - Concerning In-Home Support Services, and, in Connection Therewith, Extending the In-Home Support Services Program
- Senate Bill 11-109** - Concerning the Creation of a Voluntary Contribution Designation Benefiting the Public Education fund to Appear on the State Individual Income Tax Return Forms
- Senate Bill 11-114** - Concerning the Continuation of the Electronic Prescription Drug Monitoring Program
- Senate Bill 11-125** - Concerning Medicaid Nursing Facility Provider Fees, and, in Connection Therewith, Increasing the Cap on the Medicaid Nursing Facility Provider Fee and Changing the Priority of Uses for Supplemental Payments from the Medicaid Nursing Facility Cash Fund
- SB 11-128** - Concerning Requiring a Carrier that Participates in the Individual health Insurance market in Colorado to Issue Child-Only Plans on a Guarantee-Issue Basis
- Senate Bill 11-133** - Concerning a Study of Disciplinary Actions Taken in Public Schools
- Senate Bill 11-134** - Concerning the Addition of Certain Drugs to the Statutory List of Schedule I Controlled Substances
- Senate Bill 11-168** - Concerning the Creation of The Colorado Health Care Authority for the Purpose of Designing a Health Care Cooperative
- Senate Bill 11-169** - Concerning the Regulation of People Working within a Physical Therapist's Scope of Practice
- Senate Bill 11-170** - Concerning the Limit on the Growth of the General Fund Share of Rates for Reimbursing Nursing Home Providers Under the "Colorado Medical Assistance Act"
- Senate Bill 11-171** - Concerning a Database to Track Substantiated Allegations of Mistreatment of at-Risk Adults by Caretakers
- Senate Bill 11-176** - Concerning Appropriate Use of Restrictive Confinement
- Senate Bill 11-183** - Concerning Mandating Representation By Persons With Disabilities On Certain State Boards
- Senate Bill 11-187** - Concerning the Continuation of the Regulation of Mental Health Professionals, and, in Connection Therewith, Continuing the State Boards of Psychologist Examiners, Social Work Examiners, Marriage and Family Therapist Examiners, and Licensed Professional Counselor Examiners and the State Grievance Board, Creating the State Board of Addiction Counselor Examiners, and Implementing the Recommendations Contained in the Sunset Review and Report of State-Regulated Mental Health Professionals

Appendix C

2011 Legislation , continued

Senate Bill 11-192 - Concerning the Continuation of the Prescription Drug Monitoring Program, and, in Connection Therewith, Repealing the Prescription Controlled Substance Abuse Monitoring Committee

Senate Bill 11-193 - Concerning the Disclosure of Employment Information to an Employer Regarding a Person Employed To Work with a Person with a Developmental Disability, and, in Connection Therewith, Granting Immunity from Civil Liability for the Disclosure of Information and Creating an Exception from the Prohibition Against Blacklisting for the Disclosure of Information

Senate Bill 11-195 - Concerning the Residency of a Health Care Provider Who Verifies a Person's Disability for Purposes of Obtaining Credentials Entitling the Person to Park a Vehicle in Spaces Reserved for Use by Persons With Disabilities

Senate Bill 11-200 - Concerning a Colorado Health Benefit Exchange, and, In Connection Therewith, Creating a Process for the Implementation of a Health Benefit Exchange in Colorado

Senate Bill 11-210 - Concerning the Elimination of the Supplemental Old Age Pension Health and Medical Care Program, and, In Connection Therewith, Providing for the Transfer of the Fund Balance of the Supplemental Old Age Pension Health and Medical Care Fund to the General Fund, Authorizing the Use of Moneys in the Tobacco Tax Cash Fund to Provide Services Under Medicaid for the Medical Care of Old Age Pensioners, and Making an Appropriation

Senate Bill 11-211 - Concerning the Use of Tobacco Tax Revenue for Health-Related Purposes During a State Fiscal Emergency, and Making an Appropriation Therefore

Senate Bill 11-212 - Concerning Authority for an Additional Permissible Use of Moneys in the Hospital Provider Fee Cash Fund for State Medicaid Expenditures to Offset State General Fund Expenditures for the Next Two Fiscal Years, and Making an Appropriation Therefore

Senate Bill 11-213 - Concerning Enrollee Cost-Sharing for Children Enrolled in the Children's Basic Health Plan, and Making an Appropriation Therefore

Senate Bill 11-215 - Concerning a Reduction in the General Fund Portion of the Per Diem Rates Paid to Nursing Facilities for the 2011-12 Fiscal Year, and Making an Appropriation Therefore

Senate Bill 11-216 - Concerning the Reduction of General Fund Appropriations for the Children's Basic Health Plan by Reallocating Tobacco-Related Revenue Streams, and, In Connection Therewith, Abolishing the Pediatric Specialty Hospital Fund and the Supplemental Tobacco Litigation Settlement Money Account in the Pediatric Specialty Hospital Fund, Abolishing the Comprehensive Primary and Preventive Care Fund, Abolishing the Comprehensive Primary and Preventive Care Grant Program, and Making an Appropriation

Senate Bill 11-219 - Concerning Moneys Appropriated in the 2011-12 Fiscal Year for Health Clinics, and Making an Appropriation Therefore

Appendix C

2011 Legislation , continued

- House Bill 11-1025** - Concerning the Repeal of Provisions Related to the Hospital Provider Fee
- House Bill 11-1028** - Concerning the Voluntary Contribution Designation Benefitting the Alzheimer's Association Fund that Appears on the State Individuals Income Tax Return form, and, in Connection Therewith, Extending the Period for the Contribution Designation
- House Bill 11-1030** - Concerning Modifications To The Set Aside Program That Requires A State Agency To First Solicit Bids For Certain Services From Nonprofit Agencies That Employ Persons With Severe Disabilities
- House Bill 11-1032** - Concerning Restorative Justice
- House Bill 11-1043** - Concerning Medical Marijuana
- House Bill 11-1090** - Concerning the Form of a Statewide Ballot Title
- House Bill 11-1091** - Concerning the Sales Tax Exemption for Purchases of Medical Equipment
- House Bill 11-1097** - Concerning the Voluntary Contribution Designation Benefitting the Goodwill Industries Fund That Appears on the State Individual income Tax Return Forms
- House Bill 11-1101** - Concerning an Exemption from State Licensure Requirements for a Community Clinic that is a Federally Qualified Health Center
- House Bill 11-1109** - Concerning the Authority for a Local Government to Create an Exemption from Local Sales Tax for the Sale of Equipment Used Directly in the Provision of Telecommunications Services
- House Bill 11-1112** - Concerning the Regulation of Motor Vehicles that Transport Recipients of Medical Assistance Under the Medicaid Program
- House Bill 11-1131** - Concerning the Implementation of Mail Ballot Elections
- House Bill 11-1143** - Concerning the Off-Label Use of Prescription Drugs
- House Bill HB 11-1144** - Concerning Fetal Alcohol Spectrum Disorders, and, in Connection Therewith, Expanding the Number Of Members of the Fetal Alcohol Spectrum Disorders Commission, Encouraging Evaluation and Expanded Use of Health Warning Information, and Requiring Health Insurance Coverage for Multidisciplinary Evaluations of Children Suspected of Having Fetal Alcohol Spectrum Disorders
- House Bill 11-1148** - Concerning the Disclosure of Employment Information to an Employer Regarding a Health Care Worker, and, in Connection Therewith, Granting Immunity From Civil Liability for the Disclosure of Information and Creating an Exception From the Prohibition Against Blacklisting for the Disclosure of Information
- House Bill 11-1151** - Concerning Cruelty To Service Animals
- House Bill 11-1152** - Concerning the Collection of Health Care Workforce Data From Health Care Professionals
- House Bill 11-1166** - Concerning the Creation of Type 1 Diabetes Special License Plate
- House Bill 11-1171** - Concerning a Committee to Study Dedicated Sources of Revenue the State Constitution Related to Health Care
- House Bill 11-1173** - Concerning the Regulation of Naturopathic Doctors
- House Bill 11-1175** - Concerning Requirements for Health Care Practitioners to Identify to Patients the Type of Professional License held by the Practitioner, and, in Connection therewith, Enacting the "Health Care Professional Transparency Act:".
- House Bill 11-1186** - Concerning Reimbursement by Health Insurance Carriers for Acupuncture Services
- House Bill 11-1193** - Concerning Integrated System-of-Care Family Advocacy Programs for Mental Health Juvenile Justice Populations
- House Bill 11-1194** - Concerning the Development of a Voluntary Certification Process for Training in Dementia Care
- House Bill 11-1216** - Concerning the Funding of Programs that Help Persons with Disabilities Obtain Benefits by the Sale of Uniquely Valuable Registration Numbers for Vehicles
- House Bill 11-1217** - Concerning Measures to Expand Access to health Care Throughout the State
- House Bill 11-1224** - Concerning The Repeal Of The Low-Income Telephone Assistance Program
- House Bill 11-1230** - Concerning the Consolidation of State Programs That Distribute Federal Moneys to Persons Needing Assistance in Obtaining Housing into the Division of Housing Within the Department of Local Affairs
- House Bill 11-1242** - Concerning the Provision of Integrated Health Care Services Pursuant to the Colorado Medicaid Assistance Program

Appendix C

2011 Legislation , continued

House Bill 11-1244 - Concerning the Recycling of Consumer Electronic Devices, and, in Connection Therewith, Requiring Video Display Device Manufacturers to Register with the Department of Public Health and Environment, Implement Recycling Programs, and File Periodic Reports; Requiring Recyclers of Electronic Devices to be Certified By the Department of Public Health and Environment; and Incrementally Banning the Disposal of Covered Electronic Devices in Landfills Within a Specified Time

House Bill 11-1245 - Concerning Payment Reforms for the Creation of Patient-Centered Medical Homes for Adults

House Bill 11-1250 - Concerning a Prohibition on Ingestible Medical Marijuana-Infused Products

House Bill 11-1261 - Concerning The Establishment of a THC Blood Content Threshold for the Purpose of Charging a Person with the Criminal Offense of DUI Per Se

House Bill 11-1273 - Concerning the Enactment of the "Health Care Opportunity and Patient Empowerment Act" to Authorize the State to Negotiate with Other States to Develop an Interstate Compact for Purposes of Allowing the Signatory States to Opt Out of Federal Law so as to Regulate Health Care at the State Level

House Bill 11-1281 - Concerning Health Care Professional Loan Forgiveness Programs Administered by the Primary Care Office in the Department Of Public Health and Environment

House Bill 11-1285 - Concerning The Authority to Implement a Managed Care System for Long-Term Care Services Under the "Colorado Medical Assistance Act"

House Bill 11-1295 - Concerning Voluntary Contributions On The State Individual Income Tax Return Form, and, In Connection Therewith, Requiring the Department of Revenue to Periodically Post the Amount of Donations Received and Requiring That a Voluntary Contribution Designation Line for the Colorado Multiple Sclerosis Fund Appear on the State Individual Income Tax Return Form

House Bill 11-1298 - Concerning the Creation of a Special License Plate for Craig Hospital, and Making an Appropriation Therefore

Appendix D

Colorado Olmstead Key Issues & Policy Recommendations

The vision for long term care in Colorado is a future where individuals with all types of disability and the elderly can access services that optimize their health and functional status. Optimal services will meet individualized needs in the least restrictive and most integrated settings possible. In most cases, this will be in home and community based settings. As documented, CDHS and HCPF have extensive experience in creating integrated service alternatives. CDHS and HCPF will use these recommendations to guide state policy to further promote home and community based care for qualified individuals with long term care needs. To this end, the six key issues that emerged from extensive stakeholder input and CDHS and HCPF review are below.

- Funding
- Integrating Recommendations into Current Policy
- Housing
- Appropriate Array of Services
- Direct Service Workforce
- Informing the Community

The Core Team determined that, while integrating the activities and policy recommendations as needed into state policies and pursuing funding are on-going activities, access to affordable housing and looking into adjusting the current array of services were the most important key issues to address. The team understood that resource concerns would also have a hand in determining which of the recommendations can be addressed first. To that end, here is a list of the highest priority policy recommendations and their status as of Spring, 2010.

Funding

- Pursue all funding opportunities that support the elements in this report, including supporting the development of the Direct Service Workforce, informing the community of CBLTC services as well as other relevant funding opportunities offered through the federal Health Care Reform legislation as well as other federal programs as they arise.

•Current status: In April, 2010 Governor Ritter signed an Executive Order creating the Interagency Health Reform Implementation Board. This board will coordinate efforts by affected state agencies to implement elements of the federal Health Care Reform legislation. Each state Department has a breakdown of the relevant portion(s) of the legislation and will analyze for directives and funding opportunities.

Appendix D

Colorado Olmstead Key Issues & Policy

Recommendations, *continued*

- Examine reimbursement methodologies in other Colorado Medicaid services and identify ways that these methods could be applied to community based services. Also examine other reimbursement methodologies from other states to appropriately encourage capacity building.
- Current status: this project started in January, 2010 and is housed in the HCPF Rates section. Additional resources are needed to retain a consultant to help with data gathering, modeling, researching other states' reimbursement methodologies, etc. Unknown timeframe for completion.

- Seek grant funding to support one-time-only expenses as needed to support selected activities and policy recommendations in this document.
- Current status: task will begin as priorities are refined and funding opportunities arise.

Integrating Recommendations into Current Policy

- Develop a policy by which the progress and content of this policy recommendation document is reviewed on an annual basis and changes are made as needed.
- Current status: annual report will be given to the LTC Advisory for review on July 31, 2011 and each year thereafter.

- Review all current Code of Colorado Regulations (CCR), in particular, 2 CCR 503-1, section 16.100 and 10 CCR 2505-10, section 8.400 related to long term care services, as well as current state statutory mandates for compatibility with the *Olmstead* decision and the ADA.
- Current status: must designate state staff time from both HCPF and CDHS; estimated timeframe is six months with added time for any rule changes needed.

Housing

- Develop policies for transition out of institutions that specifically address the individual's risk for homelessness upon discharge with the understanding that the state is not obligated to provide housing but should have a part in enabling individuals to avoid homelessness upon discharge.
- Current status: Task has been started by the Colorado Community & Interagency Council on Homelessness (CCICH); unknown timeframe.

Appendix D

Colorado Olmstead Key Issues & Policy Recommendations, *continued*

- Improve the ability of individuals with long term care needs to have necessary identification and documentation to improve access to existing affordable housing opportunities.
- Current status: Early work with relevant stakeholders has started; must designate staff time from both HCPF and CDHS; estimated timeframe for policy development and execution for all elements is one year.

- Pursue funding for expanded housing options in federal healthcare reform
- Current Status: In April, 2010 Governor Ritter signed an Executive Order creating the Interagency Health Reform Implementation Board. This board will coordinate efforts by affected state agencies to implement elements of the federal Health Care Reform legislation. Each state Department has a breakdown of the relevant portion(s) of the legislation and will analyze for directives and funding opportunities.

Appropriate Array of Services

- Explore and identify a mechanism to allow all HCBS clients access to all currently available services on any of the waivers as well as any future expansion of HCBS services.
- Current status: Must designate staff time from HCPF and DHS as well as seek funding for research, facilitation of stakeholder meetings and investigation of costs associated with proposal.

Direct Service Workforce

- Pursue opportunities for funding and supporting the development and recruitment of the Direct Service Workforce in Federal Health Care Reform legislation, specifically, nominating a qualified Coloradan for the new federal Personal Care Attendants Workforce Advisory Panel under the CLASS Act
- Nomination submitted to the US Department of Health and Human Services representative June 18, 2010.

- Create a formal Direct Service Worker Taskforce within state government.
- Current status: Must determine which state agency will be the lead, designate staff time from HCPF and DHS as well as seek funding for research. Open-ended timeframe.

Appendix D
Colorado Olmstead Key Issues & Policy
Recommendations, *continued*

Informing the Community

- Pursue funding for community outreach via the “Implementing the Affordable Care Act: Making it Easier for Individuals to Navigate their Health and Long-Term Care through Person-Centered Systems of Information, Counseling and Access” grant offered by the federal Department of Health and Human Services.

•Current status: In contact with the State Unit on Aging to coordinate efforts. Proposal is due on July 30, 2010.

Appendix E

House Bill 10-1019

BY REPRESENTATIVE(S) Frangas, Fischer, McFadyen, Merrifield, Primavera, Tyler, Apuan, Court, Kefalas, Labuda, Middleton, Pace, Pommer, Riesberg, Ryden, Soper, Todd, Vigil, Hullinghorst, Kerr J.;
also SENATOR(S) Williams, Gibbs, Romer, Bacon, Carroll M., Hodge, Newell, Tochtrop.

CONCERNING PARKING PRIVILEGES FOR PEOPLE WITH DISABILITIES,
AND MAKING AN APPROPRIATION THEREFOR.

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

SECTION 1. Part 2 of article 1 of title 42, Colorado Revised Statutes, is amended BY THE ADDITION OF THE FOLLOWING NEW SECTIONS to read:

42-1-226. Disabled parking education and enforcement fund - created. THERE IS HEREBY CREATED IN THE STATE TREASURY THE DISABLED PARKING EDUCATION AND ENFORCEMENT FUND, WHICH CONSISTS OF MONEYS COLLECTED PURSUANT TO THIS SECTION AND SECTION 42-4-1208 (6) AND (7). THE GENERAL ASSEMBLY SHALL APPROPRIATE THE MONEYS IN THE FUND FOR THE PURPOSES SPECIFIED IN SECTIONS 42-1-227, 42-3-204, AND 42-4-1208. UNEXPENDED AND UNENCUMBERED MONEYS IN THE FUND AT THE END OF A FISCAL YEAR SHALL REMAIN IN THE FUND AND SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANOTHER FUND. THE DEPARTMENT MAY ACCEPT GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS SECTION. ALL PRIVATE AND PUBLIC FUNDS RECEIVED THROUGH GIFTS, GRANTS, OR DONATIONS SHALL BE TRANSMITTED TO THE STATE TREASURER, WHO SHALL CREDIT THE MONEYS TO THE FUND.

42-1-227. Disabled parking education program. (1) SUBJECT TO THE AVAILABILITY OF FUNDS APPROPRIATED UNDER SECTION 42-1-226, THE COLORADO ADVISORY COUNCIL FOR PERSONS WITH DISABILITIES, CREATED IN SECTION 24-45.5-103, C.R.S.:

Appendix E

House Bill 10-1019, continued

(a) MAY MAKE GRANTS OR DEVELOP OR DELIVER EDUCATION PROGRAMS FOR THE PURPOSE OF PROVIDING PEACE OFFICERS, LOCAL GOVERNMENTS, MEDICAL PROVIDERS, DRIVERS, AND PERSONS WITH DISABILITIES WITH EDUCATION CONCERNING ELIGIBILITY STANDARDS FOR PARKING PRIVILEGES AVAILABLE TO A PERSON WITH A DISABILITY AFFECTING MOBILITY, APPROPRIATE USE OF THE PARKING PRIVILEGES, THE LEGAL STANDARDS AND VIOLATIONS CONTAINED IN SECTIONS 42-3-204 AND 42-4-1208, AND THE ADVANTAGES OF CREATING A VOLUNTEER ENFORCEMENT PROGRAM; AND

(b) SHALL CREATE OR MAKE AVAILABLE A TRAINING PROGRAM TO ASSIST PROFESSIONALS IN UNDERSTANDING THE STANDARDS THAT NEED TO BE MET TO OBTAIN AN IDENTIFYING LICENSE PLATE OR PLACARD.

SECTION 2. 42-3-204, Colorado Revised Statutes, is amended to read:

42-3-204. Parking privileges for persons with disabilities - applicability - rules - repeal. (1) As used in this section:

(a) "DISABILITY" OR "DISABLED" MEANS A PHYSICAL IMPAIRMENT THAT MEETS THE STANDARDS OF 23 CFR 1235, WHICH IMPAIRMENT IS VERIFIED, IN WRITING, BY A PROFESSIONAL. TO BE VALID, THE VERIFYING PROFESSIONAL SHALL CERTIFY TO THE DEPARTMENT THAT THE PERSON MEETS THE STANDARDS ON FORMS PUBLISHED BY THE DEPARTMENT.

(b) "EXTENDED" MEANS A CONDITION THAT IS NOT EXPECTED TO CHANGE WITHIN THIRTY MONTHS AFTER THE ISSUANCE OF AN IDENTIFYING FIGURE, GIVEN THE CURRENT STATE OF MEDICAL OR ADAPTIVE TECHNOLOGY.

(c) "IDENTIFYING FIGURE" MEANS A FIGURE THAT PROVIDES NOTICE THAT A PERSON IS AUTHORIZED TO USE A RESERVED PARKING SPACE.

Appendix E

House Bill 10-1019, continued

(d) "IDENTIFYING LICENSE PLATE" MEANS A LICENSE PLATE BEARING AN IDENTIFYING FIGURE.

(e) "IDENTIFYING PLACARD" MEANS A PLACARD BEARING AN IDENTIFYING FIGURE.

(f) "PERMANENT" MEANS A CONDITION THAT IS NOT EXPECTED TO CHANGE WITHIN A PERSON'S LIFETIME, GIVEN THE CURRENT STATE OF MEDICAL OR ADAPTIVE TECHNOLOGY.

(g) "PROFESSIONAL" MEANS A PHYSICIAN LICENSED TO PRACTICE MEDICINE OR PRACTICING MEDICINE PURSUANT TO SECTION 12-36-106 (3) (i), C.R.S., A PODIATRIST LICENSED UNDER ARTICLE 32 OF TITLE 12, C.R.S., OR AN ADVANCED PRACTICE NURSE REGISTERED PURSUANT TO SECTION 12-38-111.5, C.R.S.

(h) "RESERVED PARKING SPACE" MEANS A PARKING SPACE RESERVED FOR A PERSON WITH A DISABILITY.

(2) (a) A person with a disability may apply to the department for:

(I) AN IDENTIFYING license PLATE to be supplied at the same cost as A standard plates PLATE and to be displayed as provided in section 42-3-202 on a motor vehicle owned by such person or that is owned by a trust created for the benefit of and the name of which includes the name of such person, SUBJECT TO THE FOLLOWING:

(A) AN IDENTIFYING LICENSE PLATE shall be renewed once each year in a manner to be determined by the department.

(B) The issuance of AN IDENTIFYING license plate to a person with a disability pursuant to this subparagraph (I) shall not preclude such person from obtaining an identifying placard.

(C) The verification requirements of PARAGRAPH (a) OF subsection (1) of this section shall be met once every three years.

Appendix E

House Bill 10-1019, continued

(II) An identifying placard to be prominently displayed on a motor vehicle used to transport such person, SUBJECT TO THE FOLLOWING:

(A) THE DEPARTMENT SHALL NOT ISSUE A PERMANENT OR EXTENDED IDENTIFYING PLACARD UNLESS THE APPLICANT PROVIDES A DRIVER'S LICENSE OR IDENTIFICATION CARD ISSUED PURSUANT TO ARTICLE 2 OF THIS TITLE, OR A FEDERALLY ISSUED IDENTIFICATION CARD; EXCEPT THAT A PARENT OR GUARDIAN OF A PERSON WITH A DISABILITY UNDER SIXTEEN YEARS OF AGE MAY PROVIDE THE PARENT'S OR GUARDIAN'S DRIVER'S LICENSE OR IDENTIFICATION CARD IN LIEU OF THE MINOR WITH A DISABILITY, AND A BUSINESS ENTITY THAT TRANSPORTS PEOPLE WITH DISABILITIES FOR HIRE MAY PROVIDE AN EMPLOYEE IDENTIFICATION NUMBER AND SUCH OTHER INFORMATION AS REQUIRED BY THE DEPARTMENT.

(B) AN IDENTIFYING placard valid for more than ninety days shall have THE LAST FOUR DIGITS OF THE HOLDER'S IDENTIFICATION NUMBER PRINTED ON ITS FACE; EXCEPT THAT A PLACARD ISSUED FOR A PERSON UNDER SIXTEEN YEARS OF AGE MAY BEAR THE PARENT'S OR GUARDIAN'S IDENTIFICATION NUMBER IF THE PARENT OR GUARDIAN PROVIDED THE IDENTIFICATION REQUIRED BY SUB-SUBPARAGRAPH (A) OF THIS SUBPARAGRAPH (II), AND, IF AN ENTITY THAT TRANSPORTS PEOPLE WITH DISABILITIES FOR HIRE OBTAINS A PLACARD, THE PLACARD SHALL BEAR THE TRUE NAME OF THE ENTITY PROVIDING SUCH SERVICE. IF THE PLACARD BEARS THE LAST FOUR DIGITS OF THE PARENT'S OR GUARDIAN'S IDENTIFICATION NUMBER, THE PLACARD SHALL ALSO BEAR THE LETTER "C" AS A DESIGNATOR.

(C) Identifying information about the person with the disability shall be strictly confidential and only available to law enforcement or to personnel within the department for official business related to THE IDENTIFYING placard.

(D) WHEN IN USE, THE IDENTIFYING PLACARD'S FACE shall be legible AND VISIBLE to any law enforcement officer or authorized parking enforcement official when viewed from outside the vehicle.

Appendix E

House Bill 10-1019, continued

(E) A HOLDER OF AN IDENTIFYING placard SHALL RENEW THE PLACARD every three years in a manner to be determined by the department, INCLUDING RENEWAL BY MAIL.

(F) The HOLDER OF AN IDENTIFYING PLACARD SHALL MEET THE verification requirements of PARAGRAPH (a) OF subsection (1) of this Section each time the placard is renewed.

(G) THE DEPARTMENT SHALL PLACE AN EXPIRATION DATE ON AN IDENTIFYING PLACARD USING A DATE SYSTEM THAT REMOVES A PORTION OF THE PLACARD TO INDICATE THE EXPIRATION DATE. THE DEPARTMENT SHALL AFFIX A VALIDATING STICKER INDICATING THE EXPIRATION DATE TO THE PLACARD.

(H) SUB-SUBPARAGRAPH (G) OF THIS SUBPARAGRAPH (II) DOES NOT REQUIRE THE DEPARTMENT TO ISSUE IDENTIFYING PLACARDS IN COMPLIANCE WITH THIS SECTION WHILE IT CONTINUES TO HAVE THE PLACARDS PURCHASED BEFORE JANUARY 1, 2011, IN STOCK. THIS SUB-SUBPARAGRAPH (H) IS REPEALED EFFECTIVE JULY 1, 2011.

(III) Disabled veteran special license plates with the identifying FIGURE for a person with a physical impairment affecting mobility, so long as the disabled person WITH A DISABILITY meets the eligibility criteria specified in section 42-3-213 (5).

(b)

(c) AN IDENTIFYING license plate or placard shall be issued to A person upon presentation to the department of a written statement, verified by a PROFESSIONAL, that such person HAS a disability. The application for AN IDENTIFYING license plate or placard shall be sent to the department EVERY THREE YEARS; except that a person who has been issued a disabled veteran special license plate shall not send an application to the department every year.

Appendix E

House Bill 10-1019, continued

(d) (I) AN IDENTIFYING license plate or placard may be revoked by the department upon receipt of a sworn statement from a peace officer or an authorized parking enforcement official that the person with a disability has improperly used the privilege defined in section 42-4-1208.

THE PEACE OFFICER OR AUTHORIZED PARKING ENFORCEMENT OFFICIAL SHALL INCLUDE WITH THE STATEMENT THE NAME OF THE PERSON WHO MISUSED THE LICENSE PLATE OR PLACARD AND EITHER THE LICENSE PLATE OR PLACARD NUMBER, THE LAST FOUR DIGITS OF THE DRIVER'S LICENSE OR IDENTIFICATION CARD NUMBER PRINTED ON THE PLACARD, OR THE TRUE NAME OF THE OWNER PRINTED ON THE PLACARD. Upon a first violation of section 42-4-1208, the department shall deny reissuance of such license plate or placard for a period of one year following the date of revocation. Upon a second or subsequent violation of section 42-4-1208, the department shall deny reissuance of such license plate or placard for a period of at least five years after the date of the second or each subsequent revocation. The department shall provide written notification to the person with a disability of such revocation, which notification shall contain a demand for the return of the license plate or placard to the department and a warning that continued use by any person shall be subject to the penalty set forth in section 42-4-1208 (11).

(II) THE DEPARTMENT MAY HOLD HEARINGS TO REVOKE AN IDENTIFYING LICENSE PLATE OR PLACARD.

(III) A PERSON WHO FAILS TO RETURN A REVOKED IDENTIFYING PLACARD OR LICENSE PLATE OR WHO ATTEMPTS TO OBTAIN AN IDENTIFYING LICENSE PLATE OR PLACARD WHEN UNDER REVOCATION PURSUANT TO THIS PARAGRAPH (d) COMMITS A CLASS B TRAFFIC INFRACTION.

(e) Repealed.

(3) (a) The department shall issue a temporary identifying placard to a person who is temporarily disabled upon presentation of a written statement, verified by a PROFESSIONAL, that such person temporarily meets the definition of a person with a disability.

Appendix E

House Bill 10-1019, continued

(b) The department shall issue A TEMPORARY IDENTIFYING PLACARD to a qualifying person who is a resident of another state and who becomes disabled while in this state. THE DEPARTMENT SHALL NOT ISSUE THE PLACARD UNLESS THE APPLICANT PROVIDES A DRIVER'S LICENSE OR IDENTIFICATION CARD ISSUED PURSUANT TO ARTICLE 2 OF THIS TITLE OR ISSUED BY ANOTHER STATE OR A FEDERALLY ISSUED IDENTIFICATION CARD. THE DEPARTMENT SHALL PRINT THE LAST FOUR DIGITS OF THE DRIVER'S LICENSE NUMBER OR IDENTIFICATION CARD NUMBER ON THE FACE OF THE PLACARD.

(c) A TEMPORARY IDENTIFYING placard IS valid UNTIL THE LAST DAY OF THE MONTH FALLING ninety days after the date of issuance and may continually be renewed for additional ninety-day periods during the term of such disability upon resubmission of such written and verified statements.

(d) privileges granted to persons with disabilities apply to temporary IDENTIFYING placards issued under this subsection (3).

(e) Temporary placards issued by states other than Colorado ARE valid so long as they are currently valid in the state of issuance and valid pursuant to 23 CFR 1235.

(f) (I) A TEMPORARY IDENTIFYING PLACARD SHALL HAVE THE LAST FOUR DIGITS OF THE PERSON'S IDENTIFICATION NUMBER PRINTED ON THE PLACARD'S FACE. THE DEPARTMENT SHALL PLACE AN EXPIRATION DATE ON AN IDENTIFYING PLACARD USING A DATE SYSTEM THAT REMOVES A PORTION OF THE PLACARD TO INDICATE THE EXPIRATION DATE. THE DEPARTMENT SHALL AFFIX A VALIDATING STICKER INDICATING THE EXPIRATION DATE TO THE PLACARD.

(II) THIS PARAGRAPH (f) DOES NOT REQUIRE THE DEPARTMENT TO ISSUE IDENTIFYING PLACARDS IN COMPLIANCE WITH THIS SECTION WHILE IT CONTINUES TO HAVE THE TEMPORARY PLACARDS PURCHASED BEFORE JANUARY 1, 2011, IN STOCK. THIS SUBPARAGRAPH (II) IS REPEALED EFFECTIVE JULY 1, 2011.

Appendix E

House Bill 10-1019, continued

(4) Upon the filing of an application for issuance or renewal of a AN IDENTIFYING license plate or placard under this section, the department shall make available to the applicant an informational pamphlet or other informational source developed by the department IN CONSULTATION WITH THE COLORADO ADVISORY COUNCIL FOR PERSONS WITH DISABILITIES, CREATED IN SECTION 24-45.5-103, C.R.S., that describes the rights and responsibilities of the holders of such license plates or placards and the parking privileges set forth in section 42-4-1208.

(5) (a) AN APPLICATION FOR AN IDENTIFYING LICENSE PLATE OR PLACARD SHALL CONTAIN A NOTICE OF ELIGIBILITY REQUIREMENTS AND PENALTIES FOR OBTAINING SUCH LICENSE PLATE OR PLACARD WHEN NOT ELIGIBLE. THE APPLICANT SHALL SIGN THE NOTICE AFFIRMING KNOWLEDGE OF THE INFORMATION CONTAINED THEREIN.

(b) THE DEPARTMENT, IN CONSULTATION WITH THE COLORADO ADVISORY COUNCIL FOR PERSONS WITH DISABILITIES, CREATED IN SECTION 24-45.5-103, C.R.S., SHALL PROMULGATE A RULE CREATING A FORM THAT IS SIGNED BY A PROFESSIONAL, UNDER PENALTY OF PERJURY, AFFIRMING KNOWLEDGE OF THE CONTENTS OF THE NOTICE CREATED IN PARAGRAPH (a) OF THIS SUBSECTION (5) BEFORE VERIFYING THAT A PERSON HAS A DISABILITY. THE FORM SHALL CONTAIN A NOTICE OF THE ELIGIBILITY REQUIREMENT TO OBTAIN AN IDENTIFYING LICENSE PLATE OR PLACARD.

(6) ANY PERSON RENEWING AN IDENTIFYING LICENSE PLATE OR PLACARD SHALL AFFIRM UNDER PENALTY OF PERJURY THAT THE PERSON TO WHOM THE LICENSE PLATE OR PLACARD IS ISSUED REMAINS ELIGIBLE TO USE THE LICENSE PLATE OR PLACARD. THE DEPARTMENT SHALL REQUIRE THE PERSON RENEWING THE PLATE OR PLACARD TO SUBMIT THE PERSON'S DATE OF BIRTH AND DRIVER'S LICENSE OR IDENTIFICATION CARD NUMBER.

(7) (a) THE DEPARTMENT SHALL MAINTAIN IN ITS RECORDS FOR THREE YEARS THE REGISTRATION INFORMATION USED TO ISSUE AN IDENTIFYING LICENSE PLATE OR PLACARD, ANY VIOLATIONS OF SECTION 42-4-1208 BY THE HOLDER, AND THE APPLICATION OR AN ELECTRONIC OR DIGITAL REPRODUCTION OF THE APPLICATION.

Appendix E

House Bill 10-1019, continued

(b) UPON THE FUNDS BEING AVAILABLE AND APPROPRIATED FROM THE DISABLED PARKING EDUCATION AND ENFORCEMENT FUND CREATED IN SECTION 42-1-226, THE DEPARTMENT SHALL PROVIDE IMMEDIATE ELECTRONIC ACCESS TO THE RECORDS MAINTAINED PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (8) TO A PEACE OFFICER WORKING WITHIN THE COURSE AND SCOPE OF THE OFFICER'S OFFICIAL DUTIES.

(8) AN IDENTIFYING PLACARD ISSUED IN ANOTHER STATE OR COUNTRY IS NOT VALID FOR MORE THAN NINETY DAYS AFTER THE HOLDER BECOMES A RESIDENT OF COLORADO. A PERSON WHO APPLIES FOR AN IDENTIFYING PLACARD IN COLORADO SHALL SURRENDER ANY CURRENTLY HELD IDENTIFYING PLACARD ISSUED IN ANOTHER STATE OR COUNTRY.

SECTION 3. 42-4-1208, Colorado Revised Statutes, is amended to read:

42-4-1208. Parking privileges for persons with disabilities - applicability -rules. (1) As used in this section:

(a) "DISABILITY" OR "DISABLED" MEANS A PHYSICAL IMPAIRMENT THAT MEETS THE STANDARDS OF 23 CFR 1235, WHICH IMPAIRMENT IS VERIFIED, IN WRITING, BY A PROFESSIONAL. TO BE VALID, THE VERIFYING PROFESSIONAL SHALL CERTIFY TO THE DEPARTMENT THAT THE PERSON MEETS THE STANDARDS ESTABLISHED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT.

(b) "IDENTIFYING FIGURE" MEANS A FIGURE THAT PROVIDES NOTICE THAT A PERSON IS AUTHORIZED TO USE A RESERVED PARKING SPACE.

(c) "IDENTIFYING LICENSE PLATE" MEANS A LICENSE PLATE BEARING AN IDENTIFYING FIGURE.

(d) "IDENTIFYING PLACARD" MEANS A PLACARD BEARING AN IDENTIFYING FIGURE.

Appendix E

House Bill 10-1019, continued

(e) "PROFESSIONAL" MEANS A PHYSICIAN LICENSED TO PRACTICE MEDICINE OR PRACTICING MEDICINE PURSUANT TO SECTION 12-36-106 (3) (i), C.R.S., A PODIATRIST LICENSED UNDER ARTICLE 32 OF TITLE 12, C.R.S., OR AN ADVANCED PRACTICE NURSE REGISTERED PURSUANT TO SECTION 12-38-111.5, C.R.S.

(f) "RESERVED PARKING SPACE" MEANS A PARKING SPACE RESERVED FOR A PERSON WITH A DISABILITY.

(2) In a jurisdiction recognizing the privilege defined by this subsection (2), a vehicle with a AN IDENTIFYING license plate or a placard obtained pursuant to section 42-3-204 or as otherwise authorized by subsection (4) of this section may be parked in public parking areas along public streets regardless of any time limitation imposed upon parking in such area; except that a jurisdiction shall not limit such a privilege to park on any public street to less than four hours. The respective jurisdiction shall clearly post the appropriate time limits in such area. Such privilege need not apply to zones in which:

(a) Stopping, standing, or parking of all vehicles is prohibited;

(b) Only special vehicles may be parked;

(c) Parking is not allowed during specific periods of the day in order to accommodate heavy traffic.

(3) (a) A person with a disability may park in a parking space identified as being reserved for use by persons with disabilities whether on public property or private property available for public use. A AN IDENTIFYING license plate or placard obtained pursuant to section 42-3-204 or as otherwise authorized by subsection (4) of this section shall be displayed IN ACCORDANCE WITH 23 CFR 1235 at all times on the vehicle while parked in such space.

(b) The owner of private property available for public use may request the installation of official signs identifying RESERVED parking spaces. Such a request shall be a waiver of any objection the owner may assert concerning enforcement of this section by peace officers of any political subdivision of this state, and such THE officers are hereby authorized and empowered to so enforce this section, provisions of law to the contrary notwithstanding. NO PERSON SHALL IMPOSE RESTRICTIONS ON THE USE OF DISABLED PARKING

Appendix E

House Bill 10-1019, continued

UNLESS SPECIFICALLY AUTHORIZED BY A STATUTE, RESOLUTION, OR ORDINANCE OF THE STATE OF COLORADO OR A POLITICAL SUBDIVISION THEREOF AND NOTICE OF THE RESTRICTION IS PROMINENTLY POSTED BY A SIGN CLEARLY VISIBLE AT THE PARKING SPACE.

(c) Each parking space reserved for use by persons with disabilities whether on public property or private property shall be marked with an official upright sign, which sign may be stationary or portable, identifying such parking space as reserved for use by persons with disabilities.

(4) Persons with disabilities from states other than Colorado shall be allowed to use parking spaces for persons with disabilities in Colorado so long as such persons have valid license plates or placards from their home state that are also valid pursuant to 23 CFR part 1235.

(5) It is unlawful for any person other than a person with a disability to park in a parking space on public or private property that is clearly identified by an official sign as being reserved for use by persons with disabilities unless:

(a) Such person is parking the vehicle for the direct benefit of a person with a disability to enter or exit the vehicle while it is parked in the RESERVED PARKING space; reserved for use by persons with disabilities; and

(b) AN IDENTIFYING license plate or placard obtained pursuant to section 42-3-204 or as otherwise authorized by subsection (4) of this section is displayed in such vehicle.

(6) (a) A person who DOES NOT HAVE a disability and who exercises the privilege defined in subsection (2) of this section or who violates subsection (5) or (10) of this section commits a class B traffic infraction PUNISHABLE BY A SURCHARGE OF THIRTY-TWO DOLLARS PURSUANT TO SECTIONS 24-4.1-119 (1) (f) AND 24-4.2-104 (1) (b) (I), C.R.S., AND A MINIMUM FINE OF THREE HUNDRED FIFTY DOLLARS, NOT TO EXCEED ONE THOUSAND DOLLARS, FOR THE FIRST OFFENSE AND A MINIMUM FINE OF SIX HUNDRED DOLLARS, NOT TO EXCEED ONE THOUSAND DOLLARS, FOR A SECOND OFFENSE. A PERSON WHO VIOLATES THIS SUBSECTION (6) THREE OR MORE TIMES COMMITS A MISDEMEANOR PUNISHABLE BY A MINIMUM FINE OF ONE THOUSAND DOLLARS, NOT

Appendix E

House Bill 10-1019, continued

TO EXCEED FIVE THOUSAND DOLLARS, AND NOT MORE THAN TEN HOURS OF COMMUNITY SERVICE. THE STATE OR LOCAL AUTHORITY ISSUING A CITATION UNDER THIS SUBSECTION (a) OR ANY LOCAL ORDINANCE OF A SUBSTANTIALLY EQUIVALENT OFFENSE SHALL TRANSFER ONE-HALF OF THE FINE TO THE STATE TREASURER, WHO SHALL CREDIT THE FINE TO THE DISABLED PARKING EDUCATION AND ENFORCEMENT FUND CREATED IN SECTION 42-1-226.

(b) A person who violates this subsection (6) by parking a vehicle owned by a commercial carrier, as defined in section 42-1-102 (17), shall be subject to a fine of up to twice the maximum penalty identified for a class B traffic infraction in section 42-4-1701 (3) (a) (I) PENALTY IMPOSED IN PARAGRAPH (a) OF THIS SUBSECTION (6).

(7) A person who DOES NOT HAVE a disability and who uses a AN IDENTIFYING license plate or placard in order to receive the benefits or privileges available to a person with a disability under this section commits a MISDEMEANOR PUNISHABLE BY A SURCHARGE OF THIRTY-TWO DOLLARS PURSUANT TO SECTIONS 24-4.1-119 (1) (f) AND 24-4.2-104 (1) (b) (I), C.R.S., AND A MINIMUM FINE OF THREE HUNDRED FIFTY DOLLARS, NOT TO EXCEED ONE THOUSAND DOLLARS, FOR THE FIRST OFFENSE AND A MINIMUM FINE OF SIX HUNDRED DOLLARS, NOT TO EXCEED ONE THOUSAND DOLLARS, FOR A SECOND OFFENSE. A PERSON WHO VIOLATES THIS SUBSECTION (7) THREE OR MORE TIMES COMMITS A MISDEMEANOR PUNISHABLE BY A MINIMUM FINE OF ONE THOUSAND DOLLARS, NOT TO EXCEED FIVE THOUSAND DOLLARS, AND NOT MORE THAN TEN HOURS OF COMMUNITY SERVICE. THE STATE OR LOCAL AUTHORITY ISSUING A CITATION UNDER THIS SECTION (7) OR ANY LOCAL ORDINANCE OF A SUBSTANTIALLY EQUIVALENT OFFENSE SHALL TRANSFER ONE-HALF OF THE FINE TO THE STATE TREASURER, WHO SHALL CREDIT THE FINE TO THE DISABLED PARKING EDUCATION AND ENFORCEMENT FUND CREATED IN SECTION 42-1-226.

(8) (a) A PEACE officer or authorized and uniformed parking enforcement official may check the identification of any person using a AN IDENTIFYING license plate or placard in order to determine whether such use is authorized.

Appendix E

House Bill 10-1019, continued

(b) A PEACE OFFICER OR AUTHORIZED AND UNIFORMED PARKING ENFORCEMENT OFFICIAL MAY CONFISCATE AN IDENTIFYING PLACARD THAT IS BEING USED IN VIOLATION OF THIS SECTION. THE PEACE OFFICER SHALL TRANSMIT THE PLACARD TO THE DEPARTMENT UNLESS IT IS BEING HELD FOR PROSECUTION OF A VIOLATION OF THIS SECTION. THE DEPARTMENT SHALL HOLD A CONFISCATED PLACARD FOR THIRTY DAYS AND MAY DISPOSE OF THE PLACARD AFTER THIRTY DAYS. UPON THE PERSON WITH A DISABILITY SIGNING A STATEMENT UNDER PENALTY OF PERJURY THAT HE OR SHE WAS UNAWARE THAT THE VIOLATOR USED, OR INTENDED TO USE, THE PLACARD IN VIOLATION OF THIS SECTION, THE DEPARTMENT SHALL RELEASE THE PLACARD TO THE PERSON WITH A DISABILITY TO WHOM IT WAS ISSUED.

(c) A PEACE OFFICER MAY INVESTIGATE AN ALLEGATION THAT A PERSON IS VIOLATING THIS SECTION.

(9) Any state agency or division thereof that transports persons with disabilities may obtain a AN IDENTIFYING placard for persons with disabilities in the same manner provided in this section for any other person. IF AN IDENTIFYING placard is used by any employee of such state agency or division when not transporting persons with disabilities, the executive director of such agency and the offending employee shall be subject to a fine of one hundred FIFTY dollars. This subsection (9) APPLIES to any corporation or independent contractor as determined by rule of the department to be eligible to transport persons with disabilities; except that the chief executive officer or an equivalent of the corporation or independent contractor and the offending employee ARE subject to the fine.

(10) REGARDLESS OF WHETHER THE PERSON DISPLAYS AN IDENTIFYING LICENSE PLATE OR PLACARD, it is unlawful for any person to park a vehicle so as to block reasonable access to curb ramps, or passenger loading zones, OR ACCESSIBLE ROUTES, as identified in 28 CFR part 36 (appendix A), that are clearly identified unless such person is loading or unloading a person with a disability.

Appendix E

House Bill 10-1019, continued

(11) (a) A person who knowingly and fraudulently obtains, possesses, uses, or transfers a AN IDENTIFYING placard issued to a person with a disability; WHO knowingly makes, possesses, uses, or transfers what purports to be, but is not, AN IDENTIFYING placard; OR WHO KNOWINGLY CREATES OR USES A DEVICE INTENDED TO GIVE THE IMPRESSION THAT IT IS AN IDENTIFYING PLACARD WHEN VIEWED FROM OUTSIDE THE VEHICLE is guilty of a misdemeanor and is subject to the criminal and civil penalties provided under section 42-6-139 (3) and (4).

(b) A person who knowingly and willfully receives remuneration for committing a misdemeanor pursuant to this subsection (11) IS subject to twice the civil and criminal fine PENALTIES that would otherwise be imposed.

(12) (a) Certification of the entry of judgment for each violation of subsection (6), (7), or (11) of this section shall be sent by the entering court to the department.

(b)

(c) Upon receipt of certification of a third AN entry of judgment for a violation of subsection (6), (7), or (11) of this section by any person, the department shall withhold that person's vehicle registration until such time as any fines imposed for the violations have been paid.

(d) Upon receipt of certification or independent verification of AN entry of judgment, the department shall revoke AN IDENTIFYING license plate or placard as provided in section 42-3-204 (2) (d).

(e)

(13) (a) For purposes of this subsection (13), "holder" means a person with a disability as defined in section 42-3-204 (1) (b) who has lawfully obtained a AN IDENTIFYING license plate or placard issued pursuant to section 42-3-204 (2) or as otherwise authorized by subsection (4) of this section.

Appendix E

House Bill 10-1019, continued

(b) Notwithstanding any other provision of this section to the contrary, a holder is liable for any penalty or fine as set forth in this section or section 42-3-204 or for any misuse of AN IDENTIFYING license plate or placard, including the use of such plate or placard by any person other than a holder, unless the holder can furnish sufficient evidence that the license plate or placard was, at the time of the violation, in the care, custody, or control of another person without the holder's knowledge or consent.

(c) A holder may avoid the liability described in paragraph (b) of this subsection (13) if, within a reasonable time after notification of the violation, the holder furnishes to the prosecutorial division of the appropriate jurisdiction the name and address of the person who had the care, custody, or control of such THE IDENTIFYING license plate or placard at the time of the violation or the holder reports said license plate or placard lost or stolen to both the appropriate local law enforcement agency and the department.

(14) (a) A PERSON WHO OBSERVES A VIOLATION OF THIS SECTION MAY SUBMIT EVIDENCE, ALONG WITH A SWORN STATEMENT OF A VIOLATION OF THIS SECTION, TO ANY LAW ENFORCEMENT AGENCY.

(b) NO EMPLOYER SHALL FORBID AN EMPLOYEE FROM REPORTING VIOLATIONS OF THIS SECTION. NO PERSON SHALL INITIATE OR ADMINISTER ANY DISCIPLINARY ACTION AGAINST AN EMPLOYEE ON ACCOUNT OF THE EMPLOYEE NOTIFYING THE AUTHORITIES OF A POSSIBLE VIOLATION OF THIS SECTION IF THE EMPLOYEE HAS A GOOD FAITH BELIEF THAT A VIOLATION HAS OCCURRED.

(c) NO LANDLORD SHALL RETALIATE AGAINST A TENANT ON ACCOUNT OF THE TENANT NOTIFYING THE AUTHORITIES OF A POSSIBLE VIOLATION OF THIS SECTION IF THE TENANT HAS A GOOD FAITH BELIEF THAT A VIOLATION HAS OCCURRED.

(15) (a) NO PERSON, AFTER USING A RESERVED PARKING SPACE THAT HAS A TIME LIMIT, SHALL SWITCH MOTOR VEHICLES OR MOVE THE MOTOR VEHICLE TO ANOTHER RESERVED PARKING SPACE WITHIN ONE HUNDRED YARDS OF THE ORIGINAL PARKING SPACE WITHIN THE SAME EIGHT HOURS IN ORDER TO EXCEED THE TIME LIMIT.

Appendix E

House Bill 10-1019, continued

(b) PARKING IN A TIME-LIMITED RESERVED PARKING SPACE FOR MORE THAN THREE HOURS FOR AT LEAST THREE DAYS A WEEK FOR AT LEAST TWO WEEKS SHALL CREATE A REBUTTABLE PRESUMPTION THAT THE PERSON IS VIOLATING THIS SUBSECTION (15).

(c) THIS SUBSECTION (15) DOES NOT APPLY TO PRIVATELY OWNED PARKING LOTS.

(d) A PERSON WHO VIOLATES THIS SUBSECTION (15) COMMITS A CLASS B TRAFFIC INFRACTION. UPON CONVICTION OR THE PLEA OF GUILTY OR NOLO CONTENDERE FOR A VIOLATION OF THIS SUBSECTION (16), THE COURT SHALL SEND A CERTIFICATION OF THE ENTRY OF JUDGMENT TO THE DEPARTMENT. UPON RECEIVING A CERTIFICATION OF ENTRY OF JUDGMENT OR INDEPENDENT VERIFICATION, THE DEPARTMENT SHALL REVOKE THE IDENTIFYING LICENSE PLATE OR PLACARD OF A PERSON WHO VIOLATES THIS SUBSECTION (15) A SECOND OR SUBSEQUENT TIME PURSUANT TO SECTION 42-3-204 (2).

(16) (a) NO PERSON SHALL USE PARKING PRIVILEGES OBTAINED BY AN IDENTIFYING LICENSE PLATE OR PLACARD FOR A COMMERCIAL PURPOSE UNLESS THE PURPOSE RELATES TO TRANSACTING BUSINESS WITH A BUSINESS THE RESERVED PARKING SPACE IS INTENDED TO SERVE.

(b) A PERSON WHO VIOLATES THIS SUBSECTION (16) COMMITS A CLASS B TRAFFIC INFRACTION. UPON CONVICTION OR THE PLEA OF GUILTY OR NOLO CONTENDERE FOR A VIOLATION OF THIS SUBSECTION (16), THE COURT SHALL SEND A CERTIFICATION OF THE ENTRY OF JUDGMENT TO THE DEPARTMENT. UPON RECEIVING A CERTIFICATION OF ENTRY OF JUDGMENT OR INDEPENDENT VERIFICATION, THE DEPARTMENT SHALL REVOKE THE IDENTIFYING LICENSE PLATE OR PLACARD OF A PERSON WHO VIOLATES THIS SUBSECTION (16) A SECOND OR SUBSEQUENT TIME PURSUANT TO SECTION 42-3-204 (2).

Appendix E

House Bill 10-1019, continued

(17) (a) A PEACE OFFICER MAY ISSUE A PENALTY ASSESSMENT NOTICE FOR A VIOLATION OF SUBSECTION (9), (15), OR (16) OF THIS SECTION BY SENDING IT BY CERTIFIED MAIL TO THE REGISTERED OWNER OF THE MOTOR VEHICLE. THE PEACE OFFICER SHALL INCLUDE IN THE PENALTY ASSESSMENT NOTICE THE OFFENSE OR INFRACTION, THE TIME AND PLACE WHERE IT OCCURRED, AND A STATEMENT THAT THE PAYMENT OF THE PENALTY ASSESSMENT AND SURCHARGE IS DUE WITHIN TWENTY DAYS FROM THE ISSUANCE OF THE NOTICE. RECEIPT OF THE PAYMENT OF THE PENALTY ASSESSMENT POSTMARKED BY THE TWENTIETH DAY AFTER THE RECEIPT OF THE PENALTY ASSESSMENT NOTICE BY THE DEFENDANT IS RECEIPT ON OR BEFORE THE DATE THE PAYMENT WAS DUE.

(b) IF THE PENALTY ASSESSMENT AND SURCHARGE ARE NOT PAID WITHIN THE TWENTY DAYS FROM THE DATE OF MAILING OF THE NOTICE, THE PEACE OFFICER WHO ISSUED THE ORIGINAL PENALTY ASSESSMENT NOTICE SHALL FILE A COMPLAINT WITH A COURT HAVING JURISDICTION AND ISSUE AND SERVE UPON THE REGISTERED OWNER OF THE VEHICLE A SUMMONS TO APPEAR IN COURT AT THE TIME AND PLACE SPECIFIED THEREIN.

SECTION 4. Part 12 of article 4 of title 42, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

42-4-1212. Pay parking access for disabled. (1) UNLESS THE METHOD OF REMUNERATION IS REASONABLY ACCESSIBLE TO A PERSON WITH A DISABILITY AS DEFINED IN SECTION 42-3-204, NO PERSON WHO OWNS, OPERATES, OR MANAGES A PARKING SPACE THAT REQUIRES REMUNERATION SHALL TOW, BOOT, OR OTHERWISE TAKE ADVERSE ACTION AGAINST A PERSON OR MOTOR VEHICLE PARKING IN SUCH SPACE FOR FAILURE TO PAY THE REMUNERATION IF THE MOTOR VEHICLE BEARS A PLACARD OR LICENSE PLATE BEARING AN IDENTIFYING FIGURE ISSUED PURSUANT TO SECTION 42-3-204 OR A SIMILAR LAW IN ANOTHER STATE THAT IS VALID UNDER 23 CFR 1235.

(2) NOTWITHSTANDING ANY STATUTE, RESOLUTION, OR ORDINANCE OF THE STATE OF COLORADO OR A POLITICAL SUBDIVISION THEREOF, PARKING IN A SPACE WITHOUT PAYING THE REQUIRED REMUNERATION SHALL NOT BE DEEMED A VIOLATION OF SUCH STATUTE, RESOLUTION, OR ORDINANCE IF:

Appendix E

House Bill 10-1019, continued

(a) THE MOTOR VEHICLE BEARS A PLACARD OR LICENSE PLATE BEARING THE IDENTIFYING FIGURE ISSUED PURSUANT TO SECTION 42-3-204 OR A SIMILAR LAW IN ANOTHER STATE THAT IS VALID UNDER 23 CFR 1235; AND

(b) THE METHOD OF REMUNERATION IS NOT REASONABLY ACCESSIBLE TO A PERSON WITH A DISABILITY AS DEFINED IN SECTION 42-3-204.

(3) A LAW ENFORCEMENT AGENCY SHALL WITHDRAW ANY PENALTY ASSESSMENT NOTICE OR SUMMONS AND COMPLAINT THAT IS DEEMED NOT TO BE A VIOLATION UNDER SUBSECTION (2) OF THIS SECTION.

(4) FOR THE PURPOSES OF THIS SECTION, "REASONABLY ACCESSIBLE" MEANS MEETING THE STANDARDS OF 28 CFR 36 (APPENDIX A) OR SUBSTANTIALLY SIMILAR STANDARDS.

SECTION 5. The introductory portion to 42-4-1701 (4) (a) (I) and 42-4-1701 (4) (a) (I) (M), Colorado Revised Statutes, are amended to read:

42-4-1701. Traffic offenses and infractions classified - penalties

- penalty and surcharge schedule - repeal. (4) (a) (I) Except as provided in paragraph (c) of subsection (5) of this section, every person who is convicted of, who admits liability for, or against whom a judgment is entered for a violation of any provision of this title to which the provisions of paragraph (a) or (b) of subsection (5) of this section apply shall be fined or penalized, and have a surcharge levied thereon pursuant to sections 24-4.1-119 (1) (f) and 24-4.2-104 (1) (b) (I), C.R.S., in accordance with the penalty and surcharge schedule set forth in sub-subparagraphs (A) to (P) of this subparagraph (I); or, if no penalty or surcharge is specified in the schedule, the penalty for class A and class B traffic infractions shall be fifteen dollars, and the surcharge shall be four dollars. These penalties and surcharges shall apply whether the defendant acknowledges the defendant's guilt or liability in accordance with the procedure set forth by paragraph (a) of subsection (5) of this section or is found guilty by a court of competent jurisdiction or has judgment entered against the defendant by a county court magistrate. Penalties and surcharges for violating specific sections shall be as follows:

Appendix E

House Bill 10-1019, continued

Section Violated	Penalty	Surcharge
(M) Parking violations:		
42-4-1201	\$ 30.00	\$ 6.00
42-4-1202	30.00	6.00
42-4-1204	15.00	6.00
42-4-1205	15.00	6.00
42-4-1206	15.00	6.00
42-4-1207	15.00	6.00
42-4-1208 (9), (15), OR (16)	150.00	32.00

SECTION 6. 24-72-204 (3) (a) (XII), Colorado Revised Statutes, is amended to read:

24-72-204. Allowance or denial of inspection - grounds - procedure - appeal - definitions. (3) (a) The custodian shall deny the right of inspection of the following records, unless otherwise provided by law; except that any of the following records, other than letters of reference concerning employment, licensing, or issuance of permits, shall be available to the person in interest under this subsection (3):

(XII) Any record indicating that a person has obtained AN IDENTIFYING license PLATE or placard for persons with disabilities under section 42-3-204, C.R.S., or any other motor vehicle record that would reveal the presence of a disability;

SECTION 7. 42-3-213 (5) (a) (II), Colorado Revised Statutes, is amended to read:

Appendix E

House Bill 10-1019, continued

42-3-213. Special plates - military veterans - rules - retirement.

(5) **Disabled veterans.** (a) (II) In addition to THE requirements of subparagraph (I) of this paragraph (a), if the applicant demonstrates that he or she has a physical impairment affecting mobility under the standards provided in section 42-3-204 (1), then such special license plate shall have an additional identifying feature FIGURE, as determined by the department, to indicate that the owner of the vehicle is authorized to make use of parking privileges for persons with disabilities.

SECTION 8. 42-4-1701 (3) (a) (I) and (3) (a) (II) (A), Colorado Revised Statutes, are amended to read:

42-4-1701. Traffic offenses and infractions classified - penalties

- penalty and surcharge schedule - repeal. (3) (a) (I) Except as provided in subsections (4) and (5) of this section OR THE SECTION CREATING THE INFRACTION, traffic infractions are divided into two classes which shall be subject to the following penalties which are authorized upon entry of judgment against the defendant:

Class	Minimum Penalty	Maximum Penalty
A	\$15 penalty	\$100 penalty
B	\$15 penalty	\$100 penalty

(II) (A) Except as otherwise provided in sub-subparagraph (B) of this subparagraph (II), subsections (4) and (5) of this section, and sections 42-4-1301 (7), 42-4-1301.3, and 42-4-1301.4, OR THE SECTION CREATING THE OFFENSE, misdemeanor traffic offenses are divided into two classes that are distinguished from one another by the following penalties that are authorized upon conviction:

Class	Minimum Sentence	Maximum Sentence
1	Ten days imprisonment, or \$300 fine, or both	One year imprisonment, or \$1,000 fine, or both
2	Ten days imprisonment, or \$150 fine, or both	Ninety days imprisonment, or \$300 fine, or both

Appendix E

House Bill 10-1019, continued

SECTION 9. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the disabled parking education and enforcement fund created in section 42-1-226, Colorado Revised Statutes, not otherwise appropriated, to the governor - lieutenant governor - state planning and budgeting, for allocation to the office of the governor, other programs and grants, for the Colorado advisory council for persons with disabilities, for the fiscal year beginning July 1, 2010, the sum of seventeen thousand nine hundred eighteen dollars (\$17,918) and 0.3 FTE, or so much thereof as may be necessary, for the implementation of this act.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the disabled parking education and enforcement fund created in section 42-1-226, Colorado Revised Statutes, not otherwise appropriated, to the department of revenue, for the fiscal year beginning July 1, 2010, the sum of thirty thousand three hundred forty-one dollars (\$30,341) cash funds and 0.2 FTE, or so much thereof as may be necessary, for the implementation of this act.

SECTION 10. Act subject to petition - specified effective date - applicability. (1) This act shall take effect January 1, 2011; 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 the ninety-day period after final adjournment of the general assembly, then the act, item, section, or part shall not take effect unless approved by the people at the general election to be held in November 2010 and shall take effect on January 1, 2011, or on the date of the official declaration of the vote thereon by the governor, whichever is later.

(2) The provisions of this act shall apply to offenses committed and applications submitted on or after the applicable effective date of this act.

Terrance D. Carroll
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Brandon C. Shaffer
PRESIDENT OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Karen Goldman
SECRETARY OF
THE SENATE

Bill Ritter, Jr.
GOVERNOR OF THE STATE OF COLORADO

Appendix F

House Bill 11-1216

BY REPRESENTATIVE(S) Riesberg and Gerou, Baumgardner, Court, Ferrandino, Kefalas, Looper, Miklosi, Pabon, Soper, McCann, Barker, Conti, Duran, Fischer, Hamner, Hullinghorst, Jones, Kerr J., Labuda, Murray, Nikkel, Ramirez, Scott, Summers, Todd, Vaad, Wilson, Fields, Lee, Massey, Pace, Schafer S., Solano, Vigil, Williams A.;

also SENATOR(S) Aguilar, Bacon, King S., Newell, Tochtrop, Williams S., Boyd, Giron, Guzman, Hudak, Morse, Nicholson, Spence, Steadman.

CONCERNING THE FUNDING OF PROGRAMS THAT HELP PERSONS WITH
DISABILITIES OBTAIN BENEFITS BY THE SALE OF UNIQUELY
VALUABLE REGISTRATION NUMBERS FOR VEHICLES, AND
MAKING AN APPROPRIATION THEREFOR.

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

SECTION 1. Article 30 of title 24, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PART to read:

PART 22
DISABILITY ASSISTANCE ACT

24-30-2201. Short title. THIS PART 22 SHALL BE KNOWN AND MAY BE CITED AS THE "LAURA HERSHEY DISABILITY-BENEFIT SUPPORT ACT".

24-30-2202. Definitions. AS USED IN THIS PART 22, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(1) "COMMITTEE" MEANS THE DISABLED-BENEFIT SUPPORT CONTRACT COMMITTEE CREATED IN SECTION 24-30-2203.

(2) "DISABILITY BENEFITS" MEANS CASH PAYMENTS FROM SOCIAL SECURITY DISABILITY INSURANCE UNDER TITLE II OF THE FEDERAL "SOCIAL SECURITY ACT", 42 U.S.C. SEC. 401 ET SEQ., AS AMENDED, CASH PAYMENTS MADE BY THE FEDERAL GOVERNMENT TO PERSONS WHO ARE AGED, BLIND, OR DISABLED UNDER TITLE XVI OF

Appendix F

House Bill 11-1216, continued

THE FEDERAL "SOCIAL SECURITY ACT", 42 U.S.C. SEC. 401 ET SEQ., AS AMENDED, AND LONG-TERM CARE UNDER THE "COLORADO MEDICAL ASSISTANCE ACT", ARTICLES 4 TO 6 OF TITLE 25.5, C.R.S.

(3) "NONPROFIT ENTITY" MEANS AN ENTITY INCORPORATED UNDER THE "COLORADO REVISED NONPROFIT CORPORATION ACT", ARTICLES 121 TO 137 OF TITLE 7, C.R.S., OR A TAX-EXEMPT ENTITY UNDER 26 U.S.C. SEC. 501 (c) (3) OF THE FEDERAL "INTERNAL REVENUE CODE OF 1986".

(4) "RECIPIENT" MEANS A PERSON WHO RECEIVES DISABILITY BENEFITS OR LONG-TERM CARE SERVICES.

24-30-2203. Disabled-benefit support contract committee.

(1) THE DISABLED-BENEFIT SUPPORT CONTRACT COMMITTEE IS HEREBY CREATED WITHIN THE DEPARTMENT OF PERSONNEL. THE COMMITTEE CONSISTS OF NINE MEMBERS APPOINTED BY THE GOVERNOR AS FOLLOWS:

(a) THREE MEMBERS WHO ARE DISABLED AND CURRENTLY RECEIVING DISABILITY BENEFITS OR HAVE RECEIVED APPLICATION ASSISTANCE;

(b) ONE MEMBER OF A STATEWIDE, CROSS-DISABILITY ORGANIZATION REPRESENTING PERSONS WITH DISABILITIES;

(c) ONE MEMBER WHO IS TRAINED TO INCREASE ACCESS TO DISABILITY BENEFITS FOR PERSONS WITH DISABILITIES BY AN ORGANIZATION SUPPORTED BY THE UNITED STATES SOCIAL SECURITY ADMINISTRATION;

(d) ONE MEMBER WHO IS A MEDICAL DOCTOR;

(e) ONE MEMBER WHO IS A MENTAL HEALTH PROFESSIONAL;

Appendix F

House Bill 11-1216, continued

(f) ONE MEMBER WHO IS AN EXPERT IN NONPROFIT MANAGEMENT; AND

(g) ONE MEMBER APPOINTED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PERSONNEL.

(2) MEMBERS OF THE COMMITTEE SERVE THREE-YEAR TERMS; EXCEPT THAT MEMBERS APPOINTED UNDER PARAGRAPH (a) OF SUBSECTION (1) OF THIS SECTION SERVE AN INITIAL TERM OF ONE YEAR, AND MEMBERS APPOINTED UNDER PARAGRAPHS (b), (c), AND (d) OF SUBSECTION (1) OF THIS SECTION SERVE AN INITIAL TERM OF TWO YEARS.

(3) AN ACT OF THE COMMITTEE IS VOID UNLESS A MAJORITY OF THE MEMBERS HAS VOTED IN FAVOR OF THE ACT.

(4) THE COMMITTEE SHALL IMPLEMENT SECTION 24-30-2204 USING THE DISABILITY-BENEFIT SUPPORT FUND CREATED IN SECTION 24-30-2205.

(5) THE COMMITTEE IS AUTHORIZED TO SEEK AND ACCEPT GRANTS OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS PART 22; EXCEPT THAT THE COMMITTEE SHALL NOT ACCEPT A GIFT, GRANT, OR DONATION THAT IS SUBJECT TO CONDITIONS THAT ARE INCONSISTENT WITH THIS PART 22 OR PART 13 OF ARTICLE 75 OF THIS TITLE REGARDING THE STATUS OF GRANTS AND DONATIONS MADE TO STATE AGENCIES. THE COMMITTEE SHALL TRANSMIT THE MONEYS TO THE DISABILITY-BENEFIT SUPPORT FUND.

(6) THE COMMITTEE HAS THE FOLLOWING DUTIES AND POWERS:

(a) TO SUE AND BE SUED AND OTHERWISE ASSERT OR DEFEND THE COMMITTEE'S LEGAL INTERESTS;

(b) TO PREPARE AND SIGN CONTRACTS;

Appendix F

House Bill 11-1216, continued

(c) TO HAVE AND EXERCISE ALL RIGHTS AND POWERS NECESSARY OR INCIDENTAL TO, OR IMPLIED FROM, THE SPECIFIC POWERS GRANTED IN THIS PART 22; AND

(d) TO FIX THE TIME AND PLACE AT WHICH MEETINGS MAY BE HELD.

(7) THE COMMITTEE MAY HIRE EMPLOYEES OR OBTAIN THE SERVICES OF PROFESSIONAL ADVISORS.

(8) THE ATTORNEY GENERAL IS THE LEGAL COUNSEL FOR THE COMMITTEE.

24-30-2204. Program to assist persons to obtain disability benefits - repeal. (1) WITHIN SIX MONTHS AFTER THE FIRST TRANSFER TO THE DISABILITY-BENEFIT SUPPORT FUND FROM THE REGISTRATION NUMBER FUND CREATED IN SECTION 42-1-407, C.R.S., THE COMMITTEE SHALL INVITE NONPROFIT ENTITIES TO SUBMIT A PROPOSAL FOR A PROGRAM TO AID PERSONS WITH DISABILITIES IN ACCESSING DISABILITY BENEFITS. TO QUALIFY, THE NONPROFIT ORGANIZATION MUST BE BASED IN COLORADO AND GOVERNED BY A BOARD THAT:

(a) IS COMPOSED OF PERSONS WITH A DEMONSTRATED COMMITMENT TO IMPROVING THE LIVES OF RECIPIENTS WITH DISABILITIES;

(b) CONTAINS MEMBERS WHO UNDERSTAND A RANGE OF SIGNIFICANT DISABILITIES, INCLUDING PHYSICAL AND MENTAL; AND

(c) CONTAINS A MAJORITY OF EITHER:

(I) RECIPIENTS WITH DISABILITIES; OR

(II) FAMILY MEMBERS OF RECIPIENTS WITH DISABILITIES WHO HAVE EXPERIENCE IN REPRESENTING THE INTERESTS OF A PERSON WITH A DISABILITY.

Appendix F

House Bill 11-1216, continued

(2) (a) (I) THE COMMITTEE SHALL REVIEW THE PROPOSED PROGRAMS AND SHALL AWARD A CONTRACT TO THE NONPROFIT ENTITY THAT BEST MEETS THE REQUIREMENTS OF THIS SECTION IN ACCORDANCE WITH THE "PROCUREMENT CODE", ARTICLES 101 TO 112 OF THIS TITLE.

(II) THE TERM OF THE CONTRACT IS ONE YEAR. BEFORE THE CONTRACT EXPIRES, THE COMMITTEE SHALL EVALUATE WHETHER THE NONPROFIT ENTITY AND THE CONTRACT ARE REASONABLY MEETING THE REQUIREMENTS OF THIS SECTION, INCLUDING OBJECTIVE AND QUANTITATIVE EVALUATIONS, WHENEVER POSSIBLE, OF THE SATISFACTION OF PROGRAM PARTICIPANTS, THE PROGRAM'S SUCCESS IN OBTAINING DISABILITY BENEFITS FOR PROGRAM PARTICIPANTS, THE PROGRAM'S EFFECTIVENESS AT HELPING PROGRAM PARTICIPANTS OBTAIN JOBS, AND IMPROVEMENTS IN THE QUALITY OF LIFE OF PROGRAM PARTICIPANTS. THE COMMITTEE SHALL INCLUDE THE EVALUATION CRITERIA IN THE CONTRACT.

(III) THE COMMITTEE MAY RENEW THE CONTRACT ANNUALLY FOR UP TO FIVE YEARS. AFTER FIVE YEARS, THE COMMITTEE SHALL REOPEN THE CONTRACT TO A COMPETITIVE BID PROCESS.

(b) THE COMMITTEE SHALL NOT AWARD THE CONTRACT UNLESS THE PROPOSAL INCLUDES:

(I) A SYSTEM FOR EVALUATING WHETHER A PERSON WITH A DISABILITY IS REASONABLY ABLE TO NAVIGATE THE APPLICATION PROCESS TO OBTAIN DISABILITY BENEFITS, HEALTH CARE, AND EMPLOYMENT;

(II) A SYSTEM FOR PRIORITIZING THE NEED OF APPLICANTS BASED UPON THE EVALUATIONS;

(III) A PLAN FOR ASSISTING PERSONS WITH DISABILITIES IN NAVIGATING THE PROCESSES OF OBTAINING AND RETAINING DISABILITY BENEFITS, HEALTH CARE, AND EMPLOYMENT;

Appendix F

House Bill 11-1216, continued

(IV) A PLAN FOR ESTABLISHMENT OF WORKING RELATIONSHIPS WITH STATE AGENCIES, COUNTY DEPARTMENTS OF HUMAN SERVICES, HEALTH CARE PROVIDERS, THE UNITED STATES SOCIAL SECURITY ADMINISTRATION, AND THE BUSINESS COMMUNITY;

(V) A POLICY OF PREFERENTIAL HIRING OF PERSONS WITH DISABILITIES;

(VI) REASONABLE STANDARDS FOR ACCOUNTING CONTROL OF EXPENDITURES;

(VII) METRICS TO EVALUATE THE PROGRAM'S QUALITY AND COST-EFFECTIVENESS;

(VIII) EFFECTIVE JULY 1, 2016, THE ABILITY TO SERVE PERSONS WITH DISABILITIES STATEWIDE; AND

(IX) A PLAN FOR SERVING PERSONS WITH DISABILITIES STATEWIDE WITHIN FIVE YEARS. THIS SUBPARAGRAPH (IX) IS REPEALED, EFFECTIVE JULY 1, 2016.

(c) THE COMMITTEE SHALL NOT DISCRIMINATE AGAINST A CONTRACTING ENTITY FOR ADVOCACY CONCERNING PERSONS WITH DISABILITIES.

(3) THE ENTITY AWARDED A CONTRACT UNDER THIS SECTION SHALL MAKE QUARTERLY REPORTS OF EXPENDITURES TO THE DEPARTMENT OF PERSONNEL, WHICH SHALL MAKE THE REPORTS AVAILABLE TO THE COMMITTEE. THE COMMITTEE SHALL INCLUDE IN THE CONTRACT A METHOD AND FORMAT FOR MAKING THE REPORTS.

24-30-2205. Disability-benefit support fund. THE DISABILITY-BENEFIT SUPPORT FUND IS HEREBY CREATED IN THE STATE TREASURY. THE MONEYS IN THE FUND CONSIST OF AMOUNTS TRANSFERRED TO THE FUND UNDER SECTION 42-1-407, C.R.S., OR TRANSFERRED TO THE FUND UNDER SECTION 24-30-2203 (5). THE COMMITTEE SHALL USE THE

Appendix F

House Bill 11-1216, continued

MONEYS IN THE FUND TO IMPLEMENT THIS PART 22; EXCEPT THAT THE COMMITTEE MAY DIRECT THE STATE TREASURER TO TRANSFER MONEYS IN THE FUND TO THE REGISTRATION NUMBER FUND CREATED IN SECTION 42-1-407, C.R.S., TO FUND THE IMPLEMENTATION OF PART 4 OF ARTICLE 1 OF TITLE 42, C.R.S. THE COMMITTEE SHALL NOT USE MORE THAN FIVE PERCENT OF THE MONEY IN THE FUND TO ADMINISTER THIS PART 22. THE STATE TREASURER SHALL CREDIT ALL INTEREST EARNED ON THE INVESTMENT OF MONEYS IN THE FUND TO THE FUND. AT THE END OF EACH FISCAL YEAR, THE MONEYS IN THE FUND, INCLUDING INCOME EARNED FROM INVESTMENT, REMAIN IN THE FUND. THE GENERAL ASSEMBLY SHALL APPROPRIATE THE MONEYS IN THE FUND TO THE DEPARTMENT OF PERSONNEL OR GOVERNOR'S OFFICE TO IMPLEMENT THIS PART 22.

24-30-2206. Implementation. THE GENERAL ASSEMBLY DOES NOT INTEND TO REQUIRE THE DEPARTMENT OF PERSONNEL TO EXPEND MONEYS TO IMPLEMENT THIS PART 22. NOTWITHSTANDING ANY OTHER SECTION OF THIS PART 22, THE DEPARTMENT OF PERSONNEL AND THE COMMITTEE NEED NOT IMPLEMENT THIS PART 22 UNTIL THE DISABILITY-BENEFIT SUPPORT FUND CONTAINS ENOUGH MONEY TO IMPLEMENT THIS PART 22.

24-30-2207. Sunset - repeal. (1) THIS PART 22 IS REPEALED, EFFECTIVE SEPTEMBER 1, 2021.

(2) PRIOR TO SUCH REPEAL, THE DEPARTMENT OF REGULATORY AGENCIES SHALL REVIEW THE ASSISTANCE PROGRAM FOR DISABILITY BENEFITS AS PROVIDED FOR IN SECTION 24-34-104.

SECTION 2. 24-34-104, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

24-34-104. General assembly review of regulatory agencies and functions for termination, continuation, or reestablishment. (52.5) THE FOLLOWING AGENCIES, FUNCTIONS, OR BOTH, SHALL TERMINATE ON SEPTEMBER 1, 2021:

Appendix F

House Bill 11-1216

(a) THE ASSISTANCE PROGRAM FOR DISABILITY BENEFITS UNDER PART 22 OF ARTICLE 30 OF THIS TITLE.

SECTION 3. Article 1 of title 42, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PART to read:

PART 4 LICENSE PLATE AUCTIONS

42-1-401. Definitions. AS USED IN THIS PART 4, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(1) "GROUP" MEANS THE LICENSE PLATE AUCTION GROUP CREATED IN SECTION 42-1-403.

(2) "REGISTRATION NUMBER" MEANS THE UNIQUE COMBINATION OF LETTERS AND NUMBERS ASSIGNED TO A VEHICLE BY THE DEPARTMENT UNDER SECTION 42-3-201 AND REQUIRED TO BE DISPLAYED ON THE LICENSE PLATE BY SECTION 42-3-202.

(3) "VEHICLE" MEANS A VEHICLE REQUIRED TO BE REGISTERED PURSUANT TO PART 1 OF ARTICLE 3 OF THIS TITLE.

42-1-402. License to buy and sell selected registration numbers for license plates. (1) THE STATE OR A PERSON MAY SELL, AND THE STATE OR A PERSON MAY PURCHASE, THE EXCLUSIVE RIGHT TO USE A REGISTRATION NUMBER SELECTED BY THE GROUP UNDER SECTION 42-1-404 FOR THE PURPOSE OF REGISTERING A VEHICLE UNDER ARTICLE 3 OF THIS TITLE.

(2) THE RIGHT TO USE A REGISTRATION NUMBER IS A PERPETUAL LICENSE, THE USE OF WHICH IS SUBJECT TO COMPLIANCE WITH THIS PART 4.

42-1-403. License plate auction group. (1) THE LICENSE PLATE AUCTION GROUP IS HEREBY CREATED WITHIN THE OFFICE OF THE GOVERNOR.

Appendix F

House Bill 11-1216, continued

(2) THE GROUP CONSISTS OF SEVEN MEMBERS, APPOINTED AS FOLLOWS:

(a) ONE MEMBER WHO IS APPOINTED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REVENUE AND WHO IS NOT A MEMBER OF THE COLORADO ADVISORY COUNCIL FOR PERSONS WITH DISABILITIES CREATED IN SECTION 24-45.5-103, C.R.S.;

(b) ONE MEMBER WHO IS APPOINTED BY THE GOVERNOR TO REPRESENT PERSONS WITH DISABILITIES AND WHO IS NOT A MEMBER OF THE COLORADO ADVISORY COUNCIL FOR PERSONS WITH DISABILITIES;

(c) ONE MEMBER APPOINTED BY THE PRESIDENT OF THE SENATE TO REPRESENT PERSONS WITH DISABILITIES;

(d) ONE MEMBER APPOINTED BY THE COLORADO ADVISORY COUNCIL FOR PERSONS WITH DISABILITIES;

(e) ONE MEMBER APPOINTED BY THE DIRECTOR OF THE COLORADO OFFICE OF ECONOMIC DEVELOPMENT;

(f) ONE MEMBER APPOINTED BY THE CHIEF OF THE COLORADO STATE PATROL; AND

(g) ONE MEMBER APPOINTED BY THE CHIEF INFORMATION OFFICER APPOINTED UNDER SECTION 24-37.5-103, C.R.S.

(3) AN ACT OF THE GROUP IS VOID UNLESS A MAJORITY OF THE GOVERNING BODY VOTES FOR THE ACT.

(4) THE MEMBERS OF THE GROUP SERVE AT THE PLEASURE OF THE APPOINTING ENTITY.

(5) THE GROUP HAS THE FOLLOWING DUTIES AND POWERS:

Appendix F

House Bill 11-1216, continued

(a) TO ADOPT AND USE A SEAL AND TO ALTER THE SAME AT ITS PLEASURE;

(b) TO SUE AND BE SUED AND OTHERWISE ASSERT OR DEFEND THE GROUP'S LEGAL INTERESTS;

(c) TO ACQUIRE OFFICE SPACE, EQUIPMENT, SERVICES, SUPPLIES, AND INSURANCE NECESSARY TO CARRY OUT THE PURPOSES OF THIS PART 4;

(d) TO ACCEPT ANY GIFTS, GRANTS, AND LOANS OF MONEY, PROPERTY, OR OTHER AID FROM THE FEDERAL GOVERNMENT, THE STATE, ANY STATE AGENCY, OR ANY OTHER SOURCE IF THE GROUP COMPLIES WITH THIS PART 4 AND PART 13 OF ARTICLE 75 OF THIS TITLE;

(e) TO HAVE AND EXERCISE ALL RIGHTS AND POWERS NECESSARY OR INCIDENTAL TO, OR IMPLIED FROM, THE SPECIFIC POWERS GRANTED IN THIS PART 4;

(f) TO FIX THE TIME AND PLACE AT WHICH MEETINGS MAY BE HELD;

(g) TO ELECT A MEMBER AS EXECUTIVE DIRECTOR OF THE GROUP AND OTHER OFFICERS; AND

(h) TO HIRE EMPLOYEES AND PROFESSIONAL ADVISERS AS NEEDED.

(6) THE ATTORNEY GENERAL IS THE LEGAL COUNSEL FOR THE GROUP.

42-1-404. Sale of registration numbers by group. (1) THE GROUP SHALL RAISE MONEY BY AUCTIONING TO A BUYER THE RIGHT TO USE VALUABLE LETTER AND NUMBER COMBINATIONS FOR A REGISTRATION NUMBER.

Appendix F

House Bill 11-1216, continued

(2) (a) THE GROUP SHALL STUDY THE MARKET AND DETERMINE WHICH REGISTRATION NUMBERS ARE THE MOST VALUABLE, INCLUDING BOTH THE TYPES OF PLATES CURRENTLY ISSUED AND ANY TYPE OF PLATE THAT HAS BEEN HISTORICALLY ISSUED. BASED ON THE STUDY, THE GROUP SHALL SELECT THE MOST VALUABLE REGISTRATION NUMBERS AND REQUEST THE DEPARTMENT TO VERIFY WHETHER PLATES WITH THE REGISTRATION NUMBERS ARE CURRENTLY ISSUED. THE GROUP SHALL NOT SEND THE REQUEST TO THE DEPARTMENT MORE THAN ONCE EVERY SIX MONTHS.

(b) UPON RECEIVING THE GROUP'S REQUEST, THE DEPARTMENT SHALL VERIFY WHETHER THE PLATES ARE CURRENTLY ISSUED. IF THE PLATE IS NOT CURRENTLY ISSUED, THE DEPARTMENT SHALL RESERVE THE REGISTRATION NUMBER UNTIL THE GROUP NOTIFIES THE DEPARTMENT TO RELEASE THE REGISTRATION NUMBER.

(c) IF A REGISTRATION NUMBER IS NOT CURRENTLY ISSUED, THE GROUP MAY AUCTION THE RIGHT TO USE THE REGISTRATION NUMBER IN A MANNER CALCULATED TO BRING THE HIGHEST PRICE; EXCEPT THAT THE DEPARTMENT MAY DENY THE SALE OR USE OF A REGISTRATION NUMBER THAT IS OFFENSIVE OR INAPPROPRIATE.

42-1-405. Creation of a private market for registration numbers

-- **fee.** (1) THE GROUP SHALL RAISE MONEY BY CREATING A MARKET, WHICH MAY INCLUDE AN ON-LINE AUCTION SITE, FOR REGISTRATION NUMBERS USING METHODS THAT ARE COMMERCIALY REASONABLE, ACCOUNT FOR EXPENDITURES, AND ENSURE THE COLLECTION OF THE STATE'S APPROVAL AND TRANSFER ROYALTY.

(2) THE ROYALTY FOR THE STATE'S APPROVAL AND TRANSFER OF THE RIGHT TO USE A REGISTRATION NUMBER IS TWENTY-FIVE PERCENT OF THE SALE PRICE OF THE TRANSFER. AT THE TIME OF SALE, THE PURCHASER SHALL PAY THE ROYALTY TO THE GROUP. THIS PAYMENT IS NOT IN LIEU OF THE NORMAL REGISTRATION FEES OR SPECIFIC OWNERSHIP TAX.

Appendix F

House Bill 11-1216, continued

(3) A PERSON SHALL NOT SELL A REGISTRATION NUMBER AND THE DEPARTMENT SHALL NOT ASSIGN A REGISTRATION NUMBER AS A RESULT OF THE RIGHT TO USE THE NUMBER BEING SOLD TO A VEHICLE UNLESS THE REGISTRATION NUMBER WAS SOLD USING THE MARKET CREATED BY THE GROUP.

42-1-406. Administration. (1) THE GROUP SHALL NOTIFY THE DEPARTMENT WHEN THE RIGHT TO USE A REGISTRATION NUMBER HAS BEEN SOLD AND THE GROUP HAS COLLECTED THE STATE'S SALE PROCEEDS OR APPROVAL AND TRANSFER ROYALTY. UPON RECEIVING THE NOTICE, THE DEPARTMENT SHALL CREATE A RECORD IN THE COLORADO STATE TITLING AND REGISTRATION SYSTEM, CREATED IN SECTION 42-1-211, CONTAINING THE NAME OF THE BUYER, THE VEHICLE IDENTIFICATION NUMBER, IF APPLICABLE, AND THE CORRESPONDING REGISTRATION NUMBER.

(2) IF THE REGISTRATION NUMBER CONSISTS OF A COMBINATION OF LETTERS AND NUMBERS THAT IS NOT WITHIN THE NORMAL FORMAT OF LICENSE PLATE CURRENTLY PRODUCED FOR THE DEPARTMENT, THE DEPARTMENT SHALL ISSUE THE PLATES AS PERSONALIZED PLATES UNDER SECTION 42-3-211.

(3) THE GROUP SHALL TRANSFER THE MONEYS COLLECTED UNDER THIS PART 4 TO THE STATE TREASURER, WHO SHALL CREDIT THEM TO THE REGISTRATION NUMBER FUND CREATED IN SECTION 42-1-407.

(4) THE GROUP MAY CONTRACT WITH ONE OR MORE PUBLIC OR PRIVATE ENTITIES TO IMPLEMENT THIS PART 4.

(5) ANY MONEYS RECEIVED BY THE GROUP SHALL BE DEPOSITED IN THE REGISTRATION NUMBER FUND.

42-1-407. Registration number fund. (1) THE REGISTRATION NUMBER FUND IS HEREBY CREATED IN THE STATE TREASURY. THE MONEYS IN THE FUND CONSIST OF THE PROCEEDS FROM THE SALE OF REGISTRATION NUMBERS UNDER SECTION 42-1-404 AND THE ROYALTY FROM PRIVATE SALES OF REGISTRATION NUMBERS UNDER SECTION 42-1-405.

Appendix F

House Bill 11-1216 , continued

(2) THE GENERAL ASSEMBLY SHALL APPROPRIATE THE AMOUNTS NECESSARY, NOT TO EXCEED FIVE PERCENT OF THE FUND, TO IMPLEMENT THIS PART 4 FROM THE REGISTRATION NUMBER FUND TO THE DEPARTMENT, THE GOVERNOR'S OFFICE, AND THE GROUP.

(3) (a) (I) EXCEPT AS SPECIFIED IN PARAGRAPH (b) OF THIS SUBSECTION (3), AT THE END OF EACH FISCAL YEAR, THE STATE TREASURER SHALL TRANSFER ONE MILLION FIVE HUNDRED THOUSAND DOLLARS, OR THE BALANCE OF THE REGISTRATION NUMBER FUND IF THE BALANCE IS A LESSER AMOUNT, FROM THE REGISTRATION NUMBER FUND TO THE DISABILITY-BENEFIT SUPPORT FUND CREATED IN SECTION 24-30-2205, C.R.S.

(II) IF ANY MONEYS REMAIN IN THE REGISTRATION NUMBER FUND AFTER THE TRANSFER REQUIRED BY SUBPARAGRAPH (I) OF THIS PARAGRAPH (a), THE STATE TREASURER SHALL TRANSFER TWO MILLION FIVE HUNDRED THOUSAND DOLLARS, OR THE BALANCE OF THE FUND IF THE BALANCE IS A LESSER AMOUNT, FROM THE REGISTRATION NUMBER FUND TO THE GENERAL FUND.

(III) IF ANY MONEYS REMAIN IN THE REGISTRATION NUMBER FUND AFTER THE TRANSFERS REQUIRED BY SUBPARAGRAPHS (I) AND (II) OF THIS PARAGRAPH (a), THE STATE TREASURER SHALL TRANSFER THE BALANCE FROM THE REGISTRATION NUMBER FUND TO THE DISABILITY-BENEFIT SUPPORT FUND CREATED BY SECTION 24-30-2205, C.R.S.

(b) THE TREASURER SHALL ADJUST THE TRANSFERS REQUIRED BY PARAGRAPH (a) OF THIS SUBSECTION (3) ON JULY 1 OF EACH YEAR IN PROPORTION TO THE AGGREGATE CHANGE IN THE UNITED STATES DEPARTMENT OF LABOR BUREAU OF LABOR STATISTICS CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS FOR THE DENVER-BOULDER-GREELEY CONSOLIDATED METROPOLITAN STATISTICAL AREA. THE TREASURER MAY ROUND THE DOLLAR AMOUNT OF THE ADJUSTMENT TO THE NEAREST TEN DOLLARS.

SECTION 4. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the Colorado state titling and registration account of the highway users tax fund created in section 42-1-211 (2), Colorado Revised Statutes, not otherwise appropriated, to the department of revenue, 60

Appendix F

House Bill 11-1216, continued

for allocation to the information technology division, for the fiscal year beginning July 1, 2011, the sum of two thousand nine hundred sixty dollars (\$2,960) cash funds, or so much thereof as may be necessary, for the implementation of this act.

(2) In addition to any other appropriation, there is hereby appropriated to the governor - lieutenant governor - state planning and budgeting, for allocation to the office of information technology, for the fiscal year beginning July 1, 2011, the sum of two thousand nine hundred sixty dollars (\$2,960), or so much thereof as may be necessary, for the programming services to be provided to the department of revenue related to the implementation of this act. Said sum shall be from reappropriated funds received from the department of revenue out of the appropriation made in subsection (1) of this section.

SECTION 5. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Frank McNulty
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Brandon C. Shaffer
PRESIDENT OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO

Appendix G

State ADA Coordinators

<u>Name</u>	<u>Agency</u>	<u>Phone</u>	<u>E-mail</u>
Ann Margaret Gallegos	Public Health & Environment	303-692-062	ann.gallegos@state.co.us
Benjamin Cordova	CDOT		303-757-9594
benjamin.cordova@dot.state.co.us			
Carlton Brooks	*		
Carmel Garcia	Attorney General	303-866-4580	carmel.garcia@state.co.us
Carol Stahlberg	DORA	303-894-2360	
carol.stahlberg@dora.state.co.us			
Charles MacKensey	*		
Charles Scheibe	Dept. of Treasury	303-866-5826	charles.scheibe@state.co.us
Cindy Langan	*		
Ed Gietl	EDO- HR Section	303-239-4430	ed.gietl@cdps.state.co.us
Frances Alexander	*		
George deCurnou	Div. Health Care Policy & Finance	303-866-2704	george.decurnou@state.co.us
Georgia Adame	Executive Director's Office	303-866-4244	georgia.adama@state.co.us
Gina Jaquez	Div. Health Care Policy & Finance	303-866-3255	gina.jaquez@state.co.us
Gwen Gruenloh	*		
Jacqueline Brown-Tremble	Revenue EDO- Human Resources	303-866-4282	jbrown-
tremble@spike.dor.state.co.us			
Janet Brinkman	*		
Janet Martin	Department of Education	303-866-6770	martin_j@cde.state.co.us
Jennifer Squire	*		
Jim Davidson	State Historical Society	303-866-2136	jim.davidson@chs.state.co.us
Julie Luekenga	*		
Ken Nufer	*		
Kirsten Moorek	*		
Marci Sannes	Judicial SCA Office	303-861-1111	Not available
Marlene Boettcher	*		
Marshall Parks	*		
Mary Sierra	Public Health & Environment	303-692-2066	mary.sierra@state.co.us
Matthew Flora	Department of Human Services	303-866-5900	matthew.flora@state.co.us
Michael Roseberry	*		
Michelle Padilla	*		
Mindy Masias	Judicial SCA Office	303-861-1111	
mindy.masias@judicial.state.co.us			
Mona F. Huestis	DOLA- Director of HR	303-866-4911	mona.huestis@state.co.us
Myra Pasco	*		
Nancy J. Brown	Revenue-EDO-HR	303-866-4278	nbrown@spike.dor.state.co.us
Renee Johnson	*		
Rick Thompkins	Corrections	719-226-4401	
rick.thompkins@doc.state.co.us			
Ronda L. Torres	AGR Commissioners Office	303-239-4100	ronda.torres@ag.state.co.us

* State Website does not have any contact information for this person under this name and/or spelling

State ADA Coordinators *continued*

Sara Wood	CDLE	303-318-8205	Not available
Shannon Long	*		
Shelley Oxenreider	Attorney General	303-866-4500	shelley.oxenreider@state.co.us
Sheryl Lebsack	Dept. of Human Services	303-866-7132	Not available
Sibyl Clausen	Secretary of State	303-894-2200	sibyl.clausen@sos.state.co.us
Tamy Calahan	Military & Veterans Affairs	720-250-1520	tamy.calahan@dmva.state.co.us
Tiffany Monroe	Revenue-EDO-HR	303-866-3716	tmonroe@spike.dor.state.co.us
Vernon Jackson	HS- Wheat Ridge Reg. Center	303-866-7129	vernon.jackson@state.co.us
Wendy Kispert	Dept. of Education	303-866-6815	kispert_w@cde.state.co.us

* **State Website does not have any contact information for this person under this name and/or spelling**

Appendix H

Council Officers

- Sharon “Ann” Pearce, Chair
- Tom D. Muniz, 1st Vice Chair
- Gina Robinson, 2nd Vice Chair
- Steve Wright, Secretary
- Dwight Roinestad, Treasurer
- Frank Lombardi, Past Chair

Appendix I

Strategic Plan 2008-2010

I. Coordination with state boards, advisory councils, and commissions

- Develop distribution list of state board and commissions
- Set up team room on E-Colorado
- Review existing brochure
- Create website
- Develop disability agency resource guide
- Develop quarterly information “Tidbits”

II. Legislation and state policy advisement

- Review state legislation as it is introduced
- Determine distribution of information
- Determine protocol for council consensus
- Develop timeline for decisions

III. Monitoring of Title II Implementation

- Summarize requirement from Federal Regulations
- Train ADA Coordinators on:
 - Self Assessments
 - Plan to correct deficiencies
 - Complaint/grievance procedure

IV. Public entry point for grievances and issues for persons with disabilities

- Create a system to organize and manage flow of information

V. Procedures for Council Internal Operations

- Develop and adopt by-laws
- Develop Council procedure to implement and support by-laws
- Ensure committees are active in implementing council activities

Appendix J

By-Laws

ARTICLE I - CREATION

Section 1 - Name and Authority

The Colorado Advisory Council for Persons with Disabilities, hereinafter referred to as "the Council," was created by CRS, Title 24, Article 45.5, enacted on July 1, 2008.

Section 2 - Location

The Council is in the Office of the Governor of Colorado.

Section 3 - Operating Year

The Council's operating year shall conform to the State of Colorado's Fiscal Year, which is July 1st through June 30th of each year.

ARTICLE II - PURPOSE

The Council shall serve in an advisory capacity to ensure equality of opportunity, independent living, and economic self-sufficiency for all of the state's citizens, including persons with disabilities, to the Governor's Office and General Assembly on issues relating to the needs, problems and other concerns of people with disabilities.

ARTICLE III – POWERS AND DUTIES

Section 1. The council shall:

Coordinate with State boards, advisory councils, and commissions established for, or related to, persons with disabilities.

Advise the Governor and General Assembly on legislation and state policy affecting persons with disabilities.

Issue an annual report to the Governor and General Assembly on the State's programs, services, and policies affecting and addressing persons with disabilities.

Monitor the State's implementation of Title II of the federal "Americans with Disabilities Act of 1990", 42 U.S.C. 12101 et seq., as amended, including oversight pursuant to *Olmstead v. L.C. and E.W.*, 527 U.S. 581 (1991).

Act as an additional entry point for public grievances regarding disability issues and refer those grievances to the appropriate state agency or personnel.

Develop procedures relating to the Council's internal operations.

Section 2. All Council activities and decisions shall be in accordance with state and federal laws and regulations.

By-Laws **continued**

ARTICLE IV - MEMBERSHIP

Section 1 - Composition

The Council shall consist of no more than twenty (20) members and shall reflect statewide participation and a commitment to the inclusion of persons with disabilities.

At least seven (7) members shall come from State agencies serving persons with disabilities.

The remaining members shall represent persons with disabilities from business and industry, disability advocacy organizations, and other non-profit organizations focused on disability issues.

Section 2 – Selection

The Governor shall appoint Council members. The Council may recommend qualified applicants to the Governor for consideration.

Section 3 - Terms

The terms of the Council members shall expire at the pleasure of the Governor. Upon expiration of a Council member's term, the Council member shall continue to serve until a successor is appointed as follows: The Governor shall appoint a qualified person to fill a vacancy on the Council for the remainder of any unexpired term.

If the Governor does not appoint a person to fill the vacancy within sixty days after the date the vacancy arises, the Speaker of the House of Representatives and the President of the Senate, within ninety days after the date the vacancy arises, shall jointly appoint a qualified person to fill the vacancy.

If the Speaker of the House of Representatives and the President of the Senate do not appoint a person to fill the vacancy within the ninety-day period, the Council, by a majority vote, shall appoint a qualified person to fill the vacancy.

Section 4 – Associate Members

The Council may invite interested individuals to participate in Council activities as Associate Members. Associate members are not appointed by the Governor and thus are not entitled to vote, hold office, or serve as a committee chair. They may participate in all other related activities of the Council, including serving on committees. Candidates for Associate membership shall be recommended by the Membership Committee.

Associate membership is bestowed by a simple majority vote of a quorum at a regular meeting.

ARTICLE V – OFFICERS

The officers of the Council shall consist of a Chairperson, a First Vice-Chairperson, a Second Vice-Chairperson, a Secretary and a Treasurer. The Chairperson shall be appointed by the Governor.

By-Laws **continued**

Section 1 – Council Chairperson

The Chairperson of the Council shall be recommended by the Nominating Committee, voted on by the Council, and recommended for appointment by the Governor. At least every two years, or as vacancies occur, the Council shall make a recommendation to the Governor for the office of Chairperson.

Section 2 – Council Vice-Chairpersons

The Council shall elect from its membership two Vice-Chairpersons. In order to ensure continuity, the First Vice-Chairperson may be recommended to the Governor to assume the position of Chairperson in the order of succession.

The First Vice-Chairperson shall assist the Chairperson in the discharge of his/her duties. In the absence of the Chairperson, the First Vice-Chairperson shall assume those duties.

The Second Vice-Chairperson shall assist the Chairperson in the discharge of his/her duties. In the absence of the Chairperson and the First Vice-Chairperson, the Second Vice-Chairperson shall assume those duties.

Section 3 – Council Secretary

The Council shall elect from its membership a Secretary who shall be responsible for recording and preserving a written record of the actions of the Council. This may include minutes of meetings, agendas, Council correspondence and any other documents that support the work of the Council.

Section 4 – Council Treasurer

The Council shall elect from its membership a Treasurer. The Treasurer shall be responsible for maintaining records related to the funding and expenditures of the Council and to present a report to the membership at least quarterly.

ARTICLE VI – COMMITTEES

Section 1 – Standing Committees

The Council shall consist of the following standing committees:

Executive

The Executive Committee consists of the Chairperson, First Vice-Chairperson, Second Vice-Chairperson, Secretary, Treasurer and immediate Past Chairperson.

The Executive Committee shall function as the governing body of the Council between Council meetings and shall make recommendations to the Council for new policies and procedures. The Executive Committee is responsible for communicating with the Governor's Office and the General Assembly on behalf of the Council.

By-Laws **continued**

Membership

The Membership Committee shall recruit and screen potential candidates for Council membership. In addition, the Committee shall recommend individuals for Associate Membership. The committee may also serve as a resource to help recruit members for Council committees.

Budget and Finance

The treasurer shall serve as chair of the Finance Committee.

The Finance Committee shall be responsible for (a) development and management of the annual budget; (b) oversight of the operating expenditures, including reimbursement of travel expenses and necessary accommodations; (c) development of long-range fiscal plans; (d) research and development of additional funding sources; and (e) preparation of grant proposals, as provided for by statute.

Communications and Outreach

The Communications and Outreach Committee shall be responsible for carrying out the Council's responsibilities in (1) coordinating with other State boards and commissions; (2) providing an additional entry point for members of the public with questions, grievances or concerns on disability-related issues, and referring individuals to the appropriate program or agency; and (3) assisting in the development of the annual report.

The Committee shall develop and use effective and accessible methods to communicate with members of the public, public and private entities, and other state boards and commissions.

ADA

The ADA Committee shall be responsible carrying out the Council's responsibility for monitoring and oversight of the State's implementation of Title II of the ADA, including oversight pursuant to "Olmstead."

Legislative

The Legislative Committee shall monitor state legislative activity and inform the Council of pending legislation that may impact persons with disabilities.

Section 2 – Other Committees

The Council may appoint ad hoc or special committees to address time-limited or single issue topics related to persons with disabilities.

Associate members may be members of ad hoc or special committees.

By-Laws **continued**

ARTICLE VII -- MEETINGS

Section 1: Frequency of meetings

The Council shall meet at least quarterly.

The meetings of the Council shall also be held on call of the chair or at the request of at least three (3) members of the Council.

All meetings are open to the public in accordance with applicable state and federal laws and regulations.

Section 2: Location of meetings

Meetings of the Council shall be held at an accessible location.

Section 3: Quorum

A quorum necessary for the Council to transact business shall be by a simple majority of the membership of the Council.

Section 4 – Voting

Decisions of the Council shall be by a simple majority of the members present and voting, unless otherwise specified by these by-laws.

The Chairperson may participate in discussions, but shall vote only to break a tie.

Section 5 – Rules of Order

The Council shall conduct meetings in accordance with the latest published version of *Robert's Rules of Order*.

ARTICLE VIII – FUNDING AND REIMBURSEMENT

The Council is funded through general fund appropriation to the Office of the Governor.

The Council is authorized to receive and expend gifts, grants, and donations from individuals, private organizations, foundations, or any governmental unit unless such gift, grant, or donation is subject to conditions that are inconsistent with Title 24, CRS, Article 45.5, or any other law of Colorado.

Council fiscal accounting shall conform to the state fiscal year.

Council members shall not receive compensation for their time. Members may be reimbursed for actual and necessary expenses incurred in the discharge of their official duties, including an allowance for mileage as provided in section 24-9-104 (2), C.R.S., and any reasonable and necessary expenses associated with providing accommodations for a Council member's disability.

By-Laws **continued**

ARTICLE IX – BY-LAWS

Section 1 – By-Law Changes

These by-laws may be amended or repealed by a majority vote of the entire membership of the Council, either in person or electronically, at any regular meeting.

New by-laws may be adopted by a majority vote of the entire membership of the Council, either in person or electronically, at any regular meeting.

Notice of any proposed changes to the by-laws must be distributed to all Council members no fewer than ten (10) days prior to the meeting.

Section 2 – Statement of Adoption

These by-laws are hereby adopted by the Colorado Advisory Council for Persons with Disabilities on (date).

Signatures:

Members, Executive Committee

Appendix K

E-Colorado Portal

Announcements **Team Rooms** **Portfolios** **Meeting Online** **Calendar** **Newsletters** **Peer Networking** **Locations** **Glossary** **FAQs**

e-COLORADO

Home

Welcome, Julia!

Colorado Disability Advisory Council

Team Room Description: The Colorado Advisory Council for Persons with Disabilities is established under Title 24, Article 45.5, CRS to serve in an advisory capacity to the Governor and State Legislature on disability-related issues. The Council also: - coordinates with state boards, advisory councils and commissions established for, or related to, persons with disabilities; - prepares and issues an annual report on the State's programs, services and policies related to persons with disabilities; - monitors the State's implementation of Title II of the Americans with Disabilities Act of 1990; - acts as an additional entry point for public grievances regarding disability issues, and

Announcements

There are no announcements for the topics to which you subscribed.

[More](#)

Team Calendar

Today is Monday, December, 19, 2011

There are no events for the topics to which you subscribed.

[More](#)

Shared Websites

[ACCESS Board ADA Standards and](#)

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Career Planning

Employment

Education & Training

Emerging Technologies

Employer Resources

Workforce Professional Resources

High Growth Initiatives

Legislation & Policies

Promising Practices

Support Services

Jobs Cabinet

Colorado Grants

Labor Market Information

Appendix L Budget

2010-2011 Budget

	<u>Projected</u>	<u>Actual</u>
Office Expenses	\$ 900	\$ 215.52
Travel	\$1,000	
Accommodations	\$4,000	
Website	\$2,000	
Telecommunications	\$1,000	\$ 209.64
Meetings	\$ 130	
Equipment	_____	<u>\$1,869.00</u>
TOTAL	\$9,030	\$2,294.16

Due to the current make-up of the Council, travel and accommodation expenses were not needed. During this period of economic challenge and reduced funding, the Council kept its spending well under budget. In an attempt to be frugal, the Council restrained spending throughout the year. Last year's annual report and parking brochures were paid for by other agencies and monies were set aside to repay them. Due to changes in administrations, these loans have been forgiven without the need for repayment.

Appendix M

Council Membership

- Darlene Beals, Community Member
- Julia Beems, Assistive Technology Partners
- Benjamin Cordova, Colorado Department of Transportation
- Robert “Bob” Epstein, Community Member
- Frank Lombardi, Colorado Department of Personnel and Administration
- Tom D. Muniz, Community Member
- William F. Muth, Community Member
- Sharon “Ann” Pearce, Community Member
- Gina Robinson, Colorado Department of Health Care Policy and Financing
- Dwight Roinestad, Community Member
- Joseph W. Sims, Jr., Community Member
- Nancy R. Snow, Colorado Division of Civil Rights

Appendix N

Disability Mentoring Day

Disability Mentoring Day is a nationwide effort to promote career development for students with disabilities through hands-on career exploration. The Colorado Advisory Council for Persons with Disabilities sponsors Disability Mentoring Day for Colorado.

Students with disabilities (mentees) are matched with workplace mentors according to expressed career interests. Mentees experience a typical day on the job and learn how to prepare to enter the world of work. Employers gain an increased awareness that people with disabilities represent an overlooked talent pool. Disability Mentoring Day is a program of the American Association of People with Disabilities (AAPD).

Disability Mentoring Day began in 1999 with fewer than three-dozen student participants as part of a White House effort to increase the profile of National Disability Employment Awareness Month (NDEAM), celebrated every October. In 2005, 9,000 youth with disabilities participated nationally and in 20 international locations. They were mentored by more than 2,000 private, non-profit, governmental, and educational organizations.

The goals of Disability Mentoring Day are:

- To enhance internship and employment opportunities for people with disabilities.
- To promote disability as a central component of diversity recruitment for a more inclusive workforce.
- To dispel employers' fears about hiring people with disabilities.
- To increase confidence among students and job seekers with disabilities.
- To launch a year-round effort to foster mentoring opportunities.

Participants include:

Employers (private, non-profit, government, educational), students with disabilities, and educators participate in Disability Mentoring Day.

2010 Colorado Disability Mentoring Day Report

This year's event was again a collaborative event with participation from the Front Range School to Work Alliance Program (SWAP) Collaborative, ACE CTE program from Denver Public Schools and the local SWAP coordinators. This year's event focused on providing tours to different employer locations so participants could have a better understanding of the types of jobs available at each location.

OUTCOME: We had 177 youth and 21 employers/businesses participate in tours throughout the month of November.

Appendix O

Colorado Disability Organizations

ADAPT	Easter Seals Colorado
ALS Association - Rocky Mountain Chapter	Eastern Colorado Services for the Developmentally Disabled, Inc.
American Council of the Blind Colorado Inc.	Envision
American Diabetes Association	Epilepsy Foundation of Colorado
ARC of Colorado	Federation of Families for Children's Mental Health - Colorado Chapter
Arkansas Valley Community Center	Foothills Gateway
Assistive Technology Partners	Goodwill Industries
Atlantis Community	Horizon Specialized Services, Inc.
Blue Peaks Developmental Services, Inc.	Imagine!
Center for Disabilities	Independent Life Center
Center for Independence	Mesa Developmental Services, Inc.
Center for People with Disabilities	Mile High Down Syndrome Association
Colorado Advisory Council for Persons with Disabilities	Mountain Valley Developmental Services, Inc.
Colorado Behavioral Health Care Council	Muscular Dystrophy Association
Colorado Blue Sky Enterprises, Inc.	NAMI – Colorado
Colorado Commission for the Deaf and Hard of Hearing	National Stroke Association
Colorado Cross Disability Coalition	Office of Adult Disability and Rehabilitation Services
Colorado Developmental Disabilities Council	Paralyzed Veterans of America - Mountain States Chapter
Colorado Parkinson's Foundation	Parent to Parent of Colorado
Colorado Post-Polio Connections	Parkinson's Association of the Rockies
Colorado Springs Independence Center	Rocky Mountain Arthritis Foundation
Colorado State Government - Pueblo Regional Center	Southeastern Developmental Services
Colorado Talking Book Library	Southern Colorado Developmental Disabilities Services, Inc.
Community Connections, Inc.	Southwest Center for Independence
Community Options, Inc.	Spina Bifida Association of Colorado
Connections for Independent Living	Starpoint
CP Colorado	TASH – Colorado Chapter
Cystic Fibrosis Foundation - Colorado Chapter	The Davis Phinney Foundation
Denver Center for Independent Living	The Legal Center for People with Disabilities and Older People
Denver Options, Inc.	The Resource Exchange
Depart. of Health Care Policy and Financing	Traumatic Brain Injury Trust Fund Program
Developmental Disabilities Resource Center	Veterans of Foreign Wars - Department of Colorado
Developmental Pathways	Wounded Warrior Project
Disabled Resource Services	
Division for Developmental Disability - Grand Junction	
Division of Behavioral Health - CO Dept. of Human Services	
Division of Vocational Rehabilitation	

Appendix P

Acronyms

AAA	Area Agencies on Aging
AAS	Aging and Adult Services
AASD	Aging and Adult Services Division
AB	Aid to the Blind
ACF	Alternative Care Facility
ACL	Association for Community Living
AD	Alzheimer's Disease
ADA	Americans With Disabilities Act
ADC	Adult Day Care
ADD	Attention Deficit Disorder
ADHD	Attention Deficit Hyper-Activity Disorder
ADL	Activities of Daily Living
ADS	Adult Day Services
AFDC	Aid to Families with Dependent Children
AFDC-FC	Aid to Families with Dependent Children – Foster Care
AFO	Ankle-Foot Orthotics
AIDS	Acquired Immune Deficiency Syndrome
AIT	Auditory Integrated Training
ALJ	Administrative Law Judge
ALS	Amyotrophic Lateral Sclerosis
AMPS	Automated Medicaid Payment System
AND-SSI	Aid to the Needy Disabled-SSI
APE	Adapted Physical Education
APS	Adult Protective Services
APSE	Association for Persons in Supported Employment
ARC	Association for Retarded Citizens (now ARC)
ASD	Autism Spectrum Disorders
ASL	American Sign Language
AT	Assistive Technology
BC-KC	Baby Care-Kids Care Program
BD	Behavior Disorder
BEH	Behaviorally/Emotionally Handicapped
BEP	Business Enterprise Program
BH	Behaviorally Handicapped
BHO	Behavior Health Organization
BI	Brain Injury
BIA	Bureau of Indian Affairs
BIP	Behavior Intervention Plan
BOCES	Board of Cooperative Educational Services
BOCS	Board of Cooperative Services

Acronyms continued

BVI	Blind/Visually Impaired
CACCB	Colorado Association of Community Centered Boards (now Alliance)
CAPD	Central Auditory Processing Disorder
CARF	Commission on the Accreditation of Rehabilitation Facilities
CBLTC	Community Based Long Term Care
CBMS	Colorado Benefits Management System
CCB	Community Centered Board
CCCS	Colorado Community College Systems
CCHN	Colorado Community Health Network (Assoc. of FQHC's)
CCI	Colorado Counties, Inc.
CCOA	Colorado Commission on Aging
CDDPC	Colorado Developmental Disabilities Planning Council
CD	Cognitive Disability
CDAS	Consumer Direct Attendant Support
CDE	Colorado Department of Education
CDHCP&F	Colorado Department of Health Care Policy and Financing
CDHS	Colorado Department of Human Services
CDPHE	Colorado Department of Public Health & Environment
CDSS	Colorado Department of Social Services or County Department of Social Services or County Department of Human Services
CEC	Council for Exceptional Children
CES	Children's Extensive Supports
CF	Cystic Fibrosis
CFMC	Colorado Foundation for Medical Care
CFS	Chronic Fatigue Syndrome
CHADD	Children and Adults with Attention-Deficient/Hyperactivity Disorder
CHFA	Colorado Housing Finance Authority
CHIP	Children's Health Insurance Program
CHP+	Children's Health Plan Plus
CHRP	Children's Habilitation Residential Program
CICP	Colorado Indigent Care Program
CIE	Community Integrated Employment
CLD	Culturally and Linguistically Diverse
CM	Case Management
CMA	Case Management Agency
CMI	Chronically Mentally Ill
CMS	Centers for Medicare & Medicaid Services
CMW	Children's Medical Waiver
CNS	Central Nervous System
COFRS	Colorado Financing and Reporting System

Acronyms continued

COWD	Colorado Office of Workforce Development
CP	Cerebral Palsy
CRLS	Colorado Rural Legal Services
CSAP	Colorado Student Assessment Program
CSAP-A	Colorado Student Assessment Program-Alternate
CSBQ	Community Services Block Grant
CSDB	Colorado School for the Deaf and the Blind
CSEAC	Colorado Special Education Advisory Committee
CSLA	Community Supported Living Arrangements
CTRS	Certified Therapeutic Recreation Specialist
CW	Child Welfare
CWP	Colorado Works Program
DB	Deafblindness
DD	Developmental Disability/Developmental Delay
DDD	Division for Developmental Disabilities
DDPC	Developmental Disabilities Planning Council
DDS	Disability Determination Services
D/HOH	Deaf/Hard of Hearing
DI	Deinstitutionalization
DIH	Department of Indian Health
DME	Durable Medical Equipment
DOH	Department of Health
DOLE	Colorado Department of Labor and Employment
DORA	Colorado Department of Regulatory Agencies
DS	Down Syndrome
DSM-IV	Diagnostic and Statistical Manual IV
DSS	Department of Social Services
DVR	Division of Vocational Rehabilitation
DX	Diagnosis
EBD	Elderly, Blind and Disabled
EC	Early Childhood
ECC	Early Childhood Connections
ECE	Early Childhood Education
ECEA	Exceptional Children's Educational Act
ECSE	Early Childhood Special Education
ED	Emotional Disability
EI	Early Intervention
ELL	English Language Learner

Acronyms continued

EMR	Educable Mentally Retarded
EPSDT	Early & Periodic Screening Diagnosis & Treatment
ESL	English as a Second Language
ESLU	Exceptional Student Leadership Unit
FAPE	Free Appropriate Public Education
FAS	Fetal Alcohol Syndrome
FBA	Functional Behavior Assessment
FC	Foster Care Children or Facilitated Communication
FEMA	Federal Emergency Management Agency
FERPA	Family Educational Rights and Privacy Act
FP/FS	Family Preservation and Family Support
FSP	Family Support Plan
FSSP	Family Support Services Program
FVA	Functional Visual Assessment
GAPS	General Adult Psychiatric Services
GJTO	Governor's Job Training Office
GT	Gifted and Talented
HCBS-DD	Home & Community Based Services - Persons with Developmental Disabilities
HCBS-EBD	Home & Community Based Services - Elderly, Blind and Disabled
HCBS	Home & Community Based Services
HCBS-BI	Home & Community Based Services for Persons with Brain Injury
HCBS-CES	Home & Community Based Services - Children's Extensive Support
HCBS_CM	Home & Community Based Services for the Elderly, Blind and Disabled Case Management
HCBS-CMW	Home and Community Based Services – Children's Medical Waiver
HCBS-CS	Home & Community Based Services for the Elderly, Blind, and Disabled Client Services
HCBS-MI	Home & Community Based Services – Mentally Ill
HCBS-PLWA	Home & Community Based Services – People Living with AIDS
HCBS-SLS	Home & Community Based Services – Supported Living for persons with developmental disabilities
HCFA	Health Care Financing Administration
HCPF	Health Care Policy & Financing
HEWI	Health, Environment, Welfare & Institutions
HH	Hard of Hearing
HHA	Home Health Aide or Home Health Agency

Acronyms continued

HHS	Health and Human Services
HI	Hearing Impaired
HIBI	Health Insurance Buy-In Program
HIMS	Health Information Management System
HIPPA	Health Insurance Portability Accountability Act
HI or HD	Hearing Impaired or Hearing Disabled
HIS	Indian Health Services
HIV	Human ImmunoDificiency Virus
HKNC	Helen Keller National Center
HMO	Health Maintenance Organization
HOH	Hard of Hearing
HUD	Housing & Urban Development
IADL	Independent Activity of Daily Living
ICC	Interagency Coordinating Council
ICF/MI	Intermediate Care Facility for the Mentally Ill
ICF/MR	Intermediate Care Facility for the Mentally Retarded
IDEA	Individuals With Disabilities Education Act
IEP	Individualized Education Program
IEVS	Income Eligibility Verification System
IFSP	Individualized Family Service Plan
ILC	Independent Living Center
IP	Individualized Plan
IQ	Intelligence Quotient
IRWE	Impairment Related Work Expense
ISP	Individualized Service Plan
ISSP	Individual Service & Support Plan
IT	Information Technology
ITP	Individual Transition Plan
ITS	Information Technology Services
JCAHO	Joint Commission on the Accreditation of Healthcare Organizations
JHAC	Joint Commission of the Accreditation of Hospitals
JOBS	Job Opportunities and Basic Skills Programs
JTPA	Jobs Training Partnership Act
LCSW	Licensed Clinical Social Worker
LD	Learning Disabled
LEA	Local Education Agency
LEAP	Low-Income Energy Assistance Program

Acronyms continued

LEP	Limited English Proficient
LMA	Learning Media Assessment
LRE	Least Restrictive Environment
LTC	Long Term Care
MAC	Medicaid Authorization Card
MC	Medicaid
MCO	Managed Care Organization
MD	Muscular Dystrophy
MH	Mental Health
MHC	Mental Health Center
MHI	Mental Health Institutes
MHS	Mental Health Services
MI	Medically Indigent or Mental Illness
MK	Medicaid
MMH	Mild-Moderate Mentally Impaired
MMIS	Medicaid Management Information System
MR	Mentally Retarded
MS	Multiple Sclerosis
MSDD	Multi-Sensory Developmental Delays
MSW	Master of Social Work
NASDSE	National Association of State Directors of Special Education
NCLB	No Child Left Behind
NDA	No Diagnosis of Anything
NECTAS	National Early Childhood Technical Assistance System
NIMAC	National Instructional Materials Access Center
NIMAS	National Instructional Materials Accessibility Standard
NLD	Nonverbal Learning Disability
NOS	Not Otherwise Specified
NSTTAC	National Secondary Transition Technical Assistance Center
NTAC	National Technical Assistance Consortium
OAA	Older Americans Act
OAP/A	Old Age Pension/65 years or older
OAP/B	Old Age Pension/60 to 64 years
OASDI	Old Age Survivors Disability Insurance
OCA	Older Coloradans Act
OCD	Obsessive Compulsive Disorder
OCR	Office of Civil Rights

Acronyms continued

ODD	Oppositional Defiant Disorder
OHI	Other Health Impairments
OITS	Office of Information Technology Services
OLTC	Options for Long Term Care
O&M	Orientation and Mobility
OSEP	Office of Special Education Programs
OSERS	Office of Special Education and Rehabilitation Services
OT	Occupational Therapy
PA	Public Assistance
P&A	Protection and Advocacy
PACE	Programs of All Inclusive Care for the Elderly
PAR`	Prior Authorization Requests
Part B	Special Education - School-Aged Children
Part C	Special Education - Birth-2 Years Old
PASS	Plans for Achieving Self-Support
PBIS	Positive Behavioral Interventions and Supports
PBS	Positive Behavior Supports
PCA	Personal Care Attendant
PC	Perceptual-Communicative Criteria
PCD	Perceptual or Communicative Disability
PD	Physical Disability
PDD	Pervasive Developmental Disorder
PEAK	Parent Education and Assistance for Kids
PEP	Parents Encouraging Parents
PHN	Public Health Nurse
PI	Physically Impaired
PM&R	Physical Medicine and Rehabilitation
POC	Plan of Care
POS	Point of Service
PPO	Preferred Provider Organization
PPS	Post-Polio Syndrome
PsD	Preschool Disability
PT	Physical Therapy or Therapist
QDWI	Qualified Disabled & Working Individuals
QMB	Qualified Medicare Beneficiary
RC	Regional Center
RCCF	Residential Child Care Facility

Acronyms continued

QDWI	Qualified Disabled & Working Individuals
QMB	Qualified Medicare Beneficiary
RC	Regional Center
RCCF	Residential Child Care Facility
RHC	Rural Health Clinic
RSDI	Retirement, Survivors, Disability Insurance
RTC	Residential Treatment Center
RtI	Response to Intervention
SA	Self-Assessment
SAT	Student Assistance Team
SBRR	Scientifically Based Reading Research
SCI	Spinal Cord Injury
SCP	Senior Companion Program
SCSEP	Senior Community Service Employment Program
SE	Supported Employment
SEA	State Education Agency
SEAP	Special Education Advisory Panel
Section 619	Special Education 3-5 Years Old
SEFAC	Special Education Fiscal Advisory Committee
SEP	Single Entry Point
SI	Sensory Integration
SIDS	Sudden Infant Death Syndrome
SIED	Significant Identifiable Emotional Disability
SILC	Statewide Independent Living Council
SIP	State Improvement Plan
SL	Speech Language
SLD	Speech Learning Disability
SLI	Speech Language Impairment
SLIC	Significant Limited Intellectual Capacity
SLMB	Special Low-Income Medicare Beneficiaries
SLS	Supported Living Services
S/P	Severe/Profound
SLI	Speech Language Impairment
SLP	Speech Language Pathologist
SN	Skilled Nursing
SNF	Skilled Nursing Facility
SPED	Special Education
SPP	State Performance Plan

Acronyms continued

SSA	Social Security Administration
SSDI	Social Security Disability Insurance
SSI	Supplemental Security Income
SSN	Significant Support Needs
ST	Speech Therapy
STIRRT	Short-tem Intensive Residential Remediation Treatment
SUA	State Unit on Aging
SWAAAC	Statewide Assistive, Augmentative Alternative Communication Program
SWAP	School to Work Alliance Program
TA	Technical Assistance
TANF	Temporary Assistance for Needy Families
TBI	Traumatic Brain Injury
TCM	Targeted Case Management
TCM-DD	Targeted Case Management – Developmentally Disabled
TDD	Telecommunications Device for the Deaf
TP	Transition Plan
TTE	Temporary Teacher Eligibility
TTY	TeleType or Text Telephone
TVI	Teacher of the Visually Impaired
UCB	Unemployment Compensation Benefits
Undoc	Undocumented Immigrants
USDE	United States Department of Education
VA	Veterans Administration
VD	Visually Disabled
VI	Visually Impaired
VR	Vocational Rehabilitation
WC	Worker’s Compensation
WIC	Women, Infants, and Children