

**AGREEMENT AMENDMENT NO. 1**

Original Agreement Routing Number 2016000000000000297

**1. PARTIES**

This Amendment to the above-referenced Original Agreement (hereinafter called the "Agreement") is entered into by and between the Department of Health Care Policy and Financing, 1570 Grant Street, Denver, CO 80203 (hereinafter called "HCPF" or the "Department"), and the Colorado Department of Education (hereinafter called "CDE"), who may collectively be called the "Parties" and individually a "Party", both of which are agencies of the STATE OF COLORADO, hereinafter called the "State".

**2. EFFECTIVE DATE AND ENFORCEABILITY**

This Amendment shall not be effective or enforceable until it is approved and signed by the Colorado State Controller or designee (hereinafter called the "Effective Date"). HCPF shall not be liable to pay or reimburse CDE for any performance hereunder, including, but not limited to, costs or expenses incurred, or be bound by any provision hereof prior to the Effective Date.

**3. FACTUAL RECITALS**

The Parties entered into the Agreement to provide assistance with the School Health Services Program. The purpose of this Amendment is to update Exhibit D.

**4. CONSIDERATION**

The Parties acknowledge that the mutual promises and covenants contained herein and other good and valuable consideration are sufficient and adequate to support this Amendment.

**5. LIMITS OF EFFECT**

This Amendment is incorporated by reference into the Agreement, and the Agreement and all prior amendments thereto, if any, remain in full force and effect except as specifically modified herein.

**6. MODIFICATIONS**

The Agreement and all prior amendments thereto, if any, are modified as follows:

- A. Exhibit D, Interagency Data Sharing Agreement, Section VI, CDE Responsibilities, Subsection E, is hereby deleted in its entirety and replaced with the following:
- E. CDE shall provide the Data in the following comma delimited file type format:

\* Although data element is not "Required" field in file must be left blank.

**\*\*There may be other BOCES/District identifiers that should be added to the list in order to uniquely identify each educational entity.**

<b>Student Data</b>			
<b>Field Name</b>	<b>Data Type</b>	<b>Details/Description</b>	<b>*Required</b>
SSN	Text	Student Soc Security Number	N
Student Code	Text	Student State ID	Y
Last Name	Text	Student Last Name	Y
First Name	Text	Student First Name	Y
Middle Initial	Text	Student Middle Initial	N
Date Of Birth	Date/Time	Student Date of Birth	Y
**District Code	Text	LEA State Code	Y
Gender	M/F	M = Male; F = Female	Y
Special Education?	Yes/No	Indicates whether or not student was enrolled in Special Education (IEP/IFSP) on report date	Y

**7. START DATE**

This Amendment shall take effect on its Effective Date.

**8. ORDER OF PRECEDENCE**

Except for the HIPAA Business Associates Addendum, in the event of any conflict, inconsistency, variance, or contradiction between the provisions of this Amendment and any of the provisions of the Agreement, the provisions of this Amendment shall in all respects supersede, govern, and control.

**9. AVAILABLE FUNDS**

Financial obligations of the state payable after the current fiscal year are contingent upon funds for that purpose being appropriated, budgeted, or otherwise made available to HCPF by the federal government, state government and/or grantor.


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**THE PARTIES HERETO HAVE EXECUTED THIS INTERAGENCY AGREEMENT**


Persons signing for Parties hereby swear and affirm that they are authorized to act on behalf of their respective Party and acknowledge that the other Party is relying on their representations to that effect.

**STATE OF COLORADO**  
John W. Hickenlooper, Governor

Department of Education

By:   
Rich Crandall, CPA, MBA, SNS  
Commissioner

Department of Health Care Policy and  
Financing

By:   
Susan E. Birch, MBA, BSN, RN  
Executive Director

Date: 2/17/16

Date: 2/19/16

**ALL AGREEMENTS REQUIRE APPROVAL BY THE STATE CONTROLLER**

**STATE CONTROLLER**  
Robert Jaros, CPA, MBA, JD

By:   
Department of Health Care Policy and Financing

Date: 3/1/16