

HOUSE COMMITTEE OF REFERENCE REPORT

March 9, 2021

Chair of Committee

Date

Committee on Public & Behavioral Health & Human Services.

After consideration on the merits, the Committee recommends the following:

HB21-1072 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend printed bill, page 3, line 10, after the period add "THE STATE
2 DEPARTMENT OF HUMAN SERVICES, A COUNTY DEPARTMENT OF HUMAN OR
3 SOCIAL SERVICES, A CHILD PLACEMENT AGENCY, OR ANY OTHER SUCH
4 ENTITY IS NOT REQUIRED TO CONTRACT WITH OR ACCESS A
5 PLACEMENT-RELATED SERVICE OUTSIDE THE CURRENT
6 PLACEMENT-RELATED SERVICES THAT ARE UTILIZED BY THAT SPECIFIC
7 ENTITY.".
- 8 Page 3, line 22, after the period add "SERVICE PROVIDERS THAT PROVIDE
9 SPECIALIZED PLACEMENT-RELATED SERVICES TO SPECIFIC POPULATIONS
10 ARE NOT REQUIRED TO PROVIDE SERVICES OUTSIDE THE SCOPE OF THEIR
11 SPECIALIZED SERVICE OR THEIR SPECIFIC POPULATION IF THE
12 SPECIALIZATION SERVES A SPECIFIC TREATMENT-RELATED PURPOSE.".
- 13 Page 3, line 27, after "PARENT" insert "SOLELY".
- 14 Page 4, line 4, after the period add "ANY DENIAL TO CARE FOR A SPECIFIC
15 CHILD OR YOUTH THAT INCLUDES ONE OF THESE FACTORS AS THE BASIS
16 FOR THE DENIAL MUST BE DOCUMENTED, MUST HAVE A CLEAR NEXUS TO
17 THE ABILITY TO MEET THE NEEDS OF THE CHILD OR YOUTH, AND THE
18 DENIAL TO CARE MUST NOT BE DETRIMENTAL TO THE HEALTH OR WELFARE
19 OF THE CHILD OR YOUTH.".
- 20 Page 4, line 9, strike "YOUTH;" and substitute "YOUTH, UNLESS THE DELAY



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1 OR DENIAL OF THE PLACEMENT IS NOT DETRIMENTAL TO THE HEALTH OR
2 WELFARE OF THE CHILD OR YOUTH;".

3 Page 4, line 11, after "DECISIONS" insert "SOLELY".

4 Page 4, strike line 12 and substitute "BASIS OF THE FOLLOWING, UNLESS
5 SUCH SCREENINGS, PROCESSES, OR PROCEDURES ARE NECESSARY TO
6 DETERMINE IF THE PLACEMENT IS DETRIMENTAL TO THE HEALTH OR
7 WELFARE OF THE CHILD OR YOUTH;".

8 Page 5, line 11, strike "YOUTH." and substitute "YOUTH, UNLESS THE
9 DELAY OR DENIAL OF THE PLACEMENT IS NOT DETRIMENTAL TO THE
10 HEALTH OR WELFARE OF THE CHILD OR YOUTH.".

11 Page 5, after line 15 insert:

12 "(5) NOTHING IN THIS SECTION DIMINISHES THE PROTECTIONS
13 AFFORDED TO A PARENT, PROSPECTIVE PARENT, CHILD OR YOUTH WITH A
14 DISABILITY, AS DESCRIBED IN SECTIONS 19-3-208, 19-5-100.2, AND
15 24-34-805.".

16 Page 5, line 18, strike "licensed" and substitute "certified".

17 Page 5, strike line 26 and substitute "AVAILABLE TO CHILDREN AND
18 YOUTH IN FOSTER CARE;".

19 Page 5, line 27, strike "FOSTER" and after "YOUTH" insert "IN FOSTER
20 CARE".

21 Page 6, line 7, strike "FOSTER CARE SIBLINGS," and substitute "SIBLINGS
22 IN FOSTER CARE,".

23 Page 6, line 19, strike "FOSTER CARE SIBLINGS," and substitute "SIBLINGS
24 IN FOSTER CARE,".

25 Page 6, line 21, strike "FOSTER" and after "YOUTH" insert "IN FOSTER
26 CARE".

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