

SENATE COMMITTEE OF REFERENCE REPORT

April 26, 2018

Chairman of Committee

Date

Committee on Health & Human Services.

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

HB18-1346 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the consent calendar:

1 Amend reengrossed bill, page 2, line 5, strike "**staffing.**" and substitute
2 "**staffing - definition.**".

3 Page 2, strike lines 7 through 9 and substitute:

4 "(g) (I) TO STUDY WHETHER EXISTING CRIMINAL STATUTES
5 ADDRESS ABUSE OF A CHILD OR YOUTH IN A FACILITY AND ISSUE
6 CORRESPONDING RECOMMENDATIONS CONCERNING ANY IDENTIFIED GAPS
7 IN LAW THAT MAY NEED TO BE ADDRESSED. ON OR BEFORE JULY 1, 2019,
8 THE COMMISSION SHALL".

9 Page 2, after line 14 insert:

10 "(II) FOR PURPOSES OF THIS SUBSECTION (2)(g), "FACILITY" MEANS
11 A RESIDENTIAL CHILD CARE FACILITY, SPECIALIZED GROUP FACILITY,
12 FOSTER CARE HOME, FAMILY CHILD CARE HOME, OR ANY OTHER FACILITY
13 SUBJECT TO THE COLORADO "CHILD CARE LICENSING ACT", PART 1 OF
14 ARTICLE 6 OF TITLE 26; NONCERTIFIED KINSHIP CARE PROVIDERS THAT
15 PROVIDE CARE FOR CHILDREN WITH AN OPEN CHILD WELFARE CASE WHO
16 ARE IN THE LEGAL CUSTODY OF A COUNTY DEPARTMENT; OR A FACILITY OR
17 COMMUNITY PLACEMENT, AS DESCRIBED IN SECTION 19-2-403, FOR A
18 JUVENILE COMMITTED TO THE CUSTODY OF THE DEPARTMENT OF HUMAN
19 SERVICES. "FACILITY" DOES NOT INCLUDE ANY ADULT DETENTION OR
20 CORRECTIONAL FACILITY.".

- 1 Page 3, line 1, before "PERSON" insert "CHILD OR A".
- 2 Page 3, line 3, strike "COURT." and substitute "COURT PURSUANT TO THIS
- 3 TITLE 19.".
- 4 Page 3, strike lines 12 through 18 and substitute "CHILD CARE FACILITY,
5 SPECIALIZED GROUP FACILITY, FOSTER CARE HOME, FAMILY CHILD CARE
6 HOME, OR ANY OTHER FACILITY SUBJECT TO THE COLORADO "CHILD CARE
7 LICENSING ACT", PART 1 OF ARTICLE 6 OF TITLE 26; NONCERTIFIED
8 KINSHIP CARE PROVIDERS THAT PROVIDE CARE FOR CHILDREN WITH AN
9 OPEN CHILD WELFARE CASE WHO ARE IN THE LEGAL CUSTODY OF A
10 COUNTY DEPARTMENT; OR A FACILITY OR COMMUNITY PLACEMENT, AS
11 DESCRIBED IN SECTION 19-2-403, FOR A JUVENILE COMMITTED TO THE
12 CUSTODY OF THE DEPARTMENT OF HUMAN SERVICES. "FACILITY" DOES
13 NOT INCLUDE ANY ADULT DETENTION OR CORRECTIONAL FACILITY.".

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