

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Health & Human Services.

SB23-173 be amended as follows:

- 1 Amend printed bill, page 4, line 15, before "AUTHORIZATION" insert "OR
- 2 ADMINISTRATIVE PROCESS ACTION".
- 3 Page 4, line 20, after "COURT" insert "OR THE DELEGATE CHILD SUPPORT
- 4 UNIT".
- 5 Page 4, line 22, after "COURT" insert "OR AS A RESULT OF AN
- 6 ADMINISTRATIVE PROCESS ACTION".
- 7 Page 4, line 24, strike "COURT" and substitute "COURT, OR DELEGATE
- 8 CHILD SUPPORT UNIT FOR ADMINISTRATIVE ORDERS,".
- 9 Page 4, line 27, after "(5)(a)(I.5)" insert "(5)(a)(II)(C),", and strike
- 10 "(11)(c)(II), (16)(b),".
- 11 Page 5, line 1, strike "(16)(c)(I), (16)(c)(II)(B), (16)(c)(II)(G),
- 12 (16)(c)(III)".
- 13 Page 7, after line 22, insert:
- 14 "(II) "Gross income" does not include:
- 15 (C) Income from additional jobs that result in the employment of
- 16 ~~the obligor~~ more than forty hours per week or more than what would
- 17 otherwise be considered to be full-time employment;".
- 18 Page 8, line 10, strike "SOURCE," and substitute "SOURCE GENERALLY
- 19 USED AND RELIED ON BY THE PUBLIC OR PERSONS IN A PARTICULAR
- 20 OCCUPATION,".
- 21 Page 10, strike lines 17 through 27.
- 22 Strike page 11.
- 23 Page 12, strike lines 1 and 2.
- 24 Page 13, line 4, after "withheld" insert "AND NOT DISPERSED".
- 25 Page 13, line 7, strike "SECTION 13-52-101" and substitute "SECTIONS
- 26 13-52-101 TO 13-52-111".
- 27 Page 16, line 15, strike "PATERNITY" and substitute "PARENTAGE".

1 Page 23, after line 5 insert:

2 **SECTION 21.** In Colorado Revised Statutes, 14-10-115, **amend**
3 (16)(b), (16)(c)(I), (16)(c)(II)(B), (16)(c)(II)(G), (16)(c)(III), and (16)(d)
4 as follows:

5 **14-10-115. Child support guidelines - purpose - determination**
6 **of income - schedule of basic child support obligations - adjustments**
7 **to basic child support - additional guidelines - child support**
8 **commission - definitions.** (16) **Child support commission.** (b) As part
9 of its review, the commission ~~must~~ SHALL consider economic data on the
10 cost of raising children and analyze case data on the application of, and
11 deviations from, the guidelines and the schedule of basic child support
12 obligations to be used in the commission's review to ensure that
13 deviations from the guidelines and schedule of basic child support
14 obligations are limited. FURTHER, AS PART OF ITS REVIEW, THE
15 COMMISSION SHALL CONSIDER:

16 (I) ESTABLISHING AN ADEQUATE STANDARD OF SUPPORT FOR
17 CHILDREN, SUBJECT TO THE PARENTS' ABILITY TO PAY;

18 (II) MAKING AWARDS MORE EQUITABLE BY ENSURING MORE
19 CONSISTENT TREATMENT OF PERSONS IN SIMILAR CIRCUMSTANCES; AND

20 (III) IMPROVING THE EFFICIENCY OF THE COURT PROCESS BY
21 PROMOTING SETTLEMENTS AND GIVING COURTS AND THE PARTIES
22 GUIDANCE ON ESTABLISHING LEVELS OF AWARDS.

23 (c) (I) The child support commission consists of no more than
24 twenty-one members. THE COMMISSION IS DEDICATED TO INCLUDING
25 DIVERSE PERSPECTIVES IN ITS RECOMMENDATIONS.

26 (II) The governor shall appoint up to nineteen persons to the
27 commission, who must include:

28 (B) The director of the division in the state department of human
29 services, who is responsible for child support ~~enforcement~~ SERVICES, or
30 the director's designee;

31 (G) AT LEAST FOUR parent representatives, AT LEAST TWO OF
32 WHOM ARE PRESENT OR PAST OBLIGORS AND TWO OF WHOM ARE PRESENT
33 OR PAST OBLIGEEES.

34 (III) In making appointments to the commission, the governor
35 shall attempt to assure RACIAL, ECONOMIC, GENDER, AND geographical
36 diversity.

37 (d) Members of the child support commission, ~~shall not be~~
38 ~~compensated for their services on the commission except as otherwise~~
39 ~~provided in section 2-2-326, C.R.S., and except that members shall be~~
40 reimbursed for actual and necessary expenses for travel and mileage
41 incurred in connection with their duties. The child support commission
42 is authorized, subject to appropriation, to incur expenses related to its
43 work, including the costs associated with public hearings, printing, travel,
44 and research.

1 **SECTION 22.** In Colorado Revised Statutes, 19-4-105, **amend**
2 (2)(b) as follows:
3 **19-4-105. Presumption of paternity.** (2) (b) A duly executed
4 voluntary acknowledgment of parentage takes effect upon the filing of the
5 document with the state registrar of vital statistics and may be rescinded
6 ~~on~~ **WITHIN** the earlier of:
7 **SECTION 23.** In Colorado Revised Statutes, **amend** 19-4-130 as
8 follows:
9 **19-4-130. Temporary orders for allocation of parental**
10 **responsibilities.** (1) Upon the filing of any proceeding under this ~~article~~
11 ~~ARTICLE 4~~ or under article 13.5 of title 26, ~~C.R.S.~~, the court shall, ~~as soon~~
12 ~~as practicable~~ **UPON MOTION OF A PARTY**, enter a temporary or permanent
13 order allocating parental responsibilities that ~~shall allocate~~ **ALLOCATES** the
14 decision-making responsibility and parenting time of the child until
15 further order of the court.
16 (2) Subsection (1) of this section ~~shall~~ **DOES** not apply to any
17 ~~paternity~~ **PARENTAGE** determination made pursuant to section 14-5-402.
18 ~~C.R.S.~~".

19 Renumber succeeding sections accordingly.

20 Page 23, after line 9 insert:

21 (5) Section 21 takes effect August 1, 2023.

22 Renumber succeeding subsections according.

23 Strike "PAID" and substitute "RECEIVED" on: **Page 7**, lines 10, 13, 16, and
24 24; and **Page 8**, line 2.

25 Strike "paternity" and substitute "~~paternity~~ **PARENTAGE**" on: **Page 14**,
26 lines 5 and 6; **Page 19**, line 15, **Page 20**, line 2; **Page 21**, lines 9 two
27 times and 10; and **Page 22**, line 22.

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