

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

March 23, 2022

Committee on Judiciary.

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

HB22-1258 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 3, line 14, strike "ABUSE." and substitute
- 2 "ABUSE, NEGLECT, SEXUAL ASSAULT, OR HUMAN TRAFFICKING."

- 3 Page 4, line 8, strike "13-91-103 (3)." and substitute "13-19-103 (3) AND
- 4 PART 2 OF ARTICLE 1 OF TITLE 19."

- 5 Page 5, after line 4 insert:
- 6 "(9) "POPULATION" MEANS THE MOST RECENT POPULATION AS
- 7 PUBLISHED BY THE STATE DEMOGRAPHER."

- 8 Renumber succeeding subsection accordingly.

- 9 Page 6, strike lines 17 and 18 and substitute:
- 10 "(a) THE BOARD OF".

- 11 Page 6, line 19, strike "CALL" and substitute "SENDS A NOTICE OF".

- 12 Page 6, line 23, after "(b)" insert "(I)".

- 13 Page 6, line 26, strike "AND" and substitute "OR
- 14 (II) AFTER NINETY DAYS OF THE ISSUANCE OF THE NOTICE OF
- 15 MEETING, IF ONE OR MORE APPOINTING AUTHORITIES AS SPECIFIED IN
- 16 SUBSECTION (4) OF THIS SECTION HAVE NOT AGREED TO ATTEND THE
- 17 MEETING, AT LEAST FIVE OF THE APPOINTING AUTHORITIES MEET AND
- 18 ADOPT A RESOLUTION BY A MAJORITY OF THE APPOINTING AUTHORITIES AS
- 19 SPECIFIED IN SUBSECTION (4) OF THIS SECTION DECLARING THAT THE
- 20 DISTRICT WILL BECOME ACTIVE; AND".

- 1 Page 7, lines 22 and 23, strike "EXCEPT AS OTHERWISE PROVIDED IN
2 SUBSECTION (4)(b) OF THIS SECTION," and substitute "THERE ARE SEVEN
3 APPOINTING AUTHORITIES".
- 4 Page 7, strike lines 26 and 27, and substitute "PURSUANT TO SECTION
5 32-23-103. THE SEVEN APPOINTING AUTHORITIES ARE:".
- 6 Page 8, strike lines 1 and 2.
- 7 Renumber succeeding subparagraphs accordingly.
- 8 Page 8, line 11, strike "(4)(c)" and substitute "(4)(d)".
- 9 Page 8, line 14, strike "SUBSECTION (4)(c)" and substitute "SUBSECTIONS
10 (4)(b) AND (4)(c)".
- 11 Page 8, line 16, after "LOCATED;" insert "AND".
- 12 Page 8, line 18, strike "LOCATED; AND" and substitute "LOCATED.".
- 13 Page 8, strike lines 19 and 20.
- 14 Page 8, line 23, strike "(4)(a)(V) TO (4)(a)(VII)" and substitute
15 "(4)(a)(IV) TO (4)(a)(VI)".
- 16 Page 8, after line 23 insert:
17 "(c) FOR THE TENTH JUDICIAL DISTRICT, THE PUEBLO CITY
18 COUNCIL IS THE APPOINTING AUTHORITY FOR THE PURPOSES OF
19 SUBSECTIONS (4)(a)(V) AND (4)(a)(VI) OF THIS SECTION.".
- 20 Reletter succeeding paragraph accordingly.
- 21 Page 9, line 14, strike "NINE" and substitute "SEVEN".
- 22 Page 9, strike line 16 and substitute "DISTRICT. THE APPOINTING
23 AUTHORITIES OF THE BOARD ARE ENCOURAGED TO CONSIDER APPOINTING
24 DIRECTORS WHO HAVE EXPERIENCE".
- 25 Page 9, lines 17 and 18, strike "CRIMINAL JUSTICE,".
- 26 Page 9, line 18, strike "OR EDUCATION." and substitute "EDUCATION, OR
27 PROFESSIONAL FINANCIAL MANAGEMENT.".

- 1 Page 9, line 22, strike "NINE" and substitute "SEVEN".
- 2 Page 9, strike lines 24 and 25.
- 3 Reletter succeeding paragraphs accordingly.
- 4 Page 10, line 8, strike "(2)(e)," and substitute "(2)(d),".
- 5 Page 10, line 17, strike "(2)(e)" and substitute "(2)(d)".
- 6 Page 10, line 21, strike "(2)(e)." and substitute "(2)(d).".
- 7 Page 10, line 22, strike "(2)(f)(II)" and substitute "(2)(e)(II)".
- 8 Page 10, lines 24 and 25, strike "THAT HAS A POPULATION OF AT LEAST
- 9 TEN THOUSAND PEOPLE".
- 10 Page 10, line 26, strike "(2)(f)." and substitute "(2)(e).".
- 11 Page 10, line 27, strike "OF AT LEAST TEN THOUSAND PEOPLE".
- 12 Page 11, line 4, strike "TEN" and substitute "ONE".
- 13 Page 11, line 7, strike "TEN" and substitute "ONE".
- 14 Page 11, line 9, strike "(2)(f)" and substitute "(2)(e)".
- 15 Page 11, strike lines 11 through 13 and substitute "IN WHICH THE DISTRICT
- 16 IS LOCATED.".
- 17 Page 11, strike lines 14 through 19.
- 18 Page 11, line 20, strike "(B)" and substitute "(II)".
- 19 Page 11, line 23, strike "(2)(f)." and substitute "(2)(e).".
- 20 Page 11, line 24, strike "(2)(g)(II)" and substitute "(2)(f)(II)".
- 21 Page 11, line 26, strike "TEN" and substitute "ONE".
- 22 Page 12, line 1, strike "(2)(g)." and substitute "(2)(f).".
- 23 Page 12, line 2, strike "TEN" and substitute "ONE".

- 1 Page 12, line 6, strike "TEN" and substitute "ONE".
- 2 Page 12, strike lines 8 through 11 and substitute "MUNICIPALITY. WHEN
3 THE GOVERNING BODY OF".
- 4 Page 12, line 13, strike "TEN" and substitute "ONE".
- 5 Page 12, line 15, strike "(2)(g)" and substitute "(2)(f)".
- 6 Page 12, line 18, strike "TEN THOUSAND PEOPLE." and substitute "ONE
7 THOUSAND PEOPLE; EXCEPT THAT, IN THE SECOND JUDICIAL DISTRICT, THE
8 DENVER CITY COUNCIL SHALL MAKE THE INITIAL APPOINTMENTS TO THE
9 BOARD AND ALL SUBSEQUENT APPOINTMENTS PURSUANT TO THIS
10 SUBSECTION (2)(f), AND IN THE TENTH JUDICIAL DISTRICT, THE PUEBLO
11 CITY COUNCIL SHALL MAKE THE INITIAL APPOINTMENTS TO THE BOARD
12 AND ALL SUBSEQUENT APPOINTMENTS PURSUANT TO THIS SUBSECTION
13 (2)(f).".
- 14 Page 12, strike lines 19 through 24.
- 15 Page 12, line 25, strike "(B)" and substitute "(II)".
- 16 Page 13, line 1, strike "(2)(g)." and substitute "(2)(f).".
- 17 Page 13, line 4, strike "(2)(h)." and substitute "(2)(g).".
- 18 Page 13, line 12, strike "(2)(h)" and substitute "(2)(g)".
- 19 Page 13, strike lines 15 through 27.
- 20 Page 14, line 2, strike "(2)(d)" and substitute "(2)(c)" and after "YEARS"
21 insert "FROM THE DATE OF THEIR APPOINTMENT".
- 22 Page 14, line 4, strike "(2)(d)" and substitute "(2)(c)".
- 23 Page 14, line 6, strike "(2)(e)" and substitute "(2)(d)".
- 24 Page 14, line 7, strike "(2)(i)" and substitute "(2)(g)" and after "YEARS"
25 insert "FROM THE DATE OF THEIR APPOINTMENT".
- 26 Page 14, line 9, strike "(2)(e) TO (2)(i)" and substitute "(2)(d) TO (2)(g)".
- 27 Page 14, after line 21 insert:

- 1 "(5) IF ANY APPOINTING AUTHORITY FAILS TO APPOINT A DIRECTOR
2 WITHIN NINETY DAYS OF THE TIME SPECIFIED TO MAKE AN APPOINTMENT,
3 THE DISTRICT ATTORNEY OF THE JUDICIAL DISTRICT MAY MAKE THAT
4 APPOINTMENT."
- 5 Renumber succeeding subsection accordingly.
- 6 Page 14, line 25, after "MUNICIPALITIES," insert "AND".
- 7 Page 14, strike line 26 and substitute "SHERIFFS IN DETERMINING".
- 8 Page 15, line 7, strike "CHIEF JUDGE" and substitute "DISTRICT
9 ATTORNEY".
- 10 Page 15, line 11, strike "PUBLIC." and substitute "PUBLIC AT LEAST THREE
11 TIMES EACH CALENDAR YEAR."
- 12 Page 15, strike line 18 and substitute "MAJORITY OF THE BOARD MEMBERS
13 PRESENT."
- 14 Page 16, line 1, strike "DISCLOSED," and substitute "DISCLOSED OR THAT
15 THE DIRECTOR HAS DISCLOSED BUT THE DIRECTOR HAS NOT RECUSED
16 HIMSELF OR HERSELF,".
- 17 Page 17, strike lines 15 through 17 and substitute "OF ARTICLE 1 OF TITLE
18 29."
- 19 Page 17, line 23, strike "TAX".
- 20 Page 18, line 27, strike "PROPER".
- 21 Page 19, strike line 1.
- 22 Page 19, line 12, strike "OR THE SUMMARY FOR A PETITION".
- 23 Page 19, strike line 27 and substitute "DISTRICT AFTER THE ADOPTION OF
24 A RESOLUTION BY THE BOARD."
- 25 Page 20, strike lines 1 through 9.
- 26 Page 21, line 10, strike "SUBSECTION" and substitute "SUBSECTION".
- 27 Page 22, lines 8 and 9, strike "INCLUDING, WITHOUT LIMITATION," and

- 1 substitute "INCLUDING".
- 2 Page 23, strike line 25.
- 3 Page 23, line 26, strike "UPON THE".
- 4 Page 24, line 7, strike "OR THE SUMMARY FOR A PETITION".
- 5 Page 24, strike lines 22 through 27 and substitute "DISTRICT AFTER THE
- 6 ADOPTION OF A RESOLUTION BY THE BOARD."
- 7 Page 25, strike lines 1 through 4.
- 8 Page 27, line 23, strike "THREE" and substitute "FIVE".
- 9 Page 28, line 8, strike "SIXTY" and substitute "A MINIMUM OF SIXTY".
- 10 Page 28, line 15, strike "FORTY" and substitute "A MAXIMUM OF FORTY".
- 11 Page 28, line 22, strike "AT-RISK".
- 12 Page 28, line 23, strike "SERVICES" and substitute "SERVICES, INCLUDING
- 13 HOUSING,".
- 14 Page 28, strike line 26 and substitute "SYSTEM BY VIRTUE OF FILING A
- 15 DEPENDENCY AND NEGLECT ACTION;".
- 16 Page 29, line 1, strike "SUPPORT; OR" and substitute "SUPPORT, SUCH AS
- 17 FORENSICALLY INTERVIEWING YOUTH ABOUT THEIR VICTIMIZATION,
- 18 PROVIDING VICTIM ADVOCACY TO CHILDREN AND THEIR NONOFFENDING
- 19 CARETAKERS, AND PROVIDING MEDICAL EXAMINATIONS; OR".
- 20 Page 29, line 13, after "GOVERNMENT." add "SUCH REVENUE IS INTENDED
- 21 TO SUPPLEMENT AND NOT SUPPLANT FUNDING FROM OTHER PUBLIC AND
- 22 PRIVATE SOURCES."
- 23 Page 30, strike lines 4 and 5 and substitute "BOARD WITHIN SUCH PERIOD
- 24 THAT".
- 25 Page 30, strike lines 8 through 10 and substitute "CENTER DEMONSTRATES
- 26 TO THE SATISFACTION OF THE BOARD THAT IT HAS CURED THE
- 27 STATUTORY".

- 1 Page 30, strike line 19.
- 2 Page 30, line 20, strike "BOUNDARIES WITH THE DISTRICT".
- 3 Page 30, line 25, after "SECTION." insert "THE BOARD, IN ITS DISCRETION,
4 MAY DISTRIBUTE ANY MONEY RETURNED PURSUANT TO THIS SUBSECTION
5 (5)(c)(II) TO A LOCAL CASA PROGRAM, A CHILD ADVOCACY CENTER, OR
6 AN ESSENTIAL SERVICES PROVIDER IN GOOD STANDING."
- 7 Page 31, line 4, strike "AND THE CHIEF JUDGE".
- 8 Page 32, strike lines 3 through 5.
- 9 Reletter succeeding paragraphs accordingly.
- 10 Page 32, line 7, strike "OFFICE;" and substitute "OFFICE FOR AT LEAST TWO
11 YEARS FROM THE DATE THE ESSENTIAL SERVICES PROVIDER APPLIED FOR
12 A GRANT;"
- 13 Page 32, line 9, strike "DISTRICT;" and substitute "DISTRICT FOR AT LEAST
14 TWO YEARS FROM THE DATE THE ESSENTIAL SERVICES PROVIDER APPLIED
15 FOR A GRANT;"

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