Committee on Appropriations.

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

SB19-258 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:

Amend printed bill, page 2, before line 2 insert:

"SECTION 1. In Colorado Revised Statutes, 26-2-102.5, add (3) as follows:

26-2-102.5. Foster care - Title IV-E of the social security act - Title IV-E administrative costs cash fund - rules. (3) (a) The state department shall pursue claiming Title IV-E administrative costs for independent legal representation by an attorney for a child who is a candidate for Title IV-E foster care or who is in foster care and the child's parent to prepare for and participate in all stages of foster care legal proceedings. Federal reimbursement for these administrative costs must be credited to the Title IV-E administrative cost cash fund, created in subsection (3)(b) of this section.

(b) (I) The Title IV-E administrative cost cash fund, referred to in this subsection (3) as the "fund", is hereby created in the state treasury. The fund consists of federal Title IV-E reimbursements for administrative costs described in subsection (3)(a) of this section.

(II) The state treasurer shall credit all interest and income derived from the deposit and investment of money in the fund to the fund.

(III) Subject to annual appropriation by the general assembly, the state department may expend money from the fund for purposes established by rule of the state board. The state board shall work collaboratively with the state department
CONCERNING THE APPROVED PURPOSES AND ALLOCATION OF MONEY FROM
THE FUND. APPROVED PURPOSES MAY INCLUDE BUT ARE NOT LIMITED TO
ADVOCACY FOR HOMELESS AND AT-RISK YOUTH, EDUCATION ADVOCACY,
AND ACTIVITIES AND ADVOCACY IN SPECIALTY COURTS THAT SERVE
CHILDREN AND FAMILIES INVOLVED IN THE CHILD WELFARE SYSTEM.

(IV) The state department shall submit as part of the
annual budget process a request for spending authority for
money credited to the fund. The request must include a
description of the purpose for the spending authority, the
method through which the allocation was determined, and the
agencies to which the allocations are to be made.

(V) Federal reimbursements related to administrative
costs of independent legal representation incurred by the office
of the child's representative and the office of respondent
parents' counsel must be disbursed from the cash fund to the
agencies as incurred and pursuant to the state department's
memorandum of understanding with the agencies.

Renumber succeeding sections accordingly.

Page 2, strike line 3 and substitute "(9); and add (8.5) as follows:".

Page 2, strike line 6 and substitute "cash fund created - rules - repeal.
(8.5) On or before January 2, 2020, on behalf of counties
participating in the Title IV-E waiver demonstration project, the
department shall submit to the joint budget committee a
detailed plan for the sustainability of interventions defined in
the performance agreements developed pursuant to subsection
(2)(a) of this section. The plan must include information
concerning each county that has an established performance
agreement, the funding each county has received during the
period of the performance agreement, the type of interventions
defined in each county performance agreement, the number of
children and families served in each county by intervention
type, the amount of waiver funding allocated to each
intervention by each county, and the method through which the
county and state department will address the decrease in
funding that will result upon the repeal of this section.

(9) This section is repealed, effective".

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