

## CHAPTER 53

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**HUMAN SERVICES - SOCIAL SERVICES**

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**HOUSE BILL 17-1135**

BY REPRESENTATIVE(S) Bridges, Becker K., Danielson, Esgar, Exum, Ginal, Gray, Hooton, Kennedy, Kraft-Tharp, McKean, McLachlan, Melton, Michaelson Jenet, Mitsch Bush, Neville P., Pettersen, Ransom, Rosenthal, Singer, Valdez, Van Winkle, Williams D., Winter, Young, Duran;  
also SENATOR(S) Priola, Aguilar, Baumgardner, Crowder, Fields, Gardner, Jones, Kefalas, Martinez Humenik, Merrifield, Moreno, Scott, Tate, Todd, Williams A., Zenzinger.

**AN ACT**

**CONCERNING THE PORTABILITY OF EMPLOYMENT BACKGROUND CHECKS FOR A CHILD CARE WORKER WHO WORKS FOR THE SAME COMMON OWNERSHIP ENTITY.**

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** In Colorado Revised Statutes, 26-6-107, **amend** (1)(a)(I)(C.7) as follows:

**26-6-107. Investigations and inspections - local authority - reports - rules.**  
(1) (a) (I) (C.7) Where two or more individually licensed facilities are wholly owned, operated, and controlled by a common ownership group or school district, a fingerprint-based criminal history ~~records~~ RECORD check AND A CHECK OF THE RECORDS AND REPORTS OF CHILD ABUSE OR NEGLECT MAINTAINED BY THE DEPARTMENT, completed for one of the licensed facilities of the common ownership group or school district pursuant to this section for any individual for whom such a check is required under this part 1 may satisfy the ~~records~~ RECORD check requirement for any other licensed facility under the same common ownership group or school district. A new fingerprint-based criminal history ~~records~~ RECORD check ~~shall not be~~ OR NEW CHECK OF THE RECORDS AND REPORTS OF CHILD ABUSE OR NEGLECT MAINTAINED BY THE DEPARTMENT IS NOT required of such an individual if the common ownership group or school district maintains a central records management system for employees of all its licensed facilities; takes action as required pursuant to section 26-6-104 when informed of the results of a fingerprint-based criminal history ~~records~~ RECORD check OR CHECK OF THE RECORDS AND REPORTS OF CHILD ABUSE OR NEGLECT MAINTAINED BY THE DEPARTMENT that requires action pursuant to this part 1; and informs the department

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

whenever an additional licensed facility comes under or is no longer under its ownership or control.

**SECTION 2. Act subject to petition - effective date.** This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: March 20, 2017