



Legislative  
Council Staff

*Nonpartisan Services for Colorado's Legislature*

HB 19-1063

FINAL  
FISCAL NOTE

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<b>Drafting Number:</b>	LLS 19-0490	<b>Date:</b>	May 17, 2019
<b>Prime Sponsors:</b>	Rep. Kraft-Tharp; Larson Sen. Gardner; Lee	<b>Bill Status:</b>	Signed into Law
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**Bill Topic:** AT-RISK INFORMATION SHARING BETWEEN COUNTY DEPARTMENTS

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**Summary of Fiscal Impact:**

<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure ( <i>minimal</i> )	<input checked="" type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

The bill allows information to be shared between county departments that provide protection for at-risk adults and county departments that provide protection to children. The bill will minimally increase state and local workload.

**Appropriation Summary:** No appropriation is required.

**Fiscal Note Status:** The fiscal note reflects the enacted bill.

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## Summary of Legislation

This bill allows county departments that provide protective services to at-risk adults and children to access each other's records when the information is necessary to assess the safety of a child or an at-risk adult. The information must be limited to prior or current referrals, assessments, investigations, or case information related to a child, at-risk-adult, or an alleged perpetrator.

The bill also allows at-risk adults, or in some cases their guardian or a guardian ad litem, to have access to information relating to the investigation of mistreatment or neglect of the at-risk adult once the investigation is complete. The information cannot include any identifying information related to the reporting party. If the guardian of the at-risk adult is the perpetrator in a case of mistreatment, the disclosure cannot be made unless approved by the court for good cause and cannot include any protected or confidential information pursuant to federal or state law.

## Background and Assumptions

Both Adult Protective Services (APS) and Child Protective Services (CPS) utilize electronic databases to manage and track cases. Because the bill does not permit database access, the fiscal note assumes that case information will be shared outside of the database.

### **State Expenditures**

Starting in FY 2019-20, workload in the Judicial Department will increase to the extent the bill results in more requests for court records. Additionally, if the bill results in more government entities needing access to the Judicial Department's computer system to access records, workload will increase to provide access. These increases in workload can be accomplished within existing appropriations.

### **Local Government**

Workload and printing costs will minimally increase for county departments of human services to develop policies and procedures relating to data sharing, to train staff, and to print and share information between APS and CPS as needed.

### **Effective Date**

The bill was signed into law by the Governor on March 21, 2019, and takes effect August 2, 2019, assuming no referendum petition is filed.

### **State and Local Government Contacts**

Counties      Human Services      Information Technology      Judicial