



Legislative  
Council Staff

*Nonpartisan Services for Colorado's Legislature*

**HB 19-1232**

# FINAL FISCAL NOTE

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<b>Drafting Number:</b>	LLS 19-0957	<b>Date:</b>	July 10, 2019
<b>Prime Sponsors:</b>	Rep. Gonzales-Gutierrez; Catlin Sen. Coram; Rodriguez	<b>Bill Status:</b>	Signed into Law
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**Bill Topic:** ALIGNING INDIAN CHILD WELFARE ACT REQUIREMENTS

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**Summary of Fiscal Impact:** **No fiscal impact.** This bill aligns state law with federal guidelines. The bill has no impact on state and local revenue and expenditures.

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

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

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## Summary of Legislation

This bill aligns state law with the updated federal guidelines under the Indian Child Welfare Act (ICWA). Changes include placing affirmative duty on the court to make an inquiry into whether a child is subject the ICWA; allowing the petitioning party to use certified mail, instead of registered mail; requiring any response by tribal agents to be distributed to all parties and the court; and changing guidelines for how the court determines if the child is an Indian child.

## Assessment of No Fiscal Impact

This bill aligns state law with current practice under the federal IWCA. Because the state DHS, the courts, and county departments of human services are generally already compiling with federal law, the bill will have no effect on state and local revenue or expenditures. Therefore, this bill is assessed as having no fiscal impact.

## Effective Date

This bill was signed into law by the Governor and took effect on May 28, 2019

## State and Local Government Contacts

Counties  
Judicial

Human Services  
Public Safety

Information Technology