

**Second Regular Session  
Seventy-second General Assembly  
STATE OF COLORADO**

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 20-0973.02 Jane Ritter x4342

**HOUSE BILL 20-1317**

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**HOUSE SPONSORSHIP**

**Kraft-Tharp and Landgraf,**

**SENATE SPONSORSHIP**

**Hisey and Story,**

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**House Committees**

Public Health Care & Human Services  
Appropriations

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING UPDATING THE PROVISIONS OF THE "COLORADO**  
102 **CHILDREN'S TRUST FUND ACT".**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

The bill updates various provisions of the "Colorado Children's Trust Fund Act", including renaming it the "Colorado Child Abuse Prevention Trust Fund Act" (act). Changes include:

- ! Expanding the membership on the Colorado child abuse prevention board (board) from the current 9 members to 17 members;

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.

- ! Expanding the powers and duties of the board to include advising and making recommendations to the governor, state agencies, and other entities regarding child maltreatment prevention; developing strategies to decrease the incidences of child maltreatment and other adverse childhood experiences; and implementing and monitoring the ongoing development of local child maltreatment prevention plans throughout the state; and
- ! Extending the repeal of the act from 2022 to 2026.

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

2           **SECTION 1.** In Colorado Revised Statutes, **amend with**  
3 **relocated provisions** article 3.5 of title 19 as follows:

4           **19-3.5-101. Short title.** ~~This article shall be known and may be~~  
5 ~~cited as the "Colorado Children's Trust Fund Act"~~ THE SHORT TITLE OF  
6 THIS ARTICLE 3.5 IS THE "COLORADO CHILD ABUSE PREVENTION TRUST  
7 FUND ACT".

8           **19-3.5-102. Legislative declaration.** (1) The general assembly  
9 ~~hereby~~ finds that:

10           (a) Child abuse and neglect are a threat to the family unit and  
11 impose major expenses on society; ~~The general assembly further finds~~  
12 ~~that~~

13           (b) There is a need to assist private and public agencies in  
14 identifying, planning, and establishing statewide programs for the  
15 prevention of child abuse and neglect; AND

16           (c) THE TYPES OF TRAUMA EXPERIENCED BY CHILDREN WHO ARE  
17 UNDER EIGHTEEN YEARS OF AGE INCLUDE CHILDHOOD EMOTIONAL,  
18 PHYSICAL, AND SEXUAL ABUSE; EMOTIONAL AND PHYSICAL NEGLECT; AND  
19 HOUSEHOLD CHALLENGES, INCLUDING GROWING UP IN A HOUSEHOLD WITH  
20 SUBSTANCE ABUSE, MENTAL HEALTH DISORDERS, VIOLENCE, OR PARENTAL

1 INCARCERATION. ADVERSE CHILDHOOD EXPERIENCES SUCH AS THESE  
2 HAVE BEEN SHOWN TO HAVE A LIFELONG IMPACT ON HEALTH, BEHAVIOR,  
3 AND AGE OF MORTALITY.

4 (2) It is the purpose of this ~~article~~ ARTICLE 3.5 to promote primary  
5 and secondary prevention ~~and education~~ programs that are designed to  
6 PREVENT CHILD MALTREATMENT BEFORE IT OCCURS, lessen the occurrence  
7 of child abuse and neglect, and ~~to~~ MITIGATE THE IMPACTS OF ADVERSE  
8 CHILDHOOD EXPERIENCES TO reduce the need for state intervention ~~in~~  
9 ~~child abuse and neglect prevention and education~~ THROUGH CHILD  
10 WELFARE ACTIONS.

11 ~~19-3.5-103. Definitions. (Repealed)~~

12 **19-3.5-103. [Formerly 19-3.5-104] Colorado child abuse**  
13 **prevention board - creation - members - terms - vacancies.**

14 (1) ~~(a) There is hereby created, in the department of public health and~~  
15 ~~environment, the Colorado children's trust fund board. The board shall~~  
16 ~~exercise its powers and duties as if transferred by a **type 2** transfer.~~

17 ~~(b) The Colorado children's trust fund~~ CHILD ABUSE PREVENTION  
18 board, REFERRED TO IN THIS ARTICLE 3.5 AS THE "BOARD" is transferred  
19 to the department of human services FROM THE DEPARTMENT OF PUBLIC  
20 HEALTH AND ENVIRONMENT. The board shall exercise its powers and  
21 duties as if transferred by a **type 2** transfer. Persons appointed to the  
22 ~~Colorado children's trust fund~~ board shall continue serving until  
23 completion of their terms and may be reappointed as provided in this  
24 section.

25 (2) The board consists of ~~nine~~ SEVENTEEN members, as follows:

26 (a) The executive director of the department of human services or  
27 ~~his~~ THE EXECUTIVE DIRECTOR'S designee;

1           ~~(a.5)~~ (b) The executive director of the department of public health  
2 and environment or ~~such~~ THE EXECUTIVE director's designee;

3           ~~(b)~~ (c) The commissioner of education or ~~his~~ THE COMMISSIONER'S  
4 designee; and

5           ~~(c)~~ (d) Six persons appointed by the governor and confirmed by  
6 the senate, five of whom ~~shall be~~ ARE knowledgeable in the area of child  
7 abuse prevention and represent some of the following areas: Law  
8 enforcement; medicine; law; business; mental health; ~~domestic relations;~~  
9 ~~child abuse prevention; education;~~ INTIMATE PARTNER VIOLENCE; EARLY  
10 CHILDHOOD EDUCATION; K-12 EDUCATION; HIGHER EDUCATION;  
11 RESEARCH AND PROGRAM EVALUATION; and social work. ~~and one who is~~  
12 ~~a parent or a representative of a parent organization.~~ In making  
13 appointments to the board, the governor is encouraged to include  
14 representation by at least one member who is a person with a disability,  
15 as defined in section 24-34-301 (2.5), a family member of a person with  
16 a disability, or a member of an advocacy group for persons with  
17 disabilities, ~~provided that~~ SO LONG AS the other requirements of this  
18 subsection ~~(2)~~~~(c)~~ (2)(d) are met.

19           (e) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HEALTH  
20 CARE POLICY AND FINANCING OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

21           (f) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL  
22 AFFAIRS OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

23           (g) THE CHILD PROTECTION OMBUDSMAN, AS APPOINTED  
24 PURSUANT TO SECTION 19-3.3-102;

25           (h) TWO APPOINTEES WHO REPRESENT COUNTY LEADERSHIP, AS  
26 EITHER A COUNTY COMMISSIONER OR A DIRECTOR OF PUBLIC HEALTH OR  
27 HUMAN OR SOCIAL SERVICES, AS DESIGNATED BY STATEWIDE

1 ORGANIZATIONS REPRESENTING HUMAN SERVICES DIRECTORS AND PUBLIC  
2 HEALTH OFFICIALS;

3 (i) ONE APPOINTEE WHO IS A PARENT OR A REPRESENTATIVE OF A  
4 PARENT ORGANIZATION; AND

5 (j) ONE MEMBER FROM THE GENERAL ASSEMBLY WHO IS  
6 APPOINTED BY THE PRESIDENT OF THE SENATE AND ONE MEMBER FROM  
7 THE GENERAL ASSEMBLY WHO IS APPOINTED BY THE SPEAKER OF THE  
8 HOUSE OF REPRESENTATIVES.

9 (3) (a) Each appointed member of the board ~~shall serve for~~  
10 SERVES a term of three years; except that the original members appointed  
11 by the governor ~~shall~~ serve staggered terms not to exceed three years. ~~to~~  
12 ~~be decided by the board.~~

13 (b) THE ORIGINAL APPOINTING ENTITY SHALL FILL a vacancy on the  
14 board ~~shall be filled~~ for the balance of the BOARD MEMBER'S unexpired  
15 term.

16 (c) A BOARD MEMBER, WHETHER ORIGINAL OR OTHERWISE, MAY  
17 NOT SERVE MORE THAN TWO CONSECUTIVE TERMS.

18 (4) The board shall meet regularly and ~~shall~~ adopt its own rules of  
19 procedure.

20 (5) EXCEPT AS PROVIDED IN SECTION 2-2-326, members shall serve  
21 without compensation but ~~shall be~~ ARE entitled to reimbursement for  
22 actual and necessary expenses incurred in the performance of their duties.

23 **19-3.5-104. [Formerly 19-3.5-105] Powers and duties of the**  
24 **board.** (1) The board has the following powers and duties:

25 (a) ~~To provide for the coordination and exchange of information~~  
26 ~~on the establishment and maintenance of primary and secondary~~  
27 ~~prevention programs~~ TO ADVISE AND MAKE RECOMMENDATIONS TO THE

1 GOVERNOR, STATE AGENCIES, AND OTHER RELEVANT ENTITIES  
2 CONCERNING THE IMPLEMENTATION OF AND FUTURE REVISIONS TO ANY  
3 STATE PLAN DEVELOPED TO PREVENT CHILD MALTREATMENT;

4 ~~(b) To develop and publicize criteria regarding grants from the~~  
5 ~~trust fund, including the duration of grants and any requirements for~~  
6 ~~matching funds which are received from the trust fund;~~ TO DEVELOP  
7 STRATEGIES AND MONITOR EFFORTS TO ACHIEVE:

- 8 (I) INCREASES IN CHILD WELL-BEING AND ACHIEVEMENT;
- 9 (II) INCREASES IN CAREGIVER WELL-BEING AND ACHIEVEMENT;
- 10 (III) INCREASES IN CONSISTENT HIGH-QUALITY CAREGIVING;
- 11 (IV) INCREASES IN SAFE, SUPPORTIVE NEIGHBORHOODS; AND
- 12 (V) DECREASES IN THE INCIDENCE OF CHILD MALTREATMENT AND  
13 CHILD MALTREATMENT FATALITIES;

14 ~~(c) To review and monitor the expenditure of moneys by~~  
15 ~~recipients~~ TO ASSIST PUBLIC AND PRIVATE AGENCIES IN COORDINATING  
16 EFFORTS ON BEHALF OF FAMILIES, INCLUDING SECURING FUNDING AND  
17 ADDITIONAL INVESTMENTS FOR SERVICES AND PROGRAMS, AND  
18 IMPROVING ACCESS TO THESE SERVICES FOR CHILDREN AND THEIR  
19 FAMILIES;

20 ~~(d) Repealed.~~

21 ~~(e) (d) To accept grants from the federal government as well as to~~  
22 ~~solicit and accept contributions, grants, gifts, bequests, and donations~~  
23 ~~from individuals, private organizations, and foundations~~ TO PROVIDE FOR  
24 THE COORDINATION AND EXCHANGE OF INFORMATION CONCERNING THE  
25 ESTABLISHMENT AND MAINTENANCE OF PRIMARY AND SECONDARY  
26 PREVENTION PROGRAMS AND TO FACILITATE THE EXCHANGE OF  
27 INFORMATION BETWEEN GROUPS CONCERNED WITH CHILD

1 MALTREATMENT;

2 ~~(f) (I) (e) (I) To expend moneys of the trust fund for the~~  
3 ~~establishment, promotion, and maintenance of primary and secondary~~  
4 ~~prevention programs, including pilot programs, for programs to prevent~~  
5 ~~and reduce the occurrence of prenatal drug exposure, and for operational~~  
6 ~~expenses of the board;~~ TO IDENTIFY OPPORTUNITIES FOR, AND BARRIERS  
7 TO, THE ALIGNMENT OF STANDARDS, RULES, POLICIES, AND PROCEDURES  
8 ACROSS PROGRAMS AND AGENCIES THAT SUPPORT FAMILIES. THE BOARD  
9 SHALL SUBMIT RECOMMENDATIONS DEVELOPED PURSUANT TO THIS  
10 SUBSECTION (1)(e)(I) TO THE DEPARTMENT OF HUMAN SERVICES, WHICH  
11 SHALL THEN INCLUDE SUCH RECOMMENDATIONS AS PART OF ITS  
12 PRESENTATION TO ITS COMMITTEE OF REFERENCE AT A HEARING HELD  
13 PURSUANT TO SECTION 2-7-203 (2)(a) OF THE "STATE MEASUREMENT FOR  
14 ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART)  
15 GOVERNMENT ACT" IN JANUARY 2021.

16 (II) THE BOARD SHALL ALSO PROVIDE ONGOING  
17 RECOMMENDATIONS ON CHANGES TO ENHANCE THE ALIGNMENT AND  
18 PROVISION OF SERVICES AND SUPPORTS FOR FAMILIES TO PREVENT CHILD  
19 MALTREATMENT TO APPROPRIATE GOVERNMENT AND NONPROFIT  
20 AGENCIES AND POLICY BOARDS.

21 ~~(f.5) To expend the money of the trust fund for the development,~~  
22 ~~promotion, maintenance, and monitoring of an evidence-based or~~  
23 ~~research-based child sexual abuse prevention training model to prevent~~  
24 ~~and reduce the occurrence of child sexual abuse. The training model must~~  
25 ~~be available to persons who interact with young children, including but~~  
26 ~~not limited to parents, child care providers, librarians, church staff and~~  
27 ~~volunteers, medical professionals, family resource centers staff, and other~~

1 ~~mandatory reporters of child abuse and neglect.~~

2 ~~(g) (f) To sue and be sued as a board without individual liability~~  
3 ~~for acts of the board~~ TO COLLABORATE WITH OTHER RELEVANT BOARDS,  
4 COMMISSIONS, AND COUNCILS THAT EXIST WITHIN THE EXECUTIVE BRANCH  
5 TO ADDRESS SERVICES AND SUPPORTS FOR FAMILIES;

6 ~~(h) (g) To exercise any other powers or perform any other duties~~  
7 ~~which are consistent with the purposes for which the board was created~~  
8 ~~and which are reasonably necessary for the fulfillment of the board's~~  
9 ~~responsibilities.~~ TO PROMOTE ACADEMIC RESEARCH ON THE EFFICACY AND  
10 COST-EFFECTIVENESS OF CHILD MALTREATMENT PREVENTION INITIATIVES;

11 ~~(i) and (j) Repealed.~~

12 (h) TO DISTRIBUTE MONEY AND MAKE GRANT AWARDS FROM THE  
13 COLORADO CHILD ABUSE PREVENTION TRUST FUND, CREATED IN SECTION  
14 19-3.5-105, IN ACCORDANCE WITH SECTION 19-3.5-106 AND FOR:

15 (I) THE ESTABLISHMENT, PROMOTION, AND MAINTENANCE OF  
16 PRIMARY AND SECONDARY CHILD MALTREATMENT PREVENTION  
17 PROGRAMS, INCLUDING PILOT PROGRAMS;

18 (II) PROGRAMS TO PREVENT CHILD SEXUAL ABUSE;

19 (III) PROGRAMS TO REDUCE THE OCCURRENCE OF PRENATAL  
20 SUBSTANCE EXPOSURE;

21 (IV) PROGRAMS TO REDUCE THE OCCURRENCE OF OTHER ADVERSE  
22 CHILDHOOD EXPERIENCES; AND

23 (V) OPERATIONAL EXPENSES OF THE BOARD, INCLUDING  
24 ALLOWABLE EXPENSES PURSUANT TO SECTION 19-3.5-103 (5);

25 (i) TO ACCEPT GRANTS FROM THE FEDERAL GOVERNMENT AS WELL  
26 AS TO SOLICIT AND ACCEPT CONTRIBUTIONS, GRANTS, GIFTS, BEQUESTS,  
27 AND DONATIONS FROM INDIVIDUALS, PRIVATE ORGANIZATIONS, AND

1 FOUNDATIONS;

2 (j) TO EXERCISE OR PERFORM ANY OTHER POWERS OR DUTIES  
3 CONSISTENT WITH THE PURPOSES FOR WHICH THE BOARD WAS CREATED  
4 AND THAT ARE REASONABLY NECESSARY FOR THE FULFILLMENT OF THE  
5 BOARD'S RESPONSIBILITIES AS SET FORTH IN THIS SECTION.

6 **19-3.5-105. [Formerly 19-3.5-106] Colorado child abuse**  
7 **prevention trust fund - creation - source of funds.** (1) There is hereby  
8 created in the state treasury the Colorado ~~children's~~ CHILD ABUSE  
9 PREVENTION trust fund, ~~which shall be administered by the board and~~  
10 ~~which shall consist of~~ REFERRED TO IN THIS ARTICLE 3.5 AS THE "TRUST  
11 FUND". THE BOARD SHALL ADMINISTER THE TRUST FUND, WHICH CONSISTS  
12 OF:

13 (a) ~~All moneys which shall be~~ MONEY transferred ~~thereto~~ INTO  
14 THE TRUST FUND in accordance with section 13-32-101 (5)(a)(I); ~~C.R.S.;~~  
15 and

16 (b) ~~All moneys~~ MONEY collected by the board pursuant to ~~section~~  
17 ~~19-3.5-105 (1)(c)~~ SECTION 19-3.5-104 (1)(i) from federal grants and other  
18 contributions, grants, gifts, bequests, donations, and any ~~moneys~~ MONEY  
19 appropriated ~~thereto~~ by the state. Such ~~moneys shall~~ MONEY MUST be  
20 transmitted to the state treasurer ~~for credit~~ WHO SHALL CREDIT IT to the  
21 trust fund.

22 (2) ~~All moneys~~ MONEY in the fund ~~shall be~~ IS subject to annual  
23 appropriation by the general assembly. Any ~~moneys not appropriated shall~~  
24 ~~remain~~ MONEY REMAINING in the fund ~~and shall~~ MUST not be transferred  
25 to or revert to the general fund of the state at the end of any fiscal year.  
26 Any interest earned on the investment or deposit of ~~moneys~~ MONEY in the  
27 fund ~~shall~~ MUST also remain in the fund and ~~shall~~ MUST not be credited

1 to the general fund of the state.

2 ~~(3) Repealed.~~

3 **19-3.5-106. [Formerly 19-3.5-107] Disbursement of grants from**

4 **the trust fund - restrictions.** (1) Grants may be awarded to provide  
5 money for the start-up, continuance, or expansion of primary or secondary  
6 prevention programs, including pilot programs and ~~home visitation~~  
7 ~~programs, to provide educational and public informational seminars~~  
8 EDUCATION PROGRAMS FOR PROFESSIONALS AND THE PUBLIC, and to study  
9 and evaluate primary and secondary prevention programs. ~~pilot programs,~~  
10 ~~and home visitation programs.~~ In addition, grants may be awarded for  
11 programs to prevent and reduce the occurrence of prenatal ~~drug~~  
12 SUBSTANCE exposure and an evidence-based or research-based child  
13 sexual abuse prevention training model to prevent and reduce the  
14 occurrence of child sexual abuse.

15 (2) The board ~~shall have~~ HAS discretion in ~~determining the amount~~  
16 ~~of money to be awarded under each grant, except that:~~ TO OVERSEE THE  
17 DISBURSEMENT OF MONEY FROM THE TRUST FUND TO ENSURE ITS  
18 APPROPRIATE USE AND MAKE RECOMMENDATIONS FOR THE TOTAL GRANT  
19 AMOUNT TO BE AWARDED EACH YEAR.

20 (a) ~~Until the total amount of assets in the trust fund exceeds five~~  
21 ~~million dollars, not more than seventy-five percent of the moneys credited~~  
22 ~~to the trust fund each year pursuant to section 13-32-101 (5)(a)(I), C.R.S.,~~  
23 ~~plus any interest credited thereon to the trust fund during the previous~~  
24 ~~year shall be available for disbursement or expenditure by the board;~~  
25 ~~however, any other moneys deposited or maintained in the fund may be~~  
26 ~~disbursed by the board pursuant to the provisions of this article in~~  
27 ~~accordance with an appropriation from the fund made by the general~~

1 assembly;

2 (b) ~~After such time that the state treasurer certifies that the assets~~  
3 ~~in the trust fund exceed five million dollars, no further moneys shall be~~  
4 ~~collected for the trust fund pursuant to section 13-32-101 (5)(a)(I),~~  
5 ~~C.R.S.; however, nothing in this paragraph (b) shall be construed to~~  
6 ~~prohibit the continued collection of moneys for the trust fund pursuant to~~  
7 ~~section 19-3.5-105 (1)(e);~~

8 (c) ~~After such time that the state treasurer certifies that the assets~~  
9 ~~in the trust fund exceed five million dollars, only the interest credited to~~  
10 ~~the trust fund, together with any moneys collected for such fund pursuant~~  
11 ~~to section 19-3.5-105 (1)(e), shall be available for disbursement or~~  
12 ~~expenditure by the board.~~

13 (3) ~~Any grant or moneys received by the board and credited to the~~  
14 ~~trust fund pursuant to section 19-3.5-106 (1)(b) shall not be subject to the~~  
15 ~~disbursement restriction of paragraph (a) of subsection (2) of this section~~  
16 THE BOARD SHALL NOT AUTHORIZE ANY GRANT AWARDS PURSUANT TO  
17 SUBSECTION (1) OF THIS SECTION FOR POLITICAL, ELECTION, OR LOBBYING  
18 PURPOSES.

19 **~~19-3.5-108. Repeal of article. (Repealed)~~**

20 **19-3.5-107. [Formerly 19-3.5-109] Report - repeal of article.**

21 (1) The department of human services shall contract for an independent  
22 evaluation of the trust fund, including administrative costs of operating  
23 the trust fund and the cost-effectiveness and the impact of the grants on  
24 reducing and preventing child abuse. THE DEPARTMENT OF HUMAN  
25 SERVICES SHALL PROVIDE a report of the evaluation ~~shall be provided~~ to  
26 the house OF REPRESENTATIVES and senate health and human services  
27 committees, or any successor committees, ~~by November 1, 2011, and by~~

1 ~~November 1, 2021~~ ON OR BEFORE NOVEMBER 1, 2025.

2 (2) This ~~article~~ ARTICLE 3.5 is repealed, effective ~~July 1, 2022~~  
3 JULY 1, 2026.

4 **SECTION 2.** In Colorado Revised Statutes, 13-32-101, **amend**  
5 (5)(a) introductory portion and (5)(a)(I) as follows:

6 **13-32-101. Docket fees in civil actions - judicial stabilization**  
7 **cash fund - justice center cash fund - justice center maintenance fund**  
8 **- created - legislative declaration - report.** (5) (a) Each fee collected  
9 pursuant to ~~paragraph (a) or (a.5) of subsection (1)~~ SUBSECTION (1)(a) OR  
10 (1)(a.5) of this section ~~shall~~ MUST be transmitted to the state treasurer and  
11 divided as follows:

12 (I) Fifteen dollars ~~shall~~ MUST be deposited in the Colorado  
13 ~~children's~~ CHILD ABUSE PREVENTION trust fund created in section  
14 ~~19-3.5-106, C.R.S.~~ 19-3.5-105;

15 **SECTION 3.** In Colorado Revised Statutes, 19-1-103, **amend**  
16 (16), (91), and (110) as follows:

17 **19-1-103. Definitions.** As used in this title 19 or in the specified  
18 portion of this title 19, unless the context otherwise requires:

19 (16) "Board", as used in article 3.5 of this ~~title~~ TITLE 19, means the  
20 Colorado ~~children's trust fund~~ CHILD ABUSE PREVENTION board created in  
21 section ~~19-3.5-104~~ 19-3.5-103.

22 (91) "Recipient", as used in article 3.5 of this ~~title~~ TITLE 19, means  
23 and is limited to a nonprofit or public organization that receives a grant  
24 from the trust fund created in section ~~19-3.5-106~~ 19-3.5-105.

25 (110) "Trust fund", as used in article 3.5 of this ~~title~~ TITLE 19,  
26 means the Colorado ~~children's~~ CHILD ABUSE PREVENTION trust fund  
27 created in section ~~19-3.5-106~~ 19-3.5-105.

1           **SECTION 4.** In Colorado Revised Statutes, 24-1-120, **amend**  
2 (10) as follows:

3           **24-1-120. Department of human services - creation.** (10) The  
4 powers, duties, and functions of the Colorado ~~children's trust fund~~ CHILD  
5 ABUSE PREVENTION board, created in section ~~19-3.5-104~~, C.R.S.  
6 19-3.5-103 are transferred by a **type 2** transfer to the department of  
7 human services.

8           **SECTION 5. Act subject to petition - effective date.** This act  
9 takes effect at 12:01 a.m. on the day following the expiration of the  
10 ninety-day period after final adjournment of the general assembly (August  
11 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a  
12 referendum petition is filed pursuant to section 1 (3) of article V of the  
13 state constitution against this act or an item, section, or part of this act  
14 within such period, then the act, item, section, or part will not take effect  
15 unless approved by the people at the general election to be held in  
16 November 2020 and, in such case, will take effect on the date of the  
17 official declaration of the vote thereon by the governor.