

CHAPTER 64

**SOCIAL SERVICES**

HOUSE BILL 94-1082

BY REPRESENTATIVES Rupert, Benavidez, Linkhart, Lyle, and Reeser;  
also SENATORS Mutzebaugh and Traylor.

**AN ACT**

**CONCERNING STATUTORY CHANGES RELATED TO FEDERALLY-MANDATED REQUIREMENTS REGARDING PERSONS ELIGIBLE TO PARTICIPATE IN THE AID TO FAMILIES WITH DEPENDENT CHILDREN PROGRAM.**

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

**SECTION 1.** 26-2-103 (4) (a), Colorado Revised Statutes, 1989 Repl. Vol., as amended, is amended to read:

**26-2-103. Definitions.** As used in this article, unless the context otherwise requires:

(4) "Dependent child" means:

(a) A needy child under the age of eighteen who has been deprived of parental support or care by reason of the death, the continued absence from the home, the physical or mental incapacity, or the unemployment of a parent, as determined under standards prescribed by the state department through rules and regulations, and who is living with ~~his father, adoptive father, mother, adoptive mother, grandfather, grandfather-in-law, great grandfather, grandmother, grandmother-in-law, great grandmother, stepfather or stepmother (but not their parents), brother, brother of the half blood, brother-in-law, adoptive brother, sister, sister of the half blood, sister-in-law, adoptive sister, stepbrother, stepsister, uncle or aunt (of the whole or half blood), uncle-in-law, aunt-in-law, great uncle, great aunt, first cousin, niece, or nephew~~ A PERSON RELATED TO SUCH CHILD WITHIN THE FIFTH DEGREE in a place of residence maintained by one or more of such relatives as his, her, or their own home, and whose relatives or other person liable under the law for ~~his~~ THE CHILD'S support are not able to provide adequate care and support of such child without assistance

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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.*

payments under a program for aid to families with dependent children; or

**SECTION 2.** 8-40-202 (1) (a) (III), Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended to read:

**8-40-202. Employee.** (1) "Employee" means:

(a) (III) Any ~~persons~~ PERSON who, as part of a rehabilitation program of the social services department of any county or city and county, ~~are~~ IS placed with ~~any~~ A PRIVATE employer for the purpose of training or learning trades or occupations shall be deemed while so engaged to be ~~employees~~ AN EMPLOYEE of ~~the respective county or city and county arranging the rehabilitation training~~ SUCH PRIVATE EMPLOYER. Any person who receives a work EXPERIENCE assignment to a position in any department or agency of any county or municipality, in any school district, in the office of any state agency or political subdivision thereof, or in any PRIVATE FOR PROFIT OR ANY nonprofit agency pursuant to the provisions of ~~section 26-2-111 (3) (d) and~~ part 4 of article 2 of title 26, C.R.S., shall be deemed while so assigned to be an employee of the respective department, agency, office, political subdivision, PRIVATE FOR PROFIT OR NONPROFIT AGENCY, or school district to which said person is assigned OR OF THE COUNTY ARRANGING THE WORK EXPERIENCE ASSIGNMENT. Any person who receives a work EXPERIENCE assignment to a position in any federal office or agency pursuant to part 4 of article 2 of title 26, C.R.S., shall be deemed while so assigned to be an employee of the county arranging the work EXPERIENCE assignment. The rate of compensation for such persons if accidentally injured or, if killed, for their dependents shall be based upon the wages normally paid in the community in which they reside for the type of work in which they are engaged at the time of such injury or death; except that, if any such person is a minor, compensation to such minor for permanent disability, if any, or death benefits to such minor's dependents shall be paid at the maximum rate of compensation payable under articles 40 to 47 of this title at the time of the determination of such disability or of such death.

**SECTION 3. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: March 29, 1994