

## SENATE FLOOR AMENDMENT

Second Reading

BY SENATOR Roberts &amp; Gardner

1 Amend reengrossed bill, page 24, after line 21 insert:

2 "SECTION 26. In Colorado Revised Statutes, 26-13.5-102,  
3 **amend** (4) as follows:

4 **26-13.5-102. Definitions.** As used in this article 13.5, unless the  
5 context otherwise requires:

6 (4) "Costs of collection" means attorney fees OR LICENSED LEGAL  
7 PARAPROFESSIONAL FEES, costs for administrative staff time, service of  
8 process fees, court costs, costs of genetic tests, and costs for certified  
9 mail. Attorney fees, LICENSED LEGAL PARAPROFESSIONAL FEES, and costs  
10 for administrative time ~~shall~~ MUST only be collected in accordance with  
11 federal law and rules and regulations.

12 **SECTION 27.** In Colorado Revised Statutes, 26-13.5-103,  
13 **amend** (1)(t) as follows:

14 **26-13.5-103. Notice of financial responsibility issued -**  
15 **contents.** (1) The delegate child support enforcement unit shall issue a  
16 notice of financial responsibility to the APA-respondent who is the  
17 obligee or an obligor who owes a child support debt or who is responsible  
18 for the support of a child or to the custodian of a child who is receiving  
19 support enforcement services from the delegate child support enforcement  
20 unit pursuant to article 13 of this title 26. If the obligor has applied for  
21 child support services, the notice must be served on the obligee. The  
22 notice must advise the APA-respondent:

23 (t) That the APA-petitioner or APA-respondent has the right to  
24 consult an attorney OR LICENSED LEGAL PARAPROFESSIONAL and the right  
25 to be represented by an attorney OR LICENSED LEGAL PARAPROFESSIONAL  
26 at the negotiation conference; and

27 **SECTION 28.** In Colorado Revised Statutes, 26-13.5-107,  
28 **amend** (1) as follows:

29 **26-13.5-107. Orders - duration - effect of court**  
30 **determinations.** (1) A copy of any order of financial responsibility or of  
31 any default order or of any temporary order of financial responsibility  
32 issued by the delegate child support enforcement unit must be sent by  
33 ~~such~~ THE unit by first-class mail to the APA-petitioner and  
34 APA-respondent or ~~his or her~~ THE APA-PETITIONER'S OR  
35 APA-RESPONDENT'S attorney OR LICENSED LEGAL PARAPROFESSIONAL of  
36 record and to the custodian of the child.

37 **SECTION 29.** In Colorado Revised Statutes, 26-13.5-116,  
38 **amend** (1) and (3) as follows:

39 **26-13.5-116. Attorney of record in administrative process**

1 **action case.** (1) If a party retains legal counsel to represent ~~him or her~~  
2 THE PARTY in an APA case, a written notice of representation signed by  
3 both the party and ~~his or her~~ THE PARTY'S attorney OR LICENSED LEGAL  
4 PARAPROFESSIONAL must be received by the delegate child support  
5 enforcement unit. The notice of representation is not effective until  
6 delivered to the delegate child support enforcement unit.  
7 (3) Except for service of the notice upon the APA-respondent, an  
8 attorney OR LICENSED LEGAL PARAPROFESSIONAL of record must, on  
9 behalf of ~~his or her~~ THE client, receive a copy of all documents delivered  
10 to the parties in an APA case.".

11 Renumber succeeding section accordingly.

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