

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on State, Veterans, & Military Affairs.

HB19-1232 be amended as follows:

- 1 Amend reengrossed bill, page 2, line 12, after "~~Commencing thirty days after May 30, 2002~~" insert "IN EACH CASE FILED PURSUANT TO THIS TITLE
- 2 19 THAT CONSTITUTES A CHILD CUSTODY PROCEEDING, AS DEFINED IN THE
- 3 FEDERAL "INDIAN CHILD WELFARE ACT", 25 U.S.C. SEC. 1901, ET SEQ.,
- 4 AND THEREFORE TO WHICH THE TERMS OF THE FEDERAL "INDIAN CHILD
- 5 WELFARE ACT", 25 U.S.C. SEC. 1901, ET SEQ., APPLY, THE COURT AND
- 6 EACH PARTY TO THE PROCEEDING SHALL COMPLY WITH THE FEDERAL
- 7 IMPLEMENTING REGULATIONS, AND ANY MODIFICATIONS THEREOF, OF THE
- 8 FEDERAL "INDIAN CHILD WELFARE ACT", 25 U.S.C. SEC. 1901, ET SEQ.,
- 9 LOCATED IN 25 CFR 23, WHICH OUTLINE THE MINIMUM FEDERAL
- 10 STANDARDS GOVERNING THE IMPLEMENTATION OF THE "INDIAN CHILD
- 11 WELFARE ACT" TO ENSURE THE STATUTE IS APPLIED IN COLORADO
- 12 CONSISTENT WITH THE ACT'S EXPRESS LANGUAGE, CONGRESS'S INTENT IN
- 13 ENACTING THE STATUTE, AND TO PROMOTE THE STABILITY AND SECURITY
- 14 OF INDIAN CHILDREN, TRIBES, AND FAMILIES.".
- 16 Page 2, line 23, strike "THE PETITIONING AND FILING PARTY" and
- 17 substitute "EACH PARTICIPANT".
- 18 Page 2, line 25, strike "PETITIONING OR FILING PARTY" and substitute
- 19 "PARTICIPANT".
- 20 Page 3, line 2, strike "PETITIONING AND FILING PARTY" and substitute
- 21 "PARTICIPANTS".
- 22 Page 3, line 2, strike "EITHER PARTY" and substitute "ANY PARTICIPANT".
- 23 Page 3, line 5, strike "THE RESPONDENT" and substitute "ANY PARTY TO
- 24 THE PROCEEDING".
- 25 Page 3, line 8, strike "MANNER," and substitute "MANNER.".
- 26 Page 3, strike lines 9 and 10 and substitute "THE COURT SHALL ORDER THE
- 27 PARTY TO PROVIDE THE INFORMATION NO LATER THAN SEVEN BUSINESS
- 28 DAYS AFTER THE DATE OF THE HEARING OR PRIOR TO THE NEXT HEARING
- 29 ON THE MATTER, WHICHEVER OCCURS FIRST. THE INFORMATION SHOULD
- 30 BE FILED WITH THE COURT AND PROVIDED TO THE COUNTY DEPARTMENT
- 31 OF HUMAN OR SOCIAL SERVICES AND EACH PARTY NO LATER THAN SEVEN
- 32 BUSINESS DAYS AFTER THE DATE OF THE HEARING.".
- 33 Page 4, line 7, strike "petitioning or filing party" and substitute

- 1 "petitioning or filing party COURT".
- 2 Page 4, line 11, strike "parent or Indian custodian" and substitute "parent
3 ~~or Indian custodian~~ PARENT OR PARENTS, THE INDIAN CUSTODIAN OR
4 INDIAN CUSTODIANS".
- 5 Page 4, line 20, after "INDIVIDUAL." insert "IN PROVIDING NOTICE, THE
6 COURT AND EACH PARTY SHALL COMPLY WITH 25 CFR 23.111.".
- 7 Page 5, line 14, strike "DEPARTMENT OF HUMAN SERVICES," and substitute
8 "COUNTY DEPARTMENT OF HUMAN OR SOCIAL SERVICES,".
- 9 Page 6, line 21, strike "AND" and substitute "OR".
- 10 Page 6, line 24, strike "AND" and substitute "OR".

*** * * * *