

First Regular Session  
Seventy-first General Assembly  
STATE OF COLORADO

REVISED

*This Version Includes All Amendments Adopted  
on Second Reading in the Second House*

LLS NO. 17-0568.01 Jane Ritter x4342

**HOUSE BILL 17-1052**

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**HOUSE SPONSORSHIP**

**Beckman, Young**

**SENATE SPONSORSHIP**

**Smallwood,**

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**House Committees**  
Public Health Care & Human Services

**Senate Committees**  
Health & Human Services

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**A BILL FOR AN ACT**

101     **CONCERNING FACTORS TO TAKE INTO CONSIDERATION IN**  
102     **DETERMINING THE CHILD WELFARE ALLOCATION FORMULA IN**  
103     **A GIVEN FISCAL YEAR.**

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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 removes certain data-gathering factors currently required to be taken into consideration in determining a fiscal year's child welfare allocation formula for counties and replaces those with a broader scope of factors that directly affect the population of children in need of child welfare services, as determined by the state department of human services

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

SENATE  
2nd Reading Unamended  
March 1, 2017

HOUSE  
3rd Reading Unamended  
February 6, 2017

HOUSE  
2nd Reading Unamended  
February 3, 2017

and the child welfare allocations committee.

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

2           **SECTION 1.** In Colorado Revised Statutes, 26-5-104, **amend**  
3       (3)(a) as follows:

4           **26-5-104. Funding of child welfare services - rules - funding**  
5       **mechanism review.** (3) **Allocation formula.** (a) For state fiscal year  
6       1997-98, and for each state fiscal year thereafter, the state department,  
7       after input from the child welfare allocations committee, shall develop  
8       formulas for capped and targeted allocations that ~~shall~~ **MUST** include,  
9       effective for state fiscal year 1998-99, the estimated caseload for the  
10      delivery of those specific child welfare services to be funded by the  
11      ~~moneys in such~~ MONEY IN THE capped or targeted allocations. If a county  
12      receives more than one capped or targeted allocation for the delivery of  
13      child welfare services, the formula ~~shall~~ **MUST** identify the specific  
14      caseload estimate attributable to each capped or targeted allocation. The  
15      determination of the formulas pursuant to the provisions of this  
16      subsection (3) ~~shall~~ **MUST** also take into consideration ~~such factors as:~~  
17      FACTORS THAT DIRECTLY AFFECT THE POPULATION OF CHILDREN IN NEED  
18      OF CHILD WELFARE SERVICES, AS DETERMINED BY THE STATE DEPARTMENT  
19      AND THE CHILD WELFARE ALLOCATIONS COMMITTEE.

20           (I) ~~(Deleted by amendment, L. 98, p. 782, § 5, effective May 22,~~  
21       ~~1998.)~~

22           (H) ~~The county's allocations and expenditures for child welfare~~  
23       ~~services in the three previous state fiscal years and a comparison of the~~  
24       ~~spending in those prior years with the caseloads in the respective prior~~  
25       ~~state fiscal years;~~

1                   ~~(III) (Deleted by amendment, L. 98, p. 782, § 5, effective May 22,~~  
2                   ~~1998.)~~

3                   ~~(III.5) Beginning with the 2012-13 state fiscal year, the county's~~  
4                   ~~prior fiscal year expenditures on preventive family preservation services~~  
5                   ~~and the number of families served; and~~

6                   ~~(IV) Other factors determined by the state department and the~~  
7                   ~~child welfare allocations committee that directly affect the population of~~  
8                   ~~children in need of child welfare services in a county.~~

9                   **SECTION 2. Act subject to petition - effective date.** This act  
10                  takes effect at 12:01 a.m. on the day following the expiration of the  
11                  ninety-day period after final adjournment of the general assembly (August  
12                  9, 2017, if adjournment sine die is on May 10, 2017); except that, if a  
13                  referendum petition is filed pursuant to section 1 (3) of article V of the  
14                  state constitution against this act or an item, section, or part of this act  
15                  within such period, then the act, item, section, or part will not take effect  
16                  unless approved by the people at the general election to be held in  
17                  November 2018 and, in such case, will take effect on the date of the  
18                  official declaration of the vote thereon by the governor.