

**First Regular Session  
Seventy-first General Assembly  
STATE OF COLORADO**

**INTRODUCED**

LLS NO. 17-0821.01 Jane Ritter x4342

**HOUSE BILL 17-1135**

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**HOUSE SPONSORSHIP**

**Bridges,**

**SENATE SPONSORSHIP**

**(None),**

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**House Committees**

Public Health Care & Human Services

**Senate Committees**

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**A BILL FOR AN ACT**

101      **CONCERNING THE PORTABILITY OF EMPLOYMENT BACKGROUND**  
102              **CHECKS FOR A CHILD CARE WORKER WHO WORKS FOR THE**  
103              **SAME COMMON OWNERSHIP ENTITY.**

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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 creates a new provision that allows a child care worker who is employed in a licensed facility that is wholly owned, operated, and controlled by a common ownership group or school district to use a single completed fingerprint-based criminal history record check and a check of the records and reports of child abuse or neglect maintained by the

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.*

department of human services to satisfy the requirements of the necessary background checks if the employee also works for or transfers to another licensed facility that is owned, operated, or controlled by the same common ownership group or school district, provided all other requirements for employment are met.

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

2           **SECTION 1.** In Colorado Revised Statutes, 26-6-107, **amend**  
3 (1)(a)(I)(C.7) as follows:

4           **26-6-107. Investigations and inspections - local authority -**  
5 **reports - rules.** (1) (a) (I) (C.7) Where two or more individually licensed  
6 facilities are wholly owned, operated, and controlled by a common  
7 ownership group or school district, a fingerprint-based criminal history  
8 ~~records~~ RECORD check AND A CHECK OF THE RECORDS AND REPORTS OF  
9 CHILD ABUSE OR NEGLECT MAINTAINED BY THE DEPARTMENT, completed  
10 for one of the licensed facilities of the common ownership group or  
11 school district pursuant to this section for any individual for whom such  
12 a check is required under this part 1 may satisfy the ~~records~~ RECORD  
13 check requirement for any other licensed facility under the same common  
14 ownership group or school district. A new fingerprint-based criminal  
15 history ~~records~~ RECORD check ~~shall not be~~ OR NEW CHECK OF THE  
16 RECORDS AND REPORTS OF CHILD ABUSE OR NEGLECT MAINTAINED BY THE  
17 DEPARTMENT IS NOT required of such an individual if the common  
18 ownership group or school district maintains a central records  
19 management system for employees of all its licensed facilities; takes  
20 action as required pursuant to section 26-6-104 when informed of the  
21 results of a fingerprint-based criminal history ~~records~~ RECORD check OR  
22 CHECK OF THE RECORDS AND REPORTS OF CHILD ABUSE OR NEGLECT  
23 MAINTAINED BY THE DEPARTMENT that requires action pursuant to this

1 part 1; and informs the department whenever an additional licensed  
2 facility comes under or is no longer under its ownership or control.

3 **SECTION 2. Act subject to petition - effective date.** This act  
4 takes effect at 12:01 a.m. on the day following the expiration of the  
5 ninety-day period after final adjournment of the general assembly (August  
6 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a  
7 referendum petition is filed pursuant to section 1 (3) of article V of the  
8 state constitution against this act or an item, section, or part of this act  
9 within such period, then the act, item, section, or part will not take effect  
10 unless approved by the people at the general election to be held in  
11 November 2018 and, in such case, will take effect on the date of the  
12 official declaration of the vote thereon by the governor.