

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 28, 2017

Date

Committee on Judiciary.

After consideration on the merits, the Committee recommends the following:

SB17-189 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the consent calendar:

1 Amend printed bill, page 6, strike lines 2 through 6 and substitute "check
2 conducted pursuant to ~~paragraph (a) of this subsection (1)~~ SUBSECTION
3 (1)(a) OF THIS SECTION shall report to local law enforcement, ~~or~~ to the
4 county department when the county department has a fingerprint machine,
5 ~~and undergo~~ OR TO ANOTHER DESIGNATED ENTITY TO OBTAIN A SET OF
6 FINGERPRINTS FOR a fingerprint-based criminal".

7 Page 8, after line 2 insert:

8 "SECTION 7. In Colorado Revised Statutes, 19-3-407, **amend**
9 (1) introductory portion and (1)(a) introductory portion as follows:

10 **19-3-407. Noncertified kinship care - requirement for**
11 **background checks and other checks - definitions.** (1) EXCEPT AS
12 DESCRIBED IN SUBSECTION (1)(a) OF THIS SECTION, A county department
13 shall request that a local law enforcement agency conduct the following
14 background checks of kin or any adult who resides at the home prior to
15 placing a child in noncertified kinship care, unless such placement is an
16 emergency placement pursuant to section 19-3-406:

17 (a) A fingerprint-based criminal history record check through the
18 Colorado bureau of investigation, WHICH CRIMINAL HISTORY RECORD
19 CHECK MAY BE CONDUCTED BY A THIRD PARTY APPROVED BY THE
20 BUREAU, and the federal bureau of investigation to determine if the kin or
21 an adult who resides at the home has been convicted of:".

22 Renumber succeeding sections accordingly.

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