

CHAPTER 77

HUMAN SERVICES - SOCIAL SERVICES

HOUSE BILL 03-1038

BY REPRESENTATIVE(S) Stafford, Romanoff, Borodkin, Boyd, Coleman, Frangas, Groff, Jahn, Larson, Madden, Marshall, Merrifield, Paccione, Plant, Ragsdale, Salazar, Sanchez, Vigil, and Williams S. ;
also SENATOR(S) Hagedorn, Groff, Hanna, and Tapia.

AN ACT

CONCERNING DOMESTIC VIOLENCE EXTENSIONS UNDER THE COLORADO WORKS PROGRAM.

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

SECTION 1. 26-2-716 (5) (f), Colorado Revised Statutes, is amended to read:

26-2-716. County duties - appropriations - penalties - hardship extensions - domestic violence extensions - incentives. (5) (f) The county department shall have thirty days after the receipt of a request for an extension to make a decision whether to grant or deny the extension. When granting the extension the county department shall send notice of such extension to participants. The county department shall send a denial notice to a participant who applies for but is denied a hardship extension due to lack of available extensions or for any other reason, which reason shall be included. The county department shall send a denial notice to a participant who applies for but is denied a domestic violence extension, which shall include the reason for the denial. ~~The number of domestic violence extensions that can be granted shall not be restricted by the twenty-percent numerical limit on hardship extensions, pursuant to federal law.~~ If THE STATE EXCEEDS THE TWENTY-PERCENT NUMERICAL LIMIT ON THE NUMBER OF EXTENSIONS THAT MAY BE GRANTED UNDER THE FEDERAL LAW DUE TO THE INCLUSION OF DOMESTIC VIOLENCE EXTENSIONS, THEN THE STATE DEPARTMENT SHALL DETERMINE HOW MANY OF THOSE DOMESTIC VIOLENCE EXTENSIONS QUALIFY AS DOMESTIC VIOLENCE WAIVERS GRANTED PURSUANT TO SECTION 26-2-708 (5) AND IF THIS DETERMINATION INDICATES THAT THE STATE EXCEEDS THE TWENTY-PERCENT NUMERICAL LIMIT DUE TO DOMESTIC VIOLENCE EXTENSIONS THAT QUALIFY AS DOMESTIC VIOLENCE WAIVERS, THE STATE DEPARTMENT SHALL DEMONSTRATE TO THE FEDERAL GOVERNMENT THAT ITS FAILURE TO COMPLY WITH THE SIXTY-MONTH LIMIT WAS ATTRIBUTABLE TO FEDERALLY RECOGNIZED GOOD CAUSE DOMESTIC VIOLENCE WAIVERS IN ACCORDANCE WITH THE

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

PROVISIONS OF 45 CFR 260, SUBPART B.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: March 25, 2003