

CHAPTER 36

HUMAN SERVICES - SOCIAL SERVICES

HOUSE BILL 04-1047

BY REPRESENTATIVE(S) Rose, Boyd, Butcher, Carroll, Decker, Frangas, Hall, Jahn, Madden, Merrifield, Plant, Romanoff, Stafford, Tochtrop, Weddig, and Williams S.;
also SENATOR(S) Hagedorn, Groff, Grossman, Hanna, and Phillips.

AN ACT

CONCERNING THE AUTHORITY OF A COUNTY TO REQUIRE CERTAIN PERSONS WHO RECEIVE CHILD CARE ASSISTANCE TO COOPERATE WITH CHILD SUPPORT ENFORCEMENT EFFORTS.

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

SECTION 1. 26-2-805 (1), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

26-2-805. Services - assistance provided - rules. (1) (d) ON AND AFTER JANUARY 1, 2005, A COUNTY MAY REQUIRE A PERSON WHO RECEIVES CHILD CARE ASSISTANCE PURSUANT TO THIS SECTION AND WHO IS NOT OTHERWISE A PARTICIPANT TO APPLY, PURSUANT TO SECTION 26-13-106 (2), FOR CHILD SUPPORT ESTABLISHMENT, MODIFICATION, AND ENFORCEMENT SERVICES RELATED TO ANY SUPPORT OWED BY ABSENT PARENTS TO THEIR CHILDREN, AND TO COOPERATE WITH THE DELEGATE CHILD SUPPORT ENFORCEMENT UNIT TO RECEIVE THESE SERVICES; EXCEPT THAT, NO PERSON SHALL BE REQUIRED TO SUBMIT A WRITTEN APPLICATION FOR CHILD SUPPORT ESTABLISHMENT, MODIFICATION, AND ENFORCEMENT SERVICES IF THE PERSON SHOWS GOOD CAUSE TO THE COUNTY IMPLEMENTING THE COLORADO CHILD CARE ASSISTANCE PROGRAM FOR NOT RECEIVING THESE SERVICES. ON OR BEFORE OCTOBER 1, 2004, THE STATE BOARD SHALL PROMULGATE RULES FOR THE IMPLEMENTATION OF THIS PARAGRAPH (d), INCLUDING, BUT NOT LIMITED TO, RULES ESTABLISHING GOOD CAUSE FOR NOT RECEIVING THESE SERVICES, AND RULES FOR THE IMPOSITION OF SANCTIONS UPON A PERSON WHO FAILS, WITHOUT GOOD CAUSE AS DETERMINED BY THE COUNTY IMPLEMENTING THE COLORADO CHILD CARE ASSISTANCE PROGRAM, TO APPLY FOR CHILD SUPPORT ENFORCEMENT SERVICES OR TO COOPERATE WITH THE DELEGATE CHILD SUPPORT ENFORCEMENT UNIT AS REQUIRED BY THIS PARAGRAPH (d).

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

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 17, 2004