

HB1056_L.002

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Public & Behavioral Health & Human Services.

HB22-1056 be amended as follows:

1 Amend proposed committee amendment (HB1056_L.001), page 3, after
2 line 24, insert:

3 "SECTION 3. In Colorado Revised Statutes, **add** 19-3-403.5 as
4 follows:

5 **19-3-403.5. Temporary shelter.** (1) TEMPORARY SHELTER IS THE
6 TEMPORARY CARE OF A CHILD IN A PHYSICALLY UNRESTRICTED SETTING
7 PENDING A RETURN TO THE CHILD'S HOME OR PLACEMENT IN AN
8 APPROPRIATE ALTERNATE SETTING PURSUANT TO APPLICABLE STATE LAW.
9 RECEIVING TEMPORARY CARE IN TEMPORARY SHELTER IS VOLUNTARY AND
10 A CHILD MAY LEAVE AT ANY TIME. A CHILD MAY NOT BE PLACED IN A
11 LICENSED TEMPORARY SHELTER FACILITY FOR MORE THAN FIVE DAYS.

12 (2) A PERSON OR ENTITY PROVIDING TEMPORARY SHELTER MUST
13 ALLOW FOR PROFESSIONALS TO COMPLETE ASSESSMENTS TO DETERMINE
14 THE CHILD'S TREATMENT NEEDS AND ESTABLISH PLANS TO SAFELY
15 TRANSITION THE CHILD BACK TO THE CARE OF THE CHILD'S PARENT,
16 GUARDIAN, LEGAL CUSTODIAN, OR KIN, OR TO ANOTHER
17 COMMUNITY-BASED FACILITY OR HOME, AS INFORMED BY THE RELATIVE
18 INFORMATION FORM DESCRIBED IN SECTION 19-2.5-1404 (1)(b)(VIII). A
19 CHILD IN TEMPORARY SHELTER MUST HAVE ACCESS TO ONGOING
20 EDUCATIONAL SERVICES.

21 (3) THE GENERAL ASSEMBLY STRONGLY ENCOURAGES A JUDICIAL
22 DISTRICT'S JUVENILE SERVICES PLANNING COMMITTEE, OR THE JUDICIAL
23 DISTRICT IF THE JUDICIAL DISTRICT HAS NOT ESTABLISHED A JUVENILE
24 SERVICES PLANNING COMMITTEE, TO CONSIDER LESS RESTRICTIVE
25 SETTINGS, INCLUDING KINSHIP PLACEMENT, FOSTER CARE, RESPITE CARE,
26 AND GROUP HOMES THAT ARE SMALL, HOME-LIKE, AND BASED IN THE
27 COMMUNITY OF THE SHELTERED CHILD, BEFORE RELYING ON LICENSED
28 TEMPORARY SHELTER FACILITIES.

29 **SECTION 4.** In Colorado Revised Statutes, 19-1-103, **amend**
30 (138) as follows:

31 **19-1-103. Definitions.** As used in this title 19 or in the specified
32 portion of this title 19, unless the context otherwise requires:

33 (138) "Temporary shelter" means the temporary placement of a
34 child, AS DESCRIBED IN SECTION 19-3-403.5, with kin, as defined in
35 subsection (91) of this section; with an adult with a significant
36 relationship with the child; or in a licensed and certified twenty-four-hour
37 care facility."

38 Renumber succeeding section accordingly.

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