

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Education.

HB22-1295 be amended as follows:

- 1 Amend printed bill, page 73, line 24, strike "seventeen" and substitute
2 "~~seventeen~~ NINETEEN".
- 3 Page 74, after line 1, insert:
4 "(b) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF EARLY
5 CHILDHOOD OR THE EXECUTIVE DIRECTOR'S DESIGNEE;".
- 6 Reletter succeeding paragraphs according.
- 7 Page 74, line 6, strike "two" and substitute "~~two~~ THREE".
- 8 Page 74, line 18, strike "(2)(d)" and substitute "~~(2)(d)~~ (2)(e)".
- 9 Page 237, lines 21 and 22, strike "In addition, some children are placed
10 in facilities for residential care for their protection and well-being." and
11 substitute "~~In addition, some children are placed in facilities for~~
12 ~~residential care for their protection and well-being.~~".
- 13 Page 253, line 9, strike "purpose;" and substitute "purpose, AS DEFINED IN
14 DEPARTMENT RULE;".
- 15 Page 255, line 2, after "body that" insert "HAS HAD ITS LICENSE
16 SUSPENDED PURSUANT TO SECTION 24-4-104 OR".
- 17 Page 255, line 3, strike "suspension or" and substitute "~~suspension or~~".
- 18 Page 274, strike lines 25 through 27.
- 19 Page 275, strike lines 1 through 18.
- 20 Page 288, line 21, strike "appeal, but that the" and substitute "appeal. ~~but~~
21 ~~that the entire appeals process shall last no more than one hundred~~
22 ~~calendar days after the date of the notice of denial of the waiver request.~~".
- 23 Page 288, strike lines 22 through 24.
- 24 Page 313, line 6, strike "3;" and substitute "3 OR ANY OF THE STANDARDS
25 PRESCRIBED AND PUBLISHED IN DEPARTMENT RULE PURSUANT TO THIS
26 PART 3;".
- 27 Page 317, line 2, strike "OF THE DEPARTMENT".

- 1 Page 317, lines 4 and 5, strike "PART 3 AND shall render his or her A
2 recommendation to the" and substitute "shall render his or her
3 recommendation to PART 3 AND ISSUE AN INITIAL DECISION. The".
- 4 Page 317, strike line 6 and substitute "~~of human services~~ who shall render
5 the final decision of the department," and substitute "~~of human services~~
6 ~~who shall render~~ SHALL REVIEW THE INITIAL DECISION AND ISSUE the final
7 decision of the department."
- 8 Page 317, line 7, strike "and" and substitute "and", and strike "A" and
9 substitute "A".
- 10 Page 323, strike lines 12 through 14 and substitute "MUST be before an
11 administrative law judge, ~~of the department, who shall render his or her~~
12 ~~recommendation to~~ WHO SHALL ISSUE AN INITIAL DECISION. The executive
13 director ~~of the department who render~~ SHALL REVIEW THE INITIAL
14 DECISION AND ISSUE the final decision of the department."
- 15 Page 360, line 7, after "BODY" insert "FOR WHICH THE LICENSE IS
16 SUSPENDED PURSUANT TO SECTION 24-4-104 OR".
- 17 Page 360, line 8, strike "SUSPENSION OR".
- 18 Page 410, line 6, strike "9;" and substitute "9 OR ANY OF THE STANDARDS
19 PRESCRIBED AND PUBLISHED IN DEPARTMENT RULE PURSUANT TO THIS
20 PART 9;"
- 21 Page 430, line 10, strike "(2)(k), (2)(k.5)," and substitute "(2)(j.8), (2)(k),
22 (2)(k.5), (2)(l),".
- 23 Page 430, line 11, strike "and (2)(y)" and substitute "(2)(s), (2)(y), and
24 (2.5)(a)".
- 25 Page 431, line 18, strike "~~state department of human services~~" and
26 substitute "state department of human services,".
- 27 Page 431, line 19, strike "CHILDHOOD" and substitute "CHILDHOOD,".
- 28 Page 432, after line 7, insert:
29 "(j.8) The state department of human services OR DEPARTMENT OF
30 EARLY CHILDHOOD investigating any person required to submit to a
31 background check pursuant to section 26-6-705 (2), when the person has

1 given written authorization to the state department of human services OR
2 DEPARTMENT OF EARLY CHILDHOOD to check records or reports of child
3 abuse or neglect;".

4 Page 432, line 27, strike "services," and substitute "services OR
5 DEPARTMENT OF EARLY CHILDHOOD,".

6 Page 433, line 8, after "services" insert "OR DEPARTMENT OF EARLY
7 CHILDHOOD".

8 Page 433, after line 19 insert:

9 "(l) The state department of human services OR DEPARTMENT OF
10 EARLY CHILDHOOD, when requested in writing by the department of
11 education to check records or reports of child abuse or neglect for the
12 purpose of aiding the department of education in its investigation of an
13 allegation of abuse by an employee of a school district in this state.
14 Within ten days of the department of education's request, the state
15 department of human services OR DEPARTMENT OF EARLY CHILDHOOD
16 shall provide the date of the report of the incident, the location of
17 investigation, the type of abuse or neglect, and the county ~~which~~ THAT
18 investigated the incident contained in the confirmed reports of child abuse
19 or neglect. The department of education ~~shall be~~ IS subject to the fee
20 assessment established in subsection (2.5) of this section. Any employee
21 of the department of education who releases any information obtained
22 under this ~~paragraph (l)~~ SUBSECTION (2)(l) to any person not authorized
23 to receive ~~such~~ THE information pursuant to the provisions of section
24 22-32-109.7 C.R.S., or any member of the board of education of a school
25 district who releases ~~such~~ THE information obtained pursuant to said
26 section ~~shall be deemed to have violated~~ VIOLATES the provisions of
27 subsection (4) of this section and ~~shall be~~ IS subject to the penalty ~~therefor~~
28 FOR THE VIOLATION.".

29 Page 434, after line 9, insert:

30 "(s) The state department of human services OR THE DEPARTMENT
31 OF EARLY CHILDHOOD investigating a prospective CASA volunteer for the
32 CASA program when the prospective CASA volunteer has given written
33 authorization to the CASA program to check any records or reports of
34 child abuse or neglect pursuant to section 19-1-205 (3)(a.5);".

35 Page 434, after line 15, insert:

36 "(2.5) **Fee - rules - records and reports fund.** (a) Any person or
37 agency provided information from the state department of human services
38 OR DEPARTMENT OF EARLY CHILDHOOD pursuant to subsections (2)(i),

1 (2)(k) to (2)(o), (2)(t), and (2)(y) of this section and any child placement
2 agency must be assessed a fee that is established and collected by the state
3 department of human services pursuant to parameters set forth in rule
4 established by the state board of human services OR THE DEPARTMENT OF
5 EARLY CHILDHOOD PURSUANT TO PARAMETERS SET FORTH IN RULE
6 ESTABLISHED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF
7 EARLY CHILDHOOD, WHICHEVER IS APPLICABLE. At a minimum, the rules
8 must include a provision requiring the state department of human services
9 OR DEPARTMENT OF EARLY CHILDHOOD, AS APPLICABLE, to provide notice
10 of the fee to interested persons and the maximum fee amount that the
11 department shall not exceed without the express approval of the state
12 board of human services OR EXECUTIVE DIRECTOR OF THE DEPARTMENT
13 OF EARLY CHILDHOOD, AS APPLICABLE. The fee established must not
14 exceed the direct and indirect costs of administering subsections (2)(i),
15 (2)(k) to (2)(o), (2)(t), and (2)(y) of this section and the direct and indirect
16 costs of administering section 19-3-313.5 (3) and (4).".

17 Page 435, line 7, strike "(2)(m)" and substitute "(2)(m), (2)(ll), and
18 (2)(mm); and **add** (2)(nn)".

19 Page 435, after line 13, insert:

20 "(ll) Officials or employees of county departments of health,
21 human services, or social services; ~~and~~
22 (mm) Naturopathic doctor registered under article 250 of title 12;
23 AND
24 (nn) EMPLOYEES OF THE DEPARTMENT OF EARLY CHILDHOOD.".

** **