

Second Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

REVISED

*This Version Includes All Amendments Adopted  
on Second Reading in the Second House*

LLS NO. 12-0696.01 Brita Darling x2241

SENATE BILL 12-113

SENATE SPONSORSHIP

Lambert, Hodge, Steadman

HOUSE SPONSORSHIP

Gerou, Becker, Levy

Senate Committees  
Appropriations

House Committees  
Appropriations

A BILL FOR AN ACT

101 CONCERNING THE DESIGNATION IN THE ANNUAL GENERAL  
102 APPROPRIATIONS ACT OF THE PORTION TO BE REDIRECTED TO  
103 THE COUNTIES OF THE STATE'S SHARE OF RECOVERIES FOR  
104 PUBLIC ASSISTANCE PAID FOR FAMILY SUPPORT OBLIGATIONS.

Bill Summary

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)*

**Joint Budget Committee.** The bill clarifies that the amount of the state's share of recoveries for public assistance paid for child support and

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

HOUSE  
2nd Reading Unam ended  
March 5, 2012

SENATE  
3rd Reading Unam ended  
February 13, 2012

SENATE  
2nd Reading Unam ended  
February 10, 2012

maintenance that is redirected to the counties will be specified in a footnote in the annual general appropriations act.

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

2 **SECTION 1.** In Colorado Revised Statutes, 26-13-108, **amend**  
3 (1) as follows:

4 **26-13-108. Recovery of public assistance paid for child**  
5 **support and maintenance - interest collected on support obligations**  
6 **- designation in annual general appropriations act.** (1) Whenever the  
7 state department, a county department or its authorized agent, or a district  
8 attorney recovers any amounts of support for public assistance recipients,  
9 such amounts shall be deposited in the county social services fund, and,  
10 if such support is used to reimburse public assistance paid in accordance  
11 with federal law, the federal government shall be entitled to a share in  
12 accordance with applicable federal law, the county shall be entitled to a  
13 share in accordance with state law, and the state shall be entitled to the  
14 remaining share. The state may redirect ALL OR A PORTION OF the state's  
15 share to the county pursuant to section 26-13-112.5. THE GENERAL  
16 ASSEMBLY SHALL DESIGNATE IN A FOOTNOTE IN THE ANNUAL GENERAL  
17 APPROPRIATIONS ACT THE PORTION OF THE STATE'S SHARE THAT IS  
18 REDIRECTED TO THE COUNTIES. Costs and expenses reasonably and  
19 necessarily incurred by the office of district or county attorney, as  
20 contractual agent for a county department, in carrying out the provisions  
21 of this article shall be billed to county departments of social services or  
22 a county department of social services within the judicial district for the  
23 actual cost of services provided. Each county shall make an annual  
24 accounting to the state department on all amounts recovered.

25 **SECTION 2. Effective date.** This act takes effect July 1, 2012.

1           **SECTION 3. Safety clause.** The general assembly hereby finds,  
2 determines, and declares that this act is necessary for the immediate  
3 preservation of the public peace, health, and safety.