

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING BRINGING CERTAIN STATUTORY PROVISIONS CONCERNING CHILD WELFARE INTO COMPLIANCE WITH FEDERAL LAW.

Prime Sponsors: Representative Casso
Senator Sandoval

JBC Analyst: Amanda Bickel
Phone: 303-866-2061
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Summary of Amendments Made to the Bill After the 01/26/10 Legislative Council Staff Fiscal Note Was Prepared (Amended by the Health and Human Services Committee 02/04/10)

The Health and Human Services Committee Report:

- Clarifies that specialized group home parents and any person working in a 24-hour child care facility must have a fingerprint-based criminal history records check through the Colorado Bureau of Investigation, in addition to the FBI fingerprint-based records check required by the introduced bill;
- Eliminates the requirement in the introduced bill that preference be given to a child's relative when making a foster care or pre-adoptive placement;
- Requires an agency that has responsibility for placing children out of the home to use "good faith efforts and due diligence" to recruit and retain prospective foster and adoptive families who reflect the racial, ethnic, cultural, and linguistic background of children in the agency's care; and
- Strikes current statute requiring a court to take a child's racial, cultural and religious background into account when ordering guardianship, and instead allows race, ethnicity or national origin to be considered under extraordinary circumstances.

The Committee Report does not change the fiscal impact of the bill as reflected in the 02/04/10 Legislative Council Staff Fiscal Note. Legislative Council Staff concurs with this analysis.

JBC Staff Concurrence with Legislative Council Staff Fiscal Note

<input checked="" type="checkbox"/> XXX	Concurs	<input type="checkbox"/>	Does Not Concur	<input type="checkbox"/>	Updated Analysis
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Amendments/Appropriation Status

The bill requires but does not contain an appropriation clause. Staff has prepared amendment **J.001** (attached) to add a provision appropriating \$56,308 cash funds from the Colorado Bureau of Investigation Identification Unit Fund and 0.3 FTE to the Department of Public Safety, Colorado Bureau of Investigation for FY 2010-11. Of this amount, \$24,150 is for pass-through to the Federal Bureau of Investigation.

Bill Sponsor Amendments

Staff is not aware of any sponsor amendments to be offered.

Points to Consider

None.