

**First Regular Session  
Seventieth General Assembly  
STATE OF COLORADO**

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 15-0536.01 Brita Darling x2241

**HOUSE BILL 15-1248**

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**HOUSE SPONSORSHIP**

**Singer,**

**SENATE SPONSORSHIP**

**Hill,**

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**House Committees**

Public Health Care & Human Services  
Appropriations

**Senate Committees**

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**A BILL FOR AN ACT**

101     **CONCERNING LIMITED ACCESS BY PRIVATE CHILD PLACEMENT**  
102             **AGENCIES TO RECORDS RELATING TO CHILD ABUSE OR NEGLECT**  
103             **FOR PURPOSES OF ENSURING SAFE PLACEMENTS FOR FOSTER**  
104             **CHILDREN, AND, IN CONNECTION THEREWITH, MAKING AN**  
105             **APPROPRIATION.**

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**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>.)*

The bill allows a designated person at each child placement agency, in accordance with certain conditions outlined in the bill, to

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.*

access records and reports of child abuse or neglect for the purpose of screening current or prospective foster parents, any adult residing in the home of a current or prospective foster parent, and specialized group facilities. The department of human services shall monitor the child placement agencies' access to records and reports of child abuse and neglect to ensure compliance with statute.

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

**SECTION 1.** In Colorado Revised Statutes, 19-1-307, **add** (2) (v) as follows:

**19-1-307. Dependency and neglect records and information - access - fee - rules - records and reports fund - misuse of information - penalty. (2) Records and reports - access to certain persons - agencies.** Except as otherwise provided in section 19-1-303, only the following persons or agencies shall be given access to child abuse or neglect records and reports:

(v) A LICENSED CHILD PLACEMENT AGENCY, FOR THE PURPOSE OF SCREENING PROSPECTIVE FOSTER PARENTS, ANY ADULT RESIDING IN THE HOME OF THE PROSPECTIVE FOSTER PARENT, AND SPECIALIZED GROUP FACILITIES, PURSUANT TO THE FOLLOWING CONDITIONS:

(I) ACCESS IS LIMITED TO INFORMATION CONCERNING A CURRENT OR PROSPECTIVE FOSTER PARENT, AN ADULT RESIDING IN THE HOME OF THE CURRENT OR PROSPECTIVE FOSTER PARENT, OR A SPECIALIZED GROUP FACILITY AND INCLUDES ONLY THE FOLLOWING INFORMATION:

(A) WHETHER A REPORT OF CHILD ABUSE OR NEGLECT HAS BEEN MADE REGARDING THE PERSON;

(B) THE GENERAL NATURE OF THE ALLEGED INCIDENT OF CHILD ABUSE OR NEGLECT, INCLUDING THE CATEGORY OF THE ALLEGATION, AND THE NAME AND RELATIONSHIP OF THE PERPETRATOR AND VICTIM;

1 (C) WHETHER THE REPORT OF CHILD ABUSE OR NEGLECT WAS  
2 SCREENED FOR ASSESSMENT;

3 (D) THE OUTCOME OF THE INVESTIGATION INCLUDING THE  
4 INVESTIGATOR'S SUMMARY OF THE REASON OR REASONS FOR HIS OR HER  
5 FINDING OR CONCLUSIONS; AND

6 (E) CHILD CARE AND CHILD WELFARE LICENSING HISTORY;

7 (II) ACCESS IS LIMITED TO ONE PERSON AT EACH CHILD PLACEMENT  
8 AGENCY, AS DESIGNATED BY THE AGENCY AND REPORTED TO THE STATE  
9 DEPARTMENT OF HUMAN SERVICES; AND

10 (III) THE STATE DEPARTMENT OF HUMAN SERVICES SHALL  
11 MONITOR A CHILD PLACEMENT AGENCY'S ACCESS TO THE RECORDS AND  
12 REPORTS OF CHILD ABUSE OR NEGLECT TO ENSURE THAT THE CHILD  
13 PLACEMENT AGENCY IS ACCESSING THE RECORDS AND REPORTS OF CHILD  
14 ABUSE OR NEGLECT IN ACCORDANCE WITH THIS PARAGRAPH (v).

15 **SECTION 2. Appropriation.** (1) For the 2015-16 state fiscal  
16 year, \$37,138 is appropriated to the department of human services. This  
17 appropriation is from the general fund. To implement this act, the  
18 department may use this appropriation as follows:

19 (a) \$20,538 for use by the division of child welfare for monitoring  
20 Trails usage, which amount is based on an assumption that the division  
21 will require an additional 0.4 FTE; and

22 (b) \$16,600 for use by the office of information technology  
23 services for Colorado Trails.

24 **SECTION 3. Effective date.** This act takes effect July 1, 2015.

25 **SECTION 4. Safety clause.** The general assembly hereby finds,  
26 determines, and declares that this act is necessary for the immediate  
27 preservation of the public peace, health, and safety.