

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

REVISED

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

LLS NO. 15-0386.01 Brita Darling x2241

HOUSE BILL 15-1023

HOUSE SPONSORSHIP

Lontine,

SENATE SPONSORSHIP

Aguilar,

House Committees

Public Health Care & Human Services
Appropriations

Senate Committees

Health & Human Services

A BILL FOR AN ACT

101 **CONCERNING THE AGE LIMITATION FOR PERSONS SERVED IN A DAY**
102 **TREATMENT CENTER.**

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 changes the lower and upper age limit for persons served by a day treatment center from at least 5 years of age to at least 3 years of age and from less than 18 years of age to less than 21 years of age, unless the person who is 21 years of age is completing an educational program.

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.*

SENATE
2nd Reading Unamended
February 26, 2015

HOUSE
3rd Reading Unamended
February 4, 2015

HOUSE
2nd Reading Unamended
February 3, 2015

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

2 **SECTION 1.** In Colorado Revised Statutes, 26-6-102, **amend**
3 (2.5) as follows:

4 **26-6-102. Definitions.** As used in this article, unless the context
5 otherwise requires:

6 (2.5) (a) (I) "Day treatment center" means a facility that:

7 ~~(H)~~ (A) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS
8 PARAGRAPH (a), provides less than twenty-four-hour care for groups of
9 five or more children who are

10 ~~(A) Five~~ THREE years of age or older, but less than ~~eighteen~~
11 TWENTY-ONE years of age; ~~or~~ AND

12 ~~(B) Less than twenty-one years of age and who are placed in the~~
13 ~~program by court order prior to their eighteenth birthday; and~~

14 ~~(H)~~ (B) Provides a structured program of various types of
15 psycho-social and behavioral treatment to prevent or reduce the need for
16 placement of the child out of the home or community.

17 (II) NOTHING IN THIS SUBSECTION (2.5) PROHIBITS A DAY
18 TREATMENT CENTER FROM ALLOWING A PERSON WHO REACHES
19 TWENTY-ONE YEARS OF AGE AFTER THE COMMENCEMENT OF AN
20 ACADEMIC YEAR FROM ATTENDING AN EDUCATIONAL PROGRAM AT THE
21 DAY TREATMENT CENTER THROUGH THE END OF THE SEMESTER IN WHICH
22 THE TWENTY-FIRST BIRTHDAY OCCURS OR UNTIL THE PERSON COMPLETES
23 THE EDUCATIONAL PROGRAM, WHICHEVER COMES FIRST.

24 (b) "Day treatment center" shall not include special education
25 programs operated by a public or private school system or programs that
26 are licensed by other rules of the department for less than

1 twenty-four-hour care of children, such as a child care center.

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