

**First Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO**

**PREAMENDED**

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

LLS NO. 13-0485.01 Jane Ritter x4342

**SENATE BILL 13-047**

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**SENATE SPONSORSHIP**

**Newell,**

**HOUSE SPONSORSHIP**

**(None),**

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**Senate Committees**

Health & Human Services  
Appropriations

**House Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING PROTECTIONS FOR YOUTH IN FOSTER CARE AGAINST**  
102 **IDENTITY THEFT.**

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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 amends the statute for protection of youth in foster care against identity theft by:

- ! Removing the exclusion of youth who are in the custody of the division of youth corrections or a state mental hospital;
- ! Expanding the ages of the youth covered to any youth who

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.*

is 16 years of age or older and in foster care; and  
! Requiring the department of human services to obtain  
annual credit reports rather than a single report.

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

2 **SECTION 1.** In Colorado Revised Statutes, 19-7-102, **amend** (1)  
3 and (2) (a) as follows:

4 **19-7-102. Protection against identity theft.** (1) The court shall  
5 ensure that each youth in foster care ~~excluding youth in the custody of the~~  
6 ~~division of youth corrections or a state mental hospital~~ WHO IS IN THE  
7 LEGAL CUSTODY OF A COUNTY DEPARTMENT OF HUMAN OR SOCIAL  
8 SERVICES OR THE DEPARTMENT OF HUMAN SERVICES AND who is AT LEAST  
9 sixteen ~~through eighteen~~ years of age obtains OR RECEIVES a free ANNUAL  
10 credit report REPORTS FROM THE DEPARTMENT OF HUMAN SERVICES OR  
11 THE COUNTY DEPARTMENT OF SOCIAL SERVICES. THE COUNTY  
12 DEPARTMENT OF \_\_\_ SOCIAL SERVICES OR THE DEPARTMENT OF HUMAN  
13 SERVICES SHALL INFORM THE COURT WITH JURISDICTION OVER THE YOUTH,  
14 IF ANY, OF ANY INACCURACIES IN A REPORT AND REFER THE MATTER TO A  
15 GOVERNMENTAL OR NONPROFIT ENTITY ON THE REFERRAL LIST  
16 DEVELOPED PURSUANT TO SUBSECTION (2) OF THIS SECTION FOR  
17 ASSISTANCE IN INTERPRETING AND RESOLVING ANY INACCURACIES IN A  
18 REPORT if the credit report shows evidence of possible identity theft. ~~the~~  
19 ~~person assisting the youth shall inform the court and refer the matter to a~~  
20 ~~governmental or nonprofit entity on the referral list developed pursuant~~  
21 ~~to subsection (2) of this section for remedial action.~~ The child's guardian  
22 ad litem shall advise the youth of possible consequences of and options  
23 to address the possible identity theft, including the right to report the  
24 matter to law enforcement and seek possible prosecution of the offender.

1           (2) (a) On or before July 31, 2012, the department of human  
2 services shall develop, in consultation with county departments of social  
3 services, a referral list of governmental and nonprofit entities that are  
4 authorized to assist a youth in foster care ~~excluding a youth in the custody~~  
5 ~~of the division of youth corrections or a state mental hospital,~~ who has  
6 found evidence of possible identity theft on his or her credit report. An  
7 entity on the referral list developed pursuant to this subsection (2) is  
8 authorized to take any necessary remedial actions to clear the youth's  
9 credit record and shall report the results of its actions to the county  
10 department of social services with legal custody of the youth.

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