

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

February 13, 2020

Committee on Judiciary.

After consideration on the merits, the Committee recommends the following:

HB20-1147 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend printed bill, strike everything below the enacting clause and
2 substitute:
- 3 "SECTION 1. In Colorado Revised Statutes, 19-1-103, **amend**
4 (78) as follows:
- 5 **19-1-103. Definitions.** As used in this title 19 or in the specified
6 portion of this title 19, unless the context otherwise requires:
- 7 (78) (a) "Neglect", as used in part 3 of article 3 of this title, means
8 acts that can reasonably be construed to fall under the definition of child
9 abuse or neglect as defined in subsection (1) of this section.
- 10 (b) A CHILD IS NOT NEGLECTED WHEN ALLOWED TO PARTICIPATE
11 IN INDEPENDENT ACTIVITIES THAT A REASONABLE AND PRUDENT PARENT
12 WOULD CONSIDER SAFE GIVEN THE CHILD'S MATURITY, CONDITION, AND
13 ABILITIES, INCLUDING BUT NOT LIMITED TO:
- 14 (I) TRAVELING TO AND FROM SCHOOL, INCLUDING WALKING,
15 RUNNING, BICYCLING, OR OTHER SIMILAR MODE OF TRAVEL;
- 16 (II) TRAVELING TO AND FROM NEARBY COMMERCIAL OR
17 RECREATIONAL FACILITIES;
- 18 (III) ENGAGING IN OUTDOOR PLAY; AND
19 (IV) REMAINING AT HOME UNATTENDED.
- 20 **SECTION 2. Act subject to petition - effective date.** This act
21 takes effect at 12:01 a.m. on the day following the expiration of the
22 ninety-day period after final adjournment of the general assembly (August
23 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a
24 referendum petition is filed pursuant to section 1 (3) of article V of the

1 state constitution against this act or an item, section, or part of this act
2 within such period, then the act, item, section, or part will not take effect
3 unless approved by the people at the general election to be held in
4 November 2020 and, in such case, will take effect on the date of the
5 official declaration of the vote thereon by the governor."

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