

SENATE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

February 22, 2016  
Date

Committee on Judiciary.

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

SB16-013 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend printed bill, page 2, strike lines 3 and 4 and substitute "(3); and
- 2 **add** (1) (a.5) as follows:"
  
- 3 Page 3, strike lines 9 through 27.
  
- 4 Page 4, strike lines 1 through 19.
  
- 5 Page 4, line 20, strike "ADVISORY".
  
- 6 Page 4, line 27, strike "ADVISORY".
  
- 7 Page 5, line 3, strike "ADVISORY".
  
- 8 Page 5, after line 9 insert:
- 9 "(III) EVALUATING THE OMBUDSMAN'S PERFORMANCE AS
- 10 DETERMINED NECESSARY BASED ON FEEDBACK RECEIVED RELATED TO THE
- 11 OMBUDSMAN; AND
- 12 (IV) DEVELOPING A PUBLIC COMPLAINT PROCESS RELATED TO THE
- 13 OMBUDSMAN'S PERFORMANCE;"
  
- 14 Page 5, line 13, strike "~~law~~;" and substitute "~~law~~ TO OVERSEE AND ADVISE
- 15 THE OMBUDSMAN ON THE STRATEGIC DIRECTION OF THE OFFICE AND ITS
- 16 MISSION AND TO HELP PROMOTE THE USE, ENGAGEMENT, AND ACCESS TO

1 THE OFFICE;"

2 Page 5, strike lines 14 through 18 and substitute:

3 "(c) To work cooperatively with the ombudsman to provide fiscal  
4 oversight of the general operating budget of the office ~~to assist with~~  
5 ~~training, as needed, and provide any other assistance to~~ AND ensure that  
6 the office ~~and ombudsman operate~~ OPERATES in compliance with the  
7 provisions of this article, THE MEMORANDUM OF UNDERSTANDING, and  
8 ~~with~~ state and federal laws relating to the child welfare system;"

9 Page 6, strike lines 22 through 25.

10 Reletter succeeding paragraphs accordingly.

11 Page 7, strike lines 3 through 9.

12 Page 7, line 11, strike "(4);" and substitute "(1) (c);".

13 Page 7, after line 20 insert:

14 "(c) To report, ~~at least annually, pursuant to~~ AS REQUIRED BY THE  
15 PROVISIONS OF section 19-3.3-108, concerning the actions ~~taken by the~~  
16 ~~ombudsman with respect~~ OF THE OMBUDSMAN RELATED to the goals and  
17 duties of the office;"

18 Page 8, strike lines 5 through 10 and substitute:

19 "SECTION 3. In Colorado Revised Statutes, 19-3.3-108, **amend**  
20 (2); and **add** (4) as follows:

21 **19-3.3-108. Office of the child protection ombudsman - annual**  
22 **report.** (2) ~~The ombudsman shall transmit the annual report to the~~  
23 ~~executive director for review and comment~~ The ombudsman shall  
24 distribute the written report to the governor, the chief justice, THE BOARD,  
25 and the general assembly. The ombudsman shall present the report to the  
26 health and human services committees of the house of representatives and  
27 of the senate, or any successor committees.

28 (4) THE OMBUDSMAN SHALL PRESENT OR COMMUNICATE  
29 QUARTERLY UPDATES TO THE BOARD ON THE ACTIVITIES OF THE OFFICE."

30 Renumber succeeding sections accordingly.

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