

HOUSE COMMITTEE OF REFERENCE REPORT

February 25, 2022

Chair of Committee

Date

Committee on Public & Behavioral Health & Human Services.

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

SB22-064 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend reengrossed bill, page 3, lines 19 and 20, strike "(3)(e.5), (3)(h),
2 (3)(i), (3.5), and (9)(c)" and substitute "(3)(h), (3)(i), (3.4), and (3.5)".

3 Page 4, strike lines 9 through 17.

4 Page 5, after line 4 insert:

5 "(3.4) TO PROTECT THE SAFETY OF YOUTH MEMBERS, A
6 NEIGHBORHOOD YOUTH ORGANIZATION MAY CREATE AN ELECTRONIC OR
7 WRITTEN PROCESS TO RECORD THE DAILY ARRIVAL AND DEPARTURE TIMES
8 OF YOUTH MEMBERS IN ORDER TO:

9 (a) TRACK ATTENDANCE;

10 (b) ASSESS THE IMPACT OF PROGRAMS AND SERVICES ON YOUTH
11 MEMBERS; AND

12 (c) ENSURE THE NEIGHBORHOOD YOUTH ORGANIZATION OPERATES
13 IN THE BEST INTEREST AND SAFETY OF YOUTH MEMBERS."

14 Page 5, strike lines 5 through 27 and substitute:

15 "(3.5) (a) TO PROTECT THE SAFETY OF YOUTH MEMBERS, EACH
16 NEIGHBORHOOD YOUTH ORGANIZATION SHALL MAINTAIN A COMPLETE SET
17 OF RECORDS FOR YOUTH MEMBERS AND PERSONNEL. EACH
18 NEIGHBORHOOD YOUTH ORGANIZATION SHALL MAINTAIN THE
19 CONFIDENTIALITY OF THE FOLLOWING RECORDS, AND SUCH RECORDS ARE
20 NOT SUBJECT TO REVIEW BY THE PUBLIC:

21 (I) INFORMATION IDENTIFYING A YOUTH MEMBER OR A YOUTH
22 MEMBER'S FAMILY;

23 (II) SCHOLASTIC, HEALTH, AND SOCIAL OR PSYCHOLOGICAL

1 RECORDS, WHICH ARE AVAILABLE ONLY TO THE YOUTH MEMBER TO WHOM
2 THE RECORDS PERTAIN OR THE YOUTH MEMBER'S PARENT OR LEGAL
3 GUARDIAN;

4 (III) PERSONAL REFERENCES FOR PERSONNEL AS REQUESTED BY
5 THE STATE DEPARTMENT; AND

6 (IV) REPORTS AND RECORDS RECEIVED FROM OTHER AGENCIES,
7 INCLUDING POLICE AND CHILD PROTECTION INVESTIGATION REPORTS.

8 (b) IF A CENTRAL ADMINISTRATIVE FACILITY RETAINS RECORDS IN
9 A CENTRAL FILE FOR MORE THAN ONE NEIGHBORHOOD YOUTH
10 ORGANIZATION, DUPLICATE COPIES OF THE INFORMATION DESCRIBED IN
11 SUBSECTIONS (3)(e) AND (3.5)(a) OF THIS SECTION FOR YOUTH MEMBERS
12 AND PERSONNEL MUST ALSO BE MAINTAINED AT THE NEIGHBORHOOD
13 YOUTH ORGANIZATION LOCATION THAT THE YOUTH MEMBER ATTENDS
14 AND TO WHICH THE STAFF MEMBER IS ASSIGNED.

15 (c) EACH NEIGHBORHOOD YOUTH ORGANIZATION OR CENTRAL
16 ADMINISTRATIVE FACILITY SHALL MAINTAIN ALL REQUIRED RECORDS FOR
17 AT LEAST THREE YEARS, INCLUDING CONFIDENTIAL RECORDS.

18 (d) NOTWITHSTANDING SUBSECTION (3.5)(a) OF THIS SECTION TO
19 THE CONTRARY, EACH NEIGHBORHOOD YOUTH ORGANIZATION OR
20 CENTRAL ADMINISTRATIVE FACILITY SHALL MAKE THE RECORDS OF
21 PERSONNEL OR YOUTH MEMBERS AVAILABLE UPON REQUEST TO
22 AUTHORIZED PERSONNEL OF THE STATE DEPARTMENT PURSUANT TO
23 SECTION 19-1-307 (2)(j.7).

24 (e) NEIGHBORHOOD YOUTH ORGANIZATIONS SHALL COOPERATE
25 WITH ALL STATE AND LOCAL INVESTIGATIONS REGARDING INCIDENTS,
26 INCLUDING BUT NOT LIMITED TO LICENSING VIOLATIONS, CHILD ABUSE,
27 AND INCIDENTS AFFECTING THE HEALTH, SAFETY, AND WELFARE OF YOUTH
28 MEMBERS.

29 (f) RECORDS CONCERNING THE LICENSING OF NEIGHBORHOOD
30 YOUTH ORGANIZATION FACILITIES AND AGENCIES ARE OPEN TO THE
31 PUBLIC. A PERSON WHO WISHES TO REVIEW A RECORD MUST SUBMIT A
32 WRITTEN REQUEST TO THE STATE DEPARTMENT."

33 Strike page 6.

34 Page 7, strike line 1.

35 Page 7, strike lines 14 through 22.

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