

CHAPTER 39

HUMAN SERVICES - SOCIAL SERVICES

HOUSE BILL 17-1052

BY REPRESENTATIVE(S) Beckman, Young, Ginal, Herod, Hooton, Kennedy, Kraft-Tharp, Liston, McKean, McLachlan, Melton, Michaelson Jenet, Navarro, Neville P., Salazar, Van Winkle, Williams D.;
also SENATOR(S) Smallwood, Fields, Kefalas, Merrifield, Todd, Grantham.

AN ACT**CONCERNING FACTORS TO TAKE INTO CONSIDERATION IN DETERMINING THE CHILD WELFARE ALLOCATION FORMULA IN A GIVEN FISCAL YEAR.**

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

SECTION 1. In Colorado Revised Statutes, 26-5-104, **amend** (3)(a) as follows:

26-5-104. Funding of child welfare services - rules - funding mechanism review. (3) **Allocation formula.** (a) For state fiscal year 1997-98, and for each state fiscal year thereafter, the state department, after input from the child welfare allocations committee, shall develop formulas for capped and targeted allocations that ~~shall~~ **MUST** include, effective for state fiscal year 1998-99, the estimated caseload for the delivery of those specific child welfare services to be funded by the ~~moneys in such~~ **MONEY IN THE** capped or targeted allocations. If a county receives more than one capped or targeted allocation for the delivery of child welfare services, the formula ~~shall~~ **MUST** identify the specific caseload estimate attributable to each capped or targeted allocation. The determination of the formulas pursuant to the provisions of this subsection (3) ~~shall~~ **MUST** also take into consideration ~~such factors as:~~ **FACTORS THAT DIRECTLY AFFECT THE POPULATION OF CHILDREN IN NEED OF CHILD WELFARE SERVICES, AS DETERMINED BY THE STATE DEPARTMENT AND THE CHILD WELFARE ALLOCATIONS COMMITTEE.**

~~(f) (Deleted by amendment, L. 98, p. 782, § 5, effective May 22, 1998.)~~

~~(H) The county's allocations and expenditures for child welfare services in the three previous state fiscal years and a comparison of the spending in those prior years with the caseloads in the respective prior state fiscal years;~~

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

~~(III) (Deleted by amendment, L. 98, p. 782, § 5, effective May 22, 1998.)~~

~~(III.5) Beginning with the 2012-13 state fiscal year, the county's prior fiscal year expenditures on preventive family preservation services and the number of families served; and~~

~~(IV) Other factors determined by the state department and the child welfare allocations committee that directly affect the population of children in need of child welfare services in a county.~~

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: March 16, 2017