



Legislative
Council Staff

Nonpartisan Services for Colorado's Legislature

HB 18-1257

FINAL
FISCAL NOTE

Drafting Number:	LLS 18-0955	Date:	June 25, 2018
Prime Sponsors:	Rep. Rosenthal Sen. Cooke	Bill Status:	Signed into Law
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Bill Topic: CORRECTION TO HOUSE BILL 16-1316 REINSERT "NOT"

Summary of Fiscal Impact:	<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
	<input checked="" type="checkbox"/> State Expenditure (<i>minimal</i>)	<input checked="" type="checkbox"/> Local Government (<i>minimal</i>)
	<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

This bill corrects an error to allow for the transfer of child welfare cases between counties, prior to adjudication. This bill impacts state and local government workload by a minimal amount. These impacts are ongoing.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: This fiscal note reflects the enacted bill.

Summary of Legislation

House Bill 16-1316 allowed for the transfer of venue in child welfare cases between counties. Specifically, when proceedings begin in a county other than the child's county of residence, the case may be transferred to the county where the child's parent or legal guardian resides upon motion by the county or from any interested party. Under HB 16-1316, as enacted, such a transfer can only occur if adjudication has taken place. This bill corrects an error in House Bill 16-1316 to specify that a transfer can occur only if adjudication has not taken place.

State Expenditures

Beginning in FY 2018-19, this bill increases trial court workload to consider additional change of venue motions in child welfare cases prior to adjudication. To the extent that a change of venue motion is approved, workload will increase for any trial court that receives additional child welfare cases. This increase is offset by a workload reduction in the trial court from which the case was transferred. This impact is anticipated to be minimal and will not require a change in Judicial Department appropriations.

Local Government

Beginning in FY 2018-19, similar to the state, Denver County Court workload will increase to consider change of venue motions in child welfare cases and to hear any cases transferred into City and County of Denver jurisdiction. To the extent that any child welfare cases are transferred from Denver County Court to another county court, workload will decrease. This impact has not been estimated, but is anticipated to be minimal.

This bill may increase workload and costs for county departments of human services to attend change of venue hearings or to travel to child welfare hearings that have been transferred to another county. This impact has not been estimated, but is anticipated to be minimal.

Effective Date

The bill was signed by the into law by the Governor on May 3, 2018 and takes effect August 8, 2018, assuming no referendum petition is filed.

State and Local Government Contacts

Counties
Information Technology
Law

Human Services
Judicial