



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

HB 19-1305

FISCAL NOTE

Drafting Number: LLS 19-1080 Date: April 9, 2019
Prime Sponsors: Rep. McLachlan; Catlin Bill Status: House Rural Affairs
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Bill Topic: TRIBAL ENTITY EMERGENCY CHILD WELFARE CRIMINAL HISTORY CHECK

Summary of Fiscal Impact: State Revenue (minimal), State Expenditure (minimal), State Transfer, TABOR Refund, Local/Other Government (minimal), Statutory Public Entity

This bill clarifies that tribal departments of human services and law enforcement agencies may conduct criminal history background checks of persons who will be taking a child in an emergency placement.

Appropriation Summary: No appropriation is required.

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

Summary of Legislation

Under current law, if a county department of human services or a local law enforcement agency places a child in emergency placement, that entity must conduct the following checks on the person who will be taking the child:

- an initial criminal history records check;
• a criminal fingerprint background check; and
• a check on current criminal charges, child abuse, and sex offender registry.

This bill clarifies that tribal departments of human services or law enforcement agencies may conduct these background checks on a person who will take a child in an emergency placement.

State Revenue and Expenditures

To the extent that this bill results in additional background checks, revenue to and expenditures from the Colorado Bureau of Investigation Identification Unit Cash Fund in the Department of Public Safety will increase starting in the current FY 2018-19.

Local and Other Government Impacts

To the extent that tribal departments of human services or law enforcement agencies begin processing background checks for emergency placements, workload for these tribal entities will increase. If this work was currently facilitated by county departments of human services or local law enforcement, then these agencies will now process fewer checks. The fiscal note assumes that any increase in costs and workload will be minimal.

Effective Date

The bill takes effect upon signature of the Governor, or upon becoming law without his signature.

State and Local Government Contacts

Counties Human Services Information Technology Public Safety