

**First Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO**

REENGROSSED

*This Version Includes All Amendments
Adopted in the House of Introduction*

LLS NO. 23-0942.01 Jane Ritter x4342

SENATE BILL 23-211

SENATE SPONSORSHIP

Danielson and Moreno, Baisley, Buckner, Coleman, Cutter, Exum, Fenberg, Ginal, Gonzales, Jaquez Lewis, Kolker, Marchman, Mullica, Priola, Roberts, Simpson, Sullivan, Will, Winter F.

HOUSE SPONSORSHIP

McLachlan and Velasco,

Senate Committees

State, Veterans, & Military Affairs

House Committees

A BILL FOR AN ACT

101 **CONCERNING ADOPTING FEDERAL REGULATIONS TO THE "INDIAN**
102 **CHILD WELFARE ACT OF 1978" AS STATE LAW.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill adopts federal regulations concerning the "Indian Child Welfare Act of 1978" as state law so that Colorado will continue to ensure that Indian children are protected in cases of guardianship and adoption.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

SENATE
3rd Reading Unamended
April 18, 2023

SENATE
Amended 2nd Reading
April 17, 2023

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

2 **SECTION 1.** In Colorado Revised Statutes, 19-1-126, **amend** (4)
3 as follows:

4 **19-1-126. Compliance with the federal "Indian Child Welfare**
5 **Act of 1978".** (4) ~~If the court finds that the child is an Indian child, the~~
6 ~~court shall ensure compliance with~~ The requirements of the federal
7 "Indian Child Welfare Act of 1978", 25 U.S.C. sec. 1901 et seq., IN
8 EFFECT AS OF FEBRUARY 9, 2003, AND THE RELATED REGULATIONS
9 LOCATED AT 25 CFR 23, IN EFFECT AS OF FEBRUARY 9, 2023, ARE
10 INCORPORATED INTO AND ADOPTED AS STATE LAW.

11 **SECTION 2. Safety clause.** The general assembly hereby finds,
12 determines, and declares that this act is necessary for the immediate
13 preservation of the public peace, health, or safety.