

Second Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO

REENGROSSED

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

LLS NO. 12-0278.01 Jane Ritter x4342

SENATE BILL 12-066

SENATE SPONSORSHIP

Nicholson,

HOUSE SPONSORSHIP

Gardner B.,

Senate Committees
Judiciary

House Committees

A BILL FOR AN ACT

101 **CONCERNING EXPANDING THOSE PERSONS ELIGIBLE AS GUARDIANS IN**
102 **THE GUARDIANSHIP ASSISTANCE PROGRAM TO INCLUDE PERSONS**
103 **ASCRIBED BY THE FAMILY AS HAVING A FAMILY-LIKE**
104 **RELATIONSHIP WITH THE CHILD.**

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://www.leg.state.co.us/billsummaries>.)

Persons ascribed by a family as having a family-like relationship with the child or who have had a prior significant relationship with the

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

SENATE
3rd Reading Unamended
February 8, 2012

SENATE
2nd Reading Unamended
February 6, 2012

child are added to the type of individuals eligible to participate in the guardianship assistance program.

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

2 **SECTION 1.** In Colorado Revised Statutes, **amend** 26-5-110 as
3 follows:

4 **26-5-110. Guardianship assistance program - rules.** (1) There
5 is hereby established a ~~kinship~~ guardianship assistance program in the
6 state department, referred to in this section as the "program". Assistance
7 from the program shall be made available to ~~grandparents, and other~~
8 ~~persons related to a child~~ RELATIVES, PERSONS ASCRIBED BY THE FAMILY
9 AS HAVING A FAMILY-LIKE RELATIONSHIP WITH THE CHILD, OR PERSONS
10 WHO HAVE HAD A PRIOR SIGNIFICANT RELATIONSHIP WITH THE CHILD who:

- 11 (a) Are committed to the child's or children's permanency;
12 (b) Were the foster parent or parents of the child or children at the
13 time they assumed guardianship; and
14 (c) Have assumed guardianship of the child or children.

15 (2) The state department ~~may~~ SHALL promulgate rules for the
16 implementation of this section.

17 (3) ~~Notwithstanding any provision of this section to the contrary,~~
18 ~~the state department shall not implement the kinship guardianship~~
19 ~~assistance program unless section 3 of Senate Bill 09-245 is enacted in~~
20 ~~2009 and becomes law or until such time as the general assembly~~
21 ~~otherwise appropriates sufficient moneys for the implementation of the~~
22 ~~program, whichever occurs first.~~

23 **SECTION 2. Act subject to petition - effective date.** This act
24 takes effect at 12:01 a.m. on the day following the expiration of the
25 ninety-day period after final adjournment of the general assembly (August

1 7, 2012, if adjournment sine die is on May 9, 2012); except that, if a
2 referendum petition is filed pursuant to section 1 (3) of article V of the
3 state constitution against this act or an item, section, or part of this act
4 within such period, then the act, item, section, or part will not take effect
5 unless approved by the people at the general election to be held in
6 November 2012 and, in such case, will take effect on the date of the
7 official declaration of the vote thereon by the governor.