

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB21-1315 be amended as follows:

1 Amend page 21, strike lines 9 and 10 and substitute:

2 "SECTION 25. In Colorado Revised Statutes, **amend as added**
3 **by Senate Bill 21-059** 19-2.5-1120 as follows:

4 **19-2.5-1120. Cost of care.** (1) (a) Notwithstanding section
5 19-1-115 (4)(d), if a juvenile is sentenced to an out-of-home placement
6 or is granted probation as a result of an adjudication, deferral of
7 adjudication, or direct filing in or transfer to district court, the court may
8 order ~~the juvenile or the juvenile's parent~~ to make payments toward the
9 cost of care as ~~are appropriate under the circumstances. In setting the~~
10 ~~amount of such payments, the court shall take into consideration and~~
11 ~~make allowances for any restitution ordered to the victim or victims of a~~
12 ~~crime, which take priority over any payments ordered pursuant to this~~
13 ~~section, and for the maintenance and support of the juvenile's spouse,~~
14 ~~dependent children, any other persons having a legal right to support and~~
15 ~~maintenance out of the juvenile's estate, or any persons having a legal~~
16 ~~right to support and maintenance out of the estate of the juvenile's parent.~~
17 ~~The court shall also consider the financial needs of the juvenile for the~~
18 ~~six-month period immediately following the juvenile's release, for the~~
19 ~~purpose of allowing the juvenile to seek employment. ONLY AS REQUIRED~~
20 ~~PURSUANT TO TITLE IV-E OF THE FEDERAL "SOCIAL SECURITY ACT".~~

21 (b) ~~For an adoptive family who receives an approved Title IV-E~~
22 ~~adoption assistance subsidy pursuant to the federal "Social Security Act",~~
23 ~~42 U.S.C. sec. 673 et seq., or an approved payment in subsidization of~~
24 ~~adoption pursuant to article 7 of title 26, the cost of care, as defined in~~
25 ~~section 19-1-103, must not exceed the amount of the adoption assistance~~
26 ~~payment.~~

27 (2) ~~An order for payment toward the cost of care entered by the~~
28 ~~court pursuant to subsection (1) of this section constitutes a judgment~~
29 ~~enforceable by the state or the governmental agency that would otherwise~~
30 ~~incur the cost of care for the juvenile in the same manner as are civil~~
31 ~~judgments.~~

32 (3) ~~In order to effectuate this section, a juvenile and the juvenile's~~
33 ~~parent are required to provide information to the court regarding the~~
34 ~~juvenile's estate and the estate of the juvenile's parent. Such financial~~
35 ~~information must be submitted in writing and under oath."~~

36 Page 26, line 27, strike "19-2.5-1120" and substitute "19-2.5-1120, OTHER
37 THAN PAYMENTS REQUIRED PURSUANT TO TITLE IV-E OF THE FEDERAL
38 "SOCIAL SECURITY ACT",".

39 Page 27, strike lines 20 through 27.

40 Page 28, strike lines 1 through 6.

41 Renumber succeeding sections accordingly.

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