

COMMITTEE ON HEALTH AND HUMAN SERVICES

SENATE AMENDMENTS TO S.B. 1452

(Reference to printed bill)

1 Page 2, strike lines 10 and 11

2 Renumber to conform

3 Page 4, line 7, strike "The department shall:"

4 Strike lines 11 through 15, insert "THE PLACEMENT OF A CHILD WHO IS IN THE
5 CUSTODY OF THE DEPARTMENT SHALL BE DETERMINED BY THE BEST INTERESTS OF THE
6 CHILD. THE DEPARTMENT MAY GIVE PREFERENCE TO AN ADULT RELATIVE OVER A NON-
7 RELATIVE CAREGIVER WHEN DETERMINING THE CHILD'S PLACEMENT. IF THE
8 PLACEMENT WITH AN ADULT RELATIVE IS ESTABLISHED, THE DEPARTMENT SHALL
9 ESTABLISH KINSHIP FOSTER CARE SERVICES."

10 Page 6, line 33, after "RELATIVES" strike remainder of the line

11 Line 34, strike "INTERESTS OF THE CHILD"

12 Line 38, strike the colon

13 Line 39, strike "1."

14 Line 41, after "STATE" insert "UNLESS DELAY IN PLACEMENT IS IN THE BEST
15 INTERESTS OF THE CHILD"

16 Strike lines 42 through 44

17 Page 7, between lines 20 and 21, insert:

18 "E. WHEN THE CHILD HAS BEEN IN A FOSTER PLACEMENT FOR SIX MONTHS THE
19 PRESUMPTION IS THAT REMAINING IN THAT PLACEMENT IS IN THE CHILD'S BEST
20 INTERESTS, ABSENT ANY CONFIRMED SAFETY OR WELFARE CONCERNS FOR THE CHILD."

21 Line 27, after "welfare" insert ", AND IN ACCORDANCE WITH SECTION 8-514.02";
22 strike "~~The division may~~"

23 Line 28 and 29, strike "~~change the placement of a child made pursuant to~~
24 ~~section 8-514.02 if the change is necessary for the child's best interests~~
25 ~~and welfare.~~" insert "The division may change the placement of a child made

1 pursuant to section 8-514.02 if the change is necessary for the child's
2 best interests and welfare."

3 Page 12, line 5, strike "~~On the motion of any party or on its own motion,~~"

4 insert "On the motion of any party or on its own motion,"

5 Line 6 through 8, strike "~~if it determines that there are reasonable grounds~~

6 ~~to believe that a party to the proceeding is mentally incompetent or is~~

7 ~~otherwise in need of a guardian ad litem~~" insert "if it determines that

8 there are reasonable grounds to believe that a party to the proceeding is

9 mentally incompetent or is otherwise in need of a guardian ad litem"

10 Line 8, after "~~litem~~" strike the remainder of the line

11 Strike lines 9 and 10

12 Strike lines 33 through 37, insert:

13 "B. If the proposed plans for the child do not include placing the
14 child with a grandparent or another member of the child's extended family
15 including a person who has a significant relationship with the child, the
16 report shall include sufficient information for the court to determine
17 whether such placement is in the child's best interests."

18 Reletter to conform

19 Line 45, strike "~~SIXTY~~" insert "~~NINETY~~"

20 Page 13, strike lines 41 through 45, insert:

21 "C. If the court finds that placement with a grandparent or another
22 member of the child's extended family including a person who has a
23 significant relationship with the child is not in the child's best
24 interests, the court shall make specific written findings in support of its
25 decision."

26 Reletter to conform

27 Page 14, line 17, strike the colon

28 Line 17, strike lines 18 and 19

29 Line 20, strike "2."

30 Line 26, strike "~~DEPARTMENT~~" insert "~~COURT~~"; after "~~DETERMINE~~" insert "~~WITHIN~~

31 ~~THIRTY DAYS FROM THE DATE A CHILD IS TAKEN INTO TEMPORARY CUSTODY~~"

32 Line 29, strike "~~DEPARTMENT~~" and insert "~~COURT~~"

- 1 Page 14, line 40, strike "NOTICE OF"
- 2 Line 41, strike "IS FILED WITH," insert "DETERMINATION IS MADE BY"
- 3 Strike lines 42 through 44
- 4 Page 15, strike lines 1 and 2
- 5 Reletter to conform
- 6 Line 14, strike "~~member~~ RELATIVE" and insert "member";
- 7 Strike "~~child's~~"
- 8 Line 15, strike "~~extended family~~ CHILD" and insert "child's extended family"
- 9 Line 16, after "child" strike the remainder of the line
- 10 Strike line 17, insert ", unless the court has determined that such placement
- 11 is not in the child's best interests."
- 12 Page 17, line 26 strike "ABUSE" insert "USE"
- 13 Page 18, line 8, strike "TWO" insert "THREE"
- 14 Line 15, after "A" insert "DANGEROUS"
- 15 Line 18, after "(iii)" strike the remainder of the line
- 16 Strike lines 19 through 20, insert "FAILED TO COMPLY WITH REASONABLE EFFORTS
- 17 PROVIDED BY THE DEPARTMENT IN A PRIOR DEPENDENCY ACTION IN WHICH DANGEROUS
- 18 DRUGS WERE A FACTOR."
- 19 Line 22, strike "OF THE ADDICTION OF THE PARENT OR GUARDIAN" insert "CHRONIC
- 20 USE OF DANGEROUS DRUGS"
- 21 Line 23, after "YEARS" insert "THAT MAKES THE PARENT OR GUARDIAN INCAPABLE OF
- 22 CARING FOR A CHILD"
- 23 Strike lines 24 through 44
- 24 Page 19, strike lines 1 through 26
- 25 Renumber to conform
- 26 Page 22, line 4, after "track" strike remainder of line
- 27 Strike lines 5 through 9 and insert "information on children age zero to
- 28 three, which includes, in addition to the averages currently tracked, the

Senate Amendments to S.B. 1452

- 1 individual age of entry at the time of dependency, the age of exiting
- 2 dependence and the reason for the dependency."
- 3 Amend title to conform

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