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Amending the "Colorado Children's Code" to Delete References to the Colorado Youth Center.

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CHAPTER 111

CHILDREN'S CODE

PETITION, ADJUDICATION, DISPOSITION

SENATE BILL NO. 38. BY SENATORS Stockton, Calabrese, Parker, and Wunsch; also REPRESENTATIVES Bishop, Friedman, Massari, Sonnenberg, Kirscht, and Sack.

AN ACT

AMENDING THE "COLORADO CHILDREN'S CODE" TO DELETE REFERENCES TO THE COLORADO YOUTH CENTER.

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

Section 1. 22-3-12 (1) (h) (i), Colorado Revised Statutes 1963 (1967 Supp.), is amended to read:

22-3-12. Child in need of supervision — disposition. (1) (h) (i) The court may commit the child to the department of institutions for placement in the ~~Colorado youth center~~, any other group care facility or other disposition as may be determined by the department, as provided by law.

Section 2. 22-3-14 (2) (a), Colorado Revised Statutes 1963 (1969 Supp.), is amended to read:

22-3-14. Commitment to department of institutions. (2) (a) Unless and until otherwise changed by the department of institutions, the ~~Colorado youth center~~, the Lookout Mountain school for boys and the Mount View girls' school are designated as the receiving centers for children in need of supervision committed to the department, and the Lookout Mountain school for boys and the Mount View girls' school are ALSO designated as receiving centers for delinquent children committed to the department.

Section 3. 22-8-2 (1), Colorado Revised Statutes 1963 (1969 Supp.), is amended to read:

22-8-2. Receiving centers — designation. (1) Unless and until otherwise changed by the department of institutions, the ~~Colorado youth center~~, the Lookout Mountain school for boys and the Mount View girls' school are designated as the receiving centers for children in need of supervision committed to the department under section 22-3-12, ~~as amended~~, and the Lookout Mountain school for boys and the Mount View girls' school are ALSO designated as receiving centers for delinquent children committed to the department under section 22-3-13, ~~as amended~~.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

Section 4. 22-8-4 (1) (a), Colorado Revised Statutes 1963 (1969 Supp.), is amended to read:

22-8-4. Children committed to the department — transfers. (1) (a) The executive director of the department of institutions may transfer any child committed under sections 22-3-12 ~~as amended~~, or 22-3-13 ~~as amended~~, among the facilities established under section 22-8-1, sections 22-8-6 through 22-8-9 TO 22-8-8, and section 22-8-16, except that:

Section 5. 22-8-11 (1) and (2) (a), Colorado Revised Statutes 1963 (1967 Supp.), are amended to read:

22-8-11. Directors — duties. (1) A director of each facility established by section 22-8-1 and sections 22-8-6 through 22-8-9 TO 22-8-8 shall be appointed by the director of institutions pursuant to article XII, section 13, of the state constitution.

(2) (a) It shall be the duty of the director of each facility established by section 22-8-1 and sections 22-8-6 through 22-8-9: TO 22-8-8:

Section 6. 22-8-17 (2) and (3), Colorado Revised Statutes 1963 (1971 Supp.), are amended to read:

22-8-17. Alternate placement. (2) After evaluation has been completed as required by section 22-8-3, children committed to the custody of the department of institutions under section 22-3-12 shall be placed in public or private facilities with which the executive director of the department of institutions has entered into agreements or contracts under the provisions of section 22-8-10. ~~instead of being placed in the Colorado youth center.~~ If it is determined by the department of institutions that a child so evaluated requires institutional placement in Lookout Mountain school for boys or Mount View girls' school, approval of the committing court shall be obtained prior to such disposition.

(3) The executive director of the department of institutions may assign any child placed by the department of institutions in any facility established under sections 22-8-1, 22-8-6, OR 22-8-7 ~~or 22-8-9~~, to any other facility established under sections 22-8-1, 22-8-6, OR 22-8-7 ~~or 22-8-9~~ for educational training, treatment, or rehabilitation programs. The assignment and the transportation of a child to and from such programs on a daily basis shall not constitute a transfer or change of placement of the child.

Section 7. **Repeal.** 3-11-4 (1) (i), 3-28-18 (3) (i), 22-8-3 (4), 22-8-4 (1) (c) and (3), and 22-8-9, Colorado Revised Statutes 1963, as amended, are repealed.

Section 8. **Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: January 29, 1973