

**NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.**



HOUSE BILL 15-1023

BY REPRESENTATIVE(S) Lontine, Arndt, Buckner, Conti, Duran, Esgar, Fields, Ginal, Hamner, Kagan, Lebsock, Lee, Lundeen, Melton, Mitsch Bush, Moreno, Pabon, Pettersen, Primavera, Priola, Rosenthal, Salazar, Singer, Tyler, Williams, Winter, Young;  
also SENATOR(S) Aguilar, Carroll, Guzman, Heath, Kefalas, Newell, Todd.

CONCERNING THE AGE LIMITATION FOR PERSONS SERVED IN A DAY TREATMENT CENTER.

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

**SECTION 1.** In Colorado Revised Statutes, 26-6-102, **amend** (2.5) as follows:

**26-6-102. Definitions.** As used in this article, unless the context otherwise requires:

(2.5) (a) (I) "Day treatment center" means a facility that:

⊕ (A) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (a), provides less than twenty-four-hour care for groups of five or more children who are

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

~~(A) Five~~ THREE years of age or older, but less than ~~eighteen~~ TWENTY-ONE years of age; ~~or~~ AND

~~(B) Less than twenty-one years of age and who are placed in the program by court order prior to their eighteenth birthday; and~~

(H) (B) Provides a structured program of various types of psycho-social and behavioral treatment to prevent or reduce the need for placement of the child out of the home or community.

(II) NOTHING IN THIS SUBSECTION (2.5) PROHIBITS A DAY TREATMENT CENTER FROM ALLOWING A PERSON WHO REACHES TWENTY-ONE YEARS OF AGE AFTER THE COMMENCEMENT OF AN ACADEMIC YEAR FROM ATTENDING AN EDUCATIONAL PROGRAM AT THE DAY TREATMENT CENTER THROUGH THE END OF THE SEMESTER IN WHICH THE TWENTY-FIRST BIRTHDAY OCCURS OR UNTIL THE PERSON COMPLETES THE EDUCATIONAL PROGRAM, WHICHEVER COMES FIRST.

(b) "Day treatment center" shall not include special education programs operated by a public or private school system or programs that are licensed by other rules of the department for less than twenty-four-hour care of children, such as a child care center.

**SECTION 2. 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.

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Dickey Lee Hullinghorst  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

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Bill L. Cadman  
PRESIDENT OF  
THE SENATE

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Marilyn Eddins  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

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Cindi L. Markwell  
SECRETARY OF  
THE SENATE

APPROVED \_\_\_\_\_

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John W. Hickenlooper  
GOVERNOR OF THE STATE OF COLORADO