

Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 10-0632.01 Jane Ritter

HOUSE BILL 10-1070

HOUSE SPONSORSHIP

Casso,

SENATE SPONSORSHIP

Sandoval,

House Committees
Health and Human Services

Senate Committees

A BILL FOR AN ACT

101 CONCERNING SAFETY IN DAY TREATMENT CENTERS.

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>.)

The bill extends permission to certain day treatment centers, as defined by rule of the state board of human services, to use locked doors in limited, defined situations if certain safeguards are met.

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

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.

1 **SECTION 1.** 26-6-106 (2) (l), Colorado Revised Statutes, is
2 amended to read:

3 **26-6-106. Standards for facilities and agencies - rules.**

4 (2) Standards prescribed by such rules shall be restricted to:

5 (I) Standards for security in DAY TREATMENT CENTERS THAT ARE
6 ALLOWED BY RULE TO USE LOCKED DOORS, secure residential treatment
7 centers, and residential child care facilities provided through the physical
8 environment and staffing. Such standards shall include, but NEED not be
9 limited to, the following:

10 (I) Locked doors, PROVIDED THAT THE SAFETY AND WELFARE
11 SAFEGUARDS AS DESCRIBED IN PARAGRAPH (k) OF THIS SUBSECTION (2)
12 ARE MET;

13 (II) Fencing;

14 (III) ~~The~~ Staff requirements to ensure security;

15 (IV) Inspections;

16 (V) Physical requirements for program space and for secure
17 sleeping of the residents in ~~the~~ A DAY TREATMENT CENTER THAT IS
18 ALLOWED BY RULE TO USE LOCKED DOORS, A secure residential treatment
19 center, or A residential child care facility;

20 (VI) Other security considerations ~~that are~~ necessary to protect the
21 PUBLIC OR residents of ~~the~~ A DAY TREATMENT CENTER THAT IS ALLOWED
22 BY RULE TO USE LOCKED DOORS, A secure residential treatment center, or
23 A residential child care facility. ~~or the public.~~

24 **SECTION 2. Act subject to petition - effective date.** This act
25 shall take effect at 12:01 a.m. on the day following the expiration of the
26 ninety-day period after final adjournment of the general assembly (August
27 11, 2010, if adjournment sine die is on May 12, 2010); except that, if a

1 referendum petition is filed pursuant to section 1 (3) of article V of the
2 state constitution against this act or an item, section, or part of this act
3 within such period, then the act, item, section, or part shall not take effect
4 unless approved by the people at the general election to be held in
5 November 2010 and shall take effect on the date of the official
6 declaration of the vote thereon by the governor.