

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

April 29, 2019

Committee on State, Veterans, & Military Affairs.

After consideration on the merits, the Committee recommends the following:

HB19-1226 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend reengrossed bill, page 3, strike lines 2 through 13.
- 2 Page 4, strike lines 1 through 9.
- 3 Renumber succeeding sections accordingly.
- 4 Page 15, line 8, strike "SUBSECTION (2) OF THIS SECTION" and substitute
- 5 "SECTIONS 16-4-103 AND 13-3-101".
- 6 Page 17, line 26, strike "30" and substitute "THIRTY".
- 7 Page 17, line 27, strike "90" and substitute "NINETY".
- 8 Page 18, line 16, strike "**created. (1)**" and substitute "**created - repeal.**
- 9 (1) (a)".
- 10 Page 18, line 20, after the period insert "IT IS THE INTENT OF THE GENERAL
- 11 ASSEMBLY TO APPROPRIATE MONEY TO THE FUND ON AN ANNUAL BASIS.".
- 12 Page 19, after line 1 insert:
- 13 "(b) (I) ON JULY 1, 2019, THE STATE TREASURER SHALL TRANSFER
- 14 ONE MILLION FIVE HUNDRED THOUSAND DOLLARS FROM THE OFFENDER
- 15 SERVICES FUND TO THE PRETRIAL SERVICES CASH FUND.
- 16 (II) ON JULY 1, 2019, THE STATE TREASURER SHALL TRANSFER ONE

1 MILLION DOLLARS FROM THE GENERAL FUND TO THE PRETRIAL SERVICES
2 CASH FUND, WHICH IS AN AMOUNT EQUAL TO THE AMOUNT BY WHICH THE
3 APPROPRIATION TO THE DEPARTMENT OF CORRECTIONS PAROLE
4 SUBPROGRAM WORK RELEASE PROGRAM IS REDUCED.

5 (III) THIS SUBSECTION (1)(b) IS REPEALED, EFFECTIVE JULY 1,
6 2020."

7 Page 19, line 14, after the period insert "THE STATE COURT
8 ADMINISTRATOR SHALL PROVIDING FUNDING TO A COUNTY OR COUNTIES
9 WHO REQUEST MONEY TO IMPLEMENT EFFECTIVE PRETRIAL ASSESSMENT
10 AND SUPERVISION PROGRAMS BASED ON CRITERIA DEVELOPED BY THE
11 STATE COURT ADMINISTRATOR."

12 Page 24, line 6, strike "WAIVER REQUESTS" and substitute "STATEMENTS
13 OF INABILITY TO COMPLY".

14 Page 24, line 9, strike "WAIVER REQUESTS" and substitute "STATEMENTS
15 OF INABILITY TO COMPLY".

16 Page 24, lines 23 and 24, strike "JUDICIAL RELIANCE ON THE ASSESSMENT
17 IN PRETRIAL DECISION-MAKING" and substitute "THE BOND RELEASE
18 PROCESS, INCLUDING CONSIDERATION OF THE FACTORS REQUIRED IN
19 SECTION 16-4-104(2), IF METHODOLOGICALLY POSSIBLE, AND OUTCOMES
20 INCLUDING THE TYPE OF BOND SET, THE AMOUNT OF ANY SECURED
21 MONETARY CONDITION OF BOND, AND ANY OTHER CONDITIONS OF RELEASE
22 ON BOND".

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