

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

March 26, 2025
Date

Committee on Judiciary.

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

HB25-1214 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

- 1 Amend printed bill, page 4, line 23, strike "(I)".
- 2 Page 4, line 24, strike "FELONY" and insert "FELONY,".
- 3 Page 4, strike lines 25 through 27 and substitute "CLASS 6 FELONY, CLASS
4 3 DRUG FELONY, OR CLASS 4 DRUG FELONY AT SENTENCING OR
5 RESENTENCING AFTER A REVOCATION OF PROBATION OR COMMUNITY
6 CORRECTIONS SENTENCE, THE COURT SHALL DETERMINE WHETHER
7 INCARCERATION IS THE MOST SUITABLE OPTION GIVEN THE FACTS AND
8 CIRCUMSTANCES OF THE CASE.".
- 9 Page 5, strike lines 1 through 18.
- 10 Page 5, line 19, strike "If" and substitute "UNLESS THE PRISON SENTENCE
11 IS THE RESULT OF A STIPULATED PLEA AGREEMENT FOR AN EXACT NUMBER
12 OF YEARS IN PRISON, IF".
- 13 Page 6, line 3, after "SENTENCE." add "THIS HEARING IS SUBJECT TO PART
14 3 OF ARTICLE 4.1 OF TITLE 24.".
- 15 Page 6, line 10, after "SENTENCE" insert "WHERE THE CONTROLLING
16 SENTENCE IS".
- 17 Page 11, line 11, after "HEARING" insert "DECISION".
- 18 Page 11, line 12, after "NOTIFY" insert "THE DEPARTMENT, WHICH SHALL
19 NOTIFY".

1 Page 11, line 23, after "BOARD." add "THE PAROLE BOARD SHALL NOT
2 DENY PAROLE FOR NOT COMPLETING TREATMENT OR A PROGRAM THAT
3 CAN BE ORDERED AS A CONDITION OF PAROLE."

4 Page 12, strike lines 14 through 21 and substitute:

5 "(8) ANY PAROLE HEARING CONDUCTED PURSUANT TO THIS
6 SECTION IS SUBJECT TO PART 3 OF ARTICLE 4.1 OF TITLE 24.

7 (9) THIS PRESUMPTION OF PAROLE DOES NOT APPLY TO AN
8 OTHERWISE ELIGIBLE INMATE WHO IS IN THE RESIDENTIAL PHASE OF A
9 COMMUNITY CORRECTIONS PROGRAM AND SUBJECT TO SECTION 17-2-201
10 (17)."

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