HOUSE BILL 18-1287

BY REPRESENTATIVE(S) Weissman, Becker K., Buckner, Coleman, Exum, Gray, Hamner, Hansen, Herod, Hooton, Jackson, Kennedy, Lee, Melton, Michaelson Jenet, Pettersen, Rosenthal, Singer, Winter, Young, Duran;
also SENATOR(S) Cooke and Kagan, Aguilar, Fenberg, Fields, Gardner, Guzman, Jahn, Jones, Kefalas, Kerr, Lambert, Martinez Humenik, Merrifield, Moreno, Tate, Todd.

CONCERNING THE EXTENSION OF THE REPEAL OF THE COLORADO COMMISSION ON CRIMINAL AND JUVENILE JUSTICE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

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

SECTION 1. In Colorado Revised Statutes, amend 16-11.3-105 as follows:

16-11.3-105. Repeal of article. This article is repealed, effective July 1, 2018. PRIOR TO SUCH REPEAL, THE DEPARTMENT OF REGULATORY AGENCIES SHALL REVIEW THE COMMISSION AS DESCRIBED IN SECTION 2-3-1203.

SECTION 2. In Colorado Revised Statutes, 24-1-128.6, amend
(8)(b) as follows:

24-1-128.6. Department of public safety - creation - repeal.
(8) (b) This subsection (8) is repealed, effective July 1, 2018 July 1, 2023.

SECTION 3. In Colorado Revised Statutes, 16-11.3-102, amend
(2)(a) introductory portion, (2)(a)(XI) introductory portion, (2)(a)(XI)(H),
(2)(a)(XI)(I), and (3)(b); repeal (2)(a)(XI)(D); and add (2)(a)(V.5),
(2)(a)(XI)(J), (2)(a)(XI)(K), (2)(a)(XI)(L), (2)(a)(XI)(M), and (3)(c) as
follows:

16-11.3-102. Colorado commission on criminal and juvenile
justice - creation - membership - operation. (2) (a) The commission
consists of twenty-six voting members, as follows:

(V.5) THE EXECUTIVE DIRECTOR OF THE COLORADO DISTRICT
ATTORNEYS' COUNCIL, OR HIS OR HER DESIGNEE, AND ONE ELECTED DISTRICT
ATTORNEY, TO BE DESIGNATED BY THE COLORADO DISTRICT ATTORNEYS'
COUNCIL;

(XI) TWELVE THIRTEEN members appointed by the governor as
follows:

(D) TWO ELECTED DISTRICT ATTORNEYS;

(H) One member who is a representative of a community corrections
provider, a community corrections board member, or a behavioral, mental
health, or substance use disorder treatment provider; and

(I) THREE MEMBERS WHO SHALL BE APPOINTED AT-LARGE. ONE MEMBER
WHO IS A VICTIM, AS DEFINED IN SECTION 24-4.1-302 (5), WHO HAS
DEMONSTRATED KNOWLEDGE OF THE CRIMINAL JUSTICE SYSTEM AND ITS
IMPACTS;

(J) A PERSON WHO IS A FORMER OFFENDER WHO HAS DEMONSTRATED
KNOWLEDGE OF THE CRIMINAL JUSTICE SYSTEM AND ITS IMPACTS;

(K) A REPRESENTATIVE OF A NONPROFIT ORGANIZATION
REPRESENTING MUNICIPALITIES;

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(L) A VICTIM'S ADVOCATE, AS DEFINED IN SECTION 13-90-107 (1)(k)(II); AND

(M) TWO MEMBERS WHO SHALL BE APPOINTED AT-LARGE.

(3) (b) Each appointing authority shall appoint the initial appointed members of the commission within sixty days after May 23, 2007. THE GOVERNOR SHALL APPOINT THE COMMISSION MEMBERS DESCRIBED IN SUBSECTION (2)(a)(XI)(I), (2)(a)(XI)(J), (2)(a)(XI)(K), AND (2)(a)(XI)(L) OF THIS SECTION ON OR BEFORE JULY 1, 2018. An appointed member shall not serve more than two consecutive full terms, in addition to any partial term. In the event of a vacancy in an appointed position by death, resignation, removal for misconduct, incompetence, neglect of duty, or otherwise, the appointing authority shall appoint a member to fill the position for the remainder of the unexpired term.

(c) A PERSON WHO HAS BEEN APPOINTED AND SUBSEQUENTLY REAPPOINTED TO THE COMMISSION BY THE SAME GOVERNOR IN ANY CAPACITY DESCRIBED IN SUBSECTION (2)(a)(XI) OF THIS SECTION MAY NOT BE APPOINTED BY THE SAME GOVERNOR TO SERVE IN ANY OTHER CAPACITY DESCRIBED IN SAID SUBSECTION (2)(a)(XI).

SECTION 4. In Colorado Revised Statutes, 16-11.3-103, add (7) as follows:


SECTION 5. In Colorado Revised Statutes, 2-3-1203, add (14)(a)(VII) as follows:

2-3-1203. Sunset review of advisory committees - legislative declaration - definition - repeal. (14) (a) The following statutory authorizations for the designated advisory committees are scheduled for repeal on September 1, 2023:
(VII) THE COLORADO COMMISSION ON CRIMINAL AND JUVENILE JUSTICE CREATED IN SECTION 16-11.3-102.

SECTION 6. Appropriation. (1) For the 2018-19 state fiscal year, $255,443 is appropriated to the department of public safety. This appropriation is from the general fund and is based on an assumption that the department will require an additional 2.5 FTE. To implement this act, the department may use this appropriation as follows:

**Executive director's office, administration**

Health, life, and dental $23,781
Short-term disability $216
S.B. 04-257 amortization equalization disbursement $5,685
S.B. 06-235 supplemental amortization equalization disbursement $5,685

**Division of criminal justice, administration**

DCJ administrative services $220,076 (2.5 FTE)

SECTION 7. 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.

Crisanta Duran  Kevin J. Grantham
SPEAKER OF THE HOUSE  PRESIDENT OF
OF REPRESENTATIVES  THE SENATE

Marilyn Eddins  Effie Ameen
CHIEF CLERK OF THE HOUSE  SECRETARY OF
OF REPRESENTATIVES  THE SENATE

APPROVED______________________________________

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO