

**First Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

REENGROSSED

*This Version Includes All Amendments
Adopted in the House of Introduction*

LLS NO. 19-0483.01 Jerry Barry x4341

SENATE BILL 19-064

SENATE SPONSORSHIP

Lee, Gardner, Fenberg, Garcia, Ginal, Gonzales, Story, Todd, Williams A., Winter

HOUSE SPONSORSHIP

Weissman,

Senate Committees

Judiciary
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING RETENTION OF CRIMINAL JUSTICE PROGRAMS FUNDING.**

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://leg.colorado.gov>.)

Currently money appropriated but unspent for the community-based reentry grant program, the crime victims grant program, the justice reinvestment crime prevention grant program, and the justice reinvestment crime prevention small business program (programs) reverts to the general fund at the end of the fiscal year. The bill creates cash funds for each of the programs so that money for the programs is appropriated into the cash funds and unspent money is available for spending in future years. Currently, the justice reinvestment crime

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

SENATE
3rd Reading Unamended
March 14, 2019

SENATE
Amended 2nd Reading
March 13, 2019

prevention initiative is scheduled for repeal on September 1, 2020. The bill extends the repeal date to September 1, 2023.

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

2 **SECTION 1.** In Colorado Revised Statutes, 17-33-101, **amend**
3 (7)(e)(II); and **add** (7)(f.5) as follows:

4 **17-33-101. Reentry planning and programs for adult parole**
5 **- grant program - rules - cash fund - reports - repeal.** (7) (e) In
6 awarding grants from the grant program each fiscal year, the department:

7 (II) Shall not award any grant money in excess of the amount
8 ~~appropriated to the department for the purposes of this section~~ IN THE
9 FUND.

10 (f.5) (I) THE COMMUNITY-BASED REENTRY SERVICES CASH FUND,
11 REFERRED TO IN THIS SUBSECTION (7) AS THE "FUND", IS HEREBY CREATED
12 IN THE STATE TREASURY. THE FUND CONSISTS OF MONEY THAT THE
13 GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER TO THE FUND.

14 (II) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND
15 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE
16 FUND TO THE FUND.

17 (III) MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE
18 DEPARTMENT FOR THE GRANT PROGRAM DEVELOPED PURSUANT TO THIS
19 SUBSECTION (7).

20 (IV) (A) AS SOON AS PRACTICABLE AFTER JULY 1, 2019, AND JULY
21 1, 2020, THE TREASURER SHALL TRANSFER FROM THE GENERAL FUND TO
22 THE FUND ANY UNEXPENDED OR UNENCUMBERED MONEY APPROPRIATED
23 AS OF JUNE 30, 2019, AND JUNE 30, 2020, TO THE DEPARTMENT FOR THE
24 GRANT PROGRAM DEVELOPED PURSUANT TO THIS SUBSECTION (7).

25 (B) THIS SUBSECTION (7)(f.5)(IV) IS REPEALED, EFFECTIVE JULY

1 1, 2021.

2 (V) THE STATE TREASURER SHALL TRANSFER ALL UNEXPENDED
3 AND UNENCUMBERED MONEY IN THE FUND ON SEPTEMBER 1, 2023, TO THE
4 GENERAL FUND.

5 **SECTION 2.** In Colorado Revised Statutes, 25-20.5-801, **add** (9)
6 as follows:

7 **25-20.5-801. Community crime victims grant program -**
8 **created - cash fund.** (9) (a) THE COMMUNITY CRIME VICTIMS GRANT
9 PROGRAM CASH FUND, REFERRED TO IN THIS SUBSECTION (9) AS THE
10 "FUND", IS HEREBY CREATED IN THE STATE TREASURY. THE FUND
11 CONSISTS OF MONEY THAT THE GENERAL ASSEMBLY MAY APPROPRIATE OR
12 TRANSFER TO THE FUND.

13 (b) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND
14 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE
15 FUND TO THE FUND.

16 (c) MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE
17 DEPARTMENT FOR THE GRANT PROGRAM DEVELOPED PURSUANT TO THIS
18 SECTION.

19 (d) (I) AS SOON AS PRACTICABLE AFTER JULY 1, 2019, AND JULY
20 1, 2020, THE TREASURER SHALL TRANSFER FROM THE GENERAL FUND TO
21 THE FUND ANY UNEXPENDED OR UNENCUMBERED MONEY APPROPRIATED
22 AS OF JUNE 30, 2019, AND JUNE 30, 2020, TO THE DEPARTMENT FOR THE
23 GRANT PROGRAM DEVELOPED PURSUANT TO THIS SUBSECTION (9).

24 (II) THIS SUBSECTION (9)(d) IS REPEALED, EFFECTIVE JULY 1, 2021.

25 (e) THE STATE TREASURER SHALL TRANSFER ALL UNEXPENDED
26 AND UNENCUMBERED MONEY IN THE FUND ON SEPTEMBER 1, 2023, TO THE
27 GENERAL FUND.

1 **SECTION 3.** In Colorado Revised Statutes, 24-32-120, **amend**
2 (3); **repeal** (1)(b)(IV) and (2)(h); and **add** (1)(c) and (2)(i) as follows:

3 **24-32-120. Justice reinvestment crime prevention initiative -**
4 **program - rules - cash funds - reports - repeal.** (1) (b) Subject to
5 available appropriations, on and after August 10, 2017, the division shall
6 develop and implement an initiative in accordance with policies
7 developed by the executive director specifically designed to expand small
8 business lending in the target communities described in this subsection
9 (1). An initiative developed and implemented pursuant to subsection
10 (1)(a) of this section shall include, but need not be limited to, the
11 following components:

12 ~~(IV) Any unexpended funds are not subject to reversion to the~~
13 ~~state and may be allocated in the subsequent fiscal year.~~

14 (c) (I) THE JUSTICE REINVESTMENT CRIME PREVENTION CASH
15 FUND, REFERRED TO IN THIS SUBSECTION (1)(c) AS THE "FUND", IS HEREBY
16 CREATED IN THE STATE TREASURY. THE FUND CONSISTS OF MONEY THAT
17 THE GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER TO THE FUND.

18 (II) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND
19 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE
20 FUND TO THE FUND.

21 (III) MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE
22 DEPARTMENT OF LOCAL AFFAIRS FOR THE INITIATIVE DEVELOPED
23 PURSUANT TO THIS SUBSECTION (1).

24 (IV) (A) AS SOON AS PRACTICABLE AFTER JULY 1, 2019, AND JULY
25 1, 2020, THE TREASURER SHALL TRANSFER FROM THE GENERAL FUND TO
26 THE FUND ANY UNEXPENDED OR UNENCUMBERED MONEY APPROPRIATED
27 AS OF JUNE 30, 2019, AND JULY 1, 2020, TO THE DEPARTMENT OF LOCAL

1 AFFAIRS FOR THE INITIATIVE DEVELOPED PURSUANT TO THIS SUBSECTION
2 (1).

3 (B) THIS SUBSECTION (1)(c)(IV) IS REPEALED, EFFECTIVE JULY 1,
4 2021.

5 (2) (h) ~~Any unexpended funds are not subject to reversion to the~~
6 ~~state and may be allocated in the subsequent fiscal year.~~

7 (i) (I) THE TARGETED CRIME REDUCTION GRANT PROGRAM CASH
8 FUND, REFERRED TO IN THIS SUBSECTION (2) AS THE "FUND", IS HEREBY
9 CREATED IN THE STATE TREASURY. THE FUND CONSISTS OF MONEY THAT
10 THE GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER TO THE FUND.

11 (II) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND
12 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE
13 FUND TO THE FUND.

14 (III) MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE
15 DEPARTMENT OF LOCAL AFFAIRS FOR THE GRANT PROGRAM DEVELOPED
16 PURSUANT TO THIS SUBSECTION (2).

17 (IV) THE STATE TREASURER SHALL TRANSFER TO THE GENERAL
18 FUND ALL UNEXPENDED AND UNENCUMBERED MONEY IN THE FUND ON
19 SEPTEMBER 1, 2023.

20 (V) (A) AS SOON AS PRACTICABLE AFTER JULY 1, 2019, AND JULY
21 1, 2020, THE TREASURER SHALL TRANSFER FROM THE GENERAL FUND TO
22 THE FUND ANY UNEXPENDED OR UNENCUMBERED MONEY APPROPRIATED
23 AS OF JUNE 30, 2019, AND JULY 1, 2020, TO THE DEPARTMENT OF LOCAL
24 AFFAIRS FOR THE GRANT PROGRAM DEVELOPED PURSUANT TO THIS
25 SUBSECTION (2).

26 (B) THIS SUBSECTION (2)(i)(V) IS REPEALED, EFFECTIVE JULY 1,
27 2021.

1 (3) Subsection (2) of this section and this subsection (3) are
2 repealed, effective September 1, 2020 2023. Before such repeal, the
3 department of regulatory agencies shall review the justice reinvestment
4 crime prevention initiative pursuant to section 24-34-104.

5 **SECTION 4.** In Colorado Revised Statutes, 24-34-104, **repeal**
6 (19)(a)(XIV); and **add** (24)(a)(XI) as follows:

7 **24-34-104. General assembly review of regulatory agencies**
8 **and functions for repeal, continuation, or reestablishment - legislative**
9 **declaration - repeal.** (19) (a) The following agencies, functions, or both,
10 are scheduled for repeal on September 1, 2020:

11 (XIV) ~~The justice reinvestment crime prevention initiative created~~
12 ~~in section 24-32-120.~~

13 (24) (a) The following agencies, functions, or both, are scheduled
14 for repeal on September 1, 2023:

15 (XI) THE JUSTICE REINVESTMENT CRIME PREVENTION INITIATIVE
16 CREATED IN SECTION 24-32-120.

17 **SECTION 5. Safety clause.** The general assembly hereby finds,
18 determines, and declares that this act is necessary for the immediate
19 preservation of the public peace, health, and safety.