

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

INTRODUCED

LLS NO. 20-0601.01 Jerry Barry x4341

HOUSE BILL 20-1107

HOUSE SPONSORSHIP

Sullivan,

SENATE SPONSORSHIP

Gardner,

House Committees

Judiciary
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING A VICTIM TOWING AND IMPOUND FEE GRANT PROGRAM,**
102 **AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**

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>.)

The bill creates the victim towing and impound fee grant program (program) in the division of criminal justice (division) in the department of public safety. The division shall make a grant to a statewide nonprofit organization that serves victims of crime (nonprofit organization) to reimburse a victim who has paid a towing or impound fee as a result of criminal activity. The nonprofit organization is required to submit annual

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.

reports to the division, and the division is required to submit annual reports to specified committees of the general assembly. The program is repealed, effective July 1, 2023.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 24-33.5-524 as
3 follows:

4 **24-33.5-524. Victim towing and impound fee grant program**
5 **- reports - repeal.** (1) THERE IS CREATED IN THE DIVISION THE VICTIM
6 TOWING AND IMPOUND FEE GRANT PROGRAM, REFERRED TO IN THIS
7 SECTION AS THE "GRANT PROGRAM", THAT AWARDS GRANTS TO A
8 STATEWIDE NONPROFIT ORGANIZATION THAT SERVES VICTIMS OF CRIME
9 WITH THE CAPABILITY TO PAY, OR REIMBURSE VICTIMS WHO HAVE PAID,
10 TOWING OR IMPOUND FEES AS A RESULT OF BEING A VICTIM OF CRIMINAL
11 ACTIVITY. THE DIVISION SHALL ADMINISTER THE GRANT PROGRAM
12 PURSUANT TO THIS SECTION. SUBJECT TO AVAILABLE APPROPRIATIONS,
13 THE DIVISION SHALL MAKE GRANT PAYMENTS FROM MONEY APPROPRIATED
14 TO THE DEPARTMENT BY THE GENERAL ASSEMBLY FOR THE GRANT
15 PROGRAM. IN EACH OF STATE FISCAL YEARS 2020-21 AND 2021-22, THE
16 GENERAL ASSEMBLY SHALL APPROPRIATE ONE HUNDRED THOUSAND
17 DOLLARS TO THE DEPARTMENT OF PUBLIC SAFETY FOR THE GRANT
18 PROGRAM.

19 (2) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC
20 SAFETY, OR HIS OR HER DESIGNEE, SHALL:

21 (a) DEVELOP POLICIES AND PROCEDURES:

22 (I) FOR SOLICITING INTEREST FROM STATEWIDE NONPROFIT
23 ORGANIZATIONS THAT SERVE VICTIMS OF CRIMES;

24 (II) RELATED TO HOW MONEY IS DISBURSED TO THE APPROVED

1 NONPROFIT ORGANIZATION; AND

2 (III) TO ENSURE THAT GRANT MONEY IS USED ONLY TO PAY FOR OR
3 REIMBURSE CRIME VICTIMS FOR TOWING OR IMPOUND FEES AS A RESULT OF
4 BEING A VICTIM OF CRIMINAL ACTIVITY; EXCEPT THAT UP TO TEN PERCENT
5 OF THE MONEY AWARDED TO THE NONPROFIT ORGANIZATION MAY BE USED
6 BY THE ORGANIZATION FOR ADMINISTRATIVE EXPENSES OF MAKING SUCH
7 PAYMENTS AND REIMBURSEMENTS;

8 (b) REVIEW APPLICATIONS FOR GRANTS FROM NONPROFIT
9 ORGANIZATIONS; AND

10 (c) SELECT THE NONPROFIT ORGANIZATION TO RECEIVE GRANTS
11 AND THE AMOUNT OF THE GRANTS.

12 (3) ANY UNEXPENDED AND UNENCUMBERED MONEY FROM AN
13 APPROPRIATION MADE FOR THE PURPOSES OF THIS SECTION REMAINS
14 AVAILABLE FOR EXPENDITURE BY THE DIVISION IN THE NEXT FISCAL YEAR
15 WITHOUT FURTHER APPROPRIATION.

16 (4) ON OR BEFORE DECEMBER 1, 2021, AND DECEMBER 1, 2022,
17 THE NONPROFIT ORGANIZATION THAT RECEIVES A GRANT SHALL PROVIDE
18 A REPORT TO THE DIVISION DESCRIBING HOW THE GRANT FUNDS WERE
19 UTILIZED. ON OR BEFORE FEBRUARY 1, 2022, AND FEBRUARY 1, 2023, THE
20 DEPARTMENT SHALL SUBMIT A SUMMARY OF THE REPORTS TO THE
21 JUDICIARY COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND SENATE,
22 OR TO ANY SUCCESSOR COMMITTEES.

23 (5) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2023.

24 **SECTION 2. Appropriation.** For the 2020-21 state fiscal year,
25 \$100,000 is appropriated to the department of public safety for use by the
26 division of criminal justice. This appropriation is from the general fund.
27 To implement this act, the department may use this appropriation for the

1 victim towing and impound fee grant program.

2 **SECTION 3. Act subject to petition - effective date.** This act
3 takes effect at 12:01 a.m. on the day following the expiration of the
4 ninety-day period after final adjournment of the general assembly (August
5 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a
6 referendum petition is filed pursuant to section 1 (3) of article V of the
7 state constitution against this act or an item, section, or part of this act
8 within such period, then the act, item, section, or part will not take effect
9 unless approved by the people at the general election to be held in
10 November 2020 and, in such case, will take effect on the date of the
11 official declaration of the vote thereon by the governor.