

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

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 21-1009.01 Michael Dohr x4347

HOUSE BILL 21-1320

HOUSE SPONSORSHIP

Tipper and Benavidez,

SENATE SPONSORSHIP

(None),

House Committees

Judiciary
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE CONTINUATION OF THE SEX OFFENDER**
102 **MANAGEMENT BOARD, AND, IN CONNECTION THEREWITH,**
103 **IMPLEMENTING THE RECOMMENDATIONS OF THE 2019 SUNSET**
104 **REPORT BY THE DEPARTMENT OF REGULATORY AGENCIES.**

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>.)

Sunset Process - House Judiciary Committee. Sections 1 and 2. The bill implements the recommendations of the department of regulatory agencies' sunset review and report on the sex offender

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.

management board (board). The bill continues the functions of the board until 2027.

Sections 3 and 4. The bill requires persons who supervise sex offenders (supervising officers) to conform to the guidelines and standards of the board and authorizes the board to work with the supervising agencies to hear and act on complaints against supervising officers, including removing a supervising officer's ability to supervise a sex-offender-specific caseload.

Section 5. Under current law, the agency supervising an adult sex offender or juvenile is required to give the offender or juvenile a choice of 2 appropriate treatment provider agencies. The bill requires the supervising agency to provide a list of all approved treatment providers with expertise to work with the specific risks and needs of the offender or juvenile.

Section 6. Other statutes define sexually violent predators and require them to register and be subject to community notification. The bill strikes unnecessary language referring to sexually violent predators

Section 7. The bill requires the board to maintain a record of any denial or removal from the list of approved providers or other sanctions due to a provider's criminal history.

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

2 **SECTION 1.** In Colorado Revised Statutes, 16-11.7-103, **amend**
3 (6)(a) as follows:

4 **16-11.7-103. Sex offender management board - creation -**
5 **duties - repeal. (6) Repeal.** (a) This section is repealed, effective
6 September 1, ~~2021~~ 2023. BEFORE THE REPEAL, THIS SECTION IS
7 SCHEDULED FOR REVIEW IN ACCORDANCE WITH SECTION 24-34-104.

8 **SECTION 2.** In Colorado Revised Statutes, 24-34-104, **add**
9 (24)(a)(XIII) as follows:

10 **24-34-104. General assembly review of regulatory agencies**
11 **and functions for repeal, continuation, or reestablishment - legislative**
12 **declaration - repeal.** (24) (a) The following agencies, functions, or both,
13 are scheduled for repeal on September 1, 2023:

14 (XIII) The sex offender management board created in section

1 16-11.7-103;

2

3 **SECTION 3. Safety clause.** The general assembly hereby finds,
4 determines, and declares that this act is necessary for the immediate
5 preservation of the public peace, health, or safety.