

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

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 22-0964.01 Conrad Imel x2313

SENATE BILL 22-183

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Senate Committees

Judiciary
Appropriations

House Committees

Judiciary
Appropriations

A BILL FOR AN ACT

101 **CONCERNING PROGRAMS THAT PROVIDE SERVICES TO CRIME VICTIMS.**

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>.)

Under existing law, the state department of human services (department) reimburses local governments and nongovernmental agencies that operate domestic abuse programs for providing services to victims of domestic violence. The bill renames "domestic abuse programs" as "domestic violence programs" and requires the department to reimburse a nongovernmental agency or a federally recognized Indian tribe that operates a domestic violence, sexual assault, or culturally specific program (program) that provides services to victims of domestic

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.

HOUSE
3rd Reading Unamended
May 6, 2022

HOUSE
Amended 2nd Reading
May 3, 2022

SENATE
3rd Reading Unamended
April 13, 2022

SENATE
Amended 2nd Reading
April 12, 2022

abuse or sexual assault (program services). The bill repeals the requirement that programs must request information from each client concerning the relationship of the client to the alleged perpetrator of the abuse.

The bill permits the department to enter into an agreement with a federally recognized state or tribal domestic violence or sexual assault coalition (coalition) for program services and other related services. A coalition shall provide training and technical assistance for programs and may participate in systems advocacy, develop and implement policies to improve the response to and prevention of domestic violence or sexual assault, and conduct statewide community outreach and public education related to domestic violence and sexual assault. A coalition may enter into an agreement for program services with a nongovernmental agency or federally recognized Indian tribe that operates a program.

The bill creates the state domestic violence and sexual assault services fund and transfers \$6 million to the fund from the behavioral and mental health cash fund.

The bill creates the Colorado crime victim services fund (victim services fund) and requires the state treasurer to transfer \$35 million to the fund from the economic recovery and relief cash fund. The division of criminal justice in the department of public safety makes grants from the victim services fund to government agencies and nonprofit organizations that provide services for crime victims.

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

2 **SECTION 1.** In Colorado Revised Statutes, **amend** 26-7.5-101
3 as follows:

4 **26-7.5-101. Legislative declaration.** (1) The general assembly
5 hereby finds that:

6 (a) A significant number of homicides, aggravated assaults,
7 assaults and batteries, and other types of abuse and coercive control occur
8 within ~~the home~~ COLORADO; that the reported incidence of domestic
9 ~~abuse~~ VIOLENCE AND SEXUAL ASSAULT represents only a portion of the
10 total number of incidents of domestic ~~abuse~~ VIOLENCE AND SEXUAL
11 ASSAULT; that a large percentage of police officer deaths in the line of
12 duty result from police intervention in domestic abuse situations; and that

1 domestic ~~abuse~~ VIOLENCE AND SEXUAL ASSAULT is a complex problem
2 affecting families from all social and economic backgrounds; ~~It is the~~
3 ~~purpose of this article to encourage the development of domestic abuse~~
4 ~~programs by units of local government and nongovernmental agencies.~~

5 (b) DOMESTIC VIOLENCE AND SEXUAL ASSAULT CAN HAVE
6 HARMFUL AND LASTING CONSEQUENCES FOR VICTIMS, FAMILIES,
7 COMMUNITIES, AND THE STATE. DOMESTIC VIOLENCE AND SEXUAL
8 ASSAULT HAVE A PROFOUND IMPACT ON NOT ONLY VICTIMS' PHYSICAL,
9 PSYCHOLOGICAL, AND SOCIAL WELL-BEING, BUT ALSO ON INDIVIDUALS'
10 ECONOMIC STABILITY AND THE STATE'S ECONOMY. ECONOMIC IMPACTS
11 OFTEN INCLUDE CRIMINAL AND CIVIL LEGAL SYSTEM COSTS, MEDICAL AND
12 BEHAVIORAL HEALTH EXPENDITURES, LOWER WAGES RESULTING FROM
13 DIMINISHED EDUCATIONAL ATTAINMENT, LOST WAGES FROM MISSED
14 WORK, JOB LOSS, DEBT AND POOR CREDIT, AND COSTS ASSOCIATED WITH
15 HOUSING INSTABILITY.

16 (c) THE BEST AVAILABLE RESEARCH SHOWS THAT DOMESTIC
17 VIOLENCE AND SEXUAL ASSAULT OCCUR AT RELATIVELY EQUAL RATES.
18 RESEARCH ALSO SHOWS THAT INDIVIDUALS FROM POPULATIONS
19 UNDERSERVED DUE TO GEOGRAPHIC LOCATION, RELIGION, SEXUAL
20 ORIENTATION, GENDER IDENTITY, RACE OR ETHNICITY, LANGUAGE
21 BARRIERS, DISABILITIES, ALIENAGE, AND AGE EXPERIENCE DOMESTIC
22 VIOLENCE AND SEXUAL ASSAULT AT HIGHER RATES AND FACE GREATER
23 CHALLENGES IN ACCESSING SERVICES THAN THE GENERAL POPULATION.
24 THEREFORE, FUNDING SHOULD ENSURE EQUAL SUPPORT FOR DOMESTIC
25 VIOLENCE AND SEXUAL ASSAULT SERVICES AS WELL AS SUPPORT FOR
26 SERVICES FOR UNDERSERVED POPULATIONS AND CULTURALLY SPECIFIC
27 PROGRAMS.

1 (d) COMMUNITY-BASED ADVOCATES ARE UNIQUELY POSITIONED
2 TO OFFER VICTIMS VARIOUS OPTIONS FOR SERVICES AND TO SUPPORT THE
3 CHOICES VICTIMS MAKE. COMMUNITY-BASED ADVOCATES FOCUS
4 PRIMARILY ON THE NEEDS, CHOICES, AND INPUT OF THE VICTIM.
5 THEREFORE, THE GENERAL ASSEMBLY DECLARES THAT
6 COMMUNITY-BASED ADVOCATES ARE A CRITICAL COMPONENT OF A
7 VICTIM-CENTERED RESPONSE TO DOMESTIC VIOLENCE AND SEXUAL
8 ASSAULT.

9 (e) IN A CONTINUED EFFORT TO PROMOTE INCREASED DIVERSITY
10 AMONG THE FUNDED VICTIM SERVICE ORGANIZATIONS, IT IS THE INTENT OF
11 THE GENERAL ASSEMBLY THAT, IN ADMINISTERING THIS ARTICLE 7.5, THE
12 STATE DEPARTMENT IDENTIFY ADDITIONAL MEASURES TO ADDRESS
13 BARRIERS THAT HISTORICALLY UNDERSERVED VICTIMS, INCLUDING PEOPLE
14 OF COLOR, FACE IN ACCESSING VICTIM SERVICES.

15 **SECTION 2.** In Colorado Revised Statutes, **amend 26-7.5-102**
16 as follows:

17 **26-7.5-102. Definitions.** As used in this ~~article~~ ARTICLE 7.5,
18 unless the context otherwise requires:

19 (1) ~~"Domestic abuse" means any act or threatened act of violence,~~
20 ~~including any forceful detention of an individual, which results or~~
21 ~~threatens to result in physical injury and which is committed by a person~~
22 ~~eighteen years of age or older against another person who is a relative or~~
23 ~~who is living in the same domicile~~ "CULTURALLY SPECIFIC PROGRAM"
24 MEANS A PROGRAM OPERATED BY A NONGOVERNMENTAL AGENCY OR
25 TRIBAL ORGANIZATION WITH THE PRIMARY PURPOSE OF PROVIDING
26 CULTURALLY SPECIFIC AND CULTURALLY RESPONSIVE SERVICES BY
27 PROVIDERS FROM DIVERSE CULTURAL BACKGROUNDS TO AMERICAN

1 INDIANS, INCLUDING ALASKA NATIVES, ESKIMOS, AND ALEUTS; ASIAN
2 AMERICANS; NATIVE HAWAIIANS AND OTHER PACIFIC ISLANDERS;
3 BLACKS; HISPANICS; OR ANY UNDERSERVED POPULATION IN ORDER TO
4 ASSIST VICTIMS OF DOMESTIC VIOLENCE AND SEXUAL ASSAULT, WHICH
5 MAY INCLUDE ACTS OF TEEN DATING VIOLENCE OR STALKING.

6 (2) "DOMESTIC VIOLENCE" MEANS AN ACT OR PATTERN OF
7 BEHAVIOR IN WHICH A PERSON USES OR THREATENS TO USE PHYSICAL,
8 SEXUAL, MENTAL, OR EMOTIONAL ABUSE TO CONTROL ANOTHER
9 INDIVIDUAL WITH WHOM THE PERSON IS OR WAS IN AN INTIMATE
10 RELATIONSHIP. ==

11 ~~(2)~~ (3) "Domestic ~~abuse~~ VIOLENCE program" means a culturally
12 and linguistically appropriate community-based or community-oriented
13 program, which may include residential facilities, ~~and which~~ THAT USES
14 VICTIM ADVOCATES, AS DEFINED IN SECTION 13-90-107 (1)(k), AND THAT
15 is operated by ~~a unit of local government~~ or a nongovernmental agency
16 OR FEDERALLY RECOGNIZED INDIAN TRIBE and established pursuant to the
17 criteria set forth in section 26-7.5-103, to assist victims of domestic ~~abuse~~
18 VIOLENCE and their dependents, INCLUDING VICTIMS OF TEEN DATING
19 VIOLENCE OR STALKING.

20 ~~(3)~~ (4) "Nongovernmental agency" means any person, private
21 nonprofit agency, corporation, or other nongovernmental agency.

22 ~~(4)~~ "Unit of local government" ~~means a county, city and county,~~
23 ~~city, town, or municipality.~~

24 (5) "SEXUAL ASSAULT" MEANS ANY ACT OR THREATENED ACT
25 THAT IS SEXUAL IN NATURE OR INTENT, AND CAUSES HARM, INCLUDING
26 SEXUAL HARASSMENT, SEXUAL ABUSE, SEXUAL ASSAULT, AND RAPE.

27 (6) "SEXUAL ASSAULT PROGRAM" MEANS A CULTURALLY AND

1 LINGUISTICALLY APPROPRIATE COMMUNITY-BASED OR
2 COMMUNITY-ORIENTED PROGRAM TO ASSIST VICTIMS OF SEXUAL ASSAULT,
3 WHICH MAY INCLUDE TEEN DATING VIOLENCE OR STALKING, THAT USES
4 VICTIM ADVOCATES, AS DEFINED IN SECTION 13-90-107 (1)(k), AND THAT
5 IS OPERATED BY A NONGOVERNMENTAL AGENCY OR FEDERALLY
6 RECOGNIZED INDIAN TRIBE AND IS ESTABLISHED PURSUANT TO THE
7 CRITERIA SET FORTH IN SECTION 26-7.5-103.

8 (7) "STALKING" MEANS ANY ACT DESCRIBED IN SECTION 18-3-602.

9 (8) "STATE DOMESTIC VIOLENCE OR SEXUAL ASSAULT COALITION"
10 MEANS A COALITION DESIGNATED AS THE STATE DOMESTIC VIOLENCE
11 COALITION BY THE FEDERAL DEPARTMENT OF HEALTH AND HUMAN
12 SERVICES OR DESIGNATED AS THE STATE SEXUAL ASSAULT COALITION BY
13 THE FEDERAL CENTERS FOR DISEASE CONTROL AND PREVENTION.

14 (9) "TEEN DATING VIOLENCE" MEANS:

15 (a) A PATTERN OF BEHAVIOR IN WHICH A PERSON USES OR
16 THREATENS TO USE PHYSICAL, SEXUAL, MENTAL, OR EMOTIONAL ABUSE TO
17 CONTROL ANOTHER PERSON WHO IS IN A DATING RELATIONSHIP WITH THE
18 PERSON, AND ONE OR BOTH PERSONS ARE UNDER EIGHTEEN YEARS OF AGE;
19 OR

20 (b) BEHAVIOR BY WHICH A PERSON USES OR THREATENS TO USE
21 SEXUAL VIOLENCE AGAINST ANOTHER PERSON WHO IS IN A DATING
22 RELATIONSHIP WITH THE PERSON, AND ONE OR BOTH PERSONS ARE UNDER
23 EIGHTEEN YEARS OF AGE.

24 (10) "TRIBAL DOMESTIC VIOLENCE OR SEXUAL ASSAULT
25 COALITION" MEANS A TRIBAL COALITION THAT PROVIDES SERVICES TO
26 VICTIMS OF DOMESTIC VIOLENCE OR SEXUAL ASSAULT AND THAT SATISFIES
27 THE CRITERIA SET FORTH IN 34 U.S.C. SEC. 10441 (d)(2)(A).

1 (11) "UNDERSERVED POPULATION" MEANS A POPULATION THAT
2 FACES BARRIERS IN ACCESSING AND USING VICTIM SERVICES, AND
3 INCLUDES A POPULATION UNDERSERVED BECAUSE OF RELIGION, SEXUAL
4 ORIENTATION, GENDER IDENTITY, RACE OR ETHNICITY, LANGUAGE
5 BARRIERS, DISABILITIES, ALIENAGE, AGE, OR GEOGRAPHIC LOCATION.

6 **SECTION 3.** In Colorado Revised Statutes, **amend 26-7.5-103**
7 as follows:

8 **26-7.5-103. Domestic violence, sexual assault, or culturally**
9 **specific programs - criteria.** (1) A domestic ~~abuse~~ VIOLENCE, SEXUAL
10 ASSAULT, OR CULTURALLY SPECIFIC program established pursuant to this
11 ~~article~~ ARTICLE 7.5 shall provide, but not be limited to:

12 (a) ~~Counseling for persons who are victims of domestic abuse and~~
13 ~~their dependents and for persons who cause domestic abuse~~ DIRECT
14 ADVOCACY OR COUNSELING FOR PERSONS WHO ARE VICTIMS OF DOMESTIC
15 VIOLENCE OR SEXUAL ASSAULT, AND THEIR DEPENDENTS, AND SUPPORT
16 FOR THE VICTIMS' ANIMAL COMPANIONS;

17 (b) ~~Advocacy~~ Programs that assist victims OF DOMESTIC VIOLENCE
18 OR SEXUAL ASSAULT, AND THEIR DEPENDENTS, in obtaining services and
19 information;

20 (c) Educational AND PREVENTION programs ON DOMESTIC
21 VIOLENCE OR SEXUAL ASSAULT designed for both THE community at large
22 and specialized groups such as medical personnel and law enforcement
23 officials.

24 (2) Domestic ~~abuse~~ VIOLENCE, SEXUAL ASSAULT, OR CULTURALLY
25 SPECIFIC programs shall utilize the resources of the community in meeting
26 the personal and family needs of participants.

27 (3) As a part of a domestic ~~abuse~~ VIOLENCE, SEXUAL ASSAULT, OR

1 CULTURALLY SPECIFIC program, a ~~domestic abuse~~ facility may be
2 established to provide residential accommodations to victims of domestic
3 ~~abuse~~ VIOLENCE AND SEXUAL ASSAULT, and their dependents.

4 (4) DOMESTIC VIOLENCE, SEXUAL ASSAULT, AND CULTURALLY
5 SPECIFIC PROGRAMS MAY PARTICIPATE IN, DEVELOP, IMPLEMENT, OR
6 ENHANCE COORDINATED COMMUNITY RESPONSE TEAMS, SEXUAL ASSAULT
7 RESPONSE TEAMS, OR SIMILAR COORDINATED COMMUNITY RESPONSES TO
8 DOMESTIC VIOLENCE AND SEXUAL ASSAULT.

9 **SECTION 4.** In Colorado Revised Statutes, **amend** 26-7.5-104
10 as follows:

11 **26-7.5-104. Community domestic violence, sexual assault, or**
12 **culturally specific programs - contracts with state department - rules**
13 **and regulations.** (1) The executive director may enter into contracts or
14 agreements for services with any ~~unit of local government or~~
15 nongovernmental agency ~~which~~ OR FEDERALLY RECOGNIZED INDIAN
16 TRIBE THAT has established and ~~which~~ THAT operates a community
17 domestic ~~abuse~~ VIOLENCE, SEXUAL ASSAULT, OR CULTURALLY SPECIFIC
18 program ~~or with a unit of local government or nongovernmental agency~~
19 ~~which has subcontracted with a nongovernmental agency~~ for domestic
20 ~~abuse~~ VIOLENCE OR SEXUAL ASSAULT program services.

21 (2) (a) The state department shall establish, by rule, and enforce
22 standards and regulations for all domestic ~~abuse~~ VIOLENCE, SEXUAL
23 ASSAULT, OR CULTURALLY SPECIFIC programs established pursuant to this
24 ~~article~~ ARTICLE 7.5 and shall require that each ~~such~~ domestic ~~abuse~~
25 VIOLENCE, SEXUAL ASSAULT, OR CULTURALLY SPECIFIC program meets
26 approved minimum standards as established by rule.

27 (b) ~~The standards and regulations established by the state~~

1 ~~department shall require, at a minimum, each domestic abuse program to~~
2 ~~request information from each client served by the program concerning~~
3 ~~the relationship of the client to the alleged perpetrator of the domestic~~
4 ~~abuse. The standards and regulations shall require each domestic abuse~~
5 ~~program to report such information to the state department.~~

6 **SECTION 5.** In Colorado Revised Statutes, **add** 26-7.5-104.5 as
7 follows:

8 **26-7.5-104.5. Domestic violence and sexual assault coalitions**
9 **- contracts - duties - coalition agreements with programs.** (1) THE

10 STATE DEPARTMENT MAY ENTER INTO A CONTRACT OR AGREEMENT WITH
11 A STATE OR TRIBAL DOMESTIC VIOLENCE OR SEXUAL ASSAULT COALITION,
12 REFERRED TO IN THIS SECTION AS A "COALITION", FOR PROGRAM SERVICES
13 AND OTHER SERVICES DESCRIBED IN THIS SECTION.

14
15 (2) A COALITION THAT ENTERS INTO A CONTRACT OR AGREEMENT
16 WITH THE DEPARTMENT SHALL, AT A MINIMUM, PROVIDE TRAINING AND
17 TECHNICAL ASSISTANCE FOR DOMESTIC VIOLENCE, SEXUAL ASSAULT, OR
18 CULTURALLY SPECIFIC PROGRAMS AND OTHER NONGOVERNMENTAL AND
19 GOVERNMENTAL SERVICE PROVIDERS.

20 (3) A COALITION THAT ENTERS INTO A CONTRACT OR AGREEMENT
21 WITH THE DEPARTMENT MAY:

22 (a) PARTICIPATE IN SYSTEMS ADVOCACY, INCLUDING BUT NOT
23 LIMITED TO REPRESENTING THE NEEDS OF DOMESTIC VIOLENCE, SEXUAL
24 ASSAULT, OR CULTURALLY SPECIFIC PROGRAMS AND VICTIMS OF DOMESTIC
25 VIOLENCE OR SEXUAL ASSAULT ON STATE BOARDS, COMMITTEES, TASK
26 FORCES, AND WORKGROUPS;

27 (b) DEVELOP AND IMPLEMENT POLICIES TO IMPROVE THE RESPONSE

1 TO AND PREVENTION OF DOMESTIC VIOLENCE OR SEXUAL ASSAULT; AND

2 (c) CONDUCT STATEWIDE COMMUNITY OUTREACH AND PUBLIC
3 EDUCATION RELATED TO DOMESTIC VIOLENCE OR SEXUAL ASSAULT.

4 (4) A COALITION MAY SUBCONTRACT WITH A NONGOVERNMENTAL
5 AGENCY OR FEDERALLY RECOGNIZED INDIAN TRIBE THAT OPERATES A
6 COMMUNITY DOMESTIC VIOLENCE, SEXUAL ASSAULT, OR CULTURALLY
7 SPECIFIC PROGRAM TO PROVIDE PROGRAM SERVICES.

8 **SECTION 6.** In Colorado Revised Statutes, 26-7.5-105, **amend**
9 (1); and **add** (4) as follows:

10 **26-7.5-105. Funding of domestic violence, sexual assault, or**
11 **culturally specific programs - funding coalitions- state domestic**
12 **violence and sexual assault services fund - repeal.** (1) (a) ~~Any~~ THE
13 STATE DEPARTMENT SHALL, SUBJECT TO AVAILABLE APPROPRIATIONS,
14 REIMBURSE A nongovernmental agency or ~~unit of local government~~
15 FEDERALLY RECOGNIZED INDIAN TRIBE operating a domestic ~~abuse~~
16 VIOLENCE, SEXUAL ASSAULT, OR CULTURALLY SPECIFIC program OR A
17 STATE OR TRIBAL DOMESTIC VIOLENCE OR SEXUAL ASSAULT COALITION
18 pursuant to this ~~article shall, subject to available appropriations, be~~
19 ~~reimbursed by the state department~~ ARTICLE 7.5. at a rate to be set by the
20 general assembly in the annual appropriation bill. Not less than
21 seventy-five percent of all contract funding under this ~~article shall~~
22 ARTICLE 7.5 MUST be allocated to nongovernmental agencies.

23 (b) Money generated from fees collected pursuant to part 1 of
24 article 2 of title 14 and article 15 of title 14 or transferred pursuant to
25 section 13-32-101 (5)(a)(X) or (5)(b)(II) ~~shall~~ MUST be used to reimburse
26 domestic ~~abuse~~ VIOLENCE, SEXUAL ASSAULT, OR CULTURALLY SPECIFIC
27 programs that provide services as provided in section 26-7.5-103 to

1 persons or their families, which persons are married, separated, or
2 divorced or parties to a civil union or an invalidated, legally separated, or
3 dissolved civil union.

4 (4) (a) THE STATE DOMESTIC VIOLENCE AND SEXUAL ASSAULT
5 SERVICES FUND IS CREATED IN THE STATE TREASURY, AND IS REFERRED TO
6 IN THIS SUBSECTION (4) AS THE "FUND". THE FUND CONSISTS OF MONEY
7 TRANSFERRED TO THE FUND PURSUANT TO SUBSECTION (4)(b) OF THIS
8 SECTION. MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE
9 STATE DEPARTMENT FOR ANY PURPOSE DESCRIBED IN THIS ARTICLE 7.5
10 THAT CONFORMS WITH THE ALLOWABLE PURPOSES SET FORTH IN THE
11 FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2.

12 (b) WITHIN THREE DAYS AFTER THE EFFECTIVE DATE OF THIS
13 SECTION, THE STATE TREASURER SHALL TRANSFER SIX MILLION DOLLARS
14 TO THE FUND FROM THE BEHAVIORAL AND MENTAL HEALTH CASH FUND,
15 CREATED IN SECTION 24-75-230.

16 (c) THE STATE DEPARTMENT AND EACH RECIPIENT OF MONEY FROM
17 THE FUND SHALL COMPLY WITH THE COMPLIANCE, REPORTING,
18 RECORD-KEEPING, AND PROGRAM EVALUATION REQUIREMENTS
19 ESTABLISHED BY THE OFFICE OF STATE PLANNING AND BUDGETING AND
20 THE STATE CONTROLLER IN ACCORDANCE WITH SECTION 24-75-226 (5).

21 (d) THE STATE DEPARTMENT SHALL ANNUALLY PUBLISH ON ITS
22 WEBSITE:

23 (I) FOR EACH ORGANIZATION THAT RECEIVES FUNDING PURSUANT
24 TO THIS ARTICLE 7.5, THE NAME OF THE ORGANIZATION, AMOUNT OF THE
25 FUNDING RECEIVED, THE NUMBER AND TYPES OF CRIMES FOR WHICH
26 VICTIMS ARE SERVED, AND THE SERVICES PROVIDED WITH THE FUNDING;

27 (II) THE FOLLOWING INFORMATION FROM ORGANIZATIONS THAT

1 RECEIVE FUNDING, IN AGGREGATE: THE NUMBER AND TYPES OF CRIMES
2 FOR WHICH VICTIMS ARE SERVED; THE TYPES OF SERVICES PROVIDED; AND
3 THE GENDER, RACE AND ETHNICITY, AND OTHER AVAILABLE DEMOGRAPHIC
4 INFORMATION OF CLIENTS SERVED WITH THE FUNDING; AND

5 (III) TO THE EXTENT KNOWN, AND IN AGGREGATE FORM, THE
6 GENDER, RACIAL AND ETHNIC MAKEUP, AND OTHER DEMOGRAPHIC
7 INFORMATION OF THE STAFF AND BOARD OF DIRECTORS, IF APPLICABLE, OF
8 ORGANIZATIONS THAT RECEIVE FUNDING. THE STATE DEPARTMENT SHALL
9 MAKE ITS BEST EFFORT TO COLLECT THE INFORMATION DESCRIBED IN THIS
10 SUBSECTION (4)(d)(III).

11 (e) THIS SUBSECTION (4) IS REPEALED, EFFECTIVE JULY 1, 2027.

12 SECTION 7. In Colorado Revised Statutes, **add 24-33.5-505.5**
13 as follows:

14 **24-33.5-505.5. Colorado crime victim services fund - creation**
15 **- uses - applications for grants - legislative declaration - repeal.**

16 (1) THE GENERAL ASSEMBLY FINDS AND DECLARES THAT:

17 (a) A SIGNIFICANT NUMBER OF VIOLENT CRIMES INCLUDING
18 HOMICIDE, ASSAULTS, ADULT AND CHILD SEXUAL ASSAULTS, STALKING,
19 VEHICULAR DEATHS, CHILD ABUSE, ROBBERIES, CRIMES AGAINST AT-RISK
20 PERSONS, AND INCIDENTS OF GUN VIOLENCE OCCUR WITHIN COLORADO;

21 (b) ALL VICTIMS OF CRIME, INCLUDING MARGINALIZED
22 COMMUNITIES SUCH AS IMMIGRANTS, YOUNG PEOPLE OF COLOR, PEOPLE
23 WITH DISABILITIES, AND LGBTQIA+ INDIVIDUALS, MAY NEED A VARIETY
24 OF SERVICES FROM BOTH COMMUNITY-BASED ADVOCATES AND
25 SYSTEM-BASED ADVOCATES AS PART OF EACH VICTIM'S INDIVIDUAL
26 RECOVERY. CRIME VICTIM SERVICES ARE NEEDED AS PART OF THE INITIAL
27 CRISIS RESPONSE, AT THE BEGINNING OF A VICTIM'S HEALING, AND IN

1 LONG-TERM HEALING.

2 (c) PEOPLE OF COLOR HAVE MUCH HIGHER RATES OF VIOLENT
3 CRIME VICTIMIZATION;

4 (d) BECAUSE OF THE HIGHER VICTIMIZATION RATES FOR
5 MARGINALIZED COMMUNITIES, INCLUDING PEOPLE OF COLOR, AND
6 BECAUSE THESE COMMUNITIES HAVE BEEN UNDERSERVED, IT IS THE
7 INTENT OF THE GENERAL ASSEMBLY TO IMPROVE ACCESS TO SERVICES FOR
8 MARGINALIZED COMMUNITIES, INCLUDING VICTIMS OF COLOR; AND

9 (e) IN A CONTINUED EFFORT TO PROMOTE INCREASED DIVERSITY
10 AMONG THE FUNDED VICTIM SERVICE ORGANIZATIONS, IT IS THE INTENT OF
11 THE GENERAL ASSEMBLY THAT THE DEPARTMENT OF PUBLIC SAFETY
12 IDENTIFY ADDITIONAL MEASURES TO ADDRESS BARRIERS THAT PEOPLE OF
13 COLOR AND OTHER MARGINALIZED COMMUNITIES FACE IN ACCESSING
14 VICTIM SERVICES.

15 (2) THE COLORADO CRIME VICTIM SERVICES FUND IS CREATED IN
16 THE STATE TREASURY AND REFERRED TO IN THIS SECTION AS THE "FUND".
17 THE FUND CONSISTS OF MONEY TRANSFERRED TO THE FUND PURSUANT TO
18 SUBSECTION (4) OF THIS SECTION AND ANY OTHER MONEY THAT THE
19 GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER TO THE FUND.
20 MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE DIVISION
21 FOR CRIME VICTIM SERVICES GRANTS, AS DESCRIBED IN SUBSECTION (3) OF
22 THIS SECTION.

23 (3) THE DIVISION SHALL AWARD GRANTS FROM THE FUND TO
24 GOVERNMENTAL AGENCIES AND NONPROFIT ORGANIZATIONS THAT
25 PROVIDE SERVICES FOR CRIME VICTIMS, INCLUDING ATTENDING TO THE
26 NEEDS OF ANIMAL COMPANIONS. A GRANT AWARD MAY BE USED TO
27 ENHANCE OR PROVIDE SERVICES FOR CRIME VICTIMS, INCLUDING SERVICES

1 PERMITTED PURSUANT TO THE FEDERAL "AMERICAN RESCUE PLAN ACT OF
2 2021", PUB.L. 117-2. THE DIVISION SHALL AWARD GRANTS FROM THE
3 FUND IN ACCORDANCE WITH THE DIVISION'S PROCESS FOR AWARDING
4 GRANTS DESCRIBED IN SECTION 24-33.5-507.

5 (4) WITHIN THREE DAYS AFTER THE EFFECTIVE DATE OF THIS
6 SECTION, THE STATE TREASURER SHALL TRANSFER THIRTY-TWO MILLION
7 DOLLARS TO THE FUND FROM THE ECONOMIC RECOVERY AND RELIEF CASH
8 FUND, CREATED IN SECTION 24-75-228, AND TRANSFER SIX MILLION
9 DOLLARS TO THE FUND FROM THE GENERAL FUND.

10 (5) (a) THE DIVISION MAY USE UP TO FIVE HUNDRED THOUSAND
11 DOLLARS OF THE MONEY TRANSFERRED TO THE FUND PURSUANT TO
12 SUBSECTION (4) OF THIS SECTION AND UP TO FIVE PERCENT OF ANY OTHER
13 MONEY TRANSFERRED OR APPROPRIATED TO THE FUND FOR DEVELOPMENT
14 AND ADMINISTRATIVE COSTS INCURRED BY THE DIVISION PURSUANT TO
15 THIS SECTION.

16 (b) THE DIVISION AND EACH RECIPIENT OF MONEY FROM THE FUND
17 SHALL COMPLY WITH THE COMPLIANCE, REPORTING, RECORD-KEEPING,
18 AND PROGRAM EVALUATION REQUIREMENTS ESTABLISHED BY THE OFFICE
19 OF STATE PLANNING AND BUDGETING AND THE STATE CONTROLLER IN
20 ACCORDANCE WITH SECTION 24-75-226 (5).

21 (6) THE DIVISION SHALL ANNUALLY PUBLISH ON ITS WEBSITE:

22 (a) FOR EACH ORGANIZATION THAT RECEIVES A GRANT, THE NAME
23 OF THE ORGANIZATION, AMOUNT OF THE GRANT AWARD, THE NUMBER AND
24 TYPES OF CRIMES FOR WHICH VICTIMS ARE SERVED, AND THE SERVICES
25 PROVIDED WITH GRANT MONEY;

26 (b) THE FOLLOWING INFORMATION FROM ORGANIZATIONS THAT
27 RECEIVE A GRANT, IN AGGREGATE: THE NUMBER AND TYPES OF CRIMES

1 FOR WHICH VICTIMS ARE SERVED; THE TYPES OF SERVICES PROVIDED; AND
2 THE GENDER, RACE AND ETHNICITY, AND OTHER AVAILABLE DEMOGRAPHIC
3 INFORMATION OF CLIENTS SERVED WITH A GRANT AWARD; AND

4 (c) TO THE EXTENT KNOWN, AND IN AGGREGATE FORM, THE
5 GENDER, RACIAL AND ETHNIC MAKEUP, AND OTHER DEMOGRAPHIC
6 INFORMATION OF THE STAFF AND BOARD OF DIRECTORS, IF APPLICABLE, OF
7 ORGANIZATIONS THAT RECEIVE A GRANT. THE DIVISION SHALL MAKE ITS
8 BEST EFFORT TO COLLECT THE INFORMATION DESCRIBED IN THIS
9 SUBSECTION (5).

10 (7) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2027.

11 **SECTION 8.** In Colorado Revised Statutes, 24-33.5-507, **amend**
12 (1) as follows:

13 **24-33.5-507. Application for grants.** (1) The division shall
14 accept applications from agencies and organizations requesting grants of
15 ~~moneys~~ MONEY for the following purposes, including, but not limited to,
16 the provision of services, training programs, MASS TRAGEDY RESPONSE,
17 additional personnel, and equipment and operating expenses related to
18 victim assistance and notification programs. The crime victim services
19 advisory board created in section 24-4.1-117.3 (1) shall evaluate the
20 applications and make recommendations to the division.

21 **SECTION 9.** In Colorado Revised Statutes, 24-4.1-117.3, **amend**
22 (2)(c) and (2)(e) as follows:

23 **24-4.1-117.3. Crime victim services advisory board - creation**
24 **- duties.** (2) (c) The term of office for each member of the advisory
25 board shall be IS three years. ~~except that, of the members first appointed,~~
26 ~~six members shall be appointed to serve one-year terms and six members~~
27 ~~shall be appointed to serve two-year terms.~~ A MEMBER SHALL NOT SERVE

1 MORE THAN THREE CONSECUTIVE THREE-YEAR TERMS. A MEMBER OF THE
2 ADVISORY BOARD ON THE EFFECTIVE DATE OF SENATE BILL 22-183,
3 ENACTED IN 2022, WHO HAS SERVED MORE THAN THREE CONSECUTIVE
4 TERMS MAY SERVE THE REMAINDER OF THE MEMBER'S CURRENT TERM,
5 BUT SHALL NOT SERVE A CONSECUTIVE SUBSEQUENT TERM.

6 (e) ~~The executive director shall appoint the initial members of the~~
7 ~~advisory board on or before August 1, 2009.~~ The executive director may
8 ~~reappoint a person to serve an unlimited number of consecutive terms.~~
9 SUBSEQUENT TERMS ON THE ADVISORY BOARD, BUT THE EXECUTIVE
10 DIRECTOR SHALL NOT APPOINT A PERSON TO SERVE MORE THAN THREE
11 CONSECUTIVE TERMS. The executive director shall annually appoint a
12 chairperson of the advisory board who shall preside over the advisory
13 board's meetings.

14 **SECTION 10.** In Colorado Revised Statutes, 24-1.9-102, **amend**
15 (1)(a)(VIII) as follows:

16 **24-1.9-102. Memorandum of understanding - local-level**
17 **interagency oversight groups - individualized service and support**
18 **teams - coordination of services for children and families -**
19 **requirements - waiver.** (1) (a) Local representatives of each of the
20 agencies specified in this subsection (1)(a) and county departments of
21 human or social services may enter into memorandums of understanding
22 that are designed to promote a collaborative system of local-level
23 interagency oversight groups and individualized service and support
24 teams to coordinate and manage the provision of services to children and
25 families who would benefit from integrated multi-agency services. The
26 memorandums of understanding entered into pursuant to this subsection
27 (1) must be between interested county departments of human or social

1 services and local representatives of each of the following agencies or
2 entities:

3 (VIII) A domestic ~~abuse~~ VIOLENCE program as defined in section
4 26-7.5-102, ~~C.R.S.~~, if representation from such a program is available.

5 **SECTION 11.** In Colorado Revised Statutes, 14-15-107, **amend**
6 (5)(k) as follows:

7 **14-15-107. Rights, benefits, protections, duties, obligations,**
8 **responsibilities, and other incidents of parties to a civil union. (5)**
9 Rights, benefits, protections, duties, obligations, responsibilities, and
10 other incidents under law as are granted to or imposed upon spouses, that
11 apply in like manner to parties to a civil union under this section, include
12 but are not limited to:

13 (k) Domestic ~~abuse~~ VIOLENCE programs pursuant to article 7.5 of
14 title 26, ~~C.R.S.~~; emergency protection orders pursuant to section
15 13-14-103, ~~C.R.S.~~; and the right to receive the protections and programs
16 specified in part 8 of article 6 of title 18; ~~C.R.S.~~;

17 **SECTION 12.** In Colorado Revised Statutes, 26-1-201, **amend**
18 (1)(j) as follows:

19 **26-1-201. Programs administered - services provided -**
20 **department of human services. (1)** This section specifies the programs
21 to be administered and the services to be provided by the department of
22 human services. These programs and services include the following:

23 (j) The domestic ~~abuse~~ VIOLENCE, SEXUAL ASSAULT, OR
24 CULTURALLY SPECIFIC programs, as specified in article 7.5 of this title;

25 **SECTION 13.** In Colorado Revised Statutes, 24-4.2-103, **add**
26 (1.8) as follows:

27 **24-4.2-103. Victims and witnesses assistance and law**

1 **enforcement fund - control of fund.** (1.8) (a) WITHIN THREE DAYS
2 AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (1.8), THE STATE
3 TREASURER SHALL TRANSFER THREE MILLION DOLLARS TO THE FUND FROM
4 THE ECONOMIC RECOVERY AND RELIEF CASH FUND CREATED IN SECTION
5 24-75-228 FOR DISTRIBUTION TO DISTRICT ATTORNEYS' OFFICES FOR
6 VICTIMS AND WITNESSES PROGRAMS AND PURPOSES DESCRIBED IN
7 SECTIONS 24-4.2-103 AND 24-4.2-105. THE OFFICE OF THE STATE COURT
8 ADMINISTRATOR SHALL, IN CONSULTATION WITH THE DIVISION OF
9 CRIMINAL JUSTICE AND THE VICTIMS AND WITNESS ASSISTANCE AND LAW
10 ENFORCEMENT PROGRAM ADMINISTRATORS IN EACH JUDICIAL DISTRICT,
11 DISTRIBUTE THE MONEY TRANSFERRED PURSUANT TO THIS SUBSECTION
12 (1.8) BASED ON NEED.

13 (b) THE JUDICIAL DEPARTMENT AND EACH RECIPIENT OF MONEY
14 FROM THE FUND SHALL COMPLY WITH THE COMPLIANCE, REPORTING,
15 RECORD-KEEPING, AND PROGRAM EVALUATION REQUIREMENTS
16 ESTABLISHED BY THE OFFICE OF STATE PLANNING AND BUDGETING AND
17 THE STATE CONTROLLER IN ACCORDANCE WITH SECTION 24-75-226 (5).

18 (c) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (4) OF
19 THIS SECTION, A DISTRICT ATTORNEY'S OFFICE MAY USE UP TO TEN
20 PERCENT OF ANY MONEY DISTRIBUTED PURSUANT TO THIS SUBSECTION
21 (1.8) FOR DEVELOPMENT AND ADMINISTRATIVE COSTS INCURRED BY THE
22 DISTRICT ATTORNEY'S OFFICE PURSUANT TO THIS SECTION.

23 (d) THE REQUIREMENTS SET FORTH IN SECTION 24-4.2-105 (1) DO
24 NOT APPLY TO THIS SUBSECTION (1.8).

25 **SECTION 14.** In Colorado Revised Statutes, 25-20.5-801,
26 **amend** (9)(e); and **add** (10) as follows:

27 **25-20.5-801. Community crime victims grant program -**

1 **created - cash fund - repeal.** (9) (e) The state treasurer shall transfer all
2 unexpended and unencumbered money in the fund on **September 1, 2023**
3 **SEPTEMBER 1, 2024**, to the general fund.

4 (10) (a) ON JULY 1, 2022, THE STATE TREASURER SHALL TRANSFER
5 ONE MILLION DOLLARS FROM THE GENERAL FUND TO THE COMMUNITY
6 CRIME VICTIMS GRANT PROGRAM CASH FUND CREATED IN SUBSECTION (9)
7 OF THIS SECTION.

8 (b) THIS SUBSECTION (10) IS REPEALED, EFFECTIVE JULY 1, 2023.

9 **SECTION 15.** In Colorado Revised Statutes, 24-75-228, add
10 (2)(b)(III) as follows:

11 **24-75-228. Economic recovery and relief cash fund - creation**
12 **- allowable uses - interim task force - report - legislative declaration**
13 **- definitions - repeal.** (2) (b) In addition to the uses set forth in
14 subsection (2)(a) of this section:

15 (III) MONEY FROM THE FUND MAY BE USED FOR DOMESTIC
16 VIOLENCE, SEXUAL ASSAULT, OR CULTURALLY SPECIFIC PROGRAMS
17 DESCRIBED IN ARTICLE 7.5 OF TITLE 26; CRIME VICTIM SERVICES FUNDED
18 THROUGH THE COLORADO CRIME VICTIM SERVICES FUND ESTABLISHED IN
19 SECTION 24-33.5-505.5; AND SERVICES FUNDED THROUGH THE VICTIMS
20 AND WITNESSES ASSISTANCE AND LAW ENFORCEMENT FUND DESCRIBED IN
21 SECTION 24-4.2-103.

22 **SECTION 16.** In Session Laws of Colorado 2021, section 9 of
23 chapter 291, **amend** (5) and (8) as follows:

24 Section 9. **Appropriation.** (5) For the 2021-22 state fiscal year,
25 \$1,500,000 is appropriated to the department of public safety for use by
26 the division of criminal justice. This appropriation is from reappropriated
27 funds in the victims assistance and law enforcement fund under

1 subsection (4) of this section. To implement this act, the division may use
2 this appropriation for the state victims assistance and law enforcement
3 program. ANY MONEY APPROPRIATED IN THIS SUBSECTION (5) NOT
4 EXPENDED PRIOR TO JULY 1, 2022, IS FURTHER APPROPRIATED TO THE
5 DEPARTMENT FOR THE 2022-23 AND 2023-24 STATE FISCAL YEARS FOR
6 THE SAME PURPOSE.

7 (8) For the 2021-22 state fiscal year, \$4,750,000 is appropriated
8 to the department of human services for use by the office of self
9 sufficiency. This appropriation is from reappropriated funds in the
10 Colorado domestic abuse program fund under subsection (7) of this
11 section. To implement this act, the office may use this appropriation for
12 the domestic abuse program. ANY MONEY APPROPRIATED IN THIS
13 SUBSECTION (8) NOT EXPENDED PRIOR TO JULY 1, 2022, IS FURTHER
14 APPROPRIATED TO THE DEPARTMENT FOR THE 2022-23 AND 2023-24 STATE
15 FISCAL YEARS FOR THE SAME PURPOSE.

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