

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

**INTRODUCED**

LLS NO. 23-0076.01 Conrad Imel x2313

**HOUSE BILL 23-1107**

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**HOUSE SPONSORSHIP**

**Duran and Pugliese,**

**SENATE SPONSORSHIP**

**Gardner and Winter F.,**

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**House Committees**  
Judiciary

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING FUNDING FOR CRIME VICTIM SERVICES.**

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**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 requires the general assembly to annually appropriate, at a minimum, the following amounts for crime victim services, in addition to other statutorily required appropriations:

- \$3 million to the victims and witnesses assistance and law enforcement fund for allocation to judicial districts;
- \$4.5 million to the state victims assistance and law enforcement fund; and
- \$7.5 million to the state domestic violence and sexual

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

assault services fund for domestic violence, sexual assault, or culturally specific programs.

The general assembly is permitted to appropriate less than \$3 million to the victims and witnesses assistance and law enforcement fund for allocation to judicial districts and instead appropriate that money to the Colorado crime victim services fund or the state victims assistance and law enforcement fund.

Under existing law, the Colorado crime victim services fund and the state domestic violence and sexual assault services fund are scheduled for repeal in 2027. The bill continues both funds indefinitely.

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

**SECTION 1.** In Colorado Revised Statutes, 24-4.2-103, **amend** (1.5) as follows:

**24-4.2-103. Victims and witnesses assistance and law enforcement fund - control of fund - appropriation.** (1.5) (a) In addition to the money paid into the fund pursuant to subsection (1) of this section, the fund consists of money paid pursuant to section 17-27-104 (4)(b)(IV), money transferred from the marijuana tax cash fund pursuant to section 39-28.8-501 (4.9)(c), and any other money that the general assembly may appropriate or transfer to the fund.

(b) (I) EXCEPT AS DESCRIBED IN SUBSECTION (1.5)(b)(II) OF THIS SECTION, FOR STATE FISCAL YEAR 2023-24 AND FOR EACH STATE FISCAL YEAR THEREAFTER, IN ADDITION TO ANY OTHER MONEY PAID INTO THE FUND PURSUANT TO THIS SECTION, THE GENERAL ASSEMBLY SHALL APPROPRIATE AT LEAST THREE MILLION DOLLARS TO THE FUND FOR ANY ALLOWABLE USE OF THE FUND. THE OFFICE OF THE STATE COURT ADMINISTRATOR SHALL, IN CONSULTATION WITH THE DIVISION OF CRIMINAL JUSTICE WITHIN THE DEPARTMENT OF PUBLIC SAFETY AND WITH THE VICTIMS AND WITNESSES ASSISTANCE AND LAW ENFORCEMENT PROGRAM ADMINISTRATOR IN EACH JUDICIAL DISTRICT, DISTRIBUTE THE

1 MONEY APPROPRIATED PURSUANT TO THIS SUBSECTION (1.5)(b) BASED ON  
2 NEED.

3 (II) BEGINNING IN STATE FISCAL YEAR 2024-25, THE GENERAL  
4 ASSEMBLY MAY APPROPRIATE LESS THAN THE AMOUNT REQUIRED  
5 PURSUANT TO SUBSECTION (1.5)(b)(I) OF THIS SECTION FOR A STATE  
6 FISCAL YEAR AND INSTEAD APPROPRIATE THE DIFFERENCE BETWEEN THE  
7 AMOUNT ACTUALLY APPROPRIATED AND THE MINIMUM AMOUNT REQUIRED  
8 IN SUBSECTION (1.5)(b)(I) OF THIS SECTION TO THE FOLLOWING FUNDS:  
9 THE COLORADO CRIME VICTIM SERVICES FUND CREATED IN SECTION  
10 24-33.5-505.5, THE VICTIMS ASSISTANCE AND LAW ENFORCEMENT FUND  
11 CREATED IN SECTION 24-33.5-506, OR A COMBINATION OF BOTH FUNDS.

12 (III) IN DETERMINING WHETHER TO REDUCE THE APPROPRIATION  
13 PURSUANT TO SUBSECTION (1.5)(b)(II) OF THIS SECTION, THE GENERAL  
14 ASSEMBLY SHALL CONSIDER THE RECOMMENDATION OF THE DEPARTMENT  
15 OF PUBLIC SAFETY SUBMITTED PURSUANT TO SECTION 24-33.5-506  
16 (1.5)(d)(II).

17 **SECTION 2.** In Colorado Revised Statutes, 24-33.5-505.5,  
18 **amend** (3), (4), (5)(b), and (7) as follows:

19 **24-33.5-505.5. Colorado crime victim services fund - creation**  
20 **- uses - applications for grants - legislative declaration - repeal.**

21 (3) The division shall award grants from the fund to governmental  
22 agencies and nonprofit organizations that provide services for crime  
23 victims, including attending to the needs of animal companions. A grant  
24 award may be used to enhance or provide services for crime victims.  
25 ~~including services permitted pursuant to the federal "American Rescue~~  
26 ~~Plan Act of 2021", Pub.L. 117-2.~~ The division shall award grants from the  
27 fund in accordance with the division's process for awarding grants

1 described in section 24-33.5-507.

2 (4) Within three days after May 19, 2022, the state treasurer shall  
3 transfer thirty-two million dollars to the fund from the economic recovery  
4 and relief cash fund, created in section 24-75-228, and transfer six million  
5 dollars to the fund from the general fund. THE MONEY TRANSFERRED TO  
6 THE FUND THAT ORIGINATES FROM MONEY THE STATE RECEIVED FROM THE  
7 FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUND MAY ONLY BE  
8 USED FOR SERVICES PERMITTED PURSUANT TO THE FEDERAL "AMERICAN  
9 RESCUE PLAN ACT OF 2021", PUB.L. 117-2.

10 (5) (b) The division and each recipient of money from the fund  
11 THAT ORIGINATES FROM MONEY THE STATE RECEIVED FROM THE FEDERAL  
12 CORONAVIRUS STATE FISCAL RECOVERY FUND shall comply with the  
13 compliance, reporting, record-keeping, and program evaluation  
14 requirements established by the office of state planning and budgeting  
15 and the state controller in accordance with section 24-75-226 (5).

16 (7) ~~This section is~~ SUBSECTIONS (4) AND (5)(b) OF THIS SECTION  
17 ARE repealed, effective July 1, 2027.

18 **SECTION 3.** In Colorado Revised Statutes, 24-33.5-506, **add**  
19 (1.5)(d) as follows:

20 **24-33.5-506. Victims assistance and law enforcement fund -**  
21 **creation - appropriation.** (1.5) (d) (I) FOR STATE FISCAL YEAR 2023-24  
22 AND FOR EACH STATE FISCAL YEAR THEREAFTER, IN ADDITION TO ANY  
23 OTHER MONEY PAID INTO THE FUND PURSUANT TO THIS SECTION, THE  
24 GENERAL ASSEMBLY SHALL APPROPRIATE AT LEAST FOUR MILLION FIVE  
25 HUNDRED THOUSAND DOLLARS TO THE FUND FOR THE PROGRAMS AND  
26 PURPOSES DESCRIBED IN SUBSECTION (1) OF THIS SECTION.

27 (II) BEGINNING WITH ITS ANNUAL BUDGET REQUEST TO THE

1 GENERAL ASSEMBLY FOR STATE FISCAL YEAR 2024-25, THE DEPARTMENT  
2 SHALL INCLUDE IN ITS REQUEST A RECOMMENDATION OF WHETHER THE  
3 GENERAL ASSEMBLY SHOULD, AS PERMITTED IN SECTION 24-4.2-103  
4 (1.5)(b)(II), REDUCE THE APPROPRIATION TO THE LOCAL VICTIMS AND  
5 WITNESSES ASSISTANCE AND LAW ENFORCEMENT FUND AND APPROPRIATE  
6 ADDITIONAL MONEY TO THE FUND CREATED IN THIS SECTION OR THE  
7 COLORADO CRIME VICTIM SERVICES FUND CREATED IN SECTION  
8 24-33.5-505.5. IN MAKING ITS RECOMMENDATION, THE DEPARTMENT  
9 SHALL CONSIDER ANY REDUCTION IN REVENUE TO THE FUND CREATED IN  
10 THIS SECTION CAUSED BY REDUCED FEE REVENUE AND THE NEED TO FUND  
11 CRIME VICTIM SERVICES GRANTS FROM THE COLORADO CRIME VICTIM  
12 SERVICES FUND.

13 **SECTION 4.** In Colorado Revised Statutes, 26-7.5-105, **amend**  
14 (4)(a), (4)(b), (4)(c), and (4)(e); and **add** (c.5) as follows:

15 **26-7.5-105. Funding of domestic violence, sexual assault, or**  
16 **culturally specific programs - funding coalitions - state domestic**  
17 **violence and sexual assault services fund - appropriation - repeal.**

18 (4) (a) The state domestic violence and sexual assault services fund is  
19 created in the state treasury and is referred to in this subsection (4) as the  
20 "fund". The fund consists of money transferred to the fund pursuant to  
21 subsection (4)(b) of this section AND ANY OTHER MONEY APPROPRIATED  
22 OR TRANSFERRED INTO THE FUND. Money in the fund is continuously  
23 appropriated to the state department for any purpose described in this  
24 article 7.5. ~~that conforms with the allowable purposes set forth in the~~  
25 ~~federal "American Rescue Plan Act of 2021", Pub.L. 117-2.~~

26 (b) Within three days after May 19, 2022, the state treasurer shall  
27 transfer six million dollars to the fund from the behavioral and mental

1 health cash fund, created in section 24-75-230. NOTWITHSTANDING  
2 SUBSECTION (4)(a) OF THIS SECTION, THE MONEY TRANSFERRED TO THE  
3 FUND PURSUANT TO THIS SUBSECTION (4)(b) THAT ORIGINATES FROM  
4 MONEY THE STATE RECEIVED FROM THE FEDERAL CORONAVIRUS STATE  
5 FISCAL RECOVERY FUND MAY ONLY BE USED FOR A PURPOSE DESCRIBED IN  
6 THIS ARTICLE 7.5 THAT CONFORMS WITH THE ALLOWABLE PURPOSES SET  
7 FORTH IN THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L.  
8 117-2.

9 (c) The state department and each recipient of money from the  
10 fund THAT ORIGINATES FROM MONEY THE STATE RECEIVED FROM THE  
11 FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUND shall comply with  
12 the compliance, reporting, record-keeping, and program evaluation  
13 requirements established by the office of state planning and budgeting  
14 and the state controller in accordance with section 24-75-226 (5).

15 (c.5) FOR STATE FISCAL YEAR 2023-24 AND FOR EACH STATE  
16 FISCAL YEAR THEREAFTER, THE GENERAL ASSEMBLY SHALL APPROPRIATE  
17 AT LEAST SEVEN MILLION FIVE HUNDRED THOUSAND DOLLARS TO THE  
18 FUND.

19 (e) ~~This subsection (4) is~~ SUBSECTIONS (4)(b) AND (4)(c) OF THIS  
20 SECTION ARE repealed, effective July 1, 2027.

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