

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

PREAMENDED

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

LLS NO. 23-0076.01 Conrad Imel x2313

HOUSE BILL 23-1107

HOUSE SPONSORSHIP

Duran and Pugliese,

SENATE SPONSORSHIP

Gardner and Winter F.,

House Committees

Judiciary
Appropriations

Senate Committees

A BILL FOR AN ACT

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

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.

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

2  **SECTION 1.** In Colorado Revised Statutes, 24-33.5-505.5,
3 **amend** (3), (4), (5)(b), and (7) as follows:

4 **24-33.5-505.5. Colorado crime victim services fund - creation**
5 **- uses - applications for grants - legislative declaration - repeal.**

6 (3) The division shall award grants from the fund to governmental
7 agencies and nonprofit organizations that provide services for crime
8 victims, including attending to the needs of animal companions. A grant
9 award may be used to enhance or provide services for crime victims.
10 ~~including services permitted pursuant to the federal "American Rescue~~
11 ~~Plan Act of 2021", Pub.L. 117-2.~~ The division shall award grants from the
12 fund in accordance with the division's process for awarding grants
13 described in section 24-33.5-507.

14 (4) Within three days after May 19, 2022, the state treasurer shall
15 transfer thirty-two million dollars to the fund from the economic recovery
16 and relief cash fund, created in section 24-75-228, and transfer six million
17 dollars to the fund from the general fund. THE MONEY TRANSFERRED TO
18 THE FUND THAT ORIGINATES FROM MONEY THE STATE RECEIVED FROM THE
19 FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUND MAY ONLY BE
20

1 USED FOR SERVICES PERMITTED PURSUANT TO THE FEDERAL "AMERICAN
2 RESCUE PLAN ACT OF 2021", PUB.L. 117-2.

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

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10 ARE repealed, effective July 1, 2027.

11

12 **SECTION 2.** In Colorado Revised Statutes, 26-7.5-105, **amend**
13 (4)(a), (4)(b), (4)(c), and (4)(e); and **add** (c.5) as follows:

14 **26-7.5-105. Funding of domestic violence, sexual assault, or**
15 **culturally specific programs - funding coalitions - state domestic**
16 **violence and sexual assault services fund - appropriation - repeal.**

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

25 (b) Within three days after May 19, 2022, the state treasurer shall
26 transfer six million dollars to the fund from the behavioral and mental
27 health cash fund, created in section 24-75-230. NOTWITHSTANDING

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

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

14 (c.5) FOR STATE FISCAL YEAR 2024-25 THE GENERAL ASSEMBLY
15 SHALL APPROPRIATE AT LEAST THREE MILLION DOLLARS TO THE FUND.

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

18 **SECTION 3.** In Colorado Revised Statutes, 24-32-120, **add**
19 (1)(c)(V) as follows:

20 **24-32-120. Justice reinvestment crime prevention initiative -**
21 **program - rules - cash funds - reports - repeal.** (1) (c) (V) (A) ON
22 JULY 1, 2024, THE STATE TREASURER SHALL TRANSFER ALL UNEXPENDED
23 AND UNENCUMBERED MONEY IN THE FUND TO THE STATE DOMESTIC
24 VIOLENCE AND SEXUAL ASSAULT SERVICES FUND CREATED IN SECTION
25 26-7.5-105 (4).

26 **SECTION 4.** In Colorado Revised Statutes, 25-20.5-801, **amend**
27 (9)(e) as follows:

1 **25-20.5-801. Community crime victims grant program -**
2 **created - cash fund - repeal.** (9) (e) The state treasurer shall transfer all
3 unexpended and unencumbered money in the fund on ~~September 1, 2024,~~
4 **AUGUST 31, 2023,** to the general fund.

5 **SECTION 5. Effective date.** This act takes effect upon passage;
6 except that section 4 of this act takes effect only if Senate Bill 23-160
7 does not become law.

8 **SECTION 6. Safety clause.** The general assembly hereby finds,
9 determines, and declares that this act is necessary for the immediate
10 preservation of the public peace, health, or safety.