

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

REVISED

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

LLS NO. 23-0243.02 Jacob Baus x2173

SENATE BILL 23-193

SENATE SPONSORSHIP

Fields and Pelton B., Baisley, Bridges, Buckner, Coleman, Cutter, Exum, Gardner, Gonzales, Hansen, Hinrichsen, Lundeen, Marchman, Mullica, Pelton R., Priola, Rich, Roberts, Sullivan, Van Winkle, Winter F., Zenzinger

HOUSE SPONSORSHIP

Weissman and Pugliese,

Senate Committees
Judiciary

House Committees
Judiciary

A BILL FOR AN ACT

101 **CONCERNING VICTIM NOTIFICATION MATTERS RELATED TO CRIMINAL**
102 **PROCEEDINGS.**

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>.)

If the adult or juvenile parole board decides to discharge a parolee early, the bill requires the parole boards to set the date of discharge at least 15 days after notice is provided to the victim of the discharge or at least 15 days after the decision to grant early discharge if the victim chose not to receive victim notifications.

The bill requires victim notifications to be communicated in plain

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.

HOUSE
2nd Reading Unamended
April 25, 2023

SENATE
3rd Reading Unamended
April 10, 2023

SENATE
2nd Reading Unamended
April 6, 2023

and easy-to-understand language and in a manner intended to increase the likelihood of the victim's attention to the notice.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 17-2-215.5 as
3 follows:

4 **17-2-215.5. Notification requirements.** USING
5 RECOMMENDATIONS FROM VICTIM ADVOCATES, THE DEPARTMENT SHALL
6 ENSURE THE INFORMATION REQUIRED BY SECTIONS 17-2-214 AND
7 17-2-215 IS IN PLAIN AND EASY-TO-UNDERSTAND LANGUAGE. TO THE
8 EXTENT PRACTICABLE, ANY WRITTEN OR ELECTRONIC NOTICE MUST
9 ENSURE THAT INFORMATION ABOUT A PAROLE PROCEEDING, SUBSEQUENT
10 PAROLE PROCEEDING, OR FULL BOARD REVIEW IS PRESENTED
11 PROMINENTLY AND IN A MANNER INTENDED TO INCREASE THE LIKELIHOOD
12 OF THE VICTIM'S ATTENTION TO THE NOTICE.

13 **SECTION 2.** In Colorado Revised Statutes, **add** 17-2-218 as
14 follows:

15 **17-2-218. Suspend early parole supervision discharge for**
16 **victim notification - exception.** (1) IF THE BOARD OF PAROLE DECIDES
17 TO DISCHARGE PAROLE SUPERVISION FOR A PERSON WHO WAS CONVICTED
18 OF ANY OFFENSES DESCRIBED IN SECTION 16-22-102 (9) OR 24-4.1-302 (1)
19 PRIOR TO THE PERSON'S MANDATORY PAROLE SUPERVISION DISCHARGE
20 DATE, THE BOARD SHALL SET THE PERSON'S DATE OF PAROLE SUPERVISION
21 DISCHARGE AT LEAST FIFTEEN DAYS AFTER NOTICE IS PROVIDED TO THE
22 VICTIM OF THE DISCHARGE. IF THE VICTIM ELECTED NOT TO RECEIVE
23 NOTIFICATIONS OTHERWISE REQUIRED BY LAW, THE BOARD SHALL SET THE
24 DATE OF DISCHARGE AT LEAST FIFTEEN DAYS AFTER THE DECISION TO
25 GRANT EARLY DISCHARGE OF PAROLE SUPERVISION.

1 (2) NOTWITHSTANDING SUBSECTION (1) OF THIS SECTION, THE
2 BOARD SHALL NOT SET A PERSON'S DISCHARGE OF PAROLE SUPERVISION
3 DATE LATER THAN THE PERSON'S MANDATORY PAROLE SUPERVISION
4 DISCHARGE DATE.

5 **SECTION 3.** In Colorado Revised Statutes, 19-2.5-1203, **add**
6 (9)(e) as follows:

7 **19-2.5-1203. Juvenile parole - hearing panels - definition.**

8 (9) **Parole discharge.** (e) (I) IF THE BOARD OF PAROLE DECIDES TO
9 DISCHARGE PAROLE SUPERVISION PURSUANT TO THIS SUBSECTION (9) FOR
10 A JUVENILE ADJUDICATED OF ANY OFFENSES DESCRIBED IN SECTION
11 16-22-102 (9) OR 24-4.1-302 (1) PRIOR TO THE JUVENILE'S MANDATORY
12 PAROLE SUPERVISION DISCHARGE DATE, THE BOARD SHALL SET THE
13 JUVENILE'S DATE OF PAROLE SUPERVISION DISCHARGE AT LEAST FIFTEEN
14 DAYS AFTER NOTICE IS PROVIDED TO THE VICTIM OF THE DISCHARGE. IF
15 THE VICTIM ELECTED NOT TO RECEIVE NOTIFICATIONS OTHERWISE
16 REQUIRED BY LAW, THE BOARD SHALL SET THE DATE OF DISCHARGE AT
17 LEAST FIFTEEN DAYS AFTER THE DECISION TO GRANT EARLY DISCHARGE
18 OF PAROLE SUPERVISION.

19 (II) NOTWITHSTANDING SUBSECTION (9)(e)(I) OF THIS SECTION,
20 THE BOARD SHALL NOT SET A JUVENILE'S DISCHARGE OF PAROLE
21 SUPERVISION DATE LATER THAN THE JUVENILE'S MANDATORY PAROLE
22 SUPERVISION DISCHARGE DATE.

23 **SECTION 4.** In Colorado Revised Statutes, 24-4.1-303, **add**
24 (15)(d) as follows:

25 **24-4.1-303. Procedures for ensuring rights of victims of**
26 **crimes.** (15) (d) USING RECOMMENDATIONS FROM VICTIM ADVOCATES,
27 THE PERSON RESPONSIBLE FOR PROVIDING INFORMATION PURSUANT TO

1 THIS SECTION SHALL ENSURE THE INFORMATION REQUIRED IS IN PLAIN AND
2 EASY-TO-UNDERSTAND LANGUAGE. TO THE EXTENT PRACTICABLE, ANY
3 WRITTEN OR ELECTRONIC NOTICE MUST ENSURE THAT INFORMATION
4 ABOUT THE RELEASE, DISCHARGE, TRANSFER, PAROLE, ESCAPE,
5 ABSCONDENCE, OR UNAUTHORIZED ABSENCE OF A PERSON ACCUSED OR
6 CONVICTED OF A CRIME AGAINST THE VICTIM IS PRESENTED PROMINENTLY
7 AND IN A MANNER INTENDED TO INCREASE THE LIKELIHOOD OF THE
8 VICTIM'S ATTENTION TO THE NOTICE.

9 **SECTION 5. Act subject to petition - effective date.** This act
10 takes effect at 12:01 a.m. on the day following the expiration of the
11 ninety-day period after final adjournment of the general assembly; except
12 that, if a referendum petition is filed pursuant to section 1 (3) of article V
13 of the state constitution against this act or an item, section, or part of this
14 act within such period, then the act, item, section, or part will not take
15 effect unless approved by the people at the general election to be held in
16 November 2024 and, in such case, will take effect on the date of the
17 official declaration of the vote thereon by the governor.