

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

ENGROSSED

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

LLS NO. 24-0605.01 Jerry Barry x4341

HOUSE BILL 24-1013

HOUSE SPONSORSHIP

Hartsook and Lukens,

SENATE SPONSORSHIP

Pelton R. and Bridges,

House Committees
Judiciary

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING VICTIM PROGRAMS IN THE NEW TWENTY-THIRD JUDICIAL**
102 **DISTRICT.**

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 new twenty-third judicial district exists beginning January 7, 2025. The bill makes changes so that the crime victim compensation board and the victims and witnesses assistance and law enforcement board may provide compensation and services once the new judicial district exists.

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
Amended 2nd Reading
January 26, 2024

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-4.1-103, **add** (4)
3 as follows:

4 **24-4.1-103. Crime victim compensation board - created.**

5 (4) (a) EFFECTIVE NOVEMBER 1, 2024, A CRIME VICTIM COMPENSATION
6 BOARD FOR THE TWENTY-THIRD JUDICIAL DISTRICT IS CREATED. THE
7 DISTRICT ATTORNEY FOR THE EIGHTEENTH JUDICIAL DISTRICT SHALL
8 APPOINT THE INITIAL BOARD OF THREE MEMBERS, EACH OF WHOM MUST BE
9 RESIDENTS OF DOUGLAS, ELBERT, OR LINCOLN COUNTIES. THE DISTRICT
10 ATTORNEY FOR THE EIGHTEENTH JUDICIAL DISTRICT SHALL DESIGNATE
11 ONE OF THE MEMBERS AS THE INITIAL CHAIR. AFTER JANUARY 7, 2025, THE
12 DISTRICT ATTORNEY FOR THE TWENTY-THIRD JUDICIAL DISTRICT SHALL
13 APPOINT BOARD MEMBERS FOR THAT JUDICIAL DISTRICT, INCLUDING ANY
14 VACANCIES. TO THE EXTENT POSSIBLE, MEMBERS MUST FAIRLY REFLECT
15 THE POPULATION OF THE TWENTY-THIRD JUDICIAL DISTRICT.

16 (b) FOR THE INITIAL BOARD, THE TERM OF OFFICE OF EACH
17 MEMBER OF THE TWENTY-THIRD JUDICIAL DISTRICT BOARD IS FOURTEEN
18 MONTHS. THEREAFTER, THE TERM IS THREE YEARS; EXCEPT THAT, OF
19 THOSE MEMBERS FIRST APPOINTED BY THE TWENTY-THIRD JUDICIAL
20 DISTRICT ATTORNEY, THE DISTRICT ATTORNEY SHALL APPOINT ONE FOR A
21 THREE-YEAR TERM, ONE FOR A TWO-YEAR TERM, AND ONE FOR A
22 ONE-YEAR TERM. ALL OTHER TERMS AND VACANCIES MUST BE
23 CONSISTENT WITH SUBSECTION (2) OF THIS SECTION.

24 (c) THE CRIME VICTIM COMPENSATION BOARD FOR THE
25 TWENTY-THIRD JUDICIAL DISTRICT SHALL BEGIN AWARDING
26 COMPENSATION TO VICTIMS OF CRIMES ON OR AFTER JANUARY 7, 2025.

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SECTION 2. In Colorado Revised Statutes, **amend** 24-4.1-104

as follows:

24-4.1-104. District attorney to assist board - repeal. (1) The

district attorney and ~~his~~ THE DISTRICT ATTORNEY'S legal and administrative staff shall assist the board in the performance of its duties pursuant to this part 1.

(2) (a) THE DISTRICT ATTORNEY FOR THE EIGHTEENTH JUDICIAL

DISTRICT AND THE DISTRICT ATTORNEY'S LEGAL AND ADMINISTRATIVE STAFF SHALL ASSIST THE CRIME VICTIM COMPENSATION BOARD FOR THE TWENTY-THIRD JUDICIAL DISTRICT IN THE ESTABLISHMENT OF PROCEDURES FOR PERFORMANCE OF ITS DUTIES PURSUANT TO THIS PART 1 UNTIL THE DISTRICT ATTORNEY FOR THE TWENTY-THIRD JUDICIAL DISTRICT ASSUMES OFFICE.

(b) THIS SUBSECTION (2) IS REPEALED, EFFECTIVE JULY 1, 2025.

SECTION 3. In Colorado Revised Statutes, 24-4.1-117, **add** (1.3)

as follows:

24-4.1-117. Fund created - control of fund. (1.3)  THE CRIME

VICTIM COMPENSATION FUND FOR THE TWENTY-THIRD JUDICIAL DISTRICT IS ESTABLISHED IN THE OFFICE OF THE COURT ADMINISTRATOR FOR DOUGLAS, ELBERT, AND LINCOLN COUNTIES. THE FUND CONSISTS OF ANY MONEY DUE THE TWENTY-THIRD JUDICIAL DISTRICT PURSUANT TO SUBSECTION (2) OF THIS SECTION ON AND AFTER JANUARY 7, 2025. THE JUDICIAL DEPARTMENT SHALL COORDINATE WITH THE CRIME VICTIM COMPENSATION BOARD FOR THE EIGHTEENTH JUDICIAL DISTRICT TO CREDIT MONEY PAID AS COSTS OR SURCHARGES LEVIED ON CRIMINAL ACTIONS IN DOUGLAS, ELBERT, AND LINCOLN COUNTIES ON AND AFTER

1 APRIL 1, 2024, TO THE FUND FOR USE BY THE TWENTY-THIRD JUDICIAL
2 DISTRICT, FROM THE MONEY COLLECTED PURSUANT TO SUBSECTION (2) OF
3 THIS SECTION ON OR AFTER APRIL 1, 2024, IN DOUGLAS, ELBERT AND
4 LINCOLN COUNTIES.

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6 **SECTION 4.** In Colorado Revised Statutes, 24-4.1-117.3, **add**
7 (3)(a.5) as follows:

8 **24-4.1-117.3. Crime victim services advisory board - creation**
9 **- duties - repeal.** (3) The advisory board's powers and duties include, but
10 are not limited to, the following:

11 (a.5) (I) TO PROVIDE CURRENT STANDARDS FOR THE CRIME VICTIM
12 COMPENSATION FUND FOR THE TWENTY-THIRD JUDICIAL DISTRICT,
13 ESTABLISHED IN SECTION 24-4.1-117(1.3), TO PREPARE THE CRIME VICTIM
14 COMPENSATION BOARD FOR THE TWENTY-THIRD JUDICIAL DISTRICT TO
15 AWARD COMPENSATION PURSUANT TO THIS PART 1.

16 (II) THIS SUBSECTION (3)(a.5) IS REPEALED, EFFECTIVE JULY 1,
17 2025.

18 **SECTION 5.** In Colorado Revised Statutes, **amend** 24-4.1-118
19 as follows:

20 **24-4.1-118. Court administrator custodian of fund -**
21 **disbursements - repeal.** (1) The court administrator of each judicial
22 district ~~shall be~~ IS the custodian of the fund, and THE COURT
23 ADMINISTRATOR SHALL PAY all disbursements from the fund ~~shall be paid~~
24 ~~by him~~ upon written authorization of the board or the court.

25 (2) (a) UNTIL A JUDICIAL DISTRICT COURT ADMINISTRATOR FOR
26 THE TWENTY-THIRD JUDICIAL DISTRICT IS APPOINTED, THE COURT
27 ADMINISTRATOR FOR DOUGLAS, ELBERT, AND LINCOLN COUNTIES SHALL

1 ASSUME THE DUTIES DESCRIBED IN SUBSECTION (1) OF THIS SECTION AND
2 SECTION 24-4.1-117.

3 (b) THIS SUBSECTION (2) IS REPEALED, EFFECTIVE JULY 1, 2025.

4 **SECTION 6.** In Colorado Revised Statutes, 24-4.2-101, **add** (1.5)
5 as follows:

6 **24-4.2-101. Victims and witnesses assistance and law**
7 **enforcement board - creation. (1.5)** EFFECTIVE NOVEMBER 1, 2024, A
8 VICTIMS AND WITNESSES ASSISTANCE AND LAW ENFORCEMENT BOARD FOR
9 THE TWENTY-THIRD JUDICIAL DISTRICT IS CREATED. THE TWENTY-THIRD
10 JUDICIAL DISTRICT ADMINISTRATIVE JUDGE SHALL APPOINT THE INITIAL
11 BOARD FOR THE TWENTY-THIRD JUDICIAL DISTRICT PURSUANT TO
12 SUBSECTIONS (1) TO (3) OF THIS SECTION. EFFECTIVE JANUARY 7, 2025,
13 THE CHIEF JUDGE OF THE TWENTY-THIRD JUDICIAL DISTRICT HAS ALL
14 APPOINTMENT AUTHORITIES AND DUTIES PURSUANT TO THIS SECTION.

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16 **SECTION 7.** In Colorado Revised Statutes, 24-4.2-103, **add** (1.3)
17 as follows:

18 **24-4.2-103. Victims and witnesses assistance and law**
19 **enforcement fund - control of fund. (1.3)** THE VICTIMS AND WITNESSES
20 ASSISTANCE AND LAW ENFORCEMENT FUND FOR THE TWENTY-THIRD
21 JUDICIAL DISTRICT IS ESTABLISHED IN THE OFFICE OF THE COURT
22 ADMINISTRATOR FOR DOUGLAS, ELBERT, AND LINCOLN COUNTIES. THE
23 JUDICIAL DEPARTMENT SHALL COORDINATE WITH THE BOARD OF THE
24 EIGHTEENTH JUDICIAL DISTRICT TO CREDIT MONEY RELATED TO DOUGLAS,
25 ELBERT, AND LINCOLN COUNTIES ON AND AFTER APRIL 1, 2024, TO THE
26 FUND FOR USE BY THE TWENTY-THIRD JUDICIAL DISTRICT FROM
27 SURCHARGES COLLECTED ON OR AFTER APRIL 1, 2024, IN DOUGLAS,

1 ELBERT, AND LINCOLN COUNTIES. MONEY FOR USE BY THE TWENTY-THIRD
2 JUDICIAL DISTRICT VICTIMS AND WITNESSES ASSISTANCE AND LAW
3 ENFORCEMENT BOARD MUST BE FORWARDED TO THE COURT
4 ADMINISTRATOR AND DEPOSITED INTO THE FUND. THE FUND CONSISTS OF
5 ALL MONEY COLLECTED AS A SURCHARGE ON AND AFTER APRIL 1, 2024,
6 AS PROVIDED IN SECTION 24-4.2-104; MONEY PAID PURSUANT TO SECTION
7 17-27-104 (4)(b)(IV); MONEY TRANSFERRED FROM THE MARIJUANA TAX
8 FUND PURSUANT TO SECTION 39-28.8-501 (4.9)(c); AND ANY OTHER
9 MONEY THE GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER TO THE
10 FUND. THE STATE COURT ADMINISTRATOR FOR THE TWENTY-THIRD
11 JUDICIAL DISTRICT SHALL COMPLY WITH THE PROVISIONS OF THIS SECTION.

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13 **SECTION 8.** In Colorado Revised Statutes, 24-4.2-105, **add** (6.5)
14 as follows:

15 **24-4.2-105. Allocation of money from fund - application for**
16 **grants - disbursements - repeal.** (6.5) (a) THE VICTIMS AND WITNESSES
17 ASSISTANCE AND LAW ENFORCEMENT BOARD FOR THE EIGHTEENTH
18 JUDICIAL DISTRICT, IN CONSULTATION WITH THE DISTRICT ATTORNEY FOR
19 THE EIGHTEENTH JUDICIAL DISTRICT AND THE INTERIM CHIEF JUDGE FOR
20 DOUGLAS, ELBERT, AND LINCOLN COUNTIES, HAS THE AUTHORITY TO
21 CONTRACT FOR SERVICES CONSISTENT WITH THIS SECTION ON BEHALF OF
22 THE BOARD FOR THE TWENTY-THIRD JUDICIAL DISTRICT FOR SERVICES AND
23 GRANT APPLICATIONS TO BE PROVIDED FROM JULY 1, 2024, THROUGH JUNE
24 30, 2025. THE EIGHTEENTH JUDICIAL DISTRICT VICTIMS AND WITNESSES
25 ASSISTANCE AND LAW ENFORCEMENT BOARD SHALL REPORT TO THE
26 DEPARTMENT OF PUBLIC SAFETY CONCERNING GRANTS APPLIED FOR AND
27 SERVICES CONTRACTED FOR ON BEHALF OF THE TWENTY-THIRD JUDICIAL

1 DISTRICT PURSUANT TO SECTION 24-4.2-108 (1).

2 (b) THIS SUBSECTION (6.5) IS REPEALED, EFFECTIVE JULY 1, 2025.

3 **SECTION 9.** In Colorado Revised Statutes, 39-28.8-501, **amend**
4 (4.9)(b) and (4.9)(c) as follows:

5 **39-28.8-501. Marijuana tax cash fund - creation - distribution**
6 **- legislative declaration - repeal.** (4.9) (b) (I) The state court
7 administrator shall distribute the money transferred pursuant to subsection
8 (4.9)(a)(II) of this section to the crime victim compensation fund in each
9 judicial district in proportion to each district's percentage of total
10 statewide surcharges collected pursuant to section 24-4.1-117 (2) for the
11 three-year fiscal year period beginning July 1, 2016. The state court
12 administrator shall not retain any money transferred pursuant to
13 subsection (4.9)(a)(II) of this section for its administrative costs
14 associated with making the distribution.

15 (II) NOTWITHSTANDING SUBSECTION (4.9)(b)(I) OF THIS SECTION,
16 ON AND AFTER JULY 1, 2024, THE STATE COURT ADMINISTRATOR SHALL
17 DISTRIBUTE THE MONEY TRANSFERRED PURSUANT TO SUBSECTION
18 (4.9)(a)(II) OF THIS SECTION:

19 (A) TO THE EIGHTEENTH JUDICIAL DISTRICT CRIME VICTIM
20 COMPENSATION FUND IN PROPORTION TO THE TOTAL SURCHARGES
21 COLLECTED IN ARAPAHOE COUNTY FOR THE THREE-YEAR FISCAL YEAR
22 PERIOD BEGINNING JULY 1, 2016; AND

23 (B) TO THE TWENTY-THIRD JUDICIAL DISTRICT CRIME VICTIM
24 COMPENSATION FUND IN PROPORTION TO THE TOTAL SURCHARGES
25 COLLECTED IN DOUGLAS, ELBERT, AND LINCOLN COUNTIES FOR THE
26 THREE-YEAR FISCAL YEAR PERIOD BEGINNING JULY 1, 2016.

27 (c) (I) The state court administrator shall distribute the money

1 transferred pursuant to subsection (4.9)(a)(III) of this section to the
2 victims and witnesses assistance and law enforcement fund in each
3 judicial district in proportion to each district's percentage of total
4 statewide surcharges collected pursuant to section 24-4.2-103 (1) for the
5 three-year fiscal year period beginning July 1, 2016. The state court
6 administrator shall not retain any money transferred pursuant to
7 subsection (4.9)(a)(III) of this section for its administrative costs
8 associated with making the distribution.

9 (II) NOTWITHSTANDING SUBSECTION (4.9)(c)(I) OF THIS SECTION,
10 ON AND AFTER JULY 1, 2024, THE STATE COURT ADMINISTRATOR SHALL
11 DISTRIBUTE THE MONEY TRANSFERRED PURSUANT TO SUBSECTION
12 (4.9)(a)(III) OF THIS SECTION:

13 (A) TO THE EIGHTEENTH JUDICIAL DISTRICT VICTIMS AND
14 WITNESSES ASSISTANCE AND LAW ENFORCEMENT FUND IN PROPORTION TO
15 THE TOTAL SURCHARGES COLLECTED IN ARAPAHOE COUNTY FOR THE
16 THREE-YEAR FISCAL YEAR PERIOD BEGINNING JULY 1, 2016; AND

17 (B) TO THE TWENTY-THIRD JUDICIAL DISTRICT VICTIMS AND
18 WITNESSES ASSISTANCE AND LAW ENFORCEMENT FUND IN PROPORTION TO
19 THE TOTAL SURCHARGES COLLECTED IN DOUGLAS, ELBERT, AND LINCOLN
20 COUNTIES FOR THE THREE-YEAR FISCAL YEAR PERIOD BEGINNING JULY 1,
21 2016.

22 **SECTION 10. Safety clause.** The general assembly finds,
23 determines, and declares that this act is necessary for the immediate
24 preservation of the public peace, health, or safety or for appropriations for
25 the support and maintenance of the departments of the state and state
26 institutions.