

First Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO

DRAFT
8/23/24

BILL 1

LLS NO. 25-0112.01 Anna Petrini x5497

INTERIM COMMITTEE BILL

**Legislative Oversight Committee Concerning the Treatment of Persons
with Behavioral Health Disorders in the Criminal and Juvenile Justice
Systems**

BILL TOPIC: Deflection Supports Justice-Involved Youth
DEADLINES: File by: 1/31/2025

A BILL FOR AN ACT

101 **CONCERNING YOUTH INVOLVEMENT WITH THE JUSTICE SYSTEM, AND,**
102 **IN CONNECTION THEREWITH, MODIFYING THE REQUIREMENTS**
103 **FOR THE YOUTHFUL OFFENDER SYSTEM, CLARIFYING MATTERS**
104 **RELATED TO DETERMINATIONS OF INCOMPETENCY, AWARDING**
105 **CREDIT FOR CONFINEMENT PRIOR TO SENTENCING, AND**
106 **ESTABLISHING A GRANT PROGRAM TO PROVIDE DEFLECTION**
107 **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/>.)

*Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words indicate deletions from existing law.*

Legislative Oversight Committee Concerning the Treatment of Persons with Behavioral Health Disorders in the Criminal and Juvenile Justice Systems. Current law establishes the youthful offender system in the department of corrections as a sentencing option that provides a continuum of services. **Section 1** of the bill:

- Revises certain legislative declaration provisions to emphasize lasting behavioral changes in preparation for reentry, accountability, healthy relationship building, and offender and staff safety;
- Adds language related to housing arrangements and equitable treatment for youthful offenders, including youthful offenders with disabilities;
- Adds a requirement for rehabilitative treatment and life skills programming and, in certain cases, for individual and family therapy and substance use disorder treatment;
- Elaborates on clinician evaluations, tailored treatment plans, and client manager requirements for youthful offenders; and
- Imposes an annual reporting requirement beginning in January 2026.

Section 2 of the bill applies the standards for determining competency in juvenile delinquency cases to juveniles who have charges directly filed against them in adult court, juveniles whose cases are transferred to adult court, or juveniles subject to concurrent court jurisdiction.

Section 3 of the bill permits bridges court liaisons to access juvenile competency evaluations and related information.

Current law sets forth procedures for court determinations of a juvenile's competency in juvenile justice proceedings. **Section 4** of the bill requires a court to dismiss the case against a juvenile if the court makes a final determination that the juvenile is incompetent to proceed and the juvenile's highest charged act is a class 2 misdemeanor, a petty offense, a drug misdemeanor, or a traffic offense.

Under current law, one year after a court finds a juvenile charged with a level 4 drug felony is incompetent to proceed the court shall enter a finding the juvenile is unrestorable to competency and shall determine whether a management plan is necessary for the juvenile. The bill reduces the time from one year to 6 months.

The bill permits the court to appoint a bridges court liaison to consult with the juvenile and other advocates to develop a case management proposal, imposes certain limitations on a case management plan's contents in cases that involve sexual conduct, and addresses court responses when a juvenile or a juvenile's parent or guardian fails to engage with a management plan's ordered services.

Section 5 of the bill requires that a person sentenced for a delinquent act committed as a juvenile receive credit for any period of confinement prior to sentencing.

Section 6 of the bill creates the deflection and community investment grant program (grant program) in the prevention services division of the department of public health and environment to provide grants to eligible nonprofit and tribal applicants to implement a mixed-delivery system of trauma-informed health and development deflection programs for youth, including Native American youth.

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

2 **SECTION 1.** In Colorado Revised Statutes, 18-1.3-407, **amend**
3 (1)(a), (1)(b), (3), (3.3)(a), and (3.3)(b); and **add** (1)(b.5), (3.3)(d)(III),
4 and (15) as follows:

5 **18-1.3-407. Sentences - youthful offenders - powers and duties**
6 **of district court - authorization for youthful offender system - powers**
7 **and duties of department of corrections - youthful offender system**
8 **study - report - legislative declaration - definitions.** (1) (a) It is the
9 intent of the general assembly that the youthful offender system
10 established pursuant to this section ~~shall benefit the state by: Providing~~
11 ~~as a sentencing option for certain youthful offenders a controlled and~~
12 ~~regimented environment that affirms dignity of self and others, promotes~~
13 ~~the value of work and self-discipline, and develops useful skills and~~
14 ~~abilities through enriched programming:~~

15 (I) PROVIDING AS A SENTENCING OPTION FOR CERTAIN YOUTHFUL
16 OFFENDERS A CONTROLLED ENVIRONMENT THAT AFFIRMS DIGNITY OF SELF
17 AND OTHERS;

18 (II) INCREASING PUBLIC SAFETY BY PROVIDING REHABILITATIVE
19 TREATMENT TO HELP YOUTHFUL OFFENDERS IN THE CARE OF THE
20 YOUTHFUL OFFENDER SYSTEM MAKE LASTING BEHAVIORAL CHANGES TO

1 PREPARE YOUTH FOR A SUCCESSFUL TRANSITION BACK INTO THE
2 COMMUNITY;

3 (III) PROMOTING THE PHYSICAL SAFETY OF YOUTHFUL OFFENDERS
4 AND STAFF WITHIN THE YOUTHFUL OFFENDER SYSTEM;

5 (IV) PROMOTING A SEAMLESS CONTINUUM OF CARE FROM THE
6 TIME OF INCARCERATION TO DISCHARGE, IN WHICH YOUTHFUL OFFENDERS'
7 NEEDS ARE MET IN A SAFE, STRUCTURED ENVIRONMENT WITH
8 WELL-TRAINED, CARING STAFF WHO HELP YOUTHFUL OFFENDERS IDENTIFY
9 AND ADDRESS ISSUES, BE ACCOUNTABLE, AND ACCEPT RESPONSIBILITY FOR
10 THE YOUTHFUL OFFENDERS' ACTIONS;

11 (V) ENABLING YOUTHFUL OFFENDERS TO DEVELOP HEALTHY,
12 SUPPORTIVE RELATIONSHIPS WITH PEERS, ADULTS, FAMILY, AND
13 NEIGHBORHOOD AND COMMUNITY MEMBERS; AND

14 (VI) PROVIDING YOUTHFUL OFFENDERS WITH THE TOOLS
15 NECESSARY TO BECOME LAW-ABIDING, CONTRIBUTING MEMBERS OF THE
16 COMMUNITY UPON THE YOUTH'S RELEASE.

17 (b) It is the further intent of the general assembly in enacting this
18 section that ~~female and male offenders~~ YOUTHFUL OFFENDERS,
19 REGARDLESS OF GENDER IDENTITY OR EXPRESSION, who are eligible for
20 sentencing to the youthful offender system pursuant to section
21 18-1.3-407.5, ~~or section~~ 19-2.5-801 (5), or 19-2.5-802 (1)(d)(I)(B) receive
22 equitable treatment in sentencing, particularly in regard to the option of
23 being sentenced to the youthful offender system. Accordingly, it is the
24 general assembly's intent that the department of corrections take
25 necessary measures to establish separate housing BASED ON YOUTHFUL
26 OFFENDERS' EXPRESSED GENDER IDENTITY for ~~female and male offenders~~
27 YOUTHFUL OFFENDERS who are sentenced to the youthful offender system

1 without compromising the equitable treatment of ~~either~~ THE YOUTHFUL
2 OFFENDERS.

3 (b.5) IT IS THE FURTHER INTENT OF THE GENERAL ASSEMBLY IN
4 ENACTING THIS SECTION THAT OFFENDERS WITH DISABILITIES WHO ARE
5 ELIGIBLE FOR SENTENCING TO THE YOUTHFUL OFFENDER SYSTEM
6 PURSUANT TO SECTION 18-1.3-407.5, 19-2.5-801 (5), OR 19-2.5-802
7 (1)(d)(I)(B) RECEIVE EQUITABLE TREATMENT IN SENTENCING,
8 PARTICULARLY IN REGARD TO THE OPTION OF BEING SENTENCED TO THE
9 YOUTHFUL OFFENDER SYSTEM. THEREFORE, THE GENERAL ASSEMBLY
10 DECLARES THAT THE DEPARTMENT OF CORRECTIONS SHALL TAKE
11 NECESSARY MEASURES TO ESTABLISH HOUSING AND ACCESS TO SERVICES
12 AS NEEDED FOR OFFENDERS WITH DISABILITIES WHO ARE SENTENCED TO
13 THE YOUTHFUL OFFENDER SYSTEM WITHOUT COMPROMISING THE
14 EQUITABLE TREATMENT OF ANY OFFENDERS.

15 (3) The department of corrections shall develop and implement a
16 youthful offender system for offenders sentenced in accordance with
17 subsection (2) of this section. The youthful offender system ~~shall be~~ IS
18 under the direction and control of the executive director of the department
19 of corrections. The youthful offender system ~~shall be~~ IS based on the
20 following principles:

21 (a) The system should provide for teaching YOUTHFUL offenders
22 self-discipline by providing clear consequences for DESIGNATED
23 inappropriate behavior;

24 (a.5) THE SYSTEM SHOULD PROVIDE FOR REHABILITATIVE
25 TREATMENT TO HELP YOUTHFUL OFFENDERS MAKE LASTING BEHAVIORAL
26 CHANGES TO PREPARE YOUTH FOR A SUCCESSFUL TRANSITION BACK INTO
27 THE COMMUNITY;

1 (b) The system should include a daily regimen that involves
2 YOUTHFUL offenders in physical ~~training, self-discipline exercises~~
3 ACTIVITY, educational and work programs, LIFE SKILLS PROGRAMMING,
4 and meaningful interaction, with a component for a tiered system for
5 ~~swift and strict discipline for noncompliance~~ OF REWARDS FOR TARGET
6 BEHAVIOR REDUCTION. THE DAILY REGIMEN MUST BE INDIVIDUALLY
7 DETERMINED FOR EACH YOUTHFUL OFFENDER AND TAKE INTO
8 CONSIDERATION DISABILITIES AND REASONABLE MODIFICATIONS.

9 (b.5) THE SYSTEM SHOULD PROVIDE YOUTHFUL OFFENDERS WITH
10 INDIVIDUALLY TAILORED THERAPY, FAMILY THERAPY, OR SUBSTANCE USE
11 DISORDER TREATMENT WHEN REQUESTED BY A YOUTHFUL OFFENDER OR
12 INDICATED BY A PREVIOUS BEHAVIORAL HEALTH OR SUBSTANCE USE
13 DISORDER EVALUATION;

14 (c) The system should use staff models and mentors to promote
15 ~~within an offender the~~ A YOUTHFUL OFFENDER'S development of socially
16 accepted attitudes and behaviors;

17 (d) The system should provide YOUTHFUL offenders with
18 instruction on problem-solving skills and should incorporate methods to
19 reinforce the use of cognitive behavior strategies that change YOUTHFUL
20 offenders' orientation toward criminal thinking and behavior;

21 (e) The system should promote among YOUTHFUL offenders the
22 creation and development of new TRAUMA-INFORMED group cultures
23 which result in a transition to prosocial behavior; and

24 (f) The system should provide YOUTHFUL offenders the
25 opportunity to gradually reenter the community. ~~while demonstrating the~~
26 ~~capacity for self-discipline and the attainment of respect for the~~
27 ~~community.~~

1 (3.3) The youthful offender system consists of the following
2 components, and the department of corrections has the authority
3 described in this subsection (3.3) in connection with the administration
4 of the components:

5 (a) (I) An intake, diagnostic, and orientation phase DURING WHICH
6 THE DEPARTMENT OF CORRECTIONS SHALL FACILITATE AN EVALUATION OF
7 EACH YOUTHFUL OFFENDER, CONDUCTED BY A LICENSED MENTAL HEALTH
8 CLINICIAN FOR POSSIBLE PHYSICAL, INTELLECTUAL, DEVELOPMENTAL, AND
9 MENTAL AND BEHAVIORAL HEALTH NEEDS.

10 (II) THE EVALUATOR SHALL SUBMIT A WRITTEN REPORT TO THE
11 DEPARTMENT OF CORRECTIONS DOCUMENTING THE EVALUATOR'S
12 FINDINGS AND TREATMENT RECOMMENDATIONS, AND THE DEPARTMENT
13 OF CORRECTIONS SHALL CREATE A TREATMENT PLAN SPECIFICALLY
14 TAILORED TO THE INDIVIDUAL NEEDS OF THE YOUTHFUL OFFENDER
15 IDENTIFIED IN THE WRITTEN REPORT. THE TREATMENT PLAN MUST
16 INCLUDE A PLAN FOR THERAPY, EDUCATION, VOCATIONAL SKILLS, LIFE
17 SKILLS, AND REENTRY INTO THE COMMUNITY. THE DEPARTMENT OF
18 CORRECTIONS SHALL ASSIGN A CLIENT MANAGER TO THE YOUTHFUL
19 OFFENDER WHO SHALL MEET REGULARLY WITH THE YOUTHFUL OFFENDER,
20 MONITOR THE YOUTHFUL OFFENDER'S TREATMENT PLAN, AND RECORD THE
21 YOUTHFUL OFFENDER'S PROGRESS THROUGHOUT THE YOUTHFUL OFFENDER
22 SYSTEM PROGRAM.

23 (b) (I) Phase I, during which time a range of core programs,
24 supplementary activities, and educational and prevocational programs and
25 services are provided to YOUTHFUL offenders.

26 (II) DURING PHASE I, THE DEPARTMENT OF CORRECTIONS SHALL
27 REEVALUATE THE YOUTHFUL OFFENDER ON A MONTHLY BASIS TO ASSESS

1 WHETHER THE YOUTHFUL OFFENDER'S TREATMENT PLAN SHOULD BE
2 MODIFIED. THE DEPARTMENT OF CORRECTIONS MUST MODIFY THE
3 YOUTHFUL OFFENDER'S TREATMENT PLAN IF THE DEPARTMENT OF
4 CORRECTIONS DETERMINES MODIFICATIONS ARE NECESSARY TO THE
5 YOUTHFUL OFFENDER'S SUCCESSFUL REHABILITATION.

6 (d) (III) DURING PHASE III, THE YOUTHFUL OFFENDER SHALL
7 CONTINUE TO WORK WITH THE YOUTHFUL OFFENDER'S CASE MANAGER
8 ASSIGNED DURING THE INTAKE, DIAGNOSTIC, AND ORIENTATION PHASE
9 PURSUANT TO SUBSECTION (3.3)(a) OF THIS SECTION TO MEET THE
10 YOUTHFUL OFFENDER'S IDENTIFIED TREATMENT GOALS AND PLAN FOR
11 REENTRY INTO THE COMMUNITY.

12 (15) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), BEGINNING
13 IN JANUARY 2026, AND IN JANUARY EVERY YEAR THEREAFTER, THE
14 DEPARTMENT OF CORRECTIONS SHALL INCLUDE AS PART OF ITS "SMART
15 ACT" HEARING REQUIRED BY SECTION 2-7-203 INFORMATION
16 CONCERNING:

17 (a) THE TOTAL NUMBER OF YOUTHFUL OFFENDERS THAT HAVE
18 COMPLETED A COMMITMENT TO THE DIVISION OF YOUTH SERVICES;

19 (b) THE TOTAL NUMBER OF YOUTHFUL OFFENDERS IN EACH
20 PROGRAM PHASE UNDER THE YOUTHFUL OFFENDER SYSTEM PURSUANT TO
21 SUBSECTION (3.3) OF THIS SECTION; AND

22 (c) THE TOTAL NUMBER OF YOUTHFUL OFFENDERS WHO FAIL TO
23 COMPLETE A PROGRAM PHASE UNDER THE YOUTHFUL OFFENDER SYSTEM
24 PURSUANT TO SUBSECTION (3.3) OF THIS SECTION DUE TO NEW ADULT
25 CHARGES FILED AGAINST THE YOUTHFUL OFFENDER.

26 **SECTION 2.** In Colorado Revised Statutes, 19-2.5-702, **amend**
27 (1) as follows:

1 **19-2.5-702. Incompetent to proceed - effect - how and when**
2 **raised.** (1) This part 7 applies only to proceedings brought pursuant to
3 this title 19, INCLUDING CASES DIRECTLY FILED AGAINST A JUVENILE IN
4 DISTRICT COURT PURSUANT TO SECTION 19-2.5-801, CASES TRANSFERRED
5 TO DISTRICT COURT FOR CRIMINAL PROCEEDINGS PURSUANT TO SECTION
6 19-2.5-802, AND CASES THAT ARE SUBJECT TO THE CONCURRENT
7 JURISDICTION OF THE CRIMINAL AND JUVENILE COURTS PURSUANT TO
8 SECTION 19-2.5-103.

9 **SECTION 3.** In Colorado Revised Statutes, 19-2.5-703.5, **amend**
10 (1) introductory portion as follows:

11 **19-2.5-703.5. Waiver of privilege - exchange of information -**
12 **admissibility of statements.** (1) When the court determines that a
13 juvenile is incompetent to proceed, any claim of confidentiality or
14 privilege by the juvenile or the juvenile's parent or legal guardian is
15 deemed waived within the case to allow the court and parties to determine
16 issues related to the juvenile's competency, restoration, and any
17 management plan developed by the court pursuant to section 19-2.5-704
18 (3). The district attorney, defense attorney, guardian ad litem, the
19 department, any competency evaluators, any restoration treatment
20 providers, BRIDGES COURT LIAISONS, and the court are granted access,
21 without written consent of the juvenile or further order of the court, to:

22 **SECTION 4.** In Colorado Revised Statutes, 19-2.5-704, **amend**
23 (2.5) (a) introductory portion, (2.5)(a)(I), (2.5)(a)(II), (3)(a), and (3)(b);
24 and **add** (2.3), (3)(b.5), and (3)(d) as follows:

25 **19-2.5-704. Procedure after determination of competency or**
26 **incompetency.** (2.3) IF THE COURT MAKES A FINAL DETERMINATION
27 PURSUANT TO SECTION 19-2.5-703 THAT THE JUVENILE IS INCOMPETENT

1 TO PROCEED AND THE JUVENILE'S HIGHEST CHARGED ACT CONSTITUTES A
2 CLASS 2 MISDEMEANOR, A PETTY OFFENSE, A DRUG MISDEMEANOR, OR A
3 TRAFFIC OFFENSE, THE COURT SHALL IMMEDIATELY DISMISS THE
4 DELINQUENCY PETITION OR CHARGES, AS APPLICABLE, AGAINST THE
5 JUVENILE.

6 (2.5) (a) If the court finds a juvenile is incompetent to proceed,
7 THE JUVENILE'S HIGHEST CHARGED ACT IS NOT INCLUDED IN THE CHARGES
8 SPECIFIED IN SUBSECTION (2.3) OF THIS SECTION, and the juvenile has been
9 incompetent to proceed for a period of time that exceeds the time limits
10 set forth in this subsection (2.5), the court shall enter a finding that the
11 juvenile is unrestorable to competency and shall determine whether a
12 management plan for the juvenile is necessary pursuant to subsection
13 (3)(a) of this section. The time limits are as follows:

14 (I) If the highest charged act constitutes a CLASS 1 misdemeanor
15 ~~a misdemeanor drug offense, a petty offense, or a traffic offense,~~ OR A
16 LEVEL 4 DRUG FELONY and the juvenile is not restored to competency after
17 a period of six months, the court shall find the juvenile unrestorable to
18 competency;

19 (II) If the highest charged act constitutes a class 4, 5, or 6 felony,
20 or a level 3 ~~or 4~~ drug felony, and the juvenile is not restored to
21 competency after a period of one year, the court shall find the juvenile
22 unrestorable to competency;

23 (3) (a) If the court finally determines pursuant to section
24 19-2.5-703 or 19-2.5-703.5 that the juvenile is incompetent to proceed
25 and cannot be restored to competency in the reasonably foreseeable
26 future, the court shall enter an order finding the juvenile unrestorable to
27 competency and shall determine whether a CASE management plan for the

1 juvenile is necessary, taking into account the public safety and the best
2 interests of the juvenile. IF THE COURT DETERMINES A CASE MANAGEMENT
3 PLAN IS UNNECESSARY, THE COURT MAY CONTINUE ANY TREATMENT OR
4 PLAN ALREADY IN PLACE FOR THE JUVENILE. If the court determines a
5 CASE management plan is necessary, the court shall MUST develop the
6 CASE management plan after ordering that the juvenile be placed OR
7 CONTINUE PLACEMENT in the least-restrictive environment, taking into
8 account the public safety and best interests of the juvenile. ~~If the court~~
9 ~~determines a management plan is unnecessary, the court may continue~~
10 ~~any treatment or plan already in place for the juvenile.~~ IN ORDER TO
11 DEVELOP AN APPROPRIATE CASE MANAGEMENT PLAN, THE COURT MAY
12 ORDER ANY MEMBER OF THE JUVENILE'S PROFESSIONAL TEAM TO CONSULT
13 WITH THE JUVENILE, THE JUVENILE'S PARENT OR LEGAL GUARDIAN, OR
14 OTHER INDIVIDUALS, INCLUDING THE JUVENILE'S DEFENSE ATTORNEY,
15 GUARDIAN AD LITEM, OR TREATMENT PROVIDER, TO DEVELOP A PROPOSED
16 MANAGEMENT PLAN TO PRESENT TO THE COURT FOR CONSIDERATION. The
17 management plan must, at a minimum, address treatment for the juvenile,
18 identify the party or parties responsible for the juvenile, and specify
19 appropriate behavior management tools if ~~they~~ THE TOOLS are not
20 otherwise part of the juvenile's treatment.

- 21 (b) The management plan may include:
- 22 (I) Placement options included in article 10.5 or 65 of title 27;
- 23 (II) A treatment plan developed by a licensed mental health
24 professional;
- 25 (III) An informed supervision model, UPON THE COURT RECEIVING
26 EVIDENCE THAT THE UNDERLYING CHARGE IS RATIONALLY RELATED TO
27 THE NEED FOR THE USE OF AN INFORMED SUPERVISION MODEL;

1 (IV) Institution of a guardianship petition; or

2 (V) Any other remedy ~~deemed appropriate by~~ the court DEEMS
3 RATIONALLY RELATED TO MITIGATING COMMUNITY SAFETY CONCERNS.

4 (b.5) NOTWITHSTANDING SUBSECTION (3)(b) OF THIS SECTION, THE
5 MANAGEMENT PLAN MUST NOT INCLUDE:

6 (I) DETENTION OF THE JUVENILE OR COMMITMENT OF THE
7 JUVENILE TO THE DIVISION OF YOUTH SERVICES, A COUNTY JAIL,
8 COMMUNITY CORRECTIONS, OR THE COLORADO MENTAL HEALTH
9 INSTITUTE AT PUEBLO;

10 (II) WORK RELEASE; OR

11 (III) A PSYCHOSEXUAL EVALUATION OF THE JUVENILE OR SEX
12 OFFENDER MANAGEMENT BOARD TREATMENT REQUIREMENT, UNLESS A
13 PSYCHOSEXUAL EVALUATION IS SPECIFICALLY RECOMMENDED BY A
14 LICENSED MENTAL HEALTH PROFESSIONAL.

15 (d) ANY ENTITY RESPONSIBLE FOR CONNECTING THE JUVENILE TO
16 SERVICES, SERVICE COORDINATION, OR CASE MANAGEMENT MAY REPORT
17 TO THE COURT ON THE JUVENILE'S OR THE JUVENILE'S PARENT'S OR LEGAL
18 GUARDIAN'S ENGAGEMENT IN THE SERVICES ORDERED IN THE
19 MANAGEMENT PLAN. IF THE JUVENILE OR THE JUVENILE'S PARENT OR
20 LEGAL GUARDIAN DOES NOT ENGAGE IN THE SERVICES ORDERED IN THE
21 MANAGEMENT PLAN, THE COURT MAY ALTER THE MANAGEMENT PLAN OR
22 TAKE OTHER ACTION AS NECESSARY AND PERMITTED BY LAW, INCLUDING,
23 BUT NOT LIMITED TO, REFERRAL TO A LOCAL COLLABORATIVE
24 MANAGEMENT PROGRAM, ORDERING A DEPARTMENT OF HUMAN SERVICES
25 INVESTIGATION PURSUANT TO SECTION 19-3-501 (1), OR FILING A
26 DEPENDENCY AND NEGLECT PETITION PURSUANT TO SECTION 19-3-501
27 (2)(b).

1 (b) A CITY OR ZIP CODE WHERE THERE IS A DISPARITY BETWEEN
2 THE RACIAL OR ETHNIC COMPOSITION OF THE ARRESTED YOUTH
3 POPULATION AND THE RACIAL OR ETHNIC COMPOSITION OF THE
4 SURROUNDING COUNTY POPULATION, AS IDENTIFIED BY THE APPLICANT.

5 (2) "DEFLECTION" MEANS AN EXTRAJUDICIAL RESPONSE TO A
6 YOUTH'S CONDUCT THAT IS DESIGNED TO PREVENT THE YOUTH'S FORMAL
7 INVOLVEMENT OR FURTHER INVOLVEMENT IN THE JUSTICE SYSTEM.

8 (3) "DEFLECTION PROGRAM" MEANS A PROGRAM THAT PROMOTES
9 POSITIVE YOUTH DEVELOPMENT BY RELYING ON DEFLECTION AND AIMS TO
10 DIVERT YOUTH FROM JUSTICE SYSTEM INVOLVEMENT AT THE EARLIEST
11 POSSIBLE POINT.

12 (4) "DIVISION" MEANS THE PREVENTION SERVICES DIVISION WITHIN
13 THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT.

14 (5) "ELIGIBLE APPLICANT" MEANS AN ELIGIBLE TRIBAL
15 GOVERNMENT, TRIBAL ORGANIZATION, OR NONPROFIT COMMUNITY-BASED
16 ORGANIZATION THAT MEETS THE REQUIREMENTS OF SECTION
17 25-20.5-2405.

18 (6) "GRANT PROGRAM" MEANS THE DEFLECTION AND COMMUNITY
19 INVESTMENT GRANT PROGRAM CREATED IN SECTION 25-20.5-2403.

20 (7) "GRANT RECIPIENT" MEANS AN ELIGIBLE APPLICANT THAT THE
21 DIVISION SELECTS TO RECEIVE MONEY THROUGH THE GRANT PROGRAM.

22 (8) "MIXED-DELIVERY SYSTEM" MEANS A SYSTEM OF ADOLESCENT
23 DEVELOPMENT AND EDUCATION SUPPORT SERVICES DELIVERED THROUGH
24 A COMBINATION OF PROGRAMS, PROVIDERS, AND SETTINGS THAT INCLUDE
25 PARTNERSHIPS BETWEEN COMMUNITY-BASED NONPROFIT ORGANIZATIONS
26 AND PUBLIC AGENCIES AND THAT IS SUPPORTED WITH A COMBINATION OF
27 PUBLIC AND PRIVATE FUNDS.

1 (9) "NONPROFIT ORGANIZATION" MEANS A TAX-EXEMPT
2 CHARITABLE OR SOCIAL WELFARE ORGANIZATION OPERATING PURSUANT
3 TO 26 U.S.C. SEC. 501(c)(3) OR 501(c)(4) OF THE FEDERAL "INTERNAL
4 REVENUE CODE OF 1986", AS AMENDED.

5 (10) "REFERRING AGENCY" MEANS AN ORGANIZATION, AGENCY,
6 OR DEPARTMENT THAT REFERS YOUTH TO DEFLECTION PROGRAMS,
7 INCLUDING, BUT NOT LIMITED TO, AN EDUCATION, LAW ENFORCEMENT,
8 BEHAVIORAL HEALTH, OR PUBLIC HEALTH ENTITY.

9 (11) "TRAUMA-INFORMED" MEANS AN APPROACH THAT INVOLVES
10 AN UNDERSTANDING OF ADVERSE CHILDHOOD EXPERIENCES AND THAT
11 RESPONDS TO SYMPTOMS OF CHRONIC INTERPERSONAL TRAUMA AND
12 TRAUMATIC STRESS ACROSS THE LIFESPAN OF AN INDIVIDUAL.

13 (12) "YOUTH" MEANS A CHILD, AS DEFINED IN SECTION 19-2.5-102,
14 WHO IS SUBJECT TO:

15 (a) A JUVENILE COURT'S JURISDICTION PURSUANT TO SECTION
16 19-2.5-103;

17 (b) A COUNTY COURT'S CONCURRENT JURISDICTION PURSUANT TO
18 SECTION 19-2.5-103;

19 (c) A COUNTY COURT'S JURISDICTION FOR A TRAFFIC OFFENSE; OR

20 (d) A MUNICIPAL COURT'S JURISDICTION.

21 **25-20.5-2403. Deflection and community investment grant**

22 **program - created - policies.** (1) THE DEFLECTION AND COMMUNITY
23 INVESTMENT GRANT PROGRAM IS CREATED IN THE PREVENTION SERVICES
24 DIVISION OF THE DEPARTMENT. THE PURPOSE OF THE THREE-YEAR,
25 COMPETITIVE GRANT PROGRAM IS TO PROVIDE GRANTS TO ELIGIBLE
26 APPLICANTS TO IMPLEMENT A MIXED-DELIVERY SYSTEM OF
27 TRAUMA-INFORMED HEALTH AND DEVELOPMENT DEFLECTION PROGRAMS

1 FOR YOUTH, INCLUDING NATIVE AMERICAN YOUTH.

2 (2) THE DIVISION SHALL ADMINISTER THE GRANT PROGRAM AND,
3 SUBJECT TO AVAILABLE APPROPRIATIONS, SHALL AWARD GRANTS AS
4 PROVIDED IN THIS PART 24.

5 (3) THE DEPARTMENT MAY ADOPT POLICIES FOR THE
6 ADMINISTRATION OF THE GRANT PROGRAM.

7 **25-20.5-2404. Division duties.** (1) THE DIVISION HAS THE
8 FOLLOWING DUTIES:

9 (a) DEVELOP A COMPETITIVE APPLICATION PROCESS, INCLUDING
10 DEADLINES, FOR AN ELIGIBLE APPLICANT TO APPLY FOR A GRANT
11 CONSISTENT WITH THE REQUIREMENTS OF SECTION 25-20.5-2405. INITIAL
12 GRANT AWARDS MUST BE DISTRIBUTED NO LATER THAN JUNE 30, 2026.

13 (b) CONTRACT WITH A TECHNICAL ASSISTANCE PROVIDER
14 PURSUANT TO SECTION 25-20.5-2406 AND A RESEARCH UNIVERSITY
15 EVALUATOR PURSUANT TO SECTION 25-20.5-2407; AND

16 (c) SUPPORT GRANTEE DATA COLLECTION AND ANALYSIS AND
17 REQUIRE GRANTEES TO DEMONSTRATE OUTCOMES OF THE DEFLECTION
18 PROGRAMS THAT RECEIVED A GRANT AWARD.

19 **25-20.5-2405. Application - eligibility - awards.** (1) TO RECEIVE
20 A GRANT, AN APPLICANT MUST SUBMIT AN APPLICATION TO THE DIVISION
21 IN ACCORDANCE WITH ANY POLICIES ADOPTED BY THE EXECUTIVE
22 DIRECTOR OF THE DEPARTMENT. AT A MINIMUM, THE APPLICATION MUST
23 INCLUDE THE FOLLOWING INFORMATION:

24 (a) THE TYPES OF DEFLECTION SERVICES THAT WILL BE PROVIDED;

25 (b) VERIFICATION THAT THE APPLICANT IS SERVING AN AREA OF
26 HIGH NEED; AND

27 (c) AN OFFICIAL LETTER FROM AT LEAST ONE REFERRING AGENCY

1 DEMONSTRATING THE AGENCY'S INTENT TO REFER YOUTH TO THE
2 DEFLECTION PROGRAM TO PROVIDE THE YOUTH WITH TRAUMA-INFORMED
3 HEALTH AND DEVELOPMENT SERVICES IN LIEU OF WARNING, CITATION, OR
4 ARREST. FOR REGIONAL APPLICATIONS DESCRIBED IN SUBSECTION (2)(c)
5 OF THIS SECTION, LETTERS OF INTENT ARE REQUIRED FOR EACH
6 JURISDICTION PROPOSED IN THE APPLICATION.

7 (2) (a) TO BE ELIGIBLE TO RECEIVE A GRANT, AN APPLICANT MUST
8 BE:

9 (I) A NONPROFIT ORGANIZATION;

10 (II) A FEDERALLY RECOGNIZED INDIAN TRIBE, AS DEFINED IN 25
11 U.S.C. SEC. 1603 (14);

12 (III) A TRIBAL ORGANIZATION, AS DEFINED IN 25 U.S.C. SEC. 1603
13 (26);

14 (IV) AN URBAN INDIAN ORGANIZATION, AS DEFINED IN 25 U.S.C.
15 SEC. 1603 (29); OR

16 (V) A PRIVATE ENTITY, WHOSE BOARD OF DIRECTORS IS MAJORITY
17 CONTROLLED BY NATIVE AMERICANS, AND WHICH IS FISCALLY SPONSORED
18 BY A NONPROFIT ORGANIZATION.

19 (b) TO BE ELIGIBLE TO RECEIVE A GRANT, AN APPLICANT MUST BE
20 A NONGOVERNMENTAL ENTITY, WITH THE EXCEPTION OF A TRIBAL
21 GOVERNMENT APPLICANT, AND MUST NOT BE A LAW ENFORCEMENT OR
22 PROBATION ENTITY.

23 (c) APPLICANTS FROM TWO OR MORE LOCAL JURISDICTIONS MAY
24 JOINTLY APPLY FOR A GRANT AWARD TO DELIVER DEFLECTION PROGRAM
25 SERVICES ON A REGIONAL BASIS AND MAY RECEIVE A JOINT GRANT AWARD
26 THAT IS THE AGGREGATE OF THE AMOUNT EACH INDIVIDUAL ELIGIBLE
27 APPLICANT WOULD HAVE RECEIVED HAD EACH INDIVIDUAL ELIGIBLE

1 APPLICANT APPLIED INDEPENDENTLY.

2 (3) THE DIVISION SHALL REVIEW THE APPLICATIONS RECEIVED
3 PURSUANT TO THIS SECTION. IN AWARDING GRANTS, THE DIVISION SHALL
4 GIVE PRIORITY TO ELIGIBLE APPLICANTS IN COMMUNITIES, INCLUDING
5 RURAL COMMUNITIES, THAT:

6 (a) DEFLECT YOUTH AT THE EARLIEST POSSIBLE POINT OF JUSTICE
7 SYSTEM INVOLVEMENT;

8 (b) SERVE OTHERWISE UNDER-RESOURCED COMMUNITIES;

9 (c) EMPLOY INDIVIDUALS WHO HAVE LIVED EXPERIENCE AS A
10 YOUTH IN THE JUSTICE SYSTEM; OR

11 (d) DEMONSTRATE EXPERIENCE EFFECTIVELY SERVING YOUTH
12 POPULATIONS WHO ARE JUSTICE SYSTEM-INVOLVED OR AT RISK OF SYSTEM
13 INVOLVEMENT.

14 (4) (a) SUBJECT TO AVAILABLE APPROPRIATIONS, ON OR BEFORE
15 JUNE 30 EACH YEAR OF THE GRANT PROGRAM, THE DIVISION SHALL
16 DISTRIBUTE GRANTS AS PROVIDED IN THIS SECTION. THE DIVISION SHALL
17 AWARD AT LEAST TWO HUNDRED THOUSAND DOLLARS BUT NOT MORE
18 THAN ONE MILLION DOLLARS TO AN INDIVIDUAL GRANTEE OVER THE
19 COURSE OF THE THREE-YEAR GRANT PROGRAM.

20 (b) (I) SUBJECT TO AVAILABLE APPROPRIATIONS, THE DIVISION
21 SHALL DISTRIBUTE GRANT AWARDS IN THREE EQUAL ANNUAL
22 INSTALLMENTS, AS FOLLOWS:

23 (A) THE FIRST INSTALLMENT MUST BE DISTRIBUTED ON THE FIRST
24 DAY OF THE GRANT CONTRACT;

25 (B) THE SECOND INSTALLMENT MUST BE DISTRIBUTED NO LATER
26 THAN THE FIRST DAY OF THE SECOND YEAR OF THE GRANT CONTRACT; AND

27 (C) THE THIRD INSTALLMENT MUST BE DISTRIBUTED NO LATER

1 THAN THE FIRST DAY OF THE THIRD YEAR OF THE GRANT CONTRACT.

2 (II) DISTRIBUTION OF THE SECOND AND THIRD INSTALLMENTS IS
3 CONTINGENT ON THE GRANTEE FULFILLING THE GRANT OBLIGATIONS AND
4 REPORTING REQUIREMENTS PURSUANT TO SECTION 25-20.5-2407.

5 (5) (a) A GRANTEE SHALL USE A GRANT AWARD TO DELIVER
6 DEFLECTION PROGRAM SERVICES IN AREAS OF HIGH NEED. A GRANTEE
7 SHALL PROVIDE DEFLECTION SERVICES THAT ARE EVIDENCE-BASED OR
8 RESEARCH-SUPPORTED, TRAUMA-INFORMED, CULTURALLY RELEVANT,
9 GENDER-RESPONSIVE, AND DEVELOPMENTALLY APPROPRIATE.

10 (b) A GRANTEE SHALL DELIVER ONE OR MORE OF THE FOLLOWING
11 DEFLECTION PROGRAM SERVICES:

12 (I) EDUCATIONAL SERVICES, INCLUDING REMEDIAL AND COLLEGE
13 PREPARATORY ACADEMIC SERVICES;

14 (II) CAREER DEVELOPMENT SERVICES, INCLUDING EMPLOYMENT
15 PREPARATION, VOCATIONAL TRAINING, INTERNSHIPS, AND
16 APPRENTICESHIPS;

17 (III) RESTORATIVE JUSTICE SERVICES, INCLUDING CULTURALLY
18 ROOTED PROGRAMMING;

19 (IV) MENTORING SERVICES, INCLUDING SERVICES THAT RELY ON
20 CREDIBLE MESSENGERS WHOSE LIVED EXPERIENCE IS SIMILAR TO THE
21 EXPERIENCE OF THE YOUTH BEING SERVED;

22 (V) MENTAL HEALTH SERVICES, INCLUDING CULTURALLY ROOTED
23 HEALING PRACTICES;

24 (VI) BEHAVIORAL HEALTH SERVICES, INCLUDING SUBSTANCE USE
25 EDUCATION AND TREATMENT;

26 (VII) HOUSING SERVICES, INCLUDING PERMANENT, SHORT-TERM,
27 AND EMERGENCY HOUSING SERVICES;

1 (VIII) PERSONAL DEVELOPMENT AND LEADERSHIP TRAINING
2 SERVICES; OR

3 (IX) PROSOCIAL ACTIVITIES, INCLUDING CULTURAL ENRICHMENT
4 PROGRAMS AND SERVICES.

5 **25-20.5-2406. Technical assistance provider.** (1) THE DIVISION
6 SHALL CONTRACT WITH A TECHNICAL ASSISTANCE PROVIDER TO SUPPORT
7 IMPLEMENTATION OF THE GRANT PROGRAM AND TO BUILD GRANTEE
8 CAPACITY TO DELIVER DEFLECTION PROGRAM SERVICES. PRIOR TO
9 DEVELOPING AND DISSEMINATING GRANT PROGRAM APPLICATION
10 MATERIALS, THE DIVISION SHALL SOLICIT AND RECEIVE INPUT FROM THE
11 CONTRACTED TECHNICAL ASSISTANCE PROVIDER IN DEVELOPING THE
12 GRANT PROGRAM APPLICATION MATERIALS. IN SELECTING A TECHNICAL
13 ASSISTANCE PROVIDER, THE DIVISION SHALL PRIORITIZE ORGANIZATIONS
14 THAT EMPLOY PEOPLE WHO HAVE LIVED EXPERIENCE AS A YOUTH IN THE
15 JUSTICE SYSTEM.

16 (2) THE TECHNICAL ASSISTANCE PROVIDER SHALL DEMONSTRATE
17 EXPERIENCE IN ALL THE FOLLOWING AREAS:

18 (a) DEVELOPMENTAL RESEARCH AND IDENTIFYING BEST PRACTICES
19 FOR SERVING YOUTH INVOLVED IN, AND YOUTH AT RISK OF INVOLVEMENT
20 IN, THE JUSTICE SYSTEM, INCLUDING CHILDREN WHO HAVE EXPERIENCED
21 COMMERCIAL SEXUAL EXPLOITATION AND YOUTH IN THE DEPENDENCY
22 SYSTEM;

23 (b) RESEARCH ON SYSTEMS THAT REFER YOUTH TO THE JUSTICE
24 SYSTEM, INCLUDING THE EDUCATION, IMMIGRATION, AND CHILD WELFARE
25 SYSTEMS AND RESEARCH ON BEST PRACTICES FOR REFERRALS;

26 (c) PRESENTING AND DISSEMINATING BEST PRACTICES ON
27 ALTERNATIVES TO INCARCERATION AND JUSTICE SYSTEM INVOLVEMENT;

1 (d) WORKING WITH AND SUPPORTING COMMUNITY-BASED
2 ORGANIZATIONS SERVING YOUTH INVOLVED IN, AND YOUTH AT RISK OF
3 INVOLVEMENT IN, THE JUSTICE SYSTEM IN COLORADO;

4 (e) COLLABORATING WITH JUSTICE SYSTEM STAKEHOLDERS;

5 (f) WORKING WITH AND SUPPORTING NATIVE AMERICAN
6 ORGANIZATIONS AND COMMUNITIES; AND

7 (g) WORKING WITH JUSTICE SYSTEM-INVOLVED YOUTH AND
8 COMMUNITIES AND ELEVATING YOUTH LEADERSHIP.

9 (3) THE TECHNICAL ASSISTANCE PROVIDER SHALL:

10 (a) PROVIDE INPUT TO THE DIVISION REGARDING THE
11 DEVELOPMENT OF THE GRANT PROGRAM'S GRANT APPLICATION
12 MATERIALS;

13 (b) SUPPORT GRANTEEES IN ESTABLISHING AND MAINTAINING
14 RELATIONSHIPS WITH JUSTICE SYSTEM AND COMMUNITY STAKEHOLDERS,
15 INCLUDING PUBLIC AGENCIES, TRIBAL GOVERNMENTS AND COMMUNITIES,
16 NONPROFIT ORGANIZATIONS, AND YOUTH AND FAMILIES MOST IMPACTED
17 BY THE JUSTICE SYSTEM;

18 (c) PROVIDE GRANTEEES WITH TRAINING AND SUPPORT IN
19 IMPLEMENTING BEST PRACTICES AND TRAUMA-INFORMED, CULTURALLY
20 RELEVANT, GENDER-RESPONSIVE, AND DEVELOPMENTALLY APPROPRIATE
21 APPROACHES TO SERVING YOUTH;

22 (d) CREATE PEER LEARNING OPPORTUNITIES FOR GRANTEEES TO
23 LEARN FROM AND ALONGSIDE ONE ANOTHER;

24 (e) IN COLLABORATION WITH THE RESEARCH UNIVERSITY
25 EVALUATOR SELECTED PURSUANT TO SECTION 25-20.5-2407, PROVIDE
26 GRANTEEES WITH ADMINISTRATIVE AND TECHNICAL SUPPORT TO ENSURE
27 COMPLIANCE WITH APPLICABLE DATA REPORTING AND PROGRAM

1 EVALUATION REQUIREMENTS, AND WITH APPLICABLE LAWS, INCLUDING
2 LAWS AROUND CONFIDENTIALITY AND DEFLECTION ELIGIBILITY; AND

3 (f) PROVIDE THE RESEARCH UNIVERSITY EVALUATOR SELECTED
4 PURSUANT TO SECTION 25-20.5-2407 WITH INPUT REGARDING THE
5 DEVELOPMENT OF DEFLECTION PROGRAM EVALUATION PROCESSES AND
6 METRICS.

7 **25-20.5-2407. Evaluation - reporting requirements.** (1) THE
8 DIVISION SHALL CONTRACT WITH A RESEARCH UNIVERSITY TO CONDUCT
9 A STATEWIDE EVALUATION OF THE GRANT PROGRAM AND ASSOCIATED
10 YOUTH OUTCOMES OVER THE THREE-YEAR GRANT PERIOD. THE DIVISION
11 SHALL SOLICIT AND RECEIVE INPUT FROM THE CONTRACTED RESEARCH
12 UNIVERSITY EVALUATOR IN DEVELOPING THE GRANT PROGRAM
13 APPLICATION MATERIALS. THE RESEARCH UNIVERSITY EVALUATOR MUST
14 HAVE A DEMONSTRATED COMMITMENT TO WORKING WITH COMMUNITIES
15 IMPACTED BY THE JUSTICE SYSTEM.

16 (2) THE RESEARCH UNIVERSITY EVALUATOR SHALL:

17 (a) DEVELOP A COMMON ASSESSMENT INSTRUMENT FOR USE BY
18 GRANTEES TO ASSESS THE NEEDS AND OUTCOMES OF YOUTH
19 PARTICIPANTS;

20 (b) DESIGN A CENTRAL DATA REPOSITORY TO STANDARDIZE
21 GRANTEE DATA COLLECTION AND REPORTING; AND

22 (c) SUPPORT GRANTEES WITH USING THE COMMON ASSESSMENT
23 INSTRUMENT AND THE CENTRAL DATA REPOSITORY.

24 (3) THE DIVISION SHALL PROVIDE THE RESEARCH UNIVERSITY
25 EVALUATOR WITH RELEVANT, EXISTING DATA FOR THE PURPOSES OF
26 MEASURING OUTCOMES. MEASURED OUTCOMES MAY INCLUDE, BUT ARE
27 NOT LIMITED TO:

1 (a) REDUCTIONS IN LAW ENFORCEMENT RESPONSES TO YOUTH
2 CONDUCT INVOLVING LOW-LEVEL OFFENSES, COURT CASELOADS AND
3 PROCESSING COSTS, DAYS YOUTH SPENT IN DETENTION, PLACEMENT OF
4 YOUTH IN CONGREGATE CARE, AND SCHOOL AND PLACEMENT
5 DISRUPTIONS;

6 (b) REDUCTIONS IN THE NUMBER OF SCHOOL SUSPENSIONS AND
7 EXPULSIONS;

8 (c) IMPROVEMENTS IN YOUTH HEALTH AND WELL-BEING, HOUSING
9 AND COMMUNITY STABILITY, EDUCATIONAL ATTAINMENT, PROSOCIAL
10 ACTIVITY, AND CONNECTIONS TO EMPLOYMENT OPPORTUNITIES AND
11 MENTORSHIP; AND

12 (d) PROJECTED STATE AND LOCAL COST SAVINGS AS A RESULT OF
13 THE DEFLECTION PROGRAMMING.

14 (4) THE DIVISION SHALL MAKE AVAILABLE ON ITS WEBSITE A
15 REPORT OF GRANTEEES, PROJECTS, AND OUTCOMES AT THE STATE AND
16 LOCAL LEVELS WITHIN ONE HUNDRED EIGHTY DAYS OF COMPLETION OF
17 THE GRANT PROGRAM.

18 (5) (a) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), ON OR
19 BEFORE DECEMBER 31, 2026, AND EACH DECEMBER 31 THEREAFTER FOR
20 THE DURATION OF THE GRANT PROGRAM, THE DIVISION SHALL SUBMIT A
21 REPORT TO THE HOUSE OF REPRESENTATIVES JUDICIARY COMMITTEE AND
22 THE SENATE JUDICIARY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES,
23 ABOUT THE GRANT PROGRAM. AT A MINIMUM, THE REPORT MUST INCLUDE
24 THE NUMBER AND AMOUNT OF GRANTS AWARDED SINCE THE LAST REPORT
25 AND A SUMMARY OF INFORMATION CONCERNING THE IMPACT OF THE
26 MIXED DELIVERY SYSTEM OF DEFLECTION PROGRAMS FOR YOUTH,
27 INCLUDING NATIVE AMERICAN YOUTH.

1 **25-20.5-2408. Funding for grant program.** (1) FOR STATE
2 FISCAL YEARS 2025-26, 2026-27, AND 2027-28, THE GENERAL ASSEMBLY
3 SHALL ANNUALLY APPROPRIATE THREE MILLION THREE HUNDRED
4 THIRTY-THREE THOUSAND THREE HUNDRED THIRTY-THREE DOLLARS FROM
5 THE GENERAL FUND TO THE DEPARTMENT FOR USE BY THE DIVISION FOR
6 THE PURPOSES OF THIS PART 24.

7 (2) THE DIVISION MAY USE UP TO TWENTY-THREE AND ONE-HALF
8 PERCENT OF THE MONEY ANNUALLY APPROPRIATED, AS FOLLOWS:

9 (a) UP TO THREE PERCENT OF THE MONEY ANNUALLY
10 APPROPRIATED PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION TO PAY
11 FOR THE DIRECT AND INDIRECT COSTS THAT THE DIVISION INCURS TO
12 ADMINISTER THE GRANT PROGRAM;

13 (b) UP TO THREE PERCENT OF THE MONEY ANNUALLY
14 APPROPRIATED PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION TO
15 CONTRACT WITH A RESEARCH UNIVERSITY EVALUATOR AND THE
16 DIVISION'S OWN GRANT PROGRAM EVALUATION-RELATED COSTS;

17 (c) UP TO SEVEN AND ONE-HALF PERCENT OF THE MONEY
18 ANNUALLY APPROPRIATED PURSUANT TO SUBSECTION (1)(a) OF THIS
19 SECTION TO THE CONTRACT WITH A TECHNICAL ASSISTANCE PROVIDER
20 AND THE DIVISION'S OWN TECHNICAL ASSISTANCE-RELATED COSTS IN
21 CONNECTION WITH THE GRANT PROGRAM; AND

22 (d) UP TO TEN PERCENT OF THE MONEY ANNUALLY APPROPRIATED
23 PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION FOR GRANT AWARDS TO
24 DEFLECTION PROGRAMS TARGETING NATIVE AMERICAN YOUTH.

25 (3) THE DIVISION MAY USE THE REMAINING MONEY ANNUALLY
26 APPROPRIATED FOR THE GRANT PROGRAM FOR GRANT AWARDS TO YOUTH
27 DEFLECTION PROGRAMS.

1 (4) THE DIVISION MAY SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS,
2 OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF
3 THIS PART 24.

4 **25-20.5-2409. Repeal of part.** THIS PART 24 IS REPEALED,
5 EFFECTIVE JANUARY 1, 2031.

6 **SECTION 7. Act subject to petition - effective date.** This act
7 takes effect at 12:01 a.m. on the day following the expiration of the
8 ninety-day period after final adjournment of the general assembly; except
9 that, if a referendum petition is filed pursuant to section 1 (3) of article V
10 of the state constitution against this act or an item, section, or part of this
11 act within such period, then the act, item, section, or part will not take
12 effect unless approved by the people at the general election to be held in
13 November 2026 and, in such case, will take effect on the date of the
14 official declaration of the vote thereon by the governor.