

Second Regular Session
Seventy-second General Assembly
STATE OF COLORADO

BILL C

LLS NO. 20-0363.01 Jacob Baus x2173

SENATE BILL

SENATE SPONSORSHIP

Gonzales and Rodriguez,

HOUSE SPONSORSHIP

Gonzales-Gutierrez,

Senate Committees

House Committees

A BILL FOR AN ACT

101 CONCERNING A STUDY TO EXAMINE OPERATIONAL PROCESSES WITHIN
102 THE CRIMINAL JUSTICE SYSTEM.

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/>.)

Prison Population Management Interim Study Committee. The bill requires the department of corrections (department) to conduct a study to examine how individuals proceed through the various stages of criminal proceedings, including the various sentences and programs to which a person may be sentenced or placed.

Subject to available appropriations, the department shall issue a

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

request for proposals for an entity to assist with the study.

The department is required to produce a report of its findings to the joint budget committee of the general assembly and the judiciary committees of the house of representatives and the senate.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 17-42-105 as
3 follows:

4 **17-42-105. Criminal and correctional processes study - request**
5 **for proposals - report - definition - repeal.** (1) (a) THE DEPARTMENT
6 SHALL CONDUCT A STUDY TO EXAMINE HOW INDIVIDUALS PROCEED
7 THROUGH THE VARIOUS STAGES OF CRIMINAL PROCEEDINGS, INCLUDING
8 THE VARIOUS SENTENCES AND PROGRAMS TO WHICH A PERSON MAY BE
9 SENTENCED OR PLACED. THE STUDY MUST INCLUDE, AT A MINIMUM:

10 (I) AN ANALYSIS OF THE MODERN INFORMATION SYSTEM
11 TECHNOLOGIES AND DESIGN PRINCIPLES USED IN THE VARIOUS STAGES OF
12 CRIMINAL PROCEEDINGS, INCLUDING VARIOUS CORRECTIONAL FACILITIES
13 AND PROGRAMS, AND BY CRIMINAL JUSTICE AGENCIES, INCLUDING BUT
14 NOT LIMITED TO:

15 (A) THE SERVICE-ORIENTED ARCHITECTURE USED IN INFORMATION
16 EXCHANGES AND OPERATIONAL PROCESSES; AND

17 (B) THE INTEGRATED DATABASES AND DATA SERVICES USED TO
18 STORE AND ACCESS RECORDS;

19 (II) AN ORGANIZATION MATRIX OF PROCESSES, PERSONNEL
20 STRUCTURES, AND TECHNOLOGY STRUCTURES USED IN THE VARIOUS
21 STAGES OF CRIMINAL PROCEEDINGS, INCLUDING VARIOUS CORRECTIONAL
22 FACILITIES AND PROGRAMS, AND BY CRIMINAL JUSTICE AGENCIES;

23 (III) A DIAGRAM OF CRIMINAL PROCEEDINGS, INCLUDING DETAILS

1 CONCERNING THE OPTIONS AVAILABLE TO PERSONS AT THE VARIOUS
2 STAGES OF CRIMINAL PROCEEDINGS, INCLUDING VARIOUS SENTENCES AND
3 PROGRAMS, AND STATISTICS REGARDING THE FREQUENCY AT WHICH THE
4 OPTIONS ARE CHOSEN;

5 (IV) AN ANALYSIS OF MODEL-BASED SYSTEMS ENGINEERING USED
6 IN CRIMINAL PROCEEDINGS, INCLUDING VARIOUS CORRECTIONAL
7 FACILITIES AND PROGRAMS, AND BY CRIMINAL JUSTICE AGENCIES TO:

8 (A) ILLUSTRATE EXISTING ORGANIZATIONAL RELATIONSHIPS,
9 INFORMATION SYSTEMS, AND PROCESSES; AND

10 (B) ANALYZE EXISTING PROCESS INEFFICIENCIES AND
11 OPPORTUNITIES FOR IMPROVING QUALITY AND EFFICIENCIES;

12 (V) RECOMMENDATIONS AND BEST PRACTICES IMPLEMENTED IN
13 COLORADO OR OTHER STATES FOR CREATING MORE EFFICIENT
14 OPERATIONAL AND TECHNOLOGICAL SYSTEMS AND PROCEDURES TO BE
15 USED IN CRIMINAL PROCEEDINGS AND THE VARIOUS CORRECTIONAL
16 FACILITIES AND PROGRAMS;

17 (VI) AN ANALYSIS OF INEFFICIENCIES WITHIN THE VARIOUS STAGES
18 OF CRIMINAL PROCEEDINGS, INCLUDING VARIOUS CORRECTIONAL
19 FACILITIES AND PROGRAMS; AND

20 (VII) AN ANALYSIS OF THE TYPES OF METRICS AND INFORMATION
21 COLLECTED AND PREPARED BY CRIMINAL JUSTICE AGENCIES REGARDING
22 INDIVIDUALS PROCEEDING THROUGH THE VARIOUS STAGES OF CRIMINAL
23 PROCEEDINGS AND THE VARIOUS SENTENCES AND PROGRAMS. THIS
24 ANALYSIS MUST EXAMINE THE PURPOSE OF COLLECTING AND PREPARING
25 THE METRICS AND INFORMATION AND HOW IT IS USED.

26 (b) THE DEPARTMENT SHALL LIMIT THE STUDY TO THE MOST
27 RECENT EIGHTEEN-MONTH PERIOD FOR WHICH DATA IS AVAILABLE AND

1 SUFFICIENT TO SATISFY THE OBJECTIVES IN SUBSECTION (1)(a) OF THIS
2 SECTION.

3 (c) THE DEPARTMENT SHALL SOLICIT AND CONSIDER PUBLIC
4 COMMENT REGARDING THE OBJECTIVES OF THE STUDY DESCRIBED IN
5 SUBSECTION (1)(a) OF THIS SECTION. THE DEPARTMENT SHALL NOT
6 PROHIBIT PUBLIC COMMENT FROM BEING SUBMITTED ANONYMOUSLY.

7 (2) THE DEPARTMENT SHALL COLLABORATE WITH THE OTHER
8 CRIMINAL JUSTICE AGENCIES, THE DEPARTMENT OF LAW, AND THE
9 DEPARTMENT OF PUBLIC SAFETY, AS NECESSARY, TO SATISFY THE
10 OBJECTIVES OF THE STUDY DESCRIBED IN SUBSECTION (1)(a) OF THIS
11 SECTION.

12 (3) SUBJECT TO AVAILABLE APPROPRIATIONS, THE DEPARTMENT
13 SHALL ISSUE A REQUEST FOR PROPOSALS FOR AN ENTITY TO ASSIST THE
14 DEPARTMENT IN CONDUCTING THE STUDY, GATHERING INFORMATION,
15 ANALYZING THE ISSUES, AND PRODUCING A REPORT. THE DEPARTMENT
16 SHALL ENTER INTO A CONTRACT WITH AN ENTITY ON OR BEFORE JUNE 30,
17 2020.

18 (4) ON OR BEFORE JANUARY 1, 2021, THE DEPARTMENT SHALL
19 SUBMIT A REPORT OF ITS FINDINGS TO THE JOINT BUDGET COMMITTEE OF
20 THE GENERAL ASSEMBLY AND THE JUDICIARY COMMITTEES OF THE HOUSE
21 OF REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR COMMITTEES.

22 (5) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
23 REQUIRES, "CRIMINAL JUSTICE AGENCY" MEANS A LAW ENFORCEMENT
24 AGENCY, COURT, LOCAL JAIL, MUNICIPAL JAIL AUTHORIZED PURSUANT TO
25 SECTION 31-15-401 (1)(j), MULTIJURISDICTIONAL JAIL AUTHORIZED
26 PURSUANT TO SECTION 17-26.5-101, THE DEPARTMENT, AND PRIVATE
27 CONTRACT PRISONS.

1 (6) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2021.

2 **SECTION 2. Safety clause.** The general assembly hereby finds,
3 determines, and declares that this act is necessary for the immediate
4 preservation of the public peace, health, or safety.