

CHAPTER 20

CORRECTIONS

HOUSE BILL 93-1073

BY REPRESENTATIVES Friednash, T. Hernandez, Kerns, Knox, Snyder, Tanner, and Williams;
also SENATORS Ruddick, Bishop, Gallagher, Groff, Hopper, Johnson, Mendez, Tebedo, Traylor, Trujillo, and Weissmann.

AN ACT**CONCERNING THE ELIGIBILITY OF OFFENDERS FOR INTENSIVE SUPERVISION PROGRAMS.**

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

SECTION 1. 17-27.5-101, Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended to read:

17-27.5-101. Authority to establish intensive supervision programs for parolees and community corrections offenders. The department shall have the authority to establish and directly operate an intensive supervision program for any offender not having more than ~~ninety~~ **ninety** ONE HUNDRED EIGHTY days remaining until ~~his~~ **SUCH OFFENDER'S** parole eligibility date. The department shall also be authorized to refer for placement any such offender to an intensive supervision program operated under the jurisdiction of units of local government under contract with the department of public safety. Additionally, the department may refer for placement in such an intensive supervision program any offender who has met program objectives of a residential community corrections program and who has not more than one hundred ~~twenty~~ **twenty** EIGHTY days remaining until his parole eligibility date. The department of public safety shall have the authority to contract with community corrections programs for intensive supervision services subject to the approval of the affected unit of local government. In contracting for such programs, the department of public safety shall obtain the advice and consent of affected units of local government and shall consider the needs of the department, communities, and offenders for successful reintegration into communities and the appropriate allocation of resources for effective correction of offenders.

SECTION 2. The introductory portion to 17-27.5-102 (3), Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended to read:

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

17-27.5-102. Minimum standards and criteria for the operation of intensive supervision programs. (3) An offender as defined in section 17-27-102 (4) is eligible for an intensive supervision program only upon the recommendation of the department if such offender has not more than ~~ninety~~ ONE HUNDRED EIGHTY days remaining until ~~his~~ SUCH OFFENDER'S parole eligibility date or upon a transfer from a community corrections residential program under article 27 of this title if such offender has not more than one hundred ~~twenty~~ EIGHTY days remaining until ~~his~~ SUCH OFFENDER'S parole eligibility date and if the local community corrections board finds that the correctional needs of such offender will be better served by such supervision. The local community corrections board has the authority to accept, reject, or reject after acceptance the participation of any offender in each and every intensive supervision program under this article. In selecting offenders for transfer to an intensive supervision program, the department and the local community corrections board shall consider, but shall not be limited to, the following factors:

SECTION 3. Effective date. This act shall take effect July 1, 1993.

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

Approved: March 22, 1993