

CHAPTER 325

HUMAN SERVICES - INSTITUTIONS

HOUSE BILL 00-1033

BY REPRESENTATIVES Tool, Kester, Alexander, Bacon, Coleman, Kaufman, Keller, Lawrence, Mace, Morrison, Tapia, Tochtrop, S. Williams, and Windels;
also SENATORS Anderson, Martinez, Hernandez, Linkhart, Reeves, Weddig, and Wham.

AN ACT

CONCERNING A CONTINUING EXAMINATION OF THE TREATMENT OF PERSONS WITH MENTAL ILLNESS WHO ARE INVOLVED IN THE CRIMINAL JUSTICE SYSTEM, AND MAKING AN APPROPRIATION THEREFOR.

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

SECTION 1. Title 18, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW ARTICLE to read:

ARTICLE 1.7

**Continuing Examination of the Treatment of Persons
with Mental Illness Who are
Involved in the Criminal Justice System**

18-1.7-101. Legislative declaration. (1) THE GENERAL ASSEMBLY HEREBY FINDS THAT:

(a) A STUDY BY THE COLORADO DEPARTMENT OF CORRECTIONS COMPLETED IN THE FALL OF 1998 IDENTIFIED APPROXIMATELY ONE THOUSAND TWO HUNDRED INMATES, NEARLY TEN PERCENT OF THE INMATE POPULATION OF THE DEPARTMENT OF CORRECTIONS, AS PERSONS WHO MEET THE DIAGNOSTIC CRITERIA FOR MAJOR MENTAL ILLNESSES;

(b) THE NUMBER OF INMATES IN THE CUSTODY OF THE DEPARTMENT OF CORRECTIONS IDENTIFIED IN 1998 AS MEETING THE DIAGNOSTIC CRITERIA FOR MAJOR MENTAL ILLNESSES IS TWICE THE NUMBER IDENTIFIED IN 1996 AND FIVE TO SIX TIMES THE NUMBER IDENTIFIED IN 1988;

(c) IN 1998, APPROXIMATELY TWENTY PERCENT OF THE JUVENILES IN THE LEGAL CUSTODY OF THE DIVISION OF YOUTH CORRECTIONS WITHIN THE DEPARTMENT OF

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

HUMAN SERVICES WERE IDENTIFIED AS HAVING MODERATE TO SEVERE MENTAL HEALTH PROBLEMS REQUIRING PSYCHIATRIC TREATMENT;

(d) A STUDY CONDUCTED IN 1995 FOUND THAT APPROXIMATELY SIX PERCENT OF THE PERSONS HELD IN COUNTY JAILS AND IN COMMUNITY CORRECTIONS THROUGHOUT THE STATE HAD BEEN DIAGNOSED AS PERSONS WITH SEVERE OR CHRONIC MENTAL ILLNESS;

(e) IT IS ESTIMATED THAT CURRENTLY NEARLY NINE PERCENT OF ALL THE ADULTS AND JUVENILES ON PROBATION THROUGHOUT THE STATE OF COLORADO HAVE BEEN IDENTIFIED AS HAVING SEVERE OR CHRONIC MENTAL ILLNESS;

(f) FOR THE 1998-99 FISCAL YEAR, APPROXIMATELY FORTY-FOUR PERCENT OF THE INPATIENT POPULATION AT THE COLORADO MENTAL HEALTH INSTITUTE IN PUEBLO HAD BEEN COMMITTED FOLLOWING THE RETURN OF A VERDICT OF NOT GUILTY BY REASON OF INSANITY OR A DETERMINATION BY THE COURT THAT THE PERSON WAS INCOMPETENT TO STAND TRIAL DUE TO MENTAL ILLNESS;

(g) PERSONS WITH MENTAL ILLNESS, AS A DIRECT OR INDIRECT RESULT OF THEIR CONDITION, ARE IN MANY INSTANCES MORE LIKELY THAN PERSONS WHO DO NOT HAVE MENTAL ILLNESS TO BE INVOLVED IN THE CRIMINAL JUSTICE SYSTEM OR THE JUVENILE JUSTICE SYSTEM;

(h) THE EXISTING PROCEDURES AND DIAGNOSTIC TOOLS USED BY PERSONS WORKING IN THE CRIMINAL JUSTICE SYSTEM MAY NOT BE SUFFICIENT TO IDENTIFY APPROPRIATELY AND DIAGNOSE PERSONS WITH MENTAL ILLNESS WHO ARE INVOLVED IN THE CRIMINAL JUSTICE SYSTEM;

(i) THE CRIMINAL JUSTICE SYSTEM AND THE JUVENILE JUSTICE SYSTEM CURRENTLY MAY NOT BE STRUCTURED IN SUCH A MANNER AS TO PROVIDE THE LEVEL OF TREATMENT AND CARE FOR PERSONS WITH MENTAL ILLNESS THAT IS NECESSARY TO ENSURE THE SAFETY OF THESE PERSONS, OF OTHER PERSONS IN THE CRIMINAL AND JUVENILE JUSTICE SYSTEMS, AND OF THE COMMUNITY AT LARGE; AND

(j) THE ONGOING SUPERVISION, CARE, AND MONITORING, ESPECIALLY WITH REGARD TO MEDICATION, OF PERSONS WITH MENTAL ILLNESS WHO ARE RELEASED FROM INCARCERATION ARE CRUCIAL TO ENSURING THE SAFETY OF THE COMMUNITY.

(2) THEREFORE, THE GENERAL ASSEMBLY DECLARES THAT IT IS NECESSARY TO CREATE A TASK FORCE TO CONTINUE TO EXAMINE THE IDENTIFICATION, DIAGNOSIS, AND TREATMENT OF PERSONS WITH MENTAL ILLNESS WHO ARE INVOLVED IN THE STATE CRIMINAL JUSTICE SYSTEM, INCLUDING THE JUVENILE JUSTICE SYSTEM, AND TO MAKE RECOMMENDATIONS TO A LEGISLATIVE OVERSIGHT COMMITTEE FOR THE DEVELOPMENT OF LEGISLATIVE PROPOSALS RELATED TO THIS ISSUE.

18-1.7-102. Definitions. AS USED IN THIS ARTICLE, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(1) "COMMITTEE" MEANS THE LEGISLATIVE OVERSIGHT COMMITTEE ESTABLISHED PURSUANT TO SECTION 18-1.7-103.

(2) "CRIMINAL JUSTICE SYSTEM" MEANS THE ADULT CRIMINAL JUSTICE SYSTEM AND THE JUVENILE JUSTICE SYSTEM WITHIN THE STATE.

(3) "TASK FORCE" MEANS THE TASK FORCE FOR THE CONTINUING EXAMINATION OF THE TREATMENT OF PERSONS WITH MENTAL ILLNESS WHO ARE INVOLVED IN THE CRIMINAL JUSTICE SYSTEM ESTABLISHED PURSUANT TO SECTION 18-1.7-104.

18-1.7-103. Legislative oversight committee - creation - duties. (1) (a) THERE IS HEREBY CREATED A LEGISLATIVE OVERSIGHT COMMITTEE FOR THE CONTINUING EXAMINATION OF THE TREATMENT OF PERSONS WITH MENTAL ILLNESS WHO ARE INVOLVED IN THE CRIMINAL JUSTICE SYSTEM.

(b) THE COMMITTEE SHALL CONSIST OF SIX MEMBERS. THE PRESIDENT OF THE SENATE, THE MINORITY LEADER OF THE SENATE, AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL APPOINT THE MEMBERS OF THE COMMITTEE, AS FOLLOWS:

(I) THE PRESIDENT OF THE SENATE SHALL APPOINT TWO SENATORS TO SERVE ON THE COMMITTEE, AND THE MINORITY LEADER OF THE SENATE SHALL APPOINT ONE SENATOR TO SERVE ON THE COMMITTEE;

(II) THE SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL APPOINT THREE REPRESENTATIVES TO SERVE ON THE COMMITTEE, NO MORE THAN TWO OF WHOM SHALL BE MEMBERS OF THE SAME POLITICAL PARTY;

(c) THE PRESIDENT OF THE SENATE SHALL SELECT THE FIRST CHAIR OF THE COMMITTEE, AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL SELECT THE FIRST VICE-CHAIR. THE CHAIR AND VICE-CHAIR SHALL ALTERNATE ANNUALLY THEREAFTER BETWEEN THE TWO HOUSES. THE CHAIR AND VICE-CHAIR OF THE COMMITTEE MAY ESTABLISH SUCH ORGANIZATIONAL AND PROCEDURAL RULES AS ARE NECESSARY FOR THE OPERATION OF THE COMMITTEE.

(d) COMMITTEE MEMBERS SHALL BE REIMBURSED FOR ALL ACTUAL AND NECESSARY EXPENSES INCURRED IN THE PERFORMANCE OF THEIR DUTIES AND, IN ADDITION, SHALL BE PAID AS PROVIDED PURSUANT TO SECTION 2-2-307, C.R.S., FOR ATTENDANCE AT MEETINGS OF THE COMMITTEE.

(2) (a) THE COMMITTEE SHALL MEET ON OR BEFORE AUGUST 1, 2000, AND SHALL MEET AT LEAST THREE TIMES EACH YEAR THEREAFTER, AND AT SUCH OTHER TIMES AS IT DEEMS NECESSARY.

(b) THE COMMITTEE SHALL BE RESPONSIBLE FOR THE OVERSIGHT OF THE TASK FORCE AND SHALL SUBMIT ANNUAL REPORTS TO THE GENERAL ASSEMBLY REGARDING THE FINDINGS AND RECOMMENDATIONS OF THE TASK FORCE. IN ADDITION, THE COMMITTEE MAY RECOMMEND LEGISLATIVE CHANGES WHICH SHALL BE TREATED AS BILLS RECOMMENDED BY AN INTERIM LEGISLATIVE COMMITTEE FOR PURPOSES OF ANY INTRODUCTION DEADLINES OR BILL LIMITATIONS IMPOSED BY THE JOINT RULES OF THE GENERAL ASSEMBLY.

(c) THE COMMITTEE SHALL SUBMIT A REPORT TO THE GENERAL ASSEMBLY BY JANUARY 15, 2001, AND BY EACH JANUARY 15 THEREAFTER THROUGH JANUARY 15, 2004. THE ANNUAL REPORTS SHALL SUMMARIZE THE ISSUES ADDRESSING THE

TREATMENT OF PERSONS WITH MENTAL ILLNESS WHO ARE INVOLVED IN THE CRIMINAL JUSTICE SYSTEM THAT HAVE BEEN CONSIDERED AND ANY RECOMMENDED LEGISLATIVE PROPOSALS.

18-1.7-104. Mentally ill offender task force - creation - membership - duties.

(1) THERE IS HEREBY CREATED A TASK FORCE FOR THE CONTINUING EXAMINATION OF THE TREATMENT OF PERSONS WITH MENTAL ILLNESS WHO ARE INVOLVED IN THE CRIMINAL JUSTICE SYSTEM IN COLORADO. THE TASK FORCE SHALL CONSIST OF TWENTY-SEVEN MEMBERS AS FOLLOWS:

(a) THE CHIEF JUSTICE OF THE COLORADO SUPREME COURT SHALL APPOINT THREE MEMBERS WHO REPRESENT THE JUDICIAL DEPARTMENT, TWO OF WHOM REPRESENT THE DIVISION OF PROBATION WITHIN THE DEPARTMENT, AND ONE WHO SHALL HAVE EXPERIENCE HANDLING JUVENILE JUSTICE MATTERS WITHIN THE DEPARTMENT;

(b) THE CHAIR AND VICE-CHAIR OF THE COMMITTEE SHALL APPOINT TWENTY-FOUR MEMBERS AS FOLLOWS:

(I) ONE MEMBER WHO REPRESENTS THE DIVISION OF CRIMINAL JUSTICE WITHIN THE DEPARTMENT OF PUBLIC SAFETY;

(II) TWO MEMBERS WHO REPRESENT THE DEPARTMENT OF CORRECTIONS, ONE OF WHOM REPRESENTS THE DIVISION OF PAROLE WITHIN THE DEPARTMENT;

(III) ONE MEMBER WHO REPRESENTS COMMUNITY CORRECTIONS;

(IV) TWO MEMBERS WHO REPRESENT LOCAL LAW ENFORCEMENT AGENCIES, ONE OF WHOM SHALL HAVE EXPERIENCE DEALING WITH JUVENILES IN THE JUVENILE JUSTICE SYSTEM;

(V) FIVE MEMBERS WHO REPRESENT THE DEPARTMENT OF HUMAN SERVICES, AS FOLLOWS:

(A) ONE MEMBER WHO REPRESENTS THE UNIT RESPONSIBLE FOR MENTAL HEALTH SERVICES WITHIN THE DEPARTMENT OF HUMAN SERVICES;

(B) ONE MEMBER WHO REPRESENTS THE DIVISION OF YOUTH CORRECTIONS;

(C) ONE MEMBER WHO REPRESENTS THE UNIT RESPONSIBLE FOR CHILD WELFARE SERVICES;

(D) ONE MEMBER WHO REPRESENTS THE ALCOHOL AND DRUG ABUSE DIVISION;
AND

(E) ONE MEMBER WHO REPRESENTS THE COLORADO MENTAL HEALTH INSTITUTE AT PUEBLO;

(VI) ONE MEMBER WHO REPRESENTS THE DEPARTMENT OF EDUCATION;

(VII) ONE MEMBER WHO REPRESENTS THE STATE ATTORNEY GENERAL'S OFFICE;

(VIII) ONE MEMBER WHO REPRESENTS THE DISTRICT ATTORNEYS WITHIN THE STATE;

(IX) TWO MEMBERS WHO REPRESENT THE CRIMINAL DEFENSE BAR WITHIN THE STATE, ONE OF WHOM SHALL HAVE EXPERIENCE REPRESENTING JUVENILES IN THE JUVENILE JUSTICE SYSTEM;

(X) TWO MEMBERS WHO ARE LICENSED MENTAL HEALTH PROFESSIONALS PRACTICING WITHIN THE STATE, ONE OF WHOM SHALL HAVE EXPERIENCE TREATING JUVENILES;

(XI) ONE MEMBER WHO REPRESENTS COMMUNITY MENTAL HEALTH CENTERS WITHIN THE STATE;

(XII) ONE MEMBER WHO IS A PERSON WITH KNOWLEDGE OF PUBLIC BENEFITS AND PUBLIC HOUSING WITHIN THE STATE;

(XIII) ONE MEMBER WHO IS A PRACTICING FORENSIC PROFESSIONAL WITHIN THE STATE;

(XIV) THREE MEMBERS OF THE PUBLIC AS FOLLOWS:

(A) ONE MEMBER WHO HAS MENTAL ILLNESS AND HAS BEEN INVOLVED WITH THE CRIMINAL JUSTICE SYSTEM IN THIS STATE;

(B) ONE MEMBER WHO HAS AN ADULT FAMILY MEMBER WHO HAS MENTAL ILLNESS AND HAS BEEN INVOLVED WITH THE CRIMINAL JUSTICE SYSTEM IN THIS STATE; AND

(C) ONE MEMBER WHO IS THE PARENT OF A CHILD WHO HAS MENTAL ILLNESS AND HAS BEEN INVOLVED WITH THE CRIMINAL JUSTICE SYSTEM IN THIS STATE.

(2) IN MAKING APPOINTMENTS TO THE TASK FORCE, THE APPOINTING AUTHORITIES SHALL ENSURE THAT THE MEMBERSHIP OF THE TASK FORCE REFLECTS THE ETHNIC, CULTURAL, AND GENDER DIVERSITY OF THE STATE AND INCLUDES REPRESENTATION OF ALL AREAS OF THE STATE.

(3) THE TASK FORCE SHALL EXAMINE THE IDENTIFICATION, DIAGNOSIS, AND TREATMENT OF PERSONS WITH MENTAL ILLNESS WHO ARE INVOLVED IN THE STATE CRIMINAL JUSTICE SYSTEM. THE TASK FORCE SHALL SPECIFICALLY CONSIDER, BUT NEED NOT BE LIMITED TO, THE FOLLOWING ISSUES:

(a) THE EARLY IDENTIFICATION, DIAGNOSIS, AND TREATMENT OF ADULTS AND JUVENILES WITH MENTAL ILLNESS WHO ARE INVOLVED WITH THE CRIMINAL JUSTICE SYSTEM;

(b) THE PROSECUTION OF AND SENTENCING ALTERNATIVES FOR PERSONS WITH MENTAL ILLNESS THAT MAY INVOLVE TREATMENT AND ONGOING SUPERVISION;

(c) THE DIAGNOSIS, TREATMENT, AND HOUSING OF PERSONS WITH MENTAL ILLNESS WHO ARE CONVICTED OF CRIMES OR WHO PLEAD GUILTY, NOLO CONTENDERE, OR NOT GUILTY BY REASON OF INSANITY OR WHO ARE FOUND TO BE INCOMPETENT TO STAND

TRIAL;

(d) THE DIAGNOSIS, TREATMENT, AND HOUSING OF JUVENILES WITH MENTAL ILLNESS WHO ARE ADJUDICATED FOR OFFENSES THAT WOULD CONSTITUTE CRIMES IF COMMITTED BY ADULTS OR WHO PLEAD GUILTY, NOLO CONTENDERE, OR NOT GUILTY BY REASON OF INSANITY OR WHO ARE FOUND TO BE INCOMPETENT TO STAND TRIAL;

(e) THE ONGOING TREATMENT, HOUSING, AND SUPERVISION, ESPECIALLY WITH REGARD TO MEDICATION, OF ADULTS AND JUVENILES WHO ARE CONVICTED OR ADJUDICATED AND HOUSED WITHIN THE COMMUNITY AND THE AVAILABILITY OF PUBLIC BENEFITS FOR SUCH PERSONS;

(f) THE ONGOING ASSISTANCE AND SUPERVISION, ESPECIALLY WITH REGARD TO MEDICATION, OF PERSONS WITH MENTAL ILLNESS AFTER DISCHARGE FROM SENTENCE;

(g) THE CIVIL COMMITMENT OF PERSONS WITH MENTAL ILLNESS WHO ARE CRIMINALLY CONVICTED, FOUND NOT GUILTY BY REASON OF INSANITY, OR FOUND TO BE INCOMPETENT TO STAND TRIAL;

(h) THE IDENTIFICATION, DIAGNOSIS, AND TREATMENT OF MINORITY PERSONS WITH MENTAL ILLNESS, WOMEN WITH MENTAL ILLNESS, AND PERSONS WITH CO-OCCURRING DISORDERS IN THE CRIMINAL JUSTICE SYSTEM;

(i) THE MODIFICATION OF THE CRIMINAL JUSTICE SYSTEM TO SERVE ADULTS AND JUVENILES WITH MENTAL ILLNESS WHO ARE CHARGED WITH OR CONVICTED OF A CRIMINAL OFFENSE;

(j) THE LIABILITY OF FACILITIES THAT HOUSE PERSONS WITH MENTAL ILLNESS AND THE LIABILITY OF THE STAFF WHO TREAT OR SUPERVISE PERSONS WITH MENTAL ILLNESS;

(k) THE SAFETY OF THE STAFF WHO TREAT OR SUPERVISE PERSONS WITH MENTAL ILLNESS AND THE USE OF FORCE AGAINST PERSONS WITH MENTAL ILLNESS;

(l) THE IMPLEMENTATION OF APPROPRIATE DIAGNOSTIC TOOLS TO IDENTIFY PERSONS IN THE CRIMINAL JUSTICE SYSTEM WITH MENTAL ILLNESS;

(m) ANY OTHER ISSUES CONCERNING PERSONS WITH MENTAL ILLNESS WHO ARE INVOLVED IN THE STATE CRIMINAL JUSTICE SYSTEM THAT ARISE DURING THE COURSE OF THE TASK FORCE STUDY.

(4) THE TASK FORCE SHALL PROVIDE GUIDANCE AND MAKE FINDINGS AND RECOMMENDATIONS TO THE COMMITTEE IN ITS DEVELOPMENT OF REPORTS AND LEGISLATIVE RECOMMENDATIONS FOR MODIFICATION OF THE CRIMINAL JUSTICE SYSTEM, WITH RESPECT TO PERSONS WITH MENTAL ILLNESS WITHIN THE CRIMINAL JUSTICE SYSTEM. IN SO DOING, THE TASK FORCE SHALL:

(a) SELECT A CHAIR AND A VICE-CHAIR FROM AMONG ITS MEMBERS;

(b) MEET AT LEAST TWICE EACH YEAR FROM THE DATE OF THE FIRST MEETING UNTIL JANUARY 1, 2003, OR AS OTHERWISE DIRECTED BY THE CHAIR OF THE

COMMITTEE;

(c) COMMUNICATE WITH AND OBTAIN INPUT FROM GROUPS THROUGHOUT THE STATE AFFECTED BY THE ISSUES IDENTIFIED IN SUBSECTION (3) OF THIS SECTION;

(d) CREATE SUBCOMMITTEES AS NEEDED TO CARRY OUT THE DUTIES OF THE TASK FORCE. THE SUBCOMMITTEES MAY CONSIST, IN PART, OF PERSONS WHO ARE NOT MEMBERS OF THE TASK FORCE. SUCH PERSONS MAY VOTE ON ISSUES BEFORE SUCH SUBCOMMITTEE BUT SHALL NOT BE ENTITLED TO A VOTE AT MEETINGS OF THE TASK FORCE.

(e) SUBMIT A WRITTEN REPORT TO THE COMMITTEE BY OCTOBER 1, 2000 AND EACH OCTOBER 1 THEREAFTER THROUGH OCTOBER 1, 2002, AT A MINIMUM SPECIFYING THE FOLLOWING:

(I) ISSUES TO BE STUDIED IN UPCOMING TASK FORCE MEETINGS AND A PRIORITIZATION OF THOSE ISSUES;

(II) FINDINGS AND RECOMMENDATIONS REGARDING ISSUES OF PRIOR CONSIDERATION BY THE TASK FORCE;

(III) LEGISLATIVE PROPOSALS OF THE TASK FORCE THAT IDENTIFY THE POLICY ISSUES INVOLVED, THE AGENCIES RESPONSIBLE FOR THE IMPLEMENTATION OF THE CHANGES, AND THE FUNDING SOURCES REQUIRED FOR SUCH IMPLEMENTATION.

(5) MEMBERS OF THE TASK FORCE SHALL SERVE WITHOUT COMPENSATION.

18-1.7-105. Task force funding - staff support. (1) THE TASK FORCE IS AUTHORIZED TO RECEIVE CONTRIBUTIONS, GRANTS, SERVICES, AND IN-KIND DONATIONS FROM ANY PUBLIC OR PRIVATE ENTITY TO BE EXPENDED FOR ANY DIRECT OR INDIRECT COSTS ASSOCIATED WITH THE DUTIES OF THE TASK FORCE SET FORTH IN THIS ARTICLE.

(2) THE DIRECTOR OF RESEARCH OF THE LEGISLATIVE COUNCIL, THE DIRECTOR OF THE OFFICE OF LEGISLATIVE LEGAL SERVICES, THE DIRECTOR OF THE DIVISION OF CRIMINAL JUSTICE WITHIN THE DEPARTMENT OF PUBLIC SAFETY, AND THE EXECUTIVE DIRECTORS OF THE DEPARTMENTS REPRESENTED ON THE TASK FORCE SHALL SUPPLY STAFF ASSISTANCE TO THE COMMITTEE AS THEY DEEM APPROPRIATE. THE COMMITTEE MAY ALSO ACCEPT STAFF SUPPORT FROM THE PRIVATE SECTOR.

18-1.7-106. Repeal of article. THIS ARTICLE IS REPEALED, EFFECTIVE JULY 1, 2003.

SECTION 2. Appropriation - adjustment in 2000 long bill. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of public safety, for allocation to the division of criminal justice, for the fiscal year beginning July 1, 2000, the sum of thirty-seven thousand four hundred twenty-five dollars (\$37,425) and 0.6 FTE, or so much thereof as may be necessary, for the implementation of this act.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the legislative department, for the fiscal year beginning July 1, 2000, the sum of nineteen thousand eight hundred ninety-six dollars (\$19,896) and 0.4 FTE, or so much thereof as may be necessary, for the implementation of this act.

(3) For the implementation of this act, appropriations made in the annual general appropriations act for the fiscal year beginning July 1, 2000, shall be adjusted as follows:

(a) The general fund appropriation to the capital construction fund outlined in section 3 (1) (f) is reduced by fifty-seven thousand three hundred twenty-one dollars (\$57,321).

(b) The capital construction fund exempt appropriation to the department of transportation, construction projects, is reduced by fifty-seven thousand three hundred twenty-one dollars (\$57,321).

SECTION 3. 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: June 1, 2000