

CHAPTER 67

CHILDREN AND DOMESTIC MATTERS

SENATE BILL 06-108

BY SENATOR(S) Hagedorn, Bacon, Groff, Grossman, Hanna, Isgar, Spence, Tapia, Teck, Tochtrop, Williams, and Windels;
also REPRESENTATIVE(S) Hefley, Berens, Borodkin, Boyd, Carroll T., Frangas, Gallegos, Green, Harvey, Jahn, Madden, May
M., McFadyen, McGihon, Merrifield, Solano, Stafford, Stengel, and Todd.

AN ACT**CONCERNING THE EARLY DISCHARGE OF JUVENILES FROM PAROLE.**

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

SECTION 1. 19-2-1002 (9), Colorado Revised Statutes, is amended to read:

19-2-1002. Juvenile parole. (9) Parole discharge. (a) The board may discharge a juvenile from parole after the juvenile has served the mandatory parole period of six months but prior to the expiration of his or her period of parole supervision when it appears to the board that there is a reasonable probability that the juvenile will remain at liberty without violating the law or when such juvenile is under the probation supervision of the district court, in the custody of the department of corrections, or otherwise not available to receive parole supervision.

(b) THE BOARD MAY DISCHARGE A JUVENILE FROM PAROLE BEFORE COMPLETION OF THE MANDATORY SIX-MONTH PAROLE PERIOD WHEN THE BOARD FINDS THAT THE JUVENILE MEETS, AT A MINIMUM, ALL OF THE FOLLOWING CONDITIONS OF SPECIAL ACHIEVEMENT:

(I) GRADUATION FROM A PUBLIC OR ACCREDITED NONPUBLIC HIGH SCHOOL OR COMPLETION OF A GED, AS THAT TERM IS DEFINED IN SECTION 22-33-102 (4.5), C.R.S.;

(II) PAYMENT OF ONE HUNDRED PERCENT OF ANY RESTITUTION THE JUVENILE HAS BEEN ORDERED TO PAY;

(III) CERTIFICATION BY THE JUVENILE'S PAROLE OFFICER THAT THE JUVENILE IS READY FOR DISCHARGE FROM PAROLE, WHICH SHALL TAKE INTO CONSIDERATION THE

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

RESULTS OF AN OBJECTIVE RISK ASSESSMENT CONDUCTED BY THE DEPARTMENT OF HUMAN SERVICES AND SHALL BE BASED UPON RESEARCHED FACTORS THAT HAVE BEEN DEMONSTRATED TO BE CORRELATIVE TO RISK TO THE COMMUNITY; AND

(IV) PRESENTATION TO THE BOARD OF A PLAN OF ACTION PREPARED BY THE JUVENILE THAT INCLUDES THE STEPS THE JUVENILE WILL ACCOMPLISH TO ENSURE HIS OR HER TRANSITION TO LAW-ABIDING CITIZENSHIP. IF THE JUVENILE'S PLAN OF ACTION INCLUDES AN INTENT TO ENLIST IN MILITARY SERVICE, THE PLAN SHALL SPECIFY THE INTERIM STEPS THAT THE JUVENILE WILL TAKE PRIOR TO ENTERING MILITARY SERVICE.

SECTION 2. Applicability. This act shall apply to juveniles released on parole prior to, on, or after the applicable effective date of this act.

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: March 31, 2006