

## CHAPTER 180

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**CRIMINAL LAW AND PROCEDURE**


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## SENATE BILL 23-072

BY SENATOR(S) Rodriguez, Cutter, Gonzales, Moreno, Priola, Winter F.;  
also REPRESENTATIVE(S) Epps and Soper, Boesenecker, Brown, English, Hamrick, Herod, Jodeh, Lindsay, Mabrey, Martinez,  
Ortiz, Sharbini, Snyder, Weissman, Willford.

## AN ACT

**CONCERNING THE CONTINUATION OF THE DEFENSE COUNSEL ON FIRST APPEARANCE GRANT PROGRAM, AND, IN CONNECTION THEREWITH, IMPLEMENTING THE RECOMMENDATIONS IN THE 2022 SUNSET REPORT BY THE DEPARTMENT OF REGULATORY AGENCIES AND MAKING AN APPROPRIATION.**

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

**SECTION 1.** In Colorado Revised Statutes, 2-3-1203, **repeal** (14)(a)(VIII); and **add** (19)(a)(II) as follows:

**2-3-1203. Sunset review of advisory committees - legislative declaration - definition - repeal.** (14) (a) The following statutory authorizations for the designated advisory committees are scheduled for repeal on September 1, 2023:

(VIII) ~~The defense counsel on first appearance grant program created in section 24-32-123;~~

(19) (a) The following statutory authorizations for the designated advisory committees will repeal on September 1, 2028:

(II) THE DEFENSE COUNSEL ON FIRST APPEARANCE GRANT PROGRAM CREATED IN SECTION 24-32-123;

**SECTION 2.** In Colorado Revised Statutes, 24-32-123, **amend** (5) as follows:

**24-32-123. Defense counsel on first appearance grant program - report - rules - definition - repeal.** (5) This section is repealed, effective September 1,

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*Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.*

~~2023~~ 2028. Before its repeal, the department of regulatory agencies shall review the grant program in accordance with section 2-3-1203.

**SECTION 3. Appropriation.** For the 2023-24 state fiscal year, \$1,666,652 is appropriated to the department of local affairs for use by the division of local government. This appropriation is from the general fund and is based on an assumption that the division will require an additional 0.4 FTE. To implement this act, the division may use this appropriation for the defense counsel on first appearance grant program.

**SECTION 4. Act subject to petition - effective date.** This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: May 12, 2023