

HB21-1215 be amended as follows:

1 Amend printed bill, strike everything below the enacting clause and  
2 substitute:

3 **"SECTION 1. Legislative declaration.** (1) The general  
4 assembly hereby finds and declares that:

5 (a) The justice reinvestment crime prevention initiative is a  
6 community-led program that provides grants for direct services aimed at  
7 reducing crime and recidivism as well as small business lending to  
8 promote employment and community development in the target  
9 communities of north Aurora and southeast Colorado Springs;

10 (b) This program is in its pilot phase, and preliminary data  
11 indicates successful outcomes in both of the target communities;

12 (c) There are likely strategies that can demonstrate effectiveness  
13 in both rural and urban settings, and there are also likely to be important  
14 differences and distinctions, so this initiative would be more meaningful  
15 and useful if it includes both rural and urban communities; and

16 (d) Therefore, there would be substantial benefit for the state to  
17 expand the program to include the two rural communities of Grand  
18 Junction and Trinidad, including surrounding unincorporated areas, in  
19 order to design and effectuate community-based safety strategies and  
20 services in a rural setting.

21 (2) The general assembly further finds and declares that:

22 (a) Approximately seventy-seven million Americans, or one in  
23 three adults, have a criminal record and there is substantial empirical  
24 evidence that having a criminal record is a barrier to employment;

25 (b) The National Conference of State Legislatures estimated that  
26 the employment barriers faced by people with felony convictions were  
27 associated with a reduction in the overall employment rate, amounting to  
28 an estimated loss of at least 1.7 million workers from the workforce and  
29 a cost of at least \$78 billion to the economy;

30 (c) These circumstances negatively impact the individual, his or  
31 her family and community, and the state;

32 (d) Although there have been concerted efforts at both the policy  
33 and direct service levels to help people with criminal records obtain  
34 employment, little has been done specifically to provide training and  
35 other support for those who are interested in starting their own business;  
36 and

37 (e) Small business ownership is one of the ways to integrate  
38 people fully into society and, if given training and assistance by local  
39 nonprofit organizations, people who have previously been in the criminal  
40 justice system would be in a better position to provide valuable services,

1 goods, and jobs to their communities and the state.

2 **SECTION 2.** In Colorado Revised Statutes, 24-32-120, **amend**

3 (1)(a), (1)(b)(I), (2)(b), (2)(c) introductory portion, (2)(c)(I), (2)(c)(II),

4 (2)(c)(V), (2)(c)(VI), (2)(d), (2)(e) introductory portion, (2)(f), (2)(i)(III),

5 (2)(i)(IV), and (3); and **add** (2)(c)(VII) and (2.5) as follows:

6 **24-32-120. Justice reinvestment crime prevention initiative -**

7 **program - rules - cash funds - reports - definitions - repeal.**

8 (1) (a) The division of local government shall administer the justice

9 reinvestment crime prevention initiative to expand small business lending

10 and provide grants aimed at reducing crime and promoting community

11 development in the target communities of north Aurora and southeast

12 Colorado Springs. EFFECTIVE SEPTEMBER 1, 2021, THE TARGET

13 COMMUNITIES MUST ALSO INCLUDE THE GRAND JUNCTION AND TRINIDAD

14 AREAS, INCLUDING UNINCORPORATED AREAS OUTSIDE OF CITY LIMITS.

15 (b) Subject to available appropriations, on and after August 10,

16 2017, the division shall develop and implement an initiative in

17 accordance with policies developed by the executive director specifically

18 designed to expand small business lending in the target communities

19 described in this subsection (1). An initiative developed and implemented

20 pursuant to subsection (1)(a) of this section shall include, but need not be

21 limited to, the following components:

22 (I) (A) On or before September 10, 2017, the division shall issue

23 a request for participation and select one or more nondepository

24 community development financial institution loan funds to participate in

25 the small business lending program described in this ~~subsection~~

26 SUBSECTION (1)(b)(I)(A);

27 (B) ON OR BEFORE SEPTEMBER 1, 2021, IF THE NONDEPOSITORY

28 COMMUNITY DEVELOPMENT FINANCIAL INSTITUTION LOAN FUNDS

29 CONTRACTED PURSUANT TO SUBSECTION (1)(b)(I)(A) OF THIS SECTION ARE

30 NOT ABLE TO ALSO EFFECTIVELY SERVE THE GRAND JUNCTION AND

31 TRINIDAD AREAS, INCLUDING UNINCORPORATED AREAS OUTSIDE OF THE

32 CITY LIMITS, THE DIVISION SHALL ISSUE A REQUEST FOR PARTICIPATION TO

33 SELECT ONE OR MORE ADDITIONAL DEPOSITORY COMMUNITY

34 DEVELOPMENT FINANCIAL INSTITUTION LOAN FUNDS TO SERVE THE GRAND

35 JUNCTION AND TRINIDAD AREAS, INCLUDING UNINCORPORATED AREAS

36 OUTSIDE OF THE CITY LIMITS.

37 (2) (b) (I) On or before September 10, 2017, the executive director

38 shall issue a request for participation and select a community foundation

39 or foundations to manage the grant program. To be eligible, the

40 community foundation must be registered in the state of Colorado and

41 have a history of grant-making in the target community in areas consistent

42 with the permissible uses of funding described in subsection (2)(e) of this

43 section. The division may select one community foundation to serve both

1 target communities or may select one community foundation for each  
2 target community.

3 (II) ON OR BEFORE SEPTEMBER 1, 2021, IF THE COMMUNITY  
4 FOUNDATIONS CONTRACTED PURSUANT TO SUBSECTION (2)(b)(I) OF THIS  
5 SECTION ARE NOT ABLE TO ALSO EFFECTIVELY SERVE THE GRAND  
6 JUNCTION AND TRINIDAD AREAS, INCLUDING UNINCORPORATED AREAS  
7 OUTSIDE OF THE CITY LIMITS, THE DIVISION SHALL ISSUE A REQUEST FOR  
8 PARTICIPATION AND SELECT ONE OR MORE COMMUNITY FOUNDATIONS OR  
9 THIRD-PARTY GRANT ADMINISTRATORS AS DEFINED IN SECTION  
10 25-20.5-801 (3)(a) TO MANAGE THE GRANT PROGRAM OR PROGRAMS FOR  
11 THE GRAND JUNCTION AND TRINIDAD AREAS, INCLUDING  
12 UNINCORPORATED AREAS OUTSIDE OF THE CITY LIMITS.

13 (c) The division shall execute a written agreement with ~~the~~ EACH  
14 selected community foundation or ~~community foundations~~ THIRD-PARTY  
15 GRANT ADMINISTRATOR that outlines ~~the~~ ITS roles and responsibilities, ~~of~~  
16 ~~the community foundation. The roles and responsibilities~~ WHICH must  
17 include:

18 (I) Developing a nomination process and governance policy for  
19 the local crime prevention planning team. ~~subject to approval by the~~  
20 ~~appropriate city council.~~ The community foundation OR THIRD-PARTY  
21 GRANT ADMINISTRATOR shall ensure that the proposed local planning  
22 team members represent a diverse cross-section with expertise in areas  
23 like education, business, youth, families, nonprofit direct service, law  
24 enforcement, local government, community, and residents of the target  
25 communities, including those that have been directly impacted by crime  
26 and involvement in the criminal justice system;

27 (II) Providing facilitation to the local crime prevention planning  
28 team in ~~both Aurora and Colorado Springs~~ THE TARGET COMMUNITIES;

29 (V) ~~Contracting~~ IF THE AGREEMENT IS WITH A COMMUNITY  
30 FOUNDATION, CONTRACTING with a third-party evaluator to assist each  
31 local planning team to establish best practices with regard to data  
32 collection and identifying appropriate performance and outcome measures  
33 that measure outcome and impact of any funded crime prevention  
34 projects, programs, or initiatives;

35 (VI) Collaborating with the office of state planning and budgeting  
36 to provide information and research to local planning teams regarding  
37 best practices and effective programs for community development and  
38 crime prevention; AND

39 (VII) IF THE WRITTEN AGREEMENT IS WITH A THIRD-PARTY  
40 ADMINISTRATOR, PERFORMING DATA COLLECTION, IDENTIFYING  
41 APPROPRIATE PERFORMANCE AND OUTCOME MEASURES, PROVIDING  
42 TECHNICAL ASSISTANCE, AND ASSISTING WITH GRANTEE CAPACITY  
43 BUILDING.

1 (d) The division shall develop the procedures and timelines by  
2 which ~~the~~ EACH selected community foundation or ~~community~~  
3 ~~foundations~~ THIRD-PARTY GRANT ADMINISTRATOR will be provided  
4 funding from the division for disbursement for the grant program.

5 (e) The permissible uses of any funding provided to ~~the~~ EACH  
6 community foundation OR THIRD-PARTY GRANT ADMINISTRATOR shall  
7 include programs, projects, or initiatives that are aimed at:

8 (f) (I) The division shall transfer to the community foundation OR  
9 THIRD-PARTY GRANT ADMINISTRATOR within thirty days after execution  
10 of the agreement described in subsection (2)(c) of this section the  
11 administrative costs of the community foundation OR THIRD-PARTY  
12 GRANT ADMINISTRATOR related to the performance of the roles and  
13 responsibilities for managing the grant program. ~~which costs must not~~  
14 ~~exceed four percent of the appropriation.~~

15 (II) IF THE COSTS DESCRIBED IN SUBSECTION (2)(f)(I) OF THIS  
16 SECTION PERTAIN TO A COMMUNITY FOUNDATION, THE COSTS MAY NOT  
17 EXCEED EIGHT PERCENT OF THE APPROPRIATION.

18 (III) IF THE COSTS DESCRIBED IN SUBSECTION (2)(f)(I) OF THIS  
19 SECTION PERTAIN TO A THIRD-PARTY GRANT ADMINISTRATOR, THE COSTS  
20 MAY NOT EXCEED FIFTEEN PERCENT OF THE APPROPRIATION TO COVER  
21 BOTH THE GRANT PROGRAM MANAGEMENT RESPONSIBILITIES AND THE  
22 ADDITIONAL RESPONSIBILITIES DESCRIBED IN SUBSECTION (2)(c)(VII) OF  
23 THIS SECTION.

24 (i) (III) Money in the fund is continuously appropriated to the  
25 department of local affairs for the grant program developed pursuant to  
26 this subsection (2) AND (2.5).

27 (III.3) THERE IS HEREBY CREATED A SPECIAL ACCOUNT WITHIN THE  
28 FUND TO BE KNOWN AS THE JUSTICE REINVESTMENT INITIATIVE EXPANSION  
29 ACCOUNT. ON JUNE 30, 2021, THE STATE TREASURER SHALL TRANSFER  
30 THREE MILLION FIVE HUNDRED THOUSAND DOLLARS FROM THE GENERAL  
31 FUND TO THE ACCOUNT. MONEY IN THE ACCOUNT IS CONTINUOUSLY  
32 APPROPRIATED TO THE DEPARTMENT TO BE USED BY THE DEPARTMENT AS  
33 SET FORTH IN THIS SUBSECTION (2)(i)(III.3) AND SUBSECTION (2)(i)(III.5)  
34 OF THIS SECTION. THE STATE TREASURER SHALL CREDIT ALL INTEREST AND  
35 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE  
36 ACCOUNT TO THE ACCOUNT. IN STATE FISCAL YEAR 2021-22, THE  
37 DEPARTMENT MAY USE ONE MILLION SEVEN HUNDRED FIFTY THOUSAND  
38 DOLLARS IN THE ACCOUNT AS FOLLOWS:

39 (A) FORTY PERCENT FOR THE EXPANSION OF THE GRANT PROGRAM  
40 TO INCLUDE GRAND JUNCTION, INCLUDING UNINCORPORATED AREAS  
41 OUTSIDE OF THE CITY LIMITS, AS DESCRIBED IN THIS SUBSECTION (2) AND  
42 RELATED ADMINISTRATIVE COSTS;

43 (B) TWENTY PERCENT FOR THE EXPANSION OF THE GRANT

1 PROGRAM TO INCLUDE TRINIDAD, INCLUDING UNINCORPORATED AREAS  
2 OUTSIDE OF THE CITY LIMITS, AS DESCRIBED IN THIS SUBSECTION (2) AND  
3 RELATED ADMINISTRATIVE COSTS; AND

4 (C) FORTY PERCENT FOR THE IMPLEMENTATION AND  
5 ADMINISTRATION OF THE PROGRAM CREATED IN SUBSECTION (2.5) OF THIS  
6 SECTION.

7 (D) THIS SUBSECTION (2)(i)(III.3) IS REPEALED, EFFECTIVE  
8 SEPTEMBER 1, 2023.

9 (III.5) (A) IN STATE FISCAL YEAR 2022-23, THE DEPARTMENT MAY  
10 USE ANY REMAINING MONEY IN THE ACCOUNT FOR THE SAME PURPOSES  
11 AND IN THE PERCENTAGES SET FORTH IN SUBSECTION (2)(i)(III.3) OF THIS  
12 SECTION. ON JULY 1, 2023, THE STATE TREASURER SHALL TRANSFER ANY  
13 UNEXPENDED AND UNENCUMBERED MONEY REMAINING IN THE ACCOUNT  
14 TO THE GENERAL FUND.

15 (B) THIS SUBSECTION (2)(i)(III.5) IS REPEALED, EFFECTIVE  
16 SEPTEMBER 1, 2023.

17 (IV) The state treasurer shall transfer to the general fund all  
18 unexpended and unencumbered money in the fund on ~~September 1, 2023~~  
19 SEPTEMBER 1, 2026.

20 (2.5) (a) AS USED IN THIS SUBSECTION (2.5), UNLESS THE CONTEXT  
21 OTHERWISE REQUIRES:

22 (I) "ELIGIBLE ENTITY" MEANS A NONPROFIT ORGANIZATION  
23 REGISTERED AND IN GOOD STANDING WITH THE UNITED STATES INTERNAL  
24 REVENUE SERVICE AND THE COLORADO SECRETARY OF STATE'S OFFICE.

25 (II) "GRANTEE" MEANS AN ELIGIBLE ENTITY SELECTED BY THE  
26 DIVISION TO PARTICIPATE IN THE PROGRAM DESCRIBED IN SUBSECTION  
27 (2.5)(b) OF THIS SECTION.

28 (III) "JUSTICE-SYSTEM-INVOLVED PERSON" MEANS A PERSON WHO  
29 HAS PENDING CHARGES FOR A CRIMINAL OFFENSE OR DELINQUENT ACT OR  
30 HAS BEEN CONVICTED OF, PLED GUILTY OR NOLO CONTENDERE,  
31 PARTICIPATED IN A PRETRIAL DIVERSION PROGRAM, OR HAS RECEIVED A  
32 DEFERRED SENTENCE FOR A CRIMINAL OFFENSE OR DELINQUENT ACT.  
33 "JUSTICE-SYSTEM-INVOLVED PERSON" DOES NOT INCLUDE A PERSON WHO  
34 IS CURRENTLY INCARCERATED.

35 (b) SUBJECT TO ANNUAL APPROPRIATIONS, ON OR BEFORE  
36 SEPTEMBER 1, 2021, THE DIVISION SHALL ADMINISTER A STATEWIDE  
37 PROGRAM TO PROVIDE GRANTS TO ELIGIBLE ENTITIES TO ESTABLISH  
38 BUSINESS AND ENTREPRENEURSHIP TRAINING PROGRAMS FOR  
39 JUSTICE-SYSTEM-INVOLVED PERSONS. THE PERMISSIBLE USES OF ANY  
40 FUNDING PROVIDED TO AN ELIGIBLE ENTITY ARE PROJECTS, PROGRAMS,  
41 AND INITIATIVES THAT ARE AIMED AT THE FOLLOWING:

42 (I) ASSESSING JUSTICE-SYSTEM-INVOLVED PERSONS TO DETERMINE  
43 THEIR CURRENT LEVEL OF RELEVANT KNOWLEDGE, SKILL, AND READINESS

1 TO START OR EXPAND A BUSINESS;

2 (II) PROVIDING ENTREPRENEURSHIP AND RELEVANT BUSINESS  
3 SKILLS TRAINING, INCLUDING CURRICULUM DEVELOPMENT OR  
4 REASONABLE CURRICULUM USE FEES;

5 (III) ASSISTING JUSTICE-SYSTEM-INVOLVED PERSONS WHO ARE  
6 PARTICIPATING IN OR GRADUATED FROM THE ENTREPRENEURSHIP  
7 TRAINING PROGRAM WITH IDENTIFYING AND APPLYING FOR SMALL  
8 BUSINESS LOANS OR OTHER INVESTMENT CAPITAL, WHICH MAY INCLUDE  
9 ASSISTING IN THE DEVELOPMENT OF BUSINESS PLANS OR OTHER  
10 DOCUMENTS THAT MAY BE REQUIRED BY A POTENTIAL LENDER;

11 (IV) GRANTS AWARDED ON AN ANNUAL BASIS NOT TO EXCEED  
12 MORE THAN FIVE THOUSAND DOLLARS PER JUSTICE-SYSTEM-INVOLVED  
13 PERSON PER YEAR THAT ARE INTENDED TO INCREASE TRAINING  
14 PARTICIPATION OR GRADUATION, LOAN READINESS, ACCELERATE LOAN  
15 REPAYMENT FOR HIGH PERFORMING BORROWERS, OR OTHER SIMILAR  
16 PURPOSES, PROVIDED THAT A GRANT MAY NOT BE AWARDED TO A  
17 JUSTICE-SYSTEM-INVOLVED PERSON FOR MORE THAN THREE YEARS; AND

18 (V) ONGOING TECHNICAL ASSISTANCE AND SOCIAL SUPPORT  
19 SERVICES TO JUSTICE-SYSTEM-INVOLVED PERSONS WHO ARE  
20 PARTICIPATING IN OR GRADUATED FROM THE ENTREPRENEURSHIP  
21 TRAINING PROGRAM TO INCREASE LONG-TERM BUSINESS SUCCESS.

22 (c) THE DIVISION SHALL DEVELOP THE POLICIES, PROCEDURES, AND  
23 TIMELINES TO IMPLEMENT THE PROGRAM DESCRIBED IN SUBSECTION  
24 (2.5)(b) OF THIS SECTION, INCLUDING BUT NOT LIMITED TO THE  
25 DEVELOPMENT OF GRANT GUIDELINES, APPLICATION AND REVIEW  
26 PROCESSES, DATA COLLECTION, AND REPORTING REQUIREMENTS FOR  
27 GRANTEES.

28 (d) ON OR BEFORE SEPTEMBER 1, 2021, THE DIVISION SHALL ISSUE  
29 A REQUEST FOR PROPOSALS FROM ELIGIBLE ENTITIES. NOTWITHSTANDING  
30 ANY LAW TO THE CONTRARY, AN ELIGIBLE ENTITY MAY IDENTIFY IN ITS  
31 PROPOSAL A COLLABORATION THAT INCLUDES ANOTHER ELIGIBLE ENTITY  
32 THAT WOULD RECEIVE SUBGRANTS TO PROVIDE SERVICES CONSISTENT  
33 WITH THE PURPOSES SET FORTH IN THIS SUBSECTION (2.5).

34 (e) THE DIVISION SHALL AWARD GRANTS TO ELIGIBLE ENTITIES  
35 THAT HAVE BEEN SELECTED TO PARTICIPATE IN THE PROGRAM NO LATER  
36 THAN DECEMBER 1, 2021.

37 (f) THE GENERAL ASSEMBLY MAY APPROPRIATE MONEY FROM THE  
38 GENERAL FUND OR FROM ANY OTHER AVAILABLE SOURCE TO THE DIVISION  
39 FOR THE PURPOSES OF THIS SUBSECTION (2.5). THE DIVISION MAY SEEK,  
40 ACCEPT, AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR  
41 PUBLIC SOURCES FOR THE PURPOSES OF THIS SUBSECTION (2.5).

42 (3) ~~Subsection (2)~~ SUBSECTIONS (2) AND (2.5) OF THIS SECTION AND  
43 this subsection (3) are repealed, effective ~~September 1, 2023~~ SEPTEMBER

1 1, 2026. Before such repeal, the department of regulatory agencies shall  
2 review the justice reinvestment crime prevention initiative pursuant to  
3 section 24-34-104.

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

7 Page 1, lines 102 and 103, strike "THE CREATION OF" and substitute  
8 "CREATING".

9 Page 1, line 104, strike "PERSONS." and substitute "PERSONS AND  
10 MAKING AN APPROPRIATION."

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