



Joint Budget Committee Staff

# Memorandum

To: Joint Budget Committee Members  
From: Kelly Shen, JBC Staff (303-866-5434)  
Date: January 24, 2025  
Subject: Potential Legislation Packet 1

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This packet includes bill drafts for the Committee’s consideration. Each individual item has page numbers, but also a packet page number (P-XXX) to help navigate the whole document. The page numbers below refer to the packet page number that begins with a “P”.

If the Committee would like to approve a bill draft for introduction as a supplemental package bill, the motion should include the following:

- Approve for introduction in the Senate as a JBC bill LLS 25-XXXX that is part of the supplemental package;
- Identify prime sponsors and co-sponsors from the JBC; and
- Grant staff permission to make technical changes including adding appropriations.

## Potential Legislation

LLS 25-0825 Repeal of the FLEX Program (Uhl).....	P-1
LLS 25-0821 Evaluate Practices That Impact Offenders in DOC (Brakke).....	P-3

First Regular Session  
Seventy-fifth General Assembly  
STATE OF COLORADO

DRAFT  
1/23/25

DRAFT

LLS NO. 25-0825.01 Jed Franklin x5484

COMMITTEE BILL

Joint Budget Committee

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**BILL TOPIC:** Repeal of the FLEX Program

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**A BILL FOR AN ACT**

101 **CONCERNING THE REPEAL OF THE FINANCIAL LITERACY AND**  
102 **EXCHANGE PROGRAM.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov/>.)*

**Joint Budget Committee.** In 2022, the general assembly created the financial literacy and exchange (FLEX) program. The FLEX program allows households participating in the state housing voucher program to open an escrow-like savings account. FLEX account holders receive a \$200 monthly match and access to services such as financial mentoring, life skills training, and asset management. No households have been

*Capital letters or bold & italic numbers indicate new material to be added to existing law.  
Dashes through the words indicate deletions from existing law.*

enrolled in the FLEX program due to the FLEX account administrators' inability to provide case management and other additional services without compensation. The bill transfers all the unexpended and unencumbered money in the FLEX fund to the general fund on June 30, 2025, and repeals the FLEX program on July 1, 2025.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-32-726, **add**  
3 (7)(c) and (9) as follows:

4 **24-32-726. Financial literacy and exchange program - creation**  
5 **- FLEX accounts - FLEX cash fund - transfer - short title - legislative**  
6 **declaration - definitions - repeal.** (7) (c) ON JUNE 30, 2025, THE STATE  
7 TREASURER SHALL TRANSFER ALL THE UNEXPENDED AND UNENCUMBERED  
8 MONEY IN THE FLEX FUND TO THE GENERAL FUND.

9 (9) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2025.

10 **SECTION 2. Safety clause.** The general assembly finds,  
11 determines, and declares that this act is necessary for the immediate  
12 preservation of the public peace, health, or safety or for appropriations for  
13 the support and maintenance of the departments of the state and state  
14 institutions.

First Regular Session  
Seventy-fifth General Assembly  
STATE OF COLORADO

DRAFT  
1/23/25

DRAFT

LLS NO. 25-0821.01 Conrad Imel x2313

COMMITTEE BILL

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Joint Budget Committee

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**BILL TOPIC:** Evaluate Practices That Impact Offenders in DOC

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**A BILL FOR AN ACT**

101 CONCERNING AN EVALUATION OF PRACTICES THAT IMPACT  
102 OFFENDERS IN THE CUSTODY OF THE DEPARTMENT OF  
103 CORRECTIONS.

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov/>.)*

**Joint Budget Committee.** The bill requires the state auditor to enter into agreements with third-party consultants to study:

- The aging and seriously ill offender population in the department of corrections (department) and housing options for the aging and seriously ill offender population;

*Capital letters or bold & italic numbers indicate new material to be added to existing law.  
Dashes through the words indicate deletions from existing law.*

- Rejections of referrals to community corrections for offenders in the department who are assessed eligible for release to community residential or non-residential placement;
- The inmate classification system employed by the department and how it impacts the department's determination of the number of beds needed at each security level; and
- The backlog for treatment for offenders in the department's custody designated as sex offenders and the research regarding effective sex offender treatment.

Each consultant shall prepare a report summarizing the results of its required study and submit its report to the department, the joint budget committee, the legislative audit committee, and the house of representatives judiciary committee and the senate judiciary committee, or their successor committees. The report about the backlog for treatment for offenders is required on or before February 1, 2026, and the other 3 reports are required on or before November 1, 2025.

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

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

4 (a) Over the last 2 decades, the annual appropriation for the  
5 department of corrections has more than doubled, while the reported  
6 inmate population has decreased by approximately 2,000 persons from  
7 state fiscal year 1999-2000 to state fiscal year 2023-24;

8 (b) The budget for the department of corrections exceeded one  
9 billion dollars in state fiscal year 2024-25, and projections indicate that  
10 dollar amount requested and allocated to the department may continue to  
11 increase;

12 (c) It is imperative for the general assembly to examine certain  
13 identifiable components of the department of corrections and its inmate  
14 population to determine if department costs can be reduced without  
15 compromising public safety;

1 (d) Examination of departmental components can allow for  
2 cost-effective decisions made by the general assembly to be fiscally  
3 responsible through the analysis of data and evidence-based research. The  
4 examinations must address bed allocation, medical costs, and ongoing  
5 constitutional due process litigation, all of which are, and will continue  
6 to be, substantial drivers of cost to the state.

7 (e) Engagement in data analysis and evidence-based programming  
8 will result in both short-term and long-term financial savings to the state.

9 **SECTION 2.** In Colorado Revised Statutes, **add** 2-3-131 as  
10 follows:

11 **2-3-131. Department of corrections - evaluation of department**  
12 **processes - third-party evaluator - definitions - repeal.** (1) AS USED  
13 IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

14 (a) "DEPARTMENT" MEANS THE DEPARTMENT OF CORRECTIONS  
15 CREATED IN SECTION 24-1-128.5.

16 (b) "OFFENDER" MEANS AN OFFENDER HELD IN CUSTODY AT A  
17 CORRECTIONAL FACILITY.

18 (2) (a) AS SOON AS PRACTICABLE, THE STATE AUDITOR SHALL  
19 ENTER INTO AGREEMENTS WITH QUALIFIED THIRD-PARTY CONSULTANTS  
20 TO STUDY AND EVALUATE POTENTIAL COST-EFFECTIVE SOLUTIONS TO  
21 TREATING AND HOUSING THE COSTLY AND SIGNIFICANTLY INCREASING  
22 POPULATIONS IN THE CUSTODY OF THE DEPARTMENT OF CORRECTIONS, AS  
23 DESCRIBED IN SUBSECTIONS (3), (4), (5), AND (6) OF THIS SECTION.

24 (b) EACH EVALUATION MUST CONSIDER DATA-DRIVEN EVIDENCE  
25 AND RESEARCH-BASED SOLUTIONS THAT DO NOT COMPROMISE PUBLIC  
26 SAFETY.

27 (c) EACH THIRD-PARTY CONSULTANT SHALL START WORK AS SOON

1 AS PRACTICABLE AFTER ENTERING INTO AN AGREEMENT. THE  
2 DEPARTMENT SHALL COOPERATE WITH EACH CONSULTANT AND PROVIDE  
3 EACH CONSULTANT ALL NECESSARY DATA AND ACCESS TO PROGRAMS AS  
4 NEEDED FOR PROPER STUDY AND ANALYSIS BY THE CONSULTANT.

5 (3) (a) THE STATE AUDITOR SHALL ENTER INTO AN AGREEMENT  
6 WITH A THIRD-PARTY CONSULTANT TO STUDY THE AGING AND SERIOUSLY  
7 ILL OFFENDER POPULATION IN THE DEPARTMENT. THE CONSULTANT MUST  
8 HAVE KNOWLEDGE OF THE HEALTH-CARE SYSTEM IN COLORADO,  
9 SPECIFICALLY ABOUT RESIDENTIAL AND NON-RESIDENTIAL HEALTH-CARE  
10 PROGRAMS THAT CAN SERVE AN AGING AND SERIOUSLY ILL OFFENDER  
11 POPULATION, AND RELEVANT HEALTH INSURANCE PROGRAMS.

12 (b) THE STUDY MUST DETERMINE THE EXTENT OF THE  
13 INCARCERATED POPULATION THAT REQUIRES SIGNIFICANT MEDICAL CARE  
14 DUE TO SERIOUS ILLNESS AND THE EXTENT OF THE AGING POPULATION  
15 THAT WILL REMAIN INCARCERATED DUE TO AN OFFENDER'S SENTENCE OR  
16 OTHER BARRIERS TO RELEASE. THE STUDY MUST SPECIFICALLY ADDRESS  
17 OPTIONS FOR RELEASING AGING AND SERIOUSLY ILL OFFENDERS FROM  
18 CUSTODY TO APPROPRIATE CARE OR PLACING OFFENDERS IN ALTERNATIVE  
19 PROGRAMS THAT CAN BETTER PROVIDE THE CARE NEEDED WITHOUT  
20 COMPROMISING PUBLIC SAFETY. THE STUDY MUST INCLUDE, BUT IS NOT  
21 LIMITED TO:

22 (I) A REVIEW OF COMPASSIONATE RELEASE PROGRAMS IN OTHER  
23 STATES, INCLUDING A REVIEW OF THE FEDERAL COMPASSIONATE RELEASE  
24 PROGRAM;

25 (II) A REVIEW OF COLORADO'S SPECIAL NEEDS PAROLE LAWS AND  
26 IMPLEMENTATION OF THOSE LAWS;

27 (III) A REVIEW OF THE COLORADO COMMISSION ON THE AGING'S

1 FINAL REPORT TO THE GENERAL ASSEMBLY TITLED "IMPROVE PRISON  
2 RELEASE OUTCOMES", DATED JANUARY 1, 2022;

3 (IV) IDENTIFYING ALTERNATIVE FACILITIES THAT ARE AVAILABLE  
4 TO RECEIVE AGING AND SERIOUSLY ILL OFFENDERS, INCLUDING NURSING  
5 HOMES AND OTHER COMMUNITY-BASED RESIDENCES OR NON-RESIDENTIAL  
6 PROGRAMS AND INCLUDING EXISTING FACILITIES AND PROGRAMS THAT  
7 SERVE AGING AND SERIOUSLY ILL OFFENDERS AND OTHER PROGRAMS THAT  
8 COULD BE DEVELOPED;

9 (V) THE COST OF PLACEMENT IN IDENTIFIED FACILITIES OR  
10 PROGRAMS;

11 (VI) THE COST OF DEVELOPING ALTERNATIVE FACILITIES OR  
12 PROGRAMS TO SERVE THE AGING AND SERIOUSLY ILL OFFENDER  
13 POPULATION;

14 (VII) THE ABILITY OF CURRENT COMMUNITY CORRECTIONS  
15 PROVIDERS TO PROVIDE OR DEVELOP PLACEMENTS AND PROGRAMS TO  
16 SERVE THE AGING AND SERIOUSLY ILL OFFENDER POPULATION;

17 (VIII) THE ABILITY TO ACCESS MEDICAID OR OTHER HEALTH-CARE  
18 FUNDS FOR ANY PLACEMENTS OUTSIDE OF THE DEPARTMENT AND THE  
19 EXTENT OF THAT FUNDING;

20 (IX) ANY STATUTORY OR OTHER LEGAL REGULATIONS THAT  
21 CREATE BARRIERS TO THE IMPLEMENTATION OF IDENTIFIED FACILITIES AND  
22 PROGRAMS; AND

23 (X) A DESCRIPTION OF PLACEMENT PROGRAMS IN USE BY OTHER  
24 STATES THAT ARE FUNDED BY MEDICAID OR OTHER GOVERNMENT HEALTH  
25 CARE AND OTHER PROGRAMS THAT ARE EFFECTIVE IN ADDRESSING  
26 CHALLENGES FACED BY THE AGING AND SERIOUSLY ILL OFFENDER  
27 POPULATION.



1 (c) THE THIRD-PARTY CONSULTANT SHALL PREPARE A REPORT  
2 SUMMARIZING THE RESULTS OF THE STUDY REQUIRED BY THIS SUBSECTION  
3 (3). ON OR BEFORE NOVEMBER 1, 2025, THE THIRD-PARTY CONSULTANT  
4 SHALL SUBMIT ITS REPORT TO THE DEPARTMENT, THE JOINT BUDGET  
5 COMMITTEE, THE LEGISLATIVE AUDIT COMMITTEE, AND THE HOUSE OF  
6 REPRESENTATIVES JUDICIARY COMMITTEE AND THE SENATE JUDICIARY  
7 COMMITTEE, OR THEIR SUCCESSOR COMMITTEES.

8 (4) (a) THE STATE AUDITOR SHALL ENTER INTO AN AGREEMENT  
9 WITH A THIRD-PARTY CONSULTANT TO STUDY REJECTIONS OF OFFENDER  
10 REFERRALS TO COMMUNITY CORRECTIONS. THE CONSULTANT MUST HAVE  
11 KNOWLEDGE OF STATE LAW RELATING TO COMMUNITY CORRECTIONS AND  
12 THE COMMUNITY CORRECTIONS SYSTEM AS IMPLEMENTED IN COLORADO.

13 (b) THE STUDY MUST:

14 (I) ASSESS WHY COMMUNITY TRANSITIONAL REFERRALS TO  
15 COMMUNITY CORRECTIONS BOARDS ARE REJECTED AND IDENTIFY FACTORS  
16 THAT INCREASE REJECTION RATES;

17 (II) ASSESS WHY COMMUNITY CORRECTIONS TRANSITIONAL  
18 REFERRALS TO COMMUNITY CORRECTIONS BOARDS ARE REJECTED AFTER  
19 ACCEPTANCE;

20 (III) ASSESS HOW REJECTIONS AFFECT THE NUMBER OF AVAILABLE  
21 BEDS IN THE COMMUNITY CORRECTIONS PROGRAMS;

22 (IV) ASSESS WHY ACCEPTANCE RATES OF TRANSITIONAL  
23 REFERRALS TO COMMUNITY CORRECTIONS DIFFER BASED ON JURISDICTION;

24 AND

25 (V) RECOMMEND CHANGES TO THE COMMUNITY CORRECTIONS  
26 TRANSITIONAL REFERRAL PROCESS, IF ANY, TO INCREASE ACCEPTANCE.

27 (c) THE THIRD-PARTY CONSULTANT SHALL PREPARE A REPORT

1       SUMMARIZING THE RESULTS OF THE STUDY REQUIRED BY THIS SUBSECTION  
2       (4). ON OR BEFORE NOVEMBER 1, 2025, THE THIRD-PARTY CONSULTANT  
3       SHALL SUBMIT ITS REPORT TO THE DEPARTMENT, THE JOINT BUDGET  
4       COMMITTEE, THE LEGISLATIVE AUDIT COMMITTEE, AND THE HOUSE OF  
5       REPRESENTATIVES JUDICIARY COMMITTEE AND THE SENATE JUDICIARY  
6       COMMITTEE, OR THEIR SUCCESSOR COMMITTEES.

7               (5) (a) THE STATE AUDITOR SHALL ENTER INTO AN AGREEMENT  
8       WITH A THIRD-PARTY CONSULTANT TO STUDY THE DEPARTMENT'S INMATE  
9       CLASSIFICATION SYSTEM. THE CONSULTANT MUST HAVE KNOWLEDGE AND  
10       EXPERIENCE WITH CORRECTIONAL OPERATIONS AND INMATE  
11       CLASSIFICATION SYSTEMS.

12               (b) THE STUDY MUST:

13               (I) ASSESS THE INSTRUMENT CURRENTLY USED BY THE  
14       DEPARTMENT FOR CLASSIFICATION OF INMATES;

15               (II) ASSESS THE CURRENT ADMINISTRATIVE REGULATIONS  
16       ADOPTED BY THE DEPARTMENT THAT RELATE TO THE IMPLEMENTATION OF  
17       THE INMATE CLASSIFICATION SYSTEM;

18               (III) DETERMINE WHETHER THE CURRENT CLASSIFICATION SYSTEM  
19       IS RESEARCH-BASED AND ALIGNS WITH BEST PRACTICES IN THE OPERATION  
20       OF CORRECTIONAL SYSTEMS;

21               (IV) DETERMINE WHETHER THE INMATE CLASSIFICATION SYSTEM  
22       MATCHES EACH INMATE TO THE LEAST RESTRICTIVE FACILITY AND UNIT;

23               (V) EVALUATE THE USE OF AN INMATE CLASSIFICATION SYSTEM  
24       THAT SIGNIFICANTLY VALUES INSTITUTIONAL BEHAVIOR, PROGRAM  
25       COMPLIANCE, AND REPORTS OF POSITIVE BEHAVIOR IN A CORRECTIONAL  
26       FACILITY RATHER THAN VALUING CRIME OF CONVICTION, INCLUDING  
27       IDENTIFYING BARRIERS TO IMPLEMENTING SUCH A CLASSIFICATION

1 SYSTEM AND DETERMINING WHETHER USING SUCH A CLASSIFICATION  
2 SYSTEM WOULD REDUCE DEPARTMENT COSTS; AND

3 (VI) EVALUATE ALTERNATIVE CLASSIFICATION SYSTEMS AND THE  
4 IMPLEMENTATION OF THOSE SYSTEMS IN CORRECTIONS DEPARTMENTS IN  
5 OTHER JURISDICTIONS, WHICH MAY INCLUDE OTHER STATES OR OTHER  
6 COUNTRIES.

7 (c) THE THIRD-PARTY CONSULTANT SHALL PREPARE A REPORT  
8 SUMMARIZING THE RESULTS OF THE STUDY REQUIRED BY THIS SUBSECTION  
9 (5). THE REPORT MUST INCLUDE A DESCRIPTION OF THE INSTRUMENT  
10 CURRENTLY USED BY THE DEPARTMENT FOR CLASSIFICATION OF INMATES,  
11 THE CURRENT ADMINISTRATIVE REGULATIONS ADOPTED BY THE  
12 DEPARTMENT THAT RELATE TO THE IMPLEMENTATION FOR THE INMATE  
13 CLASSIFICATION SYSTEM, AND ALTERNATIVE CLASSIFICATION SYSTEMS.  
14 ON OR BEFORE NOVEMBER 1, 2025, THE THIRD-PARTY CONSULTANT SHALL  
15 SUBMIT ITS REPORT TO THE DEPARTMENT, THE JOINT BUDGET COMMITTEE,  
16 THE LEGISLATIVE AUDIT COMMITTEE, AND THE HOUSE OF  
17 REPRESENTATIVES JUDICIARY COMMITTEE AND THE SENATE JUDICIARY  
18 COMMITTEE, OR THEIR SUCCESSOR COMMITTEES.

19 (6) (a) THE STATE AUDITOR SHALL ENTER INTO AN AGREEMENT  
20 WITH A THIRD-PARTY CONSULTANT TO STUDY THE SEX OFFENDER  
21 POPULATION IN CUSTODY IN THE DEPARTMENT. THE CONSULTANT MUST:

22 (I) HAVE KNOWLEDGE OF RESEARCH STUDYING EFFECTIVE SEX  
23 OFFENDER TREATMENT AND MONITORING PROGRAMS;

24 (II) HAVE EXPERIENCE IN EVALUATING SEX OFFENDER TREATMENT  
25 PROGRAMS PROVIDED IN A CORRECTIONAL SETTING; AND

26 (III) BE PROFESSIONALLY INDEPENDENT FROM THE SEX OFFENDER  
27 TREATMENT AND MONITORING PROGRAM CREATED IN SECTION

1 16-11.7-105 TO ALLOW FOR THE NECESSARY OBJECTIVE ANALYSIS.

2 (b) THE STUDY MUST EXAMINE THE SEX OFFENDER TREATMENT  
3 AND MONITORING PROGRAM CREATED IN SECTION 16-11.7-105 TO  
4 DETERMINE WHETHER THE PROGRAM IS CONSISTENT WITH BEST PRACTICES  
5 FOR THE TREATMENT OF SEX OFFENDERS AND ADDRESS HOW THE  
6 DEPARTMENT CAN ADHERE TO BEST PRACTICES WHILE ELIMINATING THE  
7 WAIT LIST FOR THE PROGRAM. THE STUDY MUST INCLUDE, BUT IS NOT  
8 LIMITED TO:

9 (I) AN EXAMINATION OF THE SEX OFFENDER TREATMENT AND  
10 MONITORING PROGRAM CREATED IN SECTION 16-11.7-105, INCLUDING  
11 HOW THE PROGRAM EVALUATES AND IDENTIFIES WHICH INMATES ARE  
12 REFERRED FOR CUSTODIAL TREATMENT, THE LENGTH AND FREQUENCY OF  
13 SEX OFFENDER TREATMENT PROGRAMMING, AND WHETHER THE  
14 REFERRALS PROCESS AND PROGRAM ARE APPROPRIATELY TAILORED TO  
15 RISK LEVEL;

16 (II) AN ASSESSMENT OF THE DURATION AND AMOUNT OF  
17 TREATMENT NECESSARY IN A SECURE FACILITY, IF ANY, TO ADDRESS THE  
18 RANGE OF SEX OFFENDER RISK LEVELS BASED ON RELEVANT RESEARCH  
19 AND PRACTICES OF OTHER RESEARCH-BASED TREATMENT PROGRAMS;

20 (III) AN ASSESSMENT OF THE LIMITED RESOURCES AVAILABLE TO  
21 PROVIDE TREATMENT, INCLUDING AN ASSESSMENT OF METHODS TO  
22 PRIORITIZE AND TAILOR TREATMENT BASED ON OFFENDER RISK LEVELS  
23 AND HOW TO BETTER UTILIZE LIMITED RESOURCES, AND INCLUDING, BUT  
24 NOT LIMITED TO, EXPANSION OF VIRTUAL METHODS OF PROVIDING  
25 TREATMENT;

26 (IV) AN ASSESSMENT OF WHETHER THE DEVELOPMENT OF A  
27 CONTINUITY OF CARE PROGRAM THAT WOULD INCLUDE SEX OFFENDER

1 TREATMENT IN AN APPROVED COMMUNITY PROGRAM WOULD ASSIST IN  
2 ELIMINATION OF THE WAIT LIST;

3 (V) IDENTIFYING STATUTORY REQUIREMENTS THAT CONTRIBUTE  
4 TO THE LENGTH OF THE SEX OFFENDER TREATMENT AND MONITORING  
5 PROGRAM WAIT LIST AND WHETHER THE STATUTORY REQUIREMENTS ARE  
6 CONSISTENT WITH RESEARCH-GUIDED BEST PRACTICES FOR TREATMENT  
7 AND RECOMMENDATIONS FOR POSSIBLE STATUTORY CHANGES TO ASSIST  
8 IN ELIMINATING THE WAIT LIST WITHOUT COMPROMISING PUBLIC SAFETY;

9 (VI) AN ASSESSMENT OF POLICIES AND ADMINISTRATIVE  
10 REGULATIONS ADOPTED BY THE DEPARTMENT TO DETERMINE WHAT  
11 CHANGES COULD BE MADE TO PREVENT A BACKLOG OF OFFENDERS  
12 AWAITING SEX OFFENDER TREATMENT AND ALLOW FOR SEX OFFENDER  
13 TREATMENT ACCESS FOR OFFENDERS WHO REQUIRE TREATMENT TO MEET  
14 PAROLE ELIGIBILITY REQUIREMENTS BY THEIR INITIAL PAROLE ELIGIBILITY  
15 DATE;

16 (VII) AN ASSESSMENT OF SEX OFFENDER MANAGEMENT BOARD  
17 STANDARDS AND A DETERMINATION OF WHETHER ANY STANDARDS ARE  
18 BARRIERS TO PROVIDING TIMELY ACCESS TO TREATMENT IN THE  
19 DEPARTMENT; AND

20 (VIII) AN ASSESSMENT OF ALL PAROLE ELIGIBILITY GUIDELINES  
21 AND A DETERMINATION OF WHETHER ANY REVISIONS WOULD PREVENT  
22 BACKLOG AND MAKE TREATMENT ACCESSIBLE TO INMATES WHO REQUIRE  
23 TREATMENT TO MEET PAROLE ELIGIBILITY REQUIREMENTS BY THEIR  
24 PAROLE ELIGIBILITY DATE, WITHOUT COMPROMISING PUBLIC SAFETY.

25 (c) AS PART OF THE STUDY, AND IN ADDITION TO  
26 RECOMMENDATIONS REQUIRED IN SUBSECTION (6)(b) OF THIS SECTION,  
27 THE THIRD-PARTY CONSULTANT SHALL RECOMMEND BOTH SHORT-TERM

1 AND LONG-TERM METHODS BY WHICH THE DEPARTMENT COULD ELIMINATE  
2 THE WAIT LIST FOR TREATMENT FOR SEX OFFENDERS SENTENCED TO BOTH  
3 INDETERMINATE AND DETERMINATE SENTENCES. WHEN MAKING  
4 RECOMMENDATIONS, THE CONSULTANT SHALL CONSIDER THE LIMITED  
5 RESOURCES AVAILABLE TO THE DEPARTMENT AND THE DIVERSITY OF RISK  
6 LEVELS WITHIN THE INCARCERATED POPULATION IN ASSESSING THE  
7 PRIORITIZATION AND PUBLIC SAFETY NECESSITY FOR THOSE OFFENDERS  
8 WHO MUST RECEIVE SEX OFFENDER TREATMENT AND MONITORING WHILE  
9 HOUSED IN THE DEPARTMENT.

10 (d) (I) THE THIRD-PARTY CONSULTANT SHALL PREPARE A REPORT  
11 SUMMARIZING THE RESULTS OF THE STUDY REQUIRED BY THIS SUBSECTION  
12 (6). ON OR BEFORE FEBRUARY 1, 2026, THE THIRD-PARTY CONSULTANT  
13 SHALL SUBMIT ITS REPORT TO THE DEPARTMENT, THE JOINT BUDGET  
14 COMMITTEE, THE LEGISLATIVE AUDIT COMMITTEE, AND THE HOUSE OF  
15 REPRESENTATIVES JUDICIARY COMMITTEE AND THE SENATE JUDICIARY  
16 COMMITTEE, OR THEIR SUCCESSOR COMMITTEES.

17 (II) THE THIRD-PARTY CONSULTANT MAY MAKE  
18 RECOMMENDATIONS TO THE DEPARTMENT DURING THE COURSE OF THE  
19 STUDY.

20 (7) THIS SECTION IS REPEALED, EFFECTIVE JUNE 30, 2026.

21 **SECTION 3. Safety clause.** The general assembly finds,  
22 determines, and declares that this act is necessary for the immediate  
23 preservation of the public peace, health, or safety or for appropriations for  
24 the support and maintenance of the departments of the state and state  
25 institutions.