

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

March 1, 2022

Committee on Judiciary.

After consideration on the merits, the Committee recommends the following:

HB22-1257 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 3, strike lines 12 and 13.
- 2 Renumber succeeding subparagraphs accordingly.
- 3 page 11, line 7, strike "(1.5)(e)" and substitute "(1.5)(d), (1.5)(e)".
- 4 Page 11, strike lines 8 through 11 and substitute:
 - 5 **"17-2-103. Arrest of parolee - revocation proceedings.**
 - 6 (1.5) (d) If a parolee has a technical violation, the parolee's community
 - 7 parole officer, with the approval of the director of the division of adult
 - 8 parole or the director's designee, may impose a brief term of confinement,
 - 9 ~~in the county jail~~; not to exceed fourteen consecutive days, as an
 - 10 intermediate sanction.
 - 11 (e) A parolee's community parole officer must notify the parolee
 - 12 when a brief term of ~~incarceration in jail~~ CONFINEMENT may be imposed
 - 13 as an intermediate sanction against the parolee."
- 14 Page 13, strike lines 24 through 27 and substitute:
 - 15 **"18-4-401. Theft - repeal.** (11) (a) IF THE ITEM OF VALUE
 - 16 INVOLVED IS A PUBLIC BENEFIT, THEN FOR PURPOSES OF DETERMINING THE
 - 17 OFFENSE LEVEL FOR SUBSECTION (2) OF THIS SECTION, THE VALUE IS THE
 - 18 DIFFERENCE BETWEEN THE VALUE OF THE PUBLIC BENEFIT RECEIVED AND
 - 19 THE VALUE OF THE PUBLIC BENEFIT FOR WHICH THE RECIPIENT WAS
 - 20 ELIGIBLE."
- 21 Page 14, strike lines 1 and 2.
- 22 Page 19, after line 27, insert:

1 **"SECTION 12. Effective date - applicability.** This act takes
2 effect upon passage and sections 1, 10, and 11 apply to offenses
3 committed on or after said date."

4 Renumber succeeding section number accordingly.

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