

**Second Regular Session
Seventieth General Assembly
STATE OF COLORADO**

REVISED

*This Version Includes All Amendments Adopted
on Second Reading in the Second House*

LLS NO. 16-0915.01 Jerry Barry x4341

SENATE BILL 16-091

SENATE SPONSORSHIP

Lambert, Grantham, Steadman

HOUSE SPONSORSHIP

Hamner, Young, Rankin

Senate Committees
Appropriations

House Committees
Appropriations

A BILL FOR AN ACT

101 **CONCERNING TIMING OF THE STATEWIDE DISCOVERY SHARING**
102 **SYSTEM.**

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://www.leg.state.co.us/billsummaries>.)

Joint Budget Committee. Under current law, the Colorado district attorneys' council shall contract for a statewide discovery sharing system (system) to be operational by November 1, 2016. The bill extends this date to July 1, 2017. The bill repeals actions concerning the system that have already occurred.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

HOUSE
2nd Reading Unamended
March 7, 2016

SENATE
3rd Reading Unamended
February 18, 2016

SENATE
2nd Reading Unamended
February 17, 2016

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

2 **SECTION 1.** In Colorado Revised Statutes, 16-9-701, **amend** (4)
3 (b); and **repeal** (2) and (3) as follows:

4 **16-9-701. Discovery project steering committee.** (2) ~~The chair~~
5 ~~of the discovery project steering committee shall convene the first~~
6 ~~meeting of the steering committee by June 30, 2014.~~

7 (3) ~~The discovery project steering committee shall develop a~~
8 ~~request for proposal application and recommend a selection process to~~
9 ~~choose a vendor to develop a statewide discovery sharing system. The~~
10 ~~application process must be developed in a timely manner so the selection~~
11 ~~can be made by November 1, 2014, at the latest. The steering committee~~
12 ~~shall make a vendor recommendation to the Colorado district attorneys'~~
13 ~~council after the application process is completed. The Colorado district~~
14 ~~attorneys' council shall select a vendor after the application and selection~~
15 ~~process is complete and after considering the recommendation of the~~
16 ~~steering committee.~~

17 (4) (b) The Colorado district attorneys' council shall enter into a
18 contract with the selected vendor to complete the system by ~~October 31,~~
19 ~~2016~~ JUNE 30, 2017. The contract must include the benchmarks and
20 requirements developed pursuant to paragraph (a) of this subsection (4).
21 The executive director of the Colorado district attorneys' council shall
22 provide periodic reports to the steering committee and the joint budget
23 committee regarding benchmarks and requirements and the progress of
24 the development of the system. It is not necessary for the steering
25 committee to meet to receive the periodic reports.

26 **SECTION 2.** In Colorado Revised Statutes, 16-9-702, **amend** (1)

1 as follows:

2 **16-9-702. Statewide discovery sharing system.** (1) The
3 Colorado district attorneys' council shall develop and maintain a statewide
4 discovery sharing system integrated with its ACTION system. The
5 statewide discovery sharing system must be operational by ~~November 1,~~
6 ~~2016~~ JULY 1, 2017. The Colorado district attorneys' council shall maintain
7 and operate the system with the assistance of the discovery project
8 steering committee created in section 16-9-701.

9 **SECTION 3.** In Colorado Revised Statutes, 18-26-101, **repeal** (4)
10 as follows:

11 **18-26-101. Statewide discovery sharing system surcharge.**
12 (4) ~~By January 15, 2016, the judicial department shall report to the~~
13 ~~judiciary committees of the house of representatives and senate, or any~~
14 ~~successor committees, and the joint budget committee regarding the~~
15 ~~collections made under this article.~~

16 **SECTION 4. Act subject to petition - effective date.** This act
17 takes effect at 12:01 a.m. on the day following the expiration of the
18 ninety-day period after final adjournment of the general assembly (August
19 10, 2016, if adjournment sine die is on May 11, 2016); except that, if a
20 referendum petition is filed pursuant to section 1 (3) of article V of the
21 state constitution against this act or an item, section, or part of this act
22 within such period, then the act, item, section, or part will not take effect
23 unless approved by the people at the general election to be held in
24 November 2016 and, in such case, will take effect on the date of the
25 official declaration of the vote thereon by the governor.