



Legislative Council Staff

Research Note

Version: Final

Date: 5/18/2016

Bill Number

House Bill 16-1268

Sponsors

Representative Foote
Senator Cooke

Short Title

District Attorney Representation
Interstate Offender Compacts

Research Analyst

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Status

This research note reflects the final version of the bill, which was signed by the Governor and became effective on May 4, 2016.

Summary

This bill clarifies that a district attorney must appear on behalf of the state and counties of his or her district in any probation probable cause hearing for a matter under the Interstate Compact for Adult Offender Supervision or the Interstate Compact for Juveniles.

Background

The Interstate Compact for Adult Offender Supervision is an agreement between states regulating the movement and supervision of those under community supervision who are authorized to travel or relocate between states, and for sharing costs and obligations of these arrangements. The Interstate Compact for Juveniles governs, in part, juveniles who are on probation or parole and have escaped to another state, and juveniles who have been accused of an offense in another state. Rules promulgated under these compacts provide that an out-of-state offender is entitled to a probable cause hearing before being returned to the state of origin. Since district attorneys are already appearing on behalf of their districts in these matters, the bill codifies current practice.

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House Action

House Judiciary Committee (March 17, 2016). At the hearing, a representative of the Judicial Branch testified in support of the bill. The committee referred the bill, unamended, to the Committee of the Whole.

House second reading (March 24, 2016). The House passed the bill on second reading with no amendments.

House third reading (March 28, 2016). The House passed the bill on third reading with no amendments.

Consideration of amendments (April 18, 2016). The House concurred with Senate amendments to, and repassed, the bill.

Senate Action

Senate Judiciary Committee (April 11, 2016). At the hearing, a representative of the Department of Corrections testified in support of the bill. No amendments were adopted. The committee referred the bill, unamended, to the Senate Committee of the Whole.

Senate second reading (April 14, 2016). The Senate adopted amendment L.001 and passed the bill on second reading. Amendment L.001 restricts the scope of the bill to probation probable cause hearings.

Senate third reading (April 15, 2016). The Senate passed the bill on third reading with no amendments.