

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 17-0656.01 Duane Gall x4335

HOUSE BILL 17-1056

HOUSE SPONSORSHIP

Weissman,

SENATE SPONSORSHIP

Kefalas,

House Committees
Judiciary

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE ELIGIBILITY OF A VETERANS' SERVICE
102 ORGANIZATION TO ACCEPT PUBLIC SERVICE ASSIGNMENTS
103 OFFERED IN CONNECTION WITH MISDEMEANOR SENTENCING.

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>.)

Currently, only an organization that is exempt from taxation under section 501 (c)(3) of the federal internal revenue code (tax code) may accept services offered through a program of community or useful public service operated by a county court, probation department, county sheriff, or other local governmental entity in connection with sentencing for

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.

specified misdemeanors. Veterans' service organizations may be organized under other provisions of the tax code such as section 501 (c)(4) or 501 (c)(19).

The bill expands the criteria for organizations that may accept community or useful public service assignments to include veterans' service organizations organized under 501 (c)(4) or 501 (c)(19) of the tax code, and specifies that the court or other entity making the assignment retains discretion to determine which organizations may be included in its program of community or useful public service.



1 *Be it enacted by the General Assembly of the State of Colorado:*
2 **SECTION 1.** In Colorado Revised Statutes, 18-1.3-507, **amend**
3 (1), (2)(b), and (2.5) as follows:
4 **18-1.3-507. Community or useful public service -**
5 **misdemeanors.** (1) Any sentence imposed pursuant to section
6 18-1.3-501 (2) ~~shall be~~ IS subject to the conditions and restrictions of this
7 section.
8 (2) (b) Nothing in this subsection (2) ~~shall limit~~ LIMITS the
9 authority of an entity ~~which~~ THAT is the recipient of community or useful
10 public service to accept or reject such service, in its sole discretion.
11 (2.5) ~~A charitable trust that is exempt from taxation under section~~
12 ~~501 (c)(3) of the federal "Internal Revenue Code of 1986", as amended,~~
13 ~~shall be~~ THE FOLLOWING ORGANIZATIONS ARE eligible to provide
14 community or useful public service jobs established under this ~~article~~
15 ARTICLE 1.3 or any other provision of law so long as ~~the charitable trust~~
16 ~~meets~~ THEY MEET any other requirement related to the provision of ~~such~~
17 THOSE jobs, AS ESTABLISHED BY THE ENTITY THAT IS THE RECIPIENT OF
18 COMMUNITY OR USEFUL PUBLIC SERVICE:
19 (a) A CHARITABLE TRUST OR OTHER ORGANIZATION THAT IS
20 EXEMPT FROM TAXATION UNDER SECTION 501 (c)(3) OF THE FEDERAL

1 "INTERNAL REVENUE CODE OF 1986", AS AMENDED;

2 (b) A CIVIC LEAGUE OR ORGANIZATION THAT IS EXEMPT FROM
3 TAXATION UNDER SECTION 501 (c)(4) OF THE FEDERAL "INTERNAL
4 REVENUE CODE OF 1986", AS AMENDED, AND THAT ALSO WOULD QUALIFY
5 AS A VETERANS' SERVICE ORGANIZATION AS DEFINED IN SECTION 501
6 (c)(19) OF THE FEDERAL "INTERNAL REVENUE CODE OF 1986", AS
7 AMENDED; AND

8 (c) A VETERANS' SERVICE ORGANIZATION THAT IS EXEMPT FROM
9 TAXATION UNDER SECTION 501 (c)(19) OF THE FEDERAL "INTERNAL
10 REVENUE CODE OF 1986", AS AMENDED.

11 **SECTION 2. Safety clause.** The general assembly hereby finds,
12 determines, and declares that this act is necessary for the immediate
13 preservation of the public peace, health, and safety.