A BILL FOR AN ACT

CONCERNING THE REPEAL DATE FOR THE TRANSFER OF MONEY FROM COMMUNITY CORRECTIONS TO THE HOUSING ASSISTANCE FOR PERSONS TRANSITIONING FROM THE CRIMINAL OR JUVENILE JUSTICE SYSTEM CASH FUND, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

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/.)

Legislative Oversight Committee Concerning the Treatment of Persons with Mental Health Disorders in the Criminal and

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment. Capital letters or bold & italic numbers indicate new material to be added to existing statute. Dashes through the words indicate deletions from existing statute.
Juvenile Justice Systems. In 2017, the general assembly enacted a provision requiring at the end of the 2016-17 fiscal year the state treasurer to transfer unexpended and unencumbered money appropriated for community corrections programs to a new fund to assist persons transitioning from the criminal or juvenile justice systems. The act repealed the provision in 2018.

The bill eliminates the repeal of the provision so that the transfer occurs at the end of each state fiscal year.

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

SECTION 1. In Colorado Revised Statutes, 17-27-108, amend (7) as follows:


(7) (a) Notwithstanding any law to the contrary, for the fiscal year commencing July 1, 2016, AND FOR EACH FISCAL YEAR THEREAFTER, any money appropriated from the general fund to the division of criminal justice for the purposes of this article 27 that is unexpended or unencumbered as of the close of that fiscal year shall not revert to the general fund, and the state treasurer and the controller shall transfer such money to the housing assistance for persons transitioning from the criminal or juvenile justice system cash fund created pursuant to section 24-32-721 (4)(d).

(b) This subsection (7) is repealed, effective July 1, 2018.

SECTION 2. In Colorado Revised Statutes, 24-32-721, amend (4)(d) as follows:

24-32-721. Colorado affordable housing construction grants and loans - housing development grant fund - creation - housing assistance for a person with a behavioral or mental health disorder in the criminal or juvenile justice system - cash fund - definition.
(4)(d) There is created in the state treasury the housing assistance for persons transitioning from the criminal or juvenile justice system cash fund, referred to in this subsection (4) as the "cash fund". The cash fund consists of all money transferred to the fund pursuant to section 17-27-108 (7) and all money that the general assembly appropriates to the cash fund. Subject to annual appropriation by the general assembly, the division may expend money in the cash fund for the purposes set forth in this subsection (4). All interest earned from the investment of money in the cash fund is credited to the cash fund. All money not expended at the end of the fiscal year remains in the cash fund, and does not revert to the general fund or any other fund, AND REMAINS AVAILABLE FOR EXPENDITURE BY THE DIVISION IN THE NEXT FISCAL YEAR FOR THE PURPOSES OF THIS SUBSECTION (4) WITHOUT FURTHER APPROPRIATION.

SECTION 3. Appropriation. (1) For the 2018-19 state fiscal year, $60,788 is appropriated to the department of local affairs for use by the division of housing. This appropriation is from reappropriated funds transferred from the housing assistance for persons transitioning from the criminal or juvenile justice system line item appropriation to the division, and is based on an assumption that the division will require an additional 1.0 FTE. To implement this act, the division may use this appropriation for affordable housing program costs.

SECTION 4. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.