

Second Regular Session
Seventy-first General Assembly
STATE OF COLORADO

REVISED

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

LLS NO. 18-0381.01 Richard Sweetman x4333

HOUSE BILL 18-1176

HOUSE SPONSORSHIP

Lee and Wist, Benavidez, Carver, Foote, Herod, Lundeen, Melton, Salazar, Willett,
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House Committees

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Appropriations

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Appropriations

A BILL FOR AN ACT

101 CONCERNING CONTINUATION OF THE GRANT PROGRAM IN THE
102 DEPARTMENT OF CORRECTIONS TO PROVIDE FUNDING TO
103 ELIGIBLE COMMUNITY-BASED ORGANIZATIONS THAT PROVIDE
104 REENTRY SERVICES TO OFFENDERS, AND, IN CONNECTION
105 THEREWITH, IMPLEMENTING THE RECOMMENDATIONS IN THE
106 2017 REPORT OF THE DEPARTMENT OF REGULATORY AGENCIES.

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/>.)

Sunset Process - House Judiciary Committee. Under current

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.

SENATE
2nd Reading Unamended
April 27, 2018

HOUSE
3rd Reading Unamended
April 16, 2018

HOUSE
Amended 2nd Reading
April 13, 2018

law, a grant program exists in the department of corrections (department) to provide funding to eligible community-based organizations that provide reentry services to offenders. The grant program is scheduled to repeal on September 1, 2018. The bill reschedules the repeal of the grant program to September 1, 2023. The bill also provides that, in awarding grants from the grant program, the department shall release as much as one quarter of the amount annually appropriated to the grant program to an intermediary at the beginning of each fiscal year. The intermediary shall determine how much of this amount is awarded to each community partner as an advance portion of grant money to be awarded to the community partner.

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

2 **SECTION 1. Legislative declaration.** (1) The general assembly
3 declares that :

4 (a) In 2014, the general assembly enacted House Bill 14-1355 and
5 thereby established a grant program within the department of corrections
6 to fund eligible community-based organizations to provide reentry
7 services to people on parole in the community;

8 (b) The offender reentry grant program is administered by a
9 third-party administrator;

10 (c) House Bill 14-1355 required a sunset review of the grant
11 program in 2018; and

12 (d) In its sunset review of the grant program, the department of
13 regulatory agencies concluded that since the grant program's inception in
14 January 2015, it has shown remarkable growth and served more than
15 1,700 people, and "the potential of the program in reducing recidivism
16 over the long-term is clear."

17 (2) Now, therefore, the general assembly declares its intent to:

18 (a) Continue and expand the offender reentry grant program;

19 (b) Require the department of regulatory agencies to conduct

1 another sunset review of the grant program in 2023;

2 (c) Require the department of corrections, subject to annual
3 appropriation and in collaboration with the third-party administrator, to
4 expand the reentry grant program to maximize the total number of
5 grantees; add grantees in underserved communities, especially in rural
6 areas; and add one or more grantees that specialize in serving the reentry
7 needs of women offenders;

8 (d) Fund the expansion of the grant program through a one-time
9 appropriation in the 2018-19 fiscal year of three million two hundred
10 eighty-six thousand dollars from the correctional treatment cash fund to
11 the department of corrections;

12 (e) For the 2019-20 fiscal year through the 2022-23 fiscal year,
13 fund the grant program through general funds; and

14 (f) Encourage the department of corrections to request an annual
15 total general fund appropriation of five million four hundred seventy-five
16 thousand three hundred eighty dollars for the grant program.

17 **SECTION 2.** In Colorado Revised Statutes, 17-33-101, **amend**
18 **(7)(a), (7)(e), and (7)(f); and add (7)(g) as follows:**

19 **17-33-101. Reentry planning and programs for adult parole**
20 **- grant program - rules - reports - repeal.** (7) (a) Subject to
21 appropriations, on and after January 1, 2015, the department shall develop
22 and implement a grant program to provide funding to eligible
23 community-based organizations that provide reentry services to offenders
24 ~~in the community~~ PEOPLE ON PAROLE OR INMATES TRANSITIONING
25 THROUGH COMMUNITY CORRECTIONS. The department shall administer the
26 grant program in accordance with policies developed by the executive
27 director pursuant to ~~paragraph (b) of this subsection (7)~~ SUBSECTION

1 (7)(b) OF THIS SECTION.

2 (e) In awarding grants from the grant program each fiscal year, the
3 department:

4 (I) SHALL RELEASE AS MUCH AS ONE QUARTER OF THE AMOUNT
5 ANNUALLY APPROPRIATED TO THE GRANT PROGRAM TO THE
6 INTERMEDIARY DESCRIBED IN SUBSECTION (7)(b)(I) OF THIS SECTION AT
7 THE BEGINNING OF EACH FISCAL YEAR. THE INTERMEDIARY SHALL
8 DETERMINE HOW MUCH OF THIS AMOUNT IS AWARDED TO EACH
9 COMMUNITY PARTNER AS AN ADVANCE PORTION OF GRANT MONEY TO BE
10 AWARDED TO THE COMMUNITY PARTNER.

11 (II) Shall not award any grant ~~moneys~~ MONEY in excess of the
12 amount appropriated to the department for the purposes of this section.

13 ~~(f) This subsection (7) is repealed, effective September 1, 2018.~~
14 ~~Before repeal, the department of regulatory agencies shall review the~~
15 ~~grant program pursuant to section 24-34-104, C.R.S. THE DEPARTMENT~~
16 ~~SHALL EXPAND THE GRANT PROGRAM IN THE 2018-2019 FISCAL YEAR TO~~
17 ~~MAXIMIZE THE TOTAL NUMBER OF GRANTEES; ADD GRANTEES IN~~
18 ~~UNDERSERVED COMMUNITIES, ESPECIALLY IN RURAL AREAS; AND ADD ONE~~
19 ~~OR MORE GRANTEES THAT SPECIALIZE IN SERVING THE REENTRY NEEDS OF~~
20 ~~WOMEN OFFENDERS.~~

21 (g) THIS SUBSECTION (7) IS REPEALED, EFFECTIVE SEPTEMBER 1,
22 2023. BEFORE ITS REPEAL, THE DEPARTMENT OF REGULATORY AGENCIES
23 SHALL REVIEW THE GRANT PROGRAM IN ACCORDANCE WITH SECTION
24 24-34-104.

25 **SECTION 3.** In Colorado Revised Statutes, 24-34-104, **repeal**
26 (15)(a)(VIII); and **add** (24)(a)(V) as follows:

27 **24-34-104. General assembly review of regulatory agencies**

1 **and functions for repeal, continuation, or reestablishment - legislative**
2 **declaration - repeal.** (15) (a) The following agencies, functions, or both,
3 will repeal on September 1, 2018:

4 (VIII) ~~The grant program to provide funding to eligible~~
5 ~~community-based organizations that provide reentry services to offenders~~
6 ~~in the community described in section 17-33-101 (7), C.R.S.~~

7 (24) (a) The following agencies, functions, or both, are scheduled
8 for repeal on September 1, 2023:

9 (V) THE GRANT PROGRAM TO PROVIDE FUNDING TO ELIGIBLE
10 COMMUNITY-BASED ORGANIZATIONS THAT PROVIDE REENTRY SERVICES
11 TO PEOPLE ON PAROLE OR INMATES TRANSITIONING THROUGH COMMUNITY
12 CORRECTIONS DESCRIBED IN SECTION 17-33-101 (7).

13 **SECTION 4.** In Colorado Revised Statutes, 18-19-103, **amend**
14 (5)(c) introductory portion and (5)(c)(VI) as follows:

15 **18-19-103. Source of revenues - allocation of money.**

16 (5) (c) The board may direct that ~~moneys~~ MONEY in the correctional
17 treatment cash fund may be used for the following purposes:

18 (VI) Recovery support services, INCLUDING OFFENDER REENTRY;
19 and

20 **SECTION 5. Appropriation.** (1) For the 2018-19 state fiscal
21 year, \$3,286,000 is appropriated to the judicial department. This
22 appropriation is from the correctional treatment cash fund created in
23 section 18-19-103 (4)(a), C.R.S. To implement this act, the department
24 may use this appropriation for offender treatment and services.

25 (2) For the 2018-19 state fiscal year, \$3,286,000 is appropriated
26 to the department of corrections. This appropriation is from
27 reappropriated funds received from the judicial department under

1 subsection (1) of this section. To implement this act, the department of
2 corrections may use this appropriation for the offender reentry grant
3 program described in 17-33-101 (7), C.R.S.

4 **SECTION 6. Safety clause.** The general assembly hereby finds,
5 determines, and declares that this act is necessary for the immediate
6 preservation of the public peace, health, and safety.