

## CHAPTER 321

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**CORRECTIONS**

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**HOUSE BILL 18-1176**

BY REPRESENTATIVE(S) Lee and Wist, Benavidez, Carver, Foote, Herod, Lundeen, Melton, Salazar, Willett, Weissman, Arndt, Buckner, Coleman, Exum, Ginal, Gray, Hamner, Jackson, McLachlan, Pettersen, Roberts, Rosenthal, Singer, Young, Duran; also SENATOR(S) Cooke, Aguilar, Court, Crowder, Fenberg, Fields, Garcia, Guzman, Jones, Kagan, Kefalas, Kerr, Martinez Humenik, Merrifield, Moreno, Priola, Tate, Todd, Williams A.

**AN ACT**

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

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

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

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

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

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

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

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

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*Capital letters or bold & italic numbers indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

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

(b) Require the department of regulatory agencies to conduct another sunset review of the grant program in 2023;

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

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

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

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

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

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

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

(I) SHALL RELEASE AS MUCH AS ONE QUARTER OF THE AMOUNT ANNUALLY APPROPRIATED TO THE GRANT PROGRAM TO THE INTERMEDIARY DESCRIBED IN SUBSECTION (7)(b)(I) OF THIS SECTION 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.

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

(f) ~~This subsection (7) is repealed, effective September 1, 2018. Before repeal, the department of regulatory agencies shall review the grant program pursuant to section 24-34-104, C.R.S. THE DEPARTMENT SHALL EXPAND THE GRANT PROGRAM IN THE 2018-2019 FISCAL YEAR TO MAXIMIZE THE TOTAL NUMBER OF GRANTEES; ADD GRANTEES IN UNDERSERVED COMMUNITIES, ESPECIALLY IN RURAL AREAS; AND~~

ADD ONE OR MORE GRANTEES THAT SPECIALIZE IN SERVING THE REENTRY NEEDS OF WOMEN OFFENDERS.

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

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

**24-34-104. General assembly review of regulatory agencies and functions for repeal, continuation, or reestablishment - legislative declaration - repeal.** (15) (a) The following agencies, functions, or both, will repeal on September 1, 2018:

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

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

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

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

**18-19-103. Source of revenues - allocation of money.** (5) (c) The board may direct that ~~moneys~~ MONEY in the correctional treatment cash fund may be used for the following purposes:

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

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

(2) For the 2018-19 state fiscal year, \$3,286,000 is appropriated to the department of corrections. This appropriation is from reappropriated funds received from the judicial department under subsection (1) of this section. To implement this act, the department of corrections may use this appropriation for the offender reentry grant program described in 17-33-101 (7), C.R.S.

**SECTION 6. 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.

Approved: May 30, 2018