

**First Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

ENGROSSED

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

LLS NO. 19-0679.01 Conrad Imel x2313

SENATE BILL 19-165

SENATE SPONSORSHIP

Rodriguez,

HOUSE SPONSORSHIP

(None),

Senate Committees

Judiciary
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE MEMBERSHIP OF THE STATE BOARD OF PAROLE, AND,**
102 **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>.)

Under existing law, the state parole board (board) is comprised of 7 members. Two members have experience in law enforcement, and one has experience in offender management. The remaining 4 members must have experience in a relevant field. The bill increases the board's membership to 9 members. The 2 additional members must have experience in a relevant field.

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
Amended 2nd Reading
April 18, 2019

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

2 **SECTION 1.** In Colorado Revised Statutes, 17-2-201, **amend**
3 (1)(a); and **add** (1)(c.2) as follows:

4 **17-2-201. State board of parole - duties - definitions.**

5 (1) (a) There is hereby created a state board of parole, referred to in this
6 part 2 as the "board", which ~~shall consist~~ CONSISTS of ~~seven~~ NINE
7 members. The members of the board ~~shall be~~ ARE appointed by the
8 governor and confirmed by the senate, and they shall devote their full
9 time to their duties as members of the board. The members ~~shall be~~ ARE
10 appointed for three-year terms and may serve consecutive terms. The
11 governor may remove a board member for incompetency, neglect of duty,
12 malfeasance in office, continued failure to use the risk assessment
13 guidelines as required by section 17-22.5-404, or failure to regularly
14 attend meetings as determined by the governor. Final conviction of a
15 felony during the term of office of a board member ~~shall~~ automatically
16 ~~result in the disqualification of~~ DISQUALIFIES the member from further
17 service on the board. The board ~~shall be~~ IS composed of representatives
18 from multidisciplinary areas of expertise. Two members ~~shall~~ MUST have
19 experience in law enforcement, and one member ~~shall~~ MUST have
20 experience in offender supervision, including parole, probation, or
21 community corrections. ~~Four~~ SIX members ~~shall~~ MUST have experience
22 in other relevant fields. Each member of the board ~~shall~~ MUST have a
23 minimum of five years of experience in a relevant field and knowledge
24 of parole laws and guidelines, rehabilitation, correctional administration,
25 the functioning of the criminal justice system, issues associated with
26 victims of crime, the duties of ~~parole~~ board members, and actuarial risk

1 assessment instruments and other offender assessment instruments used
2 by the board and the department of corrections. A person who has been
3 convicted of a felony or of a misdemeanor involving moral turpitude or
4 who has any financial interests ~~which~~ THAT conflict with the duties of a
5 member of the ~~parole~~ board ~~shall not be eligible~~ IS INELIGIBLE for
6 appointment.

7 (c.2) THE PAROLE BOARD IN EXISTENCE PRIOR TO JULY 1, 2019, IS
8 EXPANDED TO NINE MEMBERS ON JULY 1, 2019. THE GOVERNOR SHALL
9 APPOINT ONE ADDITIONAL MEMBER TO THE BOARD FOR A TERM OF TWO
10 YEARS, TO EXPIRE ON JULY 30, 2021. THE GOVERNOR SHALL APPOINT ONE
11 ADDITIONAL MEMBER TO THE BOARD FOR A TERM OF THREE YEARS, TO
12 EXPIRE ON JULY 30, 2022. THEREAFTER, THE GOVERNOR SHALL APPOINT
13 EACH SUCH MEMBER FOR A TERM OF THREE YEARS.

14 **SECTION 2. Appropriation.** (1) For the 2019-20 state fiscal
15 year, \$293,774 is appropriated to the department of corrections. This
16 appropriation is from the general fund. To implement this act, the
17 department may use this appropriation as follows:

18 (a) \$213,368 for use by the parole board for personal services,
19 which amount is based on an assumption that the parole board will
20 require an additional 1.8 FTE;

21 (b) \$14,230 for use by the parole board for operating expenses;

22 (c) \$60,240 for use by the parole board for start up costs; and

23 (d) \$5,936 for the purchase of information technology services.

24 (2) For the 2019-20 state fiscal year, \$5,936 is appropriated to the
25 office of the governor for use by the office of information technology.
26 This appropriation is from reappropriated funds received from the
27 department of corrections under subsection (1)(d) of this section. To

1 implement this act, the office may use this appropriation to provide
2 information technology services for the department of corrections.

3 **SECTION 3. Safety clause.** The general assembly hereby finds,
4 determines, and declares that this act is necessary for the immediate
5 preservation of the public peace, health, and safety.