

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

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 23-0076.01 Conrad Imel x2313

**HOUSE BILL 23-1107**

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**HOUSE SPONSORSHIP**

**Duran and Pugliese,**

**SENATE SPONSORSHIP**

**Gardner and Winter F.,**

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**House Committees**

Judiciary  
Appropriations

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING FUNDING FOR CRIME VICTIM SERVICES.**

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**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>.)*

The bill requires the general assembly to annually appropriate, at a minimum, the following amounts for crime victim services, in addition to other statutorily required appropriations:

- \$3 million to the victims and witnesses assistance and law enforcement fund for allocation to judicial districts;
- \$4.5 million to the state victims assistance and law enforcement fund; and
- \$7.5 million to the state domestic violence and sexual

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing law.  
Dashes through the words or numbers indicate deletions from existing law.

assault services fund for domestic violence, sexual assault, or culturally specific programs.

The general assembly is permitted to appropriate less than \$3 million to the victims and witnesses assistance and law enforcement fund for allocation to judicial districts and instead appropriate that money to the Colorado crime victim services fund or the state victims assistance and law enforcement fund.

Under existing law, the Colorado crime victim services fund and the state domestic violence and sexual assault services fund are scheduled for repeal in 2027. The bill continues both funds indefinitely.

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

**SECTION 1.** In Colorado Revised Statutes, 24-4.2-103, **amend** (1.5) as follows:

**24-4.2-103. Victims and witnesses assistance and law enforcement fund - control of fund - appropriation.** (1.5) (a) In addition to the money paid into the fund pursuant to subsection (1) of this section, the fund consists of money paid pursuant to section 17-27-104 (4)(b)(IV), money transferred from the marijuana tax cash fund pursuant to section 39-28.8-501 (4.9)(c), and any other money that the general assembly may appropriate or transfer to the fund.

(b) **FOR** STATE FISCAL YEAR 2023-24 AND FOR EACH STATE FISCAL YEAR THEREAFTER, IN ADDITION TO ANY OTHER MONEY PAID INTO THE FUND PURSUANT TO THIS SECTION, THE GENERAL ASSEMBLY SHALL APPROPRIATE AT LEAST THREE MILLION DOLLARS TO THE FUND FOR ANY ALLOWABLE USE OF THE FUND. THE OFFICE OF THE STATE COURT ADMINISTRATOR SHALL, IN CONSULTATION WITH THE DIVISION OF CRIMINAL JUSTICE WITHIN THE DEPARTMENT OF PUBLIC SAFETY AND WITH THE VICTIMS AND WITNESSES ASSISTANCE AND LAW ENFORCEMENT PROGRAM ADMINISTRATOR IN EACH JUDICIAL DISTRICT, DISTRIBUTE THE MONEY APPROPRIATED PURSUANT TO THIS SUBSECTION (1.5)(b) BASED ON

1 NEED.

2

3 **SECTION 2.** In Colorado Revised Statutes, 24-33.5-505.5,  
4 **amend** (3), (4), (5)(b), and (7) as follows:

5 **24-33.5-505.5. Colorado crime victim services fund - creation**  
6 **- uses - applications for grants - legislative declaration - repeal.**

7 (3) The division shall award grants from the fund to governmental  
8 agencies and nonprofit organizations that provide services for crime  
9 victims, including attending to the needs of animal companions. A grant  
10 award may be used to enhance or provide services for crime victims.  
11 ~~including services permitted pursuant to the federal "American Rescue~~  
12 ~~Plan Act of 2021", Pub.L. 117-2.~~ The division shall award grants from the  
13 fund in accordance with the division's process for awarding grants  
14 described in section 24-33.5-507.

15 (4) Within three days after May 19, 2022, the state treasurer shall  
16 transfer thirty-two million dollars to the fund from the economic recovery  
17 and relief cash fund, created in section 24-75-228, and transfer six million  
18 dollars to the fund from the general fund. THE MONEY TRANSFERRED TO  
19 THE FUND THAT ORIGINATES FROM MONEY THE STATE RECEIVED FROM THE  
20 FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUND MAY ONLY BE  
21 USED FOR SERVICES PERMITTED PURSUANT TO THE FEDERAL "AMERICAN  
22 RESCUE PLAN ACT OF 2021", PUB.L. 117-2.

23 (5) (b) The division and each recipient of money from the fund  
24 THAT ORIGINATES FROM MONEY THE STATE RECEIVED FROM THE FEDERAL  
25 CORONAVIRUS STATE FISCAL RECOVERY FUND shall comply with the  
26 compliance, reporting, record-keeping, and program evaluation  
27 requirements established by the office of state planning and budgeting

1 and the state controller in accordance with section 24-75-226 (5).

2 (7) ~~This section is~~ SUBSECTIONS (4) AND (5)(b) OF THIS SECTION  
3 ARE repealed, effective July 1, 2027.

4 **SECTION 3.** In Colorado Revised Statutes, 24-33.5-506, **add**  
5 (1.5)(d) as follows:

6 **24-33.5-506. Victims assistance and law enforcement fund -**  
7 **creation - appropriation.** (1.5) (d) (I) EXCEPT AS DESCRIBED IN  
8 SUBSECTION (1.5)(d)(II) OF THIS SECTION, FOR STATE FISCAL YEAR  
9 2023-24 AND FOR EACH STATE FISCAL YEAR THEREAFTER, IN ADDITION TO  
10 ANY OTHER MONEY PAID INTO THE FUND PURSUANT TO THIS SECTION, THE  
11 GENERAL ASSEMBLY SHALL APPROPRIATE AT LEAST FOUR MILLION FIVE  
12 HUNDRED THOUSAND DOLLARS TO THE FUND FOR THE PROGRAMS AND  
13 PURPOSES DESCRIBED IN SUBSECTION (1) OF THIS SECTION.

14 (II) BEGINNING IN STATE FISCAL YEAR 2024-25, THE GENERAL  
15 ASSEMBLY MAY APPROPRIATE LESS THAN THE AMOUNT REQUIRED  
16 PURSUANT TO SUBSECTION (1.5)(d)(I) OF THIS SECTION FOR A STATE  
17 FISCAL YEAR AND INSTEAD APPROPRIATE THE DIFFERENCE BETWEEN THE  
18 AMOUNT ACTUALLY APPROPRIATED AND THE MINIMUM AMOUNT REQUIRED  
19 TO THE COLORADO CRIME VICTIM SERVICES FUND CREATED IN SECTION  
20 24-33.5-505.5. IN DETERMINING WHETHER TO REDUCE THE  
21 APPROPRIATION, THE GENERAL ASSEMBLY SHALL CONSIDER THE  
22 RECOMMENDATION OF THE DEPARTMENT OF PUBLIC SAFETY SUBMITTED  
23 PURSUANT TO SUBSECTION (1.5)(d)(III) OF THIS SECTION.

24 (III) BEGINNING WITH ITS ANNUAL BUDGET REQUEST TO THE  
25 GENERAL ASSEMBLY FOR STATE FISCAL YEAR 2024-25, THE DEPARTMENT  
26 SHALL INCLUDE IN ITS REQUEST A RECOMMENDATION OF WHETHER THE  
27 GENERAL ASSEMBLY SHOULD REDUCE THE APPROPRIATION TO THE FUND

1       CREATED IN THIS SECTION, AS PERMITTED IN SUBSECTION (1.5)(d)(II) OF  
2       THIS SECTION, AND APPROPRIATE ADDITIONAL MONEY TO THE COLORADO  
3       CRIME VICTIM SERVICES FUND CREATED IN SECTION 24-33.5-505.5. IN  
4       MAKING ITS RECOMMENDATION, THE DEPARTMENT SHALL CONSIDER ANY  
5       REDUCTION IN REVENUE TO THE FUND CREATED IN THIS SECTION CAUSED  
6       BY REDUCED FEE REVENUE AND THE NEED TO FUND CRIME VICTIM  
7       SERVICES GRANTS FROM THE COLORADO CRIME VICTIM SERVICES FUND.

8               **SECTION 4.** In Colorado Revised Statutes, 26-7.5-105, **amend**  
9       (4)(a), (4)(b), (4)(c), and (4)(e); and **add** (c.5) as follows:

10              **26-7.5-105. Funding of domestic violence, sexual assault, or**  
11              **culturally specific programs - funding coalitions - state domestic**  
12              **violence and sexual assault services fund - appropriation - repeal.**

13       (4) (a) The state domestic violence and sexual assault services fund is  
14       created in the state treasury and is referred to in this subsection (4) as the  
15       "fund". The fund consists of money transferred to the fund pursuant to  
16       subsection (4)(b) of this section AND ANY OTHER MONEY APPROPRIATED  
17       OR TRANSFERRED INTO THE FUND. Money in the fund is continuously  
18       appropriated to the state department for any purpose described in this  
19       article 7.5. ~~that conforms with the allowable purposes set forth in the~~  
20       ~~federal "American Rescue Plan Act of 2021", Pub.L. 117-2.~~

21              (b) Within three days after May 19, 2022, the state treasurer shall  
22       transfer six million dollars to the fund from the behavioral and mental  
23       health cash fund, created in section 24-75-230. NOTWITHSTANDING  
24       SUBSECTION (4)(a) OF THIS SECTION, THE MONEY TRANSFERRED TO THE  
25       FUND PURSUANT TO THIS SUBSECTION (4)(b) THAT ORIGINATES FROM  
26       MONEY THE STATE RECEIVED FROM THE FEDERAL CORONAVIRUS STATE  
27       FISCAL RECOVERY FUND MAY ONLY BE USED FOR A PURPOSE DESCRIBED IN

1 THIS ARTICLE 7.5 THAT CONFORMS WITH THE ALLOWABLE PURPOSES SET  
2 FORTH IN THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L.  
3 117-2.

4 (c) The state department and each recipient of money from the  
5 fund THAT ORIGINATES FROM MONEY THE STATE RECEIVED FROM THE  
6 FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUND shall comply with  
7 the compliance, reporting, record-keeping, and program evaluation  
8 requirements established by the office of state planning and budgeting  
9 and the state controller in accordance with section 24-75-226 (5).

10 (c.5) FOR STATE FISCAL YEAR 2023-24 AND FOR EACH STATE  
11 FISCAL YEAR THEREAFTER, THE GENERAL ASSEMBLY SHALL APPROPRIATE  
12 AT LEAST SIX MILLION FIVE HUNDRED THOUSAND DOLLARS TO THE FUND.

13 (e) ~~This subsection (4) is~~ SUBSECTIONS (4)(b) AND (4)(c) OF THIS  
14 SECTION ARE repealed, effective July 1, 2027.

15 **SECTION 5.** In Colorado Revised Statutes, 25-20.5-801, **amend**  
16 **(9)(e)** as follows:

17 **25-20.5-801. Community crime victims grant program -**  
18 **created - cash fund - repeal.** (9) (e) The state treasurer shall transfer all  
19 unexpended and unencumbered money in the fund on ~~September 1, 2024,~~  
20 AUGUST 31, 2023, to the general fund.

21 **SECTION 6.** In Colorado Revised Statutes, 25-20.5-801, **amend**  
22 **(9)(e); and add (11)** as follows:

23 **25-20.5-801. Community crime victims grant program -**  
24 **created - cash fund - repeal.** (9) (e) The state treasurer shall transfer all  
25 unexpended and unencumbered money in the fund on ~~September 1, 2024,~~  
26 AUGUST 31, 2028, to the general fund.

27 **(11) ON SEPTEMBER 1, 2023, AND ON JULY 1 EACH YEAR**

1     THEREAFTER, THE STATE TREASURER SHALL TRANSFER ONE MILLION  
2     DOLLARS TO THE COMMUNITY CRIME VICTIMS GRANT PROGRAM CASH  
3     FUND CREATED IN SUBSECTION (9) OF THIS SECTION.

4             **SECTION 7. Effective date.** (1) Except as otherwise provided  
5     in this section, this act takes effect upon passage.

6             (2) Section 5 of this act takes effect only if Senate Bill 23-160  
7     does not become law.

8             (3) Section 6 of this act takes effect only if Senate Bill 23-160  
9     becomes law, in which case section 6 take effect upon the effective date  
10    of this act or Senate Bill 23-160, whichever is later.

11            **SECTION 8. 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, or safety.