

CHAPTER 307

CORRECTIONS

SENATE BILL 23-193

BY SENATOR(S) Fields and Pelton B., Baisley, Bridges, Buckner, Coleman, Cutter, Exum, Gardner, Gonzales, Hansen, Hinrichsen, Lundeen, Marchman, Mullica, Pelton R., Priola, Rich, Roberts, Sullivan, Van Winkle, Winter F., Zenzinger; also REPRESENTATIVE(S) Weissman and Pugliese, Amabile, Bacon, Bird, Bockenfeld, Boesenecker, Brown, Dickson, Duran, English, Epps, Frizell, Froelich, Garcia, Gonzales-Gutierrez, Hamrick, Jodeh, Kipp, Lieder, Lindsay, Mabrey, Marshall, Martinez, McCormick, Michaelson Jenet, Ortiz, Ricks, Sharbini, Snyder, Soper, Story, Taggart, Valdez, Vigil, Weinberg, Wilson, Woodrow, Young, McCluskie.

AN ACT**CONCERNING VICTIM NOTIFICATION MATTERS RELATED TO CRIMINAL PROCEEDINGS.**

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

SECTION 1. In Colorado Revised Statutes, **add** 17-2-215.5 as follows:

17-2-215.5. Notification requirements. USING RECOMMENDATIONS FROM VICTIM ADVOCATES, THE DEPARTMENT SHALL ENSURE THE INFORMATION REQUIRED BY SECTIONS 17-2-214 AND 17-2-215 IS IN PLAIN AND EASY-TO-UNDERSTAND LANGUAGE. TO THE EXTENT PRACTICABLE, ANY WRITTEN OR ELECTRONIC NOTICE MUST ENSURE THAT INFORMATION ABOUT A PAROLE PROCEEDING, SUBSEQUENT PAROLE PROCEEDING, OR FULL BOARD REVIEW IS PRESENTED PROMINENTLY AND IN A MANNER INTENDED TO INCREASE THE LIKELIHOOD OF THE VICTIM'S ATTENTION TO THE NOTICE.

SECTION 2. In Colorado Revised Statutes, **add** 17-2-218 as follows:

17-2-218. Suspend early parole supervision discharge for victim notification - exception. (1) IF THE BOARD OF PAROLE DECIDES TO DISCHARGE PAROLE SUPERVISION FOR A PERSON WHO WAS CONVICTED OF ANY OFFENSES DESCRIBED IN SECTION 16-22-102 (9) OR 24-4.1-302 (1) PRIOR TO THE PERSON'S MANDATORY PAROLE SUPERVISION DISCHARGE DATE, THE BOARD SHALL SET THE PERSON'S DATE OF PAROLE SUPERVISION DISCHARGE AT LEAST FIFTEEN DAYS AFTER NOTICE IS PROVIDED TO THE VICTIM OF THE DISCHARGE. IF THE VICTIM ELECTED NOT TO RECEIVE NOTIFICATIONS OTHERWISE REQUIRED BY LAW, THE BOARD SHALL SET THE

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DATE OF DISCHARGE AT LEAST FIFTEEN DAYS AFTER THE DECISION TO GRANT EARLY DISCHARGE OF PAROLE SUPERVISION.

(2) NOTWITHSTANDING SUBSECTION (1) OF THIS SECTION, THE BOARD SHALL NOT SET A PERSON'S DISCHARGE OF PAROLE SUPERVISION DATE LATER THAN THE PERSON'S MANDATORY PAROLE SUPERVISION DISCHARGE DATE.

SECTION 3. In Colorado Revised Statutes, 19-2.5-1203, **add** (9)(e) as follows:

19-2.5-1203. Juvenile parole - hearing panels - definition. (9) Parole discharge. (e) (I) IF THE BOARD OF PAROLE DECIDES TO DISCHARGE PAROLE SUPERVISION PURSUANT TO THIS SUBSECTION (9) FOR A JUVENILE ADJUDICATED OF ANY OFFENSES DESCRIBED IN SECTION 16-22-102 (9) OR 24-4.1-302 (1) PRIOR TO THE JUVENILE'S MANDATORY PAROLE SUPERVISION DISCHARGE DATE, THE BOARD SHALL SET THE JUVENILE'S DATE OF PAROLE SUPERVISION DISCHARGE AT LEAST FIFTEEN DAYS AFTER NOTICE IS PROVIDED TO THE VICTIM OF THE DISCHARGE. IF THE VICTIM ELECTED NOT TO RECEIVE NOTIFICATIONS OTHERWISE REQUIRED BY LAW, THE BOARD SHALL SET THE DATE OF DISCHARGE AT LEAST FIFTEEN DAYS AFTER THE DECISION TO GRANT EARLY DISCHARGE OF PAROLE SUPERVISION.

(II) NOTWITHSTANDING SUBSECTION (9)(e)(I) OF THIS SECTION, THE BOARD SHALL NOT SET A JUVENILE'S DISCHARGE OF PAROLE SUPERVISION DATE LATER THAN THE JUVENILE'S MANDATORY PAROLE SUPERVISION DISCHARGE DATE.

SECTION 4. In Colorado Revised Statutes, 24-4.1-303, **add** (15)(d) as follows:

24-4.1-303. Procedures for ensuring rights of victims of crimes. (15) (d) USING RECOMMENDATIONS FROM VICTIM ADVOCATES, THE PERSON RESPONSIBLE FOR PROVIDING INFORMATION PURSUANT TO THIS SECTION SHALL ENSURE THE INFORMATION REQUIRED IS IN PLAIN AND EASY-TO-UNDERSTAND LANGUAGE. TO THE EXTENT PRACTICABLE, ANY WRITTEN OR ELECTRONIC NOTICE MUST ENSURE THAT INFORMATION ABOUT THE RELEASE, DISCHARGE, TRANSFER, PAROLE, ESCAPE, ABSCONDENCE, OR UNAUTHORIZED ABSENCE OF A PERSON ACCUSED OR CONVICTED OF A CRIME AGAINST THE VICTIM IS PRESENTED PROMINENTLY AND IN A MANNER INTENDED TO INCREASE THE LIKELIHOOD OF THE VICTIM'S ATTENTION TO THE NOTICE.

SECTION 5. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: June 2, 2023