

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

PREAMENDED

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

LLS NO. 25-0516.01 Jerry Barry x4341

HOUSE BILL 25-1081

HOUSE SPONSORSHIP

Martinez,

SENATE SPONSORSHIP

Weissman,

House Committees
Judiciary

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING REPORTING STATISTICS ON RESTITUTION PAYMENTS.**

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>.)

Starting with the judicial department's 2026 "SMART Act" hearing, the bill requires the state court administrator to report statistics concerning restitution payments received and owed during the previous 5 state fiscal years.

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

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.

1 **SECTION 1.** In Colorado Revised Statutes, 13-3-101, **add** (13.5)
2 as follows:

3 **13-3-101. State court administrator - duties - report -**
4 **definitions - repeal.** (13.5) NOTWITHSTANDING SECTION 24-1-136
5 (11)(a)(I), DURING THE 2026 REGULAR SESSION AND EACH REGULAR
6 SESSION THEREAFTER, THE STATE COURT ADMINISTRATOR OR THE
7 ADMINISTRATOR'S DESIGNEE SHALL PRESENT AT THE JUDICIAL
8 DEPARTMENT'S "SMART ACT" HEARING PURSUANT TO SECTION 2-7-203
9 THE FOLLOWING STATISTICS CONCERNING RESTITUTION FOR EACH OF THE
10 PREVIOUS FIVE STATE FISCAL YEARS:

11 (a) FOR CASES THAT WERE ELIGIBLE FOR A RESTITUTION ORDER:

12 (I) THE NUMBER OF CASES;

13 (II) THE NUMBER OF CASES IN WHICH RESTITUTION WAS
14 REQUESTED;

15 (III) THE NUMBER OF CASES IN WHICH RESTITUTION WAS ORDERED;

16 AND

17 (IV) THE NUMBER OF CASES IN WHICH RESTITUTION WAS NOT
18 REQUESTED;

19 (b) THE AMOUNT OF RESTITUTION PAID TO:

20 (I) INDIVIDUALS; AND

21 (II) INSURANCE COMPANIES;

22 (c) THE PERCENTAGE OF INDIVIDUALS OWING RESTITUTION WHO
23 ARE:

24 (I) ASIAN;

25 (II) BLACK;

26 (III) AMERICAN INDIAN;

27 (IV) CAUCASIAN;

- 1 (V) OTHER RACE;
- 2 (VI) UNKNOWN RACE;
- 3 (VII) HISPANIC;
- 4 (VIII) MALE;
- 5 (IX) FEMALE;
- 6 (X) UNDER TWENTY- FIVE YEARS OF AGE;
- 7 (XI) AT LEAST TWENTY-FIVE YEARS OF AGE BUT UNDER FORTY
- 8 YEARS OF AGE;
- 9 (XII) AT LEAST FORTY YEARS OF AGE BUT UNDER SIXTY YEARS OF
- 10 AGE; AND
- 11 (XIII) SIXTY YEARS OF AGE OR OLDER;
- 12 (d) FOR INDIVIDUALS WHO OWE RESTITUTION, THE PERCENTAGE OF
- 13 INDIVIDUALS WHO OWE RESTITUTION IN EACH COUNTY;
- 14 (e) FOR INDIVIDUALS WHO ARE IN DEFAULT ON RESTITUTION
- 15 PAYMENTS FOR MORE THAN THIRTY DAYS:
- 16 (I) THE NUMBER OF INDIVIDUALS IN DEFAULT;
- 17 (II) THE PERCENTAGE OF INDIVIDUALS IN DEFAULT WHO ARE:
- 18 (A) ASIAN;
- 19 (B) BLACK;
- 20 (C) AMERICAN INDIAN;
- 21 (D) CAUCASIAN;
- 22 (E) OTHER RACE;
- 23 (F) UNKNOWN RACE;
- 24 (G) HISPANIC;
- 25 (H) MALE;
- 26 (I) FEMALE;
- 27 (J) UNDER TWENTY- FIVE YEARS OF AGE;

1 (K) AT LEAST TWENTY-FIVE YEARS OF AGE BUT UNDER FORTY
2 YEARS OF AGE;

3 (L) AT LEAST FORTY YEARS OF AGE BUT UNDER SIXTY YEARS OF
4 AGE; AND

5 (M) SIXTY YEARS OF AGE OR OLDER;

6 (III) THE TOTAL PRINCIPAL AMOUNT AND THE TOTAL INTEREST
7 OWED BY THE INDIVIDUALS IN DEFAULT;

8 (IV) THE AVERAGE LENGTH OF TIME THAT THE INDIVIDUALS HAVE
9 BEEN IN DEFAULT; AND

10 (f) FOR INDIVIDUALS WHO ARE IN DEFAULT ON RESTITUTION
11 PAYMENTS, THE PERCENTAGE OF INDIVIDUALS WHO ARE IN DEFAULT IN
12 EACH COUNTY.

13

14 **SECTION 2. Safety clause.** The general assembly finds,
15 determines, and declares that this act is necessary for the immediate
16 preservation of the public peace, health, or safety or for appropriations for
17 the support and maintenance of the departments of the state and state
18 institutions.