

Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO

DRAFT
10/4/23

Bill 3

LLS NO. 24-0377.01 Jacob Baus x2173

INTERIM COMMITTEE BILL

Recidivism Interim Study Committee

BILL TOPIC: Criminal And Juvenile Justice System Process Study

A BILL FOR AN ACT

101 **CONCERNING A STUDY TO EXAMINE HOW INDIVIDUALS PROCEED**
102 **THROUGH THE VARIOUS JUSTICE SYSTEMS.**

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/>.)

Recidivism Interim Study Committee. The bill requires the division of criminal justice (division) in the department of public safety to conduct a study to examine how individuals proceed through the various stages of criminal and juvenile justice proceedings, including sentences and alternative sentencing programs.

The division shall solicit proposals for an entity to assist with the

*Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words indicate deletions from existing law.*

study.

The bill requires the division to submit a report of its findings to the joint budget committee and the judiciary committees of the house of representatives and the senate by January 3, 2025.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 24-33.5-535 as
3 follows:

4 **24-33.5-535. Criminal and juvenile justice processes study -**
5 **request for proposals - report - definition - repeal.** (1) (a) THE
6 DIVISION SHALL CONDUCT A STUDY TO EXAMINE HOW INDIVIDUALS
7 PROCEED THROUGH THE VARIOUS STAGES OF CRIMINAL AND JUVENILE
8 JUSTICE PROCEEDINGS, INCLUDING SENTENCES AND SENTENCING
9 PROGRAMS. THE STUDY MUST INCLUDE, AT A MINIMUM:

10 (I) AN ANALYSIS OF THE MODERN INFORMATION SYSTEM
11 TECHNOLOGIES AND DESIGN PRINCIPLES USED IN THE VARIOUS STAGES OF
12 CRIMINAL AND JUVENILE JUSTICE PROCEEDINGS AND BY CRIMINAL AND
13 JUVENILE JUSTICE AGENCIES, INCLUDING VARIOUS CORRECTIONAL
14 FACILITIES, DIVISION OF YOUTH SERVICES FACILITIES, JUVENILE DETENTION
15 FACILITIES, AND PROGRAMS, INCLUDING BUT NOT LIMITED TO:

16 (A) THE SERVICE-ORIENTED ARCHITECTURE USED IN INFORMATION
17 EXCHANGES AND OPERATIONAL PROCESSES; AND

18 (B) THE INTEGRATED DATABASES AND DATA SERVICES USED TO
19 STORE AND ACCESS RECORDS;

20 (II) AN ORGANIZATIONAL MATRIX OF PROCESSES, PERSONNEL
21 STRUCTURES, AND TECHNOLOGY STRUCTURES USED IN THE VARIOUS
22 STAGES OF CRIMINAL AND JUVENILE JUSTICE PROCEEDINGS AND BY
23 CRIMINAL AND JUVENILE JUSTICE AGENCIES, INCLUDING VARIOUS

1 CORRECTIONAL FACILITIES, DIVISION OF YOUTH SERVICES FACILITIES,
2 JUVENILE DETENTION FACILITIES, AND PROGRAMS;

3 (III) A DIAGRAM OF CRIMINAL AND JUVENILE JUSTICE
4 PROCEEDINGS, INCLUDING DETAILS CONCERNING THE OPTIONS AVAILABLE
5 FOR PERSONS AT THE VARIOUS STAGES OF CRIMINAL AND JUVENILE JUSTICE
6 PROCEEDINGS, INCLUDING VARIOUS SENTENCES AND PROGRAMS, AND
7 STATISTICS REGARDING THE FREQUENCY AT WHICH THE OPTIONS ARE
8 CHOSEN;

9 (IV) AN ANALYSIS USING MODEL-BASED SYSTEMS ENGINEERING TO
10 STUDY VARIOUS CRIMINAL AND JUVENILE JUSTICE STRUCTURES,
11 PROCESSES, AND CRIMINAL AND JUVENILE JUSTICE AGENCIES, INCLUDING
12 CORRECTIONAL FACILITIES, DIVISION OF YOUTH SERVICES FACILITIES,
13 JUVENILE DETENTION FACILITIES, AND PROGRAMS TO:

14 (A) ILLUSTRATE EXISTING ORGANIZATIONAL RELATIONSHIPS,
15 INFORMATION SYSTEMS, AND PROCESSES; AND

16 (B) ANALYZE EXISTING PROCESS INEFFICIENCIES AND
17 OPPORTUNITIES FOR IMPROVING QUALITY AND EFFICIENCY;

18 (V) RECOMMENDATIONS AND BEST PRACTICES IMPLEMENTED IN
19 COLORADO OR OTHER STATES FOR CREATING MORE EFFICIENT
20 OPERATIONAL AND TECHNOLOGICAL SYSTEMS AND PROCEDURES TO BE
21 USED IN CRIMINAL AND JUVENILE JUSTICE PROCEEDINGS AND THE VARIOUS
22 CORRECTIONAL FACILITIES, DIVISION OF YOUTH SERVICES FACILITIES,
23 JUVENILE DETENTION FACILITIES, AND PROGRAMS;

24 (VI) AN ANALYSIS OF INEFFICIENCIES WITHIN THE VARIOUS STAGES
25 OF CRIMINAL AND JUVENILE JUSTICE PROCEEDINGS, INCLUDING VARIOUS
26 CORRECTIONAL FACILITIES, DIVISION OF YOUTH SERVICES FACILITIES,
27 JUVENILE DETENTION FACILITIES, AND PROGRAMS; AND

1 (VII) AN ANALYSIS OF THE TYPES OF METRICS AND INFORMATION
2 COLLECTED AND PREPARED BY CRIMINAL AND JUVENILE JUSTICE AGENCIES
3 REGARDING INDIVIDUALS PROCEEDING THROUGH THE VARIOUS STAGES OF
4 CRIMINAL AND JUVENILE JUSTICE PROCEEDINGS AND THE VARIOUS
5 SENTENCES AND PROGRAMS. THE ANALYSIS MUST EXAMINE THE PURPOSE
6 OF COLLECTING AND PREPARING THE METRICS AND INFORMATION AND
7 HOW THEY ARE USED.

8 (b) THE DIVISION SHALL LIMIT THE STUDY TO THE MOST RECENT
9 EIGHTEEN-MONTH PERIOD FOR WHICH DATA IS AVAILABLE AND SUFFICIENT
10 TO SATISFY THE OBJECTIVES IN SUBSECTION (1)(a) OF THIS SECTION.

11 (c) THE DIVISION SHALL SOLICIT AND CONSIDER PUBLIC COMMENT
12 REGARDING THE OBJECTIVES OF THE STUDY DESCRIBED IN SUBSECTION
13 (1)(a) OF THIS SECTION. THE DIVISION SHALL ALLOW PUBLIC COMMENT TO
14 BE SUBMITTED ANONYMOUSLY.

15 (2) THE DIVISION SHALL COLLABORATE WITH CRIMINAL AND
16 JUVENILE JUSTICE AGENCIES, THE DEPARTMENT OF LAW, THE JUDICIAL
17 DEPARTMENT, THE STATE BOARD OF PAROLE, THE DEPARTMENT OF
18 CORRECTIONS, THE YOUTHFUL OFFENDER SYSTEM IN THE DEPARTMENT OF
19 CORRECTIONS, THE DIVISION OF YOUTH SERVICES IN THE DEPARTMENT OF
20 HUMAN SERVICES, AND THE OFFICE OF INFORMATION TECHNOLOGY, AS
21 NECESSARY, TO SATISFY THE OBJECTIVES OF THE STUDY DESCRIBED IN
22 SUBSECTION (1)(a) OF THIS SECTION.

23 (3) THE DIVISION SHALL ISSUE A REQUEST FOR PROPOSALS FOR AN
24 ENTITY TO ASSIST THE DIVISION IN CONDUCTING THE STUDY, GATHERING
25 INFORMATION, ANALYZING THE ISSUES, AND PRODUCING A REPORT. THE
26 DIVISION SHALL ENTER INTO A CONTRACT WITH AN ENTITY ON OR BEFORE
27 JULY 1, 2024.

1 (4) ON OR BEFORE JANUARY 3, 2025, THE DIVISION SHALL SUBMIT
2 A REPORT OF ITS FINDINGS TO THE JOINT BUDGET COMMITTEE AND THE
3 JUDICIARY COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE
4 SENATE, OR ANY SUCCESSOR COMMITTEES.

5 (5) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
6 REQUIRES, "CRIMINAL AND JUVENILE JUSTICE AGENCY" MEANS A LAW
7 ENFORCEMENT AGENCY, COURT, LOCAL JAIL, MUNICIPAL JAIL AUTHORIZED
8 PURSUANT TO SECTION 31-15-401 (1)(j), MULTIJURISDICTIONAL JAIL
9 AUTHORIZED PURSUANT TO SECTION 17-26.5-101, THE DEPARTMENT OF
10 CORRECTIONS, PRIVATE CONTRACT PRISONS, THE DIVISION OF YOUTH
11 SERVICES IN THE DEPARTMENT HUMAN SERVICES, THE YOUTHFUL
12 OFFENDER SYSTEM IN THE DEPARTMENT OF CORRECTIONS, OR ANY
13 AGENCY THAT HAS JURISDICTION OVER A JUVENILE.

14 (6) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2025.

15 **SECTION 2. Safety clause.** The general assembly hereby finds,
16 determines, and declares that this act is necessary for the immediate
17 preservation of the public peace, health, or safety.