

CHAPTER 97

CRIMINAL LAW AND PROCEDURE

SENATE BILL 01-117

BY SENATOR(S) Gordon, Dyer (Arapahoe), Epps, Hanna, and Windels;
also REPRESENTATIVE(S) Hefley, Boyd, Coleman, Dean, Jahn, Mitchell, Romanoff, Scott, Stafford, Tapia, and Williams S.

AN ACT

CONCERNING THE CONTINUATION OF THE SEX OFFENDER MANAGEMENT BOARD, AND, IN CONNECTION THEREWITH, CLARIFYING HOW APPOINTMENTS ARE MADE TO THE BOARD, CHANGING THE MEMBERSHIP OF THE BOARD, AND REQUIRING THE BOARD TO REPORT TO THE GENERAL ASSEMBLY.

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

SECTION 1. The introductory portion to 16-11.7-103 (1) and 16-11.7-103 (4) (d) and (6) (a), Colorado Revised Statutes, are amended to read:

16-11.7-103. Sex offender management board - creation - duties - repeal.

(1) There is hereby created, in the department of public safety, a sex offender management board that shall consist of fifteen members. THE MEMBERSHIP OF THE BOARD SHALL REFLECT, TO THE EXTENT POSSIBLE, REPRESENTATION OF URBAN AND RURAL MEMBERS. The membership of the board shall consist of the following persons:

(4) The board shall carry out the following duties:

(d) (I) The board shall research and analyze the effectiveness of the evaluation, identification, and treatment procedures and programs developed pursuant to this article. The board shall also develop and prescribe a system for implementation of the guidelines and standards developed pursuant to paragraph (b) of this subsection (4) and for tracking offenders who have been subjected to evaluation, identification, and treatment pursuant to this article. In addition, the board shall develop a system for monitoring offender behaviors and offender adherence to prescribed behavioral changes. The results of such tracking and behavioral monitoring shall be a part of any analysis made pursuant to this paragraph (d).

(II) THE BOARD SHALL REPORT ITS FINDINGS FROM THE RESEARCH AND ANALYSIS

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

CONDUCTED PURSUANT TO SUBPARAGRAPH (I) OF THIS PARAGRAPH (d) TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH SECTION 24-1-136 (9), C.R.S., NO LATER THAN DECEMBER 1, 2003.

(6) (a) This section is repealed, effective July 1, 2001+ 2010.

SECTION 2. Repeal. 24-34-104 (30) (d), Colorado Revised Statutes, is repealed as follows:

24-34-104. General assembly review of regulatory agencies and functions for termination, continuation, or reestablishment. (30) (d) ~~The following board in the department of public safety shall terminate on July 1, 2001: The sex offender management board, created by section 16-11.7-103, C.R.S.~~

SECTION 3. 24-34-104 (41), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

24-34-104. General assembly review of regulatory agencies and functions for termination, continuation, or reestablishment. (41) The following agencies, functions, or both, shall terminate on July 1, 2010:

(i) THE SEX OFFENDER MANAGEMENT BOARD, CREATED BY SECTION 16-11.7-103, C.R.S.

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

Approved: March 28, 2001