

CHAPTER 144

CORRECTIONS

SENATE BILL 04-191

BY SENATOR(S) Anderson, Arnold, Chlouber, Jones, May R., Taylor, and Teck;
also REPRESENTATIVE(S) Stengel.

AN ACT

CONCERNING THE TERMS OF SERVICE FOR MEMBERS OF THE PAROLE BOARD.

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

SECTION 1. 17-2-201 (1) (a), (1) (b), and (1) (c), Colorado Revised Statutes, are amended to read:

17-2-201. State board of parole. (1) (a) There is hereby created a state board of parole, referred to in this part 2 as the "board", which shall consist of seven members. The members of the board shall be appointed by the governor and confirmed by the senate, and they shall devote their full time to their duties as members of such board. THE MEMBERS SHALL BE APPOINTED FOR THREE-YEAR TERMS AND MAY SERVE CONSECUTIVE TERMS. The governor may remove a board member for incompetency, neglect of duty, malfeasance in office, continued failure to use the risk assessment guidelines as required by section 17-22.5-404, or failure to regularly attend meetings as determined by the governor. Final conviction of a felony during the term of office of a board member shall automatically result in the disqualification of the member from further service on the board. The board shall be composed of two representatives from law enforcement, one former parole or probation officer, and four citizen representatives. The members of the board shall have knowledge of parole, rehabilitation, correctional administration, the functioning of the criminal justice system, and the issues associated with victims of crime. The three designated members of the board shall each have at least five years' education or experience, or a combination thereof, in their respective fields. No person who has been convicted of a felony or of a misdemeanor involving moral turpitude or who has any financial interests which conflict with the duties of a member of the parole board shall be eligible for appointment.

(b) The parole board in existence prior to July 1, 1987, is abolished on July 1,

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

1987. The governor shall appoint a new parole board pursuant to this section, two members of which shall be appointed for terms of three years, two members of which shall be appointed for terms of two years, and one member of which shall be appointed for a term of one year. Thereafter, members shall be appointed for terms of three years. If a member is appointed during a period of time in which the general assembly is not in session, that member shall serve on a temporary basis until the general assembly next convenes. ~~No member shall serve more than three consecutive full three-year terms after the initial term. Any person who is appointed to fill a vacancy on the board and who serves at least one-half of the term of office shall be considered to have served a full term in the office for purposes of this section.~~

(c) The parole board in existence prior to July 1, 1990, shall be expanded to seven members on July 1, 1990. The governor shall appoint an additional law enforcement representative and an additional citizen representative to the board, one for a term of two years to expire on July 1, 1992, and one for a term of three years to expire on July 30, 1993. Thereafter, such members shall be appointed for terms of three years. ~~and shall serve no more than two consecutive full three-year terms after the initial term.~~

SECTION 2. 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: April 13, 2004