

CHAPTER 230

CORRECTIONS

HOUSE BILL 06-1381

BY REPRESENTATIVE(S) McFadyen, Berens, Riesberg, Carroll M., and Merrifield;
also SENATOR(S) Bacon, Windels, Fitz-Gerald, Isgar, Shaffer, and Tupa.

AN ACT

CONCERNING NOTIFICATION TO THE CAPITAL DEVELOPMENT COMMITTEE OF REQUESTS FOR PROPOSALS RELATING TO PRIVATE PRISONS.

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

SECTION 1. The introductory portion to 17-1-202 (1), Colorado Revised Statutes, is amended to read:

17-1-202. Requests for competitive proposals and contract requirements.

(1) Before entering into any contract for designing, financing, acquiring, constructing, or operating a private contract prison or any contract for any combination of these functions, the department may issue a request for competitive proposals. PRIOR TO ISSUING A REQUEST FOR COMPETITIVE PROPOSALS REQUIRING NEW CONSTRUCTION UNDER THIS SECTION, THE DEPARTMENT SHALL NOTIFY THE CAPITAL DEVELOPMENT COMMITTEE, ESTABLISHED PURSUANT TO SECTION 2-3-1302, C.R.S. The department's rules, at a minimum, shall require that any contract proposed and awarded by the executive director pursuant to this part 2 shall be governed by the following principles:

SECTION 2. 17-1-202.5 (1), Colorado Revised Statutes, is amended to read:

17-1-202.5. Private prison planning process. (1) In any fiscal year, if the general assembly determines that the amount of moneys credited to the capital construction fund, created in section 24-75-302, C.R.S., is not sufficient to pay for the design and construction of a correctional facility for adult offenders that is deemed necessary to satisfy future prison bed projections and needs, the department may request competitive proposals from private prison providers three years before desired occupancy of the correctional facility. PRIOR TO ISSUING A REQUEST FOR COMPETITIVE PROPOSALS REQUIRING NEW CONSTRUCTION UNDER THIS SECTION, THE

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

DEPARTMENT SHALL NOTIFY THE CAPITAL DEVELOPMENT COMMITTEE, ESTABLISHED PURSUANT TO SECTION 2-3-1302, C.R.S.

SECTION 3. 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: May 25, 2006