

CHAPTER 284

COURTS

HOUSE BILL 06-1379

BY REPRESENTATIVE(S) Garcia, Carroll T., Jahn, Todd, Benefield, Berens, Borodkin, Butcher, Carroll M., Coleman, Gallegos, Green, Hall, Kerr A., Paccione, Romanoff, Solano, and Stafford;
also SENATOR(S) Spence, Hagedorn, Bacon, Evans, Fitz-Gerald, Gordon, Groff, Grossman, Isgar, Jones, Kester, Mitchell, Sandoval, Shaffer, Taylor, Tochtrop, Traylor, Tupa, Veiga, Wiens, Williams, and Windels.

AN ACT**CONCERNING A REQUIREMENT FOR TRAINING TO IMPLEMENT WITNESS PROTECTION PROGRAMS.**

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

SECTION 1. 24-33.5-106 (3), Colorado Revised Statutes, is amended, and the said 24-33.5-106 is further amended BY THE ADDITION OF A NEW SUBSECTION, to read:

24-33.5-106. Witness protection board - creation - Javad Marshall-Fields and Vivian Wolfe witness protection program - witness protection fund.

(3) The board shall create a witness protection program THAT SHALL BE REFERRED TO AS THE JAVAD MARSHALL-FIELDS AND VIVIAN WOLFE WITNESS PROTECTION PROGRAM, through which the board may fund or provide for the security and protection of a prosecution witness or potential prosecution witness during or subsequent to an official proceeding or investigation that involves great public interest or as a result of which the board determines that an offense such as intimidating a witness as described in section 18-8-704 or 18-8-705, C.R.S., tampering with a witness as described in section 18-8-707, C.R.S., or retaliating against a witness as described in section 18-8-706, C.R.S., is likely to be committed. The board may also fund or provide for the security and protection of the immediate family of, or a person otherwise closely associated with, such witness or potential witness if the family or person may also be endangered.

(8) THE COLORADO DISTRICT ATTORNEYS AND LAW ENFORCEMENT AGENCIES SHALL PROVIDE AT LEAST ANNUAL TRAINING FOR DISTRICT ATTORNEYS, VICTIMS ADVOCATES EMPLOYED IN OR WORKING WITH LAW ENFORCEMENT AGENCIES, AND LAW ENFORCEMENT PERSONNEL RELATED TO WITNESS PROTECTION. THE WITNESS

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

PROTECTION BOARD SHALL DEVELOP PROGRAM MATERIALS, INCLUDING A MODEL WITNESS PROTECTION RISK ASSESSMENT INSTRUMENT, WHICH SHALL BE MADE AVAILABLE TO COLORADO'S DISTRICT ATTORNEYS AND LAW ENFORCEMENT AGENCIES.

SECTION 2. Effective date. This act shall take effect July 1, 2006.

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 30, 2006