

First Regular Session  
Seventy-second General Assembly  
STATE OF COLORADO  
UNOFFICIAL PREAMENDED VERSION

LLS NO. 19-0628.02 Michael Dohr x4347

HOUSE BILL 19-1149

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HOUSE SPONSORSHIP

Gonzales-Gutierrez,

SENATE SPONSORSHIP

Lee,

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House Committees  
Judiciary

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING DIRECTING THE AGE OF DELINQUENCY TASK FORCE OF  
102 THE COLORADO COMMISSION ON CRIMINAL AND JUVENILE  
103 JUSTICE TO STUDY SERVING EMERGING ADULTS IN THE JUVENILE  
104 JUSTICE SYSTEM.

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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>.)*

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters or bold & italic numbers indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

The bill directs the age of delinquency task force of the Colorado commission on criminal and juvenile justice to study using juvenile justice services and systems for adults 18 through 20 years of age (emerging adults). The task force shall:

- Compile data regarding all criminal filings in the state from the last 3 years that data is available in which a defendant is 18 through 20 years of age;
- Study the established brain research for emerging adults, study the data collected, study the potential impacts on the division of youth services and youthful offender system if they also served emerging adults, and make recommendations to the general assembly regarding appropriate uses of the juvenile justice system for emerging adults; and
- Create a report of the collected data and recommendations for the judiciary committees of the house of representatives and senate by March 31, 2020.

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

2 **SECTION 1.** In Colorado Revised Statutes, 16-11.3-103, add  
3 (2.9) as follows:

4 **16-11.3-103. Duties of the commission - mission - staffing -**  
5 **definition - repeal.** (2.9) (a) ON OR BEFORE JUNE 30, 2020, \_\_\_\_\_ THE  
6 COLORADO COMMISSION ON CRIMINAL AND JUVENILE JUSTICE SHALL  
7 COMPLETE THE STUDY DESCRIBED IN SUBSECTION (2.9)(b) OF THIS SECTION  
8 AND \_\_\_\_\_ MAKE RECOMMENDATIONS TO THE GENERAL ASSEMBLY  
9 REGARDING AGE OF DELINQUENCY ISSUES. THE COMMISSION MAY INVITE  
10 ADDITIONAL INTERESTED PARTIES TO BE PART OF THE STUDY.

11 (b) THE COMMISSION SHALL:

12 (I) COMPILEDATA REGARDING ALL CRIMINAL FILINGS IN THE STATE  
13 FROM THE LAST THREE YEARS THAT DATA IS AVAILABLE IN WHICH A  
14 DEFENDANT IS AT LEAST EIGHTEEN YEARS OF AGE, BUT YOUNGER THAN  
15 TWENTY-FIVE YEARS OF AGE, WHICH DATA, AS AVAILABLE, MUST INCLUDE  
16 THE FOLLOWING:

- 1 (A) THE AGE, RACE, AND ETHNICITY OF THE DEFENDANT;  
2 (B) THE JUDICIAL DISTRICT OF THE FILING;  
3 (C) THE CRIME OR CRIMES CHARGED;  
4 (D) THE DISPOSITION OF THE CHARGES FILED;  
5 (E) THE SENTENCE IMPOSED AND THE OUTCOME;  
6 (F) THE OVERALL OUTCOME OF THE PERSON IN THE SYSTEM AND  
7 WHETHER THE PERSON WAS SUCCESSFUL OR NOT IN COMPLETING HIS OR  
8 HER SENTENCE;  
9 (G) ANY PRIOR SERVICES PROVIDED THROUGH CRIMINAL AND  
10 JUVENILE JUSTICE INVOLVEMENT; AND  
11 (H) ANY OTHER RESEARCH OR DATA THAT THE COMMISSION  
12 BELIEVES WOULD BE USEFUL IN STUDYING AGE OF DELINQUENCY ISSUES  
13 FOR YOUNG ADULTS WHO ARE AT LEAST EIGHTEEN YEARS OF AGE BUT  
14 YOUNGER THAN TWENTY-FIVE YEARS OF AGE.  
15 (II) STUDY THE ESTABLISHED BRAIN RESEARCH, WHICH SHOWS  
16 THAT YOUNG ADULTS WHO ARE AT LEAST EIGHTEEN YEARS OF AGE BUT  
17 YOUNGER THAN TWENTY-FIVE YEARS OF AGE ARE SIMILAR TO JUVENILES  
18 IN THAT THEIR BRAINS ARE STILL DEVELOPING AND HAVE DIFFICULTY WITH  
19 QUALITATIVE DECISION-MAKING; ARE, SUSCEPTIBLE TO PEER INFLUENCE,  
20 RISK-TAKERS, AND LESS FUTURE-ORIENTED THAN OLDER ADULTS; STUDY  
21 THE DATA COLLECTED PURSUANT TO SUBSECTION (2.9)(b)(I) OF THIS  
22 SECTION; STUDY THE POTENTIAL IMPACTS ON THE DIVISION OF YOUTH  
23 SERVICES AND YOUTHFUL OFFENDER SYSTEM IF THEY ALSO SERVED YOUNG  
24 ADULTS; AND MAKE RECOMMENDATIONS \_\_\_\_\_ REGARDING APPROPRIATE  
25 USES OF THE JUVENILE JUSTICE SYSTEM OR YOUTHFUL OFFENDER SYSTEM  
26 FOR YOUNG ADULTS;  
27 (III) CREATE A REPORT CONTAINING THE DATA COLLECTED

1 PURSUANT TO SUBSECTION (2.9)(b)(I) OF THIS SECTION AND ANY  
2 RECOMMENDATIONS MADE PURSUANT TO SUBSECTION (2.9)(b)(II) OF THIS  
3 SECTION BY JUNE 30, 2020, AND PROVIDE THAT REPORT TO THE JUDICIARY  
4 COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE OR  
5 ANY SUCCESSOR COMMITTEES.

6 (c) THIS SUBSECTION (2.9) IS REPEALED, EFFECTIVE JULY 1, 2021.

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