

HB1287_L.005

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.HB18-1287 be amended as follows:

1 Amend printed bill, page 2, line 5, strike "2028." and substitute "2023.
 2 PRIOR TO SUCH REPEAL, THE DEPARTMENT OF REGULATORY AGENCIES
 3 SHALL REVIEW THE COMMISSION AS DESCRIBED IN SECTION 2-3-1203."

4 Page 2, strike line 10 and substitute:
 5 "2023.

6 **SECTION 3.** In Colorado Revised Statutes, 16-11.3-102, amend
 7 (2)(a) introductory portion, (2)(a)(XI) introductory portion, (2)(a)(XI)(H),
 8 (2)(a)(XI)(I), and (3)(b); **repeal** (2)(a)(XI)(D); and **add** (2)(a)(V.5),
 9 (2)(a)(XI)(J), (2)(a)(XI)(K), (2)(a)(XI)(L), (2)(a)(XI)(M), and (3)(c) as
 10 follows:

11 **16-11.3-102. Colorado commission on criminal and juvenile**
 12 **justice - creation - membership - operation.** (2) (a) The commission
 13 consists of ~~twenty-six~~ TWENTY-NINE voting members, as follows:

14 (V.5) THE EXECUTIVE DIRECTOR OF THE COLORADO DISTRICT
 15 ATTORNEYS COUNCIL, OR HIS OR HER DESIGNEE, AND ONE ELECTED
 16 DISTRICT ATTORNEY, TO BE DESIGNATED BY THE COLORADO DISTRICT
 17 ATTORNEYS COUNCIL;

18 (XI) ~~Twelve~~ THIRTEEN members appointed by the governor as
 19 follows:

20 (D) ~~Two elected district attorneys;~~

21 (H) One member who is a representative of a community
 22 corrections provider, a community corrections board member, or a
 23 behavioral, mental health, or substance use disorder treatment provider;
 24 and

25 (I) ~~Three members who shall be appointed at-large~~ ONE MEMBER
 26 WHO IS A VICTIM, AS DEFINED IN SECTION 24-4.1-302 (5), WHO HAS
 27 DEMONSTRATED KNOWLEDGE OF THE CRIMINAL JUSTICE SYSTEM AND ITS
 28 IMPACTS;

29 (J) A PERSON WHO IS A FORMER OFFENDER WHO HAS
 30 DEMONSTRATED KNOWLEDGE OF THE CRIMINAL JUSTICE SYSTEM AND ITS
 31 IMPACTS;

32 (K) A REPRESENTATIVE OF A NONPROFIT ORGANIZATION
 33 REPRESENTING MUNICIPALITIES;

34 (L) A VICTIM'S ADVOCATE, AS DEFINED IN SECTION 13-90-107
 35 (1)(k)(II); AND

36 (M) TWO MEMBERS WHO SHALL BE APPOINTED AT-LARGE.

37 (3) (b) Each appointing authority shall appoint the initial
 38 appointed members of the commission within sixty days after May 23,
 39 2007. THE GOVERNOR SHALL APPOINT THE COMMISSION MEMBERS

1 DESCRIBED IN SUBSECTION (2)(a)(XI)(I), (2)(a)(XI)(J), (2)(a)(XI)(K), and
2 (2)(a)(XI)(L) OF THIS SECTION ON OR BEFORE JULY 1, 2018. An appointed
3 member shall not serve more than two consecutive full terms, in addition
4 to any partial term. In the event of a vacancy in an appointed position by
5 death, resignation, removal for misconduct, incompetence, neglect of
6 duty, or otherwise, the appointing authority shall appoint a member to fill
7 the position for the remainder of the unexpired term.

8 (c) A PERSON WHO HAS BEEN APPOINTED AND SUBSEQUENTLY
9 REAPPOINTED TO THE COMMISSION BY THE SAME GOVERNOR IN ANY
10 CAPACITY DESCRIBED IN SUBSECTION (2)(a)(XI) OF THIS SECTION MAY NOT
11 BE APPOINTED BY THE SAME GOVERNOR TO SERVE IN ANY OTHER
12 CAPACITY DESCRIBED IN SAID SUBSECTION (2)(a)(XI).

13 **SECTION 4.** In Colorado Revised Statutes, 16-11.3-103, add (7)
14 as follows:

15 **16-11.3-103. Duties of the commission - mission - staffing.**

16 (7) ON OR BEFORE MAY 1 OF EACH EVEN-NUMBERED YEAR, THE
17 COMMISSION SHALL REQUEST A LETTER FROM THE GOVERNOR SUGGESTING
18 TOPICS FOR THE COMMISSION TO STUDY. IN PREPARING THE LETTER, THE
19 GOVERNOR IS ENCOURAGED TO CONSULT WITH THE CHIEF JUSTICE OF THE
20 COLORADO SUPREME COURT AND THE MAJORITY AND MINORITY LEADERS
21 OF THE HOUSE OF REPRESENTATIVES AND THE SENATE.

22 **SECTION 5.** In Colorado Revised Statutes, 2-3-1203, add
23 (14)(a)(VI) as follows:

24 **2-3-1203. Sunset review of advisory committees - legislative
25 declaration - definition - repeal.** (14) (a) The following statutory
26 authorizations for the designated advisory committees are scheduled for
27 repeal on September 1, 2023:

28 (VI) THE COLORADO COMMISSION ON CRIMINAL AND JUVENILE
29 JUSTICE CREATED IN SECTION 16-11.3-102."

30 Renumber succeeding section accordingly.

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