

HB1345_L.012

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.HB16-1345 be amended as follows:

1 Amend printed bill, page 2, strike line 3 and substitute "(4) (b), (4) (h),
2 (4) (j), and (6) (a) as follows:".

3 Page 2, after line 6 insert:

4 **"(b) Guidelines and standards for treatment of adult**
5 **offenders.** (I) The board shall develop, implement, and revise, as
6 appropriate, guidelines and standards to treat adult sex offenders,
7 including adult sex offenders with developmental disabilities,
8 INCORPORATING IN THE GUIDELINES AND STANDARDS THE CONCEPTS OF
9 THE RISK-NEED-RESPONSIVITY OR ANOTHER EVIDENCE-BASED
10 CORRECTIONAL MODEL, which guidelines and standards can be used in the
11 treatment of offenders who are placed on probation, incarcerated with the
12 department of corrections, placed on parole, or placed in community
13 corrections. Programs implemented pursuant to the guidelines and
14 standards developed pursuant to this paragraph (b) shall be as flexible as
15 possible so that the programs may be accessed by each adult sex offender
16 to prevent the offender from harming victims and potential victims.
17 Programs shall include a continuing monitoring process and a continuum
18 of treatment options available to an adult sex offender as he or she
19 proceeds through the criminal justice system. Treatment options shall be
20 determined by a current risk assessment and evaluation and may include,
21 but need not be limited to, group counseling, individual counseling,
22 family counseling, outpatient treatment, inpatient treatment, shared living
23 arrangements, or treatment in a therapeutic community. Programs
24 implemented pursuant to the guidelines and standards developed pursuant
25 to this paragraph (b) shall, to the extent possible, be accessible to all adult
26 sex offenders in the criminal justice system, including those offenders
27 with mental illness and co-occurring disorders. The procedures for
28 evaluation, identification, treatment, and monitoring developed pursuant
29 to this subsection (4) shall be implemented only to the extent that moneys
30 are available in the sex offender surcharge fund created in section
31 18-21-103 (3), C.R.S.

32 (II) (A) ONCE THE BOARD HAS APPROVED REVISED PORTIONS OF
33 THE STANDARDS, THE BOARD SHALL MAKE EVERY EFFORT TO PUBLISH THE
34 APPROVED PORTIONS. THE BOARD SHALL COMPLETE A REVISION OF THE
35 GUIDELINES AND STANDARDS TO TREAT ADULT SEX OFFENDERS BY JULY
36 1, 2017. IF THE BOARD DETERMINES THAT IT WILL BE UNABLE TO



1 COMPLETE THE REVISION OF THE STANDARDS BY JULY 1, 2017, THE BOARD
2 SHALL REPORT TO THE JUDICIARY COMMITTEES OF THE GENERAL
3 ASSEMBLY, OR ANY SUCCESSOR COMMITTEES, A PROJECTED COMPLETION
4 DATE AS PART OF ITS ANNUAL REPORT PRESENTED PURSUANT TO SECTION
5 16-11.7-109 (2) IN JANUARY 2017. THE REVISED GUIDELINES AND
6 STANDARDS MUST BE CONSISTENT WITH THE RECOMMENDATIONS
7 PROVIDED TO THE BOARD IN THE 2014 INDEPENDENT EVALUATION OF THE
8 BOARD'S STANDARDS AND GUIDELINES FUNDED BY THE GENERAL
9 ASSEMBLY IN 2013; EXCEPT THAT, IF THE STANDARDS ARE NOT
10 CONSISTENT WITH THE 2014 INDEPENDENT EVALUATION, IN ITS ANNUAL
11 REPORT TO THE GENERAL ASSEMBLY PURSUANT TO SECTION 16-11.7-109
12 (2), THE BOARD SHALL DESCRIBE ANY INCONSISTENCIES AND EXPLAIN THE
13 EVIDENCE-BASED REASONS FOR THE INCONSISTENCIES.

14 (B) THIS SUBPARAGRAPH (II) IS REPEALED, EFFECTIVE JULY 1,
15 2018."

16 Page 2, after line 19 insert:

17 "(j) **Guidelines and standards for treatment of juvenile**
18 **offenders.** The board shall develop, implement, and revise, as
19 appropriate, guidelines and standards to treat juveniles who have
20 committed sexual offenses, including juveniles with developmental
21 disabilities, INCORPORATING IN THE GUIDELINES AND STANDARDS THE
22 CONCEPTS OF THE RISK-NEED-RESPONSIVITY OR ANOTHER
23 EVIDENCE-BASED CORRECTIONAL MODEL, which guidelines and standards
24 may be used for juvenile offenders who are placed on probation,
25 committed to the department of human services, placed on parole, or
26 placed in out-of-home placement. Programs implemented pursuant to the
27 guidelines and standards developed pursuant to this paragraph (j) shall be
28 as flexible as possible so that the programs may be accessed by each
29 juvenile offender to prevent him or her from harming victims and
30 potential victims. Programs shall provide a continuing monitoring process
31 and a continuum of treatment options available to a juvenile offender as
32 he or she proceeds through the juvenile justice system. Treatment options
33 may include, but need not be limited to, group counseling, individual
34 counseling, family counseling, outpatient treatment, inpatient treatment,
35 shared living arrangements, and treatment in a therapeutic community.
36 Programs implemented pursuant to the guidelines and standards
37 developed pursuant to this paragraph (j) shall be, to the extent possible,
38 accessible to all juveniles who have committed sexual offenses and who
39 are in the juvenile justice system, including juveniles with mental illness

1 or co-occurring disorders."

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