

## CHAPTER 399

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**CORRECTIONS**

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**HOUSE BILL 18-1437**

BY REPRESENTATIVE(S) Herod, Bridges, Buckner, Coleman, Exum, Gray, Hooton, Jackson, Kennedy, Lee, Lontine, McLachlan, Melton, Michaelson Jenet, Pettersen, Ransom, Reyher, Rosenthal, Saine, Salazar, Singer, Weissman, Winkler, Winter, Young, Duran;  
also SENATOR(S) Neville T., Aguilar, Court, Crowder, Jahn, Kagan, Kefalas, Kerr, Lambert, Marble, Martinez Humenik, Merrifield, Moreno, Priola, Smallwood, Todd, Williams A.

**AN ACT**

**CONCERNING ELIMINATING THE REQUIREMENT THAT A PERSON WHO PARTICIPATES IN COLLEGE-LEVEL ACADEMIC PROGRAMS THROUGH THE CORRECTIONAL EDUCATION PROGRAM IN THE DEPARTMENT OF CORRECTIONS MUST BEAR ENTIRELY THE COSTS ASSOCIATED WITH SUCH PROGRAMS.**

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

**SECTION 1.** In Colorado Revised Statutes, 17-32-105, **amend** (1) introductory portion and (1)(g) as follows:

**17-32-105. Development of correctional education program - goals and objectives - performance objectives - evaluation - transfers of custody - reports.**

(1) On and after July 1, 1990, the correctional education program is responsible for providing educational services to persons in correctional facilities under the control of the department and for developing and implementing a comprehensive competency-based educational and vocational program, which must conform to the goals and objectives outlined in this subsection (1). The correctional education program may be implemented in phases with the goals and objectives implemented in all facilities in the order specified in this subsection (1); except that the goal and objective stated in ~~paragraph (a) of this subsection (1)~~ **SUBSECTION (1)(a) OF THIS SECTION** must be implemented in all correctional facilities no later than July 1, 1991, and the entire program must be completely implemented in all correctional facilities no later than July 1, 1992. The program shall continue to operate instructional services currently offered in correctional facilities until such services are incorporated in or replaced by instructional services offered under the correctional education program. The correctional education program must encompass the

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*Capital letters or bold & italic numbers indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

following goals and objectives:

(g) Seventh, to provide every person in a correctional facility who demonstrates college-level aptitudes with the opportunity to participate in college-level academic programs that may be offered within the correctional facility. ~~Unless financial assistance for costs of the programs is provided through programs described in subsection (4) of this section or through private or federally funded grants or scholarships, costs associated with the college-level academic programs shall be borne entirely by the person participating in the program~~ COSTS FOR SUCH PROGRAMS MAY BE BORNE THROUGH PRIVATE, LOCAL, OR FEDERALLY FUNDED GIFTS, GRANTS, DONATIONS, OR SCHOLARSHIPS OR BY SUCH PERSONS THEMSELVES, OR THROUGH ANY COMBINATION OF SUCH FUNDING.

**SECTION 2. Act subject to petition - effective date.** This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: June 6, 2018