

First Regular Session  
Seventy-third General Assembly  
STATE OF COLORADO

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 21-0492.01 Jacob Baus x2173

**SENATE BILL 21-071**

**SENATE SPONSORSHIP**

**Buckner**, Danielson, Fenberg, Garcia, Gonzales, Hansen, Kolker, Lee, Moreno, Pettersen,  
Priola, Story, Winter, Zenzinger

**HOUSE SPONSORSHIP**

**Daugherty and Boesenecker**,

**Senate Committees**

Judiciary  
Appropriations

**House Committees**

Judiciary  
Appropriations

**A BILL FOR AN ACT**

101 **CONCERNING MEASURES TO LIMIT THE DETENTION OF JUVENILES, AND,**  
102 **IN CONNECTION THEREWITH, MAKING AND REDUCING AN**  
103 **APPROPRIATION.**

**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>.)*

The bill prohibits the imposition of secured monetary or property conditions on a bond for juveniles charged with or accused of committing a delinquent act.

The bill reduces the juvenile detention bed cap from 327 beds to 188 beds beginning in fiscal year 2021-22.

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.*

SENATE  
3rd Reading Unamended  
May 5, 2021

SENATE  
Amended 2nd Reading  
May 4, 2021

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

2           **SECTION 1.** In Colorado Revised Statutes, 19-2-503, **amend** (3)  
3 as follows:

4           **19-2-503. Issuance of a lawful warrant taking a juvenile into**  
5 **custody.** (3) A warrant for the arrest of a juvenile for violation of the  
6 conditions of probation or of a ~~bail~~ bond may be issued by any judge of  
7 a court of record or juvenile magistrate upon the report of a juvenile  
8 probation officer or upon the verified complaint of any person,  
9 establishing to the satisfaction of the judge or juvenile magistrate  
10 probable cause to believe that a condition of probation or of a ~~bail~~ bond  
11 has been violated and that the arrest of the juvenile is reasonably  
12 necessary. The warrant may be executed by any juvenile probation officer  
13 or by a peace officer authorized to execute warrants in the county in  
14 which the juvenile is found. If the warrant is for a juvenile found in  
15 contempt of court in a truancy proceeding, the court shall follow the  
16 procedures set forth in section 22-33-108 (7).

17           **SECTION 2.** In Colorado Revised Statutes, 19-2-508, **amend** (3)  
18 (a)(VII) introductory portion, (3)(a)(VII)(C), (4)(e)(I), and (5) as follows:

19           **19-2-508. Detention and temporary shelter - hearing - time**  
20 **limits - findings - review - confinement with adult offenders -**  
21 **restrictions.** (3) (a) (VII) Except as provided in subsection (3)(a)(IX) of  
22 this section, at the conclusion of the hearing, the court shall enter one of  
23 the following orders, while ensuring efforts are made to keep the juvenile  
24 with ~~his or her~~ THE JUVENILE'S parent, guardian, or legal custodian:

25           (C) That ~~bail~~ AN UNSECURED PERSONAL RECOGNIZANCE BOND be  
26 set and that the juvenile be released ACCORDINGLY; ~~upon the posting of~~

1 ~~that bail;~~

2 (4) (e) (I) Any juvenile arrested and detained for an alleged  
3 violation of any article of title 42, or for any alleged violation of a  
4 municipal or county ordinance, and not released on bond, must be taken  
5 before a judge with jurisdiction of such violation within forty-eight hours  
6 for the fixing of ~~bail~~ BOND and conditions of bond pursuant to subsection  
7 (3)(a)(VII) of this section. A juvenile may be detained in a jail, lockup,  
8 or other place used for the confinement of adult offenders only for  
9 processing for no longer than six hours and during such time must be  
10 placed in a setting that is physically segregated by sight and sound from  
11 the adult offenders, and in no case may the juvenile be detained in such  
12 place overnight. After six hours, the juvenile may be further detained only  
13 in a juvenile detention facility operated by or under contract with the  
14 department of human services. In calculating time pursuant to this  
15 subsection (4), Saturdays, Sundays, and legal holidays are included.

16 (5) A juvenile has the right to ~~bail~~ BOND as limited by the  
17 provisions of this section.

18 **SECTION 3.** In Colorado Revised Statutes, 19-2-509, **amend** (1)  
19 introductory portion, (2), (3), (4), (6), (7), and (8); **repeal** (5); and **add**  
20 (10) as follows:

21 **19-2-509. Personal recognizance bond.** (1) Unless the district  
22 attorney consents, ~~no~~ A juvenile charged or accused of having committed  
23 a delinquent act that constitutes a felony or a class 1 misdemeanor shall  
24 NOT be released without ~~a bond or on a~~ AN UNSECURED personal  
25 recognizance bond, if:

26 (2) In lieu of ~~a~~ AN UNSECURED PERSONAL RECOGNIZANCE bond,  
27 a juvenile who the court determines poses a substantial risk of serious

1 harm to others may be placed in a preadjudication service program  
2 established pursuant to section 19-2-302.

3 (3) Any application for the revocation or modification of the  
4 ~~amount, type, or conditions of bail~~ AN UNSECURED PERSONAL  
5 RECOGNIZANCE BOND must be made in accordance with section 16-4-109;  
6 except that the presumption described in section 19-2-508 (3)(a)(IV) must  
7 continue to apply for the purposes of this section.

8 (4) (a) In determining the ~~type of bond and~~ conditions of release  
9 for the juvenile, the judge or magistrate fixing the same shall consider the  
10 criteria set forth in section 16-4-103. ~~C.R.S.~~

11 (b) In setting, modifying, or continuing ~~any bail~~ AN UNSECURED  
12 PERSONAL RECOGNIZANCE bond, it must be a condition that the released  
13 juvenile appear at any place and upon any date to which the proceeding  
14 is transferred or continued. Further conditions of ~~every bail~~ THE  
15 UNSECURED PERSONAL RECOGNIZANCE bond must be that the released  
16 juvenile not commit any delinquent acts or harass, intimidate, or threaten  
17 any potential witnesses. EXCEPT AS DESCRIBED IN SUBSECTION (10) OF  
18 THIS SECTION, the judge or magistrate may set any other conditions or  
19 limitations on the release of the juvenile as are reasonably necessary for  
20 the protection of the community. Any juvenile who is ORDERED held  
21 without bail or whose bail or bail bond is revoked or increased under AT  
22 THE DETENTION HEARING OR PURSUANT TO an order entered at any time  
23 after the initial detention hearing pursuant to subsection (3) of this section  
24 and who remains in custody or detention must be tried on the charges on  
25 which the bail is denied or the bail or bail bond is revoked or increased  
26 within sixty days after the entry of such THE COURT order DETAINING THE  
27 JUVENILE or within sixty days after the juvenile's entry of a plea,

1       whichever date is earlier; except that, if the juvenile requests a jury trial  
2       pursuant to section 19-2-107, ~~the provisions of section 19-2-107 (4) apply~~  
3       APPLIES.

4               (5) ~~A surety or security on a bail bond may be subject to forfeiture~~  
5       ~~only if the juvenile fails to appear for any scheduled court proceedings,~~  
6       ~~of which the juvenile received proper notice.~~

7               (6) The court ~~may~~ SHALL NOT order that any personal  
8       recognizance bond be secured by ~~the personal obligation~~ MONETARY OR  
9       PROPERTY CONDITIONS of the juvenile, ~~and his or her~~ THE JUVENILE'S  
10      ~~parents~~ PARENT, guardian, legal custodian, or other responsible adult.

11              (7) The parent, guardian, or legal custodian, for any juvenile  
12      released on bond pursuant to this section or any other responsible adult  
13      who secures FOR A JUVENILE RELEASED ON a personal recognizance bond  
14      for a juvenile pursuant to subsection (6) of this section may petition the  
15      court prior to forfeiture or exoneration of the bond, to revoke the bond  
16      and remand the juvenile into custody if the parent, guardian, legal  
17      custodian, or other responsible adult determines that he or she is unable  
18      to control the juvenile. The court shall apply the presumption specified in  
19      section 19-2-508 (3)(a)(IV) in determining whether to revoke the  
20      PERSONAL RECOGNIZANCE bond.

21              (8) A juvenile may be released on AN UNSECURED PERSONAL  
22      RECOGNIZANCE bond, or as otherwise provided in this section regardless  
23      of whether the juvenile appears in court pursuant to a summons or a  
24      warrant.

25              (10) A JUDGE OR MAGISTRATE MAY ONLY IMPOSE AN UNSECURED  
26      PERSONAL RECOGNIZANCE BOND WITHOUT MONETARY OR PROPERTY  
27      CONDITIONS TO SECURE THE JUVENILE'S FUTURE APPEARANCE. A JUDGE OR

1 MAGISTRATE SHALL NOT IMPOSE A BOND WITH SECURED MONETARY OR  
2 PROPERTY CONDITIONS FOR A JUVENILE.

3 **SECTION 4.** In Colorado Revised Statutes, 19-2-1201, **amend**  
4 (4); and **add** (5) as follows:

5 **19-2-1201. Juvenile detention bed cap.** (4) For the fiscal year  
6 ~~2019-20 and each fiscal year thereafter~~ YEARS 2019-20 AND 2020-21, the  
7 number of available juvenile detention beds statewide is limited to three  
8 hundred twenty-seven.

9 (5) FOR THE FISCAL YEAR 2021-22 AND EACH FISCAL YEAR  
10 THEREAFTER, THE NUMBER OF AVAILABLE JUVENILE DETENTION BEDS  
11 STATEWIDE IS LIMITED TO TWO HUNDRED FIFTEEN.

12 **SECTION 5.** In Colorado Revised Statutes, 19-2-1202, **amend**  
13 (1) introductory portion and (1)(b) as follows:

14 **19-2-1202. Working group - allocation of beds.** (1) The  
15 executive director of the department of human services and the state court  
16 administrator in the judicial department, or a designee of such persons, in  
17 consultation with the division of criminal justice of the department of  
18 public safety, the office of state planning and budgeting, the Colorado  
19 district attorneys ATTORNEYS' council, and law enforcement  
20 representatives, shall form a working group which THAT shall carry out  
21 the following duties:

22 (b) The working group shall develop a mechanism for judicial  
23 districts within the same catchment area to loan detention beds to other  
24 judicial districts within the catchment area in cases of need.

25 **SECTION 6.** In Colorado Revised Statutes, 19-2-1303, **amend**  
26 (4) as follows:

27 **19-2-1303. Procedure after determination of competency or**

1 **incompetency.** (4) A determination under subsection (2) of this section  
2 that a juvenile is incompetent to proceed ~~shall~~ MUST not preclude the  
3 court from considering the release of the juvenile on ~~bail~~ BOND upon  
4 compliance with the standards and procedures for such release prescribed  
5 by statute. At any hearing to determine eligibility for release on ~~bail~~  
6 BOND, the court may consider any effect the juvenile's incompetency may  
7 have on the juvenile's ability to insure his or her presence for trial.

8 **SECTION 7.** In Colorado Revised Statutes, 19-2-212, **amend**  
9 (1)(a) introductory portion, (1)(a)(IV), (1)(a)(VIII), (1)(a)(IX), and  
10 (1)(b)(I); and add (1)(a)(X), (1)(a)(XI), (1)(a)(XII), (1)(a)(XIII), (1)(a.5),  
11 and (3) as follows:

12 **19-2-212. Working group for criteria for placement of juvenile**  
13 **offenders - establishment of formula - review of criteria - report.**

14 (1) (a) The executive director of the department of human services and  
15 the state court administrator of the judicial department, or any designees  
16 of such persons, shall form a working group that ~~must include~~ INCLUDES  
17 representatives from:

18 (IV) Law enforcement, INCLUDING AT LEAST ONE  
19 REPRESENTATIVE FROM A STATEWIDE ORGANIZATION OF COUNTY  
20 SHERIFFS;

21 (VIII) Juvenile court judges and magistrates; and

22 (IX) Local and county governments, including AT LEAST THREE  
23 REPRESENTATIVES FROM county departments of human or social services;

24 (X) THE DIVISION OF YOUTH SERVICES;

25 (XI) THE DIVISION OF CHILD WELFARE;

26 (XII) THE LOCAL JUVENILE SERVICES PLANNING COMMITTEES,  
27 CREATED IN SECTION 19-2-211; AND

1           (XIII) ORGANIZATIONS THAT ADVOCATE FOR YOUTH INVOLVED IN  
2           THE JUVENILE JUSTICE SYSTEM.

3           (a.5) THE WORKING GROUP MUST ALSO INCLUDE AT LEAST TWO  
4           PERSONS DIRECTLY AFFECTED BY THE INCARCERATION OF YOUTH, OF  
5           WHOM, AT LEAST ONE PERSON WHO IS OR WAS A YOUTH IN THE CUSTODY  
6           OF A DIVISION OF YOUTH SERVICES FACILITY.

7           (b) The working group shall carry out the following duties:

8           (1) To establish a set of criteria for both detention and  
9           commitment for the purposes of determining which juvenile offenders are  
10           appropriate for placement in the physical or legal custody of the  
11           department of human services. Such criteria must conform with section  
12           19-2-508. This set of criteria, when adopted by the department of human  
13           services and the judicial department, must promote a more uniform  
14           system of determining which juveniles should be placed in the physical  
15           custody of the department of human services or in the legal custody of the  
16           department of human services so that decisions for such placement of a  
17           juvenile are made based upon a uniform set of criteria throughout the  
18           state. In addition, the criteria shall specifically take into account the  
19           educational needs of the juvenile and ensure the juvenile's access to  
20           appropriate educational services. The working group established pursuant  
21           to this subsection (1) shall hold a meeting at least ~~once~~ FOUR TIMES each  
22           year and as necessary to review and propose revision to the criteria  
23           established pursuant to this subsection (1) and the formula created  
24           pursuant to subsection (1)(b)(V) of this section.

25           (3) (a) ON OR BEFORE OCTOBER 31, 2021, AND AT LEAST FOUR  
26           TIMES EACH YEAR THEREAFTER AND AS NECESSARY TO PERFORM THE  
27           DUTIES DESCRIBED IN THIS SUBSECTION (3), THE WORKING GROUP SHALL



1 CONVENE FOR THE PURPOSE OF EXAMINING THE AVAILABILITY OF  
2 ALTERNATIVES TO YOUTH DETENTION AND THE USE OF DETENTION BEDS,  
3 AND EXAMINING NECESSARY INVESTMENTS IN ALTERNATIVES TO YOUTH  
4 DETENTION, INCLUDING LESS RESTRICTIVE PLACEMENTS THAT SERVE  
5 ALLEGED AND ADJUDICATED JUVENILE OFFENDERS AND  
6 COMMUNITY-BASED SERVICES THAT ALLOW ALLEGED AND ADJUDICATED  
7 JUVENILE OFFENDERS TO LIVE WITH FAMILY OR KIN. THE WORKING GROUP  
8 SHALL CARRY OUT THE FOLLOWING DUTIES:

9 (I) BY OCTOBER 31, 2022, THE WORKING GROUP SHALL DEVELOP  
10 PERFORMANCE STANDARDS AND OUTCOME MEASURES TO EVALUATE THE  
11 DEGREE TO WHICH ALLEGED AND ADJUDICATED OFFENDERS ARE IN THE  
12 LEAST RESTRICTIVE SETTING WITH APPROPRIATE SERVICES. THE  
13 PERFORMANCE STANDARDS AND OUTCOME MEASURES MUST:

14 (A) EVALUATE WHETHER THE NUMBER OF ALTERNATIVE  
15 PLACEMENTS, RANGE OF SERVICES OFFERED BY SUCH PLACEMENTS, AND  
16 COMMUNITY-BASED SERVICES AVAILABLE MEET THE NEEDS OF YOUTH IN  
17 EACH JUDICIAL DISTRICT AND COUNTY; AND

18 (B) DETERMINE WHETHER AND HOW SPECIFIC DATA AND OUTCOME  
19 MEASURES MUST BE REPORTED TO EVALUATE THE EFFICACY OF LESS  
20 RESTRICTIVE PLACEMENTS AND COMMUNITY-BASED SERVICES.

21 (II) THE WORKING GROUP SHALL ADVISE THE DEPARTMENT OF  
22 HUMAN SERVICES CONCERNING POLICIES, PROCEDURES, AND BEST  
23 PRACTICES RELATED TO SERVING YOUTH IN THE LEAST RESTRICTIVE  
24 SETTING.

25 (III) THE WORKING GROUP SHALL REVIEW THE DATA PROVIDED BY  
26 THE DEPARTMENT OF HUMAN SERVICES PURSUANT TO SUBSECTION (3)(b)  
27 OF THIS SECTION, AND PROVIDE RECOMMENDATIONS:

1           (A) TO ENHANCE THE CONTINUUM OF COMMUNITY-BASED  
2           SERVICES AND PLACEMENT OPTIONS FOR ALLEGED AND ADJUDICATED  
3           JUVENILE OFFENDERS, INCLUDING RECOMMENDATIONS TO IMPROVE  
4           AVAILABILITY AND QUALITY OF LESS RESTRICTIVE ALTERNATIVE  
5           PLACEMENTS AND COMMUNITY-BASED SERVICES FOR YOUTH;

6           (B) REGARDING ANY CHANGES TO SECURE DETENTION BED  
7           CAPACITY LIMITS AND THE ALLOCATION OF DETENTION BEDS ACROSS THE  
8           STATE; AND

9           (C) FOR FUTURE DATA COLLECTION AND REPORTING TO ASSIST THE  
10           WORKING GROUP IN COMPLETING ITS DUTIES.

11           (b) ON OR BEFORE JULY 1, 2023, AND ON OR BEFORE JULY 1 EACH  
12           YEAR THEREAFTER, THE DEPARTMENT OF HUMAN SERVICES SHALL SUBMIT  
13           A REPORT TO THE WORKING GROUP, THE JUDICIARY COMMITTEES OF THE  
14           SENATE AND THE HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR  
15           COMMITTEES, AND THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE  
16           SENATE AND THE PUBLIC AND BEHAVIORAL HEALTH AND HUMAN SERVICES  
17           COMMITTEE OF THE HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR  
18           COMMITTEES, INCLUDING:

19           (I) AN ANALYSIS OF THE DATA COLLECTED IN ACCORDANCE WITH  
20           THE PERFORMANCE STANDARDS AND OUTCOME MEASURES DEVELOPED  
21           PURSUANT TO SUBSECTION (3)(a)(I) OF THIS SECTION, AND AN ANALYSIS  
22           OF THE PROGRESS TOWARD MEETING THE PERFORMANCE STANDARDS AND  
23           OUTCOME MEASURES DEVELOPED PURSUANT TO SUBSECTION (3)(a)(I) OF  
24           THIS SECTION;

25           (II) THE STATUS OF IMPLEMENTATION OF EFFORTS GUIDED BY THE  
26           WORKING GROUP'S RECOMMENDATIONS PURSUANT TO SUBSECTION  
27           (3)(a)(II) OF THIS SECTION;

1           (III) AN ANALYSIS OF THE CONTINUUM OF IN-HOME AND OUT-OF-  
2 HOME PLACEMENT OPTIONS AND SUPPORTS FOR ALLEGED JUVENILE  
3 OFFENDERS, INCLUDING THE CURRENT AVAILABILITY CAPACITIES OF THE  
4 OPTIONS AND SUPPORTS, INCLUDING:

5           (A) AN ANALYSIS OF THE AVAILABILITY OF AND DEMAND FOR LESS  
6 RESTRICTIVE ALTERNATIVE PLACEMENTS IN EACH JUDICIAL DISTRICT AND  
7 COUNTY, INCLUDING BUT NOT LIMITED TO RESIDENTIAL TREATMENT  
8 FACILITIES, QUALIFIED RESIDENTIAL TREATMENT PROGRAMS,  
9 NONQUALIFIED RESIDENTIAL TREATMENT PROGRAMS, RESIDENTIAL  
10 COMMUNITY PLACEMENTS, SHELTER PLACEMENTS, AND FAMILY-TYPE  
11 SETTINGS, INCLUDING BUT NOT LIMITED TO FOSTER CARE;

12           (B) AN ANALYSIS OF THE AVAILABILITY AND USE OF FUNDING FOR  
13 LESS RESTRICTIVE ALTERNATIVE PLACEMENTS IN EACH JUDICIAL DISTRICT  
14 AND COUNTY, INCLUDING BUT NOT LIMITED TO RESIDENTIAL TREATMENT  
15 FACILITIES, QUALIFIED RESIDENTIAL TREATMENT PROGRAMS,  
16 NONQUALIFIED RESIDENTIAL TREATMENT PROGRAMS, RESIDENTIAL  
17 COMMUNITY PLACEMENTS, SHELTER PLACEMENTS, AND FAMILY-TYPE  
18 SETTINGS, INCLUDING BUT NOT LIMITED TO FOSTER CARE;

19           (C) AN ANALYSIS OF THE AVAILABILITY OF AND DEMAND FOR  
20 COMMUNITY-BASED SERVICES IN EACH JUDICIAL DISTRICT AND COUNTY  
21 OFFERED TO ALLEGED AND ADJUDICATED JUVENILE OFFENDERS THAT  
22 ASSIST IN ALLOWING CHILDREN TO LIVE WITH FAMILY OR KIN, INCLUDING  
23 THE TYPES OF COMMUNITY-BASED SERVICES AVAILABLE AND CAPACITY  
24 FOR EACH TYPE OF SERVICE IN EACH JUDICIAL DISTRICT AND COUNTY; AND

25           (D) AN ANALYSIS OF THE AVAILABILITY AND USE OF FUNDING FOR  
26 COMMUNITY-BASED SERVICES IN EACH JUDICIAL DISTRICT AND COUNTY  
27 OFFERED TO ALLEGED AND ADJUDICATED JUVENILE OFFENDERS,

1 INCLUDING THE AMOUNT OF FUNDING SPENT ON DIFFERENT TYPES OF  
2 SERVICES.

3 (IV) AN ANALYSIS OF BARRIERS TO PLACING YOUTH IN LESS  
4 RESTRICTIVE ALTERNATIVE PLACEMENTS;

5 (V) THE NUMBER OF YOUTH IN DETENTION AWAITING PLACEMENT  
6 IN A LESS RESTRICTIVE COMMUNITY SETTING;

7 (VI) THE NUMBER OF YOUTH IN DETENTION CHARGED BY DIRECT  
8 FILING PURSUANT TO SECTION 19-2-517 BY JUDICIAL DISTRICT OR COUNTY,  
9 AND THE AVERAGE LENGTH OF STAY IN DETENTION FOR THESE YOUTH;

10 (VII) AN ANALYSIS OF THE NUMBER OF YOUTH PLACED IN LESS  
11 RESTRICTIVE ALTERNATIVE PLACEMENTS, INCLUDING BUT NOT LIMITED TO  
12 RESIDENTIAL TREATMENT FACILITIES, QUALIFIED RESIDENTIAL TREATMENT  
13 PROGRAMS, NONQUALIFIED RESIDENTIAL TREATMENT PROGRAMS,  
14 RESIDENTIAL COMMUNITY PLACEMENTS, SHELTER PLACEMENTS, AND  
15 FAMILY-TYPE SETTINGS, INCLUDING BUT NOT LIMITED TO FOSTER CARE,  
16 AND THE LENGTH OF STAY IN THESE PLACEMENTS FOR ALLEGED AND  
17 ADJUDICATED OFFENDERS;

18 (VIII) AN ANALYSIS OF THE INVOLVEMENT OF YOUTH AND THEIR  
19 FAMILIES, AND THEIR SATISFACTION WITH LESS RESTRICTIVE ALTERNATIVE  
20 PLACEMENTS;

21 (IX) AN ANALYSIS OF THE NUMBER OF ALLEGED AND ADJUDICATED  
22 JUVENILE OFFENDERS WHO ARE SERVED BY COUNTY HUMAN SERVICES  
23 DEPARTMENTS THROUGH THEIR CHILD WELFARE SYSTEMS AND THE IMPACT  
24 ON THOSE COUNTY DEPARTMENTS; AND

25 (X) THE RECOMMENDATIONS OF THE WORKING GROUP MADE  
26 PURSUANT TO SUBSECTION (3)(a)(III) OF THIS SECTION.

27 (c) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), THE REPORT

1 REQUIRED IN SUBSECTION (3)(b) OF THIS SECTION CONTINUES  
2 INDEFINITELY.

3 **SECTION 8. Appropriation - adjustments to 2021 long bill.**

4 (1) To implement this act, appropriations made in the annual general  
5 appropriation act for the 2021-22 state fiscal year to the department of  
6 human services are adjusted as follows:

7 (a) The general fund appropriation for use by the executive  
8 director's office for health, life, and dental is decreased by \$225,000;

9 (b) The general fund appropriation for use by the executive  
10 director's office for short term disability is decreased by \$1,428;

11 (c) The general fund appropriation for use by the executive  
12 director's office for S.B. 04-257 amortization equalization disbursement  
13 is decreased by \$42,003;

14 (d) The general fund appropriation for use by the executive  
15 director's office for S.B. 06-235 supplemental amortization equalization  
16 disbursement is decreased by \$42,003;

17 (e) The general fund appropriation for use by the division of youth  
18 services for personal services related to institutional programs is  
19 decreased by \$1,306,300, and the related FTE is decreased by 27.0 FTE;

20 (f) The appropriation for use by the division of youth services for  
21 operating expenses related to institutional programs is decreased by  
22 \$132,879, which consists of \$34,680 from the general fund and \$98,199  
23 from reappropriated funds received from the department of education;  
24 and

25 (g) The general fund appropriation for use by the division of youth  
26 services for medical services related to institutional programs is decreased  
27 by \$12,202.

1 (2) For the 2021-22 state fiscal year, \$202,541 is appropriated to  
2 the department of human services for use by the office of information  
3 technology services. This appropriation is from the general fund. To  
4 implement this act, the office may use this appropriation for Colorado  
5 trails.

6 (3) For the 2021-22 state fiscal year, the general assembly  
7 anticipates that the department of human services will receive \$104,339  
8 in federal funds for use by the office of information technology services  
9 for Colorado trails to implement this act. The appropriation in subsection  
10 (2) of this section is based on the assumption that the department will  
11 receive this amount of federal funds, which is subject to the "(I)" notation  
12 as defined in the annual general appropriation act for the same fiscal year.

13 (4) For the 2021-22 state fiscal year, \$427,979 is appropriated to  
14 the department of human services for use by the division of child welfare.  
15 This appropriation is from the general fund and is based on an assumption  
16 that the division will require an additional 4.5 FTE. To implement this  
17 act, the division may use this appropriation for administration.

18 (5) For the 2021-22 state fiscal year, the general assembly  
19 anticipates that the department of human services will receive \$24,789 in  
20 federal funds for use by the division of child welfare for administration  
21 to implement this act. The appropriation in subsection (4) of this section  
22 is based on the assumption that the department will receive this amount  
23 of federal funds, which is subject to the "(I)" notation as defined in the  
24 annual general appropriation act for the same fiscal year. ■ ■

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