

**Second Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO**

**REVISED**

*This Version Includes All Amendments Adopted  
on Second Reading in the Second House*

LLS NO. 24-0375.01 Conrad Imel x2313

**SENATE BILL 24-030**

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**SENATE SPONSORSHIP**

**Rodriguez and Gonzales**, Buckner, Coleman, Cutter, Danielson, Exum, Fields, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Priola, Sullivan

**HOUSE SPONSORSHIP**

**Amabile and Martinez**,

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**Senate Committees**  
Judiciary

**House Committees**  
Judiciary

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**A BILL FOR AN ACT**

101 **CONCERNING CREATING A WORKING GROUP TO DEVELOP A DEFINITION**  
102 **OF RECIDIVISM.**

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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/>.)*

**Recidivism Interim Study Committee.** The bill requires the division of criminal justice in the department of public safety to convene a working group to develop a definition of "recidivism" to be used by each state entity that collects data or reports on recidivism, in any report issued by the entity. The working group consists of representatives of the judicial department, the department of corrections, the division of youth

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

HOUSE  
2nd Reading Unamended  
February 22, 2024

SENATE  
3rd Reading Unamended  
January 29, 2024

SENATE  
Amended 2nd Reading  
January 26, 2024

services in the department of human services, the state board of parole, the department of public safety, an institution of higher education, and a community-based organization that works for criminal legal reform and supports consistent data collection.

The working group shall develop a definition of "recidivism" no later than January 15, 2025. The definition must include:

- A clearly defined measurement point to begin tracking recidivism;
- A clear description of the cohort to be tracked;
- That the recidivism event is a new deferred agreement or adjudication or conviction for a felony or misdemeanor offense, including "Victim Rights Act" crimes; and
- A clearly defined time period during which an event is considered a recidivism event, consistent with best practices for measuring recidivism.

Each state entity that collects data or reports on recidivism in any report issued by the entity shall begin using the working group's definition on July 1, 2025.

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

2           **SECTION 1.** In Colorado Revised Statutes, **add** 24-33.5-535 as  
3 follows:

4           **24-33.5-535. Definition of recidivism working group - created**  
5 **- membership.** (1) (a) THE DIVISION SHALL CONVENE A WORKING GROUP  
6 TO DEVELOP A DEFINITION OF RECIDIVISM TO BE USED BY EACH STATE  
7 ENTITY, INCLUDING EACH DEPARTMENT, DIVISION, AGENCY, OFFICE, OR  
8 COMMISSION THAT COLLECTS DATA OR REPORTS ON RECIDIVISM, IN ANY  
9 REPORT ISSUED BY THE ENTITY.

10           (b) THE DIVISION SHALL IDENTIFY EACH STATE ENTITY, INCLUDING  
11 EACH DEPARTMENT, DIVISION, AGENCY, OFFICE, OR COMMISSION THAT  
12 COLLECTS DATA OR REPORTS ON RECIDIVISM IN ANY REPORT ISSUED BY  
13 THE ENTITY.

14           (c) EXCEPT AS OTHERWISE REQUIRED BY STATE OR FEDERAL LAW,  
15 BEGINNING JULY 1, 2025, EACH STATE ENTITY DESCRIBED IN SUBSECTION

1 (1)(b) OF THIS SECTION SHALL USE THE DEFINITION OF RECIDIVISM  
2 DEVELOPED BY THE WORKING GROUP PURSUANT TO THIS SECTION IN THE  
3 ENTITY'S RECIDIVISM DATA COLLECTION. ANY DOCUMENT OR REPORT  
4 THAT INCLUDES RECIDIVISM DATA COLLECTED BY A STATE ENTITY ON OR  
5 AFTER JULY 1, 2025, MUST REPORT THE DATA CONSISTENT WITH THE  
6 DEFINITION OF RECIDIVISM DEVELOPED BY THE WORKING GROUP. THIS  
7 SECTION DOES NOT PROHIBIT A STATE ENTITY FROM REPORTING, IN  
8 ADDITION TO DATA ABOUT RECIDIVISM AS DEFINED BY THE WORKING  
9 GROUP, ANY OTHER METRICS THE STATE ENTITY DEEMS NECESSARY OR  
10 RELEVANT TO ITS MISSION, OR TO MEET THE NEEDS OF THE ENTITY.

11 (2) (a) THE WORKING GROUP CONSISTS OF THE FOLLOWING  
12 MEMBERS:

13 (I) A REPRESENTATIVE OF THE JUDICIAL DEPARTMENT, APPOINTED  
14 BY THE STATE COURT ADMINISTRATOR;

15 (II) A REPRESENTATIVE OF THE DEPARTMENT OF CORRECTIONS,  
16 APPOINTED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF  
17 CORRECTIONS;

18 (III) A REPRESENTATIVE OF THE DIVISION OF YOUTH SERVICES IN  
19 THE DEPARTMENT OF HUMAN SERVICES, APPOINTED BY THE EXECUTIVE  
20 DIRECTOR OF THE DEPARTMENT OF HUMAN SERVICES;

21 (IV) A REPRESENTATIVE OF THE STATE BOARD OF PAROLE,  
22 APPOINTED BY THE CHAIR OF THE PAROLE BOARD;

23 (V) A REPRESENTATIVE OF THE DEPARTMENT OF PUBLIC SAFETY  
24 WITH EXPERTISE IN COMMUNITY CORRECTIONS, APPOINTED BY THE  
25 EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY;

26 (VI) A MEMBER FROM AN INSTITUTION OF HIGHER EDUCATION  
27 WITH EXPERTISE IN THE CRIMINAL LEGAL SYSTEM WHO HAS CONDUCTED

1 RELEVANT RESEARCH REGARDING RECIDIVISM, APPOINTED BY THE  
2 EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY; AND

3 (VII) A REPRESENTATIVE OF A COMMUNITY-BASED ORGANIZATION  
4 THAT WORKS FOR CRIMINAL LEGAL REFORM AND SUPPORTS CONSISTENT  
5 DATA COLLECTION, APPOINTED BY THE EXECUTIVE DIRECTOR OF THE  
6 DEPARTMENT OF PUBLIC SAFETY.

7 (b) NO LATER THAN SEPTEMBER 15, 2024, THE APPOINTING  
8 AUTHORITIES SHALL MAKE THEIR APPOINTMENTS TO THE WORKING GROUP.

9 (c) MEMBERS OF THE WORKING GROUP DO NOT RECEIVE  
10 COMPENSATION OR REIMBURSEMENT FOR EXPENSES.

11 (d) THE DIVISION SHALL FACILITATE THE WORK OF THE WORKING  
12 GROUP. THE WORKING GROUP SHALL ALLOW FOR REMOTE PARTICIPATION  
13 AT EACH MEETING OF THE WORKING GROUP.

14 (3) (a) THE WORKING GROUP SHALL DEVELOP A DEFINITION OF  
15 RECIDIVISM NO LATER THAN JANUARY 15, 2025.

16 (b) NO LATER THAN JANUARY 31, 2025, THE WORKING GROUP  
17 SHALL PROVIDE ITS DEFINITION OF RECIDIVISM TO EACH STATE ENTITY  
18 IDENTIFIED BY THE DIVISION IN SUBSECTION (1)(b) OF THIS SECTION.

19 (4) THE DEFINITION OF RECIDIVISM DEVELOPED BY THE WORKING  
20 GROUP PURSUANT TO THIS SECTION MUST INCLUDE, AT A MINIMUM:

21 (a) A CLEARLY DEFINED MEASUREMENT POINT TO BEGIN TRACKING  
22 THE RECIDIVISMEVENT DESCRIBED IN SUBSECTION (4)(c) OF THIS SECTION;

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24 (b) A CLEAR DESCRIPTION OF THE COHORT TO BE TRACKED;

25 (c) THAT A RECIDIVISMEVENT IS A NEW DEFERRED AGREEMENT OR  
26 AN ADJUDICATION OR CONVICTION FOR A FELONY OFFENSE OR  
27 MISDEMEANOR OFFENSE, INCLUDING ALL "VICTIM RIGHTS ACT" CRIMES

1 AS DEFINED IN SECTION 24-4.1-302 (1); AND

2 (d) A CLEARLY DEFINED TIME PERIOD DURING WHICH AN EVENT IS  
3 CONSIDERED A RECIDIVISM EVENT THAT IS CONSISTENT WITH BEST  
4 PRACTICES FOR MEASURING RECIDIVISM.

5 (5) SUBJECT TO AVAILABLE RESOURCES, AND IF THE WORKING  
6 GROUP DETERMINES IT CAN DO SO PRIOR TO JANUARY 15, 2025, TO  
7 PROMOTE THE USE OF CONSISTENT DEFINITIONS BY VARIOUS STATE  
8 ENTITIES, THE WORKING GROUP MAY DEVELOP DEFINITIONS OF OTHER  
9 METRICS OR DATA POINTS RELATED TO RECIDIVISM OR THE DESISTANCE  
10 FROM CRIME THAT STATE ENTITIES MAY USE AS APPLICABLE.

11 (6) THE WORKING GROUP SHALL NOT MEET AFTER JANUARY 31,  
12 2025.

13 **SECTION 2.** In Colorado Revised Statutes, 19-2.5-1501, **amend**  
14 (4) as follows:

15 **19-2.5-1501. Division of youth services - created - interagency**  
16 **agreements - duties of administrators of facilities in connection with**  
17 **voter registration and casting of ballots - reports - definitions.** (4) On  
18 or before July 1, 2018, and on or before each July 1 thereafter, the  
19 department of human services shall collect recidivism data and calculate  
20 the recidivism rates and the educational outcomes for juveniles committed  
21 to the custody of the department of human services. who complete their  
22 parole sentences and discharge from department supervision. In collecting  
23 the recidivism data, the department of human services shall include any  
24 juvenile adjudication or adult conviction of a criminal offense within  
25 three years after parole discharge. Notwithstanding section 24-1-136  
26 (11)(a)(I), the department of human services shall report the recidivism  
27 data, recidivism rates, and educational outcomes to the general assembly

1 annually. The report must denote the demographic characteristics of the  
2 population considered in the report. In reporting on recidivism rates, the  
3 report must denote the types of criminal offenses committed, delineating  
4 between felonies and misdemeanors. and between crimes that are  
5 included as a "crime" pursuant to section 24-4.1-302 (1) and other crimes.

6 **SECTION 3. Safety clause.** The general assembly finds,  
7 determines, and declares that this act is necessary for the immediate  
8 preservation of the public peace, health, or safety or for appropriations for  
9 the support and maintenance of the departments of the state and state  
10 institutions.