

SB252\_L.010

## HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.SB18-252 be amended as follows:

1 Amend reengrossed bill, page 19, after line 2 insert:

2 "SECTION 6. In Colorado Revised Statutes, add 16-8.5-113.5  
3 as follows:

4 **16-8.5-113.5. In-custody outpatient restoration services.** (1) IF  
5 COMPETENCY RESTORATION SERVICES ARE TO BE PROVIDED BY THE  
6 DEPARTMENT ON AN IN-CUSTODY AND OUTPATIENT BASIS PURSUANT TO  
7 SECTION 16-8.5-111, THE RESTORATION SERVICES MUST INCLUDE, BUT  
8 NEED NOT BE LIMITED TO, THE FOLLOWING COMPONENTS:

9 (a) THE USE OF AN INTEGRATED APPROACH THAT PROVIDES  
10 CULTURALLY COMPETENT AND DEVELOPMENTALLY APPROPRIATE  
11 COMPETENCY RESTORATION SERVICES AND TREATMENT TAILORED TO AN  
12 INDIVIDUAL'S UNIQUE NEEDS;

13 (b) THE DELIVERY OF SERVICES BY COMPETENT AND QUALIFIED  
14 COMPETENCY RESTORATION TREATMENT PROVIDERS OR EDUCATORS,  
15 INCLUDING FORENSIC PSYCHIATRISTS, PSYCHOLOGISTS, LICENSED SOCIAL  
16 WORKERS, AND OTHER EXPERIENCED TREATMENT PROFESSIONALS  
17 OPERATING IN CONJUNCTION WITH THE JAIL-BASED BEHAVIORAL HEALTH  
18 SERVICES PROGRAM CREATED PURSUANT TO SECTION 27-60-106, AS  
19 CREATED IN SENATE BILL 18-250, ENACTED IN 2018;

20 (c) THE DELIVERY OF EDUCATION AND OTHER TREATMENT  
21 SERVICES IN A FACE-TO-FACE CONTACT AREA IN ANY JAIL OR DETENTION  
22 FACILITY THAT IS SEPARATE FROM THE GENERAL POPULATION, PROVIDES  
23 APPROPRIATE PRIVACY AND SECURITY TO PROVIDE THE NECESSARY  
24 RESTORATION SERVICES, AND ALLOWS FOR ACCESS TO THE DEFENDANT  
25 FOR THE NECESSARY TIME PERIODS TO RENDER EFFECTIVE RESTORATION  
26 SERVICES WHEN SAFETY DOES NOT PROHIBIT SUCH PROVISIONS; AND

27 (d) THE DELIVERY OF WEEKLY COMPETENCY RESTORATION HOURS,  
28 AS DETERMINED BY AN INDIVIDUALIZED PLAN TAILORED TO THE  
29 DEFENDANT WHO IS RECEIVING THE SERVICES."

30 Renumber succeeding sections accordingly.

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