

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB26-1039 be amended as follows:

1 Amend printed bill, page 7, after line 24 insert:

2 "SECTION 8. In Colorado Revised Statutes, 31-15-401, **amend**
3 (1)(j) as follows:

4 **31-15-401. General police powers - definition.**

5 (1) In relation to the general police power, the governing bodies
6 of municipalities have the following powers:

7 (j) (I) To establish and erect MUNICIPAL jails, correction centers,
8 and reform schools for ~~the reformation and confinement of loiterers and~~
9 ~~disorderly persons and persons convicted of violating any~~ A municipal
10 ordinance, to make rules and regulations for the government of ~~the same~~
11 MUNICIPAL JAILS, CORRECTION CENTERS, AND REFORM SCHOOLS, and to
12 appoint necessary officers and assistants therefor;

13 (II) AS USED IN THIS SUBSECTION (1)(j), UNLESS THE CONTEXT
14 OTHERWISE REQUIRES, "MUNICIPAL JAIL" MEANS A CITY OR TOWN JAIL,
15 DETENTION FACILITY, CORRECTIONAL CENTER, OR OTHER PENAL
16 INSTITUTION THAT IS OPERATED BY A MUNICIPALITY AND THAT IS USED TO
17 DETAIN PERSONS FACING CRIMINAL CHARGES AND PERSONS CONVICTED OF
18 CRIMES. A MUNICIPAL JAIL DOES NOT INCLUDE HOLDING CELLS AT COURT
19 FACILITIES, POLICE STATIONS, OR REFORM SCHOOLS.

20 **SECTION 9.** In Colorado Revised Statutes, 30-10-530, **amend**
21 (2)(a)(IV) and (2)(a)(V); and **add** (2)(a)(VI) as follows:

22 **30-10-530. Jail standards advisory committee - creation -**
23 **duties - cash fund - definition - repeal.**

24 (2) (a) The jail standards advisory committee consists of:

25 (IV) One physical or behavioral health professional with
26 experience working in a jail appointed by the legislative oversight
27 committee for Colorado jail standards created in section 2-3-1901; ~~and~~

28 (V) One person representing a statewide organization that
29 advocates on behalf of people experiencing incarceration appointed by
30 the legislative oversight committee for Colorado jail standards created in
31 section 2-3-1901; AND

32 (VI) ONE NONVOTING MEMBER WHO REPRESENTS A MUNICIPALITY,
33 APPOINTED BY A STATEWIDE ORGANIZATION REPRESENTING THE
34 INTERESTS OF MUNICIPALITIES, OR ITS SUCCESSOR ORGANIZATION."

35 Renumber succeeding section accordingly.

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