

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

April 30, 2019

Committee on Judiciary.

After consideration on the merits, the Committee recommends the following:

SB19-259 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend reengrossed bill, page 3, after line 23 insert:
2 "SECTION 2. In Colorado Revised Statutes, 17-27-103, **add** (11)
3 as follows:
4 **17-27-103. Community corrections boards - establishment -**
5 **duties.** (11) NOTWITHSTANDING THE PROVISIONS OF THIS SECTION, A
6 COMMUNITY CORRECTIONS BOARD HAS NO AUTHORITY TO ACCEPT OR
7 REJECT PARTICIPANTS IN THE DEPARTMENT OF CORRECTIONS INTENSIVE
8 SUPERVISION PROGRAM OPERATED PURSUANT TO SECTION 17-27.5-101.
9 **SECTION 3.** In Colorado Revised Statutes, 17-27.5-101, **amend**
10 (1)(a) and (1)(c) as follows:
11 **17-27.5-101. Authority to establish intensive supervision**
12 **programs for parolees and community corrections offenders.**
13 (1) (a) The department ~~shall have~~ HAS the authority to establish and
14 directly operate an intensive supervision program for any offender not
15 having more than one hundred eighty days remaining until such offender's
16 parole eligibility date and for any offender who successfully completes a
17 regimented inmate discipline program pursuant to article 27.7 of this ~~title~~
18 TITLE 17. THE DEPARTMENT'S INTENSIVE SUPERVISION PROGRAM IS NOT A
19 COMMUNITY CORRECTIONS PROGRAM.
20 (c) The department ~~shall have~~ HAS the authority to contract with
21 community corrections programs and other providers for intensive
22 supervision services subject to the approval of the affected unit of local
23 government. In contracting for such programs, the department shall
24 obtain the advice and consent of affected units of local government and

1 shall consider the needs of the communities and offenders for successful
2 reintegration into communities and the appropriate allocation of resources
3 for effective correction of offenders. THE LOCAL COMMUNITY
4 CORRECTIONS BOARD HAS THE AUTHORITY TO ACCEPT, REJECT, OR REJECT
5 AFTER ACCEPTANCE THE PARTICIPATION OF ANY OFFENDER IN EACH
6 INTENSIVE SUPERVISION PROGRAM PURSUANT TO THIS SECTION.

7 **SECTION 4.** In Colorado Revised Statutes, 17-27.5-102, **amend**
8 (3) introductory portion as follows:

9 **17-27.5-102. Minimum standards and criteria for the**
10 **operation of intensive supervision programs.** (3) An offender as
11 defined in section 17-27-102 (6) is eligible for an intensive supervision
12 program only upon the recommendation of the department if such
13 offender has not more than one hundred eighty days remaining until such
14 offender's parole eligibility date or upon a transfer from a community
15 corrections residential program under article 27 of this ~~title~~ TITLE 17 if
16 such offender has not more than one hundred eighty days remaining until
17 such offender's parole eligibility date and if the local community
18 corrections board finds that the correctional needs of such offender will
19 be better served by such supervision. The local community corrections
20 board has the authority to accept, reject, or reject after acceptance the
21 participation of any offender in each and every intensive supervision
22 program under this ~~article~~ ARTICLE 27.5. In selecting offenders for
23 transfer to an intensive supervision program, the department ~~and~~ OR the
24 local community corrections board shall consider, but shall not be limited
25 to, the following factors:".

26 Renumber succeeding section accordingly.

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