

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.



HOUSE BILL 22-1003

BY REPRESENTATIVE(S) Daugherty and Gonzales-Gutierrez, Amabile, Bacon, Benavidez, Bennett, Bird, Boesenecker, Caraveo, Cutter, Duran, Esgar, Exum, Froelich, Gray, Herod, Hooton, Jodeh, Kennedy, Kipp, Lindsay, Lontine, McCluskie, McCormick, Michaelson Jenet, Ricks, Sirota, Snyder, Sullivan, Tipper, Titone, Valdez A., Valdez D., Weissman, Woodrow, Young;
also SENATOR(S) Coleman and Hinrichsen, Bridges, Buckner, Danielson, Donovan, Fields, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Priola, Rodriguez, Story, Winter, Zenzinger, Fenberg.

CONCERNING CREATING A GRANT PROGRAM TO FUND PROJECTS THAT
REDUCE CRIME AMONG YOUTH, AND, IN CONNECTION THEREWITH,
MAKING AN APPROPRIATION.

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

SECTION 1. Legislative declaration. (1) The general assembly finds and declares that:

(a) The health, safety, and success of Colorado's youth population is a top priority;

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

(b) Research demonstrates that it is best to offer up-front services and treatment to prevent youth from entering or further penetrating the juvenile justice system. Research demonstrates that early intervention results in better outcomes for youth.

(c) The cost to incarcerate an adjudicated youth in Colorado is approximately \$131,000 annually;

(d) Communities of color and underserved communities are disproportionately referred to the justice system;

(e) Research has demonstrated that communities and the state can save as much as eight dollars for every dollar spent on supporting community-based, multi-agency delinquency prevention programs;

(f) Connecting young people at risk of entering the juvenile justice system to resources can help reduce the likelihood that they become involved with the juvenile or criminal justice system;

(g) Ensuring that young people involved with the juvenile justice system have access to resources and supports can help prevent them from falling deeper into the system or from becoming involved in the criminal justice system as adults; and

(h) There are a number of successful efforts across Colorado that provide a multidisciplinary approach to youth delinquency prevention that can be replicated or expanded.

(2) Therefore, the general assembly determines that a strategy to enhance delinquency prevention efforts and provide early intervention responses to those who have entered or are at risk of entering the juvenile justice system is necessary to prevent youth delinquency, reduce the impact on victims of youth crimes, and ensure that all young people in Colorado have an equal opportunity to prosper.

SECTION 2. In Colorado Revised Statutes, **add** 24-33.5-526 as follows:

24-33.5-526. Delinquency prevention and young offender intervention pilot grant program - creation - report - definitions -

repeal. (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "ELIGIBLE RECIPIENT" MEANS A COUNTY, MUNICIPALITY, OR CITY AND COUNTY, AND ANY AGENCY THEREOF THAT HAS EXPERIENCE WORKING WITH CHILDREN AND YOUTH CRIME PREVENTION OR INTERVENTION PROGRAMS; AN AMERICAN INDIAN TRIBE; OR A NONPROFIT ORGANIZATION THAT IS EXEMPT FROM TAXATION UNDER SECTION 501(c)(3) OF THE FEDERAL "INTERNAL REVENUE CODE OF 1986", AS AMENDED. "ELIGIBLE RECIPIENT" INCLUDES A LOCAL COLLABORATIVE MANAGEMENT PROGRAM DESCRIBED IN SECTION 24-1.9-102, AND A LOCAL JUVENILE SERVICES PLANNING COMMITTEE CREATED PURSUANT TO SECTION 19-2.5-302.

(b) "JUVENILE JUSTICE AND DELINQUENCY PREVENTION COUNCIL" OR "COUNCIL" MEANS THE COUNCIL APPOINTED BY THE GOVERNOR TO SERVE AS THE STATE ADVISORY GROUP PURSUANT TO THE FEDERAL "JUVENILE JUSTICE AND DELINQUENCY PREVENTION ACT", 34 U.S.C. SEC. 11133 (a)(3), AS AMENDED.

(c) "PROGRAM" MEANS THE DELINQUENCY PREVENTION AND YOUNG OFFENDER INTERVENTION PILOT GRANT PROGRAM CREATED IN THIS SECTION.

(d) "YOUTH" MEANS AN INDIVIDUAL WHO IS LESS THAN TWENTY-ONE YEARS OF AGE.

(2) (a) THERE IS CREATED IN THE DIVISION THE DELINQUENCY PREVENTION AND YOUNG OFFENDER INTERVENTION PILOT GRANT PROGRAM TO AWARD GRANTS TO ELIGIBLE RECIPIENTS FOR COLLABORATIVE PROJECTS TO REDUCE VIOLENCE, CRIME, AND DELINQUENCY AMONG YOUTH.

(b) THE DIVISION SHALL ADMINISTER THE PROGRAM, WITH ADVICE FROM THE JUVENILE JUSTICE AND DELINQUENCY PREVENTION COUNCIL.

(c) A GRANT RECIPIENT SHALL NOT USE GRANT MONEY TO SHARE OR FACILITATE THE SHARING OF ANY PERSONALLY IDENTIFIABLE INFORMATION ABOUT A YOUTH WITHOUT THE CONSENT OF THE YOUTH OR THE YOUTH'S PARENT OR GUARDIAN. A GRANT RECIPIENT MAY USE GRANT MONEY TO SHARE AGGREGATED, NONIDENTIFYING INFORMATION CONCERNING JUVENILES.

(3) (a) THE JUVENILE JUSTICE AND DELINQUENCY PREVENTION COUNCIL SHALL SERVE AS THE ADVISORY BOARD FOR THE PROGRAM. THE ADVISORY BOARD SHALL ADVISE THE DEPARTMENT AND DIVISION BY MAKING RECOMMENDATIONS ABOUT THE FOLLOWING:

(I) CRITERIA APPLIED TO SCORE GRANT APPLICATIONS;

(II) TIMELINES FOR GRANT ANNOUNCEMENTS AND APPLICATION DEADLINES;

(III) PRIORITIES FOR AWARDING GRANTS; AND

(IV) METRICS GRANT RECIPIENTS MUST REPORT TO THE DIVISION, INCLUDING ANY DEMOGRAPHIC DATA THAT SHOULD BE REPORTED.

(b) THE COUNCIL SHALL REVIEW GRANT APPLICATIONS AND ADVISE THE DIVISION REGARDING:

(I) GRANT APPLICATIONS THAT ARE ELIGIBLE FOR FUNDING;

(II) WHICH APPLICANTS, BASED ON SCORING CONDUCTED BY THE COUNCIL, SHOULD RECEIVE A GRANT AWARD; AND

(III) THE AMOUNT FOR EACH GRANT AWARD.

(c) THE COUNCIL SHALL REVIEW THE REPORTS SUBMITTED BY GRANT RECIPIENTS PURSUANT TO SUBSECTION (7)(a) OF THIS SECTION AND MAKE ANY RECOMMENDATIONS IT DEEMS APPROPRIATE TO THE DIVISION.

(4) THE DEPARTMENT, AFTER CONSULTATION WITH THE COUNCIL, SHALL ADOPT POLICIES, PROCEDURES, AND GUIDELINES FOR THE PROGRAM. THE DEPARTMENT SHALL MAKE THE POLICIES, PROCEDURES, AND GUIDELINES PUBLICLY AVAILABLE ON ITS WEBSITE. AT A MINIMUM, THE POLICIES, PROCEDURES, AND GUIDELINES SHALL SPECIFY THE FOLLOWING, CONSISTENT WITH THE REQUIREMENTS OF THIS SECTION:

(a) THE APPLICATION PROCESS, INCLUDING APPLICATION REQUIREMENTS AND DEADLINES;

(b) CRITERIA FOR SELECTING GRANT RECIPIENTS AND DETERMINING

THE AMOUNT OF THE GRANT, WHICH MUST INCLUDE THE EXTENT TO WHICH THE APPLICANT DEMONSTRATES EXPERIENCE IN THE JUVENILE JUSTICE SYSTEM, DELINQUENCY PREVENTION, AND REDUCING RECIDIVISM AMONG YOUTH; A COMMITMENT TO USING RESEARCH-INFORMED CRIME AND VIOLENCE REDUCTION STRATEGIES; AND WHETHER THE GRANTEE HAS RESOURCES TO REPORT ON PROJECT METRICS TO BE DETERMINED BY THE COUNCIL;

(c) DEADLINES FOR AWARDING GRANTS; AND

(d) REPORTING REQUIREMENTS AND DEADLINES FOR GRANT RECIPIENTS.

(5) IN ORDER TO RECEIVE A GRANT, AN ELIGIBLE RECIPIENT MUST SUBMIT A GRANT APPLICATION TO THE DIVISION. AT A MINIMUM, THE APPLICATION MUST:

(a) DESCRIBE THE PROJECT THAT WILL BE FUNDED WITH A GRANT AWARD AND WHETHER THE PROJECT DEMONSTRATES A COMMUNITY-BASED RESPONSE TO CRIME AMONG YOUTH IN WHICH MULTIPLE PARTNERS ARE COORDINATING TO MEET THE GOALS OF THE PROGRAM;

(b) DESCRIBE ANY PARTNERS THE APPLICANT WILL WORK WITH ON THE PROJECT, WHICH MAY INCLUDE ANOTHER ELIGIBLE ENTITY OR A SCHOOL DISTRICT OR DISTRICT CHARTER SCHOOL; OR A CHARTER SCHOOL AUTHORIZED BY THE STATE CHARTER SCHOOL INSTITUTE;

(c) PROVIDE DATA DOCUMENTING THE NEED FOR THE PROJECT, INCLUDING THE RATES OF CRIME AMONG YOUTH IN THE PROJECT AREA;

(d) DESCRIBE HOW THE PROJECT WILL HELP PREVENT YOUTH INVOLVEMENT IN THE JUVENILE JUSTICE SYSTEM;

(e) DESCRIBE THE RESOURCES THE APPLICANT WILL PROVIDE TO IMPLEMENT AND SUSTAIN THE PROJECT DURING THE PROJECT PERIOD; AND

(f) INCLUDE ANY OTHER INFORMATION REQUIRED BY DEPARTMENT POLICIES, PROCEDURES, AND GUIDELINES.

(6) (a) THE DIVISION AND COUNCIL SHALL REVIEW GRANT

APPLICATIONS. AFTER RECEIVING RECOMMENDATIONS FROM THE COUNCIL, THE DIVISION SHALL AWARD GRANTS IN ACCORDANCE WITH DEPARTMENT POLICIES, PROCEDURES, AND GUIDELINES AND THE REQUIREMENTS OF THIS SECTION. GRANTS AWARDED PURSUANT TO THIS SECTION ARE TWO-YEAR GRANTS THAT COVER STATE FISCAL YEARS 2022-23 AND 2023-24. SUBJECT TO AVAILABLE APPROPRIATIONS, THE DIVISION SHALL ANNUALLY DISTRIBUTE GRANT MONEY TO GRANT RECIPIENTS.

(b) IN REVIEWING AND SELECTING GRANT RECIPIENTS, THE DIVISION SHALL GIVE PREFERENCE TO APPLICANTS THAT DOCUMENT A COORDINATED RESPONSE WITH MULTIPLE COMMUNITY-BASED PARTNERS TO REDUCE YOUTH INVOLVEMENT IN THE JUVENILE JUSTICE SYSTEM.

(c) THE DIVISION MAY REQUIRE A GRANT RECIPIENT TO INCLUDE PROJECT-SPECIFIC INFORMATION IN ITS REPORT MADE PURSUANT TO SUBSECTION (7)(a) OF THIS SECTION.

(d) A GRANT RECIPIENT MAY USE UP TO SEVEN AND ONE-HALF PERCENT OF THE GRANT AWARD FOR ADMINISTRATIVE, STAFFING, AND OTHER START-UP EXPENSES NECESSARY TO IMPLEMENT A PROJECT SUPPORTED WITH A GRANT AWARD.

(7)(a) A GRANT RECIPIENT SHALL SUBMIT A REPORT TO THE DIVISION TWICE EACH YEAR IN ACCORDANCE WITH THE DEADLINES SET BY THE DEPARTMENT. THE REPORT MUST INCLUDE:

(I) A DESCRIPTION OF THE SERVICES DELIVERED TO YOUTH IN NEED OF ASSISTANCE AND THE NUMBER OF YOUTH SERVED WITH A GRANT AWARD;

(II) DEMOGRAPHIC DATA REQUIRED BY THE DIVISION IN THE GRANT AWARD;

(III) DISCIPLINARY INCIDENTS INCLUDING SUSPENSIONS AND EXPULSIONS IN SCHOOLS SERVED BY A PROJECT, IF APPLICABLE;

(IV) ANY PERFORMANCE MEASURES IDENTIFIED BY A GRANT RECIPIENT IN ITS GRANT APPLICATION; AND

(V) OTHER METRICS CONCERNING THE USE OF A GRANT AWARD DETERMINED BY THE DIVISION IN COLLABORATION WITH THE COUNCIL.

(b) ON OR BEFORE JUNE 30, 2023, AND ON OR BEFORE JUNE 30 OF EACH YEAR THEREAFTER, THE DIVISION SHALL SUBMIT A REPORT ON THE PROGRAM TO THE HOUSE OF REPRESENTATIVES JUDICIARY COMMITTEE, THE HOUSE OF REPRESENTATIVES PUBLIC AND BEHAVIORAL HEALTH AND HUMAN SERVICES COMMITTEE, THE SENATE HEALTH AND HUMAN SERVICES COMMITTEE, AND THE SENATE JUDICIARY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES. THE REPORT MUST INCLUDE A SUMMARY OF THE INFORMATION REPORTED BY GRANT RECIPIENTS PURSUANT TO SUBSECTION (7)(a) OF THIS SECTION AND INFORMATION REGARDING WHETHER THE PROGRAM IS MEETING THE GOALS DESCRIBED IN THIS SECTION.

(c) IN ITS ANNUAL PRESENTATION TO THE COMMITTEES OF REFERENCE PURSUANT TO SECTION 2-7-203 FOR THE 2024 LEGISLATIVE SESSION, THE DEPARTMENT SHALL INCLUDE A SUMMARY OF THE PROGRAM AND A RECOMMENDATION OF WHETHER TO CONTINUE AND EXPAND THE PROGRAM.

(8) IN EACH OF THE FISCAL YEARS 2022-23 AND 2023-24, THE GENERAL ASSEMBLY SHALL APPROPRIATE TWO MILLION ONE HUNDRED THOUSAND DOLLARS FROM THE GENERAL FUND FOR THE PROGRAM.

(9) THIS SECTION IS REPEALED, EFFECTIVE JULY 31, 2024.

SECTION 3. Appropriation. For the 2022-23 state fiscal year, \$2,100,000 is appropriated to the department of public safety for use by the division of criminal justice. This appropriation is from the general fund and is based on an assumption that the department will require an additional 1.8 FTE. To implement this act, the department may use this appropriation for youth delinquency prevention and intervention grants related to juvenile justice and delinquency prevention.

SECTION 4. Safety clause. The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety.

Alec Garnett
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Steve Fenberg
PRESIDENT OF
THE SENATE

Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED _____
(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO