

Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 22-0387.01 Michael Dohr x4347

HOUSE BILL 22-1208

HOUSE SPONSORSHIP

Weissman and McKean,

SENATE SPONSORSHIP

(None),

House Committees

Judiciary
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING CHANGES TO JAIL DATA COLLECTION REQUIREMENTS,**
102 **AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**

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>.)

Under existing law, the keeper of a jail is required to submit a quarterly report of inmate information to the division of criminal justice within the department of public safety (division), and the division is required to publish that information in a searchable and sortable format. That requirement is set to repeal on January 31, 2023. The bill strikes the repeal. The bill requires the inmate information collected to include each

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

inmate's age.

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

2 **SECTION 1.** In Colorado Revised Statutes, 17-26-118, **amend**
3 (3)(a) and (4)(a) introductory portion; and **repeal** (4)(d) as follows:

4 **17-26-118. Criminal justice data collection - definitions.** (3)
5 The keeper of each jail facility shall keep and maintain a daily record of
6 the following data:

7 (a) For each confined inmate, the date of entrance; name; date of
8 birth; AGE; race; ethnicity; gender; any criminal charges against the
9 inmate, organized by code section, and the jurisdiction charging each
10 offense; term of sentence, if sentenced; bond amount, if bond has been
11 set; and release date;

12 (4) (a) ~~On or before January 17, 2020, and on~~ or before the third
13 Friday of each January, April, July, and October, ~~thereafter~~, each jail
14 facility shall submit a quarterly report of the data collected pursuant to
15 subsection (3) of this section as of the first day of the month in which the
16 report is submitted to the division of criminal justice within the
17 department of public safety via an electronic survey designed by the
18 division for that purpose. Each quarterly report must include:

19 (d) ~~This subsection (4) is repealed, effective January 31, 2023.~~

20 **SECTION 2.** In Colorado Revised Statutes, 24-33.5-518, **amend**
21 (4.5) as follows:

22 **24-33.5-518. Criminal justice data collection - report.**
23 (4.5) ~~(a)~~ Beginning January 1, 2020, each jail facility shall report data
24 required to be collected pursuant to section 17-26-118 to the division in
25 accordance with the schedule described in section 17-26-118 (4). Within

1 one month after each reporting deadline, the division shall collect,
2 compile, and publish all data received pursuant to this subsection (4.5) in
3 a searchable and sortable format containing both statewide data and data
4 for each individual jail facility. If possible, the division shall make the
5 data available online in an interactive format.

6 ~~(b) This subsection (4.5) is repealed, effective March 31, 2023.~~

7 **SECTION 3. Appropriation.** For the 2022-23 state fiscal year,
8 \$4,918 is appropriated to the department of public safety for use by the
9 division of criminal justice. This appropriation is from the general fund
10 and is based on an assumption that the department will require an
11 additional 0.1 FTE. To implement this act, the division may use this
12 appropriation for administrative services.

13 **SECTION 4. Act subject to petition - effective date.** This act
14 takes effect at 12:01 a.m. on the day following the expiration of the
15 ninety-day period after final adjournment of the general assembly; except
16 that, if a referendum petition is filed pursuant to section 1 (3) of article V
17 of the state constitution against this act or an item, section, or part of this
18 act within such period, then the act, item, section, or part will not take
19 effect unless approved by the people at the general election to be held in
20 November 2022 and, in such case, will take effect on the date of the
21 official declaration of the vote thereon by the governor.