

**First Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO**

**REREVISED**

*This Version Includes All Amendments  
Adopted in the Second House*

LLS NO. 23-0713.01 Conrad Imel x2313

**SENATE BILL 23-067**

**SENATE SPONSORSHIP**

**Coleman,** Bridges, Buckner, Cutter, Fenberg, Fields, Ginal, Gonzales, Hansen, Jaquez  
Lewis, Kolker, Marchman, Moreno, Priola, Sullivan, Winter F.

**HOUSE SPONSORSHIP**

**Bacon and Holtorf,** Amabile, Bird, Boesenecker, Daugherty, deGruy Kennedy, Dickson,  
Duran, English, Froelich, Garcia, Gonzales-Gutierrez, Hamrick, Herod, Jodeh, Joseph, Kipp,  
Lieder, Lindsay, Marshall, Martinez, Mauro, McCluskie, McCormick, Ortiz, Sharbini, Sirota,  
Snyder, Story, Titone, Velasco, Weissman, Willford

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**Senate Committees**

Judiciary  
Appropriations

**House Committees**

Judiciary  
Appropriations

HOUSE  
3rd Reading Unamended  
April 29, 2023

HOUSE  
Amended 2nd Reading  
April 25, 2023

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**A BILL FOR AN ACT**

101     **CONCERNING A RECIDIVISM REDUCTION PROGRAM FOR PERSONS**  
102             **SENTENCED TO THE DEPARTMENT OF CORRECTIONS**  
103             **FACILITATED BY PROGRAM PARTICIPANTS IN PARTNERSHIP WITH**  
104             **DEPARTMENT OF CORRECTIONS STAFF, AND, IN CONNECTION**  
105             **THEREWITH, MAKING AN APPROPRIATION.**

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SENATE  
3rd Reading Unamended  
March 24, 2023

SENATE  
Amended 2nd Reading  
March 23, 2023

**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>.)*

The bill requires the department of corrections (department) to operate a pilot program, known as the "re-imagine program" (program),

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

at the Sterling correctional facility to provide program participants with resources to support their rehabilitation and to reduce recidivism. The program is facilitated by a program board comprised of program participants and department staff. The program board shall review applications for participation in the program and approve applicants in accordance with program rules.

The program must provide training in trades and other employment-focused activities, education in skills beneficial for a participant following release from confinement, and mental health sessions. The program board shall create a program plan for each participant based on the participant's individual case and risk factors.

The bill requires the general assembly to appropriate money to fund the program through state fiscal year 2027-28. The department is required to annually report to the general assembly about the program. The pilot program is repealed June 30, 2028. The bill requires the department, in its annual reports in 2027 and 2028, to recommend whether to continue the program and whether to expand the program to other correctional facilities.

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

2 **SECTION 1. In Colorado Revised Statutes, add 17-33-103 as**  
3 **follows:**

4 **17-33-103. Pre-release and reentry program development -**  
5 **operation - report - definitions - repeal. (1) AS USED IN THIS SECTION,**  
6 **UNLESS THE CONTEXT OTHERWISE REQUIRES:**

7 **(a) "FACILITY" MEANS THE STERLING CORRECTIONAL FACILITY.**

8 **(b) "PROGRAM" MEANS A PRE-RELEASE AND REENTRY PROGRAM**  
9 **DEVELOPED IN CONSULTATION WITH RESIDENTS PURSUANT TO THIS**  
10 **SECTION.**

11 **(c) "PROGRAM DEVELOPER" MEANS THE PERSON DESCRIBED IN**  
12 **SUBSECTION (2)(b) OF THIS SECTION ASSIGNED TO DEVELOP AND STUDY**  
13 **STRATEGIES TO IMPLEMENT THE PROGRAM.**

14 **(d) "PROGRAM REPORT" MEANS THE REPORT ISSUED BY THE**  
15 **DEPARTMENT PURSUANT TO SUBSECTION (4) OF THIS SECTION.**

1           (e) "RESIDENT" MEANS A PERSON SERVING A TERM OF  
2 IMPRISONMENT AT THE FACILITY.

3           (f) "THIRD-PARTY ORGANIZATION" MEANS AN ORGANIZATION  
4 THAT SATISFIES THE QUALIFICATIONS DESCRIBED IN SUBSECTION (2)(d) OF  
5 THIS SECTION THAT THE DEPARTMENT CONTRACTS WITH PURSUANT TO  
6 SUBSECTION (2) OF THIS SECTION.

7           (2) (a) THE DEPARTMENT SHALL CONTRACT WITH A THIRD-PARTY  
8 ORGANIZATION TO DEVELOP AND STUDY STRATEGIES FOR IMPLEMENTING  
9 A PRE-RELEASE AND REENTRY PROGRAM THAT IS DESIGNED IN  
10 CONSULTATION WITH RESIDENTS. THE GOAL OF THE PROGRAM IS TO  
11 BENEFIT PROGRAM PARTICIPANTS, THE FACILITY, AND THE DEPARTMENT  
12 BY PROVIDING PROGRAM PARTICIPANTS WITH RESOURCES TO SUPPORT  
13 THEIR REHABILITATION AND TO REDUCE RECIDIVISM UPON THEIR RELEASE  
14 FROM THE FACILITY.

15           (b) (I) ON OR BEFORE AUGUST 1, 2023, THE DEPARTMENT SHALL  
16 ENTER INTO AN AGREEMENT WITH THE THIRD-PARTY ORGANIZATION TO  
17 ASSIGN AN INDIVIDUAL EMPLOYED BY THE THIRD-PARTY ORGANIZATION  
18 TO SERVE AS THE PROGRAM DEVELOPER AND CARRY OUT THE DUTIES  
19 DESCRIBED IN THIS SECTION. THE PROGRAM DEVELOPER MUST HAVE  
20 EXPERIENCE IN MENTAL AND BEHAVIORAL HEALTH, CULTURAL  
21 COMPETENCY, AND THE REHABILITATION AND RECIDIVISM OF  
22 JUSTICE-INVOLVED INDIVIDUALS. THE CONTRACT MUST REQUIRE THE  
23 PROGRAM DEVELOPER TO CARRY OUT THE DUTIES DESCRIBED IN THIS  
24 SECTION; EXCEPT THAT THE CONTRACT MUST PERMIT THE THIRD-PARTY  
25 ORGANIZATION TO SUBCONTRACT WITH OTHER ORGANIZATIONS THAT  
26 HAVE EXPERTISE IN SUBJECT AREAS, SUCH AS BEHAVIORAL HEALTH AND  
27 DATA COLLECTION AND ANALYSIS, THAT ARE BENEFICIAL TO THE

1 PROGRAM DEVELOPER IN CARRYING OUT THE DEVELOPER'S DUTIES.

2 (II) THE DEPARTMENT SHALL ALLOW THE PROGRAM DEVELOPER TO  
3 WORK IN THE FACILITY WITH RESIDENTS AND MAY REQUIRE THE PROGRAM  
4 DEVELOPER TO MEET THE SAME QUALIFICATIONS AS A PERSON WHO  
5 SERVES AS A CORRECTIONAL OFFICER AT THE FACILITY. THE DEPARTMENT  
6 MAY PROVIDE AND REQUIRE THE PROGRAM DEVELOPER TO COMPLETE  
7 TRAINING NECESSARY FOR THE PROGRAM DEVELOPER TO WORK IN THE  
8 FACILITY WITH RESIDENTS.

9 (III) THE PROGRAM DEVELOPER'S ONLY DUTIES ARE THOSE  
10 DESCRIBED IN THIS SECTION RELATED TO DEVELOPING THE PROGRAM,  
11 STUDYING IMPLEMENTATION STRATEGIES, AND PREPARING THE PROGRAM  
12 REPORT, INCLUDING CONSULTING WITH RESIDENTS TO DESIGN THE  
13 PROGRAM AND CONDUCTING THE RESEARCH AND ANALYZING DATA  
14 NECESSARY TO PREPARE THE PROGRAM REPORT. THE PROGRAM  
15 DEVELOPER SHALL SPEND THE MAJORITY OF THE PROGRAM DEVELOPER'S  
16 TIME CONSULTING WITH RESIDENTS TO DESIGN AND STUDY  
17 IMPLEMENTATION STRATEGIES FOR THE PROGRAM.

18 (IV) IN ORDER FOR THE PROGRAM DEVELOPER TO HAVE SUFFICIENT  
19 TIME TO DEVELOP THE PROGRAM, STUDY IMPLEMENTATION STRATEGIES,  
20 AND PREPARE THE PROGRAM REPORT, THE PROGRAM DEVELOPER SHALL  
21 BEGIN WORK NO LATER THAN AUGUST 15, 2023.

22 (c) THE PROGRAM DEVELOPMENT AND THE IMPLEMENTATION  
23 STUDY MUST BE CONDUCTED IN COMPLIANCE WITH ALL DEPARTMENT AND  
24 FACILITY RULES, AND THE DEPARTMENT SHALL PRIORITIZE PROGRAM  
25 DEVELOPMENT AND THE IMPLEMENTATION STUDY. THE DEPARTMENT  
26 SHALL PROVIDE ASSISTANCE TO THE PROGRAM DEVELOPER, INCLUDING  
27 ENSURING ACCESS TO AS MANY RESIDENTS AS POSSIBLE.

1           (d) A THIRD-PARTY ORGANIZATION THAT CONTRACTS WITH THE  
2 DEPARTMENT PURSUANT TO THIS SUBSECTION (2) MUST HAVE PROVEN  
3 EXPERIENCE WORKING WITH POPULATIONS THAT ARE OVERREPRESENTED  
4 IN THE DEPARTMENT'S RESIDENT POPULATION AND MUST HAVE NOT  
5 PREVIOUSLY CONTRACTED WITH THE DEPARTMENT FOR ANY PURPOSE.

6           (3) (a) THE PROGRAM DEVELOPER SHALL CONSULT WITH  
7 RESIDENTS TO DESIGN THE PROGRAM, INCLUDING DEVELOPING PROGRAM  
8 CURRICULUM AND METRICS TO MEASURE PROGRAM SUCCESS. THE  
9 PROGRAM DEVELOPER SHALL ALSO CONDUCT ANY RESEARCH NECESSARY  
10 TO COMPLETE THE PROGRAM REPORT.

11           (b) THE PROGRAM MUST PROVIDE PARTICIPANTS WITH TRAINING  
12 IN SKILLED OR PROFESSIONAL TRADES AND OTHER EMPLOYMENT-FOCUSED  
13 ACTIVITIES, EDUCATION IN SKILLS BENEFICIAL TO A PARTICIPANT  
14 FOLLOWING RELEASE FROM CONFINEMENT, AND MENTAL AND BEHAVIORAL  
15 HEALTH COUNSELING SESSIONS. ADDITIONALLY, THE PROGRAM MUST:

16           (I) BE DESIGNED IN CONSULTATION WITH RESIDENTS;

17           (II) INCLUDE A PROCESS FOR DETERMINING ELIGIBILITY FOR  
18 RESIDENTS TO PARTICIPATE IN THE PROGRAM;

19           (III) INCLUDE, AT A MINIMUM, SESSIONS OR INSTRUCTION IN THE  
20 FOLLOWING AREAS: GENERAL POSTSECONDARY EDUCATION, ADDICTION  
21 RECOVERY, VICTIM AWARENESS, TIME MANAGEMENT, DOMESTIC VIOLENCE  
22 PREVENTION, PERSONAL FINANCE, LEADERSHIP, STRATEGIES FOR COPING  
23 WITH DIFFICULT SITUATIONS, FAMILY REUNIFICATION UPON RELEASE,  
24 FORGIVENESS, AND ALTERNATIVES TO VIOLENCE. THE PROGRAM MUST  
25 HAVE CUSTOMIZED CURRICULUM THAT EMPHASIZES DIFFERENT AREAS OF  
26 STUDY FOR PARTICIPANTS WHO ARE SCHEDULED FOR RELEASE FROM THE  
27 FACILITY WITHIN ONE YEAR AND FOR PARTICIPANTS WHO ARE SCHEDULED

1 FOR RELEASE FROM THE FACILITY IN MORE THAN ONE YEAR.

2 (IV) WORK WITH PROFESSIONALS FROM OUTSIDE OF THE FACILITY,  
3 WHO MAY INCLUDE COLLEGE AND UNIVERSITY PROFESSORS, MENTAL AND  
4 BEHAVIORAL HEALTH PROFESSIONALS, SUBSTANCE USE DISORDER  
5 PROFESSIONALS, AND SOCIOLOGISTS; AND

6 (V) PERMIT PROFESSIONALS FROM OUTSIDE THE FACILITY TO VISIT  
7 AND WORK WITH PROGRAM PARTICIPANTS IN PERSON AT THE FACILITY.

8 (c) AS PART OF THE IMPLEMENTATION STUDY, THE PROGRAM  
9 DEVELOPER SHALL EVALUATE THE COSTS, CHALLENGES, AND BENEFITS OF:

10 (I) PROVIDING PROGRAM PARTICIPANTS WITH THE TECHNOLOGY  
11 AND TOOLS NECESSARY TO WORK REMOTELY WITH PROFESSIONALS FROM  
12 OUTSIDE THE FACILITY;

13 (II) PRIORITIZING OPERATING THE PROGRAM AND PROGRAM  
14 ACTIVITIES WHILE COMPLYING WITH DEPARTMENT AND FACILITY RULES;

15 (III) PROVIDING FINANCIAL ASSISTANCE TO PROGRAM  
16 PARTICIPANTS RELEASED FROM THE FACILITY; AND

17 (IV) INCENTIVIZING EMPLOYERS WHO EMPLOY PROGRAM  
18 PARTICIPANTS UPON RELEASE FROM THE FACILITY.

19 (4) (a) ON OR BEFORE DECEMBER 31, 2023, THE PROGRAM  
20 DEVELOPER SHALL REPORT TO THE HOUSE OF REPRESENTATIVES JUDICIARY  
21 COMMITTEE AND THE SENATE JUDICIARY COMMITTEE, OR THEIR  
22 SUCCESSOR COMMITTEES, AND THE DEPARTMENT, ABOUT THE  
23 DEVELOPMENT OF THE PROGRAM.

24 (b) THE REPORT MUST MAKE RECOMMENDATIONS FOR  
25 IMPLEMENTING AND OPERATING THE PROGRAM AT THE FACILITY,  
26 INCLUDING:

27 (I) STATUTORY CHANGES NECESSARY TO OPERATE THE PROGRAM;

1           (II) STRATEGIES FOR HIRING AND RETAINING QUALIFIED PROGRAM  
2           STAFF;

3           (III) FUNDING REQUIRED FOR THE PROGRAM; AND

4           (IV) METHODS TO EVALUATE THE SUCCESS OF THE PROGRAM,  
5           INCLUDING THE TYPES OF QUANTITATIVE AND QUALITATIVE DATA THAT  
6           SHOULD BE COLLECTED ABOUT THE PROGRAM AND PROGRAM  
7           PARTICIPANTS, INCLUDING CAPTURING NARRATIVE EXPERIENCES FROM  
8           PARTICIPANTS ABOUT SUBJECTS THAT ARE SUPPORTIVE OF PARTICIPANTS'  
9           SOCIAL AND EMOTIONAL HEALTH, SUCH AS LEADERSHIP SKILLS,  
10           CONFIDENCE, FEELING OF BELONGING, FEELING OF PURPOSE,  
11           COMMUNICATION SKILLS, AND BETTERING INTERPERSONAL  
12           RELATIONSHIPS. THE REPORT MUST INCLUDE A RECOMMENDATION FOR  
13           THE LENGTH OF A LONGITUDINAL STUDY NECESSARY TO EVALUATE THE  
14           BENEFITS TO PROGRAM PARTICIPANTS.

15           (c) THE REPORT MUST ALSO INCLUDE THE FOLLOWING  
16           INFORMATION:

17           (I) DISAGGREGATED DEMOGRAPHIC INFORMATION ABOUT THE  
18           RESIDENTS WHOM THE PROGRAM DEVELOPER CONSULTED WITH DURING  
19           DEVELOPMENT OF THE PROGRAM AND INFORMATION ABOUT THE  
20           RESIDENTS' SENTENCES TO THE DEPARTMENT, INCLUDING THE OFFENSES  
21           FOR WHICH THE RESIDENTS WERE CONVICTED, THE LENGTH OF SENTENCE  
22           TO INCARCERATION, THE TIME SERVED, AND THE RESIDENTS' CUSTODY  
23           LEVEL;

24           (II) THE AMOUNT OF TIME THE PROGRAM DEVELOPER SPENT  
25           CONSULTING WITH RESIDENTS, ORGANIZED BY THE DEMOGRAPHIC  
26           INFORMATION OF THE RESIDENTS WITH WHOM THE PROGRAM DEVELOPER  
27           CONSULTED;

1           (III) THE PERCENTAGE OF RESIDENTS EXPECTED TO BE ELIGIBLE  
2 FOR PARTICIPATION IN THE PROGRAM;

3           (IV) DETAILED INFORMATION ABOUT THE ANTICIPATED PROGRAM  
4 SCHEDULE, INCLUDING THE AMOUNT OF TIME ALLOTTED EACH DAY FOR  
5 PROGRAM ACTIVITIES AND HOW OFTEN A PARTICIPANT MUST PARTICIPATE  
6 IN PROGRAM ACTIVITIES TO ACHIEVE THE INTENDED BENEFITS OF THE  
7 PROGRAM;

8           (V) THE ANTICIPATED BENEFITS FROM THE PROGRAM FOR  
9 PARTICIPANTS, INCLUDING BENEFITS TO PARTICIPANTS FOLLOWING  
10 RELEASE FROM THE FACILITY, PARTICIPANTS NEARING RELEASE FROM THE  
11 FACILITY, AND PARTICIPANTS WHO ARE SERVING AS MENTORS IN THE  
12 PROGRAM; AND

13           (VI) RECOMMENDATIONS FOR ANY OTHER POLICY CHANGES BASED  
14 ON INFORMATION LEARNED FROM DEVELOPING THE PROGRAM AND  
15 IMPLEMENTATION STUDY.

16           (d) THE REPORT MAY INCLUDE RECOMMENDATIONS FOR  
17 OPERATING THE PROGRAM IN OTHER CORRECTIONAL FACILITIES.

18           (4.5) IN ITS ANNUAL REPORT BEFORE THE HOUSE AND SENATE  
19 COMMITTEES OF REFERENCE PURSUANT TO SECTION 2-7-203 MADE DURING  
20 THE 2024 LEGISLATIVE SESSION, THE DEPARTMENT SHALL INCLUDE  
21 INFORMATION ABOUT THE PROGRAM DEVELOPMENT REQUIRED IN THIS  
22 SECTION AND HOW THE DEPARTMENT SPENT ANY MONEY APPROPRIATED  
23 TO THE DEPARTMENT FOR THE PROGRAM DEVELOPMENT. THE  
24 DEPARTMENT SHALL ALSO MAKE RECOMMENDATIONS FOR STATUTORY  
25 CHANGES NECESSARY TO IMPLEMENT THE PROGRAM.

26           (5) (a) BEGINNING NO LATER THAN SEPTEMBER 1, 2024, AND  
27 SUBJECT TO AVAILABLE APPROPRIATIONS, THE DEPARTMENT SHALL



1 OPERATE THE PROGRAM DEVELOPED PURSUANT TO THIS SECTION.

2 (b) (I) BEGINNING WITH ITS ANNUAL REPORT BEFORE THE HOUSE  
3 AND SENATE COMMITTEES OF REFERENCE PURSUANT TO SECTION 2-7-203  
4 MADE DURING THE 2025 LEGISLATIVE SESSION, AND IN ITS ANNUAL  
5 REPORT PURSUANT TO SECTION 2-7-203 EACH YEAR THEREAFTER, THE  
6 DEPARTMENT SHALL INCLUDE INFORMATION ABOUT THE OPERATION AND  
7 EFFICACY OF THE PROGRAM.

8 (II) IN ITS REPORT TO THE COMMITTEES OF REFERENCE DURING THE  
9 2029 LEGISLATIVE SESSION, THE DEPARTMENT SHALL MAKE A  
10 RECOMMENDATION CONCERNING WHETHER TO CONTINUE THE PROGRAM.

11 (6) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2029.

12 **SECTION 2. Appropriation.** For the 2023-24 state fiscal year,  
13 \$100,000 is appropriated to the department of corrections for use by  
14 inmate programs. This appropriation is from the general fund. To  
15 implement this act, inmate programs may use this appropriation for  
16 contract services related to the education subprogram.

17 **SECTION 3. Safety clause.** The general assembly hereby finds,  
18 determines, and declares that this act is necessary for the immediate  
19 preservation of the public peace, health, or safety.