

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

**PREAMENDED**

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

LLS NO. 23-0969.01 Conrad Imel x2313

**HOUSE BILL 23-1307**

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**HOUSE SPONSORSHIP**

**Daugherty and Soper,**

**SENATE SPONSORSHIP**

**(None),**

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**House Committees**

Public & Behavioral Health & Human Services  
Appropriations

**Senate Committees**

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**A BILL FOR AN ACT**

101      **CONCERNING ENHANCED SUPPORTS FOR YOUTH WHO ARE IN**  
102              **DETENTION, AND, IN CONNECTION THEREWITH, MAKING AN**  
103              **APPROPRIATION.**

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**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 general assembly to appropriate \$3,340,119 to the department of human services (department) in each fiscal year for services for youth who can be placed in lieu of detention. Of the money, the department shall:

- Allocate \$200,000 to judicial districts for services for

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.

- detained youth and supports for youth moving from detention to treatment or other placements;
- Use \$1,780,137 to incentivize and remove barriers for licensed providers to serve youth who may be placed in community residential facilities or family-like settings in lieu of detention; and
- Use \$1,359,982 of the money for temporary emergency detention beds for juveniles.

Existing law limits the number of juvenile detention beds available for juveniles statewide, which are allocated to catchment areas established by the department together with the state court administrator in the judicial department. The beds in each catchment area are allocated to each judicial district in the catchment area. The bill establishes 22 temporary emergency detention beds that may be used, pursuant to a court order, when there are no available judicial detention beds in a catchment area. The department allocates temporary emergency detention beds to each catchment area. The bill sets forth the process for a court to issue an order permitting the use of a temporary emergency detention bed. Temporary emergency detention beds do not count toward the statewide juvenile detention bed limit.

The court is required to immediately appoint a guardian ad litem for each detained juvenile.

Under existing law, the working group for criteria for placement of juvenile offenders, known as the CYDC working group, is required to review data collected by the division of youth services every 2 years. The bill requires the CDYC working group to conduct the review annually.

The department is required to collect statewide data about:

- Youth eligible for release from a detention facility without an additional court order if services or placements are available for the youth;
- The use of temporary emergency detention beds; and
- Youth released from detention solely because the number of youth detained statewide exceeds the statewide detention bed cap.

The department shall annually report the statewide data to the CYDC working group, the house of representatives and senate judiciary committees, the house of representatives public and behavioral health and human services committee, and the senate health and human services committee, or any successor committees.

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

2 **SECTION 1. Legislative declaration.** (1) The general assembly

1 finds and declares that:

2 (a) Across the state, there is a need for community-based services  
3 and supports spanning the youth services continuum that help to serve  
4 youth, including those with high mental health needs, significant  
5 substance abuse concerns, or other unmet needs. The state of Colorado  
6 must ensure adequate resources to provide community services and  
7 supports that could safely keep youth in the home or place youth who are  
8 unable to return home in appropriate therapeutic out-of-home placements.

9 (b) Additional investment in alternatives to incarceration is  
10 necessary to develop and expand inpatient beds available to treat youth  
11 with substance use disorders; residential treatment programs for youth  
12 with mental health needs; community-based mental health services for  
13 children and families; and other community-based, culturally relevant,  
14 developmentally appropriate services, including mentorship programs for  
15 youth;

16 (c) The general assembly recognized the need for more inpatient  
17 treatment beds for adolescents with substance use disorders in section  
18 27-80-127, Colorado Revised Statutes, and required the behavioral health  
19 administration to create, develop, or contract for additional substance use  
20 treatment beds for youth;

21 (d) The general assembly further recognized the need to eliminate  
22 barriers to youth moving into the least restrictive placements by  
23 establishing the high-risk families cash fund in section 27-80-123,  
24 Colorado Revised Statutes, to better serve children and youth at risk of  
25 entering, or who are involved in, the juvenile justice system, and by  
26 providing funding for a youth neuro-psych facility, psychiatric residential  
27 treatment programs, and qualified residential treatment programs in

1 section 27-90-112, Colorado Revised Statutes;

2 (e) A lack of appropriate out-of-home, non-secure, specialized  
3 placements for youth is causing some youth who could otherwise be  
4 placed in lieu of detention to be detained in a division of youth services  
5 youth detention center for longer than if the placements were available;

6 (f) The Colorado youth detention continuum (CYDC) advisory  
7 board has developed new metrics to determine current needs related to  
8 youth detention that can help interested parties understand how many  
9 youth are currently held in secure detention until a licensed residential  
10 treatment option accepts the youth into their milieu and identify creative  
11 solutions that are available to manage the juvenile detention bed cap to  
12 best serve Colorado youth; and

13 (g) Guardian ad litem provide critical services for youth involved  
14 with the juvenile justice system, including providing advocacy and  
15 representation in court settings for detained youth.

16 (2) Therefore, the general assembly declares that support is  
17 needed for the department of human services to provide incentives to  
18 community-based residential providers to serve youth exiting secure  
19 detention and to build additional capacity for community-based, culturally  
20 relevant, developmentally appropriate services, including prevention,  
21 intervention, and mentorship programs, that can be offered to youth being  
22 held in secure detention and as they exit into the community.

23 (3) The general assembly further finds that it is beneficial for the  
24 department of human services to track necessary metrics to understand  
25 the need for funds for services and placements on an ongoing basis and  
26 support the CYDC advisory board in recommending ways to meet this  
27 need and manage the current juvenile detention bed cap.

1           **SECTION 2.** In Colorado Revised Statutes, **add** 19-2.5-1407.3  
2 as follows:

3           **19-2.5-1407.3. Appropriation to the department of human**  
4 **services - allocation to judicial districts - provider incentives -**  
5 **temporary emergency detention beds - repeal.** (1) FOR STATE FISCAL  
6 YEAR 2023-24, AND FOR EACH STATE FISCAL YEAR THEREAFTER, THE  
7 GENERAL ASSEMBLY SHALL APPROPRIATE THREE MILLION THREE HUNDRED  
8 FORTY THOUSAND ONE HUNDRED NINETEEN DOLLARS FROM THE GENERAL  
9 FUND TO THE DEPARTMENT FOR YOUTH WHO ARE DETAINED OR CAN BE  
10 PLACED IN LIEU OF DETENTION.

11           (2) OF THE MONEY APPROPRIATED PURSUANT TO SUBSECTION (1)  
12 OF THIS SECTION, THE DEPARTMENT SHALL ALLOCATE TWO HUNDRED  
13 THOUSAND DOLLARS FOR USE BY THE DIVISION OF YOUTH SERVICES TO  
14 SUPPORT SERVICES FOR YOUTH WHO ARE DETAINED OR CAN BE PLACED IN  
15 LIEU OF DETENTION. THE DIVISION MAY USE THE MONEY FOR ANY OF THE  
16 FOLLOWING:

17           (a) COMMUNITY-BASED OUTPATIENT THERAPEUTIC SERVICES,  
18 INCLUDING MENTAL AND BEHAVIORAL HEALTH SERVICES, FAMILY  
19 THERAPY SERVICES, AND SUBSTANCE USE TREATMENT AND THERAPY;

20           (b) MENTORSHIP SERVICES FOR YOUTH, INCLUDING ENSURING  
21 CONTINUITY OF MENTORSHIP SERVICES AFTER A YOUTH IS RELEASED FROM  
22 DETENTION; AND

23           (c) SUPPORTS TO ASSIST WITH MOVING YOUTH WHO REQUIRE  
24 OUT-OF-HOME PLACEMENT QUICKLY FROM DETENTION TO THE  
25 OUT-OF-HOME PLACEMENT, INCLUDING, BUT NOT LIMITED TO:

26           (I) SUPPORT FOR A GRANDPARENT, KIN, OR OTHER SUITABLE  
27 PERSON FOR CARE OF A JUVENILE RELEASED TO THE PERSON'S CARE;

- 1 (II) SUPPORT FOR FOSTER PARENTS;
- 2 (III) RECRUITMENT OF FOSTER PARENTS; AND
- 3 (IV) RESPITE CHILD CARE.

4 (3) OF THE MONEY APPROPRIATED PURSUANT TO SUBSECTION (1)  
5 OF THIS SECTION, THE DEPARTMENT SHALL USE ONE MILLION SEVEN  
6 HUNDRED EIGHTY THOUSAND ONE HUNDRED THIRTY-SEVEN DOLLARS TO  
7 PROVIDE INCENTIVES AND REMOVE BARRIERS FOR LICENSED PROVIDERS TO  
8 SERVE YOUTH WHO MAY BE PLACED IN COMMUNITY RESIDENTIAL  
9 FACILITIES OR FAMILY-LIKE SETTINGS IN LIEU OF DETENTION. IN ORDER TO  
10 BE ELIGIBLE TO RECEIVE AN INCENTIVE OR OTHER FUNDING PURSUANT TO  
11 THIS SUBSECTION (3), A PROVIDER MUST BE LICENSED TO PROVIDE OR  
12 OPERATE ANY OF THE FOLLOWING: TEMPORARY SHELTER, AS DEFINED IN  
13 SECTION 19-1-103; A RESIDENTIAL CHILD CARE FACILITY, AS DEFINED IN  
14 SECTION 26-6-903; A QUALIFIED RESIDENTIAL TREATMENT PROGRAM, AS  
15 DEFINED IN SECTION 26-5.4-102; A PSYCHIATRIC RESIDENTIAL TREATMENT  
16 FACILITY, AS DEFINED IN SECTION 25.5-4-103; THERAPEUTIC FOSTER CARE  
17 OR TREATMENT FOSTER CARE, AS EACH IS DEFINED IN SECTION 26-6-903;  
18 OR A FOSTER CARE HOME, AS DEFINED IN SECTION 26-6-903 (10).

19 (4) (a) OF THE MONEY APPROPRIATED PURSUANT TO SUBSECTION  
20 (1) OF THIS SECTION, THE DEPARTMENT SHALL USE ONE MILLION THREE  
21 HUNDRED FIFTY-NINE THOUSAND NINE HUNDRED EIGHTY-TWO DOLLARS  
22 FOR THE PROVISION OF TEMPORARY EMERGENCY DETENTION BEDS  
23 DESCRIBED IN SUBSECTION (4)(b) OF THIS SECTION.

24 (b) TWENTY-TWO TEMPORARY EMERGENCY DETENTION BEDS ARE  
25 AVAILABLE STATEWIDE. A TEMPORARY EMERGENCY DETENTION BED DOES  
26 NOT COUNT TOWARD THE LIMIT OF JUVENILE DETENTION BEDS AVAILABLE  
27 PURSUANT TO SECTION 19-2.5-1514. THE DEPARTMENT SHALL ANNUALLY

1 ALLOCATE THE NUMBER OF TEMPORARY EMERGENCY DETENTION BEDS TO  
2 EACH CATCHMENT AREA IN THE STATE CREATED PURSUANT TO SECTION  
3 19-2.5-1513. A TEMPORARY EMERGENCY DETENTION BED MAY BE MADE  
4 AVAILABLE TO A JUDICIAL DISTRICT PURSUANT TO A COURT ORDER ISSUED  
5 PURSUANT TO, AND SUBJECT TO THE RESTRICTIONS SET FORTH IN,  
6 SUBSECTION (4)(c) OF THIS SECTION.

7 (c) (I) THE DISTRICT ATTORNEY OF A JUDICIAL DISTRICT OR A  
8 COUNTY DEPARTMENT OF HUMAN OR SOCIAL SERVICES MAY PETITION THE  
9 COURT NO LATER THAN THE NEXT BUSINESS DAY AFTER THE JUVENILE IS  
10 DETAINED TO EXCEED THE NUMBER OF JUVENILE DETENTION BEDS  
11 ALLOCATED TO A JUDICIAL DISTRICT PURSUANT TO SECTION 19-2.5-1405  
12 FOR THE PERIOD OF TIME BEFORE THE DETENTION HEARING FOR THE  
13 JUVENILE WHO WOULD UTILIZE THE REQUESTED TEMPORARY EMERGENCY  
14 DETENTION BED, IF:

15 (A) WHEN ALL STATUTORILY AVAILABLE DETENTION BEDS  
16 ALLOCATED TO THE JUDICIAL DISTRICT AND ANY JUDICIAL DISTRICT  
17 SHARING THE SAME FACILITY ARE FULLY UTILIZED, THE JUDICIAL DISTRICT  
18 IS PRESENTED WITH A JUVENILE WHO IS CHARGED WITH COMMITTING A  
19 DELINQUENT ACT WHO SCREENS INTO DETENTION BASED ON THE CURRENT  
20 DETENTION SCREENING INSTRUMENT;

21 (B) EACH BED LOANED BY THE JUDICIAL DISTRICT TO ANOTHER  
22 JUDICIAL DISTRICT, AS DESCRIBED IN SECTION 19-2.5-1405 (1)(b), HAS  
23 BEEN RELINQUISHED TO THE LOANING JUDICIAL DISTRICT;

24 (C) NO DETENTION BEDS ARE AVAILABLE WITHIN THE JUDICIAL  
25 DISTRICT'S CATCHMENT AREA; AND

26 (D) THERE ARE NO AVAILABLE JUVENILE DETENTION BEDS IN ANY  
27 FACILITY WITHIN ONE HUNDRED MILES OF THE JUDICIAL DISTRICT'S

1 FACILITY.

2 (II) UPON RECEIPT OF A PETITION TO EXCEED THE NUMBER OF  
3 JUVENILE DETENTION BEDS ALLOCATED TO A JUDICIAL DISTRICT FILED  
4 PURSUANT TO THIS SUBSECTION (4)(c), A COURT SHALL ISSUE AN ORDER  
5 PERMITTING A JUDICIAL DISTRICT TO EXCEED THE NUMBER OF JUVENILE  
6 DETENTION BEDS ALLOCATED TO THE CATCHMENT AREA UP TO THE  
7 NUMBER OF TEMPORARY EMERGENCY DETENTION BEDS ALLOCATED TO  
8 THE CATCHMENT AREA BY THE DEPARTMENT IF THE COURT SPECIFICALLY  
9 FINDS THAT THE FOLLOWING CIRCUMSTANCES EXIST:

10 (A) NO DETENTION BEDS ARE AVAILABLE IN THE CATCHMENT  
11 AREA;

12 (B) THERE IS A LEGAL BASIS FOR DETAINING EACH JUVENILE WHO  
13 IS DETAINED IN THE JUDICIAL DISTRICT, WHICH MAY INCLUDE FOR EACH  
14 JUVENILE SCREENED THAT THE DETENTION SCREENING INSTRUMENT DOES  
15 NOT SUPPORT RELEASE BECAUSE THE JUVENILE PRESENTS A SUBSTANTIAL  
16 RISK OF SERIOUS HARM TO OTHERS OR IS A FLIGHT RISK FROM  
17 PROSECUTION;

18 (C) SERVICES ARE NOT AVAILABLE FOR ANY JUVENILE CURRENTLY  
19 PLACED IN DETENTION IN THE JUDICIAL DISTRICT THAT WOULD MITIGATE  
20 THE SUBSTANTIAL RISK OF SERIOUS HARM TO OTHERS PRESENTED BY THE  
21 JUVENILE OR THE JUVENILE'S RISK OF FLIGHT FROM PROSECUTION; AND

22 (D) OTHER FORMS OF COMMUNITY-BASED SUPERVISION FOR THE  
23 INCOMING JUVENILE ARE NOT SUFFICIENT TO MITIGATE THE SUBSTANTIAL  
24 RISK OF SERIOUS HARM TO OTHERS PRESENTED BY THE JUVENILE OR THE  
25 JUVENILE'S RISK OF FLIGHT FROM PROSECUTION.

26 (III) IF A DETENTION BED WITHIN THE JUDICIAL DISTRICT'S  
27 ALLOCATION THAT IS UNDER THE STATEWIDE DETENTION BED CAP



1 BECOMES AVAILABLE, THE JUVENILE UTILIZING A TEMPORARY EMERGENCY  
2 DETENTION BED SHALL REVERT TO THE NONEMERGENCY DETENTION BED  
3 AND THE REQUIREMENTS IN THIS SUBSECTION (4) NO LONGER APPLY. IF A  
4 DETENTION BED BECOMES AVAILABLE WITHIN THE JUDICIAL DISTRICT'S  
5 CATCHMENT AREA BUT AT A DIFFERENT FACILITY, THE JUVENILE MAY, AT  
6 THE DISCRETION OF THE JUDICIAL DISTRICT, REMAIN IN THE TEMPORARY  
7 EMERGENCY DETENTION BED IN LIEU OF TRANSFERRING TO THE  
8 NONEMERGENCY DETENTION BED IN A DIFFERENT FACILITY.

9 (IV) ON THE FIFTH BUSINESS DAY FOLLOWING THE ISSUANCE OR  
10 RENEWAL OF EACH COURT ORDER ISSUED PURSUANT TO THIS SUBSECTION  
11 (4)(c), IF THE CIRCUMSTANCES DESCRIBED IN SUBSECTION (4)(c)(I) OF THIS  
12 SECTION EXIST AND THE JUVENILE REMAINS DETAINED IN THE TEMPORARY  
13 EMERGENCY DETENTION BED, THE PERSON WHO FILED THE INITIAL  
14 PETITION PURSUANT TO SUBSECTION (4)(c)(I) OF THIS SECTION, OR THE  
15 PERSON'S DESIGNEE, SHALL INFORM THE COURT THAT THE CIRCUMSTANCES  
16 STILL EXIST AND THE JUVENILE REMAINS DETAINED IN THE TEMPORARY  
17 EMERGENCY DETENTION BED. AT THE TIME OF INFORMING THE COURT, THE  
18 PERSON SHALL ALSO PROVIDE THE COURT WITH UPDATED INFORMATION  
19 ABOUT THE CIRCUMSTANCES THE COURT IS REQUIRED TO FIND PURSUANT  
20 TO SUBSECTION (4)(c)(II) OF THIS SECTION. UPON NOTIFICATION FROM THE  
21 PERSON, THE COURT SHALL HOLD A HEARING TO DETERMINE WHETHER TO  
22 RENEW THE ORDER. THE COURT MAY RENEW ITS ORDER FOR AN  
23 ADDITIONAL FIVE DAYS IF IT MAKES THE FINDINGS REQUIRED IN  
24 SUBSECTION (4)(c)(II) OF THIS SECTION FOR ISSUANCE OF A COURT ORDER.

25 (5) (a) ACCESS TO SERVICES AND TEMPORARY EMERGENCY  
26 DETENTION BEDS CREATED OR EXPANDED WITH MONEY APPROPRIATED  
27 PURSUANT TO THIS SECTION MUST BE AVAILABLE AND ACCESSIBLE TO

1 YOUTH BEGINNING NO LATER THAN DECEMBER 1, 2023.

2 (b) THIS SUBSECTION (5) IS REPEALED, EFFECTIVE JUNE 30, 2024.

3 **SECTION 3.** In Colorado Revised Statutes, 19-2.5-305, **add** (2.5)  
4 as follows:

5 **19-2.5-305. Detention and shelter - hearing - time limits -**  
6 **findings - review - guardian ad litem appointed - confinement with**  
7 **adult offenders - restrictions.** (2.5) THE COURT SHALL, AT THE  
8 JUVENILE'S DETENTION HEARING, APPOINT A GUARDIAN AD LITEM FOR A  
9 JUVENILE DETAINED PURSUANT TO THIS ARTICLE 2.5. AN APPOINTMENT  
10 MADE PURSUANT TO THIS SUBSECTION (2.5) TERMINATES UPON THE  
11 RELEASE OF THE JUVENILE FROM DETENTION UNLESS THE COURT ALSO  
12 FINDS A BASIS FOR THE APPOINTMENT PURSUANT TO SECTION 19-1-111  
13 (2)(a).

14 **SECTION 4.** In Colorado Revised Statutes, 19-2.5-1404, **amend**  
15 (1)(b)(VII) and (3)(b) introductory portion; and **add** (3)(d) as follows:

16 **19-2.5-1404. Working group for criteria for placement of**  
17 **juvenile offenders - establishment of formula - review of criteria -**  
18 **report.** (1) (b) The working group shall carry out the following duties:

19 (VII) At least ~~every two years, to~~ ANNUALLY review data collected  
20 by the division of youth services on the use of funding pursuant to  
21 subsection (1)(b)(V) of this section and its impact on the use of juvenile  
22 detention. The working group shall identify the measures that it will  
23 collect as part of its review of the impact of preadjudicated funding on  
24 detention pursuant to this section.

25 (3) (b) On or before July 1, 2023, and on or before July 1 each  
26 year thereafter, the department of human services shall submit a report to  
27 the working group, the judiciary committees of the senate and the house

1 of representatives, or any successor committees, and the health and  
2 human services committee of the senate and the public and behavioral  
3 health and human services committee of the house of representatives, or  
4 any successor committees. ~~including~~ THE REPORT MUST INCLUDE THE  
5 DATA COLLECTED PURSUANT TO SUBSECTION (3)(d) OF THIS SECTION FOR  
6 THE PRIOR CALENDAR YEAR AND THE FOLLOWING:

7 (d) BEGINNING FOR STATE FISCAL YEAR 2023-24, AND FOR EACH  
8 FISCAL YEAR THEREAFTER, THE STATE DEPARTMENT SHALL COLLECT DATA  
9 STATEWIDE CONCERNING THE FOLLOWING:

10 (I) THE FOLLOWING INFORMATION ABOUT YOUTH IN EACH  
11 DETENTION FACILITY WHO ARE ELIGIBLE FOR RELEASE FROM A DETENTION  
12 FACILITY WITHOUT AN ADDITIONAL COURT ORDER IF SERVICES OR A  
13 PLACEMENT ARE AVAILABLE FOR THE YOUTH BUT WHO ARE BEING HELD IN  
14 DETENTION DUE TO LACK OF AVAILABLE SERVICES OR PLACEMENT:

15 (A) DEMOGRAPHIC INFORMATION OF YOUTH, INCLUDING RACE,  
16 ETHNICITY, GENDER, AGE, SEXUAL ORIENTATION, GENDER IDENTITY, AND  
17 DISABILITY STATUS, TO THE EXTENT THE INFORMATION IS AVAILABLE; AND

18 (B) THE NUMBER OF YOUTH ELIGIBLE FOR RELEASE WITHOUT AN  
19 ADDITIONAL COURT ORDER WHO, AFTER BEING HELD IN DETENTION FOR A  
20 PERIOD OF TIME DUE TO A LACK OF AVAILABLE SERVICES OR PLACEMENT,  
21 ARE RELEASED FROM DETENTION WITHOUT THE IDENTIFIED SERVICES OR  
22 PLACEMENT, AND THE NUMBER OF DAYS BETWEEN THE IDENTIFICATION OF  
23 THE NEED FOR SERVICES OR PLACEMENT AND RELEASE, FOR EACH YOUTH;

24 (II) THE NUMBER OF TEMPORARY EMERGENCY DETENTION BEDS,  
25 DESCRIBED IN SECTION 19-2.5-1407.3 (4), USED EACH DAY IN EACH  
26 CATCHMENT AREA;

27 (III) THE NUMBER OF YOUTH RELEASED FROM DETENTION SOLELY

1 BECAUSE THE NUMBER OF YOUTH DETAINED STATEWIDE EXCEEDED THE  
2 STATEWIDE DETENTION BED CAP ESTABLISHED IN SECTION 19-2.5-1514;  
3 AND

4 (IV) THE FOLLOWING INFORMATION FROM EACH JUDICIAL  
5 DISTRICT, DISAGGREGATED BY JUDICIAL DISTRICT:

6 (A) THE NUMBER OF COURT ORDERS REQUESTED TO RELEASE A  
7 YOUTH WHO COULD NOT OTHERWISE BE RELEASED FROM DETENTION AND  
8 THE ORDER WAS REQUESTED SOLELY BECAUSE THE NUMBER OF YOUTH  
9 DETAINED IN THE JUDICIAL DISTRICT EXCEEDED THE NUMBER OF JUVENILE  
10 DETENTION BEDS ALLOCATED BY THE DIVISION OF YOUTH SERVICES TO THE  
11 JUDICIAL DISTRICT;

12 (B) THE NUMBER OF YOUTH WHO COULD NOT OTHERWISE BE  
13 RELEASED FROM DETENTION WHO WERE RELEASED PURSUANT TO A COURT  
14 ORDER TO MAKE A DETENTION BED AVAILABLE IN THE CATCHMENT AREA;  
15 AND

16 (C) THE NUMBER OF YOUTH ELIGIBLE FOR RELEASE TO PLACEMENT  
17 PURSUANT TO A COURT ORDER BUT WHO ARE IN DETENTION SOLELY  
18 BECAUSE THE YOUTH ARE AWAITING PLACEMENT.

19 **SECTION 5. Appropriation.** (1) For the 2023-24 state fiscal  
20 year, \$3,340,119 is appropriated to the department of human services for  
21 use by the office of children, youth, and families. This appropriation is  
22 from the general fund. To implement this act, the office may use this  
23 appropriation as follows:

24 (a) \$1,174,816 for use by the division of youth services for  
25 program administration related to institutional programs, which amount  
26 is based on an assumption that the division will require an additional 15.0  
27 FTE;

1 (b) \$11,792 for use by the division of youth services for medical  
2 services related to institutional programs;

3 (c) \$300,816 for use by the division of youth services for S.B.  
4 91-094 programs related to community programs, which amount is based  
5 on an assumption that the division will require an additional 1.0 FTE;

6 (d) \$1,780,137 for use by the division of child welfare for  
7 community provider incentives; and

8 (e) \$72,558 for use by the division of child welfare for Colorado  
9 Trails.

10 (2) For the 2023-24 state fiscal year, the general assembly  
11 anticipates that the department of human services will receive \$39,069 in  
12 federal funds for use by the division of child welfare to implement this  
13 act. The appropriation in subsection (1)(e) of this section is based on the  
14 assumption that the division will receive this amount of federal funds,  
15 which is subject to the "(I)" notation as defined in the annual general  
16 appropriation act for the same fiscal year.

17 (3) For the 2023-24 state fiscal year, \$463,000 is appropriated to  
18 the judicial department for use by the office of the child's representative.  
19 This appropriation is from the general fund. To implement this act, the  
20 office may use this appropriation for court-appointed counsel.

21 **SECTION 6. Safety clause.** The general assembly hereby finds,  
22 determines, and declares that this act is necessary for the immediate  
23 preservation of the public peace, health, or safety.