

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.



SENATE BILL 23-242

BY SENATOR(S) Zenzinger and Kirkmeyer, Bridges, Cutter, Exum, Hansen, Priola, Simpson;
also REPRESENTATIVE(S) Sirota and Bockenfeld, Bird, Bacon, Brown, Hamrick, Joseph, Lieder, Marshall, Parenti, Snyder, Story, Vigil, Weissman.

CONCERNING FINANCIAL AUDITS OF THE COMMUNITY CORRECTIONS PROGRAMS IN THE STATE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

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

SECTION 1. In Colorado Revised Statutes, 17-27-108, **add** (2)(c) as follows:

17-27-108. Division of criminal justice in the department of public safety - duties - community corrections contracts - audit.
(2) (c) (I) NO LATER THAN JANUARY 1, 2024, AND EVERY FIVE YEARS THEREAFTER, THE DIVISION OF CRIMINAL JUSTICE SHALL, SUBJECT TO AVAILABLE APPROPRIATIONS, CONTRACT WITH AN INDEPENDENT THIRD-PARTY CONTRACTOR TO ANALYZE ALL FINANCIAL RECORDS OF EACH COMMUNITY CORRECTIONS PROGRAM. THE COMMUNITY CORRECTIONS

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.

PROGRAMS SHALL COMPLY WITH ALL REQUESTS ASSOCIATED WITH THIS AUDIT AND SHARE FINANCIAL RECORDS WITH THE CONTRACTOR. THE INDEPENDENT THIRD-PARTY CONTRACTOR SHALL WORK DIRECTLY WITH EACH COMMUNITY CORRECTIONS PROGRAM TO GATHER FINANCIAL INFORMATION. THE AUDIT MUST ANALYZE, BUT IS NOT LIMITED TO, THE FOLLOWING:

(A) TOTAL REVENUE;

(B) ALL SOURCES OF REVENUE, INCLUDING, BUT NOT LIMITED TO, GENERAL FUND DOLLARS, STATE OR FEDERAL GRANT FUNDS, MEDICAID REIMBURSEMENTS, LOCAL GOVERNMENT FUNDS, AND PRIVATE AND PUBLIC LOANS;

(C) TOTAL EXPENDITURES;

(D) AMOUNT OF EXPENDITURES BY EXPENDITURE TYPE, INCLUDING, BUT NOT LIMITED TO, WAGES AND SALARIES, BENEFITS, OPERATING EXPENSES, AND CAPITAL IMPROVEMENTS; AND

(E) COST PER DAY PER COMMUNITY CORRECTIONS OFFENDER FOR SERVICES THAT QUALIFY FOR REIMBURSEMENT FROM APPROPRIATIONS FROM THE GENERAL FUND TO THE DIVISION OF CRIMINAL JUSTICE.

(II) THE INDEPENDENT THIRD-PARTY CONTRACTOR COMPLETING THE AUDIT SHALL REPORT ITS FINDINGS TO THE JOINT BUDGET COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND SENATE AND THE DIVISION OF CRIMINAL JUSTICE, NO LATER THAN JULY 1, 2025, AND NO LATER THAN JULY 1 EVERY FIVE YEARS THEREAFTER. NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), THE REPORT REQUIRED BY THIS SUBSECTION (2)(c)(II) CONTINUES INDEFINITELY.

SECTION 2. Appropriation. For the 2023-24 state fiscal year, \$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. To implement this act, the division may use this appropriation for DCJ administrative services.

SECTION 3. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the

ninety-day period after final adjournment of the general assembly; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Steve Fenberg
PRESIDENT OF
THE SENATE

Julie McCluskie
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____
(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO