

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

PREAMENDED

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

LLS NO. 24-0953.01 Shelby Ross x4510

HOUSE BILL 24-1355

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A BILL FOR AN ACT

101 **CONCERNING REDUCING THE COMPETENCY WAIT LIST, AND, IN**
102 **CONNECTION THEREWITH, CREATING A WRAPAROUND CARE**
103 **PROGRAM AND MAKING AND REDUCING 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>.)

The bill creates the bridges wraparound care program (wraparound program) in the office of bridges of Colorado (bridges of Colorado) to increase the success of eligible individuals referred from the criminal justice system by connecting the individuals to necessary wraparound care coordination services, resulting in case dismissal, continuity of care, and

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.

HOUSE
3rd Reading Unamended
April 26, 2024

HOUSE
Amended 2nd Reading
April 25, 2024

increased social stability.

The bill requires each judicial district to develop a process to identify and refer eligible individuals to the wraparound program as a community-based alternative to competency proceedings. The chief judge of each judicial district is required to enter into a memorandum of understanding with multiple stakeholders within the judicial district to develop and implement a referral process to refer individuals to the wraparound program.

The bill requires the office of the state court administrator to ensure a court coordinator assists with identifying eligible individuals, collaborates with the stakeholders and entities to develop the memorandum of understanding, manages data gathering and reporting requirements, and provides ongoing support to each judicial district in developing and implementing the referral process.

If an eligible defendant is referred to the wraparound program and the defendant consents to participate in the wraparound program, the bill requires the court to issue an order appointing a bridges wraparound care coordinator (care coordinator). The wraparound program is required to accept an eligible defendant the court refers to the wraparound program unless the care coordinator determines during the initial intake process that the wraparound program is not appropriate for the defendant due to clinical or other reasons. If the care coordinator determines the wraparound program is not appropriate for the defendant, bridges of Colorado is required to immediately notify the court and outline other interventions.

An individual who is accepted to participate in the wraparound program is required to enter into a written agreement with bridges of Colorado detailing the individual's participation in the wraparound program and the program expectations, cooperate with the care coordinator in developing the components of the participant's individualized wraparound care plan, and engage with the care coordinator and the services outlined in the individualized wraparound care plan.

The bill requires the care coordinator to conduct a screening and assessment of the participant. As part of the screening and assessment, the care coordinator is required to create an individualized wraparound care plan for the participant that is designed to reduce barriers and facilitate access to wraparound care resources.

The bill requires the court to set a review hearing within 182 days after the court issues the order appointing a care coordinator. At the review hearing, the court is required to dismiss the charges against the defendant unless the court finds that the defendant has not satisfactorily complied with the individualized wraparound care plan, at which point the district attorney may file a notice of termination with the court. If the defendant has not satisfactorily complied with the individualized

wraparound care plan but remains engaged, the court may continue the defendant's case for up to an additional 91 days and is required to dismiss the charges if the defendant has satisfactorily complied with the individualized wraparound care plan within the additional 91 days.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** article 8.6 to title
3 16 as follows:

4 **ARTICLE 8.6**

5 **Bridges Wraparound Care Program**

6 **16-8.6-101. Legislative declaration.** (1) THE GENERAL
7 ASSEMBLY FINDS AND DECLARES THAT:

8 (a) FOR MORE THAN A DECADE, COLORADO HAS EXPERIENCED A
9 CRISIS IN RESPONDING TO INDIVIDUALS IN THE CRIMINAL JUSTICE SYSTEM
10 WHO ARE SUFFERING FROM A MENTAL ILLNESS OR MENTAL DISABILITY AND
11 WHO ARE DETERMINED BY A MENTAL HEALTH PROFESSIONAL TO BE
12 INCOMPETENT TO BE PROSECUTED;

13 (b) INDIVIDUALS FOUND INCOMPETENT TO PROCEED BY THE COURT
14 ARE ORDERED TO BE RESTORED TO COMPETENCY THROUGH SERVICES
15 DESIGNED TO ACHIEVE RESTORATION, WHICH SERVICES ARE PROVIDED IN
16 AN INPATIENT HOSPITAL SETTING OR OTHER COMMUNITY-BASED SETTING;

17 (c) THE NUMBER OF INDIVIDUALS ORDERED TO RECEIVE INPATIENT
18 RESTORATION SERVICES HAS SUBSTANTIALLY INCREASED OVER THE
19 YEARS. ADDITIONALLY, THE NUMBER OF BEDS AVAILABLE FOR INPATIENT
20 RESTORATION HAS BEEN UNSTABLE AND THE LACK OF ADEQUATE
21 STAFFING HAS CAUSED MANY INPATIENT UNITS TO CLOSE. THIS
22 COMBINATION HAS RESULTED IN A LONG WAIT LIST AND SIGNIFICANTLY
23 LONGER WAITING PERIODS IN COUNTY JAILS.

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(d) COLORADO HAS AN OBLIGATION TO ENSURE THAT INDIVIDUALS WHO ARE FOUND INCOMPETENT TO PROCEED DO NOT LANGUISH IN JAIL ON A WAIT LIST FOR COMPETENCY SERVICES AND TO HONOR THE INDIVIDUALS' CONSTITUTIONAL RIGHT TO TIMELY ACCESS TO RESTORATION SERVICES;

(e) DESPITE THE PROTRACTED LITIGATION AND LEGISLATIVE EFFORTS, COLORADO HAS BEEN UNABLE TO ELIMINATE THE MULTITUDE OF PROBLEMS IN THE ADULT COMPETENCY SYSTEM, INCLUDING THE WAIT LIST, WHICH HAS INCREASED OVER ONE HUNDRED PERCENT IN RECENT YEARS; AND

(f) COLORADO CANNOT ELIMINATE THE WAIT LIST BY ONLY INCREASING THE NUMBER OF INPATIENT BEDS; INSTEAD, COLORADO MUST SEEK TO REDUCE THE NUMBER OF INDIVIDUALS PLACED ON THE WAIT LIST FOR COMPETENCY SERVICES THROUGH:

(I) COMMUNITY SUPPORT;

(II) CONNECTING INDIVIDUALS TO A RANGE OF COMMUNITY SERVICES THAT PROVIDE SOCIAL STABILITY FOR INDIVIDUALS WHO CYCLE IN AND OUT OF THE COMPETENCY SYSTEM; AND

(III) ELIMINATING COMPETENCY SERVICES AND PROSECUTION OF VERY LOW-LEVEL OFFENSES, WHICH WILL REDUCE THE USE OF EXPENSIVE INPATIENT BEDS.

(2) THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT:

(a) RATHER THAN FOCUSING ON COMPETENCY SERVICES TO ALLOW FOR PROSECUTION, COLORADO SHOULD FOCUS ON AN INDIVIDUAL'S MENTAL WELLNESS AND SOCIAL STABILITY, WHICH WILL ENHANCE PUBLIC SAFETY, SYSTEM FAIRNESS, AND PRODUCE BETTER OUTCOMES, ALONG WITH REDUCING THE INPATIENT COMPETENCY RESTORATION WAIT LIST;

1 AND

2 (b) SIGNIFICANT RESEARCH AND NATIONAL BEST PRACTICES
3 SUPPORT THE CONCEPT OF ELIMINATING RESTORATION SERVICES FOR VERY
4 LOW-LEVEL OFFENSES AND DIVERTING INDIVIDUALS FROM THE CRIMINAL
5 JUSTICE SYSTEM WHO ARE CHARGED WITH VERY LOW-LEVEL OFFENSES
6 AND WHO DO NOT PRESENT A PUBLIC SAFETY RISK. THE RESEARCH AND
7 NATIONAL BEST PRACTICES DEMONSTRATE THAT WELL-DESIGNED
8 COMMUNITY PROGRAMS THAT FOCUS ON MENTAL WELLNESS AND SOCIAL
9 STABILITY CAN REDUCE RECIDIVISM AND MOVE INDIVIDUALS SUFFERING
10 FROM MENTAL ILLNESS OR OTHER MENTAL DISABILITIES INTO A MORE
11 STABLE AND PRODUCTIVE LIFESTYLE.

12 (3) THEREFORE, THE GENERAL ASSEMBLY DECLARES THAT IT IS
13 CRITICAL FOR THE STATE, IN CONJUNCTION WITH BRIDGES OF COLORADO,
14 TO REQUIRE EACH JUDICIAL DISTRICT TO DEVELOP A PROCESS TO IDENTIFY
15 AND REFER INDIVIDUALS TO A WRAPAROUND CARE PROGRAM AS A
16 COMMUNITY-BASED ALTERNATIVE TO COMPETENCY PROCEEDINGS IN
17 ORDER TO LIMIT THE NUMBER OF INDIVIDUALS ON THE COMPETENCY WAIT
18 LIST AND TO IMPROVE OUTCOMES AND COMMUNITY SAFETY THROUGH
19 CLINICAL CARE AND SOCIAL STABILITY SERVICES.

20 **16-8.6-102. Definitions.** AS USED IN THIS ARTICLE 8.6, UNLESS
21 THE CONTEXT OTHERWISE REQUIRES:

22 (1) "BRIDGES OF COLORADO" OR "BRIDGES" MEANS THE OFFICE OF
23 BRIDGES OF COLORADO ESTABLISHED PURSUANT TO SECTION 13-95-103.

24 (2) "BRIDGES WRAPAROUND CARE PROGRAM" MEANS THE BRIDGES
25 WRAPAROUND CARE PROGRAM CREATED IN SECTION 16-8.6-103.

26 (3) "ELIGIBLE INDIVIDUAL" OR "ELIGIBLE DEFENDANT" MEANS AN
27 INDIVIDUAL WHO THE JUDICIAL DISTRICT IDENTIFIES AS ELIGIBLE FOR

1 REFERRAL TO THE BRIDGES WRAPAROUND CARE PROGRAM PURSUANT TO
2 SECTION 16-8.6-108.

3 **16-8.6-103. Bridges wraparound care program - established.**

4 (1) THERE IS CREATED IN THE OFFICE OF BRIDGES OF COLORADO,
5 CREATED IN SECTION 13-95-103, THE BRIDGES WRAPAROUND CARE
6 PROGRAM TO INCREASE THE SUCCESS OF ELIGIBLE INDIVIDUALS REFERRED
7 FROM THE CRIMINAL JUSTICE SYSTEM BY CONNECTING THE ELIGIBLE
8 INDIVIDUALS TO NECESSARY WRAPAROUND CARE COORDINATION
9 SERVICES, RESULTING IN CASE DISMISSAL, CONTINUITY OF CARE, AND
10 INCREASED SOCIAL STABILITY.

11 (2) THE PURPOSE OF THE BRIDGES WRAPAROUND CARE PROGRAM
12 IS TO:

13 (a) SERVE ELIGIBLE INDIVIDUALS WHO ARE IDENTIFIED AND
14 REFERRED BY JUDICIAL DISTRICTS IN LIEU OF CRIMINAL PROSECUTION,
15 WHO ARE ABLE TO REMAIN IN THE COMMUNITY AND WHO ARE FOUND
16 INCOMPETENT TO PROCEED OR WHO ARE LIKELY TO BE FOUND
17 INCOMPETENT TO PROCEED;

18 (b) SERVE ELIGIBLE INDIVIDUALS WHOSE CASES HAVE BEEN
19 DISMISSED PURSUANT TO SECTION 16-8.5-111 (1.6) BUT WHO ARE
20 VOLUNTARILY WILLING TO PARTICIPATE IN THE BRIDGES WRAPAROUND
21 CARE PROGRAM;

22 (c) INCREASE THE MENTAL WELLNESS AND SOCIAL STABILITY OF
23 INDIVIDUALS PARTICIPATING IN THE BRIDGES WRAPAROUND CARE
24 PROGRAM;

25 (d) DECREASE THE NUMBER OF INDIVIDUALS ON THE WAIT LIST FOR
26 COMPETENCY RESTORATION SERVICES;

27 (e) DECREASE THE NUMBER OF INDIVIDUALS UNDERGOING

1 COMPETENCY EVALUATIONS; AND

2 (f) DECREASE THE RATE OF REOFFENSE FOR ELIGIBLE INDIVIDUALS
3 CHARGED WITH LOW-LEVEL OFFENSES WHO ARE ACCEPTED TO
4 PARTICIPATE IN THE BRIDGES WRAPAROUND CARE PROGRAM.

5 **16-8.6-104. Memorandum of understanding.** (1)(a) THE CHIEF
6 JUDGE OF EACH JUDICIAL DISTRICT SHALL ENTER INTO A MEMORANDUM OF
7 UNDERSTANDING WITH THE DISTRICT ATTORNEY'S OFFICE, THE PUBLIC
8 DEFENDER'S OFFICE, BRIDGES OF COLORADO, THE DEPARTMENT OF HUMAN
9 SERVICES, THE BEHAVIORAL HEALTH ADMINISTRATION IN THE
10 DEPARTMENT OF HUMAN SERVICES, COMMUNITY-BASED TREATMENT
11 PROVIDERS, AND LOCAL BEHAVIORAL HEALTH CASE MANAGEMENT
12 PROGRAMS WITHIN THE JUDICIAL DISTRICT TO DEVELOP AND
13 IMPLEMENT A REFERRAL PROCESS TO DEFLECT INDIVIDUALS WHO ARE
14 LIKELY TO BE FOUND INCOMPETENT TO PROCEED FROM COMPETENCY
15 PROCEEDINGS AND THE CRIMINAL JUSTICE SYSTEM. THE MEMORANDUM OF
16 UNDERSTANDING MUST ENSURE THE PARTIES DEVELOP AN
17 OPERATIONAL VISION FOR THE REFERRAL PROCESS AND HOW THE
18 REFERRAL PROCESS WILL BEST OPERATE WITHIN THE JUDICIAL DISTRICT.
19 ADDITIONAL INDIVIDUALS OR ENTITIES MAY BE INCLUDED IN THE
20 DEVELOPMENT AND IMPLEMENTATION OF THE MEMORANDUM OF
21 UNDERSTANDING WITH THE AGREEMENT OF THE PARTIES TO THE
22 MEMORANDUM OF UNDERSTANDING DESCRIBED IN THIS SUBSECTION
23 (1)(a).

24 (b) THE OFFICE OF THE STATE COURT ADMINISTRATOR SHALL
25 COORDINATE THE CREATION OF THE MEMORANDUM OF UNDERSTANDING
26 FOR EACH JUDICIAL DISTRICT AND ANY REVISIONS, AS NEEDED.

27 (c) THE PARTIES TO THE MEMORANDUM OF UNDERSTANDING SHALL

1 COLLABORATE WITH COMMUNITY GROUPS ADVOCATING FOR INDIVIDUALS
2 WITH MENTAL HEALTH DISORDERS IN THE DEVELOPMENT AND OPERATION
3 OF THE REFERRAL PROCESS, WHENEVER POSSIBLE.

4 (2) AT A MINIMUM, THE MEMORANDUM OF UNDERSTANDING MUST:

5 (a) DESCRIBE THE OPERATIONAL VISION OF THE REFERRAL
6 PROCESS;

7 (b) ENSURE THE DEDICATION OF RESOURCES FOR INDIVIDUALS
8 REFERRED TO THE BRIDGES WRAPAROUND CARE PROGRAM;

9 (c) DEFINE THE PROCESS OF REFERRAL TO THE BRIDGES
10 WRAPAROUND CARE PROGRAM;

11 (d) DEFINE PROCEDURES THAT BEST ENSURE THE EFFICIENCY AND
12 FAIRNESS OF THE REFERRAL PROCESS IN THE JUDICIAL DISTRICT;

13 (e) REQUIRE SERVICE PROVIDERS WHO ARE A PARTY TO THE
14 MEMORANDUM OF UNDERSTANDING AND WHO PROVIDE THE SERVICES
15 DESCRIBED IN SECTION 16-8.6-109 (4) TO PARTICIPATE IN THE BRIDGES
16 WRAPAROUND CARE PROCESS, REGULARLY MEET AND COMMUNICATE WITH
17 THE BRIDGES WRAPAROUND CARE COORDINATOR, AND PROVIDE SERVICES,
18 AS NECESSARY, TO SUPPORT EACH INDIVIDUAL PARTICIPATING IN THE
19 BRIDGES WRAPAROUND CARE PROGRAM;

20 (f) DEFINE THE PROCESS AND TIMELINE FOR BRIDGES OF
21 COLORADO TO REPORT TO THE DISTRICT ATTORNEY AND THE COURT
22 REGARDING AN INDIVIDUAL'S NONCOMPLIANCE WITH THE BRIDGES
23 WRAPAROUND CARE PROGRAM; AND

24 (g) ADDRESS COMPLIANCE WITH THE DATA-GATHERING
25 REQUIREMENTS PURSUANT TO SECTION 16-8.6-105 (2).

26 **16-8.6-105. Office of the state court administrator - court**
27 **coordinator - data gathering.** (1) THE OFFICE OF THE STATE COURT

1 ADMINISTRATOR SHALL ENSURE A COURT COORDINATOR:

2 (a) ASSISTS WITH IDENTIFYING ELIGIBLE INDIVIDUALS;

3 (b) COLLABORATES WITH THE ENTITIES DESCRIBED IN SECTION
4 16-8.6-104 (1)(a) TO DEVELOP THE MEMORANDUM OF UNDERSTANDING;

5 (c) MANAGES AND COLLECTS DATA AND MANAGES REPORTING
6 REQUIREMENTS PURSUANT TO SUBSECTION (2) OF THIS SECTION IN
7 COORDINATION WITH BRIDGES OF COLORADO AND THE ENTITIES
8 DESCRIBED IN SECTION 16-8.6-104 (1)(a); AND

9 (d) PROVIDES ONGOING SUPPORT TO EACH JUDICIAL DISTRICT IN
10 DEVELOPING AND IMPLEMENTING THE REFERRAL PROCESS DESCRIBED IN
11 SECTION 16-8.6-107.

12 (2) THE STATE COURT ADMINISTRATOR SHALL COLLABORATE WITH
13 THE ENTITIES DESCRIBED IN SECTION 16-8.6-104 (1)(a), INCLUDING
14 BRIDGES OF COLORADO, TO COLLECT THE FOLLOWING INFORMATION FOR
15 EACH ELIGIBLE INDIVIDUAL WHO IS IDENTIFIED AND REFERRED TO THE
16 BRIDGES WRAPAROUND CARE PROGRAM:

17 (a) THE INDIVIDUAL'S NAME; AGE; RACE; IDENTIFIED GENDER;
18 CHARGES, AS IDENTIFIED BY THE CHARGE CODE; AND CASE NUMBER;

19 (b) THE LEGAL BASIS FOR THE REFERRAL;

20 (c) WHETHER THE INDIVIDUAL HAS PREVIOUSLY BEEN HELD FOR
21 AN EMERGENCY COMMITMENT PURSUANT TO ARTICLE 65 OF TITLE 27;

22 (d) WHETHER THE INDIVIDUAL SUCCESSFULLY COMPLETED THE
23 BRIDGES WRAPAROUND CARE PROGRAM AND ANY IDENTIFIED RESOURCES
24 AND CONNECTIONS PROVIDED TO THE INDIVIDUAL;

25 (e) WHETHER THE INDIVIDUAL WAS UNABLE TO SUCCESSFULLY
26 COMPLETE THE BRIDGES WRAPAROUND CARE PROGRAM AND THE REASONS
27 FOR THE LACK OF SUCCESSFUL COMPLETION;

1 (f) WHETHER RESOURCES WERE AVAILABLE TO MEET THE
2 INDIVIDUAL'S MENTAL WELLNESS AND SOCIAL STABILITY NEEDS,
3 IDENTIFYING WHAT RESOURCES WERE NOT AVAILABLE AND THE REASON
4 FOR THE LACK OF RESOURCES;

5 (g) THE AMOUNT OF MONEY DEDICATED TO SERVING THE
6 INDIVIDUAL DURING THE INDIVIDUAL'S PARTICIPATION IN THE BRIDGES
7 WRAPAROUND CARE PROGRAM AND WHETHER ANY SERVICES WERE
8 REIMBURSED BY MEDICAID OR OTHER STATE OR FEDERALLY FUNDED
9 PROGRAMS;

10 (h) THE NUMBER OF INDIVIDUALS WHO PARTICIPATED IN THE
11 BRIDGES WRAPAROUND CARE PROGRAM WHO OTHERWISE WOULD HAVE
12 BEEN ORDERED TO COMPETENCY SERVICES AND THE NUMBER OF
13 INDIVIDUALS WHO LIKELY WOULD HAVE BEEN ON THE INPATIENT
14 COMPETENCY WAIT LIST OR OCCUPIED AN INPATIENT RESTORATION BED;

15 (i) THE NUMBER OF INDIVIDUALS WHO PARTICIPATED IN THE
16 BRIDGES WRAPAROUND CARE PROGRAM WHO WERE CHARGED WITH A
17 CRIME, NOT INCLUDING A CIVIL OFFENSE OR TRAFFIC OFFENSE, THAT
18 OCCURRED WHILE PARTICIPATING IN THE PROGRAM OR WITHIN ONE YEAR
19 AFTER SUCCESSFULLY COMPLETING THE PROGRAM; AND

20 (j) THE NUMBER OF INDIVIDUALS WHO WERE IDENTIFIED AND
21 REFERRED TO THE BRIDGES WRAPAROUND CARE PROGRAM BUT WERE NOT
22 ACCEPTED FOR PARTICIPATION AND THE REASONS FOR THE
23 NON-ACCEPTANCE.

24 **16-8.6-106. Bridges wraparound care coordinator - duties and**
25 **responsibilities.** (1) THE BRIDGES WRAPAROUND CARE COORDINATOR
26 APPOINTED PURSUANT TO SECTION 16-8.6-108 (4) HAS THE FOLLOWING
27 DUTIES AND RESPONSIBILITIES:

1 (a) FOLLOW THE POLICIES, PROCEDURES, BEST PRACTICES, AND
2 GUIDANCE OF THE BRIDGES WRAPAROUND CARE PROGRAM, AS
3 ESTABLISHED BY THE OFFICE OF BRIDGES OF COLORADO, CREATED IN
4 SECTION 13-95-103, AND THE BRIDGES OF COLORADO COMMISSION,
5 CREATED IN SECTION 13-95-104;

6 (b) CONDUCT AN INITIAL INTAKE OF AN ELIGIBLE INDIVIDUAL
7 PURSUANT TO SECTION 16-8.6-108;

8 (c) SCREEN AND ASSESS, OR ARRANGE FOR THE SCREENING AND
9 ASSESSMENT OF, A PROGRAM PARTICIPANT AND DEVELOP AN
10 INDIVIDUALIZED WRAPAROUND CARE PLAN PURSUANT TO SECTION
11 16-8.6-109;

12 (d) DETERMINE WITH THE PROGRAM PARTICIPANT THE
13 APPROPRIATE WRAPAROUND CARE REFERRAL AND SERVICE OPTIONS TO
14 SUPPORT THE INDIVIDUALIZED WRAPAROUND CARE PLAN CREATED
15 PURSUANT TO SECTION 16-8.6-109 (4);

16 (e) COORDINATE SERVICES WITH SERVICES PROVIDERS, INCLUDING
17 SERVICES PROVIDERS WHO ARE A PARTY TO THE MEMORANDUM OF
18 UNDERSTANDING, AND AGENCIES IDENTIFIED IN THE INDIVIDUALIZED
19 WRAPAROUND CARE PLAN, INCLUDING FACILITATING COLLABORATIVE
20 EFFORTS TO IDENTIFY AND ADDRESS SYSTEMIC AND PROVIDER-RELATED
21 BARRIERS TO CARE;

22 (f) PROACTIVELY SEEK TO MAINTAIN FREQUENT AND REGULAR
23 CONTACT WITH PROGRAM PARTICIPANTS; DIRECTLY ASSIST IN CONNECTING
24 PROGRAM PARTICIPANTS TO NECESSARY SERVICES AND RESOURCES, COURT
25 APPEARANCES, AND OTHER APPOINTMENTS; AND MAKE THOROUGH
26 EFFORTS TO KNOW WHERE PROGRAM PARTICIPANTS ARE RESIDING, WHERE
27 PROGRAM PARTICIPANTS CAN BE REGULARLY FOUND, AND ALL KNOWN

1 CONTACT INFORMATION FOR PROGRAM PARTICIPANTS;

2 (g) MONITOR PROGRAM PARTICIPANT ENGAGEMENT WITH THE
3 INDIVIDUALIZED WRAPAROUND CARE PLAN AND PROVIDE SUPPORT TO
4 ENABLE THE PROGRAM PARTICIPANT TO ENGAGE FULLY, AND ALLOW FOR
5 VARIANCES IN THE INDIVIDUALIZED WRAPAROUND CARE PLAN TO
6 CONTINUE TO BEST MEET THE BEHAVIORAL HEALTH AND SOCIAL
7 DETERMINANTS OF HEALTH NEEDS OF THE PROGRAM PARTICIPANT;

8 (h) PROVIDE A WRITTEN REPORT TO THE COURT AND PARTIES WHEN
9 A PROGRAM PARTICIPANT IS NOT MEANINGFULLY ENGAGED WITH THE
10 INDIVIDUALIZED WRAPAROUND CARE PLAN, INCLUDING NOTIFYING THE
11 COURT WHEN A PROVIDER, ENVIRONMENTAL, OR SYSTEMIC BARRIER
12 EXISTS THAT KEEPS THE PROGRAM PARTICIPANT FROM SUCCESSFULLY
13 ENGAGING WITH THE INDIVIDUALIZED WRAPAROUND CARE PLAN;

14 (i) PROVIDE INFORMATION TO CRIMINAL JUSTICE PERSONNEL
15 REGARDING BEHAVIORAL HEALTH AND COMMUNITY TREATMENT OPTIONS
16 AND BRIDGES WRAPAROUND CARE PROGRAM BEST PRACTICES; AND

17 (j) PROVIDE A WRITTEN REPORT TO THE COURT REGARDING THE
18 PROGRAM PARTICIPANT'S PROGRESS WITH THE INDIVIDUALIZED
19 WRAPAROUND CARE PLAN AS NECESSARY AND FOR THE PURPOSE OF
20 PROVIDING INFORMATION TO THE COURT FOR ANY HEARINGS RELATED TO
21 THE PROGRAM PARTICIPANT'S CASE DISMISSAL OR PROGRAM TERMINATION.

22 **16-8.6-107. Judicial district referral process - deadlines.**

23 (1) EACH JUDICIAL DISTRICT SHALL DEVELOP A PROCESS TO IDENTIFY AND
24 REFER ELIGIBLE INDIVIDUALS TO THE BRIDGES WRAPAROUND CARE
25 PROGRAM AS A COMMUNITY-BASED ALTERNATIVE TO COMPETENCY
26 PROCEEDINGS PURSUANT TO THE FOLLOWING SCHEDULE:

27 (a) NO LATER THAN APRIL 1, 2025, FOR THE SECOND,

1 SEVENTEENTH, EIGHTEENTH, AND TWENTIETH JUDICIAL DISTRICTS;

2 (b) NO LATER THAN OCTOBER 1, 2025, FOR THE FIRST, FOURTH,
3 FIFTH, SIXTH, EIGHTH, FIFTEENTH, SIXTEENTH, TWENTY-FIRST, AND
4 TWENTY-SECOND JUDICIAL DISTRICTS; AND

5 (c) NO LATER THAN JULY 1, 2026, FOR THE THIRD, SEVENTH,
6 NINTH, TENTH, ELEVENTH, TWELFTH, THIRTEENTH, FOURTEENTH,
7 NINETEENTH, AND TWENTY-THIRD JUDICIAL DISTRICTS.

8

9 **16-8.6-108. Eligibility - initial intake - acceptance - release**

10 **from custody.** (1) A DEFENDANT MAY BE REFERRED TO THE BRIDGES
11 WRAPAROUND CARE PROGRAM WITH THE CONSENT OF THE DISTRICT
12 ATTORNEY.

13 (2) A DEFENDANT WHO IS REFERRED TO THE BRIDGES
14 WRAPAROUND CARE PROGRAM IS ELIGIBLE TO PARTICIPATE IN THE
15 PROGRAM IF:

16 (a) THE DISTRICT ATTORNEY AND DEFENSE COUNSEL AGREE THAT
17 THERE IS REASONABLE CAUSE TO BELIEVE THAT THE DEFENDANT WILL BE
18 FOUND INCOMPETENT TO PROCEED IF THE ISSUE OF COMPETENCY IS
19 RAISED;

20 (b) THE DEFENDANT CONSENTS TO PARTICIPATE IN THE BRIDGES
21 WRAPAROUND CARE PROGRAM; AND

22 (c) THE DEFENDANT IS NOT CHARGED WITH A CLASS 1 FELONY; A
23 CLASS 2 FELONY; A CLASS 3 FELONY; A LEVEL 1 DRUG FELONY; A LEVEL 2
24 DRUG FELONY; A SEX OFFENSE, AS DEFINED IN SECTION 18-1.3-1003; A
25 CRIME OF VIOLENCE, AS DEFINED IN SECTION 18-1.3-406 (2); OR ANY
26 OFFENSE DESCRIBED IN SECTION 24-4.1-302 (1), UNLESS THE DISTRICT
27 ATTORNEY WAIVES THIS REQUIREMENT IN THE INTEREST OF JUSTICE.

1 (3) PRIOR TO REFERRING A DEFENDANT TO THE BRIDGES
2 WRAPAROUND CARE PROGRAM, WHEN THE DEFENDANT IS CHARGED WITH
3 AN OFFENSE DESCRIBED IN SECTION 24-4.1-302 (1), THE DISTRICT
4 ATTORNEY SHALL COMPLY WITH ALL RELEVANT PROVISIONS OF SECTION
5 24-4.1-300.1, ET SEQ.

6 (4) THE DISTRICT ATTORNEY MUST BE PROVIDED ACCESS TO THE
7 REPORTS AND INFORMATION DESCRIBED IN SECTION 16-8.5-104(1) AND(4)
8 AND ANY REPORTS AND INFORMATION RELATED TO THE DEFENDANT'S
9 COMPLIANCE WITH THE BRIDGES WRAPAROUND CARE PROGRAM. A
10 DEFENDANT WHO CONSENTS TO PARTICIPATE IN THE BRIDGES
11 WRAPAROUND CARE PROGRAM WAIVES ANY CLAIM TO CONFIDENTIALITY
12 AND PRIVILEGE FOR THE PURPOSES OF THE REPORTS AND INFORMATION
13 PROVIDED PURSUANT TO THIS SUBSECTION (4).

14 (5) IF AN ELIGIBLE DEFENDANT IS REFERRED TO THE BRIDGES
15 WRAPAROUND CARE PROGRAM AND THE DEFENDANT CONSENTS TO
16 PARTICIPATE IN THE PROGRAM, THE COURT SHALL ISSUE AN ORDER
17 APPOINTING A BRIDGES WRAPAROUND CARE COORDINATOR. THE BRIDGES
18 WRAPAROUND CARE PROGRAM MUST ACCEPT AN ELIGIBLE DEFENDANT
19 WHO IS REFERRED BY THE COURT TO THE PROGRAM, UNLESS THE BRIDGES
20 WRAPAROUND CARE COORDINATOR DETERMINES THAT THE BRIDGES
21 WRAPAROUND CARE PROGRAM IS NOT APPROPRIATE FOR THE DEFENDANT.
22 IF THE BRIDGES WRAPAROUND CARE PROGRAM IS NOT APPROPRIATE FOR
23 THE DEFENDANT, BRIDGES OF COLORADO SHALL IMMEDIATELY NOTIFY
24 THE COURT AND PROVIDE THE COURT WITH OTHER APPROPRIATE
25 INTERVENTIONS THAT MAY INCLUDE, BUT ARE NOT LIMITED TO, CIVIL
26 COMMITMENT OR OTHER PLACEMENT OPTIONS.

27 (6) IF A DEFENDANT IS ACCEPTED TO PARTICIPATE IN THE BRIDGES

1 WRAPAROUND CARE PROGRAM AND THE DEFENDANT IS IN CUSTODY, THE
2 COURT SHALL RELEASE THE DEFENDANT ON A PERSONAL RECOGNIZANCE
3 BOND. UPON MOTION OF THE DISTRICT ATTORNEY OR A REQUEST TO
4 TERMINATE THE DEFENDANT FROM THE BRIDGES WRAPAROUND CARE
5 PROGRAM, THE COURT MAY REVOKE THE PERSONAL RECOGNIZANCE BOND
6 FOR ANY VIOLATION OF BOND CONDITIONS, INCLUDING THE DEFENDANT'S
7 NONCOMPLIANCE WITH PROGRAM REQUIREMENTS. IF THE COURT
8 CONTINUES THE DEFENDANT'S PARTICIPATION IN THE BRIDGES
9 WRAPAROUND CARE PROGRAM, THE COURT SHALL REINSTATE THE
10 PERSONAL RECOGNIZANCE BOND.

11 **16-8.6-109. Participation - individualized wraparound care**

12 **plan.** (1) AN INDIVIDUAL WHO IS ACCEPTED TO PARTICIPATE IN THE
13 BRIDGES WRAPAROUND CARE PROGRAM PURSUANT TO SECTION 16-8.6-108
14 SHALL:

15 (a) ENTER INTO A WRITTEN AGREEMENT WITH BRIDGES OF
16 COLORADO DETAILING THE INDIVIDUAL'S PARTICIPATION IN THE BRIDGES
17 WRAPAROUND CARE PROGRAM AND THE PROGRAM EXPECTATIONS;

18 (b) COOPERATE WITH THE BRIDGES WRAPAROUND CARE
19 COORDINATOR IN DEVELOPING THE COMPONENTS OF THE PARTICIPANT'S
20 INDIVIDUALIZED WRAPAROUND CARE PLAN; AND

21 (c) ENGAGE WITH THE BRIDGES WRAPAROUND CARE COORDINATOR
22 AND THE SERVICES OUTLINED IN THE INDIVIDUALIZED WRAPAROUND CARE
23 PLAN.

24 (2) AS A CONDITION OF ACCEPTANCE IN THE BRIDGES
25 WRAPAROUND CARE PROGRAM, THE PARTICIPANT MAY BE REQUIRED TO
26 AUTHORIZE A RELEASE OF INFORMATION TO ALLOW FOR COORDINATION OF
27 WRAPAROUND CARE SERVICES WITH OTHER SERVICE PROVIDERS AND

1 REVIEW OF THE PARTICIPANT'S COMPLIANCE WITH THE INDIVIDUALIZED
2 WRAPAROUND CARE PLAN AND ENGAGEMENT WITH SERVICES.

3 (3) THE BRIDGES WRAPAROUND CARE COORDINATOR SHALL
4 CONDUCT A SCREENING AND ASSESSMENT OF THE PARTICIPANT, WHICH
5 MAY BE CONDUCTED IN COLLABORATION WITH EXTERNAL SERVICE
6 PROVIDERS OR ASSESSMENT CENTERS. THE BRIDGES WRAPAROUND CARE
7 COORDINATOR MAY CONSIDER THE INFORMATION, SERVICES, AND
8 COMMUNITY MENTAL HEALTH RESOURCES PROVIDED BY THE BEHAVIORAL
9 HEALTH ADMINISTRATION IN THE DEPARTMENT OF HUMAN SERVICES AND
10 THE BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATIONS
11 ESTABLISHED PURSUANT TO PART 4 OF ARTICLE 50 OF TITLE 27.

12 (4) (a) AS PART OF THE SCREENING AND ASSESSMENT CONDUCTED
13 PURSUANT TO SUBSECTION (3) OF THIS SECTION, THE BRIDGES
14 WRAPAROUND CARE COORDINATOR SHALL CREATE AN INDIVIDUALIZED
15 WRAPAROUND CARE PLAN FOR THE PARTICIPANT THAT IS DESIGNED TO
16 REDUCE BARRIERS AND FACILITATE ACCESS TO WRAPAROUND CARE
17 RESOURCES, ESPECIALLY BEHAVIORAL HEALTH AND OTHER SOCIAL
18 DETERMINANTS OF HEALTH SERVICES. THE INDIVIDUALIZED WRAPAROUND
19 CARE PLAN MUST BE DESIGNED TO SUPPORT CONTINUITY OF CARE, SOCIAL
20 STABILIZATION, AND INCREASED RECOVERY RATES. THE INDIVIDUALIZED
21 WRAPAROUND CARE PLAN MUST TAKE INTO CONSIDERATION THE
22 PARTICIPANT'S BEHAVIORAL HEALTH AND SOCIAL DETERMINANTS OF
23 HEALTH NEEDS, INCLUDING:

- 24 (I) MENTAL HEALTH TREATMENT AND CARE;
- 25 (II) TREATMENT AND CARE FOR MENTAL DISABILITIES;
- 26 (III) SUBSTANCE USE DISORDER INTERVENTION AND RECOVERY
27 SERVICES;

1 (IV) HOUSING, INCLUDING SUPPORTIVE HOUSING;
2 (V) TRANSPORTATION;
3 (VI) BASIC NEEDS ASSISTANCE;
4 (VII) EMPLOYMENT ASSISTANCE, IF APPLICABLE; AND
5 (VIII) HEALTH INSURANCE COVERAGE, INCLUDING MEDICARE OR
6 MEDICAID ELIGIBILITY AND ENROLLMENT.


7 (b) THE BRIDGES WRAPAROUND CARE COORDINATOR SHALL
8 PROVIDE THE DEFENDANT, THE DEFENSE COUNSEL, THE DISTRICT
9 ATTORNEY, AND THE COURT WITH A COPY OF THE INDIVIDUALIZED
10 WRAPAROUND CARE PLAN IN WRITING.

11 **16-8.6-110. Review hearing - notice of termination.** (1) THE
12 COURT SHALL SET A REVIEW HEARING WITHIN ONE HUNDRED EIGHTY-TWO
13 DAYS AFTER THE COURT ISSUES AN ORDER APPOINTING A BRIDGES
14 WRAPAROUND CARE COORDINATOR PURSUANT TO SECTION 16-8.6-108(4).
15 AT THE REVIEW HEARING, THE COURT MUST DISMISS THE CHARGES
16 AGAINST THE DEFENDANT UNLESS THE COURT FINDS THAT THE DEFENDANT
17 HAS NOT SATISFACTORILY COMPLIED WITH THE INDIVIDUALIZED
18 WRAPAROUND CARE PLAN, AT WHICH POINT THE DISTRICT ATTORNEY MAY
19 FILE A NOTICE OF TERMINATION WITH THE COURT PURSUANT TO
20 SUBSECTION (2) OF THIS SECTION. IF THE DEFENDANT HAS NOT
21 SATISFACTORILY COMPLIED WITH THE INDIVIDUALIZED WRAPAROUND
22 CARE PLAN BUT REMAINS ENGAGED, THE COURT MAY CONTINUE THE
23 DEFENDANT'S CASE FOR UP TO AN ADDITIONAL NINETY-ONE DAYS AND
24 SHALL DISMISS THE CHARGES IF THE DEFENDANT HAS SATISFACTORILY
25 COMPLIED WITH THE INDIVIDUALIZED WRAPAROUND CARE PLAN WITHIN
26 THE ADDITIONAL NINETY-ONE DAYS.

27 (2) THE DISTRICT ATTORNEY MAY FILE A NOTICE OF TERMINATION

1 WITH THE COURT IF, AT ANY TIME PRIOR TO THE DISMISSAL OF CHARGES,
2 THE PROSECUTION BELIEVES THAT THE DEFENDANT HAS FAILED TO
3 SATISFACTORILY COMPLY WITH THE INDIVIDUALIZED WRAPAROUND CARE
4 PLAN. UPON FILING THE NOTICE OF TERMINATION, THE COURT SHALL SET
5 A HEARING DATE FOR THE DEFENDANT'S APPEARANCE OR ISSUE A
6 WARRANT IF REQUESTED BY THE DISTRICT ATTORNEY. IF THE COURT
7 DETERMINES BASED ON A PREPONDERANCE OF THE EVIDENCE THAT THE
8 DEFENDANT DID NOT SUCCESSFULLY COMPLY WITH THE INDIVIDUALIZED
9 WRAPAROUND CARE PLAN, THE DISTRICT ATTORNEY MAY PROSECUTE THE
10 DEFENDANT FOR THE ORIGINAL OFFENSE OR OFFENSES.

11 (3) IF THE CHARGES AGAINST A DEFENDANT ARE DISMISSED
12 PURSUANT TO THIS SECTION AND THE CHARGES ARE ELIGIBLE FOR SEALING
13 PURSUANT TO SECTION 24-72-704, THE DISTRICT ATTORNEY MAY OBJECT,
14 IN THE INTERESTS OF JUSTICE, TO SEALING THE CASE. IF THE DISTRICT
15 ATTORNEY FILES A WRITTEN OBJECTION TO THE SEALING WITHIN SEVEN
16 DAYS OF THE DISMISSAL, THE CHARGES AGAINST THE DEFENDANT ARE NOT
17 ELIGIBLE FOR SEALING AND THE COURT SHALL NOT ENTER AN ORDER
18 SEALING THE CHARGES; EXCEPT THAT, THE DISTRICT ATTORNEY MAY, AT
19 A LATER DATE, WITHDRAW THE OBJECTION AND AGREE TO SEALING THE
20 CASE THAT IS DISMISSED PURSUANT TO THIS SECTION.

21 

22 **16-8.6-111. Statements made by defendant.** ANY STATEMENT
23 MADE BY THE DEFENDANT DURING THE INTAKE, SCREENING AND
24 ASSESSMENT, OR WHILE PARTICIPATING IN THE BRIDGES WRAPAROUND
25 CARE PROGRAM PURSUANT TO THIS ARTICLE 8.6 THAT PERTAINS TO
26 CHARGES ALREADY FILED AGAINST THE DEFENDANT AT THE TIME OF THE
27 INITIAL REFERRAL TO THE WRAPAROUND CARE PROGRAM MUST NOT BE

1 USED AGAINST THE DEFENDANT IN THE PROSECUTION OF THOSE CHARGES,
2 EXCEPT TO IMPEACH OR REBUT THE DEFENDANT'S TESTIMONY.

3 **16-8.6-112. Exclusion from speedy trial.** ANY PERIOD OF TIME
4 WHEN THE DEFENDANT IS PARTICIPATING IN THE INITIAL INTAKE PURSUANT
5 TO SECTION 16-8.6-108, IS SCREENED AND ASSESSED PURSUANT TO
6 SECTION 16-8.6-109, IS PARTICIPATING IN THE PROGRAM, OR FOLLOWING
7 A NOTICE OF TERMINATION PRIOR TO THE DEFENDANT APPEARING BEFORE
8 THE COURT IS EXCLUDED FROM SPEEDY TRIAL REQUIREMENTS PURSUANT
9 TO SECTION 18-1-405 (6), REGARDLESS OF WHETHER THE DEFENDANT
10 COMPLETED A WRITTEN WAIVER.

11 **SECTION 2.** In Colorado Revised Statutes, 13-95-101, **amend**
12 (4) as follows:

13 **13-95-101. Legislative declaration and intent.** (4) Therefore,
14 the general assembly declares that ~~a statewide behavioral health court~~
15 ~~liaison program~~ THE OFFICE OF BRIDGES OF COLORADO provides a method
16 for collaboration and consultation among behavioral health providers,
17 district attorneys, county attorneys, and defense attorneys about available
18 community-based behavioral health services and supports, competency
19 evaluations, restoration to competency services, and other relevant
20 decisions and issues facing individuals with mental health or co-occurring
21 behavioral health challenges, including mental health disabilities, who are
22 involved with the criminal or juvenile justice system, including
23 appropriateness for community treatment and resource availability.

24 **SECTION 3.** In Colorado Revised Statutes, 13-95-102, **amend**
25 (4), (8), and (9); **repeal** (5) and (10); and **add** (2.5), (2.6), (2.7), and (2.8)
26 as follows:

27 **13-95-102. Definitions.** As used in this article 95, unless the

1 context otherwise requires:

2 (2.5) "BRIDGES COURT LIAISON" MEANS A PERSON WHO IS HIRED
3 OR CONTRACTED BY THE OFFICE AS A COURT LIAISON PURSUANT TO THIS
4 ARTICLE 95.

5 (2.6) "BRIDGES COURT LIAISON PROGRAM" OR "COURT LIAISON
6 PROGRAM" MEANS THE COURT LIAISON PROGRAM CREATED PURSUANT TO
7 SECTION 13-95-105.

8 (2.7) "BRIDGES WRAPAROUND CARE COORDINATOR" MEANS A
9 PERSON WHO IS HIRED OR CONTRACTED BY THE OFFICE AS A WRAPAROUND
10 CARE COORDINATOR PURSUANT TO SECTION 13-95-105 (2).

11 (2.8) "BRIDGES WRAPAROUND CARE PROGRAM" MEANS THE
12 BRIDGES WRAPAROUND CARE PROGRAM CREATED PURSUANT TO SECTION
13 16-8.6-103.

14 (4) "Commission" means the bridges ~~program~~ OF COLORADO
15 commission created in section 13-95-104.

16 (5) ~~"Court liaison" means a person who is hired or contracted by
17 the office as a dedicated behavioral health court liaison pursuant to this
18 article 95.~~

19 (8) "Office" means the office of ~~the statewide behavioral health
20 court liaison~~ BRIDGES OF COLORADO established in section 13-95-103.

21 (9) "Participant" means an individual with behavioral health
22 challenges who is involved with the criminal or juvenile justice system
23 and for whom a BRIDGES court liaison OR BRIDGES WRAPAROUND CARE
24 COORDINATOR has been appointed pursuant to a court order.

25 (10) ~~"Program" or "bridges program" means the statewide
26 behavioral health court liaison program established in section 13-95-105.~~

27 **SECTION 4.** In Colorado Revised Statutes, 13-95-103, **amend**

1 (1)(a), (1)(b), (1)(c)(II)(A), (4)(a), and (5); and **add** (2) as follows:

2 **13-95-103. Office of bridges of Colorado - administrative**
3 **support - director - confidentiality - repeal.** (1) (a) There is created the
4 office of ~~statewide behavioral health court liaison~~ BRIDGES OF COLORADO
5 as an independent agency in the judicial department. The office has the
6 powers and duties described in this article 95. THE PURPOSE OF THE
7 OFFICE IS TO IDENTIFY AND DEDICATE BEHAVIORAL HEALTH
8 PROFESSIONALS TO PROVIDE SERVICES THROUGH THE BRIDGES COURT
9 LIAISON PROGRAM AND THE BRIDGES WRAPAROUND CARE PROGRAM IN
10 EACH STATE JUDICIAL DISTRICT.

11 (b) The office ~~and court liaisons~~ shall provide ~~bridges program~~
12 services, as described in sections 13-95-104, ~~and~~ 13-95-105, AND ARTICLE
13 8.6 OF TITLE 16, to ~~persons~~ INDIVIDUALS accused of crimes or delinquent
14 acts. The office ~~and court liaisons~~ shall provide ~~bridges program~~ services
15 to participants independently of any political considerations or private
16 interests.

17 (c) (II) (A) Notwithstanding the appointment authority described
18 in subsection (1)(c)(I) of this section, the ~~person~~ INDIVIDUAL who, on
19 April 27, 2023, is serving as director of the statewide behavioral health
20 court liaison program, as it existed prior to its repeal in 2023, is the
21 director of the office for a term expiring June 30, 2026. After the initial
22 term of appointment, the commission may appoint the ~~person~~ INDIVIDUAL
23 as director pursuant to subsection (1)(c)(I) of this section. The
24 commission may remove the director serving pursuant to this subsection
25 (1)(c)(II)(A) for cause.

26 (2) (a) THE OFFICE AND COMMISSION SHALL NOT DISCLOSE
27 INFORMATION PROVIDED BY AN INDIVIDUAL PARTICIPATING IN THE

1 BRIDGES COURT LIAISON PROGRAM OR BRIDGES WRAPAROUND CARE
2 PROGRAM EVEN IF THE INFORMATION IS RELIED UPON WHEN COMPILING
3 INFORMATION FOR A COURT REPORT OR OTHER REPORT REQUESTED OR
4 REQUIRED BY THE COURT, UNLESS:

5 (I) THE DISCLOSURE IS MADE IN CONNECTION WITH AND INCLUDED
6 IN A REPORT FILED WITH THE COURT OR AS REQUIRED PURSUANT TO COURT
7 ORDERED ACTION BY A BRIDGES COURT LIAISON OR A BRIDGES
8 WRAPAROUND CARE COORDINATOR; ■

9 (II) THE DEFENSE COUNSEL AND THE INDIVIDUAL PARTICIPATING
10 IN THE BRIDGES COURT LIAISON PROGRAM OR BRIDGES WRAPAROUND CARE
11 PROGRAM AGREE TO THE DISCLOSURE; OR

12 (III) THE DISCLOSURE IS REQUIRED IN ORDER TO COMPLY WITH
13 MANDATORY REPORTING REQUIREMENTS PURSUANT TO SECTIONS
14 18-6.5-108 AND 19-3-304.

15 (b) A BRIDGES COURT LIAISON AND A BRIDGES WRAPAROUND CARE
16 COORDINATOR SHALL ONLY DISCLOSE INFORMATION REPORTED TO THE
17 COURT BY THE BRIDGES COURT LIAISON OR BRIDGES WRAPAROUND CARE
18 COORDINATOR PURSUANT TO A COURT ORDER, BUT THE INFORMATION
19 MUST BE RESTRICTED IF THE INFORMATION IS OTHERWISE LIMITED BY
20 COURT RULES.

21 (c) A REPORT REQUESTED OR REQUIRED BY THE COURT MAY BE
22 SUPPRESSED OR SEALED BASED ON THE CONTENTS OF THE REPORT.

23 (d) THIS SUBSECTION (2) DOES NOT:

24 (I) PREVENT THE OFFICE FROM DISCLOSING THAT A BRIDGES COURT
25 LIAISON OR BRIDGES WRAPAROUND CARE COORDINATOR WAS APPOINTED
26 TO A CASE OR HAS ACCESS TO THE CONTENTS OF AN ORDER THAT DIRECTS
27 THE OFFICE TO TAKE ACTION, AS LONG AS THE COURT ORDER IS NOT

1 OTHERWISE RESTRICTED FROM DISCLOSURE; OR

2 (II) LIMIT THE RIGHTS OF A VALID SUBPOENA, AN INDIVIDUAL
3 PARTICIPATING IN THE BRIDGES COURT LIAISON PROGRAM OR BRIDGES
4 WRAPAROUND CARE PROGRAM, THE DEFENSE ATTORNEY, A PERSON WHO
5 REQUESTS THE PROGRAM PARTICIPANT'S MEDICAL RECORDS UPON
6 SUBMITTING AN AUTHORIZATION THAT COMPLIES WITH THE FEDERAL
7 "HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT OF 1996",
8 42 U.S.C. SEC. 1320d, AS AMENDED, OR A COURT ORDER AUTHORIZING
9 THE INSPECTION OF THE PROGRAM PARTICIPANT'S MEDICAL RECORDS OR
10 MENTAL HEALTH DATA PURSUANT TO SECTION 24-72-204 (3)(a)(I).

11 (4) (a) The office and judicial department shall enter into a
12 memorandum of understanding to provide the office, ~~and court liaisons~~
13 INCLUDING THE OFFICE'S EMPLOYEES OR CONTRACTORS, electronic
14 read-only access to the name index and register of actions for those case
15 types necessary to carry out the office's ~~and court liaisons'~~ statutory
16 purpose and the duties of ~~their~~ THE OFFICE'S court appointment. The
17 memorandum of understanding must also delineate a filing process for
18 ~~court liaisons~~ THE OFFICE, INCLUDING THE OFFICE'S EMPLOYEES AND
19 CONTRACTORS, to submit reports to the court.

20 (5) The office shall pay the expenses of the bridges ~~program~~ OF
21 COLORADO commission, established in section 13-95-104.

22 **SECTION 5.** In Colorado Revised Statutes, 13-95-104, **amend**
23 (1), (2)(a)(VI), (2)(c), and (5)(b) as follows:

24 **13-95-104. Bridges of Colorado commission - creation -**
25 **membership - duties - repeal.** (1) There is created in the office the
26 bridges ~~program~~ OF COLORADO commission to support the office.

27 (2) (a) The commission is comprised of the following members:

1 (VI) The following members, appointed by the chief justice of the
2 Colorado supreme court:

3 (A) A representative from a disability rights organization that
4 provides services to the populations served by the ~~bridges program~~
5 OFFICE;

6 (B) A representative from a behavioral health, disability, or
7 criminal justice advocacy organization that advocates for the populations
8 served by the ~~bridges program~~ OFFICE;

9 (C) A representative from an organization that provides housing
10 or other resources to the populations served by the ~~bridges program~~
11 OFFICE; and

12 (D) Three Colorado residents, at least two of whom are
13 individuals with lived experience reflective of the populations served by
14 the ~~bridges program~~ OFFICE.

15 (2) (c) Members appointed by the chief justice ~~shall~~ MUST not be
16 employed or under contract with the office of the ~~statewide behavioral~~
17 ~~health court liaison~~ or the office within a state department responsible for
18 assisting civil and forensic mental health patients. To represent the
19 diversity of the communities served by the ~~bridges program~~ OFFICE, when
20 making designations or appointments to the commission, the designating
21 and appointing authorities shall consider a designee's or appointee's place
22 of residence or employment, gender and gender identity, sexual
23 orientation, ability, race, ethnic background, and lived experience.

24 (5) The commission shall:

25 (b) Work cooperatively with the director to provide guidance to
26 the office; provide fiscal oversight of the general operating budget of the
27 office; participate in funding decisions relating to the provision of

1 ~~program~~ services; and assist with the duties of the office concerning
2 ~~bridges program~~ OFFICE training and public outreach, as needed.

3 **SECTION 6.** In Colorado Revised Statutes, **amend** 13-95-105 as
4 follows:

5 **13-95-105. Bridges of Colorado - programs - administration.**

6 (1) ~~The statewide behavioral health court liaison program, known as the~~
7 ~~bridges program, is established in the office. Beginning July 1, 2023, The~~
8 office shall operate the bridges COURT LIAISON program AND THE BRIDGES
9 WRAPAROUND CARE PROGRAM in each judicial district in the state. The
10 office shall ~~distribute court liaison~~ PROVIDE PERSONNEL and program
11 resources equitably in each judicial district and shall ensure that the
12 program services in each judicial district are consistent with the policies,
13 procedures, and best practices ~~of the bridges program~~, as established by
14 the office and commission, and are aligned with statewide goals and
15 legislative intent.

16 (2) ~~The purpose of the bridges program is to identify and dedicate~~
17 ~~behavioral health professionals to serve as court liaisons in each state~~
18 ~~judicial district. The court liaisons~~ OFFICE shall facilitate communication
19 and collaboration between judicial and behavioral health systems. ~~The~~
20 ~~office shall hire~~ BY:

21 (a) HIRING, or ~~enter~~ ENTERING into contracts for, individuals to
22 serve as:

23 (I) BRIDGES court liaisons who provide BRIDGES COURT LIAISON
24 program services to courts and participants in judicial districts; AND

25 (II) BRIDGES WRAPAROUND CARE COORDINATORS WHO PROVIDE
26 WRAPAROUND CARE PROGRAM SERVICES TO COURTS AND PARTICIPANTS
27 IN JUDICIAL DISTRICTS PURSUANT TO ARTICLE 8.6 OF TITLE 16; AND

1 (b) PROVIDING CONSULTATION AND TRAINING TO CRIMINAL AND
2 JUVENILE JUSTICE PERSONNEL REGARDING BEHAVIORAL HEALTH AND
3 PROGRAM BEST PRACTICES.

4 (3) (a) ~~The bridges program must keep judges, district attorneys,~~
5 ~~county attorneys, and defense attorneys informed about available~~
6 ~~community-based behavioral health services, including services for~~
7 ~~defendants who have been ordered to undergo a competency evaluation~~
8 ~~or receive competency restoration services pursuant to article 8.5 of title~~
9 ~~16 and article 2.5 of title 19.~~

10 (b) ~~The bridges program must make efforts to connect participants~~
11 ~~to, and support engagement with, behavioral health services and services~~
12 ~~for social determinants of health and to promote positive outcomes for~~
13 ~~individuals living with behavioral health challenges.~~

14 (c) ~~The bridges program must make efforts to collaborate with~~
15 ~~service providers, including the office within a state department~~
16 ~~responsible for assisting civil and forensic mental health patients and~~
17 ~~jail-based behavioral health providers, to ensure continuity of care and~~
18 ~~service delivery in a manner that avoids duplication and bifurcation of~~
19 ~~services.~~

20 **SECTION 7.** In Colorado Revised Statutes, **amend** 13-95-106 as
21 follows:

22 **13-95-106. Bridges court liaisons - bridges wraparound care**
23 **coordinators - duties and responsibilities.** (1) A BRIDGES court liaison
24 hired or contracted pursuant to this article 95 has the following duties and
25 responsibilities:

26 (a) Conducting intake, screening, and assessment, with
27 participants, for behavioral health history and needs and social

1 determinants of health needs;

2 (b) Determining appropriate referral and treatment options, when
3 necessary, and making direct connections to, and supporting engagement
4 with, services for participants, including other criminal or juvenile justice
5 diversion programs for individuals with behavioral health challenges,
6 which may include alternatives to competency services, prosecution, and
7 custody or confinement; if a participant is convicted, alternatives to
8 sentences to confinement while promoting public safety; and other
9 diversion-oriented programs, including problem-solving courts,
10 competency dockets, treatment, sober or supportive housing, and peer
11 mentor programs;

12 (c) Using the competency information from the statewide court
13 data system, as updated pursuant to section 13-3-101 (17), to identify
14 individuals who have not been appointed a BRIDGES court liaison but for
15 whom an appointment to the bridges COURT LIAISON program may be
16 beneficial. If ~~a court liaison or the bridges program~~ identifies an
17 individual IS IDENTIFIED for whom services may be appropriate, the
18 BRIDGES court liaison may recommend to the judicial officer, defense
19 attorney, and district attorney working on the case that a BRIDGES court
20 liaison be appointed for the individual.

21 (d) Addressing system gaps and barriers and promoting positive
22 outcomes for participants in cases to which the BRIDGES COURT liaison is
23 assigned;

24 (e) Keeping judges; district attorneys or county attorneys, as
25 applicable; and defense attorneys informed about available
26 community-based behavioral health services for the participant in a case,
27 and, if applicable, case planning for possible release from custody for a

1 participant who has been ordered to undergo a competency evaluation or
2 receive competency restoration services pursuant to article 8.5 of title 16
3 and article 2.5 of title 19.

4 (f) Facilitating communication and collaboration between
5 behavioral health systems and criminal justice entities;

6 (g) Providing ~~consultation and training~~ INFORMATION to criminal
7 and juvenile justice personnel regarding behavioral health and community
8 treatment options and bridges COURT LIAISON program best practices; ~~and~~

9 (h) Coordinating with service providers, including the office
10 within a state department responsible for assisting civil and forensic
11 mental health patients and jail-based behavioral health providers, to
12 ensure continuity of care and service delivery in a manner that avoids
13 duplication and bifurcation of services; AND

14 (i) FOLLOWING THE POLICIES, PROCEDURES, BEST PRACTICES, AND
15 GUIDANCE OF THE BRIDGES COURT LIAISON PROGRAM, AS ESTABLISHED BY
16 THE OFFICE AND COMMISSION.

17 (2) A BRIDGES WRAPAROUND CARE COORDINATOR HIRED OR
18 CONTRACTED PURSUANT TO SECTION 13-95-105 (2) HAS THE DUTIES AND
19 RESPONSIBILITIES DESCRIBED IN SECTION 16-8.6-106.

20 (3) A BRIDGES COURT LIAISON HIRED OR CONTRACTED PURSUANT
21 TO THIS ARTICLE 95 AND A BRIDGES WRAPAROUND CARE COORDINATOR
22 HIRED OR CONTRACTED PURSUANT TO SECTION 13-95-105 (2) SHALL:

23 (a) KEEP JUDGES, DISTRICT ATTORNEYS, COUNTY ATTORNEYS, AND
24 DEFENSE ATTORNEYS INFORMED ABOUT AVAILABLE COMMUNITY-BASED
25 BEHAVIORAL HEALTH SERVICES, INCLUDING SERVICES FOR DEFENDANTS
26 WHO HAVE BEEN ORDERED TO UNDERGO A COMPETENCY EVALUATION OR
27 RECEIVE COMPETENCY RESTORATION SERVICES PURSUANT TO ARTICLE 8.5

1 OF TITLE 16 AND ARTICLE 2.5 OF TITLE 19;

2 (b) MAKE EFFORTS TO CONNECT PARTICIPANTS TO, AND SUPPORT
3 ENGAGEMENT WITH, BEHAVIORAL HEALTH SERVICES AND SERVICES FOR
4 SOCIAL DETERMINANTS OF HEALTH AND TO PROMOTE POSITIVE OUTCOMES
5 FOR INDIVIDUALS LIVING WITH BEHAVIORAL HEALTH CHALLENGES,
6 INCLUDING:

7 (I) MENTAL HEALTH TREATMENT AND CARE;

8 (II) TREATMENT AND CARE FOR MENTAL DISABILITIES;

9 (III) SUBSTANCE USE DISORDER INTERVENTION AND RECOVERY
10 SERVICES;

11 (IV) HOUSING, INCLUDING SUPPORTIVE HOUSING;

12 (V) TRANSPORTATION;

13 (VI) BASIC NEEDS ASSISTANCE;

14 (VII) EMPLOYMENT ASSISTANCE, IF APPLICABLE; AND

15 (VIII) HEALTH INSURANCE COVERAGE, INCLUDING MEDICARE OR
16 MEDICAID ELIGIBILITY AND ENROLLMENT; AND

17 (c) MAKE EFFORTS TO COLLABORATE WITH SERVICE PROVIDERS,
18 INCLUDING THE OFFICE WITHIN A STATE DEPARTMENT RESPONSIBLE FOR
19 ASSISTING CIVIL AND FORENSIC MENTAL HEALTH PATIENTS AND
20 JAIL-BASED BEHAVIORAL HEALTH PROVIDERS, TO ENSURE CONTINUITY OF
21 CARE AND SERVICE DELIVERY IN A MANNER THAT AVOIDS DUPLICATION
22 AND BIFURCATION OF SERVICES.

23 ~~(2)~~ (4) If a court appoints a BRIDGES court liaison OR A BRIDGES
24 WRAPAROUND CARE COORDINATOR for ~~a person~~ AN INDIVIDUAL, the
25 statewide court data system must include a record of the appointment and
26 actions related to the appointment on the ~~person's~~ INDIVIDUAL'S case
27 records.

1 ~~(3)~~ (5) A BRIDGES court liaison OR A BRIDGES WRAPAROUND CARE
2 COORDINATOR appointed in a case shall act as IS a resource for the court
3 and the parties to the case. A BRIDGES court liaison shall AND A BRIDGES
4 WRAPAROUND CARE COORDINATOR ARE not ~~be an~~ independent party
5 PARTIES in a case, ~~or~~ AND A BRIDGES COURT LIAISON SHALL NOT serve in
6 a role intended to monitor compliance with a court order by a party or
7 other ~~person~~ INDIVIDUAL associated with a case.

8 ~~(4)~~ (6) ~~A court liaison~~ THE OFFICE may continue to serve a
9 participant WITH A BRIDGES COURT LIAISON OR A BRIDGES WRAPAROUND
10 CARE COORDINATOR for up to ninety days after final disposition of the
11 case for which the BRIDGES COURT liaison OR BRIDGES WRAPAROUND
12 CARE COORDINATOR was appointed.

13 **SECTION 8.** In Colorado Revised Statutes, 13-95-107, **amend**
14 (2) as follows:

15 **13-95-107. Bridges of Colorado program participant services**
16 **funding.** (2) Requests for money must be submitted through the
17 appointed BRIDGES court liaison or other employee or designee of the
18 office.

19 **SECTION 9.** In Colorado Revised Statutes, 13-95-109, **amend**
20 (1) as follows:

21 **13-95-109. Reporting requirements.** (1) On or before
22 November 1 of each year, the office shall report to the joint budget
23 committee, or any successor committee, about the office's work and
24 administration of ~~the bridges program~~ COURT LIAISON PROGRAM AND
25 BRIDGES WRAPAROUND CARE PROGRAM during the prior year. The report
26 must include:

27 (a) The number and competency status of cases in the past year

1 when a BRIDGES court liaison was appointed and outcomes in those cases
2 related to the legislative intent and statewide goals of the ~~program~~ OFFICE,
3 as set forth in this article 95, including data related to alternatives to
4 competency services, alternatives to custody, and alternatives to criminal
5 justice system involvement; ~~and~~

6 (b) Information concerning the use of money from the bridges OF
7 COLORADO program participant service fund, including a summary of
8 how money from the fund is being used to alleviate system gaps and
9 barriers to services; AND

10 (c) THE NUMBER OF PARTICIPANTS AND STATUS OF CASES IN THE
11 PAST YEAR WHEN A BRIDGES WRAPAROUND CARE COORDINATOR WAS
12 APPOINTED AND THE OUTCOMES OF THE CASES RELATED TO THE
13 LEGISLATIVE INTENT AND STATEWIDE GOALS OF THE OFFICE, AS SET FORTH
14 IN ARTICLE 8.6 OF TITLE 16, INCLUDING DATA RELATED TO ALTERNATIVES
15 TO COMPETENCY SERVICES, ALTERNATIVES TO CUSTODY, AND
16 ALTERNATIVES TO CRIMINAL JUSTICE SYSTEM INVOLVEMENT.

17 **SECTION 10.** In Colorado Revised Statutes, 16-8.5-102, **add** (4)
18 as follows:

19 **16-8.5-102. Mental incompetency to proceed - how and when**
20 **raised.** (4) IF A DEFENDANT IS ELIGIBLE FOR REFERRAL TO THE BRIDGES
21 WRAPAROUND CARE PROGRAM PURSUANT ARTICLE 8.6 OF THIS TITLE 16,
22 THE COURT MAY ASK THE PARTIES WHETHER THE DEFENDANT SHOULD BE
23 REFERRED FOR PARTICIPATION IN THE PROGRAM. WITH THE AGREEMENT
24 OF THE PARTIES, THE COURT MAY DELAY MAKING DETERMINATIONS
25 REGARDING THE DEFENDANT'S COMPETENCY TO ALLOW A BRIDGES
26 WRAPAROUND CARE COORDINATOR TO CONDUCT AN INITIAL INTAKE OF
27 THE DEFENDANT PURSUANT TO SECTION 16-8.6-108 TO DETERMINE

1 WHETHER THE BRIDGES WRAPAROUND CARE PROGRAM IS APPROPRIATE
2 FOR THE DEFENDANT.

3 **SECTION 11.** In Colorado Revised Statutes, 16-8.5-111, **add** (4)
4 as follows:

5 **16-8.5-111. Procedure after determination of competency or**
6 **incompetency. (4)** IF A DEFENDANT IS FOUND INCOMPETENT TO PROCEED
7 AND THE DEFENDANT IS ELIGIBLE FOR REFERRAL TO THE BRIDGES
8 WRAPAROUND CARE PROGRAM PURSUANT TO ARTICLE 8.6 OF THIS TITLE
9 16, THE COURT MAY ASK THE PARTIES WHETHER THE DEFENDANT SHOULD
10 BE REFERRED FOR PARTICIPATION IN THE PROGRAM. WITH THE
11 AGREEMENT OF THE PARTIES, THE COURT MAY DELAY ORDERING
12 RESTORATION SERVICES FOR THE DEFENDANT TO ALLOW A BRIDGES
13 WRAPAROUND CARE COORDINATOR TO CONDUCT AN INITIAL INTAKE OF
14 THE DEFENDANT PURSUANT TO SECTION 16-8.6-108 TO DETERMINE
15 WHETHER THE BRIDGES WRAPAROUND CARE PROGRAM IS APPROPRIATE
16 FOR THE DEFENDANT, OR THE COURT MAY ORDER RESTORATION SERVICES
17 IN CONJUNCTION WITH APPOINTING A BRIDGES COURT LIAISON.

18 **SECTION 12.** In Colorado Revised Statutes, 16-8.5-111, **add**
19 **as repealed and reenacted by House Bill 24-1034 (1.5) and (1.6) as**
20 **follows:**

21 **16-8.5-111. Procedure after determination of competency or**
22 **incompetency. (1.5) Referral to wraparound care program.** IF THE
23 **FINAL DETERMINATION MADE PURSUANT TO SECTION 16-8.5-103 IS THAT**
24 **THE DEFENDANT IS INCOMPETENT TO PROCEED AND THE DEFENDANT IS**
25 **ELIGIBLE FOR REFERRAL TO THE BRIDGES WRAPAROUND CARE PROGRAM**
26 **PURSUANT TO ARTICLE 8.6 OF THIS TITLE 16, THE COURT MAY ASK THE**
27 **PARTIES WHETHER THE DEFENDANT SHOULD BE REFERRED FOR**

1 PARTICIPATION IN THE PROGRAM. WITH THE AGREEMENT OF THE PARTIES,
2 THE COURT MAY DELAY ORDERING RESTORATION SERVICES FOR THE
3 DEFENDANT TO ALLOW A BRIDGES WRAPAROUND CARE COORDINATOR TO
4 CONDUCT AN INITIAL INTAKE OF THE DEFENDANT PURSUANT TO SECTION
5 16-8.6-108 TO DETERMINE WHETHER THE BRIDGES WRAPAROUND CARE
6 PROGRAM IS APPROPRIATE FOR THE DEFENDANT, OR THE COURT MAY
7 ORDER RESTORATION SERVICES PURSUANT TO SUBSECTION (2) OF THIS
8 SECTION.

9 (1.6) **Mandatory dismissal.** (a) IF THE FINAL DETERMINATION
10 MADE PURSUANT TO SECTION 16-8.5-103 IS THAT THE DEFENDANT IS
11 INCOMPETENT TO PROCEED AND IF A DEFENDANT'S HIGHEST CHARGED
12 OFFENSE IS A CLASS 2 MISDEMEANOR, A PETTY OFFENSE, A DRUG
13 MISDEMEANOR, OR A TRAFFIC OFFENSE, THE COURT SHALL DISMISS THE
14 CHARGES AGAINST THE DEFENDANT UNLESS THE DISTRICT ATTORNEY
15 OBJECTS PRIOR TO THE ENTRY OF THE ORDER TO DISMISS AND MAKES A
16 PRIMA FACIE SHOWING THAT THE DEFENDANT IS A DANGER TO THE
17 DEFENDANT'S SELF OR OTHERS OR IS GRAVELY DISABLED AND THERE IS A
18 REASONABLE BELIEF THAT THE DEFENDANT WILL BE CERTIFIED FOR
19 TREATMENT AND RECEIVE THE NECESSARY SERVICES PURSUANT TO
20 ARTICLE 65 OF TITLE 27.

21 (b) IF THE DISTRICT ATTORNEY MAKES THE PRIMA FACIE SHOWING
22 PURSUANT TO SUBSECTION (1.6)(a) OF THIS SECTION, THE COURT SHALL
23 PROCEED PURSUANT TO SUBSECTION (3) OF THIS SECTION OR SECTION
24 16-8.5-116.5 (7) AND, UPON COMPLETION OF THE CERTIFICATION PROCESS,
25 THE COURT SHALL DISMISS THE CHARGES AGAINST THE DEFENDANT.

26 (c) IF THE COURT DOES NOT REFER THE DEFENDANT FOR
27 CERTIFICATION PURSUANT TO SUBSECTION (3) OF THIS SECTION OR

1 SECTION 16-8.5-116.5 (7), THE COURT MAY REFER THE DEFENDANT TO
2 VOLUNTARILY PARTICIPATE AND RECEIVE SERVICES IN THE COURT LIAISON
3 PROGRAM PURSUANT TO ARTICLE 95 OF TITLE 13.

4 SECTION 13. In Colorado Revised Statutes, 16-8.5-116, amend
5 (1), (7), and (14) as follows:

6 16-8.5-116. Certification - reviews - termination of
7 proceedings - rules. (1) (a) Subject to the time periods and legal
8 standards set forth in this section, whichever is shortest, a defendant
9 committed to the custody of the department or otherwise confined as a
10 result of a determination of incompetency to proceed must not remain
11 confined for a period in excess of the maximum term of confinement that
12 could be imposed for only the single most serious offense with which the
13 defendant is charged, less thirty percent for a misdemeanor offense and
14 less fifty percent for a felony offense. At the end of such time period, the
15 court shall dismiss the charges, and certification proceedings or provision
16 of services, if any, are governed by article 65 or 10.5 of title 27.

17 (b) (I) IF A DEFENDANT'S HIGHEST CHARGED OFFENSE IS A CLASS
18 2 MISDEMEANOR, A PETTY OFFENSE, A DRUG MISDEMEANOR, OR A TRAFFIC
19 OFFENSE, AND THE DEFENDANT IS FOUND INCOMPETENT TO PROCEED, THE
20 COURT SHALL DISMISS THE CHARGES AGAINST THE DEFENDANT UNLESS
21 THE DISTRICT ATTORNEY OBJECTS PRIOR TO THE ENTRY OF THE ORDER TO
22 DISMISS AND MAKES A PRIMA FACIE SHOWING THAT THE DEFENDANT IS A
23 DANGER TO THE DEFENDANT'S SELF OR OTHERS OR IS GRAVELY DISABLED
24 AND THERE IS A REASONABLE BELIEF THAT THE DEFENDANT WILL BE
25 CERTIFIED FOR TREATMENT AND RECEIVE THE NECESSARY SERVICES
26 PURSUANT TO ARTICLE 65 OF TITLE 27.

27 (II) IF THE DISTRICT ATTORNEY MAKES THE PRIMA FACIE SHOWING

1 PURSUANT TO SUBSECTION (1)(b)(I) OF THIS SECTION, THE COURT SHALL
2 PROCEED PURSUANT TO SUBSECTION (10) OF THIS SECTION AND, UPON
3 COMPLETION OF THE CERTIFICATION PROCESS, THE COURT SHALL DISMISS
4 THE CHARGES AGAINST THE DEFENDANT.

5 (III) IF THE COURT DOES NOT REFER THE DEFENDANT FOR
6 CERTIFICATION PURSUANT TO SUBSECTION (10) OF THIS SECTION, THE
7 COURT MAY REFER THE DEFENDANT TO VOLUNTARILY PARTICIPATE AND
8 RECEIVE SERVICES IN THE BRIDGES WRAPAROUND CARE PROGRAM
9 PURSUANT TO ARTICLE 8.6 OF TITLE 16.

10 (7) At any review hearing held concerning the defendant's
11 competency to proceed, the court shall dismiss the charges against the
12 defendant and release the defendant from confinement, subject to ~~the~~
13 ~~provisions of~~ subsection (10) of this section, if:

14 (a) The defendant:

15 (I) Is charged with a CLASS 1 misdemeanor; ~~a misdemeanor drug~~
16 ~~offense, a petty offense, or a traffic offense;~~

17 (II) Has been committed to the custody of the department or
18 otherwise confined ~~as a result of a determination of incompetency to~~
19 ~~proceed~~ FOR AN AGGREGATE TIME OF SIX MONTHS; AND

20 (III) Has received competency restoration services while
21 committed or otherwise confined for an aggregate time of six months; and

22 (b) The court determines, based on available evidence, that the
23 defendant remains incompetent to proceed.

24 (14) ~~On and after July 1, 2020,~~ The court ~~may, at any time of~~
25 SHALL, AT AN APPROPRIATE TIME IN the restoration process, order the
26 department OR THE APPOINTED BRIDGES COURT LIAISON, AS DEFINED IN
27 SECTION 13-95-102, to provide the court with an appropriate

1 INDIVIDUALIZED release plan DEVELOPED IN CONJUNCTION WITH ANY
2 NECESSARY COMMUNITY PROVIDERS OR RESOURCES for the reintegration
3 of the defendant into the community with appropriate services.

4 **SECTION 14.** In Colorado Revised Statutes, **add** 16-8.5-124 as
5 follows:

6 **16-8.5-124. Transparency requirements.** (1) THE DEPARTMENT
7 SHALL POST PUBLICLY ON THE OFFICE OF CIVIL AND FORENSIC MENTAL
8 HEALTH'S WEBSITE:

9 (a) ALL POLICIES AND PROCEDURES RELATED TO COMPETENCY
10 EVALUATIONS, RESTORATION SERVICES, MANAGEMENT OF THE
11 COMPETENCY WAIT LIST, AND ADMISSION POLICIES REGARDING INPATIENT
12 RESTORATION SERVICES, INCLUDING SERVICES FOR JAIL-BASED
13 RESTORATION AND PRIVATE HOSPITAL BEDS;

14 (b) THE NUMBER OF BEDS CURRENTLY AVAILABLE AND OCCUPIED
15 FOR JAIL-BASED RESTORATION SERVICES;

16 (c) THE NUMBER OF BEDS CURRENTLY AVAILABLE AND OCCUPIED
17 IN PRIVATE HOSPITALS FOR INPATIENT RESTORATION SERVICES;

18 (d) THE NUMBER OF BEDS CURRENTLY AVAILABLE IN EACH
19 STATE-RUN HOSPITAL AND OCCUPIED BY ADULT CIVIL PATIENTS, ADULT
20 RESTORATION PATIENTS, AND ADULT NOT GUILTY BY REASON OF INSANITY
21 COMMITMENTS;

22 (e) THE NUMBER OF BEDS CURRENTLY AVAILABLE IN EACH
23 STATE-RUN HOSPITAL AND OCCUPIED BY JUVENILE PATIENTS;

24 (f) THE NUMBER OF INDIVIDUALS ON THE COMPETENCY
25 RESTORATION WAIT LIST;

26 (g) THE LENGTH OF COMPETENCY WAIT LIST TIMES AND AN
27 EXPLANATION OF THE METHODOLOGY USED TO CALCULATE THE WAIT

1 TIMES; AND

2 (h) ANY PROJECTED DATES FOR THE OPENING OF NEW BEDS AND A
3 DESCRIPTION OF WHAT TYPE OF BEDS WILL BECOME AVAILABLE.

4 **SECTION 15.** In Colorado Revised Statutes, 24-4.1-302, **amend**
5 (2)(a.7) as follows:

6 **24-4.1-302. Definitions.** As used in this part 3, and for no other
7 purpose, including the expansion of the rights of any defendant:

8 (2) "Critical stages" means the following stages of the criminal
9 justice process:

10 (a.7) The decision to enter into a diversion agreement pursuant to
11 section 18-1.3-101, ~~C.R.S.~~ OR TO MAKE A REFERRAL TO THE BRIDGES
12 WRAPAROUND CARE PROGRAM PURSUANT TO SECTION 16-8.6-108;

13 **SECTION 16.** In Colorado Revised Statutes, 27-50-403, **add**
14 (1)(l) as follows:

15 **27-50-403. Behavioral health administrative services**
16 **organizations - contract requirements - individual access - care**
17 **coordination.** (1) The BHA shall develop a contract for designated
18 behavioral health administrative services organizations, which must
19 include, but is not limited to, the following:

20 (l) REQUIREMENTS FOR THE BEHAVIORAL HEALTH
21 ADMINISTRATIVE SERVICES ORGANIZATIONS TO COLLABORATE WITH
22 DIVERSION PROGRAMS, STATEWIDE CRIMINAL JUSTICE PROGRAMS, AND
23 THE BRIDGES WRAPAROUND CARE PROGRAM CREATED PURSUANT TO
24 ARTICLE 8.6 OF TITLE 16, WHEN THE PROGRAMS ARE AVAILABLE IN THE
25 BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATION'S
26 REGION.

27 **SECTION 17.** In Colorado Revised Statutes, 27-50-404, **amend**

1 (3) as follows:

2 **27-50-404. Care coordination - responsibilities of behavioral**
3 **health administrative services organizations - coordination with**
4 **managed care entities.** (3) A behavioral health administrative services
5 organization shall ensure care coordination services through its network
6 and include local partners, when appropriate, such as counties, school
7 districts, THE OFFICE OF BRIDGES OF COLORADO ESTABLISHED IN ARTICLE
8 95 OF TITLE 13, and local collaborative management programs.

9 **SECTION 18. Appropriation - adjustments to 2024 long bill.**

10 (1) To implement this act, the general fund appropriation made in the
11 annual general appropriation act for the 2024-25 state fiscal year to the
12 judicial department for use by probation and related services for probation
13 programs is decreased by \$18,876, and the related FTE is decreased by
14 0.3 FTE.

15 (2) For the 2024-25 state fiscal year, \$1,430,325 is appropriated
16 to the judicial department. This appropriation is from the general fund. To
17 implement this act, the department may use this appropriation as follows:

18 (a) \$223,006 for use by courts administration for general courts
19 administration, which amount is based on an assumption that the
20 department will require an additional 3.0 FTE;

21 (b) \$162,390 for use by courts administration for capital outlay;

22 (c) \$615,410 for use by trial courts for trial court programs, which
23 amount is based on an assumption that the courts will require an
24 additional 7.0 FTE;

25 (d) \$380,784 for use by the statewide behavioral health liaison for
26 personal services, which amount is based on an assumption that the
27 liaison will require an additional 3.5 FTE;

1 (e) \$6,225 for use by the statewide behavioral health liaison for
2 operating expenses; and

3 (f) \$42,510 for use by the statewide behavioral health liaison for
4 participant services.

5 (3) For the 2024-25 state fiscal year, \$23,098 is appropriated to
6 the department of human services for use by the office of behavioral
7 health. This appropriation is from the general fund and is based on an
8 assumption that the office will require an additional 0.3 FTE. To
9 implement this act, the office may use this appropriation for
10 administration.

11 **SECTION 19. Act subject to petition - effective date.**

12 (1) This act takes effect at 12:01 a.m. on the day following the expiration
13 of the ninety-day period after final adjournment of the general assembly;
14 except that, if a referendum petition is filed pursuant to section 1 (3) of
15 article V of the state constitution against this act or an item, section, or
16 part of this act within such period, then the act, item, section, or part will
17 not take effect unless approved by the people at the general election to be
18 held in November 2024 and, in such case, will take effect on the date of
19 the official declaration of the vote thereon by the governor.

20 (2) Section 11 of this act takes effect only if House Bill 24-1034
21 does not become law.

22 (3) Section 12 of this act takes effect only if House Bill 24-1034
23 becomes effective, in which case Section 12 takes effect on the effective
24 date of House Bill 24-1034 or on the applicable effective date of this
25 House Bill 24-1355, whichever is later.

26 (4) Section 16-8.5-116 (1)(b) as enacted in Section 13 of this act
27 takes effect only if House Bill 24-1034 does not become law.