

HOUSE COMMITTEE OF REFERENCE REPORT

<hr/>	<u>April 8, 2025</u>
Chair of Committee	Date

Committee on Health & Human Services.

After consideration on the merits, the Committee recommends the following:

HB25-1146 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, strike everything below the enacting clause and
- 2 substitute:
- 3 "SECTION 1. In Colorado Revised Statutes, **amend** 19-2.5-1405
- 4 as follows:
- 5 **19-2.5-1405. Working group - allocation of beds.** (1) The
- 6 executive director of the department of human services and the state court
- 7 administrator in the judicial department, or ~~a designee of such persons~~
- 8 THEIR DESIGNEES, in consultation with the division of criminal justice of
- 9 the department of public safety, the office of state planning and
- 10 budgeting, the Colorado district attorneys' council, and law enforcement
- 11 representatives, shall form a working group that has the following duties:
- 12 (a) To ~~annually~~ allocate ~~the~~ AND REALLOCATE, AS NECESSARY, A
- 13 number of juvenile detention beds to each catchment area in the state
- 14 created pursuant to section 19-2.5-1513, ~~based on~~ AS LIMITED BY the
- 15 number of juvenile beds established pursuant to section 19-2.5-1514.
- 16 ~~Once the allocation of juvenile detention beds is made to the catchment~~
- 17 ~~areas, the~~ THE working group ~~shall~~ MAY allocate OR REALLOCATE ANY
- 18 PORTION OF THE detention beds ~~within the~~ ALLOCATED TO catchment areas
- 19 to the judicial districts within ~~each~~ THOSE catchment ~~area~~ AREAS. Judicial
- 20 districts shall not exceed the number of beds allocated to them except for
- 21 circumstances provided for in subsection (1)(b) of this section.
- 22 (b) To develop a mechanism for judicial districts to
- 23 COLLABORATIVELY USE DETENTION BEDS ALLOCATED TO CATCHMENT
- 24 AREAS BUT UNALLOCATED TO JUDICIAL DISTRICTS AND A MECHANISM TO
- 25 loan detention beds to other judicial districts; ~~in cases of need~~ AND
- 26 (c) To develop emergency release guidelines that must be used by
- 27 each judicial district to prevent placement of a juvenile in a juvenile
- 28 detention facility in excess of the TOTAL number of JUVENILE DETENTION

1 beds ~~allocated to the judicial district; and~~ ESTABLISHED PURSUANT TO  
2 SECTION 19-2.5-1514.

3 (d) ~~To develop juvenile detention placement guidelines for each~~  
4 ~~judicial district to use in complying with the number of juvenile detention~~  
5 ~~beds allocated to the judicial district.~~

6 **SECTION 2.** In Colorado Revised Statutes, **amend** 19-2.5-1515  
7 as follows:

8 **19-2.5-1515. Judicial districts - plans for the cap.** Each judicial  
9 district shall annually develop a plan to manage ~~the limit on~~ the number  
10 of juvenile detention beds allocated OR REALLOCATED to the judicial  
11 district by the working group pursuant to section 19-2.5-1405 (1)(a). The  
12 judicial district shall consider the emergency release guidelines and  
13 placement guidelines developed pursuant to section 19-2.5-1405 in its  
14 annual plan to manage the limit. ~~The annual plan developed by the~~  
15 ~~judicial district must ensure the judicial district does not exceed the~~  
16 ~~number of juvenile detention beds allocated to it pursuant to section~~  
17 ~~19-2.5-1405 BEDS.~~

18 **SECTION 3.** In Colorado Revised Statutes, 19-2.5-1407.3,  
19 **amend** (4)(b) and (4)(c) as follows:

20 **19-2.5-1407.3. Appropriation to the department of human**  
21 **services - allocation to judicial districts - provider incentives -**  
22 **appropriation.** (4) (b) ~~Twenty-two temporary~~ THIRTY-NINE emergency  
23 detention beds are available statewide. ~~A temporary~~ AN emergency  
24 detention bed does not count toward the limit of juvenile detention beds  
25 available pursuant to section 19-2.5-1514. The department shall ~~annually~~  
26 allocate AND REALLOCATE, AS NECESSARY, the number of ~~temporary~~  
27 emergency detention beds to each catchment area in the state created  
28 pursuant to section 19-2.5-1513. ~~A temporary~~ AN AVAILABLE emergency  
29 detention bed WITHIN A JUDICIAL DISTRICT'S CATCHMENT AREA may be  
30 ~~made available to a judicial district pursuant to a court order issued~~  
31 ~~pursuant to, and subject to the restrictions set forth in, subsection (4)(c)~~  
32 ~~of this section~~ USED BY A JUDICIAL DISTRICT IN THE CATCHMENT AREA IF:

33 (I) THE JUDICIAL DISTRICT IS PRESENTED WITH A JUVENILE WHO  
34 MEETS THE CRITERIA FOR DETENTION PURSUANT TO SECTIONS 19-2.5-303  
35 AND 19-2.5-304;

36 (II) ALL AVAILABLE DETENTION BEDS ALLOCATED TO THE JUDICIAL  
37 DISTRICT BY THE WORKING GROUP PURSUANT TO SECTION 19-2.5-1405 ARE  
38 FULLY UTILIZED;

39 (III) NO NONEMERGENCY DETENTION BEDS WITHIN THE JUDICIAL  
40 DISTRICT'S CATCHMENT AREA AT THE INITIAL RECEIVING JUVENILE  
41 DETENTION FACILITY ARE AVAILABLE;

42 (IV) EACH DETENTION BED LOANED BY THE JUDICIAL DISTRICT TO  
43 ANOTHER JUDICIAL DISTRICT, AS DESCRIBED IN SECTION 19-2.5-1405

1 (1)(b), HAS BEEN REVERTED TO THE LOANING JUDICIAL DISTRICT, UNLESS  
2 DOING SO WOULD REQUIRE A JUVENILE TO BE TRANSPORTED TO ANOTHER  
3 FACILITY; AND

4 (V) SERVICES THAT WOULD MITIGATE THE SUBSTANTIAL RISK OF  
5 HARM TO OTHERS THAT ARE PRESENTED BY THE JUVENILE OR THE  
6 JUVENILE'S RISK OF FLIGHT FROM PROSECUTION ARE UNAVAILABLE FOR A  
7 JUVENILE CURRENTLY PLACED IN DETENTION IN THE JUDICIAL DISTRICT AS  
8 DEMONSTRATED IN THE REPORT PURSUANT TO SUBSECTION (4)(c)(IV) OF  
9 THIS SECTION.

10 ~~(c) (I) The district attorney of a judicial district or a county~~  
11 ~~department of human or social services may petition the court no later~~  
12 ~~than the next business day after the juvenile is detained to exceed the~~  
13 ~~number of juvenile detention beds allocated to a judicial district pursuant~~  
14 ~~to section 19-2.5-1405 for the period of time before the detention hearing~~  
15 ~~for the juvenile who would utilize the requested temporary emergency~~  
16 ~~detention bed, if:~~

17 ~~(A) When all statutorily available detention beds allocated to the~~  
18 ~~judicial district and any judicial district sharing the same facility are fully~~  
19 ~~utilized, the judicial district is presented with a juvenile who is charged~~  
20 ~~with committing a delinquent act who screens into detention based on the~~  
21 ~~current detention screening instrument;~~

22 ~~(B) Each bed loaned by the judicial district to another judicial~~  
23 ~~district, as described in section 19-2.5-1405 (1)(b), has been relinquished~~  
24 ~~to the loaning judicial district;~~

25 ~~(C) No detention beds are available within the judicial district's~~  
26 ~~catchment area; and~~

27 ~~(D) There are no available juvenile detention beds in any facility~~  
28 ~~within fifty miles of the initial receiving juvenile detention facility. This~~  
29 ~~subsection (4)(c)(I)(D) does not apply to a petition for a temporary~~  
30 ~~emergency detention bed if: The point of arrest of the juvenile was fifty~~  
31 ~~miles or more from the initial receiving juvenile detention facility; or if~~  
32 ~~the petition is for a juvenile to utilize a bed at the juvenile's initial~~  
33 ~~receiving facility when the juvenile is returned to the initial receiving~~  
34 ~~facility because the juvenile was utilizing a bed borrowed from another~~  
35 ~~judicial district and the borrowed bed is no longer available for use by the~~  
36 ~~juvenile.~~

37 ~~(II) Upon receipt of a petition to exceed the number of juvenile~~  
38 ~~detention beds allocated to a judicial district filed pursuant to this~~  
39 ~~subsection (4)(c), a court shall issue an order permitting a judicial district~~  
40 ~~to exceed the number of juvenile detention beds allocated to the~~  
41 ~~catchment area up to the number of temporary emergency detention beds~~  
42 ~~allocated to the catchment area by the department if the court specifically~~  
43 ~~finds that the following circumstances exist:~~

1           ~~(A) No detention beds are available in the catchment area;~~  
2           ~~(B) There is a legal basis for detaining each juvenile who is~~  
3 ~~detained in the judicial district, which may include for each juvenile~~  
4 ~~screened that the detention screening instrument does not support release~~  
5 ~~because the juvenile presents a substantial risk of serious harm to others~~  
6 ~~or is a flight risk from prosecution;~~  
7           ~~(C) Services are not available for any juvenile currently placed in~~  
8 ~~detention in the judicial district that would mitigate the substantial risk of~~  
9 ~~serious harm to others presented by the juvenile or the juvenile's risk of~~  
10 ~~flight from prosecution; and~~  
11           ~~(D) Other forms of community-based supervision for the~~  
12 ~~incoming juvenile are not sufficient to mitigate the substantial risk of~~  
13 ~~serious harm to others presented by the juvenile or the juvenile's risk of~~  
14 ~~flight from prosecution.~~  
15           (III) If a detention bed within the judicial district's allocation that  
16 is under the statewide detention bed cap becomes available, the juvenile  
17 utilizing a temporary AN emergency detention bed shall revert to the  
18 nonemergency detention bed and the requirements in this subsection (4)  
19 no longer apply. If a detention bed becomes available within the judicial  
20 district's ALLOCATION OR catchment area but at a different facility, the  
21 juvenile may, at the discretion of the judicial district, remain in the  
22 temporary emergency detention bed in lieu of transferring to the  
23 nonemergency detention bed in a different facility.  
24           (IV) ~~On the fifth business day following the issuance or renewal~~  
25 ~~of each court order issued pursuant to this subsection (4)(c), if the~~  
26 ~~circumstances described in subsection (4)(c)(I) of this section exist and~~  
27 ~~the juvenile remains detained in the temporary emergency detention bed,~~  
28 ~~the person who filed the initial petition pursuant to subsection (4)(c)(I) of~~  
29 ~~this section, or the person's designee, shall inform the court that the~~  
30 ~~circumstances still exist and the juvenile remains detained in the~~  
31 ~~temporary emergency detention bed. At the time of informing the court,~~  
32 ~~the person shall also provide the court with updated information about the~~  
33 ~~circumstances the court is required to find pursuant to subsection~~  
34 ~~(4)(c)(II) of this section. Upon notification from the person, the court~~  
35 ~~shall hold a hearing to determine whether to renew the order. The court~~  
36 ~~may renew its order for an additional five days if it makes the findings~~  
37 ~~required in subsection (4)(c)(II) of this section for issuance of a court~~  
38 ~~order.~~ BEGINNING AUGUST 15, 2025, THE DEPARTMENT SHALL REPORT ON  
39 A MONTHLY BASIS AN AGGREGATED REPORT OF THE STATUS OF ALL YOUTH  
40 WHO ARE IN DETENTION AND WHO ARE AWAITING SERVICES THAT WOULD  
41 MITIGATE THE SUBSTANTIAL RISK OF HARM TO OTHERS THAT ARE  
42 PRESENTED BY THE JUVENILE OR THE JUVENILE'S RISK OF FLIGHT FROM  
43 PROSECUTION AND THE NUMBER OF EMERGENCY BEDS USED BY EACH

1 JUDICIAL DISTRICT OR FACILITY.

2 **SECTION 4.** In Colorado Revised Statutes, **add** 19-2.5-1407.5  
3 as follows:

4 **19-2.5-1407.5. Juvenile placement survey and cost report -**  
5 **repeal.** (1) ON OR BEFORE JULY 1, 2027, THE DIVISION OF YOUTH  
6 SERVICES SHALL PUBLISH A REPORT CONCERNING AVAILABLE PLACEMENTS  
7 FOR JUVENILES WHO ARE AWAITING MITIGATING SERVICES IN THE STATE.  
8 THE REPORT MUST INCLUDE, AT A MINIMUM:

9 (a) THE NUMBER OF AVAILABLE PLACEMENTS FOR JUVENILES WHO  
10 ARE AWAITING MITIGATING SERVICES, REPORTED FOR THE STATE AS A  
11 WHOLE AND FOR EACH CATCHMENT AREA;

12 (b) THE NUMBER OF EACH TYPE OF AVAILABLE PLACEMENT FOR  
13 JUVENILES WHO ARE AWAITING MITIGATING SERVICES, REPORTED FOR THE  
14 STATE AS A WHOLE AND FOR EACH CATCHMENT AREA;

15 (c) FINDINGS CONCERNING CHALLENGES EXPERIENCED IN PLACING  
16 JUVENILES IN EACH TYPE OF PLACEMENT FOR JUVENILES WHO ARE  
17 AWAITING MITIGATING SERVICES, INCLUDING INFORMATION CONCERNING  
18 COSTS ASSOCIATED WITH EACH TYPE OF AVAILABLE PLACEMENT; AND

19 (d) FINDINGS AND RECOMMENDATIONS FOR LEGISLATION OR  
20 POLICY SOLUTIONS TO ALLEVIATE CHALLENGES IDENTIFIED PURSUANT TO  
21 COMPLETING THE REPORT.

22 (2) THE DIVISION OF YOUTH SERVICES SHALL WORK WITH  
23 PROVIDERS STATEWIDE TO IDENTIFY BARRIERS TO PLACING JUVENILES IN  
24 MITIGATING SERVICES AND MAKE RECOMMENDATIONS TO MITIGATE THE  
25 BARRIERS. DIRECTIVES INCLUDE EXAMINING, AT A MINIMUM:

26 (a) STAFFING REQUIRED TO COORDINATE POTENTIAL PLACEMENTS;  
27 AND

28 (b) IDENTIFYING PLACEMENT OPTIONS AND NEGOTIATION OF DAILY  
29 RATES.

30 (3) ON OR BEFORE JULY 1, 2027, THE DIVISION OF YOUTH SERVICES  
31 SHALL PROVIDE ITS REPORT TO THE HOUSE OF REPRESENTATIVES HEALTH  
32 AND HUMAN SERVICES COMMITTEE AND THE SENATE HEALTH AND HUMAN  
33 SERVICES COMMITTEE, OR THEIR SUCCESSOR COMMITTEES.

34 (4) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2028.

35 **SECTION 5.** In Colorado Revised Statutes, **add** 19-2.5-1408.5  
36 as follows:

37 **19-2.5-1408.5. Body-worn cameras - pilot program - report.**

38 (1) THE DIVISION OF YOUTH SERVICES SHALL ESTABLISH A PILOT  
39 PROGRAM IN ONE DETENTION FACILITY AND ONE COMMITMENT FACILITY  
40 REQUIRING EACH DIVISION OF YOUTH SERVICES STAFF MEMBER WHO IS  
41 RESPONSIBLE FOR DIRECT SUPERVISION OF YOUTH TO WEAR A BODY-WORN  
42 CAMERA WHILE IN THE FACILITY WHILE INTERACTING WITH YOUTH. AFTER  
43 THE PILOT PROGRAM IS ESTABLISHED, THE DIVISION OF YOUTH SERVICES

1 SHALL ESTABLISH POLICIES AND PROCEDURES CONCERNING BODY-WORN  
2 CAMERAS, WHICH ARE SUBJECT TO REVIEW BY THE DIVISION OF YOUTH  
3 SERVICES' POLICY REVIEW COMMITTEE. THE POLICIES AND PROCEDURES  
4 MUST ADDRESS, AT A MINIMUM:

- 5 (a) WHEN BODY-WORN CAMERAS MUST BE ACTIVATED;
- 6 (b) THE RETENTION OF BODY-WORN CAMERA FOOTAGE; AND
- 7 (c) ACCESS TO BODY-WORN CAMERA FOOTAGE, WHICH MUST  
8 ENSURE APPROPRIATE PROTECTIONS OF YOUTH PRIVACY, INCLUDING  
9 COMPLIANCE WITH LAWS AND REGULATIONS AND ADDRESSES ACCESS BY  
10 THE OFFICE OF THE CHILD PROTECTION OMBUDSMAN, YOUTH, AND YOUTH'S  
11 COUNSEL WHO HAVE ALLEGED ABUSE.

12 (2) IN JANUARY OF 2028, THE DEPARTMENT OF HUMAN SERVICES  
13 SHALL MAKE A RECOMMENDATION REGARDING WHETHER TO CONTINUE  
14 AND EXPAND OR ELIMINATE THE PILOT PROGRAM TO THE HOUSE OF  
15 REPRESENTATIVES HEALTH AND HUMAN SERVICES COMMITTEE AND THE  
16 SENATE HEALTH AND HUMAN SERVICES COMMITTEE, OR THEIR SUCCESSOR  
17 COMMITTEES, AS PART OF THE "SMART ACT" PRESENTATION REQUIRED  
18 PURSUANT TO PART 2 OF ARTICLE 7 OF TITLE 2.

19 **SECTION 6.** In Colorado Revised Statutes, 19-2.5-703.5, **amend**  
20 (1) introductory portion as follows:

21 **19-2.5-703.5. Waiver of privilege - exchange of information -**  
22 **admissibility of statements.** (1) When the court determines that a  
23 juvenile is incompetent to proceed, any claim of confidentiality or  
24 privilege by the juvenile or the juvenile's parent or legal guardian is  
25 deemed waived within the case to allow the court and parties to determine  
26 issues related to the juvenile's competency, restoration, and any  
27 management plan developed by the court pursuant to section 19-2.5-704  
28 (3). The district attorney, defense attorney, guardian ad litem, the  
29 department, any competency evaluators, any restoration treatment  
30 providers, BRIDGES COURT LIAISONS, and the court are granted access,  
31 without written consent of the juvenile or further order of the court, to:

32 **SECTION 7.** In Colorado Revised Statutes, 19-2.5-704, **amend**  
33 (2.5)(a) introductory portion, (2.5)(a)(I), (2.5)(a)(II), (3)(a), and (3)(b);  
34 and **add** (2.3), (3)(b.5), and (3)(d) as follows:

35 **19-2.5-704. Procedure after determination of competency or**  
36 **incompetency.** (2.3) IF THE COURT MAKES A FINAL DETERMINATION  
37 PURSUANT TO SECTION 19-2.5-703 THAT THE JUVENILE IS INCOMPETENT  
38 TO PROCEED AND THE JUVENILE'S HIGHEST CHARGED ACT CONSTITUTES A  
39 CLASS 2 MISDEMEANOR, A PETTY OFFENSE, A DRUG MISDEMEANOR, OR A  
40 TRAFFIC OFFENSE, THE COURT SHALL IMMEDIATELY DISMISS THE  
41 DELINQUENCY PETITION OR CHARGES, AS APPLICABLE, AGAINST THE  
42 JUVENILE.

43 (2.5) (a) If the court finds a juvenile is incompetent to proceed,

1 THE JUVENILE'S HIGHEST CHARGED ACT IS NOT INCLUDED IN THE CHARGES  
2 SPECIFIED IN SUBSECTION (2.3) OF THIS SECTION, and the juvenile has been  
3 incompetent to proceed for a period of time that exceeds the time limits  
4 set forth in this subsection (2.5), the court shall enter a finding that the  
5 juvenile is unrestorable to competency and shall determine whether a  
6 management plan for the juvenile is necessary pursuant to subsection  
7 (3)(a) of this section. The time limits are as follows:

8 (I) If the highest charged act constitutes a CLASS 1 misdemeanor  
9 ~~a misdemeanor drug offense, a petty offense, or a traffic offense;~~ OR A  
10 LEVEL 4 DRUG FELONY and the juvenile is not restored to competency after  
11 a period of six months, the court shall find the juvenile unrestorable to  
12 competency;

13 (II) If the highest charged act constitutes a class 4, 5, or 6 felony,  
14 or a level 3 ~~or 4~~ drug felony, and the juvenile is not restored to  
15 competency after a period of one year, the court shall find the juvenile  
16 unrestorable to competency;

17 (3) (a) If the court finally determines pursuant to section  
18 19-2.5-703 or 19-2.5-703.5 that the juvenile is incompetent to proceed  
19 and cannot be restored to competency in the reasonably foreseeable  
20 future, the court shall enter an order finding the juvenile unrestorable to  
21 competency and shall determine whether a CASE management plan for the  
22 juvenile is necessary, taking into account the public safety and the best  
23 interests of the juvenile. IF THE COURT DETERMINES A CASE MANAGEMENT  
24 PLAN IS UNNECESSARY, THE COURT MAY CONTINUE ANY TREATMENT OR  
25 PLAN ALREADY IN PLACE FOR THE JUVENILE. If the court determines a  
26 CASE management plan is necessary, the court ~~shall~~ MUST develop the  
27 CASE management plan after ordering that the juvenile be placed OR  
28 CONTINUE PLACEMENT in the least-restrictive environment, taking into  
29 account the public safety and best interests of the juvenile. ~~If the court~~  
30 ~~determines a management plan is unnecessary, the court may continue~~  
31 ~~any treatment or plan already in place for the juvenile.~~ IN ORDER TO  
32 DEVELOP AN APPROPRIATE CASE MANAGEMENT PLAN, THE COURT MAY  
33 ORDER ANY MEMBER OF THE JUVENILE'S PROFESSIONAL TEAM TO CONSULT  
34 WITH THE JUVENILE, THE JUVENILE'S PARENT OR LEGAL GUARDIAN, OR  
35 OTHER INDIVIDUALS, INCLUDING THE JUVENILE'S DEFENSE ATTORNEY,  
36 GUARDIAN AD LITEM, OR TREATMENT PROVIDER, TO DEVELOP A PROPOSED  
37 MANAGEMENT PLAN TO PRESENT TO THE COURT FOR CONSIDERATION. THE  
38 COURT SHALL NOTIFY ANY INDIVIDUAL, ORGANIZATION, OR AGENCY THAT  
39 IS IDENTIFIED AS RESPONSIBLE FOR THE JUVENILE OR RESPONSIBLE FOR  
40 IMPLEMENTATION OF THE MANAGEMENT PLAN. The management plan  
41 must, at a minimum, address treatment for the juvenile, identify the party  
42 or parties responsible for the juvenile, and specify appropriate behavior  
43 management tools if ~~they~~ THE TOOLS are not otherwise part of the

1 juvenile's treatment.

2 (b) The management plan may include:

3 (I) Placement options included in article 10.5 or 65 of title 27;

4 (II) A treatment plan developed by a licensed mental health

5 professional;

6 (III) An informed supervision model, UPON THE COURT FINDING

7 ON THE RECORD SUPPORTED BY INFORMATION THAT THE UNDERLYING

8 CHARGE IS RATIONALLY RELATED TO THE NEED FOR THE USE OF AN

9 INFORMED SUPERVISION MODEL;

10 (IV) Institution of a guardianship petition; or

11 (V) Any other remedy ~~deemed appropriate by~~ the court DEEMS

12 RATIONALLY RELATED TO MITIGATING COMMUNITY SAFETY CONCERNS.

13 (b.5) NOTWITHSTANDING SUBSECTION (3)(b) OF THIS SECTION, THE

14 MANAGEMENT PLAN MUST NOT INCLUDE:

15 (I) DETENTION OF THE JUVENILE OR COMMITMENT OF THE

16 JUVENILE TO THE DIVISION OF YOUTH SERVICES, A COUNTY JAIL,

17 COMMUNITY CORRECTIONS, OR THE COLORADO MENTAL HEALTH

18 INSTITUTE AT PUEBLO; OR

19 (II) WORK RELEASE.

20 (d) ANY ENTITY RESPONSIBLE FOR CONNECTING THE JUVENILE TO

21 SERVICES, SERVICE COORDINATION, OR CASE MANAGEMENT MAY REPORT

22 TO THE COURT ON THE JUVENILE'S OR THE JUVENILE'S PARENT'S OR LEGAL

23 GUARDIAN'S ENGAGEMENT IN THE SERVICES ORDERED IN THE

24 MANAGEMENT PLAN. IF THE JUVENILE OR THE JUVENILE'S PARENT OR

25 LEGAL GUARDIAN DOES NOT ENGAGE IN THE SERVICES ORDERED IN THE

26 MANAGEMENT PLAN, THE COURT MAY ALTER THE MANAGEMENT PLAN OR

27 TAKE OTHER ACTION AS NECESSARY AND PERMITTED BY LAW, INCLUDING,

28 BUT NOT LIMITED TO, REFERRAL TO A LOCAL COLLABORATIVE

29 MANAGEMENT PROGRAM, TO THE EXTENT THAT A LOCAL COLLABORATIVE

30 MANAGEMENT PROGRAM EXISTS AND PROVIDES CASE MANAGEMENT

31 SERVICES; ORDERING A DEPARTMENT OF HUMAN SERVICES INVESTIGATION

32 PURSUANT TO SECTION 19-3-501 (1); OR FILING A DEPENDENCY AND

33 NEGLECT PETITION PURSUANT TO SECTION 19-3-501 (2)(b) IF THERE IS

34 CURRENT INFORMATION THAT THE JUVENILE HAS SUFFERED ABUSE AS

35 DEFINED IN SECTION 19-1-103 AND THE BEST INTERESTS OF THE JUVENILE

36 REQUIRE THAT THE JUVENILE IS PROTECTED FROM RISK OF FURTHER

37 ABUSE.

38 **SECTION 8.** In Colorado Revised Statutes, **add** part 28 to article

39 33.5 of title 24 as follows:

40 **PART 28**

41 **DEFLECTION AND COMMUNITY INVESTMENT**

42 **GRANT PROGRAM**

43 **24-33.5-2801. Short title.** THE SHORT TITLE OF THIS PART 28 IS



1 THE "DEFLECTION AND COMMUNITY INVESTMENT GRANT PROGRAM  
2 ACT".

3 **24-33.5-2802. Definitions.** AS USED IN THIS PART 28, UNLESS THE  
4 CONTEXT OTHERWISE REQUIRES:

5 (1) "AREA OF HIGH NEED" MEANS:

6 (a) A CITY OR ZIP CODE WITH RATES OF YOUTH ARREST OR  
7 CITATION THAT ARE HIGHER THAN THE SURROUNDING COUNTY AVERAGE,  
8 BASED ON AVAILABLE DATA; OR

9 (b) A CITY OR ZIP CODE IN A RURAL OR URBAN COMMUNITY WHERE  
10 THERE IS A DISPARITY BETWEEN THE RACIAL OR ETHNIC COMPOSITION OF  
11 THE ARRESTED OR CITED YOUTH POPULATION AND THE RACIAL OR ETHNIC  
12 COMPOSITION OF THE SURROUNDING COUNTY POPULATION.

13 (2) "DEFLECTION" MEANS AN EXTRAJUDICIAL RESPONSE TO A  
14 YOUTH'S CONDUCT THAT IS DESIGNED TO PREVENT THE YOUTH'S FORMAL  
15 INVOLVEMENT OR FURTHER INVOLVEMENT IN THE JUSTICE SYSTEM.

16 (3) "DEFLECTION PROGRAM" MEANS A PROGRAM THAT PROMOTES  
17 POSITIVE YOUTH DEVELOPMENT BY RELYING ON DEFLECTION AND AIMS TO  
18 DIVERT YOUTH FROM JUSTICE SYSTEM INVOLVEMENT AT THE EARLIEST  
19 POSSIBLE POINT.

20 (4) "ELIGIBLE APPLICANT" MEANS AN ELIGIBLE TRIBAL  
21 GOVERNMENT, TRIBAL ORGANIZATION, OR NONPROFIT COMMUNITY-BASED  
22 ORGANIZATION THAT MEETS THE REQUIREMENTS OF SECTION  
23 24-33.5-2805.

24 (5) "GRANT PROGRAM" MEANS THE DEFLECTION AND COMMUNITY  
25 INVESTMENT GRANT PROGRAM CREATED IN SECTION 24-33.5-2803.

26 (6) "GRANT RECIPIENT" MEANS AN ELIGIBLE APPLICANT THAT THE  
27 OFFICE SELECTS TO RECEIVE MONEY THROUGH THE GRANT PROGRAM.

28 (7) "MIXED-DELIVERY SYSTEM" MEANS A SYSTEM OF ADOLESCENT  
29 DEVELOPMENT AND EDUCATION SUPPORT SERVICES DELIVERED THROUGH  
30 A COMBINATION OF PROGRAMS, PROVIDERS, AND SETTINGS THAT INCLUDE  
31 PARTNERSHIPS BETWEEN COMMUNITY-BASED NONPROFIT ORGANIZATIONS  
32 AND PUBLIC AGENCIES AND THAT IS SUPPORTED WITH A COMBINATION OF  
33 PUBLIC AND PRIVATE FUNDS.

34 (8) "NONPROFIT ORGANIZATION" MEANS A TAX-EXEMPT  
35 CHARITABLE OR SOCIAL WELFARE ORGANIZATION OPERATING PURSUANT  
36 TO 26 U.S.C. SEC. 501(c)(3) OR 501(c)(4) OF THE FEDERAL "INTERNAL  
37 REVENUE CODE OF 1986".

38 (9) "OFFICE" MEANS THE OFFICE WITHIN THE DIVISION OF CRIMINAL  
39 JUSTICE THAT FOCUSES ON ADULT AND JUVENILE JUSTICE ASSISTANCE.

40 (10) "REFERRING AGENCY" MEANS AN ORGANIZATION, AGENCY,  
41 OR DEPARTMENT THAT REFERS YOUTH TO DEFLECTION PROGRAMS,  
42 INCLUDING, BUT NOT LIMITED TO, AN EDUCATION, LAW ENFORCEMENT,  
43 BEHAVIORAL HEALTH, OR PUBLIC HEALTH ENTITY.

1 (11) "TRAUMA-INFORMED" MEANS AN APPROACH THAT INVOLVES  
2 AN UNDERSTANDING OF ADVERSE CHILDHOOD EXPERIENCES AND THAT  
3 RESPONDS TO SYMPTOMS OF CHRONIC INTERPERSONAL TRAUMA AND  
4 TRAUMATIC STRESS ACROSS THE LIFESPAN OF AN INDIVIDUAL.

5 (12) "YOUTH" MEANS A CHILD, AS DEFINED IN SECTION 19-2.5-102,  
6 WHO IS SUBJECT TO:

7 (a) A JUVENILE COURT'S JURISDICTION PURSUANT TO SECTION  
8 19-2.5-103;

9 (b) A COUNTY COURT'S CONCURRENT JURISDICTION PURSUANT TO  
10 SECTION 19-2.5-103;

11 (c) A COUNTY COURT'S JURISDICTION FOR A TRAFFIC OFFENSE; OR  
12 (d) A MUNICIPAL COURT'S JURISDICTION.

13 **24-33.5-2803. Deflection and community investment grant**  
14 **program - created - policies.** (1) THE DEFLECTION AND COMMUNITY  
15 INVESTMENT GRANT PROGRAM IS CREATED IN THE OFFICE WITHIN THE  
16 DIVISION OF CRIMINAL JUSTICE. THE PURPOSE OF THE THREE-YEAR  
17 COMPETITIVE GRANT PROGRAM IS TO PROVIDE GRANTS TO ELIGIBLE  
18 APPLICANTS TO IMPLEMENT A MIXED-DELIVERY SYSTEM OF  
19 TRAUMA-INFORMED HEALTH AND DEVELOPMENT DEFLECTION PROGRAMS  
20 FOR YOUTH, INCLUDING NATIVE AMERICAN YOUTH.

21 (2) THE OFFICE SHALL ADMINISTER THE GRANT PROGRAM AND,  
22 SUBJECT TO AVAILABLE APPROPRIATIONS, SHALL AWARD GRANTS AS  
23 PROVIDED IN THIS PART 28.

24 (3) SUBJECT TO PUBLIC COMMENT FROM DIRECTLY IMPACTED  
25 STAKEHOLDERS, THE DEPARTMENT MAY ADOPT POLICIES FOR THE  
26 ADMINISTRATION OF THE GRANT PROGRAM.

27 **24-33.5-2804. Office duties.** (1) THE OFFICE HAS THE FOLLOWING  
28 DUTIES:

29 (a) DEVELOP A COMPETITIVE APPLICATION PROCESS, INCLUDING  
30 DEADLINES, FOR AN ELIGIBLE APPLICANT TO APPLY FOR A GRANT  
31 CONSISTENT WITH THE REQUIREMENTS OF SECTION 24-33.5-2805. INITIAL  
32 GRANT AWARDS MUST BE DISTRIBUTED NO LATER THAN JUNE 30, 2026.

33 (b) CONTRACT WITH A TECHNICAL ASSISTANCE PROVIDER  
34 PURSUANT TO SECTION 24-33.5-2806 AND A RESEARCH AND EVALUATION  
35 PARTNER PURSUANT TO SECTION 24-33.5-2807; AND

36 (c) SUPPORT GRANTEE DATA COLLECTION AND ANALYSIS AND  
37 REQUIRE GRANTEES TO DEMONSTRATE OUTCOMES OF THE DEFLECTION  
38 PROGRAMS THAT RECEIVED A GRANT AWARD.

39 **24-33.5-2805. Application - eligibility - awards.** (1) TO RECEIVE  
40 A GRANT, AN APPLICANT MUST SUBMIT AN APPLICATION TO THE OFFICE IN  
41 ACCORDANCE WITH ANY POLICIES ADOPTED BY THE EXECUTIVE DIRECTOR  
42 OF THE DEPARTMENT. AT A MINIMUM, THE APPLICATION MUST INCLUDE  
43 THE FOLLOWING INFORMATION:

1 (a) THE TYPES OF DEFLECTION SERVICES THAT WILL BE PROVIDED;  
2 (b) VERIFICATION THAT THE APPLICANT IS SERVING AN AREA OF  
3 HIGH NEED; AND  
4 (c) AN OFFICIAL LETTER FROM AT LEAST ONE REFERRING AGENCY  
5 DEMONSTRATING THE AGENCY'S INTENT TO REFER YOUTH TO THE  
6 DEFLECTION PROGRAM TO PROVIDE THE YOUTH WITH TRAUMA-INFORMED  
7 HEALTH AND DEVELOPMENT SERVICES IN LIEU OF WARNING, CITATION, OR  
8 ARREST. FOR REGIONAL APPLICATIONS DESCRIBED IN SUBSECTION (2)(c)  
9 OF THIS SECTION, LETTERS OF INTENT ARE REQUIRED FOR EACH  
10 JURISDICTION PROPOSED IN THE APPLICATION.

11 (2) (a) TO BE ELIGIBLE TO RECEIVE A GRANT, AN APPLICANT MUST  
12 BE:  
13 (I) A NONPROFIT ORGANIZATION;  
14 (II) A FEDERALLY RECOGNIZED INDIAN TRIBE, AS DEFINED IN 25  
15 U.S.C. SEC. 1603 (14);  
16 (III) A TRIBAL ORGANIZATION, AS DEFINED IN 25 U.S.C. SEC. 1603  
17 (26);  
18 (IV) AN URBAN INDIAN ORGANIZATION, AS DEFINED IN 25 U.S.C.  
19 SEC. 1603 (29); OR  
20 (V) A PRIVATE ENTITY WHOSE BOARD OF DIRECTORS IS MAJORITY  
21 CONTROLLED BY NATIVE AMERICANS AND THAT IS FISCALLY SPONSORED  
22 BY A NONPROFIT ORGANIZATION.

23 (b) TO BE ELIGIBLE TO RECEIVE A GRANT, AN APPLICANT MUST BE  
24 A NONGOVERNMENTAL ENTITY, WITH THE EXCEPTION OF A TRIBAL  
25 GOVERNMENT APPLICANT, AND MUST NOT BE A LAW ENFORCEMENT OR  
26 PROBATION ENTITY.

27 (c) APPLICANTS FROM TWO OR MORE LOCAL JURISDICTIONS MAY  
28 JOINTLY APPLY FOR A GRANT AWARD TO DELIVER DEFLECTION PROGRAM  
29 SERVICES ON A REGIONAL BASIS AND MAY RECEIVE A JOINT GRANT AWARD  
30 THAT IS THE AGGREGATE OF THE AMOUNT EACH INDIVIDUAL ELIGIBLE  
31 APPLICANT WOULD HAVE RECEIVED HAD EACH INDIVIDUAL ELIGIBLE  
32 APPLICANT APPLIED INDEPENDENTLY.

33 (3) THE OFFICE SHALL REVIEW THE APPLICATIONS RECEIVED  
34 PURSUANT TO THIS SECTION. IN AWARDING GRANTS, THE OFFICE SHALL  
35 GIVE PRIORITY TO ELIGIBLE APPLICANTS IN COMMUNITIES, INCLUDING  
36 RURAL COMMUNITIES, THAT:

37 (a) DEFLECT YOUTH AT THE EARLIEST POSSIBLE POINT OF JUSTICE  
38 SYSTEM INVOLVEMENT;  
39 (b) SERVE OTHERWISE UNDER-RESOURCED COMMUNITIES;  
40 (c) EMPLOY INDIVIDUALS WHO HAVE LIVED EXPERIENCE AS A  
41 YOUTH IN THE JUSTICE SYSTEM; OR  
42 (d) DEMONSTRATE EXPERIENCE EFFECTIVELY SERVING YOUTH  
43 POPULATIONS WHO ARE JUSTICE-SYSTEM-INVOLVED OR AT RISK OF SYSTEM

1 INVOLVEMENT.

2 (4) (a) SUBJECT TO AVAILABLE APPROPRIATIONS, ON OR BEFORE  
3 JUNE 30 EACH YEAR OF THE GRANT PROGRAM, THE OFFICE SHALL  
4 DISTRIBUTE GRANTS AS PROVIDED IN THIS SECTION. THE OFFICE SHALL  
5 AWARD AT LEAST TWO HUNDRED THOUSAND DOLLARS BUT NOT MORE  
6 THAN ONE MILLION DOLLARS TO AN INDIVIDUAL GRANTEE OVER THE  
7 COURSE OF THE THREE-YEAR GRANT PROGRAM.

8 (b) (I) SUBJECT TO AVAILABLE APPROPRIATIONS, THE OFFICE  
9 SHALL DISTRIBUTE GRANT AWARDS IN THREE EQUAL ANNUAL  
10 INSTALLMENTS, AS FOLLOWS:

11 (A) THE FIRST INSTALLMENT MUST BE DISTRIBUTED ON THE FIRST  
12 DAY OF THE GRANT CONTRACT;

13 (B) THE SECOND INSTALLMENT MUST BE DISTRIBUTED NO LATER  
14 THAN THE FIRST DAY OF THE SECOND YEAR OF THE GRANT CONTRACT; AND

15 (C) THE THIRD INSTALLMENT MUST BE DISTRIBUTED NO LATER  
16 THAN THE FIRST DAY OF THE THIRD YEAR OF THE GRANT CONTRACT.

17 (II) DISTRIBUTION OF THE SECOND AND THIRD INSTALLMENTS IS  
18 CONTINGENT ON THE GRANTEE FULFILLING THE GRANT OBLIGATIONS AND  
19 REPORTING REQUIREMENTS PURSUANT TO SECTION 24-33.5-2807.

20 (5) (a) A GRANTEE SHALL USE A GRANT AWARD TO DELIVER  
21 DEFLECTION PROGRAM SERVICES IN AREAS OF HIGH NEED. A GRANTEE  
22 SHALL PROVIDE DEFLECTION SERVICES THAT ARE EVIDENCE-BASED,  
23 RESEARCH-SUPPORTED, OR GROUNDED IN PRACTICE-BASED EVIDENCE;  
24 TRAUMA-INFORMED; CULTURALLY RELEVANT; GENDER-RESPONSIVE; AND  
25 DEVELOPMENTALLY APPROPRIATE.

26 (b) A GRANTEE SHALL DELIVER ONE OR MORE OF THE FOLLOWING  
27 DEFLECTION PROGRAM SERVICES:

28 (I) EDUCATIONAL SERVICES, INCLUDING REMEDIAL AND COLLEGE  
29 PREPARATORY ACADEMIC SERVICES;

30 (II) CAREER DEVELOPMENT SERVICES, INCLUDING EMPLOYMENT  
31 PREPARATION, VOCATIONAL TRAINING, INTERNSHIPS, AND  
32 APPRENTICESHIPS;

33 (III) RESTORATIVE JUSTICE SERVICES, INCLUDING CULTURALLY  
34 ROOTED PROGRAMMING;

35 (IV) MENTORING SERVICES, INCLUDING SERVICES THAT RELY ON  
36 CREDIBLE MESSENGERS WHOSE LIVED EXPERIENCE IS SIMILAR TO THE  
37 EXPERIENCE OF THE YOUTH BEING SERVED;

38 (V) MENTAL HEALTH SERVICES, INCLUDING CULTURALLY ROOTED  
39 HEALING PRACTICES;

40 (VI) BEHAVIORAL HEALTH SERVICES, INCLUDING SUBSTANCE USE  
41 EDUCATION AND TREATMENT;

42 (VII) HOUSING SERVICES, INCLUDING PERMANENT, SHORT-TERM,  
43 AND EMERGENCY HOUSING SERVICES;

1 (VIII) PERSONAL DEVELOPMENT AND LEADERSHIP TRAINING  
2 SERVICES; OR

3 (IX) PROSOCIAL ACTIVITIES, INCLUDING CULTURAL ENRICHMENT  
4 PROGRAMS AND SERVICES.

5 **24-33.5-2806. Technical assistance provider.** (1) THE OFFICE  
6 SHALL CONTRACT WITH A TECHNICAL ASSISTANCE PROVIDER TO SUPPORT  
7 IMPLEMENTATION OF THE GRANT PROGRAM AND TO BUILD GRANTEE  
8 CAPACITY TO DELIVER DEFLECTION PROGRAM SERVICES. PRIOR TO  
9 DEVELOPING AND DISSEMINATING GRANT PROGRAM APPLICATION  
10 MATERIALS, THE OFFICE SHALL SOLICIT AND RECEIVE INPUT FROM THE  
11 CONTRACTED TECHNICAL ASSISTANCE PROVIDER IN DEVELOPING THE  
12 GRANT PROGRAM APPLICATION MATERIALS. IN SELECTING A TECHNICAL  
13 ASSISTANCE PROVIDER, THE OFFICE SHALL PRIORITIZE ORGANIZATIONS  
14 THAT EMPLOY PEOPLE WHO HAVE LIVED EXPERIENCE AS A YOUTH IN THE  
15 JUSTICE SYSTEM.

16 (2) THE TECHNICAL ASSISTANCE PROVIDER SHALL DEMONSTRATE  
17 EXPERIENCE IN ALL THE FOLLOWING AREAS:

18 (a) DEVELOPMENTAL RESEARCH AND IDENTIFYING BEST PRACTICES  
19 FOR SERVING YOUTH INVOLVED IN, AND YOUTH AT RISK OF INVOLVEMENT  
20 IN, THE JUSTICE SYSTEM, INCLUDING CHILDREN WHO HAVE EXPERIENCED  
21 COMMERCIAL SEXUAL EXPLOITATION AND YOUTH IN THE DEPENDENCY  
22 SYSTEM;

23 (b) RESEARCH ON SYSTEMS THAT REFER YOUTH TO THE JUSTICE  
24 SYSTEM, INCLUDING THE EDUCATION, IMMIGRATION, AND CHILD WELFARE  
25 SYSTEMS, AND RESEARCH ON BEST PRACTICES FOR REFERRALS;

26 (c) PRESENTING AND DISSEMINATING BEST PRACTICES ON  
27 ALTERNATIVES TO INCARCERATION AND JUSTICE SYSTEM INVOLVEMENT;

28 (d) WORKING WITH AND SUPPORTING COMMUNITY-BASED  
29 ORGANIZATIONS SERVING YOUTH INVOLVED IN, AND YOUTH AT RISK OF  
30 INVOLVEMENT IN, THE JUSTICE SYSTEM IN COLORADO;

31 (e) COLLABORATING WITH JUSTICE SYSTEM STAKEHOLDERS;

32 (f) WORKING WITH AND SUPPORTING NATIVE AMERICAN  
33 ORGANIZATIONS AND COMMUNITIES; AND

34 (g) WORKING WITH JUSTICE-SYSTEM-INVOLVED YOUTH AND  
35 COMMUNITIES AND ELEVATING YOUTH LEADERSHIP.

36 (3) THE TECHNICAL ASSISTANCE PROVIDER SHALL:

37 (a) PROVIDE INPUT TO THE OFFICE REGARDING THE DEVELOPMENT  
38 OF THE GRANT PROGRAM'S GRANT APPLICATION MATERIALS;

39 (b) SUPPORT GRANTEES IN ESTABLISHING AND MAINTAINING  
40 RELATIONSHIPS WITH JUSTICE SYSTEM AND COMMUNITY STAKEHOLDERS,  
41 INCLUDING PUBLIC AGENCIES, TRIBAL GOVERNMENTS AND COMMUNITIES,  
42 NONPROFIT ORGANIZATIONS, AND YOUTH AND FAMILIES MOST IMPACTED  
43 BY THE JUSTICE SYSTEM;

- 1 (c) PROVIDE GRANTEEES WITH TRAINING AND SUPPORT IN  
2 IMPLEMENTING BEST PRACTICES AND TRAUMA-INFORMED, CULTURALLY  
3 RELEVANT, GENDER-RESPONSIVE, AND DEVELOPMENTALLY APPROPRIATE  
4 APPROACHES TO SERVING YOUTH;
- 5 (d) CREATE PEER LEARNING OPPORTUNITIES FOR GRANTEEES TO  
6 LEARN FROM AND ALONGSIDE ONE ANOTHER;
- 7 (e) IN COLLABORATION WITH THE RESEARCH AND EVALUATION  
8 PARTNER SELECTED PURSUANT TO SECTION 24-33.5-2807, PROVIDE  
9 GRANTEEES WITH ADMINISTRATIVE AND TECHNICAL SUPPORT TO SUPPORT  
10 COMPLIANCE WITH APPLICABLE DATA REPORTING AND PROGRAM  
11 EVALUATION REQUIREMENTS, AND WITH APPLICABLE LAWS, INCLUDING  
12 LAWS AROUND CONFIDENTIALITY AND DEFLECTION ELIGIBILITY; AND
- 13 (f) PROVIDE THE RESEARCH AND EVALUATION PARTNER SELECTED  
14 PURSUANT TO SECTION 24-33.5-2807 WITH INPUT REGARDING THE  
15 DEVELOPMENT OF DEFLECTION PROGRAM EVALUATION PROCESSES AND  
16 METRICS.
- 17 **24-33.5-2807. Evaluation - reporting requirements.** (1) THE  
18 OFFICE SHALL CONTRACT WITH A RESEARCH AND EVALUATION PARTNER  
19 TO CONDUCT A STATEWIDE EVALUATION OF THE GRANT PROGRAM AND  
20 ASSOCIATED YOUTH OUTCOMES OVER THE THREE-YEAR GRANT PERIOD.  
21 THE OFFICE SHALL SOLICIT AND RECEIVE INPUT FROM THE CONTRACTED  
22 RESEARCH AND EVALUATION PARTNER IN DEVELOPING THE GRANT  
23 PROGRAM APPLICATION MATERIALS. THE RESEARCH AND EVALUATION  
24 PARTNER MUST HAVE A DEMONSTRATED COMMITMENT TO WORKING WITH  
25 COMMUNITIES IMPACTED BY THE JUSTICE SYSTEM.
- 26 (2) THE RESEARCH AND EVALUATION PARTNER SHALL:
- 27 (a) DEVELOP A COMMON ASSESSMENT INSTRUMENT FOR USE BY  
28 GRANTEEES TO ASSESS THE OUTCOMES AND IMPACT OF SERVICES PROVIDED  
29 TO YOUTH;
- 30 (b) DESIGN A CENTRAL DATA REPOSITORY TO STANDARDIZE  
31 GRANTEE DATA COLLECTION AND REPORTING; AND
- 32 (c) SUPPORT GRANTEEES WITH USING THE COMMON ASSESSMENT  
33 INSTRUMENT AND THE CENTRAL DATA REPOSITORY.
- 34 (3) THE OFFICE SHALL PROVIDE THE RESEARCH AND EVALUATION  
35 PARTNER WITH RELEVANT, EXISTING DATA FOR THE PURPOSES OF  
36 MEASURING OUTCOMES. MEASURED OUTCOMES MAY INCLUDE, BUT ARE  
37 NOT LIMITED TO:
- 38 (a) REDUCTIONS IN LAW ENFORCEMENT RESPONSES TO YOUTH  
39 CONDUCT INVOLVING LOW-LEVEL OFFENSES, COURT CASELOADS AND  
40 PROCESSING COSTS, DAYS YOUTH SPENT IN DETENTION, PLACEMENT OF  
41 YOUTH IN CONGREGATE CARE, AND SCHOOL AND PLACEMENT  
42 DISRUPTIONS;
- 43 (b) REDUCTIONS IN THE NUMBER OF SCHOOL SUSPENSIONS AND

1 EXPULSIONS;

2 (c) IMPROVEMENTS IN YOUTH HEALTH AND WELL-BEING, HOUSING

3 AND COMMUNITY STABILITY, EDUCATIONAL ATTAINMENT, PROSOCIAL

4 ACTIVITY, AND CONNECTIONS TO EMPLOYMENT OPPORTUNITIES AND

5 MENTORSHIP; AND

6 (d) PROJECTED STATE AND LOCAL COST SAVINGS AS A RESULT OF

7 THE DEFLECTION PROGRAMMING.

8 (4) THE OFFICE SHALL MAKE AVAILABLE ON ITS WEBSITE A REPORT

9 OF GRANTEEES, PROJECTS, AND OUTCOMES AT THE STATE AND LOCAL

10 LEVELS WITHIN ONE HUNDRED EIGHTY DAYS OF COMPLETION OF THE

11 GRANT PROGRAM.

12 (5) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), ON OR

13 BEFORE DECEMBER 31, 2026, AND EACH DECEMBER 31 THEREAFTER FOR

14 THE DURATION OF THE GRANT PROGRAM, THE OFFICE SHALL SUBMIT A

15 REPORT TO THE HOUSE OF REPRESENTATIVES JUDICIARY COMMITTEE AND

16 THE SENATE JUDICIARY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES,

17 ABOUT THE GRANT PROGRAM. AT A MINIMUM, THE REPORT MUST INCLUDE

18 THE NUMBER AND AMOUNT OF GRANTS AWARDED SINCE THE LAST REPORT

19 AND A SUMMARY OF INFORMATION CONCERNING THE IMPACT OF THE

20 MIXED DELIVERY SYSTEM OF DEFLECTION PROGRAMS FOR YOUTH,

21 INCLUDING NATIVE AMERICAN YOUTH.

22 **24-33.5-2808. No disclosure of participant records.** RECORDS

23 RELATED TO THE PARTICIPATION OF A YOUTH OR A YOUTH'S FAMILY IN THE

24 DEFLECTION PROGRAM PURSUANT TO THIS PART 28 ARE NOT SUBJECT TO

25 DISCLOSURE TO A PROSECUTING ATTORNEY.

26 **24-33.5-2809. Funding for grant program.** (1) THE GENERAL

27 ASSEMBLY SHALL ANNUALLY APPROPRIATE THE NECESSARY FUNDS TO THE

28 DEPARTMENT FOR USE BY THE OFFICE FOR THE PURPOSES OF THIS PART 28.

29 (2) THE OFFICE MAY USE UP TO TWENTY-THREE AND ONE-HALF

30 PERCENT OF THE MONEY ANNUALLY APPROPRIATED, AS FOLLOWS:

31 (a) UP TO THREE PERCENT OF THE MONEY ANNUALLY

32 APPROPRIATED PURSUANT TO SUBSECTION (1) OF THIS SECTION TO PAY FOR

33 THE DIRECT AND INDIRECT COSTS THAT THE OFFICE INCURS TO ADMINISTER

34 THE GRANT PROGRAM;

35 (b) UP TO THREE PERCENT OF THE MONEY ANNUALLY

36 APPROPRIATED PURSUANT TO SUBSECTION (1) OF THIS SECTION TO

37 CONTRACT WITH A RESEARCH AND EVALUATION PARTNER AND THE

38 OFFICE'S OWN GRANT PROGRAM EVALUATION-RELATED COSTS;

39 (c) UP TO SEVEN AND ONE-HALF PERCENT OF THE MONEY

40 ANNUALLY APPROPRIATED PURSUANT TO SUBSECTION (1) OF THIS SECTION

41 TO CONTRACT WITH A TECHNICAL ASSISTANCE PROVIDER AND THE

42 OFFICE'S OWN TECHNICAL ASSISTANCE-RELATED COSTS IN CONNECTION

43 WITH THE GRANT PROGRAM; AND

1 (d) UP TO TEN PERCENT OF THE MONEY ANNUALLY APPROPRIATED  
2 PURSUANT TO SUBSECTION (1) OF THIS SECTION FOR GRANT AWARDS TO  
3 DEFLECTION PROGRAMS TARGETING NATIVE AMERICAN YOUTH.

4 (3) THE OFFICE MAY USE THE REMAINING MONEY ANNUALLY  
5 APPROPRIATED FOR THE GRANT PROGRAM FOR GRANT AWARDS TO YOUTH  
6 DEFLECTION PROGRAMS.

7 (4) THE OFFICE MAY SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS,  
8 OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF  
9 THIS PART 28.

10 **24-33.5-2810. Repeal of part.** THIS PART 28 IS REPEALED,  
11 EFFECTIVE JANUARY 1, 2031.

12 **SECTION 9. Effective date.** This act takes effect July 1, 2025.

13 **SECTION 10. Safety clause.** The general assembly finds,  
14 determines, and declares that this act is necessary for the immediate  
15 preservation of the public peace, health, or safety or for appropriations for  
16 the support and maintenance of the departments of the state and state  
17 institutions.".

18 Page 1, line 103, strike "**PROJECTIONS**," and substitute "**PROJECTIONS**."

19 Page 1, strike lines 104 through 110.

\*\* \*\*