

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

INTRODUCED

LLS NO. 25-0956.01 Conrad Imel x2313

SENATE BILL 25-209

SENATE SPONSORSHIP

Amabile and Kirkmeyer, Bridges

HOUSE SPONSORSHIP

Sirota and Taggart, Bird

Senate Committees

Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE AUTHORITY FOR AN OFFENDER TO REFUSE**
102 **PLACEMENT IN A COMMUNITY CORRECTIONS PROGRAM AFTER**
103 **ACCEPTANCE IN THE PROGRAM.**

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/>.)

Joint Budget Committee. The bill permits an offender to refuse placement in a community corrections program after the offender has been accepted for placement by a community corrections board and a community corrections program rather than before placement.

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.

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

2 **SECTION 1.** In Colorado Revised Statutes, 18-1.3-301, **amend**
3 (2)(b) introductory portion and (2)(c) as follows:

4 **18-1.3-301. Authority to place offenders in community**
5 **corrections programs.** (2) (b) Unless the offender has an active felony
6 warrant or detainer, ~~or has refused community placement,~~ the executive
7 director of the department of corrections shall refer an offender who has
8 displayed acceptable institutional behavior for placement in a community
9 corrections program according to the following timeline:

10 (c) (I) Prior to placement of an offender in any community
11 corrections program, the executive director of the department of
12 corrections shall give the first right to refuse placement of such offender
13 to the community corrections board and community corrections programs
14 in the community where the offender intends to reside after release from
15 custody of the department of corrections or parole by the state board of
16 parole; except that the first right to refuse does not apply if the executive
17 director seeks to place the offender in a specialized community
18 corrections program or the offender requests a specific community
19 corrections program placement, subject to acceptance by the community
20 corrections board pursuant to section 17-27-103 and the community
21 corrections program pursuant to section 17-27-104.

22 (II) AN OFFENDER MAY REFUSE PLACEMENT IN A COMMUNITY
23 CORRECTIONS PROGRAM AFTER THE OFFENDER HAS BEEN ACCEPTED BY A
24 COMMUNITY CORRECTIONS BOARD PURSUANT TO SECTION 17-27-103 AND
25 A COMMUNITY CORRECTIONS PROGRAM PURSUANT TO SECTION 17-27-104.

26 **SECTION 2. Act subject to petition - effective date.** This act

1 takes effect at 12:01 a.m. on the day following the expiration of the
2 ninety-day period after final adjournment of the general assembly; except
3 that, if a referendum petition is filed pursuant to section 1 (3) of article V
4 of the state constitution against this act or an item, section, or part of this
5 act within such period, then the act, item, section, or part will not take
6 effect unless approved by the people at the general election to be held in
7 November 2026 and, in such case, will take effect on the date of the
8 official declaration of the vote thereon by the governor.