

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

PREAMENDED

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

LLS NO. 25-0062.02 Jacob Baus x2173

HOUSE BILL 25-1146

HOUSE SPONSORSHIP

Bird and Woog,

SENATE SPONSORSHIP


(None),

House Committees

Health & Human Services
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING MEASURES TO ENSURE THAT SUFFICIENT JUVENILE**
102 **DETENTION BEDS ARE AVAILABLE TO ADDRESS JUVENILE CRIME**
103 **IN PROPORTION TO ANNUAL JUVENILE DETENTION PROJECTIONS.**
104 

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>.)

For the 2025-26 state fiscal year, and for each state fiscal year thereafter, the bill requires the general assembly to appropriate \$1,980,137 from the general fund to the department of human services

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.

(department) for youth who are detained and can be placed in environments other than detention. Under current law, the department is required to use \$1,359,982 of its annual appropriation for temporary emergency detention beds for juveniles. The bill repeals this requirement.

Under current law, only 215 juvenile detention beds are allowed statewide. The bill:

- For the 2025-26 state fiscal year, increases this cap to 254 juvenile detention beds; and
- For the 2026-27 state fiscal year, and each state fiscal year thereafter, sets the cap at 125% of the juvenile detention average daily population projection (projection).

The cap excludes juveniles who are in detention for committing a delinquent act that would constitute a class 1 felony if it were committed by an adult. The bill requires the division of criminal justice in the department of public safety to include the projection in an existing report.

The bill requires the general assembly to annually appropriate \$1,359,982, plus any additional amount necessary to fully fund the projection, to the department for juvenile detention beds.

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

2 **SECTION 1.** In Colorado Revised Statutes, **amend** 19-2.5-1405
3 as follows:

4 **19-2.5-1405. Working group - allocation of beds.** (1) The
5 executive director of the department of human services and the state court
6 administrator in the judicial department, or ~~a designee of such persons~~
7 ~~THEIR DESIGNEES~~, in consultation with the division of criminal justice of
8 the department of public safety, the office of state planning and
9 budgeting, the Colorado district attorneys' council, and law enforcement
10 representatives, shall form a working group that has the following duties:

11 (a) To ~~annually allocate the~~ AND REALLOCATE, AS NECESSARY, A
12 number of juvenile detention beds to each catchment area in the state
13 created pursuant to section 19-2.5-1513, ~~based on~~ AS LIMITED BY the
14 number of juvenile beds established pursuant to section 19-2.5-1514.
15 ~~Once the allocation of juvenile detention beds is made to the catchment~~

1 ~~areas, the~~ THE working group ~~shall~~ MAY allocate OR REALLOCATE ANY
2 PORTION OF THE detention beds ~~within the~~ ALLOCATED TO catchment areas
3 to the judicial districts within ~~each~~ THOSE catchment ~~area~~ AREAS. Judicial
4 districts shall not exceed the number of beds allocated to them except for
5 circumstances provided for in subsection (1)(b) of this section.

6 (b) To develop a mechanism for judicial districts to
7 COLLABORATIVELY USE DETENTION BEDS ALLOCATED TO CATCHMENT
8 AREAS BUT UNALLOCATED TO JUDICIAL DISTRICTS AND A MECHANISM TO
9 loan detention beds to other judicial districts; ~~in cases of need~~ AND

10 (c) To develop emergency release guidelines that must be used by
11 each judicial district to prevent placement of a juvenile in a juvenile
12 detention facility in excess of the TOTAL number of JUVENILE DETENTION
13 beds ~~allocated to the judicial district; and~~ ESTABLISHED PURSUANT TO
14 SECTION 19-2.5-1514.

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

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

20 **19-2.5-1515. Judicial districts - plans for the cap.** Each judicial
21 district shall annually develop a plan to manage ~~the limit on~~ the number
22 of juvenile detention beds allocated OR REALLOCATED to the judicial
23 district by the working group pursuant to section 19-2.5-1405 (1)(a). The
24 judicial district shall consider the emergency release guidelines and
25 placement guidelines developed pursuant to section 19-2.5-1405 in its
26 annual plan to manage the limit. ~~The annual plan developed by the~~
27 ~~judicial district must ensure the judicial district does not exceed the~~

1 ~~number of juvenile detention beds allocated to it pursuant to section~~
2 ~~19-2.5-1405 BEDS.~~

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

5 **19-2.5-1407.3. Appropriation to the department of human**
6 **services - allocation to judicial districts - provider incentives -**
7 **appropriation.** (4) (b) ~~Twenty-two temporary~~ THIRTY-NINE emergency
8 detention beds are available statewide. ~~A temporary~~ AN emergency
9 detention bed does not count toward the limit of juvenile detention beds
10 available pursuant to section 19-2.5-1514. The department shall ~~annually~~
11 ~~allocate~~ AND REALLOCATE, AS NECESSARY, the number of ~~temporary~~
12 emergency detention beds to each catchment area in the state created
13 pursuant to section 19-2.5-1513. ~~A temporary~~ AN AVAILABLE emergency
14 detention bed WITHIN A JUDICIAL DISTRICT'S CATCHMENT AREA may be
15 ~~made available to a judicial district pursuant to a court order issued~~
16 ~~pursuant to, and subject to the restrictions set forth in, subsection (4)(c)~~
17 ~~of this section~~ USED BY A JUDICIAL DISTRICT IN THE CATCHMENT AREA IF:

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

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

24 (III) NO NONEMERGENCY DETENTION BEDS WITHIN THE JUDICIAL
25 DISTRICT'S CATCHMENT AREA AT THE INITIAL RECEIVING JUVENILE
26 DETENTION FACILITY ARE AVAILABLE;

27 (IV) EACH DETENTION BED LOANED BY THE JUDICIAL DISTRICT TO

1 ANOTHER JUDICIAL DISTRICT, AS DESCRIBED IN SECTION 19-2.5-1405
2 (1)(b), HAS BEEN REVERTED TO THE LOANING JUDICIAL DISTRICT, UNLESS
3 DOING SO WOULD REQUIRE A JUVENILE TO BE TRANSPORTED TO ANOTHER
4 FACILITY; AND

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

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

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

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

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

1 ~~(D) There are no available juvenile detention beds in any facility~~
2 ~~within fifty miles of the initial receiving juvenile detention facility. This~~
3 ~~subsection (4)(c)(I)(D) does not apply to a petition for a temporary~~
4 ~~emergency detention bed if: The point of arrest of the juvenile was fifty~~
5 ~~miles or more from the initial receiving juvenile detention facility; or if~~
6 ~~the petition is for a juvenile to utilize a bed at the juvenile's initial~~
7 ~~receiving facility when the juvenile is returned to the initial receiving~~
8 ~~facility because the juvenile was utilizing a bed borrowed from another~~
9 ~~judicial district and the borrowed bed is no longer available for use by the~~
10 ~~juvenile.~~

11 ~~(II) Upon receipt of a petition to exceed the number of juvenile~~
12 ~~detention beds allocated to a judicial district filed pursuant to this~~
13 ~~subsection (4)(c), a court shall issue an order permitting a judicial district~~
14 ~~to exceed the number of juvenile detention beds allocated to the~~
15 ~~catchment area up to the number of temporary emergency detention beds~~
16 ~~allocated to the catchment area by the department if the court specifically~~
17 ~~finds that the following circumstances exist:~~

18 ~~(A) No detention beds are available in the catchment area;~~

19 ~~(B) There is a legal basis for detaining each juvenile who is~~
20 ~~detained in the judicial district, which may include for each juvenile~~
21 ~~screened that the detention screening instrument does not support release~~
22 ~~because the juvenile presents a substantial risk of serious harm to others~~
23 ~~or is a flight risk from prosecution;~~

24 ~~(C) Services are not available for any juvenile currently placed in~~
25 ~~detention in the judicial district that would mitigate the substantial risk of~~
26 ~~serious harm to others presented by the juvenile or the juvenile's risk of~~
27 ~~flight from prosecution; and~~

1 ~~(D) Other forms of community-based supervision for the~~
2 ~~incoming juvenile are not sufficient to mitigate the substantial risk of~~
3 ~~serious harm to others presented by the juvenile or the juvenile's risk of~~
4 ~~flight from prosecution.~~

5 (III) If a detention bed within the judicial district's allocation ~~that~~
6 ~~is under the statewide detention bed cap~~ becomes available, the juvenile
7 utilizing a temporary AN emergency detention bed shall revert to the
8 nonemergency detention bed and the requirements in this subsection (4)
9 no longer apply. If a detention bed becomes available within the judicial
10 district's ALLOCATION OR catchment area but at a different facility, the
11 juvenile may, at the discretion of the judicial district, remain in the
12 temporary emergency detention bed in lieu of transferring to the
13 nonemergency detention bed in a different facility.

14 (IV) ~~On the fifth business day following the issuance or renewal~~
15 ~~of each court order issued pursuant to this subsection (4)(c), if the~~
16 ~~circumstances described in subsection (4)(c)(I) of this section exist and~~
17 ~~the juvenile remains detained in the temporary emergency detention bed,~~
18 ~~the person who filed the initial petition pursuant to subsection (4)(c)(I) of~~
19 ~~this section, or the person's designee, shall inform the court that the~~
20 ~~circumstances still exist and the juvenile remains detained in the~~
21 ~~temporary emergency detention bed. At the time of informing the court,~~
22 ~~the person shall also provide the court with updated information about the~~
23 ~~circumstances the court is required to find pursuant to subsection~~
24 ~~(4)(c)(II) of this section. Upon notification from the person, the court~~
25 ~~shall hold a hearing to determine whether to renew the order. The court~~
26 ~~may renew its order for an additional five days if it makes the findings~~
27 ~~required in subsection (4)(c)(II) of this section for issuance of a court~~

1 ~~order.~~ BEGINNING AUGUST 15, 2025, THE DEPARTMENT SHALL REPORT ON
2 A MONTHLY BASIS AN AGGREGATED REPORT OF THE STATUS OF ALL YOUTH
3 WHO ARE IN DETENTION AND WHO ARE AWAITING SERVICES THAT WOULD
4 MITIGATE THE SUBSTANTIAL RISK OF HARM TO OTHERS THAT ARE
5 PRESENTED BY THE JUVENILE OR THE JUVENILE'S RISK OF FLIGHT FROM
6 PROSECUTION AND THE NUMBER OF EMERGENCY BEDS USED BY EACH
7 JUDICIAL DISTRICT OR FACILITY.

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

10 **19-2.5-1407.5. Juvenile placement survey and cost report -**

11 **repeal.** (1) ON OR BEFORE JULY 1, 2027, THE DIVISION OF YOUTH
12 SERVICES SHALL PUBLISH A REPORT CONCERNING AVAILABLE PLACEMENTS
13 FOR JUVENILES WHO ARE AWAITING MITIGATING SERVICES IN THE STATE.
14 THE REPORT MUST INCLUDE, AT A MINIMUM:

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

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

21 (c) FINDINGS CONCERNING CHALLENGES EXPERIENCED IN PLACING
22 JUVENILES IN EACH TYPE OF PLACEMENT FOR JUVENILES WHO ARE
23 AWAITING MITIGATING SERVICES, INCLUDING INFORMATION CONCERNING
24 COSTS ASSOCIATED WITH EACH TYPE OF AVAILABLE PLACEMENT; AND

25 (d) FINDINGS AND RECOMMENDATIONS FOR LEGISLATION OR
26 POLICY SOLUTIONS TO ALLEVIATE CHALLENGES IDENTIFIED PURSUANT TO
27 COMPLETING THE REPORT.

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

5 (a) STAFFING REQUIRED TO COORDINATE POTENTIAL PLACEMENTS;
6 AND

7 (b) IDENTIFYING PLACEMENT OPTIONS AND NEGOTIATION OF DAILY
8 RATES.

9 (3) ON OR BEFORE JULY 1, 2027, THE DIVISION OF YOUTH SERVICES
10 SHALL PROVIDE ITS REPORT TO THE HOUSE OF REPRESENTATIVES HEALTH
11 AND HUMAN SERVICES COMMITTEE AND THE SENATE HEALTH AND HUMAN
12 SERVICES COMMITTEE, OR THEIR SUCCESSOR COMMITTEES.

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

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

16 **19-2.5-1408.5. Body-worn cameras - pilot program - report.**

17 (1) THE DIVISION OF YOUTH SERVICES SHALL ESTABLISH A PILOT
18 PROGRAM IN ONE DETENTION FACILITY AND ONE COMMITMENT FACILITY
19 REQUIRING EACH DIVISION OF YOUTH SERVICES STAFF MEMBER WHO IS
20 RESPONSIBLE FOR DIRECT SUPERVISION OF YOUTH TO WEAR A BODY-WORN
21 CAMERA WHILE IN THE FACILITY WHILE INTERACTING WITH YOUTH. AFTER
22 THE PILOT PROGRAM IS ESTABLISHED, THE DIVISION OF YOUTH SERVICES
23 SHALL ESTABLISH POLICIES AND PROCEDURES CONCERNING BODY-WORN
24 CAMERAS, WHICH ARE SUBJECT TO REVIEW BY THE DIVISION OF YOUTH
25 SERVICES' POLICY REVIEW COMMITTEE. THE POLICIES AND PROCEDURES
26 MUST ADDRESS, AT A MINIMUM:

27 (a) WHEN BODY-WORN CAMERAS MUST BE ACTIVATED;

1 (b) THE RETENTION OF BODY-WORN CAMERA FOOTAGE; AND
2 (c) ACCESS TO BODY-WORN CAMERA FOOTAGE, WHICH MUST
3 ENSURE APPROPRIATE PROTECTIONS OF YOUTH PRIVACY, INCLUDING
4 COMPLIANCE WITH LAWS AND REGULATIONS AND ADDRESSES ACCESS BY
5 THE OFFICE OF THE CHILD PROTECTION OMBUDSMAN, YOUTH, AND YOUTH'S
6 COUNSEL WHO HAVE ALLEGED ABUSE.

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

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

16 **19-2.5-703.5. Waiver of privilege - exchange of information -**
17 **admissibility of statements.** (1) When the court determines that a
18 juvenile is incompetent to proceed, any claim of confidentiality or
19 privilege by the juvenile or the juvenile's parent or legal guardian is
20 deemed waived within the case to allow the court and parties to determine
21 issues related to the juvenile's competency, restoration, and any
22 management plan developed by the court pursuant to section 19-2.5-704
23 (3). The district attorney, defense attorney, guardian ad litem, the
24 department, any competency evaluators, any restoration treatment
25 providers, BRIDGES COURT LIAISONS, and the court are granted access,
26 without written consent of the juvenile or further order of the court, to:

27 **SECTION 7.** In Colorado Revised Statutes, 19-2.5-704, **amend**
28 (2.5)(a) introductory portion, (2.5)(a)(I), (2.5)(a)(II), (3)(a), and (3)(b);

1 and **add** (2.3), (3)(b.5), and (3)(d) as follows:

2 **19-2.5-704. Procedure after determination of competency or**

3 **incompetency.** (2.3) IF THE COURT MAKES A FINAL DETERMINATION
4 PURSUANT TO SECTION 19-2.5-703 THAT THE JUVENILE IS INCOMPETENT
5 TO PROCEED AND THE JUVENILE'S HIGHEST CHARGED ACT CONSTITUTES A
6 CLASS 2 MISDEMEANOR, A PETTY OFFENSE, A DRUG MISDEMEANOR, OR A
7 TRAFFIC OFFENSE, THE COURT SHALL IMMEDIATELY DISMISS THE
8 DELINQUENCY PETITION OR CHARGES, AS APPLICABLE, AGAINST THE
9 JUVENILE.

10 (2.5) (a) If the court finds a juvenile is incompetent to proceed,
11 THE JUVENILE'S HIGHEST CHARGED ACT IS NOT INCLUDED IN THE CHARGES
12 SPECIFIED IN SUBSECTION (2.3) OF THIS SECTION, and the juvenile has been
13 incompetent to proceed for a period of time that exceeds the time limits
14 set forth in this subsection (2.5), the court shall enter a finding that the
15 juvenile is unrestorable to competency and shall determine whether a
16 management plan for the juvenile is necessary pursuant to subsection
17 (3)(a) of this section. The time limits are as follows:

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

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

27 (3) (a) If the court finally determines pursuant to section
28 19-2.5-703 or 19-2.5-703.5 that the juvenile is incompetent to proceed

1 and cannot be restored to competency in the reasonably foreseeable
2 future, the court shall enter an order finding the juvenile unrestorable to
3 competency and shall determine whether a CASE management plan for the
4 juvenile is necessary, taking into account the public safety and the best
5 interests of the juvenile. IF THE COURT DETERMINES A CASE MANAGEMENT
6 PLAN IS UNNECESSARY, THE COURT MAY CONTINUE ANY TREATMENT OR
7 PLAN ALREADY IN PLACE FOR THE JUVENILE. If the court determines a
8 CASE management plan is necessary, the court shall MUST develop the
9 CASE management plan after ordering that the juvenile be placed OR
10 CONTINUE PLACEMENT in the least-restrictive environment, taking into
11 account the public safety and best interests of the juvenile. If the court
12 determines a management plan is unnecessary, the court may continue
13 any treatment or plan already in place for the juvenile. IN ORDER TO
14 DEVELOP AN APPROPRIATE CASE MANAGEMENT PLAN, THE COURT MAY
15 ORDER ANY MEMBER OF THE JUVENILE'S PROFESSIONAL TEAM TO CONSULT
16 WITH THE JUVENILE, THE JUVENILE'S PARENT OR LEGAL GUARDIAN, OR
17 OTHER INDIVIDUALS, INCLUDING THE JUVENILE'S DEFENSE ATTORNEY,
18 GUARDIAN AD LITEM, OR TREATMENT PROVIDER, TO DEVELOP A PROPOSED
19 MANAGEMENT PLAN TO PRESENT TO THE COURT FOR CONSIDERATION. THE
20 COURT SHALL NOTIFY ANY INDIVIDUAL, ORGANIZATION, OR AGENCY THAT
21 IS IDENTIFIED AS RESPONSIBLE FOR THE JUVENILE OR RESPONSIBLE FOR
22 IMPLEMENTATION OF THE MANAGEMENT PLAN. The management plan
23 must, at a minimum, address treatment for the juvenile, identify the party
24 or parties responsible for the juvenile, and specify appropriate behavior
25 management tools if they THE TOOLS are not otherwise part of the
26 juvenile's treatment.

27 (b) The management plan may include:

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

1 (II) A treatment plan developed by a licensed mental health
2 professional;

3 (III) An informed supervision model, UPON THE COURT FINDING
4 ON THE RECORD SUPPORTED BY INFORMATION THAT THE UNDERLYING
5 CHARGE IS RATIONALLY RELATED TO THE NEED FOR THE USE OF AN
6 INFORMED SUPERVISION MODEL;

7 (IV) Institution of a guardianship petition; or

8 (V) Any other remedy ~~deemed appropriate by~~ the court DEEMS
9 RATIONALLY RELATED TO MITIGATING COMMUNITY SAFETY CONCERNS.

10 (b.5) NOTWITHSTANDING SUBSECTION (3)(b) OF THIS SECTION, THE
11 MANAGEMENT PLAN MUST NOT INCLUDE:

12 (I) DETENTION OF THE JUVENILE OR COMMITMENT OF THE
13 JUVENILE TO THE DIVISION OF YOUTH SERVICES, A COUNTY JAIL,
14 COMMUNITY CORRECTIONS, OR THE COLORADO MENTAL HEALTH
15 INSTITUTE AT PUEBLO; OR

16 (II) WORK RELEASE.

17 (d) ANY ENTITY RESPONSIBLE FOR CONNECTING THE JUVENILE TO
18 SERVICES, SERVICE COORDINATION, OR CASE MANAGEMENT MAY REPORT
19 TO THE COURT ON THE JUVENILE'S OR THE JUVENILE'S PARENT'S OR LEGAL
20 GUARDIAN'S ENGAGEMENT IN THE SERVICES ORDERED IN THE
21 MANAGEMENT PLAN. IF THE JUVENILE OR THE JUVENILE'S PARENT OR
22 LEGAL GUARDIAN DOES NOT ENGAGE IN THE SERVICES ORDERED IN THE
23 MANAGEMENT PLAN, THE COURT MAY ALTER THE MANAGEMENT PLAN OR
24 TAKE OTHER ACTION AS NECESSARY AND PERMITTED BY LAW, INCLUDING,
25 BUT NOT LIMITED TO, REFERRAL TO A LOCAL COLLABORATIVE
26 MANAGEMENT PROGRAM, TO THE EXTENT THAT A LOCAL COLLABORATIVE
27 MANAGEMENT PROGRAM EXISTS AND PROVIDES CASE MANAGEMENT
28 SERVICES; ORDERING A DEPARTMENT OF HUMAN SERVICES INVESTIGATION

1 PURSUANT TO SECTION 19-3-501 (1); OR FILING A DEPENDENCY AND
2 NEGLECT PETITION PURSUANT TO SECTION 19-3-501 (2)(b) IF THERE IS
3 CURRENT INFORMATION THAT THE JUVENILE HAS SUFFERED ABUSE AS
4 DEFINED IN SECTION 19-1-103 AND THE BEST INTERESTS OF THE JUVENILE
5 REQUIRE THAT THE JUVENILE IS PROTECTED FROM RISK OF FURTHER
6 ABUSE.

7 **SECTION 8.** In Colorado Revised Statutes, **add** part 28 to article
8 33.5 of title 24 as follows:

9 **PART 28**
10 **DEFLECTION AND COMMUNITY INVESTMENT**
11 **GRANT PROGRAM**

12 **24-33.5-2801. Short title.** THE SHORT TITLE OF THIS PART 28 IS
13 THE "DEFLECTION AND COMMUNITY INVESTMENT GRANT PROGRAM
14 ACT".

15 **24-33.5-2802. Definitions.** AS USED IN THIS PART 28, UNLESS THE
16 CONTEXT OTHERWISE REQUIRES:

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

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

21 (b) A CITY OR ZIP CODE IN A RURAL OR URBAN COMMUNITY WHERE
22 THERE IS A DISPARITY BETWEEN THE RACIAL OR ETHNIC COMPOSITION OF
23 THE ARRESTED OR CITED YOUTH POPULATION AND THE RACIAL OR ETHNIC
24 COMPOSITION OF THE SURROUNDING COUNTY POPULATION.

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

28 (3) "DEFLECTION PROGRAM" MEANS A PROGRAM THAT PROMOTES

1 POSITIVE YOUTH DEVELOPMENT BY RELYING ON DEFLECTION AND AIMS TO
2 DIVERT YOUTH FROM JUSTICE SYSTEM INVOLVEMENT AT THE EARLIEST
3 POSSIBLE POINT.

4 (4) "ELIGIBLE APPLICANT" MEANS AN ELIGIBLE TRIBAL
5 GOVERNMENT, TRIBAL ORGANIZATION, OR NONPROFIT COMMUNITY-BASED
6 ORGANIZATION THAT MEETS THE REQUIREMENTS OF SECTION
7 24-33.5-2805.

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

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

12 (7) "MIXED-DELIVERY SYSTEM" MEANS A SYSTEM OF ADOLESCENT
13 DEVELOPMENT AND EDUCATION SUPPORT SERVICES DELIVERED THROUGH
14 A COMBINATION OF PROGRAMS, PROVIDERS, AND SETTINGS THAT INCLUDE
15 PARTNERSHIPS BETWEEN COMMUNITY-BASED NONPROFIT ORGANIZATIONS
16 AND PUBLIC AGENCIES AND THAT IS SUPPORTED WITH A COMBINATION OF
17 PUBLIC AND PRIVATE FUNDS.

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

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

24 (10) "REFERRING AGENCY" MEANS AN ORGANIZATION, AGENCY,
25 OR DEPARTMENT THAT REFERS YOUTH TO DEFLECTION PROGRAMS,
26 INCLUDING, BUT NOT LIMITED TO, AN EDUCATION, LAW ENFORCEMENT,
27 BEHAVIORAL HEALTH, OR PUBLIC HEALTH ENTITY.

28 (11) "TRAUMA-INFORMED" MEANS AN APPROACH THAT INVOLVES

1 AN UNDERSTANDING OF ADVERSE CHILDHOOD EXPERIENCES AND THAT
2 RESPONDS TO SYMPTOMS OF CHRONIC INTERPERSONAL TRAUMA AND
3 TRAUMATIC STRESS ACROSS THE LIFESPAN OF AN INDIVIDUAL.

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

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

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

10 (c) A COUNTY COURT'S JURISDICTION FOR A TRAFFIC OFFENSE; OR

11 (d) A MUNICIPAL COURT'S JURISDICTION.

12 **24-33.5-2803. Deflection and community investment grant**
13 **program - created - policies.** (1) THE DEFLECTION AND COMMUNITY
14 INVESTMENT GRANT PROGRAM IS CREATED IN THE OFFICE WITHIN THE
15 DIVISION OF CRIMINAL JUSTICE. THE PURPOSE OF THE THREE-YEAR
16 COMPETITIVE GRANT PROGRAM IS TO PROVIDE GRANTS TO ELIGIBLE
17 APPLICANTS TO IMPLEMENT A MIXED-DELIVERY SYSTEM OF
18 TRAUMA-INFORMED HEALTH AND DEVELOPMENT DEFLECTION PROGRAMS
19 FOR YOUTH, INCLUDING NATIVE AMERICAN YOUTH.

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

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

26 **24-33.5-2804. Office duties.** (1) THE OFFICE HAS THE FOLLOWING
27 DUTIES:

28 (a) DEVELOP A COMPETITIVE APPLICATION PROCESS, INCLUDING

1 DEADLINES, FOR AN ELIGIBLE APPLICANT TO APPLY FOR A GRANT
2 CONSISTENT WITH THE REQUIREMENTS OF SECTION 24-33.5-2805. INITIAL
3 GRANT AWARDS MUST BE DISTRIBUTED NO LATER THAN JUNE 30, 2026.

4 (b) CONTRACT WITH A TECHNICAL ASSISTANCE PROVIDER
5 PURSUANT TO SECTION 24-33.5-2806 AND A RESEARCH AND EVALUATION
6 PARTNER PURSUANT TO SECTION 24-33.5-2807; AND

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

10 **24-33.5-2805. Application - eligibility - awards.** (1) TO RECEIVE
11 A GRANT, AN APPLICANT MUST SUBMIT AN APPLICATION TO THE OFFICE IN
12 ACCORDANCE WITH ANY POLICIES ADOPTED BY THE EXECUTIVE DIRECTOR
13 OF THE DEPARTMENT. AT A MINIMUM, THE APPLICATION MUST INCLUDE
14 THE FOLLOWING INFORMATION:

15 (a) THE TYPES OF DEFLECTION SERVICES THAT WILL BE PROVIDED;

16 (b) VERIFICATION THAT THE APPLICANT IS SERVING AN AREA OF
17 HIGH NEED; AND

18 (c) AN OFFICIAL LETTER FROM AT LEAST ONE REFERRING AGENCY
19 DEMONSTRATING THE AGENCY'S INTENT TO REFER YOUTH TO THE
20 DEFLECTION PROGRAM TO PROVIDE THE YOUTH WITH TRAUMA-INFORMED
21 HEALTH AND DEVELOPMENT SERVICES IN LIEU OF WARNING, CITATION, OR
22 ARREST. FOR REGIONAL APPLICATIONS DESCRIBED IN SUBSECTION (2)(c)
23 OF THIS SECTION, LETTERS OF INTENT ARE REQUIRED FOR EACH
24 JURISDICTION PROPOSED IN THE APPLICATION.

25 (2) (a) TO BE ELIGIBLE TO RECEIVE A GRANT, AN APPLICANT MUST
26 BE:

27 (I) A NONPROFIT ORGANIZATION;

28 (II) A FEDERALLY RECOGNIZED INDIAN TRIBE, AS DEFINED IN 25

1 U.S.C. SEC. 1603 (14);
2 (III) A TRIBAL ORGANIZATION, AS DEFINED IN 25 U.S.C. SEC. 1603
3 (26);
4 (IV) AN URBAN INDIAN ORGANIZATION, AS DEFINED IN 25 U.S.C.
5 SEC. 1603 (29); OR
6 (V) A PRIVATE ENTITY WHOSE BOARD OF DIRECTORS IS MAJORITY
7 CONTROLLED BY NATIVE AMERICANS AND THAT IS FISCALLY SPONSORED
8 BY A NONPROFIT ORGANIZATION.
9 (b) TO BE ELIGIBLE TO RECEIVE A GRANT, AN APPLICANT MUST BE
10 A NONGOVERNMENTAL ENTITY, WITH THE EXCEPTION OF A TRIBAL
11 GOVERNMENT APPLICANT, AND MUST NOT BE A LAW ENFORCEMENT OR
12 PROBATION ENTITY.
13 (c) APPLICANTS FROM TWO OR MORE LOCAL JURISDICTIONS MAY
14 JOINTLY APPLY FOR A GRANT AWARD TO DELIVER DEFLECTION PROGRAM
15 SERVICES ON A REGIONAL BASIS AND MAY RECEIVE A JOINT GRANT AWARD
16 THAT IS THE AGGREGATE OF THE AMOUNT EACH INDIVIDUAL ELIGIBLE
17 APPLICANT WOULD HAVE RECEIVED HAD EACH INDIVIDUAL ELIGIBLE
18 APPLICANT APPLIED INDEPENDENTLY.
19 (3) THE OFFICE SHALL REVIEW THE APPLICATIONS RECEIVED
20 PURSUANT TO THIS SECTION. IN AWARDING GRANTS, THE OFFICE SHALL
21 GIVE PRIORITY TO ELIGIBLE APPLICANTS IN COMMUNITIES, INCLUDING
22 RURAL COMMUNITIES, THAT:
23 (a) DEFLECT YOUTH AT THE EARLIEST POSSIBLE POINT OF JUSTICE
24 SYSTEM INVOLVEMENT;
25 (b) SERVE OTHERWISE UNDER-RESOURCED COMMUNITIES;
26 (c) EMPLOY INDIVIDUALS WHO HAVE LIVED EXPERIENCE AS A
27 YOUTH IN THE JUSTICE SYSTEM; OR
28 (d) DEMONSTRATE EXPERIENCE EFFECTIVELY SERVING YOUTH

1 POPULATIONS WHO ARE JUSTICE-SYSTEM-INVOLVED OR AT RISK OF SYSTEM
2 INVOLVEMENT.

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

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

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

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

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

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

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

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

1 (I) EDUCATIONAL SERVICES, INCLUDING REMEDIAL AND COLLEGE
2 PREPARATORY ACADEMIC SERVICES;

3 (II) CAREER DEVELOPMENT SERVICES, INCLUDING EMPLOYMENT
4 PREPARATION, VOCATIONAL TRAINING, INTERNSHIPS, AND
5 APPRENTICESHIPS;

6 (III) RESTORATIVE JUSTICE SERVICES, INCLUDING CULTURALLY
7 ROOTED PROGRAMMING;

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

11 (V) MENTAL HEALTH SERVICES, INCLUDING CULTURALLY ROOTED
12 HEALING PRACTICES;

13 (VI) BEHAVIORAL HEALTH SERVICES, INCLUDING SUBSTANCE USE
14 EDUCATION AND TREATMENT;

15 (VII) HOUSING SERVICES, INCLUDING PERMANENT, SHORT-TERM,
16 AND EMERGENCY HOUSING SERVICES;

17 (VIII) PERSONAL DEVELOPMENT AND LEADERSHIP TRAINING
18 SERVICES; OR

19 (IX) PROSOCIAL ACTIVITIES, INCLUDING CULTURAL ENRICHMENT
20 PROGRAMS AND SERVICES.

21 **24-33.5-2806. Technical assistance provider.** (1) THE OFFICE
22 SHALL CONTRACT WITH A TECHNICAL ASSISTANCE PROVIDER TO SUPPORT
23 IMPLEMENTATION OF THE GRANT PROGRAM AND TO BUILD GRANTEE
24 CAPACITY TO DELIVER DEFLECTION PROGRAM SERVICES. PRIOR TO
25 DEVELOPING AND DISSEMINATING GRANT PROGRAM APPLICATION
26 MATERIALS, THE OFFICE SHALL SOLICIT AND RECEIVE INPUT FROM THE
27 CONTRACTED TECHNICAL ASSISTANCE PROVIDER IN DEVELOPING THE
28 GRANT PROGRAM APPLICATION MATERIALS. IN SELECTING A TECHNICAL

1 ASSISTANCE PROVIDER, THE OFFICE SHALL PRIORITIZE ORGANIZATIONS
2 THAT EMPLOY PEOPLE WHO HAVE LIVED EXPERIENCE AS A YOUTH IN THE
3 JUSTICE SYSTEM.

4 (2) THE TECHNICAL ASSISTANCE PROVIDER SHALL DEMONSTRATE
5 EXPERIENCE IN ALL THE FOLLOWING AREAS:

6 (a) DEVELOPMENTAL RESEARCH AND IDENTIFYING BEST PRACTICES
7 FOR SERVING YOUTH INVOLVED IN, AND YOUTH AT RISK OF INVOLVEMENT
8 IN, THE JUSTICE SYSTEM, INCLUDING CHILDREN WHO HAVE EXPERIENCED
9 COMMERCIAL SEXUAL EXPLOITATION AND YOUTH IN THE DEPENDENCY
10 SYSTEM;

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

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

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

19 (e) COLLABORATING WITH JUSTICE SYSTEM STAKEHOLDERS;

20 (f) WORKING WITH AND SUPPORTING NATIVE AMERICAN
21 ORGANIZATIONS AND COMMUNITIES; AND

22 (g) WORKING WITH JUSTICE-SYSTEM-INVOLVED YOUTH AND
23 COMMUNITIES AND ELEVATING YOUTH LEADERSHIP.

24 (3) THE TECHNICAL ASSISTANCE PROVIDER SHALL:

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

27 (b) SUPPORT GRANTEEES IN ESTABLISHING AND MAINTAINING
28 RELATIONSHIPS WITH JUSTICE SYSTEM AND COMMUNITY STAKEHOLDERS,

1 INCLUDING PUBLIC AGENCIES, TRIBAL GOVERNMENTS AND COMMUNITIES,
2 NONPROFIT ORGANIZATIONS, AND YOUTH AND FAMILIES MOST IMPACTED
3 BY THE JUSTICE SYSTEM;

4 (c) PROVIDE GRANTEEES WITH TRAINING AND SUPPORT IN
5 IMPLEMENTING BEST PRACTICES AND TRAUMA-INFORMED, CULTURALLY
6 RELEVANT, GENDER-RESPONSIVE, AND DEVELOPMENTALLY APPROPRIATE
7 APPROACHES TO SERVING YOUTH;

8 (d) CREATE PEER LEARNING OPPORTUNITIES FOR GRANTEEES TO
9 LEARN FROM AND ALONGSIDE ONE ANOTHER;

10 (e) IN COLLABORATION WITH THE RESEARCH AND EVALUATION
11 PARTNER SELECTED PURSUANT TO SECTION 24-33.5-2807, PROVIDE
12 GRANTEEES WITH ADMINISTRATIVE AND TECHNICAL SUPPORT TO SUPPORT
13 COMPLIANCE WITH APPLICABLE DATA REPORTING AND PROGRAM
14 EVALUATION REQUIREMENTS, AND WITH APPLICABLE LAWS, INCLUDING
15 LAWS AROUND CONFIDENTIALITY AND DEFLECTION ELIGIBILITY; AND

16 (f) PROVIDE THE RESEARCH AND EVALUATION PARTNER SELECTED
17 PURSUANT TO SECTION 24-33.5-2807 WITH INPUT REGARDING THE
18 DEVELOPMENT OF DEFLECTION PROGRAM EVALUATION PROCESSES AND
19 METRICS.

20 **24-33.5-2807. Evaluation - reporting requirements.** (1) THE
21 OFFICE SHALL CONTRACT WITH A RESEARCH AND EVALUATION PARTNER
22 TO CONDUCT A STATEWIDE EVALUATION OF THE GRANT PROGRAM AND
23 ASSOCIATED YOUTH OUTCOMES OVER THE THREE-YEAR GRANT PERIOD.
24 THE OFFICE SHALL SOLICIT AND RECEIVE INPUT FROM THE CONTRACTED
25 RESEARCH AND EVALUATION PARTNER IN DEVELOPING THE GRANT
26 PROGRAM APPLICATION MATERIALS. THE RESEARCH AND EVALUATION
27 PARTNER MUST HAVE A DEMONSTRATED COMMITMENT TO WORKING WITH
28 COMMUNITIES IMPACTED BY THE JUSTICE SYSTEM.

1 (2) THE RESEARCH AND EVALUATION PARTNER SHALL:

2 (a) DEVELOP A COMMON ASSESSMENT INSTRUMENT FOR USE BY

3 GRANTEES TO ASSESS THE OUTCOMES AND IMPACT OF SERVICES PROVIDED

4 TO YOUTH;

5 (b) DESIGN A CENTRAL DATA REPOSITORY TO STANDARDIZE

6 GRANTEE DATA COLLECTION AND REPORTING; AND

7 (c) SUPPORT GRANTEES WITH USING THE COMMON ASSESSMENT

8 INSTRUMENT AND THE CENTRAL DATA REPOSITORY.

9 (3) THE OFFICE SHALL PROVIDE THE RESEARCH AND EVALUATION

10 PARTNER WITH RELEVANT, EXISTING DATA FOR THE PURPOSES OF

11 MEASURING OUTCOMES. MEASURED OUTCOMES MAY INCLUDE, BUT ARE

12 NOT LIMITED TO:

13 (a) REDUCTIONS IN LAW ENFORCEMENT RESPONSES TO YOUTH

14 CONDUCT INVOLVING LOW-LEVEL OFFENSES, COURT CASELOADS AND

15 PROCESSING COSTS, DAYS YOUTH SPENT IN DETENTION, PLACEMENT OF

16 YOUTH IN CONGREGATE CARE, AND SCHOOL AND PLACEMENT

17 DISRUPTIONS;

18 (b) REDUCTIONS IN THE NUMBER OF SCHOOL SUSPENSIONS AND

19 EXPULSIONS;

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

21 AND COMMUNITY STABILITY, EDUCATIONAL ATTAINMENT, PROSOCIAL

22 ACTIVITY, AND CONNECTIONS TO EMPLOYMENT OPPORTUNITIES AND

23 MENTORSHIP; AND

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

25 THE DEFLECTION PROGRAMMING.

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

27 OF GRANTEES, PROJECTS, AND OUTCOMES AT THE STATE AND LOCAL

28 LEVELS WITHIN ONE HUNDRED EIGHTY DAYS OF COMPLETION OF THE

1 GRANT PROGRAM.

2 (5) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), ON OR
3 BEFORE DECEMBER 31, 2026, AND EACH DECEMBER 31 THEREAFTER FOR
4 THE DURATION OF THE GRANT PROGRAM, THE OFFICE SHALL SUBMIT A
5 REPORT TO THE HOUSE OF REPRESENTATIVES JUDICIARY COMMITTEE AND
6 THE SENATE JUDICIARY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES,
7 ABOUT THE GRANT PROGRAM. AT A MINIMUM, THE REPORT MUST INCLUDE
8 THE NUMBER AND AMOUNT OF GRANTS AWARDED SINCE THE LAST REPORT
9 AND A SUMMARY OF INFORMATION CONCERNING THE IMPACT OF THE
10 MIXED DELIVERY SYSTEM OF DEFLECTION PROGRAMS FOR YOUTH,
11 INCLUDING NATIVE AMERICAN YOUTH.

12 **24-33.5-2808. No disclosure of participant records.** RECORDS
13 RELATED TO THE PARTICIPATION OF A YOUTH OR A YOUTH'S FAMILY IN THE
14 DEFLECTION PROGRAM PURSUANT TO THIS PART 28 ARE NOT SUBJECT TO
15 DISCLOSURE TO A PROSECUTING ATTORNEY.

16 **24-33.5-2809. Funding for grant program.** (1) THE GENERAL
17 ASSEMBLY SHALL ANNUALLY APPROPRIATE THE NECESSARY FUNDS TO THE
18 DEPARTMENT FOR USE BY THE OFFICE FOR THE PURPOSES OF THIS PART 28.

19 (2) THE OFFICE MAY USE UP TO TWENTY-THREE AND ONE-HALF
20 PERCENT OF THE MONEY ANNUALLY APPROPRIATED, AS FOLLOWS:

21 (a) UP TO THREE PERCENT OF THE MONEY ANNUALLY
22 APPROPRIATED PURSUANT TO SUBSECTION (1) OF THIS SECTION TO PAY FOR
23 THE DIRECT AND INDIRECT COSTS THAT THE OFFICE INCURS TO ADMINISTER
24 THE GRANT PROGRAM;

25 (b) UP TO THREE PERCENT OF THE MONEY ANNUALLY
26 APPROPRIATED PURSUANT TO SUBSECTION (1) OF THIS SECTION TO
27 CONTRACT WITH A RESEARCH AND EVALUATION PARTNER AND THE
28 OFFICE'S OWN GRANT PROGRAM EVALUATION-RELATED COSTS;

1 (c) UP TO SEVEN AND ONE-HALF PERCENT OF THE MONEY
2 ANNUALLY APPROPRIATED PURSUANT TO SUBSECTION (1) OF THIS SECTION
3 TO CONTRACT WITH A TECHNICAL ASSISTANCE PROVIDER AND THE
4 OFFICE'S OWN TECHNICAL ASSISTANCE-RELATED COSTS IN CONNECTION
5 WITH THE GRANT PROGRAM; AND

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

9 (3) THE OFFICE MAY USE THE REMAINING MONEY ANNUALLY
10 APPROPRIATED FOR THE GRANT PROGRAM FOR GRANT AWARDS TO YOUTH
11 DEFLECTION PROGRAMS.

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

15 **24-33.5-2810. Repeal of part.** THIS PART 28 IS REPEALED,
16 EFFECTIVE JANUARY 1, 2031.

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

18 **SECTION 10. Safety clause.** The general assembly finds,
19 determines, and declares that this act is necessary for the immediate
20 preservation of the public peace, health, or safety or for appropriations for
21 the support and maintenance of the departments of the state and state
22 institutions.