

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

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 25-0062.02 Jacob Baus x2173

HOUSE BILL 25-1146

HOUSE SPONSORSHIP

Bird and Woog,

SENATE SPONSORSHIP

Kirkmeyer,

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 **AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**
105 

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

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
Amended 2nd Reading
April 17, 2025

\$1,980,137 from the general fund to the department of human services (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.

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

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

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

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

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

21 **19-2.5-1515. Judicial districts - plans for the cap.** Each judicial
22 district shall annually develop a plan to manage ~~the limit on~~ the number
23 of juvenile detention beds allocated OR REALLOCATED to the judicial
24 district by the working group pursuant to section 19-2.5-1405 (1)(a). The
25 judicial district shall consider the emergency release guidelines and
26 placement guidelines developed pursuant to section 19-2.5-1405 in its
27 annual plan to manage the limit. ~~The annual plan developed by the~~

1 ~~judicial district must ensure the judicial district does not exceed the~~
2 ~~number of juvenile detention beds allocated to it pursuant to section~~
3 ~~19-2.5-1405 BEDS.~~

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

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

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

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

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

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

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

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

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

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

27 ~~(C) No detention beds are available within the judicial district's~~

1 catchment area; and

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

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

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

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

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

1 ~~flight from prosecution; and~~

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

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

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

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

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

11 **19-2.5-1407.5. Juvenile placement survey and cost report -**
12 **repeal.** (1) ON OR BEFORE JULY 1, 2027, THE DIVISION OF YOUTH
13 SERVICES SHALL PUBLISH A REPORT CONCERNING AVAILABLE PLACEMENTS
14 FOR JUVENILES WHO ARE AWAITING MITIGATING SERVICES IN THE STATE.
15 THE REPORT MUST INCLUDE, AT A MINIMUM:

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

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

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

26 (d) FINDINGS AND RECOMMENDATIONS FOR LEGISLATION OR
27 POLICY SOLUTIONS TO ALLEVIATE CHALLENGES IDENTIFIED PURSUANT TO

1 COMPLETING THE REPORT.

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

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

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

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

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

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

17 **19-2.5-1408.5. Body-worn cameras - pilot program - report.**

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

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

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

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

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

1 **SECTION 7.** In Colorado Revised Statutes, 19-2.5-704, **amend**
2 (2.5)(a) introductory portion, (2.5)(a)(I), (2.5)(a)(II), (3)(a), and (3)(b);
3 and **add** (2.3), (3)(b.5), and (3)(d) as follows:

4 **19-2.5-704. Procedure after determination of competency or**
5 **incompetency.** (2.3) IF THE COURT MAKES A FINAL DETERMINATION
6 PURSUANT TO SECTION 19-2.5-703 THAT THE JUVENILE IS INCOMPETENT
7 TO PROCEED AND THE JUVENILE'S HIGHEST CHARGED ACT CONSTITUTES A
8 CLASS 2 MISDEMEANOR, A PETTY OFFENSE, A DRUG MISDEMEANOR, OR A
9 TRAFFIC OFFENSE, THE COURT SHALL IMMEDIATELY DISMISS THE
10 DELINQUENCY PETITION OR CHARGES, AS APPLICABLE, AGAINST THE
11 JUVENILE.

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

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

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

1 unrestorable to competency;

2 (3) (a) If the court finally determines pursuant to section
3 19-2.5-703 or 19-2.5-703.5 that the juvenile is incompetent to proceed
4 and cannot be restored to competency in the reasonably foreseeable
5 future, the court shall enter an order finding the juvenile unrestorable to
6 competency and shall determine whether a CASE management plan for the
7 juvenile is necessary, taking into account the public safety and the best
8 interests of the juvenile. IF THE COURT DETERMINES A CASE MANAGEMENT
9 PLAN IS UNNECESSARY, THE COURT MAY CONTINUE ANY TREATMENT OR
10 PLAN ALREADY IN PLACE FOR THE JUVENILE. If the court determines a
11 CASE management plan is necessary, the court ~~shall~~ MUST develop the
12 CASE management plan after ordering that the juvenile be placed OR
13 CONTINUE PLACEMENT in the least-restrictive environment, taking into
14 account the public safety and best interests of the juvenile. ~~If the court~~
15 ~~determines a management plan is unnecessary, the court may continue~~
16 ~~any treatment or plan already in place for the juvenile.~~ IN ORDER TO
17 DEVELOP AN APPROPRIATE CASE MANAGEMENT PLAN, THE COURT MAY
18 ORDER ANY MEMBER OF THE JUVENILE'S PROFESSIONAL TEAM TO CONSULT
19 WITH THE JUVENILE, THE JUVENILE'S PARENT OR LEGAL GUARDIAN, OR
20 OTHER INDIVIDUALS, INCLUDING THE JUVENILE'S DEFENSE ATTORNEY,
21 GUARDIAN AD LITEM, OR TREATMENT PROVIDER, TO DEVELOP A PROPOSED
22 MANAGEMENT PLAN TO PRESENT TO THE COURT FOR CONSIDERATION. THE
23 COURT SHALL NOTIFY ANY INDIVIDUAL, ORGANIZATION, OR AGENCY THAT
24 IS IDENTIFIED AS RESPONSIBLE FOR THE JUVENILE OR RESPONSIBLE FOR
25 IMPLEMENTATION OF THE MANAGEMENT PLAN. The management plan
26 must, at a minimum, address treatment for the juvenile, identify the party
27 or parties responsible for the juvenile, and specify appropriate behavior

1 management tools if ~~they~~ THE TOOLS are not otherwise part of the
2 juvenile's treatment.

3 (b) The management plan may include:

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

5 (II) A treatment plan developed by a licensed mental health
6 professional;

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

11 (IV) Institution of a guardianship petition; or

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

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

16 (I) DETENTION OF THE JUVENILE OR COMMITMENT OF THE
17 JUVENILE TO THE DIVISION OF YOUTH SERVICES, A COUNTY JAIL,
18 COMMUNITY CORRECTIONS, OR THE COLORADO MENTAL HEALTH
19 INSTITUTE AT PUEBLO; OR

20 (II) WORK RELEASE.

21 (d) ANY ENTITY RESPONSIBLE FOR CONNECTING THE JUVENILE TO
22 SERVICES, SERVICE COORDINATION, OR CASE MANAGEMENT MAY REPORT
23 TO THE COURT ON THE JUVENILE'S OR THE JUVENILE'S PARENT'S OR LEGAL
24 GUARDIAN'S ENGAGEMENT IN THE SERVICES ORDERED IN THE
25 MANAGEMENT PLAN. IF THE JUVENILE OR THE JUVENILE'S PARENT OR
26 LEGAL GUARDIAN DOES NOT ENGAGE IN THE SERVICES ORDERED IN THE
27 MANAGEMENT PLAN, THE COURT MAY ALTER THE MANAGEMENT PLAN OR

1 TAKE OTHER ACTION AS NECESSARY AND PERMITTED BY LAW, INCLUDING,
2 BUT NOT LIMITED TO, REFERRAL TO A LOCAL COLLABORATIVE
3 MANAGEMENT PROGRAM, TO THE EXTENT THAT A LOCAL COLLABORATIVE
4 MANAGEMENT PROGRAM EXISTS AND PROVIDES CASE MANAGEMENT
5 SERVICES; ORDERING A DEPARTMENT OF HUMAN SERVICES INVESTIGATION
6 PURSUANT TO SECTION 19-3-501 (1); OR FILING A DEPENDENCY AND
7 NEGLECT PETITION PURSUANT TO SECTION 19-3-501 (2)(b) IF THERE IS
8 CURRENT INFORMATION THAT THE JUVENILE HAS SUFFERED ABUSE AS
9 DEFINED IN SECTION 19-1-103 AND THE BEST INTERESTS OF THE JUVENILE
10 REQUIRE THAT THE JUVENILE IS PROTECTED FROM RISK OF FURTHER
11 ABUSE.

12 **SECTION 8.** In Colorado Revised Statutes, **add** part 28 to article
13 33.5 of title 24 as follows:

14 **PART 28**
15 **DEFLECTION AND COMMUNITY INVESTMENT**
16 **GRANT PROGRAM**

17 **24-33.5-2801. Short title.** THE SHORT TITLE OF THIS PART 28 IS
18 THE "DEFLECTION AND COMMUNITY INVESTMENT GRANT PROGRAM
19 ACT".

20 **24-33.5-2802. Definitions.** AS USED IN THIS PART 28, UNLESS THE
21 CONTEXT OTHERWISE REQUIRES:

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

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

26 (b) A CITY OR ZIP CODE IN A RURAL OR URBAN COMMUNITY WHERE
27 THERE IS A DISPARITY BETWEEN THE RACIAL OR ETHNIC COMPOSITION OF

1 THE ARRESTED OR CITED YOUTH POPULATION AND THE RACIAL OR ETHNIC
2 COMPOSITION OF THE SURROUNDING COUNTY POPULATION.

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

6 (3) "DEFLECTION PROGRAM" MEANS A PROGRAM THAT PROMOTES
7 POSITIVE YOUTH DEVELOPMENT BY RELYING ON DEFLECTION AND AIMS TO
8 DIVERT YOUTH FROM JUSTICE SYSTEM INVOLVEMENT AT THE EARLIEST
9 POSSIBLE POINT.

10 (4) "ELIGIBLE APPLICANT" MEANS AN ELIGIBLE TRIBAL
11 GOVERNMENT, TRIBAL ORGANIZATION, OR NONPROFIT COMMUNITY-BASED
12 ORGANIZATION THAT MEETS THE REQUIREMENTS OF SECTION
13 24-33.5-2805.

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

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

18 (7) "MIXED-DELIVERY SYSTEM" MEANS A SYSTEM OF ADOLESCENT
19 DEVELOPMENT AND EDUCATION SUPPORT SERVICES DELIVERED THROUGH
20 A COMBINATION OF PROGRAMS, PROVIDERS, AND SETTINGS THAT INCLUDE
21 PARTNERSHIPS BETWEEN COMMUNITY-BASED NONPROFIT ORGANIZATIONS
22 AND PUBLIC AGENCIES AND THAT IS SUPPORTED WITH A COMBINATION OF
23 PUBLIC AND PRIVATE FUNDS.

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

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

3 (10) "REFERRING AGENCY" MEANS AN ORGANIZATION, AGENCY,
4 OR DEPARTMENT THAT REFERS YOUTH TO DEFLECTION PROGRAMS,
5 INCLUDING, BUT NOT LIMITED TO, AN EDUCATION, LAW ENFORCEMENT,
6 BEHAVIORAL HEALTH, OR PUBLIC HEALTH ENTITY.

7 (11) "TRAUMA-INFORMED" MEANS AN APPROACH THAT INVOLVES
8 AN UNDERSTANDING OF ADVERSE CHILDHOOD EXPERIENCES AND THAT
9 RESPONDS TO SYMPTOMS OF CHRONIC INTERPERSONAL TRAUMA AND
10 TRAUMATIC STRESS ACROSS THE LIFESPAN OF AN INDIVIDUAL.

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

13 (a) A JUVENILE COURT'S JURISDICTION PURSUANT TO SECTION
14 19-2.5-103;

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

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

18 (d) A MUNICIPAL COURT'S JURISDICTION.

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

27 (2) THE OFFICE SHALL ADMINISTER THE GRANT PROGRAM AND,

1 SUBJECT TO AVAILABLE APPROPRIATIONS, SHALL AWARD GRANTS AS
2 PROVIDED IN THIS PART 28.

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

6 **24-33.5-2804. Office duties.** (1) THE OFFICE HAS THE FOLLOWING
7 DUTIES:

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

12 (b) CONTRACT WITH A TECHNICAL ASSISTANCE PROVIDER
13 PURSUANT TO SECTION 24-33.5-2806 AND A RESEARCH AND EVALUATION
14 PARTNER PURSUANT TO SECTION 24-33.5-2807; AND

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

18 **24-33.5-2805. Application - eligibility - awards.** (1) TO RECEIVE
19 A GRANT, AN APPLICANT MUST SUBMIT AN APPLICATION TO THE OFFICE IN
20 ACCORDANCE WITH ANY POLICIES ADOPTED BY THE EXECUTIVE DIRECTOR
21 OF THE DEPARTMENT. AT A MINIMUM, THE APPLICATION MUST INCLUDE
22 THE FOLLOWING INFORMATION:

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

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

26 (c) AN OFFICIAL LETTER FROM AT LEAST ONE REFERRING AGENCY
27 DEMONSTRATING THE AGENCY'S INTENT TO REFER YOUTH TO THE

1 DEFLECTION PROGRAM TO PROVIDE THE YOUTH WITH TRAUMA-INFORMED
2 HEALTH AND DEVELOPMENT SERVICES IN LIEU OF WARNING, CITATION, OR
3 ARREST. FOR REGIONAL APPLICATIONS DESCRIBED IN SUBSECTION (2)(c)
4 OF THIS SECTION, LETTERS OF INTENT ARE REQUIRED FOR EACH
5 JURISDICTION PROPOSED IN THE APPLICATION.

6 (2) (a) TO BE ELIGIBLE TO RECEIVE A GRANT, AN APPLICANT MUST
7 BE:

8 (I) A NONPROFIT ORGANIZATION;

9 (II) A FEDERALLY RECOGNIZED INDIAN TRIBE, AS DEFINED IN 25
10 U.S.C. SEC. 1603 (14);

11 (III) A TRIBAL ORGANIZATION, AS DEFINED IN 25 U.S.C. SEC. 1603
12 (26);

13 (IV) AN URBAN INDIAN ORGANIZATION, AS DEFINED IN 25 U.S.C.
14 SEC. 1603 (29); OR

15 (V) A PRIVATE ENTITY WHOSE BOARD OF DIRECTORS IS MAJORITY
16 CONTROLLED BY NATIVE AMERICANS AND THAT IS FISCALLY SPONSORED
17 BY A NONPROFIT ORGANIZATION.

18 (b) TO BE ELIGIBLE TO RECEIVE A GRANT, AN APPLICANT MUST BE
19 A NONGOVERNMENTAL ENTITY, WITH THE EXCEPTION OF A TRIBAL
20 GOVERNMENT APPLICANT, AND MUST NOT BE A LAW ENFORCEMENT OR
21 PROBATION ENTITY.

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

1 (3) THE OFFICE SHALL REVIEW THE APPLICATIONS RECEIVED
2 PURSUANT TO THIS SECTION. IN AWARDING GRANTS, THE OFFICE SHALL
3 GIVE PRIORITY TO ELIGIBLE APPLICANTS IN COMMUNITIES, INCLUDING
4 RURAL COMMUNITIES, THAT:

5 (a) DEFLECT YOUTH AT THE EARLIEST POSSIBLE POINT OF JUSTICE
6 SYSTEM INVOLVEMENT;

7 (b) SERVE OTHERWISE UNDER-RESOURCED COMMUNITIES;

8 (c) EMPLOY INDIVIDUALS WHO HAVE LIVED EXPERIENCE AS A
9 YOUTH IN THE JUSTICE SYSTEM; OR

10 (d) DEMONSTRATE EXPERIENCE EFFECTIVELY SERVING YOUTH
11 POPULATIONS WHO ARE JUSTICE-SYSTEM-INVOLVED OR AT RISK OF SYSTEM
12 INVOLVEMENT.

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

19 (b) (I) SUBJECT TO AVAILABLE APPROPRIATIONS, THE OFFICE
20 SHALL DISTRIBUTE GRANT AWARDS IN THREE EQUAL ANNUAL
21 INSTALLMENTS, AS FOLLOWS:

22 (A) THE FIRST INSTALLMENT MUST BE DISTRIBUTED ON THE FIRST
23 DAY OF THE GRANT CONTRACT;

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

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

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

4 (5) (a) A GRANTEE SHALL USE A GRANT AWARD TO DELIVER
5 DEFLECTION PROGRAM SERVICES IN AREAS OF HIGH NEED. A GRANTEE
6 SHALL PROVIDE DEFLECTION SERVICES THAT ARE EVIDENCE-BASED,
7 RESEARCH-SUPPORTED, OR GROUNDED IN PRACTICE-BASED EVIDENCE;
8 TRAUMA-INFORMED; CULTURALLY RELEVANT; GENDER-RESPONSIVE; AND
9 DEVELOPMENTALLY APPROPRIATE.

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

12 (I) EDUCATIONAL SERVICES, INCLUDING REMEDIAL AND COLLEGE
13 PREPARATORY ACADEMIC SERVICES;

14 (II) CAREER DEVELOPMENT SERVICES, INCLUDING EMPLOYMENT
15 PREPARATION, VOCATIONAL TRAINING, INTERNSHIPS, AND
16 APPRENTICESHIPS;

17 (III) RESTORATIVE JUSTICE SERVICES, INCLUDING CULTURALLY
18 ROOTED PROGRAMMING;

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

22 (V) MENTAL HEALTH SERVICES, INCLUDING CULTURALLY ROOTED
23 HEALING PRACTICES;

24 (VI) BEHAVIORAL HEALTH SERVICES, INCLUDING SUBSTANCE USE
25 EDUCATION AND TREATMENT;

26 (VII) HOUSING SERVICES, INCLUDING PERMANENT, SHORT-TERM,
27 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;

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

4 (e) COLLABORATING WITH JUSTICE SYSTEM STAKEHOLDERS;

5 (f) WORKING WITH AND SUPPORTING NATIVE AMERICAN
6 ORGANIZATIONS AND COMMUNITIES; AND

7 (g) WORKING WITH JUSTICE-SYSTEM-INVOLVED YOUTH AND
8 COMMUNITIES AND ELEVATING YOUTH LEADERSHIP.

9 (3) THE TECHNICAL ASSISTANCE PROVIDER SHALL:

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

12 (b) SUPPORT GRANTEEES IN ESTABLISHING AND MAINTAINING
13 RELATIONSHIPS WITH JUSTICE SYSTEM AND COMMUNITY STAKEHOLDERS,
14 INCLUDING PUBLIC AGENCIES, TRIBAL GOVERNMENTS AND COMMUNITIES,
15 NONPROFIT ORGANIZATIONS, AND YOUTH AND FAMILIES MOST IMPACTED
16 BY THE JUSTICE SYSTEM;

17 (c) PROVIDE GRANTEEES WITH TRAINING AND SUPPORT IN
18 IMPLEMENTING BEST PRACTICES AND TRAUMA-INFORMED, CULTURALLY
19 RELEVANT, GENDER-RESPONSIVE, AND DEVELOPMENTALLY APPROPRIATE
20 APPROACHES TO SERVING YOUTH;

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

23 (e) IN COLLABORATION WITH THE RESEARCH AND EVALUATION
24 PARTNER SELECTED PURSUANT TO SECTION 24-33.5-2807, PROVIDE
25 GRANTEEES WITH ADMINISTRATIVE AND TECHNICAL SUPPORT TO SUPPORT
26 COMPLIANCE WITH APPLICABLE DATA REPORTING AND PROGRAM
27 EVALUATION REQUIREMENTS, AND WITH APPLICABLE LAWS, INCLUDING

1 LAWS AROUND CONFIDENTIALITY AND DEFLECTION ELIGIBILITY; AND
2 (f) PROVIDE THE RESEARCH AND EVALUATION PARTNER SELECTED
3 PURSUANT TO SECTION 24-33.5-2807 WITH INPUT REGARDING THE
4 DEVELOPMENT OF DEFLECTION PROGRAM EVALUATION PROCESSES AND
5 METRICS.

6 **24-33.5-2807. Evaluation - reporting requirements.** (1) THE
7 OFFICE SHALL CONTRACT WITH A RESEARCH AND EVALUATION PARTNER
8 TO CONDUCT A STATEWIDE EVALUATION OF THE GRANT PROGRAM AND
9 ASSOCIATED YOUTH OUTCOMES OVER THE THREE-YEAR GRANT PERIOD.
10 THE OFFICE SHALL SOLICIT AND RECEIVE INPUT FROM THE CONTRACTED
11 RESEARCH AND EVALUATION PARTNER IN DEVELOPING THE GRANT
12 PROGRAM APPLICATION MATERIALS. THE RESEARCH AND EVALUATION
13 PARTNER MUST HAVE A DEMONSTRATED COMMITMENT TO WORKING WITH
14 COMMUNITIES IMPACTED BY THE JUSTICE SYSTEM.

15 (2) THE RESEARCH AND EVALUATION PARTNER SHALL:

16 (a) DEVELOP A COMMON ASSESSMENT INSTRUMENT FOR USE BY
17 GRANTEES TO ASSESS THE OUTCOMES AND IMPACT OF SERVICES PROVIDED
18 TO YOUTH;

19 (b) DESIGN A CENTRAL DATA REPOSITORY TO STANDARDIZE
20 GRANTEE DATA COLLECTION AND REPORTING; AND

21 (c) SUPPORT GRANTEES WITH USING THE COMMON ASSESSMENT
22 INSTRUMENT AND THE CENTRAL DATA REPOSITORY.

23 (3) THE OFFICE SHALL PROVIDE THE RESEARCH AND EVALUATION
24 PARTNER WITH RELEVANT, EXISTING DATA FOR THE PURPOSES OF
25 MEASURING OUTCOMES. MEASURED OUTCOMES MAY INCLUDE, BUT ARE
26 NOT LIMITED TO:

27 (a) REDUCTIONS IN LAW ENFORCEMENT RESPONSES TO YOUTH

1 CONDUCT INVOLVING LOW-LEVEL OFFENSES, COURT CASELOADS AND
2 PROCESSING COSTS, DAYS YOUTH SPENT IN DETENTION, PLACEMENT OF
3 YOUTH IN CONGREGATE CARE, AND SCHOOL AND PLACEMENT
4 DISRUPTIONS;

5 (b) REDUCTIONS IN THE NUMBER OF SCHOOL SUSPENSIONS AND
6 EXPULSIONS;

7 (c) IMPROVEMENTS IN YOUTH HEALTH AND WELL-BEING, HOUSING
8 AND COMMUNITY STABILITY, EDUCATIONAL ATTAINMENT, PROSOCIAL
9 ACTIVITY, AND CONNECTIONS TO EMPLOYMENT OPPORTUNITIES AND
10 MENTORSHIP; AND

11 (d) PROJECTED STATE AND LOCAL COST SAVINGS AS A RESULT OF
12 THE DEFLECTION PROGRAMMING.

13 (4) THE OFFICE SHALL MAKE AVAILABLE ON ITS WEBSITE A REPORT
14 OF GRANTEE, PROJECTS, AND OUTCOMES AT THE STATE AND LOCAL
15 LEVELS WITHIN ONE HUNDRED EIGHTY DAYS OF COMPLETION OF THE
16 GRANT PROGRAM.

17 (5) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), ON OR
18 BEFORE DECEMBER 31, 2026, AND EACH DECEMBER 31 THEREAFTER FOR
19 THE DURATION OF THE GRANT PROGRAM, THE OFFICE SHALL SUBMIT A
20 REPORT TO THE HOUSE OF REPRESENTATIVES JUDICIARY COMMITTEE AND
21 THE SENATE JUDICIARY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES,
22 ABOUT THE GRANT PROGRAM. AT A MINIMUM, THE REPORT MUST INCLUDE
23 THE NUMBER AND AMOUNT OF GRANTS AWARDED SINCE THE LAST REPORT
24 AND A SUMMARY OF INFORMATION CONCERNING THE IMPACT OF THE
25 MIXED DELIVERY SYSTEM OF DEFLECTION PROGRAMS FOR YOUTH,
26 INCLUDING NATIVE AMERICAN YOUTH.

27 **24-33.5-2808. No disclosure of participant records. RECORDS**

1 RELATED TO THE PARTICIPATION OF A YOUTH OR A YOUTH'S FAMILY IN THE
2 DEFLECTION PROGRAM PURSUANT TO THIS PART 28 ARE NOT SUBJECT TO
3 DISCLOSURE TO A PROSECUTING ATTORNEY.

4 **24-33.5-2809. Funding for grant program.** (1) THE GENERAL
5 ASSEMBLY SHALL ANNUALLY APPROPRIATE THE NECESSARY FUNDS TO THE
6 DEPARTMENT FOR USE BY THE OFFICE FOR THE PURPOSES OF THIS PART 28.

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

9 (a) UP TO THREE PERCENT OF THE MONEY ANNUALLY
10 APPROPRIATED PURSUANT TO SUBSECTION (1) OF THIS SECTION TO PAY FOR
11 THE DIRECT AND INDIRECT COSTS THAT THE OFFICE INCURS TO ADMINISTER
12 THE GRANT PROGRAM;

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

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

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

25 (3) THE OFFICE MAY USE THE REMAINING MONEY ANNUALLY
26 APPROPRIATED FOR THE GRANT PROGRAM FOR GRANT AWARDS TO YOUTH
27 DEFLECTION PROGRAMS.

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

4 **24-33.5-2810. Repeal of part.** THIS PART 28 IS REPEALED,
5 EFFECTIVE JANUARY 1, 2031.

6 **SECTION 9. Appropriation.** (1) For the 2025-26 state fiscal
7 year, \$6,854,420 is appropriated to the department of human services.
8 This appropriation is from the general fund. To implement this act, the
9 department may use this appropriation as follows:

10 (a) \$696,762 for use by the executive director's office for health,
11 life, and dental;

12 (b) \$2,607 for use by the executive director's office for short-term
13 disability;

14 (c) \$16,760 for use by the executive director's office for paid
15 family medical leave insurance;

16 (d) \$372,430 for use by the executive director's office for
17 unfunded liability amortization equalization disbursement payments;

18 (e) \$4,136,731 for use by the division of youth services for
19 program administration related to institutional programs, which amount
20 is based on an assumption that the division will require an additional 41.0
21 FTE; and

22 (f) \$1,629,130 for use by the division of youth services for
23 medical services, which amount is based on an assumption that the
24 division will require an additional 15.1 FTE.

25 (2) For the 2025-26 state fiscal year, \$122,279 is appropriated to
26 the department of human services for use by the division of youth
27 services. This appropriation is from reappropriated funds received from

1 the department of education and is subject to the "(I)" notation as defined
2 in the annual general appropriation act for the same fiscal year. To
3 implement this act, the division may use this appropriation for program
4 administration related to institutional programs.

5 (3) For the 2025-26 state fiscal year, \$3,145,580 is appropriated
6 to the department of public safety for use by the division of criminal
7 justice. This appropriation is from the general fund. To implement this
8 act, the division may use this appropriation as follows:

9 (a) \$87,264 for DCJ administrative services, which amount is
10 based on an assumption that the division will require an additional 1.0
11 FTE;

12 (b) \$2,708,316 for the deflection and community investment grant
13 program related to juvenile justice and delinquency prevention; and

14 (c) \$350,000 for the deflection and community investment grant
15 program assistance and evaluation related to juvenile justice and
16 delinquency prevention.

17 **SECTION 10. Effective date.** This act takes effect July 1, 2025.

18 **SECTION 11. 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.