

Second Regular Session
Seventy-first General Assembly
STATE OF COLORADO

DRAFT
10.5.17

BILL 18

LLS NO. 18-0314.01 Michael Dohr x4347

INTERIM COMMITTEE BILL

Sentencing in the Criminal Justice System Interim Study Committee

BILL TOPIC: "State-paid Pretrial Substance Abuse Treatment"

A BILL FOR AN ACT

101 **CONCERNING STATE MONEY FOR PRETRIAL SUBSTANCE ABUSE**
102 **TREATMENT.**

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/>.)

Sentencing in the Criminal Justice System Interim Study Committee. The bill allows a pretrial services program that provides substance abuse treatment to seek reimbursement for the treatment from the division of probation services in the judicial department.

*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

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

2 **SECTION 1.** In Colorado Revised Statutes, 16-4-106, **amend** (5)
3 as follows:

4 **16-4-106. Pretrial services programs.** (5) (a) Any pretrial
5 services program may also include different methods and levels of
6 community-based supervision as a condition of release, and the program
7 must use established methods for persons who are released prior to trial
8 in order to decrease unnecessary pretrial detention. The program may
9 include, but is not limited to, any of the criteria as outlined in section
10 16-4-105 (8) as conditions for pretrial release.

11 (b) IF THE PRETRIAL SERVICES PROGRAM INCLUDES SUBSTANCE
12 ABUSE TREATMENT, THE PROGRAM MAY SEEK REIMBURSEMENT FOR THE
13 COST OF THE TREATMENT FROM THE DIVISION OF PROBATION SERVICES IN
14 THE JUDICIAL DEPARTMENT.

15 **SECTION 2. Act subject to petition - effective date.** This act
16 takes effect at 12:01 a.m. on the day following the expiration of the
17 ninety-day period after final adjournment of the general assembly (August
18 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a
19 referendum petition is filed pursuant to section 1 (3) of article V of the
20 state constitution against this act or an item, section, or part of this act
21 within such period, then the act, item, section, or part will not take effect
22 unless approved by the people at the general election to be held in
23 November 2018 and, in such case, will take effect on the date of the
24 official declaration of the vote thereon by the governor.