

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

April 3, 2012
Date

Committee on Judiciary.

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

HB12-1223 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 3, line 18, after "(9)" insert "(a)".
- 2 Page 3, line 20, after "COMPLETES" insert "A MILESTONE OR PHASE OF".
- 3 Page 3, strike lines 25 and 26 and substitute "MAY BE AWARDED AS MANY
4 AS SIXTY DAYS OF ACHIEVEMENT EARNED TIME PER PROGRAM MILESTONE
5 OR PHASE OR PER INSTANCE OF EXCEPTIONAL CONDUCT, AT THE
6 DISCRETION OF THE EXECUTIVE DIRECTOR; EXCEPT THAT AN OFFENDER
7 SHALL NOT BE AWARDED MORE THAN ONE HUNDRED TWENTY DAYS OF
8 ACHIEVEMENT EARNED TIME PURSUANT TO THIS SUBSECTION (9)".
- 9 Page 3, after line 26 insert:
10 "(b) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
11 REQUIRES, "EXCEPTIONAL CONDUCT" INCLUDES, BUT IS NOT LIMITED TO:
12 (I) SAVING OR ATTEMPTING TO SAVE THE LIFE OF ANOTHER
13 PERSON;
14 (II) AIDING IN THE PREVENTION OF SERIOUS BODILY INJURY OR
15 LOSS OF LIFE;
16 (III) PROVIDING SIGNIFICANT ASSISTANCE IN THE PREVENTION OF
17 A MAJOR FACILITY DISRUPTION;
18 (IV) PROVIDING SIGNIFICANT ASSISTANCE IN THE SOLVING OF A
19 COLD CASE, AS DEFINED IN SECTION 24-4.1-302 (1.2), C.R.S.;
20 (V) ACTING TO PREVENT AN ESCAPE; OR
21 (VI) PROVIDING DIRECT ASSISTANCE IN A DOCUMENTED FACILITY
22 OR COMMUNITY EMERGENCY.

1 **SECTION 3. Applicability.** The provisions of this act apply to
2 milestones and phases of educational, vocational, therapeutic, or reentry
3 programs completed, and exceptional conduct demonstrated, at least
4 ninety days after the effective date of this act."

5 Renumber succeeding section accordingly.

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