

First Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

ENGROSSED

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

LLS NO. 13-0591.01 Michael Dohr x4347

HOUSE BILL 13-1129

HOUSE SPONSORSHIP

Pettersen,

SENATE SPONSORSHIP

Newell,

House Committees

Judiciary
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING CREATING THE EVIDENCE-BASED PRACTICES**
102 **IMPLEMENTATION FOR CAPACITY RESOURCE CENTER, AND, IN**
103 **CONNECTION THEREWITH, MAKING AN APPROPRIATION.**

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://www.leg.state.co.us/billsummaries>.)

The bill creates the evidence-based practices implementation for capacity resource center in the division of criminal justice in the department of public safety. The resource center will assist agencies serving juvenile and adult populations to develop, implement, and sustain

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

HOUSE
Amended 2nd Reading
April 2, 2013

effective science-based frameworks to support the use of evidence-based practices. An advisory board will oversee the resource center. The members of the advisory board are, at a minimum, the executive directors of the department of public safety, department of corrections, and department of human services, the director of the division of criminal justice, and the director of the division of probation or their designees. The director of the division of criminal justice may appoint additional members to ensure adequate representation and oversight. The division of criminal justice is authorized to accept gifts, grants, and donations for the program. The division will report to the general assembly by July 1, 2014, and every 3 years thereafter on the status of the resource center.

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

2 **SECTION 1. Legislative declaration.** (1) The general assembly
3 hereby finds that:

4 (a) Public safety is enhanced by combining evidence-based
5 correctional practices with the science of program implementation to
6 promote pro-social change among offenders;

7 (b) Public safety is enhanced by continuously improving the skills
8 of Colorado's criminal justice professionals and by expanding the state's
9 capacity to provide evidence-based offender supervision, case
10 management, and service practices;

11 (c) The systematic use of implementation science is critical to
12 effect long-term, system-wide, organizational change to promote
13 pro-social change among offenders, reduce victimization, and enhance
14 public safety;

15 (d) Building and sustaining agency implementation capacity is
16 essential to maximizing the use of evidence-based practices;

17 (e) The judicial department and the departments of public safety,
18 corrections, and human services are committed to the use of
19 evidence-based practices and implementation science to most effectively

1 use public safety resources;

2 (f) Research indicates that agencies must invest in the
3 development and use of implementation strategies that are grounded in
4 science and improved through accumulated professional experience;

5 (g) Research shows that client outcomes can be predicted by the
6 quality of the relationship between the professional and the client;

7 (h) Organizational flexibility is required to use research to change
8 strategies, services, and systems when new evidence about best practices
9 emerges over time; and

10 (i) Outcomes are most likely to be improved when multiple
11 agencies work together to enhance cooperation and collaboration and
12 expand knowledge of the criminal justice system.

13 (2) Therefore, the general assembly determines that
14 implementation of a centralized resource center to promote the use of
15 evidence-based correctional practices and the use of implementation
16 science helps build the long-term capacity of each department to develop
17 strategies, services, and systems to benefit the state.

18 **SECTION 2.** In Colorado Revised Statutes, **add** 24-33.5-514 as
19 follows:

20 **24-33.5-514. Evidence-based practices implementation for**
21 **capacity program - repeal.** (1) THERE IS HEREBY CREATED THE
22 EVIDENCE-BASED PRACTICES IMPLEMENTATION FOR CAPACITY RESOURCE
23 CENTER IN THE DIVISION, REFERRED TO IN THIS SECTION AS THE "CENTER".
24 THE INTENT OF THE CENTER IS TO ASSIST AGENCIES SERVING JUVENILE
25 AND ADULT POPULATIONS TO DEVELOP AND SUSTAIN EFFECTIVE
26 IMPLEMENTATION FRAMEWORKS TO SUPPORT THE USE OF EVIDENCE-BASED
27 PRACTICES. THE CENTER IS A COLLABORATIVE EFFORT AMONG THE

1 DEPARTMENT OF PUBLIC SAFETY, THE DEPARTMENT OF CORRECTIONS, THE
2 DEPARTMENT OF HUMAN SERVICES, AND THE JUDICIAL DEPARTMENT TO
3 INCREASE THE EFFICACY OF INDIVIDUALS WHO WORK WITH VARIOUS
4 OFFENDER AND VICTIM POPULATIONS BY ESTABLISHING AN EDUCATIONAL,
5 SKILL-BUILDING, AND CONSULTATION RESOURCE CENTER TO SUPPORT
6 PRACTITIONERS IN THE IMPLEMENTATION OF EVIDENCE-BASED PRACTICES.

7 (2) (a) THERE IS HEREBY CREATED IN THE DIVISION THE EPIC
8 ADVISORY BOARD, REFERRED TO IN THIS SECTION AS THE "BOARD".

9 (b) THE BOARD SHALL EXERCISE ITS POWERS AND PERFORM ITS
10 DUTIES AND FUNCTIONS UNDER THE DEPARTMENT OF PUBLIC SAFETY.

11 (c) (I) THE BOARD SHALL CONSIST OF, AT A MINIMUM, THE
12 FOLLOWING FIVE MEMBERS:

13 (A) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC
14 SAFETY OR HIS OR HER DESIGNEE;

15 (B) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF
16 CORRECTIONS OR HIS OR HER DESIGNEE;

17 (C) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HUMAN
18 SERVICES OR HIS OR HER DESIGNEE;

19 (D) THE DIRECTOR OF THE DIVISION OF CRIMINAL JUSTICE IN THE
20 DEPARTMENT OF PUBLIC SAFETY; AND

21 (E) THE DIRECTOR OF THE DIVISION OF PROBATION SERVICES IN
22 THE JUDICIAL DEPARTMENT OR HIS OR HER DESIGNEE.

23 (II) THE DIRECTOR OF THE DIVISION OF CRIMINAL JUSTICE MAY
24 APPOINT ADDITIONAL MEMBERS TO ENSURE ADEQUATE REPRESENTATION
25 AND OVERSIGHT.

26 (d) THE MEMBERS OF THE BOARD SHALL SERVE WITHOUT
27 COMPENSATION AND WITHOUT REIMBURSEMENT FOR EXPENSES.

1 (e) THE BOARD SHALL MEET AT LEAST FOUR TIMES PER CALENDAR
2 YEAR. THE DIRECTOR OF THE DIVISION OF CRIMINAL JUSTICE MAY CALL
3 SUCH ADDITIONAL MEETINGS AS MAY BE NECESSARY FOR THE BOARD TO
4 COMPLETE ITS DUTIES.

5 (f) THE BOARD SHALL SUPPORT THE CENTER TO CREATE AND
6 MAINTAIN INTERNAL, SUSTAINABLE STRUCTURAL IMPLEMENTATION
7 COMPONENTS OF EVIDENCE-BASED PRACTICES.

8 (g) THE DEPARTMENT SHALL PROVIDE OFFICE SPACE, EQUIPMENT,
9 AND STAFF SERVICES AS MAY BE NECESSARY TO IMPLEMENT THE
10 PROVISIONS OF THIS SECTION.

11 (h) (I) THIS SUBSECTION (2) IS REPEALED, EFFECTIVE SEPTEMBER
12 1, 2023.

13 (II) PRIOR TO SAID REPEAL, THE BOARD SHALL BE REVIEWED AS
14 PROVIDED FOR IN SECTION 2-3-1203, C.R.S.

15 (3) (a) THE DIVISION IS AUTHORIZED TO SEEK AND ACCEPT GIFTS,
16 GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE
17 PURPOSES OF THIS SECTION; EXCEPT THAT THE DIVISION MAY NOT ACCEPT
18 A GIFT, GRANT, OR DONATION THAT IS SUBJECT TO CONDITIONS THAT ARE
19 INCONSISTENT WITH THIS SECTION OR ANY OTHER LAW OF THE STATE. THE
20 DIVISION SHALL TRANSMIT ALL PRIVATE AND PUBLIC MONEYS RECEIVED
21 THROUGH GIFTS, GRANTS, OR DONATIONS TO THE STATE TREASURER, WHO
22 SHALL CREDIT THE SAME TO THE EPIC FUND, WHICH FUND IS HEREBY
23 CREATED AND REFERRED TO IN THIS SECTION AS THE "FUND". THE MONEYS
24 IN THE FUND ARE SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL
25 ASSEMBLY TO THE DIVISION FOR THE DIRECT AND INDIRECT COSTS
26 ASSOCIATED WITH IMPLEMENTING THIS SECTION.

27 (b) THE GENERAL ASSEMBLY FINDS THAT THE IMPLEMENTATION OF

1 THIS SECTION DOES NOT RELY ENTIRELY OR IN ANY PART ON THE RECEIPT
2 OF ADEQUATE FUNDING THROUGH GIFTS, GRANTS, OR DONATIONS.
3 THEREFORE, THE DIVISION IS NOT SUBJECT TO THE NOTICE REQUIREMENTS
4 SPECIFIED IN SECTION 24-75-1303 (3).

5 (4) BY JULY 1, 2014, AND JULY 1 EVERY THREE YEARS
6 THEREAFTER, THE DIVISION SHALL PROVIDE A REPORT TO THE MEMBERS OF
7 THE GENERAL ASSEMBLY REGARDING THE STATUS OF THE CENTER. THE
8 REPORT MUST INCLUDE QUANTITATIVE MEASURES IDENTIFIED BY THE
9 ADVISORY BOARD THAT DESCRIBE THE CENTER'S IMPACT.

10 **SECTION 3.** In Colorado Revised Statutes, 2-3-1203, **add** (3)
11 (jj.5) as follows:

12 **2-3-1203. Sunset review of advisory committees.** (3) The
13 following dates are the dates for which the statutory authorization for the
14 designated advisory committees is scheduled for repeal:

15 (jj.5) SEPTEMBER 1, 2023:

16 (I) THE EPIC ADVISORY BOARD CREATED IN SECTION 24-33.5-514
17 (2), C.R.S.

18 **SECTION 4. Appropriation.** In addition to any other
19 appropriation, there is hereby appropriated, out of any moneys in the
20 general fund not otherwise appropriated, to the department of public
21 safety, for the fiscal year beginning July 1, 2013, the sum of \$739,591 and
22 6.0 FTE, or so much thereof as may be necessary, for allocation to the
23 division of criminal justice for the evidence-based practices
24 implementation for capacity resource center created in this act.

25 **SECTION 5. Act subject to petition - effective date.** This act
26 takes effect October 1, 2013; except that, if a referendum petition
27 is filed pursuant to section 1 (3) of article V of the state constitution

1 against this act or an item, section, or part of this act within such period,
2 then the act, item, section, or part will not take effect unless approved by
3 the people at the general election to be held in November 2014 and, in
4 such case, will take effect on the date of the official declaration of the
5 vote thereon by the governor.