

HB1122\_L.004

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB15-1122 be amended as follows:

- 1 Amend printed bill, page 3, line 15, strike "(9)" and substitute "(4) (f) (I)  
2 and (9)".
- 3 Page 3, line 22, after "HEARING;" add "OR".
- 4 Page 3, strike lines 26 and 27 and substitute "AVAILABLE TO THE  
5 INMATE."
- 6 Page 4, strike lines 1 and 2.
- 7 Page 4, after line 19, insert:  
8 "(4) The board has the following powers and duties:  
9 (f) (I) To conduct a parole release review in lieu of a hearing,  
10 without the presence of the inmate, if:  
11 (A) The application for release is for special needs parole pursuant  
12 to section 17-22.5-403.5, and victim notification is not required pursuant  
13 to section 24-4.1-302.5, C.R.S.; or  
14 (B) A detainer from the United States immigration and customs  
15 enforcement agency has been filed with the department, the inmate meets  
16 the criteria for the presumption of parole in section 17-22-404.8, and  
17 victim notification is not required pursuant to section 24-4.1-302.5,  
18 C.R.S.; OR  
19 (C) THE INMATE HAS A STATUTORY DISCHARGE DATE OR  
20 MANDATORY RELEASE DATE WITHIN SIX MONTHS AFTER HIS OR HER NEXT  
21 ORDINARILY SCHEDULED PAROLE HEARING AND VICTIM NOTIFICATION IS  
22 NOT REQUIRED PURSUANT TO SECTION 24-4.1-302.5, C.R.S."
- 23 Page 5, strike lines 5 through 11 and substitute:  
24 "SECTION 3. In Colorado Revised Statutes, 17-2-103, **amend**  
25 (11) (b) (II) introductory portion as follows:  
26 17-2-103. **Arrest of parolee - revocation proceedings.**  
27 (11) (b) (II) If the board determines that the parolee has violated any  
28 condition of parole other than commission of a crime OR THE BOARD  
29 GRANTS THE PAROLEE'S REQUEST TO REVOKE HIS OR HER PAROLE, and THE  
30 PAROLEE is not subject to the provisions of subparagraph (I), (III), (III.5),  
31 (IV), or (VI) of this paragraph (b), the board may:".

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