

**Second Regular Session
Sixty-fifth General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 06-0921.01 Michael Dohr

HOUSE BILL 06-1379

HOUSE SPONSORSHIP

Garcia and Carroll T., Jahn, and Todd

SENATE SPONSORSHIP

Spence, and Hagedorn

House Committees
Judiciary

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING A REQUIREMENT FOR TRAINING TO IMPLEMENT WITNESS**
102 **PROTECTION PROGRAMS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Requires the Colorado district attorneys and law enforcement agencies to conduct an annual training, education, and risk-assessment program related to witness protection. Encourages law enforcement agencies and victims' advocates to develop their own training, education, and risk-assessment programs related to witness protection.

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.*

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

2 **SECTION 1.** 24-33.5-106 (3), Colorado Revised Statutes, is
3 amended, and the said 24-33.5-106 is further amended BY THE
4 ADDITION OF A NEW SUBSECTION, to read:

5 **24-33.5-106. Witness protection board - creation - Javad**
6 **Marshall-Fields and Vivian Wolfe witness protection program -**
7 **witness protection fund.** (3) The board shall create a witness protection
8 program THAT SHALL BE REFERRED TO AS THE JAVAD MARSHALL-FIELDS
9 AND VIVIAN WOLFE WITNESS PROTECTION PROGRAM, through which the
10 board may fund or provide for the security and protection of a prosecution
11 witness or potential prosecution witness during or subsequent to an
12 official proceeding or investigation that involves great public interest or
13 as a result of which the board determines that an offense such as
14 intimidating a witness as described in section 18-8-704 or 18-8-705,
15 C.R.S., tampering with a witness as described in section 18-8-707,
16 C.R.S., or retaliating against a witness as described in section 18-8-706,
17 C.R.S., is likely to be committed. The board may also fund or provide for
18 the security and protection of the immediate family of, or a person
19 otherwise closely associated with, such witness or potential witness if the
20 family or person may also be endangered.

21 (8) THE COLORADO DISTRICT ATTORNEYS AND LAW ENFORCEMENT
22 AGENCIES SHALL PROVIDE AT LEAST ANNUAL TRAINING FOR DISTRICT
23 ATTORNEYS, VICTIMS [REDACTED] ADVOCATES EMPLOYED IN OR WORKING WITH
24 LAW ENFORCEMENT AGENCIES, AND LAW ENFORCEMENT PERSONNEL
25 RELATED TO WITNESS PROTECTION. THE WITNESS PROTECTION BOARD
26 SHALL DEVELOP PROGRAM MATERIALS, INCLUDING A MODEL WITNESS
27 PROTECTION RISK ASSESSMENT INSTRUMENT, WHICH SHALL BE MADE

1 AVAILABLE TO COLORADO'S DISTRICT ATTORNEYS AND LAW
2 ENFORCEMENT AGENCIES. [REDACTED]

3 **SECTION 2. Effective date.** This act shall take effect July 1,
4 2006.

5 **SECTION 3. Safety clause.** The general assembly hereby finds,
6 determines, and declares that this act is necessary for the immediate
7 preservation of the public peace, health, and safety.