

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

April 11, 2013
Date

Committee on Judiciary.

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

HB13-1254 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend the Judiciary Committee Report, dated March 26, 2013, page 1,
- 2 strike line 1 and substitute:
- 3 "Amend printed bill, page 3, line 19, strike "requested by" and substitute
- 4 "requested by".

- 5 Page 3 of the bill, strike line 20 and substitute "~~the victim who has been~~
- 6 ~~informed about restorative justice practices pursuant to section~~
- 7 ~~24-4.1-303 (11) (g), C.R.S.,"~~.

- 8 Page 3 of the bill, strike line 21.

- 9 Page 3 of the bill, line 22, strike "section 24-4.1-303 (11) (g), C.R.S.,".

- 10 Page 1 of the committee report, after line 1 insert:
- 11 "Page 3 of the bill, line 23, after "facilitator." insert "IF A".

- 12 Page 1 of the committee report, strike lines 9 through 14 and substitute:
- 13 "Page 5 of the bill, strike lines 14 through 17.

- 14 Page 5 of the bill, line 18, strike "ATTORNEY.".

- 15 Page 1 of the committee report, after line 15 insert:
- 16 "Page 6 of the bill, line 10, after "2013." insert "THE EVALUATION MUST
- 17 BE BASED ON RESEARCH PRINCIPLES.".

- 1 Page 6 of the bill, line 14, strike "VICTIMS," and substitute
2 "PARTICIPATING VICTIMS,"."
- 3 Page 2 of the committee report, after line 4 insert:
4 "Page 8 of the bill, line 14, "FACE-TO-FACE MEETINGS WITH" and
5 substitute "RESTORATIVE JUSTICE PRACTICES,".
- 6 Page 8 of the bill, strike line 15 and substitute "THEY CAN BETTER
7 UNDERSTAND THE".
- 8 Page 8 of the bill, line 25, after "RECIDIVISM," insert "TO ASSIST IN
9 REPAIRING THE HARM CAUSED TO VICTIMS AND THE COMMUNITY,"."
- 10 Page 2 of the committee report, before line 5 insert:
11 "Page 10 of the bill, line 1, strike "AND GENDER;" and substitute "GENDER,
12 AND EACH CHARGE AT ARREST;".
- 13 Page 10 of the bill, line 11, after "SUBSEQUENT" insert "ARREST OR".
- 14 Page 11 of the bill, line 7, strike "ATTORNEY" and substitute "ATTORNEY,
15 AFTER CONSULTATION WITH THE VICTIM IN A VICTIMS' RIGHTS ACT
16 CRIME,"."
- 17 Page 2 of the committee report, strike lines 5 through 9 and substitute:
18 "Page 12 of the bill, strike lines 17 through 19 and substitute:
19 "(4) BEFORE IMPLEMENTING A RESTORATIVE JUSTICE PILOT
20 PROJECT, EACH JUDICIAL DISTRICT SHALL, IN CONSULTATION WITH THE
21 COUNCIL, ESTABLISH GUIDELINES TO BE FOLLOWED FOR SUCH PROJECT.
22 SUCH GUIDELINES SHALL INCLUDE: A FRONT-END ASSESSMENT OF THE
23 OFFENDER, THE CRIME, VICTIM IMPACT, AND THE BEST METHODOLOGY TO
24 INVOLVE VICTIMS; CONSIDERATION FOR SERVICES AND PROGRAMMATIC
25 SUPPORT AVAILABLE; AND A THOROUGH AND APPROPRIATE EVALUATION
26 OF THE PILOT PROJECT.
27 (5) THE RESTORATIVE JUSTICE PILOT PROJECT SITES SHALL
28 RECEIVE FUNDS FROM THE RESTORATIVE JUSTICE SURCHARGE FUND
29 CREATED IN SECTION 18-25-101 (3), C.R.S."
- 30 Renumber succeeding subsection accordingly.
- 31 Page 13, line 10, after "PROSECUTION;" insert "THE SERIOUSNESS OF THE
32 CRIME; THE CRIME'S IMPACT ON THE VICTIM; THE BEST METHODOLOGY TO
33 INVOLVE THE VICTIM;".

- 1 Page 13, line 12, strike "and" and substitute "and".
- 2 Page 13, line 13, strike "process." and substitute "process; AND OTHER
- 3 PROGRAMMATIC SUPPORT AVAILABLE."."

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