

First Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 13-0591.01 Michael Dohr x4347

HOUSE BILL 13-1129

HOUSE SPONSORSHIP

Pettersen,

SENATE SPONSORSHIP

Newell,

House Committees
Judiciary

Senate Committees

A BILL FOR AN ACT

101 CONCERNING CREATING THE EVIDENCE-BASED PRACTICES
102 IMPLEMENTATION FOR CAPACITY RESOURCE CENTER.

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 effective science-based frameworks to support the use of evidence-based

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.

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
20 use public safety resources;

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

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

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

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

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

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

19 **24-33.5-514. Evidence-based practices implementation for**
20 **capacity program - repeal.** (1) THERE IS HEREBY CREATED THE
21 EVIDENCE-BASED PRACTICES IMPLEMENTATION FOR CAPACITY RESOURCE
22 CENTER IN THE DIVISION, REFERRED TO IN THIS SECTION AS THE "CENTER".
23 THE INTENT OF THE CENTER IS TO ASSIST AGENCIES SERVING JUVENILE
24 AND ADULT POPULATIONS TO DEVELOP AND SUSTAIN EFFECTIVE
25 IMPLEMENTATION FRAMEWORKS TO SUPPORT THE USE OF EVIDENCE-BASED
26 PRACTICES. THE CENTER IS A COLLABORATIVE EFFORT AMONG THE
27 DEPARTMENT OF PUBLIC SAFETY, THE DEPARTMENT OF CORRECTIONS, THE

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

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

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

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

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

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

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

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

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

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

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

27 (e) THE BOARD SHALL MEET AT LEAST FOUR TIMES PER CALENDAR

1 YEAR. THE DIRECTOR OF THE DIVISION OF CRIMINAL JUSTICE MAY CALL
2 SUCH ADDITIONAL MEETINGS AS MAY BE NECESSARY FOR THE BOARD TO
3 COMPLETE ITS DUTIES.

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

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

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

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

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

26 (b) THE GENERAL ASSEMBLY FINDS THAT THE IMPLEMENTATION OF
27 THIS SECTION DOES NOT RELY ENTIRELY OR IN ANY PART ON THE RECEIPT

1 OF ADEQUATE FUNDING THROUGH GIFTS, GRANTS, OR DONATIONS.
2 THEREFORE, THE DIVISION IS NOT SUBJECT TO THE NOTICE REQUIREMENTS
3 SPECIFIED IN SECTION 24-75-1303 (3).

4 (4) BY JULY 1, 2014, AND JULY 1 EVERY THREE YEARS
5 THEREAFTER, THE DIVISION SHALL PROVIDE A REPORT TO THE MEMBERS OF
6 THE GENERAL ASSEMBLY REGARDING THE STATUS OF THE CENTER.

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

9 **2-3-1203. Sunset review of advisory committees.** (3) The
10 following dates are the dates for which the statutory authorization for the
11 designated advisory committees is scheduled for repeal:

12 (jj.5) SEPTEMBER 1, 2023:

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

15 **SECTION 4. Act subject to petition - effective date.** This act
16 takes effect at 12:01 a.m. on the day following the expiration of the
17 ninety-day period after final adjournment of the general assembly (August
18 7, 2013, if adjournment sine die is on May 8, 2013); except that, if a
19 referendum petition is filed pursuant to section 1 (3) of article V of the
20 state constitution against this act or an item, section, or part of this act
21 within such period, then the act, item, section, or part will not take effect
22 unless approved by the people at the general election to be held in
23 November 2014 and, in such case, will take effect on the date of the
24 official declaration of the vote thereon by the governor.