

Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 24-0605.01 Jerry Barry x4341

HOUSE BILL 24-1013

HOUSE SPONSORSHIP

Hartsook and Lukens,

SENATE SPONSORSHIP

Pelton R. and Bridges,

House Committees
Judiciary

Senate Committees

A BILL FOR AN ACT

101 CONCERNING VICTIM PROGRAMS IN THE NEW TWENTY-THIRD JUDICIAL
102 DISTRICT.

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://leg.colorado.gov>.)

The new twenty-third judicial district exists beginning January 7, 2025. The bill makes changes so that the crime victim compensation board and the victims and witnesses assistance and law enforcement board may provide compensation and services once the new judicial district exists.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-4.1-103, **add** (4)
3 as follows:

4 **24-4.1-103. Crime victim compensation board - created -**
5 **repeal.** (4) (a) EFFECTIVE NOVEMBER 1, 2024, A CRIME VICTIM
6 COMPENSATION BOARD FOR THE TWENTY-THIRD JUDICIAL DISTRICT IS
7 CREATED. THE DISTRICT ATTORNEY FOR THE EIGHTEENTH JUDICIAL
8 DISTRICT SHALL APPOINT THE INITIAL BOARD OF THREE MEMBERS, EACH
9 OF WHOM MUST BE RESIDENTS OF DOUGLAS, ELBERT, OR LINCOLN
10 COUNTIES. THE DISTRICT ATTORNEY FOR THE EIGHTEENTH JUDICIAL
11 DISTRICT SHALL DESIGNATE ONE OF THE MEMBERS AS THE INITIAL CHAIR.
12 AFTER JANUARY 7, 2025, THE DISTRICT ATTORNEY FOR THE
13 TWENTY-THIRD JUDICIAL DISTRICT SHALL APPOINT BOARD MEMBERS FOR
14 THAT JUDICIAL DISTRICT, INCLUDING ANY VACANCIES. TO THE EXTENT
15 POSSIBLE, MEMBERS MUST FAIRLY REFLECT THE POPULATION OF THE
16 TWENTY-THIRD JUDICIAL DISTRICT.

17 (b) FOR THE INITIAL BOARD, THE TERM OF OFFICE OF EACH
18 MEMBER OF THE TWENTY-THIRD JUDICIAL DISTRICT BOARD IS FOURTEEN
19 MONTHS. THEREAFTER, THE TERM IS THREE YEARS; EXCEPT THAT, OF
20 THOSE MEMBERS FIRST APPOINTED BY THE TWENTY-THIRD JUDICIAL
21 DISTRICT ATTORNEY, THE DISTRICT ATTORNEY SHALL APPOINT ONE FOR A
22 THREE-YEAR TERM, ONE FOR A TWO-YEAR TERM, AND ONE FOR A
23 ONE-YEAR TERM. ALL OTHER TERMS AND VACANCIES MUST BE
24 CONSISTENT WITH SUBSECTION (2) OF THIS SECTION.

25 (c) THE CRIME VICTIM COMPENSATION BOARD FOR THE
26 TWENTY-THIRD JUDICIAL DISTRICT SHALL BEGIN AWARDING

1 COMPENSATION TO VICTIMS OF CRIMES ON OR AFTER JANUARY 7, 2025.

2 (d) THIS SUBSECTION (4) IS REPEALED, EFFECTIVE JULY 1, 2026.

3 **SECTION 2.** In Colorado Revised Statutes, **amend 24-4.1-104**
4 as follows:

5 **24-4.1-104. District attorney to assist board - repeal.** (1) The
6 district attorney and ~~his~~ THE DISTRICT ATTORNEY'S legal and
7 administrative staff shall assist the board in the performance of its duties
8 pursuant to this part 1.

9 (2) (a) THE DISTRICT ATTORNEY FOR THE EIGHTEENTH JUDICIAL
10 DISTRICT AND THE DISTRICT ATTORNEY'S LEGAL AND ADMINISTRATIVE
11 STAFF SHALL ASSIST THE CRIME VICTIM COMPENSATION BOARD FOR THE
12 TWENTY-THIRD JUDICIAL DISTRICT IN THE ESTABLISHMENT OF
13 PROCEDURES FOR PERFORMANCE OF ITS DUTIES PURSUANT TO THIS PART
14 1 UNTIL THE DISTRICT ATTORNEY FOR THE TWENTY-THIRD JUDICIAL
15 DISTRICT ASSUMES OFFICE.

16 (b) THIS SUBSECTION (2) IS REPEALED, EFFECTIVE JULY 1, 2025.

17 **SECTION 3.** In Colorado Revised Statutes, **24-4.1-117, add (1.3)**
18 as follows:

19 **24-4.1-117. Fund created - control of fund - repeal.**

20 (1.3) (a) THE CRIME VICTIM COMPENSATION FUND FOR THE
21 TWENTY-THIRD JUDICIAL DISTRICT IS ESTABLISHED IN THE OFFICE OF THE
22 COURT ADMINISTRATOR FOR DOUGLAS, ELBERT, AND LINCOLN COUNTIES.
23 THE FUND CONSISTS OF ANY MONEY DUE THE TWENTY-THIRD JUDICIAL
24 DISTRICT PURSUANT TO SUBSECTION (2) OF THIS SECTION ON AND AFTER
25 JANUARY 7, 2025. THE JUDICIAL DEPARTMENT SHALL COORDINATE WITH
26 THE CRIME VICTIM COMPENSATION BOARD FOR THE EIGHTEENTH JUDICIAL
27 DISTRICT TO CREDIT MONEY PAID AS COSTS OR SURCHARGES LEVIED ON

1 CRIMINAL ACTIONS IN DOUGLAS, ELBERT, AND LINCOLN COUNTIES ON AND
2 AFTER APRIL 1, 2024, TO THE FUND FOR USE BY THE TWENTY-THIRD
3 JUDICIAL DISTRICT, FROM THE MONEY COLLECTED PURSUANT TO
4 SUBSECTION (2) OF THIS SECTION ON OR AFTER APRIL 1, 2024, IN
5 DOUGLAS, ELBERT AND LINCOLN COUNTIES.

6 (b) THIS SUBSECTION (1.3) IS REPEALED, EFFECTIVE JULY 1, 2025.

7 **SECTION 4.** In Colorado Revised Statutes, 24-4.1-117.3, **add**
8 (3)(a.5) as follows:

9 **24-4.1-117.3. Crime victim services advisory board - creation**
10 **- duties - repeal.** (3) The advisory board's powers and duties include, but
11 are not limited to, the following:

12 (a.5) (I) TO PROVIDE CURRENT STANDARDS FOR THE CRIME VICTIM
13 COMPENSATION FUND FOR THE TWENTY-THIRD JUDICIAL DISTRICT,
14 ESTABLISHED IN SECTION 24-4.1-117(1.3), TO PREPARE THE CRIME VICTIM
15 COMPENSATION BOARD FOR THE TWENTY-THIRD JUDICIAL DISTRICT TO
16 AWARD COMPENSATION PURSUANT TO THIS PART 1.

17 (II) THIS SUBSECTION (3)(a.5) IS REPEALED, EFFECTIVE JULY 1,
18 2025.

19 **SECTION 5.** In Colorado Revised Statutes, **amend** 24-4.1-118
20 as follows:

21 **24-4.1-118. Court administrator custodian of fund -**
22 **disbursements - repeal.** (1) The court administrator of each judicial
23 district ~~shall be~~ IS the custodian of the fund, and THE COURT
24 ADMINISTRATOR SHALL PAY all disbursements from the fund ~~shall be paid~~
25 ~~by him~~ upon written authorization of the board or the court.

26 (2) (a) UNTIL A JUDICIAL DISTRICT COURT ADMINISTRATOR FOR
27 THE TWENTY-THIRD JUDICIAL DISTRICT IS APPOINTED, THE COURT

1 ADMINISTRATOR FOR DOUGLAS, ELBERT, AND LINCOLN COUNTIES SHALL
2 ASSUME THE DUTIES DESCRIBED IN SUBSECTION (1) OF THIS SECTION AND
3 SECTION 24-4.1-117.

4 (b) THIS SUBSECTION (2) IS REPEALED, EFFECTIVE JULY 1, 2025.

5 **SECTION 6.** In Colorado Revised Statutes, 24-4.2-101, **add** (1.5)
6 as follows:

7 **24-4.2-101. Victims and witnesses assistance and law**
8 **enforcement board - creation - repeal.** (1.5) (a) EFFECTIVE NOVEMBER
9 1, 2024, A VICTIMS AND WITNESSES ASSISTANCE AND LAW ENFORCEMENT
10 BOARD FOR THE TWENTY-THIRD JUDICIAL DISTRICT IS CREATED. THE
11 TWENTY-THIRD JUDICIAL DISTRICT ADMINISTRATIVE JUDGE SHALL APPOINT
12 THE INITIAL BOARD FOR THE TWENTY-THIRD JUDICIAL DISTRICT PURSUANT
13 TO SUBSECTIONS (1) TO (3) OF THIS SECTION. EFFECTIVE JANUARY 7, 2025,
14 THE CHIEF JUDGE OF THE TWENTY-THIRD JUDICIAL DISTRICT HAS ALL
15 APPOINTMENT AUTHORITIES AND DUTIES PURSUANT TO THIS SECTION.

16 (b) THIS SUBSECTION (1.5) IS REPEALED, EFFECTIVE JULY 1, 2025.

17 **SECTION 7.** In Colorado Revised Statutes, 24-4.2-103, **add** (1.3)
18 as follows:

19 **24-4.2-103. Victims and witnesses assistance and law**
20 **enforcement fund - control of fund - repeal.** (1.3) (a) THE VICTIMS AND
21 WITNESSES ASSISTANCE AND LAW ENFORCEMENT FUND FOR THE
22 TWENTY-THIRD JUDICIAL DISTRICT IS ESTABLISHED IN THE OFFICE OF THE
23 COURT ADMINISTRATOR FOR DOUGLAS, ELBERT, AND LINCOLN COUNTIES.
24 THE JUDICIAL DEPARTMENT SHALL COORDINATE WITH THE BOARD OF THE
25 EIGHTEENTH JUDICIAL DISTRICT TO CREDIT MONEY RELATED TO DOUGLAS,
26 ELBERT, AND LINCOLN COUNTIES ON AND AFTER APRIL 1, 2024, TO THE
27 FUND FOR USE BY THE TWENTY-THIRD JUDICIAL DISTRICT FROM

1 SURCHARGES COLLECTED ON OR AFTER APRIL 1, 2024, IN DOUGLAS,
2 ELBERT, AND LINCOLN COUNTIES. MONEY FOR USE BY THE TWENTY-THIRD
3 JUDICIAL DISTRICT VICTIMS AND WITNESSES ASSISTANCE AND LAW
4 ENFORCEMENT BOARD MUST BE FORWARDED TO THE COURT
5 ADMINISTRATOR AND DEPOSITED INTO THE FUND. THE FUND CONSISTS OF
6 ALL MONEY COLLECTED AS A SURCHARGE ON AND AFTER APRIL 1, 2024,
7 AS PROVIDED IN SECTION 24-4.2-104; MONEY PAID PURSUANT TO SECTION
8 17-27-104 (4)(b)(IV); MONEY TRANSFERRED FROM THE MARIJUANA TAX
9 FUND PURSUANT TO SECTION 39-28.8-501 (4.9)(c); AND ANY OTHER
10 MONEY THE GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER TO THE
11 FUND. THE STATE COURT ADMINISTRATOR FOR THE TWENTY-THIRD
12 JUDICIAL DISTRICT SHALL COMPLY WITH THE PROVISIONS OF THIS SECTION.

13 (b) THIS SUBSECTION (1.3) IS REPEALED, EFFECTIVE JULY 1, 2025.

14 **SECTION 8.** In Colorado Revised Statutes, 24-4.2-105, **add** (6.5)
15 as follows:

16 **24-4.2-105. Allocation of money from fund - application for**
17 **grants - disbursements - repeal.** (6.5) (a) THE VICTIMS AND WITNESSES
18 ASSISTANCE AND LAW ENFORCEMENT BOARD FOR THE EIGHTEENTH
19 JUDICIAL DISTRICT, IN CONSULTATION WITH THE DISTRICT ATTORNEY FOR
20 THE EIGHTEENTH JUDICIAL DISTRICT AND THE INTERIM CHIEF JUDGE FOR
21 DOUGLAS, ELBERT, AND LINCOLN COUNTIES, HAS THE AUTHORITY TO
22 CONTRACT FOR SERVICES CONSISTENT WITH THIS SECTION ON BEHALF OF
23 THE BOARD FOR THE TWENTY-THIRD JUDICIAL DISTRICT FOR SERVICES AND
24 GRANT APPLICATIONS TO BE PROVIDED FROM JULY 1, 2024, THROUGH JUNE
25 30, 2025. THE EIGHTEENTH JUDICIAL DISTRICT VICTIMS AND WITNESSES
26 ASSISTANCE AND LAW ENFORCEMENT BOARD SHALL REPORT TO THE
27 DEPARTMENT OF PUBLIC SAFETY CONCERNING GRANTS APPLIED FOR AND

1 SERVICES CONTRACTED FOR ON BEHALF OF THE TWENTY-THIRD JUDICIAL
2 DISTRICT PURSUANT TO SECTION 24-4.2-108 (1).

3 (b) THIS SUBSECTION (6.5) IS REPEALED, EFFECTIVE JULY 1, 2025.

4 **SECTION 9.** In Colorado Revised Statutes, 39-28.8-501, **amend**
5 (4.9)(b) and (4.9)(c) as follows:

6 **39-28.8-501. Marijuana tax cash fund - creation - distribution**
7 **- legislative declaration - repeal.** (4.9) (b) (I) The state court
8 administrator shall distribute the money transferred pursuant to subsection
9 (4.9)(a)(II) of this section to the crime victim compensation fund in each
10 judicial district in proportion to each district's percentage of total
11 statewide surcharges collected pursuant to section 24-4.1-117 (2) for the
12 three-year fiscal year period beginning July 1, 2016. The state court
13 administrator shall not retain any money transferred pursuant to
14 subsection (4.9)(a)(II) of this section for its administrative costs
15 associated with making the distribution.

16 (II) NOTWITHSTANDING SUBSECTION (4.9)(b)(I) OF THIS SECTION,
17 ON AND AFTER JULY 1, 2024, THE STATE COURT ADMINISTRATOR SHALL
18 DISTRIBUTE THE MONEY TRANSFERRED PURSUANT TO SUBSECTION
19 (4.9)(a)(II) OF THIS SECTION:

20 (A) TO THE EIGHTEENTH JUDICIAL DISTRICT CRIME VICTIM
21 COMPENSATION FUND IN PROPORTION TO THE TOTAL SURCHARGES
22 COLLECTED IN ARAPAHOE COUNTY FOR THE THREE-YEAR FISCAL YEAR
23 PERIOD BEGINNING JULY 1, 2016; AND

24 (B) TO THE TWENTY-THIRD JUDICIAL DISTRICT CRIME VICTIM
25 COMPENSATION FUND IN PROPORTION TO THE TOTAL SURCHARGES
26 COLLECTED IN DOUGLAS, ELBERT, AND LINCOLN COUNTIES FOR THE
27 THREE-YEAR FISCAL YEAR PERIOD BEGINNING JULY 1, 2016.

1 (c) (I) The state court administrator shall distribute the money
2 transferred pursuant to subsection (4.9)(a)(III) of this section to the
3 victims and witnesses assistance and law enforcement fund in each
4 judicial district in proportion to each district's percentage of total
5 statewide surcharges collected pursuant to section 24-4.2-103 (1) for the
6 three-year fiscal year period beginning July 1, 2016. The state court
7 administrator shall not retain any money transferred pursuant to
8 subsection (4.9)(a)(III) of this section for its administrative costs
9 associated with making the distribution.

10 (II) NOTWITHSTANDING SUBSECTION (4.9)(c)(I) OF THIS SECTION,
11 ON AND AFTER JULY 1, 2024, THE STATE COURT ADMINISTRATOR SHALL
12 DISTRIBUTE THE MONEY TRANSFERRED PURSUANT TO SUBSECTION
13 (4.9)(a)(III) OF THIS SECTION:

14 (A) TO THE EIGHTEENTH JUDICIAL DISTRICT VICTIMS AND
15 WITNESSES ASSISTANCE AND LAW ENFORCEMENT FUND IN PROPORTION TO
16 THE TOTAL SURCHARGES COLLECTED IN ARAPAHOE COUNTY FOR THE
17 THREE-YEAR FISCAL YEAR PERIOD BEGINNING JULY 1, 2016; AND

18 (B) TO THE TWENTY-THIRD JUDICIAL DISTRICT VICTIMS AND
19 WITNESSES ASSISTANCE AND LAW ENFORCEMENT FUND IN PROPORTION TO
20 THE TOTAL SURCHARGES COLLECTED IN DOUGLAS, ELBERT, AND LINCOLN
21 COUNTIES FOR THE THREE-YEAR FISCAL YEAR PERIOD BEGINNING JULY 1,
22 2016.

23 **SECTION 10. Safety clause.** The general assembly finds,
24 determines, and declares that this act is necessary for the immediate
25 preservation of the public peace, health, or safety or for appropriations for
26 the support and maintenance of the departments of the state and state
27 institutions.