

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

March 26, 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 Finance with favorable recommendation:

- 1 Amend printed bill, page 3, line 23, after "facilitator." insert "IF A
- 2 DEFENDANT WANTS TO PARTICIPATE IN RESTORATIVE JUSTICE PRACTICES,
- 3 THE DEFENDANT MUST MAKE THE REQUEST TO THE DISTRICT ATTORNEY OR
- 4 THE LAW ENFORCEMENT AGENCY ADMINISTERING THE PROGRAM AND MAY
- 5 NOT MAKE THE REQUEST TO THE VICTIM."

- 6 Page 3, line 24, strike "DEFENDANT OR DISTRICT ATTORNEY," and
- 7 substitute "DEFENDANT, DISTRICT ATTORNEY, OR LAW ENFORCEMENT
- 8 AGENCY,".

- 9 Page 5, line 17, after "JUVENILE," insert "LAW ENFORCEMENT AGENCY,".

- 10 Page 5, line 18, after "ATTORNEY." insert "IF A JUVENILE WANTS TO
- 11 PARTICIPATE IN RESTORATIVE JUSTICE PRACTICES, THE JUVENILE MUST
- 12 MAKE THE REQUEST TO THE DISTRICT ATTORNEY OR THE LAW
- 13 ENFORCEMENT AGENCY ADMINISTERING THE PROGRAM AND MAY NOT
- 14 MAKE THE REQUEST TO THE VICTIM."

- 15 Page 5, line 22, strike "and (2) (l)" and substitute "(2) (l), and (2) (m)".

- 16 Page 7, line 26, strike "AND".

- 17 Page 7, line 27, strike "A" and substitute "THREE" and strike
- 18 "PRACTITIONER" and substitute "PRACTITIONERS".

1 Page 8, line 1, strike "DEPARTMENT." and substitute "DEPARTMENT; AND".

2 Page 8, after line 1 insert:

3 "(m) A REPRESENTATIVE OF THE JUVENILE PAROLE BOARD
4 APPOINTED BY THE CHAIR OF THE JUVENILE PAROLE BOARD."

5 Page 11, line 11, after "PETITION." insert "ONCE THE JUVENILE ACCEPTS
6 PARTICIPATION IN THE PROGRAM, THE PROVISIONS OF PART 3 OF ARTICLE
7 4.1 OF TITLE 24, C.R.S., APPLY AND THE RESTORATIVE JUSTICE PROVIDER
8 SHALL COMPLY WITH THE PROVISIONS OF PART 3 OF ARTICLE 4.1 OF TITLE
9 24, C.R.S."

10 Page 13, line 14, strike "If" and substitute "IF A JUVENILE WANTS TO
11 PARTICIPATE IN RESTORATIVE JUSTICE PRACTICES, THE JUVENILE MUST
12 MAKE THE REQUEST TO THE DISTRICT ATTORNEY OR THE LAW
13 ENFORCEMENT AGENCY ADMINISTERING THE PROGRAM AND MAY NOT
14 MAKE THE REQUEST TO THE VICTIM. If".

15 Page 13, line 15, strike "A VICTIM-OFFENDER CONFERENCE" and substitute
16 "RESTORATIVE JUSTICE PRACTICES".

17 Page 15, line 15, after "COUNSEL." insert "IF A JUVENILE WANTS TO
18 PARTICIPATE IN RESTORATIVE JUSTICE PRACTICES, THE JUVENILE MUST
19 MAKE THE REQUEST TO THE DISTRICT ATTORNEY OR THE LAW
20 ENFORCEMENT AGENCY ADMINISTERING THE PROGRAM AND MAY NOT
21 MAKE THE REQUEST TO THE VICTIM."

22 Page 15, line 16, strike "JUVENILE," and substitute "JUVENILE OR LAW
23 ENFORCEMENT AGENCY,".

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