

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 12, 2015
Date

Committee on Judiciary.

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

HB15-1122 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend printed bill, page 3, line 6, after "crimes;" add "and".
- 2 Page 3, strike lines 8 through 10 and substitute "and their families."
- 3 Page 3, line 15, strike "(9)" and substitute "(4) (f) (I) and (9)".
- 4 Page 3, line 22, after "HEARING;" add "OR".
- 5 Page 3, strike lines 26 and 27 and substitute "AVAILABLE TO THE
6 INMATE."
- 7 Page 4, strike lines 1 and 2.
- 8 Page 4, after line 19, insert:
 - 9 "(4) The board has the following powers and duties:
 - 10 (f) (I) To conduct a parole release review in lieu of a hearing,
11 without the presence of the inmate, if:
 - 12 (A) The application for release is for special needs parole pursuant
13 to section 17-22.5-403.5, and victim notification is not required pursuant
14 to section 24-4.1-302.5, C.R.S.; ~~or~~
 - 15 (B) A detainer from the United States immigration and customs
16 enforcement agency has been filed with the department, the inmate meets
17 the criteria for the presumption of parole in section 17-22-404.8, and
18 victim notification is not required pursuant to section 24-4.1-302.5,
19 C.R.S.; OR

1 (C) THE INMATE HAS A STATUTORY DISCHARGE DATE OR
2 MANDATORY RELEASE DATE WITHIN SIX MONTHS AFTER HIS OR HER NEXT
3 ORDINARILY SCHEDULED PAROLE HEARING AND VICTIM NOTIFICATION IS
4 NOT REQUIRED PURSUANT TO SECTION 24-4.1-302.5, C.R.S."

5 Page 5, strike lines 5 through 11 and substitute:

6 "SECTION 3. In Colorado Revised Statutes, 17-2-103, amend
7 (11) (b) (II) introductory portion as follows:

8 **17-2-103. Arrest of parolee - revocation proceedings.**

9 (11) (b) (II) If the board determines that the parolee has violated any
10 condition of parole other than commission of a crime OR THE BOARD
11 GRANTS THE PAROLEE'S REQUEST TO REVOKE HIS OR HER PAROLE, and THE
12 PAROLEE is not subject to the provisions of subparagraph (I), (III), (III.5),
13 (IV), or (VI) of this paragraph (b), the board may:"

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