

First Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 25-0112.01 Anna Petrini x5497

SENATE BILL 25-043

SENATE SPONSORSHIP

Michaelson Jenet and Amabile, Cutter

HOUSE SPONSORSHIP

Bradfield and English,

Senate Committees
Judiciary

House Committees

A BILL FOR AN ACT

101 CONCERNING YOUTH INVOLVEMENT WITH THE JUSTICE SYSTEM, AND,
102 IN CONNECTION THEREWITH, MODIFYING THE REQUIREMENTS
103 FOR THE YOUTHFUL OFFENDER SYSTEM, CLARIFYING MATTERS
104 RELATED TO DETERMINATIONS OF INCOMPETENCY, AWARDING
105 CREDIT FOR CONFINEMENT PRIOR TO SENTENCING, AND
106 ESTABLISHING A GRANT PROGRAM TO PROVIDE DEFLECTION
107 SERVICES.

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/>.)

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.

Legislative Oversight Committee Concerning the Treatment of Persons with Behavioral Health Disorders in the Criminal and Juvenile Justice Systems. Current law establishes the youthful offender system in the department of corrections as a sentencing option that provides a continuum of services. **Section 1** of the bill:

- Revises certain legislative declaration provisions to emphasize lasting behavioral changes in preparation for reentry, accountability, healthy relationship building, and offender and staff safety;
- Adds language related to housing arrangements and equitable treatment for youthful offenders, including youthful offenders with disabilities;
- Adds a requirement for rehabilitative treatment and life skills programming and, in certain cases, for individual and family therapy and substance use disorder treatment;
- Elaborates on clinician evaluations, tailored treatment plans, and client manager requirements for youthful offenders; and
- Imposes an annual reporting requirement beginning in January 2026.

Section 2 of the bill applies the standards for determining competency in juvenile delinquency cases to juveniles who have charges directly filed against them in adult court, juveniles whose cases are transferred to adult court, or juveniles subject to concurrent court jurisdiction.

Section 3 of the bill permits bridges court liaisons to access juvenile competency evaluations and related information.

Current law sets forth procedures for court determinations of a juvenile's competency in juvenile justice proceedings. **Section 4** of the bill requires a court to dismiss the case against a juvenile if the court makes a final determination that the juvenile is incompetent to proceed and the juvenile's highest charged act is a class 2 misdemeanor, a petty offense, a drug misdemeanor, or a traffic offense.

Under current law, one year after a court finds a juvenile charged with a level 4 drug felony is incompetent to proceed the court shall enter a finding the juvenile is unrestorable to competency and shall determine whether a management plan is necessary for the juvenile. The bill reduces the time from one year to 6 months.

The bill imposes certain limitations on a case management plan's contents in cases that involve sexual conduct and addresses court responses when a juvenile or a juvenile's parent or guardian fails to engage with a management plan's ordered services.

Section 5 of the bill requires that a person sentenced for a delinquent act committed as a juvenile receive credit for any period of confinement prior to sentencing.

Section 6 of the bill creates the deflection and community investment grant program (grant program) in the office of adult and juvenile justice assistance in the division of criminal justice to provide grants to eligible nonprofit and tribal applicants to implement a mixed-delivery system of trauma-informed health and development deflection programs for youth, including Native American youth.

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

2 **SECTION 1.** In Colorado Revised Statutes, 18-1.3-407, **amend**
3 (1)(a), (1)(b), (3), (3.3)(a), and (3.3)(b); and **add** (1)(b.5), (3.3)(d)(III),
4 and (15) as follows:

5 **18-1.3-407. Sentences - youthful offenders - powers and duties**
6 **of district court - authorization for youthful offender system - powers**
7 **and duties of department of corrections - youthful offender system**
8 **study - report - legislative declaration - definitions.** (1) (a) It is the
9 intent of the general assembly that the youthful offender system
10 established pursuant to this section ~~shall~~ benefit the state by: ~~Providing~~
11 ~~as a sentencing option for certain youthful offenders a controlled and~~
12 ~~regimented environment that affirms dignity of self and others, promotes~~
13 ~~the value of work and self-discipline, and develops useful skills and~~
14 ~~abilities through enriched programming:~~

15 (I) PROVIDING AS A SENTENCING OPTION FOR CERTAIN YOUTHFUL
16 OFFENDERS A CONTROLLED ENVIRONMENT THAT AFFIRMS DIGNITY OF SELF
17 AND OTHERS;

18 (II) INCREASING PUBLIC SAFETY BY PROVIDING REHABILITATIVE
19 TREATMENT TO HELP YOUTHFUL OFFENDERS IN THE CARE OF THE
20 YOUTHFUL OFFENDER SYSTEM MAKE LASTING BEHAVIORAL CHANGES TO
21 PREPARE YOUTH FOR A SUCCESSFUL TRANSITION BACK INTO THE
22 COMMUNITY;

1 (III) PROMOTING THE PHYSICAL SAFETY OF YOUTHFUL OFFENDERS
2 AND STAFF WITHIN THE YOUTHFUL OFFENDER SYSTEM;

3 (IV) PROMOTING A SEAMLESS CONTINUUM OF CARE FROM THE
4 TIME OF INCARCERATION TO DISCHARGE, IN WHICH YOUTHFUL OFFENDERS'
5 NEEDS ARE MET IN A SAFE, STRUCTURED ENVIRONMENT WITH
6 WELL-TRAINED, CARING STAFF WHO HELP YOUTHFUL OFFENDERS IDENTIFY
7 AND ADDRESS ISSUES, BE ACCOUNTABLE, AND ACCEPT RESPONSIBILITY FOR
8 THE YOUTHFUL OFFENDERS' ACTIONS;

9 (V) ENABLING YOUTHFUL OFFENDERS TO DEVELOP HEALTHY,
10 SUPPORTIVE RELATIONSHIPS WITH PEERS, ADULTS, FAMILY, AND
11 NEIGHBORHOOD AND COMMUNITY MEMBERS; AND

12 (VI) PROVIDING YOUTHFUL OFFENDERS WITH THE TOOLS
13 NECESSARY TO BECOME LAW-ABIDING, CONTRIBUTING MEMBERS OF THE
14 COMMUNITY UPON THE YOUTH'S RELEASE.

15 (b) It is the further intent of the general assembly in enacting this
16 section that ~~female and male offenders~~ YOUTHFUL OFFENDERS,
17 REGARDLESS OF GENDER IDENTITY OR EXPRESSION, who are eligible for
18 sentencing to the youthful offender system pursuant to section
19 18-1.3-407.5, ~~or section~~ 19-2.5-801 (5), or 19-2.5-802 (1)(d)(I)(B) receive
20 equitable treatment in sentencing, particularly in regard to the option of
21 being sentenced to the youthful offender system. Accordingly, it is the
22 general assembly's intent that the department of corrections take
23 necessary measures to establish separate housing BASED ON YOUTHFUL
24 OFFENDERS' EXPRESSED GENDER IDENTITY for ~~female and male offenders~~
25 YOUTHFUL OFFENDERS who are sentenced to the youthful offender system
26 without compromising the equitable treatment of ~~either~~ THE YOUTHFUL
27 OFFENDERS.

1 (b.5) IT IS THE FURTHER INTENT OF THE GENERAL ASSEMBLY IN
2 ENACTING THIS SECTION THAT OFFENDERS WITH DISABILITIES WHO ARE
3 ELIGIBLE FOR SENTENCING TO THE YOUTHFUL OFFENDER SYSTEM
4 PURSUANT TO SECTION 18-1.3-407.5, 19-2.5-801 (5), OR 19-2.5-802
5 (1)(d)(I)(B) RECEIVE EQUITABLE TREATMENT IN SENTENCING,
6 PARTICULARLY IN REGARD TO THE OPTION OF BEING SENTENCED TO THE
7 YOUTHFUL OFFENDER SYSTEM. THEREFORE, THE GENERAL ASSEMBLY
8 DECLARES THAT THE DEPARTMENT OF CORRECTIONS SHALL TAKE
9 NECESSARY MEASURES TO ESTABLISH HOUSING AND ACCESS TO SERVICES
10 AS NEEDED FOR OFFENDERS WITH DISABILITIES WHO ARE SENTENCED TO
11 THE YOUTHFUL OFFENDER SYSTEM WITHOUT COMPROMISING THE
12 EQUITABLE TREATMENT OF ANY OFFENDERS.

13 (3) The department of corrections shall develop and implement a
14 youthful offender system for offenders sentenced in accordance with
15 subsection (2) of this section. The youthful offender system ~~shall be~~ IS
16 under the direction and control of the executive director of the department
17 of corrections. The youthful offender system ~~shall be~~ IS based on the
18 following principles:

19 (a) The system should provide for teaching YOUTHFUL offenders
20 self-discipline by providing clear consequences for DESIGNATED
21 inappropriate behavior;

22 (a.5) THE SYSTEM SHOULD PROVIDE FOR REHABILITATIVE
23 TREATMENT TO HELP YOUTHFUL OFFENDERS MAKE LASTING BEHAVIORAL
24 CHANGES TO PREPARE YOUTH FOR A SUCCESSFUL TRANSITION BACK INTO
25 THE COMMUNITY;

26 (b) The system should include a daily regimen that involves
27 YOUTHFUL offenders in physical ~~training, self-discipline exercises~~

1 ACTIVITY, educational and work programs, LIFE SKILLS PROGRAMMING,
2 and meaningful interaction, with a component for a tiered system for
3 ~~swift and strict discipline for noncompliance~~ OF REWARDS FOR TARGET
4 BEHAVIOR REDUCTION. THE DAILY REGIMEN MUST BE INDIVIDUALLY
5 DETERMINED FOR EACH YOUTHFUL OFFENDER AND TAKE INTO
6 CONSIDERATION DISABILITIES AND REASONABLE MODIFICATIONS.

7 (b.5) THE SYSTEM SHOULD PROVIDE YOUTHFUL OFFENDERS WITH
8 INDIVIDUALLY TAILORED THERAPY, FAMILY THERAPY, OR SUBSTANCE USE
9 DISORDER TREATMENT WHEN REQUESTED BY A YOUTHFUL OFFENDER OR
10 INDICATED BY A PREVIOUS BEHAVIORAL HEALTH OR SUBSTANCE USE
11 DISORDER EVALUATION;

12 (c) The system should use staff models and mentors to promote
13 ~~within an offender the~~ A YOUTHFUL OFFENDER'S development of socially
14 accepted attitudes and behaviors;

15 (d) The system should provide YOUTHFUL offenders with
16 instruction on problem-solving skills and should incorporate methods to
17 reinforce the use of cognitive behavior strategies that change YOUTHFUL
18 offenders' orientation toward criminal thinking and behavior;

19 (e) The system should promote among YOUTHFUL offenders the
20 creation and development of new TRAUMA-INFORMED group cultures
21 which result in a transition to prosocial behavior; and

22 (f) The system should provide YOUTHFUL offenders the
23 opportunity to gradually reenter the community. ~~while demonstrating the~~
24 ~~capacity for self-discipline and the attainment of respect for the~~
25 ~~community.~~

26 (3.3) The youthful offender system consists of the following
27 components, and the department of corrections has the authority

1 described in this subsection (3.3) in connection with the administration
2 of the components:

3 (a) (I) An intake, diagnostic, and orientation phase DURING WHICH
4 THE DEPARTMENT OF CORRECTIONS SHALL FACILITATE AN EVALUATION OF
5 EACH YOUTHFUL OFFENDER, CONDUCTED BY A LICENSED MENTAL HEALTH
6 CLINICIAN FOR POSSIBLE PHYSICAL, INTELLECTUAL, DEVELOPMENTAL, AND
7 MENTAL AND BEHAVIORAL HEALTH NEEDS.

8 (II) THE EVALUATOR SHALL SUBMIT A WRITTEN REPORT TO THE
9 DEPARTMENT OF CORRECTIONS DOCUMENTING THE EVALUATOR'S
10 FINDINGS AND TREATMENT RECOMMENDATIONS, AND THE DEPARTMENT
11 OF CORRECTIONS SHALL CREATE A TREATMENT PLAN SPECIFICALLY
12 TAILORED TO THE INDIVIDUAL NEEDS OF THE YOUTHFUL OFFENDER
13 IDENTIFIED IN THE WRITTEN REPORT. THE TREATMENT PLAN MUST
14 INCLUDE A PLAN FOR THERAPY, EDUCATION, VOCATIONAL SKILLS, LIFE
15 SKILLS, AND REENTRY INTO THE COMMUNITY. THE DEPARTMENT OF
16 CORRECTIONS SHALL ASSIGN A CLIENT MANAGER TO THE YOUTHFUL
17 OFFENDER WHO SHALL MEET REGULARLY WITH THE YOUTHFUL OFFENDER,
18 MONITOR THE YOUTHFUL OFFENDER'S TREATMENT PLAN, AND RECORD THE
19 YOUTHFUL OFFENDER'S PROGRESS THROUGHOUT THE YOUTHFUL OFFENDER
20 SYSTEM PROGRAM.

21 (b) (I) Phase I, during which time a range of core programs,
22 supplementary activities, and educational and prevocational programs and
23 services are provided to YOUTHFUL offenders.

24 (II) DURING PHASE I, THE DEPARTMENT OF CORRECTIONS SHALL
25 REEVALUATE THE YOUTHFUL OFFENDER ON A MONTHLY BASIS TO ASSESS
26 WHETHER THE YOUTHFUL OFFENDER'S TREATMENT PLAN SHOULD BE
27 MODIFIED. THE DEPARTMENT OF CORRECTIONS MUST MODIFY THE

1 YOUTHFUL OFFENDER'S TREATMENT PLAN IF THE DEPARTMENT OF
2 CORRECTIONS DETERMINES MODIFICATIONS ARE NECESSARY TO THE
3 YOUTHFUL OFFENDER'S SUCCESSFUL REHABILITATION.

4 (d) (III) DURING PHASE III, THE YOUTHFUL OFFENDER SHALL
5 CONTINUE TO WORK WITH THE YOUTHFUL OFFENDER'S CASE MANAGER
6 ASSIGNED DURING THE INTAKE, DIAGNOSTIC, AND ORIENTATION PHASE
7 PURSUANT TO SUBSECTION (3.3)(a) OF THIS SECTION TO MEET THE
8 YOUTHFUL OFFENDER'S IDENTIFIED TREATMENT GOALS AND PLAN FOR
9 REENTRY INTO THE COMMUNITY.

10 (15) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), BEGINNING
11 IN JANUARY 2026, AND IN JANUARY EVERY YEAR THEREAFTER, THE
12 DEPARTMENT OF CORRECTIONS SHALL INCLUDE AS PART OF ITS "SMART
13 ACT" HEARING REQUIRED BY SECTION 2-7-203 INFORMATION
14 CONCERNING:

15 (a) THE TOTAL NUMBER OF YOUTHFUL OFFENDERS THAT HAVE
16 COMPLETED A COMMITMENT TO THE DIVISION OF YOUTH SERVICES;

17 (b) THE TOTAL NUMBER OF YOUTHFUL OFFENDERS IN EACH
18 PROGRAM PHASE UNDER THE YOUTHFUL OFFENDER SYSTEM PURSUANT TO
19 SUBSECTION (3.3) OF THIS SECTION; AND

20 (c) THE TOTAL NUMBER OF YOUTHFUL OFFENDERS WHO FAIL TO
21 COMPLETE A PROGRAM PHASE UNDER THE YOUTHFUL OFFENDER SYSTEM
22 PURSUANT TO SUBSECTION (3.3) OF THIS SECTION DUE TO NEW ADULT
23 CHARGES FILED AGAINST THE YOUTHFUL OFFENDER.

24 **SECTION 2.** In Colorado Revised Statutes, 19-2.5-702, **amend**
25 (1) as follows:

26 **19-2.5-702. Incompetent to proceed - effect - how and when**
27 **raised.** (1) This part 7 applies only to proceedings brought pursuant to

1 this title 19, INCLUDING CASES DIRECTLY FILED AGAINST A JUVENILE IN
2 DISTRICT COURT PURSUANT TO SECTION 19-2.5-801, CASES TRANSFERRED
3 TO DISTRICT COURT FOR CRIMINAL PROCEEDINGS PURSUANT TO SECTION
4 19-2.5-802, AND CASES THAT ARE SUBJECT TO THE CONCURRENT
5 JURISDICTION OF THE CRIMINAL AND JUVENILE COURTS PURSUANT TO
6 SECTION 19-2.5-103.

7 **SECTION 3.** In Colorado Revised Statutes, 19-2.5-703.5, **amend**
8 (1) introductory portion as follows:

9 **19-2.5-703.5. Waiver of privilege - exchange of information -**
10 **admissibility of statements.** (1) When the court determines that a
11 juvenile is incompetent to proceed, any claim of confidentiality or
12 privilege by the juvenile or the juvenile's parent or legal guardian is
13 deemed waived within the case to allow the court and parties to determine
14 issues related to the juvenile's competency, restoration, and any
15 management plan developed by the court pursuant to section 19-2.5-704
16 (3). The district attorney, defense attorney, guardian ad litem, the
17 department, any competency evaluators, any restoration treatment
18 providers, BRIDGES COURT LIAISONS, and the court are granted access,
19 without written consent of the juvenile or further order of the court, to:

20 **SECTION 4.** In Colorado Revised Statutes, 19-2.5-704, **amend**
21 (2.5)(a) introductory portion, (2.5)(a)(I), (2.5)(a)(II), (3)(a), and (3)(b);
22 and **add** (2.3), (3)(b.5), and (3)(d) as follows:

23 **19-2.5-704. Procedure after determination of competency or**
24 **incompetency.** (2.3) IF THE COURT MAKES A FINAL DETERMINATION
25 PURSUANT TO SECTION 19-2.5-703 THAT THE JUVENILE IS INCOMPETENT
26 TO PROCEED AND THE JUVENILE'S HIGHEST CHARGED ACT CONSTITUTES A
27 CLASS 2 MISDEMEANOR, A PETTY OFFENSE, A DRUG MISDEMEANOR, OR A

1 TRAFFIC OFFENSE, THE COURT SHALL IMMEDIATELY DISMISS THE
2 DELINQUENCY PETITION OR CHARGES, AS APPLICABLE, AGAINST THE
3 JUVENILE.

4 (2.5) (a) If the court finds a juvenile is incompetent to proceed,
5 THE JUVENILE'S HIGHEST CHARGED ACT IS NOT INCLUDED IN THE CHARGES
6 SPECIFIED IN SUBSECTION (2.3) OF THIS SECTION, and the juvenile has been
7 incompetent to proceed for a period of time that exceeds the time limits
8 set forth in this subsection (2.5), the court shall enter a finding that the
9 juvenile is unrestorable to competency and shall determine whether a
10 management plan for the juvenile is necessary pursuant to subsection
11 (3)(a) of this section. The time limits are as follows:

12 (I) If the highest charged act constitutes a CLASS 1 misdemeanor
13 ~~a misdemeanor drug offense, a petty offense, or a traffic offense,~~ OR A
14 LEVEL 4 DRUG FELONY and the juvenile is not restored to competency after
15 a period of six months, the court shall find the juvenile unrestorable to
16 competency;

17 (II) If the highest charged act constitutes a class 4, 5, or 6 felony,
18 or a level 3 ~~or 4~~ drug felony, and the juvenile is not restored to
19 competency after a period of one year, the court shall find the juvenile
20 unrestorable to competency;

21 (3) (a) If the court finally determines pursuant to section
22 19-2.5-703 or 19-2.5-703.5 that the juvenile is incompetent to proceed
23 and cannot be restored to competency in the reasonably foreseeable
24 future, the court shall enter an order finding the juvenile unrestorable to
25 competency and shall determine whether a CASE management plan for the
26 juvenile is necessary, taking into account the public safety and the best
27 interests of the juvenile. IF THE COURT DETERMINES A CASE MANAGEMENT

1 PLAN IS UNNECESSARY, THE COURT MAY CONTINUE ANY TREATMENT OR
2 PLAN ALREADY IN PLACE FOR THE JUVENILE. If the court determines a
3 CASE management plan is necessary, the court ~~shall~~ MUST develop the
4 CASE management plan after ordering that the juvenile be placed OR
5 CONTINUE PLACEMENT in the least-restrictive environment, taking into
6 account the public safety and best interests of the juvenile. ~~If the court~~
7 ~~determines a management plan is unnecessary, the court may continue~~
8 ~~any treatment or plan already in place for the juvenile.~~ IN ORDER TO
9 DEVELOP AN APPROPRIATE CASE MANAGEMENT PLAN, THE COURT MAY
10 ORDER ANY MEMBER OF THE JUVENILE'S PROFESSIONAL TEAM TO CONSULT
11 WITH THE JUVENILE, THE JUVENILE'S PARENT OR LEGAL GUARDIAN, OR
12 OTHER INDIVIDUALS, INCLUDING THE JUVENILE'S DEFENSE ATTORNEY,
13 GUARDIAN ADLITEM, OR TREATMENT PROVIDER, TO DEVELOP A PROPOSED
14 MANAGEMENT PLAN TO PRESENT TO THE COURT FOR CONSIDERATION. The
15 management plan must, at a minimum, address treatment for the juvenile,
16 identify the party or parties responsible for the juvenile, and specify
17 appropriate behavior management tools if ~~they~~ THE TOOLS are not
18 otherwise part of the juvenile's treatment.

- 19 (b) The management plan may include:
- 20 (I) Placement options included in article 10.5 or 65 of title 27;
- 21 (II) A treatment plan developed by a licensed mental health
22 professional;
- 23 (III) An informed supervision model, UPON THE COURT RECEIVING
24 EVIDENCE THAT THE UNDERLYING CHARGE IS RATIONALLY RELATED TO
25 THE NEED FOR THE USE OF AN INFORMED SUPERVISION MODEL;
- 26 (IV) Institution of a guardianship petition; or
- 27 (V) Any other remedy ~~deemed appropriate by~~ the court DEEMS

1 RATIONALLY RELATED TO MITIGATING COMMUNITY SAFETY CONCERNS.

2 (b.5) NOTWITHSTANDING SUBSECTION (3)(b) OF THIS SECTION, THE
3 MANAGEMENT PLAN MUST NOT INCLUDE:

4 (I) DETENTION OF THE JUVENILE OR COMMITMENT OF THE
5 JUVENILE TO THE DIVISION OF YOUTH SERVICES, A COUNTY JAIL,
6 COMMUNITY CORRECTIONS, OR THE COLORADO MENTAL HEALTH
7 INSTITUTE AT PUEBLO;

8 (II) WORK RELEASE; OR

9 (III) A PSYCHOSEXUAL EVALUATION OF THE JUVENILE OR SEX
10 OFFENDER MANAGEMENT BOARD TREATMENT REQUIREMENT, UNLESS A
11 PSYCHOSEXUAL EVALUATION IS SPECIFICALLY RECOMMENDED BY A
12 LICENSED MENTAL HEALTH PROFESSIONAL.

13 (d) ANY ENTITY RESPONSIBLE FOR CONNECTING THE JUVENILE TO
14 SERVICES, SERVICE COORDINATION, OR CASE MANAGEMENT MAY REPORT
15 TO THE COURT ON THE JUVENILE'S OR THE JUVENILE'S PARENT'S OR LEGAL
16 GUARDIAN'S ENGAGEMENT IN THE SERVICES ORDERED IN THE
17 MANAGEMENT PLAN. IF THE JUVENILE OR THE JUVENILE'S PARENT OR
18 LEGAL GUARDIAN DOES NOT ENGAGE IN THE SERVICES ORDERED IN THE
19 MANAGEMENT PLAN, THE COURT MAY ALTER THE MANAGEMENT PLAN OR
20 TAKE OTHER ACTION AS NECESSARY AND PERMITTED BY LAW, INCLUDING,
21 BUT NOT LIMITED TO, REFERRAL TO A LOCAL COLLABORATIVE
22 MANAGEMENT PROGRAM, ORDERING A DEPARTMENT OF HUMAN SERVICES
23 INVESTIGATION PURSUANT TO SECTION 19-3-501 (1), OR FILING A
24 DEPENDENCY AND NEGLECT PETITION PURSUANT TO SECTION 19-3-501
25 (2)(b).

26 **SECTION 5.** In Colorado Revised Statutes, **add** 19-2.5-1103.5
27 as follows:

1 POPULATION AND THE RACIAL OR ETHNIC COMPOSITION OF THE
2 SURROUNDING COUNTY POPULATION, AS IDENTIFIED BY THE APPLICANT.

3 (2) "DEFLECTION" MEANS AN EXTRAJUDICIAL RESPONSE TO A
4 YOUTH'S CONDUCT THAT IS DESIGNED TO PREVENT THE YOUTH'S FORMAL
5 INVOLVEMENT OR FURTHER INVOLVEMENT IN THE JUSTICE SYSTEM.

6 (3) "DEFLECTION PROGRAM" MEANS A PROGRAM THAT PROMOTES
7 POSITIVE YOUTH DEVELOPMENT BY RELYING ON DEFLECTION AND AIMS TO
8 DIVERT YOUTH FROM JUSTICE SYSTEM INVOLVEMENT AT THE EARLIEST
9 POSSIBLE POINT.

10 (4) "ELIGIBLE APPLICANT" MEANS AN ELIGIBLE TRIBAL
11 GOVERNMENT, TRIBAL ORGANIZATION, OR NONPROFIT COMMUNITY-BASED
12 ORGANIZATION THAT MEETS THE REQUIREMENTS OF SECTION
13 24-33.5-2805.

14 (5) "GRANT PROGRAM" MEANS THE DEFLECTION AND COMMUNITY
15 INVESTMENT GRANT PROGRAM CREATED IN SECTION 24-33.5-2803.

16 (6) "GRANT RECIPIENT" MEANS AN ELIGIBLE APPLICANT THAT THE
17 OFFICE SELECTS TO RECEIVE MONEY THROUGH THE GRANT PROGRAM.

18 (7) "MIXED-DELIVERY SYSTEM" MEANS A SYSTEM OF ADOLESCENT
19 DEVELOPMENT AND EDUCATION SUPPORT SERVICES DELIVERED THROUGH
20 A COMBINATION OF PROGRAMS, PROVIDERS, AND SETTINGS THAT INCLUDE
21 PARTNERSHIPS BETWEEN COMMUNITY-BASED NONPROFIT ORGANIZATIONS
22 AND PUBLIC AGENCIES AND THAT IS SUPPORTED WITH A COMBINATION OF
23 PUBLIC AND PRIVATE FUNDS.

24 (8) "NONPROFIT ORGANIZATION" MEANS A TAX-EXEMPT
25 CHARITABLE OR SOCIAL WELFARE ORGANIZATION OPERATING PURSUANT
26 TO 26 U.S.C. SEC. 501(c)(3) OR 501(c)(4) OF THE FEDERAL "INTERNAL
27 REVENUE CODE OF 1986", AS AMENDED.

1 (9) "OFFICE" MEANS THE OFFICE WITHIN THE DIVISION OF CRIMINAL
2 JUSTICE THAT FOCUSES ON ADULT AND JUVENILE JUSTICE ASSISTANCE.

3 (10) "REFERRING AGENCY" MEANS AN ORGANIZATION, AGENCY,
4 OR DEPARTMENT THAT REFERS YOUTH TO DEFLECTION PROGRAMS,
5 INCLUDING, BUT NOT LIMITED TO, AN EDUCATION, LAW ENFORCEMENT,
6 BEHAVIORAL HEALTH, OR PUBLIC HEALTH ENTITY.

7 (11) "TRAUMA-INFORMED" MEANS AN APPROACH THAT INVOLVES
8 AN UNDERSTANDING OF ADVERSE CHILDHOOD EXPERIENCES AND THAT
9 RESPONDS TO SYMPTOMS OF CHRONIC INTERPERSONAL TRAUMA AND
10 TRAUMATIC STRESS ACROSS THE LIFESPAN OF AN INDIVIDUAL.

11 (12) "YOUTH" MEANS A CHILD, AS DEFINED IN SECTION 19-2.5-102,
12 WHO IS SUBJECT TO:

- 13 (a) A JUVENILE COURT'S JURISDICTION PURSUANT TO SECTION
14 19-2.5-103;
- 15 (b) A COUNTY COURT'S CONCURRENT JURISDICTION PURSUANT TO
16 SECTION 19-2.5-103;
- 17 (c) A COUNTY COURT'S JURISDICTION FOR A TRAFFIC OFFENSE; OR
- 18 (d) A MUNICIPAL COURT'S JURISDICTION.

19 **24-33.5-2803. Deflection and community investment grant**
20 **program - created - policies.** (1) THE DEFLECTION AND COMMUNITY
21 INVESTMENT GRANT PROGRAM IS CREATED IN THE OFFICE WITHIN THE
22 DIVISION OF CRIMINAL JUSTICE. THE PURPOSE OF THE THREE-YEAR,
23 COMPETITIVE GRANT PROGRAM IS TO PROVIDE GRANTS TO ELIGIBLE
24 APPLICANTS TO IMPLEMENT A MIXED-DELIVERY SYSTEM OF
25 TRAUMA-INFORMED HEALTH AND DEVELOPMENT DEFLECTION PROGRAMS
26 FOR YOUTH, INCLUDING NATIVE AMERICAN YOUTH.

27 (2) THE OFFICE SHALL ADMINISTER THE GRANT PROGRAM AND,

1 SUBJECT TO AVAILABLE APPROPRIATIONS, SHALL AWARD GRANTS AS
2 PROVIDED IN THIS PART 28.

3 (3) THE DEPARTMENT MAY ADOPT POLICIES FOR THE
4 ADMINISTRATION OF THE GRANT PROGRAM.

5 **24-33.5-2804. Office duties.** (1) THE OFFICE HAS THE FOLLOWING
6 DUTIES:

7 (a) DEVELOP A COMPETITIVE APPLICATION PROCESS, INCLUDING
8 DEADLINES, FOR AN ELIGIBLE APPLICANT TO APPLY FOR A GRANT
9 CONSISTENT WITH THE REQUIREMENTS OF SECTION 24-33.5-2805. INITIAL
10 GRANT AWARDS MUST BE DISTRIBUTED NO LATER THAN JUNE 30, 2026.

11 (b) CONTRACT WITH A TECHNICAL ASSISTANCE PROVIDER
12 PURSUANT TO SECTION 24-33.5-2806 AND A RESEARCH UNIVERSITY
13 EVALUATOR PURSUANT TO SECTION 24-33.5-2807; AND

14 (c) SUPPORT GRANTEE DATA COLLECTION AND ANALYSIS AND
15 REQUIRE GRANTEES TO DEMONSTRATE OUTCOMES OF THE DEFLECTION
16 PROGRAMS THAT RECEIVED A GRANT AWARD.

17 **24-33.5-2805. Application - eligibility - awards.** (1) TO RECEIVE
18 A GRANT, AN APPLICANT MUST SUBMIT AN APPLICATION TO THE OFFICE IN
19 ACCORDANCE WITH ANY POLICIES ADOPTED BY THE EXECUTIVE DIRECTOR
20 OF THE DEPARTMENT. AT A MINIMUM, THE APPLICATION MUST INCLUDE
21 THE FOLLOWING INFORMATION:

22 (a) THE TYPES OF DEFLECTION SERVICES THAT WILL BE PROVIDED;

23 (b) VERIFICATION THAT THE APPLICANT IS SERVING AN AREA OF
24 HIGH NEED; AND

25 (c) AN OFFICIAL LETTER FROM AT LEAST ONE REFERRING AGENCY
26 DEMONSTRATING THE AGENCY'S INTENT TO REFER YOUTH TO THE
27 DEFLECTION PROGRAM TO PROVIDE THE YOUTH WITH TRAUMA-INFORMED

1 HEALTH AND DEVELOPMENT SERVICES IN LIEU OF WARNING, CITATION, OR
2 ARREST. FOR REGIONAL APPLICATIONS DESCRIBED IN SUBSECTION (2)(c)
3 OF THIS SECTION, LETTERS OF INTENT ARE REQUIRED FOR EACH
4 JURISDICTION PROPOSED IN THE APPLICATION.

5 (2) (a) TO BE ELIGIBLE TO RECEIVE A GRANT, AN APPLICANT MUST
6 BE:

7 (I) A NONPROFIT ORGANIZATION;

8 (II) A FEDERALLY RECOGNIZED INDIAN TRIBE, AS DEFINED IN 25
9 U.S.C. SEC. 1603 (14);

10 (III) A TRIBAL ORGANIZATION, AS DEFINED IN 25 U.S.C. SEC. 1603
11 (26);

12 (IV) AN URBAN INDIAN ORGANIZATION, AS DEFINED IN 25 U.S.C.
13 SEC. 1603 (29); OR

14 (V) A PRIVATE ENTITY, WHOSE BOARD OF DIRECTORS IS MAJORITY
15 CONTROLLED BY NATIVE AMERICANS, AND WHICH IS FISCALLY SPONSORED
16 BY A NONPROFIT ORGANIZATION.

17 (b) TO BE ELIGIBLE TO RECEIVE A GRANT, AN APPLICANT MUST BE
18 A NONGOVERNMENTAL ENTITY, WITH THE EXCEPTION OF A TRIBAL
19 GOVERNMENT APPLICANT, AND MUST NOT BE A LAW ENFORCEMENT OR
20 PROBATION ENTITY.

21 (c) APPLICANTS FROM TWO OR MORE LOCAL JURISDICTIONS MAY
22 JOINTLY APPLY FOR A GRANT AWARD TO DELIVER DEFLECTION PROGRAM
23 SERVICES ON A REGIONAL BASIS AND MAY RECEIVE A JOINT GRANT AWARD
24 THAT IS THE AGGREGATE OF THE AMOUNT EACH INDIVIDUAL ELIGIBLE
25 APPLICANT WOULD HAVE RECEIVED HAD EACH INDIVIDUAL ELIGIBLE
26 APPLICANT APPLIED INDEPENDENTLY.

27 (3) THE OFFICE SHALL REVIEW THE APPLICATIONS RECEIVED

1 PURSUANT TO THIS SECTION. IN AWARDING GRANTS, THE OFFICE SHALL
2 GIVE PRIORITY TO ELIGIBLE APPLICANTS IN COMMUNITIES, INCLUDING
3 RURAL COMMUNITIES, THAT:

4 (a) DEFLECT YOUTH AT THE EARLIEST POSSIBLE POINT OF JUSTICE
5 SYSTEM INVOLVEMENT;

6 (b) SERVE OTHERWISE UNDER-RESOURCED COMMUNITIES;

7 (c) EMPLOY INDIVIDUALS WHO HAVE LIVED EXPERIENCE AS A
8 YOUTH IN THE JUSTICE SYSTEM; OR

9 (d) DEMONSTRATE EXPERIENCE EFFECTIVELY SERVING YOUTH
10 POPULATIONS WHO ARE JUSTICE SYSTEM-INVOLVED OR AT RISK OF SYSTEM
11 INVOLVEMENT.

12 (4) (a) SUBJECT TO AVAILABLE APPROPRIATIONS, ON OR BEFORE
13 JUNE 30 EACH YEAR OF THE GRANT PROGRAM, THE OFFICE SHALL
14 DISTRIBUTE GRANTS AS PROVIDED IN THIS SECTION. THE OFFICE SHALL
15 AWARD AT LEAST TWO HUNDRED THOUSAND DOLLARS BUT NOT MORE
16 THAN ONE MILLION DOLLARS TO AN INDIVIDUAL GRANTEE OVER THE
17 COURSE OF THE THREE-YEAR GRANT PROGRAM.

18 (b) (I) SUBJECT TO AVAILABLE APPROPRIATIONS, THE OFFICE
19 SHALL DISTRIBUTE GRANT AWARDS IN THREE EQUAL ANNUAL
20 INSTALLMENTS, AS FOLLOWS:

21 (A) THE FIRST INSTALLMENT MUST BE DISTRIBUTED ON THE FIRST
22 DAY OF THE GRANT CONTRACT;

23 (B) THE SECOND INSTALLMENT MUST BE DISTRIBUTED NO LATER
24 THAN THE FIRST DAY OF THE SECOND YEAR OF THE GRANT CONTRACT; AND

25 (C) THE THIRD INSTALLMENT MUST BE DISTRIBUTED NO LATER
26 THAN THE FIRST DAY OF THE THIRD YEAR OF THE GRANT CONTRACT.

27 (II) DISTRIBUTION OF THE SECOND AND THIRD INSTALLMENTS IS

1 CONTINGENT ON THE GRANTEE FULFILLING THE GRANT OBLIGATIONS AND
2 REPORTING REQUIREMENTS PURSUANT TO SECTION 24-33.5-2807.

3 (5) (a) A GRANTEE SHALL USE A GRANT AWARD TO DELIVER
4 DEFLECTION PROGRAM SERVICES IN AREAS OF HIGH NEED. A GRANTEE
5 SHALL PROVIDE DEFLECTION SERVICES THAT ARE EVIDENCE-BASED OR
6 RESEARCH-SUPPORTED, TRAUMA-INFORMED, CULTURALLY RELEVANT,
7 GENDER-RESPONSIVE, AND DEVELOPMENTALLY APPROPRIATE.

8 (b) A GRANTEE SHALL DELIVER ONE OR MORE OF THE FOLLOWING
9 DEFLECTION PROGRAM SERVICES:

10 (I) EDUCATIONAL SERVICES, INCLUDING REMEDIAL AND COLLEGE
11 PREPARATORY ACADEMIC SERVICES;

12 (II) CAREER DEVELOPMENT SERVICES, INCLUDING EMPLOYMENT
13 PREPARATION, VOCATIONAL TRAINING, INTERNSHIPS, AND
14 APPRENTICESHIPS;

15 (III) RESTORATIVE JUSTICE SERVICES, INCLUDING CULTURALLY
16 ROOTED PROGRAMMING;

17 (IV) MENTORING SERVICES, INCLUDING SERVICES THAT RELY ON
18 CREDIBLE MESSENGERS WHOSE LIVED EXPERIENCE IS SIMILAR TO THE
19 EXPERIENCE OF THE YOUTH BEING SERVED;

20 (V) MENTAL HEALTH SERVICES, INCLUDING CULTURALLY ROOTED
21 HEALING PRACTICES;

22 (VI) BEHAVIORAL HEALTH SERVICES, INCLUDING SUBSTANCE USE
23 EDUCATION AND TREATMENT;

24 (VII) HOUSING SERVICES, INCLUDING PERMANENT, SHORT-TERM,
25 AND EMERGENCY HOUSING SERVICES;

26 (VIII) PERSONAL DEVELOPMENT AND LEADERSHIP TRAINING
27 SERVICES; OR

1 (IX) PROSOCIAL ACTIVITIES, INCLUDING CULTURAL ENRICHMENT
2 PROGRAMS AND SERVICES.

3 **24-33.5-2806. Technical assistance provider.** (1) THE OFFICE
4 SHALL CONTRACT WITH A TECHNICAL ASSISTANCE PROVIDER TO SUPPORT
5 IMPLEMENTATION OF THE GRANT PROGRAM AND TO BUILD GRANTEE
6 CAPACITY TO DELIVER DEFLECTION PROGRAM SERVICES. PRIOR TO
7 DEVELOPING AND DISSEMINATING GRANT PROGRAM APPLICATION
8 MATERIALS, THE OFFICE SHALL SOLICIT AND RECEIVE INPUT FROM THE
9 CONTRACTED TECHNICAL ASSISTANCE PROVIDER IN DEVELOPING THE
10 GRANT PROGRAM APPLICATION MATERIALS. IN SELECTING A TECHNICAL
11 ASSISTANCE PROVIDER, THE OFFICE SHALL PRIORITIZE ORGANIZATIONS
12 THAT EMPLOY PEOPLE WHO HAVE LIVED EXPERIENCE AS A YOUTH IN THE
13 JUSTICE SYSTEM.

14 (2) THE TECHNICAL ASSISTANCE PROVIDER SHALL DEMONSTRATE
15 EXPERIENCE IN ALL THE FOLLOWING AREAS:

16 (a) DEVELOPMENTAL RESEARCH AND IDENTIFYING BEST PRACTICES
17 FOR SERVING YOUTH INVOLVED IN, AND YOUTH AT RISK OF INVOLVEMENT
18 IN, THE JUSTICE SYSTEM, INCLUDING CHILDREN WHO HAVE EXPERIENCED
19 COMMERCIAL SEXUAL EXPLOITATION AND YOUTH IN THE DEPENDENCY
20 SYSTEM;

21 (b) RESEARCH ON SYSTEMS THAT REFER YOUTH TO THE JUSTICE
22 SYSTEM, INCLUDING THE EDUCATION, IMMIGRATION, AND CHILD WELFARE
23 SYSTEMS AND RESEARCH ON BEST PRACTICES FOR REFERRALS;

24 (c) PRESENTING AND DISSEMINATING BEST PRACTICES ON
25 ALTERNATIVES TO INCARCERATION AND JUSTICE SYSTEM INVOLVEMENT;

26 (d) WORKING WITH AND SUPPORTING COMMUNITY-BASED
27 ORGANIZATIONS SERVING YOUTH INVOLVED IN, AND YOUTH AT RISK OF

- 1 INVOLVEMENT IN, THE JUSTICE SYSTEM IN COLORADO;
- 2 (e) COLLABORATING WITH JUSTICE SYSTEM STAKEHOLDERS;
- 3 (f) WORKING WITH AND SUPPORTING NATIVE AMERICAN
- 4 ORGANIZATIONS AND COMMUNITIES; AND
- 5 (g) WORKING WITH JUSTICE SYSTEM-INVOLVED YOUTH AND
- 6 COMMUNITIES AND ELEVATING YOUTH LEADERSHIP.
- 7 (3) THE TECHNICAL ASSISTANCE PROVIDER SHALL:
- 8 (a) PROVIDE INPUT TO THE OFFICE REGARDING THE DEVELOPMENT
- 9 OF THE GRANT PROGRAM'S GRANT APPLICATION MATERIALS;
- 10 (b) SUPPORT GRANTEEES IN ESTABLISHING AND MAINTAINING
- 11 RELATIONSHIPS WITH JUSTICE SYSTEM AND COMMUNITY STAKEHOLDERS,
- 12 INCLUDING PUBLIC AGENCIES, TRIBAL GOVERNMENTS AND COMMUNITIES,
- 13 NONPROFIT ORGANIZATIONS, AND YOUTH AND FAMILIES MOST IMPACTED
- 14 BY THE JUSTICE SYSTEM;
- 15 (c) PROVIDE GRANTEEES WITH TRAINING AND SUPPORT IN
- 16 IMPLEMENTING BEST PRACTICES AND TRAUMA-INFORMED, CULTURALLY
- 17 RELEVANT, GENDER-RESPONSIVE, AND DEVELOPMENTALLY APPROPRIATE
- 18 APPROACHES TO SERVING YOUTH;
- 19 (d) CREATE PEER LEARNING OPPORTUNITIES FOR GRANTEEES TO
- 20 LEARN FROM AND ALONGSIDE ONE ANOTHER;
- 21 (e) IN COLLABORATION WITH THE RESEARCH UNIVERSITY
- 22 EVALUATOR SELECTED PURSUANT TO SECTION 24-33.5-2807, PROVIDE
- 23 GRANTEEES WITH ADMINISTRATIVE AND TECHNICAL SUPPORT TO ENSURE
- 24 COMPLIANCE WITH APPLICABLE DATA REPORTING AND PROGRAM
- 25 EVALUATION REQUIREMENTS, AND WITH APPLICABLE LAWS, INCLUDING
- 26 LAWS AROUND CONFIDENTIALITY AND DEFLECTION ELIGIBILITY; AND
- 27 (f) PROVIDE THE RESEARCH UNIVERSITY EVALUATOR SELECTED

1 PURSUANT TO SECTION 24-33.5-2807 WITH INPUT REGARDING THE
2 DEVELOPMENT OF DEFLECTION PROGRAM EVALUATION PROCESSES AND
3 METRICS.

4 **24-33.5-2807. Evaluation - reporting requirements.** (1) THE
5 OFFICE SHALL CONTRACT WITH A RESEARCH UNIVERSITY TO CONDUCT A
6 STATEWIDE EVALUATION OF THE GRANT PROGRAM AND ASSOCIATED
7 YOUTH OUTCOMES OVER THE THREE-YEAR GRANT PERIOD. THE OFFICE
8 SHALL SOLICIT AND RECEIVE INPUT FROM THE CONTRACTED RESEARCH
9 UNIVERSITY EVALUATOR IN DEVELOPING THE GRANT PROGRAM
10 APPLICATION MATERIALS. THE RESEARCH UNIVERSITY EVALUATOR MUST
11 HAVE A DEMONSTRATED COMMITMENT TO WORKING WITH COMMUNITIES
12 IMPACTED BY THE JUSTICE SYSTEM.

13 (2) THE RESEARCH UNIVERSITY EVALUATOR SHALL:

14 (a) DEVELOP A COMMON ASSESSMENT INSTRUMENT FOR USE BY
15 GRANTEES TO ASSESS THE NEEDS AND OUTCOMES OF YOUTH
16 PARTICIPANTS;

17 (b) DESIGN A CENTRAL DATA REPOSITORY TO STANDARDIZE
18 GRANTEE DATA COLLECTION AND REPORTING; AND

19 (c) SUPPORT GRANTEES WITH USING THE COMMON ASSESSMENT
20 INSTRUMENT AND THE CENTRAL DATA REPOSITORY.

21 (3) THE OFFICE SHALL PROVIDE THE RESEARCH UNIVERSITY
22 EVALUATOR WITH RELEVANT, EXISTING DATA FOR THE PURPOSES OF
23 MEASURING OUTCOMES. MEASURED OUTCOMES MAY INCLUDE, BUT ARE
24 NOT LIMITED TO:

25 (a) REDUCTIONS IN LAW ENFORCEMENT RESPONSES TO YOUTH
26 CONDUCT INVOLVING LOW-LEVEL OFFENSES, COURT CASELOADS AND
27 PROCESSING COSTS, DAYS YOUTH SPENT IN DETENTION, PLACEMENT OF

1 YOUTH IN CONGREGATE CARE, AND SCHOOL AND PLACEMENT
2 DISRUPTIONS;

3 (b) REDUCTIONS IN THE NUMBER OF SCHOOL SUSPENSIONS AND
4 EXPULSIONS;

5 (c) IMPROVEMENTS IN YOUTH HEALTH AND WELL-BEING, HOUSING
6 AND COMMUNITY STABILITY, EDUCATIONAL ATTAINMENT, PROSOCIAL
7 ACTIVITY, AND CONNECTIONS TO EMPLOYMENT OPPORTUNITIES AND
8 MENTORSHIP; AND

9 (d) PROJECTED STATE AND LOCAL COST SAVINGS AS A RESULT OF
10 THE DEFLECTION PROGRAMMING.

11 (4) THE OFFICE SHALL MAKE AVAILABLE ON ITS WEBSITE A REPORT
12 OF GRANTEEES, PROJECTS, AND OUTCOMES AT THE STATE AND LOCAL
13 LEVELS WITHIN ONE HUNDRED EIGHTY DAYS OF COMPLETION OF THE
14 GRANT PROGRAM.

15 (5) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), ON OR
16 BEFORE DECEMBER 31, 2026, AND EACH DECEMBER 31 THEREAFTER FOR
17 THE DURATION OF THE GRANT PROGRAM, THE OFFICE SHALL SUBMIT A
18 REPORT TO THE HOUSE OF REPRESENTATIVES JUDICIARY COMMITTEE AND
19 THE SENATE JUDICIARY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES,
20 ABOUT THE GRANT PROGRAM. AT A MINIMUM, THE REPORT MUST INCLUDE
21 THE NUMBER AND AMOUNT OF GRANTS AWARDED SINCE THE LAST REPORT
22 AND A SUMMARY OF INFORMATION CONCERNING THE IMPACT OF THE
23 MIXED DELIVERY SYSTEM OF DEFLECTION PROGRAMS FOR YOUTH,
24 INCLUDING NATIVE AMERICAN YOUTH.

25 **24-33.5-2808. No disclosure of participant records.** RECORDS
26 RELATED TO THE PARTICIPATION OF A YOUTH OR A YOUTH'S FAMILY IN THE
27 DEFLECTION PROGRAM PURSUANT TO THIS PART 28 ARE NOT SUBJECT TO

1 DISCLOSURE TO A PROSECUTING ATTORNEY.

2 **24-33.5-2809. Funding for grant program.** (1) FOR STATE
3 FISCAL YEARS 2025-26, 2026-27, AND 2027-28, THE GENERAL ASSEMBLY
4 SHALL ANNUALLY APPROPRIATE THREE MILLION THREE HUNDRED
5 THIRTY-THREE THOUSAND THREE HUNDRED THIRTY-THREE DOLLARS FROM
6 THE GENERAL FUND TO THE DEPARTMENT FOR USE BY THE OFFICE FOR THE
7 PURPOSES OF THIS PART 28.

8 (2) THE OFFICE MAY USE UP TO TWENTY-THREE AND ONE-HALF
9 PERCENT OF THE MONEY ANNUALLY APPROPRIATED, AS FOLLOWS:

10 (a) UP TO THREE PERCENT OF THE MONEY ANNUALLY
11 APPROPRIATED PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION TO PAY
12 FOR THE DIRECT AND INDIRECT COSTS THAT THE OFFICE INCURS TO
13 ADMINISTER THE GRANT PROGRAM;

14 (b) UP TO THREE PERCENT OF THE MONEY ANNUALLY
15 APPROPRIATED PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION TO
16 CONTRACT WITH A RESEARCH UNIVERSITY EVALUATOR AND THE OFFICE'S
17 OWN GRANT PROGRAM EVALUATION-RELATED COSTS;

18 (c) UP TO SEVEN AND ONE-HALF PERCENT OF THE MONEY
19 ANNUALLY APPROPRIATED PURSUANT TO SUBSECTION (1)(a) OF THIS
20 SECTION TO CONTRACT WITH A TECHNICAL ASSISTANCE PROVIDER AND
21 THE OFFICE'S OWN TECHNICAL ASSISTANCE-RELATED COSTS IN
22 CONNECTION WITH THE GRANT PROGRAM; AND

23 (d) UP TO TEN PERCENT OF THE MONEY ANNUALLY APPROPRIATED
24 PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION FOR GRANT AWARDS TO
25 DEFLECTION PROGRAMS TARGETING NATIVE AMERICAN YOUTH.

26 (3) THE OFFICE MAY USE THE REMAINING MONEY ANNUALLY
27 APPROPRIATED FOR THE GRANT PROGRAM FOR GRANT AWARDS TO YOUTH

1 DEFLECTION PROGRAMS.

2 (4) THE OFFICE MAY SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS,
3 OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF
4 THIS PART 28.

5 **24-33.5-2810. Repeal of part.** THIS PART 28 IS REPEALED,
6 EFFECTIVE JANUARY 1, 2031.

7 **SECTION 7. Act subject to petition - effective date.** This act
8 takes effect at 12:01 a.m. on the day following the expiration of the
9 ninety-day period after final adjournment of the general assembly; except
10 that, if a referendum petition is filed pursuant to section 1 (3) of article V
11 of the state constitution against this act or an item, section, or part of this
12 act within such period, then the act, item, section, or part will not take
13 effect unless approved by the people at the general election to be held in
14 November 2026 and, in such case, will take effect on the date of the
15 official declaration of the vote thereon by the governor.