

SB180 L.017

## HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.SB16-180 be amended as follows:

- 1 Amend reengrossed bill, page 4, strike lines 1 through 21 and substitute  
 2 "REFERRED TO WITHIN THIS SECTION AS THE "SPECIALIZED PROGRAM" AS  
 3 FOLLOWS:
- 4 (I) IF THE FELONY OF WHICH THE PERSON WAS CONVICTED WAS  
 5 NOT MURDER IN THE FIRST DEGREE, AS DESCRIBED IN SECTION 18-3-102,  
 6 C.R.S., THEN THE OFFENDER MAY PETITION FOR PLACEMENT IN THE  
 7 SPECIALIZED PROGRAM AFTER SERVING TWENTY YEARS OF HIS OR HER  
 8 SENTENCE IF HE OR SHE:
- 9 (A) HAS NOT BEEN RELEASED ON PAROLE;  
 10 (B) HAS NOT BEEN CONVICTED OF A SEX OFFENSE, AS DEFINED IN  
 11 SECTION 16-11.7-102 (3), C.R.S.;
- 12 (C) IS NOT IN A TREATMENT PROGRAM WITHIN THE DEPARTMENT  
 13 FOR A SERIOUS MENTAL ILLNESS;
- 14 (D) HAS OBTAINED, AT A MINIMUM, A HIGH SCHOOL DIPLOMA OR  
 15 HAS SUCCESSFULLY PASSED A HIGH SCHOOL EQUIVALENCY EXAMINATION,  
 16 AS DEFINED IN SECTION 22-33-102 (8.5), C.R.S.;
- 17 (E) HAS PARTICIPATED IN PROGRAMS OFFERED TO HIM OR HER BY  
 18 THE DEPARTMENT AND DEMONSTRATED RESPONSIBILITY AND  
 19 COMMITMENT IN THOSE PROGRAMS;
- 20 (F) HAS DEMONSTRATED POSITIVE GROWTH AND CHANGE  
 21 THROUGH INCREASING DEVELOPMENTAL MATURITY AND QUANTIFIABLE  
 22 GOOD BEHAVIOR DURING THE COURSE OF HIS OR HER INCARCERATION; AND
- 23 (G) HAS ACCEPTED RESPONSIBILITY FOR THE CRIMINAL BEHAVIOR  
 24 UNDERLYING THE OFFENSE FOR WHICH HE OR SHE WAS CONVICTED.
- 25 (II) IF THE FELONY OF WHICH THE PERSON WAS CONVICTED WAS  
 26 MURDER IN THE FIRST DEGREE, AS DESCRIBED IN SECTION 18-3-102 (1) (b),  
 27 C.R.S., THEN THE OFFENDER MAY PETITION FOR PLACEMENT IN THE  
 28 SPECIALIZED PROGRAM AFTER SERVING TWENTY YEARS OF HIS OR HER  
 29 SENTENCE IF HE OR SHE SATISFIES THE CRITERIA DESCRIBED IN  
 30 SUB-SUBPARAGRAPHS (A), (B), (C), (D), (E), (F), AND (G) OF  
 31 SUBPARAGRAPH (I) OF THIS PARAGRAPH(a).
- 32 (III) IF THE FELONY OF WHICH THE PERSON WAS CONVICTED WAS  
 33 MURDER IN THE FIRST DEGREE, AS DESCRIBED IN SECTION 18-3-102,  
 34 C.R.S., BUT WAS NOT MURDER IN THE FIRST DEGREE, AS DESCRIBED IN  
 35 SECTION 18-3-102 (1) (b), C.R.S., THEN THE OFFENDER MAY PETITION FOR  
 36 PLACEMENT IN THE SPECIALIZED PROGRAM AFTER SERVING  
 37 TWENTY-SEVEN YEARS OF HIS OR HER SENTENCE IF HE OR SHE SATISFIES  
 38 THE CRITERIA DESCRIBED IN SUB-SUBPARAGRAPHS (A), (B), (C), (D), (E),  
 39 (F), AND (G) OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (a)."

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