

**Legislative Subcommittee
Minutes**

May 17, 2021 / 8:00AM - 8:30AM
VIRTUAL

ATTENDEES

SUBCOMMITTEE MEMBERS

Stan Hilkey, Chair, CCJJ; Department of Public Safety

Abigail Tucker, Vice-Chair, CCJJ; Representing mental health treatment providers

Shawn Day, Aurora Municipal Court

Janet Drake, Attorney General's Office

Tom Raynes, Colorado District Attorneys' Council (CDAC)

Maureen Cain, *ex officio*, Office of the State Public Defender

Joe Thome, *ex officio*, Division of Criminal Justice

Joel Malecka, *ex officio*, CDPS Legislative Liaison

ABSENT

Megan Ring, Office of the State Public Defender

STAFF

Laurence Lucero, Division of Criminal Justice

Issue/Topic	Discussion
<p>Legislative Fact Sheet: SB 2021-271 <i>Stan Hilkey, Chair</i></p>	<p>Stan Hilkey, Chair, explained that he convened the Legislative Subcommittee to review and approve a “Legislative Fact Sheet” drafted for use by legislators, and to discuss the few amendments made during the drafting of <i>Senate Bill 21-271</i> to determine whether the bill continues to reflect the intent of CCJJ Recommendation <i>FY21-SR #01 (Revise Misdemeanor Sentencing and Offenses)</i>.</p> <p>The fact sheet was sent by email to the Legislative Subcommittee members and can be found on the Commission website (Legislative Subcommittee page) under “Materials” at ccjj.colorado.gov/ccjj-legsubc.</p> <p>The group reviewed the Legislative Fact Sheet which describes the background of Governor’s Polis mandate for the Commission to undertake a comprehensive review of sentencing laws in Colorado, the study of the framework of the misdemeanor sentencing grid, a summary of Senate Bill 21-271 and a table of misdemeanor sentencing ranges by state.</p> <p>Stan Hilkey asked Legislative Committee members for a motion to approve the Legislative Fact Sheet. A motion was offered and seconded.</p> <p><i>VOTE to approve the “Legislative Fact Sheet” for use by legislators in support of Senate Bill 2021-271:</i></p> <p>Support: 5 Do Not Support: 0</p> <p><i>The motion was APPROVED</i></p>

Issue/Topic	Discussion
<p>Summary of Amendments: SB 2021-271 <i>Maureen Cain</i></p>	<p>Maureen Cain provided context regarding amendments to be made during the initial hearing of the Senate Judiciary Committee for <i>S.B. 21-271</i> that will modify elements of Recommendation <i>FY21-SR #01</i>. Those modifications included the following:</p> <ul style="list-style-type: none"> - Title 33: Consistent with recommendations from the Colorado Division of Parks & Wildlife, about 20 offenses were added that include fines. - Title 33: Terminology “Civil infractions” was added. - Title 42: Some Fines/surcharge for traffic offenses have been added. - Title 01: Some of election fraud crimes that had been downgraded in the CCJJ recommendation to Misdemeanor Class 2 were reinstated to Misdemeanor Class 1 in the amended bill. <p>Maureen commented that because these proposed amendments to the bill are not substantial, the drafted/amended bill would remain consistent with the intent of the <i>CCJJ Recommendation FY20-SR#01</i>.</p>

