

SENTENCING REFORM TASK FORCE
FINAL RECOMMENDATION PREPARED FOR THE
COLORADO COMMISSION ON CRIMINAL AND JUVENILE JUSTICE
May 14, 2021

FY21-SR #02. Update the Standard Conditions of Parole and Revise the Additional Conditions of Parole [Statutory; Policy]

Recommendation FY21-SR #02

Amend §17-2-201, C.R.S., to update and clarify the Standard Conditions of supervision for individuals on parole. The Standard Conditions of Parole apply to all individuals released under parole supervision. The existing Additional Conditions of Parole also have been revised for the Colorado State Board of Parole [“the Board”]. Both sets of conditions have been updated to clarify expectations, simplify language, increase comprehension, and remove duplication. Because Additional Conditions are not specified in statute, no statutory language regarding Additional Conditions is required in the recommendation.

In this recommendation, the following substantive changes are made to the Standard Conditions:

- The mandatory urinalysis-testing requirement is moved to the Additional (Individual) Conditions.
- The expectation that an individual on parole not associate with people with a criminal record is eliminated.
- A requirement is added that mandates that the individual comply with all terms of any civil protection orders.

[The recommended Standard and the Additional Conditions may be found in Appendix A. The Proposed Statutory Language may be found in Appendix B.]

DISCUSSION

Two sets of parole conditions are issued by the Colorado State Board of Parole [“the Board”]. The Standard Conditions apply to every person placed on parole supervision, and these are derived from statute. The Additional Conditions consist of additional requirements that are specifically selected by the Board based on the individual risks and needs of each parolee. All of the Standard Conditions apply to each person on parole; the Additional Conditions establish additional requirements that may be imposed by the Board upon a specific parolee.

The current statutory language related to the Standard Conditions of Parole is antiquated, difficult to understand, and lengthy. To accomplish this update, parole conditions from other states were reviewed, evidence-based practices were considered, and each condition was analyzed for clarity, enforceability and specificity to address criminogenic needs. Conditions that are more easily understood are likely to improve compliance and outcomes.¹

¹ Solomon et al. (2005) emphasize that individuals on parole need to know the ground rules and expect them to be enforced if conditions are to help deter reoffending (Solomon, A.L., Kachnowski, V., & Bhati, A. (2005). *Does parole work? analyzing the impact of postprison supervision on rearrest outcomes*. The Urban Institute, Washington. D.C. available at urban.org/research/publication/does-parole-work. See also Kennedy, D. (1998). *Pulling levers: Getting deterrence right*. *National Institute of Justice Journal*, 236, 2-8; Kleiman, M. A. R. (1999). Controlling drug use and crime among drug-involved offenders: Testing, sanctions, and treatment. In P. H. Heymann & W. N. Brownsberger, Eds., *Drug Addiction and Drug Policy*. Cambridge: Harvard University Press; Harrell, A. V., Cavanagh, S., & Roman J. (1999). *Final report: Findings from the evaluation of the DC Superior Court Drug Intervention Program*. Washington DC: The Urban Institute; Taxman, F., Soule, D., & Gelb, A. (1999). Graduated sanctions: Stepping into accountable systems and offenders. *Prison Journal*, 79(2), 182-205; and Taxman, F. (2002). Supervision - Exploring the dimensions of effectiveness. *Federal Probation*, 66(2), 14-27.

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APPENDIX A

STANDARD CONDITIONS OF PAROLE

1. Parolee shall comply with Federal and State laws and Municipal ordinances, act as a law-abiding citizen, and not engage in any behavior that would indicate the potential for crime or violence.
2. Upon release, Parolee shall report to their Community Parole Officer and follow all directions and requirements for their entire parole period, including but not limited to:
 - a) Parolee shall report when and how (in person, in writing, by phone, online) the Community Parole Officer requires.
 - b) Parolee shall maintain a residence of record and provide any changes in residence to the Community Parole Officer within 48 hours of moving.
 - c) Parolee shall allow visits to residence of record by the Community Parole Officer.
 - d) Parolee shall allow searches of person, residence and/or vehicle by the Community Parole Officer.
 - e) Parolee shall pay costs associated with supervision, if financially able, as directed by the Community Parole Officer.
 - f) Parolee shall maintain employment or participate in an educational or vocational program, unless waived by the Community Parole Officer.
 - g) Parolee shall not use or possess any illegal drugs and shall not abuse legal drugs as defined under Colorado statutes and shall submit to random drug screening as ordered by the Community Parole Officer.
 - h) Parolee shall remain in Colorado unless given permission by the Community Parole Officer to leave the state and sign a waiver of extradition agreeing to be returned to Colorado and waiving all formal extradition procedures if terms of parole are violated and Parolee is arrested in another state.
3. Parolee shall not own, possess, nor have under control or in custody any firearm, explosive device or other deadly weapon.
4. Parolee shall comply with and follow any court orders, including but not limited to:
 - a) Parolee shall follow and comply with all terms of any protection orders.
 - b) Parolee shall make any child support payments, including current amounts, arrearages and/or child support debt owed.
 - c) Parolee shall make regular restitution payments, consistent with the ability to pay, during the parole period.
5. Parolee shall comply with any other condition the Colorado State Board of Parole requires, including:
 - a. _____
 - b. _____
 - c. _____

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ADDITIONAL CONDITIONS OF PAROLE

1. Substance Abuse Program: Parolee shall participate in a substance abuse needs assessment and follow recommended treatment at assessed level.
2. No Alcohol: Parolee shall not possess or use alcohol in any form.
3. No Recreational Marijuana: Parolee shall not consume or possess recreational marijuana in any form.
4. Mental Health Program: Parolee shall participate in a mental health needs assessment and follow recommended treatment, which may include taking medication(s) as prescribed.
5. Anger Management Program: Parolee shall participate in and successfully complete an anger management program.
6. Cognitive Behavioral Therapy (CBT) Program: Parolee shall participate in and successfully complete a cognitive behavioral therapy (CBT) program.
7. Domestic Violence Program: Parolee shall participate in an assessment through an approved Domestic Violence Offender Management Board (DVOMB) provider and, if recommended, successfully complete domestic violence treatment.
8. Sex Offender Program: Parolee shall participate in an assessment through an approved Sex Offender Management Board (SOMB) provider and, if recommended, successfully complete sex offender treatment.
9. Community Corrections as a Condition of Parole (COP) Bed: Parolee, if approved, shall enter and successfully comply with all conditions to complete a community corrections program as a condition of parole (COP).
10. No Driving, No Discretion: Parolee shall not drive until such time that their behavior (i.e. substance use) would not place the public at risk if operating a motor vehicle.
11. Interlock Device: Parolee shall utilize an interlock system, if permitted to drive, throughout duration of parole.
12. Electronic Monitoring: Parolee shall participate in electronic monitoring.
13. Electronic Monitoring: Parolee shall participate in electronic monitoring at the discretion of the CPO based on risk/needs assessment for a period of up to 180 days.
14. Electronic Monitoring: Parolee shall participate in electronic monitoring throughout duration of parole, per C.R.S. 18-1.3-1004.
15. No Contact Order: Parolee shall have no contact with_____.
16. No Return to the United States (if deported): Parolee shall not return to the United States if deported.

APPENDIX B

Proposed Statutory Language

The table below represents the recommended statutory changes, linking the Standard Conditions to their respective enabling statute and cross-referencing the old language with the revised Condition. Statutory references are truncated.

Current Statute	WG’s Recommended Statute Changes	WG’s Recommended Standard Conditions of Parole
<p>17-2-201 . . . All Statute prior to this point – No Changes</p> <p>17-2-201(5) (b) Conditions imposed for parole may include, but are not limited to, requiring that the offender pay reasonable costs of supervision of parole or placing the offender on home detention as defined in section 18-1.3-106 (1.1), C.R.S. Moved to 17-2-201 (f)(I)(H)</p> <p>(c) (I) As a condition of parole, the board shall order that the offender make restitution to the victim or victims of his or her conduct if such restitution has been ordered by the court pursuant to article 18.5 of title 16. The order must require the offender to make restitution within the period of time that the offender is on parole as specified by the board. In the event that the defendant does not make full restitution by the date specified by the board, the restitution may be collected as provided for in article 18.5 of title 16. Moved to 17-2-201 (f)(I)(n)(1)</p> <p>(H) Except if the offender is subject to subsection (19) of this section, if the offender fails to pay the restitution, he or she may be returned to the board and, upon proof of failure to pay, the board shall: Moved to 17-2-201 (f)(I)(n)(2)</p>		

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Current Statute	WG's Recommended Statute Changes	WG's Recommended Standard Conditions of Parole
<p>(A) (Deleted by amendment, L. 96, p. 1779, § 5, effective June 3, 1996.) Delete</p> <p>(B) Order that the offender continue on parole or extend the period of parole, either subject to the same condition or modified conditions of parole; or Moved to 17-2-201 (f)(l)(n)(2)(a)</p> <p>(C) Revoke the parole and request the sheriff of the county in which the hearing is held to transport the parolee to a place of confinement designated by the executive director; or Moved to 17-2-201 (f)(l)(n)(2)(b)</p> <p>(D) Revoke parole for a period not to exceed one hundred eighty days and request the sheriff of the county in which the hearing is held to transport the parolee to a community corrections program pursuant to section 18-1.3-301 (3), C.R.S., a place of confinement within the department of corrections, or any private facility that is under contract with the department of corrections; or Moved to 17-2-201 (f)(l)(n)(2)(c)</p> <p>(E) Revoke parole for a period not to exceed ninety days and request the sheriff of the county in which the hearing is held to transport the parolee to the county jail of such county or to any private facility that is under contract with the department of corrections. Moved to 17-2-201 (f)(l)(n)(2)(d)</p>	<p>(A) (Deleted by amendment, L. 96, p. 1779, § 5, effective June 3, 1996.)</p>	

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<p>(III) (Deleted by amendment, L. 2000, p. 1043, § 4, effective September 1, 2000.) Delete</p> <p>(d) If, as a condition of parole pursuant to paragraph (b) of this subsection (5), a parolee will be required to attend a postsecondary educational institution as a part of his parole plan, the board, before granting parole, shall first notify the postsecondary educational institution and the prosecuting attorney of the parolee's plan and request their comments thereon. The notice shall include all relevant information pertaining to the person and the crime for which he was convicted. The postsecondary educational institution and the prosecuting attorney shall reply to the board in writing within ten days of receipt of the notification or within such other reasonable time in excess of ten days as specified by the board. The postsecondary educational institution's reply shall include a statement of whether or not it will accept the parolee as a student. Acceptance by a state postsecondary educational institution shall be pursuant to section 23-5-106, C.R.S. Moved to 17-2-201 (f)(I)(I)(1)</p> <p>(e) As a condition of parole of every person convicted of the class 2 felony of sexual assault in the first degree under section 18-3-402 (3), C.R.S., for an offense committed prior to November 1, 1998, the board shall require that the parolee participate in a program of mental health counseling or receive appropriate treatment to the extent that the board deems appropriate to effectuate the successful reintegration of the parolee into the community. Moved to 17-2-201(r)</p>	<p>(III) (Deleted by amendment, L. 2000, p. 1043, § 4, effective September 1, 2000.)</p>	

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<p>(f) (I) As a condition of parole, the parolee shall sign a written agreement that contains such parole conditions as deemed appropriate by the board. The parole agreement shall also contain a notification to the parolee that, should they violate any of the said conditions or should their behavior while on parole indicate the potentiality for criminality or violence, their parole may be subject to revocation. The conditions shall include but need not be limited to the following: Keep as 17-2-201 (f)(I) with the added BOLD language from (J)(II)</p> <p>(A) That the parolee shall go directly to a place designated by the board upon his release from the institution to which he has been confined; Moved to 17-2-201 (f)(I)(B)</p> <p>(B) That the parolee shall establish a residence of record and shall not change it without giving prior notification to his or her community parole officer and that the parolee shall not leave the state without the permission of his or her community parole officer; Moved to 17-2-201 (f)(I)(D)</p>	<p>f) (I) As a condition of parole, the parolee shall sign a written agreement that contains such parole conditions as deemed appropriate by the board. The parole agreement shall also contain a notification to the parolee that, should they violate any of the said conditions or should their behavior while on parole indicate the potentiality for criminality or violence, their parole may be subject to revocation. The conditions shall include but need not be limited to the following: Keep as 17-2-201 (f)(I) with the added BOLD language</p> <p>(A) Parolee shall obey all state and federal laws and municipal ordinances, conduct himself or herself as a law-abiding citizen, and obey and cooperate with his or her community parole officer. Moved from 17-2-201(f)(I)(C)</p> <p>(B) Parolee shall go directly to a place designated by the board upon his release from the institution to which he has been confined; Moved from 17-2-201(f)(I)(A)</p>	<p><i>Standard Condition 1.</i></p> <p>1. Parolee shall comply with Federal and State laws and Municipal ordinances, act as a law-abiding citizen, and not engage in any behavior that would indicate the potential for crime or violence.</p> <p><i>Standard Condition 2.</i></p> <p>2. Upon release, Parolee shall report to their Community Parole Officer and follow all directions and requirements for their entire parole period, including but not limited to:</p> <p>(a) Parolee shall report when and how (in person, in writing, by phone, online) the Community Parole Officer requires.</p> <p>(b) Parolee shall maintain a residence of record and provide any changes in residence to the Community Parole Officer within 48 hours of moving.</p> <p>(c) Parolee shall allow visits to residence of record by the Community Parole Officer.</p>

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<p>(C) That the pParolee shall obey all state and federal laws and municipal ordinances, conduct himself or herself as a law-abiding citizen, and obey and cooperate with his or her community parole officer; Moved to 17-2-201 (f)(I)(A)</p>	<p>(C) Parolee shall make reports as directed by their parole officer. Moved from 17-2-201(f)(I)(D)</p>	<p>(d) Parolee shall allow searches of person, residence and/or vehicle by the Community Parole Officer. (e) Parolee shall pay COSTS ASSOCIATED WITH SUPERVISION required supervision fees, IF FINANCIALLY ABLE, as required directed by the Community Parole Officer. (f) Parolee shall maintain employment or participate in an educational or vocational program, unless waived by the Community Parole Officer. (g) Parolee shall not use OR POSSESS ANY illegal drugs AND SHALL NOT ABUSE LEGAL DRUGS as defined under Colorado statutes and shall submit to random drug screening as ordered by the Community Parole Officer. (h) Parolee shall remain in Colorado unless given permission by the Community Parole Officer to leave the state and sign a waiver of extradition agreeing to be returned to Colorado and waiving all formal extradition procedures if terms of parole are violated and Parolee is arrested in another state.</p> <p>Standard Condition 2. (a) 2. Upon release, Parolee shall report to their Community Parole Officer and follow all directions and requirements for their entire parole period, including but not limited to: (a) Parolee shall report when and how (in person, in writing, by phone, online) the Community Parole Officer requires. (b) Parolee shall maintain a residence of record and provide any changes in residence to the Community Parole Officer within 48 hours of moving.</p>

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<p>(D) That the parolee shall make reports as directed by their his or her community parole officer, permit residential visits by the community parole officer, and allow the community parole officer to make searches of his or her person, residence, or vehicle; Moved to 17-2-201 (f)(I)(C)</p>	<p>(D) That the parolee shall establish a residence of record and shall not change it without giving prior notification to his or her community parole officer and that the parolee shall not leave the state without the permission of his or her community parole officer; Moved from 17-2-201(f)(I)(B)</p>	<p>(c) Parolee shall allow visits to residence of record by the Community Parole Officer.</p> <p>(d) Parolee shall allow searches of person, residence and/or vehicle by the Community Parole Officer.</p> <p>(e) Parolee shall pay COSTS ASSOCIATED WITH SUPERVISION required supervision fees, IF FINANCIALLY ABLE, as required directed by the Community Parole Officer.</p> <p>(f) Parolee shall maintain employment or participate in an educational or vocational program, unless waived by the Community Parole Officer.</p> <p>(g) Parolee shall not use OR POSSESS ANY illegal drugs AND SHALL NOT ABUSE LEGAL DRUGS as defined under Colorado statutes and shall submit to random drug screening as ordered by the Community Parole Officer.</p> <p>(h) Parolee shall remain in Colorado unless given permission by the Community Parole Officer to leave the state and sign a waiver of extradition agreeing to be returned to Colorado and waiving all formal extradition procedures if terms of parole are violated and Parolee is arrested in another state.</p> <p>Standard Condition 2. (b)</p> <p>2. Upon release, Parolee shall report to their Community Parole Officer and follow all directions and requirements for their entire parole period, including but not limited to:</p> <p>(a) Parolee shall report when and how (in person, in writing, by phone, online) the Community Parole Officer requires.</p>

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<p>(E) That the parolee shall not own, possess, or have under his control or in his custody any firearm, explosive device or other deadly weapon; Moved to 17-2-201 (f)(I)</p>	<p>(E) Parolee shall permit residential visits by the parole officer. Moved from 17-2-201(f)(I)(D)</p>	<p>(b) Parolee shall maintain a residence of record and provide any changes in residence to the Community Parole Officer within 48 hours of moving.</p> <p>(c) Parolee shall allow visits to residence of record by the Community Parole Officer.</p> <p>(d) Parolee shall allow searches of person, residence and/or vehicle by the Community Parole Officer.</p> <p>(e) Parolee shall pay COSTS ASSOCIATED WITH SUPERVISION required supervision fees, IF FINANCIALLY ABLE, as required directed by the Community Parole Officer.</p> <p>(f) Parolee shall maintain employment or participate in an educational or vocational program, unless waived by the Community Parole Officer.</p> <p>(g) Parolee shall not use OR POSSESS ANY illegal drugs AND SHALL NOT ABUSE LEGAL DRUGS as defined under Colorado statutes and shall submit to random drug screening as ordered by the Community Parole Officer.</p> <p>(h) Parolee shall remain in Colorado unless given permission by the Community Parole Officer to leave the state and sign a waiver of extradition agreeing to be returned to Colorado and waiving all formal extradition procedures if terms of parole are violated and Parolee is arrested in another state.</p> <p>Standard Condition 2. (c)</p> <p>2. Upon release, Parolee shall report to their Community Parole Officer and follow all directions and requirements for their entire parole period, including but not limited to:</p>

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		<p>(a) Parolee shall report when and how (in person, in writing, by phone, online) the Community Parole Officer requires.</p> <p>(b) Parolee shall maintain a residence of record and provide any changes in residence to the Community Parole Officer within 48 hours of moving.</p> <p>(c) Parolee shall allow visits to residence of record by the Community Parole Officer.</p> <p>(d) Parolee shall allow searches of person, residence and/or vehicle by the Community Parole Officer.</p> <p>(e) Parolee shall pay COSTS ASSOCIATED WITH SUPERVISION required-supervision-fees, IF FINANCIALLY ABLE, as required directed by the Community Parole Officer.</p> <p>(f) Parolee shall maintain employment or participate in an educational or vocational program, unless waived by the Community Parole Officer.</p> <p>(g) Parolee shall not use OR POSSESS ANY illegal drugs AND SHALL NOT ABUSE LEGAL DRUGS as defined under Colorado statutes and shall submit to random drug screening as ordered by the Community Parole Officer.</p> <p>(h) Parolee shall remain in Colorado unless given permission by the Community Parole Officer to leave the state and sign a waiver of extradition agreeing to be returned to Colorado and waiving all formal extradition procedures if terms of parole are violated and Parolee is arrested in another state.</p>

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<p>(F) Repealed. No Change</p> <p>(G) That the parolee shall seek and obtain employment or shall participate in a full-time educational or vocational program while on parole, unless such requirement is waived by his or her community parole officer; Moved to 17-2-201 (f)(I)(I)</p>	<p>(F) Repealed. No Change</p> <p>(G) That the parolee shall not abuse alcoholic beverages or use or possess any illegal drugs and shall not abuse legal drugs while on parole as defined by Colorado statute while on parole and must submit to random drug screening as ordered by their parole officer. Moved from 17-2-201(f)(I)(H)</p>	<p>(F) Repealed</p> <p><i>Standard Condition 2. (g)</i></p> <p>2. Upon release, Parolee shall report to their Community Parole Officer and follow all directions and requirements for their entire parole period, including but not limited to:</p> <p>(a) Parolee shall report when and how (in person, in writing, by phone, online) the Community Parole Officer requires.</p> <p>(b) Parolee shall maintain a residence of record and provide any changes in residence to the Community Parole Officer within 48 hours of moving.</p> <p>(c) Parolee shall allow visits to residence of record by the Community Parole Officer.</p> <p>(d) Parolee shall allow searches of person, residence and/or vehicle by the Community Parole Officer.</p> <p>(e) Parolee shall pay COSTS ASSOCIATED WITH SUPERVISION required supervision fees, IF FINANCIALLY ABLE, as required directed by the Community Parole Officer.</p> <p>(f) Parolee shall maintain employment or participate in an educational or vocational program, unless waived by the Community Parole Officer.</p> <p>(g) Parolee shall not use or possess any illegal drugs as defined under Colorado statutes and shall submit to random drug screening as ordered by the Community Parole Officer.</p> <p>(h) Parolee shall remain in Colorado unless given permission by the Community Parole Officer to leave</p>

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<p>(H) That the parolee shall not abuse alcoholic beverages or use or possess any illegal drugs and shall not abuse legal drugs while on parole as defined by Colorado statute while on parole and must submit to random drug screening as ordered by their parole officer. Moved to 17-2-201 (f)(I)(G)</p>	<p>(H) Conditions imposed for parole may include, but are not limited to, requiring that the offender pay reasonable costs of supervision of parole or placing the offender on home detention as defined in section 18-1.3-106 (1.1), C.R.S.; Moved from 17-2-201(5)(b)</p>	<p>the state and sign a waiver of extradition agreeing to be returned to Colorado and waiving all formal extradition procedures if terms of parole are violated and Parolee is arrested in another state.</p> <p>Standard Condition 2. (e)</p> <p>2. Upon release, Parolee shall report to their Community Parole Officer and follow all directions and requirements for their entire parole period, including but not limited to:</p> <p>(a) Parolee shall report when and how (in person, in writing, by phone, online) the Community Parole Officer requires.</p> <p>(b) Parolee shall maintain a residence of record and provide any changes in residence to the Community Parole Officer within 48 hours of moving.</p> <p>(c) Parolee shall allow visits to residence of record by the Community Parole Officer.</p> <p>(d) Parolee shall allow searches of person, residence and/or vehicle by the Community Parole Officer.</p> <p>(e) Parolee shall pay COSTS ASSOCIATED WITH SUPERVISION required supervision fees, IF FINANCIALLY ABLE, as required directed by the Community Parole Officer.</p> <p>(f) Parolee shall maintain employment or participate in an educational or vocational program, unless waived by the Community Parole Officer.</p> <p>(g) Parolee shall not use OR POSSESS ANY illegal drugs AND SHALL NOT ABUSE LEGAL DRUGS as defined under Colorado statutes and shall submit to random drug screening as ordered by the Community Parole Officer.</p>

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<p>(I) That the parolee shall abide by any other condition the board may determine to be necessary; Moved to 17-2-201 (f)(I)(p)</p>	<p>(I) That the parolee shall seek and obtain employment or shall participate in a full-time offender educational or vocational program while on parole, unless such requirement is waived by his or her community parole officer; Moved from 17-2-201(f)(I)(G)</p>	<p>(h) Parolee shall remain in Colorado unless given permission by the Community Parole Officer to leave the state and sign a waiver of extradition agreeing to be returned to Colorado and waiving all formal extradition procedures if terms of parole are violated and Parolee is arrested in another state.</p> <p>Standard Condition 2. (f) 2. Upon release, Parolee shall report to their Community Parole Officer and follow all directions and requirements for their entire parole period, including but not limited to:</p> <p>(a) Parolee shall report when and how (in person, in writing, by phone, online) the Community Parole Officer requires.</p> <p>(b) Parolee shall maintain a residence of record and provide any changes in residence to the Community Parole Officer within 48 hours of moving.</p> <p>(c) Parolee shall allow visits to residence of record by the Community Parole Officer.</p> <p>(d) Parolee shall allow searches of person, residence and/or vehicle by the Community Parole Officer.</p> <p>(e) Parolee shall pay COSTS ASSOCIATED WITH SUPERVISION required supervision fees, IF FINANCIALLY ABLE, as required directed by the Community Parole Officer.</p> <p>(f) Parolee shall maintain employment or participate in an educational or vocational program, unless waived by the Community Parole Officer</p> <p>(g) Parolee shall not use OR POSSESS ANY illegal drugs AND SHALL NOT ABUSE LEGAL DRUGS as defined under Colorado statutes and shall submit</p>

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	<p>(i) (1) If, as a condition of parole pursuant to paragraph (b) of this subsection (5), a parolee will be required to attend a postsecondary educational institution as a part of his parole plan, the board, before granting parole, shall first notify the postsecondary educational institution and the prosecuting attorney of the parolee's plan and request their comments thereon. The notice shall include all relevant information pertaining to the person and the crime for which he was convicted. The postsecondary educational institution and the prosecuting attorney shall reply to the board in writing within ten days of receipt of the notification or within such other reasonable time in excess of ten days as specified by the board. The postsecondary educational institution's reply shall include a statement of whether or not it will accept the parolee as a student. Acceptance by a state postsecondary educational institution shall be pursuant to section 23-5-106, C.R.S.</p> <p>Moved from 17-2-201 (5)(d)</p>	<p>to random drug screening as ordered by the Community Parole Officer. (h) Parolee shall remain in Colorado unless given permission by the Community Parole Officer to leave the state and sign a waiver of extradition agreeing to be returned to Colorado and waiving all formal extradition procedures if terms of parole are violated and Parolee is arrested in another state.</p>

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<p>(J) That the parolee shall contact any delegate child support enforcement unit with whom the parolee may have a child support case to arrange and fulfill a payment plan to pay current child support, child support arrearages, or child support debt due under a court or administrative order. Moved to 17-2-201 (f)(l)(m)</p>	<p>(J) That the the parolee shall not abuse alcoholic beverages or use or possess any illegal drugs and shall not abuse legal drugs while on parole as defined by Colorado statute while on parole and must submit to random drug screening as ordered by their parole officer. Moved from 17-2-201(f)(l)(H)</p>	<p><i>Standard Condition 2. (g)</i> 2. Upon release, Parolee shall report to their Community Parole Officer and follow all directions and requirements for their entire parole period, including but not limited to:</p> <p>(a) Parolee shall report when and how (in person, in writing, by phone, online) the Community Parole Officer requires.</p> <p>(b) Parolee shall maintain a residence of record and provide any changes in residence to the Community Parole Officer within 48 hours of moving.</p> <p>(c) Parolee shall allow visits to residence of record by the Community Parole Officer.</p> <p>(d) Parolee shall allow searches of person, residence and/or vehicle by the Community Parole Officer.</p> <p>(e) Parolee shall pay COSTS ASSOCIATED WITH SUPERVISION required supervision fees, IF FINANCIALLY ABLE, as required directed by the Community Parole Officer.</p> <p>(f) Parolee shall maintain employment or participate in an educational or vocational program, unless waived by the Community Parole Officer.</p> <p>(g) Parolee shall not use or possess any illegal drugs as defined under Colorado statutes and shall submit to random drug screening as ordered by the Community Parole Officer.</p> <p>(h) Parolee shall remain in Colorado unless given permission by the Community Parole Officer to leave the state and sign a waiver of extradition agreeing to be returned to Colorado and waiving all formal extradition procedures if terms of parole are violated and Parolee is arrested in another state.</p>

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<p>(H) The parole agreement shall also contain a notification to the parolee that, should he violate any of the said conditions or should his behavior while on parole indicate the potentiality for criminality or violence, his parole may be subject to revocation. Incorporated into 17-2-201 (f)(I)</p> <p>(H) (J) (I) The provisions of this paragraph (f) shall apply to any person paroled on or after July 1, 1987, and to any person whose parole conditions are modified by the board on or after said date. Moved to 17-2-201 (J)(I)</p> <p>(H) (J) (II) The provisions of this paragraph (f) shall apply to any person paroled on or after July 1, 1987, and to any person whose parole conditions are modified by the board on or after said date. Moved to 17-2-201 (J)(II)</p> <p>(g) (I) As a condition of parole, the board shall require any offender convicted of or who pled guilty or nolo contendere to an offense for which the factual basis involved a sexual offense as described in part 4 of article 3 of title 18, C.R.S., to submit to chemical testing of a biological substance sample from the offender to determine the genetic markers thereof and to chemical testing of his or her saliva to determine the secretor status thereof. Such testing shall occur prior to the offender's release from incarceration, and the results thereof shall be filed with and maintained by the</p>	<p>(H)(J) (I) The provisions of this paragraph (f) shall apply to any person paroled on or after July 1, 1987, and to any person whose parole conditions are modified by the board on or after said date.</p> <p>(H)(J)(II) The provisions of this paragraph (f) shall apply to any person paroled on or after July 1, 1987, and to any person whose parole conditions are modified by the board on or after said date.</p> <p>(g)(I) As a condition of parole, the board shall require any offender convicted of or who pled guilty or nolo contendere to an offense for which the factual basis involved a sexual offense as described in part 4 of article 3 of title 18, C.R.S., to submit to chemical testing of a biological substance sample from the offender to determine the genetic markers thereof and to chemical testing of his or her saliva to determine the secretor status thereof. Such testing shall occur prior to the offender's release from incarceration, and the results thereof shall be filed with and maintained by the Colorado bureau of</p>	

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<p>Colorado bureau of investigation. The results of such tests shall be furnished to any law enforcement agency upon request. No Change</p> <p>(g) (II) The provisions of this paragraph (g) shall apply to any person who is paroled on or after May 29, 1988, and to any person whose parole conditions are modified by the board on or after said date. No Change</p> <p>(g) (III) Any costs of implementing this paragraph (g) shall be derived solely from appropriations made from moneys in the victims assistance and law enforcement fund created pursuant to section 24-33.5-506, C.R.S. No Change</p> <p>(h) Repealed.</p> <p>(i) (Deleted by amendment, L. 2001, p. 955, § 3, effective July 1, 2001.)</p> <p>(j)-(h) As a condition of parole, the board may order any person who is not otherwise subject to the provisions of article 22 of title 16, C.R.S., and is convicted of an offense, the underlying factual basis of which is determined by the department of corrections to involve unlawful sexual behavior, as defined in section 16-22-102 (9), C.R.S., to register as a sex offender for the period of the person's parole. Such registration shall be completed as provided in article 22 of title 16, C.R.S. Within five business days after completion of the period of parole and final discharge from the legal custody of the department of corrections, the department of</p>	<p>investigation. The results of such tests shall be furnished to any law enforcement agency upon request.</p> <p>(h) Repealed.</p> <p>(i) (Deleted by amendment, L. 2001, p. 955, § 3, effective July 1, 2001.)</p> <p>(j)-(h) As a condition of parole, the board may order any person who is not otherwise subject to the provisions of article 22 of title 16, C.R.S., and is convicted of an offense, the underlying factual basis of which is determined by the department of corrections to involve unlawful sexual behavior, as defined in section 16-22-102 (9), C.R.S., to register as a sex offender for the period of the person's parole. Such registration shall be completed as provided in article 22 of title 16, C.R.S. Within five business days after completion of the period of parole and final discharge from the legal custody of the department of corrections, the department of corrections shall notify the Colorado</p>	

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<p>corrections shall notify the Colorado bureau of investigation to remove the person's name from the Colorado sex offender registry. No Change</p> <p>(h) (i) As a condition of every grant of parole, the board shall require the offender to execute a written prior waiver of extradition stating that the offender consents to extradition to this state and waives all formal procedures incidental to extradition proceedings in the event that the offender is arrested in another state upon an allegation that the defendant has violated the terms of his or her parole, and acknowledging that the offender shall not be admitted to bail in any other state pending extradition to this state. Moved to 17-2-201 (f)(l)(i)</p>	<p>bureau of investigation to remove the person's name from the Colorado sex offender registry.</p> <p>(h) (i) As a condition of every grant of parole, the board shall require the offender to execute a written prior waiver of extradition stating that the offender consents to extradition to this state and waives all formal procedures incidental to extradition proceedings in the event that the offender is arrested in another state upon an allegation that the defendant has violated the terms of his or her parole, and acknowledging that the offender shall not be admitted to bail in any other state pending extradition to this state.</p>	<p>Standard Condition 2. (h)</p> <p>2. Upon release, Parolee shall report to their Community Parole Officer and follow all directions and requirements for their entire parole period, including but not limited to:</p> <p>(a) Parolee shall report when and how (in person, in writing, by phone, online) the Community Parole Officer requires.</p> <p>(b) Parolee shall maintain a residence of record and provide any changes in residence to the Community Parole Officer within 48 hours of moving.</p> <p>(c) Parolee shall allow visits to residence of record by the Community Parole Officer.</p> <p>(d) Parolee shall allow searches of person, residence and/or vehicle by the Community Parole Officer.</p> <p>(e) Parolee shall pay COSTS ASSOCIATED WITH SUPERVISION required supervision fees, IF FINANCIALLY ABLE, as required directed by the Community Parole Officer.</p> <p>(f) Parolee shall maintain employment or participate in an educational or vocational program, unless waived by the Community Parole Officer.</p> <p>(g) Parolee shall not use OR POSSESS ANY illegal drugs AND SHALL NOT ABUSE LEGAL DRUGS as</p>

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	<p>(j) That the parolee shall not leave the state without the permission of their parole officer. Moved from 17-2-201(f)(I)(B)</p>	<p>defined under Colorado statutes and shall submit to random drug screening as ordered by the Community Parole Officer.</p> <p>(h) Parolee shall remain in Colorado unless given permission by the Community Parole Officer to leave the state and sign a waiver of extradition agreeing to be returned to Colorado and waiving all formal extradition procedures if terms of parole are violated and Parolee is arrested in another state.</p> <p><i>Standard Condition 2. (h)</i></p> <p>2. Upon release, Parolee shall report to their Community Parole Officer and follow all directions and requirements for their entire parole period, including but not limited to:</p> <p>(a) Parolee shall report when and how (in person, in writing, by phone, online) the Community Parole Officer requires.</p> <p>(b) Parolee shall maintain a residence of record and provide any changes in residence to the Community Parole Officer within 48 hours of moving.</p> <p>(c) Parolee shall allow visits to residence of record by the Community Parole Officer.</p> <p>(d) Parolee shall allow searches of person, residence and/or vehicle by the Community Parole Officer.</p> <p>(e) Parolee shall pay COSTS ASSOCIATED WITH SUPERVISION required supervision fees, IF FINANCIALLY ABLE, as required directed by the Community Parole Officer.</p> <p>(f) Parolee shall maintain employment or participate in an educational or vocational program, unless waived by the Community Parole Officer.</p>

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	<p>(k) As a condition of every grant of parole, the board shall require the offender to execute a written prior waiver of extradition stating that the offender consents to extradition to this state and waives all formal procedures incidental to extradition proceedings in the event that the offender is arrested in another state upon an allegation that the defendant has violated the terms of their parole, and acknowledging that the offender shall not be admitted to bail in any other state pending extradition to this state.</p> <p>Moved from 17-2-201(5)(k)</p>	<p>(g) Parolee shall not use OR POSSESS ANY illegal drugs AND SHALL NOT ABUSE LEGAL DRUGS as defined under Colorado statutes and shall submit to random drug screening as ordered by the Community Parole Officer.</p> <p>(h) Parolee shall remain in Colorado unless given permission by the Community Parole Officer to leave the state and sign a waiver of extradition agreeing to be returned to Colorado and waiving all formal extradition procedures if terms of parole are violated and Parolee is arrested in another state.</p> <p><i>Standard Condition 2. (h)</i></p> <p>2. Upon release, Parolee shall report to their Community Parole Officer and follow all directions and requirements for their entire parole period, including but not limited to:</p> <p>(a) Parolee shall report when and how (in person, in writing, by phone, online) the Community Parole Officer requires.</p> <p>(b) Parolee shall maintain a residence of record and provide any changes in residence to the Community Parole Officer within 48 hours of moving.</p> <p>(c) Parolee shall allow visits to residence of record by the Community Parole Officer.</p> <p>(d) Parolee shall allow searches of person, residence and/or vehicle by the Community Parole Officer.</p> <p>(e) Parolee shall pay COSTS ASSOCIATED WITH SUPERVISION required supervision fees, IF FINANCIALLY ABLE, as required directed by the Community Parole Officer.</p>

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	<p>(l) That the parolee shall not own, possess, or have under his control or in his custody any firearm, explosive device or other deadly weapon; Moved from 17-2-201(f)(l)(E)</p> <p>(m) That the parolee shall contact any delegate child support enforcement unit with whom the parolee may have a child support case to arrange and fulfill a payment plan to pay current child support, child support arrearages, or child support debt due under a court or administrative order. Moved from 17-2-201(f)(l)(J)</p>	<p>(f) Parolee shall maintain employment or participate in an educational or vocational program, unless waived by the Community Parole Officer.</p> <p>(g) Parolee shall not use OR POSSESS ANY illegal drugs AND SHALL NOT ABUSE LEGAL DRUGS as defined under Colorado statutes and shall submit to random drug screening as ordered by the Community Parole Officer.</p> <p>(h) Parolee shall remain in Colorado unless given permission by the Community Parole Officer to leave the state and sign a waiver of extradition agreeing to be returned to Colorado and waiving all formal extradition procedures if terms of parole are violated and Parolee is arrested in another state.</p> <p><i>Standard Condition 3.</i> 3. Parolee shall not own, possess, nor have under control or in custody any firearms, explosive device or other or other deadly weapon(s).</p> <p><i>Standard Condition 4. (b)</i> 4. Parolee shall comply with and follow any court orders, including but not limited to: (a) Parolee shall follow and comply with all terms of any protection orders. (b) Parolee shall make any child support payments, including current amounts, arrearages and/or child support debt owed. (c) Parolee shall MAKE REGULAR RESTITUTION PAYMENTS, CONSISTENT WITH THE ABILITY TO</p>

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<p>Note: Although not a part of this recommendation, the gray provisions of statute at right regarding revocation may be in conflict with previous revisions of statute derived from Senate Bill 2019-143.</p>	<p>(n) (1) As a condition of parole, the board shall order that the offender make restitution to the victim or victims of their conduct if such restitution has been ordered by the court pursuant to article 18.5 of title 16. The order must require the offender to make restitution, consistent with the ability to pay, within the period of time that the offender is on parole as specified by the board. In the event that the defendant does not make full restitution by the date specified by the board, the restitution may be collected as provided for in article 18.5 of title 16. Moved from 17-2-201(c)(I)</p> <p>(n) (2) Except if the offender is subject to subsection (19) of this section, if the offender fails to pay the restitution, he or she may be returned to the board and, upon proof of failure to pay, the board shall: Moved from 17-2-201(c)(II)</p> <p>(n)(2) (a) Order that the offender continue on parole or extend the period of parole, either subject to the same condition or modified conditions of parole; or Moved from 17-2-201(c)(II)(B)</p>	<p>PAY, DURING THE PAROLE PERIOD. to pay restitution within during the parole period.</p> <p><i>Standard Condition 4. (c)</i></p> <p>4. Parolee shall comply with and follow any court orders, including but not limited to:</p> <p>(a) Parolee shall follow and comply with all terms of any protection orders.</p> <p>(b) Parolee shall make any child support payments, including current amounts, arrearages and/or child support debt owed.</p> <p>(c) parolee shall make regular restitution payments, consistent with the ability to pay, during the parole period to pay restitution within during the parole period.</p>

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	<p>(n)(2) (b) Revoke the parole and request the sheriff of the county in which the hearing is held to transport the parolee to a place of confinement designated by the executive director; or Moved from 17-2-201(c)(II)(C)</p> <p>(n)(2) (c) Revoke parole for a period not to exceed one hundred eighty days and request the sheriff of the county in which the hearing is held to transport the parolee to a community corrections program pursuant to section 18-1.3-301 (3), C.R.S., a place of confinement within the department of corrections, or any private facility that is under contract with the department of corrections; or Moved from 17-2-201(c)(II)(D)</p> <p>(n)(2) (d) Revoke parole for a period not to exceed ninety days and request the sheriff of the county in which the hearing is held to transport the parolee to the county jail of such county or to any private facility that is under contract with the department of corrections. Moved from 17-2-201(c)(II)(E)</p> <p>(o) Parolee shall comply with all terms of any protection order issued pursuant to section 18-1-1001, C.R.S., section 19-2-707, C.R.S., or sections 13-14-104.5, C.R.S. and 13-14-106, C.R.S. Added into statute</p>	<p><i>Standard Condition 4. (a)</i></p> <p>4. Parolee shall comply with and follow any court orders, including but not limited to:</p> <p>(a) Parolee shall follow and comply with all terms of any protection orders.</p> <p>(b) Parolee shall make any child support payments, including current amounts, arrearages and/or child support debt owed.</p>

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<p>(5.5) (a) As a condition of parole, the board may require every parolee at the parolee's own expense to submit to random chemical testing of a biological substance sample from the parolee to determine the presence of drugs or alcohol.</p> <p>No Change</p>	<p>(p) That the parolee shall abide by any other condition the board may determine to be necessary; Moved from 17-2-201(f)(I)(I)</p> <p>q) The provisions of this paragraph (f) shall apply to any person paroled on or after July 1, 1987, and to any person whose parole conditions are modified by the board on or after said date. Moved from 17-2-201(f)(I)(J)(III)</p> <p>(e) (r) As a condition of parole of every person convicted of the class 2 felony of sexual assault in the first degree under section 18-3-402 (3), C.R.S., for an offense committed prior to November 1, 1998, the board shall require that the parolee participate in a program of mental health counseling or receive appropriate treatment to the extent that the board deems appropriate to effectuate the successful reintegration of the parolee into the community. Moved from 17-2-201(e)</p>	<p>(c) Parolee shall MAKE REGULAR RESTITUTION PAYMENTS, CONSISTENT WITH THE ABILITY TO PAY, DURING THE PAROLE PERIOD to pay restitution within during the parole period.</p> <p>Additional Conditions of Parole</p>