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DEC 20 2019

Be it Enacted by the People of the State of Colorado.

Colorado Secretary of State

S. WARD 9:30 A.M.

SECTION 1. Short title. THIS ACT MAY BE CITED AS "THE OPPORTUNITY ACT."

SECTION 2. In Colorado Revised Statutes, add part 8 of article 72 of title 24 as follows:

PART 8

EXPUNGEMENT OF CRIMINAL RECORDS

24-72-801. Legislative declaration. (1) THE PEOPLE OF THE STATE OF COLORADO HEREBY FIND AND DECLARE:

(a) CRIMINAL RECORDS FOR LOW-LEVEL, NON-VIOLENT OFFENSES HAVE MORE OF A NEGATIVE EFFECT ON SOCIETY THAN INTENDED. IT IS OUR INTENT THAT THE CRIMINAL RECORD IS DYNAMIC, REFLECTING AN INDIVIDUAL'S RECENT CHARACTER AND DOES NOT ALLOW THE MINOR TRANSGRESSIONS, MADE AS YOUTHS, TO NEGATIVELY IMPACT ONE'S ABILITY TO GAIN EMPLOYMENT, RESIDE IN SUITABLE HOUSING, BUILD THEIR SKILLS THROUGH EDUCATIONAL INSTITUTIONS OR TO VOLUNTEER TO GIVE BACK TO THEIR COMMUNITY. MAKING MISTAKES IS HOW WE'VE BEEN TAUGHT TO LEARN AND ONCE AN INDIVIDUAL HAS SHOWN THAT THEY HAVE LEARNED FROM THEIR MISTAKES, THEY SHALL BE ALLOWED TO MOVE FORWARD WITHOUT THIS LIMIT ON THEIR POTENTIAL TO BECOME AN EXCELLENT MEMBER OF SOCIETY. ESTABLISHING THIS PROCESS FOR THE EXPUNGEMENT OF ELIGIBLE CRIMINAL RECORDS SHALL STRENGTHEN OUR COMMUNITIES, AND OUR ECONOMY, WHILE EASING THE BURDEN ON OUR LEGAL SYSTEM AND PROVIDING RELIEF TO TAXPAYERS.

24-72-802. Definitions. AS USED IN THIS PART 8, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(1) "BASIC IDENTIFICATION INFORMATION" HAS THE SAME MEANING AS SET FORTH IN SECTION 24-72-302.

(2) "COMMUNITY MAINTENANCE" MEANS COLLECTION AND DISPOSAL OF LITTER, SERVICING COMMUNITY GARDEN PROJECTS, SCRAPING GUM OFF OF SIDEWALKS OR REMOVAL OF GRAFFITI.

(3) "CONVICTION" OR "CONVICTED" MEANS A PLEA OF GUILTY ACCEPTED BY THE COURT, INCLUDING A PLEA OF GUILTY ENTERED PURSUANT TO A DEFERRED SENTENCE UNDER SECTION 18-1.3-102, A VERDICT OF GUILTY BY A JUDGE OR JURY, OR A PLEA OF NOLO CONTENDERE ACCEPTED BY THE COURT, OR ADJUDICATION FOR AN OFFENSE THAT WOULD CONSTITUTE A CRIMINAL OFFENSE IF COMMITTED BY AN ADULT, INCLUDING HAVING RECEIVED A DEFERRED JUDGMENT AND SENTENCE OR DEFERRED ADJUDICATION EVEN IF THE PERSON HAS SUCCESSFULLY COMPLETED A DEFERRED SENTENCE OR DEFERRED ADJUDICATION, OR IF THE COURT GIVES JUDGMENT IN FAVOR OF THE STATE OF COLORADO, THE APPROPRIATE PROSECUTING ATTORNEY, OR THE APPROPRIATE LAW ENFORCEMENT AGENCY AND AGAINST THE OFFENDER OR JUVENILE.

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(4) "CRIMINAL JUSTICE AGENCY" HAS THE SAME MEANING AS SET FORTH IN SECTION 24-72-302.

(5) "CRIMINAL RECORDS" MEANS INFORMATION REPORTING TO THE ARREST, INDICTMENT OR OTHER FORMAL FILING OF CRIMINAL CHARGES AGAINST A PERSON; THE IDENTITY OF THE CRIMINAL JUSTICE AGENCY TAKING SUCH OFFICIAL ACTION RELATIVE TO AN ACCUSED PERSON, THE DATE AND PLACE SUCH OFFICIAL ACTION WAS TAKEN RELATIVE TO AN ACCUSED PERSON; THE NAME, BIRTH DATE, LAST-KNOWN ADDRESS, AND SEX OF AN ACCUSED PERSON; THE NATURE OF THE CHARGES BROUGHT OR THE OFFENSES ALLEGED AGAINST AN ACCUSED PERSON, AND ONE OR MORE DISPOSITIONS RELATING TO THE CHARGES BROUGHT AGAINST AN ACCUSED PERSON; ALL BOOKS, PAPERS, CARDS, PHOTOGRAPHS, TAPES, RECORDINGS OR OTHER DOCUMENTARY MATERIALS, REGARDLESS OF FORM OR CHARACTERISTICS, THAT ARE MADE, MAINTAINED OR KEPT BY ANY CRIMINAL JUSTICE AGENCY IN THE STATE FOR USE IN THE EXERCISE OF FUNCTIONS REQUIRED OR AUTHORIZED BY LAW OR ADMINISTRATIVE RULE.

(6) "DISPOSITION" HAS THE SAME MEANING AS SET FORTH IN SECTION 24-72-302.

(7) "EXPANDED LEARNING OPPORTUNITY PROGRAMS" HAS THE SAME MEANING AS SET FORTH IN 22-14-102 (4).

(8) "EXPUNGEMENT" MEANS THE DESTRUCTION, REMOVAL, DELETION OR ERASURE OF RECORDS WHEREBY SUCH RECORDS ARE DEEMED NEVER TO HAVE EXISTED.

(9) "EXPUNGEMENT FEE" IS A FEE ASSESSED AT THE TIME OF SENTENCING; THE AMOUNT DETERMINED IS SET FORTH IN THIS PART.

(10) "EXPUNGEMENT PERIOD" MEANS A PERIOD OF TIME TO COMMENCE ONCE ALL PUNISHMENTS AND PENALTIES HAVE BEEN SATISFIED AND PAID FOR BY THE CONVICTED PERSON.

(11) "LAW ENFORCEMENT AGENCY" MEANS ANY AGENCY OF A STATE OR LOCAL GOVERNMENT AUTHORIZED TO ENFORCE THE LAWS OF COLORADO.

(12) "OFFENSE" HAS THE SAME MEANING AS SET FORTH IN SECTION 18-1-104.

(13) "OFFICIAL ACTION" HAS THE SAME MEANING AS SET FORTH IN SECTION 24-72-302.

(14) "OFFICIAL CUSTODIAN" HAS THE SAME MEANING AS SET FORTH IN SECTION 24-72-302.

(15) "PEER SUPPORT PROGRAMS OR ACTIVITIES" MEANS GROUPS OR ACTIVITIES ORGANIZED AND IMPLEMENTED TO PROVIDE SOCIAL AND EMOTIONAL ASSISTANCE WHILE CREATING A SAFE AND TRUSTING ENVIRONMENT AIMED TO ENHANCE THE SELF-ESTEEM, SELF-EFFICACY, COPING AND PROBLEMS SOLVING SKILLS OF AN INDIVIDUAL OR GROUP, INCLUDING BUT NOT LIMITED TO SUPPORT GROUPS AND SOCIAL OR RECREATIONAL activities.

(16) "PENALTIES" MEAN INCARCERATION, CORRECTIONAL SUPERVISION, INCLUDING TERMS AND CONDITIONS

THEREOF; INCLUDING BUT NOT LIMITED TO, COSTS, FINES, FEES, SURCHARGES, PAROLE, PROBATION, WORK RELEASE, GPS MONITORING, THERAPY CLASSES, TREATMENT PROGRAMS, ALCOHOL OR DRUG MONITORING, INTERLOCK DEVICES, AND COMMUNITY SERVICE.

(17) "PERSON" HAS THE SAME MEANING AS SET FORTH IN SECTION 24-72-302.

(18) "PRIVATE CUSTODIAN" HAS THE SAME MEANING AS SET FORTH IN SECTION 24-72-302.

(19) "SAFETY EQUIPMENT" MEANS FIRST AID KITS, HELMETS, VESTS, PLATING FOR VESTS.

(20) "SCHOOL SUPPLIES" OR "SCHOOL SUPPLY" MEANS ANY ITEM THAT IS COMMONLY USED BY A STUDENT IN A COURSE OF STUDY, INCLUDING BUT NOT LIMITED TO, VISUAL ARTS AND PERFORMANCE ARTS AS SET FORTH IN SECTION 22-1-104.5, MUSIC AND PHYSICAL EDUCATION.

24-72-803. Expungement of criminal records where no conviction occurs. (1) AFTER AN ARREST, SHOULD THE DECISION BE MADE TO NOT FILE CRIMINAL CHARGES; THE CONCLUSION OF CRIMINAL PROCEEDINGS INCLUDE ACQUITTAL; THE DISMISSAL, ABANDONMENT, OR INDEFINITE POSTPONEMENT OF CRIMINAL PROCEEDINGS OR CHARGES, THE DISTRICT COURT IN THE JUDICIAL DISTRICT WHERE THE PERSON WAS ARRESTED SHALL, NO LATER THAN THIRTY-ONE DAYS FROM THE DATE OF THE DISPOSITION, ISSUE AN EXPUNGEMENT ORDER FOR ALL CRIMINAL RECORDS PERTAINING TO THE PERSON'S ARREST TO EVERY OFFICIAL CUSTODIAN.

(2) IMMEDIATELY UPON THE DECISION TO NOT FILE CRIMINAL CHARGES, THE LAW ENFORCEMENT AGENCY THAT MADE THE ARREST SHALL PETITION THE DISTRICT COURT, IN THE JUDICIAL DISTRICT WHERE THE PERSON WAS ARRESTED, FOR AN EXPUNGEMENT ORDER FOR THE CRIMINAL RECORDS PERTAINING TO THE ARREST.

24-72-804. Expungement period – applicability – interruption – concurrency – equality – municipal infractions – rights. (1) IMMEDIATELY FOLLOWING THE SATISFACTION OF ALL PENALTIES AND PUNISHMENTS IMPOSED BY THE COURT, THE EXPUNGEMENT PERIOD SHALL COMMENCE AS SET FORTH IN THIS PART.

(2)(a) IN THE EVENT THAT ONE OR MORE CRIMINAL CHARGES ARE BROUGHT UPON A PERSON IN THE MIDST OF AN EXPUNGEMENT PERIOD FOR A PREVIOUS OFFENSE THAT RESULTED IN CONVICTION, THE PREVIOUS EXPUNGEMENT PERIOD MAY PAUSE, AS DESCRIBED IN SUBSECTIONS (2)(b) AND (2)(c) OF THIS SECTION, PENDING THE DISPOSITION OF THE CURRENT CHARGE OR CHARGES.

(b) IF THERE IS A "P" INDICATOR ON THE TABLE IN THE INTERSECTION BETWEEN A PREVIOUS OFFENSE AND A RECENT CHARGE, THERE SHALL BE A PAUSE IN THE EXPUNGEMENT PERIOD.

(g) IF THE PERSON IS NOT CONVICTED OF THE PENDING CHARGE, OR CHARGES, THE EXPUNGEMENT PERIOD FOR THE PREVIOUS OFFENSE, OR OFFENSES, WHICH RESULTED IN CONVICTION SHALL BE CREDITED THE TIME THAT IT WAS ON PAUSE AND SHALL PROCEED AS SET FORTH IN THIS PART.

(3)(a) IF A PERSON HAS A CRIMINAL RECORD FOR A STATUTE VIOLATION THAT IS INELIGIBLE FOR EXPUNGEMENT AS SET FORTH IN THIS PART AND THAT VIOLATION, IF COMMITTED ON THE CURRENT DAY, WOULD BE ELIGIBLE FOR EXPUNGEMENT, THEN UPON THE SATISFACTION OF ALL PENALTIES AND PUNISHMENTS IMPOSED BY THE COURT, THE CRIMINAL RECORD SHALL FOLLOW THE EXPUNGEMENT PERIOD OF THE VIOLATION IF COMMITTED ON THE CURRENT DAY. IN THIS CASE, NO EXPUNGEMENT FEE SHALL BE ASSESSED.

(b) IF A PERSON HAS A CRIMINAL RECORD FOR A STATUTE VIOLATION THAT IS INELIGIBLE FOR EXPUNGEMENT AS SET FORTH IN THIS PART AND THAT VIOLATION, IF COMMITTED ON THE CURRENT DAY, WOULD NOT CONSTITUTE A CRIMINAL OFFENSE, THEN UPON THE SATISFACTION OF ALL PENALTIES AND PUNISHMENTS IMPOSED BY THE COURT, THE CRIMINAL RECORD SHALL BE ELIGIBLE FOR IMMEDIATE EXPUNGEMENT. IN THIS CASE, NO EXPUNGEMENT FEE SHALL BE ASSESSED.

(4)(a) IF A PERSON HAS A CRIMINAL RECORD FOR AN OFFENSE THAT IS ELIGIBLE FOR EXPUNGEMENT AS SET FORTH IN THIS PART AND THAT OFFENSE, IF COMMITTED ON THE CURRENT DAY, WOULD BE SUBJECT TO A LESSER EXPUNGEMENT PERIOD, THEN UPON THE SATISFACTION OF ALL PENALTIES AND PUNISHMENTS IMPOSED BY THE COURT, THE CRIMINAL RECORD SHALL FOLLOW THE EXPUNGEMENT PERIOD OF THE OFFENSE IF COMMITTED ON THE CURRENT DAY. IN THIS CASE, NO EXPUNGEMENT FEE SHALL BE ASSESSED.

(b) IF A PERSON HAS A CRIMINAL RECORD FOR AN OFFENSE THAT IS ELIGIBLE FOR EXPUNGEMENT AS SET FORTH IN THIS PART AND THAT OFFENSE, IF COMMITTED ON THE CURRENT DAY, WOULD NOT CONSTITUTE A CRIMINAL OFFENSE, THEN UPON THE SATISFACTION OF ALL PENALTIES AND PUNISHMENTS IMPOSED BY THE COURT, THE CRIMINAL RECORD SHALL BE ELIGIBLE FOR IMMEDIATE EXPUNGEMENT. IN THIS CASE, NO EXPUNGEMENT FEE SHALL BE ASSESSED.

(5)(a) IN THE CASE OF EXECUTIVE CLEMENCY, THE CRIMINAL RECORDS THAT PERTAIN TO THE EXECUTIVE CLEMENCY, SHALL BE SUBJECT TO THE CONDITIONS OF EXPUNGEMENT SET FORTH IN THIS PART.

(b) WITHIN THIRTY-ONE DAYS OF GRANTING EXECUTIVE CLEMENCY, THE PERSON GRANTING EXECUTIVE CLEMENCY SHALL PETITION THE DISTRICT COURT IN THE JUDICIAL DISTRICT WHERE THE CONVICTION OCCURRED FOR AN EXPUNGEMENT ORDER, IF APPLICABLE, AS SET FORTH IN THIS PART.

(6) MUNICIPAL CHARGES AND CONVICTIONS HAVE NO EFFECT ON EXPUNGEMENT PERIODS, PROVIDED THAT THE OFFENSE WOULD NOT QUALIFY AS AN OFFENSE DESCRIBED IN THE COLORADO REVISED STATUTES THAT WOULD INTERFERE.

(7) THE EXPUNGEMENT PERIOD SHALL APPLY TO THE CRIMINAL RECORDS OF JUVENILES THE SAME AS IT IS APPLIED TO THE CRIMINAL RECORDS OF ADULTS.

(8) A PERSON'S RIGHT TO EXPUNGEMENT SHALL NOT BE WAIVED THROUGH ANY PLEA AGREEMENT OR ANY OTHER MEANS.

(9) AT THE TIME OF SENTENCING, THE COURT SHALL ADVISE EACH DEFENDANT OF THEIR RIGHT TO EXPUNGEMENT AS SET FORTH IN THIS PART.

24-72-805. Expungement fee – applicability – collection – interest – waiver. (1) ALL CONVICTIONS THAT OCCUR ON OR AFTER JANUARY 01, 2021 INCUR AN EXPUNGEMENT FEE. THE AMOUNT OF THE FEE IS SET FORTH IN THIS PART.

(2) THE EXPUNGEMENT FEE SHALL BE COLLECTED BY THE COURT IN WHICH THE CONVICTION OCCURRED. THE FEE SHALL BE DEPOSITED INTO THE EXPUNGEMENT FEE CASH FUND CREATED BY SECTION 24-72-830.

(3) FOR THOSE UNABLE TO PAY THE EXPUNGEMENT FEE UPON CONVICTION, INTEREST SHALL ACCRUE AT A RATE OF FIVE PERCENT PER ANNUM, COMPOUNDED ANNUALLY, AS DESCRIBED IN SUBSECTIONS (3)(a) AND (3)(b) OF THIS SECTION.

(a) IF SENTENCING IMPOSED BY THE COURT DOES NOT INCLUDE INCARCERATION OF ANY KIND, INTEREST ON UNPAID EXPUNGEMENT FEES SHALL BEGIN TO ACCRUE NINETY DAYS AFTER THE DATE OF CONVICTION.

(b) IF SENTENCING BY THE COURT INCLUDES INCARCERATION, INTEREST SHALL BEGIN TO ACCRUE ON UNPAID EXPUNGEMENT FEES NINETY DAYS AFTER THE PERSON IS RELEASED FROM INCARCERATION.

(4) THE EXPUNGEMENT FEE CANNOT BE WAIVED. UPON A DETERMINATION OF INDIGENCE BY THE COURT, THE EXPUNGEMENT FEE SHALL BE SUBSTITUTED FOR A SENTENCE IN THE LIFE SKILLS DEVELOPMENT PROGRAM AS DESCRIBED IN SECTION 24-72-807 AND NO INTEREST SHALL ACCRUE.

(5) THERE SHALL BE NO IMPRISONMENT FOR NON-PAYMENT OF EXPUNGEMENT FEES.

(6) EXPUNGEMENT FEES ARE APPLICABLE TO JUVENILES IF THE SAME CONVICTION APPLIED TO AN ADULT WOULD INCUR AN EXPUNGEMENT FEE.

(7) CONVICTIONS THAT OCCUR ON OR BEFORE DECEMBER 31, 2020 SHALL NOT INCUR AN EXPUNGEMENT FEE.

24-72-806. Basic identification information. REGARDLESS OF EXPUNGEMENT, BASIC IDENTIFICATION INFORMATION MAY BE KEPT ON FILE BY ANY OFFICIAL CUSTODIAN.

24-72-807. Life skills development program – creation – advisory – qualification – conversion – substitution. (1) THERE IS HEREBY CREATED IN THE DEPARTMENT OF PUBLIC SAFETY, THE LIFE SKILLS DEVELOPMENT PROGRAM. THE LIFE SKILLS DEVELOPMENT PROGRAM IS DESIGNED TO BE AN ALTERNATIVE TO AN EXPUNGEMENT FEE IN THE CASE OF INDIGENCE.

(2)(a) THERE IS HEREBY CREATED IN THE DEPARTMENT OF PUBLIC SAFETY, THE LIFE SKILLS DEVELOPMENT PROGRAM ADVISORY BOARD, REFERRED TO IN THIS SECTION AS THE "BOARD."

(b) THE BOARD IS RESPONSIBLE FOR CREATING, IMPLEMENTING AND MAINTAINING THE PROVISIONS SET FORTH IN THIS SECTION, INCLUDING BUT NOT LIMITED TO COMMUNITY MAINTENANCE, BEHAVIORAL HEALTH, MENTAL HEALTH, SUBSTANCE ABUSE, THERAPY AND VOCATIONAL TRAINING ALTERNATIVES TO AN EXPUNGEMENT FEE.

(c) THE BOARD SHALL SUPERVISE AND MONITOR THE PROGRESS OF PERSONS SENTENCED TO THE LIFE SKILLS PROGRAM AND PROVIDE THE INFORMATION TO THE COURT AS SENTENCES IN THE LIFE SKILLS PROGRAM ARE COMPLETED.

(d) THE BOARD SHALL ADOPT, BY RULE, ANY OTHER CRITERIA NECESSARY TO CREATE, IMPLEMENT OR MAINTAIN THE LIFE SKILLS DEVELOPMENT PROGRAM.

(3)(a) THE BOARD SHALL CONSIST OF THE FOLLOWING FIVE MEMBERS:

(I) THE EXECUTIVE DIRECTOR OF THE COLORADO DEPARTMENT OF PUBLIC SAFETY, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(II) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF CORRECTIONS, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(III) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HUMAN SERVICES, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(IV) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HIGHER EDUCATION, OR THE EXECUTIVE DIRECTOR'S DESIGNEE; AND

(V) AN INDIVIDUAL, APPOINTED BY THE GOVERNOR, WHO IS A FORMER OFFENDER WHO HAS DEMONSTRATED KNOWLEDGE OF THE CRIMINAL JUSTICE SYSTEM AND ITS IMPACT. THE GOVERNOR SHALL ATTEMPT TO APPOINT A BOARD MEMBER THAT REFLECTS THE GEOGRAPHIC AND DEMOGRAPHIC DIVERSITY OF THE STATE AND SHALL ATTEMPT TO INCLUDE A MEMBER OF DIVERSE POLITICAL, RACIAL, CULTURAL, INCOME, AND ABILITY GROUPS.

(4) THE DEPARTMENT OF PUBLIC SAFETY SHALL REPORT ON THE LIFE SKILLS DEVELOPMENT PROGRAM TO THE PUBLIC THROUGH THE ANNUAL HEARING PURSUANT TO THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE AND TRANSPARENT (SMART) GOVERNMENT ACT."

(5) AT THE END OF EACH FISCAL YEAR, THE BOARD SHALL SUBMIT A REPORT TO THE DEPARTMENT OF PUBLIC SAFETY AND THE STRATEGIC ACTION PLANNING GROUP ON EXPUNGEMENT. AT A MINIMUM THE REPORT MUST INCLUDE A LIST OF THE NUMBER OF INDIVIDUALS ADMITTED TO THE LIFE SKILLS PROGRAM, THE TOTAL NUMBER OF HOURS SENTENCED, THE TOTAL NUMBER OF HOURS COMPLETED AND THE EXPENSES RELATED TO THE CREATION, IMPLEMENTATION AND MAINTENANCE OF THE PROGRAM.

(6) THE MEMBERS OF THE BOARD SHALL SERVE WITHOUT COMPENSATION EXCEPT THAT THE MEMBERS OF THE BOARD MAY BE REIMBURSED FOR ANY ACTUAL AND NECESSARY TRAVEL EXPENSES INCURRED IN THE PERFORMANCE OF THEIR DUTIES PURSUANT TO THIS SECTION.

(7)(a) UPON THE DETERMINATION OF INDIGENCE BY THE COURT, THE EXPUNGEMENT FEE SHALL BE SUBSTITUTED FOR A SENTENCE IN THE LIFE SKILLS DEVELOPMENT PROGRAM. THE LENGTH OF THE SENTENCE IN THE LIFE SKILLS DEVELOPMENT PROGRAM, IN HOURS, SHALL BE EQUAL TO THE RATIO, ROUNDED UP TO THE NEAREST INTEGER MULTIPLE OF TEN, OF THE EXPUNGEMENT FEE TO THE CURRENT COLORADO STATE MINIMUM WAGE. THE MINIMUM

NUMBER OF HOURS TO BE SPENT IN THE LIFE SKILLS DEVELOPMENT PROGRAM SHALL BE FORTY.

(b) EXAMPLE:

EXPUNGEMENT FEE = \$1,000,
COLORADO MINIMUM WAGE = \$11.10/HOUR

(\$1,000 / (\$11.10/HOUR)) = 90.09 HOURS.

ROUND UP TO NEAREST INTEGER MULTIPLE OF TEN.

90.09 HOURS ROUNDS UP TO 100 HOURS.

100 HOURS IS GREATER THAN, OR EQUAL TO, 40 HOURS.

SENTENCE IN THE LIFE SKILLS DEVELOPMENT PROGRAM = 100 HOURS.

(8) THE FIRST FORTY HOURS IN THE LIFE SKILLS DEVELOPMENT PROGRAM SHALL BE ALLOTTED TO COMMUNITY MAINTENANCE.

(9)(a) UPON COMPLETION OF THE FIRST FORTY HOURS OF A CONVERTED SENTENCE IN COMMUNITY MAINTENANCE, A PERSON IS ELIGIBLE TO CONVERT THEIR REMAINING HOURS FROM COMMUNITY MAINTENANCE TO OTHER REHABILITATION AND EDUCATIONAL SERVICES AS DESCRIBED IN SUBSECTIONS (9)(b) AND (9)(c) OF THIS SECTION.

(b) SUBJECT TO AVAILABILITY, A PERSON IN THE LIFE SKILLS DEVELOPMENT PROGRAM MAY ATTEND BEHAVIORAL HEALTH, MENTAL HEALTH, OR SUBSTANCE ABUSE THERAPY CLASSES, SESSIONS OR GROUPS PROVIDED OR APPROVED BY THE LIFE SKILLS DEVELOPMENT PROGRAM IN LIEU OF COMMUNITY MAINTENANCE AFTER THE COMPLETION OF FORTY HOURS OF COMMUNITY MAINTENANCE.

(c) SUBJECT TO AVAILABILITY, AFTER THE COMPLETION OF FORTY HOURS OF COMMUNITY MAINTENANCE, AND THE SUBMISSION OF CERTIFICATION OF HIGH SCHOOL EQUIVALENCE, OR HIGHER EDUCATION, ONE MAY QUALIFY FOR OCCUPATIONAL EDUCATION PROVIDED, OR APPROVED, BY THE LIFE SKILLS DEVELOPMENT PROGRAM.

(10) SHOULD A PERSON CHOOSE NOT TO SPEND ANY HOURS AFTER THE INITIAL FORTY ON REHABILITATION OR EDUCATIONAL SERVICES AS DESCRIBED IN SUBSECTIONS (9)(b) OR (9)(c) OF THIS SECTION, THE PERSON SHALL SPEND THE REMAINING HOURS IN COMMUNITY MAINTENANCE.

(11) THERE IS NO TIME LIMIT FOR A PERSON TO COMPLETE THEIR SENTENCE IN THE LIFE SKILLS DEVELOPMENT PROGRAM. THE CRIMINAL RECORD OF THE PERSON WHO HAS NOT COMPLETED THEIR SENTENCE IN THE LIFE SKILLS DEVELOPMENT PROGRAM SHALL NOT BE EXPUNGED UNTIL ALL PENALTIES AND PUNISHMENTS IMPOSED BY THE COURT ARE SATISFIED, INCLUDING THEIR SENTENCE IN THE LIFE SKILLS DEVELOPMENT PROGRAM.

24-72-808. Class 2 petty offense convictions – eligibility - penalties. (1) CLASS 2 PETTY OFFENSE CONVICTIONS SHALL BE SUBJECT TO AN EXPUNGEMENT PERIOD OF SIX MONTHS AND AN EXPUNGEMENT FEE OF THREE HUNDRED AND FIFTY DOLLARS FOR THE FIRST CONVICTION AND FIVE HUNDRED DOLLARS FOR EACH SUBSEQUENT CONVICTION.

24-72-809. Class 1 petty offense convictions – eligibility - penalties. (1) CLASS 1 PETTY OFFENSE

CONVICTIONS SHALL BE SUBJECT TO AN EXPUNGEMENT PERIOD OF SIX MONTHS AND AN EXPUNGEMENT FEE OF FIVE HUNDRED DOLLARS FOR THE FIRST CONVICTION AND SEVEN HUNDRED AND FIFTY DOLLARS FOR EACH SUBSEQUENT CONVICTION.

24-72-810. Drug petty offense convictions – eligibility - penalties. (1) DRUG PETTY OFFENSE CONVICTIONS SHALL BE SUBJECT TO AN EXPUNGEMENT PERIOD OF SIX MONTHS AND AN EXPUNGEMENT FEE OF THREE HUNDRED AND FIFTY DOLLARS FOR THE FIRST CONVICTION AND FIVE HUNDRED DOLLARS FOR EACH SUBSEQUENT CONVICTION.

24-72-811. Class 2 misdemeanor traffic offense convictions – eligibility – penalties. (1) EXCEPT AS DESCRIBED IN SUBSECTIONS (2), (3), AND (4) OF THIS SECTION, ALL OTHER CLASS 2 MISDEMEANOR TRAFFIC OFFENSE CONVICTIONS SHALL BE SUBJECT TO AN EXPUNGEMENT PERIOD OF EIGHTEEN MONTHS AND AN EXPUNGEMENT FEE OF FIVE HUNDRED DOLLARS FOR THE FIRST CONVICTION AND ONE THOUSAND DOLLARS FOR EACH SUBSEQUENT CONVICTION.

(2) THE FOLLOWING CLASS 2 MISDEMEANOR TRAFFIC OFFENSE CONVICTIONS SHALL BE SUBJECT TO AN EXPUNGEMENT PERIOD OF THREE YEARS AND AN EXPUNGEMENT FEE OF SEVEN HUNDRED AND FIFTY DOLLARS FOR THE FIRST CONVICTION AND ONE THOUSAND AND FIVE HUNDRED DOLLARS FOR EACH SUBSEQUENT CONVICTION.

(a) "SPEED EXHIBITIONS" AS DESCRIBED IN 42-4-1105 (2).

(b) "RECKLESS DRIVING" AS DESCRIBED IN 42-4-1401.

(3) THE FOLLOWING CLASS 2 TRAFFIC MISDEMEANOR OFFENSE CONVICTIONS ARE SUBJECT TO AN EXPUNGEMENT PERIOD OF FIVE YEARS AND AN EXPUNGEMENT FEE OF FOUR THOUSAND DOLLARS FOR THE FIRST CONVICTION AND EIGHT THOUSAND DOLLARS FOR EACH SUBSEQUENT CONVICTION.

(a) "ELUDING OR ATTEMPTING TO ELUDE A POLICE OFFICER" AS DESCRIBED IN SECTION 42-4-1413.

(4) THE FOLLOWING CLASS 2 TRAFFIC MISDEMEANOR CONVICTIONS ARE SUBJECT TO AN EXPUNGEMENT PERIOD OF SEVEN YEARS AND AN EXPUNGEMENT FEE OF FIVE THOUSAND DOLLARS FOR THE FIRST CONVICTION AND TEN THOUSAND DOLLARS FOR EACH SUBSEQUENT CONVICTION.

(a) "DRIVING UNDER THE INFLUENCE – DRIVING WHILE ABILITY IMPAIRED – DRIVING WITH EXCESSIVE ALCOHOL CONTENT" AS DESCRIBED IN 42-4-1301.

24-72-812. Class 1 misdemeanor traffic offense convictions – eligibility – penalties. (1) EXCEPT AS DESCRIBED IN SUBSECTIONS (2) AND (3) OF THIS SECTION, ALL OTHER CLASS 2 MISDEMEANOR TRAFFIC OFFENSE CONVICTIONS ARE SUBJECT TO AN EXPUNGEMENT PERIOD OF THREE YEARS AND AN EXPUNGEMENT FEE OF ONE THOUSAND DOLLARS FOR THE FIRST CONVICTION AND TWO THOUSAND DOLLARS FOR EACH SUBSEQUENT CONVICTION.

(2) THE FOLLOWING CLASS 1 TRAFFIC MISDEMEANOR OFFENSE CONVICTIONS ARE SUBJECT TO AN EXPUNGEMENT PERIOD OF TWO YEARS AND AN EXPUNGEMENT FEE OF FIVE HUNDRED DOLLARS FOR THE FIRST CONVICTION AND ONE THOUSAND DOLLARS FOR EACH SUBSEQUENT CONVICTION.

(a) "COMPULSORY INSURANCE" AS DESCRIBED IN 42-4-1409 (4)(a).

(3) THE FOLLOWING CLASS 1 MISDEMEANOR TRAFFIC OFFENSE CONVICTIONS ARE SUBJECT TO AN EXPUNGEMENT PERIOD OF SEVEN YEARS AND AN EXPUNGEMENT FEE OF TWO THOUSAND AND FIVE HUNDRED DOLLARS FOR THE FIRST CONVICTION AND FIVE THOUSAND DOLLARS FOR EACH SUBSEQUENT CONVICTION.

(a) "MANDATORY AND VOLUNTARY RESTRICTED LICENSES FOLLOWING ALCOHOL CONVICTIONS" AS DESCRIBED IN 42-2-132.5 (10).

(4) THE FOLLOWING CLASS 1 MISDEMEANOR TRAFFIC OFFENSE CONVICTIONS ARE INELIGIBLE FOR EXPUNGEMENT.

(a) "CARELESS DRIVING RESULTING IN UNLAWFUL TERMINATION OF PREGNANCY" AS DESCRIBED IN 18-3.5-109.

(b) "CARELESS DRIVING" AS DESCRIBED IN 42-4-1402 (2)(c).

(c) "OPERATION OF A VEHICLE APPROACHED BY EMERGENCY VEHICLE — OPERATION OF VEHICLE APPROACHING STATIONARY EMERGENCY VEHICLE, STATIONARY TOWING CARRIER VEHICLE, OR STATIONARY PUBLIC UTILITY SERVICE VEHICLE" AS DESCRIBE IN 42-4-705 (3)(b)(III).

24-72-813. Level 2 drug misdemeanor offense convictions – eligibility – penalties. (1) LEVEL 2 DRUG MISDEMEANOR OFFENSE CONVICTIONS ARE SUBJECT TO AN EXPUNGEMENT PERIOD OF ONE YEAR AND AN EXPUNGEMENT FEE OF TWO HUNDRED AND FIFTY DOLLARS FOR THE FIRST CONVICTION AND FIVE HUNDRED DOLLARS FOR EACH SUBSEQUENT CONVICTION.

24-72-814. Level 1 drug misdemeanor offense convictions – eligibility – penalties. (1) LEVEL 1 DRUG MISDEMEANOR OFFENSE CONVICTIONS ARE SUBJECT TO AN EXPUNGEMENT PERIOD OF EIGHTEEN MONTHS AND AN EXPUNGEMENT FEE OF FIVE HUNDRED DOLLARS FOR EACH CONVICTION.

24-72-815. Level 4 drug felony offense convictions – eligibility – penalties. (1) LEVEL 4 DRUG FELONY OFFENSE CONVICTIONS ARE SUBJECT TO AN EXPUNGEMENT PERIOD OF TWO YEARS AND AN EXPUNGEMENT FEE OF SEVEN HUNDRED AND FIFTY DOLLARS FOR THE FIRST CONVICTION AND ONE THOUSAND DOLLARS FOR EACH SUBSEQUENT CONVICTION.

24-72-816. Level 3 drug felony offense convictions – eligibility – penalties. (1) EXCEPT AS DESCRIBED IN SUBSECTION (2), OF THIS SECTION, ALL OTHER LEVEL 3 DRUG FELONY OFFENSE CONVICTIONS ARE SUBJECT TO AN EXPUNGEMENT PERIOD OF THREE YEARS AND AN EXPUNGEMENT FEE OF ONE THOUSAND AND FIVE HUNDRED DOLLARS FOR THE FIRST CONVICTION AND TWO THOUSAND DOLLARS FOR EACH SUBSEQUENT CONVICTION.

(2) THE FOLLOWING LEVEL 3 DRUG FELONY OFFENSE CONVICTIONS ARE INELIGIBLE FOR EXPUNGEMENT.

(a) "CONTROLLED SUBSTANCES – INDUCING CONSUMPTION BY FRAUDULENT MEANS" AS DESCRIBED IN 18-18-416.

24-72-817. Level 2 drug felony offense convictions – eligibility. (1) LEVEL 2 DRUG FELONY OFFENSE CONVICTIONS ARE INELIGIBLE FOR EXPUNGEMENT.

24-72-818. Level 1 drug felony offense convictions – eligibility. (1) LEVEL 1 DRUG FELONY OFFENSE CONVICTIONS ARE INELIGIBLE FOR EXPUNGEMENT.

24-72-819. Class 3 misdemeanor offense convictions – eligibility – penalties. (1) EXCEPT AS DESCRIBED IN SUBSECTION (2) OF THIS SECTION, ALL OTHER CLASS 3 MISDEMEANOR OFFENSE CONVICTIONS ARE SUBJECT TO AN EXPUNGEMENT PERIOD OF EIGHTEEN MONTHS AND AN EXPUNGEMENT FEE OF ONE THOUSAND DOLLARS FOR THE FIRST CONVICTION AND ONE THOUSAND AND FIVE HUNDRED DOLLARS FOR EACH SUBSEQUENT CONVICTION.

(2) THE FOLLOWING CLASS 3 MISDEMEANOR OFFENSE CONVICTIONS ARE SUBJECT TO AN EXPUNGEMENT PERIOD OF TWO YEARS AND AN EXPUNGEMENT FEE OF ONE THOUSAND AND FIVE HUNDRED DOLLARS FOR THE FIRST CONVICTION AND TWO THOUSAND AND FIVE HUNDRED DOLLARS FOR EACH SUBSEQUENT CONVICTION.

(a) "MENACING" AS DESCRIBED IN 18-3-206 (1).

(b) "RECKLESS ENDANGERMENT" AS DESCRIBED IN 18-3-208.

(c) "FAILURE OR REFUSAL TO LEAVE PREMISES OR PROPERTY UPON REQUEST OF A PEACE OFFICER" AS DESCRIBED IN 18-9-119 (2).

24-72-820. Class 2 misdemeanor offense convictions – eligibility – penalties. (1) EXCEPT AS DESCRIBED IN SUBSECTIONS (2) AND (3) OF THIS SECTION, ALL OTHER CLASS 2 MISDEMEANOR OFFENSE CONVICTIONS ARE SUBJECT TO AN EXPUNGEMENT PERIOD OF EIGHTEEN MONTHS AND AN EXPUNGEMENT FEE OF TWO THOUSAND DOLLARS FOR THE FIRST CONVICTION AND TWO THOUSAND AND FIVE HUNDRED DOLLARS FOR EACH SUBSEQUENT CONVICTION.

(2) THE FOLLOWING CLASS 2 MISDEMEANOR OFFENSE CONVICTIONS ARE SUBJECT TO AN EXPUNGEMENT PERIOD OF THREE YEARS AND AN EXPUNGEMENT FEE OF TWO THOUSAND AND FIVE HUNDRED DOLLARS FOR THE FIRST CONVICTION AND THREE THOUSAND DOLLARS FOR EACH SUBSEQUENT CONVICTION.

(a) "THEFT OF TRADE SECRETS" AS DESCRIBED IN 18-4-408.

(b) "VIOLATION OF A PROTECTION ORDER" AS DESCRIBED IN 18-6-803.5 (2)(a).

(c) "KEEPING A PLACE OF PROSTITUTION" AS DESCRIBED IN 18-7-204.

(d) VIOLATING ANY OF THE PROVISIONS OF PART 5 OF ARTICLE 7 OF TITLE 18 REGARDING SEXUALLY EXPLICIT MATERIALS THAT ARE HARMFUL TO CHILDREN.

(e) "RESISTING ARREST" AS DESCRIBED IN 18-8-103.

(f) "OBSTRUCTING A PEACE OFFICER, FIREFIGHTER, EMERGENCY SERVICE PROVIDER, RESCUE SPECIALIST, OR VOLUNTEER" AS DESCRIBED IN 18-8-104.

(h) "UNLAWFULLY CARRYING A CONCEALED WEAPON – UNLAWFUL POSSESSION OF WEAPONS" AS DESCRIBED IN 18-12-105.

(i) "PROHIBITED USE OF WEAPONS" AS DESCRIBED IN 18-12-106.

(j) "POSSESSION OF HANDGUNS BY JUVENILES" AS DESCRIBED IN 18-12-108.5.

(3) THE FOLLOWING CLASS 2 MISDEMEANOR OFFENSE CONVICTIONS ARE INELIGIBLE FOR EXPUNGEMENT.

(a) "CRIMINAL INVASION OF PRIVACY" AS DESCRIBED IN 18-7-801.

(b) "FAILURE OR REFUSAL TO LEAVE PREMISES OR PROPERTY UPON REQUEST OF A PEACE OFFICER" AS DESCRIBED IN 18-9-119 (3)

24-72-821. Class 1 misdemeanor offense convictions – eligibility – penalties. (1) EXCEPT AS DESCRIBED IN SUBSECTIONS (2), (3) AND (4) OF THIS SECTION, ALL OTHER CLASS 1 MISDEMEANOR OFFENSE CONVICTIONS ARE SUBJECT TO AN EXPUNGEMENT PERIOD OF TWO YEARS AND AN EXPUNGEMENT FEE OF TWO THOUSAND AND FIVE HUNDRED DOLLARS FOR THE FIRST CONVICTION AND THREE THOUSAND DOLLARS FOR EACH SUBSEQUENT CONVICTION.

(2) THE FOLLOWING CLASS 1 MISDEMEANOR OFFENSE CONVICTIONS ARE SUBJECT TO AN EXPUNGEMENT PERIOD OF FIVE YEARS AND AN EXPUNGEMENT FEE OF THREE THOUSAND DOLLARS FOR THE FIRST CONVICTION AND FOUR THOUSAND DOLLARS FOR EACH SUBSEQUENT CONVICTION.

(a) "ASSAULT IN THE THIRD DEGREE" AS DESCRIBED IN 18-3-204 (a).

(3) THE FOLLOWING CLASS 1 MISDEMEANOR OFFENSE CONVICTIONS ARE SUBJECT TO AN EXPUNGEMENT PERIOD OF SEVEN YEARS AND AN EXPUNGEMENT FEE OF FOUR THOUSAND DOLLARS FOR THE FIRST CONVICTION AND FIVE THOUSAND DOLLARS FOR EACH SUBSEQUENT CONVICTION.

(a) "SECOND DEGREE FORGERY" AS DESCRIBED IN 18-5-104.

(b) "CRIMINAL SIMULATION" AS DESCRIBED IN 18-5-110.

(c) "VIOLATION OF A PROTECTION ORDER" AS DESCRIBED IN 18-6-803.5 (2)(a)

(4) THE FOLLOWING CLASS 1 MISDEMEANOR OFFENSE CONVICTIONS ARE INELIGIBLE FOR EXPUNGEMENT.

(a) "ASSAULT IN THE THIRD DEGREE" AS DESCRIBED IN 18-3-204 (b) AND (c).

(b) "CRIMES AGAINST AT-RISK PERSONS" AS DESCRIBED IN 18-6.5-103 (6).

(c) "SEXUAL ASSAULT" AS DESCRIBED IN 18-3-402 (3).

(d) "UNLAWFUL SEXUAL CONTACT" AS DESCRIBED IN 18-3-404 (2)(a).

(e) "SEXUAL ASSAULT ON A CLIENT BY A PSYCHOTHERAPIST" AS DESCRIBED IN 18-3-405.5 (2).

(f) "INVASION OF PRIVACY FOR SEXUAL GRATIFICATION" AS DESCRIBED IN 18-3-405.6 (2)(a).

TEN THOUSAND DOLLARS FOR EACH SUBSEQUENT CONVICTION.

- (a) "VEHICULAR ASSAULT" AS DESCRIBED IN 18-3-205 (1)(a) AND (1)(b).
- (b) "THEFT OF TRADE SECRETS" AS DESCRIBED IN 18-4-408 (3).
- (c) "AGGRAVATED MOTOR VEHICLE THEFT" AS DESCRIBED IN 18-4-409 (3)(a) AND (4)(a).
- (d) "CRIMES AGAINST AT-RISK PERSONS" AS DESCRIBED IN 18-6.5-103 (2)(b), (3)(b) AND (5).
- (e) "INCITING RIOT" AS DESCRIBED IN 18-9-102.
- (f) "VEHICULAR ELUDING" AS DESCRIBED IN 18-9-116.5 (2)(a).
- (g) "POSSESSION OF A DANGEROUS OR ILLEGAL WEAPON" AS DESCRIBED IN 18-12-102.
- (h) "ILLEGAL SALE OF WILDLIFE" AS DESCRIBED IN 33-6-113 (2)(a).

(3) THE FOLLOWING, CLASS 5 FELONY OFFENSE CONVICTIONS ARE INELIGIBLE FOR EXPUNGEMENT.

- (a) "CRIMINALLY NEGLIGENT HOMICIDE" AS DESCRIBED IN 18-3-105.
- (b) "MENACING" AS DESCRIBED IN 18-3-206 (1)(a) AND (1)(b).
- (c) "FALSE IMPRISONMENT" AS DESCRIBED IN 18-3-303 (2).
- (d) "VIOLATION OF A CUSTODY ORDER OR ORDER RELATING TO PARENTAL RESPONSIBILITIES" AS DESCRIBED IN 18-3-304 (1) AND (2).
- (e) "INTERNET LURING OF A CHILD" AS DESCRIBED IN 18-3-306 (3).
- (f) "FAILURE TO REGISTER AS A SEX OFFENDER" AS DESCRIBED IN 18-3-412.5 (2)(a).
- (g) "STALKING" AS DESCRIBED IN 18-3-602 (3)(a).
- (h) "UNLAWFUL TERMINATION OF PREGNANCY IN THE SECOND DEGREE" AS DESCRIBED IN 18-3.5-104 (2)(b).
- (i) "UNLAWFUL TERMINATION OF PREGNANCY IN THE THIRD DEGREE" AS DESCRIBED IN 18-3.5-105.
- (j) "UNLAWFUL TERMINATION OF PREGNANCY IN THE FOURTH DEGREE" AS DESCRIBED IN 18-3.5-106 (2)(b).
- (k) "VEHICULAR UNLAWFUL TERMINATION OF PREGNANCY" AS DESCRIBED IN 18-3.5-107.
- (l) "CHILD ABUSE" AS DESCRIBED IN 18-6-401 (7)(e).
- (m) "SEXUAL EXPLOITATION OF A CHILD" AS DESCRIBED IN 18-6-403 (5)(b).
- (n) "DOMESTIC VIOLENCE – SENTENCING" AS DESCRIBED IN 18-6-801 (7).

- (g) "FAILURE TO REGISTER AS A SEX OFFENDER" AS DESCRIBED IN 18-3-412.5 (3)
- (h) "PERSONAL INFORMATION ON THE INTERNET – LAW ENFORCEMENT OFFICIAL" AS DESCRIBED IN 18-9-313 (2).
- (i) "POSTING A PRIVATE IMAGE FOR HARASSMENT" AS DESCRIBED IN 18-7-107 (1).
- (j) "POSTING A PRIVATE IMAGE FOR PECUNIARY GAIN" AS DESCRIBED IN 18-7-108 (1).

24-72-822. Class 6 felony offense convictions – eligibility – penalties. (1) EXCEPT AS DESCRIBED IN SUBSECTIONS (2) AND (3) OF THIS SECTION, ALL OTHER CLASS 6 FELONY OFFENSE CONVICTIONS ARE SUBJECT TO AN EXPUNGEMENT PERIOD OF THREE YEARS AND AN EXPUNGEMENT FEE OF THREE THOUSAND DOLLARS FOR THE FIRST CONVICTION AND FOUR THOUSAND DOLLARS FOR EACH SUBSEQUENT CONVICTION.

(2) THE FOLLOWING CLASS 6 FELONY OFFENSE CONVICTIONS ARE SUBJECT TO AN EXPUNGEMENT PERIOD OF SEVEN YEARS AND AN EXPUNGEMENT FEE OF FIVE THOUSAND DOLLARS FOR THE FIRST CONVICTION AND SEVEN THOUSAND AND FIVE HUNDRED DOLLARS FOR EACH SUBSEQUENT CONVICTION.

(a) "INCITING DESTRUCTION OF LIFE OR PROPERTY" AS DESCRIBED IN 18-11-202.

(b) "FIRING WOODS OR PRAIRIE" AS DESCRIBED IN 18-13-109 (2)(a).

(3) THE FOLLOWING CLASS 6 FELONY OFFENSE CONVICTIONS ARE INELIGIBLE FOR EXPUNGEMENT.

(a) "INVASION OF PRIVACY FOR SEXUAL GRATIFICATION" AS DESCRIBED IN 18-3-405.6 (2)(b).

(b) "FAILURE TO REGISTER AS A SEX OFFENDER" AS DESCRIBED IN 18-3-412.5 (2).

(c) "Unlawful TERMINATION OF PREGNANCY IN THE FOURTH DEGREE" AS DESCRIBED IN 18-3.5-106 (2)(a)

(d) "CRIMES AGAINST AT-RISK PERSONS" AS DESCRIBED IN 18-6.5-103 (2)(c), (3)(c), (7)(c), AND (7)(f).

(e) "INDECENT EXPOSURE" AS DESCRIBED IN 18-7-302 (4).

(f) "FALSE REPORT OF EXPLOSIVES, WEAPONS, OR HARMFUL SUBSTANCES" AS DESCRIBED IN 18-8-110.

(g) "IMPERSONATING A PEACE OFFICER" AS DESCRIBED IN 18-8-112.

(h) "CRUELTY TO ANIMALS" AS DESCRIBED IN 18-9-202 (2)(b)(i) AND (2)(c).

(i) "POSSESSION OF WEAPONS BY PREVIOUS OFFENDERS" AS DESCRIBED IN "18-12-108 (2)(a) AND (4)(a).

24-72-823. Class 5 felony offense convictions – eligibility – penalties. (1) EXCEPT AS DESCRIBED IN SUBSECTIONS (2), (3) OF THIS SECTION, ALL OTHER CLASS 5 FELONY OFFENSE CONVICTIONS ARE SUBJECT TO AN EXPUNGEMENT PERIOD OF FIVE YEARS AND AN EXPUNGEMENT FEE OF FIVE THOUSAND DOLLARS FOR THE FIRST CONVICTION AND SEVEN THOUSAND AND FIVE HUNDRED DOLLARS FOR EACH SUBSEQUENT CONVICTION.

(2) THE FOLLOWING CLASS 5 FELONY OFFENSE CONVICTIONS ARE SUBJECT TO AN EXPUNGEMENT PERIOD OF SEVEN YEARS AND AN EXPUNGEMENT FEE OF SEVEN THOUSAND AND FIVE HUNDRED DOLLARS FOR THE FIRST CONVICTION AND

- (o) "PANDERING" AS DESCRIBED IN 18-7-203 (2).
- (p) "DISARMING A PEACE OFFICER" AS DESCRIBED IN 18-8-116.
- (q) "EMBEZZLEMENT OF PUBLIC PROPERTY" AS DESCRIBED IN 18-8-407.
- (r) "JURY TAMPERING" AS DESCRIBED IN 18-8-609.
- (s) "FAILURE OR REFUSAL TO LEAVE PREMISES OR PROPERTY UPON REQUEST OF A PEACE OFFICER" AS DESCRIBED IN 18-9-119 (7).
- (t) "TERRORIST TRAINING ACTIVITIES" AS DESCRIBED IN 18-9-120 (2).
- (u) "BIAS-MOTIVATED CRIMES" AS DESCRIBED IN 18-9-121 (3).
- (v) "AGGRAVATED CRUELTY TO ANIMALS" AS DESCRIBED IN 18-9-202 (2)(c).
- (w) "ANIMAL FIGHTING" AS DESCRIBED IN 18-9-204 (2)(a).
- (x) "INSURRECTION" AS DESCRIBED IN 18-11-102.
- (y) "ADVOCATING OVERTHROW OF GOVERNMENT" AS DESCRIBED IN 18-11-201.
- (z) "MEMBERSHIP IN ANARCHISTIC AND SEDITIOUS ASSOCIATIONS" AS DESCRIBED IN 18-11-203.
- (aa) "USE OF STUN GUNS" AS DESCRIBED IN 18-12-106.5.
- (bb) "PENALTY FOR A SECOND OFFENSE" AS DESCRIBED IN 18-12-107.
- (cc) "ILLEGAL DISCHARGE OF A FIREARM" AS DESCRIBED IN 18-12-107.5.
- (dd) "POSSESSION OF WEAPONS BY PREVIOUS OFFENDERS" AS DESCRIBED IN 18-12-108 (2)(b), (2)(c), (4)(b), AND (4)(c).
- (ee) "POSSESSION OF HANDGUNS BY JUVENILES" AS DESCRIBED IN 18-12-108.5 (1)(c)(II).
- (ff) "POSSESSION, USE, OR REMOVAL OF EXPLOSIVES OR INCENDIARY DEVICES – POSSESSION OF COMPONENTS THEREOF – CHEMICAL, BIOLOGICAL, AND NUCLEAR WEAPONS – HOAXES" AS DESCRIBED IN 18-12-109 (7).
- (gg) "FINANCING EXTORTIONATE EXTENSIONS OF CREDIT" AS DESCRIBED IN 18-15-105.
- (hh) "WILLFUL DESTRUCTION OF WILDLIFE" AS DESCRIBED IN 33-6-117 (1)(a) AND (1)(b)(i).

24-72-824. Class 4 felony offense convictions – eligibility – penalties. (1) EXCEPT AS DESCRIBED IN SUBSECTION (2) OF THIS SECTION, ALL OTHER CLASS 4 FELONY OFFENSE CONVICTIONS ARE INELIGIBLE FOR EXPUNGEMENT.

(2) THE FOLLOWING CLASS 4 FELONY CONVICTIONS ARE SUBJECT TO AN EXPUNGEMENT PERIOD OF SEVEN YEARS AND

AN EXPUNGEMENT FEE SEVEN THOUSAND AND FIVE HUNDRED DOLLARS FOR THE FIRST CONVICTION AND TEN THOUSAND DOLLARS FOR EACH SUBSEQUENT CONVICTION.

(a) "FOURTH DEGREE ARSON" AS DESCRIBED IN 18-4-105 (2).

(b) "CONTRIBUTING TO THE DELINQUENCY OF A MINOR" AS DESCRIBED IN 18-6-701.

(c) "TRAFFICKING IN FOOD STAMPS" AS DESCRIBED IN 26-2-306 (2)(c) AND (3).

24-72-825. Class 3 felony offense convictions – eligibility. (1) CLASS 3 FELONY OFFENSE CONVICTIONS ARE INELIGIBLE FOR EXPUNGEMENT.

24-72-826. Class 2 felony offense convictions – eligibility. (1) CLASS 2 FELONY OFFENSE CONVICTIONS ARE INELIGIBLE FOR EXPUNGEMENT.

24-72-827. Class 1 felony offense convictions – eligibility. (1) CLASS 1 FELONY OFFENSE CONVICTIONS ARE INELIGIBLE FOR EXPUNGEMENT.

24-72-828. Responsibilities – Penalties – Effects of Expungement. (1)(a) BEGINNING JANUARY 01, 2021, ANY OFFICIAL CUSTODIAN OF CRIMINAL RECORDS SHALL HAVE THREE HUNDRED AND SIXTY DAYS TO EXPUNGE ALL CRIMINAL RECORDS ELIGIBLE FOR IMMEDIATE EXPUNGEMENT WHERE CONVICTION OCCURS ON OR BEFORE DECEMBER 31, 2020. THE DELETION, REMOVAL, PHYSICAL AND ELECTRONIC DESTRUCTION OR ERASURE OF A CRIMINAL RECORD CONSTITUTES EXPUNGEMENT.

(b) ON, OR BEFORE, JULY 01, 2021, THE DEPARTMENT OF PUBLIC SAFETY SHALL PROVIDE A REPORT, LIST OR DATABASE OF CRIMINAL RECORDS ELIGIBLE FOR IMMEDIATE EXPUNGEMENT FOR CONVICTIONS THAT OCCURRED ON OR BEFORE DECEMBER 31, 2020 TO EACH JUDICIAL COURT IN THE JUDICIAL DISTRICT WHERE ANY CRIMINAL RECORD ELIGIBLE FOR IMMEDIATE EXPUNGEMENT EXISTS.

(c) WITHIN FIFTEEN CALENDAR DAYS OF RECEIVING THE REPORT, LIST OR DATABASE FROM THE DEPARTMENT OF PUBLIC SAFETY, THE JUDICIAL COURT SHALL ISSUE AN ORDER FOR THE EXPUNGEMENT OF ALL CRIMINAL RECORDS ELIGIBLE FOR IMMEDIATE EXPUNGEMENT. THE COURT NEED NOT ISSUE EXPUNGEMENT ORDERS FOR CRIMINAL RECORDS INDIVIDUALLY.

(d) UPON THE ISSUANCE OF THE EXPUNGEMENT ORDER, EVERY OFFICIAL CUSTODIAN SHALL EXPUNGE THE CRIMINAL RECORDS IMMEDIATELY.

(e) EVERY OFFICIAL CUSTODIAN OF CRIMINAL RECORDS SHALL BE RESPONSIBLE FOR UPDATING AND MAINTAINING THEIR EXISTING TECHNOLOGICAL CAPABILITIES OR PERSONNEL TO BE COMPLAINT WITH THE DESTRUCTION OF CRIMINAL RECORDS ELIGIBLE FOR EXPUNGEMENT.

(f) CRIMINAL RECORDS ELIGIBLE FOR IMMEDIATE EXPUNGEMENT FOR CONVICTIONS THAT OCCUR AFTER JANUARY 01, 2021 SHALL BE EXPUNGED WITHIN NINETY DAYS OF THEIR IMMEDIATE ELIGIBILITY. FAILURE TO COMPLY WITH THIS ORDER SHALL RESULT IN A ONE HUNDRED DOLLAR PER WEEK PENALTY, ROUNDED UP TO THE NEAREST WEEK, TO BE PAID BY THE STATE TO THE PERSON WHO LEGALLY SHOULD NOT HAVE THE CRIMINAL RECORD.

(2) UPON THE ORDER OF EXPUNGEMENT, ANY CRIMINAL JUSTICE AGENCY MAY PROPERLY REPLY, UPON ANY INQUIRY

INTO THE MATTER, THAT NO SUCH RECORD EXISTS.

(3) A PERSON WHO HAD A CRIMINAL RECORD THAT WAS EXPUNGED NEED NOT ANSWER TO ANY QUESTION CONCERNING THE CRIMINAL RECORDS THAT HAVE BEEN EXPUNGED, INCLUDING A REFERENCE TO, OR INFORMATION CONCERNING, THE EXPUNGED INFORMATION AND MAY STATE THAT NO SUCH ACTION HAS EVER OCCURRED.

(4) ANY RECORD THAT IS ORDERED EXPUNGED SHALL NOT BE AVAILABLE TO ANY JUDGE OR PROBATION DEPARTMENT FOR USE IN ANY FUTURE PROCEEDING IN WHICH THE PERSON WHOSE RECORD WAS EXPUNGED IS CHARGED WITH AN OFFENSE AS EITHER A JUVENILE OR AS AN ADULT.

24-72-829. Private Custodians. (1) PRIVATE CUSTODIANS BARE SOLE RESPONSIBILITY FOR MAINTAINING AND PROVIDING ACCURATE CRIMINAL RECORDS. IT IS THE RESPONSIBILITY OF THE PRIVATE CUSTODIAN TO INQUIRE OFFICIAL CUSTODIANS FOR ACCURATE CRIMINAL RECORDS INFORMATION.

(2) ANY PRIVATE CUSTODIAN WHO PROVIDES CRIMINAL RECORDS INFORMATION ABOUT A PERSON CONCERNING RECORDS WHICH HAVE BEEN EXPUNGED, OR DO NOT EXIST, COMMITS A CLASS 3 MISDEMEANOR.

24-72-830. Expungement fee cash fund – creation – administration. (1) THERE IS HEREBY CREATED IN THE OFFICE OF THE STATE TREASURER, THE EXPUNGEMENT FEE CASH FUND. ALL MONIES DERIVED FROM THE COLLECTION OF EXPUNGEMENT FEES AND ANY INTEREST PURSUANT TO 24-72-805 (3) SHALL BE CREDITED TO THE EXPUNGEMENT FEE CASH FUND.

(2) AT THE END OF EVERY FISCAL YEAR, ALL INTEREST DERIVED FROM THE DEPOSIT OF EXPUNGEMENT FEES AND INTEREST PURSUANT TO 24-72-805 (3) SHALL BE DEPOSITED INTO THE COLORADO STATE SCHOOL SUPPLY FUND CREATED BY SECTION 24-72-840.

(3)(a) EXCEPT AS DESCRIBED IN SUBSECTIONS (3)(b) AND (3)(v) OF THIS SECTION, ALL MONIES SHALL BE APPROPRIATED AS DESCRIBED AT THE BEGINNING OF EVERY FISCAL YEAR. ALL UNEXPENDED AND UNENCUMBERED MONIES IN THE EXPUNGEMENT FEE CASH FUND SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANY OTHER FUND EXCEPT AS DESCRIBED IN SUBSECTIONS (3)(b) AND (3)(v) OF THIS SECTION AND SHALL REMAIN IN THE FUND FOR EXPENDITURE IN THE NEXT FISCAL YEAR IN EQUAL PROPORTION TO THE APPROPRIATIONS DESCRIBED IN SUBSECTION (3) OF THIS SECTION.

(b) PRIOR TO THE END OF THE FIRST FULL FISCAL YEAR FOLLOWING JANUARY 01, 2021, APPROPRIATIONS FOR ADMINISTRATIVE EXPENSES SHALL BE AVAILABLE FOR EXPENDITURE AT THE BEGINNING OF EACH MONTH. ADMINISTRATIVE EXPENSES INCLUDE, BUT ARE NOT LIMITED TO, THE ELECTRONIC AND PHYSICAL DESTRUCTION BY EVERY OFFICIAL CUSTODIAN OF CRIMINAL RECORDS ELIGIBLE FOR IMMEDIATE EXPUNGEMENT AND FOR PENALTIES PAID BY THE STATE FOR FAILURE TO COMPLY.

(I) PRIOR TO THE END OF THE FIRST FULL FISCAL YEAR FOLLOWING JANUARY 01, 2021, TEN PERCENT SHALL BE APPROPRIATED AND AVAILABLE FOR EXPENDITURE AS NECESSARY FOR ADMINISTRATIVE EXPENSES ASSOCIATED WITH THE EXPUNGEMENT OF CRIMINAL RECORDS.

(II) BEGINNING AT THE END OF THE FIRST FULL FISCAL YEAR FOLLOWING JANUARY 01, 2021, FIVE PERCENT SHALL BE APPROPRIATED AND AVAILABLE FOR EXPENDITURE AS NECESSARY FOR ADMINISTRATIVE EXPENSES.

(III) IF THIS APPROPRIATION IS INSUFFICIENT TO SATISFY THE ADMINISTRATIVE COSTS ASSOCIATED WITH THE EXPUNGEMENT OF CRIMINAL RECORDS, APPROPRIATIONS FROM SECTION 24-72-830 (3)(v) SHALL BE USED TO

SUPPLEMENT THE EXPENSES.

(c) FIVE PERCENT SHALL BE APPROPRIATED TO THE COLORADO DEPARTMENT OF HUMAN SERVICES TO SUPPLEMENT, NOT SUPPLANT, MONIES USED FOR INCREASING ACCESS TO EFFECTIVE SUBSTANCE USE DISORDER SERVICES, INCLUDING EVALUATION OF INTENSIVE RESIDENTIAL TREATMENT PURSUANT TO S.B. 16-202 AND BEHAVIORAL AND MENTAL HEALTH SERVICES FOR JUVENILE AND ADULT OFFENDERS.

(d) TEN PERCENT SHALL BE APPROPRIATED TO THE LIFE SKILLS DEVELOPMENT PROGRAM FUND CREATED BY SECTION 24-72-831.

(e) EIGHT PERCENT SHALL BE APPROPRIATED TO SUPPLEMENT, NOT SUPPLANT, ANY MONIES IN THE COLORADO OCCUPATIONAL EDUCATION SCHOLARSHIP FUND CREATED BY SECTION 24-72-832.

(f) FIVE PERCENT SHALL BE APPROPRIATED TO THE GERIATRICS HEALTHCARE PROFESSIONAL SCHOLARSHIP FUND CREATED BY SECTION 24-72-833.

(g) FIVE PERCENT SHALL BE APPROPRIATED TO THE AURARIA HIGHER EDUCATION CENTER FOR THE EXCLUSIVE PURPOSE OF AWARDING GRANTS AND SCHOLARSHIPS TO LOW INCOME, REENTRY CITIZENS OR STUDENTS SPECIALIZING IN SCIENCE, TECHNOLOGY, ENGINEERING OR MATHEMATICAL FIELDS.

(h)(I) TEN PERCENT SHALL BE APPROPRIATED TO THE COLORADO DEPARTMENT OF LOCAL AFFAIRS TO SUPPLEMENT, NOT SUPPLANT, ANY MONIES IN HOUSING DEVELOPMENT GRANT FUND AS DESCRIBED IN SECTION 24-32-721 (1) AND THE HOUSING ASSISTANCE FOR PERSONS TRANSITIONING FROM THE CRIMINAL OR JUVENILE JUSTICE SYSTEM CASH FUND AS DESCRIBED IN SECTION 24-32-721 (4).

(II) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS SHALL HAVE SOLE DISCRETION ON THE ALLOCATION OF THE FUNDING DESCRIBED IN SUBSECTION (3)(h)(I) OF THIS SECTION.

(i) EXPANDED LEARNING OPPORTUNITY GRANT PROGRAM FUND:

(I) PRIOR TO THE END OF THE FIRST FULL FISCAL YEAR FOLLOWING JANUARY 01, 2021, TWO PERCENT SHALL BE APPROPRIATED AND AVAILABLE FOR EXPENDITURE TO SUPPLEMENT, NOT SUPPLANT, ANY MONIES IN THE EXPANDED LEARNING OPPORTUNITY GRANT PROGRAM FUND CREATED BY SECTION 24-72-834.

(II) BEGINNING AT THE END OF THE FIRST FULL FISCAL YEAR FOLLOWING JANUARY 01, 2021, FIVE PERCENT SHALL BE APPROPRIATED AND AVAILABLE FOR EXPENDITURE TO SUPPLEMENT, NOT SUPPLANT ANY MONIES IN THE EXPANDED LEARNING OPPORTUNITY GRANT PROGRAM FUND CREATED BY SECTION 24-72-834.

(j) FIVE PERCENT SHALL BE APPROPRIATED TO SUPPLEMENT, NOT SUPPLANT, ANY MONIES IN THE VETERAN PEER SUPPORT FUND CREATED BY SECTION 24-72-835.

(k) ONE PERCENT SHALL BE APPROPRIATED TO SUPPLEMENT, NOT SUPPLANT, ANY MONIES IN THE COLORADO DOMESTIC ABUSE FUND FOR THE EXCLUSIVE PURPOSE OF SUPPORTING COMMUNITY-BASED DOMESTIC VIOLENCE ADVOCACY PROGRAMS THAT INTERVENE, PREVENT AND RESPOND TO DOMESTIC VIOLENCE.

(l) ONE PERCENT SHALL BE APPROPRIATED TO SUPPLEMENT, NOT SUPPLANT, NO DUI COLORADO COALITIONS FOR THE EXCLUSIVE PURPOSES OF WORKING TO PREVENT IMPAIRED DRIVING AND/OR THE LOCAL CONDITIONS THAT FACILITATE THIS BEHAVIOR AT ALL LEVELS OF THE COMMUNITY, ESPECIALLY AMONG YOUNG DRIVERS.

(M) PEACE OFFICERS MENTAL HEALTH SUPPORT PROGRAM CREATED BY 24-32-3501:

(I) PRIOR TO THE END OF THE FIRST FULL FISCAL YEAR FOLLOWING JANUARY 01, 2021, THREE PERCENT SHALL BE APPROPRIATED AND AVAILABLE FOR EXPENDITURE TO SUPPLEMENT, NOT SUPPLANT, ANY MONIES IN THE PEACE OFFICERS MENTAL HEALTH SUPPORT PROGRAM CREATED BY 24-32-3501.

(II) BEGINNING AT THE END OF THE FIRST FULL FISCAL YEAR FOLLOWING JANUARY 01, 2021, EIGHT PERCENT SHALL BE APPROPRIATED AND AVAILABLE FOR EXPENDITURE TO SUPPLEMENT, NOT SUPPLANT ANY MONIES IN THE PEACE OFFICERS MENTAL HEALTH SUPPORT PROGRAM CREATED BY 24-32-3501.

(n) COUNSELING SERVICES FOR FIREFIGHTERS:

(I) PRIOR TO THE END OF THE FIRST FULL FISCAL YEAR FOLLOWING JANUARY 01, 2021, TWO PERCENT SHALL BE APPROPRIATED AND AVAILABLE FOR EXPENDITURE TO SUPPLEMENT, NOT SUPPLANT, ANY MONIES USED FOR THE EXCLUSIVE PURPOSE OF PROVIDING COUNSELING SERVICES TO FIREFIGHTERS.

(II) BEGINNING AT THE END OF THE FIRST FULL FISCAL YEAR FOLLOWING JANUARY 01, 2021, FOUR PERCENT SHALL BE APPROPRIATED AND AVAILABLE FOR EXPENDITURE TO SUPPLEMENT, NOT SUPPLANT, ANY MONIES USED FOR THE EXCLUSIVE PURPOSE OF PROVIDING COUNSELING SERVICES TO FIREFIGHTERS.

(o) COUNSELING SERVICES FOR EMERGENCY MEDICAL TECHNICIANS:

(I) PRIOR TO THE END OF THE FIRST FULL FISCAL YEAR FOLLOWING JANUARY 01, 2021, TWO PERCENT SHALL BE APPROPRIATED AND AVAILABLE FOR EXPENDITURE TO SUPPLEMENT, NOT SUPPLANT, ANY MONIES USED FOR THE EXCLUSIVE PURPOSE OF PROVIDING COUNSELING SERVICES TO EMERGENCY MEDICAL TECHNICIANS.

(II) BEGINNING AT THE END OF THE FIRST FULL FISCAL YEAR FOLLOWING JANUARY 01, 2021, FOUR PERCENT SHALL BE APPROPRIATED AND AVAILABLE FOR EXPENDITURE TO SUPPLEMENT, NOT SUPPLANT, ANY MONIES USED FOR THE EXCLUSIVE PURPOSE OF PROVIDING COUNSELING SERVICES TO EMERGENCY MEDICAL TECHNICIANS.

(p) TWO PERCENT SHALL BE APPROPRIATED TO THE FIRST RESPONDER SAFETY EQUIPMENT FUND CREATED BY SECTION 24-72-836.

(q) ONE PERCENT SHALL BE APPROPRIATED TO THE FALLEN FIRST RESPONDER FUND CREATED BY 24-72-837.

(r) FIVE PERCENT SHALL BE APPROPRIATED TO SUPPLEMENT, NOT SUPPLANT, ANY MONIES IN THE AGRICULTURAL EDUCATION SCHOLARSHIP FUND CREATED BY SECTION 24-72-838.

(s) ONE PERCENT SHALL BE APPROPRIATED TO SUPPLEMENT, NOT SUPPLANT, ANY MONIES IN THE COLORADO PET OVERPOPULATION FUND FOR THE EXCLUSIVE PURPOSE OF PROVIDING GRANTS TO CARE FOR HOMELESS PETS AND TO SUBSIDIZE SPAY AND NEUTER SURGERIES OF OWNED PETS IN UNDERSERVED AREAS THROUGH PET ANIMAL CARE FACILITIES ACT (PACFA) LICENSED FACILITIES.

(t) FOUR PERCENT SHALL BE APPROPRIATED THE DEPARTMENT OF NATURAL RESOURCES FOR THE EXCLUSIVE PURPOSES DESCRIBED SUBSECTIONS (3)(t)(I) AND (3)(t)(II) OF THIS SECTION.

(I) FIFTY PERCENT OF THE TOTAL APPROPRIATION TO THE DEPARTMENT OF NATURAL RESOURCES BY THE

EXPUNGEMENT FEE CASH FUND SHALL BE USED TO SUPPLEMENT, NOT SUPPLANT, THE GREAT OUTDOORS COLORADO (GOCO) PARKS CAPITAL BUDGET.

(II) FIFTY PERCENT OF THE TOTAL APPROPRIATION TO THE DEPARTMENT OF NATURAL RESOURCES BY THE EXPUNGEMENT FEE CASH FUND SHALL BE USED TO SUPPLEMENT, NOT SUPPLANT, THE GREAT OUTDOORS COLORADO PARKS OPERATING BUDGET.

(u) FIVE PERCENT SHALL BE APPROPRIATED TO THE COUNTY TREASURY IN WHICH THE CONVICTION OCCURRED FOR THE EXCLUSIVE PURPOSE OF BUILDING AND MAINTAINING PARKS AND RECREATION LOCATED WITHIN THAT COUNTY.

(v) APPROPRIATIONS TO THE GENERAL FUND AS DESCRIBED IN SUBSECTIONS (3)(v)(I) AND (3)(v)(II) OF THIS SECTION SHALL BE AVAILABLE FOR EXPENDITURE ON THE BEGINNING OF EVERY FISCAL MONTH, IF APPLICABLE.

(I) PRIOR TO THE END OF THE FIRST FULL FISCAL YEAR FOLLOWING JANUARY 01, 2021, TEN PERCENT SHALL BE APPROPRIATED AND AVAILABLE FOR EXPENDITURE AT THE BEGINNING OF EACH MONTH BY THE GENERAL FUND UNLESS THE ADMINISTRATIVE EXPENSES ASSOCIATED WITH EXPUNGEMENT EXCEED THE AMOUNT APPROPRIATED BY SUBSECTION (3)(b) OF THIS SECTION.

(II) BEGINNING AT THE END OF THE FIRST FULL FISCAL YEAR FOLLOWING JANUARY 01, 2021, THREE PERCENT SHALL BE APPROPRIATED AND AVAILABLE FOR EXPENDITURE AT THE BEGINNING OF EACH MONTH BY THE GENERAL FUND UNLESS THE ADMINISTRATIVE EXPENSES ASSOCIATED WITH EXPUNGEMENT EXCEED THE AMOUNT APPROPRIATED BY SUBSECTION (3)(b) OF THIS SECTION.

(w) THREE PERCENT SHALL BE APPROPRIATED TO THE STRATEGIC ACTION PLANNING GROUP ON EXPUNGEMENT FUND CREATED BY SECTION 24-72-839.

24-72-831. Life skills development program fund – creation – administration. (1) THERE IS HEREBY CREATED IN THE OFFICE OF THE STATE TREASURER, THE LIFE SKILLS DEVELOPMENT PROGRAM FUND.

(2) MONIES IN THE LIFE SKILLS DEVELOPMENT PROGRAM FUND ARE TO SUPPLEMENT THE LIFE SKILLS DEVELOPMENT PROGRAM AND SHALL BE USED TO DEVELOP AND MAINTAIN COMMUNITY MAINTENANCE, REHABILITATION, AND VOCATIONAL EDUCATION PROGRAMS AS DESCRIBED IN SECTION 24-72-807.

(3) AT THE END OF ANY FISCAL YEAR, ALL UNEXPENDED AND UNENCUMBERED MONIES IN THE LIFE SKILLS DEVELOPMENT PROGRAM FUND SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANY OTHER FUND AND SHALL REMAIN IN THE LIFE SKILLS DEVELOPMENT PROGRAM FUND FOR EXPENDITURE IN THE NEXT FISCAL YEAR FOR THE PURPOSES SPECIFIED IN SUBSECTION (2) OF THIS SECTION WITHOUT FURTHER APPROPRIATION.

(4) ALL INTEREST DERIVED FROM THE DEPOSIT AND INVESTMENT OF EXPUNGEMENT FEES INTO THE LIFE SKILLS DEVELOPMENT PROGRAM FUND SHALL NOT BE TRANSFERRED TO THE GENERAL FUND OR ANY OTHER FUND AND SHALL REMAIN IN THE LIFE SKILLS DEVELOPMENT PROGRAM FUND FOR EXPENDITURE IN THE NEXT FISCAL YEAR FOR THE PURPOSES SPECIFIED IN SUBSECTION (2) OF THIS SECTION WITHOUT FURTHER APPROPRIATION.

24-72-832. Colorado occupational education scholarship fund – creation – administration.

(1) THERE IS HEREBY CREATED IN THE OFFICE OF THE STATE TREASURER, THE COLORADO OCCUPATIONAL EDUCATION SCHOLARSHIP FUND.

(2) SUBJECT TO AVAILABLE APPROPRIATIONS RECEIVED FROM THE EXPUNGEMENT FEE CASH FUND, ANY MONIES IN THE

COLORADO OCCUPATIONAL EDUCATION SCHOLARSHIP FUND SHALL BE USED FOR THE EXCLUSIVE PURPOSE OF FUNDING THE COLORADO OCCUPATIONAL EDUCATION SCHOLARSHIP PROGRAM.

(3) AT THE END OF ANY FISCAL YEAR, ALL UNEXPENDED AND UNENCUMBERED MONIES IN THE COLORADO OCCUPATIONAL EDUCATION SCHOLARSHIP FUND, EXCEPT FOR INTEREST, AS DESCRIBED IN SUBSECTION (4) OF THIS SECTION, SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANY OTHER FUND AND SHALL REMAIN IN THE COLORADO OCCUPATIONAL EDUCATION SCHOLARSHIP FUND FOR EXPENDITURE IN THE NEXT FISCAL YEAR FOR THE PURPOSES SPECIFIED IN SUBSECTION (2) OF THIS SECTION WITHOUT FURTHER APPROPRIATION.

(4) ALL INTEREST DERIVED FROM THE DEPOSIT AND INVESTMENT OF EXPUNGEMENT FEES IN THE COLORADO OCCUPATIONAL EDUCATION SCHOLARSHIP FUND SHALL BE CREDITED TO THE COLORADO STATE SCHOOL SUPPLY FUND CREATED BY SECTION 24-72-840.

24-72-833. Geriatrics healthcare professional scholarship fund – creation –administration.

(1) THERE IS HEREBY CREATED IN THE OFFICE OF THE STATE TREASURER, THE GERIATRICS HEALTHCARE PROFESSIONAL SCHOLARSHIP FUND.

(2) SUBJECT TO AVAILABLE APPROPRIATIONS RECEIVED FROM THE EXPUNGEMENT FEE CASH FUND, ANY MONIES IN THE GERIATRICS HEALTHCARE PROFESSIONAL SCHOLARSHIP FUND SHALL BE USED FOR THE EXCLUSIVE PURPOSE OF FUNDING THE GERIATRICS HEALTHCARE PROFESSIONAL SCHOLARSHIP PROGRAM.

(3) AT THE END OF ANY FISCAL YEAR, ALL UNEXPENDED AND UNENCUMBERED MONIES IN THE FUND, EXCEPT FOR INTEREST AS DESCRIBED IN SUBSECTION (4) OF THIS SECTION, SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANY OTHER FUND AND SHALL REMAIN IN THE GERIATRICS HEALTHCARE PROFESSIONAL SCHOLARSHIP FUND FOR EXPENDITURE IN THE NEXT FISCAL YEAR FOR THE PURPOSES SPECIFIED IN SUBSECTION (2) OF THIS SECTION WITHOUT FURTHER APPROPRIATION.

(4) ALL INTEREST DERIVED FROM THE DEPOSIT AND INVESTMENT OF EXPUNGEMENT FEES IN THE GERIATRICS HEALTHCARE PROFESSIONAL SCHOLARSHIP FUND SHALL BE CREDITED TO THE COLORADO STATE SCHOOL SUPPLY FUND CREATED BY SECTION 24-72-840.

24-72-834. Expanded learning opportunity grant program fund – creation – administration.

(1) THERE IS HEREBY CREATED IN THE OFFICE OF THE STATE TREASURER, THE EXPANDED LEARNING OPPORTUNITY GRANT PROGRAM FUND.

(2) SUBJECT TO AVAILABLE APPROPRIATIONS RECEIVED FROM THE EXPUNGEMENT FEE CASH FUND, ANY MONIES IN THE EXPANDED LEARNING OPPORTUNITY GRANT PROGRAM FUND SHALL BE USED FOR THE EXCLUSIVE PURPOSE OF FUNDING THE EXPANDED LEARNING OPPORTUNITY GRANT PROGRAM.

(3) AT THE END OF ANY FISCAL YEAR, ALL UNEXPENDED AND UNENCUMBERED MONIES IN THE EXPANDED LEARNING OPPORTUNITY GRANT PROGRAM FUND, INCLUDING ANY INTEREST DERIVED FROM THE DEPOSIT AND INVESTMENT OF EXPUNGEMENT FEES SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANY OTHER FUND AND SHALL REMAIN IN THE EXPANDED LEARNING OPPORTUNITY GRANT PROGRAM FUND FOR EXPENDITURE IN THE NEXT FISCAL YEAR FOR THE PURPOSES SPECIFIED IN SUBSECTION (2) OF THIS SECTION WITHOUT FURTHER APPROPRIATION.

24-72-835. Veteran peer support fund – creation – administration. (1) THERE IS HEREBY CREATED IN THE OFFICE OF THE STATE TREASURER, THE VETERAN PEER SUPPORT FUND.

(2) SUBJECT TO AVAILABLE APPROPRIATIONS RECEIVED FROM THE EXPUNGEMENT FEE CASH FUND, ANY MONIES IN THE VETERAN PEER SUPPORT FUND SHALL BE USED FOR THE EXCLUSIVE PURPOSE OF FUNDING THE VETERAN PEER SUPPORT GRANT PROGRAM.

(3) AT THE END OF ANY FISCAL YEAR, ALL UNEXPENDED AND UNENCUMBERED MONIES IN THE VETERAN PEER SUPPORT FUND SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANY OTHER FUND AND SHALL REMAIN IN THE VETERAN PEER SUPPORT FUND FOR EXPENDITURE IN THE NEXT FISCAL YEAR FOR THE PURPOSES SPECIFIED IN SUBSECTION (2) OF THIS SECTION WITHOUT FURTHER APPROPRIATION.

(4) ALL INTEREST DERIVED FROM THE DEPOSIT AND INVESTMENT OF EXPUNGEMENT FEES IN THE VETERAN PEER SUPPORT FUND SHALL NOT BE CREDITED TO THE GENERAL FUND OR ANY OTHER FUND AND SHALL REMAIN IN THE VETERAN PEER SUPPORT FUND FOR EXPENDITURE IN THE NEXT FISCAL YEAR FOR THE PURPOSES SPECIFIED IN SUBSECTION (2) OF THIS SECTION WITHOUT FURTHER APPROPRIATION.

24-72-836. First responder safety equipment fund – creation – administration. (1) THERE IS HEREBY CREATED IN THE OFFICE OF THE STATE TREASURER, THE FIRST RESPONDER SAFETY EQUIPMENT FUND.

(2) SUBJECT TO AVAILABLE APPROPRIATIONS RECEIVED FROM THE EXPUNGEMENT FEE CASH FUND, ANY MONIES IN THE FIRST RESPONDER SAFETY EQUIPMENT FUND SHALL BE USED FOR THE EXCLUSIVE PURPOSE OF FUNDING THE FIRST RESPONDER SAFETY EQUIPMENT GRANT PROGRAM.

(3) AT THE END OF ANY FISCAL YEAR, ALL UNEXPENDED AND UNENCUMBERED MONIES IN THE FIRST RESPONDER SAFETY EQUIPMENT FUND, EXCEPT FOR INTEREST AS DESCRIBED IN SUBSECTION (4) OF THIS SECTION, SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANY OTHER FUND AND SHALL REMAIN IN THE FIRST RESPONDER SAFETY EQUIPMENT FUND FOR EXPENDITURE IN THE NEXT FISCAL YEAR FOR THE PURPOSES SPECIFIED IN SUBSECTION (2) OF THIS SECTION WITHOUT FURTHER APPROPRIATION.

(4) ALL INTEREST DERIVED FROM THE DEPOSIT AND INVESTMENT OF EXPUNGEMENT FEES IN THE FIRST RESPONDER SAFETY EQUIPMENT FUND SHALL BE CREDITED TO THE COLORADO STATE SCHOOL SUPPLY FUND CREATED BY SECTION 24-72-840.

24-72-837. Fallen first responders fund – creation – administration. (1) THERE IS HEREBY CREATED IN THE OFFICE OF THE STATE TREASURER, THE FALLEN FIRST RESPONDERS FUND.

(2) SUBJECT TO AVAILABLE APPROPRIATIONS RECEIVED FROM THE EXPUNGEMENT FEE CASH FUND, ANY MONIES IN THE FALLEN FIRST RESPONDERS FUND SHALL BE USED FOR THE EXCLUSIVE PURPOSE OF FUNDING THE FALLEN FIRST RESPONDERS GRANT PROGRAM.

(3) AT THE END OF ANY FISCAL YEAR, ALL UNEXPENDED AND UNENCUMBERED MONIES AND ALL INTEREST DERIVED FROM THE DEPOSIT AND INVESTMENT OF EXPUNGEMENT FEES IN THE FALLEN FIRST RESPONDERS FUND SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANY OTHER FUND AND SHALL REMAIN IN THE FUND FOR EXPENDITURE IN THE NEXT FISCAL YEAR FOR THE PURPOSES SPECIFIED IN SUBSECTION (2) OF THIS SECTION WITHOUT FURTHER APPROPRIATION.

24-72-838. Agricultural education scholarship fund – creation – administration. (1) THERE IS HEREBY CREATED IN THE OFFICE OF THE STATE TREASURER, THE AGRICULTURAL EDUCATION SCHOLARSHIP FUND.

(2) SUBJECT TO AVAILABLE APPROPRIATIONS RECEIVED FROM THE EXPUNGEMENT FEE CASH FUND, ANY MONIES IN THE AGRICULTURAL EDUCATION SCHOLARSHIP FUND SHALL BE USED FOR THE EXCLUSIVE PURPOSE OF FUNDING THE AGRICULTURAL EDUCATION SCHOLARSHIP PROGRAM.

(3) AT THE END OF ANY FISCAL YEAR, ALL UNEXPENDED AND UNENCUMBERED MONIES IN THE AGRICULTURAL EDUCATION SCHOLARSHIP FUND, EXCEPT FOR INTEREST AS DESCRIBED IN SUBSECTION (4) OF THIS SECTION, SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANY OTHER FUND AND SHALL REMAIN IN THE AGRICULTURAL EDUCATION SCHOLARSHIP FUND FOR EXPENDITURE IN THE NEXT FISCAL YEAR FOR THE PURPOSES SPECIFIED IN SUBSECTION (2) OF THIS SECTION WITHOUT FURTHER APPROPRIATION.

(4) ALL INTEREST DERIVED FROM THE DEPOSIT AND INVESTMENT OF EXPUNGEMENT FEES IN THE AGRICULTURAL EDUCATION SCHOLARSHIP FUND SHALL BE CREDITED TO THE COLORADO STATE SCHOOL SUPPLY FUND.

24-72-839. Strategic action planning group on expungement fund – creation – administration. (1) THERE IS HEREBY CREATED IN THE OFFICE OF THE STATE TREASURER, THE STRATEGIC ACTION PLANNING GROUP ON EXPUNGEMENT FUND.

(2) SUBJECT TO APPROPRIATIONS RECEIVED FROM THE EXPUNGEMENT FEE CASH FUND, ANY MONIES IN THE STRATEGIC ACTION PLANNING GROUP ON EXPUNGEMENT FUND ARE TO BE USED FOR THE DEVELOPMENT, MANAGEMENT AND EXECUTION OF STRATEGIC ACTION PLANNING GROUPS TO STUDY THE EFFECTS OF EXPUNGEMENT AND TO PROVIDE OVERVIEWS, FORECASTS, GOALS AND RECOMMENDATIONS AS IT RELATES TO THE EFFECTS OF THE EXPUNGEMENT OF CRIMINAL RECORDS, INCLUDING BUT NOT LIMITED TO, APPROPRIATIONS SET FORTH BY THE EXPUNGEMENT FEE CASH FUND DESCRIBED IN SECTION 24-72-830.

(3) AT THE END OF ANY FISCAL YEAR, ALL UNEXPENDED AND UNENCUMBERED MONIES AND ALL INTEREST DERIVED FROM THE DEPOSIT AND INVESTMENT OF EXPUNGEMENT FEES IN THE STRATEGIC ACTION PLANNING GROUP ON EXPUNGEMENT FUND SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANY OTHER FUND AND SHALL REMAIN IN THE STRATEGIC ACTION PLANNING GROUP ON EXPUNGEMENT FUND FOR EXPENDITURE IN THE NEXT FISCAL YEAR FOR THE PURPOSES SPECIFIED IN SUBSECTION (2) OF THIS SECTION WITHOUT FURTHER APPROPRIATION.

24-72-840. Colorado state school supply fund – creation – administration. (1) THERE IS HEREBY CREATED IN THE OFFICE OF THE STATE TREASURER, THE COLORADO STATE SCHOOL SUPPLY FUND.

(2) ALL MONIES IN THE COLORADO STATE SCHOOL SUPPLY FUND SHALL BE USED FOR THE EXCLUSIVE PURPOSE OF FUNDING THE COLORADO STATE SCHOOL SUPPLY GRANT PROGRAM CREATED BY SECTION 24-72-848.

(3) AT THE END OF ANY FISCAL YEAR, ALL UNEXPENDED AND UNENCUMBERED MONIES IN THE FUND, INCLUDING INTEREST EARNED, SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANY OTHER FUND AND SHALL REMAIN IN THE COLORADO STATE SCHOOL SUPPLY FUND FOR EXPENDITURE IN THE NEXT FISCAL YEAR FOR THE PURPOSES SPECIFIED IN SUBSECTION (2) OF THIS SECTION WITHOUT FURTHER APPROPRIATION.

24-72-841. Colorado occupational education scholarship program – creation – coordinator – advisory – responsibilities. (1) THERE IS HEREBY CREATED IN THE DEPARTMENT OF HIGHER EDUCATION, THE COLORADO OCCUPATIONAL EDUCATION SCHOLARSHIP PROGRAM, REFERRED TO IN THIS SECTION AS THE "PROGRAM." SUBJECT TO AVAILABLE APPROPRIATIONS FROM THE COLORADO OCCUPATIONAL EDUCATION SCHOLARSHIP FUND, THE PROGRAM SHALL AWARD SCHOLARSHIPS TO INDIVIDUALS CURRENTLY ENROLLED IN A PROGRAM, CERTIFICATE OR DEGREE SPECIALIZING IN OCCUPATIONAL EDUCATION AT AN INSTITUTION OF HIGHER EDUCATION, INCLUDING BUT NOT LIMITED TO AN ACCREDITED TRADE SCHOOL, COMMUNITY COLLEGE OR CERTIFICATE PROGRAM.

(2) THE EXECUTIVE DIRECTOR OF THE COLORADO COMMISSION ON HIGHER EDUCATION, OR THE EXECUTIVE DIRECTOR'S DESIGNEE, SHALL APPOINT A PROGRAM COORDINATOR WHO SHALL COUNSEL AND SUPPORT SCHOLARSHIP RECIPIENTS BY REGULARLY MEETING WITH RECIPIENTS TO SET EDUCATION AND EMPLOYMENT GOALS.

(3)(a) THERE IS HEREBY CREATED THE COLORADO OCCUPATIONAL EDUCATION SCHOLARSHIP PROGRAM ADVISORY BOARD, REFERRED TO IN THIS SECTION AS THE "BOARD," WHICH CONSISTS OF THE FOLLOWING SEVEN MEMBERS:

(I) THE EXECUTIVE DIRECTOR OF THE COLORADO COMMISSION ON HIGHER EDUCATION, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(II) THE SENIOR DIRECTOR OF THE DIVISION OF PRIVATE OCCUPATIONAL SCHOOLS, OR THE SENIOR DIRECTOR'S DESIGNEE;

(III) THE CHIEF STUDENT SUCCESS & ACADEMIC AFFAIRS OFFICER, OR THE CHIEF STUDENT SUCCESS & ACADEMIC AFFAIRS OFFICER'S DESIGNEE;

(IV) The data and research specialist of the Colorado commission on higher education; and

(V) THREE INDIVIDUALS WHO HAVE SUCCESSFULLY COMPLETED A PROGRAM, CERTIFICATE OR DEGREE SPECIALIZING IN OCCUPATIONAL EDUCATION AT AN INSTITUTION OF HIGHER EDUCATION, INCLUDING BUT NOT LIMITED TO AN ACCREDITED TRADE SCHOOL, COMMUNITY COLLEGE OR CERTIFICATE PROGRAM.

(4) THE EXECUTIVE DIRECTOR OF THE COLORADO COMMISSION ON HIGHER EDUCATION, THE SENIOR DIRECTOR OF THE DIVISION OF PRIVATE OCCUPATIONAL SCHOOLS AND THE CHIEF STUDENT SUCCESS & ACADEMIC AFFAIRS OFFICER SHALL EACH APPOINT ONE OF THE INDIVIDUALS DESCRIBED IN SUBSECTION (3)(a)(V) OF THIS SECTION. THE BOARD MEMBERS MAKING THE APPOINTMENTS SHALL ATTEMPT TO APPOINT INDIVIDUALS THAT REFLECT THE GEOGRAPHIC AND DEMOGRAPHIC DIVERSITY OF THE STATE AND SHALL ATTEMPT TO INCLUDE MEMBERS OF DIVERSE POLITICAL, RACIAL, CULTURAL, INCOME, AND ABILITY GROUPS.

(5) THE BOARD SHALL HOLD ITS FIRST MEETING ON OR BEFORE AUGUST 1, 2021, AT A TIME AND PLACE TO BE DESIGNATED BY THE EXECUTIVE DIRECTOR OF THE COLORADO COMMISSION ON HIGHER EDUCATION, OR THE EXECUTIVE DIRECTOR'S DESIGNEE. THE BOARD SHALL MEET AT LEAST FOUR TIMES EACH YEAR AND SHALL ESTABLISH BY RULE THE PROCEDURES BY WHICH A PERSON MAY APPLY FOR A SCHOLARSHIP. AT A MINIMUM, THE RULES MUST SPECIFY THE INFORMATION A PERSON SHALL SUBMIT AND THE DEADLINES FOR SUBMITTING THE APPLICATION. THE BOARD SHALL ENSURE THAT AT EVERY MEETING OF THE BOARD THERE IS AN OPPORTUNITY FOR PUBLIC COMMENT, INCLUDING PUBLIC COMMENTS SUBMITTED VIA THE INTERNET. THE BOARD SHALL SOLICIT INPUT ONLINE OR IN PERSON AT BOARD MEETINGS BEFORE, AND DURING THE PROCESS THROUGH WHICH THE BOARD MAKES DECISIONS REGARDING SCHOLARSHIP RECIPIENTS.

(6) ON OR BEFORE SEPTEMBER 01, 2021 THE BOARD SHALL NOTIFY THE PUBLIC OF THE PROGRAM.

(7)(a) THE BOARD SHALL AWARD SCHOLARSHIPS UP TO TEN THOUSAND DOLLARS EACH YEAR TO APPLICANTS BASED ON THE FOLLOWING CRITERIA:

(I) AN APPLICANT'S DEMONSTRATED DEGREE OF FINANCIAL NEED BASED ON RESOURCES AVAILABLE TO THE APPLICANT;

(II) AN APPLICANT'S ENROLLMENT TO AN INSTITUTION SPECIALIZING IN OCCUPATIONAL EDUCATION, INCLUDING BUT

NOT LIMITED TO AN ACCREDITED TRADE SCHOOL, COMMUNITY COLLEGE, CERTIFICATE PROGRAM, OR OTHER INSTITUTION OF HIGHER EDUCATION; AND

(iii) ANY OTHER CRITERIA ADOPTED BY RULE OF THE BOARD TO IDENTIFY PERSONS IN THE GREATEST NEED OF ASSISTANCE IN THE PURSUIT OF OCCUPATIONAL EDUCATION.

(8) THE BOARD SHALL SET THE AMOUNT OF EACH SCHOLARSHIP BASED ON THE PERSON'S DEGREE OF FINANCIAL NEED, THE COST OF ATTENDANCE, THE AMOUNT AVAILABLE FOR THE APPLICABLE BUDGET YEAR, AND THE ANTICIPATED NUMBER OF INDIVIDUALS WHO WILL APPLY TO THE PROGRAM IN THE COURSE OF THE APPLICABLE BUDGET YEAR.

(9) THE EXECUTIVE DIRECTOR OF THE COLORADO COMMISSION ON HIGHER EDUCATION SHALL DISTRIBUTE THE SCHOLARSHIP MONEY TO ELIGIBLE RECIPIENTS THAT WERE AWARDED SCHOLARSHIPS WITHIN THIRTY DAYS AFTER THE SCHOLARSHIPS ARE AWARDED.

(10) THE DEPARTMENT OF HIGHER EDUCATION SHALL REPORT ON THE SCHOLARSHIP PROGRAM TO THE PUBLIC THROUGH THE ANNUAL HEARING PURSUANT TO THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE AND TRANSPARENT (SMART) GOVERNMENT ACT."

(11) AT THE END OF EACH FISCAL YEAR, THE BOARD SHALL SUBMIT A REPORT TO THE DEPARTMENT OF HIGHER EDUCATION AND THE STRATEGIC ACTION PLANNING GROUP ON EXPUNGEMENT. AT A MINIMUM THE REPORT MUST INCLUDE A LIST OF ELIGIBLE RECIPIENTS THAT RECEIVED SCHOLARSHIPS AND THE AMOUNT OF THE SCHOLARSHIP AWARDED TO EACH ELIGIBLE RECIPIENT.

(12) THE BOARD MAY SOLICIT, ACCEPT, AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS SECTION.

(13) THE MEMBERS OF THE BOARD SHALL SERVE WITHOUT COMPENSATION EXCEPT THAT THE MEMBERS OF THE BOARD MAY BE REIMBURSED FOR ANY ACTUAL AND NECESSARY TRAVEL EXPENSES INCURRED IN THE PERFORMANCE OF THEIR DUTIES PURSUANT TO THIS SECTION.

24-72-842. Geriatric healthcare professional scholarship program – creation – coordinator – advisory – responsibilities. (1) THERE IS HEREBY CREATED IN THE DEPARTMENT OF HIGHER EDUCATION, THE GERIATRIC HEALTHCARE PROFESSIONAL SCHOLARSHIP PROGRAM, REFERRED TO IN THIS SECTION AS THE "PROGRAM." SUBJECT TO AVAILABLE APPROPRIATIONS FROM THE GERIATRIC HEALTHCARE PROFESSIONAL SCHOLARSHIP FUND, THE PROGRAM SHALL AWARD SCHOLARSHIPS TO INDIVIDUALS CURRENTLY ENROLLED IN A PROGRAM, CERTIFICATE OR DEGREE IN HEALTHCARE, SPECIALIZING IN GERIATRICS, AT AN INSTITUTION OF HIGHER EDUCATION, INCLUDING BUT NOT LIMITED TO AN ACCREDITED TRADE SCHOOL, COMMUNITY COLLEGE OR CERTIFICATE PROGRAM.

(2) THE EXECUTIVE DIRECTOR OF THE COLORADO COMMISSION ON HIGHER EDUCATION, OR THE EXECUTIVE DIRECTOR'S DESIGNEE, SHALL APPOINT A PROGRAM COORDINATOR WHO SHALL COUNSEL AND SUPPORT SCHOLARSHIP RECIPIENTS BY REGULARLY MEETING WITH RECIPIENTS TO SET EDUCATION AND EMPLOYMENT GOALS.

(3)(a) THERE IS HEREBY CREATED THE GERIATRIC HEALTHCARE PROFESSIONAL SCHOLARSHIP PROGRAM ADVISORY BOARD, REFERRED TO IN THIS SECTION AS THE "BOARD," WHICH CONSISTS OF THE FOLLOWING SEVEN MEMBERS:

(i) THE EXECUTIVE DIRECTOR OF THE COLORADO COMMISSION ON HIGHER EDUCATION, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(II) THE SENIOR DIRECTOR OF THE DIVISION OF PRIVATE OCCUPATIONAL SCHOOLS, OR THE SENIOR DIRECTOR'S DESIGNEE;

(III) THE CHIEF STUDENT SUCCESS & ACADEMIC AFFAIRS OFFICER, OR THE CHIEF STUDENT SUCCESS & ACADEMIC AFFAIRS OFFICER'S DESIGNEE;

(IV) THE DATA AND RESEARCH SPECIALIST OF THE COLORADO COMMISSION ON HIGHER EDUCATION; AND

(V) THREE INDIVIDUALS WHO HAVE SUCCESSFULLY COMPLETED A PROGRAM, CERTIFICATE OR DEGREE IN HEALTHCARE, SPECIALIZING IN GERIATRICS, AT AN INSTITUTION OF HIGHER EDUCATION, INCLUDING BUT NOT LIMITED TO AN ACCREDITED TRADE SCHOOL, COMMUNITY COLLEGE OR CERTIFICATE PROGRAM.

(4) THE EXECUTIVE DIRECTOR OF THE COLORADO COMMISSION ON HIGHER EDUCATION, THE SENIOR DIRECTOR OF THE DIVISION OF PRIVATE OCCUPATIONAL SCHOOLS AND THE CHIEF STUDENT SUCCESS & ACADEMIC AFFAIRS OFFICER SHALL EACH APPOINT ONE OF THE INDIVIDUALS DESCRIBED IN SUBSECTION (3)(a)(V) OF THIS SECTION. THE BOARD MEMBERS MAKING THE APPOINTMENTS SHALL ATTEMPT TO APPOINT BOARD MEMBERS THAT REFLECT THE GEOGRAPHIC AND DEMOGRAPHIC DIVERSITY OF THE STATE AND SHALL ATTEMPT TO INCLUDE MEMBERS OF DIVERSE POLITICAL, RACIAL, CULTURAL, INCOME, AND ABILITY GROUPS.

(5) THE BOARD SHALL HOLD ITS FIRST MEETING ON OR BEFORE AUGUST 1, 2021, AT A TIME AND PLACE TO BE DESIGNATED BY THE EXECUTIVE DIRECTOR OF THE COLORADO COMMISSION ON HIGHER EDUCATION, OR THE EXECUTIVE DIRECTOR'S DESIGNEE. THE BOARD SHALL MEET AT LEAST FOUR TIMES EACH YEAR AND SHALL ESTABLISH BY RULE THE PROCEDURES BY WHICH A PERSON MAY APPLY FOR A SCHOLARSHIP. AT A MINIMUM, THE RULES MUST SPECIFY THE INFORMATION A PERSON SHALL SUBMIT AND THE DEADLINES FOR SUBMITTING THE APPLICATION. THE BOARD SHALL ENSURE THAT AT EVERY MEETING OF THE BOARD THERE IS AN OPPORTUNITY FOR PUBLIC COMMENT, INCLUDING PUBLIC COMMENTS SUBMITTED VIA THE INTERNET. THE BOARD SHALL SOLICIT INPUT ONLINE OR IN PERSON AT BOARD MEETINGS BEFORE AND DURING THE PROCESS THROUGH WHICH THE BOARD MAKES DECISIONS REGARDING SCHOLARSHIP RECIPIENTS.

(6) ON OR BEFORE SEPTEMBER 01, 2021 THE BOARD SHALL NOTIFY THE PUBLIC OF THE PROGRAM.

(7)(a) THE BOARD SHALL AWARD SCHOLARSHIPS UP TO TEN THOUSAND DOLLARS EACH YEAR TO APPLICANTS BASED ON THE FOLLOWING CRITERIA:

(I) AN APPLICANT'S DEMONSTRATED DEGREE OF FINANCIAL NEED BASED ON RESOURCES AVAILABLE TO THE APPLICANT;

(II) AN APPLICANT'S ENROLLMENT TO AN INSTITUTION SPECIALIZING IN OCCUPATIONAL EDUCATION, INCLUDING BUT NOT LIMITED TO AN ACCREDITED TRADE SCHOOL, COMMUNITY COLLEGE, CERTIFICATE PROGRAM, OR OTHER INSTITUTION OF HIGHER EDUCATION; AND

(III) ANY OTHER CRITERIA ADOPTED BY RULE OF THE BOARD TO IDENTIFY PERSONS IN THE GREATEST NEED OF ASSISTANCE IN THE PURSUIT OF OCCUPATIONAL EDUCATION.

(8) THE BOARD SHALL SET THE AMOUNT OF EACH SCHOLARSHIP BASED ON THE PERSON'S DEGREE OF FINANCIAL NEED, THE COST OF ATTENDANCE, THE AMOUNT AVAILABLE FOR THE APPLICABLE BUDGET YEAR, AND THE ANTICIPATED NUMBER OF INDIVIDUALS WHO WILL APPLY TO THE PROGRAM IN THE COURSE OF THE APPLICABLE BUDGET YEAR.

(9) THE EXECUTIVE DIRECTOR OF THE COLORADO COMMISSION ON HIGHER EDUCATION SHALL DISTRIBUTE THE SCHOLARSHIP MONEY TO ELIGIBLE RECIPIENTS THAT WERE AWARDED SCHOLARSHIPS WITHIN THIRTY DAYS AFTER THE SCHOLARSHIPS ARE AWARDED.

(10) THE DEPARTMENT OF HIGHER EDUCATION SHALL REPORT ON THE SCHOLARSHIP PROGRAM TO THE PUBLIC THROUGH THE ANNUAL HEARING PURSUANT TO THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE AND TRANSPARENT (SMART) GOVERNMENT ACT."

(11) AT THE END OF EACH FISCAL YEAR, THE BOARD SHALL SUBMIT A REPORT TO THE DEPARTMENT OF HIGHER EDUCATION AND THE STRATEGIC ACTION PLANNING GROUP ON EXPUNGEMENT. AT A MINIMUM, THE REPORT MUST INCLUDE A LIST OF ELIGIBLE RECIPIENTS THAT RECEIVED SCHOLARSHIPS AND THE AMOUNT OF THE SCHOLARSHIP AWARDED TO EACH ELIGIBLE RECIPIENT.

(12) THE BOARD MAY SOLICIT, ACCEPT, AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS SECTION.

(13) THE MEMBERS OF THE BOARD SHALL SERVE WITHOUT COMPENSATION EXCEPT THAT THE MEMBERS OF THE BOARD MAY BE REIMBURSED FOR ANY ACTUAL AND NECESSARY TRAVEL EXPENSES INCURRED IN THE PERFORMANCE OF THEIR DUTIES PURSUANT TO THIS SECTION.

24-72-843. Expanded learning opportunity grant program – creation – coordinator – advisory – responsibilities. (1) THERE IS HEREBY CREATED IN THE DEPARTMENT OF EDUCATION, THE EXPANDED LEARNING OPPORTUNITY GRANT PROGRAM, REFERRED TO IN THIS SECTION AS THE "PROGRAM." SUBJECT TO AVAILABLE APPROPRIATIONS FROM THE EXPANDED LEARNING OPPORTUNITY PROGRAM FUND, THE PROGRAM SHALL AWARD GRANTS TO NONPROFIT ORGANIZATIONS AND GOVERNMENT ENTITIES FOR THE EXCLUSIVE PURPOSE OF PROVIDING EXPANDED LEARNING OPPORTUNITY PROGRAMS.

(2) THE COMMISSIONER OF EDUCATION OF THE STATE OF COLORADO, OR THE COMMISSIONER'S DESIGNEE, SHALL APPOINT A PROGRAM COORDINATOR WHO SHALL COUNSEL AND SUPPORT GRANT RECIPIENTS BY REGULARLY MEETING WITH RECIPIENTS TO SET AND ACHIEVE INDIVIDUAL PROGRAM GOALS.

(3)(a) THERE IS HEREBY CREATED THE EXPANDED LEARNING OPPORTUNITY GRANT PROGRAM ADVISORY BOARD, REFERRED TO IN THIS SECTION AS THE "BOARD," WHICH CONSISTS OF THE FOLLOWING SEVEN MEMBERS:

(I) THE COMMISSIONER OF THE COLORADO DEPARTMENT EDUCATION, OR THE COMMISSIONER'S DESIGNEE;

(II) THE ASSOCIATE COMMISSIONER OF STUDENT LEARNING AT THE COLORADO DEPARTMENT OF EDUCATION, OR THE ASSOCIATE COMMISSIONER OF STUDENT LEARNING'S DESIGNEE;

(III) THE DEPUTY COMMISSIONER OF THE COLORADO DEPARTMENT OF EDUCATION, OR THE DEPUTY COMMISSIONER'S DESIGNEE;

(IV) THE DIRECTOR OF GRANTS FISCAL MANAGEMENT OF THE COLORADO DEPARTMENT OF EDUCATION OR THE DIRECTOR OF GRANTS FISCAL MANAGEMENT'S DESIGNEE; AND

(V) THREE INDIVIDUALS, APPOINTED BY THE GOVERNOR OF THE STATE OF COLORADO, WHO ARE PARENTS OF STUDENTS THAT CURRENTLY ATTEND ANY ELEMENTARY OR SECONDARY EDUCATION INSTITUTION IN THE STATE OF COLORADO. THE GOVERNOR SHALL ATTEMPT TO APPOINT BOARD MEMBERS THAT REFLECT THE GEOGRAPHIC AND

DEMOGRAPHIC DIVERSITY OF THE STATE AND SHALL ATTEMPT TO INCLUDE MEMBERS OF DIVERSE POLITICAL, RACIAL, CULTURAL, INCOME, AND ABILITY GROUPS.

(4) THE BOARD SHALL HOLD ITS FIRST MEETING ON OR BEFORE AUGUST 1, 2021, AT A TIME AND PLACE TO BE DESIGNATED BY THE COMMISSIONER OF THE COLORADO DEPARTMENT OF EDUCATION, OR THE COMMISSIONER'S DESIGNEE. THE BOARD SHALL MEET AT LEAST FOUR TIMES EACH YEAR AND SHALL ESTABLISH BY RULE THE PROCEDURES BY WHICH AN ORGANIZATION OR ENTITY MAY APPLY FOR A GRANT. AT A MINIMUM, THE RULES MUST SPECIFY THE INFORMATION AN ORGANIZATION OR ENTITY SHALL SUBMIT AND THE DEADLINES FOR SUBMITTING THE APPLICATION. THE BOARD SHALL ENSURE THAT AT EVERY MEETING OF THE BOARD THERE IS AN OPPORTUNITY FOR PUBLIC COMMENT, INCLUDING PUBLIC COMMENTS SUBMITTED VIA THE INTERNET. THE BOARD SHALL SOLICIT INPUT ONLINE OR IN PERSON AT BOARD MEETINGS BEFORE AND DURING THE PROCESS THROUGH WHICH THE BOARD MAKES DECISIONS REGARDING GRANT RECIPIENTS.

(5) ON OR BEFORE SEPTEMBER 01, 2021 THE BOARD SHALL NOTIFY THE PUBLIC OF THE PROGRAM.

(6)(a) THE BOARD SHALL AWARD GRANTS TO APPLICANTS BASED ON THE FOLLOWING CRITERIA:

(I) AN APPLICANT'S DEMONSTRATED DEGREE OF FINANCIAL NEED BASED ON RESOURCES AVAILABLE TO THE APPLICANT.

(II) AN APPLICANT'S PLAN AND ABILITY TO PROVIDE EXPANDED LEARNING OPPORTUNITY PROGRAMS.

(III) ANY OTHER CRITERIA ADOPTED BY RULE OF THE BOARD TO IDENTIFY ORGANIZATIONS AND ENTITIES IN THE GREATEST NEED OF ASSISTANCE IN THE PURSUIT OF PROVIDING EXPANDED LEARNING OPPORTUNITY PROGRAMS.

(7) THE BOARD SHALL SET THE AMOUNT OF EACH GRANT BASED ON THE ORGANIZATION'S OR ENTITY'S DEGREE OF FINANCIAL NEED, THE COST TO PROVIDE THE EXPANDED LEARNING OPPORTUNITY PROGRAM, THE AMOUNT AVAILABLE FOR THE APPLICABLE BUDGET YEAR, AND THE ANTICIPATED NUMBER ORGANIZATIONS AND ENTITIES WHO WILL APPLY TO THE PROGRAM IN THE COURSE OF THE APPLICABLE BUDGET YEAR.

(8) THE COMMISSIONER OF THE COLORADO DEPARTMENT OF EDUCATION SHALL DISTRIBUTE THE GRANT MONEY TO ELIGIBLE RECIPIENTS THAT WERE AWARDED GRANT WITHIN THIRTY DAYS AFTER THE GRANTS ARE AWARDED.

(9) THE DEPARTMENT OF EDUCATION SHALL REPORT ON THE GRANT PROGRAM TO THE PUBLIC THROUGH THE ANNUAL HEARING PURSUANT TO THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE AND TRANSPARENT (SMART) GOVERNMENT ACT."

(10) AT THE END OF EACH FISCAL YEAR, THE BOARD SHALL SUBMIT A REPORT TO THE DEPARTMENT OF EDUCATION AND THE STRATEGIC ACTION PLANNING GROUP ON EXPUNGEMENT. AT A MINIMUM, THE REPORT MUST INCLUDE A LIST OF ELIGIBLE RECIPIENTS THAT RECEIVED GRANTS AND THE AMOUNT OF THE GRANT AWARDED TO EACH ELIGIBLE RECIPIENT.

(11) THE BOARD MAY SOLICIT, ACCEPT, AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS SECTION.

(12) THE MEMBERS OF THE BOARD SHALL SERVE WITHOUT COMPENSATION EXCEPT THAT THE MEMBERS OF THE BOARD MAY BE REIMBURSED FOR ANY ACTUAL AND NECESSARY TRAVEL EXPENSES INCURRED IN THE PERFORMANCE OF THEIR DUTIES PURSUANT TO THIS SECTION.

24-72-844. Veteran peer support grant program – creation – coordinator – advisory –

responsibilities. (1) THERE IS HEREBY CREATED IN THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS, THE VETERAN PEER SUPPORT GRANT PROGRAM, REFERRED TO IN THIS SECTION AS THE "PROGRAM." SUBJECT TO AVAILABLE APPROPRIATIONS FROM THE VETERAN PEER SUPPORT FUND, THE PROGRAM SHALL AWARD GRANTS TO COLORADO-BASED NONPROFIT ORGANIZATIONS FOR THE EXCLUSIVE PURPOSE OF PROVIDING PEER SUPPORT PROGRAMS OR ACTIVITIES TO CURRENT OR PAST MEMBERS OF THE UNITED STATES ARMED FORCES.

(2) THE ADJUNCT GENERAL OF THE COLORADO DEPARTMENT OF MILITARY AND VETERANS AFFAIRS, OR THE ADJUNCT GENERAL'S DESIGNEE, SHALL APPOINT A PROGRAM COORDINATOR WHO SHALL COUNSEL AND SUPPORT GRANT RECIPIENTS BY REGULARLY MEETING WITH RECIPIENTS TO SET AND ACHIEVE INDIVIDUAL PROGRAM GOALS.

(3)(a) THERE IS HEREBY CREATED THE VETERAN PEER SUPPORT GRANT PROGRAM ADVISORY BOARD, REFERRED TO IN THIS SECTION AS THE "BOARD," WHICH CONSISTS OF THE FOLLOWING SEVEN MEMBERS:

(I) THE ADJUNCT GENERAL OF THE COLORADO DEPARTMENT OF MILITARY AND VETERANS AFFAIRS, OR THE ADJUNCT GENERAL'S DESIGNEE;

(II) THE DIRECTOR OF VETERANS AFFAIRS — EAST OF THE COLORADO DEPARTMENT OF MILITARY AND VETERANS AFFAIRS, OR THE DIRECTOR-EAST'S DESIGNEE;

(III) THE DIRECTOR OF VETERANS AFFAIRS — WEST OF THE COLORADO DEPARTMENT OF MILITARY AND VETERANS AFFAIRS, OR THE DIRECTOR-WEST'S DESIGNEE;

(IV) THE RESOURCE DIRECTOR OF THE COLORADO DEPARTMENT OF MILITARY AND VETERANS AFFAIRS, OR THE RESOURCE DIRECTOR'S DESIGNEE; AND

(V) THREE INDIVIDUALS, APPOINTED BY THE GOVERNOR OF THE STATE OF COLORADO, WHO ARE CURRENT OR PAST MEMBERS OF THE UNITED STATES ARMED FORCES. THE GOVERNOR SHALL ATTEMPT TO APPOINT BOARD MEMBERS THAT REFLECT THE GEOGRAPHIC AND DEMOGRAPHIC DIVERSITY OF THE STATE AND SHALL ATTEMPT TO INCLUDE MEMBERS OF DIVERSE POLITICAL, RACIAL, CULTURAL, INCOME, AND ABILITY GROUPS.

(4) THE BOARD SHALL HOLD ITS FIRST MEETING ON OR BEFORE AUGUST 1, 2021, AT A TIME AND PLACE TO BE DESIGNATED BY THE ADJUNCT GENERAL OF THE COLORADO DEPARTMENT OF MILITARY AND VETERANS AFFAIRS, OR THE ADJUNCT GENERAL'S DESIGNEE. THE BOARD SHALL MEET AT LEAST FOUR TIMES EACH YEAR AND SHALL ESTABLISH BY RULE THE PROCEDURES BY WHICH AN ORGANIZATION MAY APPLY FOR A GRANT. AT A MINIMUM, THE RULES MUST SPECIFY THE INFORMATION AN ORGANIZATION SHALL SUBMIT AND THE DEADLINES FOR SUBMITTING THE APPLICATION. THE BOARD SHALL ENSURE THAT AT EVERY MEETING OF THE BOARD THERE IS AN OPPORTUNITY FOR PUBLIC COMMENT, INCLUDING PUBLIC COMMENTS SUBMITTED VIA THE INTERNET. THE BOARD SHALL SOLICIT INPUT ONLINE OR IN PERSON AT BOARD MEETINGS BEFORE AND DURING THE PROCESS THROUGH WHICH THE BOARD MAKES RECOMMENDATIONS DECISIONS REGARDING GRANT RECIPIENTS.

(5) ON OR BEFORE SEPTEMBER 01, 2021 THE BOARD SHALL NOTIFY THE PUBLIC OF THE PROGRAM.

(6)(a) THE BOARD SHALL AWARD GRANTS TO APPLICANTS BASED ON THE FOLLOWING CRITERIA:

(I) AN APPLICANT'S DEMONSTRATED DEGREE OF FINANCIAL NEED BASED ON RESOURCES AVAILABLE TO THE APPLICANT.

(II) AN APPLICANT'S PLAN AND ABILITY TO PROVIDE PEER SUPPORT PROGRAMS AND ACTIVITIES TO CURRENT OR PAST MEMBERS OF THE UNITED STATES ARMED FORCES.

(III) ANY OTHER CRITERIA ADOPTED BY RULE OF THE BOARD TO IDENTIFY ORGANIZATIONS IN THE GREATEST NEED OF ASSISTANCE IN THE PURSUIT OF PROVIDING PEER SUPPORT PROGRAMS OR ACTIVITIES TO CURRENT OR PAST MEMBERS OF THE UNITED STATES ARMED FORCES.

(7) THE BOARD SHALL SET THE AMOUNT OF EACH GRANT BASED ON THE ORGANIZATION'S DEGREE OF FINANCIAL NEED, THE COST TO PROVIDE THE PEER SUPPORT PROGRAMS OR ACTIVITIES, THE AMOUNT AVAILABLE FOR THE APPLICABLE BUDGET YEAR, AND THE ANTICIPATED NUMBER ORGANIZATIONS AND WHO WILL APPLY TO THE PROGRAM IN THE COURSE OF THE APPLICABLE BUDGET YEAR.

(8) THE ADJUNCT GENERAL OF THE COLORADO DEPARTMENT OF MILITARY AND VETERANS AFFAIRS SHALL DISTRIBUTE THE GRANT MONEY TO ELIGIBLE RECIPIENTS THAT WERE AWARDED GRANT WITHIN THIRTY DAYS AFTER THE GRANTS ARE AWARDED.

(9) THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS SHALL REPORT ON THE GRANT PROGRAM TO THE PUBLIC THROUGH THE ANNUAL HEARING PURSUANT TO THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE AND TRANSPARENT (SMART) GOVERNMENT ACT."

(10) AT THE END OF EACH FISCAL YEAR, THE BOARD SHALL SUBMIT A REPORT TO THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS AND THE STRATEGIC ACTION PLANNING GROUP ON EXPUNGEMENT. AT A MINIMUM, THE REPORT MUST INCLUDE A LIST OF ELIGIBLE RECIPIENTS THAT RECEIVED GRANTS AND THE AMOUNT OF THE GRANT AWARDED TO EACH ELIGIBLE RECIPIENT.

(11) THE BOARD MAY SOLICIT, ACCEPT, AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS SECTION.

(12) THE MEMBERS OF THE BOARD SHALL SERVE WITHOUT COMPENSATION EXCEPT THAT THE MEMBERS OF THE BOARD MAY BE REIMBURSED FOR ANY ACTUAL AND NECESSARY TRAVEL EXPENSES INCURRED IN THE PERFORMANCE OF THEIR DUTIES PURSUANT TO THIS SECTION.

24-72-845. First responder safety equipment grant program – creation – coordinator – advisory – responsibilities. (1) THERE IS HEREBY CREATED IN THE DEPARTMENT OF PUBLIC SAFETY, THE FIRST RESPONDER SAFETY EQUIPMENT GRANT PROGRAM, REFERRED TO IN THIS SECTION AS THE "PROGRAM." SUBJECT TO AVAILABLE APPROPRIATIONS FROM THE FIRST RESPONDER SAFETY EQUIPMENT FUND, THE PROGRAM SHALL AWARD GRANTS TO NONPROFIT ORGANIZATIONS FOR THE EXCLUSIVE PURPOSE OF ACQUIRING AND PROVIDING SAFETY EQUIPMENT TO FIRST RESPONDERS.

(2) THE EXECUTIVE DIRECTOR OF THE COLORADO DEPARTMENT OF PUBLIC SAFETY, OR THE EXECUTIVE DIRECTOR'S DESIGNEE, SHALL APPOINT A PROGRAM COORDINATOR WHO SHALL COUNSEL AND SUPPORT GRANT RECIPIENTS BY REGULARLY MEETING WITH RECIPIENTS TO SET AND ACHIEVE INDIVIDUAL PROGRAM GOALS.

(3)(a) THERE IS HEREBY CREATED THE FIRST RESPONDER SAFETY EQUIPMENT GRANT PROGRAM ADVISORY BOARD, REFERRED TO IN THIS SECTION AS THE "BOARD," WHICH CONSISTS OF THE FOLLOWING SEVEN MEMBERS:

(I) THE EXECUTIVE DIRECTOR OF THE COLORADO DEPARTMENT OF PUBLIC SAFETY, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(II) THE CHIEF OF THE COLORADO STATE PATROL, OR THE CHIEF'S DESIGNEE;

(III) THE DIRECTOR OF THE COLORADO BUREAU OF INVESTIGATION, OR THE DIRECTOR'S DESIGNEE;

(IV) THE DIRECTOR OF THE DIVISION OF CRIMINAL JUSTICE FOR THE COLORADO DEPARTMENT OF PUBLIC SAFETY, OR THE DIRECTOR'S DESIGNEE; AND

(V) ONE CURRENT, OR PREVIOUS, MEMBER OF LAW ENFORCEMENT IN THE STATE OF COLORADO, APPOINTED BY THE GOVERNOR OF THE STATE OF COLORADO. THE GOVERNOR SHALL ATTEMPT TO APPOINT BOARD MEMBERS THAT REFLECT THE GEOGRAPHIC AND DEMOGRAPHIC DIVERSITY OF THE STATE AND SHALL ATTEMPT TO INCLUDE MEMBERS OF DIVERSE POLITICAL, RACIAL, CULTURAL, INCOME, AND ABILITY GROUPS.

(VI) ONE CURRENT, OR PREVIOUS, MEMBER OF A FIRE DEPARTMENT IN THE STATE OF COLORADO, APPOINTED BY THE GOVERNOR OF THE STATE OF COLORADO. THE GOVERNOR SHALL ATTEMPT TO APPOINT BOARD MEMBERS THAT REFLECT THE GEOGRAPHIC AND DEMOGRAPHIC DIVERSITY OF THE STATE AND SHALL ATTEMPT TO INCLUDE MEMBERS OF DIVERSE POLITICAL, RACIAL, CULTURAL, INCOME, AND ABILITY GROUPS.

(VII) ONE CURRENT, OR PREVIOUS, EMERGENCY MEDICAL TECHNICIAN IN THE STATE OF COLORADO, APPOINTED BY THE GOVERNOR OF THE STATE OF COLORADO. THE GOVERNOR SHALL ATTEMPT TO APPOINT BOARD MEMBERS THAT REFLECT THE GEOGRAPHIC AND DEMOGRAPHIC DIVERSITY OF THE STATE AND SHALL ATTEMPT TO INCLUDE MEMBERS OF DIVERSE POLITICAL, RACIAL, CULTURAL, INCOME, AND ABILITY GROUPS.

(4) THE BOARD SHALL HOLD ITS FIRST MEETING ON OR BEFORE AUGUST 1, 2021, AT A TIME AND PLACE TO BE DESIGNATED BY THE EXECUTIVE DIRECTOR OF THE COLORADO DEPARTMENT OF PUBLIC SAFETY, OR THE EXECUTIVE DIRECTOR'S DESIGNEE. THE BOARD SHALL MEET AT LEAST FOUR TIMES EACH YEAR AND SHALL ESTABLISH BY RULE THE PROCEDURES BY WHICH AN ORGANIZATION MAY APPLY FOR A GRANT. AT A MINIMUM, THE RULES MUST SPECIFY THE INFORMATION AN ORGANIZATION SHALL SUBMIT AND THE DEADLINES FOR SUBMITTING THE APPLICATION. THE BOARD SHALL ENSURE THAT AT EVERY MEETING OF THE BOARD THERE IS AN OPPORTUNITY FOR PUBLIC COMMENT, INCLUDING PUBLIC COMMENTS SUBMITTED VIA THE INTERNET. THE BOARD SHALL SOLICIT INPUT ONLINE OR IN PERSON AT BOARD MEETINGS BEFORE AND DURING THE PROCESS THROUGH WHICH THE BOARD MAKES DECISIONS REGARDING GRANT RECIPIENTS.

(5) ON OR BEFORE SEPTEMBER 01, 2021 THE BOARD SHALL NOTIFY THE PUBLIC OF THE PROGRAM.

(6)(a) THE BOARD SHALL AWARD GRANTS TO APPLICANTS BASED ON THE FOLLOWING CRITERIA:

(I) AN APPLICANT'S DEMONSTRATED DEGREE OF FINANCIAL NEED BASED ON RESOURCES AVAILABLE TO THE APPLICANT.

(II) AN APPLICANT'S PLAN AND ABILITY TO PROVIDE SAFETY EQUIPMENT TO CURRENT FIRST RESPONDERS IN THE STATE OF COLORADO.

(III) ANY OTHER CRITERIA ADOPTED BY RULE OF THE BOARD TO IDENTIFY ORGANIZATIONS IN THE GREATEST NEED OF ASSISTANCE IN THE PURSUIT OF PROVIDING SAFETY EQUIPMENT TO CURRENT FIRST RESPONDERS IN THE STATE OF COLORADO.

(7) THE BOARD SHALL SET THE AMOUNT OF EACH GRANT BASED ON THE ORGANIZATION'S DEGREE OF FINANCIAL NEED, THE COST TO PROVIDE SAFETY EQUIPMENT, THE AMOUNT AVAILABLE FOR THE APPLICABLE BUDGET YEAR, AND THE ANTICIPATED NUMBER ORGANIZATIONS AND WHO WILL APPLY TO THE PROGRAM IN THE COURSE OF THE APPLICABLE BUDGET YEAR.

(8) THE EXECUTIVE DIRECTOR OF THE COLORADO DEPARTMENT OF PUBLIC SAFETY SHALL DISTRIBUTE THE GRANT MONEY TO ELIGIBLE RECIPIENTS THAT WERE AWARDED GRANT WITHIN THIRTY DAYS AFTER THE GRANTS ARE AWARDED.

(9) THE DEPARTMENT OF PUBLIC SAFETY SHALL REPORT ON THE GRANT PROGRAM TO THE PUBLIC THROUGH THE ANNUAL HEARING PURSUANT TO THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE AND TRANSPARENT (SMART) GOVERNMENT ACT."

(10) AT THE END OF EACH FISCAL YEAR, THE BOARD SHALL SUBMIT A REPORT TO THE DEPARTMENT OF PUBLIC SAFETY AND THE STRATEGIC ACTION PLANNING GROUP ON EXPUNGEMENT. AT A MINIMUM THE REPORT MUST INCLUDE A LIST OF ELIGIBLE RECIPIENTS THAT RECEIVED GRANTS AND THE AMOUNT OF THE GRANT AWARDED TO EACH ELIGIBLE RECIPIENT.

(11) THE BOARD MAY SOLICIT, ACCEPT, AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS SECTION.

(12) THE MEMBERS OF THE BOARD SHALL SERVE WITHOUT COMPENSATION EXCEPT THAT THE MEMBERS OF THE BOARD MAY BE REIMBURSED FOR ANY ACTUAL AND NECESSARY TRAVEL EXPENSES INCURRED IN THE PERFORMANCE OF THEIR DUTIES PURSUANT TO THIS SECTION.

24-72-846. Fallen first responder grant program – creation – coordinator – advisory – responsibilities. (1) THERE IS HEREBY CREATED IN THE DEPARTMENT OF PUBLIC SAFETY, THE FALLEN FIRST RESPONDER GRANT PROGRAM, REFERRED TO IN THIS SECTION AS THE "PROGRAM." SUBJECT TO AVAILABLE APPROPRIATIONS FROM THE FALLEN FIRST RESPONDER FUND, THE PROGRAM SHALL AWARD GRANTS TO FAMILY MEMBERS OF FIRST RESPONDERS WHO HAVE FALLEN IN THE LINE OF DUTY IN COLORADO. GRANTS WILL COMPENSATE FAMILY MEMBERS OF FIRST RESPONDERS FOR PORTIONS OF EXPECTED INCOME LOST DUE TO THE PASSING OF THE FIRST RESPONDER IN THE LINE OF DUTY.

(2) THE EXECUTIVE DIRECTOR OF THE COLORADO DEPARTMENT OF PUBLIC SAFETY, OR THE EXECUTIVE DIRECTOR'S DESIGNEE, SHALL APPOINT A PROGRAM COORDINATOR WHO SHALL COUNSEL AND SUPPORT GRANT RECIPIENTS BY REGULARLY MEETING WITH RECIPIENTS TO SET AND ACHIEVE INDIVIDUAL GOALS.

(3)(a) THERE IS HEREBY CREATED THE FALLEN FIRST RESPONDER GRANT PROGRAM ADVISORY BOARD, REFERRED TO IN THIS SECTION AS THE "BOARD," WHICH CONSISTS OF THE FOLLOWING SEVEN MEMBERS:

(I) THE EXECUTIVE DIRECTOR OF THE COLORADO DEPARTMENT OF PUBLIC SAFETY, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(II) THE CHIEF OF THE COLORADO STATE PATROL, OR THE CHIEF'S DESIGNEE;

(III) THE DIRECTOR OF THE COLORADO BUREAU OF INVESTIGATION, OR THE DIRECTOR'S DESIGNEE;

(IV) THE DIRECTOR OF THE DIVISION OF CRIMINAL JUSTICE FOR THE COLORADO DEPARTMENT OF PUBLIC SAFETY, OR THE DIRECTOR'S DESIGNEE;

(V) ONE CURRENT, OR PREVIOUS, MEMBER OF LAW ENFORCEMENT IN THE STATE OF COLORADO, APPOINTED BY THE GOVERNOR OF THE STATE OF COLORADO. THE GOVERNOR SHALL ATTEMPT TO APPOINT BOARD MEMBERS THAT REFLECT THE GEOGRAPHIC AND DEMOGRAPHIC DIVERSITY OF THE STATE AND SHALL ATTEMPT TO INCLUDE MEMBERS OF

DIVERSE POLITICAL, RACIAL, CULTURAL, INCOME, AND ABILITY GROUPS.

(VI) ONE CURRENT, OR PREVIOUS, MEMBER OF A FIRE DEPARTMENT IN THE STATE OF COLORADO, APPOINTED BY THE GOVERNOR OF THE STATE OF COLORADO. THE GOVERNOR SHALL ATTEMPT TO APPOINT BOARD MEMBERS THAT REFLECT THE GEOGRAPHIC AND DEMOGRAPHIC DIVERSITY OF THE STATE AND SHALL ATTEMPT TO INCLUDE MEMBERS OF DIVERSE POLITICAL, RACIAL, CULTURAL, INCOME, AND ABILITY GROUPS.

(VII) ONE CURRENT, OR PREVIOUS, EMERGENCY MEDICAL TECHNICIAN IN THE STATE OF COLORADO, APPOINTED BY THE GOVERNOR OF THE STATE OF COLORADO. THE GOVERNOR SHALL ATTEMPT TO APPOINT BOARD MEMBERS THAT REFLECT THE GEOGRAPHIC AND DEMOGRAPHIC DIVERSITY OF THE STATE AND SHALL ATTEMPT TO INCLUDE MEMBERS OF DIVERSE POLITICAL, RACIAL, CULTURAL, INCOME, AND ABILITY GROUPS.

(4) THE BOARD SHALL HOLD ITS FIRST MEETING ON OR BEFORE AUGUST 1, 2021, AT A TIME AND PLACE TO BE DESIGNATED BY THE EXECUTIVE DIRECTOR OF THE COLORADO DEPARTMENT OF PUBLIC SAFETY, OR THE EXECUTIVE DIRECTOR'S DESIGNEE. THE BOARD SHALL MEET AT LEAST FOUR TIMES EACH YEAR AND SHALL ESTABLISH BY RULE THE PROCEDURES BY WHICH AN INDIVIDUAL MAY APPLY FOR A GRANT. AT A MINIMUM, THE RULES MUST SPECIFY THE INFORMATION AN INDIVIDUAL SHALL SUBMIT AND THE DEADLINES FOR SUBMITTING THE APPLICATION. THE BOARD SHALL ENSURE THAT AT EVERY MEETING OF THE BOARD THERE IS AN OPPORTUNITY FOR PUBLIC COMMENT, INCLUDING PUBLIC COMMENTS SUBMITTED VIA THE INTERNET. THE BOARD SHALL SOLICIT INPUT ONLINE OR IN PERSON AT BOARD MEETINGS BEFORE AND DURING THE PROCESS THROUGH WHICH THE BOARD MAKES DECISIONS REGARDING GRANT RECIPIENTS.

(5) ON OR BEFORE SEPTEMBER 01, 2021 THE BOARD SHALL NOTIFY THE PUBLIC OF THE PROGRAM.

(6)(a) THE BOARD SHALL AWARD GRANTS TO APPLICANTS BASED ON THE FOLLOWING CRITERIA:

(I) AN APPLICANT'S RELATIONSHIP TO A FIRST RESPONDER WHO HAS FALLEN IN THE LINE OF DUTY.

(II) AN APPLICANT'S DEMONSTRATED DEGREE OF FINANCIAL NEED BASED ON RESOURCES AVAILABLE TO THE APPLICANT.

(III) ANY OTHER CRITERIA ADOPTED BY RULE OF THE BOARD TO IDENTIFY INDIVIDUALS IN THE GREATEST NEED OF ASSISTANCE FOLLOWING THE PASSING OF A FIRST RESPONDER IN THE LINE OF DUTY.

(7) THE BOARD SHALL SET THE AMOUNT OF EACH GRANT BASED ON THE INDIVIDUAL'S DEGREE OF FINANCIAL NEED, THE AMOUNT REQUESTED, THE AMOUNT AVAILABLE FOR THE APPLICABLE BUDGET YEAR, AND THE ANTICIPATED NUMBER INDIVIDUALS WHO WILL APPLY TO THE PROGRAM IN THE COURSE OF THE APPLICABLE BUDGET YEAR.

(8) THE EXECUTIVE DIRECTOR OF THE COLORADO DEPARTMENT OF PUBLIC SAFETY SHALL DISTRIBUTE THE GRANT MONEY TO ELIGIBLE RECIPIENTS THAT WERE AWARDED GRANT WITHIN THIRTY DAYS AFTER THE GRANTS ARE AWARDED.

(9) THE DEPARTMENT OF PUBLIC SAFETY SHALL REPORT ON THE GRANT PROGRAM TO THE PUBLIC THROUGH THE ANNUAL HEARING PURSUANT TO THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE AND TRANSPARENT (SMART) GOVERNMENT ACT."

(10) AT THE END OF EACH FISCAL YEAR, THE BOARD SHALL SUBMIT A REPORT TO THE DEPARTMENT OF PUBLIC SAFETY AND THE STRATEGIC ACTION PLANNING GROUP ON EXPUNGEMENT. AT A MINIMUM THE REPORT MUST INCLUDE A LIST OF ELIGIBLE RECIPIENTS THAT RECEIVED GRANTS AND THE AMOUNT OF THE GRANT AWARDED TO EACH ELIGIBLE

RECIPIENT.

(11) THE BOARD MAY SOLICIT, ACCEPT, AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS SECTION.

(12) THE MEMBERS OF THE BOARD SHALL SERVE WITHOUT COMPENSATION EXCEPT THAT THE MEMBERS OF THE BOARD MAY BE REIMBURSED FOR ANY ACTUAL AND NECESSARY TRAVEL EXPENSES INCURRED IN THE PERFORMANCE OF THEIR DUTIES PURSUANT TO THIS SECTION.

24-72-847. Agricultural education scholarship program – creation – coordinator – advisory – responsibilities. (1) THERE IS HEREBY CREATED IN THE DEPARTMENT OF HIGHER EDUCATION, THE AGRICULTURAL EDUCATION SCHOLARSHIP PROGRAM, REFERRED TO IN THIS SECTION AS THE "PROGRAM." SUBJECT TO AVAILABLE APPROPRIATIONS FROM THE AGRICULTURAL EDUCATION SCHOLARSHIP FUND, THE PROGRAM SHALL AWARD SCHOLARSHIPS TO INDIVIDUALS CURRENTLY ENROLLED IN A PROGRAM, CERTIFICATE OR DEGREE SPECIALIZING IN AGRICULTURAL EDUCATION AT AN INSTITUTION OF HIGHER EDUCATION, INCLUDING BUT NOT LIMITED TO AN ACCREDITED TRADE SCHOOL, COMMUNITY COLLEGE OR CERTIFICATE PROGRAM.

(2) THE EXECUTIVE DIRECTOR OF THE COLORADO COMMISSION ON HIGHER EDUCATION OR THE EXECUTIVE DIRECTOR'S DESIGNEE SHALL APPOINT A PROGRAM COORDINATOR WHO SHALL COUNSEL AND SUPPORT SCHOLARSHIP RECIPIENTS BY REGULARLY MEETING WITH RECIPIENTS TO SET EDUCATION AND EMPLOYMENT GOALS.

(3)(a) THERE IS HEREBY CREATED THE COLORADO AGRICULTURAL EDUCATION SCHOLARSHIP ADVISORY BOARD, REFERRED TO IN THIS SECTION AS THE "BOARD," WHICH CONSISTS OF THE FOLLOWING SEVEN MEMBERS:

(I) THE EXECUTIVE DIRECTOR OF THE COLORADO COMMISSION ON HIGHER EDUCATION, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(II) THE SENIOR DIRECTOR OF THE DIVISION OF PRIVATE OCCUPATIONAL SCHOOLS, OR THE SENIOR DIRECTOR'S DESIGNEE;

(III) THE CHIEF STUDENT SUCCESS & ACADEMIC AFFAIRS OFFICER, OR THE CHIEF STUDENT SUCCESS & ACADEMIC OFFICER'S DESIGNEE;

(IV) THE DATA AND RESEARCH SPECIALIST OF THE COLORADO COMMISSION ON HIGHER EDUCATION; AND

(V) THREE INDIVIDUALS WHO HAVE SUCCESSFULLY COMPLETED A PROGRAM, CERTIFICATE OR DEGREE SPECIALIZING IN AGRICULTURAL EDUCATION AT AN INSTITUTION OF HIGHER EDUCATION, INCLUDING BUT NOT LIMITED TO AN ACCREDITED TRADE SCHOOL, COMMUNITY COLLEGE OR CERTIFICATE PROGRAM.

(4) THE EXECUTIVE DIRECTOR OF THE COLORADO COMMISSION ON HIGHER EDUCATION, THE SENIOR DIRECTOR OF THE DIVISION OF PRIVATE OCCUPATIONAL SCHOOLS AND THE CHIEF STUDENT SUCCESS & ACADEMIC AFFAIRS OFFICER SHALL EACH APPOINT ONE OF THE INDIVIDUALS DESCRIBED IN SUBSECTION (3)(e)(V) OF THIS SECTION. THE BOARD MEMBERS MAKING THE APPOINTMENTS SHALL ATTEMPT TO APPOINT INDIVIDUALS THAT REFLECT THE GEOGRAPHIC AND DEMOGRAPHIC DIVERSITY OF THE STATE AND SHALL ATTEMPT TO INCLUDE MEMBERS OF DIVERSE POLITICAL, RACIAL, CULTURAL, INCOME, AND ABILITY GROUPS.

(5) THE BOARD SHALL HOLD ITS FIRST MEETING ON OR BEFORE AUGUST 1, 2021, AT A TIME AND PLACE TO BE DESIGNATED BY THE EXECUTIVE DIRECTOR OF THE COLORADO COMMISSION ON HIGHER EDUCATION, OR THE EXECUTIVE

DIRECTOR'S DESIGNEE. THE BOARD SHALL MEET AT LEAST FOUR TIMES EACH YEAR AND SHALL ESTABLISH BY RULE THE PROCEDURES BY WHICH A PERSON MAY APPLY FOR A SCHOLARSHIP. AT A MINIMUM, THE RULES MUST SPECIFY THE INFORMATION A PERSON SHALL SUBMIT AND THE DEADLINES FOR SUBMITTING THE APPLICATION. THE BOARD SHALL ENSURE THAT AT EVERY MEETING OF THE BOARD THERE IS AN OPPORTUNITY FOR PUBLIC COMMENT, INCLUDING PUBLIC COMMENTS SUBMITTED VIA THE INTERNET. THE BOARD SHALL SOLICIT INPUT ONLINE OR IN PERSON AT BOARD MEETINGS BEFORE AND DURING THE PROCESS THROUGH WHICH THE BOARD MAKES DECISIONS REGARDING SCHOLARSHIP RECIPIENTS.

(6) ON OR BEFORE SEPTEMBER 01, 2021 THE BOARD SHALL NOTIFY THE PUBLIC OF THE PROGRAM.

(7)(a) THE BOARD SHALL AWARD SCHOLARSHIPS UP TO TEN THOUSAND DOLLARS EACH YEAR TO APPLICANTS BASED ON THE FOLLOWING CRITERIA:

(I) AN APPLICANT'S DEMONSTRATED DEGREE OF FINANCIAL NEED BASED ON RESOURCES AVAILABLE TO THE APPLICANT.

(II) AN APPLICANT'S ENROLLMENT TO AN INSTITUTION SPECIALIZING IN AGRICULTURAL EDUCATION, INCLUDING BUT NOT LIMITED TO AN ACCREDITED TRADE SCHOOL, COMMUNITY COLLEGE, CERTIFICATE PROGRAM, OR OTHER INSTITUTION OF HIGHER EDUCATION; AND

(III) ANY OTHER CRITERIA ADOPTED BY RULE OF THE BOARD TO IDENTIFY PERSONS IN THE GREATEST NEED OF ASSISTANCE IN THE PURSUIT OF AGRICULTURAL EDUCATION.

(8) THE BOARD SHALL SET THE AMOUNT OF EACH SCHOLARSHIP BASED ON THE PERSON'S DEGREE OF FINANCIAL NEED, THE COST OF ATTENDANCE, THE AMOUNT AVAILABLE FOR THE APPLICABLE BUDGET YEAR, AND THE ANTICIPATED NUMBER OF INDIVIDUALS WHO WILL APPLY TO THE PROGRAM IN THE COURSE OF THE APPLICABLE BUDGET YEAR.

(9) THE EXECUTIVE DIRECTOR OF THE COLORADO COMMISSION ON HIGHER EDUCATION SHALL DISTRIBUTE THE SCHOLARSHIP MONEY TO ELIGIBLE RECIPIENTS THAT WERE AWARDED SCHOLARSHIPS WITHIN THIRTY DAYS AFTER THE SCHOLARSHIPS ARE AWARDED.

(10) THE DEPARTMENT OF HIGHER EDUCATION SHALL REPORT ON THE SCHOLARSHIP PROGRAM TO THE PUBLIC THROUGH THE ANNUAL HEARING PURSUANT TO THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE AND TRANSPARENT (SMART) GOVERNMENT ACT."

(11) AT THE END OF EACH FISCAL YEAR, THE BOARD SHALL SUBMIT A REPORT TO THE DEPARTMENT OF HIGHER EDUCATION AND THE STRATEGIC ACTION PLANNING GROUP ON EXPUNGEMENT. AT A MINIMUM, THE REPORT MUST INCLUDE A LIST OF ELIGIBLE RECIPIENTS THAT RECEIVED SCHOLARSHIPS AND THE AMOUNT OF THE SCHOLARSHIP AWARDED TO EACH ELIGIBLE RECIPIENT.

(12) THE BOARD MAY SOLICIT, ACCEPT, AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS SECTION.

(13) THE MEMBERS OF THE BOARD SHALL SERVE WITHOUT COMPENSATION EXCEPT THAT THE MEMBERS OF THE BOARD MAY BE REIMBURSED FOR ANY ACTUAL AND NECESSARY TRAVEL EXPENSES INCURRED IN THE PERFORMANCE OF THEIR DUTIES PURSUANT TO THIS SECTION.

24-72-848. Colorado state school supply grant program – creation – coordinator – advisory – responsibilities. (1) THERE IS HEREBY CREATED IN THE DEPARTMENT OF HIGHER EDUCATION, THE COLORADO

STATE SCHOOL SUPPLY GRANT PROGRAM, REFERRED TO IN THIS SECTION AS THE "PROGRAM." SUBJECT TO AVAILABLE APPROPRIATIONS FROM THE COLORADO STATE SCHOOL SUPPLY FUND, THE PROGRAM SHALL AWARD GRANTS EXCLUSIVELY TO TEACHERS AND TO ELEMENTARY AND SECONDARY EDUCATION INSTITUTIONS IN THE STATE OF COLORADO WHICH THAT OPERATE A SCHOOLWIDE TITLE I PROGRAM FOR THE EXCLUSIVE PURPOSES OF PROVIDING SCHOOL SUPPLIES TO STUDENTS AND TO UPGRADE THE TECHNOLOGICAL CAPABILITIES OF THE INSTITUTION TO MOST ADEQUATELY FIT THE NEEDS OF THE STUDENTS.

(2) THE COMMISSIONER OF THE COLORADO DEPARTMENT OF EDUCATION, OR THE COMMISSIONER'S DESIGNEE, SHALL APPOINT A PROGRAM COORDINATOR WHO SHALL COUNSEL AND SUPPORT GRANT RECIPIENTS BY REGULARLY MEETING WITH RECIPIENTS TO SET EDUCATION GOALS.

(3)(a) THERE IS HEREBY CREATED THE COLORADO STATE SCHOOL SUPPLY GRANT PROGRAM ADVISORY BOARD, REFERRED TO IN THIS SECTION AS THE "BOARD," WHICH CONSISTS OF THE FOLLOWING ELEVEN MEMBERS:

(I) THE COMMISSIONER OF THE COLORADO DEPARTMENT EDUCATION, OR THE COMMISSIONER'S DESIGNEE;

(II) THE ASSOCIATE COMMISSIONER OF STUDENT LEARNING AT THE COLORADO DEPARTMENT OF EDUCATION, OR THE ASSOCIATE COMMISSIONER'S DESIGNEE;

(III) THE DEPUTY COMMISSIONER OF THE COLORADO DEPARTMENT OF EDUCATION, OR THE DEPUTY COMMISSIONER'S DESIGNEE;

(IV) THE DIRECTOR OF GRANTS FISCAL MANAGEMENT OF THE COLORADO DEPARTMENT OF EDUCATION OR THE DIRECTOR OF GRANTS FISCAL MANAGEMENT'S DESIGNEE; AND

(V) FOUR CURRENT OR FORMER TEACHERS, APPOINTED BY THE GOVERNOR OF THE STATE OF COLORADO, IN ELEMENTARY OR SECONDARY EDUCATION INSTITUTIONS IN COLORADO THAT, DURING THEIR EMPLOYMENT, OPERATED AS A SCHOOLWIDE TITLE I PROGRAM. THE GOVERNOR SHALL ATTEMPT TO APPOINT BOARD MEMBERS THAT REFLECT THE GEOGRAPHIC AND DEMOGRAPHIC DIVERSITY OF THE STATE AND SHALL ATTEMPT TO INCLUDE MEMBERS OF DIVERSE POLITICAL, RACIAL, CULTURAL, INCOME, AND ABILITY GROUPS.

(VI) THREE PARENTS, APPOINTED BY THE GOVERNOR OF THE STATE OF COLORADO, WHO HAVE STUDENTS CURRENTLY ENROLLED IN ELEMENTARY OR SECONDARY EDUCATION INSTITUTIONS IN COLORADO THAT CURRENTLY OPERATE AS A SCHOOLWIDE TITLE I PROGRAM. THE GOVERNOR SHALL ATTEMPT TO APPOINT BOARD MEMBERS THAT REFLECT THE GEOGRAPHIC AND DEMOGRAPHIC DIVERSITY OF THE STATE AND SHALL ATTEMPT TO INCLUDE MEMBERS OF DIVERSE POLITICAL, RACIAL, CULTURAL, INCOME, AND ABILITY GROUPS.

(4) THE BOARD SHALL HOLD ITS FIRST MEETING ON OR BEFORE AUGUST 1, 2021, AT A TIME AND PLACE TO BE DESIGNATED BY THE COMMISSIONER OF THE COLORADO DEPARTMENT OF EDUCATION, OR THE COMMISSIONER'S DESIGNEE. THE BOARD SHALL MEET AT LEAST FOUR TIMES EACH YEAR AND SHALL ESTABLISH BY RULE THE PROCEDURES BY WHICH A TEACHER OR INSTITUTION MAY APPLY FOR A GRANT. AT A MINIMUM, THE RULES MUST SPECIFY THE INFORMATION A TEACHER OR INSTITUTION SHALL SUBMIT AND THE DEADLINES FOR SUBMITTING THE APPLICATION. THE BOARD SHALL ENSURE THAT AT EVERY MEETING OF THE BOARD THERE IS AN OPPORTUNITY FOR PUBLIC COMMENT, INCLUDING PUBLIC COMMENTS SUBMITTED VIA THE INTERNET. THE BOARD SHALL SOLICIT INPUT ONLINE OR IN PERSON AT BOARD MEETINGS BEFORE AND DURING THE PROCESS THROUGH WHICH THE BOARD MAKES DECISIONS REGARDING GRANT RECIPIENTS.

(5) ON OR BEFORE SEPTEMBER 01, 2021 THE BOARD SHALL NOTIFY THE PUBLIC OF THE PROGRAM.

(6)(a) THE BOARD SHALL AWARD GRANTS EACH YEAR TO APPLICANTS BASED ON THE FOLLOWING CRITERIA:

(I) AN APPLICANT'S DEMONSTRATED DEGREE OF FINANCIAL NEED BASED ON RESOURCES AVAILABLE TO THE APPLICANT;

(II) AN APPLICANT'S EMPLOYMENT WITH, OR STATUS AS, AN ELEMENTARY OR SECONDARY EDUCATION INSTITUTION IN COLORADO THAT PREVIOUSLY OPERATED, OR CURRENTLY OPERATES, AS A SCHOOLWIDE TITLE I PROGRAM; AND

(III) ANY OTHER CRITERIA ADOPTED BY RULE OF THE BOARD TO IDENTIFY TEACHERS OR INSTITUTIONS IN THE GREATEST NEED OF ASSISTANCE IN PROVIDING SCHOOL SUPPLIES OR TECHNOLOGICAL IMPROVEMENTS TO ELEMENTARY AND SECONDARY EDUCATIONAL STUDENTS.

(7) THE BOARD SHALL SET THE AMOUNT OF EACH GRANT BASED ON THE APPLICANT'S DEGREE OF FINANCIAL NEED, THE AMOUNT AVAILABLE FOR THE APPLICABLE BUDGET YEAR, AND THE ANTICIPATED NUMBER OF TEACHERS OR INSTITUTIONS WHO WILL APPLY TO THE PROGRAM IN THE COURSE OF THE APPLICABLE BUDGET YEAR.

(8) THE COMMISSIONER OF THE COLORADO DEPARTMENT OF EDUCATION SHALL DISTRIBUTE THE GRANT MONEY TO ELIGIBLE RECIPIENTS THAT WERE AWARDED GRANTS WITHIN THIRTY DAYS AFTER THE GRANTS ARE AWARDED.

(9) THE DEPARTMENT OF EDUCATION SHALL REPORT ON THE GRANT PROGRAM TO THE PUBLIC THROUGH THE ANNUAL HEARING PURSUANT TO THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE AND TRANSPARENT (SMART) GOVERNMENT ACT."

(10) AT THE END OF EACH FISCAL YEAR, THE BOARD SHALL SUBMIT A REPORT TO THE DEPARTMENT OF EDUCATION AND THE STRATEGIC ACTION PLANNING GROUP ON EXPUNGEMENT. AT A MINIMUM, THE REPORT MUST INCLUDE A LIST OF ELIGIBLE RECIPIENTS THAT RECEIVED GRANTS AND THE AMOUNT OF THE GRANT AWARDED TO EACH ELIGIBLE RECIPIENT.

(11) THE BOARD MAY SOLICIT, ACCEPT, AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS SECTION.

(12) THE MEMBERS OF THE BOARD SHALL SERVE WITHOUT COMPENSATION EXCEPT THAT THE MEMBERS OF THE BOARD MAY BE REIMBURSED FOR ANY ACTUAL AND NECESSARY TRAVEL EXPENSES INCURRED IN THE PERFORMANCE OF THEIR DUTIES PURSUANT TO THIS SECTION.

SECTION 3. In Colorado Revised Statutes, 18-1.3-701 amend (1) (b) as follows:

(1)(b) Except as otherwise provided in paragraph (c) AND (d) of this subsection (1), on and after July 1, 2010, all judgments collected pursuant to this section for fees and court costs shall be transmitted to the state treasurer for deposit in the judicial stabilization cash fund created in section 13-32-101 (6), C.R.S.

SECTION 4. In Colorado Revised Statutes, 18-1.3-701, add (1)(d) as follows: (1)(d) EXPUNGEMENT FEES SHALL BE DEPOSITED IN THE EXPUNGEMENT FEE CASH FUND CREATED BY 24-72-830.

SECTION 5. Effective date. ALL PROVISIONS OF ALL SECTIONS SHALL BECOME EFFECTIVE ON JANUARY 01, 2021.

