

HB21-1250

SENATE FLOOR AMENDMENT

Third Reading

BY SENATOR Fields and Gardner

1 Amend revised bill, page 31, after line 5 insert:

2 "SECTION 21. In Colorado Revised Statutes, **add** 24-31-114 as
3 follows:

4 **24-31-114. No-knock and forced entry study group - repeal.**

5 (1) ON OR BEFORE SEPTEMBER 1, 2021, THE ATTORNEY GENERAL SHALL
6 CONVENE A STUDY GROUP TO STUDY PROCEDURES RELATED TO THE USE
7 OF NO-KNOCK ENTRY WARRANTS AND FORCED ENTRY.

8 (2) (a) THE STUDY GROUP CONSISTS OF TWELVE MEMBERS AS
9 FOLLOWS:

10 (I) A REPRESENTATIVE OF THE DISTRICT ATTORNEYS APPOINTED BY
11 THE EXECUTIVE DIRECTOR OF THE COLORADO DISTRICT ATTORNEYS'
12 COUNCIL;

13 (II) A REPRESENTATIVE OF COUNTY SHERIFFS APPOINTED BY THE
14 DIRECTOR OF A STATEWIDE ORGANIZATION REPRESENTING SHERIFFS;

15 (III) A REPRESENTATIVE OF THE CHIEFS OF POLICE APPOINTED BY
16 THE PRESIDENT OF A STATEWIDE ORGANIZATION OF CHIEFS OF POLICE;

17 (IV) A REPRESENTATIVE OF POLICE OFFICERS APPOINTED BY THE
18 PRESIDENT OF A STATEWIDE ORGANIZATION REPRESENTING POLICE
19 OFFICERS;

20 (V) THE STATE PUBLIC DEFENDER OR HIS OR HER DESIGNEE;

21 (VI) A CRIMINAL DEFENSE ATTORNEY APPOINTED BY A STATEWIDE
22 ORGANIZATION REPRESENTING CRIMINAL DEFENSE ATTORNEYS;

23 (VII) TWO REPRESENTATIVES OF STATEWIDE ORGANIZATIONS
24 ADVOCATING CRIMINAL JUSTICE OR SENTENCING REFORM APPOINTED BY
25 THE ATTORNEY GENERAL; AND

26 (VIII) FOUR LEGISLATIVE MEMBERS, ONE SENATOR APPOINTED BY
27 THE SENATE PRESIDENT; ONE SENATOR APPOINTED BY THE SENATE
28 MINORITY LEADER; ONE REPRESENTATIVE APPOINTED BY THE SPEAKER OF
29 THE HOUSE OF REPRESENTATIVES; AND ONE REPRESENTATIVE APPOINTED
30 BY THE MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES.

31 (b) THE APPOINTING AUTHORITIES SHALL MAKE APPOINTMENTS NO
32 LATER THAN AUGUST 16, 2021.

33 (c) THE MEMBERS OF THE STUDY GROUP SHALL SERVE WITHOUT
34 COMPENSATION.

35 (3) THE STUDY GROUP SHALL:

36 (a) SURVEY EVIDENCE-BASED POLICY AND NATIONAL BEST
37 PRACTICES REGARDING PROCEDURES RELATED TO THE USE OF NO-KNOCK
38 ENTRY WARRANTS AND FORCED ENTRY;

39 (b) REVIEW THE EFFICACY OF THE USE OF NO-KNOCK ENTRY
40 WARRANTS AND FORCED ENTRY;

1 (c) SURVEY POLICIES AND PROCEDURES IN LAW ENFORCEMENT
2 AGENCIES THROUGHOUT THE STATE REGARDING THE USE OF NO-KNOCK
3 ENTRY WARRANTS AND FORCED ENTRY;

4 (d) GATHER STAKEHOLDER FEEDBACK REGARDING THE EXECUTION
5 OF SEARCH WARRANTS THROUGH NO KNOCK OR FORCED ENTRY.

6 (e) DEVELOP RECOMMENDATIONS FOR POTENTIAL STATE
7 LEGISLATION REGARDING PROCEDURES RELATED TO THE USE OF
8 NO-KNOCK ENTRY WARRANTS AND FORCED ENTRY.

9 (4) THE STUDY GROUP SHALL REPORT ITS FINDINGS AND
10 RECOMMENDATIONS TO THE ATTORNEY GENERAL ON OR BEFORE
11 DECEMBER 31, 2021.

12 (5) THE ATTORNEY GENERAL SHALL INCLUDE THE STUDY GROUP'S
13 FINDINGS IN ITS ANNUAL REPORT BEFORE THE HOUSE OF REPRESENTATIVES
14 AND SENATE COMMITTEES OF REFERENCE PURSUANT TO SECTION 2-7-203
15 MADE DURING THE 2022 LEGISLATIVE SESSION.

16 (6) THIS SECTION IS REPEALED, EFFECTIVE JUNE 30, 2022."

17 Renumber succeeding subsections accordingly.

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