

First Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 11-0968.01 Michael Dohr

SENATE BILL 11-214

SENATE SPONSORSHIP

Hodge, Steadman, Lambert

HOUSE SPONSORSHIP

(None),

Senate Committees
Appropriations

House Committees

A BILL FOR AN ACT

101 CONCERNING DECOMMISSIONING FORT LYON CORRECTIONAL
102 FACILITY.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

The bill decommissions the Fort Lyon correctional facility in the department of corrections.

1 *Be it enacted by the General Assembly of the State of Colorado:*

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

1 **SECTION 1. Repeal.** 3-1-133, Colorado Revised Statutes, is
2 repealed as follows:

3 **3-1-133. Acceptance of jurisdiction over Fort Lyon.** ~~The state~~
4 ~~of Colorado hereby accepts the retrocession of jurisdiction from the~~
5 ~~United States of America over the real property comprising Fort Lyon~~
6 ~~Veterans Hospital, as provided in Public Law 89-626, approved October~~
7 ~~4, 1966.~~

8 **SECTION 2.** 17-1-104.3 (1) (b), Colorado Revised Statutes, is
9 amended to read:

10 **17-1-104.3. Correctional facilities - locations - security level.**
11 (1)(b) The correctional facilities operated by the department, the location
12 of such facilities, and the designated security level of such facilities shall
13 be as follows:

Correctional facility	Location	Security level
Colorado state penitentiary	Fremont county	Level V
Centennial correctional facility	Fremont county	Level V
Limon correctional facility	Lincoln county	Level IV
Arkansas Valley correctional facility	Crowley county	Level III
Buena Vista correctional complex	Chaffee county	Level III
Colorado Territorial correctional facility	Fremont county	Level III
Fort Lyon correctional	Bent county	Level III

1	facility		
2	Fremont correctional	Fremont county	Level III
3	facility		
4	Arrowhead correctional	Fremont county	Level II
5	center		
6	Four Mile correctional	Fremont county	Level II
7	center		
8	Skyline correctional	Fremont county	Level I
9	center		
10	Colorado correctional	Jefferson county	Level I
11	center		
12	Delta correctional	Delta county	Level I
13	center		
14	Rifle correctional	Garfield county	Level I
15	center		
16	Colorado correctional	Chaffee county	Level I
17	alternative program		
18	Colorado women's	Fremont county	Level IV
19	correctional facility		
20	Denver reception and	City and county	Level V
21	diagnostic center	of Denver	
22	La Vista correctional	Pueblo county	Level III
23	facility		
24	San Carlos correctional	Pueblo county	Level V
25	facility		
26	Sterling correctional	Logan county	Level V
27	facility		

1	Trinidad correctional	Las Animas county	Level II
2	facility		
3	Denver women's	City and county	Level V
4	correctional facility	of Denver	
5	Youthful offender	Pueblo county	Level III
6	system		

7 **SECTION 3. Repeal.** 17-20-128, Colorado Revised Statutes, is
8 repealed as follows:

9 **17-20-128. State authorized to receive Fort Lyon property.**

10 ~~(1) The state is hereby authorized to receive, by and through the~~
11 ~~department of corrections and its executive director, all rights, title, and~~
12 ~~interest in and to the real property comprising the Fort Lyon department~~
13 ~~of veterans affairs medical center that may be conveyed by the federal~~
14 ~~secretary of veterans affairs.~~

15 ~~(2) The executive director, as a condition of receiving the~~
16 ~~conveyance described in subsection (1) of this section, if any, shall~~
17 ~~provide appropriate public access to Kit Carson chapel and the cemetery~~
18 ~~pursuant to federal law.~~

19 **SECTION 4. Act subject to petition - effective date.** This act
20 shall take effect March 1, 2012; except that, if a referendum petition is
21 filed pursuant to section 1 (3) of article V of the state constitution against
22 this act or an item, section, or part of this act within the ninety-day period
23 after final adjournment of the general assembly, then the act, item,
24 section, or part shall not take effect unless approved by the people at the
25 general election to be held in November 2012 and shall take effect on the
26 date of the official declaration of the vote thereon by the governor,
27 whichever is later.