

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 17-0496.01 Jerry Barry x4341

HOUSE BILL 17-1083

HOUSE SPONSORSHIP

Liston,

SENATE SPONSORSHIP

(None),

House Committees

Judiciary

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING AN EXEMPTION FOR CERTAIN TRAFFIC VIOLATIONS OF**
102 **THE REQUIREMENT THAT A MUNICIPAL JUDGE INFORM A**
103 **DEFENDANT OF CERTAIN RIGHTS.**

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://leg.colorado.gov>.)

House Bill 16-1309 requires a judge to inform a defendant of certain rights at the defendant's first appearance in prosecutions in municipal courts. The bill excludes cases involving traffic infractions or violations carrying an assessment of 4 or fewer points from the requirement.

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

2 **SECTION 1.** In Colorado Revised Statutes, 16-7-207, **amend as**
3 **it will become effective May 1, 2017,** (3) as follows:

4 **16-7-207. Court's duty to inform on first appearance in court**
5 **and on pleas of guilty.** (3) This section applies to prosecutions for
6 violations of municipal charters and prosecutions for violations of
7 municipal ordinances, EXCEPT FOR TRAFFIC INFRACTIONS OR MUNICIPAL
8 TRAFFIC VIOLATIONS RESULTING IN FOUR OR FEWER POINTS ACCORDING TO
9 THE POINT SYSTEM SCHEDULE IN SECTION 42-2-127 (5).

10 **SECTION 2. Act subject to petition - effective date -**
11 **applicability.** (1) This act takes effect September 1, 2017; except that,
12 if a referendum petition is filed pursuant to section 1 (3) of article V of
13 the state constitution against this act or an item, section, or part of this act
14 within the ninety-day period after final adjournment of the general
15 assembly, then the act, item, section, or part will not take effect unless
16 approved by the people at the general election to be held in November
17 2018 and, in such case, will take effect on the date of the official
18 declaration of the vote thereon by the governor.

19 (2) This act applies to violations committed on or after the
20 applicable effective date of this act.