

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

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 FOR WHICH THE
8 PENALTY IS ONLY A FINE AND ARREST IS PROHIBITED AND FOR WHICH A
9 COURT SHALL NOT ISSUE A BENCH WARRANT, INCLUDING A WARRANT FOR
10 FAILURE TO APPEAR.

11 **SECTION 2. Effective date - applicability.** This act takes effect
12 the later of May 1, 2017, or upon passage, and applies to violations
13 committed on or after said date.

14 **SECTION 3. Safety clause.** The general assembly hereby finds,
15 determines, and declares that this act is necessary for the immediate
16 preservation of the public peace, health, and safety.