

**First Regular Session
Seventy-first General Assembly
STATE OF COLORADO**

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 17-0496.01 Jerry Barry x4341

HOUSE BILL 17-1083

HOUSE SPONSORSHIP

Liston,

SENATE SPONSORSHIP

Gardner,

House Committees
Judiciary

Senate Committees
Judiciary

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.

SENATE
3rd Reading Unamended
March 28, 2017

SENATE
2nd Reading Unamended
March 27, 2017

HOUSE
3rd Reading Unamended
February 27, 2017

HOUSE
Amended 2nd Reading
February 24, 2017

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.