

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 28, 2017
Date

Committee on Judiciary.

After consideration on the merits, the Committee recommends the following:

HB17-1109 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend printed bill, page 2, line 13, after "COMMITTED;" insert "OR".
- 2 Page 2, strike line 15 and substitute "WAS COMMITTED."
- 3 Page 2, strike lines 16 and 17.
- 4 Page 3, after line 2 insert:
 - 5 "(c) NOTHING IN THIS SUBSECTION (14) ALLOWS FOR A DEFENDANT
 - 6 TO BE PLACED IN JEOPARDY TWICE FOR THE SAME INCIDENT OF SEXUAL
 - 7 CONDUCT INVOLVING A CHILD THAT HAS BEEN PREVIOUSLY ALLEGED AS
 - 8 AN INCIDENT NECESSARY TO FORM A PATTERN OF SEXUAL ABUSE AS
 - 9 DEFINED IN SECTION 18-3-401(2.5) IN VIOLATION OF THE PROHIBITION
 - 10 AGAINST SECOND TRIALS IN SECTIONS 18-1-301, 18-1-302, AND
 - 11 18-1-303."
- 12 Page 3, line 21, strike "OCCURRED," and substitute "OCCURRED OR".
- 13 Page 3, strike lines 22 through 24 and substitute "FURTHERANCE OF THE
- 14 OFFENSE WAS COMMITTED."
- 15 Page 4, line 17, strike "OCCURRED," and substitute "OCCURRED OR".
- 16 Page 4, strike lines 18 through 20 and substitute "AN ACT IN
- 17 FURTHERANCE OF THE OFFENSE WAS COMMITTED."

- 1 Page 5, line 4, strike "OCCURRED," and substitute "OCCURRED OR".
- 2 Page 5, strike lines 5 through 7 and substitute "OFFENSE WAS
- 3 COMMITTED."

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