

CHAPTER 29

CRIMINAL LAW AND PROCEDURE

HOUSE BILL 01-1118

BY REPRESENTATIVE(S) Garcia, Boyd, Chavez, Coleman, Crane, Decker, Fairbank, Groff, Grossman, Jahn, Kester, Mace, Marshall, Miller, Mitchell, Romanoff, Sanchez, Scott, Sinclair, Snook, Spradley, Stafford, Tapia, Vigil, Weddig, White, and Williams S.;
also SENATOR(S) Hagedorn, Dyer (Arapahoe), and Hernandez.

AN ACT

CONCERNING AGGRAVATING FACTORS FOR AGGRAVATED MOTOR VEHICLE THEFT.

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

SECTION 1. 18-4-409 (2) (e), Colorado Revised Statutes, is amended to read:

18-4-409. Aggravated motor vehicle theft. (2) A person commits aggravated motor vehicle theft in the first degree if he or she knowingly obtains or exercises control over the motor vehicle of another without authorization or by threat or deception and:

(e) Causes five hundred dollars or more property damage, INCLUDING BUT NOT LIMITED TO PROPERTY DAMAGE TO THE MOTOR VEHICLE INVOLVED, IN THE COURSE OF OBTAINING CONTROL OVER OR IN the exercise of control of the motor vehicle; or

SECTION 2. Effective date - applicability. (1) This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution; except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

(2) The provisions of this act shall apply to offenses committed on or after the applicable effective date of this act.

Approved: March 12, 2001