

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB26-1052 be amended as follows:

- 1 Amend printed bill, page 2, line 3, strike "(2)(aa) and (2)(bb)" and
2 substitute "(2)(aa), (2)(bb), and (2)(cc)".
- 3 Page 2, line 11, strike "RESTITUTION RECORDS;".
- 4 Page 2, line 17, strike "16-12-312." and substitute "16-12-312; AND
5 (cc) A RESTITUTION ASSESSMENT HEARING HELD PURSUANT TO
6 SECTION 18-1.3-603."
- 7 Page 3, line 2, after "ADULT," insert "AS DEFINED IN SECTION 18-6.5-102,".
- 8 Page 3, line 3, strike "OFFENDER." and substitute "OFFENDER IN THE
9 UNDERLYING CASE."
- 10 Page 3, line 10, strike "RIGHT," and substitute "RIGHT TO REQUEST,".
- 11 Page 3, lines 12 and 13, strike "HEARINGS AND IN COMMUNICATIONS;" and
12 substitute "HEARINGS;".
- 13 Page 3, strike lines 21 through 25 and substitute:
14 "(b.4) The right to be informed, pursuant to section 16-12-307, of
15 wrongful action by a crime laboratory employee in a case involving a
16 crime listed in section 24-4.1-302 (1). CONFER WITH THE DISTRICT
17 ATTORNEY AND REQUEST TO RETEST FORENSIC MEDICAL EVIDENCE
18 COLLECTED IF A CRIME LABORATORY EMPLOYEE ENGAGED IN WRONGFUL
19 ACTION PURSUANT TO SECTION 16-12-305, THE CRIME LABORATORY
20 EMPLOYEE WAS INVOLVED IN THE VICTIM'S CASE, AND THE CRIME
21 LABORATORY EMPLOYEE'S WRONGFUL ACTION LIKELY IMPACTED THE
22 REPORTED RESULTS. THE DISTRICT ATTORNEY SHALL CONSIDER AND MAKE
23 A DETERMINATION REGARDING THE REQUEST TO RETEST THE FORENSIC
24 MEDICAL EVIDENCE COLLECTED."
- 25 Page 4, line 2, strike "RESTITUTION RECORDS;".

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