Committee on Health & Human Services.

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

SB19-172 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, line 13, strike "and (15)".

Page 2, line 16, strike "PURPOSEFUL" and substitute "INTENTIONAL".

Page 2, strike lines 19 through 21.

Page 2, strike line 23 and substitute "(6); and add (9) as follows:".

Page 3, strike lines 1 through 6 and substitute:

"18-6.5-103. Crimes against at-risk persons - classifications.

(6) (a) Any person who knowingly commits caretaker neglect against an at-risk person or knowingly acts in a manner likely to be injurious to the physical or mental welfare of an at-risk person commits a class 1 misdemeanor.

(b) A PERSON WHO UNLAWFULLY ABANDONS AN AT-RISK PERSON COMMITS A CLASS 1 MISDEMEANOR.

(9) (a) A PERSON COMMITS FALSE IMPRISONMENT OF AN AT-RISK PERSON IF:

(I) (A) THE PERSON CONFINES OR DETAINS AN AT-RISK PERSON IN A LOCKED OR BARRICADED ROOM UNDER CIRCUMSTANCES THAT CAUSE BODILY INJURY OR SERIOUS EMOTIONAL DISTRESS; AND

(B) SUCH CONFINEMENT OR DETENTION WAS PART OF A CONTINUED PATTERN OF CRUEL PUNISHMENT OR UNREASONABLE ISOLATION OR CONFINEMENT OF THE AT-RISK PERSON; OR
(II) THE PERSON CONFINES OR DETAINS AN AT-RISK PERSON AND UNREASONABLY RESTRICTS THAT PERSON'S FREEDOM OF MOVEMENT BY TYING, CAGING, CHAINING, OR OTHERWISE USING SIMILAR PHYSICAL RESTRAINTS OR BY THREATENING OR INTIMIDATING THE AT-RISK PERSON. 

(b) FALSE IMPRISONMENT OF AN AT-RISK PERSON IS A CLASS 6 FELONY.".