

**Second Regular Session
Seventieth General Assembly
STATE OF COLORADO**

REVISED

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

LLS NO. 16-1124.01 Michael Dohr x4347

SENATE BILL 16-164

SENATE SPONSORSHIP

Cooke,

HOUSE SPONSORSHIP

Lee,

Senate Committees
Judiciary

House Committees
Judiciary

A BILL FOR AN ACT

101 **CONCERNING CLARIFICATION THAT A PRIVATE PROBATION**
102 **SUPERVISION PROVIDER CAN FILE LEGAL PROCESS AGAINST A**
103 **PROBATIONER UNDER HIS OR HER SUPERVISION.**

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://www.leg.state.co.us/bills summaries>.)

Under current law, a probationer may be supervised by a private probation supervision provider. The bill clarifies that a private probation supervision provider has the authority to issue a summons and file a complaint with the court for a probationer under his or her supervision.

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.

HOUSE
2nd Reading Unamended
April 28, 2016

SENATE
3rd Reading Unamended
April 6, 2016

SENATE
2nd Reading Unamended
April 5, 2016

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

2 **SECTION 1.** In Colorado Revised Statutes, 16-11-205, **add** (7)
3 as follows:

4 **16-11-205. Arrest of probationer - revocation.** (7) A PERSON OR
5 ENTITY THAT PROVIDES SUPERVISION PURSUANT TO SECTION 18-1.3-202
6 (2), C.R.S., MAY ISSUE A SUMMONS AND FILE A COMPLAINT WITH THE
7 COURT FOR A DEFENDANT UNDER HIS OR HER SUPERVISION IN
8 ACCORDANCE WITH THE PROVISIONS OF THIS SECTION.

9 **SECTION 2. Act subject to petition - effective date.** This act
10 takes effect at 12:01 a.m. on the day following the expiration of the
11 ninety-day period after final adjournment of the general assembly (August
12 10, 2016, if adjournment sine die is on May 11, 2016); except that, if a
13 referendum petition is filed pursuant to section 1 (3) of article V of the
14 state constitution against this act or an item, section, or part of this act
15 within such period, then the act, item, section, or part will not take effect
16 unless approved by the people at the general election to be held in
17 November 2016 and, in such case, will take effect on the date of the
18 official declaration of the vote thereon by the governor.