

Second Regular Session
Seventy-first General Assembly
STATE OF COLORADO

ENGROSSED

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

LLS NO. 18-0308.01 Michael Dohr x4347

HOUSE BILL 18-1029

HOUSE SPONSORSHIP

Weissman,

SENATE SPONSORSHIP

Lundberg,

House Committees

Judiciary
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING LOWERING THE PERIOD OF MANDATORY PAROLE FROM**
102 **FIVE YEARS TO THREE YEARS FOR CERTAIN FELONY OFFENSES.**

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://leg.colorado.gov/>.)

Sentencing in the Criminal Justice System Interim Study Committee. Under current law, the length of a mandatory parole sentence for a class 2 and 3 felony is 5 years. The bill lowers the length of mandatory parole for a class 2 and 3 felony to 3 years.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

HOUSE
Amended 2nd Reading
February 26, 2018

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

2 **SECTION 1.** In Colorado Revised Statutes, 18-1.3-401, **amend**
3 (1)(a)(V)(A); and **add** (1)(a)(V.5) as follows:

4 **18-1.3-401. Felonies classified - presumptive penalties.**

5 (1) (a) (V) (A) Except as otherwise provided in section 18-1.3-401.5 for
6 offenses contained in article 18 of this ~~title~~ TITLE 18 committed on or after
7 October 1, 2013, as to any person sentenced for a felony committed on or
8 after July 1, 1993, AND BEFORE JULY 1, 2018, felonies are divided into six
9 classes that are distinguished from one another by the following
10 presumptive ranges of penalties that are authorized upon conviction:

11	Class	Minimum	Maximum	Mandatory
12		Sentence	Sentence	Period of Parole
13	1	Life imprisonment	Death	None
14	2	Eight years imprisonment	Twenty-four years imprisonment	Five Years
15				
16	3	Four years imprisonment	Twelve years imprisonment	Five years
17				
18	4	Two years imprisonment	Six years imprisonment	Three years
19				
20	5	One year imprisonment	Three years imprisonment	Two years
21				
22	6	One year imprisonment	Eighteen months imprisonment	One year
23				

24 (V.5) AS TO ANY PERSON SENTENCED FOR A FELONY COMMITTED
25 ON OR AFTER JULY 1, 2018, FELONIES ARE DIVIDED INTO SIX CLASSES THAT
26 ARE DISTINGUISHED FROM ONE ANOTHER BY THE FOLLOWING
27 PRESUMPTIVE RANGES OF PENALTIES THAT ARE AUTHORIZED UPON

1 CONVICTION:

2	CLASS	MINIMUM	MAXIMUM	MANDATORY
3		SENTENCE	SENTENCE	PERIOD OF
4				PAROLE
5	1	LIFE IMPRISONMENT	DEATH	NONE
6	2	EIGHT YEARS	TWENTY-FOUR YEARS	FIVE YEARS IF
7		IMPRISONMENT	IMPRISONMENT	THE OFFENSE IS A
8				CRIME OF
9				VIOLENCE AS
10				DESCRIBED IN
11				SECTION
12				18-1.3-406 (2)
13				THREE YEARS IF
14				THE OFFENSE IS
15				NOT A CRIME OF
16				VIOLENCE AS
17				DESCRIBED IN
18				SECTION
19				18-1.3-406 (2)
20	3	FOUR YEARS	TWELVE YEARS	THREE YEARS
21		IMPRISONMENT	IMPRISONMENT	
22	4	TWO YEARS	SIX YEARS	THREE YEARS
23		IMPRISONMENT	IMPRISONMENT	
24	5	ONE YEAR	THREE YEARS	TWO YEARS
25		IMPRISONMENT	IMPRISONMENT	
26	6	ONE YEAR	EIGHTEEN MONTHS	ONE YEAR
27		IMPRISONMENT	IMPRISONMENT	

1 **SECTION 2. Safety clause.** The general assembly hereby finds,
2 determines, and declares that this act is necessary for the immediate
3 preservation of the public peace, health, and safety.